

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 15, 2013 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Pennington

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 - JANUARY 16, 2013 - 9:00 A. M.

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

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** regarding the granting of a pipeline easement at Lake Houston Wilderness Park - **DISTRICT E - MARTIN**
2. **PUBLIC HEARING** relating to the adoption of Land Use Assumptions and a Capital Improvement Plan for the possible adoption of Impact Fees for Drainage

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 3 through 34

MISCELLANEOUS - NUMBER 3

3. CONFIRMATION of the appointment of the following to the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one year terms to expire December 31, 2013:
 - Position One - Council Member Oliver Pennington
 - Position Two - Mayor Annise D. Parker
 - Alternate At-Large - Council Member Ellen R. Cohen
 - Alternate At-Large - Council Member Jerry Davis

ACCEPT WORK - NUMBER 4

4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$716,836.23 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Piping Rock Lift Station Replacement - 5.36% under the original contract amount **DISTRICT G - PENNINGTON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 10

5. **BILLINGS FLYING SERVICE** for sale of used Hughes/MD 500 Helicopters for the Houston Police Department - \$730,000.00 - Revenue
6. **AMEND MOTION #2008-653, 8/20/08, TO INCREASE** the maximum spending authority from \$6,499,140.00 to \$7,333,140.00, for leasing vehicles and related items for the Houston Police Department Interlocal Agreement with Harris County, awarded to **EAN HOLDINGS, LLC d/b/a ENTERPRISE LEASING COMPANY, INC** - Grant, Auto Dealers, Asset Forfeiture and Police Special Services Funds
7. ORDINANCE appropriating \$833,930.90 out of Water & Sewer System Consolidated Construction Fund for Plugging of Decommissioned Water Wells for the Public Works & Engineering Department
 - a. **WEISINGER INCORPORATED** for Plugging of Decommissioned Water Wells for Department of Public Works & Engineering - \$758,119.00 and contingencies for a total amount not to exceed \$833,930.90 - Enterprise Fund
8. **AMEND MOTION #2011-360, 5/4/11, TO INCREASE** spending authority from \$478,952.00 to \$598,690.00, for Automotive Tools and Equipment from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program awarded to State contract supplier, **SNAP-ON INDUSTRIAL a Division of IDSC Holding, LLC** for Various Departments - Enterprise Fund
9. **SAFETY SHOE DISTRIBUTORS, LLP (BID #3)** for Safety Footwear for Various Departments \$5,312,021.10 - General and Other Funds
10. **SOUTHWESTERN PAINT AND WALLPAPER COMPANY** - \$527,886.91, **THE SHERWIN-WILLIAMS COMPANY - TX (Bid #2)** - \$232,519.24 and **PITTSBURGH PAINTS** - \$102,467.25 for Paints, Solvents and Supplies for Various Departments - General and Enterprise Funds

ORDINANCES - NUMBERS 11 through 34

11. ORDINANCE **AMENDING SECTIONS 45-114 AND 45-115 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to angle parking on streets; containing findings and other provisions relating to the foregoing subject; providing for severability
12. ORDINANCE approving and authorizing submittal of grant application to the **U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for the City's HIV Prevention Activities - Health Department Based (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant
13. ORDINANCE approving and authorizing submittal of grant application to the **U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for the City's Immunization and Vaccines for Children Program Services (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant
14. ORDINANCE approving and authorizing submittal of grant application to the **U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for the City's Human Immunodeficiency Virus/Acquired Immunodeficiency Virus Syndrome Surveillance Activities (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant
15. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$439,572.00 in Community Development Block Grant Funds for the implementation, oversight and delivery of a Juvenile Delinquency Prevention Program
16. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$421,410.00 in Community Development Block Grant Funds for the implementation, oversight and delivery of a Child Care Program
17. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$3,478,518.00 (Emergency Solutions Grants Funds - \$2,897,023.00; Community Development Block Grant Funds - \$581,495.00) for the administration and operation of an Emergency Solutions Grants Program
18. ORDINANCE approving and authorizing Child Care Local Match Certification Agreement between the City of Houston and **GULF COAST WORKFORCE BOARD** for the certification of After School Achievement Program expenditures to obtain additional Federal funding for child care services
19. ORDINANCE approving and authorizing Interlocal Agreements between the City of Houston and the **CITY OF LA PORTE POLICE DEPARTMENT** and **FORT BEND COUNTY** for the FY2012 Internet Crimes Against Children Task Force

ORDINANCES - continued

20. ORDINANCE authorizing the **GREATER EAST END MANAGEMENT DISTRICT** to issue a Promissory Note for a \$750,000.00 Line of Credit - **DISTRICTS B - DAVIS; H - GONZALEZ and I - RODRIGUEZ**
21. ORDINANCE appropriating \$1,000,000.00 out of Street & Traffic Control & Storm Drainage DDSRF for the Developer Participation Contracts (Approved by Ordinance No. 2008-307)
22. ORDINANCE approving and authorizing Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the rehabilitation or replacement of Yale Street Bridge at White Oak Bayou - **DISTRICT C - COHEN**
23. ORDINANCE approving and authorizing first supplement to a projects contract between the City of Houston and the **COASTAL WATER AUTHORITY** approved by Ordinance No. 2009-053; authorizing a pledge for additional funds out of the Water & Sewer General Purpose Fund established under Ordinance No. 2004-299, consistent with the first supplement; making various findings and provisions related thereto
24. ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project
25. ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **CENTRAL HARRIS COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project
26. ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **WEST HARRIS COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project
27. ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **NORTH FORT BEND COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project
28. ORDINANCE appropriating \$47,772.00 out of Woodlands Regional Participation Fund as an additional appropriation to Professional Landscape Architectural Services Contract between the City of Houston and **CLARK CONDON ASSOCIATES, INC** for the Design of Museum District/Main Street Corridor Improvement Project (Approved by Ordinance No. 2009-0973, as amended); approving and authorizing second amendment to the contract - **DISTRICTS C - COHEN and D - ADAMS**
29. ORDINANCE appropriating \$1,812,700.00 out Houston Airport Improvement Fund and awarding construction contract to **R & B GROUP, INC** for Sanitary Sewer Lift Stations Upgrade at George Bush Intercontinental Airport/Houston (Project 638B); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for the engineering testing services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - DAVIS**
30. ORDINANCE appropriating \$460,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **R. G. MILLER ENGINEERS, INC** for Local Drainage Project Negotiated Design Work Orders; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

ORDINANCES - continued

31. ORDINANCE appropriating \$460,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Local Drainage Project Negotiated Design Work Orders; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF
32. ORDINANCE appropriating \$500,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ALAN PLUMMER ASSOCIATES, INC** for Odor Control Improvements for City's Wastewater Systems; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
33. ORDINANCE appropriating \$658,468.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for North Corridor Consolidation Package 1A; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**
34. ORDINANCE appropriating \$1,344,600.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ISANI CONSULTANTS, L.P.** for Water Line Replacement In Shepherd Forest II Area and Blalock Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS A - BROWN; C - COHEN and H - GONZALEZ**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 35 through 39

MISCELLANEOUS

35. RECEIVE nominations for Positions Four, Five, Six and Seven on the **HOUSTON ETHICS COMMISSION**, for two-year staggered terms
36. RECEIVE nominations for Positions One, Two and Three on the **HOUSTON AREA LIBRARY AUTOMATED NETWORK ADVISORY BOARD**, for two year terms
37. MOTION to set a date not less than seven days from January 16, 2013, to receive nominations for Position 10 of the **HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM BOARD OF TRUSTEES**, for a three year term
38. MOTION to suspend the rules to receive nominations for Position 7 of the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY**
 - a. MOTION to confirm the appointment of an individual from nominees to Position 7 of the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY** for a two year term
39. **SETTING A HEARING DATE** regarding the decommissioning of a portion of 2.1748 acres of Levy Park to allow for redesign and future expansion of the park - **DISTRICTS C - COHEN HEARING DATE - 9:00 A.M. - WEDNESDAY - FEBRUARY 13, 2013**

MATTERS HELD - NUMBER 40

40. ORDINANCE relating to the Retail Gas Utility Rates of CenterPoint Energy Resources Corp. d/b/a CenterPoint Energy Entex and as CenterPoint Energy Texas Gas; requiring a rate filing; maintaining current rates in effect until changed - **POSTPONED BY MOTION #2013-4, 1/2/13**
This was Item 22 on Agenda of January 2, 2013

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

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

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

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

**CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR - TUESDAY
JANUARY 15, 2013 – 2:00 PM**

NON-AGENDA

2MIN

2MIN

2MIN

NON-AGENDA

3MIN

3MIN

3MIN

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

MR. LORENZA PHILLIPS BUTLER JR. – 3906 Daphne St. - 77021-4106 – 713-440-6994 - The 25th Annual
Dr. Martin Luther King, Jr. Memorial Breakfast

MS. DORIS PENNINGTON – 5727 Flamingo – 77033 – 713-733-9554 – Flight risk on background check

MR. WHET SMITH – 1734 French Village – 77055 – 713-398-7333 – Property crime

MR. DWIGHT BORDELON – 5002 Eigel St. – 77007 – 832-627-0295 – Crime in my neighborhood

MS. MARIA ISABEL – 1518 Washington Ave, No. H – 77007 – 713-542-0721 – Building Green

MR. DONALD SPENCER – 20302 Broad Run Ln. – Richmond – TX – 77407 – 281-235-2102 – Boot complaint

MR. WILLIAM BEAL - 4718 Boicewood – 77016 – no phone – King of Portland

MS. PATRICIA MARTIN – 7065 Bellfort – 77087 – 832-276-6470- Police uses excessive force retina scan
corporate conspiracy bribery cover up

MS. IRENE HERNANDEZ – 8615 Dover St. – 77061 – 713-384-9204 – Outrageous water bill

MR. BRYON THOMAS – 11514 Sandstone Canyon Dr. – Humble – TX – 77396 – 713-2997798 – Employment
Issues wrongful termination

REV. LEOPOLDO H. MATA – 14619 Leacrest Dr. – 77049 – 281-310-4144 – Stop sign on a Church zone

PREVIOUS

1MIN

1MIN

1MIN

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – Declare – Absolute Martial Law
upon H/TX – H/C – W/T-State/W/US Governments

JAN 16 2013

PUBLIC HEARING regarding the granting of a pipeline easement at Lake Houston
Wilderness Park - **DISTRICT E - MARTIN**

2
JAN 16 2013

PUBLIC HEARING relating to the adoption of Land Use Assumptions and a Capital Improvement Plan for the possible adoption of Impact Fees for Drainage

3

JAN 16 2013

MOTION NO. 2013 0017

MOTION by Council Member Gonzalez that nominations for Position One of the Houston-Galveston Area Council Board of Directors, for one year term to expire December 31, 2013, be closed.

Seconded by Council Member Noriega and carried.

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

Council Member Adams absent due to being ill

Council Member Hoang absent on City business

PASSED AND ADOPTED this 9th day of January, 2013.

Pursuant to Article VI, Section 6 of the City Charter, the
effective date of the foregoing motion is January 15, 2013.

City Secretary

Council Member Davis nominated Council Member Pennington for Position One.

MOTION NO. 2013 0018

MOTION by Council Member Noriega that nominations for Position Two of the Houston-Galveston Area Council Board of Directors, for one year term to expire December 31, 2013, be closed.

Seconded by Council Member Bradford and carried.

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

Council Member Adams absent due to being ill

Council Member Hoang absent on City business

PASSED AND ADOPTED this 9th day of January, 2013.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 15, 2013.

City Secretary

Council Member Gonzalez nominated Mayor Parker for Position Two.

MOTION NO. 2013 0019

MOTION by Council Member Gonzalez that nominations for an Alternate At-Large Position of the Houston-Galveston Area Council Board of Directors, for one year term to expire December 31, 2013, be closed.

Seconded by Council Member Pennington and carried.

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

Council Member Adams absent due to being ill

Council Member Hoang absent on City business

PASSED AND ADOPTED this 9th day of January, 2013.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 15, 2013.

City Secretary

Council Member Pennington nominated Council Member Cohen for an Alternate At-Large Position.

MOTION NO. 2013 0020

MOTION by Council Member Gonzalez that nominations for an Alternate At-Large Position of the Houston-Galveston Area Council Board of Directors, for one year term to expire December 31, 2013, be closed.

Seconded by Council Member Christie and carried.

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

Council Member Adams absent due to being ill

Council Member Hoang absent on City business

PASSED AND ADOPTED this 9th day of January, 2013.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 15, 2013.

City Secretary

Council Member Cohen nominated Council Member Davis for an Alternate At-Large Position.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Piping Rock Lift Station Replacement; WBS No. R-000267-0090-4.

Page 1 of 1

Agenda Item # 4

FROM (Department or other point of origin):

Department of Public Works and Engineering

Origination Date

1/9/13

Agenda Date

JAN 16 2013

DIRECTOR'S SIGNATURE:

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

Council District affected: G (G)

For additional information contact:

[Handwritten Signature]
Daniel R. Menendez, P.E.
Deputy Director Phone: (832) 395-2201

Date and identification of prior authorizing Council action:

Ord. # 2011-0842 dated: 09/28/2011

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$716,836.23 or 5.36% 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 \$870,350.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's ongoing program to replace/upgrade its lift stations facilities.

DESCRIPTION/SCOPE: This project consisted of demolishing existing lift station and constructing a new one with all related appurtenances. Chiang, Patel & Yerby, Inc. designed the project with 360 calendar days allowed for construction. The project was awarded to Industrial TX Corp. with an original Contract Amount of \$757,450.00.

LOCATION: The project area is located at 13910 Piping Rock. The project is located in Key Map Grid 488T.

CONTRACT COMPLETION AND COST: The Contractor, Industrial TX Corp., has completed the work under the subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated bid quantities and previously approved Change Order No. 1 is \$716,836.23, a decrease of \$40,613.77 or 5.36% under the original Contract Amount.

The decreased cost is a result of an underrun in various Base Unit Price Items, Extra Unit Price Items, and Cash Allowance, which were not necessary to complete the project.

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

[Handwritten Signature]
DWK:DRM:SKF:JP:ha

H:\E&C Construction\Facilities\Projects\R-000267-0090-4 Piping Rock Lift Station\RCA\RCA - Closeout.doc

REQUIRED AUTHORIZATION

20HA206

Finance Department:

Other Authorization:

Other Authorization:

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9585

Subject: Formal Bids Received for the Sale of Used Hughes/MD 500 Helicopters for the Houston Police Department S12-N24388

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
January 08, 2013

Agenda Date
JAN 16 2013

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Joseph A. Fenninger Phone: (713) 308-1708
Ray DuRousseau *JAF 1/8/13* Phone: (832) 393-8726

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve the sale of used Hughes/MD 500 helicopters to Billings Flying Service on its high bid in the total amount of \$730,000.00 for the Houston Police Department.

Sale Amount: \$730,000.00

Finance Budget

Revenue Amount: \$730,000.00

SPECIFIC EXPLANATION:

The Chief of the Houston Police Department and the City Purchasing Agent recommend that City Council approve the sale of two Hughes/MD 500 helicopters to Billings Flying Service on its high bid in the total amount of \$730,000.00 for the Houston Police Department. The revenue from the sale of these helicopters will be reinvested into the operating costs of the Department's Air Support Division.

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

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Helicopter Aviation Services & Leasing, Inc.	\$ 663,350.00
2. Billings Flying Service	\$ 730,000.00

This sale is "as is", "where is" and "without warranty" and includes the pickup and removal of the two decommissioned Hughes/MD Model 500 helicopters. The helicopters are 20 and 23 years old.

Buyer: Martin L. King

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

[Signature] 1/8/13

5

SUBJECT: Approve a motion to amend Motion 2008-0653 to increase the maximum spending authority for leasing vehicles and related items for the Houston Police Department pursuant to an Interlocal Agreement between the City of Houston and Harris County with EAN Holdings, LLC, d/b/a Enterprise Leasing Company of Houston, Inc.	Category #	Page 1 of	Agenda Item # 6
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FROM (Department or other point of origin): Houston Police Department	Origination Date January 10, 2013	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE:  Charles A. McClelland, Jr. Chief of Police	Council District affected: All
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For additional information contact: Joseph A. Fenninger, CFO/ Deputy Director Phone: 713-308-1708 <i>JAF 1/11/13</i>	Date and identification of prior authorizing Council action: August 20, 2008, Ordinance No. 2008-724, Motion No. 2008-0653
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RECOMMENDATION: (Summary) Approve a motion to amend Motion 2008-0653 to increase the maximum spending authority for leasing vehicles and related items from EAN Holdings, LLC, d/b/a Enterprise Leasing Company, Inc. for the Houston Police Department pursuant to an Interlocal Agreement between the City of Houston and Harris County.

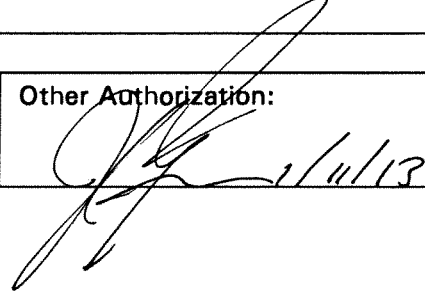
Amount and Source of Funding: Increase spending authority \$834,000.00	Finance Budget:																								
<table border="1"> <thead> <tr> <th>Fund Name</th> <th>Fund Number</th> <th>FY13</th> <th>FY14</th> </tr> </thead> <tbody> <tr> <td>General Fund</td> <td>1000</td> <td>\$7,000</td> <td>\$10,000</td> </tr> <tr> <td>Police Special Services</td> <td>2201</td> <td>\$67,000</td> <td>\$25,000</td> </tr> <tr> <td>Asset Forfeiture Funds</td> <td>2202/2203/2204</td> <td>\$89,000</td> <td>\$84,000</td> </tr> <tr> <td>Grant Funds</td> <td>5000/5010</td> <td>\$397,000</td> <td>\$155,000</td> </tr> <tr> <td>Total</td> <td></td> <td>\$560,000</td> <td>\$274,000</td> </tr> </tbody> </table>	Fund Name	Fund Number	FY13	FY14	General Fund	1000	\$7,000	\$10,000	Police Special Services	2201	\$67,000	\$25,000	Asset Forfeiture Funds	2202/2203/2204	\$89,000	\$84,000	Grant Funds	5000/5010	\$397,000	\$155,000	Total		\$560,000	\$274,000	
Fund Name	Fund Number	FY13	FY14																						
General Fund	1000	\$7,000	\$10,000																						
Police Special Services	2201	\$67,000	\$25,000																						
Asset Forfeiture Funds	2202/2203/2204	\$89,000	\$84,000																						
Grant Funds	5000/5010	\$397,000	\$155,000																						
Total		\$560,000	\$274,000																						

SPECIFIC EXPLANATION:

The Chief of Police recommends that City Council approve a motion to increase the maximum spending authority for an interlocal agreement (Contract No. 4600008995) between the City of Houston and Harris County with EAN Holdings, LLC, d/b/a Enterprise Leasing Company of Houston to increase the maximum contract amount by \$834,000 from \$6,499,140.00 to \$7,333,140.00.

