

AGENDA - COUNCIL MEETING - TUESDAY - SEPTEMBER 13, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Jones

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 - SEPTEMBER 14, 2011 - 9:00 A. M.

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

MAYOR'S REPORT - Clear Lake - Ellington Economic Development Projects

CONSENT AGENDA NUMBERS 1 through 21

MISCELLANEOUS - NUMBERS 1 through 4

1. REAPPOINTMENT of Mr. Kase L. Lawal for Position 3 on the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY**, for a two year term
2. RECOMMENDATION from the Director of the Finance Department to place the proposed 2011 tax rate of \$.63875 on each \$100 of taxable value on the September 21, 2011 Council Agenda

AGENDA - SEPTEMBER 14, 2011 - PAGE 2

MISCELLANEOUS - continued

3. RECOMMENDATION from Director Planning & Development Department to approve amendments to the 2010 Major Thoroughfare and Freeway Plan
4. RECOMMENDATION from Director of the Mayor's Office of Business Opportunity for MBE and WBE participation goals for contracts funded under Environmental Protection Agency grants or loans

ACCEPT WORK - NUMBER 5

5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$8,466,534.20 and acceptance of work on contract with **TEXAS STERLING CONSTRUCTION, CO.** for Water Lines along Tidewater, S. Post Oak, W. Orem, Croquet, and Existing Easements from Candleshade to Sims Bayou Pump Station, and Westheimer Rd. - 5.09% under the original contract amount - **DISTRICTS C - CLUTTERBUCK: D - ADAMS and G - PENNINGTON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 and 7

6. **HELI MART, INC** for MD Helicopter Replacement Parts for the Houston Police Department - 3 years with two one-year options - \$1,725,000.00 - General Fund
7. **W. W. GRAINGER, INC** for Industrial Supplies & Equipment, Janitorial Supplies & Equipment from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Various Departments - 29 month period \$6,067,193.10 - Various Funds

ORDINANCES - NUMBERS 8 through 21

8. ORDINANCE authorizing the Mayor to continue a proclamation of local state of disaster for longer than seven days; containing findings related to the foregoing subject; providing for severability
9. ORDINANCE **AMENDING CHAPTER 13 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to emergency management; containing findings related to the foregoing subject; providing for severability, providing for severability; containing a savings clause
10. ORDINANCE authorizing the issuance of City of Houston, Texas Public Improvement Refunding Bonds in one or more Series or Subseries (Tax Exempt and Taxable) as may be further designated and described herein and providing for the payment thereof; authorizing the Mayor, the City Controller and/or certain other designated city officials to approve the sale, par amount, interest rates, prices and terms thereof; authorizing such officials to determine the outstanding obligations to be refunded and/or defeased and to approve certain other procedures, provisions and agreements related thereto; authorizing the execution and delivery of one or more Purchase Contracts, Paying Agent/Registrar Agreements, Escrow Agreements, and other Agreements relating to one or more Series and Subseries of Refunding Bonds and the Security of the same; approving the use of a Preliminary Official Statement and authorizing the Preparation and Distribution of an Official Statement to be used in connection with the sale of such Refunding Bonds; authorizing a Co-Bond Counsel Agreement and a Special Disclosure Co-Counsel Agreement; and making certain findings and other declarations necessary and incidental to the issuance of such Refunding Bonds
11. ORDINANCE appropriating \$4,395,000.00 out of the Equipment Acquisition Consolidated Fund for the Municipal Courts Case Management System Developed by the Information Technology Department

ORDINANCES - continued

12. ORDINANCE approving and authorizing an amended and restated economic development agreement between the City of Houston and **HOUSTON BUSINESS DEVELOPMENT, INC, formerly known as THE CITY OF HOUSTON SMALL BUSINESS DEVELOPMENT CORPORATION**, for the continuing administration of a Small Business Revolving Loan Fund Program, the ownership, operation, and maintenance of the Palm Center Business and Technology Center, and the performance of other Economic Development Activities authorized under the Community Development Block Grant Program
13. ORDINANCE approving and authorizing agreements between the City of Houston and the Houston First Foundation for (1) adoption of the City's Employee Health Benefit Plan by the Houston First Foundation and (2) adoption of the City of Houston Employees' Section 125 Plan by the Houston First Foundation; and letter amendment 4 to the administrative Services Agreement between the City of Houston and **CONNECTICUT GENERAL LIFE INSURANCE COMPANY**
14. ORDINANCE approving and authorizing a Joint Use Agreement between the City of Houston, the Texas Department of Transportation, and the Union Pacific Railroad Company for the Reconstruction of Washington Avenue and to Construct Storm Sewer and Detention Ponds **DISTRICTS A - STARDIG and H - GONZALEZ**
15. ORDINANCE appropriating \$230,000.00 out of Street & Bridge Consolidate Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **ENTECH CIVIL ENGINEERS, INC** for On-Call Citywide Rehabilitation and Replacement of Bridge Structures/Roadways (Approve by Ordinance No. 2011-0112); providing funding for CIP Cost Recover relating to construction of facilities financed by the Street & Bridge Consolidate Construction Fund
16. ORDINANCE appropriating \$614,409.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **ENVIROWASTE SERVICES GROUP, INC** 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
17. ORDINANCE awarding contract to **ENVIROWASTE SERVICES GROUP, INC** for Sewer Stoppage Cleaning and Television Inspection; 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 Operating Fund - 2 years with a one year option to renew - \$3,361,600.00 Enterprise Fund
18. ORDINANCE appropriating \$1,896,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Bissonnet No. 2 and Belle Park No. 3 Lift Station Replacement; 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, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - HOANG**

ORDINANCES - continued

19. ORDINANCE appropriating \$2,203,700.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **RESICOM, INC** for Water Line Replacement in Oakwood Area; 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, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GONZALEZ**
20. ORDINANCE appropriating \$2,717,000.00 out of Water & Sewer System Consolidate Construction Fund; awarding contract to **RESICOM, INC** for Water Line Replacement in Atherton Area; 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, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - JOHNSON and I - RODRIGUEZ**
21. ORDINANCE appropriating \$2,798,100.00 out of Water & Sewer System Consolidate Construction Fund; awarding contract to **DCE CONSTRUCTION, INC** for Water Line Replacement in Janowski Area; 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, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GONZALEZ**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 22 and 23

PURCHASING AND TABULATION OF BIDS

22. MOTION to reconsider a contract award for Jail Food Services
 - a. ORDINANCE awarding contract to **ARAMARK CORRECTIONAL SERVICES, LLC** for Jail Food Services for the Houston Police Department; providing a maximum contract amount - 3 years with two one-year options
23. RECOMMENDATION from Purchasing Agent to make the following awards for Plumbing Supplies for Various Departments - \$2,387,192.25 - Enterprise, General and In-House - 5 years Renovation Revolving Funds

TEXAS PLUMBING SUPPLY - \$1,155,983.85

CITY SUPPLY CO., INC - \$1,187,878.40

COUNCIL DRAW LOTS

ITEM NO. 2 due to receiving identical bids from **TEXAS PLUMBING SUPPLY** and **CITY SUPPLY CO., INC** in the amount of \$43,330.00

MATTERS HELD - NUMBERS 24 through 27

24. **ORDINANCE AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to corrections necessary to keep the Code of Ordinances current and updated; authorizing the City Attorney to direct the publisher of the Code to make non-substantive amendments, correct typographical errors and effect similar changes without the necessity of further action of the City Council - **TAGGED BY COUNCIL MEMBERS JONES and NORIEGA**
This was Item 13 on Agenda of September 7, 2011
25. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of two parcels of excess Wirtcrest Lane right-of-way located in the John Flowers Survey, A-269, Harris County, Texas; abandoning the parcels to Jose and Ysmari Barcena and Hammerly Longpoint Joint Ventures, L.L.C., owners, in consideration of their payment to the City of \$74,700.00 and other consideration - **DISTRICT A - STARDIG**
TAGGED BY COUNCIL MEMBER STARDIG
This was Item 17 on Agenda of September 7, 2011
26. ORDINANCE approving and authorizing contract between the City of Houston and **UR INTERNATIONAL, INC**, for Maintenance, Tracking and Reporting of Mobile Food Units as regulated under the Houston Food Ordinance; establishing a maximum contract amount - 2 Years
TAGGED BY COUNCIL MEMBERS STARDIG and ADAMS
This was Item 23 on Agenda of September 7, 2011
27. ORDINANCE appropriating \$1,147,183.65 out of Miscellaneous Capital Projects/Acquisitions Commercial Paper Series E Fund; approving and authorizing contract between the City of Houston and **ALVAREZ & MARSAL BUSINESS CONSULTING, LLC** for Consulting Services for Citywide Accounts Receivables and Collections Improvement for the Finance Department; approving a maximum contract amount - **TAGGED BY COUNCIL MEMBER JONES**
This was Item 24 on Agenda of September 7, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Rodriguez 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
SEPTEMBER 13, 2011 2:00PM**

NON-AGENDA

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

MR. WILLIAM BEAL – (did not wish to give address and ph. No.) – The wolf man starring: Lon Chaney, Jr.

MR. LOUIS HAMILTON – (Homeless) Post Office Box 20126 – 77225 – Fonde Park restroom

MS. HATTIE MORGAN – 2828 Collingsworth, No. 46 – 77026 – 832-405-6855 – Stalking

MS. ELVIS MALVEAUX – 7116 Goforth St. – 77021 – 713-748-2653 – Hurricane Ike home repair

PREVIOUS

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

MS. PATRICIA MARTIN - 6060 Belarbor, No. 33 – 77033 – 832-266-0049 – Citizen being lynched request activist Quanell X

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – 713-928-2871 – US President J Charles – N-C/V-G/Case W/World Leaders Adjoined Positions – World Crisis

SEP 14 2011

MOTION NO. 2011 0717

MOTION by Council Member Adams that nominations for Position 3 on the Port of Houston Authority of Harris County, for a two year term, be closed.

Seconded by Council Member Bradford and carried.

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

PASSED AND ADOPTED this 7th day of September, 2011.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is September 13, 2011.

City Secretary

Council Member Rodriguez nominated Mr. Kase L. Lawal for reappointment to Position 3.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Place the proposed tax rate of \$.63875 on each \$100 of taxable value, which is the same as last year's tax rate, on the September 21st Agenda.

Category #

Page 1 of 2

Agenda Item#

2

FROM: (Department or other point of origin):

Kelly Dowe, Director
Finance Department

Origination Date

September 7, 2011

Agenda Date

SEP 14 2011

DIRECTOR'S SIGNATURE:

Kelly Dowe by J. Locke 9/9/11

Council Districts affected:

All

Date and identification of prior authorizing Council Action:

September 22; Motion No. 2010 0694

For additional information contact:

Jim Locke, Assistant Director Phone: 713-837-9676
Jennifer Chen, Staff Analyst Phone: 713-837-9675

RECOMMENDATION: (Summary) That the City Council approve a motion placing the proposed tax rate of .63875 on each \$100 of taxable value on the Agenda of City Council for September 21st.

Amount of Funding:

Not Applicable

Finance Budget:

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

State law sets forth detailed requirements for the process of setting ad valorem tax rates, including public hearings, newspaper publications, and actions of the governing body. These requirements include minimum and maximum time periods for each step in the process.

Effective Tax Rate and Rollback Tax Rate

Section 26.04 (e) of the Tax Code requires that the Effective Tax Rate and the Rollback Tax Rate be reported to the governing body of each taxing unit. The Effective Tax Rate for Tax Year 2011 is \$.665285 on each \$100 of taxable value and the Rollback Tax Rate is \$.679260 on each \$100 of taxable value.

No Public Hearings

Section 26.05(d) of the Tax Code requires the City of Houston to hold two public hearings before adopting a tax rate that exceeds the rollback rate or the effective tax rate, whichever rate is lower. Since the City of Houston proposed a tax rate that does not exceed the rollback rate or the effective rate, the public hearings are not required.

Publications

Section 26.04(e) of the Tax Code requires the City of Houston to publish the effective and rollback tax rates before adopting a tax rate. Publication is required in a newspaper.

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

Other Authorization:

Date:	Subject : Place the proposed tax rate of \$.63875 on each \$100 of taxable value, which is the same as last year's tax rate, on the September 21 st Agenda.	Originator's Initials	Page 2 of 2
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Summary

City Council must pass a motion to place a specific proposed tax rate on a future City Council Agenda. The City Council meet to vote on the proposed tax rate may be as early as September 29th but may not be later than October 21st.

The proposed tax rate of \$.63875 on each \$100 of taxable value must be apportioned between Maintenance and Operations (M&O) and Interest and Sinking Fund (I&S). The M&O rate is \$.480709 on each \$100 of taxable value and the I&S rate is \$.158041 on each \$100 of taxable value which, when combined, equal the total tax rate of \$.63875 on each \$100 of taxable value.

It is therefore recommended that City Council adopt the recommendation of the Director of the Finance Department that the Effective Tax Rate for Tax Year 2011 is \$.665285 on each \$100 of taxable value and the Rollback Tax Rate is \$.679260 on each \$100 of taxable value and place the proposed tax rate of \$.63875 of each \$100 of taxable value for tax year 2011 on the Agenda of City Council for September 21st.

cc: David M Feldman, City Attorney
Sameera Mahendru, Assistant City Attorney
Marta Crinejo, Agenda Director

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

SUBJECT: Amendments to the 2010 Major Thoroughfare and Freeway Plan (MTFP)		Category #	Page 1 of 1	Agenda Item # 3
FROM (Department or other point of origin): Planning & Development		Origination Date September 2, 2011	Agenda Date SEP 14 2011	
DIRECTOR'S SIGNATURE: <i>Martina A. Zefren</i>		Council Districts affected: B, D, H		
For additional information contact: Amar Mohite Phone: 713-837-7950		Date and identification of prior authorizing Council action: 10/13/2010; Motion 2010-0733		
RECOMMENDATION: (Summary) Approve a motion adopting the amendments to the 2010 Major Thoroughfare and Freeway Plan (MTFP)				
Amount and Source of Funding: N/A			Finance Budget: NA	
SPECIFIC EXPLANATION: Chapter 33-25 of the Code of Ordinances requires that each year, the Planning Commission prepare and submit to City Council a Major Thoroughfare and Freeway Plan (MTFP). The MTFP identifies corridor alignments and sets right-of-way requirements for major roadways in the City and extraterritorial jurisdiction (ETJ). The Commission may consider amendments to any portion of the MTFP for deleting, realigning or reclassifying streets designated on the plan or adding one or more streets to the plan. An amendment approved by the Commission is not effective until approved by City Council. Applications for MTFP amendments can be made by: Government - amendments requested by governmental agencies including City of Houston; and Private Sector - amendments requested by the private sector among which included individuals, civic associations, and developers. There were two Major Thoroughfare and Freeway Plan amendment periods this year. The first was for Special MTFP amendments intended to resolve discrepancies between the City of Houston and Fort Bend County's thoroughfare plans. This review and recommendation period started in November 2010 and concluded in February 2011. Notification letters were mailed to the affected property owners informing them of: 1) an Open House on January 19 at the George Memorial Library in Fort Bend County and 2) the Planning Commission's public hearing on February 10, 2011. On September 1, 2011 the Planning Commission recommended approval of the changes and to forward their recommendations to City Council for adoption. The second MTFP amendment period followed the typical annual review and recommendation process and schedule where applications were accepted from February through March 15, 2011. Notification letters were mailed to the affected property owners informing them of: 1) an Open House on July 7 at the United Way Community Resource Center and 2) the Planning Commission's public hearing on July 28, 2011. On August 18, 2011, the Planning Commission recommended approval of the changes and to forward their recommendations to City Council for adoption. Attachment no. 1 provides a description of all the recommended amendments. Attachment no. 2 depicts the general location of each recommended change. It is recommended that City Council approve the Planning Commission's recommendations. cc: Marta Crinejo Stein, Agenda Director David M. Feldman, City Attorney Anna Russell, City Secretary Daniel W. Krueger, P.E., Director, Public Works and Engineering				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

2011 MAJOR THOROUGHFARE AND FREEWAY PLAN
(Amendments to the 2010 MTFP)

On August 18, 2011, the Planning Commission recommended that City Council adopt the changes, recommended with the regular 2011 MTFP Amendment cycle, to the 2010 MTFP. On September 1, 2011, the Planning Commission also recommended that City Council adopt the changes recommended with the 2011 Special MTFP Amendments to the 2010 MTFP. Eighteen (18) amendments, listed below, reflect changes that will require alterations to the 2010 MTFP. The location of each amendment is illustrated on the map included as Attachment 2.

2011 Major Thoroughfare and Freeway Plan Amendments

Amendment Name	Jurisdiction	District/Precinct	Applicant
Bagby Street	City, Harris County	Council Dist. D Harris Co. Pct. 1	Walter P. Moore and Associates (Private Sector)

Planning Commission action:

APPROVED the reclassification of major collector Bagby Street from C-4-80 to C-3-80 between Heiner and Elgin Street

Burnett Street	City, Harris County	Council Dist. H Harris Co. Pct. 2	Planning & Development Department (Government)
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Planning Commission action:

APPROVED the Burnett Street as a major collector and classify it on the Street Hierarchy Classification Table as C-4-80 between Main Street and Elysian Viaduct Street.

Buffalo Speedway	City, Harris County	Council Dist. D Harris Co. Pct. 1	TBG Partners inc. (Private Sector)
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Planning Commission action:

APPROVED the reclassification of major thoroughfare Buffalo Speedway as an 80' right-of-way major collector and classify this change on the Street Hierarchy Classification Table as C-4-80, between Fuqua Road and Beltway 8.

Mossy Oaks Rd. and Springwoods Village Pkwy.	ETJ, Harris County	Harris Co. Pct. 4	Planning & Development Department (Government)
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Planning Commission action:

APPROVED the realignment of Mossy Oaks Road between proposed Mossy Oaks Subdivision and IH 45; and addition of Springwoods Village Parkway as a major thoroughfare between IH 45 and Spring Stuebner Road.

Parker Road	City, Harris County	Council Dist. B, H Harris Co. Pct. 2	Public Works and Engineering Department (Government)
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Planning Commission action:

APPROVED the reclassification of major thoroughfare Parker Road from T-4-70 to T-4-80 between the Hardy Toll Road and the Eastex Freeway (US 59)

Amendment Name	Jurisdiction	District/Precinct	Applicant
West Hardy Rd. (Segment 1)	ETJ, Harris County	Harris Co. Pct. 4	Kerry R. Gilbert & Associates, Inc. (Private Sector)
Planning Commission action: <u>APPROVED</u> the deletion of West Hardy Road as a major collector between FM 1960 and East Richey Road			
West Hardy Rd. (Segment 2)	ETJ, Harris County	Harris Co. Pct. 4	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the deletion of West Hardy Road as a major collector between East Richey Road and East Airtex Drive			
Peek Road	ETJ, Harris County	Harris Co. Pct. 3	Asakura Robinson Company (Private Sector)
Planning Commission action: <u>APPROVED</u> the			
<ol style="list-style-type: none"> 1. Realignment of major thoroughfare Peek Road to be extended to proposed Grand Parkway frontage lanes, north of Morton Road. 2. Deletion of the remaining major thoroughfare Peek Road between Morton Road and Franz Road 3. Addition of major collector (Peek Ridge Road) as an 80' ROW street between major thoroughfare Peek Road and Morton Road through the Morton Creek Ranch development. 4. Addition of major collector (Peek Ridge Road) as a 70' ROW street between Morton Road and Franz Road. 			

