

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 19, 2013 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Martin

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

NOTE: If a translator is required, please advise when reserving time to speak

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 20, 2013 - 9:00 A. M.

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

MAYOR'S REPORT - Joint Jail and Processing Center Update

CONSENT AGENDA NUMBERS 1 through 72

MISCELLANEOUS - NUMBERS 1 and 2

1. REQUEST from Mayor for confirmation of the reappointment of the following to the **BUILDING AND STANDARDS COMMISSION**, for terms to expire December 31, 2014:

Panel A:

Position A1 - **WARD W. ARENDT**
Position A3 - **JACKSON CHANG**
Position A5 - **MARK ALAN PARTHIE**

Panel B:

Position B1 - **WATTS T. MCKEE, JR.**
Position B3 - **MARKT O. MOLER**
Position B5 - **VIRGINIA LEE DUKE**

Alternates:

Position a1 - **MOISES MONTEZ**
Position a3 - **NOLA J. LUSK**
Position a5 - **THOMAS E. BRENTS**
Position a7 - **JOE H. MORENO**

2. RECOMMENDATION from Director Department of Public Works & Engineering for payment of \$830,666.18 to the **HARRIS-GALVESTON SUBSIDENCE DISTRICT** for 2013 groundwater withdrawal permit fees and 2011 groundwater reconciliation permit fees - Enterprise Fund

DAMAGES - NUMBER 3

3. RECOMMENDATION from City Attorney for settlement of lawsuit styled **GERARD BARNETT v. Christopher Slater**; Civil Action No. 4:11-cv-01464, in the United States District Court for the Southern District of Texas, Houston Division - \$90,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBER 4

4. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$2,501,519.00 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Sagemont Park - 4.67% over the original contract amount and under the 5% contingency **DISTRICT D - ADAMS**

PROPERTY - NUMBERS 5 and 6

5. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Paul Smith, on behalf of Stephen Truong's Limited Partnership [Kim Truong's Enterprise Inc. (Tri M. Truong, Vice President), general partner], for abandonment and sale of a ±5,870-square-foot water well site easement, out of the John Lafayette Survey, A-280, Parcel SY13-018 - **DISTRICT K - GREEN**
6. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Mary Lou Henry, on behalf of Ensemble/HCC Partners, L.P., (Robert H. Shultz, Managing Partner), for abandonment and sale of Berry Street, from Main Street to Travis Street, located within the Main Street Addition and the MacGregors Southend Addition, out of the Obedience Smith Survey, A-696, Parcel SY13-027 **DISTRICTS C - COHEN and D - ADAMS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 12

7. **NOVARTIS VACCINES AND DIAGNOSTICS** for Meningococcal Vaccine from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Health & Human Services Department - \$54,417.60 - Health Special Revenue Fund
8. **INTERLEX COMMUNICATIONS, INC** for Communication Consultant Services from the State of Texas Procurement and Support Services Contract for the Health & Human Services Department \$80,000.00 - Grant Fund
9. **UNIFLIGHT, LLC** for Bell Helicopter Replacement Parts for Houston Police Department - 3 Years with two one-year options - \$1,200,000.00 - General and Grant Funds
10. **DOGGETT HEAVY MACHINERY SERVICES, LLC** for Equipment Trailers through the Interlocal Agreement for Cooperative Purchasing with the Houston Galveston Area Council for the Department of Public Works & Engineering - \$259,541.80 Enterprise Fund
11. ORDINANCE appropriating \$22,891.35 out of Equipment Acquisition Consolidated Fund for purchase of a Light Duty Vehicle for the Fleet Management Department - \$299,501.50 Enterprise Fund
 - a. **CALDWELL AUTOMOTIVE PARTNERS, LLC d/b/a CALDWELL COUNTRY CHEVROLET** - \$258,144.00 and **PHILPOTT MOTORS LTD. d/b/a PHILPOTT FORD** - \$64,648.85 for Light Duty Vehicles through the Interlocal Agreements for Cooperative Purchasing with Houston-Galveston Area Council and the Texas Local Government Purchasing Cooperative (BuyBoard) for Various Departments
12. **AMEND MOTION #2009-922, 12/16/09, TO INCREASE** spending authority from \$6,000,000.00 to \$8,500,000.00 for Tech-Related Products/Services through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities from **GTSI CORP.** for Various Departments

RESOLUTIONS AND ORDINANCES - NUMBERS 13 through 72

13. RESOLUTION proclaiming the month of April of each year as "Fair Housing Month" in the City of Houston, Texas as requested by the Department of U. S. Department of Housing & Urban Development
14. RESOLUTION as required by the NFL regarding assurances of support for Super Bowl LI
15. RESOLUTION supporting and approving the proposed development for affordable rental housing of **Red Bluff Apartments**, located at the intersection of Strawberry Road and Genoa Red Bluff Road in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development - **DISTRICT E - MARTIN**
16. RESOLUTION supporting and approving the proposed development for affordable rental housing of **El Dorado Green Apartments**, located in the 200 block of W. El Dorado Boulevard in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development - **DISTRICT E - MARTIN**
17. RESOLUTION supporting and approving the proposed development for affordable rental housing of **Cottages of South Acres**, located in the 11300 block of Scott Street in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development **DISTRICT D - ADAMS**

RESOLUTIONS AND ORDINANCES - continued

18. RESOLUTION supporting and approving the proposed development for affordable rental housing of **The Hamilton**, located at 1800 St. Joseph Parkway in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development - **DISTRICT I - RODRIGUEZ**
19. RESOLUTION supporting and approving the proposed development for affordable rental housing of **Hurstbourne Crossing**, located at the intersection of Oates Road and Interstate Highway 10 in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development - **DISTRICT I - RODRIGUEZ**
20. RESOLUTION supporting and approving the proposed development for affordable rental housing of **Lafayette Plaza**, located at the intersection of Clarewood Drive and Bonhomme Road in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development - **DISTRICT J - LASTER**
21. RESOLUTION supporting and approving the proposed development for affordable rental housing of **Mainstreet Kingwood**, located at the intersection of Mills Branch Drive between Kingwood Drive and North Park Drive in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development - **DISTRICT E - MARTIN**
22. RESOLUTION supporting and approving the proposed development for affordable rental housing of **4320 Lofts**, located at 4320 Old Spanish Trail in the City of Houston, Texas, and authorizing the allocation of 2013 Housing Tax Credits to such development - **DISTRICT D - ADAMS**
23. ORDINANCE adopting Drainage Impact Fees in accordance with Chapter 395 of the Texas Local Government Code; **AMENDING CHAPTER 47 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS** and containing findings and other provisions relating to the foregoing subject; containing a savings clause; and providing for severability - **FIRST READING**
24. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Texas Avenue, from Caylor Street east to its terminus, S. M. Williams Survey, A-87, Harris County, Texas; vacating and abandoning the easement to Houston Armature Works, Inc, abutting owner, in consideration of its payment to the City of \$30,645.00 and other consideration - **DISTRICT H - GONZALEZ**
25. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of three 6-foot-wide utility easements in the Renesu-Court Addition, Harris County, Texas; vacating and abandoning the easements to Hines MIP Westheimer LLC, owner, in consideration of its conveyance to the City of Houston, Texas, of a 10-foot-wide access easement, payment to the City of \$74,588.00, and other consideration - **DISTRICT C - COHEN**
26. ORDINANCE adopting a Three-Year Annexation Plan in accordance with Section 43.052 of the Texas Local Government Code
27. ORDINANCE approving and authorizing Subgrantee Agreement between the City of Houston and **HARRIS COUNTY, TEXAS**, accepting a FY 2008 Port Security Award, as amended, for Marine Firefighting Training in accordance with the FY 2008 Port Security Grant Program Investment Justification; an Interlocal Agreement with TEEEX for providing such training; authorizing the Director of the Mayor's Office of Homeland Security to execute all related and necessary documents - **DISTRICTS E - MARTIN; H - GONZALEZ and I - RODRIGUEZ**
28. ORDINANCE approving and authorizing contract between the City and **THE GREATER HOUSTON PARTNERSHIP** for Professional Services to promote economic development; providing a maximum contract amount - 1 Year with two one-year options - \$1,128,375.00 General Fund

RESOLUTIONS AND ORDINANCES - continued

29. ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)**
 - a. ORDINANCE approving the second amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE) - DISTRICTS F - HOANG and J - LASTER**
 - b. ORDINANCE approving and authorizing Economic Development Agreement among the City of Houston, Texas, **THE SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWENTY, HOUSTON, TEXAS, and HOUSTON BAPTIST UNIVERSITY dba BEECHNUT STREET, INC (HBU)** for the development of various projects on HBU property - **DISTRICT J - LASTER**
30. ORDINANCE amending City of Houston Ordinances Nos. 2003-620 passed June 25, 2003, 2004-685 passed June 30, 2004 and 2008-385 passed April 30, 2008, which approved and authorized the submission to the **UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT** of the 2003 and 2004 Consolidated Annual Plans, and 2008 Consolidated Action Plan, including the Community Development Block Grant applications for the 29th, 30th, and 34th Program Years - **DISTRICT K - GREEN**
31. ORDINANCE amending City of Houston Ordinances Nos. 1995-743 passed June 28, 1995, 2000-395 passed May 17, 2000, 2001-555 passed June 13, 2001, 2002-512 passed June 12, 2002, 2004-685 passed June 30, 2004, 2005-607 passed May 11, 2005, 2006-628 passed June 14, 2006, 2007-648 passed June 6, 2007, 2008-385 passed April 30, 2008, 2009-420 passed May 13, 2009, 2010-372 passed May 12, 2010, 2011-281 passed April 20, 2011 and 2012-353 passed April 25, 2012, which approved and authorized the submission to the **UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT** of the 1995, 2000, 2001, 2002, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011 and 2012 Annual Plans, including the Community Development Block Grant applications for the 21st, 26th, 27th, 28th, 30th, 31st, 32nd, 33rd, 34th 35th 36th, 37th and 38th Program Years
32. ORDINANCE approving and authorizing submission of an application for grant assistance to the **STATE OF TEXAS THROUGH THE OFFICE OF THE GOVERNOR'S CRIMINAL JUSTICE DIVISION** for the Houston Police Department Bicycle Initiative; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
33. ORDINANCE approving and authorizing Grant Agreement between the City of Houston and the **OFFICE OF NATIONAL DRUG CONTROL POLICY** for the FY2013 High Intensity Drug Trafficking Area Grant; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process; to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
34. ORDINANCE amending Ordinance No. 2011-800, as amended, to increase the maximum contract amount to contract between the City of Houston and **ALVAREZ & MARSAL BUSINESS CONSULTING, LLC** for additional Consulting Services for Citywide Accounts Receivables and Collections Improvement for the Finance Department; approving a Change Order by the Finance Department to include additional consulting services to the scope of work - \$392,000.00 - Building Inspection Fund

RESOLUTIONS AND ORDINANCES - continued

35. ORDINANCE appropriating \$9,000,000.00 out of Police Consolidated Construction Fund for project implementation for the Public Safety Radio System for Houston Information Technology Services
36. ORDINANCE approving second amendment to Lease Agreement between **PHUONG M. NGUYEN** and the City of Houston, Texas related to the Leased premises located at 8532 Hammerly Street, Houston - **DISTRICT A - BROWN**
37. ORDINANCE approving and authorizing agreement with **MITHOFF LAW FIRM** and **COTCHETT, PITRE & MCCARTHY, LLP** relating to the pursuit of damages associated with London Interbank Offered Rate Manipulation
38. ORDINANCE accepting the individual proposals from **WESTCHESTER FIRE INSURANCE COMPANY, LEXINGTON INSURANCE COMPANY, UNDERWRITERS AT LLOYDS, AXIS SURPLUS INSURANCE COMPANY, ARCH SPECIALTY INSURANCE COMPANY, RSUI INDEMNITY COMPANY, ESSEX INSURANCE COMPANY, WESTPORT INSURANCE CORPORATION, GREAT LAKES REINSURANCE (UK) PLC, LIBERTY MUTUAL FIRE INSURANCE COMPANY, LIBERTY SURPLUS INSURANCE CORPORATION**, which are participating in the Layered Property Insurance Program and approving and authorizing the purchase of a General City Property Insurance Policy - \$10,849,295.39 - Property and Casualty Fund
39. ORDINANCE accepting the proposal from **UNDERWRITERS AT LLOYDS**, approving and authorizing the purchase of Terrorism Insurance for the proposed City-Wide Insurance Policy for all scheduled City of Houston locations - \$648,539.95 - Property and Casualty Fund
40. ORDINANCE supplementing the City of Houston, Texas Master Ordinance No. 2004-299; providing for the issuance of the City of Houston, Texas, Combined Utility System First Lien Revenue Bonds, Series 2013A, providing for the amounts, interest rates, prices, and terms thereof and other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; authorizing a Co-Bond Counsel Agreement, authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency
41. ORDINANCE amending Ordinance No. 2009-959 to increase the maximum contract amount; approving and authorizing first amendment to the Maven Software Maintenance Upgrade Agreement and a first amendment to the End-User Software License Agreement between the City and **CONSILIENCE SOFTWARE, INC** - \$200,000.00 - Grant Fund
42. ORDINANCE amending Ordinance No. 2008-0602, as amended, to increase the maximum contract amount for contract between the City and **MEMORIAL-HERMANN HEALTHCARE SYSTEM** for Implementation of Routine HIV Screening Services - \$375,000.00 - Grant Fund
43. ORDINANCE amending Ordinance No. 2009-0593 (Passed on June 24, 2009) to increase the maximum contract amount for contract between the City of Houston and **JOHNSON CONTROLS, INC** for Energy Management and Maintenance Services for the General Services Department \$1,158,555.25 - General Fund
44. ORDINANCE awarding contract to **GRAEBEL HOUSTON MOVERS, INC** for Moving and Storage of Household Goods for the Housing and Community Development Department; providing a maximum contract amount - 1 Year with four one-year options - \$3,532,875.00 - TIRZ and Grant Funds

RESOLUTIONS AND ORDINANCES - continued

45. ORDINANCE appropriating \$4,018,115.70 out of Airports Renewal and Replacement Fund; and awarding construction contract to **SPAWGLASS CIVIL CONSTRUCTION, INC** for Airfield Pavement Repairs at George Bush Intercontinental Airport/Houston (Project 460B); 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 services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - DAVIS**
46. ORDINANCE consenting to the addition of 32.838 acres of land to **CHIMNEY HILL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district
47. ORDINANCE consenting to the addition of 36.347 acres of land to **DOWDELL PUBLIC UTILITY DISTRICT**, for inclusion in its district
48. ORDINANCE consenting to the creation of **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 206**
49. ORDINANCE consenting to the addition of 23.1210 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 382**, for inclusion in its district - **DISTRICT D - ADAMS**
50. ORDINANCE consenting to the addition of 18.596 acres of land to **SPRING CREEK UTILITY DISTRICT**, for inclusion in its district
51. ORDINANCE appropriating \$521,112.00 out of Water & Sewer System Consolidated Construction Fund as an appropriation to contract between the City of Houston, the successor to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT #142**, and the **GULF COAST WASTE DISPOSAL AUTHORITY** for Blackhawk Regional Wastewater Treatment Facility Improvement Project Package A and Disbursement to Gulf Coast Waste Disposal Authority; (Approved by Ordinance No. 1978-2378) - **DISTRICT E - MARTIN**
52. ORDINANCE appropriating \$1,064,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CH2M HILL ENGINEERS, INC** for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - BROWN and G - PENNINGTON**
53. ORDINANCE appropriating \$2,360,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LOCKWOOD, ANDREWS & NEWNAM, INC** for Services associated with the Design of Groundwater Facility / Re-Pump Station Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - BROWN; E - MARTIN; F - HOANG; G - PENNINGTON and H - GONZALEZ**
54. ORDINANCE appropriating \$271,481.00 out of Metro Projects Construction DDSRF, awarding contract to **GIBSON & ASSOCIATES, INC** for Yale Street Bridge Rehabilitation over White Oak Bayou; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT C - COHEN**

RESOLUTIONS AND ORDINANCES - continued

55. ORDINANCE appropriating \$939,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **C. F. MCDONALD ELECTRIC, INC** for Generator Relocation from Southwest Wastewater Treatment Plant to Northwest Wastewater Treatment Plant; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - BROWN**
56. ORDINANCE appropriating \$2,288,041.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Water Distribution System Rehabilitation and Renewal; 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 (11045)
57. ORDINANCE granting to **FCC ENVIRONMENTAL, LLC, A Delaware Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **FIRST READING**
58. ORDINANCE granting to **SPECIALIZED WASTE SYSTEMS, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
59. ORDINANCE granting to **AAA FLEXIBLE PIPE CLEANING CO., INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
60. ORDINANCE granting to **DESIGNING TECHNIQUES LLC dba DURAN'SYOURDUMPSTER.COM, A Texas Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
61. ORDINANCE granting to **GREG MORALES dba HOUSTON HARRIS COUNTY SEPTIC TANK SERVICE, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
62. ORDINANCE granting to **CLEAN SERVE INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

RESOLUTIONS AND ORDINANCES - continued

63. ORDINANCE granting to **BERKELEY OUTSIDE SERVICES INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
64. ORDINANCE granting to **LATINOSI, LLC, A Texas Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
65. ORDINANCE No. 2013-0192, passed first reading March 6, 2013
ORDINANCE granting to **CONROE CHEM CAN, INC dba TANKS A LOT, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions
SECOND READING
66. ORDINANCE No. 2013-0193, passed first reading March 6, 2013
ORDINANCE granting to **BAYOU CITY ENVIRONMENTAL SERVICES, L.P., A Texas Limited Partnership**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions
SECOND READING
67. ORDINANCE No. 2013-0194, passed first reading March 6, 2013
ORDINANCE granting to **SPRINT WASTE SERVICES, L.P., A Texas Limited Partnership**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
68. ORDINANCE No. 2013-0195, passed first reading March 6, 2013
ORDINANCE granting to **BAYOU CITY WASTE SYSTEMS, L.P., A Texas Limited Partnership**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions
SECOND READING
69. ORDINANCE No. 2013-0196, passed first reading March 6, 2013
ORDINANCE granting to **PUBLIC SANITARY WORKS, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
70. ORDINANCE No. 2013-0197, passed first reading March 6, 2013
ORDINANCE granting to **TEXAS OUTHOUSE, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**

RESOLUTIONS AND ORDINANCES - continued

71. ORDINANCE No. 2013-0198, passed first reading March 6, 2013
ORDINANCE granting to **V. F. WASTE SERVICES, INC dba V.F. TRASH SERVICE, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions
SECOND READING
72. ORDINANCE No. 2013-0199, passed first reading March 6, 2013
ORDINANCE granting to **NATIONAL CONSTRUCTION RENTALS, INC, A California Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions
SECOND READING

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 73 through 75

MISCELLANEOUS

73. **SET A PUBLIC HEARING DATE** to consider amendments to Chapter 42 of the Code of Ordinances, including portions of Article I, Article II (Divisions 1, 2 and 3) and Article III (Divisions 1, 2, 3, 4, 7 and 8)
HEARING DATE - 9:00 A.M. - WEDNESDAY - MARCH 27, 2013
74. **SET A PUBLIC HEARING DATE** regarding the proposal to permanently take approximately 28,000 square feet of Shady Lane Park - **DISTRICT B - DAVIS**
HEARING DATE - 9:00 A.M. - WEDNESDAY - APRIL 17, 2013
75. **SET PUBLIC HEARING DATES** to consider whether to continue the Juvenile Curfew Ordinance (Sections 28-171 - 28-175, City of Houston Code of Ordinances)
HEARING DATES - 9:00 A.M. - WEDNESDAY - MARCH 27 and APRIL 3, 2013

MATTERS HELD - NUMBER 76

76. ORDINANCE awarding contract to **DRC EMERGENCY SERVICES, LLC** for Base Camp Services (Post Disaster) for the City of Houston - 5 Years - **TAGGED BY COUNCIL MEMBER BROWN**
This was Item 21 on Agenda of March 6, 2013

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

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

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

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

**CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR - TUESDAY
MARCH 19, 2013 - 2:00 PM**

NON-AGENDA

1MIN 1MIN 1MIN

DR. ALKEBU MOTAPA – 5022 Cosby - 77021 – 713-741-5150 – Houston Police illegally arrested Motapa at MLK parade

3MIN 3MIN 3MIN

MS. LUCYNA SAMSON – 1143 Yale St. – 77008 – 713-869-2031 – Perjury Affidavit

MR. ANTHONY DOMENECH – 6770 West Branch – 77072 – 832-887-0781 – Health Care

MS. KAREN JACKSON – 2922 Rosedale – 77004 – 713-781-0255 – Breast Cancer

MR. ALI NAQVI – 9223 Misty Vale Dr. – 77075 – 281-704-9073 – Crime, Speed bumps, unfair citation in our neighborhood

MR. JOHN CIESLEWICZ – 1250 Dubarry Ln. – 713-906-1725 - 77018 – Drainage

MR. JOHN BRANCH – 4430 Castor – 77022 – 832-880-0414 – HPD Harassment by Sgt. Escobedo

MR. /COACH R. J. BOBBY TAYLOR - 3107 Sumpter - 77026 - FA34511 – Behavior Coward Conspiracy my born little girl from birth

MR. CHAZ KLAES – 1715 Brun – 77019 – 713-805-0357 – Trash pick up – Trash Ordinance

MR. JOHN JOHNSON – 7102 Wendemere – 77088 – 832-453-1900 – Incompetent Plan Checker in Planning Department

MS. LURA LOVESTAR – 770 S. Post Oak 6 – 77056 – 832-215-9340 – The way citizens are treated at the new parking Department

MR. CHARLES SAMPER – 243 Dover – 77061 – 713-643-1991 – 4202 Airline Dr. wants to know receipt

MR. DENNIS WOODWARD – 943 Thornton – 77018 – 713-290-8961 – Restorative planting

MR. JEFF CLAYTON – 3538 Oak Forest – 77018 – 832-788-4596 – Ban on Plastic bags

MR. MARK HOUGE – 9307 Meadowglen - 77063 – 832-277-6000 – Biodegradable bags issue

MS. GLENOLA HINES – 3814 Lyons Ave, No. 130 – 77020 – 281-865-3774 – Apartment complex

MS. PATRICIA POWELL – 3000 Murworth, No. 806 – 77025 – 832-584-8779 – Community issues

MR. RICHARD HUEBNER – 3 Riverway, Ste. 555 – 77056 – 713-271-7805 – Disparity study

MS. AMANDA LODOZA – 1428 Wentworth - 77004 – 281-414-3327 – Air Quality

MS. BILLIE BURKS – 3203 Druid St. – 77091 – 713-682-7502 – Rebuild Houston – Street Project

MS. NORVA GAGE – 2929 Carmel – 77091 – 281-885-5178 – Construction in our neighborhood

MR. CRIS BERA – 3427 Crest Hill Ln. – 77007 – 713-256-7991 - Near Town Little League presentation to Mayor

PREVIOUS

1MIN 1MIN 1MIN

MR. BENJAMIN CALHOUN – 8510 N. Main – 77022 – 713-694-6899 – Cyber stalking

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – Black America History Month Victory Re-Election w/ 5 US Presidents - Impeachments w/Capital Punishment



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

1
MAR 20 2013

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-6-13
date

COUNCIL MEMBER: _____

March 5, 2013

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to Chapter 10, Article IX, Division V, Chapter 10, Article IX, Division V, Sec. 10-342, of the Code of Ordinances, I am reappointing the following individuals to the Building and Standards Commission, subject to Council confirmation:

Panel A:

Ward W. Arendt, reappointment to Position A1, for a term to expire December 31, 2014;
Jackson Chang, reappointment to Position A3, for a term to expire December 31, 2014;
Mark Alan Parthie, reappointment to Position A5, for a term to expire December 31, 2014;

Panel B:

Watts T. McKee, Jr., reappointment to Position B1, for a term to expire December 31, 2014;
Markt O. Moler, reappointment to Position B3, for a term to expire December 31, 2014;
Virginia Lee Duke, reappointment to Position B5, for a term to expire December 31, 2014;

Alternates:

Moises Montez, reappointment to Position a1, as an Alternate, for a term to expire December 31, 2014;
Nola J. Lusk, reappointment to Position a3, as an Alternate, for a term to expire December 31, 2014;
Thomas E. Brents, reappointment to Position a5, as an Alternate, for a term to expire December 31, 2014; and
Joe H. Moreno, reappointment to Position a7, as an Alternate, for a term to expire December 31, 2014

The résumés are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: Ms. Louella Stanley, Administrative Supervisor, DON

RECEIVED
MAR 6 2013
CITY SECRETARY

TÓ: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approval to pay Harris-Galveston Subsidence District \$830,666.18 for 2013 groundwater withdrawal permit fees and 2011 groundwater reconciliation permit fees.	Category # 1	Page 1	Agenda Item # 25
--	---------------------	---------------	-------------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3-13-13	Agenda Date MAR 20 2013
--	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE <i>[Signature]</i> Daniel W. Krueger, P.E., Director	Council District affected: All
--	--

For additional information contact: Yvonne W. Forrest Senior Assistant Director Phone: (832) 395-2847	Date and identification of prior authorizing Council action Motion No. 2009-0104, dated 3/4/09 Motion No. 2009-0755, dated 10/21/09 Motion No. 2010-0041, dated 1/27/10 Motion No. 2011-0009, dated 1/5/11 Motion No. 2012-0029, dated 1-18-12
--	--

RECOMMENDATION: (Summary)
That City Council approves the payment of the \$830,666.18 for permit fees and reconciliation fees to the Harris-Galveston Subsidence District.

Amount of Funding: \$830,666.18	Finance Department: 3-1-13 <i>[Signature]</i>
---	---

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify) Water and Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The Harris-Galveston Subsidence District (HGSD) is a special purpose district created by the 64th Texas Legislature in 1975. The HGSD was created to provide for the regulation of groundwater withdrawal throughout Harris and Galveston counties for the purpose of preventing land subsidence, which leads to increased flooding.

City Council approved the 2012 groundwater withdrawal permit fee in Motion 2012-029 on January 18, 2012. The severe drought of the summer 2011 required more groundwater pumpage than originally permitted. This request includes \$66,666.18 for the reconciliation permit fees for 2011 and \$764,000.00 for the 2013 groundwater withdrawal permit.

The Department of Public Works and Engineering is requesting that City Council approve a total payment of \$830,666.18 to HGSD for the 2013 permit for Area 2 and 3 for the period between 1/1/2013-12/31/2013 and for the reconciliation fees for the period between 2/1/2011-1/31/12.

cc: Daniel W. Krueger, P.E.
Jun Chang, P.E., D.WRE

REQUIRED AUTHORIZATION CUIC ID #20YWF25

Finance Department	Other Authorization: <i>[Signature]</i> Yvonne W. Forrest Senior Assistant Director	Other Authorization: <i>[Signature]</i> Jun Chang, P.E., D.WRE, Deputy Director, Public Utilities Division
---------------------------	---	---

RREQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Settlement of Lawsuit styled <i>Gerard Barnett v. Christopher Slater</i> , Civil Action No. 4:11-cv-01464, In the United States District Court for the Southern District of Texas, Houston Division	Category # 6	Page 1	Agenda Item 3
---	------------------------	------------------	-----------------------------

FROM (Department or other point of origin): Legal Department	Origination Date 5/13/13	Agenda Date MAR 20 2013
--	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: All
---	--

For additional information contact: Shani A. Dennis Phone: 832.393.6300	Date and identification of prior authorizing Council action:
--	---

RECOMMENDATION: (Summary)
Approve the referenced settlement.

Amount of Funding: \$90,000.00	Finance Budget:
---------------------------------------	------------------------

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

Fund 1004 - Property & Casualty Fund

SPECIFIC EXPLANATION: FOR SETTLEMENT PURPOSES ONLY

On April 17, 2009, Officer Christopher Slater and a fellow officer were responding to an incident when shots were fired at the officers by an unknown person or persons. During the officers' pursuit of the shooter, Officer Slater mistakenly discharged his gun at an innocent bystander, Gerard Barnett. Mr. Barnett sustained a gunshot wound to his left thigh during the incident. Mr. Barnett has incurred medical expenses totaling \$5,642.25 and further surgery to remove the bullet still lodged in his thigh is anticipated. Costs of approximately \$80,000.00 are associated with the projected future medical care and treatment of Mr. Barnett's wound.

As a result of the incident, Mr. Barnett brought suit against the City and Slater in Civil Action No. 4:11-cv-01464; *Barnett Gerard v. Christopher Slater*, in the United States District Court for the Southern District of Texas, Houston Division (the "Lawsuit"). Brought pursuant to 42 U.S.C. Section 1983, the Lawsuit contains allegations of excessive force, unreasonable seizure, false imprisonment, and/or arrest in violation of the Fourth and Fourteenth Amendments of the U. S. Constitution. The City was dismissed from the case on Summary Judgment however due to a question of fact the claims against Officer Slater were not resolved. Pursuant to State law of indemnification, the City would be liable up to the amount of \$100,000.00 for damage awarded against Officer Slater.

After a thorough review of the Lawsuit, it is my recommendation that the matter be settled for \$90,000.00 with a warrant made payable to Gerard Barnett and his attorney, Jeff Edwards, Edwards Law, 706 Guadalupe, Austin, Texas 78701. Further, I am of the opinion that such settlement is in the best interest of the City and Officer Slater.

REQUIRED AUTHORIZATION		
Finance Director: 	Other Authorization:	Other Authorization:

SUBJECT: Accept Work Carrera Construction, Inc. Sagemont Park WBS No. F-000671-0001-4	Page 1 of 2	Agenda Item 4
---	-----------------------	-------------------------

FROM (Department or other point of origin): General Services Department	Origination Date 3/12/13	Agenda Date MAR 20 2013
---	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix</i> 2/25/13	Council District affected: D (E)
--	--

For additional information contact: Jacquelyn L. Nisby Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2011-143, Dated February 23, 2011
--	--

RECOMMENDATION: The General Services Department recommends approval of final contract amount of \$2,501,519.00 and acceptance of work on contract with Carrera Construction, Inc. for Sagemont Park – 4.67% over the original contract amount and under the 5% contingency.

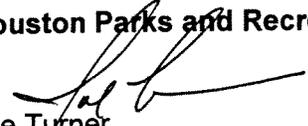
Amount and Source of Funding: No Additional Funding Required Previous Funding: \$ 1,601,325.00 Parks Consolidated Construction Fund (4502) \$ 1,000,000.00 State-Grant Funded (5010) Texas Parks and Wildlife Department \$ 2,601,325.00 Total Funding	Finance Budget:
--	------------------------

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$2,501,519.00 or 4.67% over the original contract amount, accept the work and authorize final payment to Carrera Construction, Inc. for construction services in connection with Sagemont Park for the Houston Parks and Recreation Department.

PROJECT LOCATION: 11507 Hughes Rd. (576 Y)

PROJECT DESCRIPTION: The project demolished and abated the old community center, parking lot and asphalt pad, and constructed a new community center, parking lot, plaza area, connecting walkway, left turn lane on Hughes Road for access to community center, landscaping and irrigation, and site detention.

M2L Associates was the design consultant for this project.

REQUIRED AUTHORIZATION CUIC #25PARK192	
General Services Department:  Richard A. Vella Chief of Design & Construction Division	Houston Parks and Recreation Department: na  Joe Turner Director

Date	Subject: Accept Work Carrera Construction, Inc. Sagemont Park WBS No. F-000671-0001-4	Originator's Initials RJO	Page 2 of 2
-------------	---	---	-----------------------

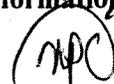
CONTRACT COMPLETION AND COST: The contractor completed the project within 445 days: the original contract time of 339 days plus 106 days approved by Change Orders. The final cost of the project including Change Orders is \$2,501,519.00, an increase of \$111,519.00 over the original contract amount.

PREVIOUS CHANGE ORDERS: Change Orders 1-5 removed old debris pile and old playground equipment; added signage; provided termite treatment; installed four bollards at building entry to protect columns from vehicular traffic; extended sidewalk at pool area to connect with pathway to community center; insulated spiral ductwork in gym; enlarged dumpster enclosure to accommodate additional recycling dumpster; installed new WeatherTrak irrigation controller, new community sign in median, new underground conduit to community center, and connected downspout to existing storm sewer line; installed one interior door to mechanical room, emergency lighting in the gym, storage room shelving, ceramic flooring tile in restrooms, and one additional irrigation zone; and repaired four tennis court lights.

CONSTRUCTION GOALS: The contract contained a 14% MBE goal and 10% SBE goal. According to the Office of Business Opportunity, the contractor achieved 16.77% MBE participation and 10.19% SBE participation and was assigned an outstanding rating.

SM:RAV:JLN:*RJO*:bo

c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Mark Ross, Luci Correa, Carlecia D. Wright, Morris Scott, Gabriel Mussio, Lisa Johnson, Martha Leyva, Christopher Gonzales, File 1108

SUBJECT: Request for the abandonment and sale of a ±5,870-square-foot water well site easement, out of the John Lafayette Survey, A-280. Parcel SY13-018	Page <u>1</u> of <u>1</u>	Agenda Item # <u>5</u>
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3-13-13	Agenda Date MAR 20 2013
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: K  Key Map: 570V	
For additional information contact: Nancy P. Collins  Phone: (832) 395-3130 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action:	

RECOMMENDATION: (Summary) It is recommended City Council approve a motion authorizing the abandonment and sale of a ±5,870-square-foot water well site easement, out of the John Lafayette Survey, A-280. Parcel SY13-018

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

Paul Smith, 14607 Hillcroft Boulevard, Missouri City, Texas 77489, on behalf of Stephen Truong's Limited Partnership [Kim Truong's Enterprise Inc, (Tri M. Truong, Vice President), general partner] requested the abandonment and sale of a ±5,870-square-foot water well site easement, out of the John Lafayette Survey, A-280. The Office of the City Engineer and the Public Utilities Division indicated there are no public utilities located within the subject easement and offered no objection to the request. Public Utilities Division staff members indicate the subject easement was the Chasewood Well Site No. 2 and was decommissioned on February 18, 2011. All well and collection lines were removed. Stephen Truong's Limited Partnership, the underlying fee owner, plans to incorporate the subject property into its commercial property to use as green space.

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

1. The City abandon and sell a ±5,870-square-foot water well site easement, out of the John Lafayette Survey, A-280. Parcel SY13-018;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The Legal Department be authorized to prepare the necessary transaction documents; and
4. Inasmuch as the value of the City's property interest is not expected to exceed \$50,000.00, that the value be established by staff appraisal according to the City policy.

DWK:NPC:agd

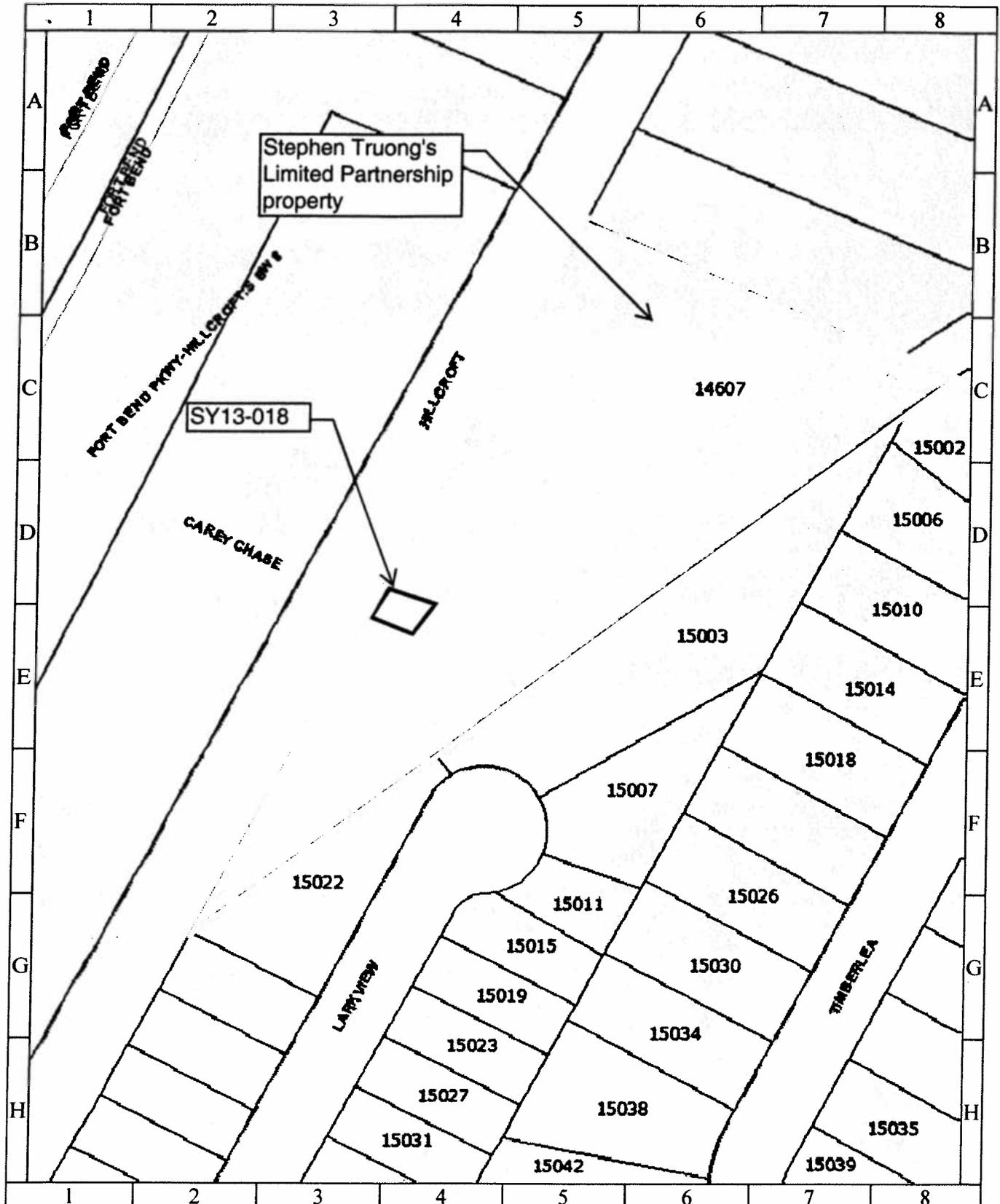
c: Jun Chang, P.E., D.WRE
Marta Crinejo
David Feldman
Marlene Gafrick
Terry A. Garrison
Daniel Menendez, P.E.

agd\sy13-018rc1.doc CUIC #20AGD9318

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
----------------------------	-----------------------------	--

on Behalf of Stephen Truong's Limited Partnership, Tri M. Truong, Vice President)

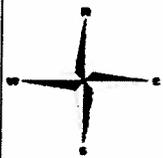


CITY OF HOUSTON

Department of Public Works and Engineering

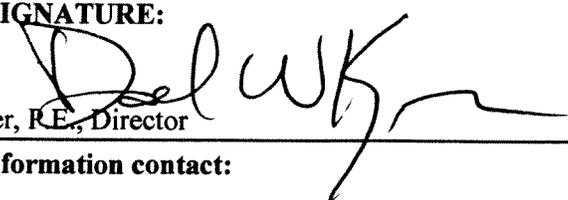
1 inch = 100 feet **Geographic Information & Management System (GIMS)**

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.
THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.
FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



SUBJECT: Request for the abandonment and sale of Berry Street, from Main Street to Travis Street, located within the Main Street Addition and the Mac Gregors Southend Addition, out of the Obedience Smith Survey, A-696. Parcel SY13-027	Page <u>1</u> of <u>2</u>	Agenda Item # 6
---	------------------------------	-------------------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3-13-13	Agenda Date MAR 20 2013
--	---------------------------------	--------------------------------

DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: C and D <i>How</i>
--	--

For additional information contact: <i>D.W.</i> Nancy P. Collins Senior Assistant Director-Real Estate Phone: (832) 395-3130	Key Map: 493T
---	---------------

RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the abandonment and sale of Berry Street, from Main Street to Travis Street, located within the Main Street Addition and the Mac Gregors Southend Addition, out of the Obedience Smith Survey, A-696. Parcel SY13-027

Amount and Source of Funding: Not Applicable

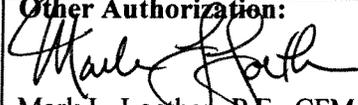
SPECIFIC EXPLANATION:

Mary Lou Henry, TBG, 3050 Post Oak Boulevard, Suite 1100, Houston, Texas, 77056, on behalf of Ensemble/HCC Partners, L.P., (Robert H. Shultz, Managing Partner), requested the abandonment and sale of Berry Street, from Main Street to Travis Street, located within the Main Street Addition and the Mac Gregors Southend Addition, out of the Obedience Smith Survey, A-696. The applicant plans to incorporate the subject street into its abutting property for the development of a parking facility for multiple entities in the area.

