

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 22, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Lovell

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 - MARCH 23, 2011 - 9:00 A. M.

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

HEARINGS

1. **PUBLIC HEARING** in accordance with Section 552.045 (c) of the Texas Local Government Code regarding proposed rates and exemptions to establish and levy a schedule of drainage charges for property subject to implementation of a Municipal Drainage Utility System

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 48

AGENDA - MARCH 23, 2011 - PAGE 2

MISCELLANEOUS - NUMBERS 2 through 5

2. REQUEST from Mayor for confirmation of **MR. KELLY DOWE** as Director of the Finance Department
3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE) BOARD OF DIRECTORS**, for terms to expire December 31, 2011:
 - Position Three - **MR. PHILIP IVY**, appointment
 - Position Five - **MR. STANLEY J. SARMAN**, reappointment, and as Chair
4. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON ZOO DEVELOPMENT CORPORATION BOARD OF DIRECTORS**:
 - Position One - **MS. DEANNA PENA GARCIA**, appointment, for a term to expire 6/30/2012
 - Position Two - **MR. JONATHAN DAY**, reappointment, for a term to expire 6/30/2013
 - Position Three - **MS. SYLVIA ANN MAYER**, appointment, for a term to expire 6/30/2011
 - Position Four - **DR. BARBARA (BOBBI) G. SAMUELS**, appointment, for a term to expire 6/30/2012
 - Position Five - **MR. RUFUS P. CORMIER**, appointment, for a term to expire 6/30/2013, and as Chair for a term ending 12/31/2011
 - Position Six - **MR. DAMIAN E. LACROIX**, appointment, for a term to expire 6/30/2013
 - Position Eight - **MR. E. WILLIAM BARNETT**, reappointment, for a term to expire 6/30/2012
5. RECOMMENDATION from Director Municipal Courts Department to designate the Municipal Courts Building located at 1400 Lubbock to be named the Herbert Gee Municipal Courts Building in honor of Judge Herbert W. Gee - **DISTRICT H - GONZALEZ**

ACCEPT WORK - NUMBERS 6 through 8

6. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,364,500.00 and acceptance of work on contract with **STUDIO RED ARCHITECTS, LP** for Miller Outdoor Theatre Sound System Replacement - 5.98% over the original Guaranteed Maximum Price after execution of a change order - **DISTRICT D - ADAMS**
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,626,079.93 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Panagard and Bissonnet No. 1 Lift Station Replacement - 5.46% under the original contract amount - **DISTRICTS F - HOANG and G - PENNINGTON**
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$9,328,959.87 and acceptance of work on contract with **INDUSTRIAL TX CORPORATION** for Almeda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements Package 1 - 4.79% under the original contract amount - **DISTRICT D - ADAMS**

PROPERTY - NUMBER 9

9. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Earnest Gibson III, President, Riverside General Hospital, for abandonment and sale of Paige Street, from Elgin Avenue south to its terminus, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323, Parcels SY11-033 and LY11-014 - **DISTRICT I - RODRIGUEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 17

10. ORDINANCE appropriating \$483,505.07 out of C & E Construction Fund for Purchase of New Carpet Tile including installation for the Convention & Entertainment Facilities Department
 - a. **TEXAN FLOOR SERVICE, LTD.** for Purchase of New Carpet Tile including installation from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Convention & Entertainment Facilities Department
11. ORDINANCE appropriating \$68,714.50 out of Fire Consolidated Construction Fund for Emergency Purchase of Mold Remediation Services and Professional Air Quality Assessment and Air Monitoring for the General Services Department
 - a. **INLAND ENVIRONMENTS LTD.** for Emergency Purchase of Mold Remediation Services and Professional Air Quality Assessment and Air Monitoring for the General Services Department
12. **BROADCAST MICROWAVE SERVICES** for Public Safety Video Initiative Video Management Software Procurement for the Houston Police Department - \$178,279.75 - Grant Fund
13. **TACTICAL ELECTRONICS & MILITARY SUPPLY, LLC** for Specialty Backpacks, Rip Kits and Tool Kits for Houston Police Department - \$90,976.48 - Grant Fund
14. **PHILPOTT MOTORS, LTD.** for Aerial Manlift Truck through the Interlocal Agreement for Cooperative Purchasing with BuyBoard for the Houston Police Department - \$91,721.35 Supplemental Environmental Project Fund
15. **BEVCO COMPANY, INC** for a Long Range Thermal Binocular for the Houston Police Department \$61,613.00 - Grant Fund
16. **ALLEN VANGUARD** for Two Bomb Suits under the Urban Area Security Initiative Grant Program of the U. S. Department of Homeland Security for the Houston Police Department - \$62,674.00 Grant Fund
17. **MCCAIN WATERWORKS MARKETING, LLC** for Valve Insertions for Department of Public Works & Engineering - \$80,530.00 - Enterprise Fund

ORDINANCES - NUMBERS 18 through 48

18. ORDINANCE **AMENDING ARTICLE XI OF CHAPTER 47 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the transportation of certain liquid wastes
19. ORDINANCE approving the fifth amended and restated ordinance relating to the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series E; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of such notes, including the approval of two Substitute Credit Agreements, a fifth amended and restated Dealer Agreement, a fifth amended and restated Issuing and Paying Agency Agreement and one or more Offering Memorandums; and declaring an emergency
20. ORDINANCE accepting the individual proposals from **WESTCHESTER FIRE INSURANCE COMPANY, LEXINGTON INSURANCE COMPANY, UNDERWRITERS AT LLOYDS, RSUI INDEMNITY COMPANY, SWISS RE INTERNATIONAL SE, ENDURANCE AMERICAN SPECIALTY INSURANCE COMPANY, AXIS SURPLUS INSURANCE COMPANY, ARCH SPECIALTY INSURANCE COMPANY, EVANSTON INSURANCE COMPANY, ASPEN SPECIALTY INSURANCE COMPANY**, which are participating in the Layered Property Insurance Program and approving and authorizing the purchase of a General City Property Insurance Policy \$8,552,113.87 - Property & Casualty Fund

ORDINANCES - continued

21. ORDINANCE accepting the proposal from **LEXINGTON INSURANCE COMPANY**, approving and authorizing the purchase of Terrorism Insurance for the proposed City-Wide Insurance Policy for all scheduled City of Houston locations - \$668,287.61 - Property & Casualty Fund
22. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON-GALVESTON AREA COUNCIL** for Hurricane Ike Recovery Assistance Services from Social Services Block Grant Funds for the Houston Health & Human Services Department \$1,715,393.00 - Grant Fund
23. ORDINANCE approving and authorizing second amendment to the **Texas Department of Housing and Community Affairs ("TDHCA")** Community Development Program Contract No. 70090001 between the City of Houston and **TDHCA**, an Agency of the State of Texas, for Hurricane Ike/Dolly funding under the Consolidated Security Disaster Assistance and Continuing Appropriations Act of 2009 Community Development Block Grant - Disaster Recovery
24. ORDINANCE accepting into the City Collection "Tolerance", a work of art by Jaume Plensa consisting of seven kneeling figures rendered in stainless steel alphabet mesh set atop unique boulders, located in Buffalo Bayou Park and approving and authorizing agreement between the City of Houston and **GREATER HOUSTON COMMUNITY FOUNDATION** for donation of such work of art - **DISTRICT D - ADAMS**
25. ORDINANCE approving and authorizing payment of Mediated Settlement Agreement pursuant to Court Order in Bazile, et al v. City of Houston, H-08-2404, which payment represents back pay accumulated for promotions to Captain and Sr. Captain in the Houston Fire Department and Attorneys Fees to Plaintiffs Attorneys - \$301,165.12 - General and Property & Casualty Funds
26. ORDINANCE amending City of Houston Ordinance No. 2004-1003 relating to employment conditions, compensation and benefits of classified police officers of the City of Houston; ratifying the 2011 Meet and Confer Agreement between the City of Houston and the **HOUSTON POLICE OFFICERS' UNION**, and containing other provisions relating to the foregoing subject; suspending the operation of certain ordinances; providing for severability
27. ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Homicide Division's Interview Room/Equipment Upgrade; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
28. ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Fugitive Apprehension/Crime Reduction Program; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
29. ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Gun Violence Reduction Initiative; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

ORDINANCES - continued

30. ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Parole Violation Warrant Initiative; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
31. ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Targeted Abuser Round Up; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
32. ORDINANCE appropriating \$2,500,000.00 out of Airports Improvement Fund and approving and authorizing Professional Noise Compatibility Consulting Services Contract between the City of Houston and **CALOCERINOS & SPINA ENGINEERS, INC d/b/a C&S ENGINEERS, INC** for Management and Implementation of the George Bush Intercontinental Airport/Houston Residential Sound Insulation Program (Project 676) - 3 Years - **DISTRICT B - JOHNSON**
33. ORDINANCE approving and authorizing amendment to Tax Abatement Agreement between the City of Houston, Texas and **CHEVRON U.S.A. INC** for certain property located within the Houston, Texas, Enhanced Enterprise Community approved by City Council by Ordinance No. 2004-181 - **DISTRICT I - RODRIGUEZ**
34. ORDINANCE approving and authorizing contract between the City and **XEROX CORPORATION** for Multi-Function Office Machines for Various Departments for the City of Houston; providing a maximum contract amount - 3 Years with 2 one-year options - \$12,000,000.00 - Central Service Revolving Fund
35. ORDINANCE issuing a permit to **BASF CORPORATION** to operate, maintain, improve, repair, and replace an existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICT E - SULLIVAN**
36. ORDINANCE issuing a permit to **COPANO NGL SERVICES, L.P.** to operate, maintain, improve, repair and replace an existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICTS C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON and I - RODRIGUEZ**
37. ORDINANCE appropriating \$7,998.85 out of Solid Waste Consolidated Construction Fund for Liquid Waste Storage Tanks for Used Oil and Antifreeze Recycling Operations for the Solid Waste Management Department
38. ORDINANCE approving and authorizing amendment to agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 382** (Approved by Ordinance No. 2008-843) - **DISTRICT E - SULLIVAN**
39. ORDINANCE deappropriating \$102,843.00 from the Street & Bridge Consolidated Construction Fund (Approved by Ordinance 2006-0127, C62109) and appropriating \$349,900.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AECOM TECHNICAL SERVICES, INC** for Design of Greens Road from John F. Kennedy Boulevard to U.S. 59 (North); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

ORDINANCES - continued

40. ORDINANCE appropriating \$9,006,300.00 out of Drainage Improvement Commercial Paper Series F, Fund and \$619,700.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **JFT CONSTRUCTION, INC** for Whiteheather Storm Sewer Improvements Segment III; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F, Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**
41. ORDINANCE appropriating \$6,186,000.00 out of Drainage Improvement Commercial Paper Series F Fund and \$1,036,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **SER CONSTRUCTION PARTNERS, LTD.** for Brays Village Drainage Improvements; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - HOANG**
42. ORDINANCE appropriating \$2,124,000.00 out of Street & Bridge Consolidated Construction Fund, awarding contract to **DCE CONSTRUCTION, INC** for Safe Sidewalk Project; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - STARDIG; F - HOANG and G - PENNINGTON**
43. ORDINANCE appropriating \$2,312,400.00 out of Street & Bridge Consolidated Construction Fund, awarding contract to **RESICOM, INC** for Safe Sidewalk Project; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK and H - GONZALEZ**
44. ORDINANCE appropriating \$643,633.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PIPELINE VIDEO INSPECTION, LLC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
45. ORDINANCE amending Ordinance No. 2008-0260 (Passed March 25, 2008) to increase the maximum contract amount under the Professional Services Contract for the Residential Energy Efficiency Program with **ESPA CORPORATION**
46. ORDINANCE awarding construction contract to **TEXAS LIQUA TECH SERVICES, INC** for Roof Replacement at Health & Human Services Headquarters; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for Roof Inspection Services and contingencies relating to construction of facilities financed by the Hurricane Ike AID and Recovery Fund - \$563,266.00 - Grant Fund - **DISTRICT D - ADAMS**

ORDINANCES - continued

47. ORDINANCE appropriating \$1,984,500.00 out of Woodlands Regional Participation Fund; awarding construction contract to the **GONZALEZ GROUP, L.P.** for Lake Houston Park Phase One; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and materials testing, Civic Art Program and contingencies relating to construction of facilities financed by Woodlands Regional Participation Fund
48. ORDINANCE granting to **POT-O-GOLD RENTALS, INC, A Foreign For-Profit Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 49 through 54

49. ORDINANCE **AMENDING ARTICLE VI OF CHAPTER 9 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Airport Compatible Land Use Regulations; making findings and containing other provisions relating to the foregoing subject; providing for an effective date; providing for severability
TAGGED BY COUNCIL MEMBERS RODRIGUEZ, NORIEGA, JONES and JOHNSON
This was Item 3A on Agenda of March 9, 2011
50. RECOMMENDATION from Director Planning & Development Department to accept reports on the reconsideration of the following six historic districts - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and H - GONZALEZ:**
- | | |
|------------------------|--------------|
| Avondale West | Heights East |
| Boulevard Oaks | Heights West |
| First Montrose Commons | Norhill |
- TAGGED BY COUNCIL MEMBER LOVELL**
- a. RESOLUTION amending Resolution No. 2010-39; changing the boundaries of the First Montrose Commons Historic District - **TAGGED BY COUNCIL MEMBERS CLUTTERBUCK and JONES**
These were Items 4 and 4A on Agenda of March 9, 2011
51. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$145,222.00 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank Remediation, Removal and Installation at Fire Station 28 - 4.69% below the original contract amount - **DISTRICT C - CLUTTERBUCK**
TAGGED BY COUNCIL MEMBER JONES
This was Item 6 on Agenda of March 9, 2011

MATTERS HELD – continued

52. ORDINANCE appropriating \$2,766,738.74 out of Equipment Acquisition Consolidated Fund for Purchase of Automobiles, Vans, Utility Vehicles, and Light-Duty Trucks for Various Departments
- a. **PHILPOTT MOTORS, LTD., d/b/a PHILPOTT FORD** - \$3,006,220.00, **RON CARTER AUTOMOTIVE** - \$671,943.00, **CALDWELL AUTOMOTIVE PARTNERS, LLC d/b/a CALDWELL COUNTRY CHEVROLET** - \$627,321.00, **TOMMIE VAUGHN MOTORS, INC** - \$466,896.00, **JOHNSON WHITESBORO FORD d/b/a HOLIDAY FORD** - \$492,866.83, **FRED HAAS TOYOTA COUNTRY** - \$409,136.00 and **CALDWELL AUTOMOTIVE PARTNERS, LLC d/b/a CALDWELL COUNTRY FORD** - \$61,635.00 for Automobiles, Vans, Utility Vehicles, and Light-Duty Trucks for a total of \$5,736,017.83 for Various Departments - \$2,969,279.09 - Enterprise, Stormwater and Other Funds - **TAGGED BY COUNCIL MEMBERS CLUTTERBUCK, JONES, HOANG, PENNINGTON and NORIEGA**
These were Items 9 and 9A on Agenda of March 9, 2011
53. ORDINANCE approving and authorizing various contracts between the City of Houston and 1) **CONNECTICUT GENERAL LIFE INSURANCE COMPANY** for an Administrative Services Agreement related to the administration of various health plans; 2) **NATIONAL PACIFIC DENTAL, INC** related to the Managed Care Dental Agreement; 3) **UNITEDHEALTHCARE INSURANCE COMPANY** related to the Group Dental Indemnity Agreement; 4) **AMERICAN FAMILY LIFE ASSURANCE COMPANY OF COLUMBUS** related to the agreement for voluntary supplemental insurance coverage and administration of flexible spending accounts; and 5) the amendment and restatement of the City of Houston Employees' Section 125 Plan, including healthcare and dependent care reimbursement arrangements, all effective May 1, 2011; approving and authorizing various health care plans, dental plans and supplemental insurance benefits for City employees, retirees, deferred retirees, survivors and certain dependents, effective May 1, 2011 - 3 Years with two one-year options - \$84,000,000.00 - Health Benefits Fund - **TAGGED BY COUNCIL MEMBERS JONES, BRADFORD, RODRIGUEZ, JOHNSON, NORIEGA and HOANG**
This was Item 12 on Agenda of March 9, 2011
54. ORDINANCE approving and authorizing contract between the City of Houston and **AKIN GUMP STRAUSS HAUER & FELD LLP** for representation before the United States Congress and Federal Agencies; establishing a maximum contract amount - 3 Years - \$828,000.00 - General Fund - **TAGGED BY COUNCIL MEMBERS JONES, RODRIGUEZ and SULLIVAN**
This was Item 15 on Agenda of March 9, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Noriega 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
MARCH 22, 2011 2:00PM**

AGENDA

3MIN 3MIN 3MIN

DR. JAMES KEY – 1816 N. Blvd. – 77098 – 713-859-9027 – Historic Preservation (Boulevard Oaks)

NON-AGENDA

2MIN 2MIN 2MIN

MR. JOHN PAGE – Post Office Box 362 – 77042 – Bellaire – TX – 832-978-7663 – Municipal Courts

3MIN 3MIN 3MIN

MR. ROBERT EDNESS – 6221 Main – 77030 – 713-367-3826 – Police rational arrest

MS. KIM TRAN – 6606 Irvington – 77022 – 713-459-7410 – Water Impact fees (denial of permit) want money back

MR. ALBERT ANDERSON – 645 Westheimer, Unit 1105 – 77057 – 832-573-8234 – City of Houston Impact fees (denial of permit) want money back

MS. KIM SHAW – 6363 W. Airport, No. 225 – 832-245-8211 – Complaint against Houston Housing Authority

MS. SHEILA DEGAR – 8846 Forest Hollow Dr. – 77078 – 832-258-9780 – Gangs/general – too many kids are being killed

MR. WILLIAM BEAL – 5814 Overdale – 77033 – no phone – President Ronald Wilson Reagan red alert

MR. J. K. MOWRY – 3233 Gano St. – 77009 – 713-816-379 – Property lien

MR. ETINNE NGUYEN 8607 Bellaire – 77072 – 832-475-9044 – Security

MR. REGINALD PREDON – 125 Dyna – 77060 – 832-881-7265 – Corruption, Kidnapping and Drugs

MR. MANUEL URBINA – 8020 Easton – 77017 – 713-480-0602 – Speed bumps and sidewalks

MS. NIKKIE BALAZS – 5006 ½ Lavender, house C – 77026 – 832-884-0534 – CPS

MR. RONALD WILDE – 1810 Sanford – 77006 – 832-880-1256 – Bike patrol

MR. LARRY PICKARD – no phone – no address – Wavier to solicit on street

MR. DONALD BURNS – 13021 Bongeal Way – 77047 – 713-882-0307 – Shamrock Manor Civic

MR. JAMES RASMUS – 5403 Brinkman – 77091 – 713-683-0945 – prohibited parking ordinance

MR. JOGRETTE WILLIAMS – Post Office Box 42505 – 77242 – 713-542-4842 - Wrongful eviction

MS. GWENDOLYN JOHNSON – 19019 Remington Mill Dr. – 77073 – 832-266-4262 – Housing

MR PAT MATHEWS – 1401 St. Joseph Pkwy – 77002 – 713-756-8236 – Healt hcare

DR. AMIR MALIK – 1333 Spear Rd. – 77067 – 713-557-2760 – Introduction of AMC (Ahmadiayya Muslim Community

DR. CARLOS J. GONZALEZ – 2900 North Loop West, Ste. 1300 – 77092 – 832-553-3591 – Insurance Carrier for City Employees (BCBS)

PREVIOUS

1MIN 1MIN 1MIN

MS. PATRICIA MARTIN – 3401 Fannin – 77004 – 832-630-3717 – Civil Rights violated by Mayor and Staff citizen visually impaired

MS. DARLENE KING – Post Office Box 87784 – 77287 – 832-892-3278 – Calvin Wells

MS. KRYSTAL MUHAMMAD - 7125 Reed Rd. – 77087 – 713-261-3558 – Justice for Charles Ray Jr., and all victims of police brutality

PRESIDENT JOSEPH CHARLES - Post Office Box 524373, Ste. 227 - 77052-4373 – 713-928-2871 –
Assassination – Black Crucifixion Global Capitalist Crime W/Called of Me- ER – Protection

Hearings
3/23/11

MAR 23 2011

NOTICE OF PUBLIC HEARINGS

NOTICE is hereby given in accordance with Section 552.045(c) of the Texas Local Government Code that the City Council of the City of Houston will conduct public hearings on Wednesday, March 9, 2011, and Wednesday, March 23, 2011, beginning at 9:00 a.m. in the Council Chambers, 2nd floor of the Houston City Hall, 901 Bagby Street, Houston, Texas. The purpose of each public hearing is to receive comment from the general public regarding proposed rates under consideration by City Council to establish drainage charges for property subject to implementation of a Municipal Drainage Utility System. The schedule of proposed rates based on possible exemptions is attached. Individuals interested in reserving time to speak at a hearing are encouraged to call 832-393-1100 at least thirty minutes prior to each hearing. Written comments and suggestions will be accepted at the time of each hearing.

Schedule of Rates (AMENDED AS OF FEBRUARY 8, 2011)

Each example annual/monthly charge is based on a 5,000 square foot lot with 1,875 square feet of impervious cover.

Possible Exemption(s)	Resulting Rate (per sq. ft. of impervious surface)	Example Annual/ Monthly Charge (1,875 sq. ft. impervious cover x rate = charge; rounded where necessary)
No Exemption	Residential curb & gutter, nonresidential	3.20¢
	Residential open ditch	2.60¢
County	Residential curb & gutter, nonresidential	3.28¢
	Residential open ditch	2.67¢
School Districts	Residential curb & gutter, nonresidential	3.29¢
	Residential open ditch	2.67¢
Religious Organizations	Residential curb & gutter, nonresidential	3.28¢
	Residential open ditch	2.67¢
County & School Districts	Residential curb & gutter, nonresidential	3.36¢
	Residential open ditch	2.73¢
County & Religious Organizations	Residential curb & gutter, nonresidential	3.34¢
	Residential open ditch	2.71¢
School Districts & Religious Orgs	Residential curb & gutter, nonresidential	3.38¢
	Residential open ditch	2.74¢
County, School Districts, & Religious Organizations	Residential curb & gutter, nonresidential	3.44¢
	Residential open ditch	2.80¢



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2

MAR 23 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-3-11
date

COUNCIL MEMBER: _____

March 3, 2011

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Section 2-601 of the City of Houston Code of Ordinances, I am pleased to appoint Mr. Kelly Dowe as Director of the Finance Department, subject to Council confirmation. His resume is attached.

Mr. Dowe will be available to meet with each of you prior to his confirmation, which I expect to place on the March 23, 2011 agenda

Sincerely,

Annise D. Parker
Mayor

Attachment

MAP:msc

78911111
RECEIVED
MAR 3
CITY SECRETARY



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

3

MAR 23 2011

March 4, 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-7-11
date

COUNCIL MEMBER: _____

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to Chapter 311, Texas Tax Code, and City of Houston Ordinance No. 97-1589, I am nominating the following individuals for appointment or reappointment to the Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone) Board of Directors, subject to Council confirmation:

Mr. Philip Ivy, appointment to Position Three, for a term to expire December 31, 2011;
and
Mr. Stanley J. Sarman, reappointment to Position Five, for a term to expire December 31, 2011, and as Chair.

Pursuant to the bylaws of the Lake Houston Redevelopment Authority, appointment of a director to the Board of Directors of this Zone will also constitute appointment of the director to the corresponding position on the Board of Directors of the Authority for the same term.

Résumés of the nominees are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP/JC/jsk

Attachments



cc: Mr. Ralph De Leon, Division Manager, Finance and Economic Development
Department

3



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

4

MAR 23 2011

March 3, 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-7-11
date

COUNCIL MEMBER: _____

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to the Articles of Incorporation and Bylaws of the Houston Zoo Development Corporation, I am nominating for appointment or reappointing the following individuals to the Houston Zoo Development Corporation Board of Directors, subject to Council confirmation:

- Ms. Deanna Pena Garcia, appointment to Position One, for a term to expire June 30, 2012;
- Mr. Jonathan Day, reappointment to Position Two, for a term to expire June 30, 2013;
- Ms. Sylvia Ann Mayer, appointment to Position Three, for a term to expire June 30, 2011;
- Dr. Barbara (Bobbi) G. Samuels, appointment to Position Four, for a term to expire June 30, 2012;
- Mr. Rufus P. Cormier, appointment to Position Five, for a term to expire June 30, 2013, and as Chair for a term ending December 31, 2011;
- Mr. Damian E. LaCroix, appointment to Position Six, for a term to expire June 30, 2013; and
- Mr. E. William Barnett, reappointment to Position Eight, for a term to expire June 30, 2012;

Résumés of the nominees are attached for your review.

Sincerely,

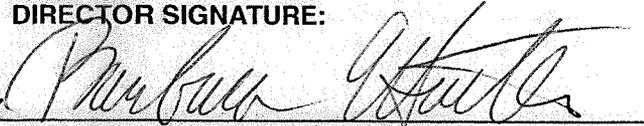
Annise D. Parker
Mayor

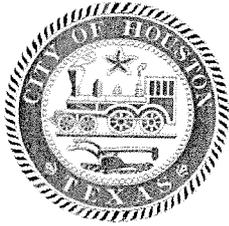
AP:JC:jsk

Attachments

cc: Mr. Rick Barongi, Executive Director, Houston Zoo Development Corporation



SUBJECT: Approval of the designation of a City of Houston facility, the Municipal Courts Building, located at 1400 Lubbock, Houston, TX 77002, in honor of Judge Herbert W. Gee for his significant contributions to the City, to the Municipal Court system, and to his community.		Category #	Page 1 of 1	Agenda Item # 5
FROM (Department or other point of origin): Municipal Courts Department		Origination Date March 11, 2011		Agenda Date MAR 23 2011
DIRECTOR SIGNATURE: 		Council District affected: District H		
For additional information contact: Judge Barbara E. Hartle Director and Presiding Judge Municipal Courts Department 713.247.5464		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) That pursuant to Executive Order 1-47, Effective November 1, 2003, the City of Houston Municipal Court building located at 1400 Lubbock, Houston, TX 77002 be named the Herbert Gee Municipal Courts Building.				
Amount of Funding: None.		F & A Budget:		
<input type="checkbox"/> General Fund				
SPECIFIC EXPLANATION: City of Houston Executive Order 1-47 sets forth the procedures for naming an existing City facility in honor of an individual and requires that the individual be particularly identified with the facility. Judge Herbert Gee has been identified with the Municipal Courts for over 40 years, first as a prosecutor, then as a defense attorney, as a Judge, and finally as the Court's Associate Presiding Judge. His exemplary service to his community, his profession and to his peers is such that it merits this recognition. Under his capable hand and as a result of his extensive knowledge of municipal law, he has been instrumental in many critical areas of court operations. He is most deserving of this honor based on his exemplary service to our great City and to his community. As part of this request, please see the letters of support included herein.				
REQUIRED AUTHORIZATION:				
F&A Director:		Other Authorization:		Other Authorization:



CITY OF HOUSTON
Municipal Courts Department

Interoffice
Memorandum

To: Mayor Annise D. Parker **From:** Barbara E. Hartle
Director and Presiding Judge
Municipal Courts Judicial Department

Date: March 15, 2011

Subject: **Request:**
Naming of City Facility
Municipal Courts Building
1400 Lubbock

Please allow this memo to serve as a formal request to name the City of Houston Municipal Court facility located at 1400 Lubbock in honor of Judge Herbert Wing Gee. I strongly believe that Judge Gee is most deserving of this honor based on his exemplary service to our great City and to this community. The information provided herein will demonstrate that this request meets the criteria outlined in City of Houston **Executive Order 1-47n.**

Section 5.3:

When naming after a person or persons, the naming request will describe the contributions to the City.

Section 6.3 (6.3.1, 6.3.3, 6.3.4, 6.3.6):

Additionally, naming of City facilities may be considered if the individual, their family or a community organization has made exceptional contributions to the City.

Herbert Wing Gee was a lifelong Houstonian. He attended Sam Houston High School and upon graduation, attended Texas Tech University, the University of Texas, and finally the University of Houston, where he earned his Bachelor of Science Degree in Mathematics in 1965.

He began his teaching career with the Houston Independent School District, teaching mathematics at Jeff Davis High School from 1966 to 1969. He left a lasting mark on many of his students over the years, and to this day, he has been approached on countless occasions by former students who remember his quick wit, his love of mathematics and above all, his kind heart.

While he found his career in education a rewarding experience, he felt that pursuing a law degree would open many doors and afford him many new opportunities. As a result, he applied and was accepted to South Texas College of Law, where he earned his Juris Doctor Degree in 1969.

In 1969 he joined the City of Houston as an Assistant City Attorney. He has also served as a prosecutor for various other local municipalities. In 2000, Mayor Lee P. Brown submitted his name to City Council for appointment as a Municipal Court Judge. Former Director and Presiding Judge Berta A. Mejia recognized his leadership qualities and tapped him as the Court's Administrative Judge, and then as Associate Presiding Judge, a position he held until his passing on March 12, 2011.

Under his capable hand and as a result of his extensive knowledge of municipal law, he has been instrumental in many critical areas of court operations. He was a key leader in complex conversion from a paper-intensive court information system to a paperless one. Judge Gee was involved in the vendor selection process, which included numerous site visits and demonstrations. Once a vendor was selected and the system design phase was underway, Judge Gee quickly identified obstacles and suggested innovative improvements that streamlined many court processes. His willingness to donate countless hours to the testing phase planning meetings, data cleansing, and finally, the "go-live" while still serving on the bench was invaluable.

In his role as Associate Presiding Judge, he developed and continuously revised judicial training materials for new full and part time Judges. He devoted many hours mentoring new Judges, providing one-on-one sessions to familiarize them with the court system, while still handling his regular dockets in Court 11. He consistently led all other courts in the monthly number of jury trials held. When any of the courts experienced system problems or were presented with problem cases, Judge Gee was always the "go-to" person, quickly resolving the issue.

He has also played an important role in the selection process for the Clerk of Court, Full-Time Judges, Associate Judges and Adjudication Hearing Officers. He assisted in developing an evaluation process for the judicial staff and participated in the annual evaluations of each Judge.

Because he served as a prosecutor for so many years, he was also able to adeptly mentor both new and seasoned prosecutors as well as many defense attorneys. He represented the City of Houston at Harris County Bail Bond Board meetings, where he served the City of Houston well. He was highly respected by members of the bonding association as well as the defense bar, consistently earning top marks on the annual Houston Bar Judicial Poll.

On numerous occasions, Judge Gee was asked to speak at various legal forums and professional conferences, sharing his expertise on immigration law, ethics, and municipal law. Judge Gee was a charter member of the Texas Municipal Courts Association as well as the Asian American Bar Association, and served on various board and committee level positions with the State Bar of Texas. This past September, he was honored by the Asian American Bar Association for his meritorious service to this organization, his community and his profession.

At the community level, the *Gee Family Association Education Fund of Greater Houston*, awards annual scholarships to applicants of Asian descent who wish to pursue education beyond the high school level. The student must have primary residence in the greater Houston area and have a commitment toward providing service in the community. The Gee family raises funds throughout the year including an annual dinner in order to better the lives of others.

On a personal level, I believe that naming the Municipal Courts Building in his honor is a fitting tribute to a person who has directly and indirectly made a difference in the lives of so many as an educator, a lawyer, and above all, as a public servant. For over forty years, he has served his profession, his community and the City in a most commendable manner.

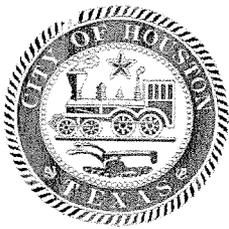
Lastly, I have included numerous letters that I have received in support of this effort. Thank you in advance for your consideration and support of this request. It would be quite an honor for Judge Gee's family, his friends and his colleagues here at the Municipal Courts.

Sincerely,


Barbara E. Hartle

Attachments

BEH/ljw



CITY OF HOUSTON

Municipal Courts Department

Annise D. Parker

Mayor

Barbara E. Hartle
Director and Presiding Judge
1400 Lubbock, Room 214
Houston, Texas 77002

T. 713.247.5464
F. 713.247.8747
www.houstoncourts.org

March 9, 2011

Mayor Annise D. Parker
City of Houston
901 Bagby
Houston, Texas 77002

Re: Judge Herbert W. Gee

Dear Mayor Parker,

I am writing this letter in support of the initiative proposed by Presiding Judge Barbara Hartle to rename our Municipal Courts building in honor of Judge Herbert Gee. As the former Presiding Judge, I can attest to Judge Gee's vital contributions to our Municipal Courts, his willingness to go that extra mile to assist his colleagues on both sides of the aisle, and his commitment to his community and his profession.

I had the pleasure of naming Judge Gee as my Associate Presiding Judge. I have always considered his temperament and his knowledge a valuable asset not only to my administration, but to our court system as well. I could always count on him to lend support, encouragement, advice, and leadership to his fellow judicial staff, administrative staff, prosecutors, defense bar and to the Chief Clerk's office.

