

AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 14, 2008 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Holm

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

2:00 P. M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 15, 2008 - 9:00 A. M.

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

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** to determine just and reasonable Retail Water and Sewer Rates of **SOUTHERN WATER CORPORATION** within the City of Houston - **DISTRICT B - JOHNSON**

MAYOR'S REPORT -
1. Hurricane Ike Recovery Update
2. Public Safety Radio Safety

CONSENT AGENDA NUMBERS 2 through 43

MISCELLANEOUS - NUMBERS 2 through 3A

2. REQUEST from Mayor for confirmation of the appointment of **MR. QUI VUONG**, to Position Two of the **HOUSTON AREA WATER CORPORATION BOARD OF DIRECTORS**, for a term to expire August 1, 2009
3. RECOMMENDATION from Director Department of Public Works & Engineering to amend the Planning Commission recommendation for "Kirby 1" segment by reclassifying Kirby between Southwest Freeway and Bissonnet Street as a 95-foot-right-of-way principal thoroughfare
- a. RECOMMENDATION from Director Planning & Development Department to approve amendments to the 2007 Major Thoroughfare and Freeway Plan (MTFP) and authorize publication of the 2008 MTFP in map form

ACCEPT WORK - NUMBERS 4 and 5

4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,320,490.59 and acceptance of work on contract with **PACE SERVICES, L.P.** for Westview Paving: Shadowdale to Beltway 8, WBS N-000549-0004-4 5.94% under the original contract amount - **DISTRICT A - LAWRENCE**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,060,724.50 and acceptance of work on contract awarded to **J & N INTERNATIONAL COATINGS** and completed by the surety, **SURE TEC INSURANCE, INC** for Rehabilitation of Two Ground Storage Tanks at the Southwest and Jersey Village Pumping Stations, WBS S-000600-00B1-4 - 6.74% under the original contract amount **DISTRICTS A - LAWRENCE and C - CLUTTERBUCK**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 12

6. **LION APPAREL, INC** for Apparel, Uniforms for Houston Airport System - \$1,568,133.00 Enterprise Fund
7. ORDINANCE appropriating \$226,948.15 out of General Improvement Consolidated Construction Fund for Purchase of Office Furniture for the Information Technology, Human Resources and General Services Departments, WBS D-000119-0001-5, D-0000EQ-0001-5
- a. **CONTRACT RESOURCE GROUP, LLC** for Office Furniture through the State of Texas Building and Procurement Commissioner's Contract (TXMAS) for the Information Technology, Human Resources and General Services Departments
8. ORDINANCE appropriating \$120,086.00 out of Equipment Acquisition Consolidated Fund, WBS X-340003-0001-3-01 and \$10,000.00 out of Equipment Acquisition Consolidated Fund, WBS X-340003-0001-3-02 for Purchase of Digitization and Digital Darkroom Equipment for the Houston Public Library
- a. **DIGITAL TRANSITIONS, INC** for Digitization and Digital Darkroom Equipment for the Houston Public Library - \$71,000.00
9. **AMERICAN AVK COMPANY** for Fire Hydrants for Department of Public Works & Engineering \$227,025.75 - Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

10. **PARADIGM TRAFFIC SYSTEMS, INC** for Intelligent Transportation System (ITS) Traffic Signal Controller Cabinet Assembly and Components for Department of Public Works & Engineering \$825,632.00 - General Fund
11. **AQUATECH MEASUREMENT SYSTEMS, INC** for Water Meter Test Bench for the Department of Public Works & Engineering - \$86,662.11 - Enterprise Fund
12. **SOUTHWEST SOLUTIONS GROUP, INC** for Shelf Filing and Storage Systems from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for Department of Public Works & Engineering - \$60,000.00 - Enterprise Fund

ORDINANCES - NUMBERS 13 through 43

13. ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Automobile Dealer and Salesman Licensing
14. ORDINANCE **AMENDING SECTION 105 OF THE CITY OF HOUSTON FIRE CODE**, relating to Permit Fees; containing findings and other provisions relating to the foregoing subject; containing a savings clause; providing an effective date; providing for severability
15. ORDINANCE consenting to the addition of 35.7806 acres of land to **BRIDGESTONE MUNICIPAL UTILITY DISTRICT**, for inclusion in its district
16. ORDINANCE consenting to the addition of 3.4434 acres of land to **FAULKEY GULLY MUNICIPAL UTILITY DISTRICT OF HARRIS COUNTY, TEXAS**, for inclusion in its district
17. ORDINANCE consenting to the addition of 40.029 acres of land to **GRANT ROAD PUBLIC UTILITY DISTRICT**, for inclusion in its district
18. ORDINANCE consenting to the addition of 33.58 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 439**, for inclusion in its district - **DISTRICT B - JOHNSON**
19. ORDINANCE consenting to the addition of 1.500 acres of land to **NEWPORT MUNICIPAL UTILITY DISTRICT**, for inclusion in its district
20. ORDINANCE consenting to the addition of 3.6279 acres of land to **NORTH FOREST MUNICIPAL UTILITY DISTRICT**, for inclusion in its district
21. ORDINANCE consenting to the addition of 19.00 acres of land to **WALLER COUNTY MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district
22. ORDINANCE consenting to the addition of 1.9052 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11**, for inclusion in its district
23. ORDINANCE approving and authorizing Interlocal Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for Registration holds on vehicles with 1) Outstanding penalty for Photographic Traffic Signal Enforcement System Violations (a.k.a the Red Light Camera System), and/or 2) Outstanding warrants for failure to appear or failure to pay a fine for traffic moving violations; providing a maximum contract amount - \$340,000.00 General and DARLEP Funds

ORDINANCES - continued

24. ORDINANCE approving and authorizing amended and restated Agreement among the City of Houston, Texas, Reinvestment Zone Number One, City of Houston, Texas (Saint George Place Zone), and the Saint George Place Redevelopment Authority to finance certain Public Infrastructure Improvements - **DISTRICT C - CLUTTERBUCK**
- a. ORDINANCE relating to the Fiscal Affairs of the Saint George Place Redevelopment Authority on behalf of Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone); approving the Fiscal Year 2009 Operating Budget for the Authority and the Fiscal Years 2009-2013 Capital Improvement Budget for the Zone - **DISTRICT C - CLUTTERBUCK**
25. ORDINANCE approving and authorizing the City of Houston to enter into first contract amendment with the **YOUNG MEN'S CHRISTIAN ASSOCIATION OF THE GREATER HOUSTON AREA** to add two school sites and provide an additional \$65,000.00 for the administration of an After School Achievement Program - Grant Fund - **DISTRICTS H - GARCIA and I - RODRIGUEZ**
26. ORDINANCE approving and authorizing the City of Houston to enter into contract with **HOUSTON INDEPENDENT SCHOOL DISTRICT** to administer an After School Achievement Program ("ASAP") - \$355,580.00 - General Fund and \$429,420.00 - CDBG Fund - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; F - KHAN; G - HOLM; H - GARCIA and I - RODRIGUEZ**
27. ORDINANCE approving and authorizing the submission of an application for grant assistance to the Texas Parks & Wildlife Department (TPWD) Urban Outdoor Recreation Grant Program, administered by the State of Texas, to support the Townwood Park Improvement Project; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - **DISTRICT D - ADAMS**
28. ORDINANCE approving and authorizing the submission of an application for grant assistance to the Texas Parks & Wildlife Department (TPWD) Urban Outdoor Recreation Grant Program, administered by the State of Texas, to support the Sylvester Turner Park Phase III Improvement Project; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - **DISTRICT A - LAWRENCE**
29. ORDINANCE approving and authorizing agreement between the City of Houston and **JPMORGAN CHASE, N. A.** for Check Processing, Validation and Imaging Services for the Municipal Courts Administration Department - **DISTRICT H - GARCIA**
30. ORDINANCE relating to the Retail Electric Rates of **ENTERGY TEXAS, INC** within the City of Houston, Texas; approving a settlement agreement relating to an increase in Entergy Texas, Inc's rates - **DISTRICT E - SULLIVAN**
31. ORDINANCE approving and authorizing agreement between the City of Houston and **MCGLINCHEY STAFFORD, P.L.L.C.** for Legal Services relating to Cause No. 2008-51588; City of Houston v. Candlelight Condo Investments, LLC et al.; in the 270th Judicial District Court of Harris County, Texas; providing a maximum contract amount - \$320,000.00 - Property and Casualty Fund - **DISTRICT B - JOHNSON**

ORDINANCES - continued

32. ORDINANCE amending Ordinance 2006-1043 to increase the maximum contract amount of contracts between the City of Houston and **A-1 PERSONNEL OF HOUSTON, INC, ALSO TEMPS, INC, APPLE ONE TEXAS, INC, BERGAILA & ASSOCIATES, INC, ELITE COMPUTER CONSULTANTS, L.P., ELITE PERSONNEL CONSULTANTS, INC d/b/a EVINS TEMPORARIES, EXECUTEAM STAFFING, L.P. and SILVER & ASSOCIATES, INC,** for Temporary Employee Services and Information Technology Staffing Services - \$2,600,000.00 Central Services Revolving Fund
33. ORDINANCE authorizing the Director of the Houston Airport System to effect transfers of certain reimbursement grant funds to the Airport System Senior Lien Bond Interest and Sinking Fund **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**
34. ORDINANCE appropriating transfer of an amount not to exceed \$50,000,000.00 from the Houston Airport System Airports Improvement Fund for certain Houston Airport System Capital Expenditures; declaring the Houston Airport System's intent to reimburse the Airports Improvement Fund with bond proceeds - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**
35. ORDINANCE appropriating \$5,893,420.00 out of Airports Improvement Fund, \$16,440,750.00 from Transportation Security Administration Grant Funds; awarding construction contract to **VANDERLANDE INDUSTRIES, INC** for Terminal D Fully Automated Explosive Detection System In-Line Baggage Handling System at George Bush Intercontinental Airport/Houston (IAH), WBS A-000486-0012-4-01 and A-000486-0012-4-02, (Project No. 612K); setting a deadline for Vanderlande Industries, Inc's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding Vanderlande Industries, Inc in default if it fails to meet the deadlines; providing funding for contingencies and the Civic Art Program relating to construction of the facilities financed by such fund - **DISTRICT B - JOHNSON**
36. ORDINANCE appropriating \$315,019.00 out of Metro Project Commercial Paper Series E Fund and approving and authorizing an Interlocal Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for Improvements to the Central Business District Communications System; WBS N-000650-0047-4
37. ORDINANCE appropriating \$47,240.00 out of Drainage Improvement Commercial Paper Series F Fund as an additional appropriation for an Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** (approved by Ordinance No. 07-0510) for construction of White Heather Street and Storm Sewer Improvements, WBS M-000262-0001-4 - **DISTRICT D - ADAMS**
38. ORDINANCE appropriating \$132,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Services Contract between the City of Houston and **TERRACON CONSULTING, INC** for Technical Research and Consultation for Pavement Sub-Grades (approved by Ordinance No. 07-0760), WBS N-000668-0012-3; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund
39. ORDINANCE appropriating \$2,440,328.34 out of Metro Project Commercial Paper Series E Fund, awarding construction contract to **TJ & T ENTERPRISES, INC** for West Houston Traffic Signal Communications along Wilcrest, Briar Forest, Meadowglen, Richmond, Beechnut, Dairy Ashford, Cook Road, Harwin and Rogerdale Corridors, and other various locations citywide, WBS N-000650-0035-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for contingencies and project management relating to construction of facilities financed by the Metro Project Commercial Paper Series E Fund

ORDINANCES - continued

40. ORDINANCE appropriating \$4,890,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PRELOAD, INC** for Construction of Concrete Ground Storage Tank, WBS S-000610-00A2-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - KHAN**
41. ORDINANCE appropriating \$730,000.00 out of Public Health Consolidated Construction Fund as an additional appropriation and approving and authorizing second amendment to construction contract (approved by Ordinance No. 2006-0579) between the City of Houston and **TIMES CONSTRUCTION, INC** for Renovation and Expansion of Fifth Ward Multi-Service Center, WBS H-000054-0001-4; providing funding for contingencies relating to construction of facilities financed by the Public Health Consolidated Construction Fund - **DISTRICT B - JOHNSON**
42. ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on proposed amendments to the Strategic Partnership Agreements between the City of Houston and **CHELFORD CITY MUNICIPAL UTILITY DISTRICT** and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 36** and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Harris County; proposed Strategic Partnership Agreements between the City of Houston and **ADDICKS UTILITY DISTRICT**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 500** involving the Towne Lake Management District; and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 501** involving the Towne Lake Management District; and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Harris County; proposed Strategic Partnership Agreements between the City of Houston and **CINCO MUNICIPAL UTILITY DISTRICT NO. 2**; and **CINCO MUNICIPAL UTILITY DISTRICT NO. 5** and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Fort Bend County, proposed Strategic Partnership Agreements between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 49**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 71**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 106**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 144**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 165**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 166**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 278**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 371**; **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 383**; and **HARRIS COUNTY UTILITY DISTRICT NO. 15**; and on proposals for the City of Houston to annex for limited purposes certain territory located within and in the vicinity of such districts in Harris County; proposals for the City of Houston to impose the City of Houston's Sales and Use Tax in such territory, proposals for the City of Houston to amend the Regulatory Plans for certain territory previously annexed for limited purposes that is located in Harris County and Fort Bend County, located in the vicinity of various Municipal Utility Districts and other similar entities as listed in the ordinance; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability
HEARING DATES - 9:00 A.M. - WEDNESDAY - NOVEMBER 5 and 12, 2008
43. ORDINANCE No. 2008-868, passed second reading October 8, 2008
ORDINANCE granting to **SAFETY KLEEN, INC, a Wisconsin Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 44 through 46

44. ORDINANCE AMENDING CHAPTERS 1 and 2 OF THE BUILDING CODE and CHAPTER 1 OF THE RESIDENTIAL CODE OF THE CITY OF HOUSTON, TEXAS, relating to registration of roofing contractors; containing findings and other provisions relating to the foregoing subject; providing for severability - **TAGGED BY COUNCIL MEMBERS GREEN, CLUTTERBUCK, JONES, LAWRENCE and SULLIVAN**

This was Item 16-1 on Agenda of October 8, 2008

45. RESOLUTION in support of Economic Incentives for the development of hotels in the Central Business District - **DISTRICT I - RODRIGUEZ**
TAGGED BY COUNCIL MEMBERS GARCIA, KHAN and GREEN

This was Item 12 on Agenda of October 8, 2008

46. ORDINANCE appropriating \$3,445,816.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, WBS R-000266-0121-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **TAGGED BY COUNCIL MEMBER LAWRENCE**

This was Item 31 on Agenda of October 8, 2008

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

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

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

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

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

RCA #

SUBJECT: Ordinance Relating to the Retail Water and Sewer Rates of Southern Water Corporation; Setting a Public Hearing to determine just and reasonable rates to be charged by Southern Water Corporation within the City of Houston

Category #

Page 1 of 1

Agenda Item#

OCT 15 2008

FROM: (Department or other point of origin):

Administration and Regulatory Affairs
Alfred J. Moran, Jr. - Director

Origination Date

September 23, 2008

Agenda Date

~~OCT 01 2008~~

DIRECTOR'S SIGNATURE:

For additional information contact:

Tina Paez
Nikki Cooper

(713) 837-9630
(713) 837-9889

Council Districts affected:

B

Date and identification of prior authorizing Council Action: Ordinance No. 2008-616

RECOMMENDATION: (Summary)

Adopt an ordinance setting a public hearing to determine just and reasonable rates to be charged by Southern Water Corporation within the City of Houston

Amount of Funding: NONE

F & A Budget:

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department recommends that City Council approve an ordinance setting a public hearing to determine just and reasonable water and sewer rates to be charged by Southern Water Corporation ("Southern Water") within the City of Houston.

Southern Water is a private investor-owned utility operating within the City of Houston; therefore the City has original jurisdiction over its rates, subject to review by the Texas Commission on Environmental Quality (TCEQ). TCEQ granted Southern Water the exclusive legal right to provide water and sewer services to the Hidden Valley Subdivision (City Council District B) under Certificate of Convenience ("CCN") No. 11389 (water) and No. 20500 (sewer). These CCNs are issued by TCEQ for an indefinite time period.

On May 30, 2008, Southern Water filed an application with the City of Houston to increase its water and sewer rates in the Hidden Valley Subdivision. Based on the information in Southern Water's Statement of Intent, Southern Water seeks a revenue increase of \$1,179,362, representing a 39% to 54% increase in water rates, and a 50% to 70% increase in sewer rates, depending on individual usage. Southern Water serves approximately 1,246 customers within the City. The specific rate impact of these customers will vary by service, meter size, and gallons used.

By Ordinance No. 2008-616, the City suspended the effective date of Southern Water's new rates for ninety days (from August 1, 2008 to October 30, 2008). During the suspension period, the City conducted two public meetings (on July 9 and July 10, 2008) for in-City customers of Southern Water on the subject of the new rates and customer service concerns. In addition, the City engaged the assistance of a water/sewer rate analyst to assist in preparing the final rate recommendation.

At the public hearing, the Council will consider comments received by customers at the public meetings, Southern Water's requested new rates, and any recommendations by the City for adjustments to Southern Water's rates.

The Administration & Regulatory Affairs Department recommends that City Council approve an ordinance setting a public hearing to determine just and reasonable rates to be charged by Southern Water for its customers within the City of Houston.

REQUIRED AUTHORIZATION

IN Director:



BILL WHITE
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2
OCT 15 2008

COPY TO EACH MEMBER
CITY SECRETARY
COUNCIL MEMBER: 10-2-08 ✓

September 30, 2008

The Honorable City Council
City of Houston

Dear Council Members:

In accordance with Houston Resolution No. 2000-42 and the Articles of Incorporation for the Houston Area Water Corporation, I am appointing the following individual to the Houston Area Water Corporation Board of Directors, subject to Council confirmation:

Mr. Qui Vuong, appointment to Position Two, for a term to expire August 1, 2009.

Résumé of the appointee is attached for your review.


Sincerely,

Bill White
Mayor

BW:CC:jsk

Attachments

cc: Ms. Dannelle Belhateche, senior assistant director, Public Utilities Division, PWE
Mr. David Berg, chair, Houston Area Water Corporation

SUBJECT: Motion to amend Planning Commission recommendation regarding "Kirby 1" segment (Southwest Freeway to Bissonnet Street) of the 2008 Major Thoroughfare and Freeway Plan		Page 1 of 2	Agenda Item # 3
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 10-12-08	Agenda Date OCT 15 2008	
DIRECTOR'S SIGNATURE:  10.13.08 Michael S. Marcotte, P.E. DEE	Council District affected: C		
For additional information contact: Gary Norman Phone: (713) 837-7425	Date and identification of prior authorizing Council action:		
RECOMMENDATION: Adopt Council Motion to amend Planning Commission recommendation for the "Kirby 1" segment of the Major Thoroughfare and Freeway Plan (MTFP) by reclassifying Kirby between Southwest Freeway and Bissonnet Street as a 95-foot right-of-way principal thoroughfare.			
Amount and Source of Funding: Not applicable			
EXPLANATION: The 2007 Major Thoroughfare and Freeway Plan currently classifies the segment of Kirby Drive between the Southwest Freeway and Bissonnet Street as an 80-foot right-of-way principal thoroughfare. Pursuant to plans to widen Kirby, the Department of Public Works and Engineering made application to amend the MTFP to designate this segment as a 100-foot right-of-way principal thoroughfare. The application went through the required review process, and the Planning Commission voted on August 28, 2008 to approve the application. Subsequent analysis by PWE has determined that a 95-foot right-of-way would be sufficient for the widening project and would significantly reduce the cost of right-of-way acquisition. Therefore, the Director recommends that Council adopt a motion to amend the Planning Commission's recommendation for the "Kirby 1" segment by designating Kirby between the Southwest Freeway and Bissonnet Street as a 95-foot principal thoroughfare in the 2008 MTFP.			
REQUIRED AUTHORIZATION		20-CUIC#20MSM02	
Finance Department:	Other Authorization:	Other Authorization:	

SUBJECT: Amendments to the 2007 Major Thoroughfare and Freeway Plan (MTFP)		Category #	Page 1 of 1	Agenda Item # 3A
FROM (Department or other point of origin): Planning and Development		Origination Date 08/29/08		Agenda Date OCT 15 2008 OCT 15 2008
DIRECTOR'S SIGNATURE: <i>Ms. Maureen K. Bayrick</i>		Council District affected: H		
For additional information contact: Michael A. Kramer Phone: 713-837-7781		Date and identification of prior authorizing Council action: 10/03/07, CM 07-0987		
RECOMMENDATION: (Summary) Approve amendments to the 2007 Major Thoroughfare and Freeway Plan (MTFP) and authorize publication of the 2008 MTFP in map form.				
Amount and Source of Funding: N/A			F & A Budget:	
SPECIFIC EXPLANATION: Chapter 33-25 of the Code of Ordinances specifies that each year, the Planning Commission shall prepare and submit to the City Council a Major Thoroughfare and Freeway Plan (MTFP) adopted with the concurrence of the Public Works and Engineering Department. The Commission may consider amendments to any portion of the MTFP relating to deleting, realigning or reclassifying streets designated on the plan or adding one or more streets to the plan. An amendment approved by the Commission shall not be effective unless and until approved by City Council. The MTFP identifies corridor alignments and sets right-of-way requirements for major roadways in the City and extraterritorial jurisdiction (ETJ). There are two types of applicants for MTFP amendments: Government - amendments requested by governmental agencies including City of Houston; and Private Sector - amendments requested by the private sector among which included individuals, civic associations, and developers. This year, applications were accepted from February through March 14, 2008. Planning Commission held workshops on the proposed amendments May 1 and May 22 and an Open House for the public was held July 10 in the evening at the United Way Community Resource Center, 50 Waugh Drive. Planning Commission held a public hearing on the proposed amendments, Thursday, July 24 and continued the public hearing on one item to Thursday, August 7. The Planning Commission approved a motion on August 28, 2008, to recommend that City Council approve amendments to the 2007 MTFP. Attachment 1 provides a description of the amendments and the Planning Commission's recommendation. Attachment 2 depicts the general location of each recommended change. City Council approval will authorize publication of the 2008 MTFP in map form. Attachments cc: Marty Stein, Agenda Director Arturo Michel, City Attorney Anna Russell, City Secretary Michael S. Marcotte, Director, Public Works and Engineering				
REQUIRED AUTHORIZATION				
F & A Director:	Other Authorization:	Other Authorization:		

2008 Major Thoroughfare and Freeway Plan

(Amendments to the 2007 MTFP)

On August 28, 2008 the City of Houston Planning Commission voted to forward its actions to City Council for adoption as the 2008 MTFP. Ten amendments, listed below, reflect changes that will require alterations to the 2007 MTFP. The location of these amendments is illustrated on the map included as **Attachment 2**.

Amendment Name	Jurisdiction	District/Precinct	Applicant
N. Main and N. Main Bypass	City, Harris Co.	City Dist. H / Harris Co. Pct. 2	METRO, March Darcy Partners, Inc. (Government Sector)

Planning Commission action: Regarding Phase I

1) **APPROVED** the reclassification of N. Main Street as a Transit Corridor Street between IH 10 East and Boundary Street.

2) **APPROVED** the addition of N. Main Bypass as a Transit Corridor Street between N. Main and Harrington Street.

Regarding Phase II: The Planning Commission **DEFERRED** action on number of lanes and right-of-way width until a later date.

Boundary and Fulton	City, Harris Co.	City Dist. H / Harris Co. Pct. 2	METRO, March Darcy Partners, Inc. (Government Sector)
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Planning Commission action: Regarding Phase 1

1) **APPROVED** the classification of Boundary Street between N. Main Street and Fulton Street as a Transit Corridor Street.

2) **APPROVED** the reclassification of Fulton Street between Boundary Street and Julia Street as a Transit Corridor Street.

3) **APPROVED** the delineation of the North Transit Corridor Street from beginning to end

a) N. Main Street from IH 10 to N. Main Bypass; N. Main Bypass from Main Street to Harrington Street;

b) N. Main Street from N. Main Bypass to Harrington Street.

c) Main Street from Harrington Street to Boundary Street.

d) Boundary Street from N. Main Street to Fulton Street;

e) Fulton Street from Boundary Street to Julia Street.

Regarding Phase II: The Planning Commission **DEFERRED** action on number of lanes and right-of-way width until a later date.

Mills Branch	ETJ, Montgomery Co.	Montgomery Co. Pct. 4	Montgomery Co. Precinct 4 (Government Sector)
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Planning Commission action:

1) **APPROVED** the reclassification of Mills Branch Drive as a major collector street between Lake Houston Parkway and Ford Road (min. 70' ROW),

2) **APPROVED** the deletion of Mills Branch Drive between Ford Road (east-west) and Woodland Hills Drive,

3) **APPROVED** the addition of major collector street Woodbridge Village Drive between Ford Road and Woodland Hills Drive (min. 70' ROW), and

4) **APPROVED** the addition of Ford Road (north-south) as a major collector street between Mills Branch Drive and Ford Road/Ricewood Drive (min. 70' ROW),

Katy Gaston North	ETJ, Fort Bend Co.	Fort Bend Co. Pct. 3	Turner Collie & Braden (Private Sector)
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Planning Commission action:

- 1) APPROVED the addition of Katy Gaston Road as a major thoroughfare between Cinco Ranch Boulevard and FM 1093; and
- 2) APPROVED the deletion of Unnamed Major Collector between Katy Gaston Road and FM 1093.

Katy Gaston South	ETJ, Fort Bend Co	Fort Bend Co. Pct. 3	Benchmark Engineering Corp. (Private Sector)
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Planning Commission action

APPROVED the realignment of Katy Gaston Road, a major thoroughfare south of FM 1093 to Bellaire Boulevard.

Ella	ETJ, Harris Co.	Harris Co. Pct. 4	Vernon G. Henry and Associates, Inc. (Private Sector)
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Planning Commission action:

APPROVED the realignment of Ella Boulevard between N. Sam Houston Pkwy. and Northville Road.

Airline	City, Harris Co.	City Dist. H / Harris Co. Pct. 2	City of Houston, Public Works and Engineering (Government Sector)
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Planning Commission action:

APPROVED the reclassification of Airline as an 80' right-of-way major thoroughfare between Cavalcade to IH-610 instead of a 70 foot ROW.

Campbell	City, Harris Co.	City Dist. A / Harris Co. Pct. 3	First Houston Properties (Private Sector)
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Planning Commission action:

APPROVED the reclassification of Campbell Road from a local street to a major collector street between Clay Road and W. Tidwell only. This recommendation does not include extending the major collector status from W Tidwell to Hempstead Highway. The right-of-way width will be designated at 70 feet.

Kirby 1	City Harris Co.	City Dist. C / Harris Co. Pct. 1	City of Houston, Public Works and Engineering (Government Sector)
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Planning Commission action:

APPROVED the reclassification of Kirby as a 100' right-of-way principal thoroughfare between Southwest Freeway and Bissonnet Street. This will replace the current designated ROW width of 80 feet. The map will reflect this segment of Kirby as "to be widened."

Kirby 2	City, Harris Co.	City Dist. D / Harris Co. Pct. 1	City of Houston, Planning and Development Department (Government Sector)
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Planning Commission action:

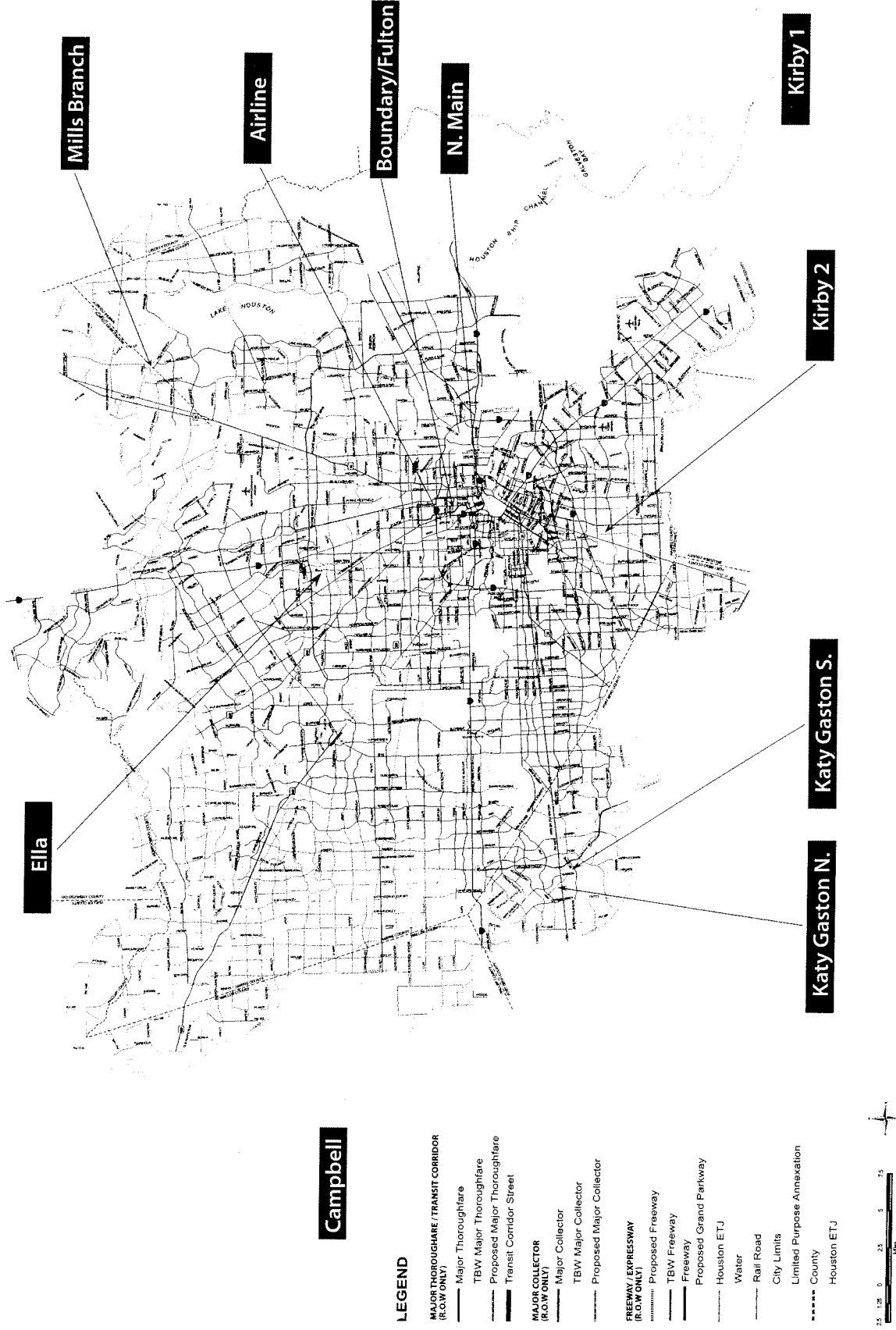
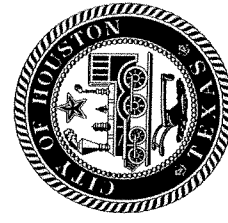
APPROVED the realignment of Kirby Drive, south of Holmes Road following the alignment of Feldman Road to Reed Road crossing Almeda Road then turning south at the Rodeo Auxiliary Parking Facility. An approximate 1200 foot radius will transition Kirby from its east-west direction to a north-south direction. Reed Road will intersect with Kirby at a 90° angle along the curve.

2008 Major Thoroughfare & Freeway Plan (Amendments to the 2007 MTFP)

Attachment 2

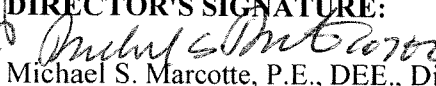


City of Houston
Planning Commission
approved amendments
to the 2007 Major
Thoroughfare and
Freeway Plan
on August 28, 2008 for:

- Airline
- Campbell
- Ella
- Katy Gaston N.
- Katy Gaston S.
- Kirby 1
- Kirby 2
- Mills Branch
- N. Main
- Boundary / Fulton



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work Westview Paving: Shadowdale to Beltway 8, WBS No. N-000549-0004-4.		Category #1, 7	Page 1 of 2	Agenda Item # 4
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 10-8-08		Agenda Date OCT 15 2008
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., DEE., Director		Council District affected: A 4		
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. # 2006-584 dated: 06/07/2006		
RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$4,320,490.59 or 5.94% 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 \$5,294,631.00 with \$4,307,014.00 from the Series E Commercial Paper Metro Project Fund No.49M and \$987,617.00 from Water and Sewer System Consolidated Construction Fund No. 755.				Finance Department:
PROJECT NOTICE/JUSTIFICATION: This project was part of the City's Capital Improvement Program (CIP) and was required to improve traffic flow/circulation in the area.				
DESCRIPTION/SCOPE: This project consisted of the new roadway construction of the remaining two (2)-lane concrete roadway section on Westview drive between West Belt and Lumpkin Road (the other half boulevard was constructed earlier to provide access to an adjacent Houston Community College Campus) and a four (4)-lane boulevard concrete roadway section between Lumpkin Road and Shadowdale Drive with curbs, bicycle lanes, underground storm sewers and utility improvements. Binkley and Barfield, Inc. designed the project with 360 calendar days allowed for construction. The project was awarded to Pace Services, L.P. with an original Contract Amount of \$4,593,420.18				
LOCATION: The project area was along Westview Drive between West Belt and Shadowdale Drive. The project was located on Key Map Grids 449Y and Z.				
CONTRACT COMPLETION AND COST: The Contractor, Pace Services, L.P. has completed the work under subject Contract. The project was completed within the Contract Time with 146 additional days approved by Change Order Nos. 1, 2 and 3. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos. 1 and 2 is \$4,320,490.59, a decrease of \$272,929.59 or 5.94% under the original Contract Amount.				
The decreased cost is a result of difference between planned and measured quantities. This decrease is primarily a result of an underrun in Bid Item No. 5 – Filter Fabric Fence, Bid Item No. 14 – Temp Pavement Marking Class 1-4" White-Removable, Bid Item No. 16 – Temp Pavement Marking Class 1-4" Yellow-Removable, Bid Item No. 106 – Type-E Inlet "Mod", Bid Item No. 114 – Remove 18" RCP, Bid Item No. 115 – Remove 24" RCP, Bid Item No. 117 – Precast Junction Box for 6'X 6' RCB, Bid Item No. 122 – Auger 24" Pressure Rated Pipe, Bid Item No. 123 – Cut/Plug 15" Remove as Needed, Bid Item No. 124 – Cut/Plug 24" Remove as Needed, Bid Item No. 129 – SS MHs, Bid Item No. 134 – Copper Water Service – Both Sides, Bid Item No. 142 – 12"X 12" TS&V w/Box, Bid Item No. 1001 – Clean Air Incentive EPA Tier 1, Bid Item No.1002-				
REQUIRED AUTHORIZATION 20HA33				
Finance Department:	Other Authorization:	Other Authorization: 		

Date	SUBJECT: Accept Work Westview Paving: Shadowdale to Beltway 8, WBS No. N-000549-0004-4.	Originator's Initials	Page 2 of 2
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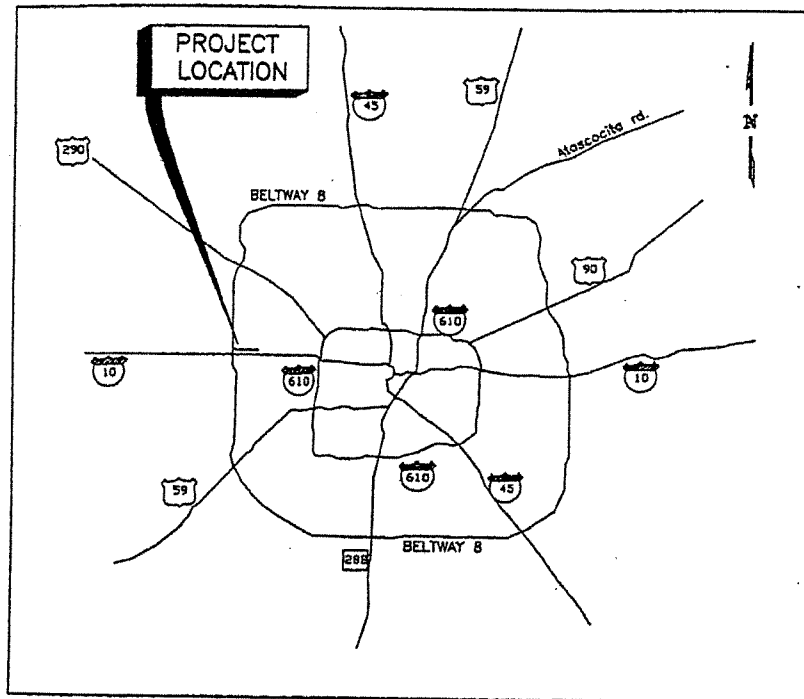
Clean Air Incentives EPA Tier 2, Bid Item No. 1003 – Clean Air Incentive EPA Tier 3, and Extra Unit Price, which were not necessary to complete the work.

M/WBE PARTICIPATION: The M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the participation was 21.19%. Contractor's M/WBE performance evaluation was rated outstanding.



