

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 14, 2012 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

INVOCATION AND PLEDGE OF ALLEGIANCE - Mayor Parker

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

NOTE: If a translator is required, please advise when reserving time to speak

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 15, 2012 - 9:00 A. M.

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

HEARINGS

1. **PUBLIC HEARING** on the re-adoption with changes of Article XII Chapter 32, Code of Ordinances, City of Houston, regarding Standards of Care for the Houston Parks and Recreation Department Youth Recreation Programs

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 24

MISCELLANEOUS - NUMBERS 2 through 7

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **ANIMAL ADVISORY COMMITTEE BOARD OF DIRECTORS**, for terms to expire December 31, 2013
Position Five - **MS. MICHELLE MANTOR**, appointment
Position Six - **MS. DEBORAH A. GEBHARDT**, reappointment

MISCELLANEOUS - continued

3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 4 (ENERGY CORRIDOR MANAGEMENT DISTRICT) BOARD OF DIRECTORS**, for terms to expire June 1, 2015
 - Position Six - **MR. CHUCK B. CERVAS**, reappointment
 - Position Seven - **MR. ROBERT B. HALICK**, reappointment
 - Position Eight - **MR. STEVE L. WEST**, reappointment
 - Position Nine - **MS. DEBBIE FUJIMOTO**, appointment

4. REQUEST from Mayor for confirmation of the appointment of **MS. RACHEL M. SMITH** to Position Two on the **MUNICIPAL EMPLOYEES' CIVIL SERVICE COMMISSION** and the **FIRE FIGHTERS' CIVIL SERVICE COMMISSION**, for the remainder of a three year term to expire on June 14, 2015

5. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **PUBLIC SAFETY ADVISORY COMMITTEE**:
 - Position One - **MS. JESSICA CASTILLO-HULSEY**, for a term to expire 7/1/2013
 - Position Two - **MS. JENIFER RENE' POOL**, for a term to expire 7/1/2014
 - Position Three - **MR. FRANKLIN J. "JAY" HARBERG, JR.**, for a term to expire 7/1/2015
 - Position Four - **MS. MARY L. RAMOS**, for a term to expire 7/1/2013
 - Position Five - **MS. SHONDRA E. WYGAL**, for a term to expire 7/1/2014
 - Position Six - **MR. VERNUS C. SWISHER**, for a term to expire 7/1/2015, and to serve as Chair

6. CONFIRMATION of the appointments from each Council Member for the **PUBLIC SAFETY ADVISORY COMMITTEE BOARD OF DIRECTORS**, for staggered terms from the date of appointment:
 - District A - **MR. ROSS DOS SANTOS**
 - District B - **MS. RAMONA TOLIVER**
 - District C - **MS. PAT NICHOLLS**
 - District D - **PASTOR MANSON JOHNSON**
 - District E - **MR. NICK A. CRNKOVIC, SR.**
 - District F - **MS. SANDY REYES**
 - District G - **MR. FRANK JONES**
 - District H - **MR. BLAKE MASTERS**
 - District I - **MR. JOHNNY SESSUMS**
 - District J - **MR. SAMUEL BURTON**
 - District K - **MS. LOVELLA HAYES DICKSON**
 - Position 1 - **MS. TERI LAROSA**
 - Position 2 - **MS. VIVIAN KING**
 - Position 3 - **MS. BEVERLY JO CAGE**
 - Position 4 - **MR. ROBERT Z. CRANE**
 - Position 5 - **MR. ART PRONIN**

7. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (HARDY/NEAR NORTHSIDE)**:
 - Position One - **MR. FERNANDO ZAMARRIPA**, appointment, for a term to expire 12/31/2013
 - Position Two - **MS. MARY M. LAWLER**, reappointment, for a term to expire 12/31/2012 and to serve as Chair, for a term ending 12/31/2012
 - Position Three - **MR. EDWARD (ED) REYES**, reappointment, for a term to expire 12/31/2013
 - Position Four - **MS. SYLVIA CAVAZOS**, reappointment, for a term to expire 12/31/2012
 - Position Five - **MR. LLOYD BURKE**, reappointment, for a term to expire 12/31/2013
 - Position Seven - **MR. RICHARD CANTÚ**, reappointment, for a term to expire 12/31/2013

AGENDA - AUGUST 15, 2012 - PAGE 3

ACCEPT WORK - NUMBER 8

8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$406,416.77 and acceptance of work on contract with **JERDON ENTERPRISES, L.P.** for Reconfiguration of Avenida de Las Americas from Rusk to Texas 10.37% under the original contract amount - **DISTRICT I - RODRIGUEZ**

PROPERTY - NUMBERS 9 through 11

9. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Joshua Wohlstein, on behalf of Rosalind Ng, for abandonment and sale of a ±15-foot-wide alley, from Durham Street west ±135 feet, between Center Street and Nett Street, in exchange for conveyance to the City of a 20-foot-wide alley, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1, Parcels SY12-106 and AY12-176 - **DISTRICT C - COHEN**
10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of relocation assistance payments related to the purchase of Parcel AY8-309, located at 6319 North Freeway, for the **YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker)** \$18,527.00 - **DISTRICT H - GONZALEZ**
11. RECOMMENDATION from Director Department of Public Works & Engineering for approval of additional relocation assistance payments related to the purchase of Parcel AY8-311, located at 6445 North Freeway, for the **YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker)** - \$18,996.00 - **DISTRICT H - GONZALEZ**

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 24

12. RESOLUTION supporting the request of a Waiver of the Local Match Requirements in the Federal Off-System Bridge Program - **DISTRICTS C - COHEN; H - GONZALEZ and K - GREEN**
13. ORDINANCE approving and authorizing an Economic Development Agreement between the City of Houston, Texas, and **FINGER DEVELOPMENT COMPANY** for the development and operation of a Multi-Family Residential Project located in the 1500 block of Prairie Avenue, Houston, Texas 77027 - **DISTRICT I - RODRIGUEZ**
14. ORDINANCE establishing an Economic Development Program pursuant to Chapter 380 of the Texas Local Government Code to provide incentives for development of certain qualifying Multi-Family Residential Projects in the Eastern Area of the Central Business District generally bounded by Runnells Street on the north, Chartres Street on the east, Pierce Street on the south and Fannin Street on the west, to be known as the Downtown Living Initiative; authorizing and approving an agreement between the City of Houston and the **HOUSTON DOWNTOWN MANAGEMENT DISTRICT** for administration of the program - **DISTRICT I - RODRIGUEZ**
15. ORDINANCE approving the Second Amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (HARDY/NEAR NORTHSIDE ZONE)**; authorizing the City Secretary to distribute such plans; extending the duration of the Zone to December 31, 2040 - **DISTRICT H - GONZALEZ**
16. ORDINANCE amending City of Houston Ordinance No. 2011-1170 relating to the rescheduling or postponement of certain City Council meetings

RESOLUTIONS AND ORDINANCES - continued

17. ORDINANCE approving and authorizing grant agreement between the City of Houston and **THE TEXAS DEPARTMENT OF TRANSPORTATION** for the STEP Comprehensive Commercial Motor Vehicle Grant; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police 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
18. ORDINANCE approving and authorizing grant agreement between the City of Houston and **THE TEXAS DEPARTMENT OF TRANSPORTATION** for the STEP Comprehensive Motor Vehicle Grant; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police 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
19. ORDINANCE consenting to the creation of **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 15** and the inclusion of certain land within the district; consenting to the addition of 160.9285 acres of land for inclusion within the district - **DISTRICTS E - SULLIVAN and ETJ**
20. ORDINANCE appropriating \$176,000.00 out of Parks Special Fund as an additional appropriation for Kingwood Community Center; approving and authorizing first amendment to construction contract between the City of Houston and **HASSELL CONSTRUCTION, INC** (Approved by Ordinance No. 2011-405) - **DISTRICT E - SULLIVAN**
21. ORDINANCE approving and authorizing eighteen Professional Materials Engineering and Testing Services Laboratory Contracts between the City of Houston and 1) **PROFESSIONAL SERVICE INDUSTRIES, INC**, 2) **FUGRO CONSULTANTS, INC** 3) **HTS, INC. CONSULTANTS**, 4) **ALLIANCE LABORATORIES, INC** 5) **RABA-KISTNER CONSULTANTS, INC**, 6) **QC LABORATORIES, INC**, 7) **PARADIGM CONSULTANTS, INC**, 8) **TOLUNAY-WONG ENGINEERS, INC**, 9) **TERRACON CONSULTANTS, INC**, 10) **ASSOCIATED TESTING LABORATORIES, INC**, 11) **HVJ ASSOCIATES, INC**, 12) **GEOTEST ENGINEERING, INC**, 13) **KENALL INC**, 14) **ATSER, LP**, 15) **AVILES ENGINEERING CORPORATION**, 16) **DAE & ASSOCIATES, LTD., d/b/a GEOTECH ENGINEERING AND TESTING**, 17) **AUSTIN-REED ENGINEERS, LLC**, and 18) **ALL-TERRA ENGINEERING, INC** to support the construction of Capital Improvement Plan Projects managed by the General Services Department
22. ORDINANCE appropriating \$220,000.00 out of Metro Projects Construction DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **CIVIL DESIGN ASSOCIATES (Previously PERSPECTIVA CIVIC DESIGN)** and a Local Match to Texas Department of Transportation for Houston's Heritage Corridor, Bayou Trails west from San Jacinto Street to Stude Park (Approved by Ordinance No. 2002-0073, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT H - GONZALEZ**
23. ORDINANCE awarding contract to **GLM CONTRACTING, INC** for Concrete and Asphalt Restoration 2; 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 services; providing a maximum contract amount for GLM Contracting, Inc, and engineering testing - \$1,650,418.00 Enterprise Fund

RESOLUTIONS AND ORDINANCES - continued

24. ORDINANCE appropriating \$2,518,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SCOHIL CONSTRUCTION SERVICES, LLC** for Water Line Replacement in Memorial Plaza Area; 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 G - PENNINGTON**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 25 and 26

25. ORDINANCE ordering an election to be held on November 6, 2012, for the purpose of submitting to the qualified voters of the City of Houston, Texas, certain propositions for the issuance of Public Improvement Bonds for various purposes; designating the location of each polling place and the hours that the polls shall be open - **TAGGED BY COUNCIL MEMBERS GREEN and SULLIVAN**
This was Item 11 on Agenda of August 8, 2012
26. ORDINANCE approving and authorizing agreement between the City of Houston, Texas, and **THE GREATER HOUSTON CONVENTION AND VISITORS BUREAU** for Professional Protocol Services; providing a maximum contract amount - \$685,000.00 - General Fund
TAGGED BY COUNCIL MEMBER SULLIVAN
This was Item 14 on Agenda of August 8, 2012

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Cohen 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

**COUNCIL CHAMBER - CITY HALL 2nd FLOOR - TUESDAY
AUGUST 14, 2012 - 2:00PM**

NON-AGENDA

3MIN

3MIN

3MIN

MS. MICHELLE HARRIS – 12731 Braeswood Glen – 77072 – 832-876-0339 – Water Department

MS. GWENDOLYN JOHNSON – 333 Airtex Dr. – 77090 – 832-266-4262 – Need investigation on Fraud about Christmas donation from Channel 11

MR. T. M. SUNDERS – 5609 Suez – 77020 – 832-264-6689 – Rehabbing a downtown hospital into apartment for Veterans

MR. DENNIS WOODWARD - 943 Thornton Rd. – 77018 – 713-290-8961 – Park Reforestation

MS. MILES WOODWARD - 943 Thornton Rd. – 77018 – 713-703-6532 – Park Reforestation

MR. WILLIAM BEAL - 4718 Boicewood – 77016 – no phone – Superman Returns: Michael biological insect distribution pattern

MS. YOLANDA BROUSSARD – 11835 Murrway – 77048 – 713-731-9188 – Judge Hilary Green violating Constitutional Rights – Exercising discrimination by Association

MR. KENT HOUSTON – 7205 Wiley – 77016 – 832-238-1911 – Pay scale acknowledgement PW&Eng. Street and Drain

MR. /COACH R. J. BOBBY TAYLOR - 3107 Sumpter - 77026 - FA34511 – Behavior Coward Conspiracy my born little girl from birth

MR. GARY WADE – 3213 Fuqua – 77045 – 713-222-7891 – Sale of property on 3100 W. Fuqua the old Vinson Library

MS. AYAN NUR – 707 Shive Dr. - 77078 – 713-633-5100 – Help with husband's Visa

MS. DELIA SCHWARZ – (did not wish to give address) – 832-641-7120 – Street problems S. Shaver been put on back burner for years

MR. MIKE SAMPLE – 8800 Woodway – 77063 – 713-560-3194 – Urgent need to study potential disastrous traffic problem on Fondren Rd.

MR. DEWEY STRINGER - 8800 Woodway – 77063 – 713-560-3194 – Urgent need to study potential disastrous traffic problem on Fondren Rd.

PREVIOUS

1MIN

1MIN

1MIN

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – 713-928-2800 Suite 323 – US President JC Martial Law – declared on – City Government – HoustonTx w/TX – State

1
AUG 15 2012

MOTION NO. 2012 0622

MOTION by Council Member Gonzalez that the recommendation of the Director of the Parks and Recreation Department, to set a hearing date to consider the re-adoption with changes of Article XII Chapter 32, Code of Ordinances, City of Houston, regarding Standards of Care for the Houston Parks and Recreation Department Youth Recreation Programs, be adopted, and a Public Hearing be set for 9:00 a.m., Wednesday, August 15, 2012 in the City Council Chamber, Second Floor, City Hall.

Seconded by Council Member Bradford and carried.

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

Council Member Pennington absent on personal business

PASSED AND ADOPTED this 8th day of August 2012.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is August 14, 2012.

City Secretary

2012 622

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Public hearing on re-adopting Parks and Recreation Department youth recreation programs standards of care with changes. Category # Page 1 of 1 Agenda Item: 32

FROM (Department or other point of origin): Houston Parks and Recreation Department Origination Date: August 3, 2012 Agenda Date: 8/8/12

DIRECTOR'S SIGNATURE: [Signature] Joe Turner, Director Council Districts Affected: ALL

For additional information contact: Luci Correa (832) 395-7057 Debra Lathan (832) 395-7269 Date and identification of prior authorizing Council Action: Ord. 2002-756 (8-21-2002); Ord. 2003-793 (9-3-2003); Ord. 2004-891 (9-1-2004); Ord. 2005-1011 (8-30-2005); Ord. 2006-875 (9-23-2006); Ord. 2007-964 (8-29-2007); Ord. 2008-743 (8-27-2007); Ord. 2009-711 (8-5-2009); Ord. 2010-660 (8-18-2010); Ord. 2011-672 (8-10-11)

RECOMMENDATION (summary): Houston Parks and Recreation Department (HPARD) requests City Council hold a public hearing on the re-adoption with changes of Article XII Chapter 32, Code or Ordinances, City of Houston, regarding Standards of Care for the Houston Parks and Recreation Department youth recreation programs. (Suggested date August 15th, 2012)

Amount and Source of Funding: Not Applicable Finance Budget:

SPECIFIC EXPLANATION: In order to comply with 42.041 (b) (14) of the Texas Human Resources Code, HPARD requests City Council hold a public hearing regarding the Houston Youth Recreation Program Standards of Care codified at Article XII of Chapter 32 of the City of Houston Code of Ordinances. The Standards of Care are intended to be the minimum standards that HPARD will use to operate the after-school enrichment program. The program offers a wide range of recreational activities including arts and crafts, sports, games, field trips, and cultural and special events.

HPARD's after-school enrichment program is subject to regulation. However, the Texas Human Resources Code 42.041 (b) (14) provides an exemption for a recreation program for elementary age children (ages 5 – 13) with the following criteria:
• A municipality operates the program;
• The governing body of the municipality annually adopts standards of care by ordinance after a public hearing for such programs;
• The program provides these standards of care to the parents of each program participant;
• The ordinance includes child/caregiver ratios, minimum employee qualifications, minimum building, health and safety standards, and mechanisms for monitoring and enforcing the adopted local standards;
• The program informs the parents that the state does not license the program; and
• The program does not advertise itself as a child-care operation.

The following changes are proposed to update the Standards of Care (see attached redline for specific changes):
1. Update employee titles to reflect the Department's current organizational structure
2. Change child/caregiver ratio from 1/35 to 1/25
3. Change use of pagers to telephone

REQUIRED AUTHORIZATION

Finance Director: Other Authorization: Other Authorization:



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2

AUG 15 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-1-12
date

COUNCIL MEMBER: _____

July 27, 2012

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to Section 6-132 of the City of Houston Code of Ordinances, I am nominating the following individuals for appointment or reappointment to the Animal Advisory Committee Board of Directors, subject to Council confirmation:

Ms. Michelle Mantor, appointment to Position Five, for a term to expire December 31, 2013; and

Ms. Deborah A. Gebhardt, reappointment to Position Six, for a term to expire December 31, 2013.