This contract was awarded on August 20, 2008 (Ordinance No. 2008-724) for a one year contract, with four one-year options to renew, for a five-year term. Council authorized spending authority of \$6,499,140.00 through Motion 2008-0653. The original amount was based upon projected usage; however, additional spending authority is required to cover the increased volume for lease vehicles for the Houston Police Department (HPD) through FY13 and to provide funding until the agreement expires on August 31, 2013. Harris County is currently in communications with Enterprise Leasing regarding the solicitation of a new interlocal agreement for leasing services and HPD is also exploring other options to support the department's operational needs.

Leasing allows the department to exchange, or replace, vehicles as needed to accomplish the police mission including undercover operations. The scope of work requires the contractor to provide a large selection of vehicles of various colors, sizes and models. The vehicles must be no more than two years old and have no more than 20,000 miles on the odometer at the time of the lease. The contractor is required to fully maintain the vehicles, including oil changes, tune-ups, tires or any other tasks normally associated with a full maintenance contract.

REQUIRED AUTHORIZATION		
Finance Director:	Other Authorization:  1/11/13	Other Authorization:

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9534

Subject: Formal Bids Received for Plugging of Decommissioned Water Wells for the Public Works and Engineering Department S50-C24382

Category #
4

Page 1 of 2

Agenda Item

7-7A

FROM (Department or other point of origin):

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

Origination Date

November 30, 2012

Agenda Date

JAN 16 2013

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
A, B, C, D, H, I

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 \$833,930.90 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500) and approve an award to Weisinger Incorporated on its low bid in the amount of \$758,119.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$75,811.90 for a total amount not to exceed \$833,930.90 to plug decommissioned water wells for the Public Works and Engineering Department.

Award Amount: \$833,930.90

Finance Budget

\$833,930.90 - Water and Sewer System Consolidated Construction Fund (8500) WBS-S-000536-0009-4

SPECIFIC EXPLANATION:

The Director of Public Works and Engineering and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$833,930.90 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500). It is further recommended that City Council approve an award to Weisinger Incorporated on its low bid in the amount of \$758,119.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$75,811.90 for a total amount not to exceed \$833,930.90 to plug decommissioned water wells for the Public Works and Engineering Department and that authorization be given to issue purchase orders as necessary. This project is necessary to comply with the Texas Commission on Environmental Quality (TCEQ) regulations concerning decommissioned water wells.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Five prospective bidders viewed the solicitation document on SPD's e-bidding website and two bids were received as outlined below:

<u>Company</u>	<u>Total Amount</u>
1. Weisinger Incorporated	\$758,119.00
2. Alsay Incorporated	\$778,672.00

The scope of work requires the construction contractor to provide all tools, materials, equipment, labor, permits, supervision and transportation necessary to investigate the decommissioned water well sites, plug the wells and restore the sites to their original condition at the water production facilities listed on page 2 of 2. The contractor will also be required to provide certified proof to the TCEQ that the decommissioned water wells were properly plugged. The contractor shall have 240 calendar days to complete this project after receipt of the notice-to-proceed.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

NO

7-7A

Date:
11/30/2012

Subject: Formal Bids Received for Plugging of Decommissioned
Water Wells for the Public Works and Engineering Department
S50-C24382

Originator's
Initials
AL

Page 2 of 2

Hire Houston First:

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

Pay or Play Program:

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

Location of Decommissioned Water Wells

Water Well	Address	Council District
1) Heights Well 6A (Off-Site)	441 W. 26th	H
2) Heights Well 7A (Off-Site)	801 W. 15th	H
3) Heights Well 10 (Off-Site)	4219 Tulane	H
4) Heights Well 11A (Off-Site)	134 Norview	H
5) Heights Well 12 (Off-Site)	5002 Yale	H
6) Heights Well 13 (Off-Site)	221 W. Hamilton	H
7) Heights Well 16 (On-Site with Tank)	500 W. 21St	H
8) Southend Well 13 (Off-Site)	1435 N. Macgregor	D
9) Central Well 21 On-Site Well to be plugged and capped at well head foundation. After capping, re-install motor and pipe.	1901 Memorial	H
10) Northeast Well 6 (Off-Site)	6501 Tuscon	B
11) District 139 Well 1 (On-Site)	10097 Southwest Freeway	C
12) Katy Addicks Well 3 (Off-Site)	12600 Old Katy Road	A
13) Eastex Oak Well 1 (On-Site)	7018 North Belt E.	B
14) Eastex Oak Well 2 (On-Site)	7018 North Belt E.	B
15) Eastex Oak Well 3 (Off-Site)	6806 North Belt E.	B
16) Hunterwood Well 1(On-Site)	6310 S. Lake Houston Parkway	I

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9563

Subject: Amend Council Motion 2011-360, Passed May 4, 2011, to Increase the Spending Authority for Automotive Tools and Equipment from the State of Texas Procurement and Support Services Contract for Various Departments S36-S23904-S-A1

Category #
4

Page 1 of 2

Agenda Item

8

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

Origination Date
December 28, 2012

Agenda Date
JAN 16 2013

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:
David Guernsey Phone: (832) 395-3640
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:
CM 2011-0360, passed May 4, 2011

RECOMMENDATION: (Summary)

Amend Council Motion 2011-0360, passed May 4, 2011, to increase the spending authority from \$478,952.00 to \$598,690.00 for the purchase of automotive tools and equipment from the State of Texas Procurement and Support Services Contract for various departments.

Spending Authority Increased By: \$119,738.00

Finance Budget

\$119,738.00 PWE-W & S System Operating Fund (8300)

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council amend Council Motion 2011-0360, to increase the spending authority for the purchase of automotive tools and equipment from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program from the State contract supplier, Snap-On Industrial a Division of IDSC Holding, LLC from \$478,952.00 to \$598,690.00. The current spending authority is insufficient for the remaining term, and the additional spending authority is needed to meet the operational needs of the department. The award will be monitored to determine if an early renewal is required.

This contract began May 10, 2011 for a 60-month period in an amount not to exceed \$478,952.00. Expenditures as of December 28, 2012, totaled \$359,951.63. The expenditures exceeded the forecasted amount for the Public Works & Engineering Department's Fleet Maintenance Branch due to tools and equipment upgrades. The tools and equipment upgrades were needed to repair and maintain newer model vehicles and to replace worn tools and equipment that have exceeded their life expectancy. All terms and conditions shall remain as originally approved by City Council.

This contract is used by the City Departments to purchase various automotive tools and equipment such as flat chisels, adjustable wrenches and pliers, screwdrivers, ratchet sockets, battery and radiator testers, tool boxes, paint gun cleaners, and swivel-head rivet tools to repair and maintain vehicles, equipment and machinery on a daily basis citywide.

Hire Houston First

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal or Cooperative Purchasing Agreement for this purchase.

Sections 271.01 through 271.083 of the Texas Local government Code provide the legal authority for local governments to participate in the State of Texas Purchasing Program.

Buyer: Valerie Player-Kaufman

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MP

8/22

Date: 12/28/2012	Subject: Amend Council Motion 2011-360, Passed May 4, 2011, to Increase the Spending Authority for Automotive Tools and Equipment from the State of Texas Procurement and Support Services Contract for Various Departments S36-S23904-S-A1	Originator's Initials VK	Page 2 of 2
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Attachment: M/WBE zero percent goal-documented approved by the Office of Business Opportunity.

Estimated Spending Authority

Department	FY13	Out Years	Total
Public Works & Engineering	\$20,000.00	\$99,738.00	\$119,738.00



CITY OF HOUSTON

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Interoffice

Correspondence

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

From: Valerie Player-Kaufman

Date: March 24, 2011

Subject: MWBE Participation Form

I am requesting a waiver of the MWBE Goal: Yes No

Type of Solicitation: Bid Proposal

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

Original Goal: _____ New Goal: _____

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

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

Estimated Dollar Amount: \$478,952.00

Solicitation Number: S23904-S

Solicitation Due Date: _____

Anticipated Advertisement Date: _____

Was Goal met: Yes No

Goal On Last Contract: 0%

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

Name and Intent of this Solicitation:

Automotive Tools and Equipment. This award is for miscellaneous tools and equipment such as, flat chisels, adjustable wrenches and pliers, screwdrivers, ratchet sockets, battery and radiator testers, and tool boxes to be used by various departments to repair and maintain equipment and machinery on a daily basis citywide.

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

The current award was processed utilizing the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program, and a 0% M/WBE Goal was approved by the Affirmative Action Division (see attachment). The State of Texas Procurement and Support Services Contract will be used to process this renewal. Based on the information from the Supplier, Snap-On- Industrial, the items are produced and stocked by Snap-On Industrial, and will be drop-shipped directly from the manufacturer's plant to the City of Houston's user departments on an as needed basis using UPS as its common carrier. Subsequently, there is no opportunity for M/WBE participation; therefore, based on this information and prior history, we request that a 0% M/WBE Goal be approved on this award.

Concurrence:

SPD Initiator

Division Manager

Robert Gallegos, Deputy Assistant Director
*Affirmative Action

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

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9481

Subject: Formal Bids Received for Safety Footwear for Various Departments
S36-S24114

Category #
4

Page 1 of 3

Agenda Item

9

FROM (Department or other point of origin):

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

Origination Date

December 19, 2012

Agenda Date

JAN 16 2013

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 Safety Shoe Distributors, LLP (Bid #3) on its low bid meeting specifications in an amount not to exceed \$5,312,021.10 for various departments.

Estimated Spending Authority: \$5,312,021.10

Finance Budget

- \$3,749,886.70 General Fund (1000)
- \$ 8,901.90 GSD - In House Renovation Revolving Fund (1003)
- \$ 251,500.00 Fleet Management Fund (1005)
- \$ 500.00 Health Special Fund (2002)
- \$ 2,345.00 Swimming Pool Safety Fund (2009)
- \$ 101,430.00 Building Inspection Fund (2301)
- \$ 131,250.00 Stormwater Fund (2302)
- \$ 171,862.50 Dedicated Drainage & Street Removal Fund (2310)
- \$ 2,345.00 Special Waste Transportation & Inspection Fund (2423)
- \$ 17,600.00 BARC Special Revenue Fund (2427)
- \$ 2,750.00 Federal Government - Grant Fund (5000)
- \$ 7,140.00 Federal State Local - Pass Through Fund (5030)
- \$ 168,400.00 HAS-Revenue Fund (8001)
- \$ 645,750.00 PWE-W & S System Operating Fund (8300)
- \$ 50,360.00 Parking Management Operating Fund (8700)
- \$5,312,021.10 TOTAL**

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council approve an award to Safety Shoe Distributors, LLP (Bid #3) on its low bid meeting specifications in an amount not to exceed \$5,312,021.10 for safety footwear for various departments. 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 three price lists and one line item for safety footwear; which includes, but is not limited to, various types of protective and occupational shoes and boots to be used by the Department of Health and Human Services, and the Public Works and Engineering, Parks and Recreation, Administration and Regulatory Affairs, Neighborhoods, Fleet Management, Solid Waste Management, General Services, Fire and Police Departments, and the Houston Airport System and Mayor's Office. This footwear will be used by Department personnel performing various job functions such as electrician, groundskeeper, welder, and shop worker.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

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

This project was advertised in accordance with the requirements of the State of Texas bid laws. Eight (8) prospective bidders downloaded the solicitation document from SPD's e-bidding website, and four (4) bids were received as detailed below:

Safety Shoe Distributors, LLP: Award on its low bid meeting specifications for Group I (Hytest Safety Network Price List; which includes but is not limited to, electrical steel-toe work boots, electrical waterproof hiker boots, and composite-toe non-metallic hiker boots); Group II (Bates Footwear Company Price List; which includes but is not limited to, soft-toe hi-top boots, women high gloss duty Oxford shoes, and tactical sport composite-toe boots), and Group III (Converse Price List; which includes but is not limited to, women and men hiker boots, athletic shoes, and men pull-on boots), and on its sole bid for Group V (women dress shoes) in an amount not to exceed \$5,312,021.10.

<u>Company</u>	<u>Sample Pricing/Line Item Total</u>
1. Safety Shoe Distributors, LLP – Bid #1	\$76.64 (Did Not Meet Specifications)
2. Safety Shoe Distributors, LLP – Bid #2	\$538.82 (Did Not Meet Specifications)
3. Red Wing Brands of America, Inc.	\$2,611.96 (Did Not Meet Specifications)
4. Safety Shoe Distributors, LLP – Bid #3	\$32,326.29

A Purchase Order will be issued to the low bidder meeting specifications for Group IV as the award is less than \$50,000.00.

Hire Houston First:

The proposed award requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Safety Shoe Distributors, LLP meets the requirements of Hire Houston First.

MWBE Subcontracting:

This bid was issued with a 3% goal for M/WBE participation. **Safety Shoe Distributors, LLP** has designated the below-named company as its certified M/WBE subcontractor:

<u>NAME</u>	<u>TYPE OF WORK</u>	<u>DOLLAR AMOUNT</u>
Saxon Fleet Services, Inc.	Maintenance and Repair Services	\$159,360.63

This award will be monitored by the Office of Business Opportunity.

Buyer: Valerie Player-Kaufman

Date:
12/19/2012

Subject: Formal Bids Received for Safety Footwear for Various
Departments
S36-S24114

Originator's
Initials
VK

Page 3 of 3

Estimated Spending Authority

Department	FY2013	Out Years	Total
Administration and Regulatory Affairs	\$ 12,040.00	\$ 55,920.00	\$ 67,960.00
Fire	\$458,073.00	\$2,572,144.60	\$3,030,217.60
Fleet Management	\$ 42,300.00	\$ 169,200.00	\$ 211,500.00
General Services	\$ 9,012.10	\$ 36,048.40	\$ 45,060.50
Health & Human Services	\$ 9,307.00	\$ 31,478.00	\$ 40,785.00
Houston Airport System	\$ 40,040.00	\$ 128,360.00	\$ 168,400.00
Neighborhoods	\$ 10,000.00	\$ 40,000.00	\$ 50,000.00
Mayor's Office of Special Events	\$ 250.00	\$ 1,000.00	\$ 1,250.00
Parks & Recreation	\$ 32,530.00	\$ 350,000.00	\$ 382,530.00
Police	\$ 6,000.00	\$ 24,000.00	\$ 30,000.00
Public Works & Engineering	\$149,266.50	\$ 943,163.50	\$1,092,430.00
Solid Waste Management	\$ 22,400.00	\$ 169,488.00	\$ 191,888.00
TOTAL	\$791,218.60	\$4,520,802.50	\$5,312,021.10

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9410

Subject: Formal Bids Received for Paints, Solvents and Supplies for Various Departments
S21-S24197

Category #
4

Page 1 of 3

Agenda Item

10

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

Origination Date
November 20, 2012

Agenda Date
JAN 16 2013

DIRECTOR'S SIGNATURE
Calvin D. Wells

Council District(s) affected
All

For additional information contact:
Jacquelyn L. Nisby Phone: (832) 393-8023
Desiree Heath Phone: (832) 393-8742

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve various awards, as shown below, in an amount not to exceed \$862,873.40 for paints, solvents and supplies for various departments.

Finance Budget

Estimated Spending Authority: \$862,873.40

\$430,089.40 - General Fund (1000)
\$172,066.54 - HAS Revenue Fund (8001)
\$260,717.46 - PWE Water & Sewer Operating Fund (8300)
\$862,873.40 - Total

SPECIFIC EXPLANATION:The City Purchasing Agent recommends that City Council approve various awards, as shown below, in an amount not to exceed \$862,873.40 for paints, solvents and supplies for various departments. It is further requested that authorization be given to make purchases, as needed, for a 36-month period, with two one-year options to extend. These awards consist of architectural, industrial, and professional coatings; aerosol paints, thinners, solvents, lacquers, various painting tools, pressure and texture washers, and spray painting equipment to be used by the General Services, Public Works and Engineering, Solid Waste Management, Houston Airport System and Parks & Recreation Departments to maintain and renovate facilities throughout the City.

These are line item and price list awards. Relative to a price list, the best discount which determines the low bid for a price list is the best bid received for quantities of high-use items selected as sample pricing items based on previous purchase history. The bid total for sample pricing items does not represent the total amount estimated to be purchased; rather, these recommendations are for the total estimated expenditures projected over the awarded term based on the low bid submitted for the representative samples.

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

Southwestern Paint and Wallpaper Company: Award on its low bid meeting specifications for Group I (Benjamin Moore & Company Price List; which includes, but is not limited to 100% acrylic primer, low luster alkyds, polyurethane low finishes, and low semi glosses) and Group IV (Rustoleum Price List; which includes, but is not limited to core primers, specialty primers, mold and mildew proof paints, high heat enamel spray paints) and on its low bid for Line Item Nos. 15, 16, and 37 (assorted paint brushes) in an amount not to exceed \$527,886.91

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MCA

a nli

Date: 11/20/2012	Subject: Formal Bids Received for Paints, Solvents and Supplies for Various Departments S21-S24197	Originator's Initials LM	Page 2 of 3
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<u>Company</u>	<u>Sample Pricing & Line Item Total</u>
1. Southwestern Paint and Wallpaper Company	\$4,262.13
2. The Sherwin-Williams Company - TX (Bid #2)	\$8,484.96
3. Pittsburgh Paints	\$9,445.79

The Sherwin-Williams Company - TX (Bid #2): Award on its low bid meeting specifications for Groups II (Facility Maintenance Catalog 2012 Sherwin Williams Price List; which include but not limited to mini roller trays, wood handle roller frames, sanding sheets and drop cloths) and on its low bid for Line Item Nos. 1 - 3, 17, 19, 20 - 30, and 33, 34, and 35 (lacquers, thinners, 4" paint brushes, traffic marking spray, roller sleeves, latex acrylic caulk, and high gloss enamels) in an amount not to exceed \$232,519.24.