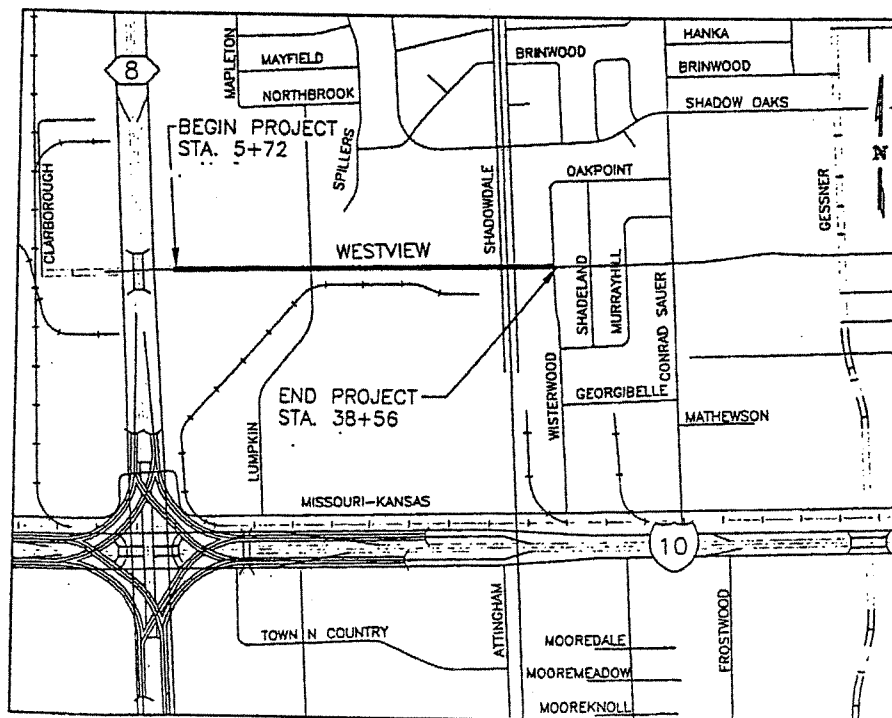
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c: Michael Ho, P.E Velma Laws Craig Foster Waynette Chan Marty Stein File No.: SB9023-02/21.0



LOCATION MAP

N.T.S.



VICINITY MAP

N.T.S.

KEY MAP 449-Z



GIMS MAP 4958 A,B

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION**SUBJECT:** Accept Work for Rehabilitation of Two Ground Storage Tanks at the Southwest and Jersey Village Pumping Stations. WBS No. S-000600-00B1-4Page 1 of 1

Agenda Item #

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

Department of Public Works and Engineering

Origination Date
10-8-08**Agenda Date**
OCT 15 2008**DIRECTOR'S SIGNATURE:**
Michael S. Marcotte, P.E., DEE, Director**Council Districts affected:**
A and C *SKF***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. #2005-696 dated 06/08/2005**RECOMMENDATION: (Summary)** Pass a motion to approve the final Contract Amount of \$1,060,724.50, which is 6.74% under the original Contract Amount, accept the Work and authorize the final payment.**Amount and Source of Funding:** No additional appropriation required.

Original appropriation of \$1,232,100.00 from Water and Sewer System Consolidated Construction Fund No. 755.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's water storage tank rehabilitation and replacement program and is required to meet the Texas Commission on Environmental Quality's (TCEQ) regulations.**DESCRIPTION/SCOPE:** The project consisted of rehabilitation of two ground storage tanks at two pumping stations, related site work and coatings. Pate Engineers, Inc. designed the project with 210 calendar days allowed for construction. The project was awarded to J & N International Coatings, Inc. with an original Contract Amount of \$1,137,420.00.

J & N International Coatings ceased operations and did not complete the Work within the Contract Time. The surety company, Sure Tec Insurance Inc., signed a Takeover Agreement on 04/20/2007 with the City to complete the Work.

LOCATION: The project areas are located as follows:

Station	Address	Key Map Grids
1. Southwest	4410 Westpark	491-Z
2. Jersey Village	7207 Fairview	409-N

CONTRACT COMPLETION AND COST: The surety company, Sure Tec Insurance Inc., has completed the Work under subject Contract. The project was not completed within the Contract Time with 539 additional days provided by Takeover Agreement with the City. Four days liquidated damages were assessed in the project. The final cost of the project, including overrun and underrun of estimated bid quantities, and previously approved Takeover Agreement and approved Change Order No. 1 is \$1,060,724.50, a decrease of \$76,695.50 or 6.74% under the original Contract Amount.

The cost underrun is primarily due to the work not requiring 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 9.55%. The Surety's Contractor achieved a "Satisfactory" rating on MWDBE compliance.

MSM:JTL:CWS:SKF:mj

S:\E&C Construction\Facilities\Projects\S-0600-B1-3 SW & Jersey Village\Closeout\RCA\RCA_CO-Rev1.DOC

c: Velma Laws

Michael Ho, P.E.

File No. S-000600-00B1-4 - Closeout

REQUIRED AUTHORIZATION**CUIC ID# 20MZQ061****Finance Department:****Other Authorization:**
9/29/08**Other Authorization:**

Summary of MWDBE Activities

Project Description/#: Water #10814-01 - Rehabilitation of Two Ground Storage Tanks at the SW and Jersey Village Station. S-000600-00B1-4. #4600004747
 Prime Contractor: Sure Tec Construction Company
 Amount of Contract: **\$1,137,420.00**
 Amount of MWDBE goal with change order:

Change Orders: **\$76,695.50**
\$180,323.10

MWDBE Goal at award of contract: **17%**
 Final Contract Amount: **\$1,060,724.50**
 MWDBE actual participation: **9.55%**

Original MWDBEs listed on RCA & Letter of Intent

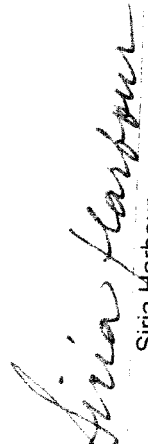
Original MWDBEs listed on RCA & Letter of Intent	MWDBEs Used:	List of original MWDBE, that were not used:
Escalante Construction, Inc.	Escalante Construction, Inc.	None


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:

The shortage is 7.45% the amount is \$78,976.27. According to Jimmy Sparks from Sure Tec, they were the bonding company and had to takeover after the original bonded contractor (J&N International Coatings, Inc defaulted) Sure Tec had to find a replacement contractor to complete the project, and they chose NG Painting (which the City approved as NG had done several projects for the city). NG Painting completed all the work without hiring any subcontractors.

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

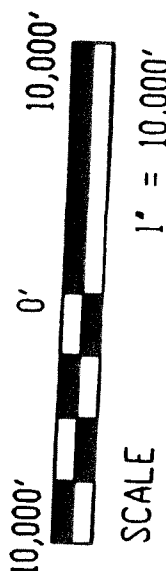
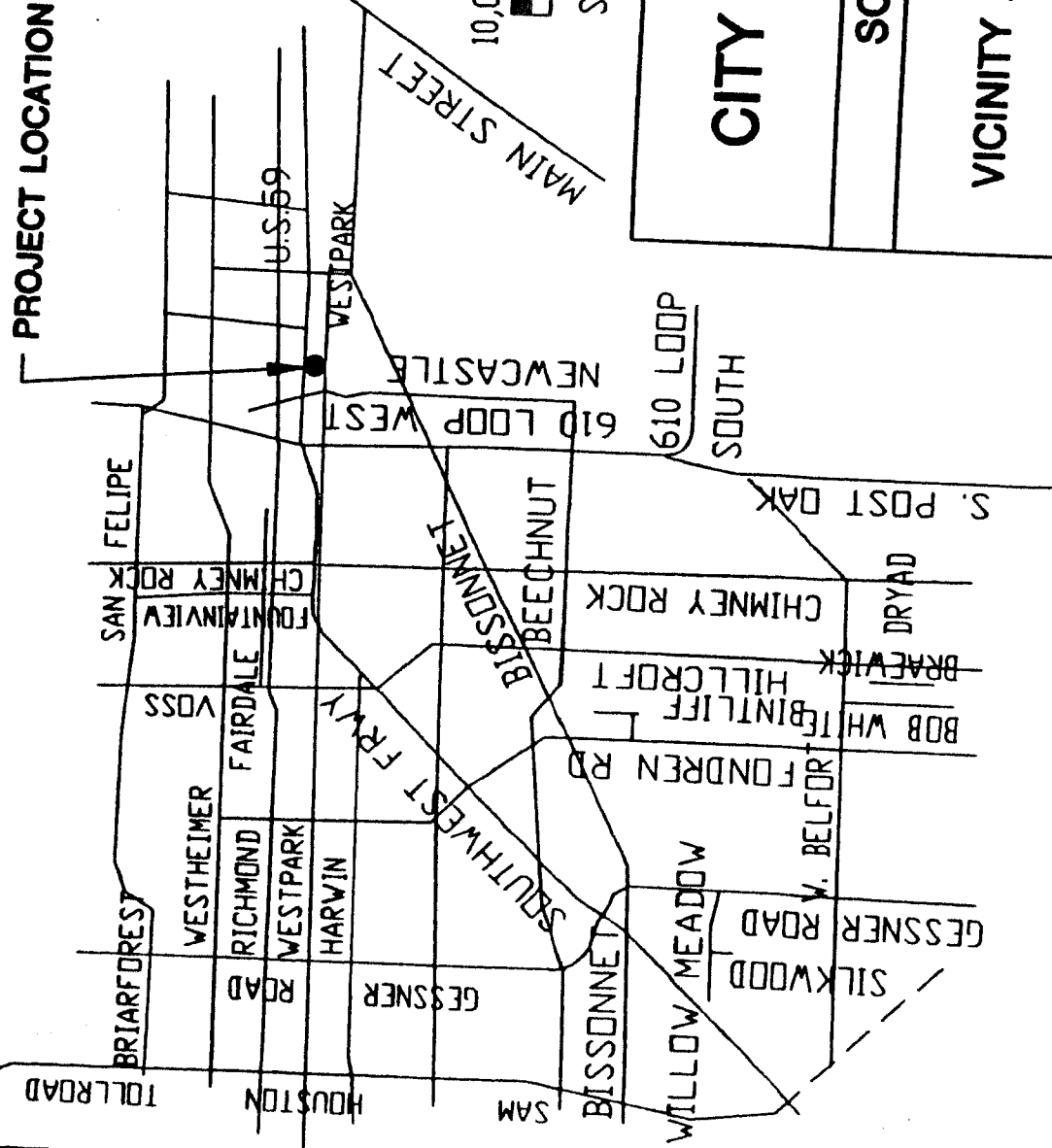
Approved by:


 Siria Harboun
 Contract Compliance Officer


 Joseph Kurian, Division Manager
 Contract Compliance Section

Date

PROJECT LOCATION



CITY OF HOUSTON

SOUTHWEST GS1

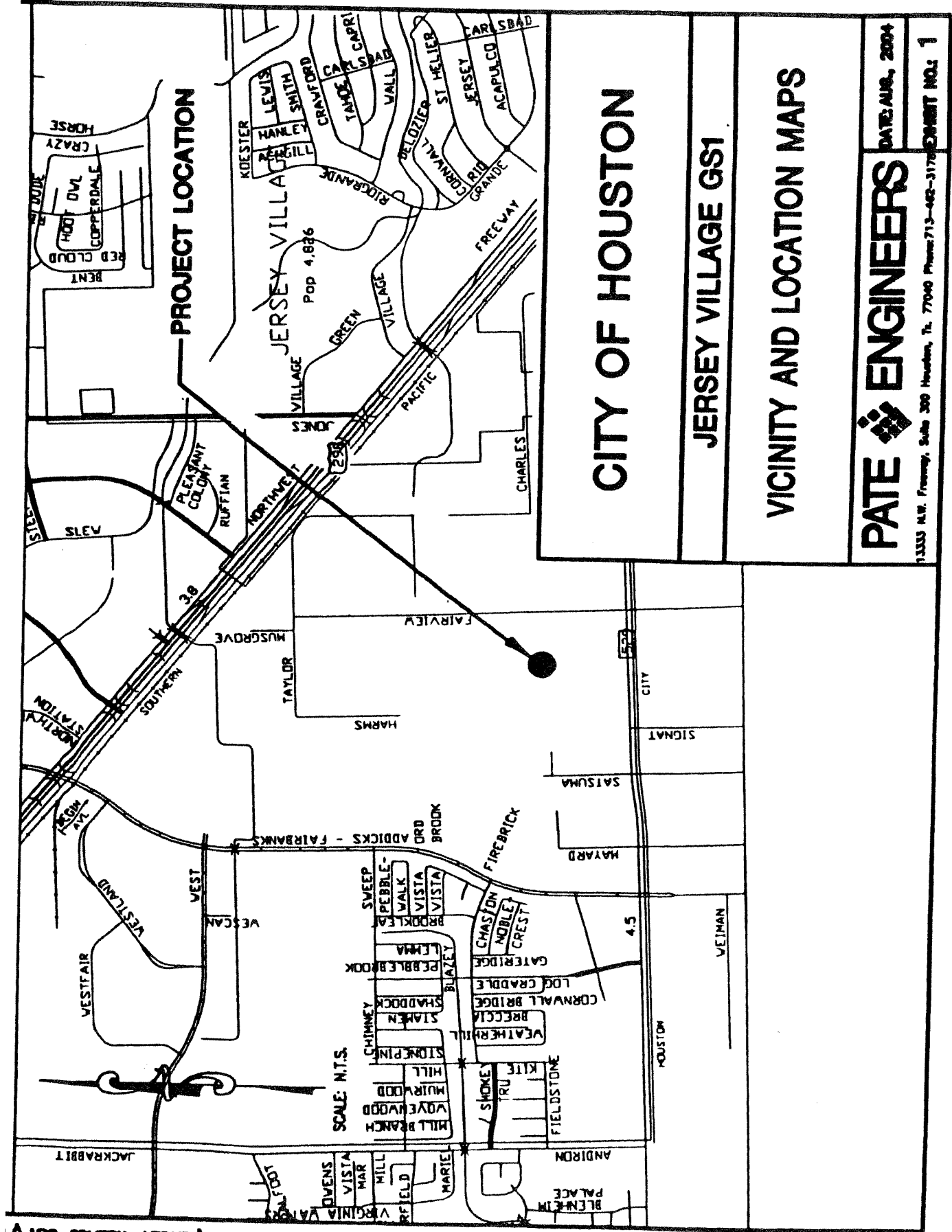
VICINITY AND LOCATION MAPS

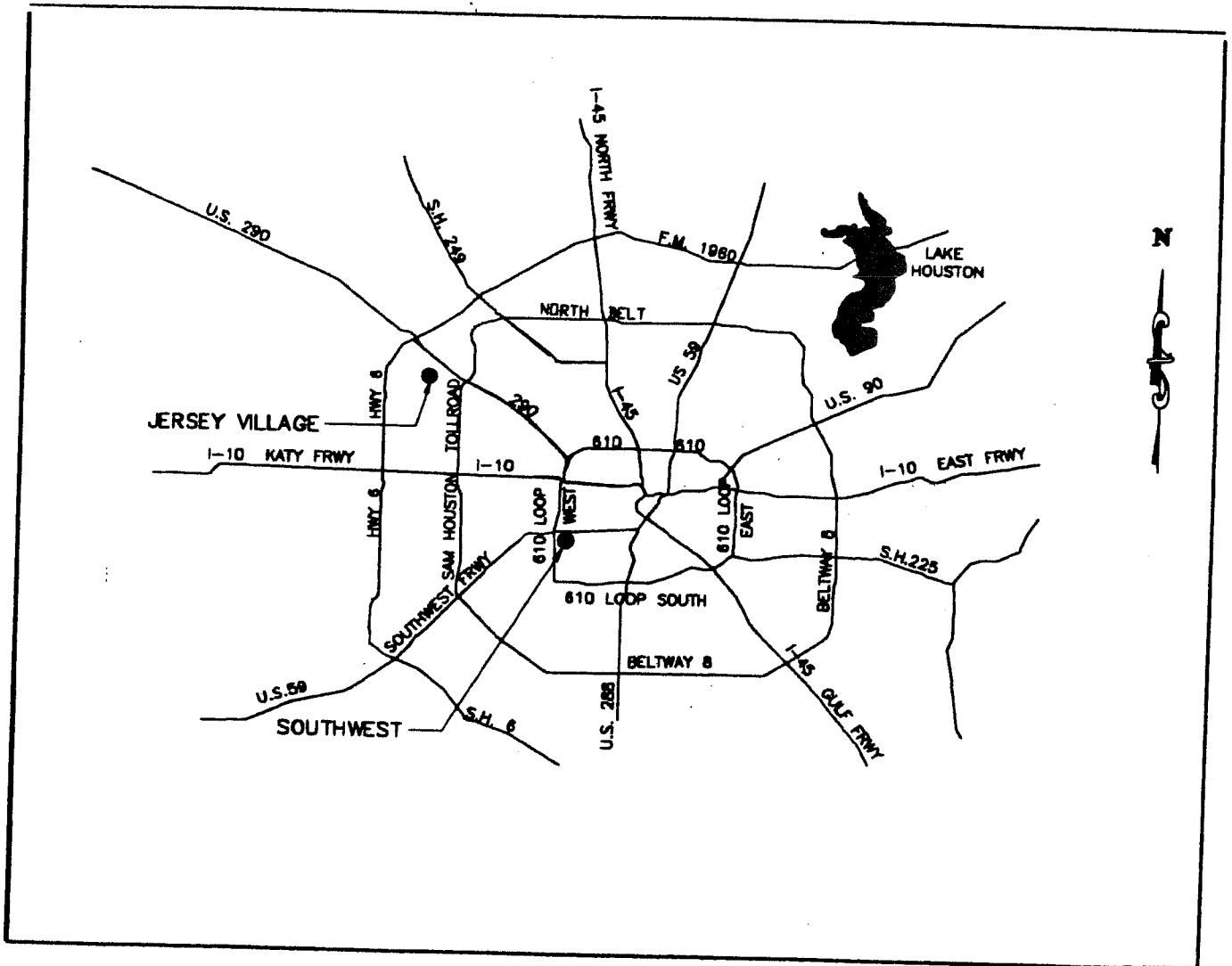
PATE ENGINEERS

DATE: AUG., 2004

13333 N.W. Freeway, Suite 300 Houston, Tx. 77040 Phone 713-482-3178

EXHIBIT NO.: 1





VICINITY MAP

N.T.S.

<u>WATER PLANT</u>	<u>ADDRESS</u>	<u>ZIP CODE</u>	<u>KEY MAP NO.</u>	<u>COUNCIL DIST.</u>
UTHWEST	4410 WESTPARK	77027	491Z	C
JERSEY VILLAGE	7207 FAIRVIEW ST	77041	409N	A

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7982

Subject: Formal Bids Received for Apparel, Uniforms for the Houston Airport System
S32-S22786

Category #
4

Page 1 of 2

Agenda Item
6

FROM (Department or other point of origin):

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

Origination Date

August 23, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

For additional information contact:

Dallas Evans Phone: (281) 230-8001
Desiree Heath Phone: (832) 393-8742

Council District(s) affected
B, E, I

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Lion Apparel, Inc. on its low overall bid in an amount not to exceed \$1,568,133.00 for apparel, uniforms for the Houston Airport System.

Estimated Spending Authority: \$1,568,133.00

Finance Budget

\$1,568,133.00 - HAS Revenue Fund (8001)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Lion Apparel, Inc. on its low overall bid in an amount not to exceed \$1,568,133.00 for apparel, uniforms for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This award consists of various line items and price lists for uniforms, which includes; but are not limited to, pants, shirts, jackets, coveralls, and caps to be worn by Houston Airport System personnel.

This is a line item and price list solicitation. Relative to a price list, the best discount which determines the low bid for a price list is the best bid received for quantities of high-use items selected as sample pricing items based on the current needs of the Department. The bid total for sample pricing items does not represent the total amount to be purchased; rather, 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. Thirty prospective bidders downloaded the solicitation document from SPD's e-bidding website, and four bids were received as itemized below:

COMPANY

SAMPLE PRICING AND LINE ITEM TOTAL

- | | |
|------------------------------|---|
| 1. Radia Enterprises | \$ 96,628.20 (Partial Bid/Higher Unit Cost) |
| 2. Lion Apparel, Inc. | \$142,220.45 |
| 3. Unico Corporation | \$186,204.29 |
| 4. Lone Star Uniforms, Inc. | \$273,916.56 |

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Date: 8/23/2008	Subject: Formal Bids Received for Apparel, Uniforms for the Houston Airport System S32-S22786	Originator's Initials VD	Page 2 of 2
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M/WBE Subcontracting:

This bid was issued with an 11% goal for M/WBE participation. **Lion Apparel, Inc.** has designated the below-named company as its certified M/WBE subcontractor:

<u>NAME</u>	<u>TYPE OF WORK</u>	<u>DOLLAR AMOUNT</u>
Lone Star Uniforms, Inc.	Measurements	\$172,494.63

The Affirmative Action Division will monitor this award.

Buyer: Veronica Douglas, CPPB

ESTIMATED SPENDING AUTHORITY

DEPARTMENT	FY 09	OUT YEARS	TOTAL
Houston Airport System	\$287,491.00	\$1,280,642.00	\$1,568,133.00

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase of office furniture through the State of Texas Building and Procurement Commission's Contract for the Information Technology, Human Resources and General Services Departments WBS No: D-000119-0001-5; WBS No. D-0000EQ-0001-5		Page 1 of 1	Agenda Item 7 + 7A
FROM (Department or other point of origin): General Services Department	Origination Date 10-08-08	Agenda Date OCT 15 2008	
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. <i>[Signature]</i> 9/12/08	Council District(s) affected: H, I		
For additional information contact: Jacquelyn L. Nisby <i>[Signature]</i> Phone: 832.393.8023	Date and identification of prior authorizing Council action:		
RECOMMENDATION: Appropriate funds and authorize issuance of purchase order to Contract Resource Group, LLC, in the amount of \$226,948.15, through the State of Texas Building and Procurement Commissioner's Contract (TXMAS) for the purchase of office furniture for the Information Technology, Human Resources and General Services Departments.			
Amount and Source of Funding: \$226,948.15—General Improvement Consolidated Construction Fund (4509)		Finance Budget: <i>[Signature]</i>	
SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate \$226,948.15 and authorize issuance of a purchase order to Contract Resource Group, LLC, through the TXMAS contract for the purchase of office furniture for the new Information Technology Data Center, the Human Resources Department relocation and miscellaneous furniture for the General Services Department.			
PROJECT LOCATIONS: <div style="display: flex; justify-content: space-between;"> <div> Information Technology Department 1400 Lubbock (493L) </div> <div> Human Resources Department 611 Walker, B1 (493L) </div> </div> <div style="text-align: center; margin-top: 10px;"> General Services Department City Hall Annex 2nd floor (493L) </div>			
PROJECT DESCRIPTION: The office furniture, consisting of workstations and seating, will be used to furnish administrative offices for the new Information Technology Data Center located on the first floor of the Municipal Courts building; the Human Resources Department relocation from the lobby level to the basement of 611 Walker; and one workstation for the General Services Department.			
IZD:HB:RAV:JLN:LL:II			
c: Marty Stein, Jacquelyn L. Nisby, Robert Forsythe, File			
REQUIRED AUTHORIZATION			
General Services Department: <i>[Signature]</i> Humberto Bautista Chief of Design & Construction Division	Human Resources Department: <i>[Signature]</i> Candy Aldridge Acting Director	Information Technology Department: <i>[Signature]</i> Richard Lewis Director	CUIC# 25MSCL17 <i>[Signature]</i>

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8022

Subject: Approve an Appropriating Ordinance and the Purchase of Digitization and Digital Darkroom Equipment for the Houston Public Library
S17-T22929

Category #
1 & 4

Page 1 of 1

Agenda Item

8+8A

FROM (Department or other point of origin):

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

Origination Date

October 07, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE**For additional information contact:**

Roosevelt Weeks Phone: (832) 393-1400
Douglas Moore Phone: (832) 393-8724

Council District(s) affected**Date and Identification of prior authorizing Council Action:****RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$130,086.00 out of the Equipment Acquisition Consolidated Fund and the purchase of digitization and digital darkroom equipment in the amount of \$71,000.00 for the Houston Public Library.

Amount of Funding: \$130,086.00

Finance Budget

\$120,086.00 - Equipment Acquisition Consolidated Fund FY 08 (Fund 1800) WBS X-340003-0001-3-01
\$ 10,000.00 - Equipment Acquisition Consolidated Fund FY 09 (Fund 1800) WBS X-340003-0001-3-02

\$130,086.00 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$130,086.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve authorization to issue a purchase order to Digital Transitions, Inc. for the purchase of digitization and digital darkroom equipment in a total amount of \$71,000.00 for the Houston Public Library (HPL). The remaining digitization and digital darkroom equipment will be purchased through the Texas Department of Information Resources (DIR) Go Direct Vendors as each purchase order is less than \$50,000.00.

City Council passed Council Motions No. 2007-0534 and No. 2008-0587 that approved the FY08 and FY09 Five Year Technology Investment Plans which specify funding requirements for this procurement.

The scope of work requires that Digital Transitions, Inc. provide the digitization and digital darkroom equipment that consists of a custom reprographic stand, digital reprographic camera system, camera mounting system, liquid crystal display monitor and Mac & Windows digital capture and processing software. Additionally, this purchase shall include the installation, training and unlimited support services for the life of the equipment. The equipment will enable the digitization of architectural drawings and pictures with dimensions up to 30 in. x 50 in.

The goal of HPL is to provide equitable access to information through its facilities, collections and leading-edge technology. As part of HPL's efforts in meeting the goal, HPL has determined the need to convert and store the architectural drawings, images, graphs, significant Texas data, and other historical collections within HPL's architectural archives. The digital conversion will be a much improved preservation process for historical purposes and the preserved images will be accessible to the public via internet.

Buyer: Murdock Smith III

REQUIRED AUTHORIZATION

NDT

Finance Department:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8006

Subject: Formal Bids Received for Fire Hydrants for the Public Works & Engineering Department
S12-N22677

Category #
4

Page 1 of 1

Agenda Item
9

FROM (Department or other point of origin):

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

Origination Date

September 04, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

David Guernsey Phone: (713) 238-5241
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to American AVK Company on its low bid in the total amount of \$227,025.75 for the purchase of fire hydrants for the Public Works & Engineering Department.

Amount of Funding:

Award Amount: \$227,025.75

F & A Budget

SOURCE OF FUNDING: ☐ General Fund ☐ Grant Fund ☐ Enterprise Fund

☐ Other (Specify)

\$227,025.75 PWE-Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to American AVK Company on its low bid in the total amount of \$227,025.75 for fire hydrants of various sizes for the Public Works & Engineering Department and that authorization be given to issue a purchase order.

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

<u>Company</u>	<u>Total Amount</u>
1. American AVK Company	\$227,025.75
2. HD Supply Waterworks	\$309,300.00
3. CPR Services and Supplies Inc., dba MDN Enterprises	\$315,590.00
4. Ferguson Waterworks	\$410,350.00

This purchase consists of 305 fire hydrants (50 three-foot, 35 four-foot, 105 five-foot and 115 six-foot bury units), including associated hardware and accessories, that will be used to replace damaged hydrants in service areas throughout the City. The 305 units are expected to sustain the Department until a new contract is awarded, which is anticipated to be within the next 150 to 180 days.

Buyer: Martin L. King

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

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

Jim Chang

65CDW8006
10206

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8000

Subject: Formal Bids Received for Intelligent Transportation System (ITS) Traffic Signal Controller Cabinet Assembly and Components for the Public Works & Engineering Department
S12-N22884

Category #
4

Page 1 of 1

Agenda Item

10

FROM (Department or other point of origin):

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

Origination Date

September 04, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

[Signature: Kevin McElroy]

Council District(s) affected

All

For additional information contact:

David Guernsey Phone: (713) 238-5241
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Paradigm Traffic Systems, Inc. on its low bid in the total amount of \$825,632.00 for the purchase of intelligent transportation system (ITS) traffic signal cabinet assembly and components for the Public Works & Engineering Department.

Award Amount: \$825,632.00

Finance Budget

\$825,632.00 General Fund (1000)

PLR 10/1/08

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Paradigm Traffic Systems, Inc. on its low bid in the total amount of \$825,632.00 for Intelligent Transportation System (ITS) traffic controller cabinet assembly and components for the Public Works & Engineering Department and that authorization be given to issue a purchase order.

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

<u>Company</u>	<u>Total Amount</u>
1. Paradigm Traffic Systems, Inc.	\$825,632.00
2. Texas Highway Products, Ltd.	\$866,579.25
3. Computec Traffic Systems	\$874,009.00

This purchase consists of various ITS traffic signal cabinet assembly and components (80 controller units, 34 controller cabinets and 55 communication CPUs), including associated hardware and accessories, that will be used to maintain and repair traffic control signal lights throughout the City. These traffic signal cabinet assemblies and components are expected to sustain the Department until a new contract is approved/awarded, which is anticipated to be within the next 150 to 180 days.

Buyer: Martin L. King

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

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

65CDW8000
[Signature]

NOT

10/20/08

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8020

Subject: Formal Bids Received for a Water Meter Test Bench for the Public Works & Engineering Department
S12-N22907

Category #
4

Page 1 of 1

Agenda Item

11

FROM (Department or other point of origin):

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

Origination Date

September 30, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

David Guernsey Phone: (713) 238-5241
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Aquatech Measurement Systems, Inc. on its low bid in the total amount of \$86,662.11 for the purchase of a water meter test bench for the Public Works & Engineering Department.

Award Amount: \$86,662.11

Finance Budget

PLR 10/1/08

\$86,662.11- Combined Utility System General Purpose Fund (8305)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Aquatech Measurement Systems, Inc. on its low bid in the total amount of \$86,662.11 for a water meter test bench for the Public Works & Engineering Department and that authorization be given to issue a purchase order.

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 outlined below:

	<u>Company</u>	<u>Total Amount</u>
1.	Aquatech Measurement Systems, Inc.	\$86,662.11
2.	MARS Company	\$95,472.37

This American Water Works Association-approved water meter test bench will be used by Department personnel to test, analyze, grade and certify the City's new and existing water utility meters and other flow metering devices. Utilization of the water meter test bench will ensure the accuracy of customer water usage recording and maximize the recovery of water revenue due to the City. The water meter test bench will come with a two-year warranty and the life expectancy is ten years.

Buyer: Martin L. King

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

65CDW8020

MA

10/20/08

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8007

Subject: Purchase of Shelf Filing and Storage Systems from the State of Texas Procurement and Support Services Contract for the Public Works & Engineering Department.
S45-Q23006-S

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

August 22, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

For Kevin M. Coleman

Council District(s) affected

1

For additional information contact:

David Guernsey Phone: (713) 238-5241
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of shelf filing and storage systems in the total amount of \$60,000.00 from the State of Texas Procurement and Support Services Contract for the Public Works & Engineering Department.

Award Amount: \$60,000.00

Finance Budget

\$60,000.00 - PWE-Combined Utility System General Purpose Fund (8305)

PLR 10/1/08

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of shelf filing and storage systems in the total amount of \$60,000.00 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Public Works & Engineering Department and that authorization be given to issue a purchase order to the State contract supplier, Southwest Solutions Group, Inc. These new systems will provide additional secure filing capacity needed for managing and storing the Department's personnel records.

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision and transportation necessary to furnish and install two shelf filing and storage systems for the Resources Management Division, Human Resources Branch at 611 Walker, 22nd floor. The new systems will come with a two-year warranty on parts and labor and the life expectancy is ten to fifteen 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: Sandy Yen
Purchase Requisition: 10058100

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Jim Chang

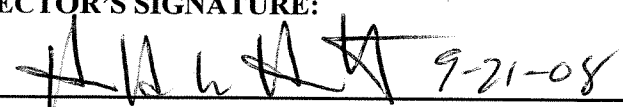
Other Authorization:

Andrew M. Torres

65CDW 8007

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Amend ordinance 8-60 and 8-87 to make Auto Dealers licenses valid for one year from date of issuance, instead of having all licenses expire at the end of the calendar year.		Category #	Page 1 of <u>1</u>	Agenda Item # <u>13</u>
FROM (Department or other point of origin): Houston Police Department		Origination Date August 14, 2008	Agenda Date OCT 15 2008	
DIRECTOR'S SIGNATURE:  9-21-08		Council District affected: ALL		
For additional information contact: A. F. Bukowski, Lieutenant, Auto Dealers Detail, HPD Phone: 713-308-1468		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Currently, the automotive business and salesperson licenses issued by the Auto Dealers Detail all expire at the end of the calendar year. The proposed amendment would stagger the expirations throughout the year.				
Amount and Source of Funding: N/A		F & A Budget:		
SPECIFIC EXPLANATION: The Auto Dealers Detail of the Houston Police Department issues the licenses required by Chapter 8 of the Code of Ordinances to thousands of automotive-related businesses and salespersons. Currently, the licenses expire at the end of the calendar year, resulting in a year-end workload that necessitates a large amount of manpower to process in a timely manner. The proposed amendment would stagger the expirations throughout the year, allowing for a more even distribution of the workload and a smoother revenue stream. This will allow the detail to more efficiently serve the citizens and will reduce the amount of year-end overtime necessary to process the licenses.				
REQUIRED AUTHORIZATION				
F&A Director:	Other Authorization:		Other Authorization:	

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8060

Subject: Ordinance revising portions of Section 105 of the Houston Fire Code pertaining to Permit fees.

Category #
6

Page 1 of 1

Agenda Item

14

FROM (Department or other point of origin):

Phil Boriskie
Fire Chief
Fire

Origination Date

September 16, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

Phil Boriskie

Council District(s) affected

All

For additional information contact:

Karen Dupont
Jack Williams

Phone: (713) 859-4934
Phone: (713) 247-8793

Date and Identification of prior authorizing Council Action:

Council Motion 2006 0554

RECOMMENDATION: (Summary)

Approval of an Ordinance that makes changes to Section 105 of the Houston Fire Code pertaining to the purchase cost and type of Fire Permit Fee.

Revenue

Finance Budget

Michelle McCall

SPECIFIC EXPLANATION:

The Houston Fire Department requests City Council approve an Ordinance to revise of Sections 105.8.1 through 105.8.3.3 and Table 105.8 of the City of Houston Fire Code. The Code revision affects the cost and type of various Fire permits and creates a tiered fee structure in specific occupancies where time spent inspecting the occupancy is not proportional to the hazard present.

Council Member Johnson proposed an Amendment to the FY07 Budget requesting F&A and HFD work together to "...undertake an in-house analysis of the Fire Department's fee structure for Inspections." HFD worked with F&A to create as close as possible estimates of the actual cost of performing various Inspection processes. The proposed changes will not affect total cost recovery but will stratify the permit fee costs to more accurately reflect the actual cost of performing the service. Proposed cost changes will also address specific requests for service for which a cost recovery mechanism does not exist.

Certain occupancies only take small portions of time to inspect, while other occupancies of the same classification could take weeks. For example Hazardous Materials permits; copy shops that have a small quantity of chemicals that require a Hazardous Materials permit and are charged the same for a permit as a chemical storage facility that may store hundreds or thousands of pounds/gallons of a hazardous substance. Storage of larger quantities presents the greater danger to the surrounding community, and it takes much longer to inspect facilities of this nature for code compliance.

