

**AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 11, 2011 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

**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 - JANUARY 12, 2011 - 9:00 A. M.**

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

**9:00 A.M. - REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

**MAYOR'S REPORT** - Redistricting Overview

**CONSENT AGENDA NUMBERS 1 through 26**

## AGENDA - JANUARY 12, 2011 - PAGE 2

### MISCELLANEOUS - NUMBERS 1 through 4

1. CONFIRMATION of the appointment of **MR. NOMAAN HUSAIN** to Position Six of the **ETHICS COMMITTEE**, for a two year term expiring December 31, 2012
2. REQUEST from Mayor for confirmation of the reappointment of **MR. JOSEPH "ALAN" JOHNSTON, JR., (Houston Independent School District Representative)** to Position Six of the **EAST DOWNTOWN REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire July 6, 2012
3. REQUEST from Mayor for confirmation of the reappointment of **MR. ROBERT CASEY, III, (Houston Independent School District Representative)** to Position Six of the **UPPER KIRBY REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire July 20, 2012
4. RECOMMENDATION from the Mayor's Office of Intergovernmental Relations for approval of annual membership with the **GULF COAST REGIONAL MOBILITY PARTNERS** - \$75,000.00 General Fund

### ACCEPT WORK - NUMBERS 5 and 6

5. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$3,122,758.29 and acceptance of work on contract with **MERIDIAN COMMERCIAL, L.P.** for Air Handler Units Upgrade at 611 Walker - 0.15% over the original contract amount **DISTRICT I - RODRIGUEZ**
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$139,076.85 and acceptance of work on contract with **JERDON ENTERPRISES, L.P.** for Dryden Street Widening from Main to Fannin - 2.92% over the original contract amount - **DISTRICT C - CLUTTERBUCK**

### PROPERTY - NUMBERS 7 through 9

7. RECOMMENDATION from Director Department of Public Works & Engineering to appoint Alan Dominy and Tom Edmonds independent appraisers to determine the fair market value for the portion of right-of-way on the north side of Wheeler Avenue, ±400 feet from the intersection of Wheeler Avenue and Calhoun Street, to ±368 feet from the intersection of Wheeler Avenue and Cullen Boulevard in exchange for fee-owned land from the University of Houston for the construction of Wheeler Street, from Scott Street east to Calhoun Road, out of the Luke Moore Survey, A-51, Parcels SY10-074A, SY10-074B, AY10-331, AY10-332A through AY10-332D, AY10-333, QY10-007 and VY10-039 - **DISTRICT D - ADAMS**
8. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY10-047, located at 1098 DeWalt Street, owned by Charles Evans aka Charles E. Evans and wife Pearlene Evans aka Pearlene F. Evans, for the **ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT** from Little York to West Gulf Bank - \$95,994.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**
9. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY10-048, located at 1097 DeWalt Street, owned by Annie Maxwell, for the **ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT** from Little York to West Gulf Bank \$81,438.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

**AGENDA - JANUARY 12, 2011 - PAGE 3**

**RESOLUTIONS AND ORDINANCES** - NUMBERS 10 through 26

10. RESOLUTION authorizing loan application to the Texas Water Development Board
11. RESOLUTION establishing procedures, criteria and rules for the consideration and establishment of Council Member District Boundaries following receipt of the Year 2010 Decennial Census Count as required by Article V, Section 3 of the Charter of the City of Houston, Texas; calling public hearings at which interested persons shall have an opportunity to be heard; providing for the publication of notice of such hearings
12. ORDINANCE **SUSPENDING VEHICLE FOR HIRE AGE LIMITATIONS ESTABLISHED IN CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, applicable to 2005 and 2006 Manufacturer Model Year Taxicabs and 2006 and 2007 Sedan-Type Luxury Motor Vehicles and Sport Utility Vehicles operated as chauffeured limousines
13. ORDINANCE approving and authorizing contract between the City of Houston and **JERRY WOOD** for Professional Services relating to Demographic and Consulting Services relating to the City's 2011 Redistricting and other matters; establishing a maximum contract amount \$58,800.00 - General Fund
14. ORDINANCE approving and authorizing agreement between the City of Houston and **WILLIAM MARSH RICE UNIVERSITY** for Research Services associated with the development of a Storm Risk Calculator - \$388,466.00 - Grant Fund
15. ORDINANCE adopting a three-year Annexation Plan in accordance with Section 43.052 of the Texas Local Government Code
16. ORDINANCE relating to the fiscal affairs of the Fourth Ward Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS (FOURTH WARD ZONE)**; approving the Fiscal Year 2011 Operating Budget for the Authority and the Fiscal Years 2011-2015 Capital Improvements Budget for the Zone - **DISTRICTS D - ADAMS and I - RODRIGUEZ**
17. ORDINANCE amending License Agreement with **AMERICAN TOWERS, INC**, Licensor, and the City of Houston, Texas, Licensee, approved by Ordinance No. 2009-1102, to allow for an increase of the monthly license fee from \$4,500.00 to \$4,550.00 to accommodate the additional equipment all in connection with a new Public Safety Radio System, located at 819 Battleground Road (a/k/a Independence Parkway), Deer Park, Texas
18. ORDINANCE appropriating \$171,566.96 out of Police Consolidated Construction Fund for Purchase and Installation of CCTV and Access Control Security Equipment at the Police Property Room, Westside Police Station, and Clear Lake Police Station for the Houston Police Department under an existing contract with **BL TECHNOLOGY, INC** (Approved by Ordinance No. 2007-0972) **DISTRICTS E - SULLIVAN; G - PENNINGTON and H - GONZALEZ**
19. ORDINANCE appropriating \$3,130,000.00 out of General Improvement Consolidated Construction Fund and awarding Design/Build Contract between the City of Houston and **BALFOUR BEATTY CONSTRUCTION, LLC (f/k/a SPAWMAXWELL COMPANY, LLC)** for City Hall Annex and City Hall Renovations; providing funding for materials testing, security, and Information Technology Services for the project and for the Civic Art Program and contingencies relating to construction of facilities financed by the General Improvement Consolidated Construction Fund

**RESOLUTIONS AND ORDINANCES** - continued

20. ORDINANCE awarding contract to **CROWN RELOCATIONS** for Moving & Storage of Household Goods for Housing & Community Development Department; providing a maximum contract amount - 1 Year with 1 one-year option - \$235,568.00 - Community Development Block Grant Fund
21. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath one tract of land containing 28.04 acres commonly known as 7030 Ardmore Street, Houston, Texas and portions of Yellowstone Boulevard, Alice Street, Fall Avenue, Grand Boulevard and Charline Avenue rights of way, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality  
**DISTRICT D - ADAMS**
22. ORDINANCE appropriating \$500,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TEDSI INFRASTRUCTURE GROUP, INC** for Traffic Signal and Intelligent Transportation Systems Design Services; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund
23. ORDINANCE appropriating \$500,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TRAFFIC ENGINEERS, INC** for Traffic Signal and Intelligent Transportation Systems Design Services; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund
24. ORDINANCE appropriating \$878,392.00 out of Federal State Local - Pass Through Fund and \$183,608.00 out of Street & Bridge Consolidated Construction Fund, awarding contract to **CAAN CONSTRUCTION SERVICES, INC** for Safe Routes to School Program; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Federal State Local - Pass Through Fund and the Street & Bridge Consolidated Construction Fund - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ**
25. ORDINANCE appropriating \$276,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS REEXCAVATION, L.C.** for Neighborhood Back Lot Wastewater Substitute Service Program - First Montrose Commons; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**
26. ORDINANCE NO. 2011-11, passed first reading January 5, 2011  
ORDINANCE granting to **GENERAL SITE SERVICES, LLC, A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

**END OF CONSENT AGENDA**

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

**AGENDA - JANUARY 12, 2011 - PAGE 5**

**MATTERS HELD** - NUMBERS 27 through 30

27. WRITTEN Motion by Council Member Noriega to amend Item 27A below by replacing Section 14 of the proposed ordinance with the following:

Section 14. That Subsection (c) of Section 18-33 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“(c) It shall be unlawful for a city employee to solicit contributions for any candidate at any time unless the employee is acting during off-duty hours or is on a duly approved leave of absence. Further, this section does not contradict state law as it applies to police and fire personnel.”

**TAGGED BY COUNCIL MEMBERS NORIEGA and ADAMS**

a. **ORDINANCE AMENDING VARIOUS PROVISIONS OF CHAPTER 18 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Ethics and Financial Disclosure; declaring certain conduct to be unlawful and providing penalties therefor; containing findings and other provisions relating to the foregoing subject; providing for severability

**TAGGED BY COUNCIL MEMBERS NORIEGA, ADAMS, HOANG, JONES and BRADFORD**

This was Item 11 on Agenda of January 5, 2011

28. **ORDINANCE** appropriating \$600,000.00 out of Equipment Acquisition Consolidated Fund for conversion of data from the Municipal Court’s Integrated Case Management System to it’s Court System Management and Resource Technology System pursuant to contract, (Approved by Ordinance No. 2008-806); providing funding for contingencies related to the project and for services under contract with **HOV SERVICES, LTD.** - **TAGGED BY COUNCIL MEMBER JONES**  
This was Item 21 on Agenda of January 5, 2011

29. **MOTION** by Council Member Noriega/Seconded by Council Member Sullivan to receive nominations for Position Four of the **ETHICS COMMITTEE**, for a two year term expiring December 31, 2012 - **POSTPONED BY MOTION #2011-12, 1/5/11**  
This was a portion of Item 41 on Agenda of January 5, 2011

30. **ORDINANCE** awarding contract to **ARAMARK CORRECTIONAL SERVICES, LLC** for Jail Food Services; providing a maximum contract amount - 3 Years with two one-year options \$3,296,043.99 - General Fund - **POSTPONED BY MOTION #2011-15, 1/5/11**  
This was Item 44 on Agenda of January 5, 2011

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Pennington first

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

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

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

**CITY COUNCIL CHAMBER - CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY  
JANUARY 11, 2011 2:00PM**

**NON-AGENDA**

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3MIN

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MR. ROBERT EDNESS – 6221 Main St. – 77030 – 713-367-3826 – Ben Taub Hospital

MS. ELYSA MALDONADO – 2217 Hollister Rd. No. 402 – 77080 – 832-216-8028 – HPD Complaint

MS. MARY MARGARET HANSEN – 6655 Rockbridge Ln. – 77023 – 832-622-5452 – Public Art/Civic Art

MR. KEIJI ASSKURA – 1409 Bonnie Rae – 77007 – 713-337-5830 – Civic Arts

MR. JOE MEPPPELINK – 2012 Kane – 77007 – 713-256-4849 – Civic Arts

MS. MADINE LEWIS – 807 Park Trail Vista – 77019 – 832-866-9589 - Towing in low income apartments

MR. JIMMY RAY – 7050 Flamingo - 70877 – 713-560-1489 – False lien

MR. DAVID NGUYEN – 8706 Bellaire Blvd. – 77072 – 281-235-4224 – City of Houston

MR. JOSEPH OMO OMUARI – 3939 NW Fwy. 210 – 77022 – 832-696-9204 – When/Where will be the next Mayor intergovernmental business grant meeting

MS. SHARON WOODARD – 8706 Hoffman – 77016 – 713-633-7756 – H. O. P. E. Program – house needs to be rebuilt

MR. MATTHEW CREEDE – 1739 Richmond Ave - 77098 – 713-522-1200 – Segway tours of Houston

MR. MARION SCOTT – 1600 Louisiana – 77002 – 832-274-0986 – City Services – Propose better Legal Services

MS. MICHELLE HARRIS – 12731 Braewood Glen – 77072 – 832-876-0339 – B. A. R. C.

MR. ED BROWNE – 41 Rollingwood – 77080 – 713-365-9902 – MCDDC (Memorial City District Drainage Coalition) Flooding concerns

MR. DEAN BIXLER – 9702 Cedardale – 77055 – 713-932-0051 - MCDDC (Memorial City District Drainage Coalition) Flooding concerns

MR. ISIAKA OWOLABI – 7447 Neal Ridge – Missouri City – TX – 77489 – 832-468-1283 – Want to live out the America Dream too

MR. KENNETH MALDONADO – 2919 Cetti – 77009 – 832-338-3121 – Wrongful tow

MR. RICK ALEMAN – 717 W. Ashby – 78212 – San Antonio – TX - 210-737-8220 – Food Services in Houston

**PREVIOUS**

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1MIN

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MS. PATRICIA MARTIN – 3401 Fannin – 77004 – 832-630-3717 – Intimidation bullied by City, State and Government while investigation Conspiracy Corruption

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – Charges – BWhite, AGarcia, RCGreen, RKing S/Embezzlement, O/Estate, Corvette C/Funds W/Protection

JAN 12 2011

MOTION NO. 2011 0013

MOTION by Council Member Gonzalez that the nominations for Position Six of the Ethics Committee, for a two year term expiring December 31, 2012, be closed.

Seconded by Council Member Noriega and carried.

Mayor Parker, Council Members Stardig, Clutterbuck, Adams, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Costello, Lovell, Noriega, Bradford and Jones voting aye  
Nays none

Council Member Johnson absent on personal business

PASSED AND ADOPTED this 5th day of January, 2011.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 11, 2011.

City Secretary

Council Member Gonzalez nominated Mr. Nomaan Husain to Position Six.



ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

2

JAN 12 2011

COPY TO EACH MEMBER OF COUNCIL:

December 20, 2010

CITY SECRETARY: 12-29-10  
date

COUNCIL MEMBER: \_\_\_\_\_

The Honorable City Council  
City of Houston

Dear Council Members:

Pursuant to City of Houston, Texas Resolution No. 2000-27, the provisions of Subchapter D of Chapter 431 of the Texas Transportation Code and Chapter 394 of the Texas Local Government Code, I am nominating the following individual for reappointment to the East Downtown Redevelopment Authority Board of Directors, subject to Council confirmation:

Mr. Joseph "Alan" Johnston, Jr., (Houston Independent School District Representative) reappointment to Position Six, for a term to expire July 6, 2012.

Résumé is attached for your review.

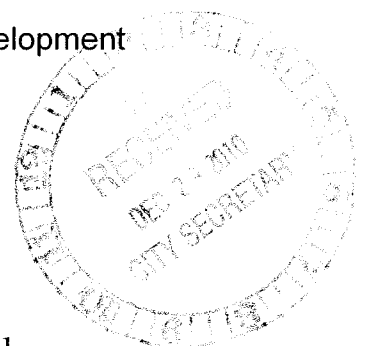
Sincerely,

Annise D. Parker  
Mayor

AP:JC:jsk

Attachment

- cc: Mr. Tim Douglass, Deputy Director, Finance and Economic Development Department
- Mr. Ralph De Leon, Division Manager, Finance and Economic Development Department
- Ms. Elizabeth Wied Doss, RTA Property Tax Specialist, HISD







ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

3

JAN 12 2011

December 15, 2010

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 12-29-10  
date

COUNCIL MEMBER: \_\_\_\_\_

The Honorable City Council  
Houston, Texas

Dear Council Members:

Pursuant to City of Houston Resolution No. 2001-47, the provisions of Chapter 431 of the Texas Transportation Code, and Chapter 394 of the Texas Local Government Code, I am nominating the following individual for reappointment to the Upper Kirby Redevelopment Authority Board of Directors, subject to Council confirmation:

Mr. Robert Casey, III, (Houston Independent School District Representative), reappointment to Position Six, for a term to expire July 20, 2012.

Résumé 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. Elizabeth Wied Doss, RTA Property Tax Specialist, HISD





TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work Meridian Commercial, L.P. Air Handler Units Upgrade at 611 Walker WBS No. R-000268-0058-4	<b>Page</b> 1 of 2	<b>Agenda Item:</b>  <div style="text-align: right; font-size: 2em;">5</div>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date:</b> 1/6/11	<b>Agenda Date:</b> JAN 12 2011
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> 12/14/10	<b>Council District affected:</b> 1
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<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2008-411; Dated May 7, 2008
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**RECOMMENDATION:** Pass a motion approving the final construction amount of \$ 3,122,758.29, accept the work, and authorize final payment.

<b>Amount and Source of Funding:</b> No Additional Funding Required	<b>Finance Budget:</b>
<b>Previous Funding:</b> \$ 3,567,000.00 PWE-W&S System Consolidated Construction Fund (8500)	

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council approve the final contract amount of \$3,122,758.29 or 0.15% over the original contract amount, accept the work, and authorize final payment to the surety, Fidelity and Deposit Company of Maryland and Colonial American Casualty and Surety Company, for construction services in connection with the Air Handler Units Upgrade at 611 Walker for the Department of Public Works and Engineering.

After GSD granted substantial completion to the contractor, the Surety expended funds to resolve payment bond claims filed by subcontractors on the project. Therefore, the contractor has requested, in writing, that any payments due be made payable to the Surety.

**PROJECT LOCATION:** 611 Walker (493L)


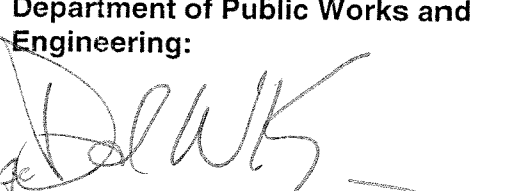
**PROJECT DESCRIPTION:** The project removed and replaced the original Air Handlers Units (AHU's) throughout 611 Walker, which were over 20 years of age and had exceeded their life cycles.

**CONTRACT COMPLETION AND COST:** Meridian Commercial, L.P. completed the project within 294 days: the original contract time of 280 days plus 14 days approved by Change Order 2. The final cost of the project, including Change Orders is \$3,122,758.29, an increase of \$4,825.29 over the original contract amount.

**PREVIOUS CHANGE ORDERS:** Change Order 1 furnished and installed line size strainers to the supply side of the AHUs. Change Order 2 relocated two existing sprinkler lines and added non-compensable days due to Hurricane Ike and a freight elevator malfunction. Change Order 3 deducted the cost of repairs to the hot water return riser and resulting damage to ceiling tiles, carpet and terrazzo floor, that was performed by Meridian Management Corporation.

