

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 19, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Adams

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 - APRIL 20, 2011 - 9:00 A. M.

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

HEARINGS

1. **PUBLIC HEARING** relative to establishment of Council Member district boundaries as required by Article V, Section 3 of the Charter of the City of Houston, Texas - **9:00 A.M.**
2. **PUBLIC HEARING** relative to establishment of Council Member district boundaries as required by Article V, Section 3 of the Charter of the City of Houston, Texas - **7:00 P.M.**

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 3 through 40

MISCELLANEOUS - NUMBERS 3 through 9

3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON PARKS BOARD LGC, INC:**
 - Position Seven - **MS. MINDY HILDEBRAND**, reappointment, for a term to expire 1/1/2014
 - Position Eight - **MS. NINA ZILKHA**, reappointment, for a term to expire 1/1/2014
 - Position Nine - **MR. BARRON F. WALLACE**, reappointment, for a term to expire 1/1/2014
 - Position Twelve - **MS. DIANA ESPITIA**, reappointment, for a term to expire 1/1/2014
 - Position Eighteen - **MR. DON M. WOO**, reappointment, for a term to expire 1/1/2014
 - Position Twenty - **MR. THOMAS G. BACON**, appointment, and to serve as Chair, for a term ending 12/31/2011

4. REQUEST from Mayor for confirmation of the appointment of **MR. ROBERT GRAHAM**, to Position Five of the **HOUSTON ZOO DEVELOPMENT CORPORATION BOARD OF DIRECTORS**, for a term to expire June 30, 2013, and to serve as Chair for a term ending December 31, 2011

5. REQUEST from Mayor for confirmation of the reappointment of the following to serve as **MUNICIPAL COURT ADJUDICATION HEARING OFFICERS**, for two year terms:
 - MS. SYLVIA G. CASTILLO**
 - MS. ANGELA L. DIXON**

6. REQUEST from Mayor for confirmation of the reappointment of the following as **Municipal Court Judges** for two year terms:
 - JUDGE JOHN SAUNDERS CHASE, JR.**
 - JUDGE MARGARET MUNOZ HARKINS**

7. REQUEST from Mayor for confirmation of the reappointment of the following as **Municipal Court Associate Judges** for two year terms:

<ul style="list-style-type: none">CHERYL ALSANDORALICE J. O'NEILLTHERESA W. CHANGTRACIE J. JACKSONTOLA ORESUSIGERARDO S. MONTALVO	<ul style="list-style-type: none">ARTHUR M. LINCOLNKATHRYN DIAZ GARCIANJERI MATHIS RUTLEDGEDENNIS M. SLATEJOE VILLARREAL
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8. REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE OLD SPANISH TRAIL/ALMEDA CORRIDORS ZONE:**
 - Position One - **MS. ALGENITA SCOTT DAVIS**, for a term to expire 5/6/2013
 - Position Two - **MR. JAMES. J. SMITH**, for a term to expire 5/6/2012
 - Position Three - **THE HONORABLE ZINETTA A. BURNEY**, for a term to expire 5/6/2013; and to serve as Chair for a term ending 12/31/2011
 - Position Four - **MR. BRIAN SMITH**, for a term to expire 5/6/2012
 - Position Five - **MR. ALFRED H. BENNETT**, for a term to expire 5/6/2013

9. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **COASTAL WATER AUTHORITY BOARD OF DIRECTORS**, for terms to expire March 31, 2013:
 - Position Three- **MR. TONY L. COUNCIL**
 - Position Four - **MR. D. WAYNE KLOTZ**

ACCEPT WORK - NUMBERS 10 and 11

10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$96,098.43 and acceptance of work on contract with **FLORIDA TRAFFIC CONTROL DEVICES, INC** for Underpass Lighting Rehabilitation Project - 4.98% over the original contract amount - **DISTRICTS D - ADAMS and I - RODRIGUEZ**

ACCEPT WORK - continued

11. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,092,886.07 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Shady Oaks - 9.77% under the original contract amount - **DISTRICT B - JOHNSON**

PROPERTY - NUMBERS 12 and 13

12. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Robert Kness, Windrose Land Services, Inc, on behalf of New Hope Housing, Inc, (Joy Horak-Brown, Executive Director), Linda Flanagan and Elmo Flanagan, Jr., for the abandonment and sale of Eastwood Street, from Perry Street north to its terminus, in the Belmont Addition Number Two, out of the John E. Durkee Survey, A-1013, Parcels SY11-023, SY11-061 and SY11-065 - **DISTRICT D - ADAMS**
13. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Chuck Davis, C. L. Davis & Company, on behalf of Houston Independent School District, for abandonment and sale of a ±153-foot-long portion of a 14-foot-wide alley, in exchange for the conveyance to the City of right-of-way for and construction of a 16-foot-wide alley, both located between McKee Street and Hardy Street, within Block 13, Cascara Addition, and a right of entry for Houston Independent School District, Parcels SY11-025 and AY11-044 - **DISTRICT H - GONZALEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 14 through 21

14. **VIDACARE CORPORATION** for EZ-IO® Needle Sets for the Fire Department - 5 Years \$723,125.00 - General Fund
15. **BOUND TREE MEDICAL, LLC (Bid No. 1)** for EMS Gloves for the Fire Department - 5 Years \$835,571.50 - General Fund
16. **AIR FLITE, INC** for Schweizer/Sikorsky 269 Series Helicopter Replacement Parts and Repair Services for the Houston Police Department - 5 Years - \$180,000.00 - General Fund
17. **FORT BEND MECHANICAL LTD.** for Air Cooled Chillers from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Department of Public Works & Engineering - \$185,000.00 - Enterprise Fund
18. **DOGGETT HEAVY MACHINERY SERVICES** for Equipment Trailers through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Department of Public Works & Engineering - \$127,692.00 - Enterprise Fund
19. **VOLVO CONSTRUCTION EQUIPMENT & SERVICES** for Trailer-Mounted Air Compressors and Generators through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Department of Public Works & Engineering - \$198,540.00 - Enterprise Fund
20. **ABMI, INC** for Various Types of Water Testing Equipment from the Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Department of Public Works & Engineering - \$289,333.71 - Enterprise Fund
21. **CONSOLIDATED ELECTRICAL DISTRIBUTORS, ASTRO (Bid #1)** - \$375,937.76, **TURTLE AND HUGHES, INC** - \$258,080.06 and **GRAYBAR ELECTRIC** - 5 Years - \$84,289.36 for Electrical Lighting for Various Departments - General and Enterprise Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 22 through 40

22. RESOLUTION amending Resolution No. 2010-0051 approving and authorizing the nomination of **INVESCO MANAGEMENT GROUP, INC** to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as an Enterprise Project - **DISTRICT C - CLUTTERBUCK**
23. ORDINANCE **AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Joint City/County Commission on Children; containing other provisions relating to the foregoing subject; containing a repealer; providing for severability
24. ORDINANCE authorizing sale of excess fee-owned street right-of-way on West Bellfort Avenue, Section 34 of the James Hamilton Survey, A-887, Houston, Harris County, Texas, to Americor Partners, Ltd., in consideration of its payment to the City of \$105,393.00 and other consideration **DISTRICT C - CLUTTERBUCK**
25. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a utility easement in Block 1, George Rich Subdivision, A. C. Reynolds Survey, A-61, Houston, Texas; abandoning said easement to Original, Inc, owner, in consideration of owner's dedication of a utility easement in the same subdivision, payment of \$32,110.00 and other consideration to the City; authorizing and approving a conveyance instrument - **DISTRICT C - CLUTTERBUCK**
26. ORDINANCE approving and authorizing Supplemental Agreement No. 1 to Lease No. DTFASW-09-L-00056 between the City of Houston and the **UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION**, in connection with Terminal Radar Approach Control Facility at George Bush Intercontinental Airport/Houston - **DISTRICT B - JOHNSON**
27. ORDINANCE approving and authorizing contract for Professional Consulting Services by and between the City of Houston and the **GREATER HOUSTON PARTNERSHIP, INC** for Houston Airport System - \$376,500.00 - Enterprise Fund - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**
28. ORDINANCE approving and authorizing Amendment No. 1 to contract for Professional Consulting Services between the City of Houston and **DEREK CONSULTING GROUP, INC** for Professional Information Technology Services for the Houston Airport System (Project 409T) - \$1,854,396.00 Enterprise and Grant Funds - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**
29. ORDINANCE approving and authorizing City of Houston to submit the 2011 Annual Action Plan to the United States Department of Housing and Urban Development, including the following 2011 grant applications: 1) 37th Program Year Community Development Block Grant in the amount of \$29,287,233 (which amount includes \$3,071,711 in program income); 2) Home Investment Partnerships Grant in the amount of \$11,412,478 (which amount includes \$159,378 in program income); 3) Housing Opportunities for Persons With AIDS Grant in the amount of \$6,235,155; and 4) Emergency Solutions Grant, formerly known as the Emergency Shelter Grants, in an amount to be determined by HUD; to accept the aforementioned grant funds, if awarded
30. ORDINANCE approving and authorizing agreement between the City of Houston and **556 LINDA VISTA, L.P.** providing a Performance Based Loan of Federal Community Development Block Grant Disaster Relief Program Funds in an amount up to \$12,500,000.00 for the rehabilitation of 488 units at a 556 unit apartment property located in the 5500 block of DeSoto Street, Houston, Texas, of which 284 units will be restricted to occupancy by households with incomes at or below 80% of area median income - **DISTRICT B - JOHNSON**

RESOLUTIONS AND ORDINANCES - continued

31. ORDINANCE approving and authorizing Contingency Agreement between the City of Houston and **MARKETING ON HOLD, INC d/b/a SOUTHWESTERN TARIFF ANALYST** for Fee Auditing Services; and approving a contingency allocation of funds - 30 Months - \$750,000.00 - General Fund
32. ORDINANCE awarding contract to **BOYER, INC** for Electrical Maintenance, Repair, Automation Support and Technical Services for the City's Water and Wastewater Treatment Facilities for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$3,240,542.00 - Enterprise Fund
33. ORDINANCE approving and authorizing contract between the City and **FIRST SOUTHWEST COMPANY** for Financial Advisory Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$4,030,609.00 - General and Enterprise Funds
34. ORDINANCE approving and authorizing Sanitary Sewer Agreement between the City of Houston and **WEST HOUSTON AIRPORT CORPORATION**
35. ORDINANCE approving and authorizing Joint Funding Agreement between the City of Houston and the **UNITED STATES GEOLOGICAL SURVEY** for Water Resource Investigation and Monitoring; providing a maximum contract amount - 1 Year - \$806,000.00 - Enterprise Fund
36. ORDINANCE granting to **SUN COAST RESOURCES, INCORPORATED, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**
37. ORDINANCE NO. 2011-0268, passed first reading April 13, 2011
ORDINANCE granting to **HOA VINH TRAN dba A-EVERGREEN VACUUM SERVICE, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**
38. ORDINANCE NO. 2011-0269, passed first reading April 13, 2011
ORDINANCE granting to **FRANCISCO R. PADILLA dba FRP TRUCKING, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**
39. ORDINANCE NO. 2011-0270, passed first reading April 13, 2011
ORDINANCE granting to **PIPELINE VIDEO INSPECTION LLC, A Foreign For-Profit Limited Liability Company**, 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**
40. ORDINANCE NO. 2011-249, passed second reading as amended April 13, 2011
ORDINANCE granting to **DAVID R. PATTERSON d/b/a DUMPSTER DAVE, INC, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 41

MISCELLANEOUS

41. RECEIVE nominations for City Council Appointees to the **REBUILD HOUSTON OVERSIGHT COMMITTEE**

MATTERS HELD - NUMBERS 42 through 44

42. RECOMMENDATION from Purchasing Agent to award to **HAHN EQUIPMENT CO., INC** - \$850,515.00, **JERSEY EQUIPMENT COMPANY OF HOUSTON, INC** - \$161,269.00, **JDC FLUID EQUIPMENT** - \$236,789.00, **NEWMAN REGENCY GROUP** - \$82,864.00, **PUMP SOLUTIONS, INC** - \$863,605.00, **PUMPS & EQUIPMENT OF TEXAS** - \$90,718.00 and **SMITH PUMP CO.** - \$60,266.00 for Various Types and Size Pumps for Department of Public Works & Engineering \$2,346,026.00 - Enterprise Fund - **TAGGED BY COUNCIL MEMBER JONES**
This was Item 7 on Agenda of April 13, 2011

43. ORDINANCE **AMENDING RULE 6 OF SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to a code of conduct applicable to council members; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a repealer - **TAGGED BY COUNCIL MEMBER JONES**
This was Item 10 on Agenda of April 13, 2011

44. ORDINANCE amending Ordinance No. 2007-0127 (Passed on January 31, 2007) to increase the maximum contract amount for contract between the City of Houston and **HOUMA ARMATURE WORKS HOUSTON, LLC (Formerly GHX POWER SYSTEMS, LLC)** for Electric Motor Repair Services for the Public Works & Engineering Department - \$654,593.00 - Enterprise Fund
TAGGED BY COUNCIL MEMBER JONES
This was Item 15 on Agenda of April 13, 2011

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

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

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

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

**CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR - TUESDAY
APRIL 19, 2011 2:00PM**

AGENDA

3MIN 3MIN 3MIN

NON-AGENDA

3MIN 3MIN 3MIN

MS. LYDIA AVILA – 1445 N. Loop West – 77008 – 626-506-9651 – Environmental Impact statement

MR. CHARLES REAVIS – 3727 Humble Dr. – Manvel – TX – 77578 – 912-481-1025 – Environmental Impact

MS. TRISH RIGDON – 4409 Montrose, Ste. 150 – 77006 – 713-722-8406 – Importance of the Arts

BISHOP FLOYD E. LEWIS – 2027 Point Clear court – Missouri City – TX – 77459 – 281-741-9713 – HPD

MR. GREGG CONES – 5103 E. Pagewick Dr. – 77041 – 73-936-3502 – Bypassing sound permit – What's the decibel limit

MS. CAROLYN WEBSTER – 6826 Reed Rd. - 77087 – 832-563-6155 – Candy Stripe Academy – 8701 Delilah

MS. MARY THOMAS – 5900 Selinsky, No. 191 – 77048 – 713-483-4165 – Apartments over charging

MR. MARTY APPELBAUM – 1364 Sugar Cree Blvd. - 77478 – 713-858-8156 – Childcare safety

MS. MARYLN APPELBAUM – 1364 Sugar Cree Blvd. - 77478 – 713-858-8156 – Childcare safety

MS. JODIE BROWN – 15503 FM 529 Rd., 936 – 77095 – 832-545-8137 – Childcare safety

PREVIOUS

1MIN 1MIN 1MIN

MR. DONALD BURNS – 13021 Dongeal – 77047 – 713-882-0307 – Shamrock Manor deed Restrictions

MR. REGINALD PREDOM – Post Office Box 23631 – 77028 – 832-881-7265 – Corruption in HPD

MS. MARY TAYLOR - 1403 Fashion Hill Dr. - 77088 - 281-445-0682 – Stubner Airline Park – Mr. Joe Turner

MR. MARK RODRIGUEZ – 23 Delmar St. – 77011 – 832-816-9673 – Issues with City of Houston

1-2

APR 20 2011

Notice of Public Hearing

Notice is hereby given that the City Council of the City of Houston, Texas, will hold the following public hearings in the City Council Chamber, City Hall, 2nd Floor, 901 Bagby, Houston, TX 77002. The purpose of the hearings is to receive comments, suggestions, and alternate plans from the public regarding the Proposed City Council Redistricting Plan, in accordance with the City Charter, Article V, Sec. 3:

Wednesday, April 13, 2011 at 9:00 a.m.
Wednesday, April 20, 2011 at 9:00 a.m.
Wednesday, April 20, 2011 at 7:00 p.m.

All persons desiring to be heard at any of the public hearings must reserve a specific amount of time (up to 3 minutes) by contacting the City Secretary's Office at 832.393.1100. Reservations for each session will be received up to 30 minutes before each session is scheduled to begin.

Aviso de Consulta Popular

Se les informa que el Ayuntamiento de la Ciudad de Houston, Texas, realizará las siguientes consultas populares en la Sala del Ayuntamiento de la Ciudad, ubicada en el Edificio del Ayuntamiento, 2^o Piso, 901 Bagby, Houston, TX 77002. El propósito de las consultas es recibir los comentarios, sugerencias y planes alternativos del público con respecto a la Propuesta del Plan de Redistribución de Distritos del Ayuntamiento, de conformidad a lo señalado en el Título V, Art. 3, de la Ley Orgánica:

Miércoles, 13 de abril de 2011, a las 9:00 a.m.
Miércoles, 20 de abril de 2011, a las 9:00 a.m.
Miércoles, 20 de abril de 2011, a las 7:00 p.m.

Todas las personas que deseen ser escuchadas en cualquiera de las consultas populares deberán reservar una cantidad específica de tiempo (hasta 3 minutos). Para ello, pueden ponerse en contacto con la Secretaría de la Ciudad al 832.393.1100. Las reservaciones para cada sesión se recibirán hasta 30 minutos antes del inicio de cada sesión programada.

Thông Báo về Phiên Họp Điều Trần Công Cộng

Xin thông báo là Hội Đồng Thành Phố thuộc Thành Phố Houston, Texas, sẽ tổ chức phiên họp điều trần công cộng sau đây tại Phòng Hội Đồng Thành Phố (City Council Chamber), Tòa Thị Chính (City Hall), Lầu 2, 901 Bagby, Houston, TX 77002. Mục đích của phiên họp điều trần là để tiếp nhận các góp ý, đề nghị, và các kế hoạch thay thế từ công chúng về Kế Hoạch Tái Phân Bố Khu vực Hội Đồng Thành Phố Theo Đề Nghị, cho phù hợp với Hiến Chương Thành Phố, Điều V, Đoạn 3:

Thứ Tư, 13 Tháng Tư, 2011 lúc 9:00 sáng
Thứ Tư, 20 Tháng Tư, 2011 lúc 9:00 sáng
Thứ Tư, 20 Tháng Tư, 2011 lúc 7:00 tối

Tất cả những ai muốn bày tỏ ý kiến tại bất buổi điều trần công cộng nào phải dành ra một số thìVN giờ nhất định (lên đến 3 phút) bằng cách liên lạc với Phòng Thư Ký Thành Phố tại số 832.393.1100. Việc dành thời gian cho mỗi phiên họp sẽ được tiếp nhận lên đến 30 phút trước khi mỗi phiên họp được quy định bắt đầu.



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

3

APR 20 2011

April 6, 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4-6-11
date

COUNCIL MEMBER: _____

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to the Code of Ordinances, City of Houston, Texas, Ch. 32, Art. VIII, Sec. 32-201, I am appointing or reappointing the following individuals to the Houston Parks Board LGC, Inc., subject to Council confirmation:

Ms. Mindy Hildebrand, reappointment to Position Seven, for a term to expire January 1, 2014;

Ms. Nina Zilkha, reappointment to Position Eight, for a term to expire January 1, 2014;

Mr. Barron F. Wallace, reappointment to Position Nine, for a term to expire January 1, 2014;

Ms. Diana Espitia, reappointment to Position Twelve, for a term to expire January 1, 2014;

Mr. Don M. Woo, reappointment to Position Eighteen, for a term to expire January 1, 2014;
and

Mr. Thomas G. Bacon, appointment to Position Twenty, to serve as Chair, for a term ending December 31, 2011.

The résumés are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments



cc: Ms. Roxsan Okan-Vick, Executive Director, Houston Parks Board, LGC, Inc.



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

4

APR 20 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4-6-11
date

COUNCIL MEMBER: _____

April 6, 2011

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to the Articles of Incorporation and Bylaws of the Houston Zoo Development Corporation, I am nominating for appointment the following individual to the Houston Zoo Development Corporation Board of Directors, subject to Council confirmation:

Mr. Robert Graham, appointment to Position Five, for a term to expire June 30, 2013; and to serve as Chair for a term ending December 31, 2011.

The résumé is attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachment

cc: Mr. Rick Barongi, Executive Director, Houston Zoo Development Corporation





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

5

APR 20 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-31-11
date

March 23, 2010

COUNCIL MEMBER: _____

The Honorable City Council
Houston, Texas

Re: Municipal Court Adjudication Hearing Officer

Dear Council Members:

Pursuant to Chapter 16, Article IV, and Chapter 45, Article XIX, of the City of Houston Code of Ordinances, I am reappointing the following individuals to serve as a Municipal Court Adjudication Hearing Officers for two-year terms, beginning immediately upon Council confirmation:

Names	Reappointment
Sylvia G. Castillo	02
Angela L. Dixon	05

The résumés are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachment



cc: The Honorable Barbara E. Hartle, Presiding Judge of Municipal Courts
Ms. Marta Crinejo, Agenda Director, Mayor's Office



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

6
APR 20 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-31-11
date

COUNCIL MEMBER: _____

March 23, 2011

The Honorable City Council
Houston, Texas

Re: Reappointment of Municipal Court Judge

Dear Council Members:

I reappoint the following individuals as Municipal Court Judge, subject to Council confirmation. The Judge shall serve two -year term beginning immediately upon Council confirmation.

Names	Position
John Saunders Chase, Jr.	05
Margaret Munoz Harkins	12

Résumés are attached for your review.

Sincerely,

Annise D. Parker

Annise D. Parker
Mayor

AP:JC:jsk

Attachments



cc: The Honorable Barbara E. Hartle, Presiding Judge of Municipal Courts
Ms. Marta Crinejo, Agenda Director, Mayor's Office



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

7

APR 20 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 3-31-11
date

March 23, 2011

COUNCIL MEMBER: _____

The Honorable City Council
Houston, Texas

Re: Reappointment of Associate Judge of Municipal Courts

Dear Council Members:

I reappoint the following individuals to serve as Associate Judge of Municipal Courts subject to Council confirmation. The Judges shall serve two-year terms beginning immediately upon Council confirmation.

