CITY COUNCIL CHAMBER – CITY HALL 2nd FLOOR – WEDNESDAY JANUARY 23, 2008 - 9:30 A.M.

NON-AGENDA

1MIN.	1MIN.	1 MIN.
MS. MARY REESE – 2118 V	Vestgate – 77019 – 713-429-1152 – B. A. R. C.	
3MIN.	3MIN.	3MIN.

MR. TRAVIS ALVAREZ - 5710 Schutz - 77032 - 281-987-0634 - Drainage - Trash Pick up

MR. CHARLES HARRISON – 3611 Parkwood – 77031 – 832-494-6042 – Proclamation

MS. IRENE MAKRIS – 4628 Roseneath Dr. – 77021 – 713-4747292 – I need help caring for the elderly

MOTION NO. 2008 0055

MOTION by Council Member Holm that the recommendation of the Director of the Finance and Administration Department, to set a hearing date to a relative to proposed amendments to the Project and Financing Plan for Tax Increment Reinvestment Zone No. Sixteen (Uptown Zone), be adopted, and a Public Hearing be set for 9:00 a.m., Wednesday, January 23, 2008, in the City Council Chamber, Second Floor, City Hall.

Seconded by Council Member Garcia and carried.

Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Khan, Holm, Garcia, Rodriguez, Brown, Lovell, Noriega and Jones voting aye Nays none Council Members Sullivan and Green absent

PASSED AND ADOPTED this 16th day of January, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 22, 2008.

City Secretary

BDRAFT

City of Houston Tax Increment Reinvestment Zone Number Sixteen Uptown Houston TIRZ

AMENDMENT #2: Project Plan And Reinvestment Zone Financing Plan

Submitted by: Uptown Houston District 1980 Post Oak Boulevard Suite 1870 Houston, Texas 77056 (713) 621-2011

January 2008

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This is the Second Amendment to the Project and Financing Plan for Tax Increment and Reinvestment Zone #16 and is supplemental to the existing Project and Financing Plan.

OVERVIEW

Tax Increment Reinvestment Zone (TIRZ) #16, City of Houston, Texas, also known as the Uptown TIRZ, was created by Ordinance No. 99-709, dated July 20, 1999, and the City of Houston approved the Project Plan and Reinvestment Zone Financing plan by Ordinance No. 1999-0758, dated July 20, 1999.

Amendment 1:

Subsequently, by Resolution No. 2003-476, dated May 21, 2003, the Houston City Council approved the first plan amendment, which inserted the following items into the original plan:

- 1) Page 24: Add the words "and related utilities" in order to clarify utility work that is performed in conjunction with street work and other mobility improvements, including tie-in work performed along IH Loop 610 West.
- 2) Page 26: Add the intersection of Post Oak Boulevard at the Westpark Tollway to the *Local Mobility Improvement Program* map. This project was not included in the original *Local Mobility Improvement Program* because the Westpark Tollway had not yet been formalized and the actual intersecting streets were unknown at the time the Plan was approved.
- 3) Page 26: Add the IH Loop 610 West right of way, which is inside of the Zone, to the *Local Mobility Improvement Program* map. This amendment allowed the Uptown Development Authority to work with the Texas Department of Transportation on storm sewer relief projects during the widening of the IH 610 West Loop.

Amendment 2:

This Second Amendment, approved by the Uptown Development Authority (UDA) and the TIRZ Board of Directors, provides for the annexation and reconstruction of territory generally bounded by Post Oak Lane, Tilbury, Uptown Park Boulevard and South Wynden. This territory has several of the same characteristics as property in the existing Zone as detailed on pages 13-21 of the original Project and Financing Plan. The specific territory to be annexed includes North and South Wynden, Huntley Street and adjacent properties to be redeveloped (refer to maps in Exhibits A & B). The existing and projected uses of the territory to be annexed are detailed in Exhibit C.

The major project to be accomplished in the annexed area is the reconstruction of North and South Wynden and the construction of Huntley Street. The reconstruction of North and South Wynden will provide a two-lane roadway including sidewalks, landscaping, lighting, storm drainage and intermittent parking within the existing sixty (60) foot right-of-way. In addition, Huntley Street will be constructed as a single eastbound through lane connecting N/S Wynden to Uptown Park Boulevard. The project will improve local access and construct internal grid streets, reducing burdens on key intersections.

The proposed project has an estimated cost of \$5,500,000, excluding finance costs (see Exhibit D).

The implementation of the Proposed Project will utilize a private/public partnership. The key points are as follows:

- The Developer will fund the total cost of the Proposed Project;
- Uptown TIRZ will reimburse the Developer for fifty-percent (50%) of the total cost of the Project from the incremental tax revenues generated by the annexed properties; and
- Uptown TIRZ/Uptown Development Authority will manage the design and construction of the Proposed Project.

This Second Amendment also provides for parks and public space currently existing within TIRZ boundaries to be purchased by Uptown TIRZ and maintained by the Uptown Management District.

Financial Plan (Economic Feasibility Study):

A review of forecasted development on the annexed properties found that, at build out, the improvements will be valued at \$459,000,000. A conservative estimate of the value over the next five to ten years is placed at \$203,900,000. The total payment of principal and interest of \$3,619,880 is projected to be made over nine years with payoff in the year 2017. Refer to Exhibits E-G for more detailed information.

The purchase of the parks will be a cooperative effort by several entities. Uptown TIRZ will pay a maximum of \$2,500,000 or thirty percent (30%) of the cost for parks. The remainder of the purchase price will be paid by other public and private entities.

Other Project Plan Provisions:

Reinvestment Zone Duration: When initially created by City Council on July 20, 1999, the term of the Zone was established at 30 years. No change is proposed to the existing Zone duration. The duration of the City's participation in the annexed territories (North and South Wynden, Huntley Street and the adjacent

properties) of the Zone shall be until the tax increment revenue deposited into the tax increment fund of the Zone by the City from the City's full tax rate levied against the incremental property value has reached a maximum of \$3,620,000, exclusive of the City's administration costs and affordable housing costs as defined in the Zone's and Authority's Tri-Party Agreement with the City. At that time, the City shall no longer participate in the annexed territories.

<u>Estimated Bonded Indebtedness</u>: The City has authorized the Uptown TIRZ to issue up to \$60 million in bonds. The TIRZ has, to date, issued approximately \$37 million and additional bond issues are projected.

<u>Project Plan Impacts</u>: No displacement or relocation of residents is anticipated based on the public land use of the blocks to be annexed.

<u>Municipal Ordinances</u>: No changes to city codes or ordinances are proposed in this amendment to the TIRZ plan.

<u>Taxing Jurisdiction Participation</u>: All land to be annexed to the zone in Amendment B will not affect the participation agreement with HISD. This Second Amendment assumes no participation by HISD and the City's participation is limited as previously described.

Exhibit A

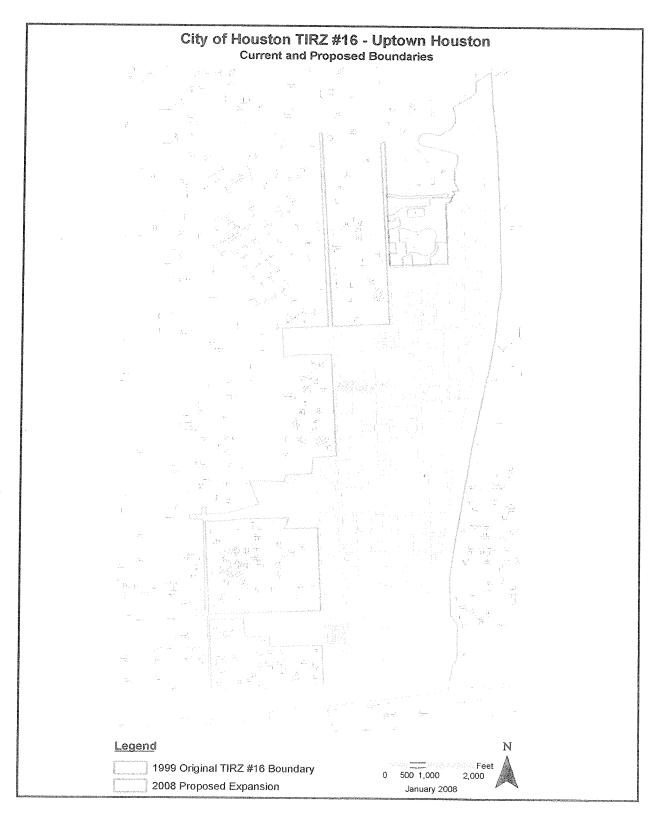


Exhibit B

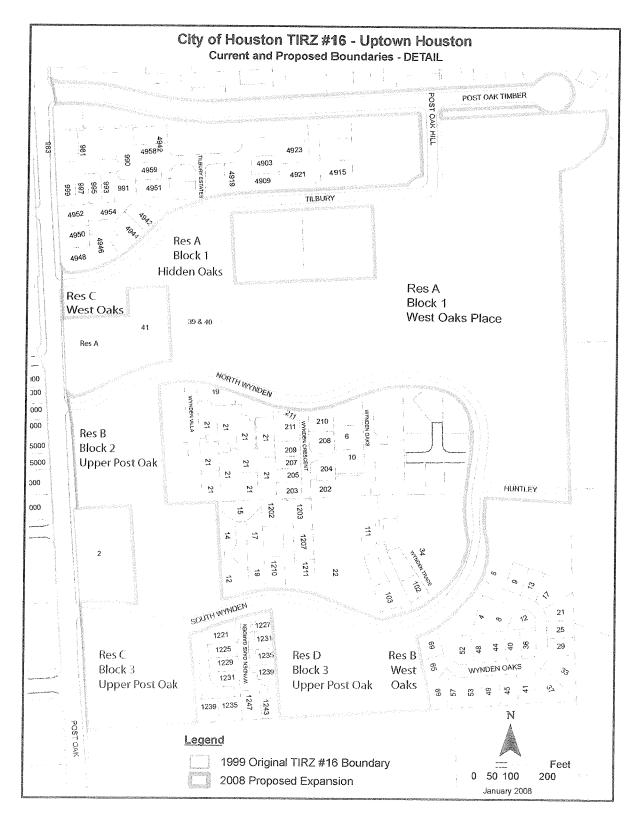


Exhibit C Existing and Projected Use

Tract Description	Existing Use	Projected Use
Reserve A Block 1, Hidden Oaks	Residential	Residential
Reserve C, West Oaks	Residential	Residential
Tracts 39 & 40	Residential	Residential
Reserve A, Block 1, West Oaks Place	Residential	Residential / Office
Reserve B, Block 2, Upper Post Oak	Residential	Residential
Reserve C, Block 3 Upper Post Oak	Residential	Residential
Reserve D, Block 3 Upper Post Oak	Residential	Residential
Reserve B West Oaks	Cemetery	Cemetery

Exhibit D Cost Estimate North / South Wynden and Huntley Construction

Infrastructure Costs: Roadway	and l	Jtility Costs		
Huntley	\$	2,883,277		
N/S Wynden	\$	465,804		
Subtotal			\$	3,349,081
Landscaping Costs: Streetscap	e Scl	nematic Desig	n Costs	
Huntley + N/S Wynden	\$	1,234,072		
Subtotal			\$	1,234,072
Project Cost			\$	4,583,154
Contingency			\$	916,846
Total Project Cost			\$	5,500,000

Exhibit E Development Forecast

Over the next ten years, the developers have indicated that they intend to make significant investment in the area. The projected value of the ultimate build-out scenario is \$459,000,000.

The table below describes a conservative development forecast based upon a portion of their development programs. The total estimated additional valuation is \$203,900,000.

For more detailed information, refer to the Pro Forma in Exhibit G.

Development	Description	Estimated Value	Estimated Opening Date
Developer A			
Phase 4	54,000 sf office, 4 floors	\$ 8,100,000	November 2009
Phase 1A	162 residential units, 28 floors	\$ 72,900,000	September 2011
Phase 1B	162 residential units, 28 floors	\$ 72,900,000	July 2014
Developer B			
Tract 27	100 residential units, 20 floors	\$ 50,000,000	December 2010

Exhibit F Cash Flow – Projected Developer Reimbursement Complete 2017 (9 years)

The City of Houston, through TIRZ 16, will reimburse the Developer for fifty percent (50%) of the Total Cost of the Project from only the incremental mobility tax revenues generated by the annexed TIRZ 16 properties. The City of Houston, through TIRZ 16, will pay the Developer an interest rate of 4.5% per year on the remaining principal of fifty percent (50%) of the Total Cost. Interest will not be paid for a period of more than seven (7) years. **Estimated total payment of \$3,619,880 would be made over nine years, and be complete in 2017.**

Payment Date	vailable TIRZ crement	Total Payment	Interest Expense	Principal Payment	Outstanding Balance
01-Jul-09	\$ 	\$0	\$123,750	-\$123,750	\$2,873,750
01-Jul-10	\$ 1,925	\$1,925	\$129,319	-\$127,393	\$3,001,143
01-Jul-11	\$ 38,440	\$38,440	\$135,051	-\$96,612	\$3,097,755
30-Jun-12	\$ 254,275	\$254,275	\$139,399	\$114,876	\$2,982,879
30-Jun-13	\$ 571,055	\$571,055	\$134,230	\$436,825	\$2,546,054
30-Jun-14	\$ 581,546	\$581,546	\$114,572	\$466,973	\$2,079,080
30-Jun-15	\$ 592,195	\$592,195	\$93,559	\$498,636	\$1,580,444
29-Jun-16	\$ 914,043	\$914,043	\$0	\$914,043	\$666,402
29-Jun-17	\$ 929,679	\$666,402	\$0	\$666,402	\$0
Total		\$ 3,619,880	\$ 869,880	\$ 2,750,000	

Exhibit G Detailed Development Pro Forma

Hudson Phase 1 & 4, One Lopez Development

December 13, 2007

CALENDAR YEAR TAX YEAR	200	7 2008	2008		2009 2010	2010 2011	2011 2012	2012	2013	2014		2016	2017
FISCAL YEAR		2009	20	2010	2010	2011		2013 2014	2014 2015	2015 2016	2016 2017	2017 2018	2018 2019
Base Land Value	\$	30,536,098	\$ 30,9	94,140	\$ 31,459,052	\$ 31,930,938	\$ 32,409,902	\$ 32,896,050	\$ 33,389,491	\$ 33,890,333	\$ 34,398,688	\$ 34,914,669	\$ 35,438,389
Office Properties Residential Projects	\$ \$	-	\$ 8,1	00,000	\$ 8,221,500 50,000,000	\$ 8,344,823 123,650,000	\$ 8,469,995 125,504,750	\$ 8,597,045 127,387,321	\$ 8,726,000 202,198,131	\$ 8,856,890 205,231,103	\$ 8,989,744 208,309,570	\$ 9,124,590 211,434,213	\$ 9,261,459 214,605,726
Total Assessed Value	\$	30,536,098	\$ 39,0	94,140	\$ 89,680,552	\$ 163,925,760	\$ 166,384,647	\$ 168,880,416	\$ 244,313,623	\$ 247,978,327	\$ 251,698,002	\$ 255,473,472	\$ 259,305,574
INCREMENT	A	***************************************	***************************************	and the second second		- The second	Harring young the Control of the Con	The state of the s					
Annual Increment Increase		451,272	8,5	58,041	50,586,412	74,245,208	2,458,886	2,495,770	75,433,206	3,664,704	3,719,675	3,775,470	3,832,102
Total Cumulative Increment		451,272	9,0	09,314	59,595,726	133,840,934	136,299,821	138,795,590	214,228,797	217,893,501	221,613,176	225,388,646	229,220,748
Tax Increment Revenue								The state of the s					
City Tax Increment													
Mobility Funds		•		1,925	38,440	254,275	571,055	581,546	592,195	914,043	929,679	945,550	961,658
Affordable Housing		-	<u> </u>	963	19,220	127,138	285,527	290,773	296,097	457,021	464,839	472,775	480,829
Tax Inc. Available for TIRZ Mobility				1,925	38,440	254,275	571,055	581,546	592,195	914,043	929,679	945,550	961,658

New Office Development							
Hudson Phase 4 54,000 \$ 150 Off	8,100,000						
Total	 8,100,000	 b	-	•	•	-	

New Residential I	Developm	ent							
	Units	Value/Unit Typ	!						-
Lopez Tract 23	100	\$ 500,000 Res							- (
Lopez Tract 24	100	\$ 500,000 Res							
Lopez Tract 27	100	\$ 500,000 Res		50,000,000					-
Lopez Tract 28	100	\$ 500,000 Res							
Hudson Phase 1A	162	\$ 450,000 Res			72,900,000				
Hudson Phase 1B	162	\$ 450,000					72,900,000		
Hudson Phase 2	168	\$ 450,000 Res							
Hudson Phase 3	84	\$ 450,000 Res							
Total			-	- 50,000,000	72,900,000	•	- 72,900,000	•	

Assumptions:

Base Land Value does not immeidately create increment.

Proposed improvement projections include base land value. Compensation for this taken in FY10

2007 Noticed Values used in base land value for 2008

\$0.64 / 100 AV City of Houston Tax

Residential Development estimates provided by Hudson Development

Only City of Houston tax increment can be used for funding mobility improvements associated with this effort.

Hudson Phase 1 consists of two high-rise condominum projects. Assume three-year difference between opening of projects.

Only one of the Lopez Tracts to actually develop within pro forma window.