Another example is in regard to Fire Marshall Approvals, which have historically been set at \$125.00 regardless of the size of the establishment. With approval of this Ordinance, a new tiered structure will be implemented to adjust the fees in accordance with the size (square footage) of the occupancy. HFD presented the proposed changes to the Public Safety Committee on March 10th of 2008. A unanimous recommendation was made by the committee to move this forward for full City Council consideration.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

NPD

Other Authorization:

HFD Proposed Permit Fee Schedule 030408

PERMIT REFERENCE NUMBER	PERMIT DESCRIPTION	Current FEE for ORIGINAL PERMIT	Proposed Fee	Proposed TIERED Permit STRUCTURE	
		In Dollars	In Dollars	Tier	Description
105.6.1	Aerosol products	\$326	\$150	Tier 1	Level 2 Aerosols: 2,500 lbs
					Level 3 Aerosols: 1,000 lbs
					Combined Level 2 and 3: 2,500 lbs
	Aerosol products	\$326	\$500	Tier 2	Amounts greater than limits for Tier 1
105.6.2	Apparatus access, road access-control gate	\$75	\$75		
105.6.2	Apparatus access, road access-control gates (2+)	\$150	\$150		
105.6.3	Aircraft refueling vehicle	\$102	\$150		
105.6.3	Aircraft refueling vehicles (\$76 each additional, \$350 Max)	\$76 up to \$350	\$350		\$150 first unit, \$75 each additional unit, \$350 Max
105.6.3	Aircraft service or repair occupancy	\$350	\$350		
105.6.4	Carnivals, festivals, trade show exhibitions and fairs	\$326	\$350		Includes partial cost of Life Safety Inspection
105.6.5	Battery system	\$0	\$150		
105.6.6	Cellulose nitrate film use or storage	\$250	\$150		
105.6.7	Combustible dust-producing operations	\$326	\$150		
105.6.8	Combustible fibers	\$326	\$150	Tier 1	Loose Fiber Storage: 100 cu. ft.
					Baled Fiber Storage: 1,000 cu. ft.
	Combustible fibers	\$326	\$500	Tier 2	Amounts greater than limits for Tier 1
105.6.9	Compressed gases	\$250	\$250	Tier 1	Corrosive: 1620 cu. ft. at NTP
					Flammable: (excl. cryogenic and LPG) 200 cu. ft. at NTP
					Highly Toxic: 40 cu. ft. at NTP
					Inert & Simple Asphyxiant: no limit
					Oxidizing (incl. oxygen): 3000 cu. ft. at NTP
					Toxic: 1620 cu. ft. at NTP
	Compressed gases	\$250	\$500	Tier 2	Amounts greater than limits for Tier 1
105.6.10	Covered Mall Buildings	\$500	\$500		Includes partial cost of Life Safety Inspection
105.6.11	Cryogenic Fluids	\$250	\$250	Tier 1	Flammable: 90 gal.
					Inert: no limit
					Oxidizing: 90 gal.
					Physical or health hazard not included above: no limit
	Cryogenic Fluids	\$250	\$500	Tier 2	Amounts greater than limits for Tier 1
105.6.12	Reserved				
105.6.13	Dry cleaning plants	\$350	\$150		
105.6.14	Reserved				
105.6.15	Explosives, fire works and pyrotechnics	\$350	\$350		Includes partial cost of Life Safety Inspection
105.6.16	Fire depository, key box	\$75	\$75		
	Fire depository, key box (2+)	\$150	\$150		
105.6.17	Flammable or combustible liquids, Parts 1-5, 7 & 8	\$290	\$250	Tier 1	Flammable and Combustible Liq: Class IA: <60 gal
	Flammable or combustible liquids, Part 6 (1 Tank)	\$175			Flammable and Combustible Liq: Class IB: <120 gal
	Flammable or combustible liquids, Part 6 (2 Tanks)	\$250			Flammable and Combustible Liq: Class IC: <180 gal
	Flammable or combustible liquids, Part 6 (3+ Tanks)	\$290			Flammable and Combustible Liq: Class 1A, IB, IC: combined <240 gal
	Flammable or combustible liquids				Flammable and Combustible Liq: Class II: < 240 gal
	Flammable or combustible liquids				Flammable and Combustible Liq: Class IIIA: <660 gal
	Flammable or combustible liquids				Flammable and Combustible Liq: Class IIIB: >60 gal in a tank
	Flammable or combustible liquids	\$0	\$500	Tier 2	Amounts greater than limits for Tier 1
	Tank removal, abandonment	\$175 to \$290	\$150		\$150 One Tank, \$250 Two Tanks, \$350 Three or More
105.6.18	Floor Finishing	\$290	\$150		
105.6.19	Fruit and crop ripening	\$250	\$150		
105.6.20	Fumigation or thermal insecticidal fogging	\$102	\$150		
105.6.21	Hazardous materials	\$350	\$250	Tier 1	Corrosive -Liquid: 1,000 gal
					Corrosive -Solid: 10,000 lbs
					Flammable Solids: 250 lbs
					Highly Toxic -Liquids or Solids: 20 lbs
					Oxidizing-Liquid or Solid: Class 1: 8,000 lbs

HFD Proposed Permit Fee Schedule 030408

					Oxidizing-Liquid or Solid: Class 2: 500 lbs
					Oxidizing-Liquid or Solid: Class 3: 20 lbs
					Oxidizing-Liquid or Solid: Class 4: 2 lbs
					Organic Peroxides-Liquid or Solid: Unclassified Detonable- 2 lbs
					Organic Peroxides-Liquid or Solid: Class 1: 10 lbs
					Organic Peroxides-Liquid or Solid: Class 2: 100 lbs
					Organic Peroxides-Liquid or Solid: Class 3: 250 lbs
					Organic Peroxides-Liquid or Solid: Class 4: no limit
					Pyrophoric -Gases: 100 cu. ft.
					Pyrophoric -Liquid or Solid: 8 lbs
					Toxic -Liquid or Solid: 1000 lbs
					Unstable Reactive -Gas: Class 1: no limit
					Unstable Reactive -Gas: Class 2: 500 cu. ft.
					Unstable Reactive -Gas: Class 3: 100 cu. ft.
					Unstable Reactive -Gas: Class 4: 20 cu. ft.
					Unstable Reactive-Liquid & Solid: Class 1: no limit
					Unstable Reactive-Liquid & Solid: Class 2: 100 lbs
					Unstable Reactive-Liquid & Solid: Class 3: 10 lbs
					Unstable Reactive-Liquid & Solid: Class 4: 2 lbs
					Water Reactive-Liquid & Solid: Class 1: no limit
					Water Reactive-Liquid & Solid: Class 2: 100 lbs
					Water Reactive-Liquid & Solid: Class 3: 10 lbs
	Hazardous materials	\$350	\$500	Tier 2	Amounts greater than limits for Tier 1
105.6.22	Reserved				
105.6.23	High-piled storage	\$250	\$350	HP 1	Level 1: 2,250-20,000 sq. ft.
	High-piled storage	\$250	\$500	HP 2	Level 2: >20,000 sq. ft.
105.6.24	Hot-work operations	\$150	\$150		
105.6.25	Industrial ovens	\$250	\$150		
105.6.26	Lumberyards and woodworking plants	\$250	\$150		
105.6.27	Liquid-or gas-fuel vehicles in assembly bldgs (1 Unit)	\$110	\$75		
	Liquid-or gas-fuel vehicles in assembly bldgs (2 Units)	\$185	\$150		
	Liquid-or gas-fuel vehicles in assembly bldgs (3+ Units)	\$260	\$250		
105.6.28	Liquefied petroleum gas/LP-gas	\$250	\$250		
	Liquefied petroleum gas/Mobile Food Vendors	\$100	\$100		
105.6.29	Magnesium	\$500	\$250	Tier 1	Storage: 250 lbs
	Magnesium				Open Use: 25 lbs
	Magnesium	\$500	\$500	Tier 2	Amounts greater than limits for Tier 1
105.6.30	Miscellaneous combustible waste storage (1 Unit)	\$75	\$75		
	Miscellaneous combustible waste storage (2+ Units)	\$150	\$150		
105.6.31	Open burning	\$250	\$250		
105.6.32	Open flames and candles	\$102	\$75		
105.6.33	Organic coatings	\$326	\$500	Tier 2	(No Tier 1) for ops. producing >1 gal. in one day
105.6.34	Places of assembly				
	50-100 occupants	\$150	\$150		Includes partial cost of Life Safety Inspection
	101-299 occupants	\$250	\$250		Includes partial cost of Life Safety Inspection
	300 +occupants	\$350	\$350		Includes partial cost of Life Safety Inspection
105.6.35	Reserved				
105.6.36	Reserved				
	Radioactive materials	\$350	\$350		
105.6.37	Pyroxylin plastics	\$250	\$500	Tier 2	(No Tier 1) to store or handle > 25 lbs or pyroxylin
105.6.38	Reserved				
105.6.39	Motor vehicle fuel-dispensing	\$225	\$250		
105.6.40	Rooftop heliports	\$150	\$150		
105.6.41	Spraying or dipping	\$290	\$150		
105.6.42	Storage of scrap tires and tire byproducts	\$250	\$150		
105.6.43	Temporary membrane structures, tents and canopies	\$176	\$150		
105.6.44	Tire-rebuilding plants	\$150	\$150		

HFD Proposed Permit Fee Schedule 030408

105.6.45	Waste handling	\$150	\$150	
105.6.46	Wood products	\$150	\$150	
105.6.47	Roofing operations- Asphalt kettle (1 Unit)	\$110	\$150	
	Roofing operations- Asphalt kettle (\$70 each additional unit, \$320 Max)	\$70 up to \$320	\$350	\$75 each additional unit, \$350 Max
	Roofing operations- Ignited Torches (1 Unit)	\$102	\$150	
	Roofing operations- Ignited Torches (\$76 each additional unit, \$500 Max)	\$76 up to \$500	\$500	\$75 each additional unit, \$500 Max
105.8.2	Re-inspections	\$150	\$250	Third Inspection or More
105.8.3	Fire Marshall Approvals	\$125	\$150	<50 K Sq Ft
105.8.3	Fire Marshall Approvals	\$125	\$250	50 - 100K Sq Ft
105.8.3	Fire Marshall Approvals	\$125	\$500	101K - 500K Sq Ft
105.8.3	Fire Marshall Approvals	\$125	\$750	>500K Sq Ft
105.8.3.1	Priority Inspections	\$150	\$280	Additional 4 Hr Minimum Standby Fee for After-Hours Inspections
Ord.No. 2002-527	Fire Alarm Permits	\$25	\$25	

105.8 Permit and inspection fees. Fees shall be assessed and shall be payable to the jurisdiction for the permits and inspections as provided in Sections 105.8.1 through 105.8.3.3 and Table 105.8. The fee for a permit includes an initial inspection and one follow-up inspection, if the latter is deemed necessary in the judgment of the inspector.

105.8.1 General. All fees are annual unless otherwise provided in this code or by regulation of the code official. See Table 105.8 for the fee schedule for fire permits.

105.8.2 Re-inspection fee. Whenever it becomes necessary to make a reinspection (after the initial inspection and one follow-up inspection under Section 105.8 of this code) because of faulty material, faulty workmanship, incomplete work or for any other reason, the permit holder shall pay for each reinspection a fee of ~~\$150~~ \$250.00, ~~except where unless~~ a greater fee is specifically required by this code.

This fee shall be in addition to all other fees required by this code.

105.8.3 Requested inspections (fire marshal approval). Whenever a person requests that an inspector conduct an inspection, or perform other duties not specified in this code and not in connection with a permit required under this code, the jurisdiction shall provide the service ~~upon payment of a minimum fee of \$125.00 for the first hour or portion thereof, and \$62.50 for each additional hour or portion thereof,~~ if the service would not interfere with the regular duties of the inspector, upon the payment of a fee based on the size of the site, as follows:

<u>Up to 50,000 sq. ft.</u>	<u>\$150</u>
<u>More than 50,000 sq. ft., but not more than 100,000 sq. ft.</u>	<u>\$250</u>
<u>More than 100,000 sq. ft., but not more than 500,000 sq. ft.</u>	<u>\$500</u>
<u>More than 500,000 sq. ft.</u>	<u>\$750.</u>

A deposit in the full amount of ~~may be required for the anticipated cost~~ fee shall be required prior to the commencement of the inspection. Examples of the types of inspections covered by this section include, but are not limited to, inspections requested by persons who are applying for state or federal permits that have provisions for a fire inspection and compliance inspections requested in connection with real estate transactions.

This fee shall be in addition to all other fees required by this code.

105.8.3.1 Priority inspection. Whenever a person requests an inspector to perform an inspection, or other duties specified in this code, at a specific time, rather than at the convenience of the jurisdiction, the jurisdiction shall provide the service ~~shall be provided upon payment of a \$150.00 priority inspection fee,~~ if the priority service would not interfere with the regular duties of the inspector, upon the payment of a fee determined as follows:

<u>Up to 4 hours</u>	<u>\$ 280.00</u>
<u>Each additional hour or portion of an hour</u>	<u>\$ 62.50.</u>

This fee shall be in addition to all other fees required by this code. Also see Section 105.8.3.

105.8.3.2 Requested inspection (outside of regular working hours). Whenever a person requests that an inspector, or other classified firefighter authorized by the fire chief, conduct an inspection or perform other fire protection duties specified in this code, at times other than during regular working hours, or on a holiday observed by the jurisdiction or weekend, the jurisdiction shall provide the service personnel upon payment of the following fees, as applicable, if it the service would not interfere with the regular duties of the personnel or cause an undue burden on the personnel, upon payment of a fee determined as follows:

~~Fees for inspection outside of regular working hours:~~

Up to 4 hours	\$ 280.00
Each additional hour or portion of an hour	\$ 62.50

This fee shall be in addition to all other fees required by this code.

105.8.3.3 Exemption from permits and fees. To the extent that the State of Texas or the United States of America are exempt as a matter of law from compliance with this code, a permit shall not be required for work performed by or on the premises of either of those entities. However, the fees set forth in this code shall be applicable to the extent that the State of Texas or the United States of America elects to obtain a permit for exempt work.

Except for work undertaken by or on the premises of the State of Texas or the United States of America, permits shall be required for work performed by or for any political subdivision or unit of government (including, but not limited to, the jurisdiction) in the same manner and to the same extent as for work performed by or for other persons. The fees prescribed in this chapter shall be applicable to all permits issued to or for governmental agencies except counties and the jurisdiction. The jurisdiction and counties are exempted from the payment of fees. The exemption for the jurisdiction and for counties shall extend only to work to be performed by or for the jurisdiction or a county itself as a body corporate and politic. Furthermore, the exemption for a county shall not extend to work performed by or on the premises of units of government that, although affiliated with a county, have separate governmental existence from the county, including but not limited to, hospital districts and flood control districts.

TABLE 105.8
FEE SCHEDULE FOR FIRE PERMITS

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.1	Aerosol products	<u>Tier 1:</u> <u>Level 2 Aerosols > 500 and ≤ 2,500 lbs</u> <u>Level 3 Aerosols > 500 and ≤ 1,000 lbs</u> <u>Combined Level 2 and 3 > 500 and ≤ 2,500 lbs</u> <u>Tier 2:</u> <u>Amounts greater than for Tier 1</u>	<u>\$326 \$150</u> <u>\$500</u>
105.6.2	Apparatus access, road access-control gates	<u>One</u> <u>Two or more</u>	<u>See 2 below- \$75</u> <u>\$150</u>
105.6.3	Aviation facilities	Aircraft refueling vehicles: <u>First one</u> <u>Each additional</u> <u>Maximum</u> Aircraft service or repair occupancy	<u>See 1 below</u> <u>\$150</u> <u>\$75</u> <u>\$350</u> <u>\$350</u>
105.6.4	Carnivals, festivals, trade show exhibitions and fairs		<u>See 3 below \$350</u>
105.6.5	Battery systems		<u>No Fee \$150</u>
105.6.6	Cellulose nitrate film		<u>\$250 \$150</u>
105.6.7	Combustible dust-producing operations		<u>\$326 \$150</u>
105.6.8	Combustible fibers	<u>Tier 1:</u> <u>Loose fiber storage > 100 and ≤ 500 cu. ft.</u> <u>Baled fiber storage > 100 and ≤ 1,000 cu. ft.</u> <u>Tier 2:</u> <u>Amounts greater than for Tier 1</u>	<u>\$326 \$150</u> <u>\$500</u>

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.9	Compressed gases	<u>Tier 1:</u> Corrosive: up to 1620 cu. ft. at NTP <u>Flammable (excluding cryogenic and LPG): up to 200 cu. ft. at NTP</u> <u>Highly toxic: up to 40 cu. ft. at NTP</u> <u>Inert & simple asphyxiant: no limit</u> <u>Oxidizing (including oxygen): up to 3000 cu. ft. at NTP</u> Toxic: up to 1620 cu. ft. at NTP <u>Tier 2:</u> Amounts greater than for Tier 1	\$250
105.6.10	Covered mall buildings	Includes partial cost of Life Safety Inspection	\$500
105.6.11	Cryogenic fluids	<u>Tier 1:</u> <u>Flammable: up to 90 gal.</u> <u>Inert: no limit</u> <u>Oxidizing: up to 90 gal.</u> Physical or health hazard not included above: no limit <u>Tier 2:</u> Amounts greater than for Tier 1	\$250
105.6.12	Reserved		\$500
105.6.13	Dry cleaning plants		\$350 \$150
105.6.14	Reserved		
105.6.15	Explosives, fireworks, and pyrotechnics		\$350

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.16	Fire depository, key boxes	<u>One</u>	See 2 below \$75
		<u>Two or more</u>	<u>\$150</u>
105.6.17	Flammable and combustible liquids Parts 1-5, 7, 8 Part 6	Parts 1-5, 7, 8: <u>Tier 1</u> Class IA: <u>≤ 60 gal.</u> Class IB: <u>≤ 120 gal.</u> Class IC: <u>≤ 180 gal.</u> Class IA, IB, or IC combined amounts: <u>≤ 240 gal.</u> Class II: <u>≤ 240 gal.</u> Class IIIA: <u>≤ 660 gal.</u> Class IIIB: <u>≤ 60 gal.</u>	\$290 See 7 below <u>\$250</u>
		Parts 1-5, 7, 8 <u>Tier 2</u> Amounts greater than for <u>Tier 1</u>	<u>\$500</u>
		Part 6: Tank removal, installation, disposal or abandonment <u>One</u> <u>Two</u> <u>Three or more</u>	<u>\$150</u> <u>\$250</u> <u>\$350</u>
105.6.18	Floor finishing		<u>\$290</u> <u>\$150</u>
105.6.19	Fruit and crop ripening		<u>\$250</u> <u>\$150</u>
105.6.20	Fumigation and thermal insecticidal fogging		<u>\$402</u> <u>\$150</u>
105.6.21	Hazardous materials	<u>Tier 1:</u> Corrosive liquid up to 1,000 gal. Corrosive solid up to 10,000 lbs.	<u>\$350</u> <u>\$250</u>

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
		<p><u>Flammable solids up to 250 lbs.</u></p> <p><u>Highly toxic liquids or solids up to 20 lbs.</u></p> <p><u>Oxidizing liquid or solid, Class 1: up to 8,000 lbs.</u></p> <p><u>Oxidizing liquid or solid, Class 2: up to 500 lbs.</u></p> <p><u>Oxidizing liquid or solid, Class 3: up to 20 lbs.</u></p> <p><u>Oxidizing liquid or solid, Class 4: up to 2 lbs.</u></p> <p><u>Organic peroxides, liquid or solid, unclassified</u> <u>detonable: up to 2 lbs.</u></p> <p><u>Organic peroxides, liquid or solid, Class 1: up to</u> <u>10 lbs.</u></p> <p><u>Organic peroxides, liquid or solid, Class 2: up to</u> <u>100 lbs.</u></p> <p><u>Organic peroxides, liquid or solid, Class 3: up to</u> <u>250 lbs.</u></p> <p><u>Organic peroxides, liquid or solid, Class 4: no limit</u></p> <p><u>Pyrophoric gases: up to 100 ft.</u></p> <p><u>Pyrophoric liquid or solid: up to 8 lbs.</u></p> <p><u>Toxic liquid or solid: up to 1,000 lbs.</u></p> <p><u>Unstable reactive, gas, Class 1: no limit</u></p> <p><u>Unstable reactive, gas, Class 2: up to 500 cu. ft.</u></p> <p><u>Unstable reactive, gas, Class 3: up to 100 cu. ft.</u></p> <p><u>Unstable reactive, gas, Class 4: up to 20 cu. ft.</u></p> <p><u>Unstable reactive, liquid & solid, Class 1: no limit</u></p> <p><u>Unstable reactive, liquid & solid, Class 2: up to</u> <u>100 lbs.</u></p> <p><u>Unstable reactive, liquid & solid, Class 3: up to 10</u> <u>lbs.</u></p>	

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
		<u>Unstable reactive, liquid & solid, Class 4: up to 2 lbs.</u> <u>Water reactive, liquid & solid, Class 1: no limit</u> <u>Water reactive, liquid & solid, Class 2: up to 00 lbs.</u> <u>Water reactive, liquid & solid, Class 3: up to 10 lbs.</u> <u>Tier 2</u> <u>Amounts greater than for Tier 1</u>	 \$500
105.6.22	Reserved		No fee
105.6.23	High-piled storage	Level 1: 2,500 - 20,000 sq. ft.	\$350 \$350
		Level 2: > 20,000 sq. ft.	\$500
105.6.24	Hot work operations		\$150
105.6.25	Industrial ovens		\$250 \$150
105.6.26	Lumber yards and woodworking plants		\$250 \$150
105.6.27	Liquid- or gas-fueled vehicles or equipment in assembly buildings	One unit	See 4 below \$75
		Two units	\$150
		Three or more units	\$250
105.6.28	LP-gas, other than for mobile food units LP-gas for mobile food units	Uses other than for mobile food units	\$250
		For use on a mobile food unit	\$95 \$100
105.6.29	Magnesium	<u>Tier 1:</u> <u>Storage, >10 lbs. and ≤ 250 lbs.</u> <u>Open use, >10 lbs. and ≤ 25 lbs.</u> <u>Tier 2:</u> <u>Amount greater than for Tier 1</u>	 \$250
105.6.30	Miscellaneous combustible storage	One unit	See 2 below \$75

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.31	Open burning	<u>Two or more units</u>	<u>\$150</u>
105.6.32	Open flames and candles		\$250
105.6.33	Organic coatings	<u>Tier 2 (no Tier 1):</u> <u>For operations producing > 1 gal. in one day</u>	<u>\$402 \$75</u>
105.6.34	Places of assembly — 50-100 occupants — 101-299 occupants — 300+ occupants	<u>50-100 occupants (includes partial cost of Life Safety Inspection)</u>	\$150
		<u>101-299 occupants (includes partial cost of Life Safety Inspection)</u>	\$250
		<u>300+ occupants (includes partial cost of Life Safety Inspection)</u>	\$350
105.6.35	Reserved		
105.6.36	Reserved		
105.6.37	Pyroxylin plastics	<u>Tier 2 (no Tier 1):</u> <u>To store or handle > 25 lbs. of pyroxylin</u>	<u>\$250 \$500</u>
105.6.38	Reserved		
105.6.39	Motor vehicle fuel-dispensing stations		<u>\$225 \$250</u>
105.6.40	Roof top heliports		\$150
105.6.41	Spraying or dipping		<u>\$290 \$150</u>
105.6.42	Storage of scrap tires and tire byproducts		<u>\$250 \$150</u>
105.6.43	Temporary membrane structures, tents and canopies		<u>\$476 \$150</u>
105.6.44	Tire-rebuilding plants		\$150
105.6.45	Waste handling		\$150
105.6.46	Wood products		\$150

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.47	Asphalt kettles and roof torching operations — Asphalt kettles — Ignited torches — (annual repair permit) — Site specific permit	Asphalt kettles <u>First one</u> <u>Each additional</u> <u>Maximum</u>	See 5 below <u>\$150</u> <u>\$75</u> <u>\$350</u>
		Ignited torches <u>First one</u> <u>Each additional</u> <u>Maximum</u>	See 6 below <u>\$150</u> <u>\$75</u> <u>\$500</u>
105.8.2	Re-inspection	Each	\$250
105.8.3	Requested inspections (fire marshal approval)	Up to 50,000 sq. ft.	\$150
		>50,000 and ≤ 100,000 sq. ft.	\$250
		>100,000 and ≤ 500,000 sq. ft.	\$500
		> 500,000 sq. ft.	\$750
105.8.3.1	Priority inspection	For the first four hours	\$280
		For each additional hour or portion thereof	\$62.50
105.8.3.2	Standby or after hours inspection	For the first four hours	\$280
		For each additional hour or portion thereof	\$62.50

1. \$102 for first unit; \$76 each for additional units; not to exceed \$350 per site
2. \$75 for one unit; \$150 for two or more units per site
3. \$326 for carnivals and fairs; no fee for festivals and exhibitions
4. \$110 for first unit; \$75 each for additional units; not to exceed \$260 per site
5. \$110 for first kettle; \$70 for each additional kettle; not to exceed \$320 per owner
6. \$102 for first torch; \$76 for each additional torch; not to exceed \$500 per owner
7. \$175 for one tank; \$250 for two tanks; \$290 for three or more tanks per site

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

AN ORDINANCE AMENDING SECTION 105 OF THE CITY OF HOUSTON FIRE CODE, RELATING TO PERMIT FEES; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; CONTAINING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, the City previously adopted the 2000 International Fire Code as modified by the Houston Fire Code Modifications 2003;

WHEREAS, the Fire Department, in conjunction with the Finance and Administration Department, and at the request of City Council, has reviewed Fire Department's fee structure and made recommendations for appropriate new fees; and

WHEREAS, City Council determines these fee changes are necessary to provide the best services to the public and improve financial efficiency of the process; **NOW, THEREFORE**,

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

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

Section 2. That Section 105.8 of the City of Houston Fire Code is hereby amended to read as follows:

"105.8 Permit and inspection fees. Fees shall be assessed and shall be payable to the jurisdiction for the permits and inspections as provided in Sections 105.8.1 through 105.8.3.3 and Table 105.8. The fee for a permit includes an initial inspection and one follow-up inspection, if the latter is deemed necessary in the judgment of the inspector."

Section 3. That Sections 105.8.2, 105.8.3, 105.8.3.1 and 105.8.3.2 of the City of Houston Fire Code are hereby amended to read as follows:

"105.8.2 Re-inspection fee. Whenever it becomes necessary to make a reinspection (after the initial inspection and one follow-up inspection under

Section 105.8 of this code) because of faulty material, faulty workmanship, incomplete work or for any other reason, the permit holder shall pay for each reinspection a fee of \$250.00, unless a greater fee is specifically required by this code.

This fee shall be in addition to all other fees required by this code.

105.8.3 Requested inspections (fire marshal approval). Whenever a person requests that an inspector conduct an inspection, or perform other duties not specified in this code and not in connection with a permit required under this code, the jurisdiction shall provide the service, if the service would not interfere with the regular duties of the inspector, upon the payment of a fee based on the size of the site, as follows:

Up to 50,000 sq. ft.	\$150
More than 50,000 sq. ft., but not more than 100,000 sq. ft.	\$250
More than 100,000 sq. ft., but not more than 500,000 sq. ft. ..	\$500
More than 500,000 sq. ft.	\$750.

A deposit in the full amount of the anticipated fee shall be required prior to the commencement of the inspection. Examples of the types of inspections covered by this section include, but are not limited to, inspections requested by persons who are applying for state or federal permits that have provisions for a fire inspection and compliance inspections requested in connection with real estate transactions.

This fee shall be in addition to all other fees required by this code.

105.8.3.1 Priority inspection. Whenever a person requests an inspector to perform an inspection, or other duties specified in this code, at a specific time, rather than at the convenience of the jurisdiction, the jurisdiction shall provide the service, if the priority service would not interfere with the regular duties of the inspector, upon the payment of a fee determined as follows:

Up to 4 hours	\$ 280.00
Each additional hour or portion of an hour	\$ 62.50.

This fee shall be in addition to all other fees required by this code.
Also see Section 105.8.3.

105.8.3.2 Requested inspection (outside of regular working hours). Whenever a person requests that an inspector, or other classified firefighter authorized by the fire chief, conduct an inspection or perform other fire protection duties specified in this code at times other than during regular working hours, or on a holiday observed by the jurisdiction or weekend, the jurisdiction shall provide the service, if the service would not interfere with the regular duties of the personnel or cause an undue burden on the personnel, upon payment of a fee determined as follows:

Up to 4 hours	\$ 280.00
---------------------	-----------

Each additional hour or portion of an hour \$ 62.50
This fee shall be in addition to all other fees required by this code."

Section 4. That Table 105.8 of the City of Houston Fire Code is amended to read as set forth in Exhibit A, attached hereto and incorporated herein.

Section 5. That the various former ordinance provisions that are amended in Sections 2 and 3 of this Ordinance are saved from repeal for the limited purpose of their continuing application to any violation committed before the effective date of this Ordinance, as applicable. For this purpose, a violation is deemed to have been committed before the effective date of this Ordinance, as applicable, if any element of the offense was committed prior to the effective date of this Ordinance, as applicable.

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

Section 7. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the

Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

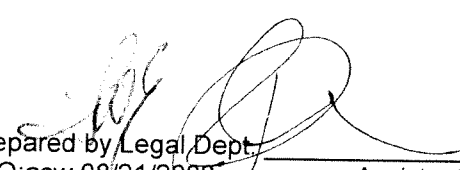
PASSED AND ADOPTED this ____ day of _____, 2008.

APPROVED this ____ day of _____, 2008.

Mayor of the City of Houston

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

City Secretary


Prepared by Legal Dept.
KJO:asw 08/21/2008
Requested by Phil Boriskie, Chief of the Fire Department
L.D. File No.

Assistant City Attorney

EXHIBIT A

**TABLE 105.8
FEE SCHEDULE FOR FIRE PERMITS**

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.1	Aerosol products	Tier 1: Level 2 Aerosols > 500 and ≤ 2,500 lbs Level 3 Aerosols > 500 and ≤ 1,000 lbs Combined Level 2 and 3 > 500 and ≤ 2,500 lbs Tier 2: Amounts greater than for Tier 1	\$150
105.6.2	Apparatus access, road access-control gates	One	\$500
		Two or more	\$75
105.6.3	Aviation facilities	Aircraft refueling vehicles: First one Each additional Maximum Aircraft service or repair occupancy	\$150 \$76 \$350 \$350
105.6.4	Carnivals, festivals, trade show exhibitions and fairs		\$350
105.6.5	Battery systems		\$150
105.6.6	Cellulose nitrate film		\$150
105.6.7	Combustible dust-producing operations		\$150
105.6.8	Combustible fibers	Tier 1: Loose fiber storage > 100 and ≤ 500 cu. ft. Baled fiber storage > 100 and ≤ 1,000 cu. ft. Tier 2: Amounts greater than for Tier 1	\$150 \$150 \$500

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.9	Compressed gases	<p>Tier 1:</p> <p>Corrosive: up to 1620 cu. ft. at NTP</p> <p>Flammable (excluding cryogenic and LPG): up to 200 cu. ft. at NTP</p> <p>Highly toxic: up to 40 cu. ft. at NTP</p> <p>Inert & simple asphyxiant: no limit</p> <p>Oxidizing (including oxygen): up to 3000 cu. ft. at NTP</p> <p>Toxic: up to 1620 cu. ft. at NTP</p> <p>Tier 2:</p> <p>Amounts greater than for Tier 1</p>	\$250
105.6.10	Covered mall buildings	Includes partial cost of Life Safety Inspection	\$500
105.6.11	Cryogenic fluids	<p>Tier 1:</p> <p>Flammable: up to 90 gal.</p> <p>Inert: no limit</p> <p>Oxidizing: up to 90 gal.</p> <p>Physical or health hazard not included above: no limit</p> <p>Tier 2:</p> <p>Amounts greater than for Tier 1</p>	\$250
105.6.12	Reserved		\$500
105.6.13	Dry cleaning plants		\$150
105.6.14	Reserved		
105.6.15	Explosives, fireworks, and pyrotechnics		\$350

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.16	Fire depository, key boxes	One	\$75
		Two or more	\$150
105.6.17	Flammable and combustible liquids	Parts 1-5, 7, 8: Tier 1 Class IA: ≤ 60 gal. Class IB: ≤ 120 gal. Class IC: ≤ 180 gal. Class IA, IB, or IC combined amounts: ≤ 240 gal. Class II: ≤ 240 gal. Class IIIA: ≤ 660 gal. Class IIIB: ≤ 60 gal.	\$250
		Parts 1-5, 7, 8 Tier 2 Amounts greater than for Tier 1	\$500
		Part 6: Tank removal, installation, disposal or abandonment One Two Three or more	\$150 \$250 \$350
105.6.18	Floor finishing		\$150
105.6.19	Fruit and crop ripening		\$150
105.6.20	Fumigation and thermal insecticidal fogging		\$150
105.6.21	Hazardous materials	Tier 1: Corrosive liquid up to 1,000 gal. Corrosive solid up to 10,000 lbs. Flammable solids up to 250 lbs. Highly toxic liquids or solids up to 20 lbs.	\$250

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
		<p>Oxidizing liquid or solid, Class 1: up to 8,000 lbs.</p> <p>Oxidizing liquid or solid, Class 2: up to 500 lbs.</p> <p>Oxidizing liquid or solid, Class 3: up to 20 lbs.</p> <p>Oxidizing liquid or solid, Class 4: up to 2 lbs.</p> <p>Organic peroxides, liquid or solid, unclassified detonable: up to 2 lbs.</p> <p>Organic peroxides, liquid or solid, Class 1: up to 10 lbs.</p> <p>Organic peroxides, liquid or solid, Class 2: up to 100 lbs.</p> <p>Organic peroxides, liquid or solid, Class 3: up to 250 lbs.</p> <p>Organic peroxides, liquid or solid, Class 4: no limit</p> <p>Pyrophoric gases: up to 100 ft.</p> <p>Pyrophoric liquid or solid: up to 8 lbs.</p> <p>Toxic liquid or solid: up to 1,000 lbs.</p> <p>Unstable reactive, gas, Class 1: no limit</p> <p>Unstable reactive, gas, Class 2: up to 500 cu. ft.</p> <p>Unstable reactive, gas, Class 3: up to 100 cu. ft.</p> <p>Unstable reactive, gas, Class 4: up to 20 cu. ft.</p> <p>Unstable reactive, liquid & solid, Class 1: no limit</p> <p>Unstable reactive, liquid & solid, Class 2: up to 100 lbs.</p> <p>Unstable reactive, liquid & solid, Class 3: up to 10 lbs.</p> <p>Unstable reactive, liquid & solid, Class 4: up to 2 lbs.</p> <p>Water reactive, liquid & solid, Class 1: no limit</p>	



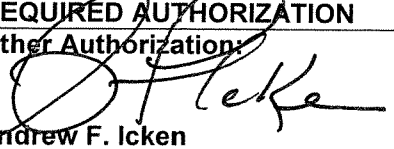
SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
		Water reactive, liquid & solid, Class 2: up to 00 lbs. Water reactive, liquid & solid, Class 3: up to 10 lbs.	
105.6.22	Reserved	Tier 2 Amounts greater than for Tier 1	\$500
105.6.23	High-piled storage	Level 1: 2,500 - 20,000 sq. ft. Level 2: > 20,000 sq. ft.	\$350 \$500
105.6.24	Hot work operations		\$150
105.6.25	Industrial ovens		\$150
105.6.26	Lumber yards and woodworking plants		\$150
105.6.27	Liquid- or gas-fueled vehicles or equipment in assembly buildings	One unit Two units Three or more units	\$75 \$150 \$250
105.6.28	LP-gas	Uses other than for mobile food units For use on a mobile food unit	\$250 \$100
105.6.29	Magnesium	Tier 1: Storage, >10 lbs. and ≤ 250 lbs. Open use, >10 lbs. and ≤ 25 lbs. Tier 2: Amount greater than for Tier 1	\$250 \$500
105.6.30	Miscellaneous combustible storage	One unit Two or more units	\$75 \$150
105.6.31	Open burning		\$250
105.6.32	Open flames and candles		\$75

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
105.6.33	Organic coatings	Tier 2 (no Tier 1): For operations producing > 1 gal. in one day	\$500
105.6.34	Places of assembly 50-100 occupants 101-299 occupants 300+ occupants	50-100 occupants (includes partial cost of Life Safety Inspection)	\$150
		101-299 occupants (includes partial cost of Life Safety Inspection)	\$250
		300+ occupants (includes partial cost of Life Safety Inspection)	\$350
105.6.35	Reserved		
105.6.36	Reserved		
105.6.37	Pyroxylin plastics	Tier 2 (no Tier 1): To store or handle > 25 lbs. of pyroxylin	\$500
105.6.38	Reserved		
105.6.39	Motor vehicle fuel-dispensing stations		
105.6.40	Rooftop heliports		\$250
105.6.41	Spraying or dipping		\$150
105.6.42	Storage of scrap tires and tire byproducts		\$150
105.6.43	Temporary membrane structures, tents and canopies		\$150
105.6.44	Tire-rebuilding plants		
105.6.45	Waste handling		\$150
105.6.46	Wood products		\$150
105.6.47	Asphalt kettles and roof torching operations Asphalt kettles Ignited torches - (annual repair permit) Site specific permit	Asphalt kettles First one Each additional Maximum	\$150 \$75 \$350

SECTION REFERENCE NUMBER	PERMIT DESCRIPTION		FEE FOR ORIGINAL PERMIT AND EACH RENEWAL THEREOF
		Ignited torches	
		First one	\$150
		Each additional	\$75
		Maximum	\$500
105.8.2	Re-inspection	Each	\$250
105.8.3	Requested inspections (fire marshal approval)	Up to 50,000 sq. ft.	\$150
		>50,000 and ≤ 100,000 sq. ft.	\$250
		>100,000 and ≤ 500,000 sq. ft.	\$500
		> 500,000 sq. ft.	\$750
105.8.3.1	Priority inspection	For the first four hours	\$280
		For each additional hour or portion thereof	\$62.50
105.8.3.2	Standby or after hours inspection	For the first four hours	\$280
		For each additional hour or portion thereof	\$62.50

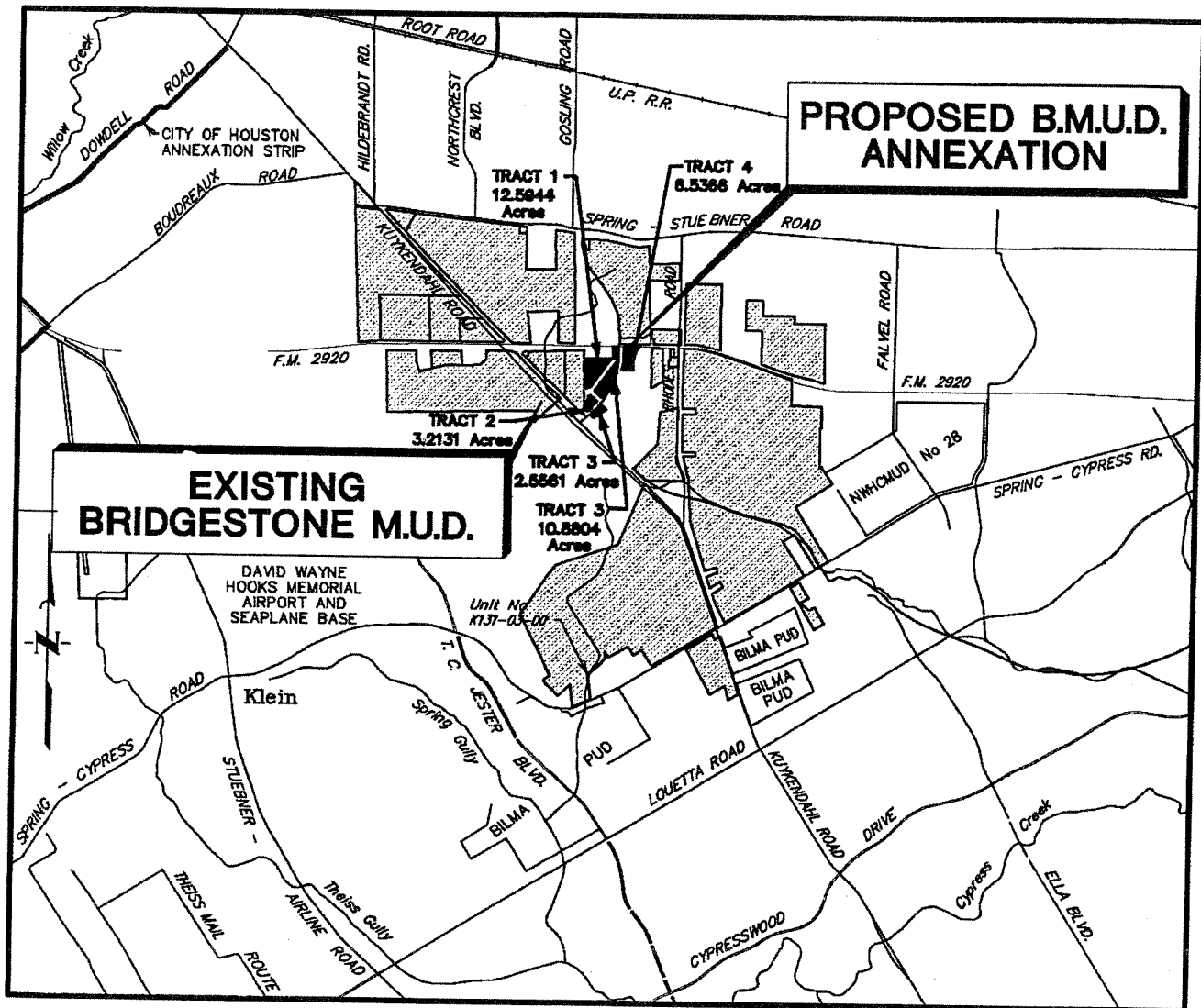
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of five (5) tracts of land totaling 35.7806 acres to Bridgestone Municipal Utility District (Key Map No. 291-N & S)		Category #	Page 1 of <u>1</u>	Agenda Item # 15
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 10-1-08	Agenda Date OCT 15 2008	
DIRECTOR'S SIGNATURE  Michael S. Marcotte, P.E., DEE		Council District affected: "ETJ"		
For additional information contact: Jun Chang, P.E.  Senior Assistant Director Phone: (713) 837-0433		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The petition for the addition of 35.7806 acres of land to Bridgestone Municipal Utility District be approved.				
Amount of Funding: NONE REQUIRED				
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: Bridgestone Municipal Utility District has petitioned the City of Houston for consent to add 35.7806 acres of land, located in the city's extraterritorial jurisdiction, to the district. The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services. The district is located in the vicinity of Kuykendahl Road, FM 2920, and Rhodes Road. The district desires to add 35.7806 acres, thus yielding a total of 2,220.9443 acres. The district is served by the Bridgestone Municipal Utility District Wastewater Treatment Plant, which is owned and operated by the district. The nearest major drainage facility for Bridgestone Municipal Utility District is Cypress Creek which flows into Spring Creek and then to the San Jacinto River and finally into Lake Houston. Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction. The Utility District Review Committee recommends that the subject petition be approved. Attachments cc: Marty Stein Marlene Gafrick Jeff Taylor Mark Loethen Bill Zrioka Waynette Chan Deborah McAbee Gary Norman				
Finance Department		REQUIRED AUTHORIZATION 20JZC469		
		Other Authorization:  Andrew F. Icken Deputy Director Planning & Development Services Div.		
		Other Authorization:		

BRIDGESTONE MUNICIPAL UTILITY DISTRICT

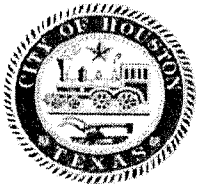
Proposed annexation of 35.7806 Acres of land
(HARRIS COUNTY KEY MAP : 291-N&S)



VICINITY MAP

N.T.S.

