

AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 23, 2010 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Pennington

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 - FEBRUARY 24, 2010 - 9:00 A. M.

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

MAYOR'S REPORT - NASA: Regional Response and Action Plan

CONSENT AGENDA NUMBERS 1 through 41

MISCELLANEOUS - NUMBERS 1 and 2

1. REQUEST from Mayor for confirmation of the appointment of **MR. OMAR C. REID** as Director of the **HUMAN RESOURCES DEPARTMENT**
2. RECOMMENDATION from Interim Director Houston Airport System for approval of membership fees in the Airports Council International (ACI) for the Calendar Year 2010 - \$195,298.00 Enterprise Fund - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**

ACCEPT WORK - NUMBERS 3 through 10

3. RECOMMENDATION from Interim Director Houston Airport System for approval of final contract amount of \$2,791,808.50 and acceptance of work on contract with **VANDERLANDE INDUSTRIES, INC** for Terminal D Explosive Detection System (EDS) Interim In-Line Baggage Conveying Equipment at George Bush Intercontinental Airport/Houston (IAH) Project 612H 2.46% under the original contract amount - **DISTRICT B - JOHNSON**
4. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,041,105.00 and acceptance of work on contract with **MILLIS DEVELOPMENT & CONSTRUCTION, INC** for Hobart Taylor Park - 4.98% over the original contract amount **DISTRICT B - JOHNSON**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$8,890,101.42 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Turkey Creek Wastewater Treatment Plant Improvements - 0.12% under the original contract amount - **DISTRICT G - PENNINGTON**
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$791,215.74 and acceptance of work on contract with **NORTH HOUSTON POLE LINE, L.P.** for Wastewater Collection System Rehabilitation and Renewal 2.30% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; F - HOANG; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,514,791.77 and acceptance of work on contract with **NORTH HOUSTON POLE LINE, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 0.82% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON and G - PENNINGTON**
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,026,287.00 and acceptance of work on contract with **CHIEF SOLUTIONS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 2.85% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**
9. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$911,719.23 and acceptance of work on contract with **TEXAS ReEXCAVATION, L.C.** for New Front Easement Reconnections, (UM) - 4.1% under the original contract amount - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**
10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,324,332.93 and acceptance of work on contract with **PRELOAD, INC** for Construction of 12.5 MG Concrete Ground Tank at East Water Purification Plant No. 3 7.61% under the original contract amount - **DISTRICT E - SULLIVAN**

PROPERTY - NUMBER 11

11. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Angelo Moscarelli, that the City decline the acceptance of, reject, and refuse the dedication of a 20-foot-wide alley, within Block 169 of the Genoa Addition, out of the John Austin Two League Survey, SY10-013 - **DISTRICT E - SULLIVAN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 12 through 15

12. **CARAHSOFT TECHNOLOGY CORP.** for Purchase of Policy Manager™ Software from the General Services Administration Schedule 70 contract through the Cooperative Purchasing Program for the Information Technology Department - \$299,000.00 - Equipment Acquisition Consolidated Fund
13. **LONE STAR UNIFORMS, INC** for Purchase of Uniforms from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Police Department - \$204,920.50 - General Fund
14. **BUCKEYE CLEANING CENTER (BID NO. 1)** - \$2,870,197.72 and **UNISOURCE WORLDWIDE** - \$1,822,553.91 for Disposable Paper Products for Various Departments - General and Enterprise Funds
15. **AMEND MOTION #2000-1552 as amended by Motions 2003-1450, 2004-1056, 2006-0037, 2009-0502 and 2009-0680 TO EXTEND** the term from March 30, 2010 to September 30, 2010 for Vehicle Locator System for Various Departments, awarded to **TELETRAC, INC**

ORDINANCES - NUMBERS 16 through 41

16. ORDINANCE approving and authorizing application to the Department of State Health Services for the City's Community Preparedness Section/Public Health Emergency Response Focus Area 1, Phases I, II and III Grant; declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of the Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$5,685,896.00 - Grant Fund
17. ORDINANCE approving and authorizing grant application to the U. S. Department of Health and Human Services, Centers for Disease Control for the City's HIV Prevention Activities - Health Department Based; declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of the Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$5,438,911.00 - Grant Fund
18. ORDINANCE approving and authorizing an application to the U. S. Department of Health and Human Services, Centers for Disease Control for the City's Tuberculosis Elimination and Laboratory Program Funding; declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$8,735,140.00 - Grant Fund
19. ORDINANCE approving and authorizing contract between the City and **THE COLLABORATIVE FOR CHILDREN** for Various Health Services provided by the Department of Health & Human Services - \$412,227.75 - Revenue
20. ORDINANCE approving and authorizing contract between the City of Houston on behalf of the Health & Human Services Department and **CHILD CARE COUNCIL OF GREATER HOUSTON, INC** for Homelessness Prevention and Rapid Re-Housing Program Services - \$4,113,202.00 Revenue

ORDINANCES - continued

21. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON VOLUNTEER LAWYERS PROGRAM, INC** to provide \$125,000.00 in Housing Opportunities for Persons With AIDS Funds for Legal Supportive Services - **DISTRICT I - RODRIGUEZ**
22. ORDINANCE approving and authorizing contract between the City of Houston and **CAREER AND RECOVERY RESOURCES, INC**, providing up to \$297,692.00 in Housing Opportunities for Persons With AIDS Funds, which amount includes a limitation on additional funding in the amount of \$148,846.00, for the administration of a Computer Literacy/Job Placement Assistance Program, along with supportive services
23. ORDINANCE approving and authorizing agreement between the City of Houston, **AMEGY BANK** and **CATHOLIC CHARITIES COMMUNITY DEVELOPMENT CORPORATION** to provide a Second Lien Construction Loan of Federal "HOME" Funds in the amount of \$700,000.00 for eligible costs in connection with the construction of ten (10) affordable homes - **DISTRICT H - GONZALEZ**
24. ORDINANCE approving and authorizing contract between the City of Houston and **CHELSEA SENIORS I, LLC** to provide a \$1,965,755 Loan of Federal "HOME" Funds to assist in the development of a 150 unit affordable housing development, targeting seniors 55 and older, to be located in the 6900 block of W. TC Jester at W. Little York, of which 4 units will be designated as very low income home affordable floating units and 12 units will be designated as low income home affordable floating units for a 20-year affordability period - **DISTRICT B - JOHNSON**
25. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON NORTH APARTMENT HOMES I LLC** to provide a \$1,000,000 Performance Based Loan of Federal "HOME" Funds to assist in the land acquisition and construction of a 172 unit multifamily housing facility, targeting low income tenants, to be located at the north side of W Grenfell Lane and west side of Northline Drive, of which nine units will be restricted to floating home assisted units with seven units restricted to HUD high home rents and two units restricted to HUD low home rents for a period of 20 years - **DISTRICT H - GONZALEZ**
26. ORDINANCE approving and authorizing agreement between the City of Houston and **MIDWAY FOUNTAINVIEW INVESTORS, LLC** to provide a \$1,730,000.00 Performance-Based Loan of Federal "CDBG - DR" Funds for costs to acquire and rehabilitate Vista Bonita Apartments, a 118 unit (following rehabilitation) multi-family project located on the east side of I-45, approximately 1.5 miles south of Monroe Rd., Houston, Texas, of which 74 units, being approximately 51% of the current 144 units, will be restricted for a period of five years to tenants with 80% or less of the AMI at rents to be consistent with TDHCA Affordable Rents - **DISTRICT E - SULLIVAN**
27. ORDINANCE approving and authorizing contract between the City of Houston and **SOUTH ACRES RANCH II, LTD** to provide a \$960,000 Loan of Federal "HOME" Funds to assist in the land acquisition and construction of a 49 unit Multifamily Housing Facility, targeting low income tenants, to be located on the east side of the 11400 block of Scott Street, of which five units will be restricted to floating home assisted units with four units restricted to HUD high home rents and one unit restricted to HUD low home rents for a period of 20 years - **DISTRICT D - ADAMS**
28. ORDINANCE appropriating \$1,716,709.00 from the Miscellaneous Capital Projects / Acquisitions CP Series E Fund and reimbursing \$1,716,709.00 to the Reimbursement of Equipment / Project Fund (as passed by Ordinance Nos. 2009-116, 2009-397, 2009-629) - **DISTRICTS D - ADAMS and I - RODRIGUEZ**

ORDINANCES - continued

29. ORDINANCE awarding contract to **HOV SERVICES, INC** for Mail Processing Services for the Municipal Courts Administration, General Services and Public Works & Engineering Departments; providing a maximum contract amount - 3 Years with two one-year options - \$2,510,000.00 General, Parking Management and Building Inspection Funds
30. ORDINANCE approving and authorizing amendment to four contracts between the City of Houston and **PAYLESS INSULATION INC, DIRECT ENERGY LP, STANDARD RENEWABLE ENERGY LP,** and **PMG PROJECT MANAGEMENT LLC** for the Residential Energy Efficiency Program
31. ORDINANCE approving and authorizing fourth amendment to Electric Supply Agreement between the City of Houston and **TEXAS GENERAL LAND OFFICE** (Approved by Ordinance No. 04-0273 and Amendments One, Two and Three approved by Ordinance Nos. 06-0014, 06-0439 and 07-0839)
32. ORDINANCE appropriating \$300,000.00 out of Fire Consolidated Construction Fund, \$500,000.00 out of Parks Consolidated Construction Fund, \$115,000.00 out of Solid Waste Consolidated Construction Fund, \$325,000.00 out of Police Consolidated Construction Fund, \$400,000.00 out of Public Library Consolidated Construction Fund, \$200,000.00 out of Public Health Consolidated Construction Fund, \$200,000.00 out of General Improvements Consolidated Construction Fund for Project Management Costs - \$248,000.00 - Enterprise and Building Inspection Funds
33. ORDINANCE appropriating \$200,320.00 out of Julia Ideson Library Contributions Fund and awarding construction contract to **CST ENVIRONMENTAL, LP,** for Asbestos Abatement and Demolition at Julia Ideson Building - Phase 2; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for project management, construction oversight and air monitoring and contingencies relating to construction of facilities financed by the Julia Ideson Library Contributions Fund - **DISTRICT I - RODRIGUEZ**
34. ORDINANCE appropriating \$16,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Reconstruction of Market Street from North Wayside to McCarty Road; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT I - RODRIGUEZ**
35. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath two tracts of land containing 4.1228 acres commonly known as 1610 Oliver Street and 1701 Oliver Street, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT H - GONZALEZ**
36. ORDINANCE amending Ordinance No. 2003-1034 relating to Special Event Temporary Information Signs
37. ORDINANCE appropriating \$277,200.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Extended Feasibility Study for Willow Waterhole Area Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT C - CLUTTERBUCK**

ORDINANCES - continued

38. ORDINANCE appropriating \$394,100.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **WALTER P. MOORE AND ASSOCIATES, INC** for Extended Feasibility Study for Sagemont Area Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund
DISTRICT E - SULLIVAN
39. ORDINANCE appropriating \$504,200.00 out of Drainage Improvement Commercial Paper Series F Fund as an additional appropriation and approving and authorizing first supplement to the Professional Engineering Services Contract between the City of Houston and **DODSON & ASSOCIATES, INC** for Regional/Sub-Regional Stormwater Detention Analysis for the City of Houston (Approved by Ordinance No. 07-0815); providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund
DISTRICTS A - STARDIG and B - JOHNSON
40. ORDINANCE appropriating \$6,648,000.00 out of Drainage Improvement Commercial Paper Series F Fund; \$1,084,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **JFT CONSTRUCTION, INC** for Academy Street Storm Sewer Segment 2; 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 Drainage Improvement Commercial Paper Series F Fund; and the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - CLUTTERBUCK**
41. ORDINANCE granting to **DOUBLE T SERVICES, LLC, A TEXAS LIMITED LIABILITY COMPANY**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions
FIRST READING

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 42 and 43

MISCELLANEOUS

42. **SET HEARING DATE** to consider a Municipal Setting Designation ordinance (MSD) for Flex Tank Systems, LLC for the site located at 16514 De Zavalla Road
HEARING DATE - 9:00 A.M. - WEDNESDAY - APRIL 14, 2010
43. **SET HEARING DATE** to consider a Municipal Setting Designation ordinance (MSD) for Westbrook Investments, LP for the site located at 1111 Lockwood Drive - **DISTRICT H - GONZALEZ**
HEARING DATE - 9:00 A.M. - WEDNESDAY - APRIL 14, 2010

MATTERS HELD - NUMBERS 44 and 45

44. RECOMMENDATION from Purchasing Agent to award to **KEMIRA WATER SOLUTIONS** - \$4,739,569.70 for Liquid Ferrous Iron Solution and payment to **PENCCO, INC** - \$1,071,600.00 for Emergency Purchase of Liquid Ferrous Iron Solution for Department of Public Works & Engineering - Enterprise Fund

TAGGED BY COUNCIL MEMBERS JONES, COSTELLO and BRADFORD

This was Item 7 on Agenda of February 17, 2010

45. ORDINANCE amending Ordinance No. 2009-287 to increase the maximum contract amount; approving and authorizing first amendment to contract between the City and the **YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF HOUSTON** for Elderly Services provided through the Harris County Area Agency on Aging - \$5,364,720.52 - American Recovery and Reinvestment Act and Other Grant Funds - **TAGGED BY COUNCIL MEMBER SULLIVAN**

This was Item 14 on Agenda of February 17, 2010

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Bradford first

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

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

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

**CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR - TUESDAY
FEBRUARY 23, 2010 – 2:00 PM**

AGENDA

3MIN **3MIN** **3MIN**

MR. MARK HUST – 10 Tyler Cover – Hattiesburg – MS – 39402 – 601-270-0000 - Ferrous Iron Solutions
Item 44

NON-AGENDA

1MIN **1MIN** **1MIN**

MR. DENNIS LOCKE – 1619 Chippendale – 77018 – 713-553-0721 – Road bumps

3MIN **3MIN** **3MIN**

MS. DEBORAH ELAINE ALLEN – Post Office Box 26352 – 77207-3552 – No phone – Felonies

MS. CAROL RENSICK – 1617 Haver – 77006 – 713-524-5146 – Drainage problems

MS. ANN GREEN – 11531 Mulholland – 77477 – 713-758-2142 – Neighborhood Protection complaints

MR. THEODORE JOHNSON – 3318 Carnell – 77022 - 713-861-7943 – Economic promotion – Job
Development

MR. JOE SANDERS – 5247 Dumore – 77048 – 713-480-6509 – Need a lawyer

MS. ERIKA BOWLES – 1825 Prospect St. – 77004 – 713-252-2486 – Abuse of power by HPD

MS. DANYELLE TEMPLETON – 2014 Silverdale – 77029 – 713-822-9012 – HPD Complaint

MR. JOSE GARCIA – 2402 Straight Creek - 77017 – 281-220-9298 – Background check requirement

MR. TED MANDEL – 2935 Apple Forest Ct. – Kingwood – TX – 77345 – 713-515-6712 - Budget

PREVIOUS

1MIN **1MIN** **1MIN**

MR. BARRY KLEIN – 1509 Everett – 77009 – 713-224-4144 – Problem with Metro contract

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – Pay Tribute Salute – Black
History month/US Govt.- Overthrown

MS. MARY TAYLOR - 1403 Fashion Hill Dr. - 77088 - 281-445-0682 – Sue Lovell submitted to investigating
tank on Stuebner Airline

MR. JAMES PARTSCH-GALVAN – 1611 Holman – 77004 – 713-528-2607 – Impeach Annise Parker and fire
City Secretary Anna Russell



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

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FEB 24 2010

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 2-5-10
date

COUNCIL MEMBER: _____

February 5, 2010

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Section 14-2 of the Code of Ordinances, I am pleased to appoint Mr. Omar C. Reid as Director of the Human Resources Department, subject to City Council confirmation. His resume is attached for your review.

I expect to place Mr. Reid's confirmation on the February 24, 2010 Council agenda and will see that each of you have an opportunity to meet with him in the next two weeks.

Sincerely,

A handwritten signature in cursive script that reads "Annise Parker".

Annise D. Parker
Mayor

attachment

cc: Waynette Chan
Lloyd Waguespack
Janice Evans
Marty Stein
Candy Aldridge



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Renewal of Annual Aviation Organization Membership Fees For 2010 - Airports Council International (ACI)	Category #	Page 1 of 1	Agenda Item # 2
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FROM (Department or other point of origin): Houston Airport System	Origination Date February 11, 2009	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: <i>AK Kae</i> <i>Eric R. Potts</i>	Council District affected: B, I, E
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For additional information contact: Eric R. Potts Phone: 281-233-1877 Ian N. Wadsworth Phone: 281-233-1388 (NW)	Date and identification of prior authorizing Council action: 1/29/97 (M) 97-0159; 1/28/98 (M) 98-0198; 8/9/99 (M) 99-0825; 4/26/00 (M) 2000-0565; 2/14/01 (M) 2001-0144; 3/27/02 (M) 2002-0347; 3/12/03 (M) 2003-0278; 4/20/04 (M) 2004-0413; 3/15/05 (M) 2005-0216; 4/5/06 (M) 2006-0280; 12/20/06 (M) 2006-1156; 2/5/08 (M) 2008-0108; 12/10/08 (M) 2008-0884
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AMOUNT & SOURCE OF FUNDING: \$195,298.00 HAS - Revenue Fund (8001)	
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RECOMMENDATION: (Summary)
Adopt a motion approving membership fees in Airports Council International (ACI) for the calendar year 2010 in an amount not to exceed \$195,298.00.

SPECIFIC EXPLANATION:

Airports Council International (ACI), headquartered in Geneva, Switzerland, counts 597 members operating over 1,679 airports in more than 177 countries and territories.

ACI is comprised of five geographical regions: Africa, Asia-Pacific, Europe, Latin America/Caribbean, and North America. The North America region, which includes Canada and the United States, is based in Washington D.C. Membership provides the department with 1) a means of keeping up-to-date on the latest techniques of the many functional aspects of airport management; 2) advocacy on legislative issues before the Congress and world forums; 3) a way to exchange information with other airports facing similar situations; 4) a single airport voice in dealing with federal bureaucracy; and 5) representation in the bilateral negotiating process for international air routes.

Support of this organization provides member airports with constant communication concerning our position in various legislative processes such as security issues impacting our airports and enables our airports to make their voices heard at critical points along the way. Benefits from membership and participation in this organization far outweigh the cost of dues and serve in the best interest of the Houston Airport System in meeting the current airport needs of the community, customers and users.

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

Subject: Accept Work -Vanderlande Industries, Inc. for Terminal D Explosive Detection System (EDS) Interim In-Line Baggage Conveying Equipment at George Bush Intercontinental Airport/Houston (IAH), Project 612H (WBS #s A-000486-0009-4-01 & A-000486-0009-4-02; Contract No. 4600007776).	Category #	Page 1 of 2	Agenda Item # 3
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FROM (Department or other point of origin): Houston Airport System	Origination Date February 16, 2010	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: <i>M. Kae</i> <i>Eric K. Potter</i>	Council District affected: B
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For additional information contact: John Silva <i>[Signature]</i> Phone: 281/233-1925 Bob Bielek <i>[Signature]</i> Phone: 281/233-1941	Date and identification of prior authorizing Council action: 5/2/07 (O) 2007-526 12/5/07 (O) 2007-1355 4/30/08 (O) 2008-365
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AMOUNT & SOURCE OF FUNDING: None Required <i>INW</i>	Prior appropriations: 5/2/07.....\$ 139,782.00 Arpt Improvemt Fund 5/2/07.....\$ 349,454.00 FAA Grant Funds 12/5/07....\$ 136,500.00 Arpt Improvemt Fund 12/5/07....\$ 228,750.00 FAA Grant Funds 4/30/08....\$1,500,917.00 FAA Grant Funds 4/30/08....\$ 645,366.00 Arpt Improvemt Fund 4/30/08....\$ 48,513.00 Arpt Improvemt Fund Total.....\$3,049,282.00
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RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$2,791,808.50 or 2.46 percent less than the original contract amount, accept work, and authorize final payment.

SPECIFIC EXPLANATION: On May 2, 2007, a contract was awarded to Vanderlande Industries, Inc. for installation of temporary baggage roller (unpowered) conveyors and pneumatic baggage lifters for the existing Explosive Detection System (EDS) machines on three outbound baggage make-up units to provide an interim solution in preparation for a permanent checked baggage screening system for Terminal D at George Bush Intercontinental Airport/Houston. On December 5, 2007, Amendment No. 1 was approved by Council to increase the contract scope, term and price to provide primarily for improvements to operation of the existing manual operations and to decrease the amount of physical handling of baggage, thereby reducing injuries from lifting, etc., as requested by TSA. On April 30, 2008, Council approved Amendment No. 2 to provide for further system improvements in preparation for a permanent fully automated EDS in-line baggage conveying system.

Vanderlande Industries, Inc. has completed all the work required under their contract. The final amount of the contract, including work change directives in the amount of \$29,201.00 and line item under-runs in the amount of \$99,553.50, is \$2,791,808.50, or 2.46 percent less than the original contract amount.

Vanderlande Industries, Inc. achieved 18.36% DBE participation on a 20.1% goal. The shortfall was due to fewer opportunities for DBE subcontracting in the scope of service for Amendment Nos. 1 and 2, which consisted largely of baggage handling equipment design, manufacturing and highly specialized installation. The Office of Affirmative Action and Contract Compliance awarded Vanderlande Industries, Inc. a "Satisfactory" rating.

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

VanDerLande Industries, Inc.

Contract History Report

As of February 18, 2010

#	Project Number/Description	Final Contract Amount	MWDBE Goal	Goal Achieved	Work Order Dated	R./Actual Complete Date	Date Cleared	MWDBE Rating
1	Aviation #612A - In-line EDS Baggage System at Hobby Airport. A-0486	\$7,110,196.00	20.1%	67.75%	05/23/06	12/19/06	10/26/07	Outstanding
2	Aviation #612C/F - FIS/Terminal E Baggage Conveying Equipment. A-0486	\$15,175,540.00	20%	19.54%	10/25/04	01/26/07	06/23/08	Satisfactory
3	Aviation #612G - Explosive Detection System In-Line Baggage Conveying Equipment at Bush	\$4,796,554.00	20.10%	74.90%	05/11/07	01/24/08	02/24/09	Outstanding
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CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence
Affirmative Action and
Contract Compliance
Division

To: Goodwille Pierre, Manager
Small Business Development &
Contract Compliance
Houston Airport System

From: Velma Laws, Director

Date: April 3, 2008

Subject: Explosive Detention System Interim
In-Line Baggage Conveying Equipment
at George Bush Intercontinental Airport
Project #612H
WBS #A-000486-0009-4-01 and
#A-000486-0009-4-02
Contract #4600007776

We reviewed and evaluated Vanderlande Industries Inc.'s Good Faith Efforts (GFE) regarding the project listed above. Our findings show that Vanderlande's DBE goal was set at 20.1% and the contract amount was \$465,939.00.

- Vanderlande's current MWBE participation is 33.6%
- Vanderlande obtained additional work via amendment 1, valued at \$305,000. The scope of work was baggage handling equipment design, manufacturing & installation. This scope of service offered little or no opportunities for DBE subcontracting. Nevertheless, Vanderlande subcontracted approximately \$40,000 (13%) to DBE firms.
- Amendment 2 is valued at \$2,001,222 and the scope of service has a high percentage of baggage handling equipment design, manufacturing and highly specialized installation. Vanderlande is still committed to subcontract approximately \$240,147 (12%) on demolition and building construction work.
- Because of the large percentage of the contract that is dedicated to procurement of specialized equipment, Vanderlande is scheduled to achieve 15.9% MWBE participation on the entire contract. The firm is still committed to using DBE firms for opportunities that arise.

After careful review and evaluation, we have determined that Vanderlande is making a good faith effort to utilize DBEs to the fullest extent possible. The decision is based on the facts that (1) Amendments 1 and 2 increased the total value on this contract, (2) Vanderlande's current DBE participation is 33.6%, (3) Amendments 1 and 2 scope of services offers fewer opportunities for DBE subcontracting, and (4) Vanderlande continues to pursue DBE subcontracting opportunities.

If you have any questions or need additional information, contact Robert Gallegos at 713.837.9005.

01-08-09

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work Millis Development & Construction, Inc. Hobart Taylor Park WBS F-0504A4-0001-4	Page 1 of 2	Agenda Item 4
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FROM (Department or other point of origin): General Services Department	Origination Date 2-18-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. <i>Issa Dadoush 2/8/10</i>	Council District affected: B
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2009-43; Dated: January 28, 2009
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RECOMMENDATION: Pass a motion approving the final contract amount of \$1,041,105.00, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required. Previous Funding: \$ 800,000.00 Federal Government Grant Funded (5000) CDBG \$ 320,927.00 Parks Consolidated Construction Fund (4502) \$1,120,927.00 Total	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$1,041,105.00 or 4.98% over the original contract amount, accept the work and authorize final payment to Millis Development & Construction, Inc., for construction services in connection with Hobart Taylor Park for the Parks and Recreation Department.

PROJECT LOCATION: 8100 Kenton St. (455P)

PROJECT DESCRIPTION: The scope of work consisted of improvements to the Community Center, pool and the park site which included new flooring, interior/exterior painting, new ceiling tile, complete restroom renovations, new millwork, added windows at classroom, new HVAC system, new building entry cover, addressed pool code issues, replaced pool entry fence, replaced pool mechanical equipment, parking lot overlay, playground replacement with plaza, grading and drainage at playground area, minor trail replacement, drinking fountain services, trees and irrigation, electrical service improvements and a new picnic shelter.

CONTRACT COMPLETION AND COST: The contractor completed the project within 254 days: the original contract time of 180 days plus 74 days approved by Change Orders. The final cost of the project, including Change Orders is \$1,041,105.00, an increase of \$49,402.00 over the original contract amount.

M2L Associates, Inc. was the project design consultant and construction manager.

PREVIOUS CHANGE ORDERS: Change Orders 1-8 performed a leak detection test on the pool, added shelving to the custodial closet, added a Parks standard irrigation controller, added halide light fixtures with pulse start ballast and lamps, added Virginia Graeme Baker Act compliant pool drains, added new heaters and compressors, added clear tempered glass to the office, replaced arts & crafts room sink, added turbine roof vents in the pool equipment room, added paint exterior of pool building, added paint to the basketball pavilion columns, added

REQUIRED AUTHORIZATION CUIC ID # 25PARK93

General Services Department: <i>Humberto Bautista</i> Humberto Bautista, P.E. Chief of Design & Construction Division	Housing and Community Development: <i>Richard Celli</i> Richard Celli Director	Parks and Recreation Department: <i>Joe Turner</i> Joe Turner Director
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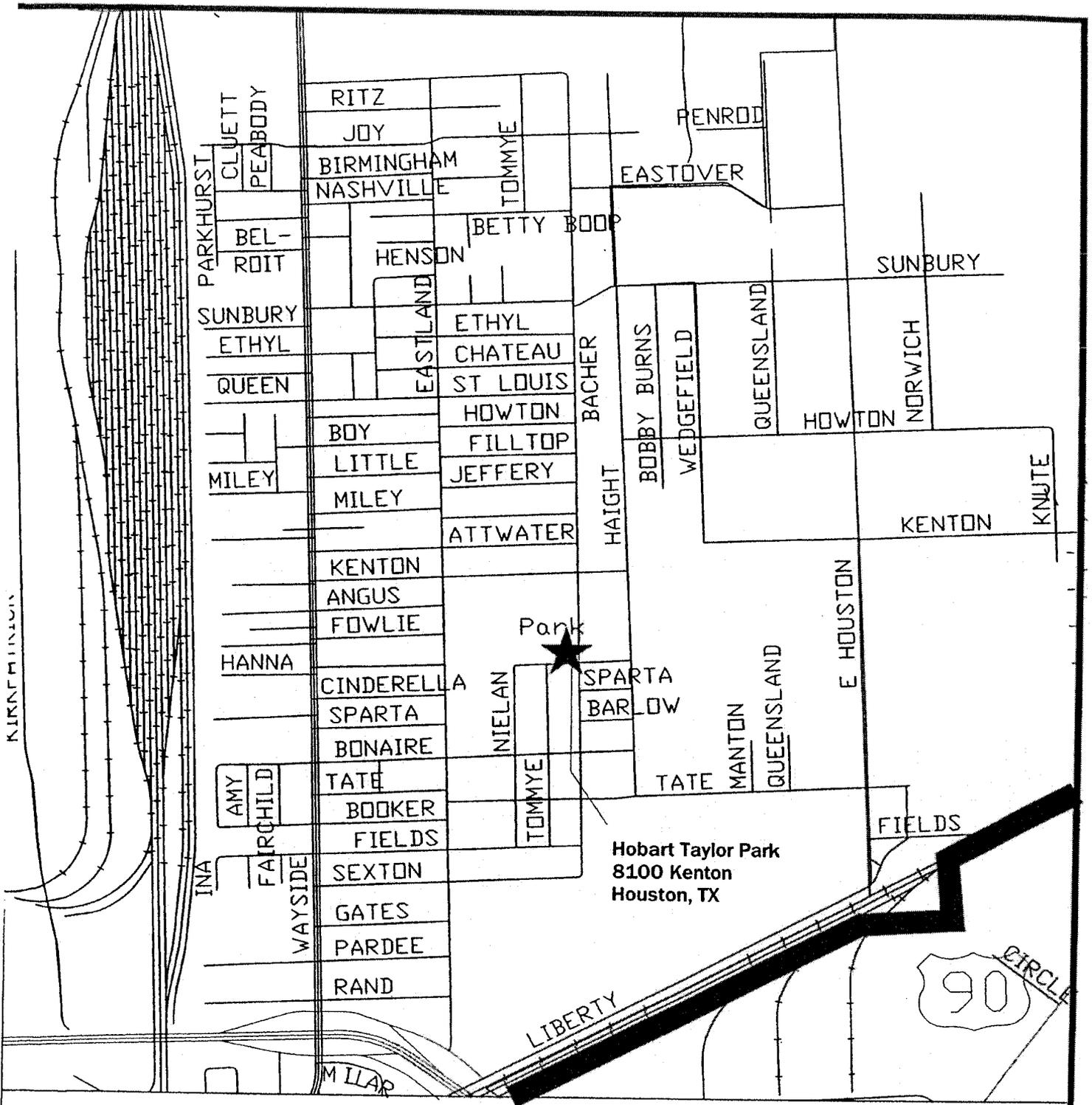
Date	Subject: Accept Work Millis Development & Construction, Inc. Hobart Taylor Park WBS F-0504A4-0001	Originator's Initials DE	Page 2 of 2
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range exhaust hood, replaced electric range, added roof drain spouts with splash blocks, added cabinet and plywood for voice data mounting, added pavilion light fixture, added two park identification signs, filled cracks in asphalt trail, added parking lot striping for dumpster location, added a safety vacuum release for the wading pool, added noncompensable days to the contract time required to obtain amended permit drawings for HVAC modifications and bolt certification for the picnic shelter from the Structural Engineer.