<u>Company</u>	<u>Sample Pricing & Line Item Total</u>
1. The Sherwin-Williams Company - TX (Bid #2)	\$205,185.91
2. Pittsburgh Paints	\$266,422.29
3. Southwestern Paint and Wallpaper Company	\$372,294.60

Pittsburgh Paints: Award on its low bid meeting specifications for Group III (PPG Painting Supplies Price List 2012; which includes, but is not limited to 180' blue masking tapes, paint roller covers, nylon brushes, heavy duty butyl drop cloths, and all purpose roller kits) and Group V (Graco Price List 2012; which includes, but is not limited to pressure and texture washers, spray paint accessories and line stripping equipment) and on its low bid for Line Item Nos. 14, 18, 31, 32, 36, 38, and 39 (nylon brushes, assorted color aerosol spray paints and survey marking paint) in an amount not to exceed \$102,467.25.

<u>Company</u>	<u>Sample Pricing & Line Item Total</u>
1. Pittsburgh Paints	\$ 39,699.86
2. The Sherwin-Williams Company - TX (Bid #2)	\$ 47,583.35
3. Southwestern Paint and Wallpaper Company	\$ 94,985.52

Hire Houston First:

The proposed awards require compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Southwestern Paint and Wallpaper Company meets the requirements of Hire Houston First. However, The Sherwin-Williams Company - TX and Pittsburgh Paints do not meet the requirements of Hire Houston First and no Hire Houston First firms were within three percent.

M/WBE Subcontracting: This bid was issued with an 11% M/WBE goal. **Southwestern Paint and Wallpaper Company** has designated the below-named company as its certified M/WBE subcontractor.

<u>Company</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
Advantage Wiping Materials	Supply Rags	\$58,067.56

Pittsburgh Paints has designated the below-named company as its certified M/WBE subcontractor.

<u>Company</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
El Centro Painting & Wallcovering Inc.	Construction Services	\$11,271.40

The Office of Business Opportunity will monitor this award.

Line Item Nos. 4 - 13 are not being awarded. These items will be purchased on an as needed basis.

Buyer: Laura A. Marquez

Attachment: M/WBE zero-percent goal document approved by the Office of Business Opportunity for The Sherwin-Williams Company - TX.

Date:
11/20/2012

Subject: Formal Bids Received for Paints, Solvents and Supplies for
Various Departments
S21-S24197

Originator's
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Page 3 of 3

ESTIMATED SPENDING AUTHORITY

DEPARTMENT	FY13	OUTYEARS	TOTAL
General Services	\$ 64,529.88	\$258,119.52	\$322,649.40
Public Works & Engineering	\$ 54,653.29	\$206,064.17	\$260,717.46
Houston Airport System	\$ 14,280.00	\$157,786.54	\$172,066.54
Solid Waste Management	\$ 12,048.00	\$ 48,192.00	\$ 60,240.00
Parks & Recreation	\$ 9,400.00	\$ 37,800.00	\$ 47,200.00
TOTAL	\$154,911.17	\$707,962.23	\$862,873.40



Administration & Regulatory Affairs

Memorandum

To: Marsha Murray, Assistant Director
 Mayor's Office of Business Opportunity

From: Laura A. Marquez

Date: July 9, 2012

Subject: MWBE Participation Form

RECEIVED

JUL 10 2012

OBC

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

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

I am requesting a revision of the MWBE Goal: Yes No Original Goal: 11% New Goal: 0%

If requesting a revision, how many solicitations were received: 5

Solicitation Number: S21-S24197 Estimated Dollar Amount: \$292,008.29

Anticipated Advertisement Date: _____ Solicitation Due Date: _____

Goal On Last Contract: 11% Was Goal met: Yes No

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

Name and Intent of this Solicitation:

Paints, Solvents and Supplies to be used by various departments to maintain and renovate facilities throughout the City.

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

Please see the attached letter from Sherwin-Williams dated July 3, 2012 requesting a zero-percent goal approval for the paints, solvents, and supplies solicitation. Based on the information provided, it is believed that the zero-percent goal is warranted.

Concurrence:

SPD Initiator

Division Manager

Marsha Murray, Assistant Director
Mayor's Office of Business Opportunity

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





SHERWIN-WILLIAMS.
Paint Stores Group

3434 Kildaire Farm Road, Suite 380, Cary, NC 27518, Telephone: 919.249.1206, Fax 919.249.1210

July 3, 2012

Laura A. Marquez
Procurement Specialist
Administrative & Regulatory Affairs Department
Strategic Purchasing Division
City Of Houston
Post Office Box 1562
Houston, Texas 77251

Bid: S21-S24197 Paint, Solvents and Supplies

Dear Ms. Marquez:

The opportunity for incorporating MWBE firms into the supplying of the Bid items within The Sherwin-Williams Company business model stated as:

The Sherwin-Williams Company manufactures, distributes and delivers paint and coating products through its own integrated business structure and does not use subcontractors in the supply, sales or transportation of its paint and coating products. As a consequence, the Request For Competitive Sealed Proposal does not afford a reasonable, practical or efficient opportunity for The Sherwin-Williams Company to obtain HUB/MBE/WBE participation. The Sherwin-Williams Company uses good faith efforts to obtain HUB/MBE/WBE participation.

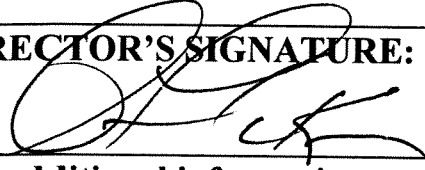
Efforts were made to incorporate the listed Fuel or Oil MWBE Firms on the City's approved List for fueling delivery vehicles used by The Sherwin-Williams Company's employees for the delivery product to the City of Houston. A copy of the contact efforts are attached for your review. The results were that no Firms were able to assist with the purchase of gasoline from a traditional Gas Station nor have they been able to date to enter into partnerships with Gas Station owners. The bulk delivery of fuel to one or more of The Sherwin-Williams Company Stores proved not to be practical. Should an opportunity become available the information will be forwarded to you. Employees of The City of Houston will often go to the most convenient of the thirty two of The Sherwin-Williams Company Store and make purchases with ProCards for immediate pickup.

The Sherwin-Williams Company respectfully requests a deviation with respect to the MWBE requirement.

Sincerely,

William H. Harris
Division Manager, Contract Services

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending sections 45-114 and 45-115 of the Code of Ordinances, relating to curb cut backs and angle parking in areas of the roadway.		Page 1 of 1	Agenda Item # / /
FROM (Department or other point of origin): Chief Development Officer		Origination Date 12/28/12	Agenda Date JAN 16 2013
DIRECTOR'S SIGNATURE: 		Council District affected: All	
For additional information contact: Andrew F. Icken Phone: 832.393.1064		Date and identification of prior authorizing Council action: N/A	
RECOMMENDATION: (Summary) That Council enact the proposed ordinance amending the Code of Ordinances to authorize the Department of Public Works and Engineering to approve curb cut backs and angle parking in the roadway.			
Amount and Source of Funding: N/A			
SPECIFIC EXPLANATION: Chapter 45 of the Code of Ordinances currently requires City Council approval for any curb cut back for the purpose of providing individual parking spaces for customers. The Chief Development Officer proposes to transfer authority for such approval from City Council to the Director of the Department of Public Works and Engineering (PWE). This change would be consistent with the remainder of Article VI, Chapter 45 of the Code (pertaining to "Stopping, Standing, and Parking Generally"), which already authorizes the traffic engineer to make decisions about activity in the right of way, such as bus stops, loading zones, parking near hazardous or congested places, and standing or parking of taxis. This amendment is expected to make the process for approval of angle parking more efficient and will retain the expertise of (PWE) with respect to traffic management. This change will also facilitate the review and approval process for curb extensions currently used in several parts of the city. These curb extensions can, at times, aid in pedestrian safety and walkability.			
REQUIRED AUTHORIZATION			
Other Authorization:			

copy

Cut-Back Curb REDLINE

Sec. 45-114. Cut-back curb sections for parking—Consent required to cut curb.

It shall be unlawful for any person to cut back any curb in front of any place or establishment for the purpose of providing individual parking space or parking space for the use of customers of such person without the consent of the Director ~~city council~~.

Sec. 45-115. Same—Method of parking.

(a) As approved by the traffic engineer, ~~Within authorized cut-back curb sections,~~ parking may be at an angle to the curb, ~~but in no event shall any portion of a parked vehicle extend more than six feet into the roadway from the curb line as it would exist in the absence of such a cut-back.~~

(b) The traffic engineer is authorized to prohibit angle parking ~~in any curb cut-back~~ when, upon the basis of an engineering and traffic investigation, it is determined that such practice is hazardous or dangerous to vehicular or pedestrian traffic.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

120

SUBJECT: An ordinance authorizing and approving the grant application to the Center for Disease Control and Prevention for HIV Prevention Activities – Health Department Based

Page 1 of 1

Agenda Date

JAN 16 2013

FROM: (Department or other point of origin):

Stephen L. Williams, M.Ed., M.P.A.
Director-Houston Department of Health and Human Services

Origination Date

1/3/13

Agenda Item#

DIRECTOR'S SIGNATURE:

Handwritten signature: Celina Garza Ridge for SLW

Council Districts affected:

All

For additional information contact:

Kathy Barton - Telephone: 832-393-5045 ; 713-826-5801

Date and identification of prior authorizing Council Action: 2010-0153; 02-24-10; 2004-20; 12-14-04

RECOMMENDATION: (Summary) Approval of an ordinance authorizing and approving the grant application to the Center for Disease Control and Prevention for HIV Prevention Activities – Health Department Based

Amount of Funding: Initial Year Funding Amount: \$7,115,040.00
Federal Grant Fund – Fund 5000

FIN Budget:

SOURCE OF FUNDING: Grant

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance authorizing and approving the grant application to the Center for Disease Control and Prevention for HIV Prevention Activities – Health Department Based. The total project period is from January 1, 2013 through December 31, 2017, with funding for the initial year being \$7,115,040.00.

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

The funds will be utilized to continue the following HIV prevention activities:

- Counseling, testing and referral
- Partner counseling and referral
- Prevention for HIV – Infected persons
- Health education and risk reduction
- Public information
- Perinatal transmission prevention
- Social marketing
- Program evaluation
- Community planning services

This funding enables HDHHS to provide for the continuation of health department services and supports personnel, supplies, travel and indirect costs.

cc: Agenda Director
Finance Department
Legal Department

REQUIRED AUTHORIZATION

OTHER AUTHORIZATION:

OTHER AUTHORIZATION:

OTHER AUTHORIZATION:

SUBJECT: An ordinance approving and authorizing the application to the United States Department of Health and Human Services, Centers for Disease Control for the City's Immunization and Vaccines for Children Program Services	Category # 9	Page 1 of 1	Agenda Item # 13
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FROM (Department or other point of origin): Houston Department of Health and Human Services	Origination Date 1/3/13	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE: <i>Celina Ocasio Ridge for SW</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 832-393-5045 ; 713-826-5801	Date and identification of prior authorizing Council action: 01/14/03; 03-0066; 01/07/2009;09-0011
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RECOMMENDATION: (Summary)
Approval of an ordinance authorizing the application to the United States Department of Health and Human Services, Centers for Disease Control for the City's Immunization and Vaccines for Children Program Services

Amount of Funding: Initial Year Funding Amount: \$3,165,538.00: Fund 5000 – Federal Government	Finance Department:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval and authorization of an application to the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for the City's Immunization Program. HDHHS also requests City Council to authorize the Director to accept and expend approved funding as soon as awarded and accept supplemental awards, if any, pertaining to the City's immunization program for the project period January 1, 2013 through December 31, 2017, with funding for the initial year being \$3,165,538.00.

Funding from CDC is requested for the continuation and expansion of immunization outreach activities for the Houston area. HDHHS conducts intense education/outreach, partnership building, vaccine preventable disease surveillance, and safety-net service delivery in the community to increase immunization coverage rates and prevent potential vaccine preventable disease outbreaks for all age groups.

The Immunization Program utilizes funding from the CDC, the State of Texas, and the City. The program employs 60 staff members who perform various immunization related activities for approximately 348 Vaccines for Children (VFC) providers, 564 schools, 1,583 child care facilities, 60 Head Start Centers, 11 Federally Qualified Health Centers, and 15 birthing hospitals. The staff also performs case management to 121 perinatal hepatitis B clients and has worked with 22,309 WIC clients since 2005 in order to establish medical homes and/or other vital human services.

cc: Finance Department
Legal Department
Agenda Director

REQUIRED AUTHORIZATION

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

REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance authorizing and approving a grant application to the United States Department of Health and Human Services, Centers for Disease Control and Prevention to conduct Human Immunodeficiency Virus/Acquired Immunodeficiency Virus Syndrome surveillance activities.	Category # 9	Page 1 of 1	Agenda Item # 14
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FROM (Department or other point of origin): Houston Department of Health and Human Services	Origination Date 1/2/13	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE: <i>Celina Quiza Ridge for SW</i>	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 832-393-5045; 713-826-5801	Date and identification of prior authorizing Council action: 2007-1252; 11-07-2007
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RECOMMENDATION: (Summary)
An ordinance authorizing and approving a grant application to the United States Department of Health and Human Services, Centers for Disease Control and Prevention to conduct Acquired Immunodeficiency/Virus Syndrome surveillance activities.

Amount of Funding: Initial Year Funding Amount: \$1,801,100.00 Federal Grant Fund - Fund 5000	Finance Department:
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SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify)

SPECIFIC EXPLANATION:
The Houston Department of Health and Human Services (HDHHS) requests City Council approval of a an ordinance authorizing and approving a grant application to the United States Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) to conduct Acquired Immunodeficiency/Virus Syndrome surveillance activities. The initial term of the project is January 1, 2013 through December 31, 2013 for the amount of \$1,801,100.00. The total project period is from January 1, 2013 through December 31, 2017.

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

Funds from this grant will allow HDHHS to monitor the HIV epidemic and incorporate methodologies to:

- Conduct case ascertainment on adult and pediatric HIV reports
- Utilize electronic lab reporting
- Assure security of data
- Integrate program activities with prevention and care partners
- Disseminate data in various venues including profiles, reports, publications and presentations
- Maintain a secure central registry
- Collect diagnostic HIV serum specimens
- Obtaining HIV testing and treatment history data on eligible cases and
- Disseminate incidence data.

cc: Finance Department
Legal Department
Agenda Director

REQUIRED AUTHORIZATION		
Finance Department	Other Authorization:	Other Authorization:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

HCD13-02

CCC 2013 - JDP

SUBJECT: An Ordinance authorizing the execution of a Contract between the City of Houston and Child Care Council of Greater Houston, providing \$439,572 in CDBG funds for the Juvenile Delinquency Prevention Program. **Category** **Page** **Agenda Item**
1 of 1 # 15

FROM: Neal Rackleff, Director
Housing and Community Development **Origination Date** **Agenda Date**
10/18/12 JAN 16 2013

CWP **DIRECTOR'S SIGNATURE:** *(FOR NEAL RACKLEFF)* **Council Districts affected:**
All

For additional information contact: Melody Barr **Date and identification of prior authorizing**
Phone: 713-868-8329 **Council action:**

RECOMMENDATION: Approval of an Ordinance authorizing the execution of a Contract between the City of Houston and Child Care Council of Greater Houston, providing \$439,572 in CDBG funds for the Juvenile Delinquency Prevention Program.

Amount of Funding: \$439,572.00 **Finance Budget:**

SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund
Community Development Block Grant (CDBG)

SPECIFIC EXPLANATION:

The Housing and Community Development Department (HCDD) recommends approval of a Contract between the City of Houston and Child Care Council of Greater Houston for the administration and operation of the Juvenile Delinquency Prevention Program.

The purpose of the Juvenile Delinquency Prevention is to deter delinquency for at-risk youths or to prevent further delinquency from youths that are status offenders. The services include substance abuse deterrence and treatment, prevention of premature sexual activity, educational services designed to prevent/decrease school drop-out, youth employability programs, whole family functioning, prevention of delinquent gang membership, and cultural enrichment and recreational activities. Last year the Juvenile Delinquency Prevention Program funded nine agencies and provided services for 2000 youths.

The City first entered into a contract with Child Care Council on March 9, 1994, to provide administrative services for this program. These administrative services include the following: (1) the selection of service providers through a Request for Proposal (RFP) process; (2) negotiating contracts with providers; (3) processing reimbursement requests; (4) monitoring performance and compliance with HUD regulations; (5) providing technical assistance and training; and (6) management assistance. Child Care Council was retained because of their proven ability to administer the program in a cost-effective manner. HCDD conducted a Request for Proposals (RFP) for administration of the Juvenile Delinquency Prevention Program in July 2012. Child Care Council of Greater Houston was the successful proposer.

This contract will provide services for 2000 youths.

The contract provides funding for a 14-month period (January 1, 2013 - February 28, 2014), with one 12-month renewal period at the HCDD's option. The funding categories are as follows:

Category	Total Contract Amount	%
Administration	\$79,561	18%
Program Services	\$360,011	82%
Total	\$439,572	100%

This item was presented to the Housing, Sustainable Growth and Development Committee on December 5, 2012.

