

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 23, 2010 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Bradford

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 - MARCH 24, 2010 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 58

MISCELLANEOUS - NUMBERS 1 through 3

1. REQUEST from Mayor for confirmation of the appointment of the following to the **HOUSTON READ COMMISSION**:
Position Eight - **MR. MICHAEL D. MITCHELL**, for a term to expire 1/1/2013
Position Sixteen - **MS. DALE VILLARREAL PILLOW**, for a term to expire 1/1/2012
2. REQUEST from Mayor for confirmation of the appointment of **MS. ANN THOMAS GIVENS** to Position Four of the **REINVESTMENT ZONE NUMBER SEVENTEEN (MEMORIAL CITY), CITY OF HOUSTON, TEXAS BOARD OF DIRECTORS**, for a term to expire July 20, 2010

MISCELLANEOUS - continued

3. RECOMMENDATION from Interim Director Houston Airport System for participation by the Houston Airport System in the Airports Council International's Airport Service Quality Survey Program for George Bush Intercontinental Airport and William P. Hobby Airport - 3 years \$289,700.00 - Enterprise Fund

ACCEPT WORK - NUMBERS 4 through 10

4. RECOMMENDATION from Interim Director Houston Airport System for approval of final contract amount of \$81,625,000.00 and acceptance of work on contract with **THE MORGANTI GROUP, INC** for Central Concourse Construction at William P. Hobby Airport; Project No. 417D - 5.95% over the original contract amount - **DISTRICT I - RODRIGUEZ**
5. ORDINANCE approving and authorizing Compromise and Settlement Agreement with **THE MORGANTI GROUP, INC** and the City of Houston to settle a lawsuit and appropriating \$1,950,000.00 out of Airport System Consolidated 2000 AMT Construction Fund No. 8200, which lawsuit arose out of activities financed by the Fund
 - a. RECOMMENDATION from City Attorney for approval of final contract amount of \$14,647,439.69 and acceptance of work on contract with **THE MORGANTI GROUP** for Construction of Central Plant Upgrade at George Bush Intercontinental Airport/Houston, Project 424B - 4.6% over the original contract amount - **DISTRICT B - JOHNSON**
6. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$5,140,612.12 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for New Fire Station 24 - 3.98% over the original contract amount - **DISTRICT D - ADAMS**
7. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,399,458.50 and acceptance of work on contract with **MOMENTUM CONTRACTORS, INC** for Clark Park, Hennessey Park and Brewster Park Pavilions - 3.36% over the original contract amount - **DISTRICTS B - JOHNSON and H - GONZALEZ**
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,325,186.62 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Southeast Wastewater Treatment Plant Improvements - 3.10% under the original contract amount - **DISTRICT E - SULLIVAN**
9. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$781,939.85 and acceptance of work on contract with **COMPLIANCE ENVIROSYSTEMS, L.L.C.** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 1.34% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**
10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,443,202.72 and acceptance of work on contract with **ACM CONTRACTORS, INC** for Water Line Replacement in West Gray Area - 1.33% over the original contract amount - **DISTRICT D - ADAMS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 13

11. **STONKUS HYDRAULIC, INC** for Pump Repair Services for Department of Public Works & Engineering - \$85,334.00 - Enterprise Fund
12. **TURTLE AND HUGHES, INC** - \$142,705.32 and **GRAYBAR** - \$133,126.94 for Electrical Lighting, Parts and Fixtures for Various Departments - General and Enterprise Funds
13. **MUSTANG MACHINERY COMPANY LTD. dba MUSTANG CAT** for Equipment, Caterpillar Engine Replacement Parts and Repair Services for Various Departments - \$745,933.84 - General and Fleet Management Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 14 through 58

14. RESOLUTION supporting and approving the proposed construction by **WP West Enterprises, LLC of Alta Copperfield**, a Development for Affordable Rental Housing, located at the southwest corner of Spencer Road (FM 529) and Shining Sumac Avenue in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs
15. RESOLUTION supporting and approving the proposed construction by **WP West Enterprises, LLC of Alta Harbor**, a Development for Affordable Rental Housing, located on the northeast corner of Katy Fort Bend Road and Harbor Drive in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs
16. RESOLUTION supporting and approving the proposed construction by **Houston Mason Senior Apartments LP of Mason Senior Apartment Homes**, a Development for Affordable Rental Housing, located on the west side of Mason Road, just north of Franz Road in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs
17. RESOLUTION supporting and approving the proposed construction by **Parkway Ranch II, Ltd** a Development for Affordable Rental Housing, located at the northeast side of the approximate 10000 block of West Montgomery in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs
18. RESOLUTION supporting and approving the proposed construction by **Ventana Pointe, Ltd of Ventana Pointe**, a Development for Affordable Rental Housing, located at Red Oak Drive & Butterfield Road in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs
19. RESOLUTION supporting and approving the proposed construction by **Wintersprings Apartments, LP (a to-be-formed Texas Partnership) of Wintersprings Apartments**, a Development for Affordable Rental Housing, located at approximately the 6000 block of Atoscocita Road in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs
20. RESOLUTION supporting and approving the proposed construction by **Cypress Creek VM LP of Cypress Creek at Veterans Memorial**, a Development for Affordable Rental Housing, located in the 8500 block of Veterans Memorial Drive in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT B - JOHNSON**

RESOLUTIONS AND ORDINANCES - continued

21. RESOLUTION supporting and specifically approving the proposed construction by **Cypress Gardens Rykara, LP of Cypress Gardens**, a Development for Affordable Rental Housing, located at Wallisville and Maxey Road in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT B - JOHNSON**
22. RESOLUTION supporting and approving the proposed construction by **Lafayette Park Apartments, LP (A to-be-formed Texas Partnership) of Lafayette Park Apartments**, a Development for Affordable Rental Housing, located at approximately the 200 block of Aldine Bender and intersection of 16000 block Cotillion Dr in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT B - JOHNSON**
23. RESOLUTION supporting and approving the proposed construction by **One Mag Partners, LP of Magnolia Place Senior Apartments** a Development for Affordable Rental Housing, located at Wenda Street just west of the 9500 block of Cullen Boulevard in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS**
24. RESOLUTION supporting and approving the proposed rehabilitation by **NMA Rehab, Ltd of North MacGregor Arms**, a Development for Affordable Rental Housing, located at 3533 North MacGregor Way in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS**
25. RESOLUTION supporting and approving the proposed construction by **Perry SRO, Ltd of Perry Street Apartments**, a Development for Affordable Rental Housing, located at 4415 Perry Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS**
26. RESOLUTION supporting and approving the proposed construction by **Travis Street Plaza LP of Travis Street Plaza Apartments**, a Development for Affordable Rental Housing, located at 4500 Travis in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS**
27. RESOLUTION supporting and approving the proposed construction by **Awty Residential, Ltd of Villas at Fannin Station**, a Development for Affordable Rental Housing, located at 2050 Mansard Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS**
28. RESOLUTION supporting and approving the proposed construction by **Cypress Creek Fayridge LP of Cypress Creek at Fayridge**, a Development for Affordable Rental Housing, located northeast of the intersection of Beltway 8 and Fayridge Drive in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN**
29. RESOLUTION supporting and approving the proposed construction by **Imperial Ranch, Ltd of Imperial Ranch**, a Development for Affordable Rental Housing, located on the south side of the approximate 11300 block of East FM 1960 in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN**

RESOLUTIONS AND ORDINANCES - continued

30. RESOLUTION supporting and approving the proposed rehabilitation by **Ox Apartments, Ltd of The Oxford Apartments**, a Development for Affordable Rental Housing, located at 10909 Gulf Freeway in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN**
31. RESOLUTION supporting and approving the proposed construction by **Tarrington Court Apartments, LP (A to-be-formed Texas Partnership) of Tarrington Court Apartments**, a Development for Affordable Rental Housing, located approximately 1/2 mile northeast of the intersection of I-45 and South Sam Houston Parkway East on the southeast side of the approximate 8000 blk of Sam Houston Parkway East in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN**
32. RESOLUTION supporting and approving the proposed construction by **Golden Bamboo III, Ltd of Golden Bamboo Village III**, a Development for Affordable Rental Housing, located on the west side of Synott Road (approximately 900 linear feet north of the intersection of Synott Road and Bellaire Boulevard) in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs **DISTRICT F - HOANG**
33. RESOLUTION supporting and approving the proposed rehabilitation by **WM Apartments, Ltd of Willow Meadow Place**, a Development for Affordable Rental Housing, located at 10630 Beechnut in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT F - HOANG**
34. RESOLUTION supporting and approving the proposed construction by **Orchard Westchase LP of the Orchard at Westchase**, a Development for Affordable Rental Housing, located at 3802 Rogerdale in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs **DISTRICT G - PENNINGTON**
35. RESOLUTION supporting and approving the proposed construction by **Fulton Luzon, Ltd of Eastwood Square Apartments**, a Development for Affordable Rental Housing, located at 500 Eastwood Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs **DISTRICT H - GONZALEZ**
36. RESOLUTION supporting and approving the proposed construction by **Zion Gardens Ltd of Zion Gardens**, a Development for Affordable Rental Housing, located at 2100 Webster Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs **DISTRICT I - RODRIGUEZ**
37. ORDINANCE supplementing the City of Houston, Texas Master Ordinance No. 2004-299; supplementing and amending Ordinance No. 2004-300 and Ordinance No. 2008-252 as it relates to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B (the "Series 2004B Bonds"); authorizing the substitution of a Credit Facility; authorizing a Paying Agent/Registrar Agreement; Tender Agent Agreements, Remarketing Agreements, a Bond Counsel Agreement, Supplemental Financial Advisor Agreement, and other necessary agreements or documents related to the bonds; and declaring an emergency

RESOLUTIONS AND ORDINANCES - continued

38. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (a) 10-foot-wide utility easement (Parcel SY8-024) and (b) the attendant aerial easement; being out of Lots 6 through 16 and a portion of Lot 5 (Tract I) of Block 3, within the Briarglen Subdivision, out of the William White Survey, A-836, Houston, Harris County, Texas; vacating and abandoning said easements to San Felipe/Midlane, LP, the abutting owner, in consideration of its payment of \$286,600.00, and other consideration to the City - **DISTRICT G - PENNINGTON**
39. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (a) 10-foot-wide utility easement (Parcel SY8-025) and (b) the attendant aerial easement; vacating and abandoning said easements to San Felipe Partners, LP, the abutting owner, in consideration of its conveyance to the City of (c) a 20-foot-wide utility easement (Parcel VY10-035); all three (3) easements being out of Lots 1 through 4 and a portion of Lot 5 (Tract II) of Block 3, within the Briarglen Subdivision, out of the William White Survey, A-836, Houston, Harris County, Texas; and its payment of \$3,300.00 (minimum fee), and other consideration to the City - **DISTRICT G - PENNINGTON**
40. ORDINANCE approving and authorizing Purchase and Sale Agreement between the City of Houston, Seller, and **LAKEWOOD CHURCH, Purchaser**, for the sale of 6.945 acres of land, together with all the improvements therein, located at 3700 Southwest Freeway, Houston, Texas, in consideration of the payment of \$7,500,000.00 to the seller by purchaser - Revenue **DISTRICT C - CLUTTERBUCK**
41. ORDINANCE releasing certain territory consisting of approximately 1305 acres in Waller and Harris Counties in the vicinity of the City of Waller, Texas, from the extraterritorial jurisdiction of the City of Houston
42. ORDINANCE accepting the individual proposals from **WESTCHESTER FIRE INSURANCE COMPANY, LEXINGTON INSURANCE COMPANY, UNDERWRITERS AT LLOYDS, RSUI INDEMNITY COMPANY, SWISS RE INTERNATIONAL SE, IRONSHORE INSURANCE, LTD., AXIS SURPLUS INSURANCE COMPANY, ARCH SPECIALTY INSURANCE COMPANY, ESSEX INSURANCE COMPANY, ASPEN INSURANCE UK LIMITED** which are participating in the Layered Property Insurance Program and approving and authorizing the purchase of a General City Property Insurance Policy - \$9,315,639.89 - Property & Casualty Fund
43. ORDINANCE accepting the proposal from **LEXINGTON INSURANCE COMPANY**, approving and authorizing the purchase of Terrorism Insurance for the proposed City-Wide Insurance Policy for all scheduled City of Houston locations - \$678,948.76 - Property & Casualty Fund
44. ORDINANCE approving and authorizing first amendment to Loan Agreement between the City of Houston and **CLOUDBREAK HOUSTON, LLC** to substitute \$1,284,502.00 of Federal CDBG-R Funds for \$1,284,502.00 of Federal Home Funds; to provide an additional \$413,805.00 of Federal CDBG-R Funds (thereby increasing the total Performance - Based Loan amount to \$2,574,885.00); to revise the scope of work for eligible costs to be covered thereby; and to extend the period of time to complete the work in connection with the renovation of a multi-unit residential development known as U.S. Vets at Midtown Terrace to house qualifying U.S. Veterans **DISTRICT D - ADAMS**
45. Omitted

RESOLUTIONS AND ORDINANCES - continued

46. ORDINANCE amending Ordinance No. 2008-474 (Passed by City Council May 28, 2008) to increase the maximum contract amount for the contract between the City of Houston and **FELDMAN, ROGERS, MORRIS & GROVER, L.L.P.** for Legal Services relating to Civil Action No. 4:07-CV-04021; Shelby Stewart, et al. v. City of Houston, et al.; in the United States District Court for the Southern District of Texas, Houston Division - \$77,500.00 - Property & Casualty Fund
47. ORDINANCE appropriating \$58,254.00 out of Airport System Consolidated 2000 - AMT Construction Fund to reimburse the Legal Department for Expert Witness and Litigation Support Services relating to Cause No. 2007-03956; **THE MORGANTI GROUP, INC.** v. the City of Houston; in the 113th Judicial District Court of Harris County, Texas - **DISTRICT B - JOHNSON**
48. ORDINANCE appropriating \$297,000.00 out of Airport System Bonds 1998B - ATM Construction Fund; amending Ordinance 2009-1377 (Passed by City Council on December 29, 2009) to increase the maximum contract amount for contract between the City of Houston and **PORTER & HEDGES, L.L.P.** for Legal Services relating to Cause No. 2005-35287; Southern Electrical Services, Inc., as assignee of the Morganti Group, Inc., and The Morganti Group, Inc. v. City of Houston; in the 157th Judicial District Court of Harris County, Texas ("The Litigation"); providing for expenses relating to the litigation - **DISTRICT I - RODRIGUEZ**
49. ORDINANCE approving and authorizing contract between the City of Houston and **BUSINESS ENTERPRISE MAPPING, INC** for Consulting Services to attain ISO 9001:2008 Certification for the Houston Police Department Emergency Communications and Property Room Divisions; providing a maximum contract amount - \$177,900.00 - General Fund
50. ORDINANCE awarding contract to **VARIAN INC** for Preventive Maintenance & Repair Services on Varian Analytical Instruments for Various Departments; providing a maximum contract amount 3 Years - \$228,033.78 - Enterprise and Laboratory Operations and Maintenance Funds
51. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD WEST SUBDIVISION, SECTIONS 1 REPLAT AND 2** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
52. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD FOREST SUBDIVISION, SECTIONS 4, 5, 11, 14 REPLAT, 15, & 20** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
53. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD FOREST SUBDIVISION, SECTIONS 3, 6 & 7** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG**
54. ORDINANCE approving and authorizing Professional Architectural Services Contract between the City of Houston and **ENGLISH + ASSOCIATES ARCHITECTS, INC** for Stanaker Neighborhood Library Renovation - \$331,354.00 - CDBG Funds - **DISTRICT I - RODRIGUEZ**
55. ORDINANCE appropriating \$220,000.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Negotiated Work Orders Contract between the City of Houston and **SANDER ENGINEERING CORPORATION** for Local Drainage Project Negotiated Work Orders; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund

RESOLUTIONS AND ORDINANCES - continued

56. ORDINANCE appropriating \$220,000.00 out of Storm Sewer Consolidated Construction Fund and approving and authorizing Professional Engineering Services Negotiated Work Orders Contract between the City of Houston and **MCDONOUGH ENGINEERING CORPORATION** for Local Drainage Project Negotiated Work Orders; providing funding for contingencies relating to construction of facilities financed by the Storm Sewer Consolidated Construction Fund
57. ORDINANCE appropriating \$3,700,000.00 out of Street & Bridge Consolidated Construction Fund, authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnation of such real property and associated costs for Appraisal Fees, Title Policy/Services, Recording Fees, Court Costs and Expert Witness Fees, for and in connection with and finding a public necessity for, Long Point Reconstruction: Pech to Hollister, Ella (Wheatley) Paving: Little York Road to West Gulf Bank, Yale Paving: Tidwell to Parker Road and miscellaneous land acquisitions
58. ORDINANCE No. 2010-182, passed second reading March 10, 2010
ORDINANCE granting to **I.G.S. ENVIRONMENTAL, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

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

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

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

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

CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR - TUESDAY
MARCH 23, 2010 – 2:00 PM

AGENDA

<u>1MIN</u>	<u>1MIN</u>	<u>1MIN</u>
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MR. BERT MAGILL – 6225 Willers Way – 77057 – 713-785-6006 – Magnolia Place Apartments - Houston Housing Development – Item 23

<u>2MIN</u>	<u>2MIN</u>	<u>2MIN</u>
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REV. L. DAVID PUNCH – 3202 Trulley Ave. - 77004 – 713-659-7735 – Zion Gardens – Item 36

<u>3MIN</u>	<u>3MIN</u>	<u>3MIN</u>
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MR. BARRY KAHN – 5325 Katy Freeway, No. 1 – 77007 – 713-871-0063 – Support Imperial Ranch and Parkway Ranch II – Items 29 and 17

MR. STEVE FORD – 1800 Bering St., Ste. 501 – 77057 – 713-334-5514 – Tarrington Court and Wintersprings Apartments – Items 31 and 19

MR. SCOTT BRIAN – 3510 Brook Hollow – Louisville – KY – 40220 – 502-376-9532 – Cypress Gardens Item 21

MS. DEBRA GUERRERO – 1111 Soledad – San Antonio – TX – 78205 – 210-410-7780 - Two times per Capita Resolutions, Golden Bamboo, Ventana Pointe – Items 32 and 18

MR. TIM CANTWELL – 4641 Main – 77002 – 310-505-0055 – 4500 Travis Street Plaza Apartment – Item 26

MR. TODD GAINS – 8 Greenway Plaza, Ste. 600 – 77019 – 713-439-7900 – Alta Copperfield and Alta Harbor Items 14 and 15

NON-AGENDA

<u>1MIN</u>	<u>1MIN</u>	<u>1MIN</u>
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MS. MARY GOODALL – 3013 Stallings Dr. – 77088 – 281-931-4210 – CIP Meeting

<u>2MIN</u>	<u>2MIN</u>	<u>2MIN</u>
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MS. TRINA LEWIS - 23806 Jasmine Terrace Dr. – Spring – TX – 77373 – 832-229-2862 – Complaint with Centerpoint Energy

<u>3MIN</u>	<u>3MIN</u>	<u>3MIN</u>
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MS. DEBORAH ELAINE ALLEN – Post Office Box 26352 – 77207-3552 – No phone – Felonies

MS. CLORIA WITHERSPOON – Post Office Box 23723 – 77228 – 832-887-2580 – Red Light Cameras

MR. BRIAN CWEREN – 3311 Richmond, Ste. 305 – 77098 – 713-622-2111 – HPD Chief King

MR. ARAMANDO ALEJANDRO – 6829 Ave T – 77011 – 713-926-4650 - HPD Officers are rude to Senior Citizens

MS. DOROTHY GREEN – 3202 Cliff Marshall – 77088 – 832-894-5716 – Lights and Speed Humps

MR. BENJI CALHOUN – 8510 North Main – 77022 – 281-866-0987 – District Clerks Office Records Internal Affairs

MR. SHARIF NDURE – Post Office Box 720043 – 77272 – 832-573-3351 – Houston READ Commission

MS. CAROLYN WEBSTER – 6823 Reed Rd. – 77087 – 832-563-6155 – Westover St. – Trash – Hartman Middle School Vendors

MS. CHEATHAM – 2307 Stephens – 77026 – Unresponsive Action on Neighborhood issues (refuses to give her first name and phone number)

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

Speaker List
March 23, 2010
Continued Page 2

3MIN	3MIN	3MIN
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MR. RICHARD ALLEN – 1223 Campton Ct. – 77055 – 713-290-0078 – Waste Collection in neighborhood

MS. E. D. LUCAS – Post Office Box 540513 – 77254 – 713-689-8044 – Immigration options and solutions

MR. LEE PERRY – 1723 Desoto St. – 77081 – 713-876-4571 - Environmental issue business next door – City position on lawsuit

MS. SAUNDRA JEAN LEONARD – 10010 W. Park Blvd., No. 603 – 77042 – 713-231-6845 – Reliant Energy Purchase Property

MS. CARMEN RODRIGUEZ – 262 E. Sunnyside - 77076 – 832-455-2692 – Bullies in the community and no help from HPD

MS. JUDY BAPTIST – Post Office Box 311064 – 77231 - 713-669-0401 – After School Program

MS. BARBARANN LACOURSE – 1600 Louisiana – 77002 – 832-880-2010 – Police

MR. PINO CAZARES – 23807 Springdale Dr. – Spring – TX – 77373 – 832-466-9428 – US Citizenship should be legalized for Hispanics

MR. WILLIAM BEAL - 5814 Overdale St. – 77033 – 713-738-3410 – Superman does it again: Starring 666 Jr.

MS. DEMITA J. BROWN – 7515 Sunbonnet – 77064 – 832-206-3100 – Surcharge on Texas Drivers License

MS. CHANTE TAYLOR – 4522 Wayne St. – 77026 – 832-452-0015 – Unlawful seizure of vehicle by HPD Internal Affairs – improper procedures

MR. ROBERT EDNESS – 6221 Main St. – 77002 – no phone – Library issues

PREVIOUS

1MIN	1MIN	1MIN
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MR. BARRY KLEIN – 1509 Everett – 77009 – 713-224-4144 – Stop rail expansion

MS. MARY TAYLOR - 1403 Fashion Hill Dr. - 77088 - 281-445-0682 – Jarvis Johnson refuses to meet with Stuebner Airlines Park Coalition

MR. SAMMIE JONES – No address – No phones – the_last_outpost@yahoo.com – How much money have you gotten for the Homeless

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – City H-W/HPD-Money Paid-False Arrest-Dragged-Assassination attempts w/p/Management



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

MAR 24 2010

COPY TO EACH MEMBER OF COUNCIL:
CITY SECRETARY: 3-9-10 date
COUNCIL MEMBER: _____

March 8, 2010

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to City of Houston Code of Ordinances, Section 2- 361, I am appointing the following individuals to the Houston READ Commission, subject to City Council confirmation:

Mr. Michael D. Mitchell, appointment to Position Eight, for a term to expire January 1, 2013;
and

Ms. Dale Villarreal Pillow, appointment to Position Sixteen, for a term to expire January 1, 2012.

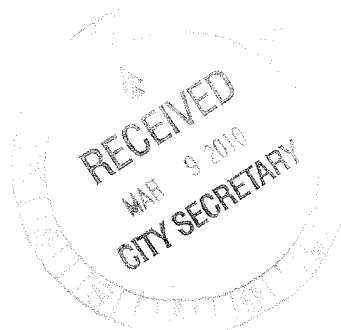
Résumés of the nominees are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments



cc: Ms. Sheri Foreman, Executive Director, Houston READ Commission
Mr. Jeremy L. Radcliffe, Chair, Houston READ Commission



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2

MAR 24 2010

March 5, 2010

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-9-10

date

COUNCIL MEMBER: _____

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to Texas Tax Code, Chapter 311 and City of Houston Ordinance 1999-759, I am nominating the following individual for appointment to the Reinvestment Zone Number Seventeen (Memorial City), City of Houston, Texas Board of Directors, subject to Council confirmation:

Ms. Ann Thomas Givens, appointment to Position Four, for a term to expire July 20, 2010.

Pursuant to the bylaws of the Memorial City Redevelopment Authority, appointment of a director to the Board of Directors of this Zone constitutes appointment of that director to the corresponding position of the Board of Directors of the Authority for the same term.

Résumé of the nominee is attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachment

cc: Mr. Tim Douglass, Deputy Director, Finance and Economic Development
Department
Ms. Julia Gee, Sr. Staff Analyst, Finance and Economic Development
Department



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve a motion to allow participation by the Houston Airport System (HAS) in the Airports Council International's Airport Service Quality Survey Program for George Bush Intercontinental Airport (IAH) and William P. Hobby Airport (HOU).	Category #	Page 1 of 2	Agenda Item # 3
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FROM (Department or other point of origin): Houston Airport System	Origination Date March 1, 2010	Agenda Date MAR 24 2010
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DIRECTOR'S SIGNATURE: <i>Eric R. Potts</i>	Council District affected: B, I
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For additional information contact: Eric R. Potts Phone: 281/233-1877 Robert Wigington <i>RW</i> 281/233-1854	Date and identification of prior authorizing Council action: N/A
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AMOUNT & SOURCE OF FUNDING: FY 10 \$23,875 Out Years \$265,825 Total: \$289,700 – HAS Revenue Fund (8001)	Prior appropriations: N/A
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RECOMMENDATION: (Summary) Approve a motion allowing three-year participation by the Houston Airport System (HAS) in the Airports Council International's Airport Service Quality Survey Program for George Bush Intercontinental Airport (IAH) and William P. Hobby Airport (HOU).

SPECIFIC EXPLANATION: In an effort to continue providing the best airport services and quality to the traveling public at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU) and provide a method to measure our airports against other leading world airports, the Houston Airport System (HAS) recommends continuing its membership in the Airport Service Quality Survey (ASQ) program. The ASQ program is a service of Airports Council International (ACI), the world-wide airport trade association headquartered in Geneva, Switzerland, and is a highly recognized world-wide airport industry customer satisfaction benchmarking program. HAS is a member of ACI. The ASQ program is managed by DKMA, a subcontractor to ACI. DKMA, a Swiss firm, will be using Global Research Management (GRM) of California to conduct surveys of travelers in IAH and HOU terminals. This is a sole source provider, as it is a unique subscription service offered only by ACI to its member airport organizations.

During each quarter, approximately 700 surveys will be conducted at IAH and approximately 350 surveys at HOU to provide a statistically valid sample size. ASQ surveys ask travelers standardized questions at all participating airports to ascertain their overall travel experience at the airport and satisfaction or dissatisfaction with particular facilities or areas of service. At the end of each quarter the information from all participating world airports is collected, collated and analyzed. The completed quarterly reports for each individual airport will be provided to each participant approximately seven weeks after the end of the quarter. ACI provides comparisons with other participating airports world-wide.

Data from ASQ surveys provide HAS management with information about customer satisfaction in terms of comparative advantage/disadvantage with regard to other leading world airports, and allows HAS to identify where IAH and HOU rank relative to other airports. Results are shared with senior leadership and key stakeholders (airlines, concessions, and government agencies) to assist in formulating action plans to address deficiencies.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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Date March 1, 2010	Subject: Approve a motion to allow participation by the Houston Airport System (HAS) in the Airports Council International's Airport Service Quality Survey Program for George Bush Intercontinental Airport (IAH) and William P. Hobby Airport (HOU).	Originator's Initials	Page 2 of 2
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The Office of Affirmative Action and Contract Compliance has approved a twenty-eight percent (28%) goal for this project. The following certified firm has been submitted to fulfill the goal for this contract:

Firm	Type of Work	Amount	% of Contract
Saurage Research, Inc.	Marketing Research	\$ 81,116.00	28%

3TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work - The Morganti Group, Inc. for Central Concourse Construction at William P. Hobby Airport (HOU); Project No. 417D (WBS# A-000141-0002-4-01 ; Contract No. 460004461)

Category #

Page 1

Agenda Item #

4

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

Origination Date
March 12, 2010

Agenda Date
MAR 24 2010

DIRECTOR'S SIGNATURE: AM

Tom Winkler
for Eric R. Potts

Council District affected:
I

For additional information contact:

John Silva
Robert Bielek
Phone: 281/233-1925
281/233-1941

Date and identification of prior authorizing Council action:
05/24/00 (O) 2000-0426

AMOUNT & SOURCE OF FUNDING:

No additional funding

Prior appropriations:

5/24/00..... \$ 88,170,000.00
Arpt Syst Sub Ln 98B AMT (535)

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$81,625,000 or 5.95 percent more than the original contract amount, accept work, and authorize final payment.

SPECIFIC EXPLANATION:

The contractor, The Morganti Group, Inc. ("Morganti"), has completed all the work required under their contract dated May 24, 2000 in the amount of \$77,039,273.86 for the construction of Central Concourse at William P. Hobby Airport (HOU). During construction, Kellogg Brown & Root, Inc. inspected this project.

Morganti filed a request for additional time and compensation for delay damage, acceleration costs and additional work in the amount of \$15,153,394 in February, 2005. The City Engineer rejected the claim. Morganti and one of its subcontractors, Southern Electrical Services, Inc. ("SES"), filed a lawsuit for breach of contract in failing to pay increased costs caused by the City's alleged failure to certify the correct prevailing wage rate in the amount of \$18,271,206.64, plus interest. Morganti has agreed to dismiss its claims in the lawsuit in exchange for payment of \$1,207,313.20, which equals final payment and retainage amounts owed under the original contract. The alleged wage rate claims by SES remain pending in the lawsuit.

The final contract amount, including Work Change Directives 1 - 267 in the amount of \$5,125,051.10 will be \$81,625,000, which is 5.95 percent more than the original contract amount. The original contract amount and the Work Change Directives add to \$82,164,324.96; however, this amount was reduced to \$81,625,000.00 by City Engineer's decision which included reconciliation of all claims on both sides except for the SES claim. Due to the age of the facility and condition of the facility, the original contract included funding for a 10% contingency. The changes were for unforeseen conditions and code requirements that were undetermined at the time of design and include items such as discovered underground fuel pits in the existing aircraft aprons at Concourses B and C, revisions to the phasing and sequencing of the work to accommodate earlier delivery of aircraft gates for Southwest Airlines, and the redesigned TSA security checkpoints made necessary by the terrorist attacks of September 11, 2001.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: That Council adopt an ordinance approving and authorizing execution of a Compromise & Settlement Agreement ("CSA") between the City of Houston and The Morganti Group ("Morganti") to settle a claim and pass a motion to accept work for construction of Central Plant Upgrade at George Bush Intercontinental Airport/Houston, Project 424B (WBS# A-000091-0003-4-01; Contract No. 51592)

Category
6 & 7

Page
1 of 1

Agenda
Item
#

5-5A

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

Origination Date
March 12, 2010

Agenda Date
MAR 24 2010

DIRECTOR'S SIGNATURE:

Council District affected:
B

For additional information contact:

Malinda York Crouch - Legal Phone: 832-393-6462
Eric R. Potts - HAS INJ for 281-233-1877
Robert Bielek - HAS INJ for Eric R. Potts 281-233-1941

Date and identification of prior authorizing Council action:
06/07/2000 (O) 2000-483
12/12/2001 (O) 2001-1123

AMOUNT & SOURCE OF FUNDING:

CIP No.A-0091.30.....\$1,950,000.00
Airport System Consolidated 2000 AMT Construction Fund (8200)

Prior appropriations:
6/7/00.....\$15,400,000.00 (Fund No. 8200)
12/12/01.....\$ 200,000.00 (Fund No. 8200)
Total.....\$15,600,000.00

RECOMMENDATION: (Summary) That Council adopt an ordinance approving and authorizing the execution of a Compromise & Settlement Agreement ("CSA") between the City of Houston and The Morganti Group and appropriating \$1,950,000.00; and that Council adopt a motion to approve the final contract amount of \$14,647,439.69 or 4.6% more than the original contract amount, accept work and authorize final payment.

SPECIFIC EXPLANATION:

FOR SETTLEMENT PURPOSES ONLY

The contractor, The Morganti Group Inc. ("Morganti"), has completed all the work required under their contract dated June 7, 2000 in the amount of \$13,999,000.00 for the Central Plant Upgrade at George Bush Intercontinental Airport/Houston. During construction, Othon, Inc. inspected this project.

Morganti presented a claim to the City Engineer for damages in the amount of \$9,319,125.81 related to alleged construction delays. The City Engineer awarded \$326,000.00 to Morganti, but Morganti refused to accept it and filed a lawsuit on the claim. A mediation was held on August 26, 2008, and the mediator recommended a settlement of \$2,200,000.00 plus unpaid contract retainage, which the City did not accept. Subsequently and prior to going to trial, Morganti offered to settle the claim for \$1,950,000.00. After thoroughly investigating the claim, the Legal Department and the Houston Airport System recommend that Council adopt an ordinance approving and authorizing a CSA between Morganti and the City of Houston to settle the claim and appropriating the settlement amount of \$1,950,000.00.

The final contract amount, including Change Orders Nos. 1 - 3 in the amount of \$648,439.69 and approved Work Change Directives in the amount of \$140,229.98 and excluding the CSA will be \$14,647,439.69, which is 4.6% more than the original contract amount. The work covered by the Change Orders and Work Change Directives was for unforeseen conditions that were undetermined at the time of the design.

REQUIRED AUTHORIZATION

Finance Department:

Eric R. Potts
Interim Director of Aviation

Other Authorization:

Tim W. [Signature]
for Eric R. Potts

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work
Times Construction, Inc.
New Fire Station 24
WBS No. C-000051-0001-4

Page

1 of 2

Agenda Item

6

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

Origination Date

3/11/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

Issa Z. Dadoush, P. E.

[Signature] 3/19/10

Council District affected:

D

For additional information contact:

Jacquelyn L. Nisby

Phone: 832-393-8023

Date and identification of prior authorizing Council action:

Ordinance No. 2008-352, Dated April 23, 2008

RECOMMENDATION: Pass a motion approving the final contract amount of \$5,140,612.12, accept the work, and authorize final payment.

Amount and Source of Funding: No Additional Funding Required

Finance Budget:

Previous Funding:

\$4,343,500.00 Federal Government—Grant Funded (5000) CDBG

\$1,034,000.00 Fire Consolidated Construction Fund (4500)

\$5,377,500.00 Total Funding

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$5,140,612.12 or 3.98% over the original contract amount, accept the work and authorize final payment to Times Construction, Inc. for construction services in connection with the new Fire Station 24 for the Houston Fire Department.

PROJECT LOCATION: 2625 Reed Road (573A)

PROJECT DESCRIPTION: The project constructed a new Fire Station 24, which consists of a three bay apparatus room, EMT areas, living quarters, kitchen and lounge, exercise area, and locker rooms.

CONTRACT COMPLETION AND COST: The contractor completed the project within 470 days: the original contract time of 365 days plus 105 days approved by Change Orders. The final cost of the project including Change Orders is \$5,140,612.12, an increase of \$196,612.12 over the original contract amount.

PGAL was the project design consultant and construction manager.

REQUIRED AUTHORIZATION

NDT CUIC ID#25CONS139

General Services Department:

[Signature]

Humberto Bautista, P.E.

Chief of Design & Construction Division

Housing and Community Development:

[Signature]

Richard S. Celli
Director

Houston Fire Department:

[Signature]

Rick Flanagan
Acting Fire Chief

[Signature]

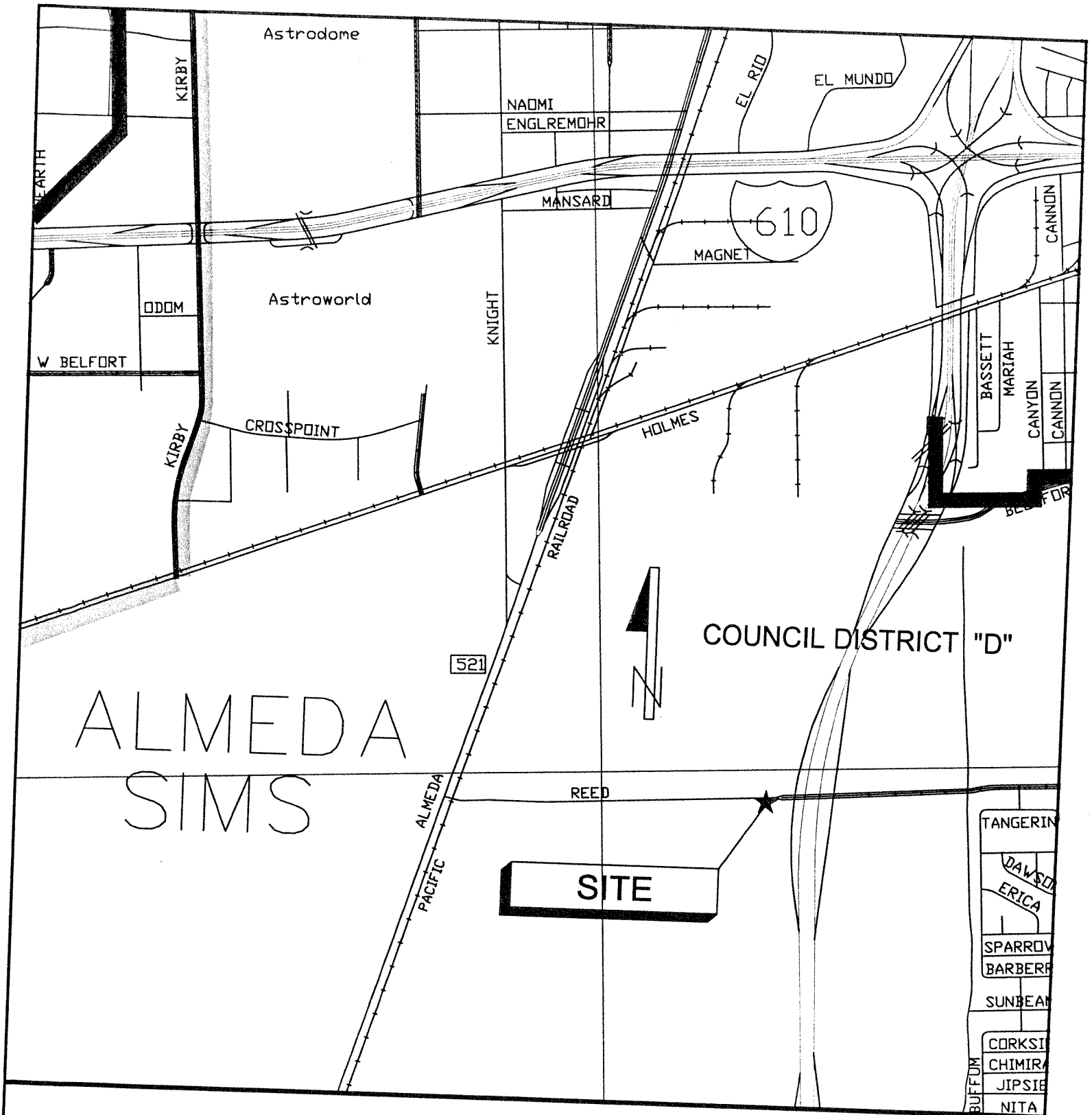
Date	Subject: Accept Work Times Construction, Inc.. New Fire Station 24 WBS No. C-000051-0001-4	Originator's Initials JW	Page 2 of 2
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PREVIOUS CHANGE ORDERS: Change Orders 1 – 3 addressed unforeseen underground obstructions; made modifications to the structural steel; relocated the Fire Department Connection (FDC) to the front of the building for the fire suppression system; installed a Digital Control System for the HVAC system; revised the floor plan in the dormitory; provided additional steel testing and reconfigured the Chief's quarters.

