

**AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 2, 2012 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

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

**ADOPT MINUTES OF PREVIOUS MEETING**

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

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

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

**RECONVENE**

**WEDNESDAY - OCTOBER 3, 2012 - 9:00 A. M.**

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

**NOTE: HEARING SCHEDULED FOR 6:00 P.M.**

**HEARING - 6:00 P.M.**

**PUBLIC HEARING** relating to Public Improvement Bond Propositions "A" through "E" to be submitted to voters at a Special Election on November 6, 2012

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

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 33**

**MISCELLANEOUS** - NUMBERS 1 and 2

1. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON ZOO, INC BOARD OF DIRECTORS**, for terms to expire June 30, 2015
  - Position Three - **ZEINA FARES**, appointment
  - Position Four - **STEPHEN M. KAUFMAN**, reappointment
  - Position Six - **JIM POSTL**, appointment
2. RECOMMENDATION from Director Administration & Regulatory Affairs for the designation of residential parking permit areas in the Super Neighborhood of Greater Uptown - **DISTRICT G - PENNINGTON**

**ACCEPT WORK** - NUMBERS 3 and 4

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,225,284.10 and acceptance of work on contract with **ISI CONTACTING, INC** for Paving Improvements of Long Point Road at Wirt Road Intersections and Approaches - 0.84% over the original contract amount and under the 5% contingency amount **DISTRICT A - BROWN**
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$957,439.50 and acceptance of work on contract with **BLASTCO TEXAS, INC** for Rehabilitation of Water Storage Tanks - 2.93% under the original contract amount **DISTRICTS B - DAVIS and F - HOANG**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 5 through 7A

5. **SCOTT TECHNOLOGIES, INC dba SCOTT SAFETY** for Thermal Imaging Cameras, Accessories and Replacement Parts for the Houston Fire Department - 3 Years with two one year options - \$669,035.20 - General Fund
6. ORDINANCE appropriating \$20,394.66 out of Fleet Equipment Special Revenue Fund for Purchase of Forklift for the Fleet Management Department
  - a. **AMEND MOTION #2011-432, 6/1/11, TO PURCHASE** additional Forklifts for a total increase of \$52,618.91 for the Fleet Management and Public Works & Engineering Departments, awarded to **MITSUBISHI CATERPILLAR FORKLIFT OF AMERICA, INC d/b/a MITSUBISHI FORKLIFT TRUCKS OF HOUSTON**
7. ORDINANCE appropriating \$900,000.00 out of Water & Sewer System Consolidated Construction Fund for Emergency Sanitary Sewer Force Main Repairs at Renwick Drive and Bissonnet Street for the Public Works & Engineering Department
  - a. **T CONSTRUCTION , LLC** for Emergency Sanitary Sewer Force Main Repairs for the Department of Public Works & Engineering - **DISTRICT J - LASTER**

**AGENDA - OCTOBER 3, 2012 - PAGE 3**

**ORDINANCES** - NUMBERS 8 through 33

8. ORDINANCE establishing City of Houston election precincts and designating polling places for the City of Houston Special Election to be held on November 6, 2012
9. ORDINANCE approving and authorizing agreement between the City of Houston and the **VILLAGE LEARNING CENTER, INC**, to provide a grant of \$314,000.00 in Community Development Block Grant Funds for acquisition of a facility, located in the vicinity of 3930 Glade Valley Drive, Houston, Texas, which will be used to provide services to low to moderate income individuals with developmental disabilities - **DISTRICT E - SULLIVAN**
10. ORDINANCE appropriating \$47,609.50 out of Parks Consolidated Construction Fund and approving and authorizing the Purchase and Sale Agreement between **RON ALIEZER, AVI RON, and AVISHAL RON (Sellers)** and the City of Houston (Purchaser) for the purchase of 0.1127 acres of land located at 2312 Dennis Street, Houston, Harris County, Texas, for the purchase price of \$86,719.00 plus additional expenses of \$8,500.00 for the Houston Parks and Recreation Department - \$47,609.50 Grant Fund - **DISTRICT D - ADAMS**
11. ORDINANCE authorizing Purchase and Sale Agreement between **JOHN A. HENDLMYER, TRUSTEE, Seller**, and the City of Houston, Texas, Purchaser, and Lease Agreement between the City of Houston, Texas, Landlord, and **HOUSTON PRECIOUS METALS, LTD., Tenant**, relating to the purchase of 5,031 square feet of land located at 607 Chenevert, Houston, Texas; designating the property as a "Leased Premises" under the Lease Agreement between the City of Houston, Texas, and **HOUSTON FIRST CORPORATION, Formerly HOUSTON CONVENTION CENTER HOTEL CORPORATION**, pursuant to Ordinance No. 2011-390
12. ORDINANCE authorizing Purchase and Sale Agreement between **HOUSTON PROFESSIONAL MUSICIANS LOCAL NO. 65-699, A. F. of M., Seller**, and the City of Houston, Texas, Purchaser, relating to the purchase of 5,662 square feet of land located at 609 Chenevert, Houston, Texas; designating the property as a "Leased Premises" under the Lease Agreement between the City of Houston, Texas, and **HOUSTON FIRST CORPORATION, FORMERLY HOUSTON CONVENTION CENTER HOTEL CORPORATION**, pursuant to Ordinance No. 2011-390
13. ORDINANCE appropriating \$898,705.00 out of Police Consolidated Construction Fund as an additional appropriation for contract between the City of Houston and **BL TECHNOLOGY, INC** approved by Ordinance No. 2007-0972 for Security System Installation and Repair Services for the General Services Department - **DISTRICTS B - DAVIS; D - ADAMS and F - HOANG**
14. ORDINANCE approving and authorizing submission of an application for grant assistance to the **U.S. SOCCER FOUNDATION** for Soccer Field Improvements at Milby Park; declaring the availability of matching funds; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process and to accept such grant funds, if awarded - **DISTRICT I - RODRIGUEZ**
15. ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **TEXAS STATE UNIVERSITY - SAN MARCOS** for the Tobacco Enforcement Program administered by the Texas Department of State Health Services, Mental Health Services Division Program for the Houston Police Department - \$120,000.00 - Grant Fund
16. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **PUMPS OF HOUSTON, INC** (Approved by Ordinance 2007-0813) for Submersible Pump Repair Services for the Public Works and Engineering Department

**ORDINANCES** - continued

17. ORDINANCE approving and authorizing second amendments to contracts between the City of Houston and **DRC EMERGENCY SERVICES, LLC**, and **OMNI PINNACLE, LLC** for Disaster Debris Removal Services for the Solid Waste Management Department
18. ORDINANCE issuing a permit to **HFOTCO LLC, dba HOUSTON FUEL OIL TERMINAL COMPANY**, to operate, maintain, improve, repair and replace one existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICT E - SULLIVAN**
19. ORDINANCE appropriating \$7,000.00 out of Metro Projects Construction DDSRF; approving and authorizing agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Bringhurst Bridge Crossing at Union Pacific Railroad - **DISTRICT B - DAVIS**
20. ORDINANCE approving and authorizing Revised and Restated Agreement between the City of Houston and **SEVERN TRENT ENVIRONMENTAL SERVICES, INC** (Approved by Ordinance 2010-582) for the Greater Northeast Houston Service Area Water and Wastewater Utilities and Facilities - 1 Year with two consecutive one-year options - \$356,493.00 - Enterprise Fund **DISTRICT E - SULLIVAN**
21. ORDINANCE consenting to the addition of 46.0732 acres of land to **DOWDELL PUBLIC UTILITY DISTRICT**, for inclusion in its district
22. ORDINANCE consenting to the addition of 300.89 acres of land to **HARRIS-MONTGOMERY COUNTIES MUNICIPAL UTILITY DISTRICT NO. 386**, for inclusion in its district
23. ORDINANCE establishing the north and south sides of the 3500-3600 block of Parkwood Drive within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**
24. ORDINANCE appropriating \$230,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **MCDONOUGH ENGINEERING CORPORATION** for Local Drainage Project Negotiated Work Orders (Approved by Ordinance No. 2010-0230, as amended); providing funding for CIP Salary Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF
25. ORDINANCE approving the change of control of **A-AFFORDABLE VACUUM SERVICE, A TEXAS SOLE PROPRIETORSHIP**, that holds the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to City of Houston, Texas Ordinance No. 2011-426
26. ORDINANCE granting to **EVERETT DEE HENLEY dba SERVICE FIRST GREASE RECYCLING/TRAP, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**
27. ORDINANCE granting to **ENVIROLINK, INC., A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**

**ORDINANCES** - continued

28. ORDINANCE No. 2012-843, passed first reading September 26, 2012  
ORDINANCE granting to **STELLA ENVIRONMENTAL SERVICES, LLC, A Delaware Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
29. ORDINANCE No. 2012-844, passed first reading September 26, 2012  
ORDINANCE granting to **AMERICAN SANITATION SERVICES, INC dba AM-CAN, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **SECOND READING**
30. ORDINANCE No. 2012-845, passed first reading September 26, 2012  
ORDINANCE granting to **G. R. GROUP, LLC, A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
31. ORDINANCE No. 2012-846, passed first reading September 26, 2012  
ORDINANCE granting to **HOUSTON WINDOW CLEANING L.L.C., A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **SECOND READING**
32. ORDINANCE No. 2012-847, passed first reading September 26, 2012  
ORDINANCE granting to **CARON SERVICE, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
33. ORDINANCE No. 2012-848, passed first reading September 26, 2012  
ORDINANCE granting to **TENNESSEE GENERAL CORP., A Tennessee Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**

**END OF CONSENT AGENDA**

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

**AGENDA - OCTOBER 3, 2012 - PAGE 6**

**MATTERS HELD** - NUMBER 34

34. RECOMMENDATION from Director Administration & Regulatory Affairs for adoption of Alcohol Free Zone for St. Stephens Episcopal School at 1805 West Alabama - **DISTRICT C - COHEN**  
**POSTPONED BY MOTION #2012-696, 9/19/12**  
This was Item 2 on Agenda of September 19, 2012

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

**RECONVENE**

**WEDNESDAY - OCTOBER 3, 2012 - 6:00 P. M.**

**HEARING - 6:00 P.M.**

35. **PUBLIC HEARING** relating to Public Improvement Bond Propositions "A" through "E" to be submitted to voters at a Special Election on November 6, 2012

**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 2<sup>nd</sup> FLOOR - TUESDAY  
OCTOBER 2, 2012 - 2:00PM**

**AGENDA**

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1MIN 1MIN 1MIN

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**NON-AGENDA**

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3MIN 3MIN 3MIN

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MS. EARNESTINE MARTING – 5843 South Well – 77033 – 281-630-4780 – Neighborhood concerns vacant lot next door to my house

MR. ANDREW PATTERSON – 6207 Fondren – 77036 – 832-276-1712 – Mental Health

MR. DANIEL MORGAN – 2600 W. Lazy Hollow, No. 1102 – 77063 – 361-701-1251 – Discrimination

MS. RUBY DIXON – 5105 Airline Dr. – 77022 – 713-691-0191 – Police procedures of people with disabilities

MS. GYULER ABRAM – 12415 Berry Laurel Ln. – 77014 – 832-272-2262 – Wood rats behind church

MR. WILLIAM BEAL – 4718 Boicewood – 77016 – no phone – Superman: My enemy get out of the Pentagon

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

MS. MARIA PALACIOS – 7307 Autumn Grove – 77072 – 832-419-8548 – Shooting of disabled man

MS. TANGANIKI BOSSETT – 777 Bateswood Dr. – 77079 – 832-489-9140 – I need help with my son

MS. LOUISE L. YOUNG – 5339 Willowbend Blvd. – 77096- 713-729-3344 – Foundation problem – City has ruined my property

MR. RANDALL KALLINEN – 511 Broadway – 77012 – 713-320-3785 – Openness in Government

MS. KATHRYN HUEBNER – 22306 FM762 – Needville – TX – 77461 – 281-455-9557 - Openness in Government

MR. FRED HUEBNER – 610 Asbury – 77007 – 281-686-3510 - Openness in Government

MS. MELODY ROUNTREE – 15022 Rain Shadow Court – 77070 – 832-655-7299 – Openness in Government

MR. CHRISTOPHER WILLIAMS – 1640 ½ Sul Ross – 77006 – (did not want his ph. # published) – Suicide statistics of the National Institute of Mental Health

**PREVIOUS**

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1MIN 1MIN 1MIN

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



ANNISE D. PARKER  
MAYOR

OFFICE OF THE MAYOR  
CITY OF HOUSTON  
TEXAS

OCT 03 2012

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 9-12-12  
date

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

September 11, 2012

The Honorable City Council  
Houston, Texas

Dear Council Members:

Pursuant to the Articles of Incorporation and Bylaws of Houston Zoo, Inc., I am nominating for appointment or reappointment the following individuals to the Houston Zoo, Inc. Board of Directors, subject to Council confirmation:

Zeina Fares, appointment to Position Three, for a term to expire June 30, 2015;  
Stephen M. Kaufman, reappointment to Position Four, for a term to expire June 30, 2015;  
and  
Jim Postl, appointment to Position Six, for a term to expire June 30, 2015.

Résumés of the nominees are attached for your review.

Sincerely,

Annise D. Parker  
Mayor

AP:JC:jsk

Attachments

cc: Ms. Deborah Cannon, President, Houston Zoo

RECEIVED  
SEP 11 2012  
CITY SECRETARY

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:** Designation of Residential Parking Permit areas in various neighborhoods in the City of Houston.

**Category #**

**Page 1 of 4**

**Agenda Item#** *2*

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

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

**Origination Date**

*9/26/12*

**Agenda Date**

*OCT 03 2012*

**DIRECTOR'S SIGNATURE:**

**Council Districts affected:**

G

**For additional information contact:**

Maria Irshad, CAPP Phone: 832-393-8641  
Chris Newport Phone: 713-837-9533

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

**RECOMMENDATION: (Summary)**

Adopt a motion authorizing the designation of a Residential Permit Parking area in the Super Neighborhood of Greater Uptown.

**Amount of Funding:** N/A

**FIN Budget:**

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

**SPECIFIC EXPLANATION:**

Chapter 26, Section 26-311 of the Code of Ordinances provides for the creation of Residential Permit Parking areas in neighborhoods where excessive commuter parking is deemed a problem for residents. To date, 126 permit areas have been designated.

The Administration & Regulatory Affairs Department recommends that the following proposed area be designated Residential Permit Parking area, where on-street parking at the times of day and days of the week specified in the attachment require a valid permit. The Administration & Regulatory Affairs and the Department of Public Works and Engineering reviewed the applications. The required public hearing was held on August 23, 2012 and all outstanding issues have been satisfactorily resolved.

The findings and related regulations for the following proposed area are attached.

- 5300 block of Brownway, between Sage and Yorktown, Monday – Sunday, 7 am – 12 am, north side, tow-away zone. Application Number 042612-21-203

C: Jeff Weatherford, Deputy Director, Traffic Operations Division

AM:DP:MLI:mrc

**REQUIRED AUTHORIZATION**

ARA Director:

**Designation of Residential Parking Permit Areas:  
Findings**

**Permit Area and Restrictions Proposed by Applicant:**

Application 042612-21-203, 5300 Brownway, north side, tow-away zone between Yorktown and Sage

Proposed Times: Monday -Sunday, 7 am- 12 am

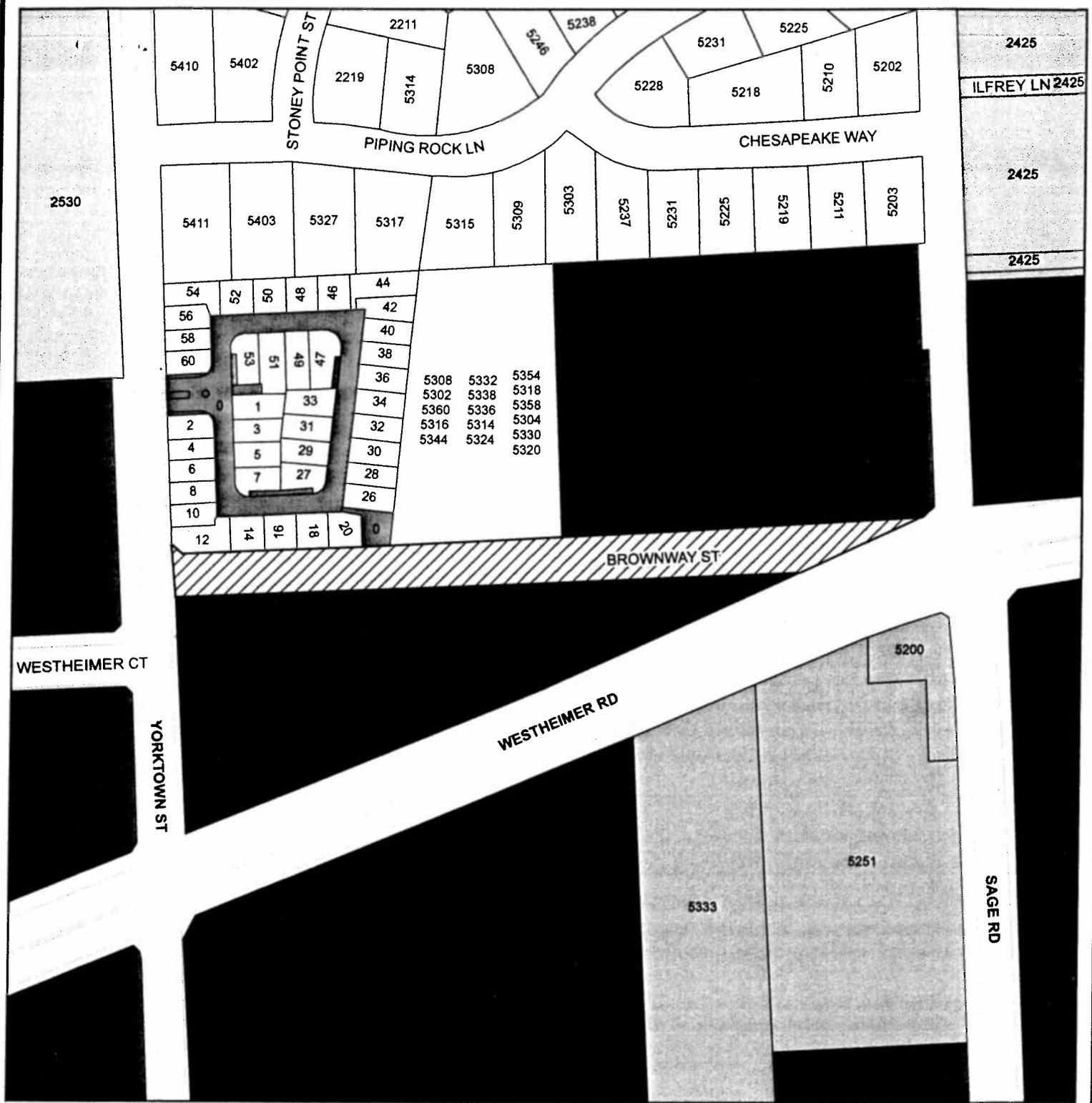
**Parking Official Recommendation:**

**Designate a Residential Parking Permit Area with regulations requiring a valid residential parking permit to park curbside:**

Monday -Sunday, 7 am- 12 am, north side only, tow-away zone

**Findings:**

- Testimony from the Parking Management Division, approval by the Public Works and Engineering – Traffic Operations Division, and comments received at the public hearing leads to the following findings:
- A parking problem exists between the hours of 7 a.m. and 12 a.m., Monday through Sunday.
- More than 60 percent of the available parking spaces were occupied. More than 25 percent of cars parked curbside was generated by commuters from restaurants and construction projects.
- Excessive commuter parking on the block creates traffic congestion and reduces safety and residential quality.
- Neighborhood support is demonstrated by 94 percent of residents (out of 79 households affected) signing the petition in favor of the permit area.
- No testimony in opposition was received at the public hearing.
- Designating a parking permit area is the most cost-effective way to resolve the parking problem.