Our Court has evolved over the years to an efficient system thanks to the contributions made by so many, but I single Judge Gee out for his willingness to step in when the going got tough, providing solutions to the issues presented from moving from a paper intense court system to an electronic system. He also assisted me in the screening and selection process for prospective judicial candidates, and helped me develop an evaluation process for the judicial staff.

There were many times when the City has faced both natural and technical problems that forced us to close our court facility. I knew that I could always count on Judge Gee to be here in the aftermath of Allison, Ike, the computer virus issue, and many other trying moments.

As far as his contributions to our City, there are many. We both began our careers as educators. I believe that this experience allowed him to continue to mentor others throughout his legal career. He has taken many "baby" lawyers under his capable wing as he had his former students, providing much needed words of wisdom, guidance and valuable insight. That is why he is held in such high esteem among his former students, his friends, and his colleagues, and why he consistently earned high marks in the annual Judicial Bar Poll.

In closing, I am saddened that he is battling cancer; he is truly fighting his disease valiantly and with a positive attitude. I am uncertain what the future holds for him, and for this reason, I believe that we should move quickly in honoring him. He is most deserving of this honor and I am certain that his legacy will live on for years to come. Every time someone enters our building and sees his name, they will remember him as a quintessential seeker of justice for all.

Sincerely,

A handwritten signature in cursive script that reads "Berta A. Mejia".

Berta A. Mejia

Associate Judge and Former Presiding Judge

BAM

JUDGE FAD WILSON
7366 BIRCHTREE FOREST DR.
HOUSTON, TEXAS 77088
2381/272-1870

March 3, 2011

To: Mayor Annise Parker

Re: Renaming of the Municipal Courts Building

Dear Mayor Parker;

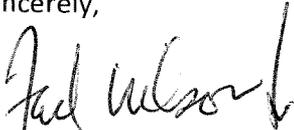
I am writing this letter in support of naming the Houston Municipal Courts Building as the Judge Herbert Gee Houston Municipal Courts Building. I have had the pleasure of working with Judge Gee over the years and feel strongly that his contributions in upgrading and improving the courts, first as a Prosecutor and then as a Judge have been tremendous.

Judge Gee's contributions go far beyond just prosecuting cases when he was a Prosecutor or hearing cases as a Judge. In both positions, he excelled as a leader and as a "go to" guy for many of us who work daily in the court system. Judge Gee has been and still is available to help however and whenever he can. I could recite numerous examples of his untiring dedication to making our courts the best court in the nation. However, time will not permit that here.

In summary, I would like to say that in my thirty two plus years of working in the Municipal Courts system, I will concede that there have been other outstanding individuals contributing to the growth and betterment of our courts. However, Judge Gee, in my humble opinion, has far exceeded the work of the other individuals that come to mind, and has become the "spirit" of this courthouse going forward in the future.

Thank you in advance for your kind consideration of this matter.

Sincerely,



Judge Fad Wilson
Associate Judge of the Municipal Courts



JUDGE STEVEN E. KIRKLAND

215TH DISTRICT COURT

HARRIS COUNTY CIVIL JUSTICE CENTER

201 CAROLINE

HOUSTON, TEXAS 77002

(713) 368-6330

Mayor Parker
Houston City Council
Houston City Hall

RE: Municipal Courthouse Name

Mayor Parker and Members of Council:

As a former Municipal Court Judge, I can tell you that there is no part of the Municipal Court System that has not been touched and improved by Judge Herbert Gee and for that reason I support renaming the building for him.

Judge Gee has always been a mentor to new participants in the process – new judges, young defense lawyers, and young prosecutors; as well as a trusted advisor and counselor to those who have been involved for a while. Since he has served in each of those positions, his advice has credibility on all sides and his perspective to each about the roles of the others has been invaluable.

He worked tirelessly to improve Court processes, even while pulling a full load of the daily work that regularly swamps the building. He did all of this with a sense of caring and compassion which moved all of us who came into contact with him. Few have logged as many hours or seemed to enjoy the effort as much as Judge Gee. In fact, the only time I recall seeing him unhappy at the Courthouse is when Court business was stopped by one party or the other who simply refused to attend to his or her role in the process.

I am fortunate to have learned many judicial tools from Judge Gee and grateful to call him one of my mentors. I know I am not alone in that regard and believe our community has been enriched by his service. Recognition of his contribution by placing his name on the building will hopefully inspire others to serve as diligently as he and serve to remind all who come of the lessons he has shared with us.

Very truly yours,

A handwritten signature in black ink, appearing to read "Steven Kirkland", written in a cursive style.

Steven Kirkland

Lawrence Rousseau
Attorney at Law
2016 Main Ste. 102
Houston, TX 77002
713-222-0550

February 26, 2011

Mayor Annise Parker
901 Bagby
Houston, Texas 77002

Re: Renaming the Municipal Courts Building

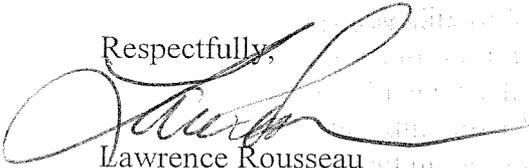
Dear Mayor Parker,

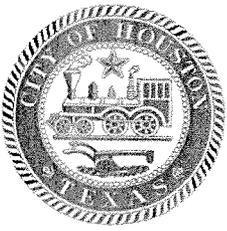
I would like to strongly advocate the renaming of the Municipal Courts Building after Judge Herbert Gee.

Judge Gee is the epitome of the ideals of the Municipal Courts system. Even before I began practicing in the Houston Municipal Courts 35 years ago, he had earned the reputation as a very capable & just prosecutor. For a brief period of time he left the prosecutor's office to become a defense attorney, thereby gaining the public's point of view, even successfully appealing a landmark municipal case. Next he extended his qualifications by becoming a municipal judge in Spring Valley, only to shortly thereafter return to the City of Houston Municipal Courts to rapidly progress from part time municipal judge, to full time nonjury judge, to full time jury trial judge and then to Assistant Presiding Judge. He has spoken to numerous bar associations and has mentored many of judges, including myself. Whenever there has been an inclement weather day or an unforeseen problem in the courts, Judge Gee has been in the mix trying to solve the problem. Currently, despite the fact that he has been battling cancer, he continues to help the courts and administration with his years of experience. Herb Gee is the kind of pragmatist that has either made the system work or has transformed it into that which has become more workable—he is the ideal reason why we should transform the Municipal Courts Building into the Herbert Gee Municipal Courts Building.

Do not hesitate to contact me if you have any questions concerning this initiative.

Respectfully,


Lawrence Rousseau
Associate Judge, Houston Municipal Courts



CITY OF HOUSTON

Municipal Courts Department

Annise D. Parker

Mayor

March 9, 2011

Barbara E. Hartle
Director and Presiding Judge
1400 Lubbock, Room 214
Houston, Texas 77002

T. 713.247.5464
F. 713.247.8747
www.houstoncourts.org

Mayor Annise Parker
City of Houston
900 Bagby
Houston, Texas 77002

Re: Renaming of Municipal Courthouse

Dear Mayor Parker,

We the undersigned Judges are writing to respectfully request that you consider renaming the Municipal Courts Building to be hereafter known as the Herbert Gee Municipal Courthouse. Judge Gee has been a colleague of ours for many years and we have all come to have a deep and abiding respect and admiration for his brilliant leadership and substantial contributions to the Municipal Courts. Judge Gee has been a mentor to a great many judges over the years and we can all attest to his devotion to making the Houston Municipal Court system the best in America. In addition to being an outstanding jurist, Judge Gee's tireless work ethic and commitment to excellence have made him a beacon for all that work in this building.

For many years, Judge Gee enjoyed great success in private law practice specializing in many areas such as commercial and real estate transactions, probate, criminal defense, family, immigration, and naturalization law. Judge Gee, however, had an even higher calling. That calling was for public service. In 1969, Judge Gee was appointed as an Assistant City Attorney for the City of Houston. In 2000, Mayor Lee P. Brown appointed him as a Municipal Court Judge. Judge Gee has enjoyed a distinguished ascent in the Courts, first being tapped as an Administrative Judge to now serving as Associate Presiding Judge under Director and Presiding Judge Barbara E. Hartle. As a result of Judge Gee's great knowledge of municipal law and his consummate skills as teacher, many new judges have received superior training and mentorship during his years of service to the Courts.

It is with a great sense of pride in our distinguished colleague, that we the undersigned Judges recommend the renaming of the Municipal Courts Building to be called the Herbert Gee Municipal Courthouse.

Sincerely,

City of Houston Municipal Court Judges
By Signatures Attached

Municipal Court Judges
Signature List

Kimberly Maria Lumbelle

E. Garcia

Sheryl D. Edwards

Catherine D. Wylie

Jay Kousen

Rick Hupke

Adam Silverman

Melissa

M. M.

Mike Byler

McCasanova

John Chase

Walter E. Peterson

Meg Ewald

Leif F. Sant-Bernard

Nancy J. Bailey

Clare Marshall

David Swims

Alicia Castillo

Paul R.

Stephen F. Honoré

SUBJECT: Accept Work Studio Red Architects, LP Miller Outdoor Theatre Sound System Replacement WBS No. D-000125-0005-4	Page 1 of 1	Agenda Item 6
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FROM (Department or other point of origin): General Services Department	Origination Date	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix by JLN</i>	Council District affected: D
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2009-1075; Dated 11/04/2009
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RECOMMENDATION: Pass a motion approving the final contract amount of \$1,364,500.00, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required Previous Funding: \$1,500,000.00—General Improvement Consolidated Construction Fund (4509)	Finance Budget:
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SPECIFIC EXPLANATION: On November 4, 2009, City Council awarded a Design/Build contract to Studio Red Architects, LP to provide design and construction services for replacement of the sound system at the Miller Outdoor Theatre for the Convention and Entertainment Facilities Department. The General Services Department (GSD) and Studio Red Architects agreed to a Guaranteed Maximum Price (GMP) for construction services in the amount of \$1,287,500.00. GSD recommends that City Council approve the final contract amount of \$1,364,500.00 or 5.98% over the original GMP, accept the work and authorize final payment to Studio Red Architects, LP.

PROJECT LOCATION: 6000 Hermann Park Drive (formerly 100 Concert Drive) (533A)

PROJECT DESCRIPTION: The project designed and replaced the existing sound system at the Miller Outdoor Theatre, which included replacement of the sound consoles, speaker systems for the covered and hill seating areas, microphone systems, monitor system, computer systems, electrical components, and minor structural work to hang the new speakers and safety lights from the existing structure.

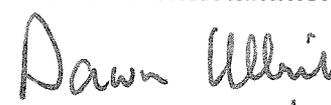
CONTRACT COMPLETION AND COST: The contractor completed the project within the original contract duration of 61 days. The final cost of the project including Change Orders is \$1,364,500.00, an increase of \$77,000.00 over the original GMP.

PREVIOUS CHANGE ORDER: Change Order 1 replaced an existing deteriorated wireless microphone system with a new 24 channel wireless microphone system that includes 24 handheld transmitters and 24 microphones.

M/WBE PARTICIPATION: The contract contained a 10% M/WBE goal during the design phase and a 2% MBE goal and 3% SBE goal during the construction phase. According to the Affirmative Action and Contract Compliance Division, the contractor achieved 13.33% M/WBE participation, 3.73% MBE participation and 3.34% SBE participation and was assigned a satisfactory rating.

SM:JLN:RAV:JJR:ps
 c: Marta Crinejo, Jacquelyn L. Nisby, Mario Ariza, Morris Scott, Deyanira Rodriguez, Donald Black, Kim Nguyen, Martha Leyva, Gabriel Mussio, File

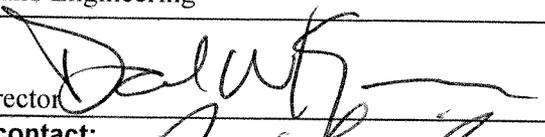
REQUIRED AUTHORIZATION CUIC ID# 25CONS172

General Services Department:  Richard A. Vella Chief of Design & Construction Division	Convention and Entertainment Facilities Department:  Dawn R. Ullrich Director
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Miller Outdoor Theatre
100 Concert Dr. Houston, TX

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Panagard and Bissonnet No. 1 Lift Station Replacement. WBS No. R-000267-0058-4.		Page <u>1</u> of <u>1</u>	Agenda Item # <u>7</u>
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date MAR 23 2011
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director		Council Districts affected: F, G	
For additional information contact:  J. Timothy Lincoln, P.E. Senior Assistant Director Phone: (832) 395-2355		Date and Identification of prior authorizing Council Action: Ord. #2009-368 dated 04/29/2009	

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$2,626,079.93, which is 5.46% under the original Contract Amount, accept the Work and authorize the final payment.

Amount and Source of Funding: No additional appropriation required.
(Original appropriation of \$3,133,400.00 from Water and Sewer System Consolidated Construction Fund No. 8500.)

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's ongoing program to upgrade its lift station facilities.

DESCRIPTION/SCOPE: The project consisted of construction of two new lift stations, installation of SCADA Systems, and demolition of two existing lift stations. Malcolm Pirnie, Inc. designed the project with 400 calendar days allowed for construction. The project was awarded to Reytec Construction Resources, Inc. with an original Contract Amount of \$2,777,850.00.

LOCATION: The project area is located at 2525 Panagard and 7700 Bissonnet, Key Map Grids 488-T and 540-Q respectively.

CONTRACT COMPLETION AND COST: The Contractor, Reytec Construction Resources, Inc. has completed the Work under subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities, previously approved Change Order No. 1 is \$2,626,079.93, a decrease of \$151,770.07 or 5.46% under the original Contract Amount.

The decreased cost is primarily due to an underrun in Base Unit Price Item No. 48 – Reinforced Concrete Pavement 7-inch Thick, Cash Allowance Item No. 97 - Utility Reimbursement for Centerpoint Energy Fees for the Service Feed Connections to the Proposed Lift Stations and Service Feed Disconnection of the Existing Lift Station and most of the Extra Unit Price Items.

M/WBE PARTICIPATION: The M/W/SBE goal for this project was 22.00%. According to Affirmative Action and Contract Compliance, the actual participation was 21.14%. The Contractor was awarded a "Satisfactory" rating for M/W/SBE compliance.

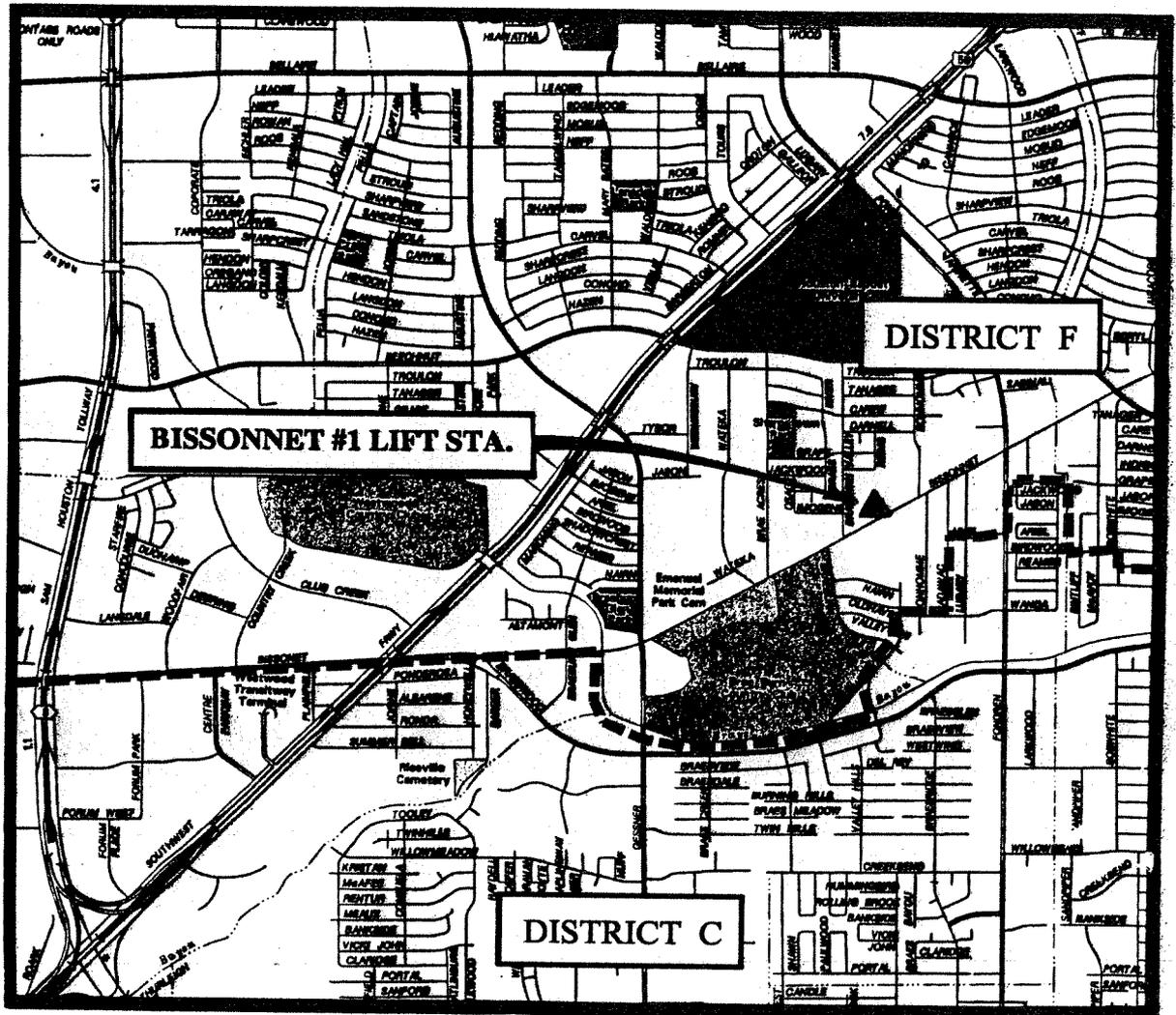

DWK:DRM:JTE:SKF:WR:mq
Z:\E&C Construction\Facilities\Projects\R-000267-0058-4 Panagard & Bissonnet No. 1 LS\Closeout\RCA\RCA - rev.DOC

c: File No. R-000267-0058-4 – Closeout

REQUIRED AUTHORIZATION

CUIC ID# 20MZQ202

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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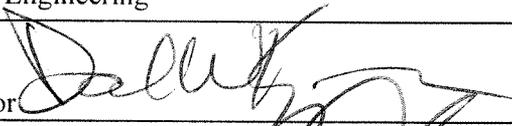


LEGEND

--- COUNCIL DISTRICT BOUNDARY

CITY OF HOUSTON
 WBS No. R-000267-0058-4
**PANAGARD & BISSONNET NO. 1
 LIFT STATION REPLACEMENT**
 KEY MAPS: 530 Q

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Almeda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements Package 1. WBS No. R-000298-0004-4.	Page <u>1</u> of 1	Agenda Item # 8
FROM (Department or other point of origin):	Origination Date	Agenda Date
Department of Public Works and Engineering		MAR 23 2011
DIRECTOR'S SIGNATURE:	Council Districts affected:	
Daniel W. Krueger, P.E., Director 	D 	
For additional information contact:	Date and Identification of prior authorizing Council Action:	
J. Timothy Lincoln, P.E. Senior Assistant Director Phone: (832) 395-2355 	Ord. #2008-0543 dated 06/18/2008 	

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$9,328,959.87, which is 4.79% under the original Contract Amount, accept the Work and authorize the final payment.

Amount and Source of Funding: No additional appropriation required.
(Original appropriation of \$11,000,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500.)

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's ongoing program for improvements to the Almeda Sims Wastewater Treatment Plant (WWTP) and Sludge Processing Facilities (SPF).

DESCRIPTION/SCOPE: The project consisted of construction of new sludge processing facilities, installation and replacement of sludge processing equipment, motor control system, electrical facilities and site improvements. Binkley & Barfield, Inc. designed the project with 540 calendar days allowed for construction. The project was awarded to Industrial TX Corporation with an original Contract Amount of \$9,798,392.00.

LOCATION: The project area is located at 12319 1/2 Almeda Road, Key Map Grids 572-L.

CONTRACT COMPLETION AND COST: The Contractor, Industrial TX Corporation has completed the Work under subject Contract. The project was completed with an additional 195 days allowed by Change Order Nos. 1, 2, and 3. The final cost of the project, including overrun and underrun of estimated bid quantities, and previously approved Change Order Nos. 1, 2, and 3 is \$9,328,959.87, a decrease of \$469,432.13 or 4.79% under the original Contract Amount.

The decreased cost is primarily a result of unused Base Unit Price Items relating to excavated materials and the work not requiring use of most Extra Unit Price Items.

M/WBE PARTICIPATION: The M/W/SBE goal set for this project was 22.00%. According to Affirmative Action and Contract Compliance Division, the actual participation was 23.32%. The Contractor was awarded an "Outstanding" rating for M/W/SBE compliance.


DWK:DRM:JTL:SKF:NI:mq
Z:\E&C Construction\Facilities\Projects\R-0298-04-4, Almeda SPF, package 1\Closeout\RCA\RCA.DOC

c: File No. R-000298-0004-4 – Closeout

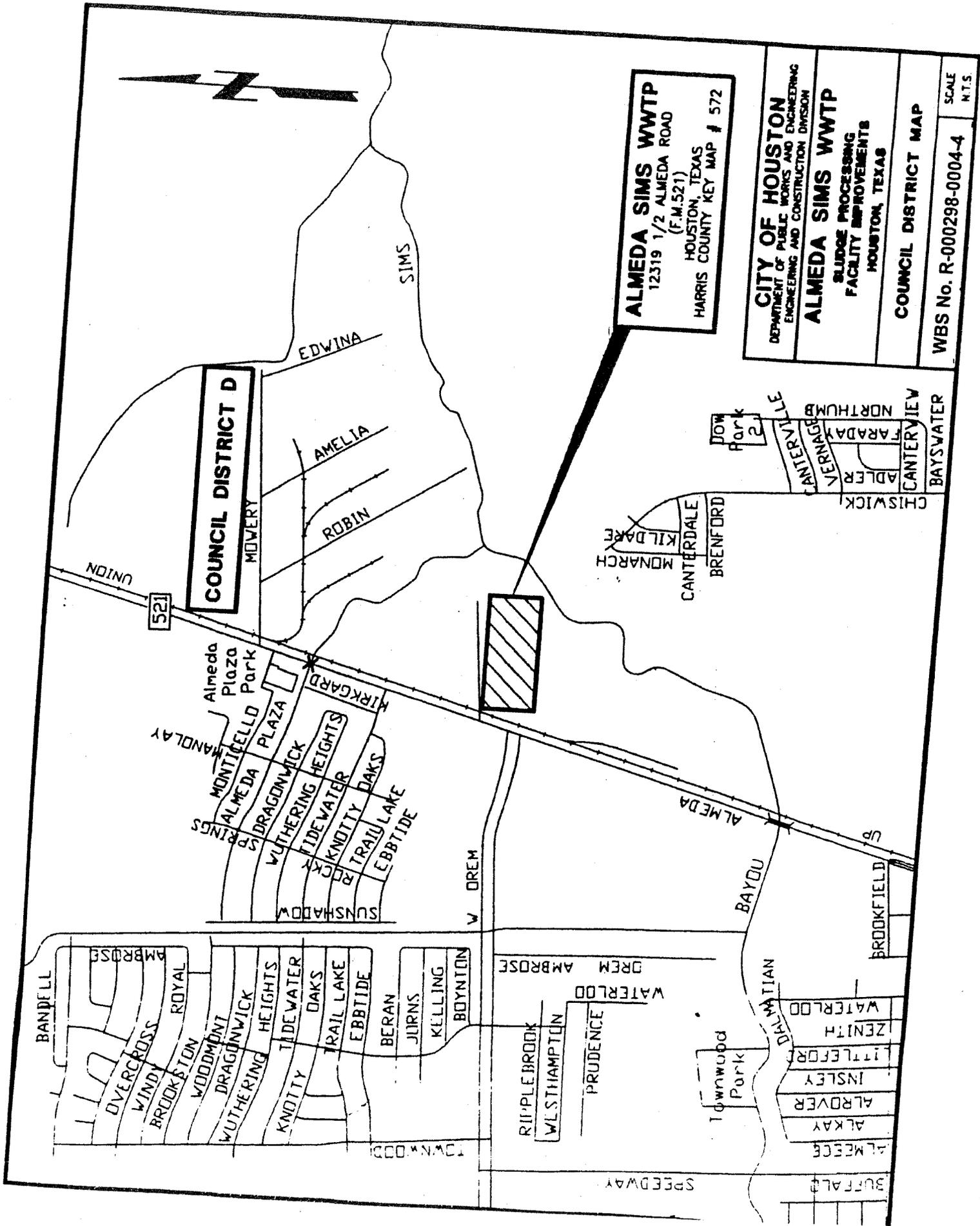
REQUIRED AUTHORIZATION		CUIC ID# 20MZQ205 
Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division



COUNCIL DISTRICT D

ALMEDA SIMS WWTP
12319 1/2 ALMEDA ROAD
(F.M.521)
HOUSTON, TEXAS
HARRIS COUNTY KEY MAP # 572

CITY OF HOUSTON DEPARTMENT OF PUBLIC WORKS AND ENGINEERING ENGINEERING AND CONSTRUCTION DIVISION
ALMEDA SIMS WWTP SLUDGE PROCESSING FACILITY IMPROVEMENTS HOUSTON, TEXAS
COUNCIL DISTRICT MAP
WBS No. R-000298-0004-4
SCALE N.T.S.



CHISWICK
CANTERVIEW
BAYSWATER
CANTERVIEW
ADLER
FARADAY
NORTHUMB
VERNA
CANTERVILLE
JOW Park
CANTERDALE
MONARCH
KILDARE
BRENFORD

SPEEDWAY
SUNSHADOW
RINGS
MANDLAY
ALMEDA PLAZA
DRAGONWICK
WETHERING HEIGHTS
TIDEWATER
KNITTY
DAKS
TRAIL LAKE
EBBTIDE
BERAN
JURNS
KELLING
BOYNTON
RIPPLEBROOK
WELSHAMPTON
PRUDENCE
WATERLOO
DREM
AMBROSE
BANDPELL
OVERCROSS
WINDY
BROOKSTON
ROYAL
WOODMONT
DRAGONWICK
WETHERING HEIGHTS
TIDEWATER
KNITTY
DAKS
TRAIL LAKE
EBBTIDE
BERAN
JURNS
KELLING
BOYNTON
RIPPLEBROOK
WELSHAMPTON
PRUDENCE
WATERLOO
DREM
AMBROSE
ALMECE
ALKAY
ALROVER
INSLEY
LITTLEFORD
ZENITH
WATERLOO
DALLAMIAN
TOWNWOOD Park
BROOKFIELD

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Request for the abandonment and sale of Paige Street, from Elgin Avenue south to its terminus, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323. Parcels SY11-033 and LY11-014	Page <u>1</u> of <u>2</u>	Agenda Item # 9
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: I Key Map: 493Y <i>NO for ACD</i>
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For additional information contact: Nancy P. Collins <i>mpc</i> Phone: (713) 837-0881 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the abandonment and sale of Paige Street, from Elgin Avenue south to its terminus, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323. **Parcels SY11-033 and LY11-014**

Amount and Source of Funding: Not Applicable	
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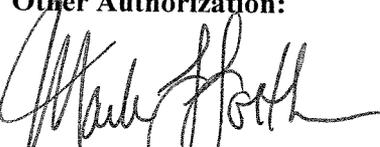
SPECIFIC EXPLANATION:
Earnest Gibson III, President, Riverside General Hospital, 3204 Ennis Street, Houston, Texas, 77004, requested the abandonment and sale of Paige Street, from Elgin Avenue south to its terminus, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323. Signs notifying the public of the pending street abandonment application were posted for at least thirty days. Riverside General Hospital, the abutting property owner, plans to use the street to be abandoned and sold as parking.

This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an Ordinance effecting the sale. The Joint Referral Committee reviewed and approved this request, subject to the conveyance to the City of a 20-foot-wide storm sewer easement. Therefore, it is recommended:

1. The City abandon and sell Paige Street, from Elgin Avenue south to its terminus, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;

s:\agd\sy11-033.rc1.doc	CUIC #20AGD9188
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REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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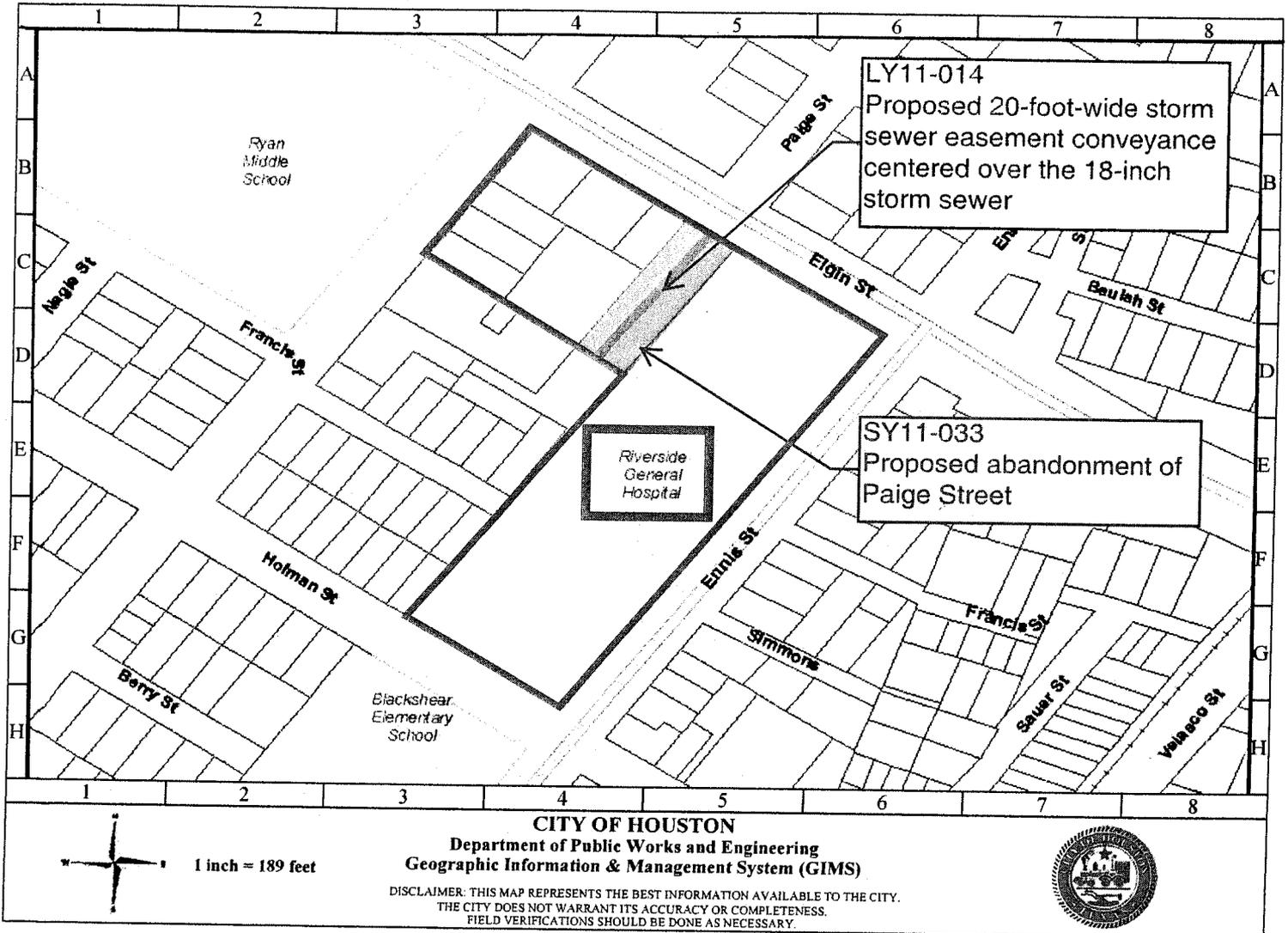
Date:	Subject: Request for the abandonment and sale of Paige Street, from Elgin Avenue south to its terminus, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323. Parcels SY11-033 and LY11-014	Originator's Initials AGD	Page <u>2</u> of <u>2</u>
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3. The applicant be required to: (a) cut, plug, and abandon the 8-inch sanitary sewer line within Paige Street, from Elgin Street south to its terminus and relocate any existing service connections to Delano Street, (b) eliminate the public street appearance of Paige Street by extending the curb and sidewalk across Paige Street along Elgin Street, (c) remove and return the traffic control signs and poles to the City of Houston Traffic and Transportation Division, at 2200 Patterson Street, Houston, Texas, and (d) complete all of the foregoing items at no cost to the City and under the proper permits;
4. The applicant be required to prepare drawings that show all public utilities (sanitary sewer and storm sewer) that are to be abandoned, relocated, and/or constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the Motion shall be attached to the plan set when it is submitted for plan review;
5. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the street being abandoned and sold;
6. The Legal Department be authorized to prepare the necessary transaction documents; and
7. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by Arthur Shackelford, an independent appraiser appointed by the Director of Public Works and Engineering.

