

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 16, 2010 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Stardig

**1:30 P. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

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

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - FEBRUARY 17, 2010 - 9:00 A. M.**

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

**HEARINGS - 9:00 A.M.**

1. **PUBLIC HEARING** to consider a Municipal Setting Designation ordinance (MSD) for Harcross Chemicals, Inc and Union Pacific Rail Road for the site located at 1701 and 1610 Oliver Street, Houston, Texas - **DISTRICT H - GONZALEZ**

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 2 through 29**

**MISCELLANEOUS** - NUMBER 2

2. **RECOMMENDATION** from Director General Services Department for approval of Computer Image for Dedication Plaque for Midwest Police Station District 18 - **DISTRICT F - HOANG**

## **AGENDA - FEBRUARY 17, 2010 - PAGE 2**

### **ACCEPT WORK** - NUMBERS 3 through 5

3. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$259,546.00 and acceptance of work on contract with **MGM CONSORTIUM, LLC d/b/a ARRIBA CONSTRUCTION LLC** for Guadalupe Plaza - 3.82% over the original contract amount **DISTRICT H - GONZALEZ**
4. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$334,984.00 and acceptance of work on contract with **EXCALIBUR EXCAVATION, L.P.** for Paving and Drainage Improvements at the Southwest Environmental Service Center 3.19% over the original contract amount - **DISTRICT C - CLUTTERBUCK**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,645,139.11 and acceptance of work on contract with **R. K. WHEATON, INC** for Water Line Replacement in Spring Oaks - 11.49% under the original contract amount - **DISTRICT A - STARDIG**

### **PROPERTY** - NUMBER 6

6. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Doug Moss, Percheron Acquisitions, LLC, on behalf of Monument Pipeline, LP, [NET General Partners, LLC (Jerry C. Dearing, Vice President), General Partner], for the sale of a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042, Parcels SY10-050A and SY10-050B - **DISTRICT E - SULLIVAN**

### **PURCHASING AND TABULATION OF BIDS** - NUMBERS 7 and 8

7. **KEMIRA WATER SOLUTIONS** - \$4,739,569.70 for Liquid Ferrous Iron Solution and payment to **PENCCO, INC** - \$1,071,600.00 for Emergency Purchase of Liquid Ferrous Iron Solution for Department of Public Works & Engineering - Enterprise Fund
8. **SINGLE SOURCE, INC** for Automotive, Refinishing Products for Various Departments \$611,586.74 - General Fund

### **ORDINANCES** - NUMBERS 9 through 29

9. ORDINANCE consenting to the addition of 4.490 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153**, for inclusion in its district
10. ORDINANCE consenting to the addition of 4.5683 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 6**, for inclusion in its district
11. ORDINANCE approving and authorizing correction to Resident Company, Ticket Surcharge and Backstage Operations Agreement for Jones Hall between the City of Houston, **THE FOUNDATION FOR JONES HALL**, the **HOUSTON SYMPHONY SOCIETY**, and **THE SOCIETY FOR THE PERFORMING ARTS** to correct a scrivener's error in the amount of ticket surcharge - **DISTRICT I - RODRIGUEZ**

**ORDINANCES** - continued

12. ORDINANCE approving and authorizing first amendment to the Lease Agreement (Contract No. C70671) by and between the City of Houston, Texas ("Landlord") and **FOURTH WARD CLINIC, dba GOOD NEIGHBOR HEALTHCARE CENTER ("Tenant")** for space at the West End Multi-Service Center Building located at 190 Heights Boulevard, Houston, Harris County, Texas **DISTRICT H - GONZALEZ**
13. ORDINANCE appropriating \$107,861.43 out of Public Health Consolidated Construction Fund approving and authorizing the issuance of purchase order to **CONTRACT RESOURCE GROUP, L.L.C.** for Furniture for the Northeast Multi-Service Center and Fifth Ward Multi-Service Center **DISTRICT B - JOHNSON**
14. ORDINANCE amending Ordinance No. 2009-287 to increase the maximum contract amount; approving and authorizing first amendment to contract between the City and the **YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF HOUSTON** for Elderly Services provided through the Harris County Area Agency on Aging - \$5,364,720.52 - American Recovery and Reinvestment Act and Other Grant Funds
15. ORDINANCE approving the grant application and accepting the grant award from the **U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)** for the 2009 Lead-Based Paint Hazard Control Program; declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to accept the grant and the grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$975,000.00 CDBG Funds
16. ORDINANCE approving the grant application and accepting the grant award from the **U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)** for the 2009 Lead-Hazard Reduction Demonstration Program; declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to accept the grant and the grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$975,000.00 CDBG Funds
17. ORDINANCE approving and authorizing submission of an application for grant assistance to the State of Texas through the Criminal Justice Division ("CJD"), Office of the Governor, for the **GANG RESISTANCE EDUCATION AND TRAINING (GREAT) PROGRAM INITIATIVE**; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
18. ORDINANCE approving and authorizing second amendment to contract between the City and **DATABANK IMX LLC, formerly IMAGEMAX, INC** (Approved by Ordinance No. 2000-194) for Document Scanning and Retrieval Services for the Controller's Office
19. ORDINANCE amending Ordinance No. 2008-806 to approve supplemental allocation and to remove the maximum contract amount for Compromise and Settlement Agreement between the City of Houston and **COURT VIEW JUSTICE SOLUTIONS (Formerly MAXIMUS, INC)** for costs relating to the Municipal Courts Case Management System - \$405,000.00 - Municipal Courts Technology Fund
- 19-1 ORDINANCE approving and authorizing contract between the City and **SPAY NEUTER ASSISTANCE PROGRAM, INC** for Mobile Clinic to provide Spay/Neuter Services on dogs and cats in neighborhoods with large populations of loose animals; providing a maximum contract amount - 5 years - \$282,000.00 - General Fund

**ORDINANCES** - continued

20. ORDINANCE appropriating \$312,570.00 out of Street & Bridge Consolidated Construction Fund and \$131,830.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing first amendment to the Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** (Approved by Ordinance No. 2006-186); approving and authorizing an Advance Funding Agreement for Voluntary Local Government Contributions between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for Replacement of North Wayside Drive Bridge at Halls Bayou; providing funding for contingencies relating to construction of facilities financed by the above-referenced funds **DISTRICT B - JOHNSON**
21. ORDINANCE appropriating \$12,000.00 out of Drainage Improvement Commercial Paper Series F Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **INFRASTRUCTURE ASSOCIATES, INC** for Kirkwood and Briarforest Storm Sewer Improvements and Bellaire West Drainage Improvements **DISTRICTS F - HOANG and G - PENNINGTON**
22. ORDINANCE appropriating \$495,000.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LOCKWOOD ANDREWS & NEWNAM, INC** for Extended Feasibility Study for Meyerland Area, Garden Oaks, and Shepherd Forest Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICTS A - STARDIG and C - CLUTTERBUCK**
23. ORDINANCE appropriating \$226,588.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **MICHAEL BAKER JR., INC** for Extended Feasibility Study for Easthaven Boulevard Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT I - RODRIGUEZ**
24. ORDINANCE appropriating \$275,554.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SPARKS-BARLOW-BARNETT, INC, A Wholly-Owned Subsidiary of the Howard R. Green Company** for Extended Feasibility Study for Binglewood and Inwood Forest Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT A - STARDIG**
25. ORDINANCE appropriating \$214,100.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TSC ENGINEERING COMPANY** for Extended Feasibility Study for Western Village and Sherwood Estates Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT A - STARDIG**
26. ORDINANCE appropriating \$7,617,030.00 out of Metro Projects Construction Fund and \$948,820.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TRIPLE B SERVICES, L.L.P.** for Pinemont Drive Paving from T.C. Jester to Ella Blvd.; 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 Metro Projects Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON**

**ORDINANCES** - continued

27. ORDINANCE appropriating \$11,362,650.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LEM CONSTRUCTION CO., INC** for 69th Street WWTP Improvements (Package 3); 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 I - RODRIGUEZ**
28. ORDINANCE No. 2010-120, passed first reading February 10, 2009  
ORDINANCE granting to **ACTION RESTORATION, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
29. ORDINANCE No. 2010-121, passed first reading February 10, 2009  
ORDINANCE granting to **PNEUVAC TRANSFER, INC, d/b/a UVAC, INC., A Texas Corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **SECOND READING**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**MATTERS HELD** - NUMBERS 30 and 31

30. MOTION by Council Member Clutterbuck/Seconded by Council Member Noriega to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$7,062,707.77 and acceptance of work on contract with **PACE SERVICES, L.P.** for Sharpstown Area Drainage Improvements - 2.15% over the original contract amount **DISTRICTS C - CLUTTERBUCK and F – HOANG** - **TAGGED BY COUNCIL MEMBER JONES**  
This was Item 2 on Agenda of February 10, 2010
31. ORDINANCE finding and determining public convenience and necessity for the acquisition of easements and related real property interests in connection with the new Public Safety Radio System; authorizing the acquisition of the property interests required for such system and payment of the costs of such purchases, leases and/or eminent domain proceedings of such property interests and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of such property interests - **TAGGED BY COUNCIL MEMBER JONES**  
This was Item 18 on Agenda of February 10, 2010

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Costello 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 2<sup>nd</sup> FLOOR - TUESDAY**  
**FEBRUARY 16, 2010 – 2:00 PM**

**AGENDA**

3MIN	3MIN	3MIN
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**NON-AGENDA**

3MIN	3MIN	3MIN
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MR. DERON ROBINSON – 502 Brushy Glen Dr. - 77073 – 713-294-3047 – HPD abuse of Power

MRS. KIM MEHNE – 3946 W. Alabama, No. 4 – 77027 – 281-898-4874 – Lack of use in space in different City facilities

MR. TIM MEHNE – 3946 W. Alabama, No. 4 – 77027 – 281-898-4874 – Lack of use in space in different City facilities

MS. YOLANDA BROUSSARD – 11835 Murr Way - 77048 – 832-487-6874 – Taxing Authority

MR. STEVE MOORE – 9502 Woodfair – 77036 – 512-293-7444 – Crime reduction

MS. CLORIA WHITHERSPOON – 301 Berry Rd., No. 801 – 77022 – 832-887-2580 – Red Light Camera

MR. NATHAN BLISS – 12407 Roy Rd. – Brookside Village – TX – 77581 – 970-433-5581 – Public Transportation

MR. J. L. BURKS – 10514 Barnham – 77016 – 713-960-3929 – Marshall Broadway won't let me umpire softballs in City Parks

MR. /COACH R. J. BOBBY TAYLOR - 3107 Sumpter - 77026 - FA34511 - Behavior; Fiesta Ballroom, 200 Jackson Street, Houston, disgracing Parents/Children

MR. TOM BAZAN – Post Office Box 2786 – 77252 – 713-466-4477 - Metro

MR. NEAL MEYER – 2822 Briar Hurst – 77057 – 832-858-3218 - Metro

MS. DELIA SANCHEZ – 3527 Brock – 77023 – 832-228-4258 – Animal Campus Gragg Park

**PREVIOUS**

1MIN	1MIN	1MIN
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MS. GLORIA DE LA CERDA – 3618 Glenmore Dr. – 77023 – 713-382-4400 – Gragg Park

MS. THERESA WRIGHT – 3511 Lazywood Ln. – 77023 – 713-649-7545 – Animal Campus at Gragg Park

MS. LISA SQUIERS – 1126 Kinley – 77018 – 832-851-6720 – Pay Day lending alternatives

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – Of USA w/H-County V-Deputy Rep-agent/US Gov't. Overthrown – ER-Protection

MS. MARY TAYLOR - 1403 Fashion Hill Dr. - 77088 - 281-445-0682 – What big tank is on Stuebner Airline Park Property YMCA

1  
FEB 17 2010

MOTION NO. 2009 0920

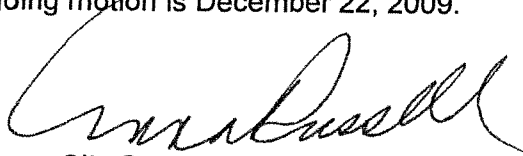
MOTION by Council Member Khan that the recommendation of the Director of Planning and Development Department, to set a hearing date to consider a Municipal Setting Designation ordinance (MSD) for Harcros Chemicals, Inc and Union Pacific Rail Road for the site located at 1701 and 1610 Oliver Street, Houston, Texas, be adopted, and a Public Hearing be set for 9:00 a.m., Wednesday, February 17, 2010, in the City Council Chamber, Second Floor, City Hall.

Seconded by Council Member Green and carried.

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

PASSED AND ADOPTED this 16th day of December, 2009.

Pursuant to Article VI, Section 6 of the City Charter, the  
effective date of the foregoing motion is December 22, 2009.

  
City Secretary

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Motion establishing a public hearing date to consider adopting a Municipal Setting Designation Ordinance for Harcros Chemicals, Inc. and Union Pacific Rail Road for the Site located at 1701 and 1610 Oliver Street Houston, TX 77007. (MSD # 2009-019-Oliver Street)

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Agenda Item  
# 78

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

Department of Public Works and Engineering

**Origination Date**

12-10-09

**Agenda Date**

DEC 16 2009

**DIRECTOR'S SIGNATURE:**

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

**Council District affected:**

H  
A, B, C, D, G and I within 5 miles of site.

**For additional information contact:**

Carol Ellinger Haddock, 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:** 8/22/2007 - 2007-0959

**RECOMMENDATION: (Summary)**

Establish a public hearing date to consider adopting a Municipal Setting Designation (MSD) Ordinance for Harcros Chemicals, Inc. and Union Pacific Rail Road for the site located at 1701 and 1610 Oliver Street, Houston, TX 77007.

**Amount and Source of Funding:** N/A

**BACKGROUND:** In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSDs), which would designate an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by TCEQ and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting the public health. On August 22, 2007, City Council approved an Ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support a MSD application to the State. This Ordinance requires a written public notice be mailed to property owners within 2,500 feet of a proposed MSD and owners/operators of potable water wells within 5 miles of a proposed MSD. In addition, a public meeting and a public hearing are required to be held prior to City Council consideration of support.

**HARCROS CHEMICALS, INC. APPLICATION:** Harcros Chemicals, Inc. and Union Pacific Rail Road are seeking a MSD for 4.1-acres of land located at 1701 and 1610 Oliver Street, Houston, TX 77007. The contamination consists of arsenic, pentachlorophenol, trichloropropane, benzene, tetrachloroethene (PCE), trichloroethene (TCE), 1,1-dichloroethylene (1,1-DCE), cis-1,2-dichloroethene (cis-1,2-DCE), trans-1,2-dichloroethene (trans-1,2-DCE), and vinyl chloride (VC). The Harcros portion of the site is currently vacant with one large warehouse structure which was historically used for chemical warehousing and distribution. The Union Pacific Rail Road (UPRR) portion originally housed a creosote operation, and is now vacant land. Groundwater monitoring has been performed at the Harcros site since 2003 and on the UPRR site since 2000 with results indicating a predominantly stable trend. Soil was also removed from impacted areas on both portions. A public meeting will be held at 6:30:00 PM on 1/13/2010 at the West End Multi Service Center, 170 Heights Blvd., Houston, TX 77007.

Harcros Chemicals, Inc. and Union Pacific Rail Road are seeking a MSD for this property to restrict access to groundwater to protect the public against exposure to contaminants. There is a public drinking water supply system that meets state requirements that supplies or is capable of supplying drinking water to the MSD property and all properties within one-half mile of the MSD property.

**RECOMMENDATIONS:** City Ordinance requires City Council to hold a public hearing before adopting a Municipal Setting Designation Ordinance (MSD). The Department of Public Works and Engineering recommends establishing a public hearing date not sooner than six weeks from passage of the Motion and directing the City Secretary to publish notice of the hearing no less than thirty (30) calendar days before the public hearing date for Harcros Chemicals, Inc. and Union Pacific Rail Road for the site located at 1701 and 1610 Oliver Street, Houston, TX 77007. Preferred public hearing date is 2/17/2010.

MSM:AFI:CAE

P:\PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - PUBLIC HEARING.DOC

C: Marty Stein, Waynette Chan, Gary Drabek, Ceil Price

**REQUIRED AUTHORIZATION**

CUIC ID# 20CAE56

**Finance Department:**

**Authorization:**

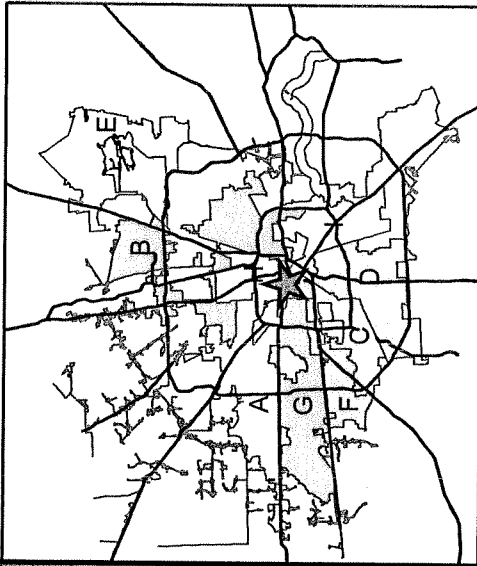
Andrew F. Icken, Deputy Director  
Planning and Development Services Division

**Other Authorization:**

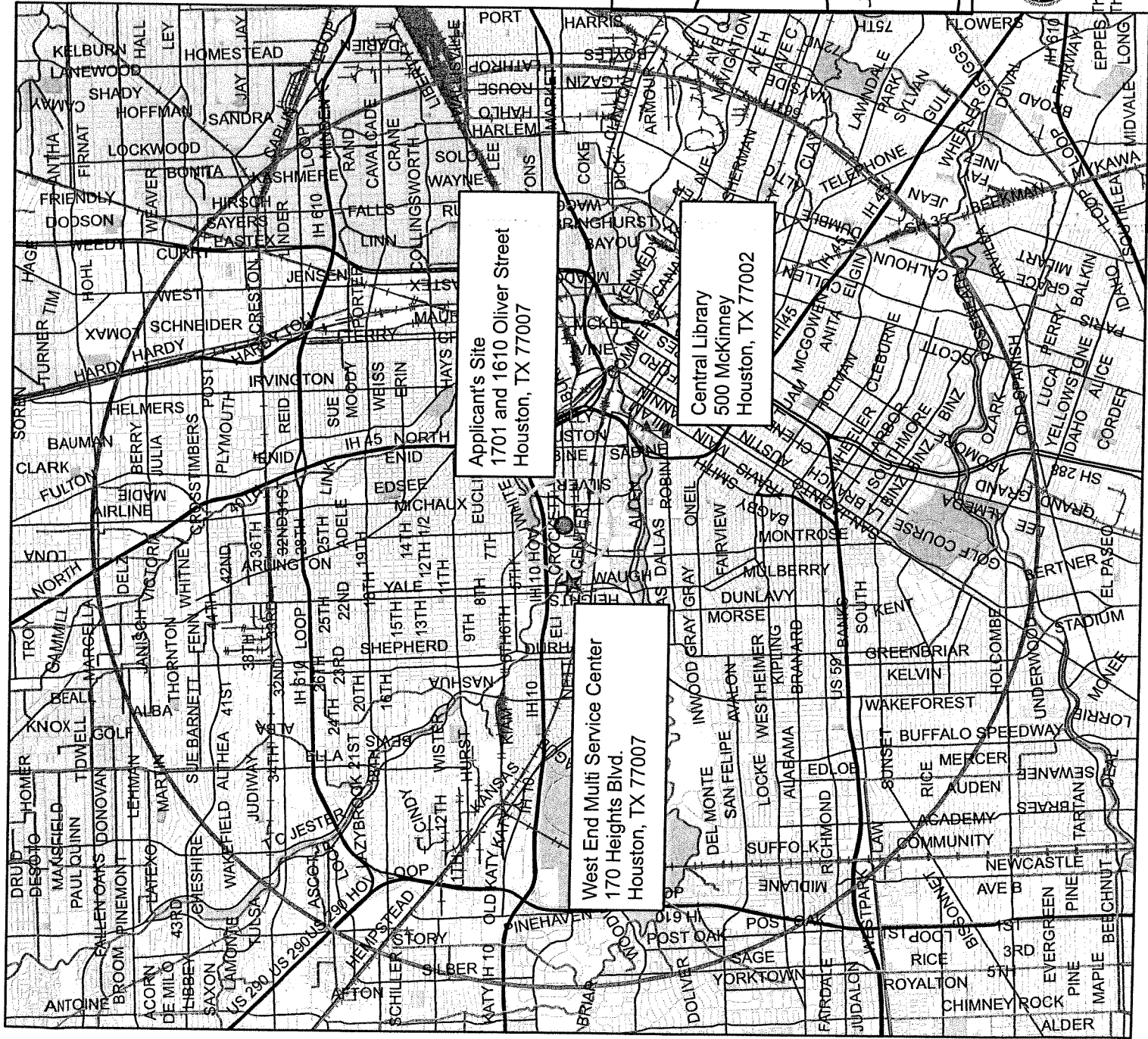
# Municipal Settings Designation Application 2009-019-Oliver Street Vicinity Map

## Legend

- MSD Application
- ★ Community Center
- ▲ Library
- 5 Mile Notification Area
- 1/2 Mile Notification Area



This map represents the best information available to the City. The City does not warrant its accuracy or completeness. Field verification should be performed as necessary.



<b>SUBJECT:</b> Dedication Plaque Midwest Police Station - District 18 WBS No. G-000120-0001-4		<b>Page</b> 1 of 1	<b>Agenda Item</b> <i>2</i>
<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> <i>2/8/10</i>	<b>Agenda Date</b> FEB 17 2010	
<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P. E. <i>Issa Dadoush</i>	<b>Council District(s) affected:</b>  F		
<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JN</i> <b>Phone:</b> 832.393.8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2008-0006; dated 01/3/08 Ordinance No. 2008-0238; dated 03/26/08		
<b>RECOMMENDATION:</b> Approve computer image for dedication plaque.			
<b>Amount and Source Of Funding:</b> No Additional Funding Required.		<b>Finance Budget:</b>	
<b>SPECIFIC DESCRIPTION:</b> The General Services Department recommends that City Council pass a motion to approve a computer image for a dedication plaque (copy attached) for the Midwest Police Station.			
<b>PROJECT LOCATION:</b> 7277 Regency Square Blvd. (530D)			
<b>PROJECT DESCRIPTION:</b> This project converted an existing 60,000 SF office building into a police station, The scope of work involved renovation of approximately 40,770 SF of interior space with the remaining portion shelled out for future use, to include a front desk, roll call, community meeting room, break room, officer's work area, exercise room with lockers, showers and restrooms, electrical, data, and telecom rooms and an Investigations Unit on the second floor.			
<b>REPRESENTATION:</b> The plaque identifies the City of Houston elected officials and department heads who served when the project commenced as well as the individuals serving in those positions at the completion of the project.			
IZD:JLN:HB:MCP:JEW <i>JN</i>			
Attachment			
c: Marty Stein, Issa Z. Dadoush, P.E., Stephen Hanner, Jacquelyn Nisby, File			
<b>REQUIRED AUTHORIZATION</b> <span style="float: right;">CUIC# 25CONST130</span>			
<b>General Services Department:</b>  <i>Humberto Bautista</i> Humberto Bautista, P.E. Chief of Design & Construction Division	<b>Houston Police Department:</b> <i>AMC</i> <i>C.A. McClelland</i> C.A. McClelland Acting Chief of Police		

# MIDWEST POLICE STATION CAPITAL IMPROVEMENT PROGRAM CITY OF HOUSTON

2008  
BILL WHITE, MAYOR

## DISTRICT COUNCIL MEMBERS

TONI LAWRENCE	DISTRICT A
JARVIS JOHNSON	DISTRICT B
ANNE CLUTTERBUCK	DISTRICT C
WANDA ADAMS	DISTRICT D
MIKE SULLIVAN	DISTRICT E
M.J. KHAN, P.E.	DISTRICT F
PAM HOLM	DISTRICT G
ADRIAN GARCIA	DISTRICT H
JAMES G. RODRIGUEZ	DISTRICT I

## AT-LARGE COUNCIL MEMBERS

PETER BROWN	POSITION 1
SUE LOVELL	POSITION 2
MELISSA NORIEGA	POSITION 3
RONALD C. GREEN	POSITION 4
JOLANDA "JO" JONES	POSITION 5
ANNISE D. PARKER	CONTROLLER
HAROLD L. HURTT	CHIEF OF POLICE
ISSA Z. DADOUSH, P.E., DIRECTOR	GENERAL SERVICES DEPARTMENT
PERKINS + WILL-CRA L.P.	ARCHITECT

2009  
BILL WHITE, MAYOR

## DISTRICT COUNCIL MEMBERS

TONI LAWRENCE	DISTRICT A
JARVIS JOHNSON	DISTRICT B
ANNE CLUTTERBUCK	DISTRICT C
WANDA ADAMS	DISTRICT D
MIKE SULLIVAN	DISTRICT E
M.J. KHAN, P.E.	DISTRICT F
PAM HOLM	DISTRICT G
EDWARD GONZALEZ	DISTRICT H
JAMES G. RODRIGUEZ	DISTRICT I

## AT-LARGE COUNCIL MEMBERS

PETER BROWN	POSITION 1
SUE LOVELL	POSITION 2
MELISSA NORIEGA	POSITION 3
RONALD C. GREEN	POSITION 4
JOLANDA "JO" JONES	POSITION 5
ANNISE D. PARKER	CONTROLLER
HAROLD L. HURTT	CHIEF OF POLICE
ISSA Z. DADOUSH, P.E., DIRECTOR	GENERAL SERVICES DEPARTMENT
SPAW GLASS CONSTRUCTION CORPORATION	GENERAL CONTRACTOR

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work  
MGM Consortium, LLC d/b/a/ Arriba Construction LLC  
Guadalupe Plaza  
WBS No. F-000540-0001-4

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Agenda  
Item 3

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

Origination Date

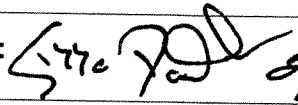
2/10/10

Agenda Date

FEB 17 2010

DIRECTOR'S SIGNATURE:

Issa Z. Dadoush, P.E.

 2/8/10

Council District affected:

H

For additional information contact:

Jacquelyn L. Nisby

Phone: 832-393-8023

Date and identification of prior authorizing  
Council action:

Ordinance No. 2009-682; Dated: July 22, 2009

RECOMMENDATION: Pass a motion approving the final contract amount of \$259,546.00, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required

Finance Budget:

Previous Funding:

\$ 142,220.00 Parks Consolidated Construction Fund (4502)

\$ 120,280.00 Federal Government-Grant Funded (5000) EDI

\$ 262,500.00 Total Funding

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$259,546.00 or 3.82% over the original contract amount, accept the work and authorize final payment to MGM Consortium, LLC d/b/a/ Arriba Construction LLC for construction services in connection with Guadalupe Plaza for the Parks and Recreation Department.

PROJECT LOCATION: 2311 Runnels St. (494J)

PROJECT DESCRIPTION: The project demolished and replaced timber beams and trellis on the central arbor; cleaned the truss structure and installed a bird screen in the existing arcade; replaced wall and column caps; cleaned and painted existing columns, walls and ironwork within the park.

CONTRACT COMPLETION AND COST: The contractor completed the project within 105 days: the original contract time of 90 days plus 15 days approved by Change Orders. The final cost of the project, including Change Orders is \$259,546.00, an increase of \$9,546.00 over the original contract amount.

The project design consultant for this project was Clark Condon Associates, Inc.

PREVIOUS CHANGE ORDERS: Change Orders 1-2 added stain to 124 concrete benches, added two acorn light fixtures and granted non-compensable time extension due to inclement weather.

IZD:HB:JLN:LJ:DE:de

c: Marty Stein, Calvin R. Curtis, Jacquelyn L. Nisby, Mark Ross, Velma Laws, Morris Scott, Christopher Gonzalez, Dan Pederson, Lisa Johnson, Yvette Burton, File 1000

REQUIRED AUTHORIZATION

CUIC ID # 25PARK98

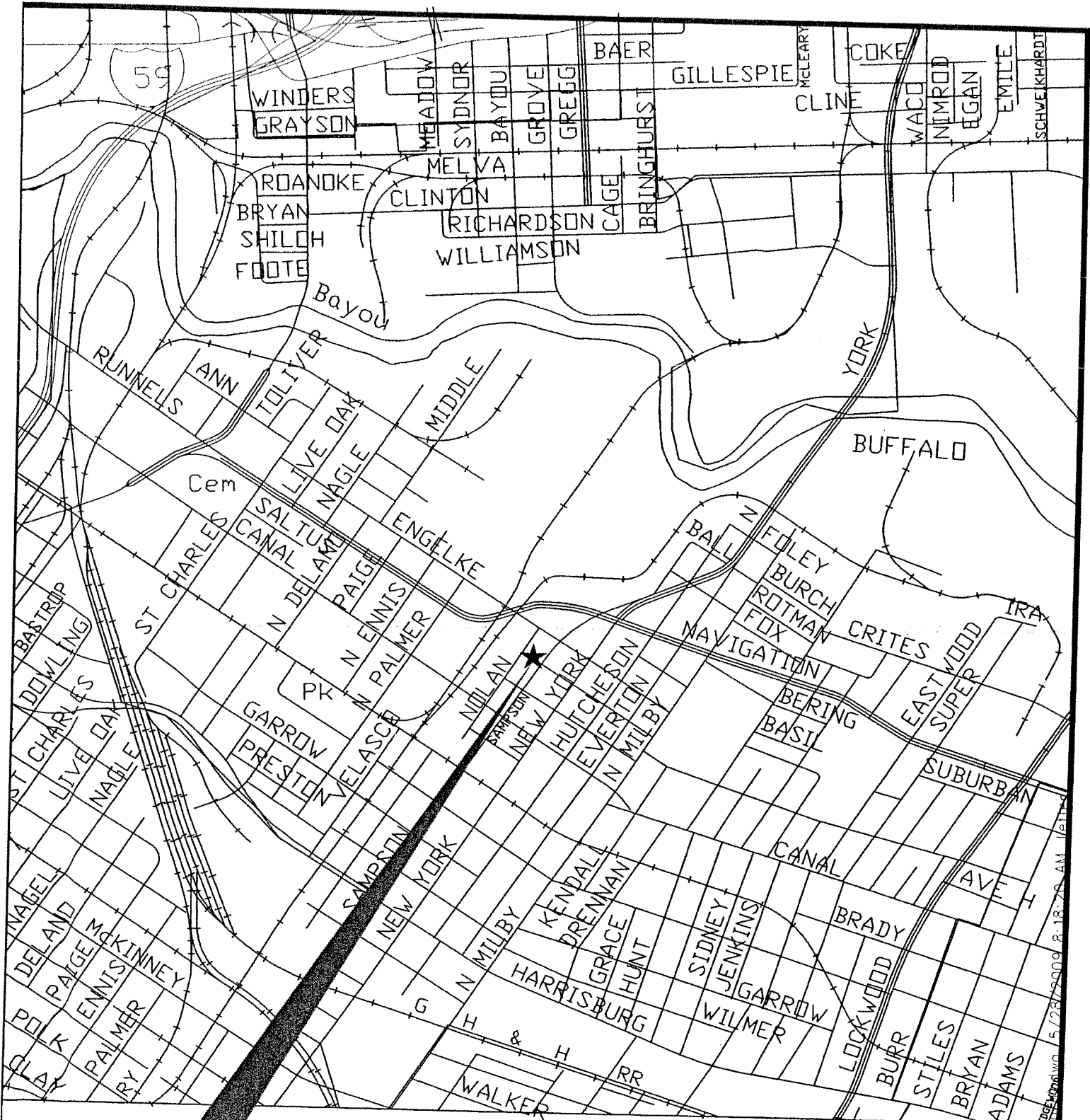
General Services Department:

Parks and Recreation Department:

Humberto Bautista, P.E.