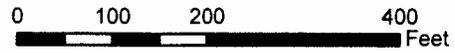
**PLANNING & DEVELOPMENT DEPARTMENT**

**Proposed Residential Parking Permit Area**  
**Application: 042612-21-203**  
**5300 BROWNWAY ST (77056)**

- Legend**
- Proposed
  - Land Use:**
  - Single-Family
  - Multi-Family
  - Commercial
  - Office
  - Industrial
  - Public & Institutional
  - Transportation & Utilities
  - Parks & Open Areas
  - Agriculture Production
  - Undeveloped
  - Unknown

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

Source: GIS Division  
 Date: July 2012  
 Reference: Pj16731

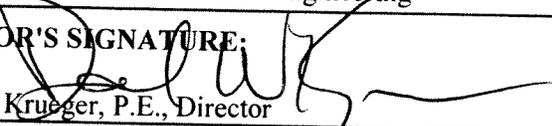


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work for the Paving Improvements of Long Point Road at Wirt Road Intersections and Approaches; WBS No. N-000674-0001-4.	<b>Page</b> 1 of 1	<b>Agenda Item</b> # <b>3</b>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/26/12	<b>Agenda Date</b> OCT 03 2012
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> A (A)	
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<b>For additional information contact:</b>  J. Timothy Lincoln, P.E. Senior Assistant Director Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2007-1108 dated: 10/03/2007 	
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**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$3,225,284.10 or 0.84% over the original Contract Amount and under the 5% contingency amount, accept the work, and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$3,727,719.00 with \$3,484,684.00 from Metro Project CP Series E Fund No. 4027 and \$243,035.00 from Water and Sewer System Consolidated Construction Fund No. 8500. (WBS No. S-000500-0059-4)

**PROJECT NOTICE/JUSTIFICATION:** This project was a part of the Street and Traffic Control Improvement Program and was required to improve the traffic flow/ circulation, reduce congestion and eliminate potential hazards within the service area.

**DESCRIPTION/SCOPE:** This project consisted of the construction of approximately 4,000 linear feet of four lane concrete roadways with raised median, underground storm sewers and necessary utilities. Cobb Fendley & Associates designed the project with 224 calendar days allowed for construction. The project was awarded to ISI Contracting Inc. with an original Contract Amount of \$3,198,496.60.

**LOCATION:** The project is located on Long Point Road at the intersection of Wirt Road including approximately 1,800 linear feet of approach roadway and is located in Key Map Grids 451S & T. The project area is bounded by Hammerly Blvd. on the north, Westview Dr. on the south, Bingle Road on the east and Antoine Dr. on the west.

**CONTRACT COMPLETION AND COST:** The Contractor, ISI Contracting Inc., has completed the work under the subject Contract. The project was completed with an additional 225 days approved by Change Orders No. 1, 3 and 4. The final cost of the project, including overrun and underrun of estimated bid quantities, and previously approved Change Orders No. 1 through 5, is \$3,225,284.10, an increase of \$26,787.50 or 0.84% over the original Contract Amount.

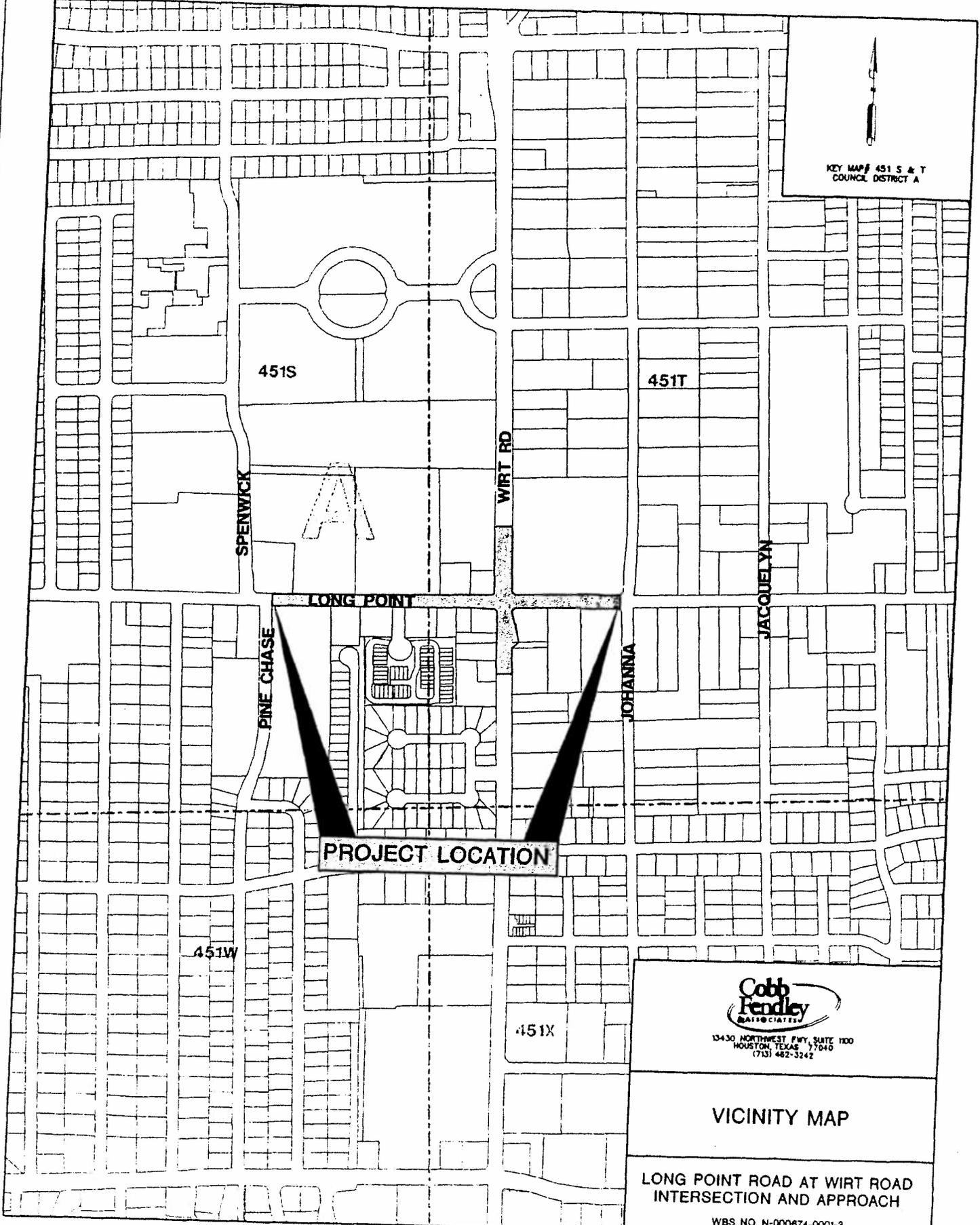
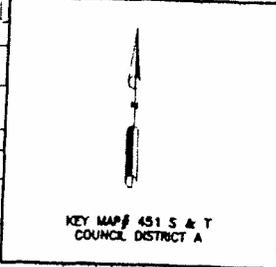
The increased cost is a result of the difference between planned and measured quantities and previously approved Change Orders No. 1 through 5, which were necessary to complete the project.

**DBE PARTICIPATION:** The M/W/SBE goal established for this project was 22%. According to Mayor's Office of Business Opportunity, the participation was 21.66%. Contractor's M/W/SBE performance evaluation was rated "Satisfactory".

  
DWK:DRM:JTL:RJM:DO:ha  
H:\E&C Construction\North Sector\PROJECT FOLDER\N-000674-0001 (Longpoint@Wirt)\Closeout\RCA\RCA - Closeout.doc

**REQUIRED AUTHORIZATION** 20HA187 

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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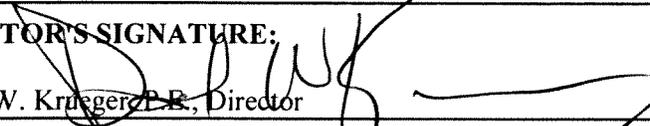
**Cobb Fendley**  
REALTORS

13430 NORTHWEST FWY, SUITE 1100  
HOUSTON, TEXAS 77040  
(713) 482-3242

**VICINITY MAP**

**LONG POINT ROAD AT WIRT ROAD  
INTERSECTION AND APPROACH**

WBS NO. N-000874-0001-3

<b>SUBJECT:</b> Accept Work for Rehabilitation of Water Storage Tanks; WBS No. S-000600-0037-4	Page 1 of 1	Agenda Item # <b>4</b>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/26/12	<b>Agenda Date</b> OCT 03 2012
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> B, F (B, F) <b>SAF</b>	
<b>For additional information contact:</b>  J. Timothy Lincoln, P.E. Senior Assistant Director Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2011-0905 dated: 10/19/2011	

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$957,439.50 or 2.93% 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 \$1,130,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City's Water Storage Tank Rehabilitation and Replacement Program and was required to ensure compliance with the Texas Commission on Environmental Quality regulation.

**DESCRIPTION/SCOPE:** This project consisted of rehabilitation of three elevated storage tanks at Greens PUD and Imperial Valley Pump Stations and the replacement of existing tank with a new ground storage tank (Bolted Galvanized) at District 111 Pump Station. Brown & Gay Engineers, Inc. designed the project with 240 calendar days allowed for construction. The project was awarded to Blastco Texas, Inc. with an original Contract Amount of \$986,315.00.

**LOCATION:** The project areas are located as follows:

<u>S. No.</u>	<u>Pump Station &amp; Tank No.</u>	<u>Address</u>	<u>Key Map Grids</u>	<u>Council District</u>
1.	Greens PUD-EST No. 1	15330 W. Hardy	373T	B
2.	Greens PUD-EST No. 2	15460 W. Hardy	373T	B
3.	District 111 Tank No. 1	13010 Sun City Ct.	528V	F
4.	Imperial Valley EST No. 1	11900 Plaza Verde	372U	B

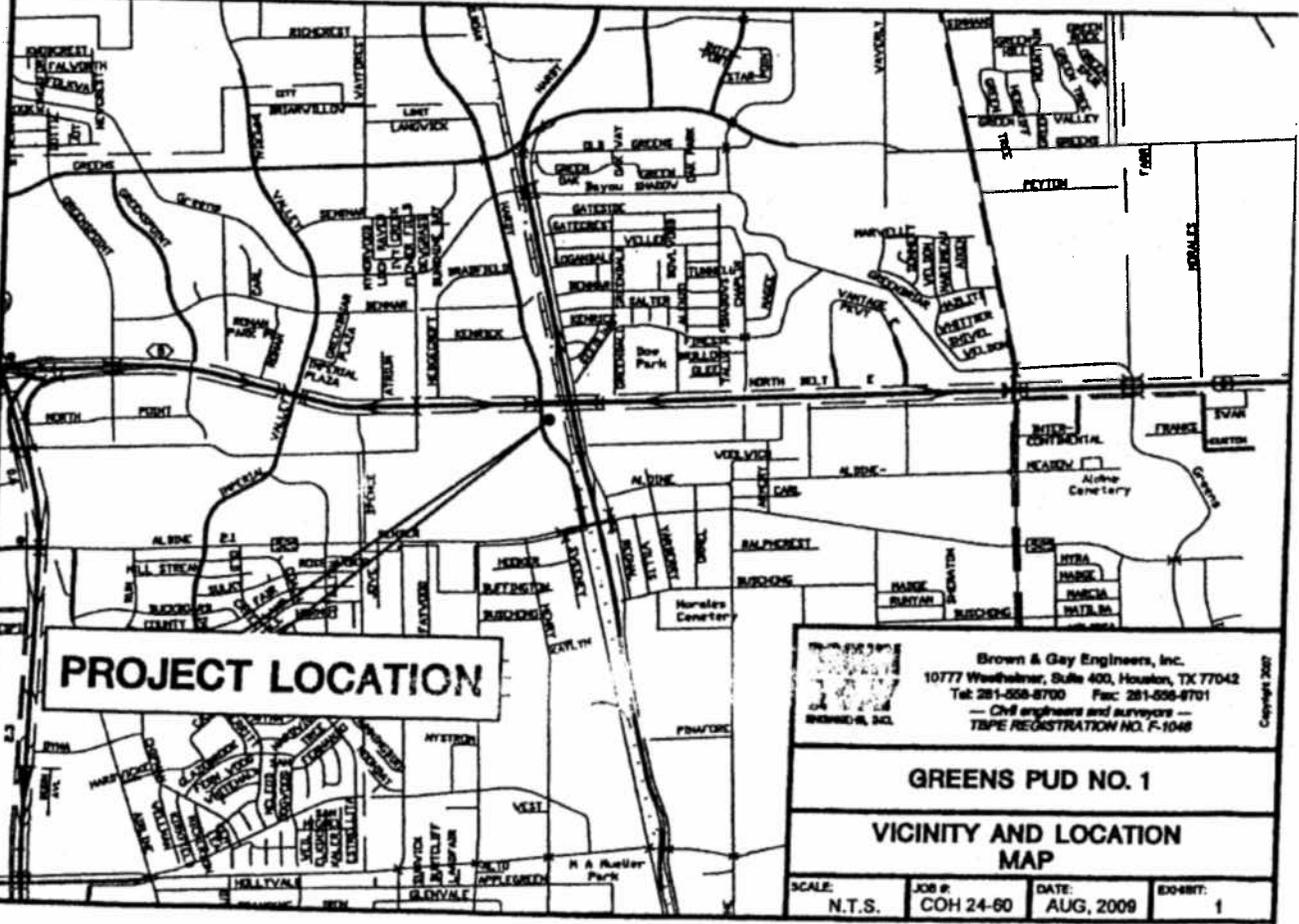
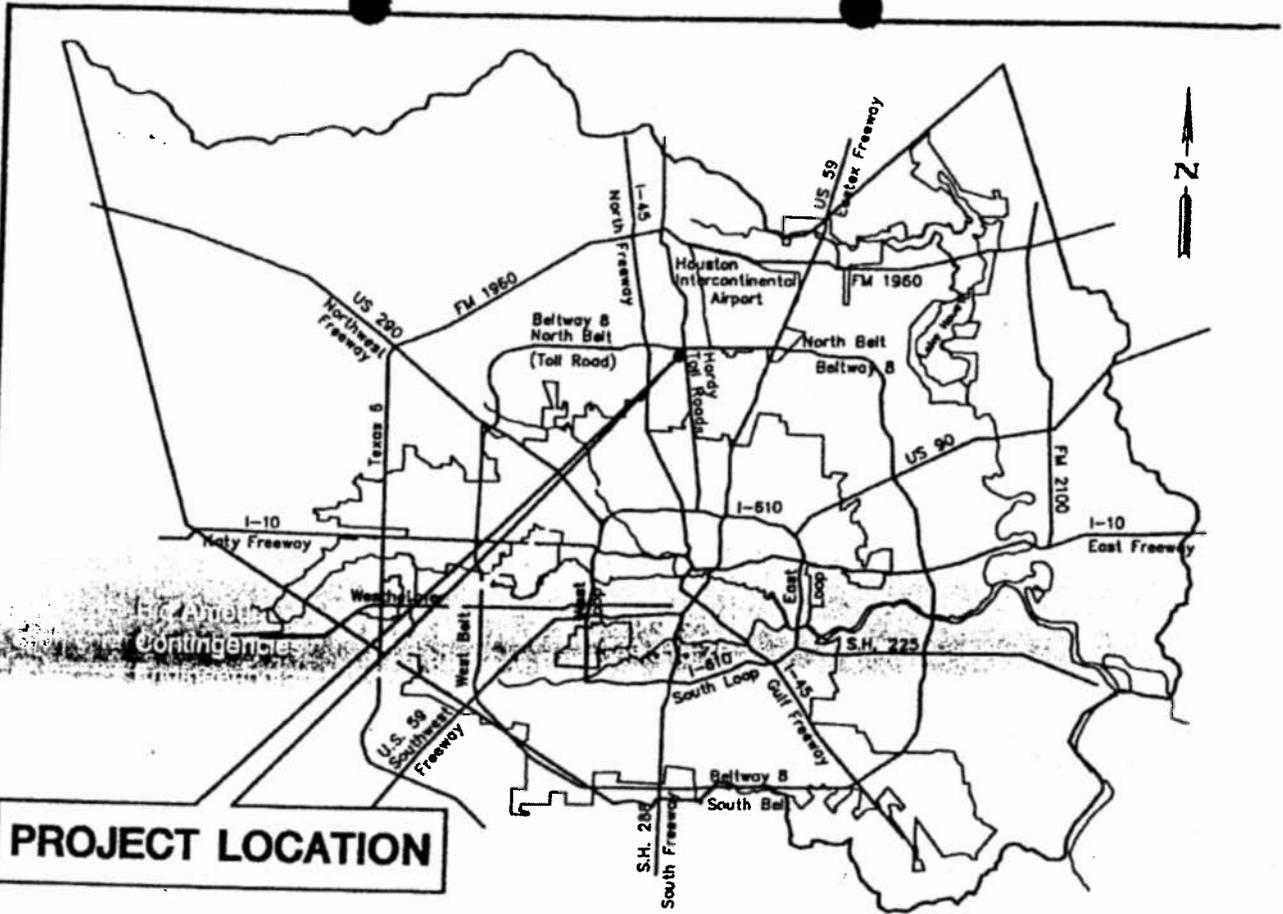
**CONTRACT COMPLETION AND COST:** The Contractor, Blastco Texas, Inc., has completed the work under the subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities is \$957,439.50, a decrease of \$28,875.50 or 2.93% under the original Contract Amount.

The decrease cost is a result of the difference between planned and measured quantities. This decrease is primarily due to work not requiring use of most of Extra Unit Price Items.