DWK:NPC:agd

c: Jun Chang, P.E., D.WRE
Marta Crinejo
David Feldman
Marlene Gafrick
Terry A. Garrison
Jeffery Weatherford, P.E., PTOE

SUBJECT: Request for the abandonment and sale of Paige Street, from Elgin Avenue south to its terminus, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323. **Parcels SY11-033 and LY11-014**



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8935

Subject: Purchase of New Carpet Tile Including Installation from the State of Texas Procurement and Support Services Contract for the Convention and Entertainment Facilities Department
S45-E23851

Category #
1

Page 1 of 1

Agenda Item

10 + 10A

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

Origination Date
February 18, 2011

Agenda Date
MAR 23 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
1

For additional information contact:
Stephen Lewis Phone: (713) 853-8888
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$483,505.07 out of the C & E Construction Fund (Fund 8611) and approve the purchase of new carpet tile including installation in the total amount of \$483,505.07 from the State of Texas Procurement and Support Services Contract for the Convention and Entertainment Facilities Department.

Award Amount: \$483,505.07

Finance Budget

\$483,505.07 - C & E Construction Fund (Fund 8611)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$483,505.07 out of the C & E Construction Fund (Fund 8611) and approve the purchase of new carpet tile, including installation, in the total amount of \$483,505.07 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Convention and Entertainment Facilities Department and that authorization be given to issue a purchase order to the State contract supplier, Texan Floor Service, Ltd. This new carpet tile will replace existing worn-out carpet in the front-of-house areas at the Wortham Theater Center, located at 510 Preston. The new carpet tile will enhance the appearance of the Wortham Theater and provide patrons with an aesthetically pleasing environment to enjoy various events.

The scope of work requires the contractor to furnish all labor, equipment, materials, tools, supervision and transportation necessary to remove the existing carpet, properly dispose of the unusable carpet, reclaim approximately 2,500 square yards of reusable carpet and palletize the carpet for storage within the Wortham Theater Center (Theater) for use in other areas of the Theater and other facilities within the department. The contractor will then furnish and install approximately 9,633 square yards of new carpet tile, including carpet adhesives. The workmanship and the materials are warranted for one year and the life expectancy of the carpet is ten years.

M/WBE Subcontracting

The Texas Procurement and Support Services Contract does not have an M/WBE subcontracting component; however, the contractor has agreed to subcontract 10% of the total award amount to a certified City of Houston M/WBE and has designated the following company as its certified M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>	<u>Percentage</u>
Castillo Engineering Design Services	Carpet demo, reclamation of existing carpet and install modular carpet	\$483,505.07	10.00%

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

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

Buyer: Sandy Yen

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Not

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8930

Subject: Emergency Purchase of Mold Remediation Services and Professional Air Quality Assessment and Air Monitoring for the General Services Department
S45-E23844

Category #
1

Page 1 of 2

Agenda Item

11-11A

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

Origination Date
January 25, 2011

Agenda Date
MAR 23 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
D

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

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$68,714.50 out of the Fire Consolidated Construction Fund (Fund 4500) and approve payment to Inland Environments Ltd. in the total amount of \$62,727.00 for emergency mold remediation services for the General Services Department.

Payment Amount: \$68,714.50

Finance Budget

\$68,714.50 - Fire Consolidated Construction Fund (4500) WBS C-000185-0001-4-01-01

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$68,714.50 out of the Fire Consolidated Construction Fund (Fund 4500) and approve payment to Inland Environments Ltd. in the total amount of \$62,727.00 for emergency mold remediation services for the General Services Department.

The total appropriation of \$68,714.50 includes funding of \$62,727.00 for mold remediation services and \$5,987.50 for professional air quality assessment and air monitoring services which was performed by A & B Environmental Services, Inc.

On November 2, 2010, the General Services Department requested assistance with mold remediation at Fire Station No. 24. The Strategic Purchasing Division issued purchase orders to address the emergency/health and safety situation.

Informal bids were solicited in accordance with current City policies and procedures, and five bids were received as itemized below:

<u>Company</u>	<u>Total Amount</u>
1. Inland Environments Ltd.	\$ 62,727.00
2. ARC Abatement	\$ 95,800.00
3. Arrow Services, Inc.	\$110,000.00
4. AAR Incorporated	\$164,417.00
5. Action Restoration	\$467,101.00

The scope of work required the contractor to provide all labor, materials, equipment, supervision and transportation necessary to remove and properly dispose all mold-contaminated ceiling tiles, including all walls inside the work areas and walls extending above the ceiling grid. The contractor also applied a biocidal encapsulant to the unpainted sheetrock above the existing ceiling grid. Additionally, the contractor removed and replaced the HVAC duct insulation, removed the flexducts and replaced the ceiling tiles.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

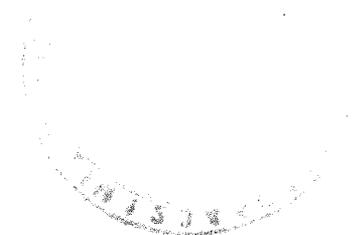
Other Authorization:

MA

Date: 1/25/2011	Subject: Emergency Purchase of Mold Remediation Services and Professional Air Quality Assessment and Air Monitoring for the General Services Department S45-E23844	Originator's Initials SY	Page 2 of 2
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This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurements.

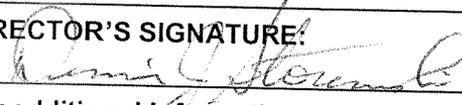
Buyer: Sandy Yen
PR#: 10119023 & 10119263



To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

R

SUBJECT: Public Safety Video Initiative Video Management Software Procurement		Category	Page 1 of 1	Agenda Item # 12
FROM (Department or other point of origin): Dennis J. Storemski, Mayor's Office of Public Safety and Homeland Security		Origination Date: 03/09/11		Agenda Date 03/23/11
DIRECTOR'S SIGNATURE: 		Council District affected: All		
For additional information contact: Dennis Storemski 832-393-0875 Jack Hanagriff 832-393-1051		Date and Identification of prior authorizing Council action:		

RECOMMENDATION: (Summary) Approve the sole source purchase of handheld devices from Broadcast Microwave Services Inc. to allow public safety personnel to view video transmitted from HPD helicopters to sites below, to enhance incident response and management activities.

Amount of Funding: \$178,279.75	F & A Budget:
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SOURCE OF FUNDING: General Fund
 Grant Funds: Federal State Local Pass Through Fund (Fund 5030)

SPECIFIC EXPLANATION:

The Mayor's Office of Public Safety and Homeland Security has implemented a digital video downlink system on each of the helicopters in operation by the Houston Police Department. The purchase of handheld receivers/viewers is requested to provide a portable capability for public safety personnel to view from the helicopters.

These devices are being purchased with grant funds and will be used by COH public safety personnel as well as other public safety and homeland security stakeholder agencies within the region (e.g. US Coast Guard, etc.) to enhance situational awareness and incident management.

RECOMMENDATION

The Mayor's Director of Public Safety and Homeland Security recommends that City Council approve the purchase of handheld receiving and viewing devices, and associated accessories in a total amount not to exceed \$178,279.75 from BMS and that authorization be given for HPD to issue purchase orders to Broadcast Microwave Services for the equipment. This procurement is made as sole source procurement (see attached justification).

REQUIRED AUTHORIZATION

F & A Director:	Other Authorization:	Other Authorization:
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Sole Source Justification.

Carry-Viewer III (CVIII), Hand-Held Two-Way Diversity COFDM Receiver/Monitor

Broadcast Microwave Services, Inc. Carry-Viewer III receiver/monitors are used to receive and view real time video from an aircraft mounted COFDM video transmitting system. BMS's CVIII receivers are DVB-T compliant and can be used to receive other DVB-T compliant COFDM microwave transmissions with the same operating frequency.

However, to protect sensitive video from being viewed by others with DVB-T compliant receivers, BMS employs a proprietary video scrambling scheme within the equipment firmware that scrambles the MPEG-2 video stream before it is transmitted over the air. Receiving equipment without the same embedded descrambling algorithm, will be able to receive the RF signal, but will not be able to decode the video image or audio, ensuring privacy.

The scrambling scheme employed by BMS is Company Confidential (Proprietary) and is not available from any other source.

Signature: D. Woodhead

Date: 2-3-11

Title: V.P. ENGINEERING

Broadcast Microwave Services, Inc.

12367 Crosthwaite Circle • Dock 10 • Poway, CA 92064 • P.O. Box 84630 • San Diego, CA 92138-4630
Phone: 858-391-3050 • Toll Free: 800-669-9667 • Fax: 858-391-3049 • Web: www.bms-inc.com

REQUEST FOR COUNCIL ACTION

RCA# 8881

TO: Mayor via City Secretary

Subject: Approve the Sole Source Purchase of Specialty Backpacks, Rip Kits and Tool Kits for the Houston Police Department S19-E23789

Category #
4

Page 1 of 1

Agenda Item
13

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

Origination Date
March 17, 2011

Agenda Date
MAR 23 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph Fenninger Phone: (713) 308-1708
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve the sole source purchase of specialty backpacks, rip kits and tool kits from Tactical Electronics & Military Supply, LLC in the amount of \$90,976.48 for the Houston Police Department.

Award Amount: \$90,976.48

Finance Budget

\$90,976.48 - Federal State Local Pass Through Fund (5030)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the sole source purchase of specialty backpacks, rip kits and tool kits from Tactical Electronics & Military Supply, LLC in the amount of \$90,976.48 for the Houston Police Department. The backpacks and kits will be used by the Department's Bomb Squad in the investigation and mitigation of improvised explosive device (IED) threats. The Department's Bomb Squad responds to over 200 calls for service per year both in the City and in the southeast portion of the state to investigate and manage potentially explosive ordinance devices.

Tactical Electronics & Military Supply, LLC is the sole proprietor, manufacturer, supplier and distributor of the specialty backpacks, rip kits and tool kits.

This award consists of 14 specialty backpacks, 14 rip kits and 14 tool kits. The rip kits will come with a 90-day warranty and the specialty backpacks and tool kits will come with a one-year warranty.

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

Buyer: Roy Korthals
Purchase Requisition: 10114015

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Signature]
3/17/11



Tactical Electronics

P.O. Box 152 / Broken Arrow, OK 74013-0152
tacticalelectronics.com

Dear Sir:

Please find the below Sole Source Justification for the items outlined in your quote.

Re: Supplement Sole Source Justification for

With regard to the equipment for which you have requested bid pricing information, Tactical Electronics, L.L.C. is the original equipment manufacturer of the required items and is the Sole Source for the items attached. The equipment is proprietary to Tactical Electronics, L.L.C. It alone possesses the necessary specifications and parts to produce the equipment. Additionally, Tactical Electronics has no authorized distributors and/or resellers for the BOMB (2nd Line EOD Kit) and BOSS (1st Line EOD Kit).

Please let us know if we can be of further assistance.

Regards,

Ben Kimbro
Vice President / FSO

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8988

Subject: Purchase of an Aerial Manlift Truck through the Texas Local Government Purchasing Cooperative for the Houston Police Department S34-E23906-B

Category # 4

Page 1 of 1

Agenda Item

14

FROM (Department or other point of origin):

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

Origination Date

March 11, 2011

Agenda Date

MAR 23 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Joseph Fenninger Phone: (713) 308-1708
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of an aerial manlift truck through the Texas Local Government Purchasing Cooperative (BuyBoard) in the amount of \$91,721.35 for the Houston Police Department.

Award Amount: \$91,721.35

Finance Budget

\$91,721.35 - Supplemental Environmental Project Fund (Fund 2404)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of an aerial manlift truck through the Interlocal Agreement for Cooperative Purchasing with BuyBoard in the amount of \$91,721.35 for the Houston Police Department, and that authorization be given to issue a purchase order to the BuyBoard contractor, Philpott Motors, Ltd. This aerial manlift truck will be used citywide by the Department's Major Offenders Division's Environmental Investigations Unit for the installation, maintenance and retrieval of pole-mounted surveillance cameras.

The cab & chassis will come with full warranties of three years/36,000 miles on the cab & chassis and five years/100,000 miles on the diesel engine. The aerial manlift body will come with full warranties of one year on the aerial lift and the body, and three years on the hydraulic systems. The life expectancy of this vehicle is seven years or 100,000 miles. This new unit is an addition to the Department's fleet. Currently, the Major Offenders Division's Environmental Investigations Unit does not have an aerial manlift truck in its fleet inventory to perform the required tasks.

Buyer: Larry Benka

PR No. 10123718

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

[Signature] 3/16/11

Other Authorization:

NOT

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8985

Subject: Formal Bids Received for a Long Range Thermal Binocular for the Houston Police Department
S45-N23852

Category #
4

Page 1 of 1

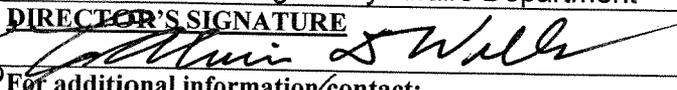
Agenda Item

15

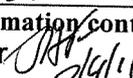
FROM (Department or other point of origin):
Calvin D. Wells
City Purchasing Agent
Administration & Regulatory Affairs Department

Origination Date
March 01, 2011

Agenda Date
MAR 23 2011

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
Joseph Fenninger  Phone: (713) 308-1708
Ray DuRousseau  Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Bevco Company, Inc. on its low bid in the amount of \$61,613.00 for a long range thermal binocular for the Houston Police Department.

Award Amount: \$61,613.00

Finance Budget

\$61,613.00 - Federal State Local - Pass Through Fund (5030)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Bevco Company, Inc. on its low bid in the amount of \$61,613.00 for a long range thermal binocular for the Houston Police Department, and that authorization be given to issue a purchase order. This binocular will provide law enforcement officers the capability to develop clear and detailed imagery in low light conditions, thereby assisting them in their mission to compile information and intelligence relative to criminal activities.

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

<u>Company</u>	<u>Total Amount</u>
1. Bevco Company, Inc.	\$61,613.00
2. YAB Solution, LC	\$69,890.50

This purchase consists of one long range thermal FLIR (Forward Looking Infra-Red) battery operated portable binocular; one storage/transport case; two power supply battery chargers; six batteries; one lens cleaning kit; five cables and one operator's manual. The binocular will come with a full one-year warranty and the life expectancy is 10 to 15 years. This equipment will enhance officer safety by allowing them to spot persons in absolute darkness and increase the likelihood of a successful mission.

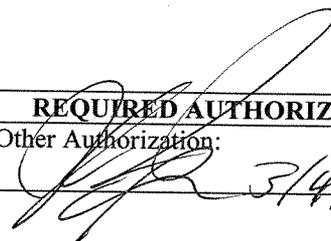
Buyer: Sandy Yen
PR#: 10102131

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

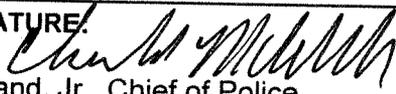
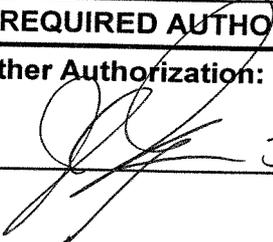
Other Authorization:


3/4/11

16

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase of two bomb suits from Allen Vanguard funded under the Urban Area Security Initiative (UASI) Grant Program of the U.S. Department of Homeland Security.		Category #	Page 1 of 1	Agenda Item # 16
FROM: (Department or other point of origin): Houston Police Department		Origination Date		Agenda Date MAR 23 2011
DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr., Chief of Police		Council Districts affected: All		
For additional information contact: Joseph A. Fenninger, <i>JAF 3/17/11</i> CFO and Deputy Director 713-308-1770		Date and identification of prior authorizing Council Action:		
RECOMMENDATION: (Summary) Adopt a motion approving issuance of a purchase order to Allen Vanguard in the amount of \$62,674 for two bomb suits under the UASI grant funds of the U.S. Department of Homeland Security.				
Amount of Funding: \$62,674.00			Finance Budget:	
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: <p>The Houston Police Department (HPD) recommends that City Council approve the purchase of two bomb suits from Allen Vanguard in the total amount of \$62,674 and that HPD be given authorization to issue a purchase order in the total amount.</p> <p>The bomb suits will be utilized for protection when bomb technicians must make manual approaches to suspected explosive devices. The suits help protect against thermal, fragmentation and ballistic threats generated when an improvised explosive device functions. The goal in purchasing this equipment is to have each bomb technician in the Bomb Squad Detail equipped with a properly fitted suit that will provide substantial protection from the effects of an explosive blast.</p>				
REQUIRED AUTHORIZATION				
Finance Budget:	Other Authorization:  3/17/11		Other Authorization:	

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8942

Subject: Formal Bids Received for Valve Insertions for the Public Works and Engineering Department
S50-N23815

Category #
4

Page 1 of 1

Agenda Item

17

FROM (Department or other point of origin):

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

Origination Date

February 03, 2011

Agenda Date

MAR 23 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

David Guernsey Phone: (832) 395-3640
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to McCain Waterworks Marketing, LLC on its low bid in the amount of \$80,530.00 for valve insertions for the Public Works and Engineering Department.

Award Amount: \$80,530.00

Finance Budget

\$80,530.00 - PW&E - Combined Utility System General Purchasing Fund (8305)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to McCain Waterworks Marketing, LLC on its low bid in the amount of \$80,530.00 for valve insertions for the Public Works and Engineering Department, and that authorization is given to issue a purchase order. The valve insertions will provide the capability for City staff to make repairs to water lines while the line is under pressure without interrupting water line service.

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

<u>Company</u>	<u>Total Amount</u>
1. ADS, LLC	\$58,810.00 (Incomplete/Did Not Meet Specifications)
2. McCain Waterworks Marketing, LLC	\$80,530.00

This purchase consist of two 8" valve insertions, four 12" valve insertions, one valve equipment operating system and three interchangeable valve gaskets. The valve operating system and valve insertions will come with a full one-year warranty and the life expectancy is 10 to 20 years. These new valve insertions will prevent the loss of industrial service to citizens, hospitals and schools.

Buyer: Art Lopez

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Art Lopez

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance amending Chapter 47 Article XI, of the Code of Ordinances, Houston Texas, relating to transportation and treatment of certain wastes.	Category #	Page 1	Agenda Item # 18
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FROM (Department or other point of origin): Houston Department of Health and Human Services	Origination Date 2/25/2011	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: <i>Celina Juza Ridge for SW</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 832-393-5045; 713- 825-5801	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approval of an ordinance amending Chapter 47 Article XI, of the Code of Ordinances, Houston Texas

Amount of Funding: None Required	Finance:
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SOURCE OF FUNDING: [] General Fund [] Grant Fund [] Enterprise Fund [] Other (Specify)

The Houston Department of Health and Human Services (HDHHS) requests City Council's approval of an ordinance amending Chapter 47 Article XI.

- Proposed changes:**
- Omit \$150,000 bond requirement and authorize the Director of HDHHS to accept other forms of financial assurance that are consistent with the State requirement described in title 30 Texas Administrative Code chapter 37, subchapter U.
 - HDHHS assisting ARA in collecting franchise fees by requiring the transporter to first obtain the franchise decal before HDHHS permit will be issued.
 - Changes will impact transporters of grease and grit trap waste, sewage sludge and other like waste streams.

SPECIFIC EXPLANATION:
Chapter 47 of the Code of Ordinances requires the display of a registration decal issued by the Department of Health and Human Services upon a vehicle engaged in the transportation of waste. The proposed amendment permits the health officer to withhold the issuance of a registration decal to any transporter who is a commercial solid waste operator and has failed to pay the required annual franchise fee to the City. This provision applies to transporters of commercial solid waste, including grease collected from restaurants. This ordinance will, among other things, assist in the collection of franchise fees from grease haulers who have sought to avoid the payment of such fees.

cc: Agenda Director
Finance Department
Legal Department

REQUIRED AUTHORIZATION		
Finance Director	Other Authorization:	Other Authorization:

DIVISION 3. - PERMITTING OF TRANSPORTERS

Sec. 47-431. - Permit required.

It shall be unlawful for any person to act as a transporter unless the person holds a current and valid transporter permit or temporary transporter permit or is acting as the agent or employee of a person who holds a current and valid transporter permit or temporary transporter permit.

Sec. 47-432. - Types of waste covered.

Each transporter permit or temporary transporter permit shall specify the type or types of waste for which it is applicable. A transporter permit or temporary transporter permit is valid only for the classification or classifications of waste specified thereon.

Sec. 47-433. - Application.

The health officer shall promulgate forms for original and renewal transporter permit or temporary transporter permit applications, which shall request the following information:

- (1) Name, street address, mailing address and telephone number of the applicant. The "applicant" shall be deemed to include the proprietorship, each partner if a partnership and each officer, director or holder of ten percent or more of the outstanding shares if a corporation.
- (2) Name, street address and mailing address of the applicant's manager.
- (3) A photocopy of the driver's license of each person, including the applicant's transporter manager, who will be authorized to operate any of the applicant's vehicles for the transportation of wastes under the permit.
- (4) The nature and classification of any waste that originates within the city that the applicant intends to transport.
- (5) For each motor vehicle and motor vehicle trailer that the applicant desires to register under division 4 of this article, the following information:
 - a. The make, model and year of manufacture.
 - b. The current state vehicle license plate number.
 - c. The vehicle identification number.
 - d. The vehicle's waste hauling capacity certification.
 - e. A photocopy of the vehicle's registration papers.

- (6) Whether the applicant or the applicant's manager or any vehicle driver has been convicted of any violation for which a transporter permit or temporary transporter permit is subject to denial, refusal to renew, or revocation under section 1-10 of this Code.
- (7) The address of the physical location where each vehicle will be parked or garaged when not in use, if different from the addresses identified in items (1) and (2).
- (8) Evidence of financial ~~responsibility assurance~~ for each vehicle and trailer ~~is not inconsistent with that described in title 30 Texas Administrative Code chapter 37, subchapter U. amounts of not less than the minimum required by the state financial responsibility law.~~ If the proof of financial ~~responsibility assurance~~ is in the form of an insurance policy, then the insurance policy must contain an endorsement requiring 30 days' advance written notice of cancellation to the health officer.
- (9) Texas Commission on Environmental Quality transportation registration number.

Sec. 47-434. - Fee.

A nonrefundable permit application review fee shall be submitted with each original and renewal application for a transporter permit. A nonrefundable permit application fee shall be submitted with each original and renewal application for a temporary transporter permit. The fee shall be payable in such form as specified by the health officer on the application. There shall be no application review fee payable for the filing of an application for an amendment.

Sec. 47-435. - Review.

- (a) Unless a hearing is required under section 1-9 of this Code, the health officer shall either grant or deny the permit within five days following the receipt of a completed application for a temporary transporter permit or within 30 days following the receipt of a completed application for a transporter permit. If the transporter permit or temporary transporter permit is denied, written notice of the reasons shall be provided to applicant, and the applicant shall be afforded an opportunity for a hearing. The health officer shall grant the transporter permit or temporary transporter permit unless one or more of the following applies:
 - (1) The applicant provided incomplete or inaccurate information in the application.
 - (2) The applicant did not ~~file~~ provide any required ~~bond~~ financial assurance or pay any required fee.

- (3) A transporter permit or temporary transporter permit held by the applicant is currently under suspension.
 - (4) A transporter permit or temporary transporter permit held by the applicant has been revoked or refused for renewal for cause within one calendar year of the date of filing of an application form.
 - (5) The applicant failed to submit any required information or documents regarding any vehicle to be registered under the permit.
 - (6) The applicant failed to submit proof that it holds any required state registration, license or permit for the services to be provided.
- (b) If it appears that the applicant, the applicant's manager, or any vehicle driver has been convicted of any violation for which a transporter permit or temporary transporter permit is subject to denial, refusal to renew, or revocation under section 1-10 of this Code, then the permit application may also be denied on that grounds, provided that the applicant shall be given notice and an opportunity for a hearing under section 1-9 of this Code.

Sec. 47-436. — ~~Reserved. Permit bond.~~

~~The applicant shall submit a City of Houston waste transportation permit bond to the department prior to the being issued a transporter permit or temporary transporter permit. For a transporter permit, the aggregate penal amount of the bond shall not be less than \$150,000.00. For a temporary transporter permit, the aggregate penal amount of the bond shall not be less \$30,000.00. The bond shall be issued by the applicant as principal and a corporate surety authorized to transact business in Texas as surety upon the penal condition that the principal and surety will reimburse the city for the cleanup costs of any spill that may arise as a result of operations conducted under the permit within 30 days following demand. The bond shall expressly waive any requirement of notice to the principal or surety prior to the commencement of cleanup operations or the incurring of costs therefor. The bond shall be in a form approved by the city attorney. The bond shall be in effect at all times during the transporter permit or temporary transporter permit term and shall not be subject to cancellation.~~

Sec. 47-437. - Term; renewal.

A transporter permit shall expire on January 31 of the year following the calendar year during which it was issued. A temporary transporter permit shall expire on the date specified on the registration certificate. A transporter may not be issued more than three one-month permits during any permit year.

Sec. 47-438. - Assignment or transfer prohibited.

- (a) A transporter permit or temporary transporter permit is personal to the holder to whom it is issued and is valid only for the transporter named on the permit. A transporter permit or temporary transporter permit may not be conveyed or assigned to another person.
- (b) Each transporter permit or temporary transporter permit shall specify the names of the transporter's manager and each vehicle driver authorized thereunder. The permit shall not authorize any person not designated as the transporter's manager thereon to act as the transporter's manager, nor shall it authorize any person not designated as a driver thereon to operate any vehicle for the transportation of waste under the permit.

Sec. 47-439. - Amendment.

- (a) The holder of a transporter permit or temporary transporter permit shall have a continuing duty to apply for an amended permit within 15 days after the occurrence of an event that causes a change in any information for which a representation or response was made in its permit application. Failure to timely submit an application for an amendment shall cause the transporter permit or temporary transporter permit to become void. Applications for permit amendments shall be processed and amended permits shall be issued subject to the same criteria as original applications.
- (b) The 15-day period allowed in subsection (a) for the filing of an application for a permit amendment shall not apply to the addition of drivers or vehicles or to the changing of the transporter's manager. A person may not act as the transporter's manager or operate a vehicle for the transportation of waste under the transporter permit or temporary transporter permit unless and until so designated on such permit or an amendment thereto. Nor may a vehicle not designated on the transporter permit or temporary transporter permit be utilized under such permit unless and until so designated on such permit or an amendment thereto.

Sec. 47-440. - Revocation or suspension.

- (a) The health officer may revoke or suspend a transporter permit or temporary transporter permit following written notice and an opportunity for a hearing, if one or more of the following apply:
 - (1) The applicant provided incomplete or inaccurate information in the application;
 - (2) The permit was issued in error;

- (3) The transporter or the transporter's manager or any of the transporter's drivers has been convicted of any offense or offenses that constitute grounds for denial, refusal to renew or revocation under section 1-10 of this Code;
 - (4) The transporter has failed to timely pay a bill for disposal or clean-up services rendered by or for the city under this article or a claim against the transporter's ~~bond~~-financial assurance has been dishonored;
 - (5) The transporter or the transporter's manager or any of the transporter's drivers has committed any violation of this article or of any city, state or federal law or regulation that applies to the rendition of services hereunder;
 - (6) The transporter has failed to maintain evidence of financial responsibility required hereunder and provide the required proof to the health officer; or
 - (7) The transporter or its manager or any of its drivers has failed to timely, completely and accurately provide any notice, report or other document that is required to be filed with the city under this article.
- (b) The health officer shall consider the seriousness of the matter involved, whether the violation was intentional, whether effective measures have been taken to prevent recurrence of the violation and the likelihood of repeated violations of this article or any solid waste, hazardous waste, or water quality law by the transporter, the transporter's manager and/or the transporter's drivers when deciding whether to suspend or revoke a transporter permit or temporary transporter permit; however, revocation shall be mandatory and continue until the end of the permit term whenever the transporter permit or temporary transporter permit has already been suspended once during the transporter permit or temporary transporter permit term.
- (c) Within seven days following the effective date of any revocation of a transporter permit or temporary transporter permit as authorized under this section, the transporter shall surrender all of its manifests and registration forms to the health officer. A holder of a transporter permit shall also produce its registered vehicles at a location designated by the health officer and allow the health officer to remove the registration decals, and a holder of a temporary transporter permit shall surrender all registration certificates to the health officer. Additionally, the transporter shall provide the health officer with an accounting of all manifests in its possession.

Secs. 47-441—47-450. - Reserved.

DIVISION 4.

TRANSPORTER VEHICLE REGISTRATION

Sec. 47-451. Registration required.

It shall be unlawful for any person to utilize a motor vehicle or motor vehicle trailer for the transportation of waste originating within the city unless the driver of the vehicle has been designated on a current and valid transporter permit or temporary transporter permit and the vehicle or trailer has been designated on that permit.

Sec. 47-452. Decals and certificates.

(a) It shall be unlawful for any person to utilize a motor vehicle or motor vehicle trailer for the transportation of waste originating within the city unless the vehicle or trailer has a registration decal affixed as provided in this division or a vehicle registration certificate issued as provided in this division.

(b) The health officer shall place a registration decal on each registered vehicle operated by a holder of a transporter permit. In the case of tractor-trailer combinations, either component may be the registered vehicle for registration decal placement. The design and form of the registration decal shall be as promulgated by the health officer and shall include the date of expiration, which shall be coterminous with the transporter permit expiration.

(c) The health officer shall issue a registration certificate for each registered vehicle operated by a holder of a temporary transporter permit.

Sec. 47-453. Conditions for issuance.

(a) The health officer shall issue registration decals for a given vehicle only if each of the following conditions exists:

- (1) The transporter holds a current and valid transporter permit and the information contained on the vehicle's registration or title corresponds to the information given on the transporter's permit application or an amendment thereto.
- (2) The transporter has paid the applicable vehicle registration fee. Vehicle registration fees shall not be refundable and cannot be prorated.
- (3) The transporter makes the vehicle available to the health officer at a reasonable time for verification of vehicle identification and placement of registration decals.
- (4) The transporter is identified by placing the transporter's name or logo and

telephone numbers on each side of either the tractor, trailer, or tank in letters that are at least three inches high having a brush stroke width of at least 3/8-inch. The information shall be affixed by painting, attaching a decal or using other permanent means.

- (5) The vehicle has a current state inspection sticker.
 - (6) The vehicle has a current state license registration.
 - (7) The vehicle is equipped with discharge valve markings as required by applicable state regulations.
 - (8) The vehicle is equipped with site gauges or alternative measurement devices that comply with state requirements.
- (b) The health officer shall issue registration certificates for a given vehicle only if each of the following conditions exists:
- (1) The transporter holds a current and valid temporary transporter permit and the information contained on the vehicle's registration or title corresponds to the information given on the transporter's permit application or an amendment thereto.
 - (2) The transporter has paid the applicable vehicle registration fee. Vehicle registration fees shall not be refundable and cannot be prorated.
 - (3) (3) The transporter makes the vehicle available to the health officer at a reasonable time for verification of vehicle identification and placement of registration decals.

(c) Notwithstanding subsection (a), the health officer shall have the authority to withhold the issuance of a registration decal to any transporter who is a commercial solid waste operator and has not paid the annual franchise fee required by section 39-116 of this Code.

Sec. 47-454. Placement; visibility.

(a) The health officer shall determine the number of registration decals to be attached and their location on each vehicle based upon the configuration of the vehicle.

(b) It shall be the duty of the transporter permit holder and the driver of the vehicle to ensure that each registration decal is kept free of mud, dirt or any other obscuring material.

(c) It shall be the duty of the temporary transporter permit holder and the driver of the vehicle to ensure that each vehicle registration certificate is maintained in the vehicle while the vehicle is being operated under the permit. The driver of the vehicle shall display the registration certificate issued for the vehicle upon the demand of a health officer or peace officer.

Sec. 47-455. Reserved.

Sec. 47-456. Replacement; transfer.

(a) It shall be unlawful to remove any registration decal from a vehicle and place it on another vehicle. A registration decal shall automatically become void if it is attached to a vehicle other than the specific vehicle for which it was provided by the health officer.

(b) In the event a transporter desires replacement registration decals (as may be necessary if the vehicle is painted or repaired) or wishes to transfer waste decals to a replacement vehicle, the transporter shall surrender all registration decals for the vehicle and shall pay a registration decal replacement charge per vehicle. No registration decal shall be provided for a replacement vehicle until the transporter permit has been amended to include that vehicle. No replacement registration decal shall be provided unless the transporter surrenders the decals to be replaced or provides conclusive evidence that they have been destroyed. If the decals are not surrendered and the required proof is not provided, then the full vehicle registration fee applicable under this division shall be payable.

Secs. 47-457--47-460. Reserved.

DIVISION 9.

GENERATION, TRANSFER AND DISPOSAL OF WASTE

Subdivision 4.

Transportation Requirements

Sec. 47-541. Vehicle maintenance.

(a) Each transporter shall maintain each vehicle used by him for the transportation of waste in good working order. Without limitation, the transporter shall ensure that all hoses, tanks, pumps, pipes, valves and gauges shall be in good repair and free of any leaks that could cause a spill or discharge of waste from the vehicle.