NR:RB:MB:RLJ

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

REQUIRED AUTHORIZATION

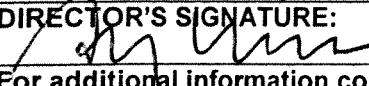
NDT

Finance Director: **Other Authorization:** **Other Authorization:**

HCD13-03

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

CCC 2013 - Child Care Program

SUBJECT: An Ordinance authorizing the execution of a Contract between the City of Houston and Child Care Council of Greater Houston, providing \$421,410 in CDBG funds for the Child Care Program.		Category	Page 1 of 1	Agenda Item # 16												
FROM: Neal Rackleff, Director Housing and Community Development		Origination Date 10/18/12	Agenda Date JAN 16 2013													
DIRECTOR'S SIGNATURE:  (FOR NEAL RACKLEFF)		Council Districts affected: All														
For additional information contact: Melody Barr Phone: 713-868-8329		Date and identification of prior authorizing Council action:														
RECOMMENDATION: Approval of an Ordinance authorizing the execution of a Contract between the City of Houston and Child Care Council of Greater Houston, providing \$421,210 in CDBG funds for the Child Care Program.																
Amount of Funding: \$421,410.00			Finance Budget:													
SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund Community Development Block Grant (CDBG)																
SPECIFIC EXPLANATION:																
<p>The Housing and Community Development Department (HCDD) recommends approval of a Contract between the City of Houston and Child Care Council of Greater Houston for the administration and operation of the Child Care Program.</p> <p>The purpose of the Child Care Program is to provide quality child care services and positive parenting training to support low and moderate income families, where the parents are working, in job training, or seeking employment. Child care services include full-day child care, before or after school care, full-day summer programs for school-age children, infant care, special needs care, and 24 hour crisis nursery services. The Child Care Program enhances positive parenting through training in discipline and guidance, child abuse prevention, coping with stress, nutrition, and health. Last year the Child Care Program funded nine agencies and provided child care services for 150 low- and moderate-income families.</p> <p>The City first entered into a contract with Child Care Council on March 9, 1994, to provide administrative services for this program. These administrative services include the following: (1) the selection of service providers through a Request for Proposal (RFP) process; (2) negotiating contracts with providers; (3) processing reimbursement requests; (4) monitoring performance and compliance with HUD regulations; (5) providing technical assistance and training; and (6) management assistance. Child Care Council was retained because of their proven ability to administer the program in a cost-effective manner. HCDD conducted a Request for Proposals (RFP) for administration of the Child Care Program in July 2012. Child Care Council of Greater Houston was the successful proposer.</p> <p>This program will provide services to 125 families.</p> <p>The contract provides funding for a 14-month period (January 1, 2013 - February 28, 2014), with one 12-month renewal period at HCDD's option. The funding categories are as follows:</p>																
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:35%;">Category</th> <th style="width:35%;">Total Contract Amount</th> <th style="width:30%;">%</th> </tr> </thead> <tbody> <tr> <td>Administration</td> <td style="text-align:right">\$76,489</td> <td style="text-align:right">18%</td> </tr> <tr> <td>Program Services</td> <td style="text-align:right">\$344,921</td> <td style="text-align:right">82%</td> </tr> <tr> <td>Total</td> <td style="text-align:right">\$421,410</td> <td style="text-align:right">100%</td> </tr> </tbody> </table>					Category	Total Contract Amount	%	Administration	\$76,489	18%	Program Services	\$344,921	82%	Total	\$421,410	100%
Category	Total Contract Amount	%														
Administration	\$76,489	18%														
Program Services	\$344,921	82%														
Total	\$421,410	100%														
This item was presented to the Housing, Sustainable Growth and Development Committee December 5, 2012.																
NR:RB:MB:RLJ cc: City Secretary Legal Department Finance Department Mayor's Office																
REQUIRED AUTHORIZATION				NDT												
Finance Director:	Other Authorization:		Other Authorization:													

SUBJECT: An Ordinance authorizing the execution of a Contract between the City of Houston and Child Care Council of Greater Houston, providing \$3,478,518 in ESG and CDBG funds for the administration and operation of the City's Emergency Solutions Grants Program.

Category	Page 1 of 1	Agenda Item # 17
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FROM: Neal Rackleff, Director
Housing and Community Development

Origination Date 10/18/12	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE: *[Signature]* (FOR NEAL RACKLEFF)

Council Districts affected: All

For additional information contact: Melody Barr
Phone: 713-868-8329

Date and identification of prior authorizing Council action:

RECOMMENDATION: Approval of an Ordinance authorizing the execution of a Contract between the City of Houston and Child Care Council of Greater Houston, providing \$3,478,518 in ESG and CDBG funds for the administration and operation of the City's Emergency Solutions Grants Program.

Amount of Funding:	\$2,897,023.00 - Emergency Solutions Grant \$581,495.00 - Community Development Block Grant Fund \$3,478,518.00 Total	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund

Emergency Solutions Grants (ESG) & Community Development Block Grant (CDBG)

SPECIFIC EXPLANATION:

The Housing and Community Development Department (HCDD) recommends approval of a Contract between the City of Houston and Child Care Council of Greater Houston for the administration and operation of the Emergency Solutions Grants Program (ESG).

The ESG Program is designed to address the needs of families who are homeless, or at risk of becoming homeless. ESG activities include: (1) emergency shelter for individuals, families and victims of domestic violence; (2) food; (3) street outreach; (4) medical and mental health services; (5) assistance in obtaining permanent housing; (6) assistance in obtaining services or benefits; (7) and assistance with short-term rent and utility payments to prevent eviction or termination of services. Last year the ESG Program funded 19 agencies and provided services for 7,765 individuals.

HCDD conducted a Request for Proposals (RFP) for administration of the Emergency Solutions Grants Program in July 2012. Child Care Council of Greater Houston was the successful proposer. The program will provide services to approximately 10,000 individuals. Child Care Council will provide the following administrative services: (1) the selection of service providers through a Request for Proposal (RFP) process; (2) negotiating contracts with providers; (3) processing reimbursement requests; (4) monitoring performance and compliance with HUD regulations; (5) providing technical assistance and training; and (6) management assistance.

Child Care Council was retained because of their proven ability to follow HUD regulations and administer the program in a cost-effective manner. Child Care Council has successfully provided administrative services for this program for the past nine years.

The contract provides funding for a 14-month period (January 1, 2013 - February 28, 2014), with one 12-month renewal period at HCDD's option. HUD requires a 100% match for agencies receiving the ESG grant. As allowed by HUD regulations, the City utilizes CDBG funds to assist the agencies in meeting this requirement. The funding categories are as follows:

Category	Total Contract Amount	Percentage
Administration	\$496,379	14%
Program Services	\$2,982,139	86%
Total	\$3,478,518	100%

This item was presented to the Housing, Sustainable Growth and Development Committee December 5, 2012.

NR:RB:MB:RLJ
cc: City Secretary
Legal Department
Finance Department
Mayor's Office

REQUIRED AUTHORIZATION NDT

Finance Director:	Other Authorization:	Other Authorization:
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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Local Match Certification Agreement with Gulf Coast Workforce Board for Federal Child Care Funds

Category #

Page 1 of 1

Agenda Item
18

FROM (Department or other point of origin):

Houston Parks and Recreation Department

Origination Date:

December 11, 2012

Agenda Date

JAN 16 2013

DIRECTOR'S SIGNATURE:

Joe Turner

Joe Turner, Director

Council District(s) affected:

All

For additional information contact:

Luci Correa, 832-395-7057

Twonda Thompson, 832-395-7259

Date and Identification of prior authorizing Council Action:

January 19, 2011 Ordinance 2011-0058

RECOMMENDATION: (Summary): Approval of an ordinance authorizing an agreement between the City of Houston and the Gulf Coast Workforce Board to certify \$750,000 in after-school program expenditures for use as match to draw down federal child care funds.

Amount of Funding: No new funding is required

Finance Budget:

SPECIFIC EXPLANATION:

The purpose of this agreement is to leverage funds used to operate the Houston Parks and Recreation Department After-School Enrichment, Summer Enrichment, and After-School Achievement (ASAP) Programs to obtain additional federal funding under Title VI of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996. For each dollar of qualified match, the Texas Workforce Commission Gulf Coast Workforce Board (GCWB) can draw federal funds for appropriate distribution. GCWB will use the City's certified expenditures totaling \$750,000 to draw down from an estimated \$1,538,574 in federal funding available for this program in Houston. The agreement pledges that by September 31, 2013, the City of Houston will provide statements to the Gulf Coast Workforce Board certifying expenditures made between October 31, 2012 and August 31, 2013. The performance period in this agreement is October 1, 2012 – September 30, 2013 and includes a provision for a renewal up to three (3) consecutive one-year terms.

Under this agreement, the Gulf Coast Workforce Board will use the City's certified expenditure to draw down federal funds for after-school programs and summer day camps for Houston youth. The parties anticipate that the Workforce Board will contract with the YMCA to operate summer day camps in selected HPARD Community Centers (locations to be determined). The parties also anticipate the Workforce Board will contract with Harris County Department of Education Cooperative for After-School Enrichment (CASE) to operate after-school programs at selected providers throughout Houston. Federal funding will be used to subsidize the cost of the YMCA summer day camps and CASE after-school programs for low-income families. Approximately 1,000 children will benefit from reduced or no-cost summer day camp and 2,000 children will benefit from reduced or no-cost after-school programs.

Background: The Texas Workforce Commission administers funds received through Title VI of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996. Title VI makes federal funds available for subsidized childcare for families at specified income levels and that have at least one parent working, training or in school. States receive this money by making their own contribution, which is "matched" by the federal government according to the Federal Medical Assistance Percentage (Federal Register, Vol. 67, Number 31). The Gulf Coast Workforce Board is the local administrator of Title VI funds received for the Houston area.

Finance Director:

Other Authorization:

Other Authorization:

REQUEST FOR COUNCIL ACTION			
TO: Mayor via City Secretary		Category #	Page 1 of 1
SUBJECT: Ordinance approving Interlocal Agreements in support of the FY 2012 Internet Crimes Against Children Task Force Program: Houston Metropolitan Area Grant		Agenda Item # 19	Agenda Date JAN 16 2013
FROM: (Department or other point of origin): Houston Police Department		Origination Date 1/10/13	
DIRECTOR'S SIGNATURE: <i>Charles A. McClelland, Jr.</i> Charles A. McClelland, Jr., Chief of Police		Council Districts affected: All	
For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 713-308-1770		Date and identification of prior authorizing Council Action:	
RECOMMENDATION: (Summary) Adopt an ordinance approving Interlocal Agreements to satisfy conditions of the FY 2012 Internet Crimes Against Children Task Force Program: Houston Metropolitan Area Grant.			
Amount of Funding: Internet Crimes Against Children Task Force: Houston Metropolitan Area: \$349,712			Finance Budget:
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input checked="" type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input type="checkbox"/> Other (Specify)			
Office of Juvenile Justice and Delinquency Prevention/Amount Requested: \$349,712			
SPECIFIC EXPLANATION: As the lead agency, the Houston Police Department (HPD) is entering into an Interlocal Agreement with the La Porte Police Department and the Fort Bend County District Attorney's Office for the FY 2012 Internet Crimes Against Children Task Force: Houston Metropolitan Area, which includes incorporated as well as unincorporated areas of Harris County, Texas; and all areas of Brazoria, Chambers, Fort Bend, Galveston, Liberty, Montgomery, and Waller Counties. HPD was awarded \$349,712, with \$63,000 budgeted for the La Porte Police Department and \$63,000 budgeted for the Fort Bend County District Attorney's Office. The grant period begins October 1, 2012 and ends September 30, 2013. HPD will use the grant funds for salaries, travel, equipment, supplies, and consultants/contracts. Funding will also be allocated to the Texas Center for the Missing to conduct staff background checks and for new affiliate classes on Forensic Protocol and Techniques. This grant will allow HPD to continue to reduce the exploitation of children by expanding the number of affiliate law enforcement agencies and personnel dedicated to investigating and prosecuting Internet-related crimes against children. The La Porte Police Department and the Fort Bend County District Attorney's Office will utilize their funding toward salaries. The Houston Police Department recommends that City Council approve the Interlocal Agreements, which will complete the special condition requirement of the grant for this year's funding.			
REQUIRED AUTHORIZATION			
Finance Budget:	Other Authorization:		Other Authorization:

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: : Ordinance authorizing the Greater East End Management District to borrow up to \$750,000	Category #	Page 1 of 1	Agenda Item # 20
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FROM (Department or other point of origin): Planning and Development	Origination Date January 9, 2013	Agenda Date: JAN 16 2013
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DIRECTOR'S SIGNATURE: <i>Cliff Maurer</i>	Council District affected: B, H & I
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For additional information contact: Nicole Smothers Phone: 713-837-7856	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary) Approve ordinance authorizing the Greater East End Management District to borrow up to \$750,000

Amount and Source of Funding: N/A	Finance Budget:
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SPECIFIC EXPLANATION:

Management districts are special districts created by the Texas Legislature. Generally, these districts are empowered to promote, develop, encourage and maintain employment, commerce, transportation, housing, tourism, recreation, arts, entertainment, economic development, safety and public welfare. Typically, management districts are given the power to finance their operations by issuing bonds or other obligations, payable in whole or in part from ad valorem taxes, assessments, impact fees or other funds of the District to provide improvements and services. They may not levy a tax assessment on single-family detached residences. Further, districts may levy a tax only after holding an election within the district.

Greater East End Management District: Authorized by the 76th Legislature in 1999, the majority of this district is located in Council District I with small portions in Districts H and B.

State law requires approval by the City Council prior to the issuance of any bonds or notes whose proceeds will be utilized to construct capital improvements within the District. The Greater East End Management District Board is now seeking such approval.

The District is the recipient of a number of grants to fund the District's Program to install pedestrian improvements, such as sidewalks, trees, solar pedestrian lighting and street furniture. Under the terms of the grants, the District must make expenditures and apply for reimbursements. Following city approval of the district's request to borrow up to \$750,000, the District's Board of Directors will proceed with a loan they have negotiated with Compass Bank subject to City Council approval of said loan. This is a short term loan and draws will be made only in the event of cash shortages.

A management district is intended to supplement, not supplant, existing public services. Except as a result of a Governing Body's action to dissolve a district, the municipality assumes no liability for the debts, obligations or liabilities of the district. Loan proceeds will be repaid using a portion of the District's annual assessment revenue stream.

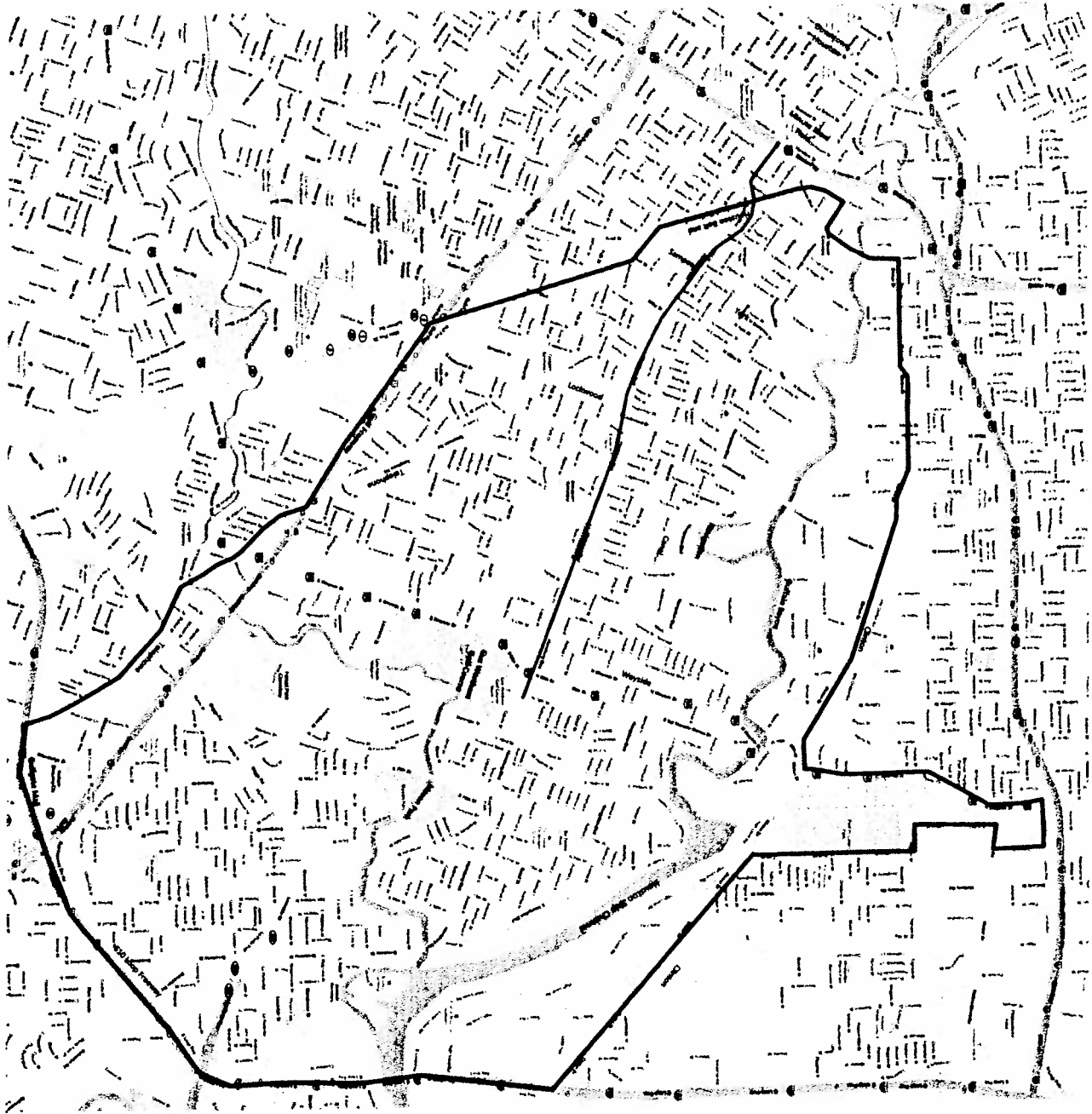
The Planning and Development Department recommends authorization of the Greater East End Management Districts request to borrow up to \$750,000.

cc: Marta Crinejo
David Feldman
Deborah McAbee
Anna Russell

REQUIRED AUTHORIZATION		
Finance Director:	Other Authorization:	Other Authorization:

Cliff

SH



Greater East End Management District
 District Boundary Map



GREATER EAST END

General Boundaries

- The District is 16 square miles East of Downtown Houston.
- North: Clinton Drive
 - East: 610 East Loop
 - South: Telephone Road to I-45 Gulf Freeway
 - West: Houston Belt and Terminal Railroad to U.S. 59 North

———— East End District Boundary
 METRO - East End Light Rail Line
 (Completed October 2013)

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance appropriating FY13 funding for the Developer Participation Contracts M-000800-DPC1-4	Page 1 of 1	Agenda Item # 21
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/10/13	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE 	Council District affected: All
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cc

Daniel W. Krueger, P.E. For additional information contact:  Mark L. Loethen, P.E., CFM, PTOE 832-395-2705	Date and identification of prior authorizing Council action: April 9, 2008, 2008-307
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RECOMMENDATION: (Summary)
 Adopt an ordinance appropriating funding for Developer Participation Contract, Storm Drainage for FY13

Amount and Source of Funding:
 FY13 appropriation \$1,000,000.00
 \$1,000,000.00 from the Street & Traffic Control & Storm Drainage DDSRF Fund 4042

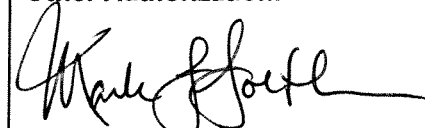
RL

SPECIFIC EXPLANATION:

In accordance Chapter 47 regarding the Developer Participation Program (Ordinance Number 2008-0307), the Director of the Public Works and Engineering Department requests Council approval of the appropriations necessary to fund Developer Participation Contracts, Storm Drainage for FY13. When a DPC application is administratively complete, but at least 10 days prior to approval by the Director, the Department shall provide the members of the City Council notice of the scope and location of the proposed budget as well as contact information for the developer.