**REQUIRED AUTHORIZATION**

CUIC#25CONS148 *NO*

<b>General Services Department:</b>   Richard A. Vella Chief of Design & Construction Division	<b>Department of Public Works and Engineering:</b>   Daniel W. Krueger, P.E. Director
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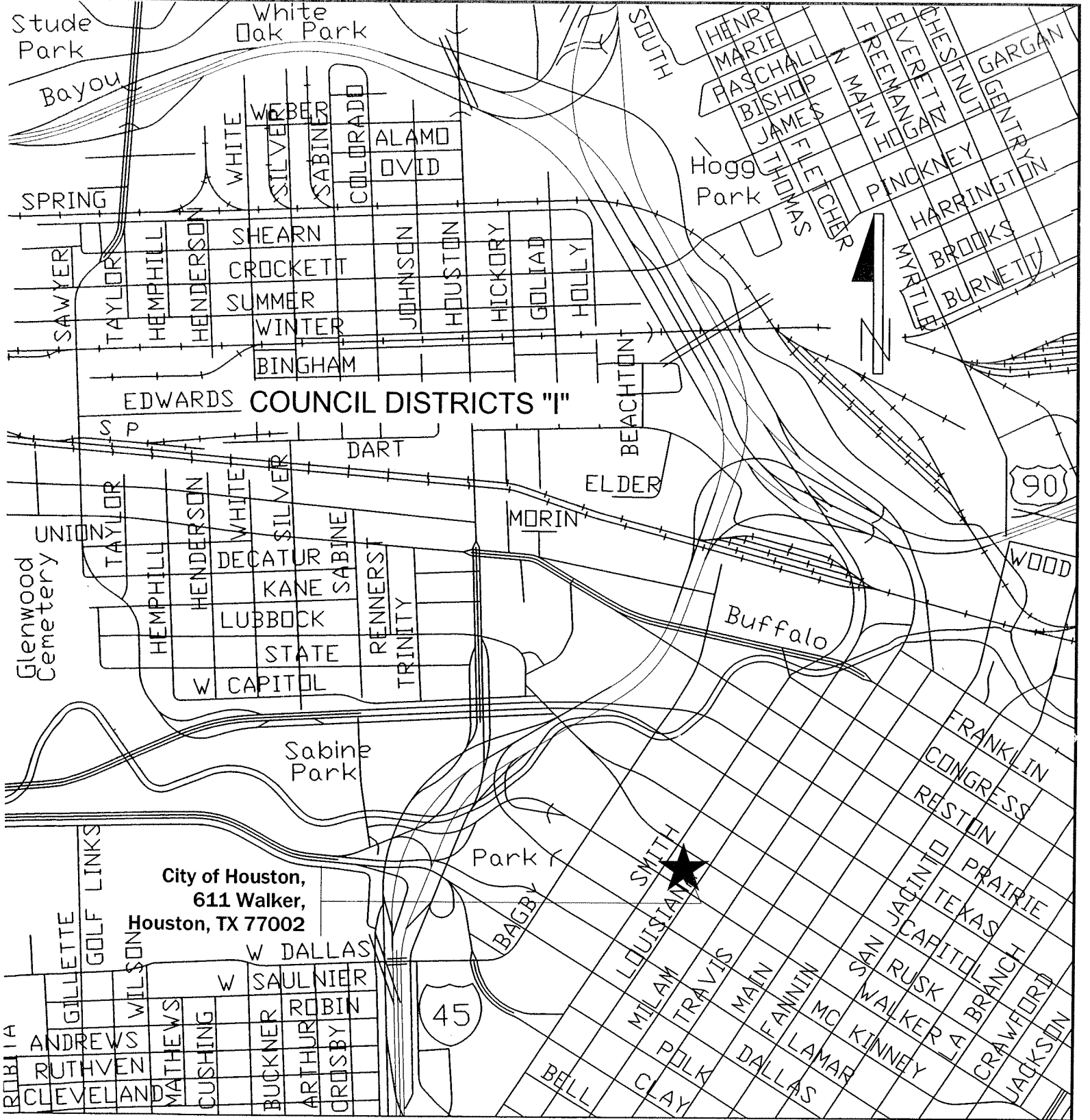
<b>Date</b>	<b>Subject:</b> Accept Work Meridian Commercial, L.P. Air Handler Units Upgrade at 611 Walker WBS No. R-0000268-0058-4	<b>Originator's Initials</b> MED	<b>Page</b> 2 of 2
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**M/WBE PARTICIPATION:** In February 2008, the Affirmative Action and Contract Compliance Division evaluated Meridian Commercial, L.P.'s Good Faith Efforts submission and approved a 2.2% MBE goal, 5.6% WBE goal and 0.3% SBE goal. According to the Affirmative Action and Contract Compliance Division, Meridian Commercial, L.P. achieved 2.4% MBE participation, 5.2% WBE participation and 0.2% SBE participation and received a satisfactory rating.



SM:JLN:RAV:MCP:med

c: Marty Stein, Velma Laws, Christopher Gonzalez, David Buster, Martha Leyva

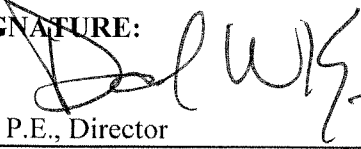


City of Houston,  
611 Walker,  
Houston, TX 77002

# Air Handler Units Upgrade 611 Walker Houston, TX 77002

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work for Dryden Street Widening from Main to Fannin; WBS No. N-000396-0009-4.	<b>Category</b> #1,7	<b>Page</b> 1 of 1	<b>Agenda Item</b> # <b>6</b>
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b> <b>1/6/11</b>		<b>Agenda Date</b> <b>JAN 12 2011</b>
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> <b>C</b>		
<b>For additional information contact:</b>  J. Timothy Lincoln, P.E. Senior Assistant Director <b>Phone: (832) 395-2355</b>	<b>Date and identification of prior authorizing Council action:</b>  Ord. # 2008-379 dated: 04/30/2008		

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$139,076.85 or 2.92% over the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$172,800.00 with \$37,674.75 from the Street and Bridge Consolidated Construction Fund No. 4506 and \$135,125.25 from Limited Use Roadway and Mobility Capital Fund No. 4304.

**PROJECT NOTICE/JUSTIFICATION:** This roadway project was required to improve mobility and enhance traffic safety in the Texas Medical Center (TMC) area.

**DESCRIPTION/SCOPE:** This project consisted of the widening of Dryden Street from Main Street to Fannin Boulevard in the TMC area along with utility and sidewalk improvement. Walter P. Moore, Inc. designed the project with 30 calendar days allowed for construction. The project was awarded to Jerdon Enterprises, L.P. with an original Contract Amount of \$135,125.25.


**LOCATION:** The project is generally bounded by University Blvd. on the north, W. Holcombe on the south, Fannin on the east and S. Main on the west. The project is located in key Map Grid 532-H.

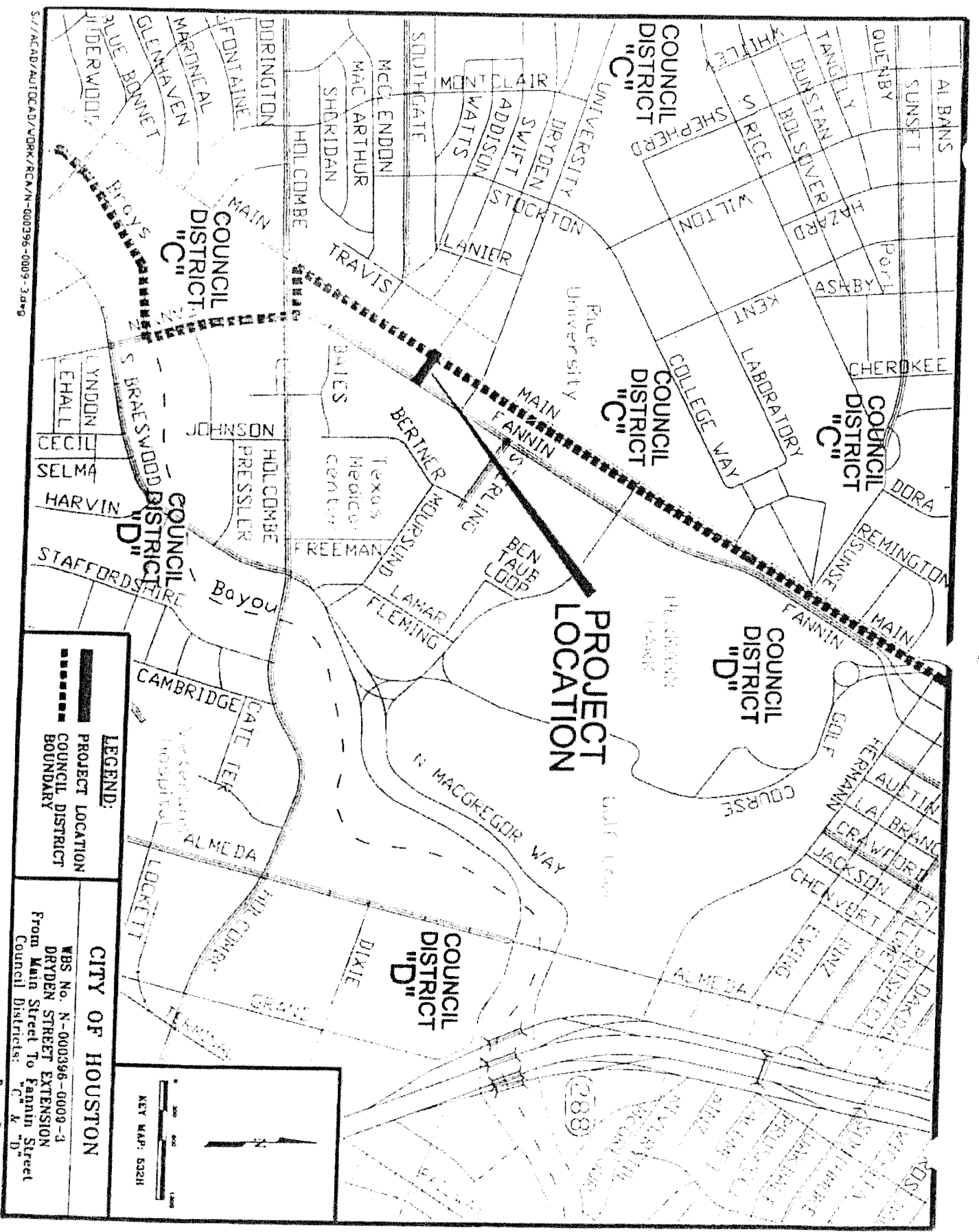
**CONTRACT COMPLETION AND COST:** The Contractor, Jerdon Enterprises, L.P., has completed the work under subject Contract. The project was completed with an additional 14 days approved by Change Order No. 1. The final cost of the project, including overrun and underrun of estimated bid quantities is \$139,076.85, an increase of \$3,951.60 or 2.92% over the original Contract Amount.

The increased cost is a result of difference between planned and measured quantities. This increase is primarily the result of overrun in Bid Item No. 18 – 8-inch Reinforced Concrete Pavement (High Early Strength), which was necessary to complete the project.

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

DWK:DRM:JTL:JAK:JC:ha  
 Z:\E&C Construction\South Sector\PROJECT FOLDER\N-000396-0009-4 Dryden\CLOSEOUT\RCA\RCA - Closeout.doc  
 e: Velma Laws Craig Foster File No.:SB-9176/21.0

<b>REQUIRED AUTHORIZATION</b>		<b>20HA106</b> <b>NOT</b>
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>   Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division



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**LEGEND:**

- PROJECT LOCATION
- COUNCIL DISTRICT BOUNDARY

**CITY OF HOUSTON**

WBS No. N-000396-0009-3  
 DRYDEN STREET EXTENSION  
 From Main Street To Fannin Street  
 Council Districts: "C" & "D"

Scale: 0 500 1000 Feet

KEY MAP: 632H

North Arrow

Drawn By: A. Walls

<b>SUBJECT:</b> Request for the appointment of two independent appraisers to determine fair market value for the portion of right-of-way on the north side of Wheeler Avenue, ±400 feet from the intersection of Wheeler Avenue and Calhoun Street, to ±368 feet from the intersection of Wheeler Avenue and Cullen Boulevard, in exchange for fee-owned land from the University of Houston for the construction of Wheeler Street, from Scott Street east to Calhoun Road, out of the Luke Moore Survey, A-51. <b>Parcels SY10-074A, SY10-074B, AY10-331, AY10-332A through AY10-332D, AY10-333, QY10-007, and VY10-039</b>	<b>Page</b> <u>1</u> of <u>1</u>	<b>Agenda Item #</b>  <span style="font-size: 2em; font-weight: bold;">7</span>
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  1/6/11	<b>Agenda Date</b>  JAN 12 2011
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director <div style="text-align: center; margin-top: 10px;"> </div>	<b>Council District affected:</b> D  <b>Key Map:</b> 534A
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<b>For additional information contact:</b>  Nancy P. Collins <span style="float: right;"><b>Phone:</b> (713) 837-0881</span> Senior Assistant Director-Real Estate	<b>Date and identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)** It is recommended City Council approve the request for the appointment of appraisers to determine fair market value for the portion of right-of-way on the north side of Wheeler Avenue, ±400 feet from the intersection of Wheeler Avenue and Calhoun Street, to ±368 feet from the intersection of Wheeler Avenue and Cullen Boulevard, in exchange for fee-owned land from the University of Houston for the construction of Wheeler Street, from Scott Street east to Calhoun Road, out of the Luke Moore Survey, A-51. **Parcels SY10-074A, SY10-074B, AY10-331, AY10-332A through AY10-332D, AY10-333, QY10-007, and VY10-039**

<b>Amount and Source of Funding:</b> Not Applicable	
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**SPECIFIC EXPLANATION:**

The City needs to determine the fair market value for the portion of right-of-way on the north side of Wheeler Avenue, ±400 feet from the intersection of Wheeler Avenue and Calhoun Street, to ±368 feet from the intersection of Wheeler Avenue and Cullen Boulevard, in exchange for fee-owned land from the University of Houston for the construction of Wheeler Street, from Scott Street east to Calhoun Road, out of the Luke Moore Survey, A-51. Excess right-of-way will be created as a result of METRO's Southeast Corridor Project that will move the Wheeler Avenue right-of-way south on land previously purchased by METRO. The excess Wheeler Avenue right-of-way will be incorporated into the University of Houston's campus to be used as an internal road.

In as much as the value of the City's property interests are expected to exceed \$1,000,000.00, the Director of Public Works and Engineering recommends City Council appoint the following two independent appraisers, Alan Dominy and Tom Edmonds.

DWK: NPC:tj

c: Jun Chang, P. E.  
 David Feldman  
 Marlene Gafrick  
 Terry Garrison  
 Daniel Menendez, P.E.  
 Marty Stein

tj\sy10-074.rc1.doc	CUIC #20GG9136
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<b>REQUIRED AUTHORIZATION</b>		
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division





To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT: PROPERTY:</b> PURCHASE of Parcel AY10-047, located at 1098 DeWalt Street for the ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT (from Little York to West Gulf Bank). WBS N-000533-0002-2-01 OWNERS: Charles Evans aka Charles E. Evans and wife Pearlene Evans aka Pearlene F. Evans	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 8
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 1/6/11	<b>Agenda Date</b> JAN 12 2011
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<b>DIRECTOR'S SIGNATURE:</b> Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> B Key Map 412T
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<b>For additional information contact:</b> Nancy P. Collins Phone: (713) 837-0881 Senior Assistant Director Planning and Development Services Division	<b>Date and identification of prior authorizing Council Action:</b> Ordinance 2008-701, passed August 6, 2008
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**RECOMMENDATION: (Summary)**  
Authority be given through Council Motion to PURCHASE Parcel AY10-047.

**Amount and Source of Funding:** \$95,994.00  
No additional funding required (covered under Blanket Appropriation Ordinance 2008-701)  
N-00663A-00RE-2-01 Street and Bridge Consolidated Construction Fund 4506

**SPECIFIC EXPLANATION:**

The ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT (from Little York to West Gulf Bank) provides for construction of an approximately 8,400 linear foot, four-lane reinforced concrete roadway from Little York to West Gulf Bank with concrete paving, curbs, sidewalks, street lighting, storm sewer, and necessary underground utilities.

**PURCHASE:**  
The City desires to acquire 2,772 square feet of improved commercial land to be used for street right-of-way. This parcel is located at 1098 DeWalt Street. The City's offer was based on an appraisal by Samuel Jarrett Jr. The valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:

**LAND:**  
Parcel AY10-047 (Easement)

2,772 square feet @ \$1.50 psf .....	\$ 4,158.00
IMPROVEMENTS.....	\$ 70,208.00
DAMAGES TO THE REMAINDER/COST TO CURE .....	\$ 20,122.00
TOTAL COMPENSATION.....	\$ 94,488.00
Title Policy/Services.....	\$ 1,506.00
TOTAL AMOUNT.....	\$ 95,994.00

It is recommended that authority be given through Council Motion to PURCHASE Parcel AY10-047 located at 1098 DeWalt Street, owned by Charles Evans aka Charles E. Evans and wife Pearlene Evans aka Pearlene F. Evans. This parcel contains 2,772 square feet of land situated in the Philip Thompson Survey, Abstract No. 768 and out of Lot 8 of Block 6 of Highland Heights Annex Section 9, a subdivision recorded in Volume 20, Page 32 of the Harris County Map Records. The same tract being conveyed from Evelyn J. Morris to Charles E. Evans and wife Pearlene E. Evans by a corrective Warranty Deed executed on July 30, 2002 and recorded under Harris County Clerk's File No. V989781 of the Official Public Records of Real Property of Harris County, Texas, according to City of Houston field notes.

