

**AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 24, 2012 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

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

**ADOPT MINUTES OF PREVIOUS MEETING**

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

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

**RECONVENE**

**WEDNESDAY - JANUARY 25, 2012 - 9:00 A. M.**

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

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 29**

**MISCELLANEOUS** - NUMBERS 1 through 5

1. REQUEST from Mayor for confirmation of the appointment of **MR. KENNETH HOGLUND, P.E.** as Director of the **FLEET MANAGEMENT DEPARTMENT**
2. REQUEST from Mayor for confirmation of the appointment of **MR. CHARLES THOMPSON** as Director of the **INFORMATION TECHNOLOGY DEPARTMENT**
3. CONFIRMATION of the appointment of the following to the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one year terms to expire December 31, 2012:
  - Position One - Council Member Oliver Pennington
  - Position Two - Mayor Annise D. Parker
  - Alternate At-Large Position No. 1 - Council Member Ellen R. Cohen
  - Alternate At-Large Position No. 2 - Council Member Jerry Davis

**MISCELLANEOUS** - continued

4. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER TWO (also known as the MIDTOWN ZONE) BOARD OF DIRECTORS**:
  - Position Three - **MR. ROBERT D. SELLINGSLOH**, reappointment, to serve as Chair, for a term to expire 12/31/2012
  - Position Four - **MS. PAMELA NGO TRANPARK**, appointment, for a term to expire 12/31/2012
  - Position Five - **MR. DERRICK M. MITCHELL**, reappointment, for a term to expire 12/31/2012
  - Position Six - **MR. ABE S. GOREN**, reappointment, for a term to expire 12/31/2013
  - Position Seven - **MR. BILLY J. BRISCOE**, appointment, for a term to expire 12/31/2013
5. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **INTERNATIONAL MANAGEMENT DISTRICT BOARD OF DIRECTORS**, for terms to expire June 1, 2015:
  - Position Seven - **MS. LEESHAN CHUANG BIRNEY**, reappointment
  - Position Eight - **MR. STEPHEN H. LE**, reappointment
  - Position Nine - **MR. RICHARD A. VAUGHAN**, appointment
  - Position Ten - **MR. VICAN TAN SUN**, reappointment
  - Position Eleven - **MR. WEA LEE**, reappointment

**ACCEPT WORK** - NUMBERS 6 and 7

6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,723,997.09 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Academy Street (Aberdeen to Gramercy) Storm Sewer Project Segment 2 - 2.73% over the original contract amount - **DISTRICT D - ADAMS**
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$7,772,960.77 and acceptance of work on contract with **TEXAS STERLING CONSTRUCTION L.P.** for Monroe Paving from Fuqua to Almeda Genoa 4.84% over the original contract amount - **DISTRICT D - ADAMS**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 8 through 10A

8. **GILBREATH COMMUNICATIONS, INC** for Community/Disaster Preparedness Education/ Outreach Programs and Companion Marketing through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council - \$1,228,441.00 - Grant Fund
9. **AMEND MOTION #2011-774, 10/12/11, TO INCREASE** spending authority to Address Emergency Repair of Water Line Breaks for the Department of Public Works & Engineering, awarded to **TIKON GROUP, INC** from \$209,872.64 to \$270,433.62 and **BOND RESTORATION, INC** from \$71,510.00 to \$121,443.98 - \$110,494.96 - Enterprise Fund
10. ORDINANCE appropriating \$540,469.85 out of Equipment Acquisition Consolidated Fund for purchase of Automated Refuse Containers and additional equipment for the Solid Waste Management Department
  - a. **TOTER, INCORPORATED** for Automated Refuse Containers through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson, Arizona for Solid Waste Management Department \$499,409.60 - Equipment Acquisition Consolidated Fund

**ORDINANCES** - NUMBERS 11 through 29

11. ORDINANCE approving and authorizing submission of an application for grant assistance to the **FEDERAL EMERGENCY MANAGEMENT AGENCY**, for the Assistance to Firefighters Grant Award Program; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Fire Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$268,000.00 - Grant and Private Funds
12. ORDINANCE approving and authorizing grant application and contract with the **TEXAS DEPARTMENT OF STATE HEALTH SERVICES** for the FY2012 Prevention and Control of HIV/STD and Viral Hepatitis Grant; declaring the City's eligibility for such grant; authorizing the Director of the Houston Health and Human Services Department or his designees to act as the City's representative in the application process, with the authority to approve, accept, reject, alter or terminate such grant funds, if awarded, to expend the grant funds and to apply for and accept all subsequent awards, if any pertaining to the program - \$1,644,701.00 - Grant Fund
13. ORDINANCE approving and authorizing contract between the City of Houston and **CATHEDRAL HEALTH AND OUTREACH MINISTRIES**, to provide up to \$110,194.72 in Texas Homeless Housing and Services Program ("THHSP") Funds for the administration, implementation, oversight and delivery of a THHSP - **DISTRICTS D - ADAMS and I - RODRIGUEZ**
14. ORDINANCE approving and authorizing contract between the City of Houston and **BREAD OF LIFE, INC**, to provide up to \$110,194.72 in Texas Homeless Housing and Services Program ("THHSP") Funds for the administration, implementation, oversight and delivery of a THHSP **DISTRICT I - RODRIGUEZ**
15. ORDINANCE approving and authorizing contract between the City of Houston and **SEARCH HOMELESS SERVICES**, to provide up to \$110,194.72 in Texas Homeless Housing and Services Program ("THHSP") Funds for the administration, implementation, oversight and delivery of a THHSP - **DISTRICT I - RODRIGUEZ**
16. ORDINANCE approving and authorizing contract between the City of Houston and **DIGITAL PAYMENT TECHNOLOGIES, INC** for Multi-Space, Solar Pay Station Warranties, Spare Parts and Pay Station Purchase Price Option for the Administration and Regulatory Affairs Department Parking Management Division; providing a maximum contract amount - \$7,279,501.00 - Parking Management Operating Fund
17. ORDINANCE approving and authorizing an Economic Development Agreement between the City of Houston, Texas, and **CH2M HILL, INC** for the establishment and operation of a Global Energy Group - **DISTRICT G - PENNINGTON**
18. ORDINANCE approving and authorizing third amendment to contract between the City and **JPMORGAN CHASE BANK, N.A.** to provide Web-based Processing Services specific to the Municipal Courts Department - Revenue
19. ORDINANCE appropriating \$1,036,793.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing agreement between the City of Houston and **DELL FINANCIAL SERVICES, LLP** for Microsoft Software and License Maintenance Services for the fleet of City desktops; providing a maximum agreement amount
20. ORDINANCE approving and authorizing first amendment to Contract No. C70271/4600007607 between the City of Houston and **PROPERTY ROOM .COM, INC** to extend the contract term from February 7, 2012 to June 8, 2012 for sale and disposal of abandoned personal property for the Houston Police Department

**ORDINANCES** - continued

21. ORDINANCE approving and authorizing the City of Houston to enter into contracts with **HOUSTON INDEPENDENT SCHOOL DISTRICT** and **YOUNG MEN'S CHRISTIAN ASSOCIATION OF THE GREATER HOUSTON AREA**, to administer an After School Achievement Program - \$270,000.00 - Grant Fund - **DISTRICTS B - DAVIS; C - COHEN; D - ADAMS; G - PENNINGTON and I - RODRIGUEZ**
22. ORDINANCE amending Ordinance No. 2008-0260 (Passed March 26, 2008) to increase the maximum contract amount under the Professional Services Contract for Weatherization Consulting for the Residential Energy Efficiency Program with **ESPA CORPORATION**
23. ORDINANCE approving and authorizing contract between the City and **SWA GROUP** for Professional Landscape Architectural Services for Fannin/Main Esplanades at Hermann Park \$487,577.94 - Grant Fund - **DISTRICT D - ADAMS**
24. ORDINANCE approving and authorizing Professional Services Agreement between the City of Houston and **KIMLEY-HORN AND ASSOCIATES, INC** for a Drainage Impact Fee Study \$679,500.00 - Stormwater Fund
25. ORDINANCE appropriating \$7,424,300.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **HUFF & MITCHELL, INC** for proposed 42-inch Waterline along Hillcroft, Dublin, Dunlap, Easements, Haviland, Minetta, Canemont and Sandpiper from Coachcreek to West Airport; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT K - GREEN**
26. ORDINANCE No. 2012-0044, passed first reading January 18, 2012  
ORDINANCE granting to **UNIQUE SANITATION, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
27. ORDINANCE No. 2012-0045, passed first reading January 18, 2012  
ORDINANCE granting to **CTJ VACUUM SERVICE, LLC, A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **SECOND READING**
28. ORDINANCE No. 2012-0026, passed second reading January 18, 2012  
ORDINANCE granting to **JAT INTERESTS, LLC, A Texas Limited Liability Corporation d/b/a ABC VACUUM SERVICES**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**
29. ORDINANCE No. 2012-0027, passed second reading January 18, 2012  
ORDINANCE granting to **CHING YI LO d/b/a A. URANU 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 **THIRD AND FINAL READING**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBERS 30 through 38

30. MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to award to **PROGRESSIVE EMERGENCY PRODUCTS, LLC** for Decontamination Shelters for the Houston Emergency Center - 3 Years with two one-year options - \$400,347.00 - Grant Fund  
**TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 8 on Agenda of January 18, 2012
  
31. ORDINANCE **AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Houston READ Commission - **TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 13 on Agenda of January 18, 2012
  
32. ORDINANCE allocating \$975,000.00 as a Cash Match; approving and authorizing the submission of a grant application to the **U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT** for the Lead-Hazard Reduction Demonstration Grant Program; declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant  
**TAGGED BY COUNCIL MEMBER SULLIVAN**  
This was Item 22 on Agenda of January 18, 2012
  
33. ORDINANCE establishing the north and south sides of the 1900 block of West 14½ Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT A - BROWN**  
**TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 28 on Agenda of January 18, 2012
  
34. ORDINANCE de-appropriating \$30,000.00 out of Reimbursement of Equipment/Projects Fund (Approved by Ordinance No. 2011-0021) for the Energy Savings Performance Contract for Energy Conservation Measures with **SIEMENS INDUSTRY, INC**; appropriating \$30,000.00 out of Reimbursement of Equipment/Projects Fund, \$35,000.00 out of Fire Consolidated Construction Fund, \$800,000.00 out of Parks Consolidated Construction Fund, \$160,000.00 out of Solid Waste Consolidated Construction Fund, \$350,000.00 out of Police Consolidated Construction Fund, \$350,000.00 out of Public Library Consolidated Construction Fund, \$250,000.00 out of General Improvement Consolidated Construction Fund, and \$490,000.00 out of Public Health Consolidated Construction Fund, for reimbursable project management costs for FY12 Capital Improvement Plan Projects for City Departments  
**TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 33 on Agenda of January 18, 2012

**MATTERS HELD** – continued

35. ORDINANCE appropriating \$456,147.70 out of Parks & Recreation Dedication Fund, awarding construction contract to **JERDON ENTERPRISE, L.P.**, for Open Space Projects at Various Parks; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, and contingencies relating to construction of facilities financed by the Parks & Recreation Dedication Fund - **DISTRICTS C - COHEN; D - ADAMS; F - HOANG and H - GONZALEZ**  
**TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 34 on Agenda of January 18, 2012
36. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$1,987,424 (Emergency Solutions Grants Funds - \$1,327,628/Community Development Block Grant Funds - \$659,796) for the administration of an Emergency Solutions Grants Program  
**TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 43 on Agenda of January 18, 2012
37. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$478,155.00 in Community Development Block Grant Funds for the implementation, oversight and delivery of a Child Care Program  
**TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 44 on Agenda of January 18, 2012
38. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$498,762.00 in Community Development Block Grant Funds for the implementation, oversight and delivery of a Juvenile Delinquency Prevention Program - **TAGGED BY COUNCIL MEMBER BROWN**  
This was Item 45 on Agenda of January 18, 2012

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Rodriguez 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 OF HOUSTON

**Annise D. Parker**

Mayor

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

Telephone – Dial 311  
[www.houstontx.gov](http://www.houstontx.gov)

January 5, 2012

JAN 25 2012

The Honorable City Council  
City of Houston, Texas

Dear Council Members:

Pursuant to Section 2-601 of the City of Houston Code of Ordinances, I am pleased to appoint Mr. Kenneth Hoglund, P.E. as Director of the Fleet Management Department, subject to Council confirmation. His resume is attached.

Mr. Thompson will be available to meet with each of you prior to his confirmation, which I expect to place on the January 25<sup>th</sup>, 2012 agenda

Sincerely,

A handwritten signature in cursive script that reads "Annise D. Parker".

Annise D. Parker  
Mayor

Attachment

MAP:MSC



# CITY OF HOUSTON

**Annise D. Parker**

Mayor

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

Telephone – Dial 311  
[www.houstontx.gov](http://www.houstontx.gov)

A handwritten signature in black ink, appearing to be "ADP", written over a horizontal line.

January 5, 2012

JAN 25 2012

The Honorable City Council  
City of Houston, Texas

Dear Council Members:

Pursuant to Section 2-472 of the City of Houston Code of Ordinances, I am pleased to appoint Mr. Charles Thompson as Director of the Information Technology Department, subject to Council confirmation. His resume is attached.

Mr. Thompson will be available to meet with each of you prior to his confirmation, which I expect to place on the January 25<sup>th</sup>, 2012 agenda

Sincerely,

A handwritten signature in black ink, appearing to be "Annise D. Parker", written in a cursive style.

Annise D. Parker  
Mayor

Attachment

MAP:MSC

3

JAN 25 2012

MOTION by Council Member Christie that nominations for Positions One, Two and Two Alternate At-Large Positions of the Houston-Galveston Area Council Board of Directors, for one-year terms to expire December 31, 2012, be closed.

Seconded by Council Member Bradford and carried.

Mayor Parker, Council Members Brown, Davis, Cohen, Adams, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Costello, Burks, Bradford and Christie voting aye  
Nays none

Council Member Green out of the City on City business

Council Member Noriega absent on personal business

PASSED AND ADOPTED this 18th day of January 2012.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 24, 2012.

City Secretary

Council Member Hoang nominated Council Member Oliver Pennington for Position 1

Council Member Gonzalez nominated Mayor Annise D. Parker for Position 2

Council Member Pennington nominated Council Member Ellen Cohen for Alternate At-Large Position 1

Council Member Rodriguez nominated Council Member Jerry Davis for Alternate At-Large Position 2



ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

4

JAN 25 2012

January 5, 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 1-6-12  
date

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

The Honorable City Council  
City of Houston

Dear Council Members:

Pursuant to City of Houston, Ordinance Nos. 94-1345 and 96-389 City of Houston Resolution No. 95-96 and Texas Tax Code Chapter 311, I am nominating the following individuals for appointment or reappointment to the Reinvestment Zone Number Two (also known as the Midtown Zone), Board of Directors, subject to City Council confirmation:

- Mr. Robert D. Sellingsloh, reappointment to Position Three, to serve as Chair, for a term to expire December 31, 2012;
- Ms. Pamela Ngo Tranpark, appointment to Position Four, for a term to expire December 31, 2012;
- Mr. Derrick M. Mitchell, reappointment to Position Five, for a term to expire December 31, 2012;
- Mr. Abe S. Goren, reappointment to Position Six, for a term to expire December 31, 2013; and
- Mr. Billy J. Briscoe, appointment to Position Seven, for a term to expire December 31, 2013.

Pursuant to the Bylaws of the Midtown Redevelopment Authority, appointment of a director to the Board of Directors of this Zone will also constitute appointment of the director to the corresponding position on the Board of Directors of the Authority for the same term.

Résumés are attached for your review.

Sincerely,

Annise D. Parker  
Mayor



Attachments

cc: Mr. Ralph De Leon, Division Manager, Finance and Economic Development Department



ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

5

JAN 25 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 1-11-12  
date

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

January 9, 2012

The Honorable City Council  
City of Houston

Dear Council Members:

Pursuant to Section 3849.053 of the Texas Special District Local Laws Code, I am nominating the following individuals for appointment or reappointment to the International Management District Board of Directors, as recommended by the Board, subject to Council confirmation:

- Ms. Leeshan Chuang Birney, reappointment to Position Seven, for a term to expire June 1, 2015;
- Mr. Stephen H. Le, reappointment to Position Eight, for a term to expire June 1, 2015;
- Mr. Richard A. Vaughan, appointment to Position Nine, for a term to expire June 1, 2015;
- Mr. Vicen Tan Sun, reappointment to Position Ten, for a term to expire June 1, 2015; and
- Mr. Wea Lee, reappointment to Position Eleven, for a term to expire June 1, 2015.

Résumés are attached for your review.

Sincerely,

Annise D. Parker  
Mayor

AP:JC:jsk

Attachments

cc: Mr. David Hawes, Executive Director, International Management District  
Mr. Timothy 'Tim' P. Austin, Attorney for the District, International Management District

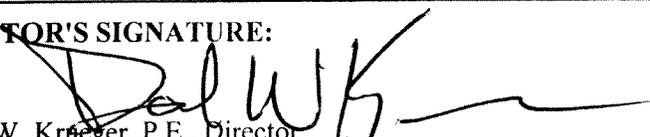
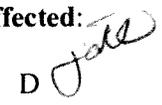


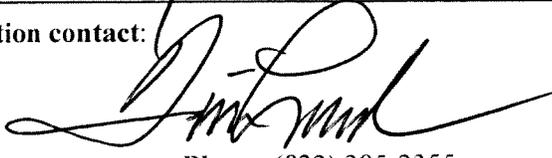
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work for Academy Street (Aberdeen to Gramercy) Storm Sewer Project Segment 2; WBS No. M-000255-0003-4; S-000500-0091-4; N-000383-0007-4.	<b>Category #1,7</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 6
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> D 
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<b>For additional information contact:</b>  J. Timothy Lincoln, P.E. Senior Assistant Director Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2010-0168 dated 02/24/2010
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**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$6,723,997.09 or 2.73% over the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$7,732,000.00 with \$6,648,000.00 from the Drainage Improvements Commercial Paper Series F, Fund No. 4030 and \$1,084,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

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

**DESCRIPTION/SCOPE:** This project consisted of approximately 55,000 square yards of reinforced concrete roadway pavement with curb and gutter, storm sewer pipe and storm sewer reinforced concrete box (RCB) of various sizes including leads, water line, sanitary sewer line encased in 12-inch sanitary ductile iron pipe and all appurtenances. R. G. Miller Engineers, Inc. designed the project with 450 calendar days allowed for construction. The contract was awarded to JFT Construction, Inc., with an original Contract Amount of \$6,545,156.50.

**LOCATION:** The project area is generally bounded by Gramercy on the north, Aberdeen on the south, Stella Link on the east and Kilmarnock Ditch (D113-00-00) on the west. The project is located in Key map Grids 572E and J.

**CONTRACT COMPLETION AND COST:** The Contractor, JFT Construction, Inc., has completed the work under the subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Orders No. 1 and 2 is \$6,723,997.09, an increase of \$178,840.59 or 2.73% over the original Contract Amount.

The increased cost is a result of the difference between planned and measured quantities and previously approved Change Orders No. 1 and 2. This increase is primarily the result of an overrun in Bid Item No. 30 – Sodding, which was necessary to complete the project.

**M/W/SBE PARTICIPATION:** The M/W/SBE goal established for this project was 16.00%. According to Office of Business Opportunity, the participation was 15.67%. Contractor's M/W/SBE performance evaluation was rated Satisfactory.

