

**CITY COUNCIL CHAMBER – CITY HALL 2<sup>nd</sup> FLOOR – TUESDAY  
AUGUST 5, 2008 - 2:00 P.M**

**NON-AGENDA**

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1MIN. 1MIN. 1 MIN.

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2MIN. 2MIN. 2 MIN.

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MR. MICHAEL MITCHELL – 1600 State Street – 77007 – 832-200-3411 – Assist the Officer Foundation

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3MIN 3MIN 3MIN

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MS. BRENDA PARISH – 4307 Brook Head Trail – 77066 – 832-249-9472 – Housing Problems

MS. RHONDA MAJOR – 17049 El Camino Real, Ste. 100 – 77058 – 832-864-1233 – Budge and HPD concerns

MS. VERONICA NEWTON – 12723 Blue Cromis Ln. – 77045 – 8322-788-9170 – HPD Pension

MR. JOE MAPLE – 6228 Hirsch Rd. - 77026 – 713-631-1555 – Fencing

MS. GERRY VANDER-LYN – 4404 Pease – 77023 – 713-923-7478 – Magnolia Glen

MS. LYNDA GREENE – 1418 Preston – 77002 – 713-224-1418 – Magnolia Glen

MR. EUGENE HAMILTON – 1418 Preston, No. 614 – 77002 – 713-471-3573 – Magnolia Glen

MS. TAMARA ECHOLS – 607 Thornton – 77018 – 713-518-9269 – Magnolia Glen

MR. BILL OPPEGARD - 607 Thornton – 77018 – 713-518-9269 – Magnolia Glen

MR. JAMES TISDAL – 1418 Preston, No. 313 – 77002 – 832-285-6854 – Magnolia Glen

MR. JOHN KEATING – 1418 Preston, No. 406 – 77002 – 832-271-6851 – Magnolia Glen

MR. TOM LORD – 2329 Bluebonnet – 77030 – 713-526-9470 – Magnolia Glen

MR. TRENT WINTERS – 7967 W. Airport – 77071 – 832-264-1816 – Immigration – Justice Department

MR. WILLIAM BEAL - 4718 Boicewood – 77016 – 713-633-0126 – I am President George Washington

MR. CARL TERRY – 302 14<sup>TH</sup> North – Texas City - TX – 77590 – 281-827-0754 – To be surprised

MR. BEN CORONADO, JR. – 7919 Masterson – 77029 – 713-674-0414 – Young adults racing in streets and Disorderly conduct

MR. SAMUEL KELLY – 8514 Prairieview – 77088 – 281-995-0241 – My taxes – Law Firm misrepresented me trying to take property

MS. GENEVA CHATMAN – 12243 Westvillage, No. A – 77039 – 281-227-7064 – Townhome Complex Inspections

MR. ROBERT PASQUINN – 5738-C East Hampton – 77039 – 281-987-8989 – Townhome Complex Inspection

MR. GEORGE UBER – 5779-B East Hampton – 77039 – 281-227-8919 – Townhome Complex Inspection

MR. JANETER LEWIS – 10615 Beechnut, No. 1801 – 77072 – 281-530-7607 – Centerpoint Energy turning lights off

MR/COACH R. J. BOBBY TAYLOR - 3107 Sumpter – 77026 – 202-FA3-4511 – Behavior, Coward, Conspiracy Campo Sheet Metal, Workers using People Children

**NON-AGENDA**

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3MIN

3MIN

3MIN

MR. STEVEN WILLIAMS – No address – No phone – Cardinal Dinando Referenced Collier Library murderer of innocents

MR. JOHN JOHNSON – 7102 Windemere St. – 77088 – 832-443-1900 – Complaint against Fire Department

**PREVIOUS**

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1MIN.

1MIN.

1 MIN.

MR. LONN LEE VASQUEZ – 1704 Weber – 77007 – 713-864-5667 – Community and Suicide

1  
AUG - 6 2008

MOTION NO. 2008 0611

MOTION by Council Member Khan that nominations for Positions 9, 10 and 11 of the Houston Archaeological and Historical Commission Board of Directors, for two year terms, be closed.

Seconded by Council Member Green and carried.

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

Council Member Adams absent personal business

PASSED AND ADOPTED this 30th day of July, 2008.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is August 5, 2008.

City Secretary

Council Member Garcia nominated Ms. Sharron Beale Leal for reappointment of Position 9;  
Council Member Khan nominated Dr. Suraiya Saleem for reappointment of Position 10; and  
Council Member Brown nominated Mr. J. D. Bartell for reappointment of Position 11.

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

|  |                   |                       |                                  |
|--|-------------------|-----------------------|----------------------------------|
| <b>SUBJECT:</b> Approval of Harris County Road Improvement District No. 1<br>Capital Improvement Budget. (Key Map No. 616-H) | <b>Category #</b> | <b>Page</b><br>1 of 1 | <b>Agenda Item #</b><br><b>2</b> |
|--|-------------------|-----------------------|----------------------------------|

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| <b>FROM (Department or other point of origin):</b><br>Department of Public Works and Engineering | <b>Origination Date</b><br>7-31-08 | <b>Agenda Date</b><br>AUG 06 2008 |
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| <b>DIRECTOR'S SIGNATURE</b><br><i>Michael S. Marcotte</i><br>Michael S. Marcotte, P.E., DEE, <i>07-28-08</i> | <b>Council District affected:</b><br>"E" |
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| <b>For additional information contact:</b><br><i>JMS</i><br>Jun Chang, P.E.<br>Senior Assistant Director Phone: (713) 837-0433 | <b>Date and identification of prior authorizing Council action:</b><br>2007-881; 08/01/2007 |
|--|---|

**RECOMMENDATION: (Summary)**  
Adopt a motion approving a Harris County Road Improvement District No. 1 Capital Improvement Budget.

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| <b>Amount of Funding:</b><br>NONE REQUIRED |
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**SOURCE OF FUNDING:**     General Fund     Grant Fund     Enterprise Fund  
 Other (Specify)

**SPECIFIC EXPLANATION:**

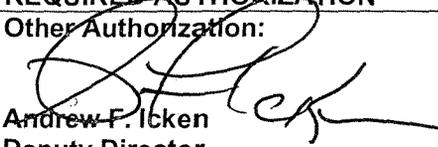
Houston City Council consented to the creation of Harris County Road Improvement District No. 1 (HCRID No. 1) on August 1, 2007 by Ordinance 2007-881. HCRID No. 1 is a special district authorized to finance its operations by issuing bonds or other obligations, payable in whole or in part from ad valorem taxes, assessments, impact fees or other funds of the District to provide improvements and services. HCRID No. 1 overlaps a portion of Clearbrook City Municipal Utility District (Clearbrook), that is in Houston's city limits only for limited purposes, per a Strategic Partnership Agreement between the City and Clearbrook.

As part of Houston's conditions of consent to the creation of HCRID No. 1, the district must obtain approval from City Council for the issuance of bonds for any improvement project either by submitting individual bond issuances or a capital improvement budget for a period of five years setting forth the projects for which it proposes to issue its bonds. HCRID No. 1 is seeking City Council approval of a capital improvements budget for a period of five years (2004-2008) consisting of \$3,272,120 for road improvements and related facilities. Approval will allow HCRID No. 1 to issue bonds to reimburse the developer for the completed and proposed capital improvements specified in the budget.

The Department of Public Works has evaluated the proposed capital improvements budget and recommends City Council approve the attached capital improvement budget.

**Attachments**

cc: Marty Stein    Marlene Gafrick    Jeff Taylor    Mark Loethen  
Waynette Chan    Deborah McAbee    Gary Norman

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| <b>REQUIRED AUTHORIZATION</b><br>20JZC456 | <b>Other Authorization:</b>   |
| Finance Department                        | <br>Andrew F. Icken<br>Deputy Director<br>Planning & Development Services Div. |

*MS*

*JK*

HARRIS COUNTY ROAD IMPROVEMENT DISTRICT NO. 1  
CAPITAL IMPROVEMENTS PLAN FOR ROAD CONSTRUCTION

July 9, 2008

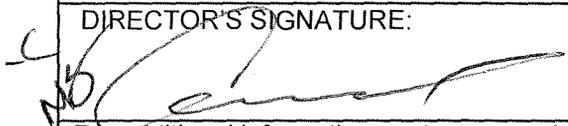
| <b>Subdivision Section</b>         | <b>FISCAL YEAR</b> | <b>Paving Construction</b> | <b>Engineering and Surveying</b> | <b>Total Construction</b> |
|------------------------------------|--------------------|----------------------------|----------------------------------|---------------------------|
| Village of College Place Section 1 | 2004               | \$ 338,700.00              | \$ 43,300.00                     | \$ 382,000.00             |
| Village of College Place Section 2 | 2006               | \$ 507,700.00              | \$ 65,300.00                     | \$ 573,000.00             |
| College Place Section 1            | 2004               | \$ 599,900.00              | \$ 152,600.00                    | \$ 752,500.00             |
| College Place Section 2            | 2005               | \$ 360,300.00              | \$ 39,400.00                     | \$ 399,700.00             |
| College Place Section 3            | 2007               | \$ 235,800.00              | \$ 41,900.00                     | \$ 277,700.00             |
| College Place Section 4            | 2007               | \$ 260,000.00              | \$ 41,600.00                     | \$ 301,600.00             |
| College Place Section 5            | 2007               | \$ 257,000.00              | \$ 41,120.00                     | \$ 298,120.00             |
| College Place Section 6            | 2008               | \$ 250,000.00              | \$ 37,500.00                     | \$ 287,500.00             |

Notes:

1. Engineering and surveying assumed to be 16% where data was not yet available.
2. Fiscal year listed is according to date of construction.
3. Construction costs do not include costs associated with bond issuance, developer interest or project financing.





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| <b>SUBJECT:</b> Settlement of Lawsuit styled <i>Dwayne Jones, Individually and as Father of Logan Jones, Deceased v. City of Houston, Texas</i> ; in the 281 <sup>st</sup> District Court, Harris County, Texas; Cause No. 2004-72870  |  | Category #  | Page 1 of 1                       | Agenda Item #<br><b>3</b> |
| FROM (Department or other point of origin):<br><br>Legal Department  |  | Origination Date<br><b>7-31-08</b>                                      | Agenda Date<br><b>AUG 06 2008</b> |                           |
| DIRECTOR'S SIGNATURE:<br>  |  | Council District affected:<br><br>General                               |                                   |                           |
| For additional information contact: Jaqueline Leguizamon<br>Phone: (832) 393-6473  |  | Date and identification of prior authorizing Council action:<br><br>N/A |                                   |                           |
| <b>RECOMMENDATION: (Summary)</b><br><br><b>Approve the reference settlement</b>  |  |   |                                   |                           |
| Amount of Funding:<br>\$245,000.00   |  | F & A Budget:   |                                   |                           |
| <b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund<br><br><input checked="" type="checkbox"/> Other: Fund 1004    Property and Casualty  |  |   |                                   |                           |
| <b>SPECIFIC EXPLANATION:</b><br><br><b><u>FOR SETTLEMENT PURPOSES ONLY</u></b><br><br>This is a drowning death involving the minor Logan Jones which occurred on June 25, 2004, at the Cimarron Elementary School grounds, Galena Park Independent School District. Five young teenagers were playing around a ditch at the school, after a large rain event which caused general flooding throughout the City of Houston. Logan Jones attempted to jump onto an inner tube next to a large stub out pipe connected to a limited storm sewer system, fell into the water and was sucked into the storm sewer and drowned. The year prior to his death, the City installed a grate on the stub out pipe. Several months before his death, the City was called out to another flood event to remove plastic pipes that had lodged inside the stub out pipe. The grate was not reinstalled at the time.<br><br>Under the Texas Tort Claims Act § 101.021(2) the Plaintiff can recover for personal injury caused by a condition or use of real property if the governmental unit would, were it a private person, be liable to the claimant according to Texas law.<br><br>My recommendation is that we settle the claim involving Sherry Jones, individually and as representative of the Estate of Logan Jones and as assignee of Dwayne Jones as representative and beneficiary of the Estate of Logan Jones and their attorney, Charles M. Noteboom, P.C. for \$245,000.00. |  |   |                                   |                           |
| <b>REQUIRED AUTHORIZATION</b>  |  |   |                                   |                           |
| F&A Director:  |  | Other Authorization:  |                                   | Other Authorization:      |

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

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| <b>SUBJECT:</b> Accept Work<br>3D/International, Inc.<br>New Fire Station 105<br>WBS No. C-000166-0001-4 | <b>Page</b><br>1 of 2 | <b>Agenda Item</b><br><br>4 |
|--|-----------------------|-----------------------------|

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| <b>FROM (Department or other point of origin):</b><br>General Services Department | <b>Origination Date</b><br>07.31.08 | <b>Agenda Date</b><br>AUG 06 2008 |
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| <b>DIRECTOR'S SIGNATURE:</b><br>Issa Z. Dadoush, P. E.  | <b>Council District affected:</b><br>E |  |
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| <b>For additional information contact:</b><br>Jacquelyn L. Nisby  Phone: 832.393.8023 | <b>Date and identification of prior authorizing Council action:</b><br>Ordinance No. 2006-0944; Dated 09-13-06 |  |
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**RECOMMENDATION:** Pass a motion approving the final contract amount of \$2,336,681.44, accept the work, and authorize final payment.

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| <b>Amount and Source of Funding:</b> No Additional Funding Required   | <b>Finance Budget:</b> |
| <b>Previous Funding:</b><br>\$2,416,000.00 Fire Consolidated Construction Fund (4500)<br>\$ 200,000.00 Emergency Alerting System Fund 4017<br><b>\$2,616,000.00 Total Appropriation</b> |                        |

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$2,336,681.44 or .18% under the original contract amount, accept the work and authorize final payment to 3D/International, Inc. for the construction of Fire Station 105 for the Houston Fire Department.

**PROJECT LOCATION:** 14014 W. Lake Houston Pkwy (417L)

**PROJECT DESCRIPTION:** The project constructed a new 6,750 square foot Fire Station No. 105, which included living accommodations for nine firefighters, a two bay apparatus room, EMT areas, kitchen and lounge, locker rooms, and related parking.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within the contract time, plus an additional 51 days approved by Change Orders. The final cost of the project including Change Orders is \$2,336,681.44, a decrease of \$4,261.56 below the original contract amount.

The project design consultant and construction manager was Natex Corporation Architects.

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| <b>REQUIRED AUTHORIZATION</b>   |  | CUIC # 25CONS50    |
| <b>General Services Department:</b><br><br><br>Humberto Bautista<br>Chief of Design & Construction Division |  | <b>Houston Fire Department:</b> <br>Phil Boriskie<br>Chief |

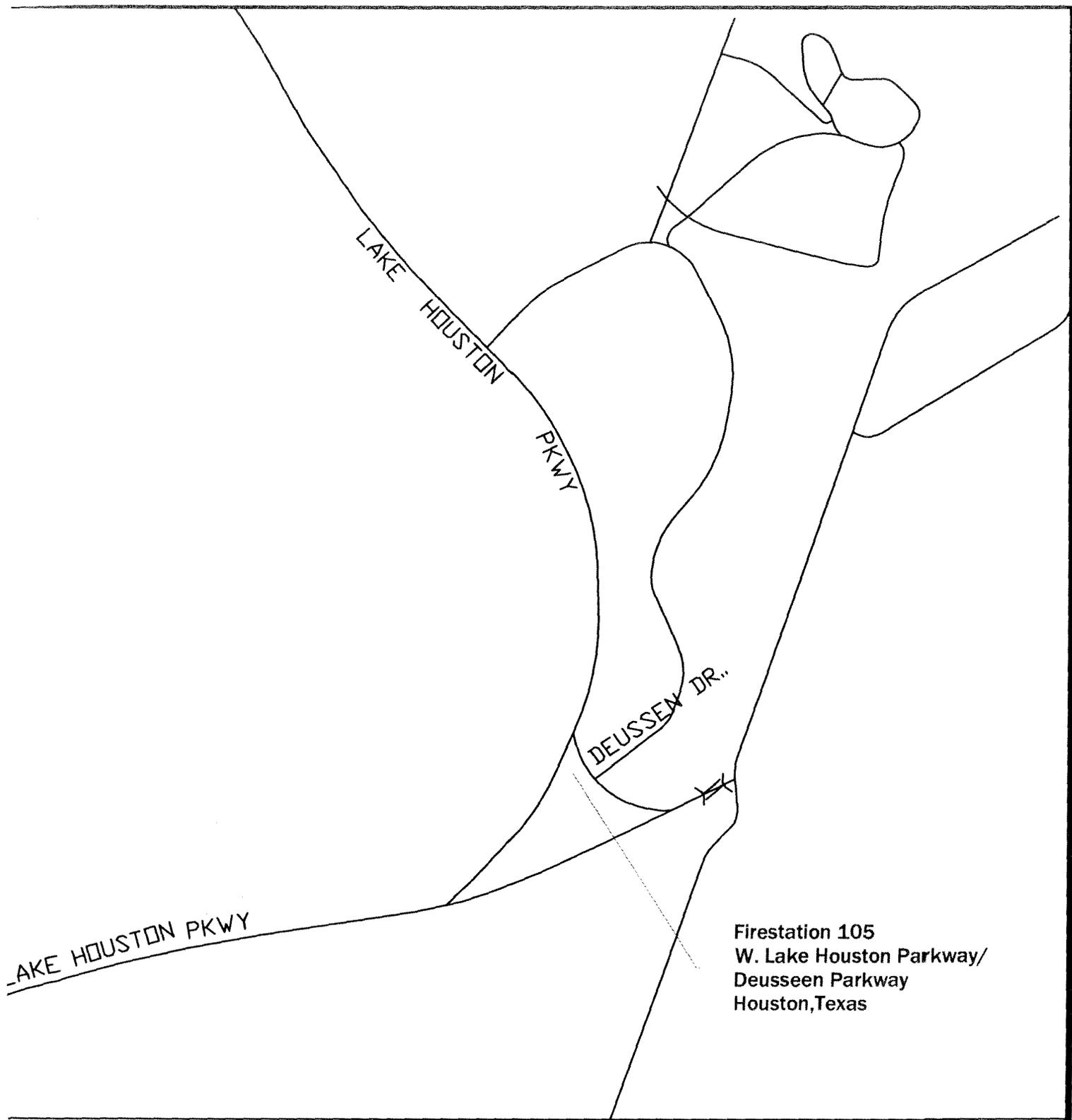
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| <b>Date</b> | <b>Subject:</b> Accept Work<br>3D/International, Inc.<br>New Fire Station 105<br>WBS No. C-000166-0001-4 | <b>Originator's<br/>Initials</b><br>JW | <b>Page</b><br>2 of 2 |
|-------------|--|--|-----------------------|

**PREVIOUS CHANGE ORDERS:** Change Orders 1-4 provided cost saving modifications to the Pre-Engineered Metal Building (PEMB); installed coated chain link fence in lieu of galvanized chain link fence; removed existing trees adjacent to the building; increased fire rating of the PEMB; added flag pole lighting; increased MUD fee allowance; added concrete steps to back entry and mechanical yard; added irrigation system and hydro mulch; additional computer equipment; added fire alarm devices per Code Inspector; replaced traffic signal loop detectors; constructed a dumpster enclosure; supplied lawn maintenance equipment; and modified HVAC system control.

**M/WBE PARTICIPATION:** The M/WBE goal for this contract was 17%. According to the Affirmative Action and Contract Compliance Division, the contractor achieved 4.39% actual participation and was assigned an unsatisfactory rating. The selected M/WBE subcontractor, Arc Light Electric, Inc., was unable to secure a bond and 3D/International, Inc. failed to timely add other M/WBE subcontractors, as described in the attached correspondence from Affirmative Action. The Council Committee on Minority/Women Business Enterprise and Small Contractor Development and Contract Compliance discussed this matter on July 28, 2008, but no action was taken because a quorum was not present.

IZD:HB:MCP:JLN:JW:ks

c: Marty Stein, Jacquelyn L. Nisby, Webb Mitchell, Jack Williams, Velma Laws, Joseph Kurian, Kim Ngyuen, File



Firestation 105  
W. Lake Houston Parkway/  
Deussen Parkway  
Houston, Texas

**Firestation 105**  
**14014 W. Lake Houston Pkwy**  
**Houston, Texas 77044**

## Summary of MWDBE Activities

Project Description/#: New Fire Station #105. C-000166-0001-4. #4600006747

Prime Contractor: 3D/International, Inc.

MWDBE Goal at award of contract: **17%**

Amount of Contract: **\$2,340,943.00**

Change Orders: **\$(4,293.56)**

Final Contract Amount : **\$2,336,679.44**

Amount of MWDBE goal with change order:

**\$397,235.50**

MWDBE actual participation: **4.39%**

### Original MWDBEs listed on RCA & Letter of Intent

### MWDBEs Used:

### List of original MWDBE, that were not used:

Arc Light Electric, Inc.

Action Gypsum Supply, L. P.

Arc Light Electric, Inc.

Kay Davis & Associates

McHenry Mechanical & Energy Management, Inc.

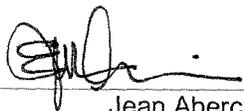
**If goal was not achieved, list the amount and percentage of shortage. Briefly state the reason given by prime why goal was not achieved and why the original MWDBEs listed in the RCA were not used:**

Arc Light Electric was unable to become bonded as required by 3D/International, Inc. at the beginning of the project. 3D/International was very slow in adding COH certified MWDBE firms. They added Action Gypsum Supply, McHenry Mechanical, Inc. and Kay Davis & Associates, Inc. on December 13, 2007 and Environmental Allies on December 28, 2007 in an attempt to increase their participation.

**Briefly state reason given by MWDBE why they were not used or not used to the full amount originally projected:**

Arc Light Electric was unable to be used on this project because they could not comply with the bonding clause of the subcontractor agreement.

Approved by:



Jean Abercrombie  
Contract Compliance Officer



Joseph Kurian, Division Manager  
Contract Compliance Section

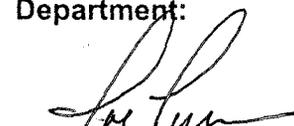
June 9, 2008  
Date

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| <b>SUBJECT:</b> Accept Work<br>PlayPower LT Farmington, Inc.<br>Brookline Park<br>WBS No. F-000610-0001-4   |   | <b>Page</b><br>1 of 1             | <b>Agenda</b><br>Item <b>5</b> |
| <b>FROM (Department or other point of origin):</b><br>General Services Department   | <b>Origination Date</b><br>7.30.08  | <b>Agenda Date</b><br>AUG 06 2008 |                                |
| <b>DIRECTOR'S SIGNATURE:</b><br>Issa Z. Dadoush, P.E.    | <b>Council District(s) affected:</b><br>1   |                                   |                                |
| <b>For additional information contact:</b><br>Jacquelyn L. Nisby Phone: 832.393.8023  | <b>Date and identification of prior authorizing Council action:</b><br>Ordinance No. 2007-485; dated 04/18/2007 |                                   |                                |
| <b>RECOMMENDATION:</b> Pass a motion approving the final contract amount of \$104,710.00, accept the work, and authorize final payment.   |   |                                   |                                |
| <b>Amount and Source of Funding:</b> No Additional Funding Required<br><b>Previous Funding:</b><br>\$113,445.50 Federal Government – Grant Funded (5000) CDBG   |   | <b>Finance Budget:</b>            |                                |
| <b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council approve the final contract amount of \$104,710.00, accept the work and authorize final payment to PlayPower LT Farmington, Inc. for construction services in connection with Brookline Park for the Parks and Recreation Department.  |   |                                   |                                |
| <b>PROJECT LOCATION:</b> 3300 Real (Key Map 534L)   |   |                                   |                                |
| <b>PROJECT DESCRIPTION:</b> The scope of work consisted of removal of the existing swing set and playground surfacing and the installation of a new playground. The new playground includes an accessible sidewalk leading to a concrete bordered play area, safety surface and benches. The playground equipment includes new slides, climbing structure, spring riders, a swing set, and three new benches in the play area. Sod was planted in the disturbed construction areas. |   |                                   |                                |
| Clark Condon Associates, Inc. was the design consultant for this project.   |   |                                   |                                |
| <b>CONTRACT COMPLETION AND COST:</b> The contractor completed the project within the contract time, plus an additional 159 days approved by Change Order. The project was completed within the original contract amount of \$104,710.00.  |   |                                   |                                |
| <b>PREVIOUS CHANGE ORDER:</b> Change Order 1 added non-compensable time to the project.   |   |                                   |                                |
| IZD:JLN:PJG:LV:CFP:de   |   |                                   |                                |
| c: Marty Stein, Mark Ross, Jacquelyn L. Nisby, Dan Pederson, Laura Ortiz, Gayve Anklesaria, Webb Mitchell, Project File # 1108  |   |                                   |                                |

## REQUIRED AUTHORIZATION

CUIC ID # 25PARD35

General Services Department:

Housing and Community  
Development Department:Parks and Recreation  
Department:Humberto Bautista  
Chief of Design & Construction DivisionRichard Celli  
DirectorJoe Turner  
Director



BROOKLINE PARK  
 3300 REAL  
 HOUSTON, TX

COUNCIL DISTRICTS "I"

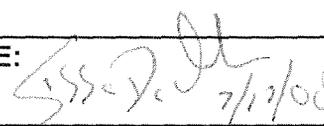
KEY MAP NO. 534L

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

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| <b>SUBJECT:</b> Accept Work<br>F.W. Walton, Inc<br>Roof Replacement at Gershan & Fleet Administration Buildings<br>WBS No. G-000066-0010-4 | <b>Page</b><br>1 of 1 | <b>Agenda Item</b><br><br>6 |
|--|-----------------------|-----------------------------|

|   |                                     |                                   |
|---|-------------------------------------|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>General Services Department | <b>Origination Date</b><br>07.29.08 | <b>Agenda Date</b><br>AUG 06 2008 |
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| <b>DIRECTOR'S SIGNATURE:</b><br>Issa Z. Dadoush, P. E.  7/12/08 | <b>Council District affected:</b><br>H |
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| <b>For additional information contact:</b><br>Jacquelyn L. Nisby  Phone: 832-393-8023 | <b>Date and identification of prior authorizing Council action:</b><br>Ordinance No. 2007-0825, Dated July 11, 2007 |
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**RECOMMENDATION:** Pass a motion approving the final contract amount of \$443,389.00, accept the work, and authorize final payment.

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| <b>Amount and Source of Funding:</b> No Additional Funding Required                    | <b>Finance Budget:</b> |
| <b>Previous Funding:</b><br>\$452,683.35- Police Consolidated Construction Fund (4504) |                        |

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$443,389.00 or 2.84% over the original contract amount, accept the work and authorize final payment to F.W. Walton, Inc. for roof replacement services for the Houston Police Department.

**PROJECT LOCATIONS:** Gershan Building 33 Artesian (493L)  
Fleet Administration Building 52 Riesner (493L)

**PROJECT DESCRIPTION:** This project removed existing built-up roofs on the Gershan and Fleet Administration Buildings and replaced with upgraded efficient roofing systems. The existing roofs were approximately 25 years old and had outlived their useful life.

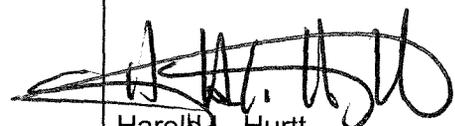
**CONTRACT COMPLETION AND COST:** The contractor completed the project within the contract time, plus an additional 139 days approved by Change Orders. The final cost of the project including Change Orders is \$443,389.00, an increase of \$12,262.00 over the original contract amount.

The project design consultant and construction manager was Price Consulting, Inc.

**PREVIOUS CHANGE ORDERS:** Change Orders 1-5 added non-compensable time to the contract, installed new duct work to roof mounted A/C unit, replaced deteriorated metal decking material at the Fleet Administration Building, and replaced exhaust fan.

IZD:HB:JLN:MCP:EWR:ps

c: Marty Stein, Webb Mitchell, Jacquelyn L. Nisby, Velma Laws, Kim Ngyuen, Kirk Munden, Stephen Hanner, Joseph Kurian, Project File

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| <b>REQUIRED AUTHORIZATION</b>   |  | CUIC ID# 25CONS52   |
| <b>General Services Department:</b><br><br>Humberto Bautista<br>Chief of Design & Construction Division |  | <b>Houston Police Department:</b><br><br>Harold L. Hurtt<br>Chief of Police |



To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation and Accept Work for Safe Sidewalk Program T7 Project, WBS No. N-00610A-00T7-4. Page 1 of 1 Agenda Item # 7-2A

FROM (Department or other point of origin): Department of Public Works and Engineering Origination Date 7-31-08 Agenda Date AUG 06 2008

DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., DEE for Eir Darga 07-28-08 Council District affected: C RSM

For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director Phone: (713) 837-7074 Date and identification of prior authorizing Council action: Ord. #2003-1340 dated 12/23/2003

RECOMMENDATION: (Summary) Approve an ordinance appropriating \$18,396.02, adopt a motion approving the final Contract Amount of \$354,282.62 which is 10.75% over the original Contract Amount, accept the Work and authorize final payment.

Amount and Source of Funding: Additional appropriation of \$18,396.02 from Street and Bridge Consolidated Construction Fund No. 4506. Total Original appropriation of \$396,500.00 from Street and Bridge Consolidated Construction Fund No.437. Finance Department

PROJECT NOTICE/JUSTIFICATION: This project was part of Safe Sidewalk Program to address the safety and welfare of pedestrians.

DESCRIPTION/SCOPE: This project consisted of construction and replacement of sidewalks and wheelchair ramps of various widths and lengths. ESOR Consulting Engineers, Inc. designed the project with 210 days allowed for construction. The project was awarded to Cannes Enterprises, Inc. with an original Contract Amount of \$319,892.00.

LOCATION: The project area was in various locations in southwest Houston. The project was located in Key Map Grid 571-A.

CONTRACT COMPLETION AND COST: The Contractor, Cannes Enterprises, Inc. has completed the Work under the subject Contract. The project was completed within the Contract Time. The final cost of the project including overrun and underrun of estimated bid quantities is \$354,282.62, an increase of \$34,390.62 or 10.75% over the original Contract Amount.

During the construction of this project it was determined that the design consultant failed to provide a base bid item for the replacement of concrete curb and gutter. The contractor was required to replace curb and gutter with the installation of wheel-chair ramps. Furthermore, the construction management firm, ATSER, LLP, and the contractor disagreed on the quantities reported in the daily reports. The project was audited by the Construction Branch to determine the actual field quantities.

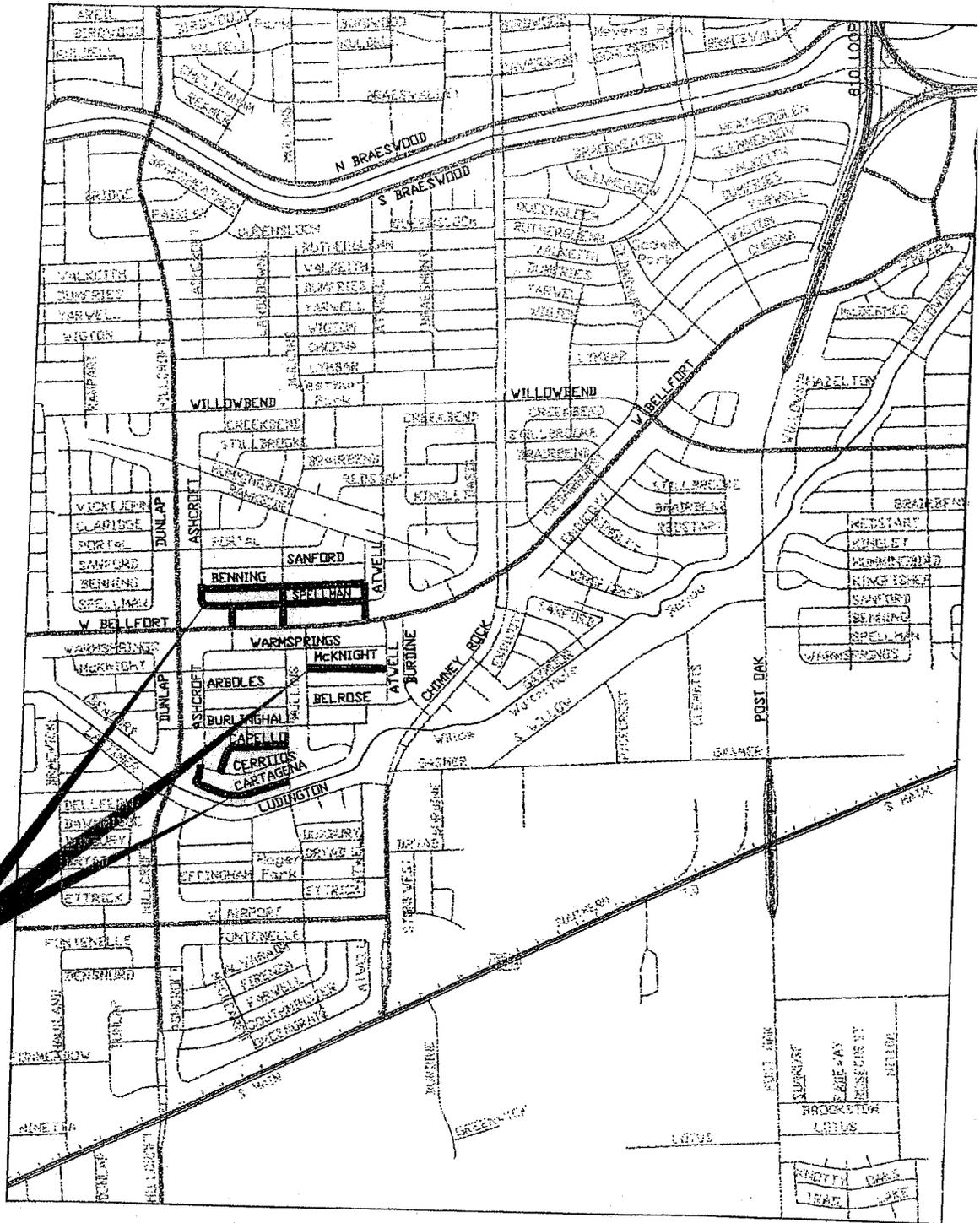
The requested appropriation of \$18,396.02 and the current contingency balance will cover the overrun costs of Bid Items, which were necessary to complete the work.

M/WBE PARTICIPATION: There was no M/WBE goal established for this project.

MSM:JTL:JAK:JM:ha S:\E&C Construction\South Sector\PROJECT FOLDER\N-0610A-T7-3\RCA\Accept Work RCA.doc cc: Michael Ho, P.E. Marty Stein Velma Laws Craig Foster Waynette Chan File No. SB9048-3/21.0

REQUIRED AUTHORIZATION CUIC ID# 20HA27

Finance Department: Other Authorization: Other Authorization: MOT



PROJECT  
LOCATIONS

VICINITY MAP

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

**SUBJECT:** Accept Work for Westway Wastewater Treatment Plant Improvements.  
WBS. No. R-000265-0031-4. Page 1 of 1 **Agenda Item # 8**

**FROM (Department or other point of origin):**  
Department of Public Works and Engineering **Origination Date**  
7-31-08 **Agenda Date**  
AUG 06 2008

**DIRECTOR'S SIGNATURE:**  
*for* *Eric Daga* 0731-08  
Michael S. Marcotte, P.E., DEE, Director **Council Districts affected:**  
A

**For additional information contact:**  
J. Timothy Lincoln, P.E.  
Senior Assistant Director **Date and Identification of prior authorizing Council Action:**  
Ord. #2005-0753 dated 06/15/2005

**RECOMMENDATION: (Summary)** Pass a motion to approve the final Contract Amount of \$563,756.50 which is 2.77% under the original Contract Amount, accept the Work, and authorize final payment.

**Amount and Source of Funding:** No additional funding required.  
Original appropriation of \$658,700.00 from Water and Sewer System Consolidated Construction Fund No. 755. **Finance Department:**

**SPECIFIC EXPLANATION:**

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City's program to renew/replace inefficient components of the existing wastewater treatment plant facilities.

**DESCRIPTION/SCOPE:** This project consisted of various improvements to the Westway wastewater treatment plant. Brown & Gay Engineers, Inc. designed the project with 270 calendar days allowed for construction. The project was awarded to JTR Constructors, Inc. with an original Contract Amount of \$579,836.50.

**LOCATION:** The project area is located at 10273 Genard. The project is located in Key Map Grid 450-A.

**CONTRACT COMPLETION AND COST:** The Contractor, JTR Constructors, Inc. has completed the Work under the subject Contract. The project was completed within the Contract Time with additional 100 days allowed by Change Order Nos. 1, 2, and 3. The final cost of the project, including overrun and underrun of estimated bid quantities, previously approved Change Order Nos. 1, 2, and 3 is \$563,756.50, a decrease of \$16,080.00 or 2.77% under the original Contract Amount.

