

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 20, 2010 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Johnson

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 - APRIL 21, 2010 - 9:00 A. M.

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

HEARING - 9:00 A.M.

1. Pursuant to Section 370.002 of the Texas Local Government Code, City Council will conduct a public hearing regarding the Juvenile Curfew Ordinance (Ch. 28, Art. V, City of Houston Code of Ordinances) to determine whether the Curfew Ordinance should be continued. Copies of the Curfew Ordinance and data provided by the Houston Police Department are available for inspection in the Office of the City Secretary. To reserve time to appear and testify call the Office of the City Secretary (832) 393-1100 prior to the commencement of the public hearing. Alternatively, written comments may be submitted to the Office of the City Secretary.
- a. ORDINANCE continuing the City's Juvenile Curfew Ordinance; containing findings and other provisions relating to the foregoing subject; providing for severability

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 34

MISCELLANEOUS - NUMBERS 2 through 4

2. REQUEST from Mayor for confirmation of the appointment of **MR. DAVID M. FELDMAN** as City Attorney
3. REQUEST from Mayor for confirmation of the appointment of **MR. JAMES D. NOTEWARE** as Director of the Housing & Community Development Department
4. CONFIRMATION of the appointment of **DR. TAFFI S. TIPPIT** to Position One of the **ANIMAL ADVISORY COMMITTEE BOARD OF DIRECTORS**, for the remainder of a two year term that will end December 31, 2011

PROPERTY - NUMBERS 5 and 6

5. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners, into the Registry of the Court and pay the costs of Court in connection with eminent domain proceeding styled City of Houston v. Hong C. Hoang and Luyen T. Nguyen, et al., Cause No. 946,541; for acquisition of Parcel AY8-115; for the **HOMESTEAD ROAD GRADE SEPARATION PROJECT (Ley Road - Firnat Street) - DISTRICT B - JOHNSON**
6. RECOMMENDATION from Director General Services Department to appoint Michael Welch and Bill Jackson independent appraisers and Samuel Jarrett alternate appraiser to determine the fair market value of Parcel SY9-080, known as the Heights Recycling Center, located at 3602 Center Street - **DISTRICT H - GONZALEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 11A

7. **LIBERTY AIRPORT SYSTEMS, INC** for Airfield Lighting for Houston Airport System \$300,000.00 - Enterprise Fund
8. **APPLIED INDUSTRIAL TECHNOLOGIES TX LP** for Magnetic Flowmeters from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Department of Public Works & Engineering - \$94,995.54 - Enterprise Fund
9. ORDINANCE appropriating \$64,759.12 out of Fleet/Equipment Special Revenue Fund for Purchase of Utility Vehicles for the Houston Fire Department
- a. **PHILPOTT MOTORS LTD. d/b/a PHILPOTT FORD** - \$56,996.00 and **BABY JACK II AUTOMOTIVE LTD. d/b/a CALDWELL COUNTRY CHEVROLET** - \$64,759.12 for Utility Vehicles through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Houston Police and Fire Departments - Supplemental Environmental Projects and Fleet/Equipment Special Revenue Funds
10. **ENERGY ADVISORY GROUP, INC** to increase the maximum amount of Purchase Order 4500112536 from \$50,000.00 to \$100,000.00 for Consulting Services for the Department of Public Works & Engineering - Enterprise Fund
11. ORDINANCE appropriating \$4,023,982.36 out of Equipment Acquisition Consolidated Fund and \$781,450.65 out of Reimbursement of Equipment/Projects Fund and \$511,908.00 out of Solid Waste Consolidated Construction Fund for Purchase of Cabs and Chassis and Refuse Bodies for Solid Waste Management Department
- a. **HOUSTON FREIGHTLINER/STERLING** - \$1,605,258.00, **EAST TEXAS MACK SALES, LLC d/b/a B & C BODY COMPANY** - \$154,328.00, **CHASTANG BAYOU CITY FORD** - \$990,333.00, **RUSH TRUCK CENTERS OF TEXAS, L.P.** - \$1,365,264.00 and **MCNEILUS TRUCK & MANUFACTURING** - \$1,739,096.01 for Cabs & Chassis and Refuse Bodies through the Interlocal Agreements for Cooperative Purchasing with BuyBoards and Houston-Galveston Area Council for the Solid Waste Management Department - \$536,938.00 - National Clean Diesel Accelerated Fleet Replace Program Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 34

12. RESOLUTION designating certain properties within the City of Houston as historic landmarks:
Shaw House 2912 Helena Street **DISTRICT D - ADAMS**
William Fairchild House 2911 Ella Lee Lane **DISTRICT G - PENNINGTON**
13. ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the transfer of Parking Management duties from the General Services Department to the Department of Administration and Regulatory Affairs; containing findings and other provisions relating to the foregoing subject; providing and effective date; providing for severability
14. ORDINANCE relating to charges and terms of service for Water & Wastewater Service; **AMENDING CHAPTER 47 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, and containing findings and other provisions relating to the foregoing subject; authorizing development of a Water Conservation or other Development Incentive Program; providing a repealing clause; containing a savings clause; providing for severability
15. ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2009-820 to amend the Master Police Personnel Ordinance by creating and changing certain pay provisions of the Police Chief Classification; making conforming amendments to ordinances as needed; providing for severability
16. ORDINANCE approving and authorizing third amendment to Lease Agreement between the City of Houston, as landlord, and the **BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM, as tenant**, concerning space at 2250 Holcombe Boulevard - **DISTRICT D - ADAMS**
17. ORDINANCE approving and authorizing second amendment to Lease, Development and Grant Agreement for the Hobby Center for the Performing Arts between the City of Houston, Texas, and **THE HOUSTON MUSIC HALL FOUNDATION** - **DISTRICT I - RODRIGUEZ**
- a. ORDINANCE appropriating \$2,950,475.00 out of Reimbursement of Equipment/Projects Fund and approving and authorizing Energy Savings Performance Contract between the City of Houston and **SCHNEIDER ELECTRIC BUILDINGS AMERICAS, INC f/k/a T.A.C. AMERICAS, INC** for Implementation of Energy Conservation Measures at the Hobby Center for the Performing Arts \$1,500,000.00 - ARRA Fund - **DISTRICT I - RODRIGUEZ**
18. ORDINANCE approving and authorizing contract between the City of Houston and **MARJO HOUSE INCORPORATED**, providing up to \$399,459.00 in Housing Opportunities for Persons With AIDS Funds, which amount includes a limitation on additional funding in the amount of \$199,729.50, for the operation and administration of a community residence located at 1706 Gellhorn Drive, Houston, Texas, along with the provision of supportive services - **DISTRICT B - JOHNSON**
19. ORDINANCE approving and authorizing agreement between the City of Houston and **GUIDING LIGHT COMMUNITY DEVELOPMENT CORPORATION** to provide a Loan of Federal Neighborhood Stabilization Program Funds in the amount not to exceed \$595,000.00 for eligible costs in connection with the acquisition, rehabilitation and resale to income-qualified households of up to seven foreclosed homes with proceeds from sales to be returned to the City of Houston NSP Program - **DISTRICT D - ADAMS**
20. ORDINANCE approving and authorizing agreement between the City of Houston and **TEJANO CENTER FOR COMMUNITY CONCERNS** to provide a Loan of Federal Neighborhood Stabilization Program Funds in the amount not to exceed \$595,000.00 for eligible costs in connection with the acquisition, rehabilitation and resale to income-qualified households of up to seven foreclosed homes with proceeds from sales to be returned to the City of Houston NSP Program - **DISTRICT B - JOHNSON**

RESOLUTIONS AND ORDINANCES - continued

21. ORDINANCE amending Ordinance No. 2009-0098 (Passed by City Council February 4, 2009) to increase the maximum contract amount for contract between the City of Houston and **DENTON, NAVARRO, ROCHA & BERNAL, P.C.** for Legal Services relating to Cause No. 4:08-CV-2404; Dwight Bazile et al. v. City of Houston; in the United States District Court, Southern District of Texas - \$350,000.00 - Property and Casualty Fund
22. ORDINANCE amending Ordinance No. 2009-0624 (Passed on June 30, 2009) to increase the maximum contract for contract between the City of Houston and **HAYNES AND BOONE, L.L.P.** for Legal Services relating to Civil Action No. H-08-1366; Susan Carnaby, et al. v. City of Houston, et al.; in the United States District Court for the Southern District of Texas, Houston Division \$75,000.00 Property and Casualty Fund
23. ORDINANCE awarding contract to **SHRINK STOPPERS, LLC dba ASAP SECURITY SERVICES** for Security System Maintenance Services for General Services Department; providing a maximum contract amount - 3 Years with two one-year options - \$1,469,865.00 General Fund
24. ORDINANCE consenting to the addition of 27.195 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 110**, for inclusion in its district
25. MUNICIPAL Setting Designation ordinance prohibiting the use of designated groundwater beneath a tract of land containing 6.75635 acres commonly known as 16514 De Zavalla Road, Channelview, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality
26. MUNICIPAL Setting Designation ordinance prohibiting the use of designated groundwater beneath a tract of land containing 8.8511 acres commonly known as 1111 Lockwood Drive, Houston, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT H - GONZALEZ**
27. ORDINANCE approving and authorizing Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Traffic Signal Communications to Interconnect Signals throughout City of Houston to Houston Transtar - **DISTRICTS A - STARDIG; G - PENNINGTON and H - GONZALEZ**
28. ORDINANCE appropriating \$30,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION under the American Recovery And Reinvestment Act** for Jensen Road from IH 610 to Union Pacific Railroad and Gessner from Bellaire to US 59 **DISTRICTS F - HOANG and H - GONZALEZ**
29. ORDINANCE appropriating \$200,000.00 out of Drainage Improvement Commercial Paper Series F Fund; approving and authorizing Professional Environmental Consulting Services Contract between the City of Houston and **ALAN PLUMMER ASSOCIATES, INC** for Municipal Separate Storm Sewer System Permit Support
30. ORDINANCE approving and authorizing Professional Engineering Services Contract between the City of Houston and **HDR ENGINEERING, INC** for Parking Lot Renovation/4400 San Jacinto Street - \$81,260.00 - Parking Management Operating Fund - **DISTRICT D - ADAMS**

RESOLUTIONS AND ORDINANCES - continued

31. ORDINANCE appropriating \$364,600.00 out of Reimbursement of Equipment/Projects Fund and approving and authorizing Professional Architectural Services Contract between the City of Houston and **SMITH & COMPANY ARCHITECTS** for Fifth Ward Deluxe Theatre Renovation; providing funding for the Civic Art Program - \$285,000.00 - CDBG Fund - **DISTRICT B - JOHNSON**
- 31-1 ORDINANCE approving and authorizing contract between the City of Houston and **THE HAY GROUP, INC** for Electronic Job Evaluation and Job Description System for the Human Resources Department; providing a maximum contract amount - 3 Years with two one-year options \$177,240.00 - General Fund
32. ORDINANCE awarding construction contract to **ARC ABATEMENT, INC** for Asbestos Abatement at 1200 Travis Parking Garage; 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 American Recovery and Reinvestment Act of 2009 - \$473,120.00 - ARRA Fund **DISTRICT I - RODRIGUEZ**
33. ORDINANCE appropriating \$184,463.00 out of Fire Consolidated Construction Fund; awarding construction contract to **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank System Improvements at Fire Department Administration and Fleet Maintenance Building; 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 and construction oversight, and contingencies relating to construction of facilities financed by the Fire Consolidated Construction Fund - **DISTRICT H - GONZALEZ**
34. ORDINANCE appropriating \$355,489.10 out of General Improvement Consolidated Construction Fund and \$55,176.38 out of Public Health Consolidated Construction Fund to Reimburse the General Fund for Equipment Replacement and Renovations at various city facilities during Fiscal Year 2010

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBER 35

35. ORDINANCE awarding construction contract to **MILLIS DEVELOPMENT AND CONSTRUCTION, INC** for Fifth Ward Multi Service Center New Parking Lot; 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 materials testing and contingencies relating to construction of facilities financed by the American Recovery and Reinvestment Act - \$276,400.00 - ARRA Fund **DISTRICT B - JOHNSON** - **TAGGED BY COUNCIL MEMBER JOHNSON**
This was Item 25 on Agenda of April 14, 2010

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Adams 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
APRIL 20, 2010 – 2:00 PM

NON-AGENDA

<u>1MIN</u>	<u>1MIN</u>	<u>1MIN</u>
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MR. LARRY DAVIS – 5900 Wheeler – 77023 – 713-923-7600 – Mayor Initiative on buying locally

<u>3MIN</u>	<u>3MIN</u>	<u>3MIN</u>
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MR. JIM FULOP – 2611 El Camino - 77054 – 713-863-0600 – Appeal – Sign Administration

MS. LISA MARIE KULL – 419 Meadow Creek – Roundrock – TX – 78664 – 512-267-3787 – Live Donation – Life Gift

MR. DALLAS FOSTER – 8502 Easton Commons, No. 602 – 77095 – 713-822-3245 – Organ Donation – Life Gift

MS. JENNIFER LEWIS – 20222 Monkswood Dr. – Katy –TX – 77450 – 281-546-2543 – Organ Donation Life Gift

MS. FLORENCIA QUENSEL – 10106 Jundre Place – San Antonio – TX – 78213 – 210-324-9405 – Transplant waiting process – Life Gift

MR. REX MAUS – 3014 Five Oak Dr. – Missouri City - TX – 77459 – 713-409-0196 – City of Houston Proclamation Presentation – Life Gift

MS. ELVIA VALDEZ – 6410 Creek Wind Circle - 77084 – 832-215-1897 – Life Gift

MS. TRACI DANIELS - 10901 Ranchstone, No. 503 – 77064 – 281-755-7784 – Life Gift

MR. AARON DANIELS – 10901 Ranchstone, No. 503 – 77064 – 281-841-1916 – Life Gift

MR. SAMUEL HOLTZMAN – 1519 Azalea – Sugarland – TX – 77479 – 713-523-4438 – Life Gift

MR. RONALD SMITH – 3356 Lakeway Ln. – Pearland – TX – 77584 – Life Gift

MR. DALE YORK – 8833 Gulf Freeway – 77017 – 713-941-8000 – How we can put our Teachers back to work

MR. DAVID MEARS – 5107 Tidewater – 77045 – 713-433-0563 – Public Works Project – No reconstruction of driveway since Sept/2009

MR. RICARDO PEDUZZI – 14614 Falling Creek Dr., Ste. 105 – 77068 – 281-781-896 – Rock in Rio in Houston

MR. WILLIAM BEAL - 5814 Overdale St. – 77033 – 713-738-3410 – Thriller: Billie Jean: Michael Jackson

MS. THERESA HAYNES – 3647 Villa Glen Dr. – 77088 – 832-882-3704 – HPD conduct on a mental patient

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

MR. THEODORE JOHNSON – 3318 Carnell - 77022 – 713-868-5801 – LBJ Code

MS. SONYA PARKER – 8503 Daskocil Dr. - 77044 – 832-486-9076 – Parents Against Predator/ Why we have so many

MS. LISA SQUIERS – 1126 Kinley – 77018 – 832-851-6720 – Juvenile Justice

MR. LOIS HERMINIO – 1120 Hammock – 77009 – no phone – Thank Councilmember Ed Gonzalez and Staff -Sheena Childs

PREVIOUS

<u>1MIN</u>	<u>1MIN</u>	<u>1MIN</u>
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MS. DEBORAH ELAINE ALLEN – Post Office Box 26352 – 77207-3552 – 832-885-1659 – Felonies and the Millennium Year Y2K President George Bush, Jr.

MS. BARBARANN LACOURSE – 1600 Louisiana – 77002 – 832-880-2010 – HPD I’m not giving up

These people haven't called yet!!!!!!!!!!!!!!!!!!!!!!

Speaker List
April 20, 2010
Continued Page 2

PREVIOUS

1MIN	1MIN	1MIN
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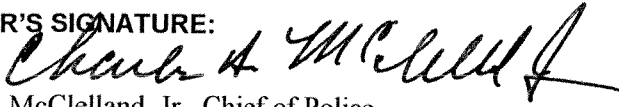
MR. BARRY KLEIN – 1509 Everett – 77009 – 713-224-4144 – Advice from Randal O’Toole

MR. JAMES PARTSCH-GALVAN – 1611 Holman – 77004 – 713-528-2607 – I am going to vote for Stephen Costello for Mayor 2011

MR. SAMMIE JONES – No address – No phones – the_last_outpost@yahoo.com – HPD (Officer Polk) Badge 5599) denies access to a Public Street/Marcus Kitchen

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Public hearing regarding whether to continue the Juvenile Curfew Ordinance and Ordinance renewing Chapter 28 of the Code of Ordinances, Houston, Texas related to the Juvenile Curfew Ordinance		Page 1 of 1	Agenda Item # 1+1A
FROM: (Department or other point of origin): Houston Police Department		Origination Date: April 14, 2010	Agenda Date: APR 21 2010
DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr., Chief of Police		Council District affected: All	
For additional information contact: Capt. S. A. Smith Phone: (713) 731-5335 HPD Juvenile Division		Date and identification of prior authorizing Council action: Ord. No. 07-563, May 9, 2007	
RECOMMENDATION: Conduct public hearing to determine whether to continue Juvenile Curfew Ordinance and adopt ordinance continuing the Juvenile Curfew Ordinance			
Amount and Source of Funding: N/A			
EXPLANATION: State law requires cities that have adopted juvenile curfew ordinances to conduct hearings every three years to determine whether to continue or modify the curfew restrictions. City Council last acted to continue the current City of Houston Juvenile Curfew Ordinance in May 2007. Thus, the City's current Juvenile Curfew Ordinance must be continued prior to May 9, 2010 or it will expire as a matter of law. On April 8, 2010 a joint report on this issue was presented to the Public Safety and Homeland Security Committee by the Houston Police Department Juvenile Division and the Municipal Juvenile Court. At that time the Committee voted favorably to forward to full Council the scheduling of the Public Hearings that are required by law and the consideration of the ordinance to renew the Juvenile Curfew Ordinance. On April 14, 2010 the first Public Hearing on the renewal of the Juvenile Curfew Ordinance was held before the whole Council. The 2 nd Public Hearing on the renewal of the Juvenile Curfew Ordinance is set for April 21, 2010. In addition to the 2 nd Public Hearing, an ordinance actually continuing the Juvenile Curfew Ordinance will also be presented to the full Council for its consideration.			
REQUIRED AUTHORIZATION 20-CUIC#			
Finance:	Other Authorization:	Other Authorization:	

HOUSTON POLICE DEPARTMENT

Juvenile Division

*For Report see Agenda
Backup
4/14/10
Item
1*



**Juvenile Curfew Ordinance
Renewal Proposal
2010**



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2

APR 21 2010

COPY TO EACH MEMBER OF COUNCIL:

April 7, 2010

CITY SECRETARY: 4-7-10
date

COUNCIL MEMBER: _____

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Section 2-257 of the City of Houston Code of Ordinances, I am pleased to appoint Mr. David M. Feldman as City Attorney, subject to City Council confirmation. His resume is attached for your review.

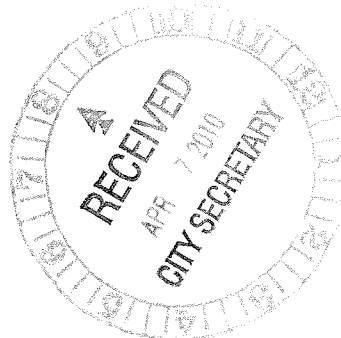
I expect to place Mr. Feldman's confirmation on the April 21, 2010 Council agenda. I have asked that he make himself available to visit with each of you before then.

Sincerely,

Annise D. Parker
Mayor

attachment

cc: Arturo Michel
Waynette Chan
Adam Harris
Madeleine Appel
Lloyd Waguespack
Janice Evans
Andy Icken
Marty Stein
Anna Russell





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

3

APR 21 2010

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4-7-10
date

April 7, 2010

COUNCIL MEMBER: _____

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Section 2-292 of the City of Houston Code of Ordinances, I am pleased to appoint Mr. James D. Noteware as Director of the Housing and Community Development Department, subject to City Council confirmation. His resume is attached for your review.

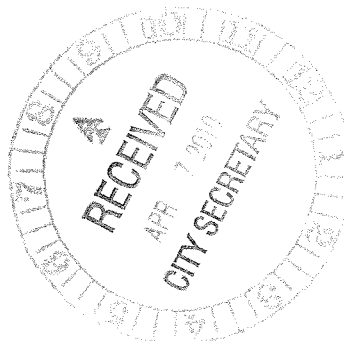
I expect to place Mr. Noteware's confirmation on the April 21, 2010 Council agenda. I have asked that he make himself available to visit with each of you before then.

Sincerely,

Annise D. Parker
Mayor

attachment

cc: Waynette Chan
Adam Harris
Madeleine Appel
Lloyd Waguespack
Janice Evans
Andy Icken
Marty Stein
Anna Russell
Ada Edwards



4

APR 21 2010

MOTION NO. 2010 0204

MOTION by Council Member Noriega that nominations for appointment to Positions One through Four of the Animal Advisory Committee Board of Directors, for the remainder of a two year term that will end December 31, 2011, be closed.

Seconded by Council Member Lovell and carried.

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

PASSED AND ADOPTED this 7th day of April 2010.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is April 13, 2010.

City Secretary

Adopted
4/14/10

Position One	- Dr. Taffi S. Tippit was nominated by Council Member Lovell for appointment;
Position Two	- Dr. Chris Souders was nominated by Council Member Lovell for reappointment;
Position Three	- Ms. Kappy Muenzer was nominated by Council Member Lovell for reappointment, and
Position Four	- Mr. Neil Sackheim was nominated by Council Member Noriega for appointment.

MEMORANDUM

To: Council Members

From: Council Member Sue Lovell

Date: April 7, 2010

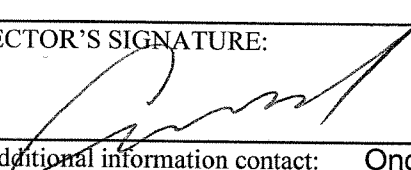
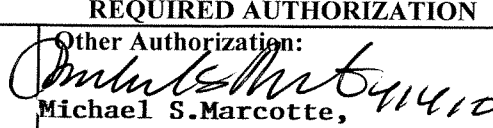
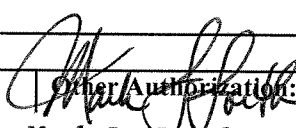
Re: Animal Advisory Committee Nominations

I am nominating Taffi S. Tippit, D.V.M. to fill a position 1 on the Animal Advisory Committee. I am also re-nominating two individuals to continue serving on the Animal Advisory Committee: Chris Souders, M.D. for position 2, and Kappy Muenzer for position 3.

I know that Dr. Tippit, Dr. Souders, and Ms. Muenzer will bring a great deal of knowledge and experience to the Animal Advisory Committee.

Resumes for Dr. Tippit, Dr. Souders, and Ms. Muenzer are attached.

Thank you.

SUBJECT: Parcel AY8-115; City of Houston v. Hong C. Hoang and Luyen T. Nguyen, et al., Cause No. 946,541; Homestead Road Grade Separation Project (Ley Road - Firnat Street) WBS/CIP No. N-000713-0001-3-01; Legal Department File No. 052-0900033-002.		Page 1 of 2	Agenda Item # 5
FROM (Department or other point of origin): Legal Department - Real Estate Division Arturo Michel, City Attorney		Origination Date 03/23/10	Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE: 		Council District affected: "B" Jarvis Johnson; Key Map#454H	
For additional information contact: Ondrea U. Taylor Phone: 832.393.6280 (alternatively Joseph N. Quintal 832.393.6286) <i>OUT</i>		Date and identification of prior authorizing Council action: A.O. 2009-438, psd. 5/27/09 BAO# 2007-1067, psd. 09/19/07	
<u>RECOMMENDATION:</u> (Summary) That the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court and pay the costs of court in this matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.			
Amount and Source of Funding: \$71,357.00; No appropriation needed as funding will be provided by previously approved Appropriation Ordinance No. 2007-1067, psd. 09/19/07. Street & Bridge Consolidated Construction Fund <i>M.P. 4/8/10</i>			
<u>SPECIFIC EXPLANATION:</u> <p>The Homestead Road Grade Separation Project (Ley - Firnat) will provide for right-of-way acquisition, engineering and construction of a grade separation over the Union Pacific Railroad Company. The project will reduce delays and improve traffic circulation on the major thoroughfare.</p> <p>This eminent domain proceeding involves the acquisition of a permanent easement in and to 2,852 square feet of land out of a parent tract containing 39,000 square feet. The property is located at 8103 Homestead Road and is owned by Hong C. Hoang and Luyen T. Nguyen. The property is improved with two (2) independent structures; one being a 11,239 square-foot building being utilized as a family run grocery store and the second structure is a 1,800 square-foot, five (5) bay automobile tire/detailing service shop. The City's taking will vary in width from 12.1 feet down to 6.6 feet along the Homestead Road street frontage. The City's final offer of \$47,120.00, in August 2009, to purchase the needed property was rejected by the landowners as being too low, but no counter-offer was submitted. Efforts by Public Works & Engineering to further negotiate the purchase of the subject property were unsuccessful and the matter was referred to the Legal Department to initiate eminent domain proceedings. The Legal Department retained the same appraiser, utilized by Public Works & Engineering in making the City's final offer, to value the property and testify at the Special Commissioners' Hearing. The appraiser updated his appraisal report for the hearing, and presented the following conclusions and opinions of market value for the Special Commissioners consideration.</p> <p>City's Testimony Before the Special Commissioners: \$47,120.00 (i.e. \$3.25 psf for the land being acquired; \$30,039.00 for the improvements thereon and \$7,812.00 for damage to the remainder)</p>			
h:\mark\hoang/nguyenrca.wpd		REQUIRED AUTHORIZATION	
Other Authorization:		Other Authorization:	
 Michael S. Marcotte, P.E., D.WRE, BCEE Director, PW&E		 Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning and Development Services Division	

90AM231

4/19/2010

Date 03/23/10	SUBJECT: Parcel AY8-115; Hong C. Hoang & Luyen T. Nguyen; Cause No. 946,541; Homestead Road Grade Separation Project; LD No. 052-0900033-002	Originator's Initials OUT/JNQ	Page 2 of 2
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Landowners' Testimony Before the Special Commissioners: \$284,589.00 (i.e. \$3.50 psf for the land being acquired; \$31,567.00 for the improvements thereon; \$61,250.00 for damage to the remainder and \$181,790.00 as damages in the form of costs-to-cure)

Award of Special Commissioners: \$65,000.00 The landowners' legal representative promptly filed Objections to the Award of Special Commissioners and the matter was placed on the Court's trial docket.