IZD:HB:JLN:LJ:DE:de

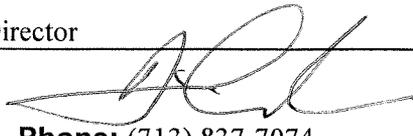
c: Marty Stein, Mark Ross, Dan Pederson, Jacquelyn L. Nisby, Calvin R. Curtis, Gabriel Mussio, Pirooz Farhoomand, Gayve Anklesaria, Laura Ortiz, Ana Shah, Lisa Johnson, Yvette Burton, File 1105



Hobart Taylor Park
8100 Kenton
Houston, TX

Hobart Taylor Park
8100 Kenton
Houston, Tx 77028

O: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Turkey Creek Wastewater Treatment Plant Improvements. WBS No. R-000265-0011-4.	Page <u>1</u> of <u>1</u>	Agenda Item # <u>5</u>
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2/18/10	Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council Districts affected: G	
For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director  Phone: (713) 837-7074	Date and Identification of prior authorizing Council Action: Ord. #2005-0679 dated 06/01/2005	

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$8,890,101.42, which is 0.12% under the original Contract Amount, accept the Work and authorize the final payment.

Amount and Source of Funding: No additional appropriation required.
(Original appropriation of \$9,673,400.00 from Water and Sewer System Consolidated Construction Fund No. 755.)

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's program to renew/replace inefficient components of the existing wastewater treatment plant facilities.

DESCRIPTION/SCOPE: The project consisted of construction, replacement or rehabilitation of numerous components of the Turkey Creek Wastewater Treatment Plant and other improvements. Binkley & Barfield Consulting Engineers designed the project with 540 calendar days allowed for construction. The project was awarded to Industrial TX Corp. with an original Contract Amount of \$8,900,370.00.

LOCATION: The project is located at 1147 Enclave Parkway. The project is located in Key Map Grid 488-G.

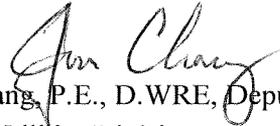
CONTRACT COMPLETION AND COST: The Contractor, Industrial TX Corp. has completed the Work under subject Contract. The project was completed within the contract time with additional 398 days approved by Change Order Nos. 1, 3, 6, and 8. The final cost of the project, including overrun and underrun of estimated bid quantities, previously approved Change Order Nos. 1 through 8 is \$8,890,101.42, a decrease of \$10,268.58 or 0.12% under the original Contract Amount.

The cost underrun is primarily due to the work not requiring use of most Extra Unit Price Items.

M/WBE PARTICIPATION: The M/WBE goal set for this project was 17.00%. According to Affirmative Action and Contract Compliance Division, the actual participation was 17.03%. The Contractor was awarded a "Satisfactory" rating for M/WBE compliance.

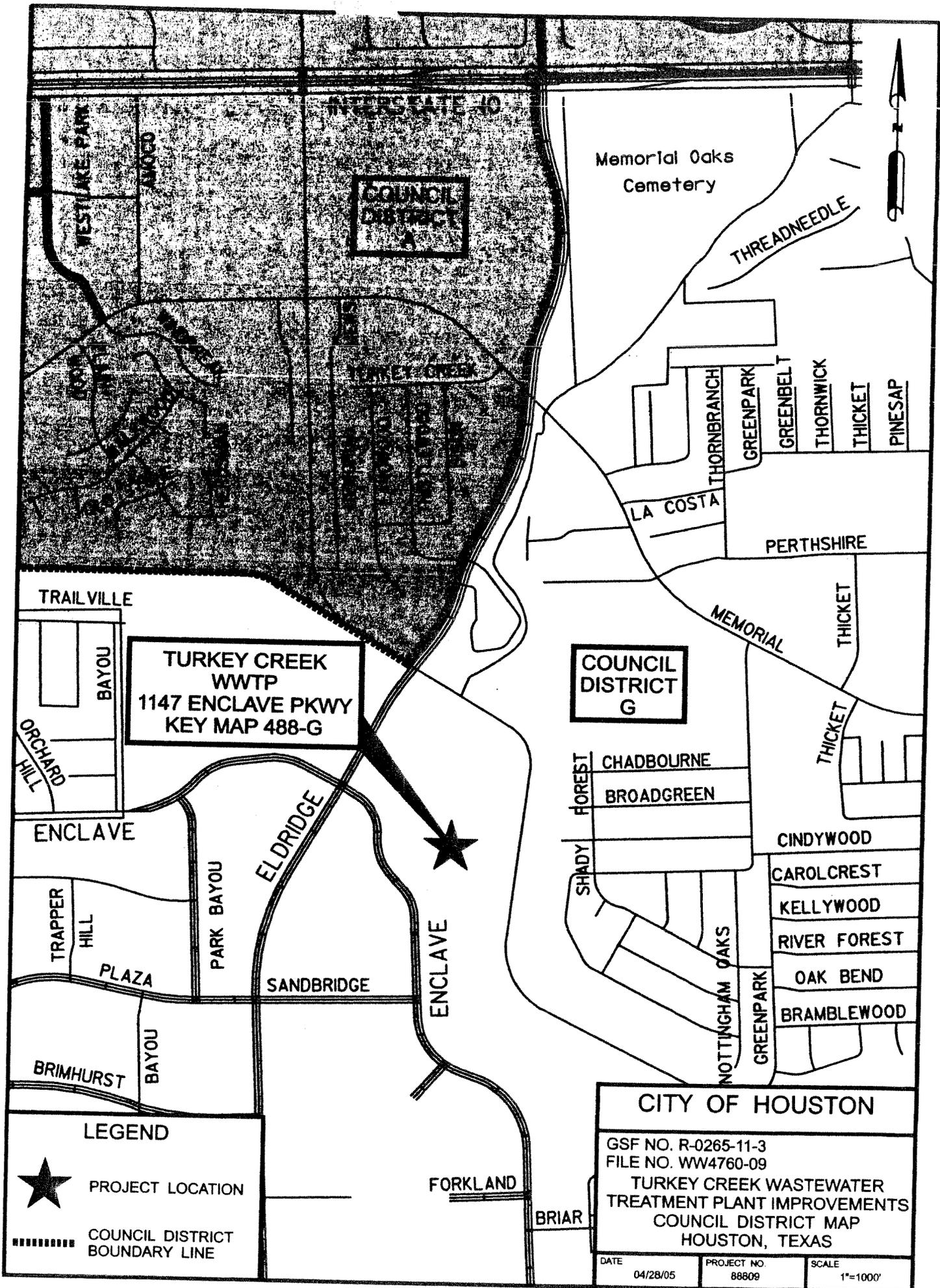
MSM:DRM:JTL:CWS:RC:mq
Z:\E&C Construction\Facilities\Projects\R-0265-11-3 Turkey Creek\Closeout\RCA\RCA.DOC

c: File No. R-000265-0011-4 – Closeout

REQUIRED AUTHORIZATION		CUIC ID# 20MZQ138
Finance Department:	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

MDT

5



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Wastewater Collection System Rehabilitation and Renewal WBS# R-000266-0102-4		Page 1 of 1	Agenda Item # 6
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 2/17/10	Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> 21210 Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: A, B,C, D, F, G, H and I	
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. 2007-1218, dated 10/31/2007	
RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$791,215.74, which is 2.30% over the original contract amount, accept the work, and authorize final payment.			
Amount and Source of Funding: No additional funding required. <i>MP. 2/4/10</i> Original appropriation of \$833,727.00 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 sanitary sewer manhole rehabilitation to deteriorated sewer manholes throughout the City. DESCRIPTION/SCOPE: This project consisted of sanitary sewer manhole rehabilitation. The project was awarded to North Houston Pole Line, L.P. with an original contract amount of \$773,452.76. The Notice to Proceed date was 01/07/2008 and the project had 540 calendar days for completion. LOCATION: The project was located at various locations within Council Districts A, B, C, D, F, G, H and I. CONTRACT COMPLETION AND COST: The contractor, North Houston Pole Line, L.P., has completed the work under the contract. The contract was completed within the required time. The final cost of the project is \$791,215.74, an increase of \$17,762.98 or 2.30% over the original contract amount. More manhole rehabilitation was needed than anticipated. MWDBE PARTICIPATION: No M/WDBE participation goal was established for this project.			
MSM:JC: <i>AB</i> DHB:RK: <i>JDK</i> JI:DR:mf Attachments			
c: Velma Laws		Craig Foster	
Project File 4235-35		REQUIRED AUTHORIZATION	
Finance Department		CUIC ID# 20DHB325	
Other Authorization: <i>Dannelle H. Belhateche</i>		Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D.WRE., Deputy Director Public Utilities Division	

4235-35		Wastewater Collection System		
		Rehabilitation and Renewal		
WBS No. R-000266-0102-4		North Houston Pole Line		
WORK ORDER	KEY MAP	Subdivision	BASIN	CD
27	449H	WEST BRANCH	WW001	A
17	415X,Y	MELBOURNE PLACE	FB001	B
1	531T	MARILYN ESTATES	SW248	C
6	531X	WESTBURY SEC. 2	SW015	C
9	531R	WILLOW MEADOWS SEC. 16	SW210	C
10	570F	GROSS ELEMENTARY SCHOOL	SW076	C
11	532J	BRAES HEIGHTS SEC. 12	SW207	C
12	570F	SOUTHMEADOW PATIO HOMES SEC. 1	SW075	C
13	532N	WOODSHIRE BRITTANY CONDO SEC. 4	SW211	C
14	532J	BRAES HEIGHTS	SW206	C
15	531X	WESTBURY SEC. 1	SW013	C
23	530W	BRAEBURN VALLEY WEST	SW066	C
26	532C	SOTHAMPTON PLACE	AS036	C
33	491U	HOUSTON GALLERIA CONDO	SW223	C
34	531E	DE MOSS	SW027	C
35	530Y	FONDERN SW NORTHFIELD	SW047	C
36	530Y	FONDERN NORTHFIELD	SW048	C
37	530U	BRAEBURN VALLEY	SW060	C
38	531U	MEYERLAND	SW025	C
39	531N	MAPEWOOD	SW041	C
40	530Z	FONDERN SW BRAESGATE	SW045	C
45	571C	WILLOW CREEK ESTATES	SW002	C
47	530U	MAPLEWOOD WEST	SW061	C
48	570H	WESTBURY	SW021	C
49	531A	WESTMORELAND FARMS	SW235	C
50	491X,Y	LARCHMONT	SW233	C
51	532J	AYRSHIRE SEC. 4	SW207	C
52	532K	SOUTHERN OAKS SEC 2	SW204	C
53	531W	WESTBURY	SW016	C
55	531V,532S	WESTWOOD CONDO SEC.5	SW212	C
7	534X	EDGEWOOD SEC. 9	SB102	D
8	534T	SOUTHCREST SEC. 2	SB107	D
19	571A	WESTBURY	SW018	D
20	533G	SAMPSON/PROSPECT APTS.	SB194	D
16	529J,K	BELLAIRE WEST	90265	F
32	530B	SHAPSTOWN COUNTRY CLUB ESTATES	SW084	F
41	530G	SHARPSTOWN	SW080	F
42	530H	SHARPSTOWN INDUSTRIAL PARK	SW082	F
43	530B	DUNNRIDGE	SW090	F
54	531N	BRABURN TERRACE	SW040	F
44	530C	TOWN OF JEANETTA	SW089	G
46	491T	KASHMERE GARDENS	SW231	G
18	454A,E	ARCHER ACRES	IB075	H
21	493F	SHEARN	II160	H
22	454S,W	PORTER & BAKER	II020	H

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000266-0103-4		Page 1 of 1	Agenda Item # 7
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 2-18-10	Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: A, B and G	
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. 2007-929, dated 08/15/2007	
RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$3,514,791.77, which is 0.82% over the original contract amount, accept the work, and authorize final payment.			
Amount and Source of Funding: No additional funding required. Original appropriation of \$3,767,767.00 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 sanitary sewer rehabilitation by sliplining and pipe bursting methods to deteriorated sewer collection systems throughout the City.			
DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by sliplining and pipe bursting methods. The project was awarded to North Houston Pole Line, L.P. with an original contract amount of \$3,486,165.74. The Notice to Proceed date was 10/01/2007 and the project had 540 calendar days for completion.			
LOCATION: The project was located at various locations within Council Districts A, B and G.			
CONTRACT COMPLETION AND COST: The contractor, North Houston Pole Line, L.P., has completed the work under the contract. The contract was completed within the required time. The final cost of the project is \$3,514,791.77, an increase of \$28,626.03 or 0.82% over the original contract amount. More pipe bursting was needed than anticipated.			
MWDBE PARTICIPATION: The MWDBE goal for this project was 20%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 23.57%. The contractor was awarded an "Outstanding" rating from Affirmative Action.			
MSM:JC:DHB:JI:DR:mf Attachments			
cc: Velma Laws		Craig Foster	
Project File 4257-82		REQUIRED AUTHORIZATION	
Finance Department		CUIC ID# 20DHB324	
Other Authorization: <i>Donnelly</i>		Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D.WRE., Deputy Director Public Utilities Division	

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-000266-00F7-4		Page 1 of 1	Agenda Item # 8
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 2/17/10	Agenda Date FEB 24 2010
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, G, H and I	
For additional information contact: <i>Danielle H. Belhateche</i> Danielle H. Belhateche, P.E. Sr. Assistant Director Phone: (281) 575-2847		Date and identification of prior authorizing Council action: Ordinance No. 2006-1175, dated 11/29/2006	
RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$1,026,287.00, which is 2.85% under the original contract amount, accept the work, and authorize final payment.			
Amount and Source of Funding: No additional funding required. <i>M.P. 2/4/10</i> Original appropriation of \$1,135,312.00 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 \$1,056,365.89. 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, 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 180 days approved by Change Order No. 1 and Change Order No. 2. The final cost of the project is \$1,026,287.00, a decrease of \$30,078.89 or 2.85% 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 18.53%. The contractor was awarded an "Outstanding" rating from Affirmative Action.			
MSM:JC:DHB:JI:DR:mf Attachments cc: Velma Laws Craig Foster			
Project File 4277-31		REQUIRED AUTHORIZATION	
Finance Department		CUIC ID# 20DHB322	
Other Authorization:		Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	

4277-31		Sanitary Sewer Cleaning and Television		
		Inspection in Support of Rehabilitation		
GFS No. R-0266-F7-3		Chief Solutions		
WORK ORDER	KEY MAP	Subdivision	BASIN	CD
4	450Z	Cedarwood	IA020	A
10	409Z	Chateau Forest	NW179	A
32	452 N, S, T	Shepherd Forest	IA041	A,H
13	454T	Crane St. Gardens	IB045	B
18	413Z	Marshall Terrace	IB081	B
19	494B	Comfort Place	II017	B
20	454X, W	Eagle	II019	B
24	412 S,T,W,X	Highland Acres Homes	NW159	B
28	373W	Imperial Valley	IVU01	B
3	531N	Northwood Meadows	SW251	C
7	571J	Southwest Crossing	WE022	D
9	533V	South Park Sec 1	SB117	D
11	573B	Blue Ridge Sec 1	AS092	D
15	527L	Almeda Plaza	AS014	D
16	533D	Houston City Street Rail Way Sec 4	SBP25	D
26	572J, K, N, P	Meredith Manor	WE005	D
30	533V	Small Wood Terrace Sec 1	SB113	D
33	573L	Cloverland	AS005	D
1	297N	Elm Grove Village Sec. 3	KW040	E
2	297N	North Kingwood Forest	KW042	E
5	536N	Meadow Greek Village	SBP09	E
23	576E,F,K,J	Sun Valley Sec 4	WC005	E
27	576E, F	Freeway Manor Sec 7	WCP02	E
8	490J	Bunker Hill Woods	WD116	G
12	489D	Fonn Villas	WDP05	G
31	492 L,M,Q,R	River Oaks Sec 12	II180	G
17	453F	Tassel Place	II046	H
21	453D,H, 454A, E	Tidwell Place	IB075	H
22	493 C,D	McGowen	II252	H
29	494C, D, H	Denver	IB022	H
6	493V	SSBB	SB138	I
14	534C, D	Idylwood	SB088	I
25	534 F,G,K,L	Pine Valley (Sec 1)	SBP20	I

SUBJECT: Accept Work for New Front Easement Reconnections, (UM), WBS No. R-002011-0063-4, File No. WW 5019		Category	Page 1 of <u>1</u>	Agenda Item # <u>9</u>
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2-18-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: B, C, D, H, I
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For additional information contact: A. James Millage Senior Assistant Director Phone: (713) 641-9566	Date and identification of prior authorizing Council action: 05/14/08, Ordinance No. 2008-434
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RECOMMENDATION: (Summary)
 Pass a motion to approve the final contract amount of \$911,719.23 or 4.1% under the original contract amount, accept the work, and authorize final payment.

Amount and Source of Funding: No additional funding is required. (Original appropriation of \$1,036,197.20 from the Water and Sewer System Consolidated Construction Fund No. 8500). *N.P. 2/9/10*

PROJECT NOTICE/JUSTIFICATION: This project provided for the relocation of sewer laterals for approximately 130 properties.

DESCRIPTION/SCOPE: This project consisted of the abandonment of old sewers in the back lots of residences, and the installation of new sewers in the front lot easements. The project was awarded to Texas ReExcavation, L.C. with an original contract amount of \$950,664.00. The Notice to Proceed date was 05/28/08 and the project had 450 calendar days for completion.

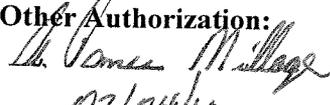
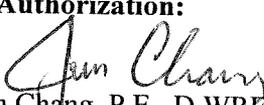
LOCATION: The project area is located in Council Districts B, C, D, H, I. The project is located in Key Map Grids 492U, 414Z, 493S, 492V, 453X, 494P, 493G, 535P, 494S.

CONTRACT COMPLETION AND COST: The Contractor, Texas ReExcavation, L.C., has completed the work under the contract within the contract time. The final cost of the project, including overrun and underrun of estimated bid quantities and previous approved Change Order Nos. 1, 2 and 3, will be \$911,719.23 a decrease of \$38,944.77 or 4.1% under the original contract amount.

M/WBE PARTICIPATION: There was no M/WBE goal set for this project.

MSM:JC:AJM:WC:SM:TC:tc
 Attachments
 cc: Marty Stein Velma Laws Craig Foster WeiYao Chang, P.E.
 Gary Drabek A. James Millage Carol Ellinger, P.E.
 Mark Loethen, P.E. File No. WW 5019

REQUIRED AUTHORIZATION CUIC ID# 20AJM223 *Not*

Finance Department:	Other Authorization:  02/10/10	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division
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Work Order Report
Texas ReExcavation, L.C.

New Front Easement Reconnections, WW5019

W.O. No.	IMS Work Order No.	IMS W.O. Date	Street No.	Street Name	Work Type	Issue Date	Repair Date	Concrete Or Asphalt Date	Landscape Date	Closing Date	Key Map	Council District
81	11108673	11/13/2008	2813	NEWMAN	Private sewer lateral	11/13/2008	11/17/08	n/a	n/a	11/20/2008	492U	B
99	11117423	12/8/2008	10113	HOMESTEAD	Private sewer lateral	12/29/2008	01/07/09	n/a	n/a	1/23/2009	414Z	B
1	11052322	6/10/2008	2810	Westgate	Private sewer lateral	6/11/2008	06/16/08	n/a	06/23/08	7/1/2008	492U	C
2	11052327	6/10/2008	2706	Westgate	Private sewer lateral	6/11/2008	06/16/08	07/01/08	07/01/08	7/1/2008	492U	C
3	11052332	6/10/2008	2654	Westgate	Private sewer lateral	6/11/2008	07/16/08	n/a	n/a	7/16/2008	492U	C
4	11052336	6/10/2008	2652	Westgate	Private sewer lateral	6/11/2008	06/21/08	n/a	06/30/08	7/1/2008	492U	C
5	11052338	6/10/2008	2650	Westgate	Private sewer lateral	6/11/2008	06/21/08	n/a	07/01/08	7/10/2008	492U	C
6	11052341	6/10/2008	2648	Westgate	Private sewer lateral	6/11/2008	06/20/08	n/a	n/a	7/1/2008	492U	C
7	11052701	6/10/2008	2642	Westgate	Private sewer lateral	6/11/2008	06/20/08	n/a	n/a	7/1/2008	492U	C
8	11052702	6/11/2008	2644	Westgate	Private sewer lateral	6/11/2008	06/25/08	n/a	n/a	7/1/2008	492U	C
9	11052703	6/11/2008	2638	Westgate	Private sewer lateral	6/11/2008	06/25/08	n/a	n/a	7/1/2008	492U	C
10	11052704	6/11/2008	2632	Westgate	Private sewer lateral	6/11/2008	07/30/08	n/a	n/a	7/1/2008	492U	C
11	11052705	6/11/2008	2630	Westgate	Private sewer lateral	6/11/2008	07/08/08	n/a	n/a	8/15/2008	492U	C
12	11056371	6/19/2008	2626	Westgate	Private sewer lateral	6/20/2008	07/30/08	n/a	08/15/08	8/15/2008	492U	C
13	11056373	6/19/2008	2624B	Westgate	Private sewer lateral	6/23/2008	07/30/08	n/a	08/15/08	8/15/2008	492U	C
14	11056374	6/19/2008	2624	Westgate	Private sewer lateral	6/23/2008	CANCEL	n/a	n/a	7/2/2008	492U	C
15	11056376	6/19/2008	2622	Westgate	Private sewer lateral	6/23/2008	08/11/08	08/12/08	08/12/08	8/12/2008	492U	C
16	11056378	6/19/2008	2616	Westgate	Private sewer lateral	6/23/2008	08/22/08	08/22/08	08/22/08	8/28/2008	492U	C
17	11056379	6/19/2008	2618	Westgate	Private sewer lateral	6/23/2008	CANCEL	n/a	n/a	7/28/2008	492U	C
18	11056380	6/19/2008	2610	Westgate	Private sewer lateral	6/23/2008	CANCEL	n/a	n/a	7/15/2008	492U	C
19	11056381	6/19/2008	2612	Westgate	Private sewer lateral	6/23/2008	07/08/08	n/a	n/a	7/15/2008	492U	C
20	11056382	6/19/2008	2608	Westgate	Private sewer lateral	6/23/2008	07/30/08	n/a	n/a	7/15/2008	492U	C
21	11056383	6/19/2008	2811	Westgate	Private sewer lateral	6/23/2008	07/30/08	n/a	07/30/08	8/15/2008	492U	C
22	11056384	6/19/2008	2807	Westgate	Private sewer lateral	6/23/2008	07/30/08	08/15/08	08/15/08	8/15/2008	492U	C
23	11056385	6/19/2008	2703	Westgate	Private sewer lateral	6/23/2008	07/30/08	n/a	08/15/08	8/15/2008	492U	C
24	11064589	7/14/2008	2701	Westgate	Private sewer lateral	6/23/2008	07/31/08	08/06/08	n/a	8/6/2008	492U	C
25	11064592	7/14/2008	2801	Westgate	Private sewer lateral	7/14/2008	07/30/08	n/a	n/a	8/15/2008	492U	C
26	11064593	7/14/2008	2803	Westgate	Private sewer lateral	7/14/2008	07/30/08	n/a	n/a	7/30/2008	492U	C
27	11064594	7/14/2008	2647	Westgate	Private sewer lateral	7/14/2008	08/01/08	n/a	n/a	8/28/2008	492U	C
28	11064597	7/14/2008	2649	Westgate	Private sewer lateral	7/14/2008	CANCEL	n/a	n/a	7/29/2008	492U	C
29	11064599	7/14/2008	2645	Westgate	Private sewer lateral	7/14/2008	07/30/08	n/a	08/15/08	8/15/2008	492U	C
30	11064601	7/14/2008	2643	Westgate	Private sewer lateral	7/14/2008	07/30/08	n/a	08/15/08	8/15/2008	492U	C
31	11064602	7/14/2008	2639	Westgate	Private sewer lateral	7/14/2008	08/26/08	n/a	08/28/08	8/28/2008	492U	C
32	11064603	7/14/2008	2633	Westgate	Private sewer lateral	7/14/2008	07/30/08	n/a	n/a	8/15/2008	492U	C
33	11064604	7/14/2008	2631	Westgate	Private sewer lateral	7/14/2008	08/12/08	n/a	n/a	9/10/2008	492U	C
					Private sewer lateral	7/14/2008	08/26/08	n/a	n/a	8/27/2008	492U	C

Work Order Report

Texas ReExcavation, L.C.

New Front Easement Reconnections, WW5019

W.O. No.	IMS Work Order No.	IMS W.O. Date	Street No.	Street Name	Work Type	Issue Date	Repair Date	Concrete Or Asphalt Date	Landscape Date	Closing Date	Key Map	Council District
34	11069330	7/28/2008	2629B	Westgate	Private sewer lateral	7/29/2008	08/26/08	n/a	n/a	8/27/2008	492U	C
35	11069331	7/28/2008	2629A	Westgate	Private sewer lateral	7/29/2008	09/03/08	09/03/08	n/a	9/8/2008	492U	C
36	11069332	7/28/2008	2627	Westgate	Private sewer lateral	7/29/2008	08/27/08	n/a	n/a	9/10/2008	492U	C
37	11069335	7/28/2008	2625	Westgate	Private sewer lateral	7/29/2008	11/14/09	n/a	n/a	11/19/2009	492U	C
38	11069338	7/28/2008	2623	Westgate	Private sewer lateral	7/29/2008	09/03/08	n/a	n/a	9/8/2008	492U	C
39	11069341	7/28/2008	2621	Westgate	Private sewer lateral	7/29/2008	09/05/08	n/a	n/a	9/8/2008	492U	C
40	11069346	7/28/2008	2619	Westgate	Private sewer lateral	7/29/2008	10/28/08	n/a	n/a	10/30/2008	492U	C
41	11069348	7/28/2008	2617	Westgate	Private sewer lateral	7/29/2008	09/03/08	n/a	n/a	9/8/2008	492U	C
42	11069350	7/28/2008	2613	Westgate	Private sewer lateral	7/29/2008	08/15/08	n/a	08/15/08	8/28/2008	492U	C
43	11069352	7/28/2008	2609	Westgate	Private sewer lateral	7/29/2008	08/15/08	n/a	08/15/08	8/28/2008	492U	C
50	11069786	7/29/2008	2301	WESTHEIMER	Private sewer lateral	7/30/2008	08/20/08	n/a	n/a	8/28/2008	492U	C
52	11082193	9/5/2008	2814	NEWMAN	Private sewer lateral	9/5/2008	01/26/09	n/a	n/a	1/30/2009	492U	C
53	11082194	9/5/2008	2812	NEWMAN	Private sewer lateral	9/5/2008	10/03/08	n/a	n/a	10/3/2008	492U	C
54	11082195	9/5/2008	2808	NEWMAN	Private sewer lateral	9/5/2008	10/14/08	n/a	n/a	10/3/2008	492U	C
55	11082196	9/5/2008	2804	NEWMAN	Private sewer lateral	9/5/2008	10/15/08	n/a	n/a	10/16/2008	492U	C
56	11082199	9/5/2008	2800	NEWMAN	Private sewer lateral	9/5/2008	10/15/08	n/a	n/a	10/16/2008	492U	C
57	11082200	9/5/2008	2728	NEWMAN	Private sewer lateral	9/5/2008	10/23/08	n/a	n/a	10/30/2008	492U	C
58	11082202	9/5/2008	2724	NEWMAN	Private sewer lateral	9/5/2008	10/20/08	n/a	n/a	10/22/2008	492U	C
59	11082203	9/5/2008	2720	NEWMAN	Private sewer lateral	9/5/2008	10/08/08	n/a	n/a	10/13/2008	492U	C
60	11082204	9/5/2008	2716	NEWMAN	Private sewer lateral	9/5/2008	10/20/08	n/a	n/a	11/25/2008	492U	C
61	11082206	9/5/2008	2714	NEWMAN	Private sewer lateral	9/5/2008	10/06/08	n/a	10/17/08	10/17/2008	492U	C
62	11082208	9/5/2008	2712	NEWMAN	Private sewer lateral	9/5/2008	10/06/08	n/a	10/17/08	10/17/2008	492U	C
63	11082212	9/5/2008	2710	NEWMAN	Private sewer lateral	9/5/2008	CANCEL	n/a	n/a	1/23/2009	492U	C
64	11082213	9/5/2008	2706	NEWMAN	Private sewer lateral	9/5/2008	CANCEL	n/a	n/a	1/23/2009	492U	C
65	11082217	9/5/2008	2708	NEWMAN	Private sewer lateral	9/5/2008	10/28/08	n/a	n/a	10/30/2008	492U	C
66	11082219	9/5/2008	2702	NEWMAN	Private sewer lateral	9/5/2008	CANCEL	n/a	n/a	10/6/2008	492U	C
67	11082221	9/5/2008	2704	NEWMAN	Private sewer lateral	9/5/2008	10/06/08	n/a	n/a	10/6/2008	492U	C
68	11082224	9/5/2008	2626	NEWMAN	Private sewer lateral	9/5/2008	11/15/08	n/a	n/a	11/19/2008	492U	C
69	11082227	9/5/2008	2622	NEWMAN	Private sewer lateral	9/5/2008	09/09/08	n/a	09/09/08	9/10/2008	492U	C
70	11082229	9/5/2008	2620	NEWMAN	Private sewer lateral	9/5/2008	10/17/08	n/a	n/a	10/20/2008	492U	C
71	11082231	9/5/2008	2612	NEWMAN	Private sewer lateral	9/5/2008	11/04/08	n/a	n/a	11/5/2008	492U	C
72	11100091	10/22/2008	2610	NEWMAN	Private sewer lateral	10/23/2008	10/22/08	n/a	n/a	10/30/2008	492U	C
78	11108667	11/13/2008	2817	NEWMAN	Private sewer lateral	11/13/2008	11/18/08	n/a	n/a	11/26/2008	492U	C
79	11108670	11/13/2008	2815	NEWMAN	Private sewer lateral	11/13/2008	CANCEL	n/a	NO ROE	2/4/2009	492U	C
80	11108671	11/13/2008	2811	NEWMAN	Private sewer lateral	11/13/2008	CANCEL	DUPLICATI	n/a	1/23/2009	492U	C

Work Order Report

Texas ReExcavation, L.C.