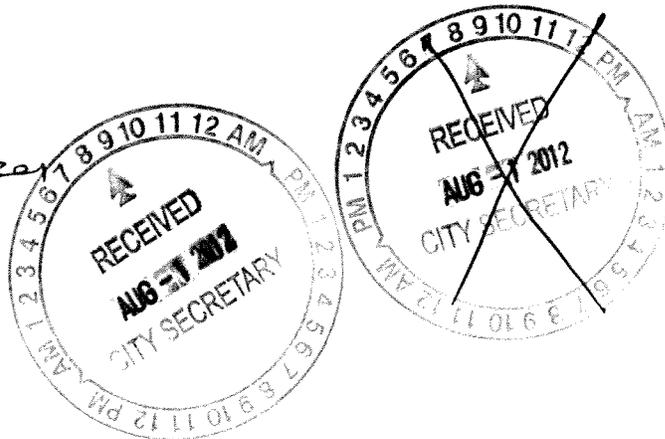
Résumés are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments



cc: Mr. Greg Damianoff, General Manager, Bureau of Animal Regulation and Care (BARC)
Mr. Alfred J. Moran, Jr., Director, Administration and Regulatory Affairs (ARA)



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

3
AUG 15 2012

July 27, 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-1-12
date

COUNCIL MEMBER: _____

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to Chapter 3814 of the Texas Special District Local Laws Code, and upon the recommendation of the Harris County Improvement District No. 4 (Energy Corridor Management District) Board of Directors, I am nominating the following individuals for appointment or reappointment to the Harris County Improvement District No. 4 (Energy Corridor Management District) Board of Directors, subject to Council confirmation:

Mr. Chuck B. Cervas, reappointment to Position Six, for a term to expire June 1, 2015;
Mr. Robert B. Halick, reappointment to Position Seven, for a term to expire June 1, 2015;
Mr. Steve L. West, reappointment to Position Eight, for a term to expire June 1, 2015; and
Ms. Debbie Fujimoto, appointment to Position Nine, 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. Clark Martinson, General Manager of the District, Harris County Improvement District No. 4 (Energy Corridor Management District)
Mr. Trey Lary, Attorney for the District, Harris County Improvement District No. 4 (Energy Corridor Management District)



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

4

AUG 15 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-1-12
date

COUNCIL MEMBER: _____

July 27, 2012

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to Chapter 143 of the Texas Local Government Code, Article V-a of the City Charter, and Chapter 14 of the Code of Ordinances, I am appointing Rachel M. Smith to Position Two on the Municipal Employees' Civil Service Commission and the Fire Fighters' Civil Service Commission, subject to confirmation by City Council, for the remainder of a three year term to expire on June 14, 2015.

The résumé of the appointee is attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachment

cc: Mr. Omar C. Reid, Director, Human Resources





OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

5
AUG 15 2012

ANNISE D. PARKER
MAYOR

July 27, 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-1-12
date

COUNCIL MEMBER: _____

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to City of Houston Executive Order 1-11, I am appointing the following individuals to the Public Safety Advisory Committee, subject to City Council confirmation:

- Ms. Jessica Castillo-Hulsey, appointment to Position One, for a term to expire July 1, 2013;
- Ms. Jenifer Rene' Pool, appointment to Position Two, for a term to expire July 1, 2014;
- Mr. Franklin J. "Jay" Harberg, Jr., appointment to Position Three, for a term to expire July 1, 2015;
- Ms. Mary L. Ramos, appointment to Position Four, for a term to expire July 1, 2013;
- Ms. Shondra E. Wygal, appointment to Position Five, for a term to expire July 1, 2014; and
- Mr. Vernus C. Swisher, appointment to Position Six, for a term to expire July 1, 2015, and to serve as Chair.

Résumés are attached for your review.

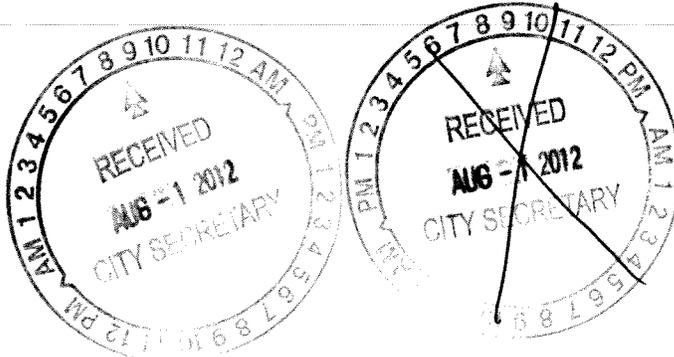
Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

- cc: Mr. C.A. McClelland, Chief of Police, Houston Police Department
 Mr. Terry Garrison, Chief, Houston Fire Department
 Mr. Dennis J. Storemski, Director, Mayor's Office of Public Safety and Homeland Security



6
AUG 15 2012

MOTION by Council Member Gonzalez that nominations for appointments to the Public Safety Advisory Committee Board of Directors, for staggered terms from the date of appointment, be closed.

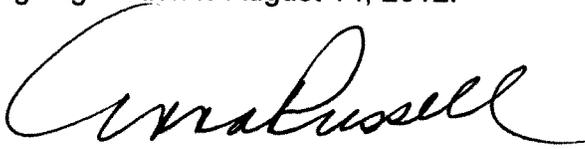
Seconded by Council Member Bradford and carried.

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

Council Member Pennington absent on personal business

PASSED AND ADOPTED this 8th day of August 2012.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is August 14, 2012.



City Secretary

The following nominations were made:

- Dist A - CM Brown nominated Ross Dos Santos;
- Dist B - CM Davis nominated Ramona Toliver;
- Dist C - CM Cohen nominated Pat Nicholls;
- Dist D - CM Adams nominated Pastor Manson Johnson;
- Dist E - CM Sullivan nominated Nick A. Crnkovic, Sr.;
- Dist F - CM Hoang nominated Sandy Reyes;
- Dist G - CM Pennington nominated Frank Jones;
- Dist H - CM Gonzalez nominated Blake Masters;
- Dist I - CM Rodriguez nominated Johnny Sessums;
- Dist J - CM Laster nominated Samuel Burton;
- Dist K - CM Green nominated Lovella Hayes Dickson;
- Pos. 1 - CM Costello nominated Teri LaRosa;
- Pos. 2 - CM Burks nominated Vivian King;
- Pos. 3 - CM Noriega nominated Beverly Jo Cage;
- Pos. 4 - CM Bradford nominated Robert L. Crane; and
- Pos. 5 - CM Christie nominated Art Pronin.



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

7
AUG 15 2012

July 30, 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 8-1-12
date

COUNCIL MEMBER: _____

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to Texas Tax Code, Chapter 311, and City of Houston Ordinance No. 2003-1258, I am nominating the following individual for appointment or reappointment to the Board of Directors of Reinvestment Zone Number Twenty-One, City of Houston, Texas (Hardy/Near Northside), subject to Council confirmation:

- Mr. Fernando Zamarripa, appointment to Position One, for a term to expire December 31, 2013;
- Ms. Mary M. Lawler, reappointment to Position Two, for a term to expire December 31, 2012, and to serve as Chair for a term ending December 31, 2012
- Mr. Edward (Ed) Reyes, reappointment to Position Three, for a term to expire December 31, 2013;
- Ms. Sylvia Cavazos, reappointment to Position Four, for a term to expire December 31, 2012;
- Mr. Lloyd Burke, reappointment to Position Five, for a term to expire December 31, 2013; and
- Mr. Richard Cantú, reappointment to Position Seven, for a term to expire December 31, 2013.

Pursuant to the Bylaws of the Hardy/Near Northside Redevelopment Authority, appointment of a director of the Board of Directors of this Reinvestment Zone Number Twenty-One will also constitute appointment of the director to the corresponding position on the Board of Directors of the Hardy/Near Northside Redevelopment Authority for the same term.

The résumés of the nominees are attached for your review.

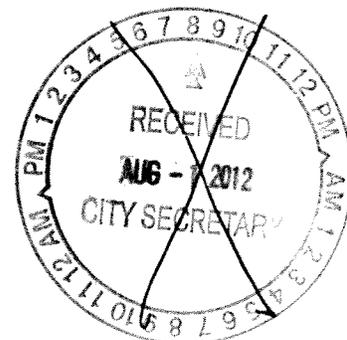
Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

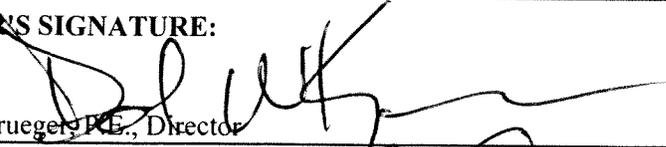
Attachments

cc: Mr. Ralph De Leon, Division Manager, Office of the Mayor, Economic Development



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Reconfiguration of Avenida de Las Americas from Rusk to Texas; N-000691-0002-4.	Page 1 of 1	Agenda Item # 8
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 8/9/12	Agenda Date AUG 15 2012
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: 1 SK	
For additional information contact: J. Timothy Lincoln, P.E. Senior Assistant Director  Phone: (832) 395-2355	Date and identification of prior authorizing Council action: Ord. #2011-0579 dated 06/29/2011	

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$406,416.77 or 10.37% under the original Contract Amount, accept the Work and authorize final payment.

Amount and Source of Funding: No additional funding required. Total (original) appropriation of \$708,000.00, with \$523,000.00 from C & E - Construction Fund No. 8611, transferred \$185,000.00 of that amount to Street and Bridge Consolidated Construction Fund No. 4506.

PROJECT NOTICE/ JUSTIFICATION: This project was for improvements along Avenida de Las Americas in connection with development of a tourism center on Avenida de Las Americas between Texas Avenue and Capital Avenue.

DESCRIPTION/SCOPE: This project consisted of the reconstruction of 505 linear feet of concrete pavement with median, sidewalks, wheelchair access, street lights and the relocation of existing parking meters. Lina T. Ramey & Associates designed the project with 90 Calendar days allowed for construction. The project was awarded to Jerdon Enterprises, L.P. with an original Contract Amount of \$453,453.53.

LOCATION: The project area is generally bounded by Texas on the North & Rusk on the South. The project is located in Key Map Grids 493 R.

CONTRACT COMPLETION AND COST: The Contractor, Jerdon Enterprises, L.P., has completed the work under the subject Contract. The project was completed with an additional 51 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 Order No. 1 is \$406,416.77, a decrease of \$47,036.76 or 10.37% under the original Contract Amount.

The decreased cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of an underrun in Base Unit Price Items, Paving Items, Storm Sewer Items, Water Items, Street Light Items and Extra Unit Price Items, which were not necessary to complete the project.

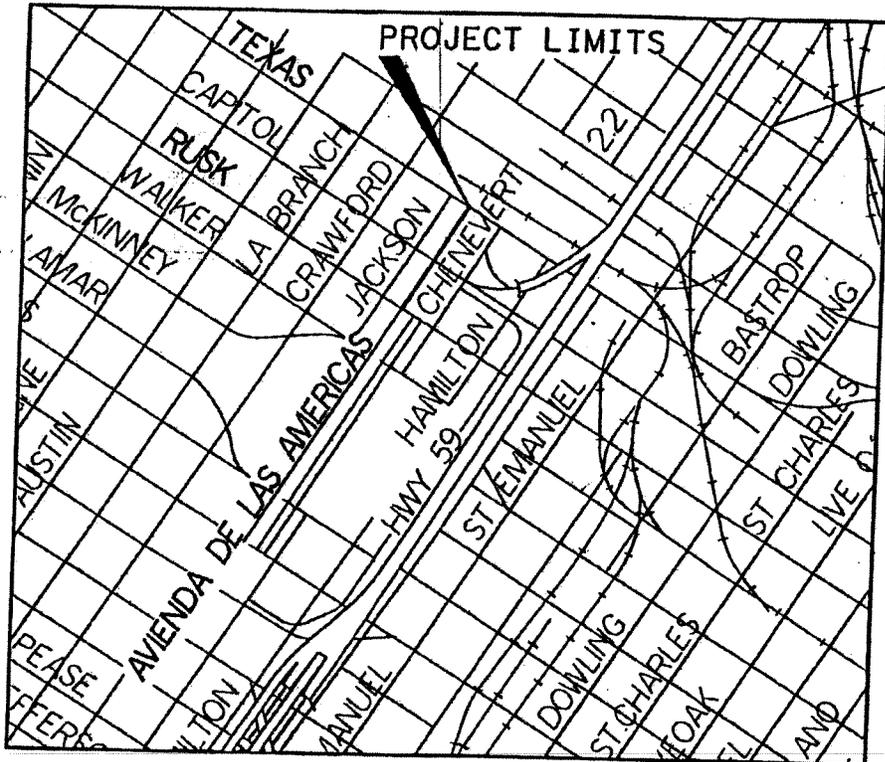
M/W/SBE PARTICIPATION: This Contract was not a goal-oriented Contract per Art. V, Chapter 15.

DWK:DRM:JTL:JLS:SK:ha
Z:\E&C Construction\East Sector\PROJECTS\N-000691-0002-4 Avenida De Las Americas\21.0 Close Out\RCA\RCA - Closeout.doc

REQUIRED AUTHORIZATION

20HA179 WJOT

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
----------------------------	-----------------------------	---



* CITY OF HOUSTON
COUNCIL DISTRICT I

August 14, 2005 12:49:03 PM szabeneh

...vicinity\map\Avenida.dgn

LTRA 2400 AUGUSTA DRIVE SUITE 500 HOUSTON, TX 77057 (713) 978-0000 FAX (713) 978-0004		
VICINITY MAP AVENIDA DE LAS AMERICAS		
DRAWN BY:	DATE:	NOT TO SCALE
CHECKED BY:	JOB NO:	

SUBJECT: Abandonment and sale of a ±15-foot-wide alley, from Durham Street west ±135 feet, between Center Street and Nett Street, in exchange for conveyance to the City of a 20-foot-wide alley, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1. Parcels SY12-106 and AY12-176	Page <u>1</u> of <u>2</u>	Agenda Item # 9
--	-------------------------------------	--

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 8/9/12	Agenda Date AUG 15 2012
--	---------------------------------------	---------------------------------------

DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: C  Key Map: 492G
--	--

For additional information contact: Nancy P. Collins  Phone: (832) 395-3130 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action:
---	---

RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the abandonment and sale of a ±15-foot-wide alley, from Durham Street west ±135 feet, between Center Street and Nett Street, in exchange for conveyance to the City of a 20-foot-wide alley, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1. **Parcels SY12-106 and AY12-176**

Amount and Source of Funding: Not Applicable

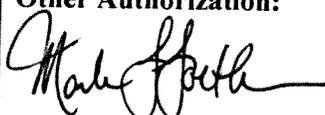
SPECIFIC EXPLANATION:
 Joshua Wohlstein, 2 West 45th Street, #1705, New York, New York 10036, on behalf of Rosalind Ng, requested the abandonment and sale of a ±15-foot-wide alley, from Durham Street west ±135 feet, between Center Street and Nett Street, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1. Rosalind Ng, the property owner, plans to construct several townhomes in the location of the subject alley.

This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an Ordinance effecting the abandonment and sale. The Joint Referral Committee reviewed and approved this request subject to the conveyance to the City of a 20-foot-wide alley. Therefore, it is recommended:

1. The City abandon and sell a ±15-foot-wide alley, from Durham Street west ±135 feet, between Center Street and Nett Street, in exchange for conveyance to the City of a 20-foot-wide alley, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1.
2. The applicant be required to obtain a letter of no objection from each of the privately owned utility companies for the alley being abandoned and sold;
3. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;

z:\tp\sy12-106.rcal.doc CUIC #20TP9297

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
----------------------------	-----------------------------	--

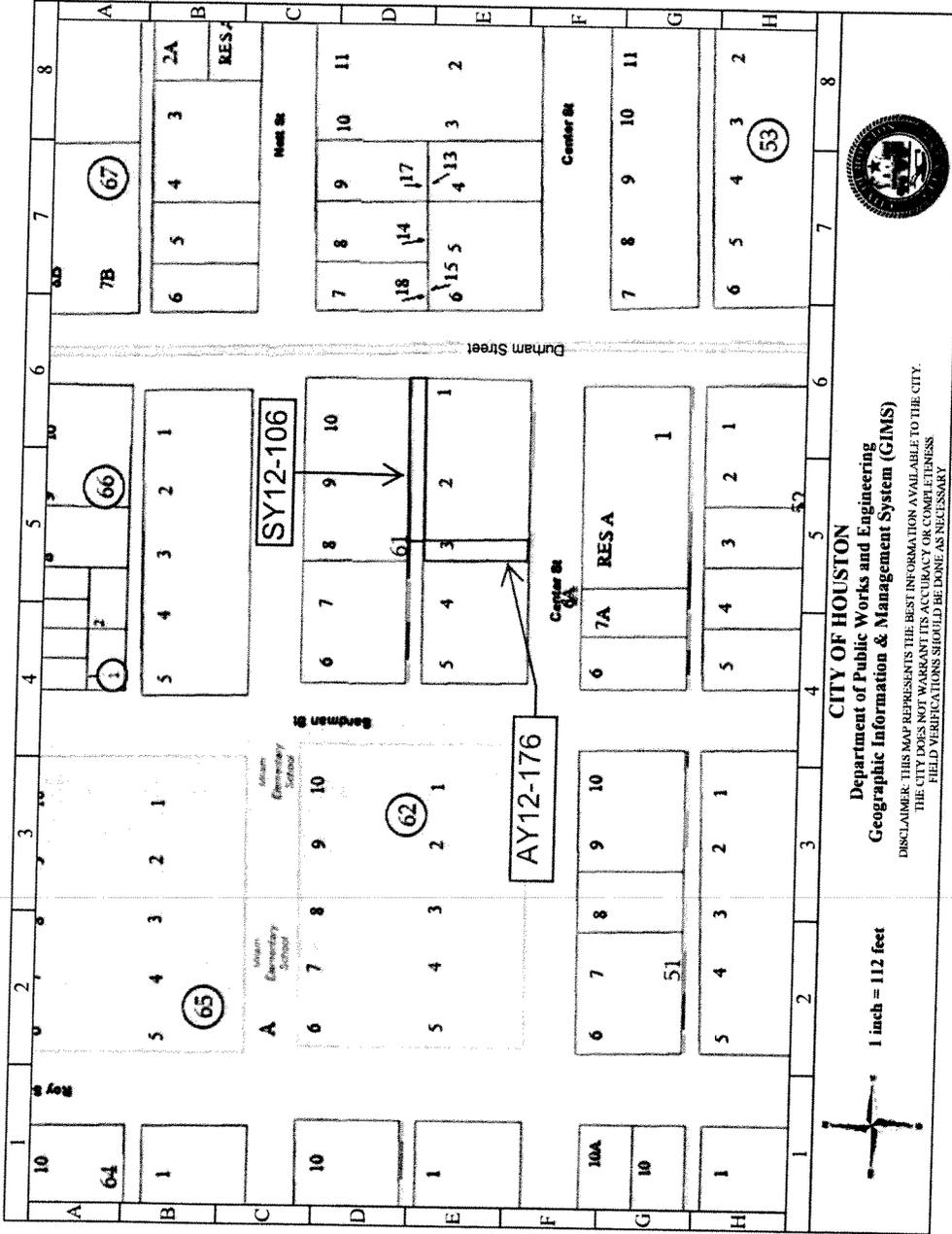
Date:	Subject: Request for the abandonment and sale of a ±15-foot-wide alley, from Durham Street west ±135 feet, between Center Street and Nett Street, in exchange for conveyance to the City of a 20-foot-wide alley, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1. Parcels SY12-106 and AY12-176	Originator's Initials 	Page <u>2</u> of <u>2</u>
--------------	--	---	-------------------------------------