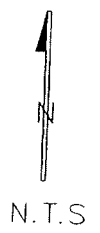
Chief of Design & Construction Division

Joe Turner  
Director



**SITE**

**Guadalupe Plaza**  
**2311 Runnels St. - Houston, Tx**



**CO UNCIL DISTRICT "H"**

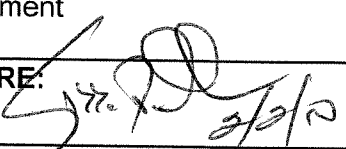
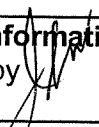

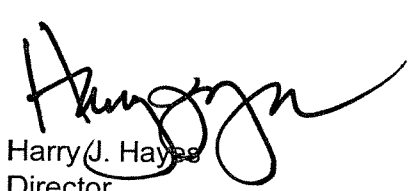
**SITE MAP**

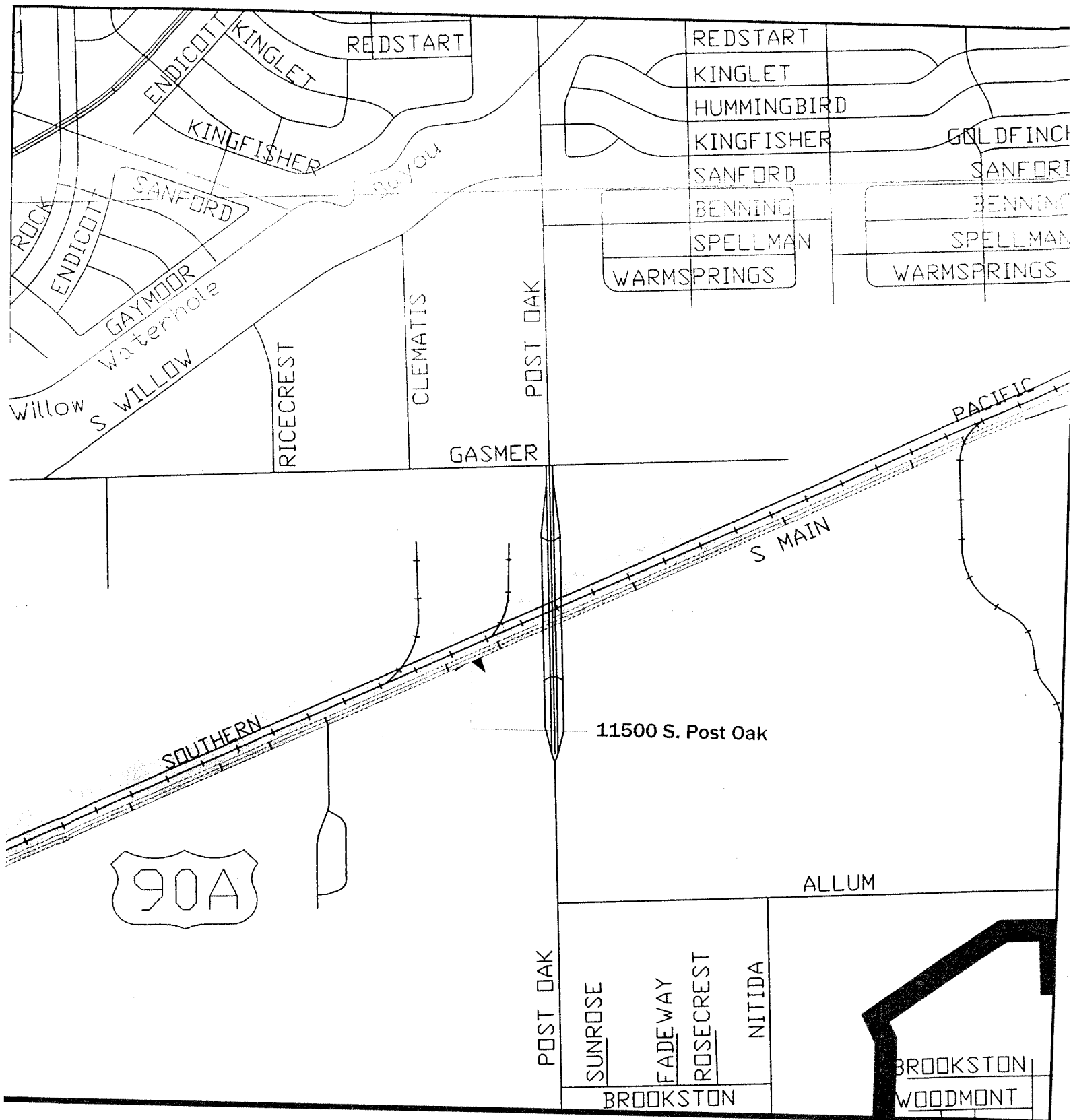
**KEY MAP NO. 494J**

S:\05 Maps\494J\Guadalupe Plaza.dwg 5/28/2009 8:18:28 AM Jett

TO: Mayor via City Secretary


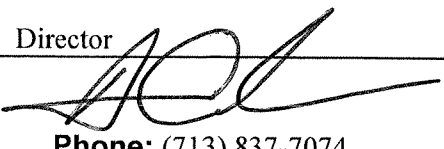
REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work Excalibur Excavation, L.P. Paving and Drainage Improvements Southwest Environmental Service Center WBS No. L-000072-0002-4		<b>Page</b> 1 of 1	<b>Agenda Item</b> 4
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 2-11-10	<b>Agenda Date</b> FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P. E. 		<b>Council District(s) affected:</b> C	
<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: 832.393.8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance 2009-0596; June 24, 2009	
<b>RECOMMENDATION:</b> Pass a motion approving the final contract amount of \$334,984.00, accept the work, and authorize final payment.			
<b>Amount and Source of Funding:</b> No Additional Funding Required		<b>Finance Budget:</b>	
<b>Previous Funding:</b> \$350,871.00—Solid Waste Consolidated Construction Fund (4503)			
<b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council approve the final contract amount of \$334,984.00 or 3.19% over the original contract amount, accept the work and authorize final payment to Excalibur Excavation, L.P. for the Paving and Drainage Improvements at the Southwest Environmental Service Center for the Solid Waste Management Department.			
<b>PROJECT LOCATION:</b> 11500 South Post Oak (571C)			
<b>PROJECT DESCRIPTION:</b> This project provided concrete paving for expansion of the existing parking lot for the Solid Waste Management fleet vehicles; expanded the existing detention pond and storm drainage system; and provided site lighting.			
<b>CONTRACT COMPLETION AND COST:</b> The contractor completed the project within the original contract time of 120 days. The final cost of the project, including Change Orders is \$334,984.00 an increase of \$10,345.00 over the original contract amount.			
<b>PREVIOUS CHANGE ORDERS:</b> Change Orders 1-3 added barbed wire to the existing fence; removed 14 concrete wheel stops and repaired paving; provided additional electrical work and lighting repairs to restore existing parking lot lights; and revised the layout and spray pattern of the irrigation system to eliminate overspray over concrete paving.			
IZD:JLN:HB:MCP:JBW			
C: Marty Stein, Humberto Bautista, Christopher Gonzales, Jacquelyn L. Nisby, Calvin Curtis, Yvett Burton, Velma Laws, Charlie Lee NOT			
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID#25CONS137</b>	
<b>General Services Department:</b>  Humberto Bautista, P.E. Chief of Design & Construction Division		<b>Solid Waste Management Department:</b>  Harry J. Hayes Director	



**Paving and Drainage Improvements  
Southwest Environmental Service Center**

11500 South Post Oak  
Houston, TX 77035

<b>SUBJECT:</b> Accept Work for Water Line Replacement in Spring Oaks. WBS. No. S-000035-00L4-4.	Page 1 of 1	Agenda Item # <b>5</b>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 2/11/10	<b>Agenda Date</b> FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	<b>Council Districts affected:</b> N.G. A	
<b>For additional information contact:</b>  J. Timothy Lincoln, P.E. Senior Assistant Director <b>Phone:</b> (713) 837-7074	<b>Date and Identification of prior authorizing Council Action:</b> Ord. #2007-1332 dated 11/28/2007	

**RECOMMENDATION: (Summary)** Pass a motion to approve the final Contract Amount of \$1,645,139.11, which is 11.49% under the original Contract Amount, accept the Work and authorize the final payment.

**Amount and Source of Funding:** No additional appropriation required.  
(Original appropriation of \$2,187,100.00 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. This program is required to replace and upgrade water lines within the City to increase availability of water, improve circulation and fire protection.

**DESCRIPTION/SCOPE:** This project consisted of 27,658 linear feet of 8-inch, 10 linear feet of 6-inch, and 74 linear feet of 4-inch diameter water lines, valves, and appurtenances. Kuo & Associates, Inc. designed the project with 305 calendar days allowed for construction. The project was awarded to R. K. Wheaton, Inc. with an original Contract Amount of \$1,858,804.75.

**LOCATION:** This project area is generally bound by Long Point on the north, Westview on the south, Hillendahl on the east and Springwood on the west. This project is located in the Key Map Grids 450-V & Z and 451-W.

**CONTRACT COMPLETION AND COST:** The Contractor, R. K. Wheaton, Inc. has completed the Work under the subject Contract. The project was completed within the Contract Time additional 62 days allowed by Change Order No. 1. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos. 1 and 2 is \$1,645,139.11, a decrease of \$213,665.64 or 11.49% under the original Contract Amount.

The cost underrun is primarily due to Change Order No. 1, which included deletion of two sections of 8-inch diameter water lines along Bingle and Hillendahl. During construction, it was discovered that these locations already had new water lines. Therefore, these sections were deleted out of the scope.

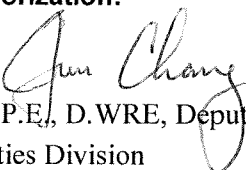

**M/WBE PARTICIPATION:** The M/WBE goal for this project was 22.00%. According to Affirmative Action and Contract Compliance Division, the actual participation was 34.60%. The Contractor was awarded an "Outstanding" rating for M/WBE compliance.

MSM:DRM:JTL:RJM:NG:mq  
Z:\E&C Construction\North Sector\PROJECT FOLDER\S-000035-00L4-4 WLR Spring Oaks\23.0\RCA\RCA\_Closeout.DOC

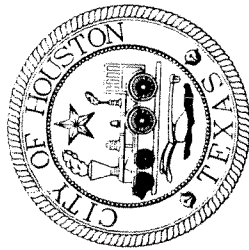
c: File No. S-000035-00L4-4 - Closeout

## REQUIRED AUTHORIZATION

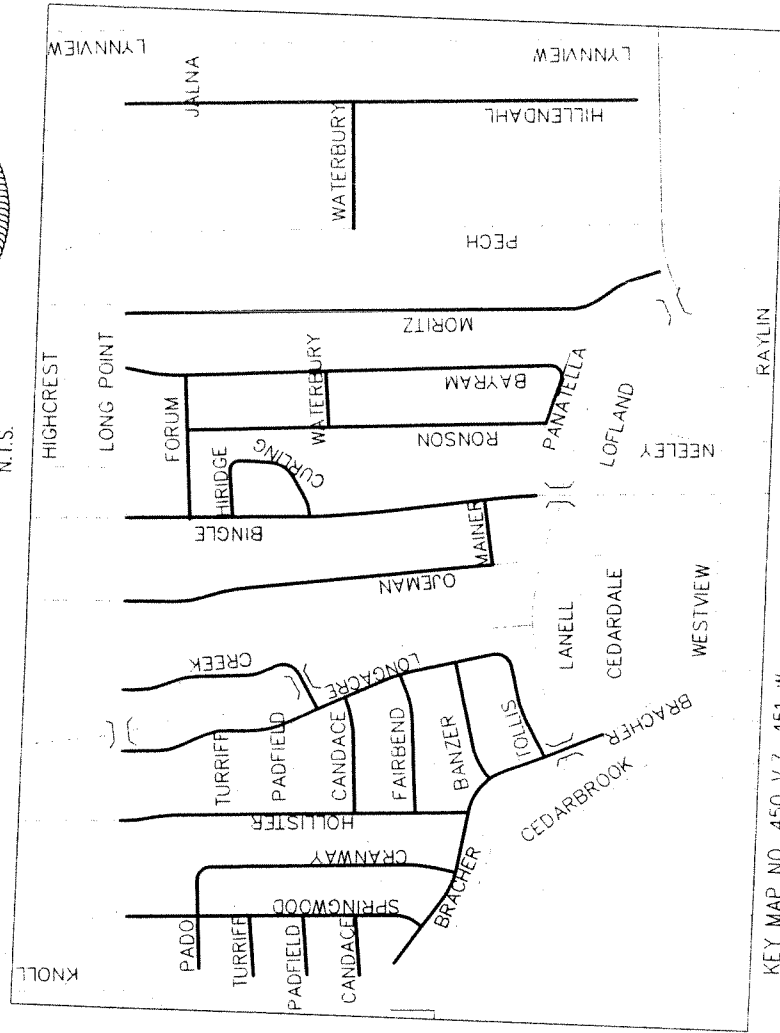
CUIC ID# 20MZQ150

<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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# DEPARTMENT OF PUBLIC WORKS & ENGINEERING ENGINEERING AND CONSTRUCTION DIVISION WATER LINE REPLACEMENT IN SPRING OAKS WBS NO. S-000035-00L4-4



STREET NAME	FROM	TO	SIZE (inch)	LENGTH (feet)
PADO	CRANWAY	SPRINGWOOD	8	320
PADO	SPRINGWOOD	END	8	340
CANDACE	SPRINGWOOD	END	8	340
TURRIFF	SPRINGWOOD	END	8	340
PADFIELD	SPRINGWOOD	END	8	340
CANDACE	LONGACRE	HOLLISTER	8	710
FAIRBEND	LONGACRE	HOLLISTER	8	860
BANZER	LONGACRE	BRACHER	8	720
TOLLIS	LONGACRE	BRACHER	8	650
SPRINGWOOD	BRACHER	LONG POINT	8	1750
CRANWAY	BRACHER	PADO	8	1450
HOLLISTER	BRACHER	LONG POINT	8	2000
LONGACRE	TOLLIS	LONG POINT	8	2380
CRACK	LONGACRE	LONG POINT	8	1300
BRACHER	COH LIMIT	END	8	2000
OLEMAN	MAINER	LONG POINT	8	2120
BINGLE	BAYOU	LONG POINT	8	2500
CURLING	BINGLE	HIRIDGE	8	670
HIRIDGE	CURLING	BINGLE	8	360
RONSON	PANATELLA	FORUM	8	2020
BAYRAM	PANATELLA	LONG POINT	8	2500
FORUM	BAYRAM	BINGLE	8	900
WATERBURY	BAYRAM	RONSON	8	350
PANATELLA	BAYRAM	RONSON	8	360
MAINER	BINGLE	OLEMAN	8	400
MORITZ	PINE CREEK	LONG POINT	8	3050
HILLEDAHL	PINE CREEK	LONG POINT	8	2670
WATERBURY	PECH	HILLEDAHL	8	740
TOTAL				34,140



KEY MAP NO. 450 V.Z. 451 W  
GIM MAP #5058 B & #5059 D  
COUNCIL DISTRICT 'A'

EXHIBIT - 8

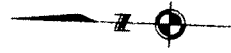
Kuo & Associates, Inc.  
Consulting Engineers & Surveyors

CITY OF HOUSTON  
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

WATER LINE REPLACEMENT IN SPRING OAKS  
WBS NO. S-000035-00L4-4

PROP WATER LINE REPLACEMENT

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
ENGINEERING & CONSTRUCTION DIVISION  
WATER LINE REPLACEMENT



LEGEND:

- 1W- Water Line Replacement in  
Briar Park & Gulf Meadows II  
WBS No. S-000035-00L1-4
- 1E- Water Line Replacement in  
Briar Park & Gulf Meadows II  
WBS No. S-000035-00L1-4
- 2- Water Line Replacement in  
Del Monte  
WBS No. S-000035-00L2-4
- 3- Water Line Replacement in  
Oak Estate  
WBS No. S-000035-00L3-4
- 4- Water Line Replacement in  
Spring Oaks  
WBS No. S-000035-00L4-4
- 5- Water Line Replacement in  
Broad Oaks  
WBS No. S-000035-00L5-4

EXHIBIT: 2

COUNCIL DISTRICT MAP

WATER LINE REPLACEMENT

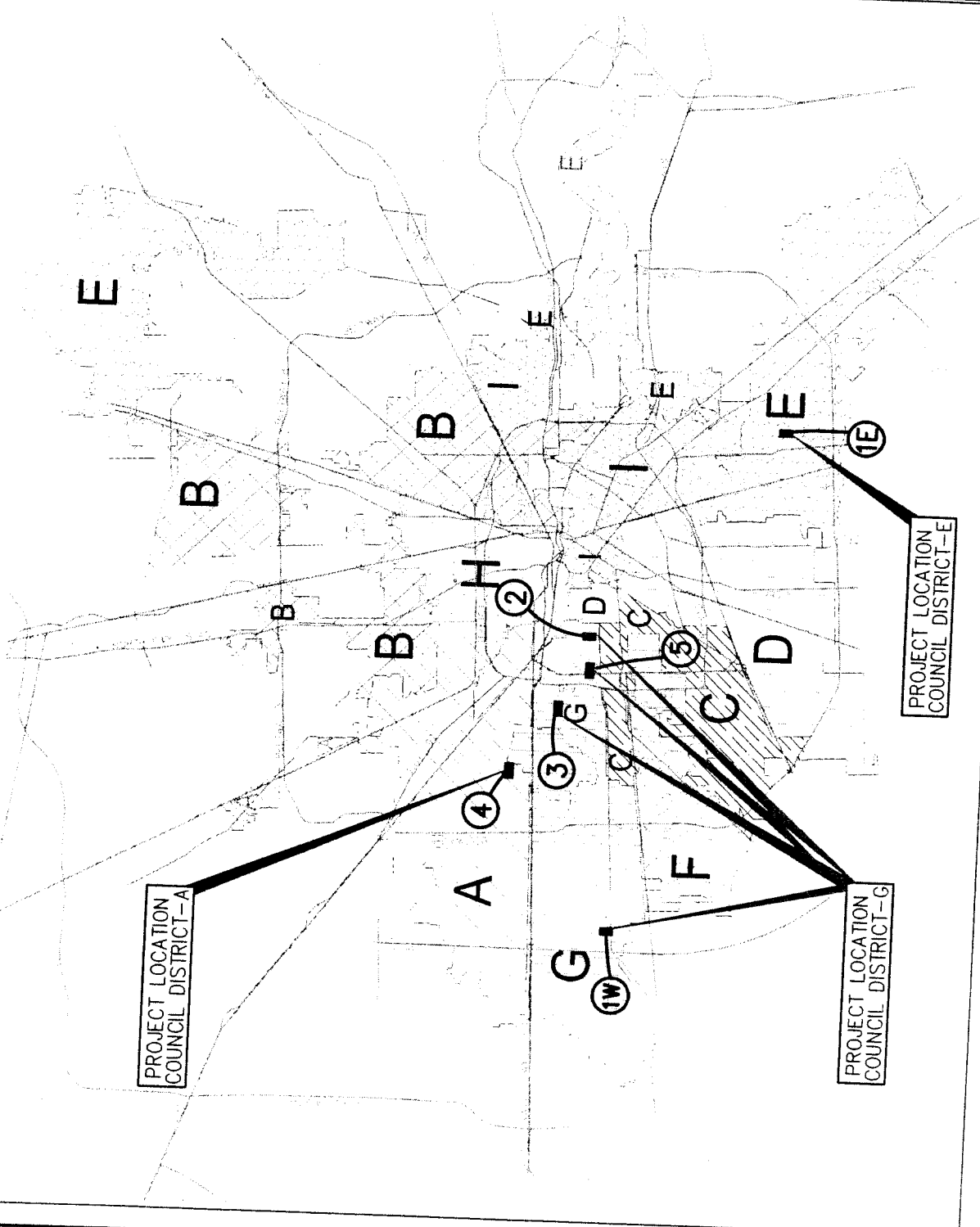
- WBS No. S-000035-00L1-4
- WBS No. S-000035-00L2-4
- WBS No. S-000035-00L3-4
- WBS No. S-000035-00L4-4
- WBS No. S-000035-00L5-4

SCALE: N.T.S.

DATE: 11/09/05

Kuo & Associates, Inc. *KU*  
Consulting Engineers & Surveyors

10700 Richmond Ave., Suite 113, Houston, Texas 77042  
Ph: (713) 975-5788 Fax: (713) 975-0920





PROJECT LOCATION  
COUNCIL DISTRICT-A


PROJECT LOCATION  
COUNCIL DISTRICT-G

PROJECT LOCATION  
COUNCIL DISTRICT-E

<b>SUBJECT:</b> Request for the sale of a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042. <b>Parcels SY10-050A and SY10-050B</b>	<b>Page</b> <b>1 of 2</b>	<b>Agenda Item #</b>  6
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 2/8/10	<b>Agenda Date</b> FEB 17 2010
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<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	<b>Council District affected:</b> E  Key Map 577M 
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<b>For additional information contact:</b> Nancy P. Collins  Phone: (713) 837-0881 Senior Assistant Director-Real Estate	<b>Date and identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)** It is recommended City Council approve a Motion authorizing the sale of a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042. **Parcels SY10-050A and SY10-050B**

**Amount and Source of Funding:** Not Applicable

**SPECIFIC EXPLANATION:**

Doug Moss, Percheron Acquisitions, LLC, 15411 Vantage Parkway East, Suite 205, Houston, Texas, 77032, on behalf of Monument Pipeline, LP, [NET General Partners, LLC (Jerry C. Dearing, Vice President), General Partner], requested the sale of a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042.

Under the Genoa-Red Bluff Road Interlocal Agreement dated October 30, 2009, the City of Houston and Harris County plan to improve Genoa-Red Bluff Road from Beltway 8 to 1,500 feet east of Pine Tree Drive. The applicant's 16-inch natural gas pipeline exists within the right-of-way of the proposed widening project, which requires the applicant to reroute the existing pipeline 50 feet south of its current location within a 15-foot-wide pipeline easement. Since the proposed easement is needed for a right-of-way widening project and will be located within the City of Houston Southeast Water Purification Plant (Plant), approvals were obtained from the Engineering and Construction Division and the Public Utilities Division, Department of Public Works and Engineering. It was determined the pipeline will not affect operations at the Plant.

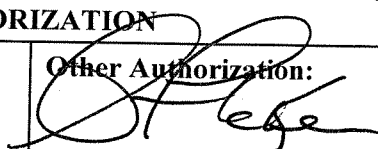
This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works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


1. The City sell a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042;

s:\dob\sy10-050.rcl.doc

CUIC #20DOB9116

**REQUIRED AUTHORIZATION**

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Andrew F. Icken, Deputy Director Planning and Development Services Division
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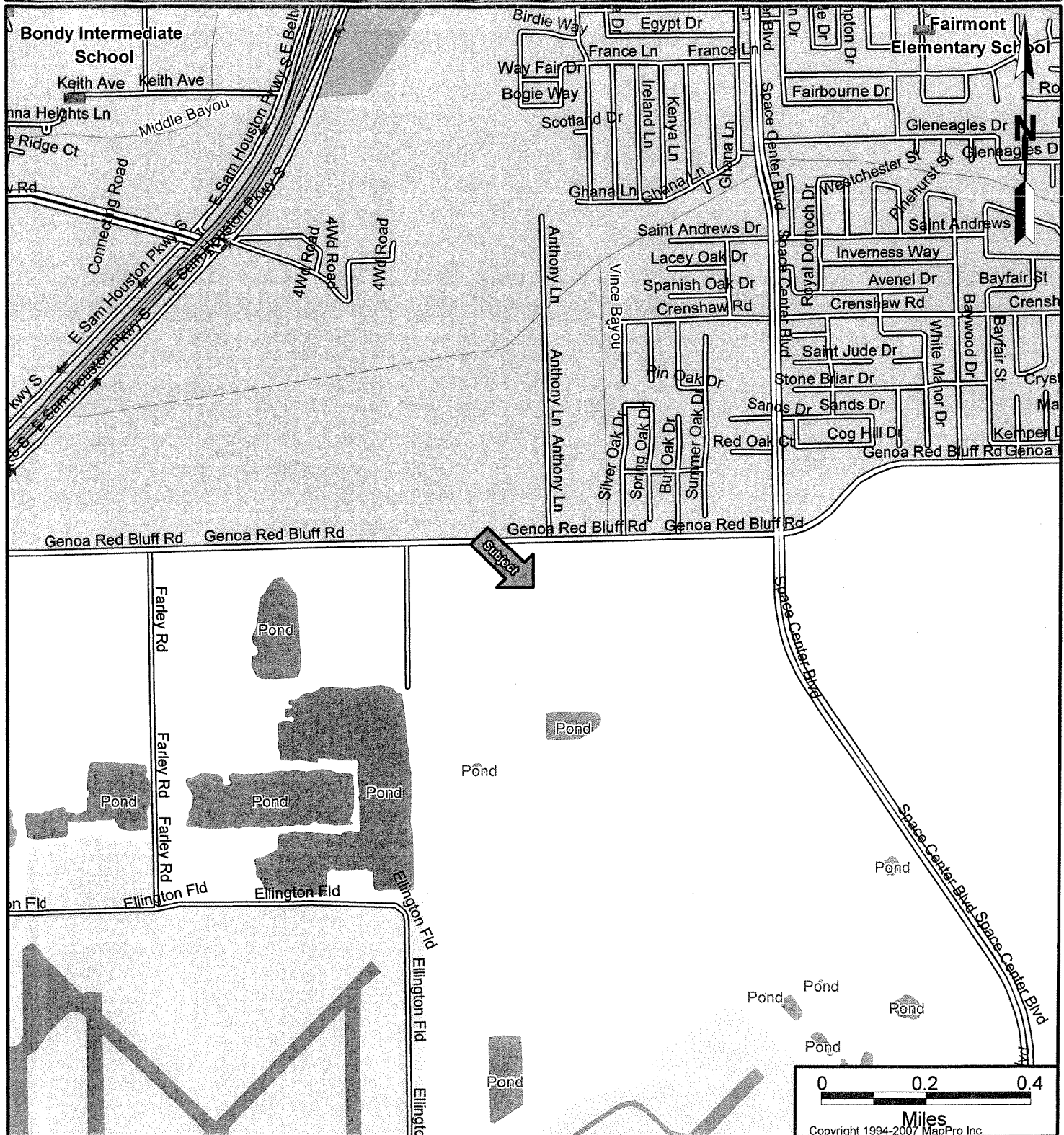
<b>Date:</b>	<b>Subject:</b> Request for the sale of a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042. <b>Parcels SY10-050A and SY10-050B</b>	<b>Originator's Initials</b> 	<b>Page</b> <u>2</u> of <u>2</u>
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2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The Legal Department be authorized to prepare the necessary transaction documents; and,
4. Inasmuch as the value of the property interests is not expected to exceed \$1,000,000.00, that the value be established by Gary Brown, an independent appraiser appointed by the Director of Public Works and Engineering.

MSM:NPC:dob

c: Jun Chang, P.E.  
Rick Flanagan  
Marlene Gafrick  
Daniel Menendez, P.E.  
Arturo G. Michel  
Marty Stein

Sale of a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042. **Parcels SY10-050A and SY10-050B**



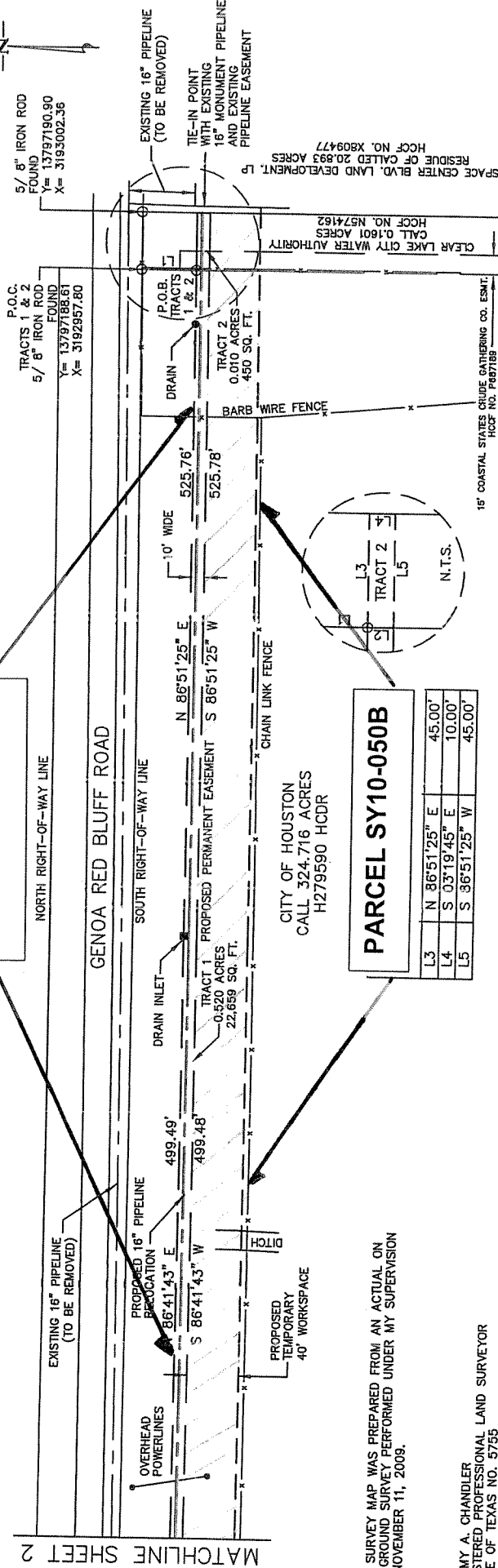
**CAUTION:**

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

DAY LAND & CATTLE  
ABSTRACT 1042

PARCEL SY10-050A

MATCHLINE SHEET 2



THIS SURVEY MAP WAS PREPARED FROM AN ACTUAL ON THE GROUND SURVEY PERFORMED UNDER MY SUPERVISION ON NOVEMBER 11, 2009.