M/WBE PARTICIPATION: The contract contained a 14% MBE goal, 5% WBE goal and 5% SBE goal. According to the Housing and Community Development Contract Compliance Division, the contractor achieved 15% MBE participation, 22.62% SBE participation and 4.74% WBE participation and was assigned outstanding ratings for MBE and SBE participation, and a satisfactory rating for WBE participation.


IZD:HB:JLN:MCP:JW;jw

c: Marty Stein, James Tillman, Jacquelyn L. Nisby, Jack Williams, Pirooz Farhoomand, Gayve Anklesaria, Calvin Curtis, Yvette Burton, Gabriel Mussio, File

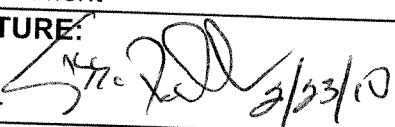
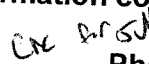

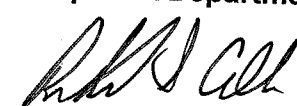
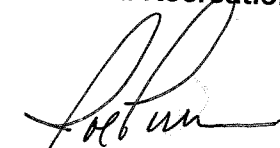


TIMES CONSTRUCTION, INC :
NEW FIRE STATION 24
2625 REED RD.
HOUSTON, TX 77051

COUNCIL DISTRICT "D"

WBS No. C-000051-0001-4

KEY MAP NO. 573A

SUBJECT: Accept Work Momentum Contractors, Inc. Clark Park, Hennessey Park and Brewster Park Pavilions WBS No. F-000640-0003/0001/0002-4		Page 1 of 2	Agenda Item 7
FROM (Department or other point of origin): General Services Department		Origination Date 3/11/10	Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE: Issa Z. Dadoush, P. E.  3/23/10		Council District affected: H, B	
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023		Date and identification of prior authorizing Council action: Ordinance No. 2007-906, Dated August 8, 2007	
RECOMMENDATION: Pass a motion approving the final contract amount of \$1,399,458.50 accept the work, and authorize final payment.			
Amount and Source of Funding: No Additional Funding Required		Finance Budget:	
Previous Funding: \$1,500,000.00 Federal Government – Grant Funded (5000) (CDBG) \$ 41,080.00 Parks Consolidated Construction Fund (4502) \$1,541,080.00 TOTAL			
SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$1,399,458.50 or 3.36% over the original contract amount, accept the work and authorize final payment to Momentum Contractors, Inc. for construction services in connection with the Clark Park, Hennessey Park and Brewster Park Pavilions for the Parks and Recreation Department.			
PROJECT LOCATIONS:			
<u>Project</u>	<u>Location</u>	<u>Council District</u>	
Clark Park	9718 Clark (453B)	H	
Hennessey Park	1900 Lyons (493H)	H	
Brewster Park	1800 Des Chaumes (494E)	B	
PROJECT DESCRIPTION: The project scope consisted of the following improvements:			
Clark Park: Erected a new multiple purpose pavilion, which include basketball goals and supports, lighting, sidewalk replacement, a new canopy which connects the community center and pavilion, added accessibility improvements at the entry and installed fencing to keep basketballs from going into the parking lot.			
Hennessey Park: Renovated the existing pavilion with a new roof and lights, made structural improvements to the bases, painted the structure, and striped the court. Installed new basketball goals and demolished the existing service building. Upgraded the electrical service and improved the sidewalk and fencing.			
Brewster Park: Renovated the existing pavilion with a new roof and lights, made structural improvements to the bases, painted the structure and striped the court. Installed new basketball goals and constructed accessibility ramps.			
REQUIRED AUTHORIZATION			
General Services Department:  Humberto Bautista, P.E. Chief of Design & Construction Division	Housing and Community Development Department:  Richard Celli Director	Parks and Recreation Department:  Joe Turner Director	

CUIC ID# 25PARK84

NOT


Date:	Subject: Accept Work Momentum Contractors, Inc. Clark Park, Hennessey Park and Brewster Park Pavilions WBS No. F-000640-0003/0001/0002-4	Originator's Initials LJ	Page 2 of 2
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CONTRACT COMPLETION AND COST: The contractor completed the project within 313 days: the original contract time of 180 days plus 133 days approved by Change Orders. The final cost of the project, including Change Orders is \$1,399,458.50, an increase of \$45,458.50 over the original contract amount.

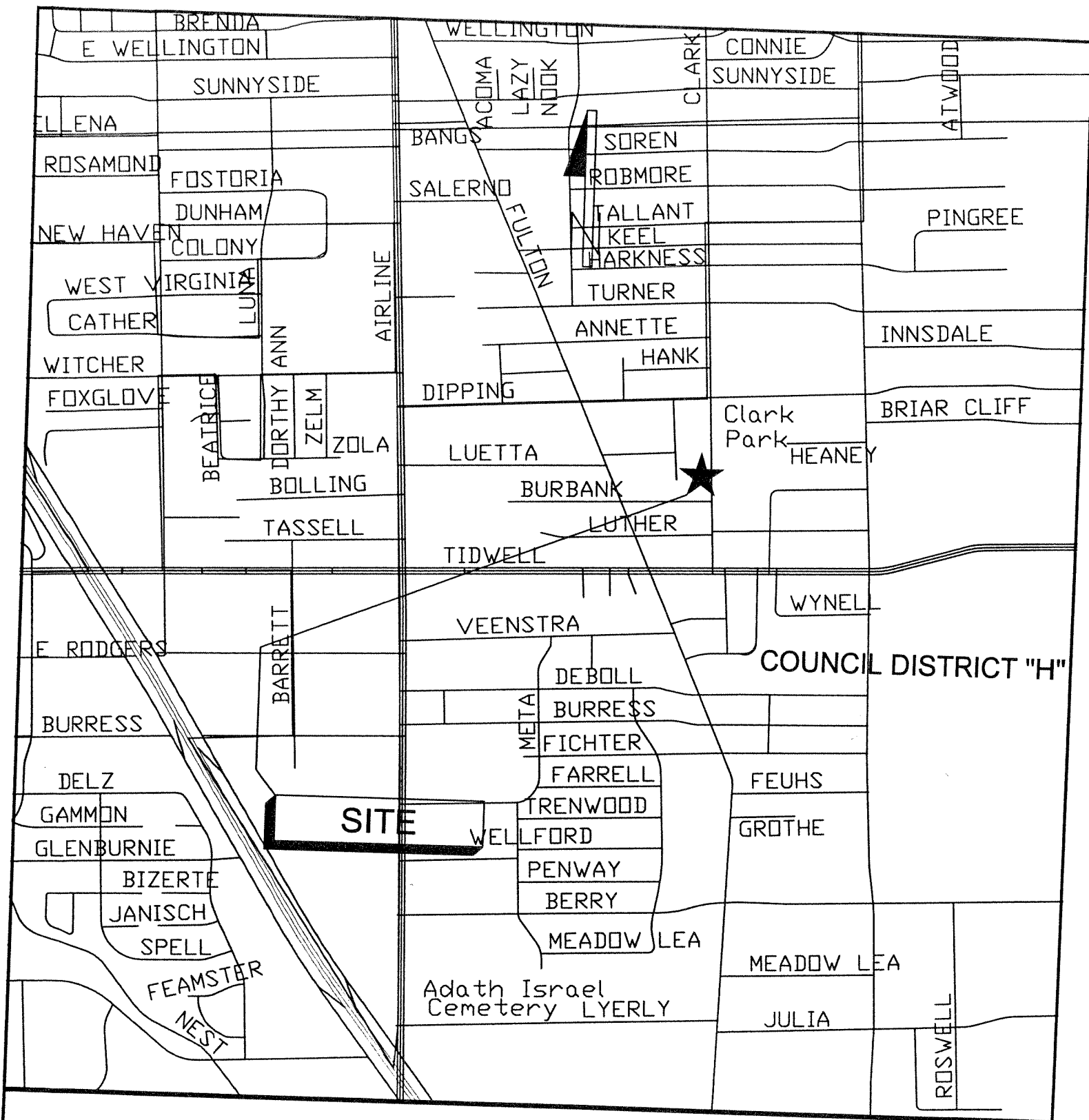
M2L Associates, Inc. was the project design consultant and construction manager.

PREVIOUS CHANGE ORDERS: Change Orders 1-6 relocated pavilion column to avoid conflicts with an existing grade beam, replaced a ramp, added benches and painted columns a contrasting color and added vertical attachments for the pavilion lights at Clark Park; replaced rusted purlins, added precast inlet for drainage, repaired wiring connection at the meter and repaired vandalized electrical service and fixtures at Hennessey Park; replaced curb and modified access ramp, painted columns a contrasting color, replaced rusted purlins at Brewster Park; and added non-compensable time extensions to the contract.

M/WBE PARTICIPATION: The contract contained a 15% M/WBE goal and a 5% SBE goal. The contractor achieved 15.67% M/WBE participation and was assigned a satisfactory rating and achieved 17.99% SBE participation and was assigned an outstanding rating.


IZD:HB:JLN:LJ:lj

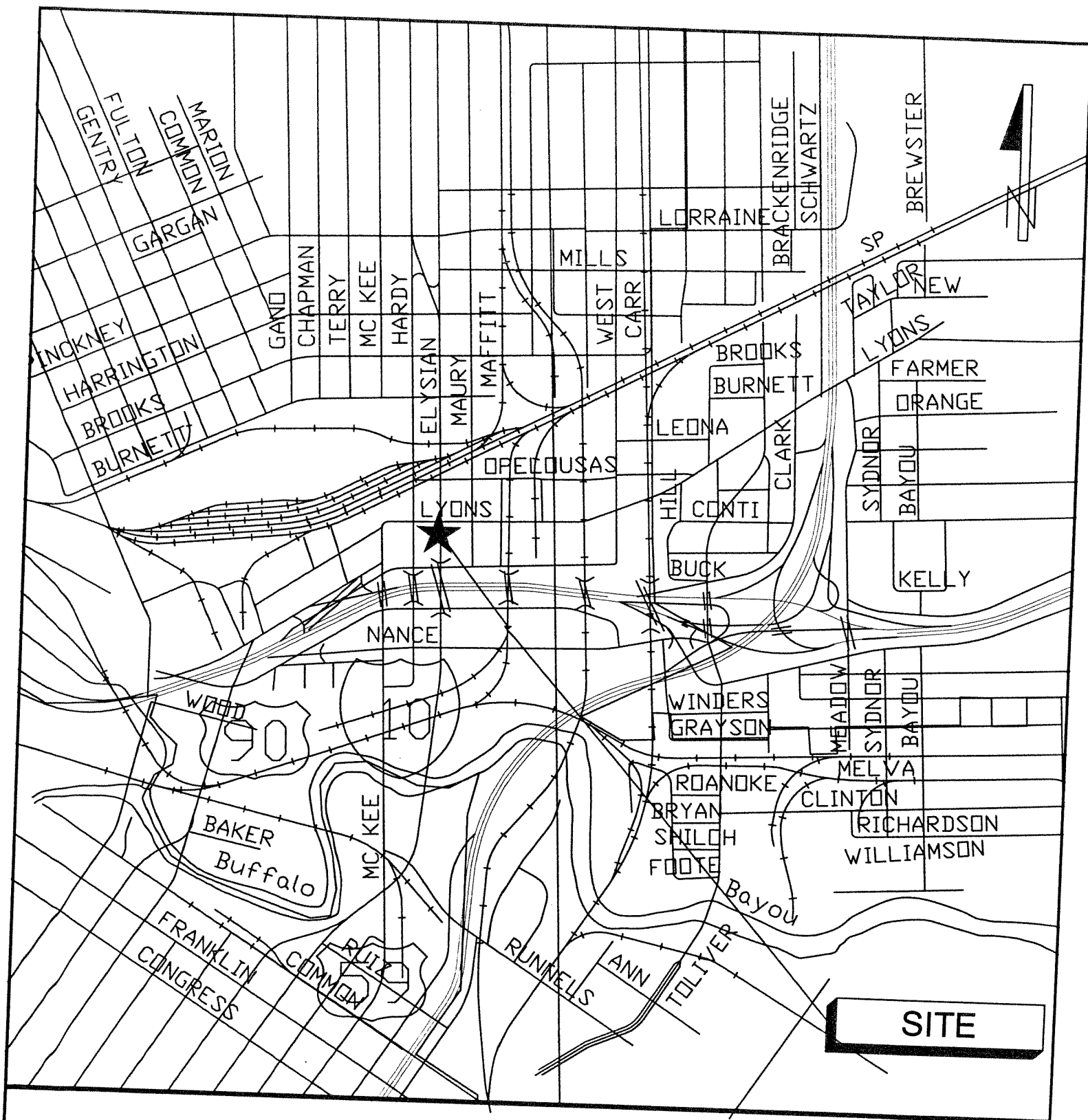
c: Marty Stein, Jacquelyn L. Nisby, Phil Golembiewski, Mark Ross, Dan Pederson, Calvin Curtis, Yvette Burton, Pirooz Farhoomand, Gayve Anklesaria, Gabriel Mussio, Christopher Gonzales, File 1108



CLARK PARK
9718 CLARK ST.
HOUSTON, TX 77076

COUNCIL DISTRICT "H"

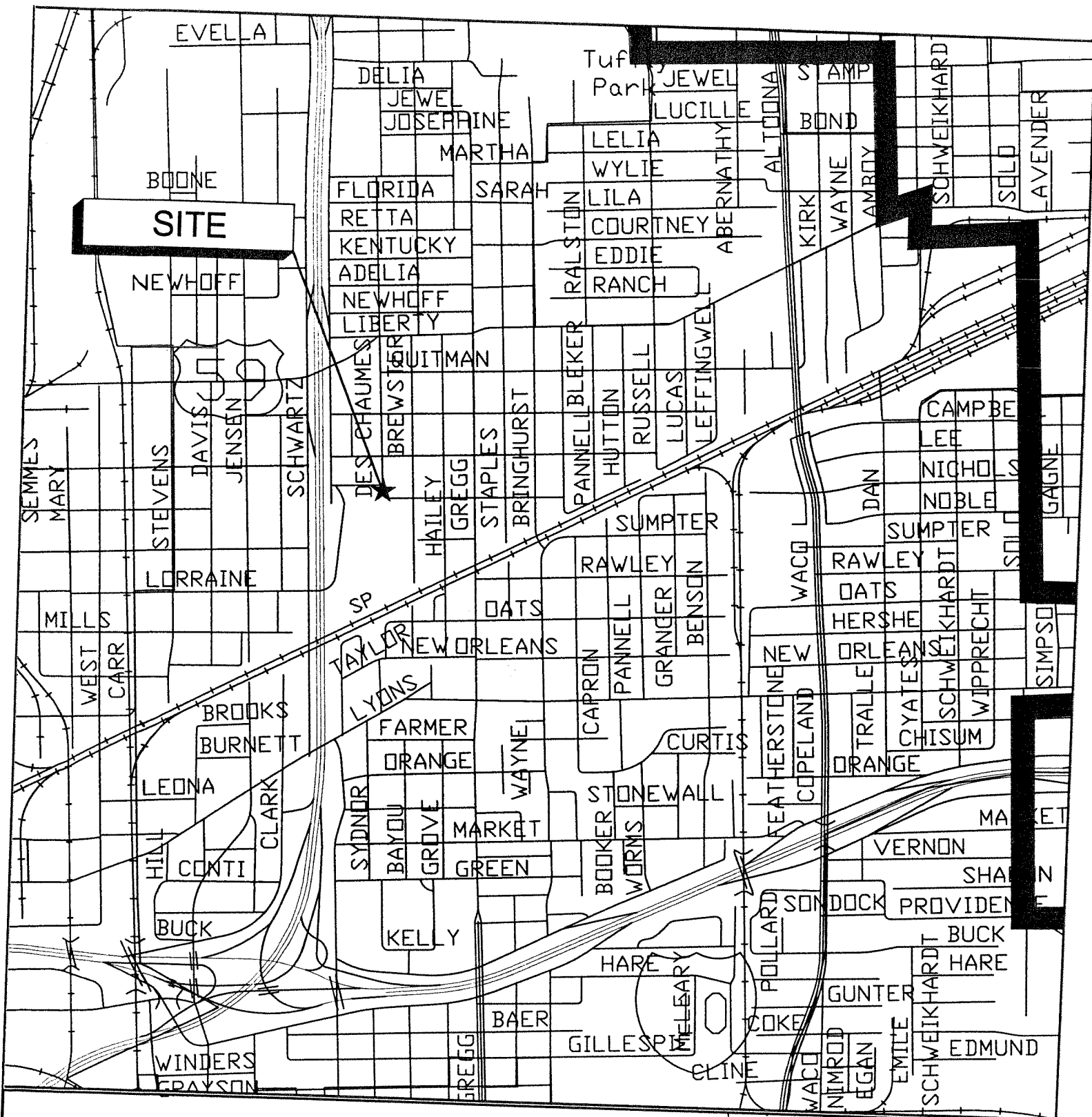
KEY MAP NO. 453B



HENNESSEY PARK
1900 LYONS
HOUSTON, TX 77020

COUNCIL DISTRICT "H"

KEY MAP NO. 493H



COUNCIL DISTRICT "B"

KEY MAP NO. 494E

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

SUBJECT: Accept Work for Southeast Wastewater Treatment Plant Improvements.
WBS No. R-000265-0035-4.

Page 1 of 1

Agenda Item #

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FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date
3-17-10

Agenda Date
MAR 24 2010

DIRECTOR'S SIGNATURE:

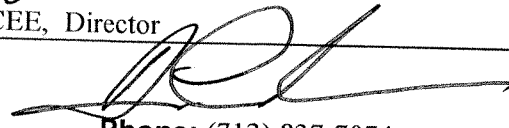

Michael S. Marcotte, P.E., D.WRE, BCEE, Director

Council Districts affected:
E

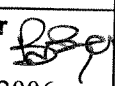


For additional information contact:

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


Phone: (713) 837-7074

Date and Identification of prior authorizing Council Action:
Ord. #2006-0515 dated 05/24/2006



RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$6,325,186.62, which is 3.10% 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 \$7,339,600.00 from Water and Sewer System Consolidated Construction Fund No. 755.)

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's ongoing program for improvements to the major wastewater treatment plants.

DESCRIPTION/SCOPE: This project consisted of upgrades and improvements at the Southeast Wastewater Treatment Plant. Camp Dresser & McKee, Inc. designed the project with 480 calendar days allowed for construction. The project was awarded to Industrial TX Corp. with an original Contract Amount of \$6,527,645.00.

LOCATION: The project area is located at 9610 Kingspoint Road, Houston, Texas 77075. The project is located in Key Map Grid 576-W.

CONTRACT COMPLETION AND COST: The Contractor, Industrial TX Corp. has completed the Work under the subject Contract. The project was completed within the contract time with additional 300 days approved by Change Order Nos. 2, 3, and 4. The final cost of the project, including overrun and underrun of estimated bid quantities, previously approved Change Order Nos. 1 through 4 is \$6,325,186.62, a decrease of \$202,458.38 or 3.10% under the original Contract Amount.

The cost underrun is primarily due to the work not requiring use of most Extra Unit Price Items.

M/WBE PARTICIPATION: The M/WBE goal set for this project was 17.00%. According to Affirmative Action and Contract Compliance Division, the actual participation was 17.01%. The Contractor was awarded a "Satisfactory" rating for M/WBE compliance.

MSM:DRM:JTL:CWS:NI:mq

Z:\E&C Construction\Facilities\Projects\R-0265-35-3 Southeast WWTP, PKG 1\Closeout\RCA\RCA.DOC

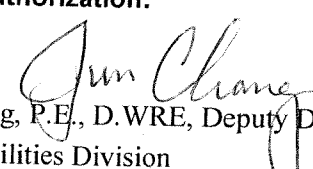
c: File No. R-000265-0035-4 - Closeout

REQUIRED AUTHORIZATION


CUIC ID# 20MZQ151

Finance Department:

Other Authorization:


Jun Chang, P.E., D.WRE, Deputy Director
Public Utilities Division

Other Authorization:


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

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation
WBS# R-000266-0110-4

Page
1 of 1

Agenda Item
#

9

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

3/17/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

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

Council District affected:

A, B, C, D, H and I

For additional information contact:

Dannelle H. Belhateche, P.E.
Sr. Assistant Director

Phone: (281) 575-2847

Date and identification of prior authorizing Council action:

Ordinance No. 2008-162, dated 02/27/2008

RECOMMENDATION: (Summary)

Pass a motion to approve the final contract amount of \$781,939.85, which is 1.34% over the original contract amount, accept the work, and authorize final payment.

Amount and Source of Funding: No additional funding required. *N.P. 2/18/10*
Original appropriation of \$826,715.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

SPECIFIC EXPLANATION:

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided cleaning and television inspection in support of rehabilitation to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer cleaning and television inspection in support of rehabilitation. The project was awarded to Compliance EnviroSystems, L.L.C., with an original contract amount of \$771,563.50. The Notice to Proceed date was 05/27/2008 and the project had 540 calendar days for completion.

LOCATION: The project was located at various locations within Council Districts A, B, C, D, H and I.

CONTRACT COMPLETION AND COST: The contractor, Compliance EnviroSystems, L.L.C., has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$781,939.85, an increase of \$10,376.35 or 1.34% over the original contract amount. More sensor transport manhole insertion was needed than anticipated.

MWDBE PARTICIPATION: No M/WDBE participation goal was established for this project.

MSM:JC:DHB:JI:DR:mf
Attachments

c: Velma Laws

Craig Foster

Project File 4277-36

REQUIRED AUTHORIZATION

CUIC ID# 20DHB326

Finance Department

Other Authorization:

Dannelle H. Belhateche

Other Authorization:

Jun Chang
Jun Chang, P.E., D.WRE, Deputy Director
Public Utilities Division

[illegible]

O: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Water Line Replacement in West Gray Area.
WBS No. S-000035-00F9-4.

Page 1 of 1

Agenda Item #

10

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

3-17-10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

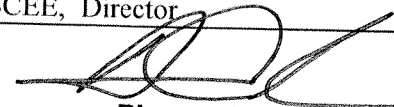

Michael S. Marcotte, P.E., D.WRE, BCEE, Director

Council Districts affected:

D

For additional information contact:

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


Phone: (713) 837-7074

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

Ord. #2008-0270 dated 04/02/2008

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$2,443,202.72, which is 1.33% over the original Contract Amount, accept the Work and authorize the final payment.

Amount and Source of Funding: No additional appropriation required.

(Original appropriation of \$2,844,250.00 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 circulation and availability of water.


DESCRIPTION/SCOPE: This project consisted of 21,291 linear feet of 8-inch and 3,900 linear feet of 12-inch diameter water lines with all related appurtenances in West Gray area. Ratnala & Bahl, Inc. designed the project with 240 calendar days allowed for construction. The project was awarded to ACM Contractors, Inc. with an original Contract Amount of \$2,411,055.00.

LOCATION: The project area is generally bound by Allen Parkway on the north, Peden Avenue and Willard Avenue on the south, Taft Street and Bailey Street on the east and Waugh Drive on the west. The project is located in the Key Map Grids 493-J, K, P & N.

CONTRACT COMPLETION AND COST: The Contractor, ACM Contractors, Inc. has completed the Work under subject Contract. The project was completed within the Contract Time with additional 54 days approved by Change Order Nos. 1, 2, and 3. The final cost of the project, including previously approve Change Order Nos. 1, 2, and 3 and overrun and underrun of estimated bid quantities is \$2,443,202.72, an increase of \$32,147.72 or 1.33% over the original Contract Amount.

The cost overrun is a result of the differences between planned and measured quantities. The increase is primarily due to Change Order Nos. 1 and 2.

M/WBE PARTICIPATION: The M/WBE goal for this project was 22%. According to Affirmative Action and Contract Compliance, the actual participation was 22.27%. The Contractor was awarded a "Satisfactory" rating for M/WBE compliance.


MSM:DRM:JTL:JAK:AH:mq

Z:\E&C Construction\South Sector\PROJECT FOLDER\S-000035-00F9-4 (West Gray)\21.0 Close-out Documentation\RCA\RCA.DOC

C: Velma Laws

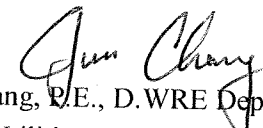
File No. S-000035-00F9-4 - 21.0

REQUIRED AUTHORIZATION

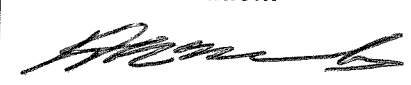
CUIC ID# 20MZQ146

Finance Department:

Other Authorization:


Jun Chang, P.E., D.WRE Deputy Director
Public Utilities Division

Other Authorization:


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

NOT

WBS Number S-000035-00F9-4



Total 27.384

CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

MAIVALL & BART, INC.
Engineers Architects Planners

HOUSTON, TEXAS 77078
PHONE: 281-759-6400 FAX: 281-759-6401

VICINITY MAP

WATERMAIN REPLACEMENT
WEST GRAY AREA

SCALE: NOT TO SCALE	DATE: JANUARY 2008
---------------------	--------------------

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**RCA# 8637****Subject:** Approve the Sole Source Purchase of Pump Repair Services for the Public Works and Engineering Department S08-Q23563Category #
4

Page 1 of 1

Agenda Item

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

February 19, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE

For additional information contact:

David Guernsey
Ray DuRousseauPhone: (832) 395-3640
Phone: (832) 393-8726**Council District(s) affected**

D

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

Approve the sole source purchase of Pump Repair Services from Stonkus Hydraulic, Inc. in the total amount of \$85,334.00 for the Public Works and Engineering Department.

Award Amount: \$85,334.00

Finance Budget

\$85,334.00 - Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the sole source purchase of pump repair services from Stonkus Hydraulic, Inc. in the total amount of \$85,334.00 for the Public Works & Engineering Department and that authorization be given to issue a purchase order. The wet weather sewage pumps at the Belmont Lift Station, located at 5901 Conley, divert sewage during heavy rains to avoid excursions upstream that adversely impact public health.

Stonkus Hydraulic, Inc. is the sole manufacturer and distributor of the specified valves, controls, vacuum priming systems, hydraulic accumulator systems, angle needle relief valves and components as well as Parco field and engineering services.

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision, training and transportation necessary to furnish and install six new cylinder barrels and six new cylinder repair kits on Pump Nos. 5, 6, 7, 8, 9 and 10 at the Belmont Lift Station. The contractor shall replace all hand control valves and selector valves that are currently leaking; replace all hydraulic hoses in the control cabinets and on cylinder bypass lines; replace inoperative alternating relays and burned-out status lamps on the accumulator system and replace the water damaged main line strainer/filter in the accumulator return line. The contractor will also provide one spare drum (55 gallons) of food grade hydraulic fluid and four hours of operator training. The repairs, parts and labor are warranted for one year.

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

Buyer: Angela Dunn - RQ 10093448

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8632

Subject: Formal Bids Received for Electrical Lighting, Parts and Fixtures
for Various Departments
S32-S23322

Category #
4

Page 1 of 2

Agenda Item

12

FROM (Department or other point of origin):

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

Origination Date

January 26, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE

Calvin D. Wells

For additional information contact:

David Guernsey
Desiree Heath

Phone: (832) 395-3640
Phone: (832) 393-8742

Council District(s) affected
All

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

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount not to exceed \$275,832.26 for electrical lighting, parts and fixtures for various departments.

Estimated Spending Authority \$275,832.26

Finance Budget

\$242,193.26 - General Fund (1000)

\$ 6,639.00 - PWE - PW&E W&S System Operating Fund (8300)

\$ 27,000.00 - HAS Revenue Fund (8001)

\$275,832.26 - Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$275,832.26 for electrical lighting, parts and fixtures for various departments. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. These awards consist of various types of electrical ballasts, lamp fixtures, and replacement kits to be used by the Houston Airport System, and Parks & Recreation, Fire, and Public Works & Engineering Departments for a broad variety of electrical lighting equipment repairs and installations.

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

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

Turtle and Hughes, Inc.: Award on its low bid meeting specifications for Group No. 1 (Phillips Advance Trade Price List 162CC which includes, but is not limited to, lamps and ballasts) in an amount not to exceed \$142,705.32.

COMPANY

Globe Electric Supply
Astro CED

SAMPLE PRICING

\$ 46.62 (Did Not Meet Specifications)

\$ 71.99 (Partial Bid/Did Not Meet Specifications)

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Date: 1/26/2010	Subject: Formal Bids Received for Electrical Lighting, Parts and Fixtures for Various Departments S32-S23322	Originator's Initials VD	Page 2 of 2
--------------------	--	--------------------------------	-------------

Turtle and Hughes, Inc.	\$ 111.84
Voss Lighting	\$ 130.96
The Tagos Group, LLC	\$ 178.75
Graybar	\$1,389.29
Crawford Electric Supply	\$1,545.60

Graybar: Award on its low bid meeting specifications for Group No. 2 (GE Lighting Systems Trade Net Price Book which includes, but is not limited to, fixtures and flood lights) in an amount not to exceed \$133,126.94.

COMPANY

The Tagos Group, LLC

Graybar

Turtle and Hughes, Inc.

Astro CED

Crawford Electric Supply

SAMPLE PRICING

\$1,133.00 (Did Not Meet Specifications)

\$1,389.29

\$1,420.76

\$1,439.81

\$1,545.60

M/WBE Subcontracting:

This bid was issued with an 11% goal for M/WBE participation.

Turtle and Hughes, Inc. has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>
Rabbit Run Delivery Service	Delivery	\$15,697.59

Graybar has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>
Sunrise Delivery, Inc.	Delivery	\$14,643.96

The Affirmative Action Division will monitor this award.

Buyer: Veronica Douglas, CPPB

Estimated Spending Authority

<u>Department</u>	<u>FY 2010</u>	<u>Out Years</u>	<u>Total</u>
Public Works & Engineering	\$ 44,671.80	\$178,687.20	\$223,359.00
Houston Airport System	\$ 2,700.00	\$ 24,300.00	\$ 27,000.00
Parks & Recreation	\$ 2,494.65	\$ 9,978.61	\$ 12,473.26
Fire	\$ 3,000.00	\$ 10,000.00	\$ 13,000.00
Total	\$ 52,866.45	\$222,965.81	\$275,832.26

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8630

Subject: Formal Bid Received for Equipment, Caterpillar Engine Replacement Parts and Repair Services for Various Departments S06-S23551

Category #
4

Page 1 of 1

Agenda Item

13

FROM (Department or other point of origin):

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

Origination Date

February 17, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE

For additional information contact:

David Guernsey
Desiree Heath

Phone: (832) 395-3640
Phone: (832) 393-8742

Council District(s) affected
All

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve and award to Mustang Machinery Company Ltd. dba Mustang Cat on its sole bid in an amount not to exceed \$745,933.84 for Caterpillar engine replacement parts and repair services for various departments.

Estimated Spending Authority \$745,933.84

Finance Budget

\$577,183.84 Fleet Management Fund (1005)
\$168,750.00 General Fund (1000)
\$745,933.84 Grand Total

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Mustang Machinery Company, Ltd. dba Mustang Cat on its sole bid in an amount not to exceed \$745,933.84, for Caterpillar engine replacement parts and repair services 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 a price list for various caterpillar engine parts which includes, but is not limited to, upper gasket kits, fuel injectors, fuel pumps, adapters and buckets to be used by the Public Works & Engineering and Parks and Recreation Departments to repair Caterpillar engines and heavy equipment. This award also includes a \$400,866.75 labor component for the repair of equipment that cannot be performed by City personnel.

This project was advertised in accordance with the requirements of the State bid laws. Mustang Machinery Company, Ltd. dba Mustang Cat is the only authorized distributor of Caterpillar engine replacement parts and repair services in the greater Houston area and the surrounding counties.

Buyer: Tywana L. Rhone

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

Estimated Spending Authority:

DEPARTMENT	FY10	OUT YEARS	TOTAL
Public Works & Engineering	\$ 95,436.77	\$481,747.07	\$577,183.84
Parks & Recreation	\$ 18,750.00	\$150,000.00	\$168,750.00
GRAND TOTAL	\$114,186.77	\$631,747.07	\$745,933.84

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

HCD 10-48

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Alta Copperfield

SUBJECT: Approval for a City of Houston Resolution supporting and approving the proposed construction of Alta Copperfield.

Category #

Page
1 of 1

Agenda Item #

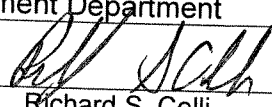
14

FROM (Department or other point of origin):

Richard S. Celli, Director

Housing and Community Development Department

DIRECTOR'S SIGNATURE:



Origination Date
3/3/10

Agenda Date

MAR 24 2010

Council District affected:

Extra Territorial Jurisdiction

Date and identification of prior authorizing Council action: None

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Alta Copperfield.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

WP West Enterprises, LLC, the developer of Alta Copperfield, a proposed 200-unit multifamily housing development located at the southwest corner of Spencer Road (FM 529) and Shining Sumac Avenue in the Extra Territorial Jurisdiction of the City of Houston, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Alta Copperfield.

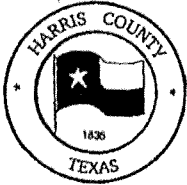
REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:

15



HARRIS COUNTY, TEXAS

COMMUNITY SERVICES DEPARTMENT

David B. Turkel
Director

Community Development Division
8410 Lantern Point Dr.
Houston, Texas 77054
Tel (713) 578-2000

March 9, 2010

Richard Celli, Director
City of Houston Housing &
Community Development Dept.
901 Bagby
Houston, TX 77002

RE: Resolution Request for the Alta Copperfield Apartments Proposed Development

Dear Mr. Celli:

Please accept this letter as Harris County Community Services Department's (CSD) response to the March 5, 2010 request by Juanita Thomas of the City of Houston Housing and Community Development Department regarding a formal request for a Resolution from the City of Houston for the Alta Copperfield Apartments multi-family proposed development located approximately near the intersection of Spencer Rd. and Shining Sumac Ave. in Harris County, Texas.

We find the proposed apartment complex to be consistent with the Harris County Affordable Multi-Family and Senior Apartment Concentration Policy (copy of the policy is enclosed with this letter), which was approved by Commissioners Court on July 9, 2008 (revised). We encourage the developer to work with you to request a City of Houston Resolution.

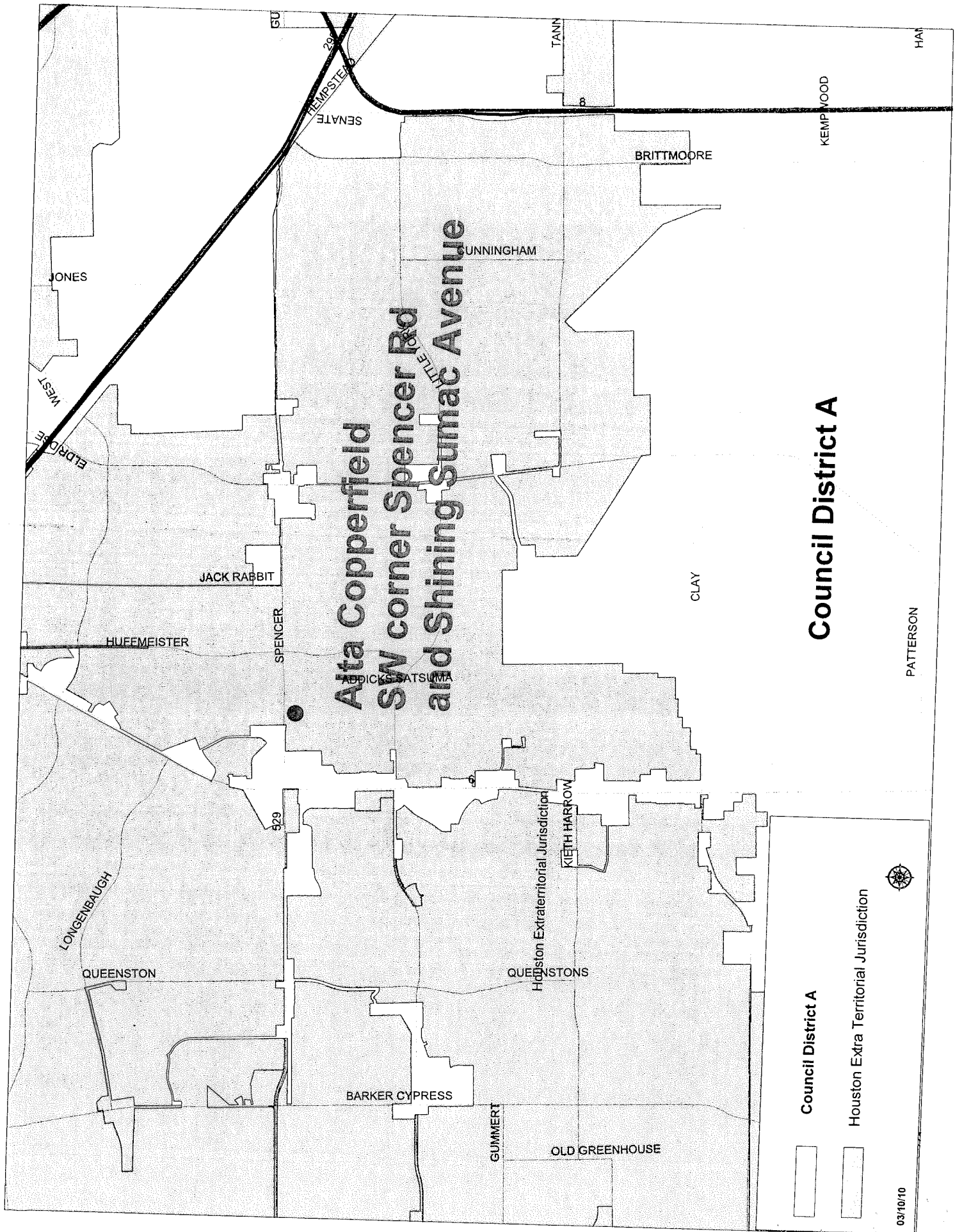
If you need additional information, please contact me at (713) 578-2000.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Turkel".

David B. Turkel
Director

DBT/DL/CL/AM



Council District A

Council District A

Houston Extra Territorial Jurisdiction

03/10/10

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Alta Harbor

SUBJECT: Approval for a City of Houston Resolution supporting and approving the proposed construction of Alta Harbor.