The "**Costs of Court**" are as follows, to wit: \$172.00 filing fee; \$210.00 Service of process fee; \$2,400.00 Special Commissioners' fees (i.e. \$800.00 x 3); \$3,575.00 Appraiser's fee; **Total:** \$6,357.00. These "costs of court" account for the monetary difference between the amount of the Award of Special Commissioners and the total amount of funds needed herein.

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

PELHAM PLACE SECOND SECTION
 VOL. 22, PG. 53, H.C.M.R.
 VOL. 22, PG. 53, H.C.M.R.

A. POPP
 C578616
 OT 466

P.P.
 CAD,
 FOUND
 15-0467

SOUTH HALL ST.
 (60' ROW)
 PER VOL. 22, PG. 53, H.C.M.R.

HONG C. HOANG AND LUYEN T. NGUYEN
 H.C.C.F. NO. R296909
 MARCH 1, 1995
 073-110-016-0468

HONG C. HOANG AND
 LUYEN T. NGUYEN
 H.C.C.F. NO. R296909
 MARCH 1, 1995
 073-110-016-0467

WYBURN ST.
 (60' ROW)
 PER VOL. 22, PG. 53, H.C.M.R.

3-114
 5'33" W
 5'5"

SET CONC. NAIL
 W/ WASHER

SET CONC. NAIL
 W/ WASHER

PROP. R.O.W.

N 05°03'33" W 104.16'
 N 02°02'44" W 155.99'

EXISTING R.O.W.

S 02°02'20" E 260.00'

AY8-115

P.O.B.
 TRACT AY8-114

P.O.B.
 TRACT AY8-115
 FOUND 3/4" P.I.P.
 BEARS S88°05'W 0.27'

AY8-113

20' W
 2'

L10 L12
 F.L. = 43.84
 F.L. = 43.84

F.L. = 43.80
 F.L. = 43.80

AY8-116
 N 02°02'20" W 260.00'

SOUTH HALL ST.
 (60' ROW)
 PER VOL. 23, PG. 42, H.C.M.R.

JESSE MORRIS AND WIFE
 OZELLA MORRIS
 H.C.C.F. NO. R296909

WYBURN ST.
 (60' ROW)
 PER VOL. 23, PG. 42, H.C.M.R.

L18
 F.L. = 43.84
 F.L. = 43.84

AY8-116
 P.O.B.
 TRACT AY8-116

L14
 F.L. = 43.84
 F.L. = 43.84

L53
 F.L. = 43.84
 F.L. = 43.84

L54
 F.L. = 43.84
 F.L. = 43.84

SET CONC. NAIL
 W/ WASHER

EXISTING R.O.W.

S 00°58'06" W 103.09'

S 02°02'44" E 157.05'

PROP. R.O.W.

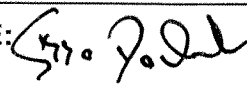


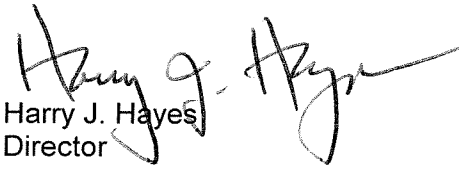
JESSE MORRIS AND WIFE
 OZELLA MORRIS
 H.C.C.F. NO. R296909

JESSE MORRIS AND WIFE
 OZELLA MORRIS
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JESSE MORRIS AND WIFE
 OZELLA MORRIS
 H.C.C.F. NO. R296909

JESSE MORRIS AND WIFE
 OZELLA MORRIS
 H.C.C.F. NO. R296909

JESSE MORRIS AND WIFE
 OZELLA MORRIS
 H.C.C.F. NO. R296909

SUBJECT: Appointment of two independent appraisers and an alternate appraiser for 43,491 square feet of land at 3602 Center Street, known as the Heights Recycling Center, Parcel SY9-080 .		Page 1 of 1	Agenda Item 6
FROM (Department or other point of origin): General Services Department		Origination Date 4-15-10	Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE:  Issa Z. Dadoush, P.E. 4/12/10		Council District(s) affected: H	
For additional information contact: Jacquelyn L. Nisby  Phone: (832) 393-8023		Date and identification of prior authorizing Council action:	
RECOMMENDATION: Adopt a motion appointing two independent appraisers and an alternate appraiser to determine the fair market value of Parcel SY9-080 , known as the Heights Recycling Center, located at 3602 Center Street.			
Amount and Source Of Funding: Revenue		Finance Budget:	
SPECIFIC EXPLANATION: The General Services Department recommends that, pursuant to Code of Ordinances, section 2-241(c), City Council approve the appointment of two independent appraisers and an alternate, as listed below, to determine the fair market value of the 43,491 square feet, more or less, site located at 3602 Center at Harvard, known as the Heights Recycling Center, inasmuch as the value is expected to exceed \$1 million. <ul style="list-style-type: none">• Michael Welch - Integra Realty Resources• Bill Jackson - Bill Jackson and Associates Appraisers• Samuel Jarrett - Jarrett's Appraisal Service (Alternate)			
IZD:BC:JLN:WW:ww			
xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby			
REQUIRED AUTHORIZATION CUIC ID# 25 WW 13			
General Services Department:  Forest R. Christy, Jr., Director Real Estate Division		Solid Waste Management Department:  Harry J. Hayes Director	



Heights Recycling Center - 3602 Center Street

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8590

Subject: Approve the Sole Source Purchase of Airfield Lighting for the Houston Airport System
S32-S23480

Category #
4

Page 1 of 1

Agenda Item

7

FROM (Department or other point of origin):

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

Origination Date

March 30, 2010

Agenda Date

APR 21 2010

DIRECTOR'S SIGNATURE

[Signature]

Council District(s) affected
B, I

For additional information contact:

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

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the sole source purchase from Liberty Airport Systems, Inc. in an amount not to exceed \$300,000.00 for airfield lighting for the Houston Airport System.

Estimated Spending Authority: \$300,000.00

Finance Budget

\$300,000.00 HAS-Revenue Fund (8001)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the sole source purchase from Liberty Airport Systems, Inc. on their sole bid in an amount not to exceed \$300,000.00 for airfield lighting for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a 36-month period. This award consists of the Liberty Airport Systems Spare Parts Price List which includes, but is not limited to, circuit filters, transformers, board connections, serial circuit inductors, fixtures and other various specialty parts to be used for repair and maintenance needs at George Bush Intercontinental and William P. Hobby Airports.

Liberty Airport Systems, Inc. is the sole distributor, designer, and manufacturer of these specialty parts which will be used for airfield lighting replacement and repair. No other manufacturer can provide these parts.

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

Buyer: Veronica Douglas, CPPB

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

Estimated Spending Authority

DEPARTMENT	FY 2010	OUT YEARS	TOTAL
Houston Airport System	\$65,000.00	\$235,000.00	\$300,000.00

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Handwritten initials]

**CITY OF HOUSTON
INTEROFFICE CORRESPONDENCE**

TO: Velma Laws
Director
Mayors Office of Affirmative Action

FROM: J. Goodwille Pierre
Manager-Small Business
Development and Contract
Compliance
Houston Airport System

DATE: October 12, 2009

SUBJECT: Approval of 0% Goals for Airfield
Lighting Part III for the Houston
Airport System

The Houston Airport System (HAS) seeks to enter into a 3-year price list contract for an estimated \$600,000 with Safegate Airport Systems, based in Brooklyn Park, MN; and Liberty Airport Systems, based in Burlington, Ontario, Canada, for the direct purchase of airfield lighting replacement and repair parts. Because these items are proprietary and must be compatible with existing lighting and current upgrade installations, they must be purchased from the manufacturers. All items will be shipped directly from the manufacturer to HAS and be installed by HAS electricians. Part I and Part II of this contract were each independently approved for a 0% goal.

Because there is no possible MWBE participation on this direct ship contract, the Houston Airport System is requesting from the Mayor's Office of Affirmative Action and Contract Compliance approval of a zero (0%) goal for the above referenced contract.

/J. Goodwille Pierre/
J. Goodwille Pierre, M. Ed, JD

Read and Approved

JGP:jvw

cc: Dallas Evans
Bobby Brown
Julia Boutte

FOR Robert D. Lally
Velma Laws
10-15-09
Date

REQUEST FOR COUNCIL ACTION			
TO: Mayor via City Secretary		RCA# 8685	
Subject: Purchase of Magnetic Flowmeters from the State of Texas Procurement and Support Services Contract for the Public Works & Engineering Department S19-Q23611	Category # 4	Page 1 of 1	Agenda Item <div style="font-size: 2em; font-weight: bold;">8</div>
FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date April 06, 2010	Agenda Date APR 21 2010	
DIRECTOR'S 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 the purchase of six magnetic flowmeters in the total amount of \$94,995.54 from the State of Texas Procurement and Support Services Contract for the Public Works and Engineering Department.			
Award Amount: \$94,995.54		Finance Budget	
\$94,995.54 - PWE - Combined Utility System General Purpose Fund (8305)			
SPECIFIC EXPLANATION: <p>The City Purchasing Agent recommends that City Council approve the purchase of six magnetic flowmeters in the total amount of \$94,995.54 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Public Works & Engineering Department, and that authorization be given to issue a purchase order to the State contractor, Applied Industrial Technologies TX LP. These magnetic flowmeters will be installed at the Wastewater Operations Branch located at 4545 Groveway Drive, Houston, TX 77087 and are replacements for the magnetic flowmeters that were damaged beyond repair during Hurricane Ike.</p> <p>The scope of work requires the contractor to provide all labor, tools, materials, equipment, supplies, and transportation necessary to furnish, deliver, and install six magnetic flowmeters. The magnetic flowmeters will come with a full three year warranty and the life expectancy is 30 years.</p> <p>Sections 271.081 through 271.083 of the Texas Local Code provide the legal authority for local governments to participate in the State of Texas Purchasing Program.</p> <p>Buyer: Roy Korthals Purchase Requisition 10088129</p>			
REQUIRED AUTHORIZATION			
Finance Department:	Other Authorization:	Other Authorization:	

7 2

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8707

Subject: Purchase of Utility Vehicles Through the Houston-Galveston Area Council for the Houston Police and Fire Departments
S34-N23616-H

Category #
1 & 4

Page 1 of 2

Agenda Item

9-9A

FROM (Department or other point of origin):

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

Origination Date

March 29, 2010

Agenda Date

APR 21 2010

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Joseph Fenninger *JFF 4/9/10* Phone: (713) 308-1708
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$64,759.12 out of the Fleet/Equipment Special Revenue Fund (Fund 9002) and approve the purchase of utility vehicles through the Houston-Galveston Area Council (H-GAC) in the amount of \$121,755.12 for the Houston Police and Fire Departments.

Award Amount: \$121,755.12

Finance Budget

\$ 56,996.00 - Supplemental Environmental Project Fund (2404)
\$ 64,759.12 - Fleet/Equipment Special Revenue Fund (9002)
\$121,755.12 - Total Funding

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$64,759.12 out of the Fleet/Equipment Special Revenue Fund (Fund 9002). It is further recommended that City Council approve the purchase of four utility vehicles through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$121,755.12 for the Houston Police and Fire Departments and that authorization be given to issue purchase orders to the H-GAC contractors as shown below. These new vehicles will be used citywide by the Houston Police Department to conduct environmental criminal investigations and by the Houston Fire Department to provide emergency medical and fire suppression services.

Philpott Motors Ltd., d/b/a Philpott Ford: Approve the purchase of two 4-wheel drive, four-door, heavy-duty utility vehicles in the amount of \$56,996.00 for the Houston Police Department.

Baby Jack II Automotive LTD., d/b/a Caldwell Country Chevrolet: Approve the purchase of two 2-wheel drive, four-door, heavy-duty utility vehicles in the amount of \$64,759.12 for the Houston Fire Department.

These utility vehicles will come with a full three year/36,000-mile bumper-to-bumper warranty and the life expectancy is seven years or 100,000 miles. See the Equipment Usage Summary on Page 2 of 2 for vehicle usage and replacement details. These vehicles will meet the EPA's current emission standards for low emission vehicles.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

[Signature] 4/9/10

Other Authorization:

NOT

8-9A

Date: 3/29/2010	Subject: Purchase of Utility Vehicles Through the Houston-Galveston Area Council for the Houston Police and Fire Departments S34-N23616-H	Originator's Initials LB	Page 2 of 2
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Equipment Usage Summary

Requisition No.	Qty	Description	Department	Equipment Usage		
10100740	2	Utility Vehicle, 4-Wheel Drive	Police Department These vehicles will be used citywide by Department personnel while conducting environmental investigations.	<u>Shop No.</u>	<u>Age(yrs.)</u>	<u>Mileage</u>
				30299	10	184,678
				31905	9	152,649
10100889	2	Utility Vehicle 2-Wheel Drive	Fire Department These vehicles will be used citywide by Department personnel providing EMS and Fire Suppression services.	<u>Shop No.</u>	<u>Age(yrs.)</u>	<u>Mileage</u>
				31038	10	134,434
				31844	9	182,643

Buyer: Larry Benka

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve Additional Spending Authority for Consulting Services for the Department of Public Works & Engineering		Page 1 of 1	Agenda Item # 10
From: (Department or other point of origin): Department of Public Works and Engineering		Origination Date 4/7/10	Agenda Date APR 21 2010
Director's Signature:  Michael S. Marcotte, P.E., D.WRE, BCEE		Council District affected: (Council District Letter Only) ALL	
For additional information contact: Yvonne Forrest Phone: (713) 837-7051 David Guernsey Phone: (832) 395-3640		Date and identification of prior authorizing Council action:	
Recommendation: (Summary) Approve additional spending authority for consulting services to Energy Advisory Group, Inc. to increase the maximum amount from \$50,000.00 to \$100,000.00. for the Public Works & Engineering Department			
Award Amount: \$50,000.00			
\$50,000.00 – Water & Sewer System Operating Fund (Fund 8300)			
SPECIFIC EXPLANATION: The Director of the Department of Public Works & Engineering recommends that City Council approve additional spending authority for consulting services to Energy Advisory Group, Inc., to increase the maximum amount from \$50,000.00 to \$100,000.00. The consulting services will provide guidance and to advise the City of what actions must be taken to comply with Senate Bill 361 and Title 30 Texas Administrative Code, Chapter 290, Subchapter D to provide assurance that drinking water treatment plants will continue to provide drinking water during extended periods of power outages. The Department issued PO 4500112536 on 2/24/10 to the Energy Advisory Group, Inc. for \$50,000.00. Projected expenditures as of March 19, 2010 are expected to be \$38,000.00. On September 1, 2009 the State of Texas Legislature Senate Bill No. 361 became effective mandating back up power be provided by a provider of drinking water to the public for extended periods during extended power outages and submission of a preparedness plan for the Commission's approval. The PO scope of work requires the contractor to provide an initial assessment of the senate bill; assist in the review of Request for Information responses received from six respondents; assist in interviews of all respondents for commercial and technical information and conformance to the intent of the Senate Bill; gather data from water production plants and two water pumping sites to develop a scope of work for a competitive Request for Proposal to be issued in March 2010; assist as a non-voting member to evaluate proposals and provide initial financial modeling. The Materials Management Branch surveyed qualified consultants with a proven history of power generation background and found Energy Advisory Group to be the most qualified of the available consultants.			
REQUIRED AUTHORIZATION CUIC ID 20JBR04 NOT			
Finance Department	Other Authorization:	Other Authorization:	

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8703

Subject: Purchase of Cabs & Chassis and Refuse Bodies Through the Texas Local Government Purchasing Cooperative and the Houston-Galveston Area Council for the Solid Waste Management Department S34-N23628-B&HCategory #
1 & 4

Page 1 of 2

Agenda Item
*N-11A***FROM (Department or other point of origin):**Calvin D. Wells
City Purchasing Agent
Administration & Regulatory Affairs Department**Origination Date**

March 30, 2010

Agenda Date

APR 21 2010

DIRECTOR'S SIGNATURE
*Calvin D. Wells***Council District(s) affected**
All**For additional information contact:**Vic Ayres Phone: (713) 837-9131
Ray DuRousseau Phone: (832) 393-8726**Date and Identification of prior authorizing Council Action:****RECOMMENDATION: (Summary)**

Approve an ordinance authorizing 1) the appropriation of \$4,023,982.36 out of the out of the Equipment Acquisition Consolidated Fund (Fund 1800); 2) the appropriation of \$781,450.65 out of the Reimbursement of Equipment/Projects Fund (Fund 1850); 3) the appropriation of \$511,908.00 out of the Solid Waste Consolidated Construction Fund (Fund 4503); and 4) approve the purchase of cabs & chassis and refuse bodies through the Texas Local Government Purchasing Cooperative (BuyBoard) and the Houston-Galveston Area Council (H-GAC) in the total amount of \$5,854,279.01 for the Solid Waste Management Department.

Award Amount: \$5,854,279.01

Finance Budget
[Signature]

\$4,023,982.36 - Equipment Acquisition Consolidated Fund (Fund 1800)
\$ 781,450.65 - Reimbursement of Equipment/Projects Fund (Fund 1850)
\$ 511,908.00 - Solid Waste Consolidated Construction Fund (Fund 4503)
\$ 536,938.00 - National Clean Diesel Accelerated Fleet Replace Program Fund (Fund 5300)
\$5,854,279.01 - Total Funding

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing 1) the appropriation of \$4,023,982.36 out of the Equipment Acquisition Consolidated Fund (Fund 1800); 2) the appropriation of \$781,450.65 out of the Reimbursement of Equipment/Projects Fund (Fund 1850); the appropriation of \$511,908.00 out of the Solid Waste Consolidated Construction Fund (Fund 4503). It is further recommended that City Council approves the purchase of cabs & chassis and refuses bodies through the Interlocal Agreements for Cooperative Purchasing with BuyBoard and H-GAC in the total amount of \$5,854,279.01 for the Solid Waste Management Department, and that authorization be given to issue purchase orders to the cooperative purchasing agencies contractors as shown below. The cabs & chassis, when mounted with the refuse bodies and associated equipment, will be used citywide by the Department to pickup, transport and dispose of residential waste and recycled material. The equipment that will be purchased with funding from the Equipment Acquisition Consolidated Fund (Fund 1800) is included in the adopted Equipment Acquisition Plan. The Department will reimburse the Reimbursement of Equipment /Projects Fund (Fund 1850) with revenue generated from its recycling program. The roll-off trucks being purchased with Fund 4503 will be used to expand the department's Neighborhood Depository and Recycling operations at the expanded Sunbeam location and the new 9003 N. Main locations.

This purchase uses funds awarded under the American Recovery and Reinvestment Act of 2009 (ARRA). The City of Houston and the recommend contractors will adhere to and comply with special reporting requirements associated with ARRA grant expenditures as required by the granting agency and/or Office of Management and Budget.

H-GAC Contractors:**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

Date: 3/30/2010	Subject: Purchase of Cabs & Chassis and Refuse Bodies Through the Texas Local Government Purchasing Cooperative and the Houston-Galveston Area Council for the Solid Waste Management Department S34-N23628-B&H	Originator's Initials LB	Page 2 of 2
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Houston Freightliner/Sterling: Approve the purchase of three 66,000-lb Gross Vehicle Weight Rating (GVWR), conventional cab, diesel-powered, cabs & chassis; seven 35,000-lb GVWR, conventional cab, diesel-powered, cabs & chassis with 30-ft, 57-cubic yard trash trailers; and four 66,000-lb GVWR, conventional cab, diesel-powered, cabs & chassis in the amount of \$1,605,258.00.

East Texas Mack Sales, LLC, d/b/a B & C Body Company: Approve the purchase of four 60,000-lb loaded-weight capacity tilt bodies with roll off hoist mechanisms in the amount of \$154,328.00.

BuyBoard Contractors:

Chatang Bayou City Ford: Approve the purchase of seven 62,000-lb GVWR conventional cab, diesel-powered, cabs & chassis in the amount of \$990,333.00.

Rush Truck Centers of Texas, L.P.: Approve the purchase of eight 62,000-lb GVWR conventional cab, diesel-powered, cabs & chassis in the amount of \$1,365,264.00.

McNeilus Truck & Manufacturing: Approve the purchase of three 25-cubic yard automatic rear-loader refuse collection bodies and fifteen 31-cubic yard side-loader refuse bodies in the amount of \$1,739,096.01.

The cabs & chassis will meet the current EPA's emission standards for vehicles with diesel engines. They will come with full warranties of three years/300,000 miles on the cabs & chassis, three years/150,000 miles on the engine, and two years on the transmission. The side and rear loader bodies will come with full warranties of one year on the complete unit and five years on the major structural components. The trailers will come with a full one year warranty. The life expectancy of these refuse trucks is seven years or 100,000 miles and ten years for the trailers. For vehicle usage and replacement details, see the attached Equipment Usage Summary. The vehicles that will be replaced have reached their life expectancy and will be sent to auction for disposition.

Buyer: Larry Benka

Attachment: Equipment Usage Summary


EQUIPMENT USAGE SUMMARY
RCA 8703
CABS & CHASSIS AND REFUSE BODIES
FOR THE
SOLID WASTE MANAGEMENT DEPARTMENT
S34-N23628-B&H

Requisition No.	Qty	Description	Department/Division Fleet Usage	Equipment Usage		
10099605	3	Cabs & Chassis, 66,000-lb GVWR with 25-Cubic Yard Rear-Loader Bodies	<p>Solid Waste Management/Support Services</p> <p>These cabs & chassis with mounted rear-loader bodies will be used citywide by Department personnel to compact and transport heavy loads of residential waste material.</p>	<u>Shop No.</u>	<u>Age(yrs.)</u>	<u>Mileage</u>
				26785	13	96,930
				27634	13	126,669
				28088	11	79,066
10099638	7	Cabs & Chassis, 35,000-lb GVWR with 30-ft, 57 Cubic Yard Trailers	<p>Solid Waste Management/Support Services</p> <p>These cabs & chassis with trailers will be used citywide by Department personnel to transport waste collected in heavy trash operations.</p>	<u>Shop No.</u>	<u>Age(yrs.)</u>	<u>Mileage</u>
				23800	15	169,198
				23802	15	153,250
				23803	15	143,254
				23809	15	173,573
				25144	15	147,696
				25152	15	166,888
				29281	12	99,866
10100795	4	Cabs & Chassis, 66,000-lb GVWR with Roll-Off Tilt Bodies and Winches	<p>Solid Waste Management/Support Services</p> <p>These cabs & chassis with roll-off tilt bodies and winches will be used citywide by Department personnel to load and transport 30 to 40 cubic yard containers from neighborhood depository sites (NDS), recycling and other drop-off facilities.</p>	<p>These units are additions to the Department's fleet inventory. These units will be used to expand the department's NDS and recycling operations at the expanded 5100 Sunbeam location and the new 9003 N Main location. There are currently nine frontline units and five reserve units of this type in the fleet with an average age of seven years.</p>		
10099659	4	Cabs & Chassis, 62,000-lb GVWR with Side-Loader Bodies	<p>Solid Waste Management/Support Services</p> <p>These cabs & chassis with mounted side-loader bodies will be used citywide by Department personnel to haul compacted loads of residential waste.</p>	<p>These units are additions to the Department's fleet inventory. There are currently 95 frontline units and 22 reserves in the Department's fleet inventory. These units are needed to replace units that are being transferred to the single stream recycling program in order to ensure that adequate trucks are available.</p>		

EQUIPMENT USAGE SUMMARY
RCA 8703
CABS & CHASSIS AND REFUSE BODIES
FOR THE
SOLID WASTE MANAGEMENT DEPARTMENT
S34-N23628-B&H

Requisition No.	Qty	Description	Department/Division Fleet Usage	Equipment Usage		
				Shop No.	Age(yrs.)	Mileage
10099674	3	Cabs & Chassis, 62,000-lb GVWR with Side-Loader Bodies	Solid Waste Management/Support Services These cabs & chassis with mounted side-loader bodies will be used citywide by Department personnel to haul compacted loads of residential recycling material.	31544	9	85,731
				31646	9	74,399
				32624	8	76,661
10100232	8	Cabs & Chassis, 62,000-lb GVWR, with Side-Loader Bodies	Solid Waste Management/Support Services These cabs & chassis with mounted side-loader bodies will be used citywide by Department personnel to haul compacted loads of residential waste material.	These units are additions to the Department's fleet inventory. There are currently 95 frontline units and 22 reserves in the Department's fleet inventory. These units are needed to replace units that are being transferred to the single stream recycling program in order to ensure that adequate trucks are available.		

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of a resolution designating two Landmarks in accordance with Chapter 33, Code of Ordinances	Category #	Page 1 of 1	Agenda Item # 12
FROM (Department or other point of origin): Planning and Development	Origination Date February 19, 2010		Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE: 	Council District affected: D, G		
For additional information contact: Courtney Spillane Phone: (713) 837-7894	Date and identification of prior authorizing Council action:		

RECOMMENDATION: (Summary)

Approval of a resolution designating two Landmarks

Amount and Source of Funding: N/A

Finance Budget:

SPECIFIC EXPLANATION:

A property owner may initiate an application for the designation of a Landmark. These applications for Landmark designation were initiated by the owners.

Public hearings were held by the Houston Archaeological and Historical Commission and the Houston Planning Commission and there were no objections to the designations. Both commissions determined that the applications satisfied applicable criteria of the ordinance and unanimously recommended approval of the Landmark designations.