DWK:NPC:dc  
CharlestonAY10-047RCA

CUIC #20DC09

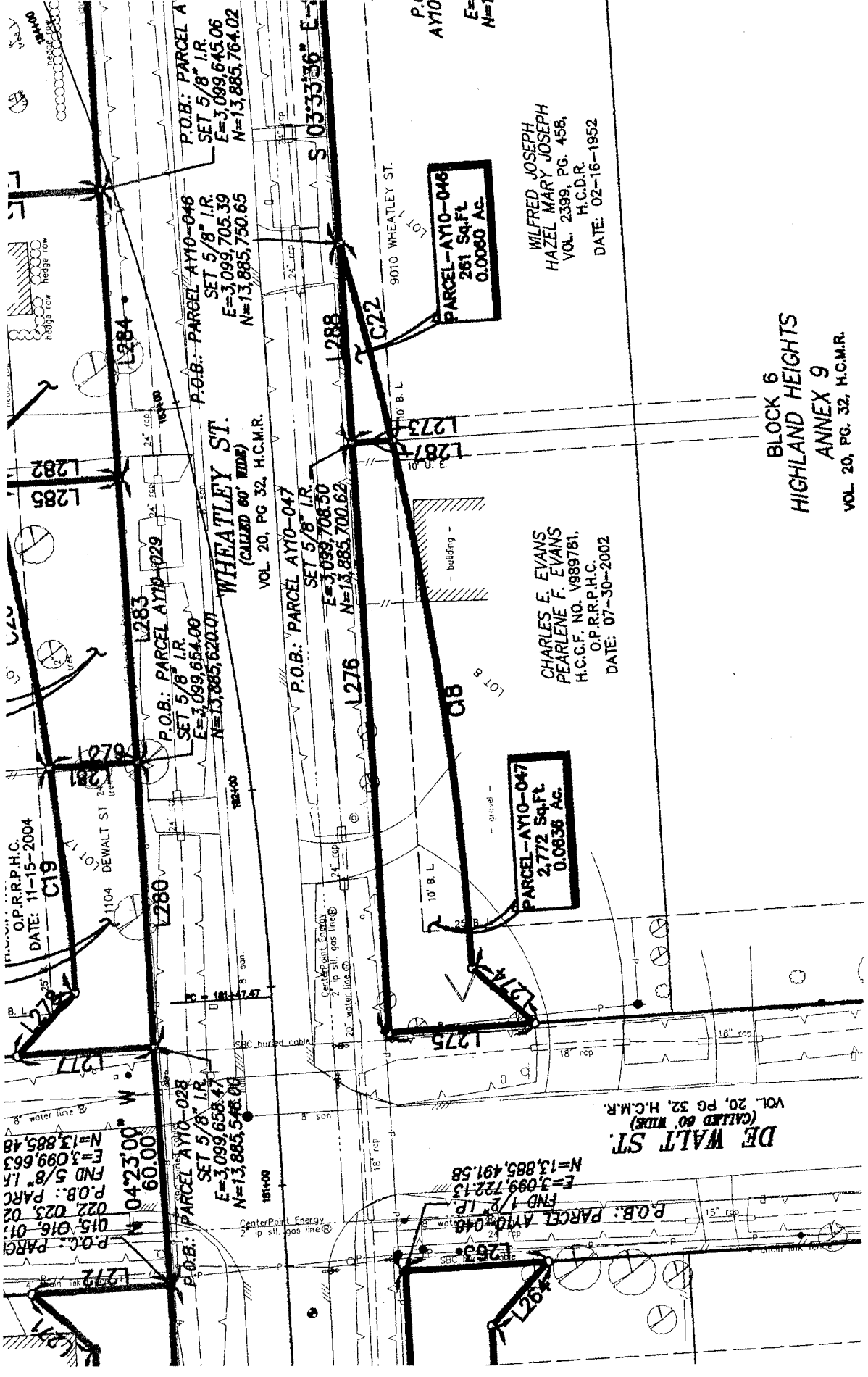
**REQUIRED AUTHORIZATION**

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b> Mark L. Loethen, P.E., CFM, PTOE Acting Deputy Director Planning and Development Services Division
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**ELLA (WHEATLEY) PAVING PROJECT  
PARCEL VALUATION  
PARCEL AY10-047**

Following is a breakdown of the consideration for **Parcel AY10-047**:

<u>LAND: (Easement)</u>	
2,772 square feet @ \$1.50 per square foot .....	\$ 4,158.00
<u>IMPROVEMENTS:</u> .....	\$ 70,208.00
Commercial structure (restaurant)	
Wood gate	
Wood fencing (2)	
Grease trap and sample well	
Vinyl graphic signs (2)	
Trees (5)	
<u>DAMAGES TO THE REMAINDER:</u>	
(The improvement is partially within the right-of-way) .....	\$ 20,122.00
TOTAL COMPENSATION .....	\$ 94,488.00
Title Policy/Services .....	\$ 1,506.00
TOTAL AMOUNT .....	\$ 95,994.00



O.P.R.R.P.H.C.  
DATE: 11-15-2004  
C19

P.O.B.: PARCEL AY10-028  
SET 5/8" I.R.  
E=3,099,658.47  
N=13,885,548.04  
P.O.B.: PARCEL AY10-029  
SET 5/8" I.R.  
E=3,099,654.00  
N=13,885,620.01  
WHEATLEY ST.  
(CALLED 60' WIDE)  
VOL. 20, PG 32, H.C.M.R.

P.O.B.: PARCEL AY10-046  
SET 5/8" I.R.  
E=3,099,705.39  
N=13,885,750.65  
P.O.B.: PARCEL AY10-047  
SET 5/8" I.R.  
E=3,099,708.30  
N=13,885,700.62  
P.O.B.: PARCEL AY10-048  
SET 5/8" I.R.  
E=3,099,645.06  
N=13,885,764.02

CHARLES E. EVANS  
PEARLENE F. EVANS  
H.C.C.F. NO. V989781,  
O.P.R.R.P.H.C.  
DATE: 07-30-2002

WILFRED JOSEPH  
HAZEL MARY JOSEPH  
VOL. 2399, PG. 458,  
H.C.D.R.  
DATE: 02-16-1952

BLOCK 6  
HIGHLAND HEIGHTS  
ANNEX 9  
VOL. 20, PG. 32, H.C.M.R.



LINE TABLE	
PARCEL NO.	BEARING & DISTANCE
AY10-027	L268 S03°33'08"E-70.12
	L269 S86°26'52"W-20.11
	L270 N03°33'08"W-55.07
	L271 N48°37'09"W-21.19
	L272 N86°18'49"E-35.11
AY10-047	L273 N86°16'53"E-9.87
	L274 S48°39'42"E-21.19
	L275 S86°16'53"W-36.34
	L276 N03°33'08"W-149.50

LINE TABLE	
PARCEL NO.	BEARING & DISTANCE
AY10-024	L246 S03°33'08"E-93.04
	L248 N03°33'08"W-93.04
	L249 N86°26'52"E-20.11
	L250 N03°41'02"W-143.70
	L251 N86°16'53"E-20.38
AY10-049	L252 S03°33'08"E-128.70
	L253 S48°38'07"E-21.18
	L254 S86°16'53"W-35.05
	L255 S03°33'08"W-46.50

CG AREA	
(AC.)	

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> PROPERTY: PURCHASE of Parcel AY10-048, located at 1097 DeWalt Street for the ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT (from Little York to West Gulf Bank). WBS N-000533-0002-2-01 OWNER: Annie Maxwell	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  9
<b>FROM: (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  1/6/11	<b>Agenda Date</b>  JAN 12 2011
<b>DIRECTOR'S SIGNATURE:</b> Daniel W. Krueger, P.E., Director 	<b>Council District affected:</b> B Key Map 412T	
<b>For additional information contact:</b> Nancy P. Collins Senior Assistant Director-Real Estate Planning and Development Services Division  Phone: (713) 837-0881	<b>Date and identification of prior authorizing Council Action:</b> Ordinance 2008-701, passed August 6, 2008	

**RECOMMENDATION: (Summary)**  
Authority be given through Council Motion to PURCHASE Parcel AY10-048.

**Amount and Source of Funding:** \$81,438.00  
 No additional funding required (covered under Blanket Appropriation Ordinance 2008-701)  
 N-00663A-00RE-2-01 Street and Bridge Consolidated Construction Fund 4506

**SPECIFIC EXPLANATION:**  
The ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT (from Little York to West Gulf Bank) provides for construction of an approximately 8,400 linear foot, four-lane reinforced concrete roadway from Little York to West Gulf Bank with concrete paving, curbs, sidewalks, street lighting, storm sewer, and necessary underground utilities.

**PURCHASE:**  
The City desires to acquire 3,073 square feet of improved residential land to be used for street right-of-way. This parcel is located at 1097 DeWalt Street. The City's offer was based on an appraisal by Samuel Jarrett Jr. The valuation was reviewed and recommended for approval by a senior staff appraiser of this department. The breakdown is as follows:


**LAND:**

Parcel AY10-048 (Easement)	
3,073 square feet @ \$1.50 psf .....	\$ 4,610.00®
IMPROVEMENTS.....	\$ 66,348.00
DAMAGES TO THE REMAINDER/COST TO CURE .....	\$ 9,073.00
TOTAL COMPENSATION.....	\$ 80,031.00
Title Policy/Services.....	\$ 1,407.00
TOTAL AMOUNT.....	\$ 81,438.00

It is recommended that authority be given through Council Motion to PURCHASE Parcel AY10-048 located at 1097 DeWalt Street, owned by Annie Maxwell. This parcel contains 3,073 square feet of land situated in the Philip Thompson Survey, Abstract No. 768 and out of Lot 1 of Block 7 of Highland Heights Annex Section 9, a subdivision recorded in Volume 20, Page 32 of the Harris County Map Records. The same tract being conveyed from Evelyn Marie Maxwell to Annie Maxwell by a General Warranty Deed executed on April 29, 2008 and recorded under Harris County Clerk's File No. 20080381840 of the Official Public Records of Real Property of Harris County, Texas, according to City of Houston field notes.

DWK:NPC:dc  
CharlestonAY10-048RCA

CUIC #20DC10

REQUIRED AUTHORIZATION		
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Doethen, P.E., CFM, PTOE Acting Deputy Director Planning and Development Services Division

**ELLA (WHEATLEY) PAVING PROJECT  
PARCEL VALUATION  
PARCEL AY10-048**

Following is a breakdown of the consideration for **Parcel AY10-048**:

LAND: (Easement)

3,073 square feet @ \$1.50 per square foot..... \$ 4,610.00®

IMPROVEMENTS:

Residential house  
Chain link fencing  
Chain link gate (2)  
Tree  
Shrubs

TOTAL IMPROVEMENTS..... \$ 66,348.00

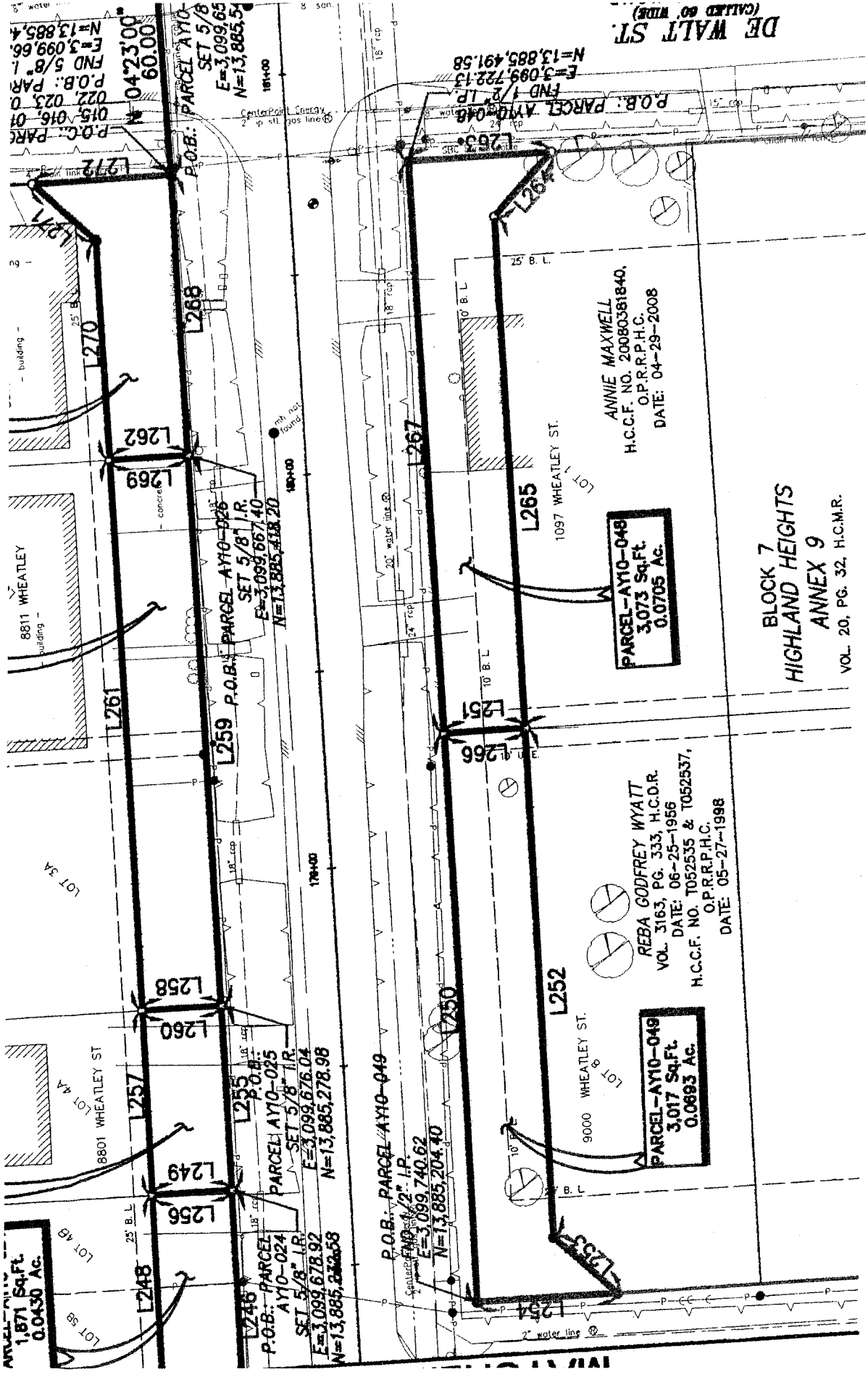
DAMAGES TO THE REMAINDER:

(The improvement is partially within the right-of-way)..... \$ 9,073.00

TOTAL COMPENSATION..... \$ 80,031.00

Title Policy/Services..... \$ 1,407.00

TOTAL AMOUNT..... \$ 81,438.00



LINE	U
PARCEL NO.	
AY10-024	
AY10-049	

**PARCEL AREA SUMMARY**

C.O.H. PARCEL NO.	OWNER	H.C.C.F. NO.	VOL. / PG.	DATE	ACQUIRED PARCEL (Sq. Ft.) (AC.)	PARENT TRACT REMAINING AREA (Sq. Ft.) (AC.)	REMAINING AREA (Sq. Ft.) (AC.)
AY10-049	REBA GODFREY WYATT	T052535	-	05-27-1998	3,017	0.0693	-
		T052537	-	05-27-1998			

BLOCK 7  
HIGHLAND HEIGHTS  
ANNEX 9  
VOL. 20, PG. 32, H.C.M.R.

REBA GODFREY WYATT  
VOL. 3163, PG. 333, H.C.O.R.  
DATE: 06-25-1956  
H.C.C.F. NO. T052535 & T052537,  
O.P.R.P.H.C.  
DATE: 05-27-1998

PARCEL-AY10-049  
3,017 Sq.Ft.  
0.0693 Ac.

ANNIE MAXWELL  
H.C.C.F. NO. 20080381840,  
O.P.R.P.H.C.  
DATE: 04-29-2008

PARCEL-AY10-048  
3,073 Sq.Ft.  
0.0705 Ac.

1,871 Sq.Ft.  
0.0430 Ac.

PARCEL AY10-024  
SET 5/8" I.R.  
E=3,099.678.92  
N=13,885.232.58

PARCEL AY10-026  
SET 5/8" I.R.  
E=3,099.667.40  
N=13,885.418.20

PARCEL AY10-049  
SET 5/8" I.R.  
E=3,099.740.62  
N=13,885.204.40

PARCEL AY10-048  
SET 1/2" I.R.  
E=3,099.722.13  
N=13,885.491.58

PARCEL AY10-025  
SET 5/8" I.R.  
E=3,099.65  
N=13,885.4

PARCEL AY10-026  
SET 5/8" I.R.  
E=3,099.667.40  
N=13,885.418.20

PARCEL AY10-024  
SET 5/8" I.R.  
E=3,099.678.92  
N=13,885.232.58

PARCEL AY10-025  
SET 5/8" I.R.  
E=3,099.676.04  
N=13,885.278.98

PARCEL AY10-049  
SET 5/8" I.R.  
E=3,099.740.62  
N=13,885.204.40

DE WALT ST  
(CALLED 60' WIDE)

<b>SUBJECT:</b> City Council Resolution authorizing the City to make loan application with the Texas Water Development Board, to access the Tier III, Clean Water State Revolving Fund program.	<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  10
	<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 1/5/10	<b>Agenda Date</b> JAN 12 2011

<b>DIRECTOR'S SIGNATURE:</b> <i>[Signature]</i> Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> All
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<b>For additional information contact:</b> Susan Bandy Phone: (832)395-2468	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

Pass a Resolution authorizing the City to make loan application with the Texas Water Development Board, to access the Tier III, Clean Water State Revolving Fund program.

<b>Amount of Funding:</b> No funds are required at this time.	<b>F &amp; A Budget:</b>
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<b>SOURCE OF FUNDING:</b> [ ] General Fund [ ] Grant Fund [ ] Enterprise Fund [ ] Other (Specify)
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**SPECIFIC EXPLANATION:**

The Department of Public Works & Engineering wishes to apply for a low interest rate loan from the Texas Water Development Board (TWDB) under the Clean Water State Revolving Fund (CWSRF), Tier III program, to improve the wastewater system. The interest rates available on this program are 180 basis points below the current bond market rates.

The TWDB administers loan programs to eligible municipalities and agencies through the purchase of bonds issued by the loan recipients. In 1998, the TWDB began using a priority rating process to determine the amount of funding participants could receive from the State Revolving Fund. Municipalities are annually requested to submit an Intended Use Plan providing information on projects to be considered for TWDB funding. After the projects are prioritized and the amount of available funds determined, applicants are invited to apply for SRF loans. These wastewater projects are included in the FY2011-FY2015 Adopted Capital Improvement Plan (CIP).

The City of Houston has benefited from the lower interest rates offered by the SRF program since 1988 and wishes to continue its participation in the program. This resolution will authorize the City to make application with the TWDB to receive a \$4.775 million loan commitment based on the City's FY2011 Intended Use Plan. The loan commitment from the TWDB is for a two year period. Within that period, City Council approval will be requested to authorize the issuance of bonds to the TWDB. The \$4.775 million SRF bond issuance is anticipated in May 2011.


It is requested that City Council approve the resolution authorizing the City to make loan application with the Texas Water Development Board for the Clean Water State Revolving Fund.

- cc: Marty Stein  
Legal  
Howard Hilliard  
Ruth Gonzales  
Mark Loethen

**REQUIRED AUTHORIZATION** CUIC#20SB31

<b>Finance Department:</b> <i>[Signature]</i>	<b>Other Authorization:</b> <i>[Signature]</i>	<b>Other Authorization:</b>
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SUBJECT: Resolution establishing procedures, criteria and rules for the redrawing of City Council district lines for the 2011 redistricting		Page 1 of 1	Agenda Item #  11
FROM (Department or other point of origin):  Legal Department		Origination Date December 28, 2010	Agenda Date  JAN 12 2011
DIRECTOR'S SIGNATURE: 		Council District affected: All	
For additional information contact: David M. Feldman, City Attorney Phone: 832.393.6412		Date and identification of prior authorizing Council action:  N/A	
<p><u>RECOMMENDATION:</u> (Summary)</p> <p>Pass resolution establishing procedures, criteria and rules for the redrawing of City Council district lines and calling public hearings to afford citizen participation in the redistricting process.</p>			
<p>Amount and Source of Funding: N/A</p>			
<p><u>SPECIFIC EXPLANATION:</u></p> <p>The City anticipates that the 2010 Federal Census results will show that the population of the City is 2.1 million or more and that the distribution of population among the current Council Districts is materially imbalanced. The City Charter requires that upon such determination of the City's population, the number of Council Members shall increase from 14 to 16, and the two additional members shall be designated as Council Member, District J, and Council Member, District K.</p> <p>The Texas Election Code requires that to be effective for an election, changes in council districts must be adopted more than three months before election day.</p> <p>The Resolution sets out a redistricting process that provides adequate time for public comment and Council consideration, establishes criteria to be applied as well as rules and procedures to be followed in the preparation of a redistricting plan. The Resolution calls public hearings to afford citizens an opportunity to be heard and participate in the redistricting process, complies with applicable legal requirements, and allows adequate time for submission to the Department of Justice for preclearance of the new district boundaries prior to the November 2011 general election.</p>			
<b>REQUIRED AUTHORIZATION</b>			
Other Authorization:	Other Authorization:	Other Authorization:	

City of Houston Resolution No. 2011-\_\_\_\_\_

**A RESOLUTION ESTABLISHING PROCEDURES, CRITERIA AND RULES FOR THE CONSIDERATION AND ESTABLISHMENT OF COUNCIL MEMBER DISTRICT BOUNDARIES FOLLOWING RECEIPT OF THE YEAR 2010 DECENNIAL CENSUS COUNT AS REQUIRED BY ARTICLE V, SECTION 3 OF THE CHARTER OF THE CITY OF HOUSTON, TEXAS; CALLING PUBLIC HEARINGS AT WHICH INTERESTED PERSONS SHALL HAVE AN OPPORTUNITY TO BE HEARD; PROVIDING FOR THE PUBLICATION OF NOTICE OF SUCH HEARINGS; PROVIDING FOR SEVERABILITY; AND MAKING OTHER PROVISIONS RELATED TO THE SUBJECT.**

\* \* \*

**WHEREAS**, following the City of Houston's ("the City") receipt of the 2010 Federal Census results, City Council anticipates adopting an ordinance finding that the population of the City is 2.1 million persons or more and that the distribution of population among the current Council Districts is materially imbalanced; and

**WHEREAS**, Article V, sections 2 and 3, of the City Charter provide that, upon a determination by the City Council that the population of the City is 2.1 million or more, the number of Council Members shall increase from 14 to 16, and that the two additional members shall be designated as Council Member, District J, and Council Member, District K; and

**WHEREAS**, Section 276.006 of the Texas Election Code requires that to be effective for an election, changes in electoral boundaries (i.e., Council Districts) must be adopted more than three months before election day; and

**WHEREAS**, the voters of the City of Houston are benefitted by and entitled to elections conducted in an orderly fashion on the basis of Council Districts that are as equal as practicable in population and do not have the effect of diluting minority voting rights in any area; and

**WHEREAS**, to ensure that elections are orderly, the City must proceed to timely draw new Council District boundaries to overcome the imbalance of population among districts, reconcile Council District boundaries to conform to county voting precincts, and obtain preclearance of such redrawn Council District boundaries from the Department of Justice pursuant to Section 5 of the Voting Rights Act, **NOW, THEREFORE,**

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

**Section 1.** That the findings contained in the Preamble of this Resolution are determined to be true and correct and are hereby adopted.