469



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 35.7806 acres to Bridgestone MUD under the provisions of Chapters 49 and 54 Texas Water Code.

[Signature]
Attorney for the District

Attorney: Robin S. Bobbitt, Johnson Radcliffe Petrov & Bobbitt PLLC

Address: 1001 McKinney, Suite 1000, Houston, Texas Zip: 77002-6424 Phone: 713.237.1221

Engineer: Ed Shackelford, P.E., Jones & Carter, Inc.

Address: 8701 New Trails, Suite 200, The Woodlands, Texas Zip: 77381 Phone: 281.363.4039

Owners: Howard Lederer, Trustee

Address: 12600 Executive Drive, Stafford, Texas Zip: 77477 Phone: 281-240-2682

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

LOCATION

INSIDE CITY ☐ OUTSIDE CITY ☒ NAME OF COUNTY (S) Harris
Survey Levi Gosling & John Cooper Abstract 280 and 189

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

North of: Kuykendahl Road East of: FM2920 & Kuykendahl Rd
South of: FM 2920 West of: Rhodes Road

WATER DISTRICT DATA

Total Acreage of District: 2,185.1637 Existing Plus Proposed Land 2,220.9443 ✓

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

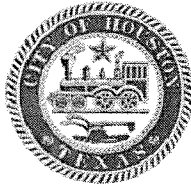
Single Family Residential 90 Multi-Family Residential 0%

Commercial 10% Industrial 0% Institutional 0%

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

Sewage Treatment Plant Name: Bridgestone MUD Wastewater Treatment Plant

NPDES/TPDES Permit No: 11835-001 TCEQ Permit No: 11835-001



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 1.35

Ultimate Capacity (MGD): 2.7

Size of treatment plant site: 4.6314 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 1.35 MGD.

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation N/A

or property owner(s)

Name of District: N/A

MGD Capacity Allocation N/A

Water Treatment Plant Name: Bridgestone Water Plant Nos. 1, 2 and 3

Water Treatment Plant Address: 21503 Slippery Creek, FM 2920 and 5420 Aberton Ln

Well Permit No: 1-2680, 2-3352 & 3-4713

Existing Capacity:

Well(s): 4,616 GPM

Booster Pump(s): 8,950 GPM

Tank(s): 1,830 MG

Ultimate Capacity:

Well(s): 4,616 GPM

Booster Pump(s): 12,150 GPM

Tank(s): 3,461 MG

Size of Treatment Plant Site: 1-0.398, 2-0.625 & 3-.897 square feet/acres.

Comments or Additional Information: There are five tracts that comprise the 35.7806 acres.

Four tracts are in Levi Gosling Survey A-280 and one tract is in Levi Gosling A-280 and

John Cooper A-189

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 3.4434 acres of land to Faulkey Gully Municipal Utility District (Key Map No. 328M)

Category #

Page 1 of 1

Agenda Item #

16

FROM (Department or other point of origin):

Origination Date

4/24/08

Agenda Date

OCT 15 2008

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., DEE

Council District affected:
"ETJ"

For additional information contact:

Jun Chang, P.E. *gc*
Senior Assistant Director Phone: (713) 837-0433

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The petition for the addition of 3.4434 acres of land to Faulkey Gully Municipal Utility District be approved.

Amount of Funding:

NONE REQUIRED

F & A Budget:

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Faulkey Gully Municipal Utility District has petitioned the City of Houston for consent to add 3.4434 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Spring Cypress Road, Boudreaux Road, North Eldridge Parkway and Tomball Parkway. The district desires to add 3.4434 acres, thus yielding a total of 947.5792 acres. The district is served by a regional plant, Faulkey Gully Municipal Utility District Plant. The other district served by this plant is Malcomson Road Utility District. The nearest major drainage facility for Faulkey Gully Municipal Utility District is Faulkey Gully which flows to Cypress Creek and Spring then into the San Jacinto River and finally into Lake Houston.

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

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

Attachments

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

F & A Director

REQUIRED AUTHORIZATION

20JZC421

Other Authorization:

Andrew F. Icken
Deputy Director

Planning & Development Services Div.

Other Authorization:



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

03-27-00P02:42 RYD *DR*

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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 3.4434 acres to Faulkey Gully MID under the provisions of Chapters 49 and 54, Texas Water Code.

W. Dickinson Yale, Jr.

Attorney for the District

Attorney: W. Dickinson Yale, Jr. of Coats Rose Yale Ryman & Lee

Address: 3 Greenway Plaza, Suite 2000, Houston

Zip: 77046

Phone: 713-651-0111

Engineer: Gina A. Nelson of Century Engineering, Inc.

Address: 3030 South Gessner, Suite 100, Houston

Zip: 77063

Phone: 713-780-8871

Owners: see attached

Address: _____

Zip: _____

Phone: _____

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

INSIDE CITY ☐

OUTSIDE CITY ☒

Survey William Perkins

LOCATION

NAME OF COUNTY (S) Harris
Abstract A-621

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

North of: Spring Cypress Road

East of: North Eldridge Parkway

South of: Boudreaux Road

West of: Tomball Parkway

WATER DISTRICT DATA

Total Acreage of District: 944.1358

Existing Plus Proposed Land 947.5792

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

Single Family Residential _____

Multi-Family Residential _____

Commercial 100%

Industrial _____

Institutional _____

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

Sewage Treatment Plant Name: Faulkey Gully Municipal Utility District Plant

NPDES/TPDES Permit No: TX0072354

TCEQ Permit No: WQ0011832



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 1.2

Ultimate Capacity (MGD): 1.2

Size of treatment plant site: 11 square feet/acres.

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

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

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

Total permitted capacity: 1.2

MGD of (Regional Plant).

Name of District: Faulkey Gully MUD

MGD Capacity Allocation 1.05

or property owner(s)

Name of District: Malcomson Road UD

MGD Capacity Allocation 0.15

Water Treatment Plant Name: Faulkey Gully Water Plant No. 1 & No. 2

Water Treatment Plant Address: 13321 Chriswood and 12555 Guernsey

Well Permit No: 114524, 114525, and 114526

Existing Capacity:

Well(s): 467; 2,038; 1,291

GPM

Booster Pump(s): 4,800

GPM

Tank(s): 1.0

MG

Ultimate Capacity:

Well(s): same as above

GPM

Booster Pump(s): same as above

GPM

Tank(s): same as above

MG

Size of Treatment Plant Site: 148,835 and 44,945

square feet/acres.

Comments or Additional Information: Water Plant No. 1 includes the 467 gpm well.

The 1,291 gpm well is connected to Water Plant No. 1.



**FAULKEY GULLY
MUD BOUNDARY**
(944.1358 ACRES)

ANNEX #21
(1.6010 ACRES)

ANNEX #22
(1.8424 ACRES)

E CENTURY ENGINEERING, INC.
3030 S. GESSNER, SUITE 100, HOUSTON, TEXAS 77063 (713) 780-8871

FAULKEY GULLY MUNICIPAL UTILITY DISTRICT

VICINITY MAP
ANNEX #21 & #22

SCALE: N.T.S.

76006-87.08

KEY MAP NO. 328

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 40.029 acres of land to Grant Road Public Utility District (Key Map No. 368-F)

Category #

Page 1 of 1

Agenda Item #

17

FROM (Department or other point of origin):

Origination Date

Agenda Date

10-1-08

OCT 15 2008

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., DEE

Council District affected:
"ETJ"

For additional information contact:

Jun Chang, P.E.

Senior Assistant Director Phone: (713) 837-0433

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The petition for the addition of 40.029 acres of land to Grant Road Public Utility District be approved.

Amount of Funding:

NONE REQUIRED

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Grant Road Public Utility District has petitioned the City of Houston for consent to add 40.029 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Huffmeister, Little Cypress Creek, Kluge Road and Eldridge Parkway. The district desires to add 40.029 acres, thus yielding a total of 513.9394 acres. The district is served by the Grant Road Public Utility District Sanitary Plant No. 1, which is owned and operated by the district. The nearest major drainage facility for Grant Road Public Utility District is Cypress Creek which flows into Spring Creek and then to the San Jacinto River and finally into Lake Houston.

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

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

Attachments

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

REQUIRED AUTHORIZATION

20JZC471

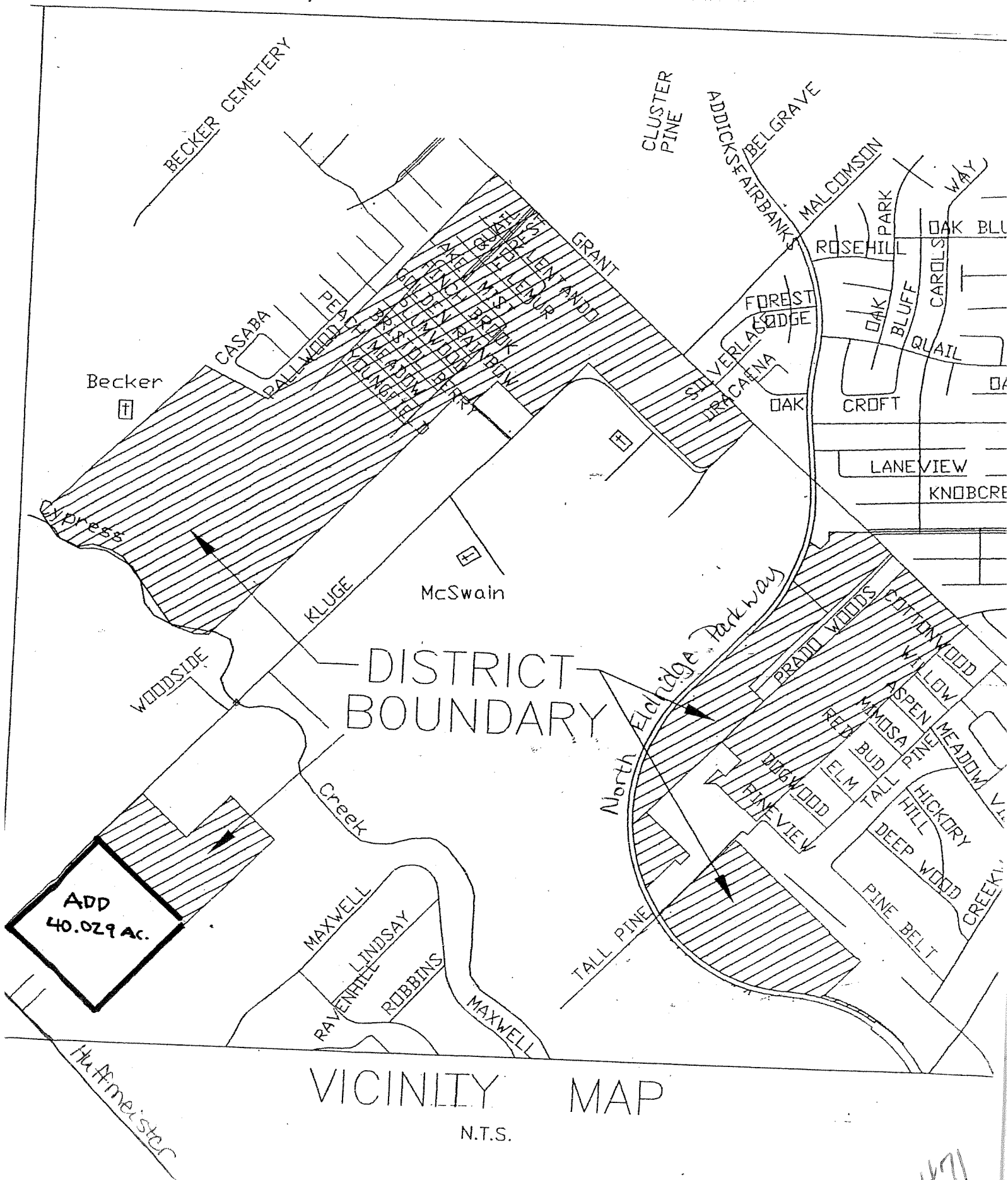
Other Authorization:

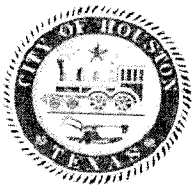
Other Authorization:

Andrew F. Icken
Deputy Director
Planning & Development Services Div.

Finance Department

Figure 1. The effect of the concentration of the *Ag* on the *Ag* adsorption capacity of the *Ag*-*Ag* complex. The concentration of the *Ag* was 0.1, 0.2, 0.3, 0.4, 0.5, 0.6, 0.7, 0.8, 0.9, 1.0, 1.1, 1.2, 1.3, 1.4, 1.5, 1.6, 1.7, 1.8, 1.9, 2.0, 2.1, 2.2, 2.3, 2.4, 2.5, 2.6, 2.7, 2.8, 2.9, 3.0, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.8, 3.9, 4.0, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 5.0, 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 5.7, 5.8, 5.9, 6.0, 6.1, 6.2, 6.3, 6.4, 6.5, 6.6, 6.7, 6.8, 6.9, 7.0, 7.1, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7, 7.8, 7.9, 8.0, 8.1, 8.2, 8.3, 8.4, 8.5, 8.6, 8.7, 8.8, 8.9, 9.0, 9.1, 9.2, 9.3, 9.4, 9.5, 9.6, 9.7, 9.8, 9.9, 10.0, 10.1, 10.2, 10.3, 10.4, 10.5, 10.6, 10.7, 10.8, 10.9, 11.0, 11.1, 11.2, 11.3, 11.4, 11.5, 11.6, 11.7, 11.8, 11.9, 12.0, 12.1, 12.2, 12.3, 12.4, 12.5, 12.6, 12.7, 12.8, 12.9, 13.0, 13.1, 13.2, 13.3, 13.4, 13.5, 13.6, 13.7, 13.8, 13.9, 14.0, 14.1, 14.2, 14.3, 14.4, 14.5, 14.6, 14.7, 14.8, 14.9, 15.0, 15.1, 15.2, 15.3, 15.4, 15.5, 15.6, 15.7, 15.8, 15.9, 16.0, 16.1, 16.2, 16.3, 16.4, 16.5, 16.6, 16.7, 16.8, 16.9, 17.0, 17.1, 17.2, 17.3, 17.4, 17.5, 17.6, 17.7, 17.8, 17.9, 18.0, 18.1, 18.2, 18.3, 18.4, 18.5, 18.6, 18.7, 18.8, 18.9, 19.0, 19.1, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 19.8, 19.9, 20.0, 20.1, 20.2, 20.3, 20.4, 20.5, 20.6, 20.7, 20.8, 20.9, 21.0, 21.1, 21.2, 21.3, 21.4, 21.5, 21.6, 21.7, 21.8, 21.9, 22.0, 22.1, 22.2, 22.3, 22.4, 22.5, 22.6, 22.7, 22.8, 22.9, 23.0, 23.1, 23.2, 23.3, 23.4, 23.5, 23.6, 23.7, 23.8, 23.9, 24.0, 24.1, 24.2, 24.3, 24.4, 24.5, 24.6, 24.7, 24.8, 24.9, 25.0, 25.1, 25.2, 25.3, 25.4, 25.5, 25.6, 25.7, 25.8, 25.9, 26.0, 26.1, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8, 26.9, 27.0, 27.1, 27.2, 27.3, 27.4, 27.5, 27.6, 27.7, 27.8, 27.9, 28.0, 28.1, 28.2, 28.3, 28.4, 28.5, 28.6, 28.7, 28.8, 28.9, 29.0, 29.1, 29.2, 29.3, 29.4, 29.5, 29.6, 29.7, 29.8, 29.9, 30.0, 30.1, 30.2, 30.3, 30.4, 30.5, 30.6, 30.7, 30.8, 30.9, 31.0, 31.1, 31.2, 31.3, 31.4, 31.5, 31.6, 31.7, 31.8, 31.9, 32.0, 32.1, 32.2, 32.3, 32.4, 32.5, 32.6, 32.7, 32.8, 32.9, 33.0, 33.1, 33.2, 33.3, 33.4, 33.5, 33.6, 33.7, 33.8, 33.9, 34.0, 34.1, 34.2, 34.3, 34.4, 34.5, 34.6, 34.7, 34.8, 34.9, 35.0, 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 36.0, 36.1, 36.2, 36.3, 36.4, 36.5, 36.6, 36.7, 36.8, 36.9, 37.0, 37.1, 37.2, 37.3, 37.4, 37.5, 37.6, 37.7, 37.8, 37.9, 38.0, 38.1, 38.2, 38.3, 38.4, 38.5, 38.6, 38.7, 38.8, 38.9, 39.0, 39.1, 39.2, 39.3, 39.4, 39.5, 39.6, 39.7, 39.8, 39.9, 40.0, 40.1, 40.2, 40.3, 40.4, 40.5, 40.6, 40.7, 40.8, 40.9, 41.0, 41.1, 41.2, 41.3, 41.4, 41.5, 41.6, 41.7, 41.8, 41.9, 42.0, 42.1, 42.2, 42.3, 42.4, 42.5, 42.6, 42.7, 42.8, 42.9, 43.0, 43.1, 43.2, 43.3, 43.4, 43.5, 43.6, 43.7, 43.8, 43.9, 44.0, 44.1, 44.2, 44.3, 44.4, 44.5, 44.6, 44.7, 44.8, 44.9, 45.0, 45.1, 45.2, 45.3, 45.4, 45.5, 45.6, 45.7, 45.8, 45.9, 46.0, 46.1, 46.2, 46.3, 46.4, 46.5, 46.6, 46.7, 46.8, 46.9, 47.0, 47.1, 47.2, 47.3, 47.4, 47.5, 47.6, 47.7, 47.8, 47.9, 48.0, 48.1, 48.2, 48.3, 48.4, 48.5, 48.6, 48.7, 48.8, 48.9, 49.0, 49.1, 49.2, 49.3, 49.4, 49.5, 49.6, 49.7, 49.8, 49.9, 50.0, 50.1, 50.2, 50.3, 50.4, 50.5, 50.6, 50.7, 50.8, 50.9, 51.0, 51.1, 51.2, 51.3, 51.4, 51.5, 51.6, 51.7, 51.8, 51.9, 52.0, 52.1, 52.2, 52.3, 52.4, 52.5, 52.6, 52.7, 52.8, 52.9, 53.0, 53.1, 53.2, 53.3, 53.4, 53.5, 53.6, 53.7, 53.8, 53.9, 54.0, 54.1, 54.2, 54.3, 54.4, 54.5, 54.6, 54.7, 54.8, 54.9, 55.0, 55.1, 55.2, 55.3, 55.4, 55.5, 55.6, 55.7, 55.8, 55.9, 56.0, 56.1, 56.2, 56.3, 56.4, 56.5, 56.6, 56.7, 56.8, 56.9, 57.0, 57.1, 57.2, 57.3, 57.4, 57.5, 57.6, 57.7, 57.8, 57.9, 58.0, 58.1, 58.2, 58.3, 58.4, 58.5, 58.6, 58.7, 58.8, 58.9, 59.0, 59.1, 59.2, 59.3, 59.4, 59.5, 59.6, 59.7, 59.8, 59.9, 60.0, 60.1, 60.2, 60.3, 60.4, 60.5, 60.6, 60.7, 60.8, 60.9, 61.0, 61.1, 61.2, 61.3, 61.4, 61.5, 61.6, 61.7, 61.8, 61.9, 62.0, 62.1, 62.2, 62.3, 62.4, 62.5, 62.6, 62.7, 62.8, 62.9, 63.0, 63.1, 63.2, 63.3, 63.4, 63.5, 63.6, 63.7, 63.8, 63.9, 64.0, 64.1, 64.2, 64.3, 64.4, 64.5, 64.6, 64.7, 64.8, 64.9, 65.0, 65.1, 65.2, 65.3, 65.4, 65.5, 65.6, 65.7, 65.8, 65.9, 66.0, 66.1, 66.2, 66.3, 66.4, 66.5, 66.6, 66.7, 66.8, 66.9, 67.0, 67.1, 67.2, 67.3, 67.4, 67.5, 67.6, 67.7, 67.8, 67.9, 68.0, 68.1, 68.2, 68.3, 68.4, 68.5, 68.6, 68.7, 68.8, 68.9

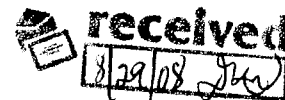




CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 40.029 acres to the Grant Road PUD under the provisions of 54.016 & 49.301 Texas Water Code.

John R. Wallace
Attorney for the District

Attorney: John Wallace, Bacon & Wallace, LLP

Address: 6363 Woodway, Suite 800
Houston, Texas

Zip: 77057

Phone: 713-739-1060

Engineer: Jim Roberts, P.E., Lippke Cartwright & Roberts Inc.

Address: 7322 Southwest Freeway, Suite 1717
Houston, Texas

Zip: 77074

Phone: 713-800-5300

Owners: Joe Watson, WB White Oak Lake Development

Address: 2114 Fountainview, Suite 215

Zip: 77027

Phone: _____

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

LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

Survey John H. Callahan

NAME OF COUNTY (S) Harris
Abstract A-10

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

North of: Huffmeister

East of: Kluge Road

South of: Little Cypress Crk (K111-00-00)

West of: Eldridge Parkway

WATER DISTRICT DATA

Total Acreage of District: 473.9104 Ac.

Existing Plus Proposed Land 513-9394 Ac.

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

Single Family Residential 100%

Multi-Family Residential _____

Commercial _____

Industrial _____

Institutional _____

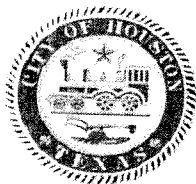
Sewage generated by the District will be served by a : District Plant ☒

Regional Plant ☐

Sewage Treatment Plant Name: Grant Road P.U.D
Sanitary Plant No. 1

NPDES/TPDES Permit No: WQ0011887001

TCEQ Permit No: n/a



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 0.310

Ultimate Capacity (MGD): 0.310

Size of treatment plant site: 0.56 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.310 MGD.

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: Grant Road P.U.D.
Water Plant No. 1

Water Treatment Plant Address: 12834 Lake Mist, Cypress, Texas 77429

Well Permit No: 121785

Existing Capacity:

Well(s): 802

GPM

Booster Pump(s): 1750

GPM

Tank(s): 0.500

MG

Ultimate Capacity:

Well(s): 802

GPM

Booster Pump(s): 1750

GPM

Tank(s): 0.500

MG

Size of Treatment Plant Site: 0.40

square feet/acres.

Comments or Additional Information: Both sanitary & water plants have sufficient capacity for the additional connections.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 33.58 acres of land to Harris County Municipal Utility District No. 439 (Key Map No. 415-X)

Category #

Page 1 of 1

Agenda Item #

18

FROM (Department or other point of origin):

Origination Date

9/18/08

Agenda Date

OCT 15 2008

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., DEE

Council District affected: "B"

For additional information contact:

Date and identification of prior authorizing Council action:

Jun Chang, P.E.

Senior Assistant Director Phone: (713) 837-0433

RECOMMENDATION: (Summary)

The petition for the addition of 33.58 acres of land to Harris County Municipal Utility District No. 439 be approved.

Amount of Funding:

NONE REQUIRED

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 439 has petitioned the City of Houston for consent to add 33.58 acres of land, located entirely within the corporate limits of Houston, to the district.

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

The district is located in the vicinity of E. Tidwell, E. Little York, N. Wayside and Dyersdale. The district desires to add 33.58 acres, thus yielding a total of 348.29 acres. The district is served by the City of Houston Fresh Water Supply District No. 23 Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 439 is Halls Bayou which flows to Greens Bayou and finally into the Houston Ship Channel.

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

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

Attachments

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

REQUIRED AUTHORIZATION

20JZC273

Finance Department

Other Authorization:

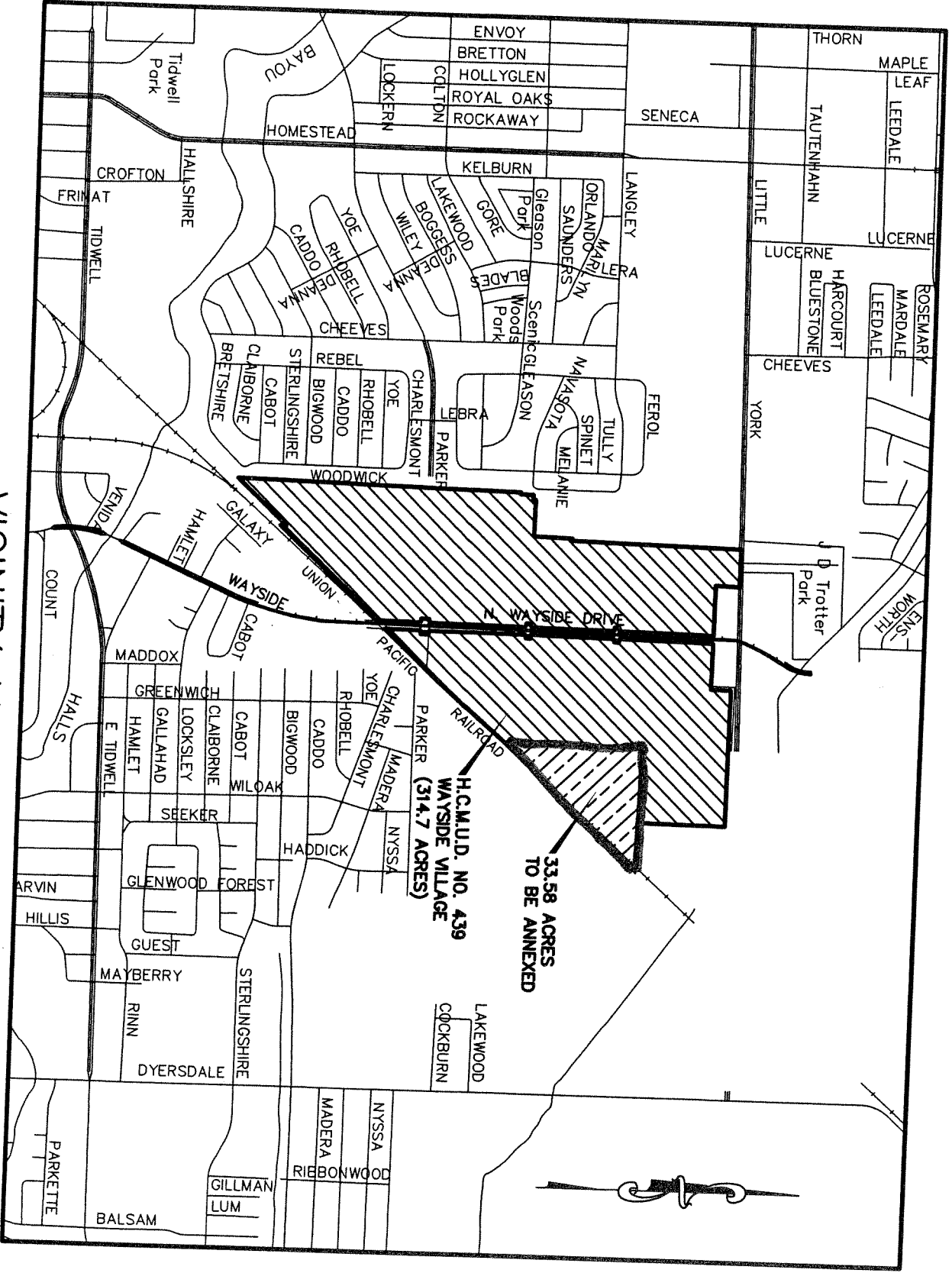
Andrew F. Icken
Deputy Director
Planning & Development Services Div.

Other Authorization:

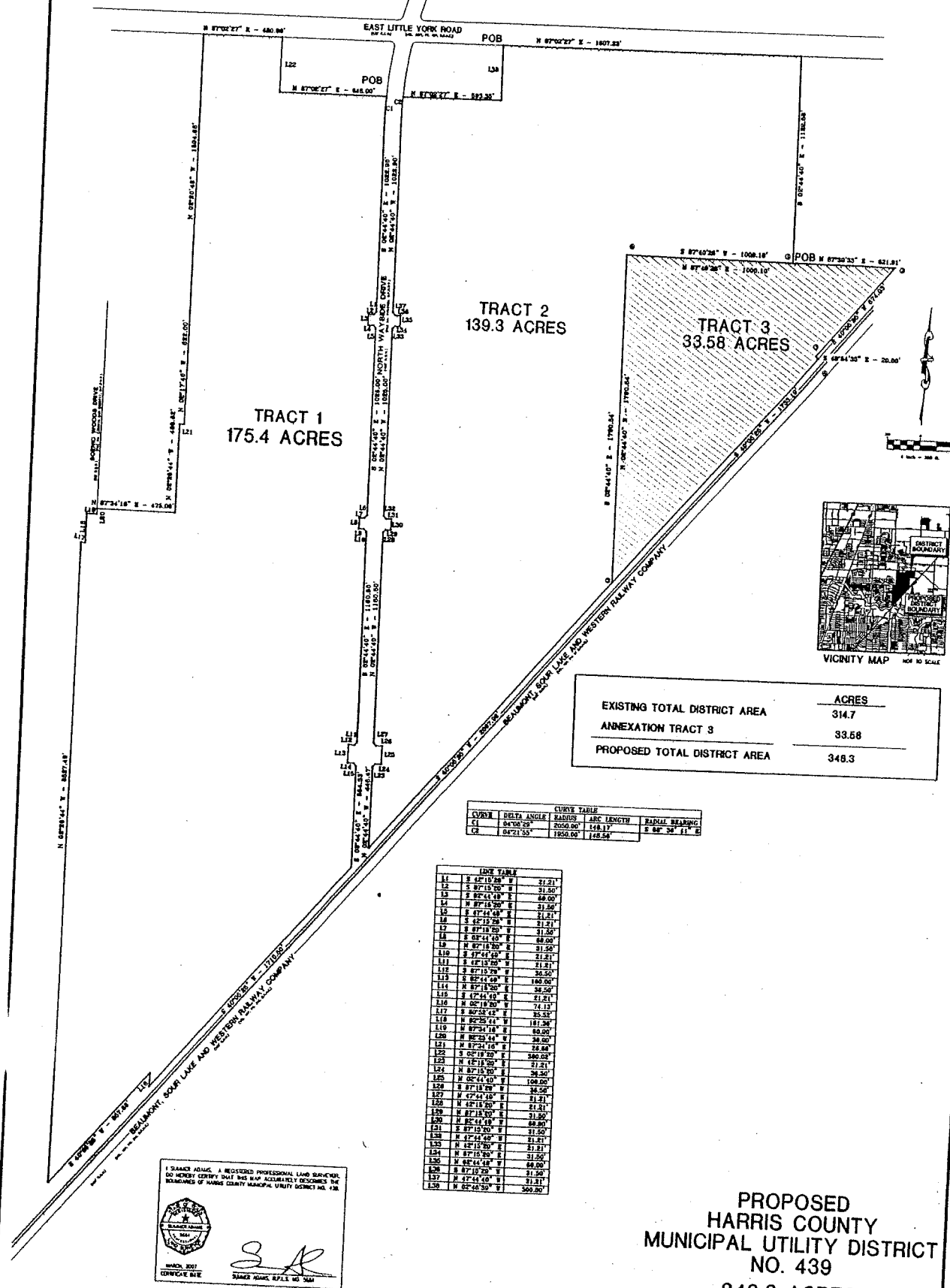
VICINITY MAP

N.T.S.

415-4



ELI NOLAND SURVEY, A-600



SEANER HARRIS, A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THIS MAP ACCURATELY REPRESENTS THE BOUNDARIES OF HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 439.

MADE 2001
CIVIL ENGINEER

SEANER HARRIS, P.E., L.S.

TRACT 1 AND 2 - BOUNDARY INFORMATION SHOWN BASED ON THE SURVEY BY PAUL SANCHEZ CONDUCTED MAY 5, 2004.

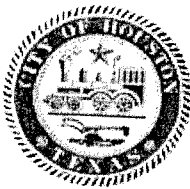
TRACT 3 - BOUNDARY INFORMATION SHOWN BASED ON THE SURVEY BY PAUL SANCHEZ CONDUCTED SEPTEMBER 4, 2004.

**PROPOSED
HARRIS COUNTY
MUNICIPAL UTILITY DISTRICT
NO. 439**

348.3 ACRES

IN THE
ELI NOLAND SURVEY A-600
HARRIS COUNTY, TEXAS

SCALE: 1" = 300'
JOB NUMBER: 1250-019-00-600
PATE ENGINEERS, INC.
1101 Northwest Paving, Suite 200, Houston, Texas 77060-0001 | (713) 461-3728



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

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

04-25-07PC2:14 CF00

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 33.58 acres to Harris County MUD No. 439 under the provisions of Chapter 49 Texas Water Code.

Trey Lary
Attorney for the District

Attorney: Trey Lary, Allen Boone Humphries Robinson LLP

Address: 3200 Southwest Freeway, Suite 2600, Houston, TX Zip: 77027

Phone: 713-860-6416

Engineer: Pate Engineers, Inc.

Address: 13333 Northwest Freeway, Suite 300, Houston, TX Zip: 77040-6071

Phone: 713-462-3178

Owners: _____

Address: _____

Zip: _____

Phone: _____

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

LOCATION

INSIDE CITY ☒

OUTSIDE CITY ☐

Survey Eli Noland Survey

NAME OF COUNTY (S) Harris
Abstract A-600

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

North of: E. Tidwell

East of: N. Wayside

South of: E. Little York

West of: Dyersdale

WATER DISTRICT DATA

Total Acreage of District: 314.71

Existing Plus Proposed Land 348.29

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

Single Family Residential 100%

Multi-Family Residential _____

Commercial _____

Industrial _____

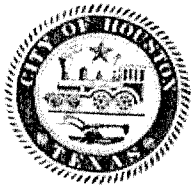
Institutional _____

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

Sewage Treatment Plant Name: District will be served by City of Houston

NPDES/TPDES Permit No: _____

TCEQ Permit No: _____



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): _____

Ultimate Capacity (MGD): _____

Size of treatment plant site: _____ square feet/acres.