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

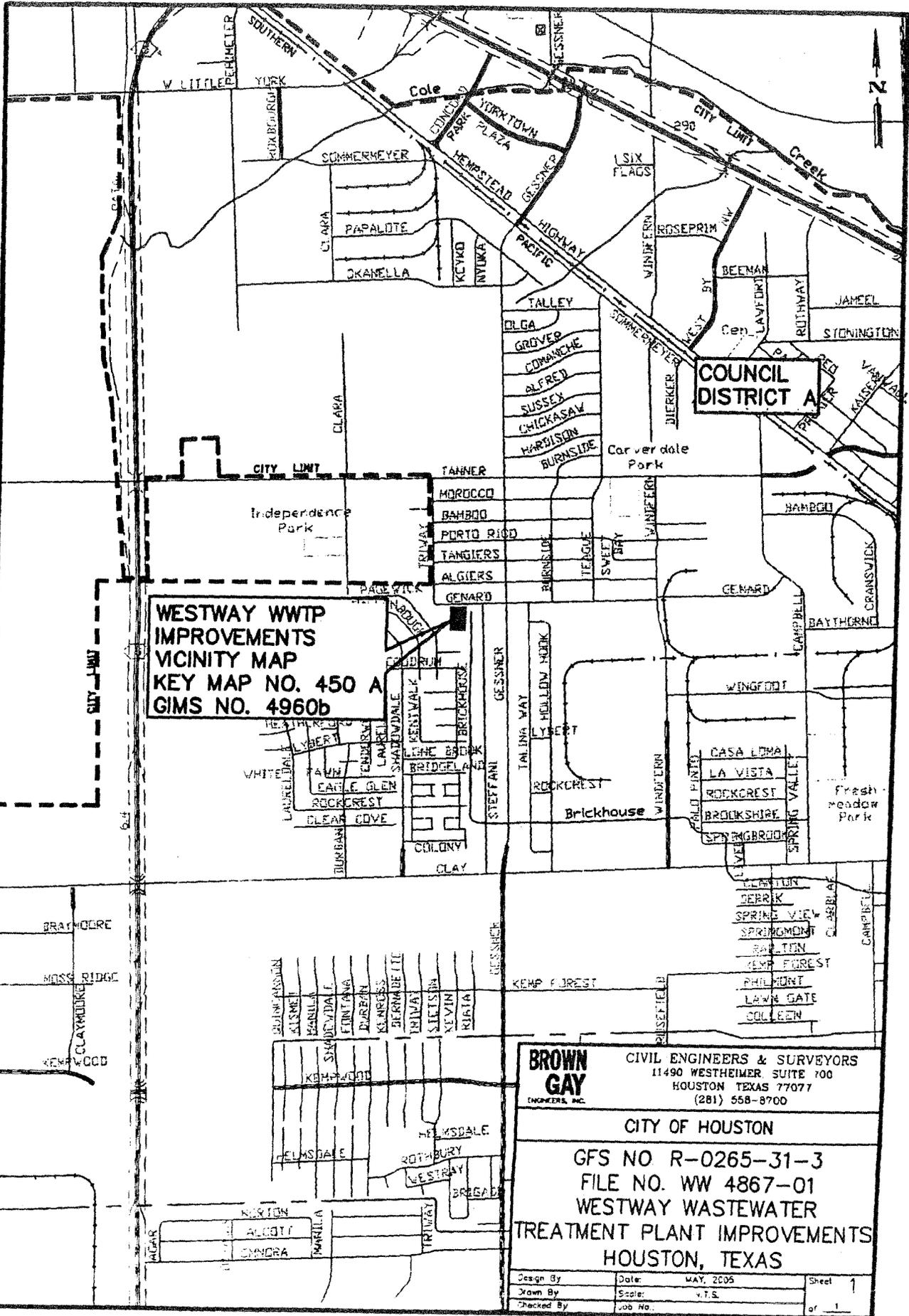
**M/WBE PARTICIPATION:** There was no M/WBE goal set for this project.

*ces*  
MSM:JTL:CWS:RC:mj  
S:\E&C Construction\Facilities\Projects\R-0265-31-3 Westway\Closeout\RCA\RCA\_CL-2.DOC

c: Velma Laws Michael Ho, P.E. File No. R-000265-0031-4 - Closeout

**REQUIRED AUTHORIZATION** **CUIC ID# 20MZQ057**

|                          |  |                             |
|--------------------------|--|-----------------------------|
| <b>F&amp;A Director:</b> | <b>Other Authorization:</b><br><i>Jeff Taylor</i><br>Jeff Taylor, Deputy Director<br>Public Utilities Division | <b>Other Authorization:</b> |
|--------------------------|--|-----------------------------|



**WESTWAY WWP  
IMPROVEMENTS  
VICINITY MAP  
KEY MAP NO. 450 A  
GIMS NO. 4960b**

**COUNCIL  
DISTRICT A**

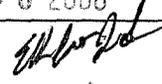
**BROWN  
GAY**  
ENGINEERS, INC.  
CIVIL ENGINEERS & SURVEYORS  
11490 WESTHEIMER SUITE 700  
HOUSTON TEXAS 77077  
(281) 558-8700

**CITY OF HOUSTON**  
GFS NO R-0265-31-3  
FILE NO. WW 4867-01  
WESTWAY WASTEWATER  
TREATMENT PLANT IMPROVEMENTS  
HOUSTON, TEXAS

|            |         |           |       |   |
|------------|---------|-----------|-------|---|
| Design By  | Date    | MAY, 2005 | Sheet | 1 |
| Drawn By   | Scale   | 1" = 100' |       |   |
| Checked By | Job No. |           |       |   |

BROWN GAY ENGINEERS, INC. 11490 WESTHEIMER SUITE 700 HOUSTON, TEXAS 77077  
 DATE: MAY 2005  
 SHEET: 1 OF 1

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

|   |   |   |
|---|---|---|
| <b>SUBJECT:</b> Accept Work for Water Line Replacement in Clinton Park, Settegast, and Sunnyside Areas. WBS No. S-000036-0009-4   | <b>Page</b><br>1 of 1   | <b>Agenda Item#</b><br><br><b>9</b>   |
| <b>FROM (Department or other point of origin):</b><br><br>Department of Public Works and Engineering  | <b>Origination Date</b><br>7-31-08  | <b>Agenda Date</b><br>AUG 06 2008   |
| <b>DIRECTOR'S SIGNATURE:</b><br><br>Michael S. Marcotte, P.E., DEE, Director   | <b>Council Districts affected:</b><br>B, D, & I   | <br>S.A. |
| <b>For additional information contact:</b><br><br>J. Timothy Lincoln, P.E.<br>Senior Assistant Director<br>Phone: (713) 837-7074 | <b>Date and Identification of prior authorizing Council Action:</b><br>Ord. #2007-12 dated 01/03/07 |   |

**RECOMMENDATION: (Summary)** Pass a motion to approve the final Contract Amount of \$1,436,500.02 which is 3.60% under the original Contract Amount, accept the Work, and authorize final payment.

**Amount and Source of Funding:** No additional funding required.  
Original appropriation of 1,709,100.00 from Water and Sewer System Consolidated Construction Fund No. 8500.      **Finance Department:**

**SPECIFIC EXPLANATION:**

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

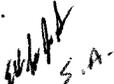
**DESCRIPTION/SCOPE:** This project consisted of construction of 20,366 linear feet of 6-inch, 8-inch and 12-inch diameter waterlines, valves, and appurtenances in Clinton Park, Settegast, and Sunnyside Areas. Chiang, Patel & Yerby, Inc. designed the project with 210 calendar days allowed for construction. The project was awarded to McKinney Construction, Inc. with an original Contract Amount of \$1,490,154.65.

**LOCATION:** These projects are located in the following Key Map grids:

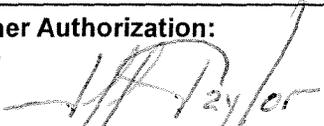
| <u>Project</u>  | <u>Bounded By</u>  | <u>Key Map Grid</u> | <u>Council District</u> |
|-----------------|--|---------------------|-------------------------|
| 1. Clinton Park | Fidelity from Connecticut to Clinton Drive   | 495-Z               | I                       |
| 2. Settegast    | Sunbury on the north, Kenton and Attwater on the south, East Houston on the east, Haight on the west | 455-P & Q           | B                       |
| 3. Sunnyside    | Holmes on the north, Bellfort on the south, Gladstone on the east, Fountain on the west              | 533-T, U & Y        | D                       |

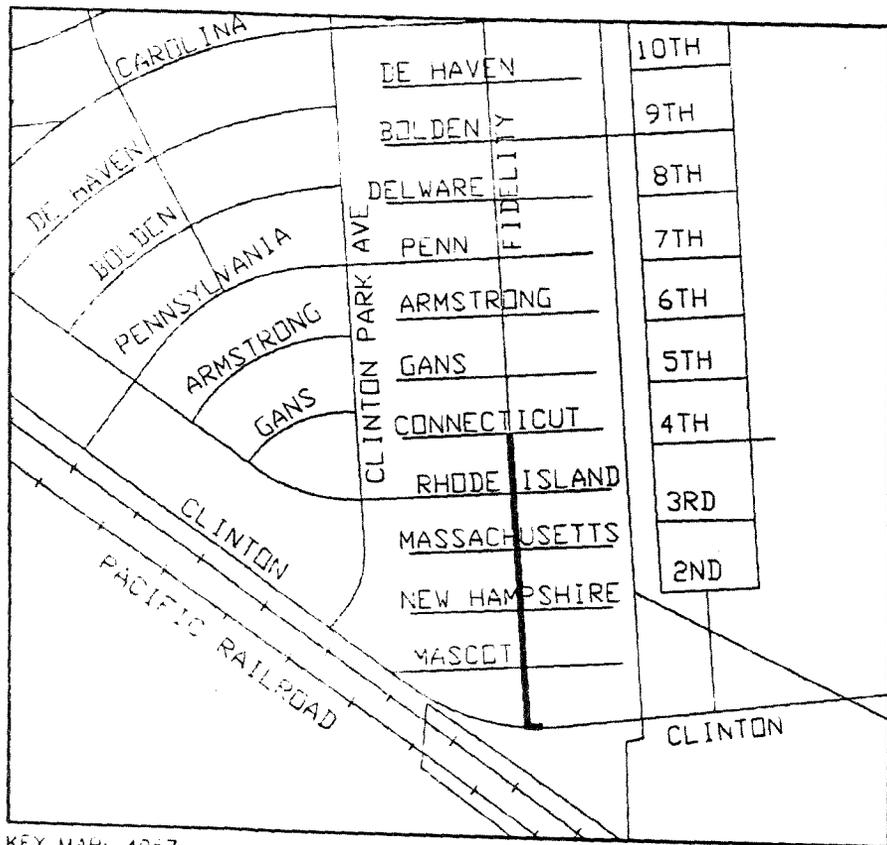
**CONTRACT COMPLETION AND COST:** The Contractor, McKinney Construction, Inc. has completed the work under the subject Contract. The project was completed within the Contract Time with one additional day approved by Change Order No. 1. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order No. 1 is \$1,436,500.02, a decrease of \$53,654.63 or 3.60% under the original Contract Amount.

**M/WBE PARTICIPATION:** The M/WBE goal for this project was 20.00%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 1.10%. The Contractor achieved an "Unsatisfactory" rating for MWDDBE compliance.

  
MSM:JTL:JLS:SA:mq  
S:\E&C Construction\East Sector\PROJECTS\S-000036-0009-4 Clinton Park\Closeout\RCA\rca-rev3.doc

cc: Velma Laws      Craig Foster      Michael Ho, P.E.      File No. S-000036-0009-4 - Closeout

|                               |   |                             |
|-------------------------------|---|-----------------------------|
| <b>REQUIRED AUTHORIZATION</b> |   | <b>CUIC ID# 20MZQ051</b>    |
| <b>F&amp;A Director:</b>      | <b>Other Authorization:</b><br><br>Jeff Taylor, Deputy Director<br>Public Utilities Division | <b>Other Authorization:</b> |



KEY MAP: 495Z  
 GIMS MAP NO. 5657d, 5656b  
 COUNCIL DISTRICT: 1

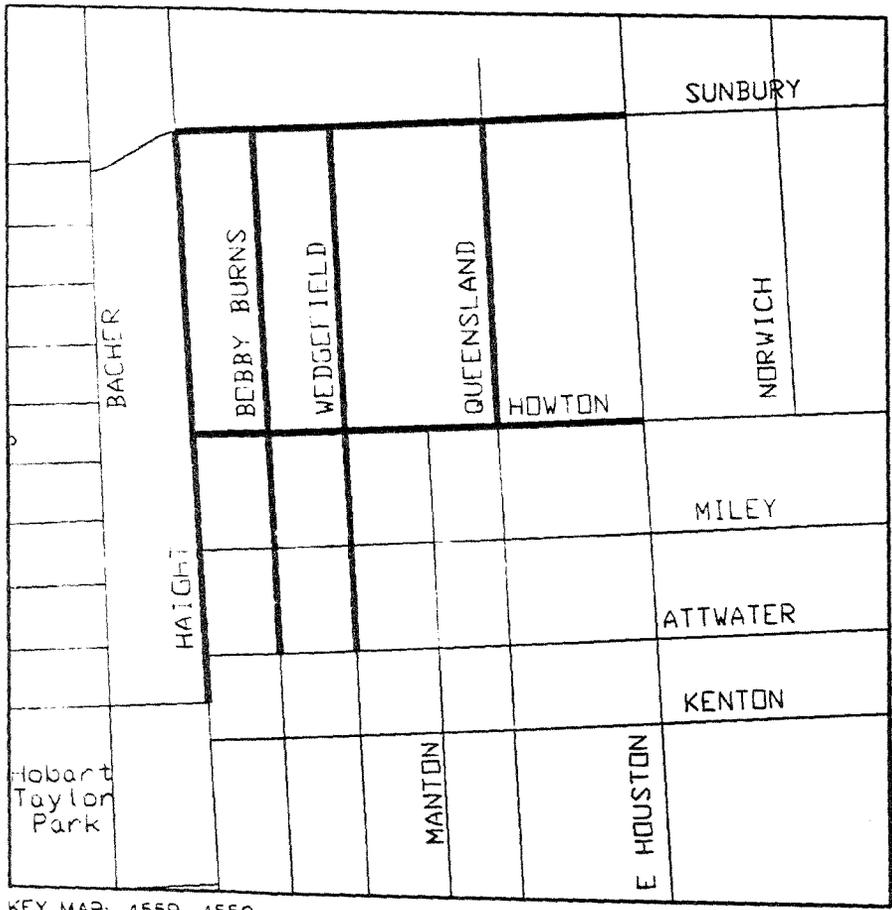
| CLINTON PARK AREA<br>WATER LINE REPLACEMENT |             |         |                              |                |
|---|-------------|---------|------------------------------|----------------|
| STREET                                      | FROM        | TO      | PROPOSED<br>DIAMETER<br>(IN) | LENGTH<br>(FT) |
| FIDELITY                                    | CONNECTICUT | CLINTON | 6.12                         | 1,400          |
|   |             |         | TOTAL LF                     | 1,400          |

**CP&Y** Chiang, Patel & Yerby, Inc.  
 2929 Briar Park Suite 850, Houston, TX, 77042  
 (713)532-1730, Fax (713)532-1734

**CITY OF HOUSTON**  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

CLINTON PARK AREA  
VICINITY MAP

|                         |                |           |
|-------------------------|----------------|-----------|
| CITY OF HOUSTON PM      |                |           |
| WBS NO. S-C00056-C009-4 | SONNY OO, P.E. |           |
| DRAWING SCALE           | DATE           | SHEET NO. |
| NONE                    | SEPT. 2006     | 1 OF 1    |



| SETTEGAST AREA<br>WATER LINE REPLACEMENT |         |            |                              |                |
|--|---------|------------|------------------------------|----------------|
| STREET                                   | FROM    | TO         | PROPOSED<br>DIAMETER<br>(IN) | LENGTH<br>(FT) |
| HAIGHT                                   | SUNBURY | HOWTON     | 8.12                         | 1,395          |
| HAIGHT                                   | HOWTON  | KENTON     | 12                           | 1,155          |
| SUNBURY                                  | HAIGHT  | E. HOUSTON | 6.8                          | 2,055          |
| BOBBY BURNS                              | SUNBURY | HOWTON     | 8                            | 1,320          |
| BOBBY BURNS                              | HOWTON  | ATTWATER   | 8                            | 925            |
| WEDGEFIELD                               | SUNBURY | ATTWATER   | 8                            | 2,250          |
| HOWTON                                   | HAIGHT  | E. HOUSTON | 12                           | 2,030          |
| QUEENSLAND                               | SUNBURY | HOWTON     | 8                            | 1,320          |
| TOTAL LF                                 |         |            |                              | 12,450         |

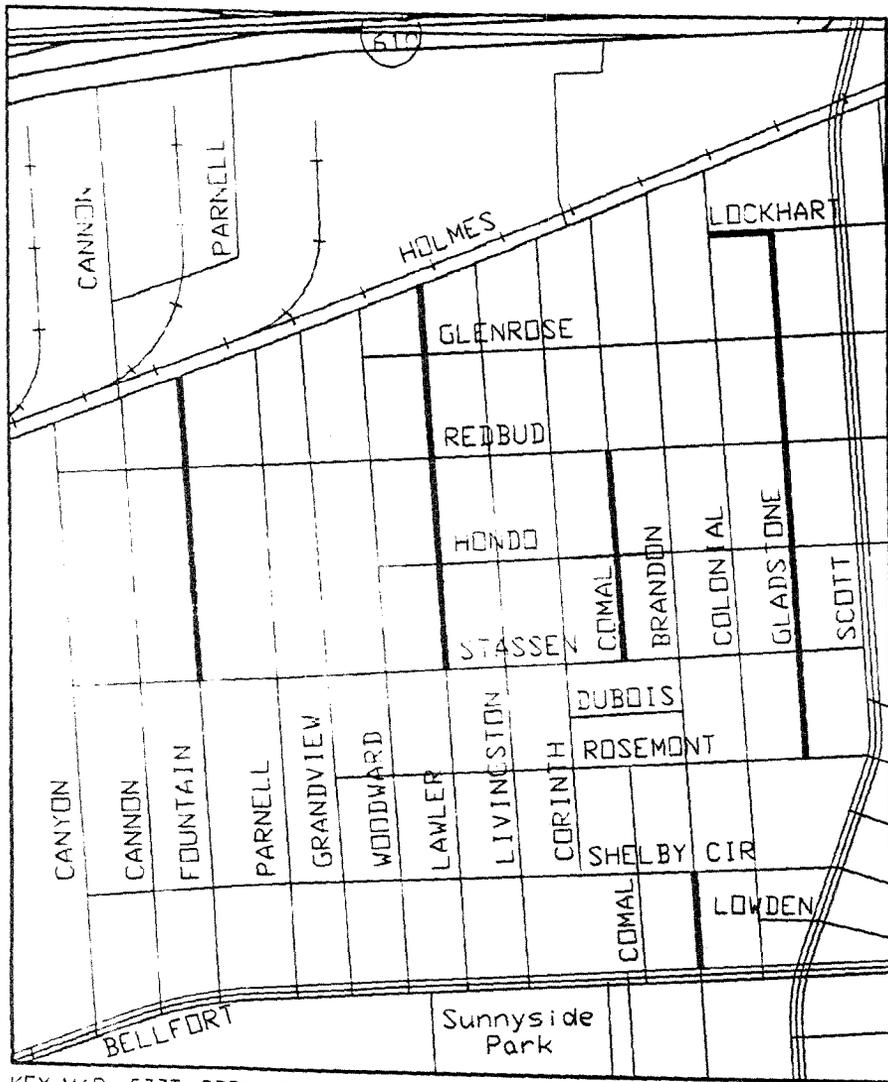
KEY MAP: 455P, 455Q  
 GIMS MAP NO: 5660c, 5659a  
 COUNCIL DISTRICT: B

**CP&Y** Chiang, Patel & Yerby, Inc.  
 2925 Briar Fork Suite 600, Houston, TX, 77042  
 (713)532-1730, Fax (713)532-1734

**CITY OF HOUSTON**  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

SETTEGAST AREA  
 VICINITY MAP

|                        |               |
|------------------------|---------------|
| CITY OF HOUSTON PW     |               |
| WBS NO. S-02036-0209-4 | SOILY D.D. PE |
| DRAWING SCALE          | DATE          |
| NONE                   | SEPT 2008     |
| SHEET NO. 1 OF 1       |               |



KEY MAP: 533T, 533U, 533Y  
 GIMS MAP NO: 5354d, 5454c, 5353b, 5453a  
 COUNCIL DISTRICT: D

| SUNNYSIDE AREA<br>WATER LINE REPLACEMENT |            |           |                              |                |
|--|------------|-----------|------------------------------|----------------|
| STREET                                   | FROM       | TO        | PROPOSED<br>DIAMETER<br>(IN) | LENGTH<br>(FT) |
| FOUNTAIN                                 | HOLMES     | STASSEN   | 8                            | 1,165          |
| LAWLER                                   | HOLMES     | STASSEN   | 8                            | 1,520          |
| COMAL                                    | REDBUD     | STASSEN   | 8                            | 915            |
| BRANDON                                  | SHELBY CIR | BELLFORT  | 8                            | 460            |
| LOCKHART                                 | COLONIAL   | GLADSTONE | 8                            | 280            |
| GLADSTONE                                | LOCKHART   | HONDO     | 8                            | 1,395          |
| GLADSTONE                                | HONDO      | STASSEN   | 8                            | 455            |
| GLADSTONE                                | STASSEN    | ROSEMONT  | 8                            | 420            |
| TOTAL LF                                 |            |           |                              | 6,610          |

**CP&Y** Chiang, Patel & Yerby, Inc.  
 2925 Briar Park Suite 850, Houston, TX, 77042  
 (713)532-1730, Fax (713)532-1734

**CITY OF HOUSTON**  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

SUNNYSIDE AREA  
VICINITY MAP

|                         |                |
|-------------------------|----------------|
| CITY OF HOUSTON, TX     |                |
| WBS NO: S-000096-0009-4 | SCANNY 00, P/E |
| DRAWING SCALE           | DATE           |
| NONE                    | SEPT 2008      |
| SHEET NO                | 1 OF 1         |

## Summary of MWDBE Activities

Project Description/#: WA #10874-02 - WLR in the Clinton Park, Settegast, and Sunnyside Areas. S-0036-09-3. #4600007505

Prime Contractor: McKinney Construction, Inc.

MWDBE Goal at award of contract: 20%

Amount of Contract: **\$1,490,145.56**

Change Orders: **\$53,645.54**

Final Contract Amount : **\$1,436,500.02**

Amount of MWDBE goal with change order:

**\$287,300.00**

MWDBE actual participation: 1.10%

**Original MWDBEs listed on RCA  
& Letter of Intent**

---

Miranda Trucking & Services  
R. J. Best Concrete  
Prime Concrete Company

**MWDBEs Used:**

---

Miranda Trucking & Services  
R. J. Best Concrete

**List of original MWDBE, that  
were not used:**

---

Prime Concrete Company

**If goal was not achieved, list the amount and percentage of shortage. Briefly state the reason given by prime why goal was not achieved and why the original MWDBEs listed in the RCA were not used:**

McKinney Construction, Inc fell short of the 20% goal by 18.9% (\$271,534.92). They did not use Prime Concrete Company at all and did not use R. J. Best Concrete or Miranda Trucking & Services to their fullest extent. In a letter dated October 31, 2007, Sam Baaklini stated that Jeff Lima of Prime Concrete Company was unresponsive to requests by McKinney and that there was very little work for subcontractors. The CCO contacted the COH project manager, Salim Ayud and he stated in an e-mail dated April 17, 2008, that while there was only a small amount of trucking and sidewalk work, this was known from the beginning of the project. The CCO feels that the prime had plenty of time to find other subcontractors.

**Briefly state reason given by MWDBE why they were not used or not used to the full amount originally projected:**

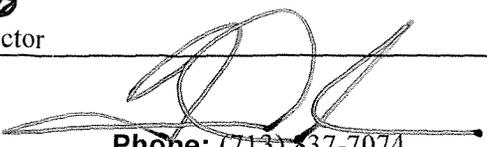
The CCO contacted Jeff Lima of Prime Concrete Company. He stated that Prime Concrete was interested in working on the contract but never heard from McKinney Construction.

**Approved by:**

  
Jean Abercrombie  
Contract Compliance Officer

 4/22/08  
Joseph Kurian, Division Manager  
Contract Compliance Section

Date

|  |  |                                   |
|--|--|-----------------------------------|
| <b>SUBJECT:</b> Accept Work for Replacement of 3 Aerial Crossings, Removal of 2 Aerial Crossings and Replacement of 550 Linear Feet of 24-inch Water Line along Sawyer from Union to Center. WBS. No. S-000901-0002-4            | Page<br>1 of 1   | Agenda Item #<br><br><b>10</b>    |
| <b>FROM (Department or other point of origin):</b><br><br>Department of Public Works and Engineering   | <b>Origination Date</b><br>7-31-08   | <b>Agenda Date</b><br>AUG 06 2008 |
| <b>DIRECTOR'S SIGNATURE:</b><br><br>Michael S. Marcotte, P.E., DEE, Director   | <b>Council Districts affected:</b><br>D, E, & H   |                                   |
| <b>For additional information contact:</b><br><br>J. Timothy Lincoln, P.E.<br>Senior Assistant Director<br><br><br><b>Phone:</b> (713) 637-7074 | <b>Date and Identification of prior authorizing Council Action:</b> <br>Ord. #06-609 dated 06/14/2006 |                                   |
| <b>RECOMMENDATION: (Summary)</b> Pass a motion to approve the final Contract Amount of \$1,993,169.40 which is 2.87% under the original Contract Amount, accept the Work, and authorize final payment.                           |  |                                   |
| <b>Amount and Source of Funding:</b> No additional funding required.<br>Original appropriation of \$2,307,800.00 from Water and Sewer System Consolidated Construction Fund, Fund No. 755.                                       | <b>Finance Department:</b>   |                                   |

**SPECIFIC EXPLANATION:**

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City's Surface Water Transmission Program and is required to rehabilitate large diameter transmission line aerial crossings, construct distribution lines, and remove non-essential aerial crossings. This project will provide redundancy and reliability to maintain supply and system pressure throughout the City.

**DESCRIPTION/SCOPE:** This project consisted of construction of a new 20-inch aerial crossing with truss support structure at Greens Bayou, the removal and replacement of two 42-inch aerial crossings along Federal Road, the removal and disposal of a 24-inch aerial crossing at Brays Bayou, the removal and disposal of a 30-inch aerial crossing at a Harris County flood control ditch, and the replacement of a 24-inch water line along Sawyer from Union to Center. Lockwood, Andrews & Newnam, Inc. designed the project with 365 calendar days allowed for construction. The project was awarded to Troy Construction, LLP with an original Contract Amount of \$2,052,047.50.

**LOCATION:** The project consisted of various aerial crossings located over Greens Bayou at I-10, Hunting Bayou and West Canal at Federal Rd., Brays Bayou near Spur 5 and a Harris County flood control ditch at Highway 59. The 24-inch water line is located along Sawyer from Union to Center. This project is located in the Key Map grids 454-B, 496-Q & U, 534-E, 497-J, and 493-F & K.

**CONTRACT COMPLETION AND COST:** The Contractor, Troy Construction, LLP has completed the Work under the subject contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos. 1 and 2 is \$1,993,169.40, a decrease of \$58,878.10 or 2.87% under the original Contract Amount.

The decrease in cost is primarily due to an underrun in Base Unit Price Item No. 7 – Groundwater Control for Open Cut Construction in PCA, Base Unit Price Item No. 16 – 42-inch Steel Diameter Water Main with Restrained Joints, Base Unit Price Item No. 18 – 24-inch Diameter DIP Water Main with Restrained Joints and Polyethylene Wrap by Open Cut along Sawyer in PCA, and the Work not requiring use of most Extra Unit Price Items.

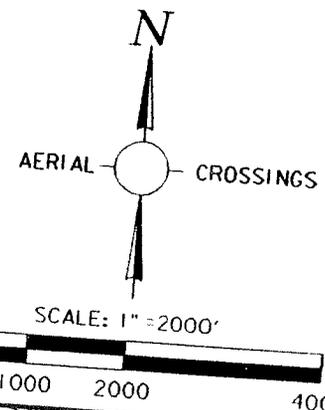
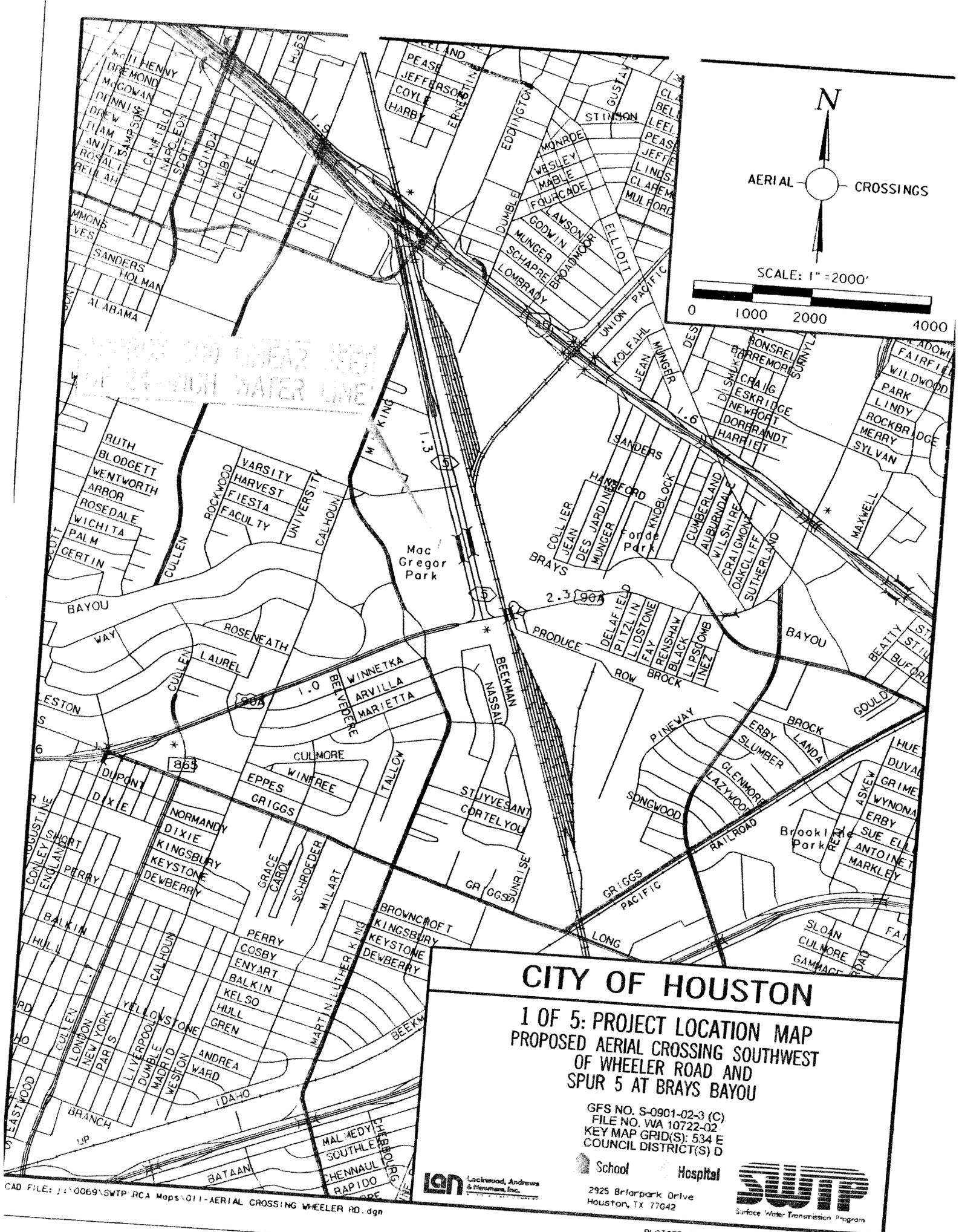
**M/WBE PARTICIPATION:** The M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the actual participation was 1.03%. The Contractor achieved an "Unsatisfactory" rating for M/WBE Compliance.