**MBE/SBE PARTICIPATION:** The Contract was not a goal-oriented Contract per Art. V, Chapter 15.

DWK:DRM:JTL:SKF:JP:ha  
H:\E&C Construction\Facilities\Projects\S-000600-0037-4 rehab of tanks at Dist 111 and PUD\RCA\RCA - Closeout.doc

<b>REQUIRED AUTHORIZATION</b>			20HA184 <b>105</b>
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	



BROWN & GAY ENGINEERS, INC.  
 10777 WOODHUBER, SUITE 400, HOUSTON, TX 77042  
 TEL: 281-558-8700 FAX: 281-558-8701  
 CIVIL ENGINEERS AND SURVEYORS  
 T&E REGISTRATION NO. F-1048  
 Copyright 2007

Brown & Gay Engineers, Inc. 10777 Woodhuber, Suite 400, Houston, TX 77042 Tel: 281-558-8700 Fax: 281-558-8701 — Civil engineers and surveyors — T&E REGISTRATION NO. F-1048			
<b>GREENS PUD NO. 1</b>			
<b>VICINITY AND LOCATION MAP</b>			
SCALE:	JOB #:	DATE:	EDD#BT:
N.T.S.	COH 24-60	AUG, 2009	1





**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9498**

**Subject:** Sole Bid Received for Thermal Imaging Cameras, Accessories, and Replacement Parts for the Houston Fire Department S36-S24373

Category #  
4

Page 1 of 1

Agenda Item

5

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

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

**Origination Date**

September 18, 2012

**Agenda Date**

OCT 03 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Neil Depascal Phone: (832) 394-6755  
Desiree Heath Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve an award to Scott Technologies, Inc. dba Scott Safety on its sole bid in an amount not to exceed \$669,035.20 for thermal imaging cameras, accessories, and replacement parts for the Houston Fire Department.

Estimated Spending Authority: \$669,035.20

**Finance Budget**

\$669,035.20 General Fund (1000)

**SPECIFIC EXPLANATION:**

The Chief of the Houston Fire Department and the City Purchasing Agent recommend that City Council approve an award to Scott Technologies, Inc. dba Scott Safety on its sole bid in an amount not to exceed \$669,035.20 for thermal imaging cameras, accessories, and replacement parts for the Houston Fire Department. It is further requested that authorization be given to make purchases, as needed, for a thirty-six (36) month period, with two one-year options to extend. This award consists of (1) thermal imaging cameras to be used by the Department to provide search and rescue support for fire suppression efforts by emergency operations personnel, (2) to replace accessories damaged during fire ground activities, and (3) replacement parts to be used by Scott Technologies, Inc. dba Scott Safety's certified technicians to repair damaged equipment and replace parts beyond repair in order not to void the manufacturer's warranty.

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

**Hire Houston First:**

This procurement is exempt from the City's Hire Houston First Ordinance because bids were not solicited. Bids were not solicited because the Department requires these items to preserve or protect the public health or safety of the municipality's residents.

Buyers: Valerie Player-Kaufman

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

**Estimated Spending Authority**

Department	FY2013	Out Years	Total
Fire	\$22,300.00	\$646,735.20	\$669,035.20

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

5  
net



Memorandum

RECEIVED

APR 25 2012

OBO

To: Carlecia D. Wright, Director
From: Terry A. Garrison, Chief
Date: April 23, 2012
Subject: MWBE Participation Waiver Request

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

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

I am requesting a revision of the MWBE Goal: Yes [ ] No [X] Original Goal: 0% New Goal: 0%

If requesting a revision, how many solicitations were received:

Solicitation Number: Estimated Dollar Amount: \$671,734.00 Goal on Last Contract: 0%

Anticipated Advertisement Date: NA Solicitation Due Date: NA Was Goal met: Yes [ ] No [ ]

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

Name and Intent of this Solicitation: Thermal Imaging Camera Replacement Parts

Rationale for requesting a Waiver of Revision (Zero percent goal or revision after advertisement):

Thermal imaging cameras are hand-held devices that provide search and rescue support for fire suppression and HAZ-MAT personnel. The cameras are able to detect 'hot spots' in structural fires and locate victims during search and rescue operations in both a totally smoke filled and totally dark environments.

After several conversations with Legal it was recommended that this solicitation be purchased under the 252.022 under 'general terms' rule, which states, due to health and safety reasons that this procurement is exempted from the bidding process. These cameras are highly sophisticated units that can only be repaired by highly trained factory technicians or the warranties are voided and will be shipped directly from the factory to the City of Houston Fire Department. Therefore, request a zero M/WBE participation goal.

Concurrence:

Fire Chief

[Signature]

Carlecia D. Wright

Carlecia Wright, Director

\*Office of Business Opportunity

[Signature]
Deputy Director

Attachment: previous MWDBE goal sign-off

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



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9404**

**Subject:** Amend Council Motion No. 2011-0432, Passed June 1, 2011, to Purchase Additional Forklifts for the Fleet Management and Public Works & Engineering Departments  
S38-N23855-A1

Category #  
1 & 4

Page 1 of 1

Agenda Item

*606A*

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

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

**Origination Date**

August 06, 2012

**Agenda Date**

OCT 03 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

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

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

CM No. 2011-0432, Passed 06/01/2011

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$20,394.66 out of the Fleet/Equipment Special Revenue Fund (Fund 9002) and amend Council Motion No. 2011-0432, passed June 1, 2011 to purchase additional forklifts for a total increase of \$52,618.91 for the Fleet Management and Public Works & Engineering Departments.

Award Amount: \$52,618.91

**Finance Budget**

*[Signature]*

\$20,394.66 - Fleet/Equipment Special Revenue Fund (Fund 9002)  
\$32,224.25 - PWE-Combined Utility System General Purpose Fund (Fund 8305)  
\$52,618.91 - Total Funding

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve an ordinance authorizing the appropriation of \$20,394.66 out of the Fleet/Equipment Special Revenue Fund (Fund 9002). It is further recommended that City Council amend Council Motion No. 2011-0432, passed June 1, 2011, to purchase two additional forklifts for the Fleet Management and Public Works & Engineering Departments for a total increase of \$52,618.91, and that authorization be given to issue purchase orders to the awarded supplier, Mitsubishi Caterpillar Forklift of America, Inc., d/b/a Mitsubishi Forklift Trucks of Houston. These forklifts will be used at various City facilities by the Departments to move materials and equipment.

In March 2011, as a result of advertising this bid in accordance with the requirements of the State of Texas bid laws, bids were received from three bidders. The bid document included a provision that allows the City to purchase additional forklifts, provided the awarded supplier agrees to honor the original bid price. Mitsubishi Caterpillar Forklift of America, Inc., d/b/a Mitsubishi Forklift Trucks of Houston has agreed in writing to honor its original bid prices through December 30, 2012.

These forklifts will meet the EPA's current emission standards for forklifts equipped with gasoline and diesel-powered engines. They will come with a full 12-month warranty and the life expectancy is ten years. These new forklifts will replace Shop Nos. 23451 and 16035, 18- and 23-year-old forklifts, respectively, that have exceeded their life expectancy and will be sent to auction for disposition.

Buyer: Lena Farris  
PR Nos.: 10145691/10133663

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*XUA*

*606A*

# Memorandum



Administration & Regulatory Affairs

**To:** Robert Gallegos, Deputy Assistant Director  
Affirmative Action Division

**From:** Lena Farris  
Procurement Specialist

**Date:** February 9, 2011

**Subject:** MWBE Participation Form

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

I am requesting a MWBE goal below 11% Yes  No  \_\_\_\_\_ 0%

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

*RDG*  
*0%*

If requesting a revision, how many solicitations were received: \_\_\_\_\_

Solicitation Number: S38-N23855 Estimated Dollar Amount: \$374,324.00

Anticipated Advertisement Date: 02/17/2011 Solicitation Due Date: 03/10/2011

Goal On Last Contract: N/A Was Goal met: Yes  No

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

Name and Intent of this Solicitation:  
Purchase of Forklifts and Manlift for Various Department

**Rationale for requesting a Waiver of MWBE:**  
These forklifts and manlift will be shipped directly from the manufacturer to the City's bidders. There are no aftermarket accessories. Therefore, there is no potential for MWBE participation for this procurement.

Concurrence:

*[Signature]*  
Initiator

*[Signature]*  
Calvin D. Wells, Deputy Director  
City Purchasing Agent

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

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



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA# 9477

**Subject:** Emergency Sanitary Sewer Force Main Repairs for the Public Works & Engineering Department  
S12-E24379

Category #  
4

Page 1 of 1

Agenda Item

7-7A

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

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

**Origination Date**

August 13, 2012

**Agenda Date**

OCT 03 2012

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

J

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing the appropriation of \$900,000.00 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500) and approve payment to T. Construction, LLC for a total amount not to exceed \$900,000.00 for emergency sanitary sewer force main repairs for the Public Works & Engineering Department.

Payment Amount: \$900,000.00

**Finance Budget**

*[Signature]*

\$900,000.00 - Water and Sewer System Consolidated Construction Fund (8500) WBS No. R-000019-0078-4

**SPECIFIC EXPLANATION:**

The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$900,000.00 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500); and approve payment to T. Construction, LLC in an amount not to exceed \$900,000.00 for emergency sanitary sewer force main repairs for the Public Works & Engineering Department.

On January 9, 2012, the dual 26-inch sanitary sewer force mains along Renwick Drive near the Bissonnet Street intersection failed. The sanitary sewer flow was temporarily diverted to one of two 26-inch force mains; however, one force main did not have the capacity to maintain full sewage flow and repairs were needed immediately to prevent sewage overflows from posing an environmental threat as well as a health and safety hazard to the general public in violation of State and Federal environmental laws and regulations. The Strategic Purchasing Division issued an emergency purchase order on January 20, 2012 to address this emergency.

The scope of work required the contractor to provide all labor, materials, equipment, permits, insurance, supervision and transportation necessary to immediately mobilize and divert the flow of untreated wastewater into the environment, setup and maintain a bypass around the broken sewer main before the longer term sewage main replacement and repairs began. Subsequent to the aforementioned, the contractor began removing and replacing up to 1,000 feet of dual 26-inch steel sewer force mains with 24-inch PVC pressure pipe in compliance with the State of Texas environmental regulations. The contractor was also required to restore pavement damaged by the force main break and remove all debris and excess project materials upon completion.

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

Buyer: Martin L. King

**REQUIRED AUTHORIZATION**

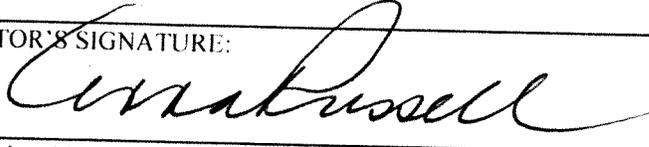
Finance Department:

Other Authorization:

Other Authorization:

*[Handwritten initials and marks]*

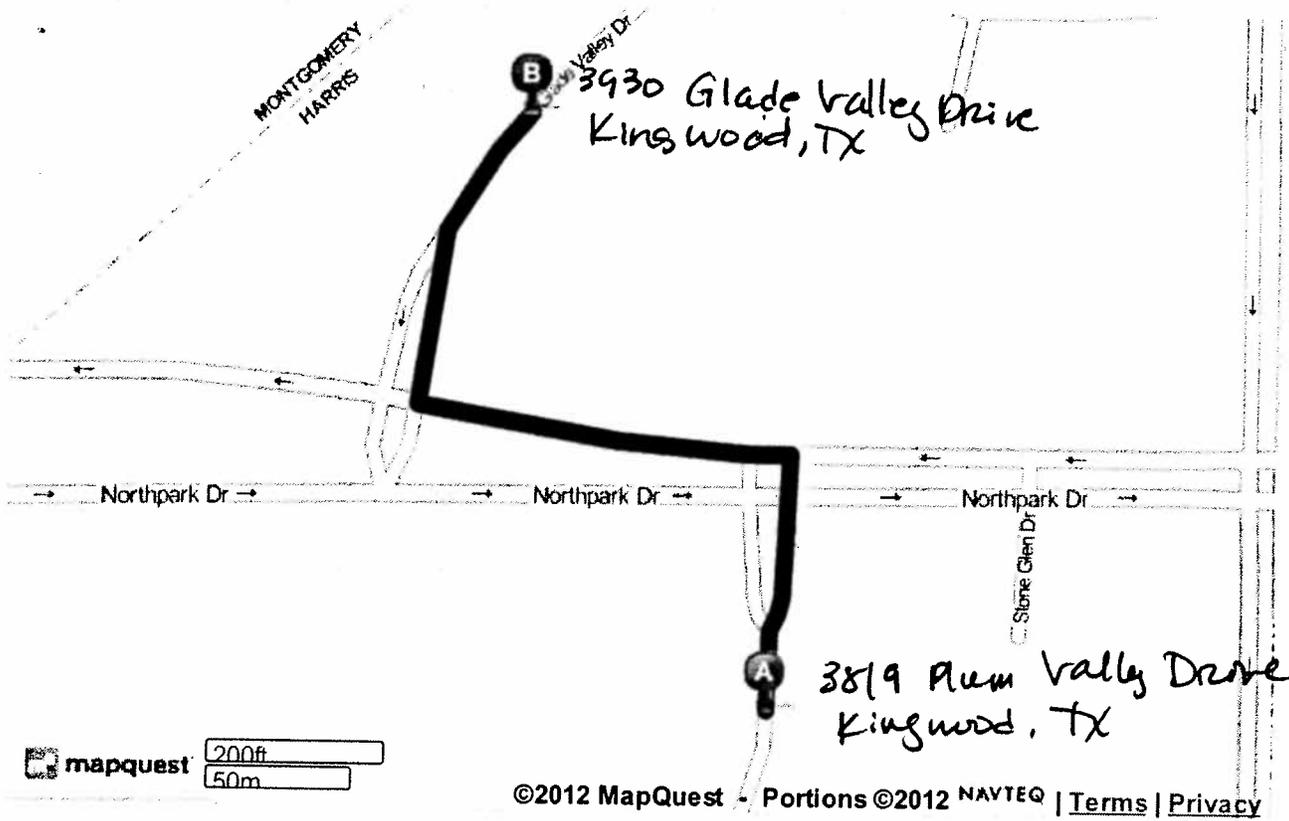
**REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Ordinance Establishing Election Precincts and Designating Polling Places for the 2012 City of Houston Special Election to be held November 6, 2012		Page 1 of 1	Agenda Item #  8
<b>FROM (Department or other point of origin):</b> City Secretary		<b>Origination Date</b> September 26, 2012	<b>Agenda Date</b> OCT 03 2012
<b>DIRECTOR'S SIGNATURE:</b>  		<b>Council District affected:</b>  All	
For additional information contact: Anna Russell Phone: 832.393.1100 YuShan Chang; Phone: 832.393.6442		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b> Adopt an ordinance establishing election precincts and polling places for the 2012 City Special Election to be held on November 6, 2012			
<b>Amount and Source of Funding:</b> N/A			
<b>SPECIFIC EXPLANATION:</b>  Chapter 43 of the Texas Election Code requires that the City Council establish precincts and designate polling places for the City's Special Election to be held on November 6, 2012. The City of Houston has entered into election agreements with Harris, Fort Bend and Montgomery Counties ("the Counties") for use of the Counties' voting equipment and polling places. The Commissioners' Courts of the Counties have recently approved, by their respective orders, the division of the Counties into election precincts, and the Counties have arranged for polling locations for the precincts.  Harris, Fort Bend, and Montgomery Counties have provided the City with a list of voting precincts and polling places for the City of Houston. Section 4.003 of the Election Code requires the City to post notice of the Election, with a list of precincts and polling places, not later than the 21 <sup>st</sup> day before the Election (by Friday, October 16, 2012). Therefore, approval of the polling locations must occur before that date.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>	

<b>SUBJECT:</b> An Ordinance approving and authorizing a \$314,000 grant of CDBG funds to Village Learning Center Inc. to acquire the property at 3930 Glade Valley Drive, for an after school childcare program for children with developmental disabilities.		<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b> <span style="font-size: 2em; float: right;">9</span>
<b>FROM:</b> Neal Rackleff, Director Housing and Community Development Department <i>Neal Rackleff</i>		<b>Origination Date</b> 09/14/12	<b>Agenda Date</b> OCT 03 2012	
<b>DIRECTOR'S SIGNATURE:</b>		<b>Council District affected:</b> District E		
<b>For additional information contact:</b> Marc Eichenbaum Phone: 713-868-8351		<b>Date and identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION:</b> Approval of an Ordinance authorizing a \$314,000 grant of CDBG funds to Village Learning Center Inc. to acquire the property at 3930 Glade Valley Drive, for an after school childcare program for children with developmental disabilities.				
<b>Amount of Funding:</b> <p style="text-align: center;"><b>\$314,000.00</b></p>			<b>Finance Budget:</b>	
<b>SOURCE OF FUNDING:</b> <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund Community Development Block Grant (CDBG)				
<b>SPECIFIC EXPLANATION:</b>				
<p>The Village Learning Center Inc. (VLC), a 501 (c) 3 organization, currently provides 122 individuals with developmental disabilities the following services: (1) adult day care, (2) transitional education, (3) residential assisted living, (4) afterschool childcare, (5) supported employment services, (6) medical and nursing care, and (7) transportation.</p> <p>The limited physical space of VLC's after school children's program allows them to only serve 12 children with developmental disabilities. However, there is a great need to serve additional children in the local area. In fact, local HISD schools have over 300 children with disabilities.</p> <p>Therefore, the Housing and Community Development Department requests approval of a \$314,000 grant of CDBG funds to VLC to acquire the property and building at 3930 Glade Valley Drive. This building will allow VLC to move their current licensed childcare program from its current location, where they are licensed to serve 12 clients, to the new location where they can serve up to a maximum of 77 children. Services will be continuous for a period of five years.</p> <p>This item was presented to the Housing, Sustainable Development and Growth Committee on June 19, 2012.</p>				
cc: City Attorney Mayor's Office City Secretary Finance Department				
<b>REQUIRED AUTHORIZATION</b>				
<b>Finance Department Director:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>

MS

Total Travel Estimate: 0.31 miles - about 1 minute



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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Purchase and Sale Agreement between Ron Aliezer, Avi Ron and Avishai Ron, (Sellers) and the City of Houston (Purchaser) for the purchase of 0.1127 acres of land located at 2312 Dennis, Houston, Harris County, Texas for the Houston Parks and Recreation Department.  
Emancipation Park - WBS No. F-000635-0003-2

Page  
1 of 1

Agenda Item

10

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

**Origination Date**  
9/26/12

**Agenda Date**  
OCT 03 2012

**DIRECTOR'S SIGNATURE:**

Scott Minnix

9/13/12

**Council District affected:** D

**For additional information contact:**

Jacquelyn L. Nisby

Phone: 832-393-8023

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

**RECOMMENDATION:** Approve a Purchase and Sale Agreement between Ron Aliezer, Avi Ron and Avishai Ron, (Sellers) and the City of Houston (Purchaser) for the purchase of 0.1127 acres of land located at 2312 Dennis, Houston, Harris County, Texas for the Houston Parks and Recreation Department, and appropriate funds.

**Amount and Source Of Funding:**

\$47,609.50 State-Grant Funded - Texas Parks and Wildlife Grant (5010)

\$47,609.50 Parks Consolidated Construction Fund (4502)

\$95,219.00 Total

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Purchase and Sale Agreement with Ron Aliezer, Avi Ron and Avishai Ron (Sellers), and the City of Houston (Purchaser), for the purchase of 0.1127 acres of land located at 2312 Dennis Street, for a purchase price of \$86,719.00 plus additional expenses of \$8,500.00 for the Houston Parks and Recreation Department (HPARD). HPARD secured a 50/50 matching grant for the acquisition of this property through Texas Parks and Wildlife. HPARD desires to purchase this land to create additional parking space for nearby Emancipation Park, which currently has limited parking space for community events. This expansion will enhance and increase the park's usage, as well as be an overall added benefit which the City will reap for years to come.