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

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: District will be served by CoH

Water Treatment Plant Address: _____

Well Permit No: _____

Existing Capacity:

Well(s): _____

GPM

Booster Pump(s): _____

GPM

Tank(s): _____

MG

Ultimate Capacity:

Well(s): _____

GPM

Booster Pump(s): _____

GPM

Tank(s): _____

MG

Size of Treatment Plant Site: _____

square feet/acres.

Comments or Additional Information: Harris County MUD 439 is an inside-the-city MUD. By agreement with the City of Houston, the City will provide water and wastewater service for the District.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of one (1) tract of land totaling 1.500 acres to Newport Municipal Utility District	Category #	Page 1 of 1	Agenda Item # 19
--	------------	-------------	------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 10-12-08	Agenda Date OCT 15 2008
---	------------------------------	----------------------------

DIRECTOR'S SIGNATURE Michael S. Marcotte, P.E., DEE 10.13.08	Council District affected: "ETJ"
---	-------------------------------------

	Date and identification of prior authorizing Council action: June 13, 2007; Ordinance 2007-0665
--	--

RECOMMENDATION: (Summary)

That City Council consent to the addition of one (1) tract of land totaling 1.500 acres to Newport Municipal Utility District.

Amount of Funding: NONE REQUIRED	
-------------------------------------	--

SOURCE OF FUNDING: ☐ General Fund ☐ Grant Fund ☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Newport Municipal Utility District petitioned the City of Houston on April 12, 2007 for consent to add 7.087 acres of land, located in the city's extraterritorial jurisdiction, to the district. The City consented to the annexation on June 13, 2007 by Ordinance No. 2007-665. However, due to a clerical error in the petition, 1.500 acres of land were excluded from the property description of the 7.087 acres of land.

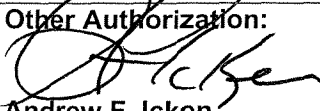
The District requests that the City Council consent to the addition of the 1.500 acres of land excluded from its 2007 petition.

Attachments

cc: Marty Stein Marlene Gafrick Jun Chang Dan Krueger Mark Loethen
Bill Zrioka Waynette Chan Deborah McAbee Gary Norman

REQUIRED AUTHORIZATION

20JZC409A

Finance Department	Other Authorization:  Andrew F. Icken Deputy Director Planning & Development Services Div.	Other Authorization:
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HUTCHISON & ASSOCIATES, INC.
ENGINEERS - SURVEYORS
1209 DECKER DR. BAYTOWN, TEXAS 77520
(281) 422-8213

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 3.6279 acres of land to North Forest Municipal Utility District (Key Map No. 332T)

Category #

Page 1 of 1

Agenda Item #

20

FROM (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

10-1-08

OCT 15 2008

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., DEE

Council District affected:
"ETJ"

For additional information contact:

Date and identification of prior authorizing Council action:

Jun Chang, P.E.

Senior Assistant Director Phone: (713) 837-0433

RECOMMENDATION: (Summary)

The petition for the addition of 3.6279 acres of land to North Forest Municipal Utility District be approved.

Amount of Funding:

NONE REQUIRED

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

North Forest Municipal Utility District has petitioned the City of Houston for consent to add 3.6279 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of North Forest Boulevard, Overland Trail, Hafer Road, and Interstate 45. The district desires to add 3.6279 acres, thus yielding a total of 169.5212 acres. The district is served by the North Forest Municipal Utility District Wastewater Treatment plant which is owned and operated by the district. The nearest major drainage facility for North Forest Municipal Utility District is Greens Bayou which flows into the Houston Ship Channel.

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

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

Attachments

cc: Marty Stein Marlene Gafrick Jeff Taylor Mark Loehen
Bill Zrioka Waynette Chan Deborah McAbee Gary Norman

REQUIRED AUTHORIZATION

20JZC472

Finance Department

Other Authorization:

Other Authorization:

Andrew F. Icken
Deputy Director

Planning & Development Services Div.



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

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

DMS

08-27-08A11:02 RCVD

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 3.6279 acres to North Forest MUD under the provisions of Chapters 49 and 54 Texas Water Code.

Vendy E. O'Neil
Attorney for the District

Attorney: **J. Ron Young, Young & Brooks**

Address: 1415 Louisiana, Fifth Floor, Houston, Texas

Zip: 77002

Phone: 713-951-0800

Engineer: **Langford Engineering, Inc.**

Address: 1080 W. Sam Houston Pkwy. N. #200, Houston, TX

Zip: 77043

Phone: 713-461-3530

Owners: **The Khoshbin Tower, L.P.**

Address: 17771 Cowan, Suite 250, Irvine, CA

Zip: 92614

Phone: 949-863-9390

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

LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

NAME OF COUNTY (S) Harris
Abstract 778

Survey M. Tarin

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

North of: North Forest Boulevard

East of: Hafer Road

South of: Overland Trail

West of: Interstate 45

WATER DISTRICT DATA

Total Acreage of District: 165.8933

Existing Plus Proposed Land 169.5212

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

Single Family Residential 0%

Multi-Family Residential 0%

Commercial 100%

Industrial 0%

Institutional 0%

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

Sewage Treatment Plant Name: North Forest Municipal Utility District WWTP

NPDES/TPDES Permit No: 10905-001 (TPDES)

TCEQ Permit No: _____



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 0.300

Ultimate Capacity (MGD): 0.300

Size of treatment plant site: 2.25 acres square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.300 MGD.

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation _____

or property owner(s)

Name of District: N/A

MGD Capacity Allocation _____

Water Treatment Plant Name: North Forest M.U.D. Water Plant

Water Treatment Plant Address: 16331 Interstate 45, Houston, TX 77090

Well Permit No: 116345

Existing Capacity:

Well(s): 840

GPM

Booster Pump(s): 1500

GPM

Tank(s): 0.210

MG

Ultimate Capacity:

Well(s): 840

GPM

Booster Pump(s): 1500

GPM

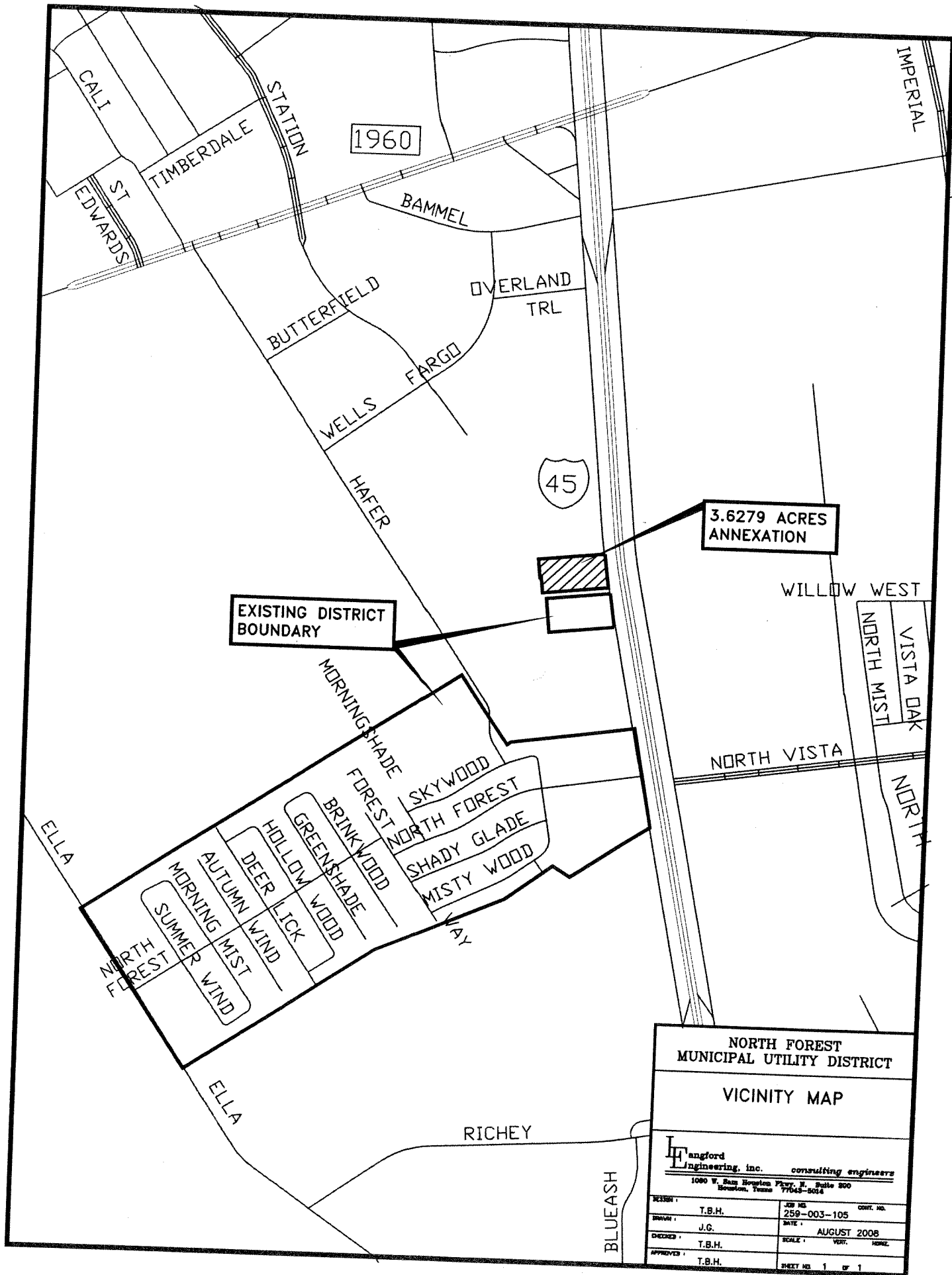
Tank(s): 0.210

MG

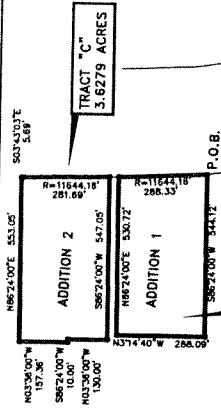
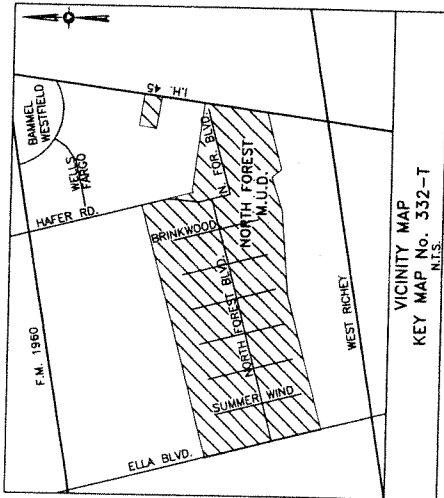
Size of Treatment Plant Site: Approximately 0.8 acres

square feet/acres.

Comments or Additional Information: _____



NORTH FOREST MUNICIPAL UTILITY DISTRICT		
VICINITY MAP		
Langford Engineering, Inc. consulting engineers 1000 W. Sam Houston Pkwy. E., Suite 200 Houston, Texas 77045-5014		
DESIGN :	T.B.H.	JOB NO. 259-003-105
DRAWN :	J.C.	DATE : AUGUST 2008
CHECKED :	T.B.H.	SCALE : VERT. HORIZ.
APPROVED :	T.B.H.	SHEET NO. 1 OF 1



DESCRIPTION OF AREA	TRACT AREA IN ACRES	DATE
ORIGINAL DISTRICT	A	162.3430 CREATED IN 1967
ADDITION 1	B	3.5503 ANNEXED ON APRIL 11, 2006
ADDITION 2	C	3.6279 ANNEXED ON ?

TOTAL ACREAGE = 169.5212

DISTRICT BOUNDARY MAP NORTH FOREST MUNICIPAL UTILITY DISTRICT HARRIS COUNTY, TEXAS FEBRUARY 2007

H angford
Engineering, Inc. consulting engineers
1080 W. Sam Houston Pkwy. N. Suite 200
Houston, Texas 77068-5014

NOTE:
THE METES AND BOUNDS SHOWN ON THIS MAP
WERE COMPILED FROM AVAILABLE PUBLIC RECORDS,
AND DO NOT REPRESENT AN ON-THE-GROUND SURVEY.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 19.00 acres of land to Waller County Municipal Utility District No. 1 (Key Map No.441-D Fort Bend County)

Category #

Page 1 of 1

Agenda Item #

21

FROM (Department or other point of origin):

Origination Date

9/17/08

Agenda Date

OCT 15 2008

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., DEE, Director

Council District affected:

"ETJ"

For additional information contact:

Jun Chang, P.E.
Senior Assistant Director

Phone: (713) 837-0433

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The petition for the addition of 19.00 acres of land to Waller County Municipal Utility District No. 1 be approved.

Amount of Funding:

NONE REQUIRED

F & A Budget:

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Waller County Municipal Utility District No. 1 has petitioned the City of Houston for consent to add 19.00 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Stockdick Road, FM 529, FM 362, and Prairie Grass Road. The district desires to add 19.00 acres, thus yielding a total of 1,464.765 acres. The district will be served by the proposed Waller County Municipal Utility District No. 1 Wastewater Treatment Plant which will be owned and operated by the district. The nearest major drainage facility for Waller County Municipal Utility District No. 1 is South Mayde Creek which flows to Buffalo Bayou then to the Houston Ship Channel and finally into Galveston Bay.

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

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

Attachments

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

Finance Department

REQUIRED AUTHORIZATION

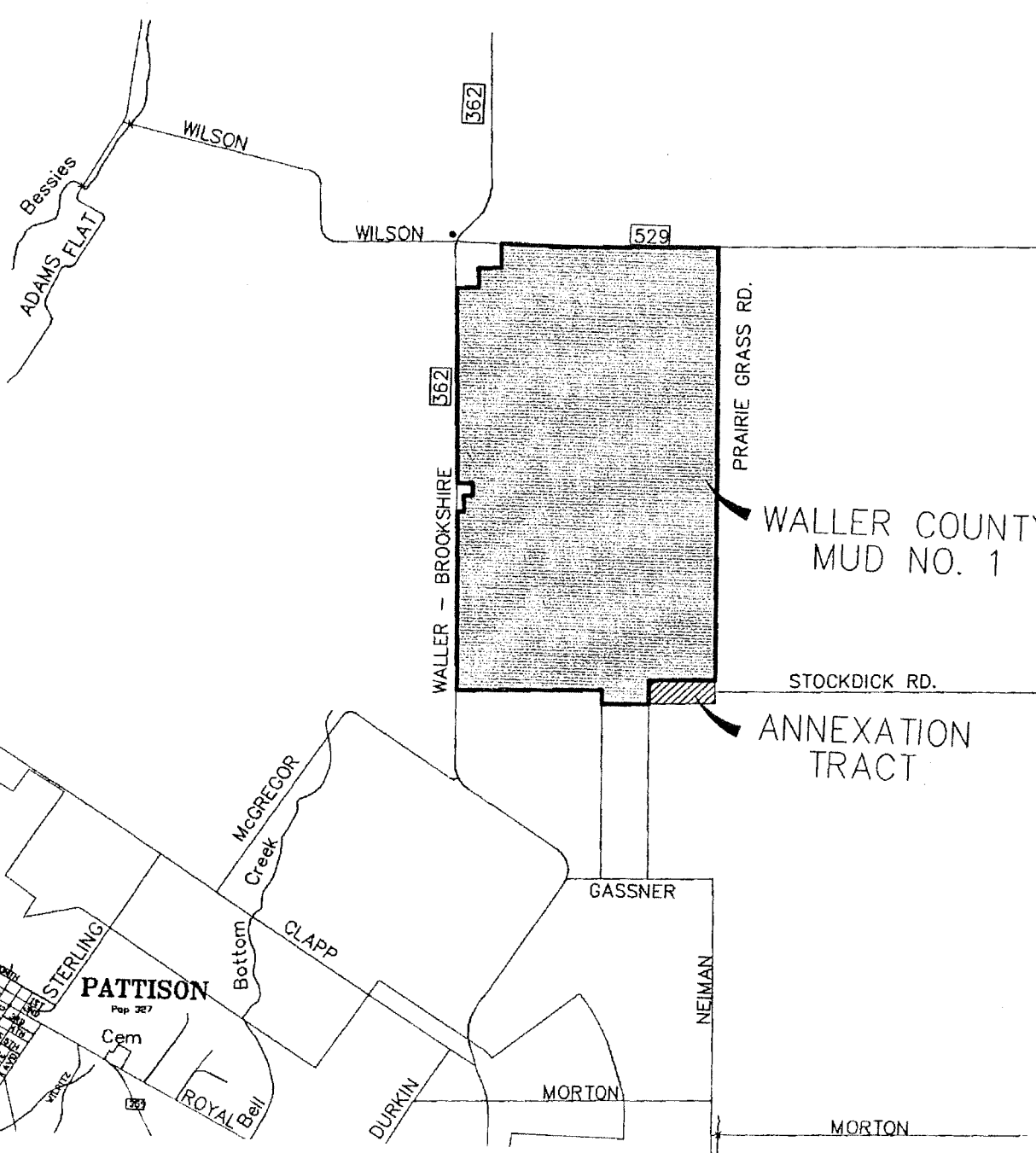
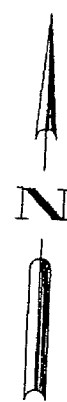
20JZC467

Other Authorization:

Andrew F. Icken
Deputy Director

Planning & Development Services Div.

Other Authorization:

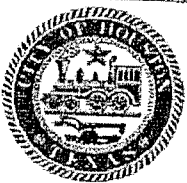


**BROWN
& GAY**
ENGINEERS, INC.

CIVIL ENGINEERS & SURVEYORS
HOUSTON, TEXAS

WALLER COUNTY
MUD NO. 1
VICINITY MAP

Scale: N.T.S.	Job No.: 0000FROEM	Date: AUG. 2008	Exhibit: I
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CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

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

00-29-00P01:57 RCVD

[Handwritten signature]

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 19.00 acres to Waller County MUD No. 1 under the provisions of Chapters 49 & 54 of the Texas Water Code.

[Handwritten signature]

Attorney for the District

Attorney: Mr. John G. Cannon - Coats Rose

Address: 3 Greenway Plaza, Suite 2000, Houston, TX

Zip: 77046

Phone: 713-653-7328

Engineer: Mr. Mark Froehlich, P.E. - Brown & Gay Engineers

Address: 10777 Westheimer, Suite 400, Houston, TX

Zip: 77042

Phone: 281-558-8700

Owners: Mr. Benson Armistead - AVEX Group

Address: 14875 Landmark Blvd., Suite 306, Dallas, TX

Zip: 75254

Phone: 214-696-8100

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

LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

Survey (see attached)

NAME OF COUNTY (S) Waller County
Abstract (see attached)

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

North of: Stockdick Rd.

East of: F.M. 362

South of: F.M. 529

West of: Prairie Grass Rd.

WATER DISTRICT DATA

Total Acreage of District: 1,445.765

Existing Plus Proposed Land 1,464.765

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

Single Family Residential 100%

Multi-Family Residential N/A

Commercial N/A

Industrial N/A

Institutional N/A

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

Sewage Treatment Plant Name: Proposed Waller County MUD No. 1 WWTP

NPDES/TPDES Permit No: N/A

TCEQ Permit No: N/A



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): -0-

Ultimate Capacity (MGD): 1.50

Size of treatment plant site: approx. 3 acres square feet/acres.

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

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation N/A

or property owner(s)

Name of District: N/A

MGD Capacity Allocation N/A

Water Treatment Plant Name: Waller County MUD No. 1 Water Plant No.1

Water Treatment Plant Address: N/A

Well Permit No: N/A

Existing Capacity:

Well(s): -0-

GPM

Booster Pump(s): -0-

GPM

Tank(s): -0-

MG

Ultimate Capacity:

Well(s): 4,000

GPM

Booster Pump(s): 13,250

GPM

Tank(s): 1,000,000

MG

Size of Treatment Plant Site: approx. 3 acres total

square feet/acres.

Comments or Additional Information: Two water plant sites are proposed

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 1.9052 acres of land to West Harris County Municipal Utility District No. 11 (Key Map No. 410-E)

Category #

Page 1 of 1

Agenda Item #

22

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

8/14/08

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

Michael S. Marcotte, P.E., DEE

Council District affected: "ETJ"

For additional information contact:

Jun Chang, P.E.
Senior Assistant Director Phone: (713) 837-0433

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The petition for the addition of 1.9052 acres of land to West Harris County Municipal Utility District No. 11 be approved.

Amount of Funding:

NONE REQUIRED

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

West Harris County Municipal Utility District No. 11 has petitioned the City of Houston for consent to add 1.9052 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of US Highway 290, Beltway 8, West Road, and Gessner. The district desires to add 1.9052 acres, thus yielding a total of 987.4782 acres. The district is served by the West Harris County Municipal Utility District No. 11 Wastewater Treatment Plant, which is owned and operated by the district. The nearest major drainage facility for West Harris County Municipal Utility District No. 11 is White Oak Bayou which flows into Buffalo Bayou and then into the Houston Ship Channel.

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

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

Attachments

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

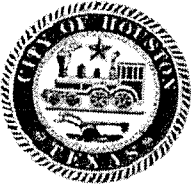
REQUIRED AUTHORIZATION

20JZC379

Other Authorization:

Andrew F. Icken
Deputy Director
Planning & Development Services Div.

Other Authorization:



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 1.9052 acres to West Harris County MUD NO. 11 under the provisions of Chapters 49 & 54 Texas Water Code.

Vandy E. Wright
Attorney for the District

Attorney: Ron Young, Young & Brooks

Address: 1415 Louisiana, 5th Floor, Houston, Texas

Zip: 77002-7349

Phone: 713-951-0800

Engineer: Mark H. Swanson, P.E.

Address: 55 Waugh Drive, Suite 800, Houston, Texas

Zip: 77007

Phone: 713-869-7900

Owners: Beltway West, L.P.

Address: 900 Town & Country Lane, Suite 210, Houston, TX Zip: 77024

Phone: _____

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

LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

(ETS)

NAME OF COUNTY (S) Harris
Abstract 1253

Survey P. Walton Survey

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

North of: 290

East of: Beltway 8

South of: West Rd.

West of: Gessner

WATER DISTRICT DATA

Total Acreage of District: 985.5730

Existing Plus Proposed Land 987.4782

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

Single Family Residential _____

Multi-Family Residential _____

Commercial 100%

Industrial _____

Institutional _____

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

Regional Plant ☐

Sewage Treatment Plant Name: WHCMUD No. 11 WWTP

NPDES/TPDES Permit No: 13689-001

TCEQ Permit No: 13689-001



CITY OF HOUSTON



Department of Public Works and Engineering
Water District Consent Application Form

Existing Capacity (MGD): 1.0

Ultimate Capacity (MGD): 1.5

Size of treatment plant site: 203,005 sf square feet ~~acres~~.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 1.5 MGD.

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

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

Total permitted capacity: _____

MGD of (Regional Plant).

Name of District: _____

MGD Capacity Allocation _____

or property owner(s)

Name of District: _____

MGD Capacity Allocation _____

Water Treatment Plant Name: Water Plants No. 1, 2 and 3

Water Treatment Plant Address: 9310 Willowbridge Park; 8906 1/2 Mossy Tree; 9950

Well Permit No: 125463; 125464; 125465

Sam Houston
Center Dr.

Existing Capacity:

Well(s): 3,800

GPM

Booster Pump(s): 15,000

GPM

Tank(s): 35,000

MG

Ultimate Capacity:

Well(s): 3,800

GPM

Booster Pump(s): 15,000

GPM

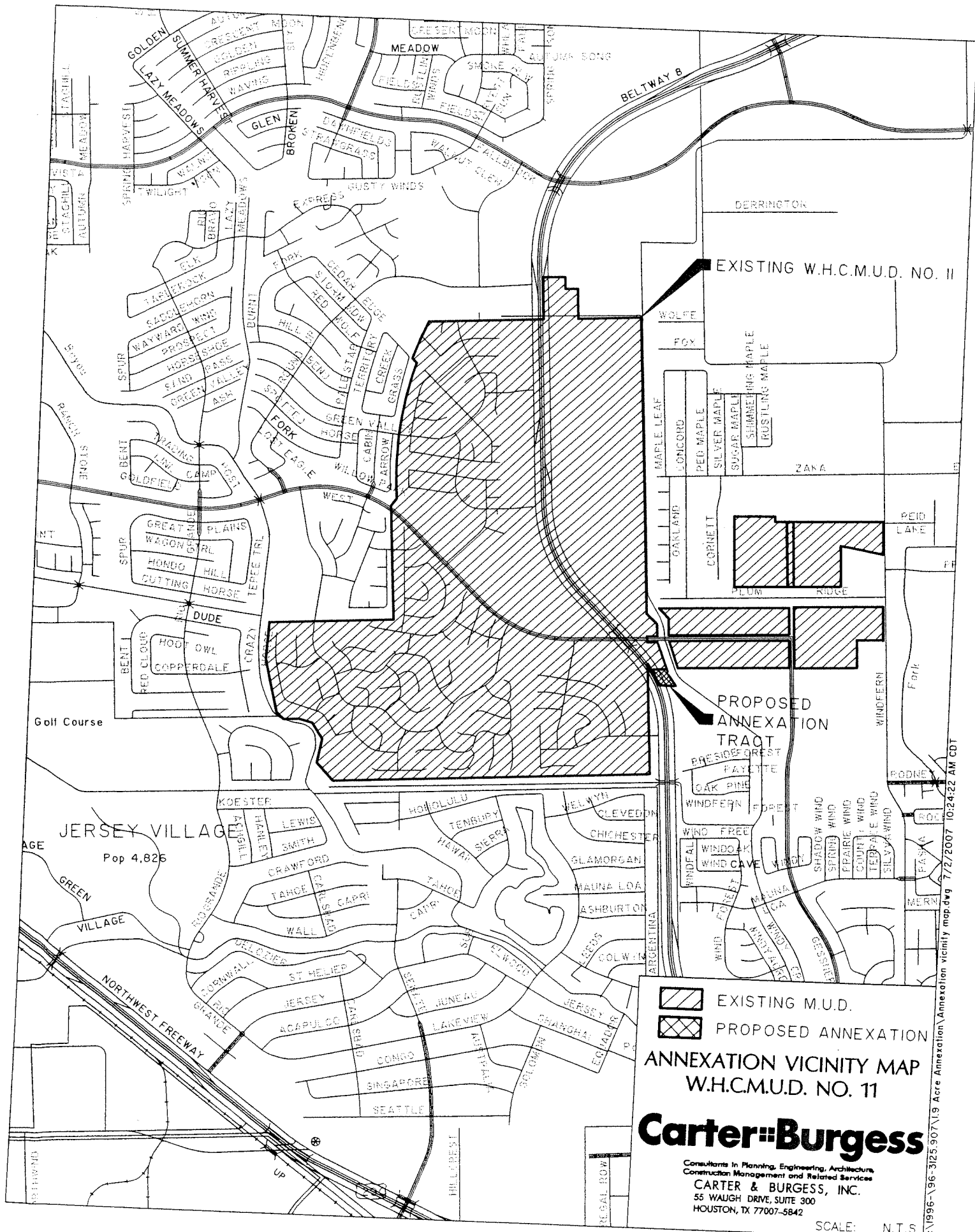
Tank(s): 35,000

MG

Size of Treatment Plant Site: 57,578; 53,917; 69,534

Comments or Additional Information: _____

square feet ~~acres~~.



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Interlocal Agreement with the Texas Department of Transportation relating to Registration Holds on Vehicles.

Category #

**Page 1
of 2**

Agenda Item#

23

FROM: (Department or other point of origin):

Origination Date

October 6, 2008

Agenda Date

OCT 15 2008

Municipal Courts Administration Department,
Houston Police Department

DIRECTOR'S SIGNATURE:

Council Districts affected:

All

Sahira J. Abdool, Director and Chief Clerk
Harold L. Hurtt, Chief of Police

For additional information contact:

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

Sahira J. Abdool, MCA Director Chief Clerk (713) 247-8013
Joseph A. Fenninger, HPD CFO/Deputy Director (713) 308-1708

RECOMMENDATION: Adopt Ordinance approving Interlocal Agreement with the Texas Department of Transportation (TxDOT) to preclude registration renewal of a motor vehicle with a past due 1) civil penalty resulting from a red light violation and/or 2) fine for failure-to-appear warrant.

Amount and source of Funding:

Finance Department Budget:

Phase I: Initial start-up cost not to exceed \$40,000 – DARLEP Fund (2212)

Phase II: Initial start-up cost not to exceed \$300,000 – General Fund (1000)

SPECIFIC EXPLANATION:

Phase I – (November-December, 2008) – HPD instituted the Digital Automated Red Light Enforcement Program (DARLEP) to create safer intersections by modifying driver behavior. The potential for having to pay money out of pocket has traditionally been considered a deterrent for drivers inclined to commit violations, however if there are no consequences for failure to pay, the deterrent is not as effective. Currently there are limited and infrequent consequences for failure to pay the fine for violating a red light monitored by camera.

Approximately 29% of all notices issued since the program began in September, 2006 were unpaid after the second notice period elapsed and were sent to collection. The collection process is largely ineffective with an 18% success rate. The value of past due notices in collection and currently owed to the City of Houston is approximately \$8.8 million and is growing at \$500,000 per month.

Transportation Code §707.017 specifically envisions at least one enforcement mechanism for those choosing to ignore Red Light Camera violations that have been assessed as an operation of law or after the vehicle owner has availed himself or herself of the appellate process. The County Tax Assessor-Collector or TxDOT may refuse to register a motor vehicle alleged to have been involved in a Red Light Camera violation. In this case it would be accomplished with a standard Interlocal Agreement with TxDOT under which a vehicle involved in a Red Light Camera violation with a past due notice will be "flagged" and that vehicle will not be allowed to have its registration renewed until the "flag" is removed by proof that the penalty has been disposed of.

TxDOT will charge for each file submitted (currently \$23 per file) as well as \$.12 (twelve cents) for each transaction on the file. The initial start-up cost for Phase I is not to exceed \$40,000. Ongoing costs are estimated at \$3,000 per month, which will be more than offset by increased collections.

Phase II (early 2009) – MCA issues approximately 11,000 Failure-to-Appeal (FTA) warrants every month, with an average rate paid of slightly over 18%. The estimated value of unpaid FTA's on a monthly basis is just under \$1M.

Section 702.003 of the Texas Transportation Code provides that a County Tax Assessor-Collector or TxDOT, under a contract, may refuse to register a motor vehicle if the department receives information from a municipality that the owner of the vehicle has an outstanding warrant for failure to appear or failure to pay a fine on a complaint that involves the violation of a traffic law. The TxDOT cost to "flag" such vehicles is \$23.00 per file submission plus \$.12 for each transaction in the file. The initial startup cost for Phase II is not to exceed \$300,000. Ongoing costs are estimated at \$12,000 per month, which will be offset by increased collections and more efficient disposition of Municipal Court Cases.

cc: Marty Stein, Agenda Director
Arturo Michel, City Attorney
Michelle Mitchell, Finance Director

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:

SUBJECT: Approve an ordinance approving an Amended and Restated Agreement for Public Infrastructure Improvements by and among the City of Houston, City of Houston Tax Increment and Reinvestment Zone Number One and the Saint George Place Redevelopment Authority.

Category

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

Finance Department

Origination Date

September 15, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE:

Michelle Mitchell

Council District(s) affected:

C

For additional information contact:

Robert Fiederlein

Phone: 832-393-8091

Date and identification of prior authorizing Council action: Ord. 2000-212, 3/29/00

RECOMMENDATION: That City Council approve an ordinance approving an Amended and Restated Agreement for Public Infrastructure Improvements by and among the City of Houston, City of Houston Tax Increment and Reinvestment Zone Number One and the Saint George Place Redevelopment Authority.

Amount and Source of Funding: N/A**Finance Budget:****SPECIFIC EXPLANATION:**

On March 29, 2000, City Council approved an agreement between the City, Tax Increment and Reinvestment Zone Number One (the "Zone"), and the Saint George Place Redevelopment Authority (the "Authority") regarding the funding of certain infrastructure improvements and the financing thereof within the boundaries of the Zone. Specifically, the City agreed to design and construct a series of public infrastructure improvements, to reimburse a developer in the Zone for a series of public infrastructure improvements funded by the developer, and to issue Certificates of Obligation in the amount of approximately \$5,300,000 to pay the City's obligations pursuant to the agreement. The Zone and Authority agreed to reimburse the City for the infrastructure improvements performed by the City, to reimburse the City for its reimbursement of the developer for public infrastructure improvements funded by the developer, and to pay the interest costs on the Certificates of Obligation. The City subsequently issued Certificates of Obligation Series 2000A in the amount of \$5,298,564.10. The agreement further defined a repayment schedule that obligated the Authority to begin making equal annual payments against its obligations detailed in the agreement commencing July 1, 2007 and ending July 1, 2011.

A detailed analysis of the Authority's financial capacity indicates that the Authority will not be able to meet its obligations under the original agreement. The Authority has made payments in July and August of 2008 totaling \$988,258.41. The Amended and Restated Agreement establishes a new payment mechanism for the Authority and also extends this repayment mechanism to a subsequent obligation to be borne by the Zone. Per the Amended and Restated Agreement, the City and the Authority shall in each year's annual budget approve an amount for administration of the Zone, for capital projects (if any) and shall allow the Authority to retain a maximum contingency amount of \$50,000. The balance of the Zone's funds shall be paid to the City by September 1st of each year until the obligation is retired.

Additionally, this agreement shall pertain to any obligations the City and Zone incur relative to the Houston Independent School District (HISD) interlocal agreement for participation in the Zone. That agreement requires the Zone to pay to the City the costs of any right-of-way abandonments requested by HISD for the construction of an educational facility within the boundaries of the Zone. HISD has constructed St. George Place Elementary within the Zone and is negotiating a series of right-of-way abandonments with Public Works and Engineering.

MM:TM:RF

c: Marty Stein, Deborah McAbee

REQUIRED AUTHORIZATION**Finance Director:****Other Authorization:****Other Authorization:**

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Approval of an ordinance to approve the 2009 -2013 5-Year CIP Budget and Fiscal Year 2009 Operating Budget for St. George Place Redevelopment Authority (TIRZ No. 1).

Category #

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Agenda Item#

24A

FROM: (Department or other point of origin):

Michelle Mitchell, Director
Finance Department

Origination Date

September 23, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE:

Michelle Mitchell
Finance Department

Council Districts affected:

C

For additional information contact:

Robert Fiederlein
Julia Gee

Phone: (832)393-8091

Phone: (713)837-7828

Date and identification of prior authorizing
Council Action:

RECOMMENDATION: (Summary)

City Council approve an ordinance to approve the 2009 - 2013 5-Year CIP Budget and Fiscal Year 2009 Operating Budget for St. George Place Redevelopment Authority (TIRZ No. 1).

Amount of Funding: No Funding Required

Finance Budget:

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

The administration has undertaken a comprehensive review of proposed FY 2009 TIRZ budgets. In addition, the Council Committee on Regulation, Development and Neighborhood Protection convened to review and discuss FY09 TIRZ budgets.

The Finance Department recommends approval of the FY09 Operating Budget and the FY2009-2013 CIP for St. George Place Redevelopment Authority (TIRZ No. 1).

- Total Operating Budget for FY2009 is \$2,359,153, which includes \$1,788,578 for required fund transfers and \$570,575 for Project Costs.
- The 2009 – 2013 CIP for Zone totals \$604,613. The CIP includes intersection improvement projects (West Alabama/McCulloch Circle; Fairdale/McCulloch Circle) and a buffer wall between residential and nonconforming commercial uses.
- The FY09 Operating Budget includes \$161,000 for capital expenditures and \$50,325 for administration and overhead. The Zone authority has a third-party administrator to manage redevelopment activities of the TIRZ. The Zone must advise the Director of any budget amendments. Adjustments to the Project Costs in the budget of the lesser \$400,000 or 5% or more require City Council approval.
- The Redevelopment Authority will continue to administer the Lamar Terrace PID and to use consultants for development reviews and zoning enforcement as required by the Lamar Terrace zoning code.

Attachments: TIRZ Profile, FY09 Operating Budget, and FY 2009-2013 CIP.