MSM:JTL:AR:NG:mq  
S:\E&C Construction\North Sector\PROJECT FOLDER\S-000901-0002-4 (10722-02)\21.0 Close Out\RCA\RCA\_CL-2-rev2.DOC

C: Velma Laws Michael Ho, P.E. Craig Foster File No. 10722-02 - Closeout

**REQUIRED AUTHORIZATION** **CUIC ID# 20MZQ049**

|                          |   |  |
|--------------------------|---|--|
| <b>F&amp;A Director:</b> | <b>Other Authorization:</b><br><br>Jeff Taylor, Deputy Director<br>Public Utilities Division | <b>Other Authorization:</b> <br><br>Engineering and Construction Division |
|--------------------------|---|--|

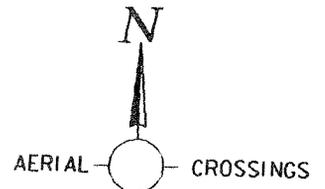
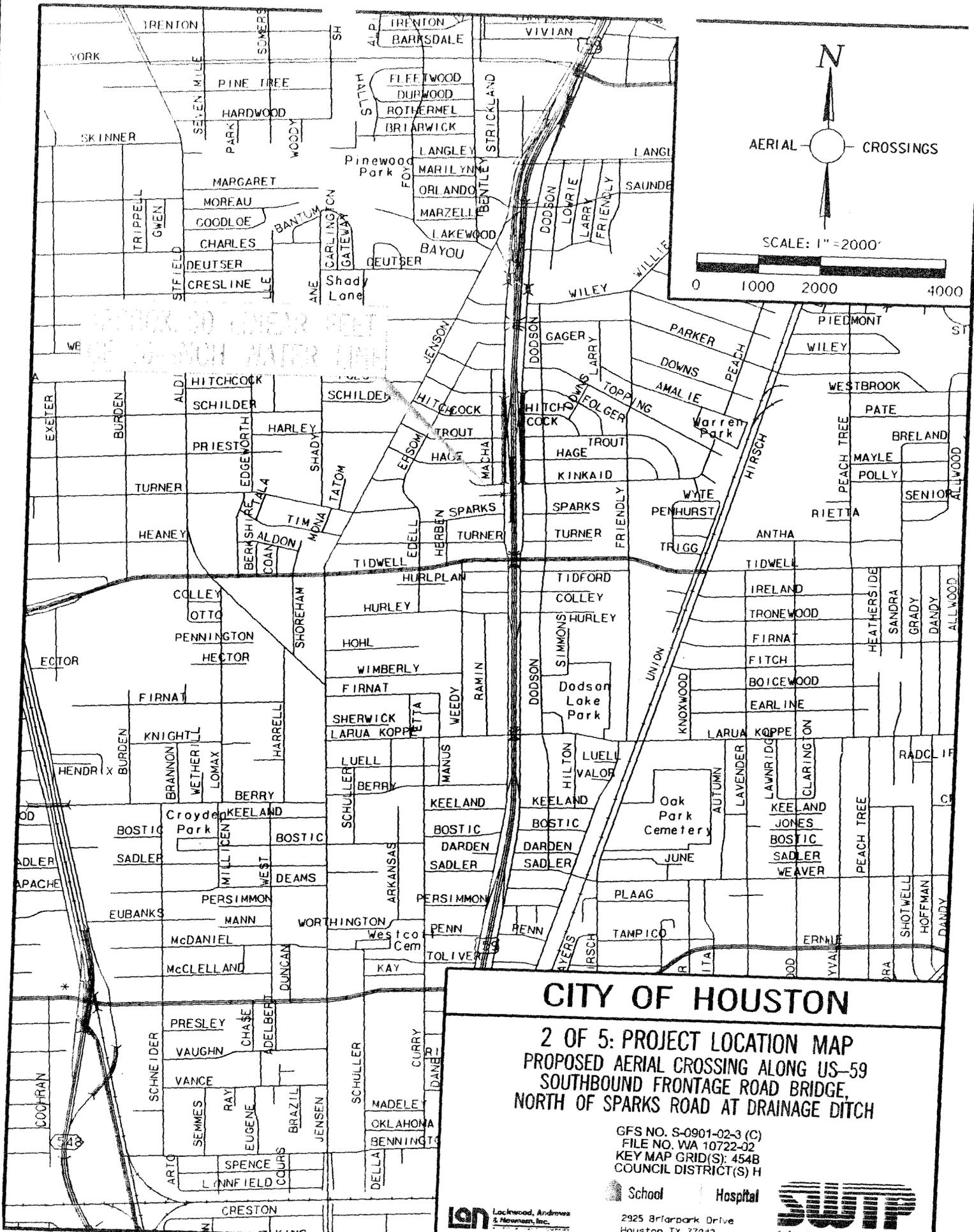


**CITY OF HOUSTON**  
**1 OF 5: PROJECT LOCATION MAP**  
**PROPOSED AERIAL CROSSING SOUTHWEST**  
**OF WHEELER ROAD AND**  
**SPUR 5 AT BRAYS BAYOU**

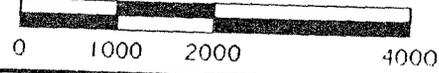
GFS NO. S-0901-02-3 (C)  
 FILE NO. WA 10722-02  
 KEY MAP GRID(S): 534 E  
 COUNCIL DISTRICT(S) D

School Hospital  
 2925 Briarpark Drive  
 Houston, TX 77642





SCALE: 1" = 2000'



**CITY OF HOUSTON**  
**2 OF 5: PROJECT LOCATION MAP**  
**PROPOSED AERIAL CROSSING ALONG US-59**  
**SOUTHBOUND FRONTAGE ROAD BRIDGE,**  
**NORTH OF SPARKS ROAD AT DRAINAGE DITCH**

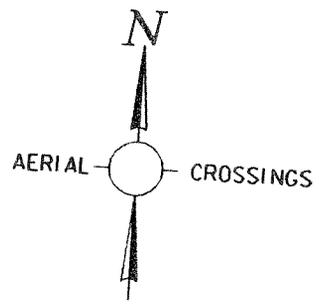
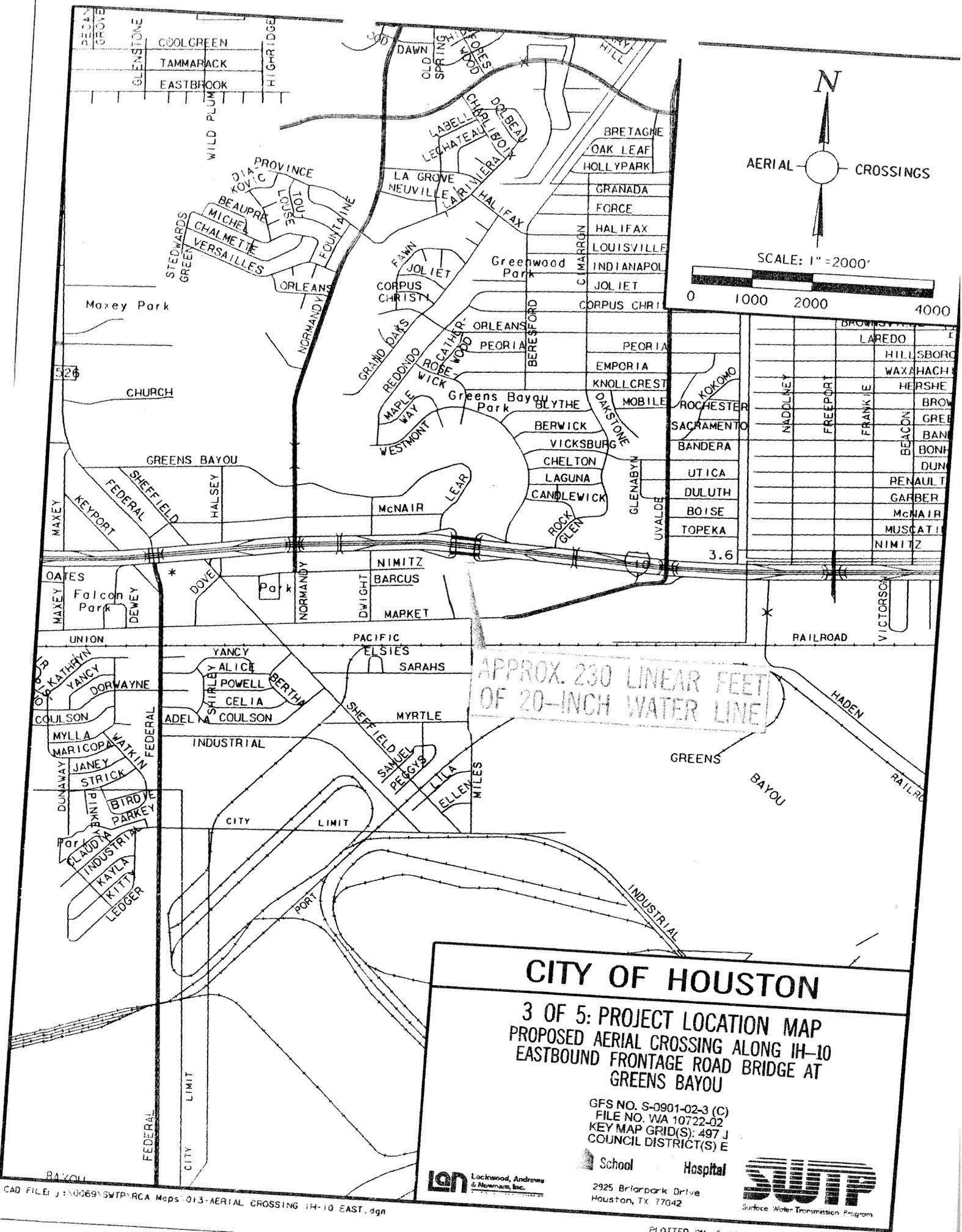
GFS NO. S-0901-02-3 (C)  
 FILE NO. WA 10722-02  
 KEY MAP GRID(S): 454B  
 COUNCIL DISTRICT(S) H

School Hospital

2925 Briarpark Drive  
 Houston, TX 77042



**LEN** Lockwood, Andrews & Moynihan, Inc.



APPROX. 230 LINEAR FEET  
OF 20-INCH WATER LINE

# CITY OF HOUSTON

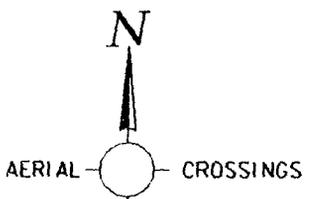
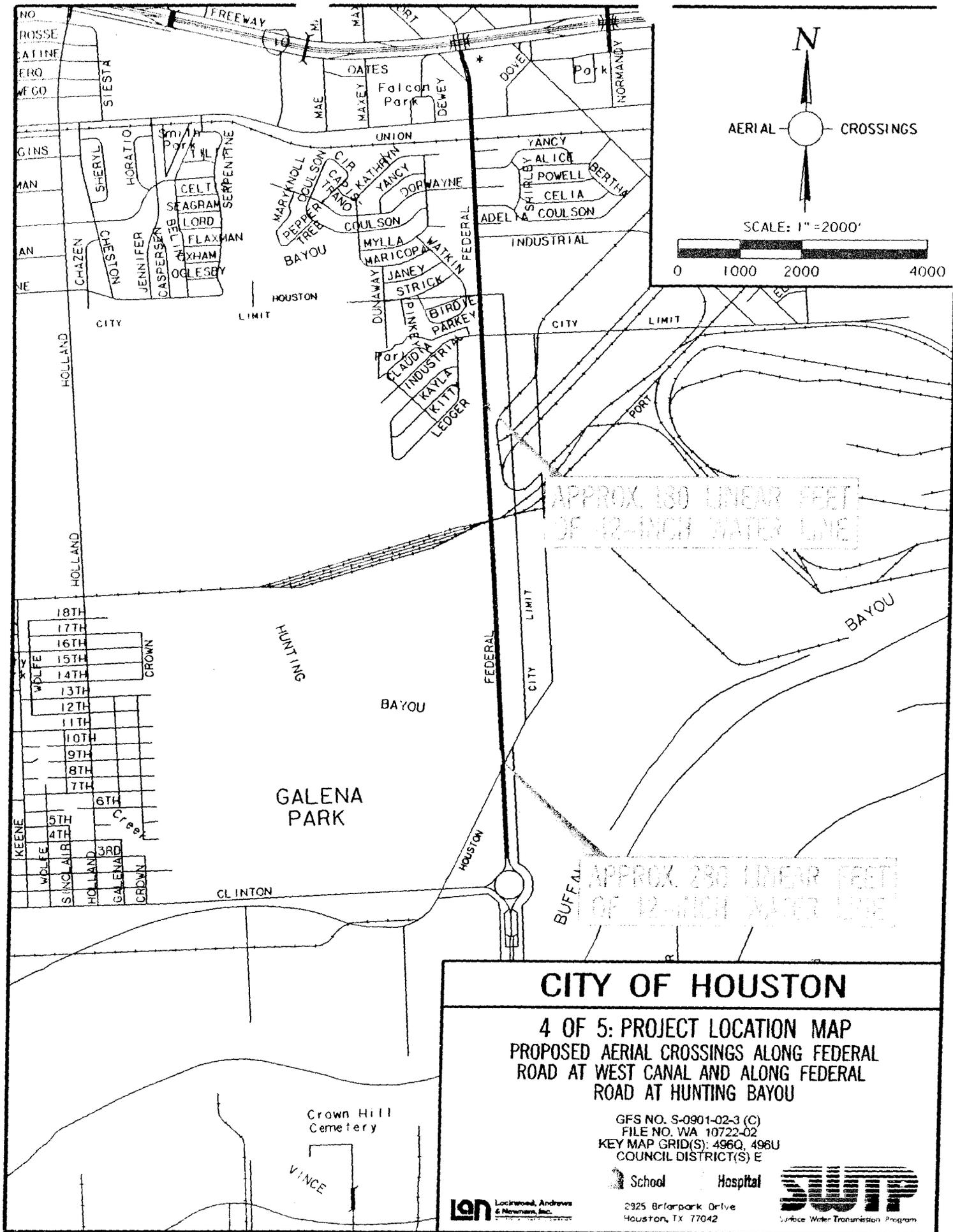
3 OF 5: PROJECT LOCATION MAP  
PROPOSED AERIAL CROSSING ALONG IH-10  
EASTBOUND FRONTAGE ROAD BRIDGE AT  
GREENS BAYOU

GFS NO. S-0901-02-3 (C)  
FILE NO. WA 10722-02  
KEY MAP GRID(S): 497 J  
COUNCIL DISTRICT(S) E

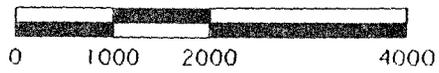
School Hospital

2925 Briarpark Drive  
Houston, TX 77042





SCALE: 1" = 2000'



APPROX. 180 LINEAR FEET  
OF 42-INCH WATER LINE

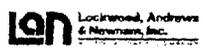
APPROX. 280 LINEAR FEET  
OF 42-INCH WATER LINE

# CITY OF HOUSTON

4 OF 5: PROJECT LOCATION MAP  
PROPOSED AERIAL CROSSINGS ALONG FEDERAL  
ROAD AT WEST CANAL AND ALONG FEDERAL  
ROAD AT HUNTING BAYOU

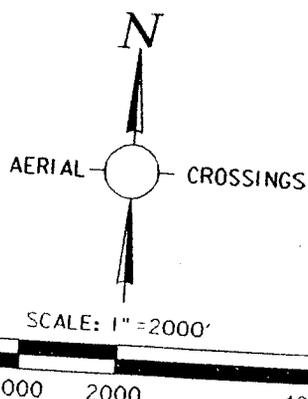
GFS NO. S-0901-02-3 (C)  
FILE NO. WA 10722-02  
KEY MAP GRID(S): 496Q, 496U  
COUNCIL DISTRICT(S) E

School Hospital



2925 Briarpark Drive  
Houston, TX 77042





**CITY OF HOUSTON**

**5 OF 5: PROJECT LOCATION MAP**  
**PROPOSED 24-INCH WATERLINE ALONG SAWYER FROM WASHINGTON TO CENTER**

GFS NO. S-0901-02-3 (C)  
 FILE NO. WA 10722-02  
 KEY MAP GRID(S): 400F, K  
 COUNCIL DISTRICT(S) H

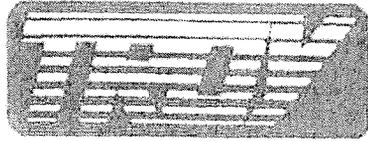
School     Hospital

Surface Water Transmission Program

2925 Briarpark Drive  
 Houston, TX 77042

PLOTTED ON: 5/12/2006

CAD FILE: J:\0069\SWTP\RCA Maps\014A-SAWYER ROAD IMPROVMENTS.dgn



**CONSTRUCTION**

RECEIVED  
MAY 15 2007  
CITY OF HOUSTON  
AFFIRMATIVE ACTION AND CONTRACT COMPLIANCE DIVISION

March 21, 2007

City of Houston  
Affirmative Action and Contract Compliance Division  
PO Box 1562  
Houston, TX 77002

Attn: Mr. Morris Scott

RE: Contract Water #10722-02 – Waterline replacement at various aerial crossings, S-0901-02-3; Letter dated August 29 concerning MWDBE participation

Dear Mr. Scott:

Pursuant to your letter referenced above, Troy will not be able to meet the MWDBE participation goal on this project. This particular project does not lend a great deal of opportunity to utilize MWDBE subcontractors. Troy used it's own workforce, along with some specialty subcontractors, to complete this project for the City in the safest and most efficient manor. Mickie Services and Amani Engineering, two MWDBE firms, have been utilized for approximately 1.00% of the "job to date" earnings on this project.

Troy has an excellent history of meeting and exceeding the MWDBE goals for most projects. After a review of our history and our exemplary record with the City, if you are still compelled to issue an Unsatisfactory, Troy will respond in-kind.

If you have any further questions, please call. Your attention to this matter is appreciated.

Sincerely,

Troy Construction, L.L.P.

Glen R. Crawford  
Vice President

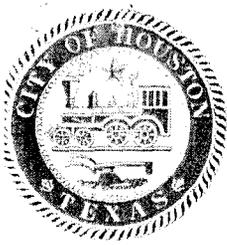
|                    |   |                                |             |
|--------------------|---|--------------------------------|-------------|
| Date:<br>7/23/2008 | Subject: Formal Bids Received for Lawnmower and Edger<br>Replacement Parts and Repair Services for the Parks & Recreation<br>Department<br>S32-S22592 | Originator's<br>Initials<br>VD | Page 2 of 2 |
|--------------------|---|--------------------------------|-------------|

Buyer: Veronica Douglas, CPPB

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

**ESTIMATED SPENDING AUTHORITY**

| DEPARTMENT         | FY 09        | OUT YEARS    | TOTAL        |
|--------------------|--------------|--------------|--------------|
| Parks & Recreation | \$171,290.00 | \$685,160.00 | \$856,450.00 |



# CITY OF HOUSTON

Finance & Administration Department  
Strategic Purchasing Division (SPD)

## Interoffice

Correspondence

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

From: Veronica Douglas, CPPB

Date: April 9, 2008

Subject: MWBE Participation Form

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

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

I am requesting a **revision** of the MWBE Goal: Yes  No  Original Goal: 5% New Goal: 0%

If requesting a revision, how many solicitations were received: 2

Solicitation Number: S22592 Estimated Dollar Amount: \$1,562,980.00

Anticipated Advertisement Date: 1/11/2008 Solicitation Due Date: 2/7/2008

Goal On Last Contract: 5% Was Goal met: Yes  No

If goal was not met, what did the vendor achieve: 0.47%

Name and Intent of this Solicitation:

Lawnmower Replacement Parts and Repair for the Parks & Recreation Department for Kohler, Dixie Chopper and Farm King Brand Price Lists.

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

American Maintenance Supplies has contacted the Affirmative Action Department regarding the 5% goal this solicitation was issued with. Unfortunately, there is no opportunity for a M/WBE vendor. Please see the attached letter from American Maintenance Supplies.

Concurrence:

Veronica Douglas  
SPD Initiator

Deborah Heath  
Division Manager

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

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

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

APR 17 2008

## **American Maintenance Supplies**

**15918 Cypress N. Houston #200**

**Cypress, Texas 77429**

**Phone: 281-304-8369**

**Fax: 281-304-8349**

**E-Mail [Sims1117@aol.com](mailto:Sims1117@aol.com).**

Veronica Douglas,

Bid# S22592, Lawnmower and Edger Replacement parts. I am requesting a MWBE Waiver or Zero % goal. I called the Affirmative action department and spoke with Rick Garza, we searched three categories. The first category was General Automotive Maintenance Repair for maintenance on our delivery trucks, there were only three to choose from, the first did only Paint & Body, the second only Glass & Mirror, the third Collision & Repair. The second one we searched for was Fuel for our Delivery Trucks, there were none available. The third search was for Delivery Services. I priced three of them, DLC Delivery Services, ELJ Int., and Jones Delivery Service, and found that the pricing Quotes I received were very high, ranging from 45.00 to 90.00 per each delivery. If you have any questions or need any more information please contact me at 281-304-8369

04/08/2008

Thank you,  
Jackie Simmons

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7878**

**Subject:** Formal Bids Received for Lawnmower and Edger Replacement Parts and Repair Services for the Parks & Recreation Department S32-S22592

Category #  
4

Page 1 of 2

Agenda Item  
  
//

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

**Origination Date**  
July 23, 2008

**Agenda Date**  
AUG 06 2008

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**  
Daniel Pederson Phone: (713) 845-1248  
Desiree Heath Phone: (832) 393-8742

**Date and Identification of prior authorizing Council Action:**

**RECOMMENDATION: (Summary)**  
Approve an award to American Maintenance Supplies, LLC on its low bid in an amount not to exceed \$856,450.00 for lawnmower and edger replacement parts and repair services for the Parks & Recreation Department.

Estimated Spending Authority \$856,450.00

**Finance Budget**

\$856,450.00 General Fund (1000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an award to American Maintenance Supplies, LLC on its low bid in an amount not to exceed \$856,450.00, for lawnmower and edger replacement parts and repair services for the Parks & Recreation Department. It is further requested that authorization be given to make purchases; as needed, for a 60-month period. This award also includes an \$82,500.00 labor component for the repair of equipment that cannot be performed by City personnel.

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

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

| <u>COMPANY</u>                               | <u>SAMPLE PRICING PLUS LABOR</u><br><u>(GROUPS 1 &amp; 4)</u> |
|--|---|
| 1. Professional Turf Products                | \$ 555.54 (Partial Bid/Higher Unit Price)                     |
| <b>2. American Maintenance Supplies, LLC</b> | <b>\$2,037.37</b>   |

This award consists of price lists for various lawnmower and edger replacement parts which include; but are not limited to, carburetors, starters, ignition switches, and choke cables to be used by the Departments maintenance personnel to repair and maintain lawnmower and edger equipment located citywide.

Groups II and III are not being awarded and are being rebid.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7983**

**Subject:** Purchase of Automated Refuse Containers (Two-Wheel Carts) from the Texas Procurement and Support Services Contract for the Solid Waste Management Department S38-N22981

Category #  
4

Page 1 of 1

Agenda Item

*12*

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

**Origination Date**  
July 21, 2008

**Agenda Date**  
AUG 06 2008

**DIRECTOR'S SIGNATURE**  
*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**  
Dan Gutierrez Phone: (713) 837-9214  
Ray DuRousseau Phone: (832) 393-8726

**Date and Identification of prior authorizing Council Action:**

**RECOMMENDATION: (Summary)**  
Approve the purchase of automated refuse containers (two-wheel carts) in the total amount of \$899,986.54 from the Texas Procurement and Support Services Contract for the Solid Waste Management Department.

Award Amount: \$899,986.54

**Finance Budget**

\$899,986.54 - General Fund (1000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve the purchase of 19,898 automated refuse containers (two-wheel carts) from the Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program in the total amount of \$899,986.54 for the Solid Waste Management Department, and that authorization be given to issue a purchase order to the State contract vendor, Toter, Incorporated. These automated refuse carts will be used citywide by the Department in its automated garbage collection program.

These new 96-gallon capacity automated refuse containers (two-wheel carts) will be issued to new residential customers, to customers participating in the Department's extra-capacity program, and to customers requiring replacement carts for units that have been lost, stolen or damaged beyond repair. The new carts will come with a full ten-year warranty and the life expectancy is ten years.

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

Buyer: Lena Farris

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*NO*

*MS*

*LF*

|  |                   |                    |                                |
|--|-------------------|--------------------|--------------------------------|
| <b>SUBJECT:</b>  | <b>Category #</b> | <b>Page 1 of 1</b> | <b>Agenda Item #</b><br><br>13 |
| Ordinance authorizing publication of notice of intent to issue City of Houston, Texas, Tax and Revenue Certificates of Obligation, Series 2008B. |                   |                    |                                |

|  |  |                                       |
|--|--|---------------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Finance Department and Office of City Controller | <b>Origination Date:</b><br>August 1, 2008 | <b>Agenda Date</b><br><br>AUG 06 2008 |
|--|--|---------------------------------------|

|  |  |
|--|--|
| <b>DIRECTOR'S SIGNATURE:</b><br> | <b>Council District Affected:</b><br>All |
|--|--|

|  |   |
|--|---|
| <b>For additional information contact:</b><br>Charles Leal 713-837-9892<br>Jim Moncur 713-247-2950 | <b>Date and identification of prior authorizing Council action:</b> |
|--|---|

**RECOMMENDATION:**  
Approve an ordinance authorizing publication of notice of intent to issue City of Houston, Texas, Tax and Revenue Certificates of Obligation, Series 2008B.

|                               |                             |
|-------------------------------|-----------------------------|
| <b>Amount of Funding:</b> N/A | <b>Finance Dept Budget:</b> |
|-------------------------------|-----------------------------|

**Source of Funding:**       **General Fund**                       **Grant Fund**                       **Enterprise Fund**

**Other (Specify)**

**SPECIFIC EXPLANATION:**

Several of the Tax Increment Reinvestment Zones ("TIRZs") have requested assistance with financing certain capital improvement needs, up to \$45 million, with the intention that TIRZ revenues be used to pay the debt service associated with the bonds.

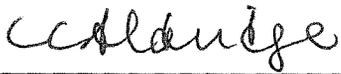
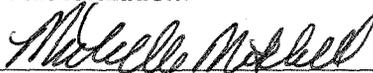
The Finance Working Group (the "FWG") recommends issuing City of Houston, Texas, Tax and Revenue Certificates of Obligation, Series 2008B ("the Series 2008B Bonds") in an amount up to \$45 million. The Series 2008B Bonds require notice of intent be published once a week for two consecutive weeks 30 days prior to the adoption of an ordinance authorizing the issuance of the certificates.

The FWG recommends the issuance of the Series 2008B Bonds be included in the issuance of the Public Improvement Bonds, Series 2008A and 2008B Bonds (the "PIB"). A specific request for Council Action authorizing the issuance of the PIB will be brought before City Council in early September, following the 30 days notice. The bond pricing is projected to take place in mid-September and closing in early October.

The issuance of the PIB was presented to the Budget & Fiscal Affairs Committee on July 29, 2008 and reported out favorably.

The FWG recommends approval of this item.

| <b>REQUIRED AUTHORIZATION</b>       |                             |                             |
|-------------------------------------|-----------------------------|-----------------------------|
| <b>Finance Department Director:</b> | <b>Other Authorization:</b> | <b>Other Authorization:</b> |

|  |                             |   |                                       |
|--|-----------------------------|---|---------------------------------------|
| <b>SUBJECT:</b> Contract for Workers' Compensation Third Party Administration and Related Services   |                             | <b>Page</b><br>1 of 2   | <b>Agenda Item</b><br>#<br><br>14     |
| <b>FROM (Department or other point of origin):</b><br><br>Human Resources Department   |                             | <b>Origination Date</b><br><br>July 31, 2008  | <b>Agenda Date</b><br><br>AUG 06 2008 |
| <b>DIRECTOR'S SIGNATURE:</b><br><br><i>MS</i>   |                             | <b>Council District affected:</b><br><br>All  |                                       |
| <b>For additional information contact:</b><br><br>Ramiro Cano<br>Phone: 713-837-9350   |                             | <b>Date and identification of prior authorizing Council action:</b><br>June 11, 2003 ordinance # 2003-555 |                                       |
| <b>RECOMMENDATION: (Summary)</b><br>Adopt an ordinance approving and authorizing an agreement with Cambridge Intergrated Services Group, Inc. for Third Party Administration of the City's Workers' Compensation Program.  |                             |   |                                       |
| <b>Amount and Source of Funding:</b> Maximum Contract Amount: \$ 19,897,025 (3 years plus two 2-year options)<br>Workers' Compensation Fund (1011)<br>(FY2009 Allocation - \$1,270,000)  |                             |   |                                       |
| <b>SPECIFIC EXPLANATION:</b><br>The Human Resources Department requests approval of a contract between the City of Houston and Cambridge Integrated Services Group, Inc. for a 3-year term with the option to extend for two additional 2-year terms. Cambridge has provided Third Party Administration of the City's Workers' Compensation Program since 2003, and their current contract expires August 31, 2008.<br><br>A Request for Proposals process was conducted for a replacement contract and produced seven complete proposals and four for cost containment services only. An interdepartmental assessment committee was formed to identify the proposer delivering the most services at the best price. The assessment committee consisted of representatives from five departments, HR staff, and the City's medical advisor. AON consulting was engaged to review the overall process and participate in the evaluation, negotiation, and selection process including vendor interviews. AON endorsed the evaluation process as providing an unbiased and objective evaluation of the proposers.<br><br>The assessment strategy was to identify the vendors(s) satisfying multiple criteria necessary to deliver quality service and evaluate those responses. A second important consideration was the pricing associated with their service delivery. No vendor with a lower proposed cost offered the same service levels as Cambridge.<br><br>Cambridge has established a Texas and Houston presence with experience servicing entities larger than the City of Houston. The following summarization validates the selection:<br><br>A. Generated high scores as providing the most and best menu of services<br>B. Size, resource depth and capacity to continue servicing a client the size of Houston.<br>C. Demonstrated experience in managing workers' compensation costs for organizations comparable in size and demographics to the City.<br>D. Outcomes based, results oriented, with performance guarantees and measurement systems for continuous program improvement.<br>E. Customized sub-program expertise for inventory (prior claims) control.<br>F. Best value for pricing and services provided.<br>G. Incumbent with a proven track record and awarded a Tier #1 rating by the Texas Department of Insurance (TDI). |                             |   |                                       |
| <b>REQUIRED AUTHORIZATION</b>  |                             |   |                                       |
| <b>Other Authorization:</b><br><br>   | <b>Other Authorization:</b> | <b>Other Authorization:</b>   |                                       |

|                              |   |   |                                     |
|------------------------------|---|---|-------------------------------------|
| <b>DATE</b><br>July 30, 2008 | <b>Subject:</b> Contract for Workers' Compensation Third Party Administrator and Related Services | <b>Originator's Initials</b><br> | <b>Page</b><br><u>2</u> of <u>2</u> |
|------------------------------|---|---|-------------------------------------|

**Scope of Services:** The anticipated contract shall include all services reasonably anticipated in the handling of workers' compensation claims from a third-party-administration standpoint and the furnishing of the related service activities to support and complement the risk management function. Such related services shall include, but may not be limited to:

- Compliance with all TDI Texas Workers' Compensation Division on claims handling requirements
- Medical bill auditing for facility and on-facility charges
- Association with a preferred provider network
- Vocational medical case management
- Medical exam coordination
- Managed care services
  - Prescription Benefit Management
  - Cost Containment Services
  - Utilization review
- Private investigative activities
- Accident Prevention/Loss control (safety consultation)

**MWBE Contract Goal**

The proposed contract has an MWBE goal of 20%. Cambridge has selected Injury Management Organization, Inc. (IMO) to provide managed care and cost containment services, in the estimated amount of \$5,880,000, which is 30% of the total contract amount.

c: Anthony Hall, Chief Administrative Officer  
Marty Stein, Agenda Director  
Arturo Michel, City Attorney  
Michelle Mitchell, Director of Finance

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

|   |                |                                  |
|---|----------------|----------------------------------|
| <b>SUBJECT:</b> An Ordinance approving the closing to vehicular traffic of railroad crossings of Canal Street, Delmar Street, Edgewood Street and Manchester Street; vacating and abandoning those tracts of land to Union Pacific Railroad Company, the abutting owner, while reserving and retaining utility easements in the underlying property; containing various findings and other provisions related to the subject; and declaring an emergency. | Page<br>1 of 1 | Agenda<br>Item<br>#<br><b>15</b> |
|---|----------------|----------------------------------|

|   |                                    |                                   |
|---|------------------------------------|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Public Works and Engineering Department | <b>Origination Date</b><br>7-31-08 | <b>Agenda Date</b><br>AUG 06 2008 |
|---|------------------------------------|-----------------------------------|

|  |                                     |
|--|-------------------------------------|
| <b>DIRECTOR'S SIGNATURE:</b><br>Michael S. Marcotte, P.E. DEE<br><i>Michael S. Marcotte</i> 07-28-08 | <b>Council District affected:</b> I |
|--|-------------------------------------|

|   |   |
|---|---|
| <b>For additional information contact:</b><br>Richard P. Smith, P.E., PTOE Supervising Engineer<br>(713) 837-7627 | <b>Date and identification of prior authorizing</b> |
|---|---|

**RECOMMENDATION: (Summary)**  
Approve an Ordinance authorizing the closing of four railroad crossings to vehicular traffic for safety reasons and to fulfill an agreement with Union Pacific Railroad Company, while retaining all of the city's property rights in the underlying land; containing various findings and other provisions related to the subject; and declaring an emergency.

**Amount and Source of Funding:** No Funding Required

**PROJECT NOTICE/JUSTIFICATION:** The Public Works & Engineering Department, (PWE) Traffic & Transportation Division has coordinated with the Union Pacific Railroad Company (UPRR) to close (4) four streets at their railroad grade crossings to vehicular traffic. These closings were deemed necessary in order to comply with a prior agreement with the UPRR to close (4) four existing crossings in order to secure new grade crossings across UPRR right-of-way on Airport and Orem at Alameda Road.

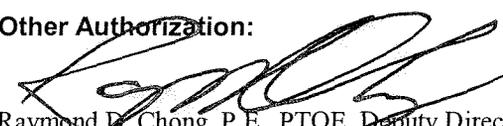
Signs giving Notice of the Intent to close the crossings were installed at each location on September 21, 2007 for 30 days. The crossings were then closed in October 2007 on a trial basis to measure the potential impacts. No negative impacts to life safety or mobility were noted.

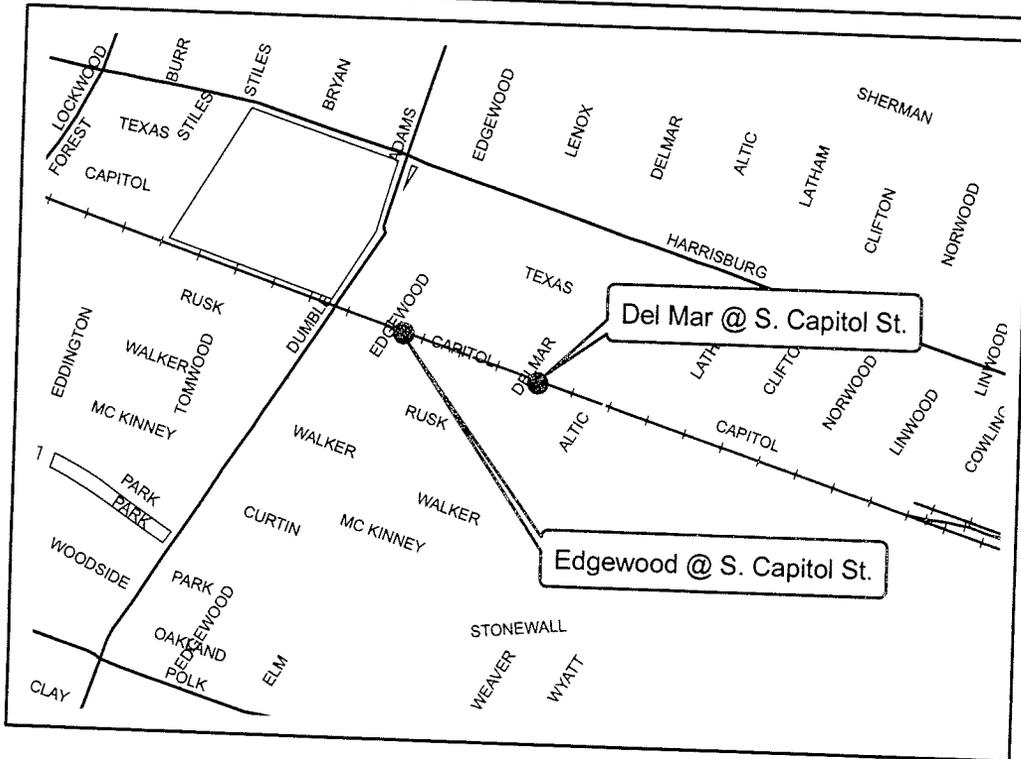
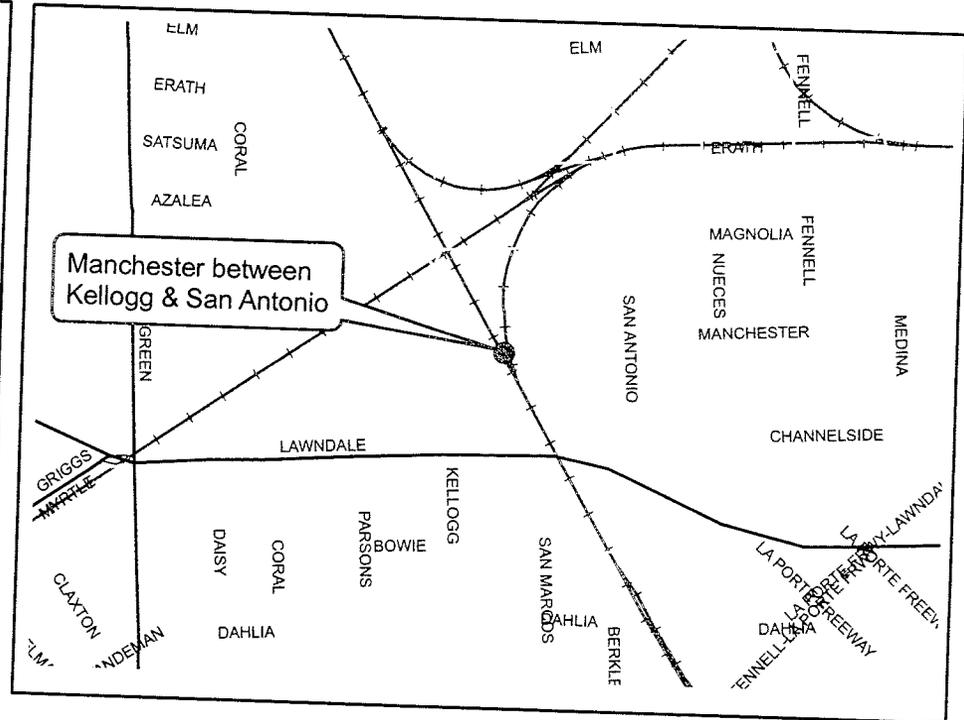
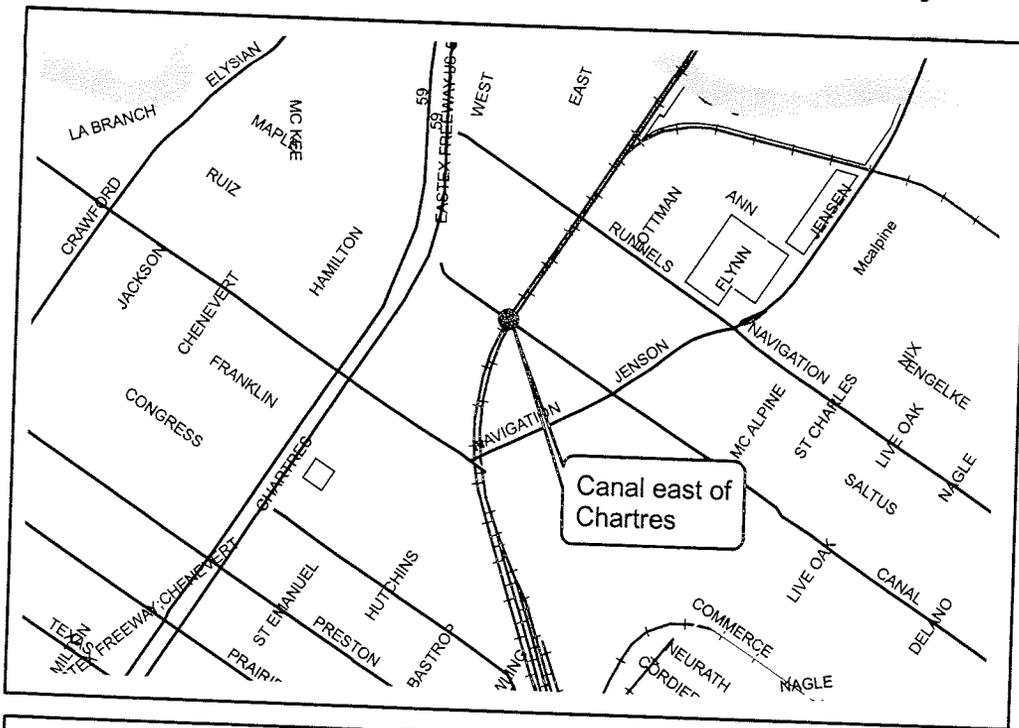
It is requested that City Council approve this Ordinance authorizing the closure of these streets. No additional construction will be necessary to complete the closures.