Photos of the proposed landmarks can be found by going to the following on the Planning Department's website:
http://www.houstontx.gov/planning/historic_pres/pending.htm.

	LANDMARK NAME/ADDRESS:	INITIATED BY:	COUNCIL DISTRICT:	HAHC HEARING:	PLANNING COMMISSION HEARING:
1	Shaw House 2912 Helena Street	Owner	D	January 14, 2010	January 21, 2010
2	William Fairchild House 2911 Ella Lee Lane	Owner	G	January 14, 2010	January 21, 2010

MG: rp

Attachments: Applications and Staff Reports

xc: Minnette Boesel, Mayor's Assistant for Cultural Affairs
Arturo G. Michel, City Attorney
Deborah McAbee, Land Use Division, Legal Department
C.A. McClelland, Acting Chief, Police Department
Rick Flanagan, Acting Chief, Fire Department

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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LANDMARK DESIGNATION REPORT

LANDMARK NAME: William Fairchild House

OWNERS: Andrew and Stacy White

APPLICANTS: Same

LOCATION: 2911 Ella Lee Lane – River Oaks

30-DAY HEARING NOTICE: N/A

AGENDA ITEM: V.b

HPO FILE NO: 09L224

DATE ACCEPTED: Nov-25-09

HAHC HEARING: Jan-14-09

PC HEARING: Jan-21-09

SITE INFORMATION

Tracts 3 and 4A, Block B, Avalon Place Section 1, City of Houston, Harris County, Texas. The site includes a two-story, wood-frame, single-family residence and non-historic detached carriage house.

TYPE OF APPROVAL REQUESTED: Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

The William Fairchild House at 2911 Ella Lee Lane was built in 1936 and designed by architect Cameron Fairchild, William's brother. Fairchild designed the house in the eclectic style, incorporating Colonial Revival details.

Born in Waco, Cameron Fairchild began his architectural practice in Houston in 1925. Over the course of a long career, he became noted for his eclectic single-family houses in Houston neighborhoods such as Shadow Lawn, Boulevard Oaks, Braeswood, Riverside Terrace, and particularly River Oaks. Fairchild also designed or remodeled numerous public buildings in Houston, such as the Jesse H. Jones Library Building at the Texas Medical Center; the 14-story downtown First Savings Building; South Texas College of Law; and Trinity Church on Main Street. Fairchild was also very active in Galveston, where he designed many homes for the city's elite, and public buildings such as the seven-building student housing complex at UTMB. Beyond Houston and Galveston, Fairchild designed the Cody Memorial Library and the Lois Perkins Chapel on the campus of Southwestern University in Georgetown, Texas, and the Taylor Public Library in Taylor, Texas.

The William Fairchild House meets Criteria 1, 4, and 6 for Landmark designation.

HISTORY AND SIGNIFICANCE

The design of the house at 2911 Ella Lee Lane is attributed to Houston architect Cameron Fairchild. Although original plans have yet to be uncovered, three factors point to Cameron Fairchild as the architect. First, the home was designed for Cameron's brother, William Seley Fairchild.¹ In 1910, the Fairchild household in Waco, Texas, included parents, DD and Tyler B. Fairchild residing with children, Ralph B., age 19, Will S., age 13, and Cameron D., age 7. Second, word-of-mouth has passed down knowledge of Cameron Fairchild as the architect through a succession of owners. Finally, a smaller version of the house at 2911 Ella Lee Lane is located at 2529 Stanmore Drive. The house at 2529

¹ U. S. Federal Census, 1910

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Stanmore Drive is situated on a greenway court lined with houses, all designed by Cameron Fairchild in 1936.² The Stanmore Drive home exhibits a similar side-facing entrance, L-shaped floor plan, symmetrically balanced windows with double-hung sashes and 6/6 glass lites, accentuated front door, and brick chimney located on the front eave wall. It has therefore likely that Cameron Fairchild designed the house at 2911 Ella Lee Lane.

William Fairchild was born on January 12, 1897, and was five-and-a-half years older than his brother, Cameron. William was married to the former Mae Belle Allen. In September 1935, William Fairchild is listed in the Texas General Contractor's Monthly Bulletin as hiring J.E. Braunagel to build the house at 2911 Ella Lee for \$8500. Upon moving into the home in 1936, the City Directory listed Fairchild's profession as "Oil Leases" in the Second National Bank Building. Throughout his career, and until the 1960s, the City Directory listed his profession as "Independent Oil Operator." William Fairchild later retired to Comal, Texas, where he died on January 30, 1973.

William and Mae Belle Fairchild resided in the Ella Lee home for approximately six years. Subsequent owners included, Leslie Coleman (1942, Trust Officer, National Bank of Houston); Earl English (1945, engineer); Ralph K. Alexander (1955, Regional Manager Ceco Steel); Charles H. Herder (1986); Scott and Laurie Dorfman (1996); John and Linna Mooring (2003) and currently Stacy and Andrew White since 2006.

Cameron Fairchild

According to research by Stephen Fox, Architectural Historian and Professor at Rice University, Cameron Fairchild is best known for his eclectic suburban houses. Fairchild made his reputation in the 1920s as an architect of single-family houses. He designed suburban "country houses" in the Houston neighborhoods of Shadow Lawn (City of Houston Historic District), Edgemont, Braeswood, and Riverside Terrace. In Shadow Lawn, Fairchild designed the neo-Georgian style house at 4 Shadow Lawn Circle in 1927-28 for stockbroker Joseph C. Brown and his wife Elva Trueheart.

Fairchild was especially identified with River Oaks, where he designed the Clarence O. Lamberth-James Abercrombie House at 2221 River Oaks Boulevard (City of Houston Protected Landmark) in 1928, one of the first houses built on River Oaks Boulevard. Fairchild designed five houses that the River Oaks Corporation built around the first of the River Oaks Courts to be developed on Stanmore Drive in 1936. In addition to 2221 River Oaks Boulevard, Fairchild designed 2112 Brentwood (1934, City of Houston Landmark); 3244 Ella Lee Lane; 3320 Chevy Chase Drive; and the 17-story River Oaks Apartments (1965).³

During his long career, Fairchild designed many public buildings in Houston, including the Jesse H. Jones Library Building at the Texas Medical Center (1954); the 14-story downtown First Savings Building (1964; demolished 2002); and the remodeling of South Texas College of Law.⁴ He was also responsible for numerous alterations and additions to Trinity Church on Main Street, where he was a parishioner, vestry member, and senior warden.

² Papademetriou, 1999.

³ Riddle, n.d.

⁴ as referenced on the website of Spencer Engineers, Inc

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Fairchild also designed many buildings in Galveston. In 1928, Fairchild was commissioned by Mrs. Joseph C. Brown's sister, Sally Williams, to design a new house for her in Galveston. This led to a series of Galveston commissions from relatives and friends of Mrs. Brown and Mrs. Williams. Fairchild designed houses for Mrs. Brown's and Mrs. Williams' nephew, John Adriance II; Mrs. Williams' son-in-law and daughter, Mr. and Mrs. John W. McCullough; and for Mrs. McCullough's cousin, W. Kendall Menard. These projects in turn led to commissions in the upscale Galveston neighborhoods of Cedar Lawn, Caduceus Place, and Denver Court and on the prestigious Broadway Boulevard. During the 1930s, Fairchild designed Galveston houses for George Sealy, Jr. (1930; demolished); Edward C. Michaelis (1931); Dr. and Mrs. A. O. Singleton (1931); J. Marvin Moreland (1937); Benjamin C. Levy (1938); Louis Pauls (1938); and Ballinger Mills, Jr. (1939). He remodeled and added to the Brantly Harris House (1939) and designed the modernistic style Windsor Court Apartments for Mrs. Hans Guldman (1938). Fairchild also designed the seven-building, student housing complex at the University of Texas Medical Branch (1955) in Galveston.

Outside of the Houston-Galveston area, Fairchild was responsible for the design and supervised the construction of buildings on the campus of Southwestern University in Georgetown, Texas, including the Cody Memorial Library (1939) and the Lois Perkins Chapel (1948).⁵ Perhaps one of the commissions most endeared to Fairchild was the Taylor Public Library (1959) in Taylor, Texas. According to the Taylor Public Library website, Fairchild was chosen to design the library "because of his high standing in the profession of architecture and because Taylor had been the childhood home of both Mr. Fairchild and of his wife, the former Helen Tarkington."

Fairchild was born in Waco, Texas on August 20, 1902. He was educated at Southwestern University in Georgetown and the University of Texas, from which he graduated in 1924. From 1924 to 1925, he worked for the Austin architect George L. Walling. In 1925, Fairchild began independent practice in Houston. He took a brief leave from architecture to serve in the armed forces during World War II.⁶ Fairchild served two terms as president of the Houston Chapter of the American Institute of Architects. He maintained his practice for over 50 years before retiring to Pine Bluff, Arkansas, where he died in June 1985.

River Oaks

When Will C. Hogg, Mike Hogg, and Hugh Potter began the development of River Oaks in 1923, they intended to make it into a demonstration of the highest standards of modern community planning, a role model for the rest of Houston to follow. Will Hogg's ambitiousness and Hugh Potter's skillful management of River Oaks during its first thirty years made the community known nation-wide as a symbol of Houston. Encouraging home-owners to retain the most talented architects in Houston (as well as several architects of national reputation) to design new houses, they succeeded in creating a large, professionally-administered residential community that demonstrated the potential for beauty in a raw and often raucous city. During the 1920s and 1930s, River Oaks was frequently published in national news, real estate, and design media, highlighting its planning standards, its residential architecture, and its landscape design. Since the 1970s, River Oaks has also been the focus of scholarly analysis in

⁵ Southwestern University, 2009.

⁶ Southwestern University, 2009.

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recognition of its significant contributions to the history of Houston and twentieth-century American elite suburban community development.

The creation of this type of subdivision was unique for Houston in many respects. The subdivision was laid out at, what was then, the far western edge of Houston. Prior to 1923, the majority of Houston's residential developments had occurred in a tight girdle around the downtown business district. As the sheer size of Houston increased, the demand for more neighborhoods grew along with it. Beginning in the early 20th century, the development followed a generally westerly and southwesterly expansion. The newer, more fashionable neighborhoods, such as Westmoreland (1902), Avondale (1907), Montrose (1911), Audubon Place (1906), Cherryhurst (1908), Binz and Southmore (1914), and Courtland Place (1906), developed along the Main Street corridor and to the southwest of downtown. River Oaks, however, was situated at the western city limits far away from other developments.

In addition, the developers broke with convention by laying out an organic pattern of roadways which lent a sense of spaciousness to the neighborhood, which was very different from the traditional Houston neighborhoods that followed a more rigid approach to development. These traditional neighborhoods used street grids which carved the land into predictable square or rectangular blocks. According to the *Handbook of Texas*:

“River Oaks is by Buffalo Bayou and Memorial Park in west central Houston. The residential garden suburb, which comprises 1,100 acres, was developed in the 1920s by Michael Hogg and attorney Hugh Potter, who in 1923 obtained an option to purchase 200 acres surrounding the River Oaks Country Club. In 1924 Hogg organized Country Club Estates to promote the development. The two developers retained Kansas City landscape architects Hare and Hare to provide a master plan that would protect the environmental integrity and natural beauty of the area. They also hired J. C. Nichols, who built one of the first major shopping centers in the United States, to serve as a design consultant. The master plan included homesites, a fifteen-acre campus for River Oaks Elementary School, two shopping centers, and esplanades planted with flowers. It called for underground utility lines, eliminated alleys, allowed only three intersecting streets, provided rigid building codes, and eventually banned all commercial traffic. Deed restrictions and centralized community control assured exclusivity; approval of house designs by a panel of architects and citizens and a purchase price of at least \$7,000 were required. A "gentleman's agreement" excluded blacks, Jews, and other minorities. The first home in the area, built by Will and Sue Clayton, is now listed in the National Register of Historic Places. Among the other notable houses is Ima Hogg's family home Bayou Bend [City of Houston Landmark], designed by John F. Staub and Birdsall P. Briscoe. In the late 1920s the development lost money, but by the late 1930s developers had invested \$3 million in the project, and the community had begun to influence development patterns downtown. In the 1990s River Oaks was at the geographic center of Houston. The community operated independently for three years, after which it was annexed by the city of Houston.”

The creation and implementation of the River Oaks plan went far beyond the layout of the neighborhood itself. The developers also needed to devise a clever way of drawing prospective buyers away from the more traditional neighborhoods located closer to the downtown business district. This was achieved in two ways. The first was to insure that proper roads connected River Oaks with downtown Houston. The second was to bring the amenities to the residents.

Beginning in 1925, work began in earnest on Buffalo Bayou Drive, which would later become Allen Parkway. Buffalo Bayou Drive was designed by the Kansas City architectural landscape firm of Hare and Hare. The thoroughfare, atypical for its time, was built to provide a reliable route by which River

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Oaks residents could get to their jobs in downtown Houston while simultaneously providing a pleasant driving experience. The street was designed to follow the meanders of nearby Buffalo Bayou and originated at the north entry to the River Oaks neighborhood. The entry was marked by grand entry gates designed by Houston architect John F. Staub in 1926.

The plan for the scenic drive began more than a decade before its implementation with the Arthur Comey Plan for Houston in 1912. The Comey Plan was a progressive and ambitious plan to guide the future of Houston's development, with quality of life issues as a major component. Parts of the Comey plan called for the creation of scenic drives, considerable park space, and linear parks along the city's bayous. Ultimately, only a small proportion of the components of Comey's plan came to fruition. Among these realized elements were the layout of South Main at Hermann Park with its prominent traffic circles, and Allen Parkway Drive with its adjacent linear park space situated between the drive and Buffalo Bayou.

ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY

The William Fairchild House at 2911 Ella Lee Lane was designed in 1936 by Cameron Fairchild. Its most prominent Colonial Revival details include symmetrically balanced windows with double-hung sashes and an accentuated front door. The house is of wood frame construction with brick veneer and cementitious siding, a recent alteration.

The house features a cross-gabled, normally sloped roof with slight eave overhang with boxed eaves. The cornice is emphasized with dentils. The front elevation is asymmetrical resulting from a cross-gable that projects outward, creating a T-shaped ground plan. The front entrance is located on the east elevation of the forward projecting cross-gable. The front door is glass paneled and is flanked by pilasters. The front door is capped by an entablature adorned with dentils in frieze. The entablature is supported by single-story, square pilasters. There are gabled dormers above and opposite the front entrance. The front elevation features rectangular, double hung, wood sash windows with 6/6 glass lights. The windows are flanked by hinged shutters and are accentuated by a short entablature displaying dentils in frieze. A brick chimney is prominently featured on the front eave wall.

In 2006, the current owners undertook a major restoration and expansion of the home. The work included replacing the windows, siding, and insulation, and updating the plumbing, ductwork, HVAC, and wiring. The carriage house at the rear of the property was replaced with an appropriate reproduction. A master bedroom suite, sitting room and bathroom were added to the rear of the house. A sympathetic addition was installed on the east elevation which comprises a family/TV room, laundry room, and outdoor kitchen area. This addition is set back from the façade and is marginally visible from the public right-of-way. The façade of the home did not change during the restoration.

The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by Courtney Spillane, Planning and Development Department, City of Houston.

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APPROVAL CRITERIA FOR LANDMARK DESIGNATION

Sec. 33-224. Criteria for designation of a Landmark.

(a) The HAHC and the commission, in making recommendations with respect to designation, and the city council, in making a designation, shall consider one or more of the following criteria, as appropriate for the type of designation:

S	NA	S - satisfies	D - does not satisfy	NA - not applicable
<input checked="" type="checkbox"/>	<input type="checkbox"/>			
	<input type="checkbox"/>			
	<input checked="" type="checkbox"/>			
	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input checked="" type="checkbox"/>			

(1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;

(2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;

(3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;

(4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;

(5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;

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- ☒ ☐ (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- ☐ ☒ (7) Whether specific evidence exists that unique archaeological resources are present;
- ☐ ☒ (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.

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EXHIBIT A

William Fairchild House
2911 Ella Lee Lane – River Oaks



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LANDMARK DESIGNATION REPORT

LANDMARK NAME: Shaw House
OWNERS: Perry and Rebecca Nolen
APPLICANTS: Same
LOCATION: 2912 Helena Street
30-DAY HEARING NOTICE: N/A

AGENDA ITEM: V.a
HPO FILE NO: 09L225
DATE ACCEPTED: Aug-4-09
HAHC HEARING: Jan-14-09
PC HEARING: Jan-21-09

SITE INFORMATION

Lot 3, Block 4, Fairgrounds Addition Section 3, City of Houston, Harris County, Texas. The building on the site is a single story, wood-frame, single-family residence.

TYPE OF APPROVAL REQUESTED: Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

The Shaw House is one of the best remaining examples of the original architectural development of the Fairgrounds Addition neighborhood, and represents an important chapter in the story of how housing developed in Houston. The Fairgrounds Addition was named for the short-lived state fair grounds in Houston, which covered 93 acres southwest of downtown in the 1870s. In the late 1880s, single family houses were the prevalent type of dwelling in Houston, and the area was platted and sold as lots for single-family frame dwellings, mostly of Victorian design. By the 1920s, many of these original houses had been demolished to make room for Houston's first apartment buildings.

The Queen Anne-style house at 2912 Helena was built by Abraham Shaw for his family circa 1905. Descendants of the family were to retain ownership of the house until the 1980s. Now largely surrounded by vacant land and new construction, the Shaw House is a rare survivor of the neighborhood's earliest period of development. The Shaw House meets Criteria 1, 4, and 5 for Landmark designation.

HISTORY AND SIGNIFICANCE

The Shaw Family

The original owners of the Shaw House were a modest, working-class family. Abraham L. Shaw was born in November 1865 in Michigan. Over his lifetime he held a variety of occupations including traveling salesman,¹ bookkeeper at a shoe company,² oil company employee,³ and real estate agent.⁴ His wife, Effie Virginia Shaw was born Effie Smith in St. Louis, Missouri, on March 8, 1873. She worked as a housewife for most of her life.⁵ She died in Houston at Brannon's Nursing Home (2405 Riverside) on August 27, 1962, of "terminal pneumonia," a complication of chronic hepatitis. She was

¹ 1900 U. S. Federal Census; 1905-1906 Houston City Directory

² 1910 U. S. Federal Census

³ 1920 U. S. Federal Census

⁴ 1930 U. S. Federal Census

⁵ U. S. Federal Census: 1900; 1910; 1920; 1930

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buried on August 29, 1962, at South Park Cemetery, Houston. Abraham and Effie moved to Houston between 1899 and 1900 and resided in downtown Houston on Louisiana Street for a few years.⁶ Abraham and Effie had two daughters, Rachel Gladys and Fannie Marie. Rachel Gladys was born in September 1899 in Missouri and Fannie Marie was born in approximately 1908 in Texas.⁷ The Shaw family moved into the house at 2912 Helena Street in 1905. Abraham built the house next door, 2912-A Helena Street, in 1920 and gave it to Marie as a wedding gift. Marie Shaw Crider lived in the house at 2912-A Helena Street until her death in 1999. The Shaw family owned the house at 2912 Helena Street until 1984.

*Fairgrounds Addition*⁸

Fairgrounds Addition was platted in 1889 and was Houston's earliest suburban neighborhood. It was located in a part of Houston called the South End, because it was situated just south of Downtown. At the time of its development, the area was prairie where cattle roamed and farms flourished. In 1873, a street car line laid its track to the entrance of the grounds at McGowen and Travis. From the early to mid-1870s, this area of Houston was the location of the important, but short-lived, 93-acre Fair Grounds, which is where the old state fairgrounds was relocated, in 1872, from its original site at the Macatee Wagon Yard near the Southern Pacific Depot, located at the present day Sesquicentennial Park in downtown Houston. Although the Fair Grounds went bankrupt in the mid-1870s, it was not until the late 1880s that the Fair Grounds Addition was created, platted, and sold by the Galveston and Houston Investment Company as lots for single-family frame dwellings, mostly of Victorian design.

Bettie Bryan is referred to as the "mother" of the Fairgrounds Addition. Bryan was the founder of the L. Bryan & Company real estate company. The growth and prosperity of Houston was due largely to its pioneer real estate companies and one such company was L. Bryan & Company. In addition to the Fairgrounds Addition, Bryan was responsible for many other additions to Houston, which were developed largely by her efforts. L. Bryan & Company's activity extended to the development of the agricultural lands to Houston and in other parts of Texas. The firm was composed of Bettie Bryan, her son Louis Bryan, and F. P. Eastburn, all of whom were well known in business, social, financial and fraternal circles of the city. Bettie and Louis Bryan were members of an old pioneer family of the same name, which is inseparably connected with the early history of Texas.⁹

The Fairground Third Addition, the location of the Shaw House, was subdivided by Stella G. Carr and husband J.O. Carr on November 24, 1900. It is 4.71 acres of land out of Lot 28 and 31 of the Obedience Smith Survey.¹⁰ Stella was an "active member" of the Houston Philharmonic.

Until the end of the 19th century, Houstonians lived primarily in large, single-family houses on sizeable lots. Land was so plentiful and inexpensive in Houston that dwellings with common walls, which were common in other cities, did not occur here until after the turn of the century. At the turn of the century, Houston was growing at an unprecedented rate. The devastation of Galveston by the hurricane of 1900, and the discovery of oil at Spindletop near Beaumont, four months later, ensured Houston's future as a

⁶ 1900 U. S. Federal Census

⁷ Owner research

⁸ Avondale Association

⁹ Pen and Sunlight Sketches of Greater Houston

¹⁰ Fair Grounds, 3rd Addition Plat #30983. Recorded 11-28-1900.

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major trading and business center. Because of the escalating prices of urban real estate, Houston builders began to construct higher density housing. It is believed that in 1899 Houston's first apartment building was completed, and by 1910 the city had nineteen such buildings.

By the 1920s, this new higher density housing was introduced into the South End. These low-rise "second generation" brick apartments began to replace many of the "first generation" wood-frame, single-family houses built earlier in the South End. This type of multi-family dwelling, or apartment building, also was constructed to a lesser degree on undeveloped lots and as "in-fill" in the adjacent neighborhoods of Montrose and Westmoreland.

ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY

The Shaw House was constructed in 1905 by the original owner, Abraham L. Shaw. The house is a one-story, asymmetrical, wood frame home which retains a high level of architectural integrity. The wood frame house rests on a pier and beam foundation and is clad with shiplap siding. The house was designed in the Queen Anne cottage style and features a partial-width porch. The porch supports are full height, classical columns and the railing is composed of simple wood. The house retains the original seven foot, double hung wood sash windows with 2/2 glass lites. The windows are flanked by louvered-style shutters. The house features a steeply pitched, combination hipped and gable roof with a prominent forward facing intersecting gable. The intersecting gable features a cut glass insert and is enclosed by a pent roof. The entire roof is clad with plain shingles. The front gable features brackets and retains some of the original cedar shingles on its facade. The roof structure was once punctuated by two slope chimneys which have been lost over time. The front entrance features a paneled, solid wood door, inset with cut glass, and topped with a glass transom.

The house was restored over many years. The previous owners removed the rotted cedar shingles which covered the entire house and replaced it with shiplap siding. They retained the original clapboard when they added the front porch. The front porch was recreated using old photos as reference. The siding and front porch were repaired and restored in 2009 by the current owners.

The Queen Anne style was the dominant style of housing in the United States from 1880 through 1900. The style was spread throughout the country by pattern books and the first architectural magazine, *The American Architect and Building News*. The style was most popular in the southern and western parts of the country, with California and the South having the most elaborate examples. The Queen Anne had an asymmetrical floor plan; steeply pitched roof of irregular shape, usually with a dominant front-facing gable; textured shingles, siding, or other device to avoid a smooth-walled appearance; and a partial or full-width porch, usually one story high. The Queen Anne cottage is a one-story house that has restrained Queen Anne massing and details.¹¹

The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by Courtney Spillane, Planning and Development Department, City of Houston.

¹¹ McAlester, 1994.

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Archaeological & Historical Commission

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U. S. Federal Census, 1930.