4. The applicant be required to: (a) cut, plug, and abandon the 8-inch sanitary sewer line from manhole #IIP29064 in Durham Drive to the proposed terminus of the subject alley, (b) construct a manhole at the proposed terminus of the 8-inch sanitary sewer line, (c) construct a manhole in Center Street south of the proposed alley, (d) construct a manhole in Durham Drive at the intersection of Center Street over the existing 8-inch sanitary sewer line to the proposed manhole in Center Street, (e) construct an 8-inch sanitary sewer line within the proposed alley, from the terminus of the 8-inch sanitary sewer line to the proposed manhole in Center Street, (f) construct an 8-inch sanitary sewer line from the proposed manhole in Center Street to the proposed manhole at the intersection of Durham Drive and Center Street, (g) cut, plug, and abandon the lateral sewer lead at the southern property line of Lot 2, (h) pay the depreciated value amount for the utilities to be abandoned, and (i) complete all of the foregoing items at no cost to the City and under the proper permits;
5. The applicant be required to prepare drawings that show all public utilities (sanitary sewer) that are to be abandoned, relocated, and/or constructed as part of this project and submit drawings to the Office of the City Engineer for plan review and approval. A copy of the Motion shall be attached to the plan set when it is submitted for plan review;
6. In the interest of expediting the abandonment and sale process, the applicant may choose to provide the City with the Letter of Credit (LOC), subject to the City's concurrence, covering the estimated construction cost for work required in Item 4 above in lieu of performing such work prior to finalization of the ordinance for this transaction. Should this option be selected, the applicant will be required to provide an LOC showing the City of Houston as beneficiary and in the amount of the estimated construction cost approved by the City. The LOC will be for a specific time period which may be less than but not longer than twelve months from the effective date of the ordinance for the transaction. Upon the applicant's satisfactory completion of the construction-related work as evidenced by written inspection clearance/approval by the Office of the City Engineer, PWE, at the applicant's request the City will release the LOC;
7. The Legal Department be authorized to prepare the necessary transaction documents; and
8. Inasmuch as the value of the City's property interest is not expected to exceed \$1,000,000.00, that the value be established by David Ambrose, an independent appraiser appointed by the Director of Public Works and Engineering.

DWK:NPC:tp

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

Abandonment and sale of a ±15-foot-wide alley, from Durham Street west ±135 feet, between Center Street and Nett Street, in exchange for conveyance to the City of a 20-foot-wide alley, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1. **Parcels SY12-106 and AY12-176**

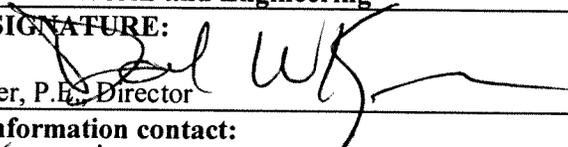


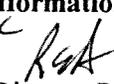
To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: PROPERTY: Approval of relocation assistance payments related to the PURCHASE of Parcel AY8-309, located at 6319 North Freeway for the YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker). WBS N-000592-0001-2-01	Page 1 of 1	Agenda Item # 10
--	-----------------------	--------------------------------

FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date 8/9/12	Agenda Date AUG 15 2012
---	-----------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E. Director	Council District affected: H Key Map 452D 
---	--

For additional information contact: Nancy P. Collins ^{for NPC}  Phone: (832) 395-3130 Senior Assistant Director-Real Estate Planning and Development Services Division	Date and identification of prior authorizing Council Action: Ordinance 2010-0231, passed March 24, 2010 Ordinance 2011-1088, passed December 7, 2011
--	---

RECOMMENDATION: (Summary) Authority be given through Council Motion for approval of relocation assistance payments related to the PURCHASE of Parcel AY8-309.

Amount and Source of Funding:	\$18,527.00 No additional funding required (covered under Blanket Appropriation Ordinance 2010-0231 out of the Street and Bridge Consolidated Construction Fund 4506 and re-appropriated by Ordinance 2011-1088 into Fund 4042-Street & Traffic Control and Storm Drainage DDSRF). <i>N.P. 8/2/2012</i>
--------------------------------------	--

SPECIFIC EXPLANATION:
The YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker) is a federally-funded project that provides for right-of-way acquisition, engineering, and construction of two 24 foot-wide concrete roads with curbs, sidewalks, drainage improvements, and necessary underground utilities.

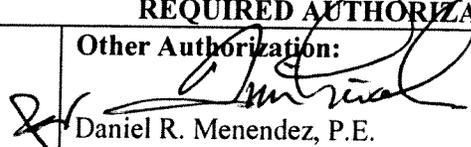
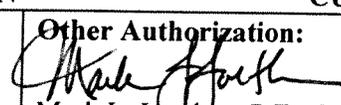
Parcel AY8-309 located at 6319 North Freeway containing 3,501 square feet of land was acquired from Thomas Chester Bradley on December 12, 2011 for the consideration amount of \$37,546.00. The tenant, AT&T qualifies for relocation assistance under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, which allows displacees to submit applicable claims up to eighteen months after closing. AT&T has submitted a claim for moving expenses in the amount of \$15,439.00. Therefore, approval of relocation assistance payments in the amount of \$18,527.00, which includes a 20% contingency, is needed. This figure is based on estimates in order to expedite the payment process upon completion of the relocation work.

Parcel AY8-309 (Street Right-of-Way Easement)	
Estimated additional relocation assistance expenses	\$ 15,439.00
Plus 20 % contingency.	\$ 3,088.00
TOTAL ESTIMATED RELOCATION EXPENSES.	\$ 18,527.00

It is recommended that authority be given through Council Motion for approval of relocation assistance payments in the amount of \$18,527.00 related to the PURCHASE of Parcel AY8-309 located at 6319 North Freeway, for the YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker). This property acquisition was conducted in accordance with the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended as well as in compliance with the applicable state law and City ordinances. Relocation expenses listed in this Request for Council Action are based on estimated expenses in compliance with the Uniform Act.

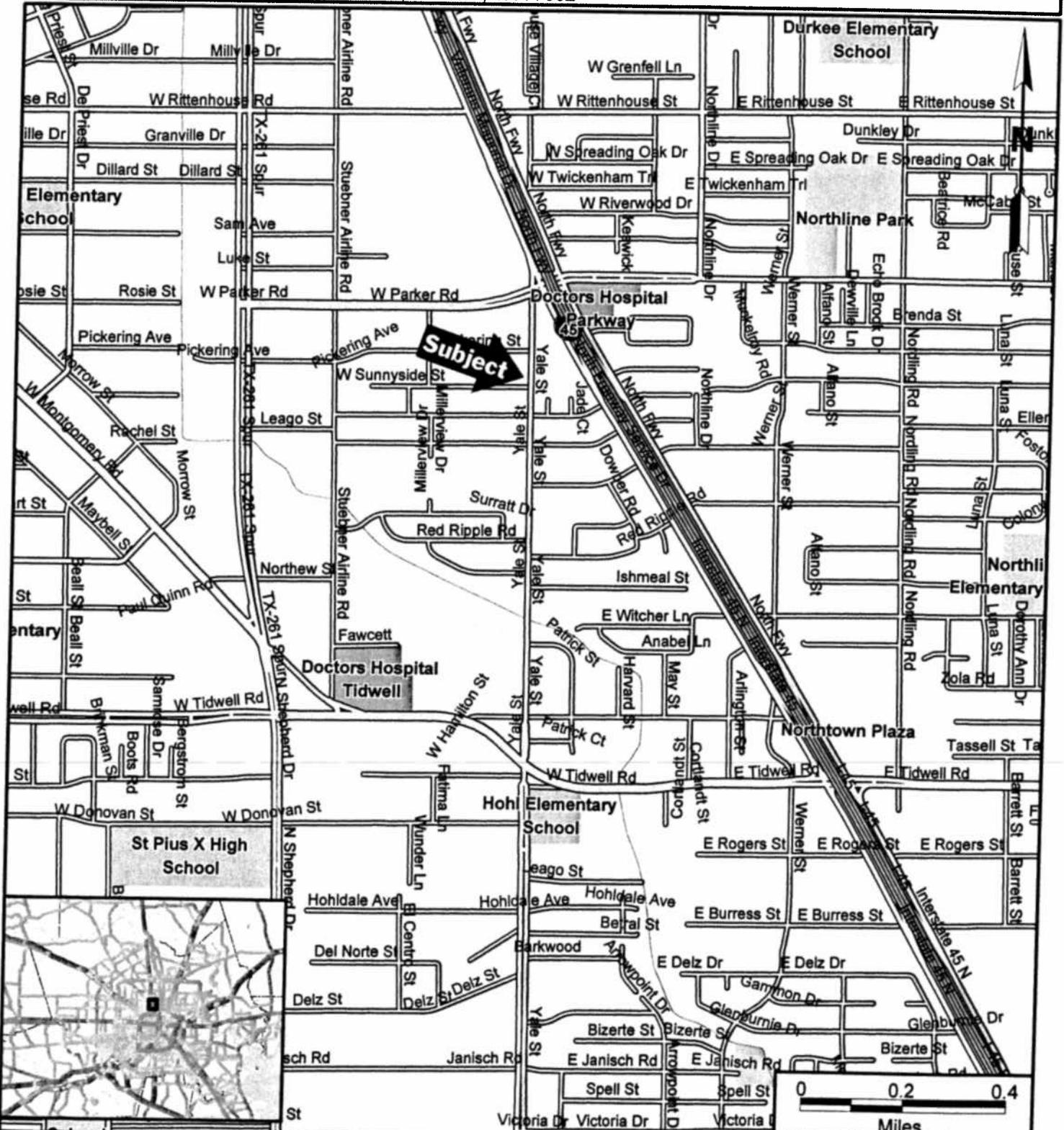
DWK:NPC:eg
cc: Marta Crinejo

REQUIRED AUTHORIZATION CUIC #20ELG44

Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
--	--

LOCATION MAP

Description: YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker)
 Thomas Bradley Parcel AY8-309, WBS N-000592-0001-2-01
 Council District H, Key Map 452 D
 Prepared by: City of Houston, 611 Walker, Houston, TX 77002



CAUTION:

Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

To: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: PROPERTY: Approval of additional relocation assistance payments related to the PURCHASE of Parcel AY8-311, located at 6445 North Freeway for the YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker). WBS N-000592-0001-2-01	Page 1 of 1	Agenda Item # 11
---	-----------------------	--------------------------------

FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date 8/9/12	Agenda Date AUG 15 2012
---	-----------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: H Key Map 452D	
--	--	--

For additional information contact: Nancy P. Collins  Phone: (832) 395-1130 Senior Assistant Director-Real Estate Planning and Development Services Division	Date and identification of prior authorizing Council Action: Motion 2011-0673, passed August 24, 2011 Ordinance 2010-0231, passed March 24, 2010 Ordinance 2011-1088, passed December 7, 2011	
---	---	--

RECOMMENDATION: (Summary) Authority be given through Council Motion for approval of additional relocation assistance payments related to the PURCHASE of Parcel AY8-311.

Amount and Source of Funding:	\$18,996.00 No additional funding required (covered under Blanket Appropriation Ordinance 2010-0231 out of the Street and Bridge Consolidated Construction Fund 4506 and re-appropriated by <i>U.P. 8/2/2012</i> Ordinance 2011-1088 into Fund 4042-Street & Traffic Control and Storm Drainage DDSRF).
--------------------------------------	--

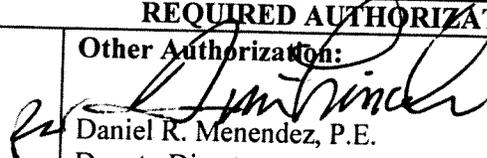
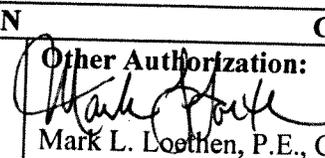
SPECIFIC EXPLANATION:
The YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker) is a federally-funded project that provides for right-of-way acquisition, engineering, and construction of two 24 foot-wide concrete roads with curbs, sidewalks, drainage improvements, and necessary underground utilities.

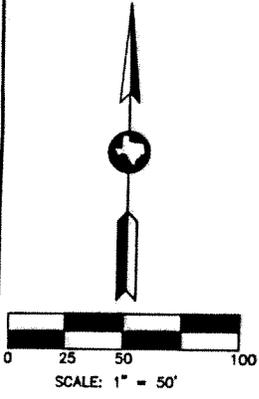
City Council previously approved the payment of \$127,250.00 for the PURCHASE of Parcel AY8-311 located at 6445 North Freeway containing 4,035 square feet of land, which included \$216.00 for estimated relocation assistance payments via Motion 2011-0673, passed August 24, 2011. Parcel AY8-311 was acquired from Dave Cory Investments, Inc., on September 16, 2011. The owner, who qualifies for relocation assistance under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (Uniform Act), as amended, has submitted a claim for expenses in the amount of \$15,830.00. The Uniform Act allows displacees to submit applicable claims up to eighteen months after closing. Therefore, approval of additional relocation assistance payments of \$18,997.00, which includes a 20% contingency, is needed. This figure is based on estimates in order to expedite the payment process upon completion of the relocation work.

Parcel AY8-311 (Street Right-of-Way Easement)	
Estimated additional relocation assistance expenses	\$ 15,830.00@
Plus 20 % contingency	\$ 3,166.00
TOTAL ESTIMATED RELOCATION EXPENSES	\$ 18,996.00

It is recommended that authority be given through Council Motion for approval of additional relocation assistance payments in the amount of \$18,996.00 related to the PURCHASE of Parcel AY8-311 located at 6445 North Freeway, for the YALE STREET IMPROVEMENTS PROJECT (from Tidwell to Parker). This property acquisition was conducted in accordance with the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended as well as in compliance with the applicable state law and City ordinances. Relocation expenses listed in this Request for Council Action are based on estimated expenses in compliance with the Uniform Act.