The candidate locations are:

| <u>LOCATION:</u>                                      | <u>KEY MAP</u> |
|---|----------------|
| 1. Manchester St. between Kellogg and San Antonio St. | 535-B          |
| 2. Canal St. between Chartres and Navigation/Franklin | 493 M          |
| 3. Edgewood St. between Texas Ave and Rusk St.        | 494 T          |
| 4. Delmar St. between Texas Ave and Rusk St.          | 494 T          |

**REQUIRED AUTHORIZATION** **CUIC ID #20WMH01**

|                           |                             |   |
|---------------------------|-----------------------------|---|
| <b>Finance Department</b> | <b>Other Authorization:</b> | <b>Other Authorization:</b><br><br>Raymond D. Chong, P.E., PTOE, Deputy Director<br>Traffic And Transportation Division |
|---------------------------|-----------------------------|---|



**LEGEND:**

● Proposed Closure



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

|   |                   |                        |                                   |
|---|-------------------|------------------------|-----------------------------------|
| <b>SUBJECT:</b> Ordinance designating the 1000 block of Robbie Avenue, north and south sides, between Norhill and Michaux Streets as a Special Building Line Requirement Area | <b>Category #</b> | <b>Page 1 of</b> _____ | <b>Agenda Item #</b><br><i>16</i> |
|---|-------------------|------------------------|-----------------------------------|

|   |  |                                   |
|---|--|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Marlene L. Gafrick, Director<br>Planning and Development Department | <b>Origination Date</b><br>May 7, 2008 | <b>Agenda Date</b><br>AUG 06 2008 |
|---|--|-----------------------------------|

|   |  |
|---|--|
| <b>DIRECTOR'S SIGNATURE:</b><br><i>Marlene L. Gafrick</i> | <b>Council District affected:</b><br>H |
|---|--|

|   |   |
|---|---|
| <b>For additional information contact:</b> Matthew Dease<br>Phone: 713.837.7815 | <b>Date and identification of prior authorizing Council action:</b> N/A |
|---|---|

**RECOMMENDATION:** (Summary) Approval of an ordinance designating the 1000 block of Robbie Avenue, north and sides, between Norhill and Michaux Streets, as a Special Building Line Requirement Area, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 11'-0" special building line.

|                                      |                        |
|--------------------------------------|------------------------|
| <b>Amount and Source of Funding:</b> | <b>Finance Budget:</b> |
|--------------------------------------|------------------------|

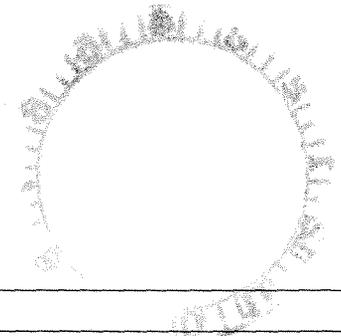
**SPECIFIC EXPLANATION:** In accordance with Section 42-163 of the Code of Ordinances, the property owner of Lot 19, Block 7 of the Stude Sec. 1 Subdivision initiated an application for the designation of a special building line requirement area. The application includes written evidence of support from owners of 71% of the area. Notification was mailed to 20 property owners indicating that the special building line requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

It is recommended that the City Council adopt an ordinance establishing a 11'-0" Special Building Line for the area.

MLG:md

Attachments: Planning Director's Approval, Special Building Line Requirement Application & Petition, Evidence of Support, Map of the Area

xc: Marty Stein, Agenda Director  
Anna Russell, City Secretary  
Arturo G. Michel, City Attorney  
Deborah McAbee, Land Use Division, Legal Department  
Linda Tarver, Public Works and Engineering  
Gary Bridges, Public Works and Engineering



**REQUIRED AUTHORIZATION**

|                          |                             |                             |
|--------------------------|-----------------------------|-----------------------------|
| <b>Finance Director:</b> | <b>Other Authorization:</b> | <b>Other Authorization:</b> |
|--------------------------|-----------------------------|-----------------------------|

## Special Building Line Requirement Area No. 139

### Planning Director's Approval

Planning Director Evaluation:

| Satisfies  | Does Not Satisfy | Criteria   |
|--|------------------|--|
| X  |                  | <p><i>SBLRA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 1000 block of Robbie Avenue, north and south sides, between Norhill and Michaux Streets.</b></p>  |
| X  |                  | <p><i>More than 60% of the proposed SBLRA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>95% of the proposed application area is developed with not more than two SF residential units per property.</b></p>   |
| X  |                  | <p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 71% of the SBLRA.</b></p>  |
| X  |                  | <p><i>Establishment of the SBLRA will further the goal of preserving the building line character of the area; and,</i></p> <p><b>A minimum building line of 11 ft exists on seventeen (17) properties in the blockface.</b></p>  |
| X  |                  | <p><i>The proposed SBLRA has a building line character that can be preserved by the establishment of a special building line, taking into account the age of the neighborhood, the age and architectural features of structures in the neighborhood, existing evidence of a common plan or scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1911. The houses mostly originate from the 1920's. The establishment of a 11 ft minimum building line will preserve the building line character of the area.</b></p> |
| <p><i>The minimum building line for this application was determined by finding the current building line that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Seventeen (17) out of twenty (20) developed properties (representing 85% of the application area) have a building line of at least eleven (11) feet.</b></p> |                  |  |

**The Special Building Line Requirement Area meets the criteria.**

*Marlene L. Gafrick*  
 Marlene L. Gafrick, Director

*5-2-08*  
 Date

# CITY OF HOUSTON

HOUSTON PLANNING COMMISSION

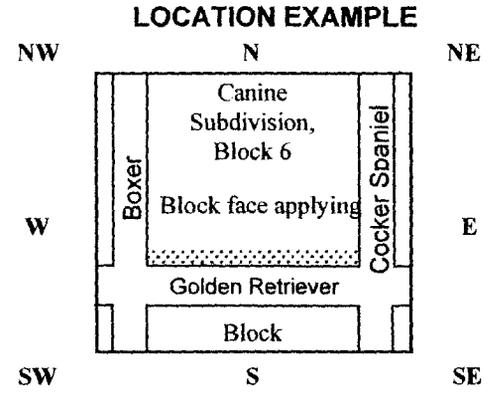
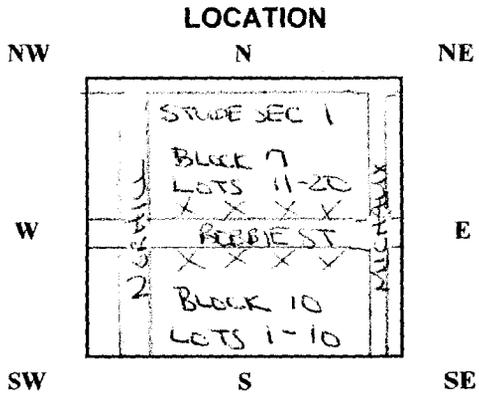
PLANNING & DEVELOPMENT DEPARTMENT

## COMBINED SPECIAL MINIMUM LOT SIZE & SPECIAL MINIMUM BUILDING LINE APPLICATION

To expedite this application, please complete entire application form.

*Completed 2/21/08*

*Review 2/19/08*



**1. BOUNDARY:**

Block # 7 & 10  
 Lot #'s 11-20 & 1-10  
 Subdivision Name STUDE 1  
 Street Name & Side (s) NORTH SOUTH SIDE FERROVIA  
 Lot (s) Address 1000 BLOCK ROBBIE ST  
 Odd/Even Addresses ODD & EVEN ADDRESSES

**BOUNDARY EXAMPLE:**

Block 6  
 Lots 1-5  
 Canine Subdivision  
 North side of Golden Retriever Ln.  
 800 Block Golden Retriever Ln.  
 Odd Addresses

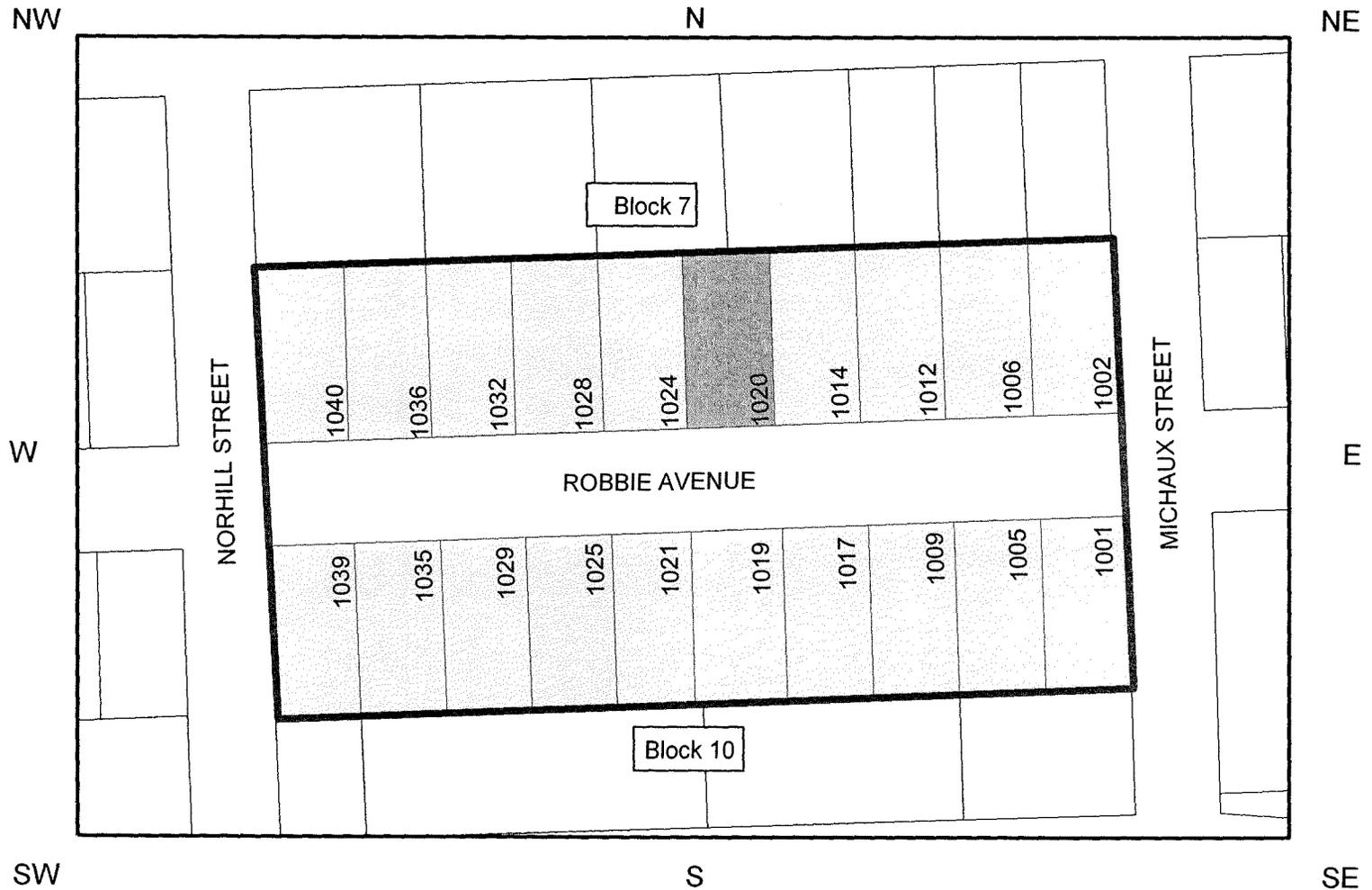
**2. CONTACTS:**

Applicant GARY MEYER Phone # 713-880-2317  
 Address 1036 ROBBIE ST E-mail NieJuTeac@com Fax # \_\_\_\_\_  
 City HOUSTON State TX Zip 77009  
 Other JUAN NIETO Phone # \_\_\_\_\_  
 Address 1036 ROBBIE E-mail NieJuTeac@com Fax # \_\_\_\_\_  
 City HOUSTON TX 77009 State TX Zip 77009

**3. PROJECT INFORMATION (STAFF USE ONLY-DO NOT FILL IN):**

File # 287 + 139  
 Lambert # 5359 D Census Tract 5115  
 Key Map # 1153 T City Council District 4  
 Super Neighborhood \_\_\_\_\_  
 TIRZ \_\_\_\_\_

STUDE SEC 1



11' Special Building Line  
MAP/SKETCH

SBLRA No. 139

-  Properties that meet the 11' Special Minimum Building Line
-  Properties less than the 11' Special Minimum Building Line
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded

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

|  |                   |                        |                                   |
|--|-------------------|------------------------|-----------------------------------|
| <b>SUBJECT:</b> Ordinance designating the 1000 block of Robbie Avenue, north and south sides, between Norhill and Michaux Streets as a Special Minimum Lot Size Area | <b>Category #</b> | <b>Page 1 of</b> _____ | <b>Agenda Item #</b><br><i>17</i> |
|--|-------------------|------------------------|-----------------------------------|

|   |  |                                   |
|---|--|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Marlene L. Gafrick, Director<br>Planning and Development Department | <b>Origination Date</b><br>May 7, 2008 | <b>Agenda Date</b><br>AUG 06 2008 |
|---|--|-----------------------------------|

|   |  |
|---|--|
| <b>DIRECTOR'S SIGNATURE:</b><br><i>Marlene L. Gafrick</i> | <b>Council District affected:</b><br>H |
|---|--|

|  |   |
|--|---|
| <b>For additional information contact:</b> Kevin Calfee<br>Phone: 713.837.7768 | <b>Date and identification of prior authorizing Council action:</b> N/A |
|--|---|

**RECOMMENDATION: (Summary)** Approval of an ordinance designating the 1000 block of Robbie Avenue, north and south sides, between Norhill and Michaux Streets as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

|                                      |                        |
|--------------------------------------|------------------------|
| <b>Amount and Source of Funding:</b> | <b>Finance Budget:</b> |
|--------------------------------------|------------------------|

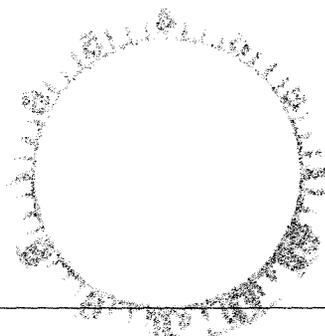
**SPECIFIC EXPLANATION:** In accordance with Section 42-194 of the Code of Ordinances, the property owner of of Lot 19, Block 7 of the Stude Sec. 1 Subdivision initiated an application for the designation of a special lot size area. The application includes written evidence of support from the owners of 71% of the area. Notification was mailed to the 20 property owners indicating that the special minimum lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

It is recommended that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 sf.

MLG:kw

Attachments: Planning Director's Approval, Special Minimum Lot Size Application, Evidence of support, Map of the area

xc: Marty Stein, Agenda Director  
Anna Russell, City Secretary  
Arturo G. Michel, City Attorney  
Deborah McAbee, Land Use Division, Legal Department



| <b>REQUIRED AUTHORIZATION</b> |                             |                             |
|-------------------------------|-----------------------------|-----------------------------|
| <b>Finance Director:</b>      | <b>Other Authorization:</b> | <b>Other Authorization:</b> |

## Special Minimum Lot Size Area No. 287

### Planning Director's Approval

Planning Director Evaluation:

| Satisfies  | Does Not Satisfy | Criteria  |
|--|------------------|---|
| X  |                  | <p><i>SMLSA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 1000 block of Robbie Avenue, north and south sides.</b></p>  |
| X  |                  | <p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>95% of the proposed application area is developed with not more than two SF residential units per property.</b></p>   |
| X  |                  | <p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 71% of the SMLSA.</b></p>   |
| X  |                  | <p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 5,000 sq ft exists on nineteen (19) lots in the blockface.</b></p>  |
| X  |                  | <p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1911. The houses originate from the late 1920's. The establishment of a 5,000 sf minimum lot size will preserve the lot size character of the area.</b></p> |
| <p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Nineteen (19) out of twenty (20) lots (representing 96% of the application area) are at least 5,000 square feet in size.</b></p> |                  |   |

**The Special Minimum Lot Size Area meets the criteria.**

Marlene L. Gafrick  
 Marlene L. Gafrick, Director

5-2-08  
 Date

# CITY OF HOUSTON

HOUSTON PLANNING COMMISSION

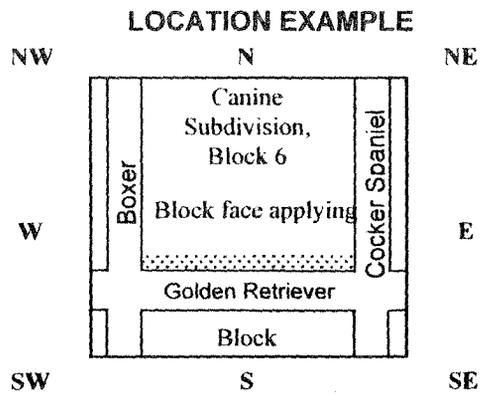
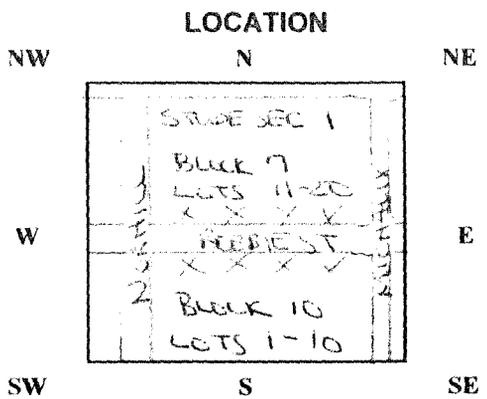
PLANNING & DEVELOPMENT DEPARTMENT

## COMBINED SPECIAL MINIMUM LOT SIZE & SPECIAL MINIMUM BUILDING LINE APPLICATION

To expedite this application, please complete entire application form.

*Completed 2/21/02*

*Block 7  
2/19/02*



### 1. BOUNDARY:

Block # 7 & 10  
 Lot #'s 11-20 & 1-10  
 Subdivision Name STAGE 1  
 Street Name & Side (s) NORTH & SOUTH SIDE ROBBIEST  
 Lot (s) Address 1000 BLOCK ROBBIEST  
 Odd/Even Addresses ODD & EVEN ADDRESSES

### BOUNDARY EXAMPLE:

Block 6  
 Lots 1-5  
 Canine Subdivision  
 North side of Golden Retriever Ln.  
 800 Block Golden Retriever Ln.  
 Odd Addresses

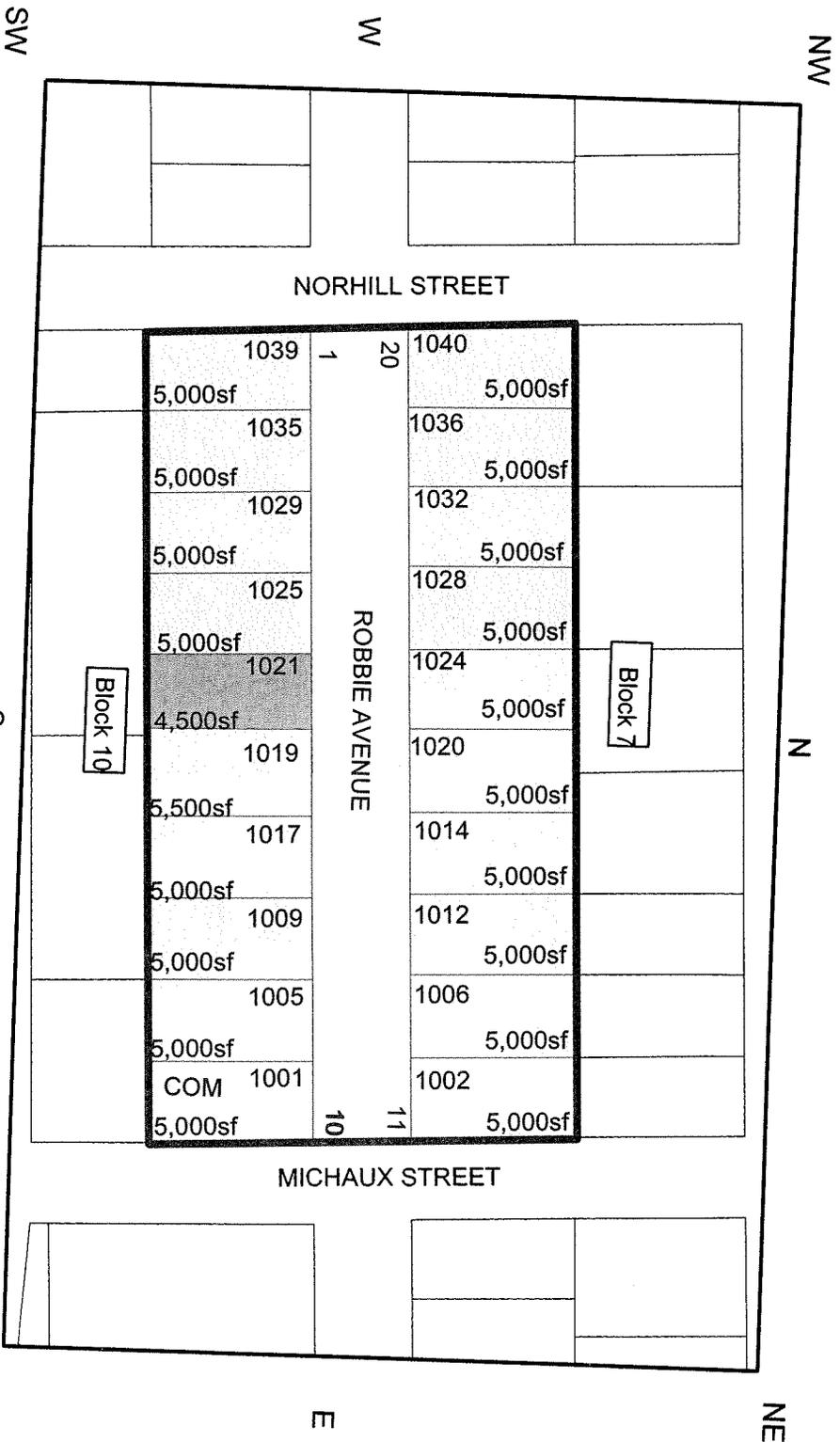
### 2. CONTACTS:

Applicant GARY MEYER Phone # 713-880-2317  
 Address 1036 ROBBIEST E-mail NieJo1040@aol.com Fax # \_\_\_\_\_  
 City HOUSTON State TX Zip 77009  
 Other JUAN VICTO Phone # \_\_\_\_\_  
 Address 1036 ROBBIEST E-mail NieJo1040@aol.com Fax # \_\_\_\_\_  
 City HOUSTON TX 77009 State TX Zip 77009

### 3. PROJECT INFORMATION (STAFF USE ONLY-DO NOT FILL IN):

File # 287 + ~~138~~ 139  
 Lambert # 5359 D  
 Key Map # 1453 T  
 Super Neighborhood \_\_\_\_\_  
 TIRZ \_\_\_\_\_  
 Census Tract 145115  
 City Council District \_\_\_\_\_

# STUDE SEC 1



**5000sf Special Minimum Lot Size**

**MAP/SKETCH**

**SMLSA No. 287**

- Properties that meet the 5,000sf Special Minimum Lot Size
- Properties less than the 5,000sf Special Minimum Lot Size
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded

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

|   |                   |                        |                                   |
|---|-------------------|------------------------|-----------------------------------|
| <b>SUBJECT:</b> Ordinance designating the 700 block of Euclid Avenue, north and south sides, between Watson and Reagan Avenues as a Special Minimum Lot Size Area | <b>Category #</b> | <b>Page 1 of</b> _____ | <b>Agenda Item #</b><br><i>18</i> |
|---|-------------------|------------------------|-----------------------------------|

|   |                                     |                                   |
|---|-------------------------------------|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Marlene L. Gafrick, Director<br>Planning and Development Department | <b>Origination Date</b><br>04/09/08 | <b>Agenda Date</b><br>AUG 06 2008 |
|---|-------------------------------------|-----------------------------------|

|   |  |
|---|--|
| <b>DIRECTOR'S SIGNATURE:</b><br><i>Marlene L. Gafrick</i> | <b>Council District affected:</b><br>H |
|---|--|

|  |   |
|--|---|
| <b>For additional information contact:</b> Kevin Calfee<br>Phone: 713.837.7768 | <b>Date and identification of prior authorizing Council action:</b> N/A |
|--|---|

**RECOMMENDATION: (Summary)** Approval of an ordinance designating the 700 block of Euclid Avenue, north and south sides, between Watson and Reagan Avenues Streets as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

|  |                          |
|--|--------------------------|
| <b>Amount and Source of Funding:</b> N/A | <b>F &amp; A Budget:</b> |
|--|--------------------------|

**SPECIFIC EXPLANATION:** In accordance with Section 42-194 of the Code of Ordinances, the property owner of Lot 10, Block 36, of the Woodland Heights Subdivision initiated an application for the designation of a special lot size area. The application includes written evidence of support from the owners of 69% of the area. Notification was mailed to the 14 property owners indicating that the special minimum lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. One written protest was filed. The Houston Planning Commission considered the protest on March 13, 2007 and voted to recommend that the City Council establish the Special Minimum Lot Size Requirement Area.

It is recommended that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 sf.

MLG;jh

Attachments: Planning Commission's Approval, Special Minimum Lot Size Application, Evidence of support, Map of the area, Protest Letters

xc: Marty Stein, Agenda Director  
Anna Russell, City Secretary  
Arturo G. Michel, City Attorney  
Deborah McAbee, Land Use Division, Legal Department

| <b>REQUIRED AUTHORIZATION</b> |                             |                             |
|-------------------------------|-----------------------------|-----------------------------|
| <b>F &amp; A Director:</b>    | <b>Other Authorization:</b> | <b>Other Authorization:</b> |

Route 2-6-CP

Robert Gutierrez  
729 Euclid  
Houston Texas 77009

att. Mr. Stanley Ikpa,

Subject

Protesting the application of special lot size area for the 700 block of Euclid Street, north and south sides between Watson and Reagan Street.

First let me thank you for your letter of January 7 2008 notifying me of this application as this was the first I knew of this.

I have lived at 729 Euclid St. for the past forty nine years. As the now property owner I do not wish to change or forfeit rights that this property has had since about 1930 when it was developed.

Thank you

Robert Gutierrez

# Special Minimum Lot Size Requirement Area No. 278

## Planning Commission Approval

Planning Commission Evaluation:

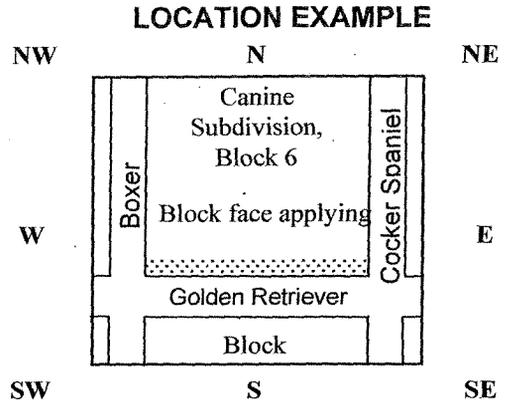
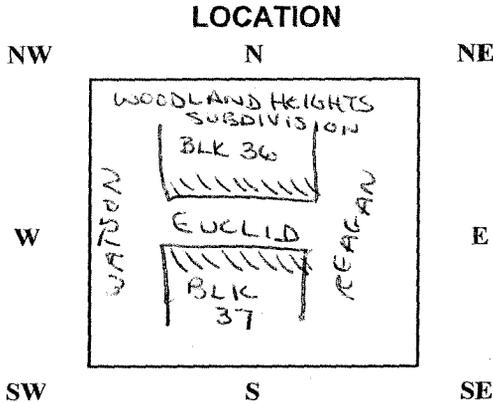
| Satisfies   | Does Not Satisfy | Criteria  |
|---|------------------|---|
| X   |                  | <p><i>MLS area includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 700 block of Euclid Avenue, north and south sides.</b></p>  |
| X   |                  | <p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>100% of the proposed application area is developed with not more than two SF residential units per property.</b></p>  |
| X   |                  | <p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 69% of the SMLSA.</b></p>   |
| X   |                  | <p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 5,000 sq ft exists on fifteen (15) lots in the blockface.</b></p>   |
| X   |                  | <p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan or scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1907. Most of the houses originate from the 1900's. The establishment of a 5,000 sf minimum lot size will preserve the lot size character of the area.</b></p> |
| <p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Fifteen (15) out of fifteen (15) lots (representing 100% of the application area) are at least 5,000 square feet in size.</b></p> |                  |   |

**The Special Minimum Lot Size Requirement Area meets the criteria.**

|                                 |      |
|---------------------------------|------|
| Carol Lewis, Chair              | Date |
| or                              |      |
|                                 |      |
| Mark A. Kilkenny,<br>Vice-Chair | Date |

## SPECIAL MINIMUM LOT SIZE APPLICATION

To expedite this application, please complete entire application form.



**1. BOUNDARY:**

|                        |                                     |                             |
|------------------------|-------------------------------------|-----------------------------|
| Block #                | <u>36</u>                           | <u>37</u>                   |
| Lot #'s                | <u>lots 9-16</u>                    | <u>lots 1-8</u>             |
| Subdivision Name       | <u>WOODLAND HEIGHTS SUBDIVISION</u> |                             |
| Street Name & Side (s) | <u>NORTHSIDE OF EUCLID</u>          | <u>SOUTH SIDE OF EUCLID</u> |
| Lot (s) Address        | <u>700 BLOCK OF EUCLID</u>          |                             |
| Odd/Even Addresses     | <u>ODD</u>                          | <u>EVEN</u>                 |

**BOUNDARY EXAMPLE:**

|                                    |   |
|------------------------------------|---|
| Block #                            | <u>Block 6</u>                            |
| Lots 1-5                           | <u>Lots 1-5</u>                           |
| Canine Subdivision                 | <u>Canine Subdivision</u>                 |
| North side of Golden Retriever Ln. | <u>North side of Golden Retriever Ln.</u> |
| 800 Block Golden Retriever Ln.     | <u>800 Block Golden Retriever Ln.</u>     |
| Odd Addresses                      | <u>Odd Addresses</u>                      |

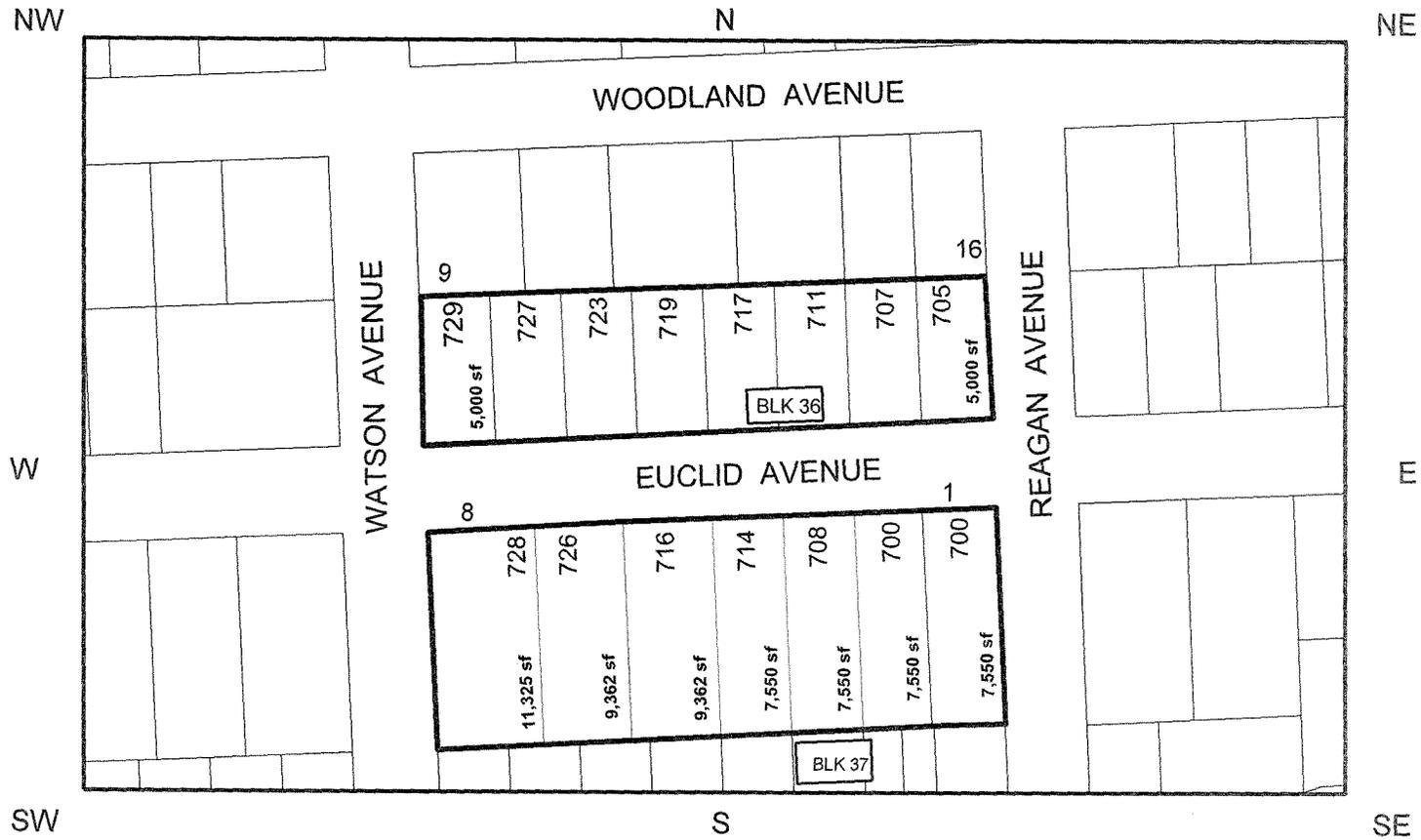
**2. CONTACTS:**

|           |                         |         |                                       |
|-----------|-------------------------|---------|---------------------------------------|
| Applicant | <u>Michelle Gardner</u> | Phone # | <u>713 868 5840</u>                   |
| Address   | <u>727 Euclid St</u>    | E-mail  | <u>michelle.gardner@earthlink.net</u> |
| City      | <u>Houston</u>          | State   | <u>Tx</u>                             |
|           |                         | Fax #   | <u></u>                               |
|           |                         | Zip     | <u>77009</u>                          |
| Other     | <u>Sharon Greiff</u>    | Phone # | <u>713 868 1577</u>                   |
| Address   | <u>824 WOODLAND ST</u>  | E-mail  | <u>sharon@glassattraction.net</u>     |
| City      | <u>HOUSTON</u>          | State   | <u>Tx</u>                             |
|           |                         | Fax #   | <u></u>                               |
|           |                         | Zip     | <u>77009</u>                          |

**3. PROJECT INFORMATION (STAFF USE ONLY-DO NOT FILL IN):**

|                    |              |                       |             |
|--------------------|--------------|-----------------------|-------------|
| File #             | <u>278</u>   | Census Tract          | <u>5103</u> |
| Lambert #          | <u>5358</u>  | City Council District | <u>H</u>    |
| Key Map #          | <u>493 B</u> |                       |             |
| Super Neighborhood | <u>15</u>    |                       |             |
| TIRZ               | <u></u>      |                       |             |

# WOODLAND HEIGHTS



**5000sf Special Minimum Lot Size**

**MAP/SKETCH**

**SMLSA No. 278**

- Properties that meet the 5,000sf Special Minimum Lot Size
- Properties less than the 5,000sf Special Minimum Lot Size
- MF** Multi Family
- COM** Commercial
- VAC** Vacant
- EXC** Excluded

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCD 08-50

08-Regency

|  |  |   |                                   |                         |
|--|--|---|-----------------------------------|-------------------------|
| <b>SUBJECT:</b> An Ordinance authorizing an Agreement between the City of Houston and Regency Walk, LLC.                         |  | <b>Category #</b>   | <b>Page 1 of 2</b>                | <b>Agenda Item #</b> 19 |
| <b>FROM (Department or other point of origin):</b><br>Richard S. Celli, Director<br>Housing and Community Development Department |  | <b>Origination Date</b><br>7/14/08                                  | <b>Agenda Date</b><br>AUG 06 2008 |                         |
| <b>DIRECTOR'S SIGNATURE:</b> <i>Richard S. Celli</i>   |  | <b>Council District affected:</b><br>District "C"                   |                                   |                         |
| <b>For additional information contact:</b> Donald H. Sampley<br>Phone: 713-868-8458  |  | <b>Date and identification of prior authorizing Council action:</b> |                                   |                         |

**RECOMMENDATION: (Summary)**  
 The Department recommends approval of an Ordinance authorizing an Agreement between the City of Houston and Regency Walk, LLC to rehabilitate a multifamily housing facility.

|   |                        |
|---|------------------------|
| <b>Amount of Funding:</b><br>\$10,150,000 | <b>Finance Budget:</b> |
|---|------------------------|

**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund

Other (Specify)      **Special CDBG Funds**

**SPECIFIC EXPLANATION:**  
 John Quinlan, the sole owner of Regency Walk LLC (Arbor Square Apartments) and Sandpiper Apartments LP (Sandpiper Apartments), plans to rehab and combine both properties into one contiguous apartment complex. Both complexes are located in Fondren Southwest at 10301 Sandpiper and 10400 Sandpiper respectively. Mr. Quinlan recently purchased Arbor Square out of foreclosure.

The Arbor Square/ Regency Walk Apartment complex is a 320-unit multifamily property built in 1979. The apartment complex is located in the Fondren SW Braesgate Subdivision consisting of 26 two-story buildings and three one-story buildings on a 12.44 acre site. The amenities include: clubhouse, swimming pool, and laundry room.