Names	Position
Cheryl Alsandor	01
Alice J. O'Neill	05
Theresa W. Chang	12
Tracie J. Jackson	15
Tola Oresusi	25
Gerardo S. Montalvo	29
Arthur M. Lincoln	30
Kathryn Diaz Garcia	34
Njeri Mathis Rutledge	38
Dennis M. Slate	42
Joe Villarreal	44

The résumés are attached for your review.

Sincerely,



Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: The Honorable Barbara E. Hartle, Presiding Judge of Municipal Courts
Ms. Marta Crinejo, Agenda Director, Mayor's Office





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

8

APR 20 2011

April 6, 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4-6-11
date

COUNCIL MEMBER: _____

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to Chapter 311, Texas Tax Code, City of Houston Ordinance No. 97-478, and City of Houston Resolution No. 98-28, I am reappointing the following individuals to the Board of Directors of the Old Spanish Trail/Almeda Corridors Zone.

- Ms. Algenita Scott Davis, reappointment to Position One, for a term to expire May 6, 2013;
- Mr. James J. Smith, reappointment to Position Two, for a term to expire May 6, 2012;
- The Honorable Zinetta A. Burney, reappointment to Position Three, for a term to expire May 6, 2013; and to serve as Chair for a term ending December 31, 2011;
- Mr. Brian Smith, reappointment to Position Four, for a term to expire May 6, 2012; and
- Mr. Alfred H. Bennett, reappointment to Position Five, for a term to expire May 6, 2013.

Pursuant to the Bylaws of the Old Spanish Trail/Almeda Corridors Redevelopment Authority, appointment of a director to the Board of Directors of this Zone will constitute appointment of the director to the corresponding position on the Board of Directors of the Authority for the same term.

The résumés are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

- cc: Mr. Ralph De Leon, Division Manager, Finance and Economic Development Department
- Ms. Theola Petteway, Executive Director, OST/Almeda Corridors Redevelopment Authority
- TIRZ #7





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

9
APR 20 2011

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4-7-11
date

COUNCIL MEMBER: _____

April 7, 2011

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to Tex. Rev. Civ. Stat. Art. 8280-355, I am appointing the following individuals to the Coastal Water Authority's Board of Directors, subject to Council confirmation:

- Mr. Tony L. Council, appointment to Position Three, for a term to expire March 31, 2013; and
- Mr. D. Wayne Klotz, appointment to Position Four, for a term to expire March 31, 2013.

Résumés of the appointees are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

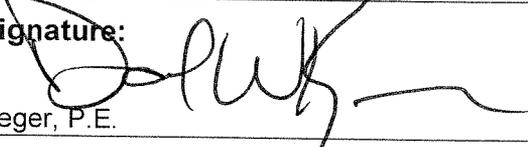
Attachments

cc: Mr. Gary N. Oradat, Executive Director, Coastal Water Authority



SUBJECT: Accept Work for Underpass Lighting Rehabilitation Project WBS No. N-000662-0038-4	Page 1 of 1	Agenda Item # 10
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From: (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 20 2011
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Director's Signature:  Daniel W. Krueger, P.E.	Council District affected: D and I
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For additional information contact: Jeffrey Weatherford, P.E., PTOE Deputy Director (832) 395-2461	Date and identification of prior authorizing Council action: Ordinance #: 2010-442 Dated: 06/09/10
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Recommendation: (Summary)
Pass a motion to approve the final Contract Amount of \$ 96,098.43 or 4.98% over the original Contract amount, accept the work, and authorize final payment.

Amount and Source of Funding: No additional funding required.
(Original appropriation of \$108,933.00 from Street & Bridge Consolidated Construction Fund No. 4506)

PROJECT NOTICE/JUSTIFICATION: This project was necessary to improving public safety by rehabilitating the existing underpass lighting fixtures, conduits, wiring and electrical service pole assemblies.

DESCRIPTION/SCOPE: The project was awarded to Florida Traffic Control Devices, Inc., with an original contract amount of \$91,539.25 and 210 days allowed for removal and replacement of existing underpass lighting fixtures, conduits, wiring and electrical service pole assemblies.

	Locations	Key Maps	Council Districts
1	SH 288 @ Blodgett St.	493X-Y	D
2	SH 288 @ Wheeler St.	493X-Y	I
3	SH 288 @ Cleburne St.	493X-Y	I
4	SH 288 @ Alabama St.	493X-Y	I

CONTRACT COMPLETION AND COST: The Contractor, Florida Traffic Control Devices, Inc. has completed the work under the contract. The project was completed within the contract time. The final cost of the project, \$96,098.43, an increase of \$ 4,559.18 or 4.98% over the original contract amount. The increase cost is a result of an overrun in Bid Item #6 – Remove RD IL ASM (U/P), Bid Item #7 – CONDT (PVC)(Sch.80)(2”), Bid Item #8 – CONDT (RM) (1 ¼”), Bid Item #9- Electric CONDR (No. 8) Bare, and Bid Item #10- Electric CONDR (No. 8) Insulated.

M/WBE PARTICIPATION: There was no MBE/SBE goal for this project.

DWK:JSW:lh
c: Susan Bandy, Jeffrey Weatherford, P.E., PTOE, LaVerne Hollins-McGlothen, Craig Foster

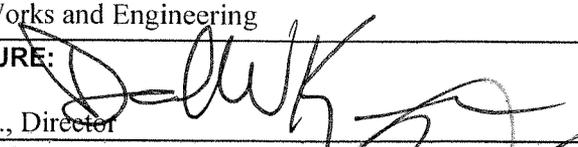
REQUIRED AUTHORIZATION CUIC ID# 20JSW54 MOT

Finance Department:	Other Authorization:	Other Authorization:  Jeffrey Weatherford, P.E., PTOE Deputy Director Traffic & Transportation Division
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O: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Water Line Replacement in Shady Oaks, WBS. No. S-000035-00W6-4. Page 1 of 1 Agenda Item # 11

FROM (Department or other point of origin): Department of Public Works and Engineering **Origination Date**
Date **Agenda Date**
APR 20 2011

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

For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director **Date and Identification of prior authorizing Council Action:**
Ord. #2009-0451 dated 05/27/2009

Phone: (832) 395-2355

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$1,092,886.07, which is 9.77% under the original Contract Amount, accept the Work and authorize the final payment.

Amount and Source of Funding: No additional appropriation required. (Original appropriation of \$1,406,600.00 from Water and Sewer System Consolidated Construction Fund No. 8500.)

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

DESCRIPTION/SCOPE: The project consisted of 23,450 linear feet of 8-inch water lines, valves, and appurtenances. Pepe Engineering, Ltd. designed the project with 200 calendar days allowed for construction. The project was awarded to D. L. Elliott Enterprises, Inc., with an original Contract Amount of \$1,211,204.22.

LOCATION: The project is divided into two areas:

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

CONTRACT COMPLETION AND COST: The Contractor, D. L. Elliott Enterprises, Inc., has completed the Work under the subject Contract. The project was completed with an additional 54 days allowed by Change Order Nos. 1 and 2. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order Nos. 1 and 2 is \$1,092,886.07, a decrease of \$118,318.15 or 9.77% under the original Contract Amount.

The decreased cost is due to the differences between planned and measured quantities of Base Unit Price Items and the work not requiring use of Extra Unit Price Items.

M/WBE PARTICIPATION: The M/W/SBE goal for this project was 22%. According to Affirmative Action and Contract Compliance Division, the actual participation was 23.44%. The Contractor was awarded an "Outstanding" rating for M/W/SBE Compliance.


DWK:DRM:JTL:JLS:SK:mq
Z:\E&C Construction\East Sector\PROJECTS\S-000035-00W6-4 Shady Oaks\21.0 CloseOut\RCA\RCA_Closeout-revised.DOC

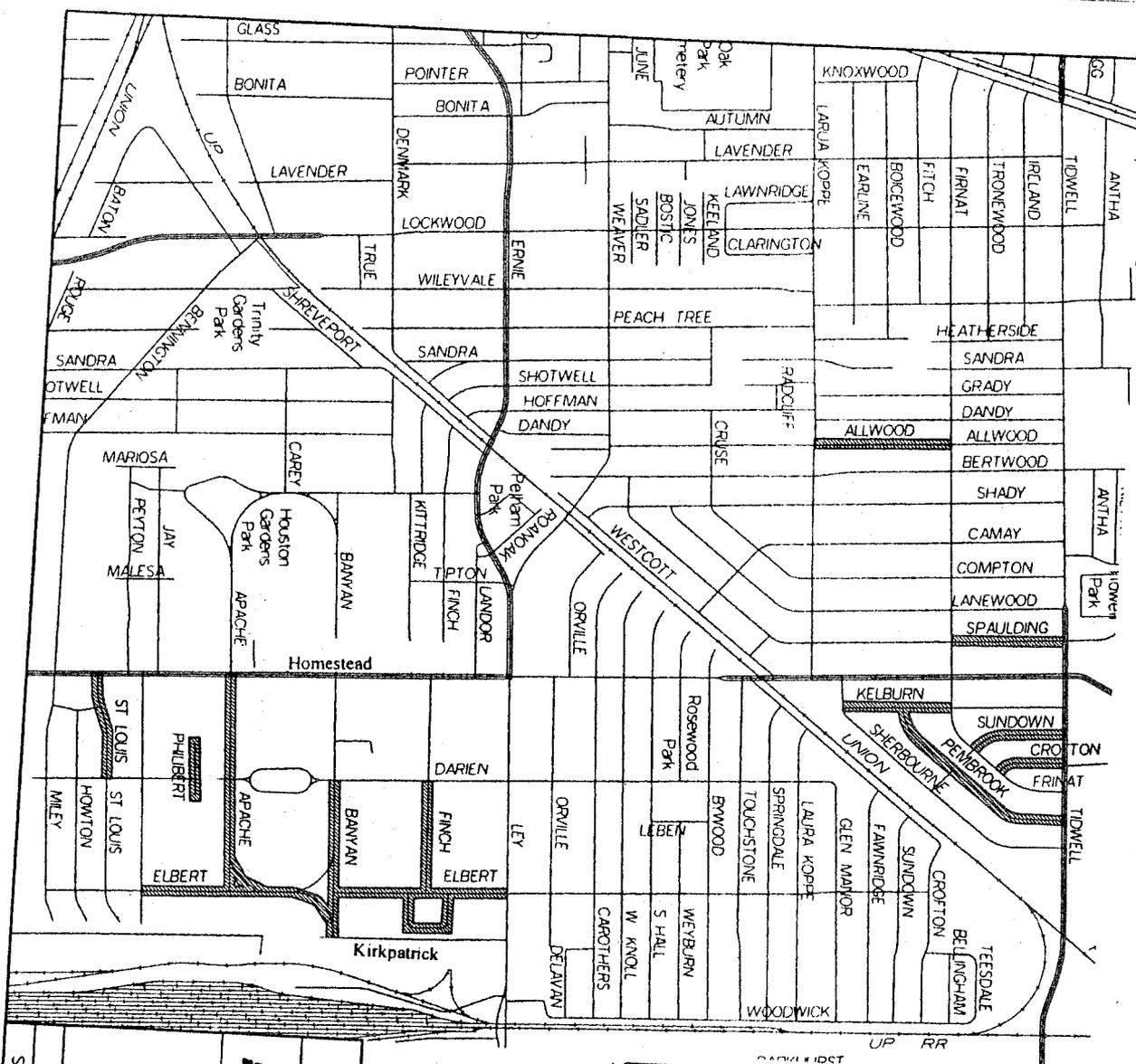
c: File No. S-000035-00W6-4 - Closeout

REQUIRED AUTHORIZATION CUIC ID# 20MZQ191

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ENGINEERING & CONSTRUCTION DIVISION
WATER MAIN REPLACEMENT, SHADY OAK AREA
 S-000035 - 00W6-3



SHADY OAK				
STREET NAME	START	END	NEW SIZE (IN)	PIPE LENGTH (FEET)
ALLWOOD	LAURA KOP	FINRAT	8	1500
SPAUDLING	FINRAT	TIDWELL	8	1300
KELBURN	LEIGHTON	FINRAT	8	1200
SUNDOWN	FINRAT	TIDWELL	8	1150
CROFTON	FINRAT	TIDWELL	8	780
PENBROOK	KELBURN	TIDWELL	8	2400
PHILIBERT	END	END	8	700
ST. LOUIS	HOMESTEAD	DARIEN	8	1250
APACHE	HOMESTEAD	ELBERT	8	2650
APACHE -1	APACHE	ELBERT	8	600
ELBERT	JAY	BANYAN	8	2450
BANYAN	DARIEN	KIRKPATRICK	8	1950
ELBERT	BANYAN	LEY	8	1950
FINCH	DARIEN	ELBERT	8	1400
FINCH	ELBERT	ELBERT	8	1350
TOTAL PIPE LENGTH				22,630

* Note: All lines will be PVC pipe conforming to AWMA C-900 specifications.

KEY MAPS: 454D, 454H, 454M, 454R
 GIMS GRID: 5560B, 5560D, 5561C, 5561D

EXHIBIT 2C
CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
DEMOPULOS & FERGUSON ASSOCIATES, INC.
 ENGINEERS & PLANNERS
 2160 WEST 110TH STREET, SUITE 305 HOUSTON, TEXAS
VICINITY MAP
WATER MAIN REPLACEMENT
SHADY OAK AREA

SCALE: NOT TO SCALE DATE: JUNE 2007

SUBJECT: Request for the abandonment and sale of Eastwood Street, from Perry Street north to its terminus, in the Belmont Addition Number Two, out of the John E. Durkee Survey, A-1013. **Parcels SY11-023, SY11-061, and SY11-065**

Page 1 of 2 Agenda Item # 12

FROM (Department or other point of origin):
 Department of Public Works and Engineering
DIRECTOR'S SIGNATURE:
 Daniel W. Krueger, P.E., Director

Origination Date
Agenda Date
 APR 20 2011

Council District affected: D
 Key Map 533M

For additional information contact:
 Nancy P. Collins *(NPE)* Phone: (713) 837-0881
 Senior Assistant Director-Real Estate

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the abandonment and sale of Eastwood Street, from Perry Street north to its terminus, in the Belmont Addition Number Two, out of the John E. Durkee Survey, A-1013. **Parcels SY11-023, SY11-061, and SY11-065**

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

Robert Kness, Windrose Land Services, Inc., 3628 Westchase, Houston, Texas 77042, on behalf of New Hope Housing, Inc., (Joy Horak-Brown, Executive Director), Linda Flanagan, and Elmo Flanagan Jr., requested the abandonment and sale of Eastwood Street, from Perry Street north to its terminus, in the Belmont Addition Number Two, out of the John E. Durkee Survey, A-1013. Signs notifying the public of the pending street abandonment application were posted for at least 30 days. The applicant, New Hope Housing, Inc., plans to incorporate the subject street with its abutting property for the development of a senior living facility. The applicants, Linda Flanagan and Elmo Flanagan Jr., plan to sell their portion of the subject street to New Hope Housing, Inc. The subject street is not opened and is unpaved.

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

1. The City abandon and sell Eastwood Street, from Perry Street north to its terminus, in the Belmont Addition Number Two, out of the John E. Durkee Survey, A-1013;
2. The applicants be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicants be required to prepare drawings that show the public utilities (sanitary sewer and water) that are being abandoned, relocated, and constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the motion shall be attached to the plan set when it is submitted for plan review;
4. The applicants be required to (a) cut, plug, and abandon the 4-inch water line occupying Eastwood Street from the 8-inch water line in Perry Street north to its terminus, (b) relocate any existing service connections to the 8-inch water line in Perry Street, (c) cut, plug, and abandon the 8-inch sanitary sewer line occupying Eastwood Street from the 8-inch sanitary sewer line in Perry Street north to its terminus, (d) relocate any existing service connections to the 8-inch sanitary sewer line in Perry Street, (e) pay the depreciated value for the utilities being abandoned, and (d) complete all of the foregoing items at no cost to the City and under the proper permits;

s:\bam\sy11-023.rc1.doc CUIC #20BAM9170

REQUIRED AUTHORIZATION

<p>Finance Department:</p>	<p>Other Authorization:</p>	<p>Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division</p>
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Date:	Subject: Request for the abandonment and sale of Eastwood Street, from Perry Street north to its terminus, in the Belmont Addition Number Two, out of the John E. Durkee Survey, A-1013. Parcels SY11-023, SY11-061, and SY11-065	Originator's Initials <i>Blm</i>	Page <u>2</u> of <u>2</u>
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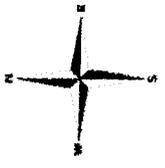
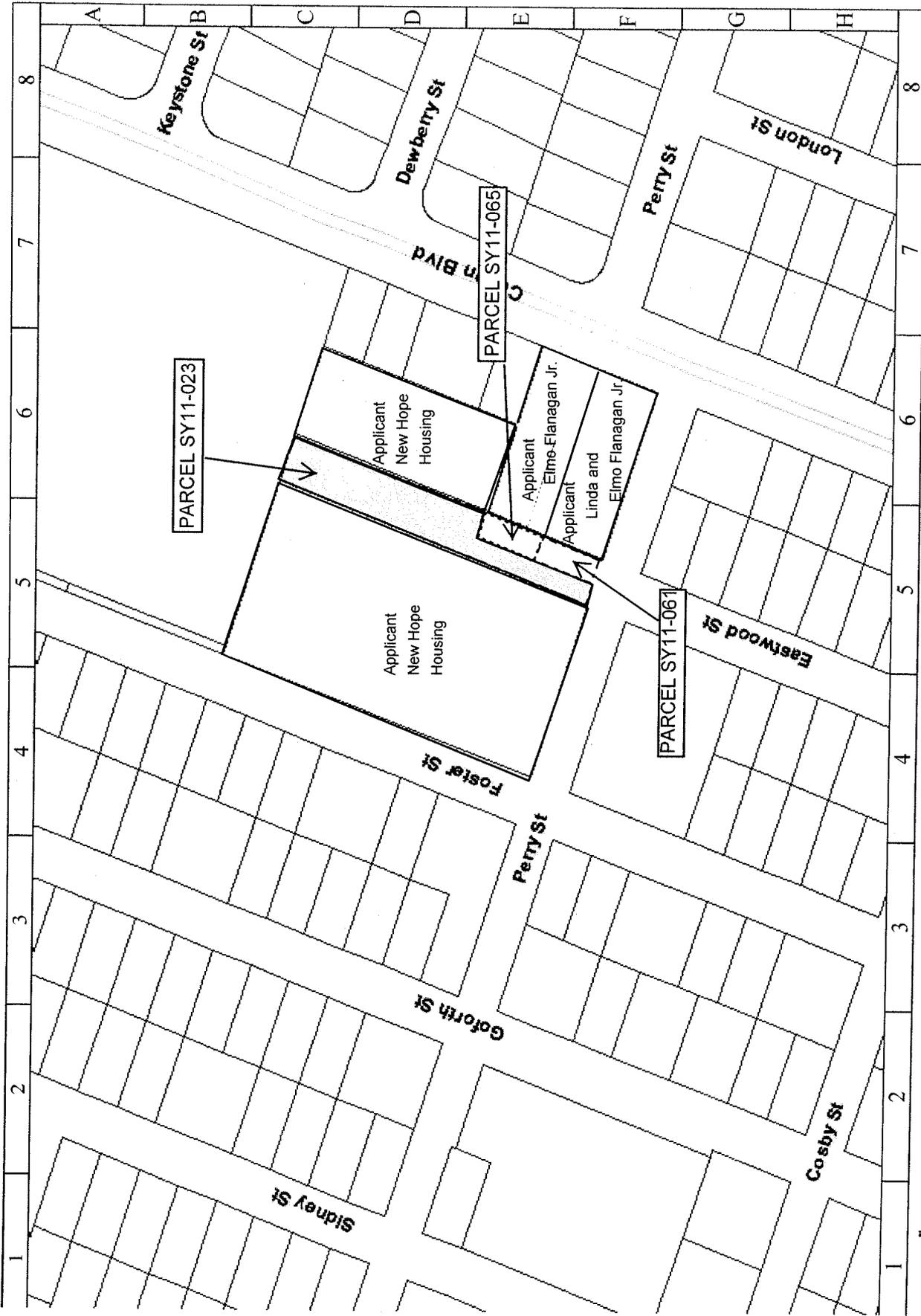
5. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with a Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Item 4 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide a LOC showing the City of Houston as beneficiary and in an amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for this transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicants' request the City will release the LOC;
6. The applicants be required to obtain a letter of no objection from each of the privately owned utility companies for the street right-of-way being sold;
7. The Legal Department be authorized to prepare the necessary transaction documents; and
8. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by Ronald Little, an independent appraiser appointed by the Director, Department of Public Works and Engineering.

