

AGENDA - COUNCIL MEETING - WEDNESDAY - MAY 27, 2009 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Holm

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 60

MISCELLANEOUS - NUMBERS 1 and 2

1. RECOMMENDATION from Interim Director Houston Airport System to establish fees for various requests associated with the Airport Compatible Land Use Ordinance regulating development in areas surrounding George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Field - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**
2. RECOMMENDATION from Director Department of Public Works & Engineering for establishment of a connection charge in the amount of \$4,411.20 per acre for properties connecting to the 30-inch or 36-inch wastewater line located along Reed Road from Almeda constructed by **REED ROAD SENIOR RESIDENTIAL LP - DISTRICT D - ADAMS**

ACCEPT WORK - NUMBERS 3 through 7

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,680,125.46 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LTD.** for Storm Drainage Improvement in Wilchester, Memorial Way and Memorial Trails Subdivision - 6.96% under the original contract amount **DISTRICT G - HOLM**
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$9,999,120.59 and acceptance of work on contract with **JALCO, INC / GEORGE CONSTRUCTION** for W. Little York Drainage Improvements from Hardy Toll Road to Halls Bayou - 3.53% under the original contract amount - **DISTRICT B - JOHNSON and DISTRICT H**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$428,562.40 and acceptance of work on contract with **ACM CONSTRUCTION, INC** for Cambridge/Browning Elementary Paving and Drainage Improvements - 12.32% under the original contract amount - **DISTRICT D - ADAMS and DISTRICT H**
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,258,570.35 and acceptance of work completed by the **Surety, GUARANTEE COMPANY OF NORTH AMERICA USA** on contract awarded to **COLT UTILITIES, INC** for Delafield Street and Lidstone Street Sewer Relocation - 8.92% under the original contract amount - **DISTRICT I - RODRIGUEZ**
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,463,768.57 and acceptance of work on contract with **R. K. WHEATON, INC** for Water Line Replacement in Buffalo Speedway Area - 4.98% over the original contract amount - **DISTRICT C - CLUTTERBUCK**

PROPERTY - NUMBERS 8 through 10

8. ORDINANCE appropriating \$406,312.00 out of Reimbursement of Equipment/Project Fund Number 1850 to pay the amount of the award of special commissioners and the City's costs of Court in connection with the eminent domain proceeding styled City of Houston v. Estrellita H. Redus, Trustee, et al., to acquire Parcel QY9-011, for the Gregory School Project - **DISTRICT I - RODRIGUEZ**
- a. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners, into the Registry of the Court and pay all costs of Court in connection with eminent domain proceeding styled City of Houston v. Estrellita H. Redus, Trustee, et al., Cause No. 925,819; for acquisition of Parcel QY9-011; for the **GREGORY SCHOOL PROJECT** **DISTRICT I - RODRIGUEZ**
9. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners, into the Registry of the Court, pay all costs of Court and withdraw the City's objections to the award in connection with eminent domain proceeding styled City of Houston v. Tania Newinn and Henry Newinn, et al., Cause No. 930,999; for acquisition of Parcel AY7-038; for the **PARK ROW ROAD PAVING PROJECT** - **DISTRICT A - LAWRENCE**
10. RECOMMENDATION from Director General Services Department (i) authorizing the sealed bid sale of Parcel SY9-080, known as the Heights Recycling Center, located at 3602 Center Street at Harvard, (ii) determining a public need for an alternative recycling center site, and (iii) appointing two independent appraisers and an alternate appraiser to determine the fair market value of Parcel SY9-080 - **DISTRICT H**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 22

11. **TOMMIE VAUGHN MOTORS, INC** for Pavement Marking Vehicle for the Houston Airport System
\$137,238.00 - Enterprise Fund
12. **MOTOROLA, INC** for Radio Transmission System Equipment through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Houston Airport System
\$130,000.00 - Enterprise Fund
13. **KATZENBACH PARTNERS LLC** for Consulting Services for Process Improvement, Reorganization and Best Practices for Purchasing and Payroll Operations for the Administration & Regulatory Affairs Department - \$1,241,300.00 - General Fund
14. **MORNING PRIDE MANUFACTURING d/b/a HONEYWELL FIRST RESPONDER PRODUCTS** for Purchase of Fire Protection Ensembles through the Interlocal Agreement for Cooperative Purchasing with the City of Memphis, Tennessee for the Houston Fire Department - \$267,882.00
General Fund
15. **BOUND TREE MEDICAL, LLC** for Laryngeal Tracheal Device Kits for the Fire Department
\$1,148,087.60 - General Fund
16. **HOUSTON WORKS USA** to train and employ youth to be energy conservation advocates and distribute energy efficient light bulbs in various Houston neighborhoods - \$115,050.00 - Mayor's Summer Youth Conservation Corps Fund
17. **ORACLE USA, INC** for Purchase of an Oracle Software License and Support Service Agreement through the City's Master Agreement with the Texas Department of Information Resources for the Mayor's Office of Public Safety and Homeland Security - \$120,322.70 - Houston Emergency Center Fund
18. **NORTEX MODULAR SPACE** for Modular Office for the HPD Qualification Pistol Range through the State of Texas Building and Procurement Commissioner's Contract (TXMAS) for Houston Police Department - \$377,078.00 - **DISTRICT B - JOHNSON**
19. **UNIQUE DIGITAL, INC** for Storage Area Network, Software Configuration, Installation, Training and Maintenance through the City's Master Agreement with the Texas Department of Information Resources for the Houston Police Department - \$317,435.00 - Digital Automated Red Light Enforcement Program Fund
20. **NATIONAL TECHNOLOGY TRANSFER, INC** for Qualifications for Technical Training on Pumps, Motors, Couplings & Alignment Procedures for the Department of Public Works & Engineering
\$115,005.00 - Enterprise Fund
21. **JOHN DEERE COMPANY** for Grounds Maintenance Equipment through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Various Departments
\$93,289.31 - Enterprise and Park Special Revenue Funds
22. **AMEND MOTION #2006-224, 3/22/06, TO INCREASE** spending authority from \$543,276.20 to \$679,095.25, for Purchase of Automotive Tools and Equipment from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Various Departments, awarded to **SNAP-ON INDUSTRIAL a Division of IDSC Holding LLC** - \$135,819.05 - General, Enterprise and Fleet Management Funds

ORDINANCES - NUMBERS 23 through 60

23. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON AREA URBAN LEAGUE, INCORPORATED** to provide \$330,000.00 in Community Development Block Grant Funds for the Renovation of the Urban League Administration Building located at 1301 Texas Avenue - **DISTRICT I - RODRIGUEZ**
24. ORDINANCE approving and authorizing the City of Houston to submit an application for Community Development Block Grant Funds under the American Recovery and Reinvestment Act of 2009 ("CDBG-R") in the amount of \$8,093,613.00; to accept the aforementioned funds, if awarded; and to make a substantial amendment to the 2008 Consolidated Action Plan passed on April 30, 2008, pursuant to Ordinance No. 2008-385, as amended, to include the CDBG-R Funds
25. ORDINANCE approving and authorizing agreement between the City of Houston and **HOUSTON SHIFA SERVICES FOUNDATION, INC** to provide \$3,100,000.00 Performance-Based Loan of Federal "HOME" Funds for costs to facilitate the land acquisition and construction of an 128-Unit Affordable Apartment Building for low-income person located at 7887 North Wayside, Houston, Texas - **DISTRICT B - JOHNSON**
26. ORDINANCE approving and authorizing Interlocal Agreement between the City and the **MENTAL HEALTH MENTAL RETARDATION AUTHORITY OF HARRIS COUNTY** for Home and Community Based Emergency Mental Health Services; providing maximum contract amount 5 Years - \$926,525.00 - General Fund
27. ORDINANCE approving and authorizing Occupancy Agreement between **GULF COAST COMMUNITY SERVICES ASSOCIATION**, as Occupant, and the City of Houston, Texas, as owner, for space in the Sunnyside Multi-Service Center - **DISTRICT D - ADAMS**
28. ORDINANCE approving and authorizing Occupancy Agreement between **GULF COAST COMMUNITY SERVICES ASSOCIATION**, as Occupant, and the City of Houston, Texas, as owner, for space in the Third Ward Multi-Service Center - **DISTRICT I - RODRIGUEZ**
29. ORDINANCE appropriating \$4,200,000.00 out of Houston Airport System Renewal and Replacement Fund for property damage repair at the City's Airports caused by Hurricane Ike; approving and authorizing the reimbursement of certain Hurricane Ike expenditures from such amount; approving and authorizing the transfer of certain Hurricane Ike expenditures from the Houston Airport System Revenue Fund and various Houston Airport System Capital Funds to the Houston Airport System Renewal and Replacement Fund; declaring the City's intent to seek reimbursement for such expenditures from the Federal Emergency Management Agency **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**
30. ORDINANCE approving and authorizing Agreement between the City of Houston, Texas and **REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (Hardy/Near Northside Zone)** relating to the provision of Affordable Housing from Tax Increment Revenues of the Zone - **DISTRICT H**
31. ORDINANCE de-appropriating \$1,875,774.78 from Fund 4034, Limited Use Roadway & Mobility Capital Fund; authorizing the transfer of the de-appropriated funds to the General Fund Fund Balance; appropriating \$806,725.00 from the General Improvement Consolidated Construction Fund, Fund No. 4509, for the Houston Amateur Sports Park Project, \$377,399.00 from the Park Consolidated Construction Fund, Fund No. 4502, for the Cullen Boulevard Beautification Project, and \$691,650.78 from the Street & Bridge Consolidated Construction Fund, Fund No. 4506, for the West Bellfort Road Extension between Stella Link Road and South Main Street (US Hwy 90A), Traffic Signal Management Program/Intelligent Transportation System Project, and the Morningside Reconstruction Project from Rice Boulevard to Sunset

ORDINANCES - continued

32. ORDINANCE approving and authorizing first amendment to contract between the City and **JPMORGAN CHASE BANK, N.A.** for Online Payment Services for all City Departments
33. ORDINANCE approving and authorizing contract between the City of Houston and **GIBBS & BRUNS LLP** for Legal Services relating to Cause No. 2008-68402, Southern Crushed Concrete v. City of Houston, in the 333rd Judicial District Court of Harris County, Texas; establishing a maximum contract amount - \$90,000.00 - Property and Casualty Fund
34. ORDINANCE approving and authorizing first amendment to contract between the City and **AMERICAN TRAFFIC SOLUTIONS, INC** for Photo Traffic Signal Enforcement System for the Houston Police Department
35. ORDINANCE amending Ordinance No. 2006-911 passed on October 1, 2006 to increase the maximum contract amount for contract between the City of Houston and **SUPERIOR BUILDING SERVICES, INC** for Window Cleaning Services for the Convention & Entertainment Facilities Department - \$74,951.00 - Enterprise Fund - **DISTRICT I - RODRIGUEZ**
36. ORDINANCE awarding contract to **RDI MECHANICAL, INC** for Heating, Ventilation and Air Conditioning Services for Various Departments; providing maximum contract amount - 3 Years with 2 one-year options - \$10,238,893.00 - General, Stormwater, Enterprise and Fleet Management Funds
37. ORDINANCE amending Ordinance No. 2006-1027 (passed on October 11, 2006) to increase the maximum contract amount for a contract between City of Houston and **VARIAN, INC** for Repair and Preventive Maintenance Services on Varian Analytical Instruments for Various Departments \$103,681.03 - General and Enterprise Funds
38. ORDINANCE awarding contract to **LIBERTY TIRE RECYCLING, LLC** for Scrap Tire Disposal Service for Various Departments; providing a maximum contract amount - 3 Years with 2 one-year options - \$389,190.00 - General Fund
39. ORDINANCE approving and authorizing submission of an application for Non-Housing Grant Assistance to the **TEXAS OFFICE OF RURAL COMMUNITY AFFAIRS** and acceptance of the Texas Community Development Block Grant Program, 2008 Supplemental Disaster Recovery Fund: Hurricanes Dolly and Ike; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Director of Public Works and Engineering Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
40. ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests for rights-of-way in connection with the Public Improvement Project known as the Homestead Road Grade Separation Project; from Ley Road to Firnat Street, authorizing the acquisition by donation, purchase, or eminent domain proceedings of real property interests in Fee Simple Title or easements to twenty nine (29) parcels of land situated in the Harris and Wilson Survey, Abstract No. 32, or the Andrew Daly Survey, Abstract No. 239, in Harris County, Texas, such property being more specifically situated out of the subdivisions, of Rosewood Estates, Pelham Place, Section 2, Reserve "A" and "B" of Pandel Plaza, Laura Koppe Place and Blocks 1-3 of Barclays Place as these properties abut the east and west lines of Homestead Road between Ley Road and Firnat Street in Houston, Harris County, Texas; providing for the payment of the costs of such acquisitions, including Appraisal Fees, Fees for Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees - **DISTRICT B - JOHNSON**

ORDINANCES - continued

41. ORDINANCE approving and authorizing contract between the City of Houston and **MALCOLM PIRNIE, INC (Red Oak Consulting Division)** for Combined Utility System Water and Wastewater Rate and Impact Fee Study; providing a maximum contract amount - \$598,000.00 - Enterprise Fund
42. ORDINANCE appropriating \$100,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between the City of Houston and **NATHELYNE A. KENNEDY & ASSOCIATES, L.P.** for Design of On-Call General Civil Engineering Projects
43. ORDINANCE appropriating \$500,000.00 out of Metro Project Commercial Paper E Series Fund; approving and authorizing Professional Engineering Services Contract between the City of Houston and **TEDSI INFRASTRUCTURE GROUP** for the Intelligent Transportation System Design Services
44. ORDINANCE approving and authorizing an amended and restated Professional Services Contract between the City of Houston and **BUFFALO BAYOU PARTNERSHIP, INC** for Development of Park System along Buffalo Bayou; providing a maximum contract amount 5 Years - \$180,000.00 - **DISTRICTS B - JOHNSON; D - ADAMS; G - HOLM; DISTRICT H and I - RODRIGUEZ**
45. ORDINANCE appropriating \$794,160.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **JACOBS ENGINEERING GROUP, INC** for Design of Airline Drive from North Main to the North Loop (IH-610) (Approved by Ordinance No. 2001-0999); providing funding for contingencies relating to the construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT H**
46. ORDINANCE appropriating \$660,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract with **COBB FENDLEY & ASSOCIATES, INC** for Technical Assistance for Interagency Project Reviews (Approved by Ordinance No. 2007-0028); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund **DISTRICTS A - LAWRENCE; C - CLUTTERBUCK; D - ADAMS; G - HOLM; DISTRICT H and I - RODRIGUEZ**
47. ORDINANCE appropriating \$4,465,300.00 out of Drainage Improvement Commercial Paper Series F Fund, \$706,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding Contract to **SER CONSTRUCTION PARTNERS, L.T.D.** for Storm Drainage Improvements in the Rustling Oaks Subdivision; 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, construction management, and contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - HOLM**
48. 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; 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

ORDINANCES - continued

49. ORDINANCE appropriating \$417,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **R. J. CONSTRUCTION COMPANY, INC** for Rehabilitation of Portwest Lift Station, 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 A - LAWRENCE**
50. ORDINANCE appropriating \$2,401,200.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **JIMERSON UNDERGROUND, INC** for Neighborhood Sewer Improvements, 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 - **DISTRICTS A - LAWRENCE; DISTRICT H and I - RODRIGUEZ**
51. ORDINANCE appropriating \$1,235,240.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Waterline Replacement in Timber Oaks West Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT A - LAWRENCE**
52. ORDINANCE appropriating \$1,824,700.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **RWL CONSTRUCTION, INC** for Waterline Replacement in Briargrove Park; 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 G - HOLM**
53. ORDINANCE appropriating \$1,988,600.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Waterline Replacement in Forest West and Cole Creek; 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, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - LAWRENCE**
54. ORDINANCE appropriating \$1,991,500.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **CARRERA CONSTRUCTION, INC** for Waterline Replacement in Southampton; 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, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - CLUTTERBUCK**

ORDINANCES - continued

55. ORDINANCE appropriating \$1,406,600.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Waterline Replacement in Shady Oaks; 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 B - JOHNSON**
56. ORDINANCE appropriating \$1,964,100.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **GONZALEZ CONSTRUCTION ENTERPRISE, INC** for Waterline Replacement in Annunciation Subdivision; 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 B - JOHNSON**
57. ORDINANCE appropriating \$2,057,042.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for FY09 Water Distribution System Rehabilitation and Renewal; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
58. ORDINANCE granting to **TENNESSEE GENERAL CONSTRUCTION, INC, A TENNESSEE 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; and making certain findings related thereto - **FIRST READING**
59. ORDINANCE No. 2009-381, passed second reading May 13, 2009
ORDINANCE granting to **ARC ABATEMENT, INC, A TEXAS CORPORATION**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**
60. ORDINANCE No. 2009-382, passed second reading May 13, 2009
ORDINANCE granting to **SWEEPING SERVICES OF TEXAS - OPERATING, L.P., A TEXAS LIMITED PARTNERSHIP**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 61 through 65

61. MOTION by Council Member Khan/Seconded by Council Member Green to adopt recommendation from Director Finance Department to approve the Fiscal Year 2010-2014 Capital Improvement Plan and establish a charge of \$75.00 plus postage for the adopted CIP documents (\$5.00 plus postage for CD version)

TAGGED BY COUNCIL MEMBERS SULLIVAN and RODRIGUEZ

This was Item 2 on Agenda of May 13, 2009

62. ORDINANCE appropriating the transfer of an amount not to exceed \$25,000,000 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; making various findings and provisions related thereto; and declaring an emergency - **TAGGED BY COUNCIL MEMBER BROWN**

This was Item 23 on Agenda of May 13, 2009

63. ORDINANCE amending Ordinance Number 2003-0529, as amended, which approved and authorized Professional Audit Services Agreement between the City of Houston and **DELOITTE & TOUCHE LLP**, to increase the maximum contract amount - \$220,000.00 - General Fund

TAGGED BY COUNCIL MEMBERS KHAN and GREEN

This was item 25 on Agenda of May 13, 2009

64. ORDINANCE approving and authorizing contract between the City and **DELOITTE & TOUCHE LLP** for Professional Auditing Services for the Finance Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$8,695,000.00 - General Fund

TAGGED BY COUNCIL MEMBERS GREEN, JOHNSON, KHAN, ADAMS and JONES

This was Item 26 on Agenda of May 13, 2009

65. ORDINANCE amending Ordinance No. 2007-660 to increase the maximum contract amount; approving and authorizing second amendment to contract between the City of Houston and **TIBH INDUSTRIES, INC** for Vehicle Car Wash Services for Houston Police Department - 1 Year \$250,000.00 - General Fund - **TAGGED BY COUNCIL MEMBER JOHNSON**

This was Item 27 on Agenda of May 13, 2009

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

**CITY COUNCIL CHAMBER – CITY HALL 2nd FLOOR – WEDNESDAY
MAY 27, 2009 – 9:00AM**

AGENDA

1MIN	1MIN	1MIN
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MR. MICHAEL KUBOSH – 1701 Lubbock – 77007 – 281-851-0172 – Red Light Camera – Item 34

MR. PAUL KUBUSH – 1619 Lubbock – 77007 – 281-850-0171 – Red Light Camera – Item 34

NON-AGENDA

3MIN	3MIN	3MIN
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MS. DEBORAH ELAINE ATKINS – Post Office Box 263252 – 77207 – 832-292-5203 – White House/Black Market

MR. /COACH R. J. BOBBY TAYLOR - 3107 Sumpter – 77026 – 202-FA3-4511 – Behavior Coward Conspiracy who in 1979 to use my children

MR. RON BRANCH – 2800 Post Oak Blvd., No. 225 – 77056 – 713-402-3604 – Foreclosure prevention

MR. STEVEN WILLIAMS – No address – No phone – Cardinal DiNardo Please review FBI tapes 5/14/09 9:45 – 11:45pm

MR. JEFF SPIVEY – 1559 Tarberry - 77088 – 832-428-0255 – YMCA

MS. SHIRLEY ATWOOD – 7702 Langley Rd. – 77016 – 713-301-2204 – Carport replacement from Hurricane Ike Storm

MR. WILLIAM BEAL - 4718 Boicewood - 77016 - 713-633-0126 – Evincible 6 11 15: From: Michael Jackson

MS. TONY SENGAL – 8532 Green River Dr. – 77028 – 832-643-2019 – Trucking Company in neighborhood

MR. JAMES WALKER – 3807 Julius Ln. – 77021 – 832-443-0340 – Metropolitan Multi-Service Center

MR. HOWARD HULSABOSCH – 5911 Bryant Pond Dr. – 770471 – 713-778-9232 – Metropolitan Multi-Service Center

MR. HONG-YING PAN – 1515 Holcombe – 77030 – 713-563-7661 – Thank you Mayor White

MS. RUBIE DIXON – 5105 Airline Dr. – 77022 – 713-691-0191 – Decision making in a storm

MS. LISA PORTER – 3620 Washington Ave. – 77007 – 281-924-7874 – Valet parking permit denied

MS. SHARON RIVERS – 3939 Braden Dr. N. – 77047 – 713-518-1950 – Pension

MR. JOHN JUANOPULOS – 2207 Eastex Freeway - 77026 – 713-227-5207 – HPD conflict of interest and retaliation

MS. MEG POISSANT – 5102 Center St. - 77007 – 713-880-5553 – Parking on Center St. and Clubs/Bars

MR. DAMONE STEWART – 8414 Ponnell – 77088 – 832-885-5720 – Mayor we need the funds for the YMCA 26.82 acres

MR. JOHNNY ROBINSON – 8450 Bigwood – 77078 – 713-631-1758 – Dollar a Lot Program

MS. ANTOINETTE DANIELS – 8702 Ferdinand – 77051 – 832-687-0907 – Employment

MR. TOM BAZAN – Post Office Box 2786 – 77252 – 713-466-4477 – Metro Policy and City appointee to the Metro Board

MR. MONROE HOGGART – 4701 Anderson Rd. – 77053 – 713-433-0341 – Mobile Home permit

MS. CAROLYN DAVIS – 5903 Quail Village Dr. – 77053 – 281-437-8157 – Theft by Avis

MR. ROBBIE KNAPP – 815 Houston Ave. – 77007 – 713-228-4371 – GM termination of dealer Franchises

Speaker List
May 27, 2009
Continued Page 2

3MIN 3MIN 3MIN

MR. CLIFFORD PHONIX – 1004 Palmer – 77003 – 713-225-4268 – Major fresh water problems

MR. JAMES WHITTAKER – 3110 Napoleon – 77004 – 281-804- 2812 – HPD/Attorney General Harassing me

MR. ANTONIO TRISTAN – 9214 Edgebrook – 77075 – 832-878-2614 – Heavy Trash

MS. LOIS MYERS – 9701 Westview Dr. – 77055 – 713-461-7447 – Flooding on April 27th and 28

MR. TED BRAKHAGE – 3210 Tilson Ln. – 77080 – 713-464-8481 – Flooding

REV. GOLDIE WESTLEY – 2025 Hwy 6 – 77077 – 281-493-1883 – Youth/Gang Prevention

MS. EFFIE WILLIAMS – 5914 Brettshire – 77016 – 713-631-3573 – Deed Restrictions

PREVIOUS

1MIN 1MIN 1MIN

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 - HPD False Arrest Cases
W/Assassination Attempts W/Police Brutality – ER-Protection W/HACH

MS. MARY TAYLOR – 1403 Fashion Hill Dr. – 77088 – 281-445-0682 – Mayor we need the funds for the
YMCA 26.82 acres

MR. JAMES PARTSCH-GALVAN – 1611 Holman – 77004 – 713-528-2607 – President Obama and World
Cup 2010 in Africa

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: A Motion to establish a \$350 fee for residential variance requests and \$900 fee for commercial variance requests related to the Airport Compatible Land Use Ordinance #2008-1052.		Category #9	Page 1 of 1	Agenda Item # /
FROM (Department or other point of origin): Houston Airport System		Origination Date May 18, 2009	Agenda Date MAY 27 2009	
DIRECTOR'S SIGNATURE: <i>Am Kae</i> <i>Eric R. Torres</i>		Council District affected: B, E, I		
For additional information contact: John Silva Phone: 281-233-1925		Date and identification of prior authorizing Council action: N/A		
AMOUNT & SOURCE OF FUNDING: Not Applicable		Prior appropriations: N/A		
RECOMMENDATION: (Summary) Approve a Motion establishing fees for variance requests associated with the Airport Compatible Land Use Ordinance regulating development in areas surrounding George Bush Intercontinental Airport/Houston (IAH), William P. Hobby Airport (HOU) and Ellington Airport (EFD).				
SPECIFIC EXPLANATION: In anticipation of variance requests based on the regulations of the Airport Compatible Land Use Ordinance (Ordinance # 2008-1052), the Houston Airport System requests that fees be established relating to the processing of variance requests for review by the Board of Adjustment. These Airport Land Use Variance fees of \$350 for residential variance requests and \$900 for commercial variance requests are nominal costs. The intention of the fees is to recoup partial expenses to the City incurred through staff time, paper and copy production cost, travel cost and supply cost while not placing an onerous financial burden on the variance requestor.				
REQUIRED AUTHORIZATION				
Finance Department:	Other Authorization:		Other Authorization:	

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Establishment of connection charge for a privately constructed 30-inch and 36-inch wastewater line located along Reed Road from Alameda Road.		Category	Page 1 of 1	Agenda Item # 2
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 5-19-09	Agenda Date MAY 27 2009	
DIRECTOR'S SIGNATURE <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: D		
For additional information contact: Ann Marie Stone Sheridan, P.E. Phone: (713) 837-9142		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Recommend that a connection charge in the amount of \$4,411.20 per acre be established for the properties connecting to the 30-inch or 36-inch wastewater line constructed by Reed Road Senior Residential LP.				
Amount of Funding: None Required			Finance Department:	
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> Other (Specify) -				
SPECIFIC EXPLANATION: <p>Article IV of Chapter 47 of the Code of Ordinances, Houston, Texas (Houston Code) includes provisions for the reimbursement of developers who have constructed a water or sanitary sewer extension. Establishment of a connection charge provides that the owner of each successive property that connects to the line built by the developer will pay a pro-rata share of the cost to construct the line.</p> <p>Under Section 47-168 of the Houston Code, a developer may, with the proper permit provided for in Section 47-165, construct off-site water and/or sanitary sewer lines at their expense (or with City participation) and then apply for reimbursement for their share when other property owners connect to those water and/or sanitary sewer lines.</p> <p>Reed Road Senior Residential LP has constructed 4,699 linear feet of 30-inch and 1,433 linear feet of 36-inch wastewater line along Reed Road at a cost of \$2,310,598.63 after deducting the City's share. This wastewater line can potentially serve an area of 523.803 acres, thereby making a unit connection cost of \$4,411.20 per acre.</p> <p>These monies will be collected at the time that a building permit is issued and will be placed in a pro-rata fee account. The City will make reimbursement to the person constructing such mains two times per year.</p>				
AMS:ls				
CUIC# 20JZC544				
Finance Department	Other Authorization:		Other Authorization: <i>Andrew F. Icken</i> Andrew F. Icken, Deputy Director Planning & Development Services	

NOTICE: THIS PLAN IS THE PROPERTY OF R.G.MILLER ENGINEERS AND ARCHITECTS, P.C. (R.G.M.E.A.) AND IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED HEREON. ANY REUSE OR REPRODUCTION OF THIS PLAN WITHOUT THE WRITTEN CONSENT OF R.G.M.E.A. IS STRICTLY PROHIBITED. THE USER OF THIS PLAN SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. R.G.M.E.A. SHALL NOT BE RESPONSIBLE FOR ANY ERRORS OR OMISSIONS IN THIS PLAN. THE USER OF THIS PLAN SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. R.G.M.E.A. SHALL NOT BE RESPONSIBLE FOR ANY ERRORS OR OMISSIONS IN THIS PLAN.

BENCHMARK
 ALL DATA ON THIS PLAN ARE BASED ON THE NATIONAL ADJUSTED MEAN SEA LEVEL DATUM OF 1988. THE BENCHMARK IS LOCATED AT THE INTERSECTION OF REED ROAD AND SH 288. THE BENCHMARK IS A 6" DIA. IRON PIPE SET IN CONCRETE. THE BENCHMARK IS 1.45 FEET ABOVE THE MEAN SEA LEVEL DATUM OF 1988. THE BENCHMARK IS 1.45 FEET ABOVE THE MEAN SEA LEVEL DATUM OF 1988.

LEGEND:
 ○ PROP. SAN. SINK, M.H.
 ○ PROP. SAN. SINK
 --- PROP. WASTEWATER SERVICE AREA
 --- PROP. EASEMENTS

r.g.miller engineers
 since 1998
 12121 Hitchhiker Lane
 Houston, Texas 77078
 (713) 461-9900

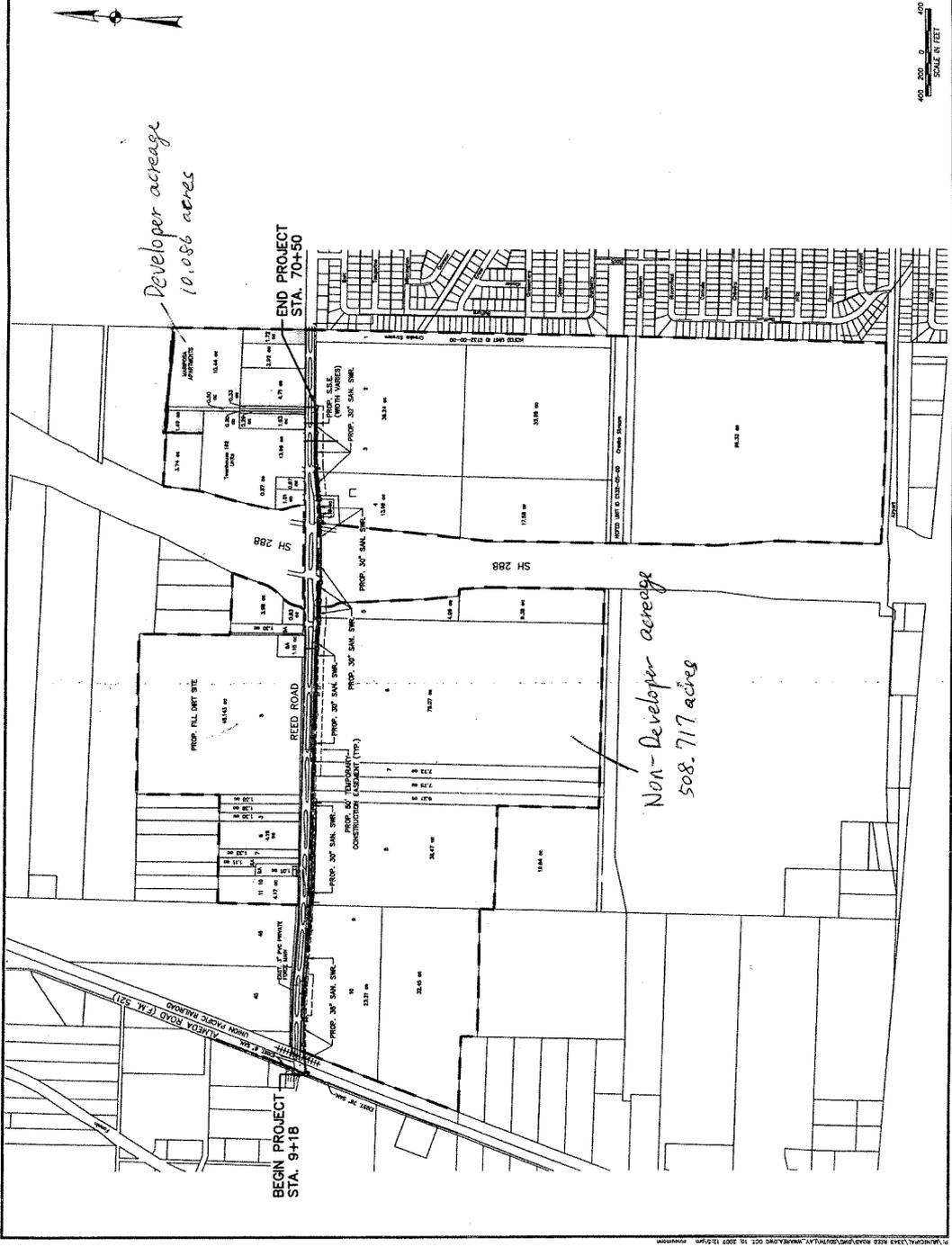


CITY OF HOUSTON
 REED ROAD SANITARY SEWER EXTENSION (PHASE 1-3)

WASTEWATER SERVICE AREA MAP
 THIS CITY SERVICE MAP FOR THE MAP ONLY IS THE PROPERTY OF THE CITY OF HOUSTON. IT IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED HEREON. ANY REUSE OR REPRODUCTION OF THIS MAP WITHOUT THE WRITTEN CONSENT OF THE CITY OF HOUSTON IS STRICTLY PROHIBITED.

CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS
 1500 RICE AVENUE
 HOUSTON, TEXAS 77005
 DATE: 11/19/09
 DRAWN BY: J.P.P.

FOR SET OF RECORDS USE ONLY
 DRAWING SCALE: HORIZ: 1"=400'
 SHEET: No. 5 OF 36



*Developer acreage
 10.086 acres*

*Non-Developer acreage
 508.717 acres*

FILE NAME: L:\K_3\BIBB\DWG\EXTD_SIN_CCT_10_2009_1021.dwg
 SCALE IN FEET
 0 100 200

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Storm Drainage Improvement in Wilchester, Memorial Way and Memorial Trails Subdivisions, WBS No. M-000248-0001-4.	Page 1 of 1	Agenda Item # 3
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE., Director	Council Districts affected: G JH
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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. #2006-1174 dated 11/29/2006
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RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$6,680,125.46 or 6.96% 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 \$8,323,000.00 with \$7,351,966.00 from the Drainage Improvement Commercial Paper Series F, Fund No. 4030, and \$971,034.00 from Water and Sewer System Consolidated Construction Fund No. 8500.	Finance Department:
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PROJECT NOTICE/JUSTIFICATION: This project was part of the Storm Drainage Capital Improvements Plan (CIP) and was required to provide drainage improvements to alleviate flooding due to insufficient pipe capacity in this subdivision.

DESCRIPTION/SCOPE: This project consisted of approximately 275 linear feet of 10-ft x 6-ft reinforced concrete box sewer, approximately 11,775 linear feet of 96-inch, 84-inch, 78-inch, 72-inch, 66-inch, 60-inch, 48-inch, 42-inch, 36-inch, 30-inch, 24-inch, storm sewer pipes, 9,900 linear feet of 12-inch and 8-inch waterline, roadway reconstruction with curb and gutter, sidewalks replacements. Cobourn Linseisen & Ratcliff Inc. designed the project with 415 calendar days allowed for construction. The project was awarded to SER Construction Partners, Ltd. with an original Contract Amount of \$7,180,010.50

LOCATION: The project area is generally bounded by Kingsride Lane on the north, Memorial Drive on the south, Rummel Creek on the east and Glenchester Drive on the west. The project is located in Key Map Grids 489D, 489C, 489F and 489G.

CONTRACT COMPLETION AND COST: The SER Construction Partners, Ltd., has completed the work under the subject Contract. The project was completed within the Contract Time with an additional 86 days approved by Change Order No. 1 and 2. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Orders No. 1 thru 3, is \$6,680,125.46. This is a decrease of \$499,885.04 or 6.96% under the original Contract Amount.

The decreased cost is a result of difference between planned and measured quantities. This decreased is primarily a result of underrun in bid Items including Water, Extra Incentives/ Bonuses, and Cash Allowances. Full use of these items were not required to complete the work.

M/WBE PARTICIPATION: The M/WBE goal for this project was 21.26%. According to the Affirmative Action and Contract Compliance Division, the actual participation was 24.17%. Contractor's M/WBE performance evaluation was rated outstanding.


MSM:DRM:JTL JAK:AH:ha

S:\E&C Construction\South Sector\PROJECT FOLDER\M-0248-01\21.0 Close-out Documentations\RCA\RCA - Closeout.doc

cc: Velma Laws Craig Foster Waynette Chan Marty Stein File M-0248-01/21.0.

REQUIRED AUTHORIZATION		CUIC ID # 20HA56
Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for W. Little York Drainage Improvements from Hardy Toll Road to Halls Bayou, WBS No. M-000531-0001-4.

Page 1 of 2

Agenda Item #

4

FROM (Department or other point of origin):

Origination Date 5-19-09

Agenda Date MAY 27 2009

Department of Public Works and Engineering

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E., D.WRE, BCEE., Director

Council District affected: B, H

For additional information contact:

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

Phone: (713) 837-7074

Date and identification of prior authorizing Council action:

Ord. # 2006-723 dated: 06/28/2006

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$9,999,120.59 or 3.53% 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 \$11,791,000.00 with \$8,485,334.05 from the Drainage Improvement Commercial Paper Series F, Fund No. 49R, \$1,016,420.65 from Storm Sewer Consolidated Construction Fund No. 436, \$1,454,762.80 from Commercial Paper Storm and Overlay Fund No. 49G, and \$834,482.50 from Water and Sewer System Consolidated Construction Fund No. 755.

Finance Department:

PROJECT NOTICE/JUSTIFICATION: This project was part of the Storm Drainage Capital Improvement Plan (CIP), program and was required to provide drainage improvements to alleviate flooding due to insufficient outfall capacity in the surrounding area.

DESCRIPTION/SCOPE: This project consisted of installation of reinforced concrete box culvert south of E. Little York to its terminus at Hall's Bayou, including appurtenances. Lott and Brown Consulting Engineering, Inc. designed the project with 600 calendar days allowed for construction. The project was awarded to Jalco Inc. presently known as George Construction, with an original Contract Amount of \$10,365,430.00.

LOCATION: The project area is generally bounded by East Little York Road on the north, Rittenhouse Street on the south, Halls Bayou on the east and McGullion Street on the west. The project is located in Key Map Grids 413 U, Y, and Z.

CONTRACT COMPLETION AND COST: The Contractor, Jalco, Inc. / George Construction, has completed the work under subject Contract. The project was completed within the Contract Time with additional 42 days approved by Change Order No.1. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order No. 1 is \$9,999,120.59. This is a decrease of \$366,309.41 or 3.53% 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. 79 - 10'x10' RCB Storm Sewer, Precast in Accordance with ASTM C1433 or Cast-in-Place, Open Cut, Installed Complete; Bid Item No. - 97 - Clean Air Incentive for EPA Tier 1; Bid Item No. 98 - Clean Air Incentive for EPA Tier 2; Bid Item No. 99 - Clean Air Incentive for EPA Tier 3 and Extra Unit Price Items, which were not necessary to complete the work.