The following is a breakdown of expected costs:

\$86,719.00	Purchase Price
\$5,000.00	Environmental Phase I
\$2,000.00	Survey
\$1,500.00	Estimated Closing Costs
<b>\$95,219.00</b>	<b>TOTAL</b>

Council will be requested to approve future Purchase and Sale Agreements to expand parking for Emancipation Park under separate Council actions.

SM:HB:JLN:Rb:npb

xc: Marta Crinejo, Jacquelyn L. Nisby, Anna Russell, Renissa Garza Montalvo, & Lisa Johnson, Mark Ross, Luci Correa

REQUIRED AUTHORIZATION

CUIC ID# 25 RB138

**General Services Department:**

Humberto Bautista, P.E.  
Assistant Director

**Houston Parks and Recreation Department:**

Joe Turner  
Director

10



Address 2312 Dennis St  
Houston, TX 77004

Get Google Maps on your phone

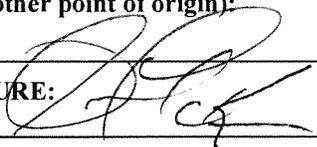
Text the word "GMAPS" to 466453



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<b>SUBJECT:</b> Purchase and Sale Agreement between John A. Hendlmyer, Trustee, (Seller) and the City of Houston (Purchaser), and a Lease Agreement between the City of Houston (Landlord) and Houston Precious Metals, Ltd. (Tenant), in connection with the purchase of 5,031 square feet of land located at 607 Chenevert, Houston, Texas; and designating the property as a Leased Premises under the Lease Agreement between the City of Houston and Houston First Corporation, formerly Houston Convention Center Hotel Corporation	<b>Page</b> 1 of 1	<b>Agenda Item</b>  //
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<b>FROM (Department or other point of origin):</b> Mayor's Office	<b>Origination Date</b>	<b>Agenda Date</b> OCT 03 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> I
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<b>For additional information contact:</b> Andrew F. Icken Phone: 832-393-1064	<b>Date and identification of prior authorizing Council action:</b> Ord 2012-634 – July 11, 2012
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**RECOMMENDATION:** Approve a Purchase and Sale Agreement between John A. Hendlmyer, Trustee, (Seller) and the City of Houston (Purchaser), and a Lease Agreement between the City of Houston (Landlord) and Houston Precious Metals, Ltd. (Tenant), in connection with the purchase of 5,031 square feet of land located at 607 Chenevert, Houston, Harris County, Texas, and designating the property as a Leased Premises under the Lease Agreement between the City of Houston and Houston First Corporation, formerly Houston Convention Center Hotel Corporation

<b>Amount and Source Of Funding:</b> \$1,033,000 - Civic Center Facility Revenue Fund (8601) - (previously authorized)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Purchase and Sale Agreement between John A. Hendlmyer, Trustee, (Seller) and the City of Houston (Purchaser), and a Lease Agreement between the City of Houston (Landlord) and Houston Precious Metals, Ltd. (Tenant), in connection with the purchase of 5,031 square feet of land located at 607 Chenevert, Houston, Texas, for a purchase price of \$1,025,000.00 plus additional expense of \$8,000.00.

The acquisition of this land will provide the design and construction of an educational and inspirational venue in downtown Houston where residents and visitors will explore and experience the history, culture and entrepreneurial spirit that built, and will continue to define the Houston region and the State of Texas to be known as the Center for Texas Cultural Heritage (Project). The Project will also include the restoration of the historic Cohn and Foley Houses, as well as Engine 982 together with such curbs, sidewalks, driveways, street lighting, landscaping and other appurtenances necessary or required to meet City of Houston standards.

Pursuant to Ordinance Number 2012 – 634, City Council approved this Purchase and Sale Agreement on July 11, 2012. The City will purchase the property, and, then lease it back to its current tenant, Houston Precious Metals, Ltd., for six months at no cost.

Pursuant to Ordinance Number 2011 – 390 the City Council is also being asked to designate the property as a Leased Premises under the Lease Agreement between the City of Houston and Houston First Corporation, formerly Houston Convention Center Hotel Corporation.

Together with the Houston Professional Musicians Associations purchase, Council is approving an expenditure of \$1,846,000.00 of the previously authorized \$2,500,000 maximum.

The following is a breakdown of expected costs:

\$1,025,000.00	Purchase Price
\$1,000.00	Survey
<u>\$7,000.00</u>	Estimated Closing Costs
<b>\$1,033,000.00</b>	<b>TOTAL</b>

SM:HB:JLN:RB:npb

c: Marta Crinejo, Jacquelyn L. Nisby, Anna Russell and Andrew Icken

<b>REQUIRED AUTHORIZATION</b>	<b>CUIC ID# 25 RB 142</b>
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<b>SUBJECT:</b> Purchase and Sale Agreement between Houston Professional Musicians Association Local No. 65-699, A.F. of M. ("Seller"), and the City of Houston, Texas ("Purchaser") for the purchase of 5,662 square feet of land located at 609 Chenevert, Houston, Texas and designating the property as a Leased Premises under the Lease Agreement between the City of Houston and Houston First Corporation, formerly Houston Convention Center Hotel Corporation	<b>Page</b> 1 of 1	<b>Agenda Item</b>  12
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<b>FROM (Department or other point of origin):</b> Andrew F. Icken Mayor's Office	<b>Origination Date</b>	<b>Agenda Date</b> OCT 03 2012
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> I
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<b>For additional information contact:</b> Andrew F. Icken Phone: 832-393-1064	<b>Date and identification of prior authorizing Council action:</b> Ord 2012-634 – July 11, 2012
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**RECOMMENDATION:** Approve a Purchase and Sale Agreement between Houston Professional Musicians Association Local No. 65-699, A.F. of M. ("Seller"), and the City of Houston, Texas ("Purchaser") for the purchase of 5,662 square feet of land located at 609 Chenevert, Houston, Texas, and designating the property as a Leased Premises under the Lease Agreement between the City of Houston and Houston First Corporation, formerly Houston Convention Center Hotel Corporation

<b>Amount and Source Of Funding:</b> \$813,000.00 - Civic Center Facility Revenue Fund (8601) - (previously authorized)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends approval of a Purchase and Sale Agreement between Houston Professional Musicians Association Local No. 65-699, A.F. of M. (Seller), and the City of Houston, Texas (Purchaser) for the purchase of 5,662 square feet of land located at 609 Chenevert, Houston, Texas, for a purchase price of \$800,000.00 plus additional expense of \$13,000.00.

The acquisition of this land will provide the design and construction of an educational and inspirational venue in downtown Houston where residents and visitors will explore and experience the history, culture and entrepreneurial spirit that built, and will continue to define the Houston region and the State of Texas to be known as the Center for Texas Cultural Heritage ("Project"). The Project will also include the restoration of the historic Cohn and Foley Houses, as well as Engine 982 together with such curbs, sidewalks, driveways, street lighting, landscaping and other appurtenances necessary or required to meet City of Houston standards.

Pursuant to Ordinance Number 2012 – 634, City Council approved this Purchase and Sale Agreement on July 11, 2012. The City will purchase the property, and, as part of the Purchase and Sale Agreement, allow the Seller to occupy the property for thirty days at no cost.

Pursuant to Ordinance Number 2011 – 390 the City Council is also being asked to designate the property as a Leased Premises under the Lease Agreement between the City of Houston and Houston First Corporation, formerly Houston Convention Center Hotel Corporation.

Together with the John A. Hendlmyer purchase, Council is approving an expenditure of \$1,846,000.00 of the previously authorized \$2,500,000 maximum.

The following is a breakdown of expected costs:

\$800,000.00	Purchase Price
\$ 5,000.00	Environmental Phase I
\$ 1,000.00	Survey
\$ 7,000.00	Estimated Closing Costs
<b>\$813,000.00</b>	<b>TOTAL</b>

xc: Marta Crinejo, Jacquelyn L. Nisby, Anna Russell and Andrew Icken

<b>REQUIRED AUTHORIZATION</b>	CUIC ID# 25 RB 143
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Appropriate Funds  
BL Technology, Inc.  
Safety and Security Improvements for  
Southeast, Westside and North Police Stations  
WBS No. G-000119-0002-5

Page  
1 of 1

Agenda Item

13

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

**Origination Date**

9/26/12

**Agenda Date**

OCT 03 2012

**DIRECTOR'S SIGNATURE:**

Scott Minnix

*Scott Minnix 9/18/12*

**Council District affected:**  
D, F, B

**For additional information contact:**

Jacquelyn L. Nisby Phone: 832-393-8023

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

Ordinance No. 2007-0972; August 29, 2007  
Ordinance No. 2012-0200; February 29, 2012

**RECOMMENDATION:** Appropriate funds for the project.

**Amount and Source Of Funding:**

\$898,705.00 - Police Consolidated Construction Fund (4504)

**Finance Budget:**

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council appropriate \$898,705.00 to the existing citywide contract with BL Technology, Inc. to furnish and install security speed gates at the Southeast, Westside, and North Police Stations for the Houston Police Department.

**PROJECT LOCATIONS:**

<u>Facility</u>	<u>Address</u>	<u>Key Map</u>	<u>Council District</u>
1. Southeast Police Station	8300 Mykawa	574C	D
2. Westside Police Station	3203 S. Dairy Ashford	488Z	F
3. North Police Station	9455 W. Montgomery	412N	B

**PREVIOUS HISTORY AND PROJECT SCOPE:** On August 29, 2007, Ordinance No. 2007-0972, City Council awarded a five-year work-order contract to BL Technology, Inc., in an amount not to exceed \$16,259,339.00, for the installation and repair of security systems citywide. On February 29, 2012, Ordinance 2012-0200, City Council approved a First Amendment to the contract which extended the contract term for two additional years on the same terms and conditions. The contract is funded through various appropriations/allocation for security system installation and repair services. To date, \$8,990,269.18 has been expended on the contract.

**M/WBE INFORMATION:** The contract was awarded with an 11% M/WBE goal. Currently, BL Technology, Inc. has achieved 19.6% M/WBE participation.

SM:JLN:tle

c: Marta Crinejo, Charles A. McClelland Jr., Tom Edwards, Jacquelyn Nisby, Stephen Hanner, Kirk Munden, File

**REQUIRED AUTHORIZATION**

CUIC ID # 25MSCL105

**General Services Department:**

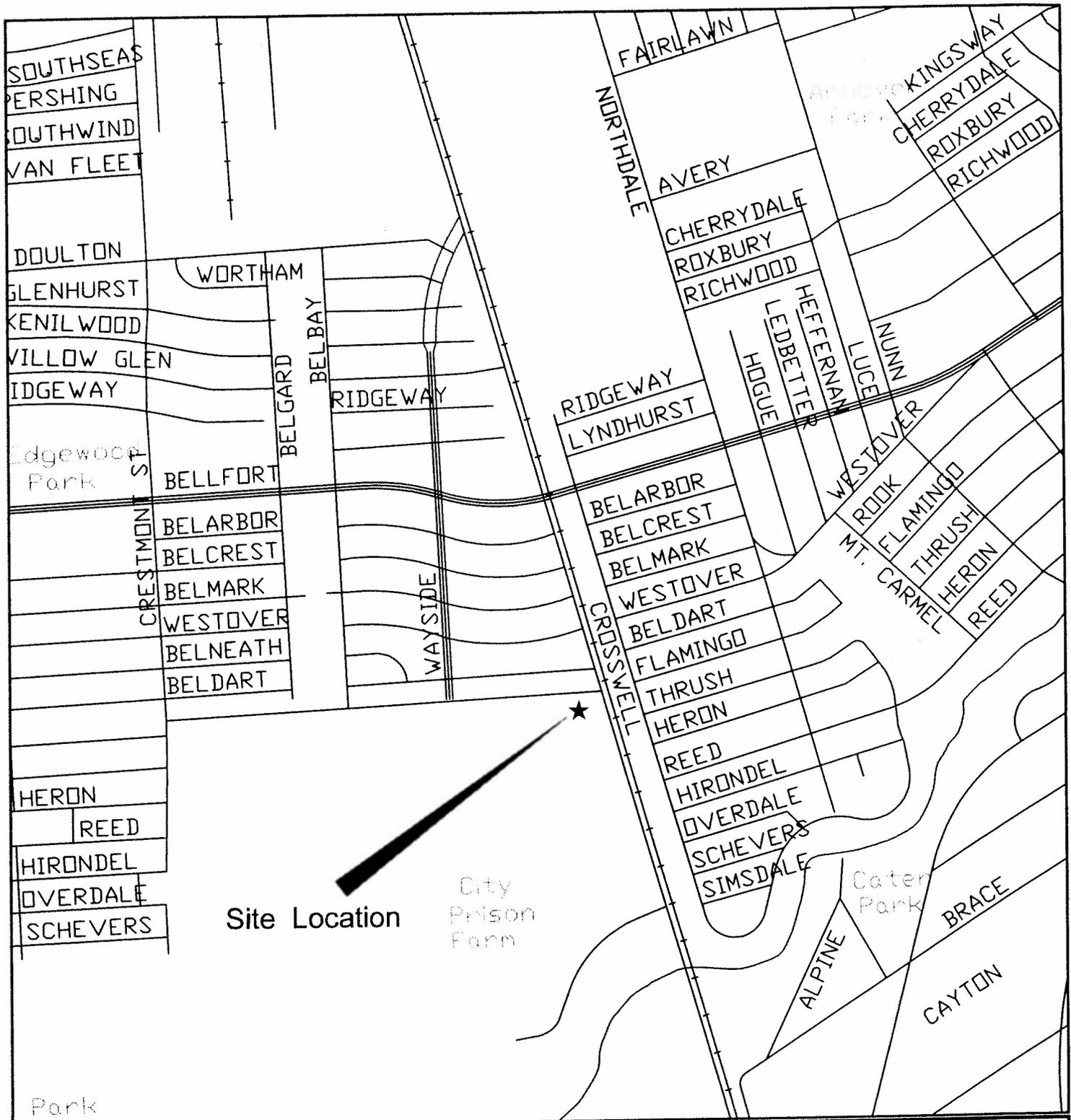
*Thomas L. Edwards*

Thomas L. Edwards  
Chief of Security Management

**Houston Police Department:**

*Charles A. McClelland, Jr.*

Charles A. McClelland, Jr.  
Chief of Police



Site Location

City  
Prison  
Farm

Cater  
Park

Safety and Security Improvements:

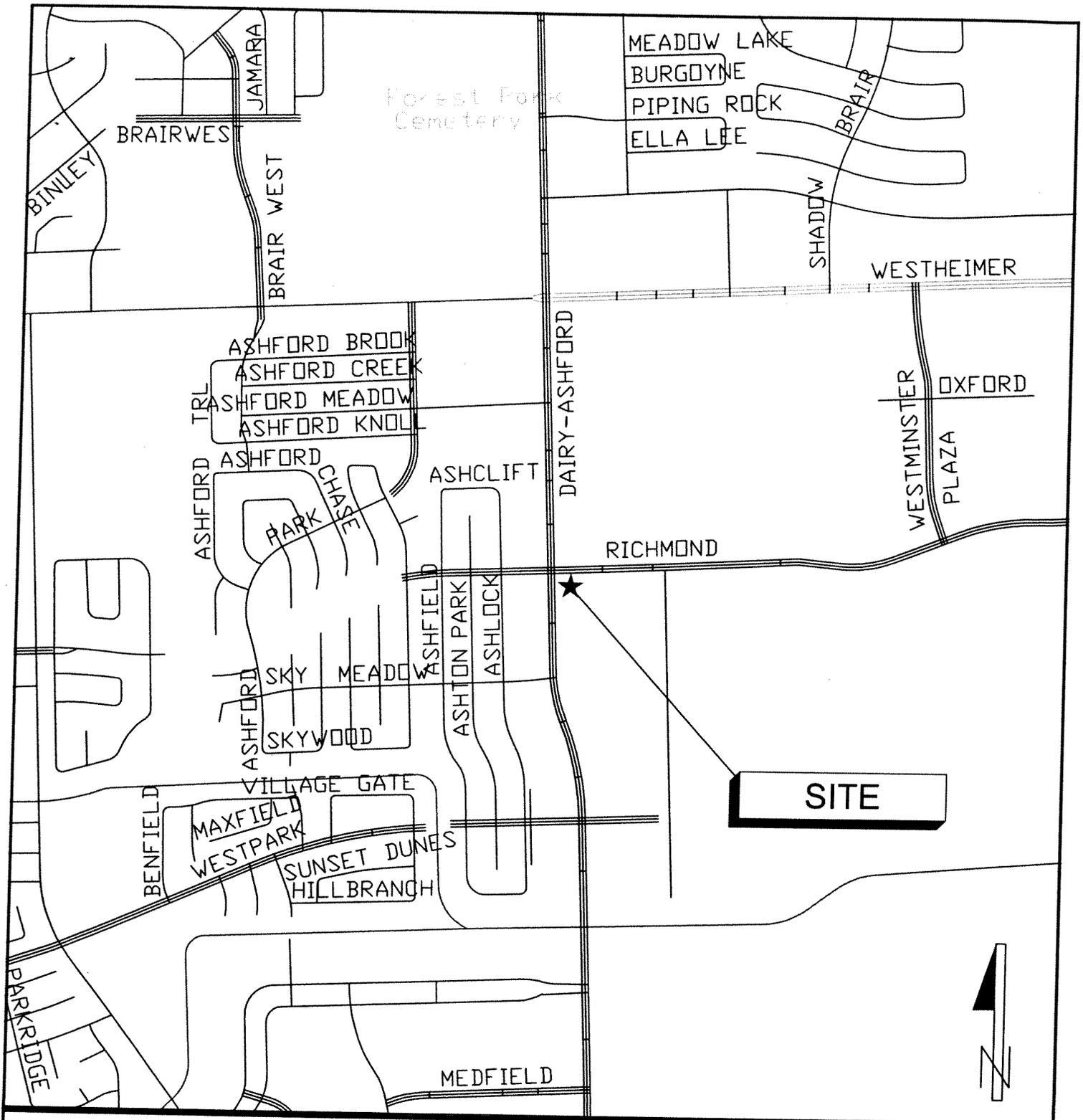
Southeast Police Station

8300 Mykawa Rd  
Houston, TX 77087

COUNCIL DISTRICT "D"

WBS No. G-000119-0002-5

KEY MAP NO. 574C



Safety and Security Improvements:

Westside Police Station

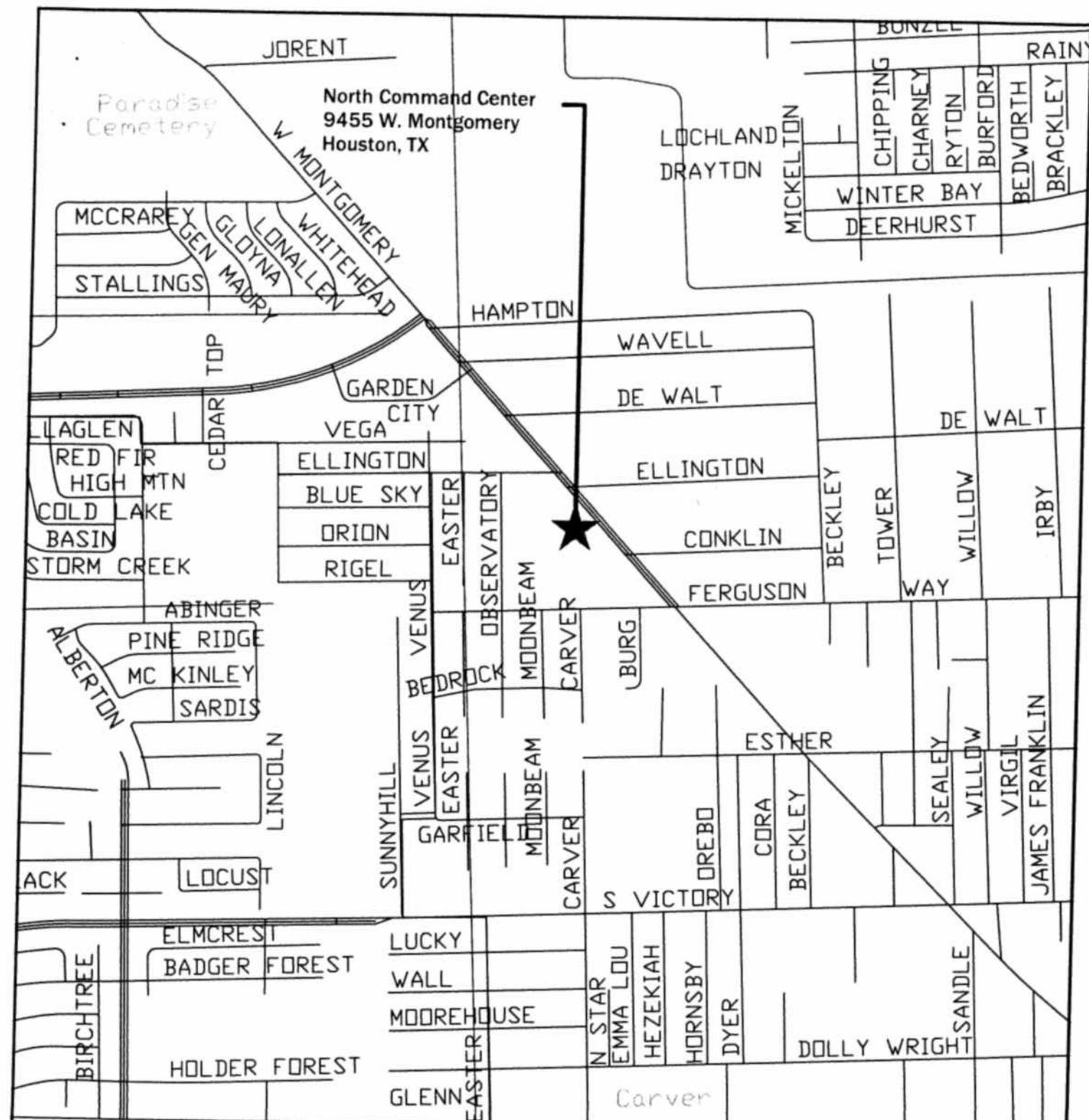
3203 South Dairy Ashford

Houston, TX 77082

COUNCIL DISTRICT "F"

WBS No. G-000119-0002-5

KEY MAP NO. 488Z



**Safety and Security Improvements:**

**North Police Station**  
**9455 W. Montgomery**  
**Houston, TX 77088**

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**Subject:** Ordinance authorizing application and receipt of a grant from US Soccer Foundation for soccer field improvements at Milby Park.

Category #

Page 1 of 1

Agenda Item

14

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

Houston Parks and Recreation Department

**Origination Date:**

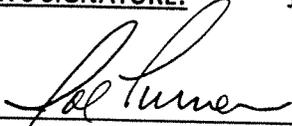
September 24, 2012

**Agenda Date**

OCT 03 2012

**DIRECTOR'S SIGNATURE:**

Joe Turner, Director



**Council District(s) affected:** 1

**For additional information contact:**

Luci Correa, 832-395-7057  
Rose Esteves, 832-395-7058

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

**RECOMMENDATION: (Summary):**

Adopt Ordinance authorizing Parks and Recreation Department Director to apply for and receive a grant from U.S Soccer Foundation (USSF) and certifying that the matching share is readily available.

**Amount and Source of Funding:**

\$50,000 U.S Soccer Foundation In-Kind Grant

\$413,958 Park Consolidated Construction Fund 4502 (Matching funds to be appropriated later)

**Finance Budget:**

**SPECIFIC EXPLANATION:**

The Houston Parks and Recreation Department (HPARD) is submitting a Field Grant application to the U.S Soccer Foundation (USSF) requesting \$50,000 in grant assistance for soccer field lighting at Milby Park. If awarded, the grant disburses in-kind credits with Musco Lighting. Musco is HPARD's preferred ballfield lighting manufacturer due to the 25 year warranty, web based monitoring, and energy efficient lighting.

The total scope of work for the Milby Park Soccer Field Improvements project includes lighting, irrigation, grading, and sodding. The scope also includes design and construction services, and material testing. The total cost estimate is \$463,958. The required match is programmed in the FY2013-2017 Approved CIP. If the grant is awarded, further Council Action will be required to appropriate the funds.

Milby Park is the headquarters of HPARD's soccer programs: *Houston Soccer for Success*, Joga Futsal youth and adult indoor soccer league, and the 8v8 adult soccer league. More than 4,000 players per year are expected to use the field once the improvements are completed. With increased participation in this park and its soccer fields, we promote active, healthy lifestyles for the entire family.

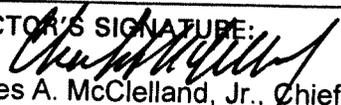
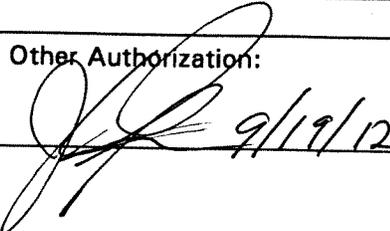
**REQUIRED AUTHORIZATION**

Finance Director:

Other Authorization:

Other Authorization:

CHS

<b>SUBJECT:</b> Adopt an Ordinance Approving an Interlocal Agreement between the City of Houston and Texas State University – San Marcos on behalf of the Texas Department of State Health Services, Mental Health Services Division Tobacco Enforcement Program		<b>Category #</b>	<b>Page 1 of</b>	<b>Agenda Item #</b> 15
<b>FROM (Department or other point of origin):</b> Houston Police Department		<b>Origination Date</b> 9/27/12	<b>Agenda Date</b> OCT 03 2012	
<b>DIRECTOR'S SIGNATURE:</b>  Charles A. McClelland, Jr., Chief of Police		<b>Council District affected:</b> ALL		
<b>For additional information contact:</b> Joseph A. Fenninger Phone: 713-308-1708 <i>JAF 9/19/12</i> CFO and Deputy Director		<b>Date and identification of prior authorizing Council action:</b>		
<b>RECOMMENDATION: (Summary)</b> Approve an Ordinance for an Interlocal Agreement between the City of Houston and Texas State University – San Marcos on behalf of the Texas Department of State Health Services, Mental Health Services Division Tobacco Enforcement Program				
<b>Amount and Source of Funding:</b> \$120,000.00 – Grant Fund		<b>Finance Budget:</b>		
<b>SPECIFIC EXPLANATION:</b>  The Houston Police Department recommends that City Council approve an interlocal agreement with Texas State University – San Marcos for the Tobacco Enforcement Program. The Texas Department of State Health Services, Mental Health Services Division Program administers this program through the Texas School Safety Center at Texas State University and funding is provided through the State Comptroller's Office.  HPD has participated in this program since 1998; however, this is the first time that participating agencies must complete an interlocal agreement. The Agreement requires HPD to conduct a maximum of 1,600 controlled buys/stings for one year from September 1, 2012, to August 31, 2013. The City will be reimbursed at a rate of \$75.00 per each buy/sting conducted for the program up to \$120,000.00. Non-smoking male and female minors 14 – 16 years of age will work with law enforcement officers to determine if tobacco-permitted retailers are in compliance with applicable laws in the Texas Health and Safety Code regarding the sale of cigarettes or tobacco products to persons younger than 18 years of age. Officers participating in the Tobacco Enforcement Program also receive training that will cover all aspects of contract management and reporting requirements, which include the number of controlled buys/stings, the number of citations issued and a summary of any challenges or obstacles encountered.				
<b>REQUIRED AUTHORIZATION</b>				
<b>Finance Director:</b>		<b>Other Authorization:</b>		<b>Other Authorization:</b>
		 9/19/12		

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9490**

**Subject:** Approve an Ordinance Authorizing a First Amendment to Contract No. 4600007785 for Submersible Pump Repair Services for the Public Works and Engineering Department S30-L22069-A2

Category #  
1 & 4

Page 1 of 1

Agenda Item

16

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

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

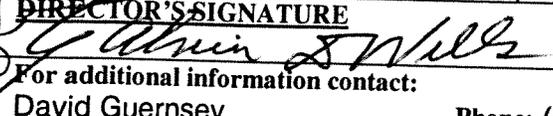
**Origination Date**

September 07, 2012

**Agenda Date**

OCT 03 2012

**DIRECTOR'S SIGNATURE**

*CWS*  


**Council District(s) affected**  
All

**For additional information contact:**

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

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

Ord. Nos. 07-0813, 07/03/07; & 12-0720, 08/22/12

**RECOMMENDATION: (Summary)**

Approve an amending ordinance authorizing a first amendment to the contract between the City of Houston and Pumps of Houston, Inc. to extend the contract term from October 22, 2012 to April 22, 2013 for submersible pump repair services for the Public Works and Engineering Department.

No Additional Funding Required

**Finance Budget**

**SPECIFIC EXPLANATION:**

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommend that City Council approve an amending ordinance authorizing a first amendment to the contract between the City of Houston and Pumps of Houston, Inc. to extend the contract term from October 22, 2012 to April 22, 2013 for submersible pump repair services for the Public Works and Engineering Department (PWE). The Director of PWE or the City Purchasing Agent may terminate this contract any time upon 30-days written notice to the contractor.

The contract was awarded on July 3, 2007 by Ordinance No. 2007-0813 for a three-year term, with two one-year options in the amount of \$3,600,000.00. On August 22, 2012, by Ordinance 2012-0720, the maximum contract amount was increased from \$3,600,000.00 to \$4,100,040.00. Expenditures as of September 7, 2012 totaled \$3,048,643.58. The contract extension is necessary due to PWE's recent reassessment of the current contract specifications, therefore, additional time is needed to ensure that the new bid specifications will meet the overall objective of the City. Moreover, the contract extension shall allow services to continue until a new contract is awarded. Finally, Pumps of Houston, Inc. has agreed to honor the original contract pricing and all other terms and conditions as originally approved by City Council.

The scope of work requires the contractor to provide all equipment, facilities, labor, materials, parts, supervision and transportation necessary to disassemble, inspect, and rewind or recondition the submersible pump motors, and reassemble and test the units. In addition, the contractor inspects and cleans components and parts before rewinding or reconditioning the pumps. At the completion of repairs, the contractor balances and tests the rotors and impellers at their full voltage to ensure that the pumps are performing at an optimal level.

This contract was awarded with a 3% M/WBE participation goal. Pumps of Houston, Inc. is currently achieving 2.53% of the required M/WBE goal. The Mayor's Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

Buyer: Greg Hubbard

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization: 

*jm*

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9475**

**Subject:** Approve an Ordinance Authorizing a Second Amendment to Contract Nos. C70663 and C70664 for Disaster Debris Removal Services for the Solid Waste Management Department S30-L22540-A2

Category #  
4

Page 1 of 1

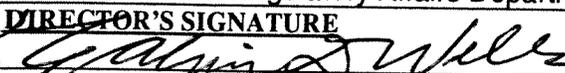
Agenda Item

17

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

**Origination Date**  
Sept 16, 2012

**Agenda Date**  
OCT 03 2012

**DIRECTOR'S SIGNATURE**  


**Council District(s) affected**  
All

**For additional information contact:**  
Vic Ayres Phone: (713) 837-9131  
Ray DuRousseau Phone: (832) 393-8726

**Date and Identification of prior authorizing Council Action:**  
Ord Nos. 2007-987, 2008-826 and 2009-951

**RECOMMENDATION: (Summary)**

Approve an amending ordinance authorizing second amendments to the contracts between the City of Houston and Omni Pinnacle, LLC and DRC Emergency Services, LLC to extend both contract terms from October 23, 2012 to October 22, 2017 for disaster debris removal services for the Solid Waste Management Department.

No funding required at this time.

**Finance Budget**

**SPECIFIC EXPLANATION:**

The Director of the Solid Waste Management Department and the City Purchasing Agent recommend that City Council approve an amending ordinance authorizing second amendments to the contracts between the City of Houston and DRC Emergency Services, LLC (primary contractor) and Omni Pinnacle, LLC (secondary contractor) to extend both contract terms from October 23, 2012 to October 22, 2017 for disaster debris removal services for the Solid Waste Management Department. DRC Emergency Services, LLC and Omni Pinnacle, LLC have agreed to maintain the current contract fee schedule/rate structure through the extended term as well as all other terms and conditions as originally approved or amended by City Council. The Department recently completed a survey of government agencies in disaster prone areas that currently have disaster contracts with the same types of services thereon. The survey revealed that the City's contract prices/rates are excellent, i.e., from 6 to 400+ percent lower than the 10 government agencies surveyed.

The aforementioned pre-positioned contracts were awarded on August 29, 2007, by Ordinance No. 2007-987, for a five-year term, and was subsequently amended by Ordinance No. 2008-826, passed September 17, 2008, authorizing an initial funding request of \$20,000,000.00 with a maximum contract amount of \$98,000,000.00 to DRC Emergency Services, LLC and by Ordinance No. 2009-951, passed October 7, 2009, to amend the scope of services for both contracts. The total expenditures to DRC Emergency Services, LLC, as of August 8, 2012, totaled \$77,043,925.37. The secondary contractor's (Omni Pinnacle, LLC) contract has not yet been activated.

The scope of work requires the contractors to provide all labor, materials, expendable supplies, vehicles, and supervision necessary to load and haul vegetation, damaged trees and stumps from public right-of-ways to debris management sites and/or approved landfills following a hurricane or other natural or man-made disasters in a timely, efficient, safe and lawful manner.

This contract was awarded with a 19% M/WBE participation goal. DRC Emergency Services, LLC achieved 14.14% of the M/WBE goal when the contract was activated as a result of Hurricane Ike. The Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

Buyer: Richard Morris

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

NO

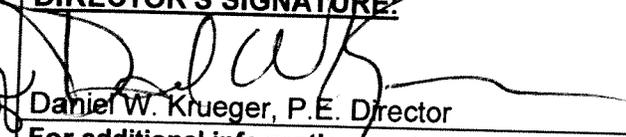
**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #20RPS25**

<b>SUBJECT:</b> Ordinance to issue a pipeline permit to Houston Fuel Oil Terminal Company (HFOTC) for one existing pipeline for the underground transportation of materials within portions of certain City street rights of way.	<b>Category #</b>	<b>Page</b>	<b>Agenda Item#</b>
		1 of 1	18

<b>FROM: (Department or other point of origin):</b>  Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b>
	9/26/12	OCT 03 2012

<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council Districts affected:</b> E 
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<b>For additional information contact:</b> Richard Smith, P.E., PTOE Phone: (832) 394-9137 	<b>Date and identification of prior authorizing Council Action:</b>
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**RECOMMENDATION: (Summary)**  
Approve an ordinance granting a permit to Houston Fuel Oil Terminal Company (HFOTC) a Limited Liability Company to operate, maintain, improve, repair and replace one existing pipeline for underground transportation of materials under portions of certain street rights of way.

**SPECIFIC EXPLANATION:**  
It is recommended that City Council approve a pipeline permit pursuant to the provisions of Article IX of Chapter 40 of the Code of Ordinances, authorizing Houston Fuel Oil Terminal Company (HFOTC) a Limited Liability Company to operate, maintain, improve, repair one existing pipeline for the underground transportation of materials under portions of certain street rights of way in the City, as listed below and more specifically detailed in the permit ordinance:

Pipeline Name	Diameter Size	Materials
24" Crude Oil Pipeline	24-inch	Crude Petroleum

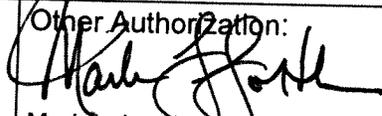
Houston Fuel Oil Terminal Company (HFOTC) submitted the initial required application permit fee of \$2,064.60 plus \$1,032.30 per pipeline for a total of \$3,096.90. A fee of \$1,032.30 due and payable January 1 of each year during the term of this permit ordinance. The permit is for 30 years.