(b) Each transporter shall ensure that the name and telephone numbers that are required to be affixed under item (4) of subsection (a) of section 47-453 are maintained

and are legible at all times and that the discharge valves are marked as required by state regulation.

Sec. 47-542. Spill remediation.

(a) Each transporter shall be responsible for the clean-up of any spills from its registered vehicles. In the event the city or the city's contractor provides the service of cleaning up the transporter's spill, the transporter shall pay the city's or its contractor's reasonable costs for clean-up as determined by the city official and as provided by the terms of the transporter's ~~bond~~ financial assurance. Payment shall be made within 30 days after the date of written notice from the city official.

(b) In the event of any spill of waste, the transporter shall take appropriate remedial action, including removing or causing removal of the spill in compliance with all applicable environmental laws and regulations and issuing any notices to regulatory agencies as required under state or federal law or regulations.

Sec. 47-543. Storage of waste.

A transporter shall store waste only in a mobile closed container (container on wheels) and shall not store waste for more than four days. A transporter who temporarily stores waste at a fixed or permanent site shall comply with all applicable state regulations.

Sec. 47-544. Mixing wastes.

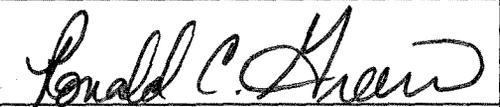
(a) A transporter shall not collect or transport incompatible wastes in the same container. Nor shall a transporter utilize the same pumping equipment for incompatible wastes without first cleaning the equipment between batches to prevent the mixing of incompatible wastes.

(b) It is an affirmative defense to prosecution under subsection (a) that each of the following requirements was met:

- (1) The mixing of the wastes did not cause a dangerous chemical or physical reaction;
- (2) The facility to which the mixed wastes were being transported was then authorized to store, process, or dispose of the mixed wastes;
- (3) The transporter was then authorized to transport each of the wastes being mixed; and
- (4) The vehicle in which the wastes were being transported then met the requirements to transport each of the wastes being carried therein.

SUBJECT: An Ordinance to replace the current credit agreements for the City's General Obligation Commercial Paper Notes, Series E (GO CP Series E) for up to \$250 million.	Category #	Page 1 of <u>1</u>	Agenda Item # <u>19</u>
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FROM (Department or other point of origin): Finance Department and Office of City Controller	Origination Date: 3/18/2011	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE:  	Council District Affected: All
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For additional information contact: Jim Moncur 832 - 393 - 1009 Shawnell Holman-Smith 832 - 393 - 3513	Date and identification of prior authorizing Council action:
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RECOMMENDATION: An Ordinance to replace the current credit agreements for the City's General Obligation Commercial Paper Notes, Series E (GO CP Series E) for up to \$250 million.

Amount of Funding: Not Applicable	Finance Dept Budget:
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Source of Funding: General Fund Grant Fund Enterprise Fund

Other (Specify)

SPECIFIC EXPLANATION:

Starting in 1993, City Council began authorizing Commercial Paper (CP) programs to provide appropriation capacity and "on time" funding for various capital expenditures of the City. The issuance of CP has provided an expedient, cost-effective method of accessing cash and providing interim financing.

Currently, the credit agreement for GO CP Series E, which supports the Equipment Acquisition Plan, is scheduled to expire on April 29, 2011. The Mayor and City Controller recommend replacing the credit facility with J.P. Morgan and Wells Fargo for up to \$250 million. Recommended co-bond counsel is Vinson & Elkins and Edgardo E. Colon P.C.

Recommendation: The Finance Working Group recommends approval of this item.

REQUIRED AUTHORIZATION

Finance Department Director: 	Other Authorization:	Other Authorization:
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance Authorizing Purchase of General Property Insurance	Category #	Page 1 of <u>2</u>	Agenda Item# 20
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FROM: (Department or other point of origin): Alfred J. Moran, Jr., Director Administration & Regulatory Affairs Department	Origination Date March 14, 2011	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: 	Council Districts affected: All
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For additional information contact: Tina A. Paquet Phone: 832-393-8792 Raymond Bradford Phone: 832-393-8791	Date and identification of prior authorizing Council Action: 3-24-10; Ordinance No. 2010-219
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RECOMMENDATION: (Summary)
 Authorize the purchase of a General Property Insurance Policy with the insurance carriers noted below.

Amount of Funding \$8,496,683.87 Policy Premium \$ 55,430.00 Contingency Premium \$8,552,113.87 Total Proposed Premium	Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
 Property / Casualty Fund: 1004

SPECIFIC EXPLANATION:
 The Administration & Regulatory Affairs Department recommends that Council: (1) approve the proposed general property insurance policies recommended by the City's Insurance Broker of Record, John L. Wortham and Son, L.P. (Wortham); and (2) accept the individual proposals from the insurance carriers listed below that are participating in the layered property insurance program recommended by Wortham.

A Request for Proposal for General Property Insurance was issued and advertised on December 31, 2010 and January 7, 2011 for coverage effective April 1, 2011. Additionally, Wortham solicited proposals from 44 domestic and international insurance carriers of which 10 submitted proposals.

The recommended funding of \$8,552,113.87 includes premium of \$8,496,683.87 for the policy term and \$55,430.00 as contingent premium for coverage of properties added during the policy year.

No multi-year proposals were received. No individual insurance company submitted a proposal to provide coverage for the City's total property value. Therefore, Wortham structured a multi-layered property insurance policy consisting of a primary layer plus four excess layers. Terms of the proposed policy are:

- Term: April 1, 2011 to April 1, 2012
- Insurance Carriers: Westchester Fire Insurance Company; Lexington Insurance Company; Underwriters at Lloyds; Axis Surplus Insurance Company, Arch Specialty Insurance Company, RSUI Indemnity Company; Evanston Insurance Company, Endurance American Specialty Insurance Company, Swiss Re International SE; Aspen Specialty Insurance Company.
- Total Premium Cost: \$8,552,113.87 (\$8,496,683.87 Premium + \$55,430.00 Contingency Premium)
- Rate: 9.21 cents per \$100 of insured property value
- Insured Property Value: \$8,866,370,187 (Replacement Cost Basis)
- Insured Revenue Stream of \$356,362,428 (Actual Loss Sustained Basis)
- Total Insured Value: \$9,222,732,615

Finance Director:	Other Authorization:	Other Authorization:
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Date: March 14, 2011

Type of Coverage: All Risk Coverage (excluding terrorism coverage), which includes flood and earthquake for buildings and contents, as well as Business Interruption coverage at scheduled Houston Airport System, Convention & Entertainment Facilities, and General Services Department locations.

Deductibles: \$2,500,000 per occurrence, except (1) 5% of values for flood at any location from a named storm, subject to a \$5,000,000 minimum and \$20,000,000 maximum, and (2) 3% of values for windstorm losses from a named storm, subject to a \$2,500,000 minimum and \$20,000,000 maximum.

Loss Limits: \$150,000,000

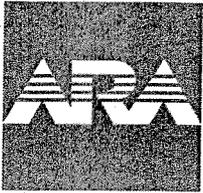
Flood Loss Limit: \$75,000,000 of which \$50,000,000 may apply to Flood Zone A (100-year flood plain).

The proposed coverage is structured to meet insurance requirements being enforced by the Federal Emergency Management Agency (FEMA) for eligibility of federal assistance for damages caused by Tropical Storm Allison and Hurricane Ike.

The solicitation and analysis of the City's property insurance program details are more fully discussed in the attached memorandum.

Attachment

cc: Waynette Chan, Chief of Staff
Lloyd Waguespack, Deputy Chief of Staff
David Feldman, City Attorney
Marta Crinejo, Agenda Director



Memorandum

To: Mayor Annise Parker and
Members of City Council

From: Alfred J. Moran, Jr., Director
Administration and Regulatory Affairs

Date: March 14, 2011

Subject: 2011 Property/Flood/Terrorism Insurance Renewal

20 + 21

Introduction

The purpose of this memorandum is to recommend the purchase of property and terrorism insurance, describe the solicitation of proposals and provide details about the City's property insurance program and obligations to purchase this coverage. An optional quote for separate terrorism insurance is included.

The premium comparisons contained in this report (1) exclude contingency amounts contemplated for properties acquired during the policy year and (2) utilize the premium of \$9,135,624 for the expiring insurance program which has a \$150.0 Million loss limit.

Highlights

Recommend purchase of property/flood insurance policy for a premium of \$8,552,114.

- 1) The proposed premium of \$8,496,684 is a 7.0% decrease from the expiring policy premium of \$9,135,624. A premium increase of up to 7.0% was forecast based upon inflation factors and the projected increased value of insured property.
- 2) The portion of the recommended premium for property/flood insurance is \$8,496,684. The portion for contingency coverage of properties added during the policy year is \$55,430.
- 3) Rate is a unit of cost. The \$8,496,684 proposed premium is calculated by multiplying the rate of 9.21 cents per \$100 of insured property value by the City's total insured property value of \$9.22 Billion. The 9.21 cent rate is a 9.0% decrease from the expiring policy rate of 10.13 cents.
- 4) Insured values (property + insured revenue stream) increased by 2.24%, from \$9.02 Billion last year to the current \$9.22 Billion. This amount includes the value of properties affected by the City's regulatory obligations to insure \$8.41 Billion.
- 5) The proposed premium includes a policy loss limit of \$150.0 Million; this is consistent with the current policy coverage.

Recommend purchase of terrorism coverage through a separate policy for a premium of \$668,288.

- 1) The proposed premium includes contingent premium of \$10,500 for coverage of \$25.0 Million of new construction added during the policy year.
- 2) This item is submitted to City Council for separate action.



Background

The City's Insurance Broker of Record, John L. Wortham and Son, L.P. (Wortham), is assigned the task of arranging and recommending renewal of the City's property insurance program.

A Request for Proposal was issued and published in the Houston Business Journal on December 31, 2010 and January 7, 2011. The City's current policy expires on April 1, 2011.

Wortham structured a multi-layered loss limit property insurance program proposed by ten participating insurance carriers to insure the City's \$9.22 Billion total insured property value. A layered program is common for entities with large property values and allows each insurer to minimize their exposure to risk by dividing coverage among more than one insurer. The structure of the proposed multi-layered program is consistent with the expiring program. The layered insurance program has been the only property insurance option available to the City for the past fourteen years. The proposed program consists of one primary layer, plus four excess layers.

Current Market Conditions

The commercial property insurance market conditions continued to improve during the course of the current policy period as the result of a "soft market" fluctuation, a period of increased availability and insuring capacity of carriers and decreased cost of insurance. It is now being reported by industry publications, such as *Business Insurance*, that the recent catastrophe in Japan will bring an end to the favorable "soft market" condition.

Although the "soft market" condition has reduced the City's cost of insurance, a hardening of the insurance market is anticipated. This industry wide fluctuation will be reflective of recent global catastrophes that will increase the cost of insurance and decrease the availability and insuring capacity of carriers.

Current Coverage

The key factors that define a property insurance program are (a) insured value of covered property, (b) annual per occurrence loss limits, (c) type of coverage, (d) deductibles, and (e) premium rates. The City's current policy includes all real property owned and facilities leased by the City and insured revenue stream, which totaled \$9.02 Billion when the current policy was purchased.

The City's current property insurance policy has an annual term. It is a layered program with ten participating insurance carriers and an annual premium of \$9,135,624. An additional premium of \$180,016 is included as a contingency for properties added during the policy year. The premium rate for combined property and flood coverage is 10.13 cents per \$100 of insured property value. Coverage is provided in one primary and four excess layers. The policy has a \$2.5 Million deductible per occurrence for all perils except (1) flood, which has a deductible of 5% of the value of the affected property, subject to a \$5.0 Million minimum and \$20.0 Million maximum and (2) wind, which has a deductible of 3% of the value of the affected property, subject to a \$2.5 Million minimum and \$20.0 Million maximum. The policy per occurrence loss limit is \$150.0 Million of which \$75.0 Million, per occurrence and in the aggregate, is flood-related.

Flood coverage for \$2.20 Billion in insured property value is provided for designated properties located in Flood Zone A (the 100-year flood plain). The applicable loss limit is \$50.0 Million in the aggregate per policy period.

The Houston Airport System and Convention Entertainment Facilities Department have business interruption coverage to continue their revenues in the event of insured damages to their scheduled properties. Additional coverage is provided for the General Services Department, City Hall Annex parking revenue.

Proposed Coverage

Wortham directly marketed property renewal proposals from 44 national and international insurance carriers to participate in the City's property insurance program with comparable conditions as exist in the current policy. Wortham received commercial insurance proposals by the submission due date that met the minimum policy specifications (\$150.0 Million loss limit per occurrence, including flood coverage). The Texas Municipal League Inter-Governmental Risk Pool did not submit a proposal.

The proposed policy premium of \$8.5 Million represents a \$638,940 reduction when compared to the current policy premium of \$9.1 Million. The proposed \$150.0 Million loss limit is consistent with the current policy coverage and represents 1.63% of the City's insured property value. No proposal to increase the \$150.0 Million loss limit was received within the proposal submittal deadline.

The proposed contingency premium of \$55,430 extends coverage to properties added during the policy year. The proposed policy term is one year, from April 1, 2011 to 2012. No multi-year policy quotes were submitted.

The City's insured value base is now at \$9.22 Billion, an increase of approximately \$202.0 Million (2.24%) from last year. The largest single concentration of property is the Bush Intercontinental Airport, with approximately \$1.97 Billion in insured value. Building structures in the downtown area are the second biggest concentration with \$1.38 Billion in value; included are City Hall/City Hall Annex, Bob Lanier PW&E Building, Central Library/Julia Ideson Library, Heritage Society Historical Structures, Police Administration Building, City parking garages, Gus S. Wortham Theater Center, Jesse H. Jones Hall and George R. Brown Convention Center. The 69th Street Wastewater treatment plant, at \$485.0 Million is the third largest concentration.

The recommended policy will increase the Fence coverage sublimit from \$250,000 to \$1.0 Million and provide a \$2.5 Million sublimit for Unnamed Building Locations. Business interruption coverage continues to be provided for the Houston Airport System and Convention and Entertainment Facilities Department; as well as for the General Services Department City Hall Annex parking.

The primary insurer, Westchester Fire Insurance Company (Westchester), provides the first layer of \$5.0 Million in coverage. Westchester will be designated as the "lead" carrier and will be responsible for administering all terms and conditions of the insurance program.

The recommended policy includes per occurrence deductibles that apply based upon the differing perils involved in each loss. The proposed deductibles for named storms (wind and flood) are capped at a maximum of \$20.0 Million.

The following proposed deductibles are the same as provided by our current policy:

- \$2.5 Million per occurrence for all losses except,
- Flood: 5% of values at affected locations; subject to a \$5.0 Million minimum and \$20.0 Million maximum deductible
- Wind: 3% of values at affected locations included in windstorm loss from a named storm, subject to a \$2.5 Million minimum and a \$20.0 Million maximum deductible

Flood

The proposed policy provides an annual aggregate loss limit of \$75.0 Million of which \$50.0 Million is applicable to properties located in the 100-year flood plain (Flood Zone A). This is the same loss limit as provided by the current policy. The value of properties located in Flood Zone A is \$2.19 Billion. Commercial flood insurance is required to comply with Federal Emergency Management Association (FEMA) regulations.

Insurance Obligations

Self-insurance is not a viable option due to the large insured value of City properties requiring commercial property insurance for revenue bond covenants and FEMA regulations. This requirement obligates the City to insure \$8.41 Billion of the City's \$9.22 Billion insured property value. This obligation does not affect the remaining portion of the City's \$810.0 Million property risk exposure; which includes \$19.7 Million in annual revenue generated by the Convention and Entertainment Facilities Department and \$336.2 Million in annual revenue generated by the Houston Airport System.

Policy Rate

The recommended premium rate has decreased. The proposed policy rate of 9.21 cents is a 9.0% decrease from the expiring policy rate of 10.13 cents.

Insurance premiums are generally shared among the City's funds. The approximate allocations for the proposed policy are Water and Wastewater 41.57%, Houston Airport System 28.14%, Convention & Entertainment Facilities 9.62%, General Fund 18.88%, and Other Funds 1.79%.

The annual budget for insurance premiums for all departments is established in the Property and Casualty Fund 1004, a "revolving fund". Revolving Funds, by definition, are billed out to operating funds and have no beginning or ending balances, other than through timing differences.

Terrorism Coverage

A separate terrorism insurance policy has been proposed and is submitted to City Council for separate consideration. The proposed policy premium is \$668,288. This amount includes

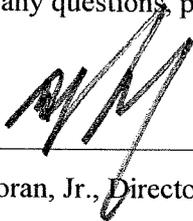
contingent premium of \$10,500 for coverage of \$25.0 Million of newly constructed property added during the policy year. The proposed policy premium is a decrease of approximately \$5,000 from the expiring policy. The policy provides an aggregate loss limit of \$100.0 Million and a \$10.0 Million per occurrence deductible.

The recommended terrorism policy will extend coverage to the City's total insured property value of \$9.22 Billion. It will include citywide coverage for biological and chemical terrorism at an aggregate sub-limit of \$25.0 Million. The policy will also provide business interruption for scheduled locations in the Houston Airport System, Convention and Entertainment Facilities and General Services Departments.

Recommendation

The Administration & Regulatory Affairs Department and the Property Insurance Committee consisting of department representatives from Public Works & Engineering, Convention & Entertainment Facilities and the Houston Airport System recommend that the City accept the proposed property insurance program. Wortham, our insurance broker, agrees with this recommendation. Acceptance of a separate terrorism insurance policy providing broad terrorism coverage (separate Request for Council Action) is also recommended.

If you have any questions, please call Tina A. Paquet at (832) 393-8792.



Alfred J. Moran, Jr., Director

AJM:TAP:MDH

cc: Waynette Chan, Chief of Staff
Lloyd Waguespack, Deputy Chief of Staff
David Feldman, City Attorney
Marta Crinejo, Agenda Director
Kelly Dowe, Acting Finance Director
Daniel W. Kruger, Public Works & Engineering Director
Mario Diaz, Houston Airport System Director
Dawn Ullrich, Convention & Entertainment Facilities Director
Scott Minnix, General Services Director
Randy Schuler, John L. Wortham and Son, L.P.
Tina A. Paquet, ARA

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance Authorizing Purchase of Terrorism Insurance

Category #

Page 1 of 1

Agenda Item# 21

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

Origination Date
 March 14, 2011

Agenda Date
 MAR 23 2011

DIRECTOR'S SIGNATURE:

Council Districts affected:
 All

For additional information contact:
 Tina A. Paquet Phone: 832-393-8792
 Raymond Bradford Phone: 832-393-8791

Date and identification of prior authorizing Council Action: 3-24-10; Ordinance No. 2010-220

RECOMMENDATION: (Summary)

Approve an Ordinance authorizing purchase of Terrorism Insurance Policy from Lexington Insurance Company

Amount of Funding: \$657,787.61 Policy Premium
 \$ 10,500.00 Contingency Premium
 \$668,287.61 Total Proposed Premium

Budget:

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
 Property / Casualty Fund: 1004

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department recommends that Council: (1) approve the proposed City-wide terrorism insurance policy for all scheduled City of Houston locations; and (2) accept the proposal from Lexington Insurance Company for terrorism coverage, providing a \$100 million aggregate loss limit (including a \$25 million aggregate sub-limit for biological and chemical coverage), with a \$10 million deductible. The recommended funding of \$668,287.61 includes premium of \$10,500 as contingent premium for properties added during the policy year. The policy period is April 1, 2011 to April 1, 2012.

A Request for Proposals (RFP) for general property insurance was issued and advertised on December 31, 2010 and January 7, 2011. A proposal for terrorism coverage was presented as an option in the RFP. The City's Insurance Broker of Record, John L. Wortham and Son, L.P., solicited proposals from 44 domestic and international insurance carriers. Only Lexington Insurance Company provided this proposed option for terrorism coverage.

The proposed policy coverage is consistent with the expiring terrorism policy. Coverage also includes business interruption for loss of insured revenue stream at scheduled Houston Airport System, Convention & Entertainment Facilities, and General Services Department locations. The current insured value of scheduled facilities, including business interruption, is \$9,222,732,615. The proposed annual premium of \$668,287.61 is inclusive of city-wide coverage for all scheduled locations.

The proposed coverage applies to both foreign and domestic terrorist acts as part of an effort to coerce the civilian population of the United States, influence the policy of, or affect the conduct of the United States government by coercion. Terrorism also includes any act, which is verified or recognized by the United States Government as an act of Terrorism.

Attachment

cc: Waynette Chan, Chief of Staff
 Lloyd Waguespack, Deputy Chief of Staff
 David Feldman, City Attorney
 Marta Crinejo, Agenda Director

Finance Director:

Other Authorization:

Other Authorization:

SUBJECT: An ordinance authorizing a contract between the City of Houston and Houston Galveston Area Council for Hurricane Ike recovery assistance		Category #	Page 1 of 1	Agenda Item # 22														
FROM (Department or other point of origin): Department of Health and Human Services		Origination Date 2/22/2011		Agenda Date MAR 23 2011														
DIRECTOR'S SIGNATURE: <i>Ultima Garcia Ridge for SSW</i>		Council District affected: All																
For additional information contact: Kathy Barton Telephone: 832-393-5045; Cell: 713-826-5801		Date and identification of prior authorizing Council action: 2-03-10; 2010-003																
RECOMMENDATION: (Summary) Approval of an ordinance authorizing a contract between the City of Houston and Houston Galveston Area Council for Hurricane Ike recovery assistance																		
Amount of Funding: Total Contract Amount: \$1,715,393.00 Federal State Local – Pass Through Fund (5030)		Finance Department:																
SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify):																		
<p>The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance authorizing a contract between the City of Houston and the Houston Galveston Area Council (HGAC) for Hurricane Ike recovery assistance. The contract period is from February 1, 2011 through September 30, 2011 in the amount of \$1,715,393.</p> <p>HGAC received Social Services Block Grant Funds for Hurricane Ike recovery in 2009. On February 3, 2010, City Council approved and authorized the grant application from HDHHS to HGAC for Hurricane Ike rebuilding efforts. HDHHS contracted with HGAC and provided services pursuant to the grant period which expired on September 30, 2010. Subsequently, the grant was extended, however, the HDHHS contract with HGAC expired. Therefore, HDHHS requests approval of this contract.</p> <p>Many individuals who seek services at HDHHS sustained damage to their homes, loss of electrical power, increased anxiety, diminished coping abilities and disruption in their employment as a result of Hurricane Ike. Under this agreement, HDHHS will provide the following services with the assistance of partners:</p> <table border="0"> <thead> <tr> <th style="text-align: left;">Services Being Provided</th> <th style="text-align: right;">Number of People to be Served</th> </tr> </thead> <tbody> <tr> <td>• Education (Community Garden)</td> <td style="text-align: right;">550</td> </tr> <tr> <td>• Home delivered meals</td> <td style="text-align: right;">51</td> </tr> <tr> <td>• Substance Abuse Services</td> <td style="text-align: right;">445</td> </tr> <tr> <td>• Transportation Assistance</td> <td style="text-align: right;">592</td> </tr> <tr> <td>• Personal Needs for the Elderly</td> <td style="text-align: right;">371</td> </tr> <tr> <td>• Information and Referral</td> <td style="text-align: right;">2,575</td> </tr> </tbody> </table> <p>A total of 4,584 services, some duplicated, will be provided. (Duplicated services refer to the occasion when one customer may receive more than one type of service.)</p> <p>The partners who will assist HDHHS in providing the services are:</p> <ul style="list-style-type: none"> • The Council on Alcohol and Drug Abuse • Harris County RIDES • Metropolitan Transit Authority • Dent-O-Care • Pure Foods • Heights Audiology • Poindexter Dental • Others to be identified <p>cc: Agenda Director Legal Department Finance Department</p>					Services Being Provided	Number of People to be Served	• Education (Community Garden)	550	• Home delivered meals	51	• Substance Abuse Services	445	• Transportation Assistance	592	• Personal Needs for the Elderly	371	• Information and Referral	2,575
Services Being Provided	Number of People to be Served																	
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REQUIRED AUTHORIZATION																		
Finance Department		Other Authorization:		Other Authorization:														

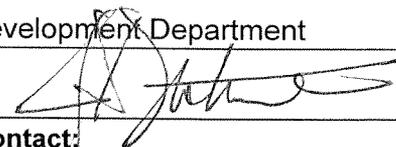
HCD11-11

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: The Housing and Community Development Department (HCDD) recommends that the City Council approve Contract Amendment #2 to the Hurricane Ike Community Development Block Grant-Disaster Recovery (CDBG-DR) grant with the Texas Department of Housing & Community Affairs (TDHCA). TDHCA proposes to extend the end date of the contract from August 2011 to December 2012 for multifamily and general administration. Overall funds are not being increased or decreased. This will allow additional time for the construction of the multifamily units and expenditure of funds.	Category #	Page 1 of 2	Agenda Item # 23
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FROM (Department or other point of origin): James Noteware, Director Housing and Community Development Department	Origination Date December 23, 2010	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: 	Council District affected: All
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For additional information contact: Veronica Chapa-Jones Phone: 713-868-8335 Brenda Scott Phone: 713-868-8484	Date and identification of prior authorizing Council action: Ordinance No. 2009-0347, 04/29/2009 Ordinance No. 2010-1065, 12/22/2010
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RECOMMENDATION: (Summary) The Housing and Community Development Department (HCDD) recommends that the City Council approve Contract Amendment #2 to the Hurricane Ike Community Development Block Grant-Disaster Recovery (CDBG-DR) grant with the Texas Department of Housing & Community Affairs (TDHCA). TDHCA proposes to extend the end date of the contract from August 2, 2011 to December 2, 2012 for multifamily and general administration components. Overall funds are not being increased or decreased. This will allow additional time for the construction of the multifamily units and expenditure of funds.

Amount of Funding:	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund
 Other (Specify) CDBG-DR

SPECIFIC EXPLANATION:
The Housing and Community Development Department (HCDD) recommends City Council's approval of Contract Amendment #2 to the Hurricane Ike Community Development Block Grant-Disaster Recovery (CDBG-DR) grant with the Texas Department of Housing & Community Affairs (TDHCA). The contract amendment #2 will extend the end date of the contract for the Multifamily and general administration components from August 2, 2011 to December 2, 2012, allowing additional time for HCDD to provide for the expenditure of funds under the CDBG Disaster Recovery Hurricane Ike Round 1 Contract No. 70090001 with TDHCA.

The additional sixteen months extension that HCDD is recommending will allow the City to obligate, construct, and disburse the remaining unobligated funds set aside for affordable multifamily projects. The proposed extended deadline of December 2, 2012 will allow the City to post appropriate public notices and hold public hearings, obtain City required approvals from City Council, and complete the multifamily development activities within the extended contract time frame.

HCDD has obligated \$47,066,330 in funding for the rehabilitation of 2,375 multi-family rental units. Of the eight apartment communities already approved, one is complete, 6 are currently under construction, and the remaining project is finalizing its budget and expected to close in the next 90 days. A contract for an additional 488 units is underway and will be presented to City Council for approval. The extension will allow the City to obligate and disburse the remaining multifamily funds.

As of 2/28/2011, HCDD had submitted draw requests to TDHCA for 31.5% of the total funds awarded, or \$27,456,648.54, which TDHCA has approved. HCDD accounts for over 50% of cumulative expenditures for the CDBG-DR Hurricanes Dolly and Ike Round 1 funds under the purview of TDHCA.

REQUIRED AUTHORIZATION		
Finance Director:	Other Authorization:	Other Authorization:

Date	Subject: The Housing and Community Development Department (HCDD) recommends that the City Council approve Contract Amendment #2 to the Hurricane Ike Community Development Block Grant-Disaster Recovery (CDBG-DR) grant with the Texas Department of Housing & Community Affairs (TDHCA). HCDD proposes to extend the end date of the contract from August 2011 to December 2012 for multifamily and general administration. Overall funds are not being increased or decreased. This will allow additional time for the construction of the multifamily units and expenditure of funds.	Originators Initials 	Page <u>2</u> of 2
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In accordance with HUD regulations and the City's Contract with TDHCA, the City shall amend components of the Contract when (1) an activity is added; (2) an activity is deleted; (3) a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than twenty-five (25%) of the original budget; or (4) when there is a change in the purpose, location, scope, or beneficiaries of an activity, or when a priority has changed. Herein, the scope will change by extending the contract end date.

This proposed Contract Amendment was proposed to and approved by the TDHCA Board of Governors at their November 10, 2010 meeting for the Multifamily portion of the contract. The Contract requirements also mandate that the public be offered the ability to comment on the proposal. HCDD fulfilled these requirements through both public notices and a public hearing.

Through a Notice published in the Houston Chronicle on Wednesday, January 19, 2011, the public was notified of these proposed changes to the Hurricane Ike CDBG-Disaster Recovery grant. The comment period extended from Wednesday, January 19, 2011 through Thursday, February 3, 2011. In addition, a Public Hearing on this contract amendment was conducted during the Housing Committee meeting on Wednesday, January 26, 2011. The public had four comments about the proposed changes, a summary of which is attached.

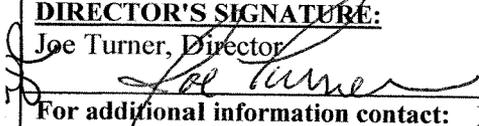
The contract amendment was reviewed by the Housing Committee on Wednesday, January 26, 2011 at the public hearing.

Therefore, approval of an ordinance is recommended.

JN:VCJ:BS

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

REQUEST FOR COUNCIL ACTION

To: Mayor via City Secretary			
Subject: Ordinance approving and authorizing an agreement with the Greater Houston Community Foundation to accept the donation of "Tolerance," a permanent work into the City Collection.		Category #	Page 1 of 1
			Agenda Item 24
FROM (Department or other point of origin): Houston Parks and Recreation Department		Origination Date: February 18, 2011	Agenda Date MAR 23 2011
DIRECTOR'S SIGNATURE: Joe Turner, Director 		Council District(s) affected: D	
For additional information contact: Minnette Boesel, 832-393-1097 Luci Correa, 832-395-7057		Date and Identification of prior authorizing Council Action:	
RECOMMENDATION: That City Council adopt ordinance approving and authorizing an agreement to accept the donation of <i>Tolerance</i> by Jaume Plensa into the City Collection of public art. <i>Tolerance</i> is a work of art consisting of seven kneeling figures rendered in stainless steel alphabet mesh set atop unique boulders that has been permanently placed on an area adjacent to the Rosemont Bridge and Trails on Buffalo Bayou Park bounded by Allen Parkway, Memorial Drive and Montrose Boulevard referred to as "Harmony Walk."			
Amount of Funding: <p align="center">No Funding Required</p>			Finance Budget:
SPECIFIC EXPLANATION:			
<p>The Houston Parks and Recreation Department (HPARD) requests that City Council approve an agreement to accept the donation of <i>Tolerance</i> by world renowned artist Jaume Plensa, a work of art being created consisting of seven kneeling figures rendered in stainless steel alphabet mesh set atop unique boulders. A group of private citizens, working in conjunction with the Greater Houston Community Foundation, has spearheaded an important initiative to commission this major work of art dedicated to healing, reconciliation, and a celebration of openness and diversity in Houston. Their efforts have resulted in the development of this project, for which they have raised almost full private sector funding and support for its implementation.</p> <p>This "Harmony Walk" area, bounded by Allen Parkway, Memorial Drive and Montrose Boulevard, is receiving significant design and pedestrian upgrades resulting from the Rosemont Bridge and Trails project scheduled for completion in late 2010. Installation schedule is concurrent with the Rosemont Bridge and trails construction timetable. <i>Tolerance</i> will extend and enhance the improvements being made to this area of Buffalo Bayou Park, which is poised to become an important space for both quiet contemplation and passive recreation.</p> <p>The artist behind the highly successful <i>Crown Fountain</i> in Chicago's Millennium Park, Jaume Plensa has extensive experience with creating significant, award-winning works of public art. He has installed over forty projects throughout the world and over one hundred solo exhibitions at museums and galleries world-wide as well as permanent collections.</p> <p>The design and placement of <i>Tolerance</i> has been reviewed and approved by the Houston Arts Alliance (HAA) which recommends the artwork for acquisition into the City's permanent art collection. HAA also coordinated the commission and the installation of work. The project's plans have been shared with and received positively by the Memorial Heights Association, TIRZ 5, and the Buffalo Bayou Partnership. In compliance with the City of Houston Art Collection policy, the project's donors will contribute \$120,000 (10%) of the stated value of the artwork (\$1,200,000) for future maintenance to the Houston Arts Foundation.</p>			
REQUIRED AUTHORIZATION			
Finance Director:		Other Authorization:	Other Authorization:

SUBJECT: Payment per district court order approving partial entry of mediated settlement agreement and motion to dismiss in <i>Bazile, et al, v. City of Houston</i> , H-08-2404.		Category #	Page 1 of 1	Agenda Item # 25
FROM (Department or other point of origin): Legal Department and Houston Fire Department		Origination Date March 3, 2011	Agenda Date March 23, 2011	
DIRECTOR'S SIGNATURE: David Feldman,  City Attorney		Council District affected: All		
For additional information contact: Beda Kent (HFD) (832) 394-6748 Tim Higley (Legal) (832) 393-6299		Date and identification of prior authorizing Council action: Ord 2011-0088; Ord 2011-0060; Ord 2011-0059		

RECOMMENDATION: (Summary)

The Fire Department and the Legal Department, request that Council approve payment of the settlement amounts set out below as per to federal district court order on interlocutory judgment for partial entry of a mediated settlement agreement between plaintiffs and the City in *Bazile, et al, v. City of Houston*, H-08-2404.