**Section 2.** That the following dates and times shall govern the redistricting process for the year 2011:

(a) The Planning Department shall compile, at the earliest possible date, information about current county voting precincts located in the City.

(b) During the month of March 2011, the Planning Department will coordinate community/town hall meetings in various locations across the City to explain the City's redistricting criteria, procedures and rules, and to receive input from the public.

(c) On or before April 6, 2011, the Planning Department shall prepare maps and a report on proposed Council District boundaries ("redistricting plan"), reflecting the results of the year 2010 decennial census count and including those territories added to the City by annexation since boundaries were last established by the Ordinance.

(d) On April 6, 2011, the Planning Department shall present to City Council a proposed redistricting plan, including a report on the population for each proposed Council District for the general election to be held on November 8, 2011.

(e) A public hearing on the redistricting plan will be held in three (3) separate sessions. The first session shall begin at 9:00 a.m. on April 13, 2011, during the regularly scheduled City Council meeting in the City Council Chamber on the Second Floor of City Hall, 901 Bagby, Houston, Texas. The second session will begin at 9:00 a.m. on April 20, 2011, during the regularly scheduled City Council meeting in the City Council Chamber on the Second Floor of City Hall, 901 Bagby, Houston, Texas. The third session will begin at 7:00 p.m. on April 20, 2011, in the City Council Chamber on the Second Floor of City Hall, 901 Bagby, Houston, Texas. At such public hearing sessions, the Planning Department

shall present any revised maps or reports indicating changes from the previous plan presented to City Council. Each public hearing session is called expressly subject to recess and adjournment by the City Council. All persons desiring to be heard at any public hearing session must reserve a specific amount of time (in whole minutes, up to three minutes) by contacting the Office of the City Secretary of the City of Houston, Public Level, City Hall Annex, Houston, Texas, telephone (832) 393-1100. Reservations for each session will be received up to 30 minutes before each is scheduled to begin. Persons will be called to speak in the order in which they have made reservations, except those who reserve a lesser amount of time will be called before those who reserve a greater amount of time.

(f) The City Secretary is hereby directed to accept all written materials submitted by any interested person for inclusion in the record of the public hearing described in paragraph (e) of this Section; provided, however, that any redistricting plan to be submitted by any person shall not be accepted unless filed within the time limit set forth in Section 4 below.

(g) Unless inconsistent with the provisions of this Resolution, the Texas Constitution, general and special laws of the State of Texas, or the City Charter of the City of Houston, all sessions of the public hearing shall be conducted in accordance with the normal rules of City Council.

(h) At the May 11, 2011 regularly scheduled meeting of the City Council, the Planning Department shall present proposed final maps and the Department's final proposal to Council for new Council District boundaries for the November 2011 general

election, including the population of each of the proposed Council Districts from which District Council Members are to be elected on that date.

(i) On May 18, 2011, at its regularly scheduled meeting, Council shall consider for final adoption an ordinance establishing Council District boundaries for the November 2011 general election.

(j) The schedules set forth in this section are aspirational and may be adjusted as needed.

**Section 3.** That the Department of Planning and Development is to observe the following criteria, to the greatest extent possible, in the reconfiguration of Council District boundaries:

- a. Council Districts should be relatively equal in total population according to the 2010 federal census. In no event should the total deviation between the largest and the smallest Council District exceed ten per cent of the average district population.
- b. Council Districts should be composed of whole county voting precincts.
- c. Easily identifiable geographic boundaries should be followed.
- d. Communities of interest should be maintained in a Council District, and attempts should be made to maintain neighborhoods.
- e. Council Districts should be compact and composed of contiguous territory. Compactness and contiguity may involve a functional as well as a geographic dimension. The functional dimension may take on added weight in situations in which geographic compactness may not be possible in light of the fact that some areas are attached to the remainder of the City only by relatively long and narrow strips of land. Functional compactness and contiguity includes, but is not limited to, consideration of factors such as:
  - the availability of transportation and communication;

- the existence of common social, economic and other shared interests;
  - the ability of the citizens of a Council District to relate to each other and to their representative on the City Council and the ability of the Council Member to relate effectively to his or her constituency; and
- f. Preservation of incumbent-constituency relations by recognition of the residence of existing members of the Council and their history in representing certain areas.
- g. The plan should be narrowly tailored to avoid retrogression in the position of racial minorities and language minorities as defined in the Voting Rights Act with respect to their effective exercise of the electoral franchise.
- h. The plan should not fragment a geographically compact minority community or pack minority voters in the presence of polarized voting so as to create liability under Section 2 of the Voting Rights Act, 42 U.S. Code § 1973.

**Section 4.** The City's redistricting plan, and any plan submitted by any person to the City for consideration, shall be prepared in compliance with all of the following rules.

All plans shall:

- a. Be submitted in writing so that all proposals may be fully and accurately considered;
- b. Be based on the 2010 federal census (P. L. 94-171) data;
- c. Redistrict the entire City, i.e., contain proposed boundaries for all Council Districts within the City. If a plan does not redistrict the entire City, it may be impossible for the Council to assess the plan's impact on one or more protected minority groups. The requirement that any plan redistrict the entire City does not preclude citizens from proposing that particular voting precincts, neighborhoods, or locations be included in a specific council district;
- d. Conform to the criteria set forth in Section 3 of this Resolution.

All redistricting plans prepared by other persons for the City's consideration must be submitted no later than 4:15 p.m. on Friday, May 6, 2011, to the attention of Margaret Wallace, Planning Department, 611 Walker, 6<sup>th</sup> Floor, Houston, Texas 77002. No plan submitted after such time and date will be accepted or considered.

**Section 5.** The City Attorney, City Secretary and the Director of the Department of Planning and Development are requested to provide all reasonably necessary information, advice and assistance to the members of the City Council in accomplishing the procedures established in this Resolution.

**Section 6.** The City Attorney and City Secretary are requested to assist to ensure that publication of notice, maintenance of records of public meetings and other matters related to the redistricting process are in order to facilitate the submission of the final redistricting plan to the appropriate federal officials.

**Section 7.** The City Secretary of the City of Houston is requested to cause notice of the public hearing sessions, including notice of the date, place and time of such public hearing sessions, to be published in a newspaper having general circulation in the City of Houston, Texas. The City Secretary is also requested to cause Spanish and Vietnamese translations of such notices to be published in a newspaper of general circulation in the City of Houston, Texas.

**Section 8.** All prior resolutions in conflict with this Resolution, specifically including but not limited to, Resolution No. 2001-15, are hereby repealed.

**Section 9.** If any provision, section, subsection, sentence, clause, or phrase of this Resolution, or the application of same to any person or set of circumstances is for any

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

**Section 10.** This Resolution shall be passed finally on the date of its introduction and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Resolution within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.


**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2011.

**APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Resolution is \_\_\_\_\_.

\_\_\_\_\_  
City Secretary

Prepared by Legal Dept.   
TBC Senior Assistant City Attorney  
Requested by David M. Feldman, City Attorney



R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8635

Subject: Approve an Ordinance Suspending Various Provisions of Chapter 46 of the Houston Code of Ordinances, Relating to Maximum Age Limits for Vehicles for Hire

Category #

Page 1 of 2

Agenda Item

12

FROM (Department or other point of origin):

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

Origination Date

January 4, 2011

Agenda Date

JAN 12 2011

DIRECTOR'S SIGNATURE

Council District(s) affected

All

For additional information contact:

Tina Paez Phone: (713) 837-9630  
Christopher Newport Phone: (713) 837-9533

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an Ordinance suspending various provisions of Chapter 46 of the Houston Code of Ordinances, relating to maximum age limits for Vehicles for Hire

Amount of Funding: N/A

Finance Budget

SOURCE OF FUNDING: N/A

SPECIFIC EXPLANATION:

Over the past several months, as the City has amended its regulations to provide a regulatory framework for green vehicles and more urban transportation options, many members of the City Council encouraged ARA to also recognize the difficult economy and its impact on the more traditional vehicle-for-hire industry – taxicabs and limousines.

The taxicab industry, in particular, requested economic relief by proposing that the maximum vehicle age be extended to provide for an additional year of service. Chapter 46 of the Code of Ordinances currently restricts the maximum taxicab vehicle age to 6 years. The same age limit exists for sedan- and sports utility vehicle-type limousine vehicles, while stretch limousines and jitneys are limited to ten-year lives.

As a matter of public safety, ARA is opposed to any permanent extension of the maximum vehicle age limit for these vehicles. The average taxicab in Houston logs up to 75,000 miles per year, but our inspectors report vehicles with mileage exceeding 105,000 in a year. Thus, by the time these vehicles reach the six-year age limit, they have experienced more than 450,000 miles of wear and tear on the mechanical and structural components. Compounding the mileage issue is the fact that very often the cabs purchased and put into service are previously used vehicles, which increases the likelihood that vehicles will not be roadworthy after six years.

However, as the economic downturn has had a deleterious effect on both the local taxicab and limousine industries, and in deference to Council's desire to mitigate this effect over the short term, we are recommending a one-time, two-year inspection program to extend the maximum vehicle age for qualified vehicles under very specific circumstances and only for those vehicles that meet specific structural and mechanical roadworthiness criteria, pursuant to an additional rigorous inspection requirement.

Economic Issues Affecting Stakeholders

- 1) Data through November 30, 2010 indicates that taxicab trips out of Houston's airports have declined over the past three years, after peaking in 2007, by a total of 8%. Similarly, limousine operators report that their trips are down more than 20% over the same period.
- 2) At this time there are 2,270 taxicab vehicles permitted to operate in Houston. Of those, an estimated 636 cabs, or 28% of the taxicab fleet, will reach the six-year maximum vehicle age in 2011 and will need to be replaced.
- 3) At this time there are approximately 1,350 limousines in Houston. Of those, 249, or approximately 18.4% of the limousine fleet, will reach the maximum vehicle age in 2011 and need to be replaced.

Vehicle replacement represents a large capital cost to the industry, in a time when their revenues continue to dwindle.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Date: 1/4/11	<b>Subject:</b> Approve an Ordinance Suspending Various Provisions of Chapter 46 of the Houston Code of Ordinances relating to Maximum Age Limits for Vehicles for Hire	Originator's Initials TP	Page 2 of 2
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**Proposal**

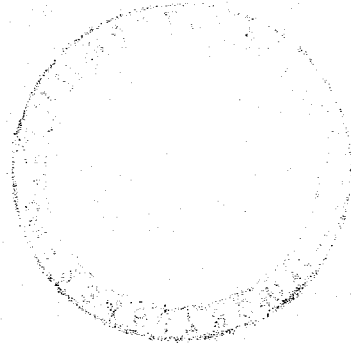
ARA's greatest concern is the roadworthiness of the taxicab and other vehicles-for-hire that serve visitors to Houston and our own citizens. As such, we are not proposing that the vehicle age limit be extended for all vehicles. Instead, we propose that vehicle for hire operators wishing to operate a vehicle for one year beyond the mandated age limit submit that vehicle to a rigorous inspection by an independent third party. The third party would be a company or companies selected and pre-qualified by the City through an RFP or RFQ process, and would be required to have multiple certifications related to structural and mechanical vehicle functions. No City funds would be expended; operators wishing to submit their vehicles for inspection would pay the independent third party a fee determined by the City, and the third party would inspect the vehicle and either certify it for the extra year, or not, based on inspection criteria outlined by the City.

We further propose that this program be authorized as a one-time, two inspection-cycle ordinance. ARA has drafted an RFQ and Strategic Purchasing will publish it for all interested persons upon Council approval of the proposed ordinance.

Finally, only currently permitted vehicles will be eligible for the one-year extension. The proposal is intended to benefit existing permittees for their existing fleets.

**Recommendation:**

ARA recommends City Council approval of the recommended temporary suspension of the vehicle age limitations in Chapter 46 of the Code of Ordinances. These recommendations were presented to the Transportation, Infrastructure and Aviation Committee on December 14, 2010.



City of Houston, Texas, Ordinance No. 2011-\_\_\_\_\_

**AN ORDINANCE SUSPENDING VEHICLE FOR HIRE AGE LIMITATIONS ESTABLISHED IN CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, APPLICABLE TO 2005 AND 2006 MANUFACTURER MODEL YEAR TAXICABS AND 2006 AND 2007 SEDAN-TYPE LUXURY MOTOR VEHICLES AND SPORT UTILITY VEHICLES OPERATED AS CHAUFFEURED LIMOUSINES; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

\*\*\*\*

**WHEREAS**, Chapter 46 of the Code of Ordinances regulates the operation of vehicles for hire within the city limits, including rigorous inspection processes to ensure that vehicles for hire are equipped, operated, and maintained in a manner sufficient to provide safe, clean, efficient, and reliable transportation service to the riding public; and

**WHEREAS**, the Administration and Regulatory Affairs Department (“ARA”) is responsible for the oversight and implementation of the city’s regulations concerning the inspection of vehicles for hire; and

**WHEREAS**, ARA has determined that certain categories of vehicles for hire operating in the city can log up to 75,000 miles per year in transportation services and that used vehicles are often purchased and placed into service, resulting in increased incidents of mechanical failure and a decrease in the number of vehicles available to provide safe, reliable, efficient, and mechanically sound transportation to the public; and

**WHEREAS**, ARA’s data also demonstrates that taxicabs and sedan-type luxury motor vehicles and sport utility vehicles operating as chauffeured limousines approaching six years of age experience increased incidents of mechanical failure resulting in an inability to pass inspection and be considered roadworthy to be operated as vehicles for hire; and

**WHEREAS**, the aforementioned concerns regarding mechanical failures coupled with the city’s effort to ensure safe, clean, and reliable transportation options for the riding public resulted in the adoption of regulations prohibiting the operation of any taxicab or sedan-type luxury motor vehicles and sport utility vehicles operated as a chauffeured limousine that is in excess of six years of age; and

**WHEREAS**, ARA is cognizant of the economic forces that impact the vehicle for hire industry and that improvements in vehicle construction and safety equipment have resulted in increased reliability of automobiles and that certain classifications of vehicles for hire

may have a life cycle that exceeds the current limitation of six years of age; **NOW THEREFORE;**

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

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

**Section 2.** That the City undertake the testing of the use of vehicles for hire that exceed the age limits set forth in Sections 46-20 and 46-191 of the Code of Ordinances.

**Section 3.** That, in order to carry out the testing recommended in the Section 2 above, the application of Section 46-20 of the Code of Ordinances, Houston, Texas, relating to the age of taxicab vehicles is hereby suspended with respect to 2005 and 2006 manufacturer model year vehicles but shall remain effective for all other manufacturer model year vehicles. The suspension established in this Section shall expire at 11:59 p.m. on March 31, 2012. All operators of 2005 and 2006 manufacturer model year taxicab vehicles desiring to participate in the testing recommended in Section 2 above shall submit their taxicab vehicles for inspection on or before March 31, 2012.

**Section 4.** That, as part of the testing referred to in Section 2 above, the application of Section 46-191 of the Code of Ordinances, Houston, Texas, relating to the age of sedan-type luxury motor vehicles and sport utility vehicles operating as chauffeured limousines is hereby suspended with respect to 2006 and 2007 manufacturer model year vehicles but shall remain effective for all other manufacturer model year vehicles. The suspension established in this section shall expire on 11:59 p.m. on December 31, 2012. All operators of 2006 and 2007 manufacturer model year sedan-type luxury motor vehicles

and sport utility vehicles operating as chauffeured limousines desiring to participate in the testing recommended in Section 2 above shall submit their taxicab vehicles for inspection on or before December 31, 2012.

**Section 5.** That City Council hereby authorizes and instructs the Director of ARA to administer a program not to exceed two years from the date of passage of this Ordinance authorizing the operation of 2005 and 2006 manufacturer model year taxicabs and 2006 and 2007 sedan-type luxury motor vehicles and sport utility vehicles operated as chauffeured limousines for an additional one-year period provided the vehicle permit holder submits the vehicle and it passes an inspection to be conducted by a third-party entity authorized to provide vehicle for hire inspection services on behalf of the city in accordance with all applicable requirements prescribed in Chapter 46 of the Code of Ordinances, Houston, Texas, and all rules and regulations promulgated by the Director.

**Section 6.** That the provisions of this Ordinance shall be applicable only to 2005 and 2006 manufacturer year taxicabs and 2006 and 2007 sedan-type luxury motor vehicles and sport utility vehicles operated as chauffeured limousines that are in good standing and permitted by the city to operate as a vehicle for hire on the date of passage of this Ordinance.

**Section 7.** That, consistent with the provisions and requirements of this Ordinance and other laws and ordinances, the Director of ARA may implement and enforce all necessary rules and regulations for the successful implementation of this program

consistent with the requirements of Chapter 46 of the Code of Ordinances, Houston, Texas.

**Section 8.** That this Ordinance shall expire at 11:59 p.m. on December 31, 2012.

**Section 9.** That the Director of ARA shall compile all data concerning inspections of vehicles for hire operated pursuant to the program authorized by this Ordinance and prior to the expiration of this Ordinance shall make a recommendation whether Sections 46-20 and 46-191 of the Code of Ordinances should be retained as they now read or be amended or repealed.