REQUIRED AUTHORIZATION

20HA51

MST

Finance Department:

Other Authorization:

Other Authorization:

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

Date	SUBJECT: Accept Work for W. Little York Drainage Improvements from Hardy Toll Road to Halls Bayou, WBS No. M-000531-0001-4.	Originator's Initials	Page 2 of 2
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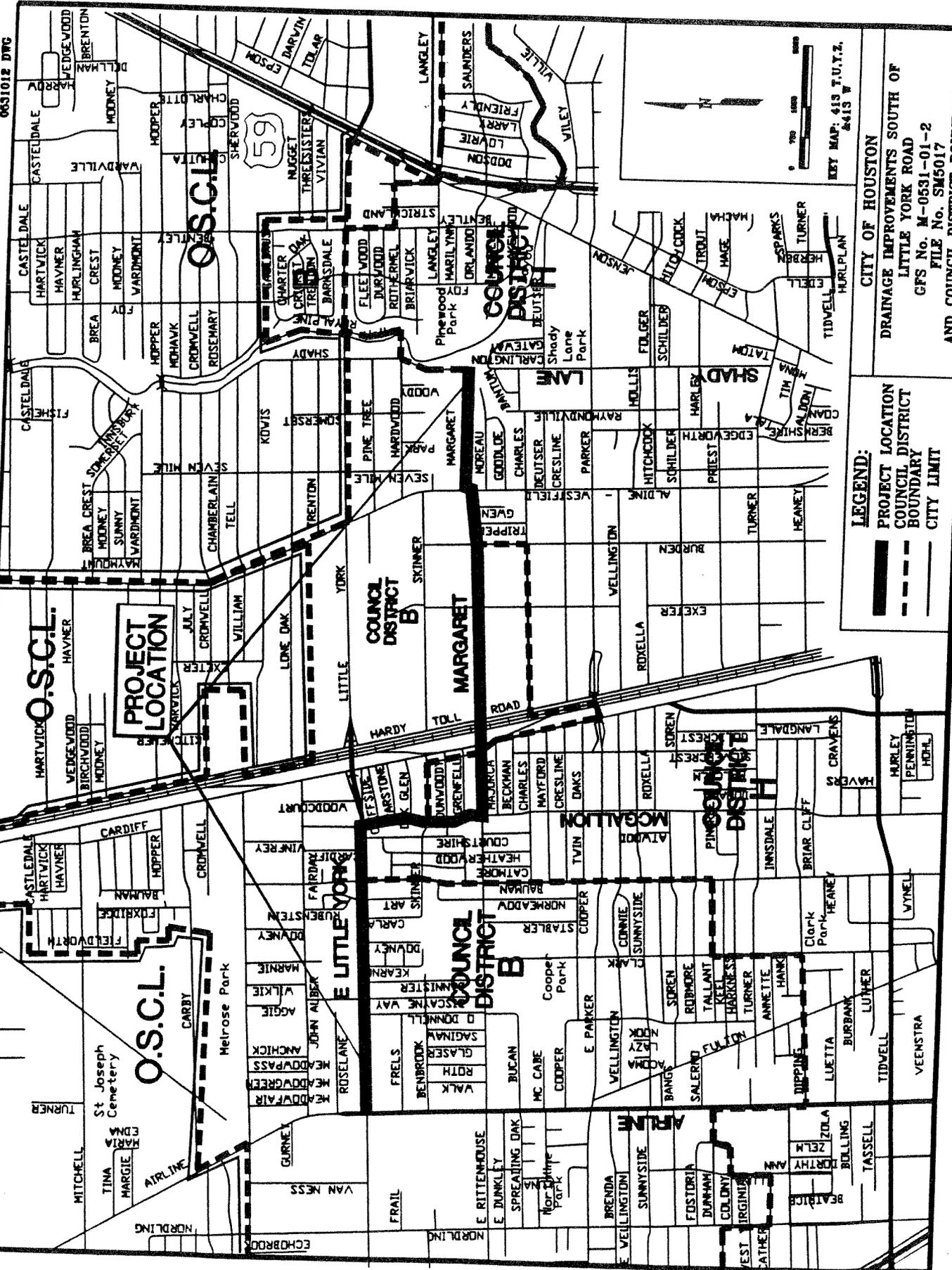
M/WBE PARTICIPATION: The M/WBE goal for this project was 17.00%. According to Affirmative Action and Contract Compliance Division, the participation was 26.10%. Contractor's M/WBE performance evaluation was rated outstanding.


MSM:DRM:JTL:JAK:DO:ha

S:\E&C Construction\North Sector\PROJECT FOLDER\M-0531-01-4; -W.Litt. York Storm\Closeout\RCA\RCA - Closeout.doc

c: Velma Laws Craig Foster Waynette Chan Marty Stein File No.: M-0531-01/210.

0631012 DWG



LEGEND:
 PROJECT LOCATION
 COUNCIL DISTRICT BOUNDARY
 CITY LIMIT

CITY OF HOUSTON
 DRAINAGE IMPROVEMENTS SOUTH OF
 LITTLE YORK ROAD
 GFS No. M-0531-01-2
 FILE No. SM5017
 AND COUNCIL DISTRICT BOUNDARIES

DRAWN BY: M. DE LEON



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Cambridge/ Browning Elementary Paving and Drainage Improvements, WBS No. N-000242-0005-4.	Category #1, 7	Page 1 of 1	Agenda Item # 5
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE., Director	Council Districts affected: D, H
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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. #2006-722 dated 06/28/06
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RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$428,562.40 or 12.32% 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 \$490,005.00 from the Drainage Improvements Commercial Paper Series F, Fund No. 49R and \$91,995.00 from Water and Sewer System Consolidated Construction Fund No. 755).	Finance Department:
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PROJECT NOTICE/JUSTIFICATION: This project was part of the Storm Drainage Capital Improvements Plan (CIP) program and was required to provide drainage improvements to alleviate flooding at the subject locations.

DESCRIPTION/SCOPE: The Cambridge Village project consisted of the installation of 24-inch thru 42-inch reinforced concrete pipe, pavement reconstruction, water main replacement, outfall structure, and related appurtenances. The Browning Elementary project consisted of the installation of inlets, reinforced concrete pipe and related appurtenances. A&S Engineers, Inc. designed the project with 120 calendar days allowed for construction. The project was awarded to ACM Construction, Inc. with an original Contract Amount of \$488,789.00.

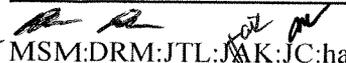
LOCATION: The project locations are as follows:

<u>Location</u>	<u>Key Map</u>	<u>Council District</u>
Cambridge Village: Tidewater from Nitida to HCFC Ditch C151	571 M	D
Browning Elementary: Northwood from W. Patton to Gardner	453 X	H

CONTRACT COMPLETION AND COST: ACM Construction, Inc., has completed the work under the subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities is \$428,562.40. This is a decrease of \$60,226.60 or 12.32% under the original Contract Amount.

The decreased cost is a result of the difference between planned and measures quantities. This decrease is primarily due to underrun in Bid Item No. 14 – Junction box with lid or grade top for maximum 24-inch diameter storm sewer, Bid Item No. 16 – 18-inch diameter storm sewer by open cut, Bid Item No. 18 – 36-inch diameter storm sewer by open cut, Bid Item No. 22 – 8-inch diameter sanitary sewer by open cut, Bid Item No. 30 – 8-inch diameter Ductile Iron water line by open cut, Bid Item No. 31 – Clean Air Incentive, Bid Item No. 37 – Storm Sewer Manhole for Box Sewer, All Depths, Bid Item No. 38 – Precast Concrete or Brick Manhole for 48-inch to 72-inch Diameter RCP, Bid Item No. 44 - Unit Price for Placement of Imported Fill Material, in the Trench Zone, as directed by the Engineer, Bid Item No. 48 – Sawcut existing pavement to 6-inch thick, Bid Item No. 57 – Service connections (Long Side), which were not necessary to complete the work.

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


MSM:DRM:JTL:AK:JC:ha

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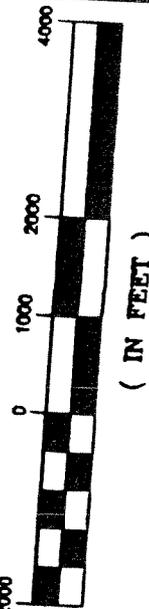
cc: Velma Laws Craig Foster Waynette Chan Marty Stein File No. SM5026/21.0

REQUIRED AUTHORIZATION **CUIC ID # 20HA52**

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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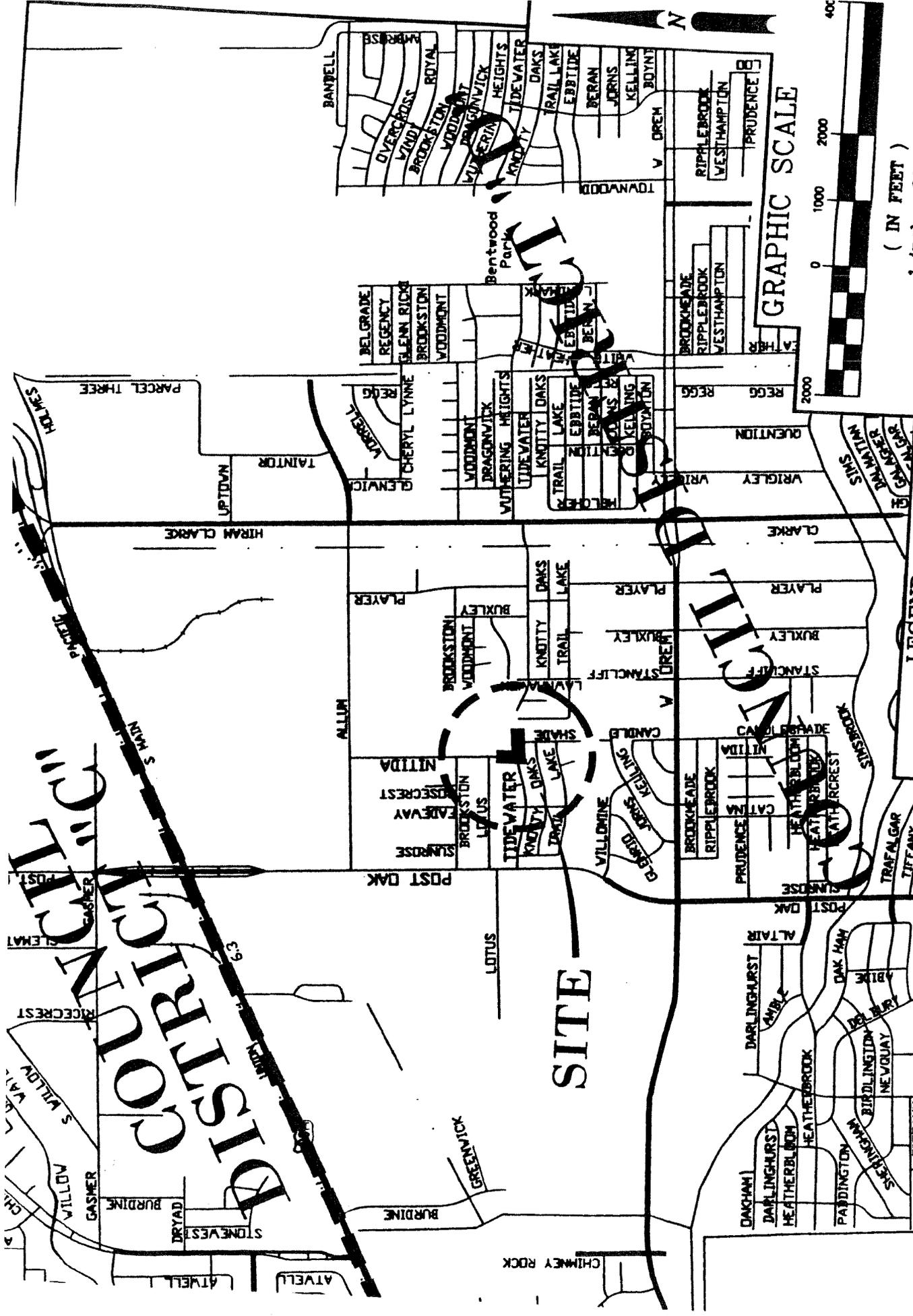


GRAPHIC SCALE



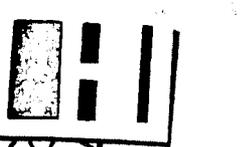
LEGEND:
 PROJECT LOCATION
 COUNCIL DISTRICT
 BOUNDARY
 CITY LIMIT

CITY OF HOUSTON
 CITY OF HOUSTON
 CAMBRIDGE/ BROWNING ELEMENTARY
 PAVEMENT & DRAINAGE IMPROVEMENTS
 GFS NO. M-0242-06 3



CITY OF HOUSTON
 CITY OF HOUSTON
 CAMBRIDGE/ BROWNING ELEMENTARY
 PAVEMENT & DRAINAGE IMPROVEMENTS
 GFS NO. M-0242-3

LEGEND:
 PROJECT LOCATION
 COUNCIL DISTRICT
 BOUNDARY
 CITY LIMIT



CITY OF HOUSTON
COUNCIL DISTRICT

SITE

GRAPHIC SCALE
 0 1000 2000
 1 inch = 2000 ft.

D: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Delafield Street and Lidstone Street Sewer Relocation.
WBS. No. R-002011-0040-4.

Page 1 of 2
Agenda Item # **6**

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date
5-20-09
Agenda Date
MAY 27 2009

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E., D. WRE, BCEE, Director

Council Districts affected: SE
1

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. #2006-379 dated 04/19/2006

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$1,258,570.35, which is 8.92% under the original Contract Amount, accept the Work and authorize the final payment to Guarantee Company of North America USA.

Amount and Source of Funding: No additional appropriation required.

(Original appropriation of \$1,580,900.00 from Water and Sewer System Consolidated Construction Fund No. 755.)

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's ongoing program to replace and upgrade its neighborhood sewer systems.

DESCRIPTION/SCOPE: The project consisted of installing 4,943 linear feet of 8-inch sanitary sewers along Delafield and Lidstone Streets and reconnecting sanitary service lines and 1,370 linear feet of 8-inch water lines with all related appurtenances along Lidstone Street. Binkley & Barfield, Inc. designed the project with 365 calendar days allowed for construction. The project was awarded to Colt Utilities, Inc. with an original Contract Amount of \$1,381,824.75.

Colt Utilities, Inc. did not complete the Work within the Contract Time. The surety company, Guarantee Company of North America USA, signed a takeover agreement on July 3, 2007 with the City to complete the Work.

LOCATION: The project area is generally bound by Knoblock on the west, Cumberland on the east, I-45 on the north, and Carrolton on the south. The project is located in the Key Map Grids 534-B, C, F & G.

CONTRACT COMPLETION AND COST: The surety company, Guarantee Company of North America USA has completed the Work under the subject Contract. The project was completed within the Contract Time with 295 additional days approved by the takeover agreement and previously approved Change Order Nos. 1, 3, 4, and 5. The final cost of the project, including overrun and underrun of estimated bid quantities, and previously approved Change Order Nos. 1 through 5 is \$1,258,570.35, a decrease of \$123,254.40 or 8.92% under the original Contract Amount.

The decreased cost is primarily a result of Change Order No. 2 – Delete Private Service Relocation and Reconnection on Lidstone, and the Work not requiring use of most Extra Unit Price Items.

M/WBE PARTICIPATION: The M/WBE goal for this project was 17%. According to Affirmative Action and Contract Compliance Division, the actual participation was 43.47%. The surety achieved an "Outstanding" rating for the MWDBE Compliance.

MSM:DRM:JTL:JLS:SK:mq
S:\E&C Construction\East Sector\PROJECTS\R-002011-0040-4 Delafield\Closeout\RCA\RCA_Closeout.DOC

c: File No. R-002011-0040-4 - Closeout

REQUIRED AUTHORIZATION

CUIC ID# 20MZQ107

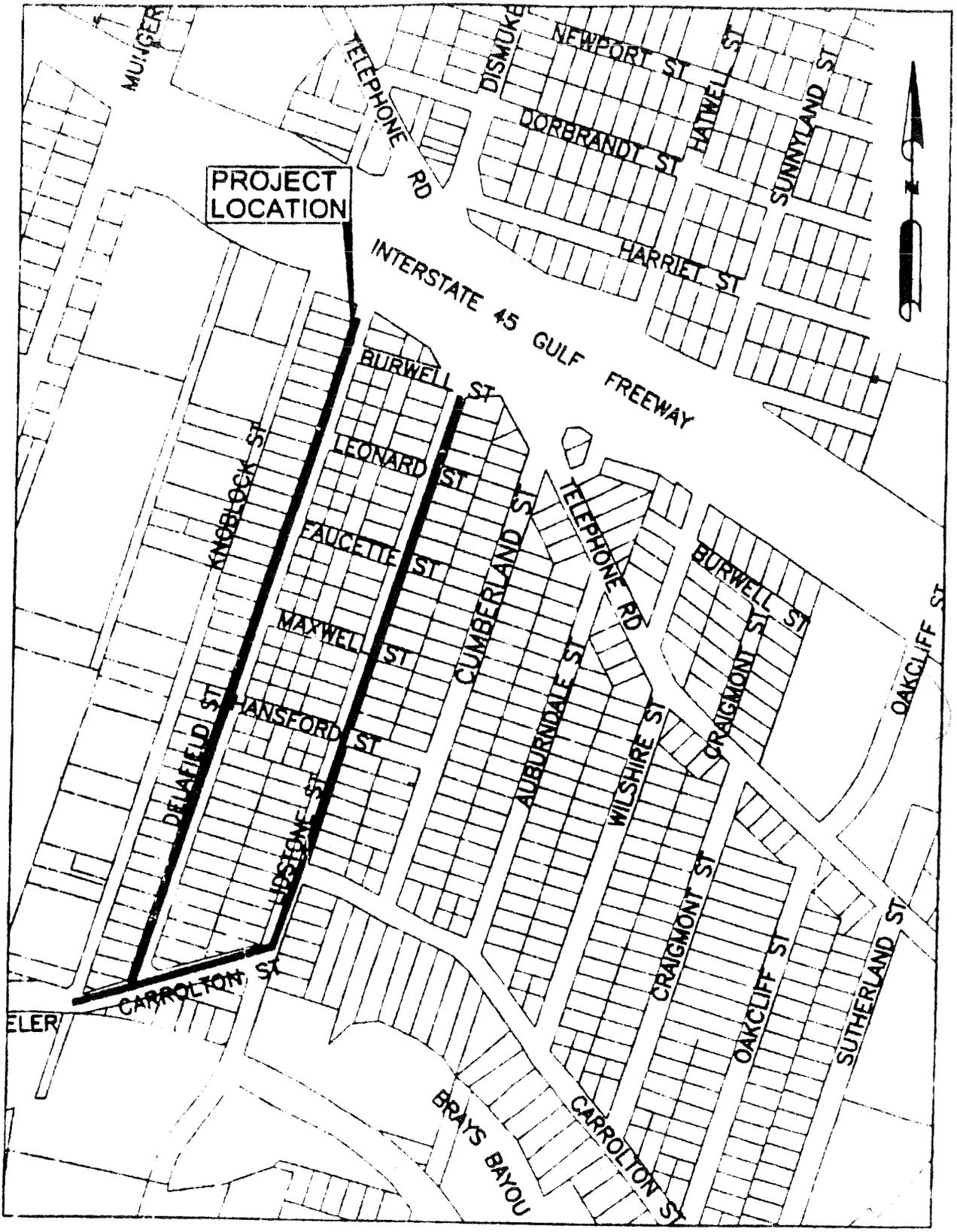
F&A Director:

Other Authorization:

Jun Chang, P.E., Interim Deputy Director
Public Utilities Division

Other Authorization:

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



VICINITY MAP

SCALE: NONE

KEY MAP NO 534-B,C,F&G

GIMS MAP NO 555 A

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Water Line Replacement in Buffalo Speedway Area. WBS No. S-000035-00E3-4.		Page <u>1</u> of <u>1</u>	Agenda Item # 7
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 5-19-09	Agenda Date MAY 27 2009
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council Districts affected: C <i>Rum</i>	
For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director		Date and Identification of prior authorizing Council Action: Ord. #2007-449 dated 04/04/2007	
RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$4,463,768.57, which is 4.98% over the original Contract Amount, accept the Work and authorize the final payment.			
Amount and Source of Funding: No additional appropriation required. (Original appropriation of \$4,810,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500.)			

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

DESCRIPTION/SCOPE: This project consisted of construction of 741 linear feet of 6-inch, 26,845 linear feet of 8-inch, and 9,907 linear feet of 12-inch water lines, including valves, fittings, connections, fire hydrants, appurtenances as shown on the construction drawings and project manual. The work also included site and pavement restoration, tree protection, storm water pollution prevention and traffic control in relation to the construction of water lines. The project was awarded to R. K. Wheaton, Inc. with an original Contract Amount of \$4,252,167.61.

LOCATION: The project area is generally bound by Westheimer Road on the north, Richmond Avenue on the south, Kirby Drive on the east and Buffalo Speedway on the west. The project is located in the Key Map Grids 492-T, U, X, & Y.

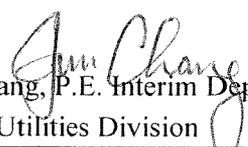
CONTRACT COMPLETION AND COST: The Contractor, R. K. Wheaton, Inc. has completed the Work under subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities is \$4,463,768.57, an increase of \$211,600.96 or 4.98% over the original Contract Amount.

The cost overrun is primarily due to Base Unit Price Item No. 30 – 8-inch Water Line with Restrained Joints by Augering, Base Unit Price Item No. 31 - 12-inch Water Line with Restrained Joints by Augering, and Base Unit Price Item No. 74 – Concrete Paving for Restoration of Pavement to meet street cut detail, complete and in place all thickness, which were necessary to complete the Work.

M/WBE PARTICIPATION: The M/WBE goal for this project was 20%. According to Affirmative Action and Contract Compliance, the actual participation was 21.33%. The Contractor was awarded an "Outstanding" rating for M/WBE compliance.

MSM:DRM:JTL:JAK:JM:mq
S:\E&C Construction\South Sector\PROJECT FOLDER\S-000035-00E3-4\Closure\RCA\RCA.DOC

c: Velma Laws File No. S-000035-00E3-4 – 21.0

REQUIRED AUTHORIZATION		CUIC ID# 20MZQ105
Finance Department:	Other Authorization:  Jun Chang, P.E. Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

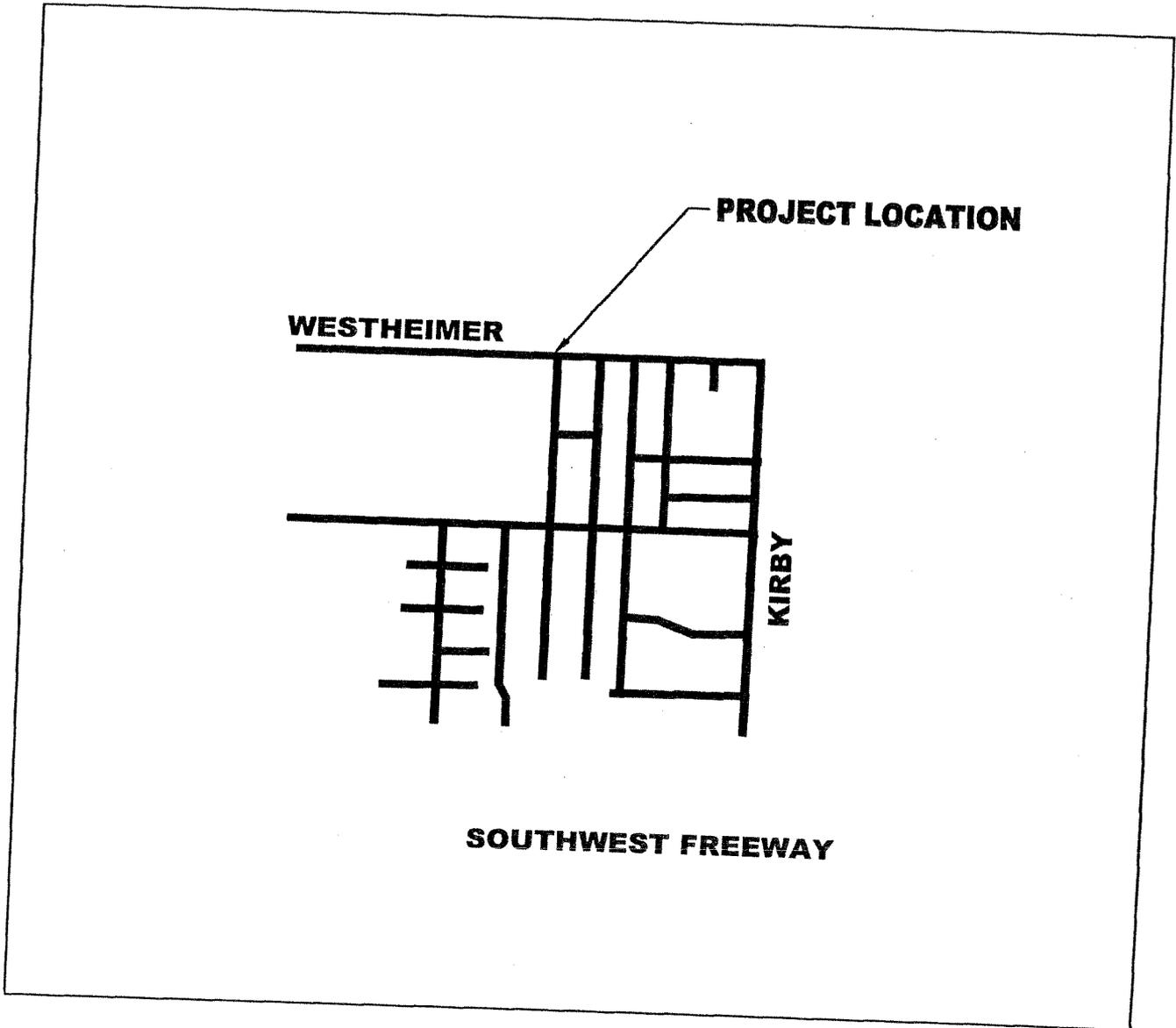
MO

M

CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ENGINEERING AND CONSTRUCTION DIVISION

WATER LINE REPLACEMENT IN BUFFALO SPEEDWAY AREA

WBS NO. S-000035-00E3-4

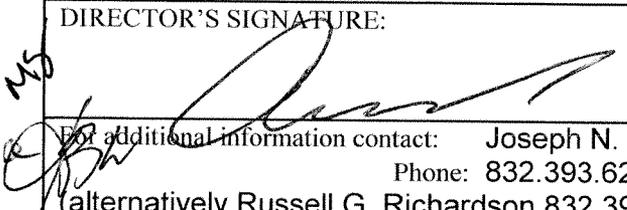
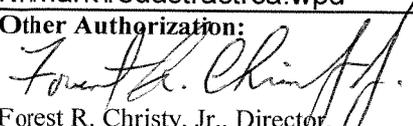
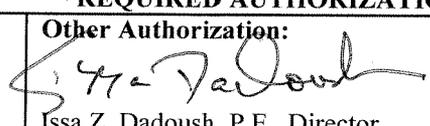
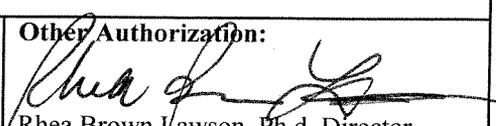


VICINITY MAP

KEY MAP NO 492-T, U, X, Y
GIMS MAP NO 5256 B, D



SCALE: N.T.S. JOB No. 014-0200 EXHIBIT No. 01
Buffalo-wmp-itr(1:1)

SUBJECT: Parcel QY9-011; City of Houston v. Estrellita H. Redus, Trustee, et al., Cause No. 925,819; The Gregory School Project; WBS/CIP No. E-000144-0001-2-01; Legal Department File No. 033-0800057-001;		Page 1 of 2	Agenda Item # 8+8A
FROM (Department or other point of origin): Legal Department - Real Estate Division Arturo Michel, City Attorney		Origination Date 04/16/09	Agenda Date MAY 27 2009
DIRECTOR'S SIGNATURE: 		Council District affected: "I" James G. Rodriguez; K.M.#493P	
For additional information contact: Joseph N. Quintal Phone: 832.393.6286 (alternatively Russell G. Richardson 832.393.6285)		Date and identification of prior authorizing Council action: Motion No. 2008-0662, psd. 08/20/08;	
RECOMMENDATION: (Summary)			
That the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court and pay the City's costs of court in connection with this eminent domain matter. We further recommend that the accompanying appropriation Ordinance be approved.			
Amount and Source of Funding: \$406,312.00; Reimbursement of Equipment/Projects Fund No. 1850		Finance Budget: 	
SPECIFIC EXPLANATION:			
The project provides for the reuse of the Gregory School site. There is a need to identify, collect and exhibit African American materials, thus ensuring visibility and availability of the valuable historical resources. The historic Gregory School is located in Houston's Fourth Ward. The building is being renovated and restored to transform the school into an African American Library and Archival Center that will tell the history of African Americans in Houston through photographs, letters, documents and oral histories.			
This eminent domain proceeding involves the acquisition of fee simple title in and to a parcel of land containing 10,000 square feet (.229 acre) of land located at 1204, 1206 1208 Victor Street and 1510 -1512 Cushing Street. The property is needed for the public purpose of providing additional parking for the Gregory School Project. The property is owned by Estrellita H. Redus, Trustee of the Redus Revocable Trust. This matter was referred to the Legal Department to commence eminent domain proceedings after efforts by the General Services Department to purchase the property were unsuccessful due to unresolved contractual issues.			
City's Testimony Before the Special Commissioners: \$400,000.00 (i.e. \$40.00 psf for the land being acquired, no contributory value for the improvements thereon or damages thereto)			
Award of Special Commissioners: \$400,000.00.			
h:\mark\redustractrca.wpd			
REQUIRED AUTHORIZATION			
Other Authorization:  Forest R. Christy, Jr., Director, Real Estate Division - GSD	Other Authorization:  Issa Z. Dadoush, P.E., Director General Services Department	Other Authorization:  Rhea Brown Lawson, Ph.d. Director Houston Public Library	

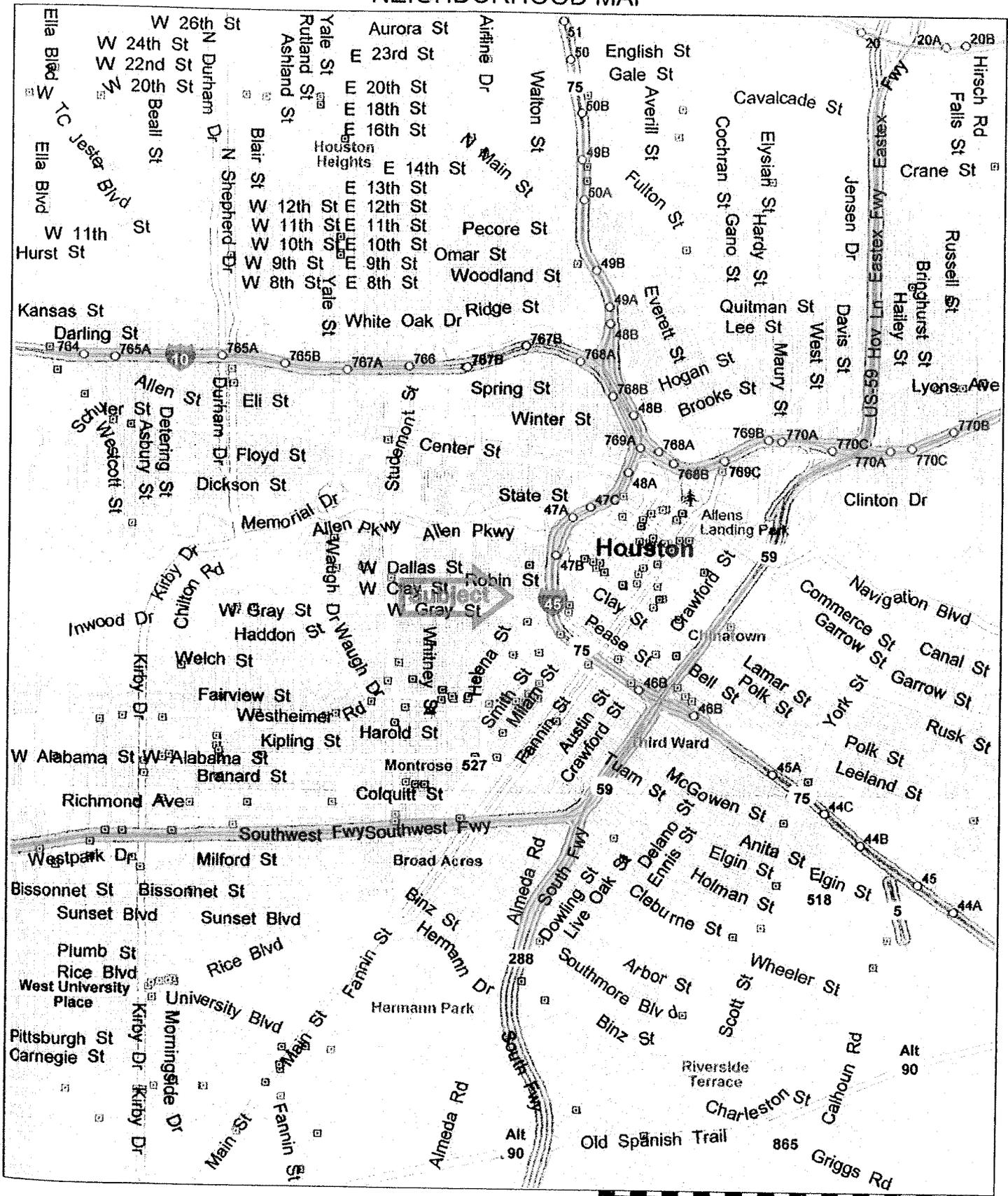
8+8A

Date 04/16/09	SUBJECT: Parcel QY9-011; Estrellita H. Redus, Trustee; The Gregory School Project; L.D. File No. 033-0800057-001;	Originator's Initials JNQ/RGR	Page __2__ of __2__
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The "**Costs of Court**" are as follows, to wit: \$172.00 filing fee; \$1,350 Special Commissioners' fees (i.e. \$450.00 x 3); \$290.00 Service of Process; \$4,500.00 Appraiser's fee **Total: \$6,312.00**. These "costs of court" account for the monetary difference between the amount of the Award of Special Commissioners and the total amount of funds needed herein.

We recommend that the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court and pay the City's costs of court in connection with this eminent domain matter. We further recommend that the accompanying Appropriation Ordinance be approved.

NEIGHBORHOOD MAP



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 Certain mapping and direction data © 2007 NAVTEQ. All rights reserved. The data for areas of Canada includes information taken with permission from Canadian authorities, including: © Her Majesty the Queen in Right of Canada. © Queen's Printer for Ontario. NAVTEQ and NAVTEQ ON BOARD are trademarks of NAVTEQ. © 2007 Tele Atlas North America, Inc. All rights reserved. Tele Atlas and Tele Atlas North America are trademarks of Tele Atlas, Inc.

FLOOD MAP

Borrower or Owner: Redus R Trust

Subject Address: 1204 Victor St

City: Houston

Lender or Client: City of Houston

County: Harris

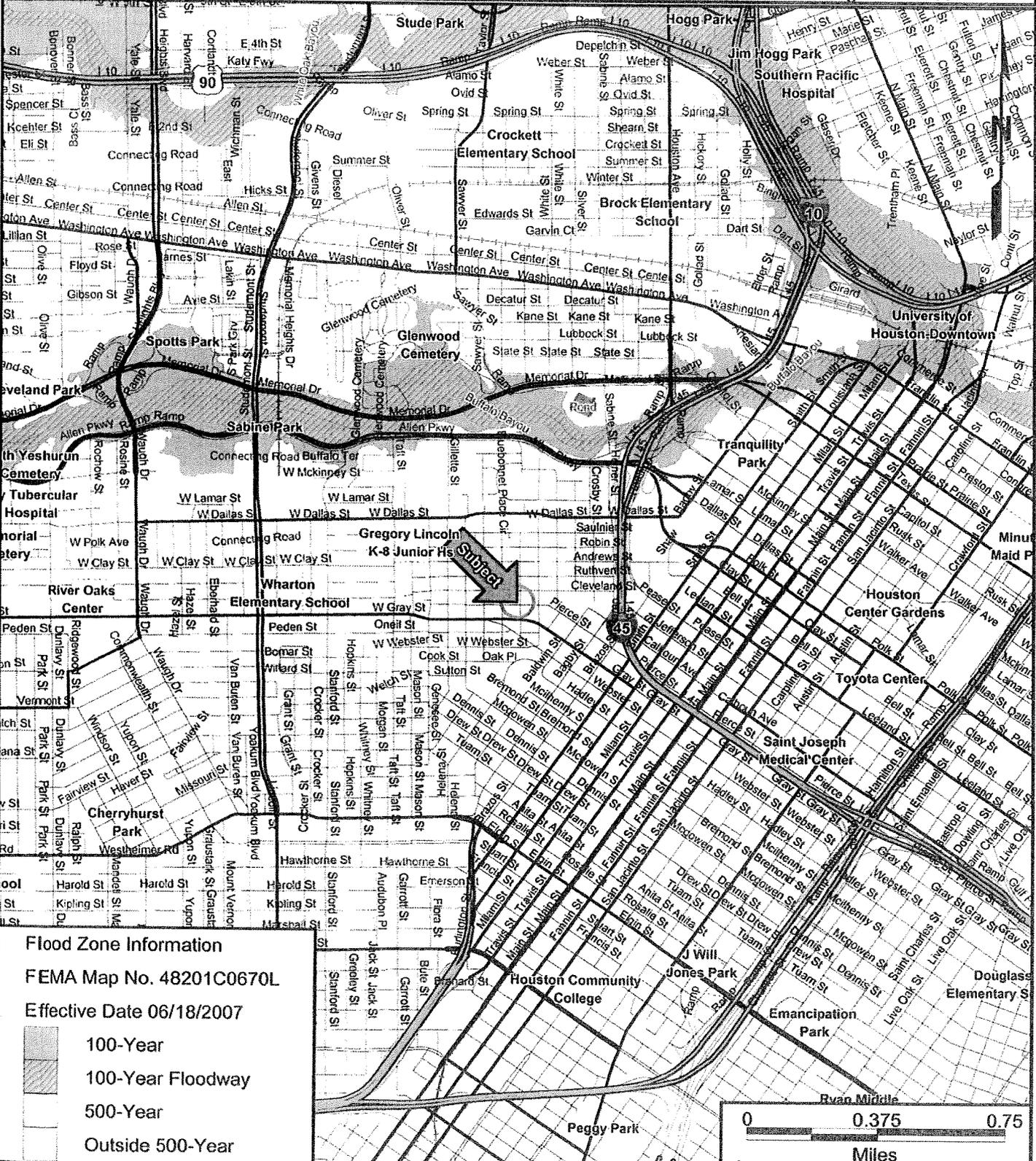
Census Tract: 4101.00

State: TX

Lat: 29.754044

Zip Code: 77019

Long: -95.379697

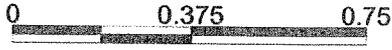


Flood Zone Information

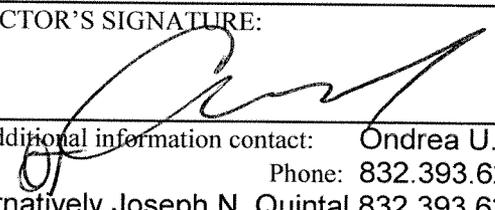
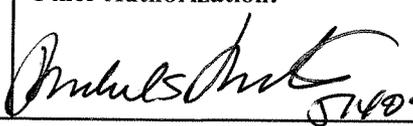
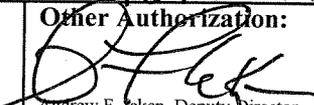
FEMA Map No. 48201C0670L

Effective Date 06/18/2007

- 100-Year
- 100-Year Floodway
- 500-Year
- Outside 500-Year



CAUTION: The location of flood hazard areas shown on this map are approximate only. Flood hazard boundaries may change from time to time. A property in the general vicinity of a flood hazard area should be evaluated by a civil engineer or other appropriate specialist prior to purchase or investment.