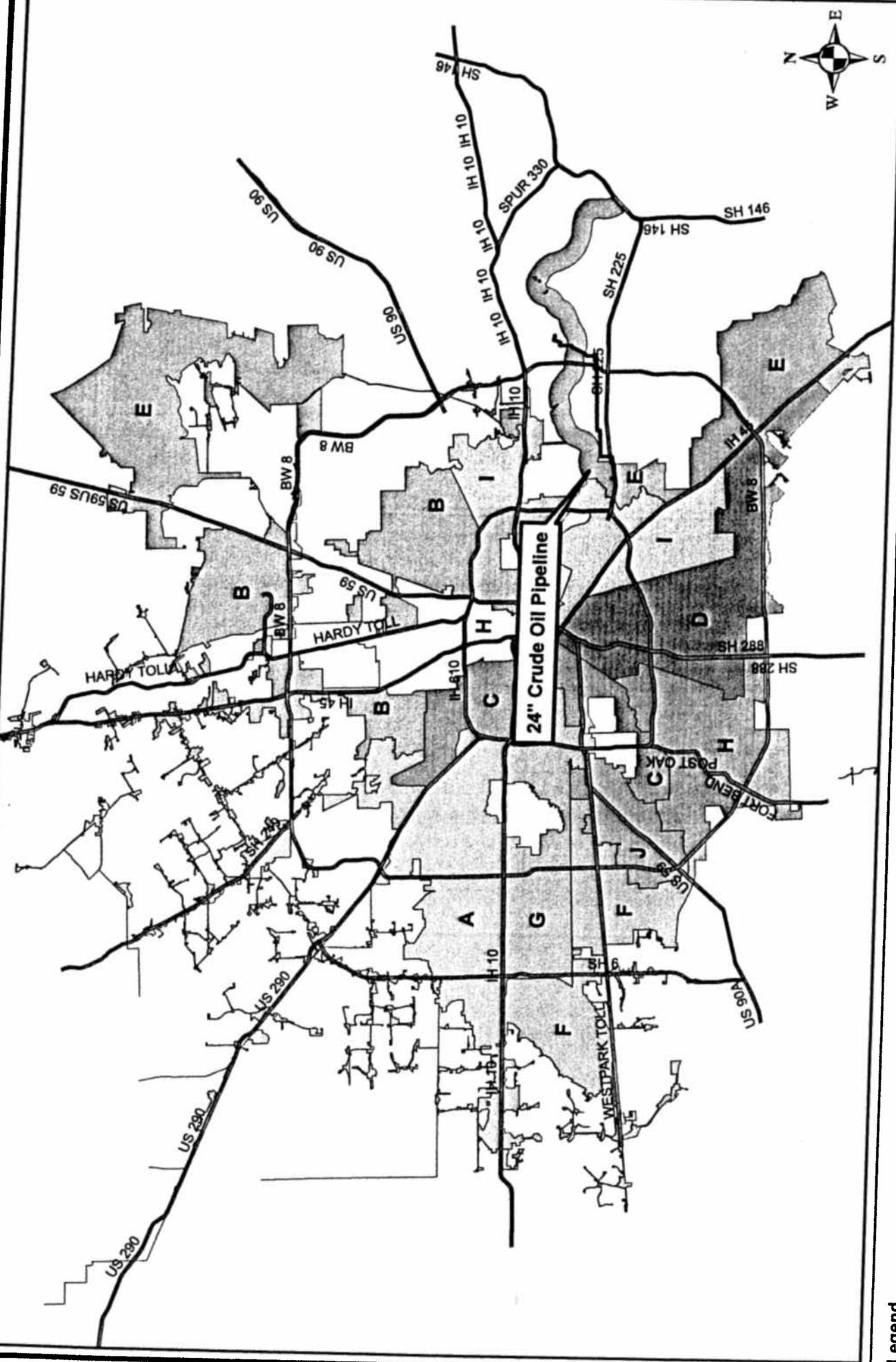
**LOCATION:** The pipeline is located in Key Map grid(s) 536E

DWK:MLL:RPS:tss

- cc: Marta Crinejo  
Mark L. Loethen, P.E., PTOE, CFM  
Deborah McAbee  
Mary F. Buzak

**REQUIRED AUTHORIZATION** **CUIC ID 20RPS25**

<b>Finance Director:</b>	<b>Other Authorization:</b>
	Other Authorization:  Mark L. Loethen, P.E., PTOE, CFM Planning & Development Services



**Legend**

Houston Fuel Oil Terminal Company (HFOTC)

— 24" Crude Oil Pipeline

- DISTRICT A
- DISTRICT B
- DISTRICT C
- DISTRICT D
- DISTRICT E
- DISTRICT F
- DISTRICT G
- DISTRICT H
- DISTRICT I
- DISTRICT J
- DISTRICT K

Document Control  
Number: 2012-016

CITY OF HOUSTON  
PUBLIC WORKS AND ENGINEERING  
Houston Fuel Oil Terminal Company (HFOTC)  
Permit Request  
N.T.S.  
Location Map  
Council District(s)  
E

**SUBJECT:** Advance Funding Agreement between the City of Houston and Texas Department of Transportation (TxDOT) for Bringhurst Bridge Crossing at Union Pacific Railroad (UPRR). WBS No. N-000420-0045-3, TxDOT CSJ 0912-72-289

Page  
1 of 2

Agenda Item #

19

**From: (Department or Other Point of Origin)**

**Origination Date**

**Agenda Date**

Department of Public Works and Engineering

OCT 03 2012

**Director's Signature:**

**Council District affected:** B

Daniel W. Krueger, P.E.

M.H.S.

**For additional information contact:**

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

Ravi Kaleyatodi 8/30/12

Ordinance No. 2012-0613 Dated: June 27, 2012

Ravi Kaleyatodi, P.E., CPM Phone: (832)395-2326  
Senior Assistant Director

**RECOMMENDATION:** Adopt an ordinance approving and authorizing an Advance Funding Agreement and appropriate funds.

**Amount and Source of Funding:** \$7,000.00 from Fund 4040 - METRO Projects Construction DDSRF

M.P. 8/30/2012

**PROJECT NOTIFICATION/JUSTIFICATION:** This project is part of the 2011 Discretionary Grant Programs, Railway Highway Crossing Hazard Elimination in High Speed Rail Corridors Project Off-System. This program is jointly administered by the Federal Railroad Administration and the Federal Highway Administration. The main purpose of the proposed bridge is to improve safety in the area and provide an alternative for crossing the railroad tracks by separating pedestrian traffic from the tracks, thereby reducing public safety hazards associated with the existing at-grade crossing.

**DESCRIPTION/SCOPE:** This project consists of the design of a pedestrian bridge across and over UPRR at Bringhurst Street complete with ramps, lighting, sidewalks, signage, and landscape. This project also includes the closure of two (2) crossings at Bringhurst Street and Hailey Street. Additionally UPRR will install a quad gate railroad crossing at Gregg Street and 2500 linear feet of fencing along UPRR right of way.

**LOCATION:** This project is generally bounded by Liberty on the north, Lyons on the south, Waco on the east, and US 59 on the west. Key Map Grids 494B and 494F.

**PREVIOUS HISTORY:** On March 18, 2009, the City of Houston authorized Scientech Engineers, Inc. to prepare a limited Preliminary Engineering Report for the construction of a new pedestrian bridge crossing over UPRR on the west side of Bringhurst under a separate contract (On Call City Wide Rehabilitation and Replacement of Bridge Structures/Roadway). Based on the report conclusions a bridge was recommended at the Bringhurst location.

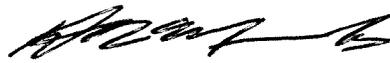
**REQUIRED AUTHORIZATION**

CUIC ID #20MHS127A

**Finance Department:**

**Other Authorization:**

**Other Authorization:**

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

<b>Date:</b>	<b>SUBJECT:</b> Advance Funding Agreement between the City of Houston and Texas Department of Transportation (TxDOT) for Bringhurst Bridge Crossing at Union Pacific Railroad (UPRR). WBS No. N-000420-0045-3, TxDOT CSJ 0912-72-289	<b>Originator's Initials</b> <i>MHS</i>	<b>Page</b> 2 of 2
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**PROJECT COSTS:** The estimated total project cost is \$2,201,250.00. The total federal participation is \$1,725,000.00 and the City participation is \$476,250.00 (Engineering & Environmental Services, City's share of the construction local match and TxDOT review and the engineering and administration costs). Of the City's participation amount, \$233,000.00 was appropriated for partial engineering and environmental services in FY 2012 under ordinance No. 2012-0613 dated June 27, 2012. The remaining amount of \$212,000.00 for completing the engineering services along with \$24,250.00 for the construction local match will be appropriated later in FY 2013. This action seeks City Council approval of the Advance Funding Agreement and appropriation of \$7,000.00 for TxDOT review and administration costs.

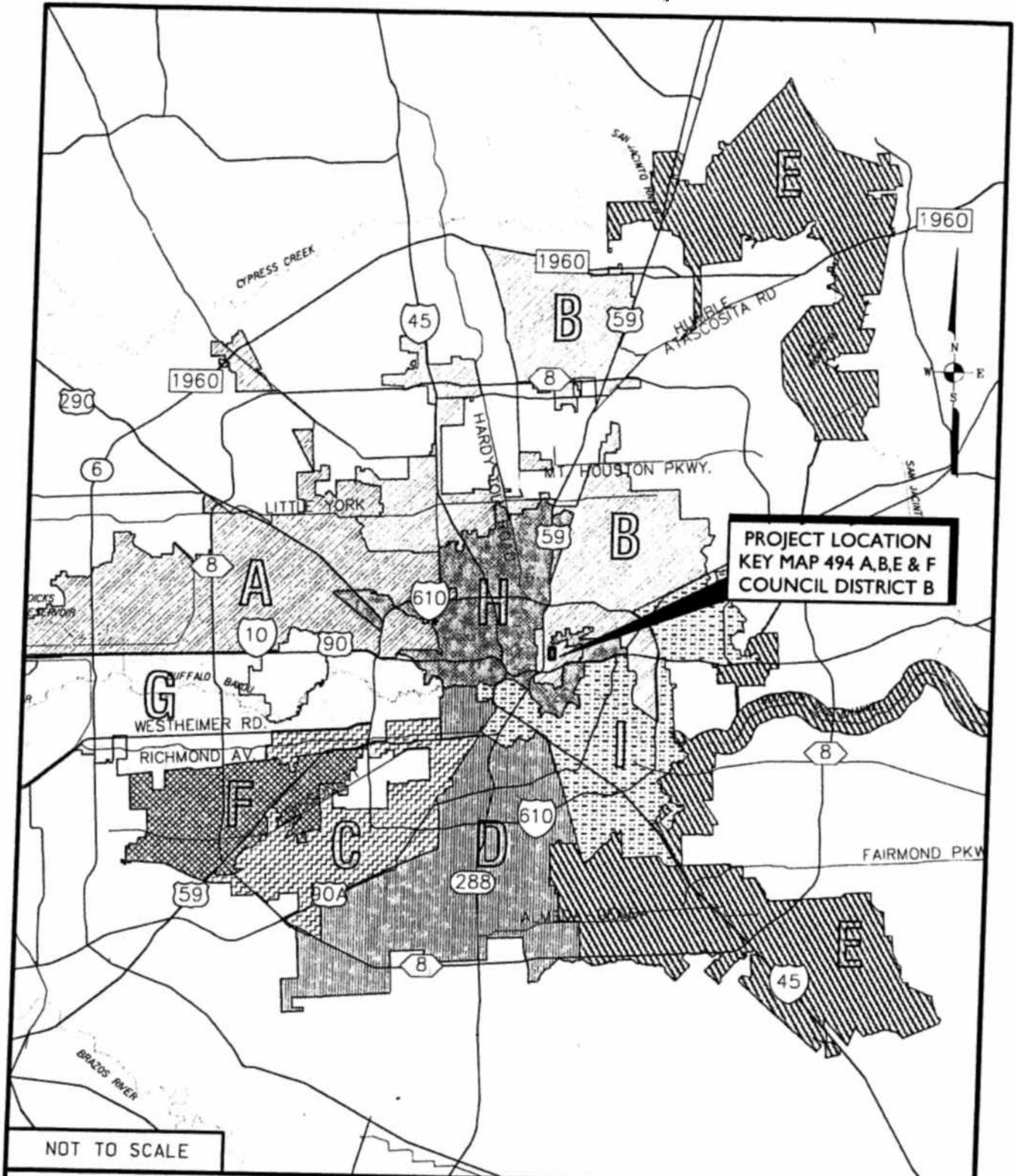
**ACTION RECOMMENDED:** It is recommended that City Council adopt an ordinance approving and authorizing this Advance Funding Agreement and appropriate funds.

*plm/MS & MHS*

DWK:DRM:RK:MS:BB:MHS:mg

Z:\design\A-NP-DIV\Bikeway Files\Maher\N-000420-0045-3 Bringhurst Rehab Bridge\1.0 Design Contract\1.2 RCA\Agreements\20MHS127 revised 081712.doc

ec: File No. N-000420-0045 (1.2 RCA)



**PROJECT LOCATION  
KEY MAP 494 A,B,E & F  
COUNCIL DISTRICT B**

NOT TO SCALE



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

**BRINGHURST PEDESTRIAN  
BRIDGE OVER UPRR**

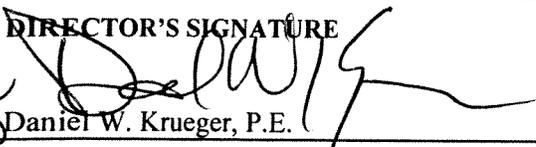
WBS NUMBER: N-000420-0045-3  
TXDOT CSJ NO. 0912-72-289

NOVEMBER, 2011

**SES HORIZON**  
CONSULTING ENGINEERS, INC.  
10101 Southwest Freeway, Suite 400 Houston, Texas 77074  
(713) 988-5304, Fax (713) 988-1441 www.seshorizon.com

**PROJECT LOCATION  
COUNCIL DISTRICT MAP**

PREPARED BY: SES HORIZON CONSULTING ENGINEERS, INC.  
 DATE: 11/15/11  
 PROJECT NO.: N-000420-0045-3  
 SHEET NO.: 1 OF 1

<b>SUBJECT:</b> Revised and Restated Agreement for Operation and Maintenance Services for the Greater Northeast Houston Service Area Water and Wastewater Utilities and Facilities between the City of Houston and Severn Trent Environmental Services, Inc. T23538		<b>Page</b> 1 of 2	<b>Agenda Item #</b>  20
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b> 9/27/12	<b>Agenda Date</b> OCT 03 2012
<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E.		<b>Council District affected:</b> E	
<b>For additional information contact:</b> Jun Chang, P.E., D.WRE, Deputy Director Phone: (832) 395-2464  David Guernsey, Assistant Director Phone: (832) 395-3640		<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2007-1196, dated 10/30/2007 Ordinance No. 2010-582, dated 07/14/10	
<b>RECOMMENDATION: (Summary)</b> Approve revised and restated agreement for operation and maintenance services for the Greater Northeast Houston Service Area water and wastewater utilities and facilities between the City of Houston and Severn Trent Environmental Services, Inc. and allocate funds.			
<b>Amount and Source of Funding:</b> \$356,493.00 to be allocated over three years from Water and Sewer System Operating Fund No. (8300). Original (previous) appropriations of \$24,116,364.00 allocated over five years from Water and Sewer System Operating Fund No. (8300).		9/28/12 	
<p><b>PREVIOUS HISTORY AND SCOPE:</b> City Council approved the original Ordinance No. 2010-582 on July 14, 2010. The scope of services under the original contract consists of providing operational and maintenance coverage for the Greater Northeast Houston Service Area water and wastewater utilities and facilities, which encompasses Kingwood, Forest Cove, East Lake Houston Plants, MUD 48 and MUD 58 service areas. Ordinance 2007-1196 appropriated funds for construction of facilities in Harris County Municipal Utility District No. 450 and authorized the execution of a Utility Functions and Service Allocation Agreement between the City of Houston and Municipal Utility District No. 450.</p> <p><b>SCOPE OF REVISION AND FEE:</b> As part of the agreement, as the facilities are acquired and constructed and the City finds that the facilities have been completed in accordance with the final plans and specifications, the facilities shall be operated and maintained by the City. Under the scope of this revision and restatement, Severn Trent Environmental Services, Inc. will continue to provide operational and maintenance coverage for the water and wastewater utilities and facilities to the Waters Edge Service Area (MUD #450) and to the Cedar Bayou water well.</p> <p>The requested allocation in an amount not to exceed \$356,493.00 will be allocated as stated in the terms and conditions of the current contract over one (1) year with two (2) consecutive one year options.</p>			
<b>REQUIRED AUTHORIZATION</b>		CUIC# 20DR14R	
<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Jun Chang P.E., D.WRE, Deputy Director Public Utilities Division	

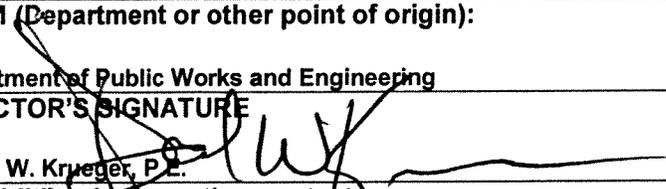
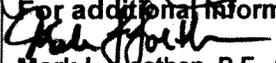
	<b>Subject:</b> Revised and Restated Agreement for Operation and Maintenance Services for the Greater Northeast Houston Service Area Water and Wastewater Utilities and Facilities between the City of Houston and Severn Trent Environmental Services, Inc. T23538	<b>Originator's Initials</b> <b>DR</b>	<b>Page</b> <b>2 of 2</b>
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**PAY OR PLAY PROGRAM:** The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.

**M/WBE INFORMATION:** The M/WBE goal for the overall project is set at 14%. The original contract approved through Ordinance No. 2010-582 totals \$24,116,364.00. The contractor has been paid \$9,069,406.89 (37.61%) to date. Of this amount, \$1,404,874.89 (15.49%) has been paid to M/WBE firms to date. Assuming approval of the revision and restatement of the agreement, the contract will increase to \$24,472,857.00 and the contractor has updated their program to achieve the M/WBE goal. The Mayor's office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Subcontract Amount</u>	<u>% of Total Contract</u>
1. Paid Prior Commitment		\$1,404,874.89	5.74%
2. Magna-Flow Environmental	Sludge Hauling, Vactor Work	\$ 318,970.73	1.30%
3. Escalante Construction	Collection Distribution Subcontractor	\$1,100,255.45	4.50%
4. Busby Environmental Services	Sampling and Lab Testing	\$ 537,017.79	2.19%
5. TJMT Services	Landscape Services	\$ 517,707.54	2.12%
6. McCauley Controls Company	Instrumentation, parts & supplies	\$ 15,104.02	0.06%
<b>TOTAL</b>		<b>\$ 3,893,930.42</b>	<b>15.91%</b>

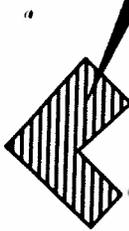
TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Petition for the City's consent to the addition of two (2) tracts of land totaling 46.0732 acres to Dowdell Public Utility District (Key Map No. 289-Q, R)		<b>Page</b> 1 of 1	<b>Agenda Item #</b>  21
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering		<b>Origination Date</b> 9/26/12	<b>Agenda Date</b> OCT 03 2012
<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E. For additional information contact:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705		<b>Council District affected:</b> "ETJ"	
<b>RECOMMENDATION: (Summary)</b>  The petition for the addition of 46.0732 acres of land to Dowdell Public Utility District be approved.		<b>Date and identification of prior authorizing Council action:</b>	
<b>Amount and Source of Funding:</b>  NONE REQUIRED			
<b>SPECIFIC EXPLANATION:</b>  Dowdell Public Utility District has petitioned the City of Houston for consent to add 46.0732 acres of land, located in the city's extraterritorial jurisdiction, to the district.  The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.  The district is located in the vicinity of FM 2920, Stuebner Airline Road, Kuykendahl-Huffsmith Road and Boudreaux Road. The district desires to add 46.0732 acres, thus yielding a total of 876.4992 acres. The district is served by the Dowdell Public Utility District Wastewater Treatment Plant. The nearest major drainage facility for Dowdell Public Utility District is Willow Creek which flows to Cypress Creek then to Spring Creek then into the San Jacinto River and finally into Lake Houston.  Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.  The Utility District Review Committee recommends that the subject petition be approved.  Attachments  cc: Marta Crinejo Marlene Gafrick Jun Chang Bill Zrioka Deborah McAbee			
<b>REQUIRED AUTHORIZATION</b>		<b>20UPA175</b>	
<b>Finance Department</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.		<b>Other Authorization:</b>

ANNEXATION  
TRACT NO. 14  
34.4722 ACRES

DOWDELL PUD

ANNEXATION  
TRACT NO. 15  
11.601 ACRES



INDUSTRIAL  
COMMERCIAL  
STUEBNER-AIRLINE

SILVER  
LEAF  
WALDEN WAY

Willow  
Creek  
Cemetery

(FM 2920)

Creek

HOUSTON  
PREWOOD  
HOUSTON CITY LIMIT

TUNA

DOWDELL  
CITY LIMIT

KUYKENDahl

BOUDREAUX

SPRING - STUEBNER

GLENWILLOW

BOUDREAUX

HOOKS MEMORIAL  
AIRPORT

HOUSTON CITY LIMIT

SHARON

ANGELA

PAINT

CANDY

STUEBNER - AIRLINE



# DOWDELL PUBLIC UTILITY DISTRICT PROPOSED ANNEXATION MAP

46.0732 ACRES OF LAND  
KEY MAP NO. 289F,G&R



12121 wickchester lane, ste. 200 - houston, texas 77079  
DATE: AUGUST 2012 SCALE: N.T.S.