**Section 10.** That if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.


**Section 11.** That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor.

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Mayor of the City of Houston

*JLL*

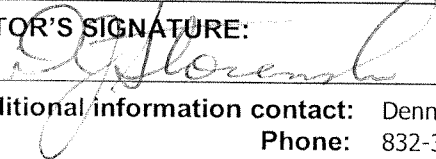
Prepared by Legal Dept. *Richard J. Stomberg*  
RVG:asw 01/07/2011 Assistant City Attorney  
Requested by Alfred Jay Moran, Jr., Director, Department of Administration and Regulatory Affairs  
L.D. File No. 0371000251001

SUBJECT: Approve an ordinance authorizing a contract with Jerry Wood for demographic and consulting services relating to redistricting and other matters		Page 1 of 1	Agenda Item # <b>13</b>
FROM (Department or other point of origin):  <p style="text-align: center;">Legal Department</p>		Origination Date  <p style="text-align: center;">1/5/10</p>	Agenda Date  <p style="text-align: center;">JAN 12 2011</p>
DIRECTOR'S SIGNATURE: 		Council District affected:  <p style="text-align: center;">All</p>	
For additional information contact: David Feldman Phone: 832-393-6412		Date and identification of prior authorizing Council action:  <p style="text-align: center;">N/A</p>	
<p><u>RECOMMENDATION:</u> (Summary)</p> That City Council approve an ordinance approving and authorizing a contract with Jerry Wood for the provision of demographic and consulting services relating to the City's 2011 redistricting and other matters.			
Amount and Source of Funding: General Fund \$35,000 Initial Allocation \$58,800 Maximum Contract Amount			
<p><u>SPECIFIC EXPLANATION:</u></p> <p>Since April 2008, Jerry Wood, a former Planning Department employee who has played an instrumental role in redistricting in the City since 1990, has provided demographic and related consulting services to the City pursuant to a contract (C70836). Although the term of the existing contract has yet to expire and funds remain available in such contract, it is apparent that the City's redistricting effort in 2011 resulting from the federal decennial (2010) census will require Mr. Wood's demographic and other services to an extent likely to significantly exceed the available funds in such contract. For that reason, the Legal Department recommends that a new contract with Mr. Wood, with an initial allocation of \$35,000 and a total allocation of \$58,800, be approved to ensure that the work necessary to achieve the 2011 redistricting is accomplished according to the schedule developed for that project and in a manner designed to ensure its ultimate approval by the U. S. Department of Justice under the Voting Rights Act.</p> <p>Approval of the proposed contract will, by its terms, terminate the existing contract (C70836) and release the remaining funds (approximately \$34,475).</p> <p>It is recommended that Council pass an ordinance approving the proposed contract with Jerry Wood for the purposes and reasons set forth above.</p>			
<b>REQUIRED AUTHORIZATION</b>			
Other Authorization:			

MS

MS




<b>SUBJECT:</b> <b>Rice University Storm Risk Calculator</b>		<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 14
<b>FROM (Department or other point of origin):</b> Dennis J. Storemski, Mayor's Office of Public Safety and Homeland Security		<b>Origination Date:</b> 12/17/2010	<b>Agenda Date</b> JAN 12 2011	
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> All		
<b>For additional information contact:</b> Dennis Storemski <b>Phone:</b> 832-393-0875		<b>Date and Identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION: (Summary)</b>		Approval of an agreement with William Marsh <b>Rice University</b> for research services associated with the development of a Storm Risk Calculator.		
<b>Amount of Funding:</b>	\$388,466	<b>F &amp; A Budget:</b>		
<b>SOURCE OF FUNDING:</b> [X] <b>Grant:</b> Regional Catastrophic Preparedness Grant Program, pass-through from DHS (Fund 5030)				
<b>SPECIFIC EXPLANATION:</b>				
Beginning in 2008, the U.S. Department of Homeland Security awarded ten major urban areas around the country grants to engage in regional preparedness planning for specific catastrophic-level events. Funds must be used to:				
<ol style="list-style-type: none"> <li>1. Fix shortcomings in existing plans</li> <li>2. Build regional planning processes and planning communities, and</li> <li>3. Link operational and capabilities-based planning for resource allocation.</li> </ol>				
One of the catastrophic scenarios on which our region has focused this planning effort is a Category 5 hurricane. Gaps in community preparedness are of critical concern. Residents cannot be expected to make informed decisions about sheltering in place or evacuating if they are not equipped with the tools needed to understand the specific risks to their properties when a storm is approaching.				
<b>RICE STORM RISK CALCUALTOR</b>				
The proposed Rice Storm Risk Calculator project was presented during a Council Public Safety Committee meeting on April 8, 2010. The proposed system will incorporate numerous components to provide residents with improved information on which to base evacuation decisions. These components include:				
<ul style="list-style-type: none"> <li>▪ Appraisal district records, specific to the type of building (e.g., brick or wood), year of construction, etc.</li> <li>▪ Flood plain and historic flood record</li> <li>▪ Historic wind record (e.g., max winds the residence sustained during prior storms)</li> <li>▪ Approaching storm intensity and path</li> </ul>				
This system will result in significant improvements over our existing www.HoustonHidefromtheWind.org tool. Hide from the Wind is only able to provide maximum anticipated winds for an entire zip code; due to the size of some Houston zip codes, that can be wide variation in the potential effects of a storm within a zip code. The new Storm Risk Calculator will address storm surge and flooding in addition to wind, and it will provide improved granularity of data.				
<b>MATCH REQUIREMENT</b>				
The Regional Catastrophic Preparedness Grant Program requires a 25% local cash or in-kind match, which is met through the proposed agreement with Rice. The grant funding provides salary support for under graduates, graduate students and post-doctoral fellows in the Departments of Environmental and Civil Engineering, Computer Science and Political Science. All salary support for the principal and co-principal investigators will be provided by Rice University. The principal investigator for the Storm Risk Calculator project is Dr. Leonardo Dueñas-Osorio, Professor of Environmental and Civil Engineering.				
<b>REQUIRED AUTHORIZATION</b>				
<b>F &amp; A Director:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<b>SUBJECT: Ordinance Adopting an Annexation Plan for the City of Houston, 2011-2013</b>	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 15
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<b>FROM (Department or other point of origin):</b> Planning and Development Department	<b>Origination Date</b> December 15, 2010	<b>Agenda Date</b> JAN 12 2011
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> ALL
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<b>For additional information contact:</b> Margaret Wallace Phone: 713-837-7826	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
  
It is recommended that the City Council pass the ordinance adopting the Annexation Plan for the City of Houston for the years 2011 through 2013

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:**

Section 43.052 of the Texas Local Government Code requires that a municipality identify areas the municipality intends to annex during the following three years in an annexation plan. Through adoption of the Plan, the City makes public its intent regarding annexation of property within the next three years.

This proposed plan makes the following declarations:

- The City of Houston does not propose to annex any territory for general purposes except that it will consider the annexation of territory if requested by property owners.
- The City will continue to consider SPAs with utility districts within the City's ETJ.

cc: Marty Stein, Agenda Director  
David Feldman, City Attorney  
Andy Icken, Chief Development Officer  
Sameera Mahendru, Assistant City Attorney  
Anna Russell, City Secretary

Attachment

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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# City of Houston Annexation Plan

## 2011 – 2013

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### Introduction

In the State of Texas, the Local Government Code defines a city's rights and responsibilities regarding properties within its boundaries and the area immediately surrounding its boundaries (called extraterritorial jurisdiction). This Code is where cities are given authority to change their boundaries either by annexation or disannexation.

Houston's extraterritorial jurisdiction (EJT) is essentially a five-mile band around the City's general-purpose boundaries, with the exception of instances when that band intersects another municipality or its ETJ. Within its ETJ, Houston has limited regulatory authority. Two notable examples are the imposition of Chapter 42 of the Code of Ordinances, a chapter relating to the development and subdivision of land, and the City's authority to consent to the creation and expansion of other governmental entities such as municipal utility districts (often referred to as MUDs).

Annexation is the other key authority a city has within its ETJ. Recent sessions of the Legislature have modified and expanded the manner in which Houston may annex property. The different types include:

**General Purpose annexation:** This type of annexation is the most commonly known. All of Houston's historically significant annexations have occurred in this manner. For general-purpose annexation, a city must meet a strenuous public notification requirement. Upon annexation, all affected property becomes part of the general-purpose boundaries and is effectively subject to all regulations, taxes and services provided by the City. Residents within this property are residents of the City of Houston and have all the rights and responsibilities afforded thereby. Property considered for general-purpose annexation must be included in a City's annexation plan at least three years prior to the annexation. One instance where the three-year requirement is waived is if the property owner requests annexation.

**Limited Purpose annexation:** This type of annexation, authorized in the 1999 Legislature, may be conducted as part of a Strategic Partnership Agreement (SPA) with a utility district. It carries less stringent public notice requirements. The annexation typically includes commercial property only. Property (ad valorem) taxes are not levied on properties included in this type of annexation, but the City may levy a sales tax on retail sales conducted in the area. Properties annexed as part of a SPA do not carry the three-year requirement.

The SPA identifies which regulations and services, if any, are imposed in the area annexed. It also identifies the amount of sales tax to be levied and how much, if any, will be shared with the district. Finally, the SPA identifies the length of the agreement and the City's options for when and if the City might make the property subject to general-purpose annexation.

### The Annexation Plan

For the years 2011–2013, the City of Houston does not propose to annex any territory for general purposes, except that it will consider the annexation of territory if requested by property owners. The City will continue to consider SPAs with utility districts within the City's ETJ.

**REQUEST FOR COUNCIL ACTION**

**TO: Mayor via City Secretary**

**RCA #**

**SUBJECT:** Ordinance approving the Fiscal Year 2011 Operating Budget for the Fourth Ward Redevelopment Authority and the Fiscal Years 2011-2015 Capital Improvements Plan Budget (CIP Budget) for Reinvestment Zone Number Fourteen (Fourth Ward Zone).

**Category #**

**Page**  
1 of 1

**Agenda Item#**

16

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

Andrew F. Icken,  
Chief Development Officer

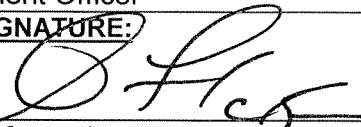
**Origination Date**

1/6/11

**Agenda Date**

JAN 12 2011

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

D, I

**For additional information contact:**

Ralph De Leon  
Tim Douglass

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

**Phone:** (713) 837-9857

**Date and identification of prior authorizing**

**Council Action:**

Ord. 2009-680, 7/08/09, Ord. 2009-1015, 10/21/09

**RECOMMENDATION: (Summary)**

City Council adopt an Ordinance approving the Fiscal Year 2011 Operating Budget for the Fourth Ward Redevelopment Authority and the Fiscal Years 2011-2015 CIP Budget for Reinvestment Zone Number Fourteen.

**Amount of Funding:** No Funding Required

**Finance Budget:**

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund  
 Other (Specify)

**SPECIFIC EXPLANATION:**

The Administration recommends that City Council adopt an Ordinance approving the FY2011 Operating Budget for the Fourth Ward Redevelopment Authority and the FY2011-2015 CIP Budget for the Fourth Ward Zone (Zone). The CIP Budget will provide for a joint effort among the Zone, the City, and Houston Independent School District, to design and construct a new 2.75 acre mutual use park to be located at the new Carnegie Vanguard School in the Fourth Ward. The new park will replace a smaller park area known as San Felipe Park on Allen Parkway.

- The total Operating Budget for FY2011 is \$9,218,027, which includes \$2,552,351 for required fund transfers and \$6,665,676 for Project Costs.
- The FY2011-2015 CIP Budget for the Zone totals \$15,062,538. The CIP includes provisions for the design and reconstruction of Bethel Missionary Baptist Church, the Fourth Ward Street Reconstruction project, and a sports park consisting of both regulation and Little League baseball fields, batting cages, a volleyball court, and a soccer field.
- The FY2011 Operating Budget includes \$6,014,276 for capital expenditures and \$189,400 for administration and overhead. The Fourth Ward Redevelopment Authority must advise the City's Finance Director of any budget amendments. Adjustments to the Project Costs in the budget of the lesser of \$400,000 or 5% or more require City Council's approval.
- The budget includes a municipal services cost payment in FY2011 of \$446,000 to the City's General Fund for the incremental cost of providing services to the area.

Attachments: TIRZ Profile, FY2011 Operating Budget, and FY2011-20-5 CIP Budget

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

**REQUIRED AUTHORIZATION**

**Finance Director:**

**Other Authorization:**

**Other Authorization:**



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> First Amendment to License Agreement with American Towers, Inc. at 819 Battleground Road, Deer Park, Texas for the Radio Communications Division of the Information Technology Department	<b>Page</b> 1 of 1	<b>Agenda Item</b> <i>17</i>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b>	<b>Agenda Date</b> JAN 18 2011
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>12/14/10</i> <i>Scott Minnix</i>	<b>Council District affected:</b> ETJ
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> <b>Phone:</b> 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2009-1102; 11/10/2009
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**RECOMMENDATION:** Approve and authorize a First Amendment to a License Agreement with American Towers Inc., for communication tower and ground space at 819 Battleground Road, Deer Park, Texas for the Radio Communications Division of the Information Technology Department.

<b>Amount and Source Of Funding:</b> FY2011 – \$55,169.00 Police Consolidated Construction Fund (4504) – (previously appropriated by Ordinance 2009-0713 and 2010-0648)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The City of Houston recently purchased a new radio system to replace the current outmoded Public Safety Radio system. The new radio system will have more channels, allowing radio service used by local government to serve the needs of a growing community. The new technology will be interoperable, allowing Fire, Police and Public Works to communicate more effectively with each other within the City and with other public safety entities. To facilitate this project, the Radio Communications Division of the Information Technology Department has entered into various license agreements to lease communication tower and ground space for the installation, operation and maintenance of antennas and other telecommunications equipment. It has now been determined that additional microwave dish capacity is required to provide adequate coverage for public safety purposes.

The proposed First Amendment will allow for the placement of four additional microwave dishes at the tower site. As consideration for the additional equipment, the current monthly license fee of \$4,500.00 will increase by \$50.00 per month, or \$4,550.00 monthly, with an annual escalator of 3% during the license term. The original License Agreement commenced on January 2, 2010, for a ten-year lease term with two ten-year automatic renewal options. All other terms and conditions of the original License Agreement remain the same.

The General Services Department recommends approval of a First Amendment to the License Agreement with American Towers, Inc. for additional microwave dish capacity for the Radio Communications Division of the Information Technology Department.

SM:JLN:RB:npb

xc: Marty Stein, Anna Russell, Jacquelyn L. Nisby and Tom Sorley

**REQUIRED AUTHORIZATION** CUIC ID# 25 RB 104

<b>General Services Department:</b> <i>Forest R. Christy, Jr.</i> Forest R. Christy, Jr., Director Real Estate Division	<b>Information Technology Department:</b> <i>Richard F. Lewis</i> Richard F. Lewis Director
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DSI Transports Inc, Battleground Rd, Deer Park, TX

© 2010 Europa Technologies  
© 2010 Google

Google

Imagery Date: Jan 5, 2010

29°42'42.77" N 95°05'20.35" W elev 29 ft

Eye alt 2383 ft

<b>SUBJECT:</b> Appropriate Funds BL Technology, Inc. Safety and Security Improvements for Property Room, Westside and Clear Lake Police Stations WBS No. G-000119-0001-5	<b>Page</b> 1 of 1	<b>Agenda Item</b>  18
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 01/05/2011	<b>Agenda Date</b>
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> 12/15/10	<b>Council District affected:</b> H, G, E
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<b>For additional information contact</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2007-0972; August 29, 2007
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**RECOMMENDATION:** Appropriate funds for the project.

<b>Amount and Source Of Funding:</b> \$171,566.96- Police Consolidated Construction Fund (4504)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate \$171,566.96 to the existing citywide contract with BL Technology, Inc. to furnish and install CCTV and access control security equipment at the Police Property Room, Westside Police Station and Clear Lake Police Station for the Houston Police Department.

**PROJECT LOCATIONS:**

<u>Facility</u>	<u>Address</u>	<u>Key Map</u>	<u>Council District</u>
Property Room	1202 Washington	493L	H
Westside Police Station	3203 S. Dairy Ashford	488Z	G
Clearlake Police Station	2855 Bay Area Blvd.	618G	E

**PREVIOUS HISTORY AND PROJECT SCOPE:** On August 29, 2007, Ordinance No.2007-972, City Council awarded a five-year work-order contract to BL Technology, Inc., in an amount not to exceed \$16,259,339.00, for the installation and repair of security systems citywide. The contract is funded through various appropriations/allocations for security system installation and repair services. To date, \$6,723,397.83 has been expended on the contract.