DWK:DRM:JTL:JAK:JEC:ha  
Z:\E&C Construction\South Sector\PROJECT FOLDER\M-000262-0002-4 (Whiteheather 2)\21.0 Close-Out Documentation\RCA\RCA - Closeout.doc

**REQUIRED AUTHORIZATION** **20HA145**

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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PROJECT  
LOCATION



ACADEMY STREET STORM SEWER SEGMENT 2  
 WBS NO. M-000255-0003-4  
 KEY MAP NO 532 E & J  
 GIMS MAP NO 5254 A & 5255 C  
 COUNCIL DISTRICT C



LEGEND

SYMBOL	DESCRIPTION
---	COUNCIL DISTRICT BOUNDARY
—	CITY LIMITS

EXHIBIT No. 2  
 VICINITY MAP

**r.g. miller**  
**engineers**  
 since 1908  
 12121 Westchester Lane - Suite 200  
 Houston, Texas 77078  
 DATE: SEP. 14, 2009

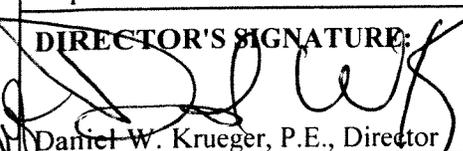
TO: Mayor via City Secretary

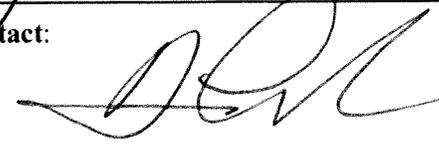
REQUEST FOR COUNCIL ACTION

Revised R

<b>SUBJECT:</b> Accept Work for Monroe Paving from Fuqua to Alameda Genoa; WBS No. N-000574-0001-4; S-000500-0060-4.	<b>Category #1, 7</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> 7
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> D
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<b>For additional information contact:</b> J. Timothy Lincoln, P.E. Senior Assistant Director  Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2007-1109 dated: 10/03/2007
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**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$7,772,960.77 or 4.84% over the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$8,682,517.00 with \$8,171,386.83 from Metro Project Commercial Paper Series E Fund No. 4027 and \$511,130.17 from Water and Sewer System Consolidated Fund No. 8500.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the Capital Improvement Plan program and required to improve traffic flow circulation, drainage and reduce neighborhood traffic congestion.

**DESCRIPTION/SCOPE:** This project consisted of removal of existing two lanes asphalt roadway with open ditch drainage and replacement with four-lanes divided boulevard with a closed storm sewer section. Lin Engineering, Inc. designed the project with 450 calendar days allowed for construction. The project was awarded to Texas Sterling Construction, L.P. with an original Contract Amount of \$7,414,153.29.

**LOCATION:** The project area is generally bounded by Alameda Genoa on the north, Fuqua on the south, Moers on the east and Wingtip on the west. The project is located in Key Map Grids 575 Q and U.

**CONTRACT COMPLETION AND COST:** The Contractor, Texas Sterling Construction, L.P., has completed the work under the subject Contract. The project was completed with an additional 73 days approved by Change Order No. 2. The final cost of the project, including overrun and underrun of estimated bid quantities, and previously approved Change Orders No. 1, 2 and 3 is \$7,772,960.77, an increase of \$358,807.48 or 4.84% over the original Contract Amount.

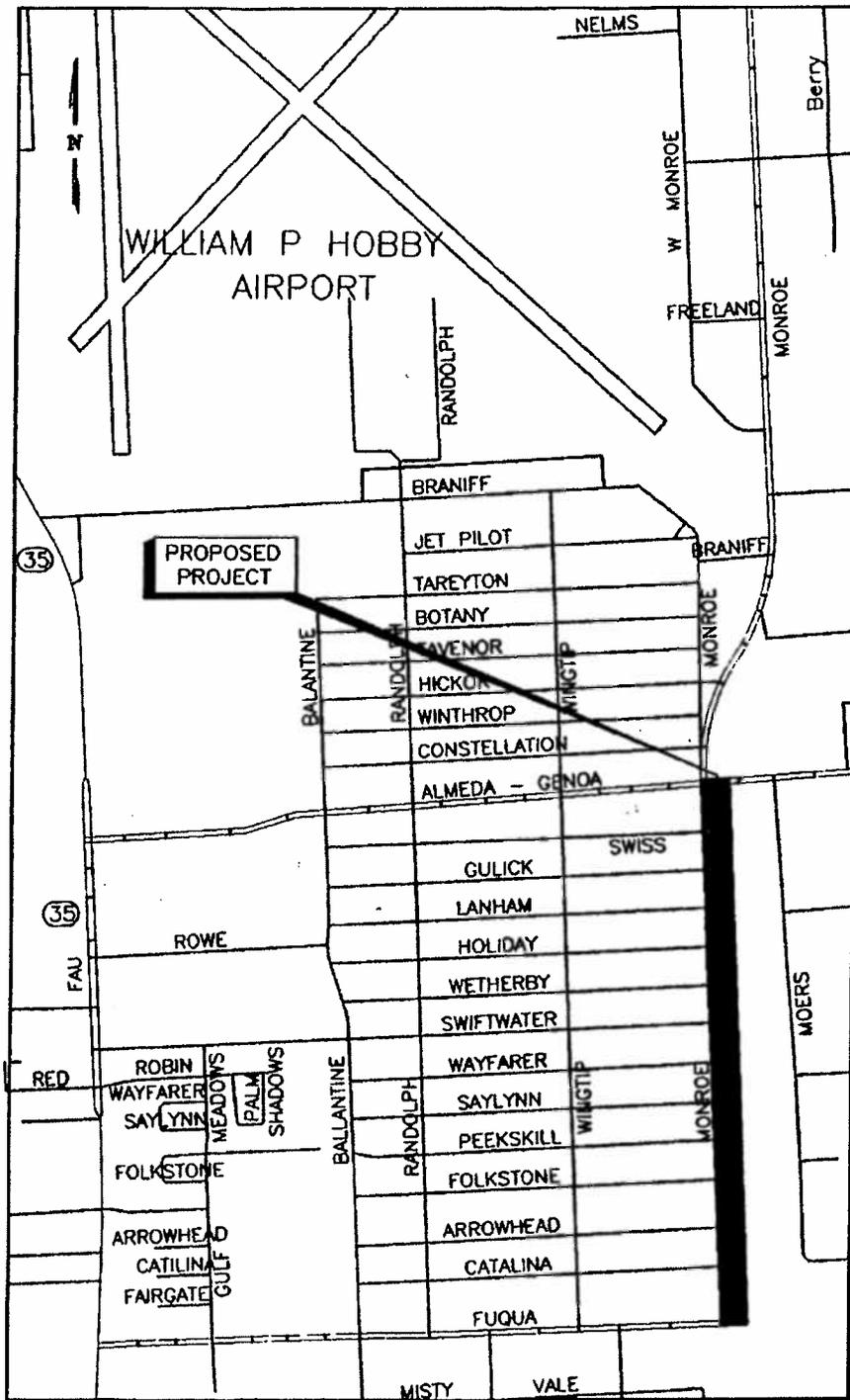
The increased cost is a result of the difference between planned and measured quantities and previously approved Change Orders No. 1, 2 and 3, which were necessary to complete the project.

**M/W/SBE PARTICIPATION:** The M/W/SBE goal established for this project was 22%. According to Office of Business Opportunity, the participation was 18.94%. Contractor M/W/SBE performance evaluation was rated Satisfactory.

DWK:DRM:JTL:JLS:EK:ha  
Z:\E&C Construction\East Sector\PROJECTS\N-000574-0001-4 Monroe Paving\Closeout\RCA\RCA - Closeout.doc

**REQUIRED AUTHORIZATION** 20HA135 A

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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VICINITY MAP  
 KEY MAP 575 P, Q, T & U  
 GIMS MAP NO. 5651B, D  
 5652D

(N.T.S.)

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Community/Disaster Preparedness Education/Outreach Programs and Companion Marketing		<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 8
<b>FROM:</b> Dennis J. Storemski Mayor's Office of Public Safety & Homeland Security		<b>Origination Date:</b> 1/17/12	<b>Agenda Date:</b> JAN 25 2012	
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> All		
<b>For additional information contact:</b> Jackie Miller Phone: 832.393.0922		<b>Date and Identification of prior authorizing Council action:</b> M's 11/2/07 7-1106, 2/17/09 9-0084, 3/31/10 10-0170, 11/3/10 10-0779		
<b>RECOMMENDATION:</b> Approve and authorize the purchase of the next phase of Community/Disaster Preparedness education/outreach programs and companion marketing for the Houston region in the amount of \$1,288,441.00 from Gilbreath Communications, Inc.				
<b>Amount of Funding:</b> \$1,288,441.00			<b>F &amp; A Budget:</b>	
<b>SOURCE OF FUNDING:</b> Grant Funds: Fund 5030, State Administrative Agency, TXDPS (pass-through from DHS)				

**SPECIFIC EXPLANATION:**

**Background**

As the core city within our urban area, the City of Houston serves in a lead role coordinating homeland security activities under the Department of Homeland Security's Urban Area Security Initiative (UASI) and Regional Catastrophic Planning Grant (RCPG). The Mayor's Office of Public Safety and Homeland Security received UASI and RCPG funding to expand and implement a comprehensive preparedness program throughout the Houston region. The goals of the project are in alignment with the Houston Urban Area's Regional Strategy, the Texas State Strategy, National Preparedness Guidelines and the National Response Framework for community preparedness and participation.

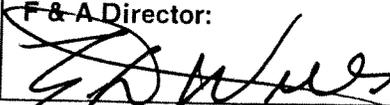
**Recommendation:**

It is recommended that City Council authorize the purchase of the next phase of Community/Disaster Preparedness education/outreach programs and companion marketing to expand and implement the comprehensive preparedness programs within the region. This will include:

- Ready Super Heroes Promotion, Management and materials for grades K-5
- IED/Suspicious Behavior Video (Make the Call) Duplication and Marketing
- Development of Active Shooter Video, materials and marketing
- Community Outreach Materials and Collateral
- Development of Middle School Ready Program and materials

This work is being purchased through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council (HGAC) in the amount of \$1,288,441.00 and that authorization is given to issue a purchase order to the HGAC vendor, Gilbreath Communications, Inc.

**REQUIRED AUTHORIZATION**

<b>F &amp; A Director:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9256

Subject: Amend CM 2011-0774, Passed October 12, 2011, to Increase the Spending Authority to Address Emergency Repair of Water Line Breaks for the Public Works & Engineering Department S12-E24153

Category # 4

Page 1 of 1

Agenda Item 9

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

Origination Date January 20, 2012

Agenda Date JAN 25 2012

DIRECTOR'S SIGNATURE

*S. B. DuRousseau*

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: CM No. 2011-0774, passed 10-12-2011

RECOMMENDATION: (Summary)

Amend Council Motion 2011-0774, Passed October 12, 2011, to increase the not to exceed spending authority amount to Tikon Group, Inc. from \$209,872.64 to \$270,433.62 and Bond Restoration, Inc. from \$71,510.00 to \$121,443.98 for an aggregate total increase of \$110,494.96 and approve final payments to the aforementioned contractors for emergency repair of water line breaks for the Public Works & Engineering Department.

Spending Authority Increased By: \$110,494.96

F & A Budget

\$110,494.96 - Water and Sewer System Operating Fund (Fund 8300)

SPECIFIC EXPLANATION:

The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council amend Council Motion 2011-0774, Passed October 12, 2011, to increase the not to exceed spending authority amount to Tikon Group, Inc. from \$209,872.64 to \$270,433.62 and Bond Restoration, Inc. from \$71,510.00 to \$121,443.98 for an aggregate total increase of \$110,494.96 and approve final payments to the aforementioned contractors for emergency repair of water line breaks for the Public Works & Engineering Department.

Since June 2011, the City of Houston began experiencing an extraordinary amount of water line breaks citywide due to extreme hot weather and drought conditions. The ruptured water lines flooded intersections, deteriorated roadway sub-base material, created subsurface voids resulting in the formation of sinkholes, potholes and improper street alignment, posing an immediate public safety and health hazard.

The scope of work requires the contractors to provide all permits, labor, materials, equipment, supervision and transportation necessary to repair various size potable water lines and perform associated concrete and asphalt restoration and repairs citywide. The contractors' responsibilities include, but are not limited to, mobilizing and providing traffic control; protecting and securing existing trees and plants; removing and replacing esplanades, curbs, roadway pavement and restoring the disturbed property to its original condition. The work also includes removal of all debris and excess project materials upon completion.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) of the Texas Local Government Code for exempted procurements.

Buyer: Martin L. King

REQUIRED AUTHORIZATION

F&A Director:

Other Authorization:

Other Authorization:

119

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9249**

**Subject:** Purchase of Automated Refuse Containers Through the Interlocal Agreement with the City of Tucson for the Solid Waste Management Department  
S38-E24147-ILA

Category #  
1 & 4

Page 1 of 1

Agenda Item

*10 MDA*

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

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

**Origination Date**

December 20, 2011

**Agenda Date**

JAN 25 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Vic Ayres Phone: (713) 837-9131  
Ray DuRousseau Phone: (832) 393-8726

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$540,469.85 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve the purchase of refuse containers through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson in the amount of \$499,409.60 for the Solid Waste Management Department.

Award Amount: \$499,409.60

**Finance Budget**

\$540,469.85 - Equipment Acquisition Consolidated Fund (Fund 1800)

**SPECIFIC EXPLANATION:**

The Director of Solid Waste Management Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$540,469.85 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approve the purchase of 10,928 refuse containers through the Interlocal Agreement for Cooperative Purchasing between the City of Houston and the City of Tucson, Arizona in the amount of \$499,409.60 for the Solid Waste Management Department, and that authorization be given to issue a purchase order to the City of Tucson's contractor, Toter Incorporated. These containers will be used citywide by the Department in its automated garbage collection program.

The total appropriation of \$540,469.85 includes \$499,409.60 for refuse containers and \$41,060.25 for 18-gallon capacity recycling bins. The recycling bins will be purchased off an existing City contract.

The 10,928 new 96-gallon capacity two-wheel automated refuse containers will be issued to new residential customers, customers participating in the Department's extra-capacity program, and to customers requiring replacement carts for units that have been lost, stolen or damaged beyond repair.

The new containers will come with a full ten-year warranty and the life expectancy is ten years.

Buyer: Lena Farris  
PR10134387

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MD*

*MD*

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9285**

**Subject:** 2010 Assistance to Firefighter Grant Award

Category #  
2

Page 1 of 1

Agenda Item  
  
11

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

Terry Garrison  
Fire Chief  
Fire

**Origination Date**

January 09, 2012

**Agenda Date**

JAN 25 2012

**DIRECTOR'S SIGNATURE**

*[Handwritten Signature]*

**Council District(s) affected**

All

**For additional information contact:**

Beda Kent *B*

Phone: (832) 394-6748  
Phone:

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

**RECOMMENDATION: (Summary)**

Approval of an ordinance authorizing acceptance of 2010 Assistance to Firefighters Grant program funding from FEMA to the Houston Fire Department.

Federal Grant Funds \$214,400.00  
Local Match \$53,600

**Finance Budget**

Total \$268,000

**SPECIFIC EXPLANATION:**

Through the Assistance to Firefighters Grant (AFG) program, the Federal Emergency Management Agency (FEMA) provides resources to fire departments and EMS organizations to enhance their capabilities to protect the life and safety of the public. The Houston Fire Department has been notified that it is being awarded an amount of \$214,400 for the purchase and installation of smoke alarms for the hearing impaired, to complement the department's existing "Get Alarmed Houston" smoke detector program. The specific alarms to be purchased include an extra-bright strobe light and 90dB alarm that is activated by the presence of smoke, just like traditional smoke detectors.

**Match Requirement**

There is a 20% cash match requirement. In-kind contributions are not allowable under this grant program.

Federal Share (80%)	Local Share (20%)	Total
\$214,400	\$53,600	\$268,000

The ordinance authorizing acceptance of this funding specifies that expenditures of grant funds is contingent on receipt of third party donations or allocation of city resources. Match funds of \$53,600 will be from private donations and no General Fund monies will be used for this program. The department aims to secure these contributions by March 31, 2012.

**Project Management and Grant Oversight**

Assistant Chief Tom Munoz is serving as the project manager. The management and administration of the grant will be conducted in partnership with the Houston Fire Department, the Mayor's Office for People with Disabilities and the Department of Neighborhoods. These smoke detectors will be made available to economically at risk, fixed or low income, COH residents that are hearing impaired.

**Recommendation**

It is recommended that City Council approve this ordinance authorizing the Fire Chief or his designee to accept the grant and serve as the authorized official for the duration of the grant performance period.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

*[Handwritten Signature]*

Other Authorization:

<b>SUBJECT:</b> An ordinance authorizing and approving a grant application to and contract with the Texas Department of State Health Services (DSHS) for the Prevention and Control of HIV/STD and Viral Hepatitis.	<b>Category #</b> 9	<b>Page</b> 1 of 1	<b>Agenda Item #</b> 12
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<b>FROM (Department or other point of origin):</b> Houston Department of Health and Human Services	<b>Origination Date</b> 1/3/12	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> <i>Celina Garza Rudge for suw</i>	<b>Council District affected:</b> ALL
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<b>For additional information contact:</b> Kathy Barton Telephone: 832-393-5045; 713-826-5801	<b>Date and identification of prior authorizing Council action:</b> 11-25-03; 03-1147; 03-02-05; 05-188; 12-20-05; 05-1393; 01-03-08; 2008-4; 2010-1021
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**RECOMMENDATION:** (Summary)  
An ordinance authorizing and approving a grant application to and contract with the Texas Department of State Health Services (DSHS) for the Prevention and Control of HIV/STD and Viral Hepatitis.

<b>Amount of Funding:</b> Total Project Cost: \$1,644,701.00 Federal State Local-Pass Through Fund 5030	<b>Finance Department:</b>
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**SOURCE OF FUNDING:** [ ] General Fund [X] Grant Fund [ ] Enterprise Fund [ ] Other (Specify)

**SPECIFIC EXPLANATION:**  
The Houston Department of Health and Human Services (HDHHS) requests City Council approval of a an ordinance authorizing and approving a grant application to and contract with the Texas Department of State Health Services (DSHS) for the Prevention and Control of HIV/STD and Viral Hepatitis. The total project period is from January 1, 2012 through December 31, 2012 in the amount of \$1,644,701.00.

HDHHS is requesting City Council to authorize the Director to accept and expend approved funding as soon as awarded, and accept supplemental awards offered by the DSHS during the entire project period.

The HDHHS Bureau of HIV/STD and Viral Hepatitis Prevention conducts disease surveillance, reporting, counseling, education and follow-up of clients who have sexually transmitted diseases or may have been exposed to sexually transmitted diseases. From January through June 2011, 781 syphilis cases were reported to HDHHS. STD Program Public Health Investigators (PHI) and Sr. Public Health Investigators (Sr. PHI) interviewed 278 of the early syphilis cases and identified 740 new contacts and associates to early syphilis cases. From January through June 2011, 605 new HIV cases were reported to HDHHS of which 515 were interviewed by the PHI staff and Sr. PHI staff. The HIV cases interviewed resulted in the identification of 1,061 new partners and associates. From January through June 2011, STD Program PHI staff and Sr. PHI staff successfully closed 459 gonorrhea and Chlamydia reactors. The STD Surveillance Program staff along with PHI staff and Sr. PHI staff conducted follow-up activities on 19,420 positive laboratory reports during the first half 2011, ensuring that clients were aware of their status and providing referrals for treatment and other appropriate services

HDHHS also coordinates with other health and human services providers such as community based organizations, managed care organizations, jails, family planning clinics, emergency rooms, and hospitals in an effort to diagnose and treat STDs in the Houston area.

cc: Finance Department  
Legal Department  
Agenda Director

**REQUIRED AUTHORIZATION**

<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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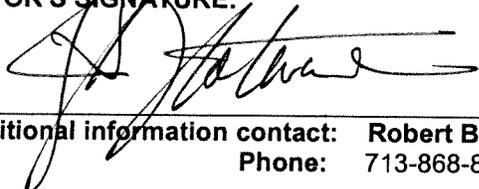
TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

11-HHSP-EPIS -AMD-EXT.

<b>SUBJECT:</b> An Ordinance authorizing a Contract between the City of Houston and Cathedral Health and Outreach Ministries for the administration and funding of the Homeless Housing and Services Program (HHSP)	<b>Category #</b>	<b>Page</b>	<b>Agenda Item #</b>
	1	1 of 2	# 13

<b>FROM (Department or other point of origin):</b> James Noteware, Director Housing and Community Development	<b>Origination Date</b> 01/04/2012	<b>Agenda Date</b> JAN 25 2012
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*Luigi*

<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b>  <b>D &amp; I – Council Member Adams &amp; Council Member Rodriguez</b>
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<b>For additional information contact:</b> Robert Bradford Phone: 713-868-8340	<b>Date and identification of prior authorizing Council action:</b> 1-13-2010 - 24
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**RECOMMENDATION: (Summary)**  
Approval of an Ordinance authorizing a Contract between the City of Houston and Cathedral Health and Outreach Ministries (CHOM) in the amount of **\$110,194.72** for the implementation, oversight and delivery of the Homeless Housing and Services Program.