JEREMY A. CHANDLER  
REGISTERED PROFESSIONAL LAND SURVEYOR  
STATE OF TEXAS NO. 5755

BEARINGS AND COORDINATES SHOWN ON THIS MAP ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83.

RECORDS RESEARCH WAS PROVIDED BY THE CLIENT REPRESENTATIVE AND NO ADDITIONAL RESEARCH WAS PERFORMED BY THE SURVEYOR.

THIS EXHIBIT MAP WAS PREPARED IN CONJUNCTION WITH A METES AND BOUNDS DESCRIPTION OF EVEN DATE.



1" = APPROX. SURVEY ABSTRACT LINE  
HCDR = HARRIS COUNTY DEED RECORDS

# MONUMENT PIPELINE, LP PROPOSED 16" PIPELINE RELOCATION AND PERMANENT EASEMENT HARRIS COUNTY, TEXAS

## EASEMENT AND LENGTH OF PIPE CROSSING TRACT

TRACT	OWNER	AREA	LENGTH OF PIPE
1	CITY OF HOUSTON	0.520 ACRES (22,659 SQ. FT.)	2,019.71 FEET/122.407 RODS
2	CLEAR LAKE WATER AUTH.	0.010 ACRES (450 SQ. FT.)	45.00 FEET/2.727 RODS

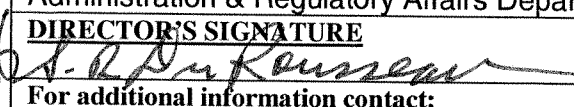
PERCHERON  
SURVEYING, LLC

15411 Vantage Parkway W.  
Suite 205  
Houston, Texas 77032  
(281) 447-6230  
DECEMBER 7, 2009

SHEET 1 OF 2

Sale of a ±22,659-square-foot subsurface pipeline easement and a ±80,788-square-foot temporary construction easement, all located within the Southeast Water Purification Plant, which consists of six fee-owned tracts of land totaling ±372.40 acres, all out of the W. H. Anthony Survey, A-1460, the W. C. Railroad Company Survey, A-933, and the Day Land & Cattle Company Survey, A-1042. **Parcels SY10-050A and SY10-050B**

R

REQUEST FOR COUNCIL ACTION			
TO: Mayor via City Secretary		RCA# 8651	
Subject: Formal Bids Received for Chemical, Liquid Ferrous Iron Solution Contract for the Public Works & Engineering Department S12-S23447	Category # 4	Page 1 of 2	Agenda Item  7
FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date  February 08, 2010	Agenda Date  FEB 17 2010	
DIRECTOR'S SIGNATURE 	Council District(s) affected All		
For additional information contact: David Guernsey                      Phone: (832) 395-3640 Ray DuRousseau                      Phone: (832) 393-8726	Date and Identification of prior authorizing Council Action:		
<b>RECOMMENDATION: (Summary)</b> Approve an award to Kemira Water Solutions on its low bid in an amount not to exceed \$4,739,569.70 for liquid ferrous iron solution and approve payment to Pencco, Inc., in an amount not to exceed \$1,071,600.00, for the emergency purchase of liquid ferrous iron solution for the Public Works & Engineering Department.			
Estimated Spending Authority for Bid Award: \$4,739,569.70		Finance Budget	
\$4,739,569.70 - Water & Sewer System Operating Fund (8300) \$1,071,600.00 - EPO Payment Amount  \$5,811,169.70			
<b>SPECIFIC EXPLANATION:</b> The City Purchasing Agent recommends that City Council approve an award to Kemira Water Solutions on its low bid in an amount not to exceed \$4,739,569.70 for liquid ferrous iron solution for the Public Works & Engineering Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period upon approval of City Council. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the supplier, should termination become necessary. This award consists of 16,340,930 gallons of liquid ferrous iron solution to be used by the department's Wastewater Operations Division to inhibit hydrogen sulfide gas from escaping into the air at the City's wastewater treatment plants and satellite collection systems to ensure compliance with the Environmental Protection Agency and the Texas Commission on Environmental Quality's odor emissions and controls regulations.  The City Purchasing Agent also recommends that City Council approve payment to Pencco, Inc. in the amount of \$1,071,600.00 for the emergency purchase of 2,280,000 gallons of liquid ferrous iron solution. An EPO was issued because the spending authority for the bid award was exhausted prior to the term due to severe and prolonged rain events, such as Hurricane Ike, which increased the volume of storm water runoff entering the wastewater treatment facilities. The aforementioned recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2), of the Texas Local Government Code for exempted procurements.  This project was advertised in accordance with the requirements of the State of Texas bid laws and twelve prospective bidders downloaded the solicitation document from SPD's e-bidding website; however, only two bids were received due to limited competition. Historically, only two suppliers have responded to this solicitation even though the Strategic Purchasing Division contacted thirteen other potential suppliers.			
REQUIRED AUTHORIZATION			
Finance Department:	Other Authorization:	Other Authorization: NOT	

7 

Date: 2/8/2010	Subject: Formal Bids Received for Chemical, Liquid Ferrous Iron Solution Contract for the Public Works & Engineering Department S12-S23447	Originator's Initials MK	Page 2 of 2
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**Company**

**Total Amount**

1. Kemira Water Solutions	\$4,739,569.70
2. Pencco, Inc.	\$7,141,466.41

- Due to the disparity between the bids, the Strategic Purchasing Division, in collaboration with the Department, spoke with a representative of the recommended supplier to discuss its bid and review the specifications for this procurement. Kemira Water Solutions' representative stated that its bid price includes all costs associated with furnishing and delivering the chemical specified in the published bid specifications and subsequently provided a letter to the Strategic Purchasing Division confirming the same. Based on this affirmation and prior experience with Kemira Water Solutions, the Strategic Purchasing Division and the Department are confident that the recommended company can furnish and deliver the specified chemical for the bid price.

**M/WBE Subcontracting:**

This bid was issued with a 11% M/WBE participation goal. Kemira Water Solutions has designated the below-named company as its certified M/WBE subcontractor.

**Company**

**Type of work**

**Dollar Amount**

Pretty Quick Delivery

Delivery

\$521,352.66

This award will be monitored by the Affirmative Action Division in accordance with its procedures.

**Estimated Spending Authority:**

<b>DEPARTMENT</b>	<b>FY 2010</b>	<b>OUT YEARS</b>	<b>TOTAL</b>
Public Works & Engineering Department	\$421,950.00	\$4,317,619.70	\$4,739,569.70

Buyer: Martin L. King

# **REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 8546**

**Subject:** Formal Bids Received for Automotive, Refinishing Products for Various Departments  
S49-S23246

Category #  
4

Page 1 of 2

Agenda Item

8

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

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

**Origination Date**

January 29, 2010

**Agenda Date**

FEB 17 2010

**DIRECTOR'S SIGNATURE**

*[Signature]*

**Council District(s) affected**  
All

**For additional information contact:**

Joseph Fenninger *JF 2/2/10* Phone: (713) 308-1708  
Desiree Heath Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve an award to Single Source, Inc. on its low bid in an amount not to exceed \$611,586.74 for automotive refinishing products for various departments.

Estimated Spending Authority \$611,586.74

**Finance Budget**

\$611,586.74 General Fund (1000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an award to Single Source, Inc. on its low bid in an amount not to exceed \$611,586.74 for automotive refinishing products for various departments. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This award consists of various auto refinishing products; including but not limited to, auto white paint, fleet black, metallic paints, gray primer and gloss black. This award will be used by the Fire, Police, and Solid Waste Management Departments personnel to repair, paint and touch-up City vehicles and equipment.

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

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

	<u>COMPANY</u>	<u>SAMPLE PRICING</u>
1.	Single Source, Inc.	\$432.29
2.	Luis Auto Colors	\$590.02

**M/WBE Subcontracting:**

This bid was issued with a 4% goal for M/WBE participation. Single Source, Inc. has designated the below-named company as its certified M/WBE subcontractor.

<u>NAME</u>	<u>TYPE OF WORK</u>	<u>DOLLAR AMOUNT</u>
Sunrise Delivery, Inc.	Courier Delivery Services	\$24,463.47

The Affirmative Action Division will monitor this award.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*[Signature]* 2/2/10

*[Signature]*

*[Signature]*

Date:  
1/29/2010

Subject: Formal Bids Received for Automotive, Refinishing Products  
for Various Departments  
S49-S23246

Originator's  
Initials  
NA

Page 2 of 2

Buyer: Norbert Aguilar

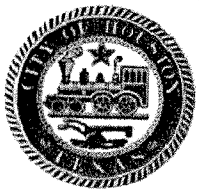
Estimated Spending Authority

DEPARTMENT	FY2010	OUTYEARS	TOTAL
Fire	\$ 50,000.00	\$ 149,352.68	\$ 199,352.68
Police	\$ 58,446.81	\$ 233,787.25	\$ 292,234.06
Solid Waste Management	\$ 23,999.88	\$ 96,000.12	\$ 120,000.00
Total	\$ 132,446.69	\$ 479,140.05	\$ 611,586.74

TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Petition for the City's consent to the addition of 4.490 acres of land to Harris County Municipal Utility District No. 153 (Key Map No. 377-G)		<b>Page</b> 1 of 1	<b>Agenda Item #</b>  9
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b> 2/1/10	<b>Agenda Date</b> FEB 17 2010
<b>DIRECTOR'S SIGNATURE</b> <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D.WRE, BCEE		<b>Council District affected:</b> "ETJ"	
<b>For additional information contact:</b>  Ann Marie Stone Sheridan, P.E. Supervising Engineer (713) 837-9142 <i>AMS</i>		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b>  The petition for the addition of 4.490 acres of land to Harris County Municipal Utility District No. 153 be approved.			
<b>Amount and Source of Funding:</b>  NONE REQUIRED			
<b>SPECIFIC EXPLANATION:</b>  Harris County Municipal Utility District No. 153 has petitioned the City of Houston for consent to add 4.490 acres of land, located in the city's extraterritorial jurisdiction, to the district.  The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.  The district is located in the vicinity of N. Sam Houston Parkway East, West Lake Houston Parkway, Will Clayton Parkway, and Lake Houston. The district desires to add 4.490 acres, thus yielding a total of 1,015.839 acres. The district is served by the Atascocita Regional Wastewater Treatment Facility. The other districts served by this plant are Harris County Municipal Utility District No. 46, 106, 109, 132, 151 and 152. The nearest major drainage facility for Northwest Harris County Municipal Utility District No. 153 is Lake Houston.  Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.  The Utility District Review Committee recommends that the subject petition be approved.  Attachments  cc: Marty Stein   Marlene Gafrick   Jun Chang   Mark Loethen Bill Zrioka   Deborah McAbee			
<b>REQUIRED AUTHORIZATION</b>		<b>20UPA39</b>	
<b>Finance Department</b>	<b>Other Authorization:</b> <i>Andrew F. Icken</i> Andrew F. Icken Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>	





# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the ☐ creation/ ☒ addition of 4.490 acres to Harris County M.U.D. No. 153 under the provisions of Section 49.301(a) Texas Water Code.

Attorney for the District

**Attorney:** Fulbright & Jaworski, LLP Attn: T. Neil Thomas

Address: 1301 McKinney Avenue, Suite 5100

Zip: 77010

Phone: 713-651-3613

**Engineer:** Brown & Gay Engineers, Inc. Attn: Sam Zabaneh

Address: 10777 Westheimer, Suite 400

Zip: 77042

Phone: 281-558-8700

**Owners:** Mr. Jess Fields

Address: 2602 South Houston Avenue

Zip: 77396

Phone: 281-441-2171

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

## LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

Survey David Harris

NAME OF COUNTY (S) Harris  
Abstract 26

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

North of: N. Sam Houston Pkwy East (BW8)

East of: West Lake Houston Parkway

South of: Will Clayton Parkway

West of: Lake Houston

## WATER DISTRICT DATA

Total Acreage of District: 1,011.349 AC

Existing Plus Proposed Land 1,015.839 AC

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

Single Family Residential 0

Multi-Family Residential 0

Commercial 100

Industrial 0

Institutional 0

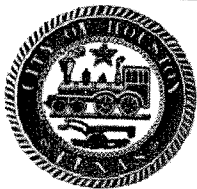
Sewage generated by the District will be served by a : District Plant ☐

Regional Plant ☒

Sewage Treatment Plant Name: Atascocita Regional Wastewater Treatment Facility

NPDES/TPDES Permit No: WQ0011533001

TCEQ Permit No: TX0058963



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 9.0

Ultimate Capacity (MGD): 9.0

Size of treatment plant site: 20.29 acres square feet/acres.

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

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

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

Total permitted capacity: 9.0 MGD

MGD of (Regional Plant).

Name of District: See Attached Sheet 4  
or property owner(s)

MGD Capacity Allocation \_\_\_\_\_

Name of District: \_\_\_\_\_

MGD Capacity Allocation \_\_\_\_\_

Water Treatment Plant Name: Water Plant No. 1

Water Treatment Plant Address: 8410 Farmingham Drive, Humble, TX 77346

Well Permit No: 132760(Well 3696) thru 1/31/09 \*Will be updated upon receipt of  
Permit from City of Houston (estimated March/April 2009)

## Existing Capacity:

Well(s): 1,900

GPM

Booster Pump(s): 9,100

GPM

Tank(s): 0.84

MG

## Ultimate Capacity:

Well(s): 4,550

GPM

Booster Pump(s): 18,900

GPM

Tank(s): 1.94

MG

Size of Treatment Plant Site: 0.901 AC

square feet/acres.

Comments or Additional Information: Harris County MUD No. 153 (the District) is designing


Proposed Water Plant No. 2, which will increase capacities to the Ultimate Capacity

to serve the District, annexation tracts & adjacent HCMUD No. 494.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 4.5683 acres of land to Northwest Harris County Municipal Utility District No. 6 (Key Map No. 370-K, L, M, Q & R)	Page 1 of 1	Agenda Item #  10
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FROM (Department or other point of origin):  Department of Public Works and Engineering	Origination Date  2-1-10	Agenda Date  FEB 17 2010
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DIRECTOR'S SIGNATURE  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected:  "ETJ"
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For additional information contact:  Ann Marie Stone Sheridan, P.E. Supervising Engineer (713) 837-9142	Date and identification of prior authorizing Council action:
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**RECOMMENDATION: (Summary)**

The petition for the addition of 4.5683 acres of land to Northwest Harris County Municipal Utility District No. 6 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Northwest Harris County Municipal Utility District No. 6 has petitioned the City of Houston for consent to add 4.5683 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services. The district is located in the vicinity of High Life Drive, State Highway 249, West Greens Road and Cutten. The district desires to add 4.5683 acres, thus yielding a total of 401.9838 acres. The district is served by the Harris County Municipal Utility District No. 202 Wastewater Treatment Plant. The nearest major drainage facility for Northwest Harris County Municipal Utility District No. 6 is Greens Bayou which flows into the Houston Ship Channel.

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

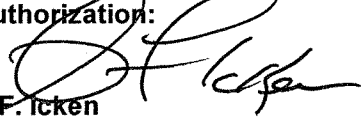
The Utility District Review Committee recommends that the subject petition be approved.

**Attachments**

cc: Marty Stein   Marlene Gafrick   Jun Chang   Mark Loethen  
Bill Zrioka   Deborah McAbee

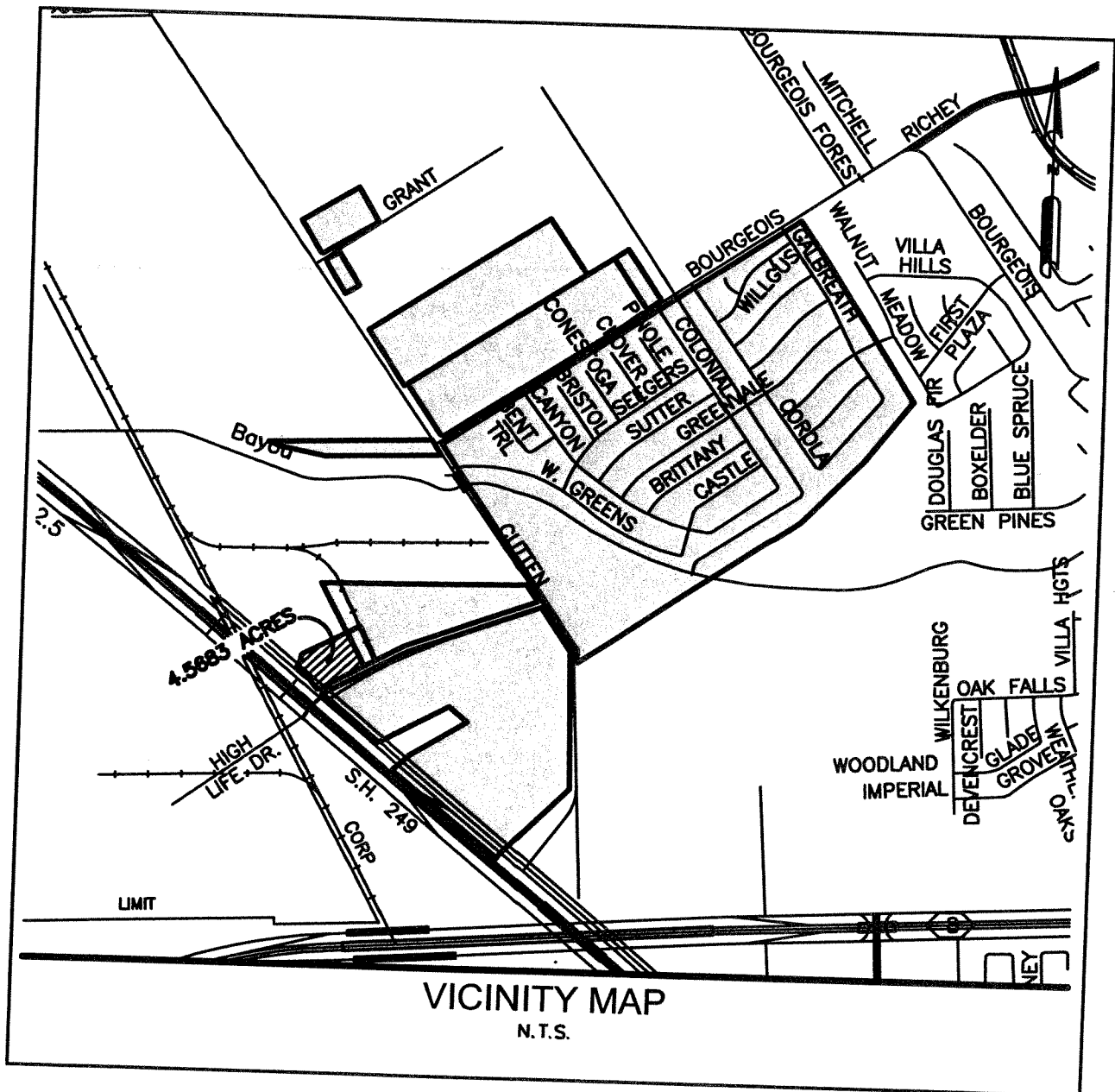
**REQUIRED AUTHORIZATION**

20UPA38

Finance Department	Other Authorization:  Andrew F. Icken Deputy Director Planning & Development Services Div.	Other Authorization:
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# NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 6

Proposed Addition of 4.5683 Acres of Land  
(Key Map Page No. 370-K,L,M,Q & R)



20 UP438



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

01-08-10P03:50 RCVD **NO.**

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

Application is hereby made for consent of the City of Houston to the ☐ creation ☒ addition of 4.5683 acres to NW Harris Co. MUD No. 6 under the provisions of 49 & 54 Texas Water Code.

Attorney for the District

**Attorney:** Wm. Scott Smith

Address: 1100 Louisiana Street, Suite 400, Houston, TX

Zip: 77002

Phone: 713/652-6500

**Engineer:** Thomas D. Laseter, P.E.

Address: 10555 Westoffice Drive, Houston, TX

Zip: 77042

Phone: 713/784-4500

**Owners:** Cohn-Huggins, LLC

Address: P.O. Box 691368, Houston, TX

Zip: 77269-1368

Phone: 281/880-2703

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

## LOCATION

INSIDE CITY ☐

OUTSIDE CITY ☒

Survey W.H. York Survey

NAME OF COUNTY (S) Harris  
Abstract A-943

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

North of: High Life Drive

East of: SH 249

South of: West Greens Road

West of: Cutten Road

## WATER DISTRICT DATA

Total Acreage of District: 397.4155

Existing Plus Proposed Land 401.9838 ✓

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

Single Family Residential \_\_\_\_\_

Multi-Family Residential \_\_\_\_\_

Commercial 100% Industrial \_\_\_\_\_

Institutional \_\_\_\_\_

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

Sewage Treatment Plant Name: Harris Co. MUD No. 202 Wastewater Treatment Plant ✓

NPDES/TPDES Permit No: 12631001

TCEQ Permit No: TX0091901



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.475

Ultimate Capacity (MGD): 0.475

Size of treatment plant site: 3.4 acres square feet/acres.

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

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

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

Total permitted capacity: 0.475

MGD of (Regional Plant).

Name of District: NW Harris Co. MUD No. 6  
or property owner(s)

MGD Capacity Allocation 0.350

Name of District: Harris Co. MUD No. 202

MGD Capacity Allocation 0.125

Water Treatment Plant Name: NW Harris Co MUD No. 6 Water Plant

Water Treatment Plant Address: 6435 Burgeois, Houston, TX 77066

Well Permit No: 125265

## Existing Capacity:

Well(s): 1,300

GPM

Booster Pump(s): (3) 1,850

GPM

Tank(s): 0.420

MG

## Ultimate Capacity:

Well(s): 1,300

GPM

Booster Pump(s): (3) 1,850

GPM

Tank(s): 0.420

MG

Size of Treatment Plant Site: 0.72 acres

square feet/acres.

Comments or Additional Information: \_\_\_\_\_

# REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

**SUBJECT:** Ordinance approving and authorizing an ordinance correcting a scrivener's error in the ordinance approving the Resident Company, Ticket Surcharge and Backstage Operations Agreement for Jones Hall, between the City, the Foundation for Jones Hall, the Society for the Performing Arts, and the Houston Symphony Society, originally approved under ordinance no. 2009-1398.

Category #

Page 1 of

Agenda Item#

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

Convention and Entertainment Facilities Department

**Origination Date**

February 3, 2010

**Agenda Date**

FEB 17 2010

**DIRECTOR'S SIGNATURE:** Dawn R. Ullrich, Director

**Council Districts affected:**

District I

**For additional information contact:**

Dawn Ullrich Stephen W. Lewis  
713-853-8083 713-853-8888

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

Ordinance 2009-1398

**RECOMMENDATION: (Summary)** That City Council approve and authorize an ordinance correcting a scrivener's error in the ordinance approving the Resident Company, Ticket Surcharge and Backstage Operations Agreement for Jones Hall, between the City, the Foundation for Jones Hall, the Society for the Performing Arts and the Houston Symphony Society.

**Amount of Funding:** N/A

**FIN Budget:** N/A

**SPECIFIC EXPLANATION:** On December 29, 2009, the City Council approved a new Resident Company, Ticket Surcharge and Backstage Operations Agreement (the "Agreement") for the Jesse H. Jones Hall for Performing Arts ("Jones Hall") which is the home of the Houston Symphony Society (the "Symphony") and the Society for the Performing Arts ("SPA"). The facility is owned and operated by the City through the Convention and Entertainment Facilities Department. The Foundation for Jones Hall (the "Foundation") is a private non-profit corporation that is charged with managing backstage operations at Jones Hall and assists with funding backstage and other improvements to Jones Hall.

The Foundation directs backstage operations for Jones Hall, using funding from a ticket surcharge. The specimen copy of the new Agreement attached to the ordinance approved on December 29, 2009 by City Council contains a clerical error regarding the amount of the ticket surcharge that may be charged to patrons. The ticket surcharge was incorrectly stated as \$2.00 and should have been stated as \$1.50. All parties to the new Agreement desire to correct the error.

The Convention and Entertainment Facilities Department recommends that City Council approve an ordinance correcting a scrivener's error in the ordinance approving the new Resident Company, Ticket Surcharge and Backstage Operations Agreement for Jones Hall.

2/9/2010

Page 1 of 2

REQUIRED AUTHORIZATION

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

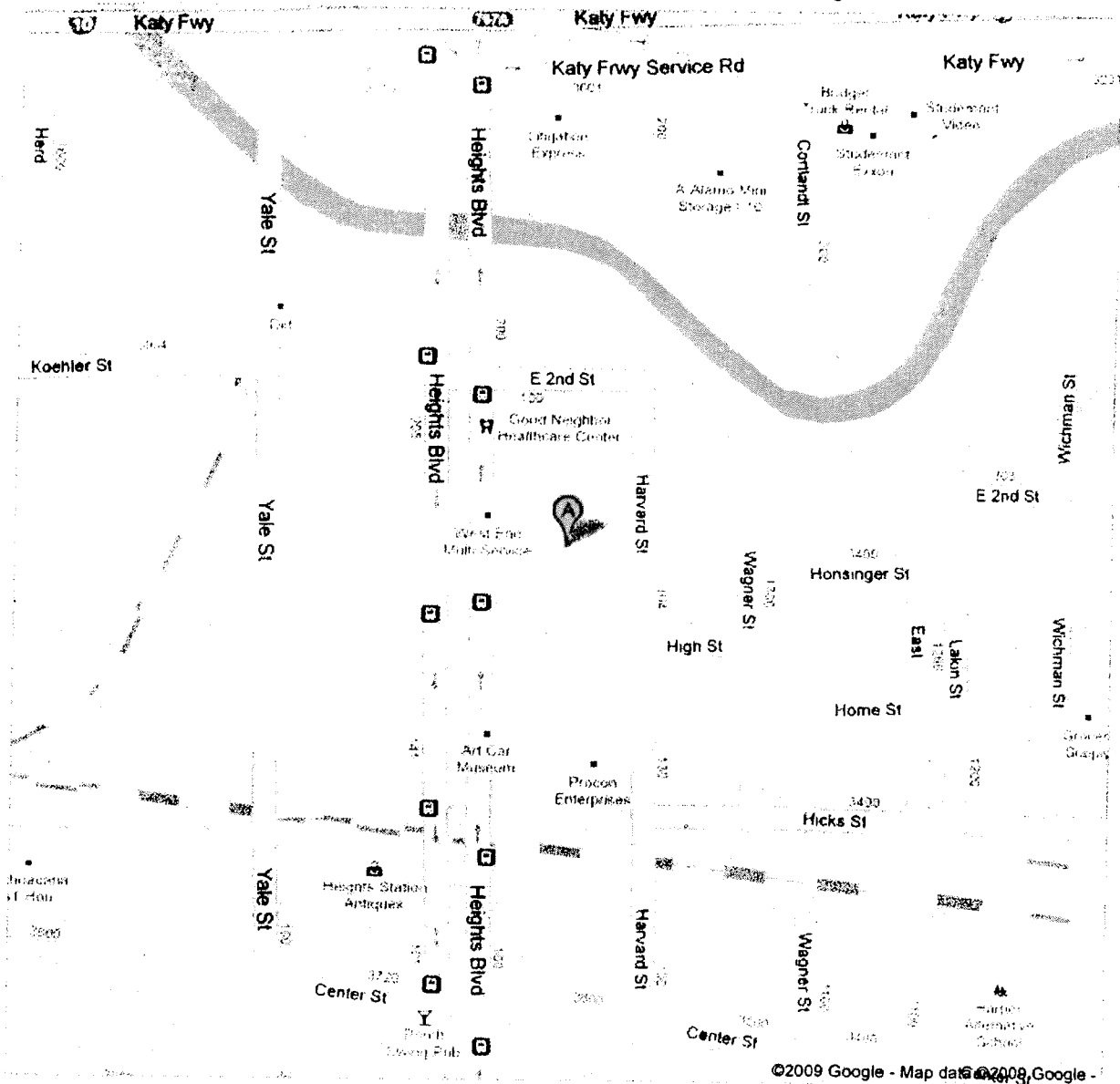
<b>SUBJECT:</b> First Amendment to Lease Agreement with Fourth Ward Clinic dba Good Neighbor Healthcare Center at 190 Heights Boulevard for the Department of Health and Human Services		<b>Page</b> 1 of 1	<b>Agenda Item</b> <i>12</i>
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 2-11-10	<b>Agenda Date</b> FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b> <i>[Signature]</i> 1/27/10 Issa Z. Dadoush, P.E.		<b>Council District affected:</b> H	
<b>For additional information contact:</b> Jacquelyn L. Nisby <i>[Signature]</i> Phone: 832-393-8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2007-1171, October 24, 2007	
<b>RECOMMENDATION:</b> Approve and authorize First Amendment to Lease Agreement with Fourth Ward Clinic, dba Good Neighbor Healthcare Center, a Texas nonprofit corporation (Tenant), for the lease space at 190 Heights Boulevard, for the Department of Health and Human Services (DHHS).			
<b>Amount and Source Of Funding:</b> Revenue		<b>Finance Budget:</b>	
<p><b>SPECIFIC EXPLANATION:</b> The General Services Department recommends that City Council approve and authorize a First Amendment to Lease Agreement with Fourth Ward Clinic, dba Good Neighbor Healthcare Center (GNHC), a Texas nonprofit corporation, to provide approximately 2,130 square feet of additional space in the West End Health Center located at 190 Heights Boulevard, to accommodate GNHC's expanded services. GNHC provides primary health care services, ob/gyn care, dental and optometry services, behavioral health services, and other health services to low-income persons, on a discounted or sliding fee schedule based on federal poverty guidelines.</p> <p>The proposed First Amendment will increase the total amount of lease space to 15,569 square feet, and establish a new monthly rental of \$28,543.16 (\$1.83 psf per month/\$22.00 psf per annum), plus GNHC's pro rata share of the estimated monthly operating expenses, which includes utilities, janitorial and security services. GNHC's monthly operating expense for the first year of the lease will be \$11,209.68. GNHC shall pay the City annually, any difference between the estimated operating expenses and the actual costs of operating the building. GNHC will be allowed to offset its rent by the value of the health services it provides. The City recognizes these services to be a valid municipal and public purpose that is in the best interests of the citizens of Houston. GNHC is required to submit to DHHS monthly and annual reports of the services provided.</p> <p>The Expansion Space Lease term will commence on the date of countersignature by the City Controller and expire on March 31, 2013 to coincide with the original lease expiration date.</p> <p>The original lease provided for 13,439 square feet of lease space and commenced on April 1, 2008 for an initial five-year term with two five-year renewal options, at a monthly rental of \$24,638.17 (\$1.83 psf per month/\$22.00 psf per annum), plus monthly operating expenses of \$9,674.36, and will expire on March 31, 2013. All other terms and conditions of the original lease remain the same during the initial lease term.</p> <p>IZD:BC:JLN:RB:ddc</p> <p>xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby and Fred Maier</p>			
<b>REQUIRED AUTHORIZATION</b>			
<b>General Services Department:</b> <i>[Signature]</i> Forest R. Christy, Jr., Director Real Estate Division		<b>Department of Health and Human Services:</b> <i>[Signature]</i> Stephen L. Williams, M.Ed., M.P.A. Director	