New Front Easement Reconnections, WW5019

W.O. No.	IMS Work Order No.	IMS W.O. Date	Street No.	Street Name	Work Type	Issue Date	Repair Date	Concrete Or Asphalt Date	Landscape Date	Closing Date	Key Map	Council District
82	11108674	11/13/2008	2801	NEWMAN	Private sewer lateral	11/13/2008	12/10/08	n/a	n/a	12/18/2008	492U	C
83	11108677	11/13/2008	2725	NEWMAN	Private sewer lateral	11/13/2008	SKIP	n/a	n/a		492U	C
84	11108680	11/13/2008	2723	NEWMAN	Private sewer lateral	11/13/2008	SKIP	n/a	n/a		492U	C
85	11108685	11/13/2008	2719	NEWMAN	Private sewer lateral	11/13/2008	12/19/08	n/a	n/a	12/23/2008	492U	C
86	11108687	11/13/2008	2717	NEWMAN	Private sewer lateral	11/13/2008	12/05/08	n/a	n/a	12/8/2008	492U	C
87	11108689	11/13/2008	2715	NEWMAN	Private sewer lateral	11/13/2008	11/24/08	n/a	n/a	11/26/2008	492U	C
88	11108691	11/13/2008	2705	NEWMAN	Private sewer lateral	11/13/2008	12/08/08	n/a	n/a	12/18/2008	492U	C
89	11108693	11/13/2008	2701	NEWMAN	Private sewer lateral	11/13/2008	12/09/08	n/a	n/a	12/18/2008	492U	C
90	11108695	11/13/2008	2623	NEWMAN	Private sewer lateral	11/13/2008	12/03/08	n/a	n/a	12/8/2008	492U	C
91	11108697	11/13/2008	2619	NEWMAN	Private sewer lateral	11/13/2008	11/21/08	n/a	n/a	11/24/2008	492U	C
92	11108699	11/13/2008	2615	NEWMAN	Private sewer lateral	11/13/2008	11/20/08	11/20/08	n/a	11/24/2008	492U	C
93	11108702	11/13/2008	2609	NEWMAN	Private sewer lateral	11/13/2008	11/25/08	n/a	n/a	12/2/2008	492U	C
96	11113303	11/26/2008	2707	NEWMAN	Private sewer lateral	11/26/2008	12/02/08	n/a	n/a	12/4/2008	492U	C
97	11115854	12/3/2008	2629	NEWMAN	Private sewer lateral	12/4/2008	12/04/08	n/a	n/a	12/4/2008	492U	C
100	11124028	12/29/2008	2810	GREENBRIAR	Private sewer lateral	12/29/2008	01/09/09	n/a	n/a	2/4/2009	492U	C
101	11124031	12/29/2008	2806	GREENBRIAR	Private sewer lateral	12/29/2008	01/09/09	n/a	n/a	1/12/2009	492U	C
102	11124034	12/29/2008	2800	GREENBRIAR	Private sewer lateral	12/29/2008	01/05/09	n/a	n/a	1/7/2009	492U	C
103	11124038	12/29/2008	2800.5	GREENBRIAR	Private sewer lateral	12/29/2008	CANCEL	DUPLICATI 11124034'		1/23/2009	492U	C
104	11124040	12/29/2008	2802	GREENBRIAR	Private sewer lateral	12/29/2008	CANCEL	DUPLICATI 11124034'		1/23/2009	492U	C
105	11126681	1/6/2009	2650	GREENBRIAR	Private sewer lateral	1/6/2009	CANCEL	DBO	n/a	1/23/2009	492U	C
106	11126683	1/6/2009	2648	GREENBRIAR	Private sewer lateral	1/6/2009	CANCEL	DBO	n/a	1/23/2009	492U	C
107	11126685	1/6/2009	2644	GREENBRIAR	Private sewer lateral	1/6/2009	01/15/09	n/a	n/a	1/6/2009	492U	C
108	11126688	1/6/2009	2636	GREENBRIAR	Private sewer lateral	1/6/2009	01/15/09	01/15/09	n/a	1/15/2009	492U	C
109	11126690	1/6/2009	2630	GREENBRIAR	Private sewer lateral	1/6/2009	01/15/09	n/a	n/a	1/15/2009	492U	C
110	11126720	1/6/2009	2632	GREENBRIAR	Private sewer lateral	1/6/2009	01/14/09	n/a	n/a	2/4/2009	492U	C
111	11126721	1/6/2009	2618	GREENBRIAR	Private sewer lateral	1/6/2009	01/14/09	n/a	n/a	1/21/2009	492U	C
112	11126723	1/6/2009	2616	GREENBRIAR	Private sewer lateral	1/6/2009	01/16/09	n/a	n/a	1/21/2009	492U	C
113	11126725	1/6/2009	2610	GREENBRIAR	Private sewer lateral	1/6/2009	01/17/09	n/a	n/a	1/21/2009	492U	C
114	11126726	1/6/2009	2622	GREENBRIAR	Private sewer lateral	1/6/2009	01/20/09	01/20/09	n/a	1/21/2009	492U	C
115	11131872	1/20/2009	2305	WESTHEIMER	Private sewer lateral	1/20/2009	CANCEL	no stub	n/a	9/25/2009	492U	C
116	11131874	1/20/2009	2211	WESTHEIMER	Private sewer lateral	1/20/2009	01/29/09	01/29/09	n/a	1/30/2009	492U	C
117	11131876	1/20/2009	2203	WESTHEIMER	Private sewer lateral	1/20/2009	CANCEL	no add	n/a	5/21/2009	492U	C
95	11112482	11/25/2008	505	W.MAIN	Private sewer lateral	11/25/2008	12/01/08	12/01/08	n/a	12/4/2008	493S	D
118	11131877	1/20/2009	1923	KIPLING	Private sewer lateral	1/20/2009	01/26/09	01/26/09	n/a	1/27/2009	492V	D
119	11131878	1/20/2009	1919	KIPLING	Private sewer lateral	1/20/2009	01/20/09	n/a	n/a	1/27/2009	492V	D

Work Order Report
Texas ReExcavation, L.C.

New Front Easement Reconnections, WW5019

W.O. No.	IMS Work Order No.	IMS W.O. Date	Street No.	Street Name	Work Type	Issue Date	Repair Date	Concrete Or Asphalt Date	Landscape Date	Closing Date	Key Map	Council District
120	11131881	1/20/2009	1911	KIPLING	Private sewer lateral	1/20/2009	01/23/09	n/a	n/a	1/27/2009	492V	D
121	11131882	1/20/2009	1905	KIPLING	Private sewer lateral	1/20/2009	SKIP	n/a	n/a		492V	D
122	11131886	1/20/2009	1901	KIPLING	Private sewer lateral	1/20/2009	01/28/09	01/28/09	n/a	1/30/2009	492V	D
125	11136229	1/29/2009	2019	MARSHALL	Private sewer lateral	1/30/2009	SKIP	n/a	n/a		492V	D
126	11136231	1/29/2009	1914	MARSHALL	Private sewer lateral	1/30/2009	02/09/09	n/a	n/a	2/9/2009	492V	D
127	11136233	1/29/2009	1908	MARSHALL	Private sewer lateral	1/30/2009	02/09/09	n/a	n/a	2/9/2009	492V	D
73	11102748	10/29/2008	3719	JULIAN	Private sewer lateral	10/30/2008	11/04/08	n/a	n/a	11/5/2008	453X	H
74	11102750	10/29/2008	3715	JULIAN	Private sewer lateral	10/30/2008	11/03/08	n/a	n/a	11/5/2008	453X	H
75	11102753	10/29/2008	3711	JULIAN	Private sewer lateral	10/30/2008	11/04/08	n/a	n/a	11/6/2008	453X	H
76	11102754	10/29/2008	907	PEACORE	Private sewer lateral	10/30/2008	CANCEL	WRONG AI	n/a	11/6/2008	453X	H
77	11103519	10/31/2008	901	PEACORE	Private sewer lateral	11/6/2008	11/06/08	11/06/08	n/a	11/12/2008	453X	H
94	11110423	11/19/2008	3721	JULIAN	Private sewer lateral	11/19/2008	11/22/08	11/22/08	n/a	11/25/2008	453X	H
123	11136217	1/29/2009	310	N. EASTWOOD	Private sewer lateral	1/30/2009	02/09/09	n/a	n/a	2/9/2009	494P	H
124	11136220	1/29/2009	1109	SUMMER	Private sewer lateral	1/30/2009	02/09/09	02/09/09	n/a	2/9/2009	493G	H
44	11069777	7/29/2008	3997	RIVER	Private sewer lateral	7/29/2008	08/14/08	08/15/08	n/a	8/15/2008	535P	I
45	11069778	7/29/2008	4001	RIVER	Private sewer lateral	7/29/2008	08/08/08	n/a	n/a	8/11/2008	535P	I
46	11069779	7/29/2008	4005	RIVER	Private sewer lateral	7/29/2008	CANCEL	n/a	n/a	9/10/2008	535P	I
47	11069781	7/29/2008	4011	RIVER	Private sewer lateral	7/29/2008	08/12/08	n/a	08/12/08	8/28/2008	535P	I
48	11069782	7/29/2008	4019	RIVER	Private sewer lateral	7/29/2008	08/20/08	n/a	08/20/08	8/28/2008	535P	I
49	11069783	7/29/2008	4023	RIVER	Private sewer lateral	7/29/2008	CANCEL	n/a	n/a	8/4/2008	535P	I
51	11069979	7/30/2008	4103	RIVER	Private sewer lateral	7/30/2008	08/22/09	n/a	08/28/08	8/28/2008	492U	I
98	11065648	7/16/2008	3611+3	BELL	INSTALL GRAVITY	12/8/2008	12/17/08	12/27/08	n/a	12/22/2008	494S	I

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Construction of 12.5 MG Concrete Ground Tank at East Water Purification Plant No. 3. WBS No. S-000056-0040-4.	Page <u>1</u> of 1	Agenda Item # 10
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2/18/10	Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council Districts affected: E 34	
For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director  Phone: (713) 837-7074	Date and Identification of prior authorizing Council Action: Ord. #2007-0711 dated 06/20/2007	
RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$4,324,332.93, which is 7.61% under the original Contract Amount, accept the Work and authorize the final payment.		
Amount and Source of Funding: No additional appropriation required. Original appropriation of \$5,336,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500.		

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's water storage tank rehabilitation and replacement program. It is required to meet the area's increased water demand and ensure compliance with the Texas Commission on Environmental Quality (TCEQ) regulations.

DESCRIPTION/SCOPE: The project consisted of construction of 12.5 MG concrete storage tank at East Water Purification Plant No. 3. Infrastructure Associates, Inc. designed the project with 360 calendar days allowed for construction. The project was awarded to Preload, Inc. with an original Contract Amount of \$4,680,645.58.

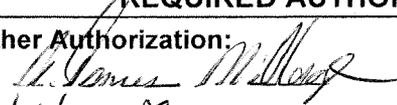
LOCATION: The project is located at East Water Purification Plant No. 3, 2300 Federal Road, Key Map Grid 496-U.

CONTRACT COMPLETION AND COST: The Contractor, Preload, Inc. has completed the Work under subject Contract. The project was completed beyond the established completion date and liquidated damages in the amount of \$207,200.00 at \$800.00 per day for 259 days have been assessed and are reflected in final payment to the Contractor. The final cost of the project, including overrun and underrun of estimated bid quantities, liquidated damages and previously approved Change Order No. 1 is \$4,324,332.93, a decrease of \$356,312.65 or 7.61% under the original Contract Amount.

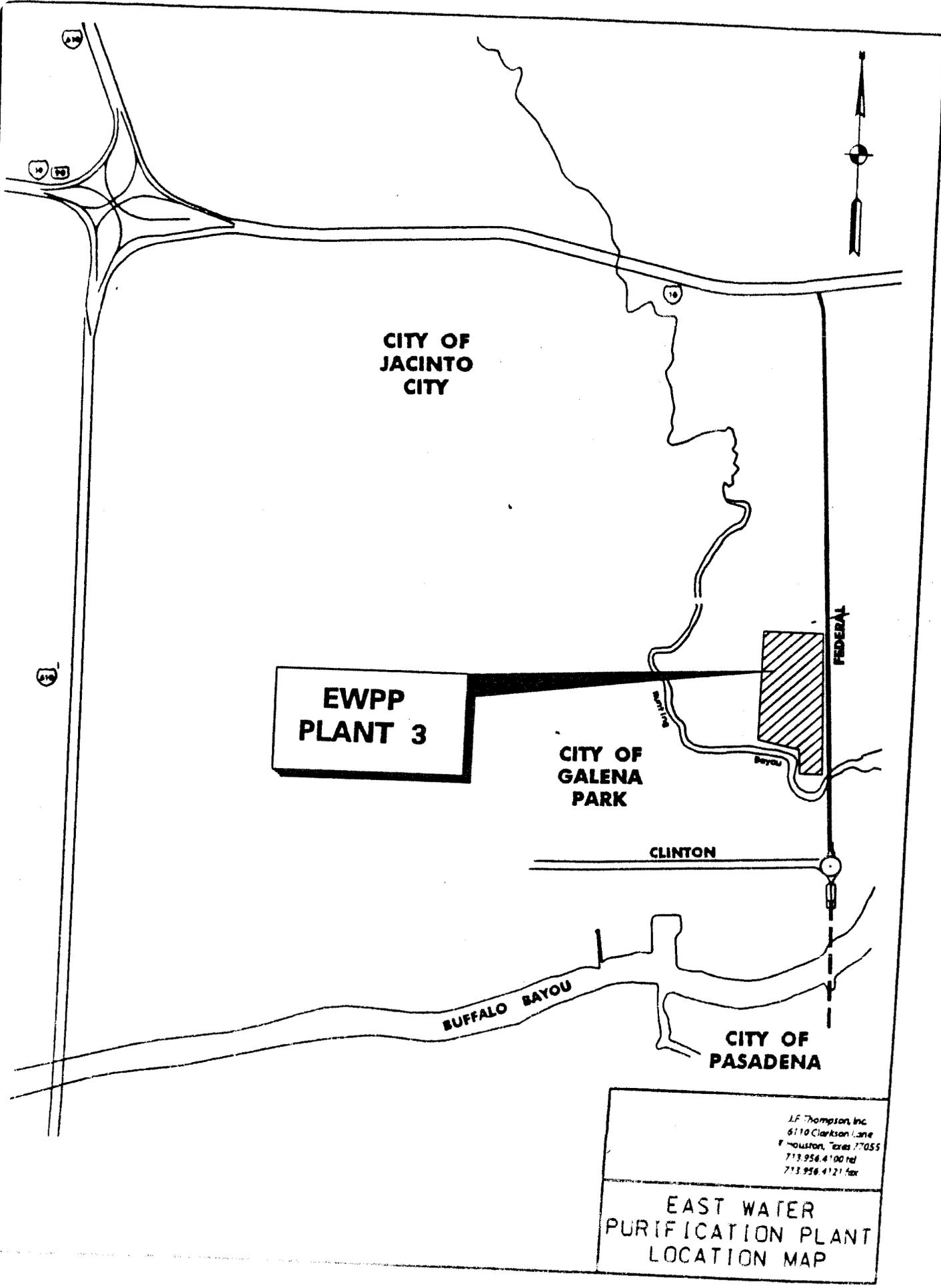
The cost underrun is primarily due to the liquidated damages and the work not requiring use of Extra Unit Price Items.

M/WBE PARTICIPATION: The M/WBE goal for this project was 22%. According to Affirmative Action and Contract Compliance Division, the actual participation was 41.65%. The Contractor achieved an "Outstanding" rating for M/WBE compliance.

MSM:JTL:CWS:SKF:mq
Z:\E&C Construction\Facilities\Projects\S-000056-0040-4 E Water #3\Closeout\RCA\RCA.DOC
c: Velma Laws File No. S-000056-0040-4 – Closeout

REQUIRED AUTHORIZATION		CUIC ID# 20MZQ139
Finance Department:	Other Authorization:  Jun Chang, P.E. Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Plotter On: 1/14/2004 @ 2:17:04 PM
FILENAME: E:\PROJECTS\1818\1818.DGN\consump.dgn



CITY OF JACINTO CITY

EWPP PLANT 3

CITY OF GALENA PARK

CLINTON

BUFFALO BAYOU

CITY OF PASADENA

FEDERAL

J.F. Thompson, Inc.
6110 Clarkson Lane
Houston, Texas 77055
713.956.4100 tel
713.956.4121 fax

EAST WATER PURIFICATION PLANT LOCATION MAP

SUBJECT: Request for the non-acceptance of a 20-foot-wide alley, within Block 169 of the Genoa Addition, out of the John Austin Two League Survey. SY10-013	Page <u>1</u> of <u>1</u>	Agenda Item # <div style="text-align: right; font-size: 2em;">11</div>
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2/17/10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: <div style="font-size: 1.5em; margin-left: 20px;">MS</div>  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: E Key Map 576Q 49
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For additional information contact: <div style="text-align: center; font-size: 1.5em;">NPC</div> Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary) It is recommended City Council approve a council motion declining the acceptance of, rejecting, and refusing the dedication of a 20-foot-wide alley, within Block 169 of the Genoa Addition, out of the John Austin Two League Survey. **SY10-013**

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

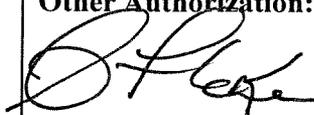
Angelo Moscarelli, 8026 Peekskill Lane, Houston, Texas, 77075, requested the abandonment and sale of a 20-foot-wide alley, within Block 169 of the Genoa Addition, out of the John Austin Two League Survey. The alley was dedicated to the City by the John Austin Two League Plat, dated June 2, 1910 in Volume 3, Page 32, of the Harris County Map Records. The alley was never opened or used for utility purposes. Further, the City has identified no future need for this alley. One of the abutting property owners, Angelo Moscarelli, plans to build a mini-storage facility within his abutting property. The remaining portion of the alley will be apportioned among the other property owners, Cong Pham and Ernest Griffin. The Joint Referral Committee reviewed the request and determined the request could be processed as a non-acceptance.

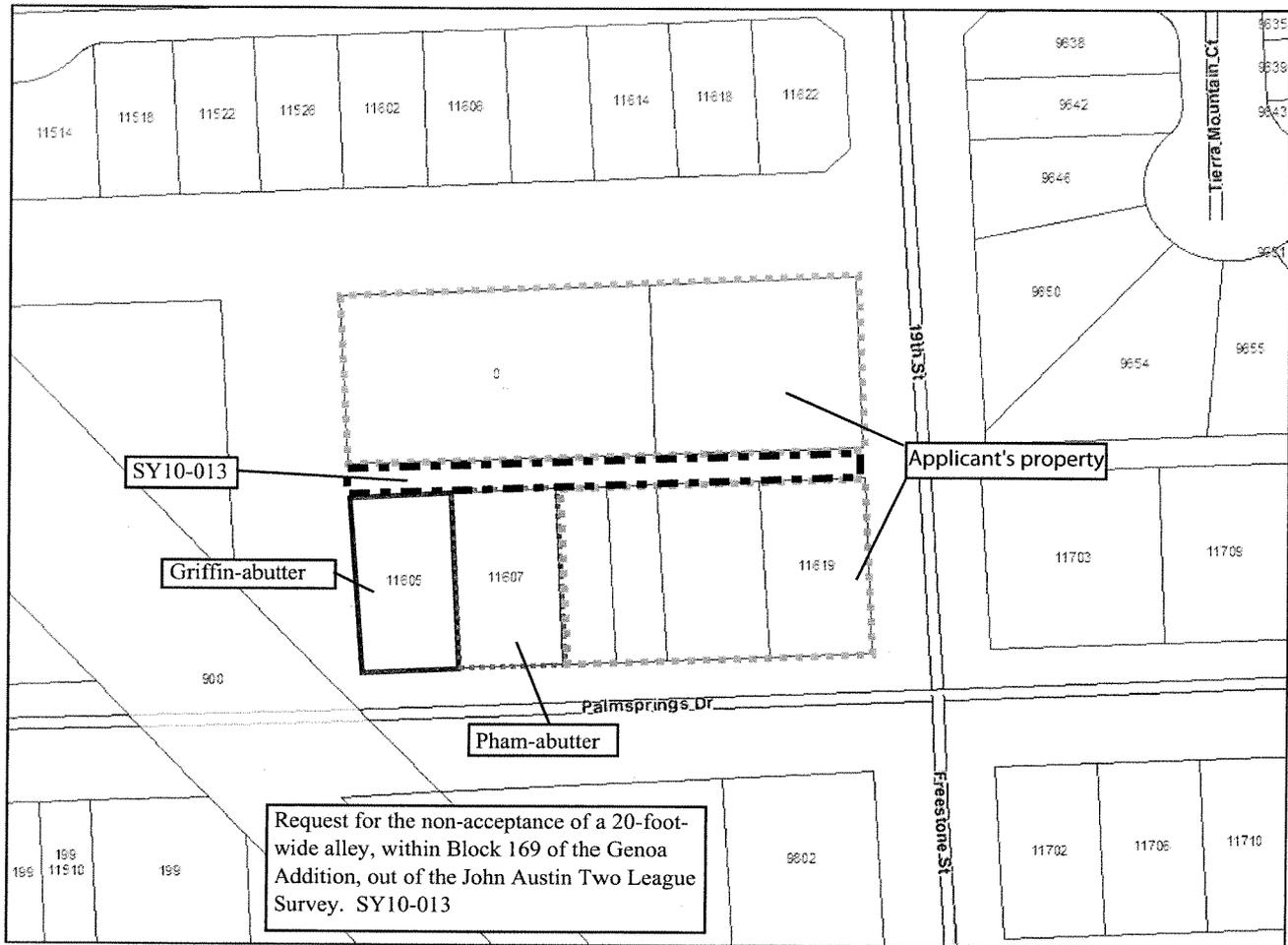
Therefore, it is recommended City Council approve a council motion declining the acceptance of, rejecting, and refusing the dedication of a 20-foot-wide alley, within Block 169 of the Genoa Addition, out of the John Austin Two League Survey.

NPC:WSB:gg

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

gg\sy10-013.rc1.doc CUIC #20GG9094

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division

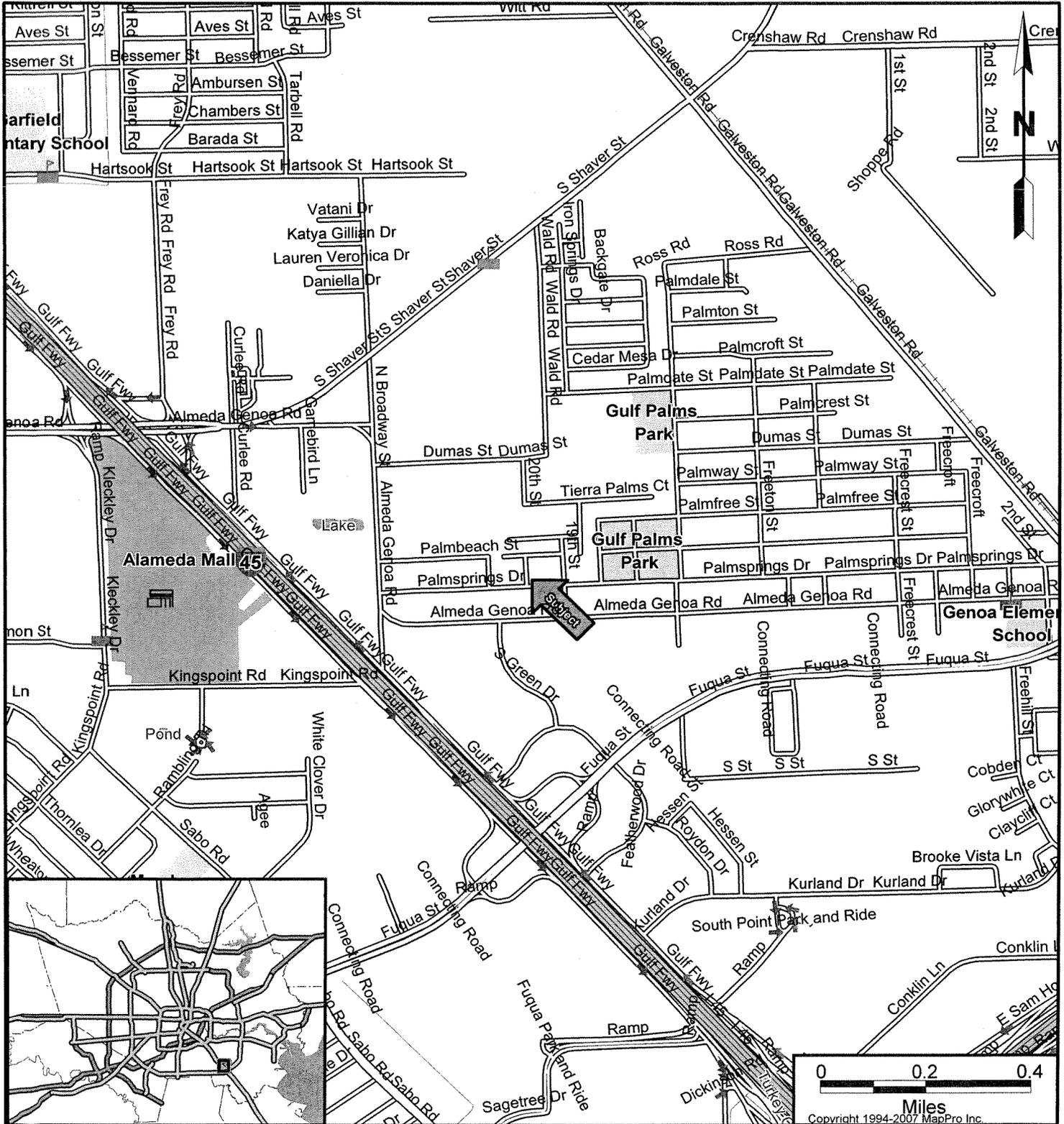


LOCATION MAP

Description: Request for the non-acceptance of a 20-foot-wide alley, within Block 169 of the Genoa Addition, out of the John Austin Two League Survey. SY10-013

Subject Address: 11605 Palmsprings Dr, Houston, TX 77034

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



CAUTION:

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8641

Subject: Approve the Purchase of Policy Manager™ Software from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for ITD Dept./S17-E23578

Category #
4 & 5

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
February 16, 2010

Agenda Date
FEB 24 2010

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Earl M. Lambert Phone: (832) 393-0038
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:
Ordinance 2009-863, passed 9/16/2009

RECOMMENDATION: (Summary)
Approve the purchase of Policy Manager™ software in the total amount of \$299,000.00 from the General Services Administration (GSA) Schedule 70 contract through the Cooperative Purchasing Program for the Information Technology Department.

Award Amount: \$299,000.00

Finance Budget

\$299,000.00 - Equipment Acquisition Consolidated Fund (Fund 1800) WBS X-160017-0001-3-02

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of Policy Manager™ software in the total amount of \$299,000.00 from the General Services Administration (GSA) Schedule 70 contract through the Cooperative Purchasing Program for the Information Technology Department (ITD) and that authorization be given to issue a purchase order to the GSA vendor, Carahsoft Technology Corp.

City Council adopted Ordinance 2009-863 approving the appropriation of \$6,560,000 out of the Equipment Acquisition Consolidated Fund (Fund 1800) for development and implementation of the new Integrated Courts Management System (ICMS) for Municipal Courts. Of this, \$299,000 will be allocated to purchase the Policy Manager™ software.