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S	NA		S - satisfies	D - does not satisfy	NA - not applicable
<input checked="" type="checkbox"/>	<input type="checkbox"/>	(1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;			
<input type="checkbox"/>	<input checked="" type="checkbox"/>	(2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;			
<input type="checkbox"/>	<input checked="" type="checkbox"/>	(3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	(4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	(5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;			

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

- ☐ ☒ (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- ☐ ☒ (7) Whether specific evidence exists that unique archaeological resources are present;
- ☐ ☒ (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT A
Shaw House
2912 Helena Street

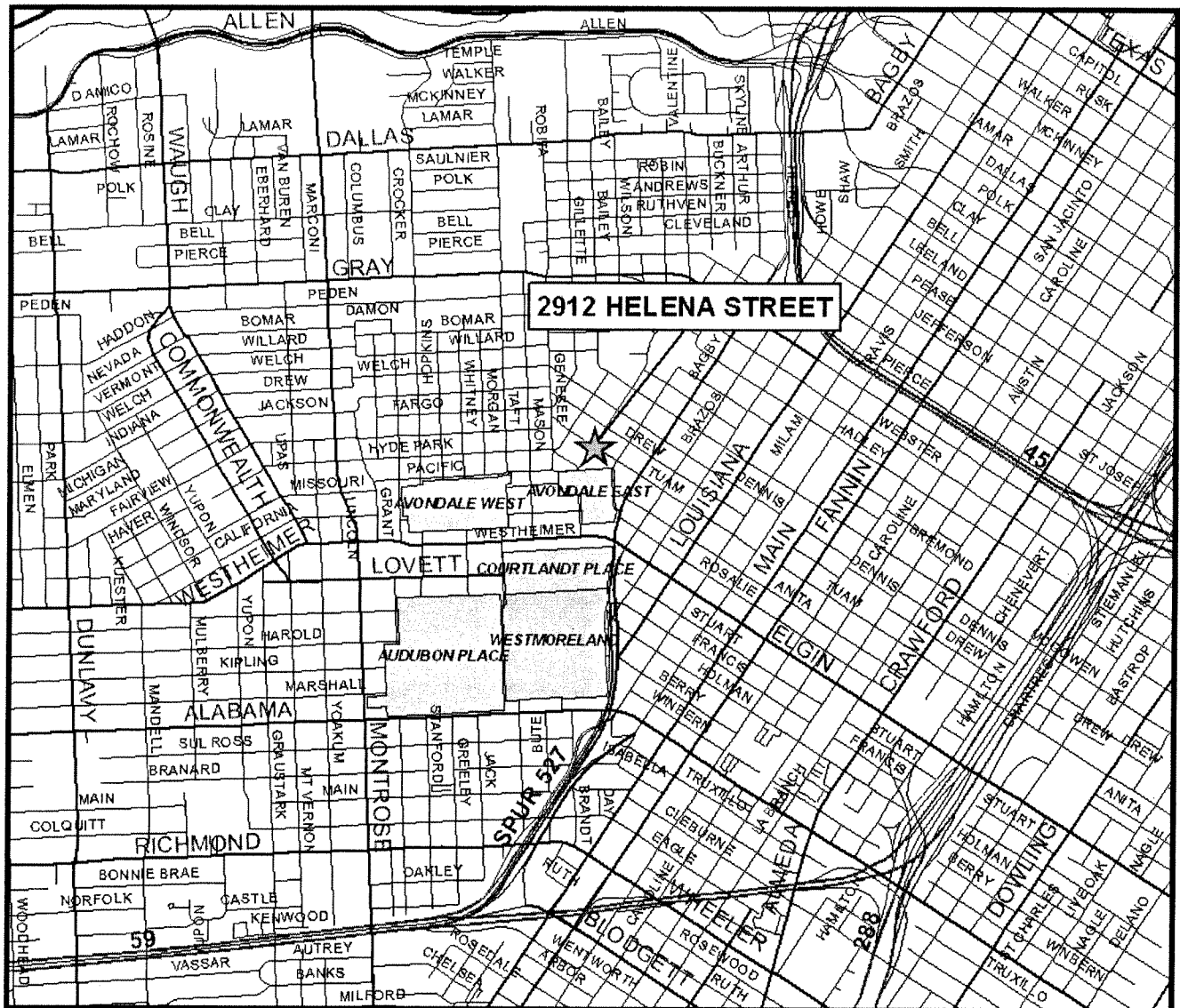


CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT B
SITE LOCATION MAP
Shaw House
2912 Helena Street
NOT TO SCALE



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

SUBJECT: AN ORDINANCE AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO THE TRANSFER OF PARKING MANAGEMENT DUTIES FROM THE GENERAL SERVICES DEPARTMENT TO THE DEPARTMENT OF ADMINISTRATION AND REGULATORY AFFAIRS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

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

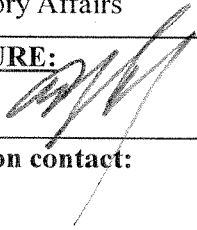
13

FROM: (Department or other point of origin):Alfred J. Moran, Jr., Director
Administration & Regulatory Affairs**Origination Date**

April 1, 2010

Agenda Date

APR 21 2010

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

ALL

For additional information contact:

Alfred J. Moran, Jr.

Phone: (713) 837-9660**Date and identification of prior authorizing Council Action:****RECOMMENDATION: (Summary)**

Approve an ordinance to accomplish the transfer of organizational authority of Parking Management to Administration & Regulatory Affairs.

Amount of Funding: N/A**FIN Budget:**

N/A

SPECIFIC EXPLANATION:

The Director of the Administration & Regulatory Affairs (ARA) Department requests City Council approval of an ordinance that would amend the Houston Code of Ordinances to transfer the duties of Parking Management from the General Services Department (GSD) to ARA.

The Administration believes that Parking Management's mission most consistently aligns with that of ARA, and that the organizational realignment will facilitate the efficient regulation and business operations of parking processes within the City of Houston. ARA is responsible for the regulation of a variety of activities including: commercial permitting; utilities; vehicles-for-hire; and franchise administration.

The ordinance will transfer the ultimate responsibility for the regulation of on-street parking in residential and commercial areas pursuant to Chapter 26 of the Code of Ordinances, management of several off-street parking lots, and the regulation of newsracks pursuant to Chapter 40 of the Code of Ordinances.

ARA will assume the responsibility for all administrative services for Parking Management to include: policy/strategy, accounting, budgeting, payroll, human resources, and procurement. Transfer of budget authority for Parking Management to ARA will be included in the FY2011 Budget ordinance.

REQUIRED AUTHORIZATION

Chapter 1 GENERAL PROVISIONS

* * *

Sec. 1-2 Rules of construction and definitions.

(a) In the construction of this Code, and of all ordinances, the following rules shall be observed and the following definitions shall apply, unless the context clearly indicates otherwise:

* * *

Parking official means the director of the ~~general services department of~~ administration and regulatory affairs or such other person as the said director may designate to act as the parking management official of the city and the said official's designee.

* * *

Chapter 2 ADMINISTRATION

* * *

ARTICLE XIII. GENERAL SERVICES DEPARTMENT

* * *

Sec. 2-434. Functions.

The department shall:

- (1) Be responsible for construction and remodeling of city buildings, including management and provision of in-house and contract services for design of projects, construction bidding, construction contract management, construction-related testing services and construction-related environmental services;
- (2) Perform facilities management services including review of requirements for space in city buildings, negotiations of city building space leases, whether the city is the lessor or the lessee, assignment of space in city buildings, development of office size and furnishing standards, management of furnishings installations and office moves and related services whether performed directly by the department or by contractors;
- (3) Acquire real property and dispose of surplus real property in coordination with the department of public works and engineering;
- (4) Manage and oversee energy programs for city buildings;

- (5) Manage the purchasing of natural gas, electricity, heated and chilled water and related utilities for use by the city;
- (6) Provide on-site building maintenance and operations services for buildings assigned to the department for that purpose, including janitorial, cleaning, building systems maintenance, minor repairs, carpentry and construction work and security operation and maintenance;
- ~~(7) Direct, control, and manage all on-street parking in residential and commercial areas, as more particularly described in chapter 26 of this Code;~~
- ~~——(8)——~~ Manage and oversee the procurement, delivery, and distribution of fuel; and
- (9-8) Render assistance to other city departments upon request for buildings that may not be under the direct management of the department on issues relating to building management.

The foregoing duties and functions shall not extend to aviation department properties, unless so requested by the aviation department.

* * *

Sec. 2-437. Transfer of duties.

To the extent that any other reference in this Code or in any other ordinance of the city or any reference in any city contract or other document devolves duties upon the ~~convention and entertainment facilities department~~, the finance and administration department or the public works and engineering department or the directors or employees of those departments that have been reassigned to the general services department or director thereof, then the reference shall be construed to mean the general services department or the director and employees thereof, as applicable.

* * *

{This provisions of this Section are being moved to Article XVI.}

~~Sec. 2-438. Management of municipal courts parking lot.~~

~~——The department shall have and exercise management of the municipal courts parking lot, being that parking lot bounded by Lubbock, Reisner, West Capitol, and Houston Avenue. The department shall collect and account for the revenues therefrom.~~

~~——Users of the municipal courts parking lot shall be liable for payment of the following fees, per vehicle:~~

- ~~——(1)——~~ *Monday through Saturday, from 6:30 a.m. to 10:30 p.m., or any fraction thereof: \$3.00, which includes any applicable sales tax, for the first hour or any fraction thereof, and \$1.00, which includes any applicable sales tax, for each additional hour or fraction thereof with a maximum fee of \$10.00, which*

~~includes any applicable sales tax; the maximum fee shall also be imposed for users who lose their time-in ticket.~~

- ~~(2) Special events parking for all day Saturday, Sunday or designated city holiday, or any fraction thereof: \$2.50, which includes any applicable sales tax, per day.~~
- ~~(3) Municipal courts employees working evening or night time shifts: \$0.50, which includes any applicable sales tax, per work shift.~~

* * *

ARTICLE XVI. DEPARTMENT OF ADMINISTRATION AND REGULATORY AFFAIRS

* * *

Secs. 2-504. Duties.

The department of administration and regulatory affairs and such employees of the department section as are assigned to it shall be charged with the following duties:

- (1) Oversight and administration of the city's central payroll function.
- (2) Oversight and administration of the city's records management.
- (3) Administration of ordinances related to regulatory services, including utilities, vehicles for hire, certain permits for alcohol-related businesses, franchise fees, and other licenses and permits.
- (4) Development, implementation, and management of citywide policies and procedures for the strategic purchasing of goods and services.
- (5) Performance of the central administrative, budgeting, and personnel duties of the office of city council.
- (6) Oversight and administration of the city's strategic alliance management functions.
- (7) Supervision and administration of the city's requirements for insurance by establishing a risk management program, and supervision and administration of fidelity bonds and notary public commissions.
- (8) Supervision of the establishment and implementation of a system of administrative procedures to improve city operations.

- (9) Supervision and administration of the duties and responsibilities of the city as provided by this Code or other ordinance, the City Charter and state law in relation to its regulation of public utilities.
- (10) In the event of an application by a utility for a change in rates, development of a recommendation and sponsorship of the city's case in the ensuing hearing.
- (11) Responsibility for all actions necessary to ensure the delivery of services required of public utilities and charging of fair and reasonable rates for such services.
- (12) Responsibility for provision of office services and reproduction management, including, but not limited to:
 - a. Pick-up and delivery of mail for all city departments.
 - b. Provision of printing and graphics services to city departments.
 - c. Coordination of acquisition and leasing of all types of reproduction equipment.
- (13) Responsibility for the development and implementation of citywide policies, regulations, procedures and standards for procurement, materials requirement planning, warehousing and distribution, except that procurements relating to the construction, maintenance, furnishing and management of city buildings other than on aviation department property shall be coordinated with the general services department.
- (14) Management of surplus city personal property and maintenance of a perpetual inventory thereof.
- (15) Supervision, administration, and enforcement of the franchises granted by the city.
- (16) Direct, control, and manage all on-street parking in residential and commercial areas, as more particularly described in chapter 26 of this Code.

* * *

Sec. 2-506. Authority of director to function in other capacities.

(a) Whenever any provision of this Code or any other city ordinance provides for the taking of any action or the performance of any function by the director of the public service department, the public service director, the director of the purchasing department, or the purchasing agent, then the director of the department of administration and

regulatory affairs shall be authorized to take such action or perform such function, or to cause the same to be taken or performed.

(b) To the extent that this Code or any other ordinance or any motion, resolution, or other document devolves duties relating to the enforcement of parking regulations in the city upon the municipal courts administration department, the convention and entertainment facilities department, the public works and engineering department, the general services department, or the directors or employees of those departments, then such references shall be construed to mean the department of administration and regulatory affairs or the director or employees thereof.

* * *

{The provisions in this Section were transferred from Article XIII.}

Sec. 2-508. Management of municipal courts parking lot.

The department shall have and exercise management of the municipal courts parking lot, being that parking lot bounded by Lubbock, Reisner, West Capitol, and Houston Avenue. The department shall collect and account for the revenues therefrom.

Users of the municipal courts parking lot shall be liable for payment of the following fees, per vehicle:

- (1) Monday through Saturday, from 6:30 a.m. to 10:30 p.m., or any fraction thereof: \$3.00, which includes any applicable sales tax, for the first hour or any fraction thereof, and \$1.00, which includes any applicable sales tax, for each additional hour or fraction thereof with a maximum fee of \$10.00, which includes any applicable sales tax; the maximum fee shall also be imposed for users who lose their time-in ticket.
- (2) Special events parking for all day Saturday, Sunday or designated city holiday, or any fraction thereof: \$2.50, which includes any applicable sales tax, per day.
- (3) Municipal courts employees working evening or night time shifts: \$0.50, which includes any applicable sales tax, per work shift.

* * *

Chapter 26 PARKING

* * *

Sec. 26-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

* * *

Department means the ~~general services department~~ department of administration and regulatory affairs.

Director means the director of the ~~general services department~~ of administration and regulatory affairs.

* * *

Sec. 26-42. Composition.

(a) The commission shall be composed of nine regular members and eight nonvoting ex officio members. The nine regular members and a representative of the city's municipal management districts, as provided in subsection (c)(7), shall be appointed by the mayor and confirmed by the city council. The commission shall make recommendations to city council on the appropriate number of its members.

(b) At least seven of the nine regular members of the commission shall be persons knowledgeable of parking issues affecting commercial, institutional or residential areas in the city who possess substantial experience in one or more of the following areas: retail; job creation and retainage; residential parking; sports and entertainment; recreational opportunities; nonprofit institutional activity; air travel; hospitality; and commercial off-street parking operations.

(c) The ex officio members shall be:

- (1) The director of the ~~general services department~~ of administration and regulatory affairs or his designee, who shall also serve as secretary to the commission.
- (2) The director of the public works and engineering department or his designee.
- (3) The director of the convention and entertainment facilities department or his designee.
- (4) A designee of the Metropolitan Transit Authority of Harris County, Texas.
- (5) The director of the planning and development department or his designee.

- (6) A designee of the Harris County Commissioners Court.
- (7) A person representing the city's municipal management districts.
- (8) A person designated by the Houston Commission on Disabilities.

(d) Eight of the regular members of the commission shall be residents of the city. The remaining membership position need not be occupied by a resident of the city, provided the proposed member works full time or owns a business within the city.

* * *

Chapter 40 STREETS AND SIDEWALKS

* * *

ARTICLE XX. NEWSRACKS

Sec. 40-451. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, unless the context of their usage clearly indicates a different meaning:

* * *

Department means the ~~general services department~~ of administration and regulatory affairs.

SUBJECT: Ordinance amending Chapter 47 of the Code of Ordinances relating to charge and terms of service for Water and Wastewater Service

Category #

Page 1 of

Agenda Item# 14

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

Origination Date:
04-21-2010

Agenda Date
APR 21 2010

DIRECTOR'S SIGNATURE:

[Signature]

Council District Affected:
All

For additional information contact:

Susan Bandy

Phone: 713-837-0282

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

Adopt ordinance amending Chapter 47 of the Code of Ordinances relating to Combined Utility System water and wastewater service charges and terms of service

Amount of Funding: Not Applicable

Finance Budget:

Source of Funding: ☐ General Fund ☐ Enterprise Fund

☐ Grant Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

The Department of Public Works and Engineering engaged Red Oak Consulting, a division of Malcolm Pirnie, to conduct a water and wastewater cost of service rate study. The objectives of the study were: a) to understand the cost of service of each class of customers, b) to propose rates that ensure sufficient revenue to cover system operating and maintenance costs, debt service costs and meet all bond covenants, and c) to set rates that ensure the City can plan for the long term health and sustainability of Combined Utility System (CUS) infrastructure.

The study presented the cost of service and recommended rate structure for each customer class using the FY2011 estimated budget and three different scenarios for the CUS Capital Improvement Program (CIP). These CIP levels were: Minimum Health, Safety & Regulatory (HSR); Minimum HSR Plus Selective Investments; and Best Practices to provide for the long term health and sustainability of the system.

The Rate Study results were presented to the Budget and Fiscal Affairs Committee on April 6, 2010, with a recommendation to set rates to support the Best Practices CIP and to use the Producer Price Index for annual automatic adjustments, to the degree allowable under the provisions of Proposition One. The Committee voted to move this recommendation forward for Council consideration but expressed some concern relative to the level of increase for the multi-family customer class. After further review, the administration recommends adopting the Best Practices rates proposed to the committee with the exception of Multi-Family Residential and Commercial customers. Those rates would be set to equal 100% of cost of service. It is estimated that these rates would result in an increase equivalent to \$7.73 per month for the average apartment unit. The reduction in CUS revenue will be funded by decreasing the amount of "pay-as-you-go" projects in the CIP, however the total capacity for capital improvements will remain at \$370 million annually for FY11 through FY15.

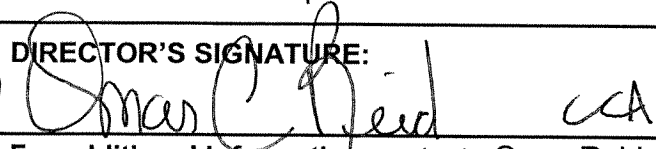
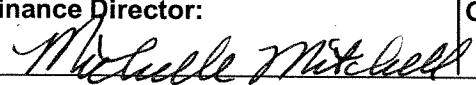
To further address the rate burden on multi-family residences, the administration is working with the Houston Apartment Association to establish a rebate program to encourage water conservation in apartment complexes that currently use much higher than average amounts of water. The planned program would provide up to \$14 million in rebates each year for two years to complexes that meet the to be determined qualifications. Discussion is also underway regarding the rate impact specifically on low income multi-family housing projects that have received Federal Income Tax Credits, and the administration will work to address this issue to the degree allowable under State law.

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

SUBJECT: Revisions to the Police Department Classified Personnel Ordinance		Category # 3	Page 1 of 1	Agenda Item # 15
FROM (Department or other point of origin): Human Resources Department		Origination Date April 19, 2010	Agenda Date APR 21 2010	
DIRECTOR'S SIGNATURE:  cca		Council District affected: ALL		
For additional information contact: Omar Reid Phone: (713) 837-9330		Date and identification of prior authorizing Council action: Rev. to Ord. 2009-820		
RECOMMENDATION: (Summary) Approve the proposed revision to Ordinance 2009-820 for the Police Chief in order to restore eligibility for the same pays and benefits as classified Police Officers, which the Police Chief was eligible for prior to ordinance changes in 2004 when an external Police Chief was hired.				
Amount of Funding: Not applicable			Budget:	
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: It is recommended that City Council approve amending the Police Classified Personnel Ordinance (Exhibit B to replace Exhibit A of Ordinance 2009-820) to add the Police Chief (non-classified) classification to make the Chief eligible for the same additional pays and benefits as classified police officers, which the Chief was eligible for prior to ordinance changes in 2004 when an external Police Chief was hired.				
REQUIRED AUTHORIZATION				
Finance Director: 		Other Authorization:		Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Third Amendment to Lease Agreement with the University of Texas System for the M.D. Anderson Cancer Center for space at 2250 Holcombe Boulevard.

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Agenda Item

16

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

Origination Date
4-15-10

Agenda Date
APR 21 2010

DIRECTOR'S SIGNATURE:

Issa Z. Dadoush, P.E.

Council District affected: D

For additional information contact:

Jacquelyn L. Nisby Phone: 832-393-8023

Date and identification of prior authorizing Council action: see below

RECOMMENDATION: Approve and authorize a Third Amendment to Lease Agreement with the University of Texas System for the M.D. Anderson Cancer Center (M. D. Anderson) for space at 2250 Holcombe Boulevard for the Department of Health and Human Services (DHHS).

Amount and Source Of Funding: Revenue

Finance Budget:

SPECIFIC EXPLANATION: On July 29, 2009, Ordinance 2009-0696, City Council approved the purchase of a ground lease for 2.619 acres of land and two buildings at 2250 and 2252 Holcombe Boulevard that consist of a laboratory and office space, for the DHHS laboratories relocation project. As part of this transaction, the City also assumed a lease, as landlord, with M.D. Anderson for 11,188 square feet of space at 2250 Holcombe Blvd. M.D. Anderson has utilized this space since 2001.

The assumed lease is the subject of two prior amendments. The proposed Third Amendment will clarify the building services that M.D. Anderson will provide; establish a monthly payment of \$34,037.67 which includes \$7,000.00 per month for operating expenses; offset the rental rate by the cost of operating and maintenance expenses for the building; and provide flexibility in the termination date of the lease to accommodate the City's planned renovations to the buildings.

Therefore, the General Services Department recommends that City Council approve and authorize a Third Amendment to the Lease Agreement with the University of Texas System for the M.D. Anderson Cancer Center for space at 2250 Holcombe Boulevard.


IZD:BC:JLN:RB:npb

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby, and Fred Meier


REQUIRED AUTHORIZATION

CUIC ID# 25 RB 86

General Services Department:


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

Department of Health and Human Services:


Stephen L. Williams, M.Ed., M.P.A.
Director

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**SUBJECT:** Ordinance approving and authorizing a Second Amendment to Lease, Development and Grant Agreement for the Hobby Center for the Performing Arts between the City of Houston and The Houston Music Hall Foundation.**Category #****Page**
1 of 1**Agenda Item#**

17**FROM: (Department or other point of origin):**Dawn Ullrich, Director
Convention and Entertainment Facilities Department**Origination Date**

March 29, 2010

Agenda Date

APR 21 2010

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

District I

For additional information contact:

Stephen W. Lewis

Phone: 713-853-8888**Date and identification of prior****authorizing Council Action:**

Ordinance Nos. 1997-1618 and 2005-1402

RECOMMENDATION: (Summary)

That City Council approve and authorize a Second Amendment to Lease, Development and Grant Agreement for the Hobby Center for the Performing Arts between the City of Houston and The Houston Music Hall Foundation.

Amount of Funding:

N/A

Finance Budget:**Enterprise Fund C&E:****SPECIFIC EXPLANATION:**

In accordance with a Lease, Development and Grant Agreement (the "Lease") between the City and The Houston Music Hall Foundation (the "Foundation"), the City is the owner of land, performance theaters and related spaces (described as the Music Hall and Garage in the Lease and herein, collectively, the "Hobby Center") and the Foundation is the operator of the Hobby Center. The City and the Foundation desire to amend the Lease to increase the Foundation's rent to cover the cost to the City for providing certain energy conservation measures at the Hobby Center including the repair, replacement and upgrading of the heating, ventilation and air conditioning systems and of the lighting systems, the monitoring of the performance of such systems and the guarantee of projected cost savings from those energy use enhancements.

The City has agreed, subject to City Council approval, to enter into an Energy Savings Performance Contract (the "Contract") for Energy Conservation Measures for the Hobby Center and the City agrees to pay all sums due to the contractor for work performed pursuant to the Contract. Upon installation, the new or renovated energy systems shall become a part of the improvements to the Hobby Center. As consideration for the use and lease of these energy systems, the Foundation agrees to pay to the City supplemental rent beginning March 1, 2011 through March 1, 2026. As part of the Contract, the contractor is providing Performance Assurance Support Services ("PASS") to support the Foundation's personnel in achieving the projected performance and energy savings, to monitor the energy systems and to guarantee \$291,004.00 of projected annual cost savings from those energy use enhancements. The Foundation is also paying to the City certain PASS payments on the same schedule as the supplemental rent. The Foundation and the City may mutually agree to terminate the PASS at the times specified in the Contract. If the PASS payments are waived, then the guarantee of subsequent energy costs savings shall be waived. If the contractor makes any payment to the City for a Savings Shortfall from the guaranteed projected annual cost savings, the City shall provide a credit in the same amount of such Savings Shortfall against the next supplemental rent payment to be paid by the Foundation to the City.

The Convention & Entertainment Facilities Department recommends approval of this Second Amendment to Lease, Development and Grant Agreement for the Hobby Center for the Performing Arts as described above.

REQUIRED AUTHORIZATION**Finance Department****Other Authorization****Other Authorization**

SUBJECT: Energy Savings Performance Contract for Energy Conservation Measures
Schneider Electric Buildings Americas, Inc. f/k/a T.A.C. Americas, Inc.
Implementation of Energy Conservation Measures at The Hobby Center for the
Performing Arts

Page
1 of 2Agenda
Item
17A

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

Origination Date

Agenda Date **APR 21 2010****DIRECTOR'S SIGNATURE**

Issa Z. Dadoush, P.E.

Council District(s) affected:
1**For additional information contact:**

Jacquelyn L. Nisby Phone: 832-393-8023

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

RECOMMENDATION: Approve an energy savings performance contract for implementation of energy conservation measures at The Hobby Center for the Performing Arts and appropriate/allocate funds for the project.

Amount and Source Of Funding:

\$ 2,950,475.00 - Reimbursement of Equipment/Projects Fund (1850)
\$ 1,500,000.00 - American Recovery and Reinvestment Act of 2009 (ARRA) Grant Fund (5300)
\$ 4,450,475.00 - Total

Finance Budget:

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve an Energy Savings Performance Contract for Energy Conservation Measures with Schneider Electric Buildings Americas, Inc. (formerly T.A.C. Americas, Inc.) to implement energy conservation measures designed to improve the system infrastructure and operational efficiencies at The Hobby Center for the Performing Arts.

The Houston Music Hall Foundation currently operates The Hobby Center and leases the facility from the City of Houston. The City of Houston and the Houston Music Hall Foundation will request an amendment to the existing lease agreement to allow the Foundation to reimburse the City fully for this energy savings performance contract under a separate Council action. Although this is not a City operated facility, it is owned by the City, and is eligible to participate in the City's performance contracting program.

It is expected that the Reimbursement of Equipment/Projects Fund will be reimbursed from the guaranteed energy savings. The consultant guarantees the City of Houston will save a total of \$4,365,060 with a 14 year simple payback timeframe. However, this payback timeframe is lowered significantly to 11 years with the addition of the ARRA Federal Grant money. Annually, this project will generate savings of \$291,004 with \$112,942 of that savings derived from capital cost avoidance. The lifetime of the new equipment and systems installed and implemented during this project is between 25 and 30 years. If the costs savings are less than the guaranteed annual savings of \$291,004, the consultant will pay the City the difference.

PROJECT LOCATION: 800 Bagby Street (493L)

PROJECT DESCRIPTION: The Hobby Center contains inefficient and non-working lighting, mechanical systems and control systems. This project will upgrade these systems through the installation and implementation of measures to reduce energy consumption and/or operating costs, and will replace several pieces of equipment that are at the end of their useful life. Work is to begin within ten days of the effective date and work shall be completed within 329 days from the date of commencement.