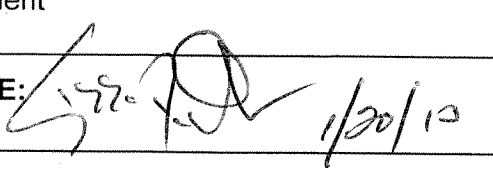
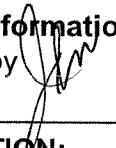
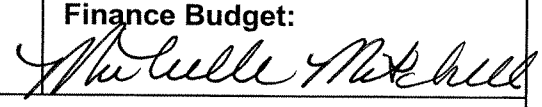

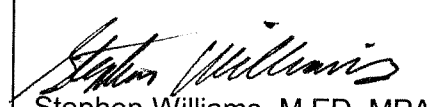
Google maps

Address 190 Heights Blvd  
Houston, TX 77007

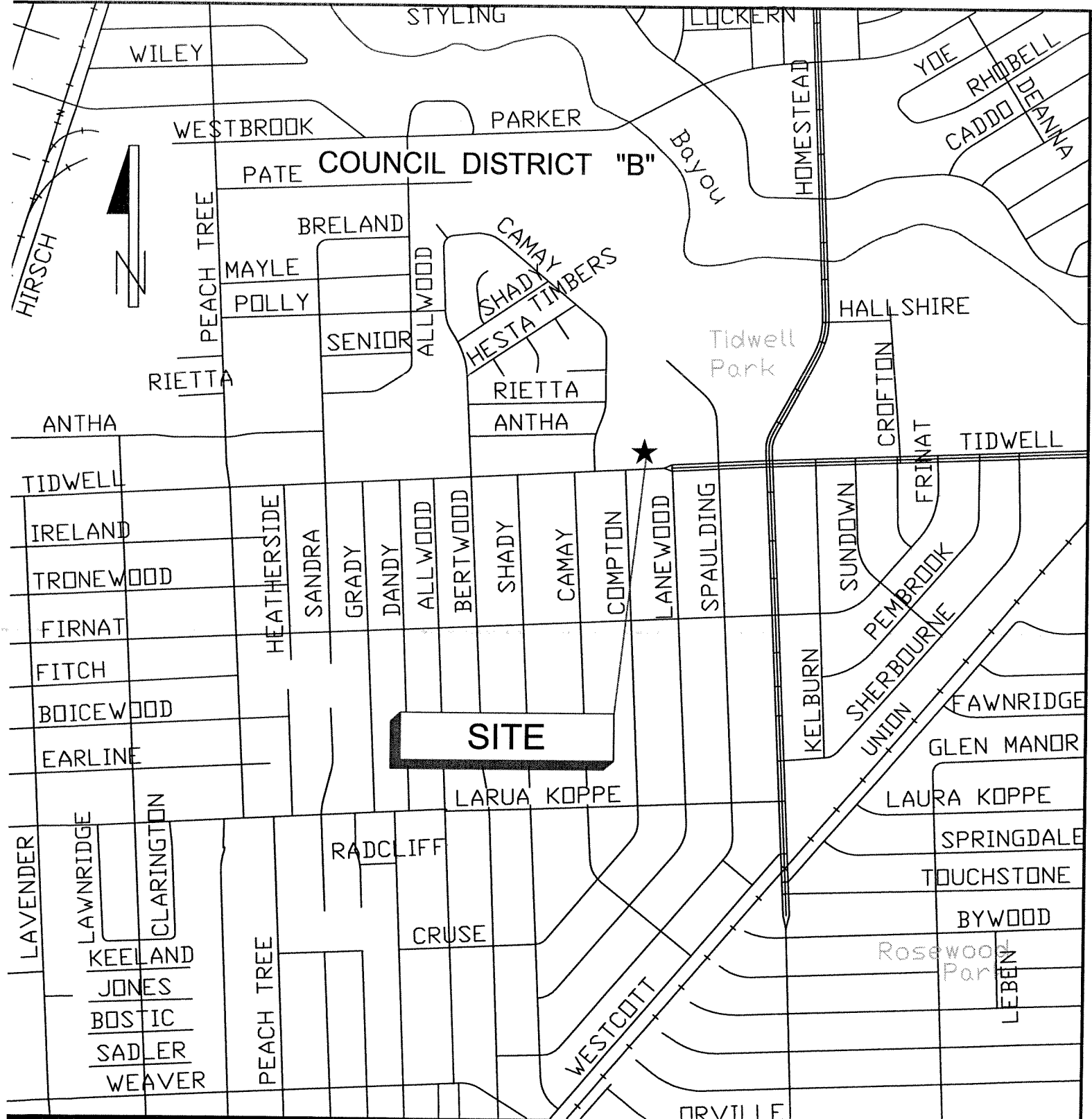
Get Google Maps on your phone

Text the word "GMAPS" to 466453



<b>SUBJECT:</b> Appropriate Funds and Authorize Issuance of Purchase Order to Contract Resource Group, L.L.C. through the State of Texas Building and Procurement Commission's Contract (TXMAS) for Furniture for Northeast Multi-Service Center and Fifth Ward Multi-Service Center. WBS No. H-0000EQ-0004-5 and H-000054-0001-5		<b>Page</b> 1 of 1	<b>Agenda Item</b>  13
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 2-10-10	<b>Agenda Date</b> FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b> Issa Z. Dadoush, P.E.  1/20/10		<b>Council District affected:</b> B	
<b>For additional information contact:</b> Jacquelyn L. Nisby  <b>Phone:</b> 832-393-8023		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION:</b> Appropriate funds and authorize issuance of a purchase order in the amount of \$90,676.86 to the TXMAS vendor, Contract Resource Group, L.L.C. for the purchase and installation of furnishings for the Northeast Multi-Service Center and Fifth Ward Multi-Service Center for the Department of Health and Human Services (DHHS).			
<b>Amount and Source of Funding:</b> \$107,861.43 - Public Health Consolidated Construction Fund (4508)		<b>Finance Budget:</b> 	
<b>SPECIFIC EXPLANATION:</b> The General Services Department (GSD) recommends that City Council appropriate funds and authorize issuance of a purchase order in the amount of \$90,676.86 to the TXMAS vendor, Contract Resource Group, L.L.C. for the purchase and installation of furniture for the Northeast and Fifth Ward Multi-Service Centers for DHHS. GSD will also purchase furniture for the Northeast Multi-Service Center from the TXMAS vendor, Mity-Lite Inc., using a purchase order of less than \$50,000.			
<b><u>VENDOR</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>PRICE</u></b>	
Contract Resource Group, L.L.C.	Tables, Chairs	\$90,676.86	
Mity-Lite Inc.	Workstation, Seating, Tables	\$17,184.57	
	<b>TOTAL</b>	<b>\$107,861.43</b>	
<b>PROJECT LOCATIONS:</b> Northeast Multi-Service Center 9720 Spaulding (454H) Fifth Ward Multi-Service Center 4014 Market St. (494F)			
<b>PROJECT DESCRIPTION:</b> The Northeast Multi-Service Center office furniture will be used to furnish administrative offices and training rooms. The furniture for Fifth Ward Multi-Service Center will be used for the new one-stop Citizen Assistance Center. The furniture will be covered under manufacturer's warranties.			
IZD:HB:RAV:JLN:LL:II c: Marty Stein, Jacquelyn L. Nisby, Calvin Curtis, Fred Maier, Celina Ridge, Christopher Gonzales, Yvette Burton			
<b>REQUIRED AUTHORIZATION</b>		CUIC ID # 25MSCL58	
<b>General Services Department:</b>   Humberto Bautista, P.E. Chief of Design & Construction Division	<b>Department of Health and Human Services:</b>   Stephen Williams, M.ED, MPA Director		





NORTHEAST MULTI-SERVICE CENTER  
9720 SPAULDING HOUSTON, TX

<b>SUBJECT:</b> An ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston and increasing the maximum contract amount		<b>Category #</b>	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 14
<b>FROM (Department or other point of origin):</b> Department of Health and Human Services		<b>Origination Date</b> 2/5/10		<b>Agenda Date</b> FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b> <i>Michael Austin for SW</i>		<b>Council District affected:</b> All		
<b>For additional information contact:</b> Kathy Barton Telephone: 713-794-9998; Cell 713-826-5801		<b>Date and identification of prior authorizing Council action:</b> 04-01-09; 09-0287		
<b>RECOMMENDATION:</b> Approval of an ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston and increasing the maximum contract amount				
<b>Amount of Funding:</b> New Maximum Contract Amount: \$7,130,406.56 Total Funding Increase: \$5,364,720.52 a. \$420,000.00 - Federal Fund (5000) b. \$4,741,572.52 - Federal State Local - Pass Through Fund (5030) c. \$203,148.00 - American Recovery and Reinvestment Act Fund (5300)			<b>Finance Department:</b>	
<b>SOURCE OF FUNDING:</b> [ ] General Fund [ X ] Grant Fund [ ] Enterprise Fund [ ] Other (Specify):				
<p>The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston (YWCA) and increasing the maximum contract amount. The increase will include regular operations of the program for congregate and home delivered meals using Texas Department of Aging and Disability Services funding and Housing and Urban Development Community Development Block Grant funds. It will also include the award of American Recovery and Reinvestment Act (ARRA) funds and Social Services Block Grant funds (SSBG).</p> <p>For the 2010 fiscal year, the Harris County Area Agency on Aging received of ARRA funds and SSBG funds, which expire September 30, 2010. ARRA funds are disbursed by the U.S. Department of Health and Human Services through the Texas Department of Aging and Disability Services and administered by HDHHS' Harris County Area Agency on Aging (HCAAA). The City, as designated by the Texas Department of Aging and Disability Services, has full authority and responsibility for funds authorized under the Title III of the Older Americans Act of 1965, as amended. SSBG funds are disbursed by the Housing and Community Development Department through the Child Care Council and administered by the HDHHS' Harris County Area Agency on Aging (HCAAA).</p>				
cc: Finance Department Legal Department Agenda Director				
<b>REQUIRED AUTHORIZATION</b>				
<b>Finance Department</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>

<b>Date</b> 2/5/10	<b>An ordinance authorizing the first amendment to the contract with the Young Women's Christian Association of Houston and increasing the maximum contract amount</b>	<b>Originator's Initials</b>	<b>Page</b> _2_ of _2_
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The YWCA is a provider of elderly nutrition services and with the additional funding the YWCA will provide congregate meals at additional locations to eligible seniors who reside in Harris County. A congregate meal is as a hot or other appropriate meal which meets 33 $\frac{1}{3}$  percent of the dietary reference intakes (DRI) established by the Food and Nutrition Board of the Institute of Medicine of the National Academy of Sciences and complies with the most recent Dietary Guidelines for Americans, published by the Secretary of Agriculture, and which is served in a group setting. The objective is to reduce food insecurity and promote socialization of older individuals.

The contractor was selected through a request for proposal process in 2008. The contract was approved April 1, 2009 under Ordinance No. 09-0287. The contract was effective on the date of countersignature and extends through September 30, 2010 with three one-year renewal periods. The original maximum contract amount was \$1,765,686.04 and is being increased by \$5,364,720.52 for a new maximum contract amount of \$7,130,406.56.

This project uses funds awarded under the Recovery and Reinvestment Act of 2009 (ARRA). Contractor will adhere to and comply with the special reporting requirements associated with ARRA grant expenditures and required by the granting agency and/or the Office of Management and Budget.

<b>SUBJECT:</b> Ordinances approving grant applications to the U.S. Dept. of Housing and Urban Development and committing matching Community Development Block Grant (CDBG) Funds for the 2009 Lead-Based Paint Hazard Control Program and Lead-Hazard Reduction Demonstration Program		<b>Category #</b> 9	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 15+16
<b>FROM (Department or other point of origin):</b> Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services		<b>Origination Date</b> 1/14/2010	<b>Agenda Date</b> FEB 17 2010	
<b>DIRECTOR'S SIGNATURE:</b> <i>Celina Garza Ridge for Sen</i>		<b>Council District affected:</b> ALL		
<b>For additional information contact:</b> Kathy Barton Telephone: 713-794-9998 – 713-826-5801		<b>Date and identification of prior authorizing Council action:</b>		

**RECOMMENDATION: (Summary)**

Approval of Ordinances approving grant applications to the U.S. Dept. of Housing and Urban Development (HUD) and committing matching Community Development Block Grant Funds for the 2009 Lead-Based Paint Hazard Control Program and Lead-Hazard Reduction Demonstration Program.

**Amount and Source of Funding:****Lead-Based Paint Hazard Control Program**

\$3,070,000 - HUD Grant

975,000 – CDBG Funds (City Match)

\$4,045,000 – Total Program Cost

**Lead-Hazard Reduction Demonstration Program**

\$2,250,000 – HUD Grant

975,000 – CDBG Funds (City Match)

\$3,225,000 – Total Program Cost

The Houston Department of Health and Human Services (HHS) has received federal funding since 1997 to operate a cost-effective program to reduce the danger of childhood lead poisoning by reducing children's exposure to lead-based paint. Activities include paint stabilization, enclosure of child-accessible surfaces, and component replacement of friction and impact surfaces, such as windows and doors. Funding is targeted to pre-1978 rental housing with a tenant turnover rate greater than 45% over a 15-month period. Certified contractors have made 1,832 residential units lead-safe since the program's inception. This is a collaborative effort between HHS and the Department of Housing and Community Development to improve the safety of older, low income housing for Houston families. The project period of these grants will be from January 15, 2010 to January 14, 2013.

The **Lead-Based Paint Hazard Control** grant will allow HHS to continue to work with community-based organizations as well as state and county officials to research and educate target populations on the danger of childhood lead poisoning. The **Lead-Hazard Reduction Demonstration Program** has been in place since 2005. It provides additional funding for similar services, and also includes development and maintenance of an Environmental Safe Housing Registry for the City of Houston. The registry will provide information to the public to help identify lead-safe housing.

HHS requests City Council to authorize the Director to accept and expend approved funding as soon as awarded; and accept supplemental awards offered by HUD during the 3-year project period.

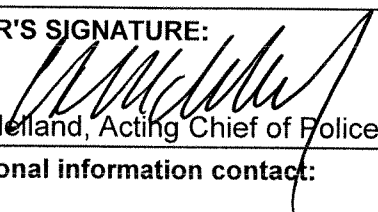

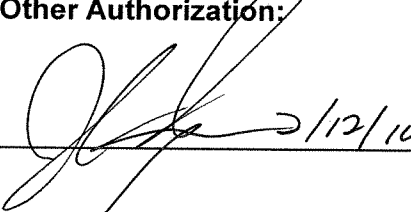
**REQUIRED AUTHORIZATION****Finance Department:****Other Authorization:****Other Authorization:**

Richard Celli, Director  
Housing and Community Development

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

R

<b>SUBJECT:</b> Ordinance approving submission of an application for Criminal Justice Division funding for the Gang Resistance Education and Training Program Initiative (GREAT)		<b>Category</b> #	<b>Page</b> 1 of 1	<b>Agenda Item</b> # <b>17</b>
<b>FROM: (Department or other point of origin):</b> Houston Police Department		<b>Origination Date</b> 2-12-10		<b>Agenda Date</b> FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b>  C.A. McClelland, Acting Chief of Police		<b>Council Districts affected:</b> N/A		
<b>For additional information contact:</b> Joseph A. Fenninger, CFO and Deputy Director  Office # 713-308-1700		<b>Date and identification of prior authorizing Council Action:</b>		
<b>RECOMMENDATION: (Summary)</b> Adopt an Ordinance authorizing the submission of an application for grant assistance from the Criminal Justice Division to fund the Gang Resistance Education and Training Program Initiative (GREAT)				
<b>Amount and Source of Funding: Grant Revenue</b> \$165, 335.00 – Criminal Justice Division, Office of the Governor (No City cash match required.)			<b>Finance Budget:</b>	
<b>SPECIFIC EXPLANATION:</b>  <b><u>GREAT Program Initiative</u></b>  The Texas Legislature appropriated a one-time allocation from the Operators and Chauffeurs Fund to support programs that expand gang prevention efforts along the Texas-Mexico border. Those funds were utilized by the Criminal Justice Division of the Office of the Governor to establish the Texas Border Gang Prevention Coordination Assistance Program with the goal of strengthening the coordination of existing resources and activities that support multiple complementary anti-gang strategies, thereby reducing gang activity in targeted communities.  The Houston Police Department is applying to the Criminal Justice Division to increase funding for the Gang Resistance Education and Training (GREAT) Program Initiative, which is intended as an immunization against delinquency, youth violence and gang membership. The program's curriculum consists of thirteen 30 to 45 minute lessons designed to equip students with the knowledge of how to identify, avoid and prevent gang involvement.  While the GREAT program presentations and discussions are held during the school day, these grant funds will be utilized for overtime for 12 officers to give follow-up presentations and discussions on an after-school, weekend and summertime basis at summer schools, YMCAs, Boys and Girls Clubs and other venues in areas with the most reported gang-related crimes and activities. The grant period begins March 1, 2010, and ends August 31, 2011. The total amount of grant funds requested for this program is \$165,335.00. There is no city cash match or in-kind match. As a condition of the grant, the Acting Chief of Police recommends that City Council adopt an ordinance authorizing the submission of the grant package.				
<b>REQUIRED AUTHORIZATION</b> 10MAT003A				
<b>Finance Director:</b>	<b>Other Authorization:</b>  2/12/10		<b>Other Authorization:</b>	

**REQUEST FOR COUNCIL ACTION****TO:** Mayor via City Secretary**RCA# 8554****Subject:** Approve an Ordinance Authorizing a Second Ammendment to Contract #4600007019 for Document Scanning and Retrieval Services for the Controller's Office  
S50-T12512Category #  
4

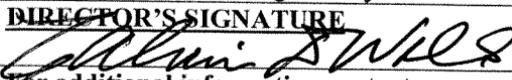
Page 1 of 1

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

January 08, 2010

**Agenda Date**

FEB 17 2010

**DIRECTOR'S SIGNATURE**  
**Council District(s) affected**  
All**For additional information contact:**Courtney Satterwhite Phone: (713) 247-1472  
Ray DuRousseau Phone: (832) 393-8726**Date and Identification of prior authorizing Council Action:**

Ord#2000-0194, 3/22/00 &amp; Ord#2204-1264, 12/08/04

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing a second amendment to Contract #4600007019 between the City of Houston and Databank IMX, LLC and extend the term of the contract from March 31, 2010 to March 30, 2012 for document scanning and retrieval services for the Controller's Office with no additional spending authority required.

No Additional Spending Authority Required

**Finance Budget****SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve and authorize a second amendment to Contract #4600007019 between the City of Houston and Databank IMX, LLC and extend the term of the contract from March 31, 2010 to March 30, 2012 for document scanning and retrieval services for the Controllers Office with no additional spending authority required.

This contract was awarded on March 22, 2000, by Ordinance No. 00-194 for a one-year term, with four one-year options to renew, for a total five-year term. The contract was extended on December 8, 2004 from March 31, 2005 to March 30, 2010 by Ordinance No. 2004-1264. The original amount of the contract was for \$1,625,000.00 and expenditures as of November 10, 2009 totaled \$1,079,263.63. Databank IMX, LLC has agreed to maintain the price and all other terms and conditions, as originally approved by City Council through the extended term. The director may terminate this contract at anytime upon 30-days written notice to the contractor, should termination become necessary.

The scope of work requires the contractor to provide all labor, materials, equipment, transportation, and supervision necessary to provide document scanning and retrieval services for the Controller's Office by placing financial, contract and miscellaneous documents on a computerized imaging system. This process provides better inventory control and allows room for new records in the files by electronically scanning documents into the system. The contract also provides scanning services for approximately 3,500 documents per day, which includes document preparation, scanning on CD-ROMs, indexing and re-preparation of documents.



This contract was awarded with a 20% M/WBE participation goal and Databank IMX, LLC is exceeding this goal.

Buyer: Art Lopez

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:  
  


**REQUEST FOR COUNCIL ACTION****TO:** Mayor via City Secretary**RCA #****SUBJECT:** Amending ordinance # 2008-806 to increase the maximum contract amount to Pay for Time and Materials costs by CourtView Justice Solutions (formerly Maximus Inc.).**Category #****Page 1 of 1****Agenda Item#**

19

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

Richard Lewis, Director/CIO – CITD

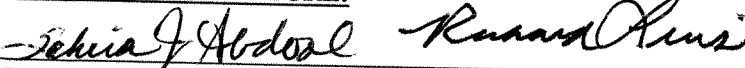
Sahira Abdool – MCA Director

**Origination Date**

December 1, 2009

**Agenda Date**

FEB 17 2010

**DIRECTOR'S SIGNATURE:****Council Districts affected:**

ALL

**For additional information contact:**

Richard Lewis

Sahira Abdool *SA***Phone:** (832) 393-0082**Phone:** (713) 247-4105**Date and identification of prior authorizing Council Action:****RECOMMENDATION: (Summary)**

The Municipal Courts Administration Department recommends that City Council approve an amendment to Ord. No. 2008-806 to delete the spending cap, approve a supplemental allocation of \$405,000 for the remainder of FY2010, and require Council approval for subsequent supplemental allocations of Fund 2207 to the contract.

**Spending Authority: Additional Funding (FY10) - \$405,000****Finance Budget:****SOURCE OF FUNDING:**☐ General Fund☐ Grant Fund☐ Enterprise Fund☒ Other (Specify)

Municipal Courts Technology Fund 2207

**SPECIFIC EXPLANATION:****BACKGROUND**

The City of Houston Municipal Courts is the largest fine-only court system in the United States. Its mission involves the interaction of six City Departments, processing 1.2 million cases annually. In April 2003, the City contracted with MAXIMUS, Inc. (now CourtView Justice Solutions) to design and implement an Integrated Case Management System (ICMS) for the Houston Municipal Courts to migrate from paper to electronic record keeping. During the course of the project disputes arose that resulted in the City filing claims against MAXIMUS. As a result, the City and MAXIMUS representatives entered into Mediation. The mediation produced a tentative settlement, which the City subjected to a third party review to determine if the settlement was in the City's best interest. On September 10, 2008, Council adopted Ordinance No. 2008-806, approving a compromise and settlement agreement, by which the City was awarded \$5 million dollars, plus \$1.7 million in payables due to MAXIMUS, returning to the City \$6.7 of the \$8.6 million paid MAXIMUS.

After determining that there is no "off the shelf" software that meets Houston's requirements, Council subsequently approved a contract with Sogeti USA, Inc. in September 2009 to develop and design a unique case management system. That endeavor is expected to be complete during FY2012. The compromise and settlement agreement with MAXIMUS recognized that there would be a need to utilize MAXIMUS' services to some degree during the transition to a new system. To that end, the settlement provided that beginning June 1, 2008 that all work performed by MAXIMUS, Inc. would be based on time and material costs. The City was granted sole authority to determine and order the scope of any and all services and would not be obligated to any stipulated contract sum.

At the time of the settlement, given the City's relationship with Maximus and having not yet determined what alternative system would be used, it was extremely difficult to estimate what time and materials costs would be. The ordinance provided an initial allocation of \$2.3 million and authorized supplemental allocations up to a total of \$3 million. From the settlement to date, MCA has paid Maximus' successor, CourtView Justice Solutions, a total of \$2.7 million and seeks an additional \$705,000 for the remainder of FY2010, which is \$405,000 over the spending cap. The source of funding will be the Municipal Courts Technology Fee Fund (2207). This fund consists of the proceeds of a \$4 fee added to every Municipal Courts conviction, and which under state law may be used only for Municipal Courts technology improvements.

**REQUIRED AUTHORIZATION**

Richard Lewis  
Chief Technology Officer  
Information Technology

Sahira Abdool  
Director and Chief Clerk  
Municipal Courts Administration

TO: Mayor via City Secretary

RCA #

**SUBJECT:** An Ordinance approving a contract with Spay Neuter Assistance Program, Inc. to perform spay/neuter services on dogs and cats

Category #

Page 1 of 1

Agenda Item#

19-1

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

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

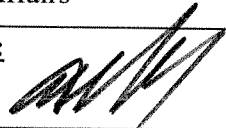
Origination Date

February 10, 2010

Agenda Date

FEB 17 2010

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

ALL

**For additional information contact:**

David Atencio  
Chris Newport

Phone: (832) 229-7321

Phone: (713) 837-9533

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

**RECOMMENDATION: (Summary)**

Approve a contract with Spay Neuter Assistance Program, Inc. to perform spay/neuter services on dogs and cats in neighborhoods affected by stray and loose animals.

**Amount and Source of Funding:** Initial Allocation: \$32,000.00

Maximum Contract Amount: \$282,000.00

General Fund (1000)

**FIN Budget:**

**SPECIFIC EXPLANATION:**

The Director of Administration & Regulatory Affairs recommends that Council approve a contract with Spay Neuter Assistance Program, Inc. (SNAP) to provide spay/neuter services on dogs and cats in neighborhoods with large populations of loose animals. The contract term will be one year with four successive, one-year renewal periods.

Under this contract, the Bureau of Animal Regulation and Care (BARC) will partner with SNAP to execute two programs utilizing its mobile clinic:

- Provide no-cost spay/neuter and rabies vaccination services to qualifying low-income residents.
- Sterilize and vaccinate feral and un-owned free-roaming cats under a Trap-Neuter-Release (TNR) Program.

BARC will identify the neighborhoods in which the mobile clinic will operate. Areas of operation will be determined by data compiled by BARC based on complaints and Animal Control enforcement activities.

The contractor will provide all facilities, equipment, and licensed veterinary personnel necessary to perform spay/neuter operations on dogs and cats. Every animal spayed/neutered will also be vaccinated against rabies. The contractor will be responsible for securing sites for the mobile clinic to perform services in selected neighborhoods, and to produce and disseminate marketing materials to optimize community response. The City will reimburse the contractor at a flat rate of \$40.00 per spay/neuter performed; this reimburses the contractor for approximately 40% of the costs of these procedures. SNAP is the only non-profit organization that operates a low-cost mobile clinic.


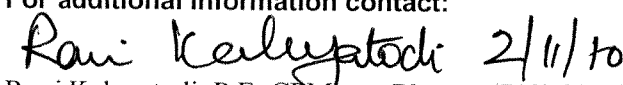


To receive a no-cost spay/neuter procedure at the mobile clinic, a client must provide proof of participation in one of several low-income assistance programs. These include: food stamps, WIC, Medicaid, Harris County Hospital District Gold Card, Temporary Assistance for Needy Families (TANF), Social Security Disability (SSD), Supplemental Security Income (SSI), Section 8 Housing, and School Free Lunch Program.

The contractor will be responsible for securing community support of the TNR program, training of community volunteers in feeding and trapping standard procedures, and logistics to secure a site for its mobile clinic. BARC will coordinate the overall operation of the program, and provide traps and transportation of the animals to and from the mobile clinic.

The contractor will supply to BARC a monthly report and invoice detailing the animals spayed/neutered and any applicable owner information.

The recommended contract was considered and approved by City Council's Public Safety and Homeland Security Committee on February 8, 2010.