DWK: NPC:bam

- c: Jun Chang, P.E., D.WRE
Marta Crinejo
David Feldman
Marlene Gafrick
Terry A. Garrison
Daniel Menendez, P.E.
Jeffrey Weatherford, P.E., PTOE

SUBJECT: Abandonment and sale of Eastwood Street, from Perry Street north to its terminus, in the Belmont Addition Number Two, out of the John E. Durkee Survey, A-1013 Parcels SY11-023, SY11-061, and SY11-065

PARCEL MAP



1 inch = 160 feet

CITY OF HOUSTON

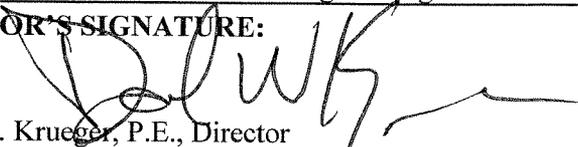
**Department of Public Works and Engineering
Geographic Information & Management System (GIMS)**

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.
THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.
FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



SUBJECT: Request for the abandonment and sale of a ±153-foot-long portion of a 14-foot-wide alley, in exchange for the conveyance to the City of right-of-way for and construction of a 16-foot-wide alley, both located between McKee Street and Hardy Street, within Block 13, Cascara Addition, and a right of entry for Houston Independent School District. Parcels SY11-025 and AY11-044	Page <u>1</u> of <u>2</u>	Agenda Item # 13
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: H  Key Map: 493H
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For additional information contact: Nancy P. Collins  Phone: (713) 837-0881 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the abandonment and sale of a ±153-foot-long portion of a 14-foot-wide alley, in exchange for the conveyance to the City of right-of-way for and construction of a 16-foot-wide alley, both located between McKee Street and Hardy Street, within Block 13, Cascara Addition, and a right of entry for Houston Independent School District. **Parcels SY11-025 and AY11-044**

Amount and Source of Funding: Not Applicable	
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SPECIFIC EXPLANATION:
 Chuck Davis, C. L. Davis & Company, 1500 Winding Way, Friendswood, Texas, 77546, on behalf of Houston Independent School District (HISD), requested the abandonment and sale of a ±153-foot-long portion of a 14-foot-wide alley, located between McKee Street and Hardy Street, within Block 13, Cascara Addition. Signs notifying the public of the pending alley abandonment application were posted for at least thirty days. HISD, the property owner, plans to incorporate the subject alley into its abutting property for a parking area within the Sherman Elementary School Campus. HISD also requested the City grant a right of entry onto the subject alley during the abandonment and sale process to start construction and rerouting of utilities.

This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an Ordinance effecting the sale. The Joint Referral Committee reviewed and approved this request, subject to the conveyance to the City of right-of-way for and construction of a 16-foot-wide alley. Therefore, it is recommended:

1. The City abandon and sell a ±153-foot-long portion of a 14-foot-wide alley, in exchange for the conveyance to the City of right-of-way for and construction of a 16-foot-wide alley, both located between McKee Street and Hardy Street, within Block 13, Cascara Addition;
2. The City grant a right of entry to Houston Independent School District for the alley being abandoned and sold;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;

s:\dob\sy11-025.rc1.doc	CUIC #20DOB9175
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REQUIRED AUTHORIZATION

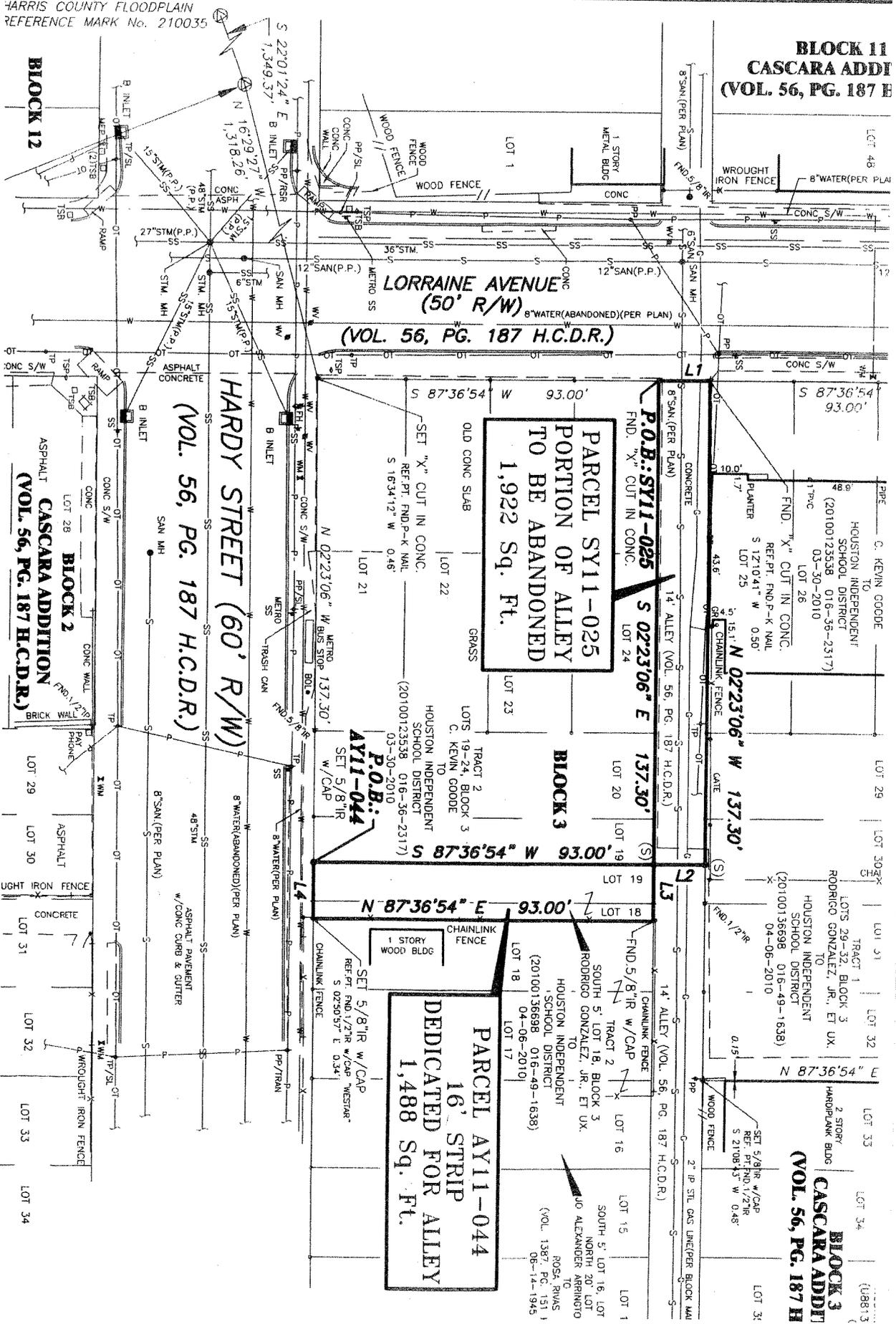
Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Date:	Subject: Request for the abandonment and sale of a ±153-foot-long portion of a 14-foot-wide alley, in exchange for the conveyance to the City of right-of-way for and construction of a 16-foot-wide alley, both located between McKee Street and Hardy Street, within Block 13, Cascara Addition, and a right of entry for Houston Independent School District. Parcels SY11-025 and AY11-044	Originator's Initials <i>PO</i>	Page <u>2</u> of <u>2</u>
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4. The applicant be required to: (a) cut, plug, and abandon the existing 8-inch sanitary sewer line in the alley to be abandoned and sold from the manhole in Lorraine Avenue to the northern property line of Lot 19, Block 3, (b) construct a back-end manhole at the new terminus of the sanitary sewer line outside of the abandonment area, (c) relocate any existing service connections to the sanitary sewer line described above to the 8-inch sanitary sewer in Lorraine Avenue or Hardy Street, (d) construct a 16-foot-wide alley to City standards, from the new southern terminus of the alley east to Hardy Street, (e) pay the depreciated value amount for the sanitary line to be abandoned and sold, and (f) complete all of the foregoing items at no cost to the City and under the proper permits;
5. The applicant be required to prepare drawings that show all public utilities (sanitary sewer) that are to be abandoned, relocated, and/or constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the Motion shall be attached to the plan set when it is submitted for plan review;
6. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the alley being abandoned and sold;
7. The Legal Department be authorized to prepare the necessary transaction documents; and
8. Inasmuch as the value of the property interests is not expected to exceed \$50,000.00, that the value be established by staff appraisal, according to City policy.

DWK:NPC:dob

- c: Jun Chang, P.E., D.WRE
Marta Crinejo
David Feldman
Marlene Gafrick
Terry A. Garrison
Jeffery Weatherford, P.E., PTOE



Subject: Request for the abandonment and sale of a ±153-foot-long portion of a 14-foot-wide alley, in exchange for the conveyance to the City of right-of-way for and construction of a 16-foot-wide alley, both located between McKee Street and Hardy Street, within Block 13, Cascara Addition, and a right of entry for Houston Independent School District. **Parcels SY11-025 and AY11-044**

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9024

Subject: Sole Bid Received for EZ-IO® Needle Sets for the Fire Department
S21-S23864

Category #
4

Page 1 of 1

Agenda Item

14

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

Origination Date
April 08, 2011

Agenda Date
APR 20 2011

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
Neil Depascal Phone: (832) 394-6755
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve an award to Vidacare Corporation on its sole bid in an amount not to exceed \$723,125.00 for EZ-IO® needle sets for the Fire Department.

Estimated Spending Authority: \$723,125.00

Finance Budget

\$723,125.00 - General Fund (1000)

SPECIFIC EXPLANATION:
The City Purchasing Agent recommends that City Council approve an award to Vidacare Corporation on its sole bid in an amount not to exceed \$723,125.00 for EZ-IO® needle sets for the Fire Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This procurement consists of approximately 6,750 EZ-IO® patented needle sets and 50 lithium-battery powered drills used for gaining immediate vascular access when conventional intravenous access is difficult or impossible. This equipment will be used by the emergency medical staff on patients during critical situations and life-threatening emergencies.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Four prospective bidders downloaded the solicitation document from SPD's e-bidding website, and one bid was received. Subsequent to receipt of the bid, it was determined that Vidacare Corporation is the sole manufacturer and holder of the patents/rights to this equipment.

Buyer: L. Marquez

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

Estimated Spending Authority

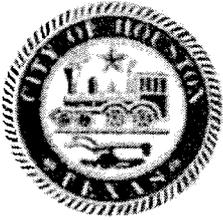
DEPARTMENT	FY 2011	OUT YEARS	TOTAL
FIRE	\$64,375.79	\$658,749.21	\$723,125.00

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:



CITY OF HOUSTON

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

To: Calvin D. Wells, Deputy Director
City Purchasing Agent

From: Laura A. Marquez

Date: January 25, 2011

Subject: MWBE Participation Form

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

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

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

If requesting a revision, how many solicitations were received: n/a

Solicitation Number: ~~821-923-864~~ 523864 Estimated Dollar Amount: \$780,000.00

Anticipated Advertisement Date: 2/11/2011 Solicitation Due Date: 2/25/2011

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

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

Name and Intent of this Solicitation:

This procurement consists of approximately 6,750 EZ-IO® patented needle sets that will be used to execute immediate intraosseous access in patients for critical situations and life-threatening emergencies.

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

Vidacare is the manufacturer for EZ-IO® needle sets and the items will be shipped directly to the Fire Department. The needle sets are a captive replacement part for the EZ-IO Power Driver. Vidacare has distinguished all third party distribution for Texas, however there are other states that are permitted to sell and or service products. (Please see supporting documentation)

Concurrence:

SPD Initiator

Division Manager

Robert Gallegos, Deputy Assistant Director
*Affirmative Action

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9013

Subject: Formal Bids Received for EMS Gloves for the Fire Department S21-S23816	Category # 4	Page 1 of 2	Agenda Item <i>15</i>
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FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date April 04, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE <i>Calvin D. Wells</i>	Council District(s) affected All
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For additional information contact: Neil Depascal Phone: (832) 394-6755 Desiree Heath Phone: (832) 393-8742	Date and Identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
Approve an award to Bound Tree Medical, LLC on its low bid meeting specifications in an amount not to exceed \$835,571.50 for EMS gloves for the Fire Department.

Estimated Spending Authority: \$835,571.50	Finance Budget
--	-----------------------

\$835,571.50 - General Fund (1000)

SPECIFIC EXPLANATION:
The City Purchasing Agent recommends that City Council approve an award to Bound Tree Medical, LLC on its low bid meeting specifications in an amount not to exceed \$835,571.50 for EMS gloves for the Fire Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period. This award consists of approximately 157,655 various sized gloves that will be used by the Department's Emergency Medical Services Division to ensure the health and safety of the citizens and personnel in the day-to-day medical emergencies.

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

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Performance Safety Group, Inc.	\$ 692,105.45 (Did Not Meet Specifications)
2. Midwest Medical Supply Company, LLC	\$ 748,861.25 (Did Not Meet Specifications)
3. Southeastern Emergency Equipment	\$ 775,662.60 (Did Not Meet Specifications)
4. Hanstine, Inc.	\$ 833,994.95 (Did Not Meet Specifications)
5. Bound Tree Medical, LLC (Bid No. 1)	\$ 835,571.50
6. Bound Tree Medical, LLC (Bid No. 2)	\$ 956,965.85
7. MedWaste Solutions, Inc.	\$1,001,109.25
8. Bound Tree Medical, LLC (Bid No. 3)	\$1,106,738.10
9. SWA International Company, LLC	\$1,138,269.10
10. 3MB Interior Plus	\$1,261,240.00
11. QuadMed, Inc.	\$1,354,256.45
12. Globe Electric Supply	\$1,458,308.75
13. North American Rescue, LLC	\$2,435,769.75

Buyer: L. Marquez

REQUIRED AUTHORIZATION

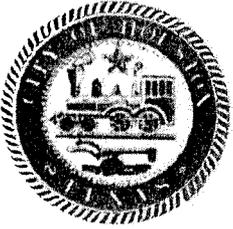
Finance Department:	Other Authorization:	Other Authorization:
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Date: 4/4/2011	Subject: Formal Bids Received for EMS Gloves for the Fire Department S21-S23816	Originator's Initials LM	Page 2 of 2
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Attachment: M/WBE zero-percent goal document approved by the Affirmative Action Division.

Estimated Spending Authority

DEPARTMENT	FY 2011	OUT YEARS	TOTAL
FIRE	\$64,375.79	\$771,195.71	\$835,571.50



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Correspondence

To: Calvin D. Wells, Deputy Director
City Purchasing Agent

From: Laura A. Marquez

Date: March 31, 2011

Subject: MWBE Participation Form

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

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

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

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

Solicitation Number: S21-S23816 Estimated Dollar Amount: \$831,571.50

Anticipated Advertisement Date: 01/21/2011 Solicitation Due Date: 2/10/2011

Goal On Last Contract: n/a Was Goal met: Yes No

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

Name and Intent of this Solicitation:

This solicitation is for the procurement of approximately 157,655 various sized gloves that will be used by the emergency medical staff and stored in emergency vehicles to ensure the health and safety of the citizens and Fire Department.

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

Bound Tree Medical, LLC is located in Dublin, Ohio, and deliver supplies into Houston via common carriers such as UPS, Federal Express and freight lines. This method of delivery will continue if awarded this contract. (See attached letter.)

Concurrence:

SPD Initiator

Division Manager

Robert Gallegos, Deputy Assistant Director
*Affirmative Action

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9016

Subject: Formal Bid Received for Schweizer/Sikorsky 269 Series Helicopter Replacement Parts and Repair Services for the Houston Police Department
S48-S23901

Category #
4

Page 1 of 1

Agenda Item

16

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

Origination Date

April 11, 2011

Agenda Date

APR 20 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph A. Fenninger *JAF* Phone: (713) 308-1708
Desiree Heath *4/14/11* Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an award to Air Flite, Inc. on its sole bid in an amount not to exceed \$180,000.00 for Schweizer/Sikorsky 269 Series helicopter replacement parts and repair services for the Houston Police Department.

Estimated Spending Authority: \$180,000.00

Finance Budget

\$180,000.00 General Fund (1000)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Air Flite, Inc. on its sole bid in an amount not to exceed \$180,000.00 for Schweizer/Sikorsky 269 Series helicopter replacement parts and repair services for the Houston Police Department. It is further requested that authorization be given to make purchases, as needed, for a 36-month period, with two one-year options to renew. This award consists of a price list for Schweizer/Sikorsky 269 Series helicopter replacement parts; which includes but is not limited to, washer locknut M/R drive shafts, bolts, rivets, V-belt set belt drives, blade assembly mains and tail rotors. These parts will be utilized to repair and maintain the HPD Schweizer/Sikorsky 269 Series helicopter fleet stationed at the William P. Hobby Airport. This award also includes a \$30,000.00 labor component for the repair of equipment that cannot be performed by City personnel and a \$15,000.00 contingency for any replacement parts requiring 24 hours delivery in an aircraft on ground situation.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Eleven prospective bidders downloaded the solicitation document from SPD's e-bidding website and one bid was received. Subsequent to receipt of the bid, SPD contacted several authorized distributors and service centers of Schweizer aircraft to determine the reason for the limited response to the ITB; potential respondents advised their core business is service and repair and it would not be viable for them to supply parts.

Buyer: Irina Chong

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

ESTIMATED SPENDING AUTHORITY

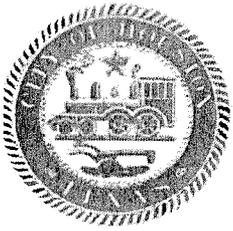
DEPARTMENT	FY '12	OUT YEARS	TOTAL
Police	\$36,000.00	\$144,000.00	\$180,000.00

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:
[Signature] 4/14/11

Other Authorization:



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Correspondence

To: Calvin D. Wells, Deputy Director
City Purchasing Agent

From: Irina Chong

Date: February 24, 2011

Subject: MWBE Participation Form

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

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

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

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

Solicitation Number: S48-S23901 Estimated Dollar Amount: \$150,000.00

Anticipated Advertisement Date: 3/4/2011 Solicitation Due Date: _____

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

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

Name and Intent of this Solicitation:

This award is for replacement parts for the Schweizer/Sikorsky Helicopter Series 269

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

The replacement parts and the labor performed on the Schweizer/Sikorsky helicopter must be done at and performed by a facility that is Sikorsky approved and FAA certified. Currently there is no City of Houston certified M/WBE that meets the manufacturer's and Federal Government's criteria. The replacement parts themselves will be shipped direct to the City from the manufacturer. In the past, supply awards have been granted a zero-approval (reference attached).

Concurrence:

Irina Chong
SPD Initiator

Desiree Stahl
Division Manager

Robert Gallegos
Robert Gallegos, Deputy Assistant Director
*Affirmative Action

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

SUBJECT: Purchase of Air Cooled Chillers from the State of Texas Procurement and Support Services Contract for the Public Works & Engineering Department	Page 1 of 2	Agenda Item # 17
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From: (Department or other point of origin): Public Works and Engineering Department	Origination Date	Agenda Date APR 20 2011
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Director's Signature:  Daniel W. Krueger, P.E.	Council District affected: (Council District Letter Only)
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For additional information contact: Art Haller (832) 395-4853 David Guernsey (832) 395-3640	Date and identification of prior authorizing Council action:
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Recommendation: (Summary)
 Approve the purchase of two Replacement Chillers in the total amount of \$185,000.00 from the State of Texas Procurement and Support Services Contract for the Public Works & Engineering Department

Award Amount: \$185,000.00	Finance Budget 
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\$ 185,000.00 Combined Utility System General Purpose Fund 8305

SPECIFIC EXPLANATION:

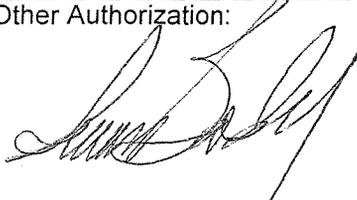
The Director of Public Works & Engineering Department recommends that City Council approve the purchase of two replacement chillers in the total amount of \$185,000.00 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program, and that authorization be given to issue purchase orders to the State contractor, Fort Bend Mechanical Ltd. The purchase is for two 60-ton high efficiency air cooled replacement chillers at the E. B. Cape Center.

The scope of work requires the contractor to furnish all labor, supervision, transportation, materials, permits, bonds. Equipment and insurance, to install and properly dispose of the existing chillers and furnish two high efficiency air cooled chillers at the E.B. Cape Center located at 4501 Leeland. The new chillers will replace two 15 year old units that are beyond economical repair. Materials and workmanship for this project are warranted for 5 years and comes with an extended compressor warranty and inspection program.

MDBE Subcontracting:

Fort Bend Mechanical has selected the following Certified subcontractors based upon \$159,354.80, which is less the extended warranty and inspection service plan and approved by the Affirmative Action Division:

REQUIRED AUTHORIZATION CUIC ID 20JBR15 *e*

Finance Department	Other Authorization: 	Other Authorization: Assistant Director David Guernsey
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SUBJECT: Purchase of Air Cooled Chillers from the State of Texas
Procurement and Support Services Contract for the Public Works &
Engineering Department

Originator's Initials

Page
2 of 2

JR

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>	<u>MBE/SBE</u>
Laramie Crane, LLC	Crane, rigging, hauling	\$13,500.00	8.47%	SBE
Payless Insulation, Inc.	Insulation	\$3,200.00	2.00%	MBE
Lysander Supply Solutions	Electrical Supplies	\$8,500.00	5.30%	MBE
Chavez Service Company	Job Site Work	<u>\$2,000.00</u>	<u>1.30%</u>	MBE
Total		\$27,200.00	17.17%	

Sections 271.081 through 271-083 of the Texas Local Code provide the legal authority for local governments to participate in the State of Texas Purchasing Program.

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.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8984

Subject: Purchase of Equipment Trailers Through the Houston Galveston Area Council for the Public Works & Engineering Department
S34-N23900-H

Category #
4

Page 1 of 1

Agenda Item

18

FROM (Department or other point of origin):

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

Origination Date

March 17, 2011

Agenda Date

APR 20 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

David Guernsey Phone: (832) 395-3640
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of equipment trailers through the Houston Galveston Area Council (H-GAC) in the amount of \$127,692.00 for the Public Works & Engineering Department.

Award Amount: \$127,692.00

Finance Budget

\$127,692.00 - PWE-Combined Utility System General Purpose Fund (Fund 8305)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of six equipment trailers through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$127,692.00 for the Public Works & Engineering Department and that authorization be given to issue a purchase order to the H-GAC contractor, Doggett Heavy Machinery Services. These equipment trailers will be used citywide by the Department to transport backhoes and small excavators to and from repair sites.