In order to proceed with the next step in the development of the new ICMS, IT requires a Governance platform and tool set with which to write and develop the necessary programming code to replace the existing Maximus/Courtview application. Policy Manager™, with it's ability to manage the interactions of various modules of code, monitor the security of the system, and possibly expand beyond Municipal Courts, is the program which best meets the City's needs.

Policy Manager™ has several positive features including security management to allow/disallow access to end-users as well as monitor whether or not there have been security violations. It also has a feature that will allow the City to determine performance parameters (or Service Level Agreements e.g.: length of time allowed for a name search) and then monitor and send a notification when those parameters are not met so the problem can be studied and corrected.

Additionally, Policy Manager™ may also be used at a later date for the development of code for other departments or as a means to share modules (ex: online payments) with other city departments. This would involve development time, programming effort and possibly the purchase of additional end-user licenses.

Buyer: Murdock Smith III

REQUIRED AUTHORIZATION

NOT

Finance Department:

Other Authorization:

Other Authorization:

12

REQUEST FOR COUNCIL ACTION

RCA# 8631

TO: Mayor via City Secretary

Subject: Purchase of Uniforms from the State of Texas Procurement and Support Services Contract for the Police Department
S08-Q23553

Category #
4

Page 1 of 1

Agenda Item

13

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

Origination Date
February 16, 2010

Agenda Date
FEB 24 2010

DIRECTOR'S SIGNATURE

Calvin D. Wells
For additional information contact:
Joseph Fenninger *JFF 2/16/10* Phone: (713) 308-1708
Ray DuRousseau Phone: (832) 393-8726

Council District(s) affected
All

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of law enforcement uniforms in the total amount of \$204,920.50 from the State of Texas Procurement and Support Services Contract for the Police Department.

Award Amount : \$204,920.50

Finance Budget

\$204,920.50 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of law enforcement uniforms in the total amount of \$204,920.50 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Police Department and that authorization be given to issue a purchase order to the State contract vendor, Lone Star Uniforms, Inc.

This purchase consists of 1,397 shirts; 1007 pants; 495 winter jackets; 175 rain coats; 1,150 clip-on ties, and 306 uniform caps. These uniforms will be used to replace unserviceable uniforms of classified officers along with those of non-classified personnel whose job duties require that a uniform be worn. This uniform purchase will sustain the Department through the end of this fiscal year.

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

Buyer: Angela Dunn
RQ 10087933

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Calvin D. Wells
2/16/10

MD

13

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8629

Subject: Formal Bids Received for Disposable Paper Products for Various Departments
S21-S23323

Category #
1 & 4

Page 1 of 2

Agenda Item

14

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

Origination Date
January 29, 2010

Agenda Date
FEB 24 2010

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

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

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount not to exceed \$4,692,751.63 for disposable paper products for various departments.

Estimated Spending Authority: \$4,692,751.63

Finance Budget

- \$3,208,214.40 - HAS Revenue Fund (8001)
- \$ 231,181.78 - PWE Water & Sewer Operating Fund (8300)
- \$1,106,789.25 - General Fund (1000)
- \$ 146,566.20 - C&E Facility Revenue Fund (8601)
- \$4,692,751.63 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$4,692,751.63 for disposable paper products. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. These awards consist of various types and sizes of facial tissue, paper towels, and toilet paper to be used by the Houston Airport System, and the Convention & Entertainment Facilities, Fire, Police, Health & Human Services, Parks & Recreation, General Services, Public Works & Engineering and Solid Waste Management Departments to stock its facilities.

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

Buckeye Cleaning Center (Bid No. 1): Award on its low bid for Group I, Line Item Nos. 1 - 5 (multi-fold, c-fold, hard wound roll towels) and on its low bid meeting specifications for Group II, Line Item Nos. 1 and 2 (high capacity roll towels) in an amount not to exceed \$2,870,197.72.

	<u>Company</u>	<u>Total Amount</u>
1.	Buckeye Cleaning Center (No. 1)	\$2,870,197.72
2.	Unisource Worldwide	\$2,991,771.92
3.	Buckeye Cleaning Center (No. 2)	\$3,001,175.82
4.	Brawner Paper Company, Inc.	\$3,076,226.22
5.	Safeway Supply, Inc.	\$3,159,425.24
6.	Olmsted-Kirk Paper Company	\$3,161,136.78
7.	Grainger	\$3,228,357.50
8.	Central Poly Corporation	\$3,428,127.52
9.	National Cleaning Services	\$3,431,117.18
10.	Projan Janitorial Supplies	\$3,871,762.94

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

(2) NOT

1/1/09

Date: 1/29/2010	Subject: Formal Bids Received for Disposable Paper Products for Various Departments S21-S23323	Originator's Initials LM	Page 2 of 2
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11.	Liberty Office Products	\$3,941,479.80
12.	Comade, Inc.	\$4,599,061.50
13.	Impco, Inc.	\$5,684,769.20
14.	Jefferson Enterprises	\$9,626,737.66

Unisource Worldwide: Award on its low bid meeting specifications for Group III, Line Item Nos. 1-5 (facial and toilet tissue) in an amount not to exceed \$1,822,553.91.

	<u>Company</u>	<u>Total Amount</u>
1.	Grainger	\$1,632,515.84 (Did Not Meet Specifications)
2.	Unisource Worldwide	\$1,822,553.91
3.	Brawner Paper Company, Inc.	\$1,840,013.29
4.	Central Poly Corporation	\$1,864,539.32
5.	National Cleaning Services	\$1,903,113.71
6.	Safeway Supply, Inc.	\$1,922,391.94
7.	Olmsted-Kirk Paper Company	\$1,922,856.23
8.	Impco, Inc.	\$2,737,273.84
9.	Liberty Office Products	\$4,118,608.66
10.	Projan Janitorial Supplies	\$4,166,901.12
11.	Jefferson Enterprises	\$7,397,058.44

A bid was received from A.F. Wholesale, but was not considered due to a material defect as previously determined by the Legal Department. Specifically, A.F. Wholesale submitted its bid without an original signature.

M/WBE Subcontracting: This bid was issued with a 16% M/WBE goal. **Buckeye Cleaning Center** has designated the below named company as its certified M/WBE subcontractor.

<u>Company</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
Kleen Supply Janitorial Company	Supplies	\$459,231.64

Unisource Worldwide has designated the below named company as its certified M/WBE subcontractor.

<u>Company</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
Air-Fly Delivery Service	Delivery service	\$291,608.63

The Affirmative Action Division will monitor this award.

Estimated Spending Authority

Department	FY2010	Out Years	Total
General Services	\$ 17,406.00	\$ 181,620.25	\$ 199,026.25
Convention & Entertainment	\$ 12,213.05	\$ 134,343.15	\$ 146,556.20
Airport System	\$160,410.00	\$3,047,804.40	\$3,208,214.40
Fire	\$ 32,000.00	\$ 363,523.80	\$ 395,523.80
Health & Human Services	\$ 31,968.83	\$ 159,844.13	\$ 191,812.96
Police	\$ 2,052.09	\$ 16,721.15	\$ 18,773.24
Parks & Recreation	\$ 48,699.44	\$ 194,797.76	\$ 243,497.20
Public Works & Engineering	\$ 46,236.36	\$ 184,945.42	\$ 231,181.78
Solid Waste Management	\$ 3,877.72	\$ 54,288.08	\$ 58,165.80
Total	\$354,863.49	\$4,337,888.14	\$4,692,751.63

Buyer: L. Marquez

R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8646

Subject: Amend Council Motion No. 2000-1552 for a Vehicle Locator System for Various Departments
TC-0-0990-029-12916-A6

Category #
1 & 4

Page 1 of 1

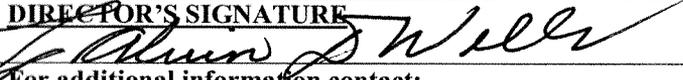
Agenda Item

15

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

Origination Date
February 01, 2010

Agenda Date
FEB 24 2010

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
David Guernsey Phone: (832) 395-3640
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:
CM 00-1552, 03-1450, 04-1056, 06-37, 09-502 & -680

RECOMMENDATION: (Summary)
Amend CM 2000-1552 as amended by Council Motions 2003-1450, 2004-1056, 2006-0037, 2009-0502 and 2009-0680 to extend the term of the agreement from March 30, 2010 to September 30, 2010 for a vehicle locator system for various departments.

No Additional Funding Required

Finance Budget

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amendment to Council Motion 2000-1552 as amended by Council Motions 2003-1450, 2004-1056, 2006-0037, 2009-0502 and 2009-0680 to extend the term of the agreement between the City of Houston and Teletrac, Inc. from March 30, 2010 to September 30, 2010 for a vehicle locator system for various departments.

The Teletrac Vehicle Locator System is a PC-based mapping application and wireless communications system used to locate vehicles via the use of a common radio frequency. The system allows user departments to monitor vehicles by tracking arrival, departure and travel times. Departments are able to more efficiently deploy personnel and equipment in the field, facilitating a more rapid response to nonscheduled and emergency requests for service. The scope of work requires the contractor to provide all hardware, software and monthly airtime for the vehicle locator system for over 1100 vehicles for the Police, Public Works & Engineering, Parks & Recreation and Health & Human Services Departments. The agreement also includes a lifetime warranty on all equipment, software upgrades and on-site software maintenance support services for the duration of the agreement. Teletrac, Inc. is the sole source manufacturer and distributor of the hardware and software, and is the sole maintenance provider for this system.

This agreement was awarded on December 20, 2000 for a three-year term in an amount not to exceed \$1,419,193.40. Subsequent amendments were passed on December 3, 2003 and October 6, 2004, to extend the term with no additional spending authority required. On January 11, 2006, Council authorized additional spending authority of \$1, 207,648.80 and extended the term to June 30, 2009. Two subsequent amendments were passed on June 30, 2009 and September 16, 2009 to extend the agreement to the current expiration of March 30, 2010, with no additional spending authority.

The proposed extension until September 30, 2010 will allow the administration time to evaluate various fleet tracking options currently under review.

Buyer: Conley Jackson

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

15

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance authorizing an application to the Department of State Health Services (DSHS) for the Community Preparedness Section/Public Health Emergency Response (PHER) Focus Area 1, Phases I, II and III grant	Category # 9	Page 1 of 1	Agenda Item # <div style="text-align: right; font-size: 2em;">16</div>
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FROM (Department or other point of origin): Houston Department of Health and Human Services	Origination Date 01/29/10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: <i>Stephen L. Williams</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 713-794-9998 ; 713-826-5801	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Approval of an ordinance authorizing the application to the Department of State Health Services (DSHS) for the Community Preparedness Section/Public Health Emergency Response (PHER) Focus Area 1, Phase III grant

Amount of Funding: \$5,685,896.00 Federal State Local – Pass Through Fund (5030)	Finance Department:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an application to the Department of State Health Services (DSHS) for the Community Preparedness Section/Public Health Emergency Response (PHER) Focus Area 1, Phases I, II and III grant. The total project period is from September 15, 2009 through July 31, 2010 in the amount of \$5,865,296.00.

HDHHS is requesting City Council to authorize the Director to accept and expend approved funding as soon as awarded and accept supplemental awards offered by the DSHS during the entire program period.

Focus Area I, Phase I and II are the mass vaccination planning and assessment phases. HDHHS will identify and perform activities to remedy gaps related to mass vaccination planning and implementation, vaccine delivery, vaccine administration, and related communications planning and implementation.

PHER Phase III is specifically intended for vaccine administration at the state, local, tribal and territorial levels as well as to enhance the capabilities of the private sector to administer vaccine. The projects are designed to ensure adequate staffing, supplies, education materials, media and other resources are available for a mass vaccination campaign.

cc: Finance Department
 Legal Department
 Agenda Director

REQUIRED AUTHORIZATION

Finance Department	Other Authorization:	Other Authorization:
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16

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

R

SUBJECT: An ordinance approving and authorizing the grant application to the United States Department of Health and Human Services, Centers for Disease Control for the City's HIV Prevention Activities – Health Department Based	Category #	Page 1 of 1	Agenda Item # <i>17</i>
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FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 01/14/2010	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: <i>Celina Ganga Ridge</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 713-794-9998 / 713-826-5801 <i>for SLW</i>	Date and identification of prior authorizing Council action: 2004-20
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RECOMMENDATION: Approval of an ordinance approving and authorizing the grant application to the United States Department of Health and Human Services, Centers for Disease Control for the City's HIV Prevention Activities – Health Department Based

Amount of Funding: \$5,438,911.00 - Federal Government – Grant Funds (5000)	Finance:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval and authorization of an application to the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for the City's HIV Prevention Activities - Health Department Based. The current budget period is from January 1, 2010 through December 31, 2010.

Additionally, HDHHS requests City Council to authorize the Director to accept and expend approved funding and to accept and expend all subsequent awards, if any, pertaining to the HIV prevention program.

HDHHS is requesting funding in order to continue the following HIV prevention activities: 1) counseling, testing and referral; 2) partner counseling and referral; 3) prevention for HIV - infected persons; 4) health education and risk reduction; 5) public information; 6) perinatal transmission prevention; 7) social marketing; 8) program evaluation; and 9) community planning services.

This funding enables HDHHS provide for the continuation of health department services and supports personnel, supplies, travel and indirect costs.

cc: Finance Department
Legal Department
Agenda Director

REQUIRED AUTHORIZATION		
Finance Director	Other Authorization:	Other Authorization:

3

SUBJECT: An ordinance approving an application to the USDHHS, Centers for Disease Control and Prevention for the City's Tuberculosis Program	Category #	Page 1 of 2	Agenda Item # 18
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FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 2-4-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: <i>Celina J. Ridgeway</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 713-794-9998 ; 713-826-5801	Date and identification of prior authorizing Council action: 10-13-01; 04-1095
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RECOMMENDATION: (Summary)
 An ordinance approving an application to the USDHHS, Centers for Disease Control and Prevention for the City's Tuberculosis Program

Amount of Funding: Total Grant Amount: \$8,735,140.00 Federal Government – Grant Funds (5000)	Finance Department:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an application to the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for the City's Tuberculosis (TB) Control Program. The total project is from January 1, 2010 through December 31, 2014.

HDHHS also requests City Council to authorize the Director to accept and expend approved funding as soon as awarded and to accept supplemental awards offered by the CDC during the entire project period.

Funding will provide continued support and expand outreach activities in populations of high occurrence and selected geographical areas with a significant level of tuberculosis and an incidence greater than the State or Texas rate. The outreach activities covered are a) prevention and control elimination surveillance (TB/HIV related epidemiology and HIV related TB prevention); and b) laboratory testing. Other items in this grant include training, travel, supplies and equipment.

cc: Finance Department
 Legal Department
 Agenda Director

REQUIRED AUTHORIZATION

Finance Director	Other Authorization:	Other Authorization:
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AG

SUBJECT: An ordinance approving an agreement between the Collaborative for Children and City of Houston		Category #	Page 1 of 1	Agenda Item <i>19</i>
FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services		Origination Date 02/1/2010		Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE: <i>Colena Garza Kedge</i>		Council District affected: ALL		
For additional information contact: Kathy Barton Telephone: 713-794-9998 ; 713-826-5801		Date and identification of prior authorizing Council action:		
RECOMMENDATION: Approval of an ordinance approving an agreement between the Collaborative for Children and City of Houston				
Amount of Funding: \$412,227.75 - Revenue			F&A Budget:	
SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)				
SPECIFIC EXPLANATION: The Houston Department of Health and Human Services (HDHHS) requests an ordinance approving an agreement between the Collaborative for Children and the City of Houston. The term of this Agreement is from August 1, 2009 through July 31, 2012. HDHHS will provide case management services and linkage between the South Region Children's Mental Health Collaborative (SRCMHC) and Kids Village Initiative, an HDHHS project. This linkage will enable children and families served by any of the partners of the SRCMHC to have access to the services and activities at the Sunnyside Multi-Service Center and Health Center. Services include: <ul style="list-style-type: none"> ▪ WIC enrollment (as eligible) ▪ Immunizations ▪ Health center services ▪ Dental clinic ▪ Information and referral for community services ▪ Application assistance for medical, behavioral and psychological health and social services ▪ Resource room and drop in assistance ▪ Classes and workshops for health and well being ▪ Services for household stabilization ▪ Co-located community partners in MSC <p>An estimated 270 families are expected to benefit from case management services annually.</p> <p>Collaborative for Children partners with families, teachers, care providers and community-based groups in efforts to provide parents with materials, resources and instruction pertaining to child learning, care and development and increase public awareness surrounding the impact of quality early education.</p> <p>cc: Finance & Administration Legal Department Agenda Director</p>				
REQUIRED AUTHORIZATION				
F&A Director		Other Authorization:		Other Authorization:

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance authorizing contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the provision of Homelessness Prevention and Re-Houston Program services		Category	Page 1 of 1	Agenda Item # 20
FROM (Department or other point of origin): Department of Health and Human Services		Origination Date: February 19, 2010		Agenda Date: FEB 24 2010
DIRECTOR'S SIGNATURE: <i>Ms. Celina Garza Ridge for SW</i>		Council District affected: All		
For additional information contact: Kathy Barton: 713-794-9998 713-826-5801 (cell)		Date and identification of prior authorizing Council action: Ord. #2009-1055 November 4, 2009		
RECOMMENDATION: Adopt Ordinance authorizing a contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the provision of Homelessness Prevention and Re-Houston Program services by the Houston Department of Health and Human Services				
Amount and Source of funding: Revenue: \$4,113,202.00			F&A Budget:	
EXPLANATION: In the fall of 2009, the Houston Department of Housing and Community Development (HCD) was awarded \$12,375,861.00 under the American Recovery and Reinvestment Act of 2009 (ARRA) to provide for the implementation and delivery of the Homelessness Prevention and Rapid Re-Housing Program (HPRRP). The program provides services and short-term financial assistance (excluding mortgage assistance) to prevent individuals and families from becoming homeless and to stabilize the recently homeless by finding housing quickly. The program does not target chronic homelessness, but rather focuses on those who are at risk of becoming homeless due, for example, to a sudden reduction in income or medical crisis. On November 10, 2009, Council approved a contract with Child Care Council of Greater Houston, Inc. to administer \$11,657,536.00 of the HPRRP funds to 10 non-profit service providers selected through an RFP process, as well as the Houston Department of Health and Human Services (HDHHS), which will offer HPRRP program services through its multi-service centers and health clinics. As a sub-contractor of the Child Care Council, HDHHS will be reimbursed up to \$4,113,200 to assist approximately 4,000 clients over a three-year period. The total funding amount will provide \$1,813,200 for case management and re-housing specialists and \$2,300,000 for direct financial assistance to qualifying households. HDHHS and Child Care Council of Greater Houston, Inc. 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. HDHHS made a presentation on this program to the Council Committee on Technology Initiatives and Human Services on Monday, January 15, 2010.				
REQUIRED AUTHORIZATION				
F&A Director:		Other Authorization:		Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCDO9-208

10-HVLP

SUBJECT: An Ordinance authorizing the execution of a contract between the City of Houston and Houston Volunteer Lawyers Program, Inc. for a HOPWA Supportive Services Program.	Page 1 of 2	Agenda Item # 21
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date 02/10/10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: 1
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For additional information contact: Keith Bynam Phone: 713-868-8396 <i>[Signature]</i>	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary)
Approval of an ordinance authorizing the execution of a contract between the City of Houston and the Houston Volunteer Lawyers Program, Inc. for Legal and Supportive Services under the Housing Opportunities for Persons with AIDS ("HOPWA") Act.

Amount of Funding: \$125,000.00	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) **[HOPWA] Grant Fund (5000)**

SPECIFIC EXPLANATION:

The Housing and Community Development Department ("HCDD") recommends approval of a contract between the City of Houston and Houston Volunteer Lawyers Program, Inc. ("HVLP") for the administration of a Housing Opportunities for Persons with AIDS ("HOPWA") grant funding Legal and Supportive Services for persons living with HIV/AIDS and their families.

HVLP is a nonprofit 501(c)(3) corporation founded in 1981 to provide quality pro bono legal representation to poor and indigent individuals who would otherwise lack the economic resources or legal knowledge to obtain counsel. HVLP was established by the Houston Bar Association with the assistance of Gulf Coast Legal Foundation. Today, HVLP has a staff of 22 full-time employees and over 1,500 volunteer attorneys to provide free legal services to traditionally disenfranchised communities. HVLP has twenty years experience working with persons living with HIV/AIDS in the Houston area. HVLP's AIDS Unit has been recognized locally, statewide and nationally, and was recently one of only three programs featured in the American Bar Association's video, "Pro Bono in the AIDS Epidemic." In recent years, The AIDS Unit has assisted an average of 250 clients living with HIV/AIDS per year with legal issues related to their health status.

The mission of the AIDS Legal Project is to improve the quality of life of people living with HIV/AIDS by educating and representing clients in legal matters integral to living with their disease. The AIDS Legal Project works to help clients maintain a decent standard of living through maintenance of housing, employment, and assistance in maintaining public and disability benefits. In addition, the AIDS Legal Project advises and counsels in family law matters, so that clients may maintain family unity and get out of unhealthy and abusive environments.

In its second contract with the City of Houston's HOPWA Program, HVLP is proposing to provide comprehensive legal assistance to a minimum of one-hundred and twenty-five (125), unduplicated households, who meet the eligibility standards set forth at 24 CFR §574.3. Furthermore, HVLP will conduct a minimum of thirteen (13) legal advice clinics at Houston-area AIDS service organizations and HOPWA-funded housing facilities. Clients will receive counsel and advice on a range of civil matters related to housing and their health status, including family law, public benefits, disability, employment and discrimination. Those clients requiring more extensive civil legal representation on these issues will be referred to a volunteer or staff attorney who will assist the client with reaching a resolution to his or her issue.

REQUIRED AUTHORIZATION

Finance Director: ✓	Other Authorization:	Other Authorization: <i>[Signature]</i>
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Date:
02/10/10

Subject: An Ordinance authorizing the execution of a contract between the City of Houston and Houston Volunteer Lawyers Program, Inc. for a HOPWA Supportive Services Program.

**Originator's
Initials**
RC

Page
2 of 2

Total Funds and Sources: **\$125,000.00 (12-month contract)**
Number of Persons to be Served: 125 households (annually)
Category of Persons: HIV/AIDS/Low-income

The contract will provide funding for the following HOPWA activities during the 12-month period.

Category	Total Contract Amount (1 st Year)	Percent (%)
Supportive Services (Legal Assistance)	\$125,000.00	100.00%
Total	\$125,000.00	100.00%

Therefore, HCDD is requesting approval of this contract, which will provide up to \$125,000.00 in HOPWA funds for a Supportive Services project for low-income persons living with HIV/AIDS and their families.

RC:ab

c: City Attorney
City Secretary
Mayor's Office
Legal Department
Finance Department

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCD 10-12

SUBJECT: An ordinance authorizing the execution of a City of Houston and Career and Recovery Resources, Inc. for the administration of a HOPWA Grant.	Category #	Page 1 of 2	Agenda Item # 22
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date 10/9/09	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: 	Council District affected: All Districts
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For additional information contact: Keith W. Bynam Phone: (713) 868-8396 	Date and identification of prior authorizing Council action: NA
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RECOMMENDATION: (Summary)

Approval of an ordinance authorizing the execution of a contract between the City of Houston and Career and Recovery Resources, Inc. providing up to \$297,692.00 for the administration of a computer literacy, job placement assistance program, along with GED training and Supportive Services under the Housing Opportunities for Persons with AIDS ("HOPWA") Act.

Amount of Funding:	Finance Budget:
\$148,846.00 12 month funding amount	
\$148,846.00 Second year optional funding amount	
\$297,692.00 Contract amount	

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) HOPWA Grant

SPECIFIC EXPLANATION:

The Housing and Community Development Department ("HCDD") recommends approval of a contract between the City of Houston and Career and Recovery Resources, Inc. for the administration of a Housing Opportunities for Persons with AIDS ("HOPWA") funded Computer Literacy and GED Training, Job Placement Assistance and supportive services.

Career and Recovery Resources, Inc. (CARR) is a Texas 501(c)(3) non-profit corporation. The organization incorporated in 1958 as Vocational Guidance Services, Inc. ("VGS, Inc."). The name was changed to Career and Recovery Resources, Inc. in 1995. The organization provides employment for people with employment barriers ranging from physical disabilities to chemical dependencies. The agency is located in the "Midtown" area in Houston, and will continue to serve HIV/AIDS affected persons.

The proposed HOPWA funding is to provide HIV/AIDS affected individuals with computer literacy training, job readiness, GED preparation, development and retention services, and access to chemical dependency counseling, along with support services. This will be accomplished through experienced professionals with a forte in assisting persons with barriers.

Career and Recovery Resources, Inc. is requesting \$297,692.00, of which \$148,846.00 to fund a twelve (12) month contract with a second year optional funding in the amount of \$148,846.00. The HOPWA contract will provide computer literacy training, GED classes, job placement assistance and support services to two hundred and fifty (250) unduplicated low-income HIV/AIDS individuals.

REQUIRED AUTHORIZATION		
Finance Director: 	Other Authorization:	Other Authorization: 

Date 10/9/09	Subject: An Ordinance authorizing the execution of a contract between The City of Houston and Career and Recovery Resources, Inc. for the administration for a HOPWA Grant.	Originator's Initials	Page 2 of 2
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The Contract will provide funding for:

Administration Expenses	\$ 9,737.51
Supportive Services	\$139,108.49
Total	\$148,846.00

RC:KB:MR

City Secretary
Mayor's Office
Legal Department
Finance Department

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCD10-08

10- Catholic Charities

SUBJECT: An ordinance approving and authorizing a Second Lien Construction Financing Agreement for \$700,000 between the City of Houston, Catholic Charities Community Development Corporation and Amegy Bank, using Federal HOME funds to assist in the development of ten (10) affordable single-family houses in the Independence Heights Houston Hope area.	Category #	Page 1 of 2	Agenda Item # 23
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FROM (Department or other point of origin): Housing and Community Development Department	Origination Date: 01/28/10	Agenda Date: FEB 24 2010
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DIRECTOR'S SIGNATURE: Richard S. Celli, Director <i>RS Celli</i>	Council District affected: "H"
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For additional information contact: Donald H. Sampley, Assistant 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 Second Lien Construction Financing Agreement for \$700,000 between the City of Houston, Catholic Charities Community Development Corporation and Amegy Bank, using Federal HOME funds to assist in the development of ten (10) affordable single-family houses in the Independence Heights Houston Hope area.

Amount of Funding: \$700,000	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) HOME FUND Grant Funds (5000)

SPECIFIC EXPLANATION:

Catholic Charities Community Development Corporation is a 501(c) 3 nonprofit corporation certified as a Community Housing Development Organization (CHDO) by the City of Houston.

The Housing and Community Development Department (HCDD) proposes providing a total of \$700,000 to Catholic Charities Community Development Corporation in Federal HOME funds to assist in the development of ten (10) affordable single-family houses. The \$700,000 will be in the form of a secured grant. The HCDD construction subsidy will be \$70,000 per house. HCDD will require that there be an interim construction lender that finances the entire project costs. At the completion of construction, HCDD will reduce the interim construction loan with the subsidy.

The sites must be approved by the HCDD Director and comply with HUD's environmental regulations. The newly constructed houses will be sold to families whose annual incomes do not exceed 80% of AMI, and who will occupy the property as their principal residence.

The City will allow the CHDO (Catholic Charities Community Development Corporation) to retain the net proceeds generated from this CHDO development activity provided that Catholic Charities Community Development Corporation performs as required under the contract and provided that Catholic Charities Community Development Corporation uses the proceeds from the sale of the houses to conduct HOME-eligible activities. HOME Regulations do not apply to use of the proceeds.

The net project proceeds must be kept in an interest bearing account at a financial institution approved by the HCDD Director. Net project proceeds cannot be withdrawn by the CHDO without prior written approval of the HCDD Director.

REQUIRED AUTHORIZATION			NOT
Finance Director:	Other Authorization:	Other Authorization:	

Date 01/28/10	Subject: An ordinance approving and authorizing a Second Lien Construction Financing Agreement for \$700,000 between the City of Houston, Catholic Charities Community Development Corporation and Amegy Bank, using Federal HOME funds to assist in the development of ten (10) affordable single-family houses in the Independence Heights Houston Hope area.	Originator's Initials <i>RSC</i>	Page <u>2</u> of <u>2</u>
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The development is consistent with the City's Consolidated Plan to provide affordable housing for low-income residents. HCDD secured HUD's approval of this contract before being submitted to City Council.

The plan to give Catholic Charities Community Development Corporation funds to assist in the development of ten (10) affordable single-family houses was published for 30 days in the local newspaper. There was no citizen or community opposition to the development.

The Department recommends approval of an ordinance approving and authorizing a Second Lien Construction Financing Agreement for \$700,000 between the City of Houston, Catholic Charities Community Development Corporation and Amegy Bank, using Federal HOME housing funds to assist in the development of ten (10) affordable single-family houses in the Independence Heights Houston Hope area.

RSC:DHS:meh

10- Chelsea Senior Community

SUBJECT: An Ordinance authorizing a loan agreement between the City of Houston and Chelsea Seniors I, LLC.	Category #	Page 1 of 2	Agenda Item # 24
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FROM (Department or other point of origin): Richard S. Celli Director, Housing and Community Development Department	Origination Date: 2/16/10	Agenda Date: FEB 24 2010
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DIRECTOR'S SIGNATURE: <i>RS Celli</i>	Council District affected: District "B"
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For additional information contact: Donald H. Sampley, Asst. Director Phone: 713-868-8458	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
The Department recommends approval of an Ordinance authorizing a loan agreement between the City of Houston and Chelsea Seniors I, LLC.