The funding requested for FY13 will provide \$1,000,000 to be available for new development projects in FY13 for storm drainage.

cc: Marta Crinejo
 Howard Hilliard
 Susan Bandy

LTS No. 4331	REQUIRED AUTHORIZATION	CUIC No. 20UPA199
Finance Department	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division	Other Authorization:


↓


21

R

SUBJECT: Advance Funding Agreement between the City of Houston and Texas Department of Transportation (TxDOT) for the Rehabilitation or Replacement of Yale Street Bridge at White Oak Bayou; WBS No. N-001320-0014-3.	Page 1 of 2	Agenda Item # 22
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/10/13	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE: Daniel W. Krueger, P.E. 	Council District affected: C 3c
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For additional information contact: Ravi Kaleyatodi, P.E., CPM  Senior Assistant Director Phone: (832) 395-2326	Date and identification of prior authorizing Council action: Resolution 2012-0027, 08/15/2012
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RECOMMENDATION: (Summary)
Adopt an Ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and Texas Department of Transportation.

Amount and Source of Funding: N/A

PROJECT NOTICE/JUSTIFICATION: The Federal Off-System Bridge Program is administered by the Texas Department of Transportation (TxDOT) to replace or rehabilitate bridges located on public roads and streets not located on the designated state highway system.

DESCRIPTION/SCOPE: This project consists of rehabilitating or replacing the Yale Street bridge at White Oak Bayou.

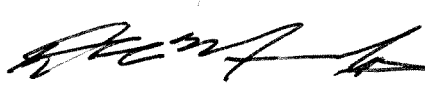
LOCATION: The project is located at Yale Street Bridge at White Oak Bayou. It is located in Key Map Grid 492 H.

PREVIOUS HISTORY AND SCOPE: The Texas Transportation Commission approved Minute Order No. 113074, dated April 26, 2012 for the reconstruction of Yale Street bridge at White Oak Bayou under the Off-System Bridge Replacement Program, hereinafter, referred to as "Participation Waived" Project.

Under this Program, the usual fund participation ratio for projects is 80 percent federal, 10 percent state and 10 percent local government. The Texas Administrative Code, Title 43, Section 15.55 provides that under specified conditions, the 10 percent local government match requirement may be waived on this project if the local government performs an equivalent dollar amount of structural improvement work on another bridge within its jurisdiction (Equivalent-Match Projects).

On August 15, 2012, Resolution 2012-0027 was approved which requested TxDOT to waive the local match participation on Yale Street bridge due to the City's performance of improvements of sufficient value on designated Equivalent-Match Projects. Based on this resolution, TxDOT has agreed to waive the local match and is prepared to begin design on the project.

LTS No. 3896 CUIC ID # 20TAA101 A

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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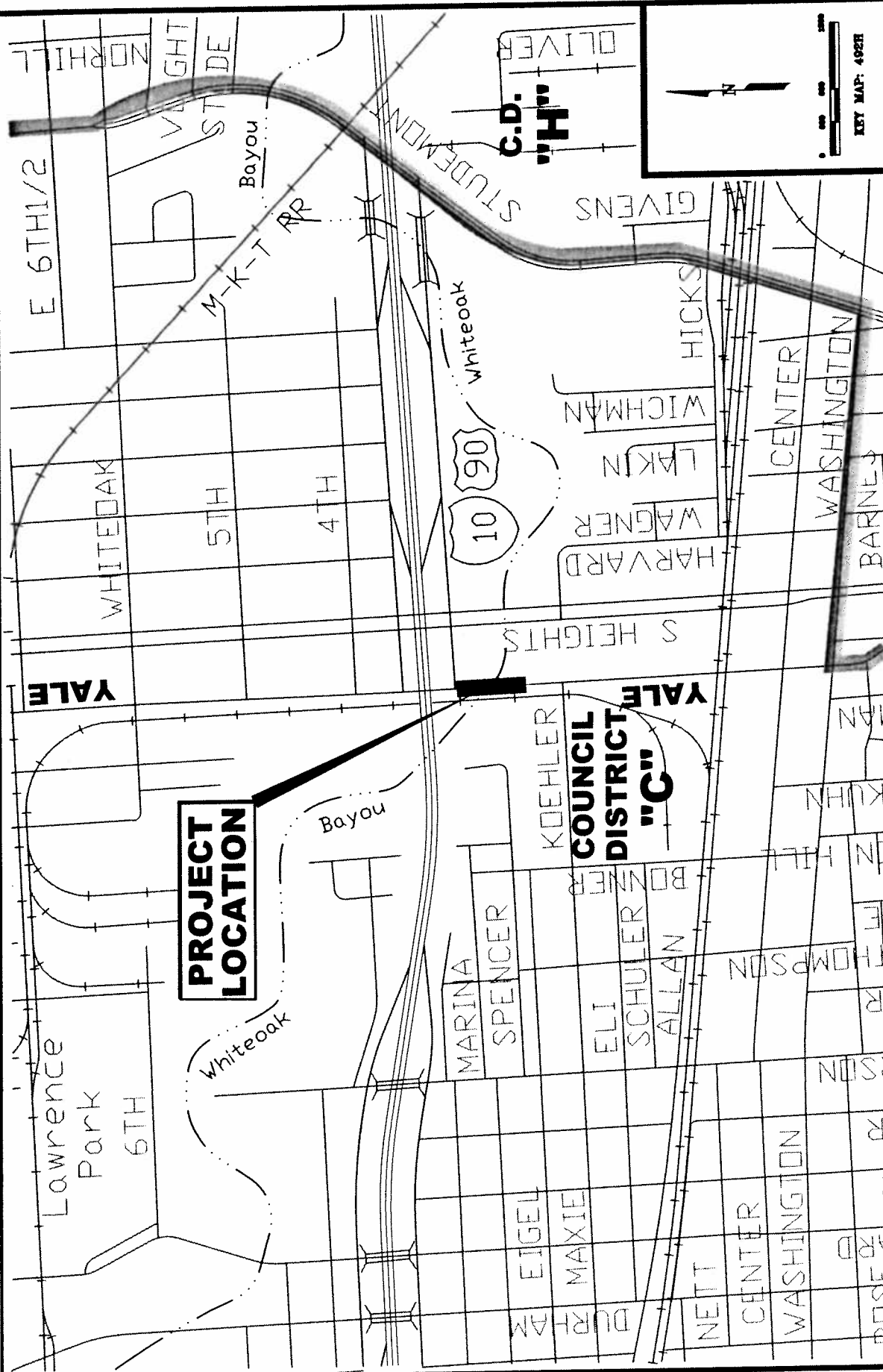
Date	SUBJECT: Advance Funding Agreement between the City of Houston and Texas Department of Transportation (TxDOT) for the Rehabilitation or Replacement of Yale Street Bridge at White Oak Bayou; WBS No. N-001320-0014-3.	Originator's <i>see</i> Initials TAA	Page <u>2</u> of <u>2</u>
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Under the terms of this agreement, TxDOT will design and construct the project. The City will be responsible for the provision and acquisition of all necessary right-of-way for the project and the relocation of utilities before the scheduled beginning of construction. The City will maintain the facilities upon the completion of construction.

ACTION RECOMMENDED: It is recommended that the City Council adopt an ordinance approving and authorizing an Advance Funding Agreement between the City of Houston and TxDOT.

DWK:DRM:RK:TAA:PKC:kd
 H:\constr\A-SB-DIV\Interagency\TxDOT Projects\0912-72-230 Yale Street at White Oak Bayou\0912-72-905 Yale St. Bridge\Working Folder\RCA-20TAA101 (rev DRM).doc

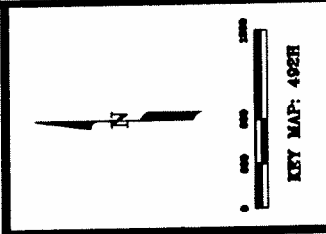
c: File – TxDOT – Yale Street Bridge at White Oak Bayou



PROJECT LOCATION

COUNCIL DISTRICT "C"

C.D. "H"



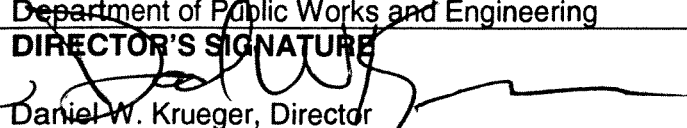

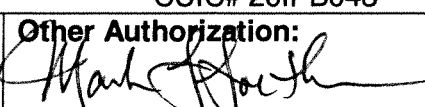
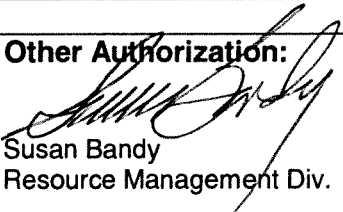
LEGEND:

- PROJECT LOCATION
- COUNCIL DISTRICT

CITY OF HOUSTON
 WBS No. N-001320-0014-3
 TxDOT BRINSAP: YALE STREET BRIDGE
 AT THE WHITE OAK BAYOU REPLACEMENT
 COUNCIL DISTRICT "C"

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: First Supplement to the Project Contract Between the City of Houston, Texas and the Coastal Water Authority for the Luce Bayou Inter-Basin Project		Page 1 of 1	Agenda Item # 23
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1/10/13	Agenda Date JAN 16 2013
DIRECTOR'S SIGNATURE  Daniel W. Krueger, Director		Council District affected: All	
For additional information contact:  Mark L. Loethen, P.E., CFM, PTOE Phone: (713) 837-9142		Date and identification of prior authorizing Council action: January 28, 2009; Ordinance 2009-53	
RECOMMENDATION: (Summary) Approve the agreement It is recommended that City Council adopt an Ordinance approving the First Supplement to the Project Contract Between the City of Houston, Texas and the Coastal Water Authority for the Luce Bayou Inter-Basin Transfer Project.			
Amount and Source of Funding: N/A			
SPECIFIC EXPLANATION: On January 28, 2009, the City of Houston City Council approved an ordinance to execute a contract establishing the terms for cooperation between the City of Houston (the City) and the Coastal Water Authority (CWA) to provide for the planning, design, property acquisition, construction and financing of the Luce Bayou Interbasin Transfer Project (the Project) that will bring approximately 400 million gallons of surface water per day from the Trinity River Basin to the San Jacinto River Basin (Lake Houston). The ordinance also authorized the pledge of payments from the Combined Utility System (CUS) General Purpose Fund to CWA for repayment of initial loans entered into in support of Phase I of the Project. The original contract contemplated that future phases of the Project would be funded with Texas Water Development Board (TWDB) State Participation loans secured by CWA for the City. In addition, the contract anticipated one or more supplemental agreements would be needed to finance the remaining phases of the Project. Currently, Phase I Preliminary Design for the Project is complete and land purchases and mitigation efforts are ongoing. However, CWA and the City desire to finance the completion of the Phase II Final Design and commence construction of the Project. The most financially advantageous way of financing these costs is through TWDB State Participation loans. Under this TWDB program, TWDB will own up to 80% of the Project based on their percentage of payments toward the overall cost of the Project. With financial support from the CUS, CWA will buy back TWDB's ownership interest over time as the City's need for the capacity in the Project increases. CWA and TWDB are currently entering into an agreement (the Master Agreement) that sets forth the terms under which TWDB will provide CWA with \$28,754,000 in State Participation funding for the next phase of the Project. The Master Agreement will also allow TWDB to provide CWA with additional funding (up to a total of \$281,000,000) through supplemental agreements to further finance construction of the project in exchange for TWDB receiving a proportionally larger ownership interest in the Project. This Supplement provides CWA with support to enter into the Master Agreement and to provide CWA with assurance of pledged revenue from the CUS sufficient to execute the timely repurchase of TWDB's ownership interest in the Project in the coming years.			
cc: Jun Chang, P.E.		Carol Ellinger Haddock, P.E.	
CUIC# 20IPB043			
F & A Director	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Div.	Other Authorization:  Susan Bandy Resource Management Div.	

TO: Mayor via City Secretary

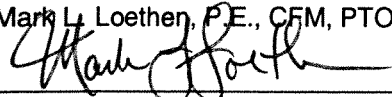
REQUEST FOR COUNCIL ACTION

SUBJECT: First Amendment to the First Supplement of the Water Supply Contracts between City of Houston and North Harris County Regional Water Authority, Central Harris County Regional Water Authority, West Harris County Regional Water Authority and North Fort Bend Water Authority.	Page 1 of 1	Agenda Item # 24-27
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/10/13	Agenda Date JAN 16 2013
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copy

DIRECTOR'S SIGNATURE Daniel W. Krueger, Director 	Council District affected: All <i>cell</i>
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For additional information contact: Mark L. Loethen, P.E., CFM, PTOE Phone: (832) 395-2705 	Date and identification of prior authorizing Council action: 12/11/02 2002-1123, 3/12/03 2003-236, 3/2/2005 2005-178; 11/25/03 2003-1136, 3/26/03 2003-242; 7/23/08 2008-647; 1/28/09 2009-52; 1/28/09 2009-54; 1/28/09 2009-55
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RECOMMENDATION: (Summary)
Recommend City Council adopt an Ordinance approving the First Amendment to the First Supplement of the Water Supply Contracts between the City of Houston and North Harris County Regional Water Authority, Central Harris County Regional Water Authority, West Harris County Regional Water Authority and North Fort Bend Water Authority for the Luce Bayou Inter-Basin Transfer Project.

Amount and Source of Funding: N/A

SPECIFIC EXPLANATION:



On January 28, 2009 the City of Houston (the City) City Council approved an ordinance that executed contracts between the City and North Harris County Regional Water Authority, Central Harris County Regional Water Authority, West Harris County Regional Water Authority and North Fort Bend Water Authority (collectively referred to as the Water Authorities) for the Luce Bayou Inter-Basin Transfer Project (Project). The Project is construction of a conveyance system consisting of a combination of diversion canals and pipes to bring 400 million gallons of surface water per day from the Trinity River Basin to the San Jacinto River Basin at Lake Houston. The City entered into a separate agreement with the Coastal Water Authority (CWA) directing CWA to manage and obtain financing for the Project on behalf of the City. Under the First Supplement to the Water Authority contracts, each Authority is required to pay a calculated share of the project costs and associated debt service payments to the City. The City then forwards the Water Authority payments, along with the City's share of these payments, to the Coastal Water Authority (CWA), per their separate agreement.

The total cost for the Project is estimated at \$350 million dollars. Under the separate agreement, CWA has entered into loan agreements for \$33,150,000 through the Texas Water Development Board's (TWDB) Water Infrastructure Program (WIF) to pay for Luce Bayou design and preconstruction activities (Phase 1). At this time, additional funds are needed to complete Phase 1 and begin construction of the Project. CWA intends to enter into a Master Agreement with TWDB whereby TWDB will provide \$28,754,000 to CWA in TWDB State Participation loans to fund the last of Phase I and the beginning of the construction activities.

This Amendment includes changes that ensure the Water Authority's funding of their complete share of the TWDB State Participation loan costs and the related debt service payments.

c: Jun Chang, P.E.
Carol Ellinger Haddock, P.E.

CUIC# 20IPB042

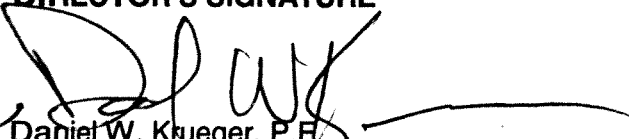

Finance Department	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE, Deputy Director Planning and Development Services Div.	Other Authorization:  Susan Bandy, Deputy Director Resource Management
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

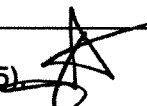
SUBJECT: Second Amendment to a Professional Landscape Architectural Services Contract between the City and Clark Condon Associates, Inc. for the design of Museum District/Main Street Corridor Improvement Project. WBS Number: N-000824-0002-3	Page 1 of 2	Agenda Item 28
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/10/13	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE  Daniel W. Krueger, P.E.	Council District affected: C & D 
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For additional information contact: Richard Smith, P.E., PTOE  Managing Engineer, PW&E Phone: (832) 394-9137	Date and identification of prior authorizing Council action: Ordinance # 2009-0973, 10/14/2009 and Ordinance # 2011-009, 01/05/2011.
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RECOMMENDATION: (Summary)
An Ordinance approving a Second Amendment to a Professional Landscape Architectural Services Contract with Clark Condon Associates, Inc. and appropriate additional funds.


Amount and Source of Funding:
\$47,772.00 from Woodland Regional Participation Fund (Fund Number 2425) 
Original Appropriations of \$429,481.12 from Local Fund No. 5000. Federal Highway Administration (FHWA) and Additional Appropriation (First Amendment) of \$35,846.84 from Federal Grant Fund.

PROJECT NOTICE/JUSTIFICATION: This project will provide an enhanced pedestrian and transit supportive environment along the Main Street, vicinity of Rice University, Hermann Park areas and Museum District Venues.

PREVIOUS HISTORY
The City Council approved the original Contract by Ordinance No. 2009-0973 on October 14, 2009. The scope of the services under the original contract consisted of Planning & Design of Right-of-Way improvements along Main Street corridor and Museum District Areas. Under the original contract, the consultant has completed both Phase I and Phase II Final Design Services. The First Amendment to the original contract was approved by Ordinance No. 2011-009 on January 05, 2011 to provide additional Phase II Design Services and incorporate general grant provision required by FHWA. Additional funds are needed to accomplish Phase III Construction Administration Services which were not budgeted as part of the original contract.

SCOPE OF THIS AGREEMENT: Under the terms of this agreement, the consultant will perform Phase III Construction Administration Services. The total budgeted amount \$47,772.00 can be used as follows: \$42,772.00 is the total Basic Service Fee negotiated on a lump sum basis, and \$5,000.00 reproduction costs to be paid on a reimbursable basis.

LTS No. 3676 CUIC ID# 20RPS21 NOT

Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director, Planning and Development Services Division.
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SUBJECT: Second Amendment to a Professional Landscape Architectural Services Contract between the City and Clark Condon Associates, Inc. for the design of Museum District/Main Street Corridor Improvement Project. WBS Number: N-000824-0002-3	Originator's Initials	Page 2 of 2
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LOCATION: The project area is generally bound by Binz Street on the North, Holcombe Boulevard on the South, Fannin Street on the East and Main Street on the West. It also includes the Museum District Area bound by Southmore on the North, Binz on the South, Crawford on the East and Montrose and Main Street on the West. The project is located in Key Map 532D, 532H, 493W & 533A.

PAY OR PLAY PROGRAM: The Proposed contract requires compliance with 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.