	Mayor via City Secretary	REQUEST FOR (
Web Bush	JECT: Accept Work – W. W. ber, Inc.) for Miscellaneous Pava Intercontinental Airport/Houst -4-01, Contract No. 59652.	ement & Drainage Impro	vements at Geo	rge C	ategory # 7	Page 1 of 1	Agenda Item #
FRO	M (Department or other point	of origin):	Or	igination	Date	Agenda	Date
	ston Airport System		Jai	nuary 2, 20	008	acong	2 3 2008
DIRI	ECTOR'S SIGNATURE: A	Facha	Co	ouncil Dist	rict affect B"	ted:	
For a Eric John	additional information contac R. Potts M Phon S. Kahl	e: 281-233-1999 281-233-1941	Co	te and ide ouncil action/26/05 (O)	on:		authorizing
AMC	AMOUNT & SOURCE OF FUNDING: Prior appropriations:						-
None	e Required					A-0063 A IT Const. F	
REC	OMMENDATION: (Summary)		·····L				
Pass	a motion to approve the final copt work, and authorize final pay	ontract amount of \$4,806,	,863.12 or 3.43	percent les	s than the	original co	ontract amount,
SPE	CIFIC EXPLANATION:						
\$4,97	Contractor, W. W. Webber, 17,632.90 for Miscellaneous Pang construction, Houston Airpon	vement & Drainage Impi	rovements at Go	eorge Busl	n Intercon	tinental Ai	irport/Houston
the a	Final amount of the contract, incomount of \$223,436.39 will be ges were for revision to paveme	\$4,806,863.12, which is	3.43 percent 1	less than t	666.61 an he origina	d line item al contract	under runs in amount. The
Com	V. Webber, LLC exceeded their bliance, their final participation. Webber, LLC a "Satisfactory"	was 17.29%. The Office	According to the ce of Affirmative	ne Office o	of Affirma and Contr	tive Action act Compl	ı and Contract iance awarded
RMV	:ERP:JSK						
Attac	hments						
cc:	Ms. Marty Stein Mr. Anthony W. Hall, Jr. Mr. Arturo G. Michel Ms. Velma Laws Mr. Richard M. Vacar Mr. David Arthur Mr. Eric R. Potts	Ms. Kathy Elek Mr. Carlos Ortiz Mr. Frank Crouch Mr. John S. Kahl Mr. Adil Godiwalla Mr. Dara N. Umrigar Ms. Janice D. Woods	Mr. Goodwill Ms. Marlene I Ms. Ellen Ere	McClinton			
		REQUIRED AUT	THORIZATION				ANT
F0 6							

Other Authorization:

F&A Budget:

Other Authorization:

TO:	Mayor via City Secretary	REQUEST FOR	COUNCIL ACTION								
Dete Hob	BJECT: Accept Work – Vander ection System for In-Line Baggag by Airport, Project No. 612A, W 486-0004-02, Contract No. 62124	ge Conveying Equipmen BS Nos. A-000486-000	t at William P.	Category # 7	Page 1 of 1	Agenda Item					
FRO	OM (Department or other point	of origin): O	rigination Date		Agenda	Date					
Hou	ıston Airport System	Ja	January 2, 2008 JAN 2 3 2008								
DIR	ECTOR'S SIGNATURE: Dem	Fac Co	ouncil District affected: I								
Eric	additional information contact R. Potts App Phone n S. Kahl		nte and identification of /17/2006 (O) 2006-500	prior autho	orizing Co	uncil action:					
	OUNT & SOURCE OF FUNDING	\$2 \$5 \$5	ior appropriations: ,133,059.00 CIP No. A-0 ,332,647.00 CIP No. A-0 5124,429.00 CIP No. A-0 5900,000.00 CIP No. A-0 ,490,135.00 TOTAL	0486 FAA G 0422 Arpt Im	rant 3-48-(ap Fund	0111-25-03					
Pass amo	commendation: (Summary) is a motion to approve the final punt, accept work, and authorize facilities (SCIFIC EXPLANATION):	inal payment.				4					
\$7,1	Contractor, Vanderlande Industrial 10,196.00 for the Explosive Doort. During construction, Parson	etection System for In-	Line Baggage Conveyi	ng Equipme	nt at Will	the amount of iam P. Hobby					
\$7,4	final amount of the contract, if 25,023.46, which is 4.43 percersions and additional spare parts.	including Change Ordent more than the origin	ers No. 1 through 4 in nal contract amount. T	the amount he changes	of \$314,8 were for	327.46 will be control system					
Con	derlande Industries, Inc. exceeded pliance, their final participation derlande Industries, Inc. an "Outs	was 67.75%. The Off	. According to the Officice of Affirmative Action	ce of Affirma on and Contr	ative Actio act Compl	n and Contract iance awarded					
	V:ERP:JSK chments										
cc:	Ms. Marty Stein Mr. Anthony W. Hall, Jr. Mr. Arturo G. Michel Mr. Dara N. Umrigar Ms. Marlene McClinton	Ms. Velma Laws Mr. Richard M. Vaca Mr. David Arthur Ms. Janice D. Woods Ms. Ellen Erenbaum	Mr. Carlos Ortiz			e					

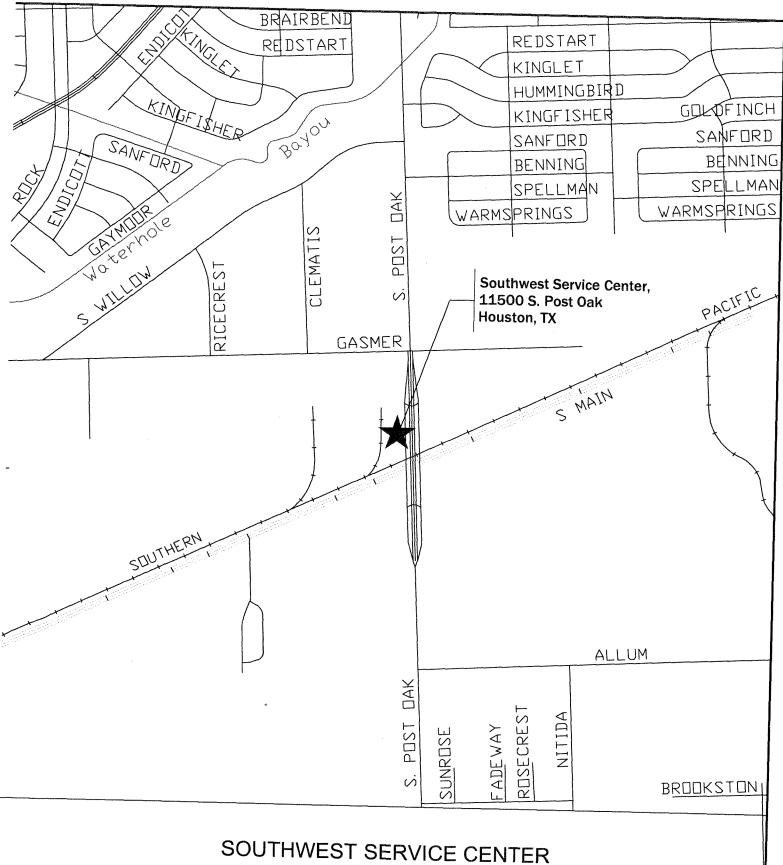
	REQUIRED AUTHORIZAT	ION	î w
F&A Budget:	Other Authorization:	Other Authorization:	/ VL

F&A 011 .AREV. 12/94 7530-0100403-00 144-DU-612A CLOSEOUT RCA.DOC

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

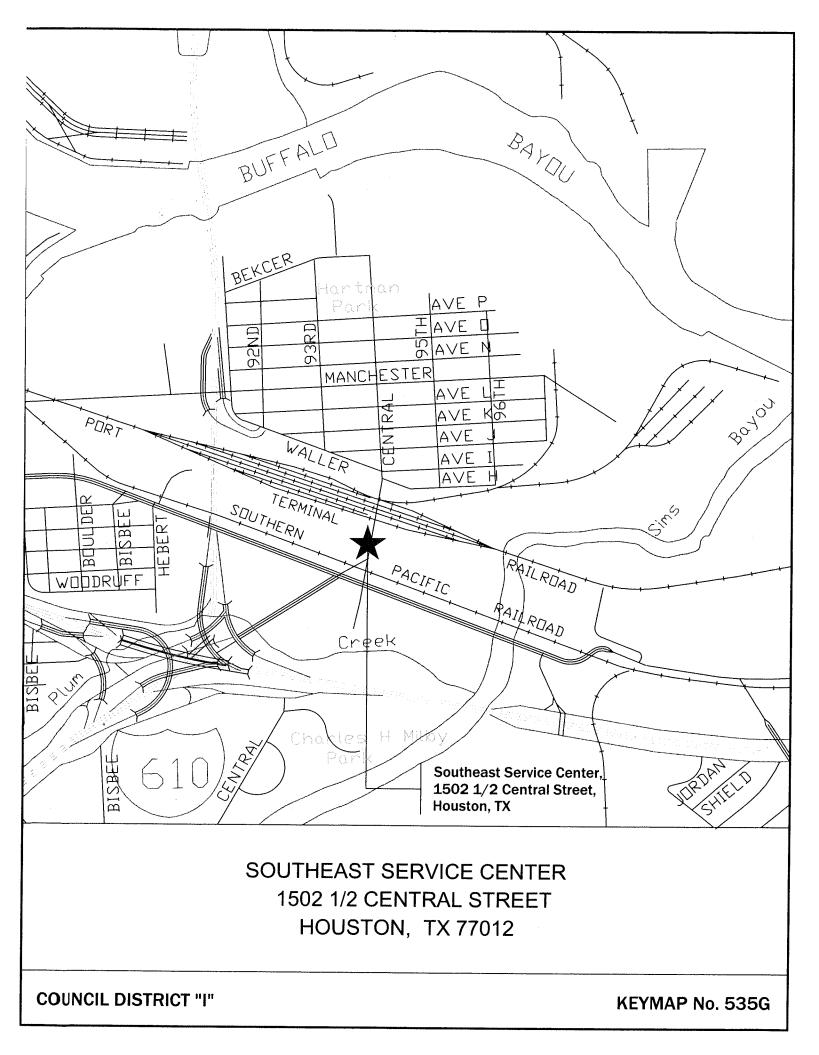
- mayor	via Oity Georetary	KLQULUI	FOR COUNCIL A	CHON		
SUBJECT:	Accept Work				Page	Agenda Item
	C.F. McDonald Electric, Ir Solid Waste S.W. & S.E.	Facility Backup	Generators		1 of 1	11
EDOM (Dono	WBS No. L-000070-0001	-4				
, , ,	rtment or other point of o ices Department	origin):	Origination Date			Agenda Date
		A	1-15-	. 600		JAN 2 3 2008
Issa Z. Dadou	4 1 10	11008	Council District	affected	l: C, I	
For additional Jacquelyn L. I	al information contact:	· '13-247-1814	Date and identifi Council action:	ication o	of prior au	uthorizing
			Ordinance No. 20	07-0459); Dated A	pril 11, 2007
RECOMMENI authorize final	DATION: Pass a motion a	pproving the fir	nal contract amoun	t of \$440	3,345.00, a	accept the work, and
	Source of Funding: No A	dditional Fund	ing Required		F & A Bu	daet:
Previous Fur			,			3
	Solid Waste Consolidated (Construction F	und (4503)			
SPECIFIC EX	SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$443,345.00 or 3.38% over the original contract amount, accept the work and authorize final payment to C.F. McDonald Electric, Inc.					
PROJECT LO	OCATIONS: Southwest Se Southeast Ser		11500 S. Post 1502 ½ Centra		(571G) (535G)	
utility power fa alternator with	SCRIPTION: This project in illure at two Solid Waste Sen system controls and an American. These standby power	rvice Centers. I Automatic Trar	Each system consisnsfer Switch with a	sted of a III neces	liquid cool sary acce	ed diesel engine, an AC ssories for a complete
additional 30 d	COMPLETION AND COST days approved by Change of an increase of \$14,476.00	Order 1. The f	inal cost of the proj	ect, incl	hin the co uding Cha	entract time, plus an ange Order 1 is
The project de	esign consultant and constr	ruction manage	er was Hunt and Hu	ınt Engir	neering Co	orp.
PREVIOUS C supplying pow	PREVIOUS CHANGE ORDER: Change Order 1 increased the size of the generator electrical feeder to include supplying power to a new adjacent facility during normal utility power failure.					
IZD:PJG:JLN:	MCP:ku					
c: Jacquelyn L	Nisby, James Tillman IV,	Gary Readore	, Velma Laws, Kim	Nguyen	, Project F	File 1108
	<u> </u>	REQUIRED AL	JTHORIZATION		CUIC	ID# 25CONS23 (A)(2)
General Servi	ices Department:		S	Solid Wa	ste Mana	gement Department:
Phil Golembie	Arski P E			Hay Jarry &	g. Hz	yu
	n & Construction Division			irector	(J



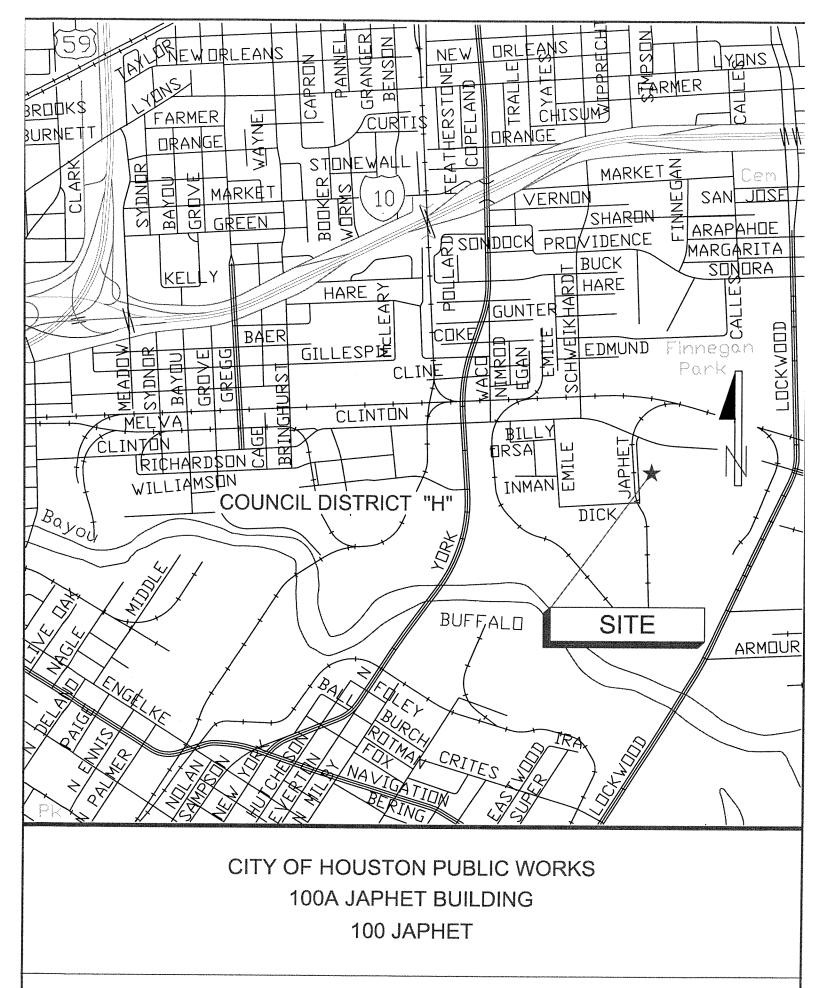
SOUTHWEST SERVICE CENTER 11500 S. POST OAK HOUSTON, TX 77035

COUNCIL DISTRICT "C"

KEY MAP NO. 571G



	EQUEST FO	R COUNCIL ACTI	ON		
SUBJECT: Accept Work Parallax Builders, Inc. Renovation of 100A Japhet Fa WBS No. R-000268-0046-4	acility			Page 1 of 1	Agenda Item
FROM (Department or other point of origi	n): (Origination Date	A	Agenda [Date
General Services Department		1114108	\$	JAN	2 3 2008
DIRECTOR'S SIGNATURE:	100	Council District a	H		
For additional information contact: Jacquelyn L. Nisby Phone: 713-247-18	1 /	Date and identific Council action: C			
RECOMMENDATION: Pass a motion apparent and authorize final payment.	proving the fin	al contract amoun	t of \$361,195.41	, accept th	e work,
Amount and Source of Funding: No Additi Previous Funding:	·	·	F&A Budget:		
\$385,000.00 Water & Sewer System Consol	idated Constr	uction Fund 755			
SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$361,195.41 or 3.49% over the original contract amount, accept the work and authorize final payment to Parallax Builders Inc. for construction services in connection with the renovation of the 100A Japhet Wastewater Facility for the Public Works and Engineering Department.					
PROJECT LOCATION: 100A Japhet (494L	-)				
PROJECT DESCRIPTION: The project enland additional office cubicles, upgraded restroor	arged the ma ns and break	nager's office, revi room for ADA acc	ised crew room pessibility, and up	providing ograded H\	/AC units.
CONTRACT COMPLETION AND COST: T additional days allowed by approved Change is \$361,195.41, an increase of \$12,195.41 or	e Orders. The	e final cost of the p	project, including	ntract time,	plus 116 Orders 1-4
NATEX Corp. Inc. was the project design co	nsultant and	also the constructi	on manager.		
PREVIOUS CHANGE ORDERS: Change flooring removed by asbestos abatement, additional new furniture.	e Orders 1-4 relocated toile	added non-comp et fixtures to mee	ensable time e t TDLR requirer	xtensions, nents, and	replaced installed
IZD:PJG:JLN:MCP:RJO:CF:sni					
c: Marty Stein; Jacquelyn L. Nisby; Jeff Taylor; Jo James Tillman IV; Kim Nguyen; File	oe Goodman; V	′elma Laws; Joseph	Kurian; Gabriel M	lussio;	
RE	QUIRED AUT	HORIZATION	NOT	CUIC ID#	25CONS08
General Services Department:	Other Auth	orization:	Public Works Department:		
tulijs d:			Michael S. Marc	Nux.,1108	
Phil Golembiewski, P.E.			Michael S. Marc	cotte, P.E. I	D.E.E.
Chief of Design & Construction Division F&A 01 1.A REV. 3/94	······································		Director A	•	0100403-00



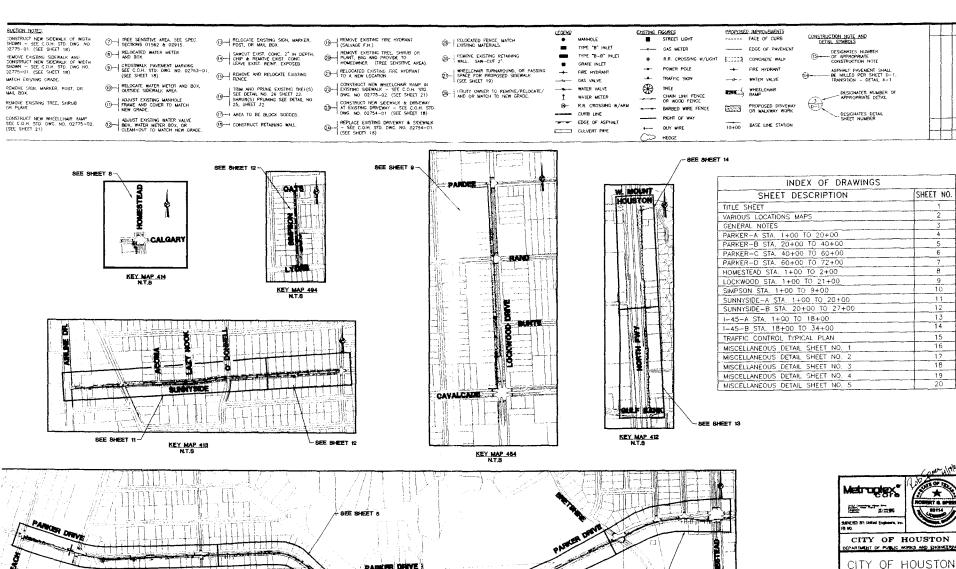
COUNCIL DISTRICT "H"

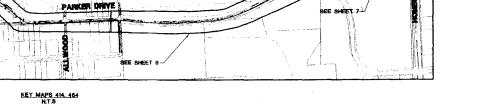
KEY MAP NO. 494L

To: Mayor via City Secreta	ary REQUEST FO	R COUNCIL ACT	ION		
	Safe Sidewalk Program F3 Proje		Page 1 of 2	Agenda Item #	
FROM (Department or other po	oint of origin):	Origination Dat	le	Agenda Date	
Department of Public Works and	Engineering	1-17	-08	JAN 2 3 2008	
DIRECTOR'S SIGNATURE:		Council Distric	t affected:		
Michael S. Marcotte, P.E., DEE	Š	В	TW.		
For additional information con	rtact:	Date and identi Council action:	•	r authorizing	
J. Timothy Lincoln, P.E. Senior Assistant Director	Phone: (713) 837-7074	Ord. #2006-606	dated 06/14/200	06	
original Contract Amount, accep	ry) Pass a motion to approve the fir t the Work and authorize final pay g: No additional funding required.	ment.			
& Bridge Consolidated Construc	tion Fund No 437.				
PROJECT NOTICE/JUSTIFICATION health, safety, and welfare of ped	TION: This project was part of the lestrians.	Safe Sidewalk Prog	gram and was red	quired to address the	
Metroplex Core, Inc. designed the	oject consisted of construction and e project with 180 calendar days all all Contract Amount of \$471,072.0	lowed for construction			
LOCATION: The project area is i W, 414-Y&Z, 454-U, and 494-G	in various locations in North Houst	on. The project is lo	cated in Key Ma	p Grids 412-M, 413-	
Contract. The project was completed	D COST: The Contractor, TJ & T leted within the Contract time. The following iously approved Change Order Nount.	final cost of the proje	ct, including ove	rrun and underrun of	
The decreased cost is primarily a result of the differences between planned and measured quantities. This decrease is primarily a result of an underrun in Bid Item No.6 – Hand Excavation for Tree Protection, Bid Item No.8 – Adjust Existing Manhole Ring and Cover to Grade, Bid Item No. 10 – Remove Existing Concrete – Including Asphalt and Concrete Items, Bid Item No.12 – Remove Reinforced Concrete Curb All Heights, Bid Item No. 14 – Excavation for Sidewalk Grading, Bid Item No. 15 – Borrow for Sidewalk Grading, Bid Item No. 16 – Concrete Slope Paving (6") Exposed Slope Face Area, Bid Item No. 17 – 6" Sawtooth Curb, Bid Item No. 19 – 7" Concrete Driveway/ Sidewalks Complete in Place, Bid Item No. 21 – 4 ½" Reinforced Concrete Sidewalks, Bid Item No. 22 – Reinforced Colored Concrete Wheelchair Ramp, Bid Item No. 23 – Reinforced Colored Concrete Street Approaches, Bid Item No. 25 – Relocate Existing Fire Hydrant, Extra Bid Items and Cash Allowances, which were not necessary to complete the work.					
0	REQUIRED AUTHO	T		CUIC ID# 20HA16	
F & A Budget:	Other Authorization:	Other Authorizati	L Massey	Director	

Engineering and Construction Division

Date:	SUBJECT: A N-00610A-00		Safe Sidewalk Pr	ogram F3 Project; W	BS No.	Originator's Initials	Page 2 of 2
of-way a lor constructe	ng IH-45 betweed with the curre	en Gulf Bank and nt plan drawings	d W. Mount Hous s.	ng the east side of the ton lacked adequate	North Freew field survey	ay within the TX data and design	(DOT right detail to b
MSM:DW	Μ /K:JTL:JK:PD:I	na a	M/WBE goal for t	his project. seout\Accept Work RCA.do	c		
e: M	lichael Ho, P.E.	Velma Laws	Craige Foster	Waynette Chan	Marty Ste	in File No. SB	9045/21.0





SEE SHEET 4

SAFE SIDEWALK PROJECT

FRE NO. 589137-3

OFS NO. N-0510A--F3--

DRAWING SCALE: 1"=46" WERT, N/A HORIZ, N/A CITY OF HOUSTON PM

MIKE COMPOVA SHEET NO. 2 OF 22

Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Accept Work for Benson Street Reconstruction from Lyons Avenue to Page Agenda Item Category # 7 1 of 2 Noble Street. WBS No. N-000782-0001-4. FROM (Department or other point of origin): **Origination Date** Agenda Date JAN 2 3 2008 1-17-08 Department of Public Works and Engineering DIRECTOR'S SIGNATURE: Council District affected: 5. A. В Michael S. Marcotte, P.E., DEE For additional information confact. Date and identification of prior authorizing Council action: J. Timothy Lincoln, P.E. Ord. #2005-1370 dated 12/14/2005

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$1,164,892.50 or 0.26% over the original Contract Amount, accept the Work and authorize final payment.