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

1. The City abandon and sell Berry Street, from Main Street to Travis Street, located within the Main Street Addition and the Mac Gregors Southend Addition, out of the Obedience Smith Survey, A-696;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicant be required to pay for the loss of the five live oak trees occupying the Berry Street right-of-way;
4. The applicant be required to: (a) eliminate the public street appearance of this portion of Berry Street at Main Street and Travis Street, (b) remove and return the traffic control signs and poles to the City of Houston Traffic and Transportation Division, 2200 Patterson Street, Houston, Texas, and (c) disconnect and request removal by CenterPoint of the street lights;
5. The applicant be required to: (a) remove and return the digital parking pay station which manages the parking meter at 900 Berry Street to the Administration and Regulatory Affairs Department, 2020 McKinney Street, Houston Texas; and (b) pay for the loss of projected parking revenue;

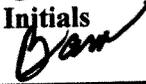
p:\bam\sy13-027.rc1.doc CUIC #20BAM9327

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division

Date:

Subject: Request for the abandonment and sale of Berry Street, from Main Street to Travis Street, located within the Main Street Addition and the Mac Gregors Southend Addition, out of the Obedience Smith Survey, A-696. Parcel SY13-027

Originator's
Initials



Page
2 of 2

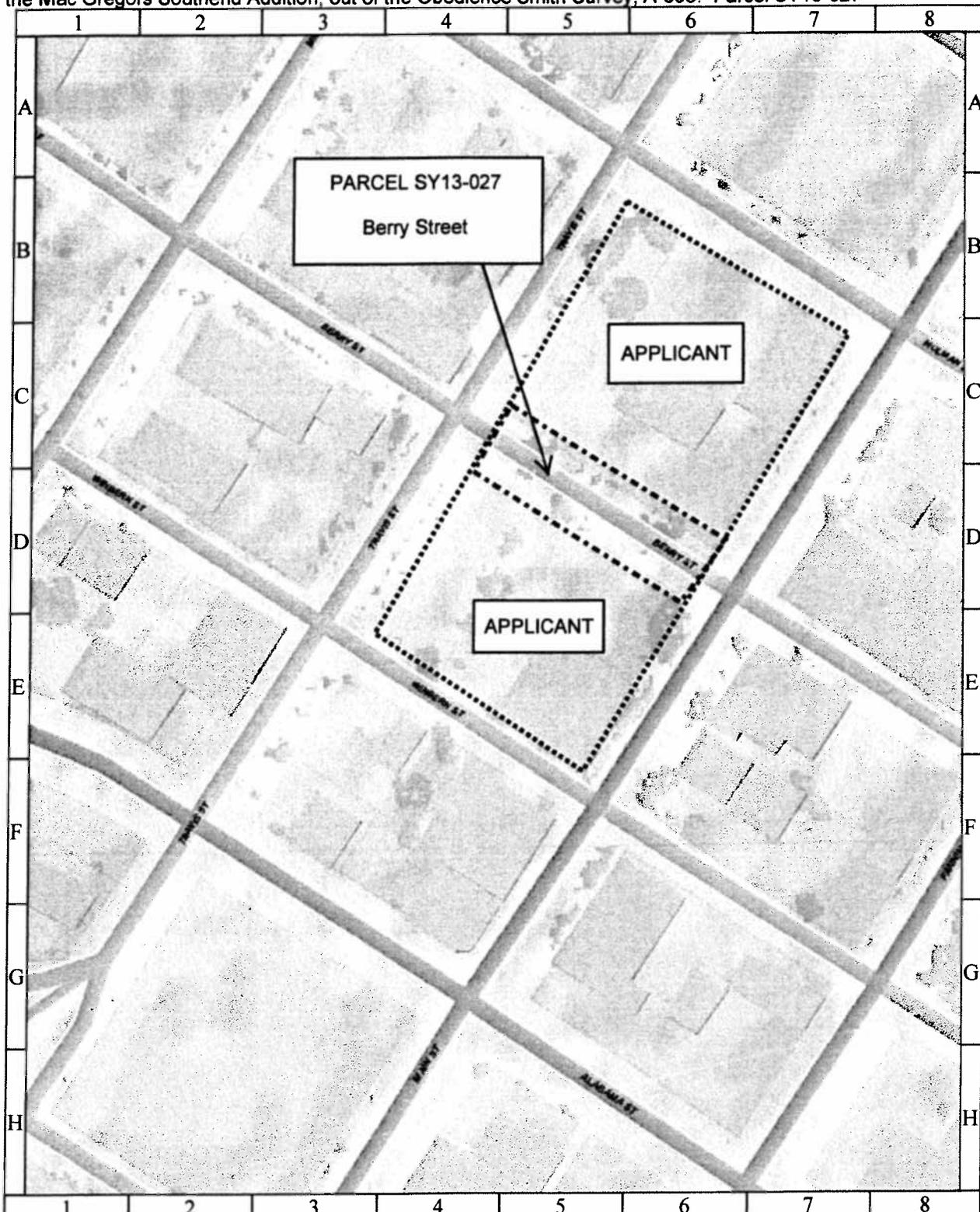
6. The applicant be required to: (a) make reparations for pavement conditions of the public right-of-way negatively impacted by construction of the proposed project; (b) provide on the ground dated, high quality photographs of the surrounding streets, Travis Street, Milam Street, Holman Street and Winbern Street immediately prior to commencement of construction and upon construction completion and submit them to the Office of the City Engineer; (c) coordinate with the Street and Drainage Division for an evaluation of the Pavement Condition Rating of the surrounding streets via use of the Street Surface Assessment Vehicle immediately prior to commencement of construction and upon construction completion; and (d) complete all of the foregoing items at no cost to the City. The applicant may be required to execute a binding assurance documenting the applicant's obligation associated with this requirement;
7. The applicant be required to: (a) cut, plug, and abandon the 8-inch sanitary sewer line in Berry Street, from its terminus to the eastern portion of the Travis Street right-of-way; (b) install a new backend manhole at the new terminus of the 8-inch sanitary sewer line in the Travis Street right-of-way; (c) relocate any existing service connections to the existing sanitary sewers in Berry Street, Main Street, or Travis Street; (d) cut, plug, and abandon the 6-inch to 8-inch water line in Berry Street, from the 12-inch water line in Main Street to the 12-inch waterline in Travis Street; (e) relocate any existing service connections to the 12-inch water line in Main Street or Travis Street; (f) relocate the four storm sewer inlets in Berry Street to Travis Street and Main Street; and (g) complete all of the foregoing items at no cost to the City and under the proper permits;
8. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Items 4 through 6 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide an LOC showing the City of Houston as beneficiary and in an amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for this transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;
9. The applicant be required to prepare drawings that show all public utilities (sanitary sewer, water, and storm sewer) that are to be abandoned, relocated, and/or constructed as part of this project and submit a drawing to the Office of the City Engineer for plan review and approval. A copy of the Motion shall be attached to the plan set when it is submitted for plan review;
10. The applicant be required to grant a permanent easement including access for two communication boxes which provide power and control for equipment for the North Bound and South Bound Rail Platforms on Main Street to Metropolitan Transit Authority;
11. The Legal Department be authorized to prepare the necessary transaction documents; and
12. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by an independent appraiser appointed by the Director of Public Works and Engineering.

DWK: NPC: bam

- c: Jun Chang, P.E., D.WRE
Marta Crinejo
Eric Dargan
David Feldman
Marlene Gafrick
Terry A. Garrison
Daniel Menendez, P.E.
Tina Paez
Jeffrey Weatherford, P.E., PTOE

PARCEL MAP

SUBJECT: Abandonment and sale of Berry Street, from Main Street to Travis Street, located within the Main Street Addition and the Mac Gregors Southend Addition, out of the Obedience Smith Survey, A-696. Parcel SY13-027



CITY OF HOUSTON
Department of Public Works and Engineering
Geographic Information & Management System (GIMS)

1 inch = 129 feet

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9602

Subject: Purchase of Meningococcal Vaccine from the State of Texas Procurement and Support Services Contract for the Health & Human Services Department.
S08-E24506

Category #
4

Page 1 of 1

Agenda Item

7

FROM (Department or other point of origin):

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

Origination Date

March 08, 2013

Agenda Date

MAR 20 2013

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
F

For additional information contact:

Kathy Barton Phone: (832) 393-5045
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of meningococcal vaccine from the State of Texas Procurement and Support Services Contract in the total amount of \$54,417.60 for the Health & Human Services Department.

Award Amount: \$54,417.60

Finance Budget

\$54,417.60 Health Special Revenue (Fund - 2002)

SPECIFIC EXPLANATION:

The Director of the Health & Human Services Department and the City Purchasing Agent recommend that City Council approve the purchase of meningococcal vaccine from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program in the total amount of \$54,417.60 for the Health & Human Services Department and that authorization be given to issue a purchase order to the State contract supplier, Novartis Vaccines and Diagnostics. This vaccine will be administered at the Health Department's Sharpstown Health Clinic vaccine center, located at 6201 Bonhomme Street.

This purchase consists of 160 packages (5 doses each) of injectable vials of meningococcal vaccine. This vaccine will be used to immunize college students and persons traveling to foreign countries.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the Department is utilizing an Interlocal Agreement/or Co-Operative Purchasing Agreement for this purchase.

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

Buyer: Angela Dunn
PR 10162063

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Handwritten initials]

[Handwritten initials]

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9639

Subject: Purchase of Communication Consultant Services from the State of Texas Procurement and Support Services Contract for the Health & Human Services Department.
S08-E24553

Category #
4

Page 1 of 1

Agenda Item

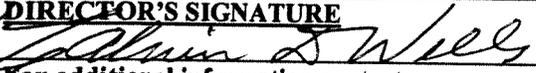
8

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

Origination Date
March 11, 2013

Agenda Date
MAR 20 2013

DIRECTOR'S SIGNATURE

CWS

For additional information contact:
Kathy Barton Phone: (832) 393-5045
Ray DuRousseau Phone: (832) 393-8726

Council District(s) affected
All

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of communication consultant services from the State of Texas Procurement and Support Services Contract in the total amount of \$80,000.00 for the Health & Human Services Department.

Award Amount: \$80,000.00

Finance Budget

\$80,000.00 Federal Government Grant (Fund 5000)

SPECIFIC EXPLANATION:

The Director of the Health & Human Services Department and the City Purchasing Agent recommend that City Council approve the purchase of communications consultant services from the State of Texas Procurement and Support Services Contract in the total amount of \$80,000.00 for the Health & Human Services Department and that authorization be given to issue a purchase order to the state contract supplier, Interlex Communications, Inc.

The scope of work requires the contractor to provide all equipment, facilities, labor, materials, tools, supervision and transportation necessary to develop a package of collateral materials that includes fact sheets and brochures that describe the Community Transformation Initiative principles; ad campaign materials related to healthy living; materials to be used in healthy community design workshops for community stakeholders; takeaway materials for meetings, for example, a glossary of public health and planning terms; and collateral program materials for workshops, trainings and other community engagement activities. The contractor shall also be required to develop a Communication Plan to promote Community Transformation Initiative progress and to lay out the details of the audiences, products and all other communication activities that will help the Community Transformation Initiative to meet project objectives. Additionally, the contractor will be required to develop a series of success story articles for public partners and other materials for use by the Department Director and other key staff to include talking points and powerpoint presentations to further explain and promote the Community Transformation Initiative in the department and through their respective networks. This initiative will take place over the Spring and Summer of 2013 and will be completed by September 2013.

HIRE HOUSTON FIRST:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the Department is utilizing an Interlocal Agreement/or Cooperative Purchasing Agreement for this purchase.

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

Buyer: Angela Dunn
RX 10163517

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Handwritten initials]

[Handwritten initials]

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9612

Subject: Sole Bid Received for Bell Helicopter Replacement Parts for the Houston Police Department
S21-S24424

Category #
4

Page 1 of 1

Agenda Item

9

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

Origination Date
February 28, 2013

Agenda Date
MAR 20 2013

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

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

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Uniflight, LLC on its sole bid in an amount not to exceed \$1,200,000.00 for Bell helicopter replacement parts for the Houston Police Department.

Estimated Spending Authority: \$1,200,000.00

Finance Budget

\$ 617,060.00 - Fed/Local/State Pass Fund (5030)
\$ 334,600.00 - Federal Government (5000)
\$ 248,340.00 - General Fund (1000)
\$1,200,000.00 - Total

SPECIFIC EXPLANATION:

The Chief of the Houston Police Department and the City Purchasing Agent recommend that City Council approve an award to Uniflight, LLC on its sole bid in an amount not to exceed \$1,200,000.00, for Bell helicopter replacement parts for the Houston Police Department. It is further requested that authorization be given to make purchases, as needed, for a 36-month period with two one-year options to extend. This award consists of a price list for Bell helicopter replacement parts which includes, but is not limited to: bolts, locks, blades, heat sensor elements and temperature indicator templates. This award will enable the Houston Police Department to replace scheduled and faulty parts on its Bell 410 helicopter.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Two prospective bidders downloaded the solicitation document from SPD's e-bidding website, and one bid was received. Subsequent to receipt of the bid, prospective bidders were contacted to determine the reason for the limited response to the solicitation. Potential respondents advised that they had other commitments and would not be able to perform the requirements of the project or could not meet the deadline for submittal of the bid.

Hire Houston First:

The proposed awards require compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston business and supports job creation. In this case, Uniflight, LLC does not meet the requirements of Hire Houston First; no Hire Houston First firms were within three percent.

Buyer: Laura A. Guthrie

Attachment: M/WBE zero-percent goal document approved by the Office of Business Opportunity.

ESTIMATED SPENDING AUTHORITY

DEPARTMENT	FY2013	OUTYEARS	TOTAL
POLICE	\$564,930.00	\$635,070.00	\$1,200,000.00

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

[Signature]
2/28/13

Other Authorization:



5 lines

Paul J...

CITY OF HOUSTON **RECEIVED** **Interoffice**
Houston Police Department Correspondence

SEP 04 2012

OBO

To: Marsha Murray, Asst. Director
Mayor's Office of Business
Opportunity

From: Frank Rodriguez – Division Manager
HPD Budget & Finance/Procurement

Date: August 22, 2012

Subject: M/WBE 0% Goal Request

Items or Scope of Services of Bid:

Bell 412 Series Twin Engine Helicopter Replacement Parts award.

The total dollar value is: **\$ 1,200,000.00**

I am requesting approval of a : **0 % goal.**

Justification:

Bidders on the Bell 412 Series 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.

Concur:

Approved:

Frank Rodriguez, Division Manager
Houston Police Department

Marsha Murray, Assistant Director
Mayor's Office of Business Opportunity

524424

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9600

Subject: Purchase of Equipment Trailers through the Houston Galveston Area Council for the Public Works & Engineering Department
S40-E24429-H

Category #
4

Page 1 of 2

Agenda Item

10

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

Origination Date
February 13, 2013

Agenda Date
MAR 20 2013

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
Kenneth Hogleund Phone: (832) 393-6901
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of equipment trailers through the Houston-Galveston Area Council (H-GAC) in the amount of \$259,541.80 for the Public Works & Engineering Department.

Award Amount: \$259,541.80

Finance Budget

\$ 259,541.80 - Combined Utility System General Purpose Fund (Fund 8305)

SPECIFIC EXPLANATION:

The Director of the Fleet Management Department and the City Purchasing Agent recommend that City Council approve an award authorizing the purchase of eight equipment trailers through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$259,541.80 for the Public Works & Engineering Department and that authorization be given to issue purchase orders to the H-GAC contractor, Doggett Heavy Machinery Services, LLC. These new equipment trailers will be used citywide by Department personnel to transport earthmoving equipment and large generators to and from repair sites and City facilities. The funding for these trailers is included in the adopted FY13 Equipment Acquisition Plan.

These new trailers will come with a full one-year warranty and their life expectancy is ten years. See the Equipment Usage Summary on Page 2 of 2 for equipment usage and replacement details. The trailers that will be replaced have reached their life expectancy and will be sent to auction for disposition.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the Department is utilizing the Inter-Local Agreement or Cooperative Purchasing Agreement for the purchase.

Buyer: Jeff Meekins

REQUIRED AUTHORIZATION

NDT

Finance Department:

Other Authorization:

Other Authorization:





EQUIPMENT USAGE SUMMARY

Description	Req. No.	Qty.	Department/Fleet Usage	Equipment Replacement	
				Shop No.	Age (Yrs.)
Trailer, Hydraulic Detachable Gooseneck LoBoy, 50-ton weight capacity	10152801	1	Public Works & Engineering This trailer will be used citywide by the Department's Public Utilities Division to transport large backhoes and excavators to and from repair sites.	29757	13
Trailer, Tag 20-ton weight capacity	10152766	5	Public Works & Engineering Five of these trailers will be used citywide by the Department's Public Utilities Division to transport small backhoes and excavators to and from repair sites. **One trailer will be an addition to the Division's fleet and will be used citywide to transport generators to Water Purification plants during power outages. This trailer is required during inclement weather with power outages to ensure water plants are operating within TCEQ guidelines. Currently, the Drinking Water Operations Branch does not have a similar trailer and has to borrow trailers from the Utility Maintenance Branch.	10596	33
	10152769	1		18377	21
				30562	12
				31883	11
				31885	11
Trailer, Tag 10-ton weight capacity	10152768	1	Public Works & Engineering This trailer will be used citywide by the Department's Public Utilities Division to transport generators to water purification plants and lift stations during power outages. This trailer is required during inclement weather with power outages to ensure water plants are operating within TCEQ guidelines. **This trailer will be an addition to the Division's fleet. Currently, the Drinking Water Operations Branch does not have a similar trailer in its fleet and has to borrow trailers from the Utility Maintenance Branch.	Shop No. **N/A	Age (Yrs.)

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9625

Subject: Purchase of Light Duty Vehicles through the Houston Galveston Area Council (H-GAC) and Texas Local Government Purchasing Cooperative (BuyBoard) for Various Departments S40-E24536-B & H

Category #
1 & 4

Page 1 of 2

Agenda Item

11011A

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

Origination Date
March 07, 2013

Agenda Date
MAR 20 2013

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Kenneth Hoglund Phone: (832) 393-6901
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$22,891.35 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve the purchase of light duty vehicles through the Houston-Galveston Area Council (H-GAC) and the Texas Local Government Purchasing Cooperative (BuyBoard) in the total amount of \$322,792.85 for various departments.

Award Amount: \$322,792.85

Finance Budget

\$ 22,891.35 - Equipment Acquisition Consolidated Fund (Fund 1800)
\$299,901.50 - Houston Airport System - AIF Capital Outlay Fund - (Fund 8012)
\$322,792.85 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$22,891.35 out of the Equipment Acquisition Consolidated Fund (Fund 1800). It is further recommended that City Council approve the purchase of light duty vehicles through the Inter-local Agreements for Cooperative Purchasing with H-GAC and BuyBoard in the total amount of \$322,792.85 for various departments and that authorization be given to issue purchase orders to the cooperative purchasing agencies' contractors as shown below. These light duty vehicles will be used by Houston Police Department officers at George Bush Intercontinental and William P. Hobby Airports for security, patrol, surveillance and investigative operations; and one vehicle will be used by Fleet Management Department managers who oversee fleet facilities and staff citywide. The funding for these vehicles is included in the adopted FY13 Equipment Acquisition Plan.

H-GAC Contractor:

Caldwell Automotive Partners, LLC d/b/a Caldwell Country Chevrolet: Approve the purchase of nine full size utility vehicles and one full size sedan in the amount of \$258,144.00.

BuyBoard Contractor:

Philpott Motors Ltd. d/b/a Philpott Ford: Approve the purchase of two full size sedans and one compact utility vehicle in the amount of \$64,648.85.

These new vehicles will come with a full three year/36,000-mile bumper-to-bumper vehicle warranty and either a five year/60,000-mile or a five year/100,000-mile power train warranty, depending upon the manufacturer. The life expectancy of these vehicles is seven years or 100,000 miles.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

fg

175

Date: 3/7/2013	Subject: Purchase of Light Duty Vehicles through the Houston Galveston Area Council (H-GAC) and Texas Local Government Purchasing Cooperative (BuyBoard) for Various Departments S40-E24536-B & H	Originator's Initials JM	Page 2 of 2
-------------------	---	--------------------------------	-------------

See the attached Equipment Usage Summary for vehicle usage and replacement details. The vehicles that will be replaced have reached their life expectancy and will be sent to auction for disposition.

Hire Houston First

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the Departments are utilizing Inter-local Agreements or Cooperative Purchasing Agreements for the purchase.

Attachment: Equipment Usage Summary

Buyer: Jeff Meekins

EQUIPMENT USAGE SUMMARY

RCA NO. 9625

DESCRIPTION	REQ. #	QTY.	DEPARTMENT/FLEET USAGE	EQUIPMENT REPLACEMENT		
				Shop No.	Mileage	Age (Yrs.)
Full Size Utility Vehicle - 2WD	10158912	1	Houston Airport System/Police Department These utility vehicles will be used by police officers for patrolling George Bush Intercontinental Airport and landside areas (airport perimeter and remote perimeter).	31826	102,645	12
	10164321	5		33832	114,156	10
				33826	102,645	6
				33827	113,948	6
				33784	107,955	6
				*38607	68,180	6
				*Totalled in accident 12/4/2011		
Full Size Utility Vehicle - 2WD	10158977	1	Houston Airport System/Police Department This utility vehicle will be used by Assistant Police Chiefs and/or civilian directors who oversee police officers patrolling George Bush Intercontinental Airport and landside areas (airport perimeter and remote perimeter).	Shop No. 35033	Mileage 112,651	Age (Yrs.) 7
Full Size Sedan	10159021	1	Houston Airport System/Police Department This sedan will be used by police officers for patrolling William P. Hobby Airport and landside areas (airport perimeter and remote perimeter).	Shop No. 28769	Mileage 109,294	Age (Yrs.) 16
Full Size Utility Vehicle - 2WD	10164325	2	Houston Airport System/Police Department These utility vehicles will be used by police officers for patrolling William P. Hobby Airport and landside areas (airport perimeter and remote perimeter).	Shop No. 33619 33612	Mileage 191,474 114,457	Age (Yrs.) 10 10

EQUIPMENT USAGE SUMMARY
RCA NO. 9625

DESCRIPTION	REQ. #	QTY.	DEPARTMENT/FLEET USAGE	EQUIPMENT REPLACEMENT		
				Shop No.	Mileage	Age (Yrs.)
Full Size Sedan	10159027	2	Houston Airport System/Police Department These sedans will be used by Assistant Police Chiefs and/or civilian directors who oversee police officers patrolling George Bush Intercontinental Airport and landside areas (airport perimeter and remote perimeter).	32674 32725	98,025 105,894	11 11
Compact Utility Vehicle - 2WD	10163382	1	Fleet Management This utility vehicle will be used citywide by the Department's shop and Division managers to monitor fleet maintenance facilities and staff.	*Addition to fleet.	N/A	N/A

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9640

Subject: Amend Council Motion for the Purchase of Tech-Related Products/Services through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities for Various Departments/E23418-A1	Category # 4	Page 1 of 2	Agenda Item 12
---	-----------------	-------------	-----------------------

FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date March 08, 2013	Agenda Date MAR 20 2013
--	---	-----------------------------------

DIRECTOR'S SIGNATURE <i>Calvin D. Wells</i>	Council District(s) affected All
---	--

For additional information contact: Charles T. Thompson Phone: (832) 393-0082 Douglas Moore Phone: (832) 393-8724	Date and Identification of prior authorizing Council Action: Council Motion No. 2009-0922; passed Dec. 16, 2009
--	---

RECOMMENDATION: (Summary)
Amend Council Motion No. 2009-0922, to increase the spending authority for GTSI Corp. from \$6,000,000.00 to \$8,500,000.00 for the purchase of tech-related products/services through the Master Intergovernmental Cooperative Purchasing Agreement (MICPA) with U.S. Communities for various departments.

Spending Authority Increased by: \$2,500,000.00	Finance Budget
---	-----------------------

Various funds for various departments

SPECIFIC EXPLANATION:
The Director of the Houston Information Technology Services (HITS) and the City Purchasing Agent recommend that City Council amend Council Motion No. 2009-0922, to increase the spending authority for GTSI Corp. from \$6,000,000.00 to \$8,500,000.00 for the purchase of tech-related products/services through the Master Intergovernmental Cooperative Purchasing Agreement (MICPA) with U.S. Communities for various departments and that authorization be given to issue purchase orders, as necessary, to the U.S. Communities Lead Public Agency contractor, GTSI Corp. All GTSI Corp. purchases citywide will require HITS approval and the Strategic Purchasing Division (SPD) will be responsible for processing all GTSI Corp. purchase orders citywide. Individual purchases over \$300,000.00 will continue to require separate Council approval. Additionally, HITS in conjunction with the Finance Department will continue to monitor detailed spending and provide reports to City Council when required.

The initial spending authority granted to GTSI Corp. was approved by Council Motion No. 2009-0922, passed December 16, 2009 in an amount not to exceed \$6,000,000.00. Expenditures as of March 6, 2013 totaled \$5,895,749.88. Due to the contract between the U.S. Communities Lead Public Agency and GTSI Corp. being extended for one additional year, the additional spending authority is necessary to allow the City to continue to purchase tech-related products/services from GTSI Corp. through April 30, 2014 when the first option year will expire. Additionally, due to the urgent requirements of the City Departments needing continued future services, and if the U.S. Communities Lead Public Agency elects to exercise its second option year of three, it is anticipated that the City Departments will seek City Council approval for additional spending authority in approximately eleven months; at which time a new request for council action will be submitted.

GTSI Corp will provide technology products and services for all City Departments; this will significantly decrease the amount of staff time required to develop specifications and bid items for IT-related software, hardware, equipment and related services. The utilization of the MICPA allows the City to leverage numerous existing US governmental contracts with over 38,000 participating agencies with an estimated purchasing

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

CWS

M

13

Date: 3/8/2013 ,	Subject: Amend Council Motion for the Purchase of Tech-Related Products/Services through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities for Various Departments/E23418-A1	Originator's Initials MS	Page 2 of 2
---------------------	--	--------------------------------	-------------

power value of \$1.5 billion annually. Moreover, the City will receive the (most favored nation rate). As a result, the City shall capitalize on significant cost savings.

The City is eligible to participate in the U.S. Communities Purchasing Alliance as set out in Section 791.011 of the Government Code and such purchases satisfy State bid laws as set out in Section 791.025 of the Government Code.

M/WBE Compliance:

All purchases made pursuant to the MICPA with U.S. Communities Lead Public Agency contractors valued at \$100,000.00 or greater are assessed in terms of divisibility of the work and the M/WBE capacity related to the type of work to be performed. The City assigns the M/WBE participation goal in the procurement phase and it will be referenced on each purchase order issued.

Buyer: Murdock Smith III



HCD13-40 KASO

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: A resolution declaring April as Fair Housing month in the City of Houston, Texas Category # Page 1 of 1 Agenda Item # 13

FROM: Neal Rackleff, Director Housing and Community Development Department Origination Date 2/28/2013 Agenda Date MAR 20 2013

DIRECTOR'S SIGNATURE: [Signature] Council District affected: N/A

For additional information contact: Brenda Scott 713-868-8484 Date and identification of prior authorizing Council action: Resolution No. 2012-10

RECOMMENDATION: The Housing and Community Development Department recommends approval of a Resolution declaring April as Fair Housing month in the City of Houston.

Amount of Funding: NO FUNDING REQUIRED Finance Budget:

SOURCE OF FUNDING [] General Fund [] Grant Fund [] Enterprise Fund [] Other None

SPECIFIC EXPLANATION:

April 11, 2013, marks the 45th anniversary of the passage of the Fair Housing Act, Title VIII of the Civil Rights Act of 1968, as amended, which seeks to eliminate discrimination in housing opportunities and to affirmatively further housing for all Americans.

As part of the City of Houston's application for Round 2 CDBG-Disaster Recovery funds, the City committed to increasing public awareness of fair housing and fair housing laws specifically by seeking passage of a City Council resolution declaring April as Fair Housing month.

Last year, Council approved a Resolution declaring April 2012 as Fair Housing Month. However, the Resolution was only for one year. Instead of adopting a new Resolution each year, this Resolution will declare April as Fair Housing month in perpetuity (i.e. April of each year will be Fair Housing Month in Houston). This will ensure compliance with the Fair Housing Action Statement submitted to the Texas General Land Office in September 2011 and with the Certification to affirmatively further fair housing submitted annually to the U.S. Department of Housing and Urban Development with the Consolidated and Annual Action Plan.

Therefore, the Housing and Community Development Department recommends Council approval of a resolution stating:

- The month of April is deemed "Fair Housing Month" annually in the City of Houston, Texas.
All agencies, institutions and individuals, public and private, are encouraged to become aware of and support the letter and spirit of Fair Housing laws.

This item was presented at the Housing, Sustainable Growth and Development Committee meeting on March 19, 2013.

NR/VC/BS

Cc: City Secretary
Legal Department
Mayor's Office

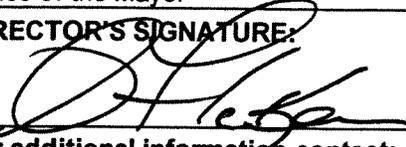
REQUIRED AUTHORIZATION

Finance Director: Other Authorization: Other Authorization:

K250

SUBJECT: Resolution assuring certain City services to the National Football League "NFL" as part of a bid to host the 2017 Super Bowl.	Category #	Page 1 of 2	Agenda Item # 14
---	-------------------	-----------------------	--------------------------------

FROM (Department or other point of origin): Andrew F. Icken Chief Development Officer Office of the Mayor	Origination Date March 12, 2013	Agenda Date MAR 20 2013
---	---	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: All
---	--

Handwritten initials

For additional information contact: Andy Icken Phone: 832-393-1064	Date and identification of prior authorizing Council action:
---	---

RECOMMENDATION: (Summary)
Approve a resolution in support of assuring certain City services to the National Football League in an effort to host Super Bowl LI in 2017.

Amount and Source of Funding: N/A	Finance Budget:
---	------------------------

SPECIFIC EXPLANATION:

The City of Houston is bidding to host the 2017 Super Bowl, the largest annual sporting event held in the United States. Hosting the game and related events generates international goodwill and prestige for the host city while providing substantial economic benefits and financial activity.

The average total economic impact from the Super Bowl to the host community over the past five years has been significant. Direct spending in the community ranges between \$160 million and \$225 million. These figures are based on 80,000 to 90,000 fans spending approximately \$2,000 to \$2,500 apiece. Additionally, approximately 60% of Super Bowl visitors stay in an area hotel or motel for an average of three days.

Approximately 80 million people in 190 countries watch the Super Bowl every year on television, providing the host city with free advertising exposure it could never afford to purchase.

Houston representatives are scheduled to present the City's bid to the NFL in early April 2013, seeking to have Houston named the host city for the 2017 Super Bowl. The NFL will make its designation in May. The NFL has requested a declaration of support for the host city concerning the performance of reasonable and necessary government services in connection with the Super Bowl and related official events as part of the formal bid.

State law allows counties and municipalities to request the Texas Comptroller to establish an Other Events Trust Fund in connection with certain sporting events. Various incremental tax revenues (with a 6.25 times match of State tax revenues) are placed in the Other Events Trust Fund and are used toward satisfying expenses incurred for the event. If City Council approves the resolution, and if the City is designated as the site for the 2017 Super Bowl, the City Council is authorizing the City to request the Comptroller to initiate and establish an Other Events Trust Fund for the Super Bowl and related official events. Thereafter, City Council would be asked to approve the City's share of local matching funds (which will be matched 6.25 times by the State) and a Joinder Agreement with the Host Committee, detailing the use and expenditure of funds from the Other Events Trust Fund.

REQUIRED AUTHORIZATION		
Finance Director:	Other Authorization:	Other Authorization:

Handwritten mark

SUBJECT: Resolution assuring certain City services to the National Football League as part of a bid to host the 2017 Super Bowl.

Page 2 of 2

City Council will be committing support services (including special event services, fire, police, medical emergency, traffic, airport and public works/street maintenance) reasonably necessary to the success of the 2017 Super Bowl. The City is committing support services with the understanding the Host Committee will reimburse the City for its actual costs for providing such services. As part of its bid, Houston First Corporation agrees to provide the George R. Brown Convention Center as the site for the NFL Media Center, the NFL Experience and the Friday Night Party, without imposing facility rental or license fees. The City agrees not to sponsor other Super Bowl related events two weeks prior to the Super Bowl to one week afterward.

City Council is urged to approve this resolution to provide certain services in an effort to secure the host role for the 2017 Super Bowl.

Houston Super Bowl LI Bid Committee

- Secretary James A. Baker III, Honorary Chair**
- Richard "Ric" Campo, Chair**
- Robert "Bob" McNair, Owner, Houston Texans**

Committee

- Dennis Braham, Winstead PC
- Susan Christian, Director, Mayor's Office of Special Events
- Edgardo Colón, Chairman, Harris County Sports & Convention Corporation
- Bob Harvey, President and CEO, Greater Houston Partnership
- Don Henderson, President and CEO, DJH Consulting, LLC
- Kevin Hoffman, Deputy Executive Director, Harris County Sports & Convention Corporation
- Heather Houston, Director, Lone Star Sports & Entertainment
- Willie Loston, Executive Director, Harris County Sports & Convention Corporation
- Kathy Luhn, Chief of Staff, Office of the Judge, Harris County Texas
- Mark Miller, General Manager, Reliant Park
- Greg Ortale, President and CEO, Greater Houston Convention and Visitors Bureau
- Jamey Rootes, President, Houston Texans
- Janis Schmees, CEO, Harris County – Houston Sports Authority
- John Solis, Vice President of Sales, Greater Houston Convention and Visitors Bureau
- David Staas, Winstead PC
- Dawn Ullrich, President and CEO, Houston First Corporation
- Luther Villagomez, Chief Operating Officer – Convention Center, Houston First Corporation



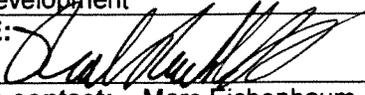
TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Red Bluff Apartments, an affordable rental housing complex located at Strawberry Road and Genoa Red Bluff Road.		Category #	Page 1 of 1	Agenda Item # 13
FROM: Neal Rackleff, Director Housing and Community Development		Origination Date 3/5/2013	Agenda Date MAR 20 2013	
DIRECTOR'S SIGNATURE: <i>Neal Rackleff</i>		Council District affected: District E		
For additional information contact: Marc Eichenbaum Phone: 713-865-4557		Date and identification of prior authorizing Council action:		
RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of Red Bluff Apartments, an affordable rental housing complex located at the northeast corner of Strawberry Road and Genoa Red Bluff Road.				
Amount of Funding: Not Applicable			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund No Funding is Required				
SPECIFIC EXPLANATION: TX Strawberry Apartments, Ltd, the developer of Red Bluff Apartments, a proposed 96-unit multifamily development located at the northeast corner of Strawberry Road and Genoa Red Bluff Road, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits. Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution. This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013. cc: City Secretary Legal Department Mayor's Office				
REQUIRED AUTHORIZATION				
Finance Department:		Other Authorization:		Other Authorization:

Cuss

HCD13-23

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of El Dorado Green Apartments, an affordable rental housing complex for seniors located at 200 W. El Dorado Boulevard.		Category #	Page 1 of 1	Agenda Item # 16
FROM: Neal Rackleff, Director Housing and Community Development		Origination Date 3/5/2013	Agenda Date MAR 20 2013	
DIRECTOR'S SIGNATURE: 		Council District affected: District E		
For additional information contact: Marc Eichenbaum Phone: 713-865-4557		Date and identification of prior authorizing Council action:		
RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of El Dorado Green Apartments, an affordable rental housing complex for seniors located at 200 W. El Dorado Boulevard.				
Amount of Funding: Not Applicable			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund No Funding is Required				
SPECIFIC EXPLANATION: El Dorado Green Apartments, LP, the developer of El Dorado Green Apartments, a proposed 110-unit affordable rental housing complex for seniors located at 200 W. El Dorado Boulevard, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits. Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution. This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013. cc: City Secretary Legal Department Mayor's Office				
REQUIRED AUTHORIZATION				
Finance Department:		Other Authorization:		Other Authorization:

cc: [handwritten initials]

1

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

HCD 13-20
Desc

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Cottages at South Acres, an affordable rental housing complex located at the east side of the approximately 11300 block of Scott Street.	Category #	Page 1 of 1	Agenda Item # 17
---	-------------------	-----------------------	--------------------------------

FROM: Neal Rackleff, Director Housing and Community Development	Origination Date 3/5/2013	Agenda Date MAR 20 2013
--	-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: <i>Neal Rackleff</i>	Council District affected: District D
--	---

For additional information contact: Marc Eichenbaum Phone: 713-865-4657	Date and identification of prior authorizing Council action:
---	---

RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of Cottages at South Acres, an affordable rental housing complex located at the east side of the approximately 11300 block of Scott Street.

Amount of Funding: Not Applicable	Finance Budget:
---	------------------------

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

No Funding is Required

SPECIFIC EXPLANATION:

Cottages at South Acres, Ltd., the developer of Cottages at South Acres, a proposed 144-unit multifamily development located at the east side of the approximately 11300 block of Scott Street, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013.

cc: City Secretary
Legal Department
Mayor's Office

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
----------------------------	-----------------------------	-----------------------------

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

13 - The Hamilton

MUWIS UC

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of The Hamilton apartment complex located at 1800 St. Joseph Parkway.

Category #

Page 1 of 1

Agenda Item # 18

FROM:
Neal Rackleff, Director
Housing and Community Development

Origination Date
3/5/2013

Agenda Date
MAR 20 2013

DIRECTOR'S SIGNATURE:

Council District affected:
District I

For additional information contact: Marc Eichenbaum
Phone: 713-865-4557

Date and identification of prior authorizing Council action:

RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of The Hamilton apartment complex located at 1800 St. Joseph Parkway.

Amount of Funding:
Not Applicable

Finance Budget:

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

No Funding is Required

SPECIFIC EXPLANATION:

The Hamilton Apartments, LP, the developer of The Hamilton, a proposed 148-unit multifamily development located at the 1800 block of St. Joseph Parkway, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA) to fund this project. Because the project is (1) located within one mile or less of an affordable housing development that has received Housing Tax Credits during the last three years, and (2) the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and a written statement of support from the Governing Body for the project to be considered for HTC by the State.

Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013.

Cc: City Secretary
Legal Department
Mayor's Office

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

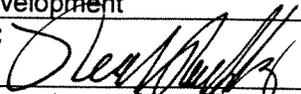
Other Authorization:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

HCD13-26 Reso

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Hurstbourne Crossing, an affordable rental housing complex located at the NW quadrant of Oats Road and IH 10.	Category #	Page 1 of 1	Agenda Item # 19
--	-------------------	--------------------	-------------------------

FROM: Neal Rackleff, Director Housing and Community Development	Origination Date 3/5/2013	Agenda Date MAR 20 2013
--	-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: District I
--	---

For additional information contact: Marc Eichenbaum Phone: 713-865-4557	Date and identification of prior authorizing Council action:
---	---

RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of Hurstbourne Crossing, an affordable rental housing complex located at the NW quadrant of Oats Road and IH 10.

Amount of Funding: Not Applicable	Finance Budget:
---	------------------------

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

No Funding is Required

SPECIFIC EXPLANATION:

Hurstbourne Crossing, LP, the developer of Hurstbourne Crossing, a proposed 120-unit multifamily development located at the NW quadrant of Oats Road and IH 10, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013.

Cc: City Secretary
Legal Department
Mayor's Office

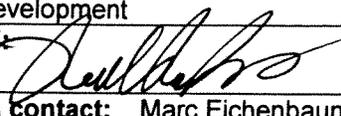
REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
----------------------------	-----------------------------	-----------------------------

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Lafayette Plaza, an affordable rental housing complex for seniors located at Clarewood Drive and Bonhomme Road.	Category #	Page 1 of 1	Agenda Item # 20
--	-------------------	--------------------	-------------------------

FROM: Neal Rackleff, Director Housing and Community Development	Origination Date 3/5/2013	Agenda Date MAR 20 2013
--	-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: District J
--	---

For additional information contact: Marc Eichenbaum Phone: 713-865-4557	Date and identification of prior authorizing Council action:
---	---

RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of Lafayette Plaza, an affordable rental housing complex for seniors located at Clarewood Drive and Bonhomme Road.