MWBE/DBE INFORMATION: The DBE goal established for the project is 15%. The original contract amount approved by Ordinance No. 2009-0973 totals \$429,481.12, and Additional Appropriation of \$35,846.84 approved by Ordinance No. 2011-009 on January 05, 2011. The consultant has been paid \$464,044.49 (99.72%) to date. Of this amount \$168,661.06(36.34%) has been paid to DBE certified sub-consultants. Assuming approval of the requested amount, the contract amount will increase to \$513,099.96. The consultant has updated the following program to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Prior DBE Work		\$168,661.06	32.87%
2. Landtech Consultants, Inc.	Traffic Design Services	\$2,959.94	0.58%
3. ESPA Corp.	Civil Design Services	<u>\$17,810.00</u>	<u>3.47%</u>
		\$189,431.00	36.92%


 DWK:MLL:RPS:MM
 c: Marty Stein
 Velma Laws
 Susan Bandy
 Craig Foster
 File: WBS No. N-000824-0002 (RCA-1.2)

Museum District / Main Street Corridor Improvement Projects

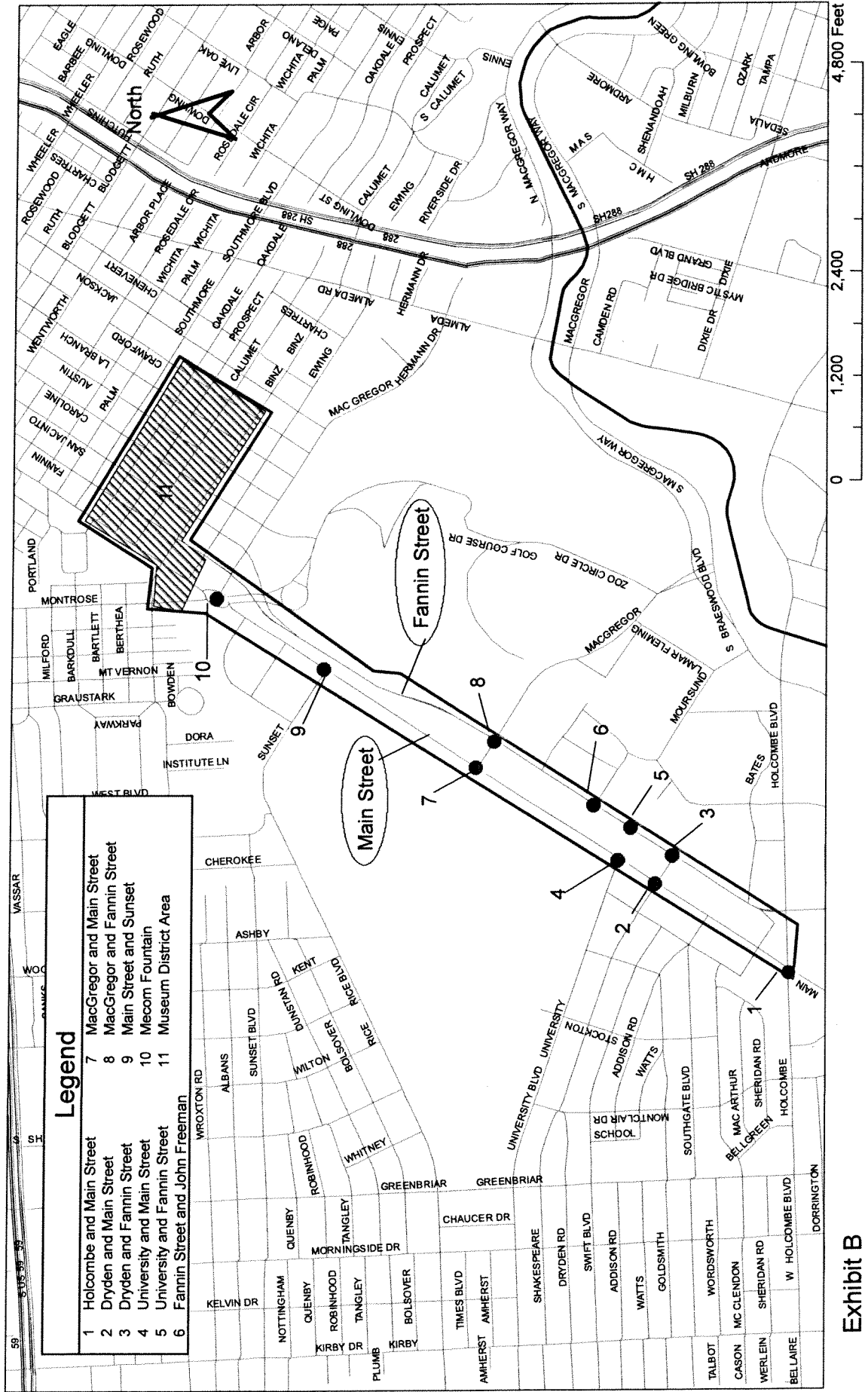


Exhibit B

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Construction Contract with R & B Group, Inc. for Sanitary Sewer Lift Stations Upgrade at George Bush Intercontinental Airport/Houston (IAH) PN638B (WBS #A-000561-0005-4-01-01)	Category #9	Page 1 of 2	Agenda Item # 29
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FROM (Department or other point of origin): Houston Airport System	Origination Date September 20, 2012	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE: <i>M. S. ...</i>	Council District affected: B
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For additional information contact: Samar Mukhopadhyay Phone: 281/233-1840 Adil Godiwalla Phone: 281/233-1934	Date and identification of prior authorizing Council action: N/A
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AMOUNT & SOURCE OF FUNDING: CIP No.: A-0561.09 \$1,812,700.00 HAS Aprt Improvement (8011)	Prior appropriations: N/A
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RECOMMENDATION: (Summary) Enact an ordinance to award a construction contract to R & B Group, Inc. and appropriate the necessary funds to finance the cost of these services.

PROJECT LOCATION: George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: This project will provide construction services to rehabilitate and upgrade seven (7) Sanitary Sewer Lift Stations at George Bush Intercontinental Airport/Houston (IAH). The sanitary sewer lift stations have exceeded the useful life. The electrical systems and controls are failing and are in need of rehabilitation and upgrades to meet the current capacity needs and City of Houston and National Electric Code standards. Upgrades to Sanitary Sewer Lift Stations will include new pumps, MEP improvements, discharge lines, upgraded control systems, upgraded back-up emergency power systems, and a new M110 alarm system for each Sanitary Sewer Lift Station.

The scope of work for this project involves rehabilitation of seven (7) Sanitary Sewer Lift Stations located at George Bush Intercontinental Airport/Houston (IAH). The facilities are as follows:

1. Terminal-A North Lift Station
2. Terminal-A South Lift Station
3. Terminal-B Parking Complex (APM) Lift Station
4. Terminal-C Parking Complex Lift Station
5. Physical Plant Maintenance (PPM) Lift Station
6. Economy Parking Lot (Now Eco Parking) Lift Station
7. Terminal-B Aircraft Receiving Lift Station (North Triturator)

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization: <i>[Signature]</i>	Other Authorization:
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NO

Date September 20, 2012	Subject: Construction Contract with R & B Group, Inc. for Sanitary Sewer Lift Stations Upgrade at George Bush Intercontinental Airport/Houston (IAH) PN638B (WBS #A-000561-0005-4-01-01)	Originator's Initials SM	Page 2 of 2
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The contract term is 270 calendar days. Construction documents were prepared by Amani Engineering, Inc.

BID DATE: Bids were received on August 2, 2012, as follows:

<u>Company</u>	<u>Bid Amount</u>
1. R & B Group, Inc.	\$1,647,700.00
2. Boyer, Inc.	\$1,891,444.00
3. Peltier Brothers Construction, Ltd.	\$2,123,923.00

ENGINEERING SERVICES TESTING CONTRACT: The contract for engineering testing services will be provided by HTS, Inc. Consultants, under Contract No. 73359.

PROJECT COST: The total amount to be appropriated under this contract is as follows:

\$1,647,700.00	Construction Contract
\$ 132,000.00	Construction Contingency (8%)
<u>\$ 33,000.00</u>	Engineering Testing Services (2%)
\$1,812,700.00	Total Appropriation

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



HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor meets the requirements of Hire Houston First.

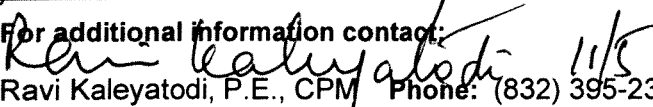
MBE & SBE PARTICIPATION: The Minority Business Enterprise (MBE) goal is eighteen percent (18%) and the Small Business Enterprise (SBE) goal is eight percent (8%), which comprises a total overall goal of twenty-six percent (26%) for this contract. The goal will be met by the following certified firms.

<u>Firms</u>	<u>Type of Work</u>	<u>Amount</u>	<u>%</u>
Kuitas Landscape, Company (MBE)	Landscape	\$ 6,000.00	0.36%
Energy Electric Supply (MBE)	Electrical Equipment	\$330,000.00	20.03%
Kossmann Contracting Company, Inc. (SBE)	SWPPP	\$ 4,418.00	0.27%
Aggregate Technologies (SBE)	Construction Equipment	\$ 8,000.00	0.49%
J.A. Gamez Trucking Services (SBE)	Trucking Services	\$ 2,000.00	0.12%
Teague Industrial Sales & Services (SBE)	Piping	<u>\$ 78,000.00</u>	<u>4.73%</u>
	Total	\$428,418.00	26.0%

SUBJECT: Professional Engineering Services Contract between the City and R. G. Miller Engineers, Inc. for Local Drainage Project Negotiated Design Work Orders: WBS No. M-000126-0077-3	Page 1 of 2	Agenda Item # 30
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/9/13	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: All 
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For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Approve a Professional Engineering Services Contract with R.G. Miller Engineers, Inc. and appropriate funds.

Amount and Source of Funding:
 \$460,000.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF. *U.P. 11/14/2012*

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 Division with certain large-scale storm water drainage system repairs.

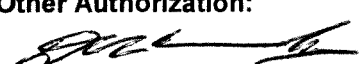
LOCATION: The project location and limits will be established and defined by each work order.

SCOPE OF CONTRACT AND FEE: Under the terms of the Contract, the Consultant will perform Basic and Additional Services for Phase I - Preliminary Design (Screening), Phase II - Final Design and Phase III - Construction Services, as defined by the work order. The Basic and Additional Services Fee for each work order will be negotiated based on the scope of service required and all Phases will be paid on a reimbursable basis with authorization not-to-exceed the agreed amount.

The total cost of this project is \$460,000.00 to be appropriated as follows: \$400,000.00 for contract services and \$60,000.00 for CIP Cost Recovery.

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

LTS No. 3986 CUIC ID# 20RDP06

Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Professional Engineering Services Contract between the City and R.G. Miller Engineers, Inc. for Local Drainage Project Negotiated Design Work Orders WBS No. M-000126-0077-3	Originator's Initials 	Page 2 of 2
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M/WBE INFORMATION: The M/WBE goal for this project is set at 15%. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Grounds Anderson, LLC	H&H Engineering Support	\$10,000.00	2.50%
2. HVJ Associates, Inc.	Geotechnical Services	\$30,000.00	7.50%
3. Kuo & Associates, Inc	Survey Services	\$20,000.00	5.00%
TOTAL		<u>\$60,000.00</u>	<u>15.00%</u>





DWK:DRM:RK:DPS:RDP:klw

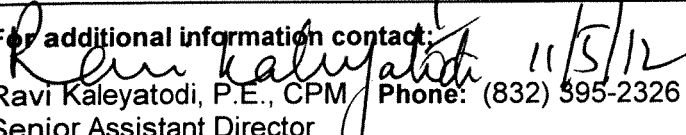
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c: File No. M-000126-0077-3

SUBJECT: Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc. for Local Drainage Project Negotiated Design Work Orders: WBS No. M-000126-0078-3	Page 1 of 2	Agenda Item # 31
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/10/13	Agenda Date JAN 16 2013
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: All 
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For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Approve a Professional Engineering Services Contract with SES Horizon Consulting Engineers, Inc. and appropriate funds.

Amount and Source of Funding:
 \$460,000.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF. *M.P. 11/13/2012*

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 Division with certain large-scale storm water drainage system repairs.

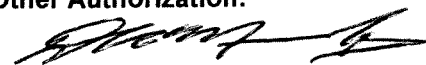
LOCATION: The project location and limits will be established and defined by each work order.

SCOPE OF CONTRACT AND FEE: Under the terms of the Contract, the Consultant will perform Basic and Additional Services for Phase I - Preliminary Design (Screening), Phase II - Final Design and Phase III - Construction Services, as defined by the work order. The Basic and Additional Services Fee for each work order will be negotiated based on the scope of service required and all Phases will be paid on a reimbursable basis with authorization not-to-exceed the agreed amount.

The total cost of this project is \$460,000.00 to be appropriated as follows: \$400,000.00 for contract services and \$60,000.00 for CIP Cost Recovery.

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

LTS No. 3987 CUIC ID# 20RDP07 *AD*

Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc. for Local Drainage Project Negotiated Design Work Orders: WBS No. M-000126-0078-3	Originator's Initials DP	Page 2 of 2
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M/WBE INFORMATION: The M/WBE goal for this project is set at 15%. The Consultant has proposed the following firms to achieve this goal.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. JAG Engineering, Inc.	Engineering & Survey Services	\$50,000.00	12.50%
2. 4Site Civil Engineering, LP	Engineering Services	\$10,000.00	2.50%
TOTAL		<u>\$60,000.00</u>	<u>15.00%</u>

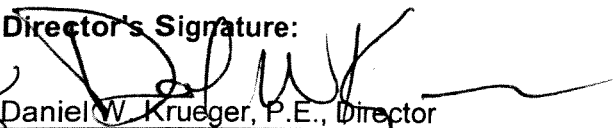


 DWK:DRM:RK:DPS:RDP:klw

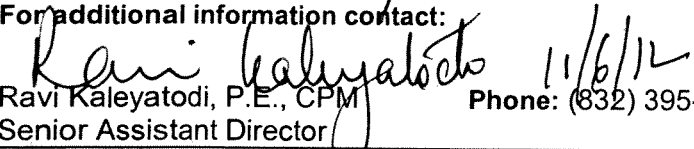
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c: File No. M-000126-0078-3

SUBJECT: Professional Engineering Services Contract between the City and Alan Plummer Associates, Inc. for Odor Control Improvements for City's Wastewater Systems WBS No. R-000020-0010-3	Page 1 of 2	Agenda Item # 32
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/10/13	Agenda Date JAN 16 2013
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Director's Signature:  Daniel W. Krueger, P.E., Director	Council District affected: ALL 
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For additional information contact:  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
An ordinance approving a Professional Engineering Services Contract with Alan Plummer Associates, Inc. and appropriate funds.

Amount and Source of Funding: \$500,000.00 Water and Sewer System Consolidated Construction Fund No. 8500.
M.F. 11/14/2012


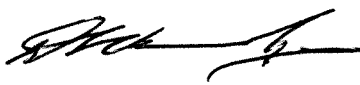
PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Wastewater Systems Odor Control and Improvements program.

DESCRIPTION/SCOPE: This project consists of the design of odor control and improvements for wastewater facilities and systems.

LOCATION: The Contract will encompass locations throughout the City as determined by the Department of Public Works and Engineering.

SCOPE OF CONTRACT AND FEE: Under the scope of this Contract, the Consultant will prepare required construction documents in support of odor control system design for various wastewater treatment plants and collection systems as identified and requested in writing through individual work orders. Each work order will be initiated and negotiated through a work order process that will include the specific and defined scope of work.
The total cost of this project is \$500,000.00 to be appropriated as follows: \$438,000.00 for Contract services and \$62,000.00 for CIP Cost Recovery.

LTS No. 3983	CUIC ID #20AKH33
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Finance Department:	Other Authorization:  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date

SUBJECT: Professional Engineering Services Contract between the City and Alan Plummer Associates, Inc. for Odor Control Improvements for City's Wastewater Systems
WBS No. R-000020-0010-3

**Originator's
Initials**

**Page
2 of 2**

PAY OR PLAY PROGRAM:

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

M/WBE INFORMATION: Alan Plummer Associates, Inc. is committed to achieving the 24% M/WBE overall goal set for this contract. The following M/WBE firms will provide services for this project. Due to the work order nature of this project, specific distribution between MWBE firms will be dependent upon the scope of work for the tasks issued by the City.

Name of Firms

Work Description

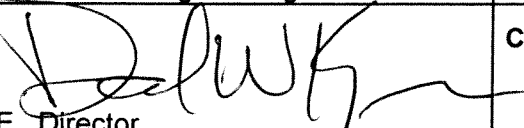

- | | |
|---------------------------------|-----------------------------------|
| 1. Gupta & Associates, Inc. | Electrical Engineering Services |
| 2. Geotest Engineering, Inc. | Geotechnical Engineering Services |
| 3. Knudson, LP | Public Relations and Outreach |
| 4. Windrose Land Services, Inc. | Land Planning/Surveying |
| 5. Neera Associates, Inc. | Engineering Consulting Services |

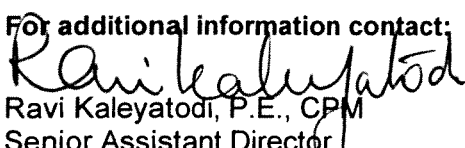
DWK:DRM:RK:EN:BZ:AKH:pa

c: File No. R-000020-0010-3

SUBJECT: Professional Engineering Services Contract between the City and Klotz Associates, Inc. for North Corridor Consolidation Package 1A. WBS No. R-000536-0017-3.	Page 1 of 2	Agenda Item # 33
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date 1/10/13	Agenda Date JAN 16 2013
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Director's Signature:  Daniel W. Krueger, P.E., Director	Council District affected: B 
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For additional information contact: <i>case</i>  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326	Date and identification of prior authorizing Council action: 11/30/12
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RECOMMENDATION: (Summary)
An ordinance approving a Professional Engineering Services Contract with Klotz Associates, Inc. and appropriate funds.

Amount and Source of Funding: \$658,468.00 Water and Sewer System Consolidated Construction Fund No. 8500.
M.P. 12/19/2012

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to implement a consolidation plan for the wastewater treatment plant facilities located in the north central area.

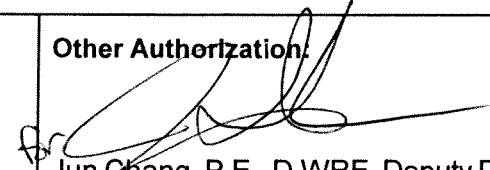

DESCRIPTION/SCOPE: This project consists of the design of a 54-inch sewer tunnel.


LOCATION: The project area is generally beginning at Aldine-Westfield @ Rankin Rd, going south along Aldine-Westfield Road, then west along Hardy Airport Connector Corridor and ending at HCFCD Ditch No. P155-00-00. The project is located in Key Map Grids 373L and M.