Phone: (713) 837-7074

Amount and Source of Funding: No additional funding required.

Total Original appropriation of \$1,342.246.24; with \$152,748.88 from the Water and Sewer System Consolidated Construction Fund No. 755; \$250,000.00 from the Community Development Block BFY02/132/20/1430/1C08A/3610/1C08 and \$939,497.36 from the Series E Commercial Paper Metro Projects Fund 49M.

SPECIFIC EXPLANATION:

Senior Assistant Director

PROJECT NOTICE/JUSTIFICATION: This project was part of the Capital Improvement Program (CIP). This project was required to improve traffic flow/circulation, reduce congestion and eliminate potential hazards.

DESCRIPTION/SCOPE: This project consisted of reconstructing approximately 2,000 LF of existing asphalt pavement with ditch sections to concrete pavement with curb and underground storm sewer system as well as water and sewer line replacement. Sidewalks and street lights have been provided. Brown & Gay Engineers, Inc. designed the project with 180 calendar days allowed for construction. The project was awarded to ACM Contractors, Inc. with an original Contract Amount of \$1,161,827.00.

LOCATION: The project area is generally bounded by Noble Street on the north and Lyons Avenue on the south. The project is located in Key Map grids 494-B and 494-F.

CONTRACT COMPLETION AND COST: The Contractor, ACM Contractors, Inc. has completed the Work under the subject Contract. The project was completed within the Contract Time allowed with 9 additional days approved by Change Order No. 3. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos.1 thru 3 is \$1,164,892.50, an increase of \$3,065.50 or 0.26% over the original Contract Amount.

The increased cost is a result of the differences between planned and measured quantities. This increase is primarily a result of an overrrun in Bid Item No. 31 -New Copper Service Lines with Meter Box, Long Side, 1-1/2-inch to 2-inch; Bid Item No. 57 – Load Transfer Expansion Joint; Bid Item No. 58 – Horizontal Dowels, which were necessary to complete the Work.

REQUIRED AUTHORIZAT	TON	CUIC ID# 20HA03
Other Authorization:	Other Authorization:	B A

JK

Richard S. Celli, Director

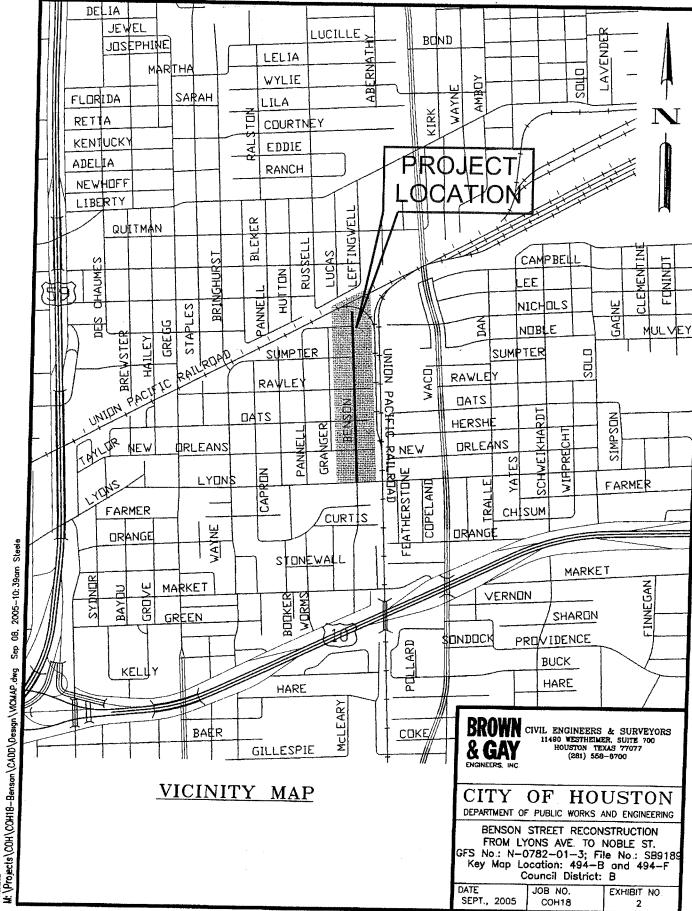
HCD Director:

Housing & Community Development

Other Authorization

Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division

Date: SUBJECT: Accept Work for Benson Street Reconstruction from Lyons Originator's Page Avenue to Noble Street. WBS No. N-000782-0001-4. **Initials** 2 of 2 M/WBE PARTICIPATION: The M/WBE goal for this project was 17.00%. According to Affirmative Action and Contract Compliance Division, the participation was 17.20%. Contractor's M/WBE performance evaluation was rated satisfactory. MSM:JTL:JK:SXA:ha Michael Ho, P.E. Velma Laws c: Craig Foster Marty Stein File No. SB9189



O: Mayor via City Secreta	REQUEST FOR COUNCIL ACTION	N				
SUBJECT Accept Work for R 47,800 Linear Feet of 60-inch	ehabilitation of Air Release Valves for Approximately Water Line along Steelman, Bayou, and Dixie from ckage 2. WBS. No. S-000900-00A6-4.	Page 1 of 1	Agenda Item#			
FROM (Department or other	point of origin):	Origination	Agenda Date			
Department of Public Works a	and Engineering	Date 17-08	JAN 2 3 2008			
DIRECTOR'S SIGNATURE:) ///////////////////////////////////	EE. Director	Council Districts	s affected:			
For additional information c		Date and Identif				
J. Timothy Lincoln, P.E. Senior Assistant Director	Phone: (713) 837-7074	ord. # 2006-654	dated 06/21/2006			
RECOMMENDATION: (Sum	nmary) Pass a motion to approve the final Contract Amonount, accept the Work, and authorize final payment.	ount of \$1,303,716.	27 which is 72.42%			
Amount and Source of Fund Original appropriation of \$5,33 Consolidated Construction Fu SPECIFIC EXPLANATION:	ling: No additional funding required. 21,700.00 for construction and contingencies from Water nd No. 755.	and Sewer System	F&A Budget:			
the East Water Purification Pla to make improvements to exist	PROJECT NOTICE/JUSTIFICATION: During the 1960s, the City of Houston constructed a 60-inch water transmission line from the East Water Purification Plant (EWPP) to the South side of greater Houston. This project was a continuation of the City's effort to make improvements to existing air release valves and vent piping on this transmission line to comply with changes to the Texas Commission on Environmental Quality (TCEQ) rules for Public Water Systems, regarding valve vent piping configurations.					
<u>DESCRIPTION/SCOPE</u> : The project consisted of rehabilitation of Air Release Valves (ARV) and related appurtenances, including the installation of new ARVs and removal of existing ARVs, at various locations along the south 60-inch water transmission line within the City of Houston's water transmission system. Rehabilitation of buried ARV stations required isolation of the 60-inch water transmission line to accomplish the removal and replacement of air release valves and associated appurtances along with installation of cathodic protection test stations.						
Lockwood, Andrews and Newnam, Inc. designed the project with 365 calendar days. The project was awarded to Boyer, Inc. with an original Contract Amount of \$4,726,679.50. Due to scheduling conflicts with the work surrounding the decommissioning of the Hobby Airport Water Plant, approximately 73% of the assigned work under this contract was suspended by the City. Under Article 14.4 of the General Conditions, the Contractor elected to terminate the Contract. The Department of Public Works and Engineering has reached an agreement with the Contractor to close this project without any additional cost to the City. The remaining work was rebid and awarded to Huff & Mitchell, Inc. The work is in the process of being resumed and will be completed by April 27, 2008.						
LOCATION: The project is located along 47,800 linear feet of 60-inch water line extending from the EWPP along Steelman, Bayou, Ogden, and Dixie to Mykawa. This project is located in the Key Map grids 496-Y, 534-T, U & V, 535-M, N, P, Q, R, S & T and 536-B, C, E, F & J.						
CONTRACT COMPLETION AND COST: The Contractor, Boyer, Inc., has completed approximately 27% of the Work under the subject contract. The final cost of the project including, overrun and underrun of estimated bid quantities and previously approved Change Order No. 1 is \$1,303,716.27, a decrease of \$3, 422, 963.23 or 72.42% under the original Contract Amount.						
The decreased cost is primaril	y due to non availability of the 60 inch water line for iso	olation to conduct th	ne required work.			
	REQUIRED AUTHORIZATION	CIII	C ID# 20MZQ020			
ESA Director:	Other Authorization:	Other Authorizat				

F&A Director:

Other Authorization:

Jeff Taylor, Deputy Director
Public Utilities Division

Other Authorization:

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

Date

SUBJECT: Accept Work for On-Call Rehabilitation to Large Diameter Water Lines, Valves, and Appurtenances, Package 3. WBS. No. S-000701-0001-4.

Originator's Initials

Page 2 of 2

M/WBE PARTICIPATION: M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the actual participation was 1.52%. The Contractor was awarded a "Satisfactory" rating by the Affirmative Action and Contract Compliance Division for MWBE Compliance.

MSM:JTL:AR:PK:mq
S\LE&C Construction\North Sector\PROJECT FOLDER\10448-09 (ARV #2)\21.0 Close Out\RCA\RCA_CL~2-rev11.DOC

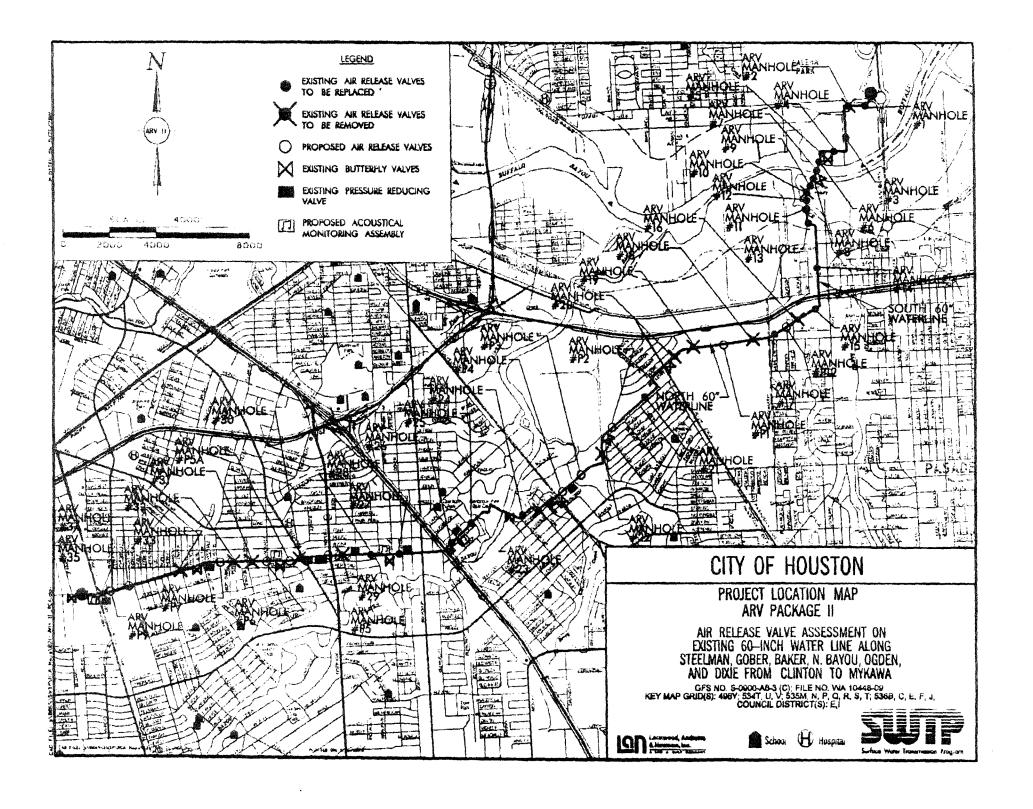
c: Daniel W. Krueger, P.E.

Velma Laws

Michael Ho, P.E

Craig Foster

File No. 10448-09 - Closeout



Summary of MWDBE Activities

Project Description/#: Water #10448-09 - Air Relea	ase Valve, Package 2. S-000900-00A6-4. #4600006059	
Prime Contractor: Boyer, Inc.		MWDBE Goal at award of contract: 17%
Amount of Contract: \$4,726,679.50	Change Orders: \$(3,422,963.23)	Final Contract Amount: \$1,303,716.27
Amount of MWDBE goal with change order:	\$221,631.76	MWDBE actual participation: 1.52%
Original MWDBEs listed on RCA & Letter of Intent	MWDBEs Used:	List of original MWDBE, that were not used:
Lopez Brothers Enterprises, Inc.	Lopez Brothers Enterprises, Inc.	Statewide Tree Service
Municipal Marketing Systems, Inc.	Municipal Marketing Systems, Inc.	
Statewide Tree Service		
was not achieved and why the original MWDBI Per Mark Boyer, Boyer, Inc., and the COH Project could not be completed by Boyer, Inc. The project and Municipal Marketing Systems for a portion of Cigree I with the fact that bulk y	Manager, Parmjit Kang, the project was terminated mainly be twas terminated with only 26% of the project complete. The	ecause of portions of the original contract that Prime did manage to use Lopez Brothers Trucking Sentacted Mark Bayer and Thost was clifted, H
	Approved by:	
2 mallBlack	J 11/4/07	November 7, 2007
Donald W. Black Contract Compliance Officer	Joseph Kurian, Wivision Manager Contract Compliance Section	Date

f	REQUEST FOR COUN	ICIL ACTION			
TO: Mayor via City Secretary				RCA	# 7 669
Subject: Formal Bids Receive	ed for Continuous Power Source	es for the	Category #	Page 1 of 2	Agenda Item
General Services Departme	ent		1 & 4		
S25-C22527					00
				•	1+417
FROM (Department or other po	oint of origin):	Origination 1	Date	Agenda Date	
Calvin D. Wells					« 0000
City Purchasing Agent		Novembe	r 06, 2007	JAN	2 3 2008
, Finance and Administration	Department				
DIRECTOR'S SIGNATURE	100	Council Dist	rict(s) affected	l	
Willen XV	Mels	A, B, D, I			
For additional information cont	act:	Date and Ide	entification of	prior authorizi	ng
Jacquelyn L. Nisby	Phone: (713) 247-1814	Council Acti	on:		
Ray DuRousseau	Phone: (713) 247-1735				
RECOMMENDATION: (Summ					
	orizing the appropriation of \$938				
Fund (Fund 4500) and appro	ove an award to C.F. McDonald	d Electric, Inc.	on its low b	id in the amor	unt of

\$894,469.00 and contingencies (4.9% for unforeseen changes within the scope of work) in the amount of \$43,828.98 for a total amount not to exceed \$938,297.98 for continuous power sources for the General

Award Amount: \$938,297.98

Services Department.

F & A Budget

\$938,297.98 Fire Consolidated Construction Fund (4500) WBS C-000162-0002-4-01-01

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$938,297.98 out of the Fire Consolidated Construction Fund (Fund 4500). It is further recommended that City Council approve an award to C. F. McDonald Electric, Inc. on its low bid in the amount of \$894,469.00 and contingencies (4.9% for unforeseen changes within the scope of work) in the amount of \$43,828.98 for a total amount not to exceed \$938,297.98 for continuous power sources for the General Services Department and that authorization be given to issue purchase orders as necessary. This project is necessary to provide an emergency generator set that will be used as a backup power supply during loss of normal electrical power at the six fire stations listed on Page 2 of 2.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirty prospective bidders viewed the solicitation document on SPD's e-bidding website and two bids were received as outlined below. Only two bids were received for this project due to limited competition for this type of specialized service.

Company
1. C. F. McDonald Electric, Inc.
2. Parallax Builders
5 Total Amount \$894,469.00
\$1,020.500.00

The scope of work requires the construction contractor to provide all tools, materials, equipment, labor, supervision and transportation necessary to furnish and install emergency generators sets varying in size from 80-kw to 100-kw depending on the requirements at each location. The generator sets include a fuel tank, disconnect switch, conduit, wiring, and all miscellaneous items necessary to provide a complete turnkey job. Additionally, the contractor will be required to provide a weatherproof building, to include a concrete slab, to house each generator set. The specified engines for this equipment meet the EPA's current emission standards for equipment with diesel engines. Materials and workmanship for this project are warranted for one year and the generator sets are warranted for five years. The life expectancy of the emergency



REQUIRED AUTHORIZATION				
F&A Director:	Other Authorization:	Other Authorization:	104	

	Subject: Formal Bids Received for Continuous Power Sources for the	Originator's	Page 2 of 2
11/6/2007	General Services Department	Initials	-
	S25-C22527	TS	

generator sets is 20 years. The contractor will have 120 days to complete the work on this project upon receipt of the notice-to-proceed.

The recommended contractor's price is in line with the engineering estimate for this project.

List of Fire Stations

Fire Station	<u>Address</u>	Council District
 Fire Station No. 38 Fire Station No. 66 Fire Station No. 77 Fire Station No. 32 Fire Station No. 46 Fire Station No. 42 	1120 Silber 5800 Teague 10155 Kempwood 8614 E. Tidwell 3902 Corder 8675 Clinton	A A B D

Buyer: Tom Smyer

	REQUEST FOR COUN	ICIL ACTION				
	TO: Mayor via City Secretary			RCA# 7720		
	Subject: Formal Bids Received for Communication Cables & for the Information Technology Department S06-S22613	& Supplies	Category #	Page 1 of 2	Agenda Item	
					10	
	FROM (Department or other point of origin):	Origination	Date	Agenda Date		
	Calvin D. Wells					
	City Purchasing Agent	January	09, 2008	JAN	3 2008	
	Finance and Administration Department					
	DIRECTOR'S SIGNATURE	Council Dist All	rict(s) affected			
	for additional information contact:	Date and Ide	entification of p	orior authorizii	ıg	
	Janis Benton Phone: (832) 393-0004	Council Acti	on:			
′	Desiree Heath Phone: (713) 247-1722					
	RECOMMENDATION: (Summary)					

Approve various awards, as shown below, in an amount not to exceed \$976,944.50 for communication and supplies for the Information Technology Department.

Estimated Spending Authority \$976,944.50

F & A Budget

\$976,944.50 Central Revolving Fund (1002)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$976,944.50 for communication cables and supplies for the Information Technology Department. It is further requested that authorization be given to make purchases, as needed for a 34-month period. These awards consist of various types of communication cables and supplies to be used to provide City departments with high speed cabling for telephone, LAN, TV, and data lines; and access to mainframes citywide.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Fifty-two prospective bidders viewed the solicitation document on SPD's e-bidding website, and three bids were received as detailed below.