Category #

Page 1 of 1

Agenda Item # 15

FROM (Department or other point of origin):

Richard S. Celli, Director

Housing and Community Development Department

Origination Date
3/3/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

Council District affected:

Extra Territorial Jurisdiction

Date and identification of prior authorizing Council action: None

For additional information contact: Richard S. Celli
Phone: 713-868-8305

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Alta Harbor.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

WP West Enterprises, LLC, the developer of Alta Harbor, a proposed 200-unit multifamily development located at the northeast corner of Katy Fort Bend Road and Harbor Drive in the Extra Territorial Jurisdiction of the City of Houston, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

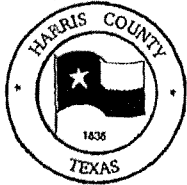
The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Alta Harbor.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:



HARRIS COUNTY, TEXAS COMMUNITY SERVICES DEPARTMENT

David B. Turkel
Director

Community Development Division
8410 Lantern Point Dr.
Houston, Texas 77054
Tel (713) 578-2000

March 9, 2010

Richard Celli, Director
City of Houston Housing &
Community Development Dept.
901 Bagby
Houston, TX 77002

RE: Resolution Request for the Alta Harbor Apartments Proposed Development

Dear Mr. Celli:

Please accept this letter as Harris County Community Services Department's (CSD) response to the March 5, 2010 request by Juanita Thomas of the City of Houston Housing and Community Development Department regarding a formal request for a Resolution from the City of Houston for the Alta Harbor Apartments multi-family proposed development located approximately near the intersection of Katy Ft. Bend Rd. and Harbor Dr. in Harris County, Texas.

We find the proposed apartment complex to be consistent with the Harris County Affordable Multi-Family and Senior Apartment Concentration Policy (copy of the policy is enclosed with this letter), which was approved by Commissioners Court on July 9, 2008 (revised). We encourage the developer to work with you to request a City of Houston Resolution.

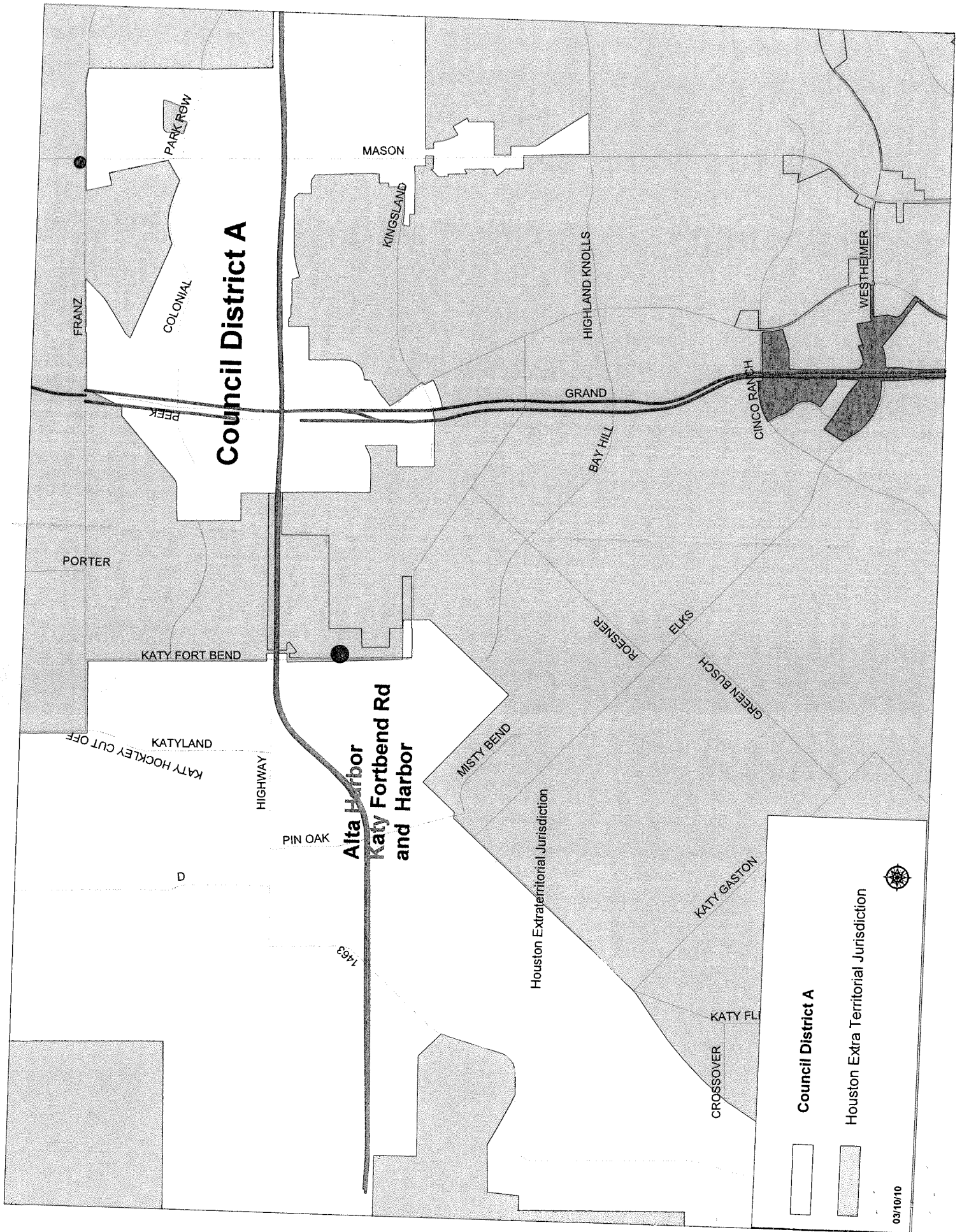
If you need additional information, please contact me at (713) 578-2000.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Turkel".

David B. Turkel
Director

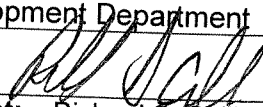

DBT/DL/CL/AM

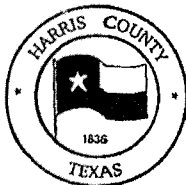


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Mason Senior

SUBJECT: Approval for a City of Houston Resolution supporting and approving the proposed construction of Mason Senior Apartment Homes.		Category #	Page 1 of 1	Agenda Item # 16
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/3/10	Agenda Date MAR 24 2010	
DIRECTOR'S SIGNATURE: 		Council District affected: Extra Territorial Jurisdiction		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action: None		
RECOMMENDATION: (Summary) The Department recommends approval of a Resolution supporting and approving the proposed construction of Mason Senior Apartment Homes.				
Amount of Funding:			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION:				
<p>Houston Mason Senior Apartments LP, the developer of Mason Senior Apartment Homes, a proposed 120-unit multifamily development located at the west side of Mason Road just north of Franz Road in the Extra Territorial Jurisdiction of the City of Houston, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.</p> <p>The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Mason Senior Apartment Homes.</p>				
REQUIRED AUTHORIZATION				
Finance Dept. 	Other Authorization:		Other Authorization:	



HARRIS COUNTY, TEXAS COMMUNITY SERVICES DEPARTMENT

David B. Turkel
Director

Community Development Division
8410 Lantern Point Dr.
Houston, Texas 77054
Tel (713) 578-2000

March 9, 2010

Richard Celli, Director
City of Houston Housing &
Community Development Dept.
901 Bagby
Houston, TX 77002

RE: Resolution Request for the Mason Senior Apartment Homes Proposed Development

Dear Mr. Celli:

Please accept this letter as Harris County Community Services Department's (CSD) response to the March 5, 2010 request by Juanita Thomas of the City of Houston Housing and Community Development Department regarding a formal request for a Resolution from the City of Houston for the Mason Senior Apartment Homes proposed development located approximately near the intersection of Mason Rd. and Franz Rd. in Harris County, Texas.

We find the proposed apartment complex to be consistent with the Harris County Affordable Multi-Family and Senior Apartment Concentration Policy (copy of the policy is enclosed with this letter), which was approved by Commissioners Court on July 9, 2008 (revised). We encourage the developer to work with you to request a City of Houston Resolution.

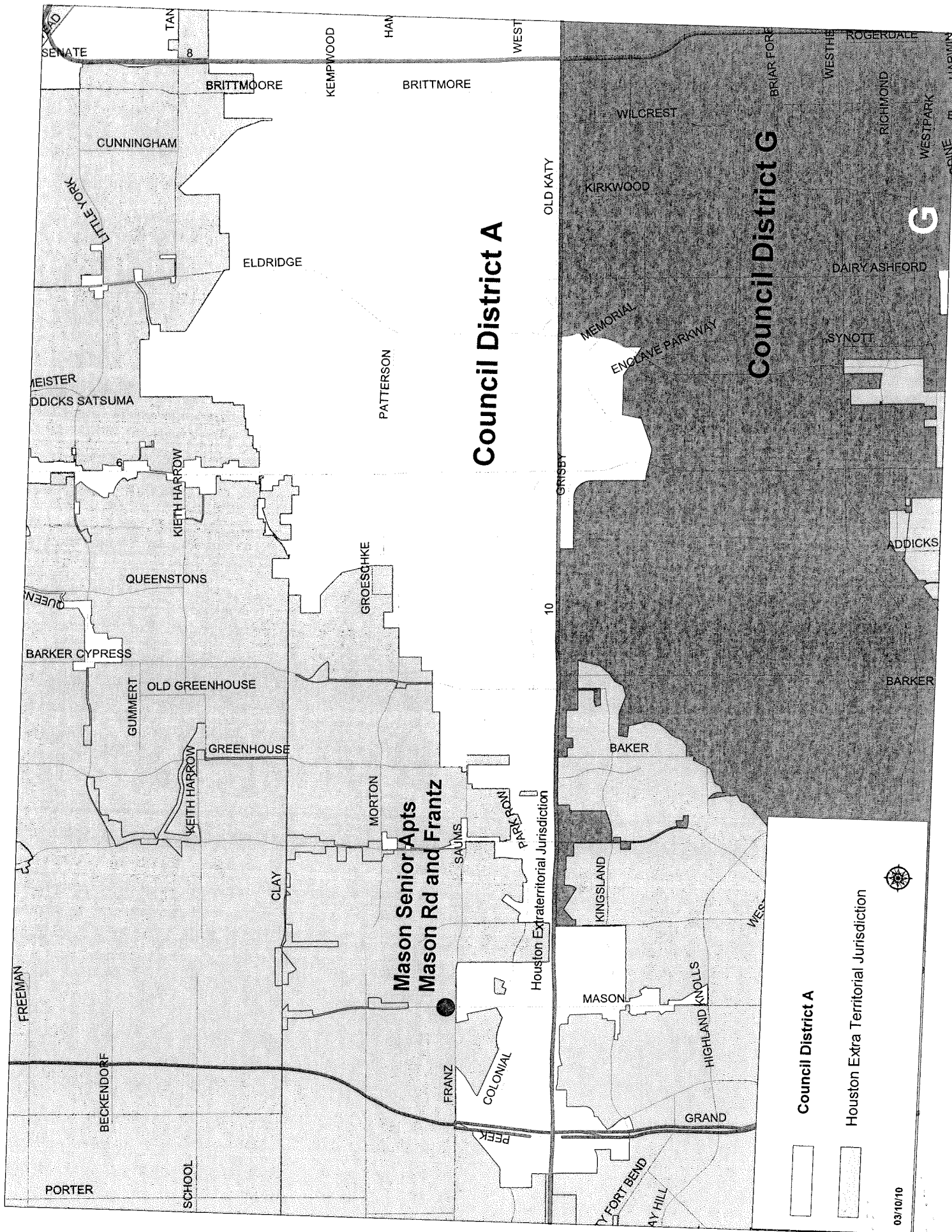
If you need additional information, please contact me at (713) 578-2000.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Turkel".

David B. Turkel
Director

DBT/DL/CL/AM



HCD10-45

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Parkway Ranch II

SUBJECT: Approval for a City of Houston Resolution supporting and approving the proposed construction of Parkway Ranch II.

Category #

Page
1 of 1

Agenda Item #

17

FROM (Department or other point of origin):

Richard S. Celli, Director

Housing and Community Development Department

DIRECTOR'S SIGNATURE:

Origination Date
3/3/10

Agenda Date

MAR 24 2010

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Council District affected:
Extra Territorial Jurisdiction

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Parkway Ranch II.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Parkway Ranch II, Ltd, the developer of Parkway Ranch II, a proposed 44-unit single-family affordable rental housing development located at the northeast side of the approximate 10000 block of West Montgomery in the Extra Territorial Jurisdiction of the City of Houston, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

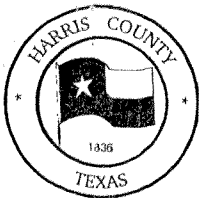
The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Parkway Ranch II.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:



HARRIS COUNTY, TEXAS
COMMUNITY SERVICES DEPARTMENT

TO LINON
CRACKEN

David B. Turkel
Director

Community Development Division
8410 Lantern Point Dr.
Houston, Texas 77054
Tel (713) 578-2000

REF: 26439
RECEIVED
FEB 17 2010
COH HCDD MAIL ROOM

February 15, 2009

Richard Celli
Director
City of Houston Housing
& Community Development Dept.
901 Bagby
Houston, TX 77002

RE: Resolution Request for the Parkway Ranch II Proposed Development

Dear Mr. Celli:

Please accept this letter as Harris County Community Services Department's (CSD) response to the February 5, 2010 letter by Barry Kahn of Hettig/Kahn Holdings, Inc. regarding a formal request for a Resolution from the City of Houston for the Parkway Ranch II multi-family proposed development located on the 10000 block of West Montgomery in Harris County, Texas.

We find the proposed apartment complex to be consistent with the Harris County Affordable Multi-Family and Senior Apartment Concentration Policy (copy of the policy is enclosed with this letter), which was approved by Commissioners Court on July 9, 2008 (revised). We encourage Mr. Kahn to work you to request a City of Houston Resolution.

If you need additional information, please contact me at (713) 578-2000.

Sincerely,

A handwritten signature in cursive script, appearing to read "David B. Turkel".

David B. Turkel
Director

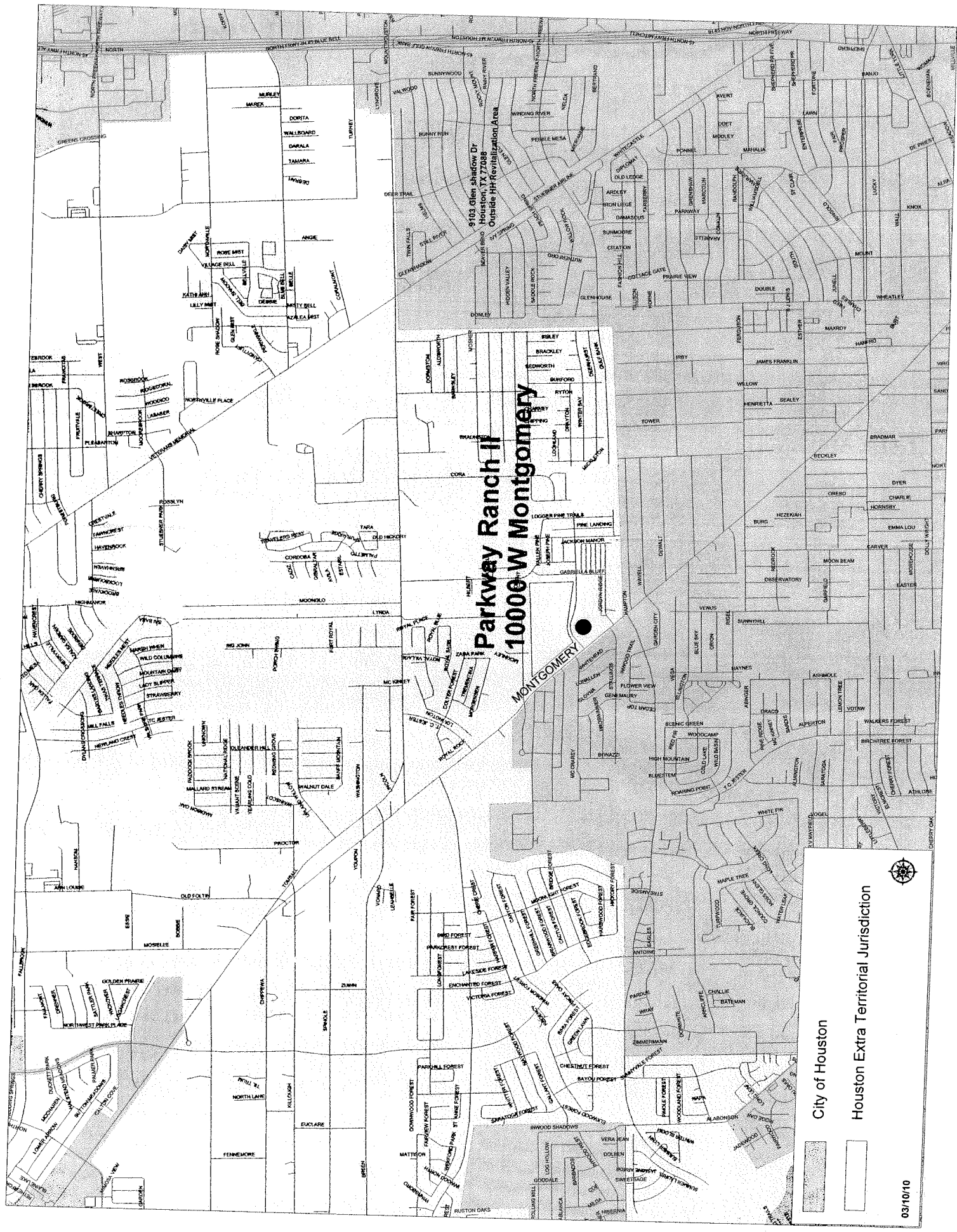
DBT/DL/CL/AM

RECEIVED

FEB 17 2010

DIRECTOR'S OFFICE
HOUSING AND COMMUNITY DEVELOPMENT

30.06



9103 Glen Shadow Dr
Houston, TX 77088
Outside HRP Revitalization Area

Parkway Ranch II
10000 W Montgomery

MONTGOMERY



City of Houston
Houston Extra Territorial Jurisdiction



HCD 10-68

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Ventana Pointe

SUBJECT: Approval for a City of Houston Resolution supporting and approving the proposed construction of Ventana Pointe.

Category #

Page
1 of 1

Agenda Item #

18

FROM (Department or other point of origin):

Richard S. Celli, Director

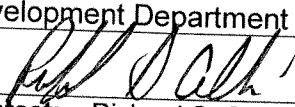
Origination Date
3/15/10

Agenda Date

MAR 24 2010

Housing and Community Development Department

DIRECTOR'S SIGNATURE:



Council District affected:

Extra Territorial Jurisdiction

Date and identification of prior authorizing Council action: None

For additional information contact: Richard S. Celli
Phone: 713-868-8305

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Ventana Pointe.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Ventana Pointe, Ltd, the developer of Ventana Pointe, a proposed 96-unit multifamily development for seniors located at Red Oak Drive and Butterfield Road in the Extra Territorial Jurisdiction of the City of Houston, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits. In addition, the development is located one linear mile or less from a development that serves the same type of household and that has received Housing Tax Credits (including Tax Exempt Bond Developments) for new construction since December 8, 2006.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Ventana Pointe.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:



HARRIS COUNTY, TEXAS COMMUNITY SERVICES DEPARTMENT

David B. Turkel
Director

Community Development Division
8410 Lantern Point Dr.
Houston, Texas 77054
Tel (713) 578-2000

March 9, 2010

Richard Celli, Director
City of Houston Housing &
Community Development Dept.
901 Bagby
Houston, TX 77002

RE: Resolution Request for the Ventana Pointe Proposed Development

Dear Mr. Celli:

Please accept this letter as Harris County Community Services Department's (CSD) response to the March 5, 2010 request by Juanita Thomas of the City of Houston Housing and Community Development Department regarding a formal request for a Resolution from the City of Houston for the Ventana Pointe senior proposed development located near the intersection of Red Oak Rd. and Butterfield Rd. in Harris County, Texas.

We find the proposed apartment complex to be consistent with the Harris County Affordable Multi-Family and Senior Apartment Concentration Policy (copy of the policy is enclosed with this letter), which was approved by Commissioners Court on July 9, 2008 (revised). We encourage the developer to work with you to request a City of Houston Resolution.

If you need additional information, please contact me at (713) 578-2000.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Turkel".

David B. Turkel
Director

DBT/DL/CL/AM



- Ventana Pointe

City of Houston
Generated by the My City Application

Disclaimer:
The map is only for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes and does not represent an on-the-ground survey and only represents the approximate relative location of property boundaries

HCD10-51

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Wintersprings Apartments

SUBJECT: Approval for a City of Houston Resolution supporting and approving the proposed construction of Wintersprings Apartments.

Category #

Page
1 of 1

Agenda Item #

19

FROM (Department or other point of origin):

Richard S. Celli, Director

Housing and Community Development Department

DIRECTOR'S SIGNATURE:

Origination Date
3/3/10

Agenda Date

MAR 24 2010

Council District affected:

Extra Territorial Jurisdiction

Date and identification of prior authorizing Council action: None

For additional information contact: Richard S. Celli
Phone: 713-868-8305

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Wintersprings Apartments.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Wintersprings Apartments, L.P. (a to-be-formed Texas partnership), the developer of Wintersprings Apartments, a proposed 146-unit multifamily development for seniors located at approximately the 6000 block of Atascocita Road in the Extra Territorial Jurisdiction of the City of Houston, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Wintersprings Apartments.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:



HARRIS COUNTY, TEXAS

COMMUNITY SERVICES DEPARTMENT

David B. Turkel
Director

Community Development Division
8410 Lantern Point Dr.
Houston, Texas 77054
Tel (713) 578-2000

March 9, 2010

Richard Celli, Director
City of Houston Housing &
Community Development Dept.
901 Bagby
Houston, TX 77002

RE: Resolution Request for the Wintersprings Apartments Proposed Development

Dear Mr. Celli:

Please accept this letter as Harris County Community Services Department's (CSD) response to the March 5, 2010 request by Juanita Thomas of the City of Houston Housing and Community Development Department regarding a formal request for a Resolution from the City of Houston for the Wintersprings Apartments senior proposed development located approximately at the 6000 block of Atascocita Rd. in Harris County, Texas.

We find the proposed apartment complex to be consistent with the Harris County Affordable Multi-Family and Senior Apartment Concentration Policy (copy of the policy is enclosed with this letter), which was approved by Commissioners Court on July 9, 2008 (revised). We encourage the developer to work with you to request a City of Houston Resolution.

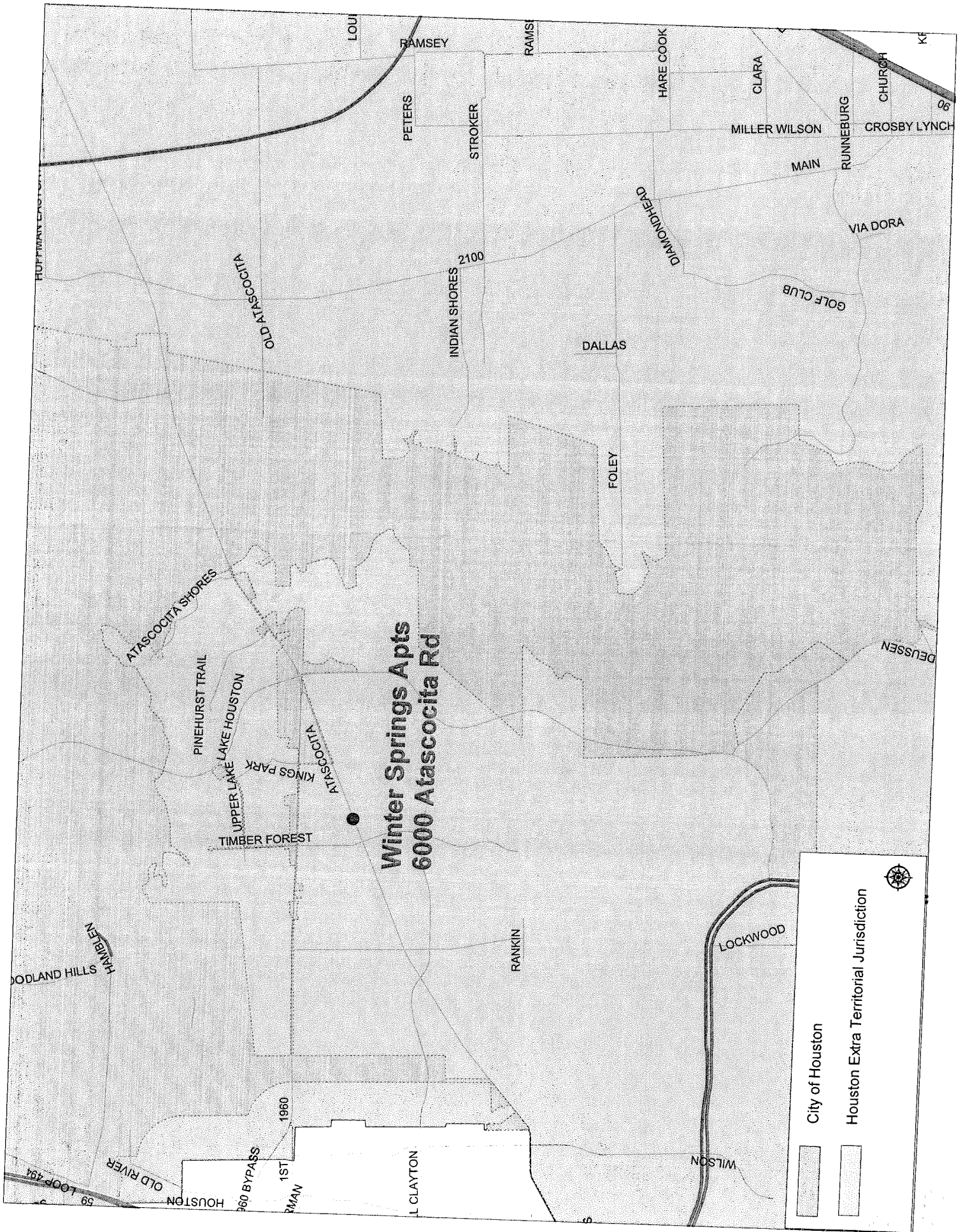
If you need additional information, please contact me at (713) 578-2000.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Turkel", written over a horizontal line.

David B. Turkel
Director

DBT/DL/CL/AM



HCD10-63

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Cypress Creek at VM

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Cypress Creek at Veterans Memorial.

Category #

Page
1 of 1

Agenda Item #

20

FROM (Department or other point of origin):

Richard S. Celli, Director

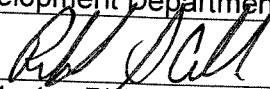
Housing and Community Development Department

Origination Date
3/4/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:



Council District affected:
District B

Date and identification of prior authorizing Council action: None

For additional information contact: Richard S. Celli
Phone: 713-868-8305

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Cypress Creek at Veterans Memorial.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Cypress Creek VM LP, the developer of Cypress Creek at Veterans Memorial, a proposed 180-unit multifamily development located at approximately the 8500 block of Veterans Memorial Drive, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Cypress Creek at Veterans Memorial.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:

21



JARVIS JOHNSON

Council Member
District B

"Leading by Example"

Telephone
(832) 393-3009

Facsimile
(713) 247-2707

March 11, 2010

Mr. Richard Celli
City of Houston
Housing and Community Development
601 Sawyer, 4th Floor
Houston, TX 77007

Re: Letter of Support for Cypress Creek, Approximately 8500 block of Veterans
Memorial Blvd.

Dear Mr. Celli,

Cypress Creek is a part of my constituency in the Near Northwest Neighborhood, District B of Harris County in Houston, Texas. They develop and operate multi-family rental communities that are thoughtfully designed and constructed in a purposeful and attractive manner also; their vision is to change lives and the culture of community by providing lasting and supportive home environments. Cypress Creek wants to be a part of the rebuilding process so businesses can look forward to a new start and for families that are looking for a newly remodeled apartment community in District B.

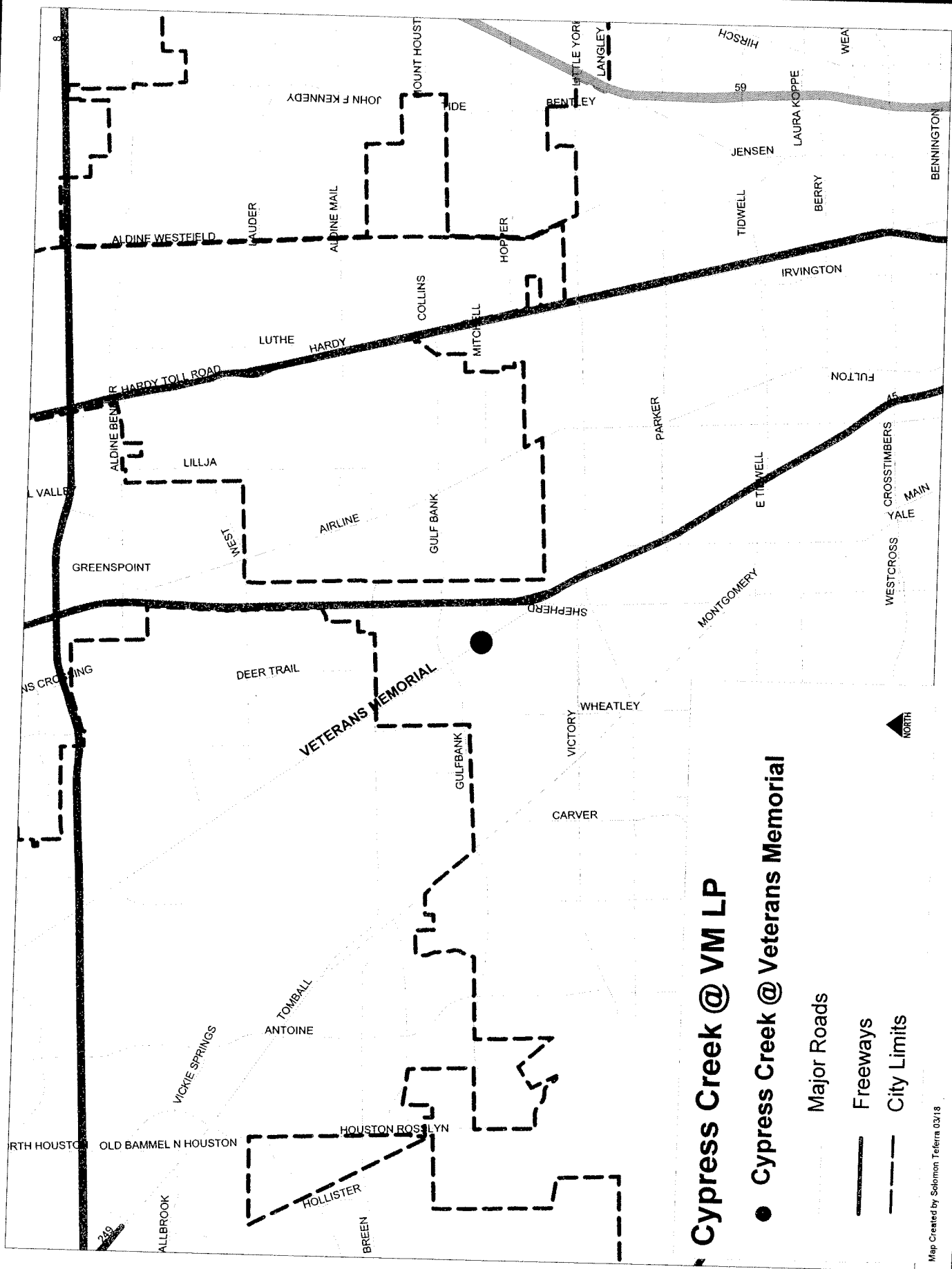
Developments like this will help address the needs of this community by providing affordable housing and needed social services to the residents at this complex. This project will make a very positive impact in our community.

I am happy to recommend and support Cypress Creek for the 2010 Housing Tax Credits. If you have any questions regarding my support of this development, please contact me at 832-393-3009.

Sincerely,

Jarvis Johnson
Council Member, District B

A handwritten signature of Jarvis Johnson is written over the printed name and title. The signature is in black ink and appears to be a stylized, cursive representation of the name "Jarvis Johnson".



Cypress Creek @ VM LP

- Cypress Creek @ Veterans Memorial

Major Roads

- Freeways
- City Limits

HCD 10-64

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Cypress Gardens

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Cypress Gardens.

Category #

Page
1 of 1

Agenda Item #

21

FROM (Department or other point of origin):

Richard S. Celli, Director

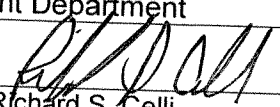
Housing and Community Development Department

Origination Date
3/15/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:



Council District affected:
District B

Date and identification of prior authorizing Council action: None

For additional information contact: Richard S. Celli
Phone: 713-868-8305

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Cypress Gardens.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Cypress Gardens Rykara, LP, the developer of Cypress Gardens, a proposed 124-unit multifamily development for seniors located at Wallisville and Maxey Road, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits. In addition, the proposed new construction development is located in census tract 2325, which is a census tract that has more than 30% Housing Tax Credit units per household.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Cypress Gardens.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:

22



JARVIS JOHNSON

Council Member

District B

"Leading by Example"

Telephone
(832) 393-3009

Facsimile
(713) 247-2707

March 11, 2010

Mr. Richard Celli
City of Houston
Housing and Community Development
601 Sawyer, 4th Floor
Houston, TX 77007

Re: Letter of Support for Cypress Gardens Apartments, Wallisville Road and Maxey Road

Dear Mr. Celli,

Cypress Gardens is a part of my constituency in the Near Northeast Neighborhood, District B of Harris County in Houston, Texas. Their developments are designed for the active seniors. Cypress Gardens will have a variety of amenities, including a swimming pool, community room and activity area, computer center, health screening room, and much more. Cypress Gardens wants to be a part of the rebuilding process so businesses can look forward to a new start and for senior citizens that are looking for a newly remodeled apartment community in District B.

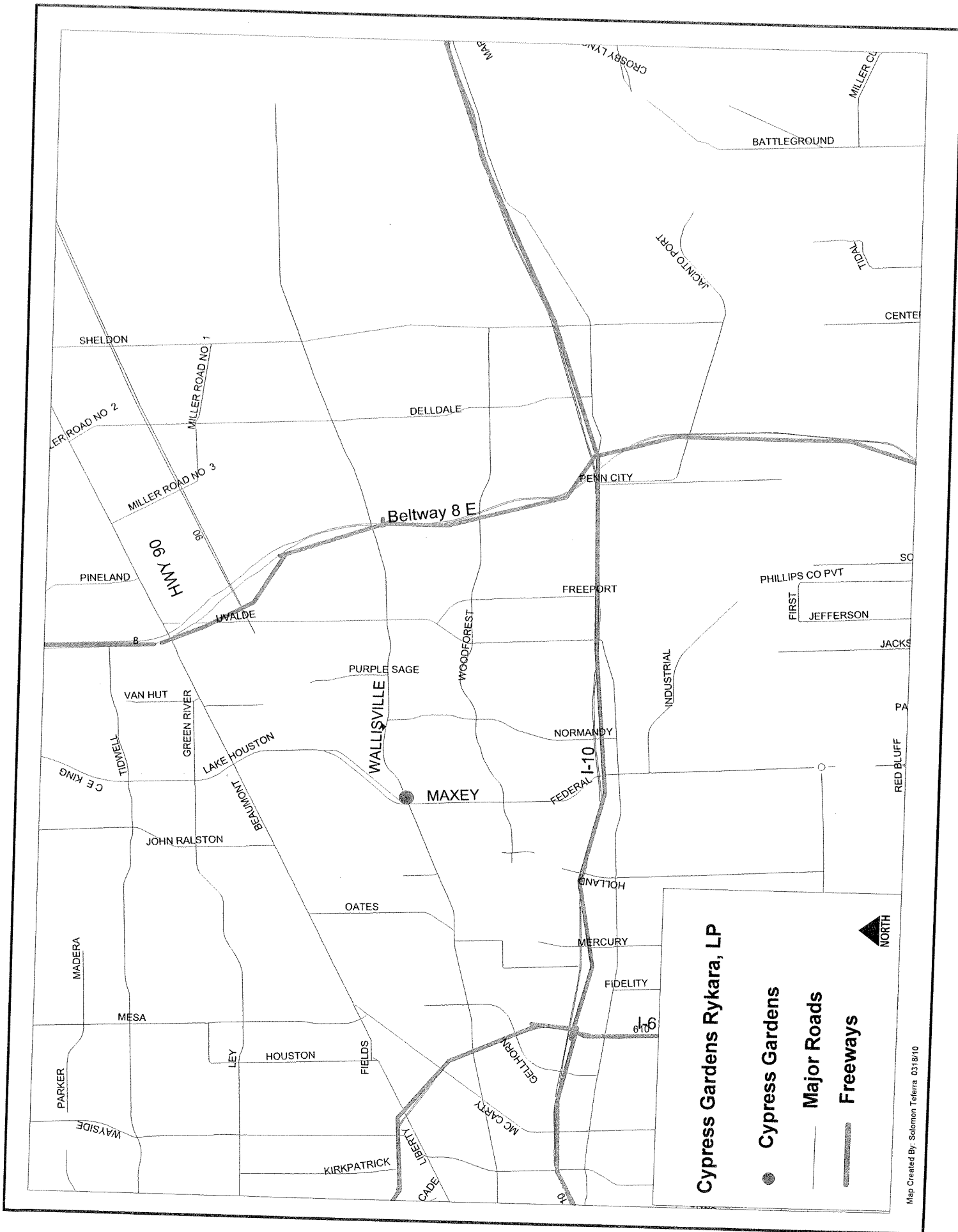
Developments like this will help address the needs of this community by providing affordable housing and needed social services to the residents at this complex. This project will make a very positive impact in our community.

I am happy to recommend and support Cypress Gardens for the 2010 Housing Tax Credits. If you have any questions regarding my support of this development, please contact me at 832-393-3009.

Sincerely,

Jarvis Johnson
Council Member, District B

A handwritten signature of Jarvis Johnson, written in black ink, is placed over the printed name and title.



HCD10-67

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Lafayette Park

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Lafayette Park Apartments.

Category #

Page
1 of 1

Agenda Item #

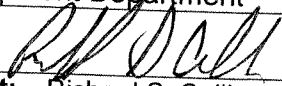
22

FROM (Department or other point of origin):

Richard S. Celli, Director

Housing and Community Development Department

DIRECTOR'S SIGNATURE:



Origination Date
3/4/10

Agenda Date

MAR 24 2010

Council District affected:
District B

Date and identification of prior authorizing Council action: None

For additional information contact: Richard S. Celli
Phone: 713-868-8305

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Lafayette Park Apartments.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Lafayette Park Apartments, LP (a to-be-formed Texas partnership), the developer of Lafayette Park Apartments, a proposed 146-unit multifamily development for seniors located at approximately the 200 block of Aldine Bender and intersection of 16000 block of Cotillion Drive, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Lafayette Park Apartments.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:

22



JARVIS JOHNSON

Council Member

District B

"Leading by Example"

Telephone
(832) 393-3009

Facsimile
(713) 247-2707

March 16, 2010

Mr. Richard Celli
City of Houston
Housing and Community Development
601 Sawyer, 4th Floor
Houston, TX 77007

Re: Letter of Support for Lafayette Park Apartments, 200 block of Aldine Bender near
1600 block of Cotillion Drive, Houston, Texas 77060

Dear Mr. Celli,

Lafayette Park Apartments is a part of my constituency in the Near Northwest Neighborhood, District B of Harris County in Houston, Texas. Their developments are designed for the active seniors and the amenities will be welcomed by our senior residents by serving needs that are not currently available in the area. Lafayette Park Apartments wants to be a part of the rebuilding process so businesses can look forward to a new start and for senior citizens that are looking for a newly remodeled apartment community in District B.