Amount of Funding: \$ 1,965,755	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) **HOME Funds**

SPECIFIC EXPLANATION:
Chelsea Seniors I, LLC, is a limited liability company established to build and operate Chelsea Senior Community. Chelsea Senior Community is a 150-unit affordable housing development targeting seniors 55 and older earning 30%, 50% and 60% of median income for the Houston MSA. The proposed project will be new construction consisting of three 4-story buildings with elevators. The proposed development will be located in the 6900 Block of W. TC Jester at W. Little York.

Chelsea was awarded 9% housing tax credits in the 2009 competitive round. They returned the tax credits to Texas Department of Housing and Community Affairs (TDHCA) to participate in the Tax Credit Exchange Program administered by TDHCA. The tax credit exchange award amount is \$15,066,382 or \$1,956,673 annually for 10-years.

Chelsea Seniors I, LLC is requesting a \$1,965,755 loan from the City of Houston to assist in the land acquisition and construction of Chelsea Senior Community.

Chelsea Senior Community will have 150-units of which 45 units or 30% will be one-bedroom units and 105 or 70% will be two-bedroom units. The one -bedroom units will be 780 square feet and the two-bedroom units will be 1,014 square feet. The following amenities are proposed for the development: swimming pool, fully equipped clubhouse, arts and crafts room, fitness center, library, community dining facility, laundry facility, fully equipped business center, barbecue area with grills, gated entry, movie amphitheatre and community garden. The proposed supportive services for this development are: health screening, exercise program, on-site resident services coordinator, computer classes and scheduled transportation.

Songhai Development Company, LLC is the proposed developer of Chelsea Senior Community. Cherno Njie is the owner of Songhai Development. Songhai is the General Partner and developer of Little York Villas, a 128-unit affordable housing tax credit project funded through TDHCA and a HOME loan from the City of Houston. Construction was completed May 2005 and has maintained an average occupancy of 96%.

Finance Director:	Other Authorization:	Other Authorization:
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Date
2/16/10

Subject: An Ordinance authorizing a loan agreement
between the City of Houston and Chelsea Seniors I, LLC.

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Page
2 of 2

The City of Houston will provide \$1,965,755 in HOME funds at 0% interest for 20-years with an option to extend for 10 years. The City's HOME loan will be repaid at maturity. The City's Land Use Restrictions will prime Sterling Bank's 1st lien and the affordability period is 20- years.

Sterling Bank will provide interim construction and permanent financing for the development.

1. Construction loan \$3,000,000 prime floating + 1% for 30 months, 6% floor, interest
2. Permanent loan \$2,200,000 @ 8% interest for a 30-year term, 15-year maturity

The City will restrict 16-units; 4 Low HOME units targeting very low income families and 12 High HOME units targeting low income families. The restricted units will float throughout the project. Eleven units are designated to accommodate mobility and sensory impaired persons.

<u>Sources of Funds</u>		<u>per unit</u>
Sterling Bank	\$ 2,189,000	\$ 14,593
City HOME Loan	1,965,755	13,105
Deferred Developer	690,583	4,604
Tax Credit Equity	<u>15,066,382</u>	<u>100,443</u>
Total Sources	\$19,911,720	\$132,745

<u>Uses of Funds</u>		
Land	\$ 1,385,208	\$ 9,235
Soft Cost	5,619,870	37,466
Hard Cost	<u>12,906,642</u>	<u>86,044</u>
Total Uses	\$19,911,720	\$132,745

COH loan per HOME assisted unit is \$122,860. The weighted average max cost per HOME assisted unit is \$143,006.

The project is consistent with the City's consolidated plan to provide affordable housing to low income families.

The Department recommends approval of a loan agreement between the City of Houston and Chelsea Seniors I, LLC.

RSC:DHS:JN

Xc: City Attorney
Mayor's Office
City Secretary
Finance

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** 10 – Northline

SUBJECT: An Ordinance authorizing an Agreement between the City of Houston and Houston North Apartment Homes I LLC.		Category #	Page 1 of 2	Agenda Item # 25
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 2/17/10	Agenda Date FEB 24 2010	
DIRECTOR'S SIGNATURE: <i>RS Celli</i>		Council District affected: District H		
For additional information contact: Donald H. Sampley Phone: 713-868-8458		Date and identification of prior authorizing Council action:		

RECOMMENDATION: (Summary)
The Department recommends approval of an Ordinance authorizing an Agreement between the City of Houston and Houston North Apartment Homes I LLC for land acquisition and construction of a Multi-Family Housing Facility.

Amount of Funding: \$1,000,000	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) **HOME FUNDS**

SPECIFIC EXPLANATION:

Houston North Apartment Homes I LLC (HNAHI), the General Partner of Houston North Apartment Homes LP, a for-profit Texas Partnership and owner of the proposed Northline Apartment Homes complex, is requesting a \$1,000,000 Performance Based Loan (PBL) from the City of Houston. HNAHI will then provide a credit facility to Houston North Apartment Homes LP for land acquisition and construction of the Northline Apartment Homes project.

The City of Houston HOME funds, to HNAHI, will be a 0% interest loan with a 20 year term. The PBL is to be forgiven at the end of the 20 year term so long as the Borrower complies with the City loan agreement terms and conditions, and the property is in full compliance with HUD and City guidelines. As collateral, HNAHI will convey its security interest in the Note and Deed of Trust from the Houston North Apartment Homes LP partnership to the City of Houston. The City's Land Use Restrictions Agreement (LURA) will be superior to Capital One loan on the property.

Houston North Apartment Homes LP has been awarded a tax-credit commitment from the Texas Department of Housing and Community Affairs. The tax-credits will be purchased by a national tax-credit syndicator. The additional financing will be provided by City HOME funds and bank loan. The limited partnership interest in Houston North Apartment Homes LP will be sold for a 99.99% limited partnership interest. With the pay down of the construction loan, the equity proceeds from the sale of the limited partnership will be invested into the project.

Under the proposed structure, Houston North Apartment Homes LP will own Northline Apartment Homes, and in partnership with HNAHI will be responsible for all aspects of the development process and management. The principals of Houston North Apartment Homes LP will personally guarantee the \$1,000,000 note from the City of Houston to HNAHI, which will be released upon project completion and stabilization.

REQUIRED AUTHORIZATION		
Finance Dept.	Other Authorization:	Other Authorization:

Upon project completion, Northline Apartment Homes will consist of 172-unit multifamily residences located on 9.977 acres at the N Side of W Grenfell Lane and W Side of Northline Drive in North Houston.

The unit mix consists of 44 one-bedroom, 68 two-bedroom, and 60 three-bedroom units. The City will restrict 9 floating HOME assisted units with 7 units restricted to HUD High HOME Rents and 2 units restricted to HUD Low HOME Rents for a period of 20 years. The property owner plans to lease the remaining 163 units to tenants with incomes 60% of area media income or less.

Total Source of Funds:

City of Houston /PBL	\$ 1,000,000
Tax Credit Equity	13,833,606
Capital One Loan	5,400,000
Deferred Developer Fee	<u>148,549</u>
Total	\$ 20,382,155

Uses of Funds:

Acquisition	\$ 1,000,000
Hard Costs	13,564,349
Soft Costs	<u>5,817,806</u>
Total	\$ 20,382,155

This project is consistent with the City of Houston Consolidated Plan to provide affordable housing for low-income families. The Department recommends approval of an agreement between the City of Houston and Houston North Apartment Homes I LLC.

RC:DS:db

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

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Vista Bonita

SUBJECT: An Ordinance authorizing an Agreement between the City of Houston and Midway Fountainview Investors, LLC		Category #	Page 1 of 2	Agenda Item # 26
FROM (Department or other point of origin): Richard S. Celli Director, Housing and Community Development Department		Origination Date: 2/18/10	Agenda Date: FEB 24 2010	
DIRECTOR'S SIGNATURE: <i>Richard Celli by [Signature]</i>		Council District affected: District "E"		
For additional information contact: Donald Sampley, Asst. Director Phone: 713-868-8458		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The Department recommends approval of an Ordinance authorizing an Agreement between the City of Houston and Midway Fountainview Investors, LLC for the acquisition and rehabilitation of Vista Bonita Apartments.				
Amount of Funding: \$1,730,000 CDBG - DR			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund				
<input type="checkbox"/> Other (Specify) CDBG DR				
SPECIFIC EXPLANATION: Midway Fountainview Investors, LLC (Midway) will be the borrower of the subject loan to rehabilitate Vista Bonita Apartments ("Vista"). The ownership structure for the project is proposed as follows: CB Texas I, Ltd, owner, CB Texas I GP, LLC, 50% general partner, George Kaleh managing member, and Midway Fountainview Investors, LLC, 50% special limited partner. CB Texas I, Ltd is currently under contract to purchase Vista Bonita, a 118-unit (100% vacant) multifamily project located in District "E" on the east side of I-45, approximately 1½ miles south of Monroe Rd. The property was built in 1964 and has suffered damage due to Hurricane Ike and is in need of extensive renovation of the exterior and interior, including modernizations to improve its useful life. The developer received \$10,425,571 in tax credits from the Texas Department of Housing and Community Affairs (TDHCA) in 2008. The Tax Credits could not be sold given the financial markets thus the Applicant returned the credits to the State under the Tax Credit Exchange Program, created from the American Reinvestment and Recovery Act of 2009 (ARRA). Due to the increased number of 30% area medium income (AMI) units and the rent restriction period of 40 years, they have been approved to receive \$10,822,758 (\$.85 exchange price) in the form of a grant from the Treasury, in lieu of low-income housing tax credits. The grant will be secured by a subordinated recapture mortgage. The City and the approved Contractor will adhere to and comply with special reporting requirements associated with the ARRA grant expenditures as required by the granting agency and/or Office of Management and Budget. Per the Exchange program, 100% of the units will be restricted to individuals making 30%, 50%, and 60% AMI for a period of 40 years. The property is 100% vacant and therefore does not require a relocation plan. Amegy Bank will provide a first lien, construction to permanent loan in an approximate amount of \$1,411,802. The loan will be an interest only revolving line of credit during the first 24 months and will then convert to a 15 year permanent with principal and interest payments based on a 30 year amortization. Amegy Bank has financed the gap for several Tax Credit projects and just recently closed the first Tax Credit Exchange transaction with the State. The City is a sub-recipient of CDBG Disaster Recovery funds, received through TDHCA, to provide a \$1,730,000 forgivable performance based loan (PBL) to Midway Fountainview Investors, LLC (50% Special Limited Partner). Midway will make a loan to the operating partnership, CB Texas I, Ltd. As collateral, Midway will convey its security interest in the Note and the Deed of Trust from the partnership to the City of Houston.				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

The City will fund the entire \$1.73MM at closing for a portion of the acquisition cost. The City's PBL will have an interest rate of 0% and a term of five (5) years with two (2) five (5) year extension options. The PBL will be forgiven so long as the borrower complies with the terms and conditions of the City's loan agreement, and the property is in full compliance with HUD guidelines.

The Disaster Recovery contract between the State and the City, calls for seventy-four (74) units, being approximately fifty-one percent (51%) of the current 144 units, to be leased to tenants making 80% AMI or less, for a period of five (5) years, at affordable rents. The affordable rental rates will be consistent with TDHCA affordable rents.

While the City's loan will be inferior to the first lien (Amegy Bank), the City's Land Use Restrictions Agreement (LURA) will prime the loan through a subordination agreement. The principals of Midway (Bradley Freels, the CEO, Bo Sanford the President, Jonathan Brindsen the EVP and COO) and the president of Cornerbrook (George Kaleh/Kaleh Family Living Trust) will guarantee completion of construction and will be released upon completion and stabilization.

Midway Companies, headquartered in Houston, have been active in the development of commercial, residential, and land for 30 + years. In that time frame they have developed 1,170 multifamily units throughout the Houston area. George Kaleh is president of Sugar Land based Cornerbrook Development Co. Started in the 80's, Cornerbrook has participated in the development of over 50 properties consisting of more than 14,000 units throughout Texas and the East Coast.

The proposed rehab is designed to extend the useful life of the property for at least 20 years. The rehab will include replacing plumbing, windows, and HVAC systems with a focus on energy efficiency; replacing the roofs, siding, balconies; full interior strip down to the studs with upgrades including new drywall, appliances, bathtubs, countertops, flooring; and improving security with lighting and fencing improvements.

The Borrower plans to remove 26 units (22 units located in 100 year flood plain and 4 units to be retro-fitted into a Community Center) for a proposed total unit count of 118. The budget includes conversion of 6 units (5%) to meet ADA guidelines and 2 units (2%) to meet hearing/visually impaired requirements. Other amenities will include; a business center, fitness room, playground, and two pools. Hard costs total \$8,138,337 and rehab work will be conducted by a joint venture (JV) between Lyda Swinerton Builders, a California based General Contractor and Cornerbrook Construction. The Contractor will be bonded for payment and performance.

Sources of Funds:	Overall Budget	Per Unit	Per SF
Exchange Proceeds	\$10,822,758	\$91,718	\$110
Amegy Bank (1st Lien)	\$1,411,802	\$11,964	\$14
City of Houston/CDBG - DR	\$1,730,000	\$14,661	\$18
<u>Equity</u>	<u>\$158,964</u>	<u>\$1,347</u>	<u>\$2</u>
Total Source of Funds	\$14,123,524	\$119,691	\$143

Uses of Funds:	Overall Budget	Per Unit	Per SF
Acquisition Cost	\$2,525,000	\$21,398	\$26
Hard Costs	\$8,138,337	\$68,969	\$82
Soft Costs	\$2,594,454	\$21,987	\$26
<u>Financing & Other Costs</u>	<u>\$865,733</u>	<u>\$7,337</u>	<u>\$9</u>
Total Uses of Funds	\$14,123,524	\$119,691	\$143

The project is consistent with the City of Houston's Consolidated Plan to create affordable housing units. The City's participation in the project will contribute to the goal of increasing the number of safe, decent, and affordable rental housing units in the Houston area. The Department recommends approval of an Agreement between the City of Houston and Midway Fountainview Investors, LLC.

RC: DS: LC: PC

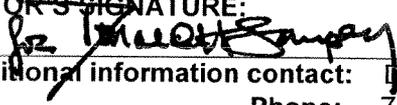
cc: Mayor's Office
City Secretary
Legal Department
Finance

HCD 10-11

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 -South Acres II

SUBJECT: An Ordinance authorizing an Agreement between the City of Houston and South Acres Ranch II Ltd.		Category #	Page 1 of 2	Agenda Item # 27
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 1/27/10	Agenda Date FEB 24 2010	
DIRECTOR'S SIGNATURE: 		Council District affected: District D		
For additional information contact: Donald H. Sampley Phone: 713-868-8458		Date and identification of prior authorizing Council action:		

RECOMMENDATION: (Summary)

The Department recommends approval of an Ordinance authorizing an Agreement between the City of Houston and South Acres Ranch II, Ltd. for land acquisition and construction of a Multifamily Housing Facility.

Amount of Funding:

\$960,000

Finance Budget:

SOURCE OF FUNDING

General Fund

Grant Fund

Enterprise Fund

Other (Specify) **HOME FUNDS**

SPECIFIC EXPLANATION:

South Acres Ranch II, Ltd. (SARII) a for-profit Texas Partnership and owner of the proposed South Acres Ranch II complex, is requesting a \$960,000 Loan from the City of Houston for land acquisition and construction.

The City of Houston HOME funds, loaned to SARII, will be a 0% interest loan and 20 year term with two 10 year extensions. The property will be in full compliance with HUD and City guidelines. The City's Land Use Restrictions Agreement (LURA) will be superior to Capital One and the Tax Credit Assistance Program (TCAP) loan on the property.

SARII has been awarded a tax-credit and TCAP loan commitment from the Texas Department of Housing and Community Affairs. The tax-credits will be purchased by a national tax-credit syndicator and the TCAP loan will be a 0% interest loan with a 30 year amortization and 15 year term. The additional financing will be provided by City HOME funds and bank loan. The partnership interest in SARII will be sold for a 99.99% limited partnership interest. With the pay down of the construction loan, the equity proceeds from the sale of the limited partnership will be invested into the project.

Under the proposed structure, SARII will own South Acres Ranch II and will be responsible for all aspects of the development process and management. The principals of SARII will personally guarantee the \$960,000 note from the City of Houston, which will be released upon project completion and stabilization.

Upon project completion, South Acres Ranch II will consist of 49-unit multifamily residences located on 10 acres on the E Side of 11400 Block of Scott Street in South Houston.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:

Date
1/27/10

Subject: An Ordinance authorizing an Agreement between the City
of Houston and South Acres Ranch II Ltd.

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Page
2 of 2

The unit mix consists of 1 three-bedroom (manager occupied) and 48 four-bedroom units. The City will restrict 5 floating HOME assisted units with 4 units restricted to HUD High HOME Rents and 1 unit restricted to HUD Low HOME Rents for a period of 20 years. The property owner plans to lease the remaining 43 units to tenants with incomes 60% of area media income or less.

Total Source of Funds:

City of Houston Loan	\$	960,000
Tax Credit Equity		7,257,430
TCAP		690,000
Capital One Loan		1,100,000
Deferred Developer Fee		<u>4,014</u>
Total	\$	10,011,444

Uses of Funds:

Acquisition	\$	871,200	\$ 17,780 per unit
Hard Costs		6,462,937	131,897 per unit
Soft Costs		<u>2,677,307</u>	<u>54,638</u> per unit
Total	\$	10,011,444	\$204,315 per unit

This project is consistent with the City of Houston Consolidated Plan to provide affordable housing for low-income families. The Department recommends approval of an agreement between the City of Houston and South Acres Ranch II Ltd.

RC:DS:db

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

R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance appropriating Miscellaneous Capital Projects/ Acquisitions CP Series E Funds and reimbursing the Reimbursement of Equipment/Projects Fund.

Category #

Page 1 of 1

Agenda Item#

28

FROM: (Department or other point of origin):

Origination Date February 12, 2010

Agenda Date FEB 24 2010

Finance Department

DIRECTOR'S SIGNATURE:

Michelle Mitchell

Michelle Mitchell, Director

Council Districts affected: D, I

For additional information contact:

James Moncur (832) 393-1009

Date and identification of prior authorizing Council Action:

Ordinance No. 2009-116; Dated February 18, 2009
Ordinance No. 2009-397; Dated May 13, 2009
Ordinance No. 2009-629; Dated June 30, 2009

RECOMMENDATION: (Summary)

Adopt Ordinance appropriating \$1,716,709.00 out of the Miscellaneous Capital Projects/ Acquisitions CP Series E Fund (4039) and reimbursing the Reimbursement of Equipment/Projects Fund (1850).

Amount and Source of Funding:

\$1,716,709.00 from the Miscellaneous Capital Projects/ Acquisitions CP Series E Fund (4039)

Reimbursement of previous appropriations:

- \$ 445,300.00 - Reimbursement of Equipment/Project Fund (1850) (D-000113-0007-4)
 - \$1,221,409.00 - Reimbursement of Equipment/Project Fund (1850) (C-000178-0001-3, C-000178-0001-4)
 - \$ 50,000.00 - Reimbursement of Equipment/Project Fund (1850) (F-000585-0002-4)
- \$1,716,709.00

SPECIFIC EXPLANATION:

The City of Houston was heavily impacted during Hurricane Ike. Fire Station 20, Denver Harbor Multi-Service Center, and the Sunnyside Community Center sustained a variety of structural damages as a result of the storm. The City's General Services Department has proceeded with repairs and renovations of these facilities. Funding for the projects was initially appropriated from the Reimbursement of Equipment/Projects Fund (1850) with the intent to reimburse the fund at a later time. Use of the Miscellaneous Capital Projects/ Acquisitions CP Series E Fund (4039) is consistent with the nature and duration of these obligations, and the City has sufficient debt capacity to sustain the associated debt service.

Therefore, it is recommended that the City approve an ordinance appropriating Miscellaneous Capital Projects/ Acquisitions CP Series E Fund and reimbursing the Reimbursement of Equipment/Projects Fund.

cc: Marty Stein, Agenda Director

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8581

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Mail Processing Services for Various Departments S33-T23374

Category #
4

Page 1 of 2

Agenda Item

29

FROM (Department or other point of origin):

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

Origination Date

February 09, 2010

Agenda Date

FEB 24 2010

DIRECTOR'S SIGNATURE

S. R. DuRousseau

Council District(s) affected

All

For additional information contact:

Sahira Abdool Phone: (713) 247-4105
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to HOV Services, Inc. in an amount not to exceed \$2,510,000.00 for mail processing services for various departments.

Maximum Contract Amount: \$2,510,000.00

Finance Budget

\$ 450,000.00 - Parking Management Fund (8700)
\$ 500,000.00 - Building Inspection Fund (2301)
\$1,560,000.00 - General Fund (1000)

\$2,510,000.00 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to HOV Services, Inc. in an amount not to exceed \$2,510,000.00 for mail processing services for various departments. The City Purchasing Agent or the Department Director may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all personnel, management, supervision, labor, equipment and incidentals necessary to implement the mail processing services that will provide the Municipal Courts Administration (MCA), Public Works & Engineering Department (PWE) and the General Services Department (GSD) with an efficient correspondence bulk mail processing service.

The contractor will be required to provide all facilities, personnel, transportation and supplies necessary to process and mail all MCA, PWE and GSD official correspondence. It is estimated that MCA will process a minimum of 35,000 court notices, PWE will process a minimum of 5,000 letters of notification and GSD will process a minimum of 11,000 parking notices per month. This contract will allow MCA, PWE and GSD to outsource the mail processing function at a lower cost. Each department will provide the contractor with a hard copy of the forms/letters/notices that will be mailed. The contractor shall customize the forms/letters/notices utilizing the information as provided and mail to all applicable addresses provided by the City of Houston.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. Sixty-three prospective bidders downloaded the solicitation document from SPD's e-bidding website and as a result, proposals were received from All Printing, Inc., HOV Services, Inc., and Questmark Information Management, Inc. The evaluation committee consisted of five evaluators. The proposals were evaluated based upon the following criteria:

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MD

for MS

2

29

Date: 2/9/2010	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Mail Processing Services for Various Departments S33-T23374	Originator's Initials CJ	Page 2 of 2
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- Organizational staff knowledge and experience
- Track Record
- Cost
- Financial Stability
- M/WBE Participation

HOV Services, Inc. received the highest overall score.

M/WBE Subcontractor:

This RFP was issued as a goal-oriented contract with an 11% M/WBE participation level. HOV Services, Inc. has designated the below-named company as its certified M/WBE subcontractor.

<u>Subcontractor</u>	<u>Type of Work</u>	<u>Percentage</u>	<u>Amount</u>
City Office Supply, Inc.	Supplies	11%	\$276,100.00

The Affirmative Action Division will monitor this contract.

Pay or Play Program:

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

Buyer: Conley Jackson

Estimated Spending Authority

Department	FY10	Out Years	Total Amount
General Services	\$72,000.00	\$378,000.00	\$450,000.00
Municipal Courts Administration	\$80,000.00	\$1,480,000.00	\$1,560,000.00
Public Works & Engineering	\$100,000.00	\$400,000.00	\$500,000.00
Totals	\$252,000.00	\$2,258,000.00	\$2,510,000.00

SUBJECT: First Amendment to Job Order Contracts for the Residential Energy Efficiency Program.

Page
1 of 1

Agenda
Item
30

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

Origination Date
2.09.2010

Agenda Date
FEB 24 2010

DIRECTOR'S SIGNATURE

Issa Z. Dadoush, P.E.

[Handwritten Signature] 2/8/10

Council District(s) affected:
All

For additional information contact:
Jacquelyn L. Nisby Phone: 832-393-8023

Date and identification of prior authorizing Council action:
Ordinance No. 2009-1362 Dated December 16, 2009

RECOMMENDATION: Approve First Amendment to Job Order Contracts with Payless Insulation, Inc., Direct Energy, LP, Standard Renewable Energy, L.P. and PMG Project Management Group, LLC. for the Residential Energy Efficiency Program (REEP).

Amount and Source of Funding: No additional funding required

Finance Budget:

Previous Funding:

Maximum contract amount for each contract - \$5,000,000 – 3 years
Initial allocation for each contract:
\$2,000,000.00 American Recovery and Reinvestment Act (ARRA) (5300)
\$2,000,000.00 Out Years

SPECIFIC EXPLANATION: On December 16, 2009, Ordinance No. 2009-1362, City Council awarded four job order contracts for the Residential Energy Efficiency Program to Payless Insulation, Inc., Direct Energy, LP, Standard Renewable Energy, L.P. and PMG Project Management Group, LLC. Work began on January 11, 2010. The program is currently assessing and weatherizing 174 homes and is processing an additional 160 homes for eligibility. The goal is to weatherize approximately 200 homes per month. During the health and safety assessment of the homes, it was determined that there are instances where substantial work must be performed to make the home safe for weatherization. At present, the contract limits health and safety repairs to \$800 per home. Based on program experience in the field, and advice from the Texas Department of Housing and Community Affairs, a more acceptable limit is \$1,300 per home. Additionally, the Texas Department of Housing and Community Affairs has recently provided a mandated price list for some items such as duct sealing, heat pump water heaters and room air conditioners. This First Amendment is necessary to reflect the new pricing. The new pricing will not require any change in the total contract allocation to each contractor.

The General Services Department recommends that City Council approve a First Amendment to the four job order contracts to include the new State mandated pricing and increase the maximum health and safety limit of \$800 to \$1,300. The Director of the General Services Department will have the discretion to change the limit, if required, to meet Texas Department of Housing and Community Affairs requirements.

PROJECT LOCATIONS: Citywide

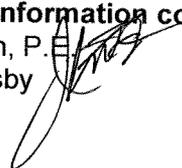
PROJECT DESCRIPTION: The scope of work consists of installing weatherization measures in eligible homes based on Home Energy Rating standards. The scope of services may include installing weather-stripping to exterior doors, caulking windows, insulating water heaters, replacing light bulbs with compact fluorescent lamps, installing energy efficient refrigerators and room air conditioning units and installing attic insulation.

M/SBE PARTICIPATION: A 14% MBE goal and 10% SBE goal have been established for each contract. Due to the recent inception of the program on January 11, 2010, no M/SBE utilization has been reported.

IZD:JLN:GMD:gmd
c: Issa Dadoush, P.E., Marty Stein, Jacquelyn L. Nisby, File

REQUIRED AUTHORIZATION

CUIC ID 25MSCL65

SUBJECT: Fourth Amendment to the Electricity Supply Agreement between the City of Houston and the Texas General Land Office		Page 1 of 1	Agenda Item 31
FROM (Department or other point of origin): General Services Department		Origination Date 2-17-10	Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE:  Issa Z. Dadoush, P.E.		Council District(s) affected: All	
For additional information contact: Felix C. Johnson, P.E.  Jacquelyn L. Nisby Phone: 832-393-8086 832-393-8023		Date and identification of prior authorizing Council actions: Ordinance No. 2004-273; April 14, 2004 Ordinance No. 2006-014; January 4, 2006 Ordinance No. 2006-439; May 3, 2006 Ordinance No. 2007-839; July 18, 2007	
RECOMMENDATION: Approve and authorize a Fourth Amendment to the Electric Supply Agreement to substitute the current guaranties from Merrill Lynch & Co., Inc. with parent guaranties from NRG Energy, Inc.			
Amount and Source of Funding: N/A		Finance Budget:	
SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve and authorize a Fourth Amendment to the Electric Supply Agreement (ESA) with the Texas General Land Office (GLO) to allow GLO's retail electric provider, Reliant Energy Retail Services LLC (Reliant), to unwind their financing arrangements with Merrill Lynch & Co. Inc. (Merrill). Reliant's new parent company, NRG Energy, Inc. will guarantee Reliant's obligations under the ESA with parent guaranties that are identical or better than the current guaranties provided by Merrill.			
PREVIOUS HISTORY AND SCOPE: On April 14, 2004, City Council approved the ESA with the GLO to provide electric power supply to all City facilities and set a maximum contract amount of \$320 million. On January 4, 2006, City Council approved a First Amendment to the ESA that extended the term two years, provided use of energy usage monitoring systems, allowed the City greater flexibility to manage exposure to natural gas prices with additional risk management tools, and allowed the City, at its option, to generate its own power or diversify its supply of power. On May 3, 2006, City Council approved a Second Amendment to the ESA that provided a new price protection mechanism for electricity purchases and permitted the City to take advantage of new price savings in the market by allowing the City to fix the cost to convert natural gas to electricity without simultaneously being required to "lock in" or fix the price of natural gas. On July 18, 2007, City Council approved a Third Amendment to the ESA that extended the term four years to June 30, 2013, and increased the maximum contract amount to \$1,368 million. It also allowed the City to secure up to half of its load from the wholesale market. This amendment has allowed the City to purchase wind and other renewable energy.			
M/WBE INFORMATION: The original contract has a 15% M/WBE goal. To date, the GLO has achieved 16.49% M/WBE participation.			
IZD:FCJ:JLN:gmf c: Marty Stein, Jacquelyn L. Nisby, Anna Russell, Calvin Curtis, Yvette Burton, File			
REQUIRED AUTHORIZATION		CUIC ID # 25MSCL64	
Other Authorization:		Other Authorization:	

SUBJECT: Appropriate Funds Project Management Costs FY10 CIP Projects	Page 1 of 1	Agenda Item 32
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FROM (Department or other point of origin): General Services Department	Origination Date 2-12-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. <i>Issa Z. Dadoush 12/1/09</i>	Council District(s) affected: All
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	Date and identification of prior authorizing Council action: none
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RECOMMENDATION: Appropriate / allocate funds in the amount of \$2,288,000 for project management services associated with CIP projects managed by the General Services Department.