Amount of Funding:

General Fund: \$125,665.00 (Fund 1000)
Prop & Casualty: \$176,500.00 (Fund 1004)

Finance Budget:

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other Property and Casualty

FOR SETTLEMENT PURPOSES ONLY

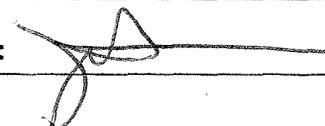
SPECIFIC EXPLANATION:

The Legal Department and Fire Department recommend City Council adopt an Ordinance authorizing payment of settlement amounts per federal court order.

The plaintiffs, seven (7) African-American firefighters, filed suit against the City of Houston alleging disparate treatment and disparate impact resulting from the Houston Fire Department's 2006 Captain and Sr. Captain exams. The City has defended the lawsuit vigorously. After extensive discovery, and after extensive discussion with experts, the City participated in mediation of the suit in February 2010. These efforts resulted in a mediated settlement agreement allowing for the promotion of the plaintiffs, for the payment of back pay, and for modifications to the HFD Captains exam scheduled for November 2010 and to the Sr. Captain exam scheduled in May 2011. On January 27, 2011, the federal district court entered its order of interlocutory judgment for partial entry of the settlement agreement, subject to Council approval, and partial motion to dismiss.

City Council approved the promotion of four plaintiffs on February 9, 2011 which have now occurred. Per the federal court judgment, Council must now approve payment of back pay, estimated at \$125,665.00, and attorney fees in the amount of \$176,500.00; totaling \$302,165.00. The back pay amount listed here is estimated due to complexity of calculating variance in rates for time periods, higher class and overtime worked, but HFD believes this amount will be sufficient to comply with the court order. The Legal Department has thoroughly reviewed the court's order and settlement agreement and recommends that Council approve the payment of the back pay awards and attorneys fees.

REQUIRED AUTHORIZATION

Fire Chief: 	Other Authorization: 	Other Authorization:
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SUBJECT: Ordinance amending Ordinance No. 2004-1003 relating to employment conditions, compensation and benefits of classified police officers and ratifying the Meet and Confer Agreement with the Houston Police Officers' Union.		Page 1 of 1	Agenda Item # 26
FROM (Department or other point of origin): Houston Police Department		Origination Date March 15, 2011	Agenda Date March 23, 2011
DIRECTOR'S SIGNATURE:  Charles McClelland, Chief of Police		Council District affected: All	
For additional information contact: Phone: Natalie DeLuca 832.393.6272		Date and identification of prior authorizing Council action: Ord. #2004-1003, September 29, 2004	
RECOMMENDATION: (Summary) Approve an ordinance amending Ordinance No. 2004-1003, September 29, 2004, relating to employment conditions, compensation and benefits of classified police officers and ratifying the 2011 Meet and Confer Agreement with the Houston Police Officers' Union.			
Amount and Source of Funding: n/a			
SPECIFIC EXPLANATION: The City of Houston and Houston Police Officers' Union (HPOU) have reached an agreement through the meet and confer process to extend police officers' labor agreement until fiscal year 2015. HPOU members voted March 9, 2011, through March 12, 2011, to ratify the agreement. The new agreement replaces 2001 Meet and Confer Agreement and its amendments, due to expire June 30, 2011. The new agreement covers fiscal years 2011 through 2015. and calls for 0% base pay increases across the board in the first two years of the agreement, followed by across-the-board increases of 3% in FY 2013, 3% in FY 2014, and 4% in FY 2015. The agreement will expire on June 30, 2015. The new agreement also creates patrol incentive pay for certain officers engaged in certain patrol functions. The new agreement provides for a physical agility test and requires that officers sworn after the date of ratification must pass the test in order to accrue personal fitness & training hours. Officers sworn after July 2013, shall accrue a limited number personal fitness & training hours upon passage of the physical agility test. The new plan also provides for selection of a new roster of independent hearing examiners after ratification of the agreement and creates limitations on the terms of service for examiners.			
REQUIRED AUTHORIZATION			
Other Authorization:			

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance allowing the Houston Police Department to apply for and accept Criminal Justice Division funding for the Interview Room/Equipment Upgrade	Category #	Page 1 of 1	Agenda Item # 27
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FROM: (Department or other point of origin): Houston Police Department	Origination Date March 3, 2011	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: <i>Charles A. McClelland, Jr.</i> Charles A. McClelland, Jr., Chief of Police	Council Districts affected: All
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For additional information contact: Joseph A. Fenninger, <i>JAF 3/3/11</i> CFO and Deputy Director 713-308-1770	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
The Houston Police Department recommends City Council approve an ordinance authorizing application for and acceptance of the grant funds for the Office of the Governor's Criminal Justice Division to fund the Interview Room/Equipment Upgrade grant.

Amount of Funding: Grant Revenue Interview Room/Equipment Upgrade from the Criminal Justice Division: \$124,401.11	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
Criminal Justice Division/Amount Requested: \$124,401.11

SPECIFIC EXPLANATION:
The Office of the Governor's Criminal Justice Division provides state and federal funds to entities for implementing crime victim assistance programs and initiatives. The Houston Police Department Homicide Division has made an application with the Criminal Justice Division, seeking to obtain grant funding for the Room/Equipment Upgrade. City Council approval of the grant submission is a requirement to receive funding. The grant does not require City matching funds.

Interview Room/Equipment Upgrade
The Homicide Division of the Houston Police Department is seeking \$124,401.11 for equipment. This equipment will be used to upgrade the Homicide Division's interview rooms and the Crime Scene Unit equipment. The current equipment utilized is outdated and must be replaced in order to adequately preserve evidence vital to an investigation. With the high probability that many of these cases will proceed through the criminal court system, it is essential to preserve the integrity of such investigations, through proper evidence collection and maintenance.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization: <i>[Signature]</i> 3/3/11	Other Authorization:
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SUBJECT: Approval of an ordinance allowing the Houston Police Department to apply for and accept Criminal Justice Division funding for the Fugitive Apprehension/Crime Reduction Program	Category #	Page 1 of 1	Agenda Item # 28
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FROM: (Department or other point of origin): Houston Police Department	Origination Date March 3, 2011	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr., Chief of Police	Council Districts affected: All
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For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 3/3/11 713-308-1770	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
The Houston Police Department recommends City Council approve an ordinance authorizing application for and acceptance of the grant funds through the Office of the Governor's Criminal Justice Division to fund the Fugitive Apprehension/Crime Reduction Program.

Amount of Funding: Grant Revenue Fugitive Apprehension/Crime Reduction Program from the Criminal Justice Division: \$80,715	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
Criminal Justice Division/Amount Requested: \$80,715

SPECIFIC EXPLANATION:
The Office of the Governor's Criminal Justice Division provides state and federal funds to entities for implementing crime victim assistance programs and initiatives. The Houston Police Department North Division has made an application with the Criminal Justice Division, seeking to obtain grant funding for the Fugitive Apprehension/Crime Reduction Program. City Council approval of the grant submission is a requirement to receive funding. The grant does not require City matching funds.

Fugitive Apprehension/Crime Reduction Program
The North Division of the Houston Police Department is seeking \$80,715 to fund the overtime for six officers and one sergeant.

This grant will allow the North Division Warrant Execution Team to reduce the crime rate in the North Division's third and sixth districts by increasing the number of felony arrest for offenders and violent repeat offenders wanted for parole violation warrants, probation violation warrants, and active felony. This project seeks to deter the crimes committed by these individuals and decrease the recidivism rate in the City of Houston.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization:  3/3/11	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance allowing the Houston Police Department to apply for and accept Criminal Justice Division funding for the Gun Violence Reduction Initiative	Category #	Page 1 of 1	Agenda Item # 29
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FROM: (Department or other point of origin): Houston Police Department	Origination Date March 3, 2011	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: Charles A. McClelland, Jr., Chief of Police <i>Charles A. McClelland, Jr.</i>	Council Districts affected: All
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For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 713-308-1770 <i>JAF 3/3/11</i>	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
 The Houston Police Department recommends City Council approve an ordinance authorizing application for and acceptance of the grant funds through the Office of the Governor's Criminal Justice Division to fund the Gun Violence Reduction Initiative.

Amount of Funding: Grant Revenue Gun Violence Reduction Initiative from the Criminal Justice Division: \$107,374.70	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)

Criminal Justice Division/Amount Requested: \$107,374.70

SPECIFIC EXPLANATION:

The Office of the Governor's Criminal Justice Division provides state and federal funds to entities for implementing crime victim assistance programs and initiatives. The Houston Police Department has made an application with the Criminal Justice Division, seeking to obtain grant funding for the Gun Violence Reduction Initiative. City Council approval of the grant submission is a requirement to receive funding. The grant does not require City matching funds.

Gun Violence Reduction Initiative

The Crime Lab of the Houston Police Department is seeking \$107,374.70 to fund the purchase of two additional comparison microscopes to be used in the Firearms Unit. Each workstation will be equipped with ballistic imaging capabilities. The goal of this initiative is to eliminate the current backlog of pending firearms request within one year of the microscope workstations being installed. The Firearms Unit already has increased its complement of trained staff, but it needs these microscopes to reduce the current backlogs and manage ongoing work demands.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization: <i>[Signature]</i> 3/3/11	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance allowing the Houston Police Department to apply for and accept Criminal Justice Division funding for the Parole Violation Warrant Initiative	Category #	Page 1 of 1	Agenda Item # 30
FROM: (Department or other point of origin): Houston Police Department	Origination Date March 3, 2011		Agenda Date MAR 23 2011
DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr., Chief of Police	Council Districts affected: All		
For additional information contact: Joseph A. Fenninger,  CFO and Deputy Director 713-308-1770	Date and identification of prior authorizing Council Action:		

RECOMMENDATION: (Summary)
 The Houston Police Department recommends City Council approve an ordinance authorizing application for and acceptance of grant funds through the Office of the Governor's Criminal Justice Division to fund the Parole Violation Warrant Initiative.

Amount of Funding: Grant Revenue Parole Violation Warrant Initiative from the Criminal Justice Division: \$112,756.80	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)

Criminal Justice Division/Amount Requested: \$112,756.80

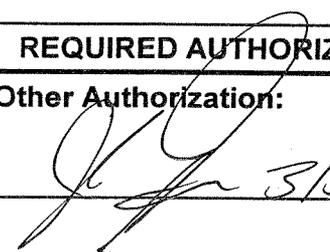
SPECIFIC EXPLANATION:

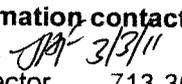
The Office of the Governor's Criminal Justice Division provides state and federal funds to entities for implementing crime victim assistance programs and initiatives. The Houston Police Department has made an application with the Criminal Justice Division, seeking to obtain grant funding for the Parole Violation Warrant Initiative. City Council approval of the grant submission is a requirement to receive funding. The grant does not require City matching funds.

Parole Violation Warrant Initiative

The Houston Police Department Paroled Offenders Unit is applying for funding for a program to increase the overall felony parole violation warrants on violent parolees by approximately 20% and also arrest the parolees on the felony parole violation warrant. The grant funds will be used for overtime for one sergeant and four officers.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization:  3/3/11	Other Authorization:
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SUBJECT: Approval of an ordinance allowing the Houston Police Department to apply for and accept Criminal Justice Division funding for the Targeted Abuser Round Up	Category #	Page 1 of 1	Agenda Item # 31
FROM: (Department or other point of origin): Houston Police Department	Origination Date March 3, 2011		Agenda Date MAR 23 2011
DIRECTOR'S SIGNATURE: Charles A. McClelland, Jr., Chief of Police 	Council Districts affected: All		
For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 713-308-1770 	Date and identification of prior authorizing Council Action:		

RECOMMENDATION: (Summary)
 The Houston Police Department recommends City Council approve an ordinance authorizing application for and acceptance of the grant funds through the Office of the Governor's Criminal Justice Division to fund the Targeted Abuser Round Up.

Amount of Funding: Grant Revenue Targeted Abuser Round Up from the Criminal Justice Division: \$124,962	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
 Criminal Justice Division/Amount Requested: \$124,962

SPECIFIC EXPLANATION:

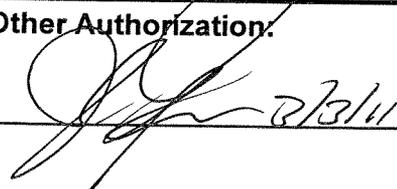
The Office of the Governor's Criminal Justice Division provides state and federal funds to entities for implementing crime victim assistance programs and initiatives. The Houston Police Department has made an application with the Criminal Justice Division, seeking to obtain grant funding for the Targeted Abuser Round Up. City Council approval of the grant submission is a requirement to receive funding. The grant does not require City matching funds.

Targeted Abuser Round Up

The Special Crimes Division (SCD) of the Houston Police Department is seeking \$124,962 for overtime to execute arrest warrants for difficult to locate offenders with open arrest warrants for family violence and sexual assault. SCD is responsible for any follow-up investigations, social service referrals, and the arrests of perpetrators not arrested at the scene of incidents. The grant will fund overtime for 11 sergeants and 24 officers.

By executing these warrants, violent and repeat offenders will be incarcerated and illegally possessed firearms will be confiscated. This will improve the situation for survivors of family violence.

REQUIRED AUTHORIZATION

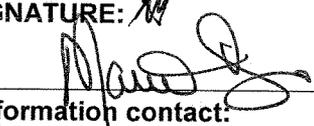
Finance Budget:	Other Authorization: 	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract for Professional Noise Compatibility Consulting Services with C&S Engineers, Inc. to Manage and Implement IAH Residential Sound Insulation Program (RSIP); Project No. 676 (WBS# A-000587-0001-2-01)	Category #	Page 1 of 2	Agenda Item # 32
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FROM (Department or other point of origin): Houston Airport System	Origination Date February 25, 2011	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: 	Council District affected: B
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For additional information contact: Eric R. Potts <i>ERP</i> Phone: 281/233-1999 Carlos Ortiz <i>CO</i> 281/233-1842	Date and identification of prior authorizing Council action: N/A
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AMOUNT & SOURCE OF FUNDING: <i>KP 311</i> CIP A-0587.01 \$2,500,000.00 Airport Improvement Fund (8011)	Prior appropriations: N/A
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RECOMMENDATION: (Summary) Enact an ordinance to approve a contract for Professional Noise Compatibility Consulting Services with C&S Engineers, Inc. and appropriate the necessary funds to finance the cost of these services.

SPECIFIC EXPLANATION: In response to a Request for Qualifications (RFQ), seven firms (C&S Engineers, Inc., C. Kell-Smith & Associates, Inc., Knudson, LP, The Jones Payne Group, Inc., PMG Project Management Group, LLC, W. D. Schock Company, Inc., and THC, Inc.) submitted Statements of Qualifications to provide professional services to manage and implement the George Bush Intercontinental Airport/Houston (IAH) Residential Sound Insulation Program (RSIP) for reduction of aircraft noise in one hundred and eighty-one (181) single-family homes located in the North Hollow Subdivision east of US Highway 59. The evaluation committee, consisting of Houston Airport System (HAS) professional and management staff, evaluated and ranked the proposals based on selection criteria (residential sound insulation experience, project management experience, firm's approach to organization and management of projects, and DBE participation), interviewed four short-listed firms (C&S Engineers, Inc., The Jones Payne Group, Inc., C. Kell-Smith & Associates, Inc., and W.D. Schock Company, Inc.), and recommended C&S Engineers, Inc. (C&S) as the best respondent.

The Houston Airport System has prepared an RSIP for the aircraft noise impacted area east of IAH, approximately one mile east of Runway 9-27, experiencing greater than 65 dB Day-Night Average Sound Level (DNL). This impacted area is made up of approximately 181 single-family homes and is located in Humble, Texas. The program will take three years to complete, insulating an average of 60 homes per year.

The objective of the RSIP is to reduce the interior noise level of eligible dwellings by making modifications to the homes. Since noise travels through air, this will be accomplished by reducing the exposure to the elements in the home. The highest levels of air infiltration in a typical home occur through existing windows, doors, and attic/roof vents. Therefore, an effective acoustical (sound insulated) treatment program will typically include window, door, and venting modifications. The RSIP also provides for the purchase of avigation easements for vacant lots, homes which already meet the FAA's requirements for interior noise levels, and for home owners who chose not to participate in the RSIP. Other options available under the RSIP include sale assurance and transaction assistance. Sales assurance guarantees the homeowner that the appraised fair market value will be received on a timely sale. Transaction assistance provides for payment of certain costs associated with the sale of the property. For both sales assurance and transaction assistance, the property is listed and sold subject to the airport's possession of an avigation easement that is conveyed at the time of sale.

C&S will provide beginning to end management for the RSIP consistent with HAS goals for the program; the scope of services will consist of the following:

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

NOT

Date February 25, 2011	Subject: Contract for Professional Noise Compatibility Consulting Services with C&S Engineers, Inc. to Manage and Implement IAH Residential Sound Insulation Program (RSIP); Project No. 676 (WBS# A-000587-0001-2-01)	Originator's Initials CO	Page 2 of 2
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- Overall management and coordination, including design and construction strategies, community outreach, program status reporting, homeowner sign-up, application processing, and data base management
- Program and design, including preparation of bid packages, budget, cost control, contractor pre-qualification, and contract processing
- Construction/post construction management, including bidding and contract award, project scheduling, change order administration, cash flow projections, etc.
- Sound mitigation/acoustical testing, consistent with FAA, City of Houston and City of Humble regulations and guidelines related to airport noise reduction programs
- Architectural and design services including home inventory visits, recommendation of acoustical treatments, preparation of standard construction details, responses to RFIs (request for information), review of material submittals, etc.
- GIS parcel survey tracking and mapping to conform to HAS GIS coordinated system

PROJECT COSTS: The total contract amount is as follows:

\$1,000,000.00 Phase I
 \$ 750,000.00 Phase II
 \$ 750,000.00 Phase III
 \$2,500,000.00 Total Appropriation

Construction for RSIP will be bid in multiple smaller packages that will be presented for Council approval separately. The total construction cost for RSIP is estimated at \$5,500,000.00.

PAY OR PLAY: 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.

FAA/AIP GRANT PROGRAM: This project is eligible for federal funding through the Federal Aviation Administration's AIP Program. Appropriate fund source adjustments will be made in the future, as additional AIP funding becomes available.

DBE PARTICIPATION: The Disadvantaged Business Enterprise (DBE) goal for this contract is twenty-six percent (26%) and will be met by the following certified firms.

Firms	Type of Work
STOA International Architects, Inc.	Architectural Design/Construction Inspection
Vesta Rea & Associates, LLC	Community Outreach
The Latham Group	Lead and Asbestos Monitoring /Testing Services
USA Shelco, Inc.	Mechanical & Electrical Design

The amount of work for each proposed sub-consultant will be determined as the project progresses and the services required by each sub-consultant are better defined.

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary	RCA #	
SUBJECT: An Ordinance authorizing an Amendment to the 2004 Tax Abatement Agreement between the City of Houston and Chevron U.S.A., Inc.	Category #	Page 1 of 1 Agenda Item# 33

FROM: (Department or other point of origin): Andy Icken, Chief Development Officer Mayor's Office	Origination Date March 14, 2011	Agenda Date MAR 23 2011
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SIGNATURE: 	Council Districts affected: CM Rodriguez, District "I"
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For additional information contact: Tim Douglass . Phone: 713-837-9857 Keith R. Phillips Phone: 713-837-0610	Date and identification of prior authorizing Council Action: Ordinance No. 2004-181, dated 3/10/04
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RECOMMENDATION: (Summary) An Ordinance authorizing an Amendment to the 2004 Tax Abatement Agreement between the City of Houston and Chevron U.S.A., Inc.

Amount of Funding:	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

Under a tax abatement agreement (Ordinance 2004-181) approved by City Council in 2004, Chevron U.S.A., Inc. ("Chevron") was required to invest \$45 million in interior finish improvements and \$19 million in tangible personal property (furniture, fixtures, and equipment). At 1500 Louisiana Street (the Reinvestment Zone), Chevron was also required to retain 2,350 permanent jobs, retain at least 850 contract jobs and create 500 new permanent jobs over the 10-year life of the agreement (total 3,700 jobs).

Chevron has made the required investment but is in default in its annual jobs requirement because of decreased office space density in the 1500 Louisiana Street building to accommodate 2,279 employees (2,178 permanent and 101 contract). However, Chevron has since leased office space to accommodate an additional 2,336 employees in 1400 Smith Street building and more office space in 1600 Smith Street building for another 376 employees. These two office buildings are outside the Reinvestment Zone and not included in Chevron's tax abatement. Chevron currently employs approximately 4,890 people in Houston's Central Business District.

Amendment of the tax abatement includes a reduction in the total required jobs (permanent and contract) from 3,700 to 2,279 inside the Reinvestment Zone.

Approval is recommended.

cc: Agenda Director
 Anna Russell, City Secretary
 David Feldman, City Attorney
 Deborah McAbee, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization: 	Other Authorization:
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8887

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Multi-Function Office Machines for Various Departments
S30-T23683

Category #
4

Page 1 of 2

Agenda Item

34

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

Origination Date
January 25, 2011

Agenda Date
MAR 23 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Douglas Moore Phone: (832) 393-8724
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve an ordinance awarding a contract to Xerox Corporation in an amount not to exceed \$12,000,000.00 for multi-function office machines for various departments.

Maximum Contract Amount: \$12,000,000.00

Finance Budget

\$12,000,000.00 - Central Service Revolving Fund (1002)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options to Xerox Corporation in an amount not to exceed \$12,000,000.00 for multi-function office machines for various departments. The City Purchasing Agent or designee may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of services requires the contractor to provide all personnel, management, supervision, labor, and equipment necessary to manage and support 756 multi-function office machines for various departments. The contractor shall also be required to provide toner, maintenance and repair services for black-and-white and color machines. The estimated annual cost for rental and cost per impression will be 25% less than the City currently spends. The new contract will include:

- No minimum copier impression volume commitment
- Black-and-white copy per impression cost is reduced from .007 to .0065
- Color-copy per impression cost is reduced from .098 cents to .0609 cents
- The entire fleet will be replaced with new equipment
- Complete flexibility of equipment upgrade/downgrade/return with no financial penalty
- A 7.5% reduction in equipment charges for contract years four and five

The Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. One hundred ten prospective proposers downloaded the solicitation document from SPD's e-bidding website and as a result, proposals were received from Canon Business Solutions, Inc., Konica Minolta Business Solutions USA Inc., Marimon Business Systems, Inc., Oce North America, OfficeMax Inc., Ricoh Americas Corporation, and Xerox Corporation. The evaluation committee was comprised of five expert staff from the Public Works & Engineering, Administration & Regulatory Affairs, Houston Airport System, and Information Technology Departments. The proposals were evaluated based upon the following criteria:

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NO

37

Date: 1/25/2011	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Multi-Function Office Machines for Various Departments S30-T23683	Originator's Initials RM	Page 2 of 2
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- Conformance to the RFP
- Expertise, Experience, and Qualifications
- Conformance to the RFP
- Price
- Financial Strength
- M/WBE Participation

Xerox Corporation received the highest overall score by the Evaluation Committee.

M/WBE Subcontracting:

This RFP was issued as a goal-oriented contract with an 11% M/WBE participation level. Xerox Corporation has designated the below-named companies as its certified M/WBE subcontractors:

NAME	TYPE OF WORK	DOLLAR AMOUNT	Percentage
Enterprise Advisory Services, Inc., dba EASI Document Integration	Systems Analyst	\$ 600,000.00	5%
Office Evolutions, Inc.	Management Network and Software	\$ 720,000.00	6%
TOTAL:		\$1,320,000.00	11%

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: Richard Morris

ESTIMATED SPENDING AUTHORITY

DEPARTMENT	FY 2011	OUT YEARS	TOTAL
Various	\$1,200,000.00	\$10,800,000.00	\$12,000,000.00

<u>Company</u>	<u>Total Points</u>
Xerox Corporation	467
Ricoh Americas Corporation	426
Canon Business Solutions	409
Konica Minolta Business Solutions USA Inc.	407
Office Max, Inc.	374
Oce North America	364
Marimon Business Systems, Inc.	236

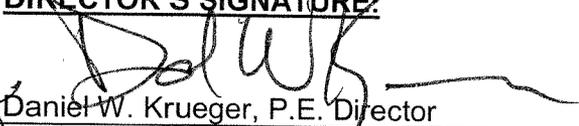
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #20RPS05

SUBJECT: Ordinance to issue a pipeline permit to BASF Corporation for one existing pipeline for the underground transportation of materials within portions of certain City street rights of way.	Category #	Page 1 of 1	Agenda Item# <div align="right" style="font-size: 2em; font-weight: bold;">35</div>
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FROM: (Department or other point of origin): Public Works and Engineering	Origination Date	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E. Director	Council Districts affected: E 
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For additional information contact: Richard Smith, P.E., PTOE  Phone: (713) 837-7114	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
 Approve an ordinance granting a permit to BASF Corporation a Delaware Corporation, to operate, maintain, improve, repair and replace one existing pipeline for underground transportation of materials under portions of certain street rights of way.

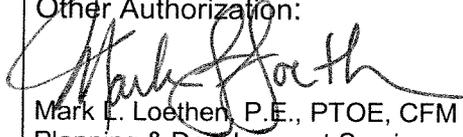
SPECIFIC EXPLANATION:
 It is recommended that City Council approve a pipeline permit pursuant to the provisions of Article IX of Chapter 40 of the Code of Ordinances, authorizing BASF Corporation a Delaware Corporation, to operate, maintain, improve, repair one existing pipeline for the underground transportation of materials under portions of certain street rights of way in the City, as listed below and more specifically detailed in the permit ordinance:

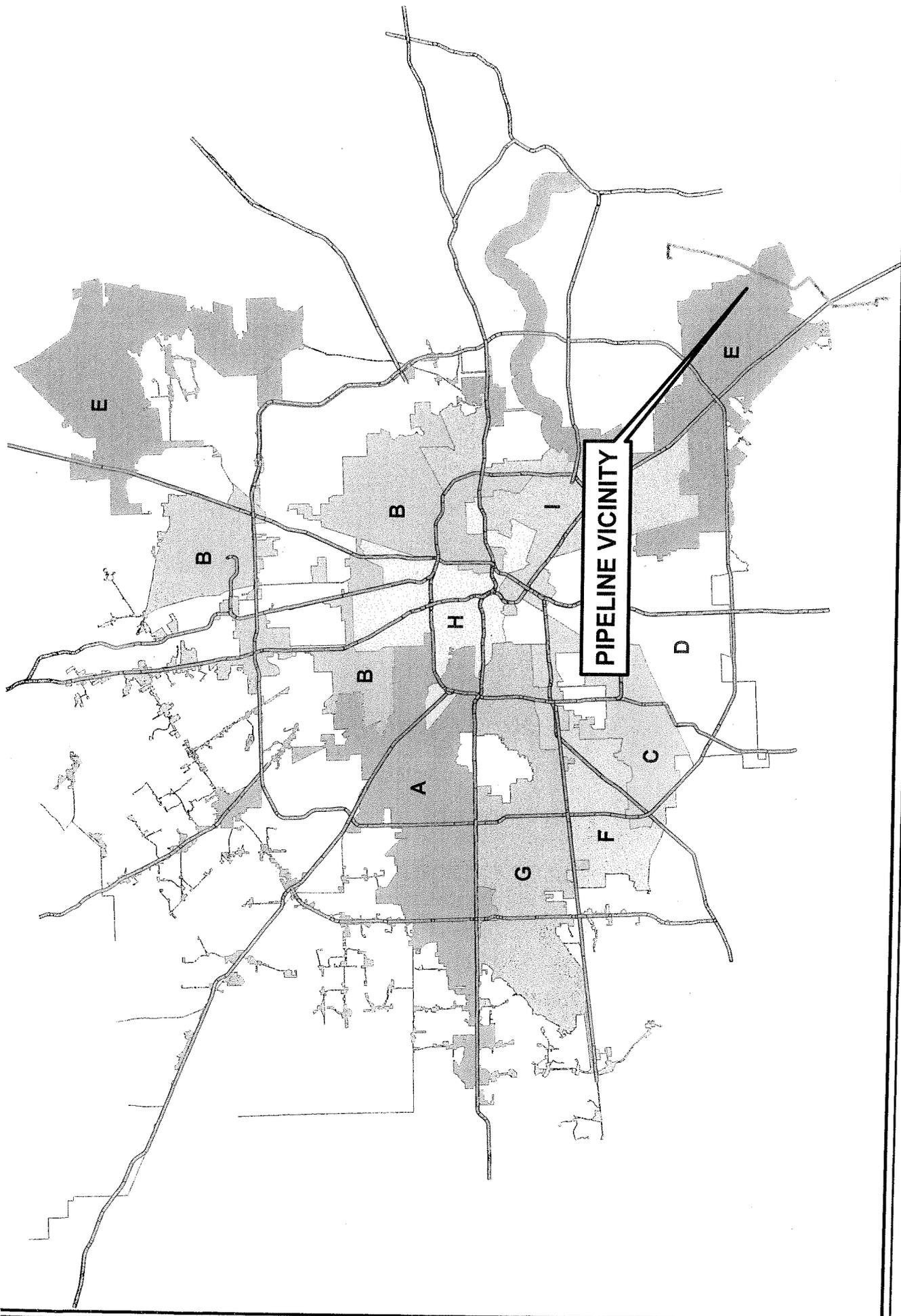
Pipeline Name	Diameter Size	Materials
BASF - 8	8-inch	Propylene

BASF Corporation submitted the initial required application permit fee of \$2,000.00 plus \$1,000.00 per pipeline for a total of \$3,000.00. A fee of \$1,000.00 due and payable January 1 of each year during the term of this permit ordinance. The permit is for 30 years.

LOCATION: The pipeline is located in Key Map grid(s) 618MR.

DWK:MLL:CWS:RPS:tss
 cc: Marta Crinejo
 Mark L. Loethen, P.E., PTOE, CFM
 Deborah McAbee
 Robert R. Johnson

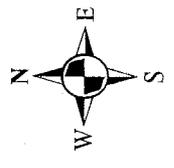
REQUIRED AUTHORIZATION		CUIC ID 20RPS05
Finance Director:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., PTOE, CFM Planning & Development Services



Legend
BASF Corporation
 BASF - 8

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

Key Map(s): 618MR



CITY OF HOUSTON
 PUBLIC WORKS AND ENGINEERING
 BASF Corporation
 Permit Request
 N.T.S.
 Vicinity Map
 Council District(s)
 "E"
 DRAWN BY: T. SHANNON, JANUARY 27, 2014, SHEET 01

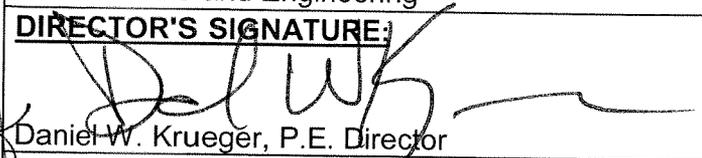
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #20RPS04

SUBJECT: Ordinance to issue a pipeline permit to Copano NGL Services, L.P., for one existing pipeline for the underground transportation of materials within portions of certain City street rights of way.	Category #	Page 1 of 1	Agenda Item# 36
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FROM: (Department or other point of origin): Public Works and Engineering	Origination Date	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E. Director	Council Districts affected: CDEFGI 
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For additional information contact: Richard Smith, P.E., PTOE  Phone: (713) 837-7114	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
Approve an ordinance granting a permit to Copano NGL Services, L.P., a Limited Partnership, to operate, maintain, improve, repair and replace one existing pipeline for underground transportation of materials under portions of certain street rights of way.