<b>Amount of Funding:</b> \$110,194.72	<b>Finance Budget:</b>
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**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund

Other (Specify) **HOMELESS HOUSING and SERVICES PROGRAM FUND 5030**

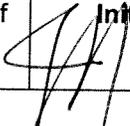
**SPECIFIC EXPLANATION:**

The Mayor and City Council approved an Ordinance authorizing the Housing and Community Development Department (HCDD) to submit an application and accept funds awarded from the Texas Department of Housing and Community Affairs (TDCHA) to fund the Homeless Housing and Services Program (HHSP) on January 13, 2010, Ordinance #2010-24. These funds were awarded in August 2009, to the City of Houston Housing and Community Development Department to award to non-profit agencies whose mission included serving homeless individuals and families with appropriate services targeted toward eliminating or preventing the condition of homelessness. In October 2011, TDHCA awarded the residual funds under HHSP to the City of Houston Housing and Community Development Department for an additional 12 months or until funds are expended. The Cathedral Health and Outreach Ministries (CHOM) will be awarded \$110,194.72 for their program beginning September 1, 2011 – August 31, 2012, or until all funds are expended.

HCDD recommends approval to subcontract with the CHOM to provide services for the homeless. The funding will provide funds to conduct a unique train-the-trainer case management system to address the financial, housing and social needs of Houston's homeless. An additional 400 persons will receive case management services which will include but not be limited to: information and referrals for housing; screening for SSI benefits, Gold Cards and food stamps; coordination of medical and mental health care; pastoral support and care; life skills training; and access to the Houston Community Voice Mail Program. Case Managers will connect clients with services while monitoring and evaluating program participant progress; assuring that program participants' rights are protected; and develop an individualized service plan, including a path to permanent stability.

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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<b>Date:</b> 01/04/2012	<b>Subject:</b> An Ordinance authorizing a Contract between the City of Houston and the Cathedral Health Outreach Ministries for funding of the HHSP.	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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This Contract provides for pre-contract services in the amount of \$57,000.00 for the period September 1, 2011 – December 31, 2011, to cover the expenses for services that CHOM continued to provide.

The Housing and Community Development Department recommends approval of this Contract between the City of Houston and the Cathedral Health Outreach Ministries to provide funding for services for the homeless. This contract period will be from September 1, 2011 – August 31, 2012, or until all funds are expended.

This item was presented to and approved by the Housing Committee on October 20, 2011.

Approval of this Ordinance is recommended.

JN:RB:PAB:pab

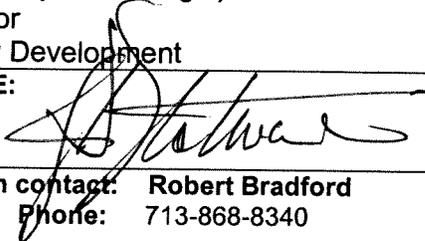
- xc: City Secretary
- Legal Department
- Finance Department
- Mayor's Office

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

11-HHSP -BOL- EXT.

<b>SUBJECT:</b> An Ordinance authorizing a Contract between the City of Houston and Bread of Life for the administration and funding of the Homeless Housing and Services Program (HHSP)	<b>Category #</b> 1	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 14
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<b>FROM (Department or other point of origin):</b> James Noteware, Director Housing and Community Development	<b>Origination Date</b> 01/04/2012	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b>  <b>I - Council Member Rodriguez</b>
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<b>For additional information contact:</b> Robert Bradford Phone: 713-868-8340	<b>Date and identification of prior authorizing Council action:</b> 01-13-2010 - 24
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**RECOMMENDATION: (Summary)**  
Approval of an Ordinance authorizing a Contract between the City of Houston and Bread of Life in the amount of \$110,194.72 for the implementation, oversight and delivery of the Homeless Housing and Services Program.

<b>Amount of Funding:</b> \$110,194.72	<b>Finance Budget:</b>
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**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund

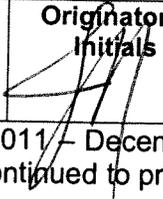
Other (Specify) HOMELESS HOUSING and SERVICES PROGRAM FUND 5030

**SPECIFIC EXPLANATION:**

The Mayor and City Council approved an Ordinance authorizing the Housing and Community Development Department (HCDD) to submit an application and accept funds awarded from the Texas Department of Housing and Community Affairs (TDHCA) to fund the Homeless Housing and Services Program (HHSP) on January 13, 2010, Ordinance #2010-24. These funds were awarded in August 2009, to the City of Houston Housing and Community Development Department to award to non-profit agencies whose mission included serving homeless individuals and families with appropriate services targeted toward eliminating or preventing the condition of homelessness. In October 2011, TDHCA now awarded residual funds under HHSP to the City of Houston Housing and Community Development Department for an additional 12 months or until funds are expended. The Bread of Life will be awarded \$110,194.72 to extend their program from September 1, 2011 – August 31, 2012, or until all funds are expended.

HCDD recommends approval to subcontract with Bread of Life to provide services for the homeless through its' Bread of Life After Dark Program. The After Dark Program provides round the clock access to services for the hungry, homeless and those living with HIV/AIDS with a focus on counseling, case management and specialized care referrals. The HHSP funds will be used to support an existing drop-in center that provides services from 7:00 p.m. to 7:00 a.m. Monday through Sunday. This is the City of Houston's only facility dedicated to providing needed supportive services to the homeless after traditional work hours. The program currently has space to sleep 50 persons nightly, but with the HHSP funds the agency will be able to sleep an additional 100 people. The program currently provides case management, referrals, hot meals and access to hygiene from 7:00 a.m. to 7:00 p.m.

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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<b>Date:</b> 01/04/2012	<b>Subject:</b> An Ordinance authorizing a Contract between the City of Houston and Bread of Life, Inc. for fund under the Homeless Housing and Services Program (HHSP).	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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This Contract provides for pre-contract services for the period September 1, 2011 - December 31, 2011 in the amount of \$110,105.23 to cover the expenses for services that Bread of Life continued to provide.

The Housing and Community Development Department recommends approval of a this Contract between the City of Houston and Bread of Life, Inc. to provide funding to serve the homeless beginning September 1, 2011 - August 31, 2012, or until all funds are expended.

This item was presented to the Housing Committee meeting held October 20, 2011.

An Ordinance is recommended.

JN:RB:PAB:pab

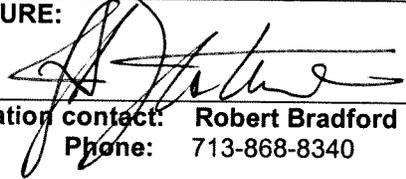
xc: City Secretary  
Legal Department  
Finance Department  
Mayor's Office

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

10-11-HHSP -SEARCH-AMD-EXT

<b>SUBJECT:</b> An Ordinance authorizing a Contract between the City of Houston and Service of the Emergency Aid Resource Center for the Homeless (SEARCH) for the administration and funding of the Homeless Housing and Services Program (HHSP)	<b>Category #</b> 1	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 15
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<b>FROM (Department or other point of origin):</b> James Noteware, Director Housing and Community Development	<b>Origination Date</b> 01/04/2012	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> I - Council Member Rodriguez
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<b>For additional information contact:</b> Robert Bradford Phone: 713-868-8340	<b>Date and identification of prior authorizing Council action:</b> 01-13-2010-24
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**RECOMMENDATION: (Summary)**  
Approval of an Ordinance authorizing a Contract between the City of Houston and SEARCH in the amount of \$110,194.72 for the implementation, oversight and delivery of the Homeless Housing and Services Program.

<b>Amount of Funding:</b> \$110,194.72	<b>Finance Budget:</b>
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**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund

Other (Specify) HOMELESS HOUSING and SERVICES PROGRAM FUND 5030

**SPECIFIC EXPLANATION:**

The Mayor and City Council approved an Ordinance authorizing the Housing and Community Development Department (HCDD) to submit an application and accept funds awarded from the Texas Department of Housing and Community Affairs (TDHCA) to fund the Homeless Housing and Services Program (HHSP) on January 13, 2010, Ordinance #2010-24. These funds were awarded in August 2009, to the City of Houston Housing and Community Development Department to award to non-profit agencies whose mission included serving homeless individuals and families with appropriate services targeted toward eliminating or preventing the condition of homelessness. In October 2011, TDHCA awarded the residual funds under HHSP to the City of Houston Housing and Community Development Department for an additional 12 months or until funds are expended. SEARCH will be awarded \$110,194.72 to extend their program from September 1, 2011 – August 31, 2012.

HCDD recommends approval to subcontract with SEARCH to provide services for the homeless through their SEARCH Housing Plus Program. The SEARCH Housing Plus Program will target the adult and families population who are homeless/formerly homeless and have been placed in permanent housing that currently lacks supportive services. Case managers will provide supportive services to address the greatest challenges to attaining or retaining stable housing – limited income, disabilities and addiction. The families will receive case management and support staff. It is anticipated that the 310 PLUS Housing Program will allow individuals/families to stay housed longer and residents without income will be given additional assistance to obtain employment and/or disability benefits. The program will focus on counseling, case management, homeless prevention and specialized care referrals.

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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*MA*

<b>Date:</b> 10/28/11	<b>Subject:</b> An Ordinance authorizing a Contract between the City of Houston and SEARCH for the Homeless Housing and Services Program (HHSP).	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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SEARCH will also target currently homeless persons who are not housed. The agency will provide case management, adult literacy and employment services.

This Contract provides for pre-contract services for the period September 1, 2011 – December 31, 2011 in the amount of \$61,533.14 to cover the expenses that SEARCH continued to provide.

The Housing and Community Department recommends approval of this Contract for the period September 1, 2011 – August 31, 2012 or until all funds are expended.

This item was presented to and approved by the Housing Committee on October 20, 2011.

Approval of this Ordinance is recommended.

JN:RB:PAB:pab

- xc: City Secretary
- Legal Department
- Finance Department
- Mayor's Office

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA#**

**Subject:** Approve an Ordinance Awarding a Sole Source Contract for Parking Meter Multi-Space, Solar Pay Station Warranties, Spare Parts, and Pay Station Purchase Price Options for the Administration and Regulatory Affairs Department.

Category #

Page 1 of 2

Agenda Item

16

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

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

**Origination Date**

January 18, 2012

**Agenda Date**

JAN 25 2012

**DIRECTOR'S SIGNATURE**

**Council District(s) affected**

All

**For additional information contact:**

Don Pagel Phone: (832) 393-8640  
Maria Irshad, CAPP Phone: (832) 393-8643

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a sole source contract to Digital Payment Technologies, Inc. in an amount not to exceed \$7,279,501.00 for parking meter multi-space, solar pay station warranties, spare parts, and pay station purchase price options for the Administration and Regulatory Affairs Department.

Maximum Contract Award Amount: \$7,279,501

**Finance Budget**

**SOURCE OF FUNDING:**     General Fund     Grant Fund     Enterprise Fund

**Other (Specify)** Parking Management Operating Fund (Fund 8700)

**SPECIFIC EXPLANATION:**

The Director of the Administration & Regulatory Affairs Department recommends that City Council approve an ordinance awarding a five-year sole source contract to Digital Payment Technologies, Inc. (DPT) in an amount not to exceed \$7,279,501.00 for parking meter multi-space, solar pay station warranties, spare parts, and pay station purchase price options for the Administration & Regulatory Affairs Department (ARA).

Over the last four years, ARA's Parking Management division installed 1,000 pay stations and a related Wi-Fi network to provide an improved experience for the public parker. The multi-space pay stations replaced single-space, coin-only meters. The installed pay stations allow for real-time credit card transactions, in addition to accepting bills and other technology that improved the customer service experience. Since the installation, meter revenues have increased from \$3.67 million in FY08 to \$5.08 million in FY11. In addition, customer service levels have increased due to the increased meter up-time and the option of paying for parking with bills, coins or credit card.

To ensure the public parking needs are met, the installed pay stations must be maintained and kept under warranty. Under the scope of this contract, DPT will provide extended warranties, spare parts, back office software licenses and hosting services for the City's existing inventory of meter pay stations. Additionally, the scope provides the City with an option to purchase up to 300 additional meters at a fixed, advantageous price over the contract term of five years.

The extended warranties cover defective parts and provide for a one-for-one exchange of the part. Additionally, the warranty provides continued technical support for the duration of the warranty period of five years and includes troubleshooting and programming assistance. The allocation for spare parts is to provide for Wi-Fi network reconfiguration for pay stations, and provides the ability to purchase replacement parts due to vandalism or damage that is not covered by the extended warranty. In the future, pay stations currently on the GSM communication system and Wi-Fi network will need to be converted to CDMA (supported by Sprint). The converter kits are included in the spare parts allocation.

The back office software and hosting allow for programming and reporting features to manage the pay stations. The hosting service will ensure that credit card processing at the pay stations is Payment Card Industry (PCI) compliant. DPT is a Level 1 Service Provider under the PCI-Data Security Standard (PCI-DSS). Hosting also ensures sufficient

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*copy*

Date: 12/15/11	Subject: Approve an Ordinance Awarding a Sole Source Contract for Parking Meter Multi-Space, Solar Pay Station Warranties, Spare Parts, and Pay Station Purchase Price Options for the Administration and Regulatory Affairs Department.	Originator's Initials CAN	Page 2 of 2
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monitoring of the pay station communication with the back office software to ensure revenues are properly accounted for and that maintenance alerts are consistent.

DPT is the global sole-source provider of the meter pay stations deployed by the City of Houston, and likewise is the sole-source provider of the goods and services to be delivered pursuant to the scope of this contract.

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

This contract will be funded by the ARA Parking Management Fund 8700. The table below breaks down contract cost by fiscal year. For illustrative purposes, the table uses the assumption that 100 pay stations will be purchased in FY13 and 200 pay stations purchased in out-years FY14-FY17. All future new meter installations will be subject to a stakeholder review process. The breakdown of the costs by fiscal year is as follows:

Item	FY12	FY13	FY14 - FY17	Total by item
Extended Warranties	\$683,250	\$643,500	\$1,930,500	\$3,257,250
Operation Spare Parts	\$144,000	\$144,000	\$432,000	\$720,000
Back Office Software/Hosting	\$156,000	\$156,000	\$468,000	\$780,000
Purchase Option: Up to 300 new paystations	-	\$782,417	\$1,564,834	\$2,347,251
Paystation installation		\$58,000	\$117,000	\$175,000
<b>TOTAL</b>	\$983,250	\$1,783,917	\$4,512,334	\$7,279,501

Attachment: M/WBE Zero-Percentage Goal Document approved by the Mayor's Office of Business Opportunity. This recommendation is made pursuant to Chapter 252, Section 252.022(a)(7)(A) of the Texas Local Government Code for exempted procurements.

cc: Marta Crinejo, Agenda Director  
Anna Russell, City Secretary  
David Feldman, City Attorney



# Memorandum

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

**From:** Maria Irshad, Deputy Assistant Director  
ARA, Parking Management

**Date:** January 19<sup>th</sup>, 2012

**Subject:** MWBE Participation Form

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

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

I am requesting a revision of the MWBE Goal: Yes  No  Original Goal: - New Goal: \_\_\_\_\_

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

Solicitation Number: N/A - Sole Source Contract Estimated Dollar Amount: \$7,279,501.00

Anticipated Advertisement Date: \_\_\_\_\_ Solicitation Due Date: \_\_\_\_\_

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:**

Digital Payment Technologies, Corp. - award a sole source contract for Parking Meter Multi-Space, Solar Pay Station Warranties, Spare Parts, and Pay Station Purchase Price Options for Administration and Regulatory Affairs Department.

**Rationale for requesting a Waiver or Revision (0% goal or revision after advertisement) to be completed by SPD:**

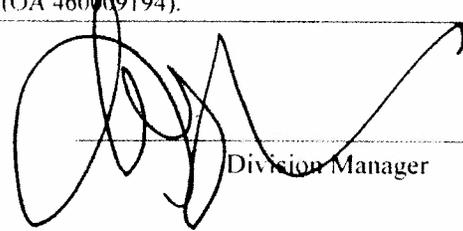
Digital Payment Technologies, Inc. is the sole developer, provider and distributor worldwide of all of the following equipment and services requested by the City of Houston:

- . LUKE II multi-space pay stations
- . Enterprise Management Systems (EMS) online services
- . Manufacturer direct warranty services and support
- . Maintenance of the entire technology solution comprising both the pay stations and EMS services

Digital owns all proprietary rights, copyrights, and patents worldwide for LUKE II and EMS. The City has 1,000 paystations in operation from DPT that were acquired via a contract with ACS in 2006 (OA 46009194).

Concurrence:

\_\_\_\_\_  
SPD Initiator

  
\_\_\_\_\_  
Division Manager

Robert Gallegos, Deputy Assistant Director  
\*Office of Business Opportunity

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



January 9, 2012

City of Houston  
Strategic Purchasing Department  
901 Bagby  
Houston, TX 77002

**Re: Sole Source of Multi-space Parking Meters and Services**

To Whom It May Concern:

This letter is to address the City of Houston's request for written confirmation of Digital Payment Technologies (Digital) being the sole source for the multi-space pay stations and related services supplied to the City of Houston.

Digital is the sole developer, provider and distributor worldwide of all of the following equipment and services requested by the City of Houston:

- LUKE II multi-space pay stations
- Enterprise Management Systems (EMS) online services
- Manufacturer direct warranty services and support
- Maintenance of the entire technology solution comprising both the pay stations and EMS services

Digital owns all proprietary rights, copyrights, and patents worldwide for LUKE II and EMS.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



Chris Chettle  
*Senior Vice President, Sales*

**REQUEST FOR COUNCIL ACTION**

**RCA #**

**To:** Mayor via City Secretary

**SUBJECT:** Ordinance approving an economic development agreement between the City of Houston ("City") and CH2M Hill, Inc. ("CH2M") pursuant to Chapter 380, Texas Local Government Code.

**Category #**

**Page 1 of 1**

**Agenda Item#**

17

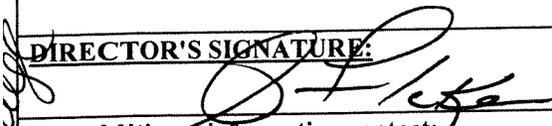
**FROM: (Department or other point of origin):**  
Andrew F. Icken, Chief Development Officer  
Office of the Mayor

**Origination Date**

**Agenda Date**

JAN 25 2012

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

G

**For additional information contact:**

Tim Douglass

Phone: 713-837-9857

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

Ordinance No. 99-674 dated 6/30/99

**RECOMMENDATION: (Summary)**

Ordinance approving an economic development agreement between the City of Houston ("City") and the CH2M Hill, Inc. ("CH2M") pursuant to Chapter 380, Texas Local Government Code.

**Amount of Funding:**

N/A

**Finance Budget:**

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund  
 Other (Specify)

**SPECIFIC EXPLANATION:**

In 1989, the State legislature enacted Chapter 380 of the Texas Local Government Code ("Code") to create a mechanism that municipalities could use to grant or loan public funds for economic development purposes. Subsequently, by Ordinance 99-674, the City established the City of Houston Chapter 380 loan/grant program, pursuant to the provisions of Chapter 380 of the Code, and adopted criteria for Chapter 380 assistance to provide the City with an additional tool to encourage development in targeted areas to fulfill a critical need to attract tourism and commerce to an area resulting in positive economic impact.