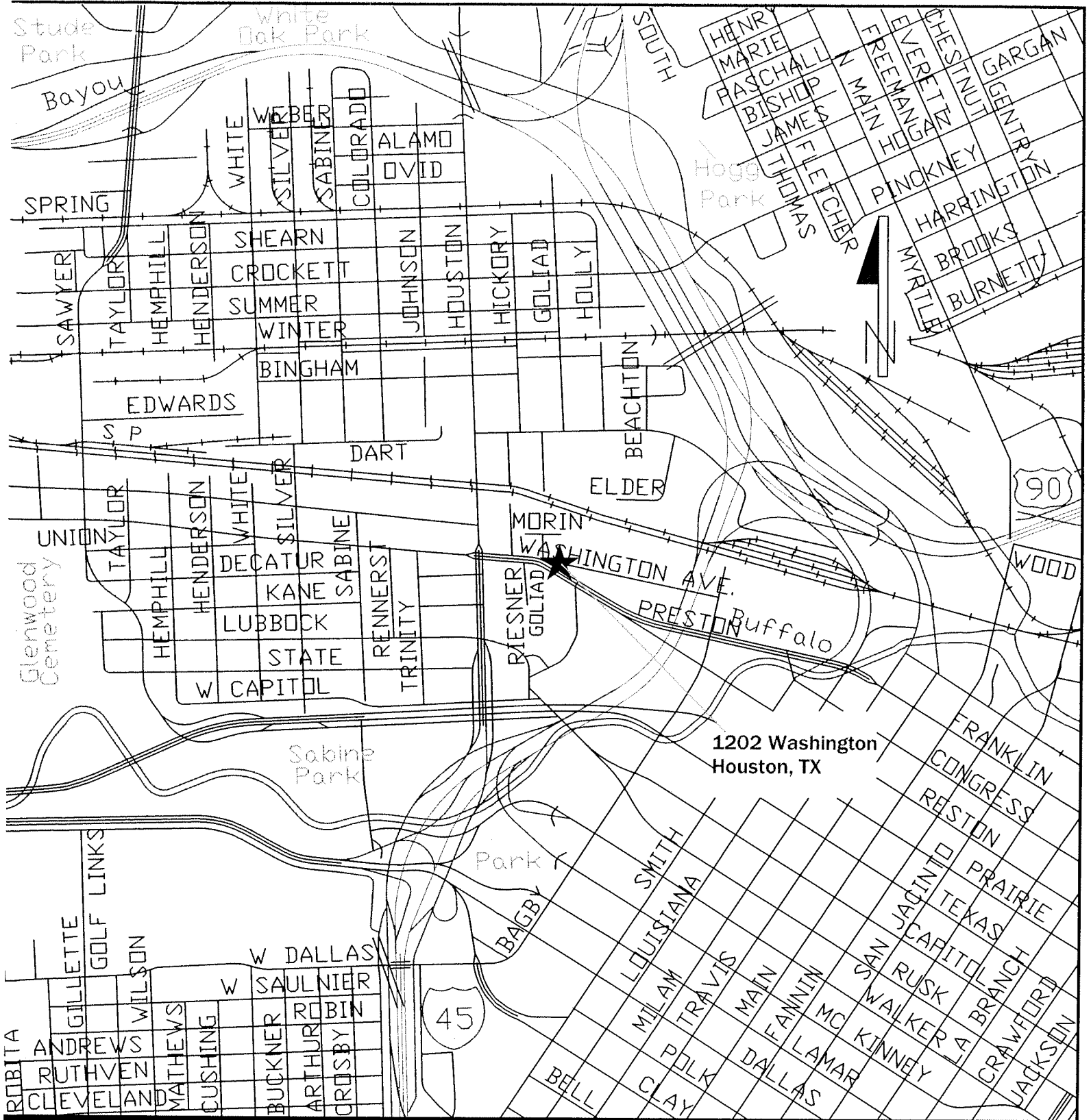
**M/WBE INFORMATION:** The contract contains an 11% M/WBE goal. Currently, BL Technology, Inc. has achieved 16.9% M/WBE participation

SM:JLN:TLE:ps

c: Marty Stein, Thomas Edwards, Jacquelyn Nisby, Stephen Hanner, Jean Abercrombie, File

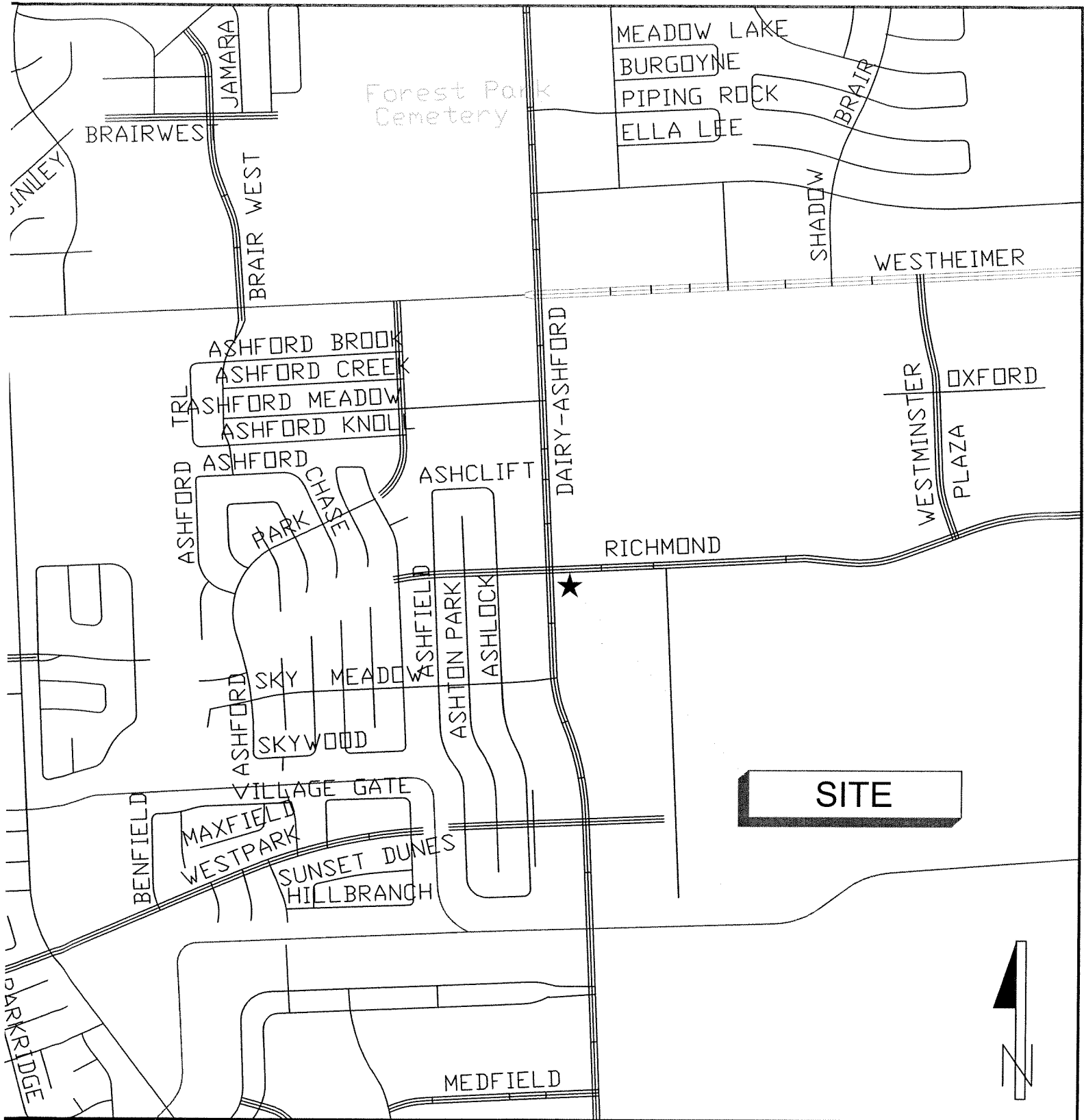
**REQUIRED AUTHORIZATION** CUIC ID # 25MSCL82

<b>General Services Department:</b>  <i>Thomas L Edwards</i>  Thomas L. Edwards Chief of Security Management	<b>Houston Police Department:</b>  <i>Charles A. McClelland, Jr.</i> 12-23-10  Charles A. McClelland, Jr. Chief of Police
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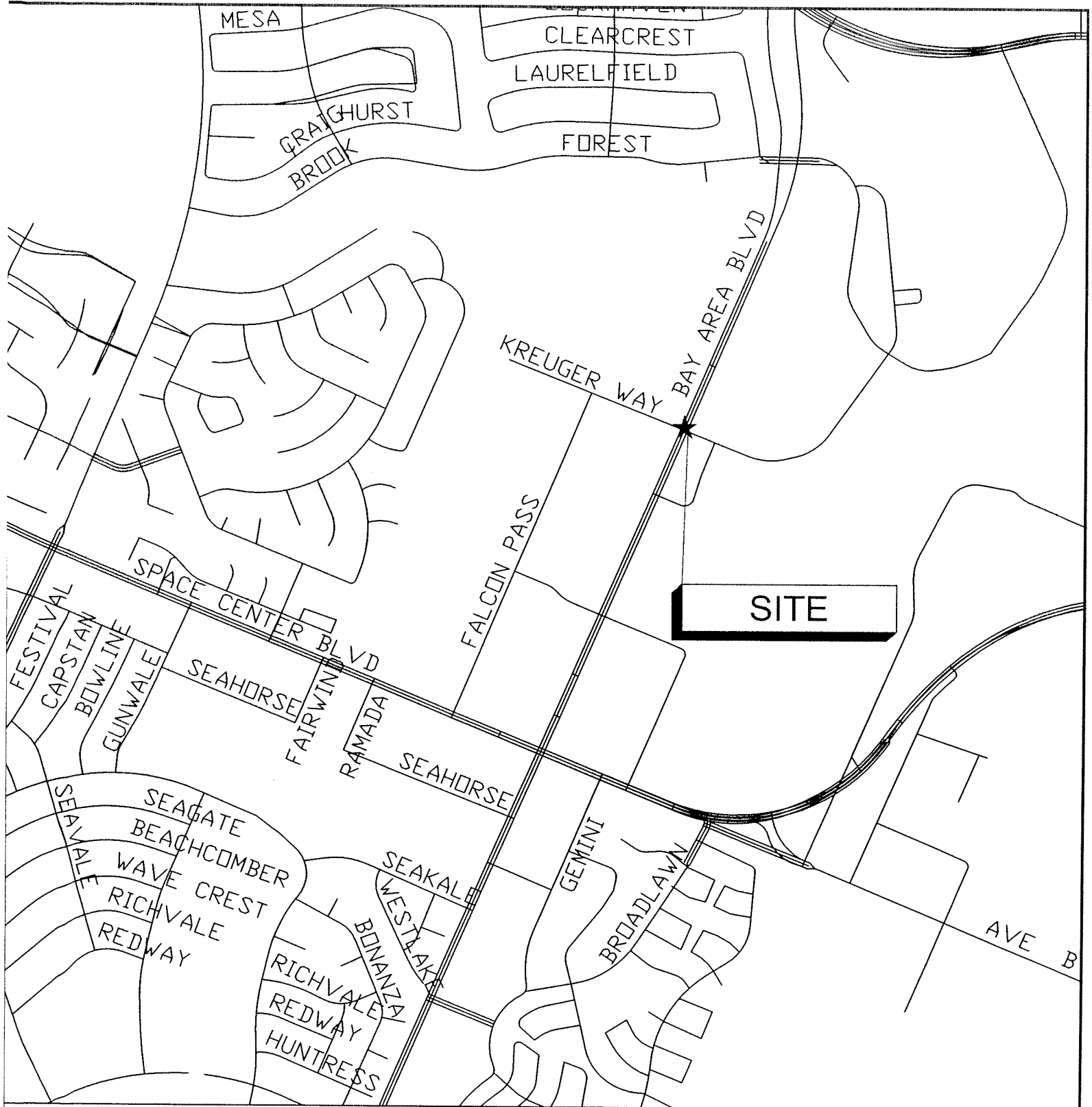


Houston Police Department  
Property Room  
 1202 Washington  
 Houston, TX 77002

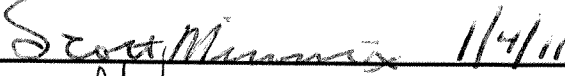
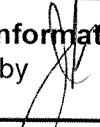
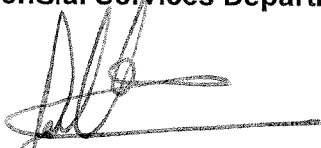




Houston Police Department  
Westside Command Station  
 3203 South Dairy Ashford  
 Houston, TX 77082



Houston Police Department  
Clearlake Police Station  
2855 Bay Area Blvd.  
Houston, TX 77058

<b>SUBJECT:</b> Award Design/Build Contract Balfour Beatty Construction, LLC City Hall Annex and City Hall Renovations WBS No. D-000156-0001-4		<b>Page</b> 1 of 2	<b>Agenda Item</b>  19
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 01-06-2011	<b>Agenda Date</b> JAN 12 2011
<b>DIRECTOR'S SIGNATURE</b> Scott Minnix  1/4/11		<b>Council District(s) affected:</b> All	
<b>For additional information contact:</b> Jacquelyn L. Nisby  Phone: (832) 393-8023		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION:</b> Award Design/Build Contract and appropriate funds for the project.			
<b>Amount and Source Of Funding:</b> \$3,130,000.00 General Improvement Consolidated Construction Fund (4509)		<b>Finance Budget:</b>	
<p><b>SPECIFIC EXPLANATION:</b> The General Services Department (GSD) recommends that City Council award a Design/Build Contract to Balfour Beatty Construction, LLC (Balfour Beatty) to provide design, professional engineering, and construction services for the expansion and renovation of the City Council offices on the first floor of the City Hall Annex and basement level restrooms at City Hall. The redrawing of district lines will result in the formation of two additional Council districts. The current Council office space must be expanded and reconfigured to accommodate the two additional Council Members. Council will also be requested to appropriate funds for asbestos abatement of the exterior areas under a separate Council action.</p> <p>On September 17 and September 24, 2010, GSD advertised a Request for Qualifications (RFQ) containing selection criteria that ranked the respondents on experience, technical approach, and quality assurance program. The Statements of Qualifications (SOQ) were due on October 7, 2010 and eleven teams responded. A selection committee comprised of representatives from GSD short-listed and interviewed five teams. Balfour Beatty received the most points based on the advertised criteria.</p>			
<b>PROJECT LOCATIONS:</b> 900 and 901 Bagby St. (493L)			
<b>PROJECT DESCRIPTION:</b> Due to the lack of relocation space, the project will be performed in phases. A temporary swing space will be constructed on the P-level of the City Hall Annex that can accommodate five Council Members and their staff during renovation of their areas. The scope of work includes the addition of two Council offices, the renovation and installation of showers in the public restrooms on the basement level of City Hall, and replacement of carpet in the Council floor lobby. To minimize cost, new furniture will only be provided for the new Council Member offices.			
<b>REQUIRED AUTHORIZATION</b>		CUIC ID# 25CONS171	
<b>General Services Department:</b>  Richard A. Vella Chief of Design & Construction Division			

<b>Date</b>	<b>SUBJECT:</b> Award Design/Build Contract Balfour Beatty Construction, LLC City Hall Annex and City Hall Renovations WBS No. D-000156-0001-4	<b>Originator's Initials</b> ON	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that City Council award a Design/Build Contract to Balfour Beatty and appropriate funds for the project, including additional appropriations of \$5,000.00 for engineering materials testing services and \$25,683.48 for environmental testing services under the existing contract with Professional Service Industries, Inc.; \$4,000.00 for security services under the existing contract with BL Technology, Inc.; and \$27,640.00 for information technology and data services under the existing contract with Selrico Communications, L.L.C. The following amounts for construction and contingency are based on the design/build contractor's estimate of costs. The final cost of construction will be submitted to the director for approval as part of the Guaranteed Maximum Price (GMP) proposal.

<b>FUNDING SUMMARY:</b>	
\$ 295,081.00	Pre-Construction Phase Services
\$2,568,382.00	Estimated Construction Phase Services
<b>\$2,863,463.00</b>	<b>Total Estimated Contract Services</b>
\$ 154,102.92	6% Contingency (Estimate)
\$ 50,110.60	Civic Art (1.75%)
\$ 5,000.00	Engineering Materials Testing
\$ 25,683.48	Environmental Testing
\$ 4,000.00	Security
\$ 27,640.00	IT & Data Services (Estimate)
<b>\$3,130,000.00</b>	<b>Total Funding</b>

**M/WBE/MBE/SBE PARTICIPATION:** A combined design and construction M/WBE/MBE/SBE goal of 24% has been established for this contract. Upon completion of the pre-construction phase services, the contractor will submit the list of proposed certified firms for construction services with the issuance of the GMP proposal.

**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 consultant provides health benefits to eligible employees in compliance with City policy.

SM:JLN:RAV:ON:ps

c: Marty Stein, Scott Minnix, Richard A. Vella, Christopher Gonzales, Jacquelyn L. Nisby, Calvin Curtis, Morris Scott, Jean Abercrombie, Martha Leyva, Gabriel Mussio, File

**REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary

RCA# 8643

Subject: Approve an Ordinance Awarding a Contract for Moving & Storage of Household Goods for the Housing and Community Development Department S23-L23482	Category # 4	Page 1 of 2	Agenda Item  <div align="center" style="font-size: 2em; font-family: cursive;">20</div>
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<b>FROM (Department or other point of origin):</b> Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	<b>Origination Date</b> December 03, 2010	<b>Agenda Date</b> JAN 12 2011
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<b>DIRECTOR'S SIGNATURE</b> 	<b>Council District(s) affected</b> All
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<b>For additional information contact:</b> Roxanne Lawson Phone: (713) 868-8305 Ray DuRousseau Phone: (832) 393-8726	<b>Date and Identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)**  
 Approve an ordinance awarding a contract to Crown Relocations on its low bid meeting specifications in an amount not to exceed \$235,568.00 for moving and storage of household goods of clients of the Housing and Community Development Department.

Maximum Contract Amount: \$235,568.00	<b>Finance Budget</b> 
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\$235,568.00 - Community Development Block Grant Fund (5000)

**SPECIFIC EXPLANATION:**  
 The City Purchasing Agent recommends that City Council approve an ordinance awarding a one-year contract, with a one-year option, to Crown Relocations on its low bid meeting specifications in an amount not to exceed \$235,568.00 for moving and storage of household goods for the Housing and Community Development Department. 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. Fourteen prospective bidders downloaded the solicitation document from SPD's e-bidding website and seven bids were received as outlined below:

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. ABC Shirt	\$ 111,646.80 (Did Not Meet Specifications)
2. <b>Crown Relocations</b>	<b>\$ 235,568.00</b>
3. A Rocket Moving & Storage	\$ 461,380.00
4. Roadrunner Moving & Storage	\$ 476,962.80
5. John D Moving, LLC	\$ 510,588.00
6. Daryl Flood Mobility Solutions	\$ 561,600.00
7. V.I.P. Moving Services	\$ 774,100.00

- Due to the disparity between the bids, Strategic Purchasing contacted the vice president of Crown Relocations to discuss and go over the published specifications for this project. The vice president confirmed in writing that the services offered will be provided in accordance with the published scope of work at the prices bid. Based on the aforementioned, Strategic Purchasing and the Department are confident that the recommended company will provide the specified services for the price bid.

**REQUIRED AUTHORIZATION**

Finance Department:	Other Authorization: 	Other Authorization:
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NOT

Date: 12/3/2010	Subject: Approve an Ordinance Awarding a Contract for Moving & Storage of Household Goods for the Housing and Community Development Department S23-L23482	Originator's Initials RB	Page 2 of 2
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The scope of work requires the contractor to provide all labor, supervision, materials, equipment, tools, storage facility(ies) and transportation necessary to provide moving and storage of household goods for the Department's clients. This service will be provided to clients as part of the Department's Temporary Relocation Assistance Program, where the client's household goods will be temporarily moved to either a storage facility; an apartment provided by the City; or, for clients temporarily residing with relatives, household goods will be split between a storage facility and the temporary residence. After the client's home has been refurbished, the contractor will move the household goods back to the original residence.

**M/WDBE Subcontracting:**

This bid was issued with an 11% goal for M/WDBE participation. Crown Relocations has designated the below-named company as its certified M/WDBE subcontractors.