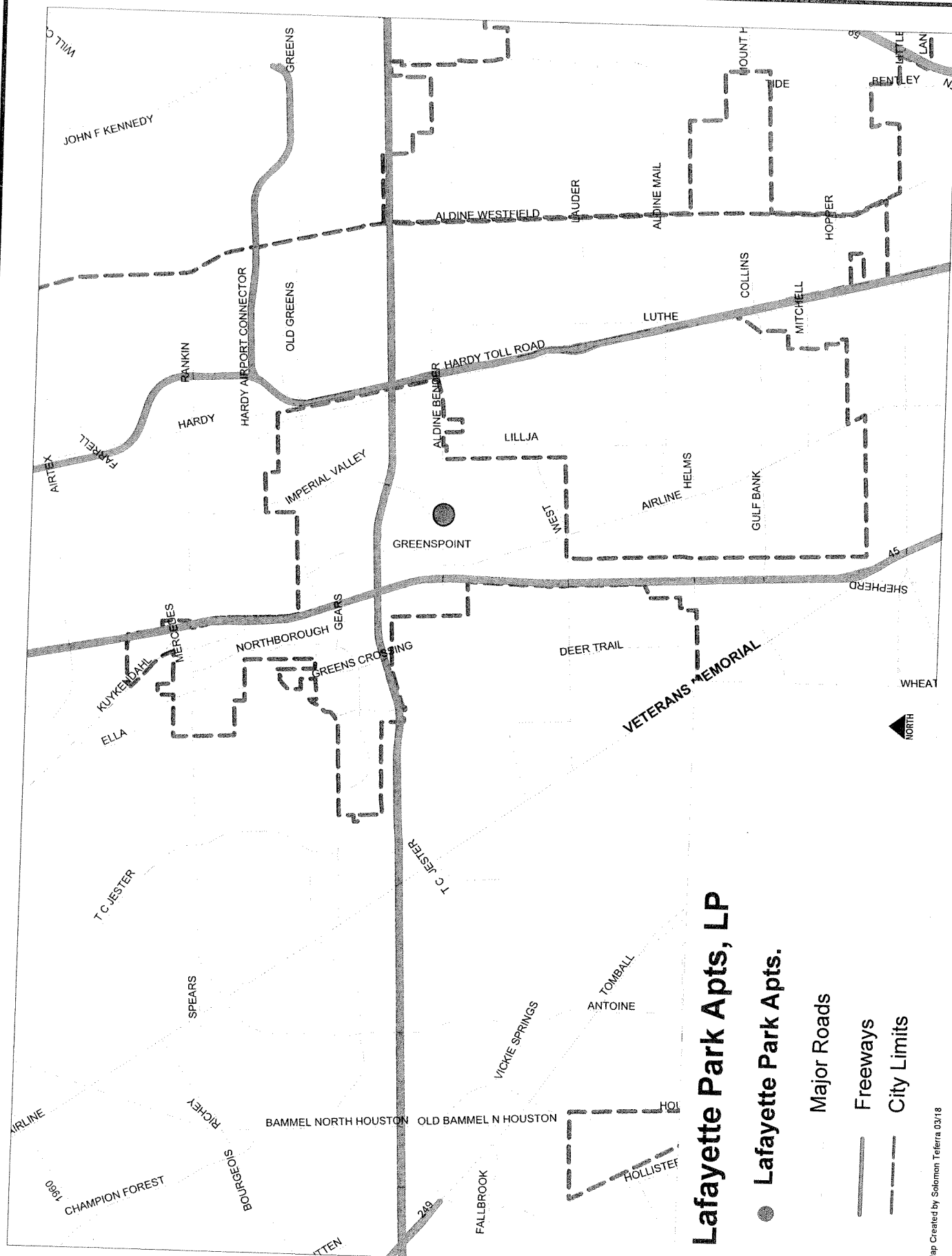
Developments like this will help address the needs of this community by providing affordable housing and needed social services to the residents at this complex. This project will make a very positive impact in our community.

I am happy to recommend and support Lafayette Park Apartments for the 2010 Housing Tax Credits. If you have any questions regarding my support of this development, please contact me at 832-393-3009.

Sincerely,

Jarvis Johnson
Council Member, District B

A handwritten signature in black ink, appearing to read "Jarvis Johnson", is written over the typed name and title.

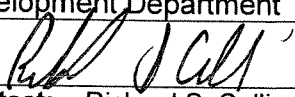


HCD10-53

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Magnolia Place

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Magnolia Place Senior Apartments.		Category #	Page 1 of 1	Agenda Item # 23
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/9/10		Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE: 		Council District affected: District D		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action:		

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Magnolia Place Senior Apartments.

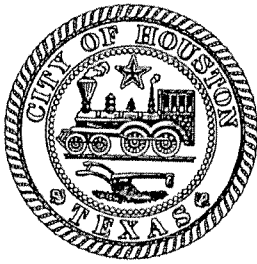
Amount of Funding:**Finance Budget:****SOURCE OF FUNDING**☐ General Fund☐ Grant Fund☐ Enterprise Fund☐ Other (Specify)**SPECIFIC EXPLANATION:**

One Mag Partners, LP, the developer of Magnolia Place Senior Apartments, a proposed 144-unit multifamily development for seniors located at Wenda Street just west of 9500 block of Cullen Boulevard, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Magnolia Place Senior Apartments.

REQUIRED AUTHORIZATION**Finance Dept.**
✓**Other Authorization:****Other Authorization:**

24



Wanda Adams

Houston City Council Member, District D

Committees

Chair Neighborhood Protection and Quality of Life
Vice-Chair Technology Initiatives and Human Services
Budget and Fiscal Affairs
Development and Regulatory Affairs
Flooding and Drainage
Housing & Community Development
M/WBE and Small Contractor Development
Public Safety and Homeland Security
Transportation, Infrastructure & Aviation



March 17, 2010

Richard Celli
Director
City of Houston Housing and Community Development Department
601 Sawyer
Houston, Texas 77007

Dear Mr. Celli,

I support Magill Development Company L.L.C. & San Jacinto Realty Services, L.L.C. for their commitment to developing affordable housing in District D. This project, Magnolia Place Senior Apartments (TDHCA #10290) will consist of one-hundred forty-four (144) newly constructed income restricted apartment units.

In Council District D there is a tremendous need and demand for new quality affordable housing. The Magill Development Company, L.L.C. & San Jacinto Realty Services, L.L.C. project will not only give support to the affordable housing solution, but also enhance and improve the quality of life for the senior residents of District D.

Should you have further inquiries, please contact my office, 832-393-3001.

With Gratitude,

A handwritten signature in dark ink, appearing to read "Wanda Adams".

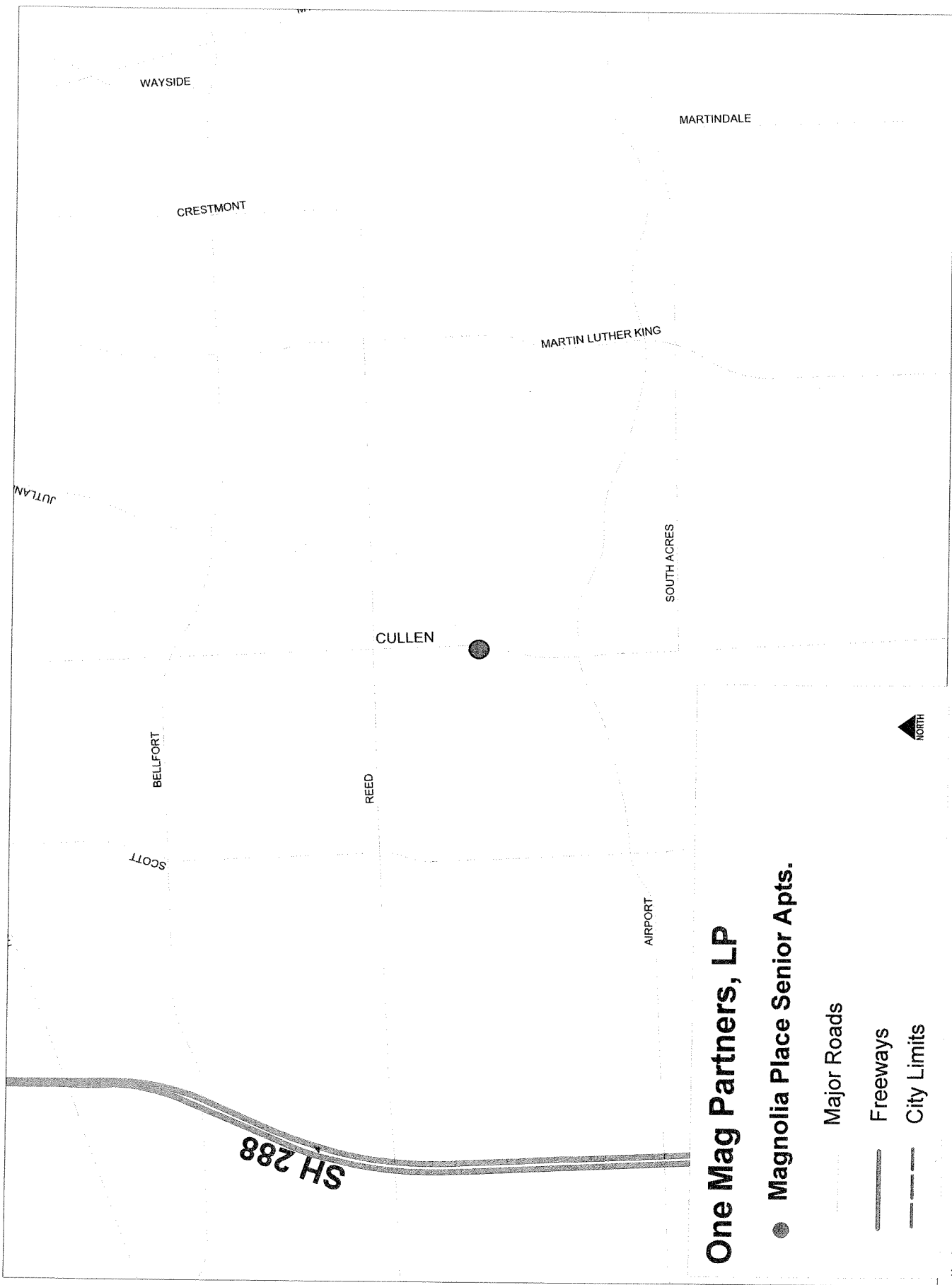
Wanda Adams

City of Houston Council Member, District D

CITY HALL ANNEX 900 BAGBY, 1ST FLOOR
PHONE 713-247-2001

P.O. BOX 1562 HOUSTON TX 77251-1562
FAX 713-247-2196

DISTRICTD@CITYOFHOUSTON.NET
WWW.CITYOFHOUSTON.GOV



One Mag Partners, LP
● **Magnolia Place Senior Apts.**

- Major Roads
- Freeways
- City Limits

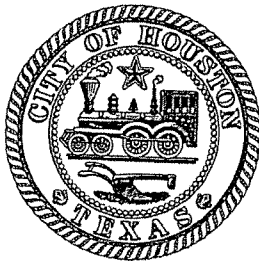
HCD 10-66 R

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 – North MacGregor Arms

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed rehabilitation of North MacGregor Arms Apartments.		Category #	Page 1 of 1	Agenda Item # <i>24</i>
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/12/10		Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE: <i>[Signature]</i>		Council District affected: District D		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The Department recommends approval of a Resolution supporting and approving the proposed rehabilitation of North MacGregor Arms Apartments.				
Amount of Funding:			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: NMA Rehab, Ltd, the developer of North MacGregor Arms Apartments, a 64-unit multifamily development located at 3533 North MacGregor Way, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits. The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving rehabilitation of North MacGregor Arms Apartments.				
REQUIRED AUTHORIZATION				
Finance Dept.		Other Authorization:		Other Authorization:



Wanda Adams

Houston City Council Member, District D

Committees

Chair Neighborhood Protection and Quality of Life
Vice-Chair Technology Initiatives and Human Services
Budget and Fiscal Affairs
Development and Regulatory Affairs
Flooding and Drainage
Housing & Community Development
M/WBE and Small Contractor Development
Public Safety and Homeland Security
Transportation, Infrastructure & Aviation



March 17, 2010

Richard Celli
Director
City of Houston Housing and Community Development Department
601 Sawyer
Houston, Texas 77007

Dear Mr. Celli,

I support NMA Rehab Ltd. for their commitment to developing affordable housing in District D. This project, North MacGregor Arms (TDHCA #10225) will consist of sixty-four (64) rehabilitated income restricted apartment units.

In Council District D there is a tremendous need and demand for quality affordable housing. NMA Rehab Ltd. will not only give support to the affordable housing solution, but also enhance and improve the quality of life for the residents of District D.

Should you have further inquiries, please contact my office, 832-393-3001.

With Gratitude,

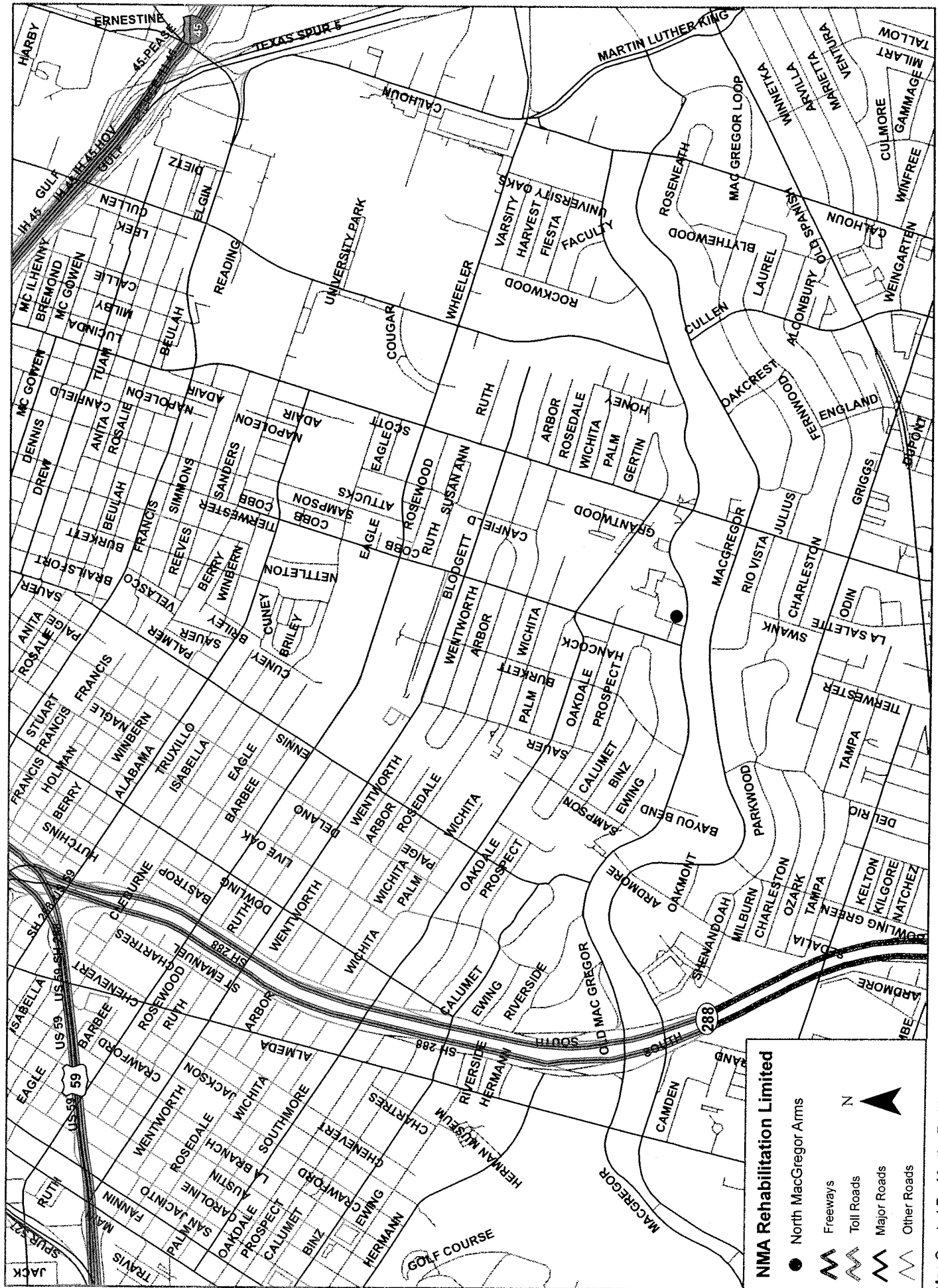
A handwritten signature in cursive script that reads "Wanda Adams".

Wanda Adams
City of Houston Council Member, District D

CITY HALL ANNEX 900 BAGBY, 1ST FLOOR
PHONE 713-247-2001

P.O. BOX 1562 HOUSTON TX 77251-1562
FAX 713-247-2196

DISTRICTD@CITYOFHOUSTON.NET
WWW.CITYOFHOUSTON.GOV



HCD10-54

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Perry SRO

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Perry Street Apartments.

Category #

Page
1 of 1

Agenda Item #
25

FROM (Department or other point of origin):

Richard S. Celli, Director
Housing and Community Development Department

Origination Date
3/8/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

Richard S. Celli

Council District affected:
District D

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Date and identification of prior authorizing Council action: None

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Perry Street Apartments.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Perry SRO, Ltd, the developer of Perry Street Apartments, a proposed 160-unit single room occupancy development located at 4415 Perry Street, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Perry Street Apartments.

REQUIRED AUTHORIZATION

Finance Dept.

✓

Other Authorization:

Other Authorization:

26



TO
JANITA

Wanda Adams

Houston City Council Member, District D

Committees

Chair, Neighborhood Protection and Quality of Life
Budget and Fiscal Affairs
Flooding and Drainage
M/WBE and Small Contractor Development
Transportation, Infrastructure & Aviation

Vice-Chair Technology Initiatives and Human Services
Development and Regulatory Affairs
Housing & Community Development
Public Safety and Homeland Security

February 15, 2010

REF: 26472
RECEIVED

FEB 23 2010

COH HCDD MAIL ROOM

Mr. Richard Celli, Director
City of Houston Housing and Community Development
601 Sawyer, Fourth Floor
Houston, TX 77007

Re: Perry Street Apartments

Dear Mr. Celli:

I am very pleased to submit a letter in support of New Hope Housing, Inc. proposed single room occupancy housing that will be located at 4415 Perry Street, Houston, TX 77021. This new construction project is will offer 160 efficiency apartment homes for adults living singly.

New Hope Housing has a long history of providing high quality product and has received a great deal of support from the City of Houston.

Perry Street Apartments will be an asset to the neighborhood and the community agrees. I urge you to accept my strong recommendations to endorse New Hope Housing's proposal. If you have any questions, please contact my office at 832.393.3001.

Sincerely,

Wanda Adams
City Council Member
District D

RECEIVED

FEB 23 2010

DIRECTOR'S OFFICE
HOUSING AND COMMUNITY DEVELOPMENT

CITY HALL ANNEX 900 BAGBY, 1ST FLOOR
PHONE 832.393.3001

P.O. BOX 1562 HOUSTON TX 77251-1562
FAX 832.393.3201

DISTRICTD@CITYOFHOUSTON.NET
WWW.CITYOFHOUSTON.GOV



HCD 10-55

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Travis Street Plaza

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Travis Street Plaza Apartments.

Category #

Page 1 of 1

Agenda Item #

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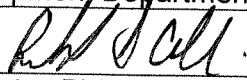
FROM (Department or other point of origin):

Richard S. Celli, Director
Housing and Community Development Department

Origination Date
3/9/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:


Council District affected:
District D

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Travis Street Plaza Apartments.

Amount of Funding:**Finance Budget:****SOURCE OF FUNDING**☐ General Fund☐ Grant Fund☐ Enterprise Fund☐ Other (Specify)**SPECIFIC EXPLANATION:**

Travis Street Plaza LP, the developer of Travis Street Plaza Apartments, a proposed 192-unit multifamily supportive housing development for low-income veterans located at 4500 Travis Street, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

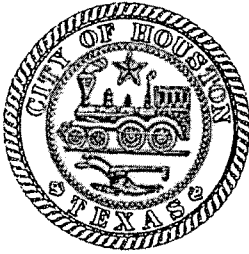
The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Travis Street Plaza Apartments.

REQUIRED AUTHORIZATION

Finance Dept.
✓

Other Authorization:**Other Authorization:**

27



Wanda Adams

Houston City Council Member, District D

Committees

Chair Neighborhood Protection and Quality of Life
Vice-Chair Technology Initiatives and Human Services
Budget and Fiscal Affairs
Development and Regulatory Affairs
Flooding and Drainage
Housing & Community Development
M/WBE and Small Contractor Development
Public Safety and Homeland Security
Transportation, Infrastructure & Aviation



February 19, 2010

The Honorable Garnet F. Colman
State Representative, District 147
5445 Almeda, Suite 501
Houston, Texas 77004

Dear Representative Coleman,

I am writing you to express my support and to encourage yours for the proposed Travis Street Plaza Apartments. It is an affordable housing development for veterans located at 4500 Travis Street, TDHCA # 10266.

The current facility now known as USVETS at Midtown Terrace Suites was originally built as a Holiday Inn and was converted by the developer, Cloudbreak Houston LLC, in 2003 from a failing and nearly abandoned Days Inn to what it is now. It provides entry level transitional and long term supportive housing for over 300 veterans together with a plethora of services for job development, training and placement.

This new development will provide first class, affordable permanent housing that has been long anticipated, will be a great addition to our community, and a powerful response for military men and women who have served our country.

Sincerely,

A handwritten signature in cursive script that reads "Wanda Adams".

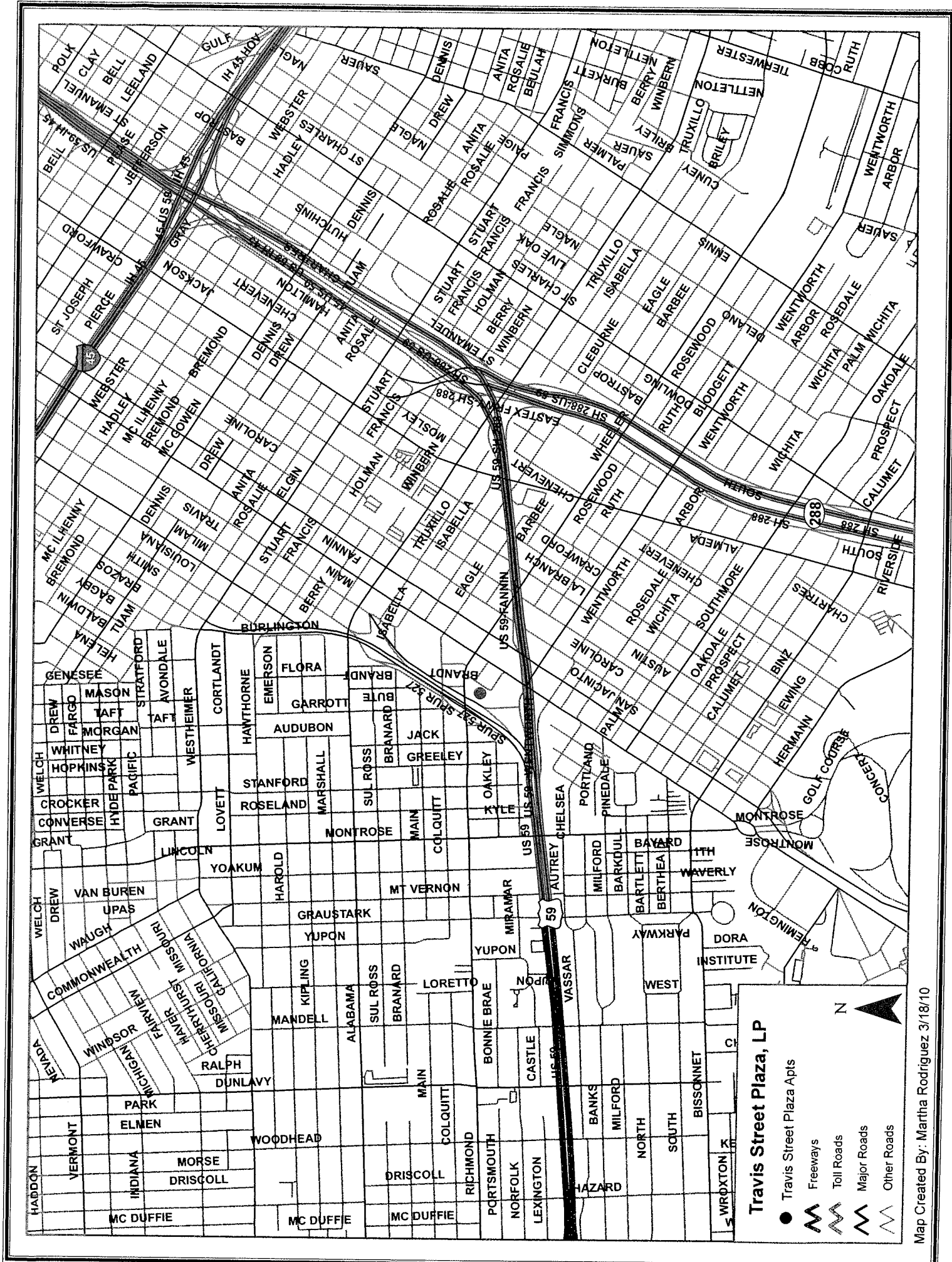
Wanda Adams

City Council Member, District D

CITY HALL ANNEX 900 BAGBY, 1ST FLOOR
PHONE 713-247-2001

P.O. BOX 1562 HOUSTON TX 77251-1562
FAX 713-247-2196

DISTRICTD@CITYOFHOUSTON.NET
WWW.CITYOFHOUSTON.GOV



Travis Street Plaza, LP

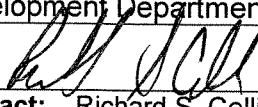

- Travis Street Plaza Apts
- Freeways
- Toll Roads
- Major Roads
- Other Roads

HCD10-52

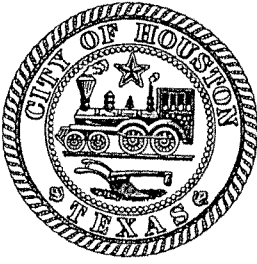
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 – Villas at Fannin Station

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Villas at Fannin Station.		Category #	Page 1 of 1	Agenda Item # 27
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/9/10	Agenda Date MAR 24 2010	
DIRECTOR'S SIGNATURE: 		Council District affected: District D		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The Department recommends approval of a Resolution supporting and approving the proposed construction of Villas at Fannin Station.				
Amount of Funding:			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: Awty Residential, Ltd, the developer of Villas at Fannin Station, a proposed 160-unit multifamily development for seniors located at 2050 Mansard Street, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits. The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Villas at Fannin Station.				
REQUIRED AUTHORIZATION				
Finance Dept. 		Other Authorization:		Other Authorization:

28



Wanda Adams

Houston City Council Member, District D

Committees

Chair Neighborhood Protection and Quality of Life
Vice-Chair Technology Initiatives and Human Services
Budget and Fiscal Affairs
Development and Regulatory Affairs
Flooding and Drainage
Housing & Community Development
M/WBE and Small Contractor Development
Public Safety and Homeland Security
Transportation, Infrastructure & Aviation



March 17, 2010

Richard Celli
Director
City of Houston Housing and Community Development Department
601 Sawyer
Houston, Texas 77007

Dear Mr. Celli,

I support Awty Residential Ltd. for their commitment to developing affordable housing in District D. This project, Villas at Fannin Station (TDHCA #10189) will consist of one-hundred sixty (160) income restricted apartment units.

In Council District D there is a tremendous need and demand for quality affordable housing. Awty Residential Ltd. will not only give support to the affordable housing solution, but also enhance and improve the quality of life for the senior residents of District D.

Should you have further inquiries, please contact my office, 832-393-3001.

With Gratitude,

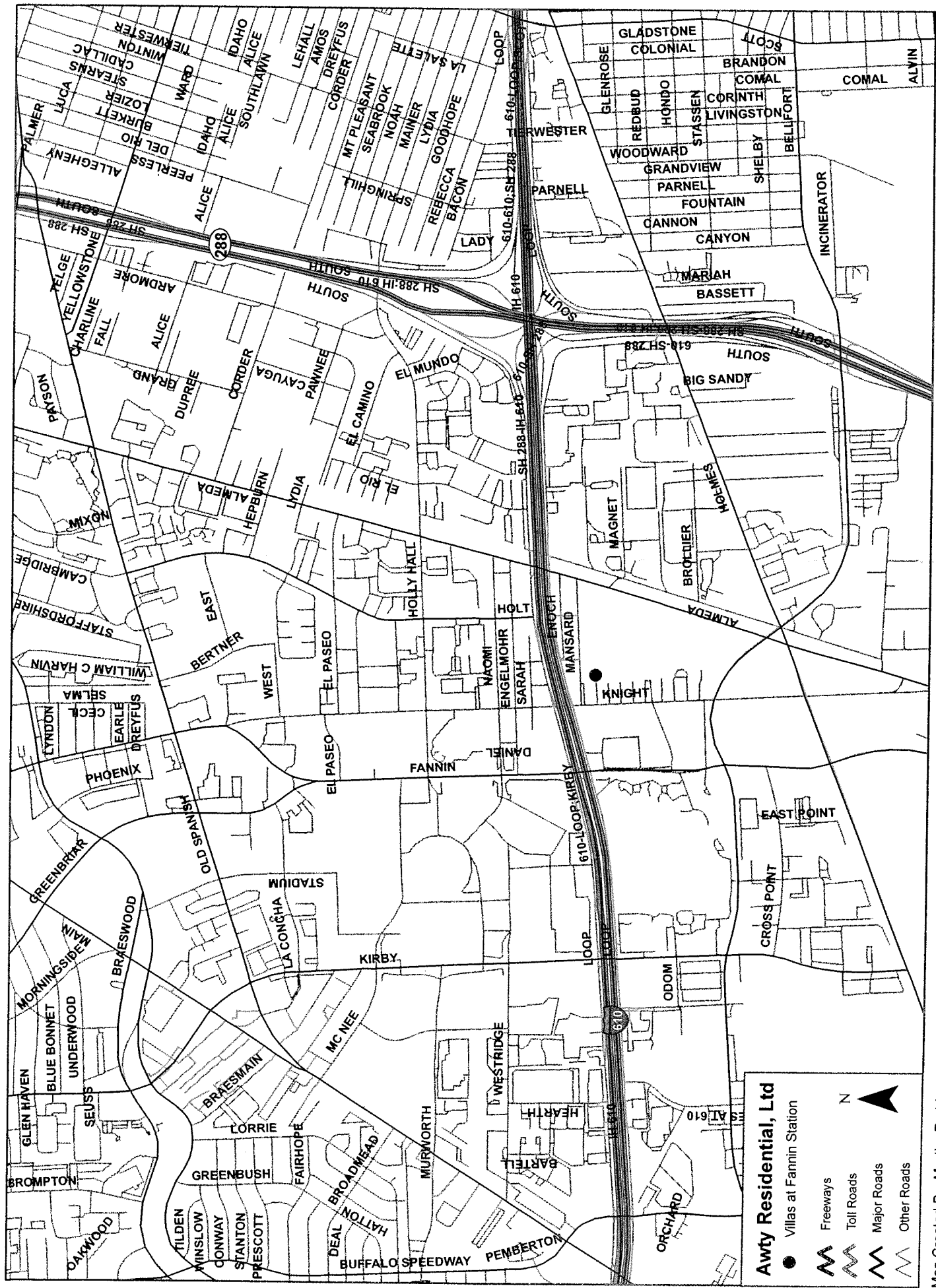
A handwritten signature in cursive script, appearing to read "Wanda Adams".

Wanda Adams
City of Houston Council Member, District D

CITY HALL ANNEX 900 BAGBY, 1ST FLOOR
PHONE 713-247-2001

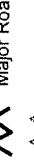
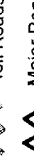
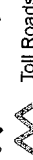
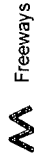
P.O. BOX 1562 HOUSTON TX 77251-1562
FAX 713-247-2196

DISTRICTD@CITYOFHOUSTON.NET
WWW.CITYOFHOUSTON.GOV



Awty Residential, Ltd

● Villas at Fannin Station



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Cypress Creek at Fayridge

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Cypress Creek at Fayridge.

Category #

Page 1 of 1

Agenda Item #

28

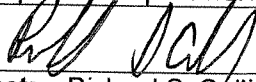
FROM (Department or other point of origin):

Richard S. Celli, Director
Housing and Community Development Department

Origination Date
3/12/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:


Council District affected:
District E

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

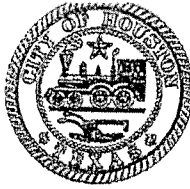
The Department recommends approval of a Resolution supporting and approving the proposed construction of Cypress Creek at Fayridge.

Amount of Funding:**Finance Budget:****SOURCE OF FUNDING**☐ General Fund☐ Grant Fund☐ Enterprise Fund☐ Other (Specify)**SPECIFIC EXPLANATION:**

Cypress Creek at Fayridge LP, the developer of Cypress Creek at Fayridge, a proposed 180-unit multifamily development located northeast of the intersection of Beltway 8 and Fayridge Drive, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Cypress Creek at Fayridge.

REQUIRED AUTHORIZATION**Finance Dept.****Other Authorization:****Other Authorization:**



MIKE SULLIVAN
Council Member
District E

March 12, 2010

Mr. Richard Celli
Director, Housing and Community Development Department
P.O. Box 1562
Houston, Texas 77251-1562

Re: Cypress Creek Fayridge, LP
NE of Intersection of Beltway 8 and Fayridge

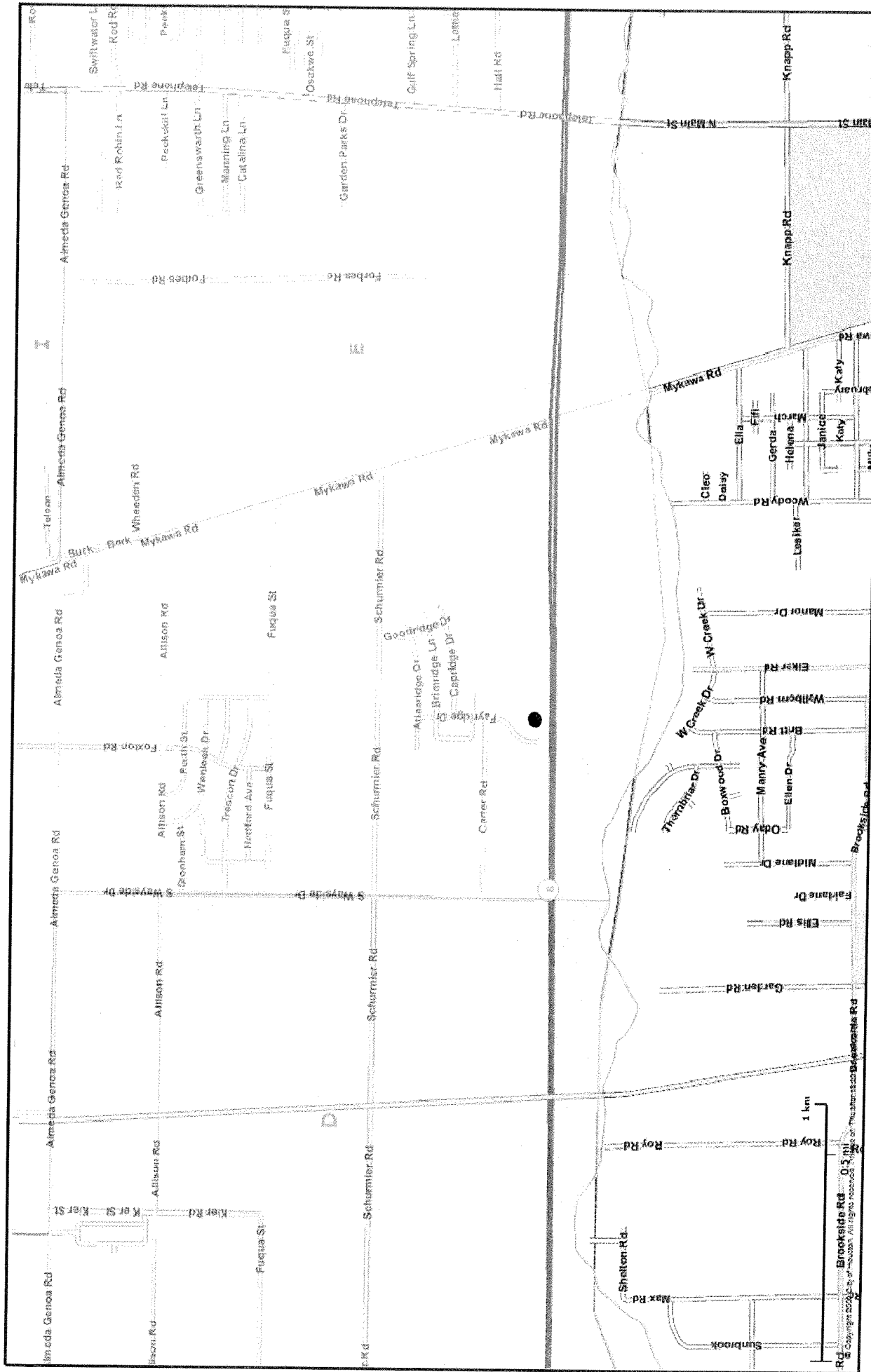
Dear Mr. Celli:

I would like to express my support of the new construction of the Cypress Creek at Fayridge development to be located within District E through the 2010 Housing Tax Credits Program of the Texas Department of Housing and Community Affairs Department.

If you have any questions regarding my support of this development, please contact me at 832-393-3008.

Yours truly,

Mike Sullivan
Council Member



City of Houston Generated by the My City Application

• Cypress Creek Fairidge



Disclaimer:
The map is only for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes and does not represent an on-the-ground survey and only represents the approximate relative location of property boundaries

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Imperial Ranch

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Imperial Ranch.

Category #

Page
1 of 1

Agenda Item #
29

FROM (Department or other point of origin):

Richard S. Celli, Director

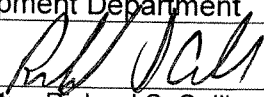
Housing and Community Development Department

Origination Date
3/12/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:



Council District affected:
District E

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Imperial Ranch.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Imperial Ranch, Ltd, the developer of Imperial Ranch, a proposed 72-unit single-family affordable rental housing development located at the south side of the approximate 11300 block of East FM 1960, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

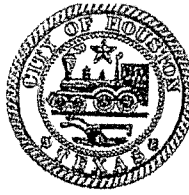
The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Imperial Ranch.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:



MIKE SULLIVAN

Council Member
District E

March 12, 2010

Mr. Richard Celli
Director, Housing and Community Development Department
P.O. Box 1562
Houston, Texas 77251-1562

Re: Imperial Ranch
South Side of 11300 Blk of East FM 1960

Dear Mr. Celli:

I would like to express my support of the new construction of Imperial Ranch to be located within District E through the 2010 Housing Tax Credits Program of the Texas Department of Housing and Community Affairs Department.