The Administration is currently in discussions with CH2M, an employee owned engineering firm with 23,000 employees in 116 offices in the United States. They have plans to establish a new global energy group, either here in Houston or in Colorado. In order to retain jobs in the Houston area, the Administration proposes to offer performance-based financial incentives calculated upon the incremental increases in the City's portion of its real and personal property ad valorem tax revenues ("Incentives") to development projects. The Incentives will be based solely upon post-project proven increases in the City's portion of the ad valorem taxes collected after the project is completed and the taxes can be accurately measured. The Incentives will be equal to the incremental increases in the City's portion of the ad valorem taxes generated at CH2M's 14701 St. Mary's Lane location measured from the base year (year prior to the project commencement) and continuing for 10 years.

CH2M intends to invest approximately \$5,250,000 at this location to establish its global energy group. The City proposes to reimburse CH2M 50% of the City's portion of the incremental increase in the real and personal property tax revenues for this location. The agreement will last for no more than 10 years, with estimated Incentives of \$16,681 per year. CH2M will also create at least 333 full-time jobs and retain 167 full-time jobs.

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

**Finance Director:**

**Other Authorization:**

**Other Authorization:**

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:** Approve a Third Amendment to the Contract (#C73154) between the City of Houston and JPMorgan Chase Bank, N.A. to add a Statement of Work (Exhibit A-2) and Fee Schedule (Exhibit B-2) for web-based processing services specifically for the Municipal Courts Department.

**Category #**

**Page 1 of 1**

**Agenda Item#**

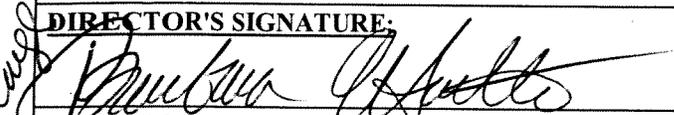
18

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

**Origination Date**  
December 5, 2011

**Agenda Date**  
JAN 25 2012

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**  
ALL

**For additional information contact:**

Judge Barbara E. Hartle  
Karen Williams

**Phone:** 713-247-4241  
**Phone:** 832-393-0176

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

No. 2009-010, Passed 1/7/2009  
No. 2009-433, Passed 5/27/2009  
No. 2010-0690, Passed 9/1/2010

**RECOMMENDATION:** The Municipal Courts Department recommends that Council approve a third amendment to the Contract (#C73154) between the City of Houston and JPMorgan Chase Bank, N.A. to add a Statement of Work (Exhibit A-2) and Fee Schedule (Exhibit B-2) for web-based processing services specifically for the Municipal Courts Department.

**Spending Authority:** N/A – Revenue Contract

**Finance Budget:**

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

**SPECIFIC EXPLANATION:**

The Municipal Courts Department recommends that City Council approve an amendment to the referenced contract to allow the City to capitalize on savings created by transferring the transaction fees assessed by the card association and credit processor to Chase Bank in exchange for increased card processing business with the City. On November 8, 2000 Council approved a service level agreement between the City and KPMG LLP (Predecessor to Bearing Point Inc. and current vendor, NICUSA Inc.) for the City to process services via the State's electronic portal known as the Texas Electronic Government Framework. Though there is no appropriation of funds for this service, the Municipal Courts Department bears the responsibility of payment for all processing and interchange fees assessed by the card association and the credit processor for all of its web-based transactions processed through this portal. The City of Houston Municipal Courts Department can transfer this responsibility of paying these fees with the approval of the requested amendment to the agreement with JPMorgan Chase Bank, N.A. The Bank will assume responsibility of all of the aforementioned fees as well as accept the same \$5.00 convenience fee amount currently assessed by the incumbent vendor as its only consideration for services rendered. Thus, a savings of approximately \$10,000.00 per month will be created for the City.

JPMorgan Chase Bank, N.A. will provide application hosting, 24/7/365 technical support, electronic transfer confirmation letters and Real Time Payment Confirmation messaging to the Municipal Courts Department. Areas of evaluation are listed below:

- Expertise/Experience/Qualifications
- Service Features and Design
- Service & Operation Plan
- PCI Compliance
- Transaction Fees to Users

JPMorgan Chase Bank, N.A. was selected based on the above criteria and its knowledge of the Court's business rules and processes. This procurement is exempted under 250.022 of the Local Government Code.

**REQUIRED AUTHORIZATION**

**Finance Director:**

**Other Authorization:**

**Other Authorization**

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9293**

**Subject:** Ordinance Appropriating Funds for an Enterprise Management Agreement with Dell Financial Services, LLP for Microsoft Software and license maintenance services for the fleet of City desktops

Category #  
1

Page 1 of 2

Agenda Item

19

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

Gary Morris – Acting Director – ITD  
Kelly Dowe – Director of Finance

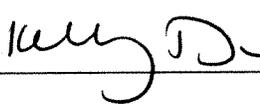
**Origination Date**

January 18, 2012

**Agenda Date**

JAN 25 2012

**DIRECTOR'S SIGNATURE**



**Council District(s) affected**  
All

**For additional information contact:**

Gary Morris Phone: (832) 393-0065  
Mary Ann Grant Phone: (832) 308-0145

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$1,036,793.00 from the Equipment Acquisition Consolidated Fund (Fund 1800) and approve an Enterprise Management Agreement with Dell Financial Services, LLP in an amount not to exceed \$9,162,971.92 for Microsoft software licenses and maintenance services for the fleet of City desktops managed by the Information Technology Department.

Maximum Agreement Amount: \$9,162,971.92

**Finance Budget**

\$1,036,793.00 - FY12 Equipment Acquisition Consolidated Fund (1800)

**BACKGROUND:**

In 2009 the Information Technology Department (ITD), on behalf of the City of Houston, negotiated and entered into a tiered, multi-year Microsoft Enterprise License Agreement to purchase licenses and software maintenance services for the existing fleet of 14,000 PCs. The purpose of this agreement was to begin the process of updating the City's technology to current software standards, create a licensing capability to permit the City to remain current on an on-going basis and to ensure continued compliance with stringent software licensing requirements. Historically, a city the size of Houston has difficulty ensuring all employees are in compliance with licensing requirements. This is part of the City's continuing effort to ensure our compliance. The master agreement was divided into 5 separate annual Tier agreements (implemented 1 a year over a 5 year period), of approximately 2800 PCs each, which would be consolidated into a master maintenance agreement once all of the tiered agreements had been purchased.

**RECOMMENDATION:**

The Acting Director of the Information Technology Department and the Finance Director recommend City Council approves an ordinance authorizing the appropriation of \$1,036,793.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and an Enterprise Management Agreement with Dell Financial Services, LLP through December 1, 2014 (FY15) in an amount not to exceed \$9,162,971.92 for Microsoft licenses and maintenance services for the City desktops managed by the Information Technology Department. This Enterprise Agreement with Dell Financial Services will replace the existing 2009 commitment with Microsoft/Dell Marketing, LP for purchasing of licenses and software maintenance services. Additionally, this agreement with Dell Financial Services will allow the City to extend payments by one year (reducing FY12 capital expenditures) at 0% interest without incurring any unfunded liabilities or increasing contract amounts. The new agreement would only require an additional \$1,036,793.00 in FY12 versus the current agreement Microsoft agreement which requires additional payments through FY12 of \$3,632,060.00.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

The City made a payment of \$518,617.20 to Dell Marketing, LP in FY11 which will be considered by Dell Financial Services, LLP as an initial payment of this agreement. The second payment is in the amount of \$1,036,793.00 and will cover the FY12 obligation. This payment was budgeted in the ITD Technology Investment Plan (TIP). Future payments in the out years will come from a combination of Capital funds (Fund 1800) included in the approved Technology Investment Plan and Operational funds (Fund 1002 – Central Revolving Fund) and will follow the schedule listed below.

**SCHEDULE OF PAYMENTS TO DELL FINANCIAL SERVICES, LLP**

Payment No.	Payment Date	Opening Balance	Payment	Balance
		\$9,162,971.92		
1	*	\$9,162,971.92	\$518,617.20	\$8,644,354.72
2	**	\$8,644,354.72	\$1,036,793.00	\$7,607,561.72
3	12/1/2012 ***	\$7,607,561.72	\$2,195,158.86	\$5,412,402.86
4	12/1/2013 ***	\$5,412,402.86	\$2,565,905.76	\$2,846,497.10
5	12/1/2014 ***	\$2,846,497.10	\$2,846,497.10	

- \* Payment # 1, which has already been made to Dell Marketing, LP.
- \*\* Payment #2, Timing of Payment #2 is subject to the approval of City Council & City Controller and will be due approximately two weeks from date of countersignature of Master Lease. Monies already approved on the FY12 Technology Investment Plan (TIP).
- \*\*\* Payments will come from Capital Fund 1800 approved in the TIP Plan and Operational Funds (Fund 1002 – Central Revolving Fund) and each payment would require Council approval.

Attachment: MWBE Zero-Percent Goal Document Approved by the Mayor's Office of Business Opportunity.



**CITY OF HOUSTON**  
Information Technology  
Department

RECEIVED  
ACTING DIRECTOR'S OFFICE

JAN 12 2012

**Interoffice**

Correspondence

**To:** Carlecia Wright, Director  
Mayor's Office of Business Opportunity

**From:** Gary Morris  
Acting Director & CIO

**Date:** January 11, 2012

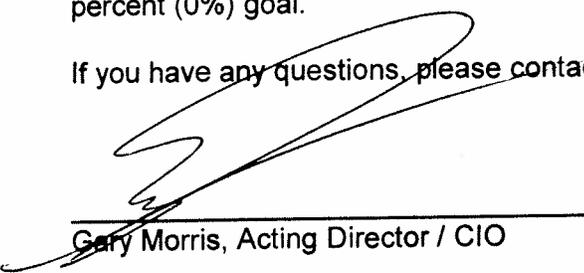
**Subject:** Request for 0% MWDBE Participation

The Information Technology Department will be entering in an Enterprise Master Agreement with Dell Financial Services, LLP. The total value of this agreement is \$9,162,971.92.

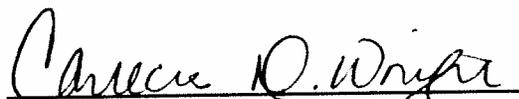
This Enterprise Management Agreement will replace a previous commitment with Microsoft for the purchase of licenses and maintenance services for approximately 14,000 desktops managed by the Information Technology Department.

This agreement is to finance the purchase of licenses and software maintenance and there is no opportunity to apportion the work. Therefore, there is no opportunity for MWDBE subcontracting. The Information Technology Department is requesting approval of a zero percent (0%) goal.

If you have any questions, please contact me or Joseph Badell at (832) 393-0209.

  
\_\_\_\_\_  
Gary Morris, Acting Director / CIO

**READ AND APPROVED**

  
\_\_\_\_\_  
Carlecia Wright, Director, MOBO

1.19.2012

Date

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9284**

**Subject:** Ordinance Authorizing a First Amendment to Contract No. C70271/4600007607 for the Sale and Disposal of Abandoned Personal Property for the Houston Police Department S17-T21088-A1

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**  
January 18, 2012

**Agenda Date**  
JAN 25 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
*1/18/12*

**Council District(s) affected**  
All

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

**Date and Identification of prior authorizing Council Action:**  
Ordinance 2007-117; Passed 1-22-07

**RECOMMENDATION: (Summary)**

Approve an amending ordinance authorizing a first amendment to Contract No. C70271/4600007607 between the City of Houston and PropertyRoom.com, Inc. to extend the contract term from February 7, 2012 to June 8, 2012 for the sale and disposal of abandoned personal property for the Houston Police Department.

No Funding Required (Revenue)

**Finance Budget**

**SPECIFIC EXPLANATION:**

The Chief of the Houston Police Department and the City Purchasing Agent recommend that City Council approve an amending ordinance authorizing a first amendment to Contract No. C70271/4600007607 between the City of Houston and PropertyRoom.Com, Inc., to extend the contract term from February 7, 2012 to June 8, 2012 for the sale and disposal of abandoned personal property for the Houston Police Department (HPD).

This contract was awarded on January 22, 2007 by Ordinance No. 2007-117 for a three-year term with two one-year options. However, due to HPD's reassessment of the current contract specifications and revenue price structure, additional time is needed to ensure that the new specifications will meet the overall objective of HPD. Therefore, the additional 120-day extension is necessary and shall sustain the department until the new contract is awarded.

The scope of work requires the contractor to provide all equipment, materials, supplies, tools, transportation, delivery, and labor necessary to take possession of abandoned personal property stored in the HPD property room that is no longer required as evidence. In addition, the contractor will be required to dispose of those items that do not sell and/or are deemed to have no market value.

Buyer: Murdock Smith III

Attachment: M/WBE Zero Percentage Goal Document approved by the Mayor's Office of Business Opportunity.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*Calvin D. Wells*  
*1/18/12*

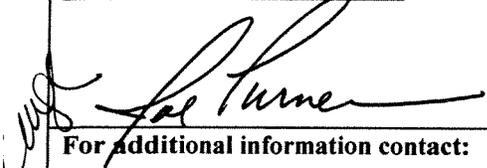
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**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

<b>Subject:</b> Contracts with HISD and YMCA to award funding through Mayor's After-School Achievement Program	Category #	Page 1 of 2	Agenda Item <i>21</i>
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<b>FROM (Department or other point of origin):</b> Houston Parks and Recreation Department	<b>Origination Date:</b> November 16, 2011	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Joe Turner, Director	<b>Council District(s) affected:</b> B, C, D, G, I
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<b>For additional information contact:</b> Debra Lathan, 832-395-7269 Twonda Thompson, 832-395-7259 Luci Correa, 832-395-7057	<b>Date and Identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary):**  
Approval of contracts with **Houston ISD and the YMCA** for the implementation of after-school programming through the Mayor's 2011-2012 After-School Achievement Program.

<b>Amount of Funding:</b> \$259,500.00 CDBG Fund (5000) \$ 10,500.00 HCDE Child Care Quality Fund (5010)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:**

HPARD recommends the approval of HISD and YMCA contracts for the operation of 22 after-school sites for the 2011-2012 Mayor's After-School Achievement Program (ASAP).

ASAP provides sites with sufficient funds to increase the quality of service in order to operate a safe and successful after-school program. Funding is determined based upon a \$1,000 per child rate with a minimum average daily attendance of 25 to 45 youth participants per site. The minimum grant award is \$20,000 and the maximum is \$45,000. All sites must provide a minimum \$10,000 cash match and a \$10,000 in-kind match. Schools receiving funding through the U.S. Department of Education's 21<sup>st</sup> Century Community Learning Centers (CLC) Program, which provides schools with more than \$100,000 annually for enrichment programming, are not eligible to apply. Schools with limited carryover funds (less than \$50,000) from a prior year of 21<sup>st</sup> Century CLC funding were eligible to apply for ASAP funds.

As in previous years, a request for proposal was posted on the Parks and Recreation Department's website, and mailed to area schools and non-profit organizations. Interested applicants are required to attend one of seven application workshops. Applications were due by 5:00 pm on April 11, 2011. A total of 68 applications were received. Staff reviewed proposals for compliance with minimum standards, and the qualifying proposals were read and scored by a team of volunteers with professional experience in grant writing, juvenile justice, school administration and financial accounting.

Council action to award two additional sites may be forthcoming pending the availability and distribution of more funding.

Please refer to page 2 for a list of sites and award amounts.

<b>Finance Director:</b> 	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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*Revised pg 2 #21*

**Houston ISD**

**Funding Amount**

**Council District**

**JAN 25 2012**

Ethel Coop Elementary School	\$25,000.00	B
Foerster Elementary School	\$20,000.00	K
Hartsfield Elementary School	\$25,000.00	D
Isaacs Elementary School	\$20,000.00	B
Lewis Elementary School	\$20,000.00	I
Mading Elementary School	\$20,000.00	D
Reynolds Elementary School	\$25,000.00	D
Sugar Grove Academy	\$25,000.00	J
Wesley Elementary School	\$20,000.00	B
William P. Hobby Elementary School	\$20,000.00	K

**YMCA**

YMCA Cossaboom – Lantrip Elementary School	\$20,000.00	I
YMCA International Center – Piney Point Elementary School	\$30,000.00	J

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Amend Ordinance No. 2008-0260 to Increase the Maximum Contract Amount under the Professional Services Contract for Weatherization Consulting for the Residential Energy Efficiency Program (REEP) with ESPA CORP.	<b>Page</b> 1 of 2	<b>Agenda Item</b>  22
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<b>FROM (Department or other point of origin):</b> General Services Department <i>Scott Minnix 1/17/12</i>	<b>Origination Date</b> 1/19/12	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix	<b>Council District(s) affected:</b> All
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>Calvin</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2008-0260 dated March 26, 2008 Ordinance No. 2010-0471 dated June 16, 2010 Ordinance No. 2011-0211 dated March 23, 2011
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**RECOMMENDATION:** Approve an Ordinance amending Ordinance No. 2008-0260 (passed March 26, 2008) to increase the maximum contract amount from \$1,400,000 to \$2,000,000 under the Professional Services Contract for Weatherization Consulting for REEP with ESPA CORP.

<b>Amount and Source of Funding:</b> Maximum Contract Amount: \$2,000,000	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve an Ordinance amending Ordinance No. 2008-0260 to increase the maximum contract amount from \$1,400,000 to \$2,000,000 under the Professional Services Contract for Weatherization Consulting for REEP with ESPA CORP.

The American Recovery and Reinvestment Act (ARRA) expenditure deadline for REEP has been extended until January 31, 2012. The requested action is necessary to allow ESPA to continue to provide administrative services and assist in the close-out of the program. The Texas Department of Housing and Community Affairs (TDHCA) has allocated an additional \$2M to the grant amount and the City has 90 additional days, beyond January 31, in which to close-out the grant. Project close-out includes final payments to all contractors/consultants working in the program; organizing files per the TDHCA guidelines; performing an audit; and archiving the files.

**BACKGROUND INFORMATION:** The City's REEP began in 2008. Initially, funding was provided by CenterPoint Energy through its Agencies in Action Program. CenterPoint has continued to fund the program on an annual basis. On September 1, 2009, the City was awarded an ARRA grant from the Department of Energy in the amount of \$23,571,279 to develop and implement a Weatherization Assistance Program (WAP) for its service area. The grant is administered by the State of Texas through the TDHCA. The City incorporated WAP into its existing REEP to provide weatherization improvements to low-income families throughout the Houston area. To date, the program has provided weatherization improvements to over 5,000 residential units. It is estimated that these weatherization improvements save residents 15-20% on their energy bills.

REQUIRED AUTHORIZATION

CUIC # 25MSCL100

**General Services Department:**



Humberto Bautista, P.E.  
Assistant Director

NOT

<b>DATE</b>	<b>SUBJECT:</b> Amend Ordinance No. 2008-0260 to increase the Maximum Contract Amount under the Professional Services Contract for Weatherization Consulting for the Residential Energy Efficiency Program (REEP) with ESPA CORP.	<b>Originator's Initials</b> HB	<b>Page</b> 2 of 2
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**PREVIOUS HISTORY AND PROJECT SCOPE:** On March 26, 2008, Council approved a three-year professional services contract with ESPA CORP to perform weatherization inspection and outreach services for low-income residents participating in the REEP, and set a maximum contract amount of \$700,000 out of funds allocated by CenterPoint Energy. On June 16, 2010, Council approved a First Amendment which extended the contract term for an additional two years to April 7, 2013 and amended the scope of services, which added administrative and customer services and deleted inspection services. The amendment also incorporated mandatory ARRA provisions into the contract that was necessary due to the award of the WAP grant. On March 23, 2011, Council increased the maximum contract amount to \$1.4M to increase manpower to meet the demand of the program.

**MWBE PARTICIPATION:** The original contract contained a 24% MWBE goal. It was anticipated that ESPA would achieve the goal through MWBE inspection subcontractors. In 2010, ESPA's contract was amended to remove inspection services; thereby eliminating subcontracting opportunities. As a result, the current MWBE utilization is 6.371%.

SM:HRB:JLN:hb

c: Scott Minnix, Marta Crinejo; Jacquelyn L. Nisby, Calvin Curtis, File

<b>SUBJECT:</b> Professional Landscape Architectural Services Contract SWA Group Fannin/Main Esplanades at Hermann Park WBS No. F-000508-0001-3	<b>Page</b> 1 of 2	<b>Agenda Item</b>  23
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 1/18/12	<b>Agenda Date</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE</b> Scott Minnix <i>Scott Minnix</i> 1/18/12	<b>Council District(s) affected:</b> D
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<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JL Nisby</i> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION:** Approve and authorize a Professional Landscape Architectural Services Contract.