<u>Communication Supply Corp.:</u> Award on its low bid meeting specifications for cable and wiring, Item Nos. 8 thru 10, 12 and 14, in amount not to exceed \$758,160.00.

<u>COMPANY</u> <u>AMOUNT</u>

Graybar Electric Company
 Communication Supply Corp.
 \$676,060.00 (Did Not Meet Specifications)
 \$758,160.00

3. Spectral Management, Inc. \$799,580.10

Spectral Management, Inc: Award on its low bid for cable and wiring, Item Nos. 1 thru 6, 11, 15 and 16, in an amount not to exceed \$149.014.50.

COMPANY	AMOUNT
1. Spectral Management, Inc.	\$149,014.50
2 Graybar Floctric Company	¢151 765 55

2. Graybar Electric Company \$151,765.553. Communication Supply Corp. \$153,785.00

V					
		REQUIRED AUTHORIZATION		NO	page 1
	F&A Director:	Other Authorization:	Other Authorization:	7 01	

Date:	Subject: Formal Bids Received for Communication Cables &	Originator's	Page 2 of 2
1/9/2008	Supplies for the Information Technology Department	Initials	
	S06-S22613	TR	
	•		

Graybar Electric Company: Award on its low bid for cable and wiring, Item Nos. 7, 13 and 17, in an amount not to exceed \$69,770.00

COMPANY

AMOUNT

1. Graybar Electric Company

\$69,770.00

2. Communication Supply Corp.

\$78,975.00

3. Spectral Management, Inc.

\$91,508.65

M/WBE Subcontracting:

This bid was issued with a 1% goal for M/WBE participation.

Communication Supply Corp. has designated the blow-named company as its certified M/WBE subcontractor.

NAME

TYPE OF WORK

DOLLAR AMOUNT

DC Services, LLC

Telecommunication Services

\$7,581.60

Spectral Management, Inc. has designated the below-named company as its certified M/WBE subcontractor.

NAME

TYPE OF WORK

DOLLAR AMOUNT

Brown & Son

Communication Wiring

Wiring Supplies

\$1,496.15

The Affirmative Action Division will monitor this award.

Buyer Tywana L. Rhone

Estimated Spending Authority

DEPARTMENT	FY08	OUT YEARS	AMOUNT
Information Technology	\$100,000.00	\$876,944.50	\$976,944.50



CITY OF HOUSTON

Interoffice

Finance & Administration Department Strategic Purchasing Division (SPD)

Correspondence

To: Kevin M. Coleman, C.P.M.	From:	Tywana L. Rhone		
Assistant Purchasing Agent	Date:	October 3, 2007		
	Subject:	MWBE Participation Form		
I am requesting a <u>waiver</u> of the MWBE Goal: Yes \(\subseteq \) No \(\subseteq \)	Type of Soli	icitation: Bid 🛭 Proposal 🗌		
I am <u>requesting</u> a MWBE goal below 11% (To be completed by SPD, and price	or to advertisement)	: Yes 🛛 No 🗌		
I am requesting a <u>revision</u> of the MWBE Goal: Yes \(\subseteq \text{No } \text{No }	Original Goal:	1 New Goal:		
If requesting a revision, how many solicitations were received:				
Solicitation Number: S06-S22613	Estimated Dolla	r Amount: \$833,834.50		
Anticipated Advertisement Date: 10/19/2007	Solicitation Due	Date: 11/8/2007		
Goal On Last Contract: 1%	Was Goal met:	Yes 🛛 No 🗌		
If goal was not met, what did the vendor achieve:				
Name and Intent of this Solicitation: Communication Cables and Supplies Part II for Information Technology	ology departmen	nt.		
Rationale for requesting a Waiver or Revision (Zero percent goal or revision after advertisement): (To be completed by SPD)				
This is a renewal of a line item contract utilized by Information Technology department. History has shown that these communication cable supplies have been and will continue to be dropped shipped directly from the manufacturer to the Supplier; therefore, the M/WBE participation is very limited. The vendor is presently using a delivery service to satisfy the 1% goal. Actual goal amount achieved on current contract is 1.17%. See Attached				
Concurrence:				
Tyuna L. Blos	Mission.	cellialh		
SPD Initiator		Division Manager		
Kohert D'alleco	XU	Call		
Robert Gallegos, Deputy Assistant Director	/ /	M. Coleman, C.P.M.		
*Affirmative Action	/ Assist	ant Purchasing Agent		

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

File location: http://choice.net/spd/forms.html

REVISED: 07/09/2007

17 18 11 1 1 1 1 1 1

	REQUEST FOR COUN	CIL ACTION		×	
TO: Mayor via City Secretary	7 Q Q 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2			RCA	# 7762
Subject: Purchase of Asbest up Services for the Police D	os Abatement, Demolition and separtment	Site Clean-	Category #	Page 1 of 2	Agenda Item
S08-Q22750					//
FROM (Department or other po	oint of origin):	Origination	Date	Agenda Date	
Calvin D. Wells City Purchasing Agent	Danastraant	January	16, 2008		3 2003
Finance and Administration	Department	Council Diet	rict(s) affected		
DIRECTOR'S SIGNATURE	lle	A, B, D, G,	H, Ì		V
For additional information cont				prior authorizi	ng
Joseph Fenninger	Phone: (713) 308-1708	Council Acti	ion:		
Ray DuRousseau	Phone: (713) 247-1735				
contingencies (5% for unfor	nary) Environments, Ltd. on its low eleseen changes within the scope 507.70 for asbestos abatemen	e of work) in t	the amount o	f \$5,833.70 fe	or a total
Award Amount: \$122,507.7				F & A Budge	t
	uilding Consolidated Fund (18	J1)		A Part	

* Dangerous Bananing

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Inland Environments, Ltd. on its low exempt bid in the amount of \$116,674.00 and contingencies (5% for unforeseen changes within the scope of work) in the amount of \$5,833.70 for a total amount not to exceed \$122,507.70 for asbestos abatement, demolition and site clean-up services for the Police Department and that authorization be given to issue purchase orders as necessary. The structural integrity of these abandoned buildings is unsound; therefore, these services are needed to protect and preserve the health and safety of the residents in the areas surrounding these commercial and residential buildings.

The 24 certified companies approved by City Council to perform these types of services were requested to submit a bid on this project and five companies responded as itemized below:

	Company	<u>Total Amount</u>
1.	Inland Environments, Ltd.	\$116,674.00
2.	AAR Incorporated	\$136,650.00
3.	Arrow Services, Inc.	\$139,800.00
4.	Basic Industries, Inc.	\$140,629.00
5.	LVI Facility Services, Inc.	\$151,044.00

The scope of work requires the contractor to provide all labor, materials, equipment, supervision, and transportation necessary to provide asbestos abatement, demolition and site clean-up services. The abandoned buildings listed on Page 2 of 2 were determined to be dangerous and pose an imminent threat to the health and safety of citizens in the immediate areas. Due to the 10-day "waiting period" as required by the Texas Department of Health, this project will take approximately 36 calendar days to complete. The school principals are notified by City inspectors of current and future demolitions/abatements in the area.

The City will place liens against these properties to recover all costs associated with these services. Liens are paid when the property title is transferred and there is a change in ownership.

REQUIRED AUTHORIZATION						
F&A Director:	Other Authorization:	Other Authorization:				

Date: 1/16/2008	Subject: Purchase of Asbestos Abatement, Demolition and Site Clean-up Services for the Police Department	Originator's Initials	Page 2 of 2
	S08-Q22750	AD	

This purchase relates to public health and safety and is therefore exempt from the competitive bid laws.

Address: 7212 W. Montgomery Road	Council District	Nearest School Wesley Elementary
106 Zachary, aka 726 Defen	der B	Galena Park Elementary
6905 Apache Street (Bldg. Nos. 1, 2, 3 & 4)	В	Houston Gardens Elementary
10309 Mesa Drive, (Bldg. Nos. 1 & 2)	В	Will Rogers Elementary
2309 Jensen Drive (Bldg. & Carport)	В	Langston Elementary
4202 Phlox	D	Grimes Elementary
4208 Phlox	D	Grimes Elementary
6420 Eastwood	D	Foster Elementary
1013 Bailey (Multi-Family Unit)	G	Wharton Elementary
1503 W. Dallas (Bldg. 5 & 6)	G	Wharton Elementary
4610 Gunter	Н	Bruce Elementary
7420 Avenue J (Bldg. Nos. 1& 2)	I	Dezavala Elementary

Buyer: A. Dunn

	REQUEST FOR COUN	CIL ACTION			
₹	TO: Mayor via City Secretary			RCA	# 7664
	Subject: Emergency Replacement of 3,025 Linear Feet of Sofor the Public Works & Engineering Department S25-C22661	ewer Line	Category # 1 & 4	Page 1 of 1	Agenda Item
	FROM (Department or other point of origin):	Origination I	Date	Agenda Date	
	Calvin D. Wells City Purchasing Agent	October :	26, 2007	JAN 3	3 2008
	Finance and Administration Department	·		23777	
2	DIRECTOR'S SIGNATURE	Council Distr	rict(s) affected		
`	For additional information contact:	Date and Ide	ntification of p	orior authorizi	ng
g de la constantina	David Guernsey Phone: (713) 238-5241	Council Actio	n:		-
	Ray DuRousseau Phone: (713) 247-1735				
	RECOMMENDATION: (Summary)				

Approve an ordinance authorizing the appropriation of \$203,087.60 out of the Water & Sewer System Consolidated Construction Fund (Fund 8500) and approve payment to Troy Construction, L.L.P. in the total amount of \$203,087.60 for the emergency replacement of 3,025 linear feet of sewer line for the Public Works & Engineering Department.

Payment Amount: \$203,087.60

F & A Budget

\$203,087.60 Water & Sewer System Consolidated Construction Fund (8500) WBS R-000019-0044

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$203,087.60 out of the Water & Sewer System Consolidated Construction Fund (Fund 8500). It is further recommended that City Council approve payment to Troy Construction, L.L.P. in the total amount of \$203,087.60 for the emergency replacement of 3,025 linear feet of sewer line for the Public Works & Engineering Department.

On May 10, 2007, the sanitary sewer line in the 4600 through 4900 blocks of Trail Lake Drive over-flowed, causing a public health and safety hazard to citizens in the area. The Strategic Purchasing Division issued a purchase order to address the emergency.

The scope of work required the contractor to provide all labor, materials, equipment, permits, supervision and transportation necessary to replace 364 linear feet of 10" and 2,661 linear feet of 8" sewer line using the pipe bursting system. The work included pre-cleaning and televising 3,025 feet of sewer line and providing 37 service-reconnects.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurements.

Buyer: Tom Smyer

F&A Director:

REQUIRED AUTHORIZATION

Other Authorization

Other Authorization:

					····
TO: Mayor via City Secretary	REQUEST FOR COUN	CIL ACTION		DCA.	4 7746
Subject: Purchase of Hardware and	Software from the State	of Texas	Category #	Page 1 of 1	# 7746 Agenda Item
Procurement and Support Services	Contract for the Public \	Vorks &	4 & 5	<u> </u>	
Engineering Department					12
S17-H22742					10
FROM (Department or other point of or	igin):	Origination I	D ate	Agenda Date	
Calvin D. Wells			44 0007		- A200
City Purchasing Agent January 11, 2007 Finance and Administration Department			11, 2007	JAN	2 3 2008
DIRECTOR'S SIGNATURE	nent	Council Distr	iat(a) affacted		
TAMANI TULL	Martin Control of the	Council Distr	ici(s) affected		
For additional information contact:		Date and Idea	ntification of r	rior authorizii	ng
	hone: (713) 238-5241	Council Actio			5
	hone: (713) 247-1735				
RECOMMENDATION: (Summary)					
Approve the purchase of hardware	and software from the St	ate of Texas	Procuremer	it and Suppoi	rt Services
Contract (TPASS) in the total amou	nt of \$210,074.20 for the	Public Works	s & Enginee	ring Departm	ent.
				2"	
			i	F & A Budget	<u> </u>
Award Amount: \$210,074.20					
#040.074.00 Pulletural #	1 (00001)				
\$210,074.20 Building Inspection Ful	nd (2301)	1.17.0	. Q	1	
SPECIFIC EXPLANATION:	September 1990	1.1.0	· · ·		
The City Purchasing Agent recomm	nends that City Council	approve the	purchase of	hardware a	nd software
from the TPASS contract through the	ne State of Texas Coope	rative Purcha	asina Proara	m in the tota	I amount of
\$210,074.20 for the Public Works	& Engineering Departm	ent, and tha	t authorizat	ion be given	to issue a
purchase order to the State contract	t vendor, Oce' North Ame	erica, Inc.		•	
This purchase consists of two Os	al falada an a d				
This purchase consists of two Occ	e nign-speed scanners	one high-sp	beed printer	one multifu	nction color
system and the Oce' view station so	ollware with batch proces	ssing. Addition	onally, this p	urchase inclu	ides annual
maintenance that covers all parts ar located at 3300 Main and will repla	o avisting equipment	and sonware	component	s. The equipr	ment will be
scanning and printing of approved	oe existing equipment. Inlans inermit application	ne and othe	r related de	de used for r	iign-volume
Enforcement and other City departn	nents. Although the exis	tina equipme	nt is operati	onal it is not	t canable of
handling the high volume of scannin	g and printing requireme	nts of the De	partment.	onai, it is not	capable of
The new equipment will come with a	90-day warranty and the	e life expecta	ncy is appro	ximately five	years.
Sections 271.081 through 271.083 (of the Texas Local Gove	rnment Code	provide the	e legal autho r	ity for local
governments to participate in the Sta	ate of Texas Purchasing	Program.			
Buyer: Murdock Smith III					
	REQUIRED AUTHOR	ZATION	1.5	(hb) 9	835
F&A Director:	Other Authorization:		Other Authori	zation:	000
			mulu	15 Mrs	5/1708
			1 //		

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

			T		·	
SUBJECT: Ordinance amending the Building Official to designate perso multi-family residential private prop- been issued to offer City relocation	n(s) authorized to access ce erties when an order to vaca		Category #	Page 1 of 1	Agenda Item #	
FROM (Department or other point of Department of Public Works and E		riginatio / —	n Date 17-08	Agenda Date		
DIRECTOR'S SIGNATURE: Michael S. Marcotte Director	11708 C		istrict affected:			
For additional information contact: Andy Icken Phone: (713) 837-0510 Deputy Director) C	ate and i ouncil ac	dentification of prio	r authoriz	ing	
RECOMMENDATION: (Summary) Approve an ordinance amending Section 104 of the Building Code to allow the Building Official to designate person(s) authorized to access certain multi-family residential private properties when an order to vacate has been issued to offer City relocation assistance.						
Amount and Source of Funding: N/A	A			F&A Bud	lget:	
SPECIFIC EXPLANATION:						
The Building Code authorizes the Building Official to order a structure to be vacated when the continued occupancy is found to be unsafe due to non-compliance with the code, particularly its life safety provisions. When an order to vacate is issued to a multi-family residential structure (R2 Designation), it often imposes significant hardships on the residents who may be disabled, elderly, or low income persons. The City may have critical information and/or resources available to assist in minimizing the adverse impact on these residents in the relocation process, however access to the private property is not always voluntarily provided by the building owners or managers. This authorization is necessary in these limited circumstances to ensure appropriate access to the residents for the provision of that critical assistance. This amendment would enable the Building Official, only when an order to vacate has been issued, to designate in writing a person or persons authorized to enter a private structure and its grounds at reasonable times to provide the residents with resource information and assistance. These designated persons would not be authorized to enforce any order to vacate and the residents' decisions to avail themselves of any offer of assistance would be totally voluntary.					ty provisions. ften imposes The City may act on these as voluntarily the residents al, only when ed to enter a ormation and cate and the	
	REQUIRED AUTHORI	ZATION T	•	AFI	14	
F&A Director:	Other Authorization:		Other Authorization	:		

104.12 Occupancy violations. Whenever any building or structure or equipment located therein is regulated by this code and is being used contrary to the provisions of this code, the building official may order such use discontinued and the structure, or portion thereof, vacated by notice served on any person causing such use to be continued.

If the use creates a serious and immediate hazard to life or property, the building official shall order the use discontinued immediately and give notice of a right to a hearing on the matter pursuant to Section 116. Upon request, such a hearing shall be held within three business days unless the owner requests an extension of time.

In all situations where there is no serious and immediate hazard to life or property, the building official shall not issue an order requiring such use to be discontinued and the structure, or portion thereof, to be vacated until after giving notice of a right to a hearing on the matter pursuant to Section 116.

Whenever an order is issued to discontinue a use or vacate a structure or portion thereof pursuant to this section, the person shall discontinue the use within the time prescribed by the building official unless the building official first determines that the person has brought the building, structure or equipment into compliance with this code.

Current City of Houston Building Code Section 104.12, which is being replaced in its entirety.

City of Houston,	Texas,	Ordinance No.	. 2008-

AN ORDINANCE AMENDING THE BUILDING CODE OF THE CITY OF HOUSTON AND RELATING TO ORDERS TO VACATE AND THE CITY'S ASSISTANCE TO RESIDENTS OF CERTAIN RESIDENTIAL STRUCTURES SUBJECT TO SUCH ORDERS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, Section 54.004 of the Texas Local Government Code authorizes a home-rule municipality to enforce ordinances necessary to protect health, life, and property and to preserve the order and security of the municipality and its inhabitants; and

WHEREAS, Section 104.6 of the City of Houston Building Code (the "Code") provides that, where the "building official" (as defined in Section 103.1 of the Code) has "reasonable cause to believe that there exists in a structure ... a condition" that is "contrary to or in violation" of the Code and that makes the structure "unsafe, dangerous or hazardous," the building official may enter the structure at reasonable times to inspect the structure; and

WHEREAS, Section 104.12 of the Code presently authorizes the building official to determine that a structure is being used contrary to the Code and to order that a structure so used be vacated within such time as the building official prescribes; and

WHEREAS, the City Council has confirmed that the building official should have the authority to determine that a structure is being used in a manner contrary to the Code or otherwise is in violation of the Code and to order that certain uses of the structure be discontinued or that the structure be vacated; and

WHEREAS, the City Council has determined that orders to vacate multi-family residential structures may impose significant hardships on the structures' residents, especially those who are disabled or elderly; and

WHEREAS, the City Council has determined that residents of multi-family residential structures subject to orders to vacate may benefit from the City's assistance in locating and otherwise making arrangements for alternative housing; 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 hereby are adopted as a part of this Ordinance.

Section 2. That Section 104.12 of the City of Houston Building Code is hereby amended to read as follows:

"104.12 Discontinuation of use; notice to vacate. Whenever any building or structure or equipment located therein is being used contrary to this code or otherwise is in violation of this code, the building official may, by notice to the owner or the owner's representative and to all users of the structure, order that any or all uses of the structure be discontinued or that the structure, or a portion thereof, be vacated, within such time and for as long as the building official reasonably prescribes. If the use or occupancy of the structure creates a serious and immediate hazard to human life or to property, the building official shall order the use discontinued immediately and may order the structure, or a portion thereof, vacated immediately. In the absence of a serious and immediate hazard to human life or to property, the building official shall not order a use discontinued and shall not issue an order to vacate until five business days after the building official has given the required notice of a right to a hearing pursuant to Section 104.12.1 and Section 116 of this code. For the purposes of this Section,

- 1. An 'owner' of a structure is the record owner(s) of the structure, according to the official public records of real property maintained by the Clerk of the County in which the structure is located;
- 2. An 'owner's representative' is a person whom the building official reasonably believes to be a representative of an owner;
- 3. A 'use' of a structure includes its use as a residence or for any commercial purpose; and
- 4. The 'users' of a structure include the structure's residential and commercial tenants but do not include customers of commercial tenants or other persons who have no independent right to enter the structure."

Section 3. That the City of Houston Building Code is hereby further amended by adding a new Section 104.12.1 to read as follows:

"104.12.1 Right to hearing. Whenever pursuant to this code the building official orders the discontinuation of a use of a structure or equipment or orders the vacation of a structure, the building official shall give notice to the owner or the owner's representative and to all users of the structure of their right to a hearing pursuant to Section 116 of this code.