**REQUIRED AUTHORIZATION**

<b>SUBJECT:</b> Amendment One to the Advance Funding Agreement for Bridge Replacement or Rehabilitation Off the State System; and an Advance Funding Agreement for Voluntary Local Government Contributions to Transportation Improvement Project between the City of Houston and Texas Department of Transportation (TxDOT) for Replacement of North Wayside Drive Bridge at Halls Bayou; WBS Nos. N-001320-0006-4, S-000521-0049-4, and R-000521-0049-4.		<b>Page</b> 1 of 2	<b>Agenda Item #</b>  20
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 2/11/10	<b>Agenda Date</b> FEB 17 2010	
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E. D.WRE, BCEE, Director	<b>Council District affected:</b> B		
<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Resolution: 2005-013, 08/03/2005 Ordinance: 2006-0186, 02/22/2006		
<b>RECOMMENDATION: (Summary)</b> Adopt an ordinance approving and authorizing an Amendment One to the Advance Funding Agreement for Bridge Replacement or Rehabilitation Off the State System and an Advance Funding Agreement for Voluntary Local Government Contributions to Transportation Improvement Project and appropriating funds.			
<b>Amount and Source of Funding:</b> \$312,570.00 from Street & Bridge Consolidated Construction Fund No. 4506 and \$131,830.00 from Water and Sewer System Consolidated Construction Fund No. 8500. M.F. 2/10/10			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project is part of the Federal Off-System Bridge Rehabilitation and Replacement Program which is administered by the Texas Department of Transportation. This program replaces or rehabilitates structurally deficient and functionally obsolete bridges located on public roads and streets not located on the designated state highway system.			
<b>DESCRIPTION/SCOPE:</b> This project consists of replacing the existing two-lane North Wayside Drive bridge at Halls Bayou to two bridges. The proposed approaches to the bridges will consist of four lanes of concrete pavement divided by a raised median allowing N. Wayside to match the existing roadway sections on each end of the project. The project also includes storm sewers, signing and pavement markings, sidewalks, waterline relocation and other utility adjustments.			
<b>LOCATION:</b> This project is located on North Wayside Drive over Halls Bayou generally bounded by Tidwell Road on the South and Northeast Street on the North. It is located in Key Map Grid 455 B.			
<b>SCOPE OF THIS AGREEMENT:</b> Under Minute Order No. 110109 dated June 30, 2005, the Texas Transportation Commission approved the reconstruction of North Wayside Drive bridge under the Federal Off-System Bridge Rehabilitation and Replacement Program. Under this program, the usual fund participation for the City is 10 percent. On August 3, 2005, Resolution 2005-013 was approved which waived the local match participation by utilizing equivalent funds expended on other deficient bridge within its jurisdiction (equivalent-match project). On February 22, 2006, City Council approved an Advance Funding Agreement for Bridge Replacement or Rehabilitation Off the State System under Ordinance 2006-0186 for the replacement of the North Wayside Drive bridge at Halls Bayou. Under the term of the agreement, TxDOT will manage the design and construction of the project.			
<b>REQUIRED AUTHORIZATION</b> <b>CUIC ID #20TAA43 A</b>			
<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	

Date	<b>SUBJECT:</b> Amendment One to the Advance Funding Agreement for Bridge Replacement or Rehabilitation Off the State System; and an Advance Funding Agreement for Voluntary Local Government Contributions to Transportation Improvement Project between the City of Houston and Texas Department of Transportation (TxDOT) for Replacement of North Wayside Drive Bridge at Halls Bayou; WBS Nos. N-001320-0006-4, S-000521-0049-4, and R-000521-0049-4.	Originator's Initials TAA  <i>pkc</i>	Page 2 of 2
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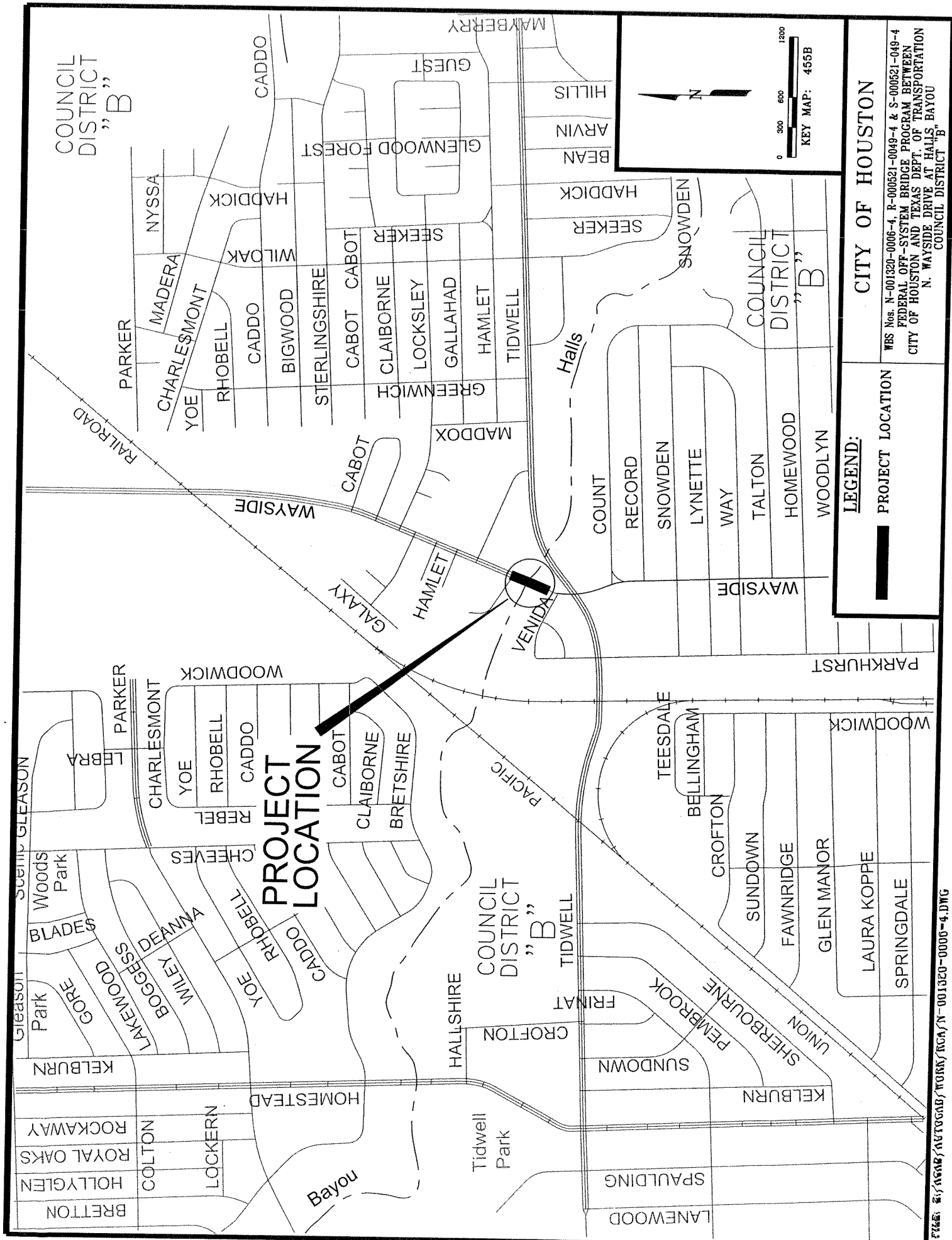
During the project development, the City requested raising the bridge profile to meet the City's hydraulic freeboard requirement, a 40 miles per hour design speed, water line replacement, conduit and ground box installations for lighting, and tree replacements. TxDOT requires the City to enter Amendment One to the Advance Funding Agreement for Bridge Replacement or Rehabilitation Off the State System for the roadway improvements which include the cost associated to raising the bridge profile and the 40 miles per hour design speed. The Advance Funding Agreement for Voluntary Local Government Contributions to Transportation Improvement Project is required for the water line replacement, the conduit and ground box installation for the lighting, and tree replacements. The City will be responsible for all costs associated to the improvements. The estimated cost associated to the improvements in the Amendment One is \$245,067.00. The estimated cost for the Advance Funding Agreement for Voluntary Local Government Contributions to Transportation Improvement Project is \$115,401.07. Therefore, it is necessary to appropriate funds in the amount of \$444,400.00 which includes \$65,433.00 for contingency and \$18,498.93 for City's salary recovery.

**ACTION RECOMMENDED :** It is recommended that City Council adopt an ordinance approving and authorizing an Amendment One to the Advance Funding Agreement for Bridge Replacement or Rehabilitation Off the State System and an Advance Funding Agreement for Voluntary Local Government Contributions to Transportation Improvement Project and appropriate \$444,400.00 for the City's cost participation.

*MSM:DRM:RK:TAA:PKC:kdt*

Z:\constr\A-SB-DIV\Interagency\TxDOT Projects\0912-72-051 N Wayside Dr Bridge @ Halls Bayou\Agreement-RCA\RCA 20TAA43.doc

c: Marty Stein  
Velma Laws  
Susan Bandy  
Craig Foster  
File – TxDOT – North Wayside Bridge at Halls Bayou.



<b>SUBJECT:</b> Professional Construction Management and Inspection Services Contract between the City of Houston and Infrastructure Associates, Inc. for Kirkwood and Briarforest Storm Sewer Improvements; WBS No. M-000250-0001-4 and Bellaire West Drainage Improvements (Catalina Square and Robindale Storm Sewer Improvements); WBS No. M-000283-0001-4.	<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  21
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**FROM (Department or other point of origin):**

Department of Public Works and Engineering

**Origination Date**

2-11-10

**Agenda Date**

FEB 17 2010

**DIRECTOR'S SIGNATURE:**

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

**Council District affected:**

F, G

**For additional information contact:**

J. Timothy Lincoln, P.E.

Senior Assistant Director

Phone: (713) 837-7074

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

N/A

**RECOMMENDATION: (Summary)** Approve Construction Management and Inspection Services Contract with Infrastructure Associates, Inc. and appropriate funds.**Amount and Source of Funding:** \$12,000.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030.**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Storm Drainage Capital Improvement Program (CIP) and is required to provide drainage improvements to alleviate flooding due to insufficient pipe capacity in this area.**DESCRIPTION/SCOPE:** The contract provides Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with the Kirkwood and Briarforest, and Bellaire West Drainage Improvements (Catalina Square and Robindale Storm Sewer Improvements).**LOCATION:** The project is located in the Key Map Grid 488, 489 & 529J.**SCOPE OF CONTRACT AND FEE:** This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, closeout documentation, and tasks requested by the Director. The requested appropriation of \$12,000.00 will provide for limited pre-construction review and preparation as required.**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 Consultant has submitted the following proposed M/WBE participation to satisfy the 24% goal for the project.**Name of Firm**

1. BSCI
2. KIT Professional, Inc.

**Work Description**

Inspection Services  
Inspection Services

**Percentage**

12%

12%

24%

MSM:DRM:JTL:JAK:ha

cc: Velma Laws

Marty Stein

Craig Foster


File No. N-0250-01, N-0283-01/1.0

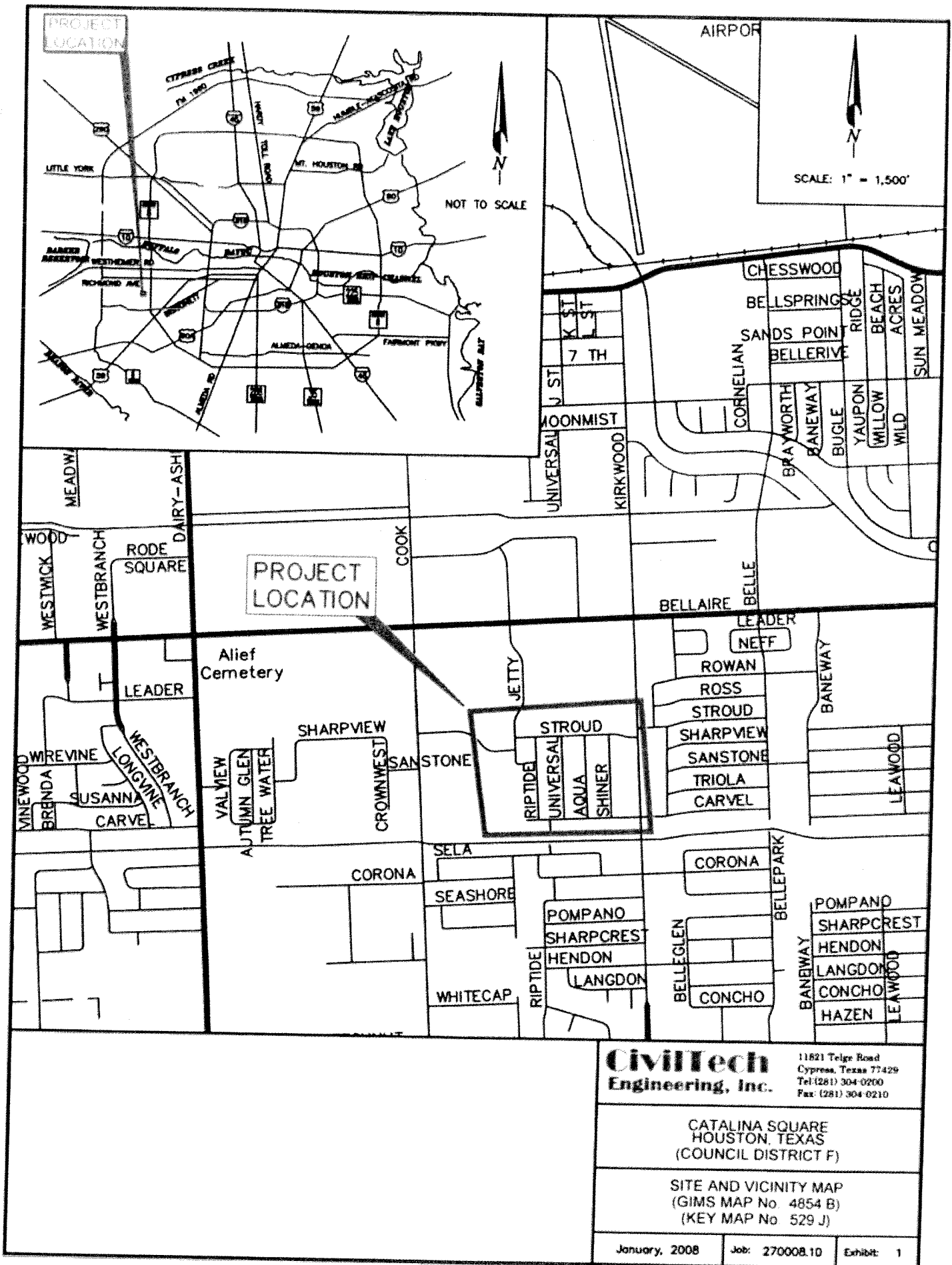
**REQUIRED AUTHORIZATION**

20HA83

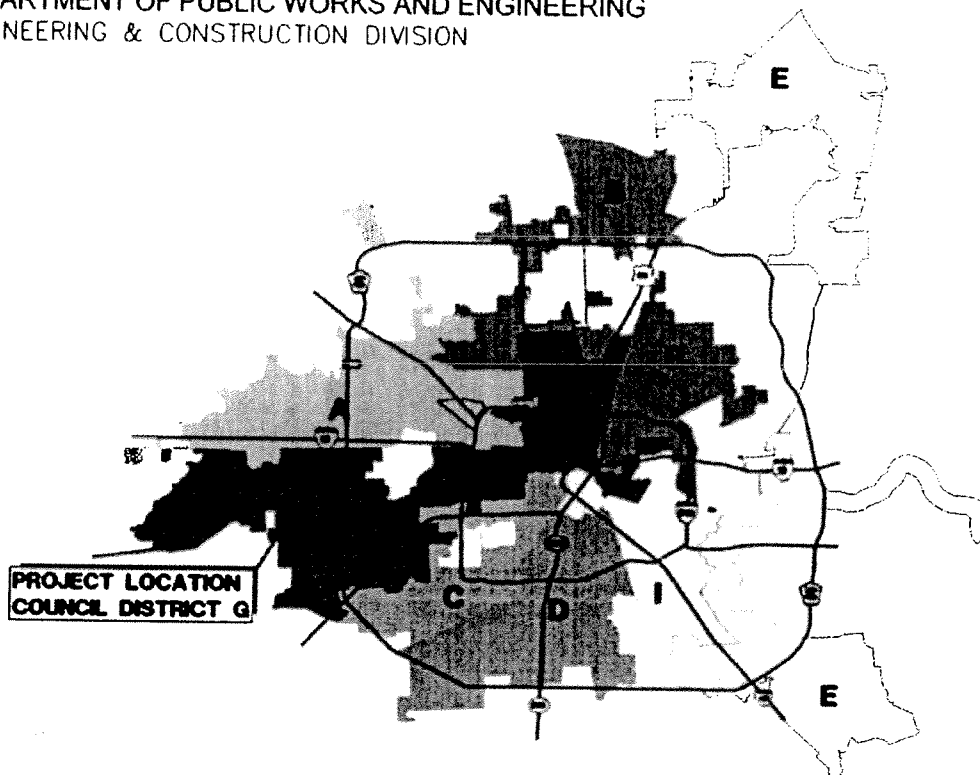
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**Finance Department****Other Authorization:****Other Authorization:**

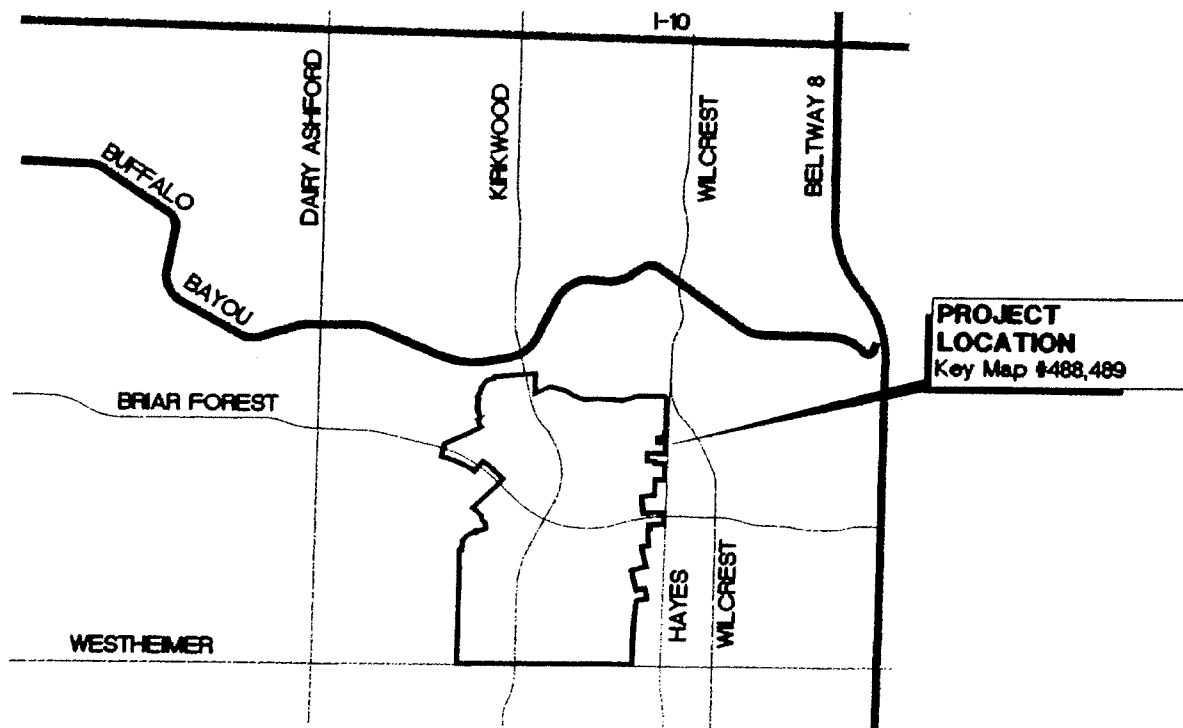
  
Daniel R. Menendez, P.E., Deputy Director  
Engineering and Construction Division



DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
ENGINEERING & CONSTRUCTION DIVISION



NOT TO SCALE



United Engineers, Inc.  
CIVIL ENGINEERING • LAND DEVELOPMENT  
CONSTRUCTION MANAGEMENT • SURVEYING

8305 SOUTHWEST FREWAY, SUITE 600  
HOUSTON, TEXAS 77074

TEL (713) 271-2900  
FAX (713) 271-2999

JOB NO. 28084-00

WBS. No. M-000250-0001-3  
KEY MAP #488,489  
COUNCIL DISTRICT G  
GIMS MAP #4856B(1-12)  
4856D(1-4), 4857D(5-12)  
4857C(1,2)

KIRKWOOD DRIVE/ BRIAR FOREST AREA  
DRAINAGE IMPROVEMENT  
EXHIBIT 1  
CITY COUNCIL DISTRICT MAP  
/ VICINITY MAP

**REQUEST FOR COUNCIL ACTION****TO:** Mayor via City Secretary**RCA #****SUBJECT:** Amending ordinance # 2008-806 to increase the maximum contract amount to Pay for Time and Materials costs by CourtView Justice Solutions (formerly Maximus Inc.).**Category #****Page 1 of 1****Agenda Item#**

19

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

Richard Lewis, Director/CIO – CITD

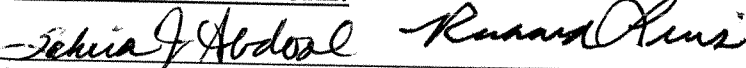
Sahira Abdool – MCA Director

**Origination Date**

December 1, 2009

**Agenda Date**


FEB 17 2010

**DIRECTOR'S SIGNATURE:****Council Districts affected:**

ALL

**For additional information contact:**

Richard Lewis

**Phone:** (832) 393-0082Sahira Abdool **Phone:** (713) 247-4105**Date and identification of prior authorizing Council Action:****RECOMMENDATION: (Summary)**

The Municipal Courts Administration Department recommends that City Council approve an amendment to Ord. No. 2008-806 to delete the spending cap, approve a supplemental allocation of \$405,000 for the remainder of FY2010, and require Council approval for subsequent supplemental allocations of Fund 2207 to the contract.

**Spending Authority: Additional Funding (FY10) - \$405,000****Finance Budget:****SOURCE OF FUNDING:**☐ General Fund☐ Grant Fund☐ Enterprise Fund☒ Other (Specify)

Municipal Courts Technology Fund 2207

**SPECIFIC EXPLANATION:****BACKGROUND**

The City of Houston Municipal Courts is the largest fine-only court system in the United States. Its mission involves the interaction of six City Departments, processing 1.2 million cases annually. In April 2003, the City contracted with MAXIMUS, Inc. (now CourtView Justice Solutions) to design and implement an Integrated Case Management System (ICMS) for the Houston Municipal Courts to migrate from paper to electronic record keeping. During the course of the project disputes arose that resulted in the City filing claims against MAXIMUS. As a result, the City and MAXIMUS representatives entered into Mediation. The mediation produced a tentative settlement, which the City subjected to a third party review to determine if the settlement was in the City's best interest. On September 10, 2008, Council adopted Ordinance No. 2008-806, approving a compromise and settlement agreement, by which the City was awarded \$5 million dollars, plus \$1.7 million in payables due to MAXIMUS, returning to the City \$6.7 of the \$8.6 million paid MAXIMUS.

After determining that there is no "off the shelf" software that meets Houston's requirements, Council subsequently approved a contract with Sogeti USA, Inc. in September 2009 to develop and design a unique case management system. That endeavor is expected to be complete during FY2012. The compromise and settlement agreement with MAXIMUS recognized that there would be a need to utilize MAXIMUS' services to some degree during the transition to a new system. To that end, the settlement provided that beginning June 1, 2008 that all work performed by MAXIMUS, Inc. would be based on time and material costs. The City was granted sole authority to determine and order the scope of any and all services and would not be obligated to any stipulated contract sum.


At the time of the settlement, given the City's relationship with Maximus and having not yet determined what alternative system would be used, it was extremely difficult to estimate what time and materials costs would be. The ordinance provided an initial allocation of \$2.3 million and authorized supplemental allocations up to a total of \$3 million. From the settlement to date, MCA has paid Maximus' successor, CourtView Justice Solutions, a total of \$2.7 million and seeks an additional \$705,000 for the remainder of FY2010, which is \$405,000 over the spending cap. The source of funding will be the Municipal Courts Technology Fee Fund (2207). This fund consists of the proceeds of a \$4 fee added to every Municipal Courts conviction, and which under state law may be used only for Municipal Courts technology improvements.

**REQUIRED AUTHORIZATION**

Richard Lewis  
Chief Technology Officer  
Information Technology

Sahira Abdool  
Director and Chief Clerk  
Municipal Courts Administration

<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Lockwood Andrews & Newnam, Inc. for Extended Feasibility Study for Meyerland Area, Garden Oaks, and Shepherd Forest Drainage Improvements. W.B.S. No. M-000100-0001-3		<b>Page</b> 1 of 2	<b>Agenda Item</b> # 22
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/17/09	<b>Agenda Date</b> 12/17/2010	
<b>DIRECTOR'S SIGNATURE:</b> <i>Michael S. Marcotte</i> Michael S. Marcotte, P.E., D.WRE, BCEE	<b>Council District affected:</b> A, C <i>DS</i>		
<b>For additional information contact:</b> <i>Hamlet Hovsepian</i> Hamlet Hovsepian, P.E. Phone: 713-837-7033 Interim Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION: (Summary)</b> Approve Engineering Services Contract with Lockwood Andrews & Newnam, Inc. and appropriate funds.			
<b>Amount and Source of Funding:</b> \$495,000.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030 <i>U.P. 12/9/09</i>			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This contract is to prepare an Extended Feasibility Study for areas that have been identified as likely candidates for Storm Drainage Capital Improvement Plan projects. The study will investigate, verify, and define storm drainage problems, structural flooding, and storm system capacity issues reported in the study area. The study will determine if there are feasible, cost effective solutions and if a project is warranted for inclusion in the Capital Improvement Plan for further development.			
<b>DESCRIPTION/SCOPE:</b> This project is part of the Storm Drainage Capital Improvement Plan and is required to provide professional engineering services to address drainage improvements in the area.			
<b>LOCATION:</b> The study area for Meyerland Area is generally bound by Brays Bayou on the north, Bellfort on the south, Loop 610 on the east, and Atwell on the west. Key Map grids 531T, U. The study area for Garden Oaks and Shepherd Forest is generally bound by Pinemont on the north, Loop 610 on the south, Shepherd on the east, and Ella on the west. Key Map grids 452G, L, Q.			
<b>SCOPE OF CONTRACT AND FEE:</b> Under the terms of the Contract, the Consultant will perform Extended Feasibility Study Services and Additional Services. The Basic Services Fee will be compensated on a reimbursable basis with authorization not to exceed the agreed upon amount. The total Basic Services appropriation is \$385,975.00. The Contract also includes certain Additional Services to be paid on a reimbursable basis. The Additional Services include surveying. The total Additional Services appropriation is \$64,025.00.  The total cost of this project is \$495,000.00 to be appropriated as follows: \$450,000.00 for contract services and \$45,000.00 for project management.			
<b>PAY OR PLAY PROGRAM:</b> 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 provide health benefits to eligible employees.			
<b>REQUIRED AUTHORIZATION</b> <b>CUIC# 20DS05</b>			
<b>Finance Department</b> <i>[Signature]</i>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>[Signature]</i> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

<b>Date</b>	<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Lockwood Andrews & Newnam, Inc. for Extended Feasibility Study for Meyerland Area, Garden Oaks, and Shepherd Forest Drainage Improvements. W.B.S. No. M-000100-0001-3	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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**M/WBE INFORMATION:** Due to limited opportunities to engage M/WBE firms in this project, the standard 24% M/WBE goal is not attainable. The M/WBE goal for the project is set at 12%. The Good Faith Efforts by Lockwood Andrews & Newnam, Inc. were reviewed and approved by the Affirmative Action and Contract Compliance Division. The Consultant has proposed the following firms to achieve this goal.

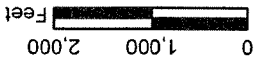
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Grounds Anderson, LLC	Engineering Services	\$ 62,905.00	13.98%
	<b>TOTAL</b>	<b>\$ 62,905.00</b>	<b>13.98%</b>

  
MSM:DRM:HH:HJ:DS:klw

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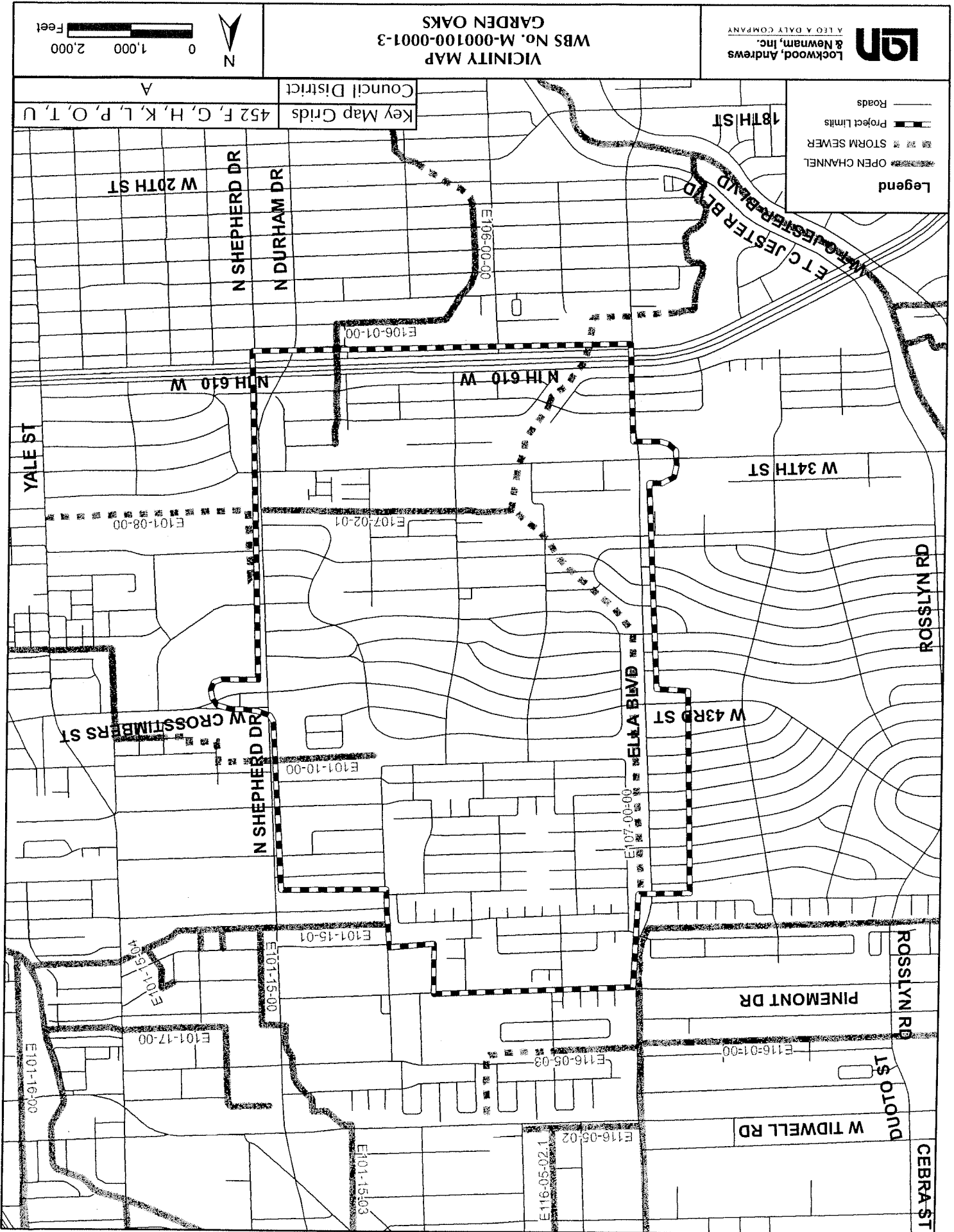
c: Marty Stein  
Susan Bandy  
Velma Laws  
Gary Drabek  
Craig Foster  
W.B.S. No. M-000100-0001-3

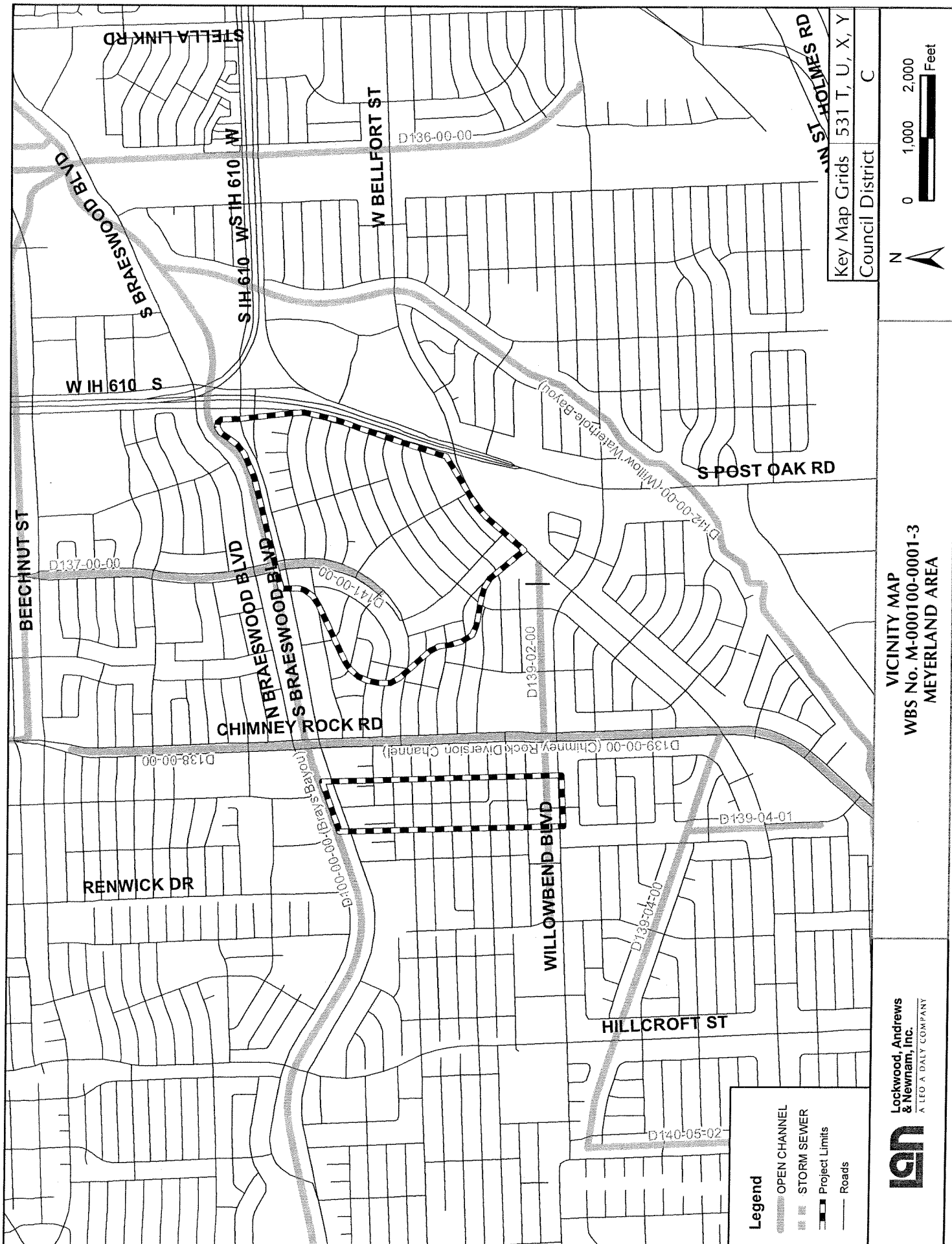
**VICINITY MAP**  
 WBS No. M-000100-0001-3  
 GARDEN OAKS

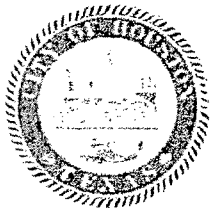


- Legend**
- Roads
  - - - Project Limits
  - STORM SEWER
  - OPEN CHANNEL

Key Map Grids 452 F, G, H, K, L, P, O, T, U  
 Council District A







# CITY OF HOUSTON

Department of Public Works and Engineering

## Interoffice

Correspondence

To: Velma Laws  
Director  
Affirmative Action and Contract  
Compliance

From: Interim Senior Assistant Director  
Engineering Branch  
Engineering and Construction Division

Date: August 20, 2009

Subject: **MWDBE GOALS ON ENGINEERING  
SERVICES CONTRACTS RELATED TO STORM  
WATER EXTENDED FEASIBILITY STUDIES**

**WBS NO. M-000100**

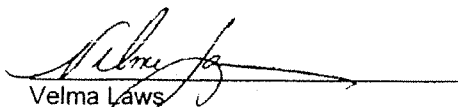
The Storm Water Engineering Section recently made engineer selections for FY10 engineering services to perform storm water extended feasibility studies. The outcome of these unprecedented studies will be a determination of the warrant for and feasibility of certain drainage improvements. Unlike the traditional preliminary engineering report, the studies will involve less intense basic and additional services to complete. The work tasks associated with a study include data gathering and processing, hydrodynamic modeling, and a report of findings to the City. I do not anticipate any single study taking longer than four months to complete.

We are currently in the negotiation process with eight engineers for professional services related to the storm water extended feasibility studies. Due to the nature of the work tasks associated with a drainage improvement study, it is important that there be continuity in the handling of the data and execution of the modeling. In an effort to satisfy the current contract compliance goal of 24% MWDBE participation for storm water engineering services contracts, our selected engineers may divide the work tasks to such an extent that we fear the outcome of the studies will be compromised.

I am writing to request your consideration in reducing the participation goal to 12% for contract compliance related to these storm water extended feasibility studies only. I feel this goal preserves the continuity and integrity of the work while upholding the goals of affirmative action. For final design and construction phase professional services, after the studies are complete, the standard 24% MWDBE participation goal for contract compliance would be in effect.

Should you have any questions or require additional information, please contact Harish Jajoo, P.E. at 713-837-0442

APPROVED:

  
Velma Laws

  
Hamlet Hovsepian, P.E.

HH:HJ:DS:dps

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c: Daniel R. Menendez, P.E.  
M-000100 (1.5 COR)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Professional Engineering Services Contract between the City and Michael Baker Jr., Inc. for Extended Feasibility Study for Easthaven Blvd. Drainage Improvements.  
WBS No. M-000100-0007-3

Page  
1 of 2

Agenda Item #

23

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

Department of Public Works and Engineering

**Origination Date**

12-17-09

**Agenda Date**

FEB 17 2010

**DIRECTOR'S SIGNATURE:**

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

**Council District affected:**

1 R.A

**For additional information contact:**

*Hamlet Hovsepian*  
Hamlet Hovsepian, P.E. Phone: 713-837-7033  
Interim Senior Assistant Director

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

**RECOMMENDATION: (Summary)**

Approve Engineering Services Contract with Michael Baker Jr., Inc. and appropriate funds.

**Amount and Source of Funding:** \$226,588.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030.  
*M.P. 12/9/09*

**PROJECT NOTICE/JUSTIFICATION:** This contract is to prepare an Extended Feasibility Study for areas that have been identified as likely candidates for Storm Drainage Capital Improvement Plan projects. This study will investigate, verify, and define storm drainage problems, structural flooding, and storm system capacity issues reported in the study area. The Extended Feasibility Study will determine if there are feasible, cost effective solutions and if a project is warranted for inclusion in the Capital Improvement Plan for further development.

**DESCRIPTION/SCOPE:** This project is part of the Storm Drainage Capital Improvement Plan and is required to address drainage improvements in the area.

**LOCATION:** The project is bounded by Bryant Street on the north, Ledge Street on the south, Vesper Street on the west, and IH-45 on the east. Key Map Grids 575 H, M and 576 E and J.

**SCOPE OF CONTRACT AND FEE:** Under the terms of the Contract, the Consultant will perform Extended Feasibility Study Services and will be compensated on a reimbursable basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$173,360.00. The Contract also includes certain Additional Services to be paid on a reimbursable basis. The Additional Services include surveying. The total Additional Services appropriation is \$32,629.00.

The total cost of this project is \$226,588.00 to be appropriated as follows: \$205,989.00 for contract services and \$20,599.00 for project management.

**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 provide health benefits to eligible employees.

**REQUIRED AUTHORIZATION**

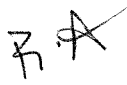
CUIC# 20RRA03

Finance Department

Other Authorization:

Other Authorization:

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

Date	<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Michael Baker Jr., Inc. for Extended Feasibility Study for Easthaven Blvd. Drainage Improvements. WBS No. M-000100-0007-3	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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**M/WBE INFORMATION:** Due to limited opportunities to engage M/WBE firms in this project, the standard 24% M/WBE goal is not attainable. The M/WBE goal for the project is set at 12%. The Good Faith Efforts by Michael Baker Jr., Inc. were reviewed and approved by the Affirmative Action and Contract Compliance Division. The Consultant has proposed the following firm to achieve this goal.

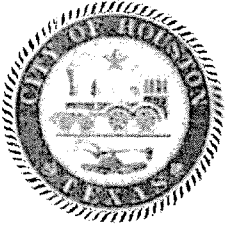
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Landtech Consultants, Inc.	Surveying	<u>\$25,582.00</u>	<u>12.41%</u>
<b>TOTAL</b>		<b>\$25,582.00</b>	<b>12.41%</b>

MSM:DRM:HH:HJ:RRA:klw

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c: Marty Stein  
Velma Laws  
Susan Bandy  
Gary Drabek  
Craig Foster

File No. M-000100-0007-3



# CITY OF HOUSTON

Department of Public Works and Engineering

## Interoffice

Correspondence

To: Velma Laws  
Director  
Affirmative Action and Contract  
Compliance

From: Interim Senior Assistant Director  
Engineering Branch  
Engineering and Construction Division

Date: August 20, 2009

Subject: **MWDBE GOALS ON ENGINEERING  
SERVICES CONTRACTS RELATED TO STORM  
WATER EXTENDED FEASIBILITY STUDIES**

**WBS NO. M-000100**

The Storm Water Engineering Section recently made engineer selections for FY10 engineering services to perform storm water extended feasibility studies. The outcome of these unprecedented studies will be a determination of the warrant for and feasibility of certain drainage improvements. Unlike the traditional preliminary engineering report, the studies will involve less intense basic and additional services to complete. The work tasks associated with a study include data gathering and processing, hydrodynamic modeling, and a report of findings to the City. I do not anticipate any single study taking longer than four months to complete.

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Should you have any questions or require additional information, please contact Harish Jajoo, P.E. at 713-837-0442

APPROVED:

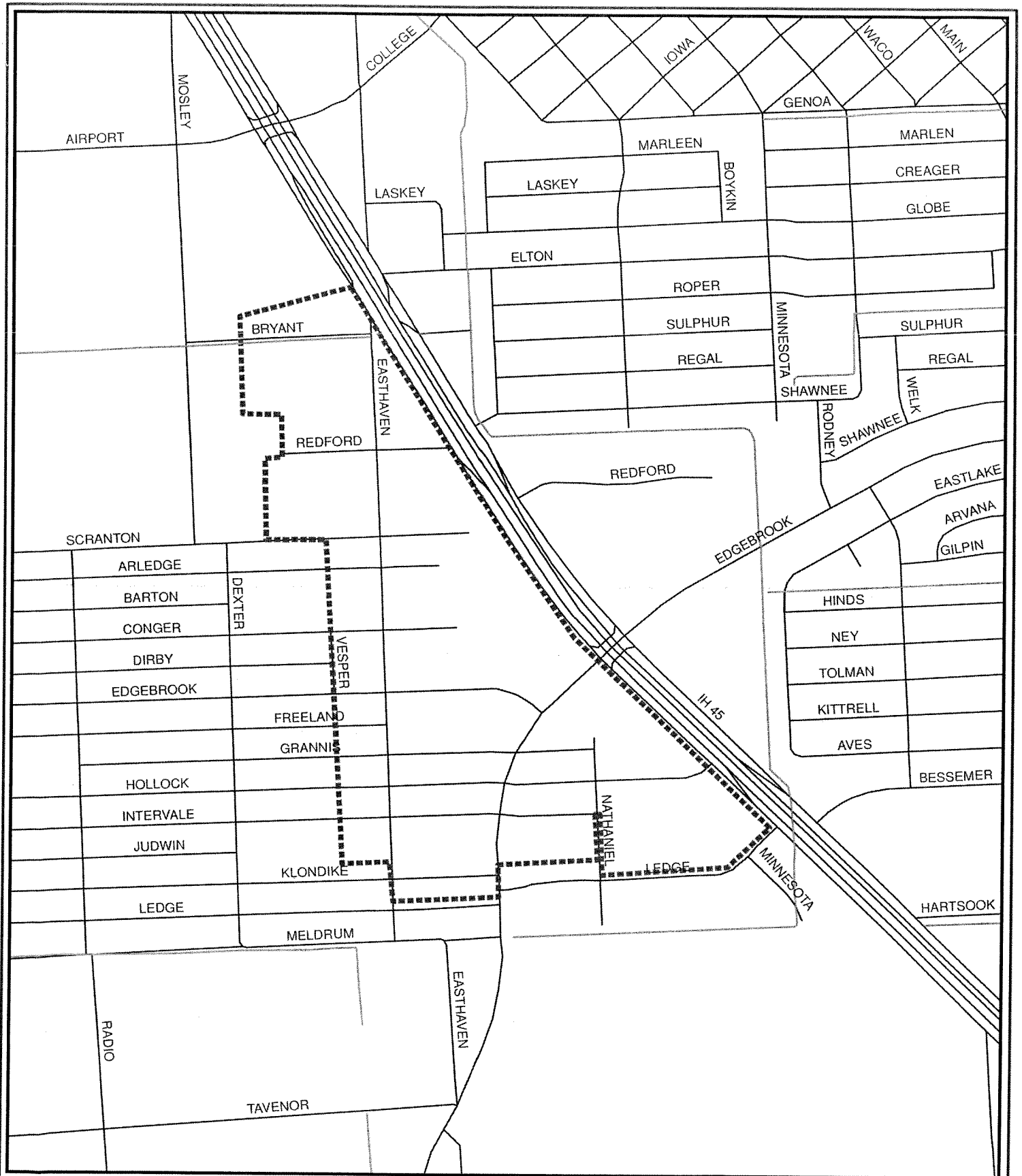
Velma Laws

HH:HJ:DS:dps




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Hamlet Hovsepian, P.E.

c: Daniel R. Menendez, P.E.  
M-000100 (1.5 COR)



# LEGEND

 S\_WTR\_LN  
 S\_TRANSPORT\_LN  
 PROJECT AREA

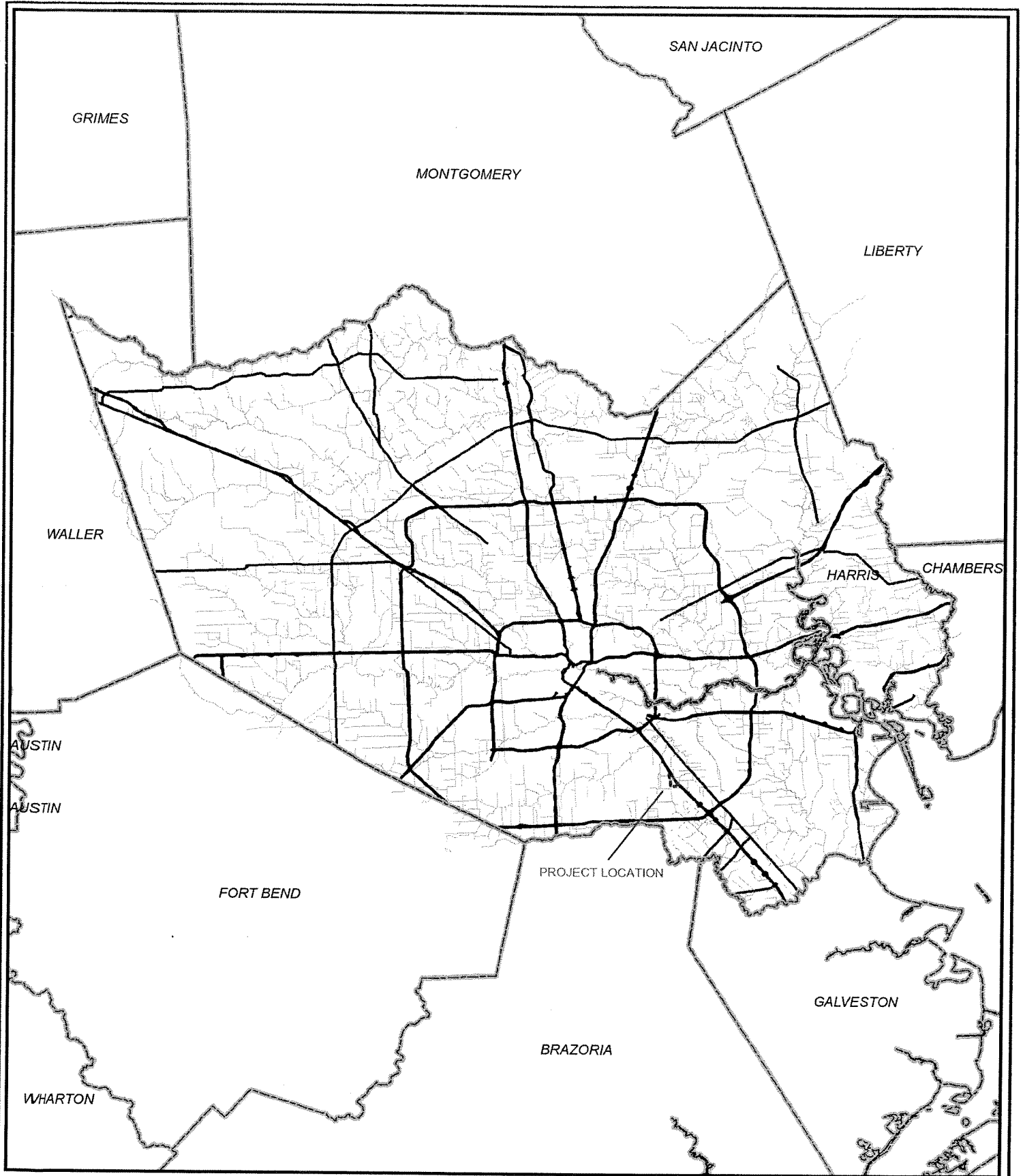


1 inch equals 1,000 feet





Extended Feasibility Study  
East Haven Blvd.  
M-000100-0007-3  
Vicinity Map



Map Printed: September, 2009  
Map Coordinate System - Texas State Plane (South Central)  
Projection in NAD83 units Feet.



**LEGEND**

-  S\_WTR\_LN
-  S\_TRANSPORT\_LN
-  PROJECT AREA
-  HARRIS COUNTY BOUNDARY

1 inch equals 48,000 feet




**Extended Feasibility Study**  
**East Haven Blvd.**  
**M-000100-0007-3**  
**Location Map**



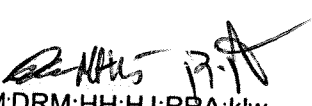
Map Printed: September, 2009  
Map Coordinate System - Texas State Plane (South Central)  
Projection in NAD83 units Feet

<b>SUBJECT:</b> Professional Engineering Services Contract between the City and Sparks-Barlow-Barnett/A Howard R. Green Company for Extended Feasibility Study for Binglewood and Inwood Forest Drainage Improvements. WBS No. M-000100-0003-3		<b>Page</b> 1 of 2 <i>RA</i>	<b>Agenda Item #</b>  <i>24</i>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/30/09	<b>Agenda Date</b> FEB 17 2010	
<b>DIRECTOR'S SIGNATURE:</b> <i>[Signature]</i> Michael S. Marcotte, P.E., D.WRE, BCEE	<b>Council District affected:</b> A <i>RA</i>		
<b>For additional information contact:</b> Hamlet Hovsepien, P.E. Phone: 713-837-7033 Interim Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION: (Summary)</b> Approve Engineering Services Contract with Sparks-Barlow-Barnett/A Howard R. Green Company and appropriate funds.			
<b>Amount and Source of Funding:</b> \$275,554.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030. <i>M.P. 12/15/09</i>			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This contract is to prepare an Extended Feasibility Study for areas that have been identified as likely candidates for Storm Drainage Capital Improvement Plan projects. This study will investigate, verify, and define storm drainage problems, structural flooding, and storm system capacity issues reported in the study area. The Extended Feasibility Study will determine if there are feasible, cost effective solutions and if a project is warranted for inclusion in the Capital Improvement Plan for further development.			
<b>DESCRIPTION/SCOPE:</b> This project is part of the Storm Drainage Capital Improvement Plan and is required to provide professional engineering services to address drainage improvements in the area.			
<b>LOCATION:</b> This project is bounded by Gulf Bank on the north, Montgomery on the east, Blalock on the west, and Brickhouse Gully on the south. Key Map Grids 411 U and Q; and 450 L.			
<b>SCOPE OF CONTRACT AND FEE:</b> Under the terms of the Contract, the Consultant will perform Extended Feasibility Study Services and will be compensated on a reimbursable basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$225,591.92. The Contract also includes certain Additional Services to be paid on a reimbursable basis. The Additional Services include surveying. The total Additional Services appropriation is \$24,912.			
The total cost of this project is \$275,554.00 to be appropriated as follows: \$250,503.92 for contract services and \$25,050.08 for project management.			
<b>PAY OR PLAY PROGRAM:</b> 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 provide health benefits to eligible employees.			
<b>REQUIRED AUTHORIZATION</b> CUIC# 20RRA02			
<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> <i>[Signature]</i> Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Date	SUBJECT Professional Engineering Services Contract between the City and Sparks-Barlow-Barnett/A Howard R. Green Company for Extended Feasibility Study for Binglewood and Inwood Forest Drainage Improvements. WBS No. M-000100-0003-3	Originator's Initials 	Page 2 of 2
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**M/WBE INFORMATION:** Due to limited opportunities to engage M/WBE firms in this project, the standard 24% M/WBE goal is not attainable. The M/WBE goal for the project is set at 12%. The Good Faith Efforts by Sparks-Barlow-Barnett/A Howard R. Green Company were reviewed and approved by the Affirmative Action and Contract Compliance Division. The Consultant has proposed the following firms to achieve this goal.

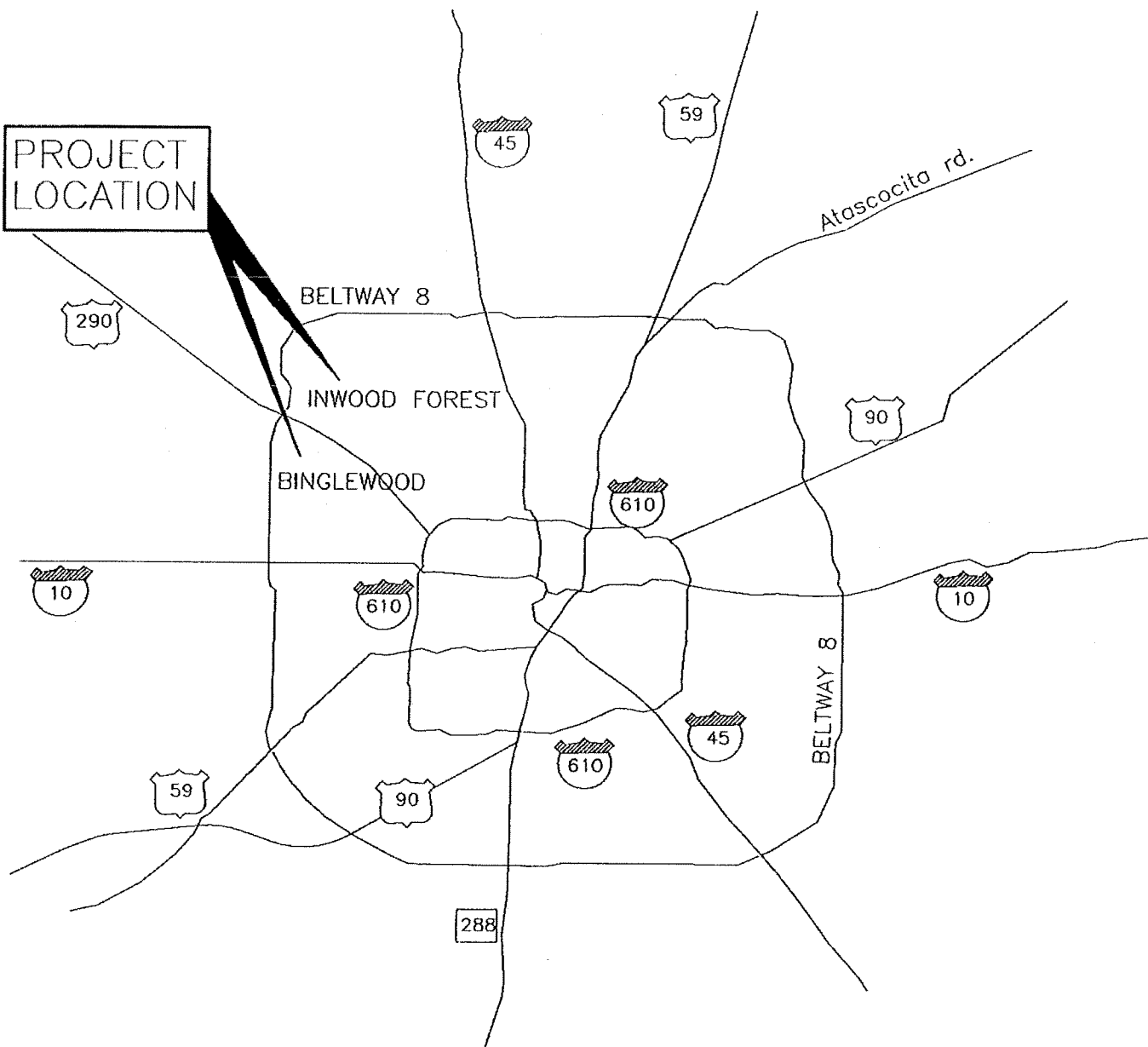
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Isani Consultants, Inc.	Civil Engineering Services	\$20,287.00	8.09%
2. Landtech Consultants, Inc.	Surveying	\$20,912.00	8.35%
3. B & E Reprographics	Printing & Reproduction	<u>\$ 4,000.00</u>	<u>1.60%</u>
<b>TOTAL</b>		<b>\$45,199.00</b>	<b>18.04%</b>

  
MSM:DRM:HH:HJ:RRA:klw

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c: Marty Stein  
Velma Laws  
Susan Bandy  
Gary Drabek  
Craig Foster  
File No. M-000100-0003-3

PROJECT  
LOCATION



## VICINITY MAP

KEY MAP 450 L AND 411 U&Q



**SPARKS - BARLOW - BARNETT, INC.**  
AN HR GREEN COMPANY

FILENAME:

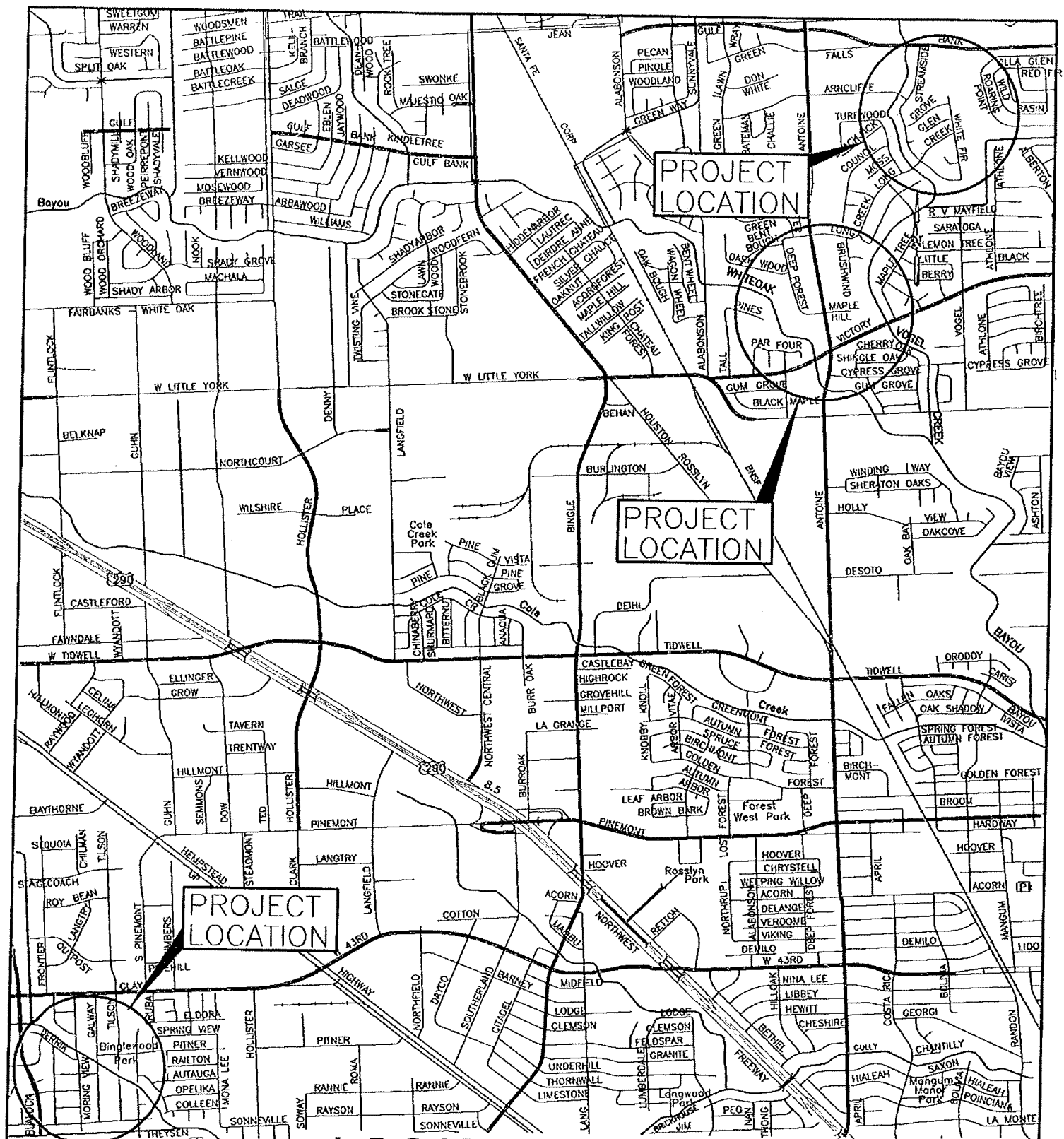
LOCATION MAP.DWG

DATE:

SEPTEMBER 2009

## CITY OF HOUSTON

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
ENGINEERING FEASIBILITY STUDY  
FOR BINGLEWOOD AND INWOOD FOREST  
PACKAGE M-0293; WBS NO.: M-000100-0003-003



# LOCATION MAP

KEY MAP 450 L AND 411 U&Q



**SPARKS - BARLOW - BARNETT, INC.**  
AN HR GREEN COMPANY

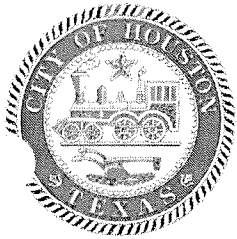
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**CITY OF HOUSTON**  
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
ENGINEERING FEASIBILITY STUDY  
FOR BINGLEWOOD AND INWOOD FOREST  
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# CITY OF HOUSTON

Department of Public Works and Engineering

## Interoffice

Correspondence

To: Velma Laws  
Director  
Affirmative Action and Contract  
Compliance

From: Interim Senior Assistant Director  
Engineering Branch  
Engineering and Construction Division

Date: August 20, 2009

Subject: **MWDBE GOALS ON ENGINEERING  
SERVICES CONTRACTS RELATED TO STORM  
WATER EXTENDED FEASIBILITY STUDIES**

**WBS NO. M-000100**

The Storm Water Engineering Section recently made engineer selections for FY10 engineering services to perform storm water extended feasibility studies. The outcome of these unprecedented studies will be a determination of the warrant for and feasibility of certain drainage improvements. Unlike the traditional preliminary engineering report, the studies will involve less intense basic and additional services to complete. The work tasks associated with a study include data gathering and processing, hydrodynamic modeling, and a report of findings to the City. I do not anticipate any single study taking longer than four months to complete.

We are currently in the negotiation process with eight engineers for professional services related to the storm water extended feasibility studies. Due to the nature of the work tasks associated with a drainage improvement study, it is important that there be continuity in the handling of the data and execution of the modeling. In an effort to satisfy the current contract compliance goal of 24% MWDBE participation for storm water engineering services contracts, our selected engineers may divide the work tasks to such an extent that we fear the outcome of the studies will be compromised.

I am writing to request your consideration in reducing the participation goal to 12% for contract compliance related to these storm water extended feasibility studies only. I feel this goal preserves the continuity and integrity of the work while upholding the goals of affirmative action. For final design and construction phase professional services, after the studies are complete, the standard 24% MWDBE participation goal for contract compliance would be in effect.

Should you have any questions or require additional information, please contact Harish Jajoo, P.E. at 713-837-0442

APPROVED:

A handwritten signature of Velma Laws, written in black ink, is positioned above a horizontal line.

Velma Laws

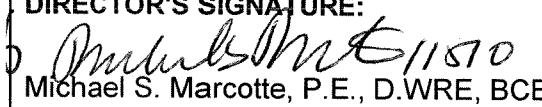


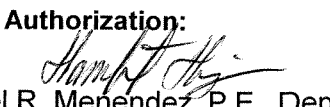
A handwritten signature of Hamlet Hovsepian, written in black ink, is positioned above a horizontal line.

Hamlet Hovsepian, P.E.

HH:HJ:DS:dps

Z:\design\A-sw-div\WPDATA\EXTENDED FEASIBILITY STUDY\IOC- HH to Laws re MWDBE goal for EFS.doc

c: Daniel R. Menendez, P.E.  
M-000100 (1.5 COR)

<b>SUBJECT:</b> Professional Engineering Services Contract between the City and TSC Engineering Company for Extended Feasibility Study for Western Village and Sherwood Estates Drainage Improvements. W.B.S. No. M-000100-0004-3		Page 1 of 2	Agenda Item # <b>25</b>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 1-21-10	<b>Agenda Date</b> FEB 17 2010	
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE	<b>Council District affected:</b> A 		
<b>For additional information contact:</b>  Hamlet Hovsepian, P.E. Phone: 713-837-7033 Interim Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION: (Summary)</b> Approve Engineering Services Contract with TSC Engineering Company and appropriate funds.			
<b>Amount and Source of Funding:</b> \$214,100.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030 <i>U.P. 12/9/09</i>			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This contract is to prepare an Extended Feasibility Study for areas that have been identified as likely candidates for Storm Drainage Capital Improvement Plan projects. This study will investigate, verify, and define storm drainage problems, structural flooding, and storm system capacity issues reported in the study area. The Extended Feasibility Study will determine if there are feasible, cost effective solutions and if a project is warranted for inclusion in the Capital Improvement Plan for further development.			
<b>DESCRIPTION/SCOPE:</b> This project is part of the Storm Drainage Capital Improvement Plan and is required to provide professional engineering services to address drainage improvements in the area.			
<b>LOCATION:</b> The study area is generally bound by Metronome Street on the north, Chatterton Street on the south, Brittmore Street on the east, and HCFC D W167-00-033; along Addicks Reservoir Dam on the west. Key Map Grids: 449 Q and T.			
<b>SCOPE OF CONTRACT AND FEE:</b> Under the terms of the Contract, the Consultant will perform Extended Feasibility Study Services and will be compensated on a reimbursable basis with a not to exceed agreed upon amount. The negotiated maximum appropriation for Basic Services is \$176,223.00. The Contract also includes certain Additional Services to be paid on a reimbursable basis. Additional Services includes but is not limited to surveying. The total Additional Services appropriation is \$18,417.00.  The total cost of this project is \$214,100.00 to be appropriated as follows: \$194,640.00 for contract services and \$19,460.00 for project management.			
<b>PAY OR PLAY PROGRAM:</b> 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 provide health benefits to eligible employees.			
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC # 20CH11</b>	
<b>Finance Department</b>		<b>Other Authorization:</b>	
		<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

<b>Date</b>	<b>SUBJECT:</b> Professional Engineering Services Contract between the City and TSC Engineering Company for Extended Feasibility Study for Western Village and Sherwood Estates Drainage Improvements. W.B.S. No. M-000100-0004-3	<b>Originator's Initials</b>  CJA	<b>Page</b> 2 of 2
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**M/WBE INFORMATION:** Due to limited opportunities to engage M/WBE firms in this project, the standard 24% goal is not attainable. The M/WBE goal for the project is set at 12%. The Good Faith Efforts by TSC Engineering Company were reviewed and approved by the Affirmative Action and Contract Compliance Division. The Consultant has proposed the following firms to achieve this goal.

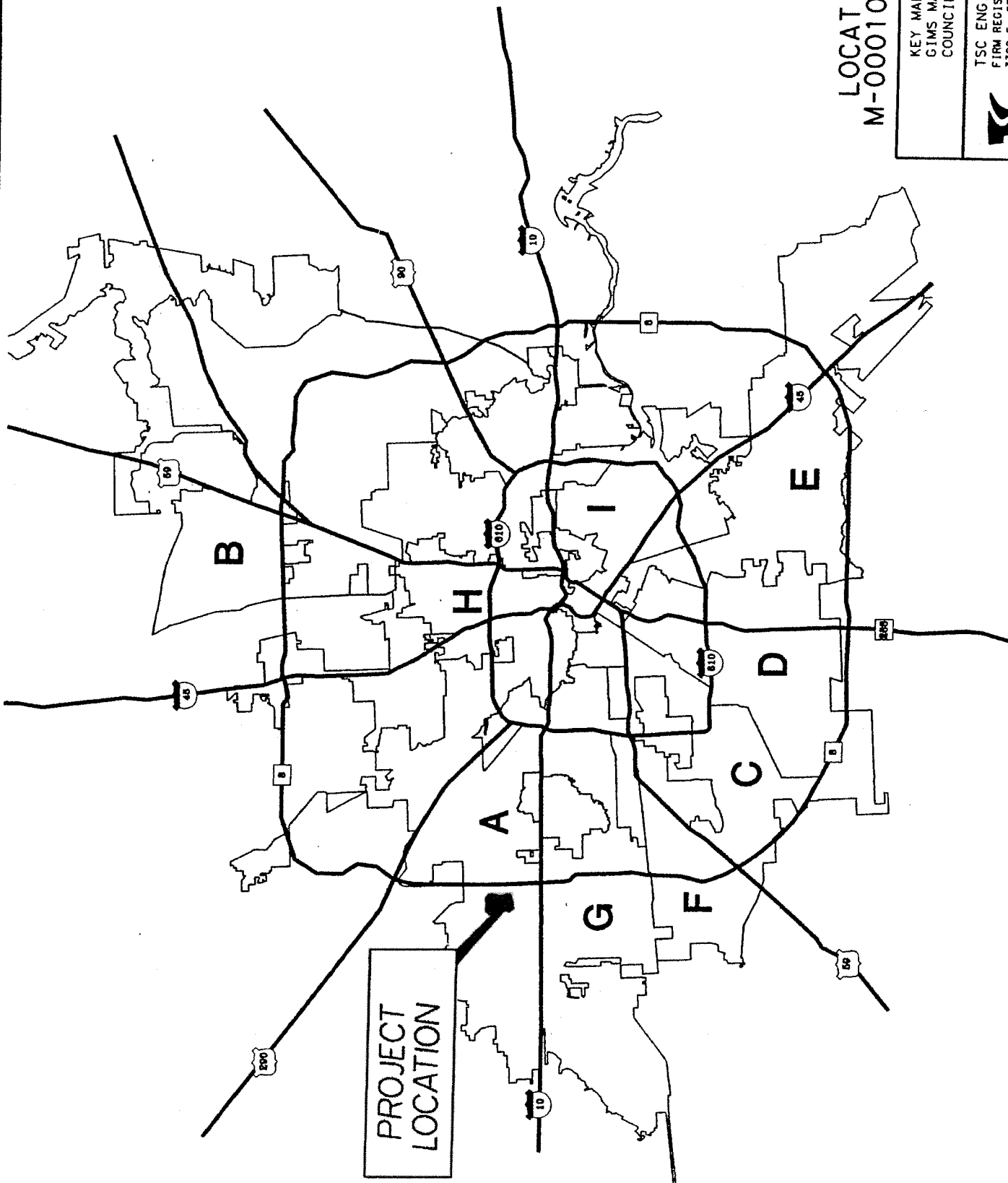
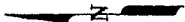
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Geotech Engineering and Testing	Technical Support	\$12,010.00	6.17%
2. CivilTech Engineering, Inc. Corporation	Engineering Support	\$10,005.00	5.14%
3. B & E Reprographics, Inc.	Reproduction	\$ 2,123.00	1.09%
<b>TOTAL</b>		<b>\$24,138.00</b>	<b>12.40%</b>

MSM:DRM:HH:HJ:CH:klw

Z:\design\A-sw-div\WPDATA\EXTENDED FEASIBILITY STUDY\EFS Pkg 4 Contract (TSC)\Council Award Package\TSC RCA.doc

c: Marty Stein  
Velma Laws  
Susan Bandy  
Gary Drabek  
Craig Foster  
WBS No. M-000100-0004-3

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SCALE IN FEET

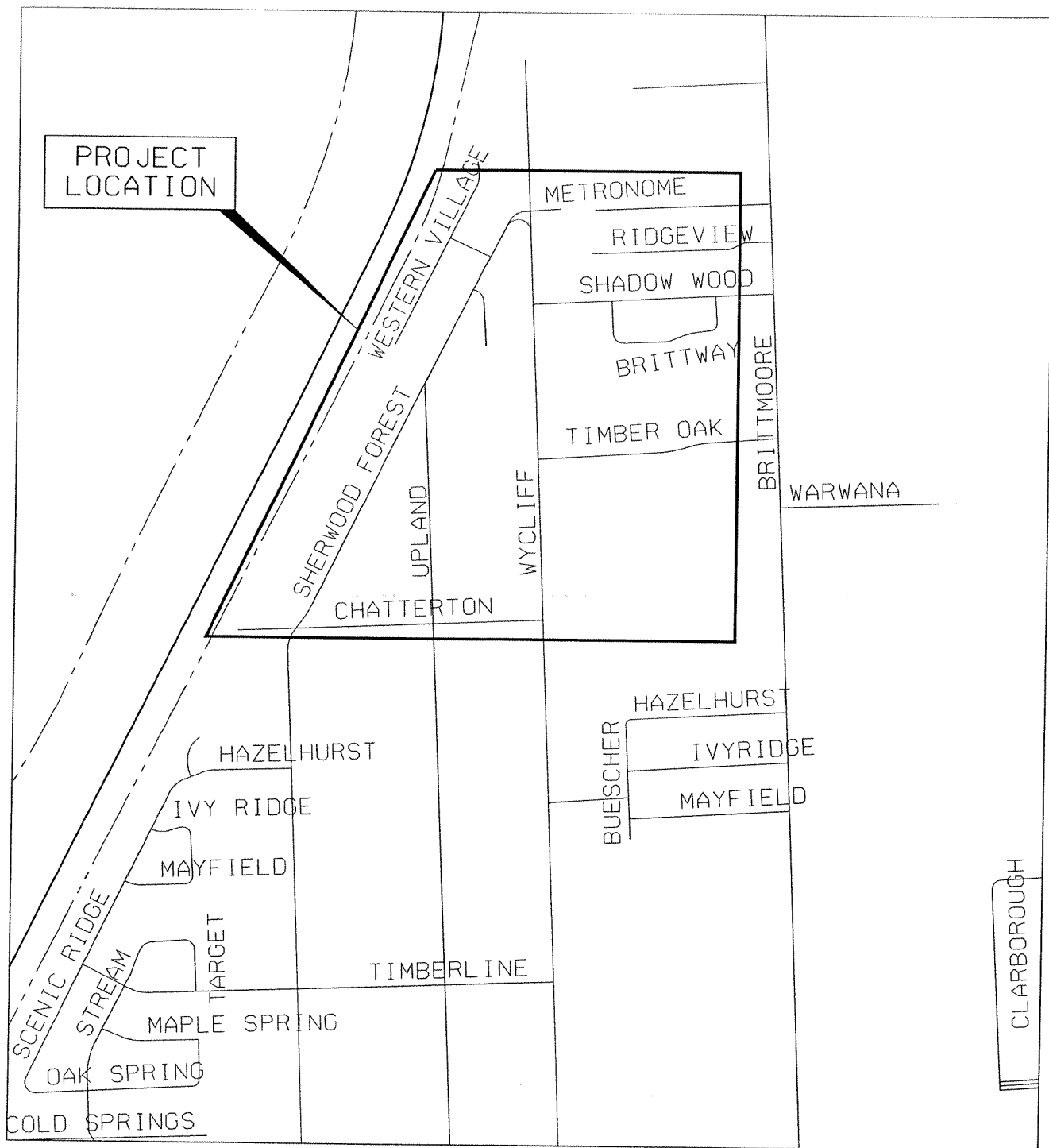


# LOCATION MAP M-000100-0004-3

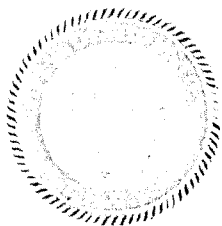
KEY MAP NO 449 T  
GIMS MAP NO 4858B  
COUNCIL DISTRICT A

TSC ENGINEERING COMPANY  
FIRM REGISTRATION NO. 136  
3300 S. GESSNER RD., SUITE 100  
HOUSTON, TEXAS 77063  
TEL. (713) 784-7777  
FAX (713) 784-7733





VICINITY MAP  
 KEY MAP NO 449 T  
 GIMS MAP NO 4858B  
 COUNCIL DISTRICT A



# CITY OF HOUSTON

Department of Public Works and Engineering

## Interoffice

Correspondence

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**WBS NO. M-000100**

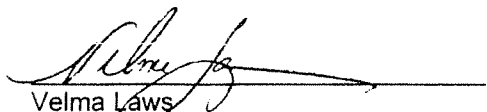
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APPROVED:



Velma Laws


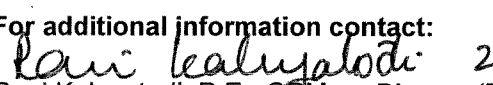
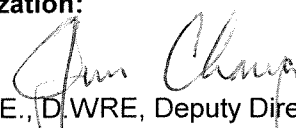



Hamlet Hovsepian, P.E.

HH:HJ:DS:dps

Z:\design\A-sw-div\WPDATA\EXTENDED FEASIBILITY STUDY\IOC- HH to Laws re MWDBE goal for EFS.doc

c: Daniel R. Menendez, P.E.  
M-000100 (1.5 COR)

<b>SUBJECT:</b> Contract Award for Pinemont Drive Paving from T.C. Jester to Ella Boulevard WBS Nos. N-000475-0001-4 and S-000500-0089-4		<b>Page</b> 1 of <u>2</u>	<b>Agenda Item</b> # <u>26</u>
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b>  2-11-10	<b>Agenda Date</b>  FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE		<b>Council District affected:</b>  JK A, B	
<b>For additional information contact:</b>  2/10/10 Ravi Kaleyatodi, P.E., CPM Phone: (713) 837-0452 Senior Assistant Director		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b> Accept low bid, award construction contract and appropriate funds			
<b>Amount and Source of Funding:</b> Total of \$8,565,850.00 to be appropriated as follows: \$7,617,030.00 from the Metro Projects Construction Fund No. 4040 \$948,820.00 from the Water and Sewer System Consolidated Construction Fund No. 8500 <i>M.P. 2/11/10</i>			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project is part of the Street & Traffic Capital Improvement project (CIP) and is necessary to meet City of Houston standards and improve traffic.			
<b>DESCRIPTION/SCOPE:</b> This project consists of the reconstruction of Pinemont Drive from T.C. Jester to Ella Boulevard. The new roadway will consist of a four (4) - lane divided concrete boulevard section with curb and gutter, sidewalks and other underground utilities. The contract duration for this project is 580 calendar days. This project was designed by Nathelyne A. Kennedy & Associates.			
<b>LOCATION:</b> The project area is along Pinemont Drive from T.C. Jester to Ella Boulevard. The project is located in Key Map Grids 451H, 452E & F.			
<b>BIDS:</b> Bids were received on August 27, 2009. The twelve (12) bids are as follows:			
<b>Bidder</b>		<b>Bid Amount</b>	
1.	Triple B Services, L.L.P.	\$7,514,375.03	
2.	Angel Brothers Enterprise, Ltd.	\$7,577,948.77	
3.	Conrad Construction Co., LTD.	\$7,679,974.24	
4.	Texas Sterling Construction Co.	\$7,761,136.12	
5.	Reytec Construction Resources, Inc.	\$7,980,252.50	
6.	SER Construction Partners, LTD.	\$7,998,105.80	
7.	South Coast Construction, Inc.	\$8,624,940.35	
8.	JFT Construction, Inc.	\$8,837,902.67	
9.	Total Site, Inc.	\$9,022,478.97	
10.	Metro City Construction, L.P.	\$9,153,299.94	
11.	Total Contracting Limited	\$9,214,797.81	
12.	Hassell Construction Company, Inc.	\$9,413,361.40	
<b>REQUIRED AUTHORIZATION</b>			
<b>Finance Department:</b>		<b>CUIC ID#20SAB33A</b>	
<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division		<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

<b>Date</b>	<b>Subject:</b> Contract Award for Pinemont Drive Paving from T.C. Jester to Ella Boulevard WBS Nos. N-000475-0001-4 and S-000500-0089-4	<b>Originator's Initials</b> SAB	<b>Page</b> <b>2 of 2</b>
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**AWARD:** It is recommended that this construction Contract be awarded to Triple B Services, LLP with a low bid of \$7,514,375.03 and that Addenda numbers 1 and 2 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$8,565,850.00 to be appropriated as follows:

•	Bid Amount	\$7,514,375.03
•	Contingencies	\$375,730.00
•	Engineering and Testing Services	\$300,000.00
•	Project Management	\$375,744.97

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

Bonus for Early Completion is \$75,000.00 maximum. This represents the number of days between the Contract substantial Completion date and the Early Completion date, 30 calendar days maximum, multiplied by \$2,500.00 per day. The actual amount, if applicable, will be based upon 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 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 program to satisfy the 7% MBE goal, and 10% 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.	Curb Installation - Sub	\$13,740.00	0.18%
2. Traf-Tex, Inc.	Electrical / Maintenance Services	\$51,064.00	0.68%
3. Environmental Allies, L.P.	Erosion Control and Silt Fencing	\$37,422.00	0.50%
4. D. Solis Trucking Company, Inc.	Trucking	\$182,346.00	2.43%
5. Access Data Supply, Inc.	Stabilized Sand Distributor	\$257,470.00	3.42%
<b>TOTAL</b>		<b>\$542,042.00</b>	<b>7.21%</b>

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Aggregate Technologies, Inc.	Sawcutting	\$83,522.00	1.11%
2. Work Zone Products, Inc.	Traffic Control	\$85,446.00	1.14%
3. CleanServe, Inc.	San. Sewer Televising	\$33,620.00	0.45%
4. Contractors Paving Supply, LLP	Paving Supply	\$77,044.00	1.02%
5. Willow City Sign & Rail, Inc.	Guard Rail Installation	\$5,100.00	0.07%
6. Menade, Inc.	Bridge Installation	\$543,742.00	7.24%
<b>TOTAL</b>		<b>\$828,474.00</b>	<b>11.03%</b>

This project has been reviewed by TDLR for accessibility requirements and is registered with the State as: EABPRJA9815439.

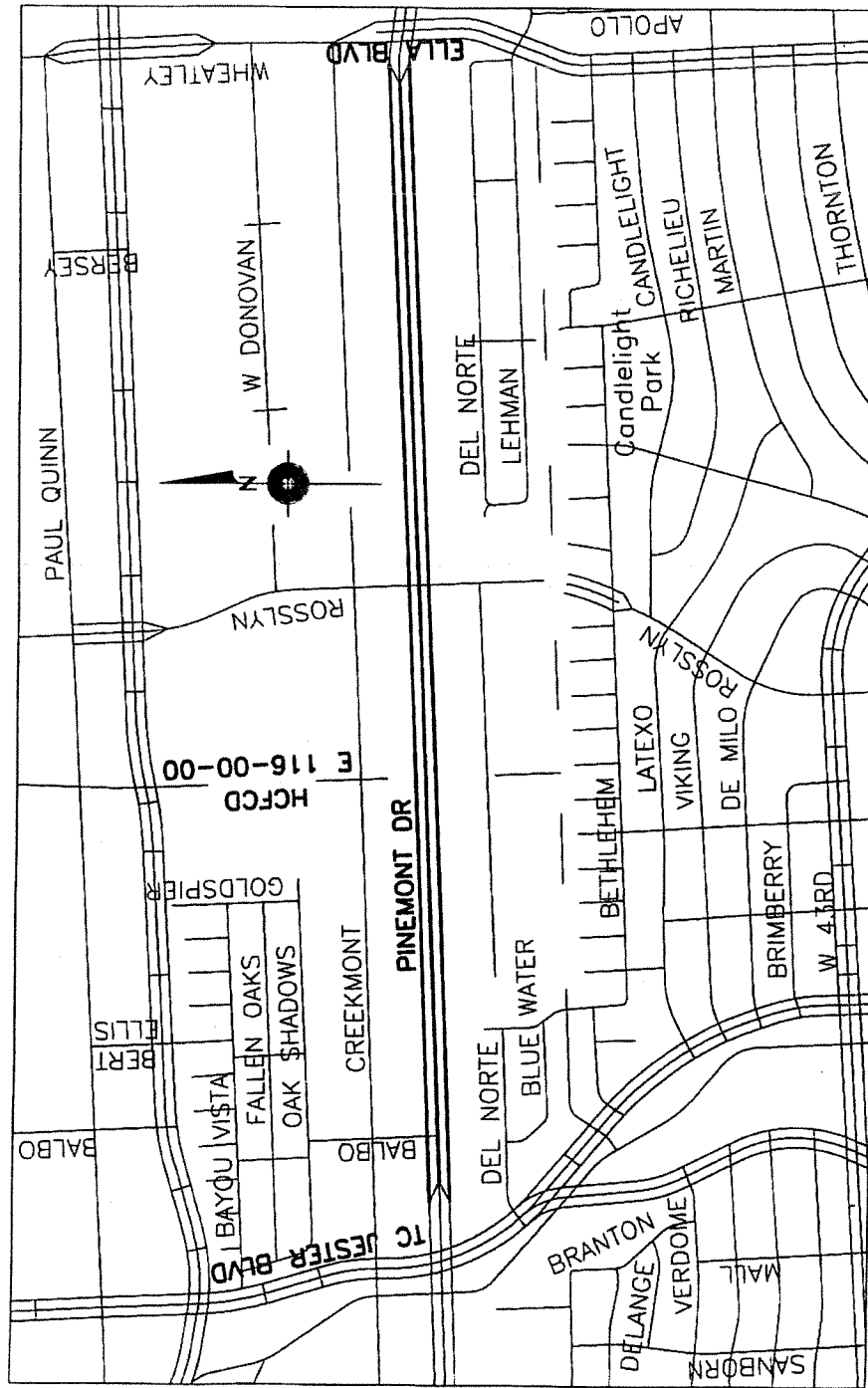
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

MSM:DRM:RK:JHK:SAB

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c: Marty Stein  
Velma Laws  
Susan Bandy  
Mike Pezeshki, P.E.  
Craig Foster  
WBS No. N-000475-0001-4\_(3.7 CONST\_RCA)

# PINEMONT DR PAVING: TC JESTER BLVD TO ELLA BLVD WBS NO. N-000475-0001-4



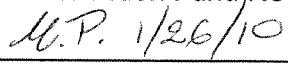
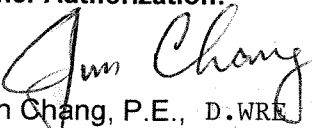



VICINITY MAP

KEY MAP 451H & 452E,F  
GIM'S MAP # 5161D & 5261C  
NTS

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for 69th Street Wastewater Treatment Plant Improvements (Package 3). W.B.S. No. R-000509-0012-4.		<b>Page</b> 1 of 2	<b>Agenda Item #</b> 27										
<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 2/11/10	<b>Agenda Date:</b> FEB 17 2010											
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE	<b>Council District affected:</b> 1-2 1												
<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (713) 837-0452 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>												
<b>RECOMMENDATION: (Summary)</b> Accept low bid, award construction Contract and appropriate funds.													
<b>Amount and Source of Funding:</b> \$11,362,650.00 Water and Sewer System Consolidated Construction Fund No. 8500. 													
<b>PROJECT NOTICE/JUSTIFICATION:</b> This project is part of the City's program to renew/replace inefficient components of the existing wastewater treatment plant (WWTP) facilities.													
<b>DESCRIPTION/SCOPE:</b> This project consists of replacement of four variable speed pumps at the main influent lift station, expansion of existing electrical building to house the four new variable speed drives, replacement of sludge collection manifold seals on sixteen clarifiers, replacement of existing clarifier weir plates, installation of new motors, replacement of flash dryer burners and miscellaneous improvements.													
The Contract duration for this project is 720 calendar days. This project was designed by Camp Dresser & McKee, Inc.													
<b>LOCATION:</b> The project is located at 2525 S/Sgt. Macario Garcia. The project is located in Key Map Grid 494-R.													
<b>BIDS:</b> Bids were received on October 8, 2009. The four (4) bids are as follows:													
<table border="0"> <thead> <tr> <th>Bidder</th> <th>Bid Amount</th> </tr> </thead> <tbody> <tr> <td>1. LEM Construction Co., Inc.</td> <td>\$10,474,655.00</td> </tr> <tr> <td>2. Industrial TX Corp.</td> <td>\$11,743,142.50</td> </tr> <tr> <td>3. CSA Construction, Inc.</td> <td>\$11,873,255.00</td> </tr> <tr> <td>4. Western Summit Constructors, Inc.</td> <td>\$12,151,528.50</td> </tr> </tbody> </table>				Bidder	Bid Amount	1. LEM Construction Co., Inc.	\$10,474,655.00	2. Industrial TX Corp.	\$11,743,142.50	3. CSA Construction, Inc.	\$11,873,255.00	4. Western Summit Constructors, Inc.	\$12,151,528.50
Bidder	Bid Amount												
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<b>REQUIRED AUTHORIZATION</b>													
<b>CUIC ID #20BZ84</b>													
<b>Finance Department</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE Public Utilities Division		<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division										

<b>Date</b>	<b>Subject:</b> Contract Award for 69th Street Wastewater Treatment Plant Improvements (Package 3). W.B.S. No. R-000509-0012-4.	<b>Originator's Initials</b> H.2	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to LEM Construction Co., Inc. with a low bid of \$10,474,655.00 and that Addenda Numbers 1 and 2 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$11,362,650.00 to be appropriated as follows:

•	Bid Amount	\$ 10,474,655.00
•	Contingencies	\$ 523,732.75
•	Engineering and Testing Services	\$ 50,000.00
•	Project Management	\$ 314,262.25

Engineering and Testing Services will be provided by Tolunay-Wong Engineers, 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/SBE PARTICIPATION:** Due to limited opportunities to engage M/SBE firms in this project, the standard 18% M/SBE goal is not attainable. The M/SBE goal for the project is set at 5.02%. The Good Faith Efforts by LEM Construction Co. Inc. were reviewed and approved by the Affirmative Action and Contract Compliance Division. The Contractor has proposed the following firms to achieve this goal.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Brown Mechanical Services, Inc.	Mechanical Services	\$ 88,000.00	0.84%
2. S & S Masonry, Inc.	Masonry Work	\$ 20,502.00	0.20%
3. Merit Environmental	Geotechnical & Welding Services	\$ 18,500.00	0.17%
4. Veritas Supply, Inc.	Light Fixtures Supplies	\$127,720.00	1.22%
5. Precision Land Surveying, Inc.	Surveying	\$ 24,000.00	0.23%
6. Access Data Supply, Inc.	Portable Restroom and Dumpster Services	\$ 5,500.00	0.05%
<b>TOTAL</b>		<b>\$284,222.00</b>	<b>2.71%</b>
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. El Dorado Paving Company, Inc.	Paving Services	\$ 15,573.00	0.15%
2. Automation Nation, Inc.	Instrumentation Services	\$223,440.00	2.13%
3. Laramie Crane, LLC	Crane Rental Services	\$ 3,500.00	0.03%
<b>TOTAL</b>		<b>\$242,513.00</b>	<b>2.31%</b>

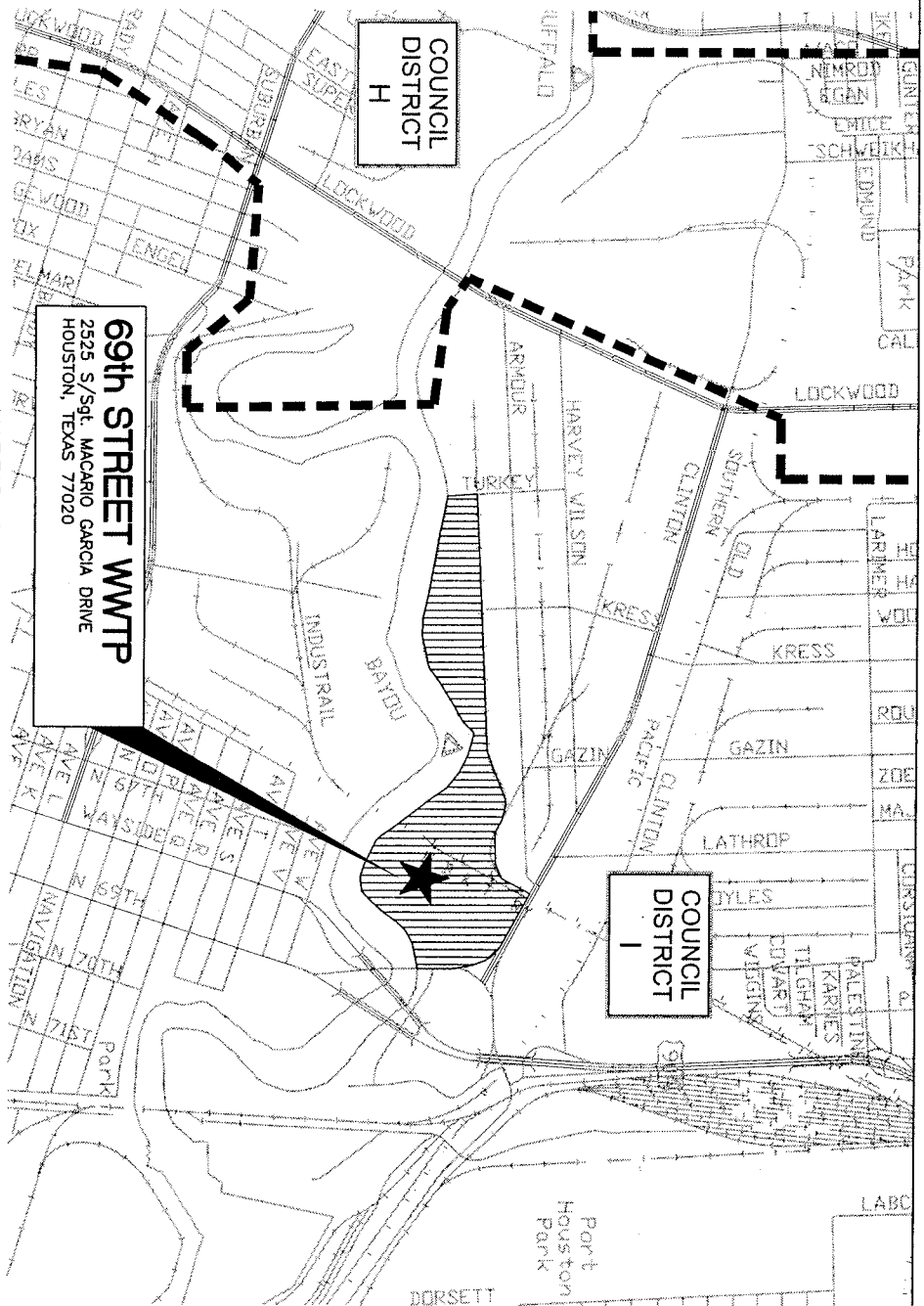
All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

MSM:DRM:RK:EN:BZ:pa

c: Marty Stein  
Velma Laws  
Susan Bandy  
Mike Pezeshki, P.E.  
File R-0509-12-3 (3.7)

**CDM**

3050 Post Oak Boulevard, Suite 300  
 Houston, Texas 77056  
 Tel: (713) 423-7200 Fax: (713) 460-0173  
 TDD: (713) 423-7200  
 CDM is an Equal Opportunity Employer  
 Consulting • Engineering • Construction • Operations

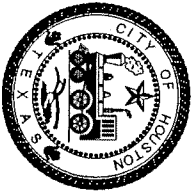


**69th STREET WWTP**  
 2525 S/Sgt. MACARIO GARCIA DRIVE  
 HOUSTON, TEXAS 77020

HARRIS COUNTY KEY MAP No 494 R  
 GIMS MAP NO 5557B

VICINITY MAP

NOT TO SCALE



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

69TH STREET  
 WASTEWATER TREATMENT PLANT  
 IMPROVEMENTS (PACKAGE NO. 3)

WBS No.: R-000509-0012-4





# CITY OF HOUSTON

Office of the Mayor

**Annise D. Parker**

Mayor

Velma Laws  
Director  
Affirmative Action and  
Contract Compliance Division  
P.O. Box 1562  
Houston, Texas 77251-1562

January 12, 2010

T. 713.837.9000  
F. 713.837.9055  
[www.houstontx.gov](http://www.houstontx.gov)

Velma:

RE: Good Faith Efforts from LEM Construction Company – 69<sup>th</sup> Street Wastewater Treatment Plan Improvements (Package 3), WBS Number R-000509-0012-4

Our office conducted a thorough review and evaluation on LEM's Good Faith Efforts (GFE) regarding project listed above. Initially LEM personnel presented their GFE to our office but we deemed their GFE to be insufficient, therefore we disapproved their initial GFE. Soon after our disapproval, we met with LEM representatives to discuss ways of improving upon their GFE.

As a result of our discussions, LEM submitted additional information and appointed a full time individual to handle their S/M/W/D/BE efforts. They stayed in constant communication with our office and with PWE's Small Business Development Group in order come up with an improved method of reporting their GFE.

Here is a brief synopsis regarding LEM and their GFE as it applies to project listed above:

- November 18, 2009 – We met with LEM to discuss their bid submitted on October 24, 2009
- Initial SMWDBE participation level was MBE 1.04%; SBE 2.28%; overall level was 3.32%
- We discussed their GFE requirements and looked at some job areas where it appeared there could be room for improvement
- We recommended that LEM appoint one individual to handle their SMWDBE efforts
- We recommended they meet with PWE Small Business Development Group and PWE Project manager to see if/where there could be room to include additional MBEs and/or SBEs
- The PWE Small Business Development Group arranged a meeting with some prospective MBE/SBE firms that could add to their participation level. As a result of this meeting, LEM was able to include additional subcontractors to bring their participation level up to 5%
- Project had limited opportunities for MBE/SBE participation so we discuss with the PWE Project Manager ways to adjust MBE/SBE goals on this particular project in the future to reflect an ACTUAL method of accomplishing MBE/SBE participation
- After our meetings, LEM was able to find 2 other firms who may be eligible for SBE certification (these 2 firms are currently certified as WBE)
- LEM's Good Faith Efforts came in with the following MBE/SBE participation: MBE is at 2.71% and SBE is at 2.31% for a total MBE/SBE participation of 5.02%

NOTE: Part of the process of reviewing and evaluating a company's GFE involves looking into a company's past performances relative to COH projects. LEM Construction has completed 21 COH projects. They have had 7 projects rated Outstanding, 5 rated Satisfactory, 9 projects with no SMWDBE goals and 0 projects rated Unsatisfactory.

Based on our findings, and recognizing that LEM Construction has a history of complying with SMWDBE goals and knowing LEM's willingness to put forth additional efforts to comply on this project, our office recommends LEM's Good Faith Efforts be approved.

A handwritten signature in black ink, appearing to read "Robert D. Gallegos", with a long horizontal flourish extending to the right.

Robert D. Gallegos  
Assistant Director  
Affirmative Action & Contract Compliance

# 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#

*2nd Reading*

*28 45*

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

**Origination Date**  
January 29, 2010

**Agenda Date**  
~~FEB 10 2010~~  
FEB 17 2010

**DIRECTOR'S SIGNATURE:**

*[Signature]*

**Council Districts affected:**

ALL

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)**

Approve 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. Action Restoration, 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

RCA #

SUBJECT: Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

Agenda Item#

2nd Reading

29 #6

FROM: (Department or other point of origin):

Alfred J. Moran, Director  
Administration & Regulatory Affairs

Origination Date  
February 2, 2010

Agenda Date

~~FEB 10 2010~~  
FEB 17 2010

DIRECTOR'S SIGNATURE:

*[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. Pneuvac Transfer, Inc., DBA UVAC, 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:

30

FEB 17 2010

MOTION NO. 2010

MOTION by Council Member Clutterbuck that the recommendation of the Director of the Department of Public Works and Engineering, for approval of final contract amount and acceptance of work on contract with Pace Services, L.P., for Sharpstown Area Drainage Improvements, WBS No. M-000256-0001-4, be adopted, and the final contract amount of \$7,062,707.77 is hereby approved by the City Council and the work be accepted and final payment is hereby authorized.

Seconded by Council Member Noriega

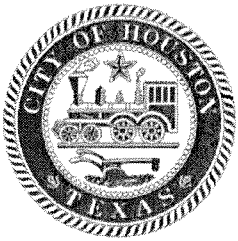
Council Member Johnson absent

On 02/10/2010 the above motion was tagged by Council Member Jones.

mla

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

<b>SUBJECT:</b> Accept Work for Sharpstown Area Drainage Improvements, WBS No. M-000256-0001-4.		<b>Page</b> 1 of 1	<b>Agenda Item</b> 30
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b> 1-28-10	<b>Agenda Date</b> <del>FEB 10 2010</del> FEB 17 2010
<b>DIRECTOR'S SIGNATURE:</b>  Michael S. Marcotte, P.E., D.WRE, BCEE., Director		<b>Council Districts affected:</b>  C, F	
<b>For additional information contact:</b>  J. Timothy Lincoln, P.E. Senior Assistant Director <b>Phone:</b> (713) 837-7074		<b>Date and Identification of prior authorizing Council Action:</b>  Ord. #2006-605 dated 06/14/2006	
<b>RECOMMENDATION:</b> (Summary) Pass a motion to approve the final Contract Amount of \$7,062,707.77 or 2.15% over the original Contract Amount, accept the Work, and authorize final payment.			
<b>Amount and Source of Funding:</b> No additional funding required. Total (original) appropriation of \$6,063,003.00 from the Drainage Improvements Commercial Paper Series F, Fund No. 49R, \$1,175,437.00 from Water and Sewer System Consolidated Construction Fund, Fund No. 755 and \$686,560.00 is allocated from CDBG Funding conditioned on the receipt of funds from the U.S. DHUD.			
<b>PROJECT NOTICE/JUSTIFICATION:</b> 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.			
<b>DESCRIPTION/SCOPE:</b> This project consisted of improvements of approximately 1,907 linear feet of 5-ft x 7-ft, 5-ft x 3-ft, 4-ft x 3-ft, 4-ft x 2-ft reinforced concrete box sewer, approximately 14,010 linear feet of 66-inch, 54-inch, 48-inch, 42-inch, 36-inch, 30-inch, 28.5-inch x 18-inch, and 24-inch reinforced concrete storm sewer, roadway reconstruction with curb and gutter, sidewalk and a 16-inch waterline replacement. Lin Engineering, Inc. designed the project with 540 calendar days. The project was awarded to Pace Services, L.P. with an original Contract Amount of \$6,913,971.40.			
<b>LOCATION:</b> The project area is generally bounded by Beechnut Street on the north, Brays Bayou on the south, McAvoy Drive on the east and Lugary Drive on the west. The project is located in Key Map Grids 530-Q, R, U & V.			
<b>CONTRACT COMPLETION AND COST:</b> The Contractor, Pace Services, L.P., has completed the work under the subject Contract. The project was completed beyond the established completion date with 32 additional days approved by Change Order No. 4. One Hundred Ten days of Liquidated Damages at \$1,200.00 per day are reflected in the final payment to the Contractor. The final cost of the project, including overrun and underrun of estimated bid quantities and approved Change Orders No. 1 thru 4 is \$7,062,707.77. This is an increase of \$148,736.37 or 2.15% over the original Contract Amount.			
The increased cost is a result of difference between planned and measured quantities. This increase is primarily a result of Change Order No. 4, which was necessary to complete the work.			
<b>M/WBE PARTICIPATION:</b> The M/WBE goal for this project was 17%. According to Housing and Community Development, the actual participation was 12%. Contractor's M/WBE performance evaluation was rated Unsatisfactory. MSM:DRM:JTL:AK:AH:ha Z:\E&C Construction\South Sector\PROJECT FOLDER\M-0256-01\Closeout\RCA\RCA - Closeout.doc cc: Velma Laws Craig Foster Waynette Chan Marty Stein File M-0256-01/21.0.			
<b>REQUIRED AUTHORIZATION</b>		<b>CUIC ID # 20HA78</b>	
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	



# CITY OF HOUSTON

Housing and Community Development  
Department

## Interoffice

Correspondence

**To:** Marty Stein, Agenda Director

**From:** Michael G. Dotson, Senior Project  
Manager

**Date:** February 4, 2010

**Subject:** **PACE SERVICES, LP**

Pace Services, LP received an unsatisfactory rating from the Housing and Community Development Department (HCDD) as a result of its failure to achieve the prescribed 17% MWDBE participation goal on the Sharpstown Area Drainage Improvements project.

Upon Pace Services' award of the construction contract of \$6,913,971.40, Pace subcontracted with four firms and made an initial MWDBE participation goal commitment of 30.7% (\$2,122,767.20). Gama Contracting Services, a pipe and fitting supplier, was slated to receive 24.81% of the 30.7% - the largest portion of the subcontracts (\$1,715,267.20). When a final audit was sent to HCDD (see attached Final Audit dated September 28, 2009), Gama had only been paid \$458,772.71 for services rendered; the other three MWDBE subcontractors were paid amounts closely in line with Pace's bid amounts. Because of this significant decrease in dollars originally committed to Gama Contracting Services, the final participation goal achieved by Pace Services, LP was 12% rather than the 17% required to satisfy the goal for the Sharpstown Area Drainage Improvements project.

HCDD's investigation of the matter involved discussions with the following persons:

Johnny Trimm, Project Manager – Pace Services, LP  
Julie Jenkins, Project Administrator – Pace Services, LP  
Kim Davis – Pace Services, LP  
Gail Loftin – Gama Contracting Services

Pace alleges there was a disagreement with Gama and that Gama respectfully declined to do business with Pace (see attached letter from Pace Services, LP dated January 28, 2010). Gama Contracting Services countered with the statement that Pace paid their invoices too slowly, forcing Gama to file a bond for payment against Pace Services. Gama stated their company was not given any further orders from Pace.

Gama Contracting Services did not approach HCDD or Affirmative Action/Contract Administration staff to mediate the issues they had with Pace. Pace Services, LP did not follow procedures by indicating there was a possibility of not achieving the MWDBE participation goal. Pace stated they were unable to find a DBE vendor to replace the contracting dollars that would no longer be attributed to Gama Contracting Services.

Pace Services, LP failed to demonstrate a "good faith" effort to remedy the deficiency, thereby resulting in an underachievement of the MWDBE participation goal and an "Unsatisfactory Rating."

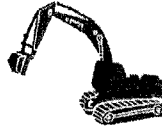
MD:rl

Attachments (2)

cc: Marta Crinejo  
Pirooz Farhoomand

Velma Laws  
Richard S. Celli

office (281) 256-2201  
fax (281) 256-9066



**Pace Services, LP**

14226 Huffmeister Road  
Cypress, TX 77429

metro (713) 609-9598  
metro fax (713) 609-9872

September 28, 2009

City of Houston -  
Attn: Mr. Michael Dotson  
601 Sawyer, 4<sup>th</sup> Floor  
Houston, Texas 77007

Re: Sharpstown Area Drainage Improvements – GFS No. M-0256-01-3  
Final MWBE Audit

Dear Mr. Dotson:

Our total subcontractor payments for this job are as follows:

Curb Planet (M/DBE) - \$20,548.00  
Gama Contracting Services (WBE) - \$485,772.71  
Oil Products Distribution, Inc. (MBE) - \$212,463.73  
Rebar Supply Company, Ltd. (W/DBE) - \$163,443.58

Please call me if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Julie Jenkins". The signature is written in black ink and is positioned above the printed name and title.

Julie Jenkins  
Project Administrator



Phone: 713-939-9800

Pace Services, L.P.  
7015 W. Tidwell Dr.-Suite G102  
Houston, TX 77092

Fax: 713-939-9807

January 28, 2010

City of Houston – Construction Branch  
Ms. Joanne Kamman, P. E., Managing Engineer  
Attn: Jeff Masek, P.E., Project Manager  
611 Walker, 17<sup>th</sup> Floor  
Houston, Texas 77002

Re: Sharpstown Storm Sewer Improvements (GFS No. M-0256-01-3) – Withdrawal of DBE  
Participant – Gama Contracting  
Job No. 2007-241

Please be advised, during the progression of the Sharpstown Storm Sewer Improvements Project, Pace Services L.P. and Gama Contracting came to a disagreement. At that point in time, Gama Contracting Respectfully declined to do business with Pace Services. Pace was unable to find a replacement for this vendor by another DBE in the same capacity prior to the completion of the job.

The City has been provided the name of the owner of Gama Contracting and the telephone number for further verification.

Sincerely,

Johnny Trimm

Project Manager

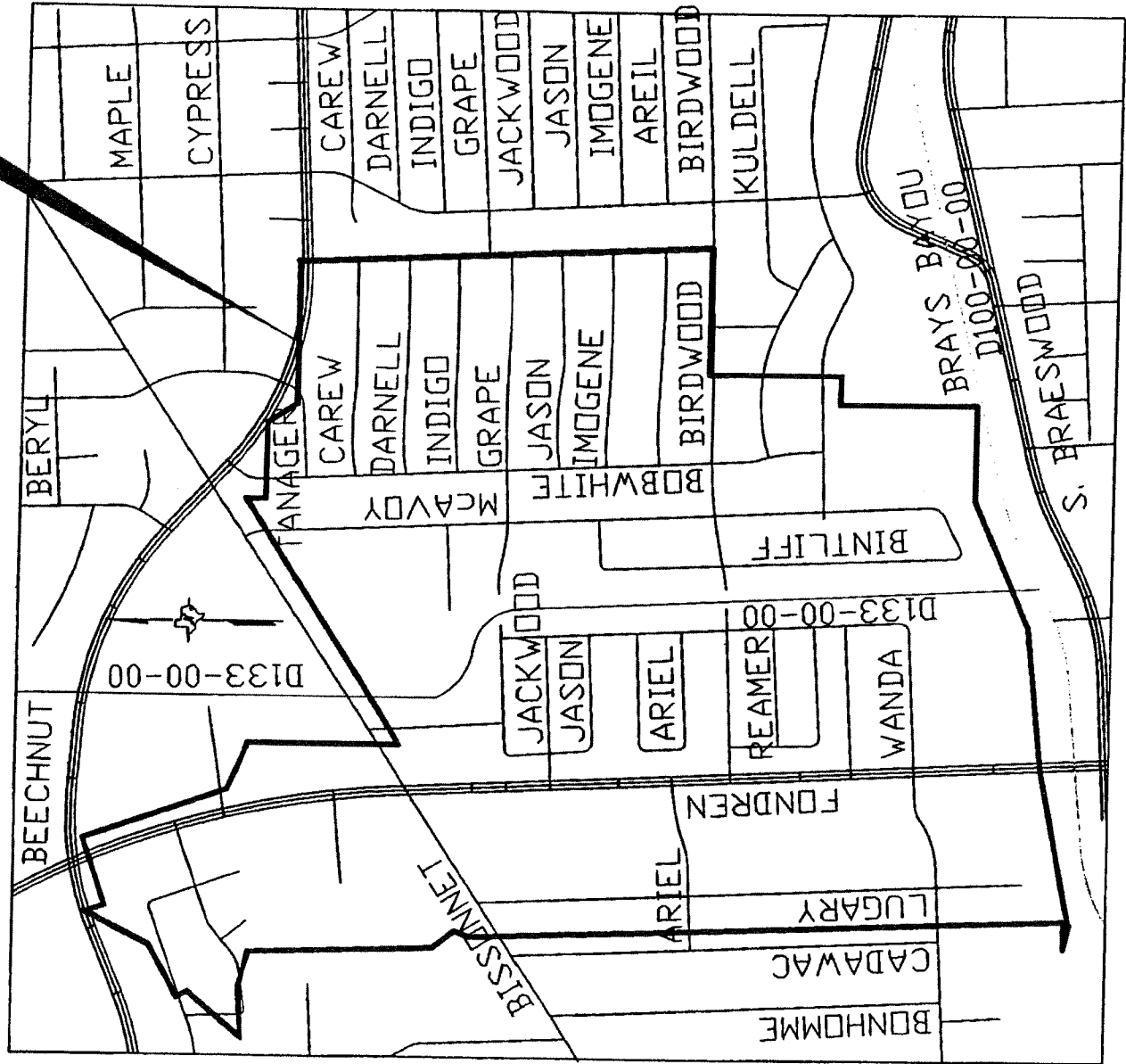
# Pace Services, L. P.

## Contract History Report

As of January 28, 2010

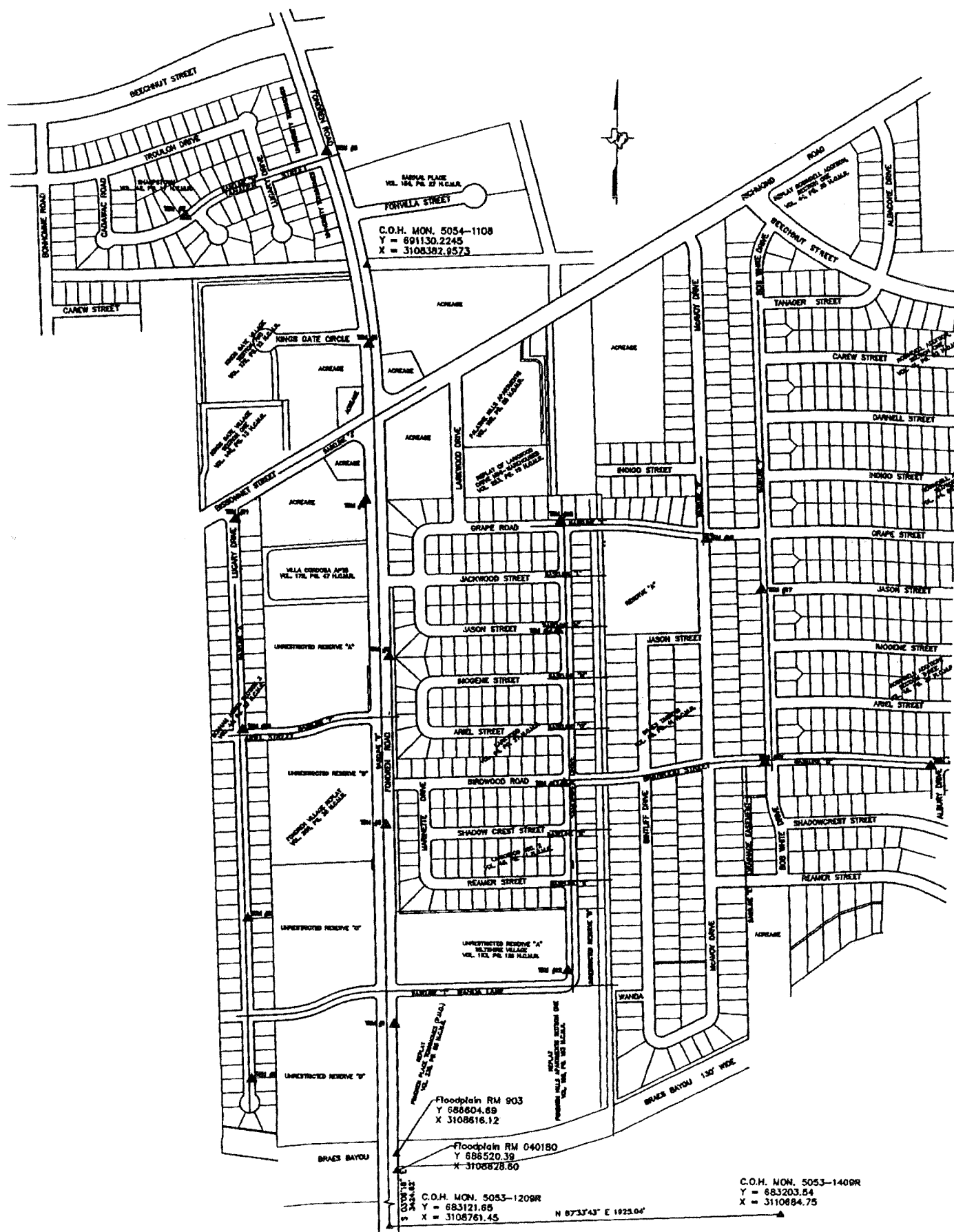
#	Project Number/Description	Final Contract Amount	MWDBE Goal	Goal Achieved	Date Cleared	MWDBE Rating
1	DPC #048 - San Pablo, Section Two. S-0800-A1-3	\$667,170.90	0%	0%	08/06/07	No goal
2	Westview Paving from West Belt to Shadowdale. N-000549-0004-4	\$4,320,490.59	17%	21.58%	07/30/08	Outstanding
3	Water #10857-01 - Water line replacement in the Montrose South Area. S-000035-00E4-4	\$4,235,919.05	20%	18.32%	04/01/09	Unsatisfactory
4	NSR #463 - Cort Landt Street from White Oak to Aurora. N-000395-0001-4	\$6,245,188.78	22%	23.91%	12/30/09	Outstanding
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PROJECT



VICINITY MAP

KEY MAP NO. 530R  
GIMS MAP NO. 5154A



# SITE MAP

TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Ordinance finding a public convenience and necessity for use of eminent domain in acquiring real property interests for the Public Safety Radio System		Page 1	Agenda Item <b>31</b> #8
<b>FROM (Department or other point of origin):</b> Information Technology		<b>Origination Date</b> 01-22-2010	<b>Agenda Date</b> <del>FEB 10 2010</del>
<b>DIRECTOR'S SIGNATURE:</b> <i>Richard F. Lewis</i>		<b>Council District affected:</b> FEB 17 2010	
<b>For additional information contact:</b> Richard Lewis (832) 393-0082 Tom Sorley – (832-393-0300		<b>Date and identification of prior authorizing Council action:</b> Ord. No. 2008-0952, 10-29-2008 Ord.No. 2009-713, 8/5/2009	
<b>RECOMMENDATION:</b> Adopt ordinance finding a public convenience and necessity for use of eminent domain in acquiring real property interests for the Public Safety Radio System			
<b>Amount and Source Of Funding:</b> No additional funding		<b>Finance Budget:</b>	
<b>SPECIFIC EXPLANATION:</b> <p>On October 29, 2008, City Council approved a System Purchase Agreement with Motorola, Inc. for a new Public Safety Radio System. The City's current Public Safety Radio system is antiquated and at the end of its economic and useful life. The new radio system will be interoperable, allowing Fire, Police and Public Works to communicate more effectively with each other within the City and with other public safety entities.</p> <p>A critical element in building the System is obtaining strategically located tower and building site locations to complete the System infrastructure design. The Radio Communications Division of the Information Technology Department (IT) is entering into various license agreements to lease communication tower space and ground space for the installation, operation and maintenance of antennas and other telecommunications equipment. IT has acquired or is in the final stages of acquiring 46 of the 48 sites necessary to complete the radio system design.</p> <p>It is the intent of the City to minimize the construction of new towers by utilizing existing structures, including building rooftops, as suitable antenna mounting locations. It is necessary the City acquire the remaining property interests in order to complete the grid for the System to be functional. Funding for the acquisitions was previously appropriated from the Police Consolidated Construction Fund. Subsequent Council action will be required to finalize any acquisition using the City's power of eminent domain.</p> <p>The Information Technology Department recommends that City Council approve and authorize the acquisition of such real property interests by gift, lease, purchase or eminent domain in connection with the new public safety radio system and find that public convenience and necessity exist for said acquisition(s).</p>			
<b>REQUIRED AUTHORIZATION</b>		CUIC ID# 25 RB 73	
		<b>Information Technology Department:</b>  Richard F. Lewis Director	