The Sandpiper Apartment complex is a 286-unit multifamily property built in 1977. The complex is located in the Fondren Southwest Braesgate Subdivision consisting of 17 two-story residential buildings on a 10.282 acre site. The amenities include: clubhouse, two swimming pools, and two laundry rooms

From 1990 to present, John Quinlan has owned and managed over 15 apartment projects, consisting of over 4,000 rental units. Through his dedication of providing safe and well-managed affordable housing, he has obtained support from a coalition of neighborhood organizations and community leaders.

REQUIRED AUTHORIZATION

|  |                             |                             |
|--|-----------------------------|-----------------------------|
| <b>Finance Director:</b><br><i>Michael Maxwell</i> | <b>Other Authorization:</b> | <b>Other Authorization:</b> |
|--|-----------------------------|-----------------------------|

MS  
29-08

NOT

Date  
7/14/2008

Subject: An Ordinance authorizing an Agreement between the  
City of Houston and Regency Walk, LLC.

Originator's  
Initials  
*DSM*

Page  
2 of 2

The City of Houston's (City) loan proceeds will be used for rehabilitation hard cost only. The buildings will undergo improvements by installing new Hardiplank siding, low-energy security lighting, roofs, flashing, vents, gutters, downspouts, and splash blocks. Interior improvements will include paint, new carpet, flooring, new appliances, and update all cabinets in each unit. Common area renovations will include renovated community buildings including internet and computers, playgrounds, carports, new guard shack, automated gates, perimeter fencing and convert one swimming pool to a water park.

Fifty-one percent (51%) or 309 of 606 total units will be restricted as CDBG Affordable floating units for a period of 15 years. All restricted units will target residence earning at or below 60% of area median income.

The City's Performance Based Loan (PBL) will have an interest of 0% and a term of 15 years. The PBL will be forgiven at the end of the 15-year period so long as the Borrower complies with all City loan agreement terms and conditions, and the property is in compliance with all HUD and City requirements.

This restriction will remain in place for an affordability period of 15 years, and will be superior to North Houston Bank's first lien.

Source of Funds:

|                        |                |
|------------------------|----------------|
| North Houston Bank     | \$11,400,000   |
| City of Houston/ PBL   | 10,150,000     |
| Equity                 | <u>450,000</u> |
| Total Sources of Funds | \$ 22,000,000  |

Uses of Funds:

|                    |                |                     |
|--------------------|----------------|---------------------|
| Acquisition        | \$11,400,000   | \$18,812 per unit   |
| Hard Cost          | 10,150,000     | 16,749 per unit     |
| Soft Cost          | <u>450,000</u> | <u>742 per unit</u> |
| Total Project Cost | \$22,000,000   | \$36,304 per unit   |

The project is consistent with the City of Houston Consolidated Plan to create affordable housing units. The City's participation in the project will contribute to the goal of increasing the number of affordable rental housing units in the Houston area.

The Department recommends approval of an agreement between the City and Regency Walk LLC.

RC:DS:jn

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

**BUDGET**  
**Regency Walk LLC**

City of Houston Housing and Community Development

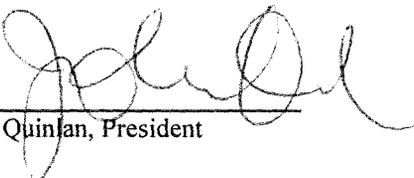
606 units

|                                     |           |
|-------------------------------------|-----------|
| ACCESS GATES & GUARD HOUSE          | 166,650   |
| ADA COMPLIANCE                      | 151,500   |
| APPLIANCES                          | 1,230,180 |
| ARCHITECTURAL BUILDING FEATURES     | 333,300   |
| BALCONIES AND STAIRS                | 272,700   |
| BOILERS                             | 99,990    |
| CABINETS                            | 727,200   |
| CARPENTRY                           | 727,200   |
| CARPORTS                            | 393,900   |
| CLEAN UP                            | 75,750    |
| COMMUNITY / LEASING OFFICE UPGRADES | 196,950   |
| DEBRIS REMOVAL                      | 60,600    |
| DRIVEWAYS / PARKING                 | 199,980   |
| ELECTRICAL                          | 151,500   |
| EQUIPMENT AND TOOLS                 | 121,200   |
| EXT. PAINT                          | 181,800   |
| FIXTURES - PLUMB/ELEC               | 303,000   |
| FLOORING                            | 606,000   |
| FOUNDATION/BRICK                    | 90,900    |
| GENERAL CONSTRUCTION                | 926,574   |
| HVAC - UNITS                        | 787,800   |
| INT. PAINT                          | 181,800   |
| LANDSCAPING                         | 242,400   |
| MAKE-READY & CLEAN                  | 60,600    |
| MISCELLANEOUS                       | 363,706   |
| PLAYGROUNDS                         | 60,600    |
| PLUMBING                            | 121,200   |
| POOLS & WATERPARK                   | 151,500   |
| RELOCATION EXPENSES                 | 151,500   |
| ROOFS                               | 303,000   |
| SIGNAGE                             | 72,720    |
| STREET TO GREEN SPACE CONVERSION    | 545,400   |
| WINDOW COVERING                     | 90,900    |

Tot rehab 10,150,000

Signed this 15<sup>th</sup> day of July, 20 07.

Regency Walk, LLC

By:   
John Quinlan, President

City of Houston Housing  
Community Development

By:   
Richard Celli

HCD08-113a

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

HCD 08-113a Fairlake

|   |  |  |                                   |                                   |
|---|--|--|-----------------------------------|-----------------------------------|
| <b>SUBJECT:</b> An Ordinance to modify the Land Use Restriction Agreement and Loan Agreement between the City of Houston and TX Lake Houston Point Apartments, L.P.   |  | <b>Category #</b>  | <b>Page</b><br>1 of 1             | <b>Agenda Item #</b><br><b>20</b> |
| <b>FROM (Department or other point of origin):</b><br>Richard S. Celli, Director<br>Housing and Community Development Department  |  | <b>Origination Date</b><br>7/15/08   | <b>Agenda Date</b><br>AUG 06 2008 |                                   |
| <b>DIRECTOR'S SIGNATURE:</b><br><i>Richard S. Celli</i>   |  | <b>Council District affected:</b><br>District "E"                                    |                                   |                                   |
| <b>For additional information contact:</b> Donald H. Sampley<br>Phone: 713-868-8458   |  | <b>Date and identification of prior authorizing Council action:</b> 2005-2 - 1/12/05 |                                   |                                   |
| <b>RECOMMENDATION: (Summary)</b><br>The Department recommends approval of an Ordinance authorizing a modification to the Land Use Restriction Agreement between the City of Houston and TX Lake Houston Point Apartments, L.P.  |  |  |                                   |                                   |
| <b>Amount of Funding:</b><br>No New Funding Required  |  |  | <b>Finance Budget:</b>            |                                   |
| <b>SOURCE OF FUNDING</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund   |  |  |                                   |                                   |
| <input checked="" type="checkbox"/> Other (Specify) BOND FUND   |  |  |                                   |                                   |
| <b>SPECIFIC EXPLANATION:</b><br><br>The Fairlake Cove Apartment complex, a newly constructed affordable housing project, is located at the southeast corner of FM 1960 and Fairlake Drive. The 200-unit complex currently has 200 units restricted for low or very low-income families.<br><br>The Ordinance will approve decreasing the restricted units from 200 units to the HOME requirement of 10 HOME restricted units. Two units will be rented to very low-income tenants at or below 50% of Area Median Income and eight units to low-income tenants at or below 60% of Area Median Income.<br><br>Fairlake Cove is one property in a group of multifamily projects being considered in a financial trade for a HOME fund pay out to the Federal Government. This particular project represents \$800,000 in City funds.<br><br>The project is consistent with the City of Houston Consolidated Plan to provide affordable housing for low and very low-income families. The Department recommends approval.<br><br>RC:DS:jt<br><br>C: City Secretary<br>Controller's Office<br>Finance Department<br>Legal Department<br>Mayor's Office |  |  |                                   |                                   |
| <b>REQUIRED AUTHORIZATION</b>   |  |  |                                   |                                   |
| <b>Finance Director:</b><br><i>Michelle Mitchell</i>  |  | <b>Other Authorization:</b>  |                                   | <b>Other Authorization:</b>       |

*mg*

**SUBJECT:** An ordinance approving and authorizing a contract between the City of Houston and Burghli Investments, LLC, to construct 10 affordable solar powered single-family houses in the Royal Oak Terrace Subdivision and appropriating funds from TIRZ Affordable Housing Fund 2409.

|                   |                       |                                       |
|-------------------|-----------------------|---------------------------------------|
| <b>Category #</b> | <b>Page</b><br>1 of 2 | <b>Agenda Item #</b><br><br><b>21</b> |
|-------------------|-----------------------|---------------------------------------|

|  |                                      |                                    |
|--|--------------------------------------|------------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Housing and Community Development Department | <b>Origination Date:</b><br>07/10/08 | <b>Agenda Date:</b><br>AUG 06 2008 |
|--|--------------------------------------|------------------------------------|

|  |  |
|--|--|
| <b>DIRECTOR'S SIGNATURE:</b><br>Richard S. Celli, Director | <b>Council District affected:</b><br>"B" |
|--|--|

|  |   |
|--|---|
| <b>For additional information contact:</b> Steve Tinnermon,<br>832-393-0966<br><b>Phone:</b> | <b>Date and identification of prior authorizing Council action:</b> |
|--|---|

**RECOMMENDATION: (Summary)**  
The Department recommends approval of an ordinance authorizing a contract between the City of Houston and Burghli Investments, LLC, to construct 10 affordable solar powered single-family houses in the Royal Oak Terrace Subdivision and appropriating funds from TIRZ Affordable Housing Fund 2409.

|                                     |                        |
|-------------------------------------|------------------------|
| <b>Amount of Funding:</b> \$450,000 | <b>Finance Budget:</b> |
|-------------------------------------|------------------------|

**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund

Other (Specify) TIRZ FUND 2409

**SPECIFIC EXPLANATION:**  
Burghli Investments, LLC, ("Burghli") is a Texas Limited Liability Company. The Housing and Community Development Department (HCDD) proposes providing a total of \$450,000 to Burghli in TIRZ funds to assist in the development of 10 affordable solar powered single-family houses. The \$450,000 will be in the form of a secured grant. The TIRZ construction subsidy will be \$45,000 per house. HCDD will require that there be an interim construction lender that finances the entire project costs. At the completion of construction, HCDD will reduce the interim construction loan with the subsidy.

Specific home sites are:

| Lot | Block | Address | Street Name    |
|-----|-------|---------|----------------|
| 2   | 1     | 10906   | Seneca         |
| 3   | 1     | 10910   | Seneca         |
| 4   | 1     | 10914   | Seneca         |
| 32  | 1     | 5806    | Darlington Oak |
| 33  | 1     | 5810    | Darlington Oak |
| 35  | 1     | 5818    | Darlington Oak |
| 36  | 1     | 5822    | Darlington Oak |
| 37  | 1     | 5826    | Darlington Oak |
| 11  | 2     | 5811    | Darlington Oak |
| 13  | 2     | 5819    | Darlington Oak |

The newly constructed houses will be sold to families whose annual incomes do not exceed 80% of AMI, and who will occupy the property as their principal residence.

**REQUIRED AUTHORIZATION**

|                              |                                 |                             |
|------------------------------|---------------------------------|-----------------------------|
| <b>Finance Director:</b><br> | <b>Other Authorization:</b><br> | <b>Other Authorization:</b> |
|------------------------------|---------------------------------|-----------------------------|

R

|                         |  |   |   |
|-------------------------|--|---|---|
| <b>Date</b><br>07/10/08 | <b>Subject:</b> An ordinance approving and authorizing a contract between the City of Houston and Burghli Investments, LLC, to construct 10 affordable solar powered single-family houses in the Royal Oak Terrace Subdivision and appropriating funds from TIRZ Affordable Housing Fund 2409. | <b>Originator's Initials</b><br><i>Bobh</i> | <b>Page</b><br>2 of 2<br>#21<br>8/16/08 |
|-------------------------|--|---|---|

→ ~~The net proceeds will be kept in an interest bearing account at a financial institution approved by the HCDD Director. Net project proceeds can not be withdrawn from the interest bearing account without prior written approval of the HCDD Director.~~

→ ~~The City will allow Burghli to retain the proceeds generated from this development activity provided that Burghli performs as required under the contract and provided that Burghli uses the proceeds from the sale of the houses to build additional solar powered single-family houses.~~

The development is consistent with the City's Plan to provide affordable housing for low to moderate income families.

The Department recommends approval of an ordinance authorizing a contract between the City of Houston and Burghli Investments, LLC, to construct 10 affordable solar powered single-family houses in the Royal Oak Terrace Subdivision and appropriating funds from TIRZ Affordable Housing Fund 2409.

RSC:DHS:meb



**Date**  
07/25/08

**Subject:** An ordinance approving and authorizing a \$1,393,280 contract between the City of Houston and the Houston Housing Authority using TIRZ funds to design and install an automatic fire sprinkler system for a low-income elderly housing development.

**Originator's  
Initials**



**Page**  
2 of 2

This action is consistent with the City's Consolidated Plan to provide safe and decent housing for the low-income elderly population.

The Department recommends approval of an ordinance approving and authorizing a \$1,393,280 contract between the City of Houston and the Houston Housing Authority using TIRZ funds to design and install an automatic fire sprinkler system for a low-income elderly housing development located at 7225 Bellerive.

RSC:meb

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

|   |                     |                    |                                       |
|---|---------------------|--------------------|---------------------------------------|
| <b>SUBJECT:</b> An ordinance appropriating \$5,877,009.12 in tax increment revenue payments made by Humble ISD, Aldine ISD, Spring ISD, and Lone Star College (NHMCCD) and authorizing the transfer of tax increment revenues from the various Tax Increment Funds pursuant to Tri-Party & Interlocal Agreements. | <b>Category # 1</b> | <b>Page 1 of 1</b> | <b>Agenda Item #</b><br><br><b>23</b> |
|---|---------------------|--------------------|---------------------------------------|

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|--|--|-----------------------------------|
| <b>FROM: (Department or other point of origin):</b><br>Department of Finance | <b>Origination Date</b><br>July 18, 2008 | <b>Agenda Date</b><br>AUG 06 2008 |
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|  |   |
|--|---|
| <b>DIRECTOR'S SIGNATURE:</b><br><i>Michelle Mitchell</i> | <b>Council Districts affected:</b><br>"Districts B and E" |
|--|---|

|   |   |
|---|---|
| <b>For additional information contact:</b><br>Tom Mesa Phone: 7-9857<br>Julia Gee Phone: 7-7828 | <b>Date and identification of prior authorizing Council Action:</b> |
|---|---|

**RECOMMENDATION: (Summary)**  
That City Council approve an ordinance appropriating \$5,877,009.12 in tax increment revenue payment made by Humble ISD, Aldine ISD, Spring ISD, and Lone Star College (formally known as North Harris Montgomery Community College District) authorizing the transfer of tax increment revenues from the Tax Increment Reinvestment Zones Number Ten (Lake Houston Zone) and Eleven (Greater Greenspoint Zone) Tax Increment Funds pursuant to Tri-Party & Interlocal Agreements.

|  |              |
|--|--------------|
| <b>Amount of Funding:</b> \$5,877,009.12 | F & A Budget |
|--|--------------|

**Source of Funding:** ) [ ] General Fund [ ] Grant Fund [ ] Enterprise Fund [X] Other (Specify)  
TIRZ Fund Number 7558 for \$5,214,656.07 and TIRZ Fund Number 7559 for \$662,353.05

**Specific Explanation:**

The appropriation of \$5,214,656.07 results from the tax increment payments received from Humble Independent School Districts for Tax Increment Reinvestment Zone Number Ten (Lake Houston Zone) in which the jurisdiction participates.

- As set forth in the attached spreadsheet, \$25,000.00 will be transferred to the General Fund for TIRZ Administrative costs; \$4,338,690.32 will be paid to Humble ISD for Educational Facilities Project Costs; and \$850,965.75 for payment of project costs pursuant to Chapter 311 of the Texas Tax Code.

The appropriation of \$662,353.05 results from the tax increment payments received from Aldine and Spring Independent School Districts and for Lone Star College for Tax Increment Reinvestment Zone Number Eleven (Greater Greenspoint Zone) in which the jurisdiction participates.

- As set forth in the attached spreadsheet, \$28,890.15 will be transferred to the General Fund for TIRZ Administrative costs; \$633,462.90 will be paid to Greater Greenspoint Redevelopment Authority (of which \$11,268.35 will be paid to Greater Greenspoint Redevelopment Authority to be held in escrow for Aldine ISD); and for payment of project costs.

cc: Marty Stein, Agenda Director  
Anna Russell, City Secretary  
Arturo Michel, City Attorney  
Deborah McAbee, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

|                          |   |                             |
|--------------------------|---|-----------------------------|
| <b>F&amp;A Director:</b> | <b>Other Authorization:</b><br><i>[Signature]</i> | <b>Other Authorization:</b> |
|--------------------------|---|-----------------------------|



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 7787**

**Subject:** Appropriate Funds and Approve an Ordinance Awarding a Contract for Professional Services to the MITRE Corporation for Consulting Services for the Information Technology Department

Category #  
9

Page 1 of 2

Agenda Item

**24**

**FROM (Department or other point of origin):**

Richard Lewis  
Chief Information Officer  
Information Technology

**Origination Date**

July 28, 2008

**Agenda Date**

**AUG 06 2008**

**DIRECTOR'S SIGNATURE**

*Richard Lewis*

**Council District(s) affected**  
All

**For additional information contact:**

Richard Lewis                      **Phone:** (832) 393-0082  
Janis Benton                         **Phone:** (832) 393-0004

**Date and Identification of prior authorizing Council Action:**

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$320,000.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve an ordinance awarding a contract for professional services to the MITRE Corporation for consulting services for the Information Technology Department.

**Finance Budget**

\$200,000.00 Contract  
\$120,000.00 Project Management  
\$320,000.00

FY09 Equipment Acquisition Consolidated Fund (1800)

WBS: X-685001-0001-3-03

**SPECIFIC EXPLANATION:**

This RCA recommends that City Council approve an ordinance authorizing the appropriation of \$320,000.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) for the Information Technology Department (ITD). It is further recommended that City Council approve an ordinance awarding a contract to the MITRE Corporation (MITRE) in the total amount of \$200,000.00 for professional services to assess the City's enterprise wide wired and wireless network initiatives. The total appropriation also includes funding for Project Management Services in the amount of \$120,000.00 under an existing contract for temporary consulting services.

The ITD scope of work requires the contractor to perform (1) an assessment of City of Houston wireless networks planned and those deployed (2) a high level systems architecture plan (i.e., for standards related to hardware, software, skills, security and architecture), and project management for wireless network infrastructure development initiatives.

This engagement will provide the City with a (1) wireless requirements and network assessment report, (2) recommendation for city-wide wireless network architecture, and (3) a citywide cost benefit analysis.

**BACKGROUND**

There are 27 different City wireless projects being deployed or planned by 10 City departments. It is imperative that we perform this assessment and planning engagement now, similar to an engagement ITD did in 2003 on the wired data network. The 2003 assessment revealed that more the 90% of the 300 routers and 800 switches were beyond their support life (i.e., presented a significant operational risk), there was a mix of vendor devices requiring multiple skills sets, and that the network had no logical design as it had been built

**REQUIRED AUTHORIZATION**

Finance Department:

*Michelle Mitchell*

Other Authorization:

Other Authorization:

|                    |  |                                |             |
|--------------------|--|--------------------------------|-------------|
| Date:<br>7/28/2008 | Subject: Appropriate Funds and Approve an Ordinance Awarding a Contract for Professional Services to the MITRE Corporation for Consulting Services for the Information Technology Department | Originator's<br>Initials<br>FR | Page 2 of 2 |
|--------------------|--|--------------------------------|-------------|

over time by each department. This year ITD will complete the implementation of a \$15-million network upgrade to correct these issues. Like the wired network assessment, this wireless network assessment will help us build a logical citywide wireless network that minimize the risk of disrupting essential City services and maximize our investments to support public safety, public service, and community access application requirements.

City wireless applications fall into three categories: 1) City field workers (i.e., police officers, inspectors, public works, etc.), 2) Fixed asset (i.e., thousands of parking meters, water meters, video cameras, etc.), and 3) Remote City facilities (i.e., Park recreation community centers, PWE facilities, branch libraries, HPD storefronts, etc.).

Current wireless networks include a ubiquitous outdoor Wi-Fi across the downtown business district (Parking Meter Payment System), citywide PWE wireless microwave network that connects water treatment and lift station facilities, and a downtown video surveillance network.

In addition to the many smaller wireless projects, major projects underway include an expansion of the parking meter and PWE networks and the implementation of a community Wi-Fi across ten (10) underserved neighborhoods – to bridge the digital divide. If designed properly, these networks can be expanded to support the City's mobile, fixed asset, and remote facility requirements in addition to the target applications (i.e., parking meter payments, PWE SCADA/security, and digital inclusion).

MITRE is a not-for-profit organization chartered by the U.S. Congress to work in the public interest and is prohibited from competing with private for profit firms. It partners with government sponsors to support their critical operational missions and address issues of national importance. MITRE supports the Department of Defense, the Federal Aviation Administration, and the Internal Revenue Service. MITRE's unique expertise providing unbiased Federally Funded Research and Development Centers (FFRDC) assistance, independence, strategic focus, technical depth, system engineering and basic knowledge of the City of Houston clearly make this engagement the best value for the City.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

|  |                       |                              |
|--|-----------------------|------------------------------|
| <b>SUBJECT:</b> Appropriate Additional Funds<br>Archi*Technics/3, Inc.<br>Task Order Contract for Various City Departments<br>WBS Nos. L-000TOC-0001-3, H-000073-0001-3, F-000586-0001-3 | <b>Page</b><br>1 of 1 | <b>Agenda Item</b><br><br>25 |
|--|-----------------------|------------------------------|

|   |                                     |                                   |
|---|-------------------------------------|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>General Services Department | <b>Origination Date</b><br>07.30.08 | <b>Agenda Date</b><br>AUG 06 2008 |
|---|-------------------------------------|-----------------------------------|

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|---|--|
| <b>DIRECTOR'S SIGNATURE:</b><br>Issa Z. Dadoush, P.E. <i>Issa Dadoush 6/24/08</i> | <b>Council District affected:</b><br>All |
|---|--|

|  |   |
|--|---|
| <b>For additional information contact:</b><br>Jacquelyn L. Nisby <i>Celina Ridge</i> Phone: 832.393.8023 | <b>Date and identification of prior authorizing Council action:</b><br>Ordinance No. 2007-0527; Dated May 2, 2007 |
|--|---|

**RECOMMENDATION:** Appropriate additional funds for the projects.

|   |  |
|---|--|
| <b>Amount and Source of Funding:</b><br>\$ 14,000.00—Parks Consolidated Construction Fund (4502)<br>\$ 90,900.00—Solid Waste Consolidated Construction Fund (4503)<br>\$ 50,000.00—Public Health Consolidated Construction Fund (4508)<br><b>\$154,900.00 Total Appropriation</b> | <b>Finance Budget:</b><br><i>Mitchell Mitchell</i> |
| <b>Previous Funding:</b><br>\$ 100,000.00—General Improvements Consolidated Construction Fund (4509)  |  |

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate an additional amount of \$154,900.00 to the task order contract with Archi\*Technics/3, Inc. for architectural and engineering services for the Parks and Recreation, Solid Waste Management and Health and Human Services Departments. Periodically, as departments identify projects and specific funding for each project, Council will be asked to appropriate additional funds to this contract.

**PROJECT LOCATION:** Citywide

**SCOPE OF CONTRACT AND FEE:** Under the terms of the contract, the consultant will perform design phase services, on an as needed basis, for various City departments and will seal documents to comply with the City Building Code. Fees for each project will be negotiated based upon the size and complexity of the tasks involved.

**PREVIOUS HISTORY AND PROJECT SCOPE:** On May 2, 2007, City Council approved a Professional Architectural Services Contract with Archi\*Technics/3, Inc. and appropriated \$100,000.00. The maximum contract amount is \$500,000.00.

**M/WBE PARTICIPATION:** The original contract and this additional appropriation have an M/WBE goal of 24%. The consultant will utilize the certified M/WBE firms referenced in the original contract to achieve the goal. As of May 2008, the consultant has achieved 25% M/WBE participation.

IZD:PJG:JLN:RAV:SC:ps

c: Marty Stein, Joseph Kurian, Velma Laws, Webb Mitchell, Jacquelyn L. Nisby, Gary Readore, Kim Nguyen, Daniel Pederson, Mark Ross, Celina Ridge, Project File 813

REQUIRED AUTHORIZATION

CUIC # 25DSGN19 NDT

|   |  |  |  |
|---|--|--|--|
| <b>General Services Department:</b><br><i>Phil Golembiewski</i><br>Phil Golembiewski, P.E.<br>Chief of Design & Construction Division | <b>Department of Health and Human Services:</b><br><i>Celina Ridge</i><br>Stephen L. Williams, M. ED.<br>MPA<br>Director | <b>Solid Waste Management Department:</b><br><i>Harry J. Hayes</i><br>Harry J. Hayes<br>Director<br>8/7/08 | <b>Parks and Recreation Department:</b><br><i>Joe Turner</i><br>Joe Turner<br>Director |
|---|--|--|--|

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for various street projects. Page 1 of 1 Agenda Item # 26

FROM: (Department or other point of origin): Department of Public Works and Engineering Origination Date 7-31-08 Agenda Date AUG 06 2008

DIRECTOR'S SIGNATURE: Michael S. Marcotte, P.E., DEE, Director, PW&E. Council District affected: All

For additional information contact: Nancy P. Collins Phone: (713) 837-0881 Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary) Approve an ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for various street projects.

Amount and Source of Funding: \$5,060,000.00 Street and Bridge Consolidated Construction Fund 4506, N-00663A-00RE-2-01

SPECIFIC EXPLANATION: The Department of Public Works and Engineering is submitting an ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for the following projects:

Table with 4 columns: WBS No., Project, Council District, Key Map. Lists various paving and rehabilitation projects across different council districts.

Therefore, it is recommended that a blanket appropriation ordinance be passed appropriating \$5,060,000.00 from the Street and Bridge Consolidated Construction Fund 4506, finding a public necessity for the projects listed above, and authorizing payments for the costs of land purchases/condemnations, appraisal fees, title policy premiums and/or other services in connection with negotiations to settle purchases, recording fees, and court costs and expert witness fees associated with condemnations for the projects listed above.

Cc: Marty Stein, Waynette Chan, Reid Mrsny

REQUIRED AUTHORIZATION CUIC #20REV02. Finance Dept: Michelle Mitchell. Other Authorization: Reid Mrsny, Senior Asst. Director Engineering Division. Other Authorization: Andrew F. Icken, Deputy Director Planning and Development Services Division.

## FY09 STREET AND BRIDGE APPROPRIATION

| WBS                | PROJECT  | PROPOSED AMOUNT        |
|--------------------|--|------------------------|
| N-00530A-0001-2-01 | Fuqua Paving: South Freeway (S.H. 288) to Mykawa           | \$ 200,000.00          |
| N-000533-0001-2-01 | Ella (Wheatley) Paving: Little York to W. Gulf Bank        | \$ 300,000.00          |
| N-000589-0001-2-01 | Tanner Road Paving: Beltway 8 to Triway Ln                 | \$ 50,000.00           |
| N-000590-0001-2-01 | Holmes Road Paving: Main to Kirby                          | \$ 500,000.00          |
| N-000594-0001-2-01 | Kirby Paving: Holmes to Orem                               | \$ 100,000.00          |
| N-000612-0001-2-01 | Lockwood Paving: Bennington to Tidwell                     | \$ 60,000.00           |
| N-000663-0001-2-01 | Miscellaneous Land Acquisition                             | \$ 500,000.00          |
| N-000664-0001-2-01 | Greens Road Paving: John Fitzgerald Kennedy to Lee         | \$ 500,000.00          |
| N-000708-0001-2-01 | Parker Road: Hardy Toll Road to Eastex Frwy                | \$ 300,000.00          |
| N-000733-0001-2-01 | Armour Dr. & Harvey Wilson Reconst: Lockwood / Clinton Dr. | \$ 50,000.00           |
| N-000744-0001-2-01 | North Main Rehabilitation: IH-45 to Airline                | \$ 1,300,000.00        |
| N-000822-0001-2-01 | Bayou Drive: From South Street at Myrtle to Quitman        | \$ 1,200,000.00        |
|                    | <b>TOTAL</b>   | <b>\$ 5,060,000.00</b> |

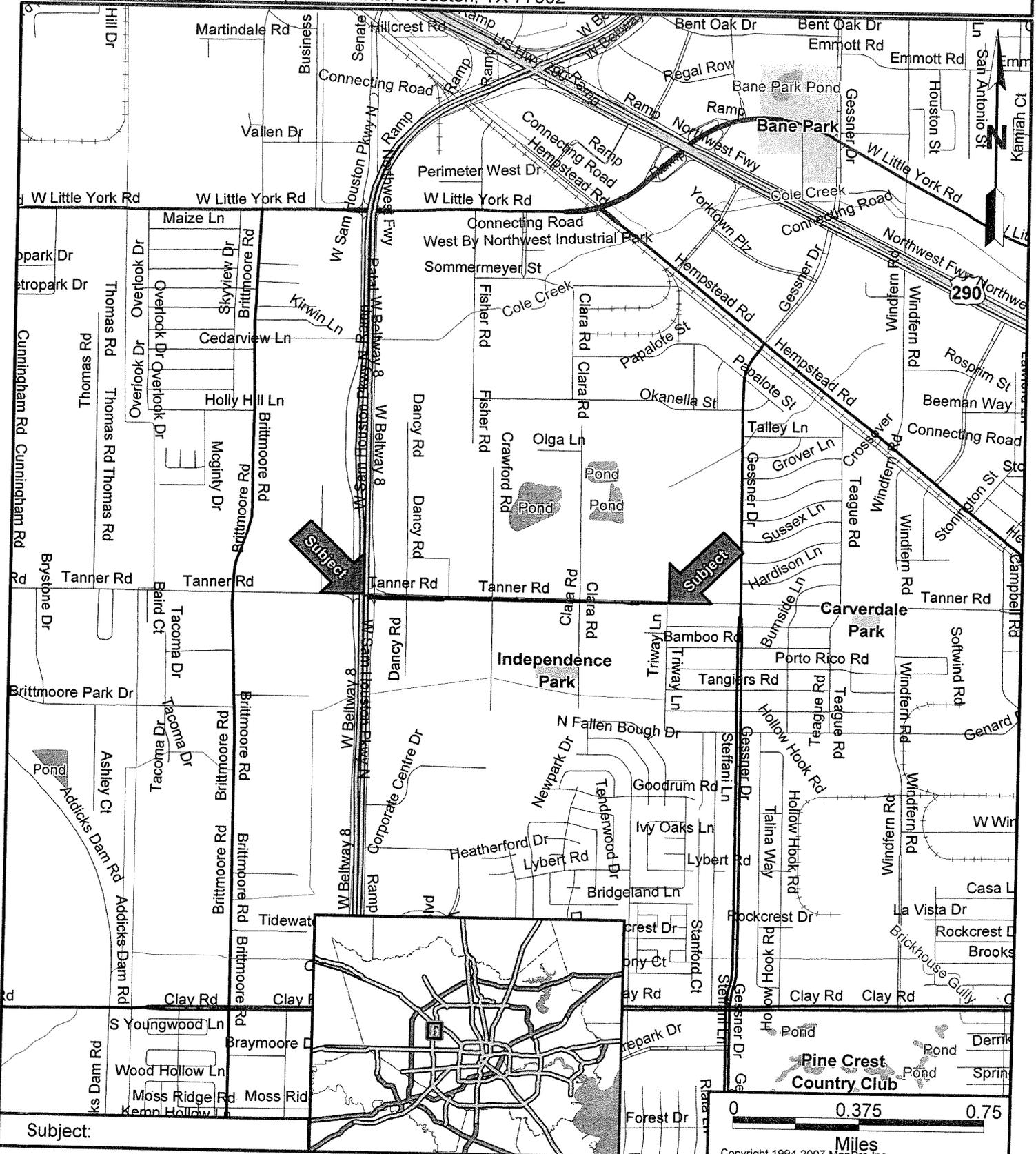
# LOCATION MAP

Description: Tanner Road Paving: Beltway 8 to Triway Ln

WBS# N-000589-0001-2-01; Council District A; Key Map 449C,D; 450A

Subject Address: Tanner Road Paving Project

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:

### CAUTION:

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

Copyright 1994-2007 MapPro Inc.