SUBJECT: Parcel AY7-038; City of Houston v. Tania Newinn and Henry Newinn, et al., Cause No. 930,999; Park Row Road Paving Project (S.H. 6 - Eldridge Pkwy.) WBS/CIP No. N-000723-0001-2-01-01; Legal Department File No. 052-0800024-003.		Page 1 of 2	Agenda Item # 9
FROM (Department or other point of origin): Legal Department - Real Estate Division Arturo Michel, City Attorney		Origination Date April 15, 2009	Agenda Date MAY 27 2009
DIRECTOR'S SIGNATURE: 		Council District affected: "A" Toni Lawrence; Key Map#448C	
For additional information contact: Ondrea U. Taylor Phone: 832.393.6280 (alternatively Joseph N. Quintal 832.393.6286)		Date and identification of prior authorizing Council action: BAO# 2005-397, psd. 04/20/05	
RECOMMENDATION: (Summary) That the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay all costs of court and withdraw the City's objections to the Award. Funding will be provided by a previously approved blanket Appropriation Ordinance.			
Amount and Source of Funding: \$103,077.00; No appropriation needed as funding will be provided by a previously approved Appropriation Ordinance No. 2005-397, psd. 4/20/05. Street & Bridge Consolidated Construction Fund No. 437 (Fund No. 4506)			
SPECIFIC EXPLANATION: The Park Row Road Paving Project (S.H. 6 - Eldridge Pkwy.) will provide for right-of-way acquisition, engineering and construction of a four lane concrete street with curbs, sidewalks, street lightning and the necessary underground utilities as needed. The project includes storm drainage improvements. The new roadway will improve traffic circulation and reduce traffic hazards in the IH-10 corridor. This eminent domain proceeding involves the fee simple acquisition of 6,420 square feet (0.147 acre) of land out of a parent tract containing 18,905 square feet (0.434 acre). The property is owned by Tania and Henry Newinn and is improved with a 1,574 square-foot single family residential dwelling. The City's taking will bisect a portion of the residential structure. The City's final offer to purchase the needed property was \$65,805.00 (i.e. \$10.25 psf). The landowners' legal representative rejected the City's final offer and did not submit a counter-offer, but advised that the entire property was currently being listed/marketed for \$500,000.00 (i.e.26.45 psf). Efforts to reconcile the monetary difference and successfully negotiate a purchase of the needed property were deemed pointless, and the matter was referred to the Legal Department to commence eminent domain proceedings. The Legal Department retained the same appraiser, utilized by Public Works & Engineering in making the City's final offer, to value the property and testify at the Special Commissioners' Hearing. City's Testimony Before the Special Commissioners: \$73,830.00 (i.e. \$11.50 psf for the land being acquired; no value for the improvements thereon and no damage to the remainder) Agreed Award of Special Commissioners: \$98,000.00 (i.e. \$15.27 psf). The Legal Department filed Objections to the Award of Special Commissioners in this case to preserve the City's legal and procedural options pending City Council's consideration and approval of this matter.			
h:\mark\newinnrca.wpd		REQUIRED AUTHORIZATION	
Other Authorization:		Other Authorization:	
		90AH216  Andrew F. Iken, Deputy Director Planning and Development Services Division	

Date April 15, 2009	SUBJECT: Parcel AY7-038; City v. Tania & Henry Newinn, et al., Cause No. 930,999; Park Row Road Paving Project L.D. No. 052-0800024-003	Originator's Initials OUT/JNQ	Page 2 of 2
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The "**Costs of Court**" are as follows, to wit: \$172.00 filing fee; \$430.00 Service of process fee; \$750.00 Special Commissioners' fees (i.e. \$300.00 x 2 + \$150.00 x 1); \$3,725.00 Appraiser's fee; **Total: \$5,077.00**. These "costs of court" account for the monetary difference between the amount of the Award of Special Commissioners and the total amount of funds needed.

We recommend that the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, pay all costs of court and withdraw the City's objections to the Award. Funding will be provided by a previously approved blanket Appropriation Ordinance.

BLOCK 3

PROPOSED R.O.W. LINE

JOEL WHEATON SURVEY, A-80

N 87° 32' 43" E

PROPOSED PARK ROW BLVD.
(R.O.W. Varies)

BEARS S 88° 37' 40" W, 0.42'

PROPOSED R.O.W. LINE

R.O.B., PARCEL 9
SET
X-3,039,964.25
Y-13,851,136.91
STA. 59+20.18,
60.00' RT.

31.34 Acre residue of
Called 61.9 Acres
United States of America
Vol. 1351, Pg. 24
H.C.D.R.

P.O.C.
PARCEL 9, FND. CONC. MON
ARMY CORPS OF ENGINEERS MONUMENT

NORTH R.O.W. OLD KATY ROAD

NOTES:

1. All bearings and coordinates are based on the Texas State Plane Coordinate System, South Central Zone, North American Datum, 1983 (1993 Adj.). All distances and coordinates shown are surface and may be converted to grid dividing by a surface adjustment factor of : Harris County = 1.00013.
2. Set : Indicates Texas Department of Transportation aluminum cap on a 5/8" I.R. set, unless otherwise depicted hereon.
3. Set 1 : Indicates a 5/8" I.R. set with a yellow plastic cap marked "RODS Surveying, Inc."
4. Survey line locations are approximate and based upon the best available evidence.
5. D.R.H.C. indicates Deed Records of Harris County.
6. O.P.R.H.C. indicates Official Public Records of Harris County.
7. Remainder acreage is by deed subtraction unless otherwise noted.
8. A metes and bounds description of even date accompanies this plat.



Conoco, Inc.
File No. K284076
Sept. 12, 1985

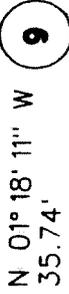
SCALE 1"=50'

FND
5/8" I.R.
BRS
S 71° 09' 23" E

PROPOSED BASELINE

60*00

N 88° 37' 40" E 189.10'



N 01° 18' 11" W
35.74'

S 87° 32' 43" W 189.14'

LOT 7
Tania Newinn and
Henry Newinn
File No. M464357
Jan 4, 1990

BLOCK 3 LOT 6

ADDICKS DAM
SUBDIVISION
VOL. 36, PG. 15

LOT 1, H.C.M.R.

BLOCK 3

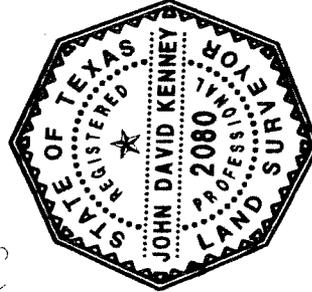
EXISTING	TAKING	REMAINING
0.434 AC. (CALC.)	0.147 AC.	0.287 AC.
		6,420 SQ. FT.

RIGHT OF WAY SKETCH

SHOWING PROPERTY OF

ADDICKS DAM
PARCEL 9

PARK ROW BLVD. HARRIS COUNTY
RODS SURVEYING INC. MAY, 2005
CSJ: 0912-71-792 SCALE: 1"=50'

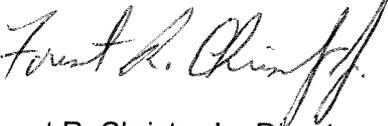
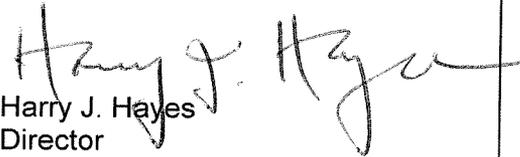


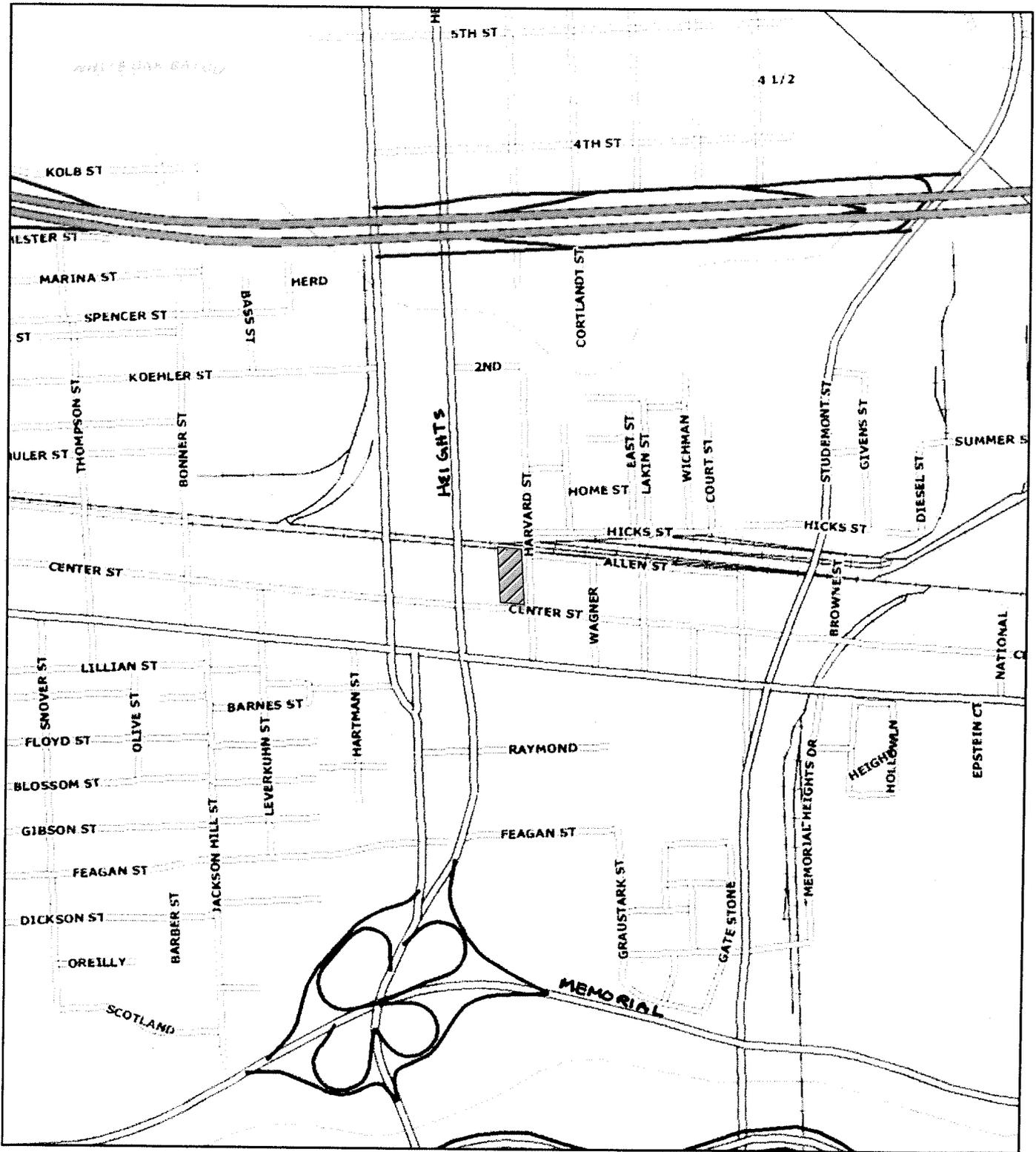
Parcel 9
Sheet 3 of 3

21192

I do hereby certify that the plat shown hereon conforms to the current General Rules of Procedures and Practices as adopted by the Texas Board of Professional Land Surveyors.

John David Kenney
REGISTERED PROFESSIONAL LAND SURVEYOR

SUBJECT: Sale of 43,491 square feet of land at 3602 Center Street, known as the Heights Recycling Center, Parcel SY9-080.		Page 1 of 1	Agenda Item <i>10</i>
FROM (Department or other point of origin): General Services Department		Origination Date 5-21-09	Agenda Date MAY 27 2009
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. <i>Issa Z. Dadoush 5/21/09</i>		Council District(s) affected: H	
For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: (832) 393-8023		Date and identification of prior authorizing Council action:	
RECOMMENDATION: Adopt a motion (i) authorizing the sealed bid sale of Parcel SY9-080 , known as the Heights Recycling Center, located at 3602 Center Street at Harvard, (ii) determining a public need for an alternative recycling center site, and (iii) appointing two independent appraisers and an alternate appraiser to determine the fair market value of Parcel SY9-080 .			
Amount and Source Of Funding: N/A		Finance Budget:	
<p>SPECIFIC EXPLANATION: The General Services Department (GSD) believes the land currently serving as the Heights Recycling Center is underutilized for its market value and a sealed bid sale of the land could produce significant revenue to the City. Proceeds from the sale of this site will be used to acquire a less expensive recycling center site for the Solid Waste Management Department within the same service area and offset the construction and operations costs of the new site.</p> <p>Pursuant to Code of Ordinances, section 2-236(b), to accept land as a part of the consideration during the bid sale process, City Council must declare a public need for land prior to the advertisement for bids. GSD recommends that City Council declare a public need for an alternative recycling center site of 40,000 to 50,000 square feet in area, located in a commercial or light industrial area within a 1.5 mile radius of the existing site, and within a half mile drive of freeway access. Once a public need is declared, any bidder may bid the conveyance of land to the City as all or a part of the consideration for Parcel SY9-080.</p> <p>GSD further recommends that, pursuant to Code of Ordinances, section 2-241(c), City Council approve the appointment of two independent appraisers and an alternate, as listed below, to determine the fair market value of the 43,491 square feet, more or less, site located at 3602 Center at Harvard, known as the Heights Recycling Center, inasmuch as the value is expected to exceed \$1 million.</p> <ul style="list-style-type: none"> • Michael Welch - Integra Realty Resources • Bill Jackson - Bill Jackson and Associates Appraisers • Samuel Jarrett - Jarrett's Appraisal Service (Alternate) <p>IZD:BC:JLN:WW:ww</p> <p>xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby</p>			
REQUIRED AUTHORIZATION		CUIC ID# 25 WW 02	
General Services Department:  Forest R. Christy, Jr., Director Real Estate Division		Solid Waste Management Department:  Harry J. Hayes Director	



Heights Recycling Center - 3602 Center Street



REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8329

Subject: Formal Bids Received for Pavement Marking Vehicle for the Houston Airport System
S34-N23173

Category #
4

Page 1 of 1

Agenda Item

//

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

Origination Date
May 04, 2009

Agenda Date
MAY 27 2009

DIRECTOR'S SIGNATURE
[Signature]

Council District(s) affected
B-Johnson

For additional information contact:
Richard Hrachovy Phone: (281) 230-8002
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve an award to Tommie Vaughn Motors, Inc. on its low bid in the amount of \$137,238.00 for a pavement marking vehicle for the Houston Airport System.

Award Amount: \$137,238.00

Finance Budget

\$137,238.00 - HAS-AIF Capital Outlay Fund (8012)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Tommie Vaughn Motors, Inc. on its low bid in the amount of \$137,238.00 for a pavement marking vehicle for the Houston Airport System and that authorization be given to issue a purchase order. This pavement marking vehicle will be used by Department personnel at the George Bush Intercontinental Airport to paint runway and taxiway lines.

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

<u>COMPANY</u>	<u>AMOUNT</u>
1. Tommie Vaughn Motors, Inc.	\$137,238.00
2. Henna Chevrolet	\$140,923.00
3. International Trucks of Houston (Bid No. 1)	\$174,732.00
4. Rush Truck Centers	\$175,461.00
5. International Trucks of Houston (Bid No. 2)	\$179,950.00

This purchase consists of a cab & chassis mounted with a pavement marking body and associated equipment. The cab & chassis will come with a full two-year bumper-to-bumper warranty and a three-year/unlimited miles warranty on the diesel engine and transmission. The pavement marking body and its associated equipment will come with a full one-year warranty. The life expectancy of this vehicle is seven years or 100,000 miles. It will replace Shop No. 33339, a 7-year-old unit that has reached its life expectancy, and will be sent to auction for disposition. The new vehicle will meet the EPA's current emission standards for vehicles equipped with diesel engines.

Buyer: Larry Benka/PR No. 10058377

Attachment: M/WBE Zero Percentage Goal Document Approved by the Affirmative Action Division

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

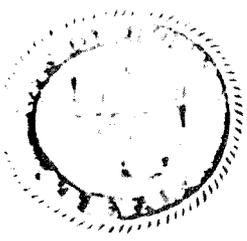
Other Authorization:

[Signature]

MS

[Signature]

[Signature]



CITY OF HOUSTON

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

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

From: Larry Benka

Date: 02/19/2009

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: _____ New Goal: _____

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

Solicitation Number: N23173 Estimated Dollar Amount: \$125,000.00

Anticipated Advertisement Date: 3/6/2009 Solicitation Due Date: 3/26/2009

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:
Pavement Marking Vehicle for the Houston Airport System

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

The only M/WBE potential for this vehicle is the purchase and installation of the after-market pavement marking body and equipment. The cab & chassis for this pavement marking vehicle is manufactured and shipped directly to its franchised dealer, the City's bidder. The dealer will subcontract the purchase and installation of the after-market pavement marking body and equipment. Strategic Purchasing reviewed the current Affirmative Action M/WBE directory and there is only one certified M/WBE firm (General Truck Body) that can provide after market bodies and equipment. Strategic Purchasing contacted General Truck Body and the firm indicated that it could not provide the specified pavement marking body and equipment; therefore, there is no potential for M/WBE participation in this purchase.

Concurrence:

Larry Benka
SPD Initiator

L. Benka
Division Manager

Robert Gallegos
Robert Gallegos, Deputy Assistant Director
Affirmative Action

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

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8335

Subject: Purchase of Radio Transmission System Equipment through the Houston-Galveston Area Council for the Houston Airport System S37-H23267

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
May 18, 2009

Agenda Date
MAY 27 2009

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
B, E, I

For additional information contact:

Dallas Evans Phone: (281) 230-8001
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of radio transmission system equipment through the Houston-Galveston Area Council (H-GAC) in an amount not to exceed \$130,000.00 for the Houston Airport System.

Award Amount: \$130,000.00

Finance Budget

\$130,000.00 - HAS Revenue Fund (8001)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchases of XTS and XTL mobile radio systems, 700/800 MHz control stations and transmission system, batteries, chargers, remote mounts, microphones and two-way encryption cards through the Interlocal Agreement for Cooperative Purchasing with H-GAC in an amount not to exceed \$130,000.00 for the Houston Airport System (HAS), and that authorization be given to issue purchase orders, as needed, to the H-GAC contractor, Motorola, Inc.

This equipment will be used for communications throughout the Houston Airport System and will provide functionality to Public Safety, Operations, Police, Fire, Maintenance, and other HAS functions including response vehicles and handheld devices used throughout the airports. The equipment will provide hardened assets directly connected to the dispatch center to ensure connectivity with remote radio sites.

This equipment will come with a full one-year warranty.

Buyer: Joyce Hays
PR No. 10072890

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization: *NO*

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Approve the Purchase of Consulting Services for Process Improvement, Reorganization and Best Practices for Purchasing and Payroll Operations for the Administration & Regulatory Affairs Department/S29-Q23265

RCA# 8341

Category #
4

Page 1 of 2

Agenda Item

13

FROM (Department or other point of origin):

Alfred Moran
Director
Administration & Regulatory Affairs Department

Origination Date

May 20, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

MS *Calvin D. Wells*

Council District(s) affected
All

For additional information contact:

Calvin D. Wells Phone: (832) 393-8700
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of consulting services for process improvement, reorganization and best practices for purchasing and payroll operations for the Administration & Regulatory Affairs Department in an amount not to exceed \$1,241,300 and that authorization be given to issue a purchase order to the best respondent, Katzenbach Partners LLC.

Award Amount: \$1,241,300

Finance Budget

\$1,241,300.00 - General Fund (1000)

SPECIFIC EXPLANATION:

The Director of the Administration & Regulatory Affairs Department (ARA) recommends that City Council approve the purchase of consulting services to optimize and potentially reorganize both citywide purchasing and payroll operations in an amount not to exceed \$1,241,300.00, and that authorization be given to issue a purchase order to best respondent Katzenbach Partners LLC.

Based on the best practices benefit potential of this agreement through the standardization and optimization of citywide purchasing operations, the City will realize a cost savings by leveraging its buying power. In citywide payroll operations, the City will realize a cost savings by eliminating the duplication of effort. Katzenbach Partners LLC estimates that the City should expect a recurring cost savings from \$4,000,000 million to \$11,000,000 million per year.

The Administration, recognizing a significant opportunity to streamline the City's operating processes across different departments and functions to improve efficiency and effectiveness, tasked ARA to engage a consulting firm to conduct a thorough analysis of the City's payroll and procurement processes to improve the methods by which business is conducted. The project will stress implementation over analysis, rapidly deploy dramatically improved Purchasing and Payroll operations by improving processes, reducing costs, and allowing City Departments to focus on their core competencies. Cost savings will be a significant multiple of the project's ultimate price.

The scope of work requires the contractor to conduct the project in three phases: Analytical, Decision, and Implementation. Approximately six weeks will be devoted to the Analytical phase, which will conclude with a Decision presentation where we will select a Course of Action based Katzenbach's recommendations. At this point, the Implementation Phase will begin and Katzenbach Partners LLC will execute the selected plan.

The Informal Request for Proposal (IRFP) was issued in accordance with the requirements of the State bid laws. Forty perspective bidders downloaded the solicitation document from SPD's e-bidding website and as a result, proposals were received from the following firms: Alvarez & Marsal, Argo Inc., Deivin Consulting

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Date: 5/20/2009	Subject: Approve the Purchase of Consulting Services for Process Improvement, Reorganization and Best Practices for Purchasing and Payroll Operations for the Administration & Regulatory Affairs Department/S29-Q23265	Originator's Initials DM	Page 2 of 2
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Group, Guidon Performance Solutions, Huron Consulting Group, Katzenbach Partners LLC, McKinsey & Company, MGT of America, Inc., Municipal & Financial Services Group, Pivotal Resources, The Azimuth Group, Inc., UR International, Inc., and Weaver and Tidwell, L.L.P.

The proposals were evaluated based upon the following criteria:

- A. Expertise, Experience & Qualifications
- B. Proposed Strategy
- C. Ability to Produce Deliverables at Reasonable Cost, Without Sacrificing Quality.

Katzenbach Partners LLC received the overall highest score. Katzenbach Partners LLC plans a three-phased strategic approach:

- 1. Analysis and Design
- 2. Decision
- 3. Implementation

Additionally, throughout the project and during all phases, Katzenbach Partners LLC will take a disciplined approach to project communications by incorporating timely informal updates, and by reporting formally to department directors once per month.

Pay or Play:

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

M/WBE Participation:

The Affirmative Action Division reviewed the scope of work and has determined there is capacity for a 10% M/WBE goal, and the vendor has agreed to make a good faith effort to achieve such participation.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8317

Subject: Approve the Purchase of Fire Protection Ensembles for the Houston Fire Department L22994

Category #
4 & 5

Page 1 of 1

Agenda Item

14

FROM (Department or other point of origin):

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

Origination Date

May 06, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

[Handwritten Signature]

Council District(s) affected

All

For additional information contact:

Karen Dupont Phone: (713) 859-4934
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of fire protection ensembles for the Fire Department through the Interlocal Agreement for Cooperative Purchasing with the City of Memphis, Tennessee in an amount not to exceed \$267,882.00.

Estimated Spending Authority: \$267,882.00

Finance Budget

\$ 44,647.00 - General Fund (Fund 1000) FY09
\$223,235.00 - General Fund (Fund 1000) FY10

\$267,882.00 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of fire protection ensembles for the Fire Department through the Interlocal Agreement for Cooperative Purchasing between the City of Houston and the City of Memphis, Tennessee in an amount not to exceed \$267,882.00 and that authorization be given to issue purchase orders on an as-needed basis to the City of Memphis' contractor, Morning Pride Manufacturing d/b/a Honeywell First Responder Products, for a period of fifteen months.

The Department intends to purchase, on an as-needed basis, fire protection ensembles such as helmets, boots, gloves, hoods and accessories. These fire protective ensembles will be used to protect firefighters from extreme heat during fire suppression. The equipment, which is "breathable," keeps firefighters from overheating and is made with non-permeable materials to resist chemicals and bio-hazardous materials.

Buyer: Gloria Jordan-King

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MO

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8312

Subject: Formal Bids Received for Laryngeal Tracheal Device Kits for the Fire Department
S21-S23146

Category #
4

Page 1 of 1

Agenda Item

15

FROM (Department or other point of origin):

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

Origination Date

April 09, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

[Handwritten Signature]

Council District(s) affected

All

For additional information contact:

Jack Williams Phone: (713) 247-8793
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Bound Tree Medical, LLC on its low bid meeting specifications in an amount not to exceed \$1,148,087.60 for laryngeal tracheal device kits for the Fire Department.

Estimated Spending Authority: \$1,148,087.60

Finance Budget

\$1,148,087.60 General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Bound Tree Medical, LLC on its low bid meeting specifications in an amount not to exceed \$1,148,087.60 for laryngeal tracheal device kits for the Fire Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This award consists of approximately 10,434 size 3 yellow kits; 15,606 size 4 red kits; and 10,876 size 5 purple kits which will be used by the Department's Emergency Medical Services Division to intubate patient airways to enable breathing in medical emergencies.

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 outline below:

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Jackson and Associates, Inc. dba Deal Medical Surgical & Safety	\$1,098,251.00 (Did Not Meet Specifications)
2. Bound Tree Medical, LLC	\$1,148,087.60
3. SWA International Company	\$3,691,600.00

Buyer: L. Marquez

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

Estimated Spending Authority

DEPARTMENT	FY 2009	OUT YEARS	TOTAL
FIRE	\$19,134.80	\$1,128,952.80	\$1,148,087.60

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NOT



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Correspondence

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

From: Laura A. Marquez

Date: February 4, 2009

Subject: MWBE Participation Form

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

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

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

If requesting a revision, how many solicitations were received: 0

Solicitation Number: S21-S23146 Estimated Dollar Amount: \$1,300,000.00

Anticipated Advertisement Date: 2/13/2009 Solicitation Due Date: 3/5/2009

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

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

Name and Intent of this Solicitation:

This bid covers three (3) different sizes and types of laryngeal tracheal device kits that will be used in the place of intubation devices by the Fire Department's EMS on trauma victims that have stopped breathing.

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

Currently, there is only one authorized distributor and that supplier is located out of state. These kits will be direct shipped to the City by the manufacturer or the distributor.

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.

SUBJECT: Motion authorizing issuance of a purchase order to Houston Works USA to train and employ youth to be energy conservation advocates and distribute energy efficient light bulbs in various Houston neighborhoods		Category # 9	Page 1 of 1	Agenda Item # 16
FROM (Department or other point of origin): Houston Department of Health and Human Services		Origination Date 5/21/09	Agenda Date MAY 27 2009	
DIRECTOR'S SIGNATURE: <i>Stephen J. Williams</i>		Council District affected: ALL		
For additional information contact: Kathy Barton Telephone: 713-794-9998 ; 713-826-5801		Date and identification of prior authorizing Council action: 5-28-08; 08-0466		
RECOMMENDATION: (Summary) Approval of a motion authorizing issuance of a purchase order to Houston Works USA to train and employ youth to be energy conservation advocates and distribute energy efficient light bulbs in various Houston neighborhoods				
Amount of Funding: Total Amount: \$115,050 Mayor's Summer Youth Conservation Corps Fund (2006)			Finance Department:	
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: The Houston Department of Health and Human Services (HDHHS) requests City Council approval of a motion authorizing issuance of a purchase order in the amount of \$115,050.00 to Houston Works USA to train and employ youth to be energy conservation advocates and distribute energy efficient light bulbs, called Compact Fluorescent Lamps (CFLs), in various Houston neighborhoods from June 2, 2009 through July 30, 2009. The goal of this project is the distribution of approximately 90,000 CFLs and energy conservation information to approximately 22,500 households. The requested funds will enable Houston Works to hire and train approximately 10 youth, six team leaders, two summer interns, one division leader, and one inventory coordinator to distribute CFL to low and middle-income neighborhoods throughout Houston over an eight-week period. This project is funded through the existing incentive agreement with CenterPoint Energy. Donated funds will be used to pay for services, supplies and marketing related to the Mayor's Summer Youth Conservation Corps CFL distribution program. This is the second year that the City has participated in the program. The CFL bulbs will be will be donated.				
cc: Finance Department Legal Department Agenda Director				
REQUIRED AUTHORIZATION				
Finance Department	Other Authorization:		Other Authorization:	

HOUSTON WORKS USA

SCOPE OF SERVICES

Youth Management Services for Mayor's Summer Youth Conservation Corps 2009

Introduction

The Mayor's Summer Youth Conservation Corps will employ and train adult supervisory staff to work with youth hired through the Summer Youth Jobs program that the City of Houston will implement this summer. Youth for this program will be trained to be energy conservation advocates who distribute free Compact Fluorescent Lamps (CFLs), energy efficient light bulbs to various Houston neighborhoods and when permissible, provide educational presentations about living more "green".

Scope of Work for Professional Services

Houston Works will hire adult supervisors to oversee the distribution of CFLs, to low and middle income neighborhoods throughout Houston over an eight week period. The fee for the work will not exceed **\$115,050.00** and the work will be completed no later than July 31, 2009. However, an amendment may be considered to expand the number of weeks based on available funding.

Responsibilities of Houston Works:

Hire up to ten youth, ages 16 – 18 at \$8.00/hr

- Start date: June 3, 2009
- End date: July 29, 2009
- Work Days/Hours: Tuesdays – Saturdays from 9:00a.m. to 4:00p.m. with a one hour unpaid lunch
- Recruitment activities including flyer distribution, primary contact for inquiries and applicant screening via Houston Works area WorkForce Solutions Career Centers
- Ensure completion of door-to-door education, bulb distribution and evaluation questionnaires
- Use youth to staff at neighborhood distribution sites on rotating basis if needed

Hire youth supervisors and managers, minimally including:

- 1 Division Leader at \$18.00 /hr
- 1 Inventory Coordinator at \$17.50 /hr
- 6 team leaders at \$15.00 /hr
- Assignment of management staff as appropriate for project
- Start date: June 2, 2009
- End date: July 30, 2009
- Work Days/Hours: Tuesdays – Saturdays from 8:00a.m. to 5:00p.m. with a one hour unpaid lunch

Hire 2 summer college interns

- 2 Interns at \$2,500.00 /Stipend
- Start Date: May 25, 2009
- End Date: July 30, 2009
- Work Days/Hours: To be determined by Intern according to school requirements.

Additionally, Houston Works will be responsible for support of project operations, including:

- Vans and all costs associated with vans for transporting youth and distribution of bulbs throughout the project;
- Training and youth team supplies, as agreed upon by the parties involved

Houston Works and Houston Department of Health and Human Services will mutually agree upon the following:

- Primary work start and end location for drop off/pick up of youth
- Neighborhoods for bulb distribution, and field safety and observation procedures
- Secondary sites for rest and lunch breaks
- Education and distribution sites for bulb pick-up by residents that are not at home
- Special projects or celebrations

Required Training:

A one day training for Youth Supervisors and up to three days training for Youth Workers will be scheduled and coordinated by Houston Works and the Department of Health and Human Services.

Training topics will include:

- Communications Skills/ Public Speaking – Houston Works
- Script and interactive role play – Houston Works
- Safety in Door-to-Door Education – Department of Health and Human Services
- CFL Education (installation, disposal, energy benefits, etc.) – Center Point, Ecos Consulting
- Public Service and Community Engagement – Mayor’s Office of Neighborhoods and Housing
- Personal Health and Wellness – Dept. of Health and Human Services
- Other training topics related to environmental and healthy living – Dept. of Health and Human Services

Employee Evaluation:

An employee evaluation will be provided for all staff hired working on this project.

Invoicing:

- 50% of Allocated Funds as Start-Up Costs by May 30, 2009
- 50% of Allocated Fund by June 19, 2009

Contract Monitoring by Houston Department of Health and Human Services will include:

On-site observation and weekly management support meetings. Forms will be provided for submittal of weekly reports, including:

- Youth employee attendance,
- Neighborhood completion rates
- Number of bulbs distributed
- Door-to-Door tracking and questionnaire logs
- Incident reports

Budget Detail

Mayor's Summer Youth Conservation Corps 2009

Staff

Team Leaders

6 Team Leaders/ \$15.00/40 hrs week/8 weeks \$28,800.00
Fringes @ 12% (FUTA, SUTA, Worker Comp) 3,456.00 = 32,256.00

Division Leader

1 FTE/\$18.00/40 hrs week/8 weeks \$5,760.00
Fringes @ 12% (FUTA, SUTA, Worker Comp) \$691.20 = 6,451.20

Inventory Coordinator

1 FTE/\$17.00/40 hrs week/8 weeks \$5,440.00
Fringes @ 12% (FUTA, SUTA, Worker Comp) \$652.80 = 6,092.80

Youth Mentors

10 Youth / \$8.00/35hrs week/ 8 weeks
(Youth from last year or who don't qualify) \$22,400.00
Fringes @ 12% (FUTA, SUTA, Worker Comp) \$2,688.00 = 25,088.00

Staff total: \$69,888.00

Interns

2 College Interns/ \$2,500 each/10weeks \$5,500.00
\$50.00/day

Van Rental/Fuel

8 Vans (8vans @ 2,200) \$17,600.00

MISC Supplies

\$8,100.00
(Supplies, ice, food, rain wear insect repellent, sun block)

Incentives

\$3,503.00
(Rewards, special events, projects, door prizes...)

Indirect Cost for HW @ 10%

\$10,459.00

TOTAL:

\$115,050.00

PAYMENT SCHEDULE

- 50% of Allocated Funds as Start-Up Costs by May 30, 2009
- 50% of Allocated Funds by June 19, 2009

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8308

Subject: Sole Source Purchase of an Oracle Software License and Support Service Agreement through the City's Master Agreement with the Texas Department of Information Resources S17-H23266

Category #
4

Page 1 of 1

Agenda Item

17

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

Origination Date
May 14, 2009

Agenda Date
MAY 27 2009

DIRECTOR'S SIGNATURE
[Signature]

Council District(s) affected
All

For additional information contact:
David Cutler Phone: (713) 884-3602
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the sole source purchase of an Oracle software license and support service agreement in the total amount of \$120,322.70 through the City's Master Agreement with the Texas Department of Information Resources (DIR) for the Mayor's Office of Public Safety and Homeland Security.

Award Amount: \$120,322.70

Finance Budget

\$120,322.70 - Houston Emergency Center Fund (Fund 2205)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the sole source purchase of an Oracle software license and support service agreement in the total amount of \$120,322.70 through the City's Master Agreement with DIR for the Houston Emergency Center (HEC), and that authorization be given to issue a purchase order to DIR's Go Direct Vendor, Oracle USA, Inc.

Oracle USA, Inc. is the developer, copyright owner and sole source provider of the software support service.

The Oracle software license and support service agreement will allow HEC personnel to receive software updates, upgrades and required software support for a 12-month period. The software license and support service agreement is necessary to maintain the Computer Aided Dispatch (CAD) system and the Records Management system at the HEC. The Oracle software license grant HEC personnel the permission to use the copyrights of the software to allow continuous operations of the CAD system databases. The CAD system manages the 911 calls and events used to dispatch emergency personnel.

Under the terms of this agreement, the vendor will be required to provide:

- Program updates, fixes, security alerts, and critical patches
- Assistance with service requests 24/7
- Upgrade of scripts, and certification with new third-party products/versions
- General maintenance releases, selected functionality releases, and documentation releases
- Non-technical customer service during normal business hours

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) (A) of the Texas Local Government Code for exempt procurements.

Buyer: Murdock Smith III

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Handwritten initials]

[Handwritten initials]

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase of Modular Office for the HPD Qualification Pistol Range WBS No. G-000088-0003-4		Page 1 of 1	Agenda Item 18
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FROM (Department or other point of origin): General Services Department	Origination Date 5-21-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  5/22/09 Issa Z. Dadoush, P.E.	Council District(s) affected: B
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For additional information contact: Jacquelyn L. Nisby  Phone: (832) 393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2009-389; May 6, 2009
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RECOMMENDATION: Adopt a Motion authorizing the issuance of a purchase order in the amount of \$377,078.00 to Nortex Modular Space through the State of Texas Building and Procurement Commissioner's Contract (TXMAS) for a modular office for the HPD Qualification Pistol Range.

Amount and Source Of Funding: No additional funding	Finance Budget:
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SPECIFIC EXPLANATION: On May 6, 2009, Ordinance No. 2009-389, City Council approved a Second Amendment to the Construction Management at Risk Contract with Gilbane Building Company to increase the director's authority to approve Change Orders up to 14% of the original contract price, and approved funding in the amount of \$377,078.00 for the purchase of a modular office. The Council Motion required to authorize the issuance of a purchase order to Nortex Modular Space through TXMAS was inadvertently omitted from the agenda. The new 4,854 sf modular classroom facility will be located at the new state of the art HPD Qualification Pistol Range.

IZD:HB:JLN:jln

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby

REQUIRED AUTHORIZATION

General Services Department:  Humberto Bautista, P.E. Chief of Design & Construction Division		
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8288

Subject: Purchase of a Storage Area Network, Software Configuration, Installation, Training and Maintenance through the City's Master Agreement with the Texas Department of Information Resources S17-H23277

Category #
4 & 5

Page 1 of 1

Agenda Item

19

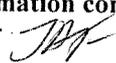
FROM (Department or other point of origin):
Calvin D. Wells
City Purchasing Agent
Administration & Regulatory Affairs Department

Origination Date
May 12, 2009

Agenda Date
MAY 27 2009

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
Joseph Fenninger  Phone: (713) 308-1708
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of a storage area network (SAN), software configuration, installation, training and maintenance in the total amount of \$317,435.00 through the City's Master Agreement with the Texas Department of Information Resources for the Houston Police Department.

Award Amount: \$317,435.00

Finance Budget

\$317,435.00 - Digital Automated Red Light Enforcement Program Fund (Fund 2212)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of a storage area network (SAN), software configuration, installation, training and maintenance in the total amount of \$317,435.00 through the City's Master Agreement with the Texas Department of Information Resources for the Houston Police Department (HPD), and that authorization be given to issue a purchase order to DIR's Go Direct Vendor, Unique Digital, Inc.

The Houston Police Department purchased 225 new in-car digital cameras to replace the analog cameras that were failing and unable to be repaired. The video data captured by the in-car digital cameras from the patrol cars will require a SAN in order to efficiently upload, store and retain video images according to the City of Houston information retention schedules. The SAN and the associated video administration software will classify video images and retain them for a period up to 120 days or indefinitely. Video images retained indefinitely will be forwarded from the local police station to the primary (HPD) SAN data center located at 62 Riesner.

The Traffic Division, Mobility Management Division and Westside Patrol will utilize the storage area network to securely store and access video data for court proceedings, investigations, and training.

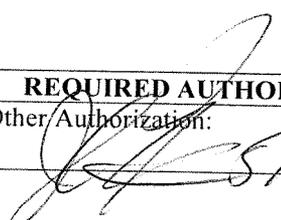
Buyer: Murdock Smith III

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:


5/19/09

NOT

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve an Award to Best Respondent to Request For Qualifications for Technical Training on Pumps, Motors, Couplings & Alignment Procedures for the Public Works & Engineering Department	Page 1 of 2	Agenda Item # 20
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From: (Department or other point of origin): Public Works and Engineering Department	Origination Date 5-19-09	Agenda Date MAY 27 2009
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Director's Signature:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: ALL
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For additional information contact: Cal Wolferd Phone: 713-837-7057 David Guernsey Phone: 713-238-5241	Date and identification of prior authorizing Council action:
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Recommendation: (Summary)
Approve an award to the best respondent to a Request For Qualifications, National Technology Transfer, Inc., in an amount not to exceed \$115,005.00, for technical training for the Public Works & Engineering Department, and authorize issuance of a purchase order.

Award Amount: \$115,005.00
Water & Sewer System Operating Fund - 8300

SPECIFIC EXPLANATION:
The Director of Public Works & Engineering recommends that City Council approve an award to the best respondent, National Technology Transfer, Inc., in an amount not to exceed \$115,005.00 for technical training for the Public Works & Engineering Department. The customized training and hands-on lab includes pumps, mechanical drive systems, shaft alignment, bearing & lubrication training for Water/Wastewater maintenance mechanics.