Amount and Source of Funding: \$ 300,000 Fire Consolidated Construction Fund (4500) \$ 500,000 Parks Consolidated Construction Fund (4502) \$ 115,000 Solid Waste Consolidated Construction Fund (4503) \$ 325,000 Police Consolidated Construction Fund (4504) \$ 400,000 Public Library Consolidated Construction Fund (4507) \$ 200,000 Public Health Consolidated Construction Fund (4508) \$ 200,000 General Improvements Consolidated Construction Fund (4509) \$ 133,000 C&E - Civic Center Facility Revenue Fund (8601) \$ 115,000 Building Inspection Fund (2301) \$2,288,000 Total Appropriation	Finance Budget: <i>McCall</i> <i>McCall</i>
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate/allocate \$2,288,000 to the CIP Salary Recovery Fund to cover reimbursable project management costs for FY 2010 Capital Improvement Plan (CIP) projects for the City departments listed below.

The requested appropriation will reimburse the CIP Salary Recovery Fund for the actual cost of project management services provided by architects, engineers, project managers and administrators in FY10. These employees provide labor and expertise to manage design and construction of capital improvement projects and associated contracts. Project management costs are derived from FY09 timesheets and salary rates, along with FY10 projections. The recovery of salaries for City employees reduces the City's overall operational budget and provides citizens with a better administration of general funds.

IZD:HB:JLN:ml

REQUIRED AUTHORIZATION CUIC 25MSCL61

General Services Department: <i>H. Bautista</i> Humberto Bautista, P.E. Chief of Design & Construction Division	Houston Public Library: <i>Rhea Brown Lawson</i> Rhea Brown Lawson, Ph.D., Director	Houston Police Department: (see attached) <i>H. L. Hurtt</i> 12-23-09 Harold L. Hurtt, Chief of Police
Houston Fire Department: (see attached) <i>Phil Boriskie</i> Phil Boriskie, Fire Chief	Department of Health & Human Services: <i>Stephen L. Williams</i> Stephen L. Williams, M.ED, MPA, Director	Solid Waste Management Department: <i>Harry Hayes</i> Harry Hayes, Director
Public Works & Engineering Department: <i>Michael S. Marcotte</i> 12/21/0 Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Parks and Recreation Department: <i>Joe Turner</i> Joe Turner, Director	Convention and Entertainment Facilities Department: <i>Dawn Ullrich</i> Dawn Ullrich, Director

SUBJECT: Appropriate Funds Project Management Costs FY10 CIP Projects		Page 1 of 1	Agenda Item
FROM (Department or other point of origin): General Services Department		Origination Date 2-12-10	Agenda Date
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E.		Council District(s) affected: All	
For additional information contact: Jacquelyn L. Nisby Phone: 832-393-8023		Date and identification of prior authorizing Council action: none	

RECOMMENDATION: Appropriate / allocate funds in the amount of \$2,288,000 for project management services associated with CIP projects managed by the General Services Department.

Amount and Source of Funding:	Finance Budget:
\$ 300,000 Fire Consolidated Construction Fund (4500)	
\$ 500,000 Parks Consolidated Construction Fund (4502)	
\$ 115,000 Solid Waste Consolidated Construction Fund (4503)	
\$ 325,000 Police Consolidated Construction Fund (4504)	
\$ 400,000 Public Library Consolidated Construction Fund (4507)	
\$ 200,000 Public Health Consolidated Construction Fund (4508)	
\$ 200,000 General Improvements Consolidated Construction Fund (4509)	
\$ 133,000 C&E - Civic Center Facility Revenue Fund (8601)	
\$ 115,000 Building Inspection Fund (2301)	
\$2,288,000 Total Appropriation	

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate/allocate \$2,288,000 to the CIP Salary Recovery Fund to cover reimbursable project management costs for FY 2010 Capital Improvement Plan (CIP) projects for the City departments listed below.

The requested appropriation will reimburse the CIP Salary Recovery Fund for the actual cost of project management services provided by architects, engineers, project managers and administrators in FY10. These employees provide labor and expertise to manage design and construction of capital improvement projects and associated contracts. Project management costs are derived from FY09 timesheets and salary rates, along with FY10 projections. The recovery of salaries for City employees reduces the City's overall operational budget and provides citizens with a better administration of general funds.

IZD:HB:JLN:ml

REQUIRED AUTHORIZATION

CUIC 25MSCL61

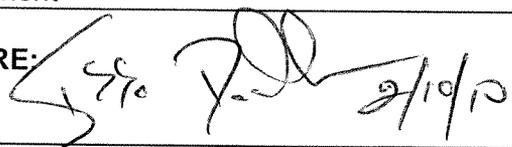
General Services Department: Humberto Bautista, P.E. Chief of Design & Construction Division	Houston Public Library: Rhea Brown Lawson, Ph.D., Director	Houston Police Department:  C.A. McClelland, Acting Chief of Police
Houston Fire Department:  Rick Flanagan, Acting Fire Chief	Department of Health & Human Services: Stephen L. Williams, M.ED, MPA, Director	Solid Waste Management Department: Harry Hayes, Director
Public Works & Engineering Department: Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Parks and Recreation Department: Joe Turner, Director	Convention and Entertainment Facilities Department: Dawn Ullrich, Director

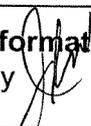
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Award Construction Contract CST Environmental, LP Asbestos Abatement and Demolition at Julia Ideson Building – Phase 2 WBS No. E-000155-0002-4	Page 1 of 2	Agenda Item 33
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FROM (Department or other point of origin): General Services Department	Origination Date 2-18-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. 	Council District affected: 1
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For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Award construction contract and appropriate funds for the project.

Amount and Source of Funding: \$200,320.00 Julia Ideson Library Contributions Fund (4036)	Finance Budget: 
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a construction contract to CST Environmental, LP on the low bid amount of \$118,400.00 to provide asbestos abatement services at the Julia Ideson Building for the Houston Public Library Department. Additional abatement activities will be necessary during the renovation and will be requested under a future Council action.

PROJECT LOCATION: 500 McKinney Street, Houston, Texas (Key Map No. 493-L)

PROJECT DESCRIPTION: The scope of work includes asbestos abatement and demolition throughout the building to accommodate phase two renovation. The work also includes loading, hauling and proper disposal of debris generated due to all activities.

The contract duration for this project is 60 calendar days.

BIDS: The following eight bids were received on January 25, 2010:

<u>Bidder</u>	<u>Bid Amount</u>
1. CST Environmental, LP	\$118,400.00
2. Inland Environments, Ltd.	\$169,690.00
3. AAR Incorporated	\$186,660.00
4. Cherry Environmental Services, Inc.	\$189,000.00
5. AAC Abatement, Inc.	\$215,000.00
6. Arrow Services, Inc.	\$224,000.00
7. All American Demolition, LLC.	\$268,000.00
8. A & M Environmental, LLC.	\$346,424.00

REQUIRED AUTHORIZATION NDT CUIC ID # 25GM214

General Services Department:  Humberto Bautista, P.E. Chief of Design & Construction Division	Other Authorization:	Houston Public Library Department  Rhea Brown Lawson, Ph.D Director
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Date	SUBJECT: Award Construction Contract CST Environmental, LP Asbestos Abatement and Demolition at Julia Ideson Building Phase 2. WBS No. E-000155-0002-4	Originator's Initials GM	Page 2 of 2
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Bids were obtained from the list of pre-qualified asbestos/lead abatement contractors to act as the general contractor for the project. All pre-qualified asbestos/lead abatement contractors were notified of the request for bids on this project. The City Legal Department has previously determined that the formal bid process is not required for these types of contracts and that GSD may utilize the contractors on a pre-qualified list.

AWARD: It is recommended that City Council award the construction contract to CST Environmental, LP and appropriate funds for the project, including an additional appropriation of \$76,000.00 for project management, construction oversight and air monitoring under the existing contract with Garner & Associates, Inc.

FUNDING SUMMARY:

\$ 118,400.00	Construction Contract Services
\$ 5,920.00	5% Contingency
<u>\$ 124,320.00</u>	Total Contract Services
\$ 76,000.00	Project Management, Construction Oversight and Air Monitoring
<u>\$ 200,320.00</u>	Total Funding

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 pay into the Contractor Responsibility Fund in compliance with City policy.

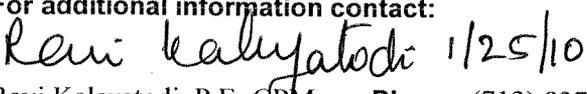
IZD:HB:JLN:GM:MCJ:fk

- c: Marty Stein
- Jacquelyn L. Nisby
- Velma Laws
- Calvin R. Curtis
- Morris Scott
- Gabriel Mussio
- Kim Nguyen
- Yvette Burton
- File

SUBJECT: Advance Funding Agreement between the City of Houston and Texas Department of Transportation for Reconstruction of Market Street from North Wayside to McCarty Road. WBS No. N-000797-0003-3.	Page 1 of 2	Agenda Item # 34
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2-17-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E. D.WRE, BCEE	Council District affected: I
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For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (713) 837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary)
Adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and Texas Department of Transportation and appropriating funds.

Amount and Source of Funding: \$16,000.00 from Street & Bridge Consolidated Construction Fund No. 4506.
N.P. 1/29/10

PROJECT NOTICE/JUSTIFICATION: This project has been approved in the 2007 Unified Transportation Program by the Texas Transportation Commission under Minute Order 110753. Funds for this project were allocated in the 2008-2011 Statewide Transportation Program.

DESCRIPTION/SCOPE: This project consists of reconstructing and widening to four-lanes with curb and gutter, sidewalks, lighting and necessary underground utility adjustments on Market Street from North Wayside to McCarty Road.

LOCATION: This project is located on Market Street from North Wayside to McCarty Road. This project is located in Key Map Grid No. 495 E & F.

SCOPE OF THIS AGREEMENT: Under the terms of the Advance Funding Agreement, the City is responsible for design plans, advertisement, bid and award of the construction contract, adjustment of utilities, and right of way acquisition costs. TxDOT will be responsible for auditing and construction oversight. TxDOT is also responsible for securing the Federal funds which is eighty percent (80%) of the actual cost of the work approved by the Metro Planning Organization, not to exceed \$2,963,520.00 for this project. The City is responsible for the twenty percent (20%) match to the Federal funds and for all non-federal or non-state participation costs associated with the project. The City estimated cost participation in the Project including construction, review costs, engineering and contingencies costs are \$740,880.00. The estimated engineering review cost to be incurred by TxDOT is \$75,000.00. Upon execution of the Agreement, TxDOT requests the City to issue a check or warrant in the amount of \$15,000.00 which is based on the twenty percent (20%) of the engineering review cost. Therefore, it is necessary to appropriate funds in the amount of \$16,000.00 which includes \$1,000.00 for City's salary recovery.

REQUIRED AUTHORIZATION **CUIC ID #20TAA40**

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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Date	SUBJECT: Advance Funding Agreement between the City of Houston and Texas Department of Transportation for Reconstruction of Market Street from North Wayside to McCarty Road. WBS No. N-000797-0003-3.	Originator's Initials ERJ	Page <u>2</u> of <u>2</u>
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ACTION RECOMMENDED: It is recommended that City Council adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and Texas Department of Transportation and appropriate \$16,000.00 for the City's cost participation.

MSM:DRM:RK:TAA:PKC:ERJ
MSM:DRM:RK:TAA:PKC:ERJ

Z:\constr\A-SB-DIV\Design\TxDOT\Projects\0912-72-182 Market Street - N Wayside to McCarty\RCA 20TAA40.doc

c: Marty Stein
Velma Laws
Susan Bandy
Craig Foster
File – TxDOT – Market Street – from North Wayside to McCarty Road.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: A Municipal Setting Designation ordinance prohibiting the use of designated groundwater for Harcros Chemicals, Inc. and Union Pacific Railroad for the site located at 1701 and 1610 Oliver Street, Houston, TX 77007. (MSD # 2009-019-Oliver Street)		Page 1 of 1	Agenda Item # 35
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 2/17/10	Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE: <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: H	
For additional information contact: Carol Ellinger Haddock, P.E. Senior Assistant Director (713) 837-7658 Richard J. Chapin, Senior Project Manager (713) 837-0421		Date and identification of prior authorizing Council action: 8/22/2007 – 2007-0959 12/16/2009 – 2009-0920	
RECOMMENDATION: (Summary) It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the Harcros Chemicals, Inc. and Union Pacific Railroad site located at 1701 and 1610 Oliver Street, Houston, TX 77007, and support issuance of an MSD by the Texas Commission on Environmental Quality (TCEQ). (MSD # 2009-019-Oliver Street)			
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 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's 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 an 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 site and owners/operators of potable water wells within 5 miles of a proposed MSD site. In addition, a public meeting and a public hearing are required to be held prior to City Council's consideration of an ordinance of support.			
HARCROS CHEMICALS, INC. APPLICATION: Harcros Chemicals, Inc. and Union Pacific Railroad (UPRR) are seeking an MSD for 4.12-acres of land located at 1701 and 1610 Oliver Street, Houston, TX 77007. The contamination consists of arsenic, pentachlorophenol, trichloropropane, benzene, tetrachloroethene (PCE), trichloroethene (TCE), 1,1-dichloroethylene (1,1-DCE), cis-1,2-dichloroethene (cis-1,2-DCE), trans-1,2-dichloroethene (trans-1,2-DCE), and vinyl chloride (VC). The Harcros portion of the site is currently vacant with one large warehouse structure which was historically used for chemical warehousing and distribution. The UPRR portion originally housed a creosote operation, and is now vacant being used for parking. Groundwater monitoring has been preformed at the Harcros site since 2003 and on the UPRR site since 2000 with results indicating a predominantly stable trend. Soil was also removed from impacted areas on both sites. The groundwater plume is stable and decreasing on the Harcros side, and stable on the UPRR side.			
Harcros Chemicals, Inc. and Union Pacific Railroad are seeking an MSD for this property to restrict access to groundwater to protect the public against exposure to the 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. In addition, a public meeting (held on 1/13/2010) and a public hearing (held on 2/17/2010) are required to be held prior to City Council's consideration of support.			
RECOMMENDATIONS: It is recommended that City Council adopt a Municipal Setting Designation ordinance prohibiting the use of designated groundwater at the Harcros Chemicals, Inc. and Union Pacific Railroad site located at 1701 and 1610 Oliver Street, Houston, TX 77007, and support issuance of an MSD by the Texas Commission on Environmental Quality.			
MSM:AFI:CAE P:\PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - ORDINANCE SUPPORT.DOC C: Marty Stein, Gary Drabek, Ceil Price			
REQUIRED AUTHORIZATION CUI# ID# 20CAE77			
Other Authorization:	Authorization: <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning & Development Services Division	Other Authorization:	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Amendment to Special Event Temporary Information Signs Ordinance	Category #	Page 1 of 1	Agenda Item # 36
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2-18-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: All
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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: 11/5/2003 No. 2003-1034
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RECOMMENDATION: Amend the Special Event Temporary Information Sign Ordinance to add the NCAA South Regional Men's Basketball Championship Games at Reliant Center on March 26&28, 2010 and any subsequent NCAA Regional or Championship Basketball Games. The ordinance shall also be applied to future Super Bowl Events, Major League Basketball, Baseball, and Soccer All-Star Games.

Amount and Source of Funding: N/A

BACKGROUND: In 2003, the City approved an ordinance to allow temporary information signs and banners for Super Bowl XXXIII, the Major League Baseball All-Star Game, the Tennis Master Cup Houston, the NCAA Division I Men's Basketball Championship, and the NBA All-Star Game. The City continues to be selected to host major sporting events which attract thousands of visitors to the City, expose the city to national and international media attention, and have significant positive economic impact on the city.

The temporary changes include:

- Allowing temporary information signs on private property at or near event locations in the downtown, Reliant Park, Galleria/Uptown and Greenspoint areas.
- Allowing temporary banners within the event locations noted above, plus along major streets and highways near the City's airports, along loop 610 and near event locations.
- Allowing temporary banners in excess of 42.5 feet in height at the George R. Brown Convention Center, its garage, the Hilton Americas Hotel and other hotels designated as headquarter hotels for a sanctioning body or team or as an official media or sponsor hotel.

These temporary banners and signs will be allowed only for the period 21 days before the first day of a special event and removed within 7 days of the last day of such event. The City's Sign Administrator will permit all temporary signs and banners prior to their placement.

The City is hosting the NCAA Men's South Regional Basketball Games in March, as well as the Major League Soccer All-Star game this summer. It is anticipated that the City will host major sporting events in the future, and it is recommended that City Council approve the use of these signs and banners for those events as well.

REQUIRED AUTHORIZATION 20AFI56	
	Other Authorization:  Other Authorization: Andrew F. Icken Deputy Director Planning and Development Services

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City of Houston, Texas, Ordinance No. 2003- 1034

AN ORDINANCE RELATING TO SPECIAL EVENT TEMPORARY INFORMATION SIGNS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Houston (the "City") has been selected to host the following major sports events: the NFL's Super Bowl XXXVIII, scheduled for February 1, 2004, at Reliant Stadium, the Tennis Masters Cup Houston, scheduled for November 8 - 16, 2003, and November 6 - 14, 2004, at the Westside Tennis Club, the Major League Baseball All-Star Game, scheduled for July 13, 2004, at Minute Maid Park, the National Collegiate Athletic Association Division I Men's Basketball Championship on the dates, when selected, and at the selected site in the year 2011, and the National Basketball All-Star Game, on the dates, at the site and in the year selected; and

WHEREAS, these events will attract thousands of visitors to the City, expose the City to national and international media attention, and have a significant positive economic effects on the City; and

WHEREAS, the events will entail a number of promotional and subsidiary events sponsored by the respective sanctioning sports bodies or City host committees at various locations in the City including the sports venues; and

WHEREAS, the City's Sign Code presently allows temporary banner signs to be erected without permits, typically for the purpose of advertising business openings or other special events; and

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WHEREAS, the City Council of the City finds that a similar limited exception to the City's sign regulations for temporary signs and banners, appropriate in scope to the magnitude of the major sports events involved, and limited to certain information or directions, and to specified geographical areas, will facilitate access by visitors to the events and assist in promoting associated subsidiary or sponsorship events: **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. Definitions. When used in this Ordinance, the following words, terms and phrases shall have the meanings ascribed to them in this section, unless the context clearly indicates a different meaning.

Event location shall mean the location of the sporting event itself and/or the location of any subsidiary or promotional event sponsored or recognized by the sanctioning body or the official city host committee. The term shall not include the location of private functions or events not sponsored or recognized by the sanctioning body or host committee.

Special event shall mean any of the following:

- (a) The NFL's Super Bowl XXXVIII scheduled for February 1, 2004, at Reliant Stadium;
- (b) The Tennis Masters Cup Houston, scheduled for November 8-16, 2003, and November 6-14, 2004, at the Westside Tennis Club;
- (c) the Major League Baseball All-Star Game, scheduled for July 13, 2004 at Minute Maid Park;
- (d) The NCAA Division I Men's Basketball Championship, on the dates, when selected, and at the selected site in the year 2011; and
- (e) The National Basketball Association All-Star Game, on the dates, at the site and in the year selected.

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Temporary information sign shall mean a sign or banner containing all or some of the following information:

- (a) The name and/or logo of the sanctioning body and its sponsors;
- (b) The date(s) and name of the special event;
- (c) The names of the participating teams or, with regard to a non-team special event, the names of the athletes participating; or
- (d) Directions to event locations.

Section 3. Notwithstanding any provision of the Code of Ordinances, Houston, Texas, or the Building Code of the City of Houston, Texas, the erection and maintenance of special event temporary information signs shall be deemed lawful if placed and maintained subject to the following restrictions:

(a) Special event temporary information signs other than banners described in subsection (b) of this section must be placed on private property at or on an event location within the boundaries of the geographical areas described in Exhibit "A" to this Ordinance.

(b) Cloth or synthetic fabric banners may be placed in a public right-of-way within the boundaries of the geographical areas described in Exhibit "A" to this Ordinance only if erected on a utility pole with the permission of the utility owner or franchisee, provided that no other special event temporary information sign or banner may be placed within or over a public right-of-way.

(c) Special event temporary information signs or banners permitted under this section shall not exceed a height of 42-1/2 feet above grade; provided that cloth or synthetic banners may exceed a height of 42-1/2 feet above grade if placed at the George R. Brown Convention Center or its appurtenant parking garage, at the Hilton Americas Houston Hotel or at any other hotel that has been designated by the official city host committee or sanctioning body as the headquarters hotel of a sanctioning body and/or participating team or as an official media or sponsor hotel.

(d) Special event temporary information signs or banners shall be placed, erected or maintained only within the period of time commencing twenty-one (21) days preceding the first day of the special event and ending seven (7) days following the last day of the special event.

(e) All signs and banners must be approved prior to placement by the Houston Sign Administrator, or designee, as conforming to the requirements of this

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section and any applicable safety standards regarding materials, method or manner of construction or attachment.

Section 4. For purposes of this Ordinance, the notice period for unlawful signs under Section 4607(c) of the City of Houston Building Code shall be twenty-four (24) hours for any unlawful sign within the geographical boundaries or along the rights-of-way described in Exhibit "A" to this Ordinance, during the periods in which temporary information signs may be lawfully erected or maintained under this Ordinance. For purposes of this Section, the term "rights-of-way" shall have the meanings set forth under the definitions for "public right-of-way" and "right-of-way" in Section 4602 of the City of Houston Building Code.

Section 5. Exhibit "A" attached to this Ordinance, describing by street or highway boundaries certain geographical areas within the City, is hereby incorporated and made a part of this Ordinance for all purposes.

Section 6. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

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Section 7. 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 8. 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

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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 5th day of November, 2003.

APPROVED this _____ day of _____, 2003.

Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is NOV 11 2003

Cornel Russell
City Secretary

(Prepared by Legal Dept. *Gilbert D. Douglas*
Gilbert D. Douglas:ej 5-1-03 Sr. Assistant City Attorney
(Requested by Planning and Development Department)
(L.D. File No. 02-5030001500)

CAPTION PUBLISHED IN DAILY COURT
REVIEW
DATE: NOV 11 2003

AYE	NO	2003-1034
	ABSENT	MAYOR BROWN
....	COUNCIL MEMBERS
✓		TATRO
✓		GALLOWAY
✓		GOLDBERG
✓		EDWARDS
✓		WISEMAN
✓		ELLIS
✓		KELLER
✓		VASQUEZ
✓		ALVARADO
✓		PARKER
✓		QUAN
✓		SEKULA-GIBBS
✓		BERRY
	ABSENT	ROBINSON
CAPTION	ADOPTED	

Exhibit A

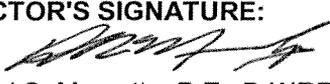
- (1) The Central Business District Banner District. Being the area included and bounded by Buffalo Bayou, Chartres Street, Texas Street, Dowling Street, Hadley Street, Hamilton Street, Mc Gowen Street, Bagby Street and Heiner Street as projected and extended to Sabine Street. Properties abutting and fronting on such streets are included in the area.
- (2) The Uptown Banner District. Being the area included and bounded by Woodway Drive, 610 West Loop, U.S. Highway 59 South, and Chimney Rock Drive.
- (3) The Greenspoint Banner District. Being the area within the corporate city limits including Kuykendahl Road from the existing city limit line south to the North Freeway (I-45), West Rankin Road from Spears Gears Road east to the North Freeway (I-45), Ella Road from the existing northerly city limits south as projected and extended to the Sam Houston Parkway (Beltway 8), Greens Crossing Boulevard from Rushcreek Drive south to the existing city limits just south of the Sam Houston Parkway (Beltway 8), Northborough from Rankin Road south to West Greens Road, Greens Parkway from West Greens Road west to Gears Road, Ruschcreek Drive from Spears Gears Road to the North Freeway (I-45), Gears Road from Greens Parkway to the North Freeway (I-45), West Greens Road from Gears Road to the North Freeway (I-45), Greens Road from the North Freeway (I-45) east to the existing city limits at the Hardy Railroad corridor, Greenspoint Drive from the existing city limits line north of Greens Road as projected and extended to Aldine Bender Road, Northchase from Greens Road as extended and projected to Imperial valley Drive, Imperial Valley Drive from the existing city limits south to Aldine Bender Road, West Hardy Road from the existing city limits line to Aldine Bender Road, Benmar Drive as projected and extended from the North Freeway (I-45), Northpoint Drive as projected and extended from the North Freeway (I-45) to Northchase, Aldine Bender Road from the city limit lines west of the North Freeway (I-45) to west Hardy Road, Airline Drive from Aldine Bender Road south to West Road, and West Road from the North Freeway (I-45) east to Airline Drive.
- (4) The Reliant Park Area being the area bounded by Old Spanish Trail on the north, Fannin St. and Knight Rd. on the east, 610 South Loop on the south, And Main St on the west.
- (5) The rights of ways of the 610 Loop within the corporate city limits of the City of Houston.
- (6) The rights of ways of Will Clayton Pkwy. between U.S. 59 and J.F.K. Blvd.
- (7) The rights of ways of J.F.K. Blvd. between Will Clayton Blvd. and North Sam Houston Pkwy.

- (8) The rights of ways of the Hardy Airport connector within the corporate city limits of the City of Houston between Aldine Westfield Rd. and J.F.K. Blvd.
- (9) The rights of ways of Hardy Toll Rd. within the corporate city limits of the City of Houston between Greens Rd. and 610 North Loop.
- (10) The rights of ways of North Sam Houston Pkwy. within the corporate city limits of the City of Houston between Ella Blvd. and U.S. 59.
- (11) The rights of ways of U.S. 59 within the corporate city limits of the City of Houston between Will Clayton Pkwy. and I.H. 10.
- (12) The rights of ways of I.H. 45 between North Loop 610 and I.H. 10.
- (13) The rights of ways of I.H. 10 within the corporate city limits of the City of Houston between West Loop 610 and East Loop 610.
- (14) The rights of ways of Memorial Dr. between North Post Oak Rd. and I.H. 45.
- (15) The rights of ways of I.H. 45 between U.S.59 and Fuqua Rd.
- (16) The rights of ways of Woodway Dr. between South Post Oak Ln. and Memorial Dr.
- (17) The rights of ways of Bissonnet within the corporate city limits of the City of Houston between Edloe St. and S.H. 288.
- (18) The rights of ways of Airport Blvd. between Telephone Rd. and I.H. 45.
- (19) The rights of ways of Telephone Rd. between Airport Blvd. And Fuqua Rd.
- (20) The rights of ways of Fuqua Rd. between Telephone Rd. and I.H. 45.
- (21) The rights of ways of Post Oak Blvd. between West Loop 610 and Richmond Ave.
- (22) The rights of ways of Westheimer Rd between 610 West Loop and Kirby Rd.
- (23) The rights of ways of Richmond Ave. between Chimney Rock Rd and Post oak Blvd.
- (24) The rights of ways of South Post Oak Ln. between NW Oak and Memorial Dr.
- (25) Riverway Between South Post Oak Ln. and Woodway.
- (26) The rights of ways of Kirby Dr. within the corporate city limits of the City of Houston between Westheimer Rd. and Old Spanish Trail.

- (27) The rights of ways along the Metro light rail lines between I.H. 45 and South Loop 610.
- (28) The rights of ways of Smith St. between I.H. 45 and Spur 527.
- (29) The rights of ways of Louisiana between I.H. 45 and Spur 527.
- (30) The rights of ways of Spur 527 and the Southwest Fwy between Elgin St. and West Loop 610.

SUBJECT: Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc. for Extended Feasibility Study for Willow Waterhole Area Drainage Improvements. WBS No. M-000100-0002-3	Page 1 of 2	Agenda Item # 37
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1-7-10	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: C <i>M.S.</i>
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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:
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RECOMMENDATION: (Summary)
Approve Engineering Services Contract with SES Horizon Consulting Engineers, Inc. and appropriate funds.

Amount and Source of Funding:
\$277,200.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030 *W.P. 12/22/09*

PROJECT NOTICE/JUSTIFICATION: This contract is to prepare an Extended Feasibility Study for areas that have been identified as likely candidates for Storm Drainage Capital Improvement Plan projects. This study will investigate, verify, and define storm drainage problems, structural flooding, and storm system capacity issues reported in the study area. The Extended Feasibility Study will determine if there are feasible, cost effective solutions and if a project is warranted for inclusion in the Capital Improvement Plan for further development.

DESCRIPTION/SCOPE: This project is part of the Storm Drainage Capital Improvement Plan and is required to provide professional engineering services to address drainage improvements in the area.

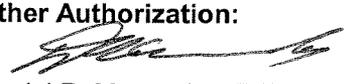
LOCATION: The project area is bounded by Brays Bayou on the north, Willow Waterhole on the south and east, and Hillcroft on the west. Key Map grids 531Q,R,T,U,Y and 571 A and B.

SCOPE OF CONTRACT AND FEE: Under the terms of the Contract, the Consultant will perform Extended Feasibility Study Services and will be compensated on a reimbursable basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$ 217,600.00. The Contract also includes certain Additional Services to be paid on a reimbursable basis. The Additional Services include surveying. The total Additional Services appropriation is \$ 34,346.00.

The total cost of this project is \$ 277,200.00 to be appropriated as follows: \$ 251,946.00 for contract services and \$ 25,254.00 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.