Upon the request of the owner, the owner's representative, or a user of the structure, the building official shall schedule the hearing for a date no later than two weeks after the building official's receipt of the request. The hearing may be postponed once for good cause shown. If the owner, the owner's representative, or a user of the structure requests that the hearing be conducted within three business days of the request, the hearing shall be so conducted. If the building official does not receive a request for a hearing from the owner, the owner's representative, or a user of the structure within twenty days after the date of the building official's order to discontinue a use or to vacate, no hearing need be conducted."

Section 4. That the City of Houston Building Code is hereby further amended by adding a new Section 104.12.2 to read as follows:

"104.12.2 Relocation assistance; right of entry. Upon the building official's issuance of an order to vacate all or a portion of a structure classified as an 'R-2 residential occupanc[y]' by Section 310.1 of this Code, the building official may designate in writing one or more persons to contact residents of the structure to offer the City's assistance in locating and otherwise making arrangements for alternative housing. The persons so designated are authorized to enter the structure and its grounds at reasonable times to contact residents personally for the purposes of this Section. The persons so designated may not require the residents to take any specific action; in particular, the said persons are not authorized to enforce an order to vacate."

Section 5. That, if any provision, 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 invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

Section 6. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor.

PASSED AND APPROVED this day of	_, 2008.
	~.)
Mayor of the City of Houston	

Prepared by

First Assistant City Attorney

Requested by

Andy Icken, Deputy Director

Dept. of Public Works & Engineering

	REQUEST FOR COUNCIL ACT	ION		
SUBJECT: Ordinance amending the	ne Section 28-10 of the Code of	Category	Page	Agenda Item
Ordinances, Section 312.3.3 of th				#
Section 509 of the Houston Elec-				", 5
fences				/3
FROM (Department or other point	t of origin):	Origination Da	ato.	Agenda Date:
Legal Department	t or origin).	January 10,		JAN 2 3 2008
DIRECTOR'S SIGNATURE:	$\overline{}$			1 10 2 2 1 1 2
DIRECTOR 9 SIGNATURE.	´ /	Council Distri		
Artura C. Michal City Attamas	1 -11-1		ALL	•
Arturo G. Michel, City Attorney	Ma W			
For additional information contact	et:	Date and iden		-
Don Cheatham		authorizing Co	ouncil a	ction:
Senior Assistant City Attorney				
713-437-6738				
RECOMMENDATION:				
Adopt ordinance amending Sect	ion 28-10 of the Code of Ordina	ances, Section	312.3.3	of the Houston
Building Code and Section 509 o	of the Houston Electrical Code, r	elating to electr	ic fence	s
Amount and source of funding:	N/A			F&A Budget:
EXPLANATION:				
				l
 current, charged by a solar p The electric charge produced second, and the charge shale Electrified fence must be sur Spanish and Vietnamese positions. Electrified fence and keybox installation in accordance with electrified fence may not be Electrified fence may not be 	vered only by a storage battery vo panel. d on contact shall not exceed 8, I not be repeated more often that rounded by a non-electrified fen	with maximum p 000 volts for no an once per sec ace or wall with we the Houston F the tof a public s p.m., unless the	oower of t more the cond. warning ire Depa	12 volts direct han 1/3000 of a signs in English, artment prior to or right-of-way.
The proposed ordinance was prep Protection Committee. The commit for favorable Council action on Febr 2008.	tee has reviewed this matter at	three meetings	and vot	ed to recommend it
F&A Director:	REQUIRED AUTHORIZATION Other Authorization:	Other Author	rization:	·
		201017100101		

ELECTRICAL FENCES

City of Houston Building Code - REDLINE

312.3.3 Electric. Electrically charged fences are prohibited shall be installed in accordance with Section 28-10 of the City Code.

City of Houston Electrical Code – REDLINE

SECTION 509-ELECTRICAL FENCES

This code does not regulate electrically charged fences installed in accordance with Section 28-10 of the City Code.

City Code - REDLINE

Sec. 28-10. Same--Electric.

It shall be unlawful for any person owning or controlling any property in the city to construct, maintain or permit to remain on such property any fence charged with electricity. It shall be unlawful for any person to cause any fence situated in the city to become charged with a current of electricity, to connect any such fence with a source of electricity or to permit any fence under the control of such person to be connected with a source of electricity. In any prosecution under this section, testimony that any fence was under the control of the defendant or situated on his premises and that any person received an electric shock by coming in contact with such fence shall be prima facie evidence that such defendant caused and permitted such fence to be charged with a current of electricity and caused and permitted such fence to be connected with a source of electricity; (a) The construction and use of electrified fencing shall be allowed, subject to the following standards:

(1) Electrification:

- a. No electrified fence shall be installed or operated with a power source other than a storage battery not exceeding 12 volts direct current, charged with a solar panel. In no case shall an electrified fence be connected to any other electric power source.
- <u>b.</u> The electric charge produced by the fence upon contact shall not exceed 8000 volts for a period of no more than 1/3000 of a second. The charge shall not be repeated more often than once per second.

To the extent that the construction or installation of an electrified fence does not conflict with the requirements of this section, and unless otherwise specified herein, such fence shall be constructed or installed in conformance with the specifications set forth in International Electromagnetic Commission Standard 60335-2-76.

(2) Perimeter fence or wall: No electrified fence shall be installed or used unless it is completely surrounded by a non-electrical fence or wall that is not less than six feet and not more than eight feet in height. The perimeter fence or wall shall be separated from the electrified fence by not less than one foot at its closest point, and the area between the perimeter wall or fence and the electrified fence shall be kept completely clear of landscaping, shrubbery, other fences or any material of any kind. The lowest part of the perimeter fence or wall shall be constructed so as to prevent penetration of such fence or wall at ground level. No part of a perimeter fence or wall shall be allowed to be in contact with an electrified fence by any means at any time.

(3) Location:

- <u>a.</u> <u>Limited to commercial outdoor storage areas only.</u>
- <u>b.</u> Prohibited within five feet of any public right-of-way or sidewalk.
- c. Prohibited within 25 feet of any outdoor area utilized for the storage, use, or handling of hazardous materials as defined in the Fire Code.
- (4) Height: Shall be no more than 10 feet in height.
- Signage; other markings: Shall be clearly identified with warning signs in English, Spanish and Vietnamese that read: "Warning-Electrified Fencing" placed along the nonelectrical perimeter fence or wall at intervals of not less than fifty feet, however, in no instance may there be less than one sign on each side of the nonelectrical perimeter fence or wall. In addition to the required signs, the top or uppermost horizontal frame member of any entry gate providing access to any property upon which an electrified fence is located, shall be marked by the placement or addition of a yellow reflective paint, tape or other permanent weatherproof marking along the full length of the gate frame, which marking shall be at least 3 inches wide and be kept in good condition to ensure its continued visibility.
- (6) Hours of activation: Shall not be activated between the hours of 8:00 a.m. and 5:00 p.m., except:

- <u>a.</u> On days when the business is closed, such as weekends and holidays; or
- <u>b.</u> When security personnel is available on-site to deactivate the electrical fence.
- (7) <u>Key box</u>: Shall be installed in accordance with Houston Fire Department Life Safety Bureau Standards.
- (8) Registration: Prior to the installation or use of any electrified fence, the property owner or lessee of the property upon which such fencing will be installed or used shall submit a completed registration for such fencing to the fire department using the form promulgated for that purpose by the fire chief.
- (b) It shall be unlawful for any person to install, maintain, or operate low voltage electrical fencing in violation of this section.
- (c) The provisions of this section shall not be applicable to any fence on zoological gardens owned and operated by a political subdivision of the state.

City of Houston, Texas, Ordinance No. 2007-

AN ORDINANCE AMENDING SECTION 312.3.3 OF THE CITY OF HOUSTON BUILDING CODE, CHAPTER 5 OF THE CITY OF HOUSTON ELECTRICAL CODE, AND SECTION 28-10 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO ELECTRIC FENCES; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That Section 312.3.3 of the volume of the City of Houston Construction Code known as the City of Houston Building Code, as adopted by Ordinance No. 2006-5, is hereby amended to read as follows:

"312.3.3 Electric. Electrically charged fences shall be installed in accordance with Section 28-10 of the City Code."

Section 2. That the volume of the City of Houston Construction Code known as the City of Houston Electrical Code, as adopted by Ordinance No. 2005-943, is hereby amended by adding a new Section 509 that reads as follows:

"SECTION 509-ELECTRICAL FENCES

This code does not regulate electrically charged fences installed in accordance with Section 28-10 of the City Code."

Section 3. That Section 28-10 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"Sec. 28-10. Same--Electric.

(a) The construction and use of electrified fencing shall be allowed, subject to the following standards:

(1) Electrification:

- a. No electrified fence shall be installed or operated with a power source other than a storage battery not exceeding 12 volts direct current, charged with a solar panel. In no case shall an electrified fence be connected to any other electric power source.
- b. The electric charge produced by the fence upon contact shall not exceed 8000 volts for a period of no more than 1/3000 of a second. The charge shall not be repeated more often than once per second.

To the extent that the construction or installation of an electrified fence does not conflict with the requirements of this section, and unless otherwise specified herein, such fence shall be constructed or installed in conformance with the specifications set forth in International Electromagnetic Commission Standard 60335-2-76.

(2) Perimeter fence or wall: No electrified fence shall be installed or used unless it is completely surrounded by a non-electrical fence or wall that is not less than six feet and not more than eight feet in height. The perimeter fence or wall shall be separated from the electrified fence by not less than one foot at its closest point, and the area between the perimeter wall or fence and the electrified fence shall be kept completely clear of landscaping, shrubbery, other fences or any material of any kind. The lowest part of the perimeter fence or wall shall be constructed so as to prevent penetration of such fence or wall at ground level. No part of a perimeter fence or wall shall be allowed to be in contact with an electrified fence by any means at any time.

(3) Location:

- a. Limited to commercial outdoor storage areas only.
- b. Prohibited within five feet of any public right-of-way or sidewalk.

- c. Prohibited within 25 feet of any outdoor area utilized for the storage, use, or handling of hazardous materials as defined in the Fire Code.
- (4) Height: Shall be no more than 10 feet in height.
- (5) **Signage; other markings**: Shall be clearly identified with warning signs in English, Spanish and Vietnamese that read: 'Warning-Electrified Fencing' placed along the nonelectrical perimeter fence or wall at intervals of not less than fifty feet, however, in no instance may there be less than one sign on each side of the nonelectrical perimeter fence or wall. In addition to the required signs, the top or uppermost horizontal frame member of any entry gate providing access to any property upon which an electrified fence is located, shall be marked by the placement or addition of a yellow reflective paint, tape or other permanent weatherproof marking along the full length of the gate frame, which marking shall be at least 3 inches wide and be kept in good condition to ensure its continued visibility.
- (6) **Hours of activation**: Shall not be activated between the hours of 8:00 a.m. and 5:00 p.m., except:
 - a. On days when the business is closed, such as weekends and holidays; or
 - b. When security personnel is available on-site to deactivate the electrical fence.
- (7) **Key box**: Shall be installed in accordance with Houston Fire Department Life Safety Bureau Standards.
- (8) **Registration**: Prior to the installation or use of any electrified fence, the property owner or lessee of the property upon which such fencing will be installed or used shall submit a completed registration for such fencing to the fire department using the form promulgated for that purpose by the fire chief.
- (b) It shall be unlawful for any person to install, maintain, or operate low voltage electrical fencing in violation of this section.

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(c) The provisions of this section shall not be applicable to any fence on zoological gardens owned and operated by a political subdivision of the

state."

Section 4. That, 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 5. That there exists a public emergency requiring that this Ordinance be

passed finally on the date of its introduction as requested in writing by the Mayor; therefore,

this Ordinance shall be passed finally on such date and shall take effect at 12:01 a.m. on

the sixtieth day next following the date of its passage and approval by the Mayor.

PASSED AND APPROVED this ____ day of ______, 2008.

Mayor of the City of Houston

Prepared by Legal Dept. RDC:asw 01/17/2008

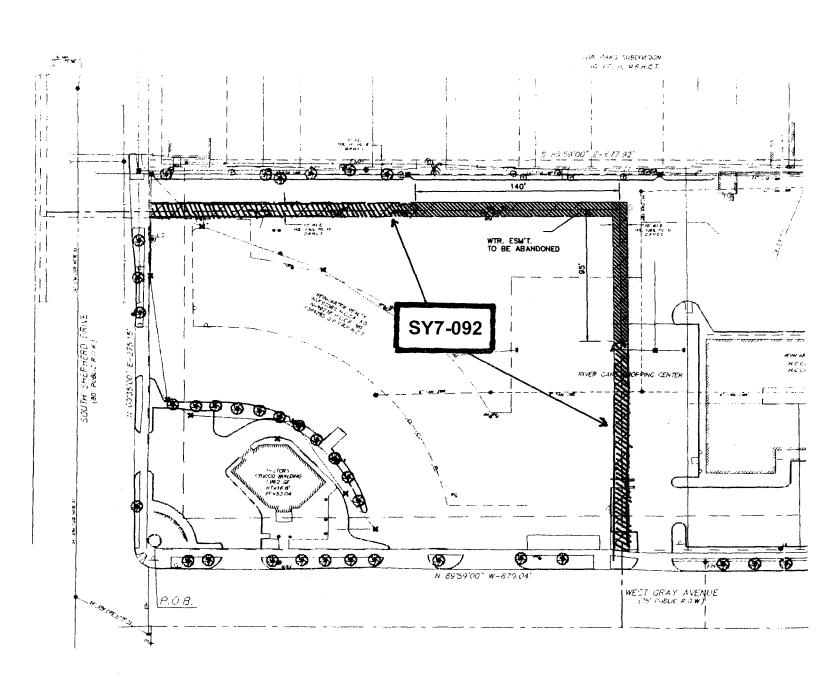
Senior Assistant City Attorney

Requested by City Council Committee on Regulation, Development and Neighborhood Protection

L.D. File No. 0390600129001

TO: Mayor via City Secretary	REQUEST FOR COUNC	CIL ACTION		
foot-wide water line easement,	ing the abandonment and sale of a 10 from South Shepherd Drive to Wesnee Smith Survey, A-696. Parcel SY7	st # 7	Page	Agenda Item #
FROM (Department or other	point of origin):	Origination Dat	ee	Agenda Date
Department of Public Works and	d Engineering	1/17/	්රෙ	JAN 2 3 2008
DIRECTOR'S SIGNATURE:		Council District	affected: D	
Ohnlinks Antig	08		OLM	
Michael S. Marcotte, P.E., DEE	- 9	Key Map 492R	12,	
For additional information co		Date and identification:		or authorizing
Senior Assistant Director-Real E		C.M. 2007-0487		
	nmary) It is recommended City Counce easement, from South Shepherd D			
Amount and Source of Funding: Not Applic	eable		F & A Budg	get:
corner of South Shepherd Drive a motion requiring the applicant to line in South Shepherd Drive to Council passes the ordinance, W estimated costs. The construction	easement encumbrance to facilitate that and West Gray Avenue. As the portion of cut, plug, and abandon the existing 2 its connection to the 12-inch water being arten Realty Investors has submit on must be completed within twelve to complete the transaction requirement.	on of the construction inch water line, from line in West Gray A tted to the City a \$16 months of the effection	requirement in its connection its connection venue, will be 8,779.00 letter we date of the control of the contr	n Item 2 of the council n to the 12-inch water completed after City of credit to cover the ordinance.
The City will abandon and sell to	o Weingarten Realty Investors:			
Parcel SY7-092				
5,676-square-foot water line ease Valued at \$50.00 per square foot		83,800.00		
TOTAL ABANDONMENTS		<u>\$2</u>	<u>83,800.00</u>	
Therefore, it is recommended Cit line easement, from South Sheph	ty Council approve an ordinance auth herd Drive to West Gray Avenue, ou	orizing the abandonn t of the Obedience S	nent and sale of mith Survey, A	f a 10-foot-wide water A-696.
MSM:NPC:psm				
c: Daniel W. Krueger, P.E. Reid K. Mrsny, P.E. Marty Stein Jeff Taylor				
s:\psm\sy7-092.rc2.doc	REQUIRED AUTHOR	RIZATION	Ct	UIC #20PSM209
F&A Director:		Other Authorization	יים	
	1	Andrew F. Icken, Do		





Abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696. **Parcel SY7-092**

MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Victoria Brown, Director of Weingarten Realty Investors, 2600 Citadel Plaza Drive, Suite 300, Houston, Texas 77008, for the abandonment and sale of a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696, Parcel SY7-092, be adopted as follows:

- 1. The City abandon and sell a 10-foot-wide water line easement, from South Shepherd Drive to West Gray Avenue, out of the Obedience Smith Survey, A-696;
- 2. The applicant be required to: (a) cut, plug, and abandon the existing 2-inch water line, from its connection to the 12-inch water line in South Shepherd Drive to its connection to the 12-inch water line in West Gray Avenue, (b) pay the depreciated value for the water line being abandoned, and (c) relocate any existing service connections into Brentwood Drive, South Shepherd Drive, or West Gray Avenue. All of the foregoing items must be completed at no cost to the City and under the proper permits;
- The applicant be required to prepare drawings that show the water line that is being abandoned as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the council motion shall be attached to the plan set when it is submitted for plan review;

- 4. 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 Item 2 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 a LOC showing the City of Houston as beneficiary and in the 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 the 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:
- 5. 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;
- 6. The Legal Department be authorized to prepare the necessary transaction documents; and
- Mr. Samuel Stewart and Ms. Sheila Stewart, independent real estate appraisers, are hereby appointed to establish the value, inasmuch as the value of the property interest is expected to exceed \$25,000.00.

Seconded by Council Member Alvarado and carried.

Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Edwards, Wiseman, Khan, Holm, Garcia, Alvarado, Brown, Lovell and Green voting aye Nays none Council Member Berry absent

PASSED AND ADOPTED this 16th day of May, 2007.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is May 22, 2007.