L:\0338 - DOWDELL PUD\0338-00 - DISTRICT CARD EXHIBITS\TR14-15 - ANNEXATION - VICINITY MAP.DWG AUG. 30, 2012 - 3:28pm PALACIOS



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

**received**  
9/5/2012 gsd

**Application Accepted as Complete** (to be completed by PW&E)

Application is hereby made for consent of the City of Houston to the  creation/  addition of 46.0732 acres to Dowdell PUD under the provisions of Chapters 49 & 54 Texas Water Code.

*J. Taylor Goodall, Jr.*  
Attorney for the District

**Attorney:** G. Taylor Goodall, Jr., Smith Murdaugh, et al

Address: 1100 Louisiana Street, Suite 400, Houston, TX Zip: 77002 Phone: 713/652-6500

**Engineer:** Angela Halimore, RG Miller Engineers, Inc.

Address: 12121 Wickchester Lane, Suite 200, Houston, TX Zip: 77079 Phone: \_\_\_\_\_

**Owners:** See attached

Address: \_\_\_\_\_ Zip: \_\_\_\_\_ Phone: \_\_\_\_\_

(If more than one owner, attach additional page. List all owners of property within the District)

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Harris  
Survey See attached, two tracts Abstract \_\_\_\_\_

Geographic Location: List only major streets, bayous or creeks:

North of: See attached, two tracts East of: \_\_\_\_\_  
South of: \_\_\_\_\_ West of: \_\_\_\_\_

### WATER DISTRICT DATA

Total Acreage of District: 830.426 Existing Plus Proposed Land 876.4992 ✓

**Development Breakdown (Percentage) for tract being considered for annexation:**

Single Family Residential \_\_\_\_\_ Multi-Family Residential 25%  
Commercial 50% Industrial 25% Institutional \_\_\_\_\_

Sewage generated by the District will be served by a : District Plant  Regional Plant

Sewage Treatment Plant Name: Dowdell Public Utility District WWTP

NPDES/TPDES Permit No: 11404-001 TCEQ Permit No: WQ0011404-001

Supplemental information for Water District Consent Form

Owners	Contact Information	Location
<p>FM 2929 Limited Partnership c/o Mr. Louis Braden</p>	<p>10130 F.M. 2920 Tomball, Texas 77375 <a href="mailto:lrb009@hotmail.com">lrb009@hotmail.com</a></p>	<p>Survey: Jesse Pruitt Abstract: 629</p> <p>Geographic Location: North of FM 2920 South of Kuykendahl- Huffsmith Road East of Stuebner Airline Road West of Mahaffey Road</p>
<p>Pasternak Interests</p>	<p>Mr. Matt Pasternak Pasternak Management Inc. 2142 Bolsover Houston, TX 77005 <a href="mailto:mattp@mpasternak.com">mattp@mpasternak.com</a></p>	<p>Survey: Elizabeth Smith Abstract: 70</p> <p>Geographic Location: North of Spring Cypress South of FM 2920 East of Stuebner Airline Road West of Boudreaux Road</p>



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.95

Ultimate Capacity (MGD): 0.95

Size of treatment plant site: 10.6 ac square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.95 MGD.

If the treatment plant is to serve other Districts or properties (i.e. regional), please indicate total permitted capacity of the plant. List all Districts served, or to be served, within the plant and their allotted capacities

(If more than two Districts – attach additional page):

Total permitted capacity: \_\_\_\_\_

MGD of (Regional Plant).

Name of District: \_\_\_\_\_

MGD Capacity Allocation \_\_\_\_\_

or property owner(s)

Name of District: \_\_\_\_\_

MGD Capacity Allocation \_\_\_\_\_

Water Treatment Plant Name: Dowdell Water Plant No.s 1, 2 & Rem Well

Water Treatment Plant Address: 8402 Creek Willow, 8424 Creek Willow, 8202 Hayden

Well Permit No: 119333; 119334; 119335

### Existing Capacity:

Well(s): 2,250 GPM

Booster Pump(s): 4,500 GPM

Tank(s): 0.632 MG

### Ultimate Capacity:

Well(s): 2,250 GPM

Booster Pump(s): 4,500 GPM

Tank(s): 0.844 MG

Size of Treatment Plant Site: 0.06 ac; 0.52 ac; 0.50 ac

square feet/acres.

Comments or Additional Information: A third water plant with a 1,000 gpm well is under design

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 300.89 acres of land to Harris-Montgomery Counties Municipal Utility District No. 386 (Key Map No. 250-N, P)	<b>Page</b> 1 of 1	<b>Agenda Item #</b>  22
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 9/13/12	<b>Agenda Date</b> OCT 03 2012
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<b>DIRECTOR'S SIGNATURE</b> <i>Daniel W. Krueger, P.E.</i>	<b>Council District affected:</b> "ETJ"	
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<b>For additional information contact:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

The petition for the addition of 300.89 acres of land to Harris-Montgomery Counties Municipal Utility District No. 386 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Harris-Montgomery Counties Municipal Utility District No. 386 has petitioned the City of Houston for consent to add 300.89 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of FM 2920, FM 2978, Woodlands Parkway and Gosling Road. The district desires to add 300.89 acres, thus yielding a total of 3,317.15 acres. The district is served by the Harris Municipal Utility District No. 387 Sewage Treatment Plant and The Woodlands Wastewater Treatment Plants Nos. 1, 2, and 3. The other districts served by these plants are The Woodlands Land Development Company, The Woodlands Municipal Utility District No. 2, Montgomery County Municipal Utility District Nos. 6, 7, 36, 39, 40, 46, 47, 60, 67, and The Woodlands Metro Center Municipal Utility District. The nearest major drainage facility for Harris-Montgomery Counties Municipal Utility District No. 386 is Spring Creek which flows into the San Jacinto River and finally into Lake Houston.

Potable water is provided by Harris County Municipal Utility District No. 387 Water Plant Nos. 1 and 2. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

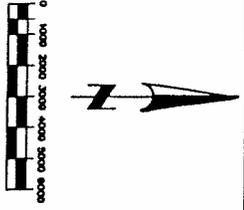
The Utility District Review Committee recommends that the subject petition be approved.

**Attachments**

cc: Marta Crinejo Marlene Gafrick Jun Chang  
Bill Zrioka Deborah McAbee

**REQUIRED AUTHORIZATION 20UPA174**

<b>Finance Department</b>	<b>Other Authorization:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>
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EXISTING  
HARRIS-MONTGOMERY COUNTIES  
M.U.D. 386  
TR. 7E  
406.47 ACRES

FM 2978

PROPOSED  
HARRIS-MONTGOMERY COUNTIES  
M.U.D. 386  
CONSENT ANNEXATION  
300.89 ACRES

Kuykendahl Road

EXISTING  
HARRIS-MONTGOMERY COUNTIES  
M.U.D. 386  
CONSENT  
40.30 ACRES

Gosling Road

FM 2920

VICINITY MAP OF

PROPOSED CONSENT ANNEXATION

HARRIS-MONTGOMERY COUNTIES M.U.D. NO. 386

THE WOODLANDS DEVELOPMENT COMPANY

SCALE 1"=600'

DATE: 06/20/12

DRAWING NO.: 1888-CON-0912

24 Wilshire - Suite 1100 The Woodlands, Texas 77380  
Phone: (281) 778-9100 Fax: (281) 778-9111

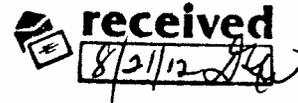
20 WPA174



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



**Application Accepted as Complete** (to be completed by PW&E)

Application is hereby made for consent of the City of Houston to the  creation/  addition of 300.89 acres to Harris-Mont. County MUD 386 under the provisions of Chapters 49 and 54 Texas Water Code.

Attorney for the District

**Attorney: Howard M. Cohen, Schwartz, Page & Harding, L.L.P.**

Address: 1300 Post Oak Boulevard, Suite 1400, Houston Zip: 77056 Phone: 713-623-4531

**Engineer: Chad Abram, IDS Engineering Group**

Address: 13333 Northwest Freeway, Suite 300 Houston Zip: 77040 Phone: 713-462-3178

**Owners: Richard Derr, The Woodlands Land Dev. Co., L.P.**

Address: 24 Waterway Avenue, Suite 1100, The Woodlandss Zip: 77381 Phone: 281-719-6110

(If more than one owner, attach additional page. List all owners of property within the District)

### LOCATION

INSIDE CITY   
Survey William White

OUTSIDE CITY

NAME OF COUNTY (S) Harris  
Abstract A-829

Geographic Location: List only major streets, bayous or creeks:

North of: F.M. 2920

East of: F.M. 2978

South of: Woodlands Parkway

West of: Gosling Road

### WATER DISTRICT DATA

Total Acreage of District: 3016.26

Existing Plus Proposed Land 3317.15

**Development Breakdown (Percentage) for tract being considered for annexation:**

Single Family Residential 100%

Multi-Family Residential 0%

Commercial 0%

Industrial 0%

Institutional 0%

Sewage generated by the District will be served by a : District Plant  Regional Plant

Sewage Treatment Plant Name: Harris County MUD NO. 387 Sewage Treatment Plant

NPDES/TPDES Permit No: N/A

TCEQ Permit No: 14347-001

# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.48

Ultimate Capacity (MGD): 3.0

Size of treatment plant site: 14 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: N/A MGD.

If the treatment plant is to serve other Districts or properties (i.e. regional), please indicate total permitted capacity of the plant. List all Districts served, or to be served, within the plant and their allotted capacities

(If more than two Districts – attach additional page):

Total permitted capacity: 3.0

MGD of (Regional Plant).

Name of District: H-M Counties MUD 386

MGD Capacity Allocation 593,775 GPD

or property owner(s)

Name of District: The Wood. Land Dev. Co.

MGD Capacity Allocation 2,406,225 GPD

Water Treatment Plant Name: Harris Co. MUD No. 387 Water Plant No. 1

Water Treatment Plant Address: 7555 Creekside Green Drive, Spring

Well Permit No: See Addendum

### Existing Capacity:

Well(s): 3,000 GPM

Booster Pump(s): 1-500; 7-1,100 GPM

Tank(s): 1,500,000 gal MG

### Ultimate Capacity:

Well(s): 4,200 GPM

Booster Pump(s): 13-1,100 GPM

Tank(s): 2,800,000 MG

Size of Treatment Plant Site: 9.9 acres ultimate-3 site

square feet/acres.

Comments or Additional Information: See Addendum for information regarding Sewage Treatment Plant and Water Treatment Plant to serve property situated in Montgomery County.

**ADDENDUM TO  
WATER DISTRICT CONSENT APPLICATION FORM**

Date: July 27, 2012  
 District: Harris-Montgomery Counties Municipal Utility District No. 386  
 Application: Consent to the addition of 300.89 acres

Survey George Galbraith Abstract A-22  
William White A-829

Water Treatment Plant Name: Harris Co. MUD No. 387 Water Plant No. 2  
 Water Treatment Plant Address: 144 West Heritage Mill Circle, Tomball

Well Permit No.: North Harris County Regional Water Authority Aggregate Permit Nos. 146608, 146609 and 146610

Sewage generated by the District within Montgomery County are served by the following Regional Plants:

**Sewage Treatment Plant Name:** The Woodlands Wastewater Treatment Plant No. 1  
**N.P.D.E.S. Permit No.:** TX0054186 **T.D.W.R. Permit No.:** 11401-01  
**Existing Capacity:** 7.8MGD **Ultimate Capacity:** 7.8 MGD  
**Size of Treatment Plant Site:** 10.5 Acres

**Sewage Treatment Plant Name:** The Woodlands Wastewater Treatment Plant No. 2  
**N.P.D.E.S. Permit No.:** TX0091715 **T.D.W.R. Permit No.:** 12597-01  
**Existing Capacity:** 6.2MGD **Ultimate Capacity:** 7.6 MGD  
**Size of Treatment Plant Site:** 24.50 Acres

**Sewage Treatment Plant Name:** The Woodlands Wastewater Treatment Plant No. 3  
**N.P.D.E.S. Permit No.:** TX0063461 **T.D.W.R. Permit No.:** 11658-001  
**Existing Capacity:** 0.900 MGD **Ultimate Capacity:** 0.900 MGD  
**Size of Treatment Plant:** 3.69 Acres

NAME OF DISTRICT OR PROPERTY OWNER(S)	MGD CAPACITY ALLOCATION
The Woodlands MUD # 2	0.091 MGD
Montgomery County MUD # 6	1.184 MGD

Montgomery County MUD # 6	1.184 MGD
Montgomery County MUD # 7	1.339 MGD
Montgomery County MUD # 36	0.693 MGD
Montgomery County MUD # 39	0.698 MGD
Montgomery County MUD # 40	0.836 MGD
Montgomery County MUD # 46	2.503 MGD
Montgomery County MUD # 47	2.632 MGD
Montgomery County MUD # 60	1.421 MGD
Montgomery County MUD # 67	1.044 MGD
The Woodlands Metro Center MUD	2.139 MGD
Harris-Montgomery Counties MUD # 386	0.319 MGD

Serving the District's property situated in Montgomery County only:

**Water Plant Name:** Water Plant No. 1

**Water Plant Address:** 11439 Slash Pine, The Woodlands

**Water Plant Name:** Water Plant No. 2

**Water Plant Address:** 6140 Shadow Bend Place, The Woodlands

**Water Plant Name:** Water Plant No. 3

**Water Plant Address:** 6698 Alden Bridge Road, The Woodlands

**Well Permit Nos.** N/A

**Existing Capacity:**

Well(s): 28,500 GPM

Booster Pump(s): 29,900 GPM

Tank(s): 13.5 MG

**Ultimate Capacity:**

Well(s): 30,611 GPM

Booster Pump(s): 34,300 GPM

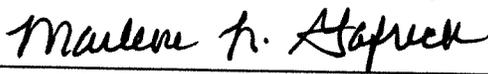
Tank(s): 18.0 MG

Size of Treatment Plant Site: Water Plant No. 1: 2.417 Acres  
Water Plant No. 2: 3.45 Acres  
Water Plant No. 3: 4.688 Acres

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

<b>SUBJECT:</b> Ordinance designating the 3500-3600 block of Parkwood Drive, north and south sides, between North Parkwood Drive and Swank Street as a Special Minimum Lot Size Area	<b>Category #</b>	<b>Page 1 of</b> _____	<b>Agenda Item #</b> <span style="font-size: 2em; font-weight: bold;">23</span>
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<b>FROM (Department or other point of origin):</b> Marlene L. Gafrick, Director Planning and Development Department	<b>Origination Date</b> 8/9/2012	<b>Agenda Date</b> <span style="font-size: 1.5em; font-weight: bold;">OCT 03 2012</span>
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> D
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<b>For additional information contact:</b> Kevin Calfee Phone:713.837.7768	<b>Date and identification of prior authorizing Council action:</b> N/A
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**RECOMMENDATION: (Summary)** Approval of an ordinance designating the 3500-3600 block of Parkwood Drive, north and south sides, between North Parkwood Drive and Swank Street as a Special Minimum Lot Size Area, pursuant to Chapter 42 of the Code of Ordinances.

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** In accordance with Section 42-194 of the Code of Ordinances, the property owner of of Tract 11, Block 56, of the Riverside Terrace Section 10 Subdivision initiated an application for the designation of a special minimum lot size area. The application includes written evidence of support from the owners of 67% of the area. Notification was mailed to the 5 (five) property owners indicating that the special minimum lot size area application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. One (1) written protest was filed. The Houston Planning Commission considered the protest on July 19, 2012 and voted to recommend that the City Council establish the Special Minimum Lot Size Area.

It is recommended that the City Council adopt an ordinance establishing a Special Minimum Lot Size of 15,604 sf.

MLG:kw

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

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

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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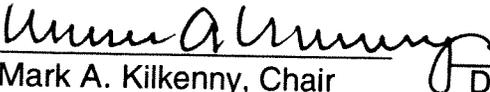
## Special Minimum Lot Size Area No. 344

### Planning Director's Approval

Planning Director Evaluation:

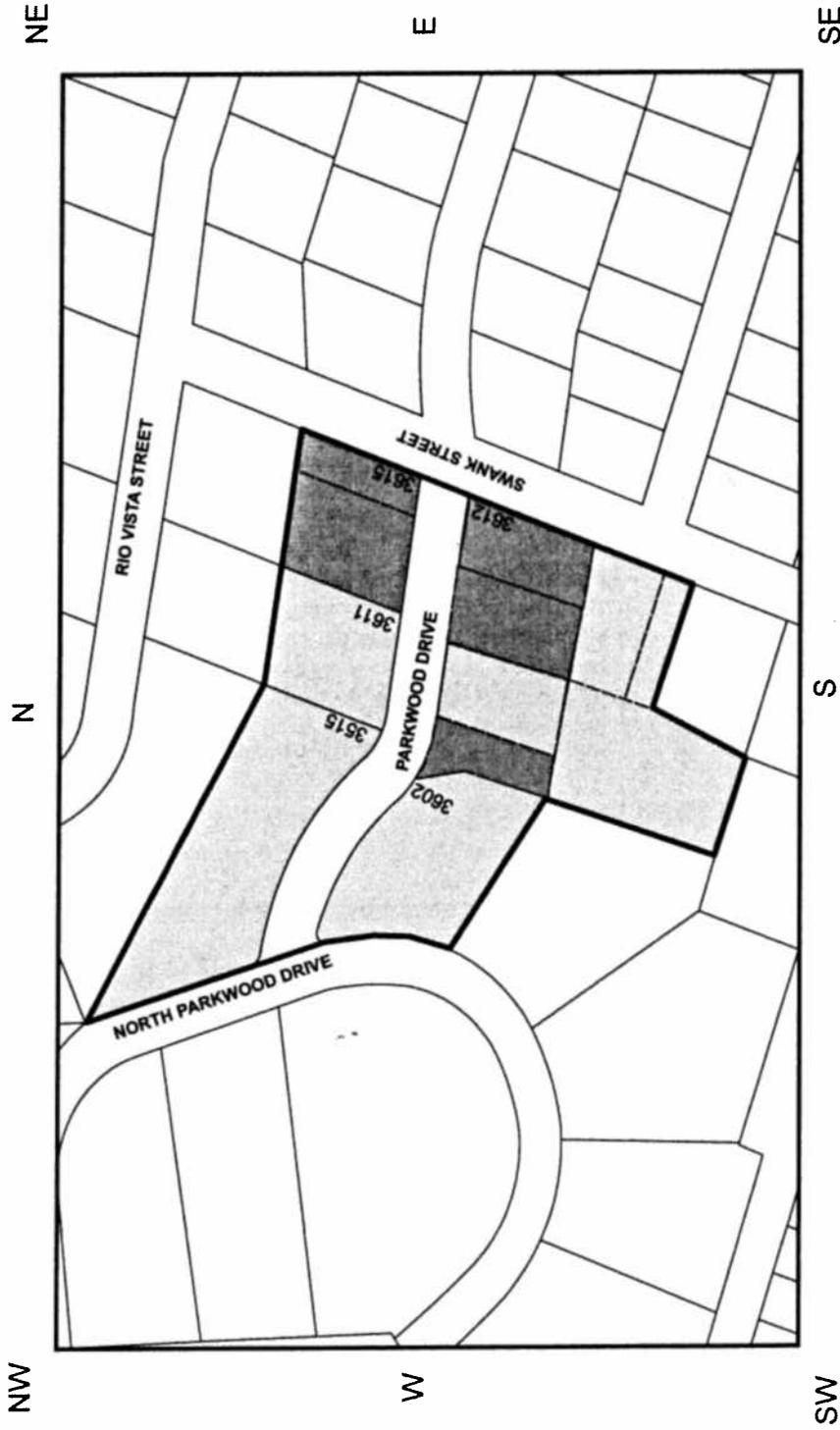
Satisfies	Does Not Satisfy	Criteria
X		<p><i>SMLSA includes all property within at least one block face and no more than two opposing block faces;</i></p> <p><b>The application is for the 3500-3600 block of Parkwood Drive, north and south sides.</b></p>
X		<p><i>At least 60% of the proposed SMLSA is developed with or is restricted to not more than two single-family residential (SFR) units per lot;</i></p> <p><b>100% of the proposed application area is developed with not more than two SF residential units per property.</b></p>
X		<p><i>Demonstrated sufficient evidence of support;</i></p> <p><b>Petition signed by owners of 67% of the SMLSA.</b></p>
X		<p><i>Establishment of the SMLSA will further the goal of preserving the lot size character of the area; and,</i></p> <p><b>A minimum lot size of 15,604 sq ft exists on five (5) lots in the blockface.</b></p>
X		<p><i>The proposed SMLSA has a lot size character that can be preserved by the establishment of a special minimum lot size, taking into account the age of the neighborhood, the age of structures in the neighborhood, existing evidence of a common plan and scheme of development, and such other factors that the director, commission or city council, respectively as appropriate, may determine relevant to the area.</i></p> <p><b>The subdivision was platted in 1937. The houses originate from the 1940's. The establishment of a 15,604 sf minimum lot size will preserve the lot size character of the area.</b></p>
<p><i>The minimum lot size for this application was determined by finding the current lot size that represents a minimum standard for at least 70% of the application area.</i></p>		
<p><b>Five (5) out of ten (10) lots (representing 73.4% of the application area) are at least 15,604 square feet in size.</b></p>		