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

REQUIRED AUTHORIZATION

Finance Director:

Michelle Mitchell

Other Authorization:

[Signature]

Other Authorization:

[Signature]

**CITY OF HOUSTON
FINANCE DEPARTMENT
ECONOMIC DEVELOPMENT DIVISION
FISCAL YEAR 2009 BUDGET PROFILE**

Fund Summary
Fund Name: **St. George Place Redevelopment Authority**
TIRZ: **01**
Fund Number: **7512/65**

P R O J E C T B A S E Y E A R	Base Year:	Created 1991 and expanded 1993
	Base Year Taxable Value:	\$ 27,150,340
	Projected Taxable Value (TY2008):	\$ 219,689,154
	Current Taxable Value (TY2007):	\$ 204,417,843
	Acres:	115 acres
	Administrator (Contact):	David Hawes/ Hawes Hill Calderon
	Contact Number:	713-541-0447

N A R R A T I V E	Zone Purpose:
	The purpose of the Zone is to increase and stabilize property values; remove visual blight, deteriorated buildings and incompatible land uses; replace and reconstruct aging infrastructure including water, sanitary and storm sewer facilities, sidewalks, paving, drainage and landscaping; promote the general health, safety, and welfare of the St. George Place (formerly known as Lamar Terrace) community and surrounding areas through the enforcement of city zoning ordinances; and ensure mobility in and through the area in a manner that is compatible with the resulting land use.
	Accomplishments in FY08 (Projects Underway):
	In fiscal year 2008, the Lamar Terrace TIRZ accomplished: The zone was very active in redevelopment and zoning matters. The board approved a revised zoning designation for the 5400 Block of Hidalgo which is resulting in the construction of 26 townhomes and 9 new single family units. Also, the board worked with its engineer to design a reconstruction of the intersection of McCulloch Circle and West Alabama which has become increasingly dangerous due to a blind spot and the increased traffic due to redevelopment and the construction of the new elementary school within the zone. This project was anticipated to be completed by the end of this fiscal year. Delays have occurred in the review process and the design is in final review by TXDOT. Bid packages are ready for posting. A board committee has been working to determine what steps need to be taken to cause the redevelopment of the 5500 Block of McCulloch Circle. Due to existing nonconforming uses and the street configuration, the committee has determined that redevelopment cannot occur without the removal of the temporary cul-de-sac at the intersection of McCulloch Circle and Fairdale Lane. As of March 31, 2008, the zoning official has approved 32 house plans for construction. Also, the zoning inspections continue to yield numerous zoning ordinance violations which require letters and follow-up on a monthly basis to force compliance.

P R O J E C T P L A N		Cumulative Expenses		
		Total Plan	(to FY08)	Variance
P R O J E C T P L A N	Capital Projects:			
	Water Sewer Drainage	\$ 1,085,000	\$ 166,228	\$ 918,772
	Street Paving	3,540,000	2,513,984	1,026,016
	Brick Sound Wall	420,000	1,135,533	(715,533)
	Landscaping	450,000	368,282	81,718
	Cul-de-sacs	200,000	-	200,000
	Land Assembly	1,000,000	1,704,118	(704,118)
	Other	355,000	346,914	8,086
	Contingency	451,000	-	451,000
	Total Capital Projects			-
P L A N	Affordable Housing	\$ 7,501,000	\$ 6,235,059	\$ 1,265,941
	Education Facilities	31,785,702	3,152,386	28,633,316
	Financing Costs	18,771,094	2,483,987	16,287,107
	Administration Costs	2,280,000	5,831,369	(3,551,369)
	Creation Costs	1,240,000	947,336	292,664
	Total Project Plan	\$ 95,000	\$ 95,000	-
		\$ 61,672,796	\$ 18,745,137	\$ 42,927,659

D E B T	Additional Financial Data	FY2008 Budget	2008 Projection	FY2009 Budget
D E B T	Debt Service			
	Principal	\$ 1,724,532	\$ 1,637,316	\$ 308,650
	Interest	\$ 1,598,255	\$ 1,511,039	\$ 200,000
		\$ 126,277	\$ 126,277	\$ 108,650
B O N D	Year End Outstanding (Principal)	Balance as of 6/30/07	Balance as of 6/30/08	Balance as of 6/30/09
	Bond Debt	\$ 2,420,000	\$ 2,210,000	\$ 2,010,000
	Bank Loan (paid off in FY08)	\$ 279,108	\$ -	\$ -
	Developer Agreement	\$ 58,722	\$ -	\$ -
	Other (City of Houston Certificates of Obligation)	\$ 5,708,733	\$ 4,720,475	\$ 4,720,475

**CITY OF HOUSTON
FINANCE DEPARTMENT
ECONOMIC DEVELOPMENT DIVISION
FISCAL YEAR 2009 BUDGET SUMMARY**

Fund Summary
Fund Name: **St. George Place Redevelopment Authority**
TIRZ: **01**
Fund Number: **7512/65**

TIRZ Budget Line Items	FY2008 Budget	2008 Projection	FY2009 Budget
Available Resources			
Beginning Fund Balance			
Restricted Funds - Capital Projects	\$ -	\$ -	\$ -
Restricted Funds - Affd. Housing	\$ -	\$ -	\$ -
Restricted Funds - Bond Reserve	\$ 301,355	\$ 285,403	\$ 285,403
Unrestricted Fund Balance	\$ 1,208,663	\$ 1,313,072	\$ 552,706
Total Beginning Fund Balance	\$ 1,510,018	\$ 1,598,475	\$ 838,109
TIRZ Revenue			
City			
ISD *	\$ 955,141	\$ 1,150,973	\$ 1,177,413
County	\$ 1,200,526	\$ 973,948	\$ 1,660,504
Community College	\$ -	\$ -	\$ -
Total Revenues	\$ 2,155,667	\$ 2,124,920	\$ 2,837,917
Bond Proceeds	\$ -	\$ -	\$ -
Loan Proceeds	\$ -	\$ -	\$ -
Grant Proceeds	\$ -	\$ -	\$ -
Other	\$ 40,000	\$ 41,000	\$ 20,600
Total Available Resources	\$ 3,705,685	\$ 3,764,395	\$ 3,696,626
Fund Transfers			
Affordable Housing			
City of Houston			
ISD Increment to Houston *	\$ 318,380	\$ 383,658	\$ 392,471
Harris County	\$ 400,175	\$ 324,649	\$ 553,502
ISD Education Set-Aside *	\$ -	\$ -	\$ -
Municipal Services	\$ 484,163	\$ 300,432	\$ 758,734
Administration Fee to General Fund	\$ -	\$ -	\$ -
COH Admin Fee (5%)			
Harris County Admin	\$ 47,757	\$ 57,549	\$ 58,871
ISD Admin	\$ -	\$ -	\$ -
Total Fund Transfers	\$ 25,000	\$ 25,000	\$ 25,000
Funds Available for Projects	\$ 1,275,475	\$ 1,091,288	\$ 1,788,578
Project Costs			
Administrative Staff			
Administrative Consultant	\$ -	\$ -	\$ -
Legal	\$ 11,000	\$ 11,000	\$ 11,000
Accounting/ Audit	\$ 7,000	\$ 7,000	\$ 7,000
Program / Project Consulting	\$ 17,200	\$ 16,700	\$ 21,100
Administrative Operating Expense	\$ 49,975	\$ 49,975	\$ 52,225
Capital Expenditures	\$ 11,250	\$ 11,515	\$ 9,600
Developer/ Project reimbursements	\$ 92,500	\$ 42,770	\$ 161,000
Debt Service	\$ 58,722	\$ 58,722	\$ -
Principal			
Interest	\$ 488,255	\$ 522,781	\$ 200,000
Other debt items	\$ 126,277	\$ 126,277	\$ 108,650
Total Project Costs	\$ 1,110,000	\$ 988,258	\$ -
Total Budget	\$ 1,972,179	\$ 1,834,998	\$ 570,575
Resources Less Transfer and Expenses	\$ 3,247,654	\$ 2,926,286	\$ 2,359,153
Planned Ending Fund Balance:			
Restricted Funds - Capital Projects	\$ -	\$ -	\$ -
Restricted Funds - Affd. Housing	\$ -	\$ -	\$ -
Restricted Funds - Bond Reserve	\$ 301,355	\$ 285,403	\$ 285,403
Unrestricted Fund Balance	\$ 156,675	\$ 552,706	\$ 1,052,070

FY09 budget includes TY06 & TY07 shortfall due to tax rate compression (House Bill 1).

Council District	CIP No.	Project	FY Planned Appropriations (\$ Thousands)								Cummulative Total (To Date)
			Through 2007	Projected 2008	2009	2010	2011	2012	2013	Total 2009-2013	
C	T-0101	Intersection Reconstruction	\$ -	\$ -	\$ 161,000	\$ -	\$ -	\$ -	\$ -	161,000	161,000
C	T-0102	Nonconforming Use Buffer Wall	\$ -	\$ 39,725	\$ -	\$ 156,113	\$ -	\$ -	\$ -	156,113	195,837
C	T-0103	McCulloch Circle/Fairdale Intersection Improvement	\$ -	\$ -	\$ -	\$ 287,500	\$ -	\$ -	\$ -	287,500	287,500
0	T-0104	Park Noise Control	\$ -	\$ 3,045	\$ -	\$ -	\$ -	\$ -	\$ -	-	3,045
Totals			-	42,770	161,000	443,613	-	-	-	604,613	647,382

CIP by Sources of Funds

Source of Funds	FY Planned Appropriations (\$ Thousands)							Total 2009-2013	Cumulative Total (To Date)
	Through 2007	Projected 2008	2009	2010	2011	2012	2013		
TIRZ funds									
Revenue bond proceeds	-	42,770	161,000	443,613	-	-	-	604,613	647,382
Proceeds from bank loan	-	-	-	-	-	-	-	-	-
Developer Advance/Reimbursement	-	-	-	-	-	-	-	-	-
City of Houston	-	-	-	-	-	-	-	-	-
Grants	-	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-	-
Project Total	-	42,770	161,000	443,613	-	-	-	604,613	647,382

Project:	Intersection Reconstruction		City Council District	Key Map:	491	WBS.:	T-0101
Description:	This project is located at the intersection of West Alabama and McCulloch Circle. The project would reconstruct the intersection to allow for an acceleration lane on West Alabama, east of McCulloch Circle.		Location:	C	Geo. Ref.:		
Justification:	The purpose of this intersection improvement is to mitigate the increased incidents of traffic problems and support the safety and welfare of the community at large.		Served:	C	Neighborhood:		
			Operating and Maintenance Costs: (\$ Thousands)				
			2009	2010	2011	2012	2013
			Personnel				
			Supplies				
			Svcs. & Chgs.				
			Capital Outlay				
			Total	\$ -	\$ -	\$ -	\$ -
			FTEs				

Fiscal Year Planned Expenses

Project Allocation		Project Expenses thru 6/30/07	2008 Budget	2008 Estimate	2009	2010	2011	2012	2013	FY09 - FY13 Total	Cumulative Total (To Date)
Phase	1 Planning										
	2 Acquisition										
	3 Design		17,500		21,000					\$ -	\$ -
	4 Construction		75,000		140,000					\$ 21,000	\$ 21,000
	5 Equipment									\$ 140,000	\$ 140,000
	6 Close-Out									\$ -	\$ -
	7 Other									\$ -	\$ -
Other Sub-Total:		-	-	-	-	-	-	-	-	\$ -	\$ -
Total Allocations		\$ -	\$ 92,500	\$ -	\$ 161,000	\$ -	\$ -	\$ -	\$ -	\$ 161,000	\$ 161,000
Source of Funds											
TIRZ Increment Revenue			92,500		161,000					\$ 161,000	\$ 161,000
TIRZ Increment Bond Funds										\$ -	\$ -
Grant Funds										\$ -	\$ -
Total Funds		\$ -	\$ 92,500	\$ -	\$ 161,000	\$ -	\$ -	\$ -	\$ -	\$ 161,000	\$ 161,000

Project:	Nonconforming Use Buffer Wall		City Council District	491		Key Map:			WBS.:	T-0102	
Description:	This project is located on the south right-of-way line of the 5500 Block of McCulloch Circle. It is the construction of a nonconforming use buffer wall between commercial and residential uses.		Location:	C		Geo. Ref.:					
Justification:	The justification is the lack of redevelopment due to unsightly legal nonconforming commercial uses operating in the south side of the 5500 block of McCulloch Circle. The wall would accelerate construction of residential redevelopment by screening nonconforming uses.		Served:	C		Neighborhood:					
			Operating and Maintenance Costs: (\$ Thousands)								
			2009	2010	2011	2012	2013	Total			
			Personnel								
			Supplies								
			Svcs. & Chgs.								
			Capital Outlay								
			Total	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
			FTEs								

Fiscal Year Planned Expenses

Project Allocation	Project Expenses thru 6/30/07	2008 Budget	2008 Estimate	2009	2010	2011	2012	2013	FY09 - FY13 Total	Cumulative Total (To Date)
Phase										
1 Planning									\$ -	\$ -
2 Acquisition									\$ -	\$ -
3 Design			518						\$ -	\$ -
4 Construction			39,207		20,363				\$ 20,363	\$ 20,881
5 Equipment					135,750				\$ 135,750	\$ 174,957
6 Close-Out									\$ -	\$ -
7 Other									\$ -	\$ -
									\$ -	\$ -
									\$ -	\$ -
									\$ -	\$ -
									\$ -	\$ -
									\$ -	\$ -
									\$ -	\$ -
Other Sub-Total:	-	-	-	-	-	-	-	-	\$ -	\$ -
Total Allocations	\$ -	\$ -	\$ 39,725	\$ -	\$ 156,113	\$ -	\$ -	\$ -	\$ 156,113	\$ 195,837
Source of Funds										
TIRZ Increment Revenue										
TIRZ Increment Bond Funds			39,725		156,113				\$ 156,113	\$ 195,837
Grant Funds									\$ -	\$ -
									\$ -	\$ -
Total Funds	\$ -	\$ -	\$ 39,725	\$ -	\$ 156,113	\$ -	\$ -	\$ -	\$ 156,113	\$ 195,837

Project:	McCulloch Circle/Fairdale Intersection Improvement		City Council District		Key Map:		491		WBS.:		T-0103	
Description:	This project would reopen McCulloch Circle at Fairdale Lane as originally planned. It would entail the removal of the temporary cul-de-sac and reopen McCulloch Circle to through traffic.		Location: Served:		Geo. Ref.: Neighborhood:							
Justification:	The justification for this project is to provide access to 5529 Fairdale, 5548 & 5534 McCulloch Circle for development/redevelopment purposes. The properties are blocked from redevelopment purposes due to the temporary cul-de-sac.		Operating and Maintenance Costs: (\$ Thousands)									
			2009	2010	2011	2012	2013	Total				
			Personnel									
			Supplies									
			Svcs. & Chgs.									
			Capital Outlay									
			Total	\$	-	\$	-	\$	-	\$	-	\$
			FTEs									

Fiscal Year Planned Expenses

Project Allocation	Project Expenses thru 6/30/07	2008 Budget	2008 Estimate	2009	2010	2011	2012	2013	FY09 - FY13 Total	Cumulative Total (To Date)
Phase										
1 Planning										
2 Acquisition										
3 Design										
4 Construction					37,500				37,500	37,500
5 Equipment					250,000				250,000	250,000
6 Close-Out										
7 Other										
Other Sub-Total:										
Total Allocations	\$	-	\$	-	\$	-	\$	-	\$	287,500
Source of Funds										
TIRZ Increment Revenue										
TIRZ Increment Bond Funds					287,500				287,500	287,500
Grant Funds										
Total Funds	\$	-	\$	-	\$	-	\$	-	\$	287,500

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**Subject:** An ordinance approving and authorizing a First Amendment to the ASAP ("After School Achievement Program") Agreement with YMCA to add Gregory Lincoln Education Center Middle School Campus, and Hamilton Middle School as additional sites.

Category #

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Agenda Item

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

Houston Parks and Recreation Department

Origination Date:September 26,
2008**Agenda Date**

OCT 15 2008

DIRECTOR'S SIGNATURE: Joe Turner, Director
**Council District(s) affected:**

H,I

For additional information contact: Doug Earle, 713-865-4519
Twonda Thompson, 713-865-4546
Dan Pederson, 713-865-4507**Date and Identification of prior authorizing
Council Action:**

Ordinance # 2008-0755, August 27, 2008

RECOMMENDATION: (Summary):

Approval of a First Amendment to the ASAP Agreement with YMCA to add Gregory Lincoln Education Center Middle School Campus, and Hamilton Middle School as additional sites.

Amount of Funding: \$65,000.00 Safe & Drug Free Schools and Communities (5030) Grant
Funds**Finance Budget:****SPECIFIC EXPLANATION:**

On August 27, 2008, City Council approved an agreement with Spring Branch ISD in the amount of \$145,000 for the After-School Achievement Program at 5 locations and with the YMCA in the amount of \$135,000 for the After-School Achievement Program at 4 locations. The Houston Parks & Recreation Department now recommends approval of an amendment to the YMCA portion of this agreement in the amount \$65,000 for the addition of Gregory Lincoln Education Center Middle School Campus and Hamilton Middle School.

LIST OF PARTICIPATING SITES:

<u>YMCA</u>	<u>Council District</u>	<u>Funding Amount</u>
Gregory Lincoln Education Center Middle School Campus	I	\$35,000.00
Hamilton Middle School	H	\$30,000.00

Finance Director:

Other Authorization:

Other Authorization:

-REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**Subject:** 2008-2009 Mayor's After-School Achievement Program

Category #

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2Agenda Item
26**FROM (Department or other point of origin):**

Houston Parks and Recreation Department

Origination Date:
September 23, 2008**Agenda Date****OCT 15 2008****DIRECTOR'S SIGNATURE:** Joe Turner, Director**Council District(s) affected:**
A,B,C,D,F,G,H,I**For additional information contact:** Doug Earle, 713-865-4519
Twonda Thompson, 713-865-4546
Dan Pederson, 713-865-4507**Date and Identification of prior authorizing
Council Action:**
Ordinance # 08-0755, August 27, 2008**RECOMMENDATION: (Summary):**Approval of contracts for the implementation of after-school programming through the Mayor's 2008-2009 After-School Achievement Program with **Houston ISD**.**Amount of Funding:** \$355,580.00 General Fund (1000)
\$429,420.00 CDBG Fund (5000)**Fin. Budget:****SPECIFIC EXPLANATION:**

HPARD recommends the approval of Houston ISD contracts for the operation of 27 after-school sites for the 2008-2009 Mayor's After-School Achievement Program (ASAP).

- Schools receiving funding through the U.S. Department of Education's 21st Century Community Learning Centers (CLC) Program, which provides schools with more than \$100,000 annually for enrichment programming, are not eligible to apply. Schools with limited carry over funds (less than \$50,000) from a prior year of 21st Century CLC funding were eligible to apply for ASAP funds.
- The funding schedule provides sites with sufficient funds to increase the quality of service in order to operate a safe and successful program while requiring all sites to commit Cash and In-Kind matching funds.

2008-2009 Maximum ASAP Grant Amounts, Cash and In-kind Match Requirements			
	ASAP Grant	Cash Match	In-Kind Match
Minimum Grant Amount	\$20,000	\$10,000	\$10,000
Maximum Grant Amount	\$45,000	\$10,000	\$10,000
Funding is determined based upon a \$1,000 per child rate with a minimum average daily attendance of 25 to 45 youth participants per site.			

A request for proposal was posted on the Parks and Recreation Department's website and mailed to area schools and non-profit organizations. Eight application workshops were conducted. Applications were due by 5:00 PM on April 21, 2008. A total of 80 applications were received. Staff reviewed proposals for compliance with minimum standards, and volunteer reviewers read and scored proposals based on review criteria included in the Request For Proposal (RFP). Council action to award additional sites will be forthcoming pending the availability of more funding.

FIN Director:**Other Authorization:****Other Authorization:**

LIST OF PARTICIPATING AGENCIES:

<u>Houston ISD</u>	<u>Council District</u>	<u>Funding Amount</u>
Administration		
Anderson Elementary School	C	\$40,000.00
Benbrook Elementary School	A	\$25,000.00
Brookline Elementary School	I	\$30,000.00
Bruce Elementary School	B	\$20,000.00
Cage Elementary School	I	\$30,000.00
Clifton Middle School	A	\$25,000.00
Cornelius Elementary School	I	\$30,000.00
E.O. Smith Education Center	B	\$30,000.00
E.J. Scott Elementary School	B	\$20,000.00
Ethel Coop Elementary School	B	\$20,000.00
Field Elementary School	B	\$40,000.00
Fondren Elementary School	H	\$30,000.00
Golfcrest Elementary School	D	\$30,000.00
J.W. Oates Elementary School	I	\$25,000.00
Lantrip Elementary School	I	\$30,000.00
McNamara Elementary School	I	\$30,000.00
Mading Elementary School	F	\$30,000.00
Pro-Vision All Male Middle Charter School	E	\$25,000.00
Reynolds Elementary School	D	\$35,000.00
Sands Point Elementary	D	\$30,000.00
Shadowbriar Elementary School	G	\$20,000.00
TSU Charter Laboratory	G	\$20,000.00
Turner Elementary School	D	\$30,000.00
Wesley Elementary School	D	\$30,000.00
Whittier Elementary School	B	\$30,000.00
William P. Hobby Elementary School	I	\$30,000.00
Windsor Village Elementary School	D	\$30,000.00
	D	\$20,000.00

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**Subject:** Request authorization to submit and receive a grant award from Texas Parks and Wildlife Department for the Townwood Park Improvement project.

Category #

Page 1 of 1

Agenda Item

27

FROM (Department or other point of origin):

Houston Parks and Recreation Department

Origination Date:

September 5, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE:

Joe Turner, Director

Council District(s) affected: D**For additional information contact:** Karen Cullar, 713-865-9344
Daniel Pederson, 713-865-4507**Date and Identification of prior authorizing Council Action:**

NA

RECOMMENDATION: (Summary):

Adopt Ordinance authorizing Parks and Recreation Department to apply for and receive a grant from Texas Parks and Wildlife Department (TPWD) and certifying that the matching share will be readily available if the grant is received.

Amount and Source of Funding:**TPWD GRANT:** \$1,000,000 Texas Parks and Wildlife Department**MATCHING FUNDS:** \$1,000,000 Park Consolidated Construction Fund (4502) (to be appropriated at a later date)**TOTAL PROJECT:** \$2,000,000**Budget:****SPECIFIC EXPLANATION:**

The Houston Parks and Recreation Department (HPARD) is applying for a grant from the Texas Parks & Wildlife Department (TPWD) Urban Outdoor Recreation grant program for improvements at Townwood Park. State Representative Alma Allen secured a \$1,000,000 appropriation from the local park grant fund in the 80th Legislature for improvements in the park. Once the grant is awarded, HPARD will return to Council to appropriate the required \$1,000,000 matching funds.

The principal element in the project scope is to replace the existing, inoperable pool facility with a zero-depth entry pool with lap lanes, water spray features, shade structure, restrooms, showers, staff office, mechanical room, site furniture, and ornamental security fence. Additional park improvements include resurface tennis courts, expand parking lot, improve landscaping with native plantings and irrigation, add site lighting, improve walking trail, and add new sidewalks.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**Subject:** Request authorization to submit and receive a grant award from Texas Parks and Wildlife Department for the Sylvester Turner Park Phase III Improvement project.

Category #

Page 1 of 1

Agenda Item

28

FROM (Department or other point of origin):

Houston Parks and Recreation Department

Origination Date:

September 24, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE:

Joe Turner, Director

Council District(s) affected: A**For additional information contact:** Karen Cullar, 713-598-8952
Daniel Pederson, 713-865-4507**Date and Identification of prior authorizing Council Action:**

NA

RECOMMENDATION: (Summary):

Adopt Ordinance authorizing Parks and Recreation Department to apply for and receive a grant from Texas Parks and Wildlife Department (TPWD) and certifying that the matching share will be readily available if the grant is received.

Amount and Source of Funding:**TPWD GRANT:** \$600,000 Texas Parks and Wildlife Department**MATCHING FUNDS:** \$600,000 Park Consolidated Construction Fund (4502 – To be appropriated at a later date)**TOTAL PROJECT:** \$1,200,000**Budget:****SPECIFIC EXPLANATION:**

The Houston Parks and Recreation Department (HPARD) is applying for a grant from the Texas Parks & Wildlife Department (TPWD) Urban Outdoor Recreation grant program for baseball complex improvements at Sylvester Turner Park. State Representative Sylvester Turner secured a \$600,000 appropriation from the local park grant fund in the 80th Legislature for improvements in the park. Once the grant is awarded, HPARD will return to Council to appropriate the required \$600,000 matching funds.

The project scope includes adding another NCAA-level baseball field, batting cages and a multiuse facility for restrooms, concessions, park office and storage.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7634

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for a Remote Check Deposit and Image Service for the Municipal Courts Administration Department S37-T22593

Category #
1 & 4

Page 1 of 2

Agenda Item

29

FROM (Department or other point of origin):

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

Origination Date

August 01, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE

For additional information contact:

Sahira Abdool
Ray DuRousseau

Phone: (713) 247-4105

Phone: (832) 393-8726

Council District(s) affected
H

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract between the City of Houston and JPMorgan Chase Bank, N. A. for check processing, validation and imaging services for the Municipal Courts Administration Department.

No funding necessary

Finance Budget

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract with two one-year options, to JPMorgan Chase Bank, N. A. (Chase), for check processing, validation and imaging services for the Municipal Courts Administration Department (MCAD). The Department Director or Chief Clerk may terminate this contract at any time upon 30-days written notice to the contractor.

This contract will provide a remote deposit solution to MCAD's fine collection and check validation process. The Image Direct Deposit service (IDD) is a web-based software and processing solution for eliminating all paper check payments at branch locations, drop boxes, and consumer lockboxes. Chase's technology will enable MCAD to scan checks, securely store them at a web-accessible archive, convert consumer checks into Automated Clearing House transactions, and submit the images to JPMorgan Chase's processing centers for deposit and clearing. Check scanning will ensure that the Department can retain an image of the front and back of the check for proof of payment as well as reduce storage space and enhance data accessibility. ACH electronic draft capability will reduce the possibility of fraudulent or insufficient funds checks by directly debiting checks from user accounts. Six scanners will be provided to MCAD at no cost.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws and, as a result, proposals were received from five vendors: Bank of America, N.A., Fidelity National Information Services, JPMorgan Chase Bank, N.A. Telechek, and Merchants Financial Service. The evaluation committee consisted of Municipal Courts Administration Department experts. The proposals were evaluated based upon the following criteria:

- Expertise/Experience/Reliability/Qualifications
- Equipment Features and Design
- Services & Operation Plan
- Transaction Fees to ATM Users
- Conformance to RFP Requirements

JPMorgan Chase Bank, N.A. received the highest overall score.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

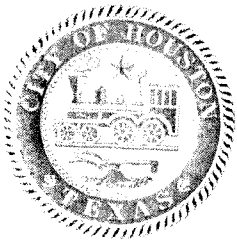
Other Authorization:

NOT

Date: 8/1/2008	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for a Remote Check Deposit and Image Service for the Municipal Courts Administration Department S37-T22593	Originator's Initials JH	Page 2 of 2
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Attachment: M/WBE zero-percent goal document approved by the Affirmative Action Division

Buyer: Joyce Hays



CITY OF HOUSTON

Finance & Administration Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

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

From: Joyce Hays

Date: April 16, 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: 0%

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

Solicitation Number: S37-T22593

Estimated Dollar Amount: \$200,000.00

Anticipated Advertisement Date:

Solicitation Due Date:

Goal On Last Contract:

Was Goal met: Yes ☐ No ☐

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

Name and Intent of this Solicitation:

Check Processing, Imaging Services & ATM Concession Services

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

The M/WBE goal should be waived for the Check Conversion and Processing RFP as the requested services are specialized, technical and unique and there appears to be no divisible work that can be subcontracted out. The process that will be used requires a high degree of technical expertise and/or specialization. A review of the M/WBE Directory revealed that there are no certified M/WBE subcontractors who specialize in providing these kind of services. JPMorgan Chase Bank is our depository bank and assists diverse suppliers through their Supplier Diversity Initiative. In 2006, they recorded over \$537 million in spending with M/WBE's, up from \$509 million in 2005.

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.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

RCA #

SUBJECT: An Ordinance Relating To The Retail Electric Rates Of Entergy Texas, Inc. Within The City Of Houston, Texas; Approving A Settlement Agreement Relating To An Increase In Entergy Texas, Inc.'s Rates; Making Findings And Containing Other Provisions Relating To The Foregoing Subject; Containing A Repealer; Providing For Severability; And Declaring An Emergency.

Category #

Page 1 of 1


Agenda Item#

30

FROM: (Department or other point of origin):

Alfred J. Moran, Jr., Director

Administration & Regulatory Affairs Department

DIRECTOR'S SIGNATURE: 

Origination Date

October 3, 2008

Agenda Date

OCT 15 2008

Council Districts affected:

E

For additional information contact:

Tina Paez

713-837-9630

Melba Pourteau

832-393-6320

Date and identification of prior authorizing Council Action: Ordinance 2007-1202

RECOMMENDATION: (Summary)

Authorize an ordinance relating to the retail electric rates of Entergy Texas, Inc. and approving a settlement agreement related to an increase in Entergy's retail electric rates within the City of Houston, Texas.

Amount of Funding: NONE

FIN Budget:

SOURCE OF FUNDING: NONE

☐ General Fund

☐ Grant Fund ☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

The Administration and Regulatory Affairs Department recommends that Council authorize an ordinance relating to the retail electric rates of Entergy Texas, Inc. (ETI) and approving a settlement agreement related to an increase in Entergy's retail electric rates within the City of Houston, Texas.

On September 26, 2007, Entergy Texas, Inc. (formerly Entergy Gulf States, Inc.), filed a Statement of Intent and Application for Authority to Change Rates and to Reconcile Fuel Costs to increase electric rates for its Houston customers. The new rates would affect rates, operations and services of ETI for approximately 1,200 Houston customers within the Kingwood area. The City of Houston exercises original jurisdiction over the rates, operations and services of ETI under the provisions of the Public Utility Regulatory Act (PURA) for customers inside the city limits. Entergy's statement of intent indicated that the utility intended to increase its electric rates by approximately 26.39% to residential customers, which would have resulted in a \$13.62 increase to the average monthly electric bill for a typical residential customer using 1,000 kwh of electricity. Entergy's proposed increase to its commercial customer classes, primarily small and mid-sized customers, was 6.05% and 23.05%, respectively. The majority of customers in the Entergy service area in Kingwood are residential, and there are no large commercial or industrial customers in the service area.

On October 31, 2007 City Council approved an ordinance suspending the effective date of new electric rates filed by ETI for all customers within the City of Houston until at least September 28, 2008. In a letter dated August 19, 2008, ETI agreed to extend the effective date of the new rates until October 24, 2008.

During the suspension period, the City of Houston, in cooperation with several other cities within ETI's service area, engaged rate consultants to review ETI's Statement of Intent and cost of service. As a result, ETI has agreed to enter into a settlement with the cities that balances the interests of ETI and those of its customers at reasonable rate levels. The settlement represents a substantial reduction to ETI's original \$112 million annual requested increase by authorizing a phased-in two-year increase of only \$29,148,281 and spreads the base rate increase to all customer classes. Under the settlement, an average residential customer bill will increase by \$3.19 per month or 2.74%, instead of the requested \$13.62 per month, for 1,000 kwh usage. Similarly, small and mid-sized commercial customers will see increases ranging from 2.17% to 3.76%, rather than the proposed 6.05% to 23.05% that was proposed in the original rate filing.

REQUIRED AUTHORIZATION

IN Director:


Entergy Texas Inc. **Summary of Proposed & Settlement Rates**

Line No.	Rate Schedule	Present Monthly Billing	Settlement Monthly Billing	Difference	
				Amount	Percent
1	Residential ***	\$116.59	\$119.78	\$3.19	2.74%
2	Small General Service	\$70.52	\$73.17	\$2.65	3.76%
3	General Service	\$1,323.94	\$1,352.69	\$28.75	2.17%
4	Large General Service	\$18,727.57	\$19,024.72	\$297.15	1.59%
5	Large Industrial Power Service	\$222,707.59	\$224,982.46	\$2,274.87	1.02%

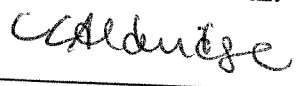
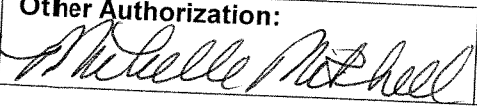
***Residential customers comprise the majority of Entergy's customers within the City of Houston Limits.

****Residential rates were based on the usage of 1,000 kWh

REQUEST FOR COUNCIL ACTION

SUBJECT: Retain McGlinchey Stafford, P.L.L.C., to represent the City in a civil lawsuit to obtain judicial authorization to demolish the vacant Candlelight Trails condominium project.		Page 1 of 1	Agenda Item # 31
FROM (Department or other point of origin): Legal		Origination Date Oct. 9, 2008	Agenda Date OCT 15 2008
DIRECTOR'S SIGNATURE: 		Council District affected: District B	
For additional information contact: Tom Allen (Legal Dept.) Phone: 832-393-6411		Date and identification of prior authorizing Council action: N.A.	
RECOMMENDATION: (Summary) Adopt an ordinance approving the City's contract with McGlinchey Stafford, P.L.L.C. (the "Firm") for legal services related to the City's lawsuit seeking judicial authorization to demolish the Candlelight Trails condominium project (the "Project").			
Amount and Source of Funding: Maximum contract amount = \$320,000. Property & Casualty Fund (1004)			
SPECIFIC EXPLANATION: The Project consists of multiple buildings on approximately eleven acres of land in the 5500 and 5600 blocks of DeSoto. The Project has been vacant since August 20, 2007, by order of the Building Official. Notwithstanding the Building and Standards Commission's November 2007 Order to secure the Project from unauthorized entry, the Project remains unsecured. Citizens from the surrounding neighborhood have complained repeatedly that the Project is providing shelter for drug users and other criminals, and recent visits to the Project by HPD have confirmed the substance of the complaints. Owing in part to the Project's large size, demolition of Candlelight Trails appears to be the only means to remove this significant danger from the community. Accordingly, the City has filed a lawsuit pursuant to Chapter 54 of the Texas Local Government Code seeking judicial authorization to demolish the Project. The lawsuit is Cause No. 2008-51588, which is captioned "City of Houston v. Candlelight Condo Investments, LLC, et al." and is pending in the 270 th Judicial District Court of Harris County (the "Litigation"). The legal nature of a condominium project requires that every owner of a unit be made a defendant in the Litigation. For this reason, the City must sue more than 150 individuals and business entities to obtain court authorization to demolish the Project. The proposed ordinance approves the City's contract with the Firm, which the Legal Department selected for its expertise in both real estate and complex litigation.			
REQUIRED AUTHORIZATION			
Other Authorization:	Other Authorization:	Other Authorization:	

REQUEST FOR COUNCIL ACTION

SUBJECT: FY2008 Temporary Employee Services and Information Technology Staffing Services Contract Program		Page 1 of 2	Agenda Item # 32												
FROM (Department or other point of origin): Human Resources Department		Origination Date October 9, 2008	Agenda Date OCT 15 2008												
DIRECTOR'S SIGNATURE: 		Council District affected: ALL													
For additional information contact: Candy Clarke Aldridge 713-837-9333 Ramiro Cano 713-837-9350		Date and identification of prior authorizing Council action: October 11, 2006 Ord.#2006-1043 July 10, 2008 Ord.# 2007-0851													
RECOMMENDATION: (Summary) Approve and authorize an increase in the maximum contract authority for the Temporary Employee Services Program by \$2.6 million.															
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Amount and Source of Funding:</td> <td>Central Services Revolving Fund - 1002</td> <td></td> </tr> <tr> <td></td> <td>Existing Contract Authority</td> <td>\$28,500,000</td> </tr> <tr> <td></td> <td>Increase</td> <td>\$ 2,600,000</td> </tr> <tr> <td></td> <td>New Maximum Contract Amount</td> <td>\$31,100,000</td> </tr> </table>				Amount and Source of Funding:	Central Services Revolving Fund - 1002			Existing Contract Authority	\$28,500,000		Increase	\$ 2,600,000		New Maximum Contract Amount	\$31,100,000
Amount and Source of Funding:	Central Services Revolving Fund - 1002														
	Existing Contract Authority	\$28,500,000													
	Increase	\$ 2,600,000													
	New Maximum Contract Amount	\$31,100,000													
SPECIFIC EXPLANATION: <p>The Human Resources (HR) Department is requesting the maximum contract authority for the temporary employee services program be increased \$2,600,000 for current and proposed projects providing total contract allocation of \$31,100,000 to maintain funding for the ten (10) agency agreements through November 30, 2008.</p> <p>Background: The HR Department has had responsibility for the temporary employee services program since the early 1980s. HR's Temporary Employee Services (HRTES) section assists customer city departments with the acquisition of temporary employees and information technology staffing resources. HRTES performs all acquisition and ongoing contract administration tasks, which allows the city departments to focus on their project tasks and deadlines.</p> <p>Current Situation: The Temporary Employee Services Program is a strategic component of department staffing. Due to the departments increased utilization primarily related to Hurricane Ike disaster recovery efforts the expected utilization for the remainder of these contracts (October - November 30, 2008) requires \$2.6 million.</p> <p>The current ten (10) agency agreements effective November 1, 2006 will terminate November 30, 2008. City Council will be requested to approve a new set of contracts before this expiration.</p> <p>Historical and estimated temporary utilization is as follows:</p> <table style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th></th> <th style="text-align: center;">FY2005</th> <th style="text-align: center;">FY2006</th> <th style="text-align: center;">FY2007</th> <th style="text-align: center;">FY2008</th> <th style="text-align: center;">FY2009</th> </tr> </thead> <tbody> <tr> <td style="text-align: left;">Actual</td> <td style="text-align: right;">\$ 10,356,656</td> <td style="text-align: right;">\$ 13,293,725</td> <td style="text-align: right;">\$ 12,947,552</td> <td style="text-align: right;">\$ 14,019,282</td> <td style="text-align: right;">\$ 15,000,000 (Budget)</td> </tr> </tbody> </table>					FY2005	FY2006	FY2007	FY2008	FY2009	Actual	\$ 10,356,656	\$ 13,293,725	\$ 12,947,552	\$ 14,019,282	\$ 15,000,000 (Budget)
	FY2005	FY2006	FY2007	FY2008	FY2009										
Actual	\$ 10,356,656	\$ 13,293,725	\$ 12,947,552	\$ 14,019,282	\$ 15,000,000 (Budget)										
REQUIRED AUTHORIZATION															
Other Authorization: 		Other Authorization: NOT													

DATE

10-09-2008

Subject:FY2008 Temporary Employee Services and
Information Technology
Staffing Services Contract Program**Originator's Initials****Page**2 of 2

Departments are polled periodically to ensure adequate funding is requested to meet their objectives. The significant programs/projects utilizing temporary employees in FY09 and requiring on-going funding through November 30, 2008 are the following:

Grant Projects

Health and Human Services \$ 600,000

Hurricane Ike Disaster Recovery

Solid Waste Department \$1,600,000

Public Works & Engineering \$ 100,000

Parks and Recreation \$ 250,000

Other Departments \$ 50,000

\$2,600,000

The net effect of increasing the contract authority is a positive economic impact to the city along with operational synergies:

1. Budget neutral as departments must have budget adequacy to utilize contract authority
2. No operational disruptions to the department
3. Continuity of existing projects
4. Risk management and disaster planning consideration
5. A better socio-economic situation when factors such as employee and agency retention are taken into consideration

Recommendation: To ensure services now being provided by temporary employee and information technology staffing agencies continue to meet on-going departmental needs, HR is requesting the maximum contract authority for the temporary employee services program be increased by \$2,600,000 for the contract period ending November 30, 2008.

c: Anthony Hall, Chief Administrative Officer
Marty Stein, Agenda Director

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Authorize the Director of the Houston Airport System to transfer certain reimbursement grant funds to the Airport System Senior Lien Bond Interest and Sinking Fund.