This purchase consists of two 40,000-lb. GVWR flatbed equipment trailers and four 24,000-lb. GVWR gooseneck equipment trailers. These new trailers will come with a full one-year warranty and their life expectancy is ten years. These equipment trailers are additions to the Department's fleet inventory.

Buyer Larry Benka

PR Nos. 10109330 and 10109337

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

hwf

112

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8987

Subject: Purchase of Trailer-Mounted Air Compressors and Generators through the Houston-Galveston Area Council for the Public Works & Engineering Department
S38-E23897-H

Category #
4

Page 1 of 2

Agenda Item

19

FROM (Department or other point of origin):

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

Origination Date

March 22, 2011

Agenda Date

APR 20 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

David Guernsey Phone: (832) 395-3640
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of trailer-mounted air compressors and generators through the Houston-Galveston Area Council (H-GAC) in the amount of \$198,540.00 for the Public Works & Engineering Department.

Award Amount: \$198,540.00

Finance Budget

\$198,540.00 - PWE-Combined Utility System General Purpose Fund (Fund 8305)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of two trailer-mounted air compressors and two trailer-mounted generators through the Interlocal Agreement for Cooperative Purchasing with H-GAC in the amount of \$198,540.00 for the Public Works & Engineering Department, and that authorization be given to issue purchase orders to the H-GAC contractor, Volvo Construction Equipment & Services. This new equipment will be used citywide by the Department's Public Utilities Division to operate its pneumatic tools and to provide backup electrical power to its wastewater treatment plants in the event of power outages.

This equipment will meet the EPA's current emission standards for equipment with diesel engines. These new air compressors and generators will come with a full one year/2,000-hour warranty and the life expectancy is seven years. See the Equipment Usage Form on Page 2 of 2 for additional information.

Buyer: Lena Farris

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

M

19

Date: 3/22/2011	Subject: Purchase of Trailer-Mounted Air Compressors and Generators through the Houston-Galveston Area Council for the Public Works & Engineering Department S38-E23897-H	Originator's Initials LF	Page 2 of 2
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Equipment Usage Summary

Requisition No.	Qty	Description	Equipment Replacement
10109812	2	Diesel-Powered, Trailer-Mounted Air Compressor	<p>These units are additions to the Department's equipment inventory.</p> <p>Currently, the Department has only two air compressors to service all water treatment plants and there are no reserves. These additional air compressors will enable the department to better perform operational needs.</p>
10110197	2	Diesel-Powered, Trailer-Mounted Generator	<p>These units are additions to the Department's equipment inventory.</p> <p>Currently, the Department has seven trailer mounted generators to service 529 waste water plants. These additional units will allow for continuity of operations during power outages at treatment plants. If there is no power to the wastewater plants, raw sewage could contaminate streets, businesses and residential areas.</p>

R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8965

Subject: Purchase of Various Types of Water Testing Equipment from the Texas Procurement and Support Services Contract for the Public Works & Engineering Department. S38-E23879

Category #
4

Page 1 of 1

Agenda Item

20

FROM (Department or other point of origin):

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

Origination Date

March 30, 2011

Agenda Date

APR 20 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected

All

For additional information contact:

David Guernsey Phone: (832) 395-3640
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the purchase of various types of water testing equipment in the amount of \$298,333.71 from the State of Texas Procurement and Support Services Contract for the Public Works & Engineering Department.

Award Amount: \$298,333.71

Finance Budget

\$298,333.71 - PWE-Combined Utility System General Purpose Fund (Fund 8305)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve the purchase of various types of water testing equipment from the State of Texas Procurement Support Services Contract through the State of Texas Cooperative Purchasing Program in the amount of \$298,333.71 for the Public Works & Engineering Department and that authorization be given to issue a purchase order to the State contract supplier, ABMI, Inc. The Department will use this equipment to replace or upgrade their current drinking water testing equipment. Periodic testing of public drinking water is required by State and Federal regulations Title 30, Texas Administrative Code §290.106(c) and Title 40, Code of Federal Regulations §141.23

The scope of work requires the contractor to provide all labor, equipment, materials, tools, supervision and transportation necessary to furnish and install an inductively coupled plasma material sciences mainframe (ICP-MS); a gas chromatography mass spectrometry system (GC/MS): these two units will replace current equipment. The contractor will also install a polymerase chain reaction detector (PCR) and associated equipment which is a new piece of equipment and will be used to test for various types of bacteria. The ICP-MS, GC/MS and PCR and associated equipment will be installed at the Department's Drinking Water Operations Branch/Lab and will come with a full one year warranty. The life expectancy of the new equipment is 10 -15 years.

Sections 271.081 through 271.083 of the Texas Local Government Code provide the legal authority for local governments to participate in the State of Texas Purchasing Program.

Buyer: Lena Farris
PR 10111147, 10112552 and 10111575

REQUIRED AUTHORIZATION

NDT

Finance Department:

Other Authorization:

Other Authorization:

18-19

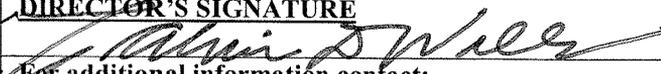
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8897

Subject: Formal Bids Received For Electrical Lighting for Various Departments S44-S23582	Category # 4	Page 1 of 3	Agenda Item 21
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FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date February 21, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE 	Council District(s) affected All
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For additional information contact: Luci Correa Phone: (832) 395-7057 Desiree Heath Phone: (832) 393-8742	Date and Identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
Approve various awards, as shown below, in an amount not to exceed \$718,307.18 for electrical lighting for various departments.

Estimated Spending Authority: \$718,307.18	Finance Budget
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\$419,175.00 General Fund (1000)
\$216,132.18 PWE-W&S System Operating Fund (8301)
\$ 83,000.00 HAS-Revenue Fund (8001)
\$718,307.18

SPECIFIC EXPLANATION:
The City Purchasing Agent recommends that City Council approve various award, as shown below, in an amount not to exceed \$718,307.18 for electrical lighting for various departments. It is further requested that authorization be given to make purchases, as needed for a sixty-month period. These awards consist of various types of incandescent, fluorescent, miniature, high-abuse, and vandal resistant electrical lamps and lighting which will be used citywide by the Houston Airport System, Public Works & Engineering, General Services, Parks & Recreation, and Fire Departments for lighting maintenance and renovation of City owned buildings, facilities and recreational facilities, including parks, tennis courts and soccer fields.

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

This project was advertised in accordance with the requirements of the State of Texas. Twenty-three prospective bidders downloaded the solicitation document from SPD's e-bidding website and eight bids were received as detailed in the attached support document.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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Handwritten numbers 19 and 20

Date: 2/21/2011	Subject: Formal Bids Received For Electrical Lighting for Various Departments S44-S23582	Originator's Initials JT	Page 2 of 2
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Consolidated Electrical Distributors, Astro (Bid #1): Award on its low bid meeting specifications for Group No. II (Sylvania PL-448 Large Lamp & Ballast Product Price Schedule, 09-1-U; which includes but is not limited to, instant start slimline, fluorescent curvalume, and fluorescent rapid start lighting products); and Group No. III (Sylvania PL-449 Large Lamp & Ballast Price Schedule, 09-1-U; which includes but is not limited to, magnetic HID ballast multi-kits and magnetic LU150 ballast multi-kits) in an amount not to exceed \$375,937.76.

<u>COMPANY</u>	<u>SAMPLE PRICING</u>
1. Voss Lighting	\$ 8.78 (Did Not Meet Specifications)
2. Graybar Electric	\$113.09 (Higher Unit Price/ Did Not Meet Specifications)
3. Consolidated Electrical Distributors, Astro (Bid #1):	\$147.36
4. Consolidated Electrical Distributors, Astro (Bid #2):	\$147.88
5. Turtle and Hughes, Inc	\$151.28
6. Elliot Electric	\$165.45
7. Sumitt Electrical Supply	\$172.17

Turtle and Hughes, Inc.: Award on its low bid meeting specifications for Group No. I, Item Nos. 1, 4, 5, 12, 13, and 16 (various fluorescent and incandescent lamps, high and low pressure sodium lamps, and sodium magnetic ballasts); and Group No. IV (Philips Lighting Price Schedule No. PS 100; which includes but is not limited to, T12 fluorescent incandescent frost lamps and sixty watt lamps); Group V (Philips Lighting Price Schedule for Excluded Items off the PS-100-U; which includes but is not limited to, T8 instant start lamps and T5 fluorescent lamps); and Group No. VI (Eiko Lighting Price Schedule No. ELP2000-D; which includes but is not limited to, mini T-2 and T-3 indicator lamps) in an amount not to exceed \$258,080.06.

<u>COMPANY</u>	<u>SAMPLE PRICING AND LINE ITEM TOTAL</u>
1. Voss Lighting	\$ 82,819.96 (Did Not Meet Specifications)
2. Graybar Electric	\$ 83,324.33 (Higher Unit Price/ Did Not Meet Specifications)
3. Turtle and Hughes, Inc.	\$ 89,933.94
4. Summit Electrical Supply	\$ 104,691.09
5. Elliot Electric	\$ 106,239.35
5. Consolidated Electrical Distributors, Astro (Bid #1)	\$ 115,802.95
6. Consolidated Electrical Distributors, Astro (Bid #2)	\$ 124,667.77
7. Energy Tech Solutions, LLC	\$1,757,352.00

Graybar Electric: Award on its low bid meeting specifications for Group No. 1, Item Nos. 2, 6 thru 10, and 15 (various high pressure sodium lamps, magnetic sodium ballasts, and incandescent lamps) in an amount not to exceed \$84,289.36.

<u>COMPANY</u>	<u>AMOUNT</u>
1. Graybar Electric	\$ 84,289.36
2. Summit Electrical Supply	\$ 98,285.33
3. Elliot Electric	\$100,820.12
3. Turtle and Hughes, Inc.	\$110,655.92
4. Voss Lighting	\$110,931.44
5. Consolidated Electrical Distributors, Astro (Bid #1)	\$116,697.20
6. Consolidated Electrical Distributors, Astro (Bid #2)	\$117,195.20
7. Energy Tech Solutions, LLC	\$714,216.00

Date: 2/21/2011	Subject: Formal Bids Received For Electrical Lighting for Various Departments S44-S23582	Originator's Initials JT	Page 3 of 3
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M/WBE Subcontracting

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

Consolidated Electrical Distributors, Astro has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>
Sunrise Delivery, Inc.	Delivery	\$41,353.15

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

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>
Rabbit Run Delivery	Delivery	\$28,388.81

Buyer: John Tatman

Item Nos. 3, 11, 14, and 17 thru 20 are not being awarded.

Estimated Spending Authority

DEPARTMENT	FY2010	OUT YEARS	TOTAL
Parks & Recreation	\$ 49,829.00	\$237,146.00	\$286,975.00
Public Works & Engineering	\$ 21,612.42	\$194,519.76	\$216,132.18
Houston Airport System	\$ 8,300.00	\$ 74,700.00	\$ 83,000.00
General Services	\$ 23,001.00	\$ 71,999.00	\$ 95,000.00
Fire	\$ 4,960.00	\$ 32,240.00	\$ 37,200.00
Total	\$107,702.42	\$610,604.76	\$718,307.18

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Resolution amending Resolution No. 2010-51 approving and authorizing the nomination of Invesco Management Group, Inc. as an enterprise project.

Category #

Page 1 of
1

Agenda Item#

22

FROM: (Department or other point of origin):

Andy Icken, Chief Development Officer

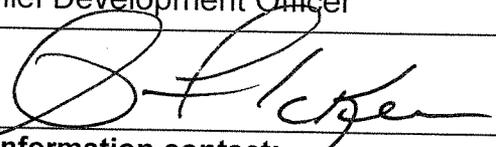
Origination Date

April 12, 2011

Agenda Date

APR 20 2011

SIGNATURE:



Council Districts affected:

District "C" – CM Clutterbuck

For additional information contact:

Tim Douglass

Phone: 713-837-9857

Keith R. Phillips

Phone: 713-837-0610

Date and identification of prior authorizing Council Action:

Resolution 2010-51 dated 8/18/10

RECOMMENDATION: (Summary) Adopt a Resolution amending Resolution No. 2010-51 approving and authorizing the nomination of Invesco Management Group, Inc. as an enterprise project.

Amount of Funding: Not Applicable

Finance Budget:

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

SPECIFIC EXPLANATION:

On August 18, 2010, City Council adopted Resolution No. 2010-51 nominating Invesco Management Group, Inc. ("Invesco") as an enterprise project as authorized by the Texas Enterprise Zone Act and Ordinance No. 2008-118, as amended by Ordinance No. 2008-359. The State requires a Resolution by City Council as one of the criteria Invesco must include in its application for enterprise project designation.

To finalize processing Invesco's application, the State has asked Invesco to supplement or correct certain items in the application, including a factual error in Resolution No. 2010-51 misstating Invesco's location and employment commitment for the project. To allow Invesco to correct this and other discrepancies in its application, the State has agreed to extend the application deadline.

The Administration recommends that Council adopt a Resolution amending Resolution No. 2010-51 to reflect Invesco's correct location and corresponding job creation/retention commitment (which is actually a higher employment percentage than that misstated) so that the State may approve Invesco's application for designation as an enterprise project.

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

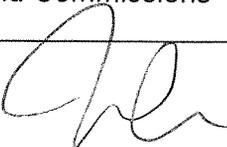
REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:



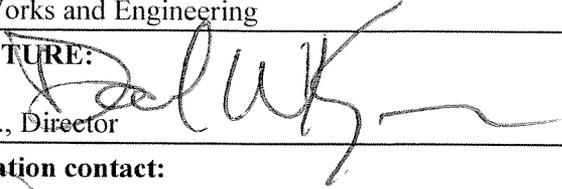
SUBJECT: An Ordinance amending Chapter 2 of the Code of Ordinances to repeal Division 6 of Article XI relating to the Joint City/County Commission on Children		Page 1 of 1	Agenda Item # <i>263</i>
FROM (Department or other point of origin): Mayor's Office of Boards and Commissions		Origination Date	Agenda Date APR 20 2011
DIRECTOR'S SIGNATURE:  Jenn Char, Director		Council District affected: All	
For additional information contact: Jenn Char Phone: (832) 393-0814		Date and identification of prior authorizing Council action: Ord No. 2005-956, 8/10/2005 Ord No. 2010-616, 08/04/2010 Ord No. 2010-851, 11/03/2010 Ord No. 2011-95, 02/09/2010	
RECOMMENDATION: (Summary) Adopt an ordinance repealing Division 6 of Article XI of Chapter 2 of the Code of Ordinances related to the Joint City/County Commission on Children			
Amount and Source of Funding: None			
SPECIFIC EXPLANATION: The purpose of this ordinance is to repeal Division 6 of Article XI, Chapter 2 of the Code of Ordinances, which establishes the Joint City/County Commission on Children (the "Commission"). In November 1993, the City of Houston created, by ordinance, the Commission to serve as an advisory board to the City of Houston and Harris County on issues related to individuals under the age of 18. The decision to repeal the ordinance that created the Commission is a result of the expiration of the most recent extension of the interlocal agreement between the City of Houston and Harris County on April 16, 2011, and the action of the Harris County Commissioner's Court on March 8, 2011. On March 8, 2011 the Harris County Commissioner's Court approved the following actions regarding the Commission: (1) The County's Community Services director reported that an agreement has been reached by leaders of Houston and Harris County participants that the Commission should be ended and its personnel reassigned; and (2) The director of Community Services requested that the Commission program director be transferred from the County Judge's staff to a vacant grant-funded position at Community Services; a commission employee be transferred within Community Services to a vacant grant-funded Social Services position; and the remaining commission staff person be transferred from the County Judge's office to Commissioner, Precinct 1. While the City values the work of the Commission over the years, the actions outlined above will serve as a more efficient way to continue advocating for issues relating to children. All Commission members have been notified of the dissolution of the Commission and were thanked for their good work in the past for the children of the City and County. The Mayor's Office of Boards and Commissions asks for Council's approval of this ordinance.			

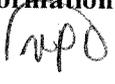
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance authorizing the sale of 35,131 square feet of excess, fee-owned West Bellfort right-of-way, located in Section 34 of the James Hamilton Survey, A-887. Parcel SY10-048	Page <u>1</u> of <u>1</u>	Agenda Item # 24
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: C  Key Map 532T
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For additional information contact: Nancy P. Collins  Phone: (713) 837-0881 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action: C.M. 2010-0302 (5/19/2010)
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RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the sale of 35,131 square feet of excess, fee-owned West Bellfort right-of-way, located in Section 34 of the James Hamilton Survey, A-887. **Parcel SY10-048**

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:

By Council Motion 2010-0302, City Council authorized the subject transaction. Shelley Barrett, R.G. Miller Engineers, Inc., 12121 Wickchester Lane, Suite 200, Houston, Texas 77079, on behalf of Americor Partners, Ltd., [Americor Land LLC. (John Hunt, Manager), General Partner], requested the sale of 35,131 square feet of excess, fee-owned West Bellfort right-of-way, located in Section 34 of the James Hamilton Survey, A-887. Americor Partners, Ltd., the abutting property owner, wants to incorporate the property being sold into its abutting property for commercial development. The City no longer requires this excess, fee-owned right-of-way and determined that it can be sold to the abutting property owner, Americor Partners, Ltd.

Americor Partners, Ltd. has complied with the motion requirements, has accepted the City's offer, and has rendered payment in full.

Parcel SY10-048	
35,131-square-foot (0.8065 acre):	\$105,393.00
Valued at \$3.00 per square foot	
TOTAL SALE	<u>\$105,393.00</u>

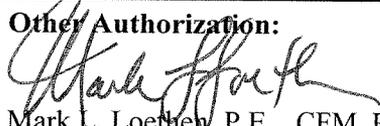
Therefore, it is recommended City Council approve an Ordinance authorizing the sale of 35,131 square feet of excess, fee-owned West Bellfort right-of-way, located in Section 34 of the James Hamilton Survey, A-887.

DWK:NPC:tp

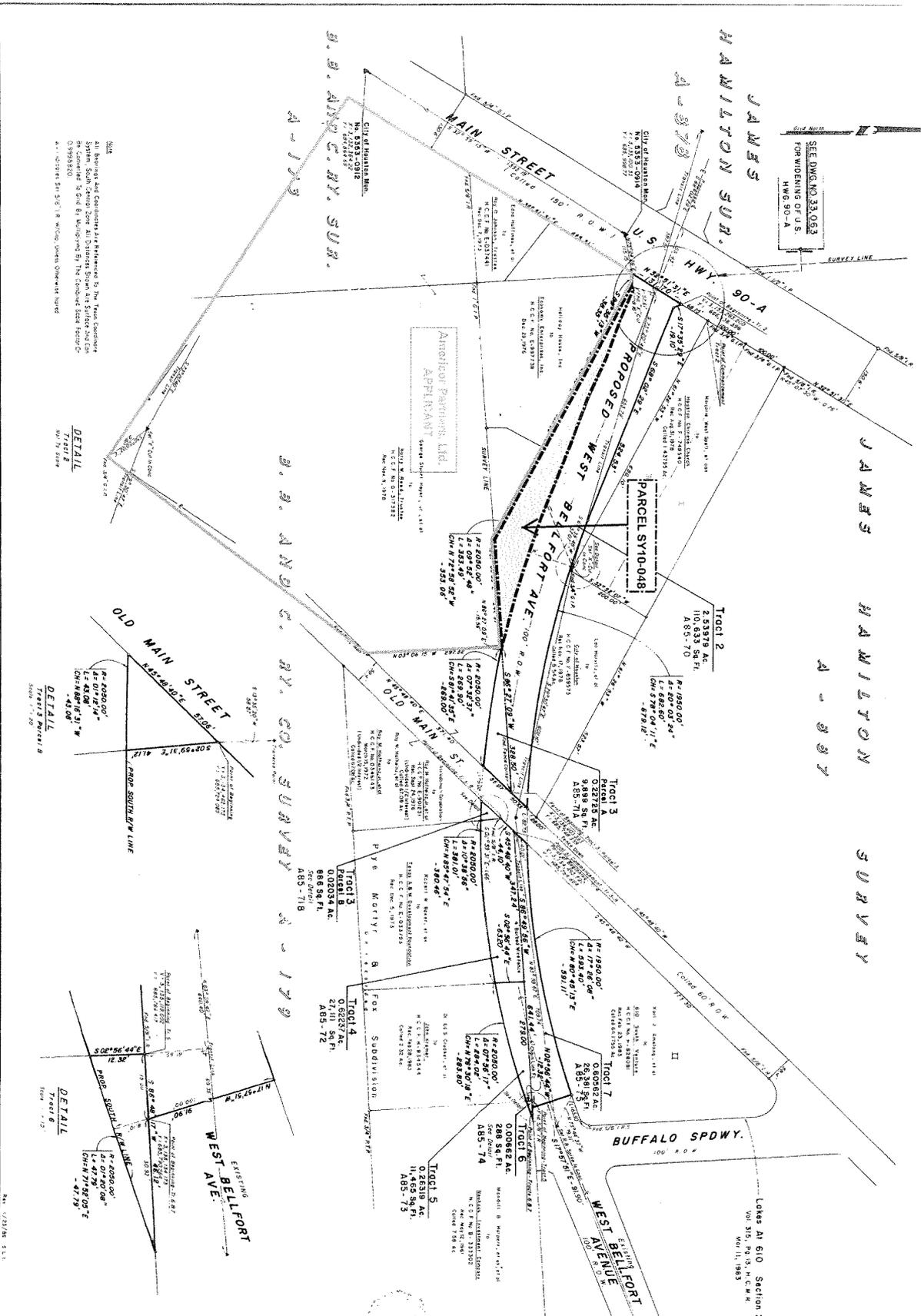
c: Marta Crinejo
Marlene Gafrick
Daniel Mendendez, P.E.
Jeffrey Weatherford, P.E., PTOE

z:\tp\sy10-048.rca2.doc CUIC #20TP010

REQUIRED AUTHORIZATION

Finance Department	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Request for the sale of ±34,892-square-foot of excess, fee-owned West Bellfort right-of-way, located in Section 34 of the James Hamilton Survey, A-887.
Parcel SY10-048



SEE DWG. NO. 28,063 FOR WIDENING OF U.S. HWY. 90-A

DETAIL Tract 2

DETAIL Tract 3

DETAIL Tract 4

DETAIL Tract 5

WEST BELLFORT AVENUE RIGHT-OF-WAY ALIGNMENT CITY OF HOUSTON HARRIS COUNTY, TEXAS

ESSENTIAL CORPORATION
 SCALE: 1"=100'
 DATE: 6/27/85
 DRAWN BY: S.L.L.
 CHECKED BY: M.C.C.
 DWG. NO. 28,315

WEST BELLFORT AVENUE RIGHT-OF-WAY ALIGNMENT CITY OF HOUSTON HARRIS COUNTY, TEXAS
 ESSENTIAL CORPORATION
 SCALE: 1"=100'
 DATE: 6/27/85
 DRAWN BY: S.L.L.
 CHECKED BY: M.C.C.
 DWG. NO. 28,315

MOTION by Council Member Lovell that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Shelley Barrett, R. G. Miller Engineers, Inc, 12121 Wickchester Lane, Suite 200, Houston, Texas 77079, on behalf of Americor Partners, Ltd. [American Land LLC. (John Hunt, Manager), General Partner], for the sale of ±34,892 square feet of excess, fee-owned West Belfort right-of-way, located in Section 34 of the James Hamilton Survey, A-887, Parcel SY10-048, be adopted as follows:

1. The City sell ±34,892 square feet of excess, fee-owned West Belfort right-of-way, located in Section 34 of the James Hamilton Survey, A-887;
2. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the property being sold;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
4. The Legal Department be authorized to prepare the necessary transaction documents; and
5. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by Bruce Bailey, an independent appraiser appointed by the Director of the Department of Public Works and Engineering.