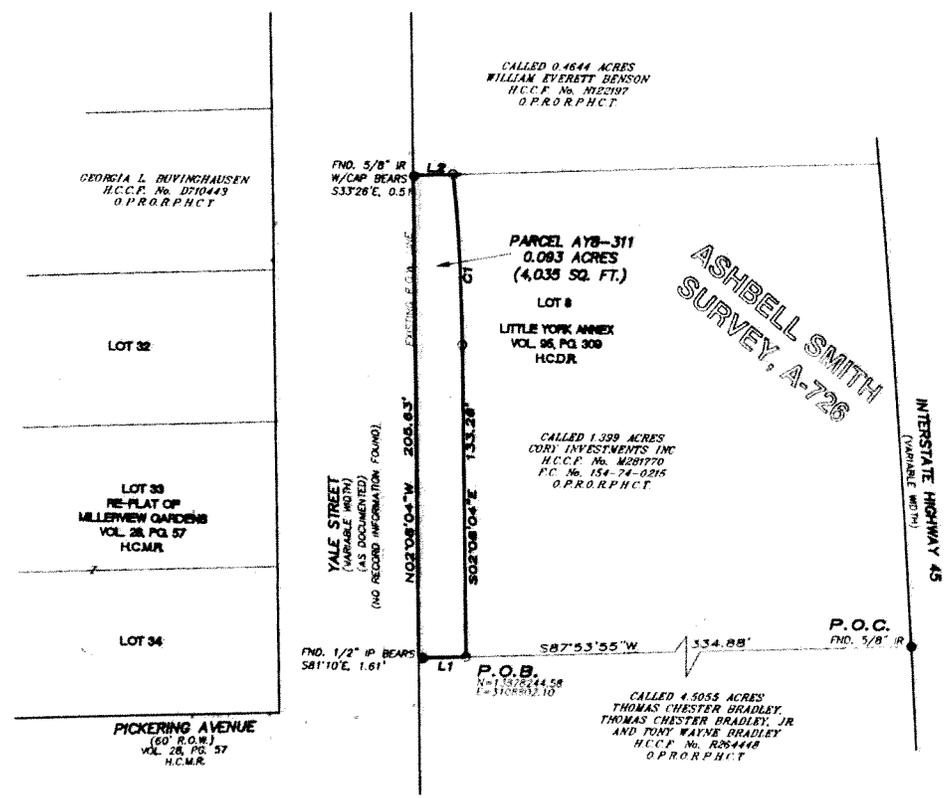
DWK:NPC:eg
cc: Marta Crinejo

REQUIRED AUTHORIZATION		CUIC #20ELG42
Other Authorization:	 Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division	 Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division



LEGEND

- 5/8-INCH IRON ROD WITH "GEOSOLUTIONS" CAP SET
- MONUMENT FOUND (SIZE & TYPE NOTED)
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- H.C.M.R. HARRIS COUNTY MAP RECORDS
- O.P.R.O.R.P.H.C.T. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY HARRIS COUNTY, TEXAS.
- H.C.D.R. HARRIS COUNTY DEED RECORDS



SURVEY OF
0.093 OF AN ACRE
OUT OF ASHBELL SMITH SURVEY
ABSTRACT NO. 726

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

LINE TABLE

No.	BEARING	DISTANCE
L1	S87°53'55"W	20.00'
L2	N87°53'53"E	16.79'

CURVE TABLE

No.	RADIUS	DELTA	LENGTH	CHORD	CHD
CI	802.00'	05°10'40"	72.48'	S04°40'38"E	72.45'

- NOTES**
- BEARINGS ARE BASED ON STATIC RTK GPS OBSERVATIONS HOLDING TSARP MONUMENTS RM 050170 AND RM 050175. COORDINATES ARE RELATED TO TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE NAD83. ALL COORDINATES ARE SURFACE IN US SURVEY FEET USING A SURFACE ADJUSTMENT FACTOR OF 1.000095276.
 - ABSTRACT INFORMATION PROVIDED BY FIRST TEXAS TITLE COMPANY. SURVEYOR DID NOT ABSTRACT TRACT.
 - THIS SURVEY DOES NOT PROVIDE ANY DETERMINATION CONCERNING WETLANDS, FAULT LINES, TOXIC WASTE AREAS, OR ANY OTHER ENVIRONMENTAL ISSUES.
 - SQUARE FOOTAGE TOTALS SHOWN HEREON ARE BASED UPON MATHEMATICAL CLOSURES AND DO NOT NECESSARILY REPRESENT THE POSITIONAL ACCURACY OF THE BOUNDARY MONUMENTATION.
 - METES AND BOUNDS DESCRIPTION OF EVEN DATE ACCOMPANIES THIS PLAT

Solutions, LTD
1440 Lake Front Circle, Suite #110
The Woodlands, Texas 77380
Phone: 281-681-9766 Fax: 281-681-9779

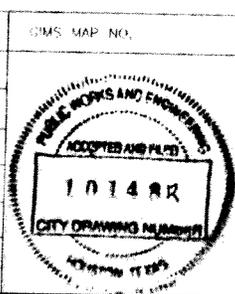
27 of 38

09-05-09
DATE

CHIEF SURVEYOR

RIGHT OF WAY SECTION

KEY MAP NO. 295-Z
PARCEL NO. AY8-311
DATE: 07/2008
CIP NO.
CFS NO. H-70842-00013
C.M. NO.



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

Reso

SUBJECT: Waiver of Local Match Participation for the Federal Off-System Bridge Program administered by the Texas Department of Transportation; WBS No. N-001320-0014-3.

Page 1 of 2

Agenda Item #

12

FROM (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

8/9/12

AUG 15 2012

DIRECTOR'S SIGNATURE:

Daniel W. Krueger, P.E.

Council District affected:

C, H, & K

See

For additional information contact:

Ravi Kaleyatodi, P.E., CPM

Senior Assistant Director Phone: (832) 395-2326

Date and identification of prior authorizing Council action:

8/9/12

RECOMMENDATION: (Summary)

Approve a Resolution supporting the City of Houston's request for a Waiver of the Local Match Participation Requirements for the Federal Off-System Bridge Program.

Amount and Source of Funding: N/A

PROJECT NOTICE/JUSTIFICATION: The Federal Off-System Bridge Program is administered by the Texas Department of Transportation (TxDOT) to replace or rehabilitate structurally deficient and functionally obsolete bridges located on public roads and streets not located on the designated state highway system. This Resolution will support a request for a waiver of the local match requirements of the Program in return for the City agreeing to perform structural improvement work on other deficient bridges within the City's roadway system.

PREVIOUS HISTORY AND SCOPE: Under this Program, the usual fund participation ratio for projects is 80 percent federal, 10 percent state and 10 percent local government. The Texas Administrative Code, Title 43, Section 15.55 provides that under specified conditions, the 10 percent local government match requirement may be waived on this project if the local government performs an equivalent dollar amount of structural improvement work on another deficient bridge within its jurisdiction (Equivalent-Match Projects). The City of Houston has included in the FY 2012-2017 Capital Improvement Plan \$6,367,000.00 for the Bridge Rehabilitation/Replacement Program. This Resolution is necessary to obtain the waiver for the reconstruction of the bridge listed below under the Off-System Bridge Replacement Program, hereinafter, referred to as "Participation Waived" Project.

Bridge	Key Map No.	NBI Structure No.	Control Section Job No.	Council District
Yale Street At White Oak Bayou	492H	12-102-0-B71457-079	0912-72-230	C

REQUIRED AUTHORIZATION

CUIC ID # 20TAA95B

Finance Department:

Other Authorization:

Other Authorization:

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

Based on field investigations, Public Works & Engineering has identified the following bridges as appropriate candidates for replacement under this Program.

<i>Location</i>	<i>Key Map No.</i>	<i>Council District</i>
100 Anabel	453A	H
13800 Lew Briggs	573S	K
100 E. Witcher	453A	H

The City proposes to replace three existing deficient timber one span bridges with double barrel box culvert bridges. The three bridges will cost a total of approximately \$425,250.00. The local match participation required for the reconstruction of the Participation-Waived bridge is \$332,750.00.

This resolution requests the State's consideration of waiving the local match participation on the Participation-Waived Off-System Bridge by utilizing funds expended in the Bridge Rehabilitation/Replacement Program under the City's Capital Improvement Plan.

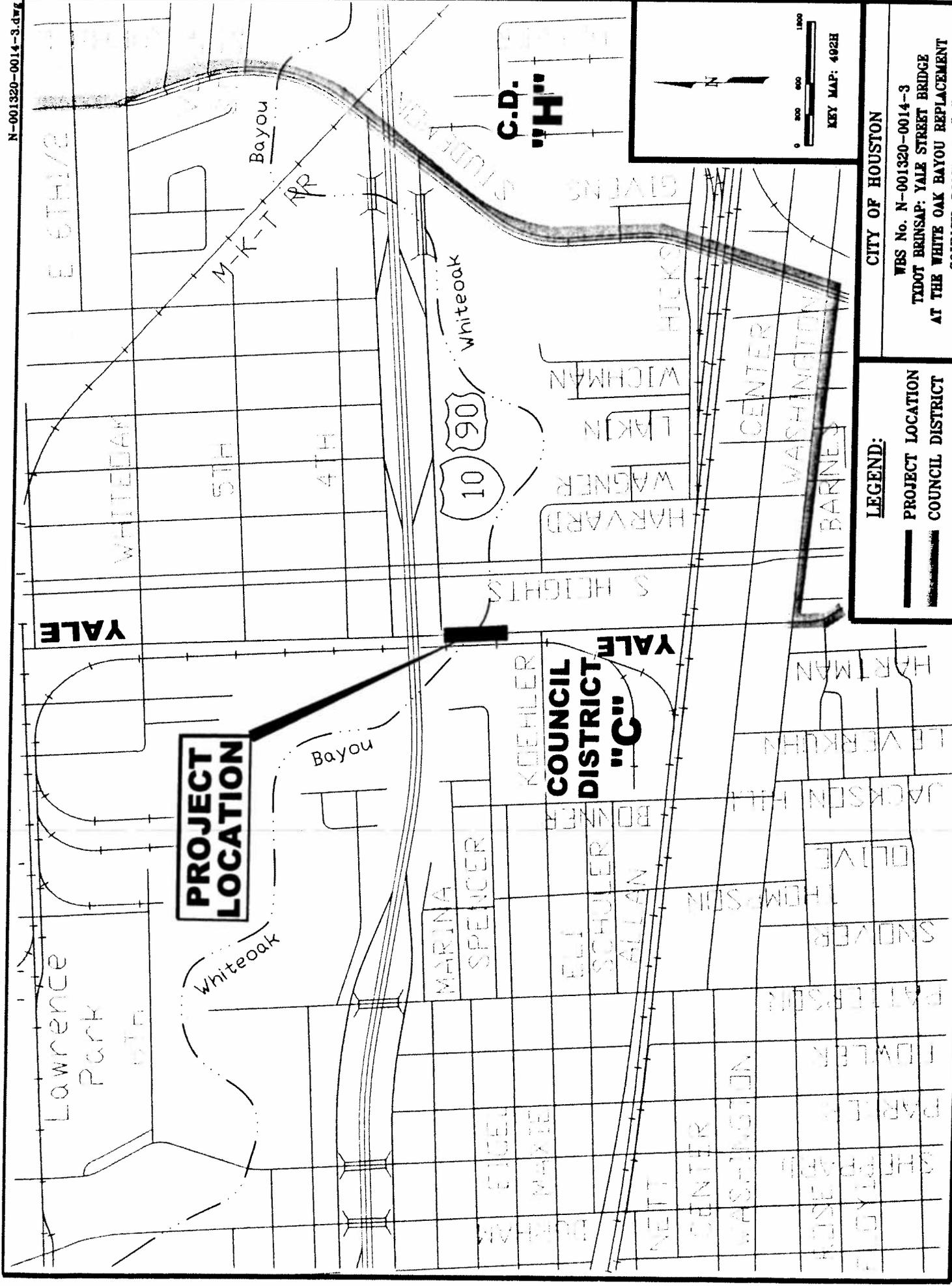
ACTION RECOMMENDED: It is recommended that City Council approve a resolution supporting the Waiver of Local Match Participation Requirements for the Federal Off-System Bridge Program.

[Handwritten signature]

DWK:DRM:RK:TAA:PKC:DWW:ERJ

Z:\constr\A-SB-DIV\Design\TxDOT\Projects\0912-72-230 Yale Street Bridge over White Oak Bayou RCA.DOC

c: File – TxDOT – Yale Street Bridge at White Oak Bayou



**PROJECT
LOCATION**

**C.D.
'H'**

**COUNCIL
DISTRICT
'C'**

LEGEND:

— PROJECT LOCATION

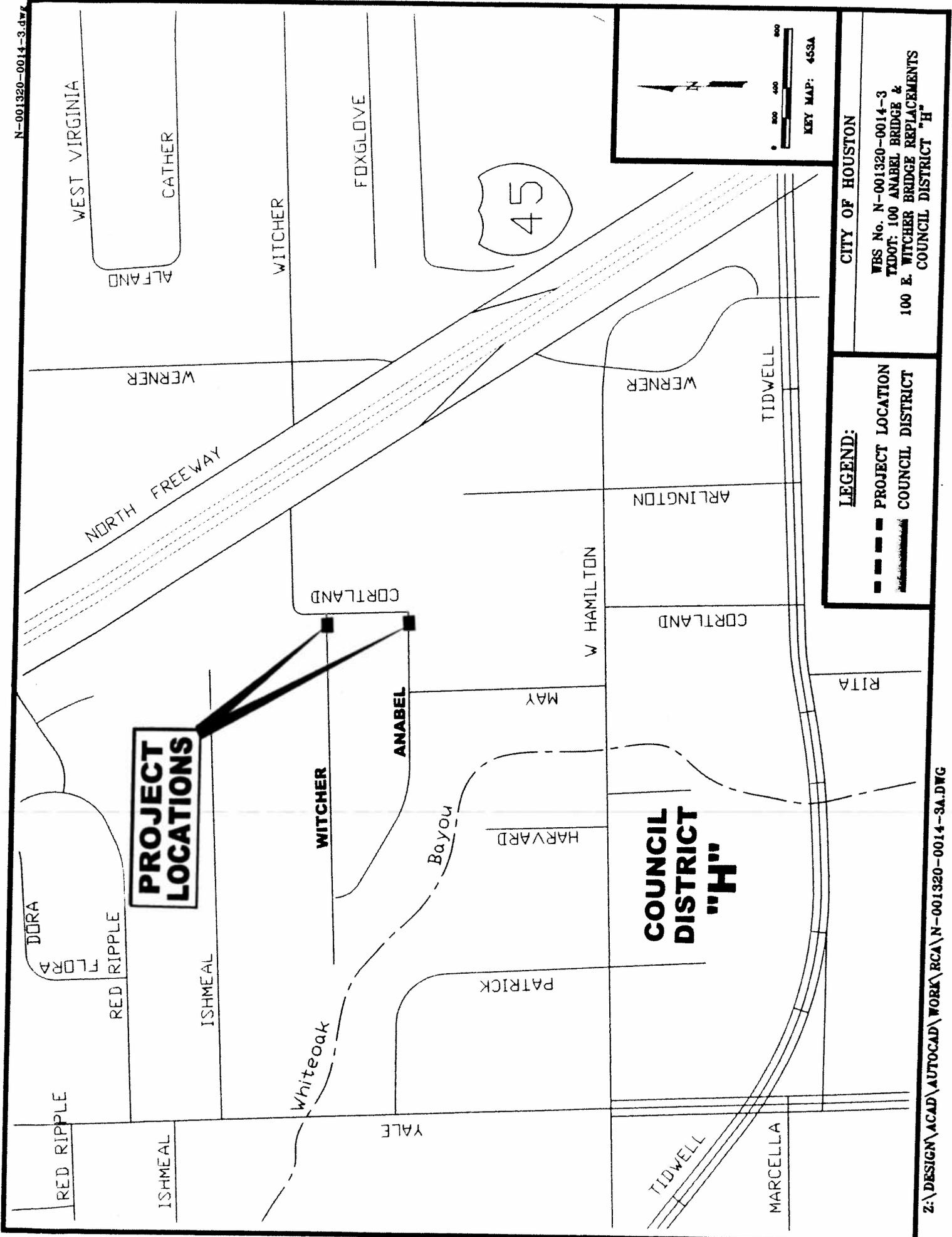
— COUNCIL DISTRICT

CITY OF HOUSTON

WBS No. N-001320-0014-3

**TxDOT BRINSAP: YALE STREET BRIDGE
AT THE WHITE OAK BAYOU REPLACEMENT**

COUNCIL DISTRICT "C"



PROJECT LOCATIONS

COUNCIL DISTRICT "H"

LEGEND:

- PROJECT LOCATION
- COUNCIL DISTRICT

CITY OF HOUSTON

WBS No. N-001320-0014-3
 TDDOT: 100 ANABEL BRIDGE &
 100 E. WITCHER BRIDGE REPLACEMENTS
 COUNCIL DISTRICT "H"

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Adopt an Ordinance approving an Economic Development Agreement between the City of Houston and Finger Development Company pursuant to Chapter 380, Texas Local Government Code	Page 1 of 1	Agenda Item # 13
--	-----------------------	--------------------------------

FROM (Department or other point of origin): Andrew F. Icken Chief Development Officer – Office of the Mayor	Origination Date 8/10/2012	Agenda Date AUG 15 2012
--	--------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: 1
---	--

For additional information contact: Tim Douglass Phone: 832-393-0937	Date and identification of prior authorizing Council action: June 27, 2012
---	---

RECOMMENDATION: (Summary)
Adopt an Ordinance approving an Economic Development Agreement between the City of Houston and Finger Development Company (Finger) pursuant to Chapter 380 of the Texas Local Government Code providing for the grant of public funds for the abandonment of a portion of Prairie Street right-of-way to Finger in connection with a new multi-family residential development. Houston Downtown Management District guidelines for the Living Initiative will be followed and the District will grant 75% of their assessment as a complementary incentive.

Amount and Source of Funding:

SPECIFIC EXPLANATION:
In 1989, the State legislature enacted Chapter 380 of the Texas Local Government Code ("Chapter 380") to create a mechanism that municipalities can use to grant or loan public funds for economic development purposes. Subsequently, by Ordinance No. 99-674, the City established the City of Houston Chapter 380 loan/grant program, pursuant to the provisions of Chapter 380, and adapted 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.

Recent studies by the Houston/Galveston Area Council and the Urban Land Institute indicate that the underdeveloped areas on the east side of downtown Houston (the "Target Area"), as shown on the attached map, have a strong potential market demand for residential units and that residential development in this area would support public investment in the area, such as the George R. Brown Convention Center, Discovery Green and the various sports venues. These studies, however, recognize that the difference between rental rates and land costs in the area create very difficult economics for residential development.

In connection with its proposed development of a 380- unit multi-family residential project on the north and south sides of the fifteen hundred block of Prairie Street (Blocks 50 and 51), the current owners of the property, on behalf of Finger have submitted an application to the City, through the Joint Referral Committee, for the abandonment of that portion of Prairie Street within the boundaries of the proposed project. Final abandonment is contingent upon JRC approval and compliance with all terms and conditions therein. Finger has requested that the City provide an economic development grant equal to the value of the street right-of-way that Finger would otherwise be required to pay upon the City's abandonment of these rights-of-way. The estimated value of the Chapter 380 Economic Development Grant is approximately \$2 million.

It is ours and the HDMD belief that "but for" this incentive this project will not be built in its current form. The project has also been supported by multiple adjoining property owners.

The Project is located within the Target Area of the Downtown Living Initiative and meets the objectives of that program by providing pedestrian-oriented residential development in the Target Area, which is expected to increase economic activity in the area. The Project, however, was planned and designed in advance of the Downtown Living Initiative, so the recommendation of the Administration is that a separate program, with a separate economic development incentive be used for the Project. Calculations show that this proposal is economically equivalent to the Downtown Living Initiative *(that project is designed so multiple incentives cannot be offered).