<b>Amount and Source Of Funding:</b> \$390,062.35 Federal State Local – Pass Through Fund (5030) TxDOT \$ 97,515.59 Other Government - Grant Funded (5040) Hermann Park Conservancy <b>\$487,577.94 Total</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve and authorize a professional landscape architectural services contract with SWA Group to perform design and construction phase services for the Fannin/Main Esplanades at Hermann Park for the Houston Parks and Recreation Department (HPARD). This is a joint project with the Texas Department of Transportation (TXDOT) and supported through an Advance Funding Agreement. In accordance with an inter-local agreement between HPARD and the Hermann Park Conservancy, the Conservancy will fund the non-federal participation costs associated with the project.

**PROJECT LOCATION:** 6001 Fannin (533A)

**PROJECT DESCRIPTION:** This project involves design and construction phase services for esplanade enhancements at Hermann Park. The enhancements will occur between the Mecom Fountain and Sam Houston Statue as well as the area between Fannin and Main Street from Cambridge Street to the Mecom Fountain. The scope of work will include new sidewalks, ramp walk improvements, landscape improvements, tree replacement, drainage improvements, irrigation improvements, new pedestrian lighting and site furnishings. The design will adhere to TXDOT's and HPARD's standards and will include drainage analysis and environmental research and documentation.

**REQUIRED AUTHORIZATION** CUIC 25PARK167 *WJ*

<b>General Services Department:</b>  Richard A. Vella Chief of Design & Construction Division	<b>Houston Parks and Recreation Department:</b>  Joe Turner Director
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<b>Date</b>	<b>SUBJECT:</b> Professional Landscape Architectural Services Contract SWA Group Fannin/Main Esplanades at Hermann Park WBS No. F-000508-0001-3	<b>Originator's Initials</b> RJO	<b>Page</b> 2 of 2
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**SCOPE OF CONTRACT AND FEE:** The contract provides for a Basic Services Fee to be paid as a lump sum and certain Reimbursable Expenses.

\$ 435,677.94	Basic Services
\$ 7,900.00	Reimbursable Expenses
\$ 44,000.00	Contingency
<b>\$ 487,577.94</b>	<b>Total Funding</b>

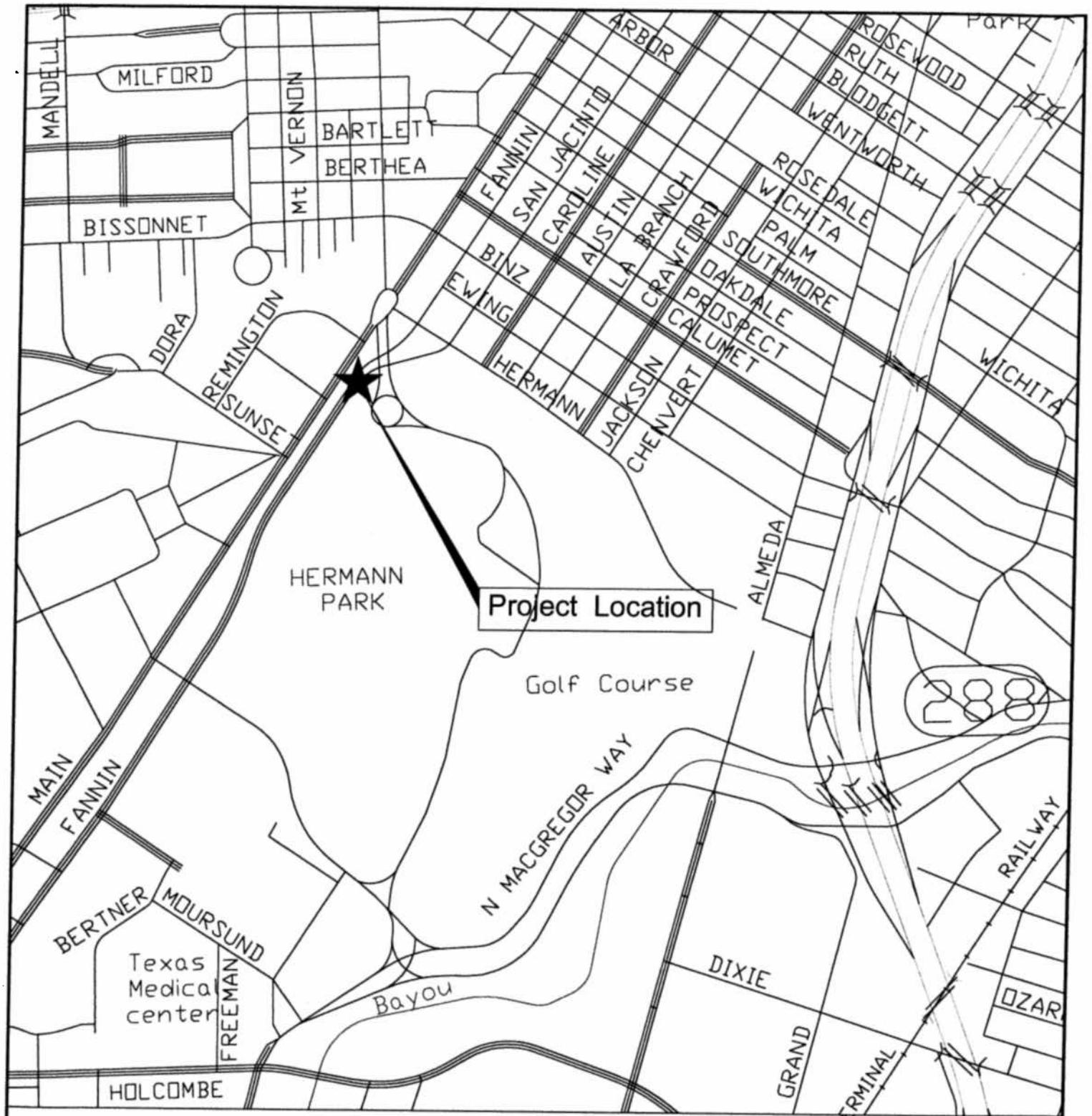
**DBE INFORMATION:** In compliance with TXDOT requirements for federally funded projects, a 15% DBE goal has been established for this contract. The landscape architect has submitted the following certified firms to achieve the goal:

<u>Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
AIA Engineers	Civil/Structural/PM	\$178,037.93	36.51%
Hunt & Hunt Engineering Corp.	Electrical Engineering	\$30,122.40	6.18 %
Berg-Oliver Associates, Inc., Inc.	Environmental Services	\$35,000.00	7.18%
Western Group Consultants	Survey	<u>\$34,880.00</u>	<u>7.15%</u>
<b>TOTAL</b>		<b>\$278,040.33</b>	<b>57.02%</b>

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

SM:JLN:RAV:LJ:RJO:rjo

c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Mark Ross, Rick Dewees, Luci Correa, Carlecia D. Wright, Morris Scott, Christopher Gonzales, Lisa Johnson, Martha Leyva, File 406



**Hermann Park**  
**6001 Fannin**  
**Houston, TX 77030**

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

<b>SUBJECT:</b> Professional Services Agreement for a Drainage Impact Fee Study with Kimley-Horn and Associates, Inc.	<b>Category</b>	<b>Page</b> 1 of 1	<b>Agenda Item</b> # <i>24</i>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> <i>1/19/12</i>	<b>Agenda Date</b> <i>JAN 25 2012</i>
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<b>DIRECTOR'S SIGNATURE</b> <i>[Signature]</i> Daniel W. Krueger, P.E.	<b>Council District affected:</b> ALL
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<b>For additional information contact:</b> <i>[Signature]</i> Mark L. Loethen, P.E., CFM, PTOE      832-395-2705	<b>Date and identification of prior authorizing Council action:</b> 11/15/2010 - Ord. No. 2010-879
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**RECOMMENDATION: (Summary)**  
Approve an Ordinance awarding a Professional Services agreement to the best respondent, Kimley-Horn and Associates, Inc., to provide a Drainage Impact Fees study and allocate funding in amount not to exceed \$679,500.00.

**Amount and Source of Funding:** \$679,500.00 from the Stormwater Fund 2302. *1/18/12*

**SPECIFIC EXPLANATION:**

**PROJECT NOTICE/JUSTIFICATION:**

The Public Works and Engineering Department requests Council approval of a professional services agreement to provide expertise and assistance in developing drainage impact fees. Services provided within this agreement are necessary to comply with Ordinance 2010-879 passed November 15, 2010 which amended the City Charter, and required creation of a Dedicated Drainage and Street Renewal Fund, a portion of funding being through developer impact fees.

The Request for Qualifications was advertised to the public in accordance with the State of Texas requirements for obtaining Professional Services. Statements of Qualifications were received from Kimley-Horn and Associates, Inc., AECOM Technical Services, Inc., PBS&J Corporation, and Malcolm Pirnie-Red Oak Consulting. The Kimley-Horn and Associates, Inc. team consisting of Kimley-Horn with sub-consultants AECOM, Knudson, CivilTech, and RFBA received the highest overall rating and was selected based on the following published criteria: past work, qualifications of personnel, project schedule, and MWBE sub-contracting.

**DESCRIPTION:**

The agreement provides for services required to study, develop, and propose city ordinances and procedures for implementing drainage impact fees that adequately address costs associated with providing access to and expansion of the City's storm drainage system.

CUIC# 20UPA119 A

<b>Finance Department</b>	<b>Other Authorization:</b> <i>[Signature]</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division	<b>Other Authorization:</b> <i>[Signature]</i> Susan Bandy Deputy Director Resource Management Division
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**SCOPE OF WORK AND FEE:**

Services provided under this agreement include:

1. Collect and review land use assumptions and capital improvement plans.
2. Analyze land use assumptions.
3. Analyze possible fee structure and storm drainage ten year growth to determine rate schedules.
4. Review impact fee revenues and project fiscal year forecasts over ten years.

**PAY OR PLAY PROGRAM:**

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

**M/WBE INFORMATION:**

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

<b><u>Name of Firm</u></b>	<b><u>Work Description</u></b>	<b><u>Amount</u></b>	<b><u>% of Agreement</u></b>
CivilTech Engineering, Inc.	Drainage CIP Development	\$105,000	15.453%
Knudson, L.P.	Land Use Assumptions/GIS Support	\$ 33,350	4.908%
Roberta F. Burroughs & Associates d/b/a Roberta F. Burroughs	Stakeholder Engagement	\$ 25,959	3.820%
<b>Total M/WBE</b>		<b>\$164,309</b>	<b>24.181%</b>

The Affirmative Action Division will monitor this contract.

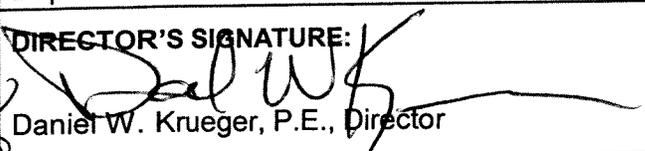
cc: Marta Crinejo

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Contract Award for Proposed 42-Inch Water Line along Hillcroft, Dublin, Dunlap, Easements, Haviland, Minetta, Canemont and Sandpiper from Coachcreek to West Airport WBS No. S-000900-0110-4.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  25
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b>	<b>Agenda Date:</b> JAN 25 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b>  K <span style="float: right;">bcm</span>
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<b>For additional information contact:</b>  12/19/11 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$ 7,424,300.00 from the Water and Sewer System Consolidated Construction Fund No. 8500 *U.P. 12/21/2011*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Surface Water Transmission Program and is required to increase circulation and availability of water from Sims Bayou Pump Station.

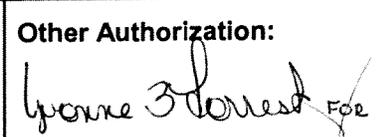
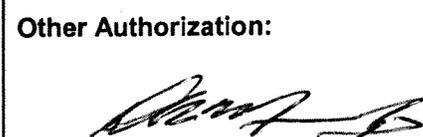
**DESCRIPTION/SCOPE:** This project consists of approximately 8,210 linear feet of 42-inch and 3,100 linear feet of 8-inch water line, valves and appurtenances including pavement replacement of one (1) lane. A proposed 42-inch interconnection at Hillcroft Avenue & Coachcreek Drive and a proposed 42-inch interconnection at West Airport & Sandpiper Drive. The contract duration for this project is 270 calendar days. This project was designed by Lockwood, Andrews and Newnam, Inc.

**LOCATION:** The project area is generally along Hillcroft, Dublin, Dunlap, Easements, Haviland, Minetta, Canemont and Sandpiper from Coachcreek to W. Airport. The project is located in Key Map Grids 570 H & M and 571 J.

**BIDS:** Bids were received on August 18, 2011. The Four (4) bids are as follows:

Bidder	Bid Amount
1. Huff & Mitchell, Inc.	\$6,471,562.50
2. E. P. Brady, Ltd.	\$6,908,734.50
3. Triple B Services, LLP.	\$7,715,763.55
4. S.J. Louis Construction of Texas, Ltd.	\$7,858,818.12

**REQUIRED AUTHORIZATION** CUIC#20ACM77 *AK*

<b>Finance Department</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Proposed 42-Inch Water Line along Hillcroft, Dublin, Dunlap, Easements, Haviland, Minetta, Canemont and Sandpiper from Coachcreek to West Airport WBS No. S-000900-0110-4	Originator's Initials <i>ACM</i>	Page 2 of 2
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**AWARD:** It is recommended that this construction contract be awarded to Huff & Mitchell, Inc. with a low bid of \$6,471,562.50 and that Addendum Number 1 be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$7,424,300.00 to be appropriated as follows:

• Bid Amount	\$6,471,562.50
• Contingencies	\$323,578.13
• Engineering and Testing Services	\$160,000.00
• CIP Cost Recovery	\$194,159.37
• Construction Management	\$275,000.00

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

Construction Management Services will be provided by Omega Engineers, Inc. under a previously approved contract.

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

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 10% MBE goal and 8% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Monge Trucking	Trucking Services	\$299,157.00	4.62%
2. R. P. Construction, DBA Reyes Pineda Construction, Inc.	Utilities Services	\$175,000.00	2.70%
3. Briones Construction & Supply, LTD.	Materials Supplier	\$138,000.00	2.13%
4. Karami Plumbing and Construction Supply LLC	Materials Supplier	\$25,000.00	0.39%
5. P. A. Berrios Trucking	Trucking Services	<u>\$10,000.00</u>	<u>0.15%</u>
<b>TOTAL</b>		<b>\$647,157.00</b>	<b>10.00%</b>

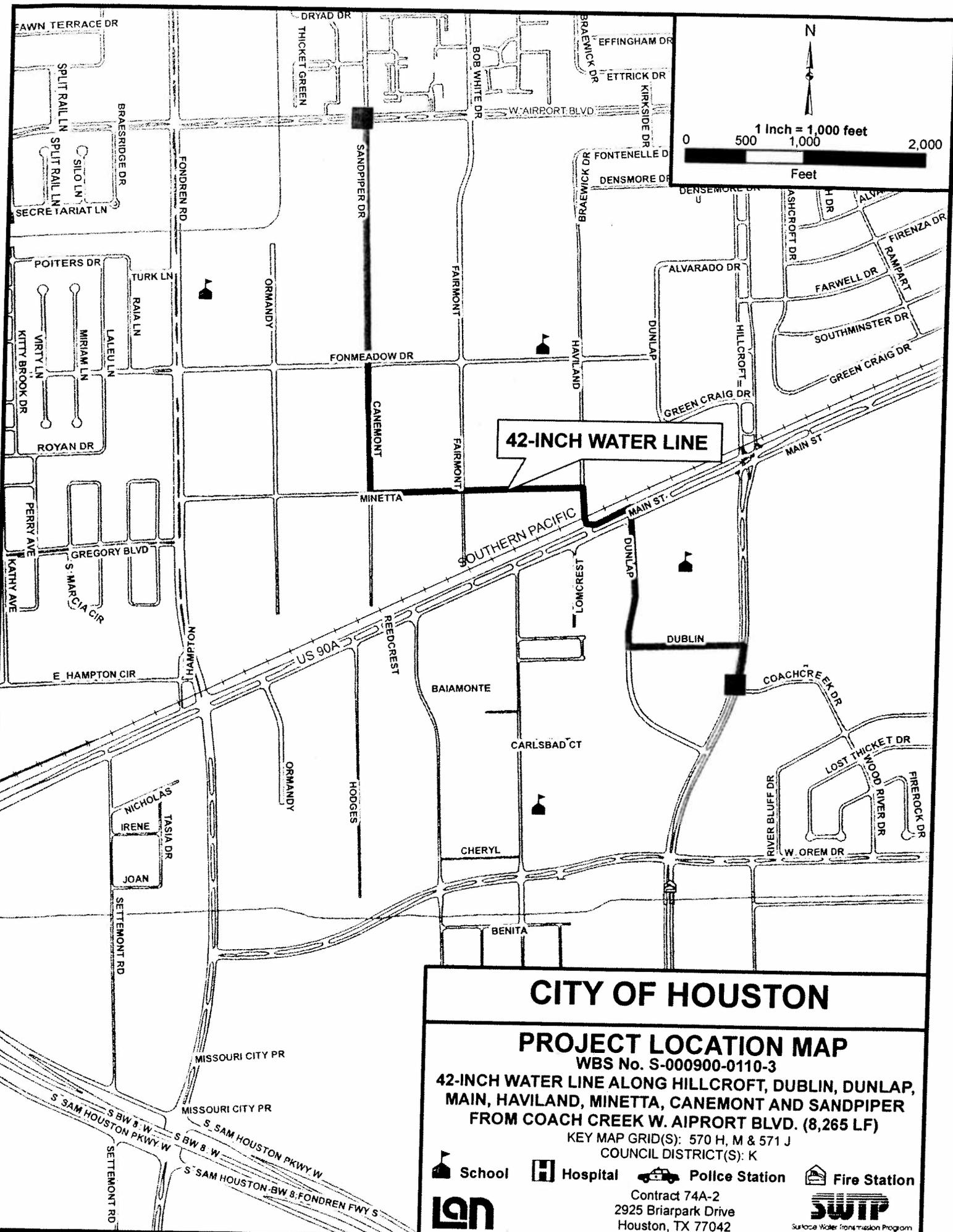
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. H & E Aggregate, LLC	Materials Supplier	\$419,441.00	6.48%
2. Boring & Tunneling Company of America, Inc. DBA BorTunCo	Boring Services	\$45,000.00	0.70%
3. Mickie Service Company, Inc.	Utilities Services	\$26,284.00	0.41%
4. Work Zone Products, Inc.	Traffic Services	\$25,000.00	0.39%
5. KMA Contractors Services, Inc.	Photo Services	<u>\$2,000.00</u>	<u>0.03%</u>
<b>TOTAL</b>		<b>\$517,725.00</b>	<b>8.0%</b>

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

*ACM*  
DWK:DRM:RK:HH:ACM:JP:VHR

Z:\design\A-WS-DIV\Projects\S-0900-02-2\WA10960\_(S-000900-0110-3)\Advertise - Bid - Award\RCA Package\Construction RCA.DOC

File No. S-000900-0110-3 (3.7)



**42-INCH WATER LINE**

# CITY OF HOUSTON

## PROJECT LOCATION MAP

WBS No. S-000900-0110-3  
**42-INCH WATER LINE ALONG HILLCROFT, DUBLIN, DUNLAP, MAIN, HAVILAND, MINETTA, CANEMONT AND SANDPIPER FROM COACH CREEK W. AIRPORT BLVD. (8,265 LF)**

KEY MAP GRID(S): 570 H, M & 571 J  
 COUNCIL DISTRICT(S): K

-  School
-  Hospital
-  Police Station
-  Fire Station



Contract 74A-2  
 2925 Briarpark Drive  
 Houston, TX 77042



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:**  
Ordinances granting Commercial Solid Waste Operator Franchises

**Category #**

**Page 1 of 1**

**Agenda Item#**

*26-27*

~~39-40~~

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

**Origination Date**

01/10/2012 *JAN 25 2012*

**Agenda Date**

~~JAN 18 2012~~

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

ALL

**For additional information contact:**

Juan Olguin *JFO 970* Phone: (713) 837- 9623  
Naelah Yahya Phone: (713) 837- 9889

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

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

**Amount of Funding:**  
REVENUE

**FIN Budget:**

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

**SPECIFIC EXPLANATION:**

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

1. Unique Sanitation, Inc
2. CTJ Vacuum Service, LLC

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

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

**REQUIRED AUTHORIZATION**

**Finance Director:**

*A*

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:**

Ordinances granting Commercial Solid Waste Operator Franchises

**Category #**

**Page 1 of 1**

**Agenda Item#**

28, 29 # + #2  
JAN 25 2012

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

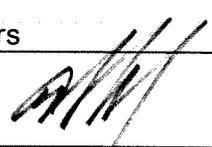
**Origination Date**

12/15/2011  
JAN 18 2012

**Agenda Date**

~~JAN 11 2012~~

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

ALL

**For additional information contact:**

Juan Olguin *JPO 018* Phone: (713) 837- 9623  
Kelly Schwarz Phone: (713) 837- 9636

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

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

**Amount of Funding:**

REVENUE

**FIN Budget:**

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund     Other (Specify)

**SPECIFIC EXPLANATION:**

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

1. JAT Interests, LLC D/B/A ABC Vacuum Services
2. Ching Yi Lo D/B/A A. Uranu Service

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

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

**REQUIRED AUTHORIZATION**

Finance Director:

30  
JAN 25 2012

MOTION NO. 2012

MOTION by Council Member Gonzalez that the recommendation of the Purchasing Agent, on bids received for Decontamination Shelters for the Houston Emergency Center, S48-S24141, be adopted, and authority is hereby given to make purchases as needed, for a thirty-six month period, with two 1-year options to renew, from Progressive Emergency Products, LLC, on their low bid meeting specifications in an amount not to exceed \$400,347.00

Seconded by Council Member Bradford

Council Member Green out of the City on City business

Council Member Noriega absent on personal business

On 1/18/12 the above motion was tagged by Council Member Brown.

cr

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**Subject:** Formal Bids Received for Decontamination Shelters for the Houston Emergency Center  
S48-S24141

Category #  
4

Page 1 of 1

Agenda Item

RCA# 9273  
**308**

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

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

**Origination Date**

January 10, 2012

**Agenda Date**

JAN 25 2012

~~JAN 18 2012~~

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Dennis Storemski                      Phone: (832) 393-0875  
Desiree Heath                              Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve an award to Progressive Emergency Products, LLC on its low bid meeting specifications in an amount not to exceed \$400,347.00 for decontamination shelters for the Houston Emergency Center.