Amount of Funding: <p style="text-align: center;">Not Applicable</p>	Finance Budget:
--	------------------------

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

No Funding is Required

SPECIFIC EXPLANATION:

Lafayette Plaza Apartments, LP, the developer of Lafayette Plaza, a proposed 122-unit multifamily development for seniors located at Clarewood Drive and Bonhomme Road, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013.

Cc: City Secretary
Legal Department
Mayor's Office

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
----------------------------	-----------------------------	-----------------------------

HCD13-24Kao

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of MainStreet Kingwood, an affordable rental housing complex for seniors located at Dunham Road.	Category #	Page 1 of 1	Agenda Item # 21
--	-------------------	--------------------	----------------------------

FROM: Neal Rackleff, Director Housing and Community Development	Origination Date 3/5/2013	Agenda Date MAR 20 2013
--	-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: District E
--	---

For additional information contact: Marc Eichenbaum Phone: 713-865-4557	Date and identification of prior authorizing Council action:
---	---

RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of MainStreet Kingwood, an affordable rental housing complex for seniors located at Dunham Road.

Amount of Funding: Not Applicable	Finance Budget:
---	------------------------

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

No Funding is Required

SPECIFIC EXPLANATION:

MainStreet Kingwood, LP, the developer of MainStreet Kingwood, a proposed 104-unit affordable rental housing complex for seniors located at Dunham Road, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013.

cc: City Secretary
Legal Department
Mayor's Office

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
----------------------------	-----------------------------	-----------------------------

copy

22

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

13 - 4320 Lofts *RESO*

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of 4320 Lofts, an affordable rental housing complex located at 4320 Old Spanish Trail.	Category #	Page 1 of 1	Agenda Item # <i>220</i>
--	-------------------	--------------------	------------------------------------

FROM: Neal Rackleff, Director Housing and Community Development	Origination Date 3/5/2013	Agenda Date <i>MAR 20 2013</i>
--	-------------------------------------	--

copy **DIRECTOR'S SIGNATURE:** *Neal Rackleff*

For additional information contact: Marc Eichenbaum Phone: 713-865-4557	Council District affected: District D	Date and identification of prior authorizing Council action:
---	---	---

RECOMMENDATION: The Department recommends approval of a Resolution supporting and approving the proposed construction of 4320 Lofts, an affordable rental housing complex located at 4320 Old Spanish Trail.

Amount of Funding: Not Applicable	Finance Budget:
--	------------------------

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

No Funding is Required

SPECIFIC EXPLANATION:

DMA 4320 Lofts, LLC, the developer of 4320 Lofts, a proposed 96-unit multifamily development located at 4320 Old Spanish Trail, is currently applying for Housing Tax Credits (HTC) from the Texas Department of Housing and Community Affairs (TDHCA) to fund this project. Because the project is (1) located within one mile or less of an affordable housing development that has received Housing Tax Credits during the last three years, and (2) the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and a written statement of support from the Governing Body for the project to be considered for HTC by the State.

Due to outstanding need, the Housing and Community Development Department recommends approval of this Resolution.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 19, 2013.

cc: City Secretary
Legal Department
Mayor's Office

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:



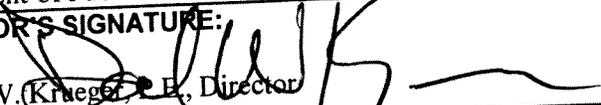
23

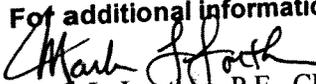
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance adopting Impact Fees for drainage and amending Chapter 47 of the Code of Ordinances to set the Drainage Impact Fee, in accordance with Chapter 395 of the Texas Local Government Code.	Page 1 of 2	Agenda Item # 23
--	----------------	---------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 3-13-13	Agenda Date: MAR 20 2013
--	-------------------------------------	------------------------------------

DIRECTOR'S SIGNATURE:  Daniel W. Kraeger, P.E., Director	Council District affected: All 
--	---

For additional information contact:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action: 2010-0879 11/15/2010; 2011-0254 04/06/2011; 2012-1047 12/05/2012; 2013-0060 01/30/2013; 2013-0028 01/16/2013; 2013-0156 03/06/2013
--	---

RECOMMENDATION: (Summary)
Approve an Ordinance to amend Chapter 47 of the Code of Ordinances for imposition of Impact Fees for Drainage, accepting the maximum allowable rates and setting Drainage Impact Fees.

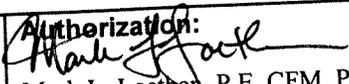
Amount and Source of Funding: N/A

BACKGROUND: On November 2, 2010, voters of the City of Houston passed Proposition One that established a dedicated pay-as-you-go funding source to renew Houston's drainage systems and streets. As a result, Council amended the City's Charter on November 15, 2010 to create the Dedicated Drainage and Street Renewal Fund (DDSRF) composed of the following four (4) funding sources:

- Developer Impact Fees
- Drainage Charges
- \$.118 of the City's ad valorem tax levy minus existing debt service
- Third party contracts, grants or payments

This recommendation addresses the requirement for the first funding component with regard to drainage. State law allows municipalities to charge Drainage Impact Fees for new development projects. This revenue helps offset the City's cost to provide drainage infrastructure to a growing community. Pursuant to Chapter 395 of the Local Government Code, the process of adoption requires the City to perform an engineering study on the program and approve the findings of the report. The report includes Land Use Assumptions, the Capital Improvement Plan (internally known as the "Drainage Impact Fee Improvement Plan" or "DIFIP"), and Impact Fee calculations. The Planning Commission, acting as the Capital Improvements Advisory Committee, approved the Land Use Assumptions and DIFIP at their January 3, 2013 meeting and the Impact Fee calculations at their February 21, 2013 meeting and recommended their adoption by City Council.

The Maximum Impact Fee calculated in the report is based on the cost of all eligible capital improvements within each service area divided by the total increase in service units (1 service unit = 1,000 square feet of impervious area) expected to occur over the ten (10) year span of the DIFIP. While Chapter 395 of the Local Government Code requires that a maximum allowable fee be calculated, any amount up to the maximum allowable fee may be adopted by City Council.

REQUIRED AUTHORIZATION LTS# 1745		CUIC ID# 20UPA222
Finance Department:	Authorization:  Mark L. Loethen, P.E. CFM, PTOE Deputy Director Planning and Development Services Division	Other Authorization:

copy

Date

SUBJECT: Ordinance adopting Impact Fees for drainage in accordance with Chapter 395 of the Texas Local Government Code and amending Chapter 47 of the Code of Ordinances to set the Drainage Impact Fee.

Original
Initials

Page
2 of 2

The report establishes the maximum allowable drainage impact fee that can be assessed within each Service Area as:

SERVICE AREA	MAXIMUM FEE PER SERVICE UNIT
Addicks Reservoir	\$0.00
Barker Reservoir	\$0.00
Brays Bayou	\$8.63
Buffalo / White Oak	\$16.38
Clear Creek	\$0.39
Greens Bayou	\$13.41
Hunting Bayou	\$10.24
San Jacinto	\$0.00
Ship Channel	\$0.00
Sims / Vince	\$57.24

Under Chapter 395 of the Local Government Code, the Ordinance adopting the Impact Fees cannot be adopted under an emergency ordinance; therefore, it must be read at two (2) separate City Council meetings. State Law also requires City Council to hold public hearings before adopting the Land Use Assumptions and Capital Improvement Plan and the Drainage Impact Fee calculations. These occurred on Wednesday, January 16, 2013, and Wednesday, March 6, 2013, respectively.

RECOMMENDATION: Approve an ordinance accepting the maximum allowable Impact Fees for Drainage within each Service Area and amendments to Chapter 47 of the Code of Ordinances setting the Drainage Impact Fees, in accordance with Chapter 395 of the Texas Local Government Code.

City of Houston, Texas, Ordinance No. 2013-_____

ORDINANCE ADOPTING DRAINAGE IMPACT FEES IN ACCORDANCE WITH CHAPTER 395 OF THE TEXAS LOCAL GOVERNMENT CODE ("CHAPTER 395"); AMENDING CHAPTER 47 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS AND CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; CONTAINING A SAVINGS CLAUSE; AND PROVIDING FOR SEVERABILITY.

* * * *

WHEREAS, Houston voters approved an amendment to the City Charter known as Proposition 1 on the ballot, commonly referred to as "ReBuild Houston," at an election held on November 2, 2010, to "provide for the enhancement, improvement and ongoing renewal of Houston's drainage and streets by creating a Dedicated Pay-As-You-Go Fund for Drainage and Streets"; and

WHEREAS, the Charter amendment embodied in Proposition 1 was included in the City Charter as Article IX, Section 22, and reads in pertinent part, "All proceeds of developer impact fees, which beginning in fiscal year 2012, and continuing thereafter shall be imposed in an equitable manner as provided by law to recover allocable costs of providing drainage and streets for properties under development"; and

WHEREAS, City Council passed Ordinance No. 2011-0254, effective date April 6, 2011, to create a Municipal Drainage and Utility System and establish a schedule of drainage charges to help fund ReBuild Houston; and

WHEREAS, City Council passed Ordinance No. 2011-1168, effective date December 14, 2011, which created the City Fee Schedule and provided for removing fees from the Code of Ordinances in order to increase administrative efficiency and reduce costs to tax payers; and

WHEREAS, City Council passed Ordinance No. 2012-0097, authorizing a professional services agreement with Kimley-Horn and Associates, Inc., countersigned

on February 7, 2012, in part to develop land use assumptions and a capital improvement plan for the calculation of impact fees consistent with Article IX, Section 22 (the "Study"); and

WHEREAS, City Council received the Study, which the City Secretary's Office made available to the public on December 12, 2012; and

WHEREAS, the City published notice of a public hearing on adoption of land use assumptions and a capital improvement plan for possible adoption of impact fees for drainage in the Houston Chronicle on December 16, 2012, in accordance with Chapter 395; and

WHEREAS, City Council held a public hearing on January 16, 2013, and upon adoption of the aforementioned land use assumptions and a capital improvement plan, known internally as the Drainage Impact Fee Improvement Plan and

WHEREAS, City Council adopted the aforementioned land use assumptions and the Drainage Impact Fee Improvement Plan on January 30, 2013; and

WHEREAS, the City published notice of a public hearing on the adoption of drainage impact fees in accordance with Chapter 395 on February 3, 2013 in the Houston Chronicle, in accordance with Chapter 395; and

WHEREAS, the Planning Commission held a special meeting on February 21, 2013 to review and comment upon the drainage impact fees per service unit in each respective service area as proposed by the Study and recommended by the Department of Public Works and Engineering;

WHEREAS, on February 26, 2013, the City Secretary received and made available to the public the Planning Commission's special meeting minutes, containing the comments on the drainage impact fees per service unit in each respective service area;

WHEREAS, City Council held a public hearing on the adoption of drainage impact fees on March 6, 2013, in accordance with Chapter 395, City Council now intends to adopt impact fees; and

WHEREAS, City Council intends to adopt the maximum fee per service unit as the actual impact fee per service unit, and therefore, no increases to the actual impact fee per service unit may occur until the City amends the drainage impact fee improvement plan; **NOW, THEREFORE**,

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

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

Section 2. That, based upon Section V.C. of the Study and the recommendations of the Planning Commission and the Department of Public Works and Engineering, City Council hereby adopts the drainage impact fees per service unit in the table below ("service unit rates"):

SERVICE AREA	SERVICE UNIT RATES
Addicks Reservoir	\$0.00
Barker Reservoir	\$0.00
Brays Bayou	\$8.63
Buffalo / White Oak	\$16.38
Clear Creek	\$0.39
Greens Bayou	\$13.41
Hunting Bayou	\$10.24
San Jacinto	\$0.00
Ship Channel	\$0.00
Sims / Vince	\$57.24

Section 3. That City Council hereby accepts from the Planning Commission comments concerning the Proposed Amendments, which were placed on file with the City Secretary on February 26, 2013, and are attached hereto as "Exhibit B".

Section 4. That the Director of the Finance Department shall amend the City Fee Schedule to reflect the unit service rates established by this Ordinance.

Section 5. That Chapter 47 of the Code of Ordinances, Houston, Texas, is hereby amended to add Article XV to read as follows:

“ARTICLE XV. DRAINAGE IMPACT FEES

DIVISION 1. GENERAL PROVISIONS

Sec. 47-881. Purpose.

This article is intended to ensure the provision of adequate public drainage facilities to serve new development in the city by requiring each such development to pay its pro rata share of the costs of drainage capital improvements necessitated by and attributable to such new development.

Sec. 47-882. Authority.

This article is adopted pursuant to Chapter 395 of the Texas Local Government Code and pursuant to the Houston City Charter, Article IX, Section 22. The provisions of this article shall not be construed to limit the power of the city to utilize other methods authorized under state law or pursuant to other city powers to accomplish the purposes set forth herein, either in substitution for or in conjunction with this article.

Sec. 47-883. Definitions.

As used in this article, the following terms and phrases shall have the following meanings:

Assessment means the determination of the amount of the service unit rate that may be imposed on new development pursuant to this article as determined at the time specified in section 47-891 of this Code.

Building permit means:

- a. With respect to buildings or premises within the corporate limits of the city, the general permit required by the Construction Code; or
- b. With respect to buildings or premises outside the corporate limits of the city or for which a general

permit under the Construction Code is not required, a plumbing permit under the Construction Code or under section 47-14 of this Code.

Credit means a certain number of service units attributable to an improved lot with impervious surface for purposes of article XIV of this chapter.

Drainage means water transported by or detained in features and improvements, whether natural or man-made, such as streets, curbs, bridges, catch basins, channels, conduits, creeks, culverts, detention ponds, ditches, draws, flumes, pipes, pumps, sloughs, treatment works, and any appurtenances, that use force or gravity to draw off surface water from land, carry the water away, collect, store, or treat the water, or divert the water into natural or man-made watercourses.

Drainage benefit area means an area within the city's extraterritorial jurisdiction that may reasonably connect to the city's drainage system.

Drainage capital improvement or *drainage impact fee improvement* means a drainage facility with a life expectancy of three or more years, to be owned or operated by or on behalf of the city.

Drainage capital improvement plan or *drainage impact fee improvement plan* means the plan adopted by city council at least every ten years, as may be amended from time to time, identifying the drainage facilities and their associated costs, necessitated by and attributable to new development, to be financed in whole or in part through drainage impact fees imposed and collected pursuant to this article.

Drainage facility means an improvement to land designed or utilized, in whole or part, for the purpose of collecting, storing, pumping or conveying drainage, including an existing facility, the capacity of which has been expanded to service new development. *Drainage facility* includes land, roads, easements or structures and all appurtenances associated with such facilities.

Drainage impact fee means a fee imposed by city council on new development to fund or reimburse the costs of drainage capital improvements necessitated by and attributable to such new development. Drainage impact fees do not include requirements for

the dedication or construction of rights-of-way or easements for such facilities, nor payment by persons receiving service from a drainage facility of connection charges imposed to reimburse a property owner for the costs of extending such drainage facility.

Drainage service area means an area designated as such by city council within a certain watershed boundary located within the corporate limits of the city.

Drainage system means the drainage and drainage facilities owned or controlled in whole or in part by the city, including provisions for additions to the system. Drainage system components, including but not limited to streets, sidewalks, other dedicated improvements, and supporting rights-of-way shall not be considered residential or nonresidential property as defined herein.

Impervious surface means any area that has been compacted or covered such that it does not readily absorb water or does not allow water to percolate through to undisturbed underlying soil strata. Surface materials considered impervious shall include, but not be limited to, bricks, pavers, concrete, asphalt, compacted oil-dirt, compacted or decomposed shale, oyster shell, gravel, or granite, and other similar materials. Surface features utilizing such materials and considered impervious shall include, but not be limited to, decks, foundations (whether pier and beam or slab), building roofs, parking and driveway areas, sidewalks, compacted or rolled areas, paved recreation areas, swimming pools, and other features or surfaces that are built or laid on the surface of the land and have the effect of increasing, concentrating, or otherwise altering water runoff so that flows are not readily absorbed.

Improved lot means a lot or a tract of land on which the city has recorded impervious surface as determined under Article XIV of this chapter.

New development means a project involving the construction, reconstruction, redevelopment, conversion, structural alteration, relocation or enlargement of any structure, or any use or extension of the use of land, that requires either the issuance of a building permit or connection to the city's drainage system and has not been exempted from compliance by this article or state law.

Offset means the amount of the reduction of a drainage impact fee, determined under this article or pursuant to administrative guidelines, that is equal to the value of a drainage

facility or portion thereof included in the drainage impact fee improvement plan and is constructed or financed by a property owner without reimbursement from other city funds.

Plat means the plan or map of a subdivision to be filed for record with the county clerk in the county in which the property is located. *Plat* includes a replat, but excludes a development plat.

Property owner means the owner in fee of a tract or parcel of land upon which new development is to be located, or his authorized representative.

Service unit means 1,000 square feet of impervious surface rounded to the nearest ten square feet for purposes of impact fee calculation.

Service unit rate means the drainage impact fee that the city charges per service unit within a certain drainage service area.

Sec. 47-884. Drainage impact fees, in general.

(a) Except as otherwise provided herein, each new development within any of the city's drainage service areas shall pay a drainage impact fee for drainage facilities necessitated by and attributable to that development as provided in division 2 of this article. Drainage impact fees shall be assessed against and collected from new development on the basis of service units and shall vary depending on the drainage service area in which the property is located.

(b) The maximum drainage impact fee per service unit assessed against a new development is provided in the drainage impact fee improvement plan. The service unit rates shall never exceed the maximum drainage impact fee per service unit.

(c) The service unit rates shall be published in the city fee schedule and shall be collected from new development as stated in this article. On July 1 of each year beginning on July 1, 2018, and to the extent allowed by subsection (b), the director shall cause the service unit rates in the city fee schedule to be adjusted by an amount equal to the percentage increase (if any) in the designated index for the preceding calendar year multiplied by the service unit rates. The director shall annually calculate the effective service unit rates for each drainage service area on or before June 1 of each year and make all calculations available in his or her office upon request for public inspection.

For purposes of this subsection, the term *designated index* shall mean the United States Producers Price Index for All Commodities (1982=100), as published by the Bureau of Labor Statistics, U.S. Department of Labor. If such index is subject to adjustment later, then the city shall use the adjusted index, together with any correlation factor necessary to relate the later adjusted index to the earlier index, as published by the entity publishing the index, or if such publication is discontinued, the designated index shall then refer to comparable statistics on changes in the cost of living for urban consumers as the same may be computed and published by an agency of the United States or by a responsible financial periodical of recognized authority, which agency or periodical shall be selected by the city.

(d) City council may amend drainage impact fees to be collected from new developments without amending the service unit rates or drainage impact fee improvement plan adopted herein, as long as the impact fees to be collected do not exceed the maximum drainage impact fees per service unit that may be assessed for such facilities.

Sec. 47-885. Drainage service areas

(a) The department shall keep, update, and make available to the public maps of the drainage service areas. The drainage service areas may be amended from time to time as part of a new or amended drainage impact fee improvement plan. When the city's corporate limits are altered by general purpose annexation to include land within a natural watershed boundary, the land so annexed shall become part of a drainage service area.

(b) At the time of assessment, the utility official shall determine the appropriate drainage service area or areas for the new development based on the developer's application and the map(s) attached to the most recent land use assumptions adopted by city council.

Secs. 47-886--47-890. Reserved.

DIVISION 2. ASSESSMENT, COLLECTION AND COMPUTATION OF DRAINAGE IMPACT FEES

Sec. 47-891. Assessment of fees.

Assessment of drainage impact fees against new development shall be based on the drainage impact fee per service unit within the applicable drainage service area, established by city council. Except as otherwise provided herein, the utility official shall assess a drainage

impact fee on any building permit application for new development submitted after _____,¹ 2014, at the time the building permit application is submitted.

Sec. 47-892. Time of fee collection.

Drainage impact fees shall be collected at or before the time of issuance of building permits.

Sec. 47-893. Computation of fees.

The department shall compute the drainage impact fees in the following manner:

- (1) Except as otherwise provided in this section, the drainage impact fee shall be calculated by multiplying the applicable service unit rate by the number of service units generated by the new development, rounded to the nearest hundredth.
- (2) The drainage impact fee for new development on an improved lot shall be reduced by a credit determined by the utility official to be equal to the existing impervious surface on which drainage fees are being paid at the time a building permit application is submitted.
- (3) Development of low and moderate cost single family housing is exempt from payment of impact fees. To qualify for this exemption, a house must be a single family residence located within the city limits having an initial purchase price as certified by the property owner that does not exceed the latest available 12-month listing for median price single family housing in the city as published by the Real Estate Center at Texas A&M University. In the event the initial purchase price exceeds this amount, the property owner making the certification shall pay to the city the full amount of the impact fee as calculated under this section. If publication of the median price for single family housing is discontinued by the Real Estate Center at the Texas A & M University, the mayor is authorized to select another publication that lists the median price of single family houses in the city.

¹ The City Secretary shall insert the month and day of this Ordinance's effective date.

- (4) If the new development involves the alteration of existing structures, new impervious surface created by such altered structure or structures shall be converted to additional service units. If the impervious surface for the new development exceeds the existing impervious surface, the amount of the drainage impact fee due shall be the number of additional service units, rounded to the nearest hundredth, multiplied by the drainage impact fee per service unit then in effect. If the impervious surface for the new development is less than or equal to the existing impervious surface, no impact fee is due.
- (5) The amount of each drainage impact fee due shall be reduced by any allowable adjustments in the manner provided in section 47-894 of this Code.
- (6) If the property owner proposes to increase the number of service units for development following payment of the drainage impact fee, the additional drainage impact fees collected for such new service units shall be determined in the same manner as provided in this section.

Sec. 47-894. Determination of service units.

(a) The utility official shall determine the number of service units generated from a new development based on the information contained in the building permit application along with digital map data associated with tax plats and assessment rolls or other similar, reliable data from independent sources authorized by the director.

(b) If the utility official determines that sufficient information is provided along with the building permit application to demonstrate that no drainage will ever flow off all or a significant portion of the property, the director may approve an adjustment in the number of service units. Before an adjustment is made, the property owner shall covenant not to change the property to allow drainage to flow off the property without first obtaining a building permit and paying impact fees on any new development. The director may develop guidelines to determine the amount of drainage that will flow off the property and what constitutes a significant portion of the property.

Sec. 47-895. Offsets against drainage impact fees.

(a) A property owner may receive an offset pursuant to a development agreement approved by the city, if

- (1) The property owner constructs or finances a drainage facility included in the drainage impact fee improvement plan;
- (2) The property owner does not receive reimbursement for the drainage facility constructed or financed by the property owner;
- (3) The drainage facility serves only the city drainage system; and
- (4) The offset does not include on-site drainage for the property.

(b) A drainage facility constructed for an offset pursuant to a development agreement must be constructed within the drainage service area in which the property is located. The offset may be associated with the plat of the property that is to be served by the constructed or financed drainage facility. The amount of the offset shall be determined pursuant to rules established in this section and any administrative guidelines promulgated by the director. In no event shall the offset allowable under this subsection exceed the amount of the drainage impact fees due.

(c) Any offset associated with new development shall be applied against the drainage impact fee due at the time that the fee for the building permit is collected.

(d) Any offset provided under this section shall have no effect on on-site drainage requirements associated with the property.

Sec. 47-896. Development agreements in drainage benefit areas.

If the director determines that adequate capacity exists within the drainage system, a property owner within a drainage benefit area may voluntarily enter into a development agreement to connect to the drainage system. The director may authorize a development agreement to allow the property owner to construct facilities consistent with section 47-895 of this Code, and any associated rules and guidelines, or pay charges equivalent to drainage impact fees. The drainage impact fee improvement plan, as amended in accordance with Chapter 395 of the Local Government Code, shall account for the connections pursuant to development agreements under this section and shall include projections for voluntary connections to the drainage system from the drainage benefit area.

Secs. 47-897--47-900. Reserved.

DIVISION 3. ADMINISTRATION

Sec. 47-901. Accounting.

(a) All drainage impact fees collected within a certain drainage service area shall be deposited in a dedicated fund to which interest is allocated in accordance with Section 22, Article IV of the City Charter. All such amounts, together with all interest earned thereon, shall be used solely for the purposes set forth in subsection (b).

(b) The drainage impact fees collected pursuant to this article shall be used to finance or recoup the costs of any drainage impact fee improvements identified in the drainage impact fee improvement plan for the applicable drainage service area, including but not limited to the construction contract price, surveying and engineering fees, land acquisition costs (including land purchases, court awards and costs, attorneys' fees, and expert witness fees) and fees paid to an independent qualified engineer or financial consultant for preparing or updating the drainage impact fee improvement plan.

(c) Disbursement of funds shall be authorized by the department at such times as are reasonably necessary to carry out the purposes intended by this article; provided, however, that funds shall be expended within a reasonable period of time, but not to exceed ten years from the date drainage impact fees are deposited in the fund.

(d) An owner of property for which a drainage impact fee has been paid is entitled to a refund for all or a portion of the fee in the following circumstances:

- (1) The city denies service to the property on which the impact fees were paid; and
 - a. The city has the drainage facilities to provide service to the property;
 - b. The city has not constructed the drainage facilities within five years of the date the impact fees were collected; or
 - c. The city has not spent the impact fees within 10 years of the date the impact fees were collected.

- (2) After receiving a completed application for an impact fee refund, the department shall issue a refund to the record property owner. The refund shall include interest calculated from the date of collection to the date of refund at the statutory rate provided in Texas Local Government Code Section 395.024, or its successor statute. A drainage impact fee shall be considered expended on a first-in, first-out basis.
- (3) If a refund is due pursuant to paragraph (2), the department shall divide the difference between the amount of expenditures and the amount of the fees collected by the total number of service units for which drainage impact fees have been paid within the service area for the period to determine the refund due per service unit. The refund to the owner shall be calculated by:
 - a. Multiplying the refund due per service unit by the number of service units of the development for which the fee was paid; and
 - b. Determining interest due based on the amount calculated under subsection (d)(3)a.
- (4) Upon completion of all the drainage facilities identified in the drainage impact fee improvement plan for the drainage service area, the department shall recalculate the drainage impact fee per service unit using the actual costs for the drainage facilities. If the maximum drainage impact fee per service unit based upon actual cost is less than the drainage impact fee per service unit paid, the city shall refund the difference if such difference exceeds the drainage impact fee paid by more than ten percent. If the difference is less than ten percent, no refund shall be due. Refund to the record owner shall be calculated by:
 - a. Multiplying such difference by the number of service units of the development for which the drainage impact fee was paid; and
 - b. Determining interest due based on the amount calculated under subsection (d)(4)a.
- (e) The department shall establish adequate financial and accounting controls to ensure that drainage impact fees disbursed from the fund are utilized solely for the purposes authorized. The department

shall maintain and keep financial records for drainage impact fees that shall show the source and disbursement of all fees collected or expended within a certain drainage service area. The records of the fund into which drainage impact fees are deposited shall be open for public inspection and copying during ordinary business hours.

(f) Nothing in this article shall prevent the city from paying all or part of the drainage impact fees due for a new development pursuant to criteria adopted by city council.

Sec. 47-902. Impact fee appeals.

(a) The property owner or applicant for a new development may appeal the following administrative decisions to an administrative hearing official appointed by the director:

- (1) The applicability of a drainage impact fee to the development;
- (2) The amount of the drainage impact fee due;
- (3) The determination of service units;
- (4) The applicability of any credit or offset to the development;
- (5) The amount of any credit or offset; or
- (6) The amount of a refund due, if any.

(b) The burden of proof shall be upon the applicant to demonstrate that the administrative decision was not made in accordance with this article or applicable state law.

(c) The applicant shall file a written notice of appeal with the director within 30 days following the date of the decision from which an appeal is made. If the notice of appeal is accompanied by a payment or other sufficient security satisfactory to the department in an amount equal to the original determination of the drainage impact fee due, the development application may be processed while the appeal is pending. In addition to any other amount collected, the director shall collect from the applicant an administrative fee in accordance with Section 1-14 before considering the applicant's appeal.

Sec. 47-903. Relief procedures.

(a) Any person who has paid a drainage impact fee, or an owner of land for which a drainage impact fee has been paid, may petition city council to determine whether any duty required by this article or by chapter 395 of the Texas Local Government Code has not been performed within the time so prescribed. The petition shall be in writing and delivered to the city secretary and shall state the nature of the unperformed duties and request that the duties be performed within 60 days of the request. If city council determines that the performance of the duty is required pursuant to this article and is late in being performed, it shall cause performance of the duty to commence within 60 days of the date of the request and to continue until completion. This subsection shall not apply to matters subject to appeal pursuant to section 47-902 of this Code.

(b) City council may grant a variance from any requirement of this article, upon written request by the property owner subject to the article following a public hearing, but only upon finding that a strict application of such requirement would, when regarded as a whole, result in confiscation of the property.

(c) If city council grants a variance to the amount of the drainage impact fee due for a new development under this section, it shall cause to be appropriated from other city funds the amount of the reduction in the drainage impact fee to the fund for the drainage service area in which the property is located.

Sec. 47-904. Storm water drainage letters.

(a) A storm water drainage letter associated with a new development shall automatically expire unless the developer makes progress towards completion of the new development within two years after the developer obtains the storm water drainage letter. If prior to expiration, the developer presents the utility official with evidence of progress towards completion of the project, then the developer shall have an additional two years to complete the project or make additional progress towards completion of the project.

(b) Progress towards completion of the project shall consist of one or more of the following:

- (1) Payment or other provision of consideration authorized under this article for drainage impact fees on the new development;

- (2) Execution of a performance bond, naming the city as obligee, for public infrastructure associated with the new development;
- (3) Provision to the utility official of a copy of a substantially complete application necessary for completion of the new development that the developer has filed and actively pursued with the city or any local, state, or federal agency of competent jurisdiction; or
- (4) Presentation to the utility official of documentation conclusively showing that the developer has spent, in aggregate, more than five percent of the most recent appraised market value of the property associated with the new development towards the development of infrastructure facilities."

Section 7. The Department of Public Works and Engineering shall begin collecting drainage impact fees no sooner than one year after the effective date of this Ordinance.

Section 8. If any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

Section 9. This Ordinance shall take effect immediately upon final passage and approval by the Mayor; however, in the event the Mayor fails to sign this Ordinance within five days of its passage and adoption, it shall take effect in accordance with Article VI, Section 6 of the Houston City Charter.

PASSED on first reading this _____ day of March, 2013

**PASSED AND FINALLY APPROVED on second reading this __ day of
March, 2013.**

Mayor of the City of Houston

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

City Secretary

Prepared by Legal Dept. _____

ALC; asw 03/12/2013

Angela Campbell
Assistant City Attorney

Requested by Daniel W. Krueger, P.E., Director, Department of Public Works &
Engineering

L.D. File No. 0420900113001

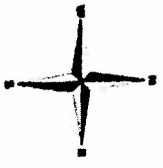
G:\CONTRACT\ALC\Ordinances & RCA's\Chapter 47\Drainage Impact Fee\130315-ORD-Drainage fee-
CLEAN.docx

SUBJECT: Ordinance authorizing the abandonment and sale of Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87. Parcel SY12-053		Page <u>1</u> of <u>1</u>	Agenda Item # 24
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 3-13-13	Agenda Date MAR 20 2013
DIRECTOR'S SIGNATURE: <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E., Director		Council District affected: H 4th Key Map 494U	
For additional information contact: Nancy P. Collins (NPC) Phone: (832) 395-3130 Senior Assistant Director-Real Estate		Date and identification of prior authorizing Council Action: C.M. 2012-0674 (9/12/2012)	
RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87. Parcel SY12-053			
Amount and Source of Funding: Not Applicable			
SPECIFIC EXPLANATION: By Motion 2012-0674, City Council authorized the subject transaction. Houston Armature Works, Inc. (James Woolley, President), plans to utilize the subject area for parking and staging for existing operation of the business. Houston Armature Works, Inc., has complied with the motion requirements, has accepted the City's offer, and has rendered payment in full. <u>Parcel SY12-053</u> 6,129-square-foot street: \$30,645.00 Valued at \$5.00 PSF TOTAL ABANDONMENT <u>\$30,645.00</u> Therefore, it is recommended City Council approve an ordinance authorizing the sale of Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87. DWK:NPC:bam c: Marta Crinejo Marlene Gafrick Daniel Menendez, P.E. Jeffrey Weatherford, P.E., PTOE			
LTS No. 4971		CUIC #20BAM31	
REQUIRED AUTHORIZATION			
Finance Department	Other Authorization:	Other Authorization: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division	

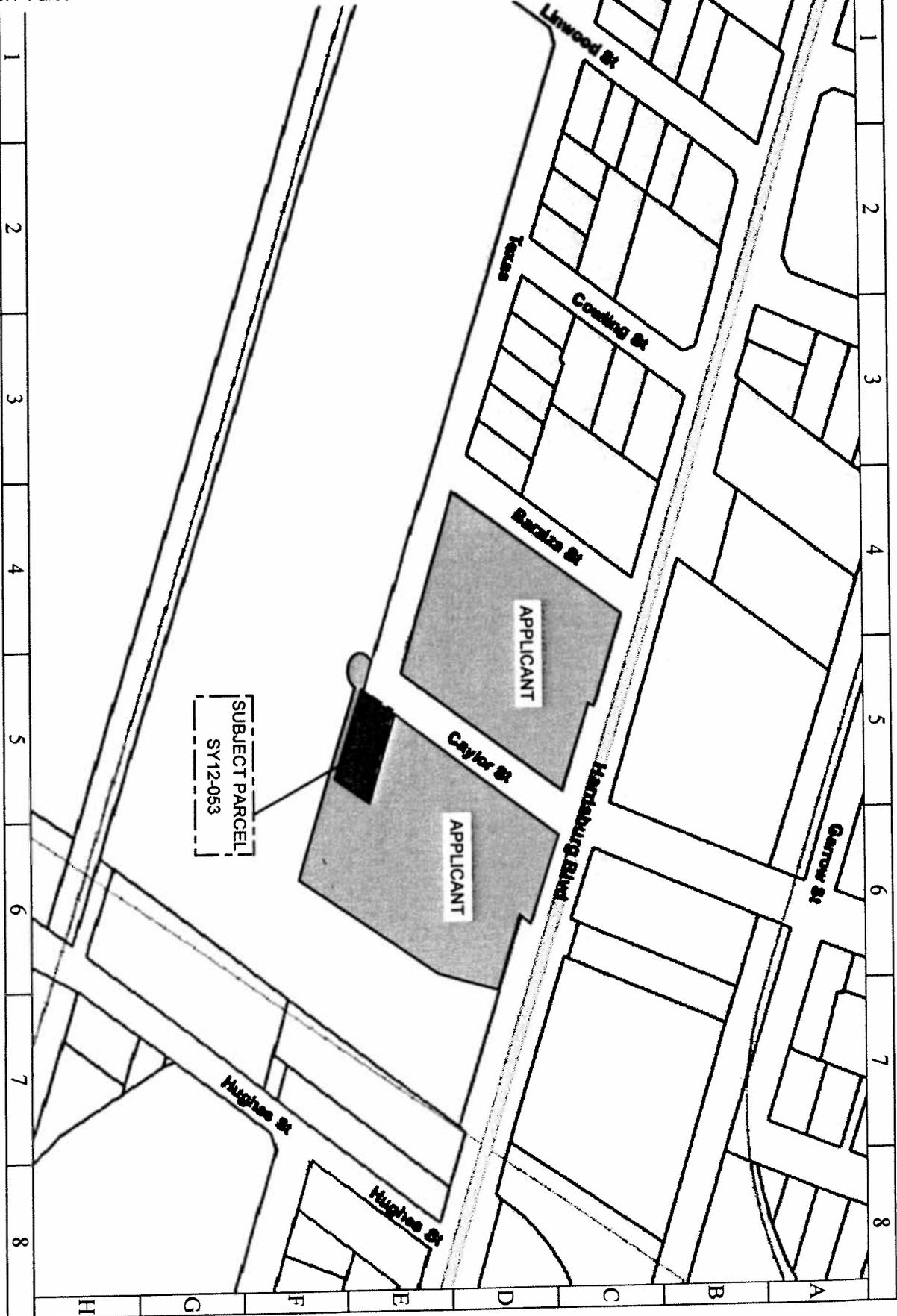
ms

PARCEL MAP

SUBJECT: Abandonment and sale of Texas Avenue, from Caylor Street east to its terminus, located in Young Mens Addition, out of the S.M. Williams Survey, A-87. Parcel SY12-053



1 inch = 200 feet



CITY OF HOUSTON

Department of Public Works and Engineering
Geographic Information & Management System (GIMS)

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.
THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.
FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



SUBJECT: Ordinance authorizing the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. **Parcels SY13-015A, SY13-015B, SY13-015C, and AY13-073**

Page 1 of 2

Agenda Item #

25

FROM (Department or other point of origin):

Origination Date

Agenda Date

3-13-13

MAR 20 2013

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE:

Council District affected: C

Daniel W. Krueger, P.E., Director

Key Map 492U

For additional information contact:

Date and identification of prior authorizing Council Action:

C.M. 2012-0766 (10/31/12)

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

RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for a consideration of \$74,588.00 plus conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. **Parcels SY13-015A, SY13-015B, SY13-015C, and AY13-073**

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

By Motion 2012-0766, City Council authorized the abandonment and sale three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. Thereafter, M&S Restaurants #1, Ltd., the original owner, sold the property to Hines MIP Westheimer LLC, (Charles W. Elder, Senior Managing Director). Hines MIP Westheimer LLC, the property owner, plans to construct a 217-unit multi-family apartment complex and a parking garage in the location of the subject easements.

Hines MIP Westheimer LLC has completed the transaction requirements, has accepted the City's offer, and has rendered payment in full.