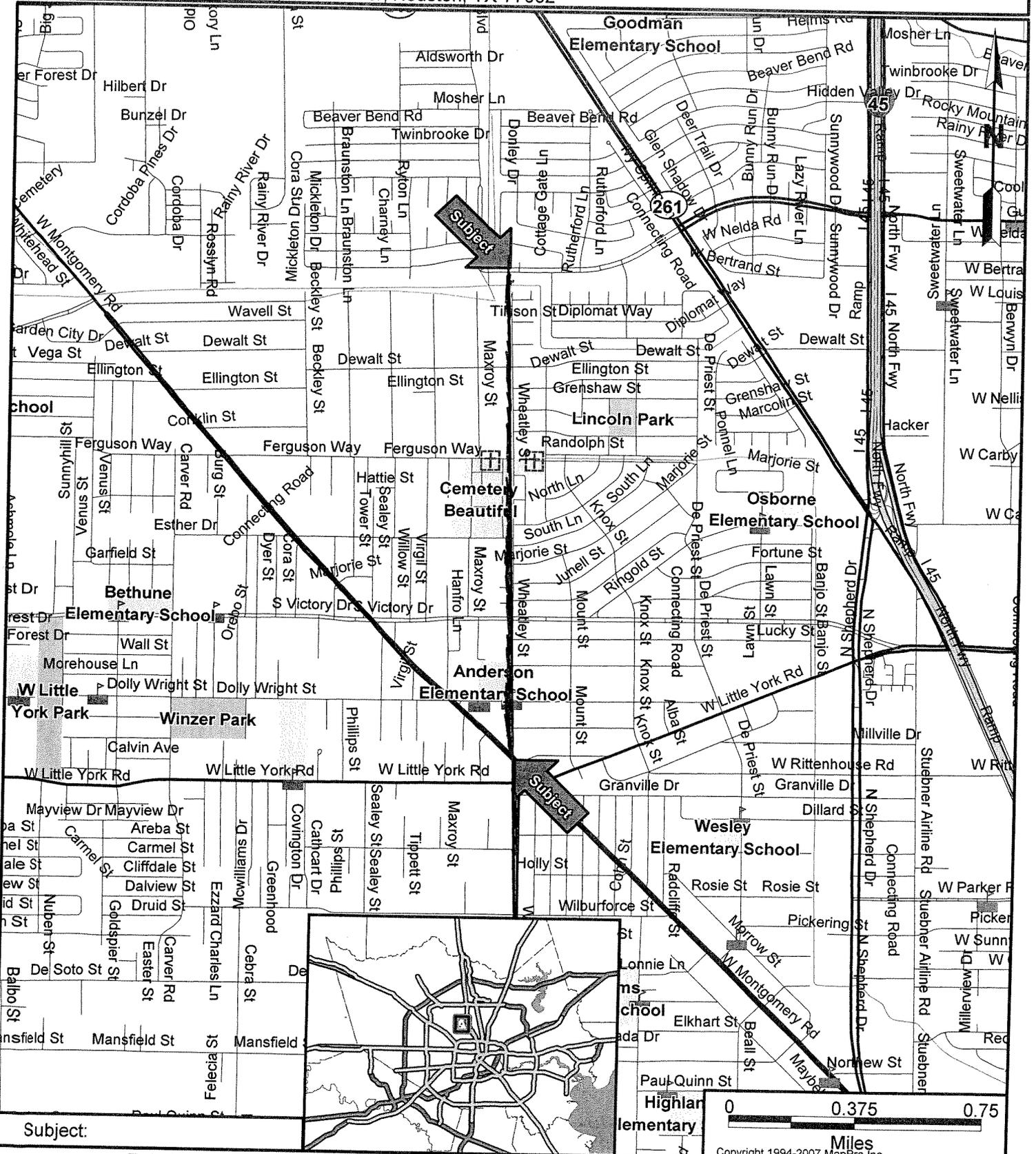
# LOCATION MAP

Description: Ella Wheatley Paving: Little York to W. Gulf Bank

WBS# N-000533-0001-2-01; Council District B; Key Map 412P, T, X

Subject Address: , Houston, TX 77088

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



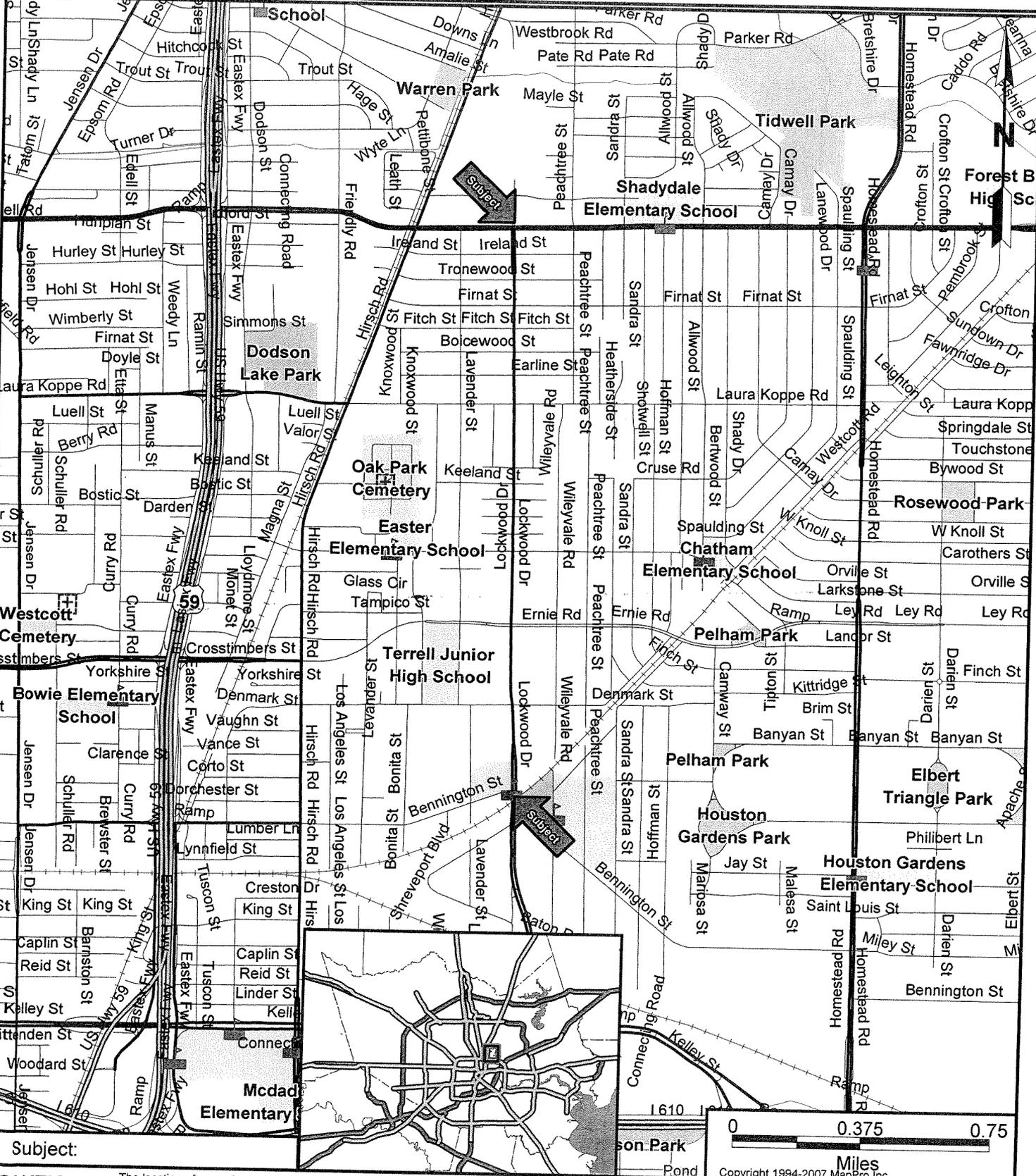
Subject:

### CAUTION:

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

# LOCATION MAP

Description: Lockwood Paving: Bennington to Tidwell  
 WBS# N-000612-0001-2-01; Council District B; Key Map 454G, L, Q  
 Subject Address: Lockwood Paving Project  
 Prepared by: City of Houston, 611 Walker, Houston, TX 77002



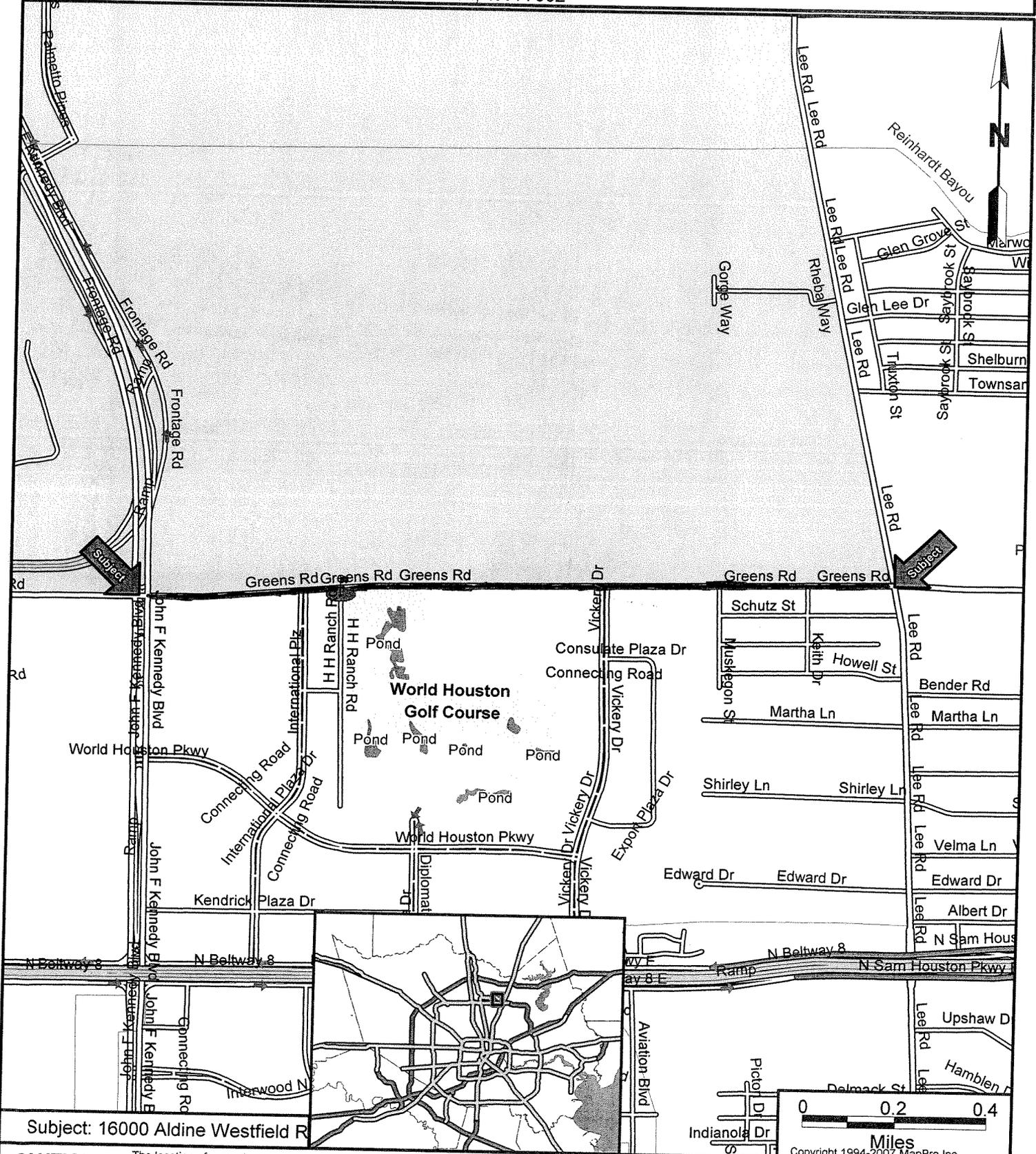
Subject:

**CAUTION:**

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

# LOCATION MAP

Description: Greens Road Paving: John Fitzgerald Kennedy to Lee Road  
 WBS# N-000664-0001-2-01; Council District B; Key Map 374P, Q, R  
 Subject Address: Greens Road Paving  
 Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject: 16000 Aldine Westfield R

**CAUTION:**

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

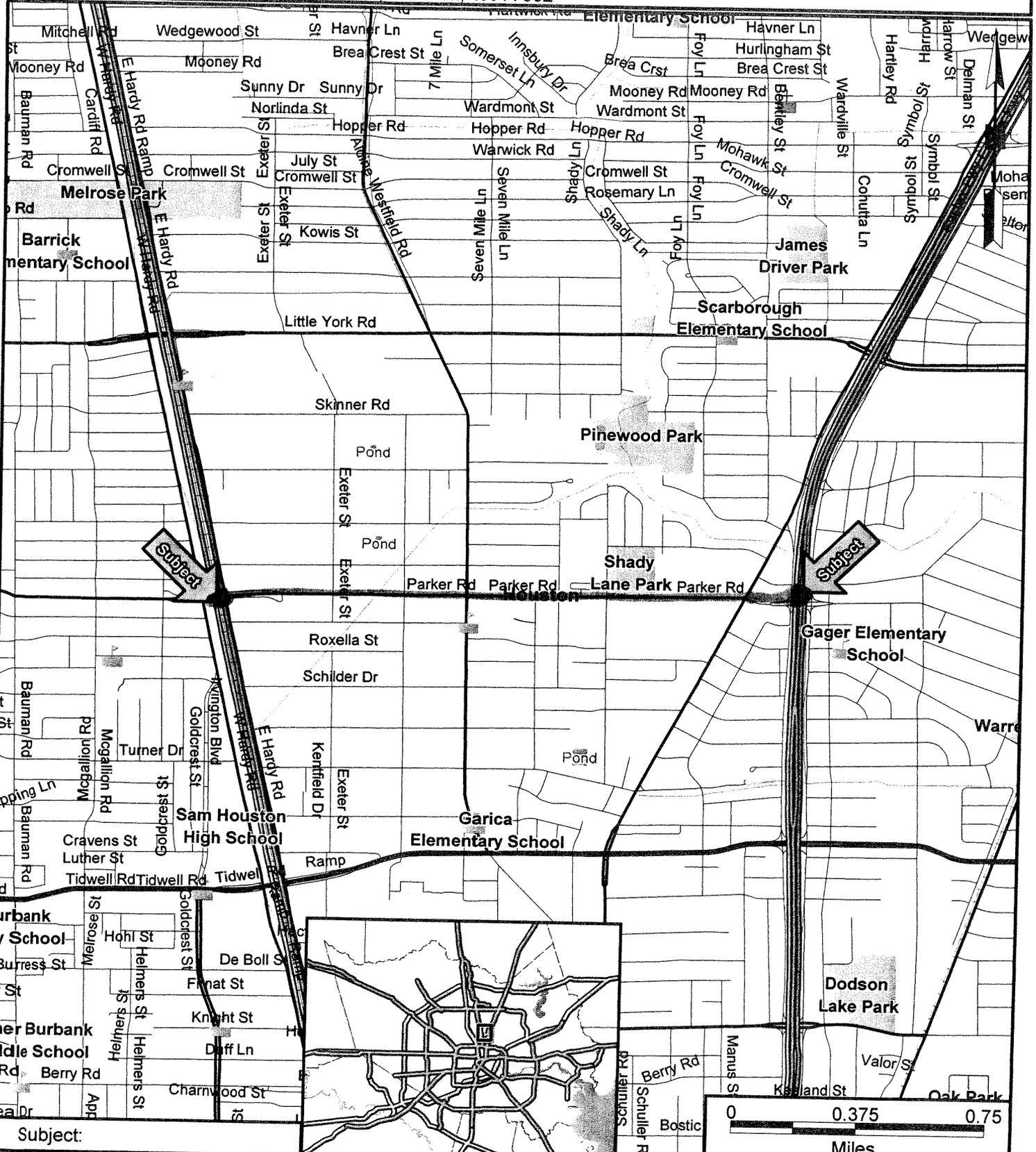
# LOCATION MAP

Description: Parker Road Hardy Toll Road to Eastex Frwy

WBS# N-000708-0001-2-01 Council District B & H; Key Map 413Z and 414W, X

Subject Address: Parker Road

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:

### CAUTION:

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

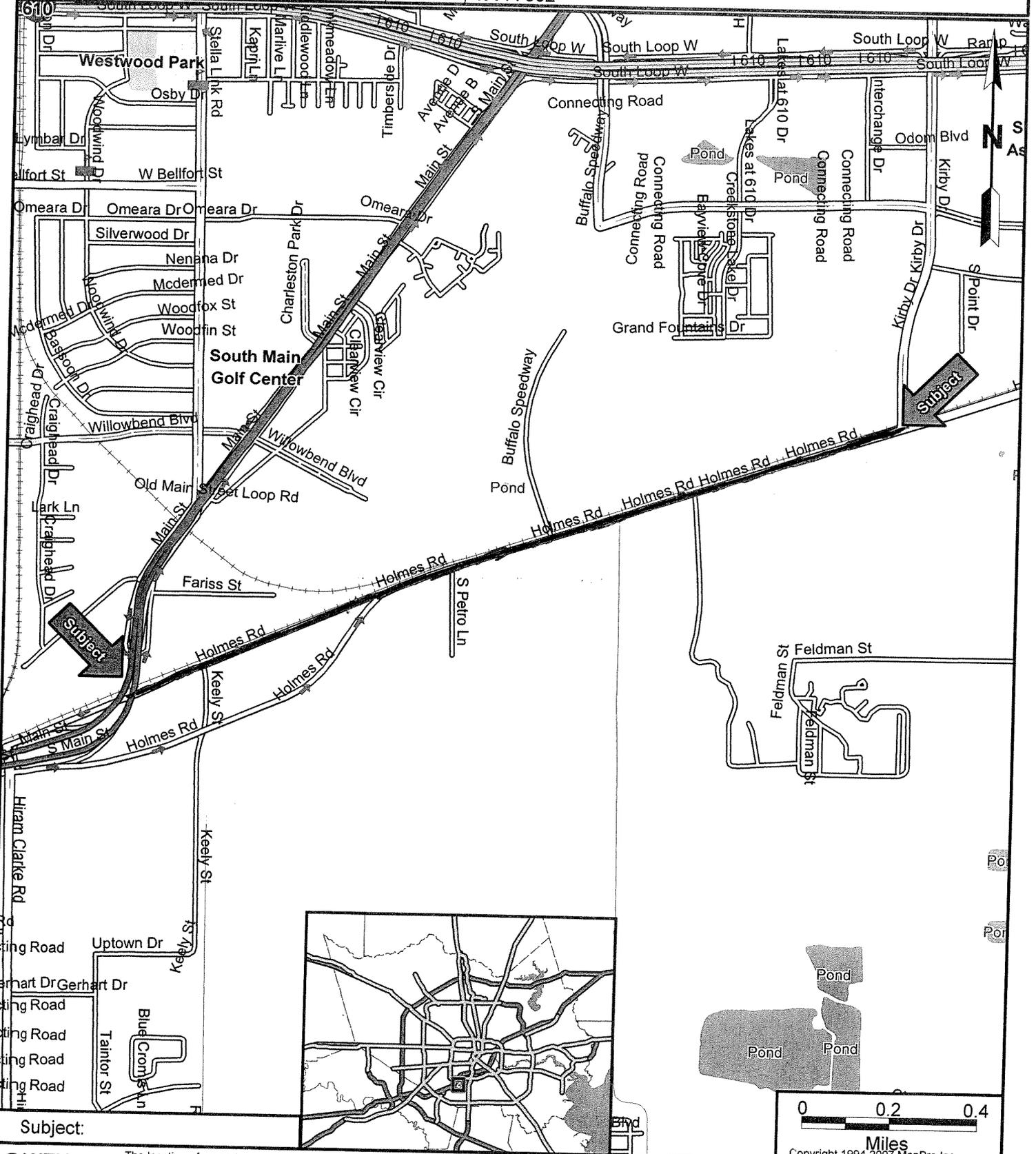
# LOCATION MAP

Description: Holmes Road Paving: Main to Kirby

WBS# N-000590-0001-2-01; Council District C, D; Key Map 572A,B; 532X, Y

Subject Address: , Houston, TX 77025

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:

### CAUTION:

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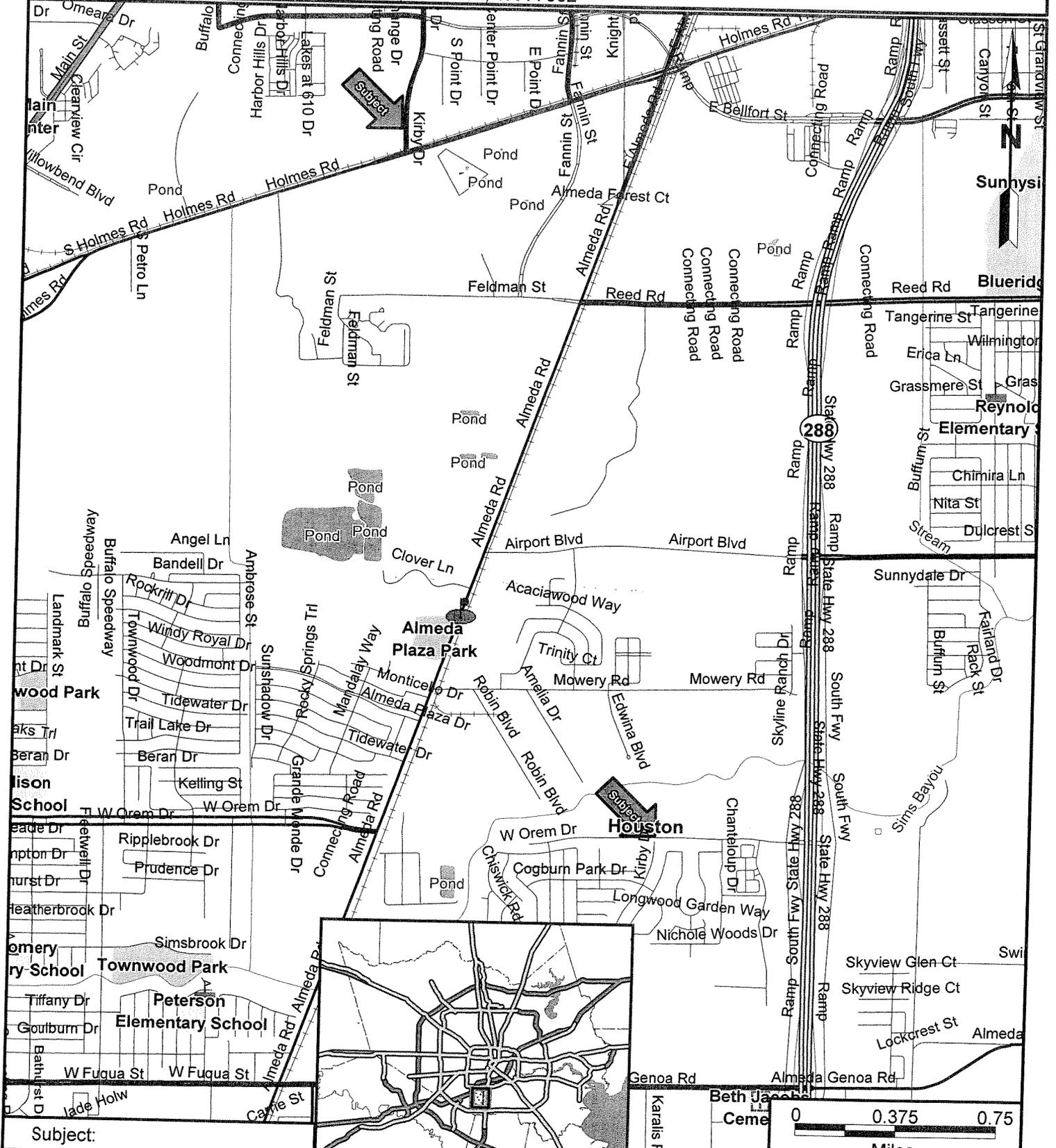
# LOCATION MAP

Description: Kirby Paving: Holmes to Orem

WBS# N-000594-0001-2-01; Council District C, D; Key Map 532Y, 572.D, H, M

Subject Address: Kirby Drive Paving

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:

### CAUTION:

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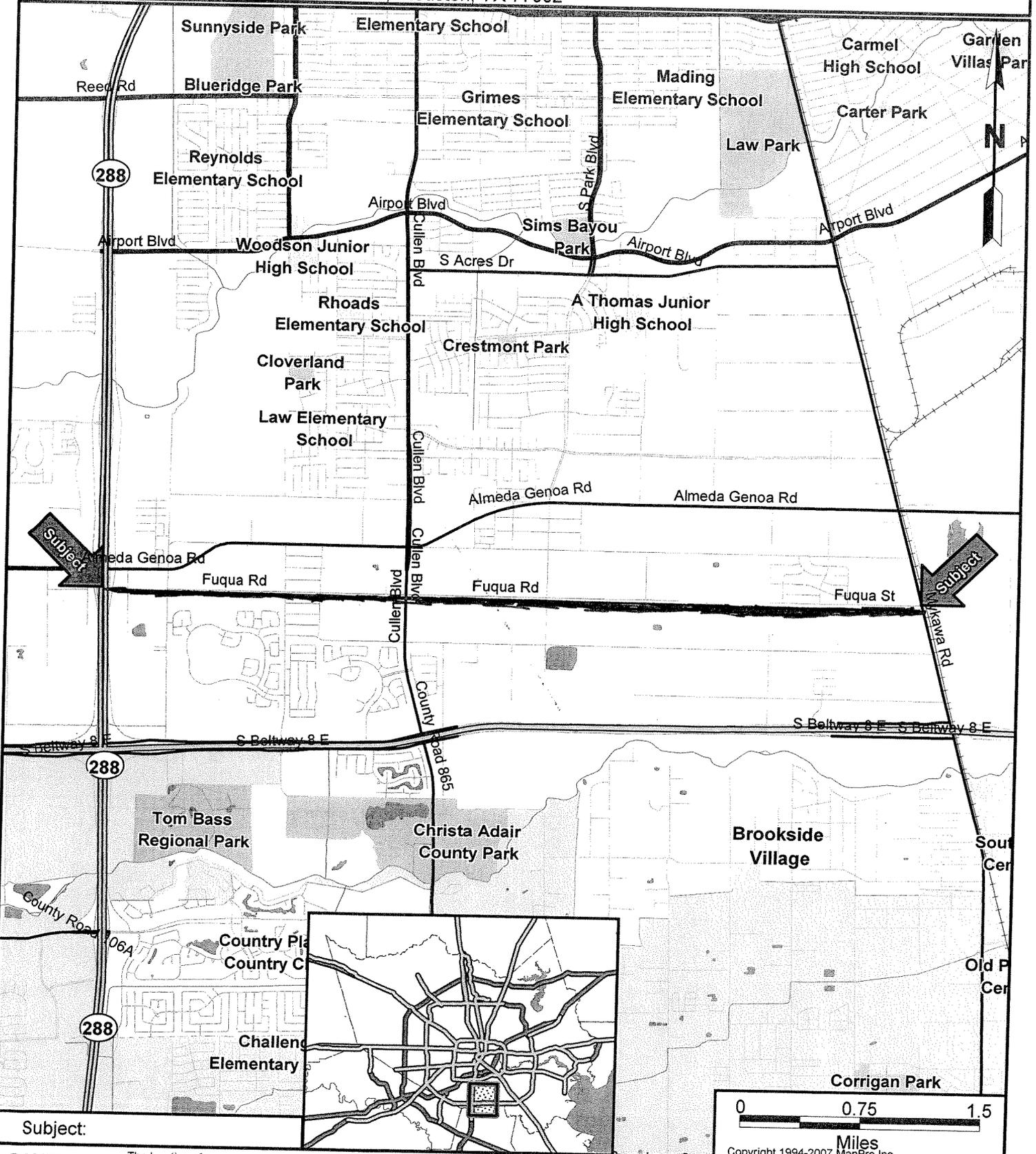
# LOCATION MAP

Description: Fuqua Paving: South Freeway (S.H. 288) to Mykawa

WBS# N-000530A-0001-2-01 Council District D; Key Map 573S, T, U, V

Subject Address: Fuqua Paving Project

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:

### CAUTION:

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

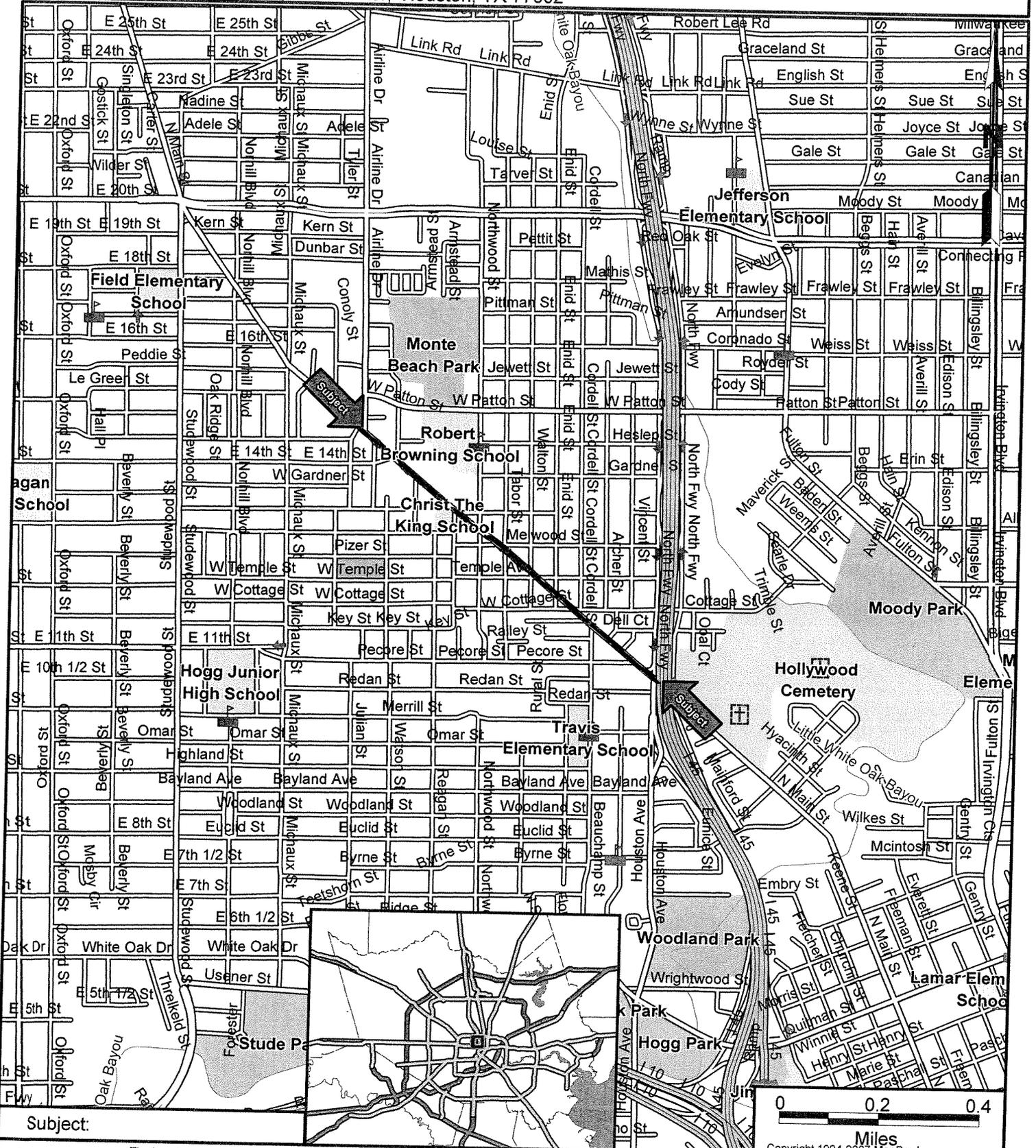
# LOCATION MAP

Description: North Main Rehabilitation: I45 to Airline

WBS# N-000744-0001-2-01; Council District H; Key Map 453X, Y

Subject Address: North Main Rehabilitation

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:

**CAUTION:**

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

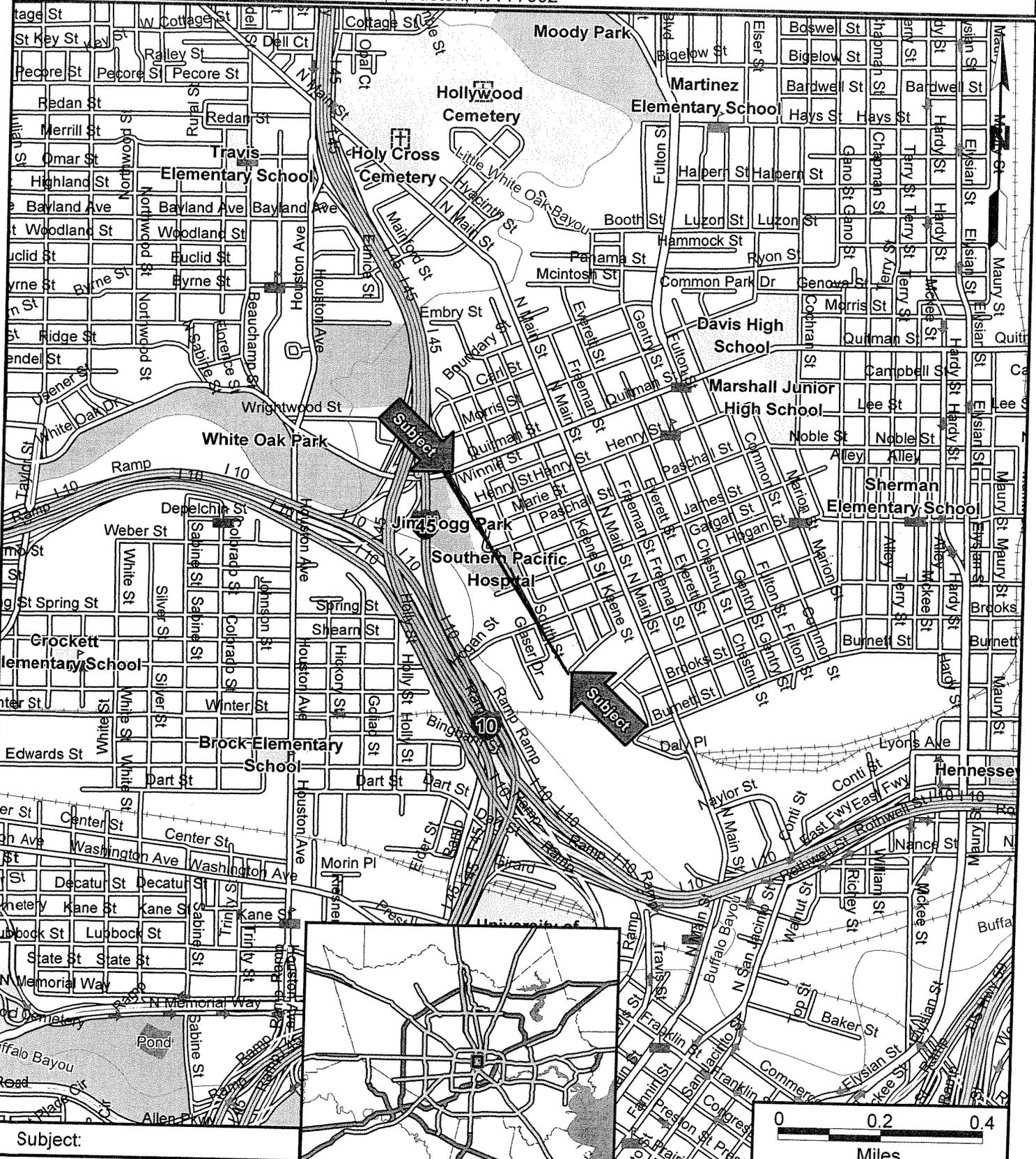
# LOCATION MAP

Description: Bayou Drive: From South Street at Myrtle to Quitman

WBS# N-0007822-0001-2-01; Council District H; Key Map 493C, G

Subject Address: , Houston, TX 77009

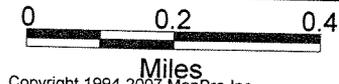
Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:

### CAUTION:

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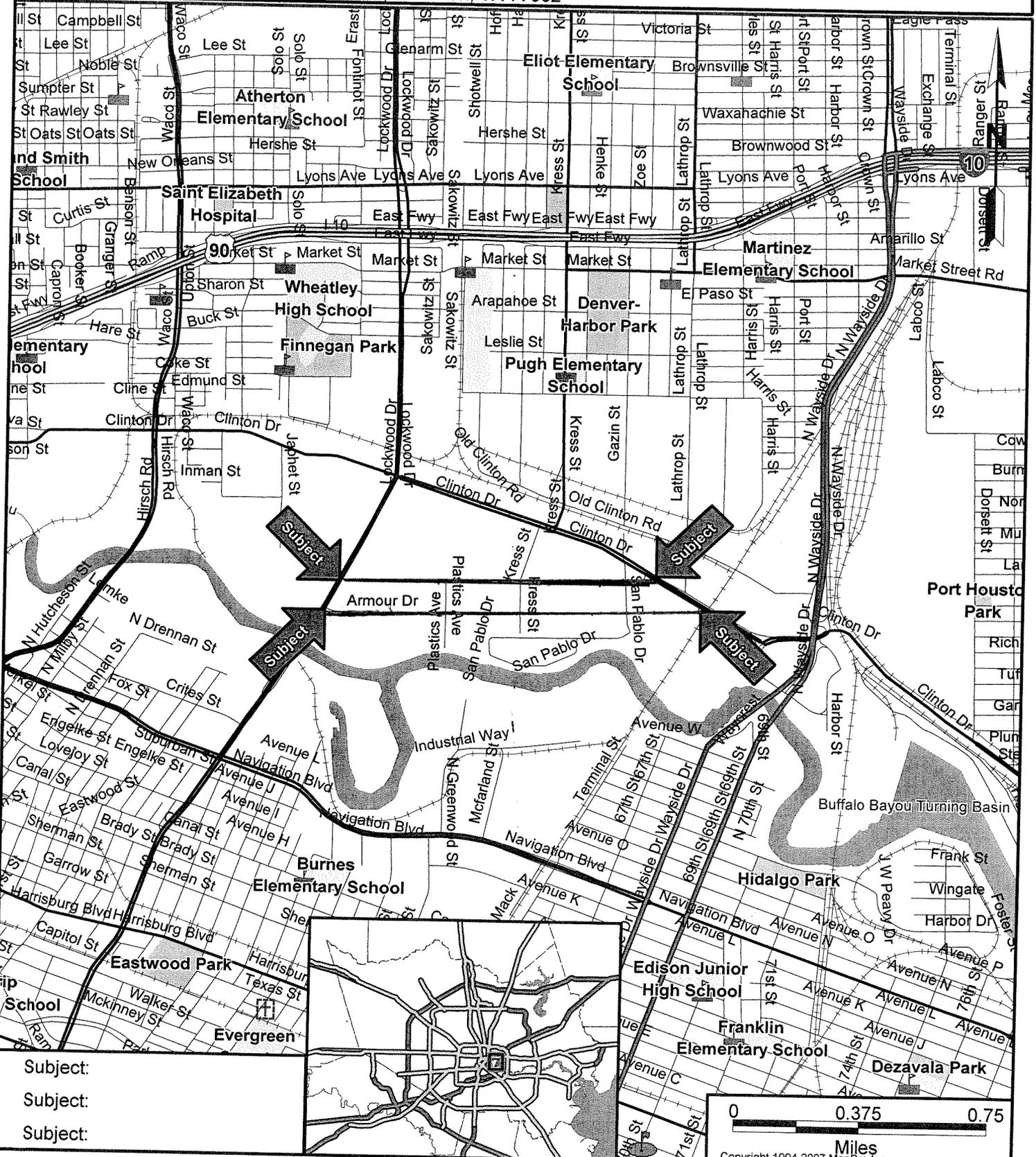
# LOCATION MAP

Description: Armour Dr. & Harvey Wilson Reconstruction: Lockwood to Clinton Dr.

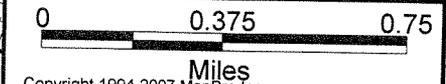
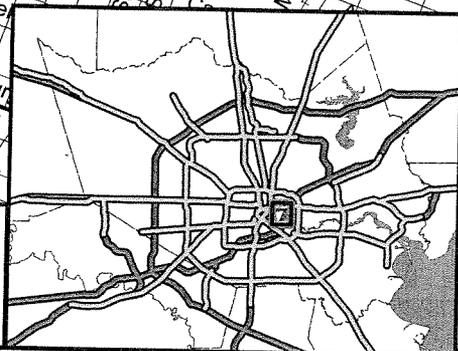
WBS# N-000733-0001-2-01; Council District I; Key Map 494L, M, Q, R

Subject Address: , Houston, TX 77020

Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject:  
 Subject:  
 Subject:



### CAUTION:

The location of property arrows shown on this map are approximate only. Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

|  |                       |                                |
|--|-----------------------|--------------------------------|
| <b>SUBJECT:</b> Public Road At-Grade Crossing Agreements between the City of Houston and Union Pacific Railroad at Armour Drive and Gazin Street; WBS No. N-000733-0001-4. | <b>Page</b><br>1 of 2 | <b>Agenda Item #</b><br><br>27 |
|--|-----------------------|--------------------------------|

|  |                                    |                                   |
|--|------------------------------------|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Department of Public Works and Engineering | <b>Origination Date</b><br>7-31-08 | <b>Agenda Date</b><br>AUG 06 2008 |
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| <b>DIRECTOR'S SIGNATURE:</b><br><br>Michael S. Marcotte, P.E., DEE, Director | <b>Council District affected:</b><br><br>I<br>JK |
|---|--|

|   |   |
|---|---|
| <b>For additional information contact:</b><br><br>Reid K. Mrony, P.E.<br>Senior Assistant Director Phone: (713) 837-0452 | <b>Date and identification of prior authorizing Council action:</b><br>June 21, 2006; Ordinance No. 2006-0648 |
|---|---|

**RECOMMENDATION: (Summary)**  
Adopt an ordinance approving and authorizing Public Road At-Grade Crossing Agreements between the City of Houston and Union Pacific Railroad and appropriate funds.