REQUIRED AUTHORIZATION CUIC# 20MS101

Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc. for Extended Feasibility Study for Willow Waterhole Area Drainage Improvements. WBS No. M-000100-0002-3	Originator's Initials <i>M.S.</i>	Page 2 of 2
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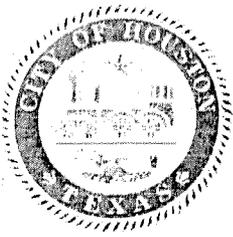
MWBE / SBE INFORMATION: Due to limited opportunities to engage M/WBE firms in this project, the standard 24% M/WBE goal is not attainable. The M/WBE goal for the project is set at 12%. The Good Faith Efforts by SES Horizon Consulting Engineers Inc. were reviewed and approved by the Affirmative Action and Contract Compliance Division. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Landtech Consultants, Inc.	Surveying	\$ 34,346.00	13.63%
TOTAL		\$ 34,346.00	13.63%

M.S.

MSM:DRM:HH:HJ:MS:klw
Z:\design\A-sw-div\WPDATA\EXTENDED FEASIBILITY STUDY\EFS Pkg 2 Contract\Engineering Contract\RCA EFS Contract FY09.doc

- c: Marty Stein
Velma Laws
Susan Bandy
Gary Drabek
Craig Foster
File No. M-000100-0002-3



CITY OF HOUSTON

Department of Public Works and Engineering

Interoffice

Correspondence

To: Velma Laws
Director
Affirmative Action and Contract
Compliance

From: Interim Senior Assistant Director
Engineering Branch
Engineering and Construction Division

Date: August 20, 2009

Subject: **MWDBE GOALS ON ENGINEERING
SERVICES CONTRACTS RELATED TO STORM
WATER EXTENDED FEASIBILITY STUDIES**

WBS NO. M-000100

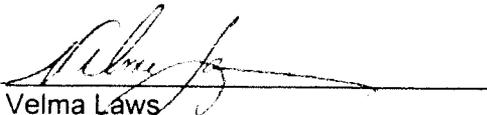
The Storm Water Engineering Section recently made engineer selections for FY10 engineering services to perform storm water extended feasibility studies. The outcome of these unprecedented studies will be a determination of the warrant for and feasibility of certain drainage improvements. Unlike the traditional preliminary engineering report, the studies will involve less intense basic and additional services to complete. The work tasks associated with a study include data gathering and processing, hydrodynamic modeling, and a report of findings to the City. I do not anticipate any single study taking longer than four months to complete.

We are currently in the negotiation process with eight engineers for professional services related to the storm water extended feasibility studies. Due to the nature of the work tasks associated with a drainage improvement study, it is important that there be continuity in the handling of the data and execution of the modeling. In an effort to satisfy the current contract compliance goal of 24% MWDBE participation for storm water engineering services contracts, our selected engineers may divide the work tasks to such an extent that we fear the outcome of the studies will be compromised.

I am writing to request your consideration in reducing the participation goal to 12% for contract compliance related to these storm water extended feasibility studies only. I feel this goal preserves the continuity and integrity of the work while upholding the goals of affirmative action. For final design and construction phase professional services, after the studies are complete, the standard 24% MWDBE participation goal for contract compliance would be in effect.

Should you have any questions or require additional information, please contact Harish Jajoo, P.E. at 713-837-0442

APPROVED:

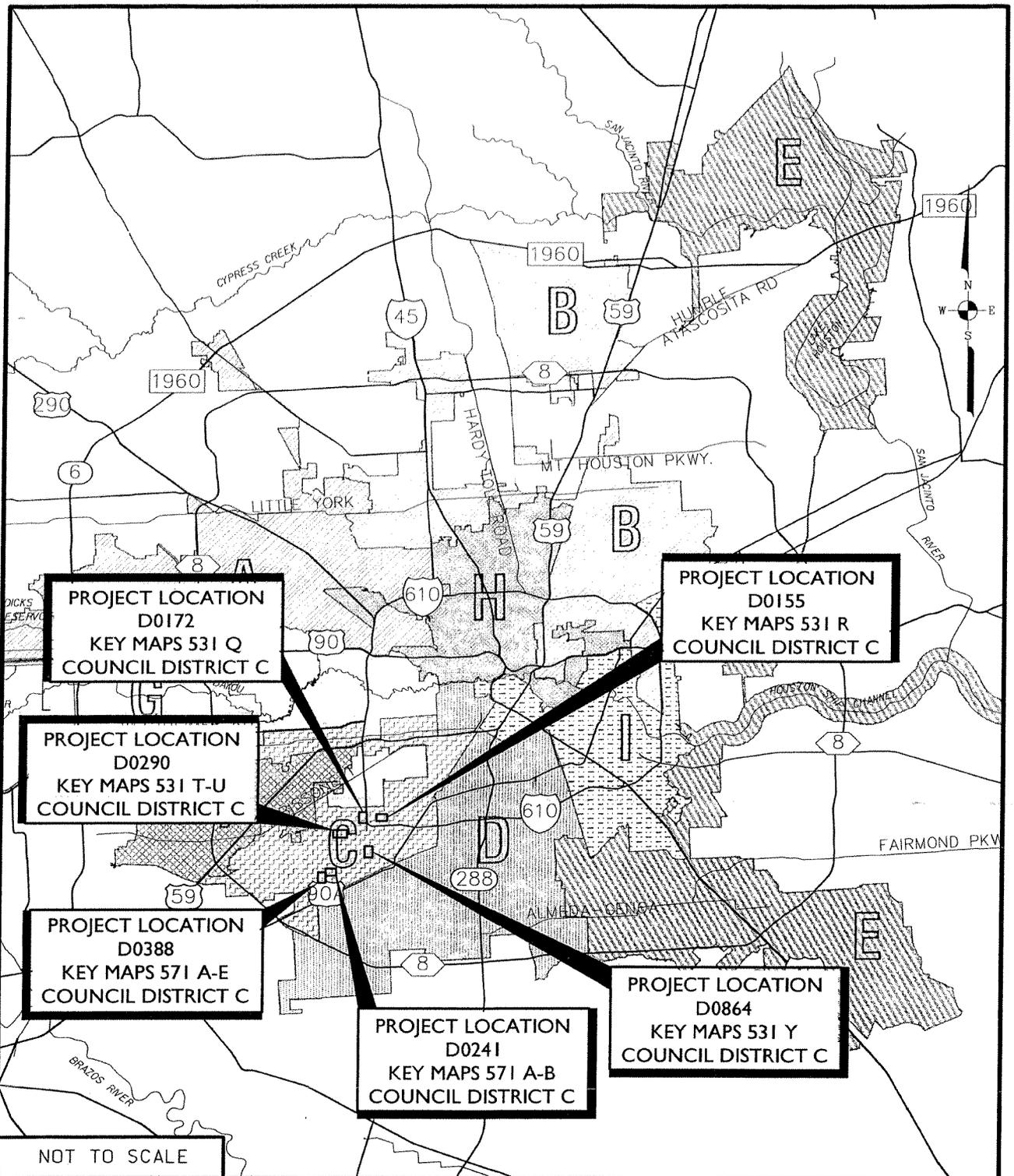

Velma Laws


Hamlet Hovsepian, P.E.

HH:HJ:DS:dps

Z:\design\IA-sw-div\WPDATA\EXTENDED FEASIBILITY STUDY\IOC- HH to Laws re MWDBE goal for EFS.doc

c: Daniel R. Menendez, P.E.
M-000100 (1.5 COR)



CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

EXTENDED FEASIBILITY STUDY
FOR WILLOW WATER HOLE AREA
DRAINAGE IMPROVEMENTS
WBS NO. M-000100-0002-3

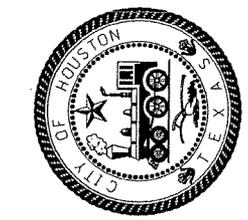
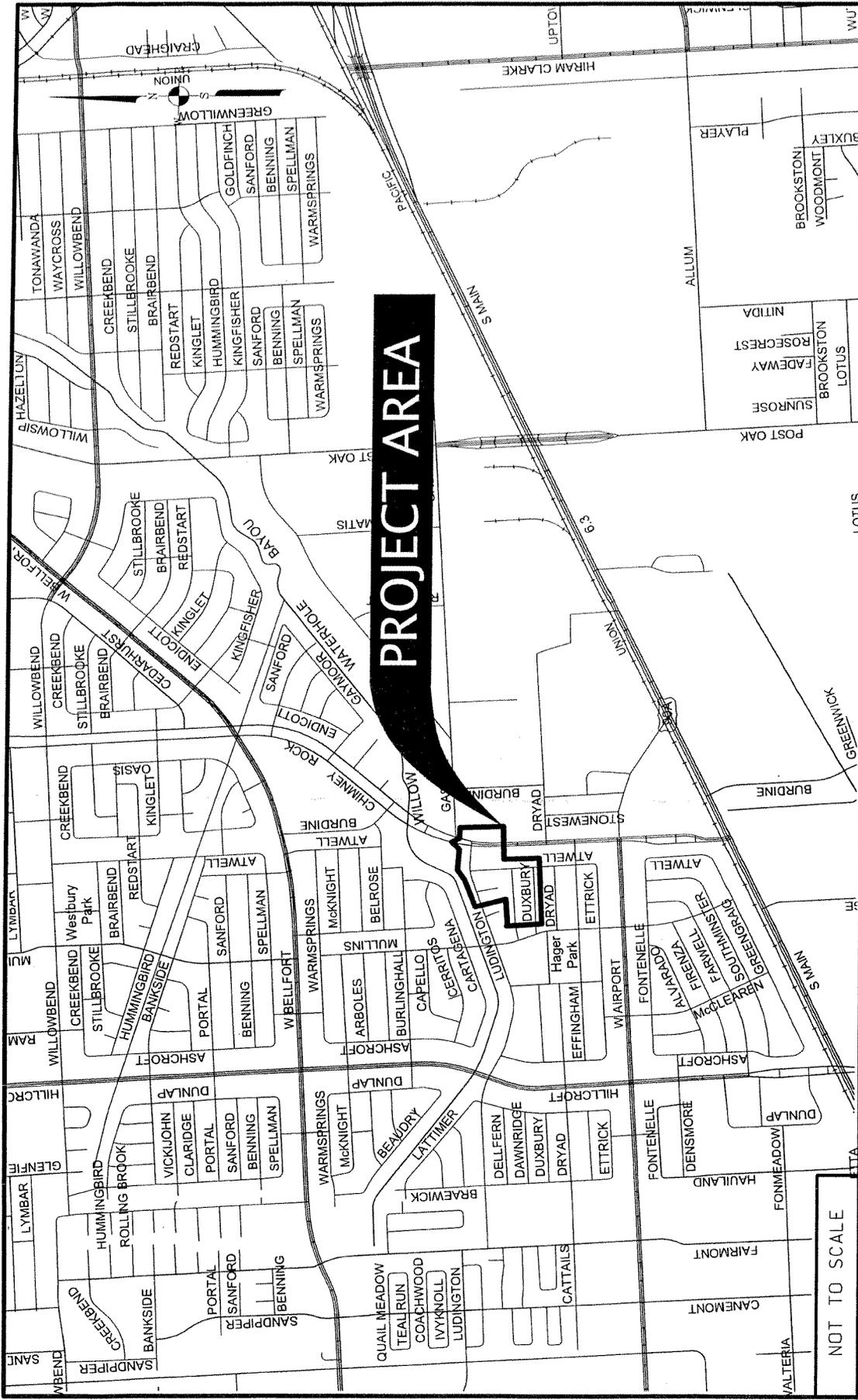
SEPTEMBER, 2009



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
COUNCIL DISTRICT MAP**



CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 EXTENDED FEASIBILITY STUDY
 FOR WILLOW WATER HOLE AREA
 DRAINAGE IMPROVEMENTS
 WBS NO. M-000100-00002-3

AREA D0241
 SEPTEMBER, 2009

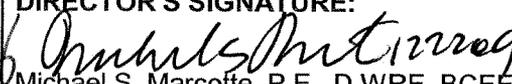
NOT TO SCALE

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 and Walter P. Moore and Associates, Inc. for Extended Feasibility Study for Sagemont Area Drainage Improvements. WBS No. M-000100-0008-3	Page 1 of 2	Agenda Item # 38
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 12-30-09	Agenda Date FEB 24 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: E <i>M. 2</i>
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For additional information contact: Hamlet Hovsepian, P.E. <i>HH</i> Phone: 713-837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approve Engineering Services Contract with Walter P. Moore and Associates, Inc. and appropriate funds.

Amount and Source of Funding:
\$394,100.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030
M.P. 12/16/09

PROJECT NOTICE/JUSTIFICATION: This contract is to prepare an Extended Feasibility Study for areas that have been identified as likely candidates for Storm Drainage Capital Improvement Plan projects. This study will investigate, verify, and define storm drainage problems, structural flooding, and storm system capacity issues reported in the study area. The Extended Feasibility Study will determine if there are feasible, cost effective solutions and if a project is warranted for inclusion in the Capital Improvement Plan for further development.

DESCRIPTION/SCOPE: This project is part of the Storm Drainage Capital Improvement Plan and is required to provide professional engineering services to address drainage improvements in the area.

LOCATION: The project area is bounded by Sam Houston Parkway on the north, Blackhawk and Scarsdale on the south, Scarsdale on the east, and Blackhawk on the west. Key Map grids 576 Y and 616 B and C.

SCOPE OF CONTRACT AND FEE: Under the terms of the Contract, the Consultant will perform Extended Feasibility Study Services and will be compensated on a reimbursable basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$312,861.00. The Contract also includes certain Additional Services to be paid on a reimbursable basis. The Additional Services include surveying. The total Additional Services appropriation is \$ 45,360.00.

The total cost of this project is \$394,100.00 to be appropriated as follows: \$ 358,221.00 for contract services and \$ 35,879.00 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.

REQUIRED AUTHORIZATION CUIC# 20MS102		
Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Date	SUBJECT: Professional Engineering Services Contract between the City and Walter P. Moore and Associates, Inc. for Extended Feasibility Study for Sagemont Area Drainage Improvements. WBS No. M-000100-0008-3	Originator's Initials <i>W.P.M.</i>	Page 2 of 2
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MWBE / SBE INFORMATION: Due to limited opportunities to engage M/WBE firms in this project, the standard 24% M/WBE goal is not attainable. The M/WBE goal for the project is set at 12%. The Good Faith Efforts by Walter P. Moore and Associates, Inc. were reviewed and approved by the Affirmative Action and Contract Compliance Division. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. JAG Engineering, Inc.	Surveying	\$ 42,000.00	11.72 %
2. Civiltech Engineering, inc.	Hydraulic Analysis	\$ 10,000.00	2.79 %
TOTAL		\$ 52,000.00	14.51 %

W.P.M.
MSM:DRM:HH:HJ:MS:klw

Z:\design\A-sw-div\DATA\EXTENDED FEASIBILITY STUDY\EFS Pkg 8 Contract (WPM)\Contract\RCA EFS Contract FY09.doc

c: Marty Stein
Velma Laws
Susan Bandy
Gary Drabek
Craig Foster
File No. M-000100-0008-3



CITY OF HOUSTON

Department of Public Works and Engineering

Interoffice

Correspondence

To: Velma Laws
Director
Affirmative Action and Contract
Compliance

From: Interim Senior Assistant Director
Engineering Branch
Engineering and Construction Division

Date: August 20, 2009

Subject: **MWDBE GOALS ON ENGINEERING
SERVICES CONTRACTS RELATED TO STORM
WATER EXTENDED FEASIBILITY STUDIES**

WBS NO. M-000100

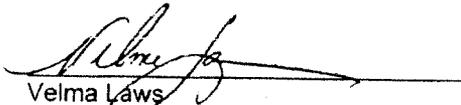
The Storm Water Engineering Section recently made engineer selections for FY10 engineering services to perform storm water extended feasibility studies. The outcome of these unprecedented studies will be a determination of the warrant for and feasibility of certain drainage improvements. Unlike the traditional preliminary engineering report, the studies will involve less intense basic and additional services to complete. The work tasks associated with a study include data gathering and processing, hydrodynamic modeling, and a report of findings to the City. I do not anticipate any single study taking longer than four months to complete.

We are currently in the negotiation process with eight engineers for professional services related to the storm water extended feasibility studies. Due to the nature of the work tasks associated with a drainage improvement study, it is important that there be continuity in the handling of the data and execution of the modeling. In an effort to satisfy the current contract compliance goal of 24% MWDBE participation for storm water engineering services contracts, our selected engineers may divide the work tasks to such an extent that we fear the outcome of the studies will be compromised.

I am writing to request your consideration in reducing the participation goal to 12% for contract compliance related to these storm water extended feasibility studies only. I feel this goal preserves the continuity and integrity of the work while upholding the goals of affirmative action. For final design and construction phase professional services, after the studies are complete, the standard 24% MWDBE participation goal for contract compliance would be in effect.

Should you have any questions or require additional information, please contact Harish Jajoo, P.E. at 713-837-0442

APPROVED:


Velma Laws


Hamlet Hovsepian, P.E.

HH:HJ:DS:dps

Z:\design\A-sw-div\WPDATA\EXTENDED FEASIBILITY STUDY\IOC- HH to Laws re MWDBE goal for EFS.doc

c: Daniel R. Menendez, P.E.
M-000100 (1.5 COR)

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: First Supplement and Additional Appropriation to Professional Engineering Services Contract between the City and Dodson & Associates, Inc. for Regional/Sub-Regional Stormwater Detention Analysis for the City of Houston WBS No. M-000296-0001-3		Page 1 of 2	Agenda Item # 39
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2-17-10	Agenda Date FEB 24 2010	
DIRECTOR'S SIGNATURE <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E. D.WRE, BCEE	Council District affected: A and B <i>R.A.</i>		
For additional information contact: <i>Ravi Kaleyatodi</i> 2/3/10 Ravi Kaleyatodi, P.E., CPM Phone: 713-837-0452 Senior Assistant Director	Date and identification of prior authorizing Council action: Ord. No. 2007-815; Dated July 3, 2007		
RECOMMENDATION: (Summary) Approve First Supplement with Dodson & Associates, Inc. and appropriate additional funds.			
Amount and Source of Funding: \$504,200.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030. Original (previous) Appropriation of \$342,265.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030. <i>M.P. 2/4/10</i>			
PROJECT NOTICE/JUSTIFICATION: This supplement and appropriation will amend the original contract scope of the work to include preparation of the Preliminary Engineering Report. This supplement is necessary to continue with the findings and recommendation of the study under the original contract.			
DESCRIPTION/SCOPE: This project provides Preliminary Engineering Reports for design and construction of certain regional/sub-regional mitigation/detention facilities to negate or lessen the negative impact of increased stormwater run-off from Capital Improvement Program projects into the receiving storm sewer systems, ditches, channels and bayous.			
LOCATIONS: This project is in various locations within the Halls Bayou, White Oak Bayou and Vogel Creek watersheds. Key Maps: 411N, 411Q, 414W, and 414Z			
PREVIOUS HISTORY AND SCOPE: The original Contract was approved by City Council on July 3, 2007 under Ordinance No. 2007-815. Under this contract, the Consultant has completed the following: <ul style="list-style-type: none"> Developed a regional detention master plan for five regional detention basins based on the seven-to-ten-year Capital Improvements Program for roadway and/or drainage projects. Prepared a technical white paper for Best Management Practices for detention basin operation and maintenance. Prepared a technical white paper recommending detention methodologies for the City of Houston Projects. Applicability of Low Impact Development. 			
REQUIRED AUTHORIZATION		CUIC # 20RRA04	
Finance Department	Other Authorization:	Other Authorization: <i>Daniel R. Menendez</i> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Date	SUBJECT: First Supplement and Additional Appropriation to Professional Engineering Services Contract between the City and Dodson Associates, Inc. for Regional/Sub-Regional Stormwater Detention Analysis for the City of Houston WBS No. M-000296-0001-3	Originator's Initials <i>R-A</i>	Page 2 of 2
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PREVIOUS HISTORY AND SCOPE (cont):

Additional funds are needed to prepare the Preliminary Engineering Reports for Halls Bayou, White Oak Bayou and Vogel Creek watersheds.

SCOPE OF THIS SUPPLEMENT AND FEE: The requested additional appropriation will provide project engineering efforts for the following specific projects:

<u>Project</u>	<u>Council District</u>	<u>Key Map</u>
White Oak Bayou and Vogel Creek (Phase I- Preliminary Engineering Report)	A and B	411 N & Q
Hall Bayou (Phase I- Preliminary Engineering Report)	B	414 W & Z

Under the terms of the Contract, the Consultant will prepare the Preliminary Engineering Reports and will be compensated on a reimbursable basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$ 332,310.00. The Contract also includes certain Additional Services to be paid on a reimbursable basis. The Additional Services include Surveying, Environmental, Geotechnical, and Landscape Architectural Services. The total Additional Services appropriation is \$ 126,000.00.

The total cost of this project is \$504,200.00 to be appropriated as follows: \$458,310.00 for Contract Services and \$45,890.00 for project management.

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

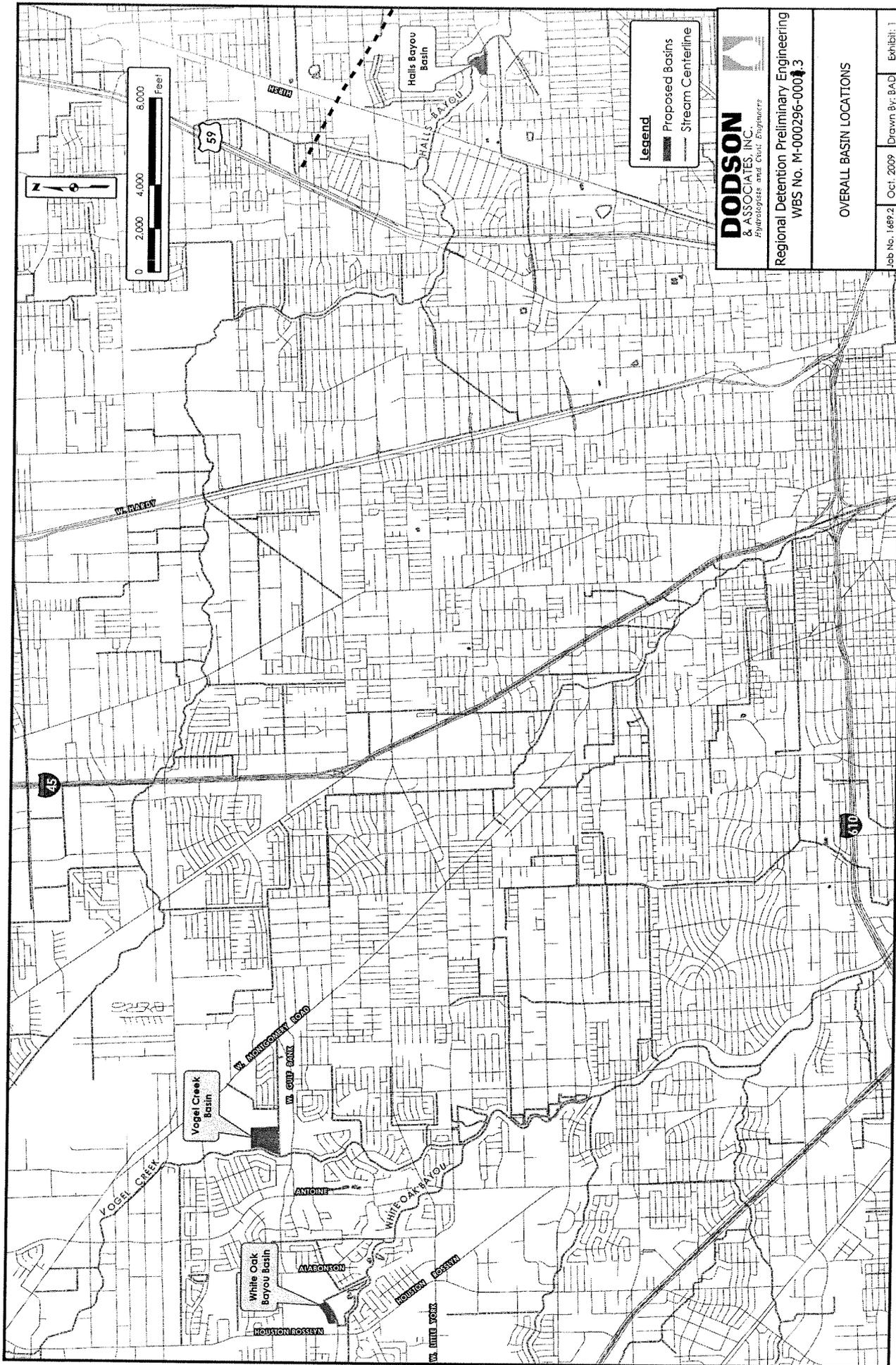
M/WBE INFORMATION: Due to the complexity, scope and relative size of the project, there are very limited opportunities to engage M/WBE firms in this study and standard 24% M/WBE goal is not attainable. We have received a variance from the Affirmative Action and Contract Compliance of a 10% M/WBE goal. The original contract amount of \$311,150.00 was approved by Ordinance No. 2007-815. The consultant has been paid \$311,142.10 (100%) to date. Of this amount \$32,442.00 (10.42%) was paid to M/WBE sub-consultants. Assuming approval of the Supplement and requested appropriation, the contract amount will increase to \$769,460.00. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Prior M/WBE Work		\$ 32,442.00	4.21%
2. Geotech Engineering and Testing	Geotechnical	\$ 45,000.00	5.85%
3. Landtech Consultants, Inc.	Surveying	\$ 30,000.00	3.90%
4. Berg-Oliver Associates, Inc.	Environmental	\$ 25,000.00	3.25%
5. Asakura Robinson Company, LLC	Landscape Architecture	\$ 14,000.00	1.82%
6. B & E Reprographics, Inc.	Printing & Reproduction	\$ 2,000.00	0.26%
TOTAL		\$148,442.00	19.29%

MSM:DRM:RK:HJ:RRA:klw

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c: Marty Stein Gary Drabek
 Velma Laws Craig Foster
 Susan Bandy File No. M-000296-0001-3



Legend
 Proposed Basins
 Stream Centerline

DODSON & ASSOCIATES, INC.
 Hydrologists and Civil Engineers
 Regional Detention Preliminary Engineering
 WBS No. M-000296-000.3

OVERALL BASIN LOCATIONS

Job No. 1489.2 Oct. 2009 Drawn By: BAD Exhibit: 1

SUBJECT: Contract Award for Academy Street (Aberdeen to Gramercy) Storm Sewer Project Segment 2. W.B.S.Nos.M-000255-0003-4; S-000500-0091-4 and N-000383-0007-4	Page 1 of 3	Agenda Item # 40
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 2/17/10	Agenda Date: FEB 24 2010
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: "C"
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For additional information contact:  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (713) 837-0452	Date and identification of prior authorizing Council action: M.S.
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RECOMMENDATION: (Summary)

Accept low bid, award Construction Contract and appropriate funds.

Amount and Source of Funding: \$ 7,732,000.00

\$ 6,648,000.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030
 \$ 1,084,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500
 M.P. 2/12/10

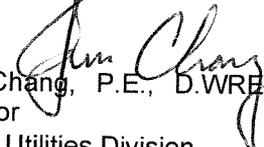
PROJECT NOTICE/JUSTIFICATION: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide drainage improvements to alleviate flooding due to insufficient pipe capacity in this subdivision.

DESCRIPTION/SCOPE: This project consists of the construction of approximately 55,000 square yards of reinforced concrete roadway pavement with curb and gutter, approximately 15,000 linear feet of storm sewer pipe and storm sewer reinforced concrete box (RCB) of various sizes including inlet leads, approximately 18,500 linear feet of 8-inch and 12-inch water line, approximately 130 linear feet of 8-inch sanitary sewer line encased in 12-inch sanitary ductile iron pipe and all appurtenances.

The Contract duration for this project is 450 calendar days. This project was designed by R. G. Miller Engineers, Inc.

LOCATION: The project area is generally bounded by Gramercy on the north, Aberdeen on the south, Stella Link on the east and Kilmarnock Ditch (D113-00-00) on the west. The project is located in Key Map Grids 532-E and J.

REQUIRED AUTHORIZATION CUIC# 20MS105

Finance Department	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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BIDS: Bids were received on December 10, 2009. The thirteen (13) bids are as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	JFT Construction, Inc.	\$6,545,156.50
2.	SER Construction Partners, LTD.	\$7,099,029.00
3.	Triple B Services, L.L.P.	\$7,213,821.31
4.	Texas Sterling Construction, Co.	\$7,329,866.09
5.	Conrad Construction Co., LTD.	\$7,372,554.09
6.	Reytec Construction Resources, Inc.	\$7,560,052.50
7.	Pace Services, L.P.	\$8,069,486.51
8.	Metro City Construction, L.P.	\$8,293,144.13
9.	Total Contracting, LTD.	\$8,515,774.91
10.	Beyer Construction, L.L.P.	\$8,796,888.98
11.	Slack & Co. Contracting, Inc.	\$8,948,130.00
12.	Durwood Greene Construction Co.	\$9,322,812.00
13.	ACM Contractors, Inc.	\$9,447,997.50

AWARD: It is recommended that this Construction Contract be awarded to JFT Construction, Inc., with a low bid of \$6,545,156.50 and that Addenda Numbers 1, 2, 3, and 4 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$7,732,000.00 to be appropriated as follows:

- Bid Amount \$6,545,156.50
- Contingencies \$ 327,258.00
- Engineering and Testing Services \$ 185,000.00
- Project Management \$ 131,723.50
- Construction Management \$ 542,862.00

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

Construction Management Services will be provided by ESPA Corp. under previously approved contract.