2011 Special Major Thoroughfare and Freeway Plan Amendments

Amendment Name	Jurisdiction	District/Precinct	Applicant
Settegast Ranch Road	ETJ, Fort Bend County	Fort Bend Co. Pct. 3	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the realignment of east-west major thoroughfare along Settegast Ranch Road.			
Bissonnet Street	ETJ, Fort Bend County	Fort Bend Co. Pct. 3	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of Bissonnet Street as a major thoroughfare between Clodine Road and Grand Mission Boulevard.			
West Airport Boulevard	ETJ, Fort Bend Co.	Fort Bend Co. Pct. 4	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of West Airport Boulevard between Grand Parkway and Harlem Road as a major thoroughfare.			

Amendment Name	Jurisdiction	District/Precinct	Applicant
Old Richmond Road	ETJ, Fort Bend County	Fort Bend Co. Pct. 4	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of Old Richmond Road between West Airport Boulevard and FM 1464 as a sufficient width major collector.			
Voss Road	ETJ, Fort Bend County	Fort Bend Co. Pct. 4	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of Voss Road between Old Richmond Road and Burney Road as a sufficient width major collector.			
Burney Road	ETJ, Fort Bend Co.	Fort Bend Co. Pct. 3	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of Burney Road between West Belfort Street and City of Houston Extraterritorial Jurisdiction as a sufficient width major collector.			
Owens Road	ETJ, Fort Bend County	Fort Bend Co. Pct. 4	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of Owens Road within the City of Houston's Extraterritorial Jurisdiction as a major thoroughfare.			
Bay Hill Boulevard	ETJ, Fort Bend County	Fort Bend Co. Pct. 3	Planning & Development Department (Government Sector)
Planning Commission action: <u>APPROVED</u> to delete the extension of Bay Hill Boulevard as a major thoroughfare, north of Roesner Road to the City of Houston's Extraterritorial Jurisdiction.			
Katy Flewellen Road / Crossover Road	ETJ, Fort Bend Co.	Fort Bend Co. Pct. 3	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of a portion Katy Flewellen Road and Crossover Road as major thoroughfares between Pin Oak Road/Westheimer Parkway and City of Houston's Extraterritorial Jurisdiction to the west.			
Blue Ridge Road	ETJ, Fort Bend County	Fort Bend Co. Pct. 1	Planning & Development Department (Government)
Planning Commission action: <u>APPROVED</u> the addition of Blue Ridge Road as a major collector south of FM 2234 (Mc Hard Rd) to unnamed east-west major thoroughfare on City of Houston's Major Thoroughfare and Freeway Plan.			

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: MBE and WBE participation goals for contracts funded under Environmental Protection Agency grants or loans	Page 1 of 1	Agenda Item # 4
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FROM (Department or other point of origin): Mayor's Office of Business Opportunity	Origination Date	Agenda Date SEP 14 2011
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DIRECTOR'S SIGNATURE: <i>Carlecia D. Wright</i>	Council District Affected: All Districts
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For additional information contact: Carlecia D. Wright – 713.837.9015 Jo Wiginton – 832.393.6435	Date and identification of prior authorizing Council action: 95-525; 02-1440; 06-0073; 09-0135
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RECOMMENDATION: (Summary)
Adopt recommended MBE and WBE participation goals for contracts funded under Environmental Protection Agency grants or loans for FY 2012 – FY 2014, in compliance with the DBE regulations (40 CFR, Part 33), and following the guidance of the EPA regulations.

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

The Environmental Protection Agency (EPA) provides financial assistance to the City of Houston through grants and loans. This financial assistance comes either directly through the EPA or indirectly through the Texas Water Development Board or the Texas Commission on Environmental Quality. In order to obtain these grants and loans, it is necessary to comply with MWBE requirements promulgated by the EPA.

The Mayor's Office of Business Opportunity produced revised goals based on the EPA requirements and subsequently submitted these proposed goals to EPA Region VI. In July of 2011, the EPA approved the goals as submitted (see attached letter). The goals are as follows:

	<u>MBE (%)</u>	<u>WBE (%)</u>
Construction	19.00	5.00
Equipment	10.00	4.00
Services	17.00	6.00
Supplies	10.00	4.00

It is therefore the recommendation that the City Council adopt a motion approving these MBE and WBE participation goals for contracts funded under EPA grants and loans.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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**Briefing on the Environmental Protection Agency (EPA) DBE Program
Section 40 of the Code of Federal Regulations (40 CFR)
Parts 30, 31, 33, 35, and 40**

The Environmental Protection Agency has promulgated new rules entitled "Participation by Disadvantaged Business Enterprises in Procurement Under Environmental Protection Agency (EPA) Financial Assistance Agreements," which became effective May 27, 2008. These rules have specific requirements regarding certification, submission of goals (known as Fair Share Objectives), Good Faith Efforts, and program administration and recordkeeping.

The City has three departments and/or programs that receive some type of EPA assistance: PWE, through the Texas Water Development Board; Health and Human Services; and Brownfields projects.

A copy of the new CFR can be obtained, in its entirety, at www.epa.gov/osdbu. A brief overview of some of the key features and action items of the program are presented below.

Sections 33.202 and 33.203 – Certification

EPA has an 8% statute, pursuant to Public Law 102-389, 42 USC 4370d; and a 10% statute, pursuant to title 10 of the Clean Air Act. The statutes have different certification criteria for MBEs and WBEs. (Under the 8% statute, an MBE/WBE firm may be owned or controlled by the MBE/WBE owner; while under the 10% statute, a firm must be owned and controlled by the MBE/WBE owner). City certified DBEs can be used on EPA assisted projects, but so can firms certified by outside sources.

Section 33.301 – Good Faith Efforts

All recipients must make Good Faith Efforts before a project is advertised, and require prime contractors to do the same. Records must be maintained for the recipient and the primes.

Section 33.302 – Other Administrative Requirements

All subcontractors must be paid for satisfactory performance within 30 days from the prime's payment by the recipient.

Recipients must be notified of MBE/WBE terminations, and must make the Good Faith Efforts to find a replacement.

Recipients must require primes to provide all subs with EPA 6100-2, which subs send directly to the EPA DBE Coordinator.

Recipients must require primes to submit DBE program compliance forms (EPA 6100-3 and EPA 6100-4) with the prime contractors' bids or proposals.

Section 33.401 – Fair Share Objective Requirements

The section sets forth a 2-step goal setting methodology, similar to the one used by the Department of Transportation. There must be separate MBE and WBE goals in the following categories: Construction, Equipment, Services, and Supplies.

In order to calculate our own Fair Share Objectives to negotiate with the EPA, the following are needed:

- A list of all EPA assisted projects awarded and/or completed within the last 3 years, including amount, scope of services, and any MWBE participation.
- A list of future (2 – 3 years) EPA assisted projects or initiatives, including the scope of services (NOTE: for construction projects, a percentage breakdown of the major work category is needed for each).

The scope of services information is necessary in order to calculate the 4 different goals, which must be approved by City Council.

Section 33.406

Recipients may designate a lead agency to negotiate Fair Share Objectives with the EPA or negotiate individually.

Section 33.501

Recipients must require their bidders and proposers to provide bidders' lists of all firms that bid or quote for prime and subcontracts.

Section 33.502

Different types of grants have different reporting requirements. The type of grants each department receives must be ascertained.



CITY OF HOUSTON
Mayor's Office of Business Opportunity

Annise D. Parker

Mayor

Carlecia D. Wright
Director
P.O. Box 1562
Houston, Texas 77251-1562

T. 713.837.9000
F. 713.837.9055
www.houstontx.gov

May 31, 2011

Ms. Debora N. Bradford
Small and Disadvantaged Business Coordinator
Environmental Protection Agency, Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

CERTIFIED RECEIPT #7007 0710 0004 9120 0950

Dear Ms. Bradford:

Pursuant to 40 CFR, 33.404, the City of Houston respectfully submits its proposed MBE and WBE fair share objectives for your review and consideration. The recommended goals are based on demonstrable evidence of the number of certified MBEs and WBEs in our relevant geographic market as well as historical utilization of MBEs and WBEs in the City of Houston's contracting.

A new construction disparity study is under way and will soon be completed. Therefore, this report consists of data from our 2006 disparity study and data obtained from the 2008 Census County Business Pattern for the Houston Metropolitan Statistical Area. Once the City of Houston receives the completed construction disparity study data, we will update our submission accordingly.

If you have any questions or need additional information please contact me at 713-837-9015 or via e-mail carlecia.wright@houstontx.gov

Thank you for your consideration, and I look forward to hearing from you in the near future.

Sincerely,

Carlecia D. Wright

Carlecia D. Wright
Director

Enclosure

cc: Jo Wginton, Senior Assistant City Attorney
David Feldman, City Attorney

CDW:RG:nm

05/11:44

City of Houston
Mayor's Office of Business Opportunity
Proposed Fair Share Objectives for the Participation of Minority Business Enterprises and Women Business Enterprises in Environmental Protection Agency (EPA) Funded Contracts

Pursuant to the Code of Federal Regulations, Section 40, Parts 30, 31, 33, 35, and 40, the City of Houston ("the City") is proposing the following goals for the participation of Minority Business Enterprises (MBEs) and Women Business Enterprises (WBEs) in its EPA funded contracts:

Area	MBE Goal	WBE Goal
Construction	19%	5%
Supplies/Equipment/Non-Professional Services	10%	4%
Professional Services	17%	6%

The City respectfully requests the approval of goals in the above three areas, rather than the four mandated areas (Construction, Supplies, Equipment, and Services) for the following reasons:

1. The City has maintained data on MWDBE participation in three areas – Construction, Purchasing, and Professional Services since 1984. This data was an integral component of the two-step goal setting process for the EPA DBE program.
2. The City's "Purchasing" category includes supplies, equipment and non-professional services. Data on "Supplies" and "Equipment" only is not tracked separately, and therefore is not available.
3. The EPA's "Services" category does not distinguish between professional and non-professional services. However, the City tracks "Professional Services" separately.

The City used the two-step goal setting methodology prescribed by 40 CFR, 33.405 to calculate the EPA MBE and WBE goals.

I. Methodology

Step 1

In order to determine an overall goal, the following data sources were utilized to determine a base figure for the relative availability of DBEs:

- 2008 Harris County Business Patterns (CBP) for the Houston MSA
- City of Houston 2006 Disparity Study
- City of Houston (COH) Database of certified MWDBE firms

Note – Data from the Texas Unified Certification Program (TUCP) database was not used because it does not allow for analysis of MBE/WBE status.

County Business Pattern data for all firms in the Houston MSA was identified for the applicable contracting areas, The Houston MSA was used as the local market area, since the majority of contractors and subcontractors are located in this area.

The City of Houston (COH) database of certified MWDBE firms was used to calculate DBE availability, based on the CBP data. (See Attachment 1). To determine a base DBE availability figure, the CBP availability data were averaged with the data from the Disparity Study. (See Attachment 2). The resulting Step 1 availability figures are presented in Table 1.

Table 1. EPA DBE Availability Analysis

Area	CBP Availability	Disp. Study Availability	Average Availability
Construction			
MBE	7.1%	38.6%	22.85%
WBE	1.4%	7.6%	4.5%
Supplies/Equipment/Non-Professional Services			
MBE	2.3%	25.1%	13.7%
WBE	1.2%	11.7%	6.5%
Professional Services			
MBE	5.0%	32.1%	18.5%
WBE	3.0%	13.9%	8.4%

Step 2

The Step 2 analysis involved calculating the overall MBE and WBE participation, in each of the three contracting areas, for fiscal years 2008, 2009, 2010. Next, the median participation was calculated for each year. The median was then averaged with the Step 1 availability figures to calculate the recommended DBE goals. The results are presented in Table 2 below.

Table 2. EPA DBE Goal Calculation

Area	MWD BE Participation				Step 1 Availability	Proposed DBE Goal
	FY 08	FY 09	FY 10	Median		
Construction						
MBE	18.6%	15.4%	15.2%	15.4%	22.85%	16%
WBE	5.5%	5.1%	3.3%	5.1%	4.5%	5%
Supplies/Equipment/Non-Professional Services						
MBE	5.6%	3.4%	5.2%	5.2%	13.7%	10%
WBE	1.4%	3.2%	1.4%	1.4%	6.5%	4%
Professional Services						
MBE	23.5%	11.9%	16.1%	16.1%	18.5%	17%
WBE	2.9%	2.1%	2.6%	2.6%	8.4%	6%

City of Houston
 Mayor's Office of Business Opportunities

MWDBE Availability Analysis, Based on 2008 County Business Pattern (CBP)
 and City Certified MWDBE Data

Area	CBP All Firms	MBE		WBE	
		Number	%	Number	%
Construction	7233	510	7.1%	103	1.4%
Supplies/Equipment/ Non-Professional Services	13598	312	2.3%	163	1.2%
Professional Services	6007	302	5.0%	182	3.0%

City of Houston
Mayor's Office of Business Opportunities
MWDBE Availability Data
From the 2006 City of Houston Disparity Study*

Area	MBE	WBE
Construction	38.6%	7.6%
Supplies/Equipment/ Non-Professional Services	25.1%	11.7%
Professional Services	32.1%	13.9%

* Data based on prime contractor availability
Source: Mason Tillman Associates, Ltd.
December 2006 City of Houston Disparity Study
Tables 6.13 - 6.16



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
 REGION 6
 1445 ROSS AVENUE, SUITE 1200
 DALLAS, TX 75202-2733

JUL 13 2011

RECEIVED
 AACCD/DIRECTOR'S OFFICE

JUL 20 2011

Ms. Carlecia D. Wright
 Director
 Mayor's Office of Business Opportunity
 City of Houston
 P.O. Box 1562
 Houston, Texas 77251-1562

Re: Fiscal Year (FY) 2012 Negotiated Minority and Women Owned Business (MBE/WBE) Goals

Dear Ms. Wright:

The FY 2012 MBE/WBE fair share negotiations have been completed. The FY 2012 goals are city-wide goals for all your EPA grants. We accept the City of Houston's FY 2012 goals as follows:

	<u>MBE (%)</u>	<u>WBE (%)</u>
Construction	19.00	5.00
Equipment	10.00	4.00
Services	17.00	6.00
Supplies	10.00	4.00

These FY 2012 goals will be incorporated into all EPA grant actions (new awards or amendments) to the City after the date of this letter. The MBE/WBE goals are neither standards nor quotas; they have always been goals. When not met, EPA and others do ask for demonstration of the Six Good Faith Efforts.

The FY 2012 fair share goals will be in effect for the next three federal fiscal years unless there are significant changes to the data supporting the fair share objectives. If you have any questions, please contact Debora N. Bradford, Small and Disadvantaged Business Coordinator of my staff, at (214) 665-7406.

Sincerely yours,

Lynda F. Carroll
 Assistant Regional Administrator
 for Management

Enclosure

cc: Jo Wiginton, Senior Assistant City Attorney
 David Feldman, City Attorney

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Water Lines along Tidewater, S. Post Oak, W. Orem, Croquet, and Existing Easements from Candleshade to Sims Bayou Pump Station, and Westheimer Rd. WBS No. S-000900-00B7-4.		Page <u>1</u> of <u>1</u>	Agenda Item # <i>5</i>
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date SEP 14 2011
DIRECTOR'S SIGNATURE: <i>[Signature]</i> Daniel W. Krueger, P.E., Director		Council Districts affected: C, D, G	
For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director <i>[Signature]</i> Phone: (832) 395-2355		Date and Identification of prior authorizing Council Action: Ord. #2008-1219 dated 12/30/2008	
RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$8,466,534.20, which is 5.09% 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 \$10,551,500.00 from Water and Sewer System Consolidated Construction Fund No. 8500).			

PROJECT NOTICE/JUSTIFICATION: This project was part of the Surface Water Transmission Program and was required to increase circulation and availability of water in the Sims Bayou Pump Station (SBPS) service area.

DESCRIPTION/SCOPE: This project consisted of approximately 9,092 linear feet of 42-inch, 36-inch, and 30-inch water lines by a combination of open-cut and tunneling, valves, connections, and appurtenances. The project also included 1,209 linear feet of 30-inch steel water line by open-cut inside SBPS, including metering station, valves, appurtenances, tank connections, as well as ammonia, chlorine, electrical and control systems. Additionally, 4,305 linear feet of 16-inch water line with valves and appurtenances were installed along Westheimer Road. Lockwood, Andrews, & Newnam, Inc. designed the project with 365 calendar days allowed for construction. The project was awarded to Texas Sterling Construction, Co. with an original Contract Amount of \$8,920,488.00.

LOCATION: The major project area containing the 42-inch, 36-inch, and 30-inch water lines is generally bound by Tidewater Drive on the north, Candleshade Lane on the east, and Sims Bayou Pump Station on the south and west. The project is located in Key Map Grids 571-K, L, M, & P.

Another portion of the project containing the 16-inch water line is located on Westheimer Road bound by Midlane on the west and Timmons Lane on the east. The project area is located in Key Map Grids 491-V and 492-S.

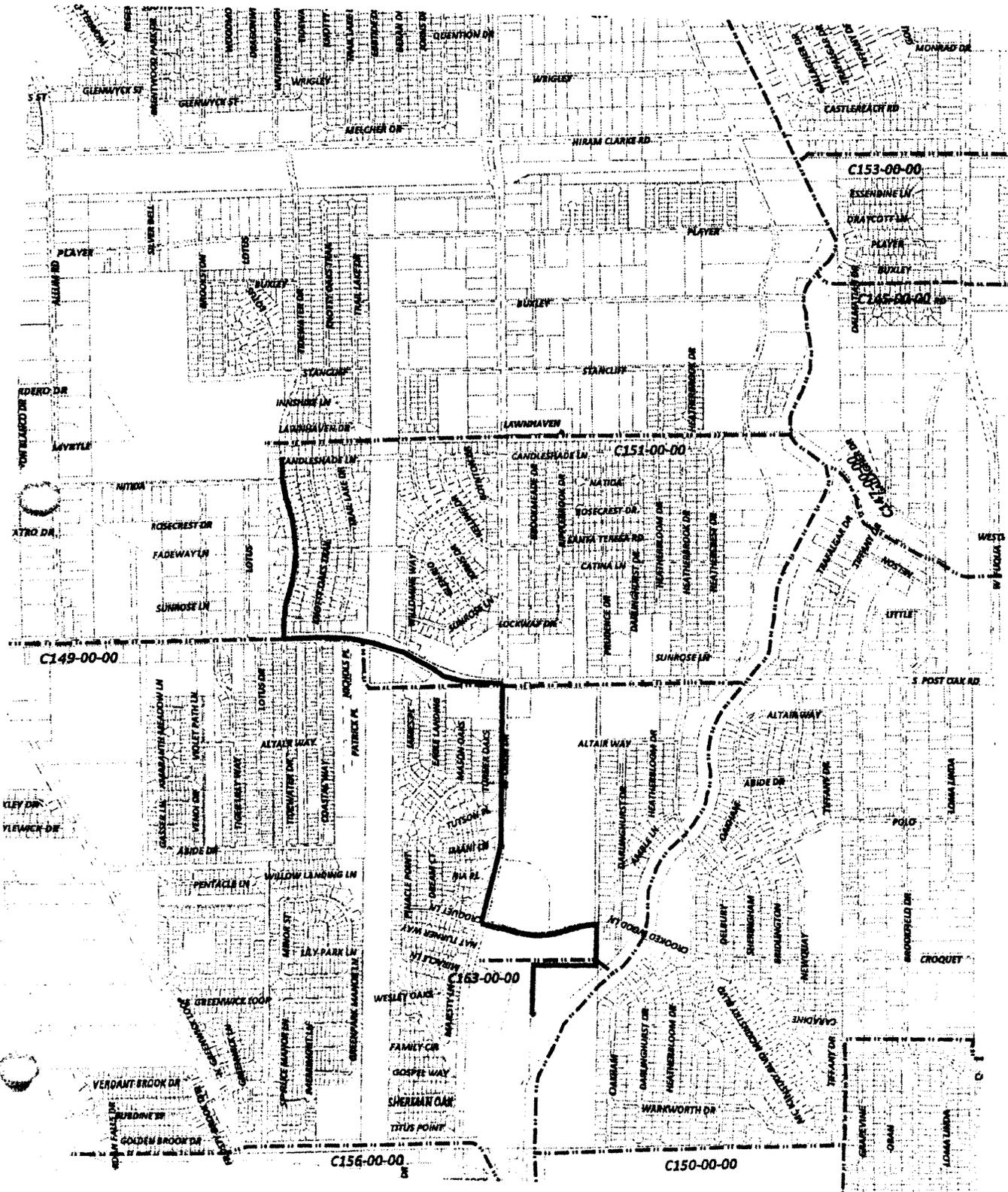
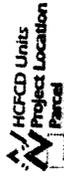
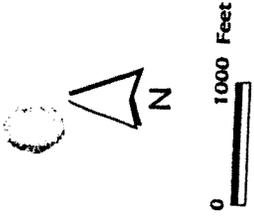
CONTRACT COMPLETION AND COST: The Contractor, Texas Sterling Construction, Co. has completed the Work under subject Contract. The project was completed with an additional 85 days approved by Change Order Nos. 2 and 3. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos. 1 through 5 is \$8,466,534.20, a decrease of \$453,953.80 or 5.09% under the original Contract Amount.