Seconded by Council Member Gonzalez and carried.

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

Council Members Clutterbuck and Sullivan absent on City business

PASSED AND ADOPTED this 19th day of May 2010.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is May 25, 2010.


City Secretary

SUBJECT: Ordinance authorizing the abandonment and sale of a 5-foot-wide utility easement in exchange for the conveyance to the City of a 5-foot-wide utility easement, both located within Block 1 of the George Rich Subdivision, out of the A.C. Reynolds Survey, A-61. Parcels SY10-041 and VY10-036	Page <u>1</u> of <u>2</u>	Agenda Item # 25
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 20 2011
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: C Key Map 492U <i>sf</i>	
For additional information contact: Nancy P. Collins <i>npc</i> Senior Assistant Director-Real Estate Phone: (713) 837-0881	Date and identification of prior authorizing Council Action: C.M. 2010-0025 (1/20/10)	

RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing the abandonment and sale of a 5-foot-wide utility easement in exchange for a consideration of \$32,110.00 plus the conveyance to the City of a 5-foot-wide utility easement, both located within Block 1 of the George Rich Subdivision, out of the A.C. Reynolds Survey, A-61. **Parcels SY10-041 and VY10-036**

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:
By Motion 2010-0025, City Council authorized the subject transaction. Original Inc., formerly known as Carrabba, Inc. (J.C. Carrabba, President), the property owner, plans to expand its current restaurant facilities. The construction requirements in Item 4 of the Motion will be completed after City Council passes the Ordinance. Original, Inc. has submitted to the City a \$15,000.00 Letter of Credit to cover estimated costs. The construction must be completed within twelve months of the effective date of the Ordinance.

Original, Inc. has completed the transaction requirements, has accepted the City's offer, and has rendered payment in full.

The City will abandon and sell to Original, Inc.:

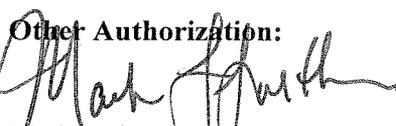
Parcel SY10-041	
989-square-foot utility easement	\$64,285.00
Valued at \$65.00 per square foot	
TOTAL ABANDONMENTS	<u>\$64,285.00</u>

In exchange, Original, Inc. will pay:

Cash	
Plus convey to the City	\$32,110.00
Parcel VY10-036	
495-square-foot utility easement	\$32,175.00
Valued at \$65.00 per square foot	
TOTAL CASH AND CONVEYANCE	<u>\$64,285.00</u>

tj\sy10-041.rc2.doc CUIC #20TJ009

REQUIRED AUTHORIZATION

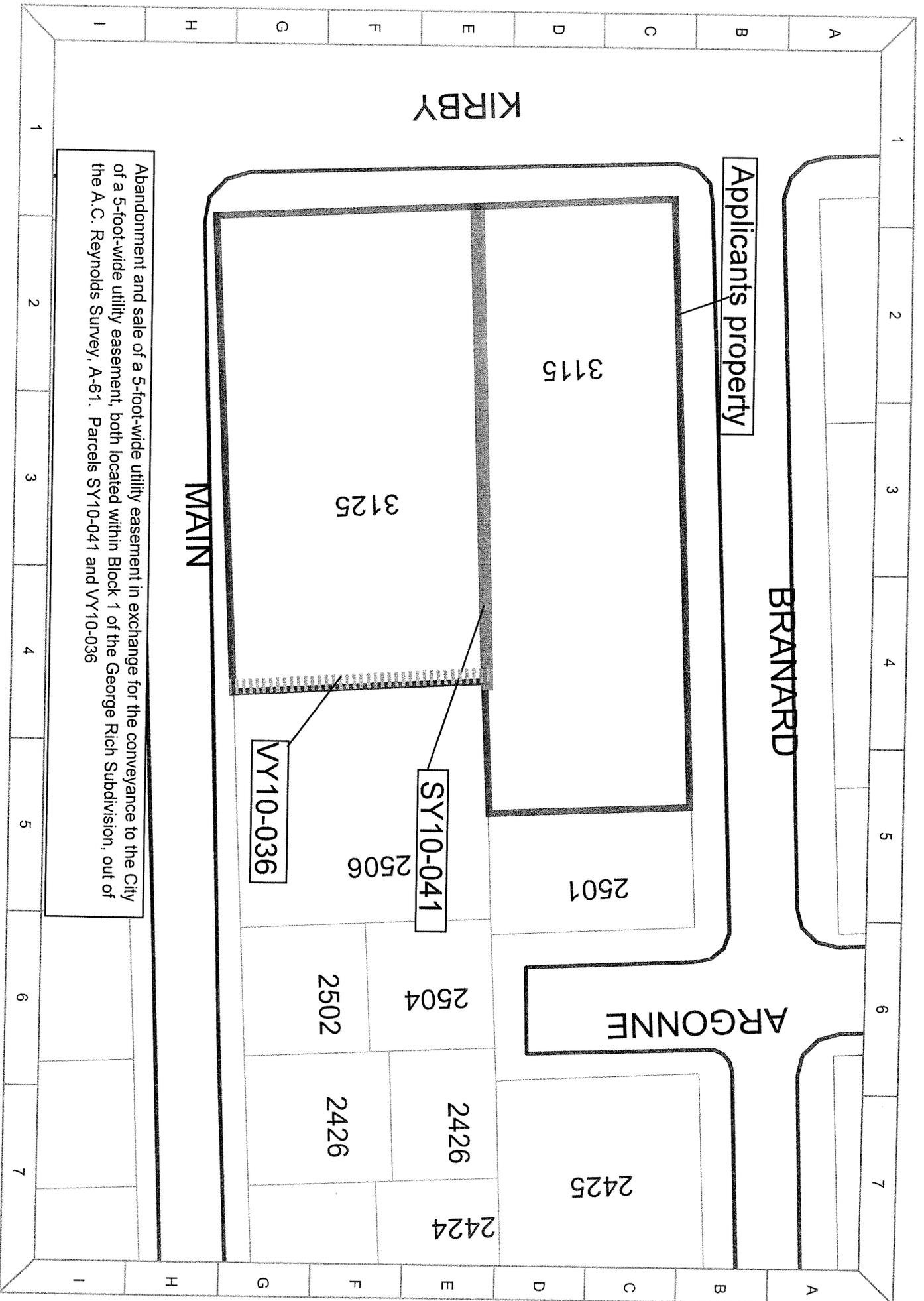
Finance Department:	Other Authorization:	Other Authorization:  Mark E. Loether, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Date:	Subject: Ordinance authorizing the abandonment and sale of a 5-foot-wide utility easement in exchange for the conveyance to the City of a 5-foot-wide utility easement, both located within Block 1 of the George Rich Subdivision, out of the A.C. Reynolds Survey, A-61. Parcels SY10-041 and VY10-036	Originator's Initials 	Page <u>2</u> of <u>2</u>
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Therefore, it is recommended City Council approve an ordinance authorizing the abandonment and sale of a 5-foot-wide utility easement in exchange for a consideration of \$32,110.00 plus the conveyance to the City of a 5-foot-wide utility easement, both located within Block 1 of the George Rich Subdivision, out of the A.C. Reynolds Survey, A-61.

DWK:NPC:tj

c: Jun Chang, P.E., D.WRE
Marta Crinejo
Marlene Gafrick
Daniel Menendez, P.E.



Applicants property

Abandonment and sale of a 5-foot-wide utility easement in exchange for the conveyance to the City of a 5-foot-wide utility easement, both located within Block 1 of the George Rich Subdivision, out of the A.C. Reynolds Survey, A-61. Parcels SY10-041 and VY10-036

VY10-036

SY10-041

1 inch equals 50 feet
0.481216 Feet



CITY OF HOUSTON

Department of Public Works & Engineering

Geographic Information & Management System (GIMS)

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY. THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS. FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.



MOTION by Council Member Lovell that the recommendation of the Director of the Department of Public Works and Engineering, reviewed and approved by the Joint Referral Committee, on request from Hussam Ghuneim, R. G. Miller Engineers, Inc., 12121 Wickchester Lane, Suite 200, Houston, Texas, 77079, on behalf of Carrabba, Inc. (Hieu Nguyen, Director of Operations), for the abandonment and sale of a 5-foot-wide utility easement located within Block 1 of the George Rich Subdivision, out of the A. C. Reynolds Survey, A-61, Parcel Nos. SY10-041 and VY10-036, be adopted as follows:

1. The City abandon and sell a 5-foot-wide utility easement in exchange for the conveyance to the City of a 5-foot-wide utility easement, both located within Block 1 of the George Rich Subdivision, out of A. C. Reynolds Survey, A-61;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;
3. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the easement being abandoned and sold;
4. The applicant be required to cut, plug, and abandon the 6-inch sewer line located within the easement being abandoned and sold, from the manhole of the sanitary sewer line in West Main Street to its terminus. Any existing service connections must be relocated to the existing 10-inch sanitary sewer line in West Main Street or the existing 8-inch sanitary sewer line in Branard Street. All of the foregoing items must be completed at no cost to the City and under proper permits, and a depreciated value paid for the sanitary sewer line to be abandoned;
5. The applicant be required to prepare drawings that show all public utilities (sanitary sewer) that are to be abandoned, relocated, and/or constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the council motion shall be attached to the plan set when it is submitted for plan review;

6. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by Malcolm W. Willey, an independent appraiser appointed by the Director of Public Works and Engineering.

Seconded by Council Member Clutterbuck and carried.

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

Council Member Adams due to being ill

Council Member Rodriguez absent due to death in family

PASSED AND ADOPTED this 20th day of January, 2010.

Pursuant to Article VI, Section 6 of the City Charter, the
effective date of the foregoing motion is January 26, 2010.



City Secretary

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Federal Aviation Administration (FAA) Supplemental Agreement No. 1 to Lease Agreement No. DTFASW-09-L-00056 - George Bush Intercontinental Airport/Houston (IAH).	Category #	Page 1 of 1	Agenda Item # 26
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FROM (Department or other point of origin): Houston Airport System	Origination Date April 4, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE: <i>[Handwritten Signature]</i>	Council District affected: "B"
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For additional information contact: Janet Schafer <i>[Handwritten Initials]</i> Phone: 281/233-1796 James Valenta <i>[Handwritten Initials]</i> Phone: 281/233-1828	Date and identification of prior authorizing Council action: 11/19/08 (O) 2008-1019
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AMOUNT & SOURCE OF FUNDING: N/A	Prior appropriations: N/A
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RECOMMENDATION: (Summary)
Enact an Ordinance approving and authorizing the execution of FAA Supplemental Agreement No. 1 to Lease Agreement No. DTFASW-09-L-00056 between the City of Houston and the FAA to add a duct bank easement from the Terminal Radar Approach Control Facility (TRACON) to existing FAA communication facilities.

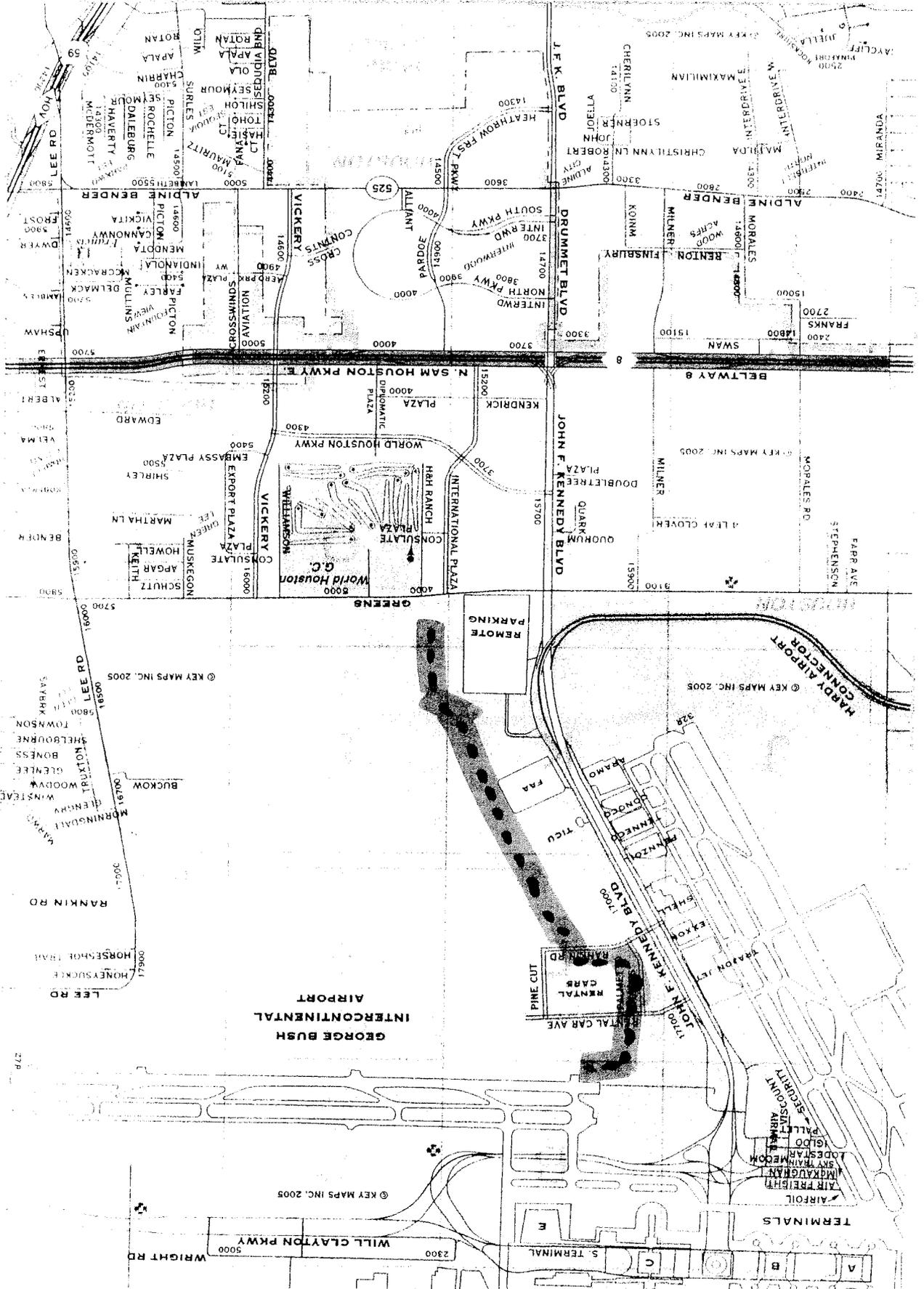
SPECIFIC EXPLANATION: The Federal Aviation Administration (FAA) is requesting Supplemental Agreement No. 1 to Lease Agreement No. DTFASW-09-L-00056 between the City of Houston and the FAA to add a communication related duct bank that will connect FAA's new Terminal Radar Approach Control Facility (TRACON) at George Bush Intercontinental Airport/Houston (IAH) to existing FAA communication facilities. Connecting FAA's facilities is essential to operating navigational aids and overall navigational safety.

The pertinent terms and conditions of this lease agreement are as follows:

1. Premises: The new premises will be the originally leased 20.74 acres under Lease Agreement No. DTFASW-09-L-00056 with an additional 10.0932-acre easement. The easement being added is a variable width easement following existing easements and roadways at IAH.
2. Term: Unchanged original term of Lease Agreement No. DTFASW-09-L-00056, being January 1, 2009 and continue through September 30, 2029.
3. Early Termination: FAA may terminate for convenience upon 60 days' written notice. All structures shall vest in the City upon termination.
4. Use: Navigational aid for terminal radar approach used to guide aircraft.
5. Rent: The FAA shall pay not monetary rental in consideration of the obligations assumed by the FAA in the establishment, operation and maintenance of the TRACON facility.

REQUIRED AUTHORIZATION

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

REQUEST FOR COUNCIL ACTION

SUBJECT: Federal Aviation Administration (FAA) Supplemental Agreement No. 1 to Lease Agreement No. DTFASW-09-L-00056 - George Bush Intercontinental Airport/Houston (IAH).		Category #	Page # 1 of 1	Agenda Item # 4
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FROM (Department or other point of origin): Houston Airport System	Origination Date April 4, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE: <i>[Signature]</i>	Council District affected: "B"
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For additional information contact: Janet Schafter Phone: 281/233-1796 James Valenta Phone: 281/233-1828 <i>[Handwritten initials]</i>	Date and identification of prior authorizing Council action: 11/19/08 (O) 2008-1019
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AMOUNT & SOURCE OF FUNDING: N/A	Prior appropriations: N/A
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RECOMMENDATION: (Summary)
 Enact an Ordinance approving and authorizing the execution of FAA Supplemental Agreement No. 1 to Lease Agreement No. DTFASW-09-L-00056 between the City of Houston and the FAA to add a duct bank easement from the Terminal Radar Approach Control Facility (TRACON) to existing FAA communication facilities.

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3. Early Termination: FAA may terminate for convenience upon 60 days' written notice. All structures shall vest in the City upon termination.
4. Use: Navigational aid for terminal radar approach used to guide aircraft.
5. Rent: The FAA shall pay not monetary rental in consideration of the obligations assumed by the FAA in the establishment, operation and maintenance of the TRACON facility.

REQUIRED AUTHORIZATION

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

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approving and authorizing a contract for professional consulting services between the Houston Airport System and the Greater Houston Partnership.	Category #	Page 1 of 1	Agenda Item # 27
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FROM (Department or other point of origin): Houston Airport System	Origination Date April 14, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE: 	Council District affected: B, E, I
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For additional information contact: Saba Abashawl Phone: 281/233-1829	Date and identification of prior authorizing Council action:
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AMOUNT & SOURCE OF FUNDING: FY11 \$ 62,750.00 Out Years \$313,750.00 TOTAL \$376,500.00 - HAS Revenue Fund (8001)	Prior appropriations:
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RECOMMENDATION: (Summary) Approve an ordinance authorizing a contract for professional consulting services between the Houston Airport System and the Greater Houston Partnership, Inc.

SPECIFIC EXPLANATION: The Greater Houston Partnership (GHP) is supported by funding from the City of Houston, Harris County and many of the city's private corporations. GHP has worked since 1991 to promote Houston as the location of choice for conducting business, with a focus on increasing Houston's economic prosperity.

Historically the Houston Airport System (HAS) and the Convention and Entertainment Facilities Department (CEFD) have had a joint and equally funded contract with the GHP to promote economic development, new air services to the City of Houston and other specified services. It has been concluded that it is appropriate to separate these contracts and have specifically defined services for a contract between the HAS and the GHP and a contract between the CEFD and the GHP. City Council approved the CEFD contract on January 5, 2011.

The Director of HAS recommends that City Council approve a one-year agreement between the HAS and the GHP. Funding for the services in the subject agreement has been reduced by approximately 15% from the previous year.

As a result of considerable discussion with the Federal Aviation Administration, all services provided by the GHP under this contract must be exclusively dedicated towards promoting competition at the HAS airports, public and industry awareness of HAS airport facilities and services, and new air service development.

To that end, the GHP will assist HAS in attracting air service by participating in outbound business development missions, and by developing key contacts within the domestic and international business communities for cargo and air route development. The GHP will support HAS in promoting facility development opportunities at its three airports, and identifying potential tenants domestically and abroad. The GHP will make its research capabilities available on a systemic basis to HAS to facilitate the creation of professional, sophisticated marketing reports that include economic and demographic data, which are used for air service development efforts.

The GHP will also raise awareness and educate the public, communities, regional stakeholders and elected officials on the economic contribution the Houston airports make to the greater Houston region.