The City will pay the Contractor a bonus of \$2,000.00 per day for a maximum of 75 days for each day earlier than 450 days after Date of Commencement of the work that Contractor achieves substantial completion. Maximum allowable Bonus to the Contractor for Early Completion is \$150,000.00.

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.

Date	Subject: Contract Award for Academy Street (Aberdeen to Gramercy) Storm Sewer Project Segment 2. W.B.S.No.M-000255-0003-4; S-000500-0091-4 and N-000383-0007-4	Originator's Initials M.S.	Page 3 of 3
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M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 9.00 % M/WBE goal and 7.00% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Certified Traffic & Flagger Solutions of Texas	Construction mat.	\$ 455,000.00	6.95%
2. Reliable Signal & Lighting Solutions, LLC	Electrical work	\$ 100,500.00	1.53%
3. Professional Traffic Control, LLC	Traffic Control and Stripping	\$ 34,000.00	0.52%
TOTAL		\$ 589,500.00	9.00%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. C. Sanchez Trucking	Hauling	\$ 199,000.00	3.04%
2. Traffic Control Specialists of Houston	Flagging	\$ 84,000.00	1.28%
3. Curb Planet, Inc.	Concrete Curb	\$ 25,000.00	0.38%
4. Castaneda Trucking	Waterline boring	\$ 120,000.00	1.83%
5. Mickie Service Company, Inc.	Waterline TS&V and hot taps	\$ 30,000.00	0.46%
TOTAL		\$458,000.00	6.99%

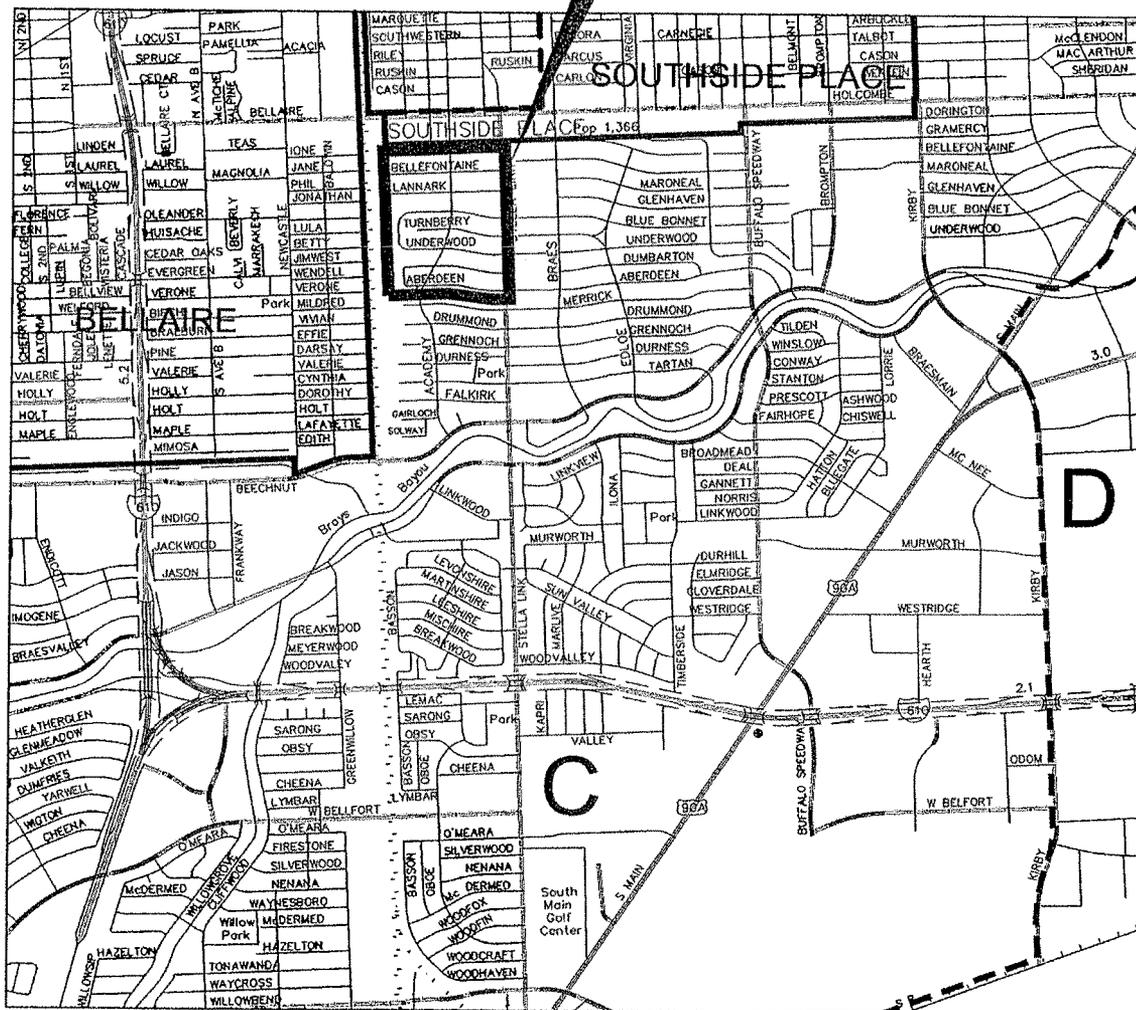
All known rights-of-way, easements and/or rights-of-entry required for the project have been acquired.


MSM:DRM:RK:HJ:MS:klw

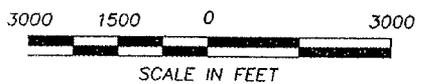
Z:\design\A-sw-div\WPDATA\SABZEVAR\SWMP\Academy 2 M-0255-3\3.0 FINAL DESIGN (Phase II)\3.7 AdvertisementsBidAward Records\POST BID DOCUMENTS & RCA Related\POSTBID Files\RCA - Rev. Academy 2.doc

c: Marty Stein
Velma Laws
Susan Bandy
Gary Drabek
Craig Foster
Mike Pezeshki, P.E.
File No. M-000255-0003-3 (RCA 1.2)

PROJECT
LOCATION



ACADEMY STREET STORM SEWER SEGMENT 2
 WBS NO. M-000255-0003-4
 KEY MAP NO 532 E & J
 GIMS MAP NO 5254 A & 5255 C
 COUNCIL DISTRICT C



LEGEND

SYMBOL	DESCRIPTION
---	COUNCIL DISTRICT BOUNDARY
---	CITY LIMITS

EXHIBIT No. 2
VICINITY MAP

r.g.miller
engineers
since 1966
12121 Wickchester Lane - Suite 200
Houston, Texas 77079
DATE: DEC. 14, 2009

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

Agenda Item#

41

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date
February 17, 2010

Agenda Date
FEB 24 2010

DIRECTOR'S SIGNATURE:

[Handwritten Signature] *Carmony 18 Feb 10*

Council Districts affected:

ALL

For additional information contact:

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

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

RECOMMENDATION: (Summary)

Approve an ordinance granting a Commercial Solid Waste Operator Franchise

Amount of Funding:
REVENUE

FIN Budget:

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

SPECIFIC EXPLANATION:

It is recommended that City Council approve an ordinance granting a Commercial Solid Waste Operator Franchise to the following solid waste operator pursuant to Article VI, Chapter 39. The proposed Franchisee is:

1. Double T Services, LLC

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

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

REQUIRED AUTHORIZATION

Finance Director:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Motion establishing a public hearing date to consider adopting a Municipal Setting Designation ordinance for Flex Tank Systems, LLC for the site located at 16514 De Zavalla Road, Channelview, TX 77530. (MSD # 2009-021-DZR)	Page 1 of 1	Agenda Item # 42
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 2/17/10	Agenda Date FEB 24 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: The site is located in the City's ETJ (Channelview) B, E, and I are within 5 miles of the site.
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For additional information contact: Carol Ellinger Haddock, P.E. Senior Assistant Director (713) 837-7658 Richard J. Chapin, Senior Project Manager (713) 837-0421	Date and identification of prior authorizing Council action: 8/22/2007 – 2007-0959
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RECOMMENDATION: (Summary)
Establish a public hearing date to consider adopting a Municipal Setting Designation (MSD) ordinance for Flex Tank Systems, LLC for the site located at 16514 De Zavalla Road, Channelview, TX 77530.

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. Municipalities are given authority to support MSD's within their extraterritorial jurisdiction (ETJ) under the state law. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting the public's 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 an MSD application to the State. This Ordinance requires a written public notice be mailed to property owners within 2,500 feet and owners/operators of potable water wells within 5 miles of a proposed MSD site. In addition, a public meeting and a public hearing are required to be held prior to City Council consideration of an ordinance of support.

FLEX TANK SYSTEMS, LLC APPLICATION: Flex Tank Systems, LLC is seeking an MSD for 6.76-acres of land located at 16514 De Zavalla Road, Channelview, TX 77530. The contamination consists of benzene, ethylbenzene, toluene, xylene, methyl tertiary butyl ether (MTBE), total petroleum hydrocarbons (TPH), and lead. The property was developed in 1981 as a bulk transport truck loading facility. From 1983 to 1994 Koch Refining Co. owned and operated an unleaded gasoline distribution facility. Currently, a petroleum processing terminal is operated at the site. In 2003 a phase-seperated hydrocarbon collection trench with four extraction wells was installed, and has removed approximatley 11,400 gallons of phase-seperated hydrocarbons to date. A public meeting will be held at 6:00 PM on 3/3/2010 at the M.L. Flukinger Community Center, 16003 Lorenzo Street, Channelview, TX 77530.

Flex Tank Systems, LLC is seeking an 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 Flex Tank Systems, LLC for the site located at 16514 De Zavalla Road, Channelview, TX 77530. Preferred public hearing date is 4/14/2010.

MSM:AFI:CAE
P:\PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - PUBLIC HEARING.DOC
C: Marty Stein, Gary Drabek, Ceil Price

REQUIRED AUTHORIZATION CUIC ID# 30CAE76

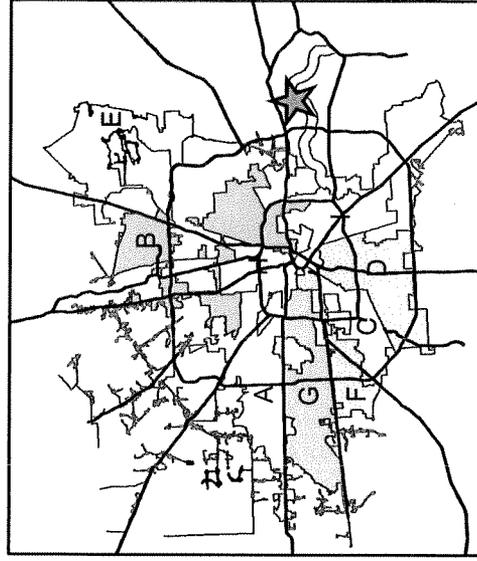
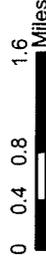
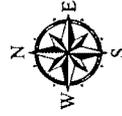
Finance Department:	Authorization: <i>Andrew F. Icken</i> Andrew F. Icken., Deputy Director Planning and Development Services Division	Other Authorization:
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Municipal Settings Designation Application

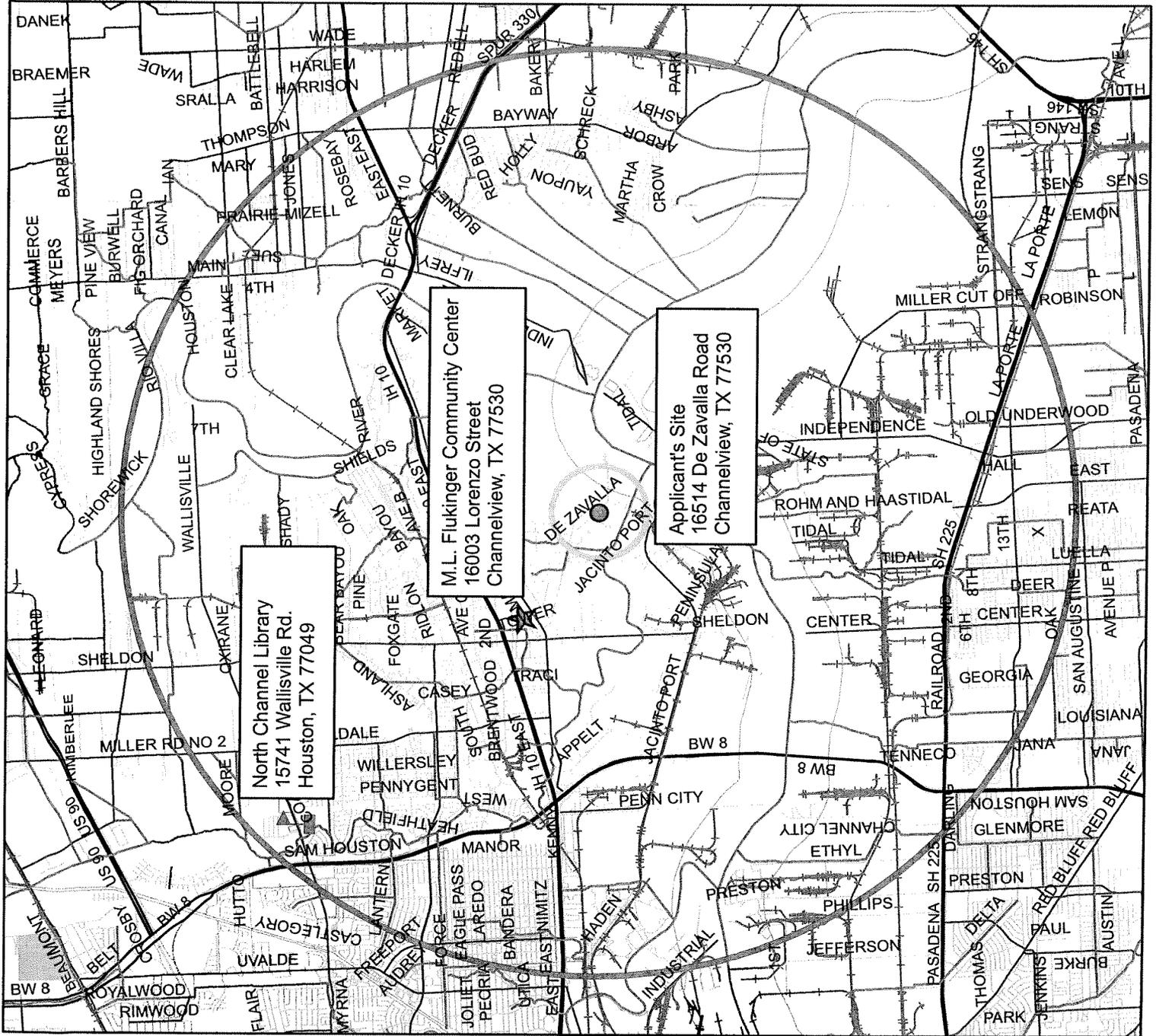
2009-021-DZR
Vicinity Map

Legend

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

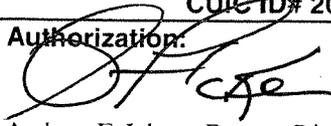


This map represents the best information available to the City. The City does not warrant its accuracy or completeness. Field verification should be performed as necessary.



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

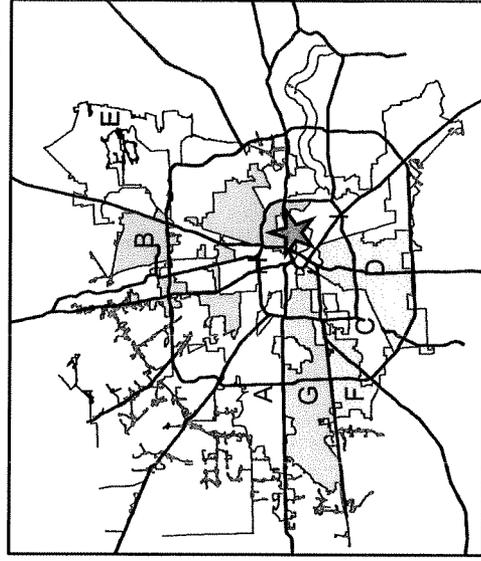
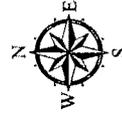
SUBJECT: Motion establishing a public hearing date to consider adopting a Municipal Setting Designation ordinance for Westbrook Investments, LP for the site located at 1111 Lockwood Drive, Houston, TX 77020. (MSD # 2009-022-FCE)		Page 1 of 1	Agenda Item # 43
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 2/17/10	Agenda Date FEB 24 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: H B, D, and I are within 5 miles of the site	
For additional information contact: Carol Ellinger Haddock, P.E. Senior Assistant Director (713) 837-7658 Richard J. Chapin, 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 Westbrook Investments, LP for the site located at 1111 Lockwood Drive, Houston, TX 77020.			
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's 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 and owners/operators of potable water wells within 5 miles of a proposed MSD site. In addition, a public meeting and a public hearing are required to be held prior to City Council consideration of an ordinance of support.			
WESTBROOK INVESTMENTS, LP APPLICATION: Westbrook Investments, LP is seeking an MSD for 8.5-acres of land located at 1111 Lockwood Drive, Houston, TX 77020. The contamination consists of tetrachloroethene (PCE), trichloroethene (TCE), cis-1,2-dichloroethene (cis-1,2-DCE) and vinyl chloride (VC). The former Cooper Energy Services facility was constructed in the 1930s. In 1998, the facility was sold to Westbrook Manufacturing, a manufacturing company for pipe fittings. On August 9, 2000, an agreed order (Order: Docket No. 1999-0431-IHWE) was issued by the TCEQ. The investigation and remedial activities have been conducted in accordance with the requirements of the agreed order. The contamination plume is decreasing in both size and concentration, and the sources of contamination have been removed. A public meeting will be held at 6:00 PM on 3/11/2010 at the Ripley House, 4410 Navigation, Houston, TX 77011.			
Westbrook Investments, LP is seeking an 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 Westbrook Investments, LP for the site located at 1111 Lockwood Drive, Houston, TX 77020. Preferred public hearing date is 4/14/2010.			
MSM:AFI:CAE <small>P:\PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - PUBLIC HEARING.DOC</small> C: Marty Stein, Gary Drabek, Ceil Price			
REQUIRED AUTHORIZATION CUIC ID# 20CAE78			
Finance Department:	Authorization:  Andrew F. Icken., Deputy Director Planning and Development Services Division	Other Authorization:	

Municipal Settings Designation Application

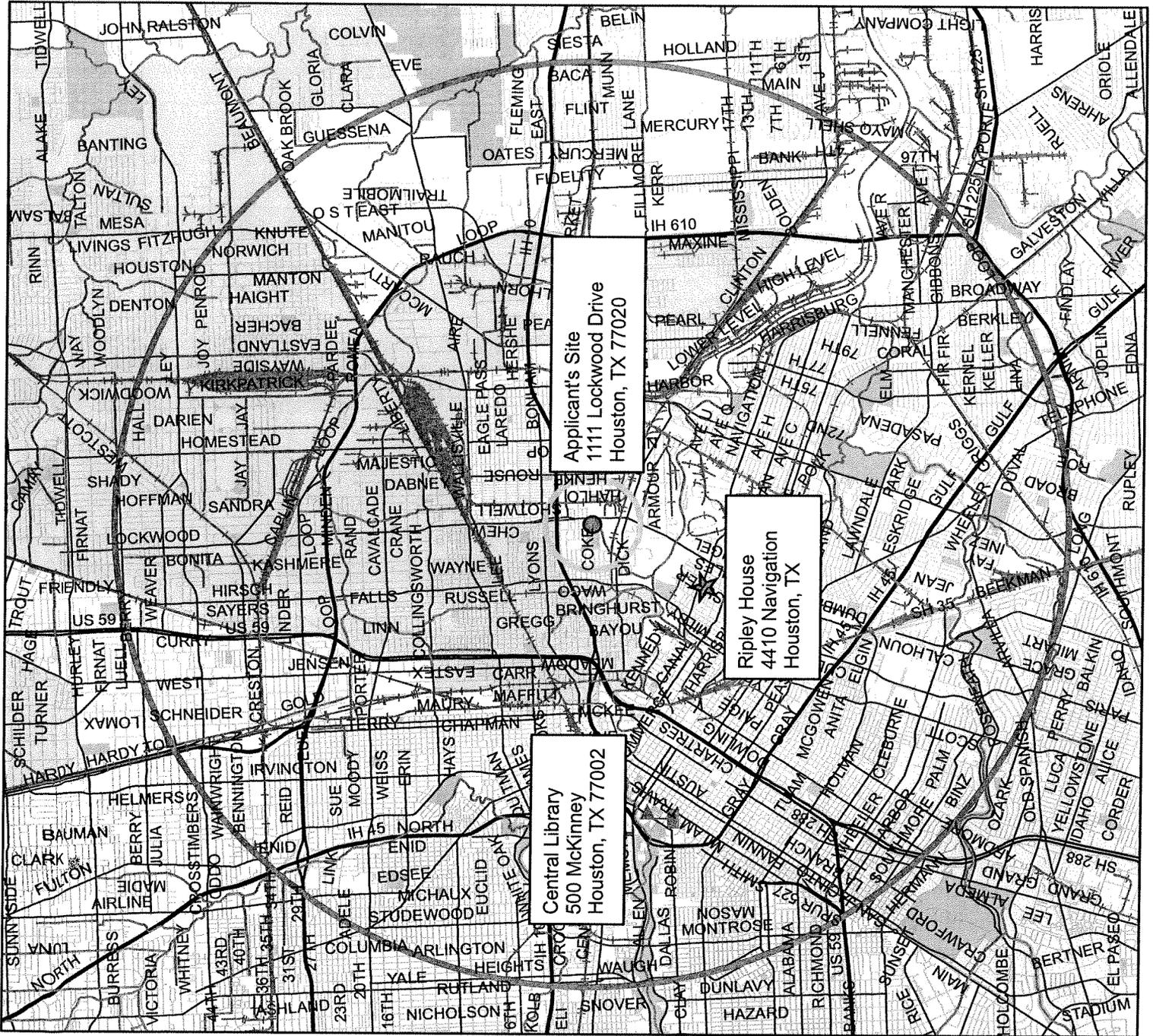
2009-022-FCE Vicinity Map

Legend

- MSD Application
- ★ Community Center
- 📖 Library
- ▭ 1/2 Mile Notification Area
- ▭ 5 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.



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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8651

Subject: Formal Bids Received for Chemical, Liquid Ferrous Iron Solution Contract for the Public Works & Engineering Department S12-S23447

Category # 4

Page 1 of 2

Agenda Item

447

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

Origination Date February 08, 2010

Agenda Date FEB 24 2010

DIRECTOR'S SIGNATURE [Signature]

Council District(s) affected All

For additional information contact: David Guernsey Phone: (832) 395-3640 Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary) Approve an award to Kemira Water Solutions on its low bid in an amount not to exceed \$4,739,569.70 for liquid ferrous iron solution and approve payment to Pencco, Inc., in an amount not to exceed \$1,071,600.00, for the emergency purchase of liquid ferrous iron solution for the Public Works & Engineering Department.

Estimated Spending Authority for Bid Award: \$4,739,569.70

Finance Budget

\$4,739,569.70 - Water & Sewer System Operating Fund (8300) \$1,071,600.00 - EPO Payment Amount

\$5,811,169.70

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Kemira Water Solutions on its low bid in an amount not to exceed \$4,739,569.70 for liquid ferrous iron solution for the Public Works & Engineering Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period upon approval of City Council. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the supplier, should termination become necessary. This award consists of 16,340,930 gallons of liquid ferrous iron solution to be used by the department's Wastewater Operations Division to inhibit hydrogen sulfide gas from escaping into the air at the City's wastewater treatment plants and satellite collection systems to ensure compliance with the Environmental Protection Agency and the Texas Commission on Environmental Quality's odor emissions and controls regulations.

The City Purchasing Agent also recommends that City Council approve payment to Pencco, Inc. in the amount of \$1,071,600.00 for the emergency purchase of 2,280,000 gallons of liquid ferrous iron solution. An EPO was issued because the spending authority for the bid award was exhausted prior to the term due to severe and prolonged rain events, such as Hurricane Ike, which increased the volume of storm water runoff entering the wastewater treatment facilities. The aforementioned recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2), of the Texas Local Government Code for exempted procurements.

This project was advertised in accordance with the requirements of the State of Texas bid laws and twelve prospective bidders downloaded the solicitation document from SPD's e-bidding website; however, only two bids were received due to limited competition. Historically, only two suppliers have responded to this solicitation even though the Strategic Purchasing Division contacted thirteen other potential suppliers.

REQUIRED AUTHORIZATION

NOT

Finance Department:

Other Authorization:

Other Authorization:

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Date: 2/8/2010	Subject: Formal Bids Received for Chemical, Liquid Ferrous Iron Solution Contract for the Public Works & Engineering Department S12-S23447	Originator's Initials MK	Page 2 of 2
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<u>Company</u>	<u>Total Amount</u>
1. Kemira Water Solutions	\$4,739,569.70
2. Pencco, Inc.	\$7,141,466.41

- Due to the disparity between the bids, the Strategic Purchasing Division, in collaboration with the Department, spoke with a representative of the recommended supplier to discuss its bid and review the specifications for this procurement. Kemira Water Solutions' representative stated that its bid price includes all costs associated with furnishing and delivering the chemical specified in the published bid specifications and subsequently provided a letter to the Strategic Purchasing Division confirming the same. Based on this affirmation and prior experience with Kemira Water Solutions, the Strategic Purchasing Division and the Department are confident that the recommended company can furnish and deliver the specified chemical for the bid price.

M/WBE Subcontracting:

This bid was issued with a 11% M/WBE participation goal. Kemira Water Solutions has designated the below-named company as its certified M/WBE subcontractor.

<u>Company</u>	<u>Type of work</u>	<u>Dollar Amount</u>
Pretty Quick Delivery	Delivery	\$521,352.66

This award will be monitored by the Affirmative Action Division in accordance with its procedures.

Estimated Spending Authority:

<u>DEPARTMENT</u>	<u>FY 2010</u>	<u>OUT YEARS</u>	<u>TOTAL</u>
Public Works & Engineering Department	\$421,950.00	\$4,317,619.70	\$4,739,569.70

Buyer: Martin L. King

SUBJECT: An ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston and increasing the maximum contract amount	Category #	Page 1 of 2	Agenda Item # 4574
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FROM (Department or other point of origin): Department of Health and Human Services	Origination Date 2/5/10	Agenda Date FEB 17 2010
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DIRECTOR'S SIGNATURE: <i>NO Michael Hunt for SW</i>	Council District affected: All	Agenda Date FEB 24 2010
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For additional information contact: Kathy Barton Telephone: 713-794-9998; Cell 713-826-5801	Date and identification of prior authorizing Council action: 04-01-09; 09-0287
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RECOMMENDATION: Approval of an ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston and increasing the maximum contract amount

Amount of Funding: New Maximum Contract Amount: \$7,130,406.56 Total Funding Increase: \$5,364,720.52 a. \$420,000.00 - Federal Fund (5000) b. \$4,741,572.52 - Federal State Local – Pass Through Fund (5030) c. \$203,148.00 - American Recovery and Reinvestment Act Fund (5300)	Finance Department:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund []
Other (Specify):

The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston (YWCA) and increasing the maximum contract amount. The increase will include regular operations of the program for congregate and home delivered meals using Texas Department of Aging and Disability Services funding and Housing and Urban Development Community Development Block Grant funds. It will also include the award of American Recovery and Reinvestment Act (ARRA) funds and Social Services Block Grant funds (SSBG).

For the 2010 fiscal year, the Harris County Area Agency on Aging received of ARRA funds and SSBG funds, which expire September 30, 2010. ARRA funds are disbursed by the U.S. Department of Health and Human Services through the Texas Department of Aging and Disability Services and administered by HDHHS' Harris County Area Agency on Aging (HCAAA). The City, as designated by the Texas Department of Aging and Disability Services, has full authority and responsibility for funds authorized under the Title III of the Older Americans Act of 1965, as amended. SSBG funds are disbursed by the Housing and Community Development Department through the Child Care Council and administered by the HDHHS' Harris County Area Agency on Aging (HCAAA).

cc: Finance Department
 Legal Department
 Agenda Director

REQUIRED AUTHORIZATION NDT

Finance Department	Other Authorization:	Other Authorization:
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Date 2/5/10	An ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston and increasing the maximum contract amount	Originator's Initials	Page _2_ of _2_
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The YWCA is a provider of elderly nutrition services and with the additional funding the YWCA will provide congregate meals at additional locations to eligible seniors who reside in Harris County. A congregate meal is as a hot or other appropriate meal which meets 33 $\frac{1}{3}$ percent of the dietary reference intakes (DRI) established by the Food and Nutrition Board of the Institute of Medicine of the National Academy of Sciences and complies with the most recent Dietary Guidelines for Americans, published by the Secretary of Agriculture, and which is served in a group setting. The objective is to reduce food insecurity and promote socialization of older individuals.

The contractor was selected through a request for proposal process in 2008. The contract was approved April 1, 2009 under Ordinance No. 09-0287. The contract was effective on the date of countersignature and extends through September 30, 2010 with three one-year renewal periods. The original maximum contract amount was \$1,765,686.04 and is being increased by \$5,364,720.52 for a new maximum contract amount of \$7,130,406.56.

This project uses funds awarded under the Recovery and Reinvestment Act of 2009 (ARRA). Contractor will adhere to and comply with the special reporting requirements associated with ARRA grant expenditures and required by the granting agency and/or the Office of Management and Budget.