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

M/WBE PARTICIPATION: The M/W/SBE goal for this project was 22.00%. According to Office of Business Opportunity, the actual participation was 25.27%. The Contractor was awarded an "Outstanding" rating for M/W/SBE compliance.

[Signature]
DWK:DRM:JTL:SKF:PSK:mq
Z:\E&C Construction\North Sector\PROJECT FOLDER\S-000900-00B7-4 (42-Inch WL along Tidewater)\21.0 Close Out\Close Out\RCA\RCA-rev.DOC
c: File No. S-000900-00B7-4 - Closeout

REQUIRED AUTHORIZATION		CUIC ID# 20MZQ228
Finance Department:	Other Authorization:	Other Authorization: <i>[Signature]</i> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division



City of Houston Contract 73B-2 / WBS NO. S-000900-00B7-4
EXHIBIT 1. LOCATION MAP
 COUNCIL DISTRICT 'D'

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9114

Subject: Formal Bid Received for MD Helicopter Replacement Parts for the Houston Police Department S48-S23976

Category #
4

Page 1 of 1

Agenda Item
6

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

Origination Date
August 11, 2011

Agenda Date
SEP 14 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Joseph A. Fenninger *JAF 9/14/11* Phone: (713) 308-1708
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Heli-Mart, Inc. on its sole bid in an amount not to exceed \$1,725,000.00 for MD Helicopter replacement parts for the Houston Police Department.

Estimated Spending Authority: \$1,725,000.00

Finance Budget

\$1,725,000.00 General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Heli Mart, Inc. on its sole bid in an amount not to exceed \$1,725,000.00 for MD Helicopter replacement parts for the Houston Police Department (HPD). It is further requested that authorization be given to make purchases, as needed, for a 36-month period, with two one-year options to renew. This award consists of a price list for MD Helicopter replacement parts; which includes but is not limited to, oil filter elements, upper and lower bearings, fan belts, bolts, nuts, cotter pins and rotor blades. These parts will be utilized to repair and maintain the HPD's MD Helicopter fleet stationed at the William P. Hobby Airport.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Eight prospective bidders viewed the solicitation document from SPD's e-bidding website and one bid was received. Subsequent to receipt of the bid, SPD contacted several authorized service centers of MD Helicopters to determine the reason for the limited response to the ITB. Potential respondents advised that their core business is service and repair and that it would not be viable for them to incur stocking, administrative, and shipping costs to provide helicopter parts to their customers.

Buyer: Irina Chong

Attachment: MWBE zero-percentage goal document approved by the Mayor's Office of Business Opportunity.

ESTIMATED SPENDING AUTHORITY

DEPARTMENT	FY '12	OUT YEARS	TOTAL
Police	\$200,000.00	\$1,525,000.00	\$1,725,000.00

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Calvin D. Wells
9/6/11

[Signature]

WA



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Correspondence

To: Calvin D. Wells, Deputy Director
City Purchasing Agent

From:

Irina Chong

Date: May 16, 2011

Subject: MWBE Participation Form

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

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

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

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

Solicitation Number: S48-S23976 Estimated Dollar Amount: \$1,725,000.00

Anticipated Advertisement Date: 6/3/2011 Solicitation Due Date: 6/23/2011

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

If goal was not met, what did the vendor achieve: N/A

Name and Intent of this Solicitation:

This award is for MD Helicopter replacement parts.

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

Bidders on the MD Helicopter replacement parts must be an authorized supplier by the manufacturer and FAA certified. Currently there is no City of Houston certified M/WBE that meets the criteria. In the past, supply awards of such criteria have been granted a zero-approval. Please see attachment hereto.

Concurrence:

Irina Chong
SPD Initiator

Dawn Heath
Division Manager

Robert Gallegos
Robert Gallegos, Deputy Assistant Director
*Affirmative Action
OBS

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9078

Subject: Spending Authority to Purchase Industrial Supplies & Equipment, Janitorial Supplies & Equipment from the State of Texas Building and Procurement Commission's Contract for Various Departments S06-S23625-S

Category #
4

Page 1 of 2

Agenda Item

7

FROM (Department or other point of origin):

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

Origination Date

July 26, 2011

Agenda Date

SEP 14 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

David Guernsey Phone: (832) 395-3640
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve spending authority to purchase industrial supplies & equipment, janitorial supplies & equipment from the State of Texas Building Procurement Commission's Contract in an amount not to exceed \$6,067,193.10 for various departments.

Estimated Spending Authority: \$6,067,193.10

Finance Budget

[Signature]

- \$1,748,000.70 General Fund (1000)
- \$2,149,665.40 PWE-Water & Sewer System Operating Fund (8300)
- \$ 853,578.00 HAS- Revenue Fund (8001)
- \$ 591,840.00 Dedicated Drainage & Str. Renewal Fund (2310)
- \$ 250,000.00 Stormwater Fund (2302)
- \$ 91,500.00 Federal Government - Grant Funded (5000)
- \$ 80,000.00 Fleet Management Fund (1005)
- \$ 52,500.00 PWE-Combined Utility System General Pur Fund (8305)
- \$ 51,000.00 BSD-In House Renovation Revolving Fund (1003)
- \$ 48,000.00 BARC Special Revenue Fund (2427)
- \$ 47,600.00 Federal State Local - Pass Through Fund (5030)
- \$ 30,000.00 Houston Emergency Center Fund (2205)
- \$ 23,109.00 Park Special Revenue Fund (2100)
- \$ 19,500.00 Building Inspection Fund (2301)
- \$ 12,000.00 Parking Management Operating Fund (8700)
- \$ 9,000.00 Health Special Revenue Fund (2002)
- \$ 5,900.00 Greater Houston Trans & Emer Center Fund (2402)
- \$ 4,000.00 Swimming Pool Safety Fund (2009)
- \$6,067,193.10 Grand Total**

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve spending authority to purchase industrial supplies & equipment, janitorial supplies & equipment from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program in an amount not to exceed \$6,067,193.10 for various departments, and that authorization be given to make purchases using purchase orders and the City Purchasing Card, as needed, from the State contract supplier, W. W. Grainger, Inc. for a 29-month period. This contract will be used by City departments to purchase miscellaneous industrial supplies & equipment, janitorial supplies, and products such as motors, lighting, electrical equipment, pumps, material handling equipment, fasteners, heating equipment, blowers, ventilators and other industrial-type items used on a daily basis. A price analysis was conducted and it revealed that the State's contract price is approximately 20% lower than market pricing.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MC

Date: 7/26/2011	Subject: Spending Authority to Purchase Industrial Supplies & Equipment, Janitorial Supplies & Equipment from the State of Texas Building and Procurement Commission's Contract for Various Departments S06-S23625-S	Originator's Initials TR	Page 2 of 2
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Purchase will be made using the supplier's Internet website. This will significantly reduce paper transactions and overall delivery time. Shorter delivery times will reduce the amount of inventory. It is estimated that over 90% of items ordered on any given day before 4:00 PM will be delivered to the City the next business day.

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.

M/WBE Subcontracting:

This award has an 11% goal for M/WBE participation. **W. W. Grainger, Inc.** has designated the below-named supplier as its certified M/WBE subcontractor:

<u>COMPANY</u>	<u>TYPE OF SERVICE</u>	<u>AMOUNT</u>
Evco Partners, L.P., DBA Burgoon Company	Provide Industrial and Janitorial Supplies	\$667,391.24

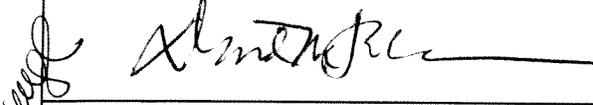
The Mayor's Office of Business Opportunity will monitor this award.

Buyer: Tywana L. Rhone

Estimated Spending Authority:

<u>DEPARTMENT</u>	<u>FY12</u>	<u>OUT YEARS</u>	<u>TOTAL</u>
Public Works & Engineering	\$ 648,313.08	\$2,501,092.32	\$3,149,405.40
Houston Airport System	\$ 200,000.00	\$ 653,578.00	\$ 853,578.00
Fire	\$ 310,560.00	\$ 310,560.00	\$ 621,120.00
Police	\$ 108,188.70	\$ 444,477.00	\$ 552,665.70
General Services	\$ 87,000.00	\$ 174,000.00	\$ 261,000.00
Solid Waste Management	\$ 76,365.00	\$ 127,275.00	\$ 203,640.00
Health & Human Services	\$ 35,800.00	\$ 133,800.00	\$ 169,600.00
Parks & Recreation	\$ 7,800.00	\$ 98,384.00	\$ 106,184.00
Administration & Regulatory Affairs	\$ 40,000.00	\$ 80,000.00	\$ 120,000.00
Houston Emergency Center	\$ 10,000.00	\$ 20,000.00	\$ 30,000.00
GRAND TOTAL	\$1,524,026.78	\$4,543,166.32	\$6,067,193.10

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance authorizing the Mayor to continue the Proclamation of a local state of disaster.		Page	Agenda Item 8
FROM (Department or other point of origin): David M. Feldman, City Attorney		Origination Date September 9, 2011	Agenda Date September 14, 2011
DIRECTOR'S SIGNATURE: 		Council District(s) affected: All	
For additional information contact: David Feldman Phone: 832-393-6491		Date and identification of prior authorizing Council action: Not applicable.	
RECOMMENDATION:			
Amount and Source of Funding: Not applicable.		Finance Budget:	
EXPLANATION: <p>On September 9, 2011, the Mayor issued a Proclamation declaring a local state of disaster for the City as a result of the exceptional drought now causing an imminent threat of serious fires. The Proclamation also prohibits fires in City parks. Texas Government Code § 418.108 requires the consent of Council (the "governing body of the political subdivision") for the continuation of a declaration of a local state of disaster for more than seven days. The Ordinance authorizes the Mayor to continue the Proclamation and the local state of disaster until terminated by an ordinance passed and approved by Council.</p>			
Other Authorization:		Other Authorization:	

Revised
8
SEP 14 2011

City of Houston, Texas, Ordinance No. 2011-_____

AN ORDINANCE AUTHORIZING THE MAYOR TO CONTINUE A PROCLAMATION OF LOCAL STATE OF DISASTER FOR LONGER THAN SEVEN DAYS; CONTAINING FINDINGS RELATED TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, on September 9, 2011, the Mayor of the City of Houston, pursuant to Section 418.108, Texas Government Code, issued a Proclamation (the "Proclamation") acknowledging an imminent threat of conflagration resulting from the exceptional drought in the City of Houston (the "City"), declaring a local state of disaster, and prohibiting fires in City parks;

WHEREAS, the conditions necessitating the Proclamation continue to exist;

WHEREAS, the City Council has determined that public health and safety will be enhanced by a continuation of the Proclamation beyond the seven days authorized by Section 418.108, Texas Government Code; **NOW, THEREFORE**,

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

Section 1. Findings Adopted. The findings contained in the preamble of this Ordinance are determined to be true and correct and are adopted as part of this Ordinance.

Section 2. Extension of Proclamation and Local State of Disaster. The City Council, as the governing body of the City, hereby authorizes the Mayor to continue the Proclamation, thereby extending the declaration of a local state of disaster and the prohibition of fires in City parks.

Section 3. Continuation of Executive Orders. Any and all lawful executive orders, regulations, or procedures issued by the Mayor related to the Proclamation will remain in force and effect until rescinded by the Mayor; the Proclamation is rescinded,



terminated, or expires by operation of law; or any such executive order is terminated by an ordinance passed and approved by the City Council.

Section 4. Termination of Proclamation and Local State of Disaster. The Proclamation and the local state of disaster shall continue until terminated by an ordinance passed and approved by the City Council.

Section 5. Administration. The Mayor, as Emergency Management Director for the City, shall retain all the powers given to her by the Texas Disaster Act (Chapter 418, Texas Government Code), Texas Executive Order RP32, and the City of Houston Emergency Management Plan.

Section 6. Severability. If any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no provision hereof shall become inoperative or fail by reason of any unconstitutionality, voidness, or invalidity of any other provision hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

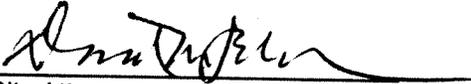
Section 7. Effective Date. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the

Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor.

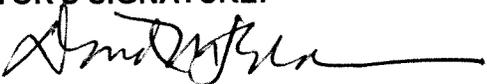
PASSED AND APPROVED this ___ day of September, 2011.

Mayor of the City of Houston

Requested by Annise D. Parker
Mayor

Prepared by Legal Dept. 
City Attorney

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance clarifying the Mayor's authority to issue executive orders in response to a local state of disaster.		Page	Agenda Item 9
FROM (Department or other point of origin): David M. Feldman, City Attorney		Origination Date September 9, 2011	Agenda Date September 14, 2011
DIRECTOR'S SIGNATURE: 		Council District(s) affected: All	
For additional information contact: David Feldman Phone: 832-393-6491		Date and identification of prior authorizing Council action: Not applicable.	
RECOMMENDATION:			
Amount and Source of Funding: Not applicable.		Finance Budget:	
EXPLANATION: <p>The exceptional drought and resulting serious fire threat has made clear that no ordinance of the City can anticipate every emergency condition that may result from a disaster. The Ordinance provides a mechanism (by executive order) allowing the City to respond very quickly to conduct or conditions that in normal circumstances do not constitute threats to public health or safety but that are threats in the context of a "disaster" as defined by Section 418.004(1), Texas Government Code. In particular, while Sec. 13-6(a)(1) makes it unlawful for one to "[fail] to comply with lawful orders issued by authority of the city during a declared state of disaster," the Code is silent as to how such orders (e.g., the burn ban for city parks) are to be issued and specifically enforced, other than to state that a violation is punishable under Sec. 1-6 of the Code. See Sec. 13-6(b). The new Sec. 13-7 is intended to bridge this gap by giving the mayor authority to issue executive orders necessary to protect the public health and safety during a disaster; to make a violation of any such order subject to a fine of \$200.00 to \$2,000 (which is permissible because it relates to health and safety); and to enable city employees authorized in writing by the chiefs of police or fire or certain other directors to issue citations for such violations.</p>			
Other Authorization:		Other Authorization:	

City of Houston, Texas, Ordinance No. 2011-_____

AN ORDINANCE AMENDING CHAPTER 13 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO EMERGENCY MANAGEMENT; CONTAINING FINDINGS RELATED TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, the Texas Disaster Act (the "Act," codified as Chapter 418, Texas Government Code) establishes policies and procedures for responding to a "disaster," as defined by the Act; and

WHEREAS, Section 418.108, Texas Government Code, authorizes the Mayor of the City of Houston (as "the presiding officer of the governing body of a political subdivision") to declare a local state of disaster; and

WHEREAS, by Executive Order RP32 issued January 28, 2004, Rick Perry, Governor of Texas, designated the mayors of each municipal corporation in Texas as his "agents in the administration and supervision of the Act," with authority to "exercise the powers, on an appropriate local scale, granted [by the Act to] the Governor;" and

WHEREAS, the City Council has determined that no ordinance of the City can anticipate every emergency condition that may result from a disaster; and

WHEREAS, the City Council has determined that public health and safety will be enhanced by clarifying the Mayor's authority in the event of a disaster; **NOW, THEREFORE,**

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

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

Section 2. Chapter 13 of the Code of Ordinances, Houston, Texas, is amended to add the following section:

"Sec. 13-7. Mayor's authority under proclamation declaring local state of disaster.

(a) A proclamation of a local state of emergency issued by the mayor pursuant to Chapter 418, Texas Government Code, authorizes the mayor to issue such executive orders as the mayor reasonably deems necessary to protect public health and safety from conduct and conditions directly related to the circumstances that are the subject of the proclamation.

(b) An executive order issued pursuant to this section shall remain in force and effect until:

- (1) The proclamation is rescinded, terminated, or expires by operation of law;
- (2) The executive order is rescinded by the mayor; or
- (3) The executive order is terminated by an ordinance passed and approved by the city council.

(c) An executive order issued pursuant to this section may declare to be unlawful conduct reasonably deemed by the mayor to constitute a threat to public health and safety under the circumstances that are the subject of the proclamation.

(d) Unless a different penalty is provided elsewhere in this Code, a person violating an executive order issued pursuant to this section shall be guilty of a misdemeanor and, upon conviction, shall be fined not less than \$200.00 nor more than \$2,000.00. Each day a violation continues shall constitute a separate offense.

(e) A person violating an executive order issued pursuant to this section may be issued a criminal citation enforceable in municipal court. The citation may be issued by any employee of the city so authorized in writing by the chief of police, or the fire chief, or the directors of the departments of health and human services, neighborhoods, parks and recreation, or public works and engineering."

Section 3. If any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this

Ordinance that no provision hereof shall become inoperative or fail by reason of any unconstitutionality, voidness, or invalidity of any other provision hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

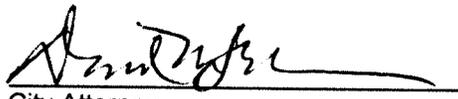
Section 4. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor.

PASSED AND APPROVED this ___ day of September, 2011.

Mayor of the City of Houston

Requested by Annise D. Parker
Mayor

Prepared by Legal Dept.

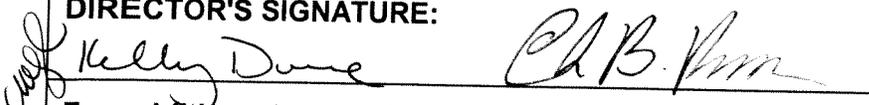


City Attorney

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance authorizing the sale of the Public Improvement Refunding Bonds Series 2011A and Series 2011B (Tax Exempt and Taxable) and such other series as may be required to refund and defease certain outstanding obligations of the City; authorizing a Preliminary Official Statement and related agreements pertaining to such bonds.	Category #	Page 1 of <u>2</u>	Agenda Item # <div style="text-align: right; font-size: 2em;">10</div>
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FROM (Department or other point of origin): Finance Department and Office of City Controller	Origination Date: September 7, 2011	Agenda Date SEP 14 2011
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DIRECTOR'S SIGNATURE: 	Council District Affected: All
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For additional information contact: James Moncur Phone: 832-393-1009 Shawnell Holman Phone: 832-393-3513	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve an Ordinance authorizing the sale of the City of Houston, Texas, Public Improvement Refunding Bonds Series 2011A and Taxable Public Improvement Refunding Bonds, Series 2011B or such other series as may be determined, in an aggregate amount not to exceed \$350 million; including authorizing the Mayor and City Controller to approve the par amount, interest rates, price and terms thereof, execute the purchase contract and other agreements related to the issuance of the bonds, and making other provisions regarding such bonds and matters incident thereto. The Ordinance will also approve the distribution of a Preliminary Official Statement relating to the bonds, and authorize the preparation of an Official Statement providing the final terms of the bonds

Amount of Funding: N/A Not Applicable	Finance Dept Budget:
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Source of Funding: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

The Finance Working Group (the "FWG") is recommending refunding certain outstanding general obligation commercial paper notes, certain outstanding general obligation bonds or certificates of obligation and financing all related costs of issuance.

Commercial Paper

The City has been issuing variable rate commercial paper to fund the adopted Capital Improvement Program and equipment procurements for a number of years. The commercial paper notes are later refinanced to fixed rate bonds with a final maturity to match the useful life of the project or equipment financed with such commercial paper. This transaction represents the normal refunding of these commercial paper notes by fixed rate refunding bonds. Based on current market conditions, the intent is to refund approximately \$50 million of outstanding Series E commercial paper notes.

Current and Advance Bond Refunding

The FWG is reviewing current outstanding debt for refunding opportunities. Assuming conducive market conditions, the FWG will structure current or advance refundings that results in positive net present value savings on an aggregate basis.

REQUIRED AUTHORIZATION

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

TO: Mayor via City Secretary

RCA# 9148

Subject: Ordinance Appropriating Funds for the Municipal Courts Case Management Developed by the Information Technology Department

Category #
1

Page 1 of 1

Agenda Item
11

FROM (Department or other point of origin):

Gary Morris
Deputy Director
Information Technology

Origination Date

September 09, 2011

Agenda Date

SEP 14 2011

DIRECTOR'S SIGNATURE

[Handwritten Signature]
on behalf of Gary Morris
9 Sep 11

Council District(s) affected

All

For additional information contact:

Mark Stinnett Phone: (832) 393-0200
Frank Rodriguez Phone: (832) 393-0205

Date and Identification of prior authorizing Council Action:

Ord: 2011-530 (06/22/11) 2011-176 (03/02/11)

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$4,395,000.00 from the Equipment Acquisition Consolidated Fund (Fund 1800) for the Municipal Courts Department Case Management System that is being developed by the Information Technology Department.

Finance Budget

\$4,395,000.00 - FY12 Equipment Acquisition Consolidated Fund (1800) WBS-160017

SPECIFIC EXPLANATION:

The Acting Director recommends that City Council approve an ordinance authorizing the appropriation of \$4,395,000.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) for the Municipal Courts Department Case Management System (CSMART) that is being developed by the Information Technology Department. The appropriation will fund the contract allocation in the amount of \$1,850,000.00, salary recovery in the amount of \$650,000.00, temporary services in the amount of \$870,000.00, hardware in the amount of \$250,000.00, software in the amount of \$600,000.00, support costs in the amount of \$100,000.00 and contingency in the amount of \$75,000.00.

The current funding will carry the project through December 31, 2011 and will allow Council to review/approve the Technology Investment Plan that will be the subject of discussion at a specially called Budget and Fiscal Affairs committee in the next week. Additionally, the City is in the process of engaging the MITRE Corporation, a not-for-profit organization chartered by the U.S. Congress, to provide an in-depth analysis to assess the project's progress, release and acceptance processes, funding requirements and current market conditions to ensure the project can be completed on-time and on-budget. MITRE has been engaged on this project on two other occasions and has given favorable assessments. Once the assessment is complete, another action will be brought for Council consideration to appropriate funding for the remainder of the fiscal year.

MWBE Participation

This contract was awarded as a goal-oriented contract with a 15% MWBE participation level. The contract is currently achieving 3.93%. The Mayor's Office of Business Opportunity will continue to monitor this contract to ensure maximum MWBE participation.

REQUIRED AUTHORIZATION

Finance Department:

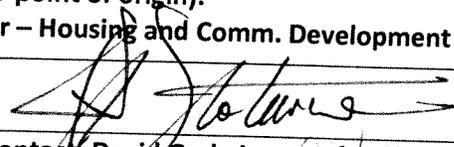
Other Authorization:

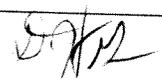
Other Authorization:

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

SUBJECT: Approval of an ordinance authorizing an Amended and Restated Economic Development Agreement between the City of Houston and Houston Business Development, Inc. ("HBDI"), formerly referred to as the Houston Small Business Development Corporation, for the continuing administration of a Small Business Revolving Loan Fund Program ("Loan Program"); the development, operation and maintenance of the Palm Center Business and Technology Center Project; and for the development and oversight of other economic development activities as a Community Based Development Organization ("CBDO") under the federal Community Development Block Grant Program	Category #	Page 1 of 2	Agenda Item # 12
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FROM (Department or other point of origin): James D. Noteware, Director – Housing and Comm. Development Dept.	Origination Date 6/10/2011	Agenda Date SEP 14 2011
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DIRECTOR'S SIGNATURE: 	Council District(s) affected: All
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For additional information contact: David Godwin Phone: (713) 868-8351 	Date and identification of prior authorizing Council action: 92-479, April 22, 1992; 2003-0566; June 17, 2003; 2006-0375; April 18, 2006; 2007-0083; January 17, 2007 NA
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RECOMMENDATION: (Summary) Approval of an ordinance approving and authorizing an Amended and Restated Economic Development Agreement between the City of Houston Business Development, Inc. ("HBDI"), formerly referred to as the Houston Small Business Development Corporation, for the continuing administration of a Small Business Revolving Loan Fund Program ("Loan Program"); the development, operation and maintenance of the Palm Center Business and Technology Center Project; and for the development and oversight of other economic development activities, as a Community Based Development Organization under the federal Community Development Block Grant Program; authorizing the removal of some restrictions on HBDI that will allow it to seek additional outside capital – including, but not limited to, changing the composition of its Board of Directors, the City relinquishing an interest in the Palm Center Project property which is currently owned by HBDI and placing land use restrictions on the Palm Center Project property to assure its continued use to meet one or more of the CDBG National Objectives, and addressing the use of program income generated from a grant of CDBG funds used to administer the Loan Program. Additionally, HBDI will be allowed to retain any and all self generated program income previously reported by the City of Houston in the HUD Consolidated and Annual Actions Plans and Consolidated Annual performance Evaluation.

Amount of Funding:	Finance Budget:
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SOURCE OF FUNDING	<input type="checkbox"/> General Fund	<input type="checkbox"/> Grant Fund	<input type="checkbox"/> Enterprise Fund
<input type="checkbox"/> Other (Specify)			

SPECIFIC EXPLANATION:
The Houston Business Development Corporation ("HBDI"), formerly known as the Small Business Development Corporation, pursuant to various contracts with the City, has been acting as a sub-recipient to carry out economic development activities in low income areas of the City for the past 24 years under the federal Community Development Block Grant ("CDBG") Program. HBDI has an existing contract with the City through which it has agreed to continue to administer the Small Business Revolving Loan Fund Program ("Loan Program") and to own, operate and manage the Palm Center Business and Technology Center, including all property located at 5330 Griggs Road, Houston, Texas ("Palm Center Project"). The Amended and Restated Economic Development Agreement is a replacement for the existing contract with HBDI to expand the scope of economic development activities that can be performed by HBDI as a Community Based Development Organization ("CBDO").

HBDI, based on a recommendation from the United States Department of Housing and Urban Development ("HUD"), has recently requested HBDI to qualify it as a Community Based Development Organization ("CBDO") under 24 CFR 570.204 of the CDBG regulations. The Housing and Community Development Department ("HCDD") has reviewed HBDI's request for CBDO qualification and determined that to qualify as a CBDO, HBDI must make revisions to its bylaws to reflect a board of director selection process and membership criteria providing that not more than 1/3 of its board can be appointed by or consist of elected or other public officials or employees. Further, HBDI will have to show independent ownership of its assets, including the Palm Center Project property. The Palm Center Project property located at 5330 Griggs Road is currently owned by HBDI. The property was acquired with CDBG funds, however, under the deed granting the property from the Tillman Trotter Foundation to HBDI, the City maintained an interest in the property which allows the City to take the property from HBDI if the property is ever used for a purpose other than a purpose approved by City Council or HBDI ceases to use the property for a purpose approved by City Council for a period of 12 consecutive months. The City's interest in the Palm Center Project property, as outlined above, represents a cloud on HBDI's title to its primary asset that will prevent it from qualifying as a CBDO. HCDD is therefore recommending that the City relinquish its interest in the property and place a 20 year land use restriction on the property requiring its use for economic development purposes approved by the City. The land use restriction is a common mechanism used when property is acquired with federal dollars and the City wants to insure the long term use of the property for stated purposes.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Date	Subject: Approval of an ordinance authorizing an Amended and Restated Economic Development Agreement between the City of Houston and Houston Business Development, Inc. ("HBDI"), formerly referred to as the Houston Small Business Development Corporation, for the continuing administration of a Small Business Revolving Loan Fund Program ("Loan Program"); the development, operation and maintenance of the Palm Center Business and Technology Center Project; and for the development and oversight of other economic development activities as a Community Based Development Organization under the federal Community Development Block Grant Program	Originators Initials 	Page 2 of 2
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As a CDBO, HBDI will be a much more effective economic development tool for the City of Houston, its low income communities and small businesses through the Loan Program by offering a wider variety of flexible products, increasing the sizes of loans, servicing a larger number of small businesses and overall enhancing the level of services and products it can offer. The CBDO structure will also help HBDI gain access to additional sources of non-grant community development capital set aside for underserved communities and small businesses increase the scope of eligible economic development activities it can perform and allow HBDI to leverage its existing capital. The CBDO designation will further position HBDI to increase its capacity and funding stability, while promoting business development, job creation and economic revitalization in Houston's distressed communities.

As a sub-recipient, HBDI is currently limited to a single source of capital for its activities, the CDBG Entitlement Grant. HBDI has received limited capital allocations from the City of Houston for its ongoing lending activities since 2004. The lack of capital combined with reduced capacity and the economic recession, has made it difficult to grow HBDI's asset base. With the CDBO designation and additional capitalization resulting therefrom, HBDI is poised to become a relevant economic development tool and engine for Houston's small business community and the local economy.

The CBDO designation will enable the reclassification of program income from restricted to unrestricted funds, resulting in the capacity to leverage additional matching grant funds from sources such as the Community Development Financial Institutions Fund, Economic Development Administration EDA, other federal agencies and the private sector. The CBDO designation will also enable HBDI in the future to take equity out of Palm Center Project for façade and capital improvements, new pad site development and a proposed \$2 million distribution to the City of Houston, which will be the subject of further action by City Council.

Under the Amended and Restated Economic Development Agreement, the City will agree that it may, but will not be obligated to, provide additional non-CDBG funds during the life of the Agreement, subject to City Council approval of such funding.

Background:

Established in 1986 by the City of Houston, Houston Business Development, Inc. (HBDI), formerly known as the City of Houston Small Business Development Corporation, became a non-profit 501 (c) 3 corporation in 1993 for the purpose of stimulating economic growth and combating community deterioration throughout the city of Houston. HBDI owns and manages a 160,000 square feet mixed-use business complex, Palm Center Business Technology Center (BTC) and administers various HUD funded small business loan programs. A thirteen (13) member board of directors, appointed by the Mayor and City Council, governs the activities of the corporation. HBDI operates as an independent contractor to the City of Houston under a ten (10) year sub-recipient agreement. HBDI is responsible for administering several small business loan programs, including the Small Business Revolving Loan Fund (SBRLF), Section 108/EDI Loan Guarantee Program, the City of Houston Business Stabilization Fund and the Hurricane Ike Emergency Repair Program.

It is anticipated the only activities that will be affected by the Amended and Restated Economic Development Agreement are the Loan Program and Palm Center Development Project.

This request was presented to the Housing Committee on June 23, 2011.

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



CITY OF HOUSTON

Housing and Community Development

Interoffice

Correspondence

To: Andrew F. Icken

From: Jim Noteware

Date: September 9, 2011

Subject: HBDI Conversion

Proposal

To convert the Houston Business Development, Inc. (HBDI) to a Community Based Development Organization (CBDO).

HBDI Background

- Established in 1986 – became non-profit 501(c)3 in 1993.
- Has existing contract with the City to administer a Small Business Revolving Loan Program and operate Palm Center.
- A CDBG grant sub-recipient (24 yrs.) to carry out economic development activities in low income areas.
 - HBDI owns and manages the Palm Center at 5330 Griggs Rd (originally purchased from the Tillman Trotter Foundation with CDBG grant funds).
 - City reserved the right to take back property if not used for intended CDBG national objective (purpose).

Conversion Overview and Benefits

Currently HBDI's funds are "restricted" because CDBG seed money was used to create the organization. The conversion to a CBDO reclassifies such funds to "unrestricted," enabling HBDI to increase economic development assistance by leveraging additional funds from sources such as the Community Development Financial Institutions Fund, Economic Development Administration, and other federal agencies and other private sector sources.

Additional benefits of CBDO designation:

- Increases the existing small business development activities and loans program.
- Enables access to additional sources of non-HUD grant community development capital.
- Expands the scope, as well as capacity and funding stability to support small business development, job creation and economic revitalization in Houston's distressed and low-income communities.
- Enables access to equity for needed façade and capital improvement to the Palm Center.

Other Outcomes of CBDO designation:

- HBDI will be accountable to HUD
- City relinquishes its rights in the Palm Center property to "take back"
 - A land use restriction prevents sale or transfer of Palm Center property for 20 years.

- HBDI proposes a cash contribution to the City – subject of future action by City Council (est. \$2 million) to compensate for Palm Center land value. We believe this can be accomplished without impairing HBDI's functionality.
- Change composition of the Board of Directors
 - No more than 1/3 of the 13 member board will be appointed by the Mayor or consist of elected officials, public officials or employees

Action Requested

Amend the current economic development agreement between the City and HBDI for:

- Continuing the administration of a Small Business Revolving Loan Fund Program
- Continuing to operate and maintain the Palm Center Business and Technology Center
- Development and oversight of economic development activities as a Community Based Development Organization under the federal Community Development Block Grant (CDBG) Program.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Ordinance relating to the City's welfare benefit plans; approving and authorizing an Amendment and Agreement of Adoption of the City of Houston Employees' Section 125 Plan by the Houston First Foundation; an Agreement of Adoption of the Employee Health Benefit Plan by the Houston First Foundation; and Letter Amendment 4 to Administrative Services Agreement between the City of Houston and Connecticut General Life Insurance Company.

Category #

Page
1 of 1

Agenda Item#

13

FROM: (Department or other point of origin):

Omar Reid
Human Resources

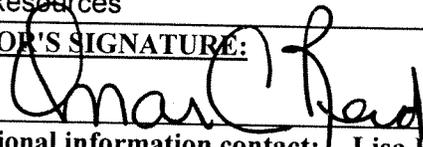
Origination Date

September 12, 2011

Agenda Date

SEP 14 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:

All

For additional information contact: Lisa Hargrove
Phone: (713) 853-8965

Date and identification of prior authorizing Council Action:
N/A

RECOMMENDATION: (Summary)

That City Council approve and authorize an Amendment and Agreement of Adoption of the City of Houston Employees' Section 125 Plan by the Houston First Foundation; an Agreement of Adoption of the Employee Health Benefit Plan by the Houston First Foundation; and Letter Amendment 4 to Administrative Services Agreement between the City of Houston and Connecticut General Life Insurance Company.

Amount of Funding:

NA

Finance Budget:

Enterprise Fund C&E:

SPECIFIC EXPLANATION:

Effective July 1, 2011, City Council entered into an Interlocal Agreement relating to the consolidation of the City's Convention and Entertainment Facilities Department and the Houston Convention Center Hotel Corporation. Under the Interlocal Agreement, the City agreed to provide coverage for persons employed under the consolidation arrangement under the City's welfare benefit plans.

To facilitate the benefits arrangement authorized under the Interlocal Agreement, the Human Resources Department requests that City Council approve the following documents: (i) an Amendment and Agreement of Adoption of the City of Houston Employees' Section 125 Plan by the Houston First Foundation; (ii) an Agreement of Adoption of the Employee Health Benefit Plan by the Houston First Foundation; and (iii) a Letter Amendment 4 to Administrative Services Agreement between the City of Houston and Connecticut General Life Insurance Company.

These amendments, agreements and adoptions are required to continue the eligibility of the persons affected by the consolidation in the City's medical arrangements with CIGNA and their qualification for inclusion in the City's Section 125 Plan.

REQUIRED AUTHORIZATION

Finance Department

Other Authorization

Other Authorization

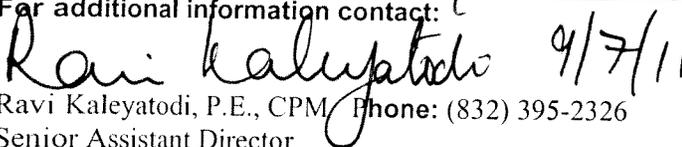
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Railroad Joint Use and Drainage Agreement between the City of Houston, Texas Department of Transportation and the Union Pacific Railroad Company for the Reconstruction of Washington Avenue and to Construct Storm Sewer and Detention Ponds under and parallel to the railroad tracks. WBS Nos. S-000521-00HR-4, R-000521-00HR-4.	Page 1 of 2	Agenda Item # 14
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date SEP 14 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: A,H 2cc
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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: 08/29/2001; Ordinance No. 2001-0811 03/06/2002; Ordinance No. 2002-0150 07/30/2008; Ordinance No. 2008-0682
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RECOMMENDATION: (Summary)
Adopt an ordinance approving and authorizing a Joint Use Agreement between the City of Houston, Texas Department of Transportation and the Union Pacific Railroad Company.

Amount and Source of Funding: N/A

PROJECT NOTICE/JUSTIFICATION: This project has been approved by the Federal Highway Administration and Texas Transportation Commission and it was included in the 2000-2002 Transportation Improvement Program under provisions of the Surface Transportation Program of the Intermodal Surface Transportation Efficiency Act 1991 (ISTEA 1991).

DESCRIPTION/SCOPE: This project consists of the widening of a six lane existing roadway to an eight lane boulevard with curb and gutter and the construction of water and sanitary sewer facilities, sidewalks, pavement marking, lighting and drainage for Washington/Hempstead Road from 0.059 miles West of 12th Street to East of Washington-Katy Split to IH-10.