**Amount and Source of Funding:**  
\$300,320.00 from Street and Bridge Consolidated Construction Fund 4506. *Prote 07/21/08*

**PROJECT NOTICE/JUSTIFICATION:** These Agreements provide for railroad crossing improvements on Armour Drive and Gazin Street at Union Pacific Railroad (UPRR) in southeast Houston. The crossing improvements are required to accommodate ongoing improvements associated with the Armour Drive paving project from Clinton Drive to Lockwood Drive. The reconstruction of Armour Drive upgraded the existing roadway to one 36-foot, 10-inch thick reinforced concrete roadway section.

**DESCRIPTION/SCOPE:** This project will provide for replacement of the existing crossing surface with a new concrete crossing surface (including new rail, ties and other track materials) at Armour Drive and Gazin Street. The crossings will also include the installation of grade crossing warning devices with flashing lights and automatic gate arms.

**LOCATION:** The crossings are located on Armour Drive and Gazin Street between Clinton Drive and Lockwood Drive and are located in Key Map Grids No. 494Q & R.

**PREVIOUS HISTORY AND SCOPE:** The City of Houston reconstructed Armour Drive from Lockwood Drive to Clinton Drive under Ordinance No. 2006-0648 passed June 21, 2006.

Since the alignment of this segment of Armour Drive crosses UPRR tracks, it is necessary that improvements of the at-grade crossing of the tracks be constructed in cooperation with UPRR. Under the terms of the Public Road At-Grade Crossing Agreements with UPRR, the City of Houston will pay UPRR an amount of \$268,120.00 as its contribution to the needed work. The Agreements set forth terms and conditions for UPRR to remove and replace existing Armour Drive and Gazin Street railroad crossing surface and installation of grade crossing warning devices. The total appropriation requested is \$300,320.00 which includes \$18,800.00 for City project management and \$13,400.00 for Contingencies.

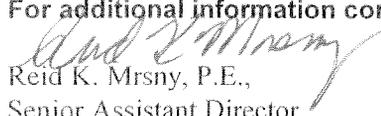
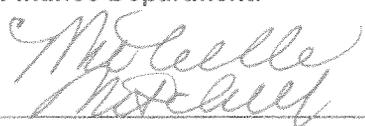
|  |                             |                             |            |
|--|-----------------------------|-----------------------------|------------|
| <b>REQUIRED AUTHORIZATION</b>  |                             | <b>CUIC ID #20SMC16A</b>    | <b>NDT</b> |
| <b>Finance Department:</b><br><br>Michelle | <b>Other Authorization:</b> | <b>Other Authorization:</b> |            |

|      |   |   |                                     |
|------|---|---|-------------------------------------|
| Date | <b>SUBJECT:</b> Public Road At-Grade Crossing Agreements between the City of Houston and Union Pacific Railroad at Armour Drive and Gazin Street; WBS No. N-000733-0001-4 | <b>Originator's Initials</b><br>SMC <i>sc</i> | <b>Page</b><br><u>2</u> of <u>2</u> |
|------|---|---|-------------------------------------|

**ACTION RECOMMENDED:** It is recommended that City Council adopt an ordinance approving and authorizing Public Road At-Grade Crossing Agreements between the City of Houston and UPRR and appropriate \$300,320.00 for the City's cost participation on this project.

*JK sc*  
MSM:RKM:JHK:SMC  
S:\design\A-sw-div\A-SB-DIV\WPDATA\campagna\SB9177RCARRxingARMOURGazin 5.14.08.DOC  
c: Marty Stein  
Velma Laws  
Susan Bandy  
Craig Foster  
File: WBS No. N-000733-0001-4 (3.7 R/R Agreement\_RCA)



|  |                             |   |                                   |
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| <b>SUBJECT:</b> Second Amendment to Professional Engineering Services Contract between the City of Houston and Pierce Goodwin Alexander & Linville, Inc. for the Construction of Kirby Drive from West Airport to Sims Bayou and Mowery Road from Edwina to future Kirby Drive. WBS No. N-000594-0002-3  |                             | Page<br>1 of 2  | Agenda Item<br>#<br>28            |
| <b>FROM (Department or other point of origin):</b><br>Department of Public Works and Engineering   |                             | <b>Origination Date</b><br>8/4/08   | <b>Agenda Date</b><br>AUG 06 2008 |
| <b>DIRECTOR'S SIGNATURE:</b><br><br>Michael S. Marcotte, P.E., DEE 07-30-08  |                             | <b>Council District affected:</b><br>D SC<br>JK   |                                   |
| <b>For additional information contact:</b><br><br>Reid K. Mrsny, P.E.,<br>Senior Assistant Director  |                             | <b>Date and identification of prior authorizing Council action:</b><br>Ordinance No. 2005-0430; April 27, 2005<br>Ordinance No. 2006-0335; April 12, 2006 |                                   |
| <b>RECOMMENDATION: (Summary)</b><br>Appropriate additional funds and approve Second Amendment to Professional Engineering Services Contract with Pierce Goodwin Alexander & Linville, Inc.   |                             |   |                                   |
| <b>Amount and Source of Funding:</b> \$993,960.00 from Street and Bridge Consolidated Construction Fund No. 4506. Original (previous) appropriation of \$739,690.00 from the Street and Bridge Consolidated Construction Fund No. 437 and \$300,000.00 first amendment (previous) appropriation from the Street and Bridge Consolidated Construction Fund No. 437. <i>Rubio 8/29/08</i>  |                             |   |                                   |
| <b>DESCRIPTION/SCOPE:</b> This project is part of the Capital Improvement Plan and is required to improve traffic flow/circulation, reduce congestion, and eliminate potential hazards. This project consists of the design of 4300 feet of dual 24 foot-wide concrete roadways with raised median, curbs, sidewalks, street lights and necessary underground utilities for the construction of Kirby Drive from West Airport to Sims Bayou and 44-foot wide concrete roadway with curbs, necessary underground utilities and street lighting for the paving extension of Mowery Road from the terminus of Edwina to the future intersection of Kirby Drive. |                             |   |                                   |
| <b>LOCATION:</b> The paving extension of Kirby Drive is located between West Airport to the north and Sims Bayou on the south. Mowery Road is located between the terminus of Edwina to the future intersection of Kirby Drive. Key Map Nos. 572M, 573E and 573J.  |                             |   |                                   |
| <b>PREVIOUS HISTORY AND SCOPE:</b> City Council approved the original contract on April 27, 2005. The scope of services under the original contract consisted of assignments in multiple years. The original project assignment includes Wilcrest Drive reconstruction from Bellaire to Beechnut. This project is currently in Phase II - Final Design. City Council approved the first amendment to the original contract on April 12, 2006. The first amendment to the original contract includes the reconstruction of Northline Drive from Parker Road to Canino. This project is currently in Phase I - Preliminary Design.                             |                             |   |                                   |
| <b>SCOPE OF AMENDMENT AND FEE:</b> Under the scope of this amendment, the Consultant will perform Phase I- Preliminary Design, Phase II- Final design, Phase III- Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with 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 after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$154,000.00.00. The total Basic Services appropriation is \$650,700.00.  |                             |   |                                   |
| <b>REQUIRED AUTHORIZATION</b>  |                             | CUIC ID #20SMC24 <b>NOT</b>   |                                   |
| <b>Finance Department:</b><br>   | <b>Other Authorization:</b> | <b>Other Authorization:</b>   |                                   |

|             |  |  |                                     |
|-------------|--|--|-------------------------------------|
| <b>Date</b> | <b>SUBJECT:</b> Second Amendment to Professional Engineering Services Contract between the City of Houston and Pierce Goodwin Alexander & Linville, Inc. for the Construction of Kirby Drive from West Airport to Sims Bayou and Mowery Road from Edwina to future Kirby Drive.<br>WBS No. N-000594-0002-3 | <b>Originator's Initials</b><br><br>SC | <b>Page</b><br><u>2</u> of <u>2</u> |
|-------------|--|--|-------------------------------------|

The amendment also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis including surveying, geotechnical investigation, environmental site assessment, drainage study, tree mitigation, signalization, traffic control and Technical Review Committee presentation. The total Additional Services appropriation is \$252,900.00.

The total requested appropriation is \$993,960.00 to be appropriated as follows: \$903,600.00 for contract services and \$90,360.00 for City recoverable cost of project management.

**M/WBE INFORMATION:** The M/WBE goal for the overall project is set at 24%. The original contract approved by Ordinance 2005-0430 totals \$672,445.00. The first amendment to the original contract totals \$272,727.00. The consultant has been paid \$838,826.52 (88.75%) to date. Of this amount, \$228,070.74 (27.19%) has been paid to MWBE consultants to date. Assuming approval of the second amendment, the contract will be increased to \$1,848,772.00. The consultant has updated the following program to achieve this goal:

| <u>Name of Firms</u>                     | <u>Work Description</u>      | <u>Amount</u>       | <u>% of Contract</u> |
|--|------------------------------|---------------------|----------------------|
| 1. Prior MWBE work                       |                              | \$228,070.74        | 12.34%               |
| 2. Landtech Consultants, Inc.            | Surveying Services           | \$96,025.00         | 5.19%                |
| 3. Associated Testing Laboratories, Inc. | Geotechnical & ESA I         | \$39,572.00         | 2.14%                |
| 4. Isani Consultants, Inc.               | Drainage Study & Engineering | \$105,000.00        | 5.68%                |
| 5. M2L Associates, Inc.                  | Tree Protection Services     | \$11,000.00         | 0.60%                |
| 6. B & E Reprographics, Inc.             | Reproduction Services        | \$10,000.00         | 0.54%                |
| 7. Accessibility Check                   | ADA Review and Inspection    | <u>\$1,000.00</u>   | <u>0.054%</u>        |
| <b>TOTAL</b>                             |                              | <b>\$490,667.74</b> | <b>26.54%</b>        |

MSM:RKM:JHK:SC

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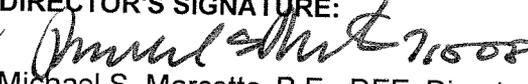
- c: Marty Stein  
Michael K. Ho, P.E.  
Susan Bandy  
Velma Laws  
WBS No. N-000594-0002-3 (1.2 RCA Amend 2)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

|  |             |                  |
|--|-------------|------------------|
| <b>SUBJECT:</b> Additional Appropriation for Professional Engineering Services Contract between the City and Camp Dresser & McKee Inc., for Engineering Services associated with the design of the Supervisory Control and Data Acquisition (SCADA) System. WBS Number S-000522-0003-3 | Page 1 of 2 | Agenda Item # 29 |
|--|-------------|------------------|

|  |                                    |                                   |
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| <b>FROM (Department or other point of origin):</b><br>Department of Public Works and Engineering | <b>Origination Date</b><br>7-31-08 | <b>Agenda Date</b><br>AUG 06 2008 |
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| <b>DIRECTOR'S SIGNATURE:</b><br><br>Michael S. Marcotte, P.E., DEE, Director | <b>Council District affected:</b><br>All MB |
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|--|--|
| <b>For additional information contact:</b><br><br>Reid K. Mrsny, P.E. Phone: (713) 837-0452<br>Senior Assistant Director | <b>Date and identification of prior authorizing Council action:</b><br>Ordinance Number 2002-0863; September 11, 2002<br>Ordinance Number 2004-0621; June 16, 2004<br>Ordinance Number 2005-0434; April 27, 2005<br>Ordinance Number 2005-0600; May 11, 2005<br>Ordinance Number 2005-0682; June 1, 2005 |
|--|--|

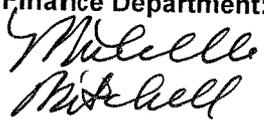
**RECOMMENDATION: (Summary)**  
Approve Supplement to the Professional Engineering Services contract with Camp Dresser & McKee, Inc. and appropriate additional funds.

**Amount and Source of Funding:** \$770,000.00 from the Water and Sewer System Consolidated Construction Fund 8500.  
Previous appropriations of \$6,850,944.00 from the Water & Sewer System Consolidated Construction Fund 8500.

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Rehabilitation and Upgrade of the Surface and Ground Water Facilities and is required to expand and enhance the SCADA System. It will extend and enhance the monitoring and control capabilities at the water production facilities including the implementation of security and energy management systems.

**DESCRIPTION/SCOPE:** This project consists of providing professional engineering services associated with SCADA at the East Water Purification Plant (EWPP) complex and various ground water facilities. At the EWPP complex instrumentation will be added to optimize chemical feed controls and the plant surveillance system. At the ground water facilities the design includes new instrumentation and controls and plant surveillance system.

**LOCATION:** These projects are located in the following Key Map grids:  
EWPP Complex at 2300 Federal Road Key Map grid - 496Y  
Ground Water Facilities at various locations in the City Key Map grids - Various

|   |   |                        |
|---|---|------------------------|
| <b>REQUIRED AUTHORIZATION</b>   |   | <b>CUIC ID #20MB91</b> |
| <b>Finance Department:</b><br><br>Michelle Mitchell | <b>Other Authorization:</b><br><br>Jeff Taylor, Deputy Director<br>Public Utilities Division |                        |

|      |  |   |                                     |
|------|--|---|-------------------------------------|
| Date | <b>SUBJECT:</b> Additional Appropriation for Professional Engineering Services Contract between the City and Camp Dresser & McKee Inc., for Engineering Services associated with the design of the Supervisory Control and Data Acquisition (SCADA) System. WBS Number S-000522-0003-3 | <b>Originator's Initials</b><br> | <b>Page</b><br><u>2</u> of <u>2</u> |
|------|--|---|-------------------------------------|

**PREVIOUS HISTORY AND SCOPE:** The original contract was approved by the City Council on September 11, 2002 under Ordinance Number 2002-0863. The Scope of Service under the original contract consisted of Basic Services and Additional Services for SCADA upgrades to the chemical feed controls system and surveillance system in the amount of \$3,638,000.00. The first amendment of the original contract was approved by the City Council on June 16, 2004 under Ordinance Number 2004-0621. The Scope of Service under the first amendment increased Basic Services and Additional Services in the amount of \$874,515.00 and added design services for increased security measures. Under the design contract, the consultant has accomplished 96.56% of the Basic Services and 99.39% of the Additional Services. The construction bids on this project were invited in three packages and construction management services (CM) were awarded to Camp Dresser & McKee Inc. under the design contract for the amounts of \$883,867.00 (Package 1), \$841,700.00 (Package 2) and \$161,768.00 (Package 3).

Additional funds are needed to provide programming services for chlorine equipment, sludge handling facility and will also integrate the operations into the Citywide SCADA System. These funds were not budgeted in the original contract.

**SCOPE OF THIS SUPPLEMENT AND FEE:** The requested additional appropriation will pay for increased Additional Services to provide programming for the new chlorine equipment and the Sludge Handling Facility where new programmable logic controllers (PLC) will be added at the East Water Purification Plant. The scope also includes Application Engineering Services to provide application software programming for Human Machine Interface (HMI) and PLC Programming, configuration testing, training, etc. for contactor mixers, contactor pumps, thickeners, sludge feed pumps, centrifuges and other equipment.

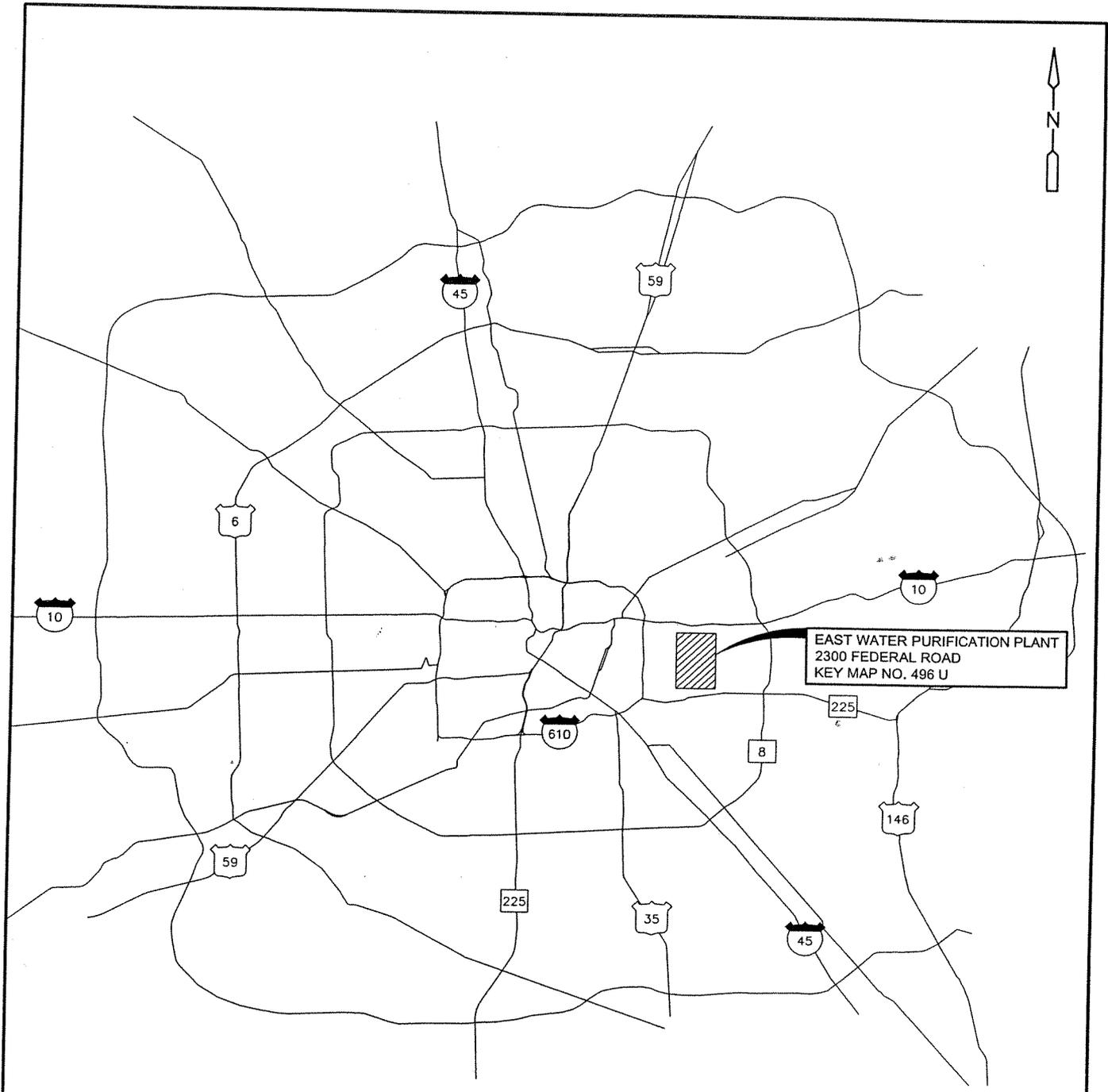
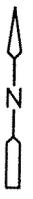
Negotiations by this Department with the consultant have resulted in Additional Services Fee of \$700,000 to be paid on a reimbursable basis. The total requested additional appropriation is \$770,000.00 and to be appropriated as follows: \$700,000.00 for Contract Services and \$70,000.00 for Project Management.

**M/WBE INFORMATION:** The M/WBE goal established for the original contract is 24%. The total amount of the original contract, the first amendment and the CM Services is \$6,399,850.00. The consultant has been paid \$6,096,178.26 (95.26%) to date. Of this amount, \$1,550,458.45 (25.43%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will be increased to \$7,099,850.00.

| <u>Name of Firms</u>   | <u>Work Description</u>    | <u>Amount</u>         | <u>% of Contract</u> |
|------------------------|----------------------------|-----------------------|----------------------|
| 1. Prior M/WBE         | Various Services           | \$1,550,458.45        | 21.84%               |
| 2. Kalluri Group, Inc. | Instrumentation & Controls |                       |                      |
|                        | Support Sevrvices          | <u>\$153,505.55</u>   | <u>2.16%</u>         |
| <b>TOTAL</b>           |                            | <b>\$1,703,964.00</b> | <b>24.00%</b>        |

  
 MSM:RKM:HH:MB:mb

- S:\design\A-WS-DIV\WPDATA\BM10659-SCVAmendment 2\RCA-Second Amendment.DOC
- c: Marty Stein  
 Velma Laws  
 Susan Bandy  
 Michael Ho, P.E.  
 Craig Foster  
 File S-000522-0003-3 (RCA - 1.2)



VICINITY MAP

CITY OF HOUSTON, TEXAS  
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM  
**WBS Number**      **S-000522-0003-3**

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract award for Intersection Construction Contract (Work Order Project) City Wide; WBS No. N-000662-0032-4 and Railroad Crossing Quiet Zone Improvement Program; WBS No. N-000817-0001-4.

Category #

Page 1 of 2

Agenda Item #

30

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

7-31-08

Agenda Date

AUG 06 2008

DIRECTOR'S SIGNATURE:

*Michael S. Marcotte* 7/14/08  
Michael S. Marcotte, P.E., DEE

Council District affected:

ALL

For additional information contact:

Richard P. Smith, P. E., PTOE (713) 837- 7267

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

Accept low bid, award construction Contract to Texas Sterling Construction Co. and appropriate funds.

Amount and Source of Funding:

\$2,100,000.00 from Metro Project Commercial Paper Series E Fund 4027.

\$1,401,000.00 from Street and Bridge Consolidated Construction Fund 4506

Total \$3,501,000.00

*OK*  
07/09/08

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project provides for the construction of new intersections and the modification of existing intersections and railroad crossings to improve safety, improve carrying capacity and manage train-noise related issues.

DESCRIPTION/SCOPE: This is a work -order contract where projects will be assigned as designs are completed. The contract duration is for two (2) years with three (3)one-year options to renew.

LOCATION: The project area is located throughout the City.

BIDS: Base Unit Prices have been determined by the Department of Public Works and Engineering. Bidders submitted an Adjustment Factor to be applied to the Base Unit Prices. The price for each work order issued to the Contractor will be calculated by multiplying the pre-determined base unit prices in the Contract with the Adjustment Factor and with the quantities for the individual work orders. The total expenditure available for the entire project is \$3,100,000.00. Bids for the Adjustment Factor were received on May 22, 2008. The four (4) bids are as follows:

Bidder

Adjustment Factor

- |  |       |
|--|-------|
| 1. Texas Sterling Construction Co.     | 1.700 |
| 2. Reytec Construction Resources, Inc. | 1.790 |
| 3. Jerdon Enterprise, LP.              | 2.199 |
| 4. Total Contracting Limited           | 2.299 |

REQUIRED AUTHORIZATION

CUIC ID #20RPS01

Finance Department:

*Michelle Mitchell*

Other Authorization:

Other Authorization:

*Raymond D. Chong*

Raymond D. Chong, P.E., PTOE, Deputy Director  
Traffic & Transportation Division

|             |  |                              |                                     |
|-------------|--|------------------------------|-------------------------------------|
| <b>Date</b> | <b>Subject:</b> Contract award for Intersection Construction Contract (Work Order Project) City Wide; WBS No. N-000662-0032-4 and Railroad Crossing Quiet Zone Improvement Program; WBS No. N-000817-0001-4. | <b>Originator's Initials</b> | <b>Page</b><br><u>2</u> of <u>2</u> |
|-------------|--|------------------------------|-------------------------------------|

**AWARD:** It is recommended that this construction Contract be awarded to Texas Sterling Construction Co., with an Adjustment Factor of 1.700.

**PROJECT COST:** The total cost of this project is \$3,501,000.00 to be appropriated as follows:

- Bid Amount \$3,100,000.00
- Contingencies \$ 155,000.00
- Engineering and Testing Services \$ 60,000.00
- Project Management \$ 186,000.00

Engineering and Testing Services will be provided by Geoscience Engineering & Testing, Inc. under a previously approved contract #53710.

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 14 % M/WBE goal, 5 % WBE goal and 3% SBE goal for this project.

| <u>M/WBE- Name of Firms</u>                   | <u>Work Description</u>          | <u>Amount</u>       | <u>% of Contract</u> |
|---|----------------------------------|---------------------|----------------------|
| 1. Reliable Signal & Lighting Solutions, LLC  | Traffic Signals                  | \$ 341,000.00       | 11%                  |
| 2. Two Way Barricade Equipment Sales & Rental | Traffic Control                  | <u>\$ 93,000.00</u> | <u>3%</u>            |
|   |                                  | \$ 434,000.00       | 14%                  |
|   |                                  |                     |                      |
| <u>WBE- Name of Firm</u>                      | <u>Work Description</u>          | <u>Amount</u>       | <u>% of Contract</u> |
| 3. Earth Material Services, LLC               | Trucking                         | \$ 155,000.00       | 5%                   |
|   |                                  |                     |                      |
| <u>SBE-Name of Firm</u>                       | <u>Work Description</u>          | <u>Amount</u>       | <u>%of Contract</u>  |
| 4. Maintenance To Go, Inc.                    | Landscape/Architectural Services | \$ 93,000.00        | 3%                   |

RPS/LHM

c: Marty Stein, Waynette Chan, Velma Laws, Tony Henshaw, LaVerne Hollins-McGlothen, Craig Foster, Michael Ho, P.E., Joseph Kurian, File No. SB9319

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Memorial Bridge West Abutment Repairs. W.B.S. No. N-00445N-0020-4.

Page 1 of 2

Agenda Item #

31

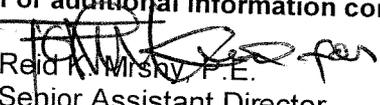
FROM: (Department or other point of origin):  
Department of Public Works and Engineering

Origination Date:  
7-31-08

Agenda Date:  
AUG 06 2008

DIRECTOR'S SIGNATURE:  
  
Michael S. Marcotte, P.E. DEE

Council District affected:  
G  
JK TC

For additional information contact:  
  
Reid K. Wisny, P.E. Phone: (713) 837-0452  
Senior Assistant Director

Date and identification of prior authorizing Council action:

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

Amount and Source of Funding: \$1,622,536.00 Street and Bridge Consolidated Construction Fund No. 4506.

 07/22/08

PROJECT NOTICE/JUSTIFICATION: This project is part of the On-Call City Wide Rehabilitation and Replacement of Bridge Structures/Roadway program and is required to repair the existing bridge at its west abutment.

DESCRIPTION/SCOPE: This project consists of repairing the failed concrete slope paving under the west abutment of the existing bridge and related work. The Contract duration for this project is 200 calendar days. This project was designed by Scientech Engineers.

LOCATION: The project area is generally bound by I.H. 10 on the north, Woodway on the south, Antoine on the east and Chimney Rock on the west. The project is located in Key Map Grids 491-F.

BIDS: Bids were received on May 15, 2008. The two (2) bids are as follows:

| Bidder                    | Bid Amount     |
|---------------------------|----------------|
| 1. NBG Constructors, Inc. | \$1,387,200.00 |
| 2. L. N. McKean, Inc.     | \$1,464,600.00 |

REQUIRED AUTHORIZATION

CUIC#20TC722

Finance Department:  
  
Michelle

Other Authorization:

Other Authorization:

**AWARD:** It is recommended that this construction Contract be awarded to NBG Constructors, Inc. with a low bid of \$1,387,200.00 and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$1,622,536.00 to be appropriated as follows:

- Bid Amount \$1,387,200.00
- Contingencies \$69,360.00
- Engineering and Testing Services \$55,000.00
- Project Management \$110,976.00

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

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the M/WBE goal and SBE goals for this project. The good faith efforts by NBG Constructors, Inc. to comply with the goals were reviewed and approved by the Office of Affirmative Action and Contract Compliance.

| <u>MDBE - Name of Firms</u>     | <u>Work Description</u>               | <u>Amount</u>      | <u>% of Contract</u> |
|---------------------------------|---------------------------------------|--------------------|----------------------|
| 1. Professional Traffic Control | Traffic Control                       | \$4,676.00         | 0.34%                |
| 2. Xellent Services             | Landscape/Irrigation                  | \$6,524.40         | 0.47%                |
| 3. Environmental Allies, L.P.   | Storm Water Pollution Prevention Plan | <u>\$6,860.00</u>  | <u>0.49%</u>         |
|                                 | <b>TOTAL</b>                          | <b>\$18,060.40</b> | <b>1.30%</b>         |

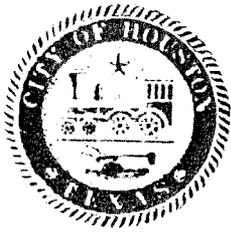
| <u>WBE - Name of Firms</u>   | <u>Work Description</u> | <u>Amount</u>     | <u>% of Contract</u> |
|------------------------------|-------------------------|-------------------|----------------------|
| 1. Glory-Le Trucking Company | Trucking                | <u>\$6,000.00</u> | <u>0.43%</u>         |
|                              | <b>TOTAL</b>            | <b>\$6,000.00</b> | <b>0.43%</b>         |

| <u>SBE - Name of Firms</u>        | <u>Work Description</u> | <u>Amount</u>      | <u>% of Contract</u> |
|-----------------------------------|-------------------------|--------------------|----------------------|
| 1. Contractors Paving Supply, LLP | Material Supplies       | \$10,000.00        | 0.72%                |
| 2. Doran Steel, Inc.              | Reinforcing Steel       | \$15,123.60        | 1.09%                |
| 3. Apcon Services LLC             | Trucking                | <u>\$18,000.00</u> | <u>1.30%</u>         |
|                                   | <b>TOTAL</b>            | <b>\$43,123.60</b> | <b>3.11%</b>         |

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

*MSM:RKM:JK:TC*  
MSM:RKM:JK:TC

- c:** Marty Stein  
Susan Bandy  
Velma Laws  
Michael Ho, P.E.



**CITY OF HOUSTON**  
Office of the Mayor

**Interoffice**

Correspondence  
Affirmative Action and  
Contract Compliance  
Division

**To:** Reid Mrsny  
Senior Assistant Director  
Engineering Branch  
Public Works & Engineering

**From:** Velma Laws  
for Director

**Date:** July 18, 2008

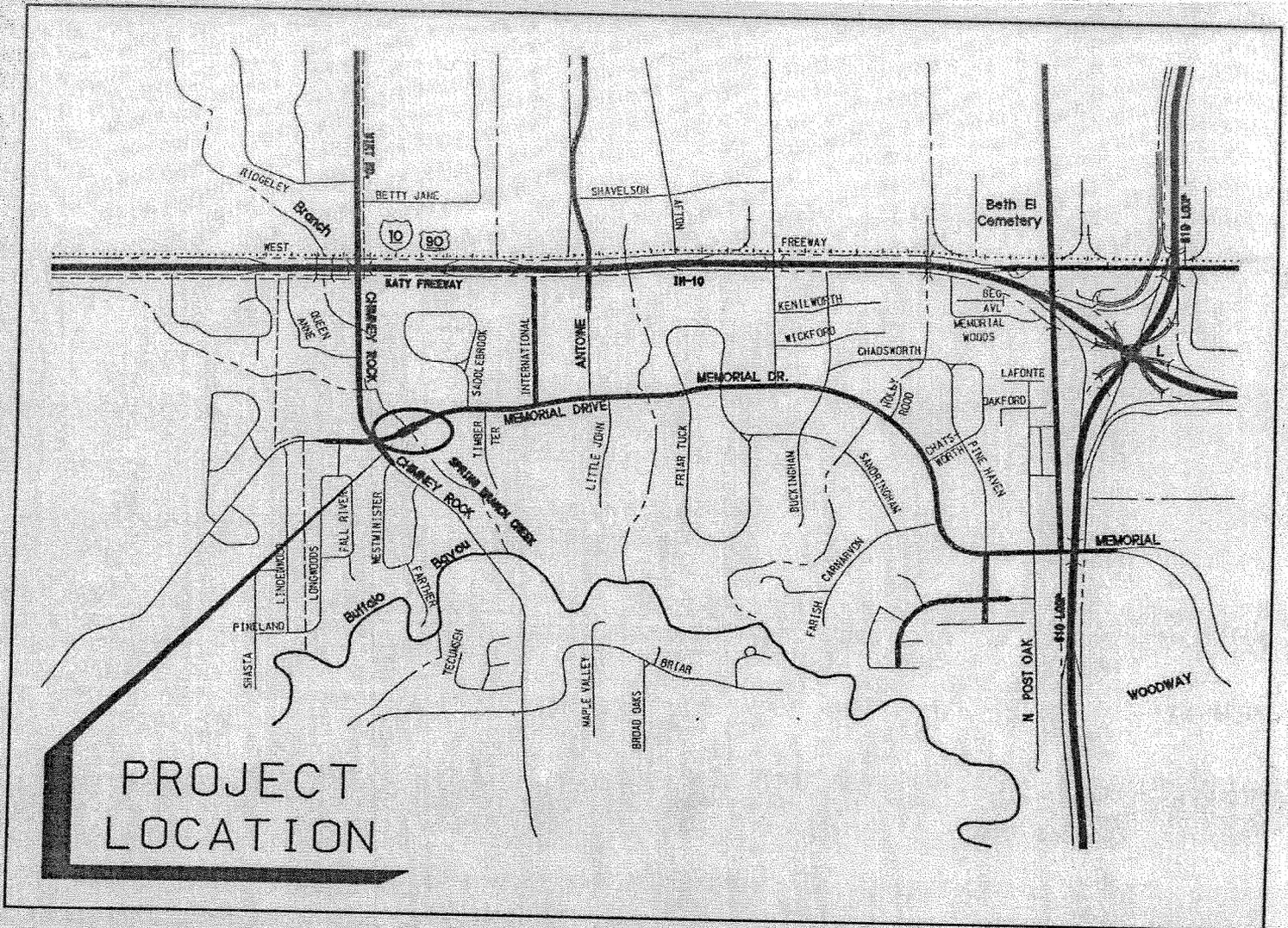
**Subject: Memorial Bridge West Abutment  
Repairs, WBS Number N-00445N-0020-4**

Our office reviewed and evaluated NBG Constructors, Inc's Good Faith Efforts (GFEs) as it relates to the project listed above. The following goals apply to this project: 14% MBE, 5% WBE and 3% SBE. Contract price is \$1,387,200.

- This contract was originally listed at less than 1 million dollars but it was later advertised for the amount listed above. Consequently, NBG Constructors did not solicit any S/M/W/BE participation until they reviewed the contract and saw that it was listed for over \$1,000,000.
- NBG sent over 160 invitations to bid via fax and e-mails and all invitations went to S/M/W/BE firms listed on the COH S/M/W/BE Directory, all local firms and all S/M/W/BEs fell within the construction related field.
- According to the PWE Department, this project is reinforcement, not rebuilding the bridge. Also, the slope paving was washed out under the bridge, creating an opportunity for more erosion and thereby in danger of collapsing.
- Clearance under the bridge is very limited. The contractor has to use the steel sheet pile method in order to restore an embankment and there is little or no opportunity for S/M/W/BE firms.
- The bridge is now on a fast track because it represents a dangerous situation and should be reinforced as soon as possible.
- NBG submitted written documentation requesting the stated S/M/W/BE goals be waived because work on this project is narrow in scope, with little opportunity for additional S/M/W/BE participation.
- It appears that this project should have had a lower S/M/W/BE goal (7% M/BE, 3% WBE and 2% SBE) because the project has limited subcontracting opportunity. Additionally, the emergency conditions surrounding this project warrant expeditious processing.

As part of the GFEs review process, the Office of Affirmative Action evaluates the general contractor's S/M/W/BE historical participation data. The COH has awarded NBG Constructors a total of 3 contracts (1 contract was rated Outstanding and 2 did not have an S/M/W/BE goal).

Based on the findings listed above, we recommend approval of NBG Constructors, Inc.'s Good Faith Efforts.



VICINITY MAP

N.T.S.

(KEY MAP 491-F)

(GIMS 5335d)

MEMORIAL BRIDGE ABUTMENT REPAIRS  
 WBS NO. N-000445N-200020-4  
 DISTRICT G

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

|  |                       |                                   |
|--|-----------------------|-----------------------------------|
| <b>SUBJECT:</b> Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods<br>WBS# R-000266-0116-4 | <b>Page</b><br>1 of 2 | <b>Agenda Item #</b><br><i>32</i> |
|--|-----------------------|-----------------------------------|

|  |                                    |                                   |
|--|------------------------------------|-----------------------------------|
| <b>FROM (Department or other point of origin):</b><br>Department of Public Works and Engineering | <b>Origination Date</b><br>7/24/08 | <b>Agenda Date</b><br>AUG 06 2008 |
|--|------------------------------------|-----------------------------------|

|   |  |
|---|--|
| <b>DIRECTOR'S SIGNATURE</b><br><i>[Signature]</i><br>Michael S. Marcotte, P.E., DEE, Director | <b>Council District affected:</b><br>All |
|---|--|

|   |  |
|---|--|
| <b>For additional information contact:</b><br>Joseph G. Majdalani, P.E.<br>Senior Assistant Director<br><i>Joseph G. Majdalani</i><br>Phone: (713) 641-9182 | <b>Date and identification of prior authorizing Council action:</b><br>N/A |
|---|--|

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

**Amount and Source of Funding:** \$3,923,666.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through the State Revolving Fund (SRF), Tier III. *07/08/08*

**SPECIFIC EXPLANATION:** This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems on an emergency basis throughout the City.