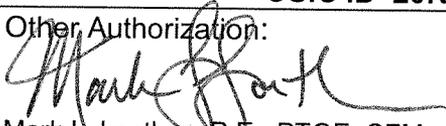
SPECIFIC EXPLANATION:
It is recommended that City Council approve a pipeline permit pursuant to the provisions of Article IX of Chapter 40 of the Code of Ordinances, authorizing Copano NGL Services, L.P., a Limited Partnership, to operate, maintain, improve, repair one existing pipeline for the underground transportation of materials under portions of certain street rights of way in the City, as listed below and more specifically detailed in the permit ordinance:

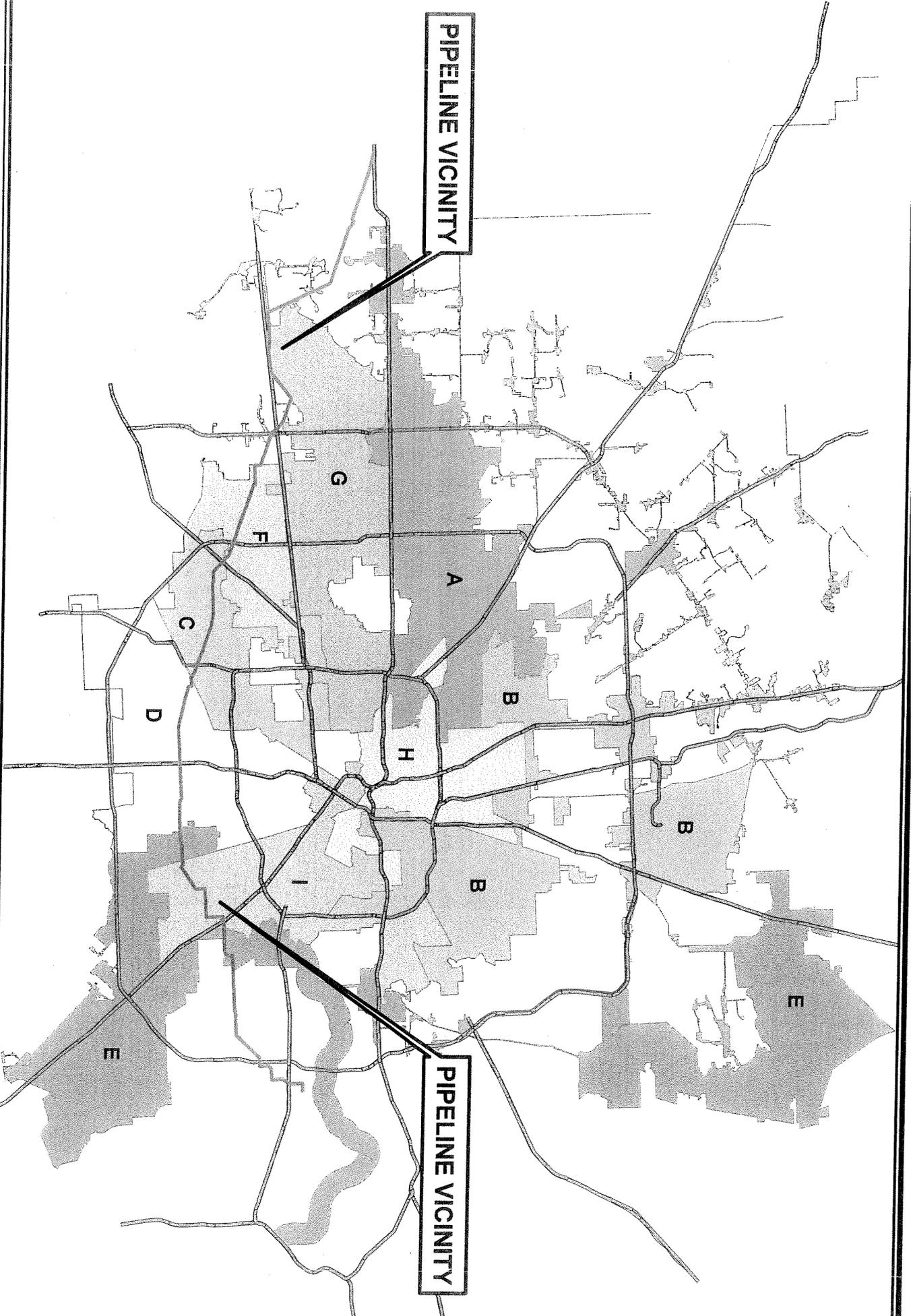
<u>Pipeline Name</u>	<u>Diameter Size</u>	<u>Materials</u>
Sheridan NGL	6-inch	Natural Gas – Y Grade Feedstock

Copano NGL Services, L.P., submitted the initial required application permit fee of \$2,000.00 plus \$1,000.00 per pipeline for a total of \$3,000.00. A fee of \$1,000.00 due and payable January 1 of each year during the term of this permit ordinance. The permit is for 30 years.

LOCATION: The pipeline is located in Key Map grids 485V, 527CD, 528ELM, 529JNPQRV, 530SXYZ, 531WX, 535YZ, 536STW, 571CD, 572ABH, 573EFG, 574EFGH, 575ABC.

DWK:MLL.CWS:RPS:tss
cc: Marta Crinejo
Mark L. Loethen, P.E., PTOE, CFM
Deborah McAbee
Robert R. Johnson

REQUIRED AUTHORIZATION		CUIC ID 20RPS04
Finance Director:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., PTOE, CFM Planning & Development Services



PIPELINE VICINITY

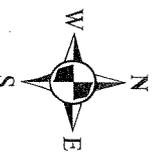
PIPELINE VICINITY

Legend

Copano NGL Services, L.P.

Sheridan NGL

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



CITY OF HOUSTON
PUBLIC WORKS AND ENGINEERING

Copano NGL Services, L.P.

Permit Request

N.T.S.

Vicinity Map

Council District(s)

"GFCDLE"

Drawn By: T. Shannon January 11, 2011 Sheet 01

Natural Gas Pipeline of America LLC
STREET CROSSINGS

OWNER_NAME	SYSTEM TYPE	PIPELINE NAME	PIPE SIZE (in.)	NOP	MOP	PRODUCT	*LOCATION	KEYMAP	COUNCIL DISTRICT	EXHIBIT MAP PAGE
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	3550 S Mason Rd	485V	G	2
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	21850 Westheimer Rd	485V	G	2
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	4500 Barker Clodine Rd	527B	G	3
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	16000 Westheimer Rd	527C	G	4
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	3630 Vineyard Dr.	527C	G	4
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	15300 Westpark	527D	G	5
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	6410 SH 6	528E	F	6
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	13430 Carvel Ln	528L	F	7
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7415 Synott Rd	528L	F	7
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7415 Timberway Ln	528M	F	7
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	12800 Braeswood Glen	528M	F	7
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7615 S Dairy Ashford	528M	F	7
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7715 Sutters Field Dr	528M	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7715 Windward Passage	528M	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7815 Intrepid Dr	529J	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7815 Cook Rd	529J	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8000 Riptide Dr	529J	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8015 S Kirkwood Rd	529J	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11700 Beechnut St	529J	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8200 Regentview Dr	529N	F	8
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8350 Leewood Blvd	529P	F	9
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8550 Leamont	529P	F	9

*Existing pipeline crossings at the approximate 100 blocks of the streets specified. These locations should not be relied on for excavation or other purposes. Permittee should be contacted to establish concise locations.

Natural Gas Pipeline of America LLC
STREET CROSSINGS

OWNER_NAME	SYSTEM TYPE	PIPELINE NAME	PIPE SIZE (in.)	NOP	MOP	PRODUCT	*LOCATION	KEYMAP	COUNCIL DISTRICT	EXHIBIT MAP PAGE
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8550 Boone Rd	529P	F	9
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8550 Wilcrest Dr	529Q	F	9
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8650 Maplecrest Dr	529Q	F	9
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8680 S Course Dr	529Q	F	9
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8950-9400 W Sam Houston PKWY	529Q	F	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8950-9400 W BW 8	529Q	F	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9415 Concourse Dr	529R	F	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9415 Woodfair Dr	529R	F	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9760 Deering Dr	529V	F	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9350 Country Creek Dr	529V	F	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9750 Bissonnet St	529V	C	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9640 Plainfield	529V	C	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9530 Ponderosa Ln	529V	C	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9700-9900 Southwest Fwy	530S	C	10
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9430 Ronda Ln	530S	C	11
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9430 Summerbell Ln	530S	C	11
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10050 Consuela Dr	530S	C	11
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10050 Gustine Ln	530S	C	11
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10350 S Gessner Dr	530X	C	11
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10450 Braes Forest Dr	530Y	C	12
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10550 Valley Hills Dr	530Y	C	12
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10550 Braesridge Dr	530Y	C	12

*Existing pipeline crossings at the approximate 100 blocks of the streets specified. These locations should not be relied on for excavation or other purposes. Permittee should be contacted to establish concise locations.

Natural Gas Pipeline of America LLC
STREET CROSSINGS

OWNER_NAME	SYSTEM TYPE	PIPELINE NAME	PIPE SIZE (in.)	NOP	MOP	PRODUCT	*LOCATION	KEYMAP	COUNCIL DISTRICT	EXHIBIT MAP PAGE
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10560 Fondren Rd	530Z	C	12
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10530 Sandpiper Dr	530Z	C	12
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	6345 Willowbend Blvd	530Z	C	12
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10615 Bob White Dr	530Z	C	13
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10615 Albury Dr	530Z	C	13
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10600 Braewick	530Z	C	13
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10650 Hillcroft	531W	C	13
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Ashcroft Dr	531W	C	13
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10850 Mullins Dr	531W	C	13
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11000 Atwell Dr	531W	C	14
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10950 Burdine St	531X	C	14
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	5310 Spellman Rd	531X	C	14
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10900-11299 Chimney Rock Rd	531X	C	14
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	5115 Willow Dr	571C	C	14
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11250 Clematis Ln	571C	C	14
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11220 S Post Oak Rd	571C	C	15
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	12101-12199 Main	571D	CD	15
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	12450 Hiram Clarke Rd	571D	D	16
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	12050 Parcel Three	572A	D	16
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11850 Alameda Rd	572H	D	17
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	2650 W Airport Blvd	572H	D	17
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	12000 Oakmoor Pkwy	572H	D	17

*Existing pipeline crossings at the approximate 100 blocks of the streets specified. These locations should not be relied on for excavation or other purposes. Permittees should be contacted to establish concise locations.

Natural Gas Pipeline of America LLC
STREET CROSSINGS

OWNER_NAME	SYSTEM TYPE	PIPELINE NAME	PIPE SIZE (in.)	NOP	MOP	PRODUCT	*LOCATION	KEYMAP	COUNCIL DISTRICT	EXHIBIT MAP PAGE
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11950 Kirby Dr	572H	D	17
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11910 Skyline Ranch Dr	573E	D	17
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	11950 Mary Agnes Foster Blvd	573E	D	18
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10701-10999 South Fwy	573E	D	18
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Ironwood Estates Dr	573E	D	18
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10715 Dulcimer St	573F	D	18
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10715 Rosehaven Dr	573F	D	18
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10760 Chesterfield Dr	573F	D	18
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10650 Scott	573G	D	19
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10560 Southview	573G	D	19
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10650 Lettrim Way	573G	D	19
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10650 Ruben	573G	D	19
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Cullen	574E	D	19
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Martin Luther King Blvd	574F	D	20
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10650 Anna Held	574F	D	20
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10650 9th St	574F	E	20
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Linnet Ln	574F	E	20
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Chickadee Ln	574G	E	21
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Gallinule	574G	E	21
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	10750 Blue Heron Ln	574G	E	21
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	9250 Mykawa	574G	E	21
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7700 Santa Fe Dr	574G	I	21

*Existing pipeline crossings at the approximate 100 blocks of the streets specified. These locations should not be relied on for excavation or other purposes. Permittees should be contacted to establish concise locations.

Natural Gas Pipeline of America LLC
STREET CROSSINGS

OWNER_NAME	SYSTEM TYPE	PIPELINE NAME	PIPE SIZE (in.)	NOP	MOP	PRODUCT	*LOCATION	KEYMAP	COUNCIL DISTRICT	EXHIBIT MAP PAGE
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7900 Kopman Dr	574H	I	21
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8215 Villa Dr	574H	I	22
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8160 Tewantin	575A	I	22
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8500 Telephone Rd	575A	I	22
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7460 Airport Blvd	575A	I	22
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	7550 Fauna	575A	I	23
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8915 Dover St	575B	I	23
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8950 Broadway St	575B	I	23
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8960 Glencrest St	575B	I	23
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8950 Ruthby	575C	I	24
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8950 Hinman	575C	I	24
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8550 Meadville	535Y	I	24
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8550 Wilmerdean	535Y	I	24
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8500 Rockhill	535Y	I	24
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8375 Stone	535Y	I	25
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8471-8491 Gulf Fwy	535Y	I	25
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	8650 Winkler Dr	535Y	I	25
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	6750 San Guillermo	535Z	E	25
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	6050 Santa Cecilia Ln	535Z	E	25
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	6050 Brookglen Dr	535Z	E	25
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	6026 Surrey Square	535Z	E	25
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	5450 Galveston Rd	536W	E	26

*Existing pipeline crossings at the approximate 100 blocks of the streets specified. These locations should not be relied on for excavation or other purposes. Permittee should be contacted to establish concise locations.

Natural Gas Pipeline of America LLC
STREET CROSSINGS

OWNER_NAME	SYSTEM TYPE	PIPELINE NAME	PIPE SIZE (in.)	NOP	MOP	PRODUCT	*LOCATION	KEYMAP	COUNCIL DISTRICT	EXHIBIT MAP PAGE
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	3100 Forest Oaks Blvd	536W	E	26
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	2350 Flagstone Terrace	536S	E	26
Copano NGL Services, L.P.	TRANSMISSION	Sheridan NGL	6	400 PSI	960 PSI	Natural Gas Ygrade Feedstock	2950 Richey	536T	E	26

*Existing pipeline crossings at the approximate 100 blocks of the streets specified. These locations should not be relied on for excavation or other purposes. Permittee should be contacted to establish concise locations.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

Subject: Approve an Ordinance to Appropriate Funds out of the Solid Waste Consolidated Construction Fund to Purchase Liquid Waste Storage Tanks for the Solid Waste Management Department.

Category #

Page of

Agenda Item

1

37

FROM (Department or other point of origin):

Harry Hayes, Director
Solid Waste Management Department

Origination Date

Agenda Date

MAR 23 2011

DIRECTOR'S SIGNATURE

Harry J. Hayes

Council District(s) affected
C & H

For additional information contact:

Victor Ayres, Deputy Director Phone: 713-837-9131

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$7,988.85 out of the Solid Waste Consolidated Construction Fund (Fund 4503) to purchase liquid waste storage tanks for the Solid Waste Management Department.

Appropriation Amount : \$7,988.85

Finance Budget

\$7,988.85- Solid Waste Consolidated Construction Fund (Fund 4503) L-000052-0001-5-01

SPECIFIC EXPLANATION:

The Solid Waste Management Department recommends that City Council approve an ordinance authorizing the appropriation of \$7,988.85 out of the Solid Waste Consolidated Construction Fund (Fund 4503).

The purchase of the three liquid waste storage tanks from New Pig Corporation will provide used oil recycling operations at two new Neighborhood Depository Sites and improve used antifreeze recycling operations at the existing Westpark Consumer Recycling Center. In addition, it will allow the City to recycle waste oil and increase antifreeze recycling capacity, which are disposed of by City's citizens at the Depositories and Recycling Center.

The three liquid waste storage tanks will be utilized at the following locations: 9003 North Main, 10785 Southwest Freeway, and 5900 Westpark. Currently, the City has six liquid waste storage tanks at four existing Neighborhood Depository Sites and Westpark Recycling Center.

Buyer: Maria Brown

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

RCA #

SUBJECT: Approve and authorize an amendment to development cost sharing agreement between City of Houston and MUD 382 to extend the deadline for beginning construction

Category #

Page 1 of 1

Agenda Item#

38

FROM: (Department or other point of origin):

Origination Date
March 18, 2011

Agenda Date

MAR 23 2011

Legal 
DIRECTOR'S SIGNATURE:

Council Districts affected:
E

For additional information contact:
Jo Wiginton Phone: 832-393-6435

Date and identification of prior authorizing Council Action:

RECOMMENDATION: Approve and authorize an amendment to development cost sharing agreement between City of Houston and MUD 382 to extend the deadline for beginning construction

Spending Authority:

Finance Budget:

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

N/A

SPECIFIC EXPLANATION:

The City and in-city MUD 382 entered into a cost-sharing agreement for infrastructure construction within the MUD by ordinance 08-0843. The agreement was executed on September 29, 2008, and required the MUD to construct Segment A of the project, with a portion of the funding being provided by the City; it also required the MUD to provide a letter of credit "in a form approved by the city attorney" before beginning construction. Construction was supposed to begin within 18 months; however, the contract permitted a twelve-month extension, which was granted. The deadline to begin construction is now March 29, 2011.

The MUD is still working with its bank to provide a form of security that is acceptable to the City and all parties expect it will be able to do so, but it may not be able to do so by the construction deadline. For this reason, Council is asked to approve a contract amendment to extend the deadline until June 30, 2011 by which time the financial security issues are expected to be resolved. If this extension is not approved today, the contract will terminate on March 29, 2011.

REQUIRED AUTHORIZATION

Finance Department:

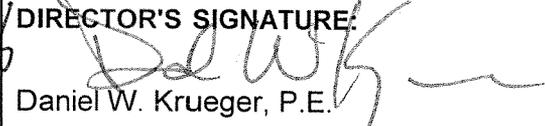
Other Authorization:

Other Authorization:

36

SUBJECT: Professional Engineering Services Contract between the City of Houston and AECOM Technical Services, Inc. for design of Greens Road from John F. Kennedy Boulevard to US 59 (North). WBS No. N-000664-0001-3	Page 1 of 2	Agenda Item # 39
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/6/10	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E.	Council District affected: B JK TC
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For additional information contact: Ravi Kaleyatodi, P.E., CEM Phone: (832) 395-2326 Senior Assistant Director 12/9/10	Date and identification of prior authorizing Council action: Ordinance No. 2004-1030; 10/06/2004 Ordinance No. 2006-0127; 02/08/2006
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RECOMMENDATION:
Approve an Ordinance to de-appropriate funds, approve a Professional Engineering Services Contract with AECOM Technical Services, Inc. and appropriate funds.

Amount and Source of Funding:
De-appropriating:
\$102,843.00 from Street & Bridge Consolidated Construction Fund No.4506
Appropriating:
\$349,900.00 from Street & Bridge Consolidated Construction Fund No.4506 M.P. 12/9/2010

PROJECT NOTICE/JUSTIFICATION: This project is part of the Street and Traffic Capital Improvement Program (CIP) and is required to improve traffic flow/circulation, reduce congestion, and eliminate potential hazards. This project consists of the design of approximately 8,500 feet of roadway widening with raised median, curbs, sidewalks, street lighting, and necessary storm sewer and underground utilities.

LOCATION: The project is generally located along Greens Road bound by John F. Kennedy Boulevard on the west and US 59 on the east. This project is located on Key Map grids 374 P, Q & R, and 375 N.

PREVIOUS HISTORY AND SCOPE: On October 6, 2004 by Ordinance No.2004-1030, City Council approved an Inter- local Agreement with TxDOT to provide the federal share of the funding required for the preliminary engineering of the project. The federal share for preliminary engineering of the project is seventy nine percent (79%) of the total eligible cost, not to exceed \$ 467,680.00. The City is responsible for the remaining twenty one percent (21%) and any non-federal participation costs associated with the project. Under the original contract approved by Ordinance No.2006-0127 on February 8, 2006, the consultant has completed 70% of the preliminary engineering phase including schematic layout, field survey, drainage study and right-of-way (ROW) mapping. The original Professional Engineering Services Contract expired on December 1, 2007 with \$102,843.00 funds remaining that were not fully utilized. The Department of Public Works and Engineering recommends that the City Council de-appropriate \$102,843.00 from the original expired contract to AECOM Technical Services, Inc. The de-appropriated funds will be needed to fund the new contract with AECOM.

SCOPE OF THIS SUPPLEMENT AND FEE: The City of Houston and The Texas Department of Transportation (TxDOT) have come to an agreement to perform additional work that is required due to the revisions and new alternatives to address the detention basin design. The project is currently pending the additional alternative studies for detention basin design due to air traffic concern by Houston Airport System (HAS).

REQUIRED AUTHORIZATION CUIC ID #20TC731

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Professional Engineering Services Contract between the City of Houston and AECOM Technical Services, Inc. for design of Greens Road from John F. Kennedy Boulevard to US 59 (North). WBS No. N-000664-0001-3	Originator's Initials TC	Page 2 of 2
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Under the terms of this contract, the consultant will perform necessary revisions and alternatives to determine the most feasible option that will solve the drainage issues and provide updates on the preliminary engineering and environmental assessment including diagrammatic layout, archeological survey and public meetings. This will complete the preliminary engineering and environmental clearance.

Negotiations with the consultant have resulted in a lump sum fee of \$304,256.00. The total cost of the project is \$349,900.00 to be appropriated as follows: \$304,256.00 for contract services and \$45,644.00 for CIP cost recovery.

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.

DBE INFORMATION: The DBE goal for the project is set at 15.00%. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Crouch Environmental Services, Inc.	Archeological & Environmental	\$50,589.00	16.63%
2. KIT Professionals, Inc.	Traffic Level of Service	\$7,950.00	2.61%
3. B&E Reprographics, Inc.	Re-production	<u>\$2,000.00</u>	<u>0.66%</u>
TOTAL		\$60,539.00	19.90%

DK JK TC

DWK:DRM:RK:JHK:TC

Z:\design\A-SB-DIV\WPDATA\TC-SG\Project\N-000664-0001 Green rd. (East)\RCA Additional Appropriation_20TC731_11-29-10.docx

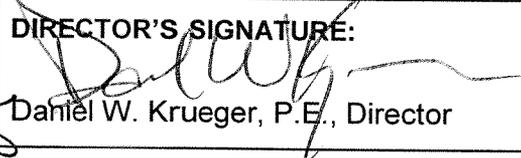
ec: WBS No. N-000664-0001-3 (1.2 DSGN_RCA Contract)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Whiteheather Storm Sewer Improvements Segment III. WBS Nos. M-000262-0003-4; S-000500-0099-4	Page 1 of 2	Agenda Item # 40
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: MAR 23 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: D <i>Cent</i>
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For additional information contact: <i>Ravi Kaleyatodi 2/2/11</i> Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award Construction Contract and appropriate funds.

Amount and Source of Funding: \$9,626,000.00
\$9,006,300.00 from Drainage Improvement Commercial Paper Series F Fund No. 4030
\$ 619,700.00 from Water and Sewer System Consolidated Construction Fund No. 8500
M.P. 2/8/2011

PROJECT NOTICE/JUSTIFICATION: Drainage improvements to reduce the risk of structural flooding and impaired emergency vehicle mobility caused by insufficient storm water drainage system capacity; including modification of street conveyance and addressing storm water flow mitigation as applicable.

DESCRIPTION/SCOPE: This project consists of the installation of approximately 12,400 linear feet of 24-inch to 66-inch reinforced concrete pipe storm sewers including all appurtenances, approximately 280 linear feet of corrugated metal pipe outfall, approximately 5,160 linear feet of 12-inch to 8-inch waterlines including all appurtenances. Concrete roadway reconstruction with curb and gutters, sidewalks and driveways.

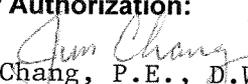
The Contract duration for this project is 460 calendar days. This project was designed by SES Horizon Consulting Engineers, Inc.

LOCATION: Project is generally bound by West Orem Drive on the north, Sims Bayou on the south, Whiteheather Drive on the west and Buffalo Speedway on the east. The project is located in Key Map Grid 572N.

BIDS: Bids were received on November 4, 2010. The Nine (9) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. JFT Construction, Inc.	\$ 8,371,395.72
2. Reytec Construction Resources, Inc.	\$ 8,595,130.40
3. Texas Sterling Construction Co.	\$ 9,396,898.32
4. Conrad Construction Co., Ltd.	\$ 9,503,212.15
5. Pace Services, L.P.	\$ 9,631,133.09

REQUIRED AUTHORIZATION CUIC ID# 20CH17

Finance Department	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Whiteheather Storm Sewer Improvements Segment III. WBS Nos. M-000262-0003-4; S-000500-0099-4	Originator's Initials <i>GH</i>	Page 2 of 2
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BIDS CONTINUED:

Bidder	Bid Amount
6 Triple B Services, L.L.P.	\$ 9,650,976.90
7. SER Construction Partners, LTD	\$10,437,976.80
8. Cravens Services, Inc.	\$11,522,682.93
9. Total Contracting Limited	\$11,680,519.85

AWARD: It is recommended that this Construction Contract be awarded to JFT Construction, Inc. with a low bid of \$8,371,395.72 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$9,626,000.00 to be appropriated as follows:

• Bid Amount	\$8,371,395.72
• Contingencies	\$ 418,570.00
• Engineering and Testing Services	\$ 250,000.00
• CIP Cost Recovery	\$ 586,034.28

Engineering and Testing Services will be provided by HTS Incorporated Consultants under a previously approved contract.

PAY OR PLAY PROGRAM:

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

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

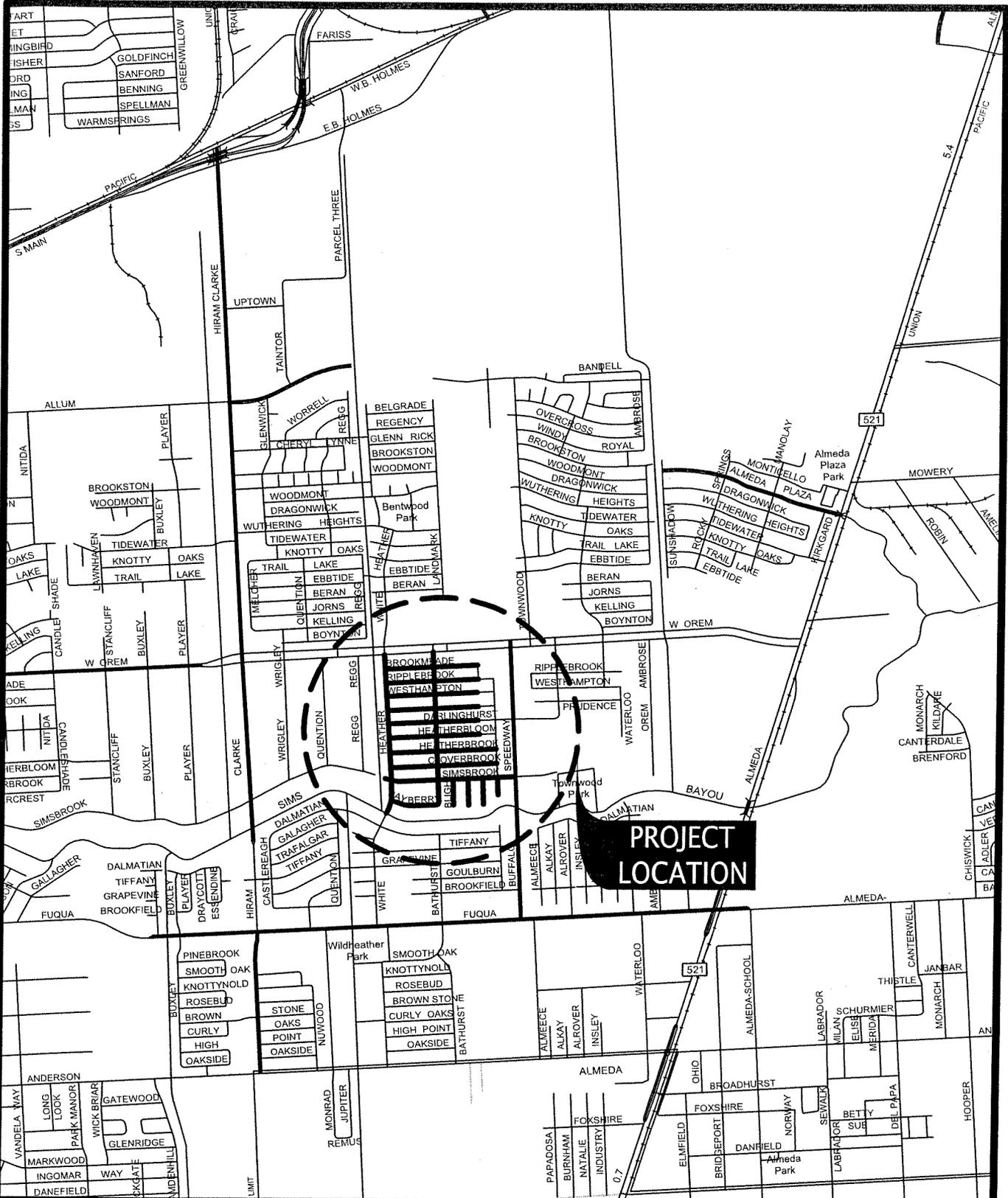
<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Access Data Supply, Inc.	Concrete Supplier	\$420,000.00	5.02%
2. Certified Traffic & Flagger Solutions of Texas	Construction Material	\$249,886.00	2.98%
3. Curb Planet, Inc.	Concrete	\$ 24,100.00	0.29%
4. Martinez, Guy & Maybik, Inc.	Survey	\$ 25,000.00	0.30%
5. Professional Traffic Control	Traffic Control	\$ 34,500.00	0.41%
TOTAL		\$753,486.00	9.00%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. C. Sanchez Trucking	Hauling	\$199,000.00	2.38%
2. Castaneda Trucking Boring & Tunneling	Waterline Boring	\$ 30,000.00	0.36%
3. Mickie Service Company, Inc	Waterline	\$ 29,000.00	0.35%
4. Traffic Control Specialists of Houston	Flagging	\$196,300.00	2.34%
5. Traffic Systems Construction, Inc.	Traffic	\$131,715.00	1.57%
TOTAL		\$586,015.00	7.00%

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

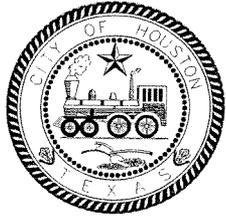
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c: File No. M-000262-0003-3 (RCA 1.2)



PLOTTED ON: 10-Dec-2010 10:17AM
 FILE NAME: F:\WHB-SG3\PER Exhibits\WH-SG3-Project Location.dwg



CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
WHITE HEATHER STORM SEWER IMPROVEMENTS
SEGMENT III
 WBS NO. M-000262-0003-3
 KEY MAP NO. 572J & 572N
 GIMS MAP NO. 5251c & 5251d
 NOT TO SCALE
 DECEMBER, 2010





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

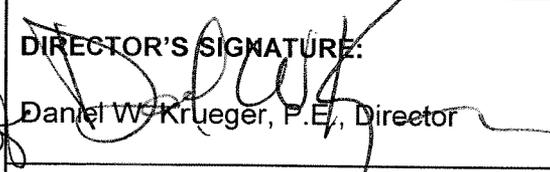
PROJECT VICINITY
MAP

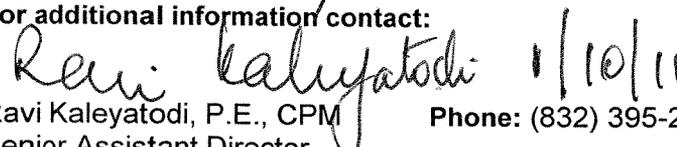
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Brays Village Drainage Improvements. W.B.S. Nos. M-000280-0001-4; S-000500-0098-4 and R-000500-0098-4	Page 1 of 2	Agenda Item # 41
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: MAR 23 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: F 
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For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award Construction Contract and appropriate funds.

Amount and Source of Funding: \$ 7,222,000.00
\$ 6,186,000.00 from Drainage Improvement Commercial Paper Series F Fund No. 4030
\$ 1,036,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500 *W.P. 1/11/2011*

PROJECT NOTICE/JUSTIFICATION: This project is part of the Storm Drainage Capital Improvement Plan (CIP) program and is required to provide drainage improvements to alleviate flooding due to insufficient pipe capacity along Boone Road and certain side streets to serve the Brays Village area within Comprehensive Drainage Plan (CDP) outfall 0687.

DESCRIPTION/SCOPE: This project consists of the construction of approximately 55,000 square yards of 8-inch thick reinforced concrete roadway pavement with curb and gutter, approximately 10,500 linear feet of storm sewer pipe of various sizes including inlet leads, approximately 2,000 linear feet of water line of 4 to 12-inch, approximately 4,500 linear feet of 8 to 18-inch sanitary sewer line, including all appurtenances. The project also includes driveway, sidewalk and wheelchair ramp construction.

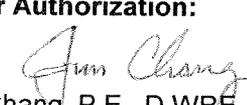
The Contract duration for this project is 420 calendar days. This project was designed by SES Horizon, Inc.

LOCATION: The project area is generally bound by Harwin Drive on the north, Brays Bayou (HCFCD Unit Number D100-00-00) on the south, Baynard Drive on the east and Wildacres Drive on the west. The project is located in Key Map Grids 529B and F.

BIDS: Bids were received on December 2, 2010. The six (6) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. SER Construction Partners, Ltd.	\$6,269,147.02
2. Reytec Construction Resources, Inc.	\$6,834,134.00
3. Triple B Services, L.L.P.	\$6,967,529.19
4. Total Contracting Limited	\$7,495,917.23

REQUIRED AUTHORIZATION CUIC# 20DS10

Finance Department	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Brays Village Drainage Improvements. W.B.S. Nos. M-000280-0001-4; S-000500-0098-4 and R-000500-0098-4	Originator's Initials 	Page 2 of 2
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- | | |
|------------------------------------|----------------|
| 5. Texas Sterling Construction Co. | \$7,961,828.70 |
| 6. Slack & Co. Contracting, Inc. | \$8,686,415.60 |

AWARD: It is recommended that this construction Contract be awarded to SER Construction Partners, Ltd. with a low bid of \$6,269,147.02 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$7,222,000.00 to be appropriated as follows:

• Bid Amount	\$6,269,147.02
• Contingencies	\$313,458.00
• Engineering and Testing Services	\$200,000.00
• CIP Cost Recovery	\$439,394.98

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

The City will pay the Contractor a bonus of \$1,500.00 per day for a maximum of 60 days for each day earlier than 420 days after Date of Commencement of the work that Contractor achieves substantial completion. Maximum allowable Bonus to the Contractor for Early Completion is \$90,000.00.

PAY OR PLAY PROGRAM:

The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to pay into the Contractor responsibility Funding, in compliance with City policy.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 9.00 % M/WBE goal and 7.00 % SBE goal for this project.

<u>MWBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. PRV Services, Inc.	Project & Construction Management	\$250,000.00	3.99%
2. F. S. Garza Trucking	Trucking & Hauling Of Construction Materials	\$175,000.00	2.79%
3. Access Data Supply, Inc.	Distributor of Concrete Ready Mix & Plumbing Materials and Supplies	\$400,000.00	6.38%
TOTAL		\$825,000.00	13.16%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Reliable Signal & Lighting Solutions, LLC	Traffic Signal/Road Lighting	\$ 72,000.00	1.15%
2. Technical Assurance, L.L.C.	Construction Surety Bonding and Insurance	\$ 57,257.00	0.91%
3. Deanie Hayes, Inc.	Aggregates, Sand, Fill; Road Material	\$100,000.00	1.60%
4. Semarck Landscape Services, Inc.	Landscape & Irrigation Construction	\$150,000.00	2.39%
5. El Dorado Paving Company, Inc.	Asphalt Paving & Concrete Services	\$186,750.00	2.98%
TOTAL		\$566,007.00	9.03%

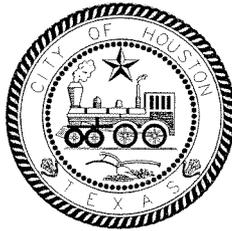
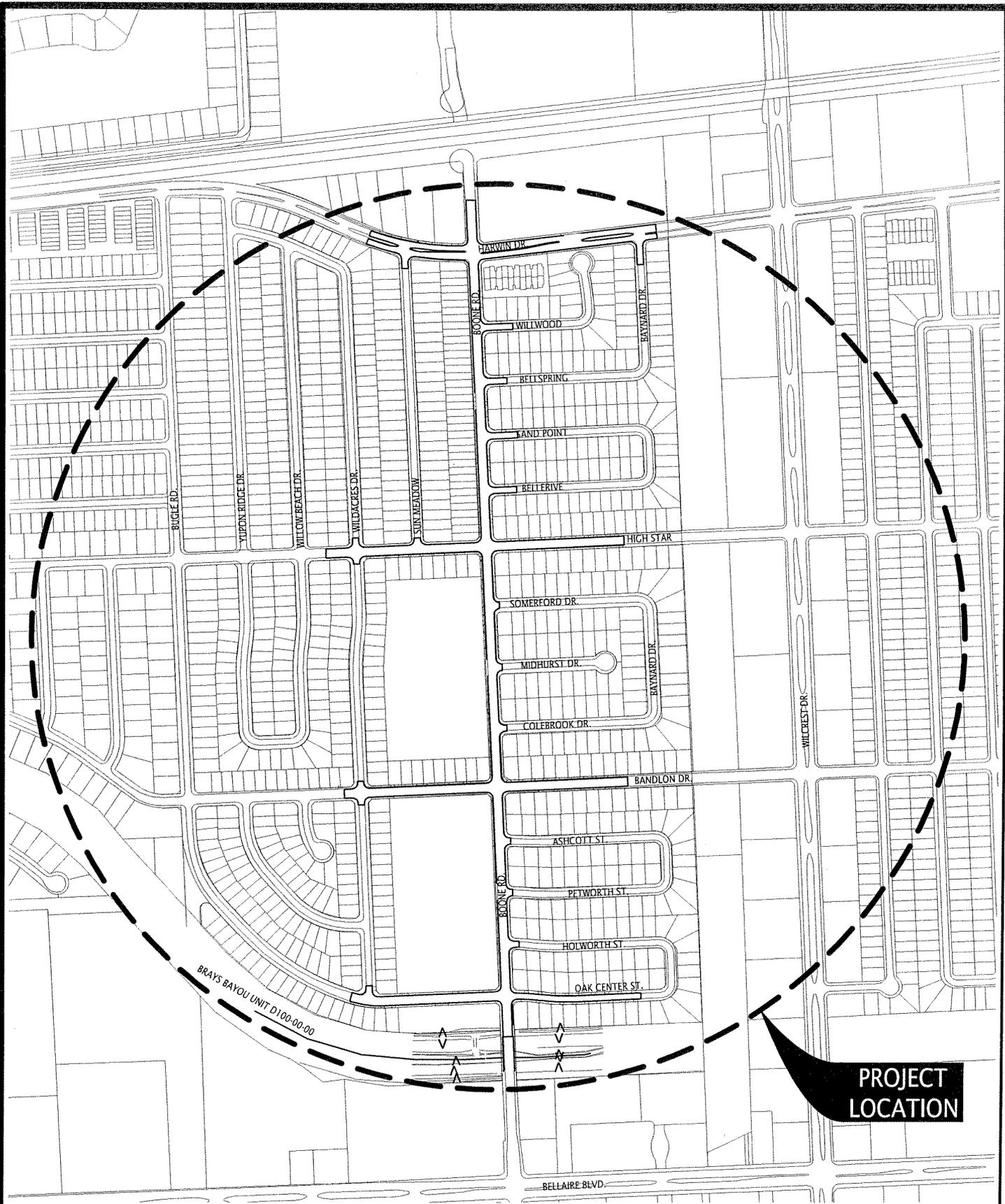
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired

DWK:DRM:RK:DS:RP:klw

Z:\design\A-sw-div\WPDATA\SWMP\Brays Village M-0280\3.0 FINAL DESIGN (Phase II)\3.7 Advertisements\BidAward Records\POST BID DOCUMENTS & RCA Related\POSTBID\RCA - Brays Village.doc

c: Robert Gallegos, Acting Director
Mike Pezeshki, P.E.
File No. M-000280-0001-3 (RCA 1.2)

PLOTTED ON: 30 Dec 2010 9:08AM
FILE NAME: F:\BraysVillage\PER\Exhibits\BVG-Project Vicinity Map Detailed.dwg



CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
BRAYS VILLAGE DRAINAGE IMPROVEMENTS
WBS NO. M-000280-0001-4
KEY MAP NO. 529 B & F
COUNCIL DISTRICT F
GIMS MAP NO. 4855d & 4955c



NOT TO SCALE
DEC. 8, 2010


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

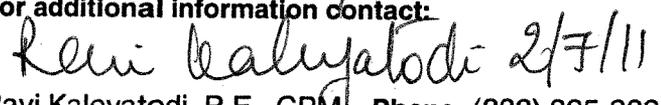
**PROJECT VICINITY
MAP**

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

SUBJECT: Contract Award for Safe Sidewalk Project, W.B.S. No. N-00610A-00K1-4. Page 1 of 2 Agenda Item #42

FROM: (Department or other point of origin): Department of Public Works and Engineering **Origination Date:** **Agenda Date:** MAR 23 2011

DIRECTOR'S SIGNATURE: 
Daniel W. Krueger, P.E., Director **Council District affected:** A, F, G 

For additional information contact: 
Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director **Date and identification of prior authorizing Council action:**

RECOMMENDATION: (Summary)
Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding: Total of \$2,124,000.00 to be appropriated from the Street and Bridge Consolidated Construction Fund No. 4506. *M.P. 2/9/2011*

PROJECT NOTICE/JUSTIFICATION: This project is part of the continuing effort by the City to construct sidewalks throughout the City of Houston to meet the needs of its residents.

DESCRIPTION/SCOPE: This project provides for the construction of sidewalk improvements at numerous locations. The Contract duration for this project is 299 calendar days. This project was designed by Nedu Engineering Services, Inc.

LOCATION: This project is located in Council Districts A, F and G. The project is located in various Key Map Grids.

BIDS: Bids were received on November 18, 2010. The five (5) bids are as follows:

Bidder	Bid Amount
1. DCE Construction, Inc.	\$ 1,798,184.16
2. Resicom, Inc.	\$ 1,984,800.10
3. CAAN Construction Services, Inc.	\$ 2,060,972.00
4. Spring Equipment Co., Inc.	\$ 2,142,001.00
5. Total Contracting Limited	\$ 2,343,325.01

REQUIRED AUTHORIZATION CUIC#20SIK33 *MD*

Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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AWARD: It is recommended that this construction Contract be awarded to DCE Construction, Inc. with a low bid of \$1,798,184.16.

PROJECT COST: The total cost of this project is \$2,124,000.00 to be appropriated as follows:

- Bid Amount \$1,798,184.16
- Contingencies \$ 89,909.20
- Engineering and Testing Services \$ 110,000.00
- CIP Cost Recovery \$ 125,906.64

Engineering and Testing Services will be provided by Austin-Reed Engineers, LLC under a previously approved contract.

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

MBE/SBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 4% MBE goal and 9% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Central Texas Hauling	Earth Hauling	\$72,000.00	4.0%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Royal Traffic Sign Co.	Traffic Control Sign	\$90,000.00	5.0%
2. Professional Traffic Control	Striping Services	\$54,000.00	3.0%
3. Curb Planet, Inc.	Concrete Curbs	<u>\$18,000.00</u>	<u>1.0%</u>
TOTAL		\$162,000.00	9.0%

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

Handwritten initials: DWK, DRM, RK, MS, SK
DWK:DRM:RK:MS:SK:as

Z:\design\A-NP-DIV\Sidewalks\N-00610A-00K1-00K2-3\1.0 Design Contract\1.2 RCA\Construction RCA.doc
ec: File No. N-00610A-00K1-3 (1.2 RCA)

District	Location	Limits	Key Map
A	Addicks Howell	Memorial to Fleetwood	488A, E
A	Bayram	Long Point to the 8500 Block	451S
A	Emnora	Peppermill to McKean	450Q
A	Green Falls Drive	Green Lawn to Antoine (Eisenhower High School)	411T
A	Gulfbank, W.	TC Jester to West Montgomery	411R
A	Hammerly	Gessner to Shadowdale	499R,N
A	Hollister	Long Point to Hammerly	450V
A	Long Point	Blalock to Bingle	450X,Y,U,V
A	Rosefield	Northbrook Middle School (3030)	450P
A	Shadowdale	Hammerly to Tiger Trail (Westwood Elementary)	449R,V
A	Sherwood Forest	Hazelhust to Upland (Sherwood Forest Elementary)	449X,T
F	Bissonnet	Hillcroft to Beechnut	530R
F	Grape	7407	530Q
G	North Post Oak Ln	Woodway to Memorial	491H, M

Safe Sidewalk Project WBS No. N-00610A-00K1-4

SUBJECT: Contract Award for Safe Sidewalk Project, W.B.S. No. N-00610A-00K2-4.	Page 1 of 2	Agenda Item # <i>43</i>
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: MAR 23 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: B, C, H <i>sk</i>
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For additional information contact: <i>Ravi Kaleyatodi 2/9/11</i> Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding: Total of \$2,312,400.00 to be appropriated from the Street and Bridge Consolidated Construction Fund No. 4506. *U.P. 2/15/2011*

PROJECT NOTICE/JUSTIFICATION: This project is part of the continuing effort by the City to construct sidewalks throughout the City of Houston to meet the needs of its residents.

DESCRIPTION/SCOPE: This project provides for the construction of sidewalk improvements at numerous locations. The Contract duration for this project is 308 calendar days. This project was designed by Nedu Engineering Services, Inc.

LOCATION: This project is located in Council Districts B, C and H. The project is located in various Key Map Grids.

BIDS: Bids were received on November 18, 2010. The five (5) bids are as follows:

Bidder	Bid Amount
1. Resicom, Inc.	\$1,966,391.60
2. CAAN Construction Services, Inc.	\$2,259,113.00
3. Spring Equipment Co., Inc.	\$2,352,218.50
4. Total Contracting Limited	\$2,436,721.92
5. DCE Construction, Inc.	\$2,558,050.42

REQUIRED AUTHORIZATION CUIC#20SIK34 *NOT*

Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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AWARD: It is recommended that this construction Contract be awarded to Resicom, Inc. with a low bid of \$1,966,391.60.

PROJECT COST: The total cost of this project is \$2,312,400.00 to be appropriated as follows:

- Bid Amount \$ 1,966,391.60
- Contingencies \$ 98,319.58
- Engineering and Testing Services \$ 110,000.00
- CIP Cost Recovery \$ 137,688.82

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

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 4% M/WBE goal and 9% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Po & Go Concrete Work	Concrete Construction Work	\$78,655.00	4.0%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Aztec Remodeling and Landscaping Company	Landscaping Services	\$176,975.00	9.0%

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

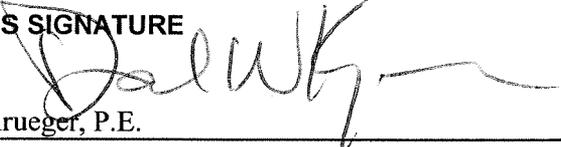
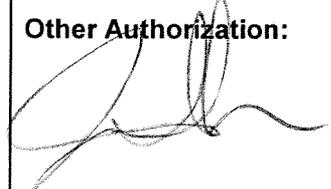
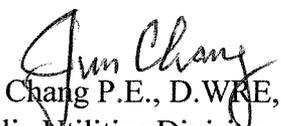
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DWK:DRM:RK:MS:SK:as



SAFE SCHOOL SIDEWALK PROGRAM
 WBS NO. N-00610A-00K2-4

District	Location	Limits	Key Map
B	Antoine	De Soto to Holly View	411 Y
B	Blue River Dr.	12215	415E, J
B	Jay	Darien to Homestead (Houston Gardens Elementary)	455N, 454R
B	Lucerne	Mohawk to Little York (10800 Block)	415-S
B	Meadow	IH 10 to Gillespie	494J
B	Meadowfern	Northborough to IH 45	372-L
B	Wileyvale	Baton Rouge to Shreveport	454-Q
C	Airport, West	Preakness Way to Brookvalley	570G
C	Fonmeadow	Haviland to Fondren	570H
C	Bellfort, W.	Beltway 8 to Stanwood -south side	569D, 570-A
C	Landsdowne	Cheena to Braesheather	531-S
C	McKnight Street	5519	571-A
C	Rice, South	Braes Valley to Jason Street	531Q
C	Underwood	S. Main to Morningside	532L
C	West Place	at Gessner (8899)	570-B
H	Parker	Larry to Peach	414X, Y

SUBJECT: Contract Award for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation WBS# R-000295-0034-4		Page 1 of 2	Agenda Item # 44												
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date												
DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E.		Council District affected: All													
For additional information contact: Jason Iken, P.E. Interim Senior Assistant Director Phone: (713) 641-9191		Date and identification of prior authorizing Council action: N/A													
RECOMMENDATION: (Summary) Accept low bid, award construction contract, and appropriate funds.															
Amount and Source of Funding: \$643,633.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through the State Revolving Fund (SRF), Tier II.		M.P. 2/16/2011													
SPECIFIC EXPLANATION: This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems throughout the City.															
DESCRIPTION/SCOPE: This project consists of sanitary sewer cleaning and television inspection in support of rehabilitation. The contract duration for this project is 730 calendar days.															
LOCATION: The project area is generally bounded by the City Limits.															
BIDS: Five (5) bids were received on July 8, 2010 for this project as follows: <table border="0" style="width: 100%; margin-top: 10px;"> <thead> <tr> <th style="text-align: left;"><u>Bidder</u></th> <th style="text-align: right;"><u>Bid Amount</u></th> </tr> </thead> <tbody> <tr> <td>1. Pipeline Video Inspection, LLC</td> <td style="text-align: right;">\$608,222.00</td> </tr> <tr> <td>2. CleanServe, Inc.</td> <td style="text-align: right;">\$651,095.00</td> </tr> <tr> <td>3. Specialized Maintenance Services, Inc.</td> <td style="text-align: right;">\$683,678.48</td> </tr> <tr> <td>4. AUI, LLC</td> <td style="text-align: right;">\$779,714.00</td> </tr> <tr> <td>5. Chief Solutions, Inc.</td> <td style="text-align: right;">\$800,979.01</td> </tr> </tbody> </table>				<u>Bidder</u>	<u>Bid Amount</u>	1. Pipeline Video Inspection, LLC	\$608,222.00	2. CleanServe, Inc.	\$651,095.00	3. Specialized Maintenance Services, Inc.	\$683,678.48	4. AUI, LLC	\$779,714.00	5. Chief Solutions, Inc.	\$800,979.01
<u>Bidder</u>	<u>Bid Amount</u>														
1. Pipeline Video Inspection, LLC	\$608,222.00														
2. CleanServe, Inc.	\$651,095.00														
3. Specialized Maintenance Services, Inc.	\$683,678.48														
4. AUI, LLC	\$779,714.00														
5. Chief Solutions, Inc.	\$800,979.01														
File/Project No. WW 4277-53		REQUIRED AUTHORIZATION													
Finance Department	Other Authorization: 	Other Authorization:  Jun Chang P.E., D.WRE, Deputy Director Public Utilities Division													

Date	Subject: Contract Award for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation WBS# R-000295-0034-4	Originator's Initials	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to Pipeline Video Inspection, LLC, with a low bid of \$608,222.00.

PROJECT COST: The total cost of this project is \$643,633.00 to be appropriated as follows:

- Bid Amount \$608,222.00
- Contingencies \$30,411.00
- Engineering Testing Services \$5,000.00

Engineering Testing Services will be provided by Earth Engineering, Inc. under a previously approved contract.

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

M/WSBE PARTICIPATION: No City M/WSBE participation goal has been established for this project.

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

EDR

DWK:JC:JI:DR:mf

cc: Jun Chang, P.E.
Robert Gallegos
File No. WW 4277-53

SUBJECT: Amend Ordinance No. 2008-0260 to Increase the Maximum Contract Amount under the Professional Services Contract for the Residential Energy Efficiency Program (REEP) with ESPA CORPORATION		Page 1 of 1	Agenda Item 45
FROM (Department or other point of origin): General Services Department		Origination Date	Agenda Date MAR 23 2011
DIRECTOR'S SIGNATURE: Scott Minnix <i>2/24/11</i> <i>Scott Minnix</i>		Council District(s) affected: All	
For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023		Date and identification of prior authorizing Council action: Ordinance No. 2008-260; Dated March 26, 2008 Ordinance No. 2010-471; Dated June 16, 2010	
RECOMMENDATION: Approve an Ordinance amending Ordinance No. 2008-260 (passed March 26, 2008) to increase the maximum contract amount from \$700,000.00 to \$1,400,000.00 under the Professional Services Contract for REEP with ESPA CORPORATION.			
Amount and Source of Funding: N/A Maximum contract amount: \$1,400,000.00		Finance Budget:	
SPECIFIC EXPLANATION: On March 26, 2008, City Council approved a three-year Professional Services Contract for the REEP with ESPA CORPORATION (ESPA) to provide administrative, customer service, marketing and outreach services. To date, the City has weatherized over 1300 homes funded through the American Recovery and Reinvestment Act (ARRA) grant funds, and over 1200 homes funded through CenterPoint Energy's weatherization program. The requested action is necessary to allow ESPA to continue to administer REEP and to increase staffing levels to meet the increased demand associated with the program. Therefore, the General Services Department recommends that City Council approve an ordinance amending Ordinance No. 2008-260 to increase the maximum contract amount to \$1,400,000.00 and delegate authority to the director to issue supplemental allocations up to the maximum contract amount.			
PREVIOUS HISTORY AND PROJECT SCOPE: On June 16, 2010, Ordinance No. 2010-471, City Council approved a First Amendment to the contract to reduce ESPA's fee; extend the term of the contract for an additional two years; and incorporate mandatory ARRA language.			
PROJECT LOCATIONS: Citywide			
M/WBE PARTICIPATION: A 24% M/WBE goal has been established under the contract. To date, ESPA has achieved 22.27% M/WBE participation.			
SM:HRB:JLN:yb c: Scott Minnix, Jacquelyn L. Nisby, Marta Crinejo, File			
REQUIRED AUTHORIZATION		CUIC # 25MSCL86	
General Services Department: <i>Humberto Bautista</i> Humberto Bautista, P.E. Assistant Director		NOT	

SUBJECT: Award Construction Contract Texas Ligua Tech Services, Inc. Roof Replacement at Health and Human Services Headquarters 8000 North Stadium Drive WBS No. D-000IKE-0002-4	Page 1 of 2	Agenda Item 46
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FROM (Department or other point of origin): General Services Department	Origination Date	Agenda Date MAR 23 2011
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DIRECTOR'S SIGNATURE: Scott Minnix <i>2/24/11</i> 	Council District affected: D
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Award construction contract and allocate funds for the project.

Amount and Source of Funding: \$563,266.00 - Hurricane Ike Aid and Recovery Fund (5206)	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council award a construction contract to Texas Ligua Tech Services, Inc., on the proposal amount of \$489,020.00 to provide construction services for Roof Replacement at the Health and Human Services Headquarters. The project is funded by a federal grant to repair damages incurred during Hurricane Ike.

PROJECT LOCATION: 8000 North Stadium Drive (532M)

PROJECT DESCRIPTION: The scope of work consists of demolition of existing roof, installation of new roof drains, a new air conditioning condenser unit, new roof insulation and a new built-up roof system.

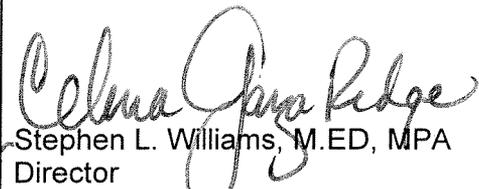
The contract duration for this project is 120 calendar days. Building Envelope Consultants, LLC; is the design consultant and roof inspector for this project.

PROPOSALS: Texas Ligua Tech Services, Inc. was selected through a two-step Competitive Sealed Proposals process. The project was advertised in accordance with the requirements of Chapter 271-Subchapter H of the Texas Local Government Code and contained selection criteria that ranked respondents on experience, references, schedule, project management, proposed sub-contractors, years in business, safety, and claims history. A selection committee comprised of representatives from the Health Department and GSD ranked the respondents. Four firms were selected to submit proposals. Texas Ligua Tech Services, Inc. submitted the lowest proposal and offers the best value for the City.

The four proposals are ranked as follows:

<u>PROPOSER</u>	<u>PRICE</u>
1. Texas Ligua Tech Services, Inc.	\$ 489,020.00
2. PRC Roofing Company, Inc.	\$ 595,300.00
3. The Gonzalez Group, LP	\$ 596,343.00
4. Pyramid Waterproofing, Inc.	\$ 799,000.00

REQUIRED AUTHORIZATION CUIC ID # 25CONS178

General Services Department:  Richard A. Vella Chief of Design & Construction Division	Department of Health and Health Services: <i>MS</i>  Stephen L. Williams, M.ED, MPA Director
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Date	SUBJECT: Award Construction Contract Texas Ligua Tech Services, Inc. Roof Replacement at Health and Human Services Headquarters 8000 North Stadium Drive WBS No. D-000IKE-0002-4	Originator's Initials VTN	Page 2 of 2
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AWARD: It is recommended that City Council award the construction contract to Texas Ligua Tech Services, Inc. and allocate funds for the project, including an additional \$49,795.00 for roof inspection services under the existing contract with Building Envelope Consultants, LLC.

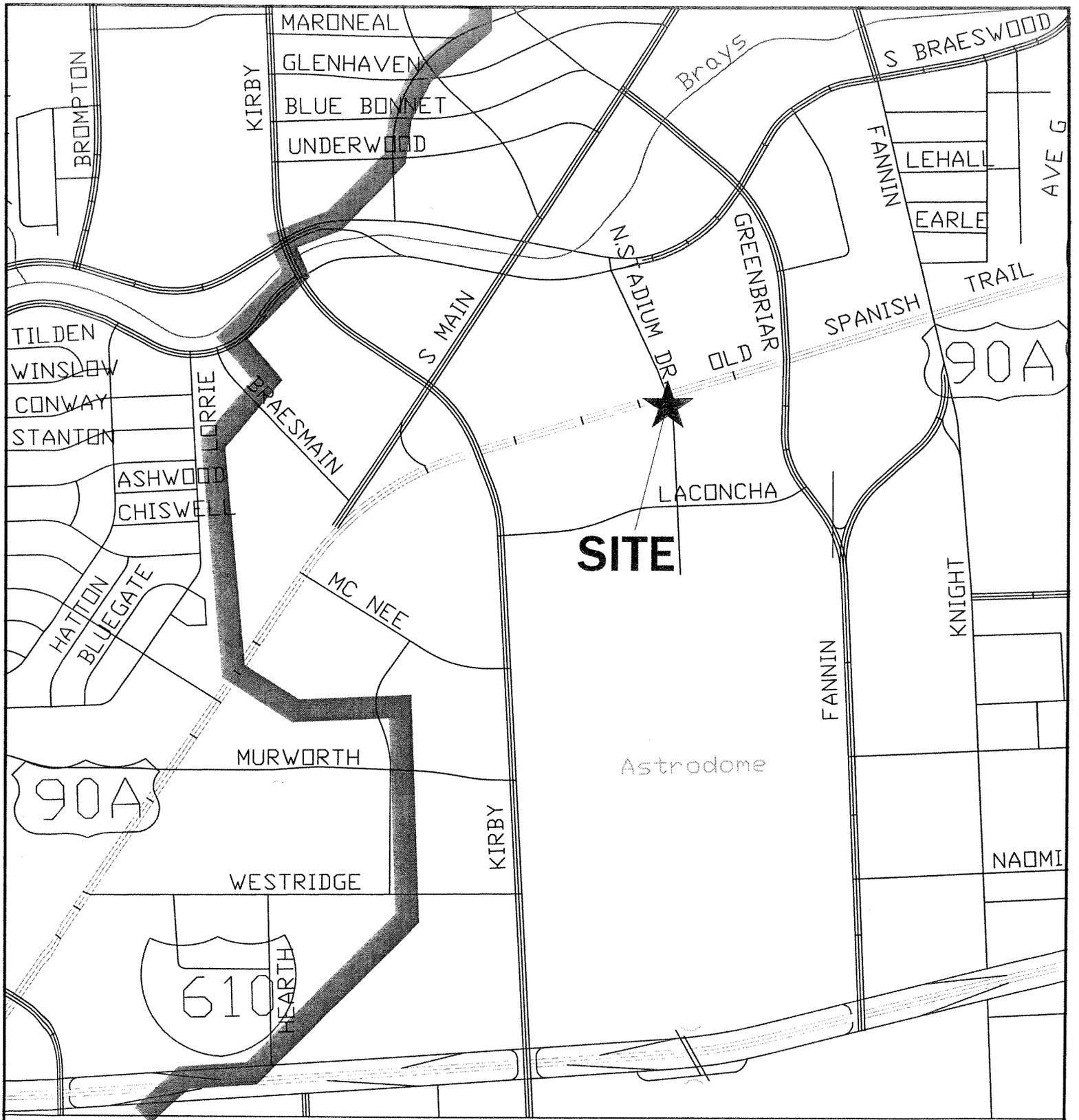
FUNDING SUMMARY:

\$	489,020.00	Construction Contract
\$	24,451.00	5% Contingency
\$	513,471.00	Total Contract Services
\$	49,795.00	Roof Inspection Services
\$	563,266.00	Total Funding

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

SM:JLN:RAV:VTN:ps

c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Humberto Bautista, P.E., Claudette Manning, Martha Leyva, File



Roof Replacement at HHS Headquarters
8000 N. Stadium Dr.
Houston, TX 77054

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

SUBJECT: Award Construction Contract The Gonzalez Group, L.P. Lake Houston Park – Phase One WBS No. F-000695-0005-4		Page 1 of 2	Agenda Item 47
FROM (Department or other point of origin): General Services Department		Origination Date 3-16-11	Agenda Date MAR 23 2011
DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix 2/21/11</i>		Council District(s) affected: ETJ	
For additional information contact: Jacquelyn L. Nisby <i>JLN</i> 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: \$1,984,500.00 Woodlands Regional Participation Fund (2425)		Finance Budget:	
<p>SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council award a construction contract to The Gonzalez Group, L.P. on the proposal amount of \$1,798,898.00 to provide construction services for Lake Houston Park – Phase One, for the Parks and Recreation Department. The Lake Houston Park Master Plan identified several phases of development for the park. Future phases will be developed as funds become available and include bridge construction, a new visitors' center, canoe launch improvements, recreational vehicle pad sites, additional cabins, camping sites, site utilities, restroom and shower facilities, a large picnic pavilion and additional hiking trails.</p> <p>PROJECT LOCATION: 25800 FM 1485 (257Q)</p> <p>PROJECT DESCRIPTION: This project consists of a new entry development, four new cabin sites and associated utilities. The new entry is accessible from FM 1485 and includes a new park guardhouse and concrete entry drive with culvert crossings. Access gates, an exit gate and fencing are included to provide vehicular control. Additionally, a crushed concrete parking area is being provided for visitors with an accessible sidewalk connecting to the guardhouse. Site utilities include new water, electrical and sanitary sewer systems which will serve the guardhouse, cabins and limited future development. The four new cabins will be installed on the eastside of the new lake. Cabins will have metal roof and will be built out of sawn logs. Crushed concrete driveways and sidewalks will be provided for each cabin connecting the new road system.</p> <p>The contract duration for this project is 270 days. SWA Group is the design consultant and GSD is the construction manager for this project.</p> <p>PROPOSALS: The Gonzalez Group, L.P. was selected through a two-step process. The project was advertised in accordance with the requirements of Chapter 271 - Subchapter H of the Texas Local Government Code and contained selection criteria that ranked the respondents on park site and building construction experience, references, contractor representatives, subcontractors and suppliers, safety, and claim history. Eight firms responded. A selection committee comprised of GSD project management ranked the respondents. Six of the eight firms received sufficient points and were requested to submit proposals. All six firms submitted proposals. The Gonzalez Group, L.P. submitted the lowest proposal.</p>			
REQUIRED AUTHORIZATION		CUIC ID # 25PARK144	
General Services Department:  Richard A. Vella Chief of Design & Construction Division		Parks and Recreation Department:  Joe Turner Director	

Date	SUBJECT: Award Construction Contract The Gonzalez Group, L.P. Lake Houston Park – Phase One WBS No. F-000695-0005-4	Originator's Initials CP	Page 2 of 2
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PROPOSAL CONT.: The following six proposals were received on December 2, 2010:

	<u>Proposer</u>	<u>Price</u>
1	The Gonzalez Group, L.P.	\$1,798,898.00
2	Resicom Inc.	\$1,943,500.00
3	Times Construction, Inc.	\$2,015,500.00
4	Millis Development & Construction, Inc.	\$2,043,970.85
5	Carrera Construction, Inc.	\$2,052,000.00
6	Jerdon Enterprise, L.P.	\$2,494,599.00

AWARD: It is recommended that City Council award the construction contract to The Gonzalez Group, L.P. and appropriate funds for the project, including an additional appropriation of \$64,176.38 for engineering and materials testing services under the existing contract with Kenall, Inc.

FUNDING SUMMARY:

\$ 1,798,898.00	Construction Contract Services
\$ <u>89,944.90</u>	5% Contingency
\$ 1,888,842.90	Total Contract Services
\$ 31,480.72	Civic Art (1.75%)
\$ <u>64,176.38</u>	Engineering and Materials Testing
\$ 1,984,500.00	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 has elected to play and pay into the Contractor Responsibility Fund in compliance with City policy.