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
NextLevel Movers	Moving of Household Goods	\$25,912.48	11 %

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

**Pay or Play Program**

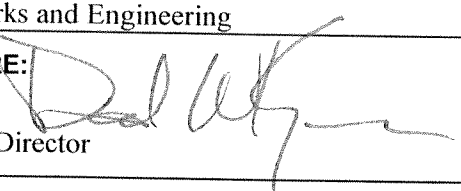
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City Contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

Buyer: Roy Breaux

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> An ordinance to adopt a Municipal Setting Designation prohibiting the use of designated groundwater for Schlumberger Technology Corporation for the site located at 7030 Ardmore Street, Houston, TX 77054. (MSD # 2010-027-STC)	Page 1 of 1	Agenda Item # 21
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 1/06/11	<b>Agenda Date</b> JAN 12 2011
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> D 25 for Carol J6
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<b>For additional information contact:</b> Carol Ellinger Haddock, P.E. Senior Assistant Director (832) 395-2686 Jedediah Greenfield, MPA Staff Analyst (832) 395-2695	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the Schlumberger Technology Corporation site located at 7030 Ardmore Street, Houston, TX 77054, and support issuance of an MSD by the Texas Commission on Environmental Quality (TCEQ). (MSD # 2010-027-STC)

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

**BACKGROUND:** In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designates an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting public health. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State (ordinance revised 7/14/2010). This ordinance requires a written public notice to be mailed to property owners within one-half mile of a proposed MSD site and owners/operators of potable water wells within 5-miles of a proposed MSD site. In addition, a public meeting and a public hearing are required to be held prior to City Council's consideration of an ordinance of support.

**SCHLUMBERGER TECHNOLOGY CORPORATION APPLICATION:** Schlumberger Technology Corporation is seeking a Municipal Setting Designation (MSD) for 29.56-acres of land located at 7030 Ardmore Street, Houston, TX 77054. The contamination consists of 1,1-dichloroethene (1-1 DCE), tetrachloroethene (PCE), trichloroethene (TCE), cis-1,2-dichloroethene (cis-1,2 DCE), and vinyl chloride (VC). The property was initially developed in the 1950's for the manufacturing of oilfield equipment. The site is in the State's Voluntary Cleanup Program (No. 1848). To date, the site has been investigated and groundwater contamination plumes are stable or contracting. The affected groundwater is approximately 12 to 23 feet below the surface.

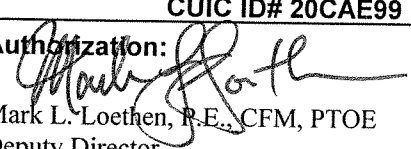
A public meeting was held on 7/20/2010 at the Robinson Jr. Community Center, and a public hearing was held in the Development and Regulatory Affairs Council Committee on 8/19/2010. Due to an MSD boundary amendment to include the property owned by the City of Refuge Church, a second public meeting was held on 12/6/2010 at the City of Refuge Church.

Schlumberger Technology Corporation is seeking an MSD for this property to restrict access to groundwater to protect the public against exposure to the contaminants. There is a public drinking water supply system that meets state requirements that supplies or is capable of supplying drinking water to the MSD property and all properties within one-half mile of the MSD property.

**RECOMMENDATIONS:** It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the Schlumberger Technology Corporation site located at 7030 Ardmore Street, Houston, TX 77054, and support issuance of an MSD by the Texas Commission on Environmental Quality.

DWK:MLL:CEH  
P:\PLANNING BRANCH\MSD\DATABASE\GENERIC RCA - ORDINANCE SUPPORT.DOC  
C: Marty Stein, Ceil Price


**REQUIRED AUTHORIZATION** **CUIC ID# 20CAE99**

<b>Other Authorization:</b>	<b>Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Division	<b>Other Authorization:</b>
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**TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Professional Engineering Services Contract between the City and TEDSI Infrastructure Group, Inc. for Traffic Signal & Intelligent Transportation Systems (ITS) Design Services. WBS No. N-000650-0060-3	<b>Category #</b>	<b>Page</b> 1 of <u>1</u>	<b>Agenda Item #</b>  <i>22</i>
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<b>FROM: (Department or other point of origin):</b> Public Works and Engineering Department	<b>Origination Date</b>	<b>Agenda Date</b> JAN 12 2011
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<b>DIRECTOR'S SIGNATURE:</b> <i>WJ</i> Daniel W. Krueger, P. E. 	<b>Council District affected:</b>  All
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<b>For additional information contact:</b> Jeffrey Weatherford, P.E., Deputy Director (832) 395-2461	<b>Date and identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)** Approve an Ordinance authorizing an Engineering Services Contract with TEDSI Infrastructure Group, Inc. and appropriating funds.

**Amount and Source of Funding:**  
\$500,000.00 from Street & Bridge Consolidated Construction Fund 4506. *WJ 12/13/2010*

**SPECIFIC EXPLANATION:**

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

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

**LOCATION:** The project area is located throughout the City.

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

**PROJECT COST:** The total cost of this project is \$500,000.00 to be appropriated as follows: \$434,783.00 for contract services and \$65,217.00 for CIP Cost Recovery.

**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 health benefits to eligible employees in compliance with City policy.

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


<u>Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Lina T. Ramey & Associates, Inc.	Surveying Services	\$ 65,218.00	15%
2. Nathelyne A. Kennedy & Associates	Engineering Services	\$ 21,740.00	5%
3. CJ Hensch & Associates	Data Collections Services	\$ 21,740.00	5%
	TOTAL	\$ 108,698.00	25%

cc: Marty Stein, Agenda Director  
Morris Scott  
Jeffrey Weatherford, P.E.  
Michael Wahl, P.E.

LaVerne Hollins-McGlothen  
(File No. SB9360)

**REQUIRED AUTHORIZATION**

**CUIC #20JSW46**

<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Jeffrey Weatherford, P.E., PTOE Deputy Director, Traffic & Transportation Division
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*NOT*



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Professional Engineering Services Contract between the City and Traffic Engineers, Inc. for Traffic Signal & Intelligent Transportation Systems (ITS) Design Services. WBS No. N-000650-0061-3

**Category #**

**Page 1 of 1**

**Agenda Item #**

23

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

**Origination Date**

**Agenda Date**  
JAN 12 2011

**DIRECTOR'S SIGNATURE:**

*mf*  
Daniel W. Krueger, P. E. 

**Council District affected:**

All

**For additional information contact:**

Jeffrey Weatherford, P.E., Deputy Director (832) 395-2461

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

**RECOMMENDATION: (Summary)** Approve an Ordinance authorizing an Engineering Services Contract with Traffic Engineers, Inc. and appropriating funds.

**Amount and Source of Funding:**

\$500,000.00 from Street & Bridge Consolidated Construction Fund 4506.

*MP 12/16/2010*

**SPECIFIC EXPLANATION:**

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

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

**LOCATION:** The project area is located throughout the City.

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

**PROJECT COST:** The total cost of this project is \$500,000.00 to be appropriated as follows: \$434,783.00 for contract services and \$65,217.00 for CIP Cost Recovery.

**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 health benefits to eligible employees in compliance with City policy.

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

	<u>Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Epic Transportation Group, LP	ITS & Traffic Engineering Services	\$ 34,782.64	8%
2.	Landtech Consultants, Inc.	Surveying Services	\$ 60,869.62	14%
3.	CJ Hensch & Associates	Data Collections Services	\$ 8,695.66	2%
		TOTAL	\$104,347.92	24%

cc: Marty Stein, Agenda Director, Jeffrey Weatherford, P.E.,PTOE, Michael Wahl, P.E. LaVerne Hollins-McGlothen, Morris Scott, (File No. SB9361)

REQUIRED AUTHORIZATION

CUIC #20JSW47


*NOT*

Finance Department

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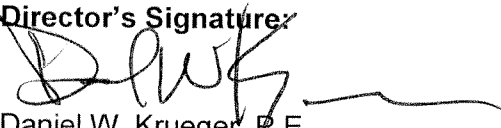
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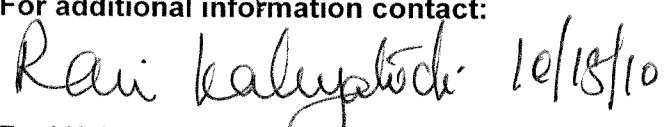
Other Authorization:

  
Jeffrey Weatherford, P.E., PTOE  
Deputy Director, Traffic & Transportation Division

<b>SUBJECT:</b> Contract Award for Safe Routes to School Program. W.B.S. Nos. N-00610A-0102-4, N-00610A-0103-4, N-00610A-0104-4, N-00610A-0105-4 and N-00610A-0106-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 24
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<b>From: (Department or Other Point of Origin)</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/16/10	<b>Agenda Date</b> JAN 12 2011
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> H, I      SK
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:**  
 Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$ 878,392.00 Federal State Local – Pass Through Fund 5030  
 \$ 183,608.00 Street and Bridge Consolidated Construction Fund No. 4506  
 \$1,062,000.00 Total Cost M.P. 11/4/2010


**PROJECT NOTICE/JUSTIFICATION:** This project will be constructed by the City of Houston under the Safe Routes to School Program. This federally funded program will be managed by the Texas Department of Transportation in conjunction with the City of Houston to construct sidewalks around schools. The approved elementary schools are Briscoe, Burnet, Carrillo, De Zavala, Franklin, and Tijerina. The City is required to pay for design costs and any construction costs that exceed the approved grant amount. The project provides for the construction of approximately 21,890 linear feet of sidewalks.

**LOCATION:** This project is located in Council Districts H and I. The project is located in various Key Map Grids.

**BIDS:** Bids were received on September 2, 2010. The ten (10) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. CAAN Construction Services, Inc.	\$ 886,392.00
2. Metro City Construction, L.P.	\$1,289,985.88
3. Reytec Construction Resources, Inc.	\$1,397,441.00
4. Total Contracting Limited	\$1,444,003.25
5. Ti-Zack Concrete, Inc.	\$1,494,142.10
6. ACM Contractors, Inc.	\$1,523,899.00
7. Resicom, Inc.	\$1,536,261.20
8. TJ&T Enterprises, Inc.	\$1,548,540.00
9. JFT Construction, Inc.	\$1,583,456.11
10. Cravens Services, Inc.	\$1,968,496.85

**REQUIRED AUTHORIZATION** CUIC ID # CUIC#20SIK31

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date:</b>	<b>SUBJECT:</b> Contract Award for Safe Routes to School Program. W.B.S. Nos. N-00610A-0102-4, N-00610A-0103-4, N-00610A-0104-4, N-00610A-0105-4, and N-00610A-0106-4.	<b>Originator's Initials</b>  SK	<b>Page</b> 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to CANN Construction Services, Inc. with a low bid of \$886,392.00.

**PROJECT COST:** The total cost of this project is \$1,062,000.00 to be appropriated as follows:

- Bid Amount \$886,392.00
- Contingencies \$ 44,319.60
- Engineering and Testing Services \$ 77,000.00
- CIP Cost Recovery \$ 54,288.40

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

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

**DBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the overall goal of 8% for DBE participation.

<u>DBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Professional Traffic Control, LLC	Sign Making, Striping Service	\$72,000.00	8.12%

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

  
DWK:DRM:RK:MW:SK:as/ddh

Z:\design\A-NP-DIV\Sidewalks\N-00610A-(0102-0106)-3\1.0 Design Contract\1.2 RCA\Construction RCA 0N-00610A-(102-106)-4 rev (3).doc

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

**TABLE OF STREETS INCLUDED IN SAFE ROUTE TO SCHOOL PROJECT**

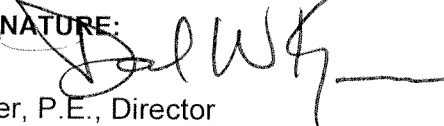
STREET NAME	FROM	TO	LENGTH (FT)	KEY MAP	COUNCIL DISTRICT	CSJ
Forest Hill	Capitol	Harrisburg	500	494Z	I	0912-72-217
Forest Hill	Dallas	Rusk	1200	494Z	I	0912-72-217
Harrisburg	South 72nd	Forest Hill	300	494Z	I	0912-72-217
Pasadena	Santiago	Forest Hill	1200	494Z & 534D	I	0912-72-217
Rusk	Forest Hill	South 74th	900	494Z & 495W	I	0912-72-217
Walker	Forest Hill	South 74th	800	494Z & 495W	I	0912-72-217
Walker	South 74th	South 75th	800	495W	I	0912-72-217
Miraglen	Fair Oaks	Wayside	1100	494Y & 494Z	I	0912-72-218
Wayside	Lawndale	Carrillo Elementary	1600	534C & 494Y	I	0912-72-218
71st	Avenue H	Avenue K	800	494V	I	0912-72-219
71st	Avenue C	Canal	1100	494Z & 494V	I	0912-72-219
Avenue E	66th	Cesar Chavez	700	494V	I	0912-72-219
Avenue E	66th	Wayside	1300	494V	I	0912-72-219
Maltby	Avenue H	Navigation	1400	494V	I	0912-72-219
Avenue I	76th	Navigation	2000	495S & 495W & 495X	I	0912-72-220
Avenue J	76th	78th	1300	495S & 495T	I	0912-72-220
Avenue K	75th	77th	1400	495S	I	0912-72-220
Sherman	Lockwood	Oldham	5400	494T & 494U	H	0912-72-222

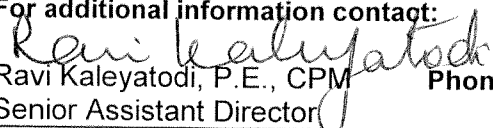
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Neighborhood Back Lot Wastewater Substitute Service Program – First Montrose Commons. W.B.S. No. R-002011-0075-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 25
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 1/6/11	<b>Agenda Date:</b> JAN 12 2011
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> D Rem
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326 12/17/10	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction Contract and appropriate funds.

**Amount and Source of Funding:** \$276,500.00 from the Water and Sewer System Consolidated Construction Fund No. 8500.  
*Per 12/28/2010*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Neighborhood Back Lot Wastewater Substitute Service Program and is required to provide the relocation of sanitary sewer service lines from back lots to front lots.

**DESCRIPTION/SCOPE:** This project consists of the relocation of sanitary sewer service lines for 45 properties on Sul Ross, W. Main, Colquitt, Milam, Garrott, and Greeley in the First Montrose Commons subdivision. The relocations include the abandonment of back lot sewer mains, manholes and service lines and the reconnection to sewer mains within the street right-of-way.



The Contract duration for this project is 150 calendar days. This project was designed by Century Engineering, Inc.

**LOCATION:** The project area is generally bound by W. Alabama on the north, Richmond Ave. on the south, Roseland St. on the west and Bute St. on the east. The project is located in Key Map Grids 493S and 493W.

**BIDS:** Bids were received on October 28, 2010. The five bids are as follows:

Bidder	Bid Amount
1. Texas ReExcavation, L.C.	\$229,830.00
2. Resicom, Inc.	\$370,018.00
3. Reliance Construction Services, L.P.	\$389,706.00
4. Blue Bay Construction, L.L.C.	\$431,190.00
5. D.L. Elliot Enterprises, Inc.	\$674,235.00

**REQUIRED AUTHORIZATION** CUIC ID #20RCM06

<b>Finance Department</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division 12-28-10	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Neighborhood Back Lot Wastewater Substitute Service Program – First Montrose Commons. W.B.S. No. R-002011-0075-4.	Originator's Initials <i>Rem</i>	Page 2 of 2
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**AWARD:** It is recommended that this construction Contract be awarded to Texas ReExcavation, L.C. with a low bid of \$229,830.00 and that Addendum Number 1 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$276,500.00 to be appropriated as follows:

- Bid Amount \$229,830.00
- Contingencies \$ 11,491.50
- Engineering and Testing Services \$ 19,000.00
- CIP Cost Recovery \$ 16,178.50

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

The Utility Maintenance Branch of the Public Works and Engineering Department, Public Utilities Division will manage the construction for this project.

**PAY OR PLAY PROGRAM:**

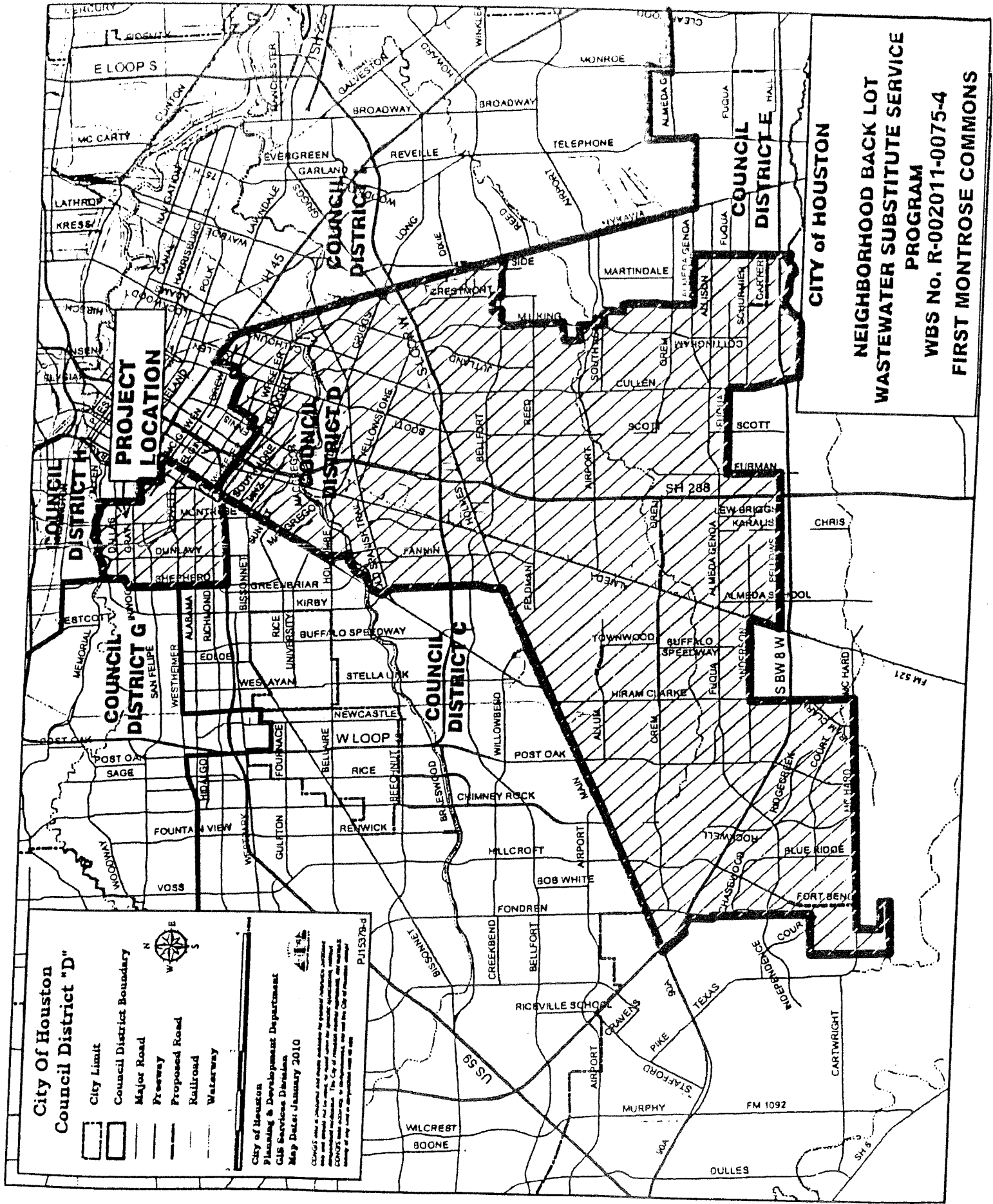
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

**M/WBE PARTICIPATION:** No MBE or SBE Participation goal is established for this project.

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

*DRM EN:MR Rem*  
DWK:DRM:RK:EN:IMR:RCM:pa

c: Velma Laws  
Mike Pezeshki, P.E.  
File: R-002011-0075-4



**City of Houston  
Council District "D"**

- City Limit
- Council District Boundary
- Major Road
- Freeway
- Proposed Road
- Railroad
- Waterway



City of Houston  
Planning & Development Department  
GIS Services Division  
Map Date: January 2010

Council limits are shown and may not be current. Council boundaries are shown and may not be current. The City of Houston neither warrants nor represents that the information shown on this map is accurate, complete, or up to date. The user assumes all liability for any use of the information shown on this map.