SCOPE OF CONTRACT AND FEE: Under the scope of the Contract, the Consultant will perform Phase I - Preliminary Design, Phase II - Final Design, Phase III - Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on cost of time and materials with not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount after the completion of Phase I. The negotiated maximum for Phase I Basic Services is \$45,270.00. The total Basic Services appropriation is \$278,685.00

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include route topographical surveying services, right of way/easement/parcel acquisition survey services, geotechnical investigations, environmental site assessments, subsurface investigations, tree protection plan, traffic control plans, storm water pollution prevention plans, reproduction services, drug testing and compliance, technical review committee meetings, and independent cost estimates. The total Additional Services appropriation is \$293,896.00.

LTS No. 4114 CUIC ID# 20AKH34 *MDT*

Finance Department:	Other Authorization:  Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	SUBJECT: Professional Engineering Services Contract between the City and Klotz Associates, Inc. for North Corridor Consolidation Package 1A. WBS No. R-000536-0017-3.	Originator's Initials 	Page 2 of 2
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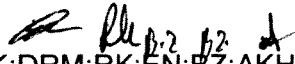
The total cost of this project is \$658,468.00 to be appropriated as follows: \$572,581.00 for Contract services and \$85,887.00 for CIP Cost Recovery.

PAY OR PLAY PROGRAM:

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

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

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. CivilTech Engineering, Inc.	Engineering Support	\$ 25,000.00	4.37%
2. United Engineers, Inc.	Land Surveying Services	\$ 92,000.00	16.07%
3. Kit Professionals, Inc.	Engineering Services	\$ 50,000.00	8.73%
4. Associated Testing Laboratories, Inc.	Engineering Services	\$ 69,000.00	12.05%
	TOTAL	\$236,000.00	41.22%


 DWK:DRM:RK:EN:BZ:AKH:pa
 for
 c: File No. R-000536-0017-3

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

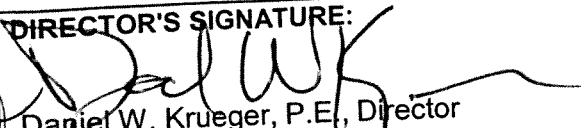
SUBJECT: Professional Engineering Services Contract between the City and Isani Consultants, L.P. for Engineering Services associated with the design of Water Line Replacements in Shepherd Forest II Area: WBS No. S-000035-0192-3 and Blalock Area: WBS No. S-000035-0193-3.

Page 1 of 2
Agenda Item # 34

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

Origination Date: 1/10/13

Agenda Date: JAN 16 2013

DIRECTOR'S SIGNATURE: 
Daniel W. Krueger, P.E., Director

Council District affected: A, C & H MB

For additional information contact: *sup* Ravi Kaleyatodi, P.E. CPM Senior Assistant Director
Phone: (832) 395-2326 10/24/12

Date and identification of prior authorizing Council action:

RECOMMENDATION: (Summary)
Approve Engineering Services Contract with Isani Consultants, L.P. and appropriate funds.

Amount and Source of Funding:
\$1,344,600.00 from Water and Sewer System Consolidated Construction Fund No. 8500. *W.P. 10/29/2012*

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

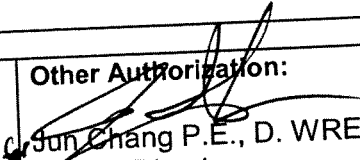
DESCRIPTION/SCOPE: This project consists of the design of approximately 61,115 linear feet of water lines with all related appurtenances in the Shepherd Forest II Area and Blalock Area.

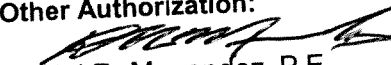
The contract duration is 290 calendar days.

LOCATION: This project is located in the following key map grids:

Project	Bounded By	Key Map Grid	Council District
1. Shepherd Forest II Area:	Sara Rose and W. 34th St. on the north, IH 610 loop on the south, Yale St. on the east and Ansbury Dr. and Alba Rd on the west.	452 P, Q & R	C & H
2. Blalock Area:	Area 1: Sowden Rd and Pitner Rd on the north, Rannie Rd on the south, Sowden Rd on the east and Hollister Rd on the west.	450M	A
	Area 2: Steadmont St from Pinemont Dr on the north to Hempstead Rd on the south.	450H	A

LTS No. 3931
Finance Department:

Other Authorization: 
Jun Chang P.E., D. WRE
Deputy Director
Public Utilities Division

Other Authorization: 
Daniel R. Menendez, P.E.
Deputy Director
Engineering & Construction Division

CUIC ID # 20MB119

<u>Project</u>	<u>Bounded By</u>	<u>Key Map Grid</u>	<u>Council District</u>
Area 3:	A: Colleen Rd on the north, Kempwood Dr on the south, Springrock Ln on the east and Lively Ln on the west.	450K	A
	B: Colleen Rd on the north, Alcott Dr on the south, Hollister Rd on the east and Blalock Rd on the west.	450L, Q & R	A

SCOPE OF CONTRACT AND FEE: Under the scope of the contract, the consultant, Isani Consultants, L.P., will perform phase I - preliminary design, phase II - final design, phase III - construction phase services and additional services. The basic services fee for phase I is based on the cost of time and materials with a not-to-exceed agreed upon amount. The basic services fees for phase II and phase III will be negotiated on a lump sum basis after the completion of phase I. The negotiated maximum for phase I basic services is \$81,000.00. The total basic services appropriation is \$503,000.00.

The contract also includes certain additional services to be paid either as lump sum or on a reimbursable basis. The additional services include surveying, geotechnical investigation, environmental assessment, traffic control plans and storm water pollution prevention. The total additional services appropriation is \$666,100.00.

The total cost of this project is \$1,344,600.00 to be appropriated as follows: \$1,169,100.00 for contract services and \$175,500.00 for CIP Cost Recovery.

	<u>Contract Services</u>	<u>CIP Cost Recovery</u>	<u>Cost of Project</u>
Shepherd Forest II Area	\$581,400.00	\$87,300.00	\$668,700.00
Blalock Area	\$587,700.00	\$88,200.00	\$675,900.00
Total	\$1,169,100.00 +	\$175,500.00	= \$1,344,600.00

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 project is set at 24%. The engineer has proposed the following firms to achieve this goal.

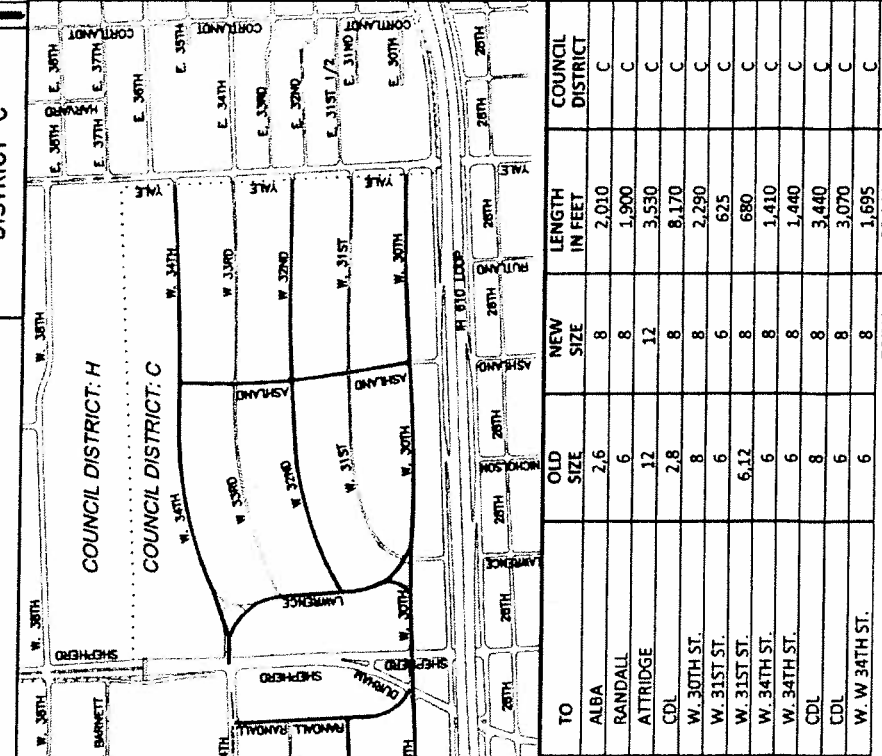
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Kuo & Associates, Inc.,	Topographic Survey	\$139,710.00	11.95%
2. Othon, Inc.	Environmental Engineering	\$37,000.00	3.16%
3. United Engineers, Inc.	Topographic Survey	\$143,050.00	12.24%
4. B & E Reprographics, Inc.	Reproduction Services	\$11,100.00	0.95%
	TOTAL	\$330,860.00	28.30%

[Handwritten signatures]
 DWK:DRM:RK:HH:ACM:MB:ofa
 H:\design\A-WS-DIV\WPDATA\BM35-Isani\RCA Package\RCA.doc
 File S-000035-0192 & 0193-3

WATER LINE REPLACEMENT IN SHEPHERD FOREST II AREA
 WBS NO. S-000035-0192-3

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING AND CONSTRUCTION DIVISION

KEY MAP: 452 P,Q,R
 DISTRICT C



STREET NAME	FROM	TO	OLD SIZE	NEW SIZE	LENGTH IN FEET	COUNCIL DISTRICT
W. 31ST ST.	N. LOOP W.	ALBA	2.6	8	2,010	C
W. 31ST ST.	DUNSMERE	RANDALL	6	8	1,900	C
STONECREST	ANSBURY	ATTRIDGE	12	12	3,530	C
W. 30TH ST.	W. 31ST ST.	CDL	2.8	8	8,170	C
ALBA	SARA ROSE	W. 30TH ST.	8	8	2,290	C
DUNSMERE	W. 30TH ST.	W. 31ST ST.	6	6	625	C
ATTRIDGE	W. 30TH ST.	W. 31ST ST.	6.12	8	680	C
RANDALL	W. 30TH ST.	W. 34TH ST.	6	8	1,410	C
LAWRENCE	W. 30TH ST.	W. 34TH ST.	6	8	1,440	C
W. 34TH ST.	LAWRENCE	CDL	8	8	3,440	C
W. 32ND ST.	LAWRENCE	CDL	6	8	3,070	C
ASHLAND	W. W. 30TH ST.	W. W. 34TH ST.	6	8	1,695	C
TOTAL					30,260	

EXHIBIT B
 VICINITY MAP
 SCALE: NTS DATE: 10/11/12

LEGEND:
 STREET WITH PROPOSED WATER LINE REPLACEMENT
 VICINITY STREETS
 CDL COUNCIL DISTRICT LIMIT

CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 WATER LINE REPLACEMENT
 IN SHEPHERD FOREST II AREA
 WBS NO. S-000035-0192-3

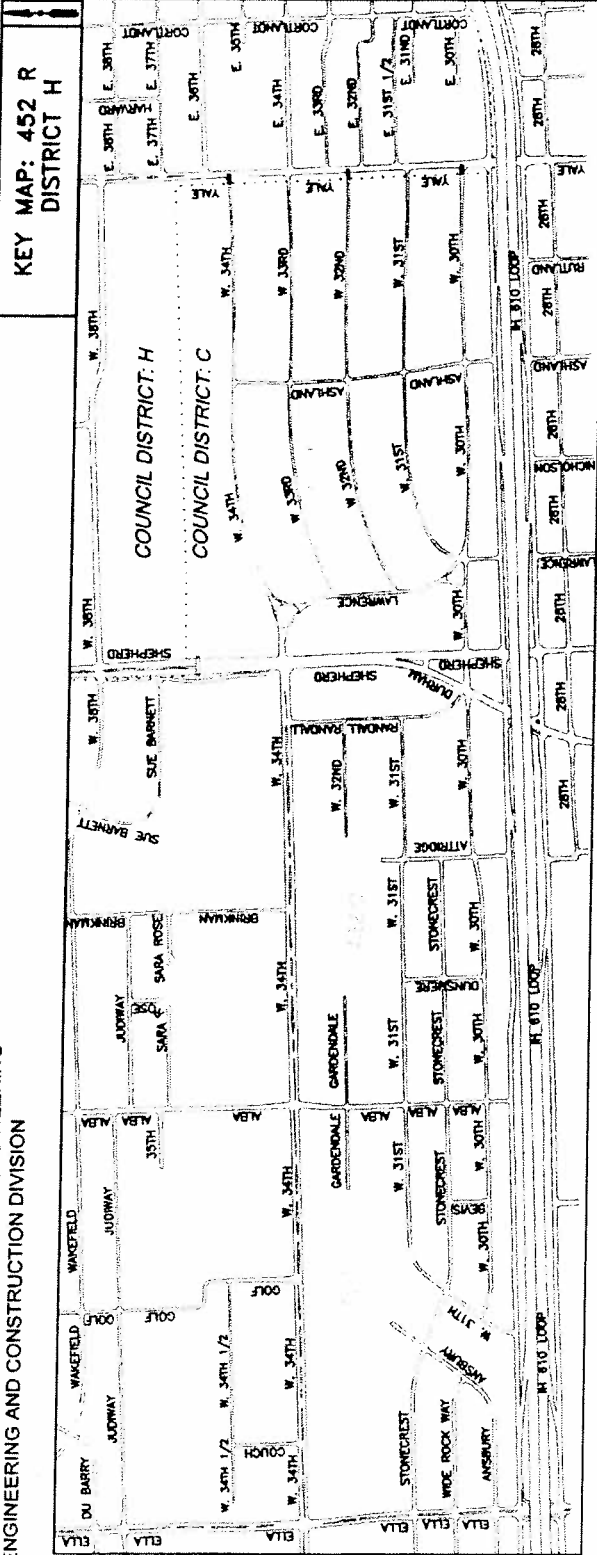
COUNCIL DISTRICT: C
 COUNCIL MEMBER:
 ELLEN COHEN



iSani
 CONSULTING
 3143 YELLOWSTONE BLVD
 HOUSTON, TX 77054
 TEL: (713) 747-3899 FAX: (713) 746-0746

WATER LINE REPLACEMENT IN SHEPHERD FOREST II AREA
WBS NO. S-000035-0192-3

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ENGINEERING AND CONSTRUCTION DIVISION



STREET NAME	FROM	TO	OLD SIZE	NEW SIZE	LENGTH IN FEET	COUNCIL DISTRICT
W. 30TH ST.	CDL	YALE	2,8	8	50	H
W. 34TH ST.	CDL	YALE	8	8	50	H
W. 32ND ST.	CDL	YALE	6	8	50	H
				TOTAL	150	



COUNCIL DISTRICT: H
 COUNCIL MEMBER:
 EDWARD GONZALEZ

CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
WATER LINE REPLACEMENT
IN SHEPHERD FOREST II AREA
WBS NO. S-000035-0192-3

LEGEND:
 — STREET WITH PROPOSED WATER LINE REPLACEMENT
 - - - VICINITY STREETS
 CDL COUNCIL DISTRICT LIMIT

EXHIBIT B

VICINITY MAP

SCALE: NTS DATE: 10/11/12

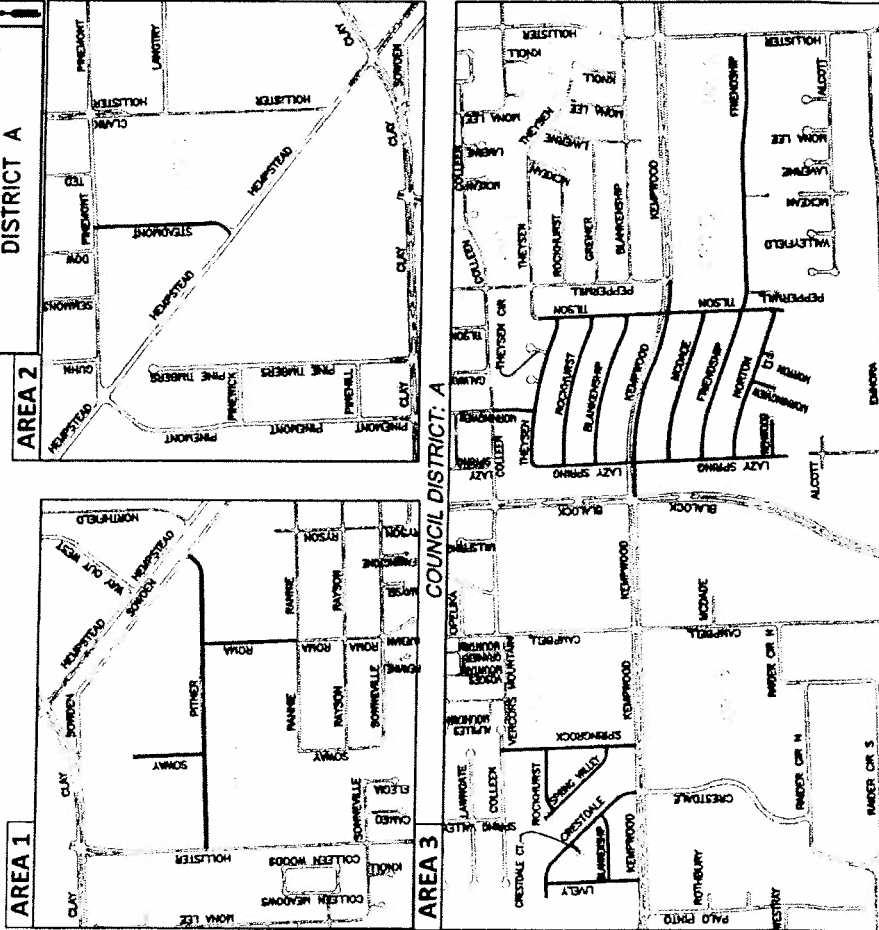


3143 YELLOWSTONE BLVD
 HOUSTON, TX 77054
 TEL (713) 747-2000 FAX (713) 748-2748

WATER LINE REPLACEMENT IN BLALOCK AREA
 WBS NO. S-000035-0193-3

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING AND CONSTRUCTION DIVISION

KEY MAP: 450 H,K,L,M,Q,R
 DISTRICT A



STREET NAME	FROM	TO	OLD SIZE	NEW SIZE	LENGTH (FEET)	COUNCIL DISTRICT
PITNER	HEMPSTEAD	HOLLISTER	12	12	3,005	A
ROMA	PITNER	RANNIE	8	8	985	A
SOWAY	PITNER	END (NORTH)	8	8	725	A
STEADMONT	PINEMONT	HEMPSTEAD	8	8	1,380	A
SPRING ROCK	KEMPWOOD	COLLEEN	8	8	1,280	A
SPRING VALLEY	SPRING ROCK	END (NW)	6	8	920	A
ROCKHURST	SPRING ROCK	SPRING VALLEY	6	6	630	A
LIVELY	KEMPWOOD	CRESTDALE	6	8	840	A
BLANKENSHIP	LIVELY	CRESTDALE	6	6	675	A
CRESTDALE	KEMPWOOD	END (WEST)	8	8	1,310	A
CRESTDALE CT	CRESTDALE	END (SW)	2	4,6	200	A
LAZY SPRING	THEYSEN	END (SOUTH)	8	8	2,270	A
MORNING VIEW	THEYSEN	COLLEEN	8	8	390	A
THEYSEN	LAZY SPRING	TILSON	8	8	1,365	A
ROCKHURST	LAZY SPRING	TILSON	6	8	1,425	A
BLANKENSHIP	LAZY SPRING	TILSON	6	8	1,430	A
KEMPWOOD	BLALOCK	PEPPERMILL	12	12	1,990	A
FRIENDSHIP	TILSON	HOLLISTER	8	8	2,470	A
MCDADE	LAZY SPRING	TILSON	6	8	1,435	A
FRIENDSHIP	LAZY SPRING	TILSON	6	8	1,455	A
NORTON	LAZY SPRING	TILSON	8	8	1,445	A
RENWOOD	LAZY SPRING	END (EAST)	4	6	400	A
TILSON	THEYSEN	END (SOUTH)	8	8	2,240	A
MORNINGVIEW	NORTON	END (SOUTH)	4	6	270	A
NORTON CT	NORTON	NORTON	2	4	170	A
				TOTAL	30,705	



COUNCIL DISTRICT: A
 COUNCIL MEMBER:
 HELENA BROWN

CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

WATER LINE REPLACEMENT
 IN BLALOCK AREA
 WBS NO. S-000035-0193-3

LEGEND:
 STREET WITH PROPOSED WATER LINE REPLACEMENT
 VICINITY STREETS

EXHIBIT B
 VICINITY MAP

SCALE: NTS DATE: 10/11/12



3143 YELLOWSTONE BLVD
 HOUSTON, TX 77054
 TEL: (713) 740-2288 FAX: (713) 740-9788

35
JAN 28 2013

MOTION NO. 2013 0015

MOTION by Council Member Gonzalez that an item be placed on the Agenda of January 16, 2013, to receive nominations for Positions Four, Five, Six and Seven on the Houston Ethics Commission, for two-year staggered terms.