Category #

Page
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Agenda Item #

33

FROM (Department or other point of origin):
Houston Airport System

Origination Date
10/6/08

Agenda Date
OCT 15 2008

DIRECTOR'S SIGNATURE: *[Signature]*

Council District affected:
B, E, I

For additional information contact:

David K. Arthur
Ellen Erenbaum

Phone: 281/233-1388
281/233-1981

Date and identification of prior authorizing Council action:
N.A.

AMOUNT & SOURCE OF FUNDING:

None

Prior appropriations:
N.A.

RECOMMENDATION: (Summary)

Authorize the director of the Houston Airport System to transfer certain reimbursement grant funds to the Airport System Senior Lien Bond Interest and Sinking Fund.

SPECIFIC EXPLANATION:

From time to time, the Houston Airport System receives grants from the Federal Aviation Administration or other federal or state agencies. Some of the grant funds are reimbursements of capital expenditures that were originally made from the proceeds of bond funds for various airport improvement projects. In order to comply with federal tax laws, it is desired to transfer such grant funds from the respective bond funds which were reimbursed to the Airport System Senior Lien Bond Interest and Sinking Fund.

cc: Ms. Marty Stein
Mr. Anthony Hall
Mr. Arturo G. Michel
Mr. Gary Wood
Mr. Richard M. Vacar
Mr. David Arthur
Ms. Ellen Erenbaum
Ms. Kathy Elek
Mr. Aleks Mraovic

REQUIRED AUTHORIZATION

F&A Budget:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Appropriate \$50 million out of the Houston Airport System (HAS) Airports Improvement Fund and transfer to the HAS Consolidated 2004 AMT Construction Fund and the HAS Consolidated 2004 NonAMT Construction Fund for payment of ongoing HAS CIP project expenditures; and authorize reimbursement of these capital expenditures to the HAS Airports Improvement Fund out of bond or commercial paper proceeds.

Category #

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Agenda Item #

34

FROM (Department or other point of origin):

Houston Airport System

Origination Date
October 2, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE:

Am Kae

gan

Council District affected:
B, E, I

For additional information contact:

David K. Arthur
Ellen Erenbaum

Phone: 281/233-1388
281/233-1981

EE

Date and identification of prior authorizing Council action:
N.A.

AMOUNT & SOURCE OF FUNDING:

\$50 Million - Airports Improvement Fund (8011)

Prior appropriations:
N.A.

RECOMMENDATION: (Summary)

Approve an Ordinance authorizing the temporary use of funds from the HAS Airports Improvement Fund to pay for HAS CIP projects, appropriating the funds, and authorizing the reimbursement of these capital expenditures to the HAS Airports Improvement Fund out of future commercial paper or bond proceeds.

SPECIFIC EXPLANATION:

Certain of the HAS CIP expenditures are funded via HAS Senior Lien Commercial Paper Notes, Series A and Series B. As a direct consequence of the worldwide credit/financial market turmoil, the dealers are having difficulty in marketing commercial paper in a timely fashion to match the airports spending needs.

The proposed short-term solution is for HAS to transfer cash reserves in the HAS Airports Improvement Fund to the HAS Consolidated 2004 AMT Construction Fund and the HAS Consolidated 2004 NonAMT Construction Fund, as needed, to pay construction expenditures until the commercial paper notes can be marketed again at an acceptable interest rate. This action provides that HAS Airports Improvement Fund monies transferred to the HAS Consolidated 2004 AMT Construction Fund and the HAS Consolidated 2004 NonAMT Construction Fund (amount not to exceed \$50 million) be reimbursable from Commercial Paper Notes or bond proceeds at a later time.

Members of the City's Finance Working Group support this solution.

The City's HAS Finance Working Group includes: the City Controller's Office, the Finance Department, HAS Department, the HAS Financial Advisors, and the HAS Bond Counsel.

cc: Ms. Marty Stein
Mr. Anthony W. Hall, Jr.
Mr. Arturo G. Michel

Mr. Richard M. Vacar
Mr. David Arthur
Ms. Kathy Elek

Mr. Aleks Mraovic
Ms. Roxanne Butler
Ms. Ellen Erenbaum

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Construction Contract with Vanderlande Industries Inc. for the Terminal D Fully Automated Explosive Detection System In-Line Baggage Handling System (EDSBHS) at George Bush Intercontinental Airport/Houston, Project No. 612K (WBS #A-000486-0012-4-01 and #A-000486-0012-4-02).

Category
#

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2

Agenda
Item
#

35

FROM (Department or other point of origin):

Houston Airport System

Origination Date

September 25, 2008

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE:

[Signature]

Council District affected:

B

For additional information contact:

Frank M. Haley, Jr. *[Signature]*

Phone: 281/233-1835

Lisa Kent *[Signature]*

281/233-1971

Date and identification of prior authorizing Council action:

AMOUNT & SOURCE OF FUNDING:

CIP # A-0486.41.3 \$16,440,750.00 TSA Grant Funds (8000)

CIP # A-0486.41.3 \$ 5,813,656.00 Airports Improvement Fund (8011)

CIP # A-0422.67.3 \$ 79,764.00 Airports Improvement Fund (8011)

Total \$22,334,170.00

Prior appropriations:

RECOMMENDATION: (Summary)

Enact an ordinance to approve a construction contract with Vanderlande Industries, Inc. for the Terminal D Fully Automated Explosive Detection System In-Line Baggage Handling System at George Bush Intercontinental Airport/Houston (IAH), and appropriate the necessary funds to finance the cost of this project.

SPECIFIC EXPLANATION:

PROJECT LOCATION: George Bush Intercontinental Airport/Houston (IAH).

PROJECT SUMMARY: This project will construct a new, Fully Automated In-Line Explosive Detection System Baggage Handling System (EDSBHS) to replace the manual baggage handling and screening systems in Terminal D. When completed, the new baggage handling and screening system will provide greatly improved efficiency and capacity as required to support the anticipated growth in international traffic. In addition to the baggage handling and screening systems, the project will construct a new passenger screening checkpoint that will reduce ticket lobby congestion, and improve passenger throughput.

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

\$20,998,685.00	Construction Contract
1,255,721.00	6% Construction Contingency
79,764.00	Civic Art
<u>\$22,334,170.00</u>	Total

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NDT

Date September 25, 2008	Subject: Construction Contract with Vanderlande Industries Inc. for the Terminal D Fully Automated Explosive Detection System In-Line Baggage Handling System (EDSBHS) at George Bush Intercontinental Airport/Houston, Project No. 612K (WBS #A-000486-0012-4-01 and #A-000486-0012-4-02).	Originator's Initials LK	Page 2 of 2
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The construction contingency for this project has been increased from the standard 5% to 6% of the contract amount in anticipation of unforeseen conditions due to the age of the Terminal D facility, as wells as for construction modifications that might be necessary to minimize interruptions to the traveling public and airlines' operations.


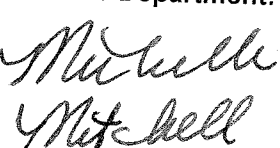

The Legal Department has determined that this project qualifies as a health and safety exception under Section 252.022 (a) (2) of the Texas Local Government Code.

DBE PARTICIPATION: The following certified DBE firm has been submitted to fulfill the 21.0% goal for this project:

Firm	Type of Work	Amount	% of Bid
The Gonzales Group, LP	Construction Management	\$ 5,000,000.00	23.89 %
	Total	\$ 5,000,000.00	23.89 %

RMV:FMH:LK

cc: Ms. Marty Stein
Mr. Anthony W. Hall, Jr.
Mr. Arturo G. Michel
Ms. Velma Laws
Mr. Richard M. Vacar
Mr. Frank M. Haley, Jr.
Mr. Eric R. Potts
Mr. David K. Arthur
Ms. Lisa Kent
Ms. Kathy Elek
Mr. Aleks Mraovic
Ms. Carolyn Walker
Mr. J. Goodwillie Pierre
Ms. Marlene McClinton
Ms. Roxanne Butler

SUBJECT: Inter-local Agreement with Texas Department of Transportation for Central Business District Communications System. WBS No.: N-000650-0047-4		Category	Page 1 of	Agenda Item # 36
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 10-2-08	Agenda Date OCT 15 2008	
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P. E., DEE		Council District affected: ALL		
For additional information contact: Raymond D. Chong, P.E., PTOE. (713) 837-0125 Jeffrey S. Weatherford, P.E., PTOE (713) 881-3044		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) City Council authorize and approve an Inter-local Agreement with the Texas Department of Transportation (TxDOT) for improvements to the Central Business District (CBD) Communications System and appropriate matching funds.				
Amount and Source of Funding: \$315,019.00 Metro Project Commercial Paper Series E Fund 4027.				
PROJECT NOTICE/JUSTIFICATION: The City of Houston Regional Computerized Traffic Signal System (RCTSS)/Congestion Mitigation Air Quality (CMAQ) Project has increased traffic mobility and improved air quality by modernizing and upgrading traffic signals and their operations on 13 high volume corridors throughout the city and in the Central Business District. This project is to complete the improvements to the Central Business District Communications System to improve mobility and allow enhanced interconnectivity and traffic control by allowing the signals to communicate with each other and TranStar.				
DESCRIPTION/SCOPE: This project consists of installing optical fiber and integrating into the existing hard wire interconnect, deploying Ethernet equipment at Houston Transtar (for integration into existing system), deploying new interconnect in some areas (if needed), upgrading /replacing signal controllers (to make them Ethernet compatible), deploying Ethernet over copper cable switches, and any other incidentals necessary (patch cords, power cables, etc.). These switches will be tied together and will communicate with Houston Transtar via existing METRO fiber cable. Other necessary elements include design and integration (testing i2TMS update) to be completed by the City of Houston. As part of the implementation program the City has awarded (2) two engineering design contracts.				
The appropriated local funds as well as Federal monies will be applied toward construction and contingencies costs which will be let by TxDOT.				
Funding for the project is as follows:				
\$1,260,076.00 (80%) Federal Transportation CMAQ Fund (TxDOT)				
\$ 315,019.00 (20%) City of Houston (Local Match)				
\$1,575,095.00				
cc: Marty Stein, Jeffrey Weatherford, P.E., Gary Norman, Susan Bandy, Michael Ho, P.E., Graig Foster, LaVerne Hollins-McGlothen, File No. (SB9329)				
		REQUIRED AUTHORIZATION		CUIC ID# 20RXC30
Finance Department:  Michelle Mitchell	Other Authorization:	Other Authorization:  Raymond D. Chong, P.E., PTOE Deputy Director Traffic & Transportation Division		

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation (TxDOT) for the Construction of the White Heather Street and Storm Sewer Improvements; WBS No. M-000262-0001-4.

Page
1 of 2

Agenda Item
#

37

FROM (Department or other point of origin):

Origination Date

10-8-08

Agenda Date

OCT 15 2008

DIRECTOR'S SIGNATURE:

Council District affected:

D

300

Michael S. Marcotte, P.E., DEE, Director

For additional information contact:

Date and identification of prior authorizing Council action:

Ordinance: 2007-510, 04/25/2007.

Reid K. Mrsny, P.E.

Senior Assistant Director Phone: (713) 837-0452

RECOMMENDATION: (Summary)

Adopt an ordinance approving an additional appropriation to TxDOT for the City's cost participation.

Amount and Source of Funding:

\$47,240.00 from Drainage Improvements Commercial Paper Series F Fund No. 4030. Previous original appropriation of \$18,900.00 from Drainage Improvements Commercial Paper Series F Fund No. 4030. *Done 9/30/08*

PROJECT NOTICE/JUSTIFICATION: On April 28, 2006 the Metropolitan Planning Organization passed Amendment 82 to the Transportation Improvement Program, which authorized Texas Department of Transportation (TxDOT) to undertake and complete a highway improvement described as the White Heather Street and Storm Sewer Improvements. The White Heather Street and Storm Sewer Improvements were divided into 4 segments. Federal funds have been allocated for the construction of Segment One and Segment Two of the White Heather Street and Storm Sewer Improvements, called the "Project". The Project was let to construction by the City of Houston (City) in May 2008.

DESCRIPTION/SCOPE: This Project provides for paving and storm drainage improvements throughout the project area which will improve local mobility in all weather conditions. Improvements will include new/upsized storm sewers and inlets, new paving with grades to provide better drainage, and some replacement of underground utilities.

LOCATION: Segment One of the Project is generally bounded by W. Fuqua on the North, Bathurst on the East, White Heather on the West and Anderson on the South. Segment Two of the Project is also bounded by Bathurst on the East, White Heather on the West, Sims Bayou on the North and W. Fuqua on the South. Both segments are located in Key Map Grid Nos. 572-N & S.

SCOPE OF THIS AGREEMENT: The City entered into an Advance Funding Agreement with TxDOT for the Project under Ordinance No. 2007-510 on April 25, 2007. Per the Advance Funding Agreement, the City would manage the design, advertisement, bid and award of the construction contract with TxDOT's approval. The City was also responsible for 20% of the construction and design review costs, and 100% of the utility adjustment/relocation costs. TxDOT would be responsible for securing the Federal funding required for the construction of the Project. TxDOT will also audit the project and provide construction oversight. Ordinance No. 2007-510 also appropriated \$18,900 for the review cost.

Since the Project was let to construction, TxDOT is currently requesting payment from the City for the construction oversight costs. Per the Advance Funding Agreement, the City would be responsible for the estimated construction oversight costs of

REQUIRED AUTHORIZATION

CUIC ID # 20TAA22

Finance Department:

Michelle
Michelle

Other Authorization:

Other Authorization:

Date	SUBJECT: Additional Appropriation to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation (TxDOT) for the Construction of the White Heather Street and Storm Sewer Improvements; WBS No. M-000262-0001-4.	Originator's Initials TAA <i>TAA</i>	Page <u>2</u> of <u>2</u>
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\$44,990.20. Therefore, it is necessary to appropriate additional funds in the amount of \$47,240.00 which includes \$2,249.80 for City salary recovery.

ACTION RECOMMENDED: It is recommended that City Council adopt an ordinance approving an additional appropriation of \$47,240.00 for the City's cost participation.

MSM:RRM:TAA:KDT

S:\constr\A-SB-DIV\Design\TxDOT\Projects\091272070\RCA\RCA 20TAA22.DOC

- c: Marty Stein
Susan Bandy
Velma Laws
Craig Foster
File – TxDOT – White Heather Street and Storm Sewer Improvements Segment 1 & 2.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation to Professional Services Contract between the City of Houston and Terracon Consulting, Inc. for Technical Research and Consultation for Pavement Sub-grades. WBS. No. N-000668-0012-3

Page
1 of 2

Agenda Item #

38

FROM: (Department or other point of origin):

Department of Public Works and Engineering

Origination Date:

9/18/08

Agenda Date:

OCT 15 2008

DIRECTOR'S SIGNATURE:


Michael S. Marcotte, P.E. DEE

Council District affected:

ALL



For additional information contact:


Reid K. Mrsny, P.E. Phone: (713) 837-0452
Senior Assistant Director

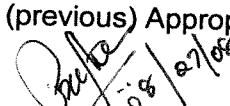
Date and identification of prior authorizing
Council action:
Ordinance No. 2007-760; Date 06/27/2007

RECOMMENDATION: (Summary)

Approve Additional Appropriation to Professional Services Contract with Terracon Consulting, Inc.

Amount and Source of Funding:

\$132,000.00 from the Street & Bridge Consolidated Construction Fund No. 4506. Original (previous) Appropriation
\$340,000.00 from the Street and Bridge Consolidated Construction Fund No. 4506


08/27/08

DESCRIPTION/SCOPE: This project is part of the Street and Bridge program and consists of the provision of technical research and consultation in the review of concrete pavement and sub-grade standards for the City of Houston. Current design and construction methodologies along with industry advancements will be reviewed against current standards for pavement and sub-grades.

LOCATION: Citywide

PREVIOUS HISTORY AND SCOPE: City Council approved the original contract by Ordinance No. 2007-760 on June 27, 2007. The scope of services under the original contract consisted of Phase I Basic Services fees which were based on the cost of time and materials with a not-to-exceed agreed upon amount. The negotiated fee amount for the Basic Design Fee was \$229,300.00. The contract also included limited Additional Services that totaled \$80,000.00, to be paid on a reimbursable basis. Additional Services include field sampling; pavement coring; and geotechnical borings, which concludes with a presentation of findings to stakeholder groups; reviews of additional projects and assistance with quality control investigations for on-going projects.

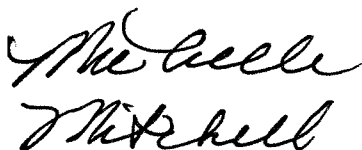
REQUIRED AUTHORIZATION

CUIC# 20JFM005

Finance Department:

Other Authorization:

Other Authorization:


Michael S. Marcotte



Date	SUBJECT: Additional Appropriation to Professional Services Contract between the City of Houston and Terracon Consulting, Inc. for Technical Research and Consultation for Pavement Sub-grades WBS. No. N-000668-0012-3	Originator's Initials JFM	Page 2 of 2
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SCOPE OF THIS AGREEMENT

Additional funds are necessary to complete further pavement coring, saw-cutting, and geotechnical borings under the Additional Services of the original contract for the five specified roadway projects to verify the conditions and subgrade of the existing roadway pavements. The data obtained will be used to support the findings and recommendations for potential improvements of the current City of Houston pavement design standards and requirements.

The total requested amount of this supplement is \$132,000.00, and will be appropriated as follows: \$120,000.00 for Contract Services and \$12,000.00 for Project Management.

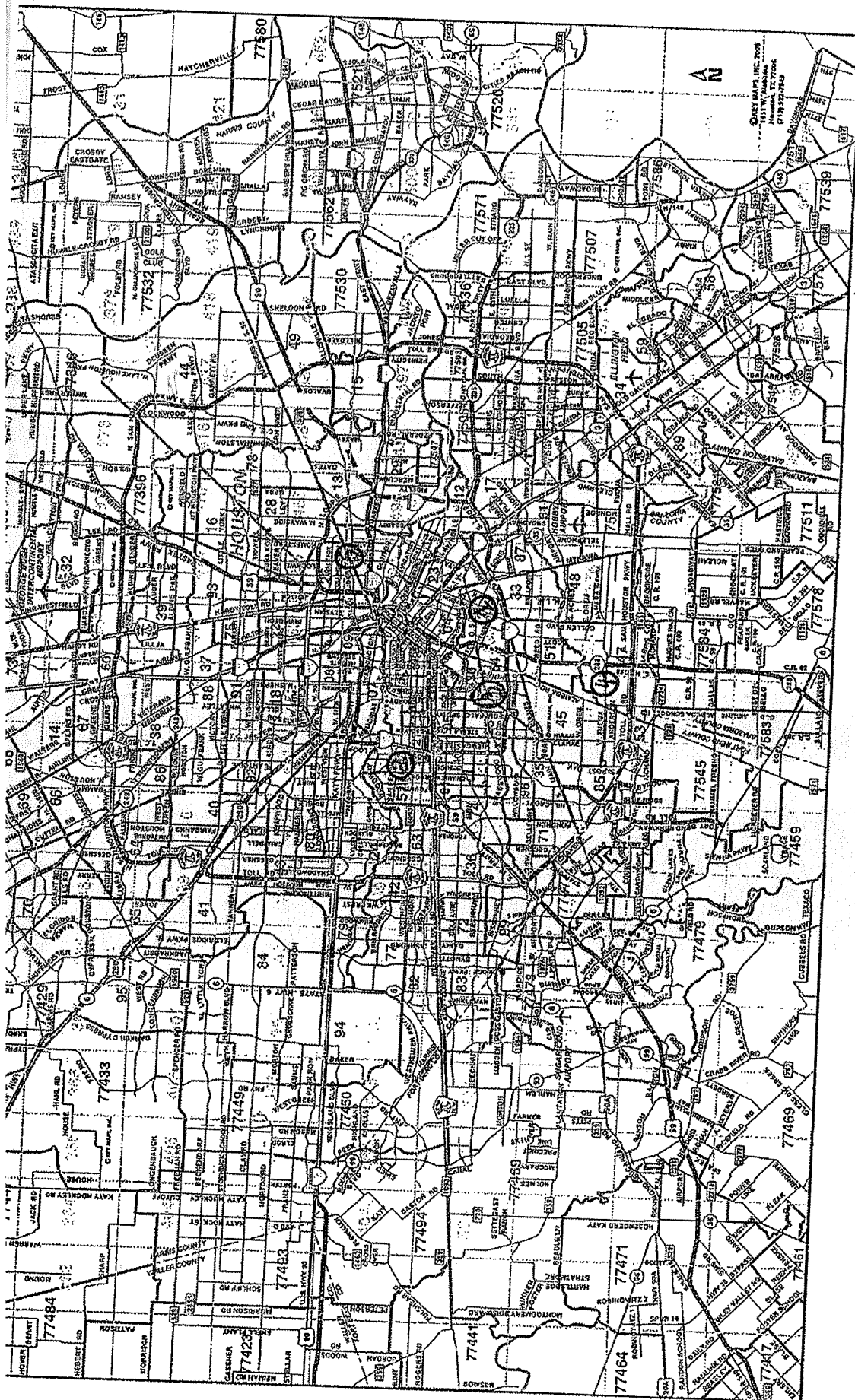
M/WBE INFORMATION: The M/WBE Participation for this project is set at 24%. The original contract amount of \$309,300.00 was approved for this project. The consultant has been paid \$114,141.45 (36.91%) to date. Of this amount, \$49,380.89 (14.90%) has been paid to M/WBE sub-consultants to date. Assuming the approval of this requested additional appropriation, the contract amount will be increased to \$429,300.00. The consultant has proposed the following firms to achieve this goal.


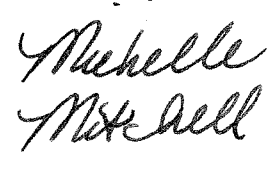
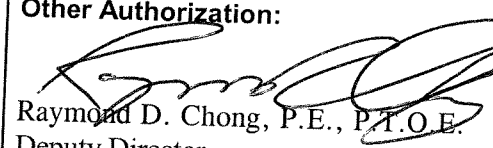
<u>Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>%of Contract</u>
1. Previous M/WBE Work		\$49,380.89	11.51%
2 Aviles Engineering Corp.	Professional Services	\$69,300.00	16.15%
3. Othon, Inc.	Professional Services	\$33,400.00	7.79%
4. Van and Sons Drilling Services, Inc	Drilling Services	<u>\$2,800.00</u>	<u>0.66%</u>
TOTAL		\$154,880.89	36.11%

MSM:RKM:JHK:JFM:aj

S:\constr\A-SB-DIV\PGAL\Projects\N-0668-012-3 Terracon\RCA-0308\RCA.doc

cc: Marty Stein
Reid K. Mrsny, P.E.
Susan Bandy
Velma Laws
Craig Foster
WBS No. N-000668-0012-3



SUBJECT: Contract Award for West Houston Traffic Signal Communications. WBS No.: N-000650-0035-4		Category	Page 1 of 2	Agenda Item # <u>39</u>								
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 10-8-08		Agenda Date OCT 15 2008								
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P. E., DEE		Council District affected: ALL										
For additional information contact: Jeffery S. Weatherford, P. E., P.T.O.E. (713) 881-3044		Date and identification of prior authorizing Council action:										
RECOMMENDATION: (Summary) Accept low bid, award construction contract to T J & T Enterprises, Inc., and appropriate funds.												
Amount and Source of Funding: \$2,440,328.34 Metro Project Commercial Paper Series E Fund 4027. <i>09/03/08</i>												
PROJECT NOTICE/JUSTIFICATION: This project is necessary to improve mobility and allow enhanced interconnectivity and traffic control.												
DESCRIPTION/SCOPE: This project consists of installing optical fiber and integrating into the existing fiber optic network along the following corridors listed below in Key Map Grids 489, 528, 529, and other various locations Citywide.												
<ol style="list-style-type: none"> 1. Wilcrest – from St. Mary's to Westpark 2. Briar Forest – from Kirkwood to Citywest Blvd. 3. Meadowglen – from Wilcrest to Walnut Bend 4. Richmond – from Wilcrest to Rogerdale 5. Beechnut – from Dairy Ashford to Wilcrest 6. Dairy Ashford- from Bellaire to Rodeo Square 7. Cook Road – from Dashwood to Harwin 8. Harwin – from West Houston Center to Kirkwood/from North Course to Rogerdale 9. Rogerdale – from Harwin to Westpark 												
The PW&E -Traffic Signal Engineering & Operations Section will issue one Work Order for the corridors listed above and Work Orders on an as-needed basis to the contractor for various other locations Citywide. The contract duration for this project is two (2) years with three (3) one-year options to renew.												
Bids: Three (3) bids were received on May 22, 2007.												
<table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;">Bidder</th> <th style="text-align: left; border-bottom: 1px solid black;">Bid Amount</th> </tr> </thead> <tbody> <tr> <td>1. T J & T Enterprises, Inc.</td> <td>\$ 2,198,494.00</td> </tr> <tr> <td>2. Pfeiffer & Son, Ltd.</td> <td>\$ 2,798,245.00</td> </tr> <tr> <td>3. Traf-Tex, Inc.</td> <td>\$ 2,827,880.00</td> </tr> </tbody> </table>					Bidder	Bid Amount	1. T J & T Enterprises, Inc.	\$ 2,198,494.00	2. Pfeiffer & Son, Ltd.	\$ 2,798,245.00	3. Traf-Tex, Inc.	\$ 2,827,880.00
Bidder	Bid Amount											
1. T J & T Enterprises, Inc.	\$ 2,198,494.00											
2. Pfeiffer & Son, Ltd.	\$ 2,798,245.00											
3. Traf-Tex, Inc.	\$ 2,827,880.00											
		REQUIRED AUTHORIZATION		CUIC ID# 20JSW09								
Finance Department: 	Other Authorization:	Other Authorization:  Raymond D. Chong, P.E., P.T.O.E. Deputy Director Traffic & Transportation Division										

Date

Subject: Contract Award for West Houston Traffic Signal Communications. WBS No.: N-000650-0035-4

**Originator's
Initials**

**Page
2 of 2**

AWARD: It is recommended that this construction contract be awarded to T J & T Enterprises, Inc., with a low bid of \$2,198,494.00 and that Addendum Number 1 be made a part of this contract.

Project Cost: The total cost of this project is \$2,440,328.34 to be appropriated as follows:

Bid Amount	\$2,198,494.00
Contingencies	\$ 109,924.70
Project Management	\$ 131,909.64

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>MWBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. City Build Utility Supply	Material Supplier	\$419,912.35	19.10%

<u>WBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
2. Humano Group, LLC	General Management Consulting Services	\$271,074.31	12.33%

<u>SBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
3. Humano Group, LLC	Cable Laying	\$271,074.31	12.33%

JSW:LHM

cc: Marty Stein
Susan Bandy
Velma Laws
Michael Ho, P.E.
Craig Foster
Tony Henshaw
LaVerne Hollins-McGlothen
Joseph Kurian
Gary Norman

West Houston Traffic Signal Communications

<u>Corridors</u>	<u>Limits</u>	<u>Key Map Grid</u>	<u>Council District</u>
1 Wilcrest	from St. Marys to Westpark	489	F
2 Briar Forest	from Kirkwood to Citywest Blvd.	489	G
3 Meadowglen	from Wilcrest to Walnut Bend	489	G
4 Richmond	from Wilcrest to Rogerdale	489	G
5 Beechnut	from Dairy Ashford to Wilcrest	529	F
6 Dairy Ashford	from Bellaire to Rodeo Square	528	F
7 Cook Road	from Dashwood to Harwin	529	F
8 Harwin	from West Houston Center to Kirkwood from North Course to f Rogerdale	529	F
9 Rogerdale	from Harwin to Westpark	529	F

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for construction of 5 MG Concrete Ground Storage Tank at Bellaire Braes Pump Station.
WBS No. S-000610-00A2-4.

Page
1 of 2

Agenda Item #

40

FROM: (Department or other point of origin):

Department of Public Works and Engineering

Origination Date:

10-8-08

Agenda Date:

OCT 15 2008

DIRECTOR'S SIGNATURE:

Michael S. Marcotte
Michael S. Marcotte, P.E. DEE

Council District affected:

F *pn*

For additional information contact:

Reld K. Mershy
Reld K. Mershy, P.E.

Phone: (713) 837-0452

Senior Assistant Director

Date and identification of prior authorizing Council action:

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

Amount and Source of Funding:

\$4,890,000.00 Water and Sewer System Consolidated Construction Fund No. 8500.

09/22/08

PROJECT NOTICE/JUSTIFICATION: This project is part of the city's water storage tank rehabilitation and replacement program. It is required to meet the area's increased water demand and also insures compliance with the Texas Commission on Environmental Quality (TCEQ) regulations.

DESCRIPTION/SCOPE: This project consists of construction of 5 MG concrete ground storage tank at Bellaire Braes Pump Station. The contract duration for this project is 360 calendar days. This project was designed by Infrastructure Associates, Inc.

LOCATION: This project area is located at Bellaire Braes Pump Station, 12423 Bellaire Blvd., Key Map 528H.

BIDS: Bids were received on July 24, 2008. The two bids received are as follows:

Bidder	Bid Amount
1. Preload Inc.	\$4,403,672.00
2. Natgun Corporation	\$4,477,358.00

AWARD: It is recommended that this construction contract be awarded to Preload Inc. with a low bid of \$4,403,672.00 and that Addendum Number 1 be made a part of this contract.

REQUIRED AUTHORIZATION

CUIC# 20RS80

Finance Department

Michelle
Metcalfe

Other Authorization:

Jeff Taylor
Jeff Taylor, Deputy Director
Public Utilities Division

Other Authorization:

MDT

Date	Subject: Contract Award for construction of 5 MG Concrete Ground Storage Tank at Bellaire Braes Pump Station. WBS No. S-000610-00A2-4.	Originator's Initials <i>PL</i>	Page 2 of 2
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PROJECT COST: The total cost of this project is \$4,890,000.00 to be appropriated as follows:

•	Bid Amount	\$4,403,672.00
•	Contingencies	\$220,183.60
•	Engineering and Testing Services	\$90,000.00
•	Project Management	\$176,144.40

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

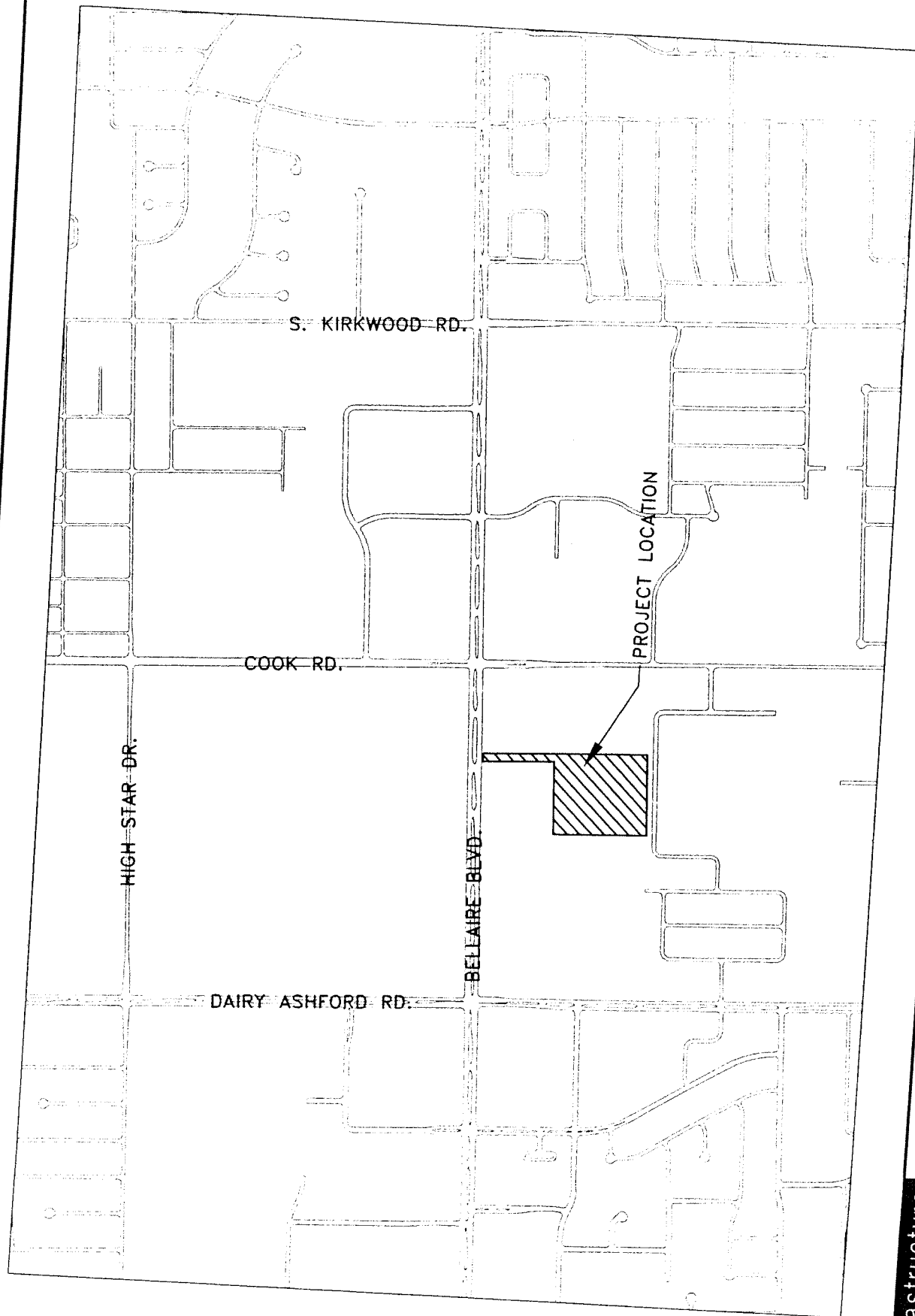
M/WBE PARTICIPATION: The Affirmative Action and Contract Compliance Division has reviewed and approved the MWSBE goal of 15% for this project. The low bidder has submitted the following proposed program to satisfy the goal.

<u>MWBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Jimerson Underground, Inc.	Piping, Valves & Installation	\$1,168,450.00	26.53%
TOTAL		\$1,168,450.00	26.53%

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

MSM:RKM:HH:SD:rs
S:\design\A-WS-DIV\WPDATA\IRS\0610A2\Construction RCA.DOC

c: Marty Stein
Velma Laws
Susan Bandy
Michael Ho, P.E.
Craig Foster
File S-000610-00A2-4 (3.7)



NTS

Infrastructure Associates

INFRASTRUCTURE ASSOCIATES, INC.
6117 RICHMOND AVENUE, SUITE 100
HOUSTON, TEXAS 77057
(713) 622-6123 PH (713) 622-0557 FAX
www.iahouston.com

5 MG STORAGE TANK AT BELLAIRE BRAES
CITY OF HOUSTON PUBLIC WORKS AND ENGINEERING
WBS No. S-000610-00A2-3

PROJECT LOCATION MAP



O: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Second Amendment to Construction Contract
Times Construction, Inc.
Renovation and Expansion of Fifth Ward Multi-Service Center
WBS No. H-000054-0001-4

Page
1 of 2

Agenda
Item
41

FROM (Department or other point of origin):
General Services Department

Origination Date
10-06-08

Agenda Date
OCT 15 2008

DIRECTOR'S SIGNATURE:

Issa Z. Dadoush, P.E.