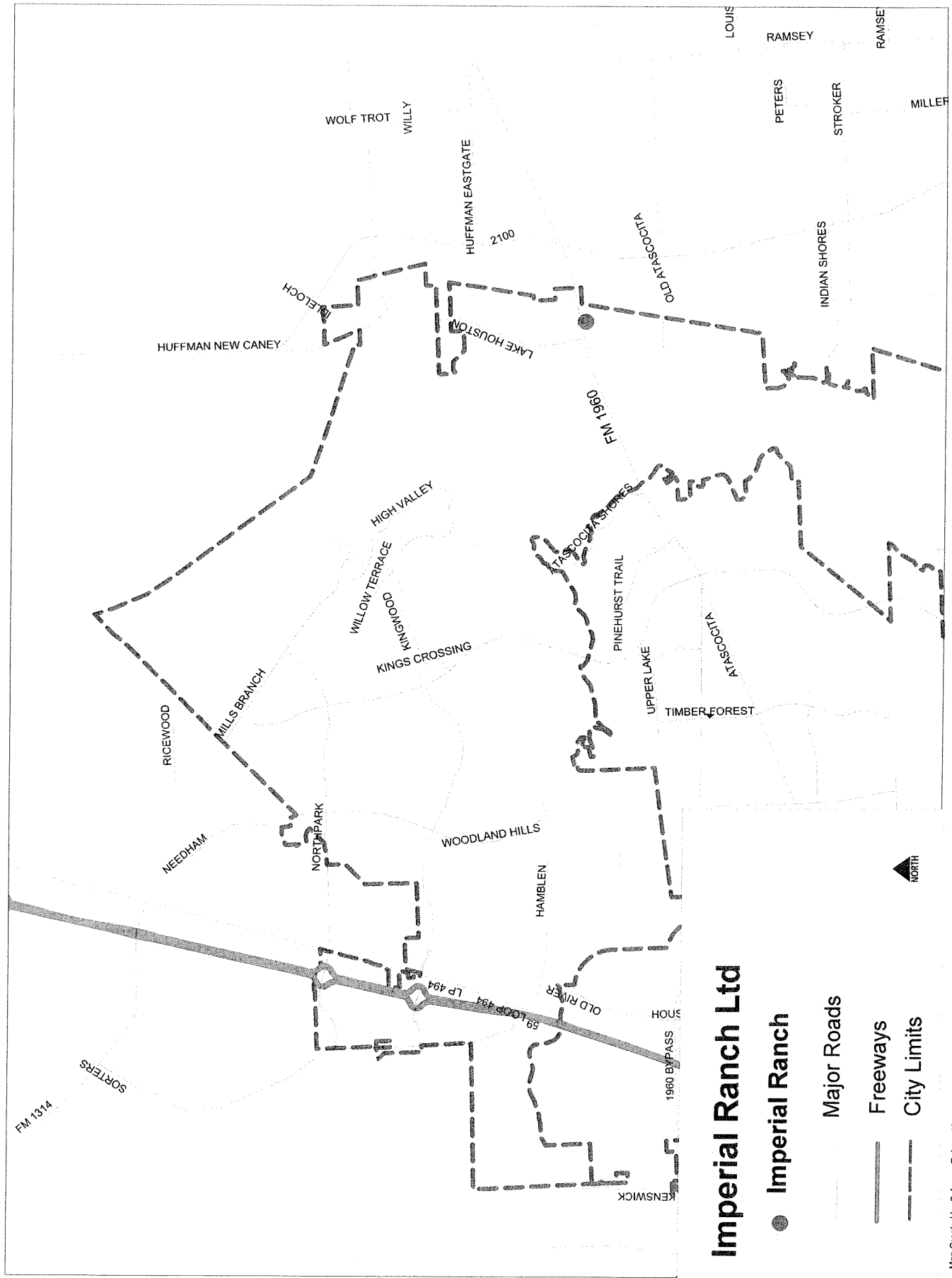
I believe this 78- unit single-family rental home development will be a great asset to the community and its members.

If you have any questions regarding my support of this development, please contact me at 832-393-3008.

Yours truly,

A handwritten signature in black ink that reads "Mike Sullivan". The signature is written in a cursive style.

Mike Sullivan
Council Member



Imperial Ranch Ltd

● Imperial Ranch

Major Roads

Freeways

City Limits

HCD10-73

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - The Oxford Apartments

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed rehabilitation of The Oxford Apartments.

Category #

Page 1 of 1

Agenda Item #

30

FROM (Department or other point of origin):

Richard S. Celli, Director

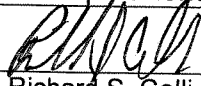
Housing and Community Development Department

Origination Date
3/12/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:



Council District affected:
District E

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed rehabilitation of The Oxford Apartments.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Ox Apartments, Ltd, the developer of The Oxford Apartments, a 544-unit multifamily development located at 10909 Gulf Freeway, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

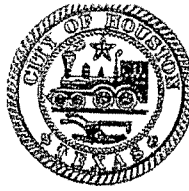
The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving rehabilitation of The Oxford Apartments.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:



MIKE SULLIVAN

Council Member

District E

March 12, 2010

Richard Celli
Housing and Community Development
P.O. Box 1562
Houston, Texas 77251-1562

RE: The Oxford Apartments - 10909 Gulf Freeway

Director Celli:

I would like to express my support of the rehabilitation of the Oxford Apartments through the Texas Department of Housing and Community Affairs Housing Tax Credit Program.

I believe these funds will rehabilitate the property in a way that will make my constituency proud to have the Oxford Apartments as a home or a neighbor.

If you have any questions, please contact my office at 832.393.3008.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Sullivan", is written over a horizontal line.

Mike Sullivan
Council Member

HCD10-70

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Tarrington Court

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Tarrington Court Apartments.

Category #

Page 1 of 1

Agenda Item # 31

FROM (Department or other point of origin):

Richard S. Celli, Director
Housing and Community Development Department

Origination Date
3/12/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:



Council District affected:
District E

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Tarrington Court Apartments.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Tarrington Court Apartments, LP (a to-be-formed Texas partnership), the developer of Tarrington Court Apartments, a proposed 146-unit multifamily development for seniors located at approximately 1/2 mile northeast of the intersection of I45 and South Sam Houston Parkway East on the southeast side of the approximate 8000 block of Sam Houston Parkway East, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

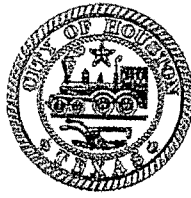
The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Tarrington Court Apartments.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:



MIKE SULLIVAN
Council Member
District E

March 12, 2010

Mr. Richard Celli
Director, Housing and Community Development Department
P.O. Box 1562
Houston, Texas 77251-1562

Re: Tarrington Court Apartments
Intersection of I-45 and S. Sam Houston Parkway

Dear Mr. Celli:

I would like to express my support of the new construction of the Tarrington Court Apartments to be located within District E through the 2010 Housing Tax Credits Program of the Texas Department of Housing and Community Affairs Department.

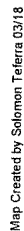
I believe this senior multi-family project will be a great asset to the community and its members.

If you have any questions regarding my support of this development, please contact me at 832-393-3008.

Yours truly,

A handwritten signature in black ink, appearing to read "Mike Sullivan", is written over a horizontal line.

Mike Sullivan
Council Member

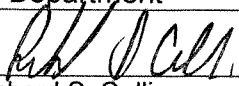


HCD 10-56

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Golden Bamboo Village III

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Golden Bamboo Village III.		Category #	Page 1 of 1	Agenda Item # 32
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/9/10	Agenda Date MAR 24 2010	
DIRECTOR'S SIGNATURE: 		Council District affected: District F		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action: None		
RECOMMENDATION: (Summary) The Department recommends approval of a Resolution supporting and approving the proposed construction of Golden Bamboo Village III.				
Amount of Funding:			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund				
<input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION: Golden Bamboo III, Ltd, the developer of Golden Bamboo Village III, a proposed 152-unit multifamily development for seniors located at the west side of Synott Road (approximately 900LF north of the intersection of Synott Road and Bellaire Boulevard), is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits. The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Golden Bamboo Village III.				
REQUIRED AUTHORIZATION				
Finance Dept. ✓		Other Authorization:		Other Authorization:



AL HOANG
Houston City Council Member
District F

March 16, 2010

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

Dear Mr. Celli:

As a member of the Houston City Council, representing District F, I would like to express my support for the proposal to the State of Texas and the City of Houston to build a 138-unit Senior Housing Project, named Golden Bamboo Village III at Synott Road and Bellaire Boulevard. There remains a tremendous need for affordable housing and disabled adults in the greater Houston metropolitan area.

The success of Golden Bamboo Village I warrants an expansion of services by means of Golden Bamboo Village III, and the location of this project will give its residents greater access to bus routes, shopping centers, and medical facilities.

I commend VN TeamWork, for its dedication to enhancing the health, education, and social well-being of low-income and underserved people in the greater Houston metropolitan area, especially in the Alief area where it is rich with cultures and ethnicities.

Please do not hesitate to contact my office

Sincerely,

A handwritten signature in black ink, appearing to read "Al Hoang", is written over a horizontal line.

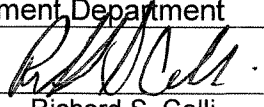
Al Hoang
Houston Council Member, District F

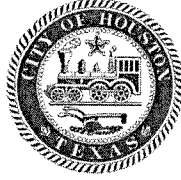
HCD10-65

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 – Willow Meadow Place

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed rehabilitation of Willow Meadow Place Apartments.		Category #	Page 1 of 1	Agenda Item # 33
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/9/10		Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE: 		Council District affected: District F		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action: None		
RECOMMENDATION: (Summary) The Department recommends approval of a Resolution supporting and approving the proposed rehabilitation of Willow Meadow Place Apartments.				
Amount of Funding:			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION:				
<p>WM Apartments, Ltd, the developer of Willow Meadow Place Apartments, a 328-unit multifamily development located at 10630 Beechnut, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.</p> <p>The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving rehabilitation of Willow Meadow Place Apartments.</p>				
REQUIRED AUTHORIZATION				
Finance Dept.		Other Authorization:		Other Authorization:



AL HOANG
Houston City Council Member
District F

March 16, 2010

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

Dear Mr. Celli:

As a member of the Houston City Council, representing District F, I would like to express my support for the proposal to the State of Texas and the City of Houston to rehabilitate a 328-unit residential apartment community, named Willow Meadow Place near the intersection of Beechnut and Wilcrest.. There remains a tremendous need for affordable housing in the greater Houston metropolitan area.

The success of King-Dalcor in rehabilitating other apartment communities in and around Houston warrants an expansion of services by means of support for Willow Meadow Place. The location of this project will give its residents greater access to bus routes, shopping centers, and medical facilities.

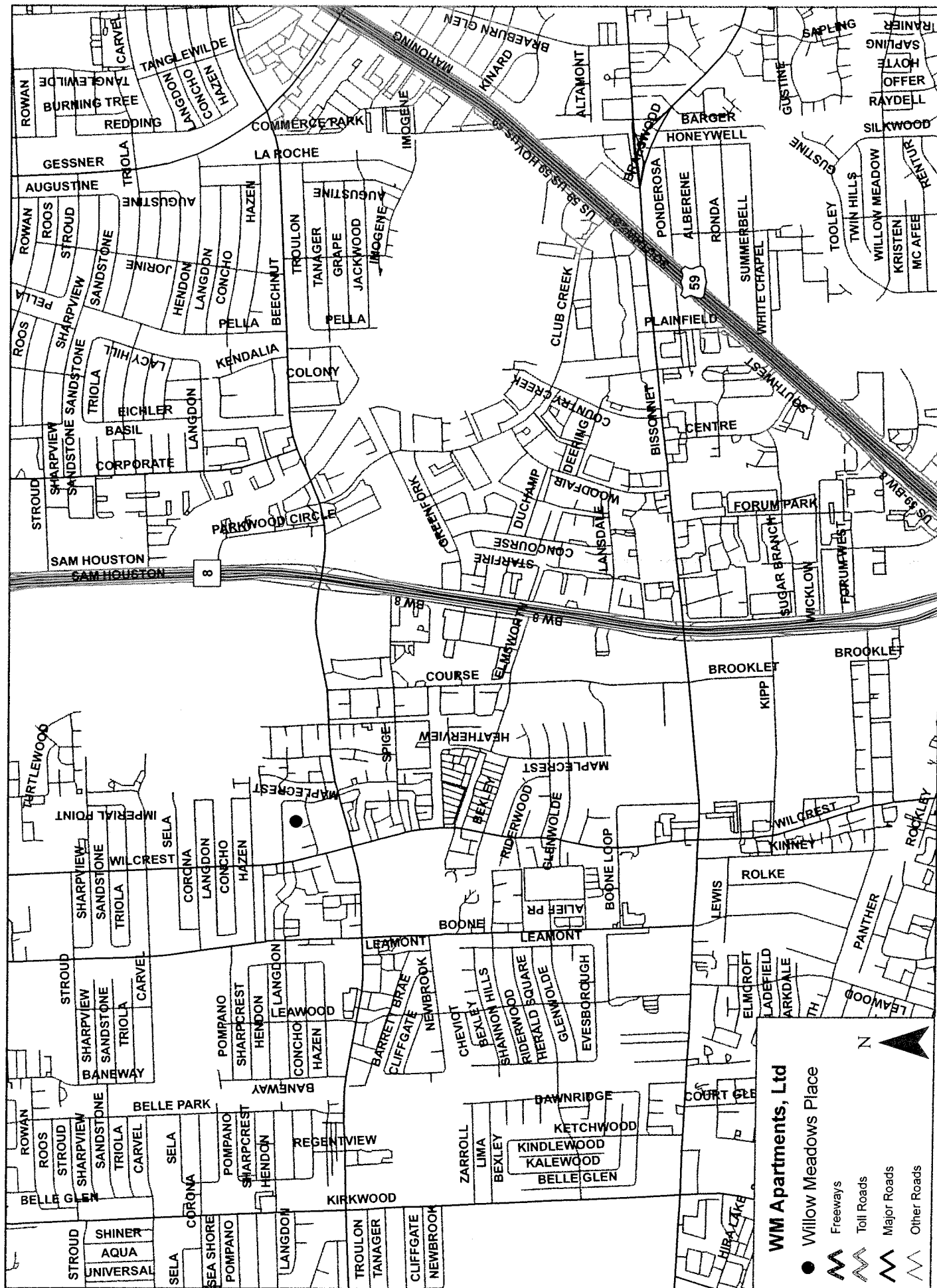
I commend King-Dalcor, for its dedication to enhancing the health, education, and social well-being of low-income and underserved people in the greater Houston metropolitan area, especially in the southwest part of town where it is rich with cultures and ethnicities.

Please do not hesitate to contact my office

Sincerely,

A handwritten signature in black ink, appearing to read "Al Hoang", is written over a horizontal line.

Al Hoang
Houston Council Member, District F

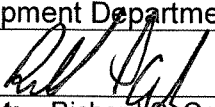



HCD10-46

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - The Orchard at Westchase

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of The Orchard at Westchase.		Category #	Page 1 of 1	Agenda Item # 34
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/2/10	Agenda Date MAR 24 2010	
DIRECTOR'S SIGNATURE: 		Council District affected: District G		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The Department recommends approval of a Resolution supporting and approving the proposed construction of The Orchard at Westchase.				
Amount of Funding:			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION:				
<p>Orchard Westchase LP, the developer of The Orchard at Westchase, a proposed 153-unit multifamily development for seniors located at 3802 Rogerdale, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.</p> <p>The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of The Orchard at Westchase.</p>				
REQUIRED AUTHORIZATION				
Finance Dept. 		Other Authorization:		Other Authorization:



OLIVER PENNINGTON

Council Member, District G
900 Bagby Street, First Floor
Houston, Texas 77002
districtg@houston.tx.gov
832-393-3007
Fax: 832-395-9571

March 17, 2010

Stephan Fairfield, President
Orchard Communities
P O Box 130567
Houston, Texas 77219

Dear Mr. Fairfield,

Please accept this letter as my indication of support for the proposed The Orchard at Westchase senior community, to be located near 3802 Rodgerdale Road in Houston. The proposed community as planned will benefit the area because:

1. The area is maturing and lacks affordable senior living options;
2. Area families would enjoy the option of bringing senior family members within reach of care;
3. The reputation of the development's architect, who has created award-winning projects for Friendswood Development and other master-planned communities, inspires confidence that the project's design will enhance its surroundings;
4. You have a good reputation in our city for advancing the cause of quality, affordable, community-friendly development; and
5. The development will benefit the Westchase retail community and contribute to the city's tax base.

I hope the City of Houston and the State of Texas give your proposal every consideration in their allocation deliberations. Please call if I can be of assistance.

Sincerely,

A handwritten signature in cursive script that reads "Oliver Pennington".

Oliver Pennington

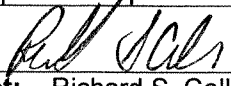


HCD10-57

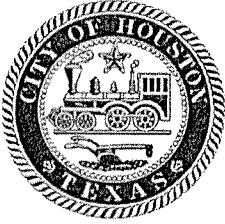
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 – Eastwood Square

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Eastwood Square Apartments.		Category #	Page 1 of 1	Agenda Item # 35
FROM (Department or other point of origin): Richard S. Celli, Director Housing and Community Development Department		Origination Date 3/8/10		Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE: 		Council District affected: District H		
For additional information contact: Richard S. Celli Phone: 713-868-8305		Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) The Department recommends approval of a Resolution supporting and approving the proposed construction of Eastwood Square Apartments.				
Amount of Funding:			Finance Budget:	
SOURCE OF FUNDING <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)				
SPECIFIC EXPLANATION:				
<p>Fulton Luzon, Ltd, the developer of Eastwood Square Apartments, a proposed 160-unit multifamily development located at 500 Eastwood Street, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.</p> <p>The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Eastwood Square Apartments.</p>				
REQUIRED AUTHORIZATION				
Finance Dept. ✓		Other Authorization:		Other Authorization:

34



CITY OF HOUSTON

Council Member Ed Gonzalez

District H

Wednesday, March 17, 2010

Mr. Richard Celli

Director, Housing and Community Development
City of Houston
PO Box 1562
Houston, TX 77251

Mr. Celli:

Please accept this letter as confirmation of my support for the Eastwood Square Apartments development and its application for funding with the City of Houston's Housing and Community Development Department.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Ed Gonzalez", is written over the typed name and title.

Ed Gonzalez
Council Member, District H
Vice Mayor Pro-Tem



Fulton Luzon, Ltd

● Eastwood Square Apartments

Freeways

Toll Roads

Major Roads

Other Roads

HCD 10-69

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

10 - Zion Gardens

SUBJECT: Approval of a City of Houston Resolution supporting and approving the proposed construction of Zion Gardens.

Category #

Page
1 of 1

Agenda Item #
36

FROM (Department or other point of origin):

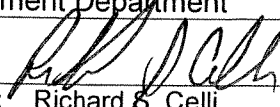
Richard S. Celli, Director
Housing and Community Development Department

Origination Date
3/4/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:



Council District affected:
District I

For additional information contact: Richard S. Celli
Phone: 713-868-8305

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

The Department recommends approval of a Resolution supporting and approving the proposed construction of Zion Gardens.

Amount of Funding:

Finance Budget:

SOURCE OF FUNDING

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Zion Gardens Ltd, the developer of Zion Gardens, a proposed 70-unit multifamily development located at 2100 Webster Street, is currently applying for Low-Income Housing Tax Credits (LIHTC) from the Texas Department of Housing and Community Affairs (TDHCA). Because the City of Houston has twice the state average of units per capita supported by housing tax credits or private activity bonds, TDHCA requires that the developer obtain approval and written statement of support from the Governing Body of the municipality to submit with its application for the project to be considered for Housing Tax Credits.

The Housing and Community Development Department recommends the City of Houston approve a Resolution supporting and approving construction of Zion Gardens.

REQUIRED AUTHORIZATION

Finance Dept.

Other Authorization:

Other Authorization:

37



City Council Member, District I

February 25, 2009

COMMITTEES

Vice-Chair

M/WBE and Small
Contractor Development and
Contract Compliance

Sustainable Growth

Member

Budget and Fiscal Affairs

Public Safety and Homeland
Security

Regulation and
Neighborhood Protection
and Development

Transportation,
Infrastructure and Aviation

BOARDS

Texas Municipal League

Houston-Galveston Area
Council Transportation
Policy Council, Alternate

CONTACT

Address

P.O. Box 1562
Houston, TX 77251-1562

900 Bagby 1st Floor
Houston, TX 77002

Telephone

Ph: 832.393.3011
Fax: 832.393.3313

Email

DistrictI@cityofhouston.net

Mr. Richard Celi
Director, Housing and Community Affairs Department
P.O. Box 1560
Houston, TX 77251-1562

Dear Mr. Celi:

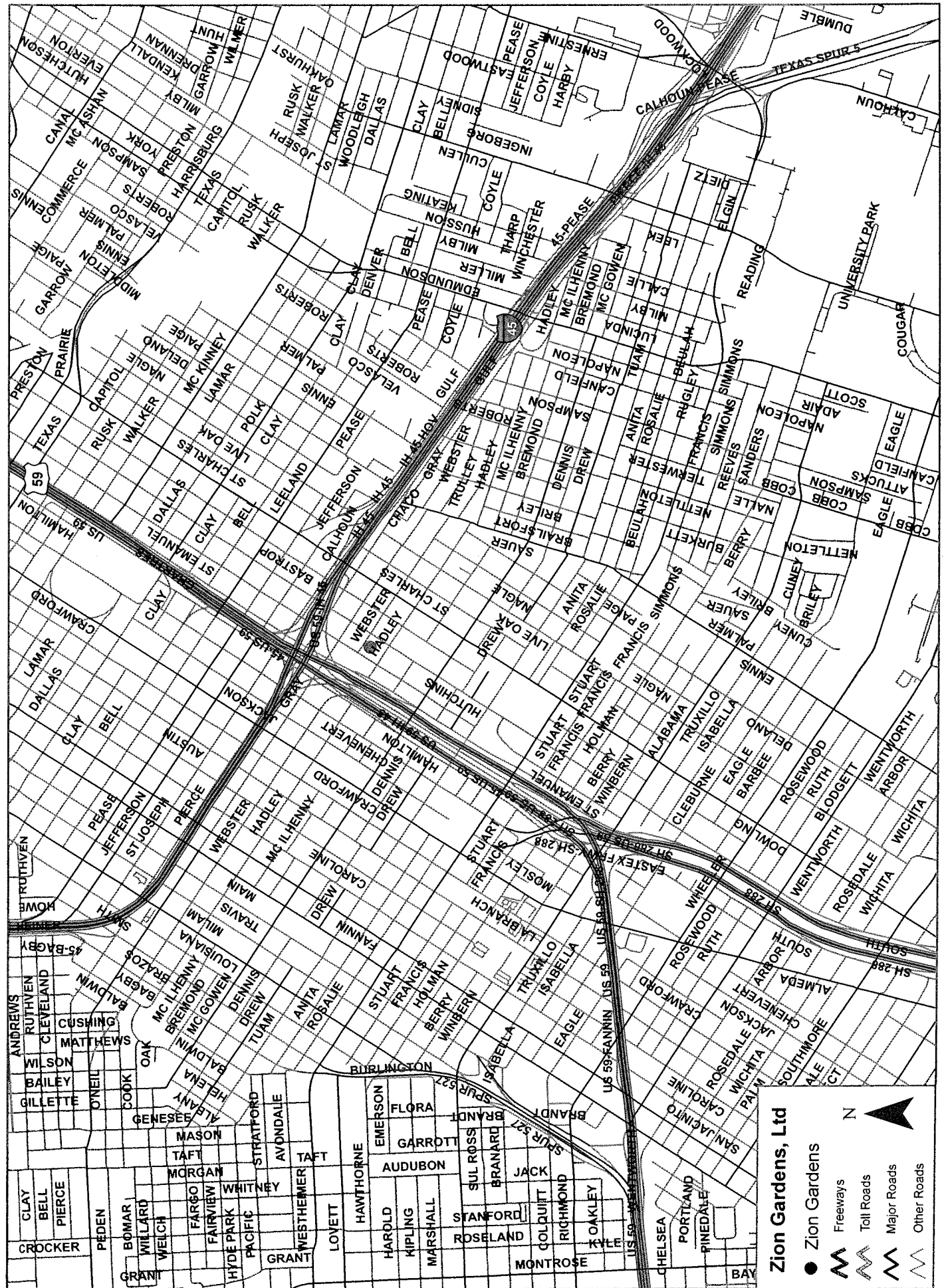
We respectfully request all due consideration to the Re-Ward Third Ward, Inc., in its application for Housing Tax Credits Development, to build the Zion Gardens Multifamily Housing Facility located in northern Third Ward, Super-neighborhood #67. Zion Gardens will consist of 70 units, financed by the equity from Housing Tax Credits. The development is a mid-rise mixed use building, with 30 units designated for supportive housing for women of domestic abuse and violence. The address for this development is approximately 2500 Webster.

Re-Ward Third Ward, Inc. is the developer for this project and we would appreciate your support as we help enhance the quality of life for the residents in this community. The proposed development is consistent with the City of Houston's Consolidated Plan and ongoing revitalization efforts in the northern Third Ward Community.

Sincerely,

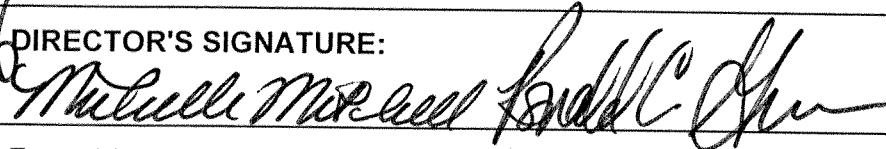
James Rodriguez
City Council Member, District I





SUBJECT: An Ordinance supplementing the City of Houston, Texas, Master Ordinance; supplementing and amending an Ordinance as it relates to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B; authorizing the substitution of a credit facility; and other necessary agreements or documents related to the bonds.	Category #	Page 1 of <u>1</u>	Agenda Item# 37
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FROM (Department or other point of origin): Department of Finance and Office of the City Controller	Origination Date: 3/19/2010	Agenda Date MAR 24 2010
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DIRECTOR'S SIGNATURE: 	Council District Affected: All
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For additional information contact: James Moncur Shawnell Holman-Smith Phone: 832-393-1009 Phone: 832-393-3513	Date and identification of prior authorizing Council action: March 25, 2008 – Ordinance No. 2008-252 April 21, 2004 – Ordinance No. 2004-300 April 21, 2004 – Ordinance No. 2004-299
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RECOMMENDATION: (Summary) An Ordinance supplementing the City of Houston, Texas, Master Ordinance; supplementing and amending an Ordinance as it relates to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B; authorizing the substitution of a credit facility; and other necessary agreements or documents related to the bonds.

Amount of Funding: Not Applicable	Finance Budget:
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Source of Funding: <input checked="" type="checkbox"/> Enterprise Fund	<input type="checkbox"/> General Fund	<input type="checkbox"/> Grant Fund	<input type="checkbox"/> Other (Specify)
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SPECIFIC EXPLANATION:

On April 8, 2008 the CUS converted the Series 2004B Bonds, which were originally issued as auction rate securities, into variable rate demand bonds ("VRDBs"). VRDBs are long term bonds that are remarketed weekly at short term interest rates. The VRDBs have provided a cost-effective method of financing a portion of the CUS Capital Improvement Program ("CIP"). In order to be marketable, the VRDBs require a liquidity facility provided by a highly rated bank. The current liquidity facilities that support these bonds will expire April 8, 2010.

The Finance Working Group recommends entering into six new liquidity agreements with Bank of America, State Street Bank, Sumitomo, J.P. Morgan Chase Bank, Lloyd's TSB Bank PLLC, and Scotia Bank to support the Series 2004B Bonds. Fulbright & Jaworski L.L.P. and Edgardo E. Colon, P.C. are recommended as co-bond counsel. Costs of issuance will be paid for with the Combined Utility System Operating Fund (8301).


This issue was discussed and reported out favorably at the March 9th, 2010 Budget and Fiscal Affairs meeting.




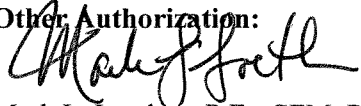
Finally, Coastal Securities and Morgan Keegan & Co. is on retainer as Co-Financial Advisors for the City and over the last year they have done significant work outside the scope of their contract. The City has been in a prolonged effort to replace liquidity on \$1.4 billion of variable rate debt held by the Combined Utility System in addition to the normal bond transactions. During these transactions, the City has relied heavily on the advice and efforts of Coastal Securities and Morgan Keegan & Co. This additional effort is beyond what was originally considered in the Financial Advisor contract. Therefore, the FWG recommends approval of an additional services fee in an aggregate amount up to \$300,000, and that \$100,000 of this fee be funded by this transaction. Future transactions, as they arise, are recommended for funding the remainder.

Recommendation

The FWG recommends approval of this transaction.

REQUIRED AUTHORIZATION

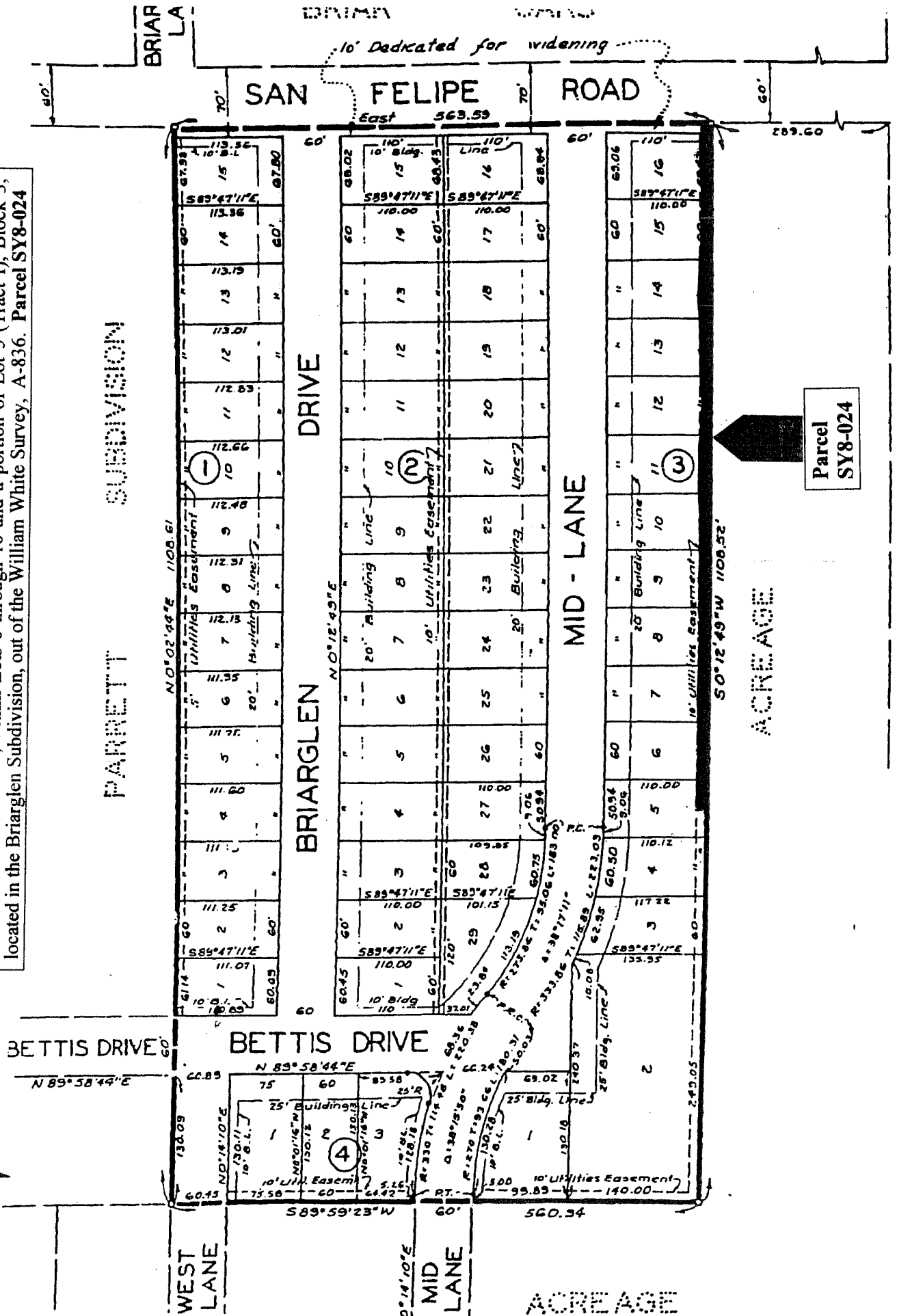
Finance Director: 	Other Authorization:	Other Authorization:
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SUBJECT: Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836. Parcel SY8-024		Page <u>1</u> of <u>1</u>	Agenda Item # 38
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 3-17-10	Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: G Key Map: 491R 	
For additional information contact: Nancy P. Collins Phone: (713) 837-0881  Senior Assistant Director-Real Estate		Date and identification of prior authorizing Council Action: C.M. 2008-0146 (2/20/08)	
RECOMMENDATION: (Summary) It is recommended City Council approve an Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836.			
Amount and Source of Funding: Not Applicable			
SPECIFIC EXPLANATION: By Council Motion 2008-0146, City Council authorized the abandonment and sale to San Felipe/Midlane, LP [Morgan Group Midlane, L.L.C. (E. Alan Patton, Vice President), General Partner] of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836. San Felipe/Midlane, LP, the property owner, plans commercial development in the area of the subject utility easement. This request is in coordination with a separate request to abandon and sell a continuing part of this same utility easement to San Felipe Partners, L.P. [Green San Felipe, LLC (Lorenzo Monteverdi, Manager), General Partner] on its property to the south. San Felipe/Midlane, LP. has completed the transaction requirements, has accepted the City's offer, and has rendered payment in full. The City will abandon and sell to San Felipe/Midlane, LP: Parcel SY8-024 7,165 square feet of utility easement \$286,600.00 Valued at \$40.00 per square foot TOTAL ABANDONMENT AND SALE <u>\$286,600.00</u> Therefore, it is recommended City Council approve an Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836. MSM:NPC:dob c: Jun Chang, P.E. Marlene Gaflick Daniel Menendez, P.E. Marty Stein			
s:\dob\sy8-024.rc2.doc		CUIC #20DOB045	
REQUIRED AUTHORIZATION			
Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning and Development Services Division	

MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Barry Hunsworth, Gene Carroll and Associates, L.P., 16010 Barkers Point Lane, Suite 105, Houston, Texas 77079, on behalf of San Felipe/Midlane, LP [Morgan Group Midlane, L.L.C. (E. Alan Patton, Vice President) General Partner], for the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836, Parcel SY8-024, be adopted as follows:

1. The City abandon and sell a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836;
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 applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the utility easement being abandoned and sold;
4. The applicant be required to cut, plug, and abandon the existing 8- to 6-inch sanitary sewer line in the existing 10-foot-wide utility easement, from the manhole in San Felipe Road to the southern property line of the applicant's property, all at no cost to the City and under the proper permits;



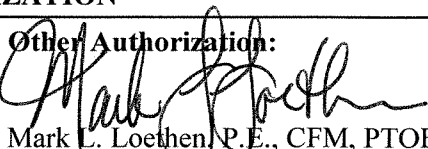
SUBJECT: Request for the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836. **Parcel SY8-024**




Parcel SY8-024

ACREAGE

ACREAGE

SUBJECT: Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract II), Block 3, in exchange for conveyance to the City of a 20-foot-wide utility easement, both located in the Briarglen Subdivision, out of the William White Survey, A-836. Parcels SY8-025 and VY10-035		Page <u>1</u> of <u>2</u>	Agenda Item # 39
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director		Council District affected: G Key Map: 491V 	
For additional information contact: Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director-Real Estate		Date and identification of prior authorizing Council Action: C.M. 2008-0147 (2/20/08)	
RECOMMENDATION: (Summary) It is recommended City Council approve an Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract II), Block 3, in exchange for a consideration of \$3,300.00 plus the conveyance to the City of a 20-foot-wide utility easement, both located in the Briarglen Subdivision, out of the William White Survey, A-836.			
Amount and Source of Funding: Not Applicable			
SPECIFIC EXPLANATION: By Council Motion 2008-0147, City Council authorized the abandonment and sale to San Felipe Partners, L.P. [Green San Felipe, LLC (Lorenzo Monteverdi, Manager), General Partner] of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract II), Block 3, in exchange for conveyance to the City of a 20-foot-wide storm sewer easement, both located in the Briarglen Subdivision, out of the William White Survey, A-836. Subsequent to the Motion it was determined the 20-foot-wide storm sewer easement to be conveyed to the City should be a 20-foot-wide utility easement, which the Joint Referral Committee approved as such. San Felipe Partners, L.P., the property owner plans a townhome development in the area of the 10-foot-wide utility easement to be abandoned. This request is in coordination with a separate request to abandon and sell a continuing part of this same utility easement to San Felipe/Midlane, LP [Morgan Group Midlane, L.L.C. (E. Alan Patton, Vice President), General Partner] on its property to the north. San Felipe Partners, L.P. has completed the transaction requirements, has accepted the City's offer, and has rendered payment in full. The City will abandon and sell to San Felipe Partners, L.P.: Parcel SY8-025 6,118 square feet of utility easement \$229,425.00 Valued at \$37.50 per square foot TOTAL ABANDONMENT AND SALE <u>\$229,425.00</u>			
s:\dob\sy8-025.rc2.doc		CUIC #20DOB046	
REQUIRED AUTHORIZATION			
Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning and Development Services Division	

Date:	Subject: Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract II), Block 3, in exchange for conveyance to the City of a 20-foot-wide utility easement, both located in the Briarglen Subdivision, out of the William White Survey, A-836. Parcels SY8-025 and VY10-035	Originator's Initials 	Page <u>2</u> of <u>2</u>
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In exchange, San Felipe Partners, L.P. will pay:

Cash	\$3,300.00
Plus convey to the City	

Parcel VY10-035

8,121 square feet of utility easement	\$304,538.00
Valued at \$37.50 per square foot	

TOTAL CASH AND CONVEYANCE	<u>\$307,838.00</u>
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Inasmuch as the value of the \$3,300.00 minimum fee plus the easement being conveyed to the City is greater than the value of the easement being abandoned and sold, it is recommended City Council approve an Ordinance authorizing the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract II), Block 3, in exchange for a consideration of \$3,300.00 plus the conveyance to the City of a 20-foot-wide utility easement, both located in the Briarglen Subdivision, out of the William White Survey, A-836.