The GHP actively participates and coordinates activities with the Houston Minority Supplier Development Council as part of a joint effort to promote minority businesses in the Houston area. This effort will continue under the agreement to support the employment of minority firms that provide professional and other services. The Partnership efforts in this regard will continue to include the deliverables agreed upon by the Partnership and the Houston Minority Supplier Development Council.

This contract includes a 15% S/MWDBE goal and compliance will be monitored by Affirmative Action and Contract Compliance Division.

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.

REQUIRED AUTHORIZATION

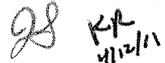
Finance Department:	Other Authorization:	Other Authorization:
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SUBJECT: Amendment No. 1 to Contract for Information Technology Professional Services with Derek Consulting Group, Inc. for the Houston Airport System (HAS), Project No. 409T (WBS #A-000486-0016-3-02, A-000486-0017-3-02 and A-000486-0016-3-01, A-000486-0017-3-01), Contract No. 4600007730).	Category #	Page 1 of 1	Agenda Item # 28
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FROM (Department or other point of origin): Houston Airport System	Origination Date April 11, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE: 	Council District affected: B, E, I
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For additional information contact: Lisa Kent  Phone: 281/233-1971	Date and identification of prior authorizing Council action: 03/21/07 (O) 2007-0327 11/10/09 (O) 2009-1097
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AMOUNT & SOURCE OF FUNDING: CIP # A-0486.18 \$ 332,000.00 TSA OTA for HOU (8000) CIP # A-0486.36 \$1,072,396.00 TSA OTA for IAH (8000) CIP # A-0486.47 \$ 450,000.00 Arpt Improvemnt Fd (8011)  \$1,854,396.00 Total 	Prior appropriations: 03/21/07 \$ 2,500,000.00.....Arpt Improvemnt Fd (8011) \$ 4,050,000.00.....HAS Revenue Fund (8001) 11/10/09 \$ 3,500,000.00..... Arpt Improvemnt Fd (8011) \$ 2,513,000.00.....HAS Revenue Fund (8001) \$12,563,000.00 Total
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RECOMMENDATION: (Summary)
 Enact an ordinance to approve Amendment No. 1 to a contract with Derek Consulting Group, Inc. for information technology professional consulting services for the Houston Airport System (HAS) and appropriating the necessary funds to finance the cost of these services.

SPECIFIC EXPLANATION: On March 21, 2007, City Council approved a contract with Derek Consulting Group, Inc. (DCG) for information technology professional consulting services for the Houston Airport System (HAS). The contract was for three years with two one-year options. DCG has provided IT planning, program/project management and technical management, and support of specific areas of information systems and technology. Specific services included information technology planning, program/project management oversight, technology design services, applications development/support and business process improvements. DCG has provided these services in support of capital construction projects totaling more than \$60,000,000.00 and numerous other airport operations and maintenance projects. It was anticipated at that time that additional funding would be requested based on evolving project scheduling and budgeting.

On November 10, 2009, a supplemental allocation was approved in support of a number of projects involving design of security systems modifications, access control system upgrades and new installations, Closed-circuit television (CCTV) modifications and support of design for Explosive Detection System (EDS) Baggage Handling System (BHS) projects.

On September 15, 2010, Council approved an ordinance authorizing the Mayor to accept Transportation Security Administration (TSA) Other Transaction Agreement (OTA) funding for Advanced Surveillance Program (ASP) enhancements at William P. Hobby Airport (HOU) and George Bush Intercontinental Airport/Houston (IAH) in the amounts not to exceed \$4,035,076.00 for HOU and \$13,033,734.00 for IAH.

REQUIRED AUTHORIZATION		185-409T Amendment No 1
Finance Department:	Other Authorization:	Other Authorization:

NOT

Date April 11, 2011	Subject Amendment No. 1 to Contract for Information Technology Professional Services with Derek Consulting Group, Inc. for the Houston Airport System (HAS), Project No. 409T (WBS #A-000486-0016-3-02, A-000486-0017-3-02, and A-000486-0016-3-01, A-000486-0017-3-01), Contract No. 1600007730	Originator's Initials LK	Page 2 of 2
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HAS is now requesting approval of Amendment No. 1 in the amount of \$1,854,396.00 to provide IT design and project management services for TSA ASP projects and design and project management of a WiFi network at HAS campus locations. The WiFi network will accommodate the latest equipment employed by the airports and will serve the needs of airport security and operations staff and various other airport tenants. The ASP projects will enhance CCTV and related systems. Specifically, the enhanced system will supplement surveillance of the critical security areas identified by TSA and the airport. The project will upgrade a number of existing cameras, along with placement of new cameras, and will enable TSA and the airport to have access to visual surveillance and recorded media. In support of the TSA ASP projects, which TSA requires be completed by September 20, 2012, Amendment No. 1 will extend the contract term for two years to coincide with completion of the program's projects.

M/WBE Participation: The M/WBE goal for this contract is eighteen percent (18%) and will be met by the following certified firms:

Firm	Type of Work
✓ 4b Technology Group, LLC	Computer Systems Design & Management
✓ Advarion Incorporated	Computer Programming Services – Web Applications
✓ Complete Solutions, Inc.	Computer System Design & Programming
✓ Ferguson Consulting, Inc.	Engineering Services
PGA	Computer System Design – Security Systems Design and Engineering
✓ USA Managetech, LLC	Computer Consulting Services

Currently, Derek Consulting Group, Inc. is achieving 18.99% participation on an 18.0% goal. It is anticipated that a large portion of ASP and WiFi network design will be performed by M/WBE subcontractors. This participation plan has been reviewed and approved by HAS Small Business and Contract Compliance.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance authorizing submission of the 2011 Annual Action Plan Budgets and Applications for the 37 th Year CDBG, HOME, HOPWA, and ESG programs to HUD.	Category #	Page 1 of 3	Agenda Item # 29
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FROM (Department or other point of origin): James Noteware, Director Housing and Community Development Department	Origination Date: April 11, 2011	Agenda Date: APR 20 2011
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DIRECTOR'S SIGNATURE: <i>James D. Noteware</i>	Council District affected: All
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For additional information contact: Veronica Chapa-Jones, Dep. Dir. Grants Management & Compliance Phone: (713) 868-8335	Date and identification of prior authorizing Council action: Ordinance No. 2010-367, May 11, 2010
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RECOMMENDATION: (Summary)
City Council authorization to submit the 2011 Annual Action Plan Budget and Application for the 37th Year CDBG, HOME, HOPWA, and ESG grants and acceptance of grant awards from the U.S. Department of Housing and Urban Development (HUD), including the use of estimated Program Income.

Amount of Funding: \$43,703,777 CDBG 26,215,522 HOME 11,253,100 HOPWA \$6,235,155 ESG \$0 (Total Funding, including Program Income of \$3,231,089 will be \$46,934,866)	Finance Budget:
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SOURCE OF FUNDING General Fund Grant Fund Enterprise Fund

Other (Specify) HUD Entitlement Grants

SPECIFIC EXPLANATION:

The Housing and Community Development Department (HCDD) is requesting approval of the submission of the **2011 Annual Action Plan** (the Plan), containing three (3) formula grant budgets and applications totaling **\$43,703,777** in federal funds and **\$ 3,231,089** in program income which will be used to benefit income-eligible residents during the 37th Program Year (July 1, 2011 – June 30, 2012). The Plan consists of an application for the Community Development Block Grant (CDBG), the HOME Investment Partnerships Grant (HOME), and the Housing Opportunities for Persons with AIDS Grant (HOPWA) funds. The competitively awarded Emergency Solutions Grant (ESG) has replaced the Emergency Shelter Grant. The allocation amount is unknown, and the application amount is **\$0** pending additional information from HUD.

Funding priorities include supportive services, economic development and infrastructure/neighborhood facilities. The goal of the 2011 Plan is to promote strategies that will result in the creation of (1) suitable living environments, (2) improvement of the housing stock, and (3) expansion of economic development opportunities for Houstonians, the majority of whom are low-to-moderate income. The format and information presented in the 2011 Annual Action Plan are based on federal requirements.

In the **2011 Annual Action Plan**, allocations are proposed to support community development activities and expand the availability of affordable housing through acquisition, rehabilitation, or new construction in the City of Houston. HCDD estimates **\$3,071,711** in program income from CDBG-funded activities and **\$159,378** from HOME-funded activities for a total allocation of **\$46,934,866**. All budget amounts are current as of April 7, 2011 and are subject to change by HUD.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:

Date 4/7/11	Subject: An ordinance authorizing submission of the 2011 Annual Action Plan Budgets and Applications for the 37th Year CDBG, HOME, HOPWA, and ESG programs to HUD.	Originator's Initials	Page 2 of 3
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The estimated 2011 Annual Action Plan allocations that follow reflect an anticipated 20 percent reduction compared to the 2010 Annual Action Plan:

Sources of Federal Funds

Community Development Block Grant	26,215,522
CDBG Projected Program Income	3,071,711
HOME Investment Partnerships Grant	11,253,100
HOME Projected Program Income	159,378
Housing Opportunities for Persons with AIDS Grant	6,235,155
Emergency Shelter Grants	0
TOTAL	\$46,934,866

The City of Houston has allocated **\$29,287,233**, including **\$3,071,711** in program income, **CDBG funds** for neighborhood revitalization, public service, and single-family home repair activities as well as a set-aside for retrofitting shelters, neighborhood facilities and single family homes presently inaccessible to low-to moderate-income Houstonians with disabilities. Distribution of estimated CDBG allocations are listed below:

Community Development Block Grant

Neighborhood Facilities Improvements	6,180,675
Housing	6,329,000
Public Services (Homeless, Social Services, Youth, Special Needs, Elderly)	4,396,342
Emergency Shelter Grants (Match)	0
Economic Development Assistance Program	2,400,000
Code Enforcement/Legal Department	3,586,400
Neighborhood Facilities & Single-Family Housing – Accessibility Retrofit	537,369
Program Administration	5,857,447
TOTAL	\$29,287,233

The strategy for the HOME Investment Partnerships Program remains one of increasing the availability of affordable rental units and expanding opportunities for homeownership. HCDD is recommending that the City's allocation of **\$11,253,100** and **\$159,378** in program income, be distributed among the following categories:

HOME Investment Partnerships Grant

Single-Family Down Payment/Closing Cost Assistance for New/Existing Homes	3,910,305
Multi-family Acquisition/Rehabilitation/New Construction/Relocation	3,776,306
Community Housing Development Organizations Program	2,250,620
Program Delivery Costs	334,000
Program Administration	1,141,247
TOTAL	\$11,412,478

The City of Houston anticipates an estimated **\$6,235,155** allocation in HOPWA grant funds for the 2011-2012 fiscal year. HCDD proposes to fund the following activities:

Housing Opportunities for Persons with AIDS Grant

Acquisition/Rehab/Conversion/Repair/Lease	0
Operating Costs	810,920
Technical Assistance/Housing Information/Resource Identification	0
Supportive Services	1,503,100
Project or Tenant-based Rental Assistance	1,648,821
Short-Term, Rent, Mortgage & Utility Assistance	1,648,800
Grantee Administration	187,054
Sponsor Administration	436,460
New Construction	0
TOTAL	\$6,235,155

The Emergency Solutions Grant (ESG) is the final application in the 2011 Annual Action Plan. HUD has not yet notified the City of Houston of the allocation of funds for the new ESG program. Any awarded ESG funds will support essential services, operations, homeless prevention, and administration. This application will be amended with final grant amounts upon notification from HUD.

In preparing the 2011 Annual Action Plan, the Housing and Community Development Department (HCDD) solicited the public's input in the development of this federal application. HCDD also developed and distributed written information on these federal grants and the planning process, made presentations at each of the City's CIP/Budget hearings, and sponsored four (4) public hearings (two in the spring and two in the fall) on the Plan. Written material in the form of an information Booklet was distributed citywide. A summary of the **2011 Annual Action Plan** was published in the *Houston Chronicle*.

As stipulated by federal regulations and in conformity with the Citizen Participation Plan, residents have thirty (30) days to comment on the proposed **2011 Annual Action Plan** before it is approved by City Council. The thirty-day (30) review period extended from March 14, 2011 through April 13, 2011.

On April 5, 2011, the proposed Plan was presented to a special joint meeting of the Council Committee on Budget and Fiscal Affairs for review.

JN:PW:bb

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

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION HCD-11 Linda Vista

SUBJECT: An Ordinance authorizing an Agreement between 556 Linda Vista, LP (LVLP) and the City of Houston for CDBG Disaster Relief (CDBG-DR) funding	Category #	Page 1 of 2	Agenda Item # 30
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FROM (Department or other point of origin): James D. Noteware, Director Housing and Community Development Department	Origination Date 04/01/11	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE: <i>Jim Noteware by Ginger Emerson, Deputy Director</i>	Council District affected: District "B"	APR 20 2011
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For additional information contact: Eta Paransky, Assistant Director Phone: 713-868-8449	Date and identification of prior authorizing Council action: NA
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RECOMMENDATION: (Summary)

The Department recommends approval of an Ordinance authorizing \$12,500,000 in CDBG-DR funding as a Zero Percent Performance Based Loan in an agreement between the City of Houston and 556 Linda Vista, LP (LVLP) to rehabilitate the Linda Vista Apartments.

Amount and Source of Funding: \$12,500,000 CDBG-DR	Finance Budget:
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SPECIFIC EXPLANATION:

The City of Houston has been awarded Community Development Block Grant (CDBG-DR) funding from the Texas Department of Housing and Community Affairs for housing activities related to the effects of Hurricane Ike. The Housing and Community Development Department (HCD) issued a Request for Proposals (RFP) to respond to the natural disaster that reduced the supply of quality affordable rental housing. The program is designed to repair hurricane damage, restore the units under the *Housing to Standard* program, and reduce the blight in target neighborhoods. Generally, 51% of the total units must benefit households with incomes at or below 80% of area median income (AMI).

556 Linda Vista, L.P. (LVLP/Borrower) is requesting \$12,500,000 to rehabilitate 488 of the 556 units at the Linda Vista apartments, a multifamily rental community located at 5500 DeSoto Street on the east side of Antoine Drive, approximately two miles north of U.S. Highway 290 in northwest Houston. The Antoine/DeSoto area was identified as a target zone for CDBG-DR dollars given the deterioration in the rental housing stock for low to moderate income families. The City has previously committed CDBG-DR funds on two other projects in the area (Hollyview and Sterling Grove) which are located immediately north of the Linda Vista apartments. The rehabilitation of these three projects (1,200 units) to quality affordable housing and the recent demolition of 403 adjacent multifamily units by the City is a testament to the City and HCD's commitment to community development and the revitalization of neighborhoods.

The ownership of LVLP is comprised of Barry Nussbaum and Bert Forniciari. Barry Nussbaum started BNC Real Estate in 1977 and has owned and managed over 10,000 apartment units. BNC manages the day-to-day operations of the property. Bert Fornaciari is a limited partner in the project. Mr. Nussbaum and Mr. Fornaciari also own The Mint apartment community located in southwest Houston. At the Mint, BNC provides a resource center for Texans Together's model supportive services project, *Apartments as Communities* which was established to provide afterschool programs, tutoring, job skills training, internet access, and a children's library. Community activities will be planned for the residents at the Linda Vista apartments.

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Handwritten initials

Date 04/01/11	Subject. An Ordinance authorizing an Agreement between 556 Linda Vista, LP (LVLP) and the City of Houston for CDBG Disaster Relief (CDBG-DR) funding	Originator's Initials <i>JNby GW</i>	Page 2 of 2
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In 2007, LVLP purchased the property out of foreclosure and commenced renovation activities to repair the siding, roofs, and some of the interior of the units. In 2008 the property suffered Hurricane Ike damage. Due to deterioration of the project and the neighborhood, today's occupancy is only 35%. A Property Condition Assessment report has been performed to identify aspects of the property and buildings that need attention in the effort to extend the useful life of the complex for twenty years. Areas identified include stairs and railings, draft stops, electrical system, exterior siding, attic insulation, extensive interior revitalization including appliances, new water boilers, paving, perimeter fencing, smoke/fire alarm system to current code, adding ADA accessible units and routes throughout the property, and energy efficient windows, exterior doors, and HVAC systems. The final scope of work will address these issues and create a completely renovated property consistent with rehabilitation projects under construction at the Hollyview and Sterling Grove Apartments. Every effort will be made to assure that the scope of this agreement does not duplicate funds nor replace items from the prior renovation. The remaining 68 units not being rehabilitated with City provided funds will be rehabilitated by LVLP out of available cash flow, to a like condition as the City funded rehab project.

Fifty-one percent (51%) of the 556 units, or 284, will be restricted as CDBG Affordable Floating Units for a period of 10 years, and will be comprised of units of all floor-plan types distributed throughout the complex. The residents eligible to reside in these units can earn no more than 80% of Area Median Income, and rental rates will be capped at the High HOME Rents.

The City Performance Based Loan (PBL) will have an interest rate of 0% and will be forgiven at the end of the 10-year affordability term as long as the Borrower complies with all City loan agreement terms and conditions, and the property is in compliance with all HUD and City requirements. The property is subject to a first lien mortgage held by CIBC Bank with a loan balance of approximately \$8,900,000. To enhance the financial viability of Linda Vista, CIBC has agreed to eliminate principal and interest payments on their loan for the first 42 months following the execution of City Loan. While the City's loan will be inferior to the CIBC lien position, the City's LURA will prime the loan through a subordination agreement. Bert Fornaciari and Barry Nussbaum will personally guarantee the City loan until completion of the rehab construction satisfactory to the City. Further, Mr. Fornaciari will provide all of the Owner Equity in the form of \$2,260,516 in cash, as well as two Letters of Credit (LOC) for the benefit of the City in the amount of \$500,000 each, as contingencies, to cover construction cost overruns and operational shortfalls, if needed.

<u>Source of Funds</u>	<u>Overall Project</u>	<u>Per Unit/488</u>	<u>Per Sq. Ft.</u>
City of Houston PBL	\$12,500,000	\$25,615	\$34.35
Owner Equity and LOC's	3,260,516	\$6,681	\$8.96
Total	\$15,760,516	\$32,296	\$43
<u>Use of Funds</u>			
Hard Construction Costs	\$12,500,000	\$25,615	\$34.35
Soft Construction Costs	410,000	\$840	\$1.13
Operational Expenses	1,850,516	\$3,792	\$5.09
Owner Contingencies	1,000,000	\$2,049	\$2.75
Total	\$15,760,516	\$32,296	\$43

The City's performance based loan proceeds will be used for hard costs, relocation expenses, and work performed in association with the rehabilitation of the project that are eligible for payment under the regulations applicable to the Loan.

This project is consistent with the City of Houston Consolidated Plan to provide affordable housing for low-income families. The Department recommends approval of an agreement between the City of Houston and 556 Linda Vista, LP that will increase the number of affordable rental housing units for low-income residents. The Housing and Community Development Committee reviewed this item on September 16, 2010, and recommended it for favorable Council consideration.

SUBJECT: An ordinance approving and authorizing a contingency agreement between the City of Houston and Marketing on Hold, Inc. d/b/a Southwestern Tariff Analyst (STA) for fee auditing services, and approving contingency allocation of funds for Telecommunication Fee Audit.	Category #	Page 1 of 2	Agenda Item# 31
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FROM (Department or other point of origin): Office of the City Controller (Project Administrator) Information Technology Department	Origination Date: April 6, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE:	Council District Affected: ALL
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For additional information contact: David Schroeder, City Auditor Phone: (832) 393-3510	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Approve and authorize a contingency agreement between the City of Houston and Marketing on Hold, Inc. d/b/a Southwestern Tariff Analyst for fee auditing services; approve contingency allocation to cover the fee structure associated with potential realized savings from Telecommunication Fee Audit to be performed by Southwestern Tariff Analyst (STA).

Amount of Funding: \$750,000 Intra-fund transfer for Estimated Contingency FY2011 - \$ 125,000 (\$62,500 Est. Monthly allocation X 2 months) FY2012 - \$ 625,000 (\$62,500 Est. Monthly allocation X 10 months) Total \$ 750,000 (\$62,500 Est. Monthly allocation X 12 months)	Finance Budget: This timeline assumes the identified savings are agreed to beginning April, 2011 telephone bill
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Source of Funding: General Fund [] Grant Fund [X] Other (Specify) [] Enterprise Fund
 Revolving Fund

SPECIFIC EXPLANATION:

The underlying contract is a contingency agreement that provides Southwestern Tariff Analyst (STA) with 50% of the savings realized by the City for local telecom services (excluding wireless). The basis of the Contingency is:

- (#1) actual refunds received as deposited in the City's bank account from current and prior billings and
- (#2) reductions to the current and/or associated future billings by the telecom vendor(s) as accepted by the City.

Because #2 represents a reduction of the City's obligation (not a receipt of cash) for local telecom services, the related liability to STA for 50% of those savings require an estimated allocation. This RCA is to set up an estimate for an allocation, by using an account within the financial system that aggregates/relates with the telecom expenditures.

As provided by the ITD, local telecom spend (excluding wireless services) are approximately \$10 - \$11 Million per year, averaged over the last three fiscal years. The local telecom providers are: AT&T, Verizon/SW, CenturyLink, Windstream, and through Texas Department of Information Resources. STA reports to have averaged between 15-30% reductions and/or savings to the current billing structures of its clients. We are using this as the rate for our proposed estimate, calculated as follows:

\$	833,333	(Average monthly local telecom spend = \$10M annual divided by 12)
X	15%	(Conservative estimate of Recovery as reported by STA)
\$	125,000	(Estimated Monthly savings/recovery = \$1,500,000 total estimated savings)
X	50%	(STA portion of recovery)
\$	62,500	(Estimated Monthly Appropriation)
X	12	(Number of months applicable to contingent liability related to identified savings)
\$	750,000	(Total estimated contingency, with Net Savings for 1 st year estimated at \$750,000)

NOTE: The total appropriation represents dollars to be paid over the course of 12 months from the time of the identified savings as agreed upon between STA and City of Houston according to the agreement and as associated with #2 noted above.