City Secretary

matussel

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REQUEST FOR COUN	ICIL ACTION		DCA	u ====0	
TO: Mayor via City Secretary Subject: Ordinance for the Appropriation of Funds to Purchase Capital Equipment for the Parks & Recreation and Public Works & Engineering Departments Categ		Category #	Page 1 of 1	# 7750 Agenda Item	
FROM (Department or other point of origin):	Origination I	Date	Agenda Date		
Calvin D. Wells City Purchasing Agent Finance and Administration Department	January		JAN 2	3 2008	
DIRECTOR'S SIGNATURE	Council Distr	rict(s) affected			
For additional information contact: Ray DuRousseau Phone: (713) 247-1735 Phone:	Date and Ide Council Action		orior authorizin	ng	
RECOMMENDATION: (Summary) Approve an ordinance authorizing the appropriation of \$26, Equipment/Projects Fund (Fund 1850), and \$109,597.75 or (Fund 1800) for the purchase of capital equipment for the P Departments.	it of the Equip	ment Acquis	sition Consolid		
Appropriation Amount - \$135,703.75			F & A Budget	•	
\$ 26,106.00 - Reimbursement of Equipment/Projects Fund \$109,597.75 - Equipment Acquisition Consolidated Fund (F \$135,703.75 - Total					
SPECIFIC EXPLANATION: The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$26,106.00 out of the Reimbursement of Equipment/Projects Fund (Fund 1850), and \$109,597.75 out of the Equipment Acquisition Consolidated Fund (Fund 1800) for the purchase of capital equipment for the Parks & Recreation and Public Works & Engineering Departments. This appropriation ordinance is required to provide the funding for the purchase of capital equipment that will be awarded in separate procurements to various suppliers.					
The capital equipment includes a welding machine, a brake lathe, a hydraulic press, two concrete saws and twenty pickup truck cab protectors (headache racks) that will be purchased for the Public Works & Engineering Department, and nine truck body lift gates, three flexwing mower attachments and a topdresser attachment that will be purchased for the Parks & Recreation Department.					
The equipment that will be purchased with the funding from (Fund 1800) is included in the adopted FY2008 Equipment A			ition Consolid	dated Fund	
Fund 1850 (Reimbursement of Equipment/Projects Fund) will be reimbursed from the Public Works & Engineering Department's maintenance budget over multiple fiscal years. The new equipment will reduce maintenance and downtime costs of the replaced equipment and improve operational efficiencies resulting in a net cost reduction that will compensate for the debt service.					
Buyer: Louis Reznicek					

REQUIRED AUTHORIZATION
Other Authorization:

Other Authorization:

F&A Director:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION					R	
SUBJECT: Third Amendment to Dis Services of Texas (Contr		Waste	Category	Page 1 of_	Agenda Item	
FROM Department of Solid Waste M	anagement	Origina	tion Date	Agenda	Date	
		Decemb	per 31, 2007	JAN	2 3 2008	
DIRECTOR'S SIGNATURE: Harry J. Hayes	mg. Hagu	Council	District affe	cted: ALL		
For additional information contact: Harry J. Hayes Phone: 713-837-9103 Date and identification of prior authorizin Council action: Ordinances 99-1329, 03- 1265, and 05-0973.						
RECOMMENDATION: (Summary)						
That City Council approves a third amen opportunity to divert more recyclable ma		o extend	the contract to	erm and aff	ord the City the	
Amount of Funding: Additional spending authority - \$56,000,000 – 7 years F&A Budget:						
SOURCE OF FUNDING: [X] [] Other (Specify)	General Fund []	Grant Fu	nd [] Enterpr	rise Fund	
SPECIFIC EXPLANATION:						
This long-term contract for disposal of solid waste in Republic Waste Services (RWS) disposal sites began July 1, 2000. The current contract will expire in 2020 and has a maximum contract amount of \$295,000,000. Annual contract funding is budgeted in the General Fund each fiscal year. The contract contains a minimum "put or pay" clause requiring an annual minimum of 300,000 tons of municipal solid waste delivery to the contractor-managed disposal sites. The put or pay amount severely restricts the city's ability to increase its recycling volumes. RWS has agreed to amend its disposal contract to assist the City with its recycling efforts.						
This third amendment changes the put or pay tonnage to a lowered minimum of 250,000 tons or 38.5% of all city waste disposed, whichever is greater. The 50,000 ton reduction represents anticipated "green waste" amounts which will be diverted to composting facilities or other environmentally sound, beneficial reuses. It also represents a \$1.3 million reduction in disposal costs below the current 300,000 ton minimum.						
Prior to the July 1, 2008 effective date of this contract amendment, the department will enter into "wood waste" grinding contract(s) to handle initial processing of collected green "wood waste" materials. It is anticipated that the grinding contract will cost between \$15.00 - \$20.00 per ton for processing of the material in preparation for use as compost. The cost of grinding is considerably cheaper than the city's average disposal cost of \$35.00 per ton. The net direct savings for grinding as opposed to landfill disposal is approximately \$800,000, which the department would seek to reinvest in expanded recycling programs; community based recycling efforts; and recycling education programs. The proposed amendment will extend the current contract for 7 years and increase the maximum contract amount by \$56,000,000 for a new maximum amount of \$351,000,000.						
	REQUIRED AUTHORIZAT	TION				
F&A Director	Other Authorization:		Other Auth	orization:		

SUBJECT: Federal Aviation Administration (FAA) Lease No. DTFASW-08- L-00080 - George Bush Intercontinental Airport/Houston (IAH) FROM (Department or other point of origin): Houston Airport System DIRECTOR'S SIGNATURE: Page 1 of 2 For additional information contact: Jamet Schafer 20 Levy S. Oriz Phone: 281/233-1796 Date and identification of prior authorizing Levy S. Oriz Prior appropriations: N/A Prior appropriations: N/A RECOMMENDATION: (Summary) Emact an ordinance approving and authorizing the execution of Lease No. DTFASW-08-L-00080 with the United Sush Intercontinental Airport/Houston (IAH). SPECIFIC EXPLANATION: The Federal Aviation Administration (FAA) has determined that it is in the public interest to continue the operation of Outer Marker (OM) facility for George Bush Intercontinental Airport/Houston (IAH). To accommodate this, the FAA requesting a new lease for this facility. The pertinent terms and conditions of this Lease are as follows: 1. Premises: Approximately 44,100 square feet of land located East of IAH, Key Map® Page 336Y. The Premises: Approximately 44,100 square feet of land located East of IAH, Key Map® Page 336Y. November 1, 2007, continuing on a year-to-year automatic renewal, until September 30 2028. The FAA may terminate this Lease at any time by giving at least 30 days notice i writing. REQUIRED AUTHORIZATION PREQUIRED AUTHORIZATION Other Authorization: Other Authorization:	10: Mayor via City Secreta	ıry	REQUEST FOR COUNCIL	ACTION				
Director's Signature:		on Admini ercontinen	stration (FAA) Lease No. DTFA tal Airport/Houston (IAH)	SW-08-			Agenda Iten	
Director's Signature: Date and identification of prior authorizing the state of the prior appropriations: Date and identification of prior authorizing the state of the	FROM (Department or oth	er point of	f origin):	Origin	otion Dota	A	- D-1-	
For additional information contact: Jamel Schafer (2) Phone: 281/233-1796 Date and identification of prior authorizing Council action: N/A AMOUNT & SOURCE OF FUNDING: N/A RECOMMENDATION: (Summary) Enact an ordinance approving and authorizing the execution of Lease No. DTFASW-08-L-00080 with the United S Department of Transportation, Federal Aviation Administration (FAA) for Outer Marker (OM) facility site for Ge Bush Intercontinental Airport/Houston (IAH). SPECIFIC EXPLANATION: The Federal Aviation Administration (FAA) has determined that it is in the public interest to continue the operation of Outer Marker (OM) facility for George Bush Intercontinental Airport/Houston (IAH). To accommodate this, the FAA requesting a new lease for this facility. The pertinent terms and conditions of this Lease are as follows: 1. Premises: Approximately 44,100 square feet of land located East of IAH, Key Map® Page 336Y. 2028. The FAA may terminate this Lease at any time by giving at least 30 days notice in writing. The Outer Marker (OM) is a navigational aide that alerts the pilot as to the aircraft's poson approach to the runway.		or point of	ongin).					
Amount & Source of Funding: Phone: 281/233-1796 N/A	DIRECTOR'S SIGNATURE	: DM	Lac.					
RECOMMENDATION: (Summary) Enact an ordinance approving and authorizing the execution of Lease No. DTFASW-08-L-00080 with the United S Department of Transportation, Federal Aviation Administration (FAA) for Outer Marker (OM) facility site for Ge Bush Intercontinental Airport/Houston (IAH). SPECIFIC EXPLANATION: The Federal Aviation Administration (FAA) has determined that it is in the public interest to continue the operation of Outer Marker (OM) facility for George Bush Intercontinental Airport/Houston (IAH). To accommodate this, the FAA requesting a new lease for this facility. The pertinent terms and conditions of this Lease are as follows: 1. Premises: Approximately 44,100 square feet of land located East of IAH, Key Map® Page 336Y. November 1, 2007, continuing on a year-to-year automatic renewal, until September 30 2028. The FAA may terminate this Lease at any time by giving at least 30 days notice is writing. 3. Use: The Outer Marker (OM) is a navigational aide that alerts the pilot as to the aircraft's poson approach to the runway.	Janet Schafer 🖔		281/233-1796	Council action:				
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Outer Marker (OM) facility for George Bush Intercontinental Airport/Houston (IAH). To accommodate this, the FAA requesting a new lease for this facility. The pertinent terms and conditions of this Lease are as follows: 1. Premises: Approximately 44,100 square feet of land located East of IAH, Key Map® Page 336Y. 2. Term: November 1, 2007, continuing on a year-to-year automatic renewal, until September 30 2028. The FAA may terminate this Lease at any time by giving at least 30 days notice is writing. 3. Use: The Outer Marker (OM) is a navigational aide that alerts the pilot as to the aircraft's poson approach to the runway.	Enact an ordinance approving Department of Transportation Bush Intercontinental Airportage SPECIFIC EXPLANATION:	ng and aut on, Federa rt/Houston	l Aviation Administration (FAA (IAH).	(a) for Oute	er Marker (ON	1) facility :	site for George	
1. Premises: Approximately 44,100 square feet of land located East of IAH, Key Map® Page 336Y. November 1, 2007, continuing on a year-to-year automatic renewal, until September 30 2028. The FAA may terminate this Lease at any time by giving at least 30 days notice is writing. The Outer Marker (OM) is a navigational aide that alerts the pilot as to the aircraft's poson approach to the runway. REQUIRED AUTHORIZATION	Outer Marker (OM) facility f	for George	AA) has determined that it is in t Bush Intercontinental Airport/Ho	the public buston (IA)	interest to cont H). To accomi	inue the op nodate this	peration of the s, the FAA is	
2. Term: November 1, 2007, continuing on a year-to-year automatic renewal, until September 30 2028. The FAA may terminate this Lease at any time by giving at least 30 days notice is writing. The Outer Marker (OM) is a navigational aide that alerts the pilot as to the aircraft's poson approach to the runway. REQUIRED AUTHORIZATION	The pertinent terms and condi	tions of thi	s Lease are as follows:					
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on approach to the runway. REQUIRED AUTHORIZATION	2. Term:	2028. T	per 1, 2007, continuing on a year- The FAA may terminate this Leaso	to-year au e at any tir	tomatic renewa	ป, until Sep : least 30 da	otember 30, ays notice in	
	3. Use:	The Out on appro	er Marker (OM) is a navigational pach to the runway.	aide that a	alerts the pilot	as to the air	rcraft's position	
			REQUIRED AUTHORIZAT	TION				
	F&A Budget:	PARTICULAR AND	T		Other Author	rization:		

Date	Subject: Federal Aviation Administration (FAA) Lease No. DTFASW-08-L-00080 – George Bush Intercontinental Airport/Houston (IAH)	Originator's	Page
January 8, 2008		Initials	2 of 2
4. Rent:	No monetary consideration. This facility is owned, operat no expense to the City for the benefit received.	ed and maintained by	y the FAA

5. Environmental:

The FAA agrees, at its sole cost, to remediate any hazardous substance contamination that may be found on the premises.

RMV:lso

cc: Ms. Marty Stein

Mr. Anthony W. Hall, Jr.

Mr. Arturo Michel

Ms. Kathy Elek

Mr. David Arthur

Mr. Carlos Ortiz

Ms. Marlene McClinton

Mr. Charles Wall

Ms. Mary Case

Mr. Brian Rinehart

Ms. Janet Schafer

Mr. Randy Rivin

ГО:	Mayor	via	City	Secret	ary
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REQUEST FOR COUNCIL ACTION

Engineering Services with Lockwood, Andre Hobby Airport Terminal Improvements; Pro 17; Contract No. 4600004558.		or William P.	Category # 9	Page 1 of 3	Agenda Item #
FROM (Department or other point of	origin):	Originat	ion Date	Agenda	Date
Houston Airport System		January			2 3 2008
DIRECTOR'S SIGNATURE: Kas	La	Council	District affect	cted:	
For additional information contact: Eric R. Potts A Phone: Frank D. Crouch AIA John S. Kahl, P. E.	281/233-1999 281/233-1954 281/233-1941	Council 01/04/19 01/14/19 10/27/19 09/24/20	d identification: 955 (O) 95-11 988 (O) 98-33 999 (O) 99-11 902 (O) 02-08 905 (O) 05-13	61 73	authorizing
AMOUNT & SOURCE OF FUNDING: CIP No. A-0141.44.2 \$7,000,000.00	Airports Improvement Fund (8011)	CIP No. A Arpt Syst CIP No. A	A-0141	9,900.00 Ar 00,000.00 Ar Amt (535): 150,000.00 150,000.00 754,363.00 \$56,000.00 .\$8,000.00 130,000.00 \$46,000.00 500,000.00	pts Imp Fund (1
RECOMMENDATION: (Summary) Enact an ordinance to approve Amendm Lockwood, Andrews and Newnam, Inc.					

On January 4, 1995, the City entered into a Contract with Lockwood, Andrews and Newnam (LAN), Inc. in the amount of \$1,409,900.00 for preliminary planning and programming and design services. It was stipulated that as the project progressed, the Houston Airport System would be subsequently requesting additional funds by amendment to the contract. On January 14, 1998, Amendment No.1 in the amount of \$7,500,000.00 was requested and approved by Council for design of a comprehensive terminal remodel and concourse reconstruction. At that time, the total programmed construction cost

	REQUIRED AUTHORIZATION		NDT
F&A Budget:	Other Authorization:	Other Authorization:	

F&A 011 A REV 12/94 7530-0100403-00 14203083.DOC

Date January 3, 2008	SUBJECT: Amendment No. 5 to the Contract for Professional Architectural/ Engineering Services with Lockwood, Andrews and Newnam, Inc. (LAN) for William P. Hobby Airport Terminal Improvements; Project No. 417E; WBS # A-000141-0003-3-03-17; Contract No. 4600004558.	Originator's Initials FC	Page 2 of 3
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was estimated at \$82,000,000.00. On October 27, 1999, Amendment No. 2 in the amount of \$16,194,363.00 was requested and approved by Council for design and construction phase services for an expanded scope of comprehensive terminal remodeling and concourse/aircraft apron/taxiway reconstruction. The program construction cost increased to \$232,000,000.00. On September 17, 2002, Amendment No. 3 in the amount of \$14,500,000.00 was requested and approved by Council for scope and gate additions requested by Southwest Airlines with additional security considerations for the Department of Homeland Security/Transportation Security Administration, and additional construction phase services due to the extended construction durations of Projects 417C, Passenger Loading Bridges and 417D, Central Concourse, which increased the program construction cost to \$305,345,000.00. On December 21, 2005, Amendment No. 4 in the amount of \$6,000,000.00 was requested and approved by Council in response to scope, schedule and phasing modifications requested by Southwest Airlines in response to market conditions following the September 11, 2001 terrorist attacks, and the adoption of the Construction Manager at Risk alternate project delivery method for Project 417F, East Concourse and Terminal Expansion, bringing the total amount of the contract to \$45,604,263.00. The total estimated program construction cost was \$330,625,000.00.

It is now requested that Council approve Amendment No. 5 in the amount of \$7,000,000.00. The scope and sequencing of 417F was revised at the request of Southwest Airlines in response to changing airline industry conditions. The reduction in airline travel, which resulted from the 2001 terrorist attacks caused Southwest and other airlines to reconsider their plans for improvements and expansion. The Houston Airport System (HAS) worked with LAN and the Construction Manager at Risk (Clark Construction Group), to develop several alternatives to the program design to reduce the cost of the program and therefore reduce the cost impact of the program on the airlines. The airlines have now agreed to a reduced 417 program, which defers the East Concourse and most of the Terminal Building expansion, and restricts 417F, Phase 2 to renovation of the existing Terminal Building, to meet current building and accessibility codes, replace obsolete building systems, and provide baggage screening to meet Department of Homeland Security Transportation Security Administration requirements. The adoption of the revised and reduced scope requires that much of the previous design efforts be replaced and re-permitted. The total program construction cost reduction is estimated at \$79,000,000.00. This amendment No.5 provides fees for that redesign effort and for construction phase services which were not included in previous appropriations. LAN and Clark Construction Group worked successfully on Project 417F Phase 1, resulting in construction cost savings and delivery of the project ahead of schedule. That coordinated effort will continue in 417F Phase 2.

This Amendment No. 5 for \$7,000,000.00 will bring the total amount of the contract to \$52,604,263.00. The A/E Services fees (Original Contract, Amendment No. 1, Amendment No. 2, Amendment No. 3, Amendment No. 4 and proposed Amendment No. 5) are in support of total program construction costs of \$251,000,000.00.

M/WBE PARTICIPATION:

The Minority/Women Business Enterprise (M/WBE) goal for Amendment No. 5 is twenty-five percent (25%) and will be met by the following certified firms:

Firm	Type of Work		Amount	% of Contract
B&E Reprographics * Bovay Engineers, Inc.* CBM Engineers, Inc.* Chien & Associates, Inc. Convergent Strategies Consulting 4N International, Inc. HVJ Associates Landtech Consultants, Inc. Lentz Group, Inc.	Reprographics Electrical Engineering Structural Engineering MEP Engineering Telecommunications Reproduction & Printing Geotechnical Engineering Surveyors Technical Writing	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$	603,583.33 2,100,000.00 3,310,000.00 3,939,413.55 20,571.00 4,383.44 163,190.00 147,445.00 4,003.08	1.15 % 3.99 % 6.29 % 7.49 % 0.04 % 0.01 % 0.31 % 0.28 % 0.01 %

Date January 3, 2008	SUBJECT: Amendment No. 5 to the Contract for Professional Architectural/ Engineering Services with Lockwood, Andrews and Newnam, Inc. (LAN) for William P. Hobby Airport Terminal Improvements; Project No. 417E; WBS # A-000141-0003-3-03-17; Contract No. 4600004558.	Originator's Initials FC	Page 3 of 3	
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Firm	Type of Work		Amount	% of Contract
Nathelyne Kennedy & Associates *	Civil/Structural Engineering		\$ 2,631,702.50	5.00 %
P&S Associates, Inc.	MEP Engineering		\$ 15,500.00	0.03 %
R & T Architects	Architecture		\$ 26,906.25	0.05 %
Ricondo and Associates	Airside Planning		\$ 358,465.00	<u>0.68 %</u>
		Total	\$ 13,325,163.15	25.33 %

LAN is currently achieving 28.84% M/WBE participation on their 25% goal.

RMV: ERP: FDC: JSK: JDW

Attachments

cc:

Ms. Marty Stein

Mr. Anthony W. Hall, Jr.

Mr. Arturo G. Michel

Ms. Velma Laws

Mr. Richard M. Vacar

Mr. David Arthur

Ms. Ellen Erenbaum

Mr. Eric R. Potts

Mr. John S. Kahl

Mr. Frank D. Crouch

Mr. Adil Godiwalla

Mr. Carlos Ortiz

Ms. Kathy Elek

Mr. Dara N. Umrigar

Ms. Janice D. Woods

Ms. Marlene McClinton

Mr. J. Goodwille Pierre

^{*} Firms performing services for Amendment No. 5

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve Amendment No. 4 to the Professional Consulting Services Contract with Roger H. Bates, a sole proprietor, to provide Traffic and Earnings Report(s) and general financial advisory services for the Houston Airport System (Contract No. 4600000588)		Category #	Page 1 of 2	Agenda Item #
FROM (Department or other point of origin):	Origina	tion Date	Agenda	a Date
Houston Airport System		January 4, 2008		2 3 2008
DIRECTOR'S SIGNATURE: Om Lae	Counci B, E, I	l District affec	cted:	
For additional information contact: David Arthur Phone: 281/233-1388 Ellen Erenbaum 281/233-1981	Date and identification of prior authorizing Council action: Ord. No. 2001-0914, 10/02/2001 Ord. No. 2004-0966, 09/15/2004 Ord. No. 2004-1204, 11/23/2004 Ord. No. 2007-0978, 08/29/2007			
AMOUNT & SOURCE OF FUNDING: \$400,000.00 HAS Revenue Fund (8001)	\$475,00 \$400,00	ppropriations: 00.00 10/2/200 00.00 9/15/200 00.00 8/29/200	01 04	
RECOMMENDATION: (Summary) Approve Amendment No. 4 to the Professional Consulting Ser	rvices contract bet	ween the City	of Housto	n and Roger H

SPECIFIC EXPLANATION:

On October 2, 2001, City Council approved a professional services contract with Roger H. Bates, a sole proprietor, to perform a Traffic and Earnings study in conjunction with the upcoming bond issue and provide general financial advisory services for the Houston Airport System ("HAS") over a three-year period. The general advisory services include developing and updating the financing strategy for the CIP, updates to long-term financial forecasts, assistance in negotiations of airline agreements for Terminal D and the new Central FIS, assistance to HAS staff in preparation of the annual rates and charges and year-end reconciliation. On September 15, 2004, City Council approved an amendment to the contract extending it for an additional 3 years with an additional appropriation of \$400,000. On November 23, 2004, City Council approved an amendment to allow for additional sub-consultants or positions with the approval of the Director of HAS and allows for the \$2,500 payment to a sub-consultant that was not included in the original list. On August 29, 2007, City Council approved Amendment No. 3 to the contract extending the contract for an additional 3 months with an additional appropriation of \$100,000.