This project was presented to the Housing, Sustainable Growth and Development Committee on July 30, 2012

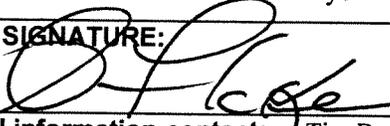
C: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David Feldman, City Attorney
Deborah McAbee, Senior Assistant City Attorney

Other Authorization:	Other Authorization:	Other Authorization:
-----------------------------	-----------------------------	-----------------------------

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Adopt an Ordinance approving Downtown Living Initiative - a Chapter 380 Economic Development Program for multi-family development in the eastern portion of downtown Houston and approving an agreement between the City and the Downtown Houston Management District for administration of the Program.	Page 1 of 1	Agenda Item # 14
--	-----------------------	--------------------------------

FROM (Department or other point of origin): Andrew F. Icken Chief Development Officer – Office of the Mayor	Origination Date 8/9/2012	Agenda Date AUG 15 2012
--	-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: 	Council District affected: 1
---	--

For additional information contact: Tim Douglass Phone: 832-393-0937	Date and identification of prior authorizing Council action:
---	---

RECOMMENDATION: (Summary)
 Adopt an ordinance establishing the Downtown Living Initiative, a Chapter 380 Economic Development Program to provide economic incentives for multi-family residential development in the eastern portion of downtown Houston and approving an agreement between the City and the Downtown Houston Management District for administration of the Program by the District.

Amount and Source of Funding:

SPECIFIC EXPLANATION:
 In 1989, the State legislature enacted Chapter 380 of the Local Government Code ("Chapter 380") to create a mechanism that municipalities could use to grant or loan public funds for economic development purposes by creating one or more programs to promote economic development and stimulate business and commercial development within the municipality. Subsequently, by Ordinance No. 99-674, the City established the City of Houston Chapter 380 loan/grant program. The Administration now proposes to establish an additional Chapter 380 program to be known as the Downtown Living Initiative (the "Program").

Recent studies by the Houston/Galveston Area Council and the Urban Land Institute indicate that the underdeveloped areas on the east side of downtown Houston (the "Target Area"), as shown on the attached map, have a strong potential market demand for residential units and that residential development in this area would support public investment in the area, such as the George R. Brown Convention Center, Discovery Green and the various sports venues. These studies, however, recognize that the difference between rental rates and land costs in the area create very difficult economics for residential development.

To assist in closing this gap, a Program is proposed that would offer an incentive to new multi-family residential projects in the Target Area that meet specified criteria:

- (1) the development meets design guidelines approved by the Houston Downtown Management District ("HDMD")
- (2) the project can accommodate ground level retail uses
- (3) the project will support an enhanced pedestrian environment
- (4) the project will include public improvements as specified in the guidelines
- (5) the project has not received and will not receive any other or additional economic or development incentives or benefit provided by the City
- (6) the project owner enters into a standard form agreement, approved by the Chief Development Officer of the City, with HDMD relating to the project

A project meeting these criteria will receive an incentive of up to \$15,000 per residential unit, which is payable in the future from 75% of the incremental ad valorem taxes and HDMD assessments on the project until the earlier of the date when the total incentive has been paid or 15 years from the date the project receives a certificate of occupancy.

REQUIRED AUTHORIZATION

Other Authorization:	Other Authorization:	Other Authorization:
-----------------------------	-----------------------------	-----------------------------

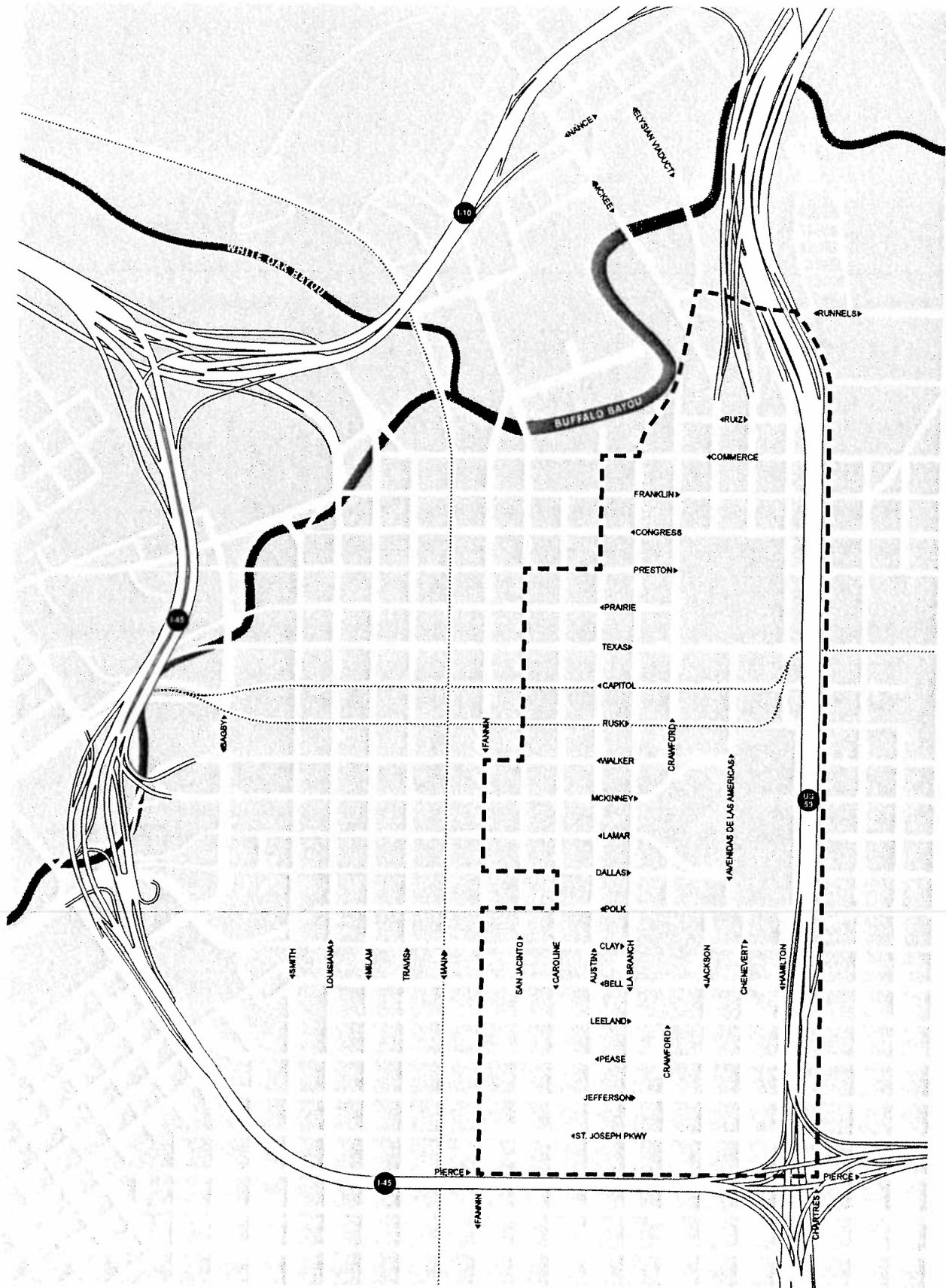
Date	SUBJECT:	Originator's Initials	Page of
------	----------	--------------------------	------------

Chapter 380 authorizes the City to enter into agreements with other political subdivisions, such as HDMD, for the administration of a Chapter 380 program. The City and HDMD will enter into a Master Economic Development Program pursuant to which HDMD will administer the program and enter into individual development agreements with owners of qualifying projects. HDMD will calculate the annual incremental taxes from each project and invoice the City, whereupon the City will transfer the appropriate amount of taxes to HDMD for payment to the project owner.

To encourage immediate development in the Target Area in the short-term, the Program will be of limited duration. It will remain in effect until the earlier of June 30, 2016, or the commitment of owners of qualifying projects to construct an aggregate of 2,500 multi-family units in the Target Area.

This project was presented to the Housing, Sustainable Growth and Development Committee on July 30, 2012

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



Downtown Living Initiative
Chapter 380 Program Boundaries

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approving a Second Amended Project Plan and Reinvestment Zone Financing Plan and Extension of the Zone's Duration for Reinvestment Zone Number Twenty-One (Hardy/Near Northside Zone)

Category # 1

Page 1 of 1

Agenda Item # 15

FROM: (Department or other point of origin):

Andrew F. Icken
Chief Development Officer

Origination Date

8/9/12

Agenda Date

AUG 15 2012

DIRECTOR'S SIGNATURE:

Council Districts affected:

For additional information contact:

Ralph De Leon Phone: (832) 393-0985

Date and identification of prior authorizing Council Action:

Ord. No. 2003-1258, 12/17/03, Ord. No. 2008-1212, 12/30/08, Res. No. 2009-0032, 11/10/09, Ord. No. 2009-1272, 12/09/09

RECOMMENDATION: (Summary)

City Council adopt an ordinance approving a Second Amended Project Plan and Reinvestment Zone Financing Plan and Extension of the Zone's Duration for Reinvestment Zone Number Twenty-One (Hardy/Near Northside Zone).

Amount and Source of Funding: No Funding Required

Specific Explanation:

On December 17, 2003, by Ordinance 2003-1258, City Council created Tax Increment Reinvestment Zone Number Twenty-One (Hardy/Near Northside Zone). On December 30, 2008, by Ordinance 2008-1212, the City approved a Project Plan and Reinvestment Zone Financing Plan for the Zone. On November 10, 2009, by Resolution 2009-0032, City Council created the Hardy/Near Northside Redevelopment Authority to implement the Plan. On December 9, 2009, by Ordinance 2009-1272, City Council approved an Amendment to the Project Plan and Reinvestment Zone Financing Plan (collectively, "Plans"). The Zone and the City now desire to further amend the Plans ("Amended Plan").

The proposed Amended Plan restates the goals and objectives included in the original Plans, including the design and construction of public infrastructure improvements such as public transit, pedestrian and mobility improvements, public utility system improvement projects, parks, and affordable housing. Overall, the project costs will increase by \$36,000,000 from previous Plans.

In conjunction with Council's approval of a seven-year extension of the Zone to 2040, the proposed Amended Plan will enable the City and the Zone to address distressed infrastructure, mobility improvements, conditions that endanger life and property, and other quality of life issues in the Zone. To support the Zone's and the City's efforts, the Administration recommends that City Council approve a Second Amended Plan for the Zone and extend the duration of the Zone by an additional seven years from December 31, 2033 to December 31, 2040.

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

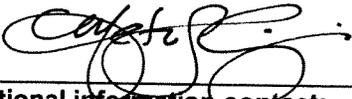
REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Adopt an Ordinance amending Ordinance 2011-1170 related to the Rescheduling of the City Council Meeting for the week of September 2 nd through the 8 th , 2012.		Agenda Item # 16
FROM (Department or other point of origin): Mayor's Office	Origination Date 8/10/12	Agenda Date AUG 15 2012
DIRECTOR'S SIGNATURE: 	Council District affected: All	
For additional information contact: Marta Crinejo, Agenda Director Phone: 832.393.1091	Date and identification of prior authorizing Council action: Ordinance 2011-1170 12/14/11 Ordinance 2012-661 7/25/12	
RECOMMENDATION: (Summary) Adopt an Ordinance amending Ordinance 2011-1170 related to the rescheduling of the City Council Meeting for the week of September 2 nd through the 8 th , 2012.		
Amount and Source of Funding: N/A	Finance Budget:	
SPECIFIC EXPLANATION: In order to return to City Council and employees the summer office work week which was lost in August, Council is asked to approve an ordinance amending Section 8 of ordinance 2011-1170 to remove reference to consolidation and insert language to postpone to the following week the September 5, 2012 meeting. Council approval of this amendment is requested.		
Other Authorization		Other Authorization

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Agreement between the City of Houston and the Texas Department of Transportation for the FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Commercial Motor Vehicle Safety Grant	Category #	Page 1 of 1	Agenda Item # 17
---	-------------------	-----------------------	----------------------------

FROM: (Department or other point of origin): Houston Police Department	Origination Date 8/9/12	Agenda Date AUG 15 2012
--	-----------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: <i>Charles A. McClelland, Jr.</i> Charles A. McClelland, Jr., Chief of Police	Council Districts affected: All
--	---

For additional information contact: Joseph A. Fenninger, <i>JAF 7/25/12</i> CFO and Deputy Director 713-308-1770	Date and identification of prior authorizing Council Action:
---	---

RECOMMENDATION: (Summary)
To create an ordinance, approving and authorizing the agreement and acceptance of the award for the Texas Department of Transportation (TXDOT), FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Commercial Motor Vehicle Safety Grant.

Amount of Funding:				Finance Budget:
<u>TXDOT</u> \$297,028.60	<u>CASH MATCH</u> \$49,964.85	<u>IN-KIND MATCH</u> \$402,499.54	<u>TOTAL FUNDING</u> \$749,492.99	

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
Cash Match - Grant Matching Fund (1021)

SPECIFIC EXPLANATION:
Texas Department of Transportation FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Commercial Motor Vehicle Safety Grant

The Houston Police Department is applying to the Texas Department of Transportation (TXDOT) for the FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Commercial Motor Vehicle Grant. The grant period becomes effective October 1, 2012, or on the date of final signature, which ever is later, and ends on September 30, 2013. TXDOT will provide \$297,028.60 in grant funding. A cash match of \$49,964.85 and an in-kind match of \$402,499.54 are required, for a total of \$749,492.99.

The grant award will provide funding for personnel over the next 12 months to reduce the amount of dangerous commercial motor vehicles on the freeways through inspections and additional enforcements. The City will provide the fringe benefits and court costs of the operational personnel, the costs of operating the police patrol vehicles utilized in the program and indirect costs as the in-kind match.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization: <i>[Signature]</i> 7/25/12	Other Authorization: <i>[Signature]</i>
------------------------	---	---

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Agreement between the City of Houston and the Texas Department of Transportation for the FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Motor Vehicle Safety Grant	Category	Page	Agenda Item
	#	1 of 1	# 18

FROM: (Department or other point of origin): Houston Police Department	Origination Date 8/9/12	Agenda Date AUG 15 2012
--	-----------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: <i>Charles A. McClelland, Jr.</i> Charles A. McClelland, Jr., Chief of Police	Council Districts affected: All
--	---

For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 713-308-1770 <i>7/25/12</i>	Date and identification of prior authorizing Council Action:
---	---

RECOMMENDATION: (Summary)
To create an ordinance, approving and authorizing the agreement and acceptance of the award for the Texas Department of Transportation (TXDOT) FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Motor Vehicle Safety Grant.

Amount of Funding:				Finance Budget:
	CASH MATCH	IN-KIND MATCH	TOTAL FUNDING	
TXDOT \$702,916.61	\$200,000.00	\$1,305,158.72	\$2,208,075.33	

SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)
Cash Match - Grant Matching Fund (1021)

SPECIFIC EXPLANATION:
Texas Department of Transportation FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Motor Vehicle Safety Grant

The Houston Police Department is applying to the Texas Department of Transportation (TXDOT) for the FY 2013 Statewide Transportation Enhancement Program (STEP) Comprehensive Motor Vehicle Safety Grant. The grant period becomes effective October 1, 2012, or on the date of final signature, whichever is later, and ends on September 30, 2013. TXDOT will provide \$702,916.61 in grant funding. A cash match of \$200,000.00 and an in-kind match of \$1,305,158.72 are required, for a total of \$2,208,075.33.

This grant will provide overtime for personnel over the next 12 months to enforce DWI violations, speeding, occupant protection, as well as violations occurring at intersections. The City will provide the fringe benefits and court costs of the operational personnel, the costs of operating the police patrol vehicles utilized in the program and indirect costs as the in-kind match.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization: <i>7/25/12</i>	Other Authorization: <i>Charles A. McClelland, Jr.</i>
------------------------	---	--

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance consenting to the creation of Harris County Improvement District No. 15 and to the addition of approximately 161 acres of land into the District	Category #	Page 1 of 1	Agenda Item # <i>19</i>
---	-------------------	-----------------------	-----------------------------------

FROM (Department or other point of origin): Planning and Development	Origination Date August 1, 2012	Agenda Date <i>AUG 15 2012</i>
--	---	--

DIRECTOR'S SIGNATURE: <i>Maureen A. Gajewski</i>	Council District affected: E (and ETJ)
--	--

For additional information contact: Nicole B. Smothers Phone: 713-837-7856	Date and identification of prior authorizing Council action: N/A
--	--

RECOMMENDATION: (Summary)
Approval of an ordinance consenting to the creation of Harris County Improvement District No. 15 and to the addition of approximately 161 acres of land into the District

Amount and Source of Funding:	Finance Budget:
--------------------------------------	------------------------

SPECIFIC EXPLANATION:

Management districts are special districts created by the Texas legislature. Generally, these districts are empowered to promote, develop, encourage and maintain employment, commerce, transportation, water and sewerage improvements, housing, tourism, recreation, arts, entertainment, economic development, safety and public welfare. Typically, management districts are given the power to finance their operations by issuing bonds or other obligations, payable in whole or in part from ad valorem taxes, assessments, impact fees or other funds of the District to provide improvements and services. Further, districts may levy a tax only after holding an election within the district.

A management district is intended to supplement, not supplant, existing public services. Creation of these districts does not release Harris County or the City of Houston from its obligations to provide services to the areas; nor does it require additional services from the City. The City assumes no liability for the debts, obligations or liabilities of the district.