The scope of work requires the contractor to provide qualified instructors, all class room materials and consumables, equipment and transportation necessary for customized classroom training and hands-on lab for water/wastewater, water maintenance mechanics. The training curriculum will accommodate two classes of 12 students each for 2 ½ days per week, 20 hours per week in an intensive 12 week schedule. The training will also include a hands-on lab of equipment that is common in water/wastewater applications. A synopsis of, but not limited to, the types of training:

Centrifugal Pumps

- Basic Types of Pumps
- Design & Selection
- Best Safety Practices
- Pump Theory
- Horizontal Installation
- Reading Pump Curves
- Pump Systems
- Maintenance/Troubleshooting
- Calculate Pump Energy Costs

REQUIRED AUTHORIZATION CUIC ID 20CW02

Finance Department	Other Authorization:	Other Authorization:
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SUBJECT:

Approve an Award to Best Respondent to Request For Qualifications for Technical Training on Pumps, Motors, Couplings & Alignment Procedures for the Public Works & Engineering Department

**Originator's
Initials
JR**

**Page
1 of 2**

Shaft Alignment

- Procedures for Rotating Shafts
- Thermal Growth
- Variable Speed Drives
- Standards/Tolerances
- Alignment Checklists
- Gear Drive Systems
- Measurements
- Couplings
- Bushings, Key & Keyways

Bearing and Lubrication

- Transmission Physics
- Lubrication Principals
- Material Types
- Couplings/Alignment
- Failures
- Formulas/Conversions

The Request For Qualifications (RFQ) was issued to private and educational institutions to select the most qualified Proposer based on qualifications. RFQ's were sent to Process & Industrial Training Technology, Inc., National Technology Transfer Inc., Lee College, Houston Community College System, and published on Strategic Purchasing Website. The Evaluation Committee consisted of a Section Chief, Field Supervisor, Maintenance Manager, Assistant Maintenance Manager and Admin Manager. The RFQ was evaluated on the following criteria:

1. Specific Training Courses Offered
2. Documented Experience
3. Qualifications of Instructors
4. Similar Training Environments
5. Customer Reference List

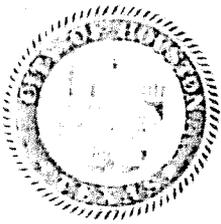
National Technology Transfer Inc. was the sole respondent. PWE conducted a survey of the prospective proposers and found that the colleges required COH employees to attend classes (minimum of 2 years) and the private firms did not have the capabilities to ship training equipment to COH locations. National Transfer Technology Inc. scored 467 out of a possible 500 points. Similar training was conducted in the Spring of 2008 and the current pricing is \$4,000 less than the 2008 pricing and considered to be fair and reasonable.

The Affirmative Action Department has issued a 0% MBE goal waiver for this project due to the highly specialized classroom and hands-on training. NTT utilizes their own instructor and the hands-on mechanical equipment will be shipped via common carrier, therefore no MBE opportunities exist.

Pay or Play Program

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

PR 10079830



CITY OF HOUSTON

Public Works and Engineering
Department

RECEIVED

MAY 08 2009

CITY OF HOUSTON

Affirmative Action

Interoffice

Correspondence

To: Robert Gallegos
Deputy Assistant Director
Affirmative Action

From: Assistant Director
Materials Management Branch

Date: May 4, 2009

Cc

Subject: **MDBE WAIVER - TECHNICAL TRAINING FOR
PUMPS, MOTORS, SHAFT ALIGNMENT &
BEARING & LUBRICATION**

The Public Works & Engineering Department requests a 0% MDBE waiver for a series of training classes for the maintenance mechanics leading to a national certification. The training is highly specialized classroom and hand-on lab, which will be conducted by a private firm, National Technology Transfer, Inc. (NTT) from Denver Colorado. The negotiated price is \$115,005. The twelve week courses will consist of pump training, mechanical drives, shaft alignment and bearing and lubrication training and NTT will furnish all class room materials. These materials are actual working pumps and motors in which the students will obtain hands-on training. NTT will use staff instructors and the hands-on lab equipment will be shipped via common carrier. Therefore no MDBE opportunities exist.

Concur:

Robert Gallegos

David Guernsey

DG:jr

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8327

Subject: Purchase of Grounds Maintenance Equipment Through the Houston-Galveston Area Council for Various Departments S34-N23257-H

Category #
4

Page 1 of 2

Agenda Item

21

FROM (Department or other point of origin):

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

Origination Date

May 04, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

Ray DuRousseau

Council District(s) affected

All

For additional information contact:

Richard Hrachovy Phone: (281) 230-8002
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of grounds maintenance equipment through the Houston-Galveston Area Council (H-GAC) in the total amount of \$93,289.31 for various departments.

Award Amount: \$93,289.31

Finance Budget

\$ 13,567.50 - Park Special Revenue Fund (Fund 2100)
\$ 79,721.81 - HAS-AIF Capital Outlay Fund (Fund 8012)
\$ 93,289.31 - Total Funding

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of a diesel tractor, three rotary mowers, and a hay baler through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$93,289.31 for various departments, and that authorization be given to issue purchase orders to the H-GAC contractor, John Deere Company. The diesel tractor when attached with existing attachments will be used by the Parks & Recreation Department at the Sharpstown Park Golf Course to maintain the golf course grounds. The rotary mowers will be used by the Houston Airport System at the George Bush Intercontinental and Ellington Airports to mow grassy areas, and the hay baler will be used at the George Bush Intercontinental Airport to bale hay and to deposit the bales into a transport unit.

The diesel tractor will come with a full two-year/1000-hour warranty and the remaining equipment will come with a full one-year warranty, and the life expectancies of this new equipment are from seven to twelve years. This new equipment will meet the EPA's current emission standards for machinery equipped with diesel engines. See Equipment Usage Summary on Page 2 of 2 for details for equipment usage. The equipment that has reached its life expectancy will be sent to auction for disposition.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MD

MD

Date: 5/4/2009	Subject: Purchase of Grounds Maintenance Equipment Through the Houston-Galveston Area Council for Various Departments S34-N23257-H	Originator's Initials LB	Page 2 of 2
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EQUIPMENT USAGE SUMMARY

Requisition No.	Qty	Description	Department/Division Fleet Usage	Equipment Usage	
10060422	1	56-hp Diesel Tractor	Parks & Recreation Department This tractor will be used by Department personnel at the Sharpstown Park Golf Course to provide power for equipment necessary to maintain the grounds.	<u>Shop No.</u> 17060	<u>Age</u> 19
10057706	1	13-ft Cutting Width, Center-Pivot, Rotary Mower	Houston Airport System This mower will be used by Department personnel at the Ellington Airport to mow areas of dense grass for hay production.	This unit is an addition to the Department's fleet inventory. Currently, the Department does not have any similar mowers for the hay production program at the Ellington Airport.	
10058163	2	11.6-foot Cutting-Width, Center-Pivot, Rotary Mowers	Houston Airport System These mowers will be used by Department personnel at the George Bush Intercontinental Airport to mow areas of dense grass for hay production.	These units are additions to the Department's fleet inventory. Currently, the Department does not have any similar mowers for the hay production program at the George Bush Intercontinental Airport.	
10057722	1	Square Hay Baler	Houston Airport System This baler will be used by Department personnel at the George Bush Intercontinental Airport to rake hay into rectangle bales, bind them with twine, and deposit the bales into a transport unit.	This unit is an addition to the Department's fleet. Currently, the Department does not have any similar equipment for the hay production program at the George Bush Intercontinental Airport.	

Buyer: Larry Benka

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8235

Subject: Amend Council Motion 2006-0224, Passed March 22, 2006, for the Purchase of Automotive Tools and Equipment from the State of Texas Building and Procurement Commission's Contract for Various Departments SC-R-5110-054-20994-S-A1

Category #
4

Page 1 of 1

Agenda Item

22

FROM (Department or other point of origin):

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

Origination Date

April 01, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

[Signature]

Council District(s) affected

All

For additional information contact:

David Guernsey Phone: (713) 238-5241
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

CM2006-0224, passed 03/22/2006

RECOMMENDATION: (Summary)

Amend Council Motion 2006-0224, passed March 22, 2006, to increase the spending authority from \$543,276.20 to \$679,095.25 to purchase automotive tools and equipment from the State of Texas Building and Procurement Commission's Contract for various departments.

Spending Authority Increased By: \$135,819.05

Finance Budget

\$113,182.45 General Fund (1000)
\$ 16,751.05 PWE W&S System Operating Fund (8300)
\$ 5,885.55 Fleet Management Fund (1005)
\$135,819.05 Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council amend Council Motion 2006-0224, to increase the spending authority to purchase automotive tools and equipment from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program from the State contractor vendor, Snap-On Industrial a Division of IDSC Holding LLC, from \$543,276.20 to \$679,095.25. The current spending authority is insufficient for the remaining term and an increase in spending authority in an amount not to exceed \$135,819.05 is required to meet the Departments' operational needs.

This contract began March 28, 2006 for a thirty-six month period with two-one year options to extend. Expenditures as of March 24, 2009 totaled \$446,587.71. All other terms and conditions shall remain as originally approved by City Council.

This contract consists of miscellaneous tools and equipment, including but not limited to, flat chisels, adjustable wrenches and pliers, screwdrivers, ratchet sockets, battery and radiator testers, tool boxes, paint gun cleaners, and swivel-head rivet tools used to repair City equipment on a daily basis citywide.

Buyer: Tywana L. Rhone

Spending Authority Increase:

DEPARTMENT	FY09	FY10	TOTAL
Public Works & Engineering	\$ 5,659.13	\$ 16,977.42	\$ 22,636.55
Police	\$ 5,659.13	\$ 16,977.37	\$ 22,636.50
Parks & Recreation	\$ 5,659.13	\$ 16,977.37	\$ 22,636.50
Solid Waste Management	\$ 5,659.13	\$ 16,977.37	\$ 22,636.50
Fire	\$ 5,659.13	\$ 16,977.37	\$ 22,636.50
Airport	\$ 5,659.13	\$ 16,977.37	\$ 22,636.50
GRAND TOTAL	\$33,954.78	\$101,864.27	\$135,819.05

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MG

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

HCD09-33

SUBJECT: Renovation of Urban League Administration Building at 1301 Texas Avenue.	Category #	Page 1 of 2	Agenda Item # <i>23</i>
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE: <i>Richard S. Celli</i>	Council District affected: I
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For additional information contact: Claudell Bradby Phone: 713-865-4185	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
The approval of an ordinance to fund the renovation of the Urban League Administration building located at 1301 Texas Avenue.

Amount of Funding: \$330,000.00 (CDBG funds)	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund
 Other (Specify) **Community Development Block Grant (CDBG) Fund 5000**

SPECIFIC EXPLANATION:

The Urban League is the nation's oldest and largest community based movement devoted to empowering African Americans to enter the economic and social mainstream. The Houston Area Urban League was founded in 1968 by a group of business professionals. Since then the Houston Area Urban League has been a voice for disadvantaged people of all races and has a long distinguished record as an agency that offers tangible, lasting benefits to all members of the community without regard to age, sex, race, physical limitations or ethnic background.

The mission of the Houston Area Urban League is to enable African Americans and other minorities to secure economic self-reliance, parity, power and civil rights. The Urban League focuses on providing the technical assistance and resources necessary for newly created and existing business to operate effectively. The Education Department provides a continuum of services and information to support the intellectual and social development of children. These services range from early literacy development support for toddlers and young children to middle school enrichment and high school leadership development programs.

Other major initiatives such as health focuses on issues related to the health and well being of communities of color, which are disproportionately impacted by diabetes and other chronic illnesses. The agency also has a goal of providing safe, decent, and affordable housing to low-income families in the community. The Housing Department provides housing counseling and social services to the community. The Workforce Development Department offers a comprehensive approach to job acquisition through a variety of professional services and workforce training. Workforce training provides intensive training and job placement resources for individuals with employment barriers and/or who are underemployed.

REQUIRED AUTHORIZATION

Finance Director: <i>Richard S. Celli</i>	Other Authorization:	Other Authorization:
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mg

NDT

25

Date	Subject:	Originator's Initials <i>RC</i>	Page 2 of 2
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In February of 2007 the Urban League requested CDBG funds for the renovation of the Administration building located at 1301 Texas Avenue. The building was built in 1922 and is approximately 25,200 square feet. The total estimated renovation cost for the building is \$515,000.00. The Urban League is requesting \$330,000.00 of CDBG funds to repair the flooring, exterior lighting and security cameras, HVAC Replacement, Roof Replacement, Window Replacement and Interior Painting.

Approval of this Ordinance is recommended.

RC:DG:cb

xc: City Attorney

Mayor's Office

City Secretary

Finance Department

SUBJECT: An Ordinance authorizing a substantial amendment to the 2008 Consolidated Action Plan to include the Community Development Block Grant Program funding under the American Recovery and Reinvestment Act of 2009	Category #	Page 1 of 2	Agenda Item # 24
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date 5/14/2009	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE: 	Council District affected: All
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For additional information contact: Marnine Thomas phone: 713-865-9314	Date and identification of prior authorizing Council action: Ordinance No. 2008-385, April 30, 2008 Ordinance No. 2008-1051, November 19, 2008 Ordinance No. 2009-262, April 1, 2009 Ordinance No. 2009-364, April 29, 2009
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RECOMMENDATION: (Summary)
 The Housing and Community Development Department recommends City Council's approval of an Ordinance to authorize a substantial amendment to the 2008 Consolidated Action Plan; to submit an application for the Community Development Block Grant Program funding under the American Recovery and Reinvestment Act of 2009 (CDBG-R); and to accept the grant award from the U.S. Department of Housing and Urban Development (HUD).

Amount of Funding: \$8,093,613	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify)

SPECIFIC EXPLANATION:

The Housing and Community Development Department (HCDD) is requesting approval to substantially amend the 2008 Consolidated Action Plan; to submit an application to the U.S. Department of Housing and Urban Development (HUD) for the Community Development Block Grant Program under the American Recovery and Reinvestment Act of 2009 (CDBG-R); and to accept the grant award from HUD. On February 17, 2009, President Obama signed the American Recovery and Reinvestment Act of 2009 (ARRA), which includes \$1 billion in CDBG funds to states and local governments to carry out, on an expedited basis, eligible activities under the CDBG program.

Funding for the CDBG-R is being distributed based on the annual formula used for the CDBG program. The City of Houston, through HCDD, is scheduled to receive \$8,093,613 in grant funds and proposes to fund the following activities:

Single Room Occupancy Projects	\$2,000,000
Purchase Fire Trucks/Equipment	\$2,000,000
Renovation of Acres Homes Multi Service Center	\$2,900,000
Renovation of Sunnyside Multi Service Center	\$535,000
Parking lot expansion of Fifth Ward Multi Service Center	\$480,000
Installation of exterior fence at South Post Oak Multi Service Center and Vinson Library	\$85,000

REQUIRED AUTHORIZATION

Finance Director: 	Other Authorization:	Other Authorization:
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A summary of the CDBG-R Substantial Amendment was published in the Houston Chronicle. As stipulated by federal regulations for the CDBG-R grant; residents have seven (7) days to comment on the proposed amendment to the 2008 Consolidated Action Plan before it is approved by City Council. The seven (7) day comment period extends from Thursday, May 14, 2009, through Thursday, May 21, 2009.

Therefore, approval of an ordinance is recommended.

RC: MT
cc: City Secretary
Legal Department
Mayor's Office
Finance and Administration

TO: Mayor via City Secretary

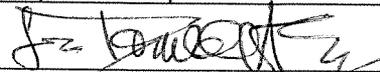
REQUEST FOR COUNCIL ACTION

HCD09-71

09-SHIFA Wayside

SUBJECT: An Ordinance authorizing an agreement between the City of Houston and Houston SHIFA Services Foundation, Inc.	Category #	Page 1 of 2	Agenda Item # 25
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FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department	Origination Date 5/11/09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE: 	Council District affected: District B
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For additional information contact: Donald H. Sampley Phone: 713-868-8458	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
The Department recommends approval of an Ordinance authorizing a \$3,100,000 loan agreement between the City of Houston and Houston SHIFA Services Foundation, Inc. to develop an affordable housing apartment complex.

Amount of Funding: \$3,100,000	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) **HOME Funds**

SPECIFIC EXPLANATION:
Houston SHIFA Services Foundation, Inc. (SHIFA), a 501(c) (3) corporation, is organized by local physicians to provide affordable housing for low income people. SHIFA, a community housing development organization (CHDO), is proposing the development of a 128-unit affordable housing complex in Northeast Houston. HomeTowne on Wayside, LP was approved for a 9% tax credit award by the Texas Department of Housing and Community Affairs.

SHIFA is requesting a \$3,100,000 credit facility from the City of Houston to acquire land and develop an affordable housing complex located at 7887 North Wayside in Northeast Houston. This affordable housing complex consists of 128 units on 4.5 acres. The apartment complex has 118,208 net rentable square feet with 5 three story buildings and 1 clubhouse. Unit floor plans consist of 56 one-bedroom units (775 sf), and 72 two-bedroom two bath units (1,039 sf). The community includes a clubhouse, gazebo and court yard with garden. The units will be affordable to seniors 55 and older earning 30%, 50%, 60% of area median income. Rents average \$423 for one bedroom units and \$534 for two bedroom units.

Richard Simmons and Kenneth Fambro, principals of Integrated Real Estate Group, have partnered with SHIFA to develop HomeTowne on Wayside. Richard Simmons and Kenneth Fambro, have extensive experience in developing, constructing and managing both market rate and affordable housing communities. They are the developer and general contractor of HomeTowne on Bellfort, in partnership with SHIFA. Integrated Real Estate Group is the general contractor for Lansborough Apartments, Little York Villas and Zion Village Senior Apartments. Richard Simmons and Kenneth Fambro will provide a completion guarantee for the proposed Hometown at Wayside project.

REQUIRED AUTHORIZATION

NDT

	Other Authorization:	Other Authorization:
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MS

MS

MS

Date 5/11/2009	Subject: An Ordinance authorizing an agreement between the City of Houston and Houston SHIFA Services Foundation, Inc.	Originator's Initials 	Page <u>2</u> of <u>2</u>																				
<p>JP Morgan Chase is providing the construction and permanent loan for the development. The construction loan, \$7,586,948, is for 24 months priced at Libor plus 2.5% while the permanent loan, \$1,880,000, will have an 18 year term amortizing 30 years with an estimated interest rate of 9%.</p>																							
<p>HomeTowne on Wayside, LP was awarded \$12,311,330 in Low Income Housing Tax Credits by the Texas Department of Housing and Community Affairs to develop HomeTowne on Wayside. The limited partnership interest in HomeTowne on Wayside, LP will be sold to First Sterling Financial, Inc., tax credit syndicator, for a 99.99% limited partnership interest at a syndication price of \$.77 or an allocation of \$9,477,805. The proceeds from the sale of the limited partnership interest in HomeTowne on Wayside, LP will be invested into the project with the pay down of the construction loan.</p>																							
<p>The City is providing a \$3,100,000 performance based HOME loan, (PBL) to SHIFA. SHIFA will make a loan to the operating partnership, Home Towne on Wayside, LP. As collateral, SHIFA will convey its security interest in the Note and the Deed of Trust from the partnership to the City of Houston. The City's PBL will have an interest rate of 0% with a 20-year term. The PBL will be forgiven at the end of the 20-year affordability period so long as the borrower complies with the terms and conditions of the City's loan agreement, and the property is in full compliance with HUD guidelines. The City's Land Use Restrictions Agreement (LURA) will be superior to JP Morgan Chase Bank's lien on the property.</p>																							
<p>The City will restrict 27 floating HOME assisted units with 21 units restricted to HUD High HOME rents and 6 units restricted to HUD Low HOME rents. 9 units are designated to mobility and sensory impaired persons.</p>																							
<p>Source of Funds:</p> <table border="0"> <tr> <td>Equity (Tax Credit Proceeds)</td> <td>\$ 9,477,805</td> <td></td> <td></td> </tr> <tr> <td>JP Morgan Chase</td> <td>1,880,000</td> <td></td> <td></td> </tr> <tr> <td>City of Houston/ HOME Funds</td> <td>3,100,000</td> <td></td> <td></td> </tr> <tr> <td>Deferred Developers Fee</td> <td><u>430,941</u></td> <td></td> <td></td> </tr> <tr> <td>Total Sources of Funds</td> <td>\$14,888,746</td> <td></td> <td></td> </tr> </table>				Equity (Tax Credit Proceeds)	\$ 9,477,805			JP Morgan Chase	1,880,000			City of Houston/ HOME Funds	3,100,000			Deferred Developers Fee	<u>430,941</u>			Total Sources of Funds	\$14,888,746		
Equity (Tax Credit Proceeds)	\$ 9,477,805																						
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Deferred Developers Fee	<u>430,941</u>																						
Total Sources of Funds	\$14,888,746																						
<p>Uses of Funds:</p> <table border="0"> <tr> <td>Hard Cost</td> <td>\$10,365,387</td> <td>\$ 80,980 per unit</td> <td>\$ 87.69 per sq ft</td> </tr> <tr> <td>Soft Cost</td> <td>\$ 3,150,097</td> <td>24,610 per unit</td> <td>26.65 per sq ft</td> </tr> <tr> <td>Financing Costs</td> <td>\$ 873,262</td> <td>6,823 per unit</td> <td>7.36 per sq ft</td> </tr> <tr> <td>Land</td> <td><u>500,000</u></td> <td><u>3,906</u> per unit</td> <td><u>4.23</u> per sq ft</td> </tr> <tr> <td>Total Project Cost</td> <td>\$14,888,746</td> <td>\$116,319 per unit</td> <td>\$125.93 per sq ft</td> </tr> </table>				Hard Cost	\$10,365,387	\$ 80,980 per unit	\$ 87.69 per sq ft	Soft Cost	\$ 3,150,097	24,610 per unit	26.65 per sq ft	Financing Costs	\$ 873,262	6,823 per unit	7.36 per sq ft	Land	<u>500,000</u>	<u>3,906</u> per unit	<u>4.23</u> per sq ft	Total Project Cost	\$14,888,746	\$116,319 per unit	\$125.93 per sq ft
Hard Cost	\$10,365,387	\$ 80,980 per unit	\$ 87.69 per sq ft																				
Soft Cost	\$ 3,150,097	24,610 per unit	26.65 per sq ft																				
Financing Costs	\$ 873,262	6,823 per unit	7.36 per sq ft																				
Land	<u>500,000</u>	<u>3,906</u> per unit	<u>4.23</u> per sq ft																				
Total Project Cost	\$14,888,746	\$116,319 per unit	\$125.93 per sq ft																				
<p>This project is consistent with the City of Houston Consolidated Plan to create affordable housing units. The City's participation in the project will contribute to the goal of increasing the number of affordable rental housing units in the Houston Area. The Housing and Community Development Committee reviewed this item on April 16, 2009 and recommended it for favorable Council consideration.</p>																							
<p>The Department recommends approval of an agreement between the City of Houston and Houston SHIFA Services Foundation, Inc.</p>																							
<p>RC: DS: LC:JN</p>																							
<p>cc: City Secretary Controller's Office Finance Department Legal Department Mayor's Agenda Office</p>																							



U.S. Department of Housing and Urban Development
Houston Field Office, Region VI
Office of Community Planning & Development
1301 Fannin, Suite 2200
Houston, Texas 77002
(713) 718-3199 - FAX (713) 718-3247
www.hud.gov

MAY 14 2009

Mr. Richard Celli
Director,
Housing and Community Development Department
601 Sawyer Street, 4th Floor
Houston, TX 77007

Dear Mr. Celli:

SUBJECT: Home Towne on Wayside

This letter is a response to the City's letter dated April 8, 2009 requesting the approval for the City to allocate \$3,100,000 in Home Investment Partnerships (HOME) Program funds on the Home Towne on Wayside project. We have reviewed the supporting documentation associated with your request and find it acceptable based on the subsidy layering review and underwriting conducted by the Texas Department of Housing and Community Affairs. This is your authorization to proceed for this particular project.

Your assurance that all required actions have been taken is acknowledged. However, the actions are subject to review during future HUD monitoring. If you have any question please let me know or contact Benny Rodriguez at 713-718-3116.

Sincerely,

A handwritten signature in cursive script that reads "Sandra H. Warren".

Sandra H. Warren, Director
Community Planning and Development

RECEIVED

MAY 15 2009

DIRECTOR'S OFFICE
HOUSING AND COMMUNITY DEVELOPMENT

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance approving and authorizing an Interlocal Agreement between the City of Houston and Mental Health Mental Retardation Authority of Harris County for home and community based emergency mental health services	Category #	Page 1 of 1	Agenda Item # 26
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FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 4/10/09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE: Celina Jana Ridge for SW	Council District affected: All
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For additional information/contact: Kathy Barton Telephone: 713-794-9998 or 713-826-5801	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approval of an Interlocal Agreement between the City of Houston and Mental Health Mental Retardation Authority of Harris County for home and community based emergency mental health services

Amount of Funding: Maximum Contract Amount: \$926,525.00 Initial Allocation \$185,305.00 General Fund (1000)	FIN Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) and the Houston Police Department request City Council approval and authorization of an Interlocal Agreement between the City of Houston and the Mental Health Mental Retardation Authority of Harris County (MHMRA) for home and community-based emergency mental health services. The agreement is for a term of one year effective on the date of countersignature with four one year automatic renewals.

This agreement between HDHHS, HPD, and MHMRA is designed to address mentally ill adults who frequently utilize community emergency services. The parties will implement a Chronic Consumer Stabilization Initiative (CCSI) to provide intensive home and community-based case management services to mentally ill adults. Objectives of the services include assisting clients in obtaining and maintaining a stable living environment, access to primary health care and substance abuse treatment, benefit acquisition, re-engagement with family and the community, access to community resources, and treatment compliance. The program will also include community education about mental health conditions and available interventions.

This agreement provides for two full-time qualified mental health professionals/case managers with at least five years experience working with individuals with mental illness. Staff members will identify, locate and engage the clients in mental health services and participate in an average of three visits per week. Services will be provided to the clients at home, school, place of employment or any community-based safe location Monday through Friday. Other MHMRA crisis services are available and can be accessed 24 hours a day, 365 days a year.

cc: Finance & Administration
 Legal Department
 Agenda Director

REQUIRED AUTHORIZATION		
FIN Director	Other Authorization:	Other Authorization:

SUBJECT: Occupancy Agreement with Gulf Coast Community Services Association – Head Start Program at the Sunnyside Multi-Service Center at 4605 Wilmington for the Department of Health and Human Services		Page 1 of 1	Agenda Item 27
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FROM (Department or other point of origin): General Services Department	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE: <i>Issa Z. Dadoush</i> 5/1/09 Issa Z. Dadoush, P.E.	Council District affected: D
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For additional information contact: Jacquelyn L. Nisby Phone: (832) 393-8023	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve and authorize an Occupancy Agreement with Gulf Coast Community Services Association, a Texas nonprofit corporation (Occupant), for lease space in the Sunnyside Multi-Service Center located at 4605 Wilmington, for the Department of Health and Human Services (DHHS).

Amount and Source Of Funding: Revenue	Finance Budget:
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SPECIFIC EXPLANATION The General Services Department recommends that City Council approve and authorize an Occupancy Agreement with Gulf Coast Community Services Association (GCCSA), a Texas nonprofit corporation, for 5,916 square feet of leased space in the Sunnyside Multi-Service Center located at 4605 Wilmington. GCCSA is permitted to operate a Head Start Program for low and moderate income children to include such services as general health, education, family and social services and parent involvement.

The proposed Occupancy Agreement provides for a one-year base term with automatic and consecutive one-year renewals at a monthly payment of \$9,860.00 (\$1.66 psf per month/\$20.00 psf per annum), on the same terms and conditions, except the City may review and adjust the monthly payment at the time of renewal. GCCSA will be allowed to offset its rent by the value of the health services it provides to low and moderate income children, which supplants or extends existing City services. As a result, GCCSA will pay the net monthly payment of \$4,939.86 (\$0.84 psf per month/\$10.08 psf per annum). GCCSA is required to submit to DHHS monthly and annual reports of the services provided.

The new agreement term will commence on the date of countersignature by the City Controller. The City reserves the right to terminate this Agreement at any time by providing 30-days prior written notice to GCCSA.

GCCSA is responsible for maintenance, taxes, and insurance.

IZD:BC:JLN:RB:npb

xc: Marty Stein, Jacquelyn L. Nisby, Anna Russell, and Darren Asher

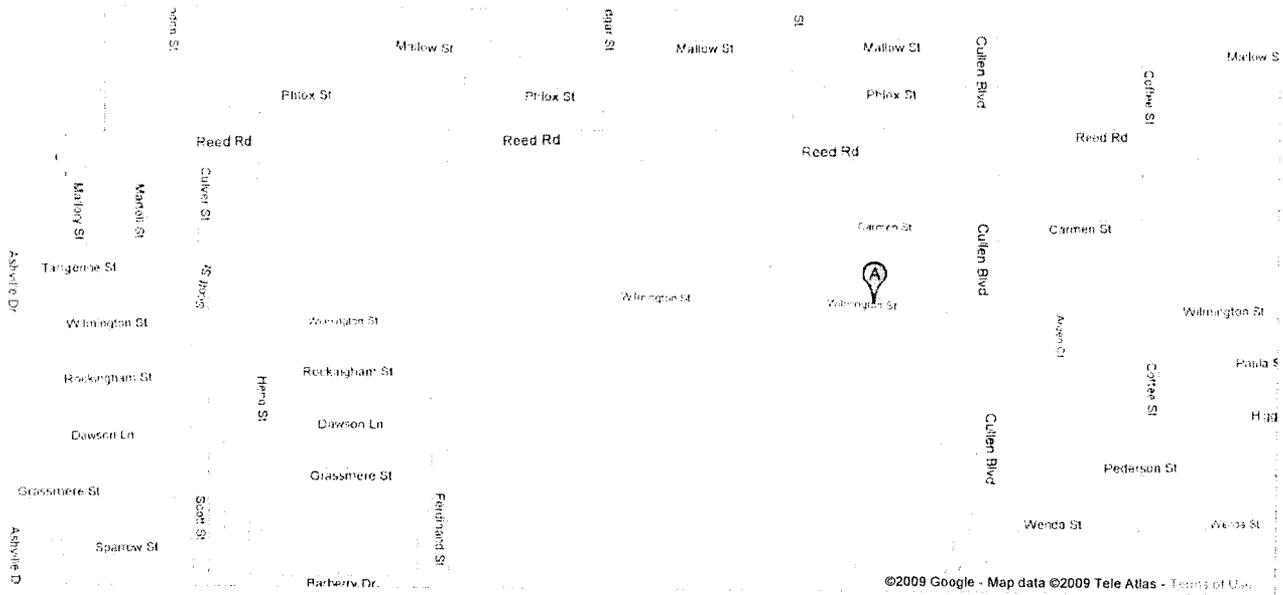
REQUIRED AUTHORIZATION

CUIC ID# 25 RB 48

General Services Department: <i>Forest R. Christy, Jr.</i> Forest R. Christy, Jr. Director, Real Estate Division		Department of Health and Human Services: <i>Stephen L. Williams</i> Stephen L. Williams, M.Ed., M.P.A. Director
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Address



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Occupancy Agreement with Gulf Coast Community Services Association – Head Start Program at the Third Ward Multi-Service Center at 3611 Ennis Street for the Department of Health and Human Services	Page 1 of 1	Agenda Item 28
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FROM (Department or other point of origin): General Services Department	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P.E. <i>Issa Z. Dadoush 5/1/09</i>	Council District affected: 1
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: (832) 393-8023	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve and authorize an Occupancy Agreement with Gulf Coast Community Services Association, a Texas nonprofit corporation (Occupant), for lease space in the Third Ward Multi-Service Center located at 3611 Ennis Street, for the Department of Health and Human Services (DHHS).

Amount and Source Of Funding: Revenue	Finance Budget:
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SPECIFIC EXPLANATION The General Services Department recommends that City Council approve and authorize an Occupancy Agreement with Gulf Coast Community Services Association (GCCSA), a Texas nonprofit corporation, for 5,042 square feet of leased space in the Third Ward Multi-Service Center located at 3611 Ennis Street. GCCSA is permitted to operate a Head Start Program for low and moderate income children to include such services as general health, education, family and social services and parent involvement.

The proposed Occupancy Agreement provides for a one-year base term with automatic and consecutive one-year renewals at a monthly payment of \$8,403.33 (\$1.66 psf per month/\$20.00 psf per annum), on the same terms and conditions, except the City may review and adjust the monthly payment at the time of renewal. GCCSA will be allowed to offset its rent by the value of the health services it provides to low and moderate income children, which supplants or extends existing City services. As a result, GCCSA will pay the net monthly payment of \$4,210.07 (\$0.84 psf per month/\$10.08 psf per annum). GCCSA is required to submit to DHHS monthly and annual reports of the services provided.

The new agreement term will commence on the date of countersignature by the City Controller. The City reserves the right to terminate this Agreement at any time by providing 30-days prior written notice to GCCSA.

GCCSA is responsible for maintenance, taxes, and insurance.

IZD:BC:JLN:RB:npb

xc: Marty Stein, Jacquelyn L. Nisby, Anna Russell, and Darren Asher

REQUIRED AUTHORIZATION

CUIC ID# 25 RB 47

General Services Department:

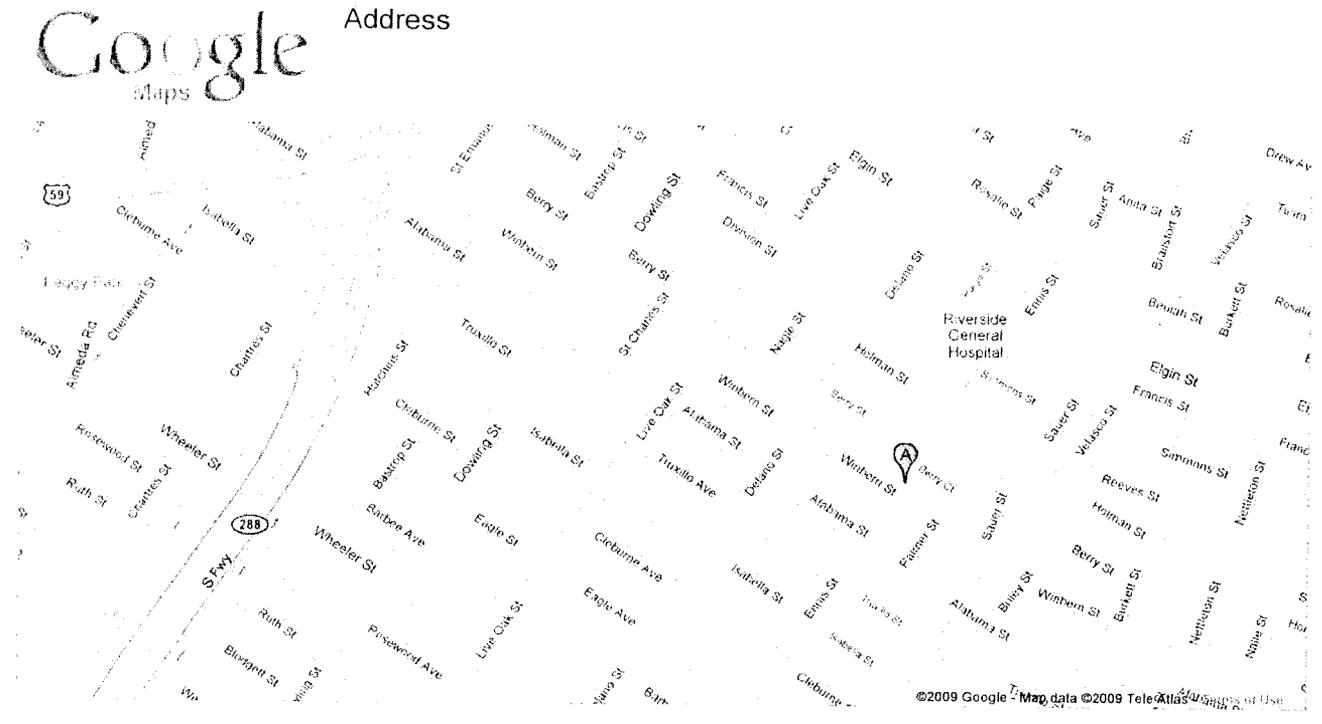
Forest R. Christy, Jr.

Forest R. Christy, Jr.
Director, Real Estate Division

Department of Health and Human Services:

Stephen L. Williams

Stephen L. Williams, M.Ed., M.P.A.
Director



R

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Appropriate funds from the HAS-Renewal & Replacement Fund and authorize the reimbursement of certain expenditures in the HAS-Revenue Fund and various Houston Airport System capital funds to cover operating and capital costs associated with Hurricane Ike.		Category #	Page 1 of 1	Agenda Item # 29
FROM (Department or other point of origin): Houston Airport System		Origination Date May 15, 2009	Agenda Date MAY 27 2009	
DIRECTOR'S SIGNATURE: <i>Eric Potts</i>		Council District affected: B, E, I		
For additional information contact: Ian Wadsworth Phone: 281/233-1682 David Arthur 281/233-1388		Date and identification of prior authorizing Council action:		
AMOUNT & SOURCE OF FUNDING: \$4,200,000.00 HAS-Renewal & Replacement (8010) <i>CEP INV</i>		Prior appropriations:		
RECOMMENDATION: (Summary) Ordinance appropriating \$4,200,000 from the HAS-Renewal & Replacement Fund for Hurricane Ike aid and recovery projects for the Houston Airport System and authorizing the reimbursement of certain operation and maintenance and capital improvement project expenditures from the HAS-Renewal & Replacement Fund.				
SPECIFIC EXPLANATION: Hurricane Ike made landfall at Galveston in the early morning hours on September 13, 2008. The Category 2 storm ravaged the Texas coast and wrought widespread destruction over the entire Houston region. Hurricane Ike damage for the Houston Airport System is estimated to be \$23 million. In order to segregate the expenditures and comply with City of Houston Procedure for Tracking Expenses related to Hurricane Ike recovery efforts at George Bush Intercontinental Airport/Houston, William P. Hobby Airport, and Ellington Airport, the Houston Airport System ("HAS") is requesting to establish a \$4.2 million appropriation from the HAS-Renewal & Replacement Fund. This appropriation will be used to transfer Hurricane Ike recovery related expenditures such as salaries, supplies, service contracts and equipment from the HAS-Revenue Fund to the HAS-Renewal & Replacement Fund. Additionally, the appropriation will be used to transfer expenditures for the repair of capital assets affected by the storm that were incurred in various capital improvement project funds to the HAS-Renewal & Replacement Fund. It is expected that most of these costs will be reimbursed by FEMA or property insurance proceeds. Additional appropriations for new contracts for repair work related to Hurricane Ike will be set up individually as each contract is requested.				
REQUIRED AUTHORIZATION				
Finance Department: <i>(copy) MS</i>		Other Authorization:		Other Authorization:

107

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: An ordinance approving an Affordable Housing Agreement between the City of Houston and Reinvestment Zone Number Twenty-One, City of Houston, Texas (Hardy/Near Northside Zone).

Category #

Page
1 of 1

Agenda Item#

30

FROM: (Department or other point of origin):

Michelle Mitchell, Director
Finance Department

Origination Date
May 4, 2009

Agenda Date
MAY 27 2009

DIRECTOR'S SIGNATURE:

Michelle Mitchell

Council Districts affected:
H

For additional information contact:

Ralph De Leon
Julia Gee

Phone: (713)837-9573
Phone: (713)837-7828

Date and identification of prior authorizing Council Action:
Ord. 2008-1212, 12/30/08

RECOMMENDATION: (Summary)

An ordinance approving an Affordable Housing Agreement between the City of Houston and Reinvestment Zone Number Twenty-One, City of Houston, Texas (Hardy/Near Northside Zone).

Amount of Funding: No Funding Required

Finance Budget:

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

SPECIFIC EXPLANATION:

On December 30, 2008, City Council approved the Project Plan and Reinvestment Zone Financing Plan (the "Project Plan") for Reinvestment Zone Number Twenty-One, City of Houston, Texas (Hardy/Near Northside Zone). The Project Plan designates one-third of Zone revenues for affordable housing. These funds will be annually transmitted to the Housing and Community Development Department to aid the Department in its objective of providing the citizens of Houston affordable housing. The related Affordable Housing Agreement formalizes the project implementation of the Project Plan.