MSM:NPC:dob

c: Jun Chang, P.E.
Marlene Gafrick
Daniel Menendez, P.E.
Marty Stein

MOTION by Council Member Khan that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Derek Weiner, R.G. Miller Engineers, Inc., 12121 Wickchester Lane, Suite 200, Houston, Texas, 77079, on behalf of San Felipe Partners, L.P. [Green San Felipe, LLC (Lorenzo Montezzerdi, President) General Partner], for the abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract I), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836, Parcel Nos. SY8-025 and LY8-026, be adopted as follows:

1. The City abandon and sell a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract II), Block 3, in exchange for conveyance to the City of a 20-foot-wide storm sewer easement, both located in the Briarglen Subdivision, out of the William White Survey, A-836;
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 applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the utility easement being abandoned and sold;
4. The applicant be required to cut, plug, and abandon the existing 6-inch sanitary sewer line in the existing 10-foot-wide utility easement, from the northern property line of the applicant's property south to its terminus, all at no cost to the City and under the proper permits;

ACREAGE

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase and Sale Agreement between The City of Houston (Seller) and Lakewood Church (Buyer) for the sale of 6.945 acres of land and improvements located at 3700 Southwest Freeway, also known as Lakewood Church, Parcel SY10-019.	Page 1 of 1	Agenda Item 40
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FROM (Department or other point of origin): General Services Department	Origination Date 3-16-10	Agenda Date MAR 24 2010
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DIRECTOR'S SIGNATURE:  Issa Z. Dadoush, P.E. 3/11/10	Council District affected: C
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For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action: Motion No. 2009-0761; October 21, 2009
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RECOMMENDATION: Approve and authorize a Purchase and Sale Agreement between The City of Houston (Seller) and Lakewood Church (Buyer) for the sale of 6.945 acres of surplus land and improvements located at 3700 Southwest Freeway, for a purchase price of \$7,500,000.00.

Amount and Source Of Funding: Revenue - \$7,500,000.00	Finance Budget:
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SPECIFIC EXPLANATION: On October 21, 2009, City Council authorized the appointment of two independent appraisers to determine the fair market value of 6.945 acres of land and improvements at 3700 Southwest Freeway in Greenway Plaza, currently occupied by Lakewood Church, a Texas non-profit corporation. This property is subject to a lease through 2033, which Lakewood Church could extend for an additional thirty years. The City proposes to sell its residual interest in this property for a purchase price of \$7,500,000.00. In accordance with the Agreement, the property shall be owned and operated for 10 years after the date of the Deed by a non-profit organization providing community services to the citizens of Houston.

The property is the subject of a twice amended long term lease between the City and the Buyer, originally approved by City Council on December 19, 2001, Ordinance No. 01-1191. The lease has an initial term of 30 years. A lump sum of \$11,874,925 was prepaid in 2002 for the first 30 years' rental payments. Lakewood Church has the option to extend the lease by an additional 30 years at a rate of \$753,333 per year, beginning in 2034.

This sale is in accordance with Section 272.001(b)(4) of the Texas Local Government Code, which permits a political subdivision to sell real property to an independent foundation for development, and is subject to the City's billboard restrictions; all easements and public utilities; and the applicable covenants, conditions and restrictions.

Given that the City will receive no additional payments for 24 years and that the Buyer has an option for another 30 year lease at a fixed rate, the General Services Department (GSD) believes that the negotiated purchase price represents the present value of future lease payments and residual land value.

Therefore, GSD recommends that City Council approve and authorize a Purchase and Sale Agreement with Lakewood Church, (Buyer) for the above-described land and improvements for a purchase price of \$7,500,000. The Buyer will pay all costs of closing. It is further recommended that City Council authorize the Mayor to execute and the City Secretary to attest a Special Warranty Deed conveying the property to Lakewood Church.

The net proceeds of this sale will be deposited in the General Fund.

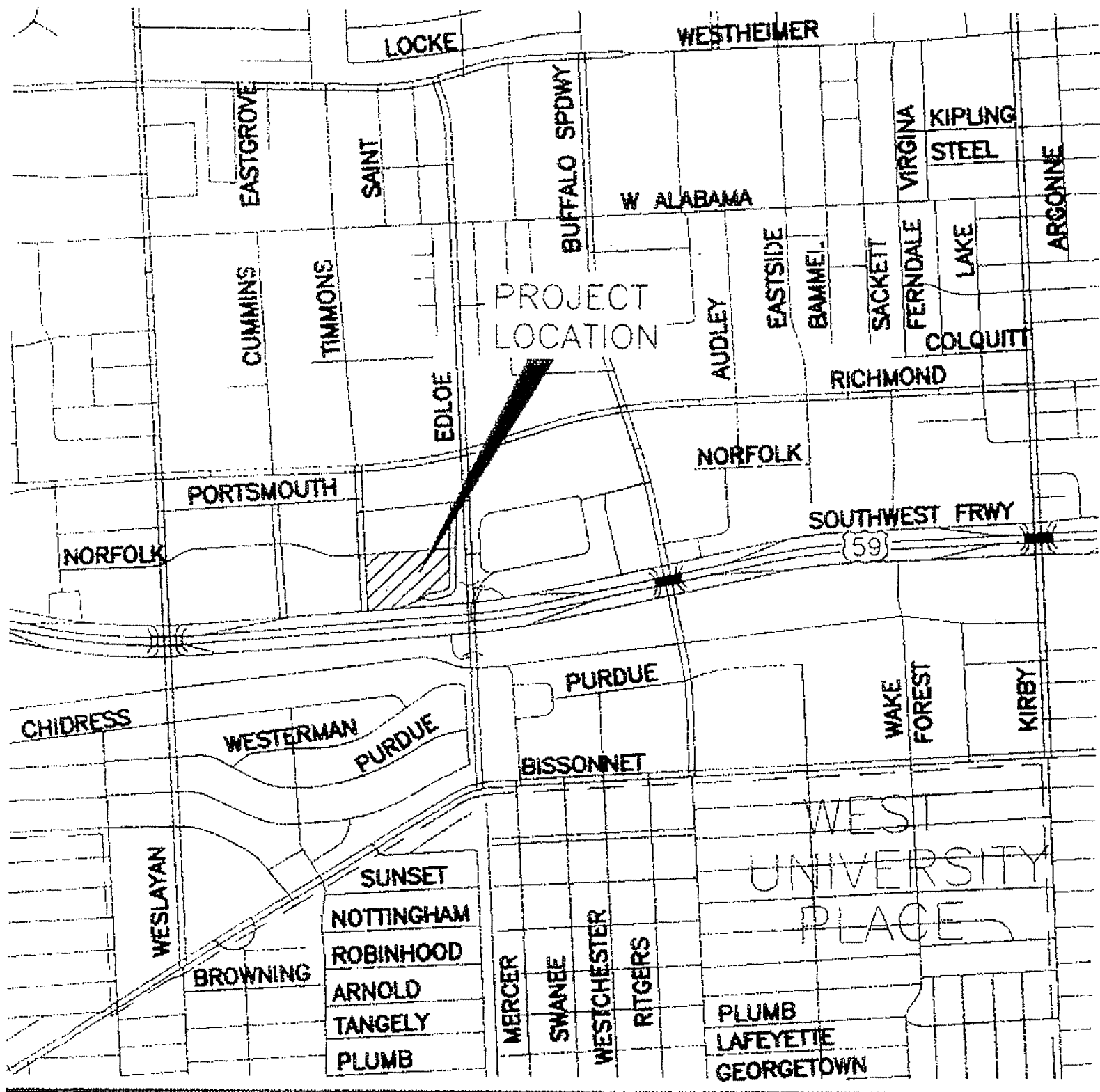
IZD:BC:JLN:WW

xc: Marty Stein, Jacquelyn L. Nisby, Stephen Lewis and Anna Russell

REQUIRED AUTHORIZATION

CUIC ID# 25 WW 10

General Services Department:  Forest R. Christy, Jr., Director Real Estate Division	Convention and Entertainment Facilities Department:  Dawn R. Ullrich Director
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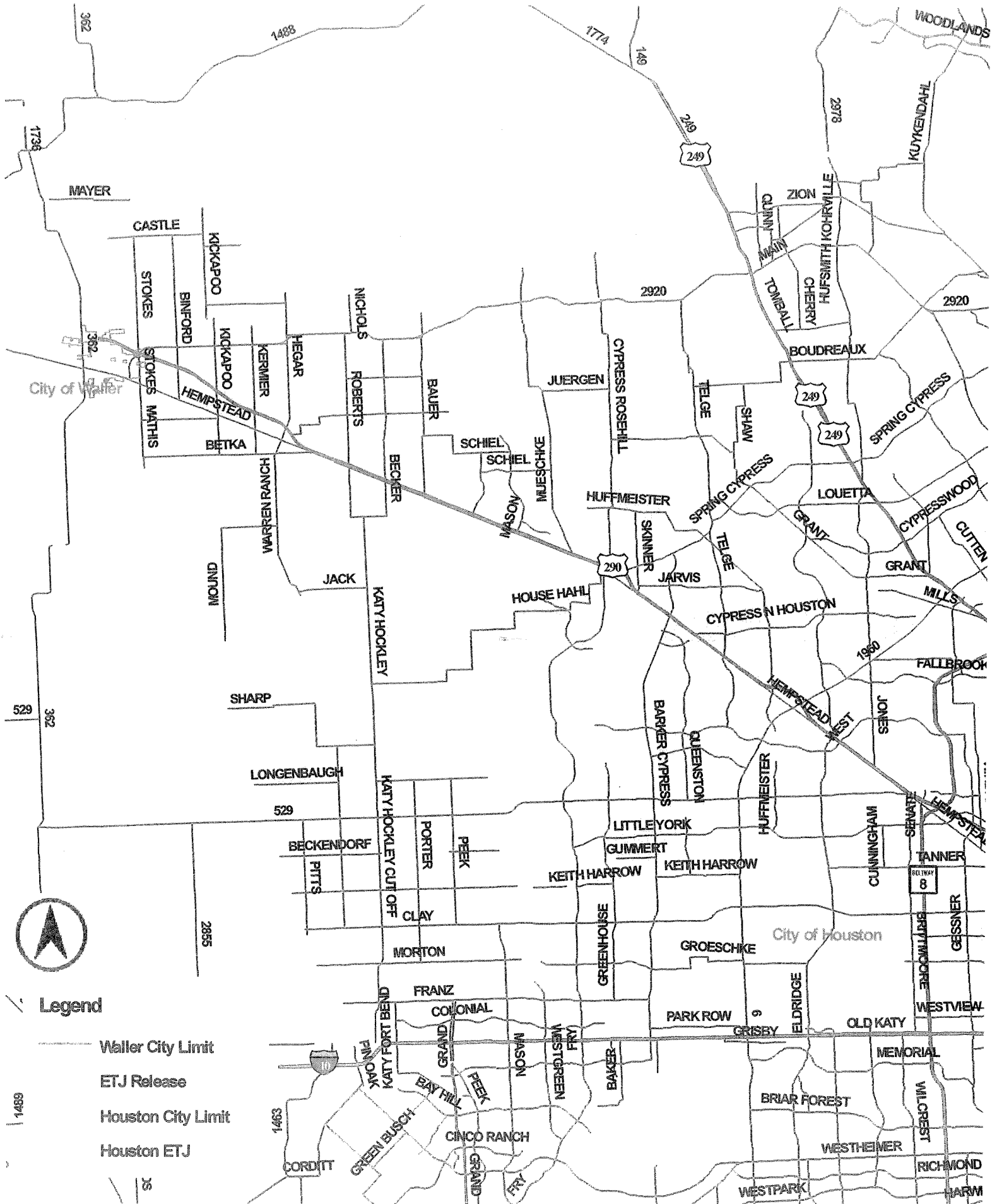
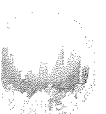


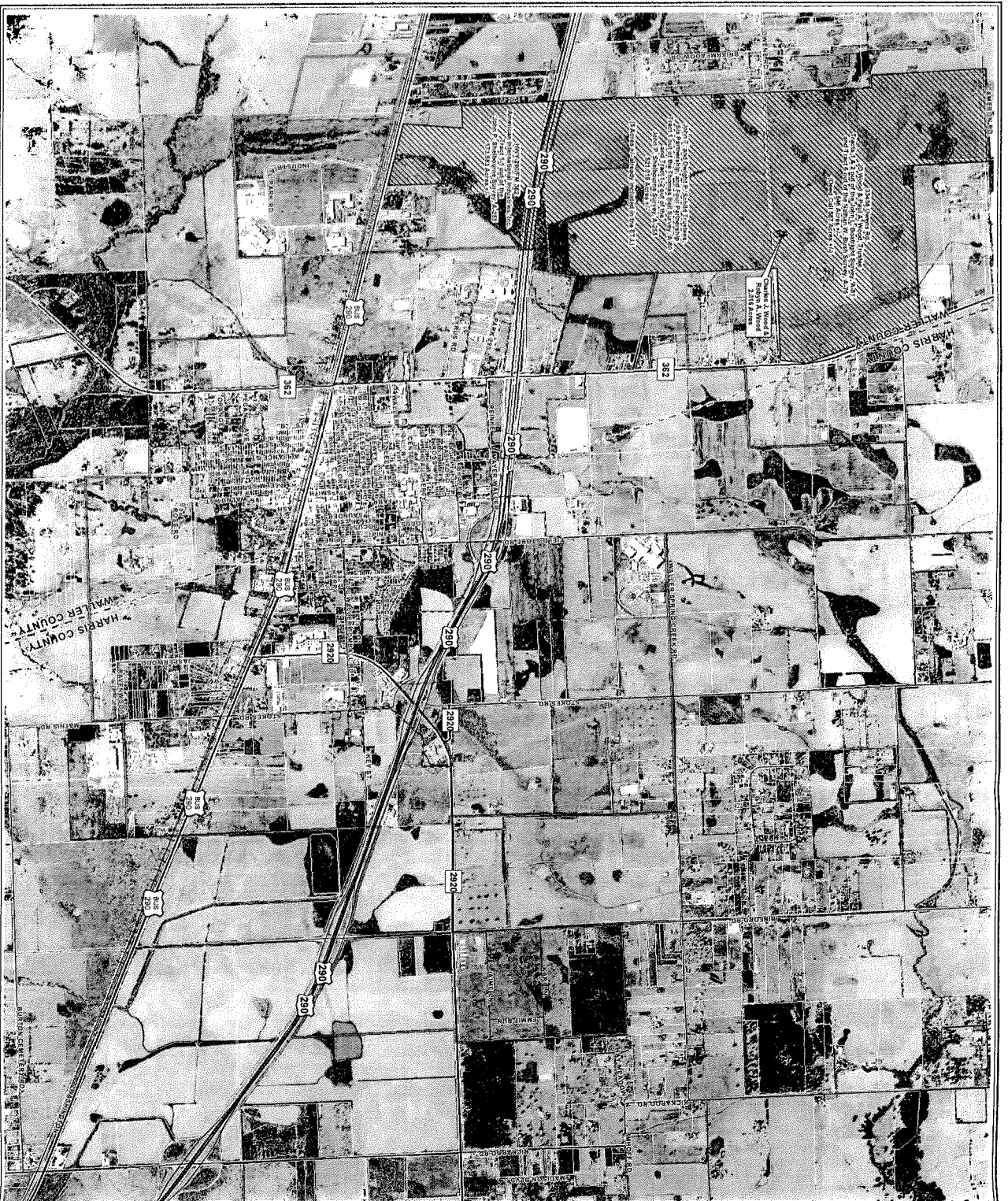
VICINITY MAP
N.T.S.

SUBJECT: Ordinance for the release of 1,305 acres in Waller County from the Extraterritorial Jurisdiction of the City of Houston		Category #	Page 1 of 1	Agenda Item # 41
FROM (Department or other point of origin): Planning and Development		Origination Date March 10, 2010		Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE: MSD <i>Marlene L. Saphire</i>		Council District affected: n/a		
For additional information contact: Nicole B. Smothers Phone: 713-837-7856		Date and identification of prior authorizing Council action: June 6, 2009 Ordinance No. 2009-468		
RECOMMENDATION: (Summary) That Council pass an Ordinance releasing 1,305 acres of land in northern Waller County from the City of Houston's ETJ				
Amount and Source of Funding:			Finance Budget:	
SPECIFIC EXPLANATION: Upon request from the City of Waller and the property owners, the Planning and Development Department is recommending the City of Houston release from its Extraterritorial Jurisdiction, four tracts of land totaling 1,305 acres. These tracts are contiguous to the west side of the City of Waller's ETJ boundary and, upon release the property will become a part of Waller's ETJ. The Planning and Development Department recommends release for the following reasons: <ul style="list-style-type: none">♦ Due to the 1999 change in state annexation laws, this property is not eligible for annexation by the City of Houston because it is located within Houston's ETJ as a result of a 1963 annexation of a ten-foot wide strip of property located within the right-of-way Hwy. 290 and several local roads.♦ The property is located more than 40 miles from the nearest City of Houston water or wastewater facility and, because of its size, is not a likely candidate for the creation of a stand-alone utility district. Upon release, the City of Waller will annex the property into its city limits and be able to provide utility services.♦ Such a release will not impair the City's ability to annex any other territory in northeastern Waller County, nor will it result in the loss of significant revenue producing properties in the acreage in question.♦ Such a release will not impair the City of Houston's mobility in the present or in the future. This recommendation has also been discussed with the Public Works & Engineering Department's Public Utilities Division and they have no objection to this release. cc: Arturo Michel Marty Stein Sameera Mahendru Anna Russell				
REQUIRED AUTHORIZATION				
Finance Director:	Other Authorization:		Other Authorization:	



Area of Extraterritorial Release

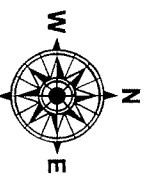




WALLER

The City of Waller Texas

local • (936) 372-3880 | Houston • (936) 931-1042 | fax • (936) 372-3477
 mail • P.O. Box 239 | physical • 1118 East St
 city • Waller | state • Texas | zip • 77484
 email • CityHall@WallerTexas.com | web • www.WallerTexas.com



NOT TO SCALE

Waller City Limits

Waller E.T.J.

ETJ Release Requests

Parcels

City of Waller ETJ Release Request

Prepared March 2010

WALLER CobbFendley
The City of Waller Texas

COBBFENDLEY
 GIS DISCLAIMER

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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance Authorizing Purchase of General Property Insurance

Category #

Page 1 of 2

Agenda Item# 42

FROM: (Department or other point of origin):

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

Origination Date

March 11, 2010

Agenda Date
MAR 24 2010

DIRECTOR'S SIGNATURE:

Council Districts affected:
All

For additional information contact:

Tina A. Paquet

Phone: 832-393-8792

Raymond Bradford

Phone: 832-393-8791

Date and identification of prior authorizing Council Action: 3-17-09; Ordinance No. 2009-214

RECOMMENDATION: (Summary)

Authorize the purchase of a General Property Insurance Policy with the insurance carriers noted below.

Amount of Funding \$9,135,624.08 Policy Premium
\$ 180,015.81 Contingency Premium
\$9,315,639.89 Total Proposed Premium

Budget:

SOURCE OF FUNDING: [] General Fund [] Grant Fund [] Enterprise Fund [X] Other (Specify)
Property / Casualty Fund: 1004

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department recommends that Council: (1) approve the proposed general property insurance policies recommended by the City's Insurance Broker of Record, John L. Wortham and Son, L.P. (Wortham); and (2) accept the individual proposals from the insurance carriers listed below that are participating in the layered property insurance program recommended by Wortham.

A Request for Proposal for General Property Insurance was issued and advertised on January 1, 2010 and January 8, 2010 for coverage effective April 1, 2010. Additionally, Wortham solicited proposals from 38 domestic and international insurance carriers of which 10 submitted proposals.

The recommended funding of \$9,315,639.89 includes premium of \$9,135,624.08 for the policy term and \$180,015.81 as contingent premium for coverage of properties added during the policy year.

No multi-year proposals were received. No individual insurance company submitted a proposal to provide coverage for the City's total property value. Therefore, Wortham structured a multi-layered property insurance policy consisting of a primary layer plus four excess layers. Terms of the proposed policy are:

Term: April 1, 2010 to April 1, 2011

Insurance Carriers: Westchester Fire Insurance Company; Lexington Insurance Company; Underwriters at Lloyds; RSUI Indemnity Company; Swiss Re International SE; Ironshore Insurance, Ltd.; Axis Surplus Insurance Company; Arch Specialty Insurance Company; Essex Insurance Company; Aspen Insurance UK Limited.

Total Premium Cost: \$9,315,639.89 (\$9,135,624.08 Premium + \$180,015.81 Contingency Premium)

Rate: 10.13 cents per \$100 of insured property value

Insured Property Value: \$8,667,426,691 (Replacement Cost Basis)

Insured Revenue Stream of \$353,360,525 (Actual Loss Sustained Basis)

Total Insured Value: \$9,020,787,216

Finance Director:

Other Authorization:

Other Authorization:

Date: March 11, 2010

Type of Coverage: All Risk Coverage (excluding terrorism coverage), which includes flood and earthquake for buildings and contents, as well as Business Interruption coverage at scheduled Houston Airport System, Convention & Entertainment Facilities, and General Services Department locations.

Deductibles: \$2,500,000 per occurrence, except (1) 5% of values for flood at any location from a named storm, subject to a \$5,000,000 minimum and \$20,000,000 maximum, and (2) 3% of values for windstorm losses from a named storm, subject to a \$2,500,000 minimum and \$20,000,000 maximum.

Loss Limits: \$150,000,000

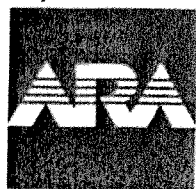
Flood Loss Limit: \$75,000,000 of which \$50,000,000 may apply to Flood Zone A (100-year flood plain).

The proposed coverage is structured to meet insurance requirements being enforced by the Federal Emergency Management Agency (FEMA) for eligibility of federal assistance for damages caused by Tropical Storm Allison and Hurricane Ike.

The solicitation and analysis of the City's property insurance program details are more fully discussed in the attached memorandum.

Attachment

cc: Waynette Chan, Chief of Staff
Lloyd Waguespack, Deputy Chief of Staff
Arturo Michel, City Attorney
Marty Stein, Agenda Director



Administration &
Regulatory Affairs

Memorandum

To: Velma Laws, Director
Affirmative Action and Contract Compliance

From: Tina A. Paquet, Deputy Assistant Director
Insurance Management Division

Date: March 5, 2010

Subject: **PROPERTY INSURANCE**
MWBE PARTICIPATION

This is to inform you, that upon council approval, the City's property insurance policy will be effective April 1, 2010. The Administration and Regulatory Affairs Department received proposals in response to a Request for Proposals (RFP) on February 17, 2010 from various insurance carriers with the capacity to participate in insuring the City's scheduled properties. The value of scheduled insured property is \$9.02 billion. The fees for all insurance related services are incorporated into the policy premium charged. Therefore, due to the nature of this procurement and the responses received, there is no opportunity for MWDBE participation.

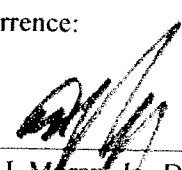
The RFP and names of the proposing insurance carriers are attached for your review. Please provide your written response as to the concurrence with this arrangement.

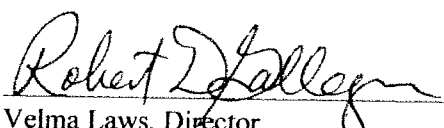
If you should have any questions, please give me a call at (832) 393-8794.

Sincerely,

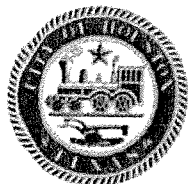

Tina A. Paquet

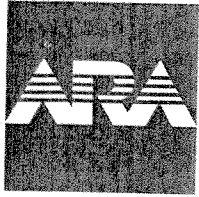
Concurrence:


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


FOR Velma Laws, Director
Affirmative Action and Contract
Compliance

TAP/mdh





Memorandum

To: Mayor Annise Parker and
Members of City Council

From: Alfred J. Moran, Jr., Director
Administration and Regulatory Affairs

Date: March 11, 2010

Subject: **2010 Property/Flood/Terrorism Insurance Renewal**

Introduction

The purpose of this memorandum is to recommend the purchase of property and terrorism insurance, describe the solicitation of proposals and provide details about the City's property insurance program and obligations to purchase this coverage. An optional quote for separate terrorism insurance is included.

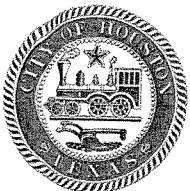
The premium comparisons contained in this report (1) exclude contingency amounts contemplated for properties acquired during the policy year and (2) utilize the premium of \$10,241,823 for the expiring insurance program which has a \$150.0 Million loss limit.

Highlights

Recommend purchase of property/flood insurance policy for premium of \$9,135.624.

- 1) The proposed premium of \$9,135.624 is a 10.8% decrease from the expiring policy premium of \$10,241,823. A premium increase of up to 15% was forecast based upon the open Hurricane Ike property insurance claim. The City's Hurricane Ike claim was settled during the current policy period.
- 2) The portion of the recommended premium for property/flood insurance is \$9,135.624. The portion for contingency coverage of properties added during the policy year is \$180,015.
- 3) Rate is a unit of cost. The \$9,135,624 proposed premium is calculated by multiplying the rate of 10.13 cents per \$100 of insured property value by the City's total insured property value of \$9.02 Billion. The 10.13 cent rate is a 12.0% decrease from the expiring policy rate of 11.52 cents.
- 4) Insured values (property + insured revenue stream) increased by 1.5%, from \$8.89 billion last year to the current \$9.02 Billion. This amount includes the value of properties affected by the City's regulatory obligations to insure \$6.78 Billion.
- 5) The proposed premium includes a policy loss limit of \$150.0 Million; this is consistent with the current policy coverage.

Recommend purchase of terrorism coverage through a separate policy for a premium of \$678,949. This amount includes contingent premium of \$15,818 for coverage of \$100.0 Million of new construction added during the policy year. This item is submitted to City Council for separate action.



Background

The City's Insurance Broker of Record, John L. Wortham and Son, L.P. (Wortham), is assigned the task of arranging and recommending renewal of the City's property insurance program.

A Request for Proposal was issued and published in the Houston Business Journal on January 1, 2010 and January 8, 2010. The City's current policy expires on April 1, 2010.

Wortham structured a multi-layered loss limit property insurance program proposed by ten participating insurance carriers to insure the City's \$9.02 Billion total insured property value. A layered program is common for entities with large property values and allows each insurer to minimize their exposure to risk by dividing coverage among more than one insurer. The structure of the proposed multi-layered program is consistent with the expiring program. The layered insurance program has been the only property insurance option available to the City for the past thirteen years. The proposed program consists of one primary layer, plus four excess layers.

Current Market Conditions

The commercial property insurance market conditions have improved during the course of the current policy period. The availability of carriers has broadened and cost of insurance has generally, not increased. This industry-wide fluctuation, a "flat market" condition, is reflective of decreased catastrophic property losses on a nationwide basis in 2009.

The proposed insurance premium decrease reflects further market improvement for Houston area property risks as a direct response to the lack of hurricane or windstorm disasters along the Texas Gulf Coast during the 2009 Hurricane Season. Wortham reports that insurance markets gave favorable consideration to the City for its commitment to settlement of the City's Hurricane Ike property insurance claim in October of 2009.

Current Coverage

The key factors that define a property insurance program are (a) insured value of covered property, (b) annual per occurrence loss limits, (c) type of coverage, (d) deductibles, and (e) premium rates. The City's current policy includes all real property owned and facilities leased by the City and insured revenue stream, which totaled \$8.89 Billion when the current policy was purchased.

The City's current property insurance policy has an annual term. It is a layered program with sixteen participating insurance carriers and an annual premium of \$10,241,823. An additional premium of \$222,742 is included as a contingency for properties added during the policy year. The premium rate for combined property and flood coverage is 11.52 cents per \$100 of insured property value. Coverage is provided in one primary and five excess layers. The policy has a \$2.5 Million deductible per occurrence for all perils except (1) flood, which has a deductible of 5% of the value of the affected property, subject to a \$5.0 Million minimum and \$20.0 million maximum and (2) wind, which has a deductible of 3% of the value of the affected property, subject to a \$2.5 Million minimum and \$20.0 Million maximum. The policy per occurrence loss limit is \$150.0 Million, of which \$75.0 Million per occurrence and in the aggregate is flood-related.

Flood coverage for \$2.2 Billion in insured property value is provided for designated properties located in Flood Zone A (the 100-year flood plain). The applicable loss limit is \$50.0 Million in the aggregate per policy period.

The Houston Airport System and Convention Entertainment Facilities Department have business interruption coverage to continue their revenues in the event of insured damages to their scheduled properties. Additional coverage is provided for the General Services Department City Hall Annex parking revenue.

Proposed Coverage

Wortham directly marketed property renewal proposals from 38 national and international insurance carriers to participate in the City's property insurance program with approximately the same conditions as exist in the current policy. Wortham received commercial insurance proposals by the submission due date that met the minimum policy specifications (\$150.0 Million loss limit per occurrence, including flood coverage). The Texas Municipal League Inter-Governmental Risk Pool submitted a proposal that did not meet minimum policy specifications.

The proposed policy premium of \$9.1 Million represents a \$1.10 Million reduction when compared to the current policy premium of \$10.2 Million. The proposed \$150.0 Million loss limit is consistent with the current policy coverage and represents 1.66% of the City's insured property value. A proposal to increase the \$150.0 Million loss limit by \$25.0 Million for an additional premium of \$419,640 was also received. This option is not recommended in consideration of the property insurance claim settlements of less than \$35.0 Million each for the City's two catastrophic property damage claims resulting from Tropical Storm Allison and Hurricane Ike.

The proposed contingency premium of \$180,015 extends coverage to properties added during the policy year. The proposed policy term is one year, from April 1, 2010 to 2011. No multi-year policy quotes were submitted.

The City's insured value base is now at \$9.02 Billion, an increase of approximately \$132.0 Million (1.50%) from last year. The largest single concentration of property is the Bush Intercontinental Airport, with approximately \$1.97 Billion in insured value. Building structures in the downtown area are the second biggest concentration with \$1.30 Billion in value; included are City Hall/City Hall Annex, Bob Lanier PW&E Building, Central Library/Julia Ideson Library, Heritage Society Historical Structures, Police Administration Building, City parking garages, Gus S. Wortham Theater Center, Jesse H. Jones Hall and George R. Brown Convention Center. The 69th Street Wastewater treatment plant, at \$485 million is the third largest concentration.

Business interruption coverage continues to be provided for the Houston Airport System and Convention and Entertainment Facilities Department; as well as for the General Services Department City Hall Annex parking.

The primary insurer, Westchester Fire Insurance Company (Westchester), provides the first layer of \$5 million in coverage. Westchester will be designated as the "lead" carrier and will be responsible for administering all terms and conditions of the insurance program.

The recommended policy includes per occurrence deductibles that apply based upon the differing perils involved in each loss. The proposed deductibles for named storms (wind and flood) are capped at a maximum of \$20.0 Million.

The following proposed deductibles are the same as provided by our current policy:

- \$2.5 Million per occurrence for all losses except,
- Flood: 5% of values at affected locations; subject to a \$5.0 Million minimum and \$20.0 Million maximum deductible
- Wind: 3% of values at affected locations included in windstorm loss from a named storm, subject to a \$2.5 Million minimum and a \$20.0 Million maximum deductible

Flood

The proposed policy provides an annual aggregate loss limit of \$75.0 Million of which \$50.0 Million is applicable to properties located in the 100-year flood plain (Flood Zone A). This is the same loss limit as provided by the current policy. The value of properties located in Flood Zone A is \$2.2 Billion. Commercial flood insurance is required to comply with Federal Emergency Management Association (FEMA) regulations.

Insurance Obligations

Self-insurance is not a viable option due to the large insured value of City properties under commercial property insurance requirements for revenue bond covenants and FEMA regulations. This requirement obligates the City to insure \$6.78 Billion of the City's \$9.02 Billion insured property value. This obligation does not affect the remaining portion of the City's \$2.24 Billion property risk exposure; which includes \$20.58 Million in annual revenue produced by the Convention and Entertainment Facilities Department and \$332.5 Million in annual revenue produced by the Houston Airport System.

Policy Rate

The recommended premium rate has decreased. The proposed policy rate of 10.13 cents is a 12.0% decrease from the expiring policy rate of 11.52 cents.

Insurance premiums are generally shared among the City's funds. The approximate allocations for the proposed policy are Water and Wastewater 41.34%, Houston Airport System 28.73%, Convention & Entertainment Facilities 9.84%, General Fund 18.68%, and Other Funds 1.41%.

The annual budget for insurance premiums for all departments is established in the Property and Casualty Fund 1004, a "revolving fund". Revolving Funds, by definition, are billed out to operating funds and have no beginning or ending balances, other than through timing differences.

Terrorism Coverage

A separate terrorism insurance policy has been proposed and is submitted to City Council for separate consideration. The proposed policy premium is \$678,949. This amount includes

contingent premium of \$15,818 for coverage of \$100.0 Million of newly constructed property added during the policy year. The policy provides an aggregate loss limit of \$100.0 Million and a \$10.0 Million per occurrence deductible.

The recommended terrorism policy will extend coverage to the City's total insured property value of \$9.02 Billion. It will include citywide coverage for biological and chemical terrorism at an aggregate sub-limit of \$25.0 Million. The policy will also provide business interruption for scheduled locations in the Houston Airport System, Convention and Entertainment Facilities and General Services Departments

Recommendation

The Administration & Regulatory Affairs Department and the Property Insurance Committee consisting of department representatives from Public Works & Engineering, Convention & Entertainment Facilities and the Houston Airport System recommend that the City accept the proposed property insurance program. Wortham, our insurance broker, agrees with this recommendation. Acceptance of a separate terrorism insurance policy providing broad terrorism coverage (separate Request for Council Action) is also recommended.

If you have any questions, please call Tina A. Paquet at (832) 393-8792 or Raymond Bradford at (832) 393-8791.



Alfred J. Moran, Jr., Director

AJM:TAP

cc: Waynette Chan, Chief of Staff
 Lloyd Waguespack, Deputy Chief of Staff
 Arturo Michel, City Attorney
 Marty Stein, Agenda Director
 Michelle Mitchell, Finance Director
 Michael Marcotte, Public Works & Engineering Director
 Eric Potts, Houston Airport Systems Acting Director
 Dawn Ullrich, Convention & Entertainment Facilities Director
 Issa Dadoush, General Services Director
 Tina A. Paquet, ARA
 Raymond Bradford, ARA

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance Authorizing Purchase of Terrorism Insurance

Category #

Page 1 of 1

Agenda Item#

43

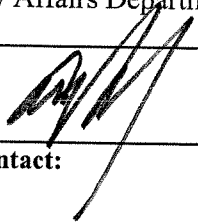
FROM: (Department or other point of origin):Alfred J. Moran, Jr., Director
Administration & Regulatory Affairs Department

Origination Date

March 11, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

Council Districts affected:

All

For additional information contact:Tina A. Paquet
Raymond Bradford

Phone: 832-393-8792

Phone: 832-393-8791

Date and identification of prior authorizing Council
Action: 3-17-09; Ordinance No. 2009-215**RECOMMENDATION: (Summary)**

Approve an Ordinance authorizing purchase of Terrorism Insurance Policy from Lexington Insurance Company

Amount of Funding: \$663,130.76 Policy Premium
\$ 15,818.00 Contingency Premium
\$678,948.76 Total Proposed Premium**Budget:****SOURCE OF FUNDING:** ☐ General Fund ☐ Grant Fund ☐ Enterprise Fund ☒ Other (Specify)
Property / Casualty Fund: 1004**SPECIFIC EXPLANATION:**

The Administration & Regulatory Affairs Department recommends that Council: (1) approve the proposed City-wide terrorism insurance policy for all scheduled City of Houston locations; and (2) accept the proposal from Lexington Insurance Company for terrorism coverage, providing a \$100 million aggregate loss limit (including a \$25 million aggregate sub-limit for biological and chemical coverage), with a \$10 million deductible. The recommended funding of \$678,948.76 includes premium of \$15,818.00 as contingent premium for properties added during the policy year. The policy period is April 1, 2010 to April 1, 2011.

A Request for Proposals (RFP) for general property insurance was issued and advertised on January 1, 2010 and January 8, 2010. A proposal for terrorism coverage was presented as an option in the RFP. The City's Insurance Broker of Record, John L. Wortham and Son, L.P., solicited proposals from more than 38 domestic and international insurance carriers. Only Lexington Insurance Company provided this proposed option for terrorism coverage.

The proposed policy coverage is consistent with the expiring terrorism policy. Coverage also includes business interruption for loss of insured revenue stream at scheduled Houston Airport System, Convention & Entertainment Facilities, and General Services Department locations. The current insured value of scheduled facilities, including business interruption, is \$9,020,787,216. The proposed annual premium of \$678,948.76 is inclusive of city-wide coverage for all scheduled locations.

The proposed coverage applies to both foreign and domestic terrorist acts as part of an effort to coerce the civilian population of the United States, influence the policy of, or affect the conduct of the United States government by coercion. Terrorism also includes any act, which is verified or recognized by the United States Government as an act of Terrorism.

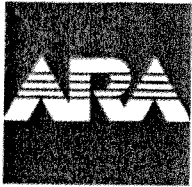
Attachment

cc: Waynette Chan, Chief of Staff
Lloyd Waguespack, Deputy Chief of Staff
Arturo Michel, City Attorney
Marty Stein, Agenda Director

Finance Director:

Other Authorization:

Other Authorization:



Administration &
Regulatory Affairs

Memorandum

To: Velma Laws, Director
Affirmative Action and Contract Compliance

From: Tina A. Paquet, Deputy Assistant Director
Insurance Management Division

Date: March 5, 2010

Subject: **TERRORISM INSURANCE**
MWBE PARTICIPATION

This is to inform you, that the City's terrorism insurance policy will be effective April 1, 2010, upon Council approval. The Administration and Regulatory Affairs Department is recommending the terrorism proposal received from Lexington Insurance Company. The value of scheduled insured property is \$9.02 billion. The fees for all insurance related services are incorporated into the policy premium charged. Therefore, due to the nature of this procurement and the response received, there is no opportunity for MWBE participation.

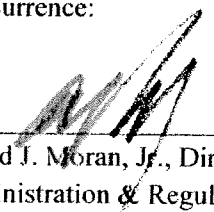
The RFP for the Property insurance included an option for terrorism. The property RFP has been sent under separate cover. Please provide your written response as to the concurrence with this arrangement.

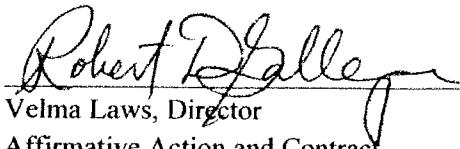
If you should have any questions, please give me a call at (832) 393-8792.

Sincerely,

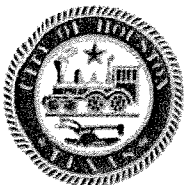

Tina A. Paquet

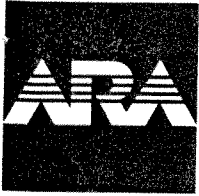
Concurrence:


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


for Velma Laws, Director
Affirmative Action and Contract
Compliance

TAP/mdh





Administration &
Regulatory Affairs

Memorandum

To: Mayor Annise Parker and
Members of City Council

From: Alfred J. Moran, Jr., Director
Administration and Regulatory Affairs

Date: March 11, 2010

Subject: **2010 Property/Flood/Terrorism Insurance Renewal**

Introduction

The purpose of this memorandum is to recommend the purchase of property and terrorism insurance, describe the solicitation of proposals and provide details about the City's property insurance program and obligations to purchase this coverage. An optional quote for separate terrorism insurance is included.