The City will abandon and sell:

Parcel SY13-015A \$66,300.00
1,560-square-foot utility easement:
Valued at \$42.50 per square foot

Parcel SY13-015B \$24,778.00 (R)
583-square-foot utility easement:
Valued at \$42.50 per square foot

Parcel SY13-018C \$24,778.00 (R)
583-square-foot-utility easement:
Valued at \$42.50 per square foot

TOTAL ABANDONMENT AND SALE **\$115,856.00**

LTS No. 4894

CUIC #20AGD012

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

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

Date:

Subject: Ordinance authorizing the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. **Parcels SY13-015A, SY13-015B, SY13-015C, and AY13-073**

**Originator's
Initials**



Page
2 of 2

In exchange, Hines MIP Westheimer LLC will pay the balance due:

Cash \$74,588.00
Plus convey to the City out of Hines MIP Westheimer LLC's property

Parcel AY13-073 \$41,268.00 (R)
971-square-foot access easement:
Valued at \$42.50 per square foot

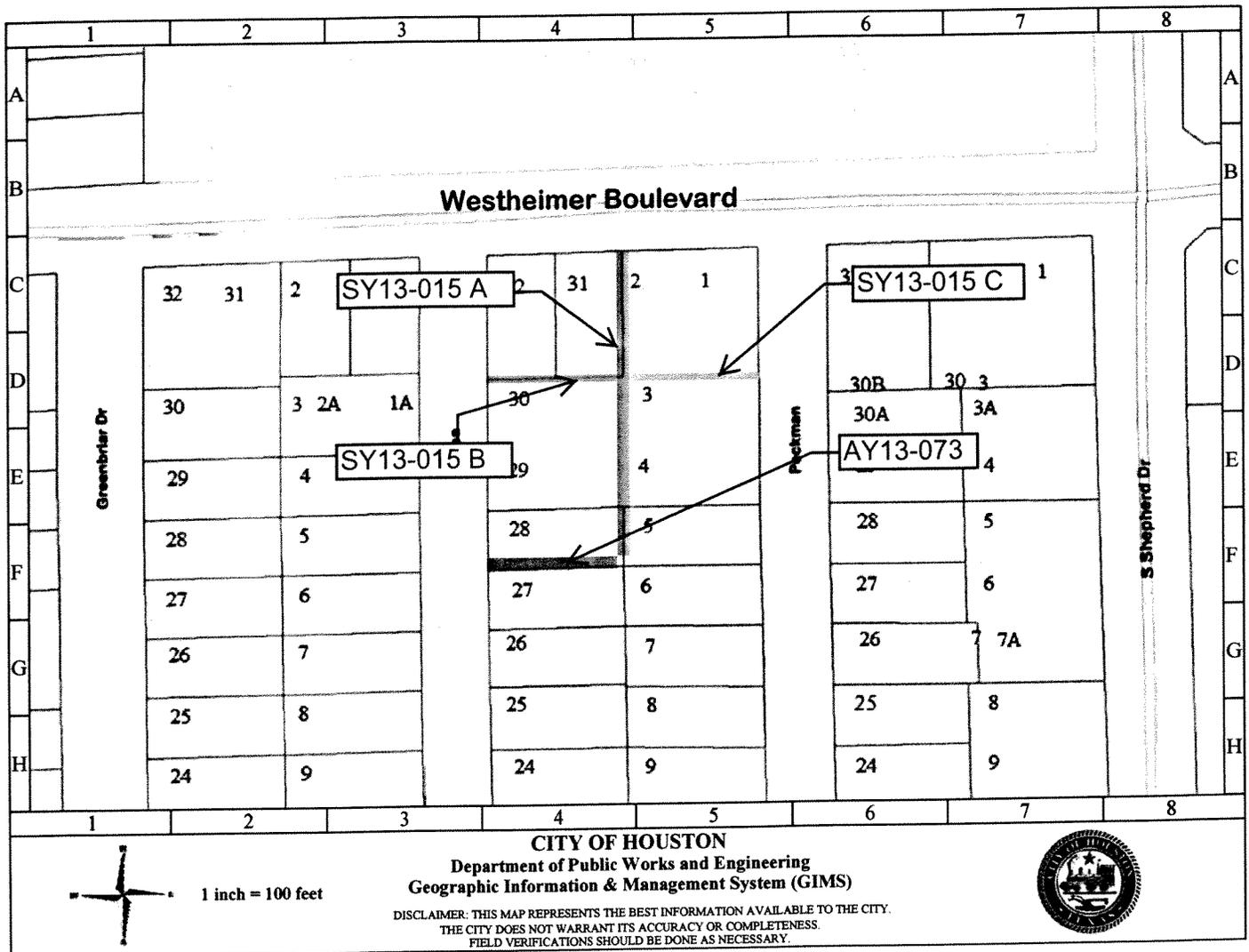
TOTAL CASH AND CONVEYANCES **\$115,856.00**

Therefore, it is recommended City Council approve an Ordinance authorizing the abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for a consideration of \$74,588.00 plus conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696

DWK:NPC:agd

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

Abandonment and sale of three 6-foot-wide utility easements within Lots 1 through 5 and Lots 28 through 32, in exchange for the conveyance to the City of a 10-foot-wide access easement, all located within the Renesu-Court Addition, out of the Obedience Smith Survey, A-696. Parcels SY13-015A, SY13-015B, SY13-015C, and AY13-073



SUBJECT: Ordinance Adopting an Annexation Plan for the City of Houston, 2013-2015		Category #	Page 1 of 1	Agenda Item # 26
FROM (Department or other point of origin): Planning and Development Department		Origination Date March 6, 2013		Agenda Date MAR 20 2013
DIRECTOR'S SIGNATURE: <i>Margaret Wallace</i>		Council District affected: All		
For additional information contact: Margaret Wallace Phone: 713-837-7826		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) It is recommended that the City Council pass an ordinance adopting an annexation plan for the City of Houston for the years 2013 through 2015				
Amount and Source of Funding:			Finance Budget:	
SPECIFIC EXPLANATION: Section 43.052 of the Texas Local Government Code requires that a municipality identify areas the municipality intends to annex during the following three years in an annexation plan. Through adoption of the plan, the City makes public its intent regarding annexation of property within the next three years. This proposed plan makes the following declarations: <ul style="list-style-type: none"> The City of Houston does not propose to annex any territory for general purposes other than what is indicated below, except that it will consider the annexation of territory if requested by property owners. The City will continue to consider Strategic Partnership Agreements (SPAs) with utility districts within the City's ETJ. For the years 2013–2015, the City of Houston proposes to annex for general purposes two areas located within the extraterritorial jurisdiction of the City of Houston, save and except those properties that have entered into valid and binding Industrial District agreements. Area one is located east of the city limit line and west of the San Jacinto River and is generally identified as the San Jacinto River Industrial District. Area two is located just north of the Navigation District, as defined by the City of Houston Ordinance dated April 13, 1913 (B3, P327), and is generally identified as the Jacintoport Industrial District. 				
cc: Marta Crinejo David Feldman, City Attorney Andy Icken, Chief Development Officer Sameera Mahendru, Assistant City Attorney Anna Russell, City Secretary				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

mwg

[Handwritten mark]

City of Houston Annexation Plan

2013 – 2015

Introduction

In the State of Texas, the Local Government Code defines a city's rights and responsibilities regarding properties within its boundaries and the area immediately surrounding its boundaries (called extraterritorial jurisdiction). This Code is where cities are given authority to change their boundaries either by annexation or disannexation.

Houston's extraterritorial jurisdiction (ETJ) is essentially a five-mile band around the City's general-purpose boundaries, with the exception of instances when that band intersects another municipality or its ETJ. Within its ETJ, Houston has limited regulatory authority. Two notable examples are the imposition of Chapter 42 of the Code of Ordinances, a chapter relating to the development and subdivision of land, and the City's authority to consent to the creation and expansion of other governmental entities such as municipal utility districts (often referred to as MUDs).

Annexation is the other key authority a city has within its ETJ. Recent sessions of the Legislature have modified and expanded the manner in which Houston may annex property. The different types include:

General Purpose annexation: This type of annexation is the most commonly known. All of Houston's historically significant annexations have occurred in this manner. For general-purpose annexation, a city must meet a strenuous public notification requirement. Upon annexation, all affected property becomes part of the general-purpose boundaries and is effectively subject to all regulations, taxes and services provided by the City. Residents within this property are residents of the City of Houston and have all the rights and responsibilities afforded thereby. Property considered for general-purpose annexation must be included in a City's annexation plan at least three years prior to the annexation. One instance where the three-year requirement is waived is if the property owner requests annexation.

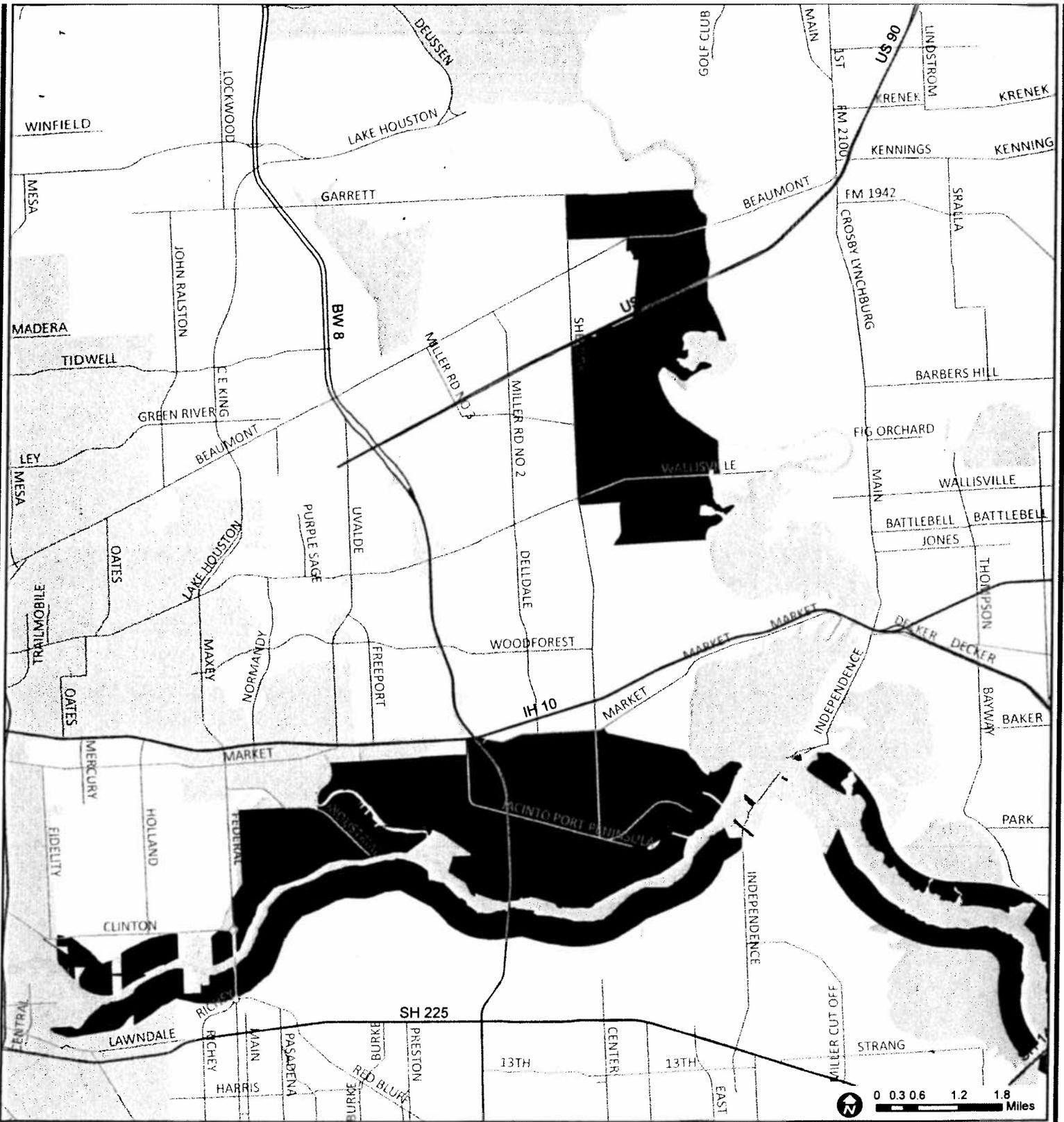
Limited Purpose annexation: This type of annexation, authorized in the 1999 Legislature, may be conducted as part of a Strategic Partnership Agreement (SPA) with a utility district. It carries less stringent public notice requirements. The annexation typically includes commercial property only. Property (ad valorem) taxes are not levied on properties included in this type of annexation, but the City may levy a sales tax on retail sales conducted in the area. Properties annexed as part of a SPA do not carry the three-year requirement.

The SPA identifies which regulations and services, if any, are imposed in the area annexed. It also identifies the amount of sales tax to be levied and how much, if any, will be shared with the district. Finally, the SPA identifies the length of the agreement and the City's options for when and if the City might make the property subject to general-purpose annexation.

The Annexation Plan

For the years 2013–2015, the City of Houston proposes to annex for general purposes two areas made up of certain territory located within the extraterritorial jurisdiction of the City of Houston, save and except those properties that have entered into valid and binding Industrial District agreements. Area one is located east of the city limit line and west of the San Jacinto River and is generally identified as the San Jacinto River Industrial District. Area two is located just north of the Navigation District, as defined by the City of Houston Ordinance dated April 13, 1913 (B3, P327), and is generally identified as the Jacintoport Industrial District. Both areas are more fully described in Exhibit A of this document.

In addition, the City will consider the annexation of territory if requested by property owners and will continue to consider SPAs with utility districts within the City's ETJ.



2013-2015 Annexation Plan Industrial Districts

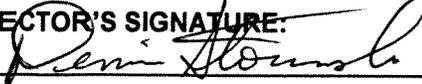
-  Major Streets
-  Freeways
-  Navigation District
-  City of Houston
-  Annexation Territory

Source: City of Houston GIS Database
Date: February 2013

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



**PLANNING &
DEVELOPMENT
DEPARTMENT**

SUBJECT: FY2008 Port Security Grant Program - Marine Firefighting Training		Page 1 of 1	Agenda Item # 27
FROM (Department or other point of origin): Dennis J. Storemski, Mayor's Office of Public Safety and Homeland Security		Origination Date: 3/12/2013	Agenda Date MAR 20 2013
DIRECTOR'S SIGNATURE: 		Council District affected: E, H, I	
For additional information contact: Cheryl Murray Asst. Chief Beda Kent Phone: 832-393-0929 832-394-6748 <i>B</i>		Prior authorizing Council actions:	

RECOMMENDATION: Approval of an ordinance authorizing execution of a Sub-grantee Award Agreement as amended with Harris County to accept \$424,500 in FY2008 Port Security Grant Program funding; and the Interlocal Agreement with Texas Engineering Extension Service (TEEX) for marine firefighting training services in the amount of \$310,000 for the Houston Fire Department.

FUNDING:
Grant Award: \$424,500 Source: Harris County (pass-through from DHS)
Expenditure: \$310,000 Source: 2008 Port Security Grant Program (Fund 5030)

SPECIFIC EXPLANATION:

BACKGROUND

The U.S. Department of Homeland Security (DHS) provides grants to strengthen critical infrastructure against terrorist attack. The Port Security Grant Program (PSGP) is one such DHS initiative that specifically supports port-wide risk management and mitigation, enhanced domain awareness, and resumption of trade (i.e., business continuity) planning. Harris County serves as the PSGP fiscal agent for the Houston-Galveston Port Area for all awards prior to federal fiscal year 2012. Beginning in FY2013, DHS began making awards directly to subrecipients with no intermediate fiscal agent.

MARINE FIREFIGHTING GRANT AWARD AND MATCH WAIVER

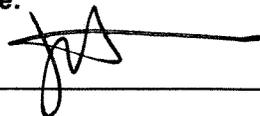
The proposed ordinance authorizes the director of the Mayor's Office of Public Safety & Homeland Security to execute a Sub-grantee Award Agreement with Harris County to accept FY2008 PSGP funds for marine firefighting training for the Houston Fire Department (HFD). HFD fills a vital role, providing emergency services to all areas of the Port of Houston and, through mutual aid agreements, the entire Ship Channel. The grant was awarded to allow the department to enhance the knowledge and capabilities of the personnel most likely to respond to a fire aboard a ship.

This grant program usually requires 25% local match, which effectively means that the federal government provides \$3 for each \$1 that locals contribute to a project. When Houston applied for this grant in 2008, the Fire Department had budgeted funds necessary to meet the match requirement. By the time the grant was awarded in 2011, these funds were no longer available to meet our match obligation, but DHS had instituted a new process for jurisdictions to request waivers of the match requirement. Houston submitted a match waiver request in 2012, and in late February 2013, the match waiver was approved by DHS.

PROPOSED TRAINING

DHS has approved our plan to provide marine firefighting training to approximately 250 land-based firefighters from the districts most likely to be involved in a response to the Ship Channel. The proposed purchase will allow HFD to execute an Interlocal Agreement with the Texas Engineering Extension Service (TEEX) for this training. TEEX personnel will come to Houston in early April and teach the initial eight classroom hours of the course at HFD's Val Jahnke Training Facility. Roughly eight sessions will be required to cover all impacted districts and shifts. In May, the second eight hours of training will be conducted at the Brayton Fire Training Field in College Station and will involve scenario-based, live fire exercises so firefighters can immediately apply the knowledge and skills gained through the course. TEEX will also provide transportation to and from College Station. The balance of the grant funds will be used as needed to maintain minimum staffing levels while personnel are in College Station.

REQUIRED AUTHORIZATION

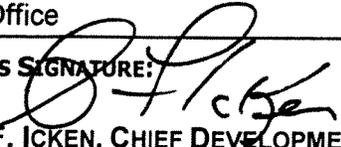
Other Authorization:	Fire: 	<i>rm for</i> Other Authorization: <i>Neil DePasal</i>
-----------------------------	---	---

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approving and authorizing an agreement between the City of Houston and the Greater Houston Partnership, Inc.	Category #	Page 1 of 1	AGENDA ITEM # 28
--	-------------------	--------------------	-------------------------

FROM (DEPARTMENT OR OTHER POINT OF ORIGIN): Mayor's Office	ORIGINATION DATE 3/12/2013	AGENDA DATE 3/20/2013
--	--------------------------------------	---------------------------------

DIRECTOR'S SIGNATURE:  ANDREW F. ICKEN, CHIEF DEVELOPMENT OFFICER	COUNCIL DISTRICT AFFECTED: All
---	--

FOR ADDITIONAL INFORMATION CONTACT: GWENDOLYN TILLOTSON 832-393-0937	DATE AND IDENTIFICATION OF PRIOR AUTHORIZING COUNCIL ACTION:
--	---

RECOMMENDATION: Approve an ordinance authorizing an agreement between the City of Houston and the Greater Houston Partnership, Inc.

AMOUNT AND SOURCE OF FUNDING: GENERAL FUND (1000) (FUNDED BY HOTEL OCCUPANCY TAX ONLY)
Initial Allocation: FY13 - \$376,125.00
Out Years - \$752,250.00
Maximum Contract Amount: \$1,128,375.00

SPECIFIC EXPLANATIONS: Historically the Convention and Entertainment Facilities Department ("CEFD") and the Houston Airport System ("HAS") had a joint and equally funded contract with the Greater Houston Partnership (the "GHP") to promote economic development, new air services to the City of Houston and other specified services. In 2011, this contract was separated into two specifically defined services for each of CEFD and HAS, resulting in a contract between the CEFD and the GHP and a contract between the HAS and the GHP. This request for action pertains to the renewal of the CEFD part of the contract with the GHP.

As the CEFD has since been separated to form the Houston First Corporation, the Contract will now be directly administered by the City of Houston Chief Development Officer, who recommends that City Council approve a one-year agreement between the City and the GHP effective January 1, 2013, with the option to renew for two successive one-year terms at the request of the CDO. On December 20, 2012, the CDO requested a 90 extension from the December 31, 2012 termination date on the 2012 contract. The extension was granted and is effective through the earlier of the contract renewal date or March 31, 2013 at no additional cost to the City. Funding for the services in the subject agreement is equal to last year's amount of \$376,125.00.

GHP has worked since 1991 to promote Houston as the location of choice for conducting business, with a focus on increasing Houston's economic prosperity. GHP's Economic Development Division, that includes its International Business group, works to solicit site consultants and corporations to look to Houston for both expansions and relocations to increase investment efforts and job creation in Houston and to provide various professional services to further augment the City's economic development efforts. The collateral impact of these GHP activities, plus the direct effect of publicizing and promoting Houston in GHP publications, websites and other communications media, will promote and encourage tourism for the Houston area and is expected to enhance the City's ability to market its convention facilities.

The GHP will continue to make its research capabilities available on a systematic basis to the City of Houston, Houston First and the Greater Houston Convention and Visitors Bureau to facilitate the creation of professional, sophisticated marketing reports that include economic and demographic data, which are used as sales and marketing tools to sell the benefits and capabilities of the City to various convention, corporate meeting and sports related groups that represent potential clients for the George E. Brown Convention Center.

The modified scope of services emphasizes the consultation and joint planning efforts with the City to ensure that goals, plans and initiatives are more efficiently supported and endorsed by GHP actions. In particular, we have expanded the media section, which allows for the City to add constructive input to GHP's marketing campaigns, web and promotional material that is expected to enhance the City's ability to highlight the many capital intensive projects benefitted by the Economic Development Programs and promote the City's thriving business climate.

The GHP actively participates and coordinates activities with the Houston Minority Supplier Development Council as part of a joint effort to promote minority businesses in the Houston area. This effort will continue under the agreement to support the City's Minority and Women Business Enterprise programs as described in Chapter 15, Article V of the City's Code of Ordinances. This contract includes a 15% S/MWDBE goal and compliance will be monitored by Office of Business Opportunities.

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

REQUIRED AUTHORIZATION

FINANCE DEPARTMENT:	OTHER AUTHORIZATION:	OTHER AUTHORIZATION:
----------------------------	-----------------------------	-----------------------------

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance enlarging the boundaries of Reinvestment Zone Number Twenty (Southwest Houston Zone).

Category #

Page
1 of 1

Agenda Item#

29

FROM: (Department or other point of origin):

Andrew F. Icken
Chief Development Officer

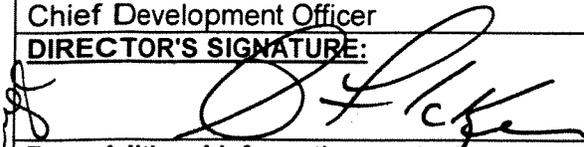
Origination Date

3-13-13

Agenda Date

MAR 20 2013

DIRECTOR'S SIGNATURE:



Council Districts affected:

F, J

For additional information contact:

Ralph De Leon Phone: (832) 393-0985

Date and identification of prior authorizing Council Action:

Ord. No. 1999-1330, 12/15/99, Res. No. 2000-0008, 02/23/00, Ord. No. 2000-0310, 04/19/00

RECOMMENDATION: (Summary) Approve an ordinance enlarging the boundaries of Reinvestment Zone Number Twenty (Southwest Houston Zone).

Amount of Funding: No Funding Required

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

SPECIFIC EXPLANATION:

City of Houston Tax Increment Reinvestment Zone Number Twenty, the Southwest Houston Zone ("Zone") was created by Ordinance No. 1999-1330, on December 15, 1999 to facilitate the revitalization of the Southwest Houston/Sharpstown area. Subsequently, on April 19, 2000, City Council ("City") approved a Project Plan and Reinvestment Zone Financing Plan ("Plan") by Ordinance No. 2000-0310, as amended by Ordinance 2009-0111, on February 18, 2009 (collectively the "Plans"), and created the Southwest Houston Authority by Resolution No. 2000-0008, on February 23, 2000 to help implement the Plans.

It is recommended that approximately 860 acres be annexed into the Zone. Generally bounded by the US-59 Highway on the north, Bray's and Keegan's on the south, Sam Houston Toll Road on the west, and Bintliff Drive on the east, the area proposed to be annexed into the Zone could be characterized as an area of the City with deteriorated site improvements, defective sidewalk and street layout and conditions that endanger life or property. The proposed enlargement of the Zone resulting from the annexation would allow the Zone to facilitate the design and construction of roadway and utility infrastructure, flood remediation infrastructure and cultural and public facility improvements.

Accordingly, the Administration recommends that City Council approve enlarging the boundaries of the Zone.

cc: Marta Crinejo, Agenda Director
 Anna Russell, City Secretary
 Dave Feldman, City Attorney
 Deborah McAbee, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

Other Authorization:

**City of Houston
TIRZ #20
Proposed Annexation
Fiscal Year 2013**

Legend

-  Waterway
-  Proposed Annexation
-  Southwest Houston
-  Parcels

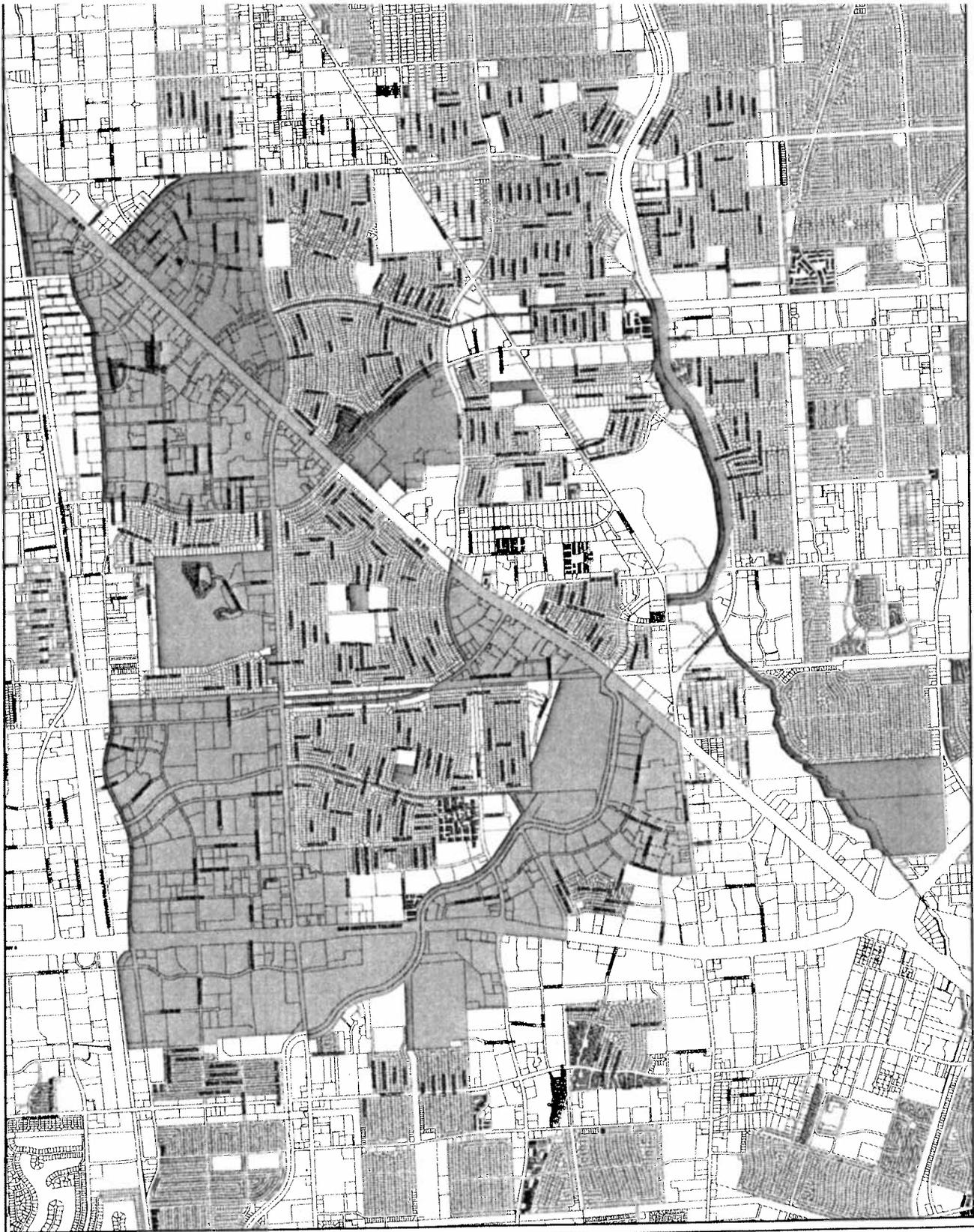


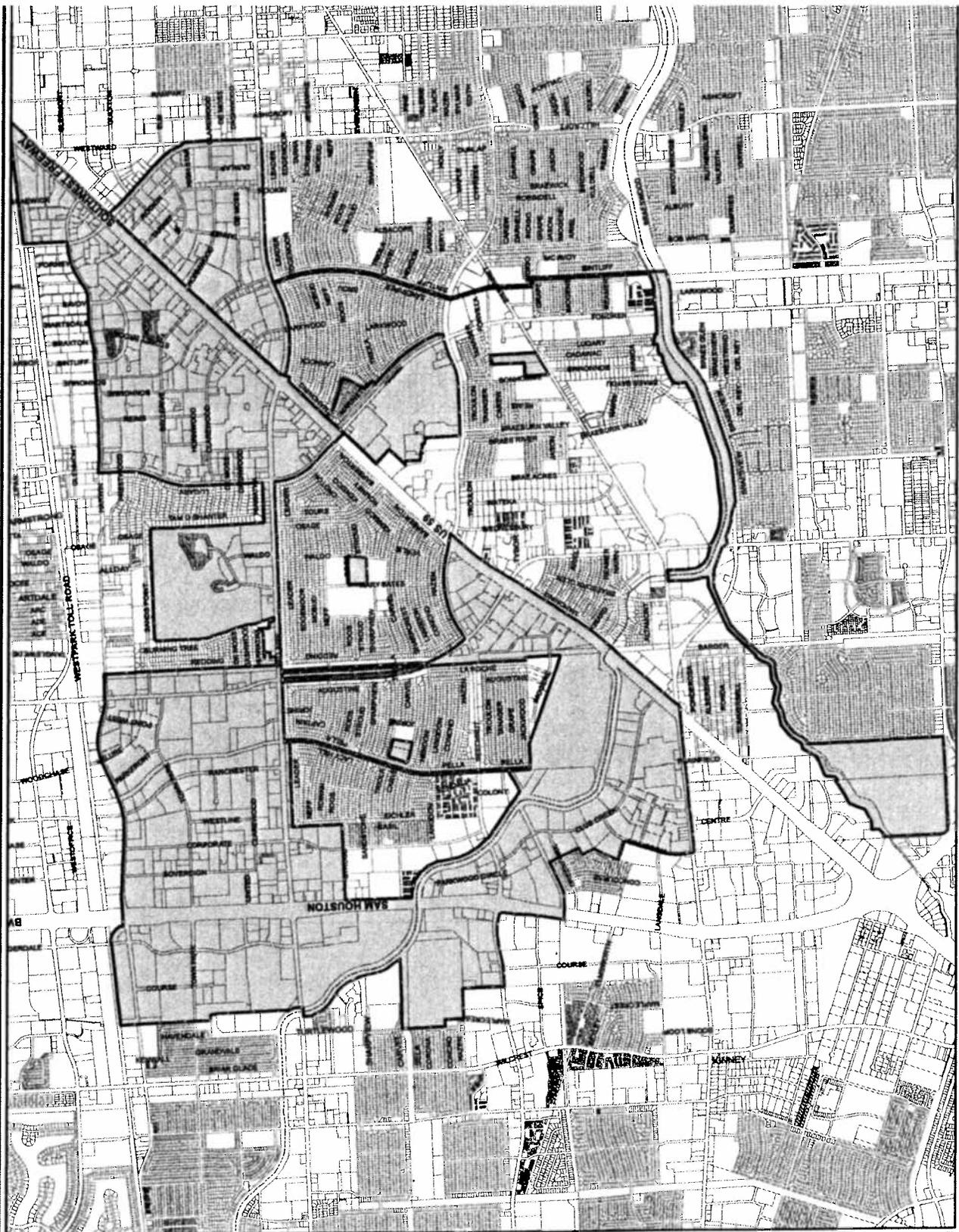
Source: GIS Services Division
Date: January 2013
Reference: p10937_Proposed

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



**PLANNING &
DEVELOPMENT
DEPARTMENT**





City of Houston
TIRZ #20
As Enlarged

Legend

-  Waterway
-  Parcels
-  Southwest Houston



Source: GIS Services Division
 Date: January 2013
 Reference: pl16938_Enlarged

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



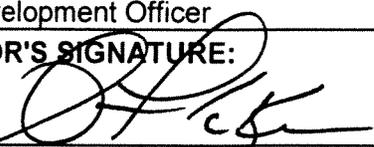
**PLANNING &
 DEVELOPMENT
 DEPARTMENT**

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approving a Second Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty (Southwest Houston Zone)	Category # 1	Page 1 of 1	Agenda Item # 29A
---	---------------------	--------------------	-----------------------------

FROM: (Department or other point of origin): Andrew F. Icken Chief Development Officer	Origination Date 3-13-13	Agenda Date MAR 20 2013
---	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council Districts affected: F, J
---	--

For additional information contact: Ralph De Leon Phone: (832) 393-0985	Date and identification of prior authorizing Council Action: Ord. No. 1999-1330, 12/15/99, Res. No. 2000-0008, 02/23/00, Ord. No. 2000-0310, 04/19/00, Ord. No. 2009-0111, 02/18/09
---	---

RECOMMENDATION: (Summary)
City Council adopt an ordinance approving a Second Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty (Southwest Houston Zone).

Amount and Source of Funding: No Funding Required

Specific Explanation:
On December 15, 1999, by Ordinance 1999-1330, City Council ("City") created Tax Increment Reinvestment Zone Number Twenty, the Southwest Houston Zone ("Zone"). On April 19, 2000, by Ordinance 2000-0310, the City approved a Project Plan and Reinvestment Zone Financing Plan for the Zone. On February 23, 2000, by Resolution 2000-0008, the City created the Southwest Houston Redevelopment Authority ("Authority") to implement the Plan. On February 18, 2009 by Ordinance 2009-0111 the City approved Amendments to the Project Plan and Reinvestment Zone Financing Plan (collectively, "Plans"). On October 4, 2012 the Authority approved amendments to the Plans and transmitted a proposed Second Amended Project Plan and Reinvestment Zone Financing Plan ("Amended Plan") to the City for consideration.

The proposed Amended Plan restates the goals and objectives included in the original Plans, including the design and construction of public infrastructure improvements such as roadway reconstruction, public utility system replacement and upgrades, public transit improvements and parks. New project categories include provisions for the design and construction of flood remediation infrastructure, cultural and public facilities and economic development programs. Overall, the non-educational project costs in the Zone will increase by \$100 million from previous Plans. Projected Zone revenues are sufficient to support the projects in the Amended Plan. In addition, the Amended Plan also includes provisions for the annexation of approximately 860 additional acres into the Zone. The proposed Amended Plan will enable the City and the Zone to address distressed infrastructure, deteriorated site improvements, and other quality of life issues in the Zone.

To support the Zone's and City's efforts in this regard, the Administration recommends that City Council approve the Second Amended Plan for the Zone.

cc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
Dave Feldman, City Attorney
Deborah McAbee, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

Other Authorization:	Other Authorization:	Other Authorization:
-----------------------------	-----------------------------	-----------------------------

**TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY
CITY OF HOUSTON, TEXAS**

SOUTHWEST HOUSTON ZONE

**Second Amended
Project Plan and Reinvestment Zone Financing Plan**

January 11, 2013

REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS
 SOUTHWEST HOUSTON ZONE
 Part C – Second Amended Project Plan and Reinvestment Zone Financing Plan

Table of Contents

Introduction:.....	1
Section One:.....	1
<u>The Part A Plan:</u>	1
<u>The Part B Plan:</u>	1
Section Two:.....	2
<u>The Part C Plan:</u>	2
Proposed Goals for Improvements in the Zone:	2
<u>Goal 1: Streets and Mobility.</u>	2
<u>Goal 2: Drainage and Detention.</u>	2
<u>Goal 3: Redevelopment and upgrades to public green space, pocket parks, regional parks, plazas, squares, and other appropriate recreational facilities including pedestrian bridges and hike and bike trails.</u>	2
<u>Goal 4: The reinforcement of pedestrian-attractive retail developments along primary and secondary corridors</u>	2
<u>Goal 5: Cultural and Public Facilities</u>	3
<u>Goal 6: Economic Development</u>	3
PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN:.....	3
A. PROJECT PLAN	3
B. REINVESTMENT ZONE FINANCING PLAN	4

Attachments:

Map 1 – Proposed and Existing Land Uses

Exhibits

- Exhibit 1: Parts A, B and C Plan Project Costs
- Exhibit 2: Net Revenue and Transfer Schedule: Original and Annexed Area – City of Houston
- Exhibit 3: Revenue Schedule: 1999 Original Area – City of Houston
- Exhibit 4: Revenue Schedule: 2013 Annexed Area - City of Houston

TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY
SOUTHWEST HOUSTON ZONE

SECOND AMENDED PROJECT PLAN AND
REINVESTMENT ZONE FINANCING PLAN

AMENDED JANUARY 11, 2013

Introduction:

The purpose of the Project Plan and Reinvestment Zone Financing Plan (“Plan,” and the Parts A, B, and C, collectively, “Plans”) for Reinvestment Zone Number Twenty, City of Houston, Texas, the Southwest Houston Zone (“Zone”), is to set forth goals, expectations, and redevelopment plans and programs necessary to create and support an environment attractive to private investment in the greater Sharpstown Houston area in general. The intent of the Plans is to provide for improvements that will result in the long-term stability and viability of the area.

The City of Houston, Texas (“City”) created the Zone by Ordinance No. 1999-1330, on December 15, 1999 in an area of the City commonly referred to as Sharpstown. The City adopted a Plan for the Zone by Ordinance No. 2000-0310 on April 19, 2000 (“Part A Plan”). On February 18, 2009, the City approved the first Amended Project Plan and Reinvestment Zone Financing Plan for the Zone, by Ordinance No. 2009-0111 (“Part B Plan”).

Section One:

The Part A Plan: The Part A Plan covered an estimated 2,015 acres and established goals, expectations, and redevelopment plans needed to address blighted conditions associated with failing infrastructure, lack of utility capacity, increased traffic congestion attributable to street network deficiencies, pedestrian environment deficiencies, declining commercial property values, and declining retail sales resulting from increased competition between old inner-city malls and newer suburban retail shopping centers. Project emphasis defined in the Part A Plan included repositioning of the Sharpstown Mall, improvements to Bellaire Boulevard, Fondren Road, Gessner Road and Corporate Drive. The Part A Plan sought to reverse the significant social and economic stresses affecting the stability and long-term economic viability of the area through the financing of mobility enhancements, public infrastructure, and roadways.

The Part B Plan: The Part B Plan sought to further define the goals stated in the Part A Plan, including a continued focus on roadway and street reconstruction, public utility system improvements, the design and construction of enhanced pedestrian environments and repositioning of the Sharpstown Mall. The Part B Plan further expanded the focus of the Zone to include provisions for assistance to additional underutilized and distressed properties, primarily located along the eastern sections of Bellaire Boulevard.

The Zone and the City desire to further amend the Plans as described below in the Part C Plan.

Section Two:

The Part C Plan: The Zone and the City now propose a second amendment to the Zone's Plans, the Part C Plan. The Part C Plan provides for the enhancement of and improvements to the 860 acres of land added to the boundaries contemporaneously with this second amendment, and includes the areas covered by the Part A and Part B Plans. Public improvements proposed in the Part C Plan are in relationship to the goals, objectives, and project costs included in the original and amended Plans. Project costs are primarily intended for projects within the boundaries of the Zone; however, pursuant to Texas Tax Code Section 311.002(1), if the Zone finds that it is benefitted by implementing projects in areas outside the boundaries of the Zone, the Zone may expend project costs on those projects.

Pursuant to Texas Tax Code Section 311.010(h), the Zone's Board of Directors can establish and administer an economic development program, as authorized by Chapter 380 of the Texas Local Government Code.

Proposed Goals for Improvements in the Zone:

The improvements proposed are in relationship to the original goals of the Zone and are as follows:

Goal 1: Streets and Mobility.

Public streets and public utility systems are required to create an environment that will stimulate private investments in retail, commercial and mixed-use developments. The reconstruction of key streets and major thoroughfares will enhance the level of service in the area. All improvements will be coordinated with the street reconstruction programs of the City, METRO, TxDOT and other public entities. Attention will be placed on leveraging Zone monies through the funding of elements not addressed by the CIP programs of sister agencies.

Goal 2: Drainage and Detention.

Storm water management will be achieved through the repair and replacement of drainage systems and the design and construction of new storm water utility systems, detention basins and other improvements proven to reduce volumes of runoff from drainage areas.

Goal 3: Redevelopment and upgrades to public green space, pocket parks, regional parks, plazas, squares, and other appropriate recreational facilities including pedestrian bridges and hike and bike trails.

Public infrastructure, pedestrian bridges, regional trail systems, and other enhancements to area parks and other public open green space will attract and support redevelopment and improve the quality of life of area neighborhoods and visitors by increasing the attractiveness of the area.

Goal 4: The reinforcement of pedestrian-attractive retail developments along primary and secondary corridors.

The retention and expansion of retail and commercial developments along primary arterials such as Bellaire, Fondren, Beechnut, Hillcroft, Harwin, and Bissonnet Corridors, and secondary roadways are of key importance to the successful redevelopment of the area. The provision of

base level retail functionality is essential to the continued expansion of mixed-use projects in the area. In particular, it is envisioned to develop Bellaire Boulevard into a key arterial, through the implementation of a program resulting in an enhanced pedestrian environment with an emphasis on parking, lighting, street trees, landscaping, wide sidewalks, public art, and adequate pedestrian amenities.

Goal 5: Cultural and Public Facilities.

Increasing cultural and public facilities in the Southwest Houston Zone area has emerged as an important public policy goal of the Part C Plan, along with improved infrastructure the additional fire, police and library facilities will lead to improved security and enhance the quality of life for existing and new residents and businesses.

Goal 6: Economic Development.

In cases where existing public infrastructure is insufficient or inadequate to stimulate private investment and economic development, the Zone would seek to fund an economic development program that would directly incentivize private enterprise that affects the Zone and serve as a catalyst for other business developments. Examples of how the program would be used include funding for business development and retention, business loss mitigation in cases where large public construction projects disrupt access to and operation of businesses, economic development grants or loans to catalyze investments, and matching grants to provide leverage for other economic development funds, such as state enterprise projects, state economic development bank funds and new market tax credit allocations. In cases such as those described in this section, an appropriate economic development program would be proposed by the City and/or the Zone and approved by both the Zone and the City.

PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN:

A. PROJECT PLAN

Existing and Proposed Uses of Land (Texas Tax Code §311.011(b)(1)): Map 1 attached hereto depicts the existing land and proposed uses in the Zone. The existing and proposed land uses include multi-family residential, commercial, office, public and institutional, transportation and utility, park and open spaces, and undeveloped land uses.

Proposed Changes of Zoning Ordinances, Master Plan of Municipality, Building Codes, and Other Municipal Ordinances (Texas Tax Code §311.011(b)(2)): All construction will be performed in conformance with the City's existing rules and regulations. There are no proposed changes to any City ordinance, master plan, or building code.

Estimated Non-Project Costs (Texas Tax Code §311.011(b)(3)): The non-project costs reflect, in part, costs of the Greater Sharpstown Management District and its annual assessment revenues, a portion of which will be spent within the Zone to fund public safety, cleaning and trash removal, landscape maintenance, pedestrian lighting, streetscape amenities, planning and capital project development, retail and business development programs, and marketing and communications.

Method of Relocating Persons to be Displaced, if any, as a Result of Implementing the Plan (Texas Tax Code §311.011(b)(4)): It is not anticipated that any residents will be displaced by any of the projects to be undertaken in the Zone.

B. REINVESTMENT ZONE FINANCING PLAN

Estimated Project Costs (Texas Tax Code §311.011(c)(1)): Exhibit 1 (attached) details the proposed public improvement and administrative project costs. The dollar amounts are approximate and may be amended from time to time by City Council. The financing costs are a function of project financing needs and will vary with market conditions from the estimates shown on Exhibit 1.

Kind, Number, and Location of all Proposed Public Works or Public Improvements to be Financed in the TIRZ (Texas Tax Code §311.011(c)(2)): These details are described throughout the Plan.

Economic Feasibility Study and Finding of Feasibility (Texas Tax Code §311.011(c)(3)): Economic feasibility studies have been completed that demonstrate the economic potential of the Zone including the CDS Market Research Study titled Market and Economic Feasibility Analysis, Multi-Use Commercial Development, Proposed Southwest Houston Reinvestment Zone, completed in February, 1999 and the Market and Economic Feasibility Analysis, Proposed Southwest Reinvestment Zone, prepared by CDS Market Research in May 1999 and the Transportation Improvements Bellaire/Fondren Corridor Plan completed by HNTB, February 2003. Exhibits 2 through 4 constitute incremental revenue estimates for the Zone. The incremental revenue estimates are projected to be sufficient to cover the costs of the proposed redevelopment and infrastructure improvements in the Zone. The Plan estimates total project costs of \$192,750,000. The Zone and the City find and determine that the Parts A, B and C Plans are economically feasible.

Estimated Amount of Bond Indebtedness; Estimated Time When Related Costs or Monetary Obligations Incurred (Texas Tax Code §311.011(c)(4), §311.011(c)(5)): Notes have been issued by the Zone. Additional notes issues are anticipated. The value and timing of future note and bond issues will correlate to the debt capacity as derived from the revenue and project schedules attached hereto, and by actual market conditions for the issue and sale of such notes and bonds. The Zone will explore other financing methods as well, including developer agreement financing and collaboration with other entities for grant funding and partnerships.

Methods and Sources of Financing Project Costs and Percentage of Increment from Taxing Units Anticipated to Contribute Tax Increment to the Zone (Texas Tax Code §311.011(c)(6)): Methods and sources of financing include the issuance of notes and bonds, as well as collaboration with developers and other entities for grant funding and partnerships. Tax Year 1999 was the base year for the Zone. As outlined in Exhibits 2 through 4, at least \$175,459,782 of increment is estimated to be generated by the Zone for use in funding project costs. This figure is calculated using an estimated collection rate of 95% and a City contribution of \$.63875/\$100 of assessed valuation in the Original Area.

Current Total Appraised Value of Taxable Real Property (Texas Tax Code §311.011(c)(7)): The current projected appraised value of taxable real property in the Zone, as of April 9, 2012, is \$1,572,214,631.

Estimated Captured Appraised Value of Zone During Each Year of Existence (Texas Tax Code §311.011(c)(8)): The estimated captured appraised value for the remaining duration of the Zone is set forth in Exhibit 2.

Zone Duration (Texas Tax Code §311.011(c)(9)): When the Zone was initially created by City Council on December 15, 1999, its duration was established at 30 years.

EXHIBITS

City of Houston

TIRZ #20

Proposed & Existing Landuse

Legend

Waterway



Parcels



Southwest Houston



Single-Family Residential



Multi-Family Residential



Commercial



Office



Industrial



Public & Institutional



Transportation & Utility



Park & Open Spaces



Agriculture Production



Undeveloped



Unknown



0 1,200 2,400 Feet

Source: GIS Services Division
Date: January 2013
Reference: pj16939_Landuse

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



PLANNING &
DEVELOPMENT
DEPARTMENT

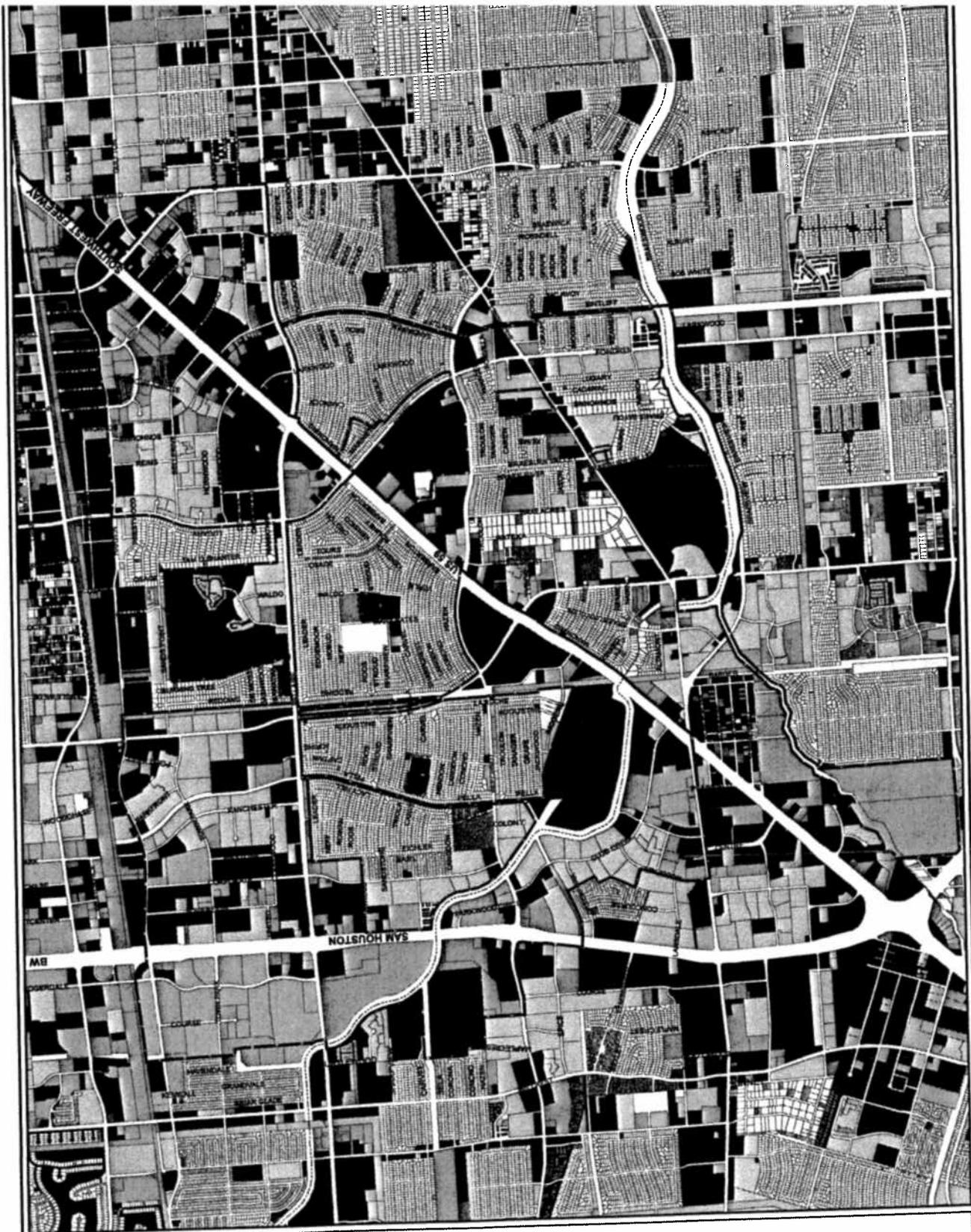


Exhibit 1: Parts A, B and C Plan Project Costs

Exhibit 1 - Part C Project Costs Schedule	2000 Plan Estimated Costs	2009 Plan Estimated Costs	2013 Plan Estimated Costs	Total Plan	Costs through 06/30/12	Remaining Costs
Non-Educational Project Costs						
Infrastructure Improvements:						
Roadways and Street Improvements						
Roadway and Street Reconstruction Projects	\$ 11,806,000	\$ 35,393,667	\$ 65,000,000	\$ 65,000,000	\$ 31,997,271	\$ 33,002,729
Total Roadway and Street Improvements -	\$ 11,806,000	\$ 35,393,667	\$ 65,000,000	\$ 65,000,000	\$ 31,997,271	\$ 33,002,729
Infrastructure Improvements:						
Public Utility Improvements	\$ 3,650,000	\$ 15,167,286	\$ 25,000,000	\$ 25,000,000	\$ 13,713,116	\$ 11,286,884
Total Infrastructure Improvements -	\$ 3,650,000	\$ 15,167,286	\$ 25,000,000	\$ 25,000,000	\$ 13,713,116	\$ 11,286,884
Total Roadway and Infrastructure Improvements -	\$ 15,456,000	\$ 50,560,953	\$ 90,000,000	\$ 90,000,000	\$ 45,710,387	\$ 44,289,613
Other Project Costs:						
Parks and Recreational Facilities Improvements						
Parks, Plazas, Hike and Bike Trails, Pedestrian Bridges	\$ 3,060,000	\$ -	\$ 10,000,000	\$ 10,000,000	\$ -	\$ 10,000,000
Total Parks and Recreational Facilities Improvements -	\$ 3,060,000	\$ -	\$ 10,000,000	\$ 10,000,000	\$ -	\$ 10,000,000
Flood Remediation/Reclamation Projects						
Storm Water Infrastructure/Retention Basins/Reclamation Projects	\$ -	\$ -	\$ 20,000,000	\$ 20,000,000	\$ -	\$ 20,000,000
Total Flood Remediation/Reclamation Improvements -	\$ -	\$ -	\$ 20,000,000	\$ 20,000,000	\$ -	\$ 20,000,000
Cultural & Public Facility Improvements						
Cultural & Public Facility Improvements	\$ -	\$ 5,250,000	\$ 5,250,000	\$ 5,250,000	\$ 2,082,000	\$ 3,168,000
Total Cultural and Public Facility Improvements -	\$ -	\$ 5,250,000	\$ 5,250,000	\$ 5,250,000	\$ 2,082,000	\$ 3,168,000
Property Acquisition/Land Assemblage						
Land Assembly	\$ -	\$ -	\$ 25,000,000	\$ 25,000,000	\$ -	\$ 25,000,000
Total Property Acquisition -	\$ -	\$ -	\$ 25,000,000	\$ 25,000,000	\$ -	\$ 25,000,000
Economic Development Programs						
Economic Development Grants	\$ -	\$ -	\$ 10,000,000	\$ 10,000,000	\$ -	\$ 10,000,000
Total Economic Development Improvements -	\$ -	\$ -	\$ 10,000,000	\$ 10,000,000	\$ -	\$ 10,000,000
Financing Cost						
Financing Cost	\$ 22,203,050	\$ 35,000,000	\$ 30,000,000	\$ 30,000,000	\$ 9,175,786	\$ 20,824,214
Total Financing Costs -	\$ 22,203,050	\$ 35,000,000	\$ 30,000,000	\$ 30,000,000	\$ 9,175,786	\$ 20,824,214
Zone Administration:						
Administration Costs	\$ 970,000	\$ 1,750,000	\$ 2,500,000	\$ 2,500,000	\$ 2,343,197	\$ 156,803
Total Zone Administration Costs -	\$ 970,000	\$ 1,750,000	\$ 2,500,000	\$ 2,500,000	\$ 2,343,197	\$ 156,803
Total Other Project Costs -	\$ 41,689,050	\$ 92,560,953	\$ 192,750,000	\$ 192,750,000	\$ 59,311,370	\$ 133,438,630
PROJECT PLAN TOTAL	\$ 41,689,050	\$ 92,560,953	\$ 192,750,000	\$ 192,750,000	\$ 59,311,370	\$ 133,438,630

Exhibit 2: Net Revenue and Transfer Schedule Original and Annexed Area – City of Houston

Tax Year (1)	Increment Revenue					Net Revenue (Total Increment Revenue less Total Transfers)
	Original Area	Annexed Area	Total	City Admin Fee	Total Transfers	
2012	\$ 4,890,420	\$ -	\$ 4,890,420	\$ 244,521	\$ 244,521	\$ 4,645,899
2013	\$ 5,367,440	\$ -	\$ 5,367,440	\$ 268,372	\$ 268,372	\$ 5,099,068
2014	\$ 5,868,310	\$ -	\$ 5,868,310	\$ 293,416	\$ 293,416	\$ 5,574,895
2015	\$ 6,394,225	\$ -	\$ 6,394,225	\$ 319,711	\$ 319,711	\$ 6,074,513
2016	\$ 6,946,435	\$ -	\$ 6,946,435	\$ 347,322	\$ 347,322	\$ 6,599,113
2017	\$ 7,526,255	\$ -	\$ 7,526,255	\$ 376,313	\$ 376,313	\$ 7,149,942
2018	\$ 8,135,067	\$ -	\$ 8,135,067	\$ 406,753	\$ 406,753	\$ 7,728,313
2019	\$ 8,774,319	\$ -	\$ 8,774,319	\$ 438,716	\$ 438,716	\$ 8,335,603
2020	\$ 9,445,533	\$ -	\$ 9,445,533	\$ 472,277	\$ 472,277	\$ 8,973,257
2021	\$ 10,150,309	\$ -	\$ 10,150,309	\$ 507,515	\$ 507,515	\$ 9,642,793
2022	\$ 10,890,323	\$ -	\$ 10,890,323	\$ 544,516	\$ 544,516	\$ 10,345,807
2023	\$ 11,667,338	\$ -	\$ 11,667,338	\$ 583,367	\$ 583,367	\$ 11,083,971
2024	\$ 12,483,203	\$ -	\$ 12,483,203	\$ 624,160	\$ 624,160	\$ 11,859,043
2025	\$ 13,339,862	\$ -	\$ 13,339,862	\$ 666,993	\$ 666,993	\$ 12,672,869
2026	\$ 14,239,354	\$ -	\$ 14,239,354	\$ 711,968	\$ 711,968	\$ 13,527,387
2027	\$ 15,183,821	\$ -	\$ 15,183,821	\$ 759,191	\$ 759,191	\$ 14,424,630
2028	\$ 16,175,510	\$ -	\$ 16,175,510	\$ 808,776	\$ 808,776	\$ 15,366,735
2029	\$ 17,216,785	\$ -	\$ 17,216,785	\$ 860,839	\$ 860,839	\$ 16,355,946
	\$ 184,694,507	\$ -	\$ 184,694,507	\$ 9,234,725	\$ 9,234,725	\$ 175,459,782
Notes:						

(1) Southwest Houston Reinvestment Zone Number 20 is scheduled to terminate in Tax Year 2028

(2) Base Year is Tax Year 2012. Tax Years 2012 to 2029 increase at an annual rate of 5%

(3) Tax Year 2012 Uncertified Property Values based on HawesHillCalderon Report dated August 15, 2012

(4) Collection Rate for Tax Year 2012 to Tax Year 2026 estimated at 95%

Exhibit 3: Revenue Schedule: 1999 Original Area – City of Houston

Tax Year(1)	Base Value (2)	Projected Value (3)	Captured Appraised Value	Collection Rate (4)	Tax Rate	Increment Revenue
2012	\$ 766,295,210	\$ 1,572,214,631	\$ 805,919,421	95.00%	0.63875	\$ 4,890,420
2013	\$ 766,295,210	\$ 1,650,825,363	\$ 884,530,153	95.00%	0.63875	\$ 5,367,440
2014	\$ 766,295,210	\$ 1,733,366,631	\$ 967,071,421	95.00%	0.63875	\$ 5,868,310
2015	\$ 766,295,210	\$ 1,820,034,962	\$ 1,053,739,752	95.00%	0.63875	\$ 6,394,225
2016	\$ 766,295,210	\$ 1,911,036,710	\$ 1,144,741,500	95.00%	0.63875	\$ 6,946,435
2017	\$ 766,295,210	\$ 2,006,588,546	\$ 1,240,293,336	95.00%	0.63875	\$ 7,526,255
2018	\$ 766,295,210	\$ 2,106,917,973	\$ 1,340,622,763	95.00%	0.63875	\$ 8,135,067
2019	\$ 766,295,210	\$ 2,212,263,872	\$ 1,445,968,662	95.00%	0.63875	\$ 8,774,319
2020	\$ 766,295,210	\$ 2,322,877,065	\$ 1,556,581,855	95.00%	0.63875	\$ 9,445,533
2021	\$ 766,295,210	\$ 2,439,020,919	\$ 1,672,725,709	95.00%	0.63875	\$ 10,150,309
2022	\$ 766,295,210	\$ 2,560,971,965	\$ 1,794,676,755	95.00%	0.63875	\$ 10,890,323
2023	\$ 766,295,210	\$ 2,689,020,563	\$ 1,922,725,353	95.00%	0.63875	\$ 11,667,338
2024	\$ 766,295,210	\$ 2,823,471,591	\$ 2,057,176,381	95.00%	0.63875	\$ 12,483,203
2025	\$ 766,295,210	\$ 2,964,645,170	\$ 2,198,349,960	95.00%	0.63875	\$ 13,339,862
2026	\$ 766,295,210	\$ 3,112,877,429	\$ 2,346,582,219	95.00%	0.63875	\$ 14,239,354
2027	\$ 766,295,210	\$ 3,268,521,300	\$ 2,502,226,090	95.00%	0.63875	\$ 15,183,821
2028	\$ 766,295,210	\$ 3,431,947,365	\$ 2,665,652,155	95.00%	0.63875	\$ 16,175,510
2029	\$ 766,295,210	\$ 3,603,544,734	\$ 2,837,249,524	95.00%	0.63875	\$ 17,216,785
	\$ 13,793,313,780	\$ 44,230,146,789	\$ 30,436,833,009			\$ 184,694,507

Notes:

- (1) Southwest Houston Reinvestment Zone Number 20 is scheduled to terminate in Tax Year 2028
- (2) Base Year is Tax Year 2012. Tax Years 2012 to 2029 increase at annual rate of 5%
- (3) Tax Year 2012 Uncertified Property Values based on Hawes Hill Calderon Report dated August 15, 2012
- (4) Collection Rate for Tax Year 2012 to Tax Year 2028 estimated at 95%

Exhibit 4: Revenue Schedule: 2013 Annexed Area - City of Houston

Tax Year(1)	Base Value (2)	Projected Value (3)	Captured Appraised Value	Collection Rate (4)	Tax Rate	Increment Revenue
2012	\$ 226,758,612	\$ 226,758,612	\$ -	0.00%	0.63875	\$ -
2013	\$ 226,758,612	\$ 238,096,543	\$ 11,337,931	0.00%	0.63875	\$ -
2014	\$ 226,758,612	\$ 250,001,370	\$ 23,242,758	0.00%	0.63875	\$ -
2015	\$ 226,758,612	\$ 262,501,438	\$ 35,742,826	0.00%	0.63875	\$ -
2016	\$ 226,758,612	\$ 275,626,510	\$ 48,867,898	0.00%	0.63875	\$ -
2017	\$ 226,758,612	\$ 289,407,836	\$ 62,649,224	0.00%	0.63875	\$ -
2018	\$ 226,758,612	\$ 303,878,227	\$ 77,119,615	0.00%	0.63875	\$ -
2019	\$ 226,758,612	\$ 319,072,139	\$ 92,313,527	0.00%	0.63875	\$ -
2020	\$ 226,758,612	\$ 335,025,746	\$ 108,267,134	0.00%	0.63875	\$ -
2021	\$ 226,758,612	\$ 351,777,033	\$ 125,018,421	0.00%	0.63875	\$ -
2022	\$ 226,758,612	\$ 369,365,885	\$ 142,607,273	0.00%	0.63875	\$ -
2023	\$ 226,758,612	\$ 387,834,179	\$ 161,075,567	0.00%	0.63875	\$ -
2024	\$ 226,758,612	\$ 407,225,888	\$ 180,467,276	0.00%	0.63875	\$ -
2025	\$ 226,758,612	\$ 427,587,182	\$ 200,828,570	0.00%	0.63875	\$ -
2026	\$ 226,758,612	\$ 448,966,541	\$ 222,207,929	0.00%	0.63875	\$ -
2027	\$ 226,758,612	\$ 471,414,868	\$ 244,656,256	0.00%	0.63875	\$ -
2028	\$ 226,758,612	\$ 494,985,612	\$ 268,227,000	0.00%	0.63875	\$ -
2029	\$ 226,758,612	\$ 519,734,892	\$ 292,976,280	0.00%	0.63875	\$ -
		\$ 6,379,260,501	\$ 2,297,605,485			\$ -

Notes:

- (1) Southwest Houston Reinvestment Zone Number 20 is scheduled to terminate in Tax Year 2028
- (2) Base Year is Tax Year 2012. Tax Years 2012 to 2029 increase at annual rate of 5%
- (3) Tax Year 2012 Uncertified Property Values based on Hawes Hill Calderon Report dated August 15, 2012
- (4) Collection Rate for Tax Year 2012 to Tax Year 2028 estimated at 95%
- (5) The City of Houston participates in the 2012 Annexed Area at 0% of the City Tax rate.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance approving an economic development agreement among the City of Houston, Texas, the Southwest Houston Redevelopment Authority and Houston Baptist University DBA Beechnut Street, Inc. pursuant to Chapter 380, Texas Local Government Code.	Category #	Page 1 of <u>1</u>	Agenda Item# <i>29B</i>
--	-------------------	---------------------------	-----------------------------------

FROM: (Department or other point of origin): Andy Icken, Chief Development Officer – Mayor's Office	Origination Date 3/12/2013	Agenda Date 3/20/2013
---	--------------------------------------	---------------------------------

DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council Districts affected: Council District J – Councilmember Laster
--	---

For additional information contact: Gwendolyn Tillotson Phone: 832-393-0937	Date and identification of prior authorizing Council Action: Ordinance No. 99-674, dated 6/30/99
---	--

RECOMMENDATION: (Summary) Ordinance approving an economic development agreement ("Agreement") among the City of Houston, Texas ("City"), the Southwest Houston Redevelopment Authority ("Authority") and Houston Baptist University DBA Beechnut Street Inc. ("Developer") pursuant to Chapter 380, Texas Local Government Code.

Amount of Funding:

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

SPECIFIC EXPLANATION:

In 1989, the State legislature enacted Chapter 380 of the Texas Local Government Code ("Code") to create a mechanism that municipalities could use to grant or loan public funds for economic development purposes. Subsequently, by Ordinance 99-674, the City established the City of Houston Chapter 380 loan/grant program, pursuant to the provisions of Chapter 380 of the Code, and adopted criteria for Chapter 380 assistance to provide the City with an additional tool to encourage development in targeted areas to fulfill a critical need to attract tourism, commerce and commercial retail to an area resulting in a positive economic impact.

The Administration proposes to offer financial incentives to Developer, which is a for-profit entity of Houston Baptist University. The incentive is calculated upon the incremental increases in the City's portion of its property tax revenues ("Incentives") to the area benefitted by the public improvements ("Property"), through an economic development agreement among the City, the Authority and the Developer. The Authority will serve in an administrative capacity and will assess projects to be completed, manage the project activity, review and approve invoices, receive funds from the City and reimburse the Developer according to the Agreement terms.

The Developer intends to develop a hotel and conference center, a 5,000 seat performance venue and arena, retail and office buildings and public use tennis court facilities (the "Project") among other improvements on 30 acres and add approximately \$160 million in ad valorem tax value to the Property. The Developer will also construct public improvements including a detention lake and utilities, public streets and landscaping improvements to serve the Project.

The Incentives will be based solely upon 75% of increases in the City's portion of its property tax revenues subsequent to the property tax base year of January 1, 2013. Reimbursements will begin upon completion of the Project (Reimbursement Date), and will terminate upon the earlier of (i) the full reimbursement of the lesser of the actual costs or the maximum reimbursement amount established by the Agreement, or (ii) 8 years from the Reimbursement Date. The Incentives will reimburse the Developer for certain public infrastructure, up to a maximum reimbursement amount of \$4,430,000.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
--------------------------	-----------------------------	-----------------------------

ms

✓

308

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance approving Substantial Amendments in the total amount of \$352,819.51 to the Community Development Block Grant Projected Use of Funds Budgets for the 2003, 2004, and 2008 Annual Action Plans to provide funds to Shifa Healthcare and Community Services USA, Inc. for the acquisition and construction of a property	Category #	Page 1 of 2	Agenda Item # 30
---	-------------------	--------------------	--------------------------------

FROM : Neal Rackleff, Director Housing and Community Development Department	Origination Date 12/10/12	Agenda Date MAR 20 2013
--	-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: District K
--	---

For additional information contact: Brenda Scott 713-868-8484	Date and identification of prior authorizing Council action: Various
---	---

RECOMMENDATION: The Housing and Community Development Department recommends approval of an ordinance approving Substantial Amendments in the total amount of \$352,819.51 to the CDBG Projected Use of Funds Budgets for the 2003, 2004, and 2008 Annual Action Plans to provide funds to Shifa Healthcare and Community Services USA, Inc. for the acquisition and construction of a property

Amount of Funding: NO FUNDING REQUIRED	Finance Budget:
--	------------------------

SOURCE OF FUNDING <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other Community Development Block Grant (Fund 5000)
--

SPECIFIC EXPLANATION:

In accordance with HUD regulations and the Citizen's Participation Plan (CPP), the City is required to amend components of its Consolidated Plan/Action Plan when (1) an activity is added; (2) an activity is deleted; (3) a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than twenty-five (25%) of the original budget; or (4) when there is a change in the purpose, location, scope, or beneficiaries of an activity, or when a priority has changed. These Substantial Amendments are triggered by items 1-4.

Therefore, the Housing and Community Development Department recommends approval of an ordinance approving Substantial Amendments in the total amount of \$352,819.51 to the Community Development Block Grant (CDBG) Projected Use of Funds Budgets for the 2003, 2004, and 2008 Annual Action Plans to provide funds to Shifa Healthcare and Community Services USA, Inc. for the acquisition and construction of a property located on Westplace Drive. The Unallocated Neighborhood Facilities budget lines contain funds from previous Neighborhood Facility projects that were completed under budget.

The proposed Substantial Amendments are as follows:

<u>Activity</u>	<u>Decrease/Delete</u>	<u>Add</u>
The 2003 CDBG Budget is amended as follows:		
Unallocated Neighborhood Facilities	(-\$167,349.39)	
Shifa Healthcare and Community Services USA, Inc.		\$167,349.39
The 2004 CDBG Budget is amended as follows:		
Unallocated Neighborhood Facilities	(-\$120,667.63)	
Shifa Healthcare and Community Services USA, Inc.		\$120,667.63
The 2008 CDBG Budget is amended as follows:		
Unallocated Neighborhood Facilities	(-\$64,802.49)	
Shifa Healthcare and Community Services USA, Inc.		\$64,802.49
	Total	\$352,819.51

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
--------------------------	-----------------------------	-----------------------------

Date 12/10/12	The Housing and Community Development Department recommends approval of an ordinance approving Substantial Amendments in the total amount of \$352,819.51 to the CDBG Projected Use of Funds Budgets for the 2003, 2004, and 2008 Annual Action Plans to provide funds to Shifa Healthcare and Community Services USA, Inc. for the acquisition and construction of a property located at 8750 Westplace Drive.	Originators Initials 	Page 2 of 2
-------------------------	---	--	--------------------------

HCDD published a 30-day public notice in the Houston Chronicle on Tuesday, December 11, 2012. No comments were received.

This item was presented to the Housing, Sustainable Development and Growth Committee on January 15, 2013. Therefore, approval of this ordinance is recommended.

cc: City Secretary
Legal Department
Mayor's Office

HCD13-04

REQUEST FOR COUNCIL ACTION

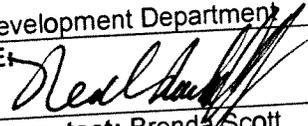
TO: Mayor via City Secretary

SUBJECT: An ordinance approving Substantial Amendments in the total amount of 7,900,000 in Community Development Block Grant funds under Projected Use of Funds Budgets for 1995, 2000, 2001, 2002, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011 and 2012 Annual Action Plans.

Category #	Page 1 of 3	Agenda Item # 31
-------------------	-----------------------	----------------------------

FROM: Neal Rackleff, Director
Housing and Community Development Department

Origination Date 2/4/2013	Agenda Date MAR 20 2013
-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 

Council District affected:
N/A

For additional information contact: Brenda Scott
713-868-8484

Date and identification of prior authorizing Council action: Various

RECOMMENDATION: The Housing and Community Development Department recommends approval of an ordinance approving Substantial Amendments in the total amount of \$7,900,000 in Community Development Block Grant funds under Projected Use of Funds Budgets for 1995, 2000, 2001, 2002, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011 and 2012 Annual Action Plans.

Amount of Funding: **NO FUNDING REQUIRED**

SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund Other
Community Development Block Grant (Fund 5000)

SPECIFIC EXPLANATION:

In accordance with HUD's Citizen's Participation Plan (CPP) regulations, the City is required to amend components of its Consolidated Plan/Action Plan, for a variety of reasons, including when a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than 25% of the original budget.

These amendments are necessary to reallocate funds remaining on completed projects to other activities/projects in order to meet current funding requests. The following reallocations are proposed:

Activity	Decrease/Delete	Increase/Add
The 1995 CDBG Budget is amended as follows: Housing Assistance Programs Bering Omega	(-\$5,400.00)	\$5,400.00
The 2000 CDBG Budget is amended as follows: Neighborhood Facilities Renovations/Branch Library Victory Prep	(-\$459,776.93)	\$459,776.93
The 2001 CDBG Budget is amended as follows: Neighborhood Facilities/Library Improvements Victory Prep Bering Omega	(-\$47,180.49)	\$40,223.07 \$6,957.42
The 2002 CDBG Budget is amended as follows: DeLuxe Theater Multifamily Acquisition/Rehabilitation/Relocation	(-\$340,891.19)	\$340,891.19
The 2004 CDBG Budget is amended as follows: Other Department Administration Bering Omega	(-\$178.17)	\$178.17

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
--------------------------	-----------------------------	-----------------------------

32

<u>Activity</u>	<u>Decrease/Delete</u>	<u>Increase/Add</u>
The 2005 CDBG Budget is amended as follows: DeLuxe Theater Multifamily Acquisition/Rehabilitation/Relocation	(-\$421,739.81)	\$421,739.81
The 2006 CDBG Budget is amended as follows: Workout Multi-Family Project Housing Assistance Programs Parks/SPARK Improvements Neighborhood Facilities Improvements Bering Omega	(-\$24,395.00) (-\$22,440.67) (-\$39,508.04) (-\$0.60)	\$86,344.31
The 2007 CDBG Budget is amended as follows: Neighborhood Facilities Improvements Bering Omega	(-\$793.03)	\$793.03
The 2008 CDBG Budget is amended as follows: DeLuxe Theater Bering Omega	(-\$297,442.71)	\$297,442.71
The 2009 CDBG Budget is amended as follows: Planning Bering Omega	(-\$129.76)	\$129.76
The 2010 CDBG Budget is amended as follows: SEHAH Shifa Center Other Departments Administration Code Enforcement Planning Public Facilities and Improvements (Community Facilities) - Unallocated Bering Omega Economic Assistance Development Programs	(-\$75,000.00) (-\$200,000.00) (-\$99.40) (-\$792.07) (-\$1,421.31)	\$518,599.53 \$2,000,000.00
The 2011 CDBG Budget is amended as follows: Neighborhood Facilities (Private/Public) Bering Omega Retrofitting for Accessibility Lil Audrey's Safe Place Multifamily Acquisition/Rehabilitation/Relocation	(-\$184,155.07) (-\$537,369.00)	\$184,155.07 \$300,000.00 \$237,369.00
The 2012 CDBG Budget is amended as follows: Neighborhood Facilities (Private/Public) Multifamily Acquisition/Rehabilitation/Relocation Retrofitting for Accessibility Lil Audrey's Safe Place	(-\$2,000,000.00) (-\$1,000,000.00)	\$2,000,000.00 \$1,000,000.00 \$7,900,000.00
TOTAL PROPOSED REALLAOCATION		

Date 2/4/2013	An ordinance approving Substantial Amendments in the total amount of \$7,900,000 in Community Development Block Grant funds under Projected Use of Funds Budgets for 1995, 2000, 2001, 2002, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011 and 2012 Annual Action Plans.	Originators Initials <i>SR</i>	Page 3 of 3
-------------------------	---	--	-----------------------

The Housing and Community Development Department published a 30-day public notice in the Houston Chronicle on Saturday, February 2, 2013. No comments were received.

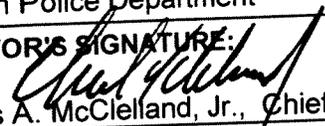
This item was presented to the Housing, Sustainable Development and Growth Committee on February 19, 2013.

NR/VC/BS

cc: City Secretary
Legal Department
Mayor's Office

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Approval of an ordinance allowing the Houston Police Department to apply for and accept Criminal Justice Division funding for the Houston Police Department Bicycle Initiative	Category #	Page 1 of 1	Agenda Item # 32
	FROM: (Department or other point of origin): Houston Police Department		Origination Date 3/13/13
DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr., Chief of Police		Agenda Date MAR 20 2013	
For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 713-308-1770		Council Districts affected: All	
RECOMMENDATION: (Summary) The Houston Police Department recommends City Council approve an ordinance authorizing application for and acceptance of grant funds through the Office of the Governor's Criminal Justice Division to fund the Houston Police Department Bicycle Initiative.		Date and identification of prior authorizing Council Action:	

copy

JAF 2/28/13

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

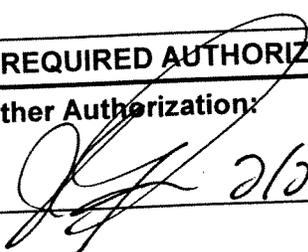
Amount of Funding: Grant Revenue Houston Police Department Bicycle Initiative from the Criminal Justice Division: \$57,899.40	Finance Budget:
--	------------------------

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
 Criminal Justice Division/Amount Requested: \$57,899.40

SPECIFIC EXPLANATION:
 The Office of the Governor's Criminal Justice Division provides state and federal funds to entities for implementing crime victim assistance programs and initiatives. The Houston Police Department has made an application with the Criminal Justice Division seeking to obtain grant funding for the Houston Police Department Bicycle Initiative. City Council approval of the grant submission is a requirement to receive funding. The grant does not require a City cash or in-kind match.

Parole Violation Warrant Initiative
 The Houston Police Department Bicycle Patrol program benefits the citizens of the City of Houston by enabling bicycle officers to patrol the downtown community, parks, malls, shopping centers, and critical infrastructures such as the airports. This grant will allow the Bicycle Patrol to purchase 60 bicycles to replace old and nonfunctional bicycles.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization:  2/28/13	Other Authorization:
------------------------	--	-----------------------------

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance allowing the Houston Police Department to accept the Office of National Drug Control Policy funding for the FY 2013 High Intensity Drug Trafficking Area Grant.	Category #	Page 1 of 1	Agenda Item # 33
FROM: (Department or other point of origin): Houston Police Department	Origination Date 3-13-13		Agenda Date MAR 20 2013
DIRECTOR'S SIGNATURE: <i>Charles A. McClelland, Jr.</i> Charles A. McClelland, Jr., Chief of Police	Council Districts affected: All		
For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 713-308-1770 <i>JAF 2/21/13</i>	Date and identification of prior authorizing Council Action:		

copy

RECOMMENDATION: (Summary)
Approve the grant award for the FY 2013 High Intensity Drug Trafficking Area Grant

Amount of Funding:	Finance Budget:
<u>Total Funding</u> \$1,483,072	

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

SPECIFIC EXPLANATION:
FY 2013 High Intensity Drug Trafficking Area Grant

The Houston Police Department (HPD) recommends that City Council approve the ordinance to accept the grant award of \$1,483,072 from the Office of National Drug Control Policy for the FY 2013 High Intensity Drug Trafficking Area (HIDTA) Grant. This will represent the 23rd year of funding for the department.

The HIDTA initiatives consist of the Gang and Non-Traditional Gang Squad, Houston Intelligence Support Center, Houston Money Laundering Initiative, Major Drug Squads, Methamphetamine Initiative Group, Narcotics Operation Control Center, Targeted Narcotics Enforcement Team, and the Truck, Air, Rail, and Port. This funding will be used for salaries, overtime, purchase of evidence and information, investigative expenses, Investigative travel, training, and lease vehicles.

This grant does not require a cash or in-kind match.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization: <i>JAF 2/21/13</i>	Other Authorization:
------------------------	---	-----------------------------

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Approve an Ordinance Amending Ordinance 2011-800, as amended, to increase the maximum contract amount and to authorize a Change Order for additional consulting services for the Houston Permitting Center Improvement Project in the City's Contract with Alvarez & Marsal Business Consulting, LLC

Category #
4

Page 1 of 2

Agenda Item

34

FROM (Department or other point of origin):

Kelly Dowe
Finance Director
Finance Department

Origination Date

March 12, 2013

Agenda Date

MAR 20 2013

DIRECTOR'S SIGNATURE

Kelly Dowe

Council District(s) affected
All

For additional information contact:

Kelly Dowe Phone: (832) 393-9051
Bruce Haupt Phone: (832) 393-9110

Date and Identification of prior authorizing Council Action:

Ordinance 2011-800 on September 14, 2011; amended on July 1, 2012 with Ordinance 2012-629

RECOMMENDATION: (Summary)

Approve an ordinance amending Ordinance 2011-800, as amended by Ordinance 2012-629, to increase a maximum contract amount and authorize a Change Order for additional consulting services in the City's contract with Alvarez & Marsal Business Consulting, LLC to include the Houston Permitting Center Improvement Project.

AMOUNT & SOURCE OF FUNDING:

Maximum Contract Amount: \$2,999,183.65
Increased Contract Amount: \$392,000 – Building Inspection Fund (Fund 2301) *PLR*

SPECIFIC EXPLANATION:

On September 14, 2011, City Council authorized a contract through Ordinance 2011-0800 between the City of Houston and Alvarez & Marsal Business Consulting, LLC ("A&M") for consulting services for Citywide Accounts Receivables and Collections Improvement for the Finance Department, and appropriated \$1,147,183.65 out of the Miscellaneous Capital Projects/Acquisitions Commercial Paper Series E Fund. Because of the Phase I rate of return, as well as the developed expertise of A&M consultants, the Contract was subsequently amended by City Council on July 1, 2012 through Ordinance 2012-629, to increase the maximum contract amount to \$2,607,183.65. As of today, the contractor has been paid \$1,873,300 from the proceeds generated from the Accounts Receivable and Collections Improvement Project.

The Finance Department and A&M have signed off on a Change Order to add the Houston Permitting Center Improvement Project to the scope of services of the contract. The Finance Department recommends that City Council 1) approve the above-mentioned Change Order for additional consulting services for the Houston Permitting Center Improvement Project and 2) approve an ordinance amending Ordinance No. 2011-800, as amended, to increase the maximum contract amount to \$2,999,183.65. We recommend extending this contract with A&M again because of their unique subject matter knowledge on City of Houston permitting and licensing developed through the original contract and demonstrated ability to assist the City in improving process effectiveness and efficiency.