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 for those employees not self-insured and provide POP 8 forms for those who are self-insured. Because this is a Professional Services Contingency contract the MWBE requirements have been waived by

the Affirmative Action and Contract Compliance Department.

It is important to emphasize that this does not represent additional expenditures, but instead reflects funds set aside to cover part of identified savings (e.g. finder's fees that are realized to the City). The estimate is not a guarantee to STA and is not an actual liability, nor does it guarantee the City any savings. If savings are not realized by the City, the appropriation balance remains untouched and at the end of 180 days from the effective date of the contingency agreement, the balance will be transferred back to the original account. The allocation associated with #2 will not exceed 30 months, per the underlying agreement.

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8865

Subject: Formal Bids Received for Electrical Maintenance, Repair, Automation Support and Technical Services for the Public Works and Engineering Department
S50-L23643

Category #
4

Page 1 of 2

Agenda Item

32

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

Origination Date
March 02, 2011

Agenda Date
APR 20 2011

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
David Guernsey Phone: (832) 395-3640
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to Boyer, Inc. on its low complete bid in an amount not to exceed \$3,240,542.00 for electrical maintenance, repair, automation support and technical services for the Public Works and Engineering Department.

Maximum Contract Amount: \$3,240,542.00

Finance Budget

\$3,240,542.00 - Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract with two one-year options to Boyer, Inc. on its low complete bid in an amount not to exceed \$3,240,542.00 for electrical maintenance, repair, automation support and technical services for the Public Works and Engineering 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. Thirty-two prospective bidders downloaded the solicitation document from SPD's e-bidding website and three-bids were received as outlined below:

<u>Company</u>	<u>Total Amount</u>
1. Automation Nation, Inc.	\$1,546,900.00 (Incomplete Bid)
2. Boyer, Inc.	\$3,240,542.00
3. Wingo Service Company, Inc.	\$3,290,020.44

The scope of work requires the contractor to provide all equipment, materials, tools, labor, supervision and transportation necessary to provide electrical maintenance and repair services, automation support and technical services at the City's Water and Wastewater treatment facilities. These supplemental services will improve the facility's operation, efficiency, availability and regulatory compliance. The services to be provided are separated into four categories: 1) Electrical - services include trouble shooting electric power equipment, maintenance and construction; 2) Generator - services include the transportation, fueling and maintenance of electric power generators; 3) Automation - services include the technical support of the Supervisory Control and Data Acquisition Communications System (SCADA); and 4) Hazardous Waste – services include proper disposal of non-functional electrical items and other residual hazard materials generated as a result of work performed under this contract.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MC

Date: 3/2/2011	Subject: Formal Bids Received for Electrical Maintenance, Repair, Automation Support and Technical Services for the Public Works and Engineering Department S50-L23643	Originator's Initials AL	Page 2 of 2
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M/WBE Subcontracting:

This bid was advertised as a goal-oriented contract with an 11% M/WBE participation level. Boyer, Inc. has designated the below-named companies as its certified subcontractors:

<u>Name</u>	<u>Type of Work</u>
✓ 1. Collaborative Engineering Group	Engineering Services
✓ 2. Energy Electric Supply, Inc.	Wholesale Distributor, Electrical Equipment, Fixtures & Supplies

The Affirmative Action Division will monitor this contract.

Pay or Play Program:

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

Estimated Spending Authority

DEPARTMENT	FY2011	OUT YEARS	TOTAL
Public Works & Engineering	\$280,000.00	\$2,960,542.00	\$3,240,542.00

Buyer: Art Lopez

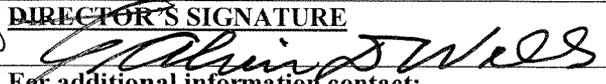
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8977

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Financial Advisory Services for Various Departments S10-T23737	Category # 4	Page 1 of 2	Agenda Item 33
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FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date April 13, 2011	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE 	Council District(s) affected All
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For additional information contact: Kelly Dowe Phone: (713) 221-0935 Douglas Moore Phone: (832) 393-8724	Date and Identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
 Approve an ordinance awarding a contract to First Southwest Company, in an amount not to exceed \$4,030,609.00 for financial advisory services for various departments.

Max. Contract Amount: \$4,030,609.00 -- Original Allocation FY11: \$132,750.00	Finance Budget
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\$1,229,677.00 - General Debt Service Administration Fund (3000)
 \$1,229,677.00 - HAS-Revenue Fund (8001)
 \$1,229,677.00 - PWE-Combined Utility System General Purpose Fund (8305)
 \$ 341,578.00 - C&E-Civic Center Facility Revenue Fund (8601)

\$4,030,609.00 - Total

SPECIFIC EXPLANATION:
 The City Purchasing Agent recommends that City Council approve an ordinance awarding a three-year contract, with two one-year options to First Southwest Company, in the amount not to exceed \$4,030,609.00 for financial advisory services for various departments. The City Purchasing Agent or Director of Finance may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor (Financial Advisor) to provide all labor, supervision, parts, materials, equipment, and to provide reasonable and necessary financial advisory services to the City during the term of this Agreement, in connection with the General Obligation, Houston Airport System, Combined Utility System and/or the Convention and Entertainment Facility debt, and related special financings of the City. The financial advisory services to the City shall exclude coverage for general advisory services related to swaps and other derivative products, but not to exclude consideration of swaps and other derivative products directly relating to other obligations set forth in this Agreement. General services include, but are not limited to, new-money bonds sold on a competitive and negotiated basis, pre-pricing and post-pricing analysis of competitive and negotiated sales, refunding analysis and other debt restructurings, managing the process for securing and negotiating new credit facilities, re-investment analysis, development of debt management policies and procedures, monitoring of secondary-market activities, training, assistance in the procurement of debt management-related services, and analysis of debt management-related fees.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. Fifty-five prospective proposers downloaded the solicitation document from SPD's e-bidding website and as a result, proposals were received from First Southwest Company, Estrada Hinojosa & Co., Charlotte Knight-Marshall, Morgan Keegan & Company, Inc., Scott Balice Strategies, and PFM. The evaluation committee was comprised of expert staff from the Finance Department, Controller's Office, Combined Utility System, Houston Airport System, and the Convention and Entertainment Facility Department. The proposals were evaluated based upon the following criteria:

REQUIRED AUTHORIZATION		
Finance Department:	Other Authorization:	Other Authorization:

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Date: 4/13/2011	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Financial Advisory Services for Various Departments S10-T23737	Originator's Initials GB	Page 2 of 2
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- Expertise / Experience / Qualifications
- Proposed Strategy and Operational Plan
- Pricing
- Financial Strength of Offeror
- Conformance to RFP / SOW Requirements
- M/WBE Participation

First Southwest Company received the highest overall score.

M/WBE Subcontracting:

This RFP was issued with a 24% goal for M/WBE participation. First Southwest Company has designated the below-named company as its certified M/WBE subcontractor:

NAME	TYPE OF WORK	DOLLAR AMOUNT	PERCENTAGE
Kipling Jones & Co., Ltd.	Co-Financial Advisory Services	\$ 967,346.16	24%

The Affirmative Action Division will monitor this award.

Pay or Play Program:

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

Buyer: Greg Hubbard

Estimated Spending Authority:

DEPARTMENTS	FY11	OUT YEARS	TOTAL
PWE (Combined Utility System)	\$ 40,500.00	\$ 1,189,177.00	\$1,229,677.00
General Government Purchasing	\$ 40,500.00	\$ 1,189,177.00	\$1,229,677.00
Houston Airport System	\$ 40,500.00	\$ 1,189,177.00	\$1,229,677.00
Convention and Entertainment Facilities	\$ 11,250.00	\$ 330,328.00	\$ 341,578.00
TOTAL:	\$ 132,750.00	\$ 3,897,859.00	\$4,030,609.00



CITY OF HOUSTON

Finance Department

Annise D. Parker

Mayor

Kelly Dowe
Interim Director
P.O. Box 1562
Houston, Texas 77251-1562

T. 713-837-9888
F. 713-837-9879
www.houstontx.gov

To: Calvin Wells, City Purchasing Agent **From:** Kelly Dowe, Interim Director
Finance Department

Date: March 7, 2011

Subject: EVALUATION COMMITTEE RECOMMENDATION FOR Financial Advisory Services - RFP NO. S10-T23737

The Evaluation Committee has concluded the evaluation of the proposals received in response to the referenced Request for Proposals. The purpose of this memo is to communicate the award recommendation and to request your assistance in expediting this award to City Council for approval.

The RFP solicited proposals for Financial Advisory Services for the General Obligation, Combined Utility System, Houston Airport System, and the Convention and Entertainment Department debt and related special financings of the City.

The Evaluation Committee was comprised of staff members from the Finance Department, the Controller's Office, the Combined Utility System, the Houston Airport System, and the Convention and Entertainment Department. The proposals were evaluated based on the following criteria:

- Expertise/Experience/Qualifications (40 percent);
- Proposed Strategy and Operational Plan (20 percent);
- Cost/Price (20 percent);
- Financial Strength of the Proposer (10 percent);
- Conformance to RFP Requirements (5 percent); and,
- M/WBE Participation (5 percent).

A significant aspect of the evaluation was whether a Proposer could deliver the expertise and experience required for at least a three year period.

Six proposals were submitted by the following firms:

- Estrada Hinojosa;
- First Southwest;
- Morgan Keegan;
- Public Financial Management, Inc.;
- Scott Balice Strategies; and,
- TKG & Associates

Recommendation

Upon final review, the Administration recommends the award for all four systems be made to First Southwest Company. The Company has the experience and expertise necessary to fill the role of financial advisor and is competitively priced.

Your assistance in expediting a contract with this company would be greatly appreciated. Highlights of the proposed contract include:

- Contract Term – Three (3) years with two (2) one-year automatic options to renew;
- Scope of the Contract – First Southwest Company will be responsible for providing Financial Advisory Services for the General Obligation, Combined Utility System, Houston Airport System, and the Convention and Entertainment Department;
- Timing – The current contracts expire on April 30, 2011 so a new contract would begin on May 1, 2011.
- Pricing – First Southwest Company will bill the City of Houston according to the rates specified in the attached pricing sheet (attached). The total cost, over the potential five-year term of the contract, will not exceed \$4,030,609.00; and
- M/WDBE – 24% of the contract amount will go to M/WDBE firms.

I am requesting that every effort be expended to bring this matter before City Council at the beginning of April 2011. Thank you for your assistance.

X 

Kelly Dowe, Interim Director
Finance Department

CC: Douglas Moore, Division Manager
Greg Hubbard, Procurement Specialist
James Moncur, Chief Financial Advisor to the Mayor
Jennifer Olenick, Public Finance Division Manager

700 Milan Street
Suite 500
Houston, Texas 77002

713.654.8641 Direct
800.922.9850 Toll Free

Michael G. Bartolotta
Vice Chairman

Michael.Bartolotta@firstlaw.com

February 17, 2011

Mr. Greg Hubbard
Senior Procurement Specialist
City of Houston
Strategic Purchasing Division Room B505
901 Bagby Street
Houston, Texas 77002

**Re: Request for Proposal
(RFP No. S10-T23737 for Financial Advisory Services for the City of Houston)**

Dear Mr. Hubbard:

Thank you for the opportunity to respond to your request for a best and final offer ("BAFO") for the above referenced request for proposal. In submitting our initial response to the City of Houston (the "City") First Southwest Company ("FirstSouthwest") offered the City our best offer with respect to financial advisory services. However after reviewing our proposal and preparing for our oral presentation on February 11, 2011, we recognized the need for swap monitoring services with respect to the City of Houston's Combined Utility System ("CUS"). Our original proposal contained our online FairValue Advisor services for an initial cost of \$6,000 for the four existing swaps, plus an annual ongoing fee of \$2,500 per swap for a total of \$10,000. FirstSouthwest stated in our oral presentation that we would include these as part of our proposal. Accordingly, FirstSouthwest would like to modify our proposal to waive our fees associated with our online FairValue Advisor services for these swaps, initially saving the City \$16,000 for the first year and \$10,000 thereafter for the length of this contract.

Additionally, FirstSouthwest would like to modify our account coverage of the CUS to be led by myself and Drew Masterson and with day-to-day support from Trey Cash and Ashley Allen.

We appreciate the opportunity to respond to your request.

Sincerely yours,



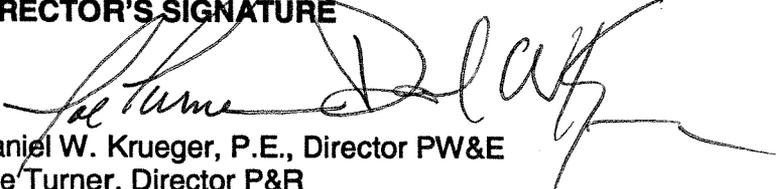
Michael G. Bartolotta
Vice Chairman

cc: Mr. Jim Moneur, City of Houston
Ms. Jennifer Olenick, City of Houston

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Sanitary Sewer Agreement with the West Houston Airport Corporation.	Page 1 of 1	Agenda Item # 34
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date APR 20 2011
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DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E., Director PW&E Joe Turner, Director P&R	Council District affected: ALL
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For additional information contact: Mark L. Loethen, P.E., CFM, PTOE Phone: 832-395-2705	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approve an ordinance authorizing the Mayor to execute a Sanitary Sewer Agreement with the West Houston Airport Corporation

Amount and Source of Funding: NO FUNDS REQUIRED; NO COST OPERATIONAL AGREEMENT.

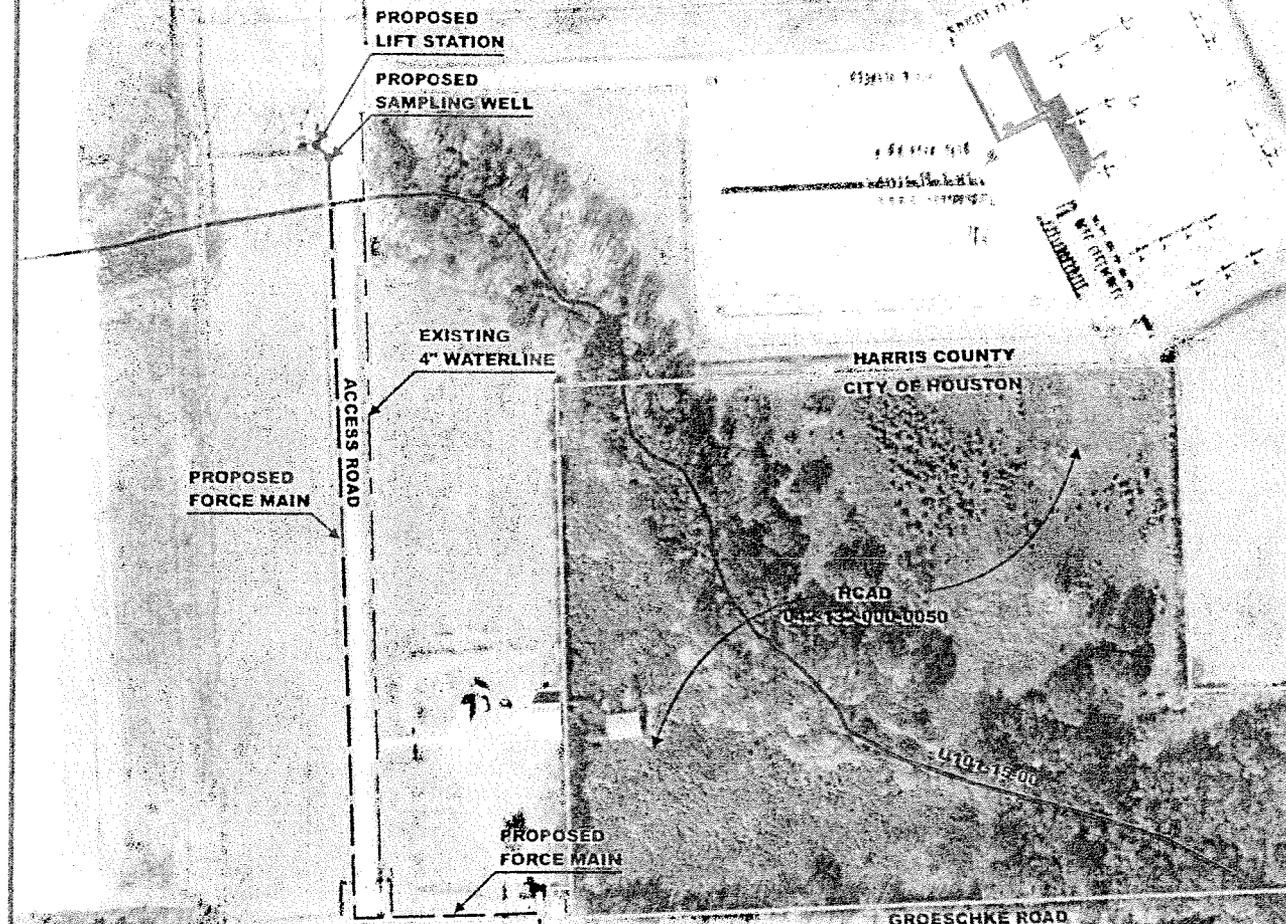
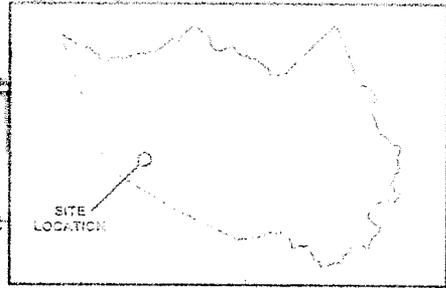
SPECIFIC EXPLANATION:
This agreement provides mutual benefit of the Parks and Recreation Department and West Houston Airport by allowing West Houston Airport Corporation to close a small wastewater treatment plant and operate a Parks and Recreation Department lift station at no cost to the City of Houston Parks and Recreation Department. The Public Works and Engineering gains an outside city limits retail wastewater customer and will treat the wastewater received from West Houston Airport Corporation. West Houston Airport will perform the following actions:

1. Operate the Cullen Park lift station, located at Cullen Park, at no cost to the City.
2. Close the small West Houston Airport wastewater treatment plant permitted for 15,000 gallons per day and divert the flow through the Cullen Park lift station to a City of Houston wastewater treatment plant.
3. Pay impact fees as set by the City of Houston Code of Ordinances before connection currently estimated to be \$71,946.60 plus a \$5.00 administrative fee based on 15,000 gallons per day, 250 gallon per service unit, and impact fee of \$1,199.11 per service unit.
4. Pay an estimated monthly sanitary service fee of \$2,268.00 calculated at the rate of \$5.04 per 1000 gallons and 15,000 gallons per day.
5. Pay an additional \$400 per month to offset the electrical cost of the lift station.
6. Hire a licensed operator approved by the Director to service and maintain the lift station including the placement of monitors upon the lift station to provide notice of operational failure.

Approval of the ordinance is recommended.