**DESCRIPTION/SCOPE:** This project consists of sanitary sewer rehabilitation by sliplining and pipe bursting methods. The contract duration for this project is 540 calendar days.

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

**BIDS:** Three (3) bids were received on April 10, 2008 for this project as follows:

| <u>Bidder</u>                     | <u>Bid Amount</u> |
|-----------------------------------|-------------------|
| 1. PM Construction & Rehab, L.P.  | \$3,632,549.88    |
| 2. Underground Technologies, Inc. | \$3,638,771.37    |
| 3. North Houston Pole Line, L.P.  | \$4,034,043.37    |

**File/Project No. WW 4257-93** **REQUIRED AUTHORIZATION** **CUIC# 20JGM238**

|  |                             |  |
|--|-----------------------------|--|
| Finance Department<br><i>[Signature]</i><br><i>[Signature]</i> | <b>Other Authorization:</b> | <b>Other Authorization:</b><br><i>[Signature]</i><br>Jeff Taylor, Deputy Director<br>Public Utilities Division |
|--|-----------------------------|--|

**AWARD:** It is recommended that this construction contract be awarded to PM Construction & Rehab, L.P. with a low bid of \$3,632,549.88, and that Addendum No. 1, dated 03/19/2008 be made part of this contract.

**PROJECT COST:** The total cost of this project is \$3,923,666.00 to be appropriated as follows:

- Bid Amount \$3,632,549.88
- Contingencies \$181,627.49
- Project Management \$54,488.63
- Engineering Testing Services \$55,000.00

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

**M/W/SBE PARTICIPATION:** The low bidder has demonstrated a good faith effort to comply with the M/WBE goals of the Texas Water Development Board and the SBE goals of the City of Houston. The bidder has proposed an MBE participation of 14%, WBE participation of 5%, and SBE participation of 3%.

| <u>MBE - Name of Firms</u>   | <u>Work Description</u> | <u>Amount</u>       | <u>% of Contract</u> |
|------------------------------|-------------------------|---------------------|----------------------|
| T. Gray Utility & Rehab, Co. | MH Rehab                | \$145,302.00        | 4.00%                |
| Deanie Hayes, Inc.           | Aggregates/Pipe         | \$217,952.99        | 6.00%                |
| Chief Solutions Inc.         | Clean & TV Sewer Lines  | \$145,302.00        | 4.00%                |
|                              | <b>TOTAL</b>            | <b>\$508,556.99</b> | <b>14.00%</b>        |

| <u>WBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u>       | <u>% of Contract</u> |
|----------------------------|-------------------------|---------------------|----------------------|
| CBL Industries, LLC        | Asphalt/Paving          | \$181,627.49        | 5.00%                |
|                            | <b>TOTAL</b>            | <b>\$181,627.49</b> | <b>5.00%</b>         |

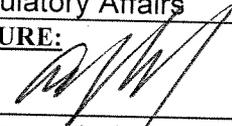
| <u>SBE - Name of Firms</u> | <u>Work Description</u> | <u>Amount</u>       | <u>% of Contract</u> |
|----------------------------|-------------------------|---------------------|----------------------|
| 5M Rope & Supply LLC       | Supplies                | \$108,976.50        | 3.00%                |
|                            | <b>TOTAL</b>            | <b>\$108,976.50</b> | <b>3.00%</b>         |

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

MSM:JT:JGM:RK:JI:aa

cc: Marty Stein  
 Jeff Taylor  
 Susan Bandy, CPA  
 Velma Laws  
 Michael Ho, P.E.  
 File No. WW 4257-93

**REQUEST FOR COUNCIL ACTION**

|   |  |   |   |
|---|--|---|---|
| <b>TO:</b> Mayor via City Secretary   |  | <b>RCA #</b>  |   |
| <b>SUBJECT:</b><br>Ordinances granting Commercial Solid Waste Operator Franchises   |  | <b>Category #</b>   | <b>Page 1 of 1</b><br><b>Agenda Item#</b><br><span style="font-size: 2em; font-weight: bold;">33</span> |
| <b>FROM: (Department or other point of origin):</b><br>Alfred J. Moran Jr., Director<br>Administration & Regulatory Affairs |  | <b>Origination Date</b><br>July 30, 2008  | <b>Agenda Date</b><br>AUG 06 2008   |
| <b>DIRECTOR'S SIGNATURE:</b><br> JF        |  | <b>Council Districts affected:</b><br><br>ALL   |   |
| <b>For additional information contact:</b><br>Juan Olguin Phone: (713) 837- 9623<br>Nikki Cooper Phone: (713) 837-9889      |  | <b>Date and identification of prior authorizing Council Action:</b> Ord. # 2002-526 – June 19, 2002;<br>Ord. # 2002-1166-December 18, 2002. |   |

**RECOMMENDATION: (Summary)**

Approve ordinance(s) granting Commercial Solid Waste Operator Franchise(s)

|                                      |                          |
|--------------------------------------|--------------------------|
| <b>Amount of Funding:</b><br>REVENUE | <b>F &amp; A Budget:</b> |
|--------------------------------------|--------------------------|

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

**SPECIFIC EXPLANATION:**

It is recommended that City Council approve ordinance(s) granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:

- Around the Clock Trash Hauling

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

**REQUIRED AUTHORIZATION**

Finance Director:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**SUBJECT:**

Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

RCA #

Agenda Item#

*3<sup>rd</sup> Reading*

*34-36  
30-32 55 to 57*

**FROM: (Department or other point of origin):**

Alfred J. Moran Jr., Director  
Administration & Regulatory Affairs

*final*

Origination Date

July 14, 2008

Agenda Date

~~JUL 23 2008~~

**DIRECTOR'S SIGNATURE:**

*Alfred Moran*

Council Districts affected:

ALL

~~JUL 30 2008~~

AUG 06 2008

**For additional information contact:**

Juan Olguin *JO*

Phone: (713) 837- 9623

Nikki Cooper

Phone: (713) 837-9889

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

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

**Amount of Funding:**

REVENUE

FIN Budget:

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund     Other (Specify)

**SPECIFIC EXPLANATION:**

It is recommended that City Council approve ordinance(s) granting Commercial Solid Waste Operator Franchises to the following solid waste operators pursuant to Article VI, Chapter 39. The proposed Franchisees are:

1. Gonzalez Trucking Company
2. Joaquina Trucking
3. Repipe Construction LTD.

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

**REQUIRED AUTHORIZATION**

Finance Director:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7835

Subject: Formal Bids Received for Landscape, Plants, Trees, Grass and Associated Landscape Materials for Various Departments S36-S22732

Category # 4

Page 1 of 2

Agenda Item

37

FROM (Department or other point of origin):

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

Origination Date

June 11, 2008

Agenda Date

AUG 06 2008

DIRECTOR'S SIGNATURE

For additional information contact:

Daniel Pederson Phone: (713) 845-1248  
Desiree Heath Phone: (832) 393-8742

Council District(s) affected

ALL

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount not to exceed \$2,984,415.00 for landscape, plants, trees, grass and associated landscape materials for various departments.

Estimated Spending Authority: \$2,984,415.00

Finance Budget

\$2,485,215.50 General Fund (1000)  
\$ 461,080.00 HAS-Revenue Fund (8001)  
\$ 38,119.50 PWE-W & S System Operating Fund (8300)  
\$2,984,415.00 Total

PLR 7/16/08

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$2,984,415.00 for landscape, plants, trees, grass and associated landscape materials for various departments. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. These awards consist of various types of landscaping materials and supplies such as; soil and soil amendments, sod, stones, seeds, plants, trees, and grass to be used by the Parks & Recreation and Public Works & Engineering Departments, and the Houston Airport System to landscape parks, esplanades, right-of-ways, airports, and other City properties.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirteen prospective bidders downloaded the solicitation document from SPD's e-bidding website, and five bids were received as detailed in the attached support document.

**Champion Landscape Supplies, Inc.:** Award on its low bid for Item Nos. 2, 4, 7, 8, and 18 (soil and soil amendments); 24 thru 33, and 35 (stones); 38 thru 43 (seeds); 51 thru 55, 57, 58, 59, 61, 66 thru 69, 71 thru 77, 80 thru 92, 96, 97, 99, 100, 101, 105, 106, and 116 (trees); 121, 123, 124, 126, 127, and 129 thru 146 (grass); 148, 149, 150, 152, and 154 thru 158 (perennials) in an amount not to exceed \$1,915,682.50.

**Hall's Landscaping & Maintenance L.L.P.:** Award on its low bid for Item Nos. 22 (sod); 36 and 37 (seeds); and 45 thru 50 (miscellaneous landscaping supplies); 93, 94, 102, 103, 107, 108, 110, 112, 114, 117, and 118 (trees); 120, 122, 125, and 128 (grass); 147, 151, and 153 (perennials) in an amount not to exceed \$690,465.00.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

L.R. For Reid Mrsny

Other Authorization:

65CDW7835  
MOT  
J. Chew for Mike M...  
110

|                    |  |                                |             |
|--------------------|--|--------------------------------|-------------|
| Date:<br>6/11/2008 | Subject: Formal Bids Received for Landscape, Plants, Trees, Grass and Associated Landscape Materials for Various Departments<br>S36-S22732 | Originator's<br>Initials<br>VK | Page 2 of 2 |
|--------------------|--|--------------------------------|-------------|

**The LETCO Group LLC:** Award on its low bid for Item Nos. 1, 3, 6, 12, 13 and 14 (soil and soil amendments); 23 and 34 (stones) in an amount not to exceed \$106,179.25.

**Texan Tree Depot, L.P.:** Award on its low bid for Item Nos. 56, 60, 62 thru 65, 70, 78, 79, and 98 (trees) in an amount not to exceed \$95,186.25.

**Tie Bids:**

Tie bids were received from **AAA Ventures, Inc.** and **Hall's Landscaping & Maintenance L.L.P.** for Item No. 21 (sod) in the amount of \$57,500.00. It is requested that City Council draw lots for this item.

Tie bids were received from **Hall's Landscaping & Maintenance L.L.P.** and **Champion Landscape Supplies, Inc.** for Item Nos. 95, 104, 109, 111, 113, 115, and 119 (trees) in the amount of \$119,402.00. It is requested that City Council draw lots for these items.

Items Nos. 5, 9, 10, 11, 15, 16, 17, 19, and 20 (soil and soil amendments); 44 (seeds); 159 thru 176 (plants); 177, 178, and 179 (price lists) are not being awarded. These items will be purchased on an as needed basis.

**M/WBE Subcontracting:**

This bid was issued with a 3% goal for M/WBE participation.

**Champion Landscape Supplies, Inc** has designated the below named companies as its certified M/WBE subcontractors:

| <u>Name</u>                 | <u>Type of Services</u> | <u>Amount</u> | <u>Percentage</u> |
|-----------------------------|-------------------------|---------------|-------------------|
| Oil Products Distributing   | Provide Fuel            | \$19,156.83   | 1%                |
| DNA Trucking                | Delivery                | \$19,156.83   | 1%                |
| Miranda Trucking & Services | Delivery                | \$19,156.83   | 1%                |

**Hall's Landscaping & Maintenance L.L.P** has designated the below named companies as its certified M/WBE subcontractors:

| <u>Name</u>                 | <u>Type of Service</u> | <u>Amount</u> | <u>Percentage</u> |
|-----------------------------|------------------------|---------------|-------------------|
| Oil Products Distributing   | Provide Fuel           | \$6,904.65    | 1%                |
| DNA Trucking                | Delivery               | \$6,904.65    | 1%                |
| Miranda Trucking & Services | Delivery               | \$6,904.65    | 1%                |

**The LETCO Group L.L.C.** has designated the below named company as its certified M/WBE subcontractor:

| <u>Name</u>               | <u>Type of Service</u> | <u>Amount</u> |
|---------------------------|------------------------|---------------|
| Oil Products Distributing | Provide Fuel           | \$3,185.38    |

Buyer: Valerie Player-Kaufman

Attachment: RCA Support Document

**Estimated Spending Authority:**

| <u>DEPARTMENT</u>          | <u>FY09</u>  | <u>OUT YEARS</u> | <u>TOTAL</u>   |
|----------------------------|--------------|------------------|----------------|
| Parks & Recreation         | \$497,043.10 | \$1,988,172.40   | \$2,485,215.50 |
| Houston Airport System     | \$ 92,216.00 | \$ 368,864.00    | \$ 461,080.00  |
| Public Works & Engineering | \$ 7,623.90  | \$ 30,495.60     | \$ 38,119.50   |
| Total                      | \$596,882.00 | \$2,387,532.00   | \$2,984,415.00 |

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirteen prospective bidders viewed the solicitation document from SPD's e-bidding website, and five bids were received as detailed in the attachment support document.

**Champion Landscape Supplies, Inc.:** Award on its low bid for Item Nos. 2, 4, 7, 9, and 18 (soil and soil amendments); 24 thru 33, and 35 (stones); 39 thru 43 (seeds); 51 thru 55, 57, 58 and 59, 61, 66 thru 69, 71 thru 77, 80 thru 92, 96, 97, 99, 100, 101, 105, 106, and 116 (trees); 121, 123, 124, 126, 127, and 129 thru 146 (grass); 148, 149 and 150, 152, and 154 thru 158 (perennials) in an amount not to exceed \$1,915,682.50.

| <u>Company</u>                              | <u>Total Amount</u>                           |
|---|---|
| 1. Texas Tree Depot, L.P.                   | \$ 62,740.00 (Partial Bid/Higher Unit Price)  |
| 2. The LETCO Group, LLC                     | \$ 131,711.00 (Partial Bid/Higher Unit Price) |
| 3. Hall's Landscaping & Maintenance         | \$ 762,575.00 (Partial Bid/Higher Unit Price) |
| <b>4. Champion Landscape Supplies, Inc.</b> | <b>\$1,915,682.50</b>                         |

**Hall's Landscaping & Maintenance L.L.P.:** Award on its low bid for Item Nos. 22 (sod); 36, 37 and 38 (seeds); and 45 thru 50 (miscellaneous landscaping supplies); 93, 94, 102, 103, 107, 108, 110, 112, 114, 117, and 118 (trees); 120, 122, 125, and 128 (grass); 147, 151, and 153 (perennials) in an amount not to exceed \$690,465.00.

| <u>Company</u>                                 | <u>Total Amount</u>                         |
|--|---|
| 1. AAA Ventures, Inc.                          | \$ 2,320.00 (Partial Bid/Higher Unit Price) |
| <b>2. Hall's Landscaping &amp; Maintenance</b> | <b>\$690,465.00</b>                         |
| 3. Champion Landscape Supplies, Inc.           | \$927,100.00                                |

The price disparity between Hall's Landscaping & Maintenance and Champion Landscape Supplies, Inc. exists primarily due to Champion Landscape Supplies, Inc. incorporating higher contingency costs associated with producing and/or utilizing other suppliers for seasonal items, and transporting seasonal items from alternate suppliers nationwide.

**The LETCO Group LLC:** Award on its low bid for Item Nos. 1, 3, 6, 12, 13 and 14 (soil and soil amendments); 23 and 34 (stones) in an amount not to exceed \$106,179.25.

| <u>Company</u>                       | <u>Total Amount</u> |
|--------------------------------------|---------------------|
| <b>1. The LETCO Group, LLC</b>       | <b>\$106,179.25</b> |
| 2. Champion Landscape Supplies, Inc. | \$153,900.00        |

**Texan Tree Depot, L.P.:** Award on its low bid Item Nos. 56, 60, 62 thru 65, 70, 78, 79, and 98 (trees) in an amount not to exceed \$95,186.25.

| <u>Company</u>                             | <u>Total Amount</u> |
|--|---------------------|
| <b>1. Texan Tree Depot, L.P.</b>           | <b>\$ 95,186.25</b> |
| 2. Champion Landscape Supplies, Inc.       | \$144,950.00        |
| 3. Hall's Landscaping & Maintenance L.L.P. | \$223,580.00        |



# CITY OF HOUSTON

Administration & Regulatory Affairs Department  
Strategic Purchasing Division (SPD)

## Interoffice

Correspondence

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

From: Valerie Player-Kaufman

Date: May 13, 2008

Subject: MWBE Participation Form

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

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

I am requesting a **revision** of the MWBE Goal: Yes  No  Original Goal: 11% New Goal: 3%

If requesting a revision, how many solicitations were received: 5

Solicitation Number: S36-S22732 Estimated Dollar Amount: \$2,984,415.00

Anticipated Advertisement Date: 1/4/2008 Solicitation Due Date: 1/24/2008

Goal On Last Contract: 11% Was Goal met: Yes  No

If goal was not met, what did the vendor achieve: 0%

Name and Intent of this Solicitation:  
This a renewal of Landscape, Plants, Trees, Grass and Associated Materials to be used by the Parks & Recreation and Public Works & Engineering Departments, and the Houston Airport System to landscape parks, esplanades, right-of-ways, airports, and other City properties citywide.

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

This award consists of various types of landscaping materials and supplies such as soil, sod, stones, seeds, plants, trees, and grass. This award will have multiple Suppliers who will provide sensitive and non-sensitive items. The Suppliers who will provide horticultural sensitive items will grow and deliver the items to the City locations to ensure that the integrity of the specimens is not compromised, and they conform to specifications and delivery requirements. The Suppliers will utilize M/WBE subcontractors to provide fuel and some delivery services to achieve the M/WBE goal. But, due to the sensitive nature of many of the items in this award, there is limited opportunity for subcontractor participation; therefore, the user departments have requested that a 3% M/WBE goal be approved for this award. (See attachment)

Concurrence:

SPD Initiator

Division Manager

Robert Gallegos, Deputy Assistant Director  
\*Affirmative Action

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

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

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**SUBJECT:** Approve Motion authorizing Supplemental Budget submitted by the Greater Houston Convention and Visitors Bureau.

Category #

Page 1 of 1

Agenda Item# **3016**

**FROM: (Department or other point of origin):**

Dawn R. Ullrich, Director  
Department of Convention and Entertainment Facilities

Origination Date

July 24, 2008

Agenda Date

~~JUL 30 2008~~  
AUG 06 2008

**DIRECTOR'S SIGNATURE:**

*Dawn Ullrich*

Council Districts affected:

All

**For additional information contact:**

Stephen W. Lewis

Phone: 713-853-8888

Date and identification of prior authorizing Council Action: 2007-0806

**RECOMMENDATION: (Summary)**

Approve Motion authorizing Supplemental Budget submitted by the Greater Houston Convention and Visitors Bureau.

**Amount of Funding: \$2,535,396**

Civic Center Facility Revenue Fund (#8601)

F & A Budget:

**SPECIFIC EXPLANATION:**

The City of Houston enters into a contract each year with the Greater Houston Convention and Visitors Bureau ("GHCVB") to solicit convention business and promote tourism. During FY08 the City made quarterly payments to the GHCVB in an amount equal to 23 percent of the City's gross hotel occupancy tax ("HOT") receipts. HOT estimates at the time of the FY08 contract projected that HAA would receive approximately \$11,960,000 in FY08. Based on actual year-end figures, GHCVB's share of the HOT revenues is \$14,495,396, which is \$2,535,396 over the amount projected in the FY08 contract with the City. Pursuant to the terms of its annual contract, the GHCVB must submit a supplemental budget outlining how it will utilize the funds over and above the original projected amount and obtain City Council approval before it can receive the additional funds.

GHCVB's proposed Supplemental Budget (copy attached) provides for additional funding for the following:

- The GHCVB will first utilize the funds for services and programs related to the hosting of the Latin Grammy Awards, to the extent such services and programs are not funded by private sponsors.
- To the extent not spent for the Latin Grammy Awards, the GHCVB will apply the funds to sales, marketing and promotional programs in supporting the GHCVB's core missions including, but not limited to, upgrading computer hardware and software, advertising placements in international markets, establishing a staffed Washington DC office and related client events, providing for a tabletop restaurant booth for use at conventions and trade shows, hiring a location coordinator to assist with film productions in Houston, international marketing, representation fees in China and hiring a web-host to process Spanish translations on the GHCVB's web site.

The Convention and Entertainment Facilities Department recommends approval of the GHCVB's supplemental budget for FY08.

LH:dv

**REQUIRED AUTHORIZATION**

Finance Department

Other Authorization

Other Authorization

**GREATER HOUSTON CONVENTION AND VISITORS BUREAU  
(GHCVB)**

**EXCESS REVENUE FROM FISCAL YEAR 07/08**  
**Summary**

**OPTION A:**

<sup>1</sup>The Greater Houston Convention & Visitors Bureau is the guarantor of the Latin Grammys which is projected at \$4.5 million. Budget "A" will cover any shortfall from the GHCVB's commitment to host this event in Houston. Hopefully it will not be required.

**OPTION B:**

<sup>1</sup>General and Operation's \$280,000 represents costs associated with purchasing new computer systems for the entire staff and the purchase of a new limousine for use by the Protocol department to transport diplomats

<sup>2</sup>Advertising and Promo's \$100,000 represents costs to cover additional advertising placements in targeted international markets

<sup>3</sup>Sales' \$1,241,500 represents costs associated with conducting a couple of additional client events and opening a sales office in Washington to reach out to the numerous associations in this region.

<sup>4</sup>Convention Services' \$25,000 represents costs for a tabletop restaurant booth that will be utilized at appropriate conventions and trade shows hosted at the GRBCC and Reliant

<sup>5</sup>Film Commission's \$99,896 represents costs associated with hiring a location coordinator to assist with the anticipated increase in production in Houston

<sup>6</sup>Tourism's \$700,000 represents increased costs associated conducting fairs, marketing efforts for both Tourism and international convention sales and

expenses associated with hiring a representative in China to assist with marketing Houston to this region

<sup>7</sup> Communications' \$89,000 represents costs associated with hiring a web-host to process Spanish translations on the GHCVB's web site.

|  |  |                   |                       |                              |
|--|--|-------------------|-----------------------|------------------------------|
| <b>SUBJECT:</b> Approval of annual payment of \$100,000.00 Galveston Bay Estuary Program |  | <b>Category #</b> | <b>Page</b><br>1 of 2 | <b>Agenda Item #</b><br>3926 |
|--|--|-------------------|-----------------------|------------------------------|

|  |                                    |   |
|--|------------------------------------|---|
| <b>FROM (Department or other point of origin):</b><br>Department of Public Works and Engineering | <b>Origination Date</b><br>7-25-08 | <b>Agenda Date</b><br>AUG 06 2008<br><del>JUL 30 2008</del> |
|--|------------------------------------|---|

|   |                                       |
|---|---------------------------------------|
| <b>DIRECTOR'S SIGNATURE:</b><br><br>Michael S. Marcotte, P.E., DEE | <b>Council District affected:</b> All |
|---|---------------------------------------|

|   |   |
|---|---|
| <b>For additional information contact:</b><br>Jeff Taylor<br>Deputy Director<br>Phone: (713) 837-0448 | <b>Date and identification of prior authorizing Council action:</b> |
|---|---|

**RECOMMENDATION: (Summary)** Approval of payment of annual participation in Galveston Bay Estuary Program projects through Houston- Galveston Area Council.

|   |                        |
|---|------------------------|
| <b>Amount and Source of Funding:</b> \$100,000.00 FY 2008 Water and Sewer Operating Fund No. 8300<br><i>PLR 7/25/08</i> | <b>F&amp;A Budget:</b> |
|---|------------------------|

**SPECIFIC EXPLANATION:**

The Galveston Bay Estuary Program (GBEP), a special non-regulatory program of the Texas Commission on Environmental Quality (TCEQ), is a partnership of local governments, business and industry, recreational anglers, ports, citizens, conservation organizations and resource agencies. Partners work collaboratively to leverage funds and implement the Galveston Bay Plan, the federally and state approved comprehensive conservation and management plan developed by local stakeholders.

The program forges private-public partnerships that result in an average leveraging ratio of 1 to 5 and greatly increases the amount of federal funds directed to the region to address environmental and quality of life issues. These partnerships have protected and restored 14,000 acres of important habitat and have improved water quality and recreational opportunities through demonstration projects on Brays Bayou, Sims Bayou, Buffalo Bayou, Clear Creek, Dickinson, and several other bay tributaries. The City of Houston and other public and private utilities also contribute and participate in GBEP's environmental monitoring and environmental education projects throughout the Houston-Galveston region. These efforts directly benefit the citizens of Houston and significantly contribute to the city's efforts to identify problems and systematic remedies as well as evaluate emerging technology in the environmental field.

**HISTORY:** The GBEP has worked with the City of Houston in the following projects:

- Offered expertise and input on issues relevant to large local governments during meetings of the Galveston Bay Council, TCEQ subcommittee meetings and specific issues on task forces (1990-current);
- Contributed to Brays Bayou Urban Wetlands Project, now known as Mason Park (2005);
- Participated in wetlands plantings and trash clean-ups in Houston area bayous (2000-current);

**REQUIRED AUTHORIZATION** CUIC ID #20JT17A

|                           |                             |   |
|---------------------------|-----------------------------|---|
| <b>Finance Department</b> | <b>Other Authorization:</b> | <b>Other Authorization:</b><br><br>Jeff Taylor, Deputy Director<br>Public Utilities Division |
|---------------------------|-----------------------------|---|

|   |  |                              |                                     |
|---|--|------------------------------|-------------------------------------|
| <b>Date</b>   | <b>SUBJECT:</b> Approval of annual payment of \$100,000.00 Galveston Bay Estuary Program | <b>Originator's Initials</b> | <b>Page</b><br><u>2</u> of <u>2</u> |
| <ul style="list-style-type: none"> <li>• Provided technical assistance on storm water management of city projects (1990-1992);</li> <li>• Assisted with habitat acquisition in mutually beneficial areas and collaborated on restoration of shoreline areas, including Sims Bayou (2005-2008); and</li> <li>• Worked with Houston Ship Channel industries to reduce litter loadings.</li> </ul> <p><b><u>CURRENT PROJECTS:</u></b> Funds provided by the City of Houston to the Houston-Galveston Area Council in the amount of \$100,000 will be used to support one or more of the 2008 estuary program goals as described below.</p> <ul style="list-style-type: none"> <li>• Complete 3 habitat restoration and protection projects.</li> <li>• Produce a Status and Trends Update of Galveston Bay and its tributaries.</li> <li>• Support 5 public participation and education events.</li> <li>• Reduce potential health risk from consumption of seafood through monitoring, risk analysis, and public information campaigns.</li> <li>• Support two monitoring and research projects that improve understanding of the Galveston Bay system.</li> <li>• Begin planning and preparation for the 11<sup>th</sup> Biennial State of the Bay Symposium.</li> </ul> <p><b><u>ACTION RECOMMENDED:</u></b> It is recommended that Council approve payment in the amount of \$100,000.00 to GBEP to continue our efforts in improving the surrounding environment and quality of life.</p> <p>MSM:JT:JRG</p> |  |                              |                                     |

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Safe Sidewalk Program 02 Project; WBS No. N-00646H-0002-4.

Page 1 of 1

Agenda Item #

40#

Agenda Date

~~JUL 30 2008~~

AUG 06 2008

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

7-24-08

DIRECTOR'S SIGNATURE:

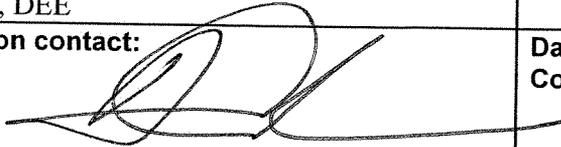
  
Michael S. Marcotte, P.E., DEE

Council District affected:

H

For additional information contact:

J. Timothy Lincoln, P.E.  
Senior Assistant Director



Phone: (713) 837-7074

Date and identification of prior authorizing Council action:

Ord. #2005-930 dated 07/27/2005

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$1,074,267.17 or 13.54% under the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total Original appropriation of \$1,473,313.00 from Street & Bridge Consolidated Construction Fund No 437.

Finance Department:

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the Safe Sidewalk Program and was required to address the health, safety, and welfare of pedestrians.

**DESCRIPTION/SCOPE:** The project consisted of construction and replacement of sidewalks and curb ramps of various widths and lengths. ESOR Consultants, Inc. designed the project with 240 calendar days allowed for construction. The project was awarded to SpawGlass Civil Construction, Inc. with an original Contract Amount of \$1,242,510.00.

**LOCATION:** The project area was in various locations in North Houston. The project is located in various Key Map Grids.

**CONTRACT COMPLETION AND COST:** The Contractor, SpawGlass Civil Construction, Inc. has completed the Work under the subject Contract. The project was completed within the Contract time. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order No.1 and 2 is \$1,074,267.17, a decrease of \$168,242.83 or 13.54% under the original Contract Amount.

The decreased cost is a result of Change Order No. 1 and 2 and the difference between planned and measured quantities. This decrease is primarily a result of an underrun in Bid Item No. 5 - Plant 30 Gal. Tree, Bid Item No. 6 - Urban Forestry Monitoring, Bid Item No. 7 - 3/8" Checker Plate per plans detail, Bid Item No. 32 - Asphalt Concrete Pavement for Patching, which were not necessary to complete the work.

**M/WBE PARTICIPATION:** The M/WBE goal for this project was 12%. According to Affirmative Action and Contract Compliance Division, the participation was 5.73%. Contractor's M/WBE performance evaluation was rated satisfactory.

MSM:JTL:JS:PD:ha

S:\E&C Construction\East Sector\PROJECTS\N-00646H-0002-4SSP O2\Closeout\RCA\Accept Work RCA.doc

c: Michael Ho, P.E. Velma Laws Craig Foster Waynette Chan Marty Stein File No. SB9185-02/21.0

REQUIRED AUTHORIZATION

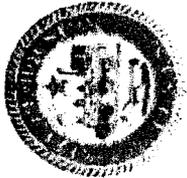
CUIC ID# 20HA25

Finance Department Director:

Other Authorization:

Other Authorization:





**PROJECT STREET LIST**

Project Name : Neighborhood Sidewalk Program  
 Contractor : Spaw Glass Civil Construction, Inc.  
 Project No. : N-0646H-02-3  
 Contract No. : 57190

| Street      | From Street    | To Street  | KEY MAP | Council District | Start Date | Comp Date | Status   | Comments |
|-------------|----------------|------------|---------|------------------|------------|-----------|----------|----------|
| Brownsville | Rouse          | Lathrop    | 494D    | H                |            |           | Complete |          |
| Colfax      | Hoffman        | Kress      | 494D    | H                |            |           | Complete |          |
| Hablo       | Lyons          | Colfax     | 494D    | H                |            |           | Complete |          |
| Hillsboro   | Hoffman        | Kress      | 494H    | H                |            |           | Complete |          |
| Laredo      | Rouse          | N. Wayside | 494D    | H                |            |           | Complete |          |
| North Rouse | Compus Christi | Eagle Pass | 494D    | H                |            |           | Complete |          |
| South Rouse | Hershe         | Laredo     | 454D    | H                |            |           | Complete |          |
| Woolworth   | Lyons          | Colfax     | 494D    | H                |            |           | Complete |          |

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City and Post Buckley Schuh & Jarnigan Inc., dba PBS&J (Formerly) Epsey Huston & Associates, Inc dba PBS&J for West Little York Paving from Alabonson to T.C. Jester. WBS No. N-000687-0003-3

|                |                  |
|----------------|------------------|
| Page<br>1 of 3 | Agenda Item<br># |
| 41             | 26               |

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

**Origination Date**  
7/24/08

**Agenda Date**  
~~JUL 30 2008~~  
AUG 06 2008

**DIRECTOR'S SIGNATURE:**  
Michael S. Marcotte, P.E. DEE, Director

**Council District affected:**  
A, B  
JK

**For additional information contact:**  
Reid K. Mrsny, P.E. Phone: (713) 837-0452  
Senior Assistant Director

**Date and identification of prior authorizing Council action:**  
Ordinance No. 98-1242, December 22, 1998  
Ordinance No. 2006-30, January 11, 2006

**RECOMMENDATION: (Summary)**  
Appropriate additional funds for Professional Engineering Services Contract with Post Buckley Schuh & Jarnigan Inc., dba PBS&J

**Amount and Source of Funding:**  
\$253,000 from the Street and Bridge Consolidated Construction Fund No. 4506. Original (previous) appropriation of \$709,000 from the Street & Bridge Consolidated Construction Fund No. 437, *Produce 07/03/08*

**DESCRIPTION/SCOPE:** This project consists of the design of approximately 7,400 linear feet of four lane roadway including water line and sanitary sewer line replacements.

**LOCATION:** The project area is West Little York from Alabonson to T.C. Jester. The project is located in Key Map Grids 411 - X, Y & Z.

**PREVIOUS HISTORY AND SCOPE:** The original design contract was awarded to Epsey, Huston & Associates, Inc. dba PBS&J by Ordinance No.98-1242 on December 22, 1998. The scope of services under the original contract consisted of the design of a four lane undivided roadway with all related appurtenances. During the Preliminary Design Phase of this project, Harris County Flood Control District (HCFCD) requested that the city expedite the design and construction of West Little York Bridge over Vogel Creek. In order to accommodate HCFCD's request, an Inter-local Agreement was entered into with HCFCD via Ordinance No. 2006-30. West Little York Bridge over Vogel Creek was subsequently designed and bid under this contract with PBS&J. Due to separating and accelerating the design, bid and construction of Vogel Creek bridge from the original design scope, additional level-of-effort is necessary to accomplish the project. These additional efforts include separate survey work, additional drainage analysis, additional drawings, advertising, bidding, Final Design (Phase II), Construction Phase Services (Phase III) and Texas Department of Licensing and Regulation review. As a result, an additional appropriation of \$253,000.00 is needed to complete the scope of West Little York Paving Project.

**SCOPE OF THE APPROPRIATION AND FEE** Under the term of this appropriation, the consultant, Post Buckley Schuh & Jarnigan Inc., dba PBS&J., will perform Phase II (Final Design), Phase III (Construction Phase Services) and Additional Services for the remainder of West Little York Paving from Alabonson to T.C. Jester

REQUIRED AUTHORIZATION

CUIC ID #20SAB27 *NO*

**Finance Department:**  
*Wongfar Beck*

**Other Authorization:**

**Other Authorization:**

|      |  |  |                                     |
|------|--|--|-------------------------------------|
| Date | <b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City and Post Buckley Schuh & Jarnigan Inc., dba PBS&J (Formerly) Epsey Huston & Associates, Inc dba PBS&J for West Little York Paving from Alabonson to T.C. Jester. WBS No. N-000687-0003-3 | <b>Originator's Initials</b><br><b>SAB</b> | <b>Page</b><br><u>2</u> of <u>3</u> |
|------|--|--|-------------------------------------|

The negotiated maximum fee for Basic Services adjusted for the additional effort is \$501,310.53 and Additional Services is \$370,801.22. The additional Basic Services appropriation is \$57,908.53 for Phase II and \$43,100.00 for Phase III (Const. Phase Svc.). The additional appropriation for Additional Services is \$126,858.22. The Additional Services fee will be used to update topographical survey, geotechnical investigation, environmental site assessment, and traffic control plans.

The total cost of the additional appropriation for this project is \$253,000.00. This appropriation is allocated as follows: \$227,866.75 for contract services and \$25,133.25 for project management.

**M/WBE INFORMATION:** The M/WBE goal established for the overall project is set at 24%. The original contract totals \$644,245.00. The consultant has been paid \$511,848.63 (79.45%) to date. Of this amount \$154,577.65 (30.20%) has been paid to M/WBE sub-consultants. Assuming approval of this appropriation, the contract amount will be increased to \$872,111.75. The consultant has proposed the following firms to achieve this goal:

|              | <u>Name of Firms</u>  | <u>Work Description</u> | <u>Amount</u>        | <u>% of Total<br/>Total Contract</u> |
|--------------|-----------------------|-------------------------|----------------------|--------------------------------------|
| 1.           | Prior M/WBE Work      | Various Services        | \$154,577.65         | 17.72%                               |
| 2.           | Aviles Engineering    | Geotech & Environmental | \$13,995.00          | 1.60%                                |
| 3.           | Martinez, Guy, Maybik | Structural Engineering  | \$43,500.00          | 4.99%                                |
| 4.           | B & E Reproduction    | Reproduction Services   | \$7,000.00           | 0.80%                                |
| <b>TOTAL</b> |                       |                         | <b>\$ 219,072.65</b> | <b>25.11%</b>                        |

*MSM:RKM:JHK:SAB*

S:\design\A-NP-DIV\MEC\RCA\Amendment W. little York RCA\DOC

- c: Marty Stein  
 Reid K. Mrsny, P.E.  
 Susan Bandy  
 Velma Laws  
 Craig Foster

File : WBS No. N-000687-0003-3 (1.2 DSGN\_RCA\_Suppl1)