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

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

Michelle Mitchell

AFFORDABLE HOUSING AGREEMENT

between

THE CITY OF HOUSTON, TEXAS,

and

**REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS
(HARDY/NEAR NORTHSIDE ZONE)**

CONTENTS

I.	RECITALS	1
II.	OBLIGATIONS OF THE PARTIES	2
III.	NOTICES.....	3
IV.	GENERAL PROVISIONS	3

**AFFORDABLE HOUSING AGREEMENT
BETWEEN THE CITY OF HOUSTON AND
REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS
(HARDY/NEAR NORTHSIDE ZONE)**

STATE OF TEXAS §
 § **KNOW ALL MEN BY THESE PRESENTS**
COUNTY OF HARRIS §

This agreement for the provision of affordable housing (the "Agreement") is made between the City of Houston, Texas ("the City"), a municipal corporation and home-rule city of the State of Texas, located in Harris County, Texas, acting by and through its governing body, the City Council, and Reinvestment Zone Number Twenty-One, City of Houston, Texas, a tax increment reinvestment zone acting by and through its Board of Directors (the "Zone" or "Hardy/Near Northside Zone"). For the purposes of this Agreement, the City and the Zone are referred to singularly as "Party" and collectively as "the Parties." It is the intention of the Parties to this Agreement to set forth, in writing, the terms and conditions of their understanding and agreement regarding the payment of costs of providing affordable housing in or out of the Zone.

I. RECITALS

WHEREAS, pursuant to Chapter 311 of the Texas Tax Code, as amended, the City created the Zone, approved by Ordinance No. 2003-1258 on December 17, 2003; and

WHEREAS, on December 18, 2008, the Board of Directors for the Zone adopted a Project Plan and Reinvestment Zone Financing Plan providing for affordable housing both inside and outside the Zone's boundaries. The City approved the Project Plan and Reinvestment Zone Financing Plan by Ordinance No. 2008-1212 on December 30, 2008 (the "Plans").

WHEREAS, Section 311.010(b) of the Texas Tax Code, as amended, allows a municipality to enter into an agreement to dedicate revenue from the tax increment fund to pay the costs of providing affordable housing in or out of the Zone; and

WHEREAS, the City, the Zone and the Authority desire to enter into this Agreement to dedicate revenues from the Zone for the provision of affordable housing by the City pursuant to its affordable housing programs; **NOW, THEREFORE**, in consideration of the mutual promises, covenants, obligations, and benefits of this Agreement, the Parties contract and agree as follows:

II. OBLIGATIONS OF THE PARTIES

(1) Obligations of the Zone

Beginning with the Fiscal Year 2009, the Parties agree that the estimated annual amounts shown on Exhibit 9 of the Plans will be designated for affordable housing. For Fiscal Year 2009 and each subsequent Fiscal Year until the termination of the Zone, the City shall appropriate to Fund 2409 (or successor fund into which TIRZ affordable housing revenues are deposited) the amount shown for affordable housing costs in the City Council approved Operating Budget for the Zone for the Fiscal Year. Any amounts designated under this Agreement that are not appropriated in the Fiscal Year when due shall accrue to the subsequent Fiscal Year(s) until paid.

(2) Obligations of the City

The City shall dedicate all revenues received from the Zone to the provision of affordable housing pursuant to the Plans and Ordinance No. 1999-0488, adopted on May 19, 1999, which approved the designation of funds in Fund 2409 to be used by the Housing & Community Development Department for the Affordable Housing Program.

III. NOTICES

All notices and communications required or permitted by this Agreement shall be in writing and mailed by Certified Mail, Return Receipt Requested, to:

The City: Director, Finance Department
City of Houston
P. O. Box 1562
Houston, TX 77251

The Zone: Administrator
Reinvestment Zone Number Twenty-One, City of Houston,
Texas (Hardy/Near Northside Zone)
P. O. Box 1562
Houston, TX 77251

IV. GENERAL PROVISIONS

(1) Entire Agreement

This Agreement comprises the entire agreement between the Parties relating to funding affordable housing costs. Accordingly, this Agreement merges all prior negotiations and understandings of the Parties hereto and supersedes and nullifies all prior agreements, negotiations, assurances, conditions, covenants (expressed or implied), or other understandings of the Parties, whether written, verbal, antecedent, or contemporaneous with the execution of this Agreement.

(2) Effective Date

This Agreement becomes effective when all parts are signed by the last Party whose signature renders the Agreement fully executed.

(3) Term of Agreement

This Agreement shall terminate on December 31, 2033, provided, however, that the right of the City to appropriate tax increment revenues under this Agreement that

have not been appropriated by December 31, 2016 shall survive the termination of this Agreement.

(4) Severability

If one or more of the provisions of this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect by a court of competent jurisdiction, such invalidity, illegality, or unenforceability shall not affect any other provisions, and the Agreement shall be construed as if such invalidity, illegality, or unenforceable provision had never been included, provided that such invalidity, illegality, or unenforceability does not materially prejudice the City or the Zone in their respective rights and obligations contained in the Agreement.

(5) Headings

The headings throughout this Agreement are merely guides and shall not be interpreted to construe or restrict any part of this Agreement.

(6) Interpretation

Each Party to this Agreement acknowledges that such Party has reviewed this Agreement and participated in its drafting and agrees that no provision of this Agreement shall be construed against or interpreted to the disadvantage of a Party by reason of such Party having or being deemed to have drafted, structured, or dictated such provision(s).

(7) Assignment

This Agreement may not be assigned by either Party without the prior written consent of the other Party. Consent shall be given by the Zone acting through its Board of Directors or governing body. Consent shall be given by the City by the Director of Housing and Community Development.

(8) Counterparts

This Agreement may be executed in counterparts, in a single original, or in duplicate originals. As applicable, each counterpart or duplicate shall be deemed an original copy of this Agreement signed by each Party, for all purposes.

IN WITNESS HEREOF, the City and the Zone have made and executed this Agreement.

CITY OF HOUSTON:

_____ Date: _____, 2009
Mayor

ATTEST/SEAL:

_____ Date: _____, 2009
City Secretary

COUNTERSIGNED:

_____ Date: _____, 2009
City Controller

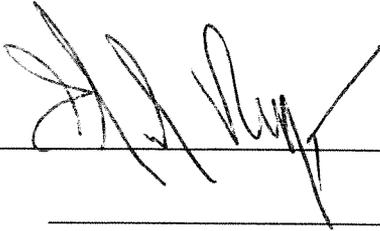
APPROVED:

Michelle Mitchell _____ Date: 5/5/09, 2009
Director, Finance Department

APPROVED AS TO FORM:

_____ Date: _____, 2009
Assistant City Attorney
L.D. File No. 0610200177010

**REINVESTMENT ZONE TWENTY-ONE
(HARDY/NEAR NORTHSIDE ZONE):**

By:  Date: April 9, 2009

Printed Name: _____

Printed Title: _____

ATTEST/SEAL

By:  Date: 4/30/09, 2009

Printed Name: LLOYD BURKE

SUBJECT: An Ordinance de-appropriating and re-appropriating funds in connection with the Limited Use Roadway & Mobility Capital Fund No. 4034.	Page 1 of 1	Agenda Item # 31
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From: (Department or other point of origin): Finance Department	Origination Date 5-22-09	Agenda Date MAY 27 2009
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Director's Signature: Michelle Mitchell, Director 	Council District affected: All
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For additional information contact: James Tillman, Consultant (713) 837-9615 Carol A. Ellinger, P.E., Sr. Asst Dir. (713) 837-7658	Date and identification of prior authorizing Council action: Ordinance #: 2006-0711 (6/20/06), 2009-0257 (3/25/09), 2009-0187 (3/4/09), 2007-1190 (10/24/07), 2008-0956 (10/29/08-M#2008-0808), 2008-0561 (6/18/08)
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Recommendation: (Summary)
Approve an Ordinance de-appropriating and re-appropriating funds in connection with Limited Use Roadway & Mobility Capital Fund No. 4034 and transferring the balance to the General Fund.

Amount and Source of Funding:

Appropriations
 \$806,725.00 from the General Improvement Consolidated Construction Fund No. 4509 (WBS No. D-000134-0001-3)
 \$377,399.00 from the Park Consolidated Construction Fund No. 4502 (WBS No. F-000733-0001-4)
 \$184,499.16 from the Street and Bridge Consolidated Construction Fund No. 4506 (WBS No. N -000571-0001-4)
 \$112,667.00 from the Street and Bridge Consolidated Construction Fund No. 4506 (WBS No. N-000650-0049-3)
 \$394,484.62 from the Street and Bridge Consolidated Construction Fund No. 4506 (WBS No. N-000403-0003-3)

De-Appropriations of original (previous) appropriations of:
 \$806,725.00 from the Limited Use Roadway & Mobility Capital Fund No. 4034 (WBS No. D-000134-0001-3)
 \$377,399.00 from the Limited Use Roadway & Mobility Capital Fund No. 4034 (WBS No. F-000733-0001-4)
 \$184,499.16 from the Limited Use Roadway & Mobility Capital Fund No. 4034 (WBS No. N -000571-0001-4)
 \$112,667.00 from the Limited Use Roadway & Mobility Capital Fund No. 4034 (WBS No. N-000650-0049-3)
 \$394,484.62 from the Limited Use Roadway & Mobility Capital Fund No. 4034 (WBS No. N-000403-0003-3)

SPECIFIC EXPLANATION:

The City of Houston has been constructing specific infrastructure improvements through cash expenditures using the Limited Use Roadway & Mobility Capital Fund No. 4034. With decreased revenues in the General Fund and sufficient debt capacity, the unspent balances of these infrastructure contracts will be paid for using appropriate voter authorized bond funds.

This action implements a de-appropriation of previously appropriated funds and re-appropriates an equivalent amount from public improvement bonds (\$1,875,774.78). This action also authorizes transferring the balance into the General Fund. The following projects are involved in this action:
 Houston Amateur Sports Park (WBS No. D-000134-0001-3)
 Cullen Boulevard Beautification (WBS No. F-000733-0001-4)
 W. Bellfort Paving: Buffalo Speedway to Stella Link (WBS No. N -000571-0001-4)
 Traffic Signal Management Program/Intelligent Transportation Systems (WBS No. N-000650-0049-3)
 Morningside Reconstruction: Rice to Sunset (WBS No. N-000403-0003-3)

c: Marty Stein

REQUIRED AUTHORIZATION			CUIC #: 65MM02
Other Authorization:  Michael S. Marcotte, P.E., DWRE, BCEE, Director	Other Authorization: Joe Turner, Director	Other Authorization: 	

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Approve the First Amendment to the Contract between the City of Houston and JPMorgan Chase Bank, N.A. to provide online payment services for all City Departments

Category #

Page 1 of 1

Agenda Item#

32

FROM: (Department or other point of origin):
Alfred J. Moran, Jr., Director
Administration & Regulatory Affairs Department

Origination Date

May 20, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE:

AM

Council Districts affected:

ALL

For additional information contact:
Greg Damianoff Phone: 713-221-0127

Date and identification of prior authorizing Council Action: Ordinance No. 2009-10, passed 1/7/09

RECOMMENDATION: (Summary)

Approve the First Amendment to the Contract between the City of Houston and JPMorgan Chase Bank, N.A. to provide online payment services for all City Departments

Amount of Funding: N/A

FIN Budget:

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

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department (ARA) recommends that Council approve the First Amendment to the Contract between the City of Houston and JPMorgan Chase Bank, N.A.

The contract was originally approved in January 2009 for online payment services for the ARA Department. Since that time, other City departments have expressed an interest in providing online payment services for their customers. Accordingly, ARA now seeks to amend the contract to allow for citywide participation, and to provide for flexibility in the convenience fee schedule to accommodate the range in transaction amounts for other City departments.

The existing convenience fee schedule in the contract provides flat fees for transactions up to \$5,000. However, many City departments process payments well in excess of this amount. For example, the Public Works & Engineering Department's Utility Customer Service Branch recently requested that the contract be amended to include a provision for online water bill payments as high as \$25,000. Thus, ARA initially recommends that the contract convenience Fee Schedule be amended to accommodate transactions up to \$25,999.99 (see attached proposed convenience fee schedule amendment).

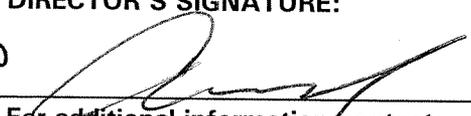
As additional City departments seek to access the online payment services provided under this contract, transaction amounts may well exceed \$25,999.99. Accordingly, ARA is also requesting that the contract be amended to delegate to the Director of ARA the authority to approve changes to the fee schedule to accommodate higher transaction amounts, with the caveat that the Director only has authority to approve convenience fees in an amount not to exceed 3% of the total transaction amount. For example, the Director of ARA could approve an amendment to the convenience fee schedule to provide for transactions in the amount of \$50,000, but only if the related convenience fee for that transaction did not exceed \$1,500 or 3% of the transaction amount.

REQUIRED AUTHORIZATION

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

SUBJECT: An Ordinance approving and authorizing a contract for legal services with Gibbs & Bruns LLP for legal representation in Southern Crushed Concrete, LLC. v. City of Houston, Cause No. 2008-68402 in the 333rd District Court, Harris County, Texas.	Page 1 of 1	Agenda Item # <div style="font-size: 2em; text-align: center;">33</div>

FROM (Department or other point of origin): <div style="text-align: center;">Legal Department</div>	Origination Date 5/14/2009	Agenda Date <div style="text-align: center;">MAY 27 2009</div>
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DIRECTOR'S SIGNATURE: 	Council District affected: <div style="text-align: center;">All</div>
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For additional information/contact: Paulette Wolfson Phone: 832 393 6290	Date and identification of prior authorizing Council action: <div style="text-align: center;">None</div>
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RECOMMENDATION: (Summary)
 That Council approves and authorizes an Ordinance authorizing a contract for legal services between the City of Houston and Gibbs & Bruns LLP.

Amount and Source of Funding:
 \$90,000.00

 Fund 1004 Property & Casualty

SPECIFIC EXPLANATION:
 The City was sued by Southern Crushed Concrete who alleges that the City's permitting requirements for concrete crushing sites are preempted by state law. Southern Crushed Concrete, LLC v. City of Houston, Cause No. 2008-68402, in the 333rd District Court, Harris County, Texas.

Kathy Patrick and Andrea Frieden, partners with Gibbs & Bruns LLP, will be the principle attorneys representing the City in this matter. As experienced trial lawyers, they will bring relevant expertise in trial strategies to defend the City in this case and they are familiar with the issues being raised in this matter. Gibbs & Bruns LLP successfully represented the City in litigation regarding the City's right to regulate smoking. (Houston Assoc. of Alcoholic Beverage Permit Holders v. City of Houston, 508 F. Supp. 2d. 576 (S.D. Tex. 2007)). The firm is also representing the City in BCCA Appeal Group v. City of Houston, Cause No. 2008-09399, in the 269th District Court, Harris County, Texas, a case which also involves preemption issues. The firm represented the City in the smoking case and is representing the City in BCCA on a pro bono basis.

The contract is for a maximum of \$90,000.00.

REQUIRED AUTHORIZATION		
Other Authorization:	Other Authorization:	Other Authorization:

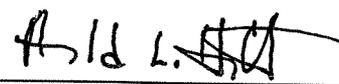
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

R

SUBJECT: Ordinance Establishing a First Amendment to Contract with American Traffic Solutions, Inc. (ATS) for the Photo Traffic Signal Enforcement System for HPD.	Page 1 of 1	Agenda Item # 34
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FROM: (Department or other point of origin): Houston Police Department	Origination Date: 5-22-09	Agenda Date: MAY 27 2009
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DIRECTOR'S SIGNATURE: Harold L. Hurtt, Chief of Police 	Council District affected: All
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For additional information contact: Joseph A. Fenninger  CFO and Deputy Director Phone: 713-308-1770	Date and identification of prior authorizing Council action: Ordinance 2006-567 May 31, 2006
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RECOMMENDATION: (Summary) Adopt an Ordinance approving a First Amendment to the Contract with American Traffic Solutions, Inc. (ATS) for the Photographic Traffic Signal Enforcement System.

Amount and Source of Funding: No funding required.

Specific Explanation:

On May 31, 2006 via Ordinance 2006-567, City Council awarded a five-year contract with one additional five-year option to ATS for the Photographic Traffic Signal Enforcement System (aka, Digital Automated Red Light Enforcement Program – DARLEP). The current contract expires June 28, 2011. The scope of the work required the contractor to provide all labor, equipment, supplies, supervision, maintenance, and training necessary to provide a high-resolution digital system for still photos as well as moving images of red light violators at various intersections controlled by red lights within the City of Houston.

Since inception, 70 red light cameras have been installed throughout the city to help reduce rampant running of red lights. In that period, approximately 506,000 violations have been issued, and a net \$10.7 million received by the City has been applied to City traffic safety programs. By the end of fiscal year 2009, the State of Texas will have also received approximately \$8.3 million for state trauma centers, as part of legislation passed last session.

The State Legislature is now considering House Bill 300 (TXDOT Sunset Bill) that contains an amendment proposed by Rep. Gary Elkins which would preclude any further red light cameras from being installed in the state as of June 1, 2009 and would not permit extensions to existing contracts after that date. In response, the cities of Amarillo, Arlington, Baytown, Ft. Worth and Irving have all signed 15 to 20 year extensions with their respective vendors.

DARLEP has become a key part of the City's traffic safety budget and it has constrained growth of accidents at intersections with red light cameras as compared to those without. Accordingly, HPD requests that Council approve the First Amendment to the original contract with ATS. The amendment includes:

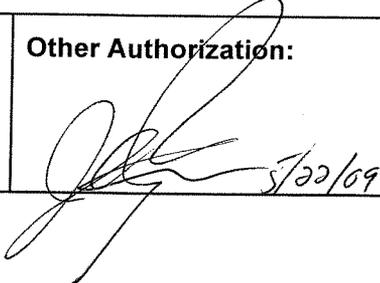
- Extending the contract, as amended, to May 27, 2014 (3 years), with one additional five-year option period after that time. The City retains its right to terminate the contract with 120 days notice.
- Allow sensing devices to be placed within the concrete roadway at selected intersections
- Allow ATS to recover a convenience fee not to exceed 2.33% for each debit or credit card penalty payment transaction
- Require the contractor to utilize the latest digital photograph and recording technology when installing new equipment
- Require the contractor to utilize a "double blind" verification system to further improve the accuracy of data received from the Texas Department of Transportation related to red light violations.

Because of the June 1, 2009 deadline in the amendment to House Bill 300, the proposed contract extension may not be taggable, in that a one week delay might render the matter moot.

M/WBE Participation:

The original contract was issued with a 10% M/WBE participation goal. ATS has been paid \$6,351,139.65 to date and has paid \$1,783,825.11 (28%) to M/WBE participating sub-contractors to date. The Affirmative Action and Contract Compliance Division will continue to monitor the progress of the contract.

REQUIRED AUTHORIZATION 10JAF001

Finance:	Other Authorization:  5/22/09	Other Authorization:  Michael S. Marcotte, P.E., D.WRE, BCEE Director, Public Works & Engineering Department
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 7912

Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. 4600006045 for Window Cleaning Services for the Convention & Entertainment Facilities Department LC-R-0734-039-21037-A1

Category #
4

Page 1 of 1

Agenda Item

35

FROM (Department or other point of origin):

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

Origination Date

March 05, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

Handwritten signature of Calvin D. Wells

Council District(s) affected

I-Rodriguez

For additional information contact:

Stephen Lewis Phone: (713) 853-8888
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

Ord. No. 2006-0911, passed 09/05/06

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the maximum contract amount for the contract between the City of Houston and Superior Building Services, Inc., from \$299,804.00 to \$374,755.00 for window cleaning services for the Convention & Entertainment Facilities Department.

Maximum Contract Amount Increased by: \$74,951.00

Finance Budget

\$74,951.00 - Civic Center Facility Revenue Fund (8601)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount for the contract between the City of Houston and Superior Building Services, Inc. from \$299,804.00 to \$374,755.00 for window cleaning services for the Convention & Entertainment Facilities Department. The contract was awarded on September 6, 2006 by Ordinance No. 2006-0911 for a three year term, with two one-year options in the total amount of \$299,804.00. Expenditures as of February 17, 2009 totaled \$233,880.00. The additional spending is necessary to sustain the department until the end of the contract term.

The scope of work requires the contractor to provide all labor, materials, equipment, transportation and supervision necessary to provide window cleaning services including, but not limited to, cleaning all designated windows, squeegee glass surfaces, wiping adjacent frames and sills free of excess water, mopping of excess water spills and leaving the work areas dry. Services are being performed at various time periods for each location to minimize disruption of events. The Jesse H. Jones Hall windows are cleaned monthly; the Houston Center for the Arts, Wortham Theater and the George R. Brown Convention Center windows are cleaned quarterly. In addition to the window cleaning services at George R. Brown Convention Center, the contractor will also be required to clean all trusses that are located under the balcony and entrance canopies.

This contract was awarded with a 20% M/WBE participation goal. Currently, Superior Building Services, Inc. is achieving 17.93% of the required M/WBE goal. The Affirmative Action Division will continue to monitor and work with the vendor to achieve the required goal.

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

Buyer: Conley Jackson

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NDT

Handwritten initials

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8309

Subject: Approve an Ordinance Awarding a Contract for Heating, Ventilation and Air Conditioning Services for Various Departments S30-L23057

Category #
4

Page 1 of 2

Agenda Item

36

FROM (Department or other point of origin):

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

Origination Date

April 21, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

Jacquelyn L. Nisby Phone: (832) 393-8023
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to RDI Mechanical, Inc. on its low bid in an amount not to exceed \$10,238,893.00 for heating, ventilation and air conditioning services for various departments.

Maximum Contract Amount: \$10,238,893.00

Finance Budget

- \$ 7,260,527.39 - General Fund (1000)
- \$ 2,773,965.61 - Water & Sewer System Operating Fund (8300)
- \$ 18,300.00 - Stormwater Fund (2302)
- \$ 186,100.00 - Fleet Management Fund (1005)
- \$10,238,893.00 - Total**

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to RDI Mechanical, Inc. on its low bid in an amount not to exceed \$10,238,893.00 for heating, ventilation and air conditioning services for various departments. This contract will be used by the General Services, Public Works & Engineering, Solid Waste Management and Parks and Recreation Departments. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

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

	<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1.	A.C. Contractors	\$7,319,280.00 (Partial Bid/Higher Unit Cost)
2.	Johnson Controls	\$9,270,660.00 (Partial Bid/Higher Unit Cost)
3.	RDI Mechanical, Inc.	\$10,238,893.00
4.	Gowan, Inc.	\$10,466,922.61
5.	Carrier Corporation	\$10,588,702.00

The scope of work requires the contractor to provide all labor, diagnostic test instruments, materials, equipment, transportation and supervision necessary to provide preventive maintenance, which includes monthly, quarterly and annual inspections along with remedial repairs on existing equipment. The contractor will also provide monthly performance reports, service logs, repair reports and quarterly quality control inspection records, which will allow the City to identify units that are not cost effective to maintain and should be replaced. All work will be in compliance with the current Original Equipment Manufacturers, American

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MDT

Date:
4/21/2009

Subject: Approve an Ordinance Awarding a Contract for Heating,
Ventilation and Air Conditioning Services for Various Departments
S30-L23057

Originator's
Initials
RM

Page 2 of 2

National Standards Institute and the American Society of Heating, Refrigerating and Air Conditioning Engineers, Inc. standards and recommendations.

M/WBE Subcontracting:

This invitation to bid was issued as a goal oriented contract with a 11% participation level. RDI Mechanical, Inc. has designated the below-named companies as its certified M/WBE subcontractors.

<u>Name</u>	<u>Type of Work</u>	<u>Total Amount</u>	<u>Percentage</u>
AC Engineered Systems, Inc.	HVAC supplies	\$ 56,313.91	.55
Airmax Enterprises, Inc. dba Mike's A/C	HVAC services	\$ 56,313.91	.55
Allprint & Office Supply, Inc.	Blue Prints	\$ 56,313.91	.55
Amex Electric Services, Inc.	Electrical Work	\$ 56,313.91	.55
Ashik Enterprises, Inc. dba Southwest Plumbing Co.	Plumbing	\$ 46,075.02	.45
Blueprints Plus	Blue Prints	\$ 56,313.91	.55
Custom Precision Sheet Metal	Machine Work	\$ 56,313.91	.55
Distrib Aire, Inc.	HVAC services	\$ 56,313.91	.55
Gilliam Electric Supply, Inc.	Electric Supplies	\$ 56,313.91	.55
KM Air Conditioning Inc. dba United Air Conditioning Supply	HVAC services	\$ 56,313.91	.55
Mepit Engineers	Engineering Services	\$ 61,433.36	.60
Rincon Air and Heat Co. LLC	HVAC services	<u>\$511,944.65</u>	<u>5.00</u>
		\$1,126,278.22	11.0%

Pay or Play Program

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

ESTIMATED SPENDING AUTHORITY

Department	FY 09	Out Years	Total
General Services	\$100,000.00	\$6,149,472.39	\$6,249,472.39
Public Works & Engineering	\$ 00.00	\$3,171,665.61	\$3,171,665.61
Parks and Recreation	\$ 5,795.00	\$ 570,000.00	\$ 575,795.00
Solid Waste Management Department	\$ 8,065.34	\$ 233,894.66	\$ 241,960.00
Grand Total			\$10,238,893.00

Buyer: Richard Morris

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8316

Subject: Approve an Amending Ordinance to Increase the Spending Authority to Contract No. 4600006051 for Repair and Preventive Maintenance Services on Varian Analytical Instruments for Various Departments LC-R-0769-027-20862-A1

Category #
4

Page 1 of 2

Agenda Item

37

FROM (Department or other point of origin):

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

Origination Date

April 20, 2009

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE

[Handwritten Signature]

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:

Ord. 2006-1027, passed 10/11/2006

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the maximum contract amount of the contract between the City of Houston and Varian, Inc. from \$414,724.12 to \$518,405.15 for repair and preventive maintenance services on Varian analytical instruments for various departments.

Maximum Contract Increased by: \$103,681.03

Finance Budget

\$ 76,593.31 - Water and Sewer System Fund (8300)

\$ 27,087.72 - General Fund (1000)

\$103,681.03 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount of the contract between the City of Houston and Varian, Inc. from \$414,724.12 to \$518,405.15 for repair and preventive maintenance services on Varian analytical instruments for various departments.

This contract was awarded on October 11, 2006, by Ordinance No. 2006-1027 for a three-year term, with two additional one-year options, for a total five-year term in the amount of \$414,724.12. Expenditures as of April 16, 2009 totaled \$319,587.81. The additional spending authority is needed to sustain the departments through the end of the contract term or until a new contract is awarded. The Public Works & Engineering Department (PW&E) inadvertently left off several items at the time of award, which were added to the contract subsequent to contract award. The addition of this equipment will cause the contract to reach its spending limit prior to the end of the contract term.

The scope of work requires the contractor to furnish all labor, tools, parts, facilities and transportation and supervision necessary to perform mechanical repair and maintenance services on Varian analytical instruments. The Public Works & Engineering Department uses these instruments to analyze trace metals in individual waste and treatment plant samples. The Houston Department of Health and Human Services uses these instruments to test pollutants deemed hazardous by the Environmental Protection Agency, and the Houston Police Department uses this instrument to identify controlled substances submitted by officers for court testimony.

Pay or Play Program

This contract does not have the "Pay or Play" requirement therein as it was awarded prior to the effective date of the ordinance which established the "Pay or Play Program".

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MAY

[Handwritten Signature]

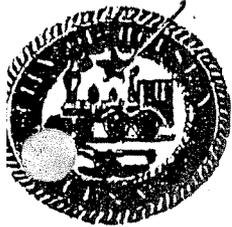
Date: 4/20/2009	Subject: Approve an Amending Ordinance to Increase the Spending Authority to Contract No. 4600006051 for Repair and Preventive Maintenance Services on Varian Analytical Instruments for Various Departments LC-R-0769-027-20862-A1	Originator's Initials GK	Page 2 of 2
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Spending Authority Increase

	FY09	FY10	Total Amount
Public Works & Engineering	\$45,000.00	\$31,593.31	\$76,593.31
Houston Police Department		\$18,503.98	\$18,503.98
Houston Department of Health and Human Services		\$8,583.74	\$8,583.74
Aggregate Total	\$45,000.00	\$58,681.03	\$103,681.03

Attachment: M/WBE zero percent goal document approved by Affirmative Action.

Buyer: Gloria Jordan-King



CITY OF HOUSTON
Finance & Administration Department

Interoffice
Correspondence

To: Calvin D. Wells - City Purchasing Agent

From: Richard Morris

Date: October 25, 2005

Subject: MWBE 0% Goal Request

Is this to establish a goal for advertisement?

Bid Number: LC-R-0769-027-20862

Advertisement schedule Date: December 2, 2005

Bids Due Date: January 5, 2006

Goal on last contract: Zero

Items or Scope of Bid:-

These instruments are used to examine chemical mixtures by the Public Works Wastewater plants, Houston Police Department, and by the Health and Human Resources labs. They are delicate and highly sensitive and must be calibrated and functioning to measure water and air qualities.

The total dollar value is approximately \$250,000.00

I am requesting approval of 0 % goal.

Justification:

The personnel to examine, calibrate and repair these instruments are trained and employed by Varian, Inc. There is no potential for MWBE participation.

Concur:

Division Manager

Approved:

Contract Compliance Officer

Approved:

Calvin D. Wells
City Purchasing Agent
CDW:bjt

Approved:

Valma Laws
Director- Affirmative Action
10/28/05

Date:
4/20/2009

Subject: Formal Bids Received for Scrap Tire Disposal Service for
Various Departments
S50-L23135

Originator's
Initials
AL

Page 2 of 2

M/WBE Subcontracting:

This invitation to bid was issued as a goal oriented contract with an 11% M/WBE participation level. Liberty Tire Recycling, LLC has designated the below named company as its certified M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Jefferson Mowing	Tire Pick Up Service	\$42,810.00	11%

Affirmative Action Division will monitor this contract.

Pay or Play Program:

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

Estimated Spending Authority:

Department	FY09	Out Years	Total Amount
Fire	\$ 5,000.00	\$ 54,531.00	\$ 59,531.00
Solid Waste Management	\$ 1,583.00	\$114,411.00.	\$115,994.00
Police	\$ 4,875.00	\$105,661.00	\$110,536.00
Parks and Recreation	\$ 1,500.00	\$101,629.00	\$103,129.00
Aggregate Total	\$12,958.00	\$376,232.00	\$389,190.00

Buyer: Arturo Lopez

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance approving and authorizing submission of an application for grant funding and acceptance of grant funding	Page 1 of 1	Agenda Item # 39
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-21-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: B and H
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For additional information contact: Carol A. Ellinger, P.E. Senior Assistant Director (713) 837-7658 Richard J. Chapin, Senior Project Manager (713) 837-0421	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
It is recommended that City Council adopt an ordinance approving and authorizing submission of an application for grant assistance to the Texas Office of Rural Community Affairs for Community Development Block Grant funding.

Amount and Source of Funding: N/A

BACKGROUND:
The Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009 (Pub. Law 110-329), enacted \$6.1 billion through the Community Development Block Grant (CDBG) program for expenses related to disaster relief, long-term recovery, and restoration of infrastructure, housing, and economic revitalization in areas affected by hurricanes, floods, and other natural disasters that occurred in 2008 in declared major disaster areas.

The Office of Rural Community Affairs (ORCA) is designated as the entity responsible to HUD for the grant administration of the CDBG disaster recovery funding. ORCA will also oversee the distribution of funds for public infrastructure, economic revitalization and other projects.

The City of Houston is eligible for \$109,070,706 in this first allocation. (\$87,256,565 for housing, and \$21,814,141 for non-housing).

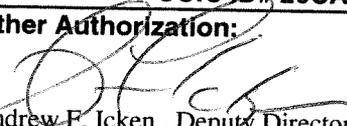
Non-housing grant funds allocated to the City of Houston will be used for infrastructure improvements and regional detention drainage improvement projects to benefit low-to-moderate income individuals. This will be targeted at locations within the flood prone Greens Bayou Watershed.

RECOMMENDATIONS: It is recommended that City Council adopt an ordinance approving and authorizing submission of an application for Non-housing grant assistance to the Texas Office of Rural Community Affairs and acceptance of the Texas Community Development Block Grant Program, 2008 Supplemental Disaster Recovery Fund: Hurricanes Dolly and Ike; declaring the City's eligibility for such grant; authorizing the mayor to act as the City's representative in the application process; authorizing the Director of Public Works and Engineering Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program.

Any projects using these funds will be subject to Council approval in a subsequent action.

MSM:AFI:CAE
P:\PLANNING BRANCH\GRANTS\CDBG - I\KERCA - ORCA GRANT.DOC
C: Marty Stein, Waynette Chan, Gary Drabek, Ceil Price

REQUIRED AUTHORIZATION CUIC ID# 20CAE41

Finance Department:	Other Authorization:  Andrew F. Icken., Deputy Director Planning and Development Services Division	Other Authorization:
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To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Recommendation that an ordinance for the HOMESTEAD ROAD GRADE SEPARATION PROJECT (from Ley Road to Firnat Street) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation. WBS N-000713-0001-2-01	Page 1 of 1	Agenda Item # 40
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FROM: (Department or other point of origin): (Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: B Key Map 454H
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For additional information contact: Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director	Date and identification of prior authorizing Council Action: Ordinance 2007-1067, passed September 19, 2007
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RECOMMENDATION: (Summary)
An ordinance for the HOMESTEAD ROAD GRADE SEPARATION PROJECT (from Ley Road to Firnat Street) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

Amount and Source of Funding: No additional funding required (covered under Blanket Appropriation Ordinance 2007-1067, N-00663A-00RE-2-01 Street and Bridge Consolidated Construction Fund 4506)

SPECIFIC EXPLANATION:
The Department of Public Works and Engineering is requesting an ordinance for the HOMESTEAD ROAD GRADE SEPARATION PROJECT (from Ley Road to Firnat Street) be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

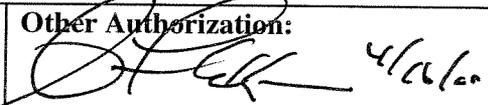
This project provides for the construction of a grade separation for Homestead Road over the Union Pacific railroad tracks located south of Laura Koppe Drive in northeast Houston. This project includes construction of a four-lane divided roadway from Ley Road to Firnat Street with concrete paving, curbs, sidewalks, street lighting and necessary underground utilities.

This action authorizes payment for costs of land purchases/condemnations, appraisal fees, title policies/services, recording fees and other acquisition costs in connection with negotiations to settle purchases; finds a public necessity for the project; and approves and authorizes the condemnation of the land and improvements thereon. If negotiations to acquire the property cannot be concluded as a purchase or for any reason for which acquisition by condemnation is warranted, this action authorizes the City Attorney to file or cause Eminent Domain proceedings to be filed and acquire rights-of-way and easements for said purposes and authorizes payment for the Award of Special Commissioners and court costs associated with condemnation proceedings. Payments for purchase considerations that exceed the spending authority threshold set by State law will be submitted to City Council as they are finalized. This will expedite the process of acquiring land in support of the HOMESTEAD ROAD GRADE SEPARATION PROJECT (from Ley Road to Firnat Street).

MSM:NPC:tb
S:/BATES/Homestead RCA-Condemn Blanket Ordinance 1.doc
cc: Marty Stein

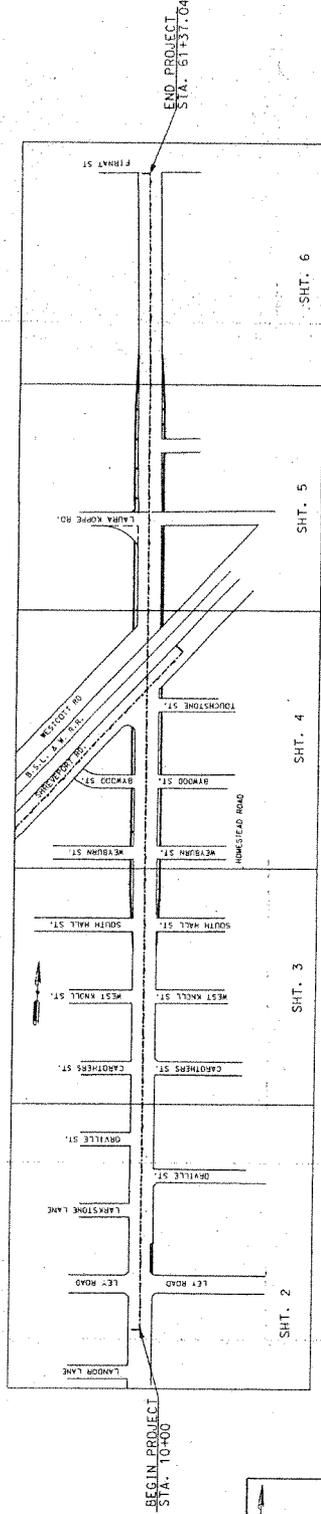
CUIC #20TSB03

REQUIRED AUTHORIZATION

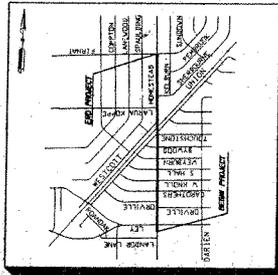
Finance Director:	Other Authorization:	Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division
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RIGHT - OF - WAY MAP
FOR

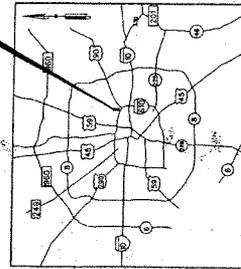
HOMESTEAD ROAD
FROM LEY ROAD TO FIRNAT ST.



PROJECT LAYOUT
NOT TO SCALE



VICINITY MAP



LOCATION MAP

INDEX OF DRAWINGS

SHEET NO.	DESCRIPTION
1	COVER SHEET, INDEX & LAYOUT
2	LEWIS ROAD TO STA. 20+00.00
3	STA. 20+00 TO STA. 30+50.00
4	STA. 30+50.00 TO STA. 42+00.00
5	STA. 42+00.00 TO STA. 52+00.00
6	STA. 52+00.00 TO END PROJECT



MARCH, 2008

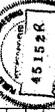
SHEET 1 OF 6

LANDTECH CONSULTANTS INC.
285 NORTH LOOP WEST
SUITE 200
HOUSTON, TEXAS 77068
GITD 861-7768

CITY OF HOUSTON
PUBLIC WORKS AND
ENGINEERING DEPARTMENT

08 - 24 - 08
CITY ENGINEER
FOR APPROVAL

KEY MAP NO. 104104
PROJECT NO. 2008032970



PARCEL NO.
GP NO. 14-011-01-12
CM NO.

HOMESTEAD

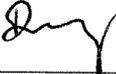
SUBJECT: Approve an Ordinance Awarding a Contract to the Best Respondent for Combined Utility System Water & Wastewater Rate & Impact Fee Study for the Public Works & Engineering Department	Page 1 of 2	Agenda Item # 41
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From: (Department or other point of origin): Public Works and Engineering Department	Origination Date 4/30/09	Agenda Date MAY 27 2009
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Director's Signature:  Michael S. Marcotte, P.E., D. WRE, BCEE, Director	Council District affected: (Council District Letter Only) All
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For additional information contact: Susan Bandy  Phone: (713) 837-0282 David Guernsey Phone: (713) 238-5241	Date and identification of prior authorizing Council action:
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Recommendation: (Summary)
 Approve an ordinance awarding a contract to the best respondent, Malcolm Pirnie, Red Oak Consulting Division for a Combined Utility System Water & Wastewater Rate & Impact Fee Study in an amount not to exceed \$598,000.00 for the Public Works & Engineering Department.