REQUIRED AUTHORIZATION

CUIC ID # 25MSCL63

Date:	SUBJECT: Energy Savings Performance Contract for Energy Conservation Measures Schneider Electric Buildings Americas, Inc. f/k/a T.A.C. Americas, Inc. Implementation of Energy Conservation Measures at The Hobby Center for the Performing Arts	Originator's Initials GD	Page 2 of 2
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FUNDING SUMMARY:

\$4,238,548.00 Construction Contract Services

\$ 211,927.00 5.0% Contingency

\$4,450,475.00 Total Appropriation

PREVIOUS HISTORY AND PROJECT SCOPE: On May 14, 2008, Ordinance No. 2008-439, City Council approved an energy audit services contract with T.A.C. Americas, Inc., (Schneider Electric Buildings Americas, Inc.) to provide the City a detailed energy analysis and plans for the implementation of energy conservation measures (ECM) for 273 City-owned facilities, totaling 10,466,339 square feet. With the success of the program, on June 24, 2009, Ordinance No. 2009-0588, City Council amended the energy audit services contract to allow the consultant to perform energy audits on facilities when requested by other City departments. The Hobby Center for the Performing Arts was added by this Amendment. Schneider has completed 100% of the Phase 1 audit of the Hobby Center.

M/SBE PARTICIPATION: An MBE goal of 14% and SBE goal of 10% have been established for this contract. The consultant has submitted the following certified firms to achieve the goals:

<u>MBE Firm</u>	<u>Scope of Work</u>	<u>Amount</u>	<u>% of Contract</u>
Independent A/C Refrigeration	Mechanical Retrofits	\$162,000.00	3.82%
Distrib Aire, Inc.	Mechanical Retrofits	\$203,000.00	4.79%
Bocci Engineering, LLC	Design/Engineering	\$ 10,785.00	0.26%
E5 Construction, LLC	Concrete Work	\$ 50,000.00	1.18%
	Total	\$425,785.00	10.05%

<u>SBE Firm</u>	<u>Scope of Work</u>	<u>Amount</u>	<u>% of Contract</u>
NexLevel Mechanical	Mechanical Retrofits	\$595,000.00	14.04%

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.

ARRA REQUIREMENTS: The consultant will adhere to and comply with the special reporting requirements associated with this ARRA (American Recovery and Reinvestment Act of 2009) Grant as required by the Department of Energy and/or the City of Houston.

The City of Houston will adhere to and comply with the special reporting requirements associated with this ARRA (American Recovery and Reinvestment Act of 2009) Grant as required by the granting agency and/or U.S. Office of Management and Budget.

IZD:JLN:GMD:gmd

c: Issa Dadoush, P.E., Marty Stein, Jacquelyn L. Nisby, File

SUBJECT: An Ordinance authorizing the execution of a contract between the City of Houston and Marjo House, Inc. for the administration and operation of a Community Residence through a HOPWA Grant.		Category 1,2	Page 1 of 2	Agenda Item # 18
FROM (Department or other point of origin): Ada Edwards, Director Housing and Community Development Department		Origination Date 03/30/10	Agenda Date APR 21 2010	
DIRECTOR'S SIGNATURE: <i>Ada Edwards</i>		Council District affected: District B		
For additional information contact: Keith Bynam Phone: 713-868-8396 <i>KWB</i>		Date and identification of prior authorizing Council action: N/A		
RECOMMENDATION: (Summary) Approval of an ordinance authorizing the execution of a contract between the City of Houston and Marjo House, Inc. for the operation and administration of a community residence under the Housing Opportunities for Persons with AIDS ("HOPWA") Act.				
Amount of Funding: \$399,459.00			Finance Budget:	
\$199,729.50 First year funding \$199,729.50 Second year (Renewal Option) \$399,459.00 Total contract funding amount				
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify) HOPWA Grant Fund (5000)				
SPECIFIC EXPLANATION:				
<p>The Housing and Community Development Department ("HCDD") recommends approval of a contract between the City of Houston and Marjo House, Inc. for the administration of a Housing Opportunities for Persons with AIDS ("HOPWA") grant – funded Community Residence for HIV positive men with multiple disease diagnosis.</p> <p>The mission of Marjo House, Inc. is to provide permanent housing through a community residence setting, for those individuals who cannot live alone due to illnesses relating to HIV disease or inability to secure appropriate and safe housing on their own. The agency provides housing and various collateral services which greatly improve and sustain the physical and mental health, functioning capacity, stability and overall quality of life for clients. Marjo House's comprehensive and full time care services are tailored to provide and model personal care services as well as introduce and implement various therapies to build independence.</p> <p>Since inception in 2003, Marjo House, Inc., a nine bed community residence, has provided long term housing to this population. Clients served through Marjo House are HIV positive men with dual diagnosis and in need of specific care and housing. With additional HOPWA funding, Marjo House can extend its bed capacity for this population and ensure long term care. Located in District B, an area disproportionately affected by HIV/AIDS, Marjo House is unique in bringing this level of care to the impacted surrounding communities.</p>				
REQUIRED AUTHORIZATION				
Finance Director:	Other Authorization:	Other Authorization:		

NOT

Date:
03/30/10

Subject: An Ordinance authorizing the execution of a contract between the City of Houston and Marjo House, Inc. for the administration of a Community Residence through a HOPWA Grant.

**Originator's
Initials**

Page
2 of 2

This agreement will provide up to \$199,729.50 in HOPWA funding for a one (1) year contract, and \$199,729.50 for a second year renewal option, in order to provide the above-referenced services to a minimum of fifteen (15) unduplicated, low-income HIV/AIDS individuals annually.

Total Funds and Sources:	\$199,729.50
Number of Persons to be Served:	15 (annually)
Category of Persons:	HIV/AIDS/Low-income men

The Contract will provide funding for:

Service Category	Recommended Funding Amounts*
Administration	\$13,957.50
Supportive Services	\$44,588.50
Community Residence/Operations	\$141,183.50
Total Amount	\$199,729.50

*Annual amount

Therefore, HCDD is requesting approval of a contract providing up to \$399,459.00 in HOPWA funds for the administration and operation of a community residence for HIV positive, low-income men.

AE:KB:ab

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

SUBJECT: An ordinance approving and authorizing a \$595,000 contract between the City of Houston and Guiding Light Community Development Corporation, using Federal NSP funds to assist in the development of seven (7) affordable single-family houses in the Sunnyside area.		Category #	Page 1 of 2	Agenda Item # 19
FROM (Department or other point of origin): Ada Edwards, Interim Director <i>Singer Jensen for Ada Edwards</i> Housing and Community Development Department		Origination Date 3/2/2010	Agenda Date APR 21 2010	
DIRECTOR'S SIGNATURE:		Council District affected: District D		
For additional information contact: Deidre Rasheed Phone: 713-868-8429		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The Department recommends approval of an ordinance authorizing a \$595,000 contract between the City of Houston and Guiding Light Community Development Corporation, funds to assist in the development of seven (7) affordable single-family houses in the Sunnyside area.				
Amount of Funding: \$595,000			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) Neighborhood Stabilization Program Funds				
SPECIFIC EXPLANATION: Guiding Light Community Development Corporation, ("Guiding Light CDC") is a 501(c) 3 nonprofit corporation certified as a Community Housing Development Organization (CHDO). Guiding Light CDC is an affordable housing builder proposing the rehabilitation of seven (7) single-family homes within the Sunnyside Community. Guiding Light CDC is requesting a \$595,000 Neighborhood Stabilization Program (NSP) loan from the City of Houston to acquire, rehabilitate, and resell foreclosed homes. Guiding Light CDC will provide homeownership opportunities to families earning less than 50% of area median income, as defined by HUD. Guiding Light CDC will perform all needed repairs to bring properties into compliance with HCDD's Minimum Property and Rehabilitation Standards, after which, Guiding Light CDC will sell rehabilitated properties to income-qualified households. Housing units will be sold at or below cost of acquisition and rehabilitation and will have a minimum affordability period based on HOME regulations. Proceeds from the sale will be Program Income. Program Income will be returned to the City of Houston NSP program if collected prior to July 30, 2013. Program Income received on or after July 30, 2013 must be returned to the U.S. Treasury.				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

Date 3/1//2010	Subject: An ordinance approving and authorizing a \$595,000 contract between the City of Houston and Guiding Light Community Development Corporation, using Federal NSP funds to assist in the development of seven (7) affordable single-family houses in the Sunnyside area.	Originator's Initials	Page <u>2</u> of <u>2</u>
<p>This project is consistent with the City of Houston Consolidated Plan to create affordable housing units. The City's participation in the project will contribute to the goal of expanding sustainable homeownership opportunities for low-income families in the Houston Area.</p> <p>The Department recommends approval of an agreement between the City of Houston and Guiding Light CDC.</p> <p>AE:DR</p> <p>cc: City Secretary Controller's Office Finance Department Legal Department Mayor's Agenda Office</p>			

HCD 10-103

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

SUBJECT: An ordinance approving and authorizing a \$595,000 contract between the City of Houston and Tejano Center For Community Concerns (Tejano CDC), NSP funds to assist in the purchase, rehabilitation of seven (7) affordable single-family houses in the Northeast and Fifth Ward and Settegast areas in the Houston NSP target zone.		Category #	Page 1 of 2	Agenda Item # 20
FROM (Department or other point of origin): Ada Edwards, Interim Director <i>Singer Teison for Ada Edwards</i> Housing and Community Development Department		Origination Date 3/02/10	Agenda Date APR 21 2010	
DIRECTOR'S SIGNATURE:		Council District affected: District D		
For additional information contact: Deidre Rasheed Phone: 713-868-8429		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The Department recommends approval of an ordinance authorizing a \$595,000 contract between the City of Houston and Tejano Center For Community Concerns (Tejano CDC), funds to assist in the development of seven (7) affordable single-family houses in the Northeast, Fifth Ward, Settegast areas.				
Amount of Funding: \$595,000			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) Neighborhood Stabilization Program Funds				
SPECIFIC EXPLANATION: Tejano CDC is a 501(c) 3 nonprofit corporation certified as a Community Housing Development Organization (CHDO). Tejano CDC is proposing the rehabilitation of seven (7) single-family homes within the Northeast, Fifth Ward, Settegast areas. Tejano CDC is requesting a \$595,000 Neighborhood Stabilization Program (NSP) loan from the City of Houston to acquire, rehabilitate, and resell foreclosed homes. Tejano CDC will provide homeownership opportunities to families earning less than 50% of area median income, as defined by HUD. Housing units will be sold at or below cost of acquisition and rehabilitation and will have a minimum affordability period based on HOME regulations. Proceeds from the sale will be Program Income will be returned to the City of Houston NSP program if collected prior to July 30, 2013. Program Income received on or after July 30, 2013 will be returned to the U.S. Treasury.				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

Date	Subject	Originator's Initials	Page
03/02/2010	An ordinance approving and authorizing a \$595,000 contract between the City of Houston and Tejano Center For Community Concerns (Tejano CDC), NSP funds to assist in the purchase, rehabilitation of seven (7) affordable single-family houses in the Northeast and Fifth Ward and Settegast areas in the Houston NSP target zone.		<u>2</u> of <u>2</u>

This project is consistent with the City of Houston Consolidated Plan to create affordable housing units. The City's participation in the project will contribute to the goal of expanding sustainable homeownership opportunities for low-income families in the Houston Area.

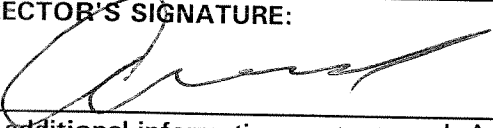
The Department recommends approval of an agreement between the City of Houston and Tejano CDC.

AE/DR

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

SUBJECT: An ordinance amending Ordinance No. 2009-0098 to increase the maximum contract amount for a legal services contract with Denton, Navarro, Rocha & Bernal, P.C., involving Title VII disparate impact litigation, <i>Dwight Bazile, et al. v. City of Houston</i> .		Page 1 of 1	Agenda Item # 21
FROM (Department or other point of origin): Legal Department		Origination Date 4/15/10	Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE: Arturo G. Michel, City Attorney		Council District affected: All	
For additional information contact: Don Fleming, Labor Division Phone: 832-393-6303		Date and identification of prior authorizing Council action: Feb.11,2009: Ord. 2009-0098	
RECOMMENDATION: (Summary) Council approve an ordinance amending Ordinance No. 2009-0098 to increase the maximum contract amount for a legal services contract between the City of Houston and Denton, Navarro, Rocha and Bernal, P.C. in connection with the lawsuit titled <i>Dwight Bazile, et al. vs. City of Houston</i> (Civil Action No. 4:08-cv-02404)			
Amount and Source of Funding: Property and Casualty Fund (1004) \$350,000 additional funding Revised Maximum Contract Amount: \$547,400			
SPECIFIC EXPLANATION: The City of Houston ("the City") has sought and is receiving legal services from the law firm of Denton, Navarro, Rocha & Bernal, P.C. ("Denton, Navarro" or "the Firm") for a suit that involves allegations of disparate impact discrimination related to exams for promotions of African American Fire Fighters in the positions of Captain and Sr. Captain in the Houston Fire Department. Lowell Denton, a principal in the Firm, is designated and has acted as the City's Lead Counsel. City Attorneys have been assisting in the defense of the lawsuit. Mr. Denton has been responsible for defending the City's interests and been engaged in evaluating and developing the case for mediation and trial. The Firm has identified the need to engage experts to evaluate the testing programs of the Houston Fire Department and to conduct standard recognized studies to validate the City's promotional tests for the Fire Department as well as analyze how best to proceed. There will also be evaluation and analysis done to determine future testing processes that can withstand legal challenges. Mr. Denton has also assisted the City Attorney in mediation and settlement discussions with Plaintiffs and their counsel. The additional expenses necessary to bring the case to closure will exceed the original maximum contract amount by approximately \$350,000.00. The City Attorney recommends increasing the maximum contract amount, which will cover both costs of experts and legal services fees, by \$350,000 to \$547,400.			
REQUIRED AUTHORIZATION			
Other Authorization:	Other Authorization:	Other Authorization:	

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance amending Ordinance 2009-0624 to increase the maximum contract for a legal services contract with Haynes and Boone, L.L.P. to represent the City in <i>Susan Carnaby, et al. v. City of Houston, et al.</i>		Page 1 of 1	Agenda Item # 22
FROM (Department or other point of origin): Legal Department		Origination Date 4-15-10	Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE: 		Council District affected: ALL	
For additional information contact: L.A. Teehan Phone: 832.393.6467		Date and identification of prior authorizing Council action: Ordinance 2009-0624	
RECOMMENDATION: (Summary) That Council approve and authorize an Ordinance amending Ordinance 2009-0624 to increase the maximum contract amount by \$75,000 to \$120,000 for legal services between the City of Houston and Haynes and Boone, L.L.P. for representation of the City in <i>Susan Carnaby, et al. v. City of Houston, et al.</i>			
Amount and Source of Funding: \$75,000 Additional Funding Revised Maximum Contract Amount: \$120,000 Fund1004 <i>Property and Casualty Fund</i>			
SPECIFIC EXPLANATION: <p>The City and two HPD officers have been sued as a the result of an incident that occurred on April 29, 2008. The lawsuit is filed in federal court, and styled Cause No.: H-08-1366: <i>Susan Carnaby, et al. v. City of Houston, et al.</i>, in the U.S. District Court, Southern District of Texas, Houston Division. The lawsuit alleges excessive deadly force and wrongful death as the result of the officers' actions, and the City's (HPD's) policies, practices and procedures. It was necessary for the City to retain outside counsel to represent its interests in this lawsuit, separate and apart from the officers' representation. Haynes and Boone has considerable expertise in representing municipalities in lawsuits brought alleging civil rights violations. The officers and the City were granted summary judgment, which disposed of the entire case. The plaintiff is appealing that ruling.</p> <p>The additional funding is needed to pay for fees and costs for the appeal through the United States Fifth Circuit Court of Appeals. This lawsuit was brought pursuant to 42 U.S.C. § 1983 under which the City faces unlimited liability because there are no statutory liability caps as in Texas Tort Claims Act litigation. The City Attorney recommends increasing the maximum contract amount by \$75,000 to \$120,000.</p>			
REQUIRED AUTHORIZATION			
Other Authorization:	Other Authorization:	Other Authorization:	

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8640

Subject: Approve an Ordinance Awarding a Contract for Security System Maintenance Services for the General Services Department S46-L23390

Category #
4

Page 1 of 2

Agenda Item

23

FROM (Department or other point of origin):

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

Origination Date

March 18, 2010

Agenda Date

APR 21 2010

DIRECTOR'S SIGNATURE

For additional information contact:

Jacquelyn L. Nisby

Phone: (832) 393-8023

Douglas Moore

Phone: (832) 393-8724

Council District(s) affected
All

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to Shrink Stoppers, LLC, d/b/a ASAP Security Services on its low bid in an amount not to exceed \$1,469,865.00 for security system maintenance services for the General Services Department.

Maximum Contract Amount: \$1,469,865.00

Finance Budget

\$1,469,865.00 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to Shrink Stoppers, LLC, d/b/a ASAP Security Services on its low bid in an amount not to exceed \$1,469,865.00 for security system maintenance services for the General Services Department. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

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

Company	Total Amount
Shrink Stoppers, LLC, d/b/a ASAP Security Services	\$1,491,633.60
BOLDT Security Systems	\$1,653,600.00

- Pursuant to the City's cost savings initiative, SPD was able to negotiate a lower price with the recommended low bidder from \$1,491,633.60 to \$1,469,865.00, which represents a reduction of cost by 1.4% while capturing \$21,768.60 in cost savings.

The scope of work requires the contractor to provide all necessary supervision, labor, equipment, supplies, parts and materials required to perform preventative and remedial maintenance 24 hours a day, 365 days a year, on the electronic inmate security systems (EISS) at the SE Command Station, Clear Lake Police Patrol Station, Westside Command Station, North Police Patrol Station and George R. Brown Police Patrol Station

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NOT

Date: 3/18/2010	Subject: Approve an Ordinance Awarding a Contract for Security System Maintenance Services for the General Services Department S46-L23390	Originator's Initials EA	Page 2 of 2
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facilities. Additionally, the contractor is required to conduct routine EISS maintenance on all identified facilities' exit doors, surveillance cameras, intercoms, electronic door locks, key pads and computer systems.

M/WBE Subcontracting:

This ITB was issued as a goal-oriented contract with a 13% M/WBE participation goal. Shrink Stoppers, LLC, d/b/a ASAP Security Services has designated the below-named company as its certified M/WBE subcontractor.

Subcontractor	Type of Work	Amount	Pct of Award
QSS d/b/a Quality Security System	Supplier of Spare Parts	\$190,120.45	13%

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: Eric Alexander

Estimated Spending Authority:

Department	FY 10	Out Years	Totals
GSD	\$45,000.00	\$1,424,865.00	\$1,469,865.00

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 27.195 acres of land to Harris County Water Control and Improvement District No. 110 (Key Map No. 332-F)

Page
1 of 1

Agenda Item
#

24

FROM (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

4-1-10

APR 21 2010

DIRECTOR'S SIGNATURE

Council District affected:
"ETJ"

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

For additional information contact:

Date and identification of prior authorizing
Council action:

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

RECOMMENDATION: (Summary)

The petition for the addition of 27.195 acres of land to Harris County Water Control and Improvement District No. 110 be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Harris County Water Control and Improvement District No. 110 has petitioned the City of Houston for consent to add 27.195 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Cypress Creek, Interstate Highway 45, Cypress Oaks Drive, and Seals Gully. The district desires to add 27.195 acres, thus yielding a total of 1,180.0688 acres. The district is served by the Harris County Water Control and Improvement District No. 110 Wastewater Treatment Plant. The nearest major drainage facility for Harris County Water Control and Improvement District No. 110 is Cypress Creek which flows into Spring Creek and then to the San Jacinto River and finally into Lake Houston.

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

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

Attachments

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

REQUIRED AUTHORIZATION

20UPA44

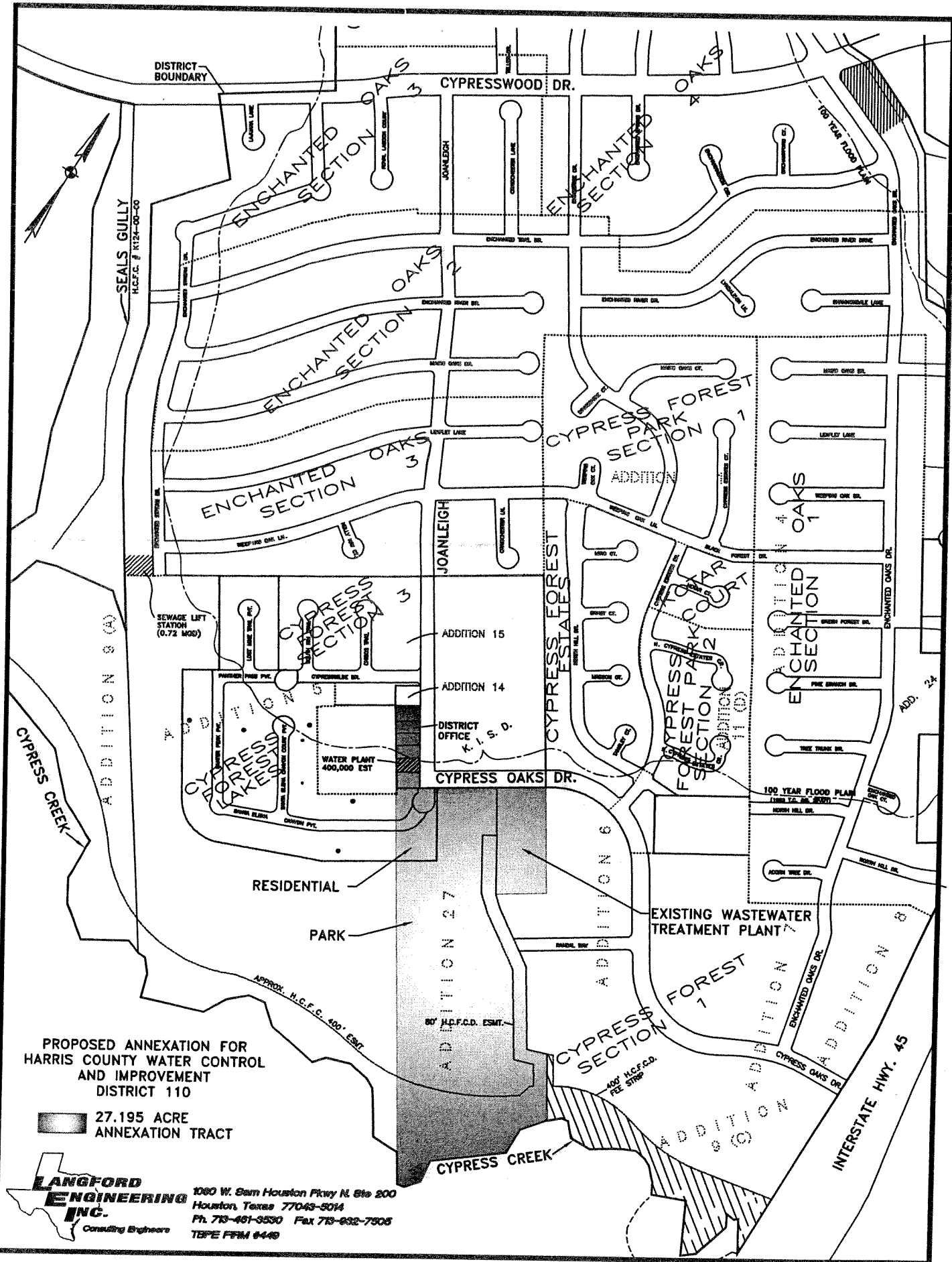
Finance Department

Other Authorization:

Mark L. Loethen 3/24/2010
Mark L. Loethen, P.E., CFM, PTOE
Acting Deputy Director

Planning & Development Services Div.

Other Authorization:





CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 27.195 acres to Harris Co. WCID No. 110 under the provisions of Chapters 49 and 54 Texas Water Code.

Maria J. Kahn
Attorney for the District

Attorney: Sanford Kuhl Hagan Kugle Parker Kahn, Maria Parker

Address: 5075 Westheimer Road, Suite 1180

Zip: 77056

Phone: 713.850.9000

Engineer: Langford Engineering, Inc., John Davis

Address: 1080 W Sam Houston Pkwy N, Suite 200

Zip: 77043

Phone: 713.461.3530

Owners: See Attachment No. 1

Address: _____

Zip: _____

Phone: _____

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

LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

NAME OF COUNTY (S) Harris

Abstract 315

Survey Daniel Harmon

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

North of: Cypress Creek

East of: IH-45

South of: Cypress Oaks Drive

West of: Seals Gully

WATER DISTRICT DATA

Total Acreage of District: 1152.8738

Existing Plus Proposed Land 1180.0688

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

Single Family Residential 3%

Multi-Family Residential 0%

Commercial 0%

Industrial 0%

Institutional 0%

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

Sewage Treatment Plant Name: Harris Co. WCID No. 110

NPDES/TPDES Permit No: WQ0011964001

TCEQ Permit No: EPA ID No TX 0076481



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 1.0

Ultimate Capacity (MGD): 1.5

Size of treatment plant site: 3 Acres square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 1.0 MGD.

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: HC WCID No 110 Plant #1 and Plant #2

Water Treatment Plant Address: Plant #1, 19438 Enchanted Oaks, 77388

Well Permit No: 104494, 104495, 104318

Existing Capacity:

Well(s): 3,200

GPM

Booster Pump(s): 3,900

GPM

Tank(s): 1,760,000

MG

Ultimate Capacity:

Well(s): 3,200

GPM

Booster Pump(s): 3,900

GPM

Tank(s): 1,760,000

MG

Size of Treatment Plant Site: 1.24 Acres & 0.67 Acres

square feet/acres.