LOCATION: The project is generally bounded by West 12th Street on the North, T.C. Jester Boulevard on the East, IH-10 on the South and Old Katy Road on the West. This project is located in Key Map Grids 452 W & X and 492 A, B & F.

SCOPE OF THIS AGREEMENT: On August 29, 2001, City Council approved an Advance Funding Agreement between the City of Houston (City) and Texas Department of Transportation (TxDOT) under Ordinance No. 2001-0811 for the adjustment to the water mains and sanitary sewer facilities on Hempstead/Washington from 0.059 miles West of 12th Street to Washington-Katy Split to IH-10 and appropriated \$108,227.00 for the design of City's utilities. On March 06, 2002, City Council approved the second Advance Funding Agreement under Ordinance No. 2002-150 for the design and construction of the underpass lighting and street lights. Ordinance No. 2002-0150 also de-appropriated \$21,665.63 from the first Advance Funding agreement and appropriated the funds to the second Advance Funding Agreement.

REQUIRED AUTHORIZATION **CUIC ID # 20TAA78**

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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Date	SUBJECT: Railroad Joint Use and Drainage Agreement between the City of Houston, Texas Department of Transportation and the Union Pacific Railroad Company for the Reconstruction of Washington Avenue and to Construct Storm Sewer and Detention Ponds under and parallel to the railroad tracks. WBS Nos. S-000521-00HR-4, R-000521-00HR-4.	Originator's Initials TAA JCC	Page <u>2</u> of <u>2</u>
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On July 30, 2008, City Council approved Amendment One to the Advance Funding Agreement under Ordinance No. 2008-0682 to reflect the increased costs expected to be incurred for the construction of the water and sanitary sewer lines. Ordinance No. 2008-0682 appropriated \$1,158,701.00 which included \$190,575.75 for contingency and \$38,115.59 for City salary recovery.

This Agreement will allow for the work consisting of improving the drainage by installing five (5) box culverts under the Railroad tracks by jack and bore as well as open cut methods and constructing three (3) detention ponds parallel to the Railroad tracks.

ACTION RECOMMENDED: It is recommended that the City Council adopt an ordinance approving and authorizing a Railroad Joint Use and Drainage Agreement between the City of Houston, Texas Department of Transportation and the Union Pacific Railroad Company.

DRM *3/10/08* *DRM*
DWK:DRM:RK:TAA:PKC:dww

Z:\constr\A-SB-DIV\Interagency\TxDOT Projects\8170-12-006 Washington Hempstead\Agreement-RCA\Working Folder

File -- TxDOT -- Washington/Hempstead Road

STATE OF TEXAS TEXAS DEPARTMENT OF TRANSPORTATION

PLANS OF PROPOSED STATE HIGHWAY IMPROVEMENT

PROJECT NO. 1, HP 2008 (049), ETC.
CSJ 8170-12-006 & 8170-12-004
NET LENGTH, ROADWAY 3419.43' = 0.648 MILES
DETONATION POND 7937.47' = 1.503 MILES

HARRIS COUNTY
WASHINGTON AVENUE

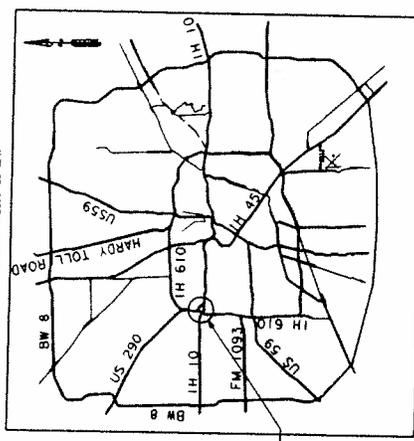
LIMITS: ON WASHINGTON/NEWSTEAD, IH-10 TO WASHINGTON-KATY SPLIT

FOR THE CONSTRUCTION OF THE WIDENING OF A NON-FREWAY FACILITY CONSISTING OF GRADING, DRAINAGE, LIME STABILIZATION, CONCRETE PAVEMENT, PAVEMENT MARKINGS, SIGNING, TRAFFIC CONTROL, UTILITY RELOCATIONS, SIGNALIZATION, RETAINING WALL, SRPP, ETC.

INDEX OF SHEETS
SEE SHEETS 2 THRU 3

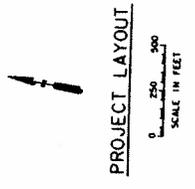
- NOTES:
- PLANS FOR THIS PROJECT HAVE BEEN PREPARED WITH STATIONS INCREASING FROM RIGHT TO LEFT.
 - ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND HAVE BEEN CORRECTED TO GRID BY DIVIDING BY A COMBINED SCALE FACTOR OF 1.00013.
 - ELEVATIONS ARE BASED ON THE NATIONAL GEODETIC VERTICAL DATUM OF 1929, 1973 ADJUSTMENT.
 - SPECIFICATIONS ADOPTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, LATEST EDITION, AND THE SPECIFICATION ITEMS LISTED AND DATED AS FOLLOWS: AND THE SPECIFICATIONS FOR THIS PROJECT, REQUIRED CONTRACT PROVISIONS FOR ALL FEDERAL AID PROJECTS, CONSTRUCTION CONTRACTS (FORM FHRA 1273, MARCH 1994)

DESIGN SPEED, 35 MPH	DATE	BY



VICINITY MAP
N.T.S.

END PROJECT
STA 72+99.50 "DP"
CSJ 8170-12-004
X+3, 137,500, 2412
Y+ 726,410, 9289



PROJECT LAYOUT

SCALE IN FEET

TDLR INSPECTION REQUIRED

BEGIN PROJECT
STA 27+51.89 "CUL"
CSJ 8170-12-004
X+3, 130,829,1000
Y+ 725,761,7200

END PROJECT
STA 27+94.57 "E"
CSJ 8170-12-006
X+3, 130,869,7090
Y+ 724,728,1824

BEGIN PROJECT
STA 1+92.73 "E"
CSJ 8170-12-006
X+3, 132,972,7310
Y+ 724,368,0960

BEGIN PROJECT
STA 11+31.41 "E"
CSJ 8170-12-006
X+3, 132,934,4493
Y+ 724,314,5483

END PROJECT
STA 24+06.06 "E"
CSJ 8170-12-006
X+3, 131,081,7256
Y+ 725,489,7257

END PROJECT
STA 41+50.76 "K"
CSJ 8170-12-006
X+3, 130,199,5098
Y+ 725,366,3568

END PROJECT
STA 36+35.87 "E"
CSJ 8170-12-006
X+3, 130,725,9712
Y+ 725,377,2809

ADT: 34,142 (2010)
48,171 (2030)
DESIGN SPEED: 35 MPH

EXCEPTIONS: NONE

EQUATIONS:
ALIGN "E" STA 17+60.75, 48.25' LT* ALIGN "U" STA 5+00.00
ALIGN "F" STA 20+00.00, 16.50' LT* ALIGN "T" STA 20+00.00
ALIGN "E" STA 33+33.16, 22.00' LT* ALIGN "K" STA 33+33.17
ALIGN "F" STA 27+56.79, 6.27' RT* ALIGN "CUL" STA 27+51.89
ALIGN "CUL" STA 46+89.10* ALIGN "DP" STA 12+61.90

RAILROAD CROSSINGS: FIVE DRAINAGE CROSSINGS

© 2007 Texas Department of Transportation

CITY OF HOUSTON
CONCURRENCE
6-26-08
APPROVED FOR LITTING
DIRECTOR OF PUBLIC WORKS AND ENGINEERING

APPROVED FOR LITTING 4-10-08
APPROVED FOR LITTING 12-1-2008

DESIGNER: *James C. Grandjean, P.E.*

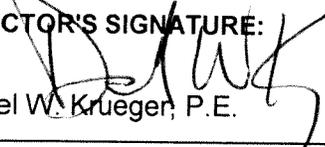
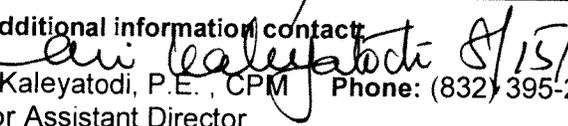
FOR LITTING: *James C. Grandjean, P.E.*

FOR REVIEW: *James C. Grandjean, P.E.*

DATE: 4/10/08

HARRIS HP 2008 (049)

DATE ACCEPTED: _____
LETTING DATE: _____
PROJECT NO. HP 2008 (049)

SUBJECT: Additional Appropriation for Professional Engineering Services Contract between the City of Houston and Entech Civil Engineers, Inc. for On-Call Citywide Rehabilitation and Replacement of Bridge Structures/Roadways. WBS No. N-00445N-0027-3		Page 1 of 2	Agenda Item # 15
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date SEP 14 2011	
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E.	Council District affected ALL 89 SK TC		
For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action: Ordinance No. 2011-0112; Feb 16, 2011		

RECOMMENDATION: (Summary)
Approve an ordinance appropriating additional funds for Professional Engineering Services Contract with Entech Civil Engineers, Inc.

Amount and Source of Funding:
\$230,000.00 from the Street & Bridge Consolidated Construction Fund No.4506 *W.P. 8/17/2011*
Original (previous) appropriations of \$230,000.00 from the Street & Bridge Consolidated Construction Fund No.4506

DESCRIPTION/SCOPE: This project will allow for evaluation of existing bridges/roadway structures which have received below standard inspection reports and prepare design plans to rehabilitate or replace existing bridges and bridge/roadway structures throughout the City.

LOCATION: Citywide.

SCOPE OF CONTRACT AND FEE: This is a Work Order contract. Individual Work Order will be issued for engineering assignments as needs arise. The project scope consists of Phase I - Engineering Analysis and Preliminary Design, Phase II – Final Design and Phase III - Construction Phase Services.

Phase I – Engineering Analysis Services. The scope of work includes site visits, engineering assessment and analysis of the existing condition, and necessary recommendation of remedial measures for the assigned bridge and/or roadway. Such studies and designs will consist of preliminary layouts, sketches, recommended final design criteria, outline specifications, reports and cost estimates.

Phase II – Final Design. The Consultant will prepare detailed construction documents required to obtain approval from appropriate governmental authorities and public and private utilities. Additionally, the Consultant will assist the City in securing bids for the construction of proposed bridge repair/replacement based upon the construction documents, attend pre-bid conferences and assist the City in evaluating the bid tabulation.

Phase III – Construction Phase Services. The Consultant will provide professional services during construction to achieve a completed project in accordance with the purpose and intent of the Construction Documents.

REQUIRED AUTHORIZATION

CUIC ID #20SG09

Finance Department:

Other Authorization:

Other Authorization:


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

Date	SUBJECT: Additional Appropriation for Professional Engineering Services Contract between the City of Houston and Entech Civil Engineers, Inc. for On-Call Citywide Rehabilitation and Replacement of Bridge Structures/Roadways. WBS No. N-00445N-0027-3	Originator's Initials	Page 2 of 2
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PREVIOUS HISTORY AND SCOPE: The City Council approved the original contract by Ordinance 2011-0112 on February 16, 2011. The original project assignments included engineering assessment and design for caisson repairs to Broadway Boulevard Bridge and replacement of existing timber bridge at Shawnee street.

SCOPE OF SUPPLEMENT AND FEE: Additional funds are necessary for investigation and study of existing roadway structure at Allen Parkway and Taft street as well as other engineering assignments as needs arise.

The total cost of this supplement is \$230,000.00 to be appropriated as follows: \$200,000.00 for Contract services and \$30,000.00 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.

M/WBE INFORMATION: The M/WBE goal for the project is set at 15%. The original contract appropriation is \$200,000.00. The consultant has been paid \$45,200.81 (22.60%) to date. Of this amount \$16,564.92 (36.65%) has been paid to M/WBE sub consultant to date. Assuming approval of the requested additional appropriation, the contract amount will be increased to \$400,000.00 and the consultant has updated the following program to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
Prior M/WBE Participation	Various Services	\$16,564.92	4.14%
1. Aguirre & Fields, LP	Engineering Services	\$13,000.00	3.25%
2. B&E Reprographics, Inc.	Reproduction	\$2,000.00	0.50%
3. Aviles Engineering Corporation	Geotechnical Investigation	\$20,000.00	5.00 %
4. Western Group Consultants	Topographic Survey	<u>\$10,000.00</u>	<u>2.50%</u>
	TOTAL	\$61,564.92	15.39%

DWK:DRM:RK:JHK:TC:SG

Z:\design\A-SB-DIV\WPDATA\TC-SG\Project\On Call New Contract 445N-27-3 ENTECH\Supp RCA\Supp RCA.docx

WBS No. N-00445N-0027-3(1.2 RCA)

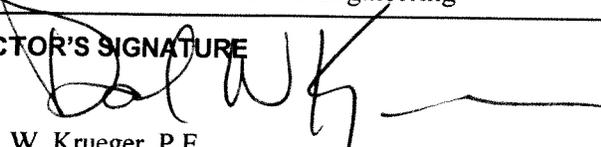
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation WBS# R-000266-0172-4	Page 1 of 2	Agenda Item # 16
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date SEP 14 2011
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cuyl

DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E.	Council District affected: All
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For additional information contact: Jason Iken, P.E. Interim Senior Assistant Director Phone: (832) 395-4989	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary)
Accept low bid, award construction contract, and appropriate funds.

Amount and Source of Funding: \$614,409.00 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 III. *U.P. 8/17/2011*

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.

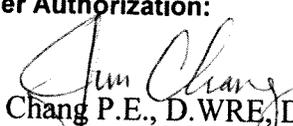
DESCRIPTION/SCOPE: This project consists of sanitary sewer cleaning and television inspection in support of rehabilitation. The contract duration for this project is 730 calendar days.

LOCATION: The project area is generally bounded by the City Limits.

BIDS: Five (5) bids were received on June 16, 2011 for this project as follows:

Bidder	Bid Amount
1. Envirowaste Services Group, Inc.	\$580,389.88
2. Quality Pipe Services, LLC.	\$628,208.75
3. Specialized Maintenance Services, Inc.	\$650,055.41
4. CleanServe, Inc.	\$703,218.75
5. Pipeline Video Inspection, LLC.	\$731,347.50

File/Project No. WW 4277-62 **REQUIRED AUTHORIZATION** **CUIC# 20JAI393** **NOT**

Finance Department	Other Authorization:	Other Authorization:  Jun Chang P.E., D.WRE, Deputy Director Public Utilities Division
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Date	Subject: Contract Award for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation WBS# R-000266-0172-4	Originator's Initials	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to Envirowaste Services Group, Inc., with a low bid of \$580,389.88.

PROJECT COST: The total cost of this project is \$614,409.00 to be appropriated as follows:

- Bid Amount \$580,389.88
- Contingencies \$29,019.12
- Engineering Testing Services \$5,000.00

Engineering Testing Services will be provided by Aviles Engineering Corporation under a previously approved contract.

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

M/WSBE PARTICIPATION: 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.

EDF

DWK:JC:JI:DR:mb

File No. WW 4277-62

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sewer Stoppage Cleaning and Television Inspection (UMB), File No. WW5100	Category	Page 1 of <u>2</u>	Agenda Item # <u>17</u>
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date SEP 14 2011
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DIRECTOR'S SIGNATURE: Daniel W. Krueger, P.E. <i>[Signature]</i>	Council District affected: All
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For additional information contact: A. James Millage Senior Assistant Director Phone: (713) 641-9566	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary)
Accept low bid, award service contract, and allocate funds.

Amount and Source of Funding:
 \$ 750,000.00 Water and Sewer System Operating Fund No. 8300 (Allocating in FY12) *102*
 \$1,305,800.00 Water and Sewer System Operating Fund No. 8300 (Allocating in FY13)
 \$1,305,800.00 Water and Sewer System Operating Fund No. 8300 (Allocating in FY14)
 \$3,361,600.00 Total

SPECIFIC EXPLANATION: This project will provide for sewer stoppage cleaning and television inspection of sanitary sewers throughout the City.

DESCRIPTION/SCOPE: Work shall include removal of sewer stoppages, cleaning of sanitary sewers and manholes, and television inspection of City of Houston sanitary sewers throughout the City. The contract duration for this project is two-years, with a one-year option to renew, for a total of three years.

LOCATION: The project area is generally bounded by the City Limits.

BIDS: Two (2) bids were received for this project on 06/16/11 as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. EnviroWaste Services Group, Inc.	\$3,192,000.00
2. CleanServe, Inc.	\$4,688,250.00

REQUIRED AUTHORIZATION CUIC#20AJM251 *NOT*

Finance Department:	Other Authorization: <i>A. James Millage</i> 8/26/11	Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division
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Date	Subject Contract Award for Sewer Stoppage Cleaning and Television Inspection (UMB), File No. WW5100	Originator's Initials	Page <u>2</u> of <u>2</u>
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AWARD: It is recommended that this service contract be awarded to Envirowaste Services Group, Inc. with a low bid of \$3,192,000.00.

PROJECT COST: The total cost of this project is \$3,361,600.00 to be allocated as follows:

	<u>FY12</u>	<u>FY13</u>	<u>FY14</u>
• Bid Amount	\$730,000.00	\$1,200,000.00	\$1,240,000.00
• Contingencies	\$ 17,000.00	\$ 100,800.00	\$ 62,200.00
• Engineering Testing Services	<u>\$ 3,000.00</u>	<u>\$ 5,000.00</u>	<u>\$ 3,600.00</u>
	\$750,000.00	\$1,305,800.00	\$1,305,800.00

Bandy & Associates, Inc. will provide Engineering Testing Services 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/WDBE PARTICIPATION: The low bidder has submitted the following proposed MBE/SBE participation plan to satisfy the 10% MBE goal and 8% SBE goal for this project. The Public Works and Engineering Department's Small Business Development Group has reviewed and approved the deviation of the contract stated SBE goal from 8% to 5.8%.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Atlantic Petroleum & Mineral Resources, Inc.	Fueling Services	\$ 778,848.00	24.4 %
TEM Holding Company, Inc., dba Will Duett	Labor Services	\$ 185,136.00	5.8 %
	TOTAL	\$ 963,984.00	30.2 %

DWK:JC:AJM:OS:SM:TC:tc

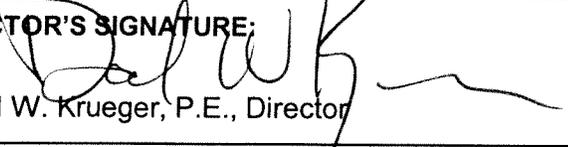
cc: Marta Crinejo
Carl Smitha, P.E.
Robert Gallegos
Sam Lathrum

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Bissonnet No. 2 and Belle Park No. 3 Lift Station Replacement. WBS No. R-000267-00E1-4 and R-000267-00E3-4.	Page 1 of 2	Agenda Item # 18
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: SEP 14 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: F 11B
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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: \$1,896,500.00 Water and Sewer System Consolidated Construction Fund No. 8500.

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

DESCRIPTION/SCOPE: This project consists of the demolition of the existing lift stations and construction of replacement lift stations, on site, including but not limited to: replacement of pumps, valves, ventilation system, safety hatch, upgrade of electrical and instrumentation.

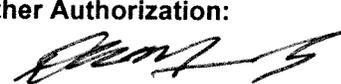
The Contract duration for this project is 330 calendar days. This project was designed by Dannenbaum Engineering Corporation.