Estimated Spending Authority: \$400,347.00

**Finance Budget**

\$400,347.00 Federal State Local Pass Through Fund (5030)

**SPECIFIC EXPLANATION:**

The Director of Houston Emergency Center and the City Purchasing Agent recommend that City Council approve an award to Progressive Emergency Products, LLC on its low bid meeting specifications, in an amount not to exceed \$400,347.00 for decontamination shelters for the Houston Emergency Center (HEC). It is further requested that authorization be given to make purchases, as needed, for a thirty-six (36) month period, with two 1-year options to renew.

This procurement is for decontamination shelters, which will be used by the Houston Fire Department Decontamination Task Force to enhance their ability to respond rapidly to mass casualty incidents requiring technical decontamination.

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

<u>Company</u>	<u>Total Amount</u>
1. Geomet Technologies, LLC	\$176,808.00 (Did Not Meet Specification)
2. Global Protection Acquisition Inc.	\$239,052.96 (Non-Responsive)
3. <b>Progressive Emergency Products, LLC</b>	<b>\$400,347.00</b>

Buyer: Irina Chong

Attachment: M/WBE zero-percent goal document approved by the Mayor's Office of Business Opportunity.

**Estimated Spending Authority**

DEPARTMENT	FY 2012	OUT YEARS	TOTAL
HEC	\$200,173.50	\$200,173.50	\$400,347.00

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*NA*

*9-2012*

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

**SUBJECT:** Approve an amendment to Chapter 2 of the Code of Ordinances, Houston, Texas, related to the Houston READ Commission.

Page

Agenda Item

31 ~~2~~

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

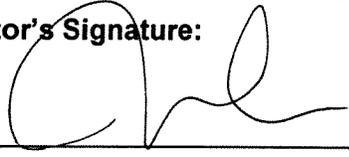
Jenn Char, Director  
Mayor's Boards and Commissions Office

**Origination Date:**

**Agenda Date:**

~~JAN 18 2012~~  
JAN 25 2012

**Director's Signature:**



**Council District(s) affected:** ALL

**For additional information contact:**

Jenn Char Phone: 832-393-0814

**Date and identification of prior authorizing Council action:** None

**RECOMMENDATION:** Approve an amendment to Chapter 2 of the Code of Ordinances, Houston, Texas, related to the Houston READ Commission.

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

**EXPLANATION:**

The Houston READ Commission recently reviewed its branding effectiveness and gathered input on the work and progress of the organization. The Commission's communications firm, Yaffe Deuster, conducted interviews to determine the best way to convey to the public the scope of services provided.

The results included recommendations for further collaboration with Houston area organizations and more extensive advertisement of the work of the Commission.

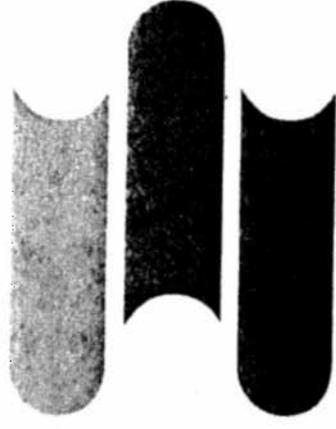
As a first step and in an attempt to better convey the purpose of the organization, there was a strong recommendation to rebrand with a focus on a name that was more self-explanatory and in line with the purpose of the organization.

The name change requires an amendment to chapter 2 of the Code of Ordinances, specifically 2-360 through 2-374. While the primary change is the rebranding, this amendment would also include a change to the composition of the membership, an alteration to the reporting requirements and required compliance with the Texas Open Meetings Act.

The READ Commission members voted for approval of the rebranding. Council is asked to approve the change as well.

**Other Authorization:**

**Other Authorization:**



**HOUSTON CENTER for LITERACY**

*at the center of progress*

## DIVISION 4.

### HOUSTON READ COMMISSION CENTER FOR LITERACY

#### Sec. 2-360. Definitions.

The following words, terms, and phrases, when used in this division, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

- (1) *Literacy* shall mean the ability to read, write, analyze, reason, and to use mathematics well enough to perform tasks basic to everyday life in an increasingly complex technological society.
- (2) *Literacy service provider* shall mean a nonprofit, tax-exempt organization providing low-cost or free literacy tutoring services for adults who are illiterate or marginally literate in the English language.

#### Sec. 2-361. ~~Creation; appointment of~~ Name; members.

~~There is hereby created the~~ The name of this organization shall be the Houston READ Commission Center for Literacy hereinafter called "~~the READ Commission~~" or the "~~commissioncenter,~~" which shall consist of 24 members, ~~17 of whom shall be appointed by the mayor, subject to confirmation by the city council and five of whom shall be appointed by the city council, as specified in section 2-362, and two ex officio members who are the directors of the libraries of the City of Houston and of Harris County. The ex officio members in Positions 23 and 24 as outlined in section 2-362(b)(9) shall have full voting privileges.~~

#### Sec. 2-362. ~~Composition; positions; terms; of~~ members.

(a) ~~The initial members of the Houston READ Commission shall consist of the superintendent of the Houston Independent School District and the president of the Houston Community College System or their high ranking designated representatives in Positions 1 and 2, the four officers of R.E.A.D. Council, a Texas Nonprofit Corporation, who will serve in Positions 3, 4, 5, and 6 of the commission, 11 others appointed by the mayor and confirmed by the city council and five others appointed by the city council. The mayor and the city council shall consider for appointment of the 16 others to the initial commission the other board members of R.E.A.D. Council, a Texas Nonprofit Corporation, members of the mayor's task force on literacy, and interested members of the public.~~

(~~ba~~) The members of the READ Commission center shall be appointed to specific positions. Positions 1 through 17 shall be appointed by the mayor and confirmed by the city council. Positions 18 through 22 shall be appointed by the city council. Positions 23 and 24 shall be the directors of the libraries of the City of Houston and of Harris County and shall be ex officio with full voting privileges. Additionally, the mayor shall serve as a non-voting ex officio member of the center. The composition is as follows:

- (1) Positions 1 and 2 shall be held respectively by the superintendent of the Houston Independent School District, or his or her high-ranking designated representative and by the president of the Houston Community College System, or his or her high-ranking designated representative.
  - (2) Positions 3, 4, 5, 6, 7, 8, and 9, 10, 11, and 12 shall, ~~after the terms of initial members expire,~~ be held by members of the business sector in the city.
  - (3) Position ~~10~~13 shall be held by a representative of higher education in the city.
  - (4) Positions ~~11~~14 and ~~12~~15 shall be held by representatives of the media or the communications industry in the city.
  - ~~(5) Positions 13 and 14 shall be held by representatives of volunteer organizations in the city with an interest in literacy. The mayor shall consider civic, religious, and other similar organizations.~~
  - ~~(6) Positions ~~15~~16 and ~~16~~17 shall be held by representatives of literacy service providers in the city. After the terms of the initial members expire, the mayor shall appoint to Positions 15 and 16 persons nominated by the mayor's coalition for literacy service providers advisory board.~~
  - ~~(7) Position 17 shall be held by a representative of the public employment and training sector.~~
  - ~~(8) Positions 18, 19, 20, 21, and 22 shall be held by interested citizens residents of the city.~~
  - ~~(9) Positions 23 ~~or~~ and 24 shall be held by library directors as provided in section 2-3612(a).~~
- (e) ~~After expiration of the terms of the initial members, o~~One organization shall not be represented on the ~~commission~~center more than once at any one time; however, employment by or membership in an organization by a person shall not of itself be a deciding factor regarding the prohibition. The decision of the city council in this matter shall be final.
- (d) No person shall serve more than two consecutive terms on the ~~commission~~center.
- (e) The terms of office for positions on the ~~Houston READ Commission~~center shall be as follows:
- (1) Positions 1 and 2 shall have no set term unless filled by a designated representative, in which case the terms shall expire on January 1, ~~1990~~2014, and on the same date on each third successive year thereafter.

- (2) The terms of office for Positions 3, 6, 9, 12, 15, 18, and 21 shall expire on January 1, ~~1990~~2014 and on the same date in each third successive year thereafter.
- (3) The terms of office for Positions 4, 7, 10, 13, 16, 19, and 22 shall expire on January 1, ~~1991~~2015 and on the same date in each third successive year thereafter.
- (4) The terms of office for Positions 5, 8, 11, 14, and 17, and 20 shall expire on January 1, ~~1992~~2013 and on the same date in each third successive year thereafter.

(fe) Any member serving in a position for which the term has expired shall continue to serve until the member's successor in that position is appointed and confirmed.

(gf) By majority vote of a quorum of its members, the ~~Houston~~ READ Commissioncenter may designate persons to serve one-year terms as honorary or ex-officio members of the ~~commissioncenter~~. Persons so designated shall not be members of the READ Commissioncenter and they shall not have a vote.

(hg) Positions 1, 2, 4, 5, 7, 12, and 13, ~~15, 23 and 24~~ shall be exempt from the residency requirements of section 2-316(a) of the Code of Ordinances provided those positions are occupied by persons working or having a business within the corporate limits.

**Sec. 2-363. Mayor's coalition for literacy service providers advisory board.**

There is hereby established the mayor's coalition for literacy service providers advisory board. The sole purposes of this boardcoalition are to provide a forum where literacy service providers in the city can meet to discuss needs of the members and the literacy needs of the city, to make recommendations to the mayor and the READ Commissioncenter on such matters, and to nominate and submit to the mayor at least three months before each term expires a list of at least five candidates from which the mayor will appoint persons to fill Positions ~~1516 and 1617~~ on the commissioncenter. Membership on the boardcoalition is open to all literacy service providers in the city. If the boardcoalition fails to nominate and submit a list of candidates in a timely fashion, the mayor shall select the persons to be appointed, section 2-362(ba)(6) notwithstanding.

**Sec. 2-364. Assistance by certain city departments.**

The directors of the departments of libraries, planning and development, health and human services, finance, and administration and regulatory affairs, and their staffs shall provide requested assistance to the READ Commissioncenter. The city attorney and his staff shall provide legal services and representation to the READ Commissioncenter.

**Sec. 2-365. Compensation of members; conflicts of interest.**

Members of the READ Commissioncenter shall serve without compensation from the

city or any firm, trust, donation or legacy to or on behalf of the city; provided, however, that the ~~commissioncenter~~ may appropriate and disburse sufficient funds in its control to pay the expenses of administering its duties, and provided further that a member of the ~~commissioncenter~~ or the firm, company or corporation with whom the member is associated shall not be precluded from receiving compensation from the city under any contract for services rendered which has no relation to the member's duties as a member of the ~~commissioncenter~~. Members of the ~~commissioncenter~~ shall abstain from voting upon matters in which they have or may have a conflict of interest and officers and members of the ~~commissioncenter~~ shall not participate in any activity of the corporation in which they have or may have a conflict of interest.

#### Sec. 2-366. Organization.

~~(a) — Until elections are held pursuant to subsection (b) of this section, the officers of R.E.A.D. Council shall, from the effective date of this division, serve as officers of the READ Commission for all purposes, including that of signing the restated articles of incorporation approved in section 2-374.~~

~~(b) — The READ Commissioncenter shall organize by electing from their membership a presidentchairperson, a vice presidentchairperson, and a secretary and a treasurer, each of whom shall hold office for one year, or until their successors shall have been elected and qualified. No officer shall serve more than two consecutive terms in the same office, and no person shall serve more than four consecutive years as an officer. The commissioncenter may adopt such administrative procedures as are necessary or convenient to accomplish the purposes set out in this division. The commissioncenter may employ an executive director and necessary staff, at salaries set by the commissioncenter. The executive director and the staff of the READ Commissioncenter shall not be considered employees of the city for any purposes and shall not be entitled to any of the privileges or benefits of the city's employees.~~

#### Sec. 2-367. Purposes.

The purposes of the ~~READ Commissioncenter~~ shall be to:

- (1) Receive and maintain real or personal property, or both, and to use and apply the income therefrom and the principal thereof exclusively for charitable, scientific, literary and educational purposes;
- (2) Solicit funds, gifts, and bequests for literacy providers and literacy activities in the city and manage and invest such funds, gifts, and bequests donated to the center, including but not limited to, the purchase or sale of real or personal property and investments in bonds, notes, common stocks, and securities of any kind;
- (3) Review and make advisory recommendations to the mayor and city council on proposed literacy projects to be paid for by city funds;
- ~~(4) — Manage and invest, and to oversee the management and investment of solicited~~

~~funds, gifts, and bequests donated for literacy purposes, including, but not limited to, the purchase or sale of real and personal property and of investments in bonds, notes, common stocks, and securities of any kind whatsoever;~~

- ~~(5)~~ Bring to the attention of Houston residents the extent and ramifications of functional illiteracy in the city;
- ~~(6)~~ Recruit and screen volunteers and students, direct them to organizations that offer literacy services, and monitor their progress;
- ~~(7)~~ Find organizations, facilities and resources to help promote literacy;
- ~~(8)~~ Encourage and expand new approaches and programs to promote literacy;
- ~~(9)~~ Prevent the perpetuation of functional illiteracy, particularly through family or intergenerational literacy programs;
- ~~(10)~~ Work toward creation of a literate work force in Houston as the foundation of a strong economy;
- ~~(11)~~ Assist in enriching the lives of Houstonians and enable them to reach their full potential by helping them become literate;
- ~~(12)~~ Formulate and submit to the mayor and city council in December of each year a report on literacy projects using funds and assets held by the ~~commissioncenter~~ or for its benefit in trust accounts, or invested by the ~~commissioncenter~~. A one-month extension of time for submission of the report may be given by the mayor;
- ~~(13)~~ Offer technical assistance and training to individuals and organizations to increase and improve literacy services; ~~and~~
- ~~(14)~~ Establish pilot or demonstration programs needed to fill gaps in the literacy service delivery system, particularly for underserved and at-risk groups; ~~and~~
- (14) Collect learner data from literacy service providers throughout Houston to show the need for, and current use of, such agencies in Houston.

**Sec. 2-368. Additional powers.**

(a) The ~~READ Commissioncenter~~ may cooperate with any trust created for a purpose similar to that of the ~~commissioncenter~~ as set out in section 2-367 of this Code. In addition, the ~~commissioncenter~~ may contract for financial management and investment services and may pay the reasonable fees therefor from solicited funds, gifts, bequests, and income therefrom; provided, the ~~commissioncenter~~ shall exclude therefrom any solicited funds, gifts, or bequests when payment of a financial management and investment service fee would be contrary to the provisions of the grant.

(b) The ~~READ Commissioncenter~~ may exercise its sole discretion in the application for literacy purposes of funds received from any trust created specifically for the benefit of the ~~READ Commissioncenter~~ when such trust specifically grants such sole authority to the ~~commissioncenter~~ and from funds donated directly to the ~~READ Commissioncenter~~; provided, expenditure of funds shall be in compliance with the applicable competitive bid laws of the state and the Charter of the city.

**Sec. 2-369. Financial records.**

The financial books and records of the ~~READ Commissioncenter~~ shall be open to inspection and audit during regular business hours by authorized representative of the city, ~~or~~ by independent certified public accountants employed by the city, ~~or by members of the public in accordance with the Texas Public Information Act.~~ Similarly, the financial books and records of any trust created for the benefit of or to cooperate with the ~~READ Commissioncenter~~ shall be open to such inspection and audit.

**Sec. 2-370. Annual financial report.**

The ~~READ Commissioncenter~~ shall ~~makefile~~ an annual audited financial report to the city council ~~statement meeting the requirements set forth by the director of finance.~~

**Sec. 2-371. Fidelity bond.**

Each ~~READ Commission member~~ shall furnish to the city a fidelity bond in the amount of \$10,000.00; ~~provided, the premium therefor shall be paid by the city; and provided further, this requirement may be satisfied by~~ The City shall maintain an amendment to the city's blanket fidelity bond for city employees so as to authorize inclusion of the ~~commissioncenter~~ members.

**Sec. 2-372. Meetings.**

Regular ~~READ Commissioncenter~~ meetings shall be held at least four times a year. In addition, special meetings may be held in accordance with such rules as the ~~commissioncenter~~ may provide. All meetings of the center shall be held in accordance with the Texas Open Meetings Act. A quorum of the members of the ~~commissioncenter~~ shall consist of ~~such number a majority of the center's members, being not less than a majority thereof, as may be specified in the corporate bylaws of the commission.~~

**Sec. 2-373. Removal of members.**

~~READ CommissionCenter~~ members may be removed by the city council for the followings causes:

- (1) Four consecutive absences from regular meetings of the ~~READ Commissioncenter~~;

- (2) Failure to abstain in votes or activities of the READ Commissioncenter, where direct or indirect conflicts of interest are, or may be involved; or
- (3) ~~Failure to obtain or keep in force a fidelity bond; or~~
- (4) Conduct, whether or not resulting in a conviction, which impairs the ability of the member to carry out his or her READ Commissioncenter duties.

**Sec. 2-374. Articles of incorporation.**

The city council hereby approves the form and substance of the restated articles of incorporation of ~~R.E.A.D. Council to be articles of incorporation for the Houston READ Commission~~ the Houston Center for Literacy, under the Texas Nonprofit Corporation ~~Act~~ Business Organizations Code. A copy of said articles of incorporation and any amendments thereto, and the center's bylaws and any amendments thereto ~~is on file~~ shall be maintained in the office of the city secretary. In the event of the dissolution of this corporation, the city shall succeed to the funds and assets of the corporation except to the extent that this may conflict with the conditions of a particular donation to the corporation.