The Houston Permitting Center Improvement Project plans to document, improve and create step-by-step materials for various work flows, evaluate customer load balancing and flow and propose a modified floor plan to balance customer load and improve flow, develop and implement a customer service training curriculum and formalize and streamline interdepartmental hand-offs to reduce non-compliance and optimize the time spent by customer at HPC, among other activities.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Handwritten signature]

Date: 3/12/2013	Subject: Approve an Ordinance Amending Ordinance 2011-800 to Increase the Maximum Contract Amount for the Contract with Alvarez & Marsal Business Consulting, LLC for Phase II of Consulting for Accounts Receivables and Collections; also authorizing reimbursement of original contract cost with funds generated from the contract	Originator's Initials	Page 2 of 2
---------------------------	---	------------------------------	-------------

The scope of work for Houston Permitting Center Improvement Project requires that the contractor work with City staff in both Finance and the HPC to perform the following activities:

Stage 1:

- Evaluate and recommend format and content for printed customer-friendly, step-by-step procedures for modifying a residence. Second action will be to deliver an on-line version of same.
- Review the current kiosk and QFlow settings used to move people within the HPC. Discuss issues with business unit and HPC reception staff. Recommend changes for consideration to improve the customer experience
- Review current customer loading in HPC and distribution across the various floors of the building.
- Review the Residential Permitting work flow process in place by Code Enforcement. Discuss opportunities for adjustments and enhancements.
- Review affidavit requirements and deliver recommended changes to affidavit ordinances for consideration by business units and the legal department.
- Compile an integrated inspectors' checklist for consideration by the business units that may deploy practice in future.
- Review the business case to demonstrate the extent of need for a collaborative look at Citywide permitting IT needs.

Stage 2:

- Recommend a customer service training curriculum incorporating existing learning practices and cost-effective training specifically addressing issues with customer service and the HPC.
- Recommend changes for consideration to services locations in HPC and customer flow for consideration in future building reorganization.
- Review and recommend changes to interdepartmental hand-offs to reduce non-compliance and optimize the time spent by customer at HPC

M/WBE Subcontracting:

The Office of Business Opportunity has reviewed the scope of work and has determined there is capacity of a 10% MWBE goal, and the vendor has agreed to make a good faith effort to achieve such participation. The original contract was awarded with a 10% goal. The contractor has been paid \$1,873,300 to date. Of this amount \$126,525.00 has been paid to MWBE sub-contractors. Based on actions they have already taken that are not currently reflected, A&M is on track to fulfill their contracted MWBE obligations and pay an additional \$192,400 to MWBE sub-contractors in Phase II.

REQUEST FOR COUNCIL ACTION

RCA# 9650

TO: Mayor via City Secretary

Subject: Approve an Appropriation Ordinance from the Police Consolidated Construction Fund for the Public Safety Radio System Project of Houston Information Technology Services (HITS)

Category #
1

Page 1 of 1

Agenda Item

35

FROM (Department or other point of origin):

Charles T. Thompson
Chief Information Officer
Houston Information Technology Services

Origination Date

March 07, 2013

Agenda Date

MAR 20 2013

DIRECTOR'S SIGNATURE

Charles T. Thompson 3-7-2013

Council District(s) affected

All

For additional information contact:

Tom Sorley Phone: (832) 393-0300
Phone:

Date and Identification of prior authorizing Council Action:

2012-0674/2011-0954/2010-0648/2009-0713/2008-0952

RECOMMENDATION: (Summary)

Approve an Ordinance authorizing the appropriation of \$9,000,000.00 from the Police Consolidated Construction Fund (Fund 4504) for project implementation in the Public Safety Radio System for Houston Information Technology Services (HITS).

Award Amount: \$9,000,000.00

Finance Budget

Source of Funds: \$9,000,000.00 - Police Consolidated Construction Fund (Fund 4504)

SPECIFIC EXPLANATION:

The Chief Information Officer of Houston Information Technology Services (HITS) recommends City Council to approve an Ordinance to appropriate \$9,000,000.00 from the Police Consolidated Construction Fund (Fund 4504) for the radio system project implementation. In August 2007, the City published a Request for Proposals (RFP) to replace the City's aging public safety radio systems. After evaluations, the City awarded a contract to Motorola, Inc. (OA# 4600009232) on October 28, 2008 by Ordinance No. 2008-0952.

In the past twelve months, the following project tasks have been accomplished:

1. Completed Site civil work (construction) at all sites.
2. Accepted delivery of equipment at all 48 sites.
3. Installed and optimized all 48 sites.
4. Completed installation of dispatch consoles for Public Works, Fire, and Police.
5. Completed installation of mobile radios in all Fire apparatus.
6. Completed installation of mobile radios in all marked Police vehicles.
7. Completed Functional & Coverage Testing of General Government Services Layer (GGSL).
8. Completed Functional & Coverage Testing of the Public Safety Layer.

The project team will be working on the following tasks during the remainder of FY 2013.

1. Complete the transition of Public Safety Users onto the Public Safety Layer by May 31, 2013.
2. Begin remediation of 147 Critical Buildings.
3. Complete design and begin installation of downtown tunnel amplification system for cellular and radio communications.

This item was presented at the February 25, 2013 Public Safety Committee Meeting.

(CIP # X-687001-001-3-03)

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

37

SUBJECT: Second Amendment to Lease Agreement at 8536 Hammerly Street between Phuong M. Nguyen (Landlord) and City of Houston (Tenant) for the Women, Infants and Children Program of the Department of Health and Human Services	Page 1 of 1	Agenda Item 36
---	-----------------------	------------------------------

FROM (Department or other point of origin): General Services Department	Origination Date 3/13/13	Agenda Date MAR 20 2013
---	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix</i> 2/26/13	Council District affected: A
--	-------------------------------------

For additional information contact: Jacquelyn L. Nisby 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2003-1178, December 3, 2003 Ordinance No. 2007-1224, October 31, 2007
---	---

RECOMMENDATION: Approve and authorize Second Amendment to Lease Agreement between Phuong M. Nguyen (Landlord) and City of Houston (Tenant) for the lease space at 8536 Hammerly Street for the Women, Infants and Children (WIC) Program of the Department of Health and Human Services.

Amount and Source Of Funding: Federal State Local – Pass through Fund (5030) – WIC Grant \$210,000 Initial Base Term	Finance Budget:
---	------------------------

SPECIFIC EXPLANATION: The General Services Department recommends approval of a Second Amendment to Lease Agreement with Phuong M. Nguyen (Landlord) for 4,170 square feet of lease space at 8536 Hammerly Street, for the Department of Health and Human Services (DHHS) WIC Program. DHHS has leased this space since October 1, 2003.

The current amended lease term commenced on October 1, 2008 and will expire on September 30, 2013, at a monthly rental of \$3,000.00. The proposed Second Amendment will extend the amended lease term by five years with two five-year renewal options at the current market rate and establish a new monthly rental of \$3,500.00. As a result of an early renewal by the City for an additional five-year term, the landlord will, at his sole cost, provide extensive improvements to the lease space to meet the requirements of DHHS and will also provide temporary premises for DHHS during the renovation, at no cost to the City.

The amended lease term will commence on October 1, 2013 and expire on September 30, 2018. The landlord will provide maintenance and DHHS will be responsible for janitorial services and utilities.

SM:HB:JLN:RB:npb
xc: Marta Crinejo, Jacquelyn L. Nisby, Anna Russell and Claudette Manning

REQUIRED AUTHORIZATION CUIC ID# 25 RB 148

General Services Department: <i>Humberto Bautista</i> Humberto Bautista, P.E. Assistant Director	Other Authorization:	Department of Health and Human Services: <i>Stephen L. Williams</i> Stephen L. Williams, M.Ed., M.P.A. Director
--	-----------------------------	---

SUBJECT: An Ordinance authorizing an agreement with Mithoff Law Firm and Cotchett, Pitre, & McCarthy, LLP relating to the pursuit of damages associated with London Interbank Offered Rate ("LIBOR") manipulation.		Page 1 of 1	Agenda Item 37
FROM (Department or other point of origin): Legal Department		Origination Date 3/13/13	Agenda Date 3/19/2013 MAR 20 2013
DIRECTOR'S SIGNATURE: David M Feldman City Attorney 		Council District affected: All	
For additional information contact: Kelly Dowe, Director of Finance - 832-393-9051		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) Adopt an ordinance approving an agreement for legal services between the City of Houston and the Mithoff Law Firm and Cotchett, Pitre, & McCarthy, LLP, for representation of the City in an action to be initiated against financial institutions who may be liable to the City in connection with LIBOR manipulation.			
Amount and Source Of Funding: Payment to the Mithoff Law Firm and Cotchett, Pitre, & McCarthy, LLP, is contingent upon recovery of funds from defendant financial institutions.			
SPECIFIC EXPLANATION: City seeks to retain the Mithoff Law Firm and Cotchett, Pitre, & McCarthy, LLP ("Firms") to assist the City with the investigation and prosecution of London Interbank Offered Rate (LIBOR) litigation against financial institutions that participate in setting the LIBOR and engaged in a conspiracy to manipulate LIBOR interest rates upon which a multitude of municipal financial instruments are set, including equity investments; derivative investments such as interest rate swaps, forward purchase agreements, etc.; debt; pensions; mortgages; leases and other municipal transactions. These actions caused the City to pay artificially high rates and/or receive artificially depressed rates of returns on its financial instruments, and to incur unreasonable and excessive fees and costs. Such work is to be performed by Firms on a contingency fee based on the net recovery (i.e., all amounts received by the City by way of judgment settlement, or other resolution after the deduction of litigation expenses incurred by the Firms). The contingency fee will be 10.5%; however, should the case settle within less than 6 months of filing the complaint, the contingency fee will be 5.25%, and should the case settle within six to twelve months from the filing of the complaint, the fee will be 7.40%. No settlement or resolution of the dispute will be undertaken without the approval of the City Attorney.			
REQUIRED AUTHORIZATION			
Finance Director:	Other Authorization:	Other Authorization:	

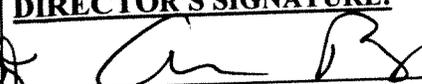
REQUEST FOR COUNCIL ACTION

RCA #

TO: Mayor via City Secretary

SUBJECT: Ordinance Authorizing Purchase of General Property Insurance	Category #	Page 1 of 2	Agenda Item# 38
--	------------	-------------	------------------------

FROM: (Department or other point of origin): Tina Paez, Interim Director Administration & Regulatory Affairs Department	Origination Date March 8, 2013	Agenda Date MAR 20 2013
--	-----------------------------------	----------------------------

DIRECTOR'S SIGNATURE: 	Council Districts affected: All
--	------------------------------------

For additional information contact: Tina A. Paquet Phone: (832) 393-8792	Date and identification of prior authorizing Council Action: 3-20-12; Ordinance No. 2012-238
--	--

RECOMMENDATION: (Summary)
 Authorize the purchase of a General Property Insurance Policy with the insurance carriers noted below.

Amount of Funding \$10,605,353.39 Policy Premium \$ 243,942.00 Contingency Premium \$10,849,295.39 Total Proposed Premium	Budget:
--	----------------

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

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

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

A Request for Proposal for General Property Insurance was issued and advertised on December 21, 2012 and December 28, 2012 for coverage effective April 1, 2013. Additionally, Wortham solicited proposals from 28 domestic and international insurance carriers of which 11 submitted proposals.

The recommended funding of \$10,849,295.39 includes premium of \$10,605,353.39 for the policy term and \$243,942.00 as contingent premium for coverage of properties added during the policy year.

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

- Term: April 1, 2013 to April 1, 2014
- Insurance Carriers: Westchester Fire Insurance Company; Lexington Insurance Company; Underwriters at Lloyds; Axis Surplus Insurance Company; Arch Specialty Insurance Company; RSUI Indemnity Company; Essex Insurance Company; Westport Insurance Corporation; Great Lakes Reinsurance (UK) PLC; Liberty Mutual Fire Insurance Company; Liberty Surplus Insurance Corporation.
- Total Premium Cost: \$10,849,295.39 (\$10,605,353.39 Premium + \$243,942.00 Contingency Premium)
- Rate: 10.67 cents per \$100 of insured property value
- Insured Property Value: \$9,549,129,719 (Replacement Cost Basis)
- Insured Revenue Stream: \$389,768,218 (Actual Loss Sustained Basis)
- Total Insured Value: \$9,938,897,937

Finance Director:	Other Authorization:	Other Authorization:
-------------------	----------------------	----------------------

Date: March 8, 2013

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

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

Loss Limits: \$150,000,000

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

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

Attachment

- cc: Waynette Chan, Chief of Staff
- James Koski, Deputy Chief of Staff
- David Feldman, City Attorney
- Marta Crinejo, Agenda Director



CITY OF HOUSTON

Administration & Regulatory Affairs

Interoffice

Correspondence

To: Mayor Annise D. Parker

From: Tina Paez, Interim Director
Administration & Regulatory Affairs

Date: March 8, 2013

Subject: 2013 Property/Flood/Terrorism
Insurance Renewal

Introduction

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

The premium comparisons contained in this report (1) exclude contingency amounts contemplated for properties acquired during the policy year and (2) utilize the policy premium of \$9,683,888 for the expiring insurance program which has a \$150.0 Million loss limit.

Highlights

Recommend purchase of property/flood insurance policy for a premium of \$10,849,295.

- 1) The proposed premium of \$10,605,353 is a 9.5 % increase from the expiring policy premium of \$9,683,888. A premium increase of up to 22% was forecasted based upon insurance market fluctuations, inflation factors and the projected increased value of insured property.
- 2) The portion of the recommended premium for property/flood insurance is \$10,605,353. The portion for contingency coverage of properties added during the policy year is \$243,942.
- 3) Rate is a unit of cost. The \$10,605,353 proposed premium is calculated by multiplying the rate of 10.67 cents per \$100 of insured property value by the City's total insured property value of \$9.9 Billion. The 10.67 cent rate is a 5.2% increase from the expiring policy rate of 10.14 cents.
- 4) Insured values (property + insured revenue stream) increased by 4.1%, from \$9.56 Billion last year to the current \$9.94 Billion. This amount includes the value of properties affected by the City's regulatory obligations to insure \$9.04 Billion.
- 5) The proposed premium includes a policy loss limit of \$150.0 Million, structured in a multi-layered loss limit program.

Recommend purchase of terrorism coverage through a separate policy and contingency coverage for a premium of \$648,540.

- 1) The proposed premium includes contingent premium of \$15,000 for coverage of \$25.0 Million of new construction added during the policy year.
- 2) This item is submitted to City Council for separate action.

Background

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

A Request for Proposals was issued and published in the Houston Business Journal on December 21, 2012 and December 28, 2012. The City's current policy expires on April 1, 2013.

Wortham structured a multi-layered loss limit property insurance program proposed by eleven participating insurance carriers to insure the City's \$9.94 Billion total insured property value. A layered program is common for entities with large property values and allows each insurer to minimize their exposure to risk by dividing coverage among more than one insurer. The structure of the proposed multi-layered program is consistent with the expiring program. The layered insurance program has been the only property insurance option available to the City for the past fifteen years. The proposed program consists of one primary layer, plus four excess layers.

Current Market Conditions

Catastrophes such as hurricanes, earthquakes, tornadoes and tsunamis have a direct affect upon the global insurance market. The largest natural catastrophe that occurred during the current policy term is Hurricane Sandy. It is estimated by commercial insurance publications such as, *Business Insurance*, that insured losses from Hurricane Sandy, are as high as \$25.0 Billion. Catastrophes of this magnitude could change underwriting risk "models" utilized by the insurance industry to develop the costs of property insurance coverage. During the term of the proposed property program, the new models may reflect increased cost on properties near the Gulf Coast. The City's proposed property program does not reflect this market change.

Current Coverage

The key factors that define a property insurance program are (a) insured value of covered property, (b) annual per occurrence loss limits, (c) type of coverage, (d) deductibles, and (e) premium rates. The City's current policy includes all real property owned and facilities leased by the City and insured revenue stream, which totaled \$9.55 Billion when the current policy was purchased.

The City's current property insurance policy has an annual term. It is a layered program with ten participating insurance carriers and an annual premium of \$9,683,888. An additional premium of \$413,185 is included as a contingency for properties added during the policy year. The premium rate for combined property and flood coverage is 10.14 cents per \$100 of insured property value. Coverage is provided in one primary and four excess layers. The policy has a \$2.5 Million deductible per occurrence for all perils except (1) flood, which has a deductible of 5% of the value of the affected property, subject to a \$5.0 Million minimum and \$20.0 Million maximum and (2) wind, which has a deductible of 3% of the value of the affected property, subject to a \$2.5 Million minimum and \$20.0 Million maximum. The policy per occurrence loss limit is \$150.0 Million of which \$75.0 Million, per occurrence and in the aggregate, is flood-related. Flood coverage for \$2.23 Billion in insured property value is provided for designated properties located in Flood Zone A (the 100-year flood plain). The applicable loss limit is \$50.0 Million in the aggregate per policy period.

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

Proposed Coverage

Wortham directly solicited property renewal proposals from 28 national and international insurance carriers to participate in the City's property insurance program with comparable conditions as exist in the current policy. Wortham received commercial insurance proposals from eleven carriers by the submission due date that met the minimum policy specifications (\$150.0 Million loss limit per occurrence, including flood coverage). The Texas Municipal League Inter-Governmental Risk Pool did not submit a proposal.

The proposed policy premium of \$10.61 Million represents a \$921,466 increase when compared to the current policy premium of \$9.68 Million. Consistent with the expiring policy, the proposed property insurance program has a \$150.0 Million loss limit that is structured in multiple layers. It is provided by eleven participating insurance carriers and represents 1.51% of the City's insured property value. No proposal to increase the \$150.0 Million loss limit was received.

The proposed contingency premium of \$243,942 extends coverage to properties added during the policy year. The proposed policy term is one year, from April 1, 2013 to 2014. None of the carrier proposals included a quote for a multi-year policy structure.

The City's insured value base is now at \$9.94 Billion, an increase of approximately \$392.0 Million (4.1%) from last year. The largest single concentration of property is the Bush Intercontinental Airport, with approximately \$1.98 Billion in insured value. Building structures in the downtown area are the second largest concentration with \$1.29 Billion in value; included are City Hall/City Hall Annex, Bob Lanier PW&E Building, Central Library/Julia Ideson Library, Heritage Society Historical Structures, Police Administration Building, City parking garages, Gus S. Wortham Theater Center, Jesse H. Jones Hall and George R. Brown Convention Center. The 69th Street Wastewater treatment plant, at \$506.6 Million, is the third largest concentration.

Business interruption coverage continues to be provided for the Houston Airport System and Houston First Corporation facilities, as well as for the General Services Department City Hall Annex parking.

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

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

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

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

Flood

The proposed policy provides an annual aggregate loss limit of \$75.0 Million of which \$50.0 Million is applicable to properties located in the 100-year flood plain (Flood Zone A). This is the same loss limit as provided by the current policy. The value of properties located in Flood Zone A is \$2.3 Billion. Commercial flood insurance is required to comply with Federal Emergency Management Association (FEMA) regulations.

Insurance Obligations

A total self-insurance property insurance program is not a viable option due to the large insured value of City properties requiring commercial property insurance for revenue bond covenants and FEMA regulations. This requirement obligates the City to insure \$9.04 Billion of the City's \$9.94 Billion insured property value. This obligation does not affect the remaining portion of the City's \$895.9 Million property risk exposure, which includes \$25.5 Million in annual revenue generated by the Houston First Corporation and \$364.0 Million in annual revenue generated by the Houston Airport System.

Policy Rate

The recommended premium rate has increased. The proposed policy rate of 10.67 cents is a 5.2% increase from the expiring policy rate of 10.14 cents. The rate is still lower than the pre Hurricane Ike rate of 10.98 cents.

Insurance premiums are generally shared among the City's funds. The approximate allocations for the proposed policy are Water and Wastewater 40.2%, Houston Airport System 30.7%, Houston First Corporation 9.4%, General Fund 17.4%, and Other Funds 2.3%.

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

Terrorism Coverage

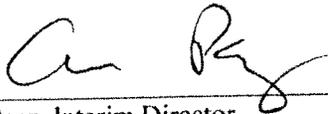
A separate terrorism insurance policy has been proposed and is submitted to City Council for separate consideration. The proposed policy premium of \$648,540 includes contingent premium of \$15,000 for coverage of \$25.0 Million of newly constructed property added during the policy year. The proposed policy premium is unchanged from the expiring policy. The policy provides an aggregate loss limit of \$100.0 Million and a \$1.0 Million per occurrence deductible.

The recommended terrorism policy will extend coverage to the City's total insured property value of \$9.94 Billion. It provides the broadest proposed citywide coverage that includes biological, chemical, radiation and nuclear terrorism, at an aggregate sub-limit of \$25.0 Million. The policy will also provide business interruption that includes a 48-hour waiting period deductible for scheduled locations in the Houston Airport System, Houston First Corporation leased facilities and General Services Department City Hall Annex parking. No other separate terrorism policy proposal was received.

Recommendation

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

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



Tina Paez, Interim Director

TP:TAP:MDH

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance Authorizing Purchase of Terrorism Insurance

Category #

Page 1 of 1

Agenda Item# **39**

FROM: (Department or other point of origin):

Tina Paez, Interim Director
Administration & Regulatory Affairs Department

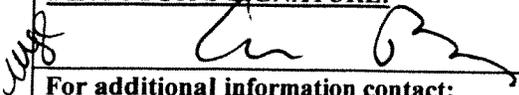
Origination Date

March 8, 2013

Agenda Date

MAR 20 2013

DIRECTOR'S SIGNATURE:



Council Districts affected:

All

For additional information contact:

Tina A. Paquet Phone: (832) 393-8792

Date and identification of prior authorizing Council Action: 3-20-12; Ordinance No. 2012-237

RECOMMENDATION: (Summary)

Approve an Ordinance authorizing purchase of Terrorism Insurance Policy from Underwriters at Lloyds

Amount of Funding: \$633,539.95 Policy Premium
\$ 15,000.00 Contingency Premium
\$648,539.95 Total Proposed Premium

Budget:

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

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department recommends that Council: (1) approve the proposed City-wide terrorism insurance policy for all scheduled City of Houston locations; and (2) accept the proposal from Underwriters at Lloyds for terrorism coverage, providing a \$100 million aggregate loss limit (including a \$25 million aggregate sub-limit for nuclear, chemical, biological and radiation coverage), with a \$1 million deductible on all claims except a 48-hour waiting period deductible on business interruption. The recommended funding of \$648,539.95 includes premium of \$15,000 as contingency for properties added during the policy year. The policy period is April 1, 2013 to April 1, 2014.

A Request for Proposals (RFP) for general property insurance was issued and advertised on December 21, 2012 and December 28, 2012. A proposal for terrorism coverage was presented as an option in the RFP. The City's Insurance Broker of Record, John L. Wortham and Son, L.P., solicited proposals from 28 domestic and international insurance carriers of which one submitted proposals, Underwriters at Lloyds.

The proposed policy and conditions are the same as the expiring terrorism policy. Coverage also includes business interruption for loss of insured revenue stream at scheduled Houston Airport System, leased Houston First Corporation facilities, and General Services Department locations. The insured value of scheduled facilities, including business interruption, is \$9,938,897,937. The proposed annual premium of \$633,539.95 is inclusive of city-wide coverage for all scheduled locations.

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

Attachment

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

Finance Director:

Other Authorization:

Other Authorization:

✓

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve an ordinance supplementing the City of Houston, Texas Master Ordinance authorizing the issuance of City of Houston, Texas Combined Utility System First Lien Revenue Refunding Bonds, Series 2013A.	Category #	Page 1 of <u>1</u>	Agenda Item# 40
---	-------------------	------------------------------	-------------------------------

FROM (Department or other point of origin): Department of Finance and Office of the City Controller	Origination Date: 2/27/2013	Agenda Date MAR 20 2013
---	---------------------------------------	--

DIRECTOR'S SIGNATURE: 	Council District Affected: All
--	--

For additional information contact: Jennifer Olenick Charisse Mosely	Phone: 832-393-9112 Phone: 832-393-3529	Date and identification of prior authorizing Council action: Nov. 30, 2011 Ord. 2011-29
---	--	---

RECOMMENDATION: (Summary) Approve an ordinance authorizing the City of Houston Combined Utility System First Lien Revenue Refunding Bonds, Series 2013A, in an amount not to exceed \$50 million. These bonds will be privately placed with the Texas Water Development Board (the "TWDB").

Amount of Funding: Not Applicable	Finance Budget:
--	------------------------

Source of Funding: General Fund Grant Fund Other (Specify) Enterprise Fund

SPECIFIC EXPLANATION:

The Texas Water Development Board ("TWDB") operates a program that provides below market, low-interest loans to applicants to assist in meeting clean water needs of communities. This program is known as the Clean Water State Revolving Fund ("CWSRF") and is open to political subdivisions that own and operate a wastewater system. The City's Combined Utility System ("CUS") has participated in this program since the late 1980's. The City of Houston Combined Utility System First Lien Revenue Bonds, Series 2013A, will be issued in an amount not to exceed \$50 million. CWSRF loans are used to fund projects that are routinely a part of the CIP.

The FWG recommends that the City issue the CUS Series 2013A Bonds with the proceeds to be used to fund approved projects, an addition to the reserve fund and costs of issuance.

The CUS Series 2013A Bonds will be privately placed with the TWDB, which eliminates the need for underwriters. The closing is expected to occur in early April 2013. Recommended as co-bond counsel are Fulbright & Jaworski LLP and Escamilla, Poneck & Cruz, LLP.

This transaction was presented to Budget & Fiscal Affairs Committee on January 29th 2013.

Recommendation:

The Finance Working Group recommends the approval of this item.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
--------------------------	-----------------------------	-----------------------------

SUBJECT: Ordinance amending Ordinance No. 2009-0959, to increase the maximum contract amount; approving and authorizing a First Amendment to a Maven Software Maintenance/Upgrade Agreement and the End-User Software License Agreement with Consilience Software, Inc.	Category # 9	Page 1 of 1	Agenda Item # 41
--	---------------------	--------------------	-------------------------

FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 3/8/13	Agenda Date MAR 20 2013
--	-----------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: <i>Celina Ganza Ridge for SLW</i>	Council District affected: ALL
--	--

For additional information contact: Kathy Barton Telephone: 832-393-5045; 713-826-5801	Date and identification of prior authorizing Council action: 10-14-09; 2009-0959
--	---

RECOMMENDATION: That City Council approve an ordinance amending Ordinance No. 2009-0959 to increase the maximum contract amount; approving and authorizing a First Amendment to a Maven Software Maintenance/Upgrade Agreement and the End-User Software License Agreement

Amount of Funding: New Maximum Contract Amount: \$1,050,000.00 Current Maximum Contract Amount: \$850,000.00 Total Contract Increase: \$200,000.00 Federal State and Local - Pass Through Fund (5030)	Finance:
---	-----------------

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

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council's approval of an ordinance amending Ordinance No. 2009-0959 to increase the maximum contract amount, and authorize and amendment to the Maintenance/Upgrade Agreement and End-User License Agreement to include an HIV Software license, maintenance and service fees. The original contract amount was for \$850,000.00. HDHHS requests the contract amount be increased to \$1,050,000.00 for an increase of \$200,000.00 with Consilience Software, Inc.

Maven Software® is a vital component of the Houston Electronic Disease Surveillance System (HEDSS). Approval of this ordinance will allow HDHHS to receive the most efficient technical service and support needed and ensure HDHHS's ability to:

- Collaborate with regional reporting partners to improve the capacity for electronic laboratory reporting
- Support efforts to coordinate state and local public health jurisdictions' preparedness and response to bioterrorism, outbreaks of infectious disease, and other public health threats and emergencies
- Function in the critical role of primary reporting institution for notifiable diseases for the Texas Medical Center
- Perform critical epidemiology case investigation and management tasks
- Perform early event detection and outbreak management tasks

Finance
 Legal Department
 Agenda Director

REQUIRED AUTHORIZATION

Finance Director	Other Authorization:	Other Authorization:
-------------------------	-----------------------------	-----------------------------

SUBJECT: An ordinance increasing the maximum contract amount for an agreement for routine HIV screening services between the City of Houston and Memorial Hermann Healthcare System.		Category #	Page 1 of 1	Agenda Item # 42
FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services		Origination Date 03/4/13	Agenda Date MAR 20 2013	
DIRECTOR'S SIGNATURE: <i>Stephen L. Williams</i>		Council District affected: ALL		
For additional information contact: Kathy Barton - Telephone: 832-393-5045 ; 713-826-5801		Date and identification of prior authorizing Council action: 2008-0602, 2010-0742, 2011-1178; 2012-1082		
RECOMMENDATION: (Summary) An ordinance increasing the maximum contract amount for an agreement of routine HIV screening services between the City of Houston and Memorial Hermann Healthcare System.				
Amount of Funding: New Maximum Contract Amount: \$2,224,793.75 Current Maximum Contract Amount: \$1,849,793.75 Additional Funding Amount: \$375,000.00 - Federal (5000)			Finance:	
SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)				
SPECIFIC EXPLANATION: The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance increasing the maximum contract amount of an agreement between the City of Houston and Memorial Hermann Healthcare System for routine HIV screening services. The new maximum contract amount requested is \$2,224,793.75. Under contract #4600008913, Memorial Hermann Healthcare System provides routine HIV screening services. The coordinated effort of this provider facilitates the process of diagnosing and treating HIV/STDs in the Houston area. The contractor was selected through a RFP process in 2007. The contract began July 2, 2008 and ends December 31, 2013. The current maximum contract amount is \$1,849,793.75. HDHHS is requesting an additional \$375,000.00 added to the contract. cc: Agenda Director Finance Department Legal Department				
REQUIRED AUTHORIZATION				
Finance Director		Other Authorization:		Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9556

Subject: Approve an Ordinance Awarding a Contract for Moving & Storage of Household Goods for the Housing and Community Development Department/S23-L24209

Category #
4

Page 1 of 2

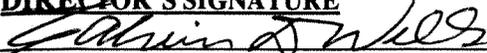
Agenda Item

44

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

Origination Date
March 12, 2013

Agenda Date
MAR 20 2013

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
Stephen Tinnermon Phone: (713) 868-8448
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to Graebel Houston Movers, Inc. on its low bid in an amount not to exceed \$3,532,875.00 for moving and storage of household goods for the Housing and Community Development Department.

Maximum Contract Amount: \$3,532,875.00

Finance Budget

\$ 750,000.00 - TIRZ Fund (2409) (FY13)(Appropriated by Ordinance # 2013-0079, passed January 30, 2013)
\$ 782,875.00 - CDBG Fund (5000) (Out Years)
\$2,000,000.00 - CDBG-DR Fund (5030) (Out Years)

\$3,532,875.00 -Total

SPECIFIC EXPLANATION:

The Director of the Housing & Community Development Department and the City Purchasing Agent recommend that City Council approve an ordinance awarding a one-year contract, with four one-year options to Graebel Houston Movers, Inc. on its low bid in an amount not to exceed \$3,532,875.00 for moving and storage of household goods for the Housing and Community Development Department (HCDD). The City Purchasing Agent/Director may terminate this contract at any time upon 30-days written notice to the contractor.

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

<u>Company</u>	<u>Total Amount</u>
1. Graebel Houston Movers, Inc.	\$ 3,532,875.00
2. Crown Forwarding Inc. dba Crown Relocations	\$ 4,298,243.18
3. Griffin Moving Services, Inc.	\$ 5,261,142.00
4. TIBH Industries Inc.	\$10,120,096.55

The scope of work requires the contractor to provide all labor, supervision, materials, equipment, tools, storage facilities, and transportation necessary to provide moving and storage of household goods for the HCDD clients. The moving and storage of household goods will be provided to clients as part of HCDD's Temporary Relocation Assistance Program, where the client's household goods will be temporarily moved to either a storage facility; an apartment provided by the City; or, for clients temporarily residing with relatives, household goods will be split between a storage facility and the temporary residence. After the client's home has been repaired or reconstructed, the contractor will be required to move the household goods back into the residence.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

43

Date: 3/12/2013

Subject: Approve an Ordinance Awarding a Contract for Moving & Storage of Household Goods for the Housing and Community Development Department/S23-L24209

Originator's
Initials
DM

Page 2 of 2

M/WBE Subcontracting:

This invitation to bid was issued as a goal-oriented contract with a 8% M/WBE participation level. Graebel Houston Movers, Inc. has designated the below-named company as its certified M/WBE subcontractor:

Name	Type of Work	Amount	Percentage
Right on Time Furniture Assemblers	Packing Materials & Transportation	\$282,630.00	8%

The Office of Business Opportunity will monitor this contract.

Pay or Play Program:

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

Hire Houston First:

Hire Houston First does not apply to this expenditure, because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

Buyer: Roy Breaux

ESTIMATED SPENDING AUTHORITY

Department	FY2013	Out Years	Total
Housing & Community Development	\$750,000.00	\$2,782,875.00	\$3,532,875.00

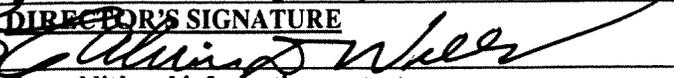
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9614

Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. 4600008583 and Authorize the Issuance of a Change Order for Energy Management and Maintenance Services for the General Services Dept.\S17-T22354-A3	Category # 4	Page 1 of 2	Agenda Item 43
--	-----------------	-------------	-----------------------

FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date March 12, 2013	Agenda Date MAR 20 2013
--	---	---------------------------------------

DIRECTOR'S SIGNATURE 	Council District(s) affected All
--	--

For additional information contact: Jacquelyn L. Nisby Phone: (832) 393-8023 Douglas Moore Phone: (832) 393-8724	Date and Identification of prior authorizing Council Action: 2008-0122; 2008-1004; 2009-0593
---	--

RECOMMENDATION: (Summary)
Approve an amending ordinance to increase the maximum contract amount from \$9,261,531.00 to \$10,420,086.25 for the contract between the City of Houston and Johnson Controls, Inc. and authorize the issuance of a \$447,382.00 change order for energy management and maintenance services for the General Services Department.

Maximum Contract Amount Increased By: \$1,158,555.25	Finance Budget
--	-----------------------

\$1,158,555.25 - General Funds (1000)

SPECIFIC EXPLANATION:
The Director of the General Services Department (GSD) and the City Purchasing Agent recommend that City Council approve an amending ordinance to increase the maximum contract amount from \$9,261,531.00 to \$10,420,086.25 for the contract between the City of Houston and Johnson Controls, Inc. and authorize the issuance of a \$447,382.00 change order for energy management and maintenance services for the General Services Department. The GSD Director may terminate this contract at anytime upon 30-days written notice.

The contract was awarded on February 13, 2008 by Ordinance No. 2008-0122 for a five-year term, with two one-year options in the original amount of \$8,336,069.00. A first amendment to the contract was approved on November 12, 2008, by Ordinance No. 2008-1004 to increase the maximum contract amount from \$8,336,069.00 to \$8,523,069.00. On June 24, 2009, City Council passed and adopted Ordinance No. 2009-0593 to increase the maximum contract amount from \$8,523,069.00 to \$9,261,531.00. Expenditures as of February 18, 2013 totaled \$7,505,949.19. The increase to the maximum contract amount is necessary to allow the contractor to continue to maintain the energy management and maintenance services at various City locations. The contract incurred expenditures at a rate higher than anticipated due to unplanned equipment replacement at specific locations, and the addition of new citywide building locations that needed to be added to the contract. Most recent additions are the Holcombe Health Lab and the Houston Permitting Center. As a result of the unforeseen changed/increased service levels and newly added building locations, the increase to the maximum contract amount is necessary to ensure the continuation of energy management and maintenance services through the contract expiration date of December 31, 2014. Additionally, the change order is necessary to add the Houston TranStar facility to the contract, which is located at 6922 Old Katy Road. As a result, the contractor will be required to provide energy management and maintenance services at this location until the end of the contract term.

REQUIRED AUTHORIZATION

NDT

Finance Department:	Other Authorization:	Other Authorization:
---------------------	----------------------	----------------------

47

Date: 3/12/2013	Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. 4600008583 and Authorize the Issuance of a Change Order for Energy Management and Maintenance Services for the General Services Dept.\S17-T22354-A3	Originator's Initials MS	Page 2 of 2
--------------------	---	--------------------------------	-------------

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision and transportation necessary to provide fire alarm monitoring maintenance and testing services; heating, ventilation, and air conditioning maintenance and operations; energy management; preventive maintenance to include lighting and electrical; and maintain the building maintenance system at all Houston Public Library facilities and other GSD managed facilities.

This contract was awarded with a 15% M/WBE participation goal; Johnson Controls, Inc. is currently achieving 18.31% of the required goal. The Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

Buyer: Murdock Smith III

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Construction contract with SpawGlass Civil Construction, Inc. for Airfield Pavement Repairs at George Bush Intercontinental Airport/Houston; Project No. 460B; (WBS # A000513-0002-4-01)	Category #7	Page 1 of 2	Agenda Item # 45
--	--------------------	--------------------	-------------------------

FROM (Department or other point of origin): Houston Airport System	Origination Date March 11, 2013	Agenda Date MAR 20 2013
--	---	-----------------------------------

DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: B
---	--

For additional information contact: Kathy Elek <i>Kae</i> Phone: 281/233-1826 Samar Mukhopadhyay <i>S</i> Phone: 281/233-1840	Date and identification of prior authorizing Council action: N/A
--	--

AMOUNT & SOURCE OF FUNDING: CIP No. A-0513.09 \$4,018,115.70 HAS Renew/Replacement (8010) <i>MAL</i>	Prior appropriations: N/A
---	-------------------------------------

RECOMMENDATION: (Summary) Enact an ordinance to award a construction contract to SpawGlass Civil Construction Inc. and appropriate funds to finance the cost of these services.

PROJECT LOCATION: Runway 15R/33L and airfield locations at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION:
This contract will address repairs on isolated areas of distressed airfield pavement observed within the operating environment of Runway-15R/33L. This project is part of the Houston Airport System (HAS) pavement maintenance program.

The scope of the project will include the following:

- Removal, disposal, and replacement of concrete surface pavement and base material, joint sealing, pavement marking, and pavement grooving.
- Address repairs of Runway-15R runway status light system. This work will include removal and replacement of runway status lights and surrounding distressed pavement. The system is operated by the Federal Aviation Administration (FAA), and the FAA will fund the repairs. In addition, sealant will be applied on pavement cracks on Taxiway NA and Taxiway RA.
- Rehabilitate the pavement surface on Taxiway SA, as the asphalt surface course is distressed and aircraft operations have been limited. Asphalt will be removed and replaced with concrete.
- Expand the aircraft hold apron adjacent to Taxiway WW. The hold apron allows short term queuing for departing aircraft and can currently accommodate regional jet and smaller aircraft only. The expanded apron will be capable of accommodating Aircraft Design Group IV aircraft and will enhance operations on the airfield.

The project has a term of 195 calendar days. The design documents were prepared by HAS.

REQUIRED AUTHORIZATION			<i>NDT</i>
Finance Department:	Other Authorization: <i>[Signature]</i>	Other Authorization:	

Date March 11, 2013	Subject: Construction contract with SpawGlass Civil Construction, Inc. for Airfield Pavement Repairs at George Bush Intercontinental Airport/Houston; Project No. 460B; (WBS # A000513-0002-4-01)	Originator's Initials JB	Page 2 of 2
-------------------------------	---	------------------------------------	-----------------------

BID DATE: Bids received on February 7, 2013 were as follows:

<u>Company</u>	<u>Base Bid</u>
SpawGlass Civil Construction, Inc.	\$3,686,339.70
EAS Contracting, LP	\$4,072,269.00
Webber, LLC	\$4,184,654.87

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

HIRE HOUSTON FIRST: Hire Houston First does not apply to this expenditure, because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

ENGINEERING SERVICES TESTING CONTRACT: Engineering testing services will be provided by Fugro Consultants, LP under Contract No.73356

PROJECT COST: The total amount to be appropriated for this contract is as follows:

\$3,686,339.70	Construction Contract
\$ 184,320.00	Construction Contingency (5%)
\$ 147,456.00	Engineering and Testing Services (4%)
\$4,018,115.70	Total Appropriation

DBE PARTICIPATION: The Disadvantaged Business Enterprise goal for this contract is twenty percent (20%) and will be met by the following certified firms:

<u>Firms</u>	<u>Type of Work</u>	<u>Amount</u>	<u>% of Bid</u>
GMJ Paving Company, LLC	Asphalt Paving	\$300,896	8.16%
JRB Engineering	QC Testing	\$106,000	2.78%
TLC Trucking & Contracting, Inc.	Trucking	\$ 67,000	1.81%
Jomar Silva Trucking, Inc.	Trucking	\$ 57,000	1.54%
Martinez Steel, Inc.	Concrete Steel Install and Earth Work	\$209,000	5.66%
	Total	\$739,896	20.07 %

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 32.838 acres of land to Chimney Hill Municipal Utility District (Key Map No. 408-R)	Page 1 of 1	Agenda Item # 426
--	-----------------------	---------------------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date MAR 20 2013
--	-------------------------	-----------------------------------

DIRECTOR'S SIGNATURE <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E.	Council District affected: "ETJ"
--	--

For additional information contact: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action:
--	---

RECOMMENDATION: (Summary)

The petition for the addition of 32.838 acres of land to Chimney Hill Municipal Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Chimney Hill Municipal Utility District has petitioned the City of Houston for consent to add 32.838 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of FM 529, N. Eldridge Parkway, West Road and Harms Road. The district desires to add 32.838 acres, thus yielding a total of 569.037 acres. The district is served by the Chimney Hill Municipal Utility District/Camfield Joint Wastewater Treatment Plant. The nearest major drainage facility for Chimney Hill Municipal Utility District is Langham Creek which flows to South Mayde Creek then to Buffalo Bayou and finally into the Houston Ship Channel.