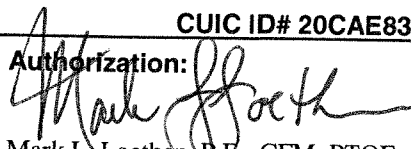
Comments or Additional Information: NHCRWA surface water beginning April 2010

Water Plant #2 Address - 19803 Cypress Falls, 77373

Development Acreage Includes 87% Parks and Recreation and 10% District facilities






TO: Mayor via City Secretary

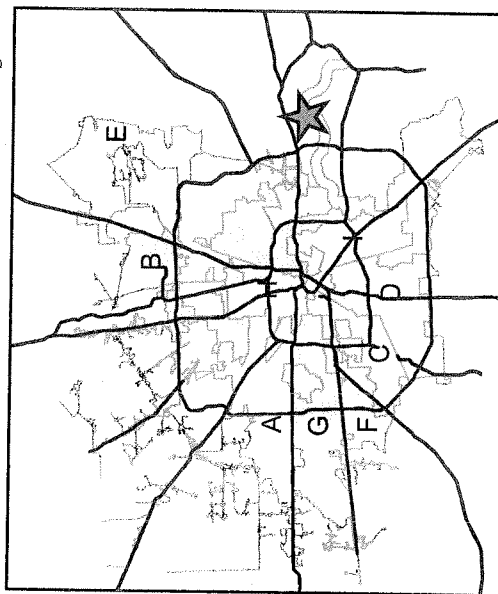
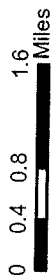
REQUEST FOR COUNCIL ACTION

SUBJECT: Adopting a Municipal Setting Designation ordinance prohibiting the use of designated groundwater 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 # 25
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 4-15-10	Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: ETJ  CEH	
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 2/24/2010 – 2010-0108	
RECOMMENDATION: (Summary) It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the Flex Tank Systems, LLC site located at 16514 De Zavalla Road, Channelview, TX 77530, and support issuance of an MSD by the Texas Commission on Environmental Quality (TCEQ). (MSD # 2009-021-DZR)			
Amount and Source of Funding: N/A			
BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which would designate an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting the public health. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State. This ordinance requires a written public notice to be mailed to property owners within one-half mile 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.			
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, (BTEX), 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-separated hydrocarbon collection trench with four extraction wells was installed, and has removed approximately 11,400 gallons of phase-separated hydrocarbons to date. A public meeting was 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 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 3/3/2010) and a public hearing (held on 4/14/2010) 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 Flex Tank Systems, LLC site located at 16514 De Zavalla Road, Channelview, TX 77530, and support issuance of an MSD by the Texas Commission on Environmental Quality.			
MSM:MLL:CAE P:\PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - ORDINANCE SUPPORT.DOC C: Marty Stein, Gary Drabek, Ceil Price			
REQUIRED AUTHORIZATION CUIC ID# 20CAE83			
Other Authorization:	Authorization:  Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning & Development Services Division	Other Authorization:	

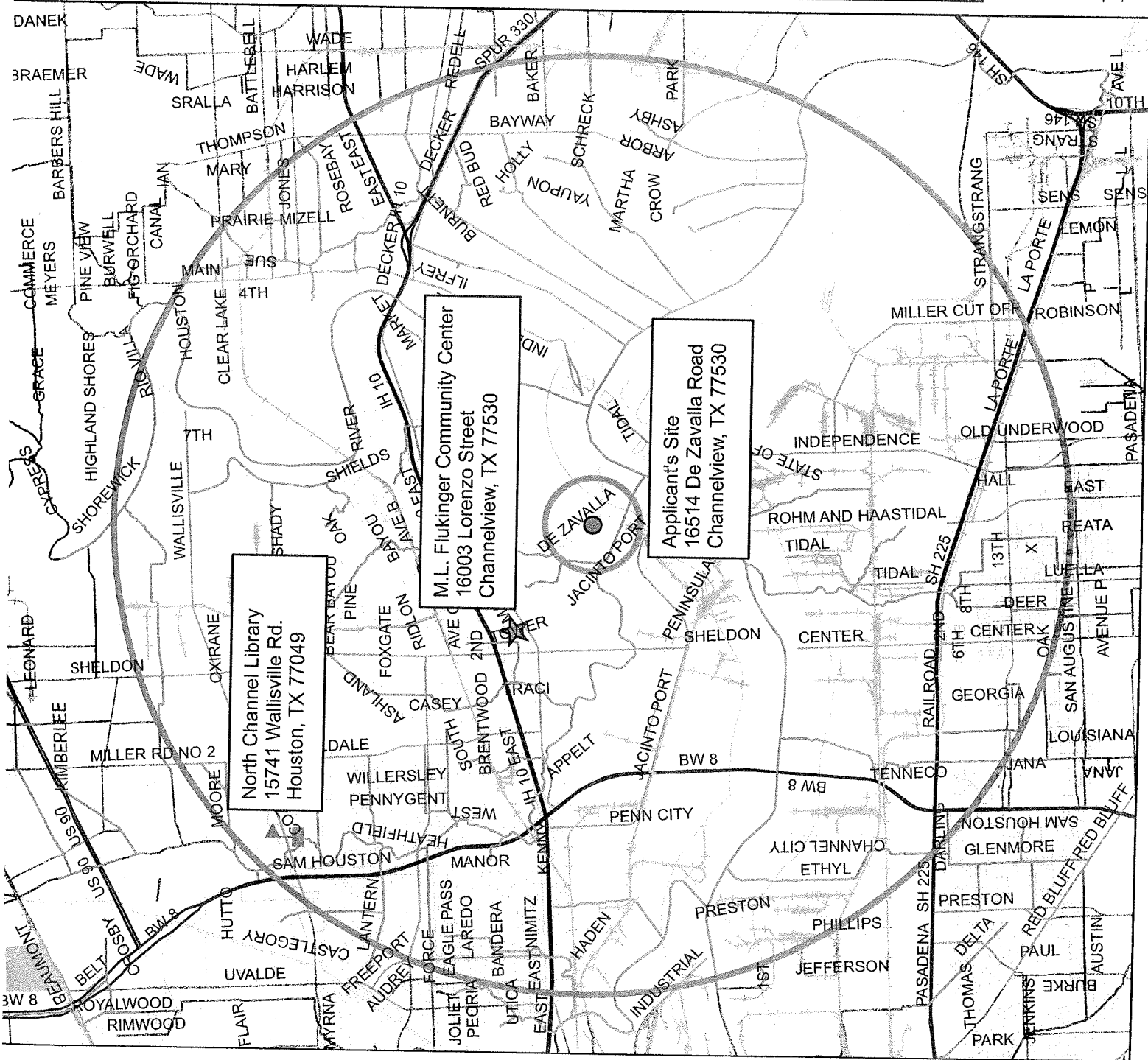
Municipal Settings
Designation Application
2009-021-DZR
Vicinity Map

Legend

-  MSD Application
 Community Center
 Library
 1/2 Mile Notification
 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: Adopting a Municipal Setting Designation ordinance prohibiting the use of designated groundwater 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
#

26

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

4-15-10

Agenda Date

APR 21 2010

DIRECTOR'S SIGNATURE:


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

Council District affected:

H

27

C24

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

2/24/2010 – 2010-0109

RECOMMENDATION: (Summary)

It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the Westbrook Investments, LP site located at 1111 Lockwood Drive, Houston, TX 77020, and support issuance of an MSD by the Texas Commission on Environmental Quality (TCEQ). (MSD # 2009-022-FCE)

Amount and Source of Funding: N/A

BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which would designate an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting the public health. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State. This ordinance requires a written public notice be mailed to property owners within one-half mile 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.

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 remediation 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 was 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 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 3/11/2010) and a public hearing (held on 4/14/2010) 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 Westbrook Investments, LP site located at 1111 Lockwood Drive, Houston, TX 77020, and support issuance of an MSD by the Texas Commission on Environmental Quality.

MSM:MLL:CAE

P:\PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - ORDINANCE SUPPORT.DOC

C: Marty Stein, Gary Drabek, Ceil Price

REQUIRED AUTHORIZATION

CUIC ID# 20CAE84

Other Authorization:

Authorization:



Mark L. Loethen, P.E., CFM, PTOE
Acting Deputy Director
Planning & Development Services Division

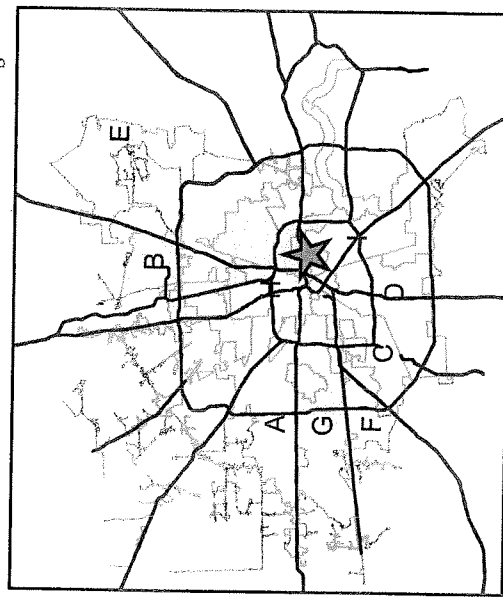
Other Authorization:

Municipal Settings Designation Application

2009-022-FCE Vicinity Map

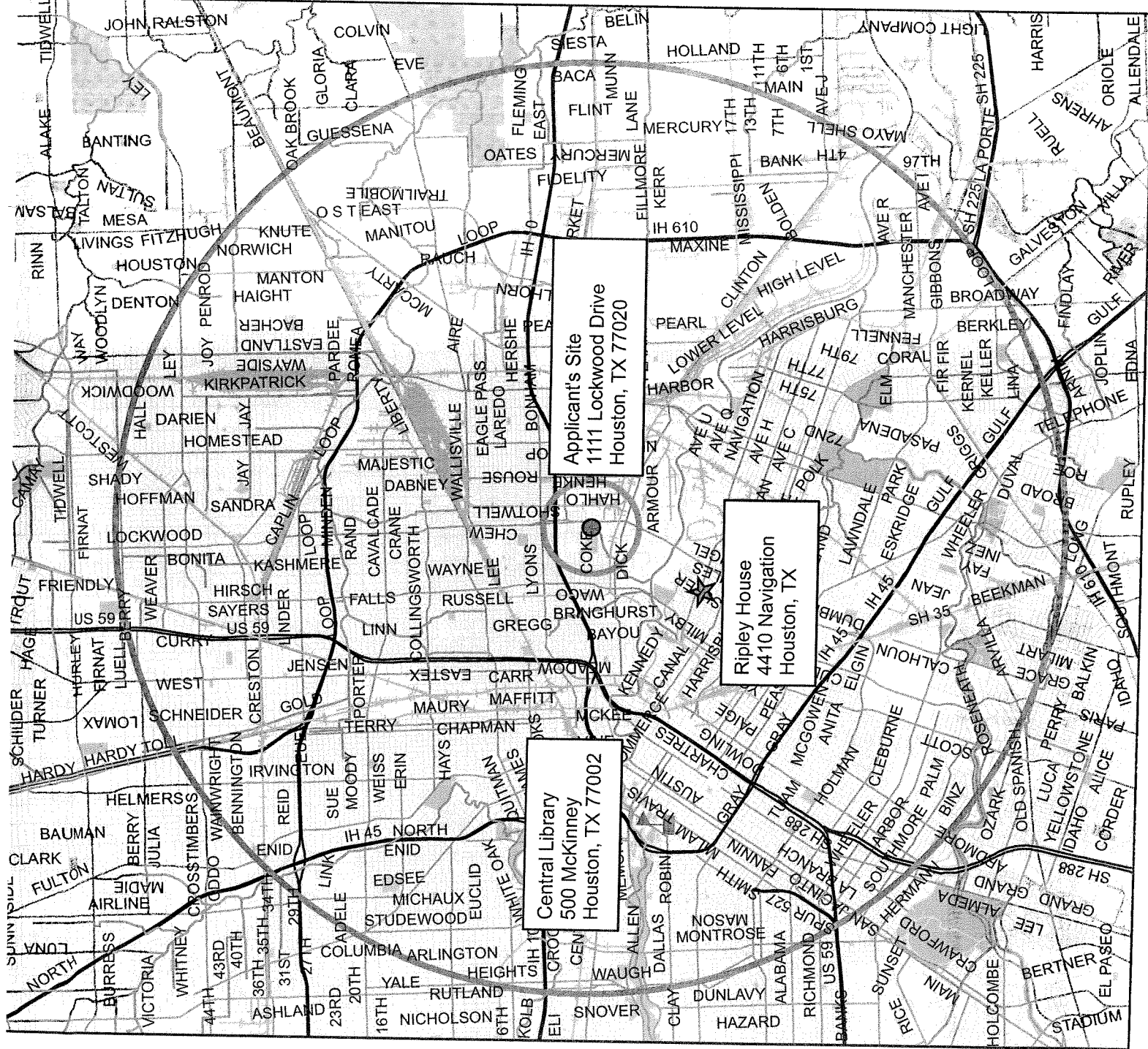
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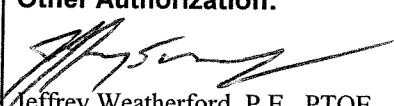
- MSD Application
- ★ Community Center
- ▲ Library
- 1/2 Mile Notification Area
- 5 Mile Notification Area

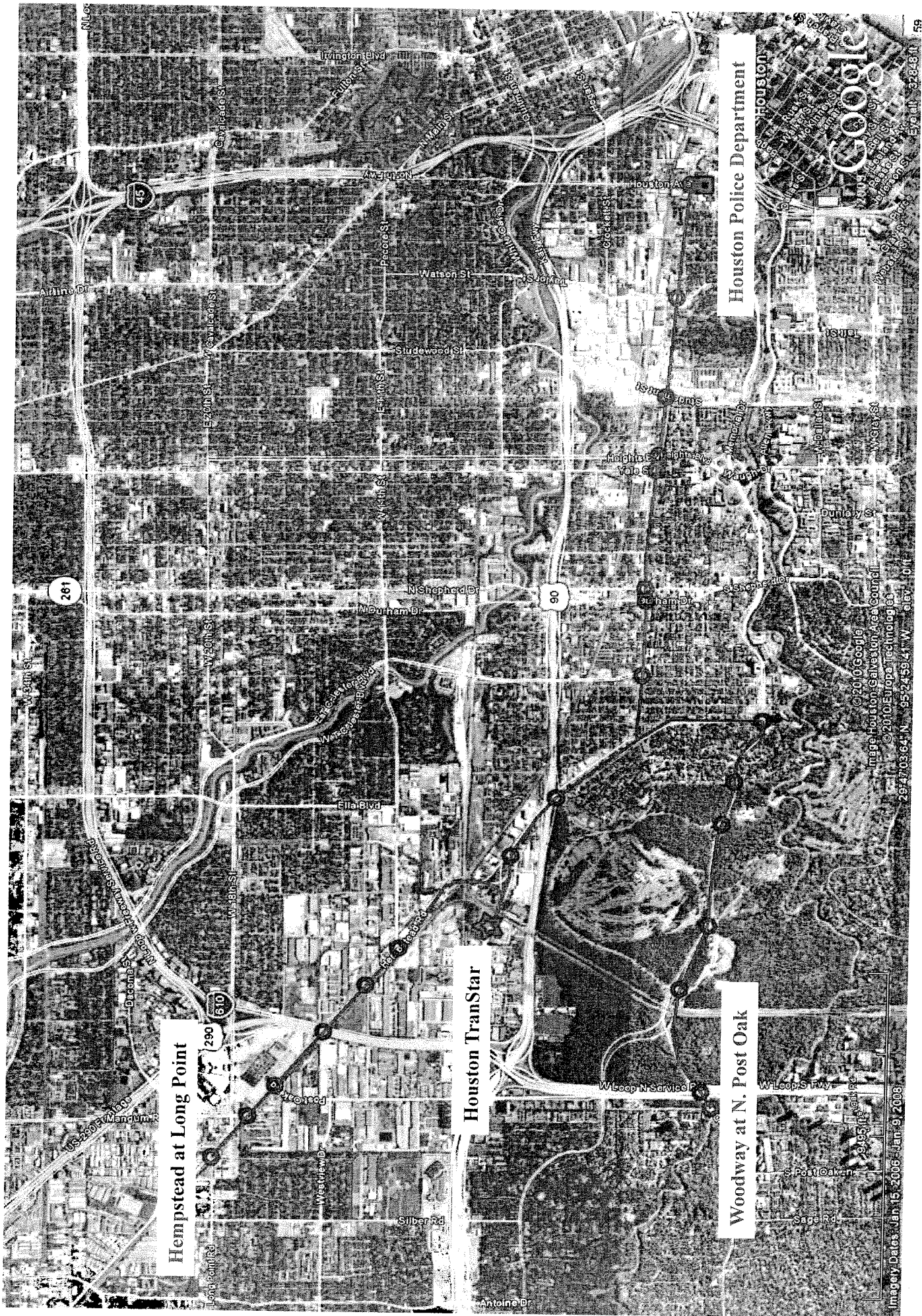


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This map represents the best information available to the City. The City does not warrant its accuracy or completeness. Field verification should be performed as necessary.



SUBJECT: Advance Funding Agreement with Texas Department of Transportation (TxDOT) for Traffic Signal Communications to interconnect signals throughout City of Houston to Houston TranStar. WBS No.: N-000650-0046-4		Category	Page 1 of	Agenda Item # 27
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 4-17-10		Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P. E., D.WRE, BCEE		Council District affected: A, G & H		
For additional information contact: Jeffrey S. Weatherford, P.E., PTOE (713) 837-0125		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) City Council approves and authorizes an Advance Funding Agreement with the Texas Department of Transportation (TxDOT) for the installation of traffic signal communications and accepts funding under the Transportation Improvement Program (TIP).				
Amount and Source of Funding: N/A				
PROJECT NOTICE/JUSTIFICATION: To provide the City of Houston with enhanced interconnectivity between traffic signals and Houston TranStar. This will increase the City's ability to manage traffic and improve mobility on Houston streets. Under the Transportation Improvement Program, approval of this advanced funding agreement will allow the City to be reimbursed 80% of the estimated cost. Though the final costs have not yet been determined TxDOT will reimburse up to \$3,076,467.00. Reimbursement will be through monthly billing as construction costs are incurred. The City will be responsible for the remaining 20% and the Department of Public Works and Engineering will be returning to Council at a later date with an RCA that will request approval of a contract and appropriation of the matching funds now estimated to be \$769,117.00.				
DESCRIPTION/SCOPE: This project consists of installing traffic signal communications (fiber/wireless/hardware or other alternatives) to interconnect signals to Houston TranStar along the following corridors listed below: <ol style="list-style-type: none"> 1. Hempstead- Long Point to Houston TranStar (along Katy Road) - Key Map 451U, 452W & 492A; Council Dist. A & G 2. Woodway - IH 610 to TranStar (via Memorial Drive/ Westcott/ Washington/Katy Road or West Memorial Drive/Washington/Katy Road.- Key Map 491H, 491 M, 492 J, 492 K, & 492 L; Council Dist. G 3. Houston @ Riesner to TranStar (via Washington/ Westcott/ Katy Road) - Key Map 492A -B & 492F-G-H, & 493E-F; Council Dist. G & H 				
cc: Marty Stein, Gary Drabek, Susan Bandy, LaVerne Hollins-McGlothen, Michael Wahl				
		REQUIRED AUTHORIZATION		CUIC ID# 20JSW35R
Finance Department:	Other Authorization:	Other Authorization:  Jeffrey Weatherford, P.E., PTOE Deputy Director Traffic & Transportation Division		



Hempstead at Long Point




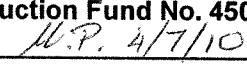


Houston TranStar

Woodway at N. Post Oak

Houston Police Department

Google

Imagery Dates: Jan 15, 2006 - Jan 9, 2008
© 2010 Google
Image Houston-Salveston Area Council
© 2010 Europa Technologies
29° 47' 03.64" N, 95° 24' 59.41" W, elev: 101'

SUBJECT: Local Transportation Project Advance Funding Agreement for the American Recovery and Reinvestment Act. N-001037-0059-4		Page 1 of 2	Agenda Item # 28
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 4/15/10	Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: F & H 	
For additional information contact:  Carol E. Haddock, P.E. Phone: (713) 837-7658 Ravi Kaleyatodi, P.E. CPM Phone: (832) 395-2236		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) It is recommended that City Council pass an Ordinance authorizing an Advance Funding Agreement with Texas Department of Transportation (TxDOT) under the American Recovery and Reinvestment Act and appropriate funds.			
Amount and Source of Funding: \$30,000 from Street and Bridge Consolidation Construction Fund No. 4506  M.P. 4/7/10			
PROJECT NOTICE: This agreement is associated with the American Recovery and Reinvestment Act of 2009 (ARRA) to complete restoration activity in the City of Houston. Restoration projects are defined as work performed to restore pavement structure, riding quality, or other necessary components, to their existing cross section configuration. The Houston Galveston Area Council has reviewed and prioritized candidate projects eligible for American Recovery and Reinvestment Funds.			
SCOPE OF THIS AGREEMENT: This agreement outlines roadways that the City of Houston desires to rehabilitate with the addition of an asphalt overlay or concrete repair. The City of Houston will prepare plans and specs to TxDOT standards and bid the project(s). Federal participation of \$487,828 is allocated for the projects, with local participation of \$30,000 for TxDOT review inspection, and oversight. Reimbursement for the projects will cover construction cost as estimated by City of Houston. Upon completion of the project(s), the City of Houston will be responsible for maintenance.			
ARRA FUNDS: This project (purchase) uses funds awarded under ARRA. The City of Houston and the recommended contractor (vendor) will adhere to and comply with the Special reporting requirements associated with ARRA grant expenditures as required by the granting agency and/or the Office Management and Budget.			
REQUIRED AUTHORIZATION CUIC ID# 20CAE82			
Finance Department:	Other Authorization:  Mark L. Loethen, P.E., Acting Deputy Director Planning and Development Services Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Date	SUBJECT: Local Transportation Project Advance Funding Agreement for the American Recovery and Reinvestment Act. N-001037-0059-4	Originator's Initials	Page <u>2</u> of <u>2</u>
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LOCATION: The table below describes rehabilitation locations and project details approved by TxDOT. These streets are part of the contingency list of the Metropolitan Planning Organization (MPO) Selected Local Maintenance Projects and are now eligible for funding.