CUIC# 20UPA96

Finance Department	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:
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PRELIMINARY

LEGEND	
	Prop Force Main
	Exist 4" Waterline
	Drainage Ditch
	Cullen Park

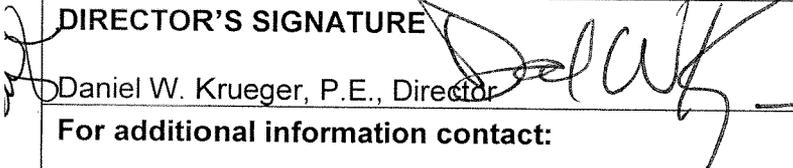
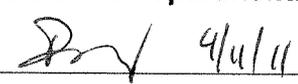
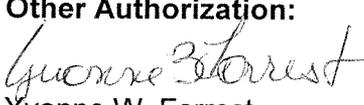
**OVERALL SITE PLAN
SANITARY SEWER EXTENSION
WEST HOUSTON AIRPORT**

McDONOUGH ENGINEERING CORPORATION
Civil Engineers Registration No. F-400340
5315 South Loop West, Suite 100, Houston, Texas 77057-1515
Phone: 281-485-1111 | Fax: 281-485-1112

EXHIBIT A
PROJECT MAP

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve an Ordinance for a Joint Funding Agreement with the United States Geological Survey for water resource investigation and monitoring.		Category # 1	Page 1	Agenda Item # 35
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date APR 20 2011	
DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E., Director		Council District affected: All		
For additional information contact: Yvonne W. Forrest Senior Assistant Director Phone: (832) 395-2847		Date and identification of prior authorizing Council action Ord. No. 2001-0998, dated 10/31/01 Ord. No. 2006-0927, dated 09/06/06 Ord. No. 2007-1098, dated 10/03/07 Ord. No. 2009-292, dated 4/8/09 Ord. No. 2010-273, dated 4/14/10		
RECOMMENDATION: (Summary) Adopt an ordinance for a Joint Funding Agreement with the United States Geological Survey for water resource investigation and monitoring.				
Amount and Source of Funding: \$806,000.00 - Water and Sewer System Operating Fund (8300)			Finance Department: 	
SPECIFIC EXPLANATION: <p>It is requested that City Council approve a Joint Funding Agreement between the City of Houston and the Geological Survey Division of the United States Department of the Interior (USGS). This Agreement will provide for continuation of ongoing services for analysis and monitoring of the City's surface water supply, monitoring for the presence of naturally occurring contaminants in our groundwater wells and the monitoring and analysis of streams and bayous that are affected by our wastewater treatment plant discharges. Under the agreement, USGS will provide approximately 30% of the cost of the services provided to the City.</p> <p>This is a one year agreement from April 15, 2011 to April 14, 2012. This agreement is shared between the Drinking Water Operations and Wastewater Operations Branches. Scientific work conducted for the Drinking Water Operations Branch includes source water and ground water monitoring for water quality and long term supply issues. This work is supplemented by Drinking Water Operations personnel collecting and analyzing samples for routine parameters, while the USGS laboratory analyzes for those parameters which cannot be analyzed in-house. They also provide expert technical analysis of sample data collected to assist operations.</p> <p>The Wastewater Operations Branch utilizes the USGS to conduct wet and dry weather sampling at seven in-stream sites for fecal coliform, E. Coli, streptococci, pH, temperature, conductance, dissolved oxygen, metals, discharge, and carbonaceous biological oxygen demand for permit compliance demonstration per agreement.</p>				
REQUIRED AUTHORIZATION			CUIC ID #20YWF14	
Finance Department	Other Authorization:  Yvonne W. Forrest Senior Assistant Director		Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director, Public Utilities Division	

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#

36

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date
3/31/11

Agenda Date
APR 20 2011

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

For additional information contact:

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

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

RECOMMENDATION: (Summary)

Approve an ordinance granting a Commercial Solid Waste Operator Franchise

Amount of Funding:
REVENUE

FIN Budget:

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

SPECIFIC EXPLANATION:

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

1. Sun Coast Resources, Incorporated

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:

MX

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

Agenda Item#

2nd reading

37 26

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date

3/31/11

Agenda Date

~~APR 19 2011~~

DIRECTOR'S SIGNATURE:

Council Districts affected:

APR 20 2011

ALL

For additional information contact:

Juan Olguin
Nikki Cooper

Phone: (713) 837- 9623
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. Hoa Vinh Trans DBA A-Evergreen Vacuum Service

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

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

REQUIRED AUTHORIZATION

Finance Director:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

Page 1 of 1

Agenda Item#

2nd reading

38 27

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date

4/6/11

Agenda Date

~~APR 13 2011~~

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

APR 20 2011

For additional information contact:

Juan Olguin *JFO* 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. FRANCISCO R. PADILLA DBA FRP TRUCKING

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

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

REQUIRED AUTHORIZATION

Finance Director:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinance granting a Commercial Solid Waste Operator Franchise

Category #

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2nd reading

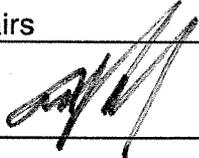
39 28

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

Origination Date
3/31/11

Agenda Date
~~APR 13 2011~~

DIRECTOR'S SIGNATURE:



Council Districts affected:

APR 20 2011

ALL

For additional information contact:
Juan Olguin *JO* Phone: (713) 837- 9623
Nikki Cooper Phone: (713) 837- 9889

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

RECOMMENDATION: (Summary)

Approve an ordinance granting a Commercial Solid Waste Operator Franchise

Amount of Funding:
REVENUE

FIN Budget:

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

SPECIFIC EXPLANATION:

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

1. Pipeline Video Inspection, 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:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:
Ordinance granting a Commercial Solid Waste Operator Franchise
3rd Reading

Category #

Page 1 of 1

Agenda Item#

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~~29~~ #7

FROM: (Department or other point of origin):

Alfred J. Moran, Director
Administration & Regulatory Affairs

Origination Date

3/31/11

APR 20 2011

Agenda Date

~~APR 06 2011~~

DIRECTOR'S SIGNATURE:



Council Districts affected:

ALL

~~APR 13 2011~~

For additional information contact:

Juan Olguin
Nikki Cooper

Phone: (713) 837- 9623
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. Dumpster Dave

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:

41

APR 20 2011

MOTION NO. 2011 0293

MOTION by Council Member Gonzalez that an item be placed on the Agenda of April 20, 2011, to receive nominations for City Council Appointees to the Rebuild Houston Oversight Committee.

Seconded by Council Member Hoang and carried.

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

Council Member Clutterbuck absent due to death in family

PASSED AND ADOPTED this 13th day of April, 2011.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is April 19, 2011.

City Secretary

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8968

Subject: Formal Bids Received for Various Types and Size Pumps for the Public Works & Engineering Department
S12-N23798

Category #
4

Page 1 of 2 Agenda Item

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

Origination Date
January 31, 2011

Agenda Date
APR 20 2011
~~APR 13 2011~~

DIRECTOR'S SIGNATURE


Council District(s) affected
All

For additional information contact:
David Guernsey Phone: (832) 395-3640
Ray DuRousseau Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)
Approve various awards, as shown below, in the total amount of \$2,346,026.00 for various types and size pumps for the Public Works & Engineering Department.

Award Amount: \$2,346,026.00

F & A Budget

\$2,346,026.00 - Combined Utility System General Purpose Fund (8305)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$2,346,026.00 for various types and size pumps for the Public Works & Engineering Department, and that authorization be given to issue purchase orders. These pumps will be used by the Department's Maintenance Management Section to transfer water, chemicals, sewage and sludge from various potable and wastewater plants, storage tanks, wet wells, clarifiers and lift stations throughout the City.

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

Hahn Equipment Co., Inc.: Award on its low bid meeting specifications for Group I - Item Nos. 1 thru 6 (Flygt Corporation Submersible Pumps) in an amount not to exceed \$850,515.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Pumps of Houston	\$ 640,766.00 (Partial Bid/Did Not Meet Specifications)
2. Hahn Equipment Co., Inc.	\$ 850,515.00
3. Integral Logistics	\$1,406,100.00

Jersey Equipment Company of Houston, Inc.: Award on its low bid meeting specifications for Group II - Item Nos. 1 thru 3 (ITT Special Purpose Pumps) in an amount not to exceed \$161,269.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Jersey Equipment Company of Houston, Inc.	\$161,269.00
2. Integral Logistics	\$392,900.00

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:



Date: 1/31/2011	Subject: Formal Bids Received for Various Types and Size Pumps for the Public Works & Engineering Department S12-N23798	Originator's Initials MK	Page 2 of 2
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JDC Fluid Equipment. Award on its low bid meeting specifications for Group III - Item Nos. 1 thru 3 (Chicago Wasting Pumps) in an amount not to exceed \$236,789.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Integral Logistics	\$190,000.00 (Partial Bid/Higher Unit Cost)
2. JDC Fluid Equipment	\$236,789.00

Newman Regency Group: Award on its low bid meeting specifications for Group IV - Item No. 1 (Chopper Dry Well Pump) and sole bid for Group XIII - Item No. 1 (Monoflo Pump) in an amount not to exceed \$82,864.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Newman Regency Group	\$ 82,864.00
2. Integral Logistics Corp.	\$150,800.00

Pump Solutions, Inc.: Award on its low bid meeting specifications for Group V - Item Nos. 1 thru 7 (KSB Submersible Pumps) and sole bid for Group XI - Item No. 1 (Pioneer Pump) in an amount not to exceed \$863,605.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Pump Solutions, Inc.	\$ 863,605.00
2. Integral Logistics	\$1,178,351.00

Pumps & Equipment of Texas: Award on its low bid meeting specifications for Group VI - Item No. 1 (Fairbanks Morse Pump) and its sole bid for Group XV - Item No. 1 (Fairbanks Morse Pump Rotating Assemblies) in an amount not to exceed \$90,718.00.

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Jersey Equipment	\$44,564.34 (Did Not Meet Specifications)
2. Integral Logistics	\$87,400.00 (Partial Bid/Higher Unit Cost)
3. Pumps & Equipment of Texas	\$90,718.00

Smith Pump Co.: Award on its sole bid for Group XV - Item No. 2 (RAS Rotating Pump Assembly) in an amount not to exceed \$60,266.00.

Newman Regency Group, Pump Solutions, Inc., Pumps & Equipment of Texas and Smith Pump are the only authorized distributors of Chopper, Pioneer, Fairbanks Morse and RAS pumps and pump rotating assemblies, respectively, in the greater Houston area and surrounding counties; thus the reason for only receiving one bid each of the aforementioned brands of pumps and assemblies.

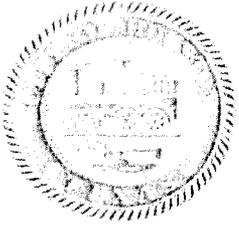
This purchase consists of various sizes and types of pumps and pump rotating assemblies. The sizes range from 2" to 12" and the horsepower from 5 to 450. The pumps and pump rotating assemblies will come with a full one-year warranty and the life expectancy is 10-15 years. These new pumps and pump rotating assemblies will replace existing 20-year-old units, which are inoperable and have exceeded their life expectancy. The old pumps and pump rotating assemblies will be stripped of salvageable parts, which will be placed in inventory and used to repair similar pumps in the Department's inventory. The unusable components will be sent to the Property Disposal Management Office for disposition.

A purchase order will be issued to Hartwell Environmental Corp. for Group VIII - Item No. 1 (Netzch Pump), and Pumps of Houston, Inc. for Group XII - Item Nos. 1 and 2 (Hydromatic Pumps) as the individual award amounts are less than \$50,000.00.

Group VII, Group IX, Group X and Group XIV will not be awarded.

Buyer: Martin L. King

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



CITY OF HOUSTON

Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division

To: Calvin D. Wells, Deputy Director
City Purchasing

From: Martin L. King
Sr. Staff Analyst
SPD MWBE Liaison

Date: 10/09/10

Subject: MWBE Participation Form

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

I am **requesting** a MWBE goal below 11% Yes No

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

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

Solicitation Number(s): S12-N23798 Estimated Dollar Amount: \$2,253,431.00

Anticipated Advertisement Date: 10/22/10 Solicitation Due Date: 11/18/2010

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

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

Name and Intent of this Solicitation: Furnish and Deliver Pumps, Submersible; Peristaltic; Centrifugal; Hydraulic for the Public Works & Engineering Department. This solicitation is for the one-time purchase of various pumps that will replace inoperable units.

Rationale for requesting a Waiver or Revision: There is no divisible work that can be performed by an M/WBE subcontractor as these replacement pumps will be shipped directly from the OEM pump manufacturers/distributors to the designated City of Houston Public Works and Engineering Department facility or work site. These replacement pumps will be installed by City of Houston personnel on a scheduled and as needed basis.

Previous related pump replacement projects were advertised with 0% MWDBE participations.

Concurrence:

[Signature]
Initiator

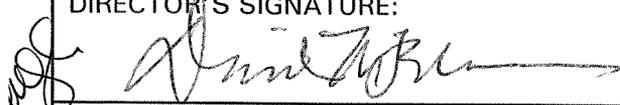
[Signature]
Deputy Assistant Director

[Signature]
Robert Gallegos, Deputy Assistant Director
*Affirmative Action

[Signature] 10/26/10
Department Representative, PW&E

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

REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance amending Section 2-2, Code of Ordinances, Houston, Texas, by amending Rule 6 to establish a code of conduct applicable to all Council Members, including the specification of rules of conduct and procedures to punish violations of such rules.		Page 1 of 1	Agenda Item # 43 10
FROM (Department or other point of origin): Legal Department		Origination Date April 8, 2011	Agenda Date APR 13 2011
DIRECTOR'S SIGNATURE: 		Council District affected: APR 20 2011 All	
For additional information contact: David M. Feldman Phone: (832) 393-6412		Date and identification of prior authorizing Council action: None	
RECOMMENDATION: (Summary) Pursuant to the action of the Committee on Ethics and Council Governance, that City Council adopt the proposed ordinance amending Section 2-2, Council Rules of Procedure, by amending Rule 6 to adopt a code of conduct that specifies rules of conduct applicable to all Council Members and provides disciplinary procedures to address the violation of such rules of conduct.			
Amount and Source of Funding: N/A			
SPECIFIC EXPLANATION: The proposed Ordinance amends Rule 6, Decorum, of Section 2-2 of the Code of Ordinances, by amending the title of Rule 6 to read "Code of Conduct" and providing new provisions: <ol style="list-style-type: none"> 1. Setting forth Standards of Conduct (Part I); and 2. Detailed procedures (Part II) to address violations of the Standards through: <ul style="list-style-type: none"> • The filing of a complaint; • Procedures for review of a complaint; and • Enumeration of levels of discipline to address a finding of a violation of the Standards of Conduct. 			
REQUIRED AUTHORIZATION			
Other Authorization:			

APR 19 2011

City of Houston, Texas, Ordinance No. 2011-_____

AN ORDINANCE AMENDING RULE 6 OF SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO A CODE OF CONDUCT APPLICABLE TO COUNCIL MEMBERS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; CONTAINING A REPEALER; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, the City Council of the City of Houston aspires to at all times conduct its affairs in a manner reflecting the highest standards of integrity, honesty, and ethics; and

WHEREAS, Section 6 of Article VII of the Houston City Charter empowers the City Council, and only the City Council, to determine its own rules of procedure and to discipline its members for misconduct; and

WHEREAS, the City Council deems it appropriate to establish and implement a comprehensive code of conduct to define standards of conduct for its individual members, create a process to review alleged violations of such standards, and to establish disciplinary measures for violations of such standards; NOW, THEREFORE,

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

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

Section 2. That Rule 6 of the Council Rules of Procedure, which is set forth in Section 2-2 of the Code of Ordinances, Houston, Texas, is hereby amended in its entirety to read as follows:

"Rule 6. Council Member Code of Conduct

City council finds and determines that establishing rules of conduct for members of city council is conducive to the conduct of the affairs of the council as a governing body and to good governance. Furthermore, the city council alone is empowered by Article VII, Section 6 of the City Charter to establish standards of conduct for the members of city council and to assess appropriate discipline for failure to comply with those standards. Consistent with that authority, the city council hereby establishes the following standards of conduct and accompanying disciplinary procedures.

I. Standards of Conduct

Council members shall at all times conduct themselves in a manner consistent with the importance and dignity of their office. To that end, council members shall observe:

- (1) All ethical standards of conduct stated in Chapter 18 of the Code of Ordinances;
- (2) All requirements of the City Charter regarding conduct by members of city council, including specifically but not limited to Article VII, Section 4; and
- (3) All requirements of federal law, state law, the City Charter, and the Code of Ordinances regarding the duties, responsibilities, and obligations of elected officials, and all other laws regulating individual conduct.

II. Disciplinary Procedure

A. Complaints

A complaint by any council member alleging non-compliance with one or more standards of conduct by another council member shall be submitted to the mayor and shall be in writing, dated, and properly verified (a document will be considered properly verified when a notary executes it with the language—"Signed and sworn to (or affirmed) before me on (date) by (the name of the person)", and shall include:

- (1) The name and position or title of the party or parties filing the complaint (hereinafter referred to as the *complainant(s)*);
- (2) The name and position or title of the individual(s) alleged to have violated one or more standards of conduct (hereinafter referred to as the *respondent(s)*);
- (3) The nature of the alleged violation of the standards of conduct or of other law, rule, or regulation, applicable to the performance of duties or discharge of responsibilities;
- (4) The allegations that give rise to a violation of one or more of the standards of conduct, including the submission of any documentation in the possession of the complainant that

relates to the alleged violation of the standards of conduct (the complaint shall not contain innuendo, speculative assertions, or conclusory statements); and

- (5) A statement that the complainant recognizes and agrees that the complaint and all associated materials shall be confidential throughout the review process, and shall not be released to any third party by the complainant, the mayor, or any other individual privy to the information as provided herein, until such time as the matter is brought before city council.

B. Review

- (1) Not later than five days after receiving the complaint, the mayor shall forward the complaint to the respondent. Not later than ten days after receipt of the complaint by the mayor, the complaint shall be reviewed by the mayor, a member of city council designated by the complainant, and a member of city council designated by the respondent (collectively referred to as the *Review Panel*), in consultation with the city attorney; provided however, the members of council designated to serve on the Review Panel shall not participate in the review of a complaint which alleges he/she has violated one or more standards of conduct.
 - a. The Review Panel shall review the complaint and any documentation submitted therewith, and shall determine by majority vote if the evidence, when viewed as a whole, establishes reasonable cause to believe that a violation of one or more standards of conduct has occurred, and that as a consequence the complaint should be considered by city council. In making said determination the Review Panel may undertake such inquiry as the Review Panel deems appropriate and necessary. Following its review, the Review Panel shall advise the complainant and the respondent of the Panel's findings.
 - b. Upon the Review Panel's determination that the complaint should not be considered by city council, the matter is concluded.
 - c. Upon the Review Panel's determination that the complaint should be considered by city council, the

mayor shall present the complaint to city council by posting the same on an agenda of a meeting of the city council to be held not earlier than 20 days following the date of the action of the Review Panel. If the respondent so desires, he or she may file a written response with the mayor seven days prior to the date of the council meeting. In lieu of filing a response, the respondent may within the same time frame file a written request with the mayor for and shall receive a one-time extension of two weeks (or until the next available council meeting thereafter) for initial consideration of the complaint; if such an extension is requested, the period for filing a response is likewise extended.

- (2) The posted item for the agenda of the council meeting to consider the complaint shall be to "Discuss, Consider, and Possibly Take Action" regarding the complaint. At the initial council meeting, the council shall consider the complaint on its face, shall consider any response thereto, and shall hear comment or where deemed appropriate sworn testimony from the complainant(s) and from the respondent(s). Following discussion thereof, the council may determine if the complaint is sufficient or insufficient to establish a violation of the standards of conduct. If the council determines the complaint does not establish a violation of the standards of conduct, the matter is concluded.
- (3) If the council determines a violation of the standards of conduct has occurred, the council shall then determine the appropriate discipline. If the council determines the complaint may have merit, but additional information is required to make a final decision, the council may forward the matter to a future council meeting to take additional evidence and consider further action.
- (4) If the council defers action at the initial meeting at which the complaint is considered, the council shall establish a future council meeting date to resume deliberations. The council may, pursuant to Article VII, Section 5 of the City Charter summon and compel the attendance of witnesses and the production of documents necessary to the consideration of the complaint. Following consideration of additional evidence as the council shall deem appropriate, the council shall determine

if the complaint is sufficient or insufficient to establish a violation of the standards of conduct. If the council determines the complaint does not establish a violation of the standards of conduct, the matter is concluded. If the council determines a violation of the standards of conduct has occurred, the council shall then determine the appropriate discipline.

C. Discipline

- (1) Upon a finding by the city council that a respondent has violated one or more of the standards of conduct, the council may, in addition to any other action taken by any agency or tribunal, assess the discipline it deems appropriate, as listed in the following progressive order of seriousness:
 - a. Verbal Reprimand
 - b. Written Letter of Reprimand
 - c. Official Censure
 - d. Impeachment
- (2) All discipline imposed as a result of a finding that one or more of the standards of conduct have been violated shall be in addition to any other penalty or punishment that may be imposed pursuant to federal and state law or any other provision of the Code of Ordinances, Houston, Texas.

III. Implementation

Following adoption by ordinance of these standards of conduct, each current member of city council shall, within ten days of adoption, execute an acknowledgment in a form acceptable to the city attorney stating that he/she has received and read this Code of Conduct. All newly elected members of city council shall execute a similar acknowledgment at the time of their receipt of the oath of office. All acknowledgments shall thereafter be placed in the official records of the City of Houston."

Section 3. That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for

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

Section 4. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ___ day of _____, 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 Ordinance is _____.

City Secretary

Prepared by Legal Dept
LWS:asw 04/11/2011

Senior Assistant City Attorney

Requested by Ethics and Council Governance Committee, Council Member Mike Sullivan, Chair
L.D. File No. _____

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 8941

Subject: Approve an Amending Ordinance to Increase the Maximum Contract Amount for Contract No. 4600007396 for Electric Motor Repair Services for the Public Works and Engineering Department S28-L22019-A1

Category #
4

Page 1 of 1

Agenda Item

44 15

FROM (Department or other point of origin):

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

Origination Date

April 07, 2011

Agenda Date

~~APR 13 2011~~
APR 20 2011

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

David Guernsey Phone: (832) 395-3640
Douglas Moore Phone: (832) 393-8724

Date and Identification of prior authorizing Council Action:

Ord. 2007-0127, 01/31/07

RECOMMENDATION: (Summary)

Approve an amending ordinance to increase the maximum contract amount from \$2,618,372.00 to \$3,272,965.00 for the contract between the City of Houston and Houma Armature Works Houston, LLC for electric motor repair services for the Public Works and Engineering Department.

Maximum Contract Amount Increased by: \$654,593.00

Finance Budget

\$654,593.00 - Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that the City Council approve an amending ordinance authorizing to increase the maximum contract amount from \$2,618,372.00 to \$3,272,965.00 for the contract between the City of Houston and Houma Armature Works Houston, LLC for electric motor repair services for the Public Works and Engineering Department.

The contract was awarded on January 31, 2007 by Ordinance No. 2007-0127 for a three-year term, with two one-year options in the original amount of \$2,618,372.00. Expenditures as of February 2, 2011 totaled \$2,190,142.00. Unforeseen equipment failures and inclusion of additional facilities to the contract will cause the maximum contract amount to be reached prior to the expiration of the contract, thus the reason for the request to increase the maximum contract amount.

The scope of work requires the contractor to provide all labor, supervision, parts, materials, equipment, and the facility necessary to repair electric motors, vertical and horizontal induction or synchronous motors--ranging from 1/8 to 500 HP, and up through 600 volts. The services include disassembling, inspecting, cleaning and reconditioning, rewinding of stators, and complete rebuilding of the motors. The motors are used to operate water and wastewater plant equipment such as blowers, pumps, aerators, conveyors, air compressors and exhaust fans, and those pumps used in swimming pools, fountains, and various types of equipment located citywide.

This contract was awarded with a 8% M/WBE participation goal; Houma Armature Works Houston, LLC is currently achieving 2.3% of the required M/WBE goal. The Affirmative Action Division will continue to monitor and work with this vendor to achieve the required goal.

Buyer: Greg Hubbard

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Wells

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