The Planning and Development Department recommends City Council consent to the creation of the following district:

Harris County Improvement District No. 15: Authorized by the 81st Legislature in 2009, this District is located in Houston's ETJ. A portion of the District is located along the Ship Channel Navigation District, annexed for limited purposes and assigned to District E. There are no persons residing in any of the management district area. The District's Board of Directors has submitted a Resolution requesting consent to the creation of the District. Following city consent to the creation of the district, the District's Board of Directors will begin improvement projects that include water, sewer and drainage improvements, road improvements to support development, transit improvements, landscaping and median improvements and parks and recreational facilities and navigation improvements to support development of business and industry in the District.

The District has also requested consent to the annexation of approximately 161 acres of land into the district (see attached map). The land to be annexed is entirely undeveloped.

For this district, it is recommended that the City provide its consent under the conditions in Exhibits B and B-1 to the creation of this district and for the annexation of land into the district.

Attachment

CC: Marta Crinejo, Agenda Office
David Feldman, City Attorney
Deborah McAbee, Sr. Assistant City Attorney
Anna Russell, City Secretary

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
--------------------------	-----------------------------	-----------------------------

Copy

14



- HCID 15 Existing Boundary
- Annexation Tracts



Disclaimer:
Every effort has been made to ensure the accuracy of the base map data. Brown & Gay Engineers, Inc. assumes no liability or damages due to errors or omissions.

May 2011 Job No: 400-00

L:\Projects\HCID 015\CIVIL\Exhibits\HCID15Annexations 20110127.mxd

HCID 15 Annexations

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approve First Amendment to Construction Contract and Appropriate Additional Funds Hassell Construction Company, Inc. Kingwood Community Center WBS No. F-504C13-0001-4	Page 1 of 2	Agenda Item 20
--	-----------------------	----------------------------------

FROM (Department or other point of origin): General Services Department	Origination Date 8/6/2012	Agenda Date AUG 15 2012
---	-------------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix</i> 7/13/12	Council District(s) affected: E
--	---

For additional information contact: Jacquelyn L. Nisby <i>J. Nisby</i> Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No.2011-405, June 1, 2011
--	--

RECOMMENDATION: Approve First Amendment to construction contract and appropriate additional funds for the project.

Amount and Source of Funding: \$176,000.00 Parks Special Fund (4012)	Finance Budget:
Previous Funding: \$ 2,076,721.00 Parks Consolidated Construction Fund (4502) \$ 412,279.00 Parks Special Fund (4012) \$ 2,489,000.00 Total Appropriation	

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve a First Amendment to the construction contract with Hassell Construction Company, Inc. (Hassell) to increase the director's authority to approve Change Orders up to 12.66% of the original contract price. The requested appropriation is necessary to provide additional improvements at the community center, which will exceed the original 5% contingency. Lake Houston Tax Increment Reinvestment Zone – TIRZ No. 10 is funding the following enhancements to provide the community with a fully functional and enjoyable community center.

- New electrical lines and conduits for projectors, projection screens, speakers, A/V controls, and lighting controls.
- New electrical transformer and electrical panel for A/V equipment.
- New A/V equipment for all meeting rooms which includes: video projectors and mounting equipment, projection screens and A/V Control Panels.
- New A/V distribution system which including DVD players, switchers, amplifiers, lighting controls, audio controls, rack mounting system and protective cabinet for equipment.
- New speakers, wireless headsets and microphones in the large multipurpose meeting room.
- New spot light for main podium location.

These additional enhancements were not included in the original scope of work; however implementing the improvements at this time is cost effective and will deliver a more complete project.

PROJECT LOCATION: 4102 Rustic Woods (297X)

REQUIRED AUTHORIZATION CUIC ID # 25PARK177

General Services Department:
Richard A. Vella
Richard A. Vella
Chief of Design & Construction Division

Parks and Recreation Department:
Joe Turner
Joe Turner
Director

Date	SUBJECT: Approve First Amendment to Construction Contract and Appropriate Additional Funds Hassell Construction Company, Inc. Kingwood Community Center WBS No. F-504C13-0001-4	Originator's Initials CFP	Page 2 of 2
-------------	---	---	-----------------------

PREVIOUS HISTORY AND PROJECT SCOPE: On June 1, 2011, City Council awarded a construction contract to Hassell Construction Company, Inc. to provide construction services for the Kingwood Community Center, and appropriated \$2,489,000.00. The scope of work includes construction of a new community center, parking lot replacement and expansion, connecting walkways, landscaping and irrigation, and site detention.

CONSTRUCTION GOALS: The enhancements provided by the TIRZ are being added as the project is nearing completion. The original contract has a 14.0% MBE goal and 10.0% SBE goal. To date, Hassell has achieved 12.64% MBE participation and 6.08% SBE participation. It is anticipated that Hassell will achieve the goals by the completion of the original contract.

AT

SM:JLN:RAV:LJ:CFP:cfp

c: Marta Crinejo, Jacquelyn L. Nisby, Mark Ross, Morris Scott, Chris Gonzales, Luci Correa, Lisa Johnson, Martha Leyva, File 813

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

SUBJECT: Approve Professional Materials Engineering and Testing Services Laboratory Contracts.	Page 1 of 2	Agenda Item <i>21</i>
---	-----------------------	---------------------------------

FROM (Department or other point of origin): General Services Department	Origination Date 8/9/12	Agenda Date AUG 15 2012
---	-----------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: <i>ms</i> Scott Minnix  8/3/12	Council Districts affected: All
---	---

For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action:
--	---

RECOMMENDATION: Approve and authorize 18 Professional Materials Engineering and Testing Services Laboratory Contracts.

Amount and Source of Funding: No Funding Required	Finance Budget:
--	------------------------

SPECIFIC EXPLANATION: On February 3, 2012, the General Services Department (GSD) advertised for the submission of Statement of Qualifications (SOQ) for materials engineering and testing services for GSD managed construction projects. The SOQs were due on February 27, 2012 and 18 firms responded. GSD evaluated the respondents and determined that all 18 firms were licensed and had the expertise and experience in providing these services. Each contract term is three-years with a one-year renewal option. Therefore, GSD recommends approval of a materials engineering and testing services contract to each firm listed below:

- ✓ 1. Professional Service Industries, Inc.
- ✓ 2. Fugro Consultants, Inc.
- ✓ 3. HTS, Inc. Consultants
- ✓ 4. Alliance Laboratories, Inc.
- ✓ 5. Raba-Kistner Consultants, Inc.
- ✓ 6. QC Laboratories, Inc.
- ✓ 7. Paradigm Consultants, Inc.
- ✓ 8. Tolunay-Wong Engineers, Inc.
- ✓ 9. Terracon Consultants, Inc.
- ✓ 10. Associated Testing Laboratories, Inc.
- ✓ 11. HVJ Associates, Inc.
- ✓ 12. Geotest Engineering, Inc.
- ✓ 13. Kenall Inc.
- ✓ 14. Atser, L.P.
- ✓ 15. Aviles Engineering Corporation
- ✓ 16. DAE & Associates, Ltd., d/b/a Geotech Engineering and Testing
- ✓ 17. Austin-Reed Engineering, LLC
- ✓ 18. All-Terra Engineering, Inc.

PROJECT LOCATION: Citywide

SCOPE OF CONTRACT AND FEE: Materials testing assures the quality control of the construction of the project and compliance with the engineering design specifications. Under the terms of the contract, the consultants will be assigned to various projects when the construction contracts are awarded. The specific engineering tests and analysis to be performed will be identified in the respective construction contract. The consultants will be paid based on the established City of Houston Schedule of Fees and the funds for testing services will be appropriated with the construction award.

REQUIRED AUTHORIZATION CUIC ID # 25GM269 *not*

General Services Department:  Humberto Bautista, P.E. Assistant Director		
--	--	--

Date	SUBJECT: Approve Professional Materials Engineering and Testing Services Laboratory Contracts	Originator's Initials GM	Page 2 of 2
-------------	--	------------------------------------	-----------------------

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, each consultant will provide health benefits to eligible employees in compliance with City policy.

HIRE HOUSTON FIRST: No preference was given to local contractors because all respondents were selected to participate.

M/WBE PARTICIPATION: An M/WBE goal of 10% has been established for each contract. The testing laboratory companies will utilize the following certified subcontractors to achieve the goal:

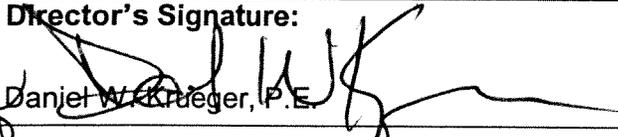
Consultant	M/WBE Subcontractor	% of Contract
Professional Services Industries, Inc.	Aviles Engineering Corporation	10%
Fugro Consultants, Inc.	Austin-Reed Engineering, Inc. Kenall, Inc.	10%
HTS, Inc. Consultants	Associated Testing Laboratory, Inc.	10%
Alliance Laboratories, Inc.	Austin-Reed Engineering, Inc.	10%
Raba-Kistner Consultants, Inc	Austin-Reed Engineering, Inc.	10%
QC Laboratories, Inc.	Associated Testing Laboratory, Inc.	10%
Paradigm Consultants, Inc.	Aviles Engineering Corporation	10%
Tolunay-Wong Engineers, Inc.	Aviles Engineering Corporation All-Terra Engineering, Inc.	5% 5%
Terracon Consultants, Inc.	All-Terra Engineering, Inc.	10%
Associated Testing Laboratory, Inc	Geotest Engineering, Inc.	10%
HVJ Associates, Inc.	Geotech Engineering and Testing All-Terra Engineering, Inc.	5% 5%
Geotest Engineering, Inc.	Associated Testing Laboratory, Inc. All-Terra Engineering, Inc.	5% 5%
Kenall, Inc.	Geotest Engineering, Inc.	10%
Atser, LP	Austin-Reed Engineering, Inc.	10%
Aviles Engineering Corporation	Austin-Reed Engineering, Inc. Geotest Engineering, Inc.	5% 5%
DAE & Associates, Ltd., d/b/a Geotech Engineering and Testing	HVJ Associates, Inc. Associated Testing Laboratory, Inc.	5% 5%
Austin-Reed Engineering, Inc.	All-Terra Engineering, Inc	10%
All-Terra Engineering, Inc.	Austin-Reed Engineering, Inc.	10%

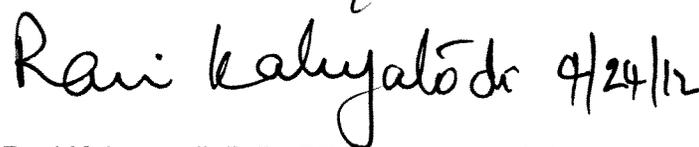
SM:HB:JLN:GM:FK:fk

c: Marta Crinejo, Jacquelyn L. Nisby, Carlecia Wright, Calvin Curtis, Gabriel Mussio, Martha Leyva, File

SUBJECT: Additional Appropriation for Professional Engineering Services Contract between the City of Houston and Civic Design Associates (previously Perspectiva Civic Design) and a Local Match to Texas Department of Transportation (TxDOT) for the Houston's Heritage Corridor, Bayou Trails West from San Jacinto Street to Stude Park, WBS No. N-000420-0016-3 and N-000420-0016-4 TxDOT CSJ 0912-71-505	Page 1 of 2	Agenda Item # 22
--	-----------------------	--------------------------------

From: (Department or Other Point of Origin) Department of Public Works and Engineering	Origination Date 8/9/12	Agenda Date AUG 15 2012
--	-----------------------------------	-----------------------------------

Director's Signature:  Daniel W. Krieger, P.E.	Council District affected: H 
---	--

For additional information contact:  Ravi Kaleyatodi 9/24/12 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action: Ord. No. 2002-0073 Dated: 01/30/2002 Ord. No. 2010-0040 Dated: 01/20/2010 Ord. No. 2010-0530 Dated: 06/30/2010
--	---

Recommendation: Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract and a Local Match.

Amount and Source of Funding: \$220,000.00 from Fund 4040 - METRO Projects Construction DDSRF. Original (previous) appropriations of \$441,700.00 from Street and Bridge Consolidated Construction Fund No. 437 and subsequent additional appropriation of \$39,000.00 from the Street and Bridge Consolidated Construction Fund No. 4506, and \$850,200.00 for the Local Match to TxDOT from the METRO Projects Construction Fund No. 4040.

PROJECT NOTICE/JUSTIFICATION: This project is a part of the Houston Bikeway Program that provides connectivity to the Bikeway Network.

DESCRIPTION/SCOPE: The project consists of a reinforced concrete Hike and Bike Trail approximately 2.6 miles long with the retrofitting of two railroad bridges and a new pre-stressed concrete bridge. The project also includes retaining walls, accessibility ramps, signage, pavement markings, lighting conduit, storm drainage and landscaping.

The eligible costs of the project are 80% funded by the Federal Highway Administration through the Intermodal Surface Transportation Efficiency Act under the Transportation Enhancement, Congestion Mitigation and Air Quality Programs. The 20% local match funding is provided by the City of Houston. In addition to the local match, the City is responsible for paying 100% of all costs in excess of federal participation.

LOCATION: The trail is generally bounded by White Oak Drive on the north, Washington Avenue on the south, Studemont Street on the west and North Main Street on the east. Key Map grids: 493B, E, F, G, L and M.

REQUIRED AUTHORIZATION

CUIC ID #20RF05

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
----------------------------	-----------------------------	---

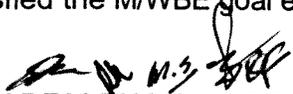
Date	SUBJECT: Additional Appropriation for Professional Engineering Services Contract between the City of Houston and Civic Design Associates (previously Perspectiva Civic Design) and a Local Match to Texas Department of Transportation (TxDOT) for the Houston's Heritage Corridor, Bayou Trails West from San Jacinto Street to Stude Park WBS No. N-000420-0016-3 and N-000420-0016-4 TxDOT CSJ 0912-71-505	Originator's Initials 	Page 2 of 2
------	--	--	----------------

PREVIOUS HISTORY AND SCOPE: On January 30, 2002, the original design services contract was approved by City Council under Ordinance No. 2002-0073. On January 20, 2010, a supplement to the professional services contract in the amount of \$39,000.00 was approved by Ordinance No. 2010-0040. On June 30, 2010, Ordinance No. 2010-0530 was approved appropriating \$850,200.00 for the local match and approval of the amended TxDOT Advance Funding Agreement. Construction started on September 20, 2010, but was interrupted by a Harris County Flood Control District de-silting project in January 2011. TxDOT and the City mutually agreed to suspend construction activities pending completion of the de-silting project. The contractor has incurred delays and claimed time suspension charges amounting to \$78,537.73. Construction change orders as a result of changed site conditions between the time of final design completion and the bid letting have been estimated at \$100,000.00. The consultant's effort for design changes resulting from the changed site conditions has been estimated at \$10,310.00. Additional funds are needed to complete the additional proposed services which were not budgeted.

SCOPE OF THIS SUPPLEMENT AND FEE: The requested additional appropriation will accomplish the following tasks: payment of an additional Local Match to TxDOT, payment of Design Services to the consultant and CIP Cost Recovery. The total requested appropriation is \$220,000.00 to be appropriated as follows: \$178,537.73 to TxDOT, \$10,310.00 to Civic Design Associates and \$31,152.27 for CIP Cost Recovery.

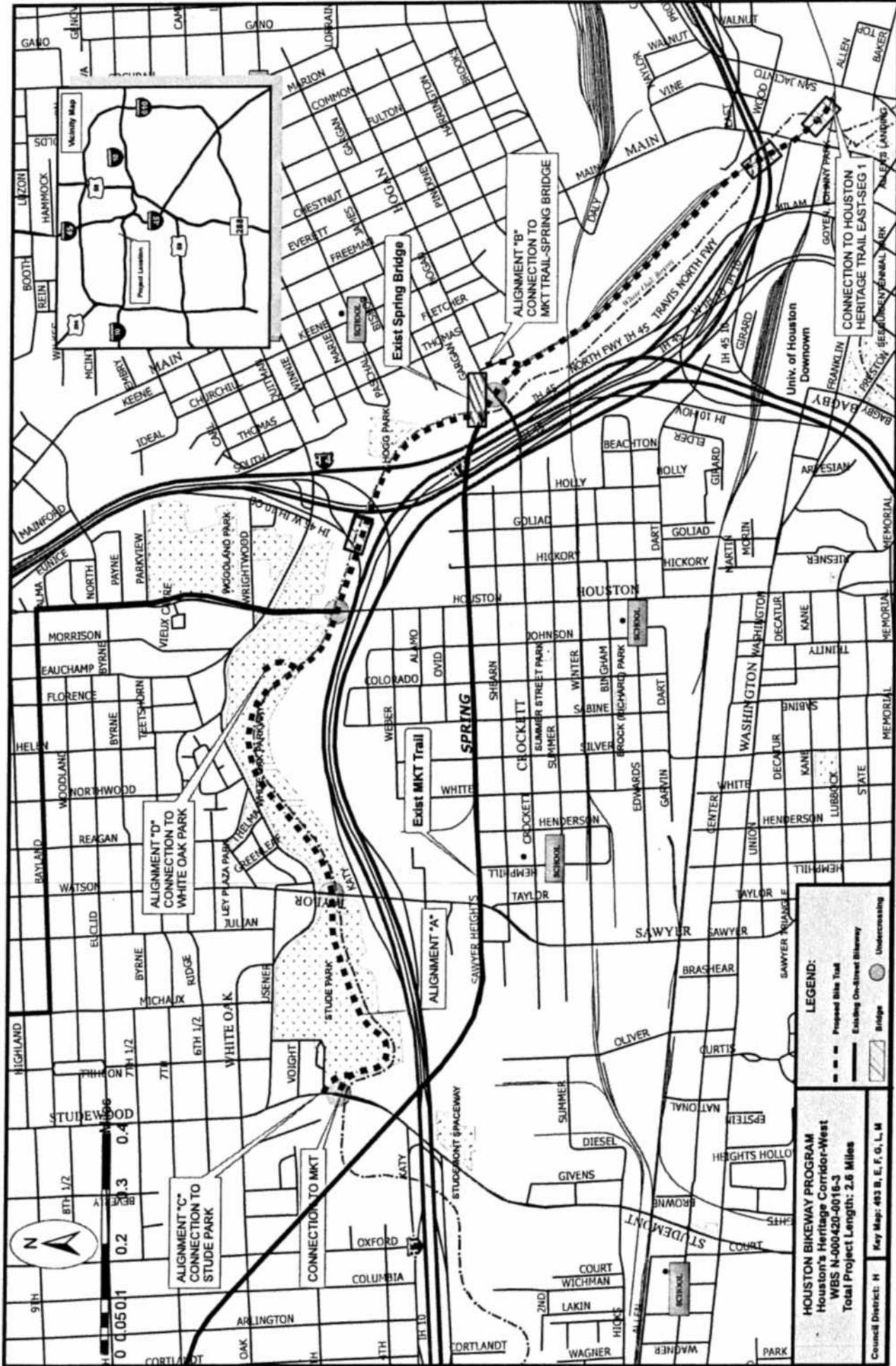
PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractor. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

M/WBE INFORMATION: The M/WBE goal established for this project is 24%. The original contract amount and subsequent appropriations totals \$436,989.66. The consultant has been paid \$417,679.16 (95.6%) to date. Of this amount, \$193,203.95 (46.26%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$447,299.66. The consultant previously satisfied the M/WBE goal established for this project.