**Secs. 2-375--2-379. Reserved.**

<b>SUBJECT:</b> An ordinance approving a grant application to the United States Department of Housing and Urban Development (HUD) and commitment of Houston Department of Housing and Community Development (HDHCD) of CDBG funds for use as the matching funds for the Lead-Hazard Reduction Demonstration Grant Program.	Category # 9	Page 1 of 1	Agenda Item #
		32	42

<b>FROM</b> (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	Origination Date 10/25/2011	Agenda Date JAN 25 2012
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DIRECTOR'S SIGNATURE: <i>Stephen L. Williams</i>	Council District affected: <del>JAN 18 2012</del> ALL
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For additional information contact: Kathy Barton Telephone: 832-393-5045; 713-826-5801	Date and identification of prior authorizing Council action: 09-22-04;2004-0985; 03-08-06;2006-0237; 10-31-07;2007-1203; 05-07-08;2008-0401; 2010-0137
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**RECOMMENDATION:** (Summary)  
 An ordinance approving a grant application to the United States Department of Housing and Urban Development (HUD) and commitment of Houston Department of Housing and Community Development (HDHCD) of CDBG funds for use as the matching funds for the Lead-Hazard Reduction Demonstration Grant Program.

<b>Amount of Funding: Total Project Cost: \$3,975,000.00</b> HUD Funds: \$3,000,000.00 Federal Government Grant Funds (5000) HDHC's CDBG Matching Funds: \$975,000.00 Federal Government Grants Fund (5000)	Finance Department
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**SOURCE OF FUNDING:** [ ] General Fund [ x ] Grant Fund [ ] Enterprise Fund [ ] Other (Specify)

The Houston Department of Health and Human Services (HDHHS) and Houston Department of Housing and Community Development (HDHCD) requests City Council approval of a grant application to the United States Department of Housing and Urban Development (HUD) and commitment of HDHCD's CDBG funds in the amount of \$975,000 for use as a match for the Lead- Hazard Reduction Demonstration Grant Program. HDHCD has allocated the second installment of \$325,000 of the \$975,000 match leaving an unallocated third installment balance of \$325,000.

HDHHS requests City Council to authorize the Director of HDHHS to: 1) accept and expend approved funding as soon as awarded; 2) to apply for and accept and expend all subsequent supplemental awards offered by HUD during the entire project period, and 3) to sign contracts relating to this grant with the approval of the City Attorney, when needed. This is a collaborative effort between the HDHHS and HDHCD to provide outreach, education, training, relocation, and environmental hazards reduction for lead in low to moderate income housing units. Lead hazard reduction will be performed on approximately 190 units by state certified contractors. The project period of this grant will be from November 1, 2011 through October 31, 2014.

- The principal goals of the demonstration grant are:
1. To reduce the risks of lead paint exposure for children living in pre-1978 residences (owner occupied or rentals) currently occupied or vacant.
  2. To further promote fair housing and environmental justice by developing and maintaining a public Environmental Safe Housing Registry, for the City of Houston.

The grant also includes activities for education, outreach and blood screening for children under six years old. HDHHS has adopted lead poisoning prevention as a priority for community education and outreach. Grant staff will participate in federal, state, county and local committees in an effort to identify the needs of the program and to recommend further actions for making Houston a lead-safe city.

cc: Finance Department  
 Legal Department  
 Agenda Director

**REQUIRED AUTHORIZATION**

Finance Department	Other Authorization: <i>[Signature]</i>	Other Authorization:
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**TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Ordinance designating the 1900 block of West 14 <sup>th</sup> 1/2 Street, north and south sides, between Beall Street and Dead End as a Special Minimum Lot Size Area	<b>Category #</b>	<b>Page 1 of</b>	<b>Agenda Item</b> 33
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<b>FROM (Department or other point of origin):</b> Marlene L. Gafrick, Director Planning and Development Department	<b>Origination Date</b> 10/7/11	<b>Agenda Date</b> JAN 25 2012 <del>JAN 19 2012</del>
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<b>DIRECTOR'S SIGNATURE:</b> <i>MLG</i> Marlene L. Gafrick	<b>Council District affected:</b> A
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<b>For additional information contact:</b> Kevin Calfee Phone: 713.837.7768	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)** Approval of an ordinance designating the 1900 block of West 14<sup>th</sup> 1/2 Street, north and south sides, between Beall Street and Dead End as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** In accordance with Section 42-194 of the Code of Ordinances, the property owner of of Lot 1, Block 9, of the Clark Pines Section 2 Subdivision initiated an application for the designation of a special minimum lot size area. The application includes written evidence of support from the owners of 59% of the area. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Two written protests were filed. The Houston Planning Commission considered the protest on August 18, 2011 and voted to recommend that the City Council establish the Special Minimum Lot Size Area.

It is recommended that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 7,700 sf.

MLG:kw

**Attachments:** Planning Commission's Approval, Special Minimum Lot Size Application, Evidence of support, Map of the area, Protest Letters

- xc: Marty Stein, Agenda Director  
Anna Russell, City Secretary  
David M. Feldman, City Attorney  
Deborah McAbee, Land Use Division, Legal Department

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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## Special Minimum Lot Size Requirement Area No. 332

### Planning Commission Approval

Planning Commission Evaluation:

Satisfies	Does Not Satisfy	Criteria
X		<p><i>MLS area includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 1900 block of West 14<sup>th</sup> ½ Street, north and south side.</b></p>
X		<p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>100% of the proposed application area is developed with not more than two SF residential units per property.</b></p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 59% of the SMLSA.</b></p>
X		<p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 7,700 sq ft exists on ten (10) lots in the blockface.</b></p>
X		<p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan or scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1948. The houses originate from the 1940's. The establishment of a 7,700 sf minimum lot size will preserve the lot size character of the area.</b></p>
<p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p> <p><b>Ten (10) out of twelve (12) lots (representing 91% of the application area) are at least 7,700 square feet in size.</b></p>		

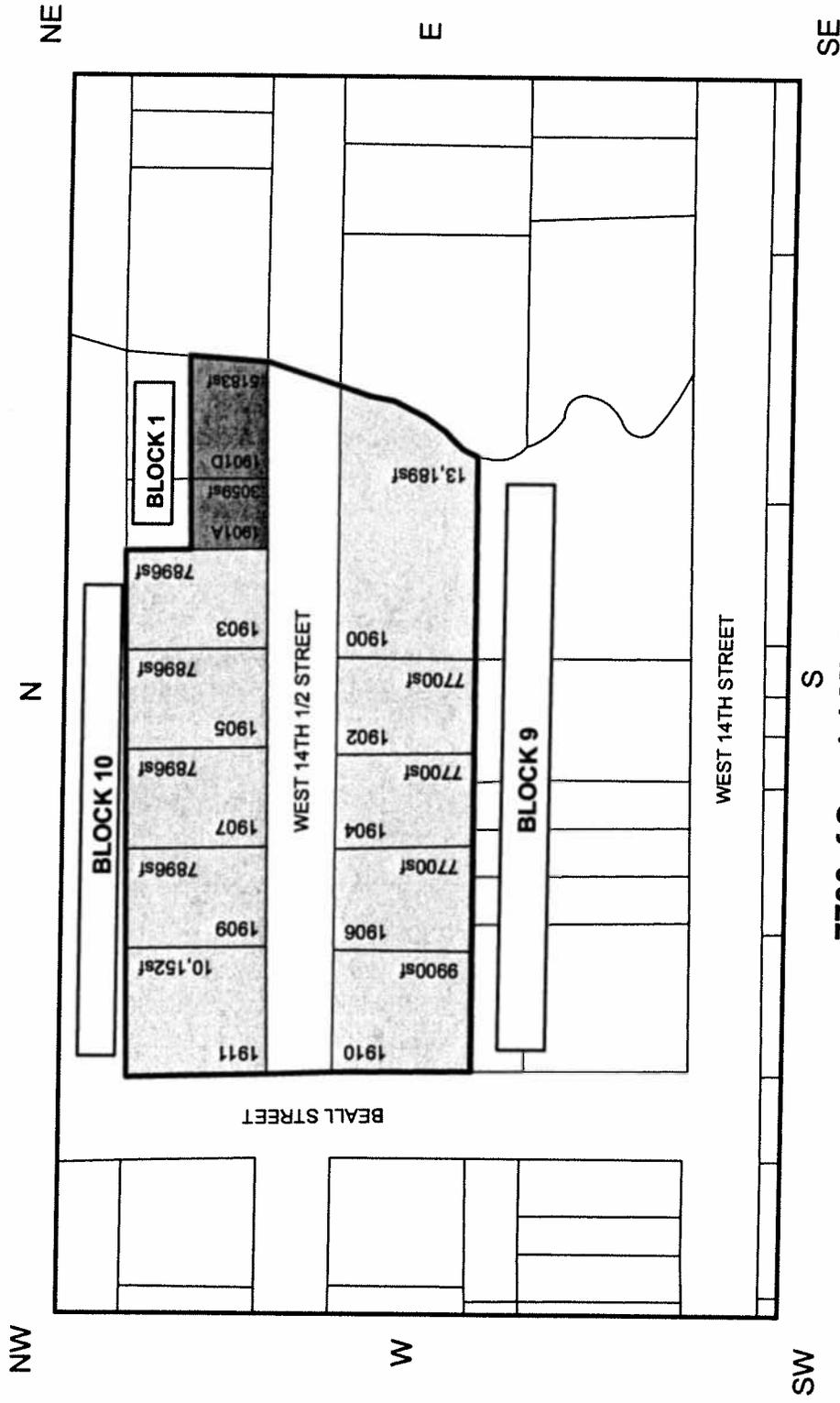
**The Special Minimum Lot Size Requirement Area meets the criteria.**


8/18/11  
 Mark A. Kilkeny, Chair Date  
 or

\_\_\_\_\_  
 Sonny Garza,  
 Vice-Chair

\_\_\_\_\_  
 Date

# CLARK PINES



**7700sf Special Minimum Lot Size**

**MAP/SKETCH**

**SMLSA No. 332**

<b>SUBJECT:</b> De-appropriate/Appropriate Funds Project Management Costs FY12 CIP Projects		<b>Page</b> 1 of 1	<b>Agenda Item</b> <span style="border: 1px solid black; padding: 5px; display: inline-block;">34</span>
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b> 1-12-12	<b>Agenda Date</b> <del>JAN 18 2012</del> JAN 25 2012
<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix 1/29/11</i>		<b>Council District(s) affected:</b> All	
<b>For additional information contact:</b> Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2011-21; dated 01/05/11	

**RECOMMENDATION:** Approve an Ordinance (1) de-appropriating \$30,000.00 from contingency under an existing energy savings performance contract with Siemens Industry, Inc, approved by Ordinance 2011-21; and (2) appropriating those same funds plus additional funds for project management services associated with Capital Improvement Plan (CIP) projects managed by the General Services Department.

Amount and Source of Funding:	Finance Budget:
<p><b>De-appropriate:</b></p> <p>\$ 30,000 Reimbursement of Equipment/Projects Fund (1850)</p> <p><b>Appropriate:</b></p> <p>\$ 30,000 Reimbursement of Equipment/Projects Fund (1850)</p> <p>\$ 35,000 Fire Consolidated Construction Fund (4500)</p> <p>\$ 800,000 Parks Consolidated Construction Fund (4502)</p> <p>\$ 160,000 Solid Waste Consolidated Construction Fund (4503)</p> <p>\$ 350,000 Police Consolidated Construction Fund (4504)</p> <p>\$ 350,000 Public Library Consolidated Construction Fund (4507)</p> <p>\$ 250,000 General Improvement Consolidated Construction Fund (4509)</p> <p>\$ <u>490,000</u> Public Health Consolidated Construction Fund (4508)</p> <p><b>\$2,465,000 Total Appropriation</b></p>	

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council de-appropriate \$30,000 from contingency under the Energy Savings Performance Contract for Energy Conservation Measures (ECM) with Siemens Industry, Inc. for Implementation of ECM at Solid Waste Management, Parks and Recreation and Health Department Facilities, and appropriate that same amount plus an additional \$2,435,000, for a total appropriation of \$2,465,000 to the CIP Salary Recovery Fund (Fund 1001), to cover reimbursable project management costs for FY 12 CIP projects for the City departments listed below.

The requested appropriation will reimburse the CIP Salary Recovery Fund for the actual cost of project management services provided by project managers and administrative personnel. These employees provide labor and expertise to manage the design and construction of capital improvement projects and associated contracts. Project management costs are derived from timesheets and salary rates, along with FY12 projections. The recovery of salaries for City employees reduces the City's overall operational budget and provides citizens with a better administration of general funds.

SM:JLN:RAV:ml

**REQUIRED AUTHORIZATION**

CUIC 25MSCL95

<p><b>General Services Department:</b></p> <p><i>[Signature]</i></p> <p>Richard A. Vella Chief of Design &amp; Construction Division</p>	<p><b>Houston Public Library:</b></p> <p><i>[Signature]</i></p> <p>Rhea Brown Lawson, Ph.D. Director</p>	<p><b>Houston Police Department:</b></p> <p><i>[Signature]</i></p> <p>C.A. McClelland, Jr. Chief of Police</p>
<p><b>Houston Fire Department:</b></p> <p><i>[Signature]</i></p> <p>Terry A. Garrison Fire Chief</p>	<p><b>Parks and Recreation Department:</b></p> <p><i>[Signature]</i></p> <p>Joe Turner Director</p>	<p><b>Solid Waste Management Department:</b></p> <p><i>[Signature]</i></p> <p>Harry Hayes Director</p>
	<p><b>Department of Health &amp; Human Services:</b></p> <p><i>[Signature]</i></p> <p>Stephen L. Williams, M.ED, MPA Director</p>	

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

**SUBJECT:** Award Construction Contract  
 Jerdon Enterprise, L.P.  
 Open Space Projects at Various Parks  
 WBS Nos: F-002003-0001-4, F-002007-0001-4, F-002006-0001-4,  
 F-000763-0001-4, F-000668-0002-4, F-000742-0002-4, F-002001-0001-4

Page of 2  
 Agenda Item

35

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

**Origination Date**  
 1-5-12

**Agenda Date**  
~~JAN 18 2012~~

**DIRECTOR'S SIGNATURE:**

Scott Minnix

*Scott Minnix 12-30-11*

**Council Districts affected:** C, D, F, H  
 JAN 25 2012

**For additional information contact:**

Jacquelyn L. Nisby

Phone: 832-393-8023

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

**RECOMMENDATION:** Award construction contract and appropriate funds for the projects.

**Amount and Source of Funding:**

\$456,147.70 Parks & Recreation Dedication Fund (4035)

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council award a construction contract to Jerdon Enterprise, L.P., on its low bid amount of \$407,407.00 to provide construction services for the Open Space Projects at Various Parks for the Houston Parks and Recreation Department.

**PROJECT LOCATIONS:**

Clark Park	9718 Clark	453B	Dist. H
Ervan Chew Park	4502 Dunlavy	492Z	Dist. C
Harwin Park	11305 Harwin	529C	Dist. F
Law Park	6100 Vasser	534Y	Dist. D
Mangum Manor Park	5235 Saxon	451L	Dist. C
St. Lo Park	7335 St. Lo Road	534S	Dist. D
Veterans Memorial Park	1800 Tidwell	453D	Dist. H

**BIDS:** The following six bids were received on July 21, 2011:

<u>Bidder</u>	<u>Bid Amount</u>
1. DPTOPCO, LLC. (Disqualified)	\$ 385,000.00
2. Jerdon Enterprise, L.P.	\$ 407,407.00
3. Millis Development & Construction, Inc.	\$ 431,212.00
4. Speciality Construction	\$ 431,600.00
5. Resicom, Inc.	\$ 469,000.00
6. Carrera Construction, Inc.	\$ 475,000.00

**REQUIRED AUTHORIZATION**

CUIC ID # 25PARK160

**General Services Department:**

*[Signature]*

Richard A. Vella  
 Chief of Design & Construction Division

**Parks and Recreation Department:**

*[Signature]*

Joe Turner  
 Director

<b>Date</b>	<b>SUBJECT:</b> Award Construction Contract Jerdon Enterprise, L.P. Open Space Projects at Various Parks WBS Nos: F-002003-0001-4, F-002007-0001-4, F-002006-0001-4, F-000763-0001-4, F-000668-0002-4, F-000742-0002-4, F-002001-0001-4	<b>Originator's Initials</b> MS	<b>Page</b> 2 of 2
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**PROJECT DESCRIPTION:** The scope of work is as follows:

**Clark Park** - Install a new concrete plaza, site furnishings, and grass seeding the disturbed areas.

**Ervan Chew Park** - Site grading for positive drainage and grass seeding the disturbed areas.

**Harwin Park** - Remove existing asphalt walking trail and replace with new 19,600 sq. ft. 8' wide concrete walking trail; remove and replace existing accessible parking spaces with new accessible ramp; parking lot striping; accessible signage; and grass seeding the disturbed areas.

**Law Park** - Purchase, deliver, and install security lighting and grass seeding the disturbed areas.

**Mangum Manor Park** - Install CMU block retaining wall, area drains inlets, site grading for positive drainage, mulch, and grass seeding the disturbed areas.

**St. Lo Park** - Install a new concrete plaza, site furnishings and grass seeding the disturbed areas.

**Veterans Memorial Park** - Purchase, deliver, and install security lighting, associated landscape, irrigation and grass seeding the disturbed areas.

The contract duration for the project is 150 calendar days. M2L & Associates is the design consultant for these projects.

**AWARD:** It is recommended that City Council award the construction contract to Jerdon Enterprise, L.P., and appropriate funds for the project, including an additional appropriation of \$8,000.00 for engineering and materials testing services under the existing contract with Geotest Engineering, Inc.