Facility	Limits: From	Limits: To	Scope	Federal Reimbursement	Council District
Jensen	IH 610	UP Railroad	Mill and Overlay	\$322,828	H
Gessner	US 59	Bellaire	Mill and overlay with multiple base repairs	\$165,000	F
			Total	\$487,828	

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

MSM:MLL:CEH;PL
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Local Transportation Projects Jensen Rd

Legend

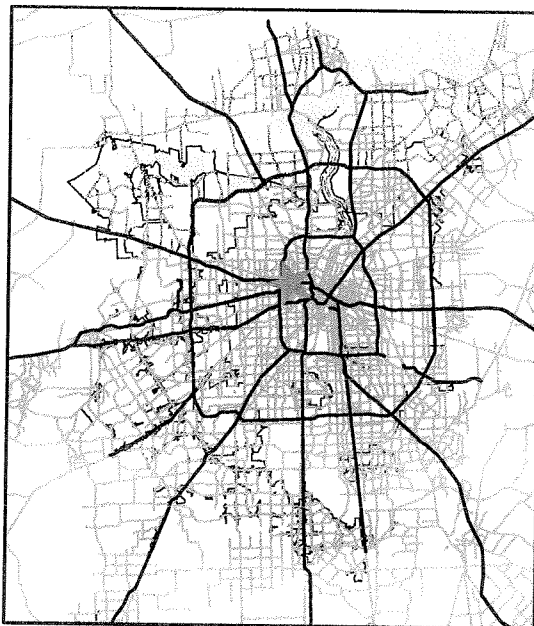
Railroad

Major Roads

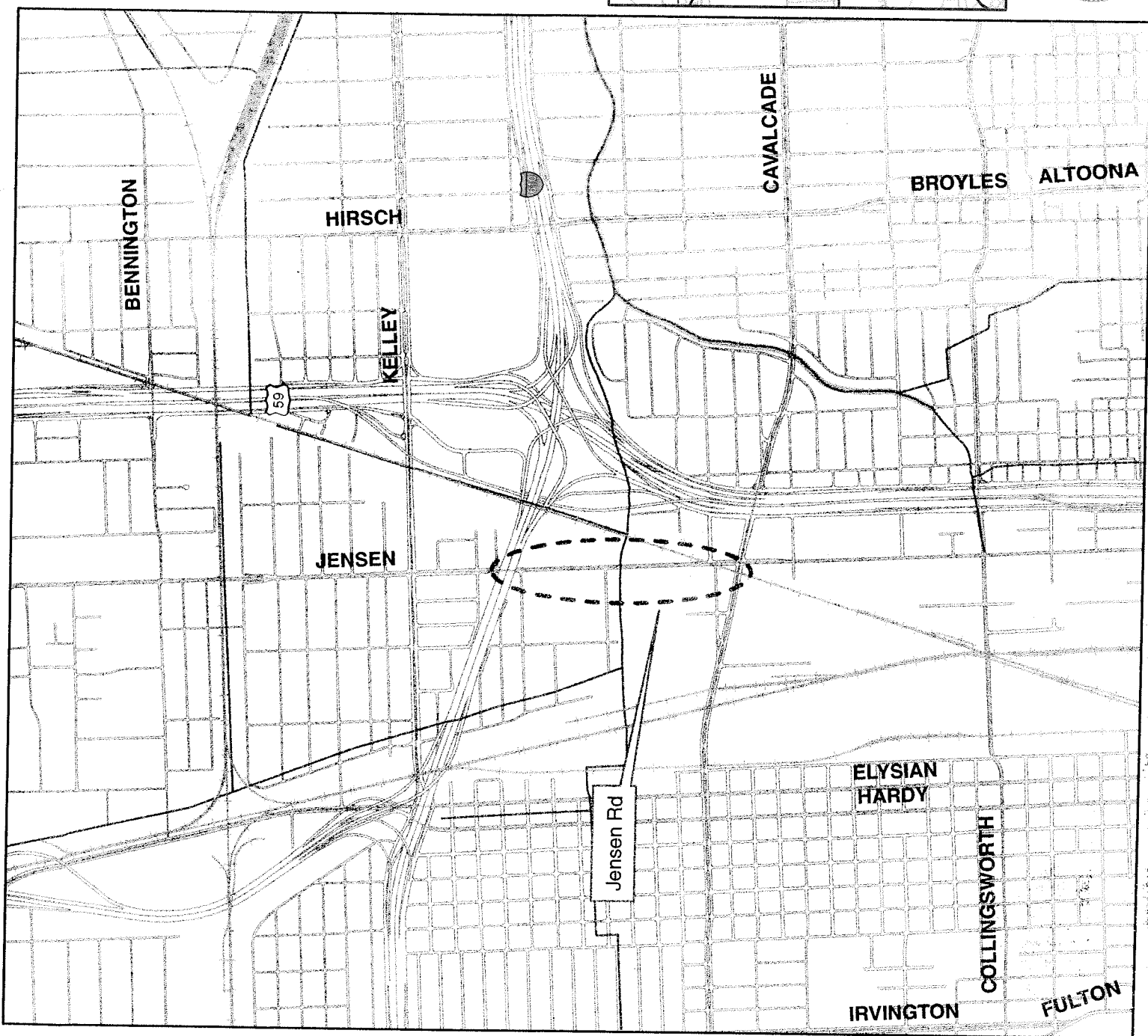
City of Houston

Project Location

Locational Map



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



Local Transportation Projects Gessner Rd

Legend

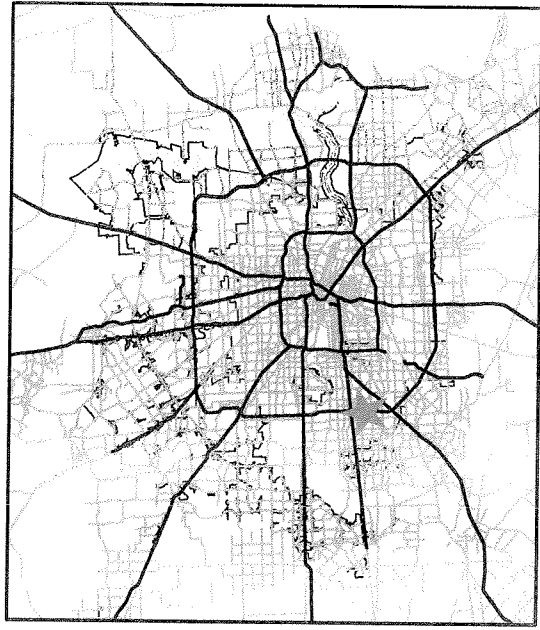
Railroad

Major Roads

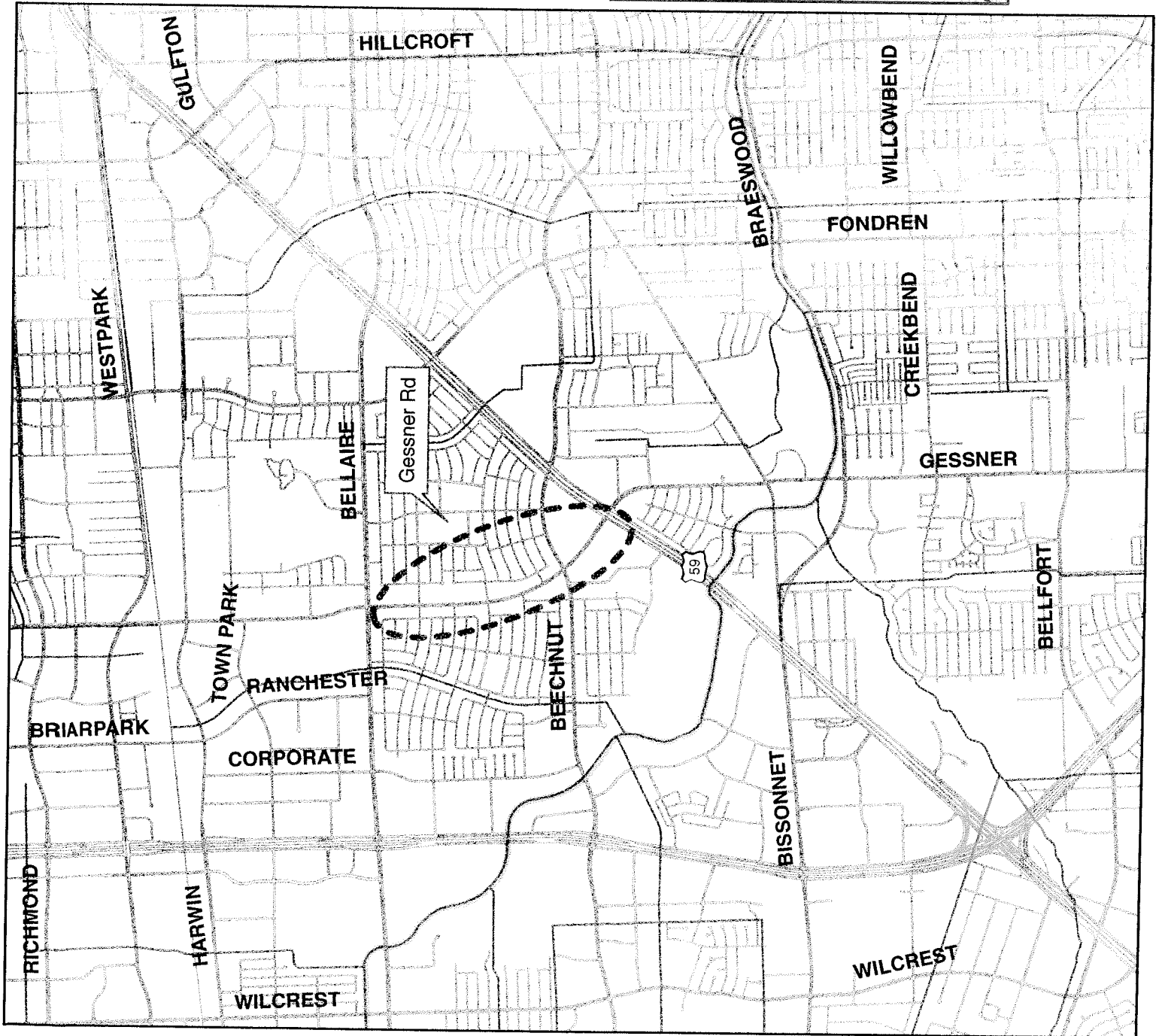
City of Houston

Project Location

Locational Map



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Field verifications should be performed as necessary.



MPO Selected Local Maintenance Projects

TAC Agenda Item 10
Mailout 02/10/10

Funded Projects - Approved For Letting

Original Rank	Sponsor	Facility	Limits From	Limits To	Scope	Est. ARRA Cost	
						Original	Current
1	Houston/Harris	Clinton Dr	I-610	Fidelity Rd	Repair, resurface, drainage and other improvements	\$5,000,000	\$3,188,256
2	Houston	Harwin	BW 8	US 59	26 point repairs	\$245,000	\$245,000
3	Houston	Antoine	US 290	IH 10	16 pt rep, 5 pan replace	\$250,000	\$208,868
4	Houston	Shepherd	Memorial Dr	IH 10	Mill and overlay	\$425,000	\$361,040
5	Cleveland	San Jacinto	Washington	Boothe	Replace	\$156,000	\$156,000
6	Cleveland	Travis	Hanson	Boothe	Replace	\$50,270	\$50,270
7	Houston	Liberty	Lockwood	Waco St/Altoona	Mill and overlay	\$280,000	\$280,000
8	Houston	Weslayan	San Felipe	US 59	2 int recon, 8 pt rep, AC OL	\$630,000	\$630,000
9	Houston	W. Dallas	Shepherd	Montrose Blvd	Mill and overlay	\$390,000	\$390,000
10	Houston	Aldine Westfield	BW 8	Little York Rd	Mill and overlay	\$940,000	\$940,000
11	Harris Co.	Grant Rd.	Lakewood Forest Dr.	Old Kluge Rd	Asphalt overlay	\$397,200	\$442,960
12	Houston	Beechnut	BW 8	US 59	2 panel replace, 8 pt rep, int recon	\$150,000	\$150,000
13	City Galveston	23rd Street	Harborside Drive	Broadway	Resurface	\$271,120	\$271,120
14	City Galveston	21st Street	Harborside Drive	Broadway	Resurface	\$271,120	\$271,120
15	Houston	Yale	IH 610	IH 10	Mill and overlay	\$1,000,000	\$1,000,000
16	Houston	Broadway	Power St	IH 610	Mill and overlay (Powers to IH-610)	\$287,900	\$287,900
18	Houston	Navigation	Lockwood Dr	77th	Base repair, mill and overlay	\$995,000	\$995,000

Funded Projects - Approved For Letting: \$11,738,610 \$9,867,534

Remaining Contingency Projects

Original Rank	Sponsor	Facility	Limits From	Limits To	Scope	Est. ARRA Cost	
						Original	Current
19	Mont. Co.	Sorters Rd	FM 1314	River Ridge Drive	Full depth rehab	\$3,150,000	\$700,643
20	Pasadena	Southmore Ave.	Strawberry Rd	Red Bluff	Mill and overlay	\$3,600,000	\$975,525
21	Mont. Co.	Ford Road	SL494	Mills Branch Dr	Full depth rehab	\$2,539,000	\$635,870
22	Houston	Jensen	IH 610	UP Railroad	Mill and overlay	\$685,000	\$322,828
23	Houston	Gessner	Bellaire	US 59	16 panel replace, 3 pt rep	\$165,000	\$165,000
24	Ft. Bend Co.	Old Richmond Road	FM 1464	West Airport Boulevard	3" HMA Recon	\$1,700,000	\$1,560,690
25	Mont. Co.	Nichols Sawmill Rd	FM 1774	Roberts Cemetary Road	Full depth rehab	\$2,500,000	\$1,223,957
26	Houston	Washington	Westcott St	IH 45	Mill and overlay	\$1,350,000	\$1,350,000
27	Houston	Lockwood	IH 610	Clinton Dr	Mill and overlay	\$1,280,000	\$1,280,000
30	Harris	Katy Hockley Rd.	100' NW of Becker Rd.	100' S of Jack Rd	Asphalt overlay	\$632,600	\$632,600
31	Cleveland	Peach	FM 787	Houston/105-321	Replace	\$85,000	\$85,000
32	Stafford	S. Kirkwood Ave	US 90A	Meadows Place City Limits	Rehab	\$975,000	\$975,000
33	Harris	Clay Rd.	just east of Fry Rd.	Barker Cypress	Asphalt overlay	\$1,868,800	\$1,868,800
34	Mont. Co.	Hardin Store	SH 249	FM2978	Full depth rehab	\$1,500,000	\$672,987

MPO Selected Local Maintenance Projects

TAC Agenda Item 10

Mailout 02/10/10

Original Rank	Sponsor	Facility	Limits From	Limits To	Scope	Est. ARRA Cost	
						Original	Current
35	Mont. Co.	Grogans Mill Rd	Research Forest Dr	Woodlands Parkway	Replace pave, Shldr	\$5,130,000	\$5,130,000
36	Mont. Co.	Grogans Mill Rd	Woodlands Parkway	Sawdust Road	Replace pave, Shldr	\$7,760,000	\$7,760,000
37	Pasadena	Pasadena Blvd.	Harris Ave	SH225	Mill & Overlay	\$2,400,000	\$2,400,000
38	Mont. Co.	Walden Road	Del Lago Blvd	SH105	Replace pave, Shldr	\$9,200,000	\$1,019,858
39	Harris	War Memorial Dr.	Clay Rd	Eldridge Pkwy.	Asphalt overlay	\$816,200	\$816,200




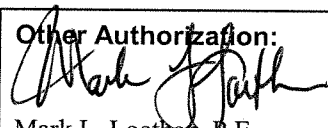
Remaining Contingency Projects: \$47,336,600 \$29,574,958

Projects Removed From Consideration							
Original Rank	Sponsor	Facility	Limits From	Limits To	Scope	Est. ARRA Cost	
						Original	Current
17	Houston	Broadway	IH 610	IH 45	5 pt rep, 2 pan replace (IH-610 to I-45)	\$602,100	\$0
28	Brazoria	Downing Street/CR542	SH35	FM 523	Total Reconstruction	\$9,177,141	\$0
29	Cleveland	Wells Road	Travis	FM 1010	Replace	\$134,600	\$0

Projects Removed From Consideration: \$9,913,841 \$0

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Environmental Consulting Services Contract between the City of Houston and Alan Plummer Associates, Inc. for Municipal Separate Storm Sewer System (MS4) permit support. M-000220-0007-3		Page 1 of 2	Agenda Item # 29
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 4/15/10	Agenda Date APR 21 2010	
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: ALL 		
For additional information contact: Carol E. 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:		
RECOMMENDATION: Authorize and approve a Professional Engineering Services Contract with Alan Plummer Associates, Inc for Municipal Storm Sewer System (MS4) permit support and appropriate funds.			
Amount and Source of Funding: \$200,000.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030 U.P. 4/6/10			
BACKGROUND: In 1987, Congress amended the Clean Water Act to require National Pollutant Discharge Elimination System (NPDES) permits for discharges from storm sewer systems serving populations over 100,000. In 1990, the Environmental Protection Agency (EPA) issued regulations establishing the permitting process for these permits. The City of Houston, Harris County, Harris County Flood Control District (HCFCD), and the Texas Department of Transportation - Houston District (Joint Task Force) were required to obtain a joint NPDES Municipal Separate Storm Sewer System (MS4) permit. EPA issued the NPDES permit to the Joint Task Force effective October 1, 1998. In September 1998 the Texas Natural Resource Conservation Commission (TNRCC), the Texas Commission on Environmental Quality (TCEQ) predecessor, was authorized by the EPA to assume the NPDES program in Texas (renamed the Texas Pollution Discharge Elimination System - TPDES). The Joint Task Force submitted the permit renewal application to TCEQ and the permit was issued on February 24, 2009.			
DESCRIPTION/SCOPE: Alan Plummer Associates Inc. will provide technical support, as requested by the City, to assist in implementation of the City's Storm Water Management Plan (SWMP) as required under its Phase I Municipal Separate Storm Sewer System (MS4) permit. These services may include, but are not limited to, review and recommendations for improvement of existing City processes and activities included in the SWMP, analysis of potential impacts of related state and federal legislation on the MS4 permit,			
REQUIRED AUTHORIZATION		CUIC ID# 20CAE75	
Other Authorization:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E. Acting Deputy Director Planning and Development Services Division 3/21/10	

identification of potential partnership or grant opportunities for implementation activities, and providing task-specific services to implement the City's SWMP. This activity would include the following tasks;

- Event Mean Concentration (EMC) Studies
- Stormwater Grant Support
- Coordination with Other Water Quality Programs
- Enhanced Monitoring
- Coordination with drainage and flood control programs
- Revise Storm Water Quality Guidance Manual
- Special Assignments
- Project Administration

Alan Plummer Associates Inc. shall provide these services on the basis of Work Orders issued by the Director of PWE.

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

The total cost of this project is \$200,000.00 and will be appropriated for Contract services.

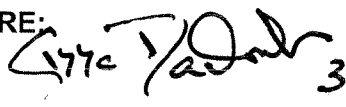
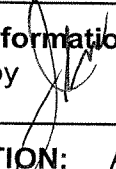
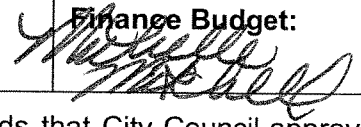


M/WBE INFORMATION: The M/WBE goal for the project is set at 24%. The Engineer has proposed the following qualified firms to achieve this goal.

	M/WBE Firm	Work Description	Amount	% of Total Contract
1	Knudson, LP	Environmental, planning and public involvement services	\$24,000.00	12%
2	XS Environmental Consulting, LLC	Stormwater regulatory compliance matters	\$24,000.00	12%
		Total	\$48,000.00	24.0%

MSM;MLL;CEH;RJC

P:\PLANNING BRANCH\INPDEST\MDL\TERRACON\RCA - TERRACON CONTRACT.DOC

C: Marty Stein,
Gary Drabek,
April Greenhouse
Susan Bandy
Velma Laws
Craig Foster

SUBJECT: Professional Engineering Services Contract HDR Engineering, Inc. Parking Lot Renovation / 4400 San Jacinto Street WBS No. D-000155-0001-3		Page 1 of 2	Agenda Item 30								
FROM (Department or other point of origin): General Services Department		Origination Date 04.14.2010	Agenda Date APR 21 2010								
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E.  3/25/10		Council District(s) affected: D									
For additional information contact: Jacquelyn L. Nisby  Phone: (832) 393-8023		Date and identification of prior authorizing Council action:									
RECOMMENDATION: Approve engineering services contract and allocate funds for the project.											
Amount and Source Of Funding: \$81,260.00 Parking Management Operating Fund (8700)		Finance Budget: 									
SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council approve a professional engineering services contract with HDR Engineering, Inc., to perform design and construction phase services for the parking lot renovation at 4400 San Jacinto Street. The City of Houston leases the lot from the Texas Department of Transportation under the master agreement, which permits the City to provide metered parking under state highways within the city limits. The parking lot is adjacent to the Mexican Consulate and is primarily used by visitors to the Mexican Consulate, Museum District and Texas Medical Center. The Parking Management Division of GSD has installed parking meters at this lot and is responsible for maintenance. The City collects the revenue.											
PROJECT LOCATION: 4400 San Jacinto Street (493X)											
PROJECT DESCRIPTION: The project will evaluate the lot's condition to determine the extent of paving repair required, upgrade the lighting, provide electrical power distribution for the installation of electronic parking meters that will allow customers the convenience of paying with cash or credit cards, and re-stripe the entire lot including striping for ADA parking.											
SCOPE OF CONTRACT AND FEE: The contract provides for a Basic Services Fee to be paid as a lump sum and certain Additional Services to be paid on a reimbursable basis.											
<table><tr><td>\$49,130.00</td><td>Basic Services</td></tr><tr><td>26,480.00</td><td>Additional Services</td></tr><tr><td>5,650.00</td><td>Reimbursable Expenses</td></tr><tr><td>\$81,260.00</td><td>Total Funding</td></tr></table>				\$49,130.00	Basic Services	26,480.00	Additional Services	5,650.00	Reimbursable Expenses	\$81,260.00	Total Funding
\$49,130.00	Basic Services										
26,480.00	Additional Services										
5,650.00	Reimbursable Expenses										
\$81,260.00	Total Funding										
REQUIRED AUTHORIZATION		CUIC ID# 25DSGN56									
General Services Department:  Richard A. Vella, AAIA Chief of Design & Construction Division		Parking Management Division:  Liliana Rambo, CAPP Director of Parking Management Division									

Date	SUBJECT: Professional Engineering Services Contract HDR Engineering, Inc. Parking Lot Renovation / 4400 San Jacinto Street WBS No. D-000155-0001-3	Originator's Initials ON	Page 2 of 2
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M/WBE INFORMATION: A M/WBE goal of 24% has been established for this contract. The engineer has submitted the following certified firms to achieve the goal:

<u>Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Infrastructure Associates, Inc.	Electrical Engineering	\$13,750.00	16.92%
Landtech Consultants, Inc.	Surveying	\$12,730.00	15.67%
	TOTAL	\$26,480.00	32.59%

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 consultant provides health benefits to eligible employees in compliance with City policy.

IZD:JLN:RAV:ON:ps

c: Marty Stein, Jacquelyn L. Nisby, Calvin Curtis, Martha Leyva, Morris Scott, Jean Abercrombie, Darien Helton,
File D-000155-0001-3/507

SUBJECT: Professional Architectural Services Contract Smith & Company Architects Fifth Ward Deluxe Theater Renovation WBS No. E-000178-0002-3		Page 1 of 2	Agenda Item 31
FROM (Department or other point of origin): General Services Department	Origination Date 04.14.2010	Agenda Date APR 21 2010	
DIRECTOR'S SIGNATURE Issa Z. Dadoush, P.E.  12/28/09	Council District(s) affected: B		
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action:		
RECOMMENDATION: Approve professional architectural services contract and appropriate/allocate funds for the project.			
Amount and Source Of Funding: \$ 285,000.00 Federal Government – Grant Funded (5000) CDBG \$ 364,600.00 Reimbursement of Equipment/Projects Fund (1850) \$ 649,600.00 Total Funding		Finance Budget:  Michelle Mitchell	

SPECIFIC EXPLANATION: The City desires to convert the abandoned historic Fifth Ward Deluxe Theater into a neighborhood library. Built in 1941, the Deluxe Theater served as a movie house from 1941 to 1969, and an art gallery from 1971 to 1973. The new Fifth Ward Deluxe Library will promote the cultural history of performing and visual arts of the Fifth Ward Community and the City of Houston. Therefore, the General Services Department recommends that City Council approve a professional architectural services contract with Smith & Company Architects to perform design and construction phase services for the Fifth Ward Deluxe Theater Renovation.

PROJECT DESCRIPTION: The project will transform the existing facility into a neighborhood library and theater for the performing arts with collaboration from the Houston Public Library and Texas Southern University. Program space will include a 7,200 SF library, a 4,000 SF theater with seating for approximately 150 patrons and approximately 1,600 SF of shared spaces. The project will also restore the theater marquis fronting Lyons Avenue and provide surface parking for approximately 70 vehicles.

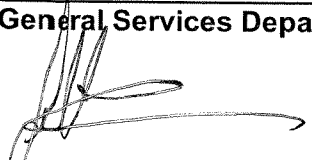

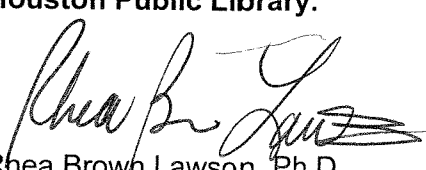
The Architect will incorporate LEED™ (Leadership in Energy and Environmental Design) credits to achieve certification.

PROJECT LOCATION: 3303 Lyons Avenue (570B)

REQUIRED AUTHORIZATION

CUIC # 25DSGN27

NOT

General Services Department:  Richard A. Vella, AAIA Chief of Design & Construction Division	Housing & Community Development:  Ada Edwards Interim Director	Houston Public Library:  Rhea Brown Lawson, Ph.D. Director
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Date	SUBJECT: Professional Architectural Services Contract Smith & Company Architects Fifth Ward Deluxe Theater Renovation WBS No. E-000178-0002-3	Originator's Initials ON	Page 2 of 2
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SCOPE OF CONTRACT AND FEE: The contract provides for a Basic Services fee to be paid as a lump sum, and certain Additional Services to be paid on a reimbursable basis.

\$ 377,100.00	Basic Services Fee
\$ 266,229.00	Additional Services Fee
\$ 643,329.00	Total Contract Services
\$ 6,271.00	Civic Art (1.75%)
\$ 649,600.00	Total Funding

The Reimbursement of Equipment/Projects Fund will contribute \$364,600.00 which will be reimbursed by the Federal Government CDBG Fund in Fiscal Year 2011.

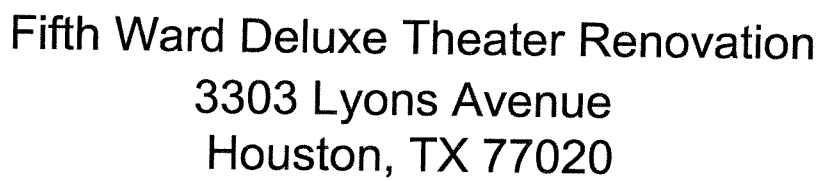
M/WBE INFORMATION: An M/WBE goal of 24% has been established for this contract. The architect has submitted the following certified firms to achieve the goal:

<u>Firm</u>	<u>Scope of Work</u>	<u>Amount</u>	<u>% of Contract</u>
Marshall Engineering Corporation	MEP	\$77,199.00	12%
Henderson + Rogers, Inc.	Structural Engineering	\$48,249.00	7.5%
Site and Field Engineering, LLC	Civil Engineering	\$41,838.00	6%
	Total	\$167,286.00	25.5%

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

IZD:RAV:JLN:ON:on

c: Marty Stein, Wendy Heger, Jacquelyn L. Nisby, Esq., Christopher Gonzales, David Godwin, Jean Abercrombie, Darien Helton, Calvin Curtis, Martha Leyva, File E-000178-0002-3/507



KEY MAP NO. 494E

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8385

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for an Electronic Job Evaluation and Job Description System for the Human Resources Department S33-T23149

Category #
4

Page 1 of 2

Agenda Item

31-1

FROM (Department or other point of origin):

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

Origination Date

March 17, 2010

Agenda Date

APR 21 2010

DIRECTOR'S SIGNATURE

Council District(s) affected

All

For additional information contact:

Janet Mccown Phone: (713) 837-9325
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to The Hay Group, Inc. in an amount not to exceed \$177,240.00 for an electronic job evaluation and job description system for the Human Resources Department.

Maximum Contract Amount: \$177,240.00

Finance Budget

\$177,240.00 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options to The Hay Group, Inc. in an amount not to exceed \$177,240.00 for a electronic job evaluation and job description system (EJEJDS) for the Human Resources Department (HRD). 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 an EJEJDS that will provide HRD with the tools to evaluate and assign jobs to the appropriate job classification, and maintain internal equity and job descriptions for approximately 720 municipal job classifications covering 13,500 employees in 37 pay grades (excludes police officers and firefighters).