Award Amount: \$598,000.00  4/20/09

\$598,000.00 – Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:
 The Director of Public Works & Engineering Department recommends that City Council approve an ordinance awarding a one year contract to Malcolm Pirnie, Red Oak Consulting Division in an amount of \$548,000.00, plus \$50,000.00 for contingency for a not to exceed amount of \$598,000.00 for a Combined Utility System (CUS) Water & Wastewater Rate & Impact Fee Study for the Public Works & Engineering Department. The Director may terminate this contract at any time upon 30-days written notice to the contractor.

The CUS has a rate study conducted at 4 – 5 year intervals. The last rate study update was conducted in 2004. The Water & Sewer Rate Study scope of work includes:

- 1) A water and wastewater customer evaluation consisting of a review of customer classes, and consumption and growth patterns;
- 2) Standardization of a cost allocation methodology for rate setting;
- 3) Development of a comprehensive model for future rate setting that incorporates various rate assumptions, volumes and costs, and;
- 4) Benchmarking of various CUS metrics against those of other utilities around the country.

The model will be used and maintained by the City and will become a significant tool in the ongoing analyses of revenue and expense growth, and current and future rates. Under State law, the CUS also must conduct an impact fee study once every ten years. The last one was conducted in 2000.

The Water & Sewer Impact Fee Study will include:

- 1) Review and update of land use assumptions for the service area;
- 2) Review and update of CIP plans over the next 10 years in accordance with State law;

REQUIRED AUTHORIZATION CUIC ID 20SB22

Finance Department	Other Authorization:	Other Authorization:
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NOT

- 3) A calculation of allowable impact fees under State law, and;
- 4) Assistance with required hearings and related public notice

The Request for Qualifications (RFQ) was advertised in accordance with the requirements of the State of Texas bid laws. Four RFQs were received from Malcolm Pirnie, Red Oak Consulting Division, Black & Veatch, Camp Dresser & McKee, Raftelis Financial Consultants. The RFQs were evaluated by an Evaluation Committee based on the following published criteria:

- Personnel Resources Qualifications
- Prior and Current Water & Wastewater Rate & Impact Fee Study Experience
- References
- Client List & Municipal References
- Proposed Project Management Plan
- Evaluation of Completed Rate Model Reports & Computer File Examples
- MDBE Participation

Red Oak Consulting received the highest overall rating.

MDBE Subcontracting:

This RFQ was issued as a goal-oriented contract with a 24% MDBE participation level. Malcolm Pirnie, Red Oak Consulting Division has designated the below named companies as its certified MDBE subcontractors:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
KIT Professionals	Data Collection & Engineering Support Services	\$65,760.00	12%
Crouch Environmental Services, Inc.	Public Involvement & Environmental Services	\$65,760.00	12%
Total		\$131,520.00	24%

The Affirmative Action Division will monitor this contract.

Pay or Play Program

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

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: : Professional Engineering Services Contract between the City & Nathelyne A. Kennedy & Associates, L.P. for the Design of On-Call General Civil Engineering Projects. WBS Number: N-000603-0002-3	Page 1 of 2	Agenda Item 42
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-21-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE  Michael S. Marcotte, P.E., DEE, D.WRE, BCEE	Council District affected: ALL
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For additional information contact: Mark L. Loethen, P.E., CFM  Senior Assistant Director Phone: (713) 837-0724	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Approve Professional Engineering Services Contract with Nathelyne A. Kennedy & Associates, L.P. and appropriate funds.

Amount and Source of Funding:
 \$100,000.00 from Street and Bridge Consolidated Construction Fund No. 4506. *W.P. 5/8/09*

DESCRIPTION/SCOPE: On-Call Work Order contract for civil engineering assignments that may arise within the Office of the City Engineer that are not within the scope of work of existing professional services contracts. When requested by the Director, the Engineer will provide engineering analysis, design and construction phase assistance for utility, paving, drainage or other public infrastructure.

LOCATION: The project area is located throughout the City.

SCOPE OF CONTRACT AND FEE: Under the scope of the contract, the Consultant will perform Phase I – Preliminary Design, Phase II – Final Design, Phase III – Construction Phase Services and Additional Services.

The budgeted amount for this project is \$100,000.00 to be appropriated as follows: \$ 70,000.00 Basic Services Fee for Phase I, II & III is based on the cost of time and materials bases. The contract also includes certain Additional Services to be paid based on time and materials. The total Additional Services appropriation is \$30,000.00.

REQUIRED AUTHORIZATION CUIC 20MLL52

Finance Department:	Other Authorization:  Andrew F. Icken, Deputy Director Planning and Development Services Division.	Other Authorization:
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MOT

SUBJECT: : Professional Engineering Services Contract between the City & Nathelyne A. Kennedy & Associates, L.P. for the Design of On-Call General Civil Engineering Projects. WBS Number: N-000603-0002-3

**Originator's
Initials**

**Page
2 of 2**

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

The total cost of this project is \$100,000.00 to be appropriated as follows: \$70,000.00 for Basic Services and \$30,000.00 for additional services.

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

	<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	HVJ Associates, Inc	Environmental Services	\$12,000.00	12.00%
2.	Landtech Consultants, Inc	Surveying	\$12,000.00	12.00%
		TOTAL	\$24,000.00	24.00%


MSM:DRM:MLL:MM

S:\design\City_Eng_Office\RCA

c: Marty Stein
Velma Laws
Susan Bandy
Mike Pezeshki, P.E.
Craig Foster

File: WBS No. N-000603-0002-3 (RCA-1.2)

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Engineering Services Contract between the City and TEDSI Infrastructure Group for Intelligent Transportation System (ITS) design services. WBS No. N-000650-0041-3	Category #	Page 1 of <u> </u>	Agenda Item # 43
FROM: (Department or other point of origin): Public Works and Engineering Department	Origination Date 5-19-09		Agenda Date MAY 27 2009
DIRECTOR'S SIGNATURE: <i>MS Marcotte</i> Michael S. Marcotte, P. E., D.WRE, BCEE	Council District affected: All MAY 27 2009		
For additional information contact: Jeffery Weatherford, P.E., Interim Deputy Director (713) 837-0125	Date and identification of prior authorizing Council Action:		

RECOMMENDATION: (Summary) Approve an Ordinance authorizing an Engineering Services Contract with TEDSI Infrastructure Group and appropriating funds.

Amount and Source of Funding: \$500,000.00 Metro Project Commercial Paper E Series Fund 4027. <i>M.P. 5/5/09</i>	Finance Department:
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SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: This project will provide engineering services associated with the planning, design and evaluation of Intelligent Transportation Systems (ITS). The ITS provides for traffic signal interconnectivity and communication and allows traffic signal timing to be controlled from Houston Transtar.

DESCRIPTION/SCOPE: This project consists of developing complete, construction-ready plans, specifications (if needed), and estimates for traffic signal interconnection.

LOCATION: The project area is located throughout the City.

SCOPE OF CONTRACT AND FEE: Under the terms of the contract, the consultant will provide all project background research, data collection results, field survey reports, charts, layouts, software modeling outputs, reports, maps, exhibits, design notes, graphics, photographs, evaluations, plans, specifications, technical memoranda, and estimates. All intersection plans shall include integration into the I2 Traffic Management System at Houston Transtar. This is a work order type contract for a period of two years with three one-year options to renew.

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

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

<u>Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Gunda Corporation, Inc.	Engineering Services	\$ 125,000.00	25%
2. Texas Engineering & Mapping	Surveying Services	\$ 25,000.00	5%
3. C J Hensch & Associates	Data Collection	\$ 25,000.00	5%
TOTAL		\$ 175,000.00	35%

cc: Marty Stein, Agenda Director LaVerne Hollins-McGlothen
Waynette Chan Susan Bandy
Jeffrey S. Weatherford, P.E., PTOE

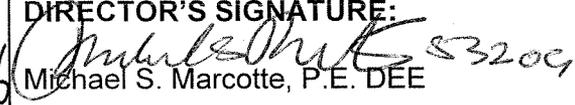
CUIC ID #20JSW15 *NOT*

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization: <i>Jeffrey Weatherford</i> 5/15/09 Jeffrey Weatherford, P.E., PTOE Interim Deputy Director Traffic & Transportation Division
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SUBJECT: Amended and restated contract with The Buffalo Bayou Partnership, Inc.	Page 1 of 1	Agenda Item # 44
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 5-22-09	Agenda Date: MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E. DEE	Council District affected: H, G, D, B, I
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For additional information contact: Dan Menendez Deputy Director <p style="text-align: right;">Phone: 713-837-0540</p>	Date and identification of prior authorizing Council action: December 03, 2003; Ordinance 03-1189
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RECOMMENDATION: (Summary)
 Approve an ordinance authorizing an amendment and restatement of a Professional Services Contract with Buffalo Bayou Partnership, Inc.

Amount and Source of Funding: Maximum Contract Amount: \$180,000 (5 years)
 (Initial allocation: \$30,000)
 General Fund (1000) 

Background

The Buffalo Bayou Partnership, Inc. has provided services to the city related to the development and maintenance of the areas adjacent to Buffalo Bayou since 2003. In December 2008, the City entered into a contract with the Partnership for these services ("the Original Contract"), however the contract was only funded for one year. The parties wish to establish this contract for a period up to five years and to obtain Council approval of supplemental allocations for future years. Therefore, upon countersignature, this Amended and Restated Contract will supersede and replace the Original Contract. Contract services include the following :

- Coordinating all activities related to the Buffalo Bayou Master Plan
- Providing comments for consideration by the City concerning design, construction, placement, etc. of new trails and amenities along Buffalo Bayou,
- Overseeing maintenance for these hike and bike trails and amenities,
- Promoting and marketing Buffalo Bayou.

The initial allocation includes \$30,000 for services performed under the original contact that inadvertently were not funded.

REQUIRED AUTHORIZATION **CUIC#20DRM01**

	Other Authorization:	Other Authorization:
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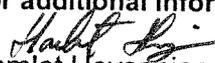
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation for the Professional Engineering Services Contract between the City and Jacobs Engineering Group, Inc. for the Design of Airline Drive from North Main to the North Loop (IH-610) WBS. No. N-000697-0001-3	Page 1 of 2	Agenda Item # 45
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 5-20-09	Agenda Date: MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: H JK
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-0452 Interim Senior Assistant Director	Date and identification of prior authorizing Council action: Ordinance No. 2001-999; Date 10/31/2001
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RECOMMENDATION: (Summary)
Approve an Ordinance appropriating additional funds for Professional Engineering Services Contract with Jacobs Engineering, Inc.

Amount and Source of Funding:
\$794,160.00 from the Street & Bridge Consolidated Construction Fund No. 4506. [Original (Previous) appropriations of \$533,890.00 from the Street and Bridge Consolidated Construction Fund No. 437] *M.P. 5/4/09*

DESCRIPTION/SCOPE: This project is part of the Street and Traffic Capital Improvement Program (CIP) and is required to improve traffic flow/circulation, reduce congestion, and eliminate potential hazards. The project consists of the design of approximately 6,300 LF of concrete paved roadway with two lanes in each direction and a 14 foot center turning lane from Cavalcade to the North Loop. The road way will be curb and gutter and will have underground storm sewers and necessary utilities

LOCATION: The project is located on Airline Drive from North Main to the North Loop (IH-610) and is located in Key Map Grids 453 X, T and P.

PREVIOUS HISTORY AND SCOPE: City Council approved the original contract with Epsilon Engineering, Inc. (presently Jacobs Engineering, Inc.) by Ordinance number 2001-999 for the design of Airline Drive from North Main to North Loop (IH-610). The scope of services in the original contract consisted of Phase I Preliminary Design, Phase II Final Design and Phase III Construction Phase Services. Under this contract the consultant had completed Phase I Preliminary Design Services and began Phase II Final Design. In 2002 the City put the project on hold concerning the proposed design to provide proper lane widths and configurations due to limited right-of-way issues. On December 6, 2006, the City authorized the consultant to re-evaluate the Preliminary Engineering work (Phase I). The renewed Phase I Services included updates of a traffic study and accident analysis, traffic signals and drainage systems, revisions to meet the current City design standards and an alignment study to address the right-of-way issues.

SCOPE OF THIS AGREEMENT: The requested additional funds are necessary to complete Phase II Final Design, Phase III Construction Phase Services and the related Additional Services. The additional work is resulted from the revision of the Preliminary Engineering Report due to changes in the project's right-of-way layout and increase in the Agreed Estimate of the construction cost.

REQUIRED AUTHORIZATION		CUIC# 20JFM009 <i>NOT</i>
Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division

Date	SUBJECT: Additional Appropriation for the Professional Engineering Services Contract between the City and Jacobs Engineering Group, Inc. for the Design of Airline Drive from North Main to the North Loop (IH-610). WBS. No. N-000697-0001-3	Originator's Initials JFM	Page 2 of <u>2</u>
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The Basic Services Fee for this project is computed by the City of Houston Modified Curve "A" and the estimated construction cost. Negotiations by this Department with the Consultant have resulted in the revised Basic Design Fees for Phase II and III Services which are \$322,902.44 and \$96,870.73, respectively resulting in a total of \$419,773.17.

The Contract also includes certain Additional Services to be paid as lump sum and on a reimbursable basis. The bulk of the funds for Additional Services will be used for Topographic Survey, Parcel Maps, Environmental Site Assessments, and Traffic Control Plans. The total revised Additional Services appropriation is \$447,775.50.

The Airline Drive from North Main to the North Loop (IH-610) has \$145,586.00 remaining in the original appropriation. The total funds needed for Airline Drive from North Main to the North Loop (IH-610) minus the remaining amount is \$794,160.00 to be appropriated as follows: \$721,963.00 for contract services and \$72,197.00 for project management.

M/WBE INFORMATION: The M/WBE Participation for this project is set at 24%. The original contract amount for Airline Drive from North Main to the North Loop (IH-610) was \$485,355.00. The consultant has been paid \$378,315.00 (77.95 %) to date. Of this amount, \$81,429.00 (21.52 %) 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 \$1,207,318.00. 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		\$81,429.00	6.74%
2. Landtech Consultants Inc.	Land Surveying Services Geotechnical Services	\$280,205.00	23.21%
3. HVJ Associates, Inc.	Geotechnical Services	<u>\$21,955.00</u>	<u>1.82%</u>
TOTAL		\$383,589.00	31.77%


MSM:DRM:HH:JHK:JFM:aj

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- c:** Marty Stein
Susan Bandy
Velma Laws
Craig Foster
WBS No. N-000697-0001-3

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation for Professional Engineering Services Contract between the City of Houston and Cobb, Fendley & Associates, Inc. for Technical Assistance for Interagency Project Reviews; WBS. No. N-000668-0011-3.

Page 1 of 2

Agenda Item #

46

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

5-19-09

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE:

Michael S. Marcotte, P.E. D.WRE, BCEE, Director

Council District affected: See

A,C,D,G,H,I

For additional information contact:

Hamlet Hovsepian, PE. Phone: (713) 837-7033
Interim Senior Assistant Director

Date and identification of prior authorizing Council action:

Ordinances: 2007-0028, 01/03/07; 2007-1073, 09/19/07; 2008-0946, 10/22/08.

RECOMMENDATION: (Summary)

Adopt an ordinance approving additional appropriation to the Engineering Services Contract with Cobb, Fendley & Associates, Inc. and appropriating funds.

Amount and Source of Funding: \$660,000.00 from Street & Bridge Consolidated Construction Fund No. 4506. *V.P. 5/12/09*

Previous (original) funding of \$1,321,000.00 from Street & Bridge Consolidated Construction Fund No. 4506.

DESCRIPTION/SCOPE: This project is part of the Street & Bridge program. It consists of the provision of technical assistance in the review and evaluation of infrastructure project submittals for projects in the right-of-way undertaken by other governmental entities, specifically including Metropolitan Transit Authority (METRO) under the METRO Solutions program.

LOCATION: Citywide

SCOPE OF CONTRACT AND FEE: City Council approved the original contract by Ordinance No. 2007-0028 on January 3, 2007 and subsequent appropriations were approved by Ordinance No. 2007-1073 on September 19, 2007 and Ordinance No. 2008-0946 on October 22, 2008. Under the scope of the Contract, the Consultant performs Phase I - Preliminary Engineering, and Additional Services. Preliminary Engineering services include an initial review, data collection, inventory and assessment of existing City facilities within the project limits. The Additional Services include work orders for technical reviews of submittals. For METRO Solutions, the following project milestones have been established for review by the consultant for each of the METRO Solutions corridors: 15% Preliminary Engineering, 30% Preliminary Engineering, 50% Design Submittal, 90% Design Submittal and Final Design Submittal/Approval.

Previous appropriations had provided services for reviews through the 90% Design Submittal for the following transit corridors: East End, Uptown, Southeast, North, University East and West, and Advance Conceptual Drawings for the Intermodal Terminal. The remaining funds along with the funds requested in this action will be used to continue moving the review process forward. The estimated review cost for the Final Design Submittal/Approval for the METRO Solutions corridors is \$2,623,500.00. However, it will be dependent on the segmentation of the corridors and the speed at which the submissions are provided to the City. The total additional appropriation for the effort is \$660,000.00 to be appropriated as follows: \$600,000.00 for Contract services and \$60,000.00 for City's salary recovery.

REQUIRED AUTHORIZATION

CUIC ID #20TAA35

NOT

Finance Department: *by copy #4*

Other Authorization:

Other Authorization:

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

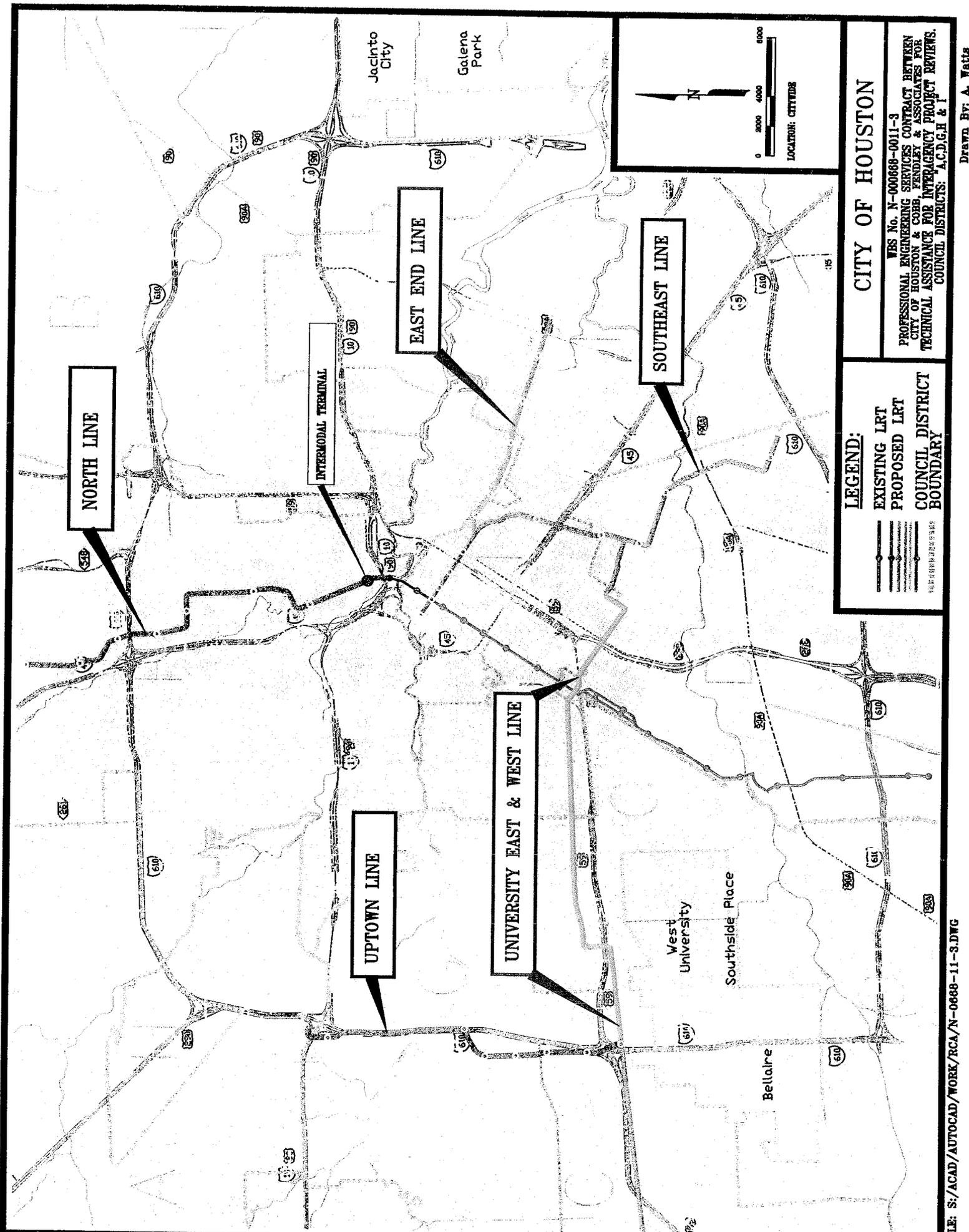
M/WBE INFORMATION: The M/WBE goal for the project is set at 24%. The original contract and subsequent additional appropriation total \$1,198,000.00. The Consultant has been paid \$661,403.68 to date (55.20%). The M/WBE sub-consultant has been paid \$210,219.00 to date (31.78%). Assuming approval of the requested additional appropriation, the contract amount will be increased to \$1,798,000.00. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Prior M/WBE Work	Civil Engineering Support	\$210,219.00	11.69%
2. Entech Civil Engineers, Inc.	Civil Engineering Support	\$221,301.00	12.31%
	TOTAL	\$431,520.00	24.00%

MSM
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MSM:DRM:HH:TAA:PKC:kdt
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- c: Marty Stein
- Susan Bandy
- Velma Laws
- Craig Foster
- File: Cobb, Fendley & Associates for Professional Engineering Services Contract



LEGEND:

- EXISTING LRT
- PROPOSED LRT
- COUNCIL DISTRICT BOUNDARY

CITY OF HOUSTON

WBS No. N-000688-0011-3
 PROFESSIONAL ENGINEERING SERVICES CONTRACT BETWEEN
 CITY OF HOUSTON & COBB, FENDLEY & ASSOCIATES FOR
 TECHNICAL ASSISTANCE FOR INTERAGENCY PROJECT REVIEWS.
 COUNCIL DISTRICTS: 4, C.D.G.H & 1

Drawn By: A. Watts

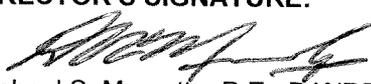
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Storm Drainage Improvements in the Rustling Oaks Subdivision WBS No. M-000249-0001-4; WBS No. R-000500-0063-4; WBS No. S-000500-0063-4	Page 1 of 2	Agenda Item # 47
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 5-19-09	Agenda Date: MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: G <i>h.s.</i>
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award Construction Contract and appropriate funds.

Amount and Source of Funding: \$5,171,300.00
\$ 4,465,300.00 from the Drainage Improvement: Commercial Paper Series F, Fund No. 4030
\$ 706,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500 *M.R. 5/11/09*

PROJECT NOTICE/JUSTIFICATION: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide drainage improvements to alleviate flooding due to insufficient pipe capacity in this subdivision.

DESCRIPTION/SCOPE: This project consists of approximately 8,116 linear feet of 66-inch, 60-inch, 54-inch, 48-inch, 42-inch, 36-inch, 24-inch storm sewers, 801 linear feet of 16-inch, 12-inch, 8-inch sanitary sewers, 8,993 linear feet of 12-inch, 8-inch, 6-inch, 4-inch, 2-inch waterline, and concrete roadway reconstruction with curb and gutter.

The contract duration for this project is 440 calendar days. This project was designed by Van De Wiele Engineering Inc.

LOCATION: The project area is generally bounded by Memorial Drive to the south, I-10 to the north, West Sam Houston Tollway to the east and Wycliffe Drive to the west. The project is located in Key Map Grid 489 C, G.

BIDS: Bids were received on March 19, 2009. The fourteen (14) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. SER Construction Partners, LTD	\$ 4,295,546.05
2. Total Site, Inc.	\$ 4,418,813.85
3. Conrad Construction, Co.	\$ 5,090,600.06
4. Pace Services, LP	\$ 5,118,905.32
5. Huff & Mitchell, Inc.	\$ 5,158,173.50
6. ACM Contractors, Inc.	\$ 5,182,850.45
7. Beyer Construction, LLP	\$ 5,183,518.35
8. Calico Contracting Ltd.	\$ 5,255,802.80
9. DL Elliot Enterprises, Inc.	\$ 5,314,072.61
10. Reytec Construction Resources, Inc.	\$ 5,323,864.45
11. Metro City Construction, LP	\$ 5,350,353.64
12. Texas Sterling Construction LP	\$ 5,518,240.60
13. Triple B Services, LLP	\$ 5,701,663.20
14. Total Contracting, LTD	\$ 5,839,805.54

REQUIRED AUTHORIZATION CUIC# 20MS99

Finance Department:	Other Authorization:  Jun Chang, P.E., Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Storm Drainage Improvements in the Rustling Oaks Subdivision WBS No. M-000249-0001-4; WBS No. R-000500-0063-4; WBS No. S-000500-0063-4	Originator's Initials <i>M.S.</i>	Page 2 of 2
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AWARD: It is recommended that this Construction Contract be awarded to SER Construction Partners, Ltd with a low bid of \$4,295,546.05 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$5,171,300.00 to be appropriated as follows:

• Bid Amount	\$ 4,295,546.05
• Contingencies	\$ 214,778.00
• Engineering and Testing Services	\$ 190,000.00
• Project Management	\$ 85,975.95
• Construction Management	\$ 385,000.00

Engineering and Testing Services will be provided by A&R Engineering & Testing, Inc. under a previously approved Contract.

Construction Management Services will be provided by ESPA, Corp. under a previously approved Contract.

Bonus of early completion is \$90,000.00. This represents the number of days between the contract substantial completion date and the early completion date, 60 calendar days maximum, multiplied by \$1,500.00 per day. The actual amount, if applicable, will be based on the early completion date.

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

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

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. F.S. Garza Trucking	Trucking	\$ 200,000.00	4.66%
2. PRV Services, Inc.	Utility Installation	\$ 200,000.00	4.66%
3. Mar-Con Services, LLC	Paving & Sidewalk	\$ 220,000.00	5.11%
TOTAL		\$620,000.00	14.43%

<u>WBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Deanie Hayes, Inc.	Backfill Material	\$225,000.00	5.24%
TOTAL		\$225,000.00	5.24%

<u>SBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Semarck Landscape Services, Inc.	Tree Protection	\$175,000.00	4.07%
TOTAL		\$175,000.00	4.07%

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

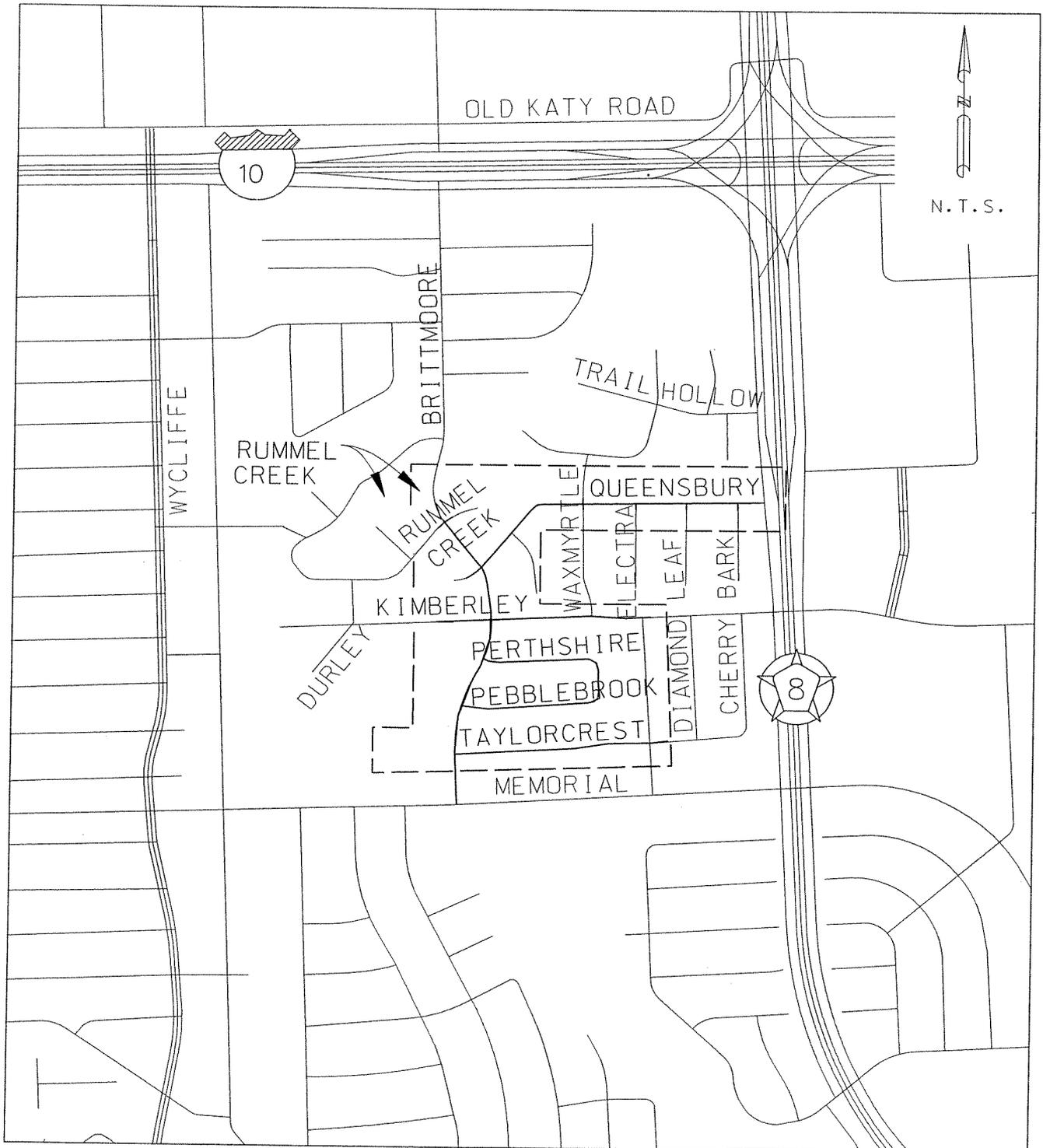
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- c:** Marty Stein
Susan Bandy
Velma Laws
- Mike Pezeshki, P.E.
Craig Foster
File: WBS No. M-000249-0001-4 (1.2)

STORM DRAINAGE IMPROVEMENTS IN THE RUSTLING OAKS SUBDIVISION

WBS NO. M-000249-0001-4



VICINITY MAP

N.T.S.

KEY MAP 489 C & G
COUNCIL DISTRICT 'G'

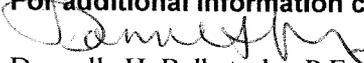
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods WBS# R-000266-0127-4	Page 1 of 2	Agenda Item # 48
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: All
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For additional information contact:  Dannelle H. Belhateche, P.E. Senior Assistant Director Phone: (713) 641-9182	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary)
Accept low bid, award construction contract, and appropriate funds.

Amount and Source of Funding: \$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 II. *M.P. 4/29/09*

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

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

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

BIDS: Three (3) bids were received on March 5, 2009 for this project as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. PM Construction & Rehab, L.P.	\$3,183,864.84
2. North Houston Pole Line, L.P.	\$3,247,383.51
3. Huff & Mitchell, Inc.	\$3,696,808.07

File/Project No. WW 4257-102 **REQUIRED AUTHORIZATION** **CUIC# 20DHB268 NDT**

Finance Department	Other Authorization:	Other Authorization:  Jun Chang P.E., Interim Deputy Director Public Utilities Division
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Date	Subject: Contract Award for Wastewater Collection System Rehabilitation and Renewal WBS# R-000266-0127-4	Originator's Initials M7	Page 2 of 2
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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 Raba-Kistner Consultants, Inc. under a previously approved contract.

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

M/W/SBE PARTICIPATION: The low bidder has demonstrated a good faith effort to comply with the M/WBE goals of the Texas Water Development Board and the SBE goals of the City of Houston. The bidder has proposed an MBE participation of 14.00%, 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>
Chief Solutions, Inc.	Clean & Televisive Sewer Lines	\$159,193.24	5.00%
Standard Cement Materials, Inc.	Manhole Rehabilitation	\$127,354.59	4.00%
CBL Industries, LLC	Asphalt/Paving	\$159,193.24	5.00%
	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.	Supplies	\$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.

DAB/II DR
MSM:JC:DHB:RK:JI:DR:mf

cc: Marty Stein
Jun Chang, P.E.
Susan Bandy, CPA
Velma Laws
Reid Mrsny, P.E.
File No. WW 4257-102

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Rehabilitation of Portwest Lift Station. W.B.S. No. R-000267-0072-4.	Page 1 of 2	Agenda Item # 49
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 5-19-09	Agenda Date: MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E. D.WRE, BCEE	Council District affected: A IMR
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding: \$417,000.00 Water and Sewer System Consolidated Construction Fund No. 8500
U.P. 5/11/09

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's ongoing Program to improve and upgrade its lift station facilities.

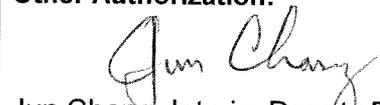
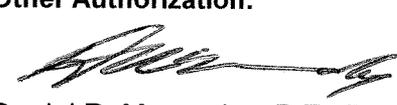
DESCRIPTION/SCOPE: This project consists of rehabilitation of the existing lift station, installation of SCADA system and associated site improvements. The Contract duration for this project is 240 calendar days. This project was designed by Pierce Goodman Alexander & Linville, Inc. (PGAL).

LOCATION: The lift station is located at 6867 Portwest Drive, Key Map Grid 492-A.

BIDS: Bids were received on April 16, 2009. The four (4) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. R. J. Construction Company, Inc.	\$356,000.00
2. Excalibur Excavation, L.P.	\$366,214.00
3. R & B Group, Inc.	\$378,500.00
4. Peltier Brothers Construction, LTD.	\$399,940.00

REQUIRED AUTHORIZATION CUIC# 20IMR64 R10

Finance Department	Other Authorization:  Jun Chang, Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Rehabilitation of Portwest Lift Station. W.B.S. No. R-000267-0072-4.	Originator's Initials IMR	Page 2 of 2
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AWARD: It is recommended that this construction Contract be awarded to R. J. Construction Company, Inc. with a low bid of \$356,000.00.

PROJECT COST: The total cost of this project is \$417,000.00 to be appropriated as follows:

- Bid Amount \$356,000.00
- Contingencies \$17,800.00
- Engineering and Testing Services \$15,000.00
- Project Management \$28,200.00

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

PAY OR PLAY PROGRAM:

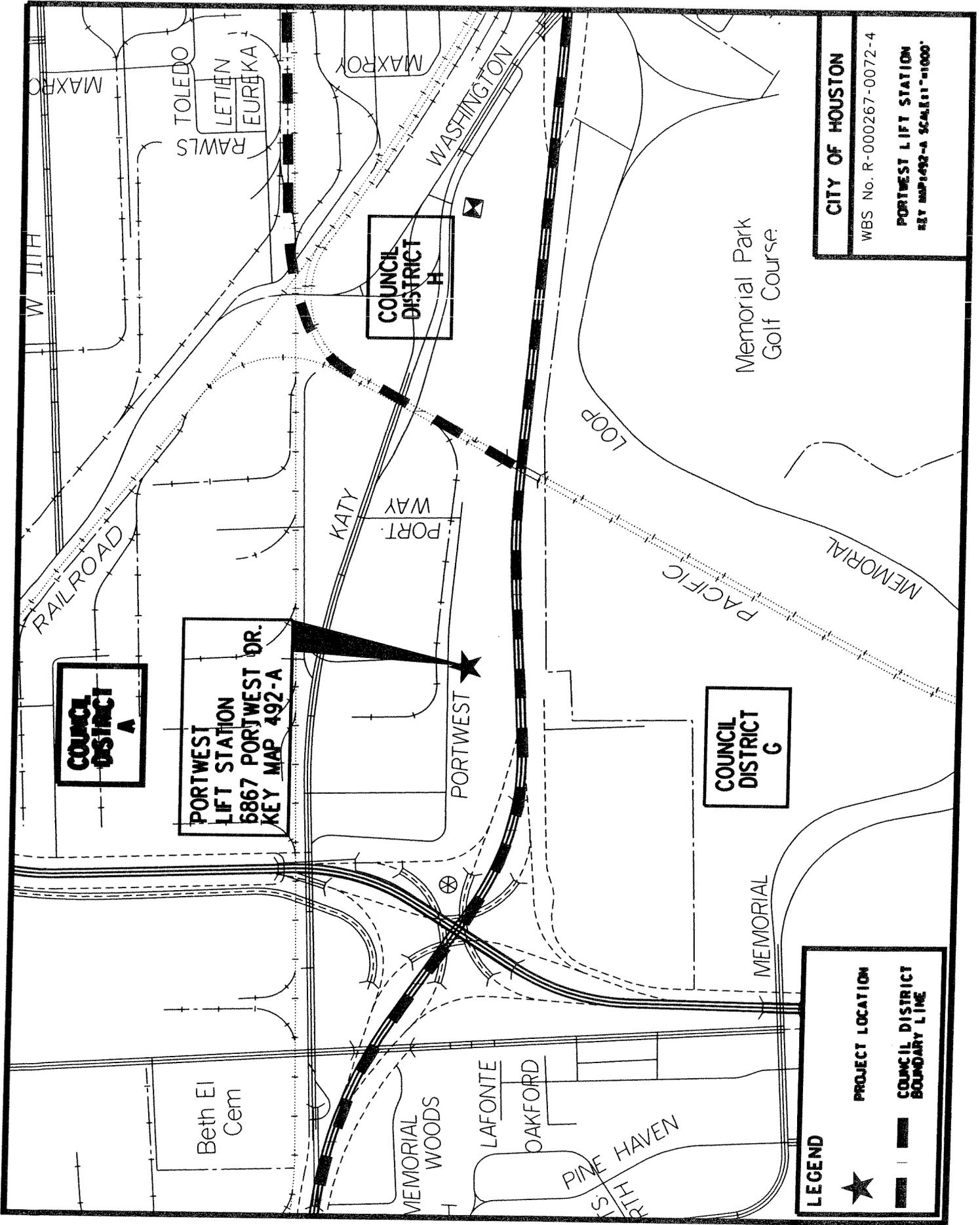
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

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

No MWSBE goal is required.

IMR
MSM:DRM:HH:EN:IMR:pa

- c: Marty Stein
Susan Bandy
Velma Laws
Mike Pezeshki, P.E.



CITY OF HOUSTON
 WBS No. R-000267-0072-4
PORTWEST LIFT STATION
 KEY MAP 492-A SCALE 1" = 1000'

LEGEND

- ★ PROJECT LOCATION
- - - COUNCIL DISTRICT BOUNDARY LINE

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Neighborhood Sanitary Sewer System Improvements: Relocation of community sewers at wastewater basins I1011, SB162-Truxillo street back lot sewer relocation and diversion force main of MUD 25 lift station flow. W.B.S. No. R-002011-0051-4.	Page 1 of 2	Agenda Item # 50
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 5-19-09	Agenda Date: MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: A, H & I
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding:
\$2,401,200.00 Water and Sewer System Consolidated Construction Fund No. 8500 *5/5/09 U.P.*

PROJECT NOTICE/JUSTIFICATION: This project is part of the Neighborhood Sewer Improvements program and is required to meet improvements needed at various locations.