[Signature] 9/25/08

Council District affected:
B

For additional information contact:

Jacquelyn L. Nisby

Phone: (832) 393-8023

Date and identification of prior authorizing
Council action:

Ordinance 2006-0579, dated June 7, 2006

Ordinance 2008-0735, dated August 20, 2008

RECOMMENDATION: Approve Second Amendment to construction contract and appropriate additional funds
for the project.

Amount and Source of Funding:

\$730,000.00—Public Health Consolidated Construction Fund (4508)

Finance Budget:

[Signature]
[Signature]

Previous Funding:

\$3,631,800.00—General Improvements Consolidated Construction Fund 441

\$2,192,000.00—Public Health Consolidated Construction Fund 440

\$409,000.00—Public Health Consolidated Construction Fund (4508)

\$6,232,800.00 Total Funding

SPECIFIC EXPLANATION: This project involves the renovation and expansion of the Fifth Ward Multi-Service Center. This is a complex project due to the deteriorating condition of the facility which is over 30 years old. On August 20, 2008, City Council approved a First Amendment and appropriated \$409,000 to address several unforeseen conditions associated with mold and slab failures that required replacement of all interior walls. During mold abatement, it was discovered that the entire exterior stucco facade was contaminated, necessitating its removal and replacement. Therefore, the General Services Department recommends that City Council approve a Second Amendment to the construction contract with Times Construction, Inc. to increase the director's authority to approve Change Orders up to 25% of the original contract price which will exceed the current 12.73% contingency.

The requested appropriation is necessary to address the following:

- Exterior wall removal and replacement including related roof repairs
- Replacement and upgrade of exterior windows
- Removal and replacement of under deck thermal insulation
- Repair of roof drains and piping
- Additional slab analysis and repairs
- Additional electrical work due to increased demolition
- Associated project delays

PROJECT LOCATION: 4014 Market Street (494F)

REQUIRED AUTHORIZATION

NOT

CUIC ID # 25CONS66

General Services Department:

Department of Health and Human Services:

[Signature]

Imberto Bautista
Chief of Design and Construction Division

[Signature] for SLW

Stephen L. Williams, M.ED, MPA
Director

Date	SUBJECT: Second Amendment to Construction Contract Times Construction, Inc. Renovation and Expansion of Fifth Ward Multi-Service Center WBS No. H-000054-0001-4	Originator's Initials KTH	Page 2 of 2
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PREVIOUS HISTORY AND PROJECT DESCRIPTION: On June 7, 2006, City Council awarded a construction contract to Times Construction, Inc. to provide construction services for the renovation and expansion of Fifth Ward Multi-Service Center. The project is being performed in two phases to minimize disruptions to the Center's operations. Phase I constructed a new facility to expand the Center to include a larger multi-purpose room, kitchen, classroom space and office space.

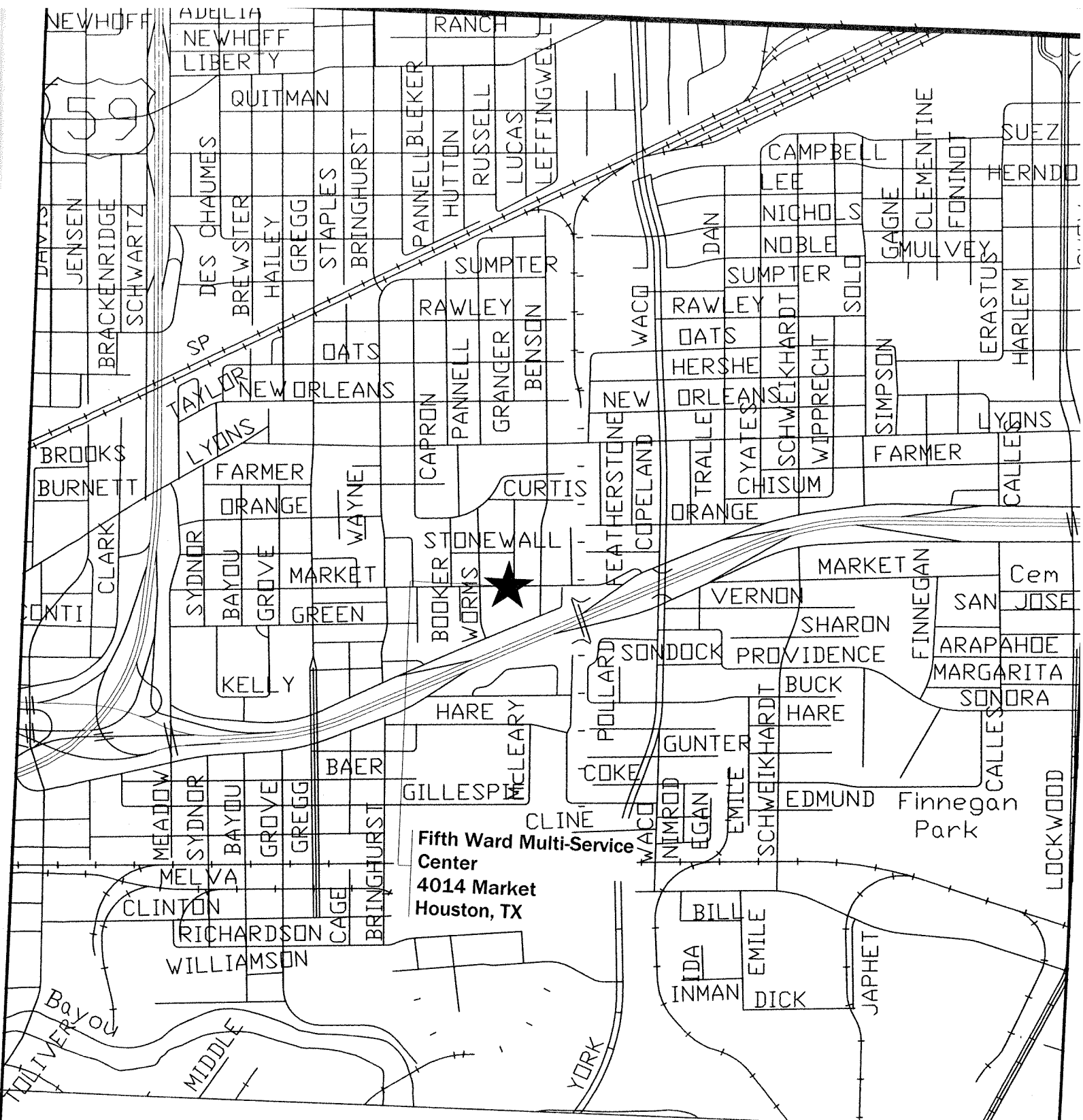
Phase II involves renovation of the existing structure to include building code and ADA updates, plumbing repair and replacement, electrical upgrades, new fire alarm system, HVAC upgrade and a new computer classroom.

On August 20, 2008, City Council approved a First Amendment to the construction contract with Times Construction, Inc. to increase the director's authority to approve Change Orders up to 12.73% of the original contract price, and appropriated \$409,000.000.

M/WBE INFORMATION: The original contract and this additional appropriation have a 17% M/WBE goal. The contractor will utilize the M/WBEs referenced in the original contract to achieve the goal. To date, the contractor has achieved 15.97% M/WBE participation.

 
IZD:HB:JLN:MCP:KTH:kth

c : Marty Stein, Jacquelyn L. Nisby, Webb Mitchell, Velma Laws, Siria Harbour, Kim Nguyen, Celina Ridge, File



Fifth Ward Multi-Service Center

4014 Market
Houston, TX 77020

COUNCIL DISTRICT "B"

KEYMAP No. 494F

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

Revised

SUBJECT: Ordinances calling Hearings for Proposed Strategic Partnership Agreements with certain utility districts in the Houston area		Category #	Page 1 of 1	Agenda Item # <i>42</i>																
FROM (Department or other point of origin): Planning and Development		Origination Date October 7, 2008		Agenda Date OCT 15 2008																
<i>ms</i> <i>Marene A. Zajack</i>		Council District affected: All																		
For additional information contact: Margaret Wallace Phone: 713-837-7826		Date and identification of prior authorizing Council action:																		
RECOMMENDATION: (Summary) It is recommended that City Council pass the ordinances calling hearings on proposed Strategic Partnership Agreements with certain utility districts in the Houston area.																				
Amount and Source of Funding: N/A			F & A Budget:																	
<u>SPECIFIC EXPLANATION:</u>																				
<p>The State Legislature in 1999 gave the City of Houston the right to enter into Strategic Partnership Agreements with utility districts. Such agreements allow the City to annex all or part of these districts for limited purposes. The City can then levy a sales tax and provide specified, limited services to the area. The City cannot levy a property tax in areas annexed for limited purposes.</p> <p>The hearings called by this ordinance are for agreements, or amendments to existing agreements, with the following Harris County Utility Districts:</p> <p>New Agreements:</p> <table border="0"> <tr> <td>Addicks UD</td> <td>HC MUD No. 501</td> <td>HC MUD No. 106</td> <td>HC MUD No. 278</td> </tr> <tr> <td>→ Cinco MUD No. 2</td> <td>HC MUD No. 503</td> <td>HC MUD No. 144</td> <td>HC MUD No. 371</td> </tr> <tr> <td>Cinco MUD No. 5</td> <td>HC MUD No. 049</td> <td>HC MUD No. 165</td> <td>HC MUD No. 383</td> </tr> <tr> <td>HC MUD No. 500</td> <td>HC MUD No. 071</td> <td>MUD No. 166</td> <td>HC UD No. 015</td> </tr> </table> <p>Amendments to existing Agreements: Chelford City MUD (Amendment 2) HC WCID No. 036 (1st Amendment)</p> <p>In each of these Districts the sales taxes collected in the areas will be divided evenly between the City and the District. The City is only annexing commercial property and undeveloped land intended for commercial use. There is no population located in these territories proposed to be annexed for limited purposes.</p> <p>In addition, we will improve and clarify the Fireworks Ban language by amending the regulatory plans for Non-District territory that was annexed in the vicinity of certain existing SPAs (see attached list).</p> <p>The hearings will be held on November 5 and November 12, 2008 in City Council chambers.</p> <p><i>HL</i> CC: Marty Stein Arturo Michel Sameera Mahendru Michelle Mitchell</p>					Addicks UD	HC MUD No. 501	HC MUD No. 106	HC MUD No. 278	→ Cinco MUD No. 2	HC MUD No. 503	HC MUD No. 144	HC MUD No. 371	Cinco MUD No. 5	HC MUD No. 049	HC MUD No. 165	HC MUD No. 383	HC MUD No. 500	HC MUD No. 071	MUD No. 166	HC UD No. 015
Addicks UD	HC MUD No. 501	HC MUD No. 106	HC MUD No. 278																	
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Cinco MUD No. 5	HC MUD No. 049	HC MUD No. 165	HC MUD No. 383																	
HC MUD No. 500	HC MUD No. 071	MUD No. 166	HC UD No. 015																	
REQUIRED AUTHORIZATION																				
F & A Director:		Other Authorization:		Other Authorization:																

Regulatory Plan Amendments

MUD Name	Council Approval	Annexation Ordinance #
Bridgestone MUD	3/21/2007	2007-0337
Charterwood MUD (Amendment 2)	12/5/2007	2007-1415
Cinco MUD 12	3/9/2005	2005-0212
Cinco Southwest MUD 2	12/5/2007	2007-1372
Cypress Hill MUD 1	12/10/2003	2003-1222
Cypress Hill MUD 1 (Amendment 1)	12/5/2007	2007-1366
Faulkey Gully MUD	6/16/2004	2004-0588
FBC MUD 050	3/9/2005	2005-0210
FBC MUD 119	3/21/2007	2007-0339
FBC MUD 146	12/5/2007	2007-1374
Fountainhead MUD	12/10/2003	2003-1224
Fountainhead MUD (1st Amendment)	3/9/2005	2005-0226
Grand Lakes No. 4	3/9/2005	2005-0204
Green Trails MUD	12/10/2003	2003-1226
HC FWSD 061	3/9/2005	2005-0228
HC MUD 011	6/21/2006	2006-0689
HC MUD 018	6/21/2006	2006-0691
HC MUD 033	3/21/2007	2007-0341
HC MUD 053	3/21/2007	2007-0343
HC MUD 055	3/21/2007	2007-0345
HC MUD 058	12/10/2003	2003-1234
HC MUD 109	3/16/2005	2005-0273
HC MUD 120 (1st Amendment)	3/9/2005	2005-0218
HC MUD 132	3/16/2005	2005-0271
HC MUD 150	6/16/2004	2004-0594
HC MUD 154	3/21/2007	2007-0347
HC MUD 157	12/5/2007	2007-1378
HC MUD 167	12/5/2007	2007-1380
HC MUD 173	12/5/2007	2007-1382
HC MUD 179	3/21/2007	2007-0349
HC MUD 185	3/21/2007	2007-0351
HC MUD 186	3/9/2005	2005-0222
HC MUD 188	3/21/2007	2007-0353
HC MUD 189	3/21/2007	2007-0355
HC MUD 191 (1st Amendment)	12/10/2003	2003-1228
HC MUD 196	12/5/2007	2007-1384
HC MUD 200	12/10/2003	2003-1230
HC MUD 222	3/21/2007	2007-0357
HC MUD 233	6/16/2004	2004-0596
HC MUD 257	12/10/2003	2003-1232
HC MUD 264	3/21/2007	2007-0359
HC MUD 285	12/5/2007	2007-1386

MUD Name	Council Approval	Annexation Ordinance #
HC MUD 286	3/21/2007	2007-0361
HC MUD 322	3/21/2007	2007-0365
HC MUD 342	6/21/2006	2006-0707
HC MUD 358	3/21/2007	2007-0363
HC MUD 365	3/21/2007	2007-0367
HC MUD 368	3/21/2007	2007-0369
HC MUD 391	12/5/2007	2007-1388
HC MUD 397	3/21/2007	2007-0371
HC MUD 400	12/5/2007	2007-1390
HC MUD 406	12/5/2007	2007-1392
HC MUD 468	3/21/2007	2007-0373
HC WCID 036	3/9/2005	2005-0234
HC WCID 096	6/21/2006	2006-0693
HC WCID 109	12/10/2003	2003-1220
HC WCID 119	3/21/2007	2007-0387
HC WCID 133	3/9/2005	2005-0220
HFBC MUD 003	12/5/2007	2007-1376
Horsepen Bayou MUD (1st Amendment)	3/21/2007	2007-0333
Hunters Glen MUD	12/5/2007	2007-1394
Jackrabbit RD PUD	6/21/2006	2006-0695
Kingsbridge MUD	6/16/2004	2004-0610
Lake Forest Utility District	12/5/2007	2007-1396
Langham Creek UD	6/21/2006	2006-0699
Longhorn Town UD	6/21/2006	2006-0697
Mills Road MUD	6/21/2006	2006-0701
Mission Bend #1 MUD (1st Amendment)	6/8/2005	2005-0744
Morton Road MUD	3/21/2007	2007-0375
North Forest MUD	12/10/2003	2003-1236
North Forest MUD (1st Amendment)	3/21/2007	2007-0335
Northwest Park MUD (1st Amendment)	3/21/2007	2007-0385
NW HC MUD 005	12/5/2007	2007-1398
NW HC MUD 009	3/21/2007	2007-0377
NW HC MUD 010	12/5/2007	2007-1400
Post Wood MUD	6/21/2006	2006-0703
Reid Rd. MUD 1	6/16/2004	2004-0602
Remington MUD	6/21/2006	2006-0705
Ricewood Utility District	12/5/2007	2007-1402
Sagemeadow Utility District	3/21/2007	2007-0389
Timber Lane Utility District	3/21/2007	2007-0379
W HC MUD 006	3/21/2007	2007-0381
Westlake MUD 1	6/16/2004	2004-0612
White Oak Bend MUD	3/21/2007	2007-0383

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT:

Ordinance granting Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

RCA #

Agenda Item#

FROM: (Department or other point of origin):

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

DIRECTOR'S SIGNATURE:

[Signature]

Origination Date

September 23, 2008

Agenda Date

~~OCT 01 2008~~

Council Districts affected:

ALL

~~OCT 08 2008~~

OCT 15 2008

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

RECOMMENDATION: (Summary)

Approve ordinance granting Commercial Solid Waste Operator Franchise

Amount of Funding:
REVENUE

F & A Budget:

SOURCE OF FUNDING:

☐ General Fund ☐ Grant Fund ☐ Enterprise Fund ☐ Other (Specify)

SPECIFIC EXPLANATION:

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

1. Safety Kleen, Inc.

The proposed ordinance grants the Franchisee the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, 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:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT:

Ordinance amending chapters 1 and 2 of the Building Code and Chapter 1 of the Residential Code of the City of Houston, Texas, relating to the registration of roofing contractors

Category #

Page 1 of 1

Agenda Item #

44

16

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

10 - 6 - 08

Agenda Date

OCT 08 2008

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, Director

Council District affected: All

OCT 15 2008

For additional information contact:

Gary Bridges

Phone: (713) 535-7575

Building Official

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary) Adopt an ordinance amending Chapters 1 and 2 of the Building Code and Chapter 1 of the Residential Code to require the registration of roofing contractors

Amount and Source of Funding: N/A

F&A Budget:

To obtain a permit in the City of Houston, electrical, mechanical, and plumbing contractors must be registered with the Code Enforcement Division and general contractors must be registered with the Texas Residential Construction Commission. Those requirements include specified insurance coverage and contact information. Roofing contractors are not currently subject to similar requirements.

In the aftermath of Hurricane Ike, Houston property owners may be particularly vulnerable to unscrupulous contractors; therefore it is prudent to impose similar requirements on roofing contractors as exist on other contractors who perform work within our city.

In order to be registered the roofing contractor must provide:

- The contractor's name and photo identification; telephone number and facsimile number; business address (not a P.O. Box); and an Email address.
- If the owner is other than an individual, the name, title, telephone number, facsimile number and business or residence address of an individual who is the roofing contractor's authorized representative to be contacted for any purpose.
- Proof of comprehensive general liability insurance with minimum limits of \$1,000,000 for death or bodily injury and \$1,000,000 for property damage, per occurrence.

This ordinance will be effective immediately upon passage.

REQUIRED AUTHORIZATION


CUIC:20AFI22

F&A Director:

Other Authorization:

[Signature]

Other Authorization:



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

AN ORDINANCE AMENDING CHAPTERS 1 AND 2 OF THE CITY OF HOUSTON BUILDING CODE AND CHAPTER 1 OF THE RESIDENTIAL CODE FOR ONE- AND TWO-FAMILY DWELLINGS OF THE CITY OF HOUSTON, RELATING TO REGISTRATION OF ROOFING CONTRACTORS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, beginning September 12, 2008, the southeast Texas Gulf Coast, including the City of Houston, suffered the ravages of Hurricane Ike; and

WHEREAS, the devastation and damage wrought by this horrific storm to the roofs of the buildings, apartments, and homes in the City of Houston is unimaginable, creating a critical need for qualified, honest roofing contractors to repair the damage; and

WHEREAS, such devastation often brings out the best and the worst in mankind, including those unscrupulous individuals who seize the opportunity to profit from the hardship and tragedy of others; and

WHEREAS, because of the sheer magnitude of the roofing repairs ongoing in the City of Houston as a result of the terrible storm, the City Council has determined the need to require contractors proposing to do roofing repairs in the city to register and provide proof of insurance to protect the interests of the citizens of the City of Houston receiving their services; **NOW, THEREFORE**,

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

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

Section 2. That the City of Houston Building Code is hereby amended by adding a new Section 119 that reads as follows:

**"SECTION 119
REGISTRATION OF ROOFING CONTRACTORS**

119.1 Roofing without registration prohibited. It shall be unlawful for a roofing contractor to repair or replace a roof or roofs within the jurisdiction without being registered by the building official in accordance with this section.

119.2 Registration. A roofing contractor shall register by providing to the building official the following:

- (1) Name and photo identification, if an individual.
- (2) Telephone number and facsimile number.
- (3) Business address, including street name and number, city, state and zip code.
- (4) Email address.
- (5) If the owner is other than an individual, the name, title, telephone number, facsimile number and business or residence address, including street name and number, city, state and zip code, of an individual who is the roofing contractor's authorized representative to be contacted for any purpose under this section.
- (6) Proof of comprehensive general liability insurance (including products liability and completed operations coverage) with minimum limits of \$1,000,000 for death or bodily injury and \$1,000,000 for property damage, per occurrence. The policy must be issued by a carrier that is listed with a rating of B+ or better in the last published edition of Best's Insurance Reports-Property Casualty Volume (published by A. M. Best Company, Oldwich, New Jersey 08858) and shall provide that the coverage includes roofing operations. It shall be the duty of each registered contractor to maintain current proof of roofing operation coverage with the building official. No registration shall be effective at any time that current proof is not on file with the building official. The proof of coverage shall be provided in the form of a certificate or policy issued by an authorized agent or employee of the company issuing the policy that specifies the coverage and identifies the insured. Each certificate or policy shall provide that not less than 10 days written notice shall be given to the building official in the event of reduction or cancellation of the policy prior to the expiration date specified on the certificate or policy.
- (7) A registration fee in the amount of \$75.00.

The use of a public or private post office box or other similar address shall not be sufficient for the purposes of complying with this provision.

Any change of ownership of a roofing contractor, including, but not limited to, the sale of the roofing contractor or any ownership interest therein, shall require the purchaser or transferee to update the information required by this section and to file the updated information with the building official within 30 days of the effective date of the ownership change. A prior owner

shall advise the building official that he no longer holds any ownership interest in the property."

Section 3. That Section 202 of the City of Houston Building Code is hereby amended by adding, in the appropriate alphabetical order position, a new definition that reads as follows:

"ROOFING CONTRACTOR shall mean any person who for compensation repairs or replaces a roof or roofs within the jurisdiction."

Section 4. That the Residential Code for One- and Two-family Dwellings of the City of Houston is hereby amended by adding a new Section R116 that reads as follows:

**"SECTION R116
ROOFING CONTRACTORS**

R116.1 Registration. For requirements for roofing contractors see Section 119 of the Building Code."

Section 5. That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

Section 6. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore,

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

PASSED AND APPROVED this ____ day of _____, 2008.

Mayor of the City of Houston

Prepared by Legal Dept. _____
LWS:asw 10/07/2008 Senior Assistant City Attorney
Requested by _____
L.D. File No. _____

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT: Resolution authorizing economic incentives for the development of hotels in the Central Business District.

Category #	Page 1 of 1	Agenda Item #12
Origination Date	September 23, 2008	Agenda Date OCT 08

FROM: (Department or other point of origin):
Dawn Ullrich, Director
Convention and Entertainment Facilities Department

DIRECTOR'S SIGNATURE:

Council Districts affected:
District I
OCT 15 2008

For additional information contact:
Stephen W. Lewis

Phone: 713-853-8888

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Resolution authorizing economic incentives for the development of hotels in the Central Business District.

Amount of Funding: N/A

FIN. Budget:

SPECIFIC EXPLANATION:

The Convention and Entertainment Facilities Department proposes this Resolution to encourage development of qualifying hotel projects located near the George R. Brown Convention Center ("GRB") and in the Central Business District ("CBD"). New hotels are needed in Houston's CBD to allow the City to be more competitive in the large meeting and convention market.

Due to market conditions in the downtown area, driven by increasing costs for land and construction, incentives are needed to encourage developers to consider new hotel development. Two levels of incentives are being proposed. Hotels proposed within "walking distance" of the GRB will qualify for a grant in an amount equal to 100% of the City's hotel occupancy tax ("HOT") collected by the proposed hotel. Hotels proposed outside of the "walking distance," but inside the elevated freeways surrounding the CBD, will qualify for an amount equal to 50% of the City's HOT collected by the proposed hotel. Qualifying hotels must have a minimum of 350 rooms, maintain a minimum rating as a three-diamond facility, as defined by the rating standards of the American Automobile Association, provide three-meal on-site food facilities, and include meeting space commensurate with the number of hotel rooms. Owners/developers of qualifying hotels shall enter into agreements for the incentives, which agreements must be approved by City Council. Each agreement shall terminate at the end of seven years from the date of the opening of the hotel.

The proposed policy applies to new hotel construction and to conversions of existing structures and additions to existing hotels. Projects under development as of the adoption of this Resolution are not required to meet the 350 room requirement, but must have achieved site control, developed schematic architectural drawings and received a conditional loan or other financial commitment for the project.

In consideration for the incentives granted above, hotels participating in the incentive program must provide a 70% room block commitment for convention and meeting clients booking the GRB more than 24 months in advance, adhere to a prescribed formula to determine room rates for room blocks, and provide other complimentary facilities and services for certain clients sponsored by the GRB or the Greater Houston Convention and Visitors Bureau.

The Hotel and Lodging Association of Greater Houston and the Greater Houston Convention and Visitors Bureau have both expressed their support for and strongly recommend that the City adopt this Resolution.

The Convention & Entertainment Facilities Department believes these incentives are needed to encourage the addition of hotel rooms to the downtown inventory and recommends approval of this Resolution as described above.

REQUIRED AUTHORIZATION

Finance Department

Other Authorization

Other Authorization

City of Houston, Texas, Resolution No. 2008-_____

A RESOLUTION IN SUPPORT OF ECONOMIC INCENTIVES FOR THE DEVELOPMENT OF HOTELS IN THE CENTRAL BUSINESS DISTRICT; AND CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT.

* * * * *

WHEREAS, the City of Houston (City) is engaged in the highly competitive business of attracting large meetings and conventions to the City;

WHEREAS, many of the City's competitors have large and growing hotel room blocks available within walking distance of or in reasonable proximity to their convention centers, allowing them to compete more effectively for meetings and conventions requiring such large hotel room blocks;

WHEREAS, the construction of additional hotel rooms in Houston's Central Business District (CBD), as that term is defined in Section 42-1 of the Houston Code of Ordinances, would make the George R. Brown Convention Center (GRB) more competitive in the large meeting and convention market; however increases in land and construction prices have made hotel development more challenging in the CBD than elsewhere in the City;

WHEREAS, the City has previously offered economic incentives to hotel developers to encourage new CBD hotel development, and additional hotel development within the CBD which is not likely to occur in the near term without economic incentives;

WHEREAS, a strong meeting and convention schedule generates additional sales taxes, hotel occupancy taxes and jobs for the City, and enhances the visibility and marketability of the City; and

WHEREAS, Section 351.101 of the Texas Tax Code allows municipal hotel occupancy taxes to be used to promote tourism and the convention and hotel industry;
NOW, THEREFORE,

* * * * *

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOUSTON,
TEXAS:**

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

Section 2. That the City Council hereby expresses its intent to follow the recommendations of the Hotel and Lodging Association of Greater Houston and the Greater Houston Convention and Visitors Bureau that the City adopt the Hotel Incentive Policy (the "Policy") set forth in Section 3 below that permits the utilization of economic incentives to encourage hotel development in the CBD, thereby enhancing the ability of the GRB to host more and larger conventions and corporate meetings.

Section 3. The City Council finds and determines that incentives should come in the form of payments of hotel occupancy taxes out of sums actually collected by qualifying hotels, with the amounts of such payments to be determined by this policy and convention services agreements "(Agreements)" for each qualifying hotel project, as approved by City Council. The incentive program shall be carried out as follows:

- (A) Agreements are to be uniform as to general provisions and for a term of seven years following the opening of a qualifying hotel. As consideration for the incentives to be provided by the City, hotel developers/operators shall be required to:
 - (1) Provide a 70% room block commitment for convention and meeting clients booking the GRB more than 24 months in advance;
 - (2) Adhere to a prescribed formula to determine room rates for room blocks;
 - (3) Provide other convention services, such as including the GRB in hotel advertising and convention concierge services.

- (B) Developers/operators of new qualifying hotel projects in the CBD shall be eligible to enter into Agreements on the following terms and conditions:
- (1) The owners of qualifying hotel projects shall enter into Agreements in accordance with the terms and provisions of this Policy, which Agreements shall be approved by City Council. The Agreements shall include the considerations in favor of the City listed in Section 3(A) above.
 - (2) Agreements must be approved by City Council on or before three (3) years from the date this Resolution creating the Policy is adopted by City Council and the owners/developers must "break ground" on the qualifying project within the same three (3) year period. "Breaking ground" shall mean that piers or footings have been poured for new projects or, for projects involving the redevelopment of existing structures or additions to existing hotels, substantial construction has begun (if an addition to an existing hotel involves building a new structure, then the pouring of new piers or footings test will apply).
 - (3) This Policy applies to new hotel construction and, to the extent otherwise in conformance with this Policy, to conversions of existing structures and additions to existing hotels.
 - a. Only "qualifying hotel projects" are eligible to enter into Agreements and receive incentives. A qualifying hotel project must be designed and developed as a "full service hotel" with a minimum of 350 rooms. Eligible hotel expansion projects must add a minimum of 350 rooms. A "full service" hotel shall refer to a hotel designed and operated:
 - i. As a "three (3)-diamond" facility, as defined by the rating standards of the American Automobile Association;

- ii. With on-site food service during all three daily meal periods; and
 - iii. With a complement of meeting space commensurate with the number of rooms or with national brand standards for a full service hotel.
- b. Notwithstanding the foregoing, hotel projects "under development" as of the date this Policy is adopted may be deemed as qualifying under the Policy, but are not required to meet the 350 room minimum. For purposes of this subparagraph (a), "under development" is defined as a hotel project for which its developer has:
 - i. Achieved site control (owns or leases land for the development or has a firm option to own or lease such land);
 - ii. Developed schematic architectural drawings of the proposed hotel; and
 - iii. Received, at a minimum, a conditional loan or other financial commitment for the project.
- c. Qualifying hotel projects with Agreements approved by City Council shall be eligible to receive incentive payments for seven (7) years from the date the hotel opens for business.
- d. To be a qualifying hotel project, the hotel must be located within the CBD as defined in this Resolution. The levels of incentive payments will be determined based upon the proximity of the hotel project to the GRB in accordance with the following:
 - i. Qualifying hotel projects located within "walking distance" of the GRB, as defined by the shaded area in Exhibit "A," will be eligible to receive payments equivalent to one hundred percent (100%) of such hotel's hotel occupancy tax collections during each

- year for the seven years after the hotel opens for business; and
- ii. Qualifying hotel projects within the CBD, but not within walking distance of the GRB will be eligible to receive fifty percent (50%) of such hotel's hotel occupancy tax collections during each year of the seven years after the hotel opens for business.

Section 4. That the City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code and that this meeting has been open to the public as required by law at all times during which this Resolution and the subject matter thereof have been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 5. That, if any provision, section, subsection, sentence, clause, or phrase of this Resolution, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Resolution or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Resolution that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Resolution are declared to be severable for that purpose.

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


PASSED AND ADOPTED this ____ day of _____, 2008.

APPROVED this ____ day of _____, 2008.

Mayor of the City of Houston

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

City Secretary

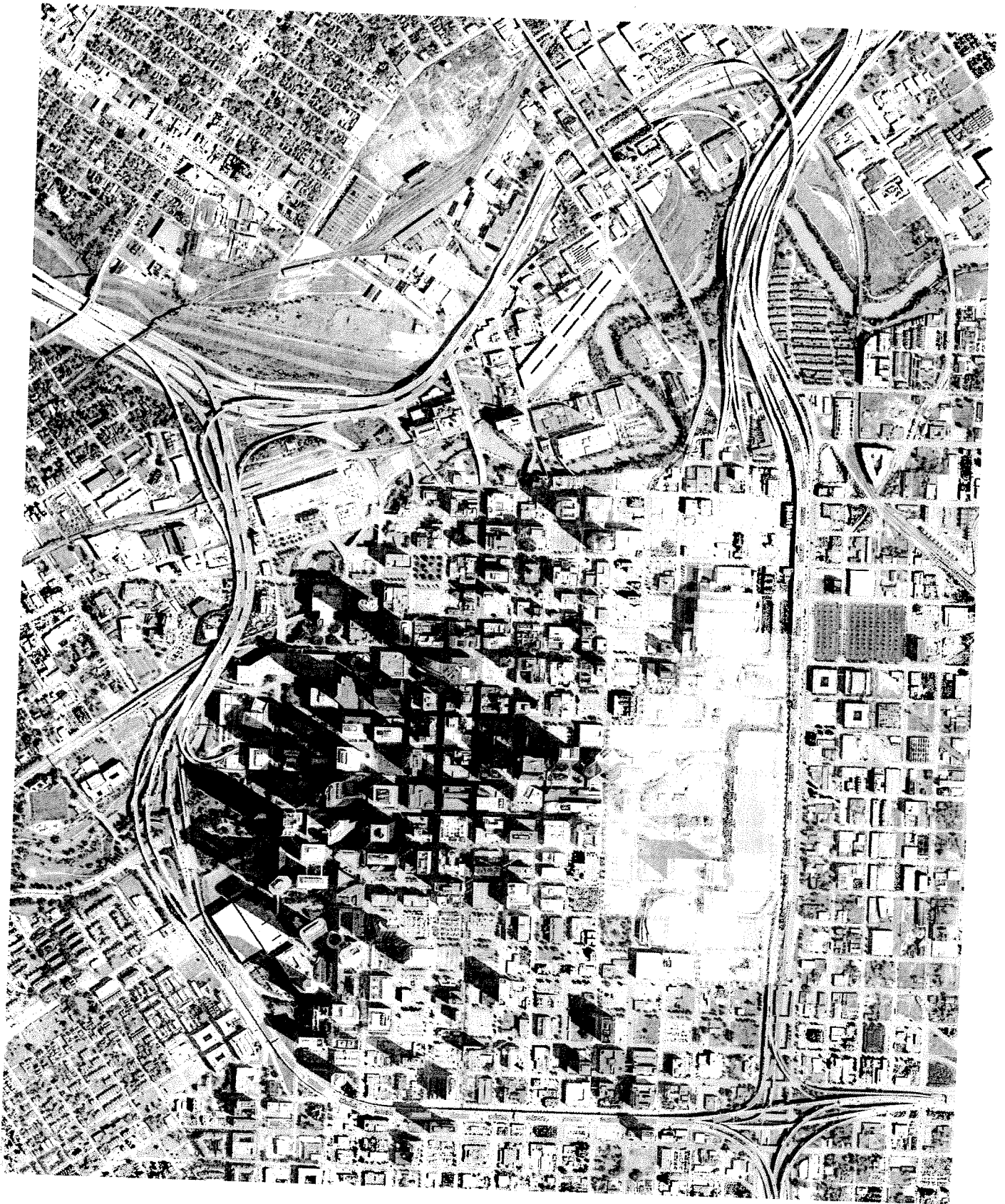
 Prepared by Legal Dept. Sameen Raza Maher
SKM 9/10/2008

Assistaht City Attorney

Requested by Mayor Bill White
L.D. File No.0250800024001

H:\Tax\HOT Tax\2008 Downtown Hotel Resolution\Draft Resolution - Downtown hotel policy.doc

Exhibit A



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sanitary Sewer Rehabilitation by
Sliplining and Pipe Bursting Methods
WBS# R-000266-0121-4

Page
1 of 2

Agenda Item
#

46 31

FROM (Department or other point of origin):

Origination Date

10-2-08

Agenda Date

~~OCT 08 2008~~

OCT 15 2008

DIRECTOR'S SIGNATURE

Michael S. Marcotte

Michael S. Marcotte, P.E., DEE, Director

Council District affected:
All

For additional information contact:

Joseph G. Majdalani, P.E.
Senior Assistant Director

Joseph Majdalani
Phone: (713) 641-9182

**Date and identification of prior authorizing
Council action:**

N/A

RECOMMENDATION: (Summary)

Accept low bid, award construction contract, and appropriate funds.

Amount and Source of Funding: \$3,445,816.00 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. *08/25/08*

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: Four (4) bids were received on June 19, 2008 for this project as follows:

Bidder	Bid Amount
1. PM Construction & Rehab, L.P.	\$3,183,864.84
2. Troy Construction, LLC	\$3,286,932.87
3. North Houston Pole Line, L.P.	\$3,388,003.46
4. Underground Technologies, Inc.	\$4,046,760.00

File/Project No. WW 4257-95

REQUIRED AUTHORIZATION

CUIC# 20JGM249 NDT

Finance Department

Other Authorization:

Other Authorization:

Jeff Taylor
Jeff Taylor, Deputy Director
Public Utilities Division

46 pgs. Revised

Date	Subject: Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000266-0121-4	Originator's Initials MJ	Page 2 of 2 46
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AWARD: It is recommended that this construction contract be awarded to PM Construction & Rehab, L.P. with a low bid of \$3,183,864.84.

PROJECT COST: The total cost of this project is \$3,445,816.00 to be appropriated as follows:

- Bid Amount \$3,183,864.84
- Contingencies \$159,193.24
- Project Management \$47,757.92
- Engineering Testing Services \$55,000.00

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

M/WSBE 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 14.00%, WBE participation of 5.00%, and SBE participation of 3.00%.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
T. Gray Utility & Rehab, Co.	MH Rehab	\$127,354.59	4.00%
CBL Industries, LLC	Supplies	\$191,031.89	6.00%
Chief Solutions, Inc.	Clean & TV Sewer Lines	\$127,354.59	4.00%
	TOTAL	\$445,741.07	14.00%

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Deanie Hayes, Inc.	Asphalt/Paving	\$159,193.24	5.00%
	TOTAL	\$159,193.24	5.00%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
5M Rope & Supply, LLC	Supplies	\$95,515.95	3.00%
	TOTAL	\$95,515.95	3.00%

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

g. Jmple II
MSM:JC:JGM:RK:JI:mf

cc: Marty Stein
Jeff Taylor
Susan Bandy, CPA
Velma Laws
Michael Ho, P.E.
File No. WW 4257-95

MS