Seconded by Council Member Pennington and carried.

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

Council Member Adams absent due to being ill

Council Member Hoang absent on City business

PASSED AND ADOPTED this 9th day of January, 2013.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 15, 2013.

City Secretary

36
JAN 23 2013

MOTION NO. 2013 0016

MOTION by Council Member Gonzalez that an item be placed on the Agenda of January 16, 2013, to receive nominations for Positions One, Two and Three on the Houston Area Library Automated Network (H.A.L.A.N.) Advisory Board, for two-year terms.

Seconded by Council Member Bradford and carried.

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

Council Member Adams absent due to being ill

Council Member Hoang absent on City business

PASSED AND ADOPTED this 9th day of January 2013.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is January 15 2013.

City Secretary



CITY OF HOUSTON

Office of the Mayor

37

Interoffice

Correspondence

JAN 23 2013

ac

To: Anna Russell
City Secretary

From: Jenn Char,
Director of External Affairs

Date: January 11, 2013

Subject: **Houston Municipal Employee
Pension System
Council Appointment**

NON-CONSENT AGENDA

MISCELLANEOUS

Motion to set a date not less than seven (7) days from January 16, 2013 to receive nominations for Position 10 of the Houston Municipal Employees Pension System Board of Trustees. The three year term of the current member expired June 1, 2011:

Position 10

Justo Penn Gonzalez

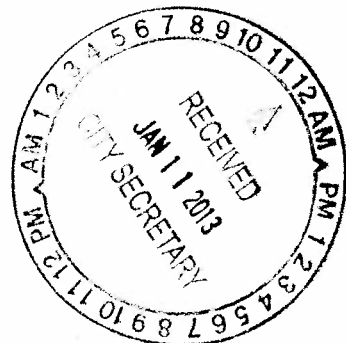
Nominated by CM Clutterbuck

Nominees must have expertise in at least one of the following areas:

- Accounting, financial, pension, investment or actuarial.

JC/jsk

cc: Ms. Marta Crinejo





CITY OF HOUSTON

Office of the Mayor

380
38A
AC
Interoffice
Correspondence

To: Anna Russell
City Secretary

From: Jenn Char
Director of External Affairs

Date: January 11, 2013

Subject: Nominations for Position 7 on
the Port of Houston Authority of
Harris County

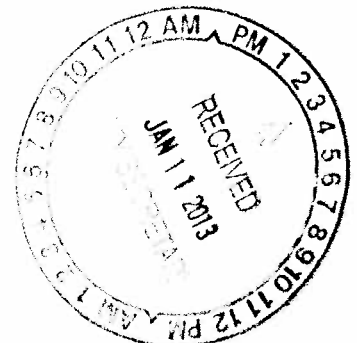
In order to confirm a new appointee prior to the January 22nd, 2013 Port of Houston Authority Commission meeting, please include the following on the January 16th Council agenda:

NON-CONSENT AGENDA MISCELLANEOUS

Motion to suspend the rules for the purpose of receiving nominations for and confirming the nomination of a new member of the Port of Houston Authority of Harris County, Position 7, for a two year term.

JC/jsk

cc: Ms. Marta Crinejo



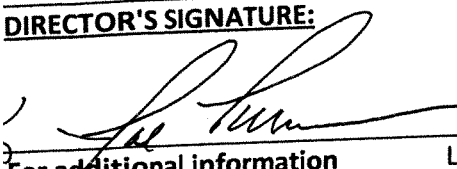
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary
Subject: Motion establishing a date for a public hearing on the decommissioning of a portion of Levy Park

Category #	Page 1 of 1	Agenda Item 39
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FROM (Department or other point of origin):
Houston Parks and Recreation Department

Origination Date: January 9, 2013	Agenda Date
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DIRECTOR'S SIGNATURE:

 Joe Turner, Director

Council District(s) affected: C

For additional information contact: Luci Correa, 832-395-7057

Date and Identification of prior authorizing Council Action: Not applicable

RECOMMENDATION: (Summary): Approve a Motion establishing a date for a public hearing on the decommissioning of 2.1748 acres of Levy Park to allow for redesign and future expansion of the park.

Amount of Funding: No funding required **HEARING 9A.M. 2-13-13**

Finance Budget:

SPECIFIC EXPLANATION:

The Parks and Recreation Department is currently in the planning stages of a project with the Upper Kirby Redevelopment Authority to redesign the current Levy Park to increase the size, visibility and usefulness of the park for neighboring residents.

The first step of the project is to decommission a portion of the park, which will be followed by the Upper Kirby Redevelopment Authority's conveyance to the city of a slightly larger parcel of new park land. The result of the project will be a redesign and expansion of Levy Park from 5.521 acres to 6.0001 acres. The new orientation improves the park's visibility and makes the park more accessible to neighboring residents, by providing park access from Eastside and Wakeforest Streets where currently it is only accessible from Eastside Street. The project will also involve construction of a playground, a dog park, a community garden, and other new park facilities.

The Parks and Recreation Department along with the Upper Kirby Redevelopment Authority have determined that there is no feasible or prudent alternative to the decommissioning of this portion of Levy Park in order to facilitate the future steps in the project. In addition, the project has included all reasonable planning to minimize harm to Levy Park resulting from the decommissioning of the land. The size of the park will be larger after completion of all phases of the project and the new park facilities and new orientation of the park will be an overall benefit the neighboring residents.

Proposed date of the public hearing is Wednesday, February 13, 2013 at 9:00 a.m.

Finance Director:	Other Authorization:	Other Authorization:
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JAN 28 2013

MOTION NO. 2013 0004

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

Item 22 - Ordinance relating to the Retail Gas Utility Rates of CenterPoint Energy Resources Corp. d/b/a CenterPoint Energy Entex and as CenterPoint Energy Texas Gas; requiring a rate filing; maintaining current rates in effect until changed

Seconded by Council Member Adams and carried.

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

Council Members Cohen and Laster absent on personal business

Council Member Hoang absent on City business

PASSED AND ADOPTED this 2nd day of January, 2013.

Pursuant to Article VI, Section 6 of the City Charter, the
effective date of the foregoing motion is January 8, 2013.


City Secretary

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary RCA#
Subject: AN ORDINANCE RELATING TO THE RETAIL GAS UTILITY RATES OF CENTERPOINT ENERGY ENTEX; REQUIRING A RATE FILING; MAINTAINING CURRENT RATES IN EFFECT UNTIL CHANGED

Category #	Page 1 of 1	Agenda Item
40	22	20

FROM (Department or other point of origin): Alfred J. Moran, Jr., Director Administration & Regulatory Affairs Department	Origination Date December 7, 2012	Agenda Date DEC 19 2012 JAN 23 2013
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DIRECTOR'S SIGNATURE 	Council District(s) affected All
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For additional information contact: Tina Paez Phone: (713) 837-9630 Alisa Talley Phone: (713) 837-0849	Date and Identification of prior authorizing Council Action: July 25, 2012: Ordinance No. 2012-662
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RECOMMENDATION: (Summary)
 Adopt an ordinance relating to the retail gas utility rates of CenterPoint Energy Entex; requiring a rate filing; maintaining current rates in effect until changed.

Amount of Funding: N/A	ARA Budget
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SOURCE OF FUNDING: N/A

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department (ARA) recommends that Council adopt an ordinance relating to the retail gas utility rates of CenterPoint Energy Resources Corp. D/B/A CenterPoint Energy Entex, and CenterPoint Energy Texas Gas ("CenterPoint"); requiring a rate filing; and maintaining current rates in effect until changed. CenterPoint provides natural gas distribution services in the Houston metropolitan area. CenterPoint serves approximately 396,000 Houston customers including 370,000 residential, 24,000 small general service and 2,300 large volume customers.

The City exercises exclusive original jurisdiction over the rates, operations and services of CenterPoint under the provisions of the Gas Utility Regulatory Act (GURA) for customers within city limits. As municipal regulator, the City has a legal obligation to ensure customers are charged *just and reasonable rates* and utilities receive a *reasonable opportunity to earn a reasonable return* on their invested capital necessary to maintain the financial integrity of the utility and health of their infrastructure. A utility may not earn more than a *fair return* on the adjusted value of the invested capital.

On March 30, 2012, CenterPoint filed an annual earnings monitoring report (EMR) with the City. ARA reviewed the EMR and the Company's U.S. Securities and Exchange Commission filings (including quarterly and annual financial reports.) The results of this preliminary review indicated that the company might be significantly over-earning, raising questions regarding the reasonableness of the utility's existing rates. Therefore, on July 25, 2012 City Council approved Ordinance No. 2012-662 opening a formal rate inquiry to determine if the utility's existing rates are just and reasonable. The City engaged a team of experts to assist with the inquiry.

The expert's preliminary findings suggest CenterPoint may be over-earning by more than \$15.7 million, or 48.16% more than its estimated allowed revenue requirement. Based on these findings, ARA has sufficient reason to believe the Company's current rates are unreasonable and a rate decrease may be warranted. In order to determine just and reasonable rates, a full base rate proceeding is necessary.

ARA believes it is in the best interest of CenterPoint customers within Houston that the City initiate a full base rate proceeding, and require CenterPoint to submit a rate filing package (for the historical test year ending September 30, 2012). Pursuant to GURA, the burden is on the utility to show cause that a rate decrease is not in order. Therefore, ARA recommends that City Council adopt an ordinance relating to the retail rates of CenterPoint Entex, requiring a rate filing and maintaining current rates in effect until changed.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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Memorandum

To: Mayor Annise Parker
Houston City Council Members

From: Alfred J. Moran, Jr., Director

Date: December 13, 2012

Subject: CenterPoint Entex Formal Gas Rate Inquiry

The Administration & Regulatory Affairs Department (ARA) has completed its preliminary review of CenterPoint Energy's earnings related to its gas operations in the Houston area. Based on this review, ARA has sufficient reason to believe existing rates are not reasonable and a rate decrease may be warranted. As a result, ARA and the Legal Department met with CenterPoint representatives to attempt to correct any misunderstanding about CenterPoint's earnings; however, these discussions have not resulted in any change to our preliminary findings. ARA believes a full base rate proceeding is necessary to determine just and reasonable rates for Houston customers. While ARA and the Legal Department will continue to attempt to negotiate in good faith with CenterPoint to ensure reasonable rates for our citizens, at this time ARA recommends that Council move forward with an Ordinance requiring CenterPoint Energy Resources Corp., D/B/A CenterPoint Energy Entex and CenterPoint Energy Gas – Houston Division ("CenterPoint") to submit a rate filing package to the City. The following report summarizes the findings of our review.

Background

The City exercises original jurisdiction over the rates, operations and services of CenterPoint for customers within the city limits. CenterPoint serves approximately 395,000 Houston gas services customers including 370,000 residential, 24,000 small general service, and 2,300 large volume customers. There are over 900,000 gas services customers throughout the entire Houston Division.

As municipal regulator, the City has an obligation to balance the interests of the public utility with the interests of the customers. Customers are entitled to receive safe, adequate and reliable utility services at just and reasonable rates. Public utilities are entitled to a reasonable opportunity to recover their reasonable and necessary costs of providing utility service and to earn a fair return on their investment. *A utility may not earn more than a fair return on the adjusted value of its invested capital.*

Since 2010, CenterPoint requested, and was granted by the Texas Railroad Commission, three consecutive rate increases, resulting in an approximate \$17 million annual revenue increase —

- \$5.1 million increase in 2010 — Gas Utility Docket (GUD) No. 9902, 2009 Statement of Intent to Increase Rates in the Houston Division;
- \$2.5 million in 2011 — 2011 Gas Reliability Infrastructure Program (GRIP) Interim Rate Adjustment; and
- \$9.4 million in 2012 — 2012 GRIP Interim Rate Adjustment.¹

City of Houston



Administration &
Regulatory Affairs

¹ The annual GRIP interim rate adjustments are subject to true-up in the next full base rate case.

As a result of these actions, over a three-year period, the residential fixed customer charge increased by approximately 37.81%. The large general service fixed customer charge increased by 18.52%. Small general service customers, on the other hand, experienced an overall decrease of approximately 15.23%. The table below illustrates the overall impact of the three-year consecutive rate adjustments on the fixed customer charge for all retail customer classes.

Fixed Customer Charge Increase 2010 to 2012						
Customer Class	2009 Rates	2009/2010 Rate Increase	2011 GRIP Increase	2012 GRIP Increase	\$ Increase/ Decrease	% Increase/ Decrease
Residential	\$ 10.50	\$ 13.54	\$ 13.74	\$ 14.47	\$ 3.97	37.81%
Small General Service	\$ 18.85	\$ 14.59	\$ 14.88	\$ 15.98	\$ (2.87)	-15.23%
Large General Service	\$ 186.00	\$ 191.00	\$ 196.57	\$ 220.45	\$ 34.45	18.52%

Gas Utility Rate Investigation

On March 30, 2012, CenterPoint filed an annual Earnings Monitoring Report (EMR) with the City of Houston. A review of the EMR indicated that the Company might be significantly over-earning, raising questions regarding the reasonableness of existing rates. Therefore, on July 25, 2012 City Council approved Ordinance No. 2012-662 initiating a formal rate inquiry into CenterPoint's gas rates. The City engaged a team of experts to assist with the inquiry.

City experts thoroughly reviewed the Company's 2011 EMR and U.S. Securities and Exchange Commission filings (including quarterly and annual financial reports). City experts also issued and reviewed the Company's responses to three rounds of requests for information. Based on information provided by the Company that allowed us to examine changes in revenues, rate base and expenses through the first three quarters of 2012, our experts recommended several adjustments to the Company's reported EMR earnings. As a result, the experts' preliminary findings indicate CenterPoint may be over-earning by as much as \$15 million, or 48.16% more than the estimated allowed revenue requirement. The more significant recommended adjustments to the Company's reported EMR earnings are summarized below:

- **Revenues** – Our experts' analysis indicates that the Company's 2011 EMR understates revenues by a total of \$13.2 million. Of this amount, \$10.9 million is related to the revenues associated with the 2010 and 2011 GRIP Interim Rate Adjustments (\$1.5 million and \$9.4 million, respectively). While the company is currently collecting the revenues through rates charged to customers, the \$10.9 million in revenues is not captured in the 2011 EMR. The additional \$2.3 million in understated revenues relates to customer growth that is not taken into account in the EMR. According to our experts, the increase in the residential customer class of more than 13,000 customers in the first nine months of 2012 adds approximately \$2.3 million in annual revenues.
- **Operations & Maintenance (O&M) Expense** – Our experts discovered that while revenues are understated in the EMR, O & M expenses are overstated by \$4.4 million, due in large part to

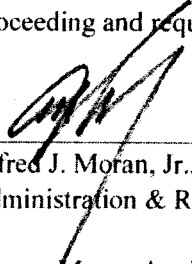
increased recovery of associated bad debt and changes in meter reading costs associated with the deployment of Encoder/Receiver/Transmitter (ERT) devices.

- **Depreciation** – Depreciation expense is also overstated, by an estimated \$3.2 million, in the 2011 EMR. The increased deployment of ERT devices results in a higher depreciation rate. Therefore, the estimated annual depreciation expense through September 2012 is \$3.2 million more than the level reflected in the 2011 EMR.
- **Pension Expense** – Approximately \$2.4 million in pension expense is not currently recovered in rates. In this instance, absent a base rate case, CenterPoint will book \$2.4 million of pension expense into a deferred account for future recovery. In determining the earnings level, the amount booked into the deferred account must be considered additional earnings.

Accounting for the understatements and overstatements in the EMR as noted above, these adjustments result in current earnings that are almost \$15 million more than the estimated revenue requirement approved for CenterPoint in its last base rates case.

Recommendation

As stated previously, ARA and the Legal Department will continue to negotiate with CenterPoint to reach a balanced resolution for the ratepayers and the utility; however, in light of the experts' findings, which indicate that CenterPoint is over-earning in excess of approximately \$15 million annually, at this time ARA recommends City Council move forward and adopt an ordinance requiring a City-initiated rate-case proceeding and requiring CenterPoint to submit a rate filing package to the City within 90 days.²



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

cc: Mayor Annise Parker
James Koski
David Feldman
Janice Evans

² The potential cost of a full base rate case cannot be fully anticipated at this time. However, the last rate case (GUD 9902) resulted in rate case expenses totaling \$2.9 million (a one-time expense recovered over a 12-month period through a fixed-price surcharge). The amount allocated to the residential customer totaled \$0.24 per month (or \$2.88 total) versus CenterPoint's proposed \$4.25 monthly increase (or annual \$51.00 increase). Of the \$2.9 million, the City of Houston incurred approximately \$1.0 million.