DESCRIPTION/SCOPE: This project consists of relocation of community sewers at wastewater meter basin I1011, Relocation of Truxillo backlot sewer and development of force main for the diversion of flow from MUD25 lift station. The Contract duration for this project is 437 calendar days. This project was designed by Jacobs - North American Infrastructure.

LOCATION: The project area is generally bound by Buffalo Bayou on the north, Canal Street on the south, Drennan on the east and Lockwood on the west. The project is located in Key Map Grids 409U, 409V, 410S, 494P, & 493Y.

BIDS: Bids were received on March 12, 2009. The fourteen (14) bids are as follows:

Bidder	Bid Amount
1. Jimerson Underground, Inc.	\$2,050,627.20
2. E. P. Brady, LTD.	\$2,246,068.50
3. Huff & Mitchell, Inc.	\$2,271,961.00
4. Kingsley Construction, Inc.	\$2,303,835.50
5. Calco Contracting, LTD.	\$2,360,404.60
6. SER Construction Partners, LTD.	\$2,395,436.60
7. Reytec Construction Resources, Inc.	\$2,598,544.00
8. Triple B. Services, LLP.	\$2,667,869.45
9. D.L. Elliott Enterprises, Inc.	\$2,722,125.50
10. C.E. Barker, LTD.	\$2,760,160.76

REQUIRED AUTHORIZATION CUIC ID #20AKH16 *MDT*

Finance Department: <i>by copy MS</i>	Other Authorization:  Jun Chang, P.E., Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Contract Award for Neighborhood Sanitary Sewer System Improvements: Relocation of community sewers at wastewater basins II011, SB162-Truxillo street back lot sewer relocation and diversion force main of MUD 25 lift station flow. W.B.S. No. R-002011-0051-4.	Originator's Initials 	Page 2 of 2
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11. Metro City Construction, LP.	\$2,832,796.86
12. TRCU, LTD	\$3,019,321.50
13. Total Contracting Limited	\$3,025,957.40
14. ACM Contractors, Inc.	\$3,099,608.50

AWARD: It is recommended that this construction Contract be awarded to Jimerson Underground, Inc. with a low bid of \$2,050,627.20 and Addenda Numbers 1, 2 and 3 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$2,401,200.00 to be appropriated as follows:

• Bid Amount	\$2,050,627.20
• Contingencies	\$102,531.36
• Engineering and Testing Services	\$125,000.00
• Project Management	\$123,041.44

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

PAY OR PLAY PROGRAM:

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

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

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Curb Planet, Inc.	Concrete Curbs	\$13,827.00	0.67%
2. GMJ Paving Company General Partnership	Paving	\$273,264.00	13.33%
	TOTAL	\$287,091.00	14.00%

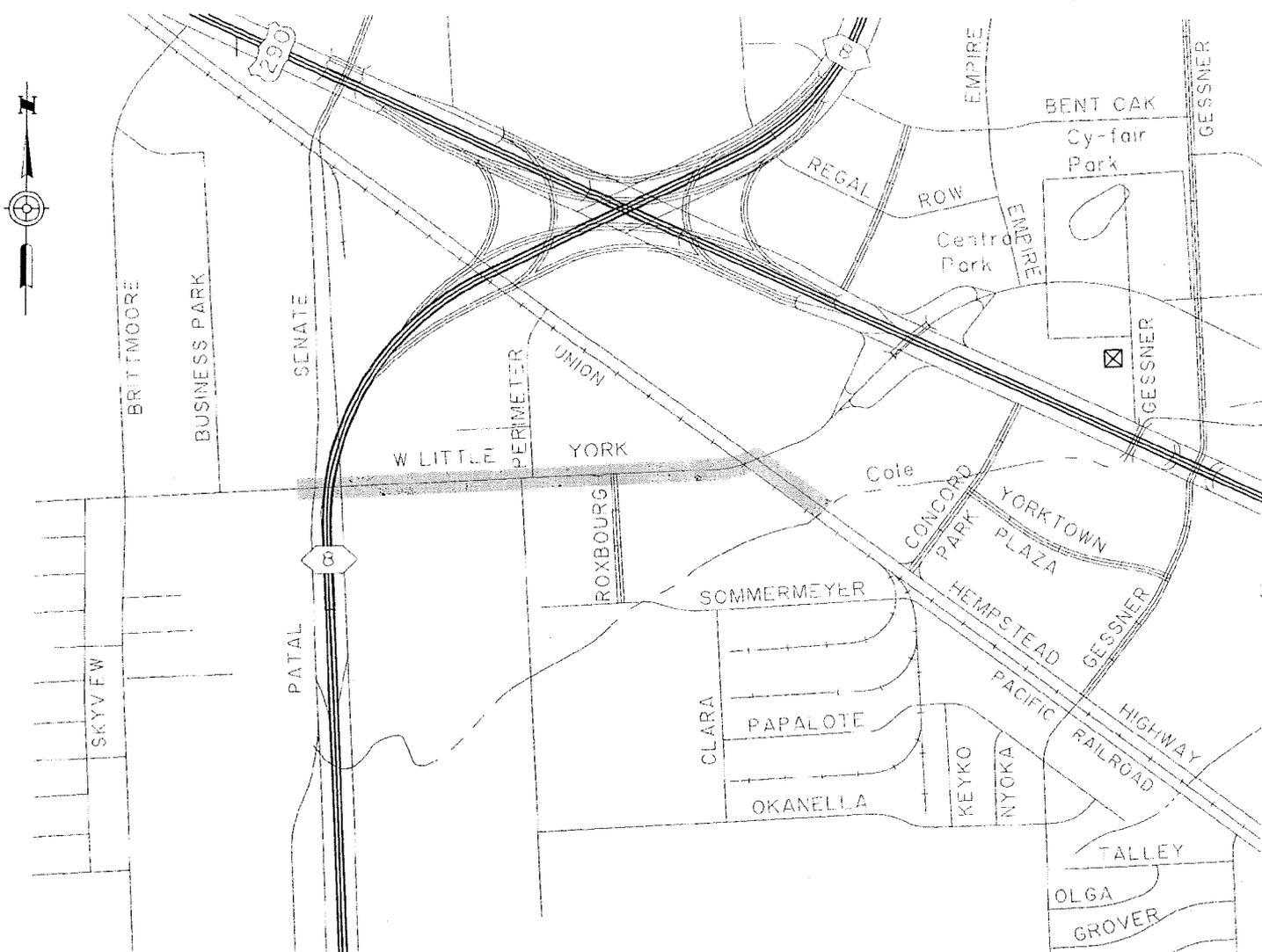
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Earth Material Services, LLC	Trucking	\$22,075.00	1.08%
2. Chavez Service Companies, Inc.	Paving	80,500.00	3.93%
	TOTAL	\$102,575.00	5.01%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Kossman Contracting Company, Inc.	Erosion Control	\$11,689.00	0.57%
2. Borco, L.P.	Boring	\$49,850.00	2.43%
	TOTAL	\$61,539.00	3.00%

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

MSM:DRM:HH:EN:BZ:AKH:plm


c: Marty Stein
Susan Bandy
Velma Laws
Mike Pezeshki, P.E.
File No. R-2011-51-2



COUNCIL DISTRICT A



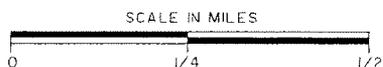
CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

JACOBS

PROJECT VICINITY MAP (1)

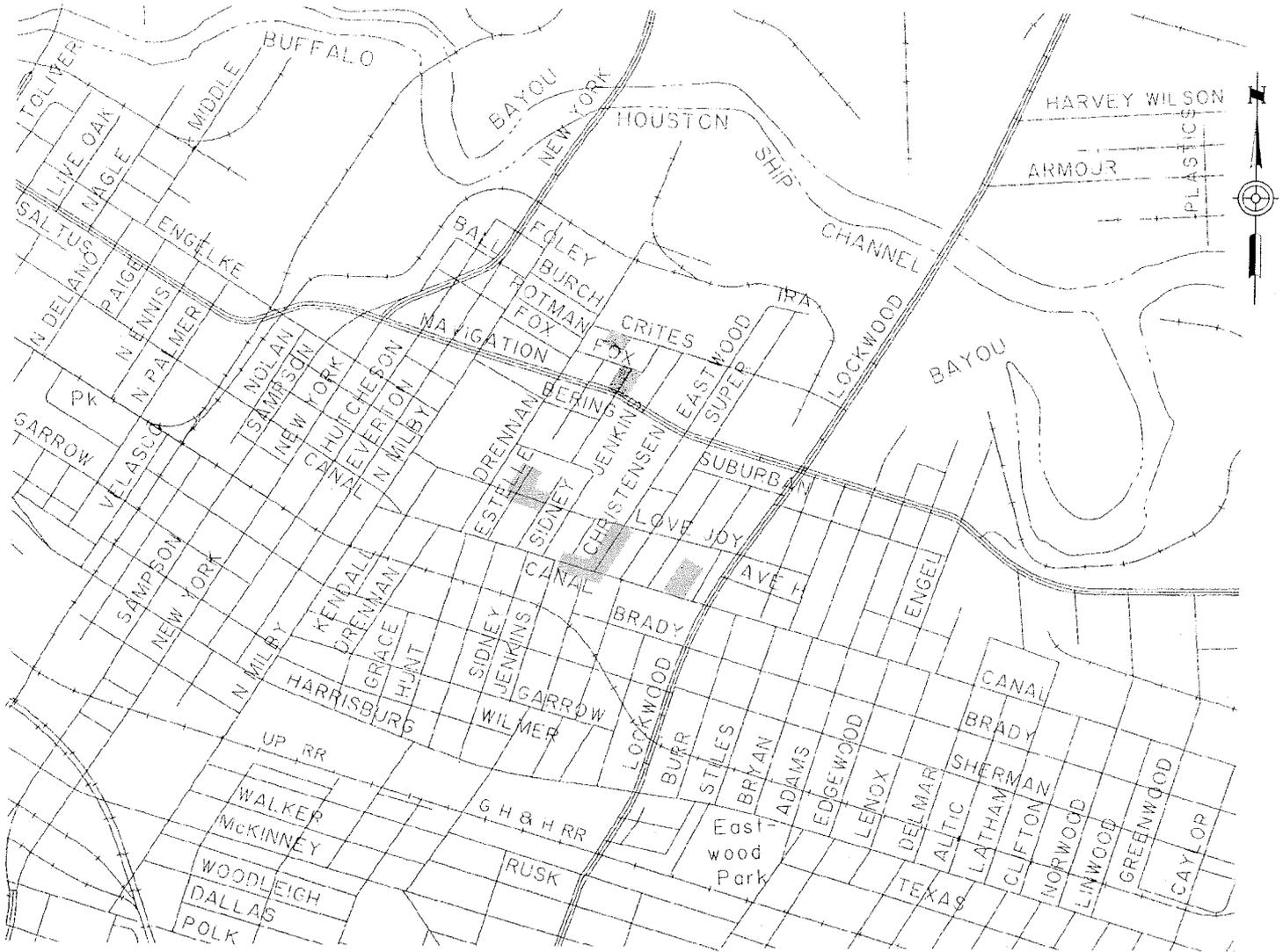
NWHCMUD #25 LIFT STATION FLOW
(KEY MAP NO'S. 409U, V, & 410S)
(GIMS MAP NO. 4961A)

**NEIGHBORHOOD
SANITARY SEWER
SYSTEM IMPROVEMENT**



LEGEND

 PROJECT LOCATION



COUNCIL DISTRICT H



CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

JACOBS

PROJECT VICINITY MAP (2)

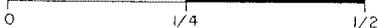
RELOCATION OF COMMUNITY SEWERS AT BASIN II011
(KEY MAP NO. 494P)
(GIMS MAP NO. 545D)

**NEIGHBORHOOD
SANITARY SEWER
SYSTEM IMPROVEMENT**

LEGEND

 PROJECT LOCATION

SCALE IN MILES





COUNCIL DISTRICT I



CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

JACOBS

PROJECT VICINITY MAP (3)

SB162-TRUXILLO STREET BACKLOT
SEWER RELOCATION

(KEY MAP NO. 493Y)

(GIMS MAP NO. 545C)

**NEIGHBORHOOD
SANTARY SEWER
SYSTEM IMPROVEMENT**



SUBJECT: Contract Award for Water Line Replacement in Timber Oaks West Area. WBS No. S-000035-00M7-4.	Page 1 of 2	Agenda Item # 51
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: A Ch
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
 \$1,235,240.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *U.P. 5/14/09*

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

DESCRIPTION/SCOPE: This project consists of approximately 18,705 linear feet of 4-inch, 6-inch and 8-inch diameter water lines, valves and appurtenances. The contract duration for this project is 195 calendar days. This project was designed by Omega Engineers, Inc. / Lockwood, Andrews & Newnam, Inc.

LOCATION: The project area is generally bound by Raritan on the north, Shadow Oaks the south, Triway on the east, and Shadow Bend on the west. The project is located in Key Map Grids 449 V & Z.

BIDS: Bids were received on April 9, 2009. The fourteen (14) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. D. L. Elliott Enterprises, Inc.	\$ 955,269.05
2. McKinney Construction, Inc.	\$ 966,968.88
3. Collins Construction, LLC	\$ 974,676.64
4. Pace Services, LP	\$ 984,881.25
5. R. K. Wheaton, Inc.	\$1,013,833.69
6. Gonzalez Construction Enterprise, Inc.	\$1,045,048.86
7. Calco Contracting, Ltd	\$1,082,046.76
8. Sendero Industries, LLC	\$1,119,464.00
9. RWL Construction, Inc.	\$1,156,651.64
10. Metro City Construction, L.P.	\$1,176,519.44

REQUIRED AUTHORIZATION CUIC ID #20SD91 NOT

Finance Department:	Other Authorization:  Jun Chang, Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Water Line Replacement in Timber Oaks West Area. WBS No. S-000035-00M7-4.	Originator's Initials JA.	Page <u>2</u> of <u>2</u>
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11. Kingsley Constructors, Inc.	\$1,185,904.00
12. C. E. Barker, Ltd	\$1,226,869.49
13. Carvens Partners, Ltd	\$1,277,498.50
14. ACM Contractors, Inc.	\$1,299,564.38

AWARD: It is recommended that this construction contract be awarded to D. L. Elliott Enterprises, Inc. with a low bid of \$955,269.05 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$1,235,240.00 to be appropriated as follows:

• Bid Amount	\$955,269.05
• Contingencies	\$ 47,764.00
• Engineering and Testing Services	\$ 46,000.00
• Project Management	\$ 19,206.95
• Construction Management	\$167,000.00

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

Construction Management Services will be provided by LJA Engineering & Surveying, Inc. under a previously approved contract.

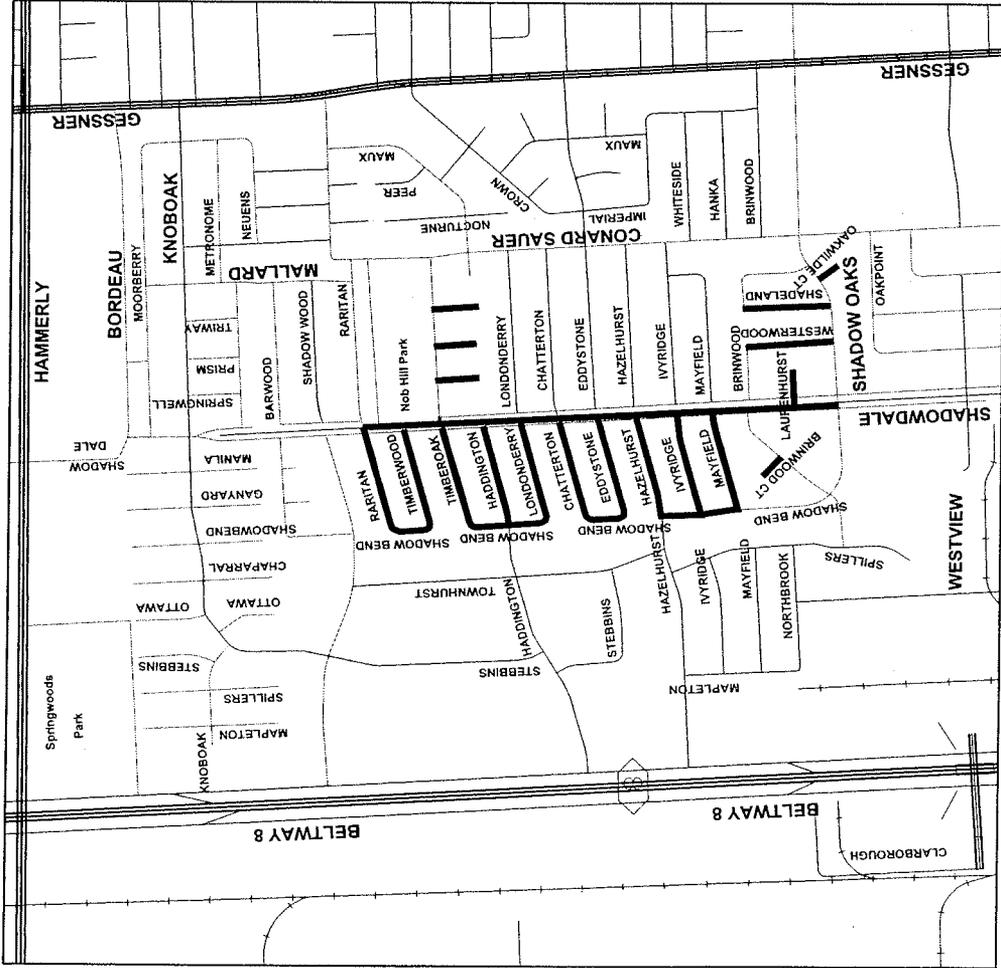
Pay or Play Program: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance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

M/W/SBE PARTICIPATION: No MWSBE goal is required.

MSM:DRM:HH:SD:MHC:mhch

S:\design\VA-WS-DIV\WPDATA\MHC\61800 Alabonson 1-2-3\IS-000035-00M7-3\POSTBID\RCA.doc

- c: Marty Stein
Velma Laws
Susan Bandy
Mike Pezeshki, P.E.
Craig Foster
File: S-000035-00M7-3 (3.7)



Street	Start	End	PROPOSED WATER LINE SIZE(IN)			TOTAL PROPOSED LENGTH(LF)
			4"	6"	8"	
SHADOW BEND	TIMBERWOOD	RARITAN			270	270
SHADOW BEND	LONDONDERRY	TIMBER OAKS			560	560
SHADOW BEND	EDDYSTONE	CHATTERTON			300	300
SHADOW BEND	MAYFIELD	HAZELHURST	15	620	635	635
RARITAN	SHADOWDALE	SHADOW BEND	50	814	864	864
TIMBERWOOD	SHADOWDALE	SHADOW BEND			808	808
TIMBEROAK	SHADOWDALE	SHADOW BEND			870	870
HADDINGTON	SHADOWDALE	SHADOW BEND			881	881
LONDONDERRY	SHADOWDALE	SHADOW BEND			835	835
CHATTERTON	SHADOWDALE	SHADOW BEND			874	811
EDDYSTONE	SHADOWDALE	SHADOW BEND			811	1,150
HAZELHURST	SHADOWDALE	SHADOW BEND			882	882
IVYRIDGE	SHADOWDALE	SHADOW BEND			860	860
MAYFIELD	SHADOWDALE	SHADOW BEND			840	840
WATERWOOD	SHADOW OAKS	BRINWOOD	710		710	710
SHADOWDALE	SHADOW OAKS	RARITAN	15	3,863	3,878	3,878
SPRINGWELL	TIMBEROAKS	LOOP			810	810
PRISM	TIMBEROAKS	LOOP			800	800
TRIWAY	TIMBEROAKS	LOOP			840	840
SHADELAND	SHADOW OAKS	BRINWOOD	677		677	677
OAKWILDE CT	SHADOW OAKS	CUL-DE-SAC	115	60	175	175
BRINDWOOD CT	BRINWOOD	CUL-DE-SAC	210	10	220	220
LAURENHURST	SHADOWDALE	CUL-DE-SAC		305	305	305
		TOTAL (LF)	325	15,537	16,843	18,705

N.T.S. KEY MAP 449V,Z GIMS MAP NO. 5162C, 5161A



CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 WATER LINE REPLACEMENT IN
 TIMBER OAKS WEST AREA
 (WBS No. S-000035-00M7-4)

Ω OMEGA ENGINEERS, INC.
 16350 Park Ten Place Suite 120
 Houston, Texas 77084
 Tel 281-647-9182 Fax 281-647-9184

MARCH, 2009

VICINITY MAP

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Water Line Replacement in Briargrove Park. WBS No. S-000035-00V7-4.	Page 1 of 2	Agenda Item # 52
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: G 
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
\$1,824,700.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 5/14/09*

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

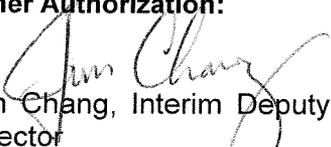
DESCRIPTION/SCOPE: This project consists of approximately 29,810 linear feet of 6-inch, 8-inch and 12-inch diameter water lines, valves and appurtenances. The contract duration for this project is 280 calendar days. This project was designed by KIT Professionals, Inc.

LOCATION: The project area is generally bound by Buffalo Bayou on the north, Bordley on the south, Briarpark on the east, and West Sam Houston Parkway on the west. The project is located in Key Map Grids 489-M, R.

BIDS: Bids were received on April 2, 2009. The fourteen (14) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. RWL Construction, Inc.	\$1,607,803.66
2. McKinney Construction, Inc.	\$1,627,913.29
3. D. L. Elliott Enterprises, Inc.	\$1,667,142.00
4. R. K. Wheaton, Inc.	\$1,736,798.00
5. ACM Contractors, Inc.	\$1,833,538.29
6. Sendero Industries, LLC	\$1,866,536.00
7. Gonzalez Construction Enterprise, Inc.	\$1,877,205.93
8. Metro City Construction, L. P.	\$1,885,939.70
9. Calco Contracting, Ltd.	\$1,889,285.00
10. Cravens Partners, Ltd.	\$2,041,250.00

REQUIRED AUTHORIZATION CUIC ID #20SD89 *NO*

Finance Department:	Other Authorization:  Jun Chang, Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Bidder

Bid Amount

11. C. E. Barker, Ltd.	\$2,062,340.16
12. TRCU, Ltd.	\$2,165,426.60
13. Carrera Construction, Inc.	\$2,177,826.00
14. Reliance Construction Services	\$2,336,597.40

AWARD: It is recommended that this construction contract be awarded to RWL Construction, Inc. with a low bid of \$1,607,803.66 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$1,824,700.00 to be appropriated as follows:

• Bid Amount	\$1,607,803.66
• Contingencies	\$ 80,391.00
• Engineering and Testing Services	\$ 40,000.00
• Project Management	\$ 96,505.34

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

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

M/W/SBE PARTICIPATION: The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5% and SBE participation of 3% to satisfy the 22% M/W/SBE goal for this project.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Vaca Underground Utilities, Inc.	Water Line Construction	\$155,095.00	9.65%
Angel's Security & Associates	Flagman Services	\$ 70,000.00	4.35%
	MBE Subtotal	\$225,095.00	14.00%
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Deanie Hayes, Inc.	Sand Supplier	\$20,000.00	1.24%
Gama Contracting Services	Pipe Supplier	\$60,395.00	3.76%
	WBE Subtotal	\$80,395.00	5.00%
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Mata Turf, Inc.	Sod Supplier	\$41,250.00	2.57%
Mickie Service Company, Inc.	Hot Taps	\$ 7,000.00	0.43%
	SBE Subtotal	\$48,250.00	3.00%
	TOTAL	\$353,740.00	22.00%

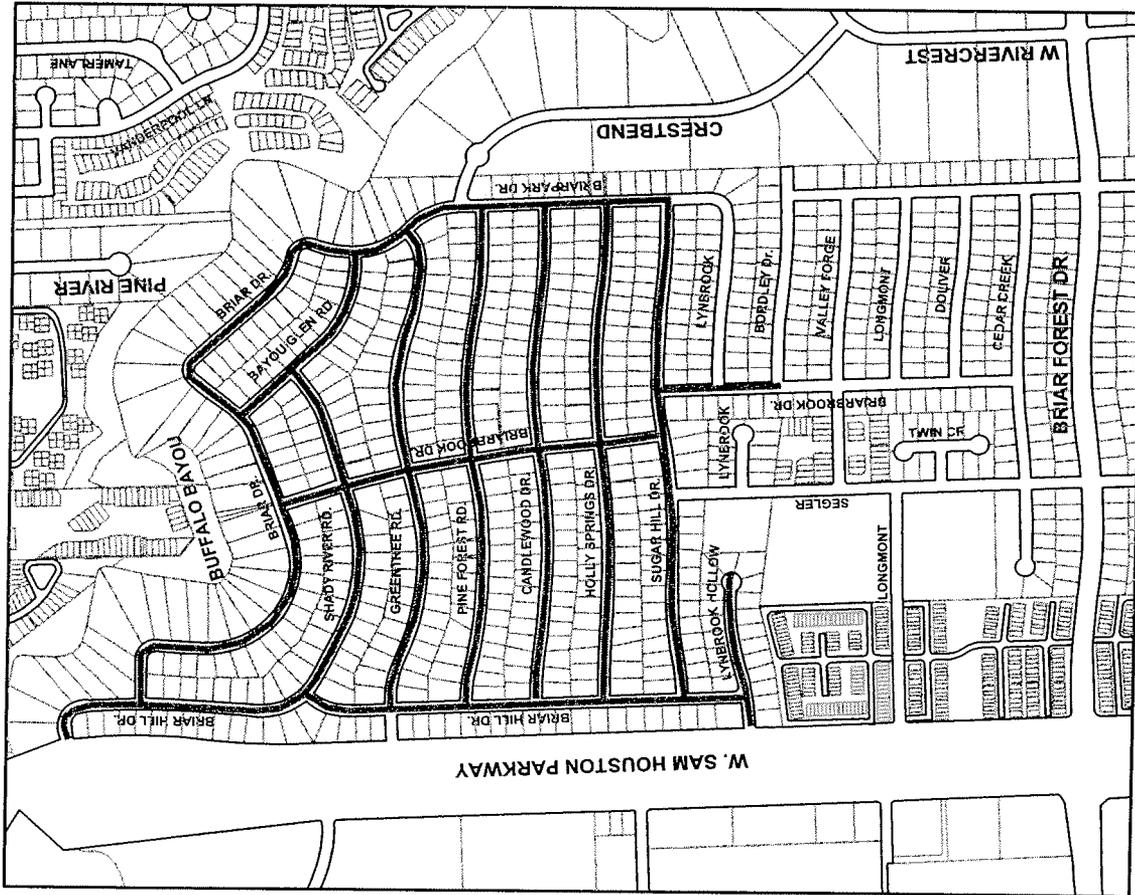
MSM:DRM:HH:SD:MHC:mhc

c: Marty Stein
Velma Laws
Susan Bandy
Mike Pezeshki, P.E.
Craig Foster
File: S-000035-00V7-3 (3.7)

CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING & CONSTRUCTION DIVISION



NOT TO SCALE



PROPOSED WATER LINES				
STREET	START	END	Proposed Water Line Size (inch)	Length (feet)
BRIAR HILL DR / SHADY RIVER RD	W Sam Houston Parkway	Beyou Glen Rd.	8" / 8"	3,820
BRIAR DR / BRIAR PARK DR	Briar Hill Dr.	Sugar Hill Dr.	8"	5,350
BAYOU CLEEN ROAD	Briar Dr.	Briar Dr.	8"	1,075
GREENTREE ROAD	Briar Hill Dr.	Briarpark Dr.	8"	2,550
PINE FOREST ROAD	Briar Hill Dr.	Briarpark Dr.	8"	2,685
CANDLEWOOD DRIVE	Briar Hill Dr.	Briarpark Dr.	8"	2,610
HOLLY SPRINGS DRIVE	Briar Hill Dr.	Briarpark Dr.	8"	2,600
SUGAR HILL DRIVE	Briar Hill Dr.	Briarpark Dr.	12" / 8"	2,635
LYNROCK HOLLOW	W Sam Houston Parkway	Loop	8"	1,500
BRIAR HILL DRIVE	Lynbrook Hollow	Shady River Rd.	8"	2,270
BRIARROCK DRIVE	Bordley Dr.	Sugar Hill Dr.	12" / 8" / 8"	715
BRIARROCK DRIVE	Sugar Hill Dr.	Briar Dr.	8"	2,000
			Total	29,810

VICINITY MAP

WATER LINE REPLACEMENT IN
 BRIARGROVE PARK
 WBS NO.: S-000035-00V7-4

KIT Professionals, Inc.
 Engineers & Planners • Construction Managers
 2828 Walnut Creek, Suite 400
 Houston, Texas 77030
 Phone: (713) 795-8700 • Fax: (713) 795-8747

BRIARGROVE PARK
 KEY MAP NO.: 489M/R
 GIMS MAP NO.: 4956B.D, 4957A,C
 COUNCIL DISTRICT - G

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Water Line Replacement in Forest West and Cole Creek. WBS No. S-000035-00V9-4	Page 1 of 2	Agenda Item # 53
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: A 
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
\$1,988,600.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 5/14/09*

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

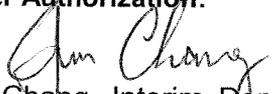
DESCRIPTION/SCOPE: This project consists of approximately 29,470 linear feet of 4-inch, 6-inch and 8-inch diameter water lines, valves and appurtenances. The contract duration for this project is 280 calendar days. This project was designed by KIT Professionals, Inc.

LOCATION: The project area is generally bound by Pine Vista Lane on the north, Autumn Arbor Drive on the south, Deep Forest Drive on the east, and Langfield Road on the west. The project is located in Key Map Grids 410 Z, 411 W, 450 D, 451 A, B, F.

BIDS: Bids were received on April 9, 2009. The sixteen (16) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. D. L. Elliott Enterprises, Inc.	\$1,610,813.63
2. Collins Construction, LLC	\$1,626,308.65
3. R. K. Wheaton, Inc.	\$1,647,846.00
4. McKinney Construction, Inc.	\$1,650,602.51
5. Pace Services, LP	\$1,664,475.10
6. TRCU, Ltd.	\$1,786,814.75
7. Calco Contracting, Ltd.	\$1,792,311.65
8. ACM Contractors, Inc.	\$1,811,097.63
9. RWL Construction, Inc.	\$1,864,903.65
10. Sendero Industries, LLC	\$1,896,110.00

REQUIRED AUTHORIZATION CUIC ID #20SD90 *MDT*

Finance Department:	Other Authorization:  Jun Chang, Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Water Line Replacement in Forest West and Cole Creek. WBS No. S-000035-00V9-4	Originator's Initials <i>ck</i>	Page <u>2</u> of <u>2</u>
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11. Carrera Construction, Inc.	\$1,979,209.00
12. Metro City Construction, LP	\$1,987,794.94
13. Reliance Construction Services, LP	\$1,996,947.40
14. Kingsley Constructors, Inc.	\$2,072,748.00
15. C. E. Barker, Ltd.	\$2,172,195.61
16. Cravens Partners, Ltd.	\$2,264,023.00

AWARD: It is recommended that this construction contract be awarded to D. L. Elliott Enterprises, Inc. with a low bid of \$1,610,813.63 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$1,988,600.00 to be appropriated as follows:

• Bid Amount	\$1,610,813.63
• Contingencies	\$ 80,541.00
• Engineering and Testing Services	\$ 67,000.00
• Project Management	\$ 32,245.37
• Construction Management	\$ 198,000.00

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

Construction Management Services will be provided by S&B Infrastructure, LTD under a previously approved contract.

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

M/W/SBE PARTICIPATION: The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5% and SBE participation of 3% to satisfy the 22% M/W/SBE goal for this project.

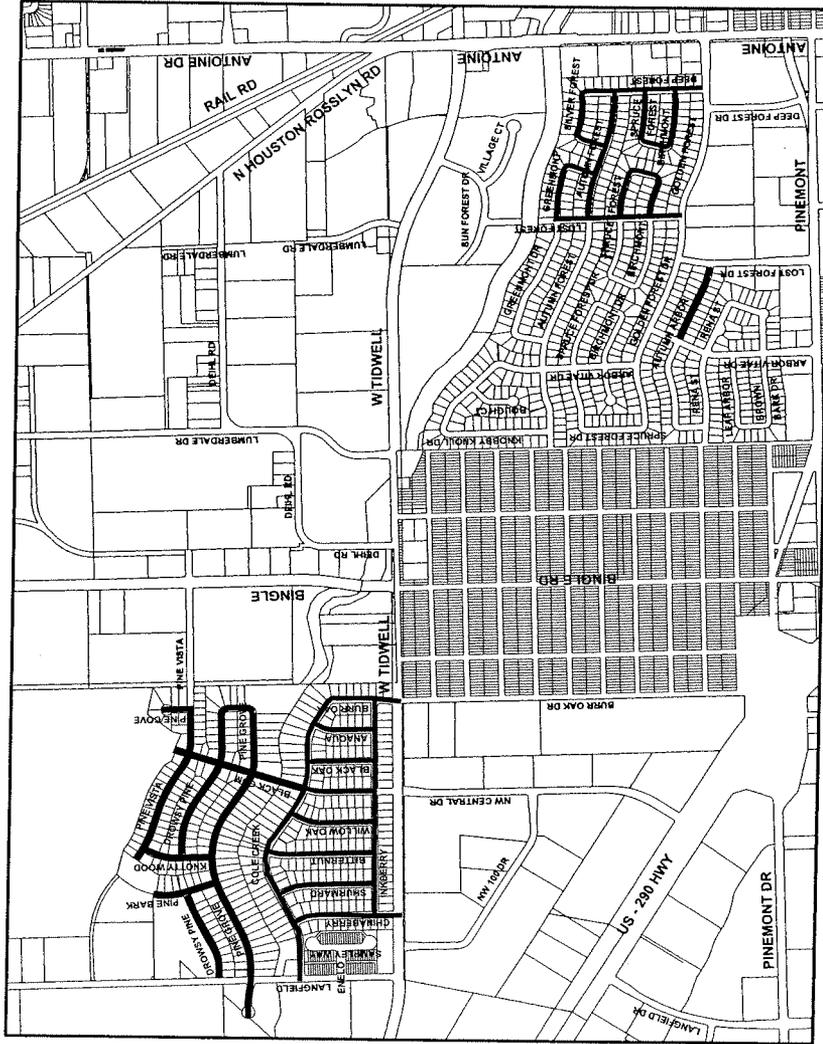
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
S & F Contractors, LLC	<u>Water Line Construction</u>	\$225,515.00	14.00%
	MBE Subtotal	\$225,515.00	14.00%
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Municipal Marketing Systems, Inc.	Pipe / Fittings	\$76,045.00	4.72%
"As Is" Photos	<u>Pre-Construction Photos</u>	\$ 4,500.00	0.28%
	WBE Subtotal	\$80,545.00	5.00%
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Ramon's Trucking	<u>Truck Hauling</u>	\$48,325.00	3.00%
	SBE Subtotal	\$48,325.00	3.00%
	TOTAL	\$354,385.00	22.00%

MSM:DRM:HH:SD:MHC:mhc
 S:\design\A-WS-DIV\WPDATA\MHC\4800007487 Briar Grove-Walnut Bend-Forest West Cole Creek-Southampton\S-000035-00V9-3\Postbid\RCA.doc
 c: Marty Stein
 Velma Laws
 Susan Bandy
 Mike Pezeshki, P.E.
 Craig Foster
 File: S-000035-00V9-3 (3.7)

CITY OF HOUSTON

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

ENGINEERING & CONSTRUCTION DIVISION



NOT TO SCALE

PROPOSED WATER LINES				
STREET	START	END	Proposed Water Line Size (inch)	Length (feet)
Greenmont	Autumn Forest	Lost Forest	8.76	894
Silver Forest	Autumn Forest	Deep Forest	8	770
Autumn Forest	Lost Forest	Deep Forest	8	1284
Spruce Forest	Lost Forest	Birchmont	8.76	533
Birchmont	Lost Forest	Spruce Forest	8	710
Spruce Forest	Birchmont	Deep Forest	8	825
Birchmont	Spruce Forest	Deep Forest	8	515
Lost Forest	Golden Forest	Greenmont	8.76	1230
Deep Forest	Golden Forest	Silver Forest	8	1045
Cole Creek	Langfield Rd	Burr Oak	8	2833
Chinaberry	W Tidwell Rd	Cole Creek	8	995
Inkberry	Chinaberry	Burr Oak	8	1927
Shurmad	Inkberry	Cole Creek	8	820
Billermut	Inkberry	Cole Creek	8	905
Willow Oak	Inkberry	Cole Creek	8	692
Black Gum	Inkberry	END	8.74	1868
Black Oak	Inkberry	Cole Creek	8	535
Anaqua	Inkberry	Cole Creek	8	489
Burr Oak	W Tidwell Rd	Cole Creek	8	605
Pine Vista	Knotty Wood	END	8	1737
owly Pine	Pine Vista	Loop	8	480
Pine Bark	owly Pine	Pine Bark	8.76	900
Pine Bark	owly Pine	Loop	8	612
owly Pine	Knotty Wood	owly Pine	8	256
Pine Grove Ct	Knotty Wood	Pine Grove	8	1435
Pine Grove	Langfield Rd	Cul-de-sac	8	245
Pine Grove	Langfield Rd	owly Pine	8	3019
Knotty Wood	Pine Grove	Pine Vista	8	585
Autumn Arbor	Albor Vista	Lost Forest	8	735
		Total		29,470

FOREST WEST AND COLE CREEK

KEY MAP NO.: 410Z, 411W, 450D & 451A,B,F

GIMS MAP NO.: 5061B,D, 5160A & 5161C

COUNCIL DISTRICT - A

VICINITY MAP

WATER LINE REPLACEMENT IN
FOREST WEST AND COLE CREEK
WBS NO.: S-000035-00V9-4

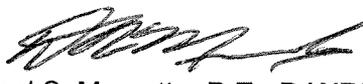


KIT Professionals, Inc.

Engineers • Planners • Construction Managers
2845 Intersect Drive, Suite 600
Houston, Texas 77041
Phone: 713-593-8338 • Fax: 713-593-0947

SUBJECT: Contract Award for Water Line Replacement in Southampton. WBS No. S-000035-00W1-4.	Page 1 of 2	Agenda Item # 54
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: C
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
 \$1,991,500.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 5/14/09*

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

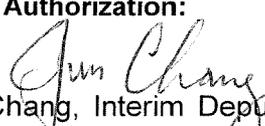
DESCRIPTION/SCOPE: This project consists of approximately 20,060 linear feet of 8-inch diameter water lines, valves and appurtenances. The contract duration for this project is 260 calendar days. This project was designed by KIT Professionals, Inc. / Lockwood, Andrews & Newnam, Inc.

LOCATION: The project area is generally bound by Bissonnet on the north, Rice on the south, Mandell on the east and Greenbriar on the west. The project is located in Key Map Grids 492 Y, Z and 532 C, D.

BIDS: Bids were received on April 16, 2009. The eleven (11) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Carrera Construction, Inc.	\$1,590,179.73
2. McKinney Construction, Inc.	\$1,659,079.20
3. Pace Services, LP	\$1,838,945.70
4. TRCU, Ltd.	\$1,845,265.00
5. RWL Construction, Inc.	\$1,867,772.34
6. C. E. Barker, Ltd.	\$1,890,496.85
7. Metro City Construction, LP	\$1,947,124.70
8. ACM Contractors Inc.	\$1,965,852.00
9. D. L. Elliott Enterprises, Inc.	\$2,037,343.25
10. R. K. Wheaton, Inc.	\$2,072,089.00
11. Cravens Partners, Ltd	\$2,189,967.00

REQUIRED AUTHORIZATION CUIC ID#20SD92 *not*

Finance Department:	Other Authorization:  Jun Chang, Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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AWARD: It is recommended that this construction contract be awarded to Carrera Construction, Inc. with a low bid of \$1,590,179.73 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$1,991,500.00 to be appropriated as follows:

• Bid Amount	\$1,590,179.73
• Contingencies	\$ 79,509.00
• Engineering and Testing Services	\$ 55,000.00
• Project Management	\$ 31,811.27
• Construction Management	\$ 235,000.00

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

Construction Management Services will be provided by Cobb, Fendley & Associates, Inc. under a previously approved contract.