DWK:DRM:RK:MS:BB:RF:mg

Z:\design\A-NP-DIV\Bikeway Files\Raymond\N-0420-16 Heritage Corridor Bayou Trail West\1.0 Design Contract\1.2 RCA\Construction\Revisions to 20RF05 04-12-12.doc

ec: File No. N-000420-016-4 (1.2 RCA)



LEGEND:

- Proposed Bike Trail
- Existing On-Street Bicycle
- Bridge
- Undercrossing

HOUSTON BIKEWAY PROGRAM
 Houston's Heritage Corridor-West
 WBS N-000420-0016-3
 Total Project Length: 2.6 Miles

Council District: H Key Map: #3 B, E, F, G, L, M

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award Concrete and Asphalt Restoration 2 (UMB), WBS No. S-MA1000-0002-4, File No. WA 11034-02	Category	Page 1 of <u>2</u>	Agenda Item # <u>23</u>
--	-----------------	------------------------------	-----------------------------------

FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 8/9/12	Agenda Date AUG 15 2012
--	-----------------------------------	-----------------------------------

DIRECTOR'S SIGNATURE: Daniel W. Krutger, P.E. <i>[Signature]</i>	Council District affected: All
--	---------------------------------------

For additional information contact: A. James Millage Senior Assistant Director Phone: (713) 641-9566	Date and identification of prior authorizing Council action: N/A
---	--

RECOMMENDATION: (Summary)
Accept low bid, award construction Contract, and allocate funds.

Amount and Source of Funding:

\$575,000.00	Water and Sewer System Operating Fund No. 8300 (Allocating in FY 13)
\$575,000.00	Water and Sewer System Operating Fund No. 8300 (Allocating in FY 14)
\$500,418.00	Water and Sewer System Operating Fund No. 8300 (Allocating in FY 15)
\$1,650,418.00	Total

7/30/12
AM

SPECIFIC EXPLANATION: This project will provide for restoration of concrete and asphalt sections of roads within City limits (including roads maintained by TX DOT) following the repair of water and wastewater sewer lines performed by city crews. The pavement repair size includes pavement of both smaller sections of various sizes and panel to panel of a road section.

DESCRIPTION/SCOPE: Work shall include restoration of concrete and asphalt section of roads within City Limits. The contract duration for this project is two-years, with a one-year option to renew, for a total of three years. This is a work order based contract with projects assigned on an as-needed basis.

LOCATION: The project area is generally bounded by the City Limits.

BIDS: Seven (7) bids was received for this project on 05/17/12 as follows:

Bidder	Bid Amount
1. GLM Contracting, Inc.	\$1,434,588.50
2. Total Contracting, Ltd.	\$1,507,211.75
3. ISI Contracting, Inc.	\$1,666,982.90
4. Jerdon Enterprise, L.P.	\$1,928,426.60
5. Tikon Group, Inc.	\$2,073,673.10
6. Bond Restoration, Inc.	\$2,131,771.70
7. Reliance Construction Services, L.P.	\$2,436,789.35

REQUIRED AUTHORIZATION CUIC#20AJM262 A

Finance Department:	Other Authorization: <i>A. James Millage</i> 7/27/12	Other Authorization: <i>Jun Chang</i> Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division
----------------------------	---	---

NO

25

Date	Subject Contract Award for Concrete and Asphalt Restoration 2 (UMB), WBS No. S-MA1000-0002-4, File No. WA11034-02	Originator's Initials	Page <u>2</u> of <u>2</u>
-------------	---	------------------------------	-------------------------------------

AWARD: It is recommended that this construction Contract be awarded to GLM Contracting, Inc. with a low bid of \$1,434,588.50.

PROJECT COST: The total cost of this project is \$1,650,418.00 to be allocated as follows:

	<u>FY13</u>	<u>FY14</u>	<u>FY15</u>
Bid Amount	\$500,000.00	\$500,000.00	\$434,588.50
Contingencies	\$25,000.00	\$25,000.00	\$20,829.50
Engineering Testing Services	\$50,000.00	\$50,000.00	\$45,000.00
	\$575,000.00	\$575,000.00	\$500,418.00

JRB Engineering, LLC will provide Engineering Testing Services under a previously approved contract.

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor does not meet the requirements of Hire Houston First; no Hire Houston First firms were within three percent.

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

M/WDBE PARTICIPATION: The low bidder has submitted the following proposed MBE/SBE participation plan to satisfy the four percent (4%) MBE goal and nine percent (9%) SBE goal for this project:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Professional Traffic Control	Sign, Striping/Marking	\$ 57,400.00	4 %
J.A. Gamez, Trucking Services	Trucking Services	\$ 129,200.00	9%
	TOTAL	\$ 186,600.00	13%

DWK:JC:AJM:OS:SM:TC:al

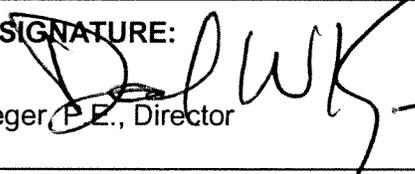
cc: Sam Lathrum
File No. WA 11034-02

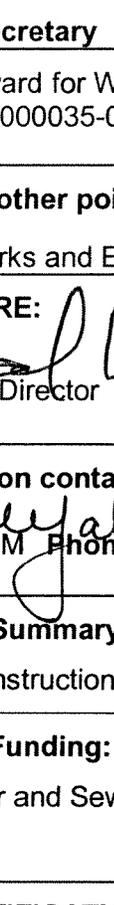
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Water Line Replacement in Memorial Plaza Area. WBS No. S-000035-0124-4.	Page 1 of 2	Agenda Item # 24
---	-----------------------	----------------------------

FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date: 8/9/12	Agenda Date: AUG 15 2012
---	------------------------------------	------------------------------------

DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: G N
--	--

For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action: 7/18/12
---	--

RECOMMENDATION: (Summary)
Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:
\$2,518,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500.
M.P. 7/24/2012

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

DESCRIPTION/SCOPE: This project consists of the construction of approximately 23,585 linear feet of water lines with related appurtenances.
The contract duration for this project is 190 calendar days. This project was designed by Costello Inc.

LOCATION: The project area is as follows:

<u>Bounded by</u>	<u>Key Map Grid</u>	<u>Council District</u>
1. Interstate 10 Katy FRWY on the North, Memorial Dr. on the South, Wycliff Dr. on the West and W. Sam Houston PKWY N. on the East.	489B,C,F,G	G

REQUIRED AUTHORIZATION CUIC ID# 20RS115 NOT

Finance Department	Other Authorization:  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division
---------------------------	--	--

BIDS: Bids were received on May 24, 2012. The four (4) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
1. Scohil Construction Services, LLC.	\$2,145,242.00
2. Metro City Construction, L.P.	\$2,461,384.70
3. D.L. Elliott Enterprises, Inc.	\$2,524,972.84
4. Resicom, Inc.	\$2,537,001.00

AWARD: It is recommended that this construction contract be awarded to Scohil Construction Services, LLC. with a low bid of \$2,145,242.00 and that no addendum be made a part of this contract.

PROJECT COST: The total cost of this project is \$2,518,000.00 to be appropriated as follows:

- Bid Amount \$2,145,242.00
- Contingencies \$107,262.10
- Engineering and Testing Services \$75,000.00
- CIP Cost Recovery \$64,795.90
- Construction Management \$125,700.00

Engineering and Testing Services will be provided by Aviles Engineering Corporation under a previously approved contract.

Construction Management Services will be provided by ESPA Corp. Inc., under a previously approved contract.

HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor does not meet the requirements of Hire Houston First; no Hire Houston First firms were within three percent.

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.

MBE/SBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 11% MBE goal and 9% SBE goal for this project.

<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Lopez Brothers Enterprises, Inc.	Trucking and Stabilized Sand	\$235,976.62	11.00%
	Total	\$235,976.62	11.00%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
2. Mickie Service Company, Inc.	Water Main & Hot Taps	\$37,075.00	1.73%
3. Regional Traffic Services LLC	Traffic Control	\$11,460.89	0.53%
4. NBG Constructors, Inc.	Driven Piers	\$48,000.00	2.24%
5. Teague Industrial Sales & Services, DBA Teague Industrial Sales & Services	Piping	\$96,535.89	4.50%
	Total	\$193,071.78	9.00%

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

[Handwritten initials]
DWK:DRM:RK:HH:SD:RS:jlx

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING,
ENGINEERING AND CONSTRUCTION DIVISION

BASE SOLUTION

WATER LINE REPLACEMENT IN MEMORIAL PLAZA AREA
WBS NO.: S-000035-0124-3

STREET NAME	FROM	TO	SIZE (INCH)	LENGTH (FEET)
BRITMOORE	BRITMOORE	END	8	1,350
ST. MARY'S	BRITMOORE	MYCLIFFE	8	1,500
ST. FRANCIS	ST. MARY'S	MYRTLEA	8	600
ST. GEORGE	ST. MARY'S	MYRTLEA	8	600
MYRTLEA	ST. MARY'S	ST. FRANCIS	8	1,100
BRITMOORE	I-10 S. SIDE	BARRYKNOLL	12	1,600
BARRYKNOLL	BRITMOORE	WYCLIFFE	8	1,800
BARRYKNOLL	BARRYKNOLL	CUL-DE-SAC	4	250
RUMMEL CREEK	BRITMOORE	BRITMOORE	8	1,400
RUMMEL CREEK	BRITMOORE	END(EAST)	4	200
DURLEY	RUMMEL CREEK	END	6	700
KIMBERLEY	DURLEY	END	6	500
WYCLIFFE	BRITMOORE	ELECTRA	8	1,400
BRITMOORE	BRITMOORE	ST. MARY'S	8	9,300
ST. MARY'S	BRITMOORE	BRITMOORE	8	1,060
PEPPER	BRITMOORE	CUL-DE-SAC	8	820
AUTUMN OAKS	ST. MARY'S	FN-3	8	280
TRAIL HOLLOW	W BELTWAY B	QUEENSBURY	8	1,700
LANE-1	W BELTWAY B	TRAIL HOLLOW	6	570
LANE-2	TRAIL HOLLOW	FN-3(NORTH)	8	480
LANE-3	TRAIL HOLLOW	FN-3(NORTH)	8	400
LANE-4	TRAIL HOLLOW	END(WEST)	8	450
LANE-5	TRAIL HOLLOW	END(WEST)	8	500
QUEENSBURY	BRITMOORE	END	4	180
CINNAMON OAK	QUEENSBURY	CUL-DE-SAC	6	500
WAX MYRTLE	QUEENSBURY	KIMBERLEY	8	700
ELECTRA	QUEENSBURY	CUL-DE-SAC	6	460
DIAMOND LEAF	QUEENSBURY	CUL-DE-SAC	6	460
CHERRYBARK	QUEENSBURY	CUL-DE-SAC	6	460
BRITMOORE	MEMORIAL	TAYLOR REST	12	380
TOTAL				23,130



MEMORIAL PLAZA

KEY MAP NO.: 489 B.C.F.G
GIMS MAP NO.: 4957A,4958C,4858D
COUNCIL DISTRICT G

PROJECT LOCATION MAP

WATER LINE REPLACEMENT IN
MEMORIAL PLAZA AREA
WBS NO.: S-000035-0124-3

EXHIBIT 'B'



Engineering and Surveying
1000 North Loop West, Suite 400
Houston, Texas 77002
(713) 783-7788 (713) 783-5346, Fax
TEXAS BOARD FOR
REGISTRATION NO. 380



Professional Engineers
1000 North Loop West, Suite 400
Houston, Texas 77002
Tel: (713) 783-7788 • Fax: (713) 783-5346

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance ordering a regular election to request voter authorization of City of Houston Public Improvement Bonds.

Category #

Page 1 of 1

Agenda Item# 25 #

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

Origination Date: 8/1/2012

Agenda Date

AUG 08 2012

DIRECTOR'S SIGNATURE:

W. Kelly Dune

Council District Affected: All

AUG 15 2012

For additional information contact:

Jennifer Olenick

Phone: 832-393-9112

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary) Adopt an ordinance ordering an election to be held on November 6, 2012 to request voter authorization of the issuance of City of Houston Public Improvement Bonds in the total amount of \$410,000,000.

Amount of Funding: Not Applicable

Finance Budget:

Source of Funding: [] General Fund [] Grant Fund [] Other (Specify) [] Enterprise Fund

SPECIFIC EXPLANATION:

The proposed ordinance orders an election to be held on November 6, 2012, to request voter approval of the issuance of Public Improvement Bonds to be used for capital improvements and equipment in the following categories and amounts:

Proposition A	Public Safety (Police and Fire)	\$144,000,000
Proposition B	Parks	\$166,000,000
Proposition C	General Permanent Improvements (General Government)	\$57,000,000
Proposition D	Library	\$28,000,000
Proposition E	Housing	\$15,000,000
TOTAL		\$410,000,000

The proposed authorization anticipates annual capital project appropriations of approximately \$82 million per year from FY2013 through FY2017. This will require no increase in the property tax rate levied for debt service. The authorization amount will facilitate capital improvement planning through 2017.

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

~~AUG 08 2012~~

City of Houston Ordinance No. 2012-_____

AN ORDINANCE ORDERING AN ELECTION TO BE HELD ON NOVEMBER 6, 2012, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF HOUSTON, TEXAS, CERTAIN PROPOSITIONS FOR THE ISSUANCE OF PUBLIC IMPROVEMENT BONDS FOR VARIOUS PURPOSES; DESIGNATING THE LOCATION OF EACH POLLING PLACE AND THE HOURS THAT THE POLLS SHALL BE OPEN; PROVIDING FOR SEVERABILITY; MAKING OTHER PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * *

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

Section 1. It is hereby ordered that an election (the "Election") be held in the City of Houston (the "City") on Tuesday, November 6, 2012, between the hours of 7:00 a.m. and 7:00 p.m., at which Election the following Propositions for the issuance of bonds for permanent public improvements, public projects and other public purposes for the City, and the levy of taxes for payment thereof and interest thereon, shall be separately submitted to the qualified voters of the City:

PROPOSITION A

Shall the City Council of the City of Houston, Texas, be authorized to issue bonds of the City, which may be called City of Houston, Texas, Public Improvement Bonds in the amount of \$144,000,000, maturing serially or otherwise at such times as may be fixed by the City Council not to exceed 40 years from their date or dates and bearing interest at any rate or rates, either fixed, variable or floating, according to any clearly stated formula, calculation or method, not exceeding the maximum interest rate now or hereafter authorized by law, and to sell said bonds at any price or prices, all as shall be determined within the discretion of the

City Council at the time of issuance, and to levy a tax upon all taxable property in the City annually sufficient to pay the interest on the bonds (together with any bonds that may be issued to refund the bonds) as it comes due, and to provide a sinking fund for the payment of the principal of the bonds (together with any bonds that may be issued to refund the bonds) as they mature, as well as all payments under any credit agreements, for the purpose of the acquisition, construction, rehabilitation and equipping of public safety permanent improvements for or benefiting the police and fire departments, which may include joint facilities with other political subdivisions, the acquisition of lands and rights-of-way for any of such improvements and for other public safety purposes of such departments, and all matters necessary or incidental thereto?

PROPOSITION B

Shall the City Council of the City of Houston, Texas, be authorized to issue bonds of the City, which may be called City of Houston, Texas, Public Improvement Bonds in the amount of \$166,000,000, maturing serially or otherwise at such times as may be fixed by the City Council not to exceed 40 years from their date or dates and bearing interest at any rate or rates, either fixed, variable or floating, according to any clearly stated formula, calculation or method, not exceeding the maximum interest rate now or hereafter authorized by law, and to sell said bonds at any price or prices, all as shall be determined within the discretion of the City Council at the time of issuance, and to levy a tax upon all taxable

property in the City annually sufficient to pay the interest on the bonds (together with any bonds that may be issued to refund the bonds) as it comes due, and to provide a sinking fund for the payment of the principal of the bonds (together with any bonds that may be issued to refund the bonds) as they mature, as well as all payments under any credit agreements, for the purpose of the conservation, improvement, acquisition, construction and equipment of neighborhood parks, recreational facilities and bayous, including such green spaces along all bayous to create an integrated system of bayou walking, running and bicycle trails, all of which shall include the acquisition of land, conservation easements, rights-of-way for the enhancement, preservation and protection of the health of its citizens, water quality, natural habitat and native wildlife, and which may include joint facilities and/or improvements with other political subdivisions that are owned by or benefit the City, and all matters necessary or incidental thereto?