Potable water is provided by Chimney Hill Municipal Utility District Water Plant Nos. 1 and 2. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

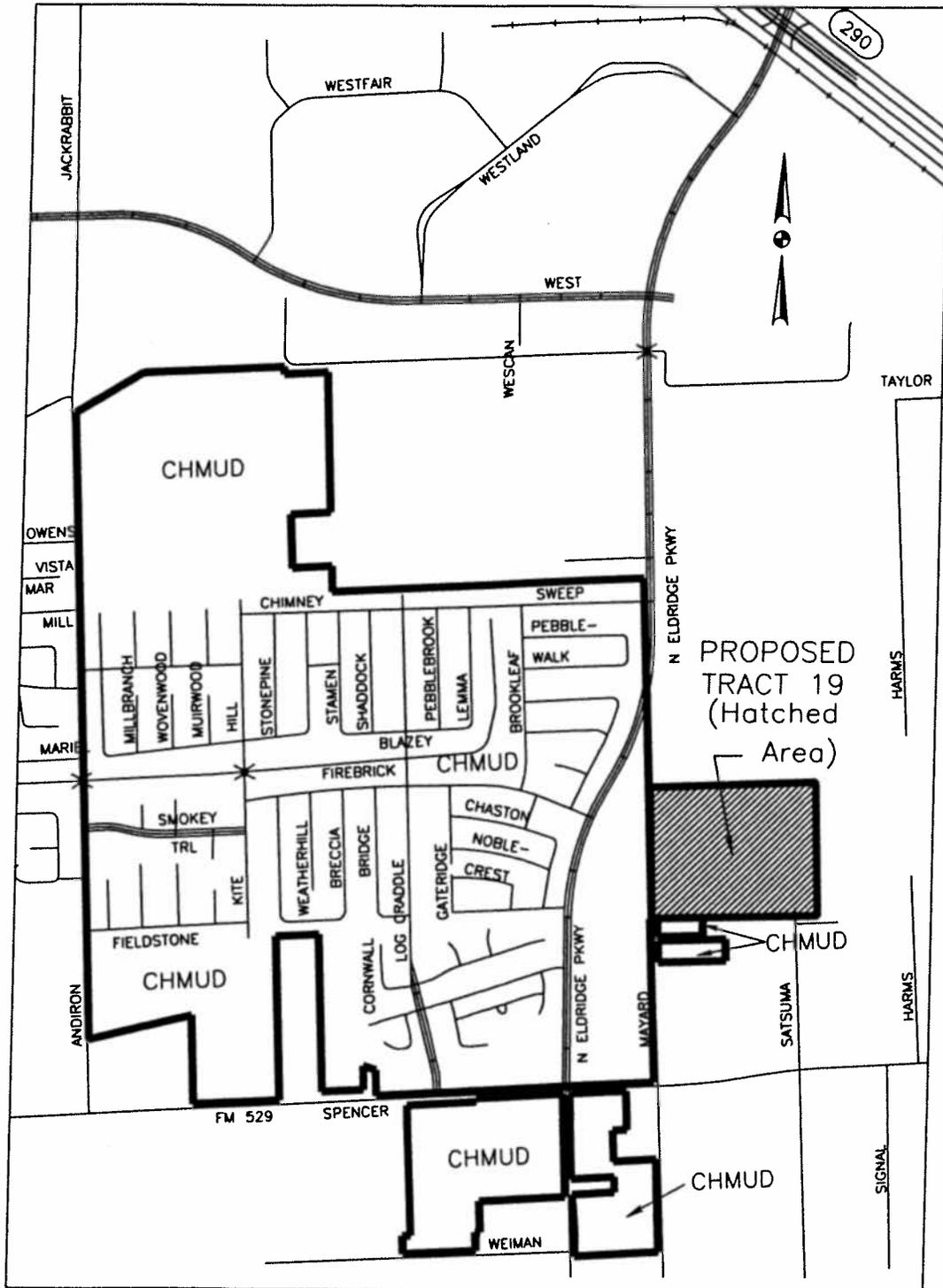
The Utility District Review Committee recommends that the subject petition be approved.

Attachments

cc: Marta Crinejo Marlene Gafrick Jun Chang
Bill Zrioka Deborah McAbee

REQUIRED AUTHORIZATION		20UPA212
Finance Department	Other Authorization: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:

VICINITY MAP OF
 PROPOSED ANNEXATION TRACT 19
 CHIMNEY HILL MUNICIPAL UTILITY DISTRICT
 BEING 32.838 ACRES OF LAND
 OUT OF THE
 D.E. SMITH SURVEY, A-716
 HARRIS COUNTY, TEXAS



Scale: 1"=0.25 Mi.

A&S ENGINEERS, INC.

10377 STELLA LINK RD. • HOUSTON, TX. • 77025-5445
 PHONE (713) 942-27000 • FAX (713) 942-2799

LEGEND:

 M.U.D. BOUNDARY LINES

PREPARED: OCTOBER 10, 2012



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

received
2/7/13

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

Application is hereby made for consent of the City of Houston to the creation/ addition of 32.838 acres to Chimney Hill MUD under the provisions of Chapters 49 and 54 Texas Water Code.

Marcia B. Oliver
Attorney for the District

Attorney: Marcia B. Oliver, Coats Rose Yale Ryman & Lee, PC

Address: 3 E. Greenway Plaza, Ste 2000, Houston, TX Zip: 77046-0307 Phone: 713-653-7313

Engineer: Troy Bordelon, P.E. A&S Engineers, Inc.

Address: 10377 Stella Link Road, Houston, TX Zip: 77025-5445 Phone: 713-942-2700

Owners: National Oilwell Varco, LP

Address: 2537 S. Gessner, Suite 200, Houston, TX Zip: 77063 Phone: 713-375-3751

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

LOCATION

INSIDE CITY

OUTSIDE CITY

Survey D.E. Smith

NAME OF COUNTY (S) Harris
Abstract 716

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

North of: F.M. 529 ✓

East of: N. Eldridge Parkway ✓

South of: West Road ✓

West of: Harms Road ✓

WATER DISTRICT DATA

Total Acreage of District: 536.199

Existing Plus Proposed Land 569.037

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

Single Family Residential 0%

Multi-Family Residential 0%

Commercial 100%

Industrial 0%

Institutional 0%

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

Sewage Treatment Plant Name: Chimney Hill/Camfield Joint Wastewater Treatment Plant

NPDES/TPDES Permit No: 0085588

TCEQ Permit No: 0012304001



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 1.200

Ultimate Capacity (MGD): 1.200

Size of treatment plant site: 3.2442 square feet acres.

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

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

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

Total permitted capacity: 1.200

MGD of (Regional Plant).

Name of District: Chimney Hill MUD

MGD Capacity Allocation 1.150

or property owner(s)

Name of District: Camfield MUD

MGD Capacity Allocation 0.050

Water Treatment Plant Name: SEE ATTACHED LIST

Water Treatment Plant Address: _____

Well Permit No: _____

Existing Capacity:

Well(s): _____ GPM

Booster Pump(s): _____ GPM

Tank(s): _____ MG

Ultimate Capacity:

Well(s): _____ GPM

Booster Pump(s): _____ GPM

Tank(s): _____ MG

Size of Treatment Plant Site: _____

square feet/acres.

Comments or Additional Information: _____

Chimney Hill Municipal Utility District Water Treatment Plants

Water Treatment Plant Name: Water Plant No. 1
Water Treatment Plant Address: 13255 Firebrick, Houston, Texas 77041
Well Permit No: N/A

Existing Capacity:

Well(s): Well No. 1 ABANDONED
City of Houston Surface Water: 1,458 GPM
Booster Pump(s): 6,300 GPM
Tank(s): 0.840 MG

Ultimate Capacity:

Well(s): Well No. 1 ABANDONED
City of Houston Surface Water: 1,458 GPM
Booster Pump(s): 6,300 GPM
Tank(s): 0.840 MG

Size of Treatment Plant Site: 0.692 Acres

Water Treatment Plant Name: Water Plant No. 2
Water Treatment Plant Address: 7706 Paremill, Houston, Texas 77041
Well Permit No: 128564

Existing Capacity:

Well(s): 500 GPM
Booster Pump(s): 0 GPM
Tank(s): 0.300 MG (Elevated)

Ultimate Capacity:

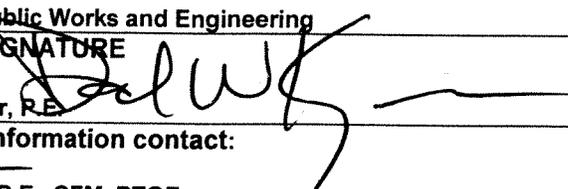
Well(s): 500 GPM
Booster Pump(s): 0 GPM
Tank(s): 0.300 MG (Elevated)

Size of Treatment Plant Site: 0.208 Acres

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 36.347 acres of land to Dowdell Public Utility District (Key Map No. 289-L & M)	Page 1 of 1	Agenda Item # 47
--	-----------------------	--------------------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3/13/13	Agenda Date MAR 20 2013
--	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE Daniel W. Krueger, P.E. 	Council District affected: "ETJ"
--	--

For additional information contact: Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action:
--	---

RECOMMENDATION: (Summary)

The petition for the addition of 36.347 acres of land to Dowdell Public Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Dowdell Public Utility District has petitioned the City of Houston for consent to add 36.347 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

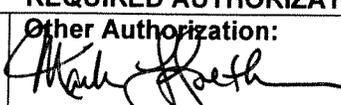
The district is located in the vicinity of FM 2920, Tuwa Road, Commercial Road, Willow Creek and Dowdell Road. The district desires to add 36.347 acres, thus yielding a total of 912.8462 acres. The district is served by the Dowdell Public Utility District Wastewater Treatment Plant. The nearest major drainage facility for Dowdell Public Utility District is Willow Creek which flows to Cypress Creek then to Spring Creek into the San Jacinto River and finally into Lake Houston.

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

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

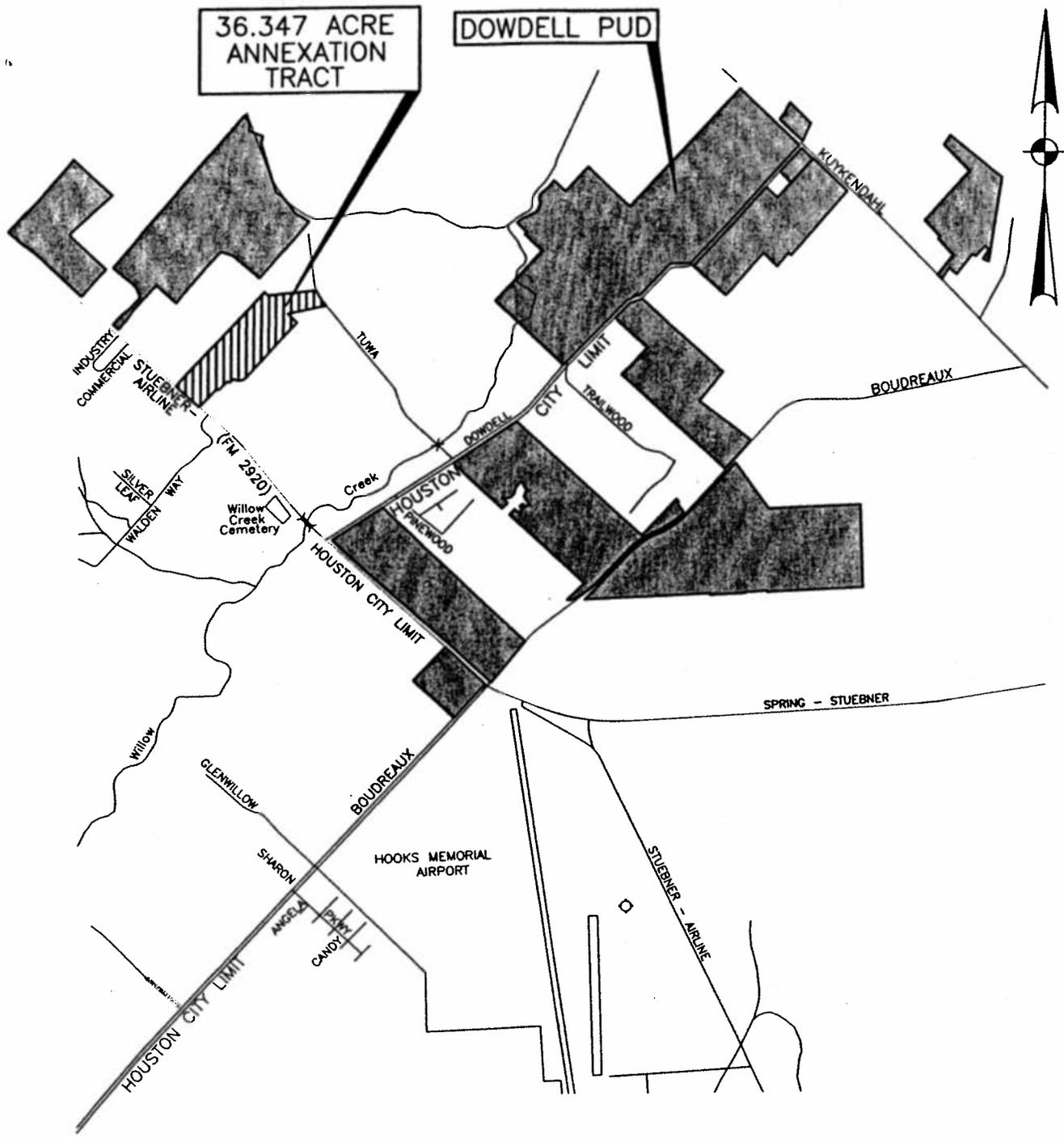
Attachments

cc: Marta Crinejo Marlene Gafrick Jun Chang
Bill Zrioka Deborah McAbee

REQUIRED AUTHORIZATION		20UPA216
Finance Department	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:

36.347 ACRE ANNEXATION TRACT

DOWDELL PUD



**DOWDELL
PUBLIC UTILITY DISTRICT
PROPOSED ANNEXATION MAP**

36.347 ACRES OF LAND
KEY MAP NO. 289L&M



12121 wickchester lane, ste. 200 - houston, texas 77079
DATE: JANUARY 2013 SCALE: N.T.S.

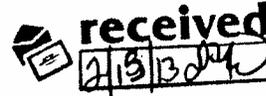
L:\0138 DOWDELL_PUD\0138-00_DISTRICT_CAD\EXHIBITS\36_347AC_ANNEXATION_VICINITY_MAP.DWG JAN. 22, 2013-2:01pm VPALACIOS



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the creation/ addition of 36.347 acres to Dowdell Public Utility Distri under the provisions of Chapters 49 & 54 Texas Water Code.

G. Taylor Goodall, Jr.
Attorney for the District

Attorney: G. Taylor Goodall, Jr., Smith Murdaugh, et al

Address: 1100 Louisiana Street, Suite 400, Houston, TX Zip: 77002 Phone: 713/652-6500

Engineer: Angela Hallimore, RG Miller Engineers, Inc.

Address: 12121 Wickchester Lane, Suite 200, Houston, TX Zip: 77079 Phone: 713/461-9600

Owners: Brookline Land Investments, c/o Clint Pendleton

Address: P.O. Box 2342, Spring, Texas Zip: 77383 Phone: 713/962-8681

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

LOCATION

INSIDE CITY OUTSIDE CITY NAME OF COUNTY (S) Harris
Survey Elizabeth Smith Abstract 70

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

North of: FM 2920 East of: Willow Creek and Dowdell Road
South of: Tuwa Road West of: Commercial

WATER DISTRICT DATA

Total Acreage of District: 876.4992 Existing Plus Proposed Land 912.8462

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

Single Family Residential Multi-Family Residential 100

Commercial Industrial Institutional

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

Sewage Treatment Plant Name: Dowdell PUD Wastewater Treatment Plant

NPDES/TPDES Permit No: TCEQ Permit No: 11404-001



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 0.95 MGD

Ultimate Capacity (MGD): 0.95 MGD

Size of treatment plant site: 4.396 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.95 MGD.

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: Dowdell PUD Water Plants No. 1 and No. 2

Water Treatment Plant Address: 8426 Creek Willow and 22632 Miramar, Tomball, TX

Well Permit No: _____

Existing Capacity:

Well(s): 2,250 GPM

Booster Pump(s): 4,500 GPM

Tank(s): 632,000 MG

Ultimate Capacity:

Well(s): 3,250 GPM

Booster Pump(s): 6,750 GPM

Tank(s): 1,200,284 MG

Size of Treatment Plant Site: 3 sites - 3.4 acres

square feet/acres.

Comments or Additional Information: Re-pressurization station with 3 - 750 gpm booster pumps

and 1 - 568,284 ground storage tank is under construction. A 1,000 gpm water well will

be built on the site in the future.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the creation of 180.25 acres of land as Fort Bend County Municipal Utility District No. 206 (Key Map No. 527-N, P, T, S) Page 1 of 1 Agenda Item # 48

FROM (Department or other point of origin): Department of Public Works and Engineering Origination Date Agenda Date MAR 20 2013

DIRECTOR'S SIGNATURE [Signature] Council District affected: "ETJ"

For additional information contact: [Signature] Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705 Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary) The petition for the creation of 180.25 acres of land as Fort Bend County Municipal Utility District No. 206 be approved.

Amount of Funding: NONE REQUIRED

SPECIFIC EXPLANATION:
The owners of 180.25 acres of land, located in the city's extraterritorial jurisdiction, have petitioned the City of Houston for consent to create a district.
The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.
The district is located in the vicinity of W. Bellfort Avenue, FM 1464, Beechnut Road, and Clodine. The district will consist of 180.25 acres. The district will be served by the proposed Fort Bend County Municipal Utility District No. 206 Waste Water Treatment Plant No. 1. The nearest major drainage facility for Fort Bend County Municipal Utility District No. 206 is Keegan's Bayou which flows into Brays Bayou and finally into the Houston Ship Channel.
Potable water will be provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.
The Utility District Review Committee recommends that the subject petition be approved.

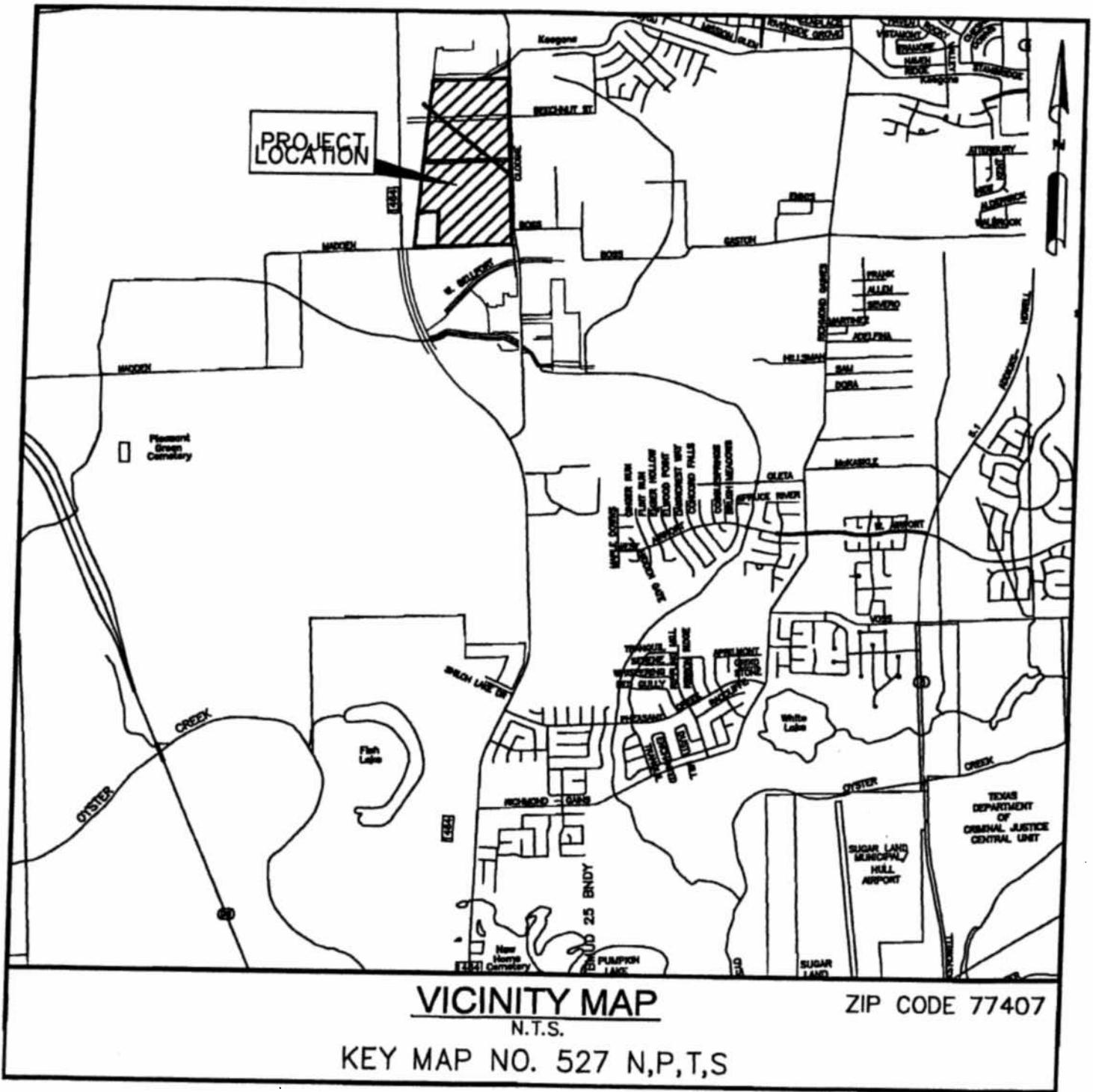
Attachments

cc: Marta Crinejo Marlene Gafrick Jun Chang Bill Zrioka Deborah McAbee

REQUIRED AUTHORIZATION

20UPA211

Finance Department Other Authorization: [Signature] Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div. Other Authorization:



VICINITY MAP
N.T.S.

ZIP CODE 77407

KEY MAP NO. 527 N,P,T,S

PK.



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

received
2/21/13 JAW

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

Application is hereby made for consent of the City of Houston to the creation/ addition of 180.25 acres to Fort Bend County MUD No. 206 under the provisions of Chapters 49 and 54 Texas Water Code.

Alia Vinson by YAO
Attorney for the District

Attorney: Allen Boone Humphries Robinson LLP

Address: 3200 Southwest Freeway, Suite 2600, Houston, TX Zip: 77027 Phone: 713-860-6400

Engineer: Edminster Hinshaw Russ & Associates

Address: 10555 Westoffice Drive, Houston, TX Zip: 77042 Phone: 713-784-4500

Owners: Camcorp Interests, Ltd.

Address: c/o Victorian Gardens, Ltd., 10410 Windermere Lakes Blvd., Houston, TX Zip: 77065 Phone: 281-671-9050

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

LOCATION

INSIDE CITY OUTSIDE CITY NAME OF COUNTY (S) Fort Bend
Survey A. M. Clopper Abstract 152

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

North of: W. Bellfort Avenue East of: F. M. 1464
South of: Beechnut Road West of: Clodine Road

WATER DISTRICT DATA

Total Acreage of District: 180.25 Existing Plus Proposed Land 180.25

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

Single Family Residential 49.3 Multi-Family Residential 48.5

Commercial 0.7 Industrial 1.5 Institutional

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

Sewage Treatment Plant Name: FBCMUD 206 WWTP No. 1 (future)

NPDES/TPDES Permit No: TBD TCEQ Permit No: TBD



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 0

Ultimate Capacity (MGD): 0.6

Size of treatment plant site: 76,425/1.75 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.6 MGD.

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: FBCMUD 206 Water Plant No. 1 (future)

Water Treatment Plant Address: TBD

Well Permit No: TBD

Existing Capacity:

Well(s): N/A GPM

Booster Pump(s): N/A GPM

Tank(s): N/A MG

Ultimate Capacity:

Well(s): TBD GPM

Booster Pump(s): TBD GPM

Tank(s): TBD MG

Size of Treatment Plant Site: 24,050/0.55 square feet/acres.

Comments or Additional Information: FBCMUD No. 206 will receive water from the NFBWA, and will be required to provide a back-up well. The water plant is currently in the preliminary design stage.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 23.1210 acres of land to Harris County Municipal Utility District No. 382 (Key Map No. 575-R)

Page 1 of 1

Agenda Item #

49

FROM (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

3-13-13

MAR 20 2013

DIRECTOR'S SIGNATURE

Council District affected: "D"

Daniel W. Krueger, P.E.

For additional information contact:

Date and identification of prior authorizing Council action:

Mark L. Loethen, P.E., CFM, PTOE
Deputy Director (832) 395-2705

RECOMMENDATION: (Summary)

The petition for the addition of 23.1210 acres of land to Harris County Municipal Utility District No. 382 be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 382 has petitioned the City of Houston for consent to add 23.1210 acres of land, located within the corporate limits of the City of Houston, to the district.

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

The district is located in the vicinity of Fuqua Street, Almeda Genoa Road, Blackhawk Boulevard, and Easthaven Road. The district desires to add 23.1210 acres, thus yielding a total of 213.7775 acres. The district is served by the City of Houston's Easthaven Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 382 is Clear Creek which flows into Clear Lake and then into Galveston Bay.

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

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

Attachments

cc: Marta Crinejo Marlene Gafrick Jun Chang
Bill Zrioka Deborah McAbee

REQUIRED AUTHORIZATION

20UPA215

Finance Department

Other Authorization:

Other Authorization:

Mark L. Loethen

Mark L. Loethen, P.E., CFM, PTOE

Deputy Director

Planning & Development Services Div.

Harris County Municipal Utility District No. 382 District Activity as of 1/9/2013

Houston City Council consented to the creation of in-city Harris County Municipal Utility District No. 382 (124.9385 acres) on December 19, 2001 **(2001-1175)**.

The District is located in Council District D.

District was approved by TCEQ on December 13, 2002.

District currently consists of 190.6565 acres.

The District tax rate is \$0.69 per \$100.

Previous Council Action:

- City Council consented to the approval of a Utility Functions and Services Allocation Agreement **(02-0691)**
(Council Action July 31, 2002- Countersigned September 13, 2002)
- Annexation of 45.97 acres of land **(2007-960)**
(Council Action August 22, 2007- Effective Date August 28, 2007)
- City Council consented to the approval of an Interlocal Cost Sharing Agreement between HCMUD 382 and City of Houston **(08-0843)**
(Council Action September 24, 2008-Countersigned September 29, 2008)
- Annexation of 18.296 acres of land **(2009-148)**
(Council Action February 25, 2009-Effective Date March 3, 2009)

Developer Participation Contract:

HCMUD 382 has had two approved Developer Participation Contracts; **Fuqua Landing Section 2** and **Clearwood Crossing Section 4**.

- Clearwood Crossing Section 4 (Centex Homes) was previously Fuqua Landing Section 1 (Middlebury Property L.P.). Middlebury Property has assigned this DPC to Centex Homes. Centex Homes issued a notice to proceed and the contract was valid through 2011.
- Middlebury Property is also the developer for Fuqua Landing Section 2. They allowed the DPC to expire (3/4/2009) and will reapply when they are ready to proceed.

Request for Council Action:

Annexation of 23.1210 acres of land to in-city district HCMUD 382 (Proposed total area of District is 213.7775 acres) proposed to be 100% single family residential.

Additional Information:

Commercial Development-Retail Value estimate is around \$13-14 million for the District. The annexation tracts are located just northeast of Harris County Municipal Utility District 382. The bonds issued to the District are critical in making it financially feasible for the developer to be able to develop the property and get 100% reimbursement .



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the creation/ addition of 23.1210 acres to Harris County MUD No. 382 under the provisions of Chapters 49 and 54 Texas Water Code.

Greer Pagan
Attorney for the District

Attorney: Greer Pagan, Allen Boone Humphries Robinson LLP

Address: 3200 Southwest Freeway, Suite 2600, Houston, TX Zip: 77027 Phone: 713-860-6400

Engineer: LJA Engineering,

Address: 2929 Briarpark Drive, Suite 600, Houston, TX Zip: 77042 Phone: 713-953-5200

Owners: Alan J. Atkinson

Address: P. O. Box 270161, Houston, TX Zip: 77277 Phone: 832-428-1141

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

LOCATION

INSIDE CITY OUTSIDE CITY

Survey Mrs. R. Boatright

NAME OF COUNTY (S) HARRIS
Abstract 1431 and 1564

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

North of: Fuqua Street

East of: Blackhawk Blvd.

South of: Almeda Genoa Road

West of: Easthaven Road

WATER DISTRICT DATA

Total Acreage of District: 190.6565

Existing Plus Proposed Land 213.7775

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

Single Family Residential 100%

Multi-Family Residential

Commercial Industrial

Institutional

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

Sewage Treatment Plant Name: Easthaven Wastewater Treatment Plant (CoH Plant)

NPDES/TPDES Permit No: TX0034886

TCEQ Permit No: NA



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): NA

Ultimate Capacity (MGD): NA

Size of treatment plant site: NA square feet/acres.

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

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

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

Total permitted capacity: NA

MGD of (Regional Plant).

Name of District: NA

MGD Capacity Allocation NA

or property owner(s)

Name of District: NA

MGD Capacity Allocation NA

Water Treatment Plant Name: NA

Water Treatment Plant Address: NA

Well Permit No: NA

Existing Capacity:

Well(s): NA GPM

Booster Pump(s): NA GPM

Tank(s): NA MG

Ultimate Capacity:

Well(s): NA GPM

Booster Pump(s): NA GPM

Tank(s): NA MG

Size of Treatment Plant Site: NA

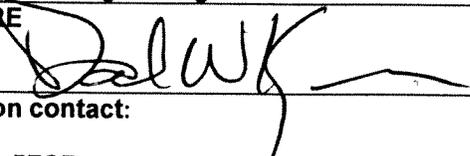
square feet/acres.

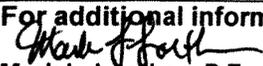
Comments or Additional Information: NA

TQ: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 18.596 acres to Spring Creek Utility District (Key Map No. 253-X; 293-B)	Page 1 of 1	Agenda Item # 50
---	-----------------------	--------------------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3-13-13	Agenda Date MAR 20 2013
--	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE Daniel W. Krueger, P.E. 	Council District affected: "ETJ"
--	--

For additional information contact:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action:
--	---

RECOMMENDATION: (Summary)

The petition for the addition of 18.596 acres of land to Spring Creek Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Spring Creek Utility District has petitioned the City of Houston for consent to add 18.596 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Riley Fuzzel Road, Rayford Road, Legends Run Drive, and Birnham Woods Drive. The district desires to add 18.596 acres, thus yielding a total of 1,001.7860 acres. The district is served by the Spring Creek Utility District Wastewater Treatment Plant. The nearest major drainage facility for Spring Creek Utility District is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

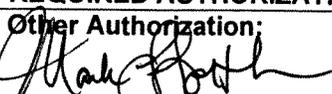
Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their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

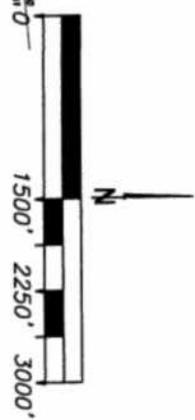
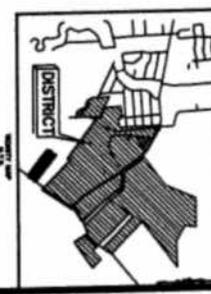
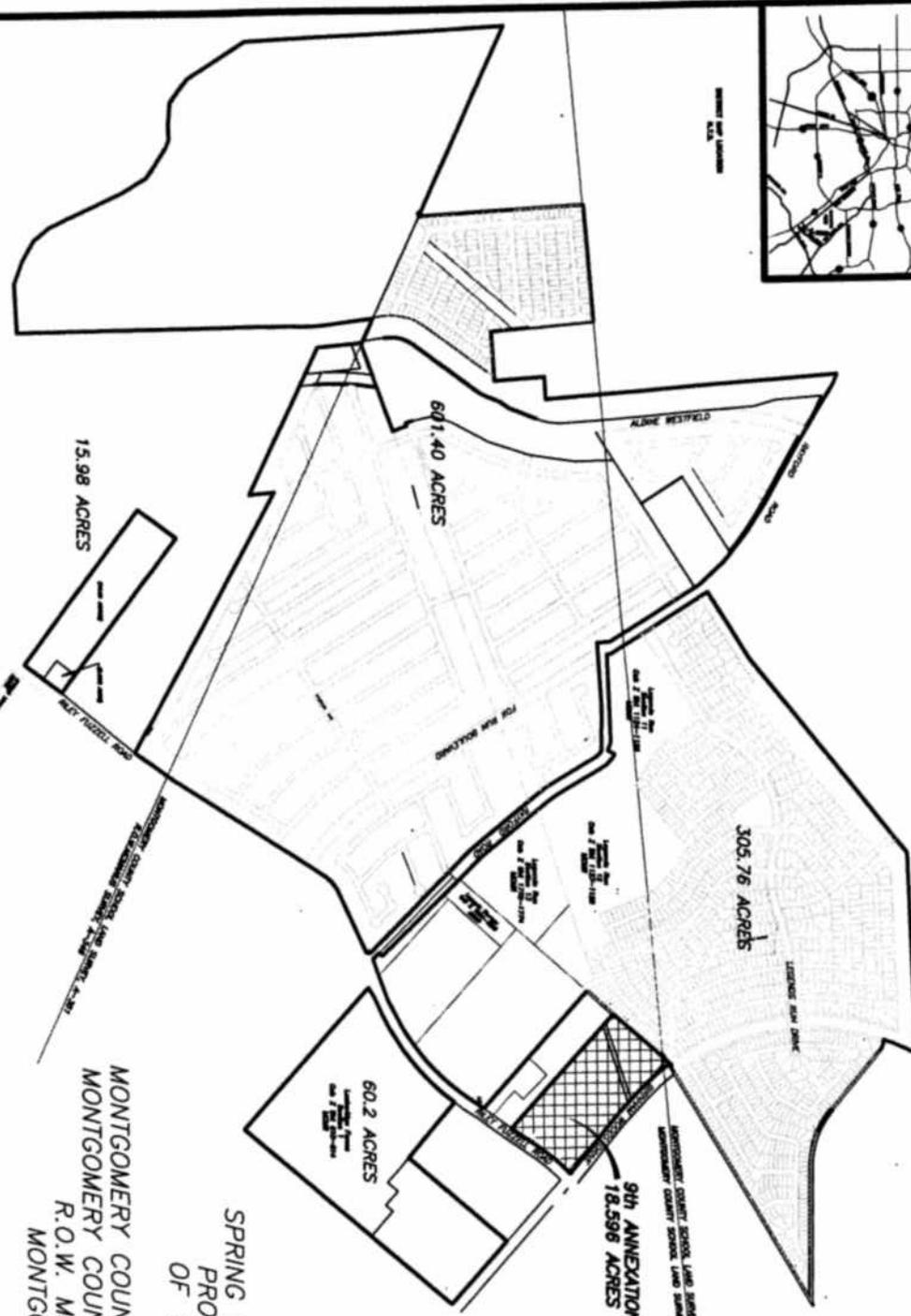
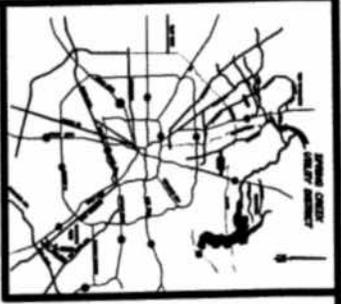
The Utility District Review Committee recommends that the subject petition be approved.

Attachments

cc: Marta Crinejo Marlene Gafrick Jun Chang
Bill Zrioka Deborah McAbee

REQUIRED AUTHORIZATION 20UPA217

Finance Department	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:
---------------------------	---	-----------------------------



VICINITY MAP
 SPRING CREEK UTILITY DISTRICT
 PROPOSED ANNEXATION
 OF 18,596 ACRE TRACT
 SITUATED IN THE

MONTGOMERY COUNTY SCHOOL LAND SURVEY, A-350
 MONTGOMERY COUNTY SCHOOL LAND SURVEY, A-351
 R.O.W. McMANUS SURVEY, A-346
 MONTGOMERY COUNTY, TEXAS
 MAY, 2012

A&S ENGINEERS, INC.
 10377 STELLA LINK
 HOUSTON, TEXAS 77025
 713-942-2700

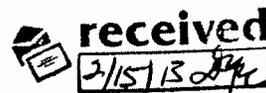
ARBORLEAF ENGINEERING & SURVEYING, INC.
 16000 STEUBNER AIRLINE ROAD #200
 SPRING, TEXAS 77379
 281-655-0634



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the creation/ addition of 18.596 acres to Spring Creek Utility District under the provisions of Chapters 49 and 54 Texas Water Code.

[Handwritten Signature]

Attorney for the District

Attorney: J. Davis Bonham, Jr.

Address: 1100 Louisiana St, Ste 400

Zip: 77002

Phone: 713/652-6500

Engineer: James R. Ainsworth, P.E.

Address: 10377 Stella Link Rd

Zip: 77025

Phone: 713/942-2710

Owners: Riley Fuzzell, L.P.

Address: 2302 Fannin, Ste 500

Zip: 77002

Phone: 281/821-5556

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

LOCATION

INSIDE CITY

OUTSIDE CITY

NAME OF COUNTY (S) Montgomery

Survey Montgomery Co School and ROW McManus

Abstract 350, 351, 346

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

North of: Riley Fuzzel Rd

East of: Rayford Rd

South of: Legends Run Dr

West of: Birnam Woods Dr

WATER DISTRICT DATA

Total Acreage of District: 983.19

Existing Plus Proposed Land 1,001.7860

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

Single Family Residential 0%

Multi-Family Residential 0%

Commercial 100%

Industrial 0%

Institutional 0%

Sewage generated by the District will be served by a : District Plant

Regional Plant

Sewage Treatment Plant Name: Spring Creek UD Wastewater Plant

NPDES/TPDES Permit No: WQ0011574001

TCEQ Permit No: WQ0011574001



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 0.675

Ultimate Capacity (MGD): 0.930

Size of treatment plant site: 1.70 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.930 MGD.

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

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

Total permitted capacity: n/a

MGD of (Regional Plant).

Name of District: n/a

MGD Capacity Allocation n/a

or property owner(s)

Name of District: n/a

MGD Capacity Allocation n/a

Water Treatment Plant Name: Spring Creek UD Water Plant

Water Treatment Plant Address: 2509 Leichester, Spring, TX 77386

Well Permit No: HUP210

Existing Capacity:

Well(s): 1,200 GPM

Booster Pump(s): 3,800 GPM

Tank(s): 0.500 MG

Ultimate Capacity:

Well(s): 1,200 GPM

Booster Pump(s): 3,800 GPM

Tank(s): 0.500 MG

Size of Treatment Plant Site: 1.70

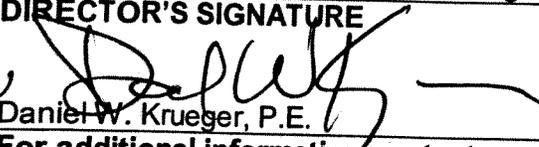
square feet/acres.