The premium comparisons contained in this report (1) exclude contingency amounts contemplated for properties acquired during the policy year and (2) utilize the premium of \$10,241,823 for the expiring insurance program which has a \$150.0 Million loss limit.

Highlights

Recommend purchase of property/flood insurance policy for premium of \$9,135.624.

- 1) The proposed premium of \$9,135.624 is a 10.8% decrease from the expiring policy premium of \$10,241,823. A premium increase of up to 15% was forecast based upon the open Hurricane Ike property insurance claim. The City's Hurricane Ike claim was settled during the current policy period.
- 2) The portion of the recommended premium for property/flood insurance is \$9,135.624. The portion for contingency coverage of properties added during the policy year is \$180,015.
- 3) Rate is a unit of cost. The \$9,135,624 proposed premium is calculated by multiplying the rate of 10.13 cents per \$100 of insured property value by the City's total insured property value of \$9.02 Billion. The 10.13 cent rate is a 12.0% decrease from the expiring policy rate of 11.52 cents.
- 4) Insured values (property + insured revenue stream) increased by 1.5%, from \$8.89 billion last year to the current \$9.02 Billion. This amount includes the value of properties affected by the City's regulatory obligations to insure \$6.78 Billion.
- 5) The proposed premium includes a policy loss limit of \$150.0 Million; this is consistent with the current policy coverage.

Recommend purchase of terrorism coverage through a separate policy for a premium of \$678,949. This amount includes contingent premium of \$15,818 for coverage of \$100.0 Million of new construction added during the policy year. This item is submitted to City Council for separate action.



Background

The City's Insurance Broker of Record, John L. Wortham and Son, L.P. (Wortham), is assigned the task of arranging and recommending renewal of the City's property insurance program.

A Request for Proposal was issued and published in the Houston Business Journal on January 1, 2010 and January 8, 2010. The City's current policy expires on April 1, 2010.

Wortham structured a multi-layered loss limit property insurance program proposed by ten participating insurance carriers to insure the City's \$9.02 Billion total insured property value. A layered program is common for entities with large property values and allows each insurer to minimize their exposure to risk by dividing coverage among more than one insurer. The structure of the proposed multi-layered program is consistent with the expiring program. The layered insurance program has been the only property insurance option available to the City for the past thirteen years. The proposed program consists of one primary layer, plus four excess layers.

Current Market Conditions

The commercial property insurance market conditions have improved during the course of the current policy period. The availability of carriers has broadened and cost of insurance has generally, not increased. This industry-wide fluctuation, a "flat market" condition, is reflective of decreased catastrophic property losses on a nationwide basis in 2009.

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Current Coverage

The key factors that define a property insurance program are (a) insured value of covered property, (b) annual per occurrence loss limits, (c) type of coverage, (d) deductibles, and (e) premium rates. The City's current policy includes all real property owned and facilities leased by the City and insured revenue stream, which totaled \$8.89 Billion when the current policy was purchased.

The City's current property insurance policy has an annual term. It is a layered program with sixteen participating insurance carriers and an annual premium of \$10,241,823. An additional premium of \$222,742 is included as a contingency for properties added during the policy year. The premium rate for combined property and flood coverage is 11.52 cents per \$100 of insured property value. Coverage is provided in one primary and five excess layers. The policy has a \$2.5 Million deductible per occurrence for all perils except (1) flood, which has a deductible of 5% of the value of the affected property, subject to a \$5.0 Million minimum and \$20.0 million maximum and (2) wind, which has a deductible of 3% of the value of the affected property, subject to a \$2.5 Million minimum and \$20.0 Million maximum. The policy per occurrence loss limit is \$150.0 Million, of which \$75.0 Million per occurrence and in the aggregate is flood-related.

Flood coverage for \$2.2 Billion in insured property value is provided for designated properties located in Flood Zone A (the 100-year flood plain). The applicable loss limit is \$50.0 Million in the aggregate per policy period.

The Houston Airport System and Convention Entertainment Facilities Department have business interruption coverage to continue their revenues in the event of insured damages to their scheduled properties. Additional coverage is provided for the General Services Department City Hall Annex parking revenue.

Proposed Coverage

Wortham directly marketed property renewal proposals from 38 national and international insurance carriers to participate in the City's property insurance program with approximately the same conditions as exist in the current policy. Wortham received commercial insurance proposals by the submission due date that met the minimum policy specifications (\$150.0 Million loss limit per occurrence, including flood coverage). The Texas Municipal League Inter-Governmental Risk Pool submitted a proposal that did not meet minimum policy specifications.

The proposed policy premium of \$9.1 Million represents a \$1.10 Million reduction when compared to the current policy premium of \$10.2 Million. The proposed \$150.0 Million loss limit is consistent with the current policy coverage and represents 1.66% of the City's insured property value. A proposal to increase the \$150.0 Million loss limit by \$25.0 Million for an additional premium of \$419,640 was also received. This option is not recommended in consideration of the property insurance claim settlements of less than \$35.0 Million each for the City's two catastrophic property damage claims resulting from Tropical Storm Allison and Hurricane Ike.

The proposed contingency premium of \$180,015 extends coverage to properties added during the policy year. The proposed policy term is one year, from April 1, 2010 to 2011. No multi-year policy quotes were submitted.

The City's insured value base is now at \$9.02 Billion, an increase of approximately \$132.0 Million (1.50%) from last year. The largest single concentration of property is the Bush Intercontinental Airport, with approximately \$1.97 Billion in insured value. Building structures in the downtown area are the second biggest concentration with \$1.30 Billion in value; included are City Hall/City Hall Annex, Bob Lanier PW&E Building, Central Library/Julia Ideson Library, Heritage Society Historical Structures, Police Administration Building, City parking garages, Gus S. Wortham Theater Center, Jesse H. Jones Hall and George R. Brown Convention Center. The 69th Street Wastewater treatment plant, at \$485 million is the third largest concentration.

Business interruption coverage continues to be provided for the Houston Airport System and Convention and Entertainment Facilities Department; as well as for the General Services Department City Hall Annex parking.

The primary insurer, Westchester Fire Insurance Company (Westchester), provides the first layer of \$5 million in coverage. Westchester will be designated as the "lead" carrier and will be responsible for administering all terms and conditions of the insurance program.

The recommended policy includes per occurrence deductibles that apply based upon the differing perils involved in each loss. The proposed deductibles for named storms (wind and flood) are capped at a maximum of \$20.0 Million.

The following proposed deductibles are the same as provided by our current policy:

- \$2.5 Million per occurrence for all losses except,
- Flood: 5% of values at affected locations; subject to a \$5.0 Million minimum and \$20.0 Million maximum deductible
- Wind: 3% of values at affected locations included in windstorm loss from a named storm, subject to a \$2.5 Million minimum and a \$20.0 Million maximum deductible

Flood

The proposed policy provides an annual aggregate loss limit of \$75.0 Million of which \$50.0 Million is applicable to properties located in the 100-year flood plain (Flood Zone A). This is the same loss limit as provided by the current policy. The value of properties located in Flood Zone A is \$2.2 Billion. Commercial flood insurance is required to comply with Federal Emergency Management Association (FEMA) regulations.

Insurance Obligations

Self-insurance is not a viable option due to the large insured value of City properties under commercial property insurance requirements for revenue bond covenants and FEMA regulations. This requirement obligates the City to insure \$6.78 Billion of the City's \$9.02 Billion insured property value. This obligation does not affect the remaining portion of the City's \$2.24 Billion property risk exposure; which includes \$20.58 Million in annual revenue produced by the Convention and Entertainment Facilities Department and \$332.5 Million in annual revenue produced by the Houston Airport System.

Policy Rate

The recommended premium rate has decreased. The proposed policy rate of 10.13 cents is a 12.0% decrease from the expiring policy rate of 11.52 cents.

Insurance premiums are generally shared among the City's funds. The approximate allocations for the proposed policy are Water and Wastewater 41.34%, Houston Airport System 28.73%, Convention & Entertainment Facilities 9.84%, General Fund 18.68%, and Other Funds 1.41%.

The annual budget for insurance premiums for all departments is established in the Property and Casualty Fund 1004, a "revolving fund". Revolving Funds, by definition, are billed out to operating funds and have no beginning or ending balances, other than through timing differences.

Terrorism Coverage

A separate terrorism insurance policy has been proposed and is submitted to City Council for separate consideration. The proposed policy premium is \$678,949. This amount includes

contingent premium of \$15,818 for coverage of \$100.0 Million of newly constructed property added during the policy year. The policy provides an aggregate loss limit of \$100.0 Million and a \$10.0 Million per occurrence deductible.

The recommended terrorism policy will extend coverage to the City's total insured property value of \$9.02 Billion. It will include citywide coverage for biological and chemical terrorism at an aggregate sub-limit of \$25.0 Million. The policy will also provide business interruption for scheduled locations in the Houston Airport System, Convention and Entertainment Facilities and General Services Departments

Recommendation

The Administration & Regulatory Affairs Department and the Property Insurance Committee consisting of department representatives from Public Works & Engineering, Convention & Entertainment Facilities and the Houston Airport System recommend that the City accept the proposed property insurance program. Wortham, our insurance broker, agrees with this recommendation. Acceptance of a separate terrorism insurance policy providing broad terrorism coverage (separate Request for Council Action) is also recommended.

If you have any questions, please call Tina A. Paquet at (832) 393-8792 or Raymond Bradford at (832) 393-8791.



Alfred J. Moran, Jr., Director

AJM:TAP

cc: Waynette Chan, Chief of Staff
 Lloyd Waguespack, Deputy Chief of Staff
 Arturo Michel, City Attorney
 Marty Stein, Agenda Director
 Michelle Mitchell, Finance Director
 Michael Marcotte, Public Works & Engineering Director
 Eric Potts, Houston Airport Systems Acting Director
 Dawn Ullrich, Convention & Entertainment Facilities Director
 Issa Dadoush, General Services Director
 Tina A. Paquet, ARA
 Raymond Bradford, ARA

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

HCD 10-05 Cloudbreak Midtown

SUBJECT: An Ordinance to amend a Loan Agreement between the City of Houston and Cloudbreak Houston, LLC.

Category #

Page
1 of 2

Agenda Item #
44

FROM (Department or other point of origin):

Richard S. Celli, Director
Housing and Community Development Department

Origination Date
3/18/10

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:



Council District affected:
District "D"

For additional information contact: John Ross
Phone: 713-865-4203

Date and identification of prior authorizing Council action: 01/14/04, 2004-15 and 06/27/07, 2007-742 and 04/16/08, 2008-325

RECOMMENDATION: (Summary) The Housing and Community Development Department recommends approval of an Ordinance to amend a Loan Agreement between the City of Houston and Cloudbreak Houston, LLC, to revise the sourcing of funds and scope of work, extend the period of time to complete the renovation work, and increase the Performance Based Loan amount by \$413,805.

Amount and Source of Funding: \$1,698,307 CDBG-R

Finance Budget:

SPECIFIC EXPLANATION:

On January 14, 2004, City Council approved an ordinance authorizing a Loan and Grant Agreement between the City of Houston and Cloudbreak Houston, LLC, to provide \$3,300,000 (\$750,000 out of the Homeless and Housing Consolidated Fund, and \$2,550,000 in HOME Investment Partnership Funds), to finance a portion of the costs to acquire, renovate and convert the former 277 room Days Inn Hotel. During renovation an additional eight units were constructed bringing the total number to 285 units. The facility is located at 4640 Main Street, and was converted to house homeless veterans. The City of Houston funding was accomplished by providing: (1) a Performance-Based Grant in the amount of \$2,800,000, and (2) a Loan in the amount of \$500,000.

On June 27, 2007 City Council approved an Ordinance to Amend the Loan and Grant Agreement between the City of Houston and Cloudbreak Houston providing an additional \$1,661,080 for additional renovation work to bring the development up to City and HUD standards. The City Loan was increased from \$500,000 to \$2,161,080 and converted to a Performance Based Loan. The renovation work under the agreement ceased in March, 2008, while awaiting HUD approval for the funding of \$1,284,502 of HOME funds associated with the \$1,661,080 renovation. Part of this request is to change the source of these funds to CDBG Stimulus Funds so the renovation work may proceed. An additional \$28,518 in Bond Funds also remains to be funded.

On April 16, 2008 City Council approved an additional \$300,000 performance based Loan to fund a maturing seller note held by Anand Hospitality, Inc., a Senior Lender unwilling to grant an extension of the note. The time to complete the renovation work was also extended to December 31, 2009.

Of the 286 units, fifty-one percent (51%) or 146 units are restricted as affordable housing units for a period of fifteen years. Of the 146 units, 30 units are restricted to individuals whose annual income does not exceed 50% of AMI, and 116 units are restricted to individuals whose annual income does not exceed 80% of AMI. During the 2007 renovation, one additional living unit was placed back into service by restoring a former storage/boiler room. This additional unit brings the total number of rentable units to 286.

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

Date 3/18/10	Subject: An Ordinance to amend a Loan Agreement between the City of Houston and Cloudbreak Houston, LLC.	Originator's <i>Initials</i> <i>Ball</i>	Page <u>2</u> of <u>2</u>
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The Housing and Community Development Department recommends approval of an Ordinance authorizing an amendment to the Loan Agreement to increase the existing \$2,161,080 Performance Based Loan by \$413,805 for a new loan in the amount of \$2,574,885, revise the sourcing of funds and scope of work, and extend the period of time to complete the renovation work to be no later than the earlier of (i) twelve (12) months after the date of countersignature of the First Amendment to Loan Agreement by the City Controller or (ii) June 1, 2011. The source of funds will be changed by the reprogramming of \$1,284,502 of HOME funds to CDBG Stimulus funds. The \$413,805 loan increase will also be funded with CDBG Stimulus funds for a total of \$1,698,307 CDBG Stimulus Funds. Remaining funds to complete the renovation and to be funded totals \$1,726,825 (\$1,698,307 CDBG Stimulus Funds and 28,518 Bond Funds).

The \$413,805 loan increase is due to increased cost for the interior unit improvements, elevator repairs, water supply line replacement, painting and concrete work, and the funding of \$47,687 of eligible costs paid by borrower, but not funded due to the restricted use of the HOME funds.

SOURCE OF FUNDS:

Amegy Bank	\$ 4,540,000
Harris County Grant	2,500,000
City Performance Based Loan – Stimulus, CDBG, & Bond Funds	2,574,885
City Performance Based Grant – Home & Bond Funds	2,800,000
City Performance Based Loan - CDBG Funds	300,000
Owner Equity	<u>290,000</u>
Total	\$ 13,004,885

Terms of the City's new \$2,574,885 Performance Based Loan shall be the same as the terms of the existing \$300,000 Performance Based Loan:

- Interest rate shall be zero percent (0%);
- The term of the loans will be 15 years;
- The Performance Based Loans will be deemed paid at the end of the 15-year Affordability Period so long as the borrower fully and timely complies with all of its obligations under the loan and grant documents.

The total cost of the Development is \$13,004,885; based on the total units of 286 the cost is \$45,472 per unit. Upon completion of the renovation the total City of Houston funding will be \$5,674,885, which equates to \$38,869 per unit on the 146 restricted units.

The Project is consistent with the City's Consolidated Plan to provide Affordable Housing for Low to Moderate Income individuals and homeless populations.

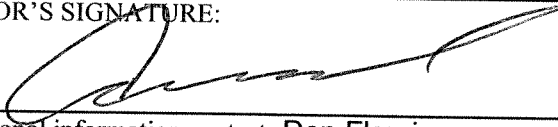
The Department recommends approval of an Ordinance to Authorize an amendment to a Loan Agreement between the City of Houston and Cloudbreak Houston, LLC, to revise the sourcing of funds and scope of work, extend the period of time to complete the renovation work, and increase the Performance Based Loan by \$413,805. City Council approval is recommended.

"This project (purchase) uses funds awarded under the American Recovery and Reinvestment Act of 2009 (ARRA). The City of Houston and the recommended contractor (vendor) will adhere to and comply with special reporting requirements associated with ARRA grant expenditures as required by the granting agency and/or Office of Management and Budget."

RCS:JR

cc: City Secretary; Controllers Office; Finance Department; Legal Department; Mayor's Office

REQUEST FOR COUNCIL ACTION


SUBJECT: An Ordinance amending Ordinance # 2008-474 to increase the maximum contract amount for a legal services contract with Feldman, Rogers, Morris & Grover, L.L.P. to represent the City of Houston in <i>Shelby Stewart, et al, v. City of Houston, et al.</i>		Page 1 of	Agenda Item # 46
FROM (Department or other point of origin): Legal Department		Origination Date March 4, 2010	Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE: 		Council District affected: All	
For additional information contact: Don Fleming Phone: 832-393-6303		Date and identification of prior authorizing Council action: May 28, 2008; Ord. # 2008-474	
<u>RECOMMENDATION:</u> (Summary) That Council approve an ordinance authorizing an amendment to Ordinance # 2008-474 increasing the maximum contract amount by \$77,500 for a legal services contract with Feldman, Rogers, Morris & Grover, L.L.P. in connection with the lawsuit filed against the City of Houston, the Houston Police Department and Chief Harold Hurtt in the case of <i>Shelby Stewart, et al, v. City of Houston, et al.</i>			
Amount and Source of Funding: Fund 1004 Property and Casualty \$77,500 Maximum Contract Amount: \$227,500			
<u>SPECIFIC EXPLANATION:</u> The City and Chief Hurtt were sued by four (4) African American officers under Title VII alleging that HPD's grooming policy regarding beards disparately impacted African American officers because of skin reactions from shaving. Feldman, Rogers, Morris & Grover, L.L.P. defended the City of Houston, the Houston Police Department and former Police Chief Harold Hurtt in the federal district court and after extensive discovery and pre-trial preparations was able to obtain a summary judgment in favor of the City, HPD and Chief Hurtt. The plaintiffs have appealed the decision to the 5 th Circuit Court of Appeals in New Orleans asking the Court of Appeals to reverse the trial court's decision and remand the matter for a full trial. The City Attorney recommends continued representation by Feldman, Rogers, Morris & Grover, L.L.P., a recognized and highly experienced labor and employment litigation firm, to defend the summary judgment entered in the City's favor. The attorneys from the firm representing the City, David Feldman and Clay Grover, are respected civil rights defense attorneys. Because they handled the City's defense at the district court level, they are very familiar with the facts and law associated with the litigation and thoroughly prepared to proceed with the City's defense at the appeals level.			
REQUIRED AUTHORIZATION			
Other Authorization:			

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance to authorize and appropriate \$58,254.00 to reimburse the Legal Department for litigation expenditures relating to the lawsuit filed by The Morganti Group, Inc. against the City of Houston. (Proj. No. 424B) (WBS No. A-000091-0003-4-01)	Category # 6, 9	Page 1 of 1	Agenda Item # 47
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FROM (Department or other point of origin): Legal Department	Origination Date 3/18/10	Agenda Date MAR 24 2010
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DIRECTOR'S SIGNATURE: 	Council District affected: B
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For additional information contact: Malinda York Crouch 832-393-6462	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)

That Council approve and authorize an Ordinance and appropriate the sum of \$58,254.00 to reimburse the Legal Department for expenditures relating to expert witness services and litigation support for the lawsuit filed by The Morganti Group, Inc. against the City of Houston.

AMOUNT AND SOURCE OF FUNDING: \$58,254.00 A-0091.20 Airport System Consolidated 2000 - AMT Const. Fund (8200) INW	Budget: (82)
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SPECIFIC EXPLANATION:

Pursuant to Ordinance No. 2000-0483, the City of Houston ("Houston") and The Morganti Group, Inc. ("Morganti") entered into Contract No. C 51592 for the construction of the Central Plant Upgrade at George Bush Intercontinental Airport in the amount of \$13,999,000.00. Morganti sued Houston claiming breach of contract for alleged delay damages and extra work in the amount of \$9,319,125.81 in a lawsuit styled *The Morganti Group, Inc. v. The City of Houston*; in the 113th Judicial District Court of Harris County Texas; Cause No. 2007-03956.


\$58,254 is being requested to reimburse the Legal Department for expert witness services and litigation support services obtained for the defense of the lawsuit procured through Purchase Orders by the Legal Department.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization: All Kae	Other Authorization: Eric R. Potts
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance amending Ordinance No. 2009-1377 to increase the maximum amount for legal services with Porter & Hedges, L.L.P. and appropriate the sum of \$297,000.00 to fund the contract and reimburse the Legal Department for prior litigation expenditures relating to the lawsuit. (Proj. No. 417D) (WBS No. A-000141-0011-4-01)		Category # 6, 9	Page 1 of 1	Agenda Item # 48
FROM (Department or other point of origin): Legal Department	Origination Date 3-18-10		Agenda Date MAR 24 2010	
DIRECTOR'S SIGNATURE: 	Council District affected: B I			
For additional information contact: Malinda York Crouch 832-393-6462	Date and identification of prior authorizing Council action: December 29, 2009 Ordinance No. 2009-1377			

RECOMMENDATION: (Summary)

That Council approve and authorize an Ordinance amending Ordinance No. 2009-1377 to increase the maximum contract amount to \$575,000.00 for legal services between the City of Houston and Porter & Hedges, L.L.P. and appropriate the sum of \$297,000.00 to fund the contract and reimburse the Legal Department for prior expenditures relating to expert witness services and litigation support for the lawsuit.

AMOUNT AND SOURCE OF FUNDING:

\$297,000.00 A-0141.34 Airport System Bonds 1998B - AMT Const. Fund (8006)

Budget:**SPECIFIC EXPLANATION:**

Pursuant to Ordinance No. 2000-0426, the City of Houston ("Houston") and The Morganti Group, Inc. ("Morganti") entered into a contract for the construction of the Central Concourse at William P. Hobby Airport in the amount of \$77,039,273.86. Morganti and its subcontractor, Southern Electrical Services, Inc., sued Houston claiming breach of contract for incorrect wage rates in the amount of \$18,271,206.65.

On January 25, 2010 the case was set for trial in the 157th Judicial District Court. The court ordered the parties to conduct further discovery and reset the trial for May 3, 2010. The proposed Ordinance amends Ordinance No. 2009-1377 to increase the maximum contract amount by \$225,000.00 for a total maximum amount of \$575,000.00 for a contract between Houston and Porter & Hedges, L.L.P. for professional litigation support services to provide assistance in defending the lawsuit by Southern Electrical Services, Inc. and to provide expert testimony (Morganti has settled with the City of Houston). Porter & Hedges, L.L.P. was chosen because of the complexity of the litigation and its expertise in construction cases.

An additional \$72,000.00 is being requested to reimburse the Legal Department for prior expert witness services and litigation support for the lawsuit procured through Purchase Orders.

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


Other Authorization:

Eric R. Potts, HAS
Interim Director of Aviation

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract with Business Enterprise Mapping, Inc. (BEM) for consulting services, to direct the implementation of the requisite quality management system to attain ISO 9001:2008 certification in the Houston Police Department's Emergency Communications and Property & Supply Divisions.

Page
1 of 2

Agenda Item #

49

FROM: (Department or other point of origin):

Houston Police Department

Origination Date:

2-25-10

Agenda Date:

MAR 24 2010

DIRECTOR'S SIGNATURE:

C. A. McClelland, Acting Chief of Police

Council District affected:

All

For additional information contact:Joseph A. Fenninger JAF 2/17/10
CFO and Deputy Director Phone: 713-308-1770**Date and identification of prior authorizing Council action:**

RECOMMENDATION: (Summary) Adopt an ordinance approving a contract with Business Enterprise Mapping, Inc. in an amount not to exceed \$177,900 for consulting services to attain ISO 9001:2008 certification for the Houston Police Department's Emergency Communications and Property & Supply Divisions.

Amount and Source of Funding: \$177,900.00 General Fund No. 1000
FY10 - \$71,160.00 FY11 - \$106,740.00

SPECIFIC EXPLANATION:

The Houston Police Department (HPD) seeks ways to improve its quality of services and is committed to continuously enhancing its effectiveness to meet the ever changing needs of our community. To that end, HPD has established a goal to meet the international standard of excellence for performance "best practices" - the ISO 9001:2008 Certification. In researching the ISO 9001:2008 standard, HPD secured the guidance and assistance of the Phoenix Police Department (PPD) - a comparably sized law enforcement agency. PPD had already sought and complied with these standards in its Records & Identification Bureaus (Divisions). At present, the PPD, with the consulting assistance of BEM, is the only law enforcement agency in the United States that has reached this pinnacle of performance. The quality and service improvement realized by this effort has been lauded by other City of Phoenix departments that also seek the ISO 9001 certification.

RECOMMENDATION:

The Houston Police Department recommends that City Council adopt an ordinance approving a one-year contract not to exceed \$177,900.00 with BEM to provide consulting services related to attaining ISO 9001:2008 certification in the Department's Emergency Communications and Property & Supply Divisions. BEM was chosen due to their proven track record in assisting large police departments in obtaining this certification. The specialized service provided by BEM will assist the Houston Police Department's improvement of work processes via identification, documentation, analysis, and systematic problem-solving techniques. As an adjunct, for an additional site license fee this model can be applied to other HPD Divisions and shared with other City departments to yield similar efficiencies and recognized standards of excellence.

The certification process requires an independent third party audit to ensure compliance with the ISO standards. The Houston Police Department will procure these auditing services under a separate action with an anticipated cost estimated at \$30,000.00.

REQUIRED AUTHORIZATION

10TNO002B

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

Date	Subject: Contract with Business Enterprise Mapping (BEM), Inc. for consulting services, to direct the implementation of the requisite quality management system to attain ISO 9001:2008 certification in the Houston Police Department's Emergency Communications and Property & Supply Divisions.	Originator's Initials	Page 2 of 2
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Pay or Play:

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/WBE:

Due to the absence of M/WBE certified vendors qualified to provide these highly specialized consulting services, and in accordance with consultations with the Affirmative Action Division, no M/WBE participation goal has been established for this contract.

CITY OF HOUSTON

INTER OFFICE CORRESPONDENCE

to: Velma Laws, Director
Affirmative Action Division

FROM: Joseph A. Fenninger, Deputy Director and CFO
HPD Budget & Finance Division

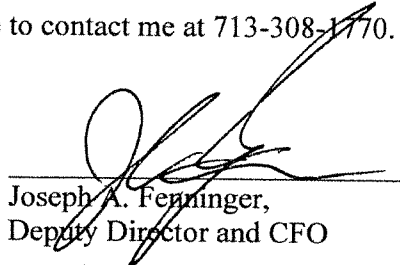
DATE: January 8, 2010

SUBJECT: **Waiver of M/WBE participation
goal on professional services contract
with Business Enterprise Mapping, Inc.
for ISO 9001:2008 Certification
consulting services**

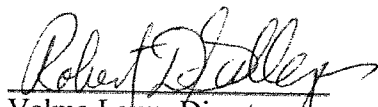
The Houston Police Department intends to contract with Business Enterprise Mapping, Inc. to provide consulting services related to the Department obtaining ISO 9001:2008 Certification of the Emergency Communications and Property Room Divisions. The specific scope of work includes assisting HPD in implementing the ISO Quality Management System via improved work process identification, documentation, analysis, specialized stakeholder training, and specific problem-solving techniques to comply with the ISO 9001:2008 standards.

Business Enterprise Mapping, Inc. has no office in Houston, will work in existing HPD facilities and will utilize existing HPD equipment and supplies. Further, as the contractor will provide only highly specialized consulting services, which are non-divisible, and given the need for operational security and confidentiality associated with the work, the Houston Police Department respectfully requests the approval of a zero percent M/WBE goal for this work.

If I can provide further information, please feel free to contact me at 713-308-1770.


Joseph A. Fenninger,
Deputy Director and CFO

Concur:


FOR Velma Laws, Director
Affirmative Action Division

REQUEST FOR COUNCIL ACTION**TO:** Mayor via City Secretary**RCA# 8624****Subject:** Formal Bids Received for Preventive Maintenance and Repair Services on Varian Analytical Instruments for the Public Works and Engineering and Health and Human Services Departments
L23407Category #
4

Page 1 of 2

Agenda Item

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

February 11, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE
*Calvin D. Wells***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:****RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Varian, Inc. on its sole bid in an amount not to exceed \$228,033.78 for repair and preventive maintenance services on Varian analytical instruments for various departments.

Maximum Contract Amount: \$228,033.78

Finance Budget\$124,074.52 - Water & Sewer System Operating Fund (8300)
\$103,959.26 - Laboratory Operations & Maintenance Fund (2008)
\$228,033.78**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract to Varian, Inc. on its sole bid in an amount not to exceed \$228,033.78 for repair and preventive maintenance services on Varian analytical instruments for various Departments. The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Sixteen prospective bidders downloaded the solicitation document from SPD's e-bidding website and one bid was received. Prior to issuing the solicitation, the Strategic Purchasing Division conducted a thorough search for contractors who could possibly perform these services. As a result, sixteen contractors were identified and notified of the Invitation to Bid (ITB). Subsequent to the receipt of the bid, prospective contractors were contacted to determine the reason for the limited response to the ITB. Potential respondents advised that they did not have the necessary experience or did not have the certification to perform repair/maintenance services on Varian analytical instruments.

The scope of work requires the contractor to provide all labor, tools, parts, facilities and transportation necessary to provide mechanical repair and maintenance services on Varian analytical instruments. The Public Works and Engineering Department uses these instruments to analyze trace metals in individual waste and water treatment plant samples. The Health and Human Services Department uses these instruments to test pollutants deemed hazardous by the Environmental Protection Agency.

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.

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

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:
MO
D

Date:
2/11/2010

Subject: Formal Bids Received for Preventive Maintenance and
Repair Services on Varian Analytical Instruments for the Public
Works and Engineering and Health and Human Services Departments
L23407

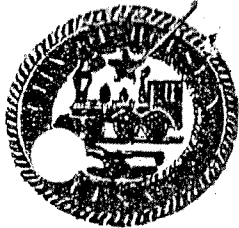
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Page 2 of 2

ESTIMATED SPENDING AUTHORITY

Department	FY 10	Out Years	Total
Public Works & Engineering	\$24,118.34	\$ 99,956.18	\$124,074.52
Health & Human Services	\$14,884.94	\$ 89,074.32	\$103,959.26
Grand Total	\$39,003.28	\$189,030.50	\$228,033.78

Buyer: Gloria Jordan-King



CITY OF HOUSTON
Finance & Administration Department

Interoffice
Correspondence

P. 2

To: Calvin D. Wells - City Purchasing Agent

From: Richard Morris

Date: October 25, 2005

Subject: M/WBE 0% Goal Request

Is this to establish a goal for advertisement?

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

Advertisement schedule Date: December 2, 2005

Bids Due Date: January 5, 2006

Goal on last contract: Zero

Items or Scope of Bid:-

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

The total dollar value is approximately \$250,000.00

I am requesting approval of 0 % goal.

Justification:

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


Concur:


Division Manager

Approved:


Contract Compliance Officer

Approved:


Calvin D. Wells
City Purchasing Agent
CDW:bjt

Approved:


Velma Laws
Director- Affirmative Action

10/28/05

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

SUBJECT: Ordinance designating all improved single-family residential lots in the Inwood West Subdivision, Sections 1R/P and 2 as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # 51
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FROM (Department or other point of origin):

Marlene L. Gafrick, Director
Planning and Development Department

Origination Date

February 24, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

Marlene L. Gafrick

Council District affected:

A

For additional information contact: Kevin Calfee
Phone: 713.837.7768

Date and identification of prior authorizing Council action: 2009-0059, 1-28-09

RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Inwood West Subdivision, Sections 1R/P and 2 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA

Finance Budget:

SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Inwood West Community Improvement Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Inwood West Community Improvement Association. Notification was mailed to 471 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. Two (2) protests were timely filed with the Planning and Development Department. The Hearing Official held a public hearing on January 13, 2010 and recommended establishing the Prohibited Yard Parking Requirement Area.

Attachments:

Decision of the Hearing Official
Prohibited Yard Parking Requirement Area Application
Letter of Support
Map of the proposed requirement area / land use

xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Don Cheatham, Senior Assistant City Attorney
C.A. McClelland, Acting Chef, HPD
Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:


Prohibited Yard Parking Requirement Area No. P091003

Hearing Official's Approval

Hearing Official Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 98.7% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Inwood West Community Improvement Association has signed a letter of support.
X		<i>Available parking is sufficient to accommodate the typical parking needs for the residential area;</i> The curbside parking spaces or areas within the residential subdivision available to owners for the parking of vehicles or equipment are sufficient to accommodate the number of vehicles or equipment typically parked within the area.

The Prohibited Yard Parking Requirement Area meets the criteria.

 2-23-10
Nicole Smothers, Date
Hearing Official, Presiding

P091003



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

SUBJECT: Ordinance designating all improved single-family residential lots in the Inwood Forest Subdivision, Sections 4, 5, 11, 14 R/P, 15 & 20 as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of ____	Agenda Item # 52
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FROM (Department or other point of origin):

Marlene L. Gafrick, Director
Planning and Development Department

Origination Date

February 24, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

Marlene L. Gafrick

Council District affected:

A

For additional information contact: Kevin Calfee
Phone: 713.837.7768

Date and identification of prior authorizing Council action: 2009-0059, 1-28-09

RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Inwood Forest Subdivision, Sections 4, 5, 11, 14 R/P, 15 & 20 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA

Finance Budget:

SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Inwood Forest Community Improvement Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Inwood Forest Community Improvement Association. Notification was mailed to 507 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. One (1) protest was timely filed with the Planning and Development Department. The Hearing Official held a public hearing on January 13, 2010 and recommended establishing the Prohibited Yard Parking Requirement Area.

Attachments:

Decision of the Hearing Official
Prohibited Yard Parking Requirement Area Application
Letter of Support
Map of the proposed requirement area / land use

xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Don Cheatham, Senior Assistant City Attorney
C. A. McClelland, Acting Chief, HPD
Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:


Prohibited Yard Parking Requirement Area No. P091006

Hearing Official's Approval

Hearing Official Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 89.3% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Inwood Forest Community Improvement Association has signed a letter of support.
X		<i>Available parking is sufficient to accommodate the typical parking needs for the residential area;</i> The curbside parking spaces or areas within the residential subdivision available to owners for the parking of vehicles or equipment are sufficient to accommodate the number of vehicles or equipment typically parked within the area.

The Prohibited Yard Parking Requirement Area meets the criteria.


Nicole Smothers,
Hearing Official, Presiding

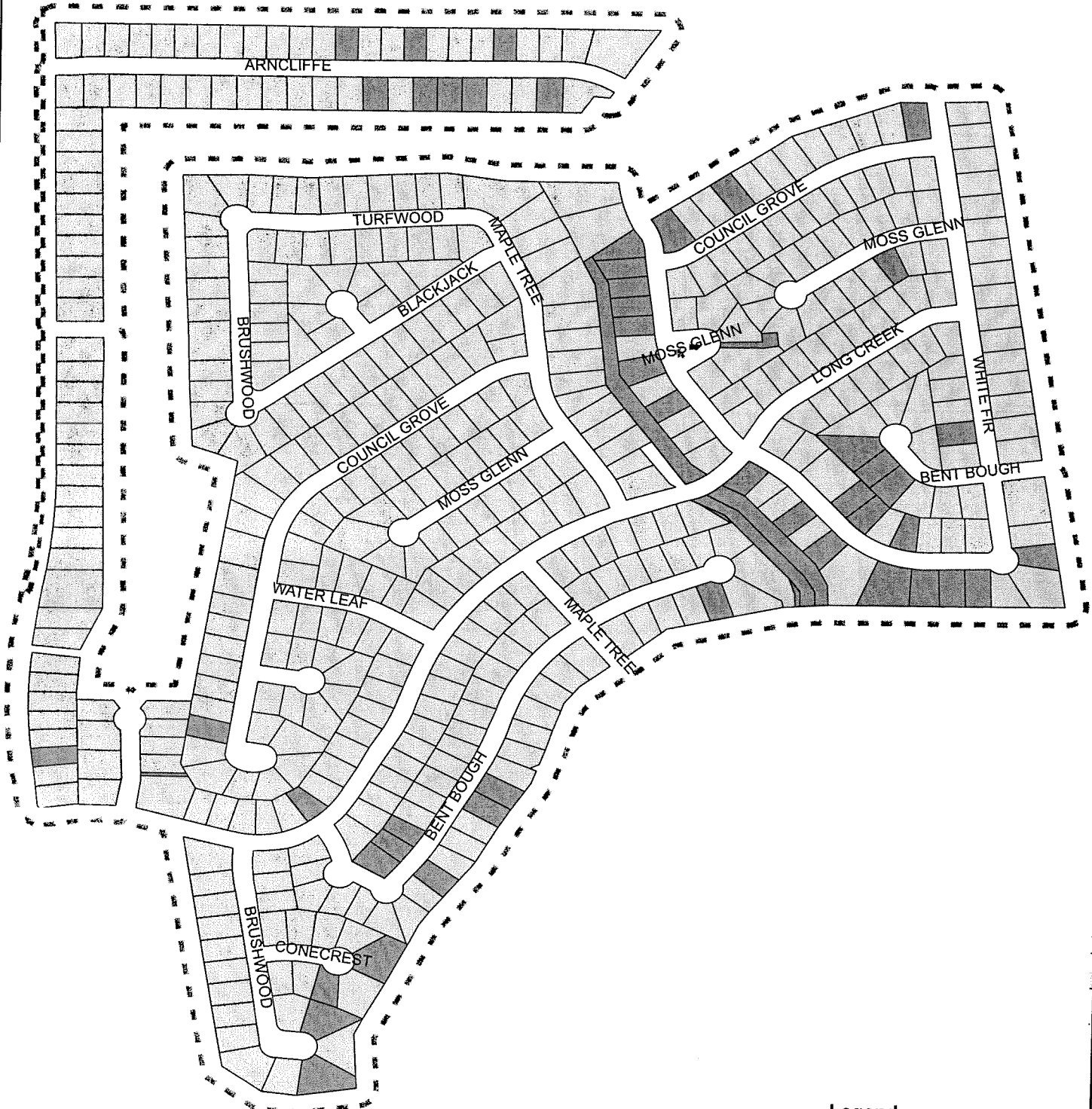
2-23-16
Date

Randall Stuewer,
Hearing Official, Presiding

Date

P091006

Inwood Forest Community Improvement Association



Legend

Land Use

- Non-Single Family Residential
- Single Family Residential



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

SUBJECT: Ordinance designating all improved single-family residential lots in the Inwood Forest Subdivision, Sections 3, 6 & 7 as a Prohibited Yard Parking Requirement Area	Category #	Page 1 of _____	Agenda Item # 53
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FROM (Department or other point of origin):
Marlene L. Gafrick, Director
Planning and Development Department

Origination Date
February 24, 2010

Agenda Date

MAR 24 2010

DIRECTOR'S SIGNATURE:

Marlene L. Gafrick

Council District affected:
A

For additional information contact: Kevin Calfee
Phone: 713.837.7768

Date and identification of prior authorizing Council action: 2009-0059, 1-28-09

RECOMMENDATION: (Summary) Approval of an ordinance designating all improved single-family residential properties in the Inwood Forest Subdivision, Sections 3, 6 & 7 as a Prohibited Yard Parking Requirement Area, pursuant to Chapter 28 of the Code of Ordinances, restricting parking on the front and side yard of single-family residential property.