LOCATION: The projects are located at 8730 Bissonnet, Key Map 530T and 8647 Belle Park Drive, Key Map 529P.

BIDS: Bids were received on June 16, 2011. The four (4) bids are as follows:

Bidder	Bid Amount
1. Industrial TX Corp.	\$1,478,173.00
2. Peltier Brothers Construction, Ltd.	\$1,638,748.00
3. R+B Group, Inc.	\$1,852,435.30
4. Gin-Spen, Inc.	\$2,220,549.00

REQUIRED AUTHORIZATION CUIC ID #20MAB64

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 Bissonnet No. 2 and Belle Park No. 3 Lift Station Replacement. WBS No. R-000267-00E1-4 and R-000267-00E3-4.	Originator's Initials MB	Page 2 of 2
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AWARD: It is recommended that this construction Contract be awarded to Industrial TX Corp. with a low bid of \$1,478,173.00 and that Addenda Numbers 1 and 2 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$1,896,500.00 to be appropriated as follows:

• Bid Amount	\$1,478,173.00
• Contingencies	\$ 73,908.65
• Engineering and Testing Services	\$ 50,000.00
• CIP Cost Recovery	\$ 44,418.35
• Construction Management	\$ 250,000.00

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

Construction Management Services will be provided by Othon, 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 to eligible employees in compliance with City policy.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 10% MBE goal and 8% 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 and Manhole Supply	\$ 38,247.00	2.6%
2. C & B Rebar Construction, Inc.	Rebar installation	\$ 45,000.00	3.0%
3. DNA Trucking, Inc.	Trucking	\$ 6,000.00	0.4%
4. Medcalf Fabrication, Inc.	Fabricator Structural	\$ 58,570.00	4.0%
TOTAL		\$147,817.00	10.0%

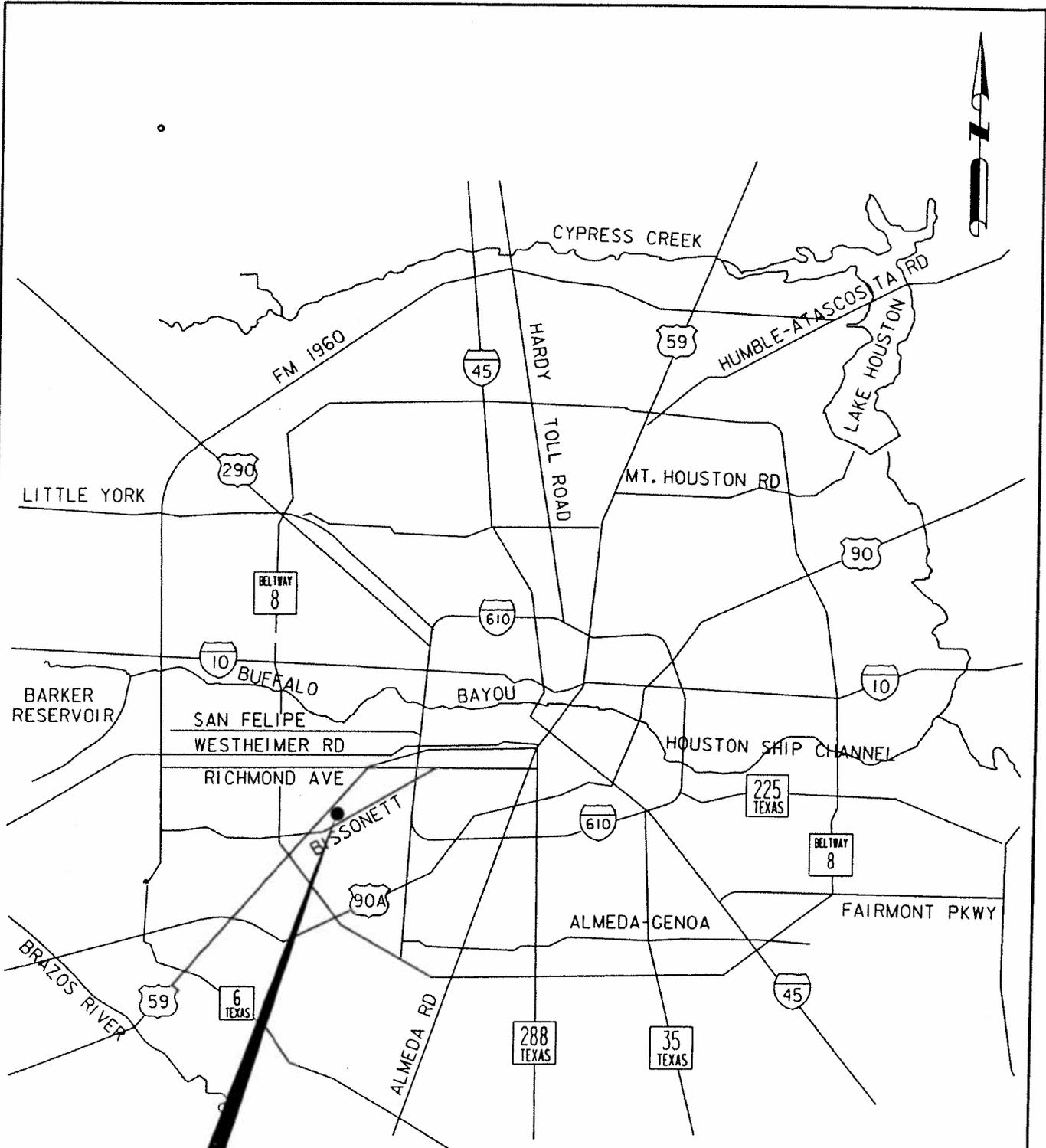
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Aviles Painting Contractor	Painting	\$ 14,800.00	1.0%
2. Deanie Hayes, Inc.	Aggregates	\$ 13,000.00	0.9%
3. Teague Industrial Sales & Services	Pipeline Products	\$ 90,454.00	6.1%
TOTAL		\$118,254.00	8.0%

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

DWK:DRM:RK:EN:MB:pa/ack

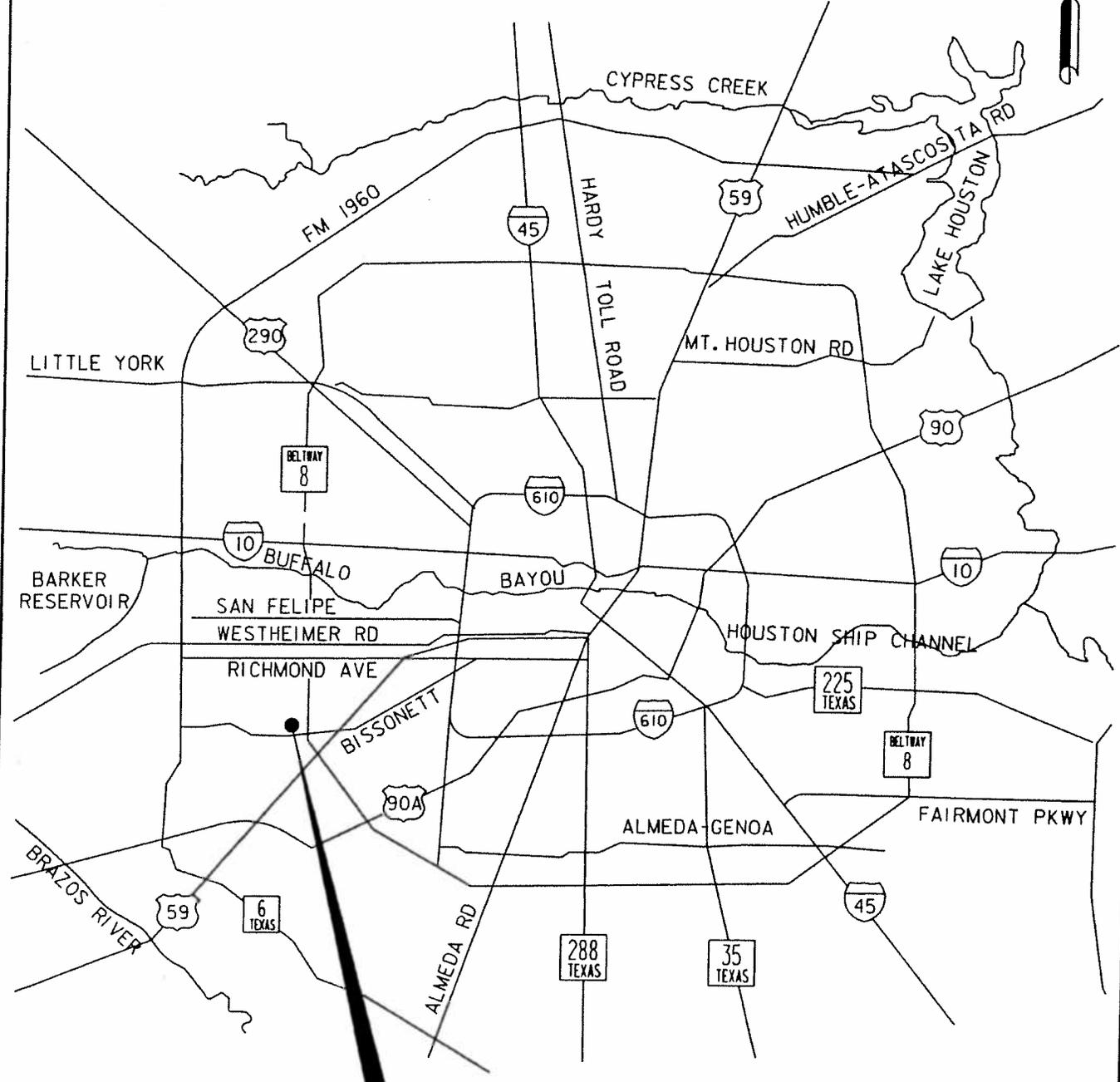
c: File No. WBS No. R-000267-00E1-4 and R-000267-00E3-4

DESIGN FILE:cd\HM\LIFT_STA_EXHIBITS\BISSONNET.DGN



**BISSONNET No. 2
LIFT STATION**

**PROJECT AREA MAP
KEY MAP GRID 530-T**



**BELLE PARK NO. 3
LIFT STATION**

**PROJECT AREA MAP
KEY MAP GRID 529-P**

DESIGN FILE: c:\hml\lft_sta_exhibits\bellepark.dgn

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Water Line Replacement in Oakwood Area. WBS No. S-000035-0100-4.	Page 1 of 2	Agenda Item # <i>19</i>
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: SEP 14 2011
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DIRECTOR'S SIGNATURE: <i>[Signature]</i> Daniel W. Krueger, P.E., Director	Council District affected: H <i>AKM</i>
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For additional information contact: <i>Ravi Kaleyatodi 8/16/11</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:
\$2,203,700.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 8/19/2011*

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

DESCRIPTION/SCOPE: This project consists of approximately 36 linear feet of 2-inch diameter, 54 linear feet of 4-inch diameter, 2,868 linear feet of 6-inch diameter and 25,073 linear feet of 8-inch diameter water lines including valves, fittings, connections, fire hydrants and appurtenances. The contract duration for this project is 230 calendar days. This project was designed by Jaymark Engineering Corporation.

LOCATION: This project is located in four areas:

	<u>Bounded by</u>	<u>Key Map Grid</u>	<u>Council District</u>
Area 1	E. Crosstimbers St. on the north, Bennington St. on the south, Appleton St. on the east and I-45 on the west	453 K, L, P, Q	H
Area 2	Firnat St. on the north, Luell St. on the south, Manus St. on the east and Jensen Drive on the west.	454 E	H
Area 3	Yorkshire St. on the north, Creston St. on the south, US 59 on the east and Schuller Rd. on the west	454 J, K, N	H
Area 4	along Heights Boulevard generally bound by E. 20 th St on the north and E. 18 th St. on the south	453 S	H

REQUIRED AUTHORIZATION CUIC ID # 20ACM73

Finance Department	Other Authorization: <i>[Signature]</i> Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	Other Authorization: <i>[Signature]</i> Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Water Line Replacement in Oakwood Area. WBS No. S-000035-0100-4.	Originator's Initials ACM	Page 2 of 2
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BIDS: Bids were received on June 30, 2011. The three (3) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Resicom, Inc.	\$1,840,608.00
2. D.L. Elliott Enterprises, Inc.	\$1,871,732.80
3. TRCU, Ltd.	\$1,960,401.56

AWARD: It is recommended that this construction contract be awarded to Resicom, Inc. with a low bid of \$1,840,608.00 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$2,203,700.00 to be appropriated as follows:

•	Bid Amount	\$1,840,608.00
•	Contingencies	\$92,030.40
•	Engineering and Testing Services	\$70,000.00
•	CIP Cost Recovery	\$55,264.68
•	Construction Management	\$145,796.92

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

Construction Management Services will be provided by ESPA Corporation 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 the City policy.

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

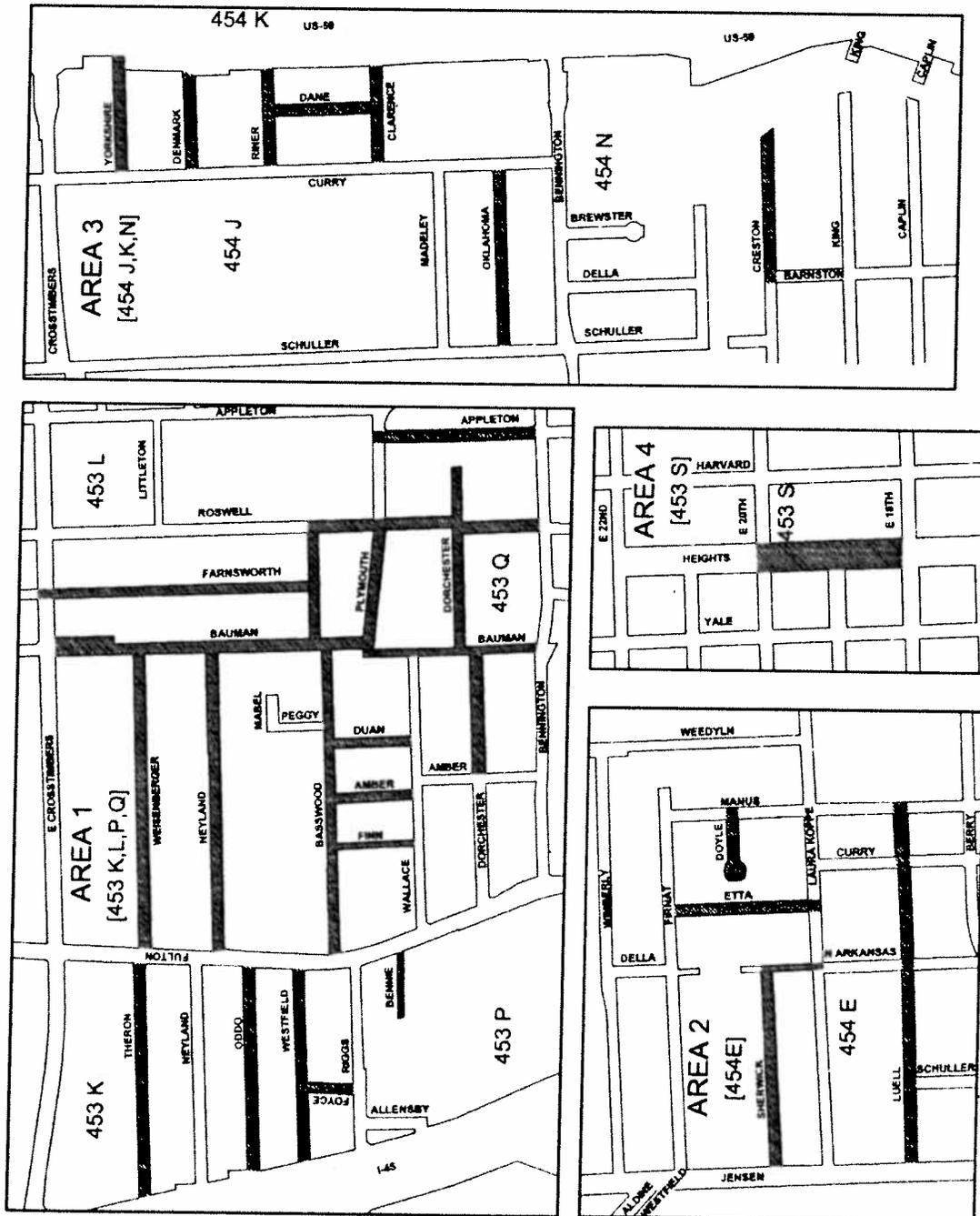
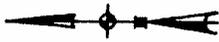
<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Posey's Tractor Service	<u>Utilities Services</u>	\$202,466.88	11.00%
	MBE Subtotal	\$202,466.88	11.00%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. MMG Contractors	<u>Utilities Services</u>	\$165,654.72	9.00%
	SBE Subtotal	\$165,654.72	9.00%
	TOTAL	\$368,121.60	20.00%

DWK:DRM:RK:HH:ACM:VHR

Z:\design\A-WS-DIV\Projects\4600008448\S-000035-0100-3\Postbid\RCA\Construction RCA.DOC

c: File No. S-000035-0100-3 (3.7)

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING AND CONSTRUCTION DIVISION
 WATER LINE REPLACEMENT IN OAKWOOD AREA
 WBS No. S-000035-0100-4



KEY MAP No. 453 K,L,P,Q,S & 454 E,J,K,N
 COUNCIL DISTRICT H

LEGEND:



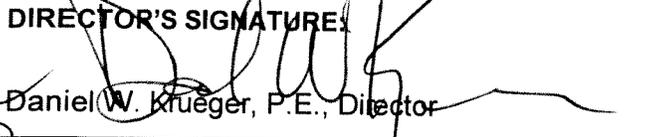
PROJECT SCOPE

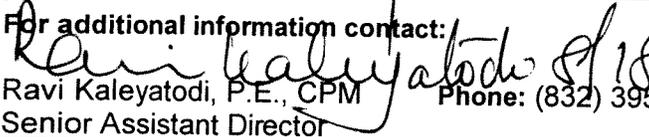
PROJECT AREA MAP	
WATER LINE REPLACEMENT IN OAKWOOD AREA	
WBS No. : S-000035-0100-4	DATE: 02/29/08
SCALE: N.T.S.	
 JAYMARK ENGINEERING CORPORATION 100 NORTH LINDSEY BLVD. SUITE 100, HOUSTON, TEXAS 77060 (281) 468-8800 FAX (281) 468-8800	

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

SUBJECT: Contract Award for Water Line Replacement in Atherton Area
WBS No. S-000035-0103-4. Page 1 of 2 Agenda Item # 20

FROM: (Department or other point of origin): Department of Public Works and Engineering **Origination Date:** **Agenda Date:** SEP 14 2011

DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director **Council District affected:** B, I 

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

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

Amount and Source of Funding:
\$2,717,000.00 from the Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 8/25/2011*

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

DESCRIPTION/SCOPE: The project consists of the construction of approximately 35,350 linear feet of 8/6/4-inch water lines, valves and appurtenances.

The contract duration for this project is 270 calendar days. This project was designed by Amani Engineering, Inc.