PROPOSITION C

Shall the City Council of the City of Houston, Texas, be authorized to issue bonds of the City, which may be called City of Houston, Texas, Public Improvement Bonds in the amount of \$57,000,000, maturing serially or otherwise at such times as may be fixed by the City Council not to exceed 40 years from their date or dates and bearing interest at any rate or rates, either fixed, variable or floating, according to any clearly stated formula, calculation or method, not exceeding the maximum

interest rate now or hereafter authorized by law, and to sell said bonds at any price or prices, all as shall be determined within the discretion of the City Council at the time of issuance, and to levy a tax upon all taxable property in the City annually sufficient to pay the interest on the bonds (together with any bonds that may be issued to refund the bonds) as it comes due, and to provide a sinking fund for the payment of the principal of the bonds (together with any bonds that may be issued to refund the bonds) as they mature, as well as all payments under any credit agreements, for the purpose of the acquisition, construction, rehabilitation, remediation and equipment of permanent public improvements owned and operated by the City that support public health, sanitation and other essential general services of the City, which may include joint facilities with other political subdivisions, and acquiring lands and rights-of-way for such permanent improvements, and all matters necessary or incidental thereto?

PROPOSITION D

Shall the City Council of the City of Houston, Texas, be authorized to issue bonds of the City, which may be called City of Houston, Texas, Public Improvement Bonds in the amount of \$28,000,000, maturing serially or otherwise at such times as may be fixed by the City Council not to exceed 40 years from their date or dates and bearing interest at any rate or rates, either fixed, variable or floating, according to any clearly stated formula, calculation or method, not exceeding the maximum

interest rate now or hereafter authorized by law, and to sell said bonds at any price or prices, all as shall be determined within the discretion of the City Council at the time of issuance, and to levy a tax upon all taxable property in the City annually sufficient to pay the interest on the bonds (together with any bonds that may be issued to refund the bonds) as it comes due, and to provide a sinking fund for the payment of the principal of the bonds (together with any bonds that may be issued to refund the bonds) as they mature, as well as all payments under any credit agreements, for the purpose of the acquisition, construction, rehabilitation and equipping the public library system, which may include joint facilities with other political subdivisions, the acquisition of lands and rights-of-way for such improvements, and for other library permanent improvements and all matters necessary or incidental thereto?

PROPOSITION E

Shall the City Council of the City of Houston, Texas, be authorized to issue bonds of the City, which may be called City of Houston, Texas, Public Improvement Bonds in the amount of \$15,000,000, maturing serially or otherwise at such times as may be fixed by the City Council not to exceed 40 years from their date or dates and bearing interest at any rate or rates, either fixed, variable or floating, according to any clearly stated formula, calculation or method, not exceeding the maximum interest rate now or hereafter authorized by law, and to sell said bonds at any price or prices, all as shall be determined within the discretion of the

City Council at the time of issuance, and to levy a tax upon all taxable property in the City annually sufficient to pay the interest on the bonds (together with any bonds that may be issued to refund the bonds) as it comes due, and to provide a sinking fund for the payment of the principal of the bonds (together with any bonds that may be issued to refund the bonds) as they mature, as well as all payments under any credit agreements, for the purpose of providing a housing program for homeless and low and moderate income persons within the corporate limits of the City of Houston, including, but not by way of limitation, developing, acquiring, designing, rehabilitating, constructing, furnishing and equipping decent, safe, and sanitary housing facilities for such purpose, acquiring lands and rights-of-way for such purpose, providing infrastructure improvements in connection with and related thereto, and all matters necessary or incidental thereto, and for other public purposes related to the aforesaid housing program, and to the fullest extent permitted by law, ~~loaning or otherwise using or applying the proceeds of the bonds to~~ accomplish any or all of the foregoing housing purposes?

Section 2. The election precincts and polling places for the Election are hereby established as set forth in Exhibit "A," attached hereto and made a part of this Ordinance for all purposes. In the event the Mayor shall find that one or more of the polling places designated above shall have become unavailable or unsuitable for use at the Election, she is hereby authorized to designate substitute polling places and provide such notice as required by applicable law.

Section 3. The Election shall be held under the provisions of the Charter of the City of Houston, Texas, the Constitution and laws of the State of Texas and United States, and this Ordinance. Only voters of the City of Houston, Texas, who are qualified under state and federal law shall be allowed to vote at the Election, and each voter shall vote at the polling place designated for the election precinct in which such voter resides.

Section 4. The City Secretary is hereby authorized to take all actions necessary to implement the terms of the election services contracts to be entered into between the City and Harris, Fort Bend, and Montgomery Counties and to provide any other necessary supplies and services not covered by the contracts in accordance with applicable law. Ballots for the Election shall be prepared and provided by the City Secretary and Harris, Fort Bend, and Montgomery Counties, as provided in the contracts. On such ballots shall appear a Proposition corresponding to each of the propositions set forth in Section 1 of this Ordinance. Such propositions shall be as follows with provision to vote "FOR" or "AGAINST" the Proposition:

PROPOSITION A

The issuance of \$144,000,000 public safety improvement bonds for the acquisition, construction, rehabilitation and equipment of public safety public improvements for police and fire departments and the levying of taxes sufficient for the payment thereof and interest thereon

PROPOSITION B

The issuance of \$166,000,000 park improvement bonds for the conservation, improvement, acquisition, construction and equipment of neighborhood parks, recreational facilities and bayous, including such green spaces along all bayous to create an integrated system of bayou walking, running and bicycle trails to enhance, preserve and protect the health of citizens, water quality, natural habitat and native wildlife and the levying of taxes sufficient for the payment thereof and interest thereon

PROPOSITION C

The issuance of \$57,000,000 permanent public improvement bonds for the acquisition, construction, rehabilitation, remediation and equipment of permanent improvements that support public health, sanitation and other essential general services of the City and the levying of taxes sufficient for the payment thereof and interest thereon

PROPOSITION D

The issuance of \$28,000,000 library improvement bonds for the acquisition, construction, rehabilitation and equipment of the public library system and the levying of taxes sufficient for the payment thereof and interest thereon

PROPOSITION E

The issuance of \$15,000,000 affordable housing bonds for the acquisition, construction, rehabilitation and equipment of affordable housing and the levying of taxes sufficient for the payment thereof and interest thereon

Voting at the Election shall utilize a voting system approved pursuant to the provisions of the Texas Election Code and/or the United States Department of Justice, as applicable ("an approved voting system").

Section 5. The County Clerk of Harris County and the Elections Administrators of Fort Bend and Montgomery Counties are designated as Early Voting Clerks to perform those functions for City voters who are qualified under stated and federal law in their respective counties provided, however, that in the event the City is unable to execute a final agreement with Harris, Fort Bend, or Montgomery County pursuant to Chapters 31 and 271, Texas Election Code, the Mayor is authorized to order any changes necessary to facilitate early voting by City voters of Harris, Fort Bend, and Montgomery Counties who are qualified under state and federal law. Early voting by personal appearance shall in a like manner use an approved voting system and shall be

conducted at the following locations and times show below and at other such locations and hours as the City Council may hereafter designate:

Harris County Voters Only - Main Early Voting Polling Place

Harris County Administration Building
 1001 Preston, 1st Floor
 Houston, Texas 77002

Dates/Hours for Early Voting by Personal Appearance – Harris County Voters Only

Monday	October 22, 2012	8:00 a.m. – 4:30 p.m.
Tuesday	October 23, 2012	8:00 a.m. – 4:30 p.m.
Wednesday	October 24, 2012	8:00 a.m. – 4:30 p.m.
Thursday	October 25, 2012	8:00 a.m. – 4:30 p.m.
Friday	October 26, 2012	8:00 a.m. – 4:30 p.m.
Saturday	October 27, 2012	7:00 a.m. – 7:00 p.m.
Sunday	October 28, 2012	1:00 p.m. – 6:00 p.m.
Monday	October 29, 2012	7:00 a.m. – 7:00 p.m.
Tuesday	October 30, 2012	7:00 a.m. – 7:00 p.m.
Wednesday	October 31, 2012	7:00 a.m. – 7:00 p.m.
Thursday	November 1, 2012	7:00 a.m. – 7:00 p.m.
Friday	November 2, 2012	7:00 a.m. – 7:00 p.m.

Fort Bend County Voters only – Main Early Voting Polling Place

Rosenberg Annex
 4520 Reading Road
 Rosenberg, TX 77471

Dates/Hours for Early Voting by Personal Appearance – Fort Bend County Voters Only

Monday	October 22, 2012	8:00 a.m. – 5:00 p.m.
Tuesday	October 23, 2012	8:00 a.m. – 5:00 p.m.
Wednesday	October 24, 2012	8:00 a.m. – 5:00 p.m.
Thursday	October 25, 2012	8:00 a.m. – 5:00 p.m.
Friday	October 26, 2012	8:00 a.m. – 5:00 p.m.
Saturday	October 27, 2012	7:00 a.m. – 7:00 p.m.

Sunday	October 28, 2012	12:00 noon-5:00 p.m.
Monday	October 29, 2012	7:00 a.m. – 7:00 p.m.
Tuesday	October 30, 2012	7:00 a.m. – 7:00 p.m.
Wednesday	October 31, 2012	7:00 a.m. – 7:00 p.m.
Thursday	November 1, 2012	7:00 a.m. – 7:00 p.m.
Friday	November 2, 2012	7:00 a.m. – 7:00 p.m.

Montgomery County Voters Only - Main Early Voting Polling Place

Montgomery County Administration Annex
 207 West Phillips
 Conroe, Texas 77301

**Dates/Hours for Early Voting by
 Personal Appearance - Montgomery County Voters Only**

Monday	October 22, 2012	8:00 a.m. – 5:00 p.m.
Tuesday	October 23, 2012	8:00 a.m. – 5:00 p.m.
Wednesday	October 24, 2012	8:00 a.m. – 5:00 p.m.
Thursday	October 25, 2012	8:00 a.m. – 5:00 p.m.
Friday	October 26, 2012	8:00 a.m. – 5:00 p.m.
Saturday	October 27, 2012	7:00 a.m. – 7:00 p.m.
Sunday	October 28, 2012	12:00 noon-5:00 p.m.
Monday	October 29, 2012	7:00 a.m. – 7:00 p.m.
Tuesday	October 30, 2012	7:00 a.m. – 7:00 p.m.
Wednesday	October 31, 2012	7:00 a.m. – 7:00 p.m.
Thursday	November 1, 2012	7:00 a.m. – 7:00 p.m.
Friday	November 2, 2012	7:00 a.m. – 7:00 p.m.

Additionally, each Early Voting Clerk, in his or her discretion, may establish one or more additional early voting locations throughout the City, and the City Secretary shall cause notice of all early voting locations and the hours of operation to be given as required by law.

Section 6. The Early Voting Clerk of the county of the voter's residence shall receive applications for early voting ballots to be voted by mail in accordance with the Election Code.

Applications for Election ballots to be voted by mail by Harris County residents should be mailed to:

Stan Stanart, Harris County Clerk
P. O. Box 1525
Houston, Texas 77251-1525

Applications for Election ballots to be voted by mail by Fort Bend County residents should be mailed to:

John Oldham, Elections Administrator
Fort Bend County
301 Jackson Street, Suite 101
Richmond, Texas 77469

Applications for Election ballots to be voted by mail by Montgomery County residents should be mailed to:

Suzie Harvey, Elections Administrator
Montgomery County
P. O. Box 2646
Conroe, TX 77305

Section 7. In the event the Mayor shall, from time to time, find that additional matters require designation or substitution prior to the Election, the Mayor shall be authorized to make such substitutions or designations as may be necessary, giving such notice as she deems sufficient and to make such other provision for the orderly conduct of the Election as she may deem necessary. In order to secure the approval of the Attorney General with respect to the issuance of any bonds under the Propositions, the Mayor and/or the City Attorney or their designees may confer with the Attorney

General or his representatives and make such changes in the written text of the Propositions or this Ordinance as are necessary to obtain the Attorney General's approval and as the Mayor and/or City Attorney or their designees determine are consistent with the intent and purposes of the Propositions and this Ordinance which determination shall be final.

Section 8. In accordance with all applicable federal and state law, the County Clerk of Harris County shall also provide to the voters Spanish, Vietnamese, and Chinese translations of all ballots where appropriate; and all other election materials shall be available and distributed in Spanish, Vietnamese, and Chinese as well as English, as required by applicable law. The Election Administrators of Fort Bend and Montgomery Counties shall also provide Spanish translations of all ballots, and all other materials shall be available and distributed in Spanish as well as English.

Section 9. This Ordinance shall constitute the election order for the Election, and notice of the Election shall be given by publication and posting as required by the Texas Election Code and other applicable law.

Section 10. It is the intention of the City Council that the proceeds of any public improvement bonds proposed to be issued and authorized at the Election shall be used in accordance with the purposes stated in the Proposition submitted to the voters. Further, it is the intention of the City Council to allocate \$100,000,000 of the proceeds of any public improvement bonds or obligations issued and authorized under Proposition B to fund the project known as the Bayou Greenways Initiative, which includes the acquisition of land, conservation easements and other rights of way along all bayous located within the boundaries of the City for the purpose of creating integrated systems

of connected parks and walking, running and bicycle trails, and to add greenspace and natural areas along such bayous and parks to enhance, protect and preserve water quality, natural habitat, native wildlife, which will promote the health and welfare of the citizens of Houston. Except as described in this section, it is not the intention of the City Council to enter into a contract with the voters as to any specific project, any public discussion of particular proposed projects, if any, being intended merely as examples of the types of projects that might be undertaken if a Proposition should be approved.

Section 11. If the submission of any Proposition to the electorate is determined, found or held to be violative of any provision of Texas or United States constitution or any Texas statute or other law, code or regulation, then it is the intention of the City Council that all other Propositions are declared to be severable from any Proposition deemed, found or held to be violative of any applicable law and provided further, that if any portion of any Proposition is determined, found or held to be violative of any provision of Texas or United States constitution or any Texas statute, law, code or regulation, then it is the intention of the City Council that the remainder of such Proposition, if sufficient for its intended purpose and in accordance with applicable law, shall be severable from the portion deemed, found or held to be violative of any applicable law.

If any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of this Ordinance to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, neither the remaining portions of this Ordinance nor their application to other persons or sets of circumstances shall be affected thereby, it being the intent of the City Council in

adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, invalidity or unenforceability of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

Section 12. In the event the Propositions are authorized at the Election, all matters relating to the issuance of such bonds within the terms of the Propositions shall be determined by the City Council, and said bonds may be issued at one time, or in installments from time to time as it may determine. Likewise, bonds for different purposes may be issued separately, or combined in single multi-purpose issues, or issued in any other lawful manner, in the discretion of the City Council.

Section 13. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 14. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance approving and authorizing an agreement for professional protocol services between the City of Houston ("City") and the Greater Houston Convention and Visitors Bureau ("GHCVB")

Page 1 of 26
Agenda Item #4

FROM (Department or other point of origin):
Mayor's Office

Origination Date
8/2/12

Agenda Date
~~AUG 08 2012~~

DIRECTOR'S SIGNATURE:

Council District affected: All
AUG 15 2012

Andy F. Icken
Chief Development Officer

For additional information contact:
Andy Icken 832-393-1064

Date and identification of prior authorizing Council action: July 13, 2011

RECOMMENDATION: Approve a 16-month contract between the City of Houston and the Greater Houston Convention and Visitors Bureau (GHCVB).

Amount and Source Of Funding: \$685,000 General Fund (1000)
(total dollar amount to be reimbursed by HOT funds)

SPECIFIC EXPLANATION:

The Greater Houston Convention and Visitors Bureau (GHCVB) has provided protocol services to the City for many years through its annual funding agreement with the Convention and Entertainment Facilities Department (CEFD). Because of the vital role the protocol office plays in assisting the City in dealing with foreign consul offices and visiting dignitaries, as well as assisting in the City's ever expanding role in international matters, the City elected to keep protocol services as a direct contract activity for the City rather than allowing it to move to the HFC contract.

Management of the contract will be handled through the City's Chief Development Office, with day to day coordination by the Houston Airport System's External Affairs Office, and direct participation in protocol efforts by members of the Mayor's staff. The City proposes this contract with GHCVB for the primary purpose of providing high quality protocol services, with direct coordination between the City and the GHCVB. The contract is expected to further their mutual efforts to promote and support tourism and the convention and hotel industry in Houston.

The amount of the contract is based on past annual budgets and, though the monies are being allocated from the General fund, all dollars will be reimbursed by Hotel Occupancy Taxes. This 16-month contract, if approved, will expire December 31, 2013 which coincides with the calendar year budget cycle of the GHCVB.

GHCVB has provided or will provide services to the City as set out in this agreement without interruption for the period from July 1, 2012 through August 31, 2012. The value of these services is \$75,000 and the city shall make payment to the GHCVB for such pre-contract services by September 30, 2012.

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

The MWBE goal for this contract is 4% of all funds paid to the GHCVB under the agreement.

The Mayor's office recommends City Council approval of a contract with the Greater Houston Convention and Visitors Bureau for September 2012 - December 2013.

REQUIRED AUTHORIZATION

--	--	--