**CITY OF HOUSTON**  
**NEIGHBORHOOD BACK LOT**  
**WASTEWATER SUBSTITUTE SERVICE**  
**PROGRAM**  
**WBS No. R-002011-0075-4**  
**FIRST MONTROSE COMMONS**

**PROJECT LOCATION**

**COUNCIL DISTRICT I**

**COUNCIL DISTRICT D**

**COUNCIL DISTRICT C**

**COUNCIL DISTRICT E**

**COUNCIL DISTRICT G**

**CHRIS**

**ALMEDA**

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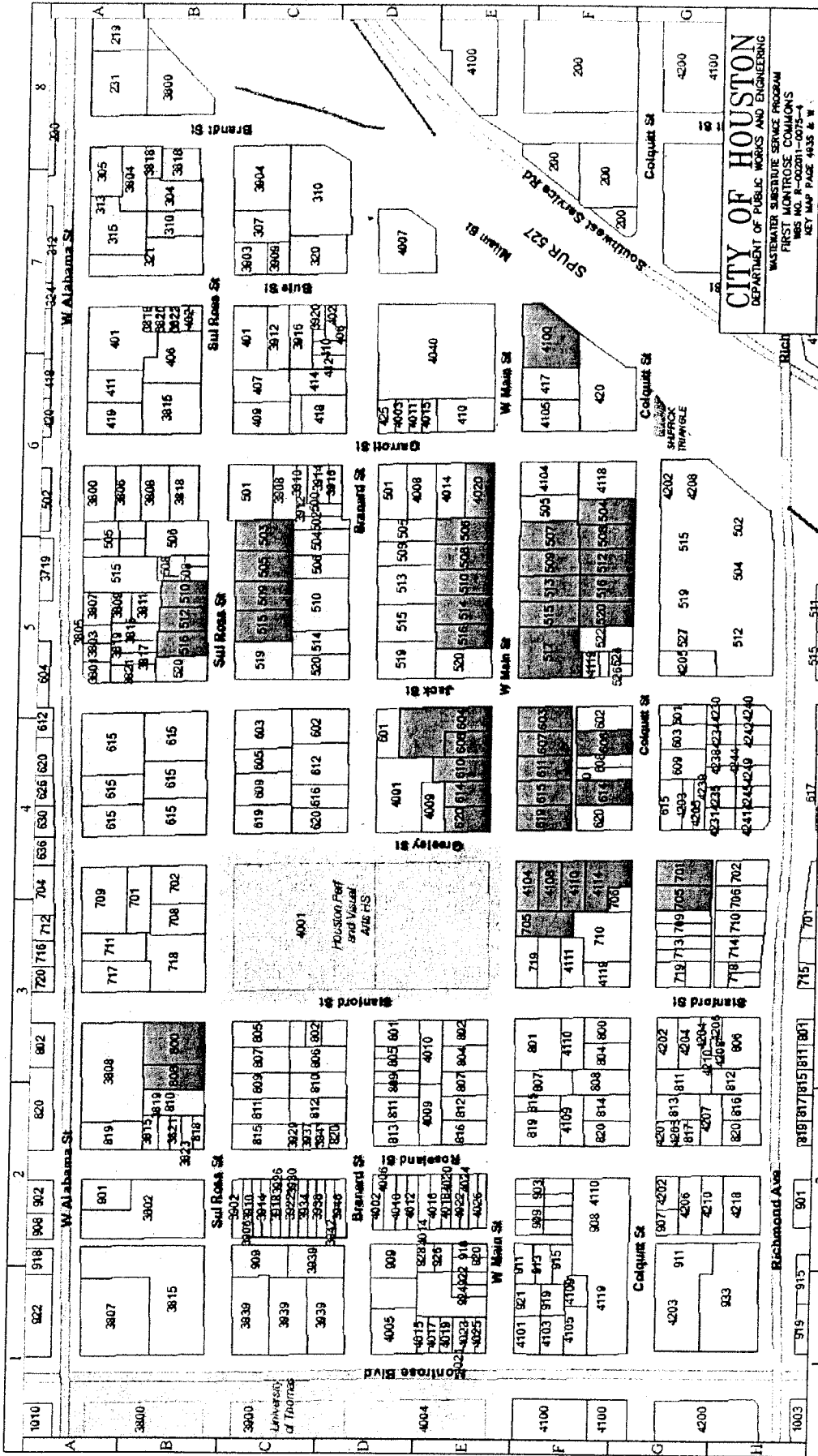
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PREPARED BY:  
**CENTURY ENGINEERING, INC.**  
 308 SOUTH CESSAR - SUITE 108 HOUSTON, TEXAS 77063  
 (713) 780-0717 - FAX (713) 780-7462  
 TYPE No. 1-380 - www.centuryengineering.com  
**PROJECT LIMITS**

**CITY OF HOUSTON**  
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING  
 WASTEWATER SUBSTRUCTURE SERVICE PROGRAM  
 FIRST MONTROSE COMMONS  
 NBS NO. R-002811-0075-4  
 KEY MAP PAGE 4835 & W

**CITY OF HOUSTON**  
 Department of Public Works and Engineering  
 Geographic Information & Management System (GIMS)  
 DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.  
 THE CITY DOES NOT WARRANT THE ACCURACY OR COMPLETENESS.  
 FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.

1 inch = 200 Feet



**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#**

26 ~~40~~

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

**Origination Date**

12/22/10

**Agenda Date**

~~JAN 05 2011~~

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

JAN 12 2011

ALL

**For additional information contact:**

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

**Date and identification of prior authorizing**

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

**RECOMMENDATION: (Summary)**

Approve an ordinance granting a Commercial Solid Waste Operator Franchise

**Amount of Funding:**

REVENUE

**FIN Budget:**

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

**SPECIFIC EXPLANATION:**

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

1. General Site Services, LLC

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**

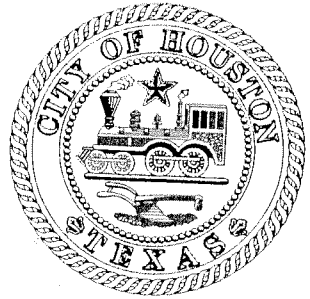
**Finance Director:**

Melissa Noriega

Houston City Council At-Large Position 3

27

JAN 12 2011

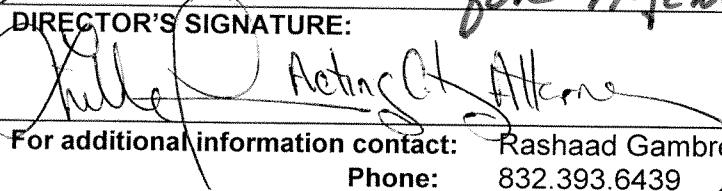


**RE: Agenda Item No. 11 (01/05/2011)**

I move to amend Item 11 by replacing Section 14 of the proposed ordinance with the following:

**Section 14.** That Subsection (c) of Section 18-33 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"(c) It shall be unlawful for a city employee to solicit contributions for any candidate at any time unless the employee is acting during off-duty hours or is on a duly approved leave of absence. Further, this section does not contradict state law as it applies to police and fire personnel."

<b>SUBJECT:</b> An ordinance amending various provisions of Chapter 18 of the Code of Ordinances, Houston, Texas, relating to ethics and financial disclosure <p style="text-align: center;"><i>See BACK-up for</i></p>		<b>Category #</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> <div style="border: 1px solid black; padding: 5px; display: inline-block;">                 27A-11             </div>
<b>FROM (Department or other point of origin):</b> David M. Feldman, City Attorney Legal Department <p style="text-align: center;"><i>Agenda Item 11 for Agenda of</i></p>		<b>Origination Date</b> 1-5-2011	<b>Agenda Date</b> JAN 12 2011 <del>JAN 05 2011</del>	
<b>DIRECTOR'S SIGNATURE:</b>  Acting City Attorney		<b>Council District affected:</b> All		
<b>For additional information contact:</b> Rashaad Gambrell Phone: 832.393.6439		<b>Date and identification of prior authorizing Council action:</b> N/A		
<b>RECOMMENDATION: (Summary)</b> That City Council pass an ordinance amending various provisions of Chapter 18 of the Code of Ordinances relating to the city's ethics standards and financial disclosure requirements incumbent upon city officials.				
<b>Amount of Funding:</b> N/A		<b>F &amp; A Budget:</b> N/A		
<b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund				
<input type="checkbox"/> Other (Specify)				
<b>SPECIFIC EXPLANATION:</b> Chapter 18 of the City of Houston Code of Ordinances contains the city's ethics standards and financial disclosure requirements applicable to city officials and other regulatory provisions addressing lobbying, the solicitation and receipt of campaign contributions, and campaign finance reporting. The proposed amendments are designed to advance the purposes of Chapter 18 in several respects.  The amendments strengthen the ethical standards of conduct imposed upon city officials by proposing to expand the definition of the terms <i>benefit</i> , <i>contract</i> , <i>contractor</i> , and <i>contract award period</i> to provide a more expansive but specifically defined range of prohibited conduct.  The proposed amendments contain the recommendation that all violations of the city's ethics standards of conduct constitute violations of law, thus subjecting them to the general penalty provision contained in section 1-6 of the City Code and strengthening and reaffirming the city's commitment to zero-tolerance for city officials who violate the city's ethics standards of conduct. It is also recommended that the city's Ethics Committee be rebranded as the Ethics <i>Commission</i> and be empowered to utilize the city's Office of Inspector General in conducting investigations of alleged violations of the ethics standards of conduct.  Finally, it is also recommended that Chapter 18 be amended to strengthen the registration and reporting requirements of lobbyists including increasing the registration fee from \$20.00 to \$250.00, increase the threshold interest a former city official may have in a business that has a contractual relationship with the city; and impose a strict prohibition on former city official's interaction with members of the city's executive or legislative branch in an attempt to secure access to information not otherwise available to the general public.  A discussion of all the proposed changes occurred at a meeting of the Council Ethics and Governance Committee conducted on November 4, 2010.				

**SUBJECT:**

The Municipal Courts Department (MCD) requests an ordinance be approved appropriating funds for conversion of data from the Municipal Court's Integrated Case Management System (ICMS) to its Court System Management and Resource Technology (CSMART) system under a contract approved by Ord. No. 2008-806; and providing funding for contingencies, salary recovery and related contract services..

Category #

Page 1 of 1

Agenda Item#

28 ~~27~~

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

Information and Technology Department

Origination Date

November 18, 2010

Agenda Date

~~JAN 05 2011~~

**DIRECTOR'S SIGNATURE:**

*Donald Austin*

Council Districts affected:

ALL

JAN 12 2011

**For additional information contact:**

Rex Billings

Phone: (713) 247-8781

**Date and identification of prior authorizing**

**Council Action:** Ord. #2008-806 Sept. 10, 2008

Ord. #2010-150 Feb. 17, 2010

Motion #2010-0552 July 28, 2010

**RECOMMENDATION:** It is recommended that City Council approve an ordinance appropriating \$600,000 from the EAF Fund 1800 for the conversion of data from the Court's ICMS to CSMART system under a contract approved by Ord. No. 2008-806; and providing funding for contingencies, salary recovery and related contract services

**Spending Authority:**

\$600,000

**Finance Budget:**

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

\$600,000 Equipment Acquisition Consolidated Fund 1800

**SPECIFIC EXPLANATION:**

The City of Houston Municipal Courts is the largest fine-only court system in the United States. Its operations involve the interaction of six City Departments, processing 1.2 million cases annually. In September 2009, Council approved a contract with Sogeti USA, Inc. to assist City personnel with the design and development of a case management system that would fulfill the Courts' unique needs. CSMART is expected to be operational in early FY2012. Under the terms of a Compromise and Settlement Agreement with the prior vendor, Maximus, Inc., the City engaged CourtView Justice Solutions to be paid on a time and materials basis to perform proprietary work estimated at \$3 million dollars to support the existing ICMS system while the City transitions to the new CSMART system.

In February of 2010, Council approved Ordinance No. 2010-150 which removed the original \$3 million dollar spending cap, providing for Council to authorize funding annually. The ordinance approved a supplemental allocation of \$405,000 to cover FY10 costs. In July of 2010, Council approved Motion No. 2010-0552 for \$904,996 to cover FY11 payments for time and materials cost to maintain the stability/integrity of the CourtView system. Ongoing business needs assessments conducted by MCD, the Information Technology Department (ITD) and CSMART team members identified that an integral component of the success of the CSMART case management system project will depend on the City's ability to successfully convert data from the ICMS case management system to the CSMART case management system. To this end, MCD, ITD and the CSMART team have worked to develop a methodology for reviewing high priority case information to correct data exceptions in CourtView and ensure that cases adhere to consistent business rules which are required to ensure the integrity of data loaded into CSMART. Procurements for this effort will come from existing contracts; principally CourtView Justice Solutions and the City's mail processing contract with HOV Services. This initiative is expected to take ten months and will involve staff from MCD, CSMART and key contract personnel to provide the knowledge and skills necessary for project completion. Provided below is a breakdown of the anticipated budget for the effort:

Project Budget for CourtView Data Cleansing Initiative:

COH Staff	139,300
Consulting Services	333,400
Mail Services	<u>40,000</u>
Sub-total	512,700
Contingency	<u>87,300</u>
Total	600,000

**REQUIRED AUTHORIZATION**

Finance Director:

Other Authorization:

Other Authorization

*Jack Alexander 12/29/10*

*[Signature]*

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JAN 12 2011

MOTION NO. 2011 0012

MOTION by Council Member Noriega that the receipt of nominations for Position Four of the Ethics Committee, for a two year term expiring December 31, 2012, be postponed for one week.

Seconded by Council Member Sullivan and carried.

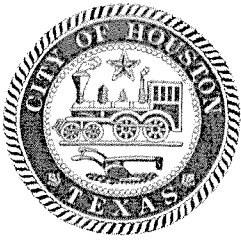
Mayor Parker, Council Members Stardig, Clutterbuck, Adams, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Costello, Lovell, Noriega, Bradford and Jones voting aye  
Nays none

Council Member Johnson absent on personal business

PASSED AND ADOPTED this 5th day of January, 2011.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 11, 2011.

City Secretary



CITY OF HOUSTON

Office of the Mayor

JAN 18 2011

Interoffice

Correspondence

To: Anna Russell  
City Secretary

From: Jenn Char Director  
Boards and Commissions

Date: December 16, 2010

Subject: Ethics Committee  
Nominations

*See  
Item No. 1  
for  
Position  
6*

REVISED

NON-CONSENT AGENDA

MISCELLANEOUS

Motion to set a date not less than seven (7) days from December 22, 2010, to receive nominations for appointments or reappointments to Positions Four and Six on the Ethics Committee for two-year terms expiring 12/31/2012:

- Position 4                      Dr. Franklin D. Jones                      Nominated by Council Member Johnson
- Position 6                      Nomaan K. Husain                      Nominated by Council Member Khan

JC:jsk

cc: Marty Stein



30

JAN 18 2011

MOTION NO. 2011 0015

MOTION by Council Member Gonzalez that the following item be postponed for one week:

Item 44 - Ordinance awarding contract to Aramark Correctional Services, LLC for Jail Food Services; providing a maximum contract amount - 3 Years with two one-year options \$3,296,043.99

Seconded by Council Member Noriega and carried.

Mayor Parker, Council Members Stardig, Clutterbuck, Adams, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Costello, Lovell, Noriega, Bradford and Jones voting aye  
Nays none

Council Member Johnson absent on personal business

PASSED AND ADOPTED this 5th day of January, 2011.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 11, 2011.

City Secretary

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA# 8866

**Subject:** Approve an Ordinance Awarding a Contract to the Best Value Respondent for Jail Food Services for the Houston Police Department S11-L23691

Category # 4	Page 1 of 2	Agenda Item
30	<del>44</del>	<del>44</del>

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

**Origination Date**  
November 18, 2010

**Agenda Date**  
~~JAN 05 2011~~  
~~DEC 25 2010~~  
JAN 18 2011

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

**Council District(s) affected**  
E, I

**For additional information contact:**  
Joseph Fenninger *JF 11/22/10* Phone: (713) 308-1708  
Douglas Moore Phone: (832) 393-8724

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to ARAMARK Correctional Services, LLC on its best value bid in an amount not to exceed \$3,296,043.99 for jail food services for the Houston Police Department.

Maximum Contract Amount: \$3,296,043.99

**Finance Budget**

\$3,296,043.99 - General Fund (1000)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options, to ARAMARK Correctional Services, LLC on its best value bid (BVB) in an amount not to exceed \$3,296,043.99 for jail food services for the Houston Police Department (HPD). The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all equipment, labor, materials, supervision, and transportation necessary to provide quality jail food services for the HPD jail facilities, located at 61 Riesner and 8400 Mykawa Road. The contractor will be required to provide jail inmates with three dietary meals per day, seven days per week. Additionally, the contractor will be responsible for preparing and serving meals on-site at the Central Jail Facility (CJF), located at 61 Riesner and will be required to transport all prepared meals as necessary from the CJF to serve the jail inmates located at the 8400 Mykawa Road facility.

The BVB was advertised in accordance with the requirements of the State bid laws. Forty prospective bidders downloaded the solicitation document from the Strategic Purchasing Division website. Bids were received from ARAMARK Correctional Services, LLC, and Selrico Services, Inc. The Evaluation Committee consisted of three (3) evaluators. The proposals were evaluated based upon the following criteria:

- Cost
- Expertise / Experience / Qualifications
- Financial Strength of Offeror
- M/WBE Participation
- Conformance to BVB Requirements
- Commission Per Meal

ARAMARK Correctional Services, LLC. received the highest overall score.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*[Signature]* 11/22/10

NOT



Date: 11/18/2010	Subject: Approve an Ordinance Awarding a Contract to the Best Value Respondent for Jail Food Services for the Houston Police Department S11-L23691	Originator's Initials GK	Page 2 of 2
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**M/WBE Subcontractor:**

This Best Value Bid was issued as a goal-oriented contract with a 12% M/WBE participation level. ARAMARK Correctional Services, LLC has designated the below named company as its certified M/WBE subcontractor:

Subcontract Name	Type of Services	Total Amount	Percentage
PD Morrison Enterprises, Inc.	Paper supplies and utensils	\$395,525.28	12%

This award will be monitored by the Affirmative Action Division.

**Pay or Play Program**

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

Buyer: Gloria Jordan-King

**Estimated Spending Authority**

Department	FY11	Out Years	Total Amount
Houston Police	\$660,000.00	\$2,636,043.99	\$3,296,043.99