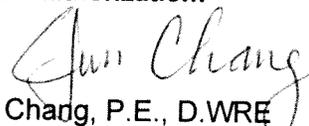
LOCATION: This project is located in the following Key Map grids:

Area	Bounded By	Key Map Grid	District
Area 1	Sudan on the north, I-10 on the south, Lockwood on the east and Waco on the west.	494B, C, F & G	B
Area 2	Hunting Bayou on the north, Wallisville on the south, San Pedro on the east and Mesa on the west.	455Z	I

BIDS: Bids were received on July 14, 2011. The four (4) bids are as follows:

Bidder	Bid Amount
1. Resicom, Inc.	\$2,353,895.50
2. D.L. Elliott Enterprises, Inc.	\$2,595,610.00
3. Reliance Construction	\$2,659,579.70
4. TRCU Ltd.	\$2,722,136.97

REQUIRED AUTHORIZATION CUIC ID#20JWM60

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 & Construction Division
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Date	Subject: Contract Award for Water Line Replacement in Atherton Area WBS No. S-000035-0103-4.	Originator's Initials 	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to Resicom, Inc. with a low bid of \$2,353,895.50 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$2,717,000.00 to be appropriated as follows:

- Bid Amount \$2,353,895.50
- Contingencies \$117,694.78
- Engineering and Testing Services \$80,000.00
- CIP Cost Recovery \$165,409.72

Engineering and Testing Services will be provided by Coastal Testing Laboratories, 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 11% MBE goal and 9% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. MMG Contractors	Water Line Construction	\$258,928.50	11.00%
TOTAL		\$258,928.50	11.00%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Posey's Tractor Service	Water Line Construction	\$211,850.60	9.00%
TOTAL		\$211,850.60	9.00%

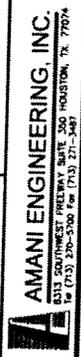
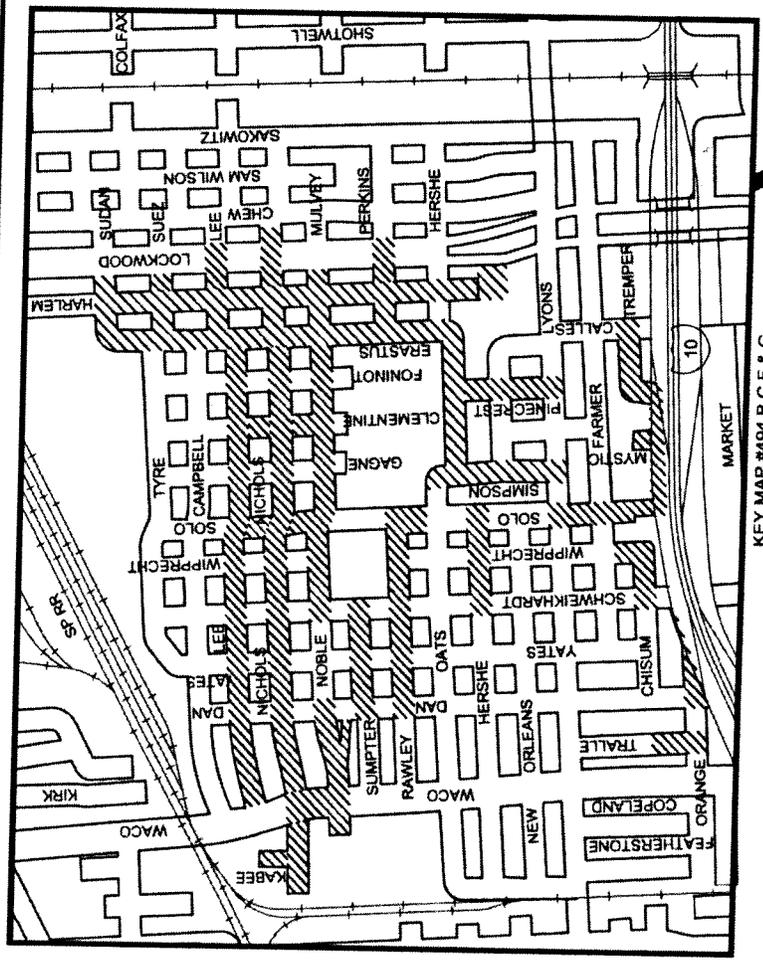
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.


 DWK:DRM:RK:HH:SD:JM:kb
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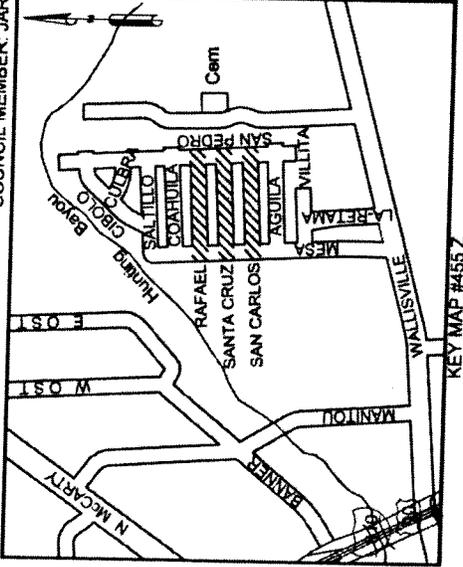
File No. S-000035-0103-4 (3.7)

STREET NAME	FROM	TO	NEW SIZE (inch)	LENGTH (feet)
Nichols	END	Waco	8	570
Nichols	Waco	Lockwood	8	3,400
Lee	Waco	Erastus	8	3,000
Lee	Erastus	Lockwood	8	570
Noble	Waco	Dan	8	500
Noble	Schweikhart	Solo	8	520
Noble	Solo	Erastus	8	1,200
Mulvey	Erastus	Lockwood	8	550
Sumpter	Dan	Schweikhart	8	600
Rawley	Dan	Solo	8	1,100
Solo	Hawley	Oats	8	200
Hershe	Schweikhart	Solo	8	500
Tralle	Orange	200' N of Orange	8	200
Orange	Dan	Schweikhart	8	600
Chisum	Schweikhart	Wipprecht	6	300
Wipprecht	Chisum	Farmer	6	230
Solo	Lyons	I-10 East	8	610
Solo	Mulvey	Lee	6	560
East	Solo	Tremper	8	710
Tremper	I-10 East	Calles	8	500
Simpson	Lyons	Oats	8	820
Hershe	Simpson	Erastus	8	920
Erastus	Hershe	Sudan	8	2,240
Harlem	Lockwood	Sudan	8	2,750
Sudan	Erastus	Lockwood	8	600
Suez	Erastus	Lockwood	8	580
Clementing	Mulvey	Lee	8	540
Perkins	Erastus	Lockwood	8	550
Rafael	Mesa	San Pedro	8	1,100
Santa Cruz	Mesa	San Pedro	8	1,100
San Carlos	Mesa	San Pedro	8	1,100
Mystic	I-10 East	Deed End	4	310
Pinecrest	Lyons	Hershe	8	670
Noble	East of Waco	Dan	8	420
Kabee	Nichols	End	6	230
Nichols	Looping	End	8	700
NET TOTAL			31,050	

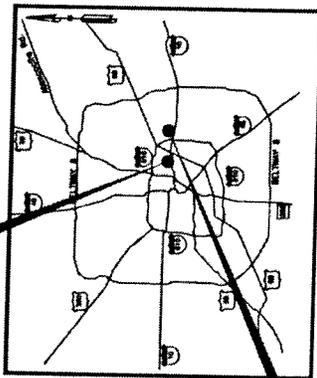
PROJECT LOCATION MAP
 WATER LINE REPLACEMENT IN
 ATHERTON AREA
 WBS No. S-000035-0103-4
 SCALE: N.T.S.

KEY MAP #494 B.C.F & G
 COUNCIL DISTRICT: B
 COUNCIL MEMBER: JARVIS JOHNSON



KEY MAP #455 Z
 COUNCIL DISTRICT: I
 COUNCIL MEMBER: JAMES G. RODRIGUEZ



PROJECT LOCATION

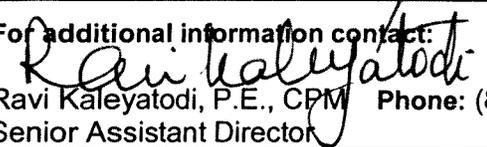
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Water Line Replacement in Janowski Area. WBS No. S-000035-0102-4.	Page 1 of 2	Agenda Item # 21
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: SEP 14 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Brueger, P.E., Director	Council District affected: H	ACM
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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:
\$2,798,100.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *U.P. 8/22/2011*

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

DESCRIPTION/SCOPE: This project consists of approximately 33 linear feet of 2-inch diameter, 76 linear feet of 4-inch diameter, 4,108 linear feet of 6-inch diameter and 33,918 linear feet of 8-inch diameter water lines including valves, fittings, connections, fire hydrants and appurtenances. The contract duration for this project is 320 calendar days. This project was designed by Jaymark Engineering Corporation.

LOCATION: This project is located in four areas:

	Bounded by	Key Map Grid	Council District
Area 1	Innsdale Dr. on the north, E. Tidwell Rd. on the south, Goldcrest St. on the east and MC Gallion Rd. on the west.	453 C	H
Area 2	Berry Rd. on the north, E. Crosstimbers St. on the south, Appleton St. on the east and Fulton St. on the west.	453 F, G, K, L	H
Area 3	Moody St. on the north, Weiss St. on the south, Elser St. on the east and Moore St. on the west.	453 V, Z	H
Area 4	Erin St. on the north, Fulton St. on the south, Edison St. on the east and Beggs St. on the west.	453 Y	H

REQUIRED AUTHORIZATION CUIC ID # 20ACM75 NO

Finance Department	Other Authorization:  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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BIDS: Bids were received on July 14, 2011. The four (4) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. DCE Construction, Inc.	\$2,361,353.60
2. Resicom, Inc.	\$2,383,118.60
3. D.L. Elliott Enterprises, Inc.	\$2,426,009.60
4. Scohil Construction Services, LLC.	\$2,473,000.00

AWARD: It is recommended that this construction contract be awarded to DCE Construction, Inc. with a low bid of \$2,361,353.60 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$2,798,100.00 to be appropriated as follows:

• Bid Amount	\$2,361,353.60
• Contingencies	\$118,067.68
• Engineering and Testing Services	\$60,000.00
• CIP Cost Recovery	\$70,892.24
• Construction Management	\$187,786.48

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

Construction Management Services will be provided by ESPA Corporation 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 other, in compliance with City policy.

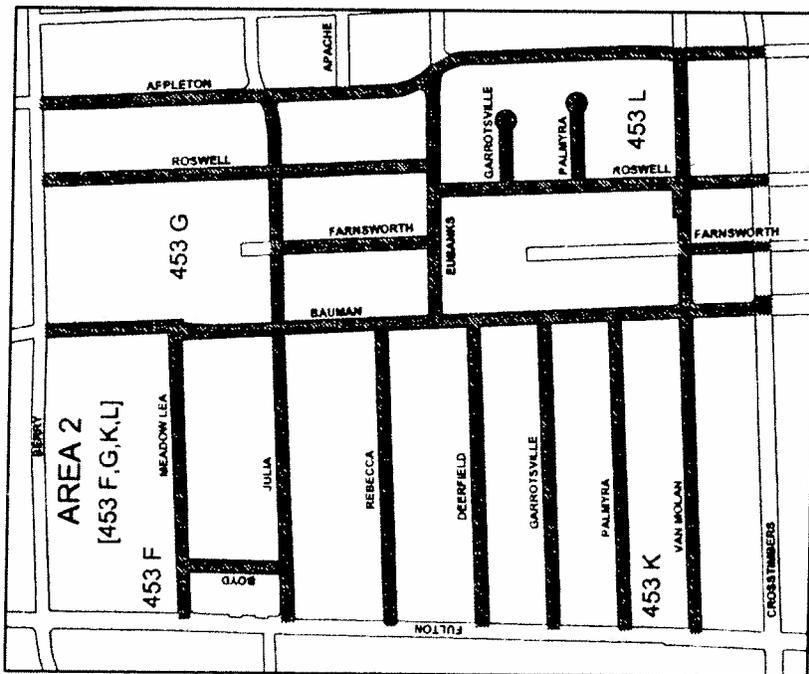
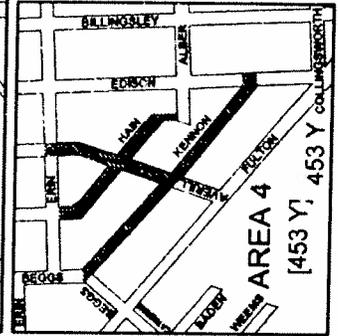
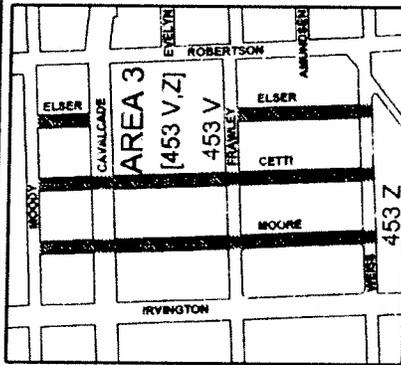
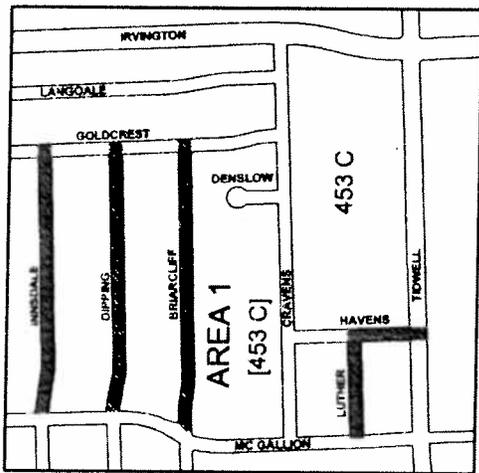
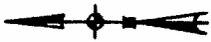
M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 11% MBE goal and 9% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Central Texas Hauling	Trucking Services	\$142,000.00	6.01%
2. Castaneda Trucking Boring & Tunneling	Utilities Services	\$118,000.00	5.00%
	MBE Subtotal	\$260,000.00	11.01%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Mickie Service Company, Inc.	Utilities Services	\$62,000.00	2.63%
2. Professional Traffic Control	Material Supplier	\$151,000.00	6.39%
	SBE Subtotal	\$213,000.00	9.02%
	TOTAL	\$473,000.00	20.03%

DWK:DRM:RK:PH:ACM:VHR
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c: File No. S-000035-0102-3 (3.7)

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING AND CONSTRUCTION DIVISION
 WATER LINE REPLACEMENT IN JANOWSKI AREA
 WBS No. S-000035-0102-4



KEY MAP No. 453 C, F, G, K, L, V, Y, Z
 COUNCIL DISTRICT H

LEGEND:



PROJECT SCOPE

PROJECT AREA MAP
 WATER LINE REPLACEMENT IN
 JANOWSKI AREA

WBS No. S-000035-0102-4
 SCALE: N.T.S. DATE: 02/25/08



JAYMARK ENGINEERING CORPORATION
 100 NORTH WINTERBURY DRIVE, SUITE 100, AUSTIN, TEXAS 78708
 (512) 450-0001 FAX (512) 450-0002

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9158

Subject: Motion to Reconsider a Contract for Jail Food Services for the Houston Police Department and Approve an Ordinance Awarding the Contract to the Best Value Respondent for Jail Food Services for the Houston Police Department, L23859

Category #
4

Page 1 of 2

Agenda Item

22A

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

Origination Date
September 07, 2011

Agenda Date
SEP 14 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph A. Fenninger *JAF* Phone: (713) 308-1708
Ray DuRousseau *RD* Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve a motion to reconsider a contract for jail food services for the Houston Police Department and approve an ordinance awarding the contract to ARAMARK Correctional Services, LLC on its best value bid in an amount not to exceed \$3,182,165.89.

Maximum Contract Amount: \$3,182,165.89

Finance Budget

\$3,182,165.89 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to ARAMARK Correctional Services, LLC on its best value bid (BVB) in an amount not to exceed \$3,182,165.89 for jail food services for the Houston Police Department (HPD). The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

City Council previously considered this contract and failed to approve it. ARAMARK has performed, under emergency purchase orders, services of the type described in the contract at the first-year rates set out in the contract. It is of critical importance to the health and human safety of the jail inmates that that they be fed. Failure to approve the contract may expose the City to claims that the City has violated inmates' basic rights to food.

The scope of work requires the contractor to provide all equipment, labor, materials, supervision, and transportation necessary to provide quality jail food services for the HPD jail facilities, located at 61 Riesner and 8400 Mykawa Road. The contractor will be required to provide jail inmates with three dietary meals per day, seven days per week. Additionally, the contractor will be responsible for preparing and serving meals on-site at the Central Jail Facility (CJF), located at 61 Riesner and will be required to transport all prepared meals as necessary from the CJF to serve the jail inmates located at the 8400 Mykawa Road facility.

The BVB was advertised in accordance with the requirements of the State bid laws. Forty prospective bidders downloaded the solicitation document from the Strategic Purchasing Division website. Bids were received from ARAMARK Correctional Services, LLC, Michaeline's Fresh Foods and Selrico Services, Inc. The Evaluation Committee consisted of three (3) evaluators from the City Legal Department. The Best Value Bids were evaluated based upon the following criteria:

- Cost
- Expertise / Experience /Qualifications
- Financial Strength of Offeror
- Safety Record

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Signature]
9/7/11

Date: 9/7/2011	Subject: Motion to Reconsider a Contract for Jail Food Services for the Houston Police Department and Approve an Ordinance Awarding the Contract to the Best Value Respondent for Jail Food Services for the Houston Police Department, L23859	Originator's Initials GK	Page 2 of 2
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ARAMARK Correctional Services, LLC received the highest overall score.

M/WBE Subcontractor:

This Best Value Bid was issued as a goal-oriented contract with a 12% M/WBE participation level. ARAMARK Correctional Services, LLC has designated the below-named company as its certified M/WBE subcontractor:

Subcontractor Name	Type of Services	Total Amount	Percentage
PD Morrison Enterprises, Inc.	Disposal Trays and other Paper Products	\$368,113.00	11.56%
Kwik Kill Exterminations	Exterminating and Pest Control	\$8,783.00	0.28%
Diversified Chemical and Supply, Inc.	Janitorial Chemical and Supplies – Disinfectants	\$4,964.00	0.16%
Total		\$381,860.00	12%

This award will be monitored by the Office of Business Opportunity.

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: Gloria Jordan-King

Estimated Spending Authority

Department	FY12	Out Years	Total Amount
Houston Police	\$457,101.75	\$2,725,064.14	\$3,182,165.89

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9014

Subject: Formal Bids Received for Plumbing Supplies for Various Departments
S06-S23768

Category #
4

Page 1 of 3

Agenda Item

23

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

Origination Date
August 12, 2011

Agenda Date
SEP 14 2011

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
David Guernsey Phone: (832) 395-3640
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve various awards, as shown below, in an amount not to exceed \$2,387,192.25 for plumbing supplies for various departments. It is further recommended that City Council draw lots for the tie bids received for Item No. 2.

Estimated Spending Authority: \$2,387,192.25

Finance Budget

\$1,336,787.85 PWE-Water & Sewer System Operating Fund (8300)
\$ 383,000.00 HAS-Revenue Fund (8001)
\$ 522,859.40 General Fund (1000)
\$ 144,545.00 BSD - In-House Renovation Revolving Fund (1003)
\$2,387,192.25 Grand Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below in an amount not to exceed \$2,387,192.25 for plumbing supplies for various departments. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This award consists of 44 price lists and 4 line items for plumbing supplies which includes; but are not limited to, booster pumps, faucets, and various sizes of copper tubing to be used by the Houston Airport System, and the Public Works & Engineering, Parks & Recreation, and General Services Departments to repair and maintain facilities citywide.