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. Fifty-one prospective bidders downloaded the solicitation document from the SPD's e-bidding website and as a result, proposals were received from: Duaffing Technologies, The Hay Group, Inc. and Northgate Arinso. The evaluation committee consisted of six evaluators. The proposals were evaluated based upon the following criteria:

- Organizational capacity and staff experience
- Knowledge, competence, and experience in working with other organizations and/or governmental agencies
- System capabilities, reporting formats, and procedures to promptly and effectively serve the needs of the City of Houston
- Quality of communication materials
- System and implementation criteria met as described in the Scope of Services
- Financial Strength of Vendor

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NOT

Date: 3/17/2010	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for an Electronic Job Evaluation and Job Description System for the Human Resources Department S33-T23149	Originator's Initials CJ	Page 2 of 2
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- Cost: the overall cost of the proposal must be reasonable. The City is not committed to award the work to the lowest proposer; however, the City intends to weigh the costs proposed against the benefits of the products offered
- Ability to assume an account of the size of the City with more than 22,000 employees
- Ability of the Proposer to assume and complete the work in a timely manner

Both HRD and SPD are confident that The Hay Group, Inc. can perform the required services as outlined in the RFP.

Pay or Play Program

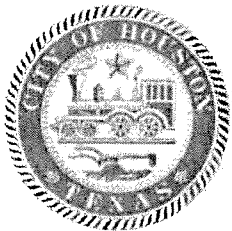
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

Buyer: Conley Jackson

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

Estimated Spending Authority

Department	FY10	Out Years	Total Amount
Human Resources Department	\$85,000.00	\$92,240.00	\$177,240.00



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Correspondence

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

From: Candy Clarke Aldridge
Acting HR Director

Date: January 30, 2009

Subject: MWBE Participation Form

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

I am **requesting** a MWBE goal below 11% (To be completed by SPD, and prior to advertisement): Yes ☒ No ☐ 0%

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

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

Solicitation Number: S33-T23149 Estimated Dollar Amount: \$100,000.00

Anticipated Advertisement Date: 2/6/2009 Solicitation Due Date: 3/13/2009

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

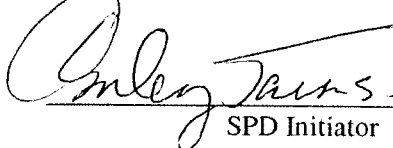
If goal was not met, what did the vendor achieve: _____

Name and Intent of this Solicitation:

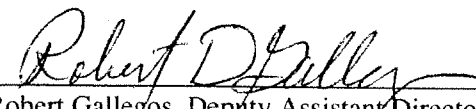
To purchase electronic job evaluation and job description software for the Human Resources Department, which are of a proprietary nature and are a sole source item. Implementation, training and maintenance of these systems are provided by the software vendor, who also provides their own tech support. After checking the MWBE software vendors, none provide the software being solicited.

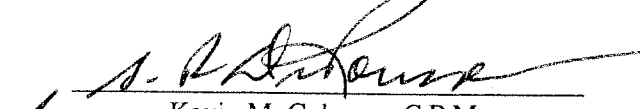
Rationale for requesting a Waiver or Revision (Zero percent goal or revision after advertisement):
(To be completed by SPD)

Concurrence:


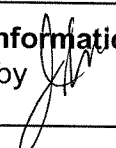



SPD Initiator


Division Manager


Robert Gallegos, Deputy Assistant Director
*Affirmative Action


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

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

SUBJECT: Award Construction Contract ARC Abatement, Inc. Asbestos Abatement at 1200 Travis Parking Garage WBS No. G-000109-0002-4		Page 1 of 2	Agenda Item 32
FROM (Department or other point of origin): General Services Department		Origination Date 4-8-10	Agenda Date APR 21 2010
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E.  12/29/09		Council District affected: 1	
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023		Date and identification of prior authorizing Council action:	
RECOMMENDATION: Award construction contract and allocate funds for the project.			
Amount and Source of Funding: \$473,120.00 American Recovery and Reinvestment ACT of 2009 (ARRA)		Finance Budget: 	
SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council award a construction contract to ARC Abatement, Inc. on the low bid amount of \$374,400.00 to provide construction services at 1200 Travis Parking Garage for the Houston Police Department.			
PROJECT LOCATION: 1200 Travis Street, Houston, Texas (Key Map 493-L)			
PROJECT DESCRIPTION: The scope of work consists of asbestos abatement and removal of all fireproof insulation and associated over-spray from Levels B2, B3, 2, 3, 4, 5 and 6 and from up ramps on Levels 1, 4 and 6 and down ramps on Levels 3, 6 and 7. The work also includes loading, hauling and proper disposal of asbestos containing materials generated as a result of all activities.			
The contract duration for this project is 180 calendar days.			
BIDS: The following six bids were received on August 6, 2009:			
Bidder		Bid Amount	
1. *Arrow Services, Inc.		\$219,820.00	
2. ARC Abatement, Inc.		\$374,400.00	
3. Inland Environments, Ltd.		\$464,880.00	
4. LVI Facility Services, Inc.		\$588,602.00	
5. CST Environmental, LP dba CST Acquisition, LP		\$658,800.00	
6. AAR Incorporated		\$743,280.00	
*GSD reviewed the disparity of bids between Arrow Services, Inc., the apparent low bidder, and ARC Abatement, Inc. and determined that Arrow Services, Inc. omitted approximately 90,000 square feet of asbestos containing materials quantity from it's bid, which resulted in a much lower number. Arrow Services, Inc. requested that their bid be retracted. GSD confirmed that ARC Abatement, Inc.'s bid is reasonable for the work to be performed.			
REQUIRED AUTHORIZATION CUIC ID # 25GM203			
General Services Department:  Humberto Bautista, P.E. City Engineer	Other Authorization:	Other Authorization:	

Date	SUBJECT: Award Construction Contract ARC Abatement, Inc. Asbestos Abatement at 1200 Travis Parking Garage WBS No. G-000109-0002-4	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 ARC Abatement, Inc., and allocate funds for the project, including an additional allocation of \$80,000.00 for project management, construction oversight and air monitoring under the existing contract with Environmental Solutions, Inc.

FUNDING SUMMARY:

\$ 374,400.00	Construction Contract Services
\$ 18,720.00	5% Contingency
\$ 393,120.00	Total Contract Services
\$ 80,000.00	Project Management, Construction Oversight and Air Monitoring
\$ 473,120.00	Total Funding

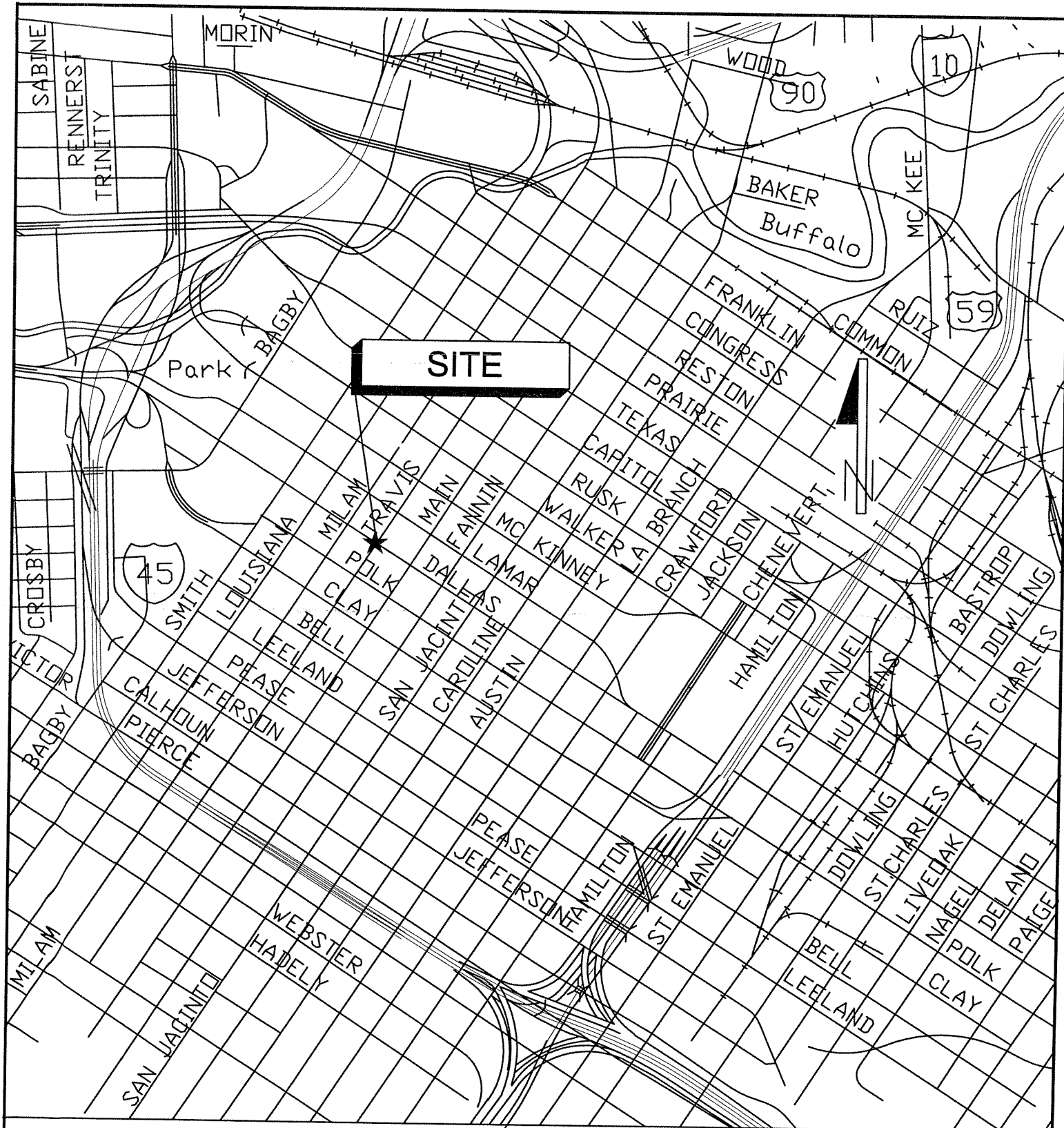
PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's "Pay or Play" Ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

ARRA REQUIREMENTS: The contractor will adhere to and comply with the special reporting requirements associated with this American Recovery and Reinvestment Act of 2009 (ARRA) Grant as required by the City of Houston.

The City of Houston will adhere to and comply with the special reporting requirements associated with this American Recovery and Reinvestment Act of 2009 (ARRA) Grant as required by the granting agency and/or the U.S. Office of Management and Budget.

IZD:PJG:JLN:GM:MCJ:fk



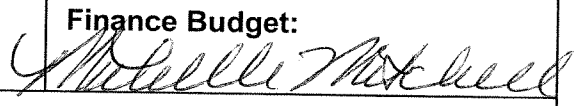

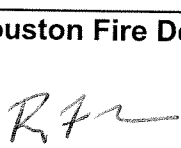
c: Marty Stein
Jacquelyn L. Nisby
Velma Laws
Calvin R. Curtis
Gabriel Mussio
Yvette Burton
File



PARKING GARAGE ASBESTOS ABATEMENT
1200 TRAVIS
HOUSTON, TX 77002

COUNCIL DISTRICT "I"

KEY MAP NO. 493 L

SUBJECT: Award Construction Contract AIA General Contractors, Inc. Underground Storage Tank System Improvements at Fire Department Administration and Fleet Maintenance Building WBS No. C-000170-0015-4		Page 1 of 2	Agenda Item 33												
FROM (Department or other point of origin): General Services Department	Origination Date 4/15/10	Agenda Date APR 21 2010													
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. 	Council District affected: H														
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action:														
RECOMMENDATION: Award construction contract and appropriate funds for the project.															
Amount and Source of Funding: \$184,463.00 Fire Consolidated Construction Fund (4500)		Finance Budget: 													
SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a construction contract to AIA General Contractors, Inc. on the low bid amount of \$135,875.00 to provide construction services at the Administration and Fleet Maintenance Building for the Houston Fire Department.															
PROJECT LOCATION: 1205 Dart Street, Houston, Texas (Key Map 493-G)															
PROJECT DESCRIPTION: The scope of work consists of the removal and replacement of three gasoline and two diesel fuel dispensers, replacement of the submersible fuel pumps within the underground petroleum storage tanks along with motors and controllers and other ancillary equipment, and installation of air and water access on the dispenser island. The contract duration for this project is 120 calendar days. BIDS: The following three bids were received on February 25, 2010:															
<table><thead><tr><th></th><th><u>Bidder</u></th><th><u>Bid Amount</u></th></tr></thead><tbody><tr><td>1.</td><td>AIA General Contractors, Inc</td><td>\$135,875.00</td></tr><tr><td>2.</td><td>Separation System Consultants, Inc.</td><td>\$140,915.00</td></tr><tr><td>3.</td><td>Pemco, Inc</td><td>\$147,800.00</td></tr></tbody></table>					<u>Bidder</u>	<u>Bid Amount</u>	1.	AIA General Contractors, Inc	\$135,875.00	2.	Separation System Consultants, Inc.	\$140,915.00	3.	Pemco, Inc	\$147,800.00
	<u>Bidder</u>	<u>Bid Amount</u>													
1.	AIA General Contractors, Inc	\$135,875.00													
2.	Separation System Consultants, Inc.	\$140,915.00													
3.	Pemco, Inc	\$147,800.00													
REQUIRED AUTHORIZATION CUIC ID # 25GM218															
General Services Department:  Richard A. Vella, AAIA Chief of Design & Construction Division	Other Authorization:	Houston Fire Department:  Rick Flanagan Acting Fire Chief													

Date	SUBJECT: Award Construction Contract AIA General Contractors, Inc. Underground Storage Tank System Improvements at Fire Department Administration and Fleet Maintenance Building WBS No. C-000170-0015-4	Originator's Initials GM	Page 2 of 2
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AWARD: It is recommended that City Council award the construction contract to AIA General Contractors, Inc. and appropriate funds for the project, including an additional appropriation of \$35,000.50 for project management and construction oversight services under the existing contract with SKA Consulting, Inc., which includes, but is not limited to soil and groundwater sampling and analytical testing.

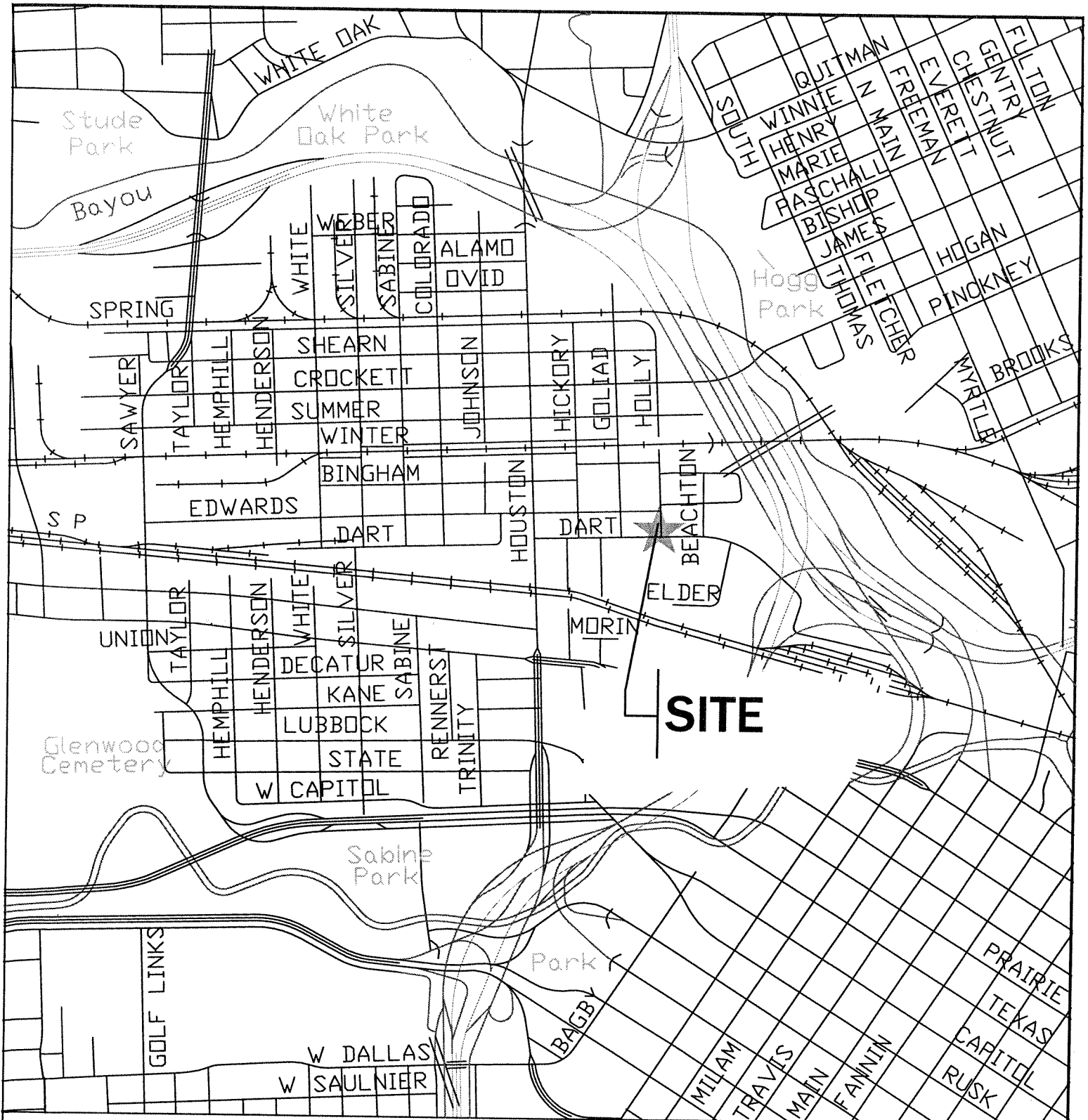
FUNDING SUMMARY:

\$	135,875.00	Construction Contract Services
\$	13,587.50	10% Contingency
\$	149,462.50	Total Contract Services
\$	35,000.50	Project Management and Construction Oversight.
\$	184,463.00	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 provides health benefits to eligible employees in compliance with City policy.

IZD:RAV:JLN:GM:FK:fk

c: Marty Stein
Jacquelyn L. Nisby
Velma Laws
Calvin Curtis
Jack Williams
Gabriel Mussio
Martha Leyva
File



**Underground Storage Tank System Improvements at
Fire Department Administration and Fleet Maintenance Bldg.**

1205 Dart St.

Houston , TX 77007

COUNCIL DISTRICT "H"

C-000170-0015-4

KEYMAP No. 493G

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Appropriate Funds to the General Fund for Equipment Replacement and Renovations at Various City Facilities During Fiscal Year 2010
WBS No. D-000113-0009-5

Page
1 of 1

Agenda Item
34

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

Origination Date

Agenda Date

APR 21 2010

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:

RECOMMENDATION: Appropriate bond funds to the General Fund for equipment replacement and renovations at various City facilities during Fiscal Year 2010.

Amount and Source of Funding:

\$355,489.10—General Improvement Consolidated Construction Fund (4509)

55,176.38—Public Health Consolidated Construction Fund (4508)

\$410,665.48 Total Appropriation

Finance Budget:

Michelle Mitchell

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate \$355,489.10 out of the General Improvement Consolidated Construction Fund and \$55,176.38 out of the Public Health Consolidated Construction Fund to reimburse the General Fund for equipment replacements and renovations completed to date in Fiscal Year 2010. These projects were performed under various city contracts and are eligible for CIP funding but were expensed out of the General Fund to avoid delay and address emergency repairs and safety hazards.

PROJECT DESCRIPTION: The equipment replacement projects included new gas furnaces, HVAC units, condensing and air handler units, chiller upgrades, boiler and heat exchanger upgrades, as well as asbestos abatement for carpet replacement at the City facilities listed below:

DEPT.	LOCATION	ITEM	COST
HPD	Kingwood	New gas furnaces	\$27,895.50
HPD	61 Riesner/Jail	HVAC units for Jail	14,541.75
HPD	61 Riesner/Jail	HVAC units for Jail	17,710.75
HPD	61 Riesner/AHU-Carpentry Shop	10-ton Air Handler Unit	11,186.00
HPD	61 Riesner/AHU # 3	15-ton Air Handler Unit	12,336.00
HPD	61 Riesner/Air Monitoring Services	Asbestos Abatement for Carpet Replacement	23,374.50
HPD	61 Riesner/2 nd Floor Abatement	Asbestos Abatement for Carpet Replacement	37,260.00
HPD	61 Riesner/Carpet	2 nd Floor Carpet Replacement	28,992.02
HPD	61 Riesner/Heat Exchanger	Boiler and Heat Exchanger Upgrades	25,315.00
HPD	61 Riesner/Chiller Upgrades	Chiller Upgrades	95,703.20
HPARD	Metropolitan Multi Service Center	15-ton Split System Replacement	26,870.38
ARA	Bureau of Animal Regulation & Care	Boiler Replacement	34,304.00
General Government			\$355,489.10
DHHS	Sunnyside Health Center	17.5-ton package unit (Carrier or equal)	\$16,691.50
DHHS	Sunnyside Health Center	25-ton package unit (Carrier or equal)	21,906.00
DHHS	Braeswood Lab	Valves and actuators for Controls Upgrade Project	10,913.88
DHHS	Braeswood Lab	Air Handler Unit Controller Boards for Controls Upgrade Project	5,665.00
Public Health			\$55,176.38

TOTAL APPROPRIATION

\$410,665.48

IZD:JLN:SG:RV:ps

c: Marty Stein, Jacquelyn L. Nisby, Rey Vargas, Calvin Curtis, Celina Ridge, Christopher Gonzales

REQUIRED AUTHORIZATION

CUIC ID# 25MSCL67

General Services Department:

Steve Girardi
Assistant Director

Department of Health and Human Services:

Stephen L. Williams, M.D., M.P.A.
Director

SUBJECT: Award Construction Contract
 Millis Development and Construction, Inc.
 Fifth Ward Multi Service Center New Parking Lot
 WBS No. H-000054-0002-4

Page
1 of 2

Agenda
Item 25

FROM (Department or other point of origin):

General Services Department

Origination Date

4-8-10

Agenda Date

APR 14 2010
 APR 21 2010

DIRECTOR'S SIGNATURE:

Issa Z. Dadoush, P.E.

Council District affected:

B

For additional information contact:

Jacquelyn L. Nisby

Phone: 832-393-8023

Date and identification of prior authorizing Council action:

RECOMMENDATION: Award construction contract and allocate funds for the project.

Amount and Source of Funding:

\$276,400.00 American Recovery & Reinvestment Act—Reimbursement Fund (5300)

Finance Budget:

SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a construction contract to Millis Development and Construction, Inc., on its low bid amount of \$242,097.00 to provide construction services for a new parking lot for the Fifth Ward Multi Service Center.

PROJECT LOCATION: 3906 Stonewall Street (494F)

PROJECT DESCRIPTION: The scope of work consists of clearing and preparing the existing site for the construction of an approximately 30,000 SF fenced parking lot for the Fifth Ward Multi Service Center. The lot will provide 126 new parking spaces including handicap accessible spaces. New lighting and storm water retention are included. The lot will be constructed to comply with the landscape ordinance.

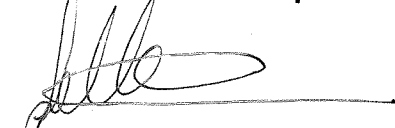
The contract duration for this project is 84 calendar days.

BIDS: The following fifteen bids were received on January 21, 2010:

<u>Bidder</u>	<u>Bid Amount</u>	<u>Bidder</u>	<u>Bid Amount</u>
1 Millis Development & Construction, Inc	\$242,097.00	9 Carrera Construction, Inc	\$318,526.00
2 Harris Construction Company, LTD	\$258,906.39	10 Lazer Construction Company, Inc	\$323,247.00
3 Times Construction	\$264,300.00	11 Jerdon Enterprise, L.P.	\$338,338.38
4 C&D Constructors, Inc	\$287,500.00	12 All American Brothers Company, LLC	\$339,823.00
5 AAA Asphalt Paving, Inc	\$289,768.55	13 Resicom, Inc	\$357,000.00
6 Pavlik Construction Services, Inc.	\$296,000.00	14 Tikon Group, Inc	\$369,998.00
7 Triple B Services, LLP	\$299,017.50	15 W.A. Robbins Construction Company, Inc	\$466,612.00
8 Apache Services, Inc	\$307,000.00		

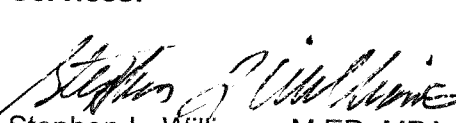
REQUIRED AUTHORIZATION

CUIC ID # 25CONS140

General Services Department:


Richard A. Vella, AAIA

Chief of Design & Construction Division

Department of Health and Human Services:

Stephen L. Williams, M.ED, MPA
Director**Housing & Community Development:**


Ada Edwards

Interim Director

Date	SUBJECT: Award Construction Contract Millis Development and Construction, Inc. Fifth Ward MSC New Parking Lot WBS No. H-000054-0002-4	Originator's Initials ON	Page 2 of 2
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AWARD: It is recommended that City Council award the construction contract to Millis Development and Construction, Inc. and allocate funds for the project, including an additional allocation of \$10,093.00 for engineering material testing services under the existing contract with Raba-Kistner Consultants, Inc.

FUNDING SUMMARY:

\$ 242,097.00 Construction Contract Services
24,210.00 10% Contingency
\$ 266,307.00 Total Contract Services
10,093.00 Engineering Material Testing
\$ 276,400.00 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 provides health benefits to eligible employees in compliance with City policy.

ARRA REQUIREMENTS: Each contractor will adhere to and comply with the special reporting requirements associated with this American Recovery and Reinvestment Act of 2009 (ARRA) Grant as required by the U.S. Department of Housing and Urban Development and/or the City of Houston.

The City of Houston will adhere to and comply with the special reporting requirements associated with this American Recovery and Reinvestment Act of 2009 (ARRA) Grant as required by the granting agency and/or the U.S. Office of Management and Budget.

IZD:RAV:JLN:ON:ps

c: Marty Stein, Jacquelyn L. Nisby, Esq., Christopher Gonzales, David Godwin, Celina Ridge, Gabriel Mussio, Calvin Curtis, Martha Leyva, File H-000054-0002-4/812