Bates, a sole proprietor, to extend the contract to January 31, 2009 and increase the amount by \$400,000.

Amendment No. 4 will extend the contract from January 31, 2008 to January 31, 2009 and increase it by \$400,000 to provide general financial advisory services for on-going projects.

	REQUIRED AUTHORIZATION		NOT
F&A Budget:	Other Authorization:	Other Authorization:	

F&A 011.A REV. 12/94 7530-0100403-00

RCA - ROGER BATES AMENDMENT 4 (2)

Date	Subject: Approve Amendment No. 4 to the Professional Consulting Services Contract with Roger H. Bates, a sole proprietor, to provide Traffic and Earnings Report(s) and general financial advisory services for the Houston Airport System	Originator's	Page
January 4, 2008		Initials	2 of 2

M/WBE PARTICIPATION:

To date, the contractor has achieved 6.1% M/WBE participation on a 10% goal. Since the contract was originally awarded in 2001, HAS has begun using new data collection software (PARSIS and SAP) to gather information that had previously been collected by the M/WBE subcontractor, Mir, Fox and Rodriguez. According to the Affirmative Action Division, Roger Bates has utilized the assigned M/WBE to the fullest extent possible, considering the change in the scope of work, and there is no other subcontracting potential for the proposed one-year extension.

RMV:EE

Attachments

cc: Ms. Marty Stein

Mr. Anthony W. Hall, Jr.

Mr. Arturo G. Michel

Ms. Velma Laws

Mr. Richard M. Vacar

Mr. David Arthur

Ms. Ellen Erenbaum

Ms. Kathy Elek

Mr. J. Goodwille Pierre

Ms. Marlene McClinton

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

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SUBJECT: Additional Appropriation to Profession Contract between the City and Chiang, Patel & Engineering for Water/Wastewater Utility Facilities I W.B.S. No. S-000019-0039-3/R-000019-0039-3.	Yerby, Inc. for On-Call	Page 1 of <u>2</u>	Agenda Item #
From: (Department or other point of origin):	Origination Date		Agenda Date
Department of Public Works and Engineering	1-10-08	3	JAN 2 3 2008
Director's Signature:	Council District affec	ted:	
Director's Signature: Dhily Shift 1208 Michael S. Marcotte, P.E., DEE	IMR All		
For additional information contact:	Date and identification action:	n of prio	r authorizing Council
Reid K. Mrsny, P.E. Senior Assistant Director (713) 837-7442	Ordinance No.: Dated:		007-216 2/14/2007

Recommendation: (Summary)

Appropriate additional Funds.

Amount and Source of Funding:

\$440,000.00 from the Water and Sewer System Consolidation Construction Fund No. 8500. Original appropriation of \$350,000.00 from Water and Sewer Consolidation Construction Fund No. 8500.

<u>PROJECT NOTICE/JUSTIFICATION:</u> This project is part of the City's program to provide engineering services for the existing water and wastewater utility facilities citywide. This project will provide Professional Engineering Services on a Work Order basis for improvements at various utility facilities.

<u>DESCRIPTION/SCOPE:</u> Under the scope of the Contract, the Consultant will provide on-call engineering services to deal with specific problems or unit operations. Work orders will be issued as needed and may include 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 material 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 items.

LOCATION: The project area is located throughout the City.

<u>PREVIOUS HISTORY AND SCOPE:</u> The original Contract was approved by City Council on February 14, 2007 under Ordinance No. 2007-216. The Scope of Services under original contract consisted of performing engineering professional services on an as-needed basis. Work Orders are initiated to correct specific problems at any given utility facility as needed to address production, safety or regulatory compliance issues.

REQUIRED AUTHORIZATION	CUIC ID #20IMR53	MOT
F&A Budget:	Other Authorization:	Other Authorization:
Aulse	- If /2ylor	Daniel W. Krueger, P.E., Deputy Director
REV 11/06	Jeff Taylor, Deputy Director Public Utilities Division	Daniel W. Krueger, P.E., Deputy Director Engineering and Construction Division

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and Chiang, Patel & Yerby, Inc. for On-Call Engineering for Water/Wastewater Utility Facilities Improvements. W.B.S. No. S-000019-0039-3/R-000019-0039-3.

Originator's Initials Page 2 of 2

IMR

SCOPE OF THIS SUPPLEMENT AND FEE: The consultant has completed two work orders to date and has five additional work orders to be assigned which will require fees in approximately the amount of the original appropriation. This supplement will provide continued design and technical support services for future work orders through 2008. An amount of \$400,000.00 is budgeted for Basic and Additional Services to be paid as a lump sum or on a reimbursable basis. The Additional Services are currently anticipated to include surveying, geotechnical investigations, reproduction and other services.

The requested additional appropriation is \$440,000.00 to be appropriated as follows: \$400,000.00 for Contract Services and \$40,000.00 for Project Management.

<u>M/WBE INFORMATION:</u> The M/WBE goal established for these projects is 14% due to the uncertainty related to scope of work and services required. The original Contract amount of \$315,000.00 was approved by Ordinance No. 2007-216. The consultant has been paid \$64,615.36 (20.51%) to date. Of this amount \$789.37 (1.22%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$715,000.00. The consultant has proposed the following firms to achieve this goal:

Name of Firms	Work Description	<u>Amount</u>	% of Total Contract
Prior MWBE 1. Trans-Action Express 2. B & E Reprographics, Inc. 3. Kalluri Group, Inc. 4. Rahaman and Associates, Inc.,	Courier Services Reproduction Services Engineering Services	\$ 789.37 \$ 6,500.00 \$15,600.00 \$53,000.00	0.11% 0.91% 2.18% 7.41%
DBA Western Group Consultants	Surveying	\$25,000.00	<u>3.50%</u>
	TOTAL	\$100,889.37	14.11%

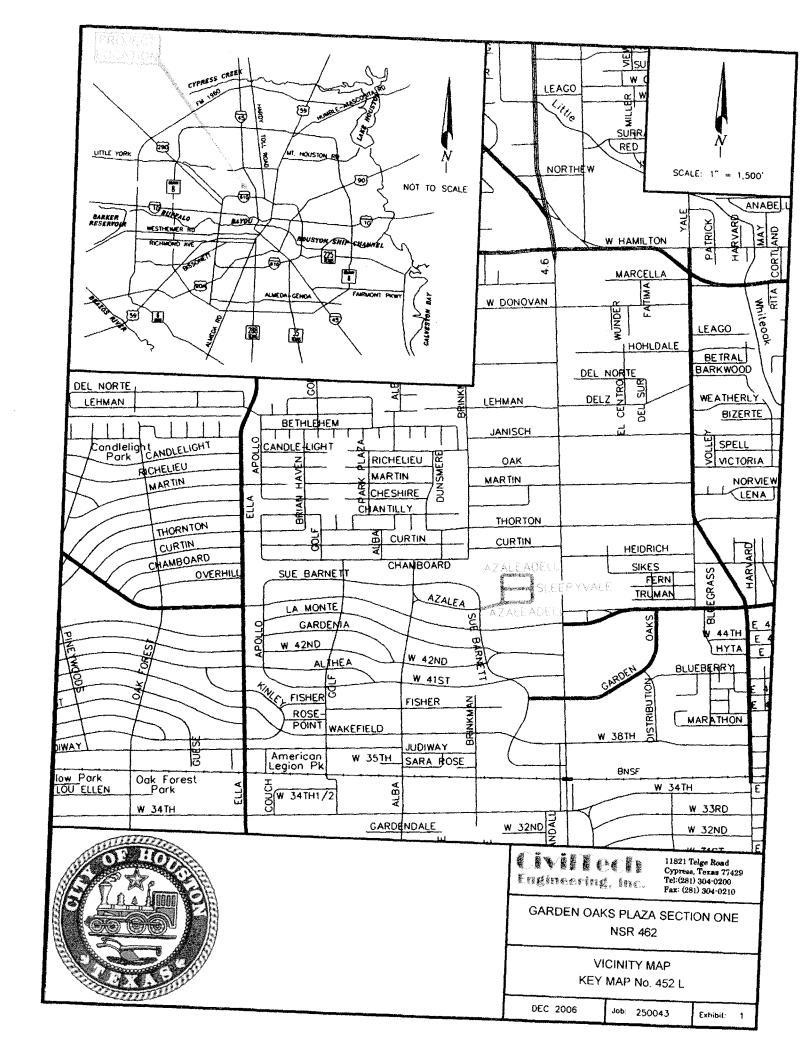
MSM:DWK:RKM:EN:IMR:pa

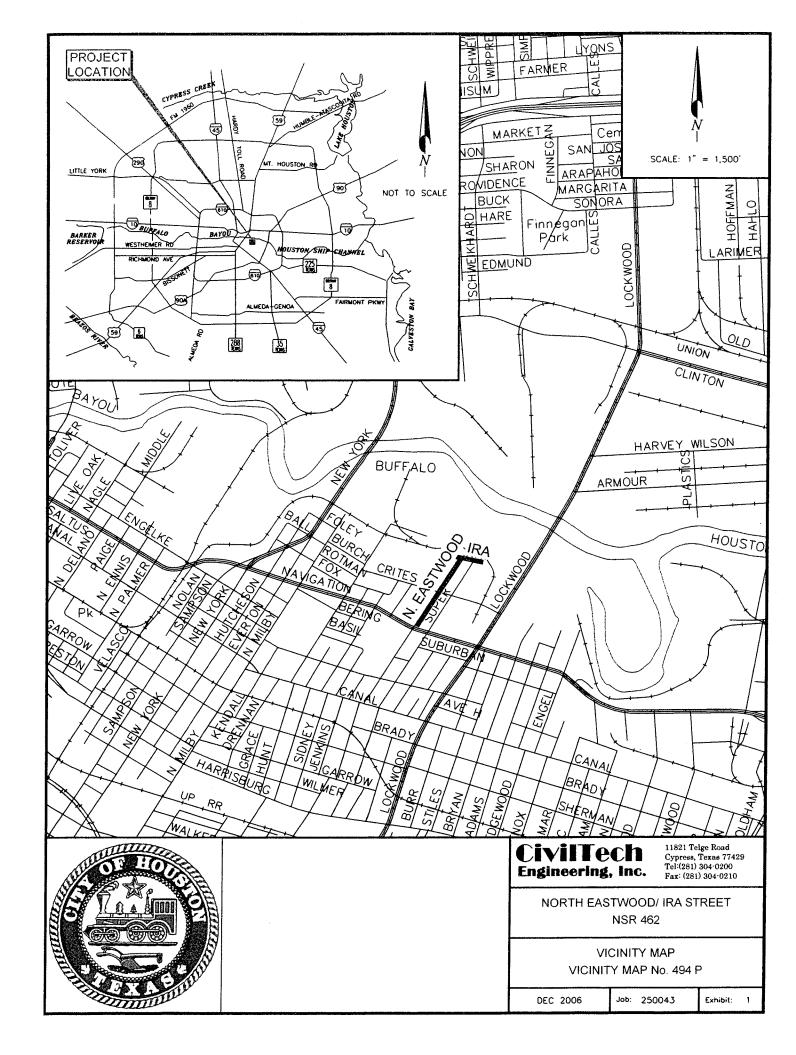
c: Marty Stein Susan Bandy Jeff Taylor Velma Laws Craig Foster

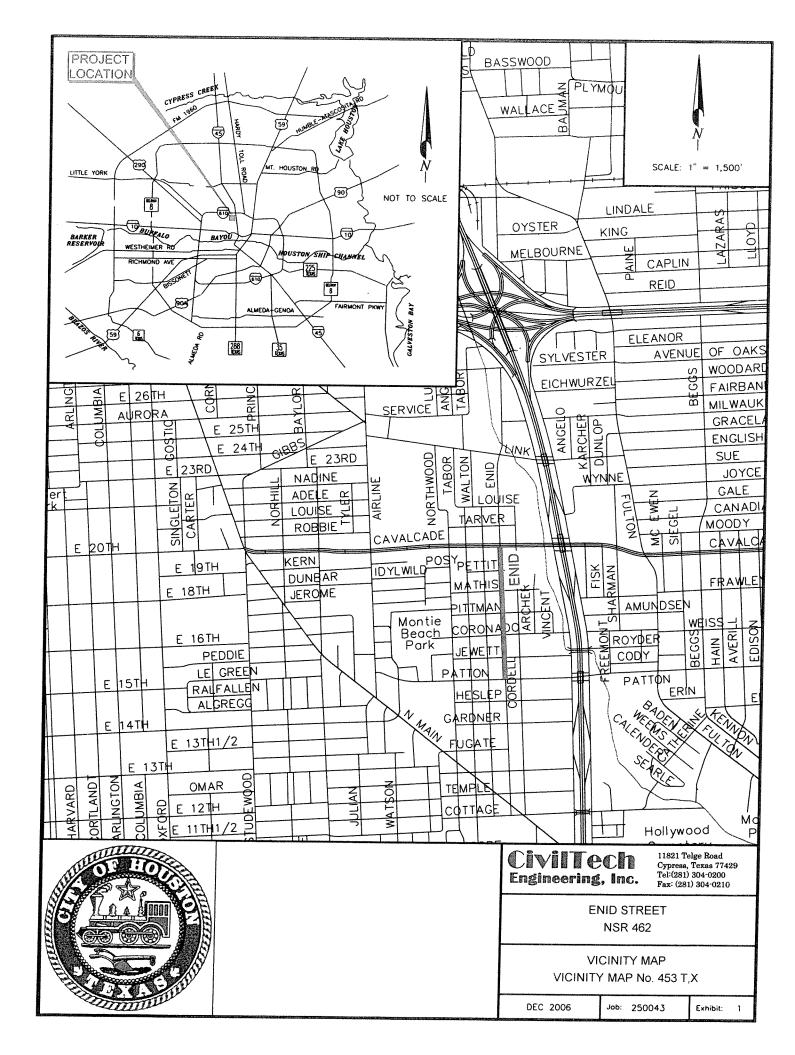
File R-000019-0039-3 (1.2)

REQUEST FOR COUNCIL ACTION

et						
SUBJECT: Professional the City of Houston and Reconstruction Projects, N	Infrastructure Associate	es, Inc. for Va	rious Neighborhood Stree		Page 1 of 1	Agenda Item # 24
FROM (Department or other point of origin): Origination Date		I	Agenda Date			
Department of Public Works and Engineering		1-17-08	08 JAN 2 3 2008			
PIRECTOR'S SIGNATU Description of the Michael S. Marcotte, P.E.,	ECTOR'S SIGNATURE: Council District affected City and S. Marcotte, P.E., DEE, Director		d: wide C	/ 1 /		
For additional information contact: Date and identification of			of pric	f prior authorizing		
J. Timothy Lincoln, P.E. Senior Assistant Director	Phone: (713) 8	837-7074	Council action: N/A			
RECOMMENDATION: Associates, Inc., and appro		onstruction Mar	nagement and Inspection Se	ervices	Contract w	vith Infrastructure
Amount and Source of Construction Fund No. 450	- A V	om the Street	and Bridge Consolidated	F&	A Budget	:
SPECIFIC EXPLANATI	ON:			1_7		
PROJECT NOTICE/JUS to improve the condition of					ogram (CII	P) and is required
DESCRIPION/SCOPE: 7 the Department of Public W						ruction Branch of
LOCATION: The projects	s are located throughout	the City.				
SCOPE OF CONTRACT contract administration, prepresentation, close out doe provide for the limited pre-	ocessing pay estimates cumentation and other ta	, coordinating sks requested b	schedules, evaluating proy the Director. The request	oposals	and cha	nge orders, site
M/WBE PARTICIPATIOn for the project.	N: The Consultant has s	ubmitted the fol	llowing proposed M/WBE p	participa	ation to sat	isfy the 24% goal
Name of Firm 1. Gunda Corporation, Inc. 2. Kit Professionals, Inc.	Inspe		trative Services trative Services		ntage 2% 2%	
JTL:AR:ha cc: Velma Laws	Michael Ho, P.E.	Marty Stein	Susan Bandy V	Vaynett	e Chan	File SB9227
	REQUIRED A	AUTHORIZA	ΓΙΟΝ		CUIC ID #	#20HA08 n
F&A Director:	Other Authorization:		Other Authorization Daniel W. Krueger, Engineering, and Co	: <i>M/,</i> P.E., D	narmy Deputy Dir	ector







IO: Mayor via City Secretary	REQUEST FOR COUNCIL ACTION	
SUBJECT: Professional Engineering Serv Engineering, Inc. for Water L Kashmere Gardens Area: Atherton Area:		Page 1 of <u>2</u> Agenda Item # <u>25</u>
FROM (Department or other point of of Department of Public Works and Engine	12/6/07	Agenda Date JAN § 3 2008
DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., DEE, Director	Council District affecte	ed: B
For additional information contact: Add Many Reid K. Mrsny, P.E. Senior Assistant Director	Date and identification Council action:	of prior authorizing

RECOMMENDATION: (Summary)

Pass an ordinance approving an Engineering Services Contract with Amani Engineering, Inc. and appropriating funds.

Amount and Source of Funding: \$1,154,000.00 Water & Sewer System Consolidated Construction Fund No. 8500.

DESCRIPTION/SCOPE: This project is a part of the City's Neighborhood Water Main Replacement program. This project consists of the design of approximately 59,670 linear feet of 12/8/6/4-inch water line replacement, valves and appurtenances. The project area is divided into two construction award packages.

LOCATION:

1. Water Line Replacement in Kashmere Gardens Area 30,870 linear feet of 12/8/6-inch water line replacement is located in an area that is generally bound as follows:

Project	Bounded By	Key Map Grid	<u>District</u>
Area	Loop 610 N on the north, Collingsworth on the south, Wayne on the east and SH 59 on the west.	454S,T,W & X	В

REQUIRED AUTHORIZATION

CUIC ID #20ASM13

F&A Birector: Budget:

Other Authorization:

Other Authorization:

Jeff Taylor, Deputy Director Public Utilities Division

Daniel W. Krueger, P.E., Deputy Director Engineering & Construction Division

REV. 3/06

Date	SUBJECT: Professional Engineering Services Contract between the City and Amani Engineering, Inc. for Water Line Replacement in: Kashmere Gardens Area: WBS No. S-000035-0101-3 Atherton Area: WBS No. S-000035-0103-3	Originator's Initials	Page _2_ of _2
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2. Water Line Replacement in Atherton Area 28,800 linear feet of 8/6/4-inch water line replacement is located in two areas that is generally bound as follows:

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

SCOPE OF CONTRACT AND FEE: Under the scope of the contract, the consultant will perform Phase I - Preliminary Design, Phase II - Final Design and Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on the cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount or reimbursable basis after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$77,280.00. The total Basic Services appropriation is \$438,870.00.

The contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include Environmental Site Assessment Phase I, TRC Presentation, Environmental Site Assessment Phase II, Surveying, Geotechnical Investigations, Tree Protection Services, Traffic Control Plans, Storm Water Pollution Prevention Plans, Right-of-Way Acquisitions, Hydraulic Engineering Center/Structural Analysis, Reproduction Services, Subsurface Investigations, Public Meetings, Permits, Record Search and Drug Testing. The total Additional Services appropriation is \$609,500.00.

The total cost of this project is \$1,154,000.00 to be appropriated as follows:

<u>Project</u>	Contract Services	Project Management	Cost of Project
Kashmere Gardens	\$535,846.00	\$54,154.00	590,000.00
Atherton Area	<u>\$512,524.00</u>	\$51,476.00	564,000.00
Total	\$1,048,370.00 +	\$105,630.00 = \$1	1,154,000.00

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

	Name of Firms	Work Description	<u>Amount</u>	% of Contract
1.	Ambiee Engineers	Engineering Support	\$83,725.00	7.99 %
2.	Associated Testing	Geotechnical, Subsurface		
	Laboratories, Inc	Investigation & ESA	\$70,000.00	6.68 %
3.	HVJ Associates, Inc.	Geotechnical Services	\$55,000.00	5.25 %
4.	KIT Professionals, Inc.	Engineering Support	\$25,000.00	2.38 %
5.	B & E Reprographics, Inc	Printing and Reproduction	\$10,000.00	0.95 %
6.	Knudson & Associates	Tree Protection Services	\$12,000.00	1.14 %
	£	TOTAL	\$255,725.00	24.39 %

MSW:DWK:RKM:HH:ACM:ASM

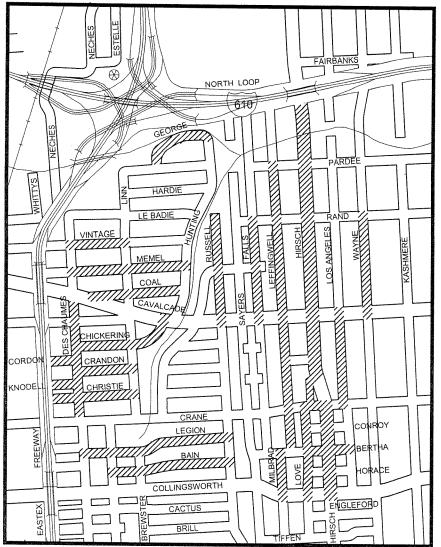
S:\design\A-WS-DIV\WPDATA\ASM\Atherton 103-Amani\RCA Design-Amani R1.DOC

c: Marty Stein

Velma Laws Susan Bandy Craig Foster Michael Ho, P.E.