**FUNDING SUMMARY:**

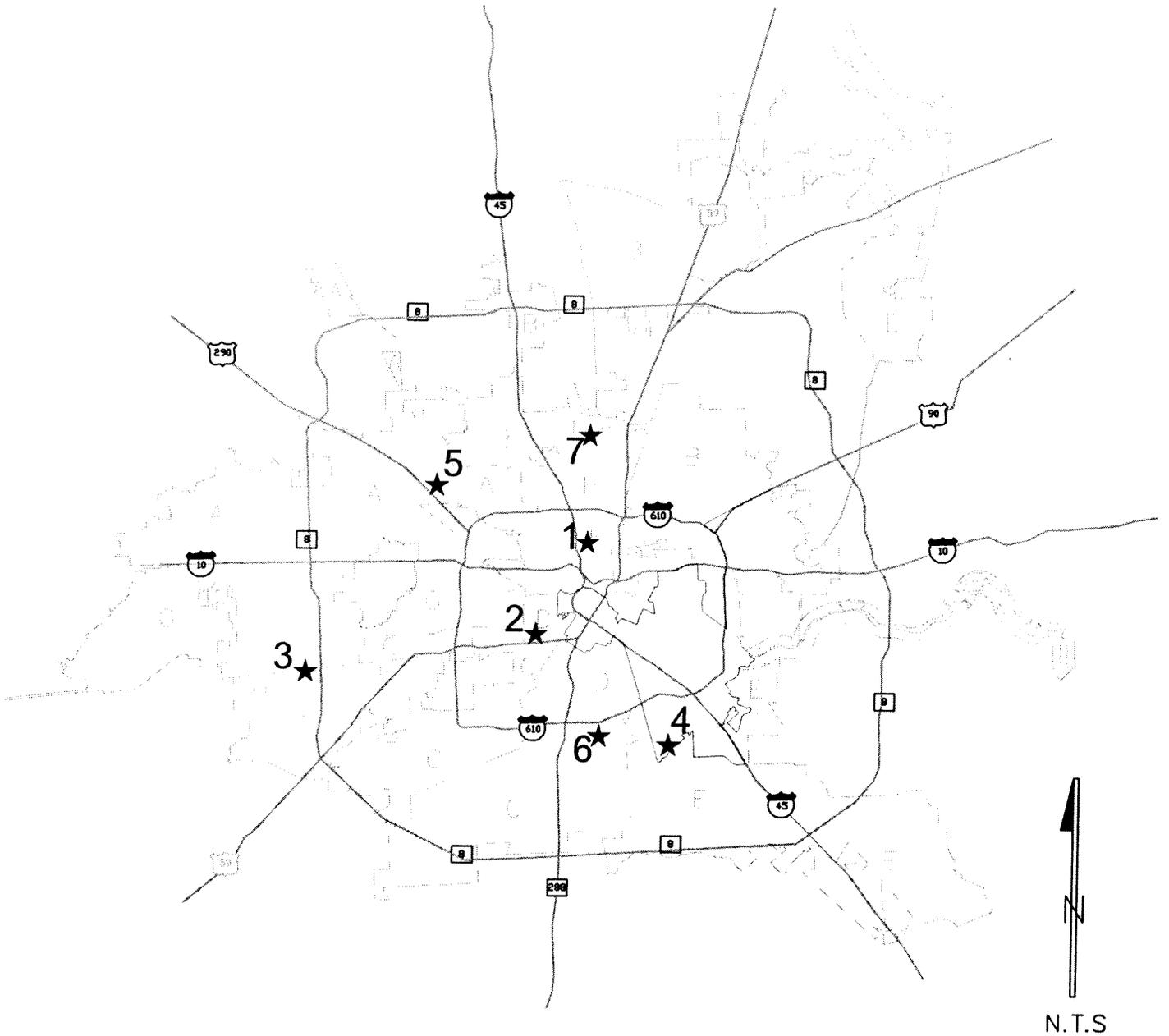
\$ 407,407.00	Construction Contract Services
\$ 40,740.70	10% Contingency
<u>\$ 448,147.70</u>	<b>Total Contract Services</b>
\$ 8,000.00	Engineering Testing
<u>\$ 456,147.70</u>	<b>Total Funding</b>

**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.

SM:JLN:RAV:LS:MS:ms

c: Marta Crinejo, Jacquelyn L. Nisby, Mark Ross, Christopher Gonzales, Calvin Curtis, Gabriel Mussio, Morris Scott  
Luci Correa, Yuhayna McCoy, Beatrice Ornelas, File 712

CITY OF HOUSTON  
HARRIS COUNTY, TEXAS



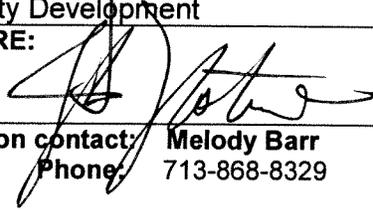
1) Clark Park	9718 Clark	77076	453B	H
2) Ervan Chew Park	4502 Dunlavy	77098	492Z	C
3) Harwin Park	11305 Harwin	77072	529C	F
4) Law Park	6100 Vasser	77033	534Y	D
5) Mangum Manor Park	5235 Saxon	77092	451L	C
6) St. Lo Park	7335 St. Lo Rd	77033	534S	D
7) Veterans Memorial Park	1800 Tidwell	77093	453D	H

COUNCIL DISTRICT "-"

KEY MAP NO. ----

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

11-12-CCC-ESG

<b>SUBJECT:</b> An Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the program administration, implementation, oversight and delivery of the Emergency Solutions Grants Program.		<b>Category #</b> 1	<b>Page</b> 1 of 3	<b>Agenda Item #</b> 36 <del>43</del>
<b>FROM (Department or other point of origin):</b> James D. Noteware, Director Housing and Community Development		<b>Origination Date</b> 12/8/11	<b>Agenda Date</b> JAN 25 2012 <del>JAN 18 2012</del>	
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b>  ALL		
<b>For additional information contact:</b> Melody Barr Phone: 713-868-8329		<b>Date and identification of prior authorizing Council action:</b>		

*Cueff*

**RECOMMENDATION: (Summary)**  
Approval of an Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. in the amount up to \$1,987,424 for the program administration, implementation, oversight and delivery of the Community Development Block Grant (CDBG) and Emergency Solutions Grants (ESG) funded Emergency Solutions Grants Program.

**Amount of Funding:** \$1,987,424 - 1 YEAR

**Finance Budget:** \_\_\_\_\_

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

\$659,796 CDBG FUND (5000) & \$1,327,628 ESG FUND (5000)

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department recommends approval of a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. (Child Care Council). The administrative offices are located at 6220 Westpark, Suite 150, Houston, TX 77057.

This Contract provides for the program administration, implementation, oversight and delivery of the CDBG and ESG funded Emergency Solutions Grants (ESG) Program. The Contract will provide funding in the amount up to \$1,987,424.00 in ESG and CDBG funds for program year 2011-2012 to nine-teen (19) non-profit agencies.

The administrative funds allocated to Child Care Council allow the agency to provide accounting services (including processing reimbursement requests), technical assistance to agencies, monitoring of program, and reporting to the City on ESG Program activities. Historically, the city has capped subcontractor administrative expenses to 10% of their budgets. The agencies utilized their administrative allocations for staff expenses, as well as oversight and reporting. However, after reviewing past subcontractor expenses, it was determined that a portion of the administrative funds were not being fully utilized by the subcontractors. Therefore, to make the most efficient use of the administrative funds, the unutilized funds are being transferred to Child Care Council to perform those activities. The subcontractors will retain the administrative funds necessary to support program staff.

<b>Finance Director:</b>  ✓	<b>Other Authorization:</b>	<b>Other Authorization:</b>  MO
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<b>Date:</b> 12/8/11	<b>Subject:</b> An Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the program administration, implementations, oversight and delivery of the Emergency Solutions Grants Program.	<b>Originator's Initials</b> 	<b>Page</b> 2 of 3
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The total funds and sources, estimated number of persons to be served, and the category of persons served for the proposed Contract are as follows:

**TOTAL FUNDS AND SOURCES 2011-2012: \$1,987,424.00**

**CDBG FUNDS**

CATEGORY	Current Amount	Percent
Child Care Council Administration	\$127,425.00	19.2%
Subcontractor Administration	\$84,353.10	12.8%
Program	\$448,017.90	68.%
<b>Total CDBG Funds</b>	<b>\$659,796.00</b>	<b>100.00%</b>

**ESG FUNDS**

CATEGORY	AMOUNT	PERCENTAGE
Administration	\$66,381.00	5%
Program		
Essential Services	\$398,288.00	30%
Operations	\$464,671.00	35%
Homeless Prevention	\$398,288.00	30%
<b>Total ESG Funds</b>	<b>\$1,327,628.00</b>	<b>100%</b>

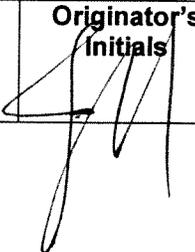
**Total ESG/CDBG FUNDS**

CATEGORY	AMOUNT	PERCENTAGE
Child Care Council Administration	\$193,806.00	9.75%
Subcontractor Administration	\$84,353.10	4.25%
Program	\$1,709,264.90	86.00%
<b>Total ESG Program Funds</b>	<b>\$1,987,424.00</b>	<b>100.00%</b>

**Estimated number of unduplicated persons to be served: 10,000**

**Category of persons: Homeless or near homeless**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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<b>Date:</b> 12/8/11	<b>Subject:</b> An Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the program administration, implementations, oversight and delivery of the Emergency Solutions Grants Program.	<b>Originator's Initials</b> 	<b>Page</b> 3 of 3
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The nineteen nonprofit agencies are:

1. AIDS Foundation Houston
2. Asian American Family Services
3. Bread of Life
4. The Bridge Over Troubled Waters
5. Catholic Charities of the Archdiocese of Galveston-Houston
6. Covenant House Texas
7. Healthcare for the Homeless – Houston
8. Houston Area Women's Center
9. Memorial Assistance Ministries
10. Salvation Army
11. SEARCH Homeless Services
12. Star of Hope
13. The Mission of Yahweh
14. The Women's Home
15. Wellsprings, Inc.
16. Wesley Community Centers, Inc.
17. Wheeler Avenue 5Cs
18. YMCA of Greater Houston
19. YWCA

The Housing and Community Development Department recommends approval of this Contract to provide funding for the period of February 1, 2012 – July 31, 2012, (with a pre-contract services period of August 1, 2011 – January 31, 2012), to nineteen (19) non-profit agencies that provide services to the homeless or near homeless. This contract provides funding in the amount up to \$1,987,424.00 (\$1,327,628.00 ESG, \$659,796 CDBG), which is inclusive of \$963,902.00 in pre-contract services. The pre-contract costs result from a lapse in funding due to a delay in receipt of federal funding. However, the agency continues to provide services for the clients.

The project was presented to and approved by the Housing Committee on June 23, 2011

Approval of this Ordinance is recommended.

JDN:BB:MB:rlj

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

HCD12-05

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

CC-11

<b>SUBJECT:</b> An Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the program administration, implementation, oversight and delivery of the Child Care Program.	<b>Category #</b> 1	<b>Page</b> 1 of 2	<b>Agenda Item #</b> <div style="border: 2px solid black; padding: 5px; display: inline-block;">         37 <del>##</del> </div>
	<b>FROM (Department or other point of origin):</b> James D. Noteware, Director Housing and Community Development		<b>Origination Date</b> 11/10/11
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b>  <b>ALL</b>	
<b>For additional information contact:</b> Melody Barr Phone: 713-868-8329		<b>Date and identification of prior authorizing Council action:</b> N/A	

**RECOMMENDATION: (Summary)**

Approval of an Ordinance authorizing a contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the program administration, implementation, oversight and delivery of the Community Development Block Grant (CDBG) funded Child Care Program for \$478,155.00 funded under the 37th Year Community Development Block Grant.

**Amount of Funding:** \$478,155.00 – 1 YEAR

**Finance Budget:**

**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund  
 Other (Specify)    COMMUNITY DEVELOPMENT BLOCK GRANT FUND (5000)

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department recommends approval of a contract between the City of Houston and Child Care Council of Greater Houston, Inc. (Child Care Council). Administrative offices are located at 6220 Westpark, Suite 150, Houston, TX 77057.

This contract provides for the implementation, oversight, and delivery of the Community Development Block Grant funded Child Care Program. The contract will provide funding in the amount of \$478,155.00 for program year 2011-2012 to nine (9) non-profit agencies.

This agency provides program administration, including processing reimbursement requests, monitoring performance, providing technical assistance and training, and management assistance.

The estimated number of persons to be served, the category of persons served, and total funds and sources for the proposed contract are as follows:

Estimated number of unduplicated youth to be served: 150

Category of persons served: Newborn to 12 years of age from low- and moderate-income families.

CATEGORY	AMOUNT	PERCENTAGE
Program Administration	\$124,320	26%
Program Amount	\$353,835	74%
<b>Total CDBG Funds</b>	<b>\$478,155</b>	<b>100%</b>

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>  	<b>Other Authorization:</b>  	<b>Other Authorization:</b>  
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NOT

<b>Date:</b> 11/10/11	<b>Subject:</b> An Ordinance authorizing a contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the program administration, implementation, oversight and delivery of the Child Care Program.	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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The nine nonprofit agencies are:

1. Chinese Community Center
2. Community Family Center
3. Houston Community College Child Development Lab School
4. Neighborhood Centers, Inc.
5. SEARCH Homeless Services
6. SHAPE Community Center
7. Wesley Community Centers, Inc.
8. YMCA of Greater Houston
9. YWCA

The Housing and Community Development Department recommends approval of a contract to provide funding for the period February 1, 2012 – July 31, 2012, (with a pre-contract services period of August 1, 2011 – January 31, 2012), to nine (9) non-profit agencies that provide child care services. This contract provides up to \$478,155.00 of CDBG funds, which is inclusive of \$235,780.00 in pre-contract services. The pre-contract costs result from a lapse in funding due to a delay in receipt of federal funding. However, the agency continued to provide services for the clients.

The project was presented to and approved by the Housing Committee on June 23, 2011.

Approval of this Ordinance is recommended.

JDN:BB:MB:rlj

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

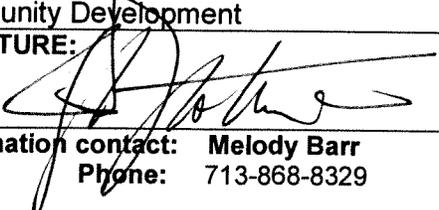
TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

HCD12-06

CCC-JD-11

<b>SUBJECT:</b> An Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. for administration and funding of the Juvenile Delinquency Prevention Program.	<b>Category #</b> 1	<b>Page</b> 1 of 1	<b>Agenda Item #</b> <div style="border: 2px solid black; padding: 5px; display: inline-block;">         38 <del>45</del> </div>
	<b>FROM (Department or other point of origin):</b> James D. Noteware, Director Housing and Community Development		<b>Origination Date</b> 12/8/11

CMB

<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b>  <b>ALL</b>
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<b>For additional information contact:</b> Melody Barr Phone: 713-868-8329	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)**  
 Approval of an Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. for the implementation, oversight and delivery of the Community Development Block Grant funded Juvenile Delinquency Prevention Program for \$498,762.00 funded under the 37th Year Community Development Block Grant.

**Amount of Funding:** \$498,762.00 – 1 YEAR

**Finance Budget:**

**SOURCE OF FUNDING**       General Fund       Grant Fund       Enterprise Fund

Other (Specify) COMMUNITY DEVELOPMENT BLOCK GRANT FUND (5000)

**SPECIFIC EXPLANATION:**

The Housing and Community Development Department recommends approval of a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. (Child Care Council). The administrative offices are located at 6220 Westpark, Suite 150, Houston, TX 77057.

This Contract provides for the implementation, oversight, and delivery of the Community Development Block Grant funded Juvenile Delinquency Prevention Program. The Contract will provide funding in the amount of \$498,762.00 for program year 2011-2012 to nine (9) non-profit agencies.

This agency will provide program administration, including processing reimbursement requests, monitoring performance, providing technical assistance and training, and management assistance.

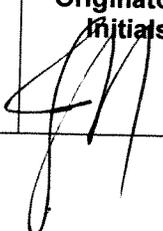
The total funds and sources and estimated number of persons to be served and the category of persons for the proposed Contract are as follows:

CATEGORY	AMOUNT	PERCENTAGE
Administration	\$129,678	26%
Program	\$369,084	74%
<b>Total CDBG Funds</b>	<b>\$498,762</b>	<b>100%</b>

Estimated number of unduplicated youth to be served: 2000  
 Category of persons: Youth ages 6 to 21 of low and moderate income families

REQUIRED AUTHORIZATION		
<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>

MOT

<b>Date:</b> 12/8/11	<b>Subject:</b> An Ordinance authorizing a Contract between the City of Houston and Child Care Council of Greater Houston, Inc. for administration and funding of the Juvenile Delinquency Prevention Program.	<b>Originator's Initials</b> 	<b>Page</b> 2 of 2
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The nine non-profit agencies are:

1. Asian American Family Services
2. Children's Assessment Center
3. Chinese Community Center
4. Communities in Schools
5. Crossroads
6. Fifth ward Enrichment Program
7. Unlimited Visions Aftercare
8. Volunteers of America
9. Wesley Community Centers, Inc.

The Housing and Community Development Department recommends approval of a Contract to provide funding for the period of February 1, 2012 – July 31, 2012, (with a pre-contract services period of August 1, 2011 – January 31, 2012) to nine (9) non-profit agencies. This Contract provides up to \$498,762.00, which is inclusive of \$242,000.00 in pre-contract services. The pre-contract costs result from a lapse in funding due to a delay in receipt of federal funding. However, the agency continued to provide services for the clients.

The project was presented to and approved by the Housing Committee on June 23, 2011.

Approval of this Ordinance is recommended.

JDN:BB:MB:rlj

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



<b>Date</b>	<b>Subject:</b> Ordinance approving and authorizing a Compromise and Settlement Agreement [CSA] to settle Civil Action No. 4:10cv4545, Styled <i>City of Houston v. American Traffic Solutions, Inc.</i> and the Amendment and Restatement of Contract No. C62248 with American Traffic Solutions, Inc. to provide support services relating to collection of fines and penalties associated with delinquent citations ("DARLEP Collections"); authorizing the Mayor to enter into Agreements with third parties for related services (collectively, "Agreements"), all of such Agreements to be paid for out of DARLEP Collections to the extent they are sufficient, and appropriating the sum of \$2,720,000.00 out of the General Fund fund balance as stand-by funding in the event that DARLEP Collections are insufficient to pay all funds due under the Agreements.	<b>Originator's Initials</b>	<b>Page</b> <u>2</u> of <u>2</u>
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(2) As a result of a motion by ATS and an order by the court in the Lawsuit, ATS has deposited approximately \$1.1 million dollars in funds collected from red light camera violators into the registry of the court. The Settlement Agreement contemplates a joint motion will be filed by Houston and ATS in the court, asking the court to release those funds to Houston. From those funds, Houston will pay to ATS the additional sum of \$421,807.00 within 30 days of receipt of those funds from the court (bringing the total up-front payment to ATS to \$2,310,807.00, representing the amount it would received had the cameras remained on from the date they were initially turned off following the Charter Amendment election in November 2010, through December 2011; and

(3) Houston will also pay ATS: a. \$1,000,000.00 on or before December 31, 2012; b. \$740,000.00 on or before December 31, 2013; and c. \$740,000.00 on or before December 31, 2014. This is intended to address amounts ATS could have received under its contract with the City, based on collection of delinquent fines.

In consideration of the above payments ATS has agreed to release Houston from all of its claims and to remove all of its cameras from Houston's rights-of-way within 60 days of the approval of the Settlement Agreement. The Settlement Agreement further provides that both Houston and ATS will dismiss all their claims in the Lawsuit.

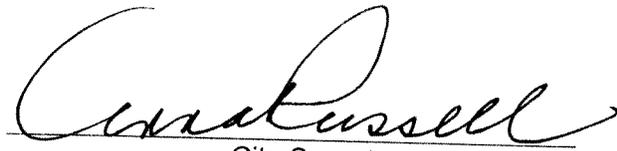
In addition, there remains about \$25 million dollars owed to Houston in outstanding delinquent citations issued under the red light camera program before the Charter was amended in November, 2010. Houston desires to collect these delinquent citations but requires the technical assistance of ATS to do so. Accordingly, the Settlement Agreement also contemplates the execution of an "Amended and Restated Agreement", which will amend the 2006 contract to assist Houston in the collection of these delinquent citations. In exchange for the services to be rendered by ATS to Houston, Houston will pay to ATS a flat fee of \$10,000.00 per month for a period of 24 months. The amended Agreement also provides that, following the effective date of the Amendment and after \$6.2 million dollars in delinquent citations have been collected, Houston will pay ATS the additional sum of 40% of any delinquent citations collected over and above that \$6.2 million dollar amount; until December 31, 2014.

All payments described above shall be made first out of DARLEP Collections, which it is anticipated will cover the entire amount due. The Legal Department recommends that Council adopt an ordinance that approves and authorizes (1) a Compromise and Settlement Agreement to settle the Lawsuit with ATS and (2) the Amended and Restated Agreement with ATS; authorizes the mayor to enter into additional third party agreements, if necessary, to provide support services relating to the collection of outstanding fines and penalties; and appropriates the sum of \$2,720,000.00 out of the General Fund fund balance as stand-by funding in the event that DARLEP Collections are insufficient to pay contract sums due. The Houston Police Department concurs with this recommendation.

SUPPLEMENTAL NOTICE

NOTICE IS HEREBY GIVEN that the City Council of the City of Houston at its regular meeting Wednesday, January 25, 2012 which will convene at 9:00 a.m. in the City Council Chamber, Second Floor, City Hall, 901 Bagby, Houston, Texas, will consider the following item:

39. ORDINANCE approving and authorizing Compromise and Settlement Agreement for Civil Action No. 4:10CV4545, styled City of Houston v. **AMERICAN TRAFFIC SOLUTIONS, INC.** and the amendment and restatement of Contract No. C62248 with American Traffic Solutions, Inc. to provide support services relating to collection of fines and penalties associated with delinquent citations ("DARLEP Collections"); authorizing the Mayor to enter into agreements with third parties for related services, all of such agreements to be paid for out of DARLEP Collections; appropriating \$2,720,000 out of General Fund Fund Balance as contingent stand-by funding in the event that DARLEP Collections are not sufficient

  
City Secretary