Comments or Additional Information: _____

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Appropriation of Funds for the City of Houston's Share of the Blackhawk Regional Wastewater Treatment Facility Improvement Project Package A and disbursement to Gulf Coast Waste Disposal Authority ("GCWDA"). W.B.S. No. R-000265-0108-4	Page 1 of 1	Agenda Item # <div style="text-align: right; font-size: 2em; font-weight: bold;">51</div>
---	-----------------------	---

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3-13-13	Agenda Date MAR 20 2013
--	------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E.	Council District affected: <div style="text-align: center; font-size: 1.5em; font-weight: bold;">E</div> 
--	--

For additional information contact: Carol Ellinger Haddock, P.E. Senior Assistant Director (832) 395-2686	Date and identification of prior authorizing Council action: Ordinance No. 78-2378; December 30, 1978
--	---

RECOMMENDATION: (Summary)

Approve an ordinance appropriating funds for the City of Houston's share of the Blackhawk Regional Wastewater Treatment Facility Improvement Project Package A and approving disbursement of funds to GCWDA.

Amount and Source of Funding:
 \$521,112.00 from Water and Sewer System Consolidated Construction Fund 8500

SPECIFIC EXPLANATION: *U.P. 2/22/2013*

The City of Houston is a co-participant in the Blackhawk Regional Wastewater Treatment Facility as a result of annexing Harris County Municipal Utility District 142 in 1978. GCWDA manages the regional facility for participants. By contract, operation and maintenance expenses as well as capital improvements are shared by the co-participants.

It has become necessary to appropriate funds to rehabilitate the treatment facility to comply with advanced waste treatment requirements. Package A of the rehabilitation project includes the preparation of design specifications, equipment purchase and installation of the UV disinfection system and replacement of the filter equipment.

Under the contract, GCWDA provided a written report from its consulting engineer of the proposed work and the estimated costs of design and construction. The pro-rata share of the estimated cost is based on the capacity owned in the treatment facility. The City of Houston's beneficial ownership of capacity in the treatment facility is 16.1836%. The estimate of the City of Houston's share for Package A is \$521,112.00, which includes the cost for preliminary engineering, equipment, construction, and construction management.

It is recommended that \$521,112.00 be appropriated for this rehabilitation and disbursement of the funds be approved to GCWDA.

LTS NO: 3878 **CUIC 20IPB048**

Finance Department	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Division	Other Authorization:  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division
---------------------------	--	--

SUBJECT: Professional Engineering Services Contract between the City and CH2M Hill Engineers, Inc. for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant. WBS No. R-000536-0019-3.

Page
1 of 2

Agenda Item #

52

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

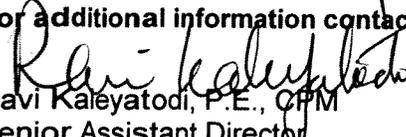
Origination Date
3-13-13

Agenda Date
MAR 20 2013

Director's Signature:

Daniel W. Krueger, P.E., Director

Council District affected:
A, G *AK*

For additional information contact:

Ravi Kaleyatodi, P.E., CPM
Senior Assistant Director
12/12/12
Phone: (832) 395-2326

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

An ordinance approving a Professional Engineering Services Contract with CH2M Hill Engineers, Inc. and appropriate funds.

Amount and Source of Funding: \$1,064,000.00 Water and Sewer System Consolidated Construction Fund No. 8500.
M.P. 2/6/2013

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to provide for implementation of a plan for the phased consolidation of facilities.

DESCRIPTION/SCOPE: This project consists of evaluation and design services for improvements to Park Ten Wastewater Treatment Plant (WWTP) Service Area, including alternatives to direct the flow from Park Ten WWTP to Turkey Creek WWTP.

LOCATION: The project is located in the following Key Map Grids:

<u>Location</u>	<u>Address</u>	<u>Key Map Grid</u>	<u>Council District</u>
1. Park Ten WWTP	16500 Park Row	447Y	A
2. Turkey Creek WWTP	1147 Enclave Parkway	488G	G

SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$184,962.00. The total Basic Services appropriation is \$636,094.00.

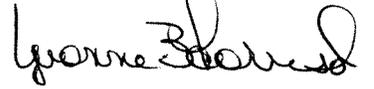
The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include Surveying, Geotechnical Investigation, Traffic Control Plan, and Reproduction. The total Additional Services appropriation is \$288,540.00.

LTS No. 4248

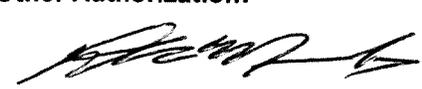
CUIC ID# 20GK72

Finance Department:

Other Authorization:


FOR
Jun Chang, P.E., D.WRE, Deputy Director
Public Utilities Division

Other Authorization:


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

Date	SUBJECT: Professional Engineering Services Contract between the City and CH2M Hill Engineers, Inc. for Park Ten Wastewater Treatment Plant Abandonment and Flow Diversion to Turkey Creek Wastewater Treatment Plant. WBS No. R-000536-0019-3.	Originator's Initials 	Page 2 of 2
-------------	--	---	-----------------------

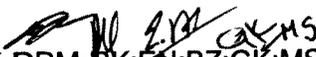
The total cost of this project is \$1,064,000.00 to be appropriated as follows: \$924,634.00 for Contract services and \$139,366.00 for CIP Cost Recovery.

PAY OR PLAY PROGRAM:

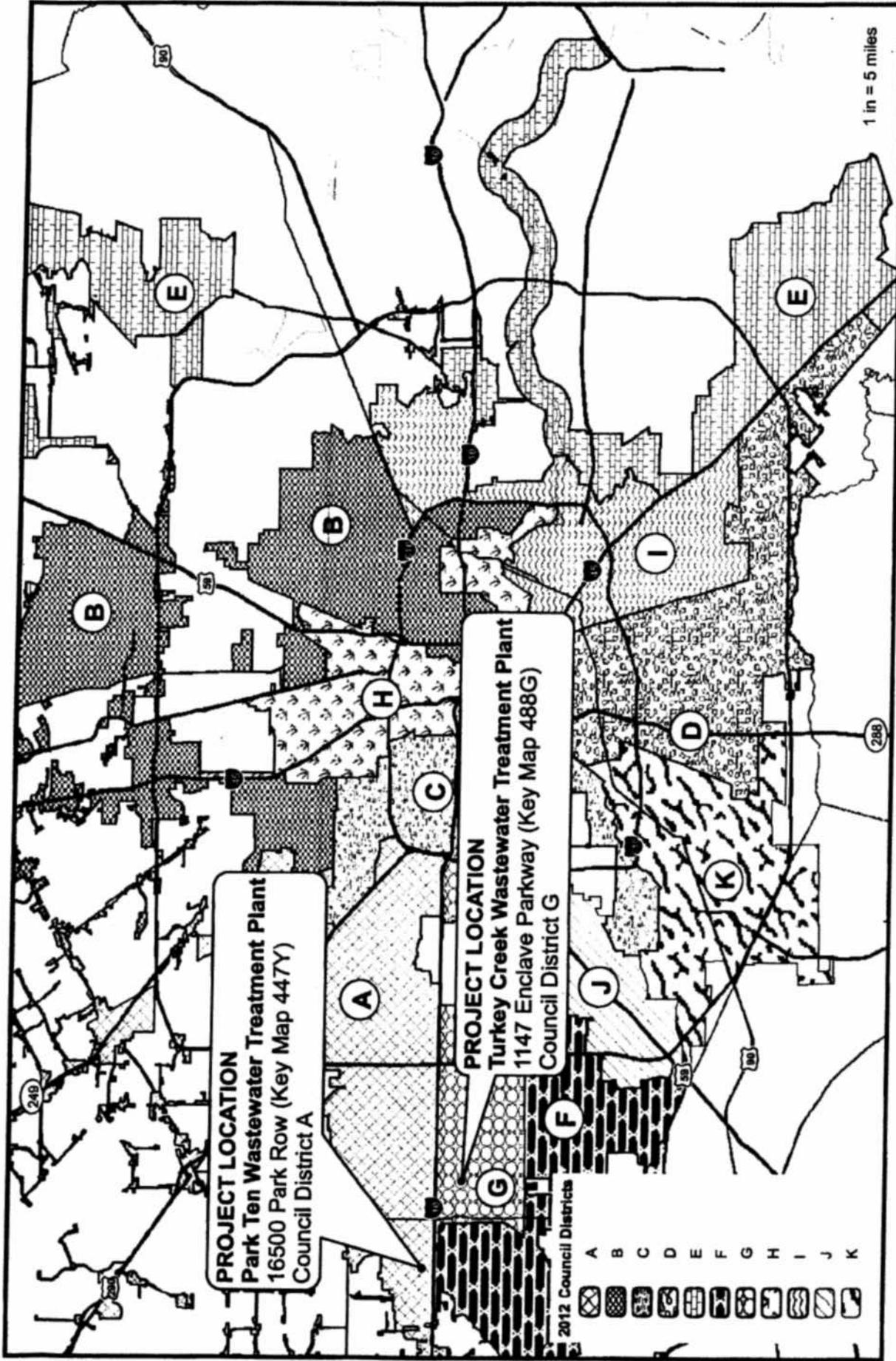
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Consultant provides health benefits to eligible employees in compliance with City policy.

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

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. HVJ Associates, Inc.	Geotechnical Services	\$122,000.00	13.19%
2. Amani Engineering, Inc.	Surveying Services	\$ 82,000.00	8.87%
3. ISANI Consultants, LLP	Civil Design Services	\$ 82,000.00	8.87%
4. Ratnala & Bahl, Inc.	Civil Design Services	\$ 10,000.00	1.08%
4. Kalluri Group, Inc.	Electrical Design Services	\$ 7,500.00	0.81%
TOTAL		\$303,500.00	32.82%


DWK:DRM:RK:EN:BZ:GK:MS:pa

c: File No. R-000536-0019-3

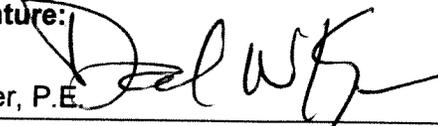


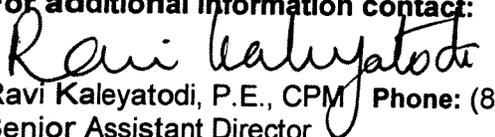
Location Map
 Park Ten WWTP Abandonment and Flow Diversion to Turkey Creek WWTP - WBS No. R-000536-0019-3



SUBJECT: Professional Engineering Services Contract between the City and Lockwood, Andrews & Newnam, Inc., for Services Associated with the Design of Groundwater Facility / Re-Pump Station Improvements. WBS No. S-001000-0038-3	Page 1 of 2	Agenda Item # 53
--	----------------	----------------------------

From: (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3-13-13	Agenda Date MAR 20 2013
---	------------------------------------	-----------------------------------

Director's Signature:  Daniel W. Krueger, P.E.	Council District affected: (Council District Letter Only) A, E, F, G, & H
--	---

For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action: 1/2/13
---	---

Recommendation: (Summary)
 Approve Professional Engineering Services Contract with Lockwood, Andrews & Newnam, Inc., and appropriate funds.

Amount and Source of Funding:
 \$2,360,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500
M.P. 2/12/2013

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's improvements of various groundwater facilities and Re-Pump stations and is required to meet the Texas Commission on Environmental Quality regulations. Also, this project will improve the operability, maintainability and reliability of the plants.

DESCRIPTION/SCOPE: This project consists of providing professional engineering and related services associated with the evaluation, design and implementation of improvements to the various facilities. The project consists of the following tasks:

- Engineering Support Services for Pump and Motor Rehabilitation/Replacement.
- Engineering Support Services for Valve and Piping Rehabilitation/Replacements (Operability of Plant Isolation).
- Engineering Support Services to Rehabilitate/Replace Switchgear, Motor Control Components, Automatic Transfer Switches & Electrical Generation Support Equipments.

LOCATION:
 The project sites are as follows:

	Council District
1. Central Water Plant at 105 Sabine Street, Key Map Grid 493 K	H
2. District 71 Pump Station at 1610 Hayes Road, Key Map grid 489 P	G
3. District 159 Pump Station at 16838 Tomball Parkway, Key Map Grid 370 K & P	A
4. District 237 Pump Station at 8755 Mills Road, Key Map Grids 369 M	A
5. District 254 Pump Station at 13685 Breton Ridge, Key Map Grid 370 E	A
6. Bellaire Braes Re-Pump Station at 12423 Bellaire Blvd, Key Map Grid 528 H	F
7. Katy Addicks Pump Station at 11500 Old Katy Road, Key Map Grid 449 W & X	A

LTS NO. 4413 CUIC # 20RS120

Finance Department:	Other Authorization:  Jun Chang, P.E., D. WRE <i>FOR</i> Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
----------------------------	--	---

NOT

52

SUBJECT: Professional Engineering Services Contract between the City and Lockwood, Andrews & Newnam, Inc., for Services Associated with the Design of Groundwater Facility / Re-Pump Station Improvements. WBS No. S-001000-0038-3

Originator's Initials

M

Page 2 of 2

- | | |
|---|---|
| 8. Parkglen West Pump Station at 10630 South Kirkwood Road, Key Map Grid 529W | F |
| 9. Willowchase Pump Station at 13135 Misty Willow Drive, Key Map Grid 369 H & M | A |
| 10. Kingwood Plant – A at 2310 Northpark Drive, Key Map Grid 296 V | E |
| 11. Kingwood Plant – C at 8750 Mills Branch Road, Key Map Grid 297 V & Z | E |

SCOPE OF CONTRACT AND FEE: Under the terms of the contract, the Engineer will perform phase I-preliminary design, phase II-final design, phase III-construction phase services and additional services. The basic services fee for phase I is based on the cost of time and material with a not-to-exceed agreed upon amount. The basic services fee for phase II and phase III will be negotiated on a lump-sum basis after the completion of phase I. The negotiated maximum fee for phase I basic services is \$240,985.00. The total basic services appropriation is \$1,836,047.00.

The contract also includes certain Additional Services to be paid as either lump-sum or on a reimbursable basis. The additional services may include surveying, geotechnical investigations, storm water pollution prevention plans, pump condition assessment and drainage analysis. The additional services appropriation is \$216,000.00.

The total cost of this project is \$2,360,000.00 to be appropriated as follows: \$2,052,047.00 for contract services and \$307,953.00 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 this project is set at 24%. The engineer has proposed the following firms to achieve this goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. FCM Engineers, P.C.	Engineering Consulting	\$175,000.00	8.52%
2. Huerta & Associates Architects,PC	Engineering Services	\$150,000.00	7.31%
3. JAG Engineering, Inc.	Surveying Services	\$70,000.00	3.41%
4. Middleton Brown, LLC	Environmental Services	\$50,000.00	2.44%
5. Apex-RBI, Inc., DBA Ratnala &Bahl, Inc.	Engineering Services	<u>\$50,000.00</u>	<u>2.44%</u>
TOTAL		\$495,000.00	24.12%

[Handwritten signatures and initials]

DWK:DRM:RK:HH:SD:RS:jkt
H:\design\A-WS-DIV\WPDATA\AIRSIS-001000-0038-3\RCA.doc

SUBJECT: Contract Award for Yale Street Bridge Rehabilitation over White Oak Bayou
WBS No. N-00445N-0032-4

Page
1 of 2

Agenda Item#
54

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

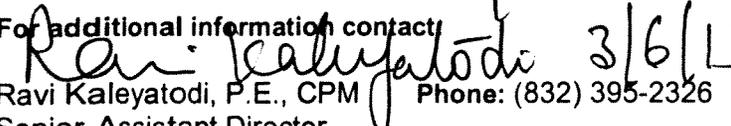
Origination Date
3-13-13

Agenda Date
MAR 20 2013

DIRECTOR'S SIGNATURE:

Daniel W. Krueger, P.E., Director

Council District affected:
C
sg JK

For additional information contact:

Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326
Senior Assistant Director

Date and identification of prior authorizing Council action:

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

Amount and Source of Funding:
\$271,481.00 from Fund 4040-METRO Projects Construction DDSRF U.P. 3/7/2013

PROJECT NOTICE/JUSTIFICATION: This project is part of the Work Order Bridge Rehabilitation Program of Capital Improvement Plan (CIP) to repair and rehabilitate bridges.

DESCRIPTION/SCOPE: This project consists of rehabilitation structural concrete beams at Yale Street bridge over White Oak Bayou by repairing the beams with concrete epoxy and reinforcing the beams with carbon fiber reinforced polymer (CFRP) to enhance loading capacity to the bridge that was downgraded by Texas Department of Transportation.

The Contract duration for this project is 90 calendar days. The project was designed by Entech Civil Engineers, Inc.

LOCATION: The project is bounded by IH 10 on the north, Washington on the south, Heights Boulevard on the east and Bonner Street on the west. The project is located in Key Map Grids 492H.

BIDS: Bids were received on February 7, 2013. Six(6) bids are as follows:

Bidder	Bid amount
1. Gibson & Associates, Inc.	\$230,785.85
2. SCR Construction, Co., Inc.	\$253,861.65
3. Forde Construction Company, Inc.	\$287,740.65
4. NBG Constructors, Inc.	\$290,504.65
5. SDR Construction, LLC	\$292,520.65
6. ISI Contracting, Inc.	\$490,846.65

NDT

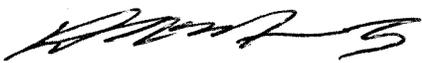
LTS No. 4868

REQUIRED AUTHORIZATION

CUIC ID #20SG14

Finance Department:

Other Authorization:

Other Authorization:

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

AWARD: It is recommended that this construction contract be awarded to Gibson & Associates, Inc. with a low bid of \$230,785.85 and that Addendum No.1 be part of this contract.

PROJECT COST: The total cost of this project is \$271,481.00 to be appropriated as follows:

•	Bid Amount	\$230,785.85
•	Contingencies	\$11,539.30
•	Engineering and Testing Services	\$13,000.00
•	CIP Cost Recovery	\$16,155.85

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

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston business and supports job creation, the proposed contractor does not meet the requirements of Hire Houston First; no Hire Houston First firms were within three percent.

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

M/WBE PARTICIPATION: No City M/WSBE participation goal has been established for this project as the contract will not be a goal oriented contract per Section 15-82 of the Code of Ordinance.

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

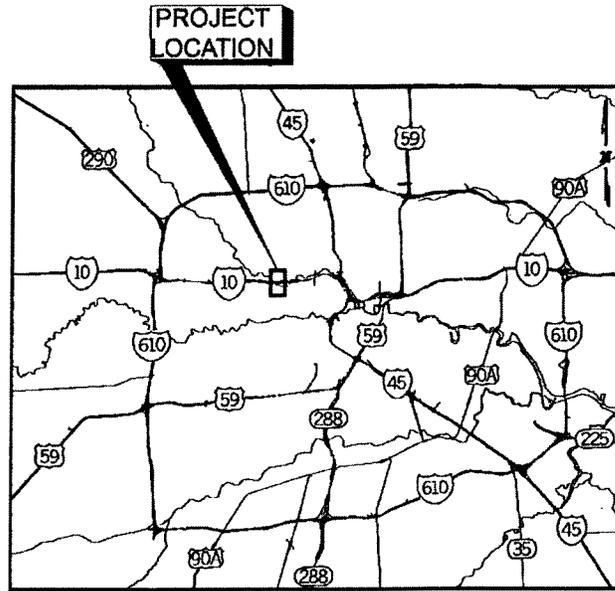
Signature
DWK:DRM:RK:JHK:TC:SG

H:\design\A-SB-DIV\WPDATA\TC-SG\Project\On Call New Contract 445N-27-3 ENTECH\Yale St.Bridge Over White Oak Bayou\Post Bid\Construction RCA.docx

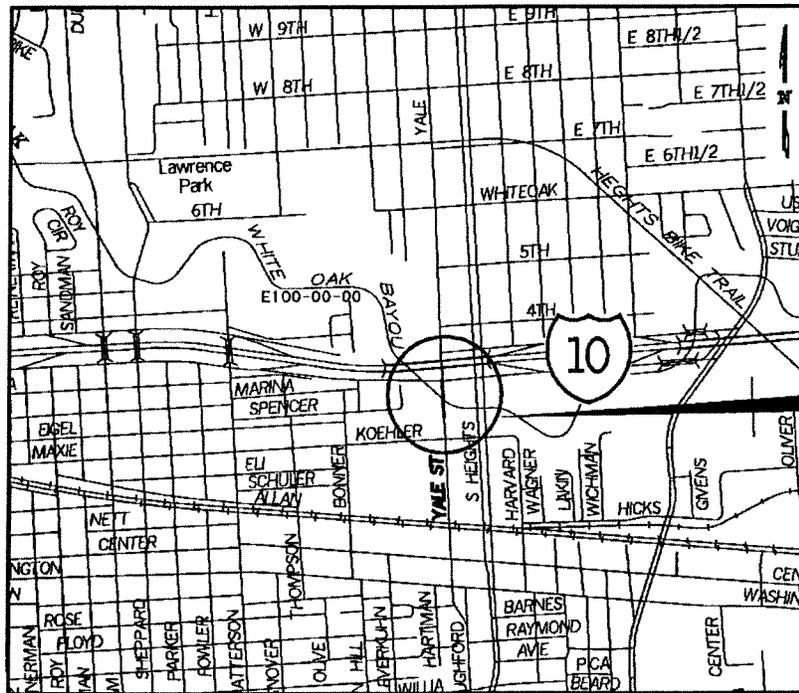
File: N-00445N-0032-4 (3.7 Construction RCA)

YALE STREET BRIDGE REHABILITATION OVER WHITE OAK BAYOU (CHANNEL #E100-00-00)

(WBS N-00445 N-0032-4)



LOCATION MAP



VICINITY MAP
KEY MAP NO. 492H



SUBJECT: Contract Award for Generator Relocation from Southwest Wastewater Treatment Plant to Northwest Wastewater Treatment Plant. WBS No. R-000265-0085-4.	Page 1 of 2	Agenda Item # <i>55</i>
--	-----------------------	-----------------------------------

FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 3-13-13	Agenda Date: MAR 20 2013
---	-------------------------------------	------------------------------------

Director's Signature: <i>D.W.K.</i> Daniel W. Krueger, P.E., Director	Council District affected: A <i>MR</i>
--	--

For additional information contact: <i>Ravi Kaleyatodi</i> 2/18/13 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
---	---

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

Amount and Source of Funding: \$939,700.00 Water and Sewer System Consolidated Construction Fund No. 8500.
M.P. 2/20/2013

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's ongoing program to make improvements to its wastewater treatment plants.

DESCRIPTION/SCOPE: This project consists of relocation, reconditioning, refurbishing, testing, and complete installation of Waukesha VHP5900GSi gas engine generator system from Southwest Wastewater Treatment Plant (WWTP) to Northwest Wastewater Treatment Plant (WWTP).

The Contract duration for this project is 180 calendar days. This project was designed by Chiang, Patel & Yerby, Inc.

LOCATION: The project area is located at 5423 Mangum, Houston Texas, Key Map Grid 451C.

BIDS: Bids were received on November 15, 2012. The three (3) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. C. F. McDonald Electric, Inc.	\$834,469.00
2. Boyer, Inc.	\$897,639.00
3. Industrial TX Corp.	\$931,417.00

LTS No. 4749 CUIC ID #20IMR83 *AWT*

Finance Department:	Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	Other Authorization: <i>Daniel R. Menendez</i> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
----------------------------	---	--

AWARD: It is recommended that this construction Contract be awarded to C. F. McDonald Electric, Inc. with a low bid of \$834,469.00 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$939,700.00 to be appropriated as follows:

- Bid Amount \$ 834,469.00
- Contingencies \$ 41,723.45
- Engineering and Testing Services \$ 5,000.00
- CIP Cost Recovery \$ 58,507.55

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

HIRE HOUSTON FIRST:

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston business and supports job creation. In this case, the proposed contractor meets the requirements of Hire Houston First.

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: No City M/WSBE participation goal has been established for this project, as the contract will not be a goal oriented contract per Section 15-82 of the Code of Ordinances.

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



DWK:DRM:RK:EN:IMR:fs:pa

c: File No. R-000265-0085-4

SUBJECT: Contract Award for Water Distribution System Rehabilitation and Renewal WBS No. S-000035-0171-4. File No. WA 11045	Page 1 of 2	Agenda Item # 56
---	----------------	-------------------------

FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 3-13-13	Agenda Date: MAR 20 2013
---	-------------------------------------	------------------------------------

DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E.	Council District affected: All
---	--

For additional information contact: A. James Millage Phone: 713-641-9566 Senior Assistant Director	Date and identification of prior authorizing Council action:
---	---

RECOMMENDATION: (Summary)
 Reject low bid. return bid bond, award construction contract to second low bidder and appropriate funds.

Amount and Source of Funding:
 \$2,288,041.00 Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 2/8/2013*

PROJECT NOTICE/JUSTIFICATION: This project will provide for the replacement of water mains and ancillary work.

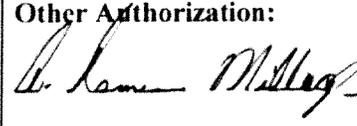
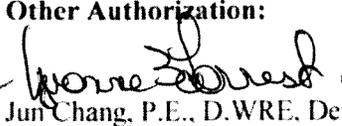
DESCRIPTION/SCOPE: Work shall include the repair, improvement and/or new installation of existing service lines and City Water Mains. The main lines range in diameter up to 16 inches and the water service lines range in size from 1/4-inch to 2-inches in diameter. The contract duration for this project is 365 calendar days. This is an on-call contract with projects assigned on an as-needed basis.

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

BIDS: Bids were received on December 27, 2012. The five (5) bids are as follows:

Bidder	Bid Amount
1. T Construction, LLC	\$2,059,682.70 (Reject)
2. D.L. Elliott Enterprises, Inc.	\$2,117,181.50
3. Metro City Construction, L.C.	\$2,131,556.20 (Reject)
4. Reytec Construction Resources, Inc.	\$2,534,047.80
5. Resicom, Inc.	\$2,746,554.80 (Reject)

REQUIRED AUTHORIZATION CUIC#20AJM277 *405*

Finance Department:	Other Authorization: 	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division
----------------------------	--	---

Date	Subject: Contract Award for Water Distribution System Rehabilitation and Renewal, WBS No. S-000035-0171-4, File No. WA 11045	Originator's Initials	Page 2 of 2
-------------	---	------------------------------	--------------------

AWARD: The apparent low bidder, T. Construction, LLC, with a bid of \$2,059,682.70, failed to comply with the terms and conditions of the bid specifications and used a bid adjustment factor of four decimal places. In accordance with Document 00410B Bid Form-Part B, bidders are required to use a bid adjustment factor up to two decimal places and only the first two decimal places will be used for the bid tabulation. Further, to allow the apparent low bidder, T. Construction, LLC, to bid using four decimal places and to not allow all bidders the same opportunity places T Construction, LLC in a competitive advantage over all other bidders for the project. Therefore, it is recommended that the subject bids be rejected and this construction contract be awarded to D.L. Elliott Enterprises, Inc., with a low bid of \$2,117,181.50.

PROJECT COST: The total cost of this project is \$2,288,041.00 to be appropriated as follows:

•	Bid Amount	\$2,117,181.50
•	Contingencies	\$105,859.50
•	Engineering and Testing Services	\$65,000.00

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

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor meets the requirements of Hire Houston First.

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

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

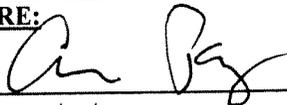
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Barron Contractors	Underground Utilities	\$232,889.97	11.00%
2. Reyes Pineda Construction, Inc. DBA R P Construction	Underground Utilities	\$190,546.34	9.00%
TOTAL		\$423,436.31	20.00%

DWK:AJM:OS:SM:TC:tc

cc: A. James Millage
Sam Lathrum
Orin Smith, P.E.

File No. WA 11045

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary		RCA #	
SUBJECT: Ordinances granting Commercial Solid Waste Operator Franchises	Category #	Page 1 of 1	Agenda Item# 57-64
FROM: (Department or other point of origin): Tina Paez, Interim Director Administration & Regulatory Affairs	Origination Date 03/12/2013		Agenda Date MAR 20 2013
DIRECTOR'S SIGNATURE: 	Council Districts affected: ALL		
For additional information contact: Juan Olguin <i>JFO</i> Phone: (713) 837- 9623 Naelah Yahya Phone: (713) 837- 9889	Date and identification of prior authorizing Council Action:		

RECOMMENDATION: (Summary)
Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding: REVENUE	FIN Budget:
--------------------------------------	--------------------

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

SPECIFIC EXPLANATION:

It is recommended that City Council approve ordinances granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:

1. FCC Environmental
2. Specialized Waste Systems, LLC
3. AAA Flexible Pipe Cleaning
4. Designing Techniques LLC dba Duran'sYourDumpster.com
5. Greg Morales dba Houston Harris County Septic Tank Service
6. Clean Serve Inc.
7. Berkeley Outside Services Inc.
8. Latinosi, LLC

The proposed ordinances grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise term is 10 years from the effective date.

The Pay or Play Program does not apply to the solid waste franchises.

REQUIRED AUTHORIZATION

Finance Director:

56

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

Agenda Item#

65-72-25-32

FROM: (Department or other point of origin):

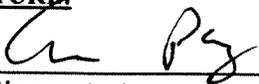
Tina Paez, Interim Director
Administration & Regulatory Affairs

Origination Date
02/27/2013

Agenda Date

~~MAR 06 2013~~

DIRECTOR'S SIGNATURE:

mp 

Council Districts affected:

MAR 20 2013

ALL

For additional information contact:

Juan Olguin *JFO* Phone: (713) 837- 9623
Naelah Yahya Phone: (713) 837- 9889

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:
REVENUE

FIN Budget:

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

SPECIFIC EXPLANATION:

It is recommended that City Council approve ordinances granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:

1. Conroe Chem Can, Inc. dba Tanks A Lot
2. Bayou City Environmental Services, L.P.
3. Sprint Waste Services, L.P.
4. Bayou City Waste Systems, L.P
5. Public Sanitary Works, Inc.
6. Texas Outhouse, Inc.
7. V.F. Waste Service, Inc. dba V. F. Trash Service
8. National Construction Rentals, Inc.

The proposed ordinances grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise term is 10 years from the effective date.

The Pay or Play Program does not apply to the solid waste franchises.

REQUIRED AUTHORIZATION

Finance Director:

SUBJECT: Motion establishing a public hearing date for amendments to Chapter 42, Code of Ordinances		Category #	Page 1 of 1	Agenda Item # 73
FROM (Department or other point of origin): Planning and Development Department		Origination Date 03-06-13		Agenda Date MAR 20 2013
DIRECTOR'S SIGNATURE: <i>Madeleine K. Stefien</i>		Council District affected: All		
For additional information contact: Brian J. Crimmins Phone: (713) 837-7833		Date and identification of prior authorizing Council action: 3/24/99, Ord. No. 99-262		
RECOMMENDATION: (Summary) Establish a public hearing to consider amendments to Chapter 42 of the Code of Ordinances, including amending portions of Article I, Article II (Divisions 1, 2, and 3), and Article III (Divisions 1, 2, 3, 4, 7, and 8).				
Amount and Source of Funding: N/A <i>90M 3-27-13</i>			Finance Budget: N/A	
SPECIFIC EXPLANATION: <p>State law requires City Council to hold a public hearing before adopting the ordinance (Chapter 42) or any amendments to the ordinance. The Planning and Development Department recommends establishing a public hearing date of Wednesday, March 27, 2013.</p> <p>The Planning Commission held four public meetings in spring 2012 to present the proposed amendments to the public and receive input on the changes. Following these meetings, the Planning and Development Department attended additional neighborhood meetings, as well as a Super Neighborhood Alliance walking tour to gather additional concerns. The amendments were revised based on this extensive public input. The Planning Commission considered the revised ordinance amendments on December 13, 2012 and forwarded the changes on to City Council.</p> <p>The Chapter 42 ordinance amendments will be presented to the City Council Housing, Sustainable Growth and Development Committee on January 30, 2013.</p> <p>cc: Marta Crinejo David Feldman, City Attorney Deborah McAbee, City Legal Dan Krueger, P.E. PWE Mark Kilkenny, Houston Planning Commission</p>				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

copy

H

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Motion establishing a date for a public hearing on the proposal to take approximately 28,000 square feet of Shady Lane Park to widen and make other improvements to Parker Road

Category #

Page 1 of 1

Agenda Item
74

FROM (Department or other point of origin):

Houston Parks and Recreation Department

Origination Date:

March 6, 2013

Agenda Date

MAR 20 2013

DIRECTOR'S SIGNATURE:

Joe Turner

Joe Turner, Director

Council District(s) affected: B

For additional information contact:

Luci Correa 832-395-7057

Date and Identification of prior authorizing Council Action:

Not applicable

RECOMMENDATION: (Summary): Approve a Motion establishing a date for a public hearing on the proposal to permanently take approximately 28,000 square feet of Shady Lane Park to widen and make other improvements to Parker Road adjacent to the Park as part of the rehabilitation and reconstruction of a portion of Parker Road from the Hardy Toll Road to U.S. Highway 59.

Amount of Funding: No funding

Plan 4-17-13

Finance Budget:

SPECIFIC EXPLANATION:

Shady Lane Park (the "Park") is approximately 12.4 acres. Park amenities include a community center, a playground, 0.50-mile trail, lighted sports field, and an outdoor basketball pavilion. The Department of Public Works and Engineering has requested to take approximately 28,000 square feet of the Park to widen and make other improvements to Parker Road.

The Parker Road reconstruction project (the "Project") involves the rehabilitation of approximately 7,700 linear feet of existing undivided two lane roadway to a four lane divided roadway in accordance with Major Thoroughfare Freeway Plan standards. The proposed improvements include a four lane divided concrete roadway with curbs, an underground storm sewer system to mitigate street flooding, new inlets, sidewalks, street lights, and necessary underground utilities. The Project will extend from the Hardy Toll Road on the west to U.S. Highway 59 (Eastex Freeway) on the east. Since Parker Road must be widened in order to meet the Major Thoroughfare Freeway Plan standards, there is no feasible and prudent alternative to the taking of a portion of the Park for the Project. The Department of Public Works and Engineering and the Parks and Recreation Department have worked together to minimize impacts to the Park. The Project will provide benefits to the Park that include the following:

- Installation of a 6-foot sidewalk from Shady Lane to the Jensen Drive/Parker Road intersection on the north side of Parker Road.
- Connection of the proposed 6-foot sidewalk to an existing Park trail.
- Construction of an approximately 65-linear foot, 10-foot high chain link fence between the outdoor basketball pavilion and the proposed Parker Road right-of-way.
- Removal/demolition of an existing concrete pad outside the proposed Parker Road right-of-way.
- Mitigation of an impervious area of the outdoor basketball pavilion by the storm water system to be constructed under Parker Road.

Texas Parks and Wildlife Code Chapter 26 requires the City to publish three public notices and hold a public hearing prior to authorizing the use or taking of park land for non-park purposes. Notices will be published in the Houston Chronicle on March 27, April 3, and April 10, 2013. Proposed date of the public hearing is Wednesday, April 17, 2013, at 9:00 a.m. On April 24, 2013, the Parks and Recreation Department will bring an ordinance to Council to make findings relating to the public hearing.

Finance Director:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Public hearings regarding whether to continue the Juvenile Curfew Ordinance (Sections 28-171 – 28-175, City Code of Ordinances)	Page 1 of 1	Agenda Item # 75
--	-----------------------	--------------------------------

FROM: (Department or other point of origin): Houston Police Department	Origination Date: March 15, 2013	Agenda Date: MAR 20 2013
--	--	------------------------------------

DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr., Chief of Police	Council District affected: All
--	--

For additional information contact: Capt. L.A. Bender Phone: (713) 731-5236 HPD Juvenile Division	Date and identification of prior authorizing Council Action: Ordinance No. 2010-286; April 21, 2010
---	--

RECOMMENDATION: Conduct public hearings to determine whether to continue the Juvenile Curfew Ordinance

Amount and Source of Funding: N/A

SPECIFIC EXPLANATION:

State law requires cities that have adopted a juvenile curfew ordinance to conduct hearings every three years to determine whether to abolish, continue, or modify the curfew restrictions. City Council last acted to continue the current City of Houston Juvenile Curfew Ordinance in April 2010. Thus, the City's current Juvenile Curfew Ordinance must be continued prior to April 21, 2013 or it will expire as a matter of law.

On March 20, 2013, a motion will be called by City Council to set the dates for the public hearings. It is anticipated that the two public hearings will be held before the full City Council on March 27, 2013 and April 3, 2013.

It should be noted that on February 26, 2013, a report on this issue was presented to the Public Safety and Homeland Security Committee by the department's Juvenile Division. At that time, the Committee voted favorably to forward to full Council the scheduling of the Public Hearings and consideration of the ordinance to continue the Juvenile Curfew Ordinance.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization:	Other Authorization:
------------------------	-----------------------------	-----------------------------

REQUEST FOR COUNCIL ACTION

RCA# 9437

TO: Mayor via City Secretary

Subject: Formal Bids Received for a Pre-Positioned Contract for Base Camp Services (Post Disaster) for the City of Houston S50--L24293

Category #
4

Page 1 of 2 Agenda Item

176 ~~21~~

FROM (Department or other point of origin):

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

Origination Date

January 28, 2013

Agenda Date

~~MAR 06 2013~~

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

Dennis Storemski Phone: (832) 393-0875
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a pre-positioned contract to DRC Emergency Services, LLC on its low bid for base camp services for the City of Houston.

No funding required at this time.

Finance Budget

SPECIFIC EXPLANATION:

The Mayor's Office of Public Safety and Homeland Security and the City Purchasing Agent recommend that City Council approve an ordinance awarding a pre-positioned five-year contract to DRC Emergency Services, LLC for base camp services (post disaster) for the City of Houston. The City Purchasing Agent may terminate the agreement at any time upon 30-days written notice to the contractor. The contractor shall be required to provide base camp services for up to 11,500 individuals (employees) during a post disaster period.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirteen prospective bidders viewed the solicitation document on SPD's e-bidding website and four bids were received as outlined below:

<u>Company</u>	<u>Amount</u>
1. Country Caterers Barbeque, Inc.	\$28,216,039.00 (Partial Bid - Incomplete)
2. DRC Emergency Services, LLC	\$36,609,500.00
3. Taylor's International Services, Inc.	\$42,737,894.64
4. Selrico Services, Inc.	\$67,741,530.00

- Bidders were asked in the bid solicitation to provide the City with prices for the various types of services, identified on the official bid form, which may be needed in the event of a natural or man-made disaster. The actual amount of each service will be determined at the time of each disaster. **This contract will be activated upon approval of funding by City Council.**

The scope of work requires the contractor to provide all labor, equipment, tools, supervision and transportation, necessary to furnish and construct base camp facilities to include, tent lodging, latrines, tent dining to include boxed meals, recreational tents, tent maintenance facilities for City vehicles, tent medical support facilities, automotive fuel and fuel trucking services, pest control services and associated construction, if required, subsequent to a hurricane, storm, tornado or other disaster related event.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
---------------------	----------------------	----------------------

21

Date: 1/28/2013	Subject: Formal Bids Received for a Pre-Positioned Contract for Base Camp Services (Post Disaster) for the City of Houston S50--L24293	Originator's Initials AL	Page 2 of 2
---------------------------	--	------------------------------------	-------------

Hire Houston First:

This procurement included the "Hire Houston First" provision. However, no bids were received from approved "Hire Houston First" firms.

M/WBE Subcontractor:

This Invitation to Bid (ITB) was issued as a goal-oriented contract with an 11% M/WBE participation level. DRC Emergency Services, LLC has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Service</u>	<u>Dollar Amount</u>
Hallmark Capital Group, LLC	Commercial Construction	25% of the contract spending amount at the time of contract activation

The contract 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: Art Lopez

BASE CAMP LOCATIONS

The Houston Police Academy, located at 7000 Aldine Westfield.
The Houston Fire Academy, located at 8030 Braniff.
Other potential locations: 3828 Aberdeen Way, 2902 Berry Road, 8420 Schuller, 8422 Jenson Dr. and 3000 Greens Road.