CONSTRUCTION GOALS: A 7% MBE goal and 5% SBE goal have been established for this contract. The contractor has submitted the following certified firms to achieve the goals:

<u>FIRM (MBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% of CONTRACT</u>
Chavez Service Companies, Inc.	Concrete	\$ 47,000.00	2.61%
Environmental Allies, G.P., Inc.	SWPPP	\$ 7,500.00	0.42%
Montemayor Management, Inc.	Rough Carpentry	\$ <u>75,000.00</u>	<u>4.17%</u>
	TOTAL	\$129,500.00	7.20%

<u>FIRM (SBE)</u>	<u>SCOPE</u>	<u>AMOUNT</u>	<u>% of CONTRACT</u>
Burts Construction, Inc.	Earthwork	\$ 112,350.00	6.25%
Kamma Group, Inc.	Millwork	\$ <u>6,360.00</u>	<u>0.35%</u>
	TOTAL	\$ 118,710.00	6.60%

SM:JLN:RAV:LJ:CP:cfp

c: Marta Crinejo, Jacquelyn L. Nisby, Mark Ross, Calvin Curtis, Morris Scott, Chris Gonzales, Martha Leyva, File 712

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

Agenda Item#

48

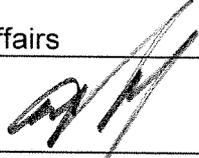
FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date
3/15/11

Agenda Date
MAR 23 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

For additional information contact:

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

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

RECOMMENDATION: (Summary)

Approve an ordinance granting a Commercial Solid Waste Operator Franchise

Amount of Funding:
REVENUE

FIN Budget:

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

SPECIFIC EXPLANATION:

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

1. Pot-O-Gold Rentals, Inc.

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

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

REQUIRED AUTHORIZATION

Finance Director:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Amendment to the Airport Compatible Land Use Regulations for George Bush Intercontinental Airport/Houston (IAH), William P. Hobby (HOU) and Ellington Airport (EFD).	Category #	Page	Agenda Item
		of 1 49	# 3A

FROM (Department or other point of origin): Houston Airport System	Origination Date February 24, 2011	Agenda Date MAR 09 2011
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DIRECTOR'S SIGNATURE: <i>M. Rios</i>	Council District affected: B, E, & I	Agenda Date MAR 23 2011
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For additional information contact: Eric R. Potts <i>ERP</i> Phone: 281-233-1999 Carlos A. Ortiz <i>CO</i> 281-233-1842	Date and identification of prior authorizing Council action: 12/03/2008 (O) 2008-1052; 05/27/2009 (M) 2009-0285; 08/19/2009 (M) 2009-0618; 09/16/2009 (O) 2009-0825; 07/14/2010 (M) 2010-0543; 02/16/2011 (M) 2011-0121
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AMOUNT & SOURCE OF FUNDING: N/A	Prior appropriations: N/A
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RECOMMENDATION: (Summary) Approve an ordinance amending Article VI, Chapter 9, City of Houston Code of Ordinances to: (i) allow for new public assembly and sensitive land uses in Tier One around the airports under certain conditions; (ii) modify the definition of sensitive land use; (iii) simplify the timing of applications by property owners to the Board of Adjustment; and (iv) provide that the recording costs of affidavits required for unplatted property be at the expense of the affiant rather than the City.

SPECIFIC EXPLANATION: On December 3, 2008, Council adopted Ordinance No. 2008-1052 which provided for the regulation of land uses around the City's three airports. The Ordinance, now codified as Article VI, Chapter 9, City of Houston Code of Ordinances, was necessary in order to comply with FAA grant assurances which require, in part, the taking of appropriate action "to restrict the use of land adjacent to or in the immediate vicinity of the airport to activities and purposes compatible with normal airport operations, including the landing and takeoff of aircraft."

Chapter 14 Code of Federal Regulations, Part 150 ("Part 150") provides guidance to local jurisdictions regarding noise impacts around airports. Currently, Article VI captures that guidance except as it relates to the new construction of "sensitive land uses" and "public assembly uses" in Tier One. Under Part 150, if a local jurisdiction determines such uses are appropriate, construction must be such that a minimum interior sound level of 45dBA is achieved. The amendment to Article VI provides for new construction of sensitive land uses and public assembly uses in Tier One, expressly conditioned upon not only achieving the 45dBA interior sound level, but also expressly conditioned upon the property owner providing the City with an avigation easement and a release as to all noise related claims against the City.

The remaining amendments to Article VI are housekeeping in nature. Item (ii) deletes the phrase "place of public assembly" from the definition of "sensitive land use" because "public assembly use" is currently a stand-alone definition in Article VI. Item (iii) streamlines the current application procedure to the Board of Adjustment by an applicant so that any application that is properly filed with the Director of Aviation will be heard at the next regularly scheduled Board of Adjustment meeting. Item (iv) makes it clear that the recording costs of affidavits filed for unplatted property will be borne by the affiant.

All statutory prerequisites under Chapter 241 of the Local Government Code have been met prior to this requested action including two public hearings held by the Airport Commission on February 3, 2011 and February 10, 2011.

The Airport Commission unanimously voted on February 10, 2011 to forward its final report (the proposed amending ordinance) to Council for consideration and adoption.

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

**PROPOSED AMENDMENTS TO COMPATIBLE LAND USE REGULATIONS
ARTICLE VI, CHAPTER 9, CODE OF ORDINANCE**

Redline to Current Code Provisions

1. Amend the definition of "sensitive use" in Section 9-352:

"Sensitive land use means a childcare facility, nursing home, assisted living center, boarding house, school, ~~place of public assembly~~ or hospital or medical facility."

2. Amend Item (1) of Subsection (a) of each of Sections 9-403, 9-503, and 9-603 (relating to Bush/IAH, Hobby and Ellington, respectively):

" (1) *Public assembly uses and sensitive land uses.*

- a. No permit shall be issued for the establishment of a new public assembly use or sensitive land use except as provided in paragraph d. of this item.
- b. An existing public assembly use or sensitive land use shall be permitted to enlarge within or renovate an existing structure where it is located, provided that any physical expansion of the structure meets a 45 dBA interior sound level.
- c. An existing public assembly use or sensitive land use shall be permitted to construct new structures within the land area of a master plan for the entity, provided that any new structure meets a 45 dBA interior sound level.
- d. A new public assembly use or sensitive land use shall be permitted under the following conditions:
 - [1] The new use shall be located in a structure that meets a 45 dBA interior sound level; and
 - [2] The owner grants the city an avigation easement and release over the affected property."

3. Amend Section 9-394 of the Code:

"Sec. 9-394. Time for submittal.

~~(a) Complete applications that require action by the board and that are submitted to the department by 11:00 a.m. on the Monday of the week before the next regularly scheduled meeting of the board shall be placed on the agenda for consideration by the board at that meeting. If the Monday of the week preceding a regularly scheduled board meeting is a city holiday, complete applications that are submitted to the department on the first city business day following the Monday holiday shall be placed on the agenda for consideration by the board at that meeting.~~

~~(b) Complete applications shall be reviewed and approved, where appropriate, or referred to the board by the director not later than ten days from the date the complete application was submitted. Applications referred to the board under this subsection shall be placed on the board agenda for the next meeting for which proper notice can be given.~~

~~(c) Applications that require notice to property owners pursuant to section 9-395 of this Code shall be placed on the board agenda for the next meeting for which proper notice can be given.~~

Complete applications shall be reviewed and referred to the board by the director for the next meeting for which proper notice pursuant to section 9-395 of this Code can be given."

4. Amend Section 9-359 of the Code:

"Sec. 9-359. Notice on plats; affidavit when no subdivision plat required.

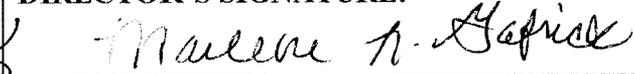
(a) *Subdivisions requiring subdivision plat.* The recorded subdivision plat of any land located wholly or partially within an airport land use envelope shall include on its face the following statement:

NOTICE: Individual lots or parcels within this subdivision may be located in an airport land use tier and may be subject to use restrictions or increased noise or hazard levels associated with air traffic operations.

(b) *For construction on land not requiring subdivision plat.* Prior to the issuance of a city building permit for construction on or development of a residential structure or use on property located within any airport land use tier one or tier two that has been platted prior to the effective date of this article, or that is not otherwise required to be platted, an affidavit in the form prescribed by the

planning director shall be executed by the owners of the property setting forth, at a minimum, the notice language set forth in section (a) of this section. ~~The affidavit shall be recorded by the city in the real property records in the county in which the property is located. .~~ The department shall record the affidavit in the real property records in the county in which the property is located, at the expense of the affiant.

(c) Prior to the use of any affidavit form, the city attorney or his designee shall review and approve the affidavit form for legal sufficiency. The affidavit form shall be attached to the permit application as a part thereof, shall include but not be limited to a description of the type of structure or activity for which the permit application is being made and any exhibits referred to therein, and shall be properly sworn to and subscribed before a notary public."

SUBJECT: Approval of a motion adopting Director of Planning and Development's report on the reconsideration of six existing historic districts and approval of a resolution amending the boundaries of First Montrose Commons Historic District.	Category # 50.50A	Page 1 of 1	Agenda Item # 4 4A
FROM (Department or other point of origin): Planning & Development	Origination Date Mar 3, 2011	Agenda Date MAR 23 2011	
DIRECTOR'S SIGNATURE: 	Council Districts affected: C, D, H		
For additional information contact: Michael Schaffer Phone: 713-837-7780	Date and identification of prior authorizing Council action: October 13, 2010, Ordinance No. 2010-813		
RECOMMENDATION: (Summary) Approval of a motion accepting reports on the reconsideration of six historic districts and approval of a resolution amending the boundaries of First Montrose Commons Historic District.			
Amount and Source of Funding: N/A	Finance Budget:		
SPECIFIC EXPLANATION: In connection with the October 2010 amendments to the historic preservation ordinance in Chapter 33 of the Code of Ordinances, Houston, Texas, a reconsideration ordinance was adopted allowing property owners to request reconsideration of existing historic district designations by filing a reconsideration request signed by 10% of the tract owners in the district. In November 2010, valid reconsideration applications were received by Planning & Development Department for the following six existing historic districts: Avondale West, Boulevard Oaks, First Montrose Commons, Heights East, Heights West, and Norhill. Public meetings were held for all six districts and survey forms indicating support for repeal were mailed to all property owners in the district to be returned within 15 days of the public meeting. According to the reconsideration ordinance, the Director of Planning and Development may recommend that City Council do one of the following on each request for reconsideration: 1) Take no action with respect to the designation of the historic district, 2) Repeal the resolution creating the historic district if 51% of the tract owners indicate they do not support the continued designation of the historic district, or 3) Amend the resolution designating the historic district to reduce its boundaries. None of the six districts reached the 51% threshold for repeal. For five of the six districts, the Director recommends taking no action with respect to the designation of the historic district. For the First Montrose Commons Historic District, the Director is recommending that its boundary be reduced. The Director's reports containing the findings for each district along with the criteria for review and the Director's recommendations are attached. xc: Minnette Boesel, Mayor's Assistant for Cultural Affairs David M. Feldman, City Attorney Deborah McAbee, Land Use Division, Legal Department C.A. McClelland, Chief, Police Department Terry A. Garrison, Chief, Fire Department			
REQUIRED AUTHORIZATION			
Finance Director:	Other Authorization:	Other Authorization:	

SUBJECT: Accept Work AIA General Contractors, Inc. Underground Storage Tank Remediation, Removal and Installation at Fire Station 28 WBS No. C-000170-0016-4	Page 1 of 1	Agenda Item
	51 60	

FROM (Department or other point of origin): General Services Department	Origination Date	Agenda Date MAR 09 2011
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DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix</i> 2/22/11	Council District affected: C	Agenda Date MAR 23 2011
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No: 10-0524 Dated: 06-30-2010
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RECOMMENDATION: Pass a motion approving the final contract amount of \$ 145,222.00 accept the work and authorize final payment.

Amount and Source of Funding: No Additional Funding Required Previous Funding: \$196,099.00 Fire Consolidated Construction Fund (4500)	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$145,222.00, or -4.69% below the original contract amount, accept the work and authorize final payment to AIA General Contractors, Inc. for underground storage tank remediation, removal and installation at Fire Station 28 for the Houston Fire Department.

PROJECT LOCATION: 3000 Chimney Rock Street
Houston, Texas (Key Map 491-X)

PROJECT DESCRIPTION: The project removed two 1,000 gallon diesel underground storage tanks (USTs) along with associated lines, observation wells, manholes and other ancillary equipment. Installed one 5,000 gallon diesel double wall Fiberglass Reinforced Plastic, single compartment UST along with associated appurtenances and installed a new Fuel Force fuel management system. The work also included disposal of aqueous liquid, replaced concrete pavement, waste classification and disposed of debris generated as a result of all activities.

CONTRACT COMPLETION AND COST: The contractor completed the project within 150 days: the original contract duration of 120 days plus 30 days approved by Change Order 1. The final cost of the project including Change Orders is \$145,222.00, a decrease of \$7,140.00 below the original contract amount.

PREVIOUS CHANGE ORDERS: Change Order 1 granted a non-compensable time extension due to the delay in the fabrication and delivery of the UST from the manufacturer. Change Order 2 provided a credit to the contract for work not required to complete the project.

JLN
 SM:HB:JLN:GM:FK:fk
 c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Jack Williams, Gabriel Mussio, Martha Leyva, File

REQUIRED AUTHORIZATION CUIC ID # 25GM250

General Services Department: <i>Humberto Bautista</i> HB Humberto Bautista, P.E. Assistant Director	Other Authorization:	Houston Fire Department: <i>Terry A. Garrison</i> Terry A. Garrison Fire Chief
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**Underground Storage Tank Remediation, Removal and Installation at:
Fire Station 28**

3000 Chimney Rock St.

Houston, TX 77056

K

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8899

Subject: Formal Bids Received for Automobiles, Vans, Utility Vehicles, and Light-Duty Trucks for Various Departments S34-N23753

Category # 1 & 4

Page 1 of 2

Agenda Item

52-52A 9 + 9A

FROM (Department or other point of origin):

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

Origination Date

March 02, 2011

Agenda Date

MAR 09 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

Ray DuRousseau Phone: (832) 393-8726
Phone:

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$2,766,738.74 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve various awards as shown below in the total amount of \$5,736,017.83 for automobiles, vans, utility vehicles, and light-duty trucks for various departments.

NOTE: See BACKUP FOR ITEM 9 + 9A FOR

Award Amount - \$5,736,017.83

Finance Budget

Total Funding: \$5,736,017.83
See Attachment No. 1 for Source of Funding

AGENDA on 3-9-11

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$2,766,738.74 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve various awards as shown below in the total amount of \$5,736,017.83 for automobiles, vans, utility vehicles, and light-duty trucks for various departments and that authorization be given to issue purchase orders. These vehicles will be used citywide by department personnel to conduct City business and provide services to the citizens of Houston. The vehicles being purchased with funding from the Equipment Acquisition Consolidated Fund are included in the adopted Equipment Acquisition Plan.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Fifteen prospective bidders downloaded the solicitation from SPD's e-bidding website and eleven bids were received as itemized in Attachment No. 2, Award Summary.

Philpott Motors, Ltd., d/b/a Philpott Ford: Award on its low bid for Item Nos. 2, 8, 10, 11, 13, 15-22, 25, 27, 29, 32, and 34 in the amount of \$3,006,220.00.

Ron Carter Automotive: Award on its low bid for Item Nos. 7 and 9 in the amount of \$671,943.00.

Caldwell Automotive Partners, LLC, d/b/a Caldwell Country Chevrolet: Award on its low bid for Item Nos. 3, 4, and 30 in the amount of \$627,321.00.

Tommie Vaughn Motors, Inc.: Award on its low bid for Item Nos. 5, 6, 14, 31, and 38 in the amount of \$466,896.00.

Johnson Whitesboro Ford, d/b/a Holiday Ford: Award on its low bid for Item Nos. 12, 28, 33, 36, and 37 in the amount of \$492,866.83.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Date: 3/2/2011	Subject: Formal Bids Received for Automobiles, Vans, Utility Vehicles, and Light-Duty Trucks for Various Departments S34-N23753	Originator's Initials LB	Page 2 of 2
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Fred Haas Toyota Country: Award on its low bid for Item No. 1 in the amount of \$409,136.00.

Caldwell Automotive Partners, LLC, d/b/a Caldwell Country Ford: Award on its low bid for Item Nos. 23 and 26 in the amount of \$61,635.00.

Item Nos. 24 and 35 will not be awarded.

These automobiles, vans, utility vehicles, and light-duty trucks will come with a full three-year/36,000-mile bumper-to-bumper warranty, and the truck bodies will come with a full one-year warranty. The life expectancy of these vehicles is seven years or 100,000 miles. For vehicle usage and replacement details, see Attachment No. 3, Equipment Usage Summary. The vehicles that will be replaced have reached their life expectancy and will be sent to auction for disposition. The vehicles that will be purchased meet the EPA's current emission standards for low emission vehicles.

M/WBE Subcontracting:

Because these vehicles are manufactured with factory-installed options and are shipped directly to their authorized dealers, the only M/WBE potential for these vehicles is the purchase and installation of vehicle non-factory options. This bid was advertised with a 5% M/WBE goal for the purchase and installation of non-factory equipment options for all items with the exception of Bid Item Nos. 1-5, 7, 11-13, and 17, which did not require any non-factory equipment options. To the extent possible, the suppliers listed below have agreed to subcontract the purchase and installation of non-factory equipment options.

Recommended Supplier	Bid Items with M/WBE Goal	M/WBE Supplier	M/WBE Potential Award Amount	M/WBE Participation Amount	Percentage
Philpott Ford	10, 27, 29, 32, 34	General Truck Body	\$2,720,747.00	\$124,551.00	4.6%
Caldwell Chevrolet	30	General Truck Body	\$627,321.00	\$47,180.00	7.5%
Tommie Vaughn Motors	6, 14, 31, 38	General Truck Body	\$401,631.00	\$35,183.00	8.76%
Caldwell Ford	23, 26	General Truck Body	\$61,635.00	\$1,300.00	2%

Buyer: Larry Benka

- Attachments: 1. Funding Source Summary
2. Award Summary
3. Equipment Usage Summary

S34-N23753 Funding Source Summary
RCA 8899

FUND	FY	FUND DESCRIPTION	FUND AMOUNT
1800	11	Equipment Acquisition Consolidated Fund	\$2,766,738.74
2302	11	Stormwater Fund	\$228,703.00
2304	11	Mobility Response Fund	\$84,750.00
2401	11	Cable Television Fund	\$38,609.00
5030	11	State Energy Conservation Office Fund	\$47,954.10
8012	11	HAS-AIF Capital Outlay Fund	\$498,735.00
8305	11	PWE-Combined Utility System General Purpose Fund	<u>\$2,070,527.99</u>
Total Funding			\$5,736,017.83

SUBJECT: Ordinance approving and authorizing various contracts relating to health benefits programs for City of Houston's employees, retirees, and their dependents.	Category #	Page 1 of 3	Agenda Item # 53 / 2

FROM (Department or other point of origin): Human Resources Department	Origination Date: March 3, 2011	Agenda Date: MAR 23 2011 March 9, 2011
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DIRECTOR'S SIGNATURE: 	Council District affected: ALL
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For additional information contact: Omar C. Reid Phone: (713) 837-9330 Candy Clarke Aldridge Phone: (713) 837-9333	Date and identification of prior authorizing Council action: 3/1/2006; 2006-0196
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RECOMMENDATION: (Summary)

- Adopt three new self-insured health plans: Cigna KelseyCare Plan, Cigna Open Access Plan, and Consumer Driven Health Plan (CDHP) effective May 1, 2011 for three (3) years, with two (2) additional optional renewal years
- Approve and authorize an Administrative Services Agreement with Connecticut General Life Insurance Company ("CIGNA") for administration of the KelseyCare Plan, Cigna Open Access Plan, the Consumer Driven Health Plan (CDHP) effective May 1, 2011 for three (3) years, with two (2) additional optional renewal years
- Approve and authorize a Managed Care Dental Agreement with National Pacific Dental, Inc. for Managed Care Dental plan effective May 1, 2011 for three (3) years, with two (2) additional optional renewal years
- Approve and authorize a Group Dental Indemnity Agreement with UnitedHealthcare Insurance Company for Group Dental Indemnity Plan effective May 1, 2011 for three (3) years, with two (2) additional optional renewal years
- Approve and authorize a contract with American Family Life Assurance Company of Columbus ("AFLAC") for Voluntary Supplemental Insurance Coverage and Administrative Services for Flexible Spending Accounts effective May 1, 2011 for three (3) years, with two (2) additional optional renewal years
- Amending and restating the City of Houston Employees' Section 125 Plan (Flexible Spending Account) effective May 1, 2011

Amount of Funding: Total: \$84,000,000 FY11 - \$5,000,000; FY12 - \$26,500,000; FY13 - \$29,500,000; FY14 - \$23,000,000	Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund

Other (Specify): HEALTH BENEFITS FUND 9000

SPECIFIC EXPLANATION:

The city's benefits contracts expire April 30, 2011. This RCA is seeking approval of various contracts for health benefits for the city's 66,000 employees, retirees, and dependents. The city released an RFP in August 2010, requesting proposals for:

- Medical plans
- Dental plans
- Supplemental Insurance plans
- Administrative Services for flexible spending accounts

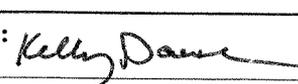
Twenty-seven proposals were received by the due date in October 2010. Proposals were reviewed, responses were compiled, and financials were analyzed by various consulting firms, Human Resources staff, and members of the Mayor's Health Benefits Advisory Committee. Interviews were conducted in November and December. As a result of intense competition and aggressive City negotiations, total cost for all plans is almost flat for the City and minimal increases to plans fully funded with employee contributions.

RECOMMENDATION FOR BENEFITS CONTRACTS

Medical: Connecticut General Life Insurance Company ("Cigna") as administrator for three new self-insured health plans: Cigna KelseyCare Plan, Cigna Open Access Plan, Consumer Driven Health Plan (CDHP)

Dental: National Pacific Dental, Inc. for DHMO and UnitedHealthcare Insurance Company for the Dental Indemnity plan

Supplemental Insurance and Flexible Spending Account Administration: American Family Life Assurance Company of Columbus ("AFLAC")

REQUIRED AUTHORIZATION		
Finance Director: 	Other Authorization:	Other Authorization:

Date:
March 3, 2011

Subject: Health benefits programs for city employees / retirees

**Originator's
Initials**

Page 2 of 3

The contracts are for three (3) years, with 2 additional optional renewal years.

The health benefits plans represent a 3-year cost of almost \$1 billion. Stringent criteria were used to select Cigna as the plan administrator.

Proposers were evaluated on the basis of several criteria:

1. Ability to handle the city's population of 66,000+ participants
2. Financial competitiveness and ability to keep first-year costs low or flat and a formula to calculate costs for future years
3. Risk protection for the three new self-insured plans
4. Robust health improvement guarantees, which include quality of care
5. Broad geographic access to care

The contract with Cigna is for Administrative Services only. Cigna will perform various services in the contract:

1. Claims payment
2. Case management / disease management
3. Health improvement, with performance guarantees
4. Reporting
5. Provide stop loss insurance protection for the new self-insured plans

NEW HEALTH PLANS

The city will introduce three new health plans on May 1, 2011. These health plans are designed to keep costs flat for the next year, instead of having to budget for an increased amount for the old plans.

Included as part of the health plans is an extensive wellness program including performance guarantees assuring health improvement of active employees by year 3 of the contract. Cigna's proposed plan model requires greater employee engagement in order for their health guarantees to be valid.

New plan features are summarized in **Attachment A**.

ELIGIBILITY MODIFICATIONS

1. New hire eligibility is contingent upon completion of a health assessment
2. Retirees and their dependents covered by Medicare will not be eligible for the new plans. They will be eligible only for the five Medicare Advantage plans and Medicare Supplement Plan F (with prescription drug plans)

STOP LOSS INSURANCE

The City will self-insure the plans and will purchase stop loss protection to limit the financial risk of any catastrophic claims:

1. Individual stop loss coverage in the amount of \$500,000 per incident
2. Aggregate stop loss coverage with aggregate risk corridors of 105% in years one and two and 110% in year three

DENTAL PLANS

The city will continue to offer a fully-insured dental/health maintenance organization, and a dental indemnity plan. These plans are funded by participant contributions. DHMO rates will increase 3% and dental indemnity rates by 6% in year one, and will remain flat for years two and three.

SUPPLEMENTAL INSURANCE PLANS

The city will continue to offer 3 fully-insured supplemental insurance products: cancer, accident/disability and hospital plans. The accident/disability benefit is enhanced to cover disabilities on and off the job, with an increase in the monthly benefit from \$750/mo to \$1,000/mo. The cost for this enhancement is only \$.035/month for family coverage. These plans are funded by participants, and rates are guaranteed for 5 years. Rates have remained essentially flat since 1999.

FLEXIBLE SPENDING ACCOUNTS

On May 1, the city will increase the maximum annual employee contribution to the health care account from \$2000 to \$2500, the new federal limit.

MWBE PARTICIPATION

All vendors have agreed to show good faith efforts to meet the MWBE goals stated in the RFP:

Health Benefits

Cigna; MWBE Goal – 15% of direct administrative services fee (\$10,500,000)

Date:
March 3, 2011

Subject: Health benefits programs for city employees / retirees

Originator's
Initials

Page 3 of 3

Subcontractors:

• Decision Information Resources	\$200,000 - \$250,000
• Bayside Printing, Inc.	\$150,000 - \$250,000
• Navarro Insurance Group	\$525,000 - \$550,000
• <u>Training, Leadership & Consulting, Inc.</u>	<u>\$100,000 - \$150,000</u>
Total - \$1,175,000 - \$1,350,000 - 11 - 13%	

Additionally, Cigna will include the following minority ancillary healthcare services firms in their provider network:

- Cullen Pharmacy
- Strawberry Family Drug and Pharmacy
- Challenge Care Pharmacy
- Diversified Health Care Systems
- B&B Nursing, Inc.

Dental Benefits

UnitedHealthcare; MWBE Goal - 10% of direct administrative services fees on DHMO and Dental Indemnity contracts (\$1,897,000)

Subcontractors:

• Kennedy Benefits Group	\$ 50,000
• <u>Navarro Insurance Group</u>	<u>\$325,000</u>
Total \$375,000 - 20%	

Supplemental Benefits

AFLAC; AFLAC has promised a Good Faith Effort to utilize certified MWBEs for administrative services.

Service Providers:

- Ellen Krinsky, Inc. (printers)
- Embaye International Enterprise, LLC
- H.P. Guillory, CLU & Associates
- Hairston & Associates
- Miles Insurance Agency

RECOMMENDATION

The City requests approval of the following contracts and plans, effective May 1, 2011:

1. Contract with Cigna for administration of new plans and replace HMO/PPO plans with three new self-insured options:
 - Cigna KelseyCare
 - Cigna Open Access
 - Consumer Driven Health Plan (CDHP)
2. Contract with UnitedHealthCare and National Pacific Dental to provide Dental plans.
3. Contract with AFLAC to provide Supplemental Insurance plans and administer the flexible spending accounts.
4. Increase the maximum employee contribution from \$2,000 to \$2,500 to the Flexible spending account
5. Amend and restate the City of Houston Employees' Section 125 Plan (Flexible Spending Account) to be contemporary with federal guidelines

AMOUNT AND SOURCE OF FUNDING

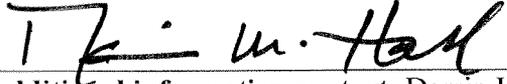
Administrative Services for Health Plan

Fund 9000:	FY11 - \$ 5,000,000
	FY12 - \$26,500,000
	FY13 - \$29,500,000
	FY14 - <u>\$23,000,000</u>
	Total \$84,000,000

ATTACHMENT A

	CIGNA KelseyCare	CIGNA Open Access Plan	Consumer-Driven Health Plan	
			In-network	Non-Network
Network	Kelsey-Seybold Clinics	Large nationwide network (in network only)	Large nationwide network	
COH Funded HCA	N/A	N/A	\$500/\$1,000	
Deductible	\$0	\$400/\$800 (excludes copays & Rx)	\$1,500/\$3,000	\$3,000/\$6,000
Your coinsurance	0%	20%	20%	40%
Out of pocket max	\$1,500/\$3,000	\$3,000/\$6,000	\$5,000/\$10,000	\$10,000/\$20,000
Lifetime max	Unlimited	Unlimited	Unlimited	Unlimited
PCP office visit	\$30	\$35	*Ded + co-ins	Ded + co-ins
Specialist visit	\$60	\$75	Ded + co-ins	Ded + co-ins
Routine physical	\$0	\$0	\$0	\$0
Well man / woman	\$0	\$0	\$0	\$0
Urgent care	\$60	\$75	Ded + co-ins	Ded + co-ins
Hospital admission	\$500/day (\$1,000 PPPY)	Ded + co-ins	Ded + co-ins	Ded + co-ins
ER visit	\$200	Ded + co-ins	Ded + co-ins	Ded + co-ins
Ambulance	\$100	Ded + co-ins	Ded + co-ins	Ded + co-ins
Outpatient surgery	\$300 (\$600 PPPY)	Ded + co-ins	Ded + co-ins	Ded + co-ins
High cost x-ray	\$100	Ded + co-ins	Ded + co-ins	Ded + co-ins
Rx deductible	\$100/\$300	\$0	\$0	\$0
Rx copays				
Generic	\$10	\$10	Ded + co-ins	
Brand - pref.	\$45	20% (\$45 min, \$100 max)	Ded + co-ins	
Brand - non-pref.	\$60	40% (\$55 min, \$150 max)	Ded + co-ins	
Specialty Rx	\$100	40% (\$100 min, \$300 max)	Ded + co-ins	
Mail order	2.5x	2.5x	2.5x	

* Deductible + coinsurance

SUBJECT: Contract between the City and Akin Gump Strauss Hauer & Feld LLP for representation before the United States Congress and Federal agencies		Category #	Page 1 of 2	Agenda Item # 54 15
FROM (Department or other point of origin): Darrin Hall, Director Mayor's Office of Intergovernmental Relations		Origination Date		Agenda Date MAR 23 2011 MAR 23 2011
DIRECTOR'S SIGNATURE: 		Council District affected: All		
For additional information contact: Darrin Hall, Director Phone: 832-393-0833		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) That City Council adopt an ordinance approving a contract between the City of Houston and Akin Gump Strauss Hauer & Feld LLP for professional services related to representing the City before the United States Congress and Federal agencies.				
Amount and Source of Funding: Total Funding - \$828,000 - 3 years – General Fund (1000) (FY 11: \$92,000 Outyears: \$736,000)			Finance Budget:	
SPECIFIC EXPLANATION: The Mayor's Office of Intergovernmental Relations recommends that City Council approve a contract with Akin Gump Strauss Hauer & Feld LLP ("Akin Gump") to advocate for the City before the United States Congress and Federal agencies. The proposed contract term is two years plus a one-year renewal option, with maximum spending authority in the amount of \$828,000, or \$23,000 per month, and is unchanged from previous contract. Outyear funding will be approved as part of the annual budget process each year. Akin Gump has provided successful federal representation for the City since February 2005, and Nick Lampson-Outreach Strategies have been part of the Akin Gump team since August 2010. Among the firm's accomplishments, they have played a key role in advocating for and securing passage of NASA reauthorization legislation; advocating for funding for authorized programs and for the retention of NASA missions and commercial work at Johnson Space Center and in the Houston region; assisting with an economic development assistance application for the JSC and Ellington Airport area; assisting in securing federal funding for City projects; assisting in working with federal agencies to seek reimbursement and requisite approvals from FEMA related to Hurricane Katrina evacuees; successfully developing a strategy working with other Tier 1 cities to advocate for a larger share of interoperable emergency communications grants; working with other cities to oppose provision that would have preempted lawsuits against online travel companies that withhold a portion of taxes on hotel rooms; assisting in advocating for funding and advancing METRO projects through the federal process and advising Mayor on strategies for working with the Federal Transit Administration to ensure light rail projects could advance; facilitating meetings for Mayor with key Department of Transportation, Department of Housing and Urban Development, Department of Justice, Department of Education, and White House officials in support of City priorities; developing a strategy for securing funding for Community Oriented Policing Services (COPS) from Members of Congress and facilitating meetings for Mayor with senior COPS officials resulting in funding under COPS program; scheduling and accompanying Houston Police Chief on meetings in Washington with Members of Congress and assisting HPD in developing strategies for achieving their objectives and securing funding for law enforcement priorities; and assisting in drafting testimony for Mayor to testify before Senate Commerce Committee regarding interoperable communications and reservation of the "D" Block for first responders.				

Akin Gump will continue to assist the City on a broad range of issues involving federal policy, including ensuring that NASA is sufficiently funded and that Johnson Space Center retains missions and contractor work; pursuing economic development funding for the JSC and Ellington Airport area; identifying federal funding for City priorities related to DNA testing, interoperable communications, parks, energy efficiency, rail and other transportation, health and human services and law enforcement; advocating for legislation that would reserve the "D" Block for first responders; advocating for maximum funding for critical programs, including Community Development Block Grants, law enforcement, NASA and transportation, assisting the City in working with HUD regarding program compliance; and supporting METRO's efforts to secure funding and approvals to construct light rail projects. As in the past, Akin Gump will continue to make the Mayor's Office of Intergovernmental Relations aware of developments in Washington that may affect the City and in developing strategies to achieve the City's objectives in Washington, including maintaining frequent communication with Members of the Houston congressional delegation.

The City solicited proposals through an RFQ in the fall of 2010. An executive selection committee carefully reviewed the 18 proposals that were received and recommended the selection of Akin Gump.

One of the criteria contained in the RFQ was the demonstration of a commitment to diversity and, where appropriate, enhance opportunities for businesses certified by the City's SMEDBE program. Akin Gump shall utilize the services of City certified MWBE firm Outreach Strategists, with Nick Lampson performing the work under the Contract. The Consultant will be paid a fee of \$4,000 per month from the fees paid to Akin Gump by the City. The use of Outreach Strategists will result in 17.4% MWBE participation for this contract which was established with an 11% goal.

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.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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