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


7/19/12  
 \_\_\_\_\_  
 Mark A. Kilkenny, Chair Date  
 or

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

# RIVERSIDE TERRACE SECTION 10



15,604sf Special Minimum Lot Size

MAP/SKETCH

SMLSA No. 344

- Properties that meet the 15,604sf Special Minimum Lot Size
- Properties less than the 15,604sf Special Minimum Lot Size

- MF Multi Family
- COM Commercial
- VAC Vacant
- EXC Excluded

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City and McDonough Engineering Corporation for Local Drainage Project Negotiated Work Orders. WBS No. M-000126-0063-3

Page 1 of 2

Agenda Item #

24

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

**Origination Date**

9/27/12

**Agenda Date**

OCT 03 2012

**DIRECTOR'S SIGNATURE:**

*[Handwritten Signature]*  
Daniel W. Krueger, P.E., Director

**Council District affected:**

All *pl*

**For additional information contact:**

*Ravi Kaleyatodi 8/14/12*  
Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326  
Senior Assistant Director

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

Ord. No. 2010-0230; 03-24-10  
Ord. No. 2011-0760; 08-31-11

**RECOMMENDATION: (Summary)**

Approve an ordinance appropriating additional funds for Professional Engineering Services Contract with McDonough Engineering Corporation.

**Amount and Source of Funding:** \$230,000.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF.

*M.P. 8/15/2012*

Original (previous) funding of \$220,000.00 from Storm Sewer Consolidated Construction Fund No. 4505 and subsequent additional appropriations of \$230,000.00 from Drainage Improvement Commercial Paper Series F, Fund No. 4030.

**PROJECT NOTICE/JUSTIFICATION:** This project is required to provide professional engineering services to address necessary local storm water drainage system improvements and repairs citywide.

**DESCRIPTION/SCOPE:** Investigate and resolve storm water drainage problems reported by citizens and assist Street and Drainage Maintenance Division with certain large-scale storm water drainage system repairs.

**LOCATION:** The project location and limit will be established by each work order.

**PREVIOUS HISTORY AND SCOPE:** The original Contract was awarded by Council on March 24, 2010 under Ordinance No. 2010-0230 with a five-year term. Subsequent appropriation (First Supplement) was approved by Council on August 31, 2011 under Ordinance No. 2011-0760. Under the terms of the Contract, the Consultant provided Project Screening (Preliminary Design), Final Design and Construction Phase Basic Services for various Local Drainage Projects. Additional funding is now required for additional nominated Local Drainage Projects.

**REQUIRED AUTHORIZATION**

CUIC # 20RDP05

Finance Department

**Other Authorization:**

**Other Authorization:**

*[Handwritten Signature]*  
Daniel R. Menedez, P.E., Deputy  
Director Engineering and Construction  
Division

*MD*

Date	<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City and McDonough Engineering Corporation for Local Drainage Project Negotiated Work Orders. WBS No. M-000126-0063-3	Originator's Initials 	Page 2 of 2
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**SCOPE OF THIS SUPPLEMENT AND FEE:** The requested additional appropriation will accomplish the following tasks: Project Screening (Preliminary Design), Final Design and Construction Phase Basic Services as defined in each Work Order. The Basic Services and Additional Services fee for each Work Order will be defined depending on the extent of services required for each Work Order. Additional Services include, but are not limited to, site assessment, surveying, geotechnical and environmental services.

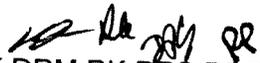
The total cost of this supplement is \$230,000.00 to be appropriated as follows: \$200,000.00 for contract services and \$30,000.00 for Capital Improvement Plan cost recovery.

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

**M/WBE INFORMATION:** The M/WBE goal for this project is set at 15%. The original Contract amount and subsequent additional appropriation totals \$400,000.00. The consultant has been paid \$346,263.79 (86.56%) to date. Of this amount, \$103,607.19 (29.92%) has been paid to M/WBE sub-consultants to date.

Assuming approval of the requested additional appropriation, the contract amount will increase to \$600,000.00. The Good Faith Efforts by McDonough Engineering Corporation were reviewed and approved by the Office of Business Opportunity and Contract Compliance Division. The Consultant proposes the following plan to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Prior M/WBE Work		\$103,607.19	17.27%
2. Landtech, Inc.	Surveying	\$20,000.00	3.33%
3. Geotest Engineering, Inc.	Geotechnical and Environmental	\$10,000.00	1.67%
4. B&E Reprographics, Inc.	Reproduction	\$ 1,000.00	0.17%
5. Sunrise Delivery, Inc.	Delivery	<u>\$ 1,000.00</u>	<u>0.17%</u>
	<b>TOTAL</b>	<b>\$135,607.19</b>	<b>22.61%</b>

  
DWK:DRM:RK:DPS:RDP:klw

Z:\design\A-sw-div\WPDATA\LOCAL DRAINAGE PROJECTS\01 - DESIGN CONT\X-McDonough Engr Corp\FY-13 Supplement RCA\FY-13 MEC RCA Supp Rev.doc

c: File: WBS M-000126-0063-3

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA #

**SUBJECT:**

An Ordinance approving the change of control of A-Affordable Vacuum Service, A Texas Sole Proprietorship, that holds the right, privilege and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to the City of Houston, Texas Ordinance No. 2011-426.

Category #

Page 1 of 1

Agenda Item#

25

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

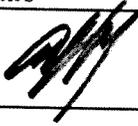
Origination Date

9/27/2012

Agenda Date

OCT 03 2012

**DIRECTOR'S SIGNATURE:**

*Aug*  


Council Districts affected:

ALL

**For additional information contact:**

Juan Olguin Phone: (713) 837- 9623  
Tina Paez Phone: (713) 837- 9630

Date and identification of prior authorizing Council Action:

Ordinance No. 2011-426 06/15/2011

**RECOMMENDATION: (Summary)**

Approve an ordinance approving the change of control of A-Affordable Vacuum Service, A Texas Sole Proprietorship, that holds the right, privilege and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to the City of Houston, Texas Ordinance No. 2011-426.

**Amount of Funding:**

REVENUE

FIN Budget:

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund     Other (Specify)

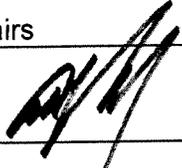
**SPECIFIC EXPLANATION:**

The Director of Administration & Regulatory Affairs recommends that City Council approve an ordinance approving the change of control of A-Affordable Vacuum Service, A Texas Sole Proprietorship. A-Affordable holds the right, privilege and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to the City of Houston, Texas Ordinance No. 2011-426 and Article VI, Chapter 39.

A-Affordable (Seller) was granted a Commercial Solid Waste Operator Franchise by Ordinance No. 2011-426 on June 15, 2011. Texas Grease Acquisitions, LLC, a Texas Limited Liability Company ("Buyer"), has notified the City that it anticipates a change in control of A-Affordable by sale of all its assets to Texas Grease. Texas Grease will continue to operate under the A-Affordable Vacuum Service name. The assignment and transfer of control of the Franchise from "Buyer" to "Seller" requires the approval of the City. The Franchisee has been in compliance and is up-to-date with annual Franchise Fee equal to 4% annual gross revenue, payable quarterly to the City. The proposed franchise term expires on December 31, 2013.

**REQUIRED AUTHORIZATION**

**REQUEST FOR COUNCIL ACTION**

<b>TO:</b> Mayor via City Secretary		<b>RCA #</b>	
<b>SUBJECT:</b> Ordinances granting Commercial Solid Waste Operator Franchises	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item#</b> <i>26'27</i>
	<b>FROM: (Department or other point of origin):</b> Alfred J. Moran, Director Administration & Regulatory Affairs		<b>Agenda Date</b> OCT 03 2012
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Origination Date</b> 9/25/2012	
<b>For additional information contact:</b> Juan Olguin JFO Phone: (713) 837- 9623 Naelah Yahya Phone: (713) 837- 9889		<b>Council Districts affected:</b>  ALL	
		<b>Date and identification of prior authorizing Council Action</b>	

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

<b>Amount of Funding:</b> REVENUE	<b>FIN Budget:</b>
--------------------------------------	--------------------

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

**SPECIFIC EXPLANATION:**

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

1. Service First Grease
2. Envirolink, Inc.

The proposed ordinances grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise term is 10 years from the effective date.

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

**REQUIRED AUTHORIZATION**

Finance Director:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA #

**SUBJECT:**

Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

Agenda Item#

*28 to 33*     *20 to 25*

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

Alfred J. Moran, Director  
Administration & Regulatory Affairs

Origination Date

9/18/2012

Agenda Date

~~SEP 26 2012~~

**DIRECTOR'S SIGNATURE:**

*[Handwritten Signature]*

Council Districts affected:

*007 03 2012*

ALL

**For additional information contact:**

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

Date and identification of prior authorizing Council Action:

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

**Amount of Funding:**

REVENUE

FIN Budget:

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund     Other (Specify)

**SPECIFIC EXPLANATION:**

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

1. Stella Environmental
2. American Sanitation DBA Am-Can
3. G. R. Group, LLC
4. Houston Window Cleaning, L.C.C.
5. Caron Services, Inc.
6. Tennessee General Corp.

The proposed ordinances grant the Franchisees the right to use the City's public ways for the purpose of collecting, hauling or transporting solid or industrial waste from commercial properties located within the City of Houston. In consideration for this grant, each Franchisee agrees to pay to the City an annual Franchise Fee equal to 4% of their annual gross revenue, payable quarterly. To verify Franchisee compliance with the franchise, the City has the right to inspect, and the company has the duty to maintain, required customer records during regular business hours. The franchise contains the City's standard release and indemnification, default and termination, liquidated damages and force majeure provisions. The proposed franchise terms is 10 years from the effective date.

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

**REQUIRED AUTHORIZATION**

Finance Director:

34

OCT 03 2012

MOTION NO. 2010 0696

MOTION by Council Member Costello that the following item be postponed for two weeks:

Item 2 - Recommendation from the Director of Administration and Regulatory Affairs for adoption of Alcohol Free Zone for St. Stephens Episcopal School at 1805 West Alabama

Seconded by Council Member Pennington and carried.

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

PASSED AND ADOPTED this 19th day of September 2012.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is September 25, 2012.

City Secretary

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**SUBJECT:** Recommendation from Administration & Regulatory Affairs for the adoption of Alcohol-Free School Zone for St. Stephens Episcopal School at 1805 West Alabama.

Category #

Page 1 of 1

RCA #
Agenda Item# <b>34</b> <i>[initials]</i>

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

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

Origination Date

August 29, 2012

Agenda Date <del>SEP 10 2012</del> OCT 03 2012
--

**DIRECTOR'S SIGNATURE:** *[Signature]*

Council Districts affected:

C

**For additional information contact:**

Donna Edmundson Phone: 832-393-6268  
Tina Paez Phone: 713-837-9630  
Kathryn Bruning Phone: 832-394-9414

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

April 17, 1996; Ord. No. 96-368

**RECOMMENDATION: (Summary)**

Adopt a motion granting an Alcohol Free Zone as requested by St. Stephens Episcopal School at 1805 West Alabama pursuant to Section 109.33 of the Texas Alcoholic Beverage Code and Section 3-2 of the Houston Code of Ordinances.

**Amount of Funding:** N/A

**FIN Budget:**

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

**SPECIFIC EXPLANATION:**

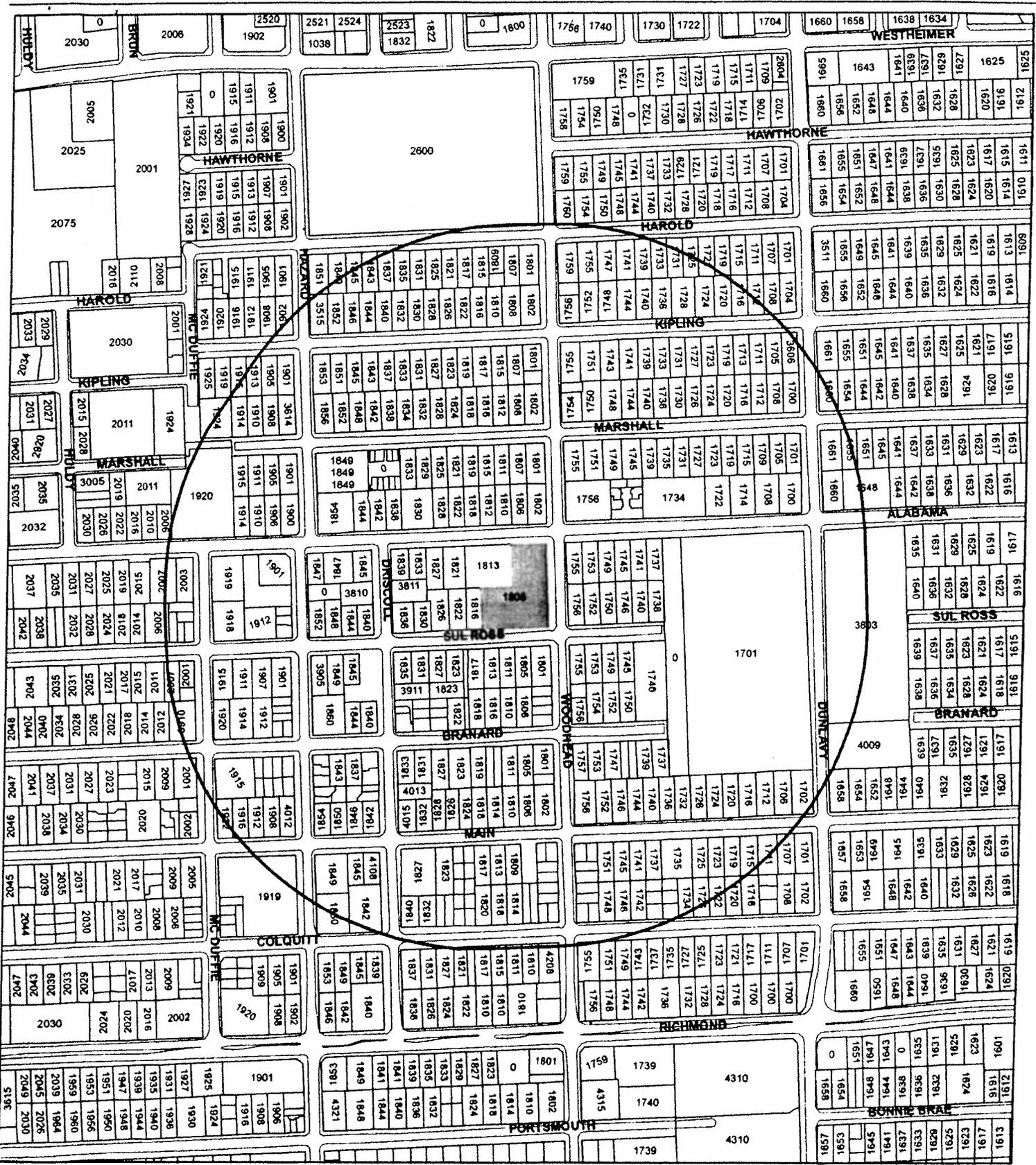
The Director of the Administration & Regulatory Affairs Department recommends that City Council adopt a motion granting an Alcohol Free Zone as requested by St. Stephens Episcopal School, located at 1805 West Alabama, pursuant to Section 109.33 of the Texas Alcoholic Beverage Code and Section 3-2 of the Houston Code of Ordinances.

As authorized by Section 3-2 of the City of Houston Code of Ordinances, the City Council may designate an Alcohol Free School Zone within 1,000 feet of a private school upon written request from the governing body of the private school. Pursuant to the ordinance, St. Stephen's Episcopal School has submitted a written request from the governing board requesting the designation of an Alcohol Free Zone (see attached map).

This request, which may be granted by City Council motion, would protect the St. Stephen's Episcopal School facility at 1805 West Alabama from establishments of certain types of alcohol premises, such as bars and ice houses, within 1,000 feet of the school. Under controlling State law, the Zone would not extend to certain types of establishments such as package stores, grocery stores and many restaurants and convenience stores. Similar protection has already been extended to other private schools including Incarnate Word Academy, Clay Road Baptist School, St. Mark Lutheran School, SER-Nino's Charter School, Strake Jesuit College Preparatory School and St. Agnes Academy. Any premises within 1,000 feet of a school that already holds a TABC permit would not be affected under the "grandfather" provisions of Section 109.59 of the Texas Alcoholic Beverage Code.

**REQUIRED AUTHORIZATION**

FIN Director:



St. Stephen's Episcopal School
   
 1000 ft Buffer



**St. Stephen's Episcopal School**

Source: GIS Services Division  
 Date: August 2012  
 Reference: pj16783

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



**PLANNING & DEVELOPMENT DEPARTMENT**