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

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

Texas Plumbing Supply: Award on its low bid for Item No. 1 (Mata Norca Valves Price List; which includes but is not limited to ball valves and hose outlets), Item No. 22 (Rectorseal Price List; which includes but is not limited to, teflon pipe dope and silicone caulk), Item No. 27 (Jones Stephens Price List; which includes but is not limited to spud closets and washer slip joints), Item No. 28 (Matco-Norca Steel Nipples Price List, which includes but is not limited to, galvanized steel nipples and black nipples), Item No. 44 (Stern-Williams drinking

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:



Date: 8/12/2011	Subject: Formal Bids Received for Plumbing Supplies for Various Departments S06-S23768	Originator's Initials TR	Page 2 of 3
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fountain DNP-OP Catalog; which includes but is not limited to countertop fountains and mounting plates); and Line Item Nos. 47 and 48 (various size copper tubing) in an amount not to exceed \$1,155,983.85

<u>COMPANY</u>	<u>SAMPLE PRICING/LINE ITEM TOTAL</u>
1. Texas Plumbing Supply	\$ 823,552.66
2. City Supply Co., Inc	\$ 863,917.26
3. Fastenal Company	\$1,345,068.88

City Supply Co., Inc.: Award on its low bid for Item No. 3 (Simpson Dura vent SDV-10 Price List; which includes but is not limited to rigid pipe and tea caps), Item No. 4 (Brass Craft Speed flex Supplies Catalog Price List; which includes but is not limited to various size compression stops), Item No. 5 (Central Brass Price List; which includes but it not limited to faucets and replaceable seats), Item No.6 (American Plumber Price List; which includes but is not limited to housing and filter cartridges), Item No. 8 (Chicago Faucet Commercial Price List; which includes but is not limited to lavatories and tail piece strainers), Item No. 11 (Elkay Manufacturing Co. Dayton Price List; which includes but is not limited to double bowl under mounts and stainless steel double sinks), Item No.13 (Sloan Wholesalers Price Sheet; which includes but is not limited to flushometers and dual flush closets), Item No.14 (Watts Regulator Price List; which includes but is not limited to water pressure relief valves and bronze gate valves), Item No. 15 (State Water Heaters Price List; which includes but is not limited to various size water heaters), Item No.17 (Sun Roc Water Coolers Price List; which includes but is not limited to water faucets and water fountains), Item No. 18 (Halsey Taylor, Electric Water Cooler and Fountain Parts Price List; which includes but is not limited to bubler cartridges and push button assemblies), Item No. 19 (Bemis Price List; which includes but is not limited to toilet seats and plastic cover seats), Item No. 20 (LA-CO Industries, Inc., Price List; which includes but is not limited to solder paste and wax rings), Item No. 21 (Lenox Tara Corp Imaco Price Sheet; which includes but is not limited to lead free solder and leaded solder), Item No. 24 (Halsey Taylor electric Water Coolers, Accessories Price List; which includes but is not limited to water coolers and front punch drinking fountains), Item No. 25 (Zurn Customer Guide Price List; which includes but is not limited to wall hydrants and floor sinks), Item No. 26 (Elkay Coolers Price List; which includes but is not limited various size water coolers), Item No. 29 (PHD Manufacturing Price List; which includes but is not limited to band hangers and clamps), Item No. 31 (Fernco Products Price List Catalog; which includes but is not limited to various size couplings), Item No. 32 (ALL-Pro Products Co. Price List; which includes but is not limited to rubber bowl gaskets), Item No. 34 (Toto Price List; which includes but is not limited to finishes and screw sets), Item No. 37 (Elkay Price List Residential & Commercial Sinks Price List; which includes but is not limited to various sinks), Item No. 38 (American Standard Product Price List; which includes but is not limited to faucets and lavatory wall hangs), Item No. 39 (Brass craft & Brass Fittings Catalogs; which includes but is not limited to various O. D. tubes), Item No. 40 (Jay R. Smith Price Guide Price List; which includes but is not limited to closet supporters and male thread connectors), Item No. 41 (Jack Nob Price List; which includes but is not limited to various latches and Omsert doors), Item No. 42 (Bradley Fixtures Price List; which includes but is not limited to solenoid gangs and housing floor controls), Item No. 43 (Haws Plumbing Product Price List; which includes but is not limited to push buttons and body assemblies); and on its low bid meeting specifications for Item No. 7 (Cerro flow products; which includes but it not limited to various size copper tubing), Item No. 9 (Drain Jet Hydraulic Flushers Price List; which includes but is not limited to stopper plugs and test plugs), Item No. 10 (LASCO Fittings Price List; which includes but is not limited to combination bends and sanitary tees), Item No. 12 (Sloan Consumers & Electronics Price List; which includes but is not limited to rebuild kits), Item No.16 (Eljer Price List; which includes but is not limited to commodes and urinals), Item No. 23 (Cello Products Price List; which includes but is not limited to copper female adapters and copper elbows), Item No. 30 (Matco-Norca, Inc. Price List; which includes but is not limited to, elbows and plug-cored, and vacuum breakers), Item No. 33 (Kohler Faucets Price List; which includes but is not limited to faucets and grid drains), Item No. 35 (IPS Products Price List; which includes but is not limited to pipe joints and tites), Item No. 36 (Central Components Co. Price List; which includes but is not limited to rebuild kits and brass spuds); and Line Item Nos. 45 and 46 (various size copper tubing) in an amount not to exceed \$1,187,878.40

Date:
8/12/2011

Subject: Formal Bids Received for Plumbing Supplies for Various
Departments
S06-S23768

Originator's
Initials
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Page 3 of 3

COMPANY

SAMPLE PRICING/LINE ITEM TOTAL

1. City Supply Co., Inc.	\$222,977.61
2. Texas Plumbing Supply	\$377,060.36
3. Fastenal Company	\$652,302.09

Tie bids were received from **Texas Plumbing Supply** and **City Supply Co., Inc.** for Item No. 2, Bell Gossett Hydronic Specialties Price List, with an estimated spending authority of \$43,330.00. It is requested that Council draw lots for this item.

MWBE Subcontractor:

This bid was issued with a 2% goal for MWBE participation.

Texas Plumbing Supply has designated the below-named company as its certified MWBE subcontractor:

<u>NAME</u>	<u>TYPE OF SERVICE</u>	<u>AMOUNT</u>
Office Effects, Inc.	Provide Office Supplies & Furniture	\$23,119.68

City Supply Co., Inc. has designated the below-named company as its certified MWBE subcontractor:

<u>NAME</u>	<u>TYPE OF SERVICE</u>	<u>AMOUNT</u>
Karami Plumbing and Construction Supply LLC	Provide Plumbing Supplies	\$23,757.57

The Mayor's Office of Business Opportunity will monitor this award.

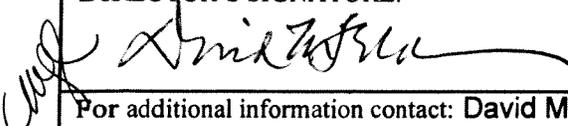
Buyer: Tywana L. Rhone

ESTIMATED SPENDING AUTHORITY:

DEPARTMENT	FY12	OUTYEARS	TOTAL
Public Works & Engineering	\$245,630.29	\$1,091,157.56	\$1,336,787.85
Houston Airport System	\$ 76,000.00	\$ 307,000.00	\$ 383,000.00
General Services	\$ 73,908.00	\$ 295,636.40	\$ 369,544.40
Parks & Recreation	\$ 39,714.00	\$ 258,146.00	\$ 297,860.00
GRAND TOTAL	\$435,252.29	\$1,951,939.96	\$2,387,192.25

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Correction of errors and updating of citations in City Code.		Page 1 of 1	Agenda Item # 24 13
FROM (Department or other point of origin): Legal Department		Origination Date August 18, 2011	Agenda Date SEP 07 2011 SEP 14 2011
DIRECTOR'S SIGNATURE: 		Council District affected: All	
For additional information contact: David M. Feldman Phone: (832) 393-6412		Date and identification of prior authorizing Council action: N/A	
RECOMMENDATION: (Summary) That the Council adopt an ordinance amending Chapter 1 of the Code of Ordinances to authorize the City Attorney to direct the publisher of the City's Code to correct non-substantive errors, such as typographical errors, misspelled words, etc. and to update statutory citations or other non-current references to statutes or other laws or similar references in the Code without further action by the City Council.			
Amount and Source of Funding: N/A			
SPECIFIC EXPLANATION: The City Council makes frequent amendments to the City's Code of Ordinances and in the course of such actions, non-substantive errors, such as misspelled words, typographical errors and other similar mistakes inadvertently occur, causing confusion and doubt as to the meaning of various Code provisions. Such errors diminish the usefulness and accuracy of the Code. In addition, over time references in the Code to various federal or state statutes, other Code provisions, or other codes or similar legal or technical sources become inaccurate or out of date and, in like manner to the errors referenced, diminish the utility and accuracy of the City Code. The proposed ordinance would amend Chapter 1 of the Code to authorize the City Attorney, or his designee, to direct the publisher of the Code to correct non-substantive errors, typographical errors and similar errors and to update statutory or other non-current references in the Code without further action by the City Council, thereby serving to keep the Code up to date in a more efficient manner.			
REQUIRED AUTHORIZATION			
Other Authorization:			

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance authorizing the abandonment and sale of 14,941 square-feet of excess Wirtcrest Lane right-of-way, located within the Hillendahl Acres Subdivision, out of the John Flowers Survey, A-269. **Parcels SY10-044 and SY10-056**

Page 1 of 2

Agenda Item #

25 ~~17~~

FROM (Department or other point of origin):

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE:

W
Daniel W. Krueger, P.E., Director

For additional information contact:

D-w
Nancy P. Collins Phone: (832) 395-3130
Senior Assistant Director-Real Estate

Origination Date

Agenda Date

~~SEP 07 2011~~

SEP 14 2011

Council District affected: A

Key Map 451P *MS*

Date and identification of prior authorizing Council Action:

C.M. 2010-0169 (03/31/10)

RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of 14,941 square-feet of excess Wirtcrest Lane right-of-way, located within the Hillendahl Acres Subdivision, out of the John Flowers Survey, A-269. **Parcels SY10-044 and SY10-056**

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

By Motion 2010-0169, City Council authorized the abandonment and sale of 14,941 square-feet of excess Wirtcrest Lane right-of-way, located within the Hillendahl Acres Subdivision, out of the John Flowers Survey, A-269. Jose and Ysmari Barcena, the property owners, plan to use the subject property for additional storage and parking for their adjacent automotive tire shop. Hammerly Longpoint Joint Ventures, L.L.C. (Salimah Cumber, Managing Partner), the other abutting owner, has agreed to the abandonment and sale of the subject property to accommodate Jose and Ysmari Barcena's expansion project.

Jose M. Barcena and Ysmari Barcena and Hammerly Longpoint Joint Ventures, L.L.C. have completed the transaction requirements, have accepted the City's offer, and have rendered payment in full.

The City will sell to Jose M. Barcena and Ysmari Barcena, and Hammerly Longpoint Joint Ventures, L.L.C. respectively:

Parcel SY10-044
7,475 square feet of excess street right-of-way \$37,375.00
Valued at \$5.00 per square foot

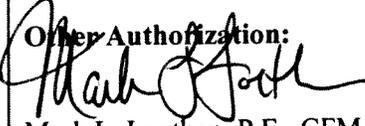
Parcel SY10-056
7,466 square feet of excess street right-of-way \$37,330.00
Valued at \$5.00 per square foot

TOTAL SALE \$74,700.00 (R)

tj\sy10-044.rc2.doc

CUIC # 20TJ017

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: Ordinance authorizing the abandonment and sale of 14,941 square-feet of excess Wirtcrest Lane right-of-way, located within the Hillendahl Acres Subdivision, out of the John Flowers Survey, A-269. Parcels SY10-044 and SY10-056	Originator's Initials	Page <u>2</u> of <u>2</u>
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Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of 14,941 square-feet of excess Wirtcrest Lane right-of-way, located within the Hillendahl Acres Subdivision, out of the John Flowers Survey, A-269.

DWK:NPC:tj

c: Jun Chang, P.E., D.WRE
Marta Crinejo
Marlene Gafrick
Daniel Menendez, P.E.
Jeffrey Weatherford, P.E., PTOE

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

SUBJECT: An ordinance authorizing a contract with UR International Inc., (URI) for the maintenance of software and computer systems for the tracking and reporting of mobile food units as regulated under the Houston Food Ordinance.	Category # 9	Page 1 of 1	Agenda Item # 2623
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FROM (Department or other point of origin): Houston Department of Health and Human Services	Origination Date 8/31/11	Agenda Date SEP 07 2011 SEP 14 2011
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DIRECTOR'S SIGNATURE: <i>Celina Garza Riedge</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 832-393-5045; 713-826-5801	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approval of an ordinance a contract with UR International Inc., (URI) for the maintenance of software and computer systems for the tracking and reporting of mobile food units as regulated under the Houston Food Ordinance.

Amount of Funding: Maximum Contract Amount \$400,520.00 Original Allocation - \$81,520.00 Fund: 2002 - Health Special Revenue Fund	Finance Department:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
Health Special Revenue Fund

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing a contract with UR International Inc., (URI) for pre-contract services and impending services which are to be performed beginning July 1, 2011 through June 30, 2012 with four (4) one-year renewal terms based on availability of funds. The maximum contract amount is \$400,420.00

City Ordinance requires mobile food units are required to visit a commissary every 24 hours that they are in operation. URI will perform maintenance on the hardware, software, communication network, data collection and reporting systems. The internet based reporting system is used for tracking the approximately 850 mobile food units and their visits to the fifteen (15) area commissaries.

cc: Finance Department
Legal Department
Agenda Director

REQUIRED AUTHORIZATION

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

TO: Mayor via City Secretary

RCA# 9146

Subject: Approve an Appropriating Ordinance; Approve an Ordinance Awarding a Contract to the Best Respondent for Citywide Accounts Receivables and Collections Improvements (ARC Project) for the Finance Department S46- Q24000

Category #
4

Page 1 of 3

Agenda Item

27 ~~24~~

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

Origination Date
August 29, 2011

Agenda Date
~~SEP 07 2011~~
SEP 14 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Kelly Dowe Phone: (713) 221-0935
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the appropriation of \$1,147,183.65 out Misc. Capital Project/Acquisition CP Series E Fund and approve an ordinance awarding a contract to Alvarez & Marsal Business Consulting, LLC in the amount of \$997,551.00 and contingencies (15% for unforeseen changes within the scope of work) in the amount of \$149,632.65 for a total amount not to exceed \$1,147,183.65 for consulting services for citywide accounts receivables and collections improvements (ARC Project) to support the implementation of the SAP Accounts Receivable and Sales and Distribution modules for the Finance Department.

Maximum Contract Amount: \$1,147,183.65

Finance Budget
[Signature]

\$1,147,183.65 - Misc Cap. Projects/Acquisitions CP Ser E (Fund 4039) -WBS-V-2012-4039-64

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing 1) the appropriation of \$1,147,183.65 Misc Cap. Projects/Acquisitions CP Ser E (Fund 4039). 2) award a two year contract to the best respondent, Alvarez & Marsal Business Consulting, LLC in the amount \$997,551.00 and 3) authorize contingencies (15% for unforeseen changes within the scope of work) in the amount of \$149,632.65 for a total amount not to exceed \$1,147,183.65 for consulting services for citywide accounts receivables and collections improvements (ARC Project) for the Finance Department. The City Purchasing Agent or Finance Director may terminate this contract at any time upon a 30-days written notice to the contractor.

Background:

A briefing on the ARC Project Pilot and plans to bring a contract associated with the Phase 1 project to Council was delivered to the Council Budget and Fiscal Affairs Committee on August 9, 2011. The briefing covered ARC Phase 1 plans for accelerating both short-term wins and business process design services for the implementation of the SAP accounts receivable module.

The scope of work requires the contractor to provide all supervision, labor, tools, software and supplies, as well as the skills and experience required to improve account receivable collections processes citywide. As part of this contract, the contractor will be required to:

- Conduct a rigorous data review and perform detailed, current state assessment of account receivables and collections operations Citywide
- Assess the current state of the City's six third party collections vendors' performance and contracts
- Achieve short-term wins that generate additional cash flow throughout the project by improving billing, collections, and collections contract management processes
- Assist the City with business process mapping, design requirements, process re-engineering and training related to its deployment of SAP Accounts Receivable and Sales & Distribution modules
- Develop the long-term vision and build a foundation to establish common collection practices across departments through development of policies and procedures and citywide training of collections staff.

REQUIRED AUTHORIZATION

NDT

Finance Department:
Kelly Dowe

Other Authorization:

Other Authorization:

Date: 8/29/2011	Subject: Approve an Appropriating Ordinance; Approve an Ordinance Awarding a Contract to the Best Respondent for Citywide Accounts Receivables and Collections Improvements (ARC Project) for the Finance Department S46- Q24000	Originator's Initials CG	Page 2 of 3
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The total cost for providing consulting services related to citywide accounts receivables and collection improvements is estimated at \$1,147,183.65. The funding will come from the Finance Department using Misc Cap. Projects/Acquisitions CP Ser E (Fund 4039). It is the expectation of the Finance Department that the City will collect this much or more additional revenue within a year of commencement of this project. The breakdown of the ARC Project costs and deliverables is as follows:

Project Schedule by Milestone

Milestone Ref #	Milestone	Days	Milestone Hours	Milestone Value
M-1	Stage 1 – Statement of Work	5	150	\$ 37,500.00
M-2	Stage 2 – Planning & Infrastructure	15	446	\$111,240.00
M-3	Stage 3 – Assessment & Analysis	56	1,845.76	\$446,656.00
M-4	Stage 4 – Design & Quick Wins	60	1,225.40	\$297,875.00
M-5	Stage 5 – Future State Build	30	412.80	\$104,280.00
Total Estimated Cost:				\$997,551.00
15% Contingency Allowable:				\$149,632.65
Total Cost with Contingency:				\$1,147,183.65

This Request for Qualifications (RFQ) was advertised in accordance with the requirements of the State of Texas bid laws. Over 180 prospective bidders downloaded the solicitation document from SPD's e-bidding website. Proposals were received from Niche Forensic & Risk Management Consulting, LLC, Horn Solutions, Inc., KPMG LLP Advisory, UR International, Inc., MFR, P.C. Accountants & Consultants, Vantage Point Consulting Group LLC, Phoenix Business Consulting, Intelenet America, Endeavor Management, Rausch, Sturm, Israel, Enerson & Hornick, Experis, Alvarez & Marsal Business Consulting, LLC, MSB, Business Enterprise Mapping, Inc. and Ernst & Young. The Evaluation Committee consisted of four evaluators from the Finance, Legal and Information Technology Departments. The proposals were evaluated based upon the following criteria:

1. Proposed Strategy and Operational Plan
2. Qualifications, Experience and Expertise

Alvarez & Marsal Business Consulting, LLC received the highest overall score.

M/WBE Subcontracting:

The Office of Business Opportunity has reviewed the scope of work and has determined there is capacity for a 10% MWBE goal, and the vendor has agreed to make a good faith effort to achieve such participation.

Pay or Play Program:

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

Buyer: Eric Alexander