Pay or Play Program: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

M/W/SBE PARTICIPATION: The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5% and SBE participation of 3% to satisfy the 22% M/W/SBE goal for this project.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
RR Beck Professional Services, Inc.	<u>Water Line Installation</u>	\$222,630.00	14.00%
	MBE Subtotal	\$222,630.00	14.00%
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Vikki's Service and Supply	<u>Water Line Installation and supplies</u>	\$ 79,510.00	5.00%
	WBE Subtotal	\$ 79,510.00	5.00%
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Work Zone Products, Inc.	<u>Water Line Installation and supplies</u>	\$ 47,710.00	3.00%
	SBE Subtotal	\$ 47,710.00	3.00%
	TOTAL	\$349,850.00	22.00%

MSM:DRM:HH:SD:MHC:mhc

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- c: Marty Stein
Velma Laws
Susan Bandy
Mike Pezeshki, P.E.
Craig Foster
File: S-000035-00W1-3 (3.7)

SUBJECT: Contract Award for Water Line Replacement in Shady Oaks. WBS No. S-000035-00W6-4.	Page 1 of 2	Agenda Item # 55
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5-19-09	Agenda Date MAY 27 2009
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DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: B 13
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For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
\$1,406,600.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *M.P. 5/14/09*

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

DESCRIPTION/SCOPE: This project consists of the construction of approximately 23,750 linear feet of 8-inch water lines, valves and appurtenances. The contract duration for this project is 200 calendar days. This project was designed by Pepe Engineering, Ltd.

LOCATION: This project is divided into two areas:
 1. Tidwell on the north, Laural Koppe on the south, Sherbourne on the east and Allwood on the west. The project is located in Key Map Grids 454 D & H, 455 A & E.
 2. Ley Road on the north, St. Louis on the south, Kirkpatrick on the east and Homestead on the west. The project is located in Key Map Grids 454 M & R, 455 J & N.

BIDS: Bids were received on April 16, 2009. The sixteen (16) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. D. L. Elliott Enterprises, Inc.	\$1,211,204.22
2. Mc Kinney Construction, Inc.	\$1,220,966.27
3. R. K. Wheaton, Inc.	\$1,231,403.35
4. Reliance Construction Services, L.P.	\$1,256,848.90
5. ACM Contractors, Inc.	\$1,275,388.05
6. Collins Construction, LLC.	\$1,287,156.49
7. Gonzalez Construction Enterprise, Inc.	\$1,331,129.41
8. C. E. Barker, LTD.	\$1,337,523.48
9. Calco Contracting, LTD.	\$1,364,050.80
10. Sendero Industries, LLC.	\$1,374,892.60

REQUIRED AUTHORIZATION CUIC ID #20MB97 *MD*

Finance Department:	Other Authorization:  Jun Chang, P.E. Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Water Line Replacement in Shady Oaks. WBS No. S-000035-00W6-4.	Originator's Initials	Page <u>2</u> of <u>2</u>
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<u>Bidder</u>	<u>Bid Amount</u>
11. Kingsley Constructors, Inc.	\$1,411,116.00
12. RWL Construction, Inc.	\$1,414,376.39
13. Pace Services, LP.	\$1,472,021.20
14. Carrera Construction, Inc.	\$1,658,088.20
15. Cravens Partners, Ltd.	\$1,713,266.00
16. Metro City Construction, L. P.	\$1,745,105.20

AWARD: It is recommended that this construction contract be awarded to D. L. Elliott Enterprises, Inc. with a low bid of \$1,211,204.22 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$1,406,600.00 to be appropriated as follows:

•	Bid Amount	\$1,211,204.22
•	Contingencies	\$60,560.21
•	Engineering and Testing Services	\$50,000.00
•	Project Management	\$84,835.57

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

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

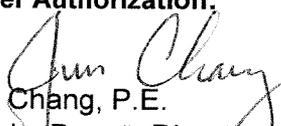
M/W/SBE PARTICIPATION: The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5% and SBE participation of 3% to satisfy the 22% M/W/SBE goal for this project.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
S & F Contractors, LLC	<u>Water Line Construction</u>	\$169,570.00	14.00%
	MBE Subtotal	\$169,570.00	14.00%
Municipal Marketing Systems, Inc. "As Is" Photos	Pipe / Fittings	\$ 57,065.00	4.71%
	<u>Pre-con Photos</u>	\$ 3,500.00	0.29%
	WBE Subtotal	\$ 60,565.00	5.00%
Ramon's Trucking	<u>Hauling Services</u>	\$ 36,340.00	3.00%
	SBE Subtotal	\$ 36,340.00	3.00%
TOTAL		\$266,475.00	22.00%

MSM:DRM:HH:SD:MB:OFA:mb

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c: Marty Stein
Velma Laws
Susan Bandy
Michael Ho, P.E.
Craig Foster
File: S-000035-00W6-3 (3.7)

SUBJECT: Contract Award for Water Line Replacement in Annunciation Subdivision. WBS No. S-000035-00W7-4.		Page 1 of 2	Agenda Item # 56
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 5-19-09	Agenda Date MAY 27 2009
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: MS B	
For additional information contact:  Hamlet Hovsepian, P.E. Phone: (713) 837-7033 Interim Senior Assistant Director		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) Accept low bid, award construction contract and appropriate funds.			
Amount and Source of Funding: \$1,964,100.00 from Water and Sewer System Consolidated Construction Fund No. 8500.			
PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase availability of water, improve circulation and fire protection.			
DESCRIPTION/SCOPE: This project consists of the construction of approximately 400 linear feet of 4-inch; 20,900 linear feet of 8-inch and 11,900 linear feet of 12-inch of water lines, including valves, fittings, connections, fire hydrants, and appurtenances. The contract duration for this project is 280 calendar days. This project was designed by Pepe Engineering, Ltd.			
LOCATION: Project area is bound by Micollet on the north, Heath on the south, Dalebrook and Spottswood on the east and Homestead on the west. This project is located in Key Map Grid 414R and 415N..			
BIDS: Bids were received on April 9, 2009. The fifteen (15) bids are as follows:			
<u>Bidder</u>		<u>Bid Amount</u>	
1.	Gonzalez Construction Enterprise, Inc	\$1,708,982.68	
2.	D. L. Elliott Enterprises, Inc.	\$1,715,469.00	
3.	Mc Kinney Construction, Inc.	\$1,793,820.90	
4.	Pace Services, LP.	\$1,800,047.94	
5.	R. K. Wheaton, Inc.	\$1,857,347.00	
6.	ACM Contractors, Inc.	\$1,869,819.00	
7.	Collins Construction, LLC.	\$1,886,280.06	
8.	TRCU, Ltd.	\$2,075,214.00	
9.	Calco Contracting, LTD.	\$2,175,520.06	
10.	RWL Construction, Inc.	\$2,209,979.16	
REQUIRED AUTHORIZATION CUIC ID #20MB98 NDT			
Finance Department:	Other Authorization:  Jun Chang, P.E. Interim Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Bidder

	<u>Bid Amount</u>
11. Metro City Construction, L. P.	\$2,260,421.30
12. Carrera Construction, Inc.	\$2,261,626.00
13. Mar-Con Services, LLC	\$2,299,435.40
14. C. E. Barker, LTD	\$2,335,956.00
15. Cravens Partners, Ltd.	\$2,410,772.00

AWARD: It is recommended that this construction contract be awarded to Gonzalez Construction Enterprise, Inc with a low bid of \$1,708,982.68 and that no Addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$1,964,100.00 to be appropriated as follows:

- Bid Amount \$1,708,982.68
- Contingencies \$85,449.13
- Engineering and Testing Services \$50,000.00
- Project Management \$119,668.19

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

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

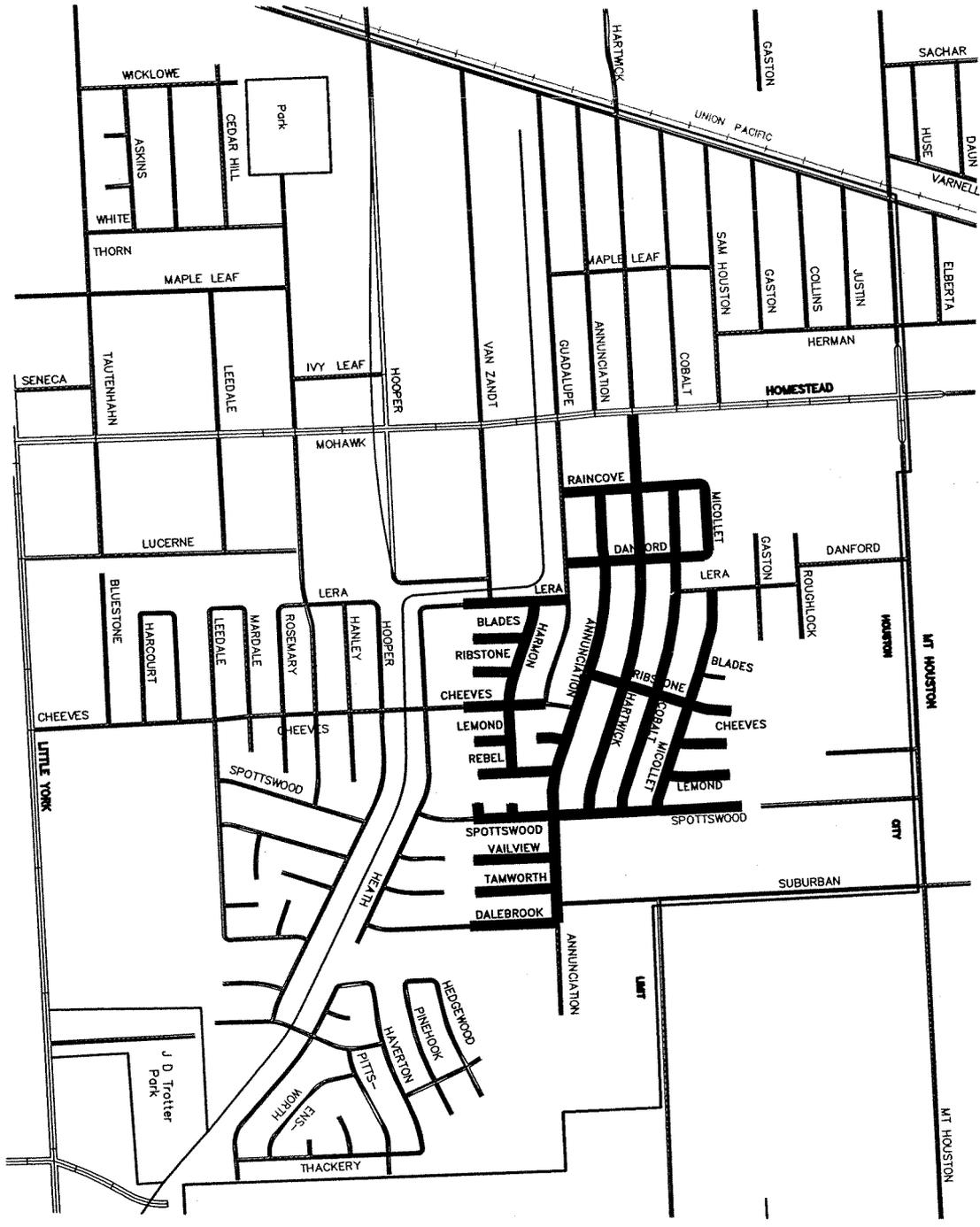
M/W/SBE PARTICIPATION: The low bidder has submitted the following proposed MBE participation of 14%, WBE participation of 5% and SBE participation of 3% to satisfy the 22% M/W/SBE goal for this project.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
A & C Environmental Solutions, Inc.	Filter Fabric Fence	\$39,306.61	2.30%
Robles Excavation, Inc.	Service Connections	\$199,949.00	11.70%
	MBE Subtotal	\$239,255.61	14.00%
Access Data Supply, Inc.	Materials	\$85,449.14	5.00%
	WBE Subtotal	\$85,449.14	5.00%
Apcon Services, LLC	Trucking Service	\$51,269.48	3.00%
	SBE Subtotal	\$51,269.48	3.00%
	TOTAL	\$375,913.79	22.00%

[Handwritten Signature]
MSM:DRM:HH:SD:MB:OFA:mb

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- c: Marty Stein
Velma Laws
Susan Bandy
Michael Ho, P.E.
Craig Foster
File: S-000035-00W7-3 (3.7)



PEPE
ENGINEERING

11999 KATY FREEWAY, SUITE 340
HOUSTON, TEXAS 77079
TELEPHONE: (281) 293-0856
mailto:pepe@pepe-engineering.com

PROJECT TITLE		ANNUNCIATION	
DRAWN BY	L.T.C.	SHEET DESCRIPTION	PROJECT VICINITY MAP
DATE	JUNE 2007	SCALE	N.A.J.
DATE	JUNE 2007	SCALE	N.T.S.
DATE	JUNE 2007	APPROVED BY	
JOB NO.	0806	WBS No.:	S-000035-00W7-3
DWG NO.	1	EXHIBIT	2
TITLE NO.	1		

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for FY09 Water Distribution System Rehabilitation and Renewal, WBS No. S-000035-0119-4		Category	Page 1 of <u>2</u>	Agenda Item # <i>57</i>
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 5-19-09	Agenda Date MAY 27 2009	
DIRECTOR'S SIGNATURE: <i>MS Marcotte</i> Michael S. Marcotte, P.E., D. WRE, BCEE		Council District affected: All		
For additional information contact: Jun Chang, P.E. Interim Deputy Director Phone: (713) 837-0448		Date and identification of prior authorizing Council action: N/A		
RECOMMENDATION: (Summary) Reject the first low bid, return bid bond, and award construction Contract to second low bidder and appropriate funds.				
Amount and Source of Funding: \$ 2,057,042.00 Water and Sewer System Consolidated Construction Fund No. 8500 <i>M.P. 5/6/09</i>				
SPECIFIC EXPLANATION: This project will provide for the replacement of water mains and ancillary work.				
DESCRIPTION/SCOPE: Work shall include the replacement, improvement and/or new installations on existing service lines and City Water Mains. The main lines range in diameter up to 16 inches and the water service lines range in size from ¾-inch to 2-inches in diameter. The contract duration for this project is 365 calendar days. This is an on-call contract with projects assigned on an as-needed basis.				
LOCATION: The project area is generally bounded by the City Limits.				
BIDS: Three (3) bids were received for this project on March 05, 2009 as follows:				
		<u>Bidder</u>	<u>Bid Amount</u>	
		1. Sendero Industries, L.L.C.	\$ 991,085.00 Non Responsive	
		2. D. L. Elliott Enterprises, Inc.	\$ 1,913,373.50	
		3. Metro City Construction, L.P.	\$1,940,904.50	
REQUIRED AUTHORIZATION			CUIC#20AJM208	
Finance Department:	Other Authorization: <i>W. Mullage 5/2/09</i>		Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., Interim Deputy Director, Public Works & Engineering	

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Date	Subject Contract Award for FY09 Water Distribution System Rehabilitation and Renewal, WBS No. S-000035-0119-4	Originator's Initials	Page <u>2</u> of <u>2</u>
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AWARD: The apparent first low bidder, Sendero Industries, L.L.C., requested and was allowed to withdraw its bid after review by City of Houston Legal Department due to an unintentional clerical error in calculating the bid price. Sendero Industries, L.L.C. intended to use 1.70 instead of 0.70 as Bidder's Base Bid Adjustment Factor. Therefore, it is recommended that Sendero Industries, L.L.C. bid be rejected and this construction Contract be awarded to the second low bidder, D. L. Elliott Enterprises, Inc., with a low bid of \$1,913,373.50 and be made a part of this Contract.

PROJECT COST: The total cost of this project is \$2,057,042.00 to be appropriated as follows:

	<u>FY09</u>
• Bid Amount	\$1,913,373.50
• Contingencies	\$ 95,668.50
• Engineering Testing Services	\$ 48,000.00

Raba-Kistner Consultants, Inc. will provide Engineering Testing Services under a previously approved contract.

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

M/WDBE PARTICIPATION: The low bidder has submitted the following proposed MWBE/SBE participation plan to satisfy the fourteen percent (14%) MBE goal, five percent (5%) WBE goal, and a three percent (3%) SBE goal for this project:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
S & F Contractors, L.L.C. (MBE)	Underground utilities	\$ 267,875.00	14.00 %
Municipal Marketing Systems, Inc. (WBE)	Pipe fittings	\$ 95,670.00	5.00 %
Ramon's Trucking (SBE)	Hauling by dump truck	\$ 57,405.00	3.00 %
		_____	_____
	TOTAL	\$ 420,950.00	22.00 %


MSM:JC:AJM:OS:TC:tc

cc: Marty Stein
Mark Loethen, P.E.
Velma Laws
Craig Foster
Waynette Chan
Gary Drabek
Carol Ellinger, P.E.
File No. WA 10855-05

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

Agenda Item#

58

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date

5-14-09

Agenda Date

MAY 27 2009

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

For additional information contact:

Juan Olguin Phone: (713) 837- 9623
Nikki Cooper Phone: (713) 837- 9889

Date and identification of prior authorizing

Council Action: Ord. # 2002-526 – June 19, 2002;
Ord. # 2002-1166-December 18, 2002.

RECOMMENDATION: (Summary)

Approve an ordinance granting a Commercial Solid Waste Operator Franchise

Amount of Funding:
REVENUE

FIN. Budget:

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

SPECIFIC EXPLANATION:

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

1. Tennessee General Construction, 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, the 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.

The Pay or Play Program does not apply to the Commercial Solid Waste Operator Franchise.

REQUIRED AUTHORIZATION

Finance Director:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

SUBJECT:
Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

RCA #

Agenda Item#

59-60
42-43
37-38

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

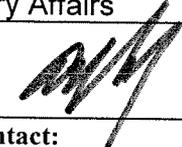
3rd Reading
final

Origination Date
4/23/09

Agenda Date

~~MAY 06 2009~~

DIRECTOR'S SIGNATURE:



Council Districts affected:

MAY 13 2009

ALL

For additional information contact:

Juan Olguin *JFO* Phone: (713) 837- 9623
Nikki Cooper *NC* Phone: (713) 837- 9889

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

RECOMMENDATION: (Summary)

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:
REVENUE

Budget:

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

SPECIFIC EXPLANATION:

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

1. ARC Abatement, Inc.
2. Sweeping Services of Texas – Operating, L.P.

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

The Pay or Play Program does not apply to the solid waste franchises.

REQUIRED AUTHORIZATION

Finance Director:



26

61

MAY 27 2009

MOTION NO. 2009

MOTION by Council Member Khan that the recommendation of the Director of the Finance Department, for approval of the Fiscal Year 2010-2014 Capital Improvement Plan (FY2010-2014) and to establish a charge for copies, be adopted, and the 2010-2014 Capital Improvement Plan is hereby approved by the City Council, and a charge of \$75.00, plus postage per set (Volume One, Volume Two), to cover printing costs, and a CD version of the CIP for \$5.00 plus postage is hereby established for the sale of said documents.

Seconded by Council Member Green

On 5/13/09 the above motion was tagged by Council Members Sullivan and Rodriguez.

cr

SUBJECT: Approval of the Fiscal Year 2010-2014 Capital Improvement Plan (FY2010-2014 CIP)		Page 1 of 1	Agenda Item 61 20
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FROM (Department or other point of origin): Finance Department	Origination Date 5-8-09	Agenda Date MAY 26 2009 MAY 27 2009
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DIRECTOR'S SIGNATURE: Michelle Mitchell <i>Michelle Mitchell</i>	Council District(s) affected: All
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For additional information contact: James A. Tillman IV Phone: 713-837-9615	Date and identification of prior authorizing Council action:
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RECOMMENDATION: That City Council approves by Motion the Fiscal 2010-2014 Capital Improvement Plan (FY2010-2014 CIP) and establishes a charge of \$75.00 plus postage for the purchase of the adopted CIP documents. CD version of the CIP will be available for \$5.00 plus postage.

Amount and Source of Funding: N/A	Finance Budget:
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SPECIFIC EXPLANATION: The FY2010-2014 Capital Improvement Plan supports improved delivery of services and improved quality of living for Houstonians, with increased emphasis on drainage, transportation infrastructure, mobility, quality of life, affordable housing and economic development. This plan emphasizes the replacement and rehabilitation of existing facilities and the selective addition and expansion of facilities.

The FY2010-2014 CIP is presented in two volumes and an executive summary. Volume one contains projects that are predominately vertical construction supported by the General Services Department for its clients (C&E, Fire, Health, Library, Parks, Police and Solid Waste). Volume two identifies projects supported by Public Works and Engineering and the Houston Airport System. This format is identical to last year's format providing greater ease in locating projects by construction type and not funding.

The FY2010-2014 CIP calls for appropriation of \$3.57 billion during the five-year period. Planned appropriations for the Public Improvement Programs total \$955 million and \$1.88 billion for the Enterprise Programs. These numbers are significantly less than the previous CIP due to an adjustment in economic forecasts.

The Finance Department recommends that City Council approve the FY2010-2014 CIP and establish a charge of \$75.00 plus postage per set (Volume One, Volume Two) to cover printing costs. The adopted CIP will be available for public viewing at the main offices of most city departments and will be on the Internet, accessible through the City's home page located at <http://www.houstontx.gov/cip/index.html>. The FY2010-2014 CIP can be purchased at the City Secretary's office. A CD version of the CIP will be available for \$5.00 plus postage.

MM:JT

c: Marty Stein, Mayor's Office, Arturo Michel, City Attorney, James Tillman

REQUIRED AUTHORIZATION

Other Authorization:	Other Authorization:	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Appropriate \$25 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 #	Page 1 of 1	Agenda Item #
			62 23

FROM (Department or other point of origin): <i>AM</i> Houston Airport System	Origination Date April 29, 2009	Agenda Date MAY 27 2009 MAY 13 2009
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DIRECTOR'S SIGNATURE: <i>The B. B. ...</i>	Council District affected: B, E, I
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For additional information contact: Ian Wadsworth Phone: 281/233-1682 David Arthur 281-233-1388	Date and identification of prior authorizing Council action: 10/14/2008 (O) 2008-914
--	--

AMOUNT & SOURCE OF FUNDING: \$25 Million - Airports Improvement Fund (8011) <i>INW</i> <i>ee</i>	Prior appropriations: 10/14/2008 \$50 Million Airports Improvement Fund (8011)
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RECOMMENDATION: (Summary)
Approve an Ordinance authorizing the temporary use of funds from the HAS Airports Improvement Fund (AIF) 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:

On October 14, 2008, City Council approved the temporary use of up to \$50 million of AIF funds to pay expenditures which were originally appropriated under the HAS Senior Lien Commercial Paper Notes, Series A and Series B. This action was necessary as the commercial paper market has been inaccessible since September 2008 due to a worldwide credit/financial market turmoil. HAS is now requesting authorization to increase the amount of AIF funds available for temporary use to pay for ongoing capital improvement projects by an additional \$25 million, as the commercial paper market remains inaccessible.

The short-term solution is to continue for HAS to transfer cash reserves from 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 for ongoing construction expenditures until the commercial paper notes, previously borrowed AIF monies and remaining appropriations can be replaced with bond funds. 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 (a total amount not to exceed \$75 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.

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA # 8279

SUBJECT: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract #C55019 for Professional Auditing Services for the Finance Department
TC-3-0739-010-13593-A5

Category #

Page 1 of 1

Agenda Item #

63-25

FROM: (Department or other point of origin):

Michelle Mitchell, Director
Finance Department

Origination Date

03-15-2009

Agenda Date

~~MAY 13 2009~~
MAY 27 2009

DIRECTOR'S SIGNATURE:

Finance Department

Michelle Mitchell

Council Districts affected:

All

For additional information contact:

Michelle Mitchell Phone: (713) 221-0935
Douglas Seckel Phone: (713) 837-9880

Date and identification of prior authorizing Council Action:

Ords:03-529,6/4/03;07-242,2/21/07;07-1336,11/28/07

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the maximum contract amount from for the contract between the City of Houston and Deloitte & Touche, LLC for professional auditing services \$7,302,737.00 to \$7,522,737.00 for the Finance Department.

Amount of Funding:

\$220,000.00 - General Fund (1000)

Finance Budget:

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

The Finance Director recommends that City Council approve an amending ordinance to increase the maximum contract amount for a contract between the City of Houston and Deloitte & Touche, LLC for professional auditing services from \$7,302,730.00 to \$7,522,737.00 for the Finance Department.

This contract was awarded on June 4, 2003, by Ordinance No. 2003-0529 for a three-year term, renewed for two additional one-year terms, in the original contract award amount of \$3,439,097.00. On February 21, 2007, Council approved Ordinance No. 2007-0242, increasing the maximum contract amount to \$3,747,737.00. It was subsequently amended on November 28, 2007 by Ordinance No. 2007-1336, increasing the maximum contract amount to \$5,542,737.00. Ordinance No. 2008-489 was approved by Council on June 4, 2008, increasing the maximum contract amount to \$7,302,730.00. The remaining balance as of March 17, 2009 is \$238,698.39. All other terms and conditions remain as originally approved by City Council. The Finance Director may terminate this contract at any time upon 30-days written notice.

This increase in spending is requested to pay the outstanding invoices on the current contract. The increased costs were the result of the City not being able to provide financial information to Deloitte in a timely manner. All requested monies were budgeted by the Finance department in its FY09 budget. The Finance Department issued a request for proposals for a new-five year professional auditing services contract and Deloitte & Touche received the highest overall score. The new contract is being drafted and is being presented to Council.

The scope of work requires the contractor to provide all materials and supervision necessary to perform the contractual services that are requested by the City. These services include audits, reviews and consulting services.

This contract was issued as a goal-oriented contract with a 24% M/WBE participation level and the contractor is currently achieving 10.67%.

Estimated Spending

DEPARTMENT	FY09
Finance Department	\$220,000.00

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:



March 5, 2009

Mr. Morris M. Scott
Manager - Contract Compliance Division
City of Houston
Affirmative Action and Contract Compliance Division
P.O. Box 1562
Houston, TX 77251-1562
USA

Deloitte & Touche LLP
Suite 4500
1111 Bagby Street
Houston, TX 77002-4196
USA

Tel: +1 713 982 2000
Fax: +1 713 982 2001
www.deloitte.com

Dear Mr. Scott:

I'm in receipt of your letter dated February 27, 2009 related to contract 4600007221, Professional auditing services citywide with Deloitte & Touche LLP TC-3-0739-010-13593-A2.#C55019/4600007221.

As we have previously explained in a November 28, 2006 letter to Ms. Velma Laws (copy is attached to this letter), in 2003 we entered into the audit agreement with the City of Houston (the "City") and had two qualified MWDBE firms team with us, (1) McConnell & Jones LLP ("McConnell") and (2) F.V. Diaz and Company, P.C. ("Diaz"). Each of these firms participated with us for the audits for the fiscal years ended June 30, 2003 through June 30, 2005.

McConnell decided, on their own, to participate as a subcontractor on another City contract related to Hurricane Katrina and Rita reimbursements, which impaired their independence related to the annual independent audit. Because of McConnell's independence issue, they could not participate in the annual audits for the fiscal years ended June 30, 2006 through June 30, 2008. I make the point that it was McConnell's choice to participate in the other contract and not our choice, but once they made that choice they were precluded from participating in the annual audit as their independence had been impaired. They are now clear of the independence impairing contract and have elected to participate with us on the annual audit for the fiscal year ended June 30, 2009, if that contract is ratified by City Council.

Diaz merged with the firm of Mir Fox Rodríguez, P.C. ("MFR") during calendar year 2008, and decided, on their own, that they wanted to opt out of the subcontract agreement with us, and pursue other opportunities at the City. We would have welcomed their continuing participation in this audit contract agreement.

With the two matters noted above in mind, we were left without our two original subcontractors when we entered into the audit contract. We set about pursuing other alternatives in the marketplace, but it should be noted that McConnell and MFR represent two of the largest MWDBE's in the Houston marketplace as it relates to professional auditing services.

I made contact with the following three entities that were registered MWDBE's in the City's database:

1. Hidalgo, Banfill, Zlotnik & Kermali, P.C. ("Hidalgo")
2. Margie O. Oyedepo, CPA ("Oyedepo")
3. H.R. Shaikh, Seyar LLP ("Seyar")

Mr. Morris M. Scott
March 5, 2009
Page 2

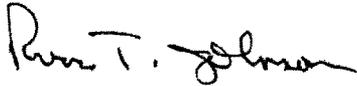
We were able to enter into subcontract agreements with both Hidalgo and Oyedepo for the June 30, 2008 audit. We began to enter into a subcontract agreement with Seyar, but again an independence issue was identified, which would not be allowed under AICPA independence rules, so we were not able to enter into an agreement with this firm.

I believe that the above actions clearly demonstrate our commitment to the City's MWDBE goals. It should also be noted that in our proposal for the June 30, 2009 audit, that McConnell no longer has an independence issue and can rejoin the team, and we have added a recent addition to the City's MWDBE's data base Yoe CPA, LLC, ("Yoe") which we have prior audit experience with. The June 30, 2009 proposed audit subcontractors would result in 24% of the 2009 audit fee being paid to subcontractors and those subcontractors would include:

1. McConnell
2. Hidalgo
3. Oyedepo
4. Yoe

I believe that our actions related to the June 30, 2009 proposal again demonstrate our desire to, and commitment to meet the City's MWDBE participation goals. If you have any further questions or concerns, please don't hesitate to contact me at 713-982-2542.

Sincerely,



Ross T. Johnson
Director

Atch.



Deloitte & Touche LLP
Suite 2300
333 Clay Street
Houston, TX 77002-4196
USA

Tel: +1 713 982 2000
Fax: +1 713 982 2001
www.deloitte.com

November 28, 2006

Ms. Velma Laws
Director of Affirmative Action and Contract Compliance
City of Houston
611 Walker, 7th Floor
Houston, Texas 77002

Dear Ms. Laws:

Deloitte & Touche LLP ("D&T") is pleased to continue to serve as independent accountants and auditors for the City of Houston, Texas (the "City") pursuant to the Agreement for Professional Audit Services # 03-0529 (the "Audit Agreement"), dated June 18, 2003, between the City and D&T.

D&T has historically made a good faith effort to award subcontracts or supply agreements in at least 24% of the value of this agreement to MWDBEs. We plan to continue to utilize the firm of F.V. Diaz & Company, P.C. ("Diaz") during the June 30, 2006 audit of the City.

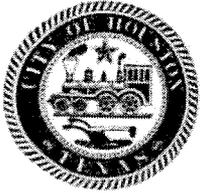
Based upon agreements, unrelated to the Audit Agreement, that were entered into by one of the historically used MWDBE firms that subcontracted to us for the fiscal years ended June 30, 2003 through June 30, 2005, we have determined that such MWDBE firms independence has been impaired, and the use of such firm for services related to the June 30, 2006 audit would not be prudent. In addition, we have reviewed a list of potential vendors included in the City's MWDBE Management and Contract Compliance System, and believe that two other MWDBE firms that we would consider utilizing in the performance of the Audit Agreement, have existing agreements with the City that could also impair their independence in performing under the terms of the Audit Agreement.

Due to the above noted circumstances, we wanted to notify you of our intent to limit the use of MWDBE assistance to Diaz for the June 30, 2006 audit. We would also plan to revisit the issue related to the MWDBE firms that currently have independence issues, in order to reassess if the use of such firms on future audits would result in our independence being impaired. Please contact me if you have any questions or concerns about this matter.

Sincerely,

Ross T. Johnson
Director

cc: Judy Johnson, Director of Finance and Administration



CITY OF HOUSTON
Affirmative Action and Contract Compliance
Request for Verification of MWDBE Participation

Date: March 17, 2009 **Requestor:** Joyce Hayes

Prime Contractor: Deloitte Consulting, LLP

Contract/BPO: C55019 / #4600007221

Contract Description: Professional auditing services citywide with Deloitte and Touche, LLC. TC-3-0739-010-13593-A2.

Prime Contract Person: Ross Johnson **Phone:** (713) 982-2542

Award Date: 06/18/2003 **Date:** 06/30/2008 **Goal:** 24%

Amount Paid by City (to date): \$6,962,297

Scheduled MWDBE Participation: 24%
F.V. Diaz & Company, P.C. / McConnell & Jones, LLP / Hidalgo, Banfill,

MWBE: Zlotnik & Kermall

Amount of Intent: \$1,330,256.88

FOR AFFIRMATIVE ACTION USE ONLY

Actual M/WDBE Dollar Amount Paid: \$742,641

M/WDBE Participation Achieved: 10.67%

To this date, Deloitte Consulting has not achieved the MWDBE goal on this contract.

Daniel Hamilton
Prepared by Daniel Hamilton
Senior Contract Compliance Officer

Morris Scott
Approved by Morris Scott
Division Manager

March 31, 2009

Date: 4-1-09

Date: _____

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8243

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Professional Auditing Services for the Finance Department
S37-T23107

Category #
9

Page 1 of 2
Agenda Item
64 ~~26~~

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

Origination Date
March 10, 2009

Agenda Date
~~MAY 12 2009~~
MAY 27 2009

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

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

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to the best respondent, Deloitte & Touche, LLP, in the maximum contract amount of \$8,695,000.00 for professional auditing services for the Finance Department.

Maximum Contract Amount: \$8,695,000.00

Finance Budget

\$8,695,000.00 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to the best respondent, Deloitte & Touche, LLP, in the maximum contract amount of \$8,695,000.00 for professional auditing services for the Finance Department. This contract provides auditing services that include the Comprehensive Annual Financial Report (CAFR), Single Audit Federal Financial Awards Programs, State of Texas Single Auditor/Uniform Grant Management Standards and Special Services. The Department Director may terminate this contract at any time upon 30-days written notice to the contractor.

This contract will assist the Finance Department in providing professional services in the fiscal year ending June 30, 2009 for audit of the basic financial statements as listed in the COH Comprehensive Annual Financial Report (CAFR), an audit of federal and state awards and special services as needed.

The scope of work requires the contractor to provide all labor, materials, and supervision necessary to perform audits covering the financial statements of all funds and account groups of the City, which includes a variety of governmental, proprietary and fiduciary funds. The contractor also conducts reviews of the City's investments and systems for procurement, inventory, cash receipts processing, payroll and petty cash.

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 four firms: Belt Harris & Associates, LLP, Deloitte & Touche, LLP, Grant Thornton, LLP, and KPMG, LLP. The Evaluation Committee consisted of stakeholders representing the interests of three intra-dependent Departments: Convention & Entertainment Facilities Department, Controller's Office, and the Finance Department. The Proposals were evaluated based upon the following criteria and Deloitte & Touche, LLP received the highest overall score:

- Expertise/Experience/Qualifications:
- Proposed Strategy and Operational Plan:
- Conformance to RFP Requirements:
- Local Government Auditing Experience:

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MD

Date: 3/10/2009	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Professional Auditing Services for the Finance Department S37-T23107	Originator's Initials JH	Page 2 of 2
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M/WBE Subcontracting

This RFP was issued as a goal-oriented contract with a 24% M/WBE participation level. **Deloitte & Touche, LLP** has designated the below-named companies as its certified M/WBE subcontractors.

<u>Subcontractor</u>	<u>Type of Work</u>	<u>Percent</u>	<u>Amount</u>
Hidalgo, Banfill, Zlotnick & Kermali, P.C.	Audit	36.1%	\$753,335.00
McConnell & Jones LLP	Audit	23.3%	\$486,224.00
Margie Oyedepo, CPA	Audit	23.3%	\$486,224.00
Yoe CPA, LLC	Audit	17.3%	\$361,017.00

The Affirmative Action Division will monitor this contract.

Pay or Play Program

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

Buyer: Joyce Hays

ESTIMATED SPENDING AUTHORITY

Department	FY 2009	FY2010	Out Years	Total
Finance	\$500,000.00	\$1,739,000.00	\$6,456,000.00	\$8,695,000.00

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8269

Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount and Approve and Authorize a Second Amendment to Contract #4600007844 for Vehicle Car Wash Services for the Houston Police Department S30-L22454-A2

Category # 4

Page 1 of 2

Agenda Item

165 29

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

Origination Date

April 07, 2009

Agenda Date

MAY 27 2009 MAY 13 2009

DIRECTOR'S SIGNATURE

For additional information contact:

Joseph Fenninger Phone: (713) 308-1708 Ray DuRousseau Phone: (832) 393-8726

Council District(s) affected All

Date and Identification of prior authorizing Council Action:

Ord. No. 20007-660, Ord No. 2008-620

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the maximum contract amount and approve and authorize a second amendment to the contract between the City of Houston and TIBH Industries, Inc. to increase the maximum contract amount from \$500,000.00 to \$750,000.00 and extend the term from July 5, 2009 to July 4, 2010 for vehicle car wash services for the Houston Police Department.

Maximum Contract Amount Increased By: \$250,000.00

Finance Budget

\$250,000.00 - General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount and approve and authorize a second amendment to the contract between the City of Houston and TIBH Industries, Inc. (TIBH) to increase the maximum contract amount from \$500,000.00 to \$750,000.00, and extend the contract term from July 5, 2009 to July 4, 2010 for vehicle car wash services for the Houston Police Department.

This contract was awarded on June 6, 2007, by Ordinance No. 2007-660 for a one-year term, in the original contract amount of \$250,000.00. An amending ordinance was approved on July 1, 2008, by Ordinance No. 2008-0620, to increase the spending authority from \$250,000.00 to \$500,000.00 and extended the term from July 5, 2008 to July 4, 2009. All other terms and conditions remain as originally approved by City Council. The City Purchasing Agent may terminate this contract at any time upon 30 days written notice to the Contractor.

In November 2006, the Houston Police Department conducted a pilot program with TIBH to provide vehicle car wash services. During the pilot program, TIBH (Contractor) performed satisfactorily and the services were well received by Police Officers. Therefore, the Department in collaboration with the Administration & Regulatory Affairs Department negotiated firm prices for a three-year contract with two one-year options and submitted it to City Council for approval. City Council, however, amended the initial contract term from three years to one year and eliminated the option years. The Contractor's performance during this past year has been satisfactory and Police Officers continue to appreciate the services provided under the contract; thus, the reason for requesting a one-year extension.

The scope of work requires the contractor to provide all labor, tools, parts, facilities, supplies, equipment, transportation and supervision necessary to clean and wash approximately 3,500 vehicles per month at eight Department locations throughout the City.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

4/14/09

Other Authorization:

NA

Date: 4/7/2009	Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount and Approve and Authorize a Second Amendment to Contract #4600007844 for Vehicle Car Wash Services for the Houston Police Department S30-L22454-A2	Originator's Initials RM	Page 2 of 2
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As a service provided under this contract, TIBH employs six to eight individuals with disabilities, including a disabled veteran of the first Gulf War. Additionally, TIBH has committed, in writing, to priority hiring of disabled veterans from the Iraq, Afghanistan and Bosnia conflicts.

The Texas Human Resources Code, Section 122.017 provides: A political subdivision of this state may purchase products or services for its use from private businesses through its authorized purchasing procedures, but may substitute equivalent products or services produced by persons with disabilities under the provisions of this chapter.

Attorney General of Texas Opinion No. JM-444 states that general statutes that require counties, cities, hospital districts and school districts to engage in competitive bidding in order to make certain purchases do not apply to purchases such as political subdivisions make pursuant to Section 122.017 of the Human Resources Code. TIBH Industries, Inc. has approved the contract specifications, services and the agency that will provide these services.

Estimated Spending Authority

DEPARTMENT	FY2010	OUT YEARS	TOTAL
Police Department	\$250,000.00	\$00.00	\$250,000.00

Buyer: Richard Morris