File: S-000035-0101-3 and S-000035-0103-3 (1,2)

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING ENGINEERING AND CONSTRUCTION DIVISION WATER LINE REPLACEMENT IN KASHMERE GARDENS AREA WBS No. S-000035-0101-3



STREET NAME	FROM	ТО	SIZE (inch)	LENGTH (feet)
Chickering	Des Chaumes	Cavalcade	8	1500
Crandon	Des Chaumes	Linn	6	800
Christie	US-59 Feeder	Linn	6	1100
Cordon	US-59 Feeder	Des Chaumes	6	300
Knodell	US-59 Feeder	Des Chaumes	6	300
Falls	Rand	Cavalcade	8	1300
		8"PVC North of		
Des Chaumes	Cavalcade	Chickering	8	620
Des Chaumes	Chickering	Crane	8	1000
Legion	Des Chaumes	Russell	8	2100
Bain	Brewster	Russell	8	1700
Leffingwell	Bertha	Pardee	8	3900
Love	Collingsworth	Crane	8	1200
Altoona/Hirsch	Collingsworth	Loop 610	12	5400
Los Angeles	Crane	Cavalcade	8	1200
Bertha	Love	Los Angeles	6	600
George	Pardee	Russell	6	900
Milbrad	Collingsworth	Bertha	8	500
Vintage	Des Chaumes	Linn	8	750
Memel	Des Chaumes	W. Hunting	8	1580
Coal	Cavalcade	W. Hunting	8	1370
Russell	Cavalcade	END (north)	8	1470
Wayne	Cavalcade	Rand	8	1280
		.1	TOTAL	30,870

PROJECT AREA MAP

WATER LINE REPLACEMENT IN KASHMERE GARDENS AREA

WBS No. S-000035-0101-3

SCALE : N.T.S

DATE :9/18/07

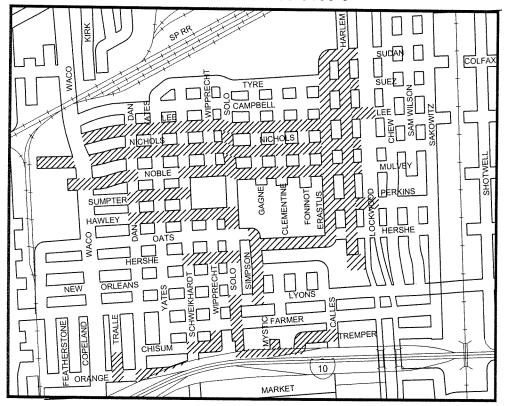
AMANI ENGINEERING, INC.
B313 SOUTHWEST FREWLY SUITE 350 HOUSTON, TX. 77074
for (713) 270–5700 fox (713) 271–3467

Legend:

KEY MAP #454 S,T,W & X
COUNCIL DISTRICT: B
COUNCIL MEMBER: JARVIS JOHNSON

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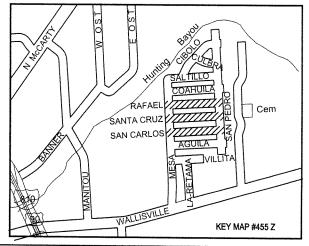
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING ENGINEERING AND CONSTRUCTION DIVISION WATER LINE REPLACEMENT IN ATHERTON AREA WBS No. S-000035-0103-3



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

Legend:

Project Scope



STREET NAME	FROM	то	SIZE (inch)	LENGTH (feet)
Nichols	END	Waco	8	500
Nichols	Waco	Eratus	8	3,500
Lee	Waco	Eratus	8	3,060
Lee	Eratus	Lockwood	8	550
Noble	Waco	Dan	8	800
Noble	Schweikhardt	Solo	8	560
Mulvey	Solo	Eratus	8	1,250
Mulvey	Eratus	Lockwood	8	450
Sumpter	Dan	Schweikhardt	8	600
Hawley	Dan	Solo	8	1,200
Solo	Hawley	Oats	8	250
Hershe	Schweikhardt	Solo	8	550
Tralle	Orange	200' N of Orange	8	200
Orange	Dan	Schweikhardt	8	650
Chisum	Schweikhardt	Wipprecht	6	350
Wipprecht	Chisum	Farmer	6	250
Solo	Farmer	I-10 East	8	580
East	Solo	Tremper	8	750
Tremper	I-10 East	Calles	8	500
Simpson	Farmer	Oats	8	850
Hershe	Simpson	Eratus	8	950
Eratus	Hershe	Sudan	8	2,300
Harlem	Lockwood	Sudan	8	2,700
Sudan	Eratus	Lockwood	8	500
Suez	Eratus	Lockwood	8	500
Lee	Eratus	Lockwood	8	550
Perkins	Eratus	Lockwood	8	550
Rafael	Mesa	San Pedro	8	1,050
Santa Cruz	Mesa	San Pedro	8	1,050
San Carlos	Mesa	San Pedro	8	1,050
Mystic	I-10 East	Dead End	4	200
				28,800

PROJECT AREA MAP

WATER LINE REPLACEMENT IN ATHERTON AREA

WBS No. S-000035-0103-3

SCALE: N.T.S

DATE:9/18/07

AMANI ENGINEERING, INC.

8313 SOUTHWEST FREEWAY SUITE 350 HOUSTON, TX. 77074
Tel (7/13) 270-5700 Fox (7/13) 271-3487

COUNCIL DISTRICT: B
COUNCIL MEMBER: JARVIS JOHNSON

V:\Codd\2008\08002 Atherton\Frontenddocuments\AthertonVicinity.dwg

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

4					
SUBJECT: Contract Award for Sa Sliplining and Pipe B WBS# R-000295-001	ursting Methods		Page 1 of 2	Agenda Item #	
FROM (Department or other poi	nt of origin):	_	tion Date	Agenda Date	
Department of Public Works and E	Engineering	j	10-10-07	JAN 2 3 2008	
DIRECTOR'S SIGNATURE Michael S. Marcotte, P.E., DEE, I		Council All	District affected:		
For additional information conta Yogesh Mehta, P.E. Acting Senior Assistant Director P		Council	d identification of prid action: N/A	or authorizing	
RECOMMENDATION: (Summary	y)				
Accept low bid, award construction	n contract, and appropriate fund	ls.			
Amount and Source of Funding: Construction Fund No. 8500. This Revolving Fund (SRF), Tier III.	project is eligible for low inter-	Sewer Syest fundin	ystem Consolidated g through the State	F&A Budget:	
SPECIFIC EXPLANATION: This renew/replace various deteriorated DESCRIPTION/SCOPE: This project is	neighborhood collection system ect consists of sanitary sewer r	ns on an e	mergency basis through	out the City.	
LOCATION : The project area is ge	enerally bounded by the City Li	mits.			
BIDS: Three (3) bids were received	d on July 19, 2007 for this proje	ect as follo	ows:		
Bidder			Bid Amount		
1. Underground Technologies, Inc. \$3,291,328.00 2. PM Construction & Rehab, L.P. \$3,413,065.30 3. North Houston Pole Line, L.P. \$3,888,652.35					
\boldsymbol{b}					
File/Project No. WW 4257-89	REQUIRED AUT	HORIZA	 ΓΙΟΝ (CUIC# 20RBW182	
F&A Director:	Other Authorization:		Other Authorization: Jeff Taylor, Deputy I Public Utilities Divis	Or- Director	

Date	Subject: Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods	Originator's Initials	Page 2 of 2
	WBS# R-000295-0014-4	405	

AWARD: It is recommended that this construction contract be awarded to Underground Technologies, Inc. with a low bid of \$3,291,328.00, and that Addendum No. 1, dated 07/02/2007 be made part of this contract.

PROJECT COST: The total cost of this project is \$3,560,264.00 to be appropriated as follows:

•	Bid Amount	\$3,291,328.00
•	Contingencies	\$164,566.40
•	Project Management	\$49,369.60
•	Engineering Testing Services	\$55,000.00

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

<u>M/WDBE PARTICIPATION</u>: The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5%, and SBE participation of 3% to satisfy the goal for this project.

MBE - Name of Firms	Work Description	<u>Amount</u>	% of Contract
Petro Amigos Supply, Inc. Callieco Construction, Inc.	Supplier Concrete/ Asphalt Paving TOTAL	\$230,300.00 \$230,300.00 \$460,600.00	7.00% <u>7.00%</u> 14.00%
WBE - Name of Firms	Work Description	Amount	% of Contract
Municipal Marketing Paradigm Outsourcing Services	Supplier Sewer Rehabilitation TOTAL	\$82,300.00 \$82,300.00 \$164,600.00	2.50% 2.50% 5.00%
SBE - Name of Firms	Work Description	Amount	% of Contract
T. Gray Utility & Rehab Co., L.L.C.	Manhole Rehabilitaion TOTAL	\$99,000.00 \$99,000.00	3.01% 3.01%

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

MSM:JT:YM:JGM:FOS:mf

cc: Marty Stein
Jeff Taylor
Susan Bandy, CPA
Velma Laws
Michael Ho, P.E.
File No. WW 4257-89

REQUEST FOR COUNCIL ACTION						
TO: Mayor via City Secretary		Y	RCA#			
	Category #	Page 1 of 1	Agerda Item#			
Ordinances granting Commercial Solid Waste Operator Franchises	<i>^</i> .		21			
Franchises	PAN:NG		320			
FROM: (Department or other point of origin):	Origination Da	fe	Agenda Date			
Judy Gray Johnson, Director	December 20,		"			
Finance and Administration			J AN 1 6 200 8			
	Council District	ts affected:	Jan.			
Michelle Mitchell		ALL	JAN 2 3 2008			
	Date and identi					
` '			526 – June 19, 2002;			
Tina Paez Phone: (713) 837- 9630	Ord. # 2002–11	166-December	18, 2002.			
RECOMMENDATION: (Summary)						
Approve ordinances granting Commercial Solid Waste Operator Fr	ranchises					
Amount of Funding:	di loniscs	E&A Budget:				
REVENUE		(M)	0 1 - 0 - 10			
, and the state of			Mikeley			
SOURCE OF FUNDING: [] General Fund [] Grant Fund	[] Enterpris	se Fund [Other (Specify)			
SPECIFIC EXPLANATION:			······································			
It is recommended that City Council approve two ordinances of Franchises to the following solid waste operators pursuant to Article are:						
 Captain Hook of Houston, LLC Legacee International Environmental Services, Inc. d/b/a Texas 	: Waste Carrie	ers				
The proposed ordinances grant the Franchisees the right to use collecting, hauling or transporting solid or industrial waste from condustrial. In consideration for this grant, each Franchisee agrees equal to 4% of their annual gross revenue, payable quarterly, franchise, the City has the right to inspect, and the company has records during regular business hours. The franchise contains the default and termination, liquidated damages and force majeure expire on December 31, 2013.	mmercial prop s to pay to the To verify Fr nas the duty t e City's standa	perties located e City an anno ranchisee con no maintain, r ard release ar	d within the City of ual Franchise Fee mpliance with the required customer and indemnification,			
DECLINED ALIEUDIZA						
REQUIRED AUTHORIZA	TION					

F&A Director: F&A 011.A Rev. 5/11/98

MOTION NO. 2008 0054

MOTION by Council Member Jones that an item be placed on the Agenda of January 23, 2008, to receive nominations for Positions 6 and 7 of the Land Assemblage Redevelopment Authority for terms to expire two years from appointment date.

Seconded by Council Member Garcia and carried.

Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Khan, Holm, Garcia, Rodriguez, Brown, Lovell, Noriega and Jones voting aye Nays none Council Members Sullivan and Green absent

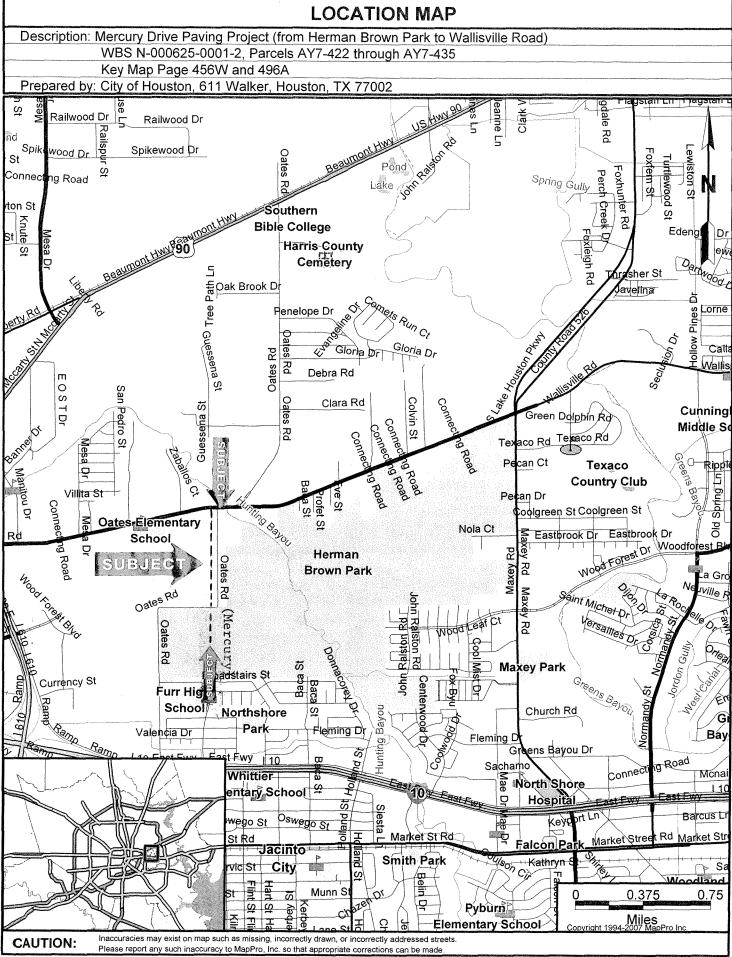
PASSED AND ADOPTED this 16th day of January, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 22, 2008.

City Secretary

To: Mayor via City Secretary	REQUEST FOR CO					
SUBJECT: Recommendation that	an ordinance for the MERCUI	RY Category	Page	Agend	da Item	
DRIVE PAVING PROJECT (from	Herman Brown Park to Wallisvi	lle #7	1 of 1	_ # 1		
Road) be passed approving and auth		by		72	1	
dedication, purchase, or condemnati	on.			JWI	少上	
WBS N-000625-0001-02					<u>zo</u>	
FROM: (Department or other po	nt of origin):	Origination Date	Origination Date Agenda Da		da Date	
		1-10	-08	Juli -	6 2008	
Department of Public Works and	Engineering			JAN 9	9 2000	
DIRECTOR'S SIGNATURE:		Council District	affected:	020	a cong	
1 A CON A			T		Water Tap	
6 Muhils Mitayos						
Michael S. Marcotte, P.E., DEE, Dir				and 496A	•	
For additional information contac		Date and identifi	cation of p	prior authoriz	zing	
Nancy P. Collins Phone: Senior Assistant Director	$(713) 837-0881 \qquad (MPC)$	Council Action:	047 Canta			
	ξ	Ordinance 2005-1		mber 7, 2003		
RECOMMENDATION: (Summa			. 337 117	'II 'B 1\ 1	,	
An ordinance for the MERCURY I				ville Road) be	e passed	
approving and authorizing the acqui	sition of parcels by dedication, pui	chase or condemnation	•			
Amount and No Additional	Funding Dequined (asygned under	Dlonlost	E O A D	dast-		
Source of Funding: Appropriation	Funding Required (covered under Ordinance 2005, 1047, N. 000663		F&A B	uaget:		
	lge Consolidated Construction Ful					
SPECIFIC EXPLANATION:						
The Department of Public Works						
PROJECT (from Herman Brown Pa						
dedication, purchase or condemnat						
concrete roadways with esplanade	divides, curbs, sidewalks, under	ground unities and c	onnection	to U.S. High	iway 90	
necessary to improve mobility.						
This action authorizes payment for the costs of land purchases/condemnations, appraisal fees, title policies/services, recording						
fees in connection with negotiations						
the condemnation of the land and i						
purchase or for any reason for which						
or cause Eminent Domain proceeding	•			-	-	
payment for the Award of Special Commissioners and court costs associated with condemnation proceedings. Payments for purchase considerations or condemnation awards that exceed the spending authority threshold set by State law will be						
submitted to City Council as they are finalized. This will expedite the process of acquiring land in support of the MERCURY						
DRIVE PAVING PROJECT.						
PRN:NPC:eg						
S:/GUAJARDO/Mercury Blanket RCA cc: Marty Stein						
CUIC #20ELG13						
REQUIRED AUTHORIZATION						
F&A Director:	Other Authorization:	Other Authorization:				
		1 141				
		XX	9-			
	ļ	Andrew F. Icken, Depi	uty Directe	or		
		Planning and Develop				

Date: 10/16/2007



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

e 					
SUBJECT: Extend a Developer 4468 W. Airport I, Ltd. for the co lines.			Page Agenda Item #		
FROM (Department or other po	oint of origin):	Origination Date	Agenda Date		
•	.	1-10-08	JAN 1 8 2008		
Department of Public Works and	Engineering		I AND TO		
DIRECTOR'S SIGNATURE	_	Council District aff			
Michael & Marcotto DE DEE			D		
Michael S. Marcotte, P.E., DEE, For additional information contact		Date and identification of prior authorizing			
Jun Chang, P.E. Phone: (713)		Council action: 10/13/04 Ord. No. 2004-1056			
Recommendation: (Summary)		<u></u>			
Approve an extension of a Devel	oper Participation Contract bety	veen the City and 446	8 W. Airport I, Ltd.		
Amount & Source of Funding:	NONE REQUIRED				
participation in the cost of the Council amended Chapter 47 by enter into a cost-sharing agreem the mains necessary to serve the for 70% reimbursement of the concity to reimburse the developer up to a maximum of \$3,000.00 price of a house in Houston). The developer will be reimburse months from the date of the contraction complete the number of house Participation Contracts contain spanily, owner-occupied residence	approving Section 47-164 of the nent under which a developer of development (water and wasternstruction cost and 100% of the 100% of the cost to design and per lot, if the homes qualify as a coordinance further allows the od after 25% of the residences ract to begin construction and the second provisions to ensure the pecific provisions to ensure the second construction and the second construction are second construction.	the Code, providing for single family resident ewater) and dedicates the design cost. The Ordiconstruct storm water affordable housing (solity to pay interest cost have been built. The prize (3) years from the ent. As of February at the projects will fact	or the City and a developer to ences designs and constructs them to the City in exchange rdinance also provides for the er mains and appurtenances, sell for less than the median sts incurred by the developer. developer has eighteen (18) to beginning of construction to 1, 2005, all 70% Developer cilitate development of single-		
On October 13, 2004 Council appletd. to construct water lines, san Section 1. The current Contract changes and the consequent inal 12-month extension to construct 2009.	itary sewer lines and storm sevents is now due to expire on July bility of potential home buyers to	ver lines in a 92-lot su 21, 2008. However, o secure home loans,	ubdivision, Brentwood Village because of financial market the developer is requesting a		
Required Authorization:	CUIC# 20JZ		MOT		
F & A Budget:	Other Authorization:	Other Aut	thorization:		