Amount and Source of Funding: NA

Finance Budget:

SPECIFIC EXPLANATION: In accordance with Section 28-303 of the Code of Ordinances, the Inwood Forest Community Improvement Association initiated an application for the designation of a Prohibited Yard Parking Requirement Area. The application includes a letter of support from the president of the Inwood Forest Community Improvement Association. Notification was mailed to 212 property owners indicating that the prohibited yard parking requirement area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within twenty days of mailing. One (1) protest was timely filed with the Planning and Development Department. The Hearing Official held a public hearing on January 13, 2010 and recommended establishing the Prohibited Yard Parking Requirement Area.

Attachments:

Decision of the Hearing Official
Prohibited Yard Parking Requirement Area Application
Letter of Support
Map of the proposed requirement area / land use

xc: Marty Stein, Agenda Director
Anna Russell, City Secretary
Arturo G. Michel, City Attorney
Don Cheatham, Senior Assistant City Attorney
C. A. McClelland, Acting Chief, HPD
Alfred Moran, ARA

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

Prohibited Yard Parking Requirement Area No. P091005

Hearing Official's Approval

Hearing Official Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<i>PYPRA includes five contiguous block faces;</i> The application area contains at least five contiguous block faces.
X		<i>More than 60% of the proposed PYPRA is developed as single-family residential lots;</i> 96.7% of the proposed application area is developed as single-family residential.
X		<i>The application is authorized by the board of an active homeowners association or civic club that encompasses the residential area described in the application;</i> The president of the Inwood Forest Community Improvement Association has signed a letter of support.
X		<i>Available parking is sufficient to accommodate the typical parking needs for the residential area;</i> The curbside parking spaces or areas within the residential subdivision available to owners for the parking of vehicles or equipment are sufficient to accommodate the number of vehicles or equipment typically parked within the area.

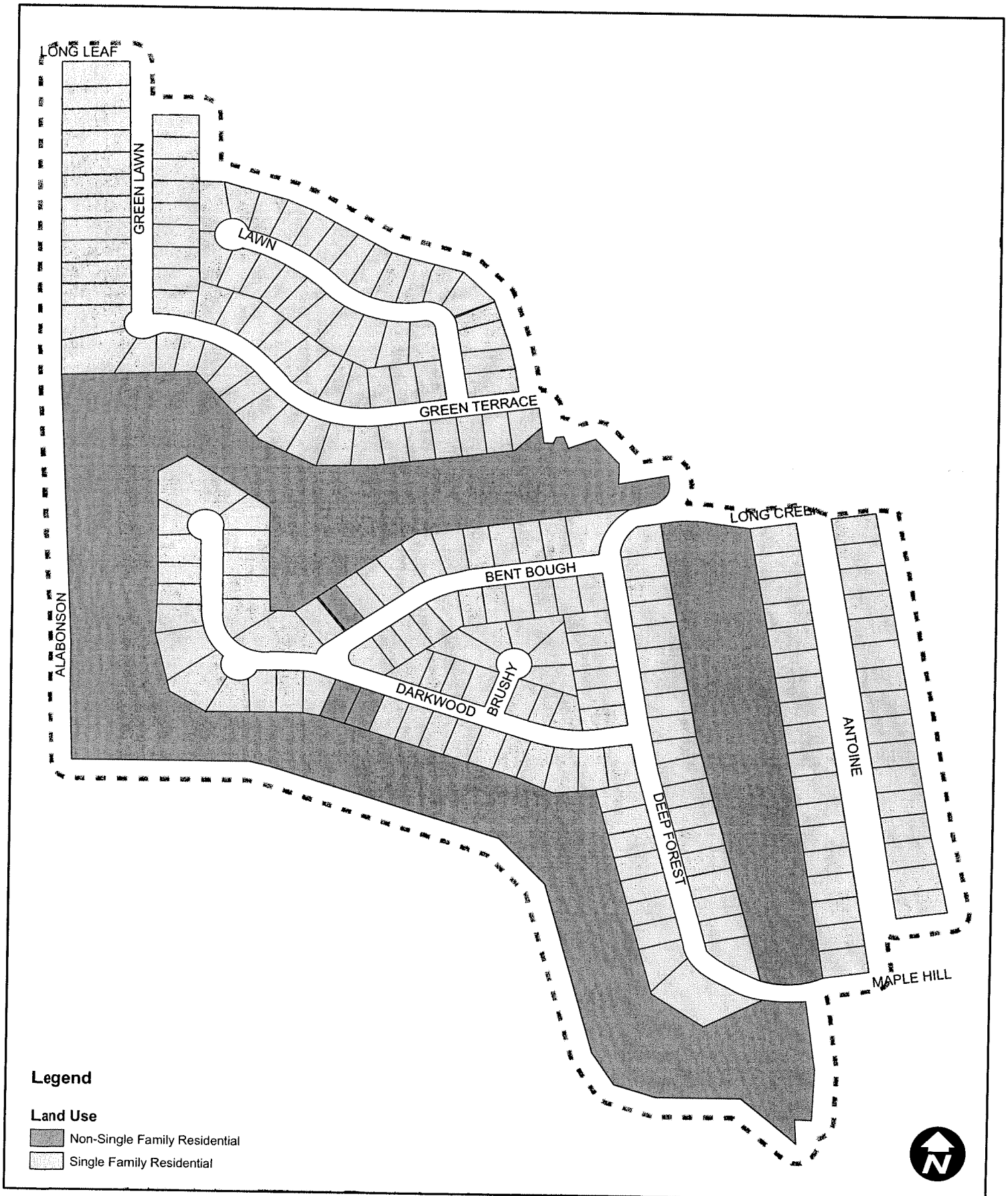
The Prohibited Yard Parking Requirement Area meets the criteria.

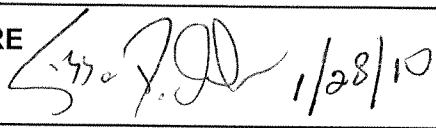





Nicole Smothers 2-23-10
Nicole Smothers, Date
Hearing Official, Presiding

Randall Stuewer, Date
Hearing Official, Presiding

P091005

Inwood Forest Community Improvement Association



SUBJECT: Professional Architectural Services Contract English + Associates Architects, Inc. Stanaker Neighborhood Library Renovation WBS No. E-000017-0001-3		Page 1 of 2	Agenda Item 54												
FROM (Department or other point of origin): General Services Department	Origination Date 3-11-2010	Agenda Date MAR 24 2010													
DIRECTOR'S SIGNATURE Issa Z. Dadoush, P.E.  1/28/10	Council District(s) affected: 1														
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action:														
RECOMMENDATION: Approve professional architectural services contract and allocate funds for the project.															
Amount and Source Of Funding: \$ 331,354.00 Federal Government – Grant Funded (5000) CDBG		Finance Budget: 													
SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve a professional architectural services contract with English + Associates Architects, Inc. to perform design and construction phase services for the Stanaker Neighborhood Library Renovation.															
PROJECT DESCRIPTION: The project will provide rehabilitation/renovation of the existing building to bring the facility into compliance with all known codes (City of Houston Building Code, ADA, TAS, etc.), and provide technological improvements. Other improvements include a new exterior cladding, roof replacement, re-orientation of the entrance, replacement of worn interior finishes and furnishings, new interior and exterior signage, upgrade of restrooms, parking lot adjustments and upgrades to the heating, ventilation and air conditioning (HVAC) system.															
PROJECT LOCATION: 611 S/Sgt. Macario Garcia Dr. (494V)															
SCOPE OF CONTRACT AND FEE: The contract provides for a Basic Services fee to be paid as a lump sum and Additional Services to be paid on a reimbursable basis. The requested allocation also includes funding in the amount of \$20,000.00 for environmental consulting services under the existing contract with EFI Global, Inc.															
<table border="0"> <tr> <td>\$ 235,904.00</td> <td>Basic Services Fee</td> </tr> <tr> <td>\$ 55,450.00</td> <td>Additional Services Fee</td> </tr> <tr> <td>\$ 20,000.00</td> <td>Reimbursable Expenses</td> </tr> <tr> <td>\$ 311,354.00</td> <td>Total Contract Services</td> </tr> <tr> <td>\$ 20,000.00</td> <td>Environmental Consulting Services</td> </tr> <tr> <td>\$ 331,354.00</td> <td>Total Funding</td> </tr> </table>				\$ 235,904.00	Basic Services Fee	\$ 55,450.00	Additional Services Fee	\$ 20,000.00	Reimbursable Expenses	\$ 311,354.00	Total Contract Services	\$ 20,000.00	Environmental Consulting Services	\$ 331,354.00	Total Funding
\$ 235,904.00	Basic Services Fee														
\$ 55,450.00	Additional Services Fee														
\$ 20,000.00	Reimbursable Expenses														
\$ 311,354.00	Total Contract Services														
\$ 20,000.00	Environmental Consulting Services														
\$ 331,354.00	Total Funding														
REQUIRED AUTHORIZATION															
General Services Department:  Humberto Bautista, P.E. Chief of Design & Construction Division	Housing & Community Development:  Richard Celli Director	Houston Public Library:  Rhea Brown Lawson, Ph.D Director													

Date	SUBJECT: Professional Architectural Services Contract English + Associates Architects, Inc. Stanaker Neighborhood Library Renovation WBS No. E-000017-0001-3	Originator's Initials VTN	Page 2 of 2
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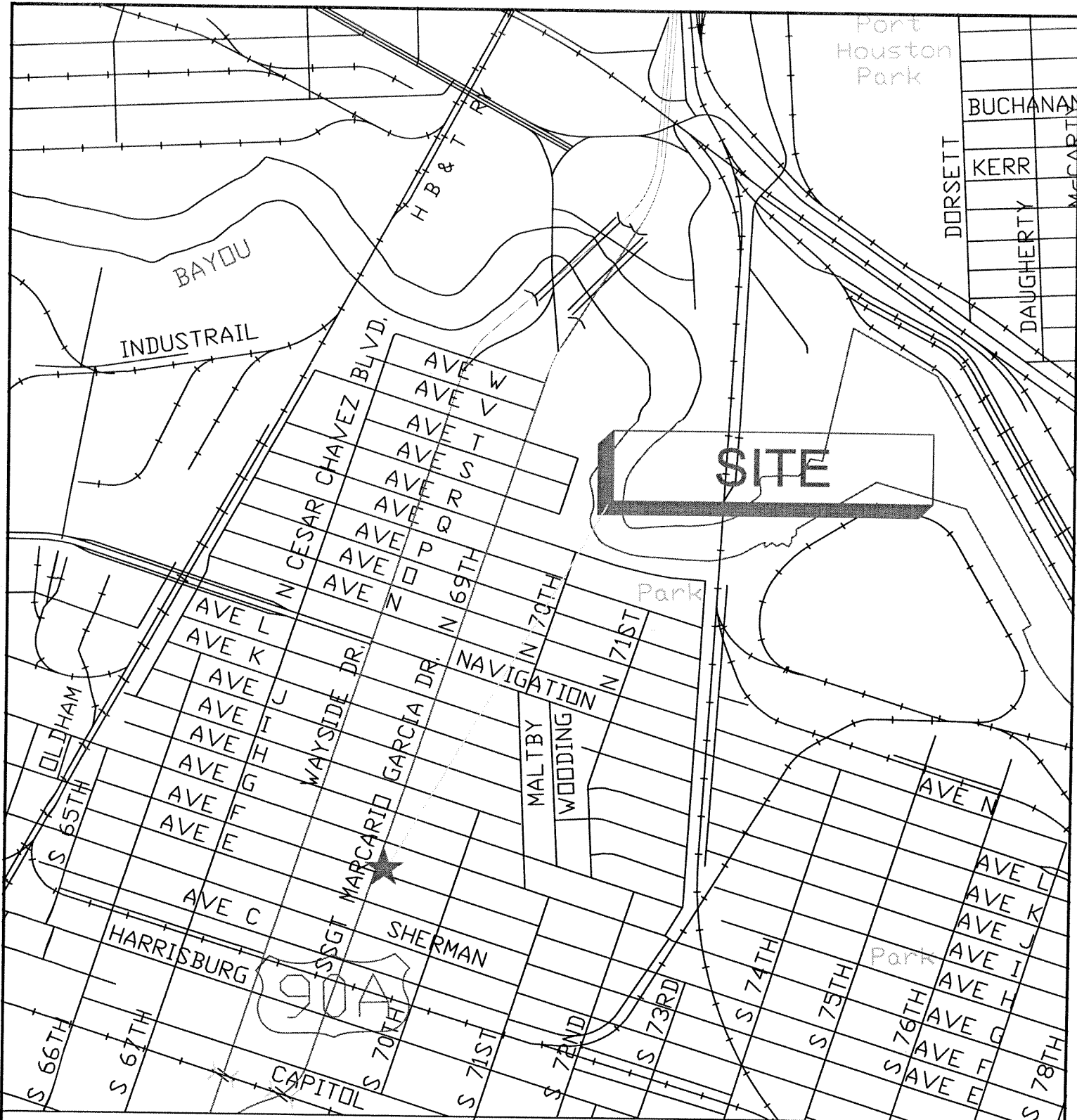
M/WBE INFORMATION: An M/WBE goal of 24% has been established for this contract. The architect has submitted the following certified firms to achieve the goal:

<u>Firm</u>	<u>Scope of Work</u>	<u>Amount</u>	<u>% of Contract</u>
CivilTech Engineering, Inc.	Civil Engineering	\$ 11,936.00	3.83
Garza + McLain Structural Engineers, Inc.	Structural Engineering	\$ 17,750.00	5.70
Asakura Robinson Company, LLC	Landscape Design	\$ 12,500.00	4.01
Precision Land Surveying, Inc.	Land Surveying & Re-Platting	\$ 9,800.00	3.15
Ulrich Engineers, Inc.	Geotechnical Investigation	\$ 3,000.00	0.96
Jones Engineers, L.P.	Engineering Review and MEP Phase III Services	\$ 12,500.00	4.01
Accessible Design Solutions	TAS Accessibility Plan Review and Inspection	\$ 1,000.00	0.32
Gurrola Reprographics, Inc.	Reprographic Services	\$ 6,500.00	2.09
Total		\$ 74,986.00	24.07%

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.

IZD:HB:RAV:JLN:VTN:vtn

c: Marty Stein, Wendy Heger, Jacquelyn L. Nisby, Calvin Curtis, Christopher Gonzales, David Godwin, Claudell Bradby, Morris Scott, Yvette Burton, Gabriel Mussio, File

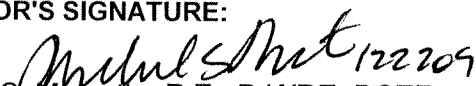


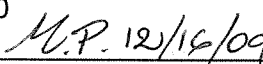



Stanaker Neighborhood Library Renovation

611 Ssgt Marcario Garcia Dr.
Houston , TX 77011

COUNCIL DISTRICT "I"

KEY MAP NO. 494V

SUBJECT: Professional Engineering Services Contract between the City and Sander Engineering Corporation for Local Drainage Project Negotiated Work Orders. W.B.S. No. M-000126-0064-3		Page 1 of 2	Agenda Item # 55
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 12/30/09	Agenda Date MAR 24 2010	
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE	Council District affected: All 		
For additional information contact:  Hamlet Hovsepian, P.E. Phone: 713-837-7033 Interim Senior Assistant Director	Date and identification of prior authorizing Council action:		
RECOMMENDATION: (Summary) Approve Engineering Services Contract with Sander Engineering Corporation and appropriate funds.			
Amount and Source of Funding: \$220,000.00 from Drainage Improvements Commercial Paper Series F, Fund No. 4030  M.P. 12/16/09			
PROJECT NOTICE/JUSTIFICATION: This project is necessary to provide professional engineering services in investigating and resolving drainage issues lodged by private citizens and assist with large storm repairs referred by the Right-of-Way and Fleet Maintenance Division.			
DESCRIPTION/SCOPE: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide professional engineering services to address local drainage improvements and storm sewer system repairs citywide.			
LOCATION: The project location and limit will be determined and defined by each work order.			
SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Basic and Additional Services for Phase I - Preliminary Design (Screening), Phase II - Final Design and Phase III - Construction Services, as defined by the work order. The Basic and Additional Services Fee for each work order will be negotiated based on the scope of service required and all Phases will be paid on a reimbursable basis with authorization not-to-exceed the agreed amount. The total cost of this project is \$220,000.00 to be appropriated as follows: \$200,000.00 for Contract services and \$20,000.00 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 # 20DS04	
Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

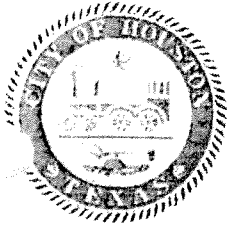
Date	SUBJECT: Professional Engineering Services Contract between the City and Sander Engineering Corporation for Local Drainage Project Negotiated Work Orders. W.B.S. No. M-000126-0064-3	Originator's Initials 	Page 2 of 2
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M/WBE INFORMATION: Due to 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 15%. The Good Faith Efforts by Sander Engineering Corporation 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. Western Group Consultants	Surveying	\$10,000.00	5.00%
2. Windrose Land Services, Inc.	Surveying	\$ 5,000.00	2.50%
3. Aviles Engineering Corporation	Geotechnical	\$ 3,000.00	1.50%
4. Amani Engineering, Inc.	Hydraulic Analysis	\$ 8,000.00	4.00%
5. Chief Solutions, Inc.	Cleaning/Video	\$ 3,000.00	1.50%
6. B & E Reprographics, Inc.	Reproduction	\$ 1,000.00	0.50%
TOTAL		\$ 30,000.00	15.0%


MSM:DRM:HH:HJ:DS:klw
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- c: Marty Stein
Susan Bandy
Velma Laws
Gary Drabek
Craig Foster
File No. M-000126-0064-3



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 25, 2009

Subject: **MWDBE GOALS ON ENGINEERING
SERVICES CONTRACTS RELATED TO LOCAL
DRAINAGE PROJECT NEGOTIATED WORK
ORDERS
WBS NO. M-000126**

The Storm Water Engineering Section recently made engineer selections for FY10 professional engineering services for Local Drainage Project Negotiated Work Orders (LDP). The LDP contract scope is to investigate and resolve drainage issues lodged by private citizens and assist with the design of storm sewer repairs referred by the Right-of-Way and Fleet Maintenance Division. Unlike traditional Capital Improvement Projects, the LDP contracts involve less intense basic services and limited additional services. The tasks associated with a work order vary for each work order, but generally include site visits, data gathering, simple hydrodynamic modeling, and a screening evaluation report to the City, which may lead into a simple design. Typical average engineering services fees are less than \$12,000 per work order.

Historically, the engineers have not been able to satisfy the current contract compliance goal of 24%. Below are two previous LDP contracts and their achieved MWDBE goals:

- Contract No. 61865 PTI Inc. - 14.6%
- Contract No. 4600007552 R.G. Miller Engineers, Inc. - 12.15%

We are currently in the contract award process with three engineers, the engineering services fees are: two contracts for \$200,000.00 and one contract for \$100,000.00. I am writing to request your consideration in reducing the participation goal to 15% for contract compliance related to LDP contracts only. I feel this goal addresses the nature of these work order contracts while upholding the goals of affirmative action.

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:CH:klw

Z:\design\A-sw-div\WPDATA\LOCAL DRAINAGE PROJECTS\IOC- HH to Laws re MWDBE goal for LDP.doc

c: Daniel R. Menendez, P.E.

File M-000126 (1.5 COR)

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Engineering Services Contract between the City and McDonough Engineering Corporation for Local Drainage Project Negotiated Work Orders.
W.B.S. No. M-000126-0063-3

Page
1 of 2

Agenda Item #

56

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

10-15-09

Agenda Date

MAR 24 2010


DIRECTOR'S SIGNATURE:


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

Council District affected: 

All

For additional information contact:

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

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)

Approve Engineering Services Contract with McDonough Engineering Corporation and appropriate funds.

Amount and Source of Funding:

\$220,000.00 from Storm Sewer Consolidated Construction Fund 4505 *U.P. 9/15/09*

PROJECT NOTICE/JUSTIFICATION: This project is necessary to provide professional engineering service in investigating and resolving drainage issues lodged by private citizens and assist with large storm repairs referred by the Right-of-Way and Fleet Maintenance Division.

DESCRIPTION/SCOPE: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide professional engineering services to address local drainage improvements and storm sewer system repairs citywide.

LOCATION: The project location and limit will be determined and defined by each work order.

SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Basic and Additional Services for Phase I - Preliminary Design (Screening), Phase II - Final Design and Phase III - Construction Services, as defined by the work order. The Basic and Additional Services Fee for each work order will be negotiated based on the scope of service required and all Phases will be paid on a reimbursable basis with authorization not-to-exceed the agreed amount.

The total cost of this project is \$220,000.00 to be appropriated as follows: \$200,000.00 for contract services and \$20,000.00 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 # 20DS02

Finance Department

Other Authorization:

Other Authorization:


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

Date	SUBJECT: Professional Engineering Services Contract between the City and McDonough Engineering Corporation for Local Drainage Project Negotiated Work Orders. W.B.S. No. M-000126-0063-3	Originator's Initials 	Page 2 of 2
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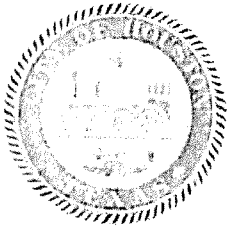
M/WBE INFORMATION: Due to limited opportunities to engage M/WBE firms in this project, the standard 24% M/WBE goal is not attainable. The M/WBE goal for the project is set at 15%. The Good Faith Efforts by McDonough Engineering Corporation were reviewed and approved by the Affirmative Action and Contract 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. Landtech Consultants, Inc.	Surveying	\$24,000.00	12.0%
2. Aviles Engineering Corporation	Environmental/Geotechnical	\$ 2,000.00	1.0%
3. Geotech Engineering & Testing	Environmental/Geotechnical	\$ 2,000.00	1.0%
4. B & E Reprographics, Inc.	Reproduction	\$ 1,000.00	0.5%
5. Sunrise Delivery, Inc.	Delivery	<u>\$ 1,000.00</u>	<u>0.5%</u>
TOTAL		\$30,000.00	15.0%


MSM:DRM:HH:HJ:DS:CH:klw

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c: Marty Stein
Susan Bandy
Velma Laws
Gary Drabek
Craig Foster
File No. M-000126-0063-3



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 25, 2009

Subject: **MWDBE GOALS ON ENGINEERING
SERVICES CONTRACTS RELATED TO LOCAL
DRAINAGE PROJECT NEGOTIATED WORK
ORDERS
WBS NO. M-000126**

The Storm Water Engineering Section recently made engineer selections for FY10 professional engineering services for Local Drainage Project Negotiated Work Orders (LDP). The LDP contract scope is to investigate and resolve drainage issues lodged by private citizens and assist with the design of storm sewer repairs referred by the Right-of-Way and Fleet Maintenance Division. Unlike traditional Capital Improvement Projects, the LDP contracts involve less intense basic services and limited additional services. The tasks associated with a work order vary for each work order, but generally include site visits, data gathering, simple hydrodynamic modeling, and a screening evaluation report to the City, which may lead into a simple design. Typical average engineering services fees are less than \$12,000 per work order.

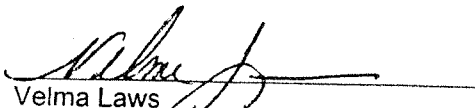
Historically, the engineers have not been able to satisfy the current contract compliance goal of 24%. Below are two previous LDP contracts and their achieved MWDBE goals:

- Contract No. 61865 PTI Inc. - 14.6%
- Contract No. 4600007552 R.G. Miller Engineers, Inc. - 12.15%

We are currently in the contract award process with three engineers, the engineering services fees are: two contracts for \$200,000.00 and one contract for \$100,000.00. I am writing to request your consideration in reducing the participation goal to 15% for contract compliance related to LDP contracts only. I feel this goal addresses the nature of these work order contracts while upholding the goals of affirmative action.

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:HH:DS:CH:klw




Z:\design\A-sw-div\WPDATA\LOCAL DRAINAGE PROJECTS\IOC- HH to Laws re MWDBE goal for LDP.doc

c: Daniel R. Menendez, P.E.

File M-000126 (1.5 COR)

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for various street projects. WBS# N-00663A-00RE-2-01	Page 1 of 1	Agenda Item # 57
FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date 3/8/10	Agenda Date MAR 24 2010
DIRECTOR'S SIGNATURE:  Michael S. Marcotte, P.E., D.WRE, BCEE, Director	Council District affected: All 	
For additional information contact: Nancy P. Collins  Senior Assistant Director Phone: (713) 837-0881	Date and identification of prior authorizing Council Action:	
RECOMMENDATION: (Summary) Approve an ordinance appropriating funds, and approving and authorizing payments for land acquisition costs, appraisal fees, and other services for various street projects.		

Amount and Source of Funding: \$3,700,000.00 Street and Bridge Consolidated Construction Fund 4506
N.P. 3/2/10

SPECIFIC EXPLANATION:

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


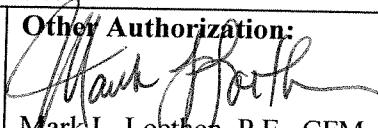
<u>WBS No.</u>	<u>Project</u>	<u>Council District</u>	<u>Key Map</u>
N-000674-0003-2-01	Long Point Reconstruction: Pech to Hollister	A	450Z, 451N
N-000533-0002-2-01	Ella (Wheatley) Paving: Little York to W. Gulf Bank	B	412K,P,T,X
N-000592-0001-2-01	Yale Paving: Tidwell to Parker	H	452D, 412Z
N-00663A-00RE-2-01	Miscellaneous Land Acquisition	ALL	ALL

Therefore, it is recommended that a blanket appropriation ordinance be passed, finding a public necessity for the projects listed above, and authorizing payments for the costs of land purchases/condemnations, appraisal fees, title policy premiums and/or other services in connection with negotiations to settle purchases, recording fees, and court costs and expert witness fees associated with condemnations for the projects listed above. Parcels with a consideration of \$50,000.00 or greater will be submitted to City Council as they are negotiated. Additional appropriations will be made as needed until all parcels have been acquired. The same appropriation ordinance will apply to all acquisitions made using these funds. This will expedite the process of acquiring land in support of the listed capital improvements projects.

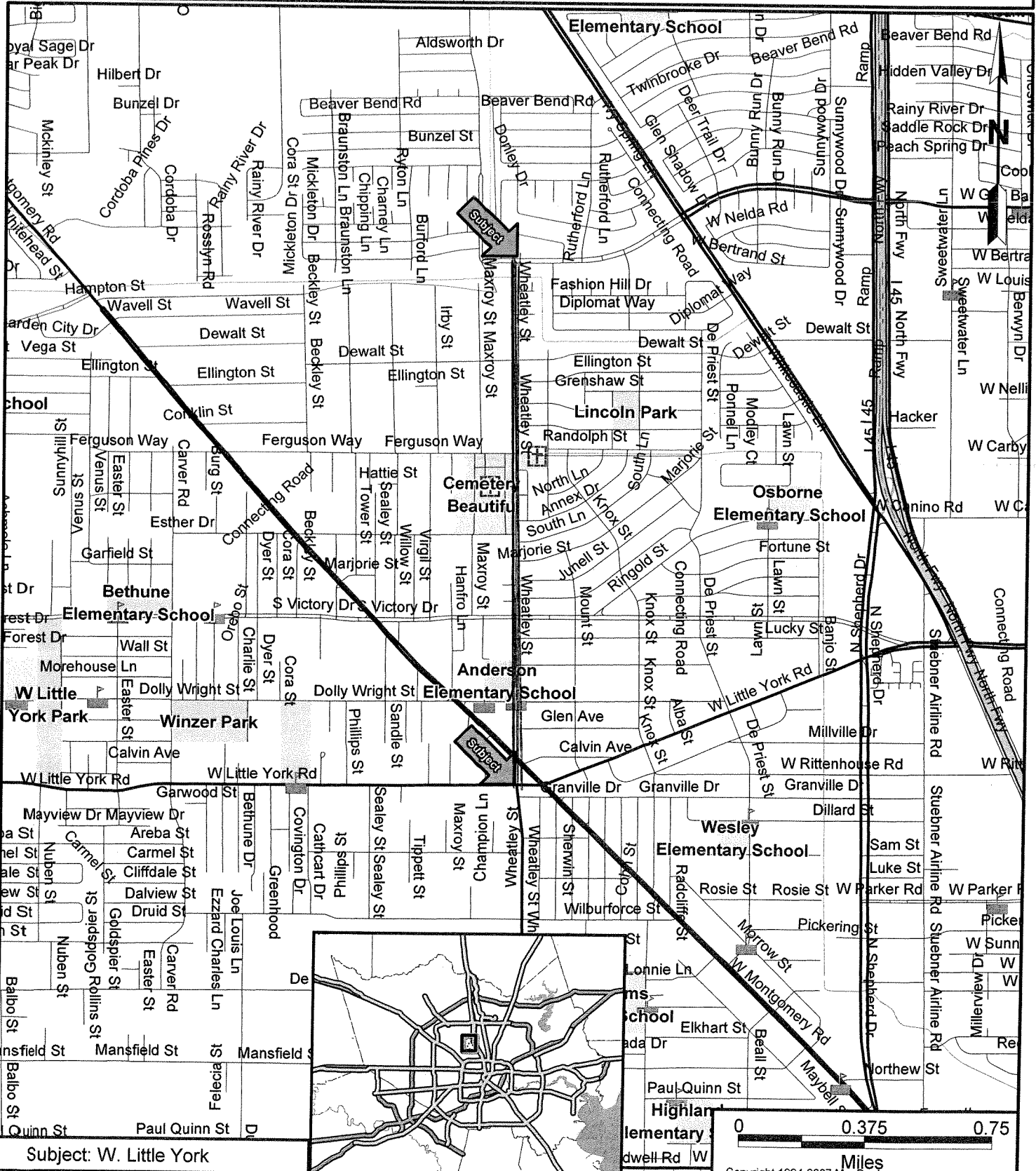
PRN:NPC:DW:mcs
cc: Marty Stein

REQUIRED AUTHORIZATION

CUIC #20MCS03

Financial Department:	Other Authorization:  Daniel Menendez, P. E., Deputy Director Engineering and Construction Division	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning and Development Services Division
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Prepared by: City of Houston, 611 Walker, Houston, TX 77002



Subject: W. Little York

CAUTION:

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

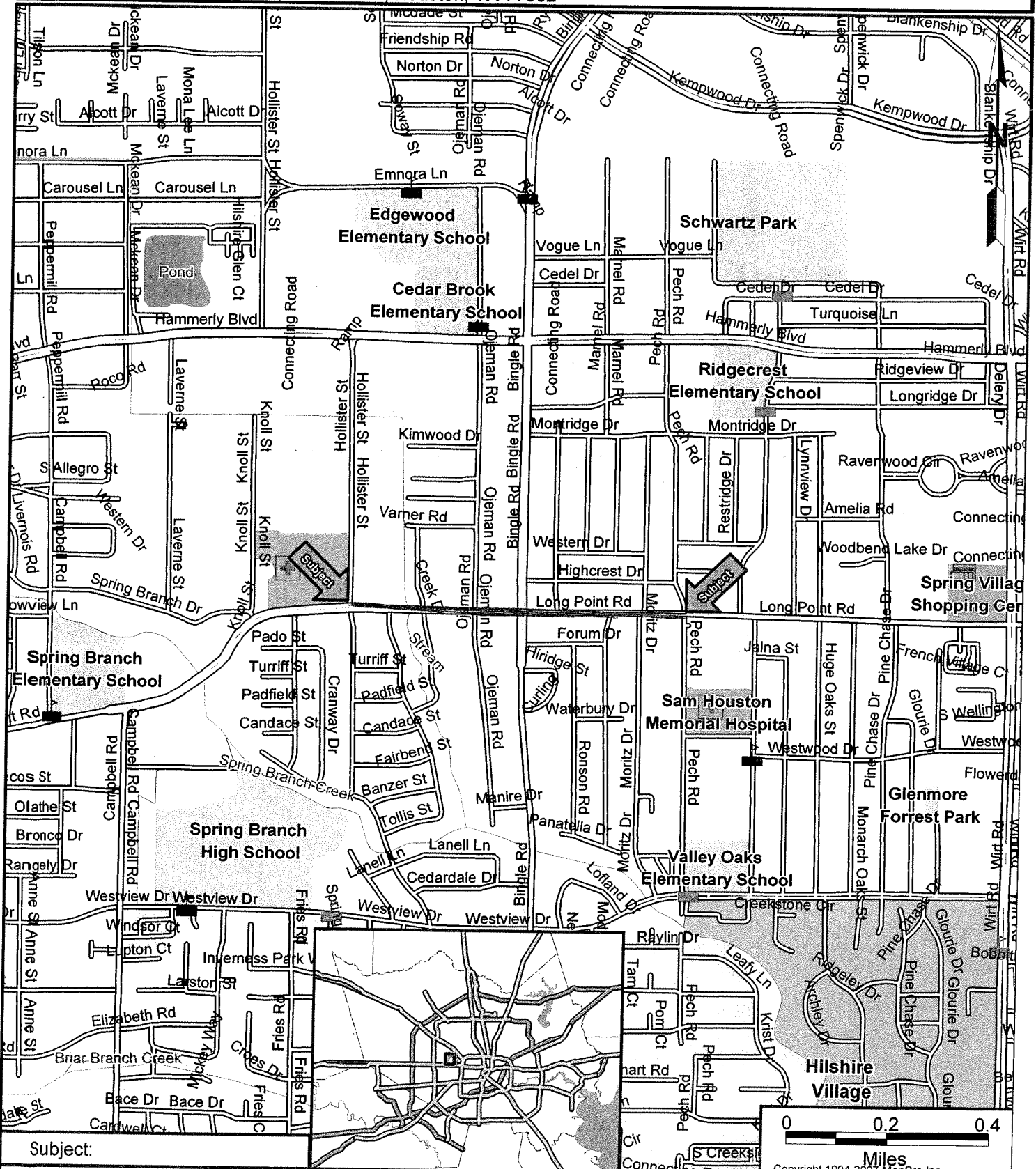
LOCATION MAP

Description: Long Point Reconstruction: Pech to Hollister

WBS N-000674-0003-2, Council District A, Key Map 450Z, 451N

Subject Address: , Houston, TX 77080

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



Subject:

CAUTION:

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

Prepared by City of Houston using MapPro Service. MapPro Inc., 5353 West Alabama St, Suite 303, Houston, TX 77056 (713)789-1406

Date: 11/05/2009

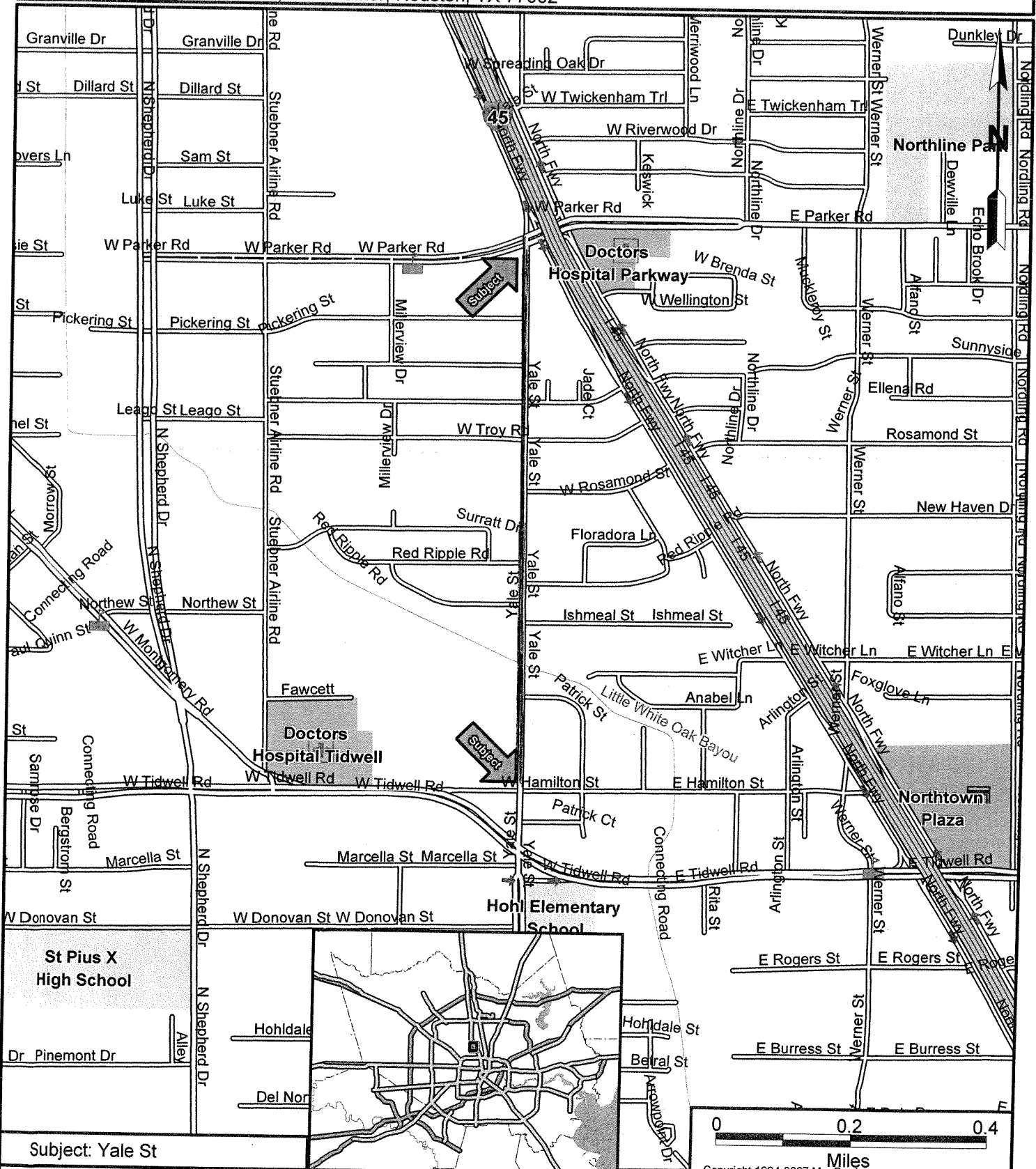
LOCATION MAP

Description: Yale Paving: Tidwell to Parker

WBS N-000592-0001-2-01, Council District H, Key Map 452D, 412Z

Subject Address: Yale St, Houston, TX 77091

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



Subject: Yale St

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.

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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#

3rd reading **58** *23* **23**

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

final

Origination Date

February 25, 2010

Agenda Date

~~MAR 03 2010~~

DIRECTOR'S SIGNATURE:

[Signature]

Council Districts affected:

ALL

~~MAR 10 2010~~

MAR 24 2010

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. I.G.S. Environmental

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: