# AGENDA - COUNCIL MEETING - TUESDAY - MAY 14, 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 - MAY 15, 2013 - 9:00 A. M.

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

#### MAYOR'S REPORT

#### **CONSENT AGENDA NUMBERS 1 through 47**

#### **MISCELLANEOUS** - NUMBERS 1 through 4

 REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the HEALTH FACILITIES DEVELOPMENT CORPORATION, for terms to expire January 1, 2016:

Position One - CATHERINE N. SANTAMARIA, appointment

Position Two - ANNE S. DAVIS, appointment

Position Three - LARRY BLACKMON, reappointment - HARRY D. HOLMES, reappointment

Position Five
 Position Six
 JAMES DONATTO, SR., reappointment
 Position Seven
 JAMES A. HERNANDEZ, reappointment
 Position Fight
 MICHAEL E. ROME, reappointment
 MELANIE FLOWERS, reappointment

#### **MISCELLANEOUS** - continued

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the CITY OF HOUSTON HIGHER EDUCATION FINANCE CORPORATION BOARD OF DIRECTORS:

Position One - CATHERINE N. SANTAMARIA, appointment, for a term to expire 1/1/2015

Position Two - ANNE S. DAVIS, appointment, for a term to expire 1/1/2014

Position Three - LARRY BLACKMON, reappointment, for a term to expire 1/1/2015 Position Four - HARRY D. HOLMES, reappointment, for a term to expire 1/1/2014

Position Five - **OLGA LLAMAS RODRIGUEZ**, reappointment, for a term to expire 1/1/2015

Position Six - **JAMES DONATTO, SR.**, reappointment, for a term to expire 1/1/2014
Position Seven - **JAMES A. HERNANDEZ**, reappointment, for a term to expire 1/1/2015
Position Nine - **MELANIE FLOWERS**, reappointment, for a term to expire 1/1/2015

2-1 REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the CITY OF HOUSTON INDUSTRIAL DEVELOPMENT CORPORATION BOARD OF DIRECTORS:

Position One - CATHERINE N. SANTAMARIA, appointment, for a term to expire 1/1/2015

Position Two - ANNE S. DAVIS, appointment, for a term to expire 1/1/2014

Position Three - LARRY BLACKMON, reappointment, for a term to expire 1/1/2015 Position Four - HARRY D. HOLMES, reappointment, for a term to expire 1/1/2014

Position Five - OLGA LLAMAS RODRIGUEZ, appointment, for a term to expire 1/1/2015
Position Six - JAMES DONATTO, SR., reappointment, for a term to expire 1/1/2014
Position Seven - JAMES A. HERNANDEZ, reappointment, for a term to expire 1/1/2015
Position Nine - MELANIE FLOWERS, reappointment, for a term to expire 1/1/2015

3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the HOUSTON CENTER FOR LITERACY (formerly Houston READ Commission):

Position Three
Position Five
Position Six
Position Eight

- EDWARD WOLFF, appointment, for an unexpired term ending 1/1/2014
- MATTHEW P. SUMMERS, appointment, for a term to expire 1/1/2016
- MARK D. SULLIVAN, appointment, for an unexpired term ending 1/1/2014
- ESTEBAN SHARDONOFSKY, appointment, for a term to expire 1/1/2016

Position Eleven - T. RAY PURSER, reappointment, for a term to expire 1/1/2016

Position Thirteen - **LEIGH VAN HORN**, appointment, for an unexpired term ending 1/1/2015 - **LISA TRAPANI SHUMATE**, appointment, for a term to expire 1/1/2016

Position Seventeen - ROSIE CANALES, appointment, for a term to expire 1/1/2016

4. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **GENERAL APPEALS BOARD**, for terms to expire January 2, 2015:

Position Five - MICHAEL DISHBERGER.

Position Seven - SHAWN ALLEN JENARD GROSS and to serve as Chair

#### **PROPERTY** - NUMBERS 5 through 7

5. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay the costs of court in connection with eminent domain proceedings styled City of Houston v. M. Ali & Sons, Inc, A Texas Corporation, et al., Cause No. 1009484, for acquisition of Parcels AY10-201 and AY11-171; for AIRLINE DRIVE PAVING & DRAINAGE PROJECT (N. Main - North Loop 610) - DISTRICT H - GONZALEZ

#### **PROPERTY** - continued

- RECOMMENDATION from City Attorney to purchase Parcel LY12-021 for the total consideration of \$294,025.00 from M & T International, Inc, for the NORTHLINE PAVING PROJECT (Parker -Canino) - <u>DISTRICT H - GONZALEZ</u>
- RECOMMENDATION from Director Department of Public Works & Engineering to purchase and pay relocation assistance expenses for Parcel AY10-263, located at 21 East Sunnyside Street, for the FULTON PAVING AND DRAINAGE PROJECT (from East Tidwell to East Parker) \$226,269.00 - DISTRICT H - GONZALEZ

#### **PURCHASING AND TABULATION OF BIDS** - NUMBERS 8 through 13

- 8. APPROVE Spending Authority for Removal and Disposal of USDA Regulated Garbage for the Houston Airport System to **UNITED AIRLINES** \$125,000.00 Enterprise Fund
- ORDINANCE appropriating \$304,149.22 out of Parks Consolidated Construction Fund for purchase Playground Equipment for the General Services Department, on behalf of the Parks & Recreation Department
- a. **PLAYCORE WISCONSIN, INC dba GAMETIME** for Playground Equipment through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities for the General Services Department, on behalf of the Parks & Recreation Department \$111,957.04 General Fund
- 10. **ALTIVIA CORPORATION** for Chemical, Liquid Gaseous Chlorine for the Department of Public Works 5 Years \$4,163,743.40 Enterprise Fund
- 11. **HAHN EQUIPMENT COMPANY, INC** for Submersible Pumps for Department of Public Works & Engineering \$763,114.00 Enterprise Fund
- 12. **AMEND MOTION #2011-91, 2/2/11**, **TO INCREASE** the spending authority from \$471,587.30 to \$589,484.13 for Electrical Switchgear and Motor Controls for Various Departments, awarded to **ELLIOTT ELECTRIC SUPPLY**
- 13. **ASKREPLY, INC d/b/a B2Gnow** for B2Gnow Web-Based Diversity Management Software and Support Services for Various Departments \$65,000.00 General and Revolving Funds

#### **RESOLUTIONS AND ORDINANCES** - NUMBERS 14 through 47

- 14. RESOLUTION supporting the certification of a Municipal Setting Designation outside the boundary of the City of Houston located near the intersection of U.S. Highway 90A and Cravens Road, Missouri City, Texas
- 15. RESOLUTION approving and authorizing the nomination of **CYBERONICS**, **INC** to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as a Texas State Enterprise Project **DISTRICT E MARTIN**
- 16. RESOLUTION approving and authorizing the nomination of **VALERUS COMPRESSION SERVICES, L.P.** to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as a Texas State Enterprise Project **DISTRICT I RODRIGUEZ**
- 17. RESOLUTION approving and authorizing the nomination of **GOODMAN MANUFACTURING COMPANY**, **L.P.** to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as a Texas State Enterprise Project **DISTRICT C COHEN**

#### **RESOLUTIONS AND ORDINANCES - continued**

- 18. RESOLUTION approving and authorizing the nomination of **POWELL ELECTRICAL SYSTEMS**, **INC** to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as a Texas State Enterprise Project **DISTRICT I RODRIGUEZ**
- RESOLUTION amending Resolution No. 2008-21 to correct the legal description of the landmark and protected landmark designation of Reid Memorial United Methodist Church at 5203 Fulton <u>DISTRICT H - GONZALEZ</u>
- 20. ORDINANCE authorizing the issuance, sale and delivery of City of Houston, Texas, Airport System Special Facilities Taxable Revenue Refunding Bonds (Consolidated Rental Car Facility Project), Series 2013 and providing for the security thereof; approving the form and substance of and authorizing the execution of a Supplemental Trust Indenture and a Bond Purchase Agreement; approving the use of a Preliminary Official Statement and the preparation and distribution of an Official Statement; authorizing the refunding and redemption of certain outstanding parity obligations; authorizing engagement letters and other related matters; making certain findings with respect to such refunding bonds; and declaring an emergency
- 21. ORDINANCE **AMENDING SECTION 14-142 OF THE CODE OF ORDINANCE**, **HOUSTON**, **TEXAS**, relating to the reemployment of persons laid off after a certain date; containing findings and other provisions relating to the foregoing subject; providing for severability
- 22. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a sanitary sewer easement in the River Oaks Addition, Section Five, Harris County, Texas; vacating and abandoning the easement to Frederick McCord and Jane McCord, owners, in consideration of their payment of \$20,543.00 to the City and other consideration **DISTRICT G PENNINGTON**
- 23. ORDINANCE accepting the proposal from AMERICAN INTERNATIONAL GROUP, through NATIONAL UNION FIRE INSURANCE COMPANY of Pittsburgh, PA., a Member Company, and approving and authorizing the purchase of Commercial Crime Insurance Policy for Public Employee Dishonesty \$22,454.00 Property and Casualty Fund
- 24. ORDINANCE approving and authorizing an amended and restated Loan Agreement among the City of Houston, **TEMENOS COMMUNITY DEVELOPMENT CORPORATION**, as borrower, and **TEMENOS PLACE II, LLC**, as owner, to amend and restate the Loan Agreement authorized by Ordinance No. 2012-639 to reflect a special purpose entity as the owner of an 80 unit single resident occupancy facility, to be located at 2200 Jefferson Street in Houston, Texas, that will provide affordable housing to homeless and low income persons **DISTRICT I RODRIGUEZ**
- 25. ORDINANCE appropriating \$1,500,000.00 out of Homeless & Housing Consolidated Bond Fund; approving and authorizing Grant Agreement between the City of Houston and **TEMENOS COMMUNITY DEVELOPMENT CORPORATION** to provide \$1,500,000.00 of the appropriated funds to assist with the construction of an 80 unit single room occupancy facility to be located at 2200 Jefferson Street in Houston, Texas, that will provide affordable housing to homeless and low income persons **DISTRICT I RODRIGUEZ**
- 26. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and CAPITAL INVESTING IN DEVELOPMENT AND EMPLOYMENT OF ADULTS, INC to provide up to \$247,296.00 in Community Development Block Grant Funds for the continuing administration, implementation, oversight and delivery of a Workforce Development Program

#### **RESOLUTIONS AND ORDINANCES - continued**

- 27. ORDINANCE authorizing the Mayor to accept funding in an amount not exceeding \$576,000.00 by executing an Other Transaction Agreement by and between the City of Houston and the **DEPARTMENT OF HOMELAND SECURITY TRANSPORTATION SECURITY ADMINISTRATION** for the Checked Baggage Recapitalization Screening Design Project at George Bush Intercontinental Airport/Houston (Project No. 689B) **DISTRICT B DAVIS**
- 28. ORDINANCE appropriating \$208,405.52 out of HAS Consolidated 2001 AMT Construction Fund and \$2,803.947.48 out of HAS Consolidated 2004 AMT Construction Fund and approving and authorizing Amendment No. 1 to Design Build Agreement between the City of Houston and SPAWGLASS CONSTRUCTION CORPORATION for Central Plant Upgrades, Phase II and III at George Bush Intercontinental Airport (Project No. 621); providing funding for engineering testing services and for contingencies DISTRICT B DAVIS
- 29. ORDINANCE appropriating \$500,000.00 out of Airports Improvement Fund and approving and authorizing Professional Architecture/Engineering Services Contract between the City of Houston and CDM SMITH, INC for Existing Condition Evaluation and Design for Emergency Repair of Inter-Terminal Train Tunnel at George Bush Intercontinental Airport/Houston (Project No. 618) DISTRICT B DAVIS
- 30. ORDINANCE de-appropriating \$40,000.00 out of Reimbursement of Equipment/Projects Fund (Approved by Ordinance No. 2009-571); appropriating \$172,000.00 out of Reimbursement of Equipment/Projects Fund to **PERKINS & WILL-CRA, L.P.** for additional Design Services (Approved by Ordinance No. 2009-375); approving and authorizing first amendment to the Construction Management At Risk Contract between the City of Houston and **GILBANE BUILDING COMPANY** for Palm Center/Young Library Replacement **DISTRICT D ADAMS**
- 31. ORDINANCE appropriating \$5,212,000.00 out of Water & Sewer System Consolidated Construction Fund (8500); approving and authorizing Purchase and Sale Agreement between **TEXAS EASTERN TRANSMISSION, LP, Seller**, and the City of Houston, Texas, Purchaser, for 2.9843 acres of land and improvements at 2715 and 2805 McKinney Street, Houston, Texas, for the Resource Management Services Division of the Department of Public Works and Engineering **DISTRICT I RODRIGUEZ**
- 32. ORDINANCE appropriating \$300,000.00 out of General Improvement Consolidated Construction Fund as an additional appropriation for the Environmental and Demolition Services Task Order Contracting Program for FY 2013 Asbestos/Lead/Mold Abatement, Demolition and Soil Remediation for the City of Houston Dangerous Buildings and other City facilities (Approved by Ordinance No. 2013-0151); providing a maximum contract amount
- 33. ORDINANCE approving and authorizing submission of an application for grant assistance to the OFFICE OF THE GOVERNOR'S CRIMINAL JUSTICE DIVISION for the FY 2013 Coverdell Forensic Sciences Improvement Grant Program to fund the Controlled Substances Backlog Reduction and Expansion Improvement Project; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program \$197,480.00 Grant Fund
- 34. ORDINANCE approving and authorizing submission of an application to the **OFFICE OF THE GOVERNOR**, **CRIMINAL JUSTICE DIVISION**, for assistance under the **Juvenile Accountability Block Grant Program**; declaring the City's eligibility for such grant; authorizing the Director of the Department of Neighborhoods to act as the City's representative in the application process, to approve, accept, such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

#### **RESOLUTIONS AND ORDINANCES - continued**

- 35. ORDINANCE awarding contract to FERNANDEZ & SON, CHERRY MOVING COMPANY, INC dba CHERRY DEMOLITION, SMITH-MOBLEY, INC, INLAND ENVIRONMENTS LTD. and WILLIS DEMOLISHING AND DISPOSAL COMPANY for Demolition of Structures for the Department of Neighborhoods; providing a maximum contract amount 3 Years with two one-year options \$12,000,000.00 Dangerous Buildings Fund
- 36. ORDINANCE approving and authorizing the execution of Compromise and Settlement Agreement between the City of Houston and INSURANCE COMPANY OF THE WEST and INDEPENDENCE CASUALTY & SURETY COMPANY for Cambridge Bridge and Paving Project from Holcombe Boulevard to South MacGregor; containing an acceptance of the work completed <u>DISTRICT D ADAMS</u>
- 37. ORDINANCE releasing certain territory consisting of approximately 19,984 acres in **WALLER COUNTY** in the vicinity of the City of Waller, Texas north of Spring Creek, from the extraterritorial jurisdiction of the City of Houston
- 38. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and POWER PRO-TECH SERVICES, INC d/b/a UNIVERSAL ENGINE SERVICES (Formerly UNIVERSAL ENGINE SERVICES LLC) (Approved by Ord. No. 2008-142) for Maintenance, Testing and Repair of Emergency Power Units for Various Departments
- 39. ORDINANCE approving and authorizing an agreement between the City of Houston and **HARRIS COUNTY** for Construction of Precinct 2 Pedestrian and Bicyclist Transportation Hike and Bike

  Trails **DISTRICTS H GONZALEZ and I RODRIGUEZ**
- 40. ORDINANCE approving the closings to vehicular traffic of At-Grade Street Railroad Crossings at Bell Street, Pease Street, Sherman Street, and Brady Street at the Union Pacific Railroad Company's Crossings related to the East End I Quiet Zone requirements **DISTRICT I-RODRIGUEZ**
- 41. ORDINANCE appropriating \$10,800.00 out of Metro Projects Construction DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **UNITED ENGINEERS, INC** for the Design of Bicycle Trail along north and South Side of Buffalo Bayou from Shepherd to Sabine Street (approved by Ordinance No. 2001-1104, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF **DISTRICTS C COHEN and H GONZALEZ**
- 42. ORDINANCE approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and **KLOTZ ASSOCIATES**, **INC** (Approved by Ord. No. 2012-0114) for Engineering Services associated with the Rehabilitation of Water Storage Tanks at various locations; appropriating \$2,010,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation; providing funding for CIP Cost Recovery relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund **DISTRICTS A BROWN**; **D ADAMS**; **E MARTIN**; **F HOANG and G PENNINGTON**
- 43. ORDINANCE awarding contract to **BATTERSON**, **LLP** for Houston CBD Traffic Signs Consolidation Project 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 \$1,300,000.00 Parking Management Fund **DISTRICT I-RODRIGUEZ**

#### **RESOLUTIONS AND ORDINANCES - continued**

- 44. ORDINANCE appropriating \$6,343,511.00 out of Street & Traffic Control & Storm DDSRF and \$1,121,489.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CONRAD CONSTRUCTION CO., LTD.** for North Main Reconstruction from 20th Street/Cavalcade to IH 610; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by Street & Traffic Control & Storm DDSRF; Water & Sewer System Consolidated Construction Fund **DISTRICTS C COHEN and H GONZALEZ**
- 45. ORDINANCE appropriating \$2,585,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **D.L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Jensen Drive Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS B DAVIS and H GONZALEZ**
- 46. ORDINANCE appropriating \$4,521,800.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to LAYNE CHRISTENSEN COMPANY for Rehabilitation of Water Wells at various locations; 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 CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund DISTRICTS A BROWN; B DAVIS; E MARTIN; F HOANG; G PENNINGTON; H GONZALEZ; J LASTER and K GREEN
- 47. ORDINANCE granting to **TRC WASTE SERVICE LLC**, **A Texas Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **FIRST READING**

#### **END OF CONSENT AGENDA**

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

#### **NON CONSENT AGENDA - NUMBER 48**

#### **MISCELLANEOUS**

48. **SET A PUBLIC HEARING DATE** regarding the designation of a Tax Abatement Reinvestment Zone for **CHEVRON U.S.A. INC (CHEVRON ZONE)** - **DISTRICT I - RODRIGUEZ HEARING DATE - 9:00 A.M. - WEDNESDAY - MAY 29, 2013** 

#### MATTERS HELD - NUMBERS 49 through 54

- 49. ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON**, **TEXAS (UPTOWN ZONE) DISTRICTS C COHEN**; **G PENNINGTON and J-LASTER POSTPONED BY MOTION #2013-295**, 5/1/13

  This was Item 15 on Agenda of May 1, 2013
- a. ORDINANCE approving fourth amended Project Plan and Reinvestment Zone Financing Plan for REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS (UPTOWN ZONE); authorizing the City Secretary to distribute such plans; extending the duration of the zone to December 31, 2040 - <u>DISTRICTS C - COHEN; G - PENNINGTON and J - LASTER</u> POSTPONED BY MOTION #2013-295, 5/1/13 This was Item 15A on Agenda of May 1, 2013
- b. ORDINANCE approving the issuance of bonds by the UPTOWN DEVELOPMENT AUTHORITY DISTRICTS C COHEN; G PENNINGTON and J LASTER POSTPONED BY MOTION #2013-295, 5/1/13

  This was Item 15B on Agenda of May 1, 2013
- 50. ORDINANCE consenting to the addition of land to HARRIS COUNTY IMPROVEMENT DISTRICT NO. 1, also known as the UPTOWN MANAGEMENT DISTRICT, for inclusion in its district DISTRICT G PENNINGTON and J LASTER POSTPONED BY MOTION #2013-295, 5/1/13

  This was Item 15-1 on Agenda of May 1, 2013
- 51. MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to adopt recommendation from Purchasing Agent to J. TYLER SERVICES, INC \$112,162.52, CONTRACT RESOURCE GROUP, LLC \$58,968.18 and JIMENEZ CONTRACT SERVICES, LLC \$32,300.80 for Office Furniture from the State of Texas Procurement and Support Services Contract through the State Cooperative Purchasing Program for Various Departments General, Enterprise and Other Funds TAGGED BY COUNCIL MEMBER DAVIS

  This was Item 11 on Agenda of May 8, 2013
- 52. ORDINANCE amending Ordinance No. 2010-684 (Passed on August 25, 2010) to increase the maximum contract amount for contract between the City of Houston and RUSH TRUCK CENTERS OF TEXAS, L.P. dba RUSH TRUCK CENTER, HOUSTON for Peterbilt Truck Repair Services for the Public Works & Engineering Department \$156,243.75 Fleet Management Fund TAGGED BY COUNCIL MEMBER DAVIS
  This was Item 26 on Agenda of May 8, 2013
- 53. ORDINANCE approving and authorizing an agreement for Legal Services between the City of Houston and **BECK REDDEN LLP** for representation of the City in connection with the litigation against Visa and MasterCard, their affiliates and defendants identified in Interchange Class Action styled No. 05-MD-1720-JG-JO; in re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation **TAGGED BY COUNCIL MEMBER GREEN**This was Item 30 on Agenda of May 8, 2013

#### **MATTERS HELD** - continued

54. ORDINANCE appropriating \$4,039,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Repair / Rehabilitation of WCID #47 Wastewater Treatment Plant Blowers and Blower Building; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - MARTIN** - **TAGGED BY COUNCIL MEMBER DAVIS** 

This was Item 45 on Agenda of May 8, 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

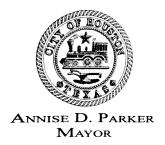
CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

### CITY COUNCIL CHAMBER - CITY HALL 2<sup>nd</sup> FLOOR - TUESDAY MAY 14, 2013 - 2:00PM

#### **AGENDA**

2MIN	2MIN	2MIN
2MINI	2MINI	2MIN
3MIN	3MIN	3MIN
MS. REGA RICHARDSON WATERZ – Annexation Park – It	AGGETT – 228 W. Cowan Dr. – 77007 – 713-834-7 em 49	741 – Memorial Park
MS. HANNAH WAGGETT – 2 Annexation Park – Item 49	228 W. Cowan Dr. – 77007 – 713-834-7741 – Memo	orial Park TIRZ –
	NON- AGENDA	
3MIN	3MIN	3MIN
Wrenwood	hadow Wood – 77043 – 713-725-9345 – Thanks for	0 0
video in Houston	4 Zabolio, No. 264 – Webster – TX – 77598 – 832-5	80-6/33 – Largest music
MR. JOSE MORENO – 826 Hil	llock Bluff – 77073 – 314-761-3770 – Human traffic	king
MR. /COACH R. J. BOBBY TAmy born little girl from birth	AYLOR - 3107 Sumpter - 77026 - FA34511 – Behav	vior Coward Conspiracy
MR. JOHN CIESLEWICZ – 12	50 Dubarry Ln. – 77018 – 713-906-1725 – Drainage	<b>;</b>
MR. ALFRED JOSEPH – 9321	Arledge St. – 832-566-4692 – Writ of possession an	nd Execution
MR. ANTHONY DOMENECH	- 6770 Westbranch Dr. – 77072 – 832-887-0781 – 3	Remember Alief
MR. SHANNON FOSHEE – 13	3110 Indianapolis – 77015 – 832-892-2047 – City Se	ervices
MR. LONN VASQUEZ - 1704	Weber – 77007 – 832-589-4894 – Homeless initiativ	ve
	PREVIOUS	
1MIN	1MIN	1MIN

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 - 713-928-2871 - Chief Justice JRoberts w/Justice Sotomayor confirmed - US President JCharles Re-election





April 24, 2013

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 6-2-/3

date

COUNCIL MEMBER:

The Honorable City Council City of Houston

**Dear Council Members:** 

Pursuant to Chapter 21 of the Texas Health and Safety Code, I am appointing or reappointing the following individuals to the Health Facilities Development Corporation, subject to Council confirmation:

Catherine N. Santamaria, appointment to Position One, for a term to expire January 1, 2016; Anne S. Davis, appointment to Position Two, for a term to expire January 1, 2016; Larry Blackmon, reappointment to Position Three, for a term to expire January 1, 2016; Harry D. Holmes, reappointment to Position Four, for a term to expire January 1, 2016; Olga Llamas Rodriguez, appointment to Position Five, for a term to expire January 1, 2016; James Donatto, Sr., reappointment to Position Six, for a term to expire January 1, 2016; James A. Hernandez, reappointment to Position Seven, for a term to expire January 1, 2016; Michael E. Rome, reappointment to Position Eight, for a term to expire January 1, 2016; and Melanie Flowers, reappointment to Position Nine, for a term to expire January 1, 2016.

The résumés are attached for your review.

is D. Parlen

Sincerely,

Annise D. Parker

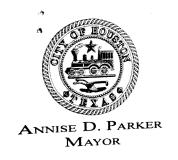
Mayor

CC:

AP:JC:jsk

Attachments

Mr. Barron Wallace, Executive Director, Higher Education Finance Corporation





OOPY TO	EACH	MEMBER	OF	COUNCIL:
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CITY SECRETARY: 4-25-13

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

April 24, 2013

The Honorable City Council City of Houston, Texas

Dear Council Members,

Pursuant to Chapter 53 of the Texas Education Code, and Ordinance No. 85-1175, I am nominating the following individuals for appointment or reappointment to the City of Houston Higher Education Finance Corporation Board of Directors, subject to City Council confirmation;

Catherine N. Santamaria, appointment to Position One, for a term to expire January 1, 2015; Anne S. Davis, appointment to Position Two, for a term to expire January 1, 2014; Larry Blackmon, reappointment to Position Three, for a term to expire January 1, 2015; Harry D. Holmes, reappointment to Position Four, for a term to expire January 1, 2014; Olga Llamas Rodriguez, appointment to Position Five, for a term to expire January 1, 2015; James Donatto, Sr., reappointment to Position Six, for a term to expire January 1, 2014; James A. Hernandez, reappointment to Position Seven, for a term to expire January 1, 2015; Michael E. Rome, reappointment to Position Eight, for a term to expire January 1, 2014; and Michael Flowers, reappointment to Position Nine, for a term to expire January 1, 2015.

The résumés are attached for your review.

Sincerely,

A Miss D. Parker

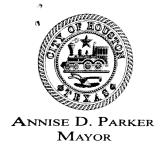
Annise D. Parker

Mayor

AP:JC:jsk

**Attachments** 

cc: Mr. Barron Wallace, Executive Director, Higher Education Finance Corporation





COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4 35-13

COUNCIL MEMBER:

April 24, 2013

The Honorable City Council City of Houston, Texas

Dear Council Members,

Pursuant to Chapter 53 of the Texas Education Code, and Ordinance No. 85-1175, I am nominating the following individuals for appointment or reappointment to the City of Houston Higher Education Finance Corporation Board of Directors, subject to City Council confirmation;

Catherine N. Santamaria, appointment to Position One, for a term to expire January 1, 2015; Anne S. Davis, appointment to Position Two, for a term to expire January 1, 2014; Larry Blackmon, reappointment to Position Three, for a term to expire January 1, 2015; Harry D. Holmes, reappointment to Position Four, for a term to expire January 1, 2014; Olga Llamas Rodriguez, appointment to Position Five, for a term to expire January 1, 2015; James Donatto, Sr., reappointment to Position Six, for a term to expire January 1, 2014; James A. Hernandez, reappointment to Position Seven, for a term to expire January 1, 2015; Michael E. Rome, reappointment to Position Eight, for a term to expire January 1, 2014; and Melanie Flowers, reappointment to Position Nine, for a term to expire January 1, 2015.

The résumés are attached for your review.

Nin D. Parker

Sincerely,

Annise D. Parker

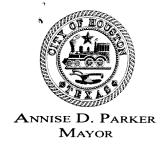
Mayor

AP:JC:jsk

**Attachments** 

cc: Mr. Barron Wallace, Executive Director, Higher Education Finance Corporation





MAY 1 5 2013

April 24, 2013

The Honorable City Council City of Houston

**Dear Council Members:** 

Pursuant to the Development Corporation Act, Chapter 501 of the Texas Local Government Code, I am appointing or reappointing the following individuals to the City of Houston Industrial Development Corporation Board of Directors, subject to Council confirmation:

Catherine N. Santamaria, appointment to Position One, for a term to expire January 1, 2015; Anne S. Davis, appointment to Position Two, for a term to expire January 1, 2014; Larry Blackmon, reappointment to Position Three, for a term to expire January 1, 2015; Harry D. Holmes, reappointment to Position Four, for a term to expire January 1, 2014; Olga Llamas Rodriguez, appointment to Position Five, for a term to expire January 1, 2015; James Donatto, Sr., reappointment to Position Six, for a term to expire January 1, 2014; James A. Hernandez, reappointment to Position Seven, for a term to expire January 1, 2015; Michael E. Rome, reappointment to Position Eight, for a term to expire January 1, 2014; and Melanie Flowers, reappointment to Position Nine, for a term to expire January 1, 2015.

The résumés are attached for your review.

rian D. Parker

Sincerely,

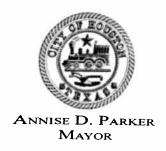
Annise D. Parker

Mayor

AP:JC:jsk

**Attachments** 

cc: Mr. Barron Wallace, Executive Director, Higher Education Finance Corporation





April 24, 2013

COPY TO EACH MEMBER OF COUNCIL:

COUNCIL MEMBER:

The Honorable City Council City of Houston

**Dear Council Members:** 

Pursuant to City of Houston Code of Ordinances, Chapter 2, Section 2-360 through 2-374, I am appointing or reappointing the following individuals to the Houston Center for Literacy (Formerly Houston READ Commission), subject to City Council confirmation:

Edward Wolff, appointment to Position Three, for an unexpired term ending January 1, 2014; Matthew P. Summers, appointment to Position Five, for a term to expire January 1, 2016; Mark D. Sullivan, appointment to Position Six, for an unexpired term ending January 1, 2014; Esteban Shardonofsky, appointment to Position Eight, for a term to expire January 1, 2016; T. Ray Purser, reappointment to Position Eleven, for a term to expire January 1, 2016; Leigh Van Horn, appointment to Position Thirteen, for an unexpired term ending January 1, 2015;

Lisa Trapani Shumate, appointment to Position Fourteen, for a term to expire January 1, 2016; and

Rosie Canales, appointment to Position Seventeen, for a term to expire January 1, 2016.

Résumés are attached for your review.

Sincerely,

Annise D. Parker

Mayor

AP:JC:jsk

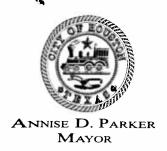
**Attachments** 

RECEIVED

APR 25 2013

CITY SECRETARY

cc: Ms. Sheri Foreman, Executive Director, Houston Center for Literacy (Formerly Houston READ Commission)



# OFFICE OF THE MAYOR CITY OF HOUSTON TEXAS



April 24, 2013

COPY TO EACH MEMBER OF COUNCIL:

COUNCIL MEMBER:

The Honorable City Council Houston Texas

**Dear Council Members:** 

Pursuant to the City of Houston Building Code, Section 112.1.3, I am appointing the following individuals to the General Appeals Board, subject to Council confirmation:

Michael Dishberger, appointment to Position Five, for a term to expire January 2, 2015; and Shawn Allen Jenard Gross, appointment to Position Seven and to serve as Chair, for a term to expire January 2, 2015.

The résumés of the nominees are attached for your review.

Sincerely,

Annise D. Parker

Mayor

AP:JC:jsk

Attachments

Mr. Thomas J. Hosey, Sr. Assistant Director & Building Official, CC:

Public Works Engineering, Code Enforcement



TO: Mayor via City Secretary

# REQUEST FOR COUNCIL ACTION

SUBJECT: Parcels AY10-201 & A Texas corporation, et al., Cause	Y11-171; City of Houston v. M. Ali No. 1009484; Airline Drive Paving	& Sons, Inc., a & Drainage	Page Agenda Item	
Project (N. Main - North Loop 61	0) WBS/CIP No. N-000697-0001-2	2-01; Legal	سے "	
Department File No. 052-100003			9	
FROM (Department or other point of or Legal Department - Real Estate		Origination Date 03/29/13	Agenda Date	
David Feldman, City Attorney		03/23/13	MAY 1.5 <b>2013</b>	
DIRECTOR'S SIGNATURE:	DFN	Council District affect		
1 Worm Miklele		"H" Edward Can-	olon Kov Man#450T	
For additional information contact: (	Ondrea U. Taylor		alez, Key Map#453T	
Phone: 8	32.393.6280	Council action: 2011-	on of prior authorizing -1088, psd. 12/07/11;	
(alternatively Joseph N. Quintal 8	32.393.6286)	2011-5,psd. 01/05/11	1; 2013-135,psd. 2/20/13	
RECOMMENDATION: (Summary)	otion to donocit the amount of the	Accorded to Constitution		
I registry of the Court, and pay the o	otion, to deposit the amount of the costs of court incurred in this matter	Award of Special C . Funding will be pi	commissioners into the rovided by a previously	
approved blanket Appropriation C	Ordinance.	у том том ро	ovided by a providuoly	
Amount and Source of Funding: \$123,174.00; No additional funding	ia required (Funds previously app	ropriated under Or	dinanco No. 2011	
1088).	g required. (I dilde previously app	MP.	4/29/2012	
SPECIFIC EXPLANATION:		/ -/:		
The Airline Paving & Drainage Pro	ject (N. Main - North Loop 610) pro	vides for right-of-w	ay acquisition, design	
and construction of a four lane undivided concrete roadway with storm drainage, curbs, sidewalks, driveways, street lighting, traffic control, and the necessary underground utilities. The project will replace and widen a				
Street that has deteriorated beyond	economical repair and normal mair	itenance It will imp	rove traffic circulation	
mobility, and drainage in the serv standards.	ice area. The improvements will	upgrade the existi	ng roadway to MTFP	
This series and decision in the series and decis				
This eminent domain proceeding in 479 square feet, and 775 square for the square feet.	nvolves the acquisition of two perma eet of land from a parent tract cont	anent easements re	espectively containing	
of land. If he parent tract is improve	ed with a 4,695 square-foot retail s	strip center built in	1996 which includes	
a convenience store with a Texaco	self service fuel center. The prop	erty is located at 1	836 Airline Drive and	
is owned by the M. Ali & Sons, In \$53,988.00 to purchase the needed	l property, and submitted a counter	offer of \$579 706	00 Public Works and	
Engineering reviewed the landov	vner's counter-offer, and revised	the Citv's final	offer to \$58,172,00	
Negotiations failed, and the matter value to acquire the needed property. The	vas reterred to the Legal Departmei e Legal Department retained a diffe	nt to initiate eminen erent appraiser to va	t domain proceedings	
testify before the Special Commiss	sioners. The landowner retained	legal counsel, but	neither attended the	
Special Commissioners' hearing.				
City's Testimony Before the Spe	cial Commissioners: \$112,862.0	0		
(i.e. $$20.00 \text{ psf x } 479 \text{ sf } + $15.00 \text{ p}$ damages to the remainder in the fo	sf x 775 sf; \$25,656.00 for the imp	provements thereor	n, and \$66,001.00 as	
	on or costs-to-cure			
h:\mark\mali&sonairlinerca.wpd	REQUIRED AUTHORIZATION	1.1	90AH273	
Other Authorization:	Other Authorization:	Other Authoriza	trion:	

Mark L. Joethen, P.E. CPM, PTOE, Deputy Director Planning and Development Services Division, PWE

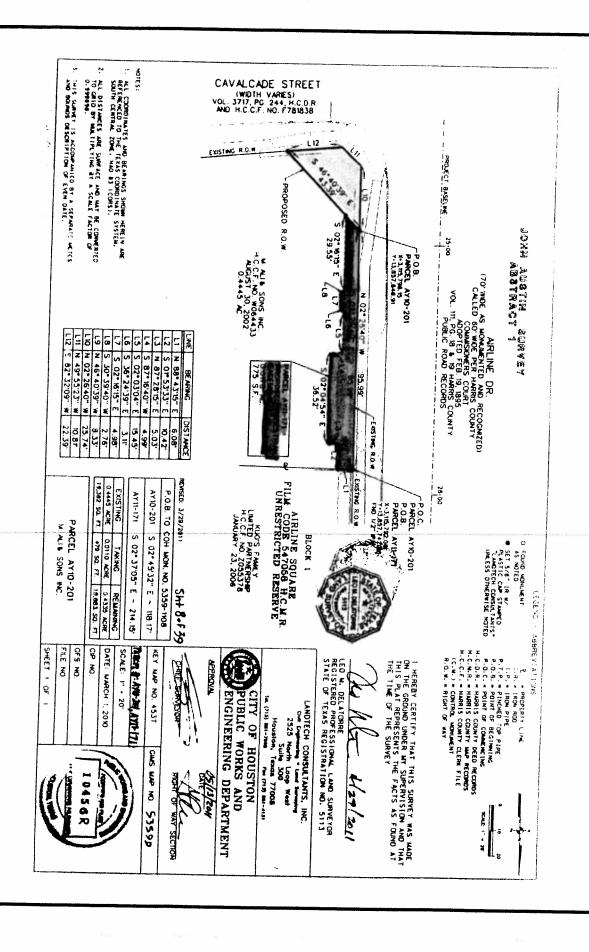
03/29/13 Ali & Son, Inc., et al; Airline Drive Paving &	Originator's Initials OUT/JNQ	Page 2 of 2	
---	-------------------------------------	----------------	--

#### Award of Special Commissioners: \$112,862.00.

The landowner's attorney and the City filed objections to the Award of Special Commissioners, and the matter is currently on the Court's trial docket.

The "Costs of Court" are: \$187.00 filing fee; \$350.00 Service fee; \$1,800.00 Special Commissioners' fees (i.e.  $$800.00 \times 2 + $200.00 \times 1$ ); \$7,975.00 Appraiser's fee; Total: \$10,312.00. These "costs of court" account for the monetary difference between the amount of the Award of Special Commissioners, and the total amount of funds needed herein.

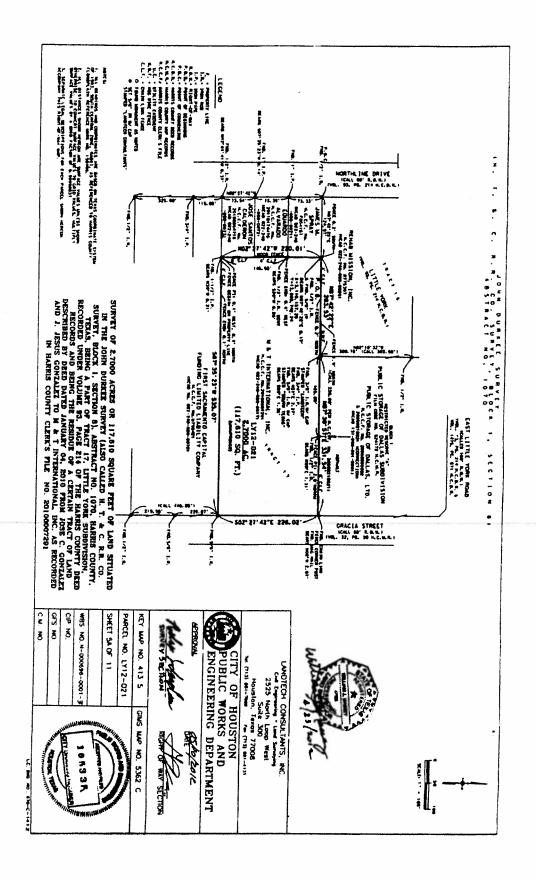
We recommend that the City Attorney be authorized, by Motion, to deposit the amount of the Award of Special Commissioners into the registry of the Court, and pay the costs of court incurred in this matter. Funding will be provided by a previously approved blanket Appropriation Ordinance.



TO: Mayor via City Secretary

## REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase Parcel LY12	-021 from M & T International	, Inc.; Northline	Page Agenda Item	
Paving Project (Parker - Canino) Department File No. 052-120001	17-010	01-2-01; Legal	1 of 1 #	
2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2			/^	
FROM (Department or other point of or	iain):		<u> </u>	
Legal Department - Real Estate	section	Origination Date	Agenda Date	
David Feldman, City Attorney	occion	04/18/13	MAY 15 2013	
DIRECTOR'S GIGNATURE:	DEN	Council District affe	cted:	
I show That's		#117 Educad O		
0 0000000000000000000000000000000000000		ri Edward Gonz	alez, Key Map#413S	
	Ondrea U. Taylor 🕅	Date and identification	on of prior authorizing	
	32.393.6280	Council action: 2012-0521, psd. 05/30/12		
(alternatively Joseph N. Quintal 8	32.393.0286)	2012-750, psd. 8/29/	12;	
RECOMMENDATION: (Summary)				
Authorize the City Attorney, by Mo	ition, to purchase Parcel LY12	-021 for the total consid	eration of \$294,025.00	
from M & T International, Inc. Ordinance.	runding will be provided by	a previously approved	blanket Appropriation	
Ordinarios.				
Amount and Source of Funding:				
\$294,025.00; No additional funds 2012-0521).	required. (Funds were approp	oriated under Blanket Ç	rdinance Number.	
2012-0321).		$\mathcal{M}$	P. 5/6/2013	
SPECIFIC EXPLANATION:				
STECRIC EM LANATION.				
The Northline Paving Project (F	arker - Canino) provides fo	or engineering right-of	-way acquisition and	
construction of a four-lane concre	te street with curbs, sidewalk:	s street lighting and ne	cessary underground	
utilities as needed. The project als	so includes a sub-regional sto	rmwater detention hasi	n. The existing street	
rias deteriorated to the condition w	nere minor repair work is not e	conomically practical.	he improved roadway	
will improve traffic circulation and	reduce hazards.			
The City is acquiring fee simple t	itle to property located in the	7200 block of Crosis	Charact The control	
contains 117,610 square feet (2.7	0 acres) of unimproved land	The property is peeds	d for the out regional	
stormwater detention basin associ	ated with this paving project.	The property is neede	u for the sub-regional	
The landowners rejected the City's	final purchase offer of \$264,6	623.00 (\$2.25 psf), and	submitted a counter-	
01161 01 \$352,830.00 (\$3.00 pst).	Public Works and Engineering	ng's efforts to negotiate	the nurchase were	
unsuccessful, and the matter was	referred to the Legal Departm	ent to initiate eminent o	domain proceedings.	
The Legal Department contacted the	a landovinorio romano antotici	and an alexader		
The Legal Department contacted the agreed to convey the property to	the City for \$294 025 00 (\$2	and reached an agree	ment. The landowner	
agreements over \$50,000.00, this a	greement to purchase the pro-	nerty is subject to the an	proval of City Council	
We recommend that the City Attor	ney be authorized, by Motior	n, to purchase Parcel L	Y12-021 for the total	
consideration of \$294,025.00 from	M & T International, Inc. Fund	ling will be provided by a	previously approved	
blanket Appropriation Ordinance.			- · ·	
			201112	
			10AH274	
n:\mark\m&trca.wpd Other Authorization:	REQUIRED AUTHORIZAT		,	
other Authorization:	Other Authorization:	Other Authoriz	atjon:	
		Hay	fath 1	
		Mark L. Loethen, P.E. C	SPM, PTOE, Deputy Director	
		Planning and Developme	ent Services Division, PWE	



<b>SUBJECT:</b> PROPERTY: <b>PURCHASE</b> and pay relocation assistance	NCIL ACTION Page	Agenda Item
expenses for Parcel AY10-263, located at 21 East Sunnyside Street for	Page 1 of 1	Agenda Item
the FULTON PAVING AND DRAINAGE PROJECT (from East	1 01 _1	"
Tidwell to East Parker).		
WBS N-000542-0003-2-01		7
Owner: Joyce Walsweer Minter		
FROM: (Department or other point of origin):	Origination Date	Agenda Date
11(0.11) (orbin interest or other point of origin).		1 -
Department of Public Works and Engineering	5/9/13	MAY 15 2013
DIRECTOR'S SIGNATIORE:	Council District affected:	
	Н	F/, Mi
Daniel V. Krueger, P.E. Director	Key Map 413X	(III)
For additional information contact:	Date and identification of p	rior authorizing
Nancy P. Collins Phone: (832) 395-3130	Council Action:	•
Senior Assistant Director – Real Estate	Ordinance 2012-0521, passe	d May 30, 2012
Planning and Development Services Division		·
RECOMMENDATION: (Summary)		
Authority be given through Council Motion to PURCHASE and pay rele	ocation assistance expenses for	Parcel AY10-263.
4 1 0000000	40	=/c/n012
Amount and \$226,269.00	W.P.	5/6/2013
Source of Funding: No additional funding required (Funds were appro	opriated under Ordinance Numb	ei 2012-0321)
SPECIFIC EXPLANATION: FULTON PAVING AND DRAINAGE PROJECT (from East Tidwell to	Fact Parker) is accordinated wi	th drainage
diversion and outfall improvements associated with Sub-Project I in M-0		
Segment I /Tidwell Outfall) and provides for the right-of-way acquisition		
concrete roadway with storm drainage improvements, curbs, sidewalks,		
necessary underground utilities to meet City of Houston standards and in		
acquisition of 3,920 square feet of land located at 21 East Sunnyside Stre		iction involves the
and ansistion of 5,520 square rest of land foodied at 21 Last Sunnificae Serv		
The City will acquire 3,920 square feet out of land improved with residen	ntial mobile home dwellings. T	The City's offer was
based on an appraisal by David R. Dominy, MAI, CRE, FRICS and Deni	nis Pilkington. The valuation v	vas reviewed and
recommended for approval by a senior staff appraiser of this department.	The breakdown is as follows:	
Daniel AX(10.262 (Forestern)		
	¢ 10.102.00	
3,920 square feet @ \$2.60 PSF		
3,920 square feet @ \$2.60 PSF		
3,920 square feet @ \$2.60 PSF	\$ 112,002.00	
Parcel AY10-263 (Easement) 3,920 square feet @ \$2.60 PSF	\$ 112,002.00 \$ 1,707.00	

Minter, for the FULTON PAVING AND DRAINAGE PROJECT (from East Tidwell to East Parker). Parcel AY10-263 being 0.0900 of an acre (3,920 square feet) of land out of Reserve "A", Block 1, Lynnwood Place recorded in Volume 57, Page 32 of the Harris County Map Records (H.C.M.R.); said 0.0900 of an acre of land also being out of the same property described in a deed dated April 14, 1970 from George T. Schmidt and H. C. Schmidt, to C. J. Walsweer, et ux, recorded under H.C.C.F. No. D111180; situated in the H.&T.C.R.R. Co. Survey, Section 5, Abstract No. 428, Harris County, Texas,

according to City of Houston approved field notes.

DWK:NPC:hm cc: Marta Crinejo

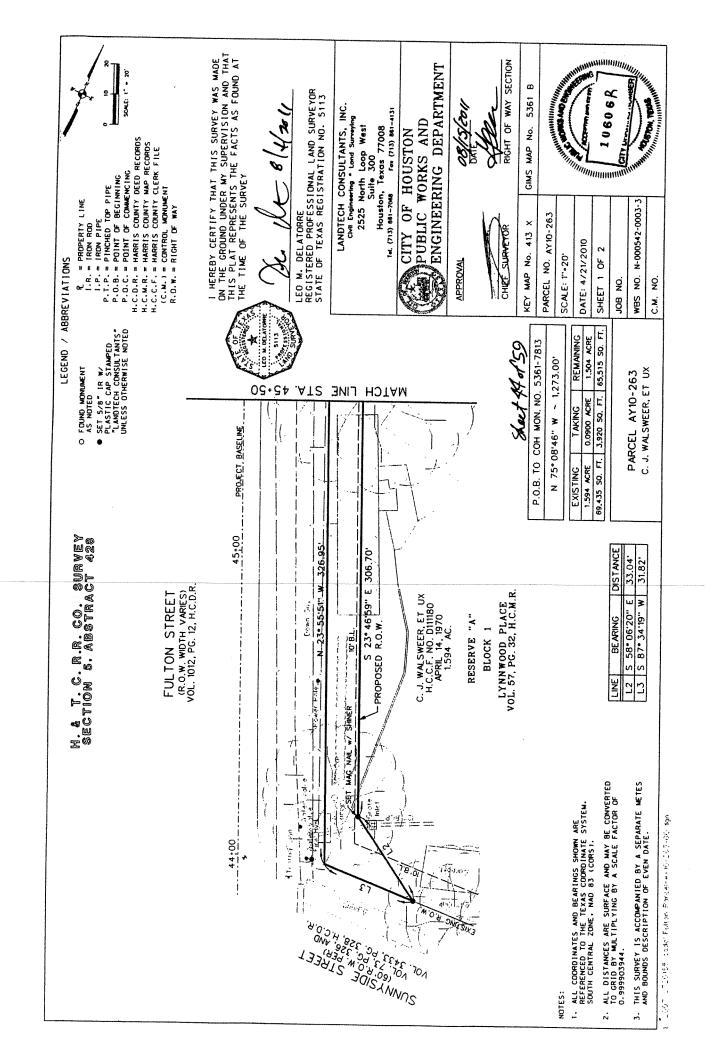
	CUIC #20HM06				
	REQUIRED AUTHOR	IZATION/			
Finance Department:	Other Authorization:	Other Authorization:			
Ť	Daniel R. Menendez, P.E.	Mark L. Loethen, P.E., CFM, PTOE			
	Deputy Director	Deputy Director			
	Engineering and Construction Division	Planning and Development Services Division			

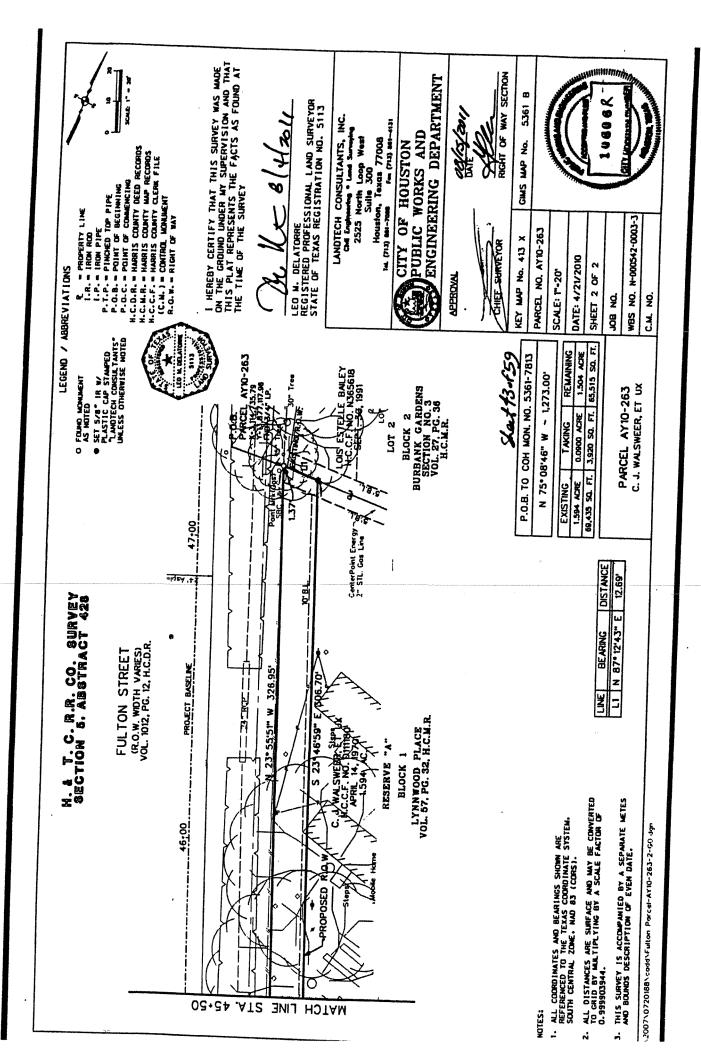
# FULTON PAVING AND DRAINAGE PROJECT PARCEL VALUATION PARCEL AY10-263

Following is a breakdown of the consideration for Parcel AY10-263:
<u>LAND:</u> (Easement) 3,920 square feet @ \$2.60 PSF\$ 10,192.00
IMPROVEMENTS: Wood canopy, wood fence, concrete curbing, R.C. pipe, concrete ribbons, electrical connections, water valve connections, sewer connections, asphalt paving, speed limit sign (internal to the mobile home park) and ligustrum trees
DAMAGES TO REMAINDER/COST TO CURE
TOTAL PARCEL VALUATION\$112,002.00
Title Policy and Services
ESTIMATED RELOCATION COSTS
Mobile Home Park
Mobile Home Park  Joyce Walsweer Minter (Business owner)  Relocation Expenses

# FULTON PAVING AND DRAINAGE PROJECT PARCEL VALUATION PARCEL AY10-263 Page 2

Gabriel Alvarez (Tenant of space #3) Relocation Expenses  Mobile home park tenant is eligible for a replacement housing payment and moving costs for personal property.	\$ 31,800.00
Jose Cisneros and Bertha Pecina (Tenants of space #14) Relocation Expenses Mobile home park tenant is eligible for a replacement housing payment and moving costs for personal property.	\$ 37,800.00
Estimated relocation assistance expenses	<u>\$ 112,560.00</u>
TOTAL AMOUNT	\$ 226.269.00





, %					
	REQUEST FOR COU	NCIL ACTION			Α
TO: Mayor via City Secretary		004		<del></del>	¥ 9706
Subject: Spending Authority for Regulated Garbage for the H	or Removal and Disposal of U	SDA	Category #  4	Page 1 of 1	Agenda Item
S12-E24624	ousion Airport System		4		~
012-22-02-					
EDOM (December 4)		12		<u> </u>	0
FROM (Department or other poi Calvin D. Wells	nt of origin):	Origination D	ate	Agenda Date	!
City Purchasing Agent		May 02	2013	MAY 1	5 2013
Administration & Regulatory	Affairs Department	linay oz	, 2010		2015
DIRECTOR'S SIGNATURE	1.0	Council Distri	ct(s) affected	<u> </u>	
Malsin Sh	reli	В			
For additional information contact				orior authorizi	ng
Dallas Evans	Phone: (281) 230-8001	Council Action	n:		
Ray DuRousseau	Phone: (832) 393-8726				
RECOMMENDATION: (Summa	ry) . the emount of \$125,000,00 f		عامينا	SUODA I	
Approve spending authority in garbage for the Houston Airpo	rt System	or removal and	disposal of	r USDA regul	ated
garbage for the Houston Alipe	ort System.				
				Finance Budg	et
Spending Authority: \$125,000	0.00				
\$125,000,00 HAS Boyonya	Fund (Fund 8001)			***************************************	
\$125,000.00 - HAS Revenue I	-una (Funa 8001)				
SPECIFIC EXPLANATION:					
The Director of the Houston approve spending authority in regulated garbage for the Houas necessary, to United Airlin \$25,000.00 of incurred exper remaining spending authority the health and safety contract is at	an amount not to exceed \$12 uston Airport System and that es. The requested spending ditures for pick-up, removal of approximately \$100,000.00	5,000.00 to pict authorization authority of \$ and disposal	k-up, remo be given to 125,000.00 of USDA r	ve and dispo o issue purch o includes ap egulated gar	se of USDA ase orders, proximately bage. The
The scope of work requires the transportation required to pic Intercontinental Airport (IAH).	e contractor to provide all per k-up, remove and dispose o	mits, labor, ma of USDA regu	iterials, equ lated garb	ipment, supe age from Ge	ervision and eorge Bush
This recommendation is made preserve or protect the public Code for exempted procureme	nealth or safety of the munici <sub>l</sub>	ction 252.022 ( pality's residen	(a) (2) "a pr ts" of the T	ocurement no exas Local G	ecessary to Sovernment
Buyer: Martin L. King					
	REQUIRED AUTHOR	IZATION			
Finance Department:	Other Authorization:		Other Authori	zation:	

	REQUEST FOR COUN	ICIL ACTION			
TO: Mayor via City Secretary				RCA	# 9679
	ound Equipment Through the M		Category #	Page 1 of 2	Agenda Item
Intergovernmental Cooperative Purchasing Agreement with U.S.		4			
Communities for the General Services Department, on behalf		alf of the		/	0.00
Parks and Recreation Depa	rtment - S19-E24585			9	+917
FROM (Department or other po	oint of origin):	Origination l	Date	Agenda Date	
Calvin D. Wells					
City Purchasing Agent		May 01	1, 2013	MAY 15	2013
Administration & Regulatory	Affairs Department				
DIRECTOR'S SIGNATURE	100/	Council Distr	rict(s) affected		
Jellrein &	rills	В			
For additional information cont	act:	Date and Ide	ntification of p	rior authorizin	ıg
Jacquelyn L. Nisby	Phone: (832) 393-8023	Council Action	on:		_
Ray DuRousseau	Phone: (832) 393-8726				
RECOMMENDATION: (Summ	ary)				
Approve an ordinance author	rizing the appropriation of \$304	,149.22 out o	f the Parks C	Consolidated	
· ^ 4	00\ 1				

Approve an ordinance authorizing the appropriation of \$304,149.22 out of the Parks Consolidated Construction Fund (Fund 4502) and approve the purchase of playground equipment through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities in the total amount of \$416,106.26 for the General Services Department, on behalf of the Parks and Recreation Department.

Award Amount: \$416,106.26

Finance Budget

\$304,149.22 - Parks Consolidated Construction Fund (Fund 4502) - WBS# F-000708-0004-5-01

\$111,957.04 - General Fund (Fund 1000)

\$416,106.26 - Total

#### **SPECIFIC EXPLANATION:**

The Director of the General Services Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$304,149.22 out of the Parks Consolidated Construction Fund (Fund 4502). It is further recommended that City Council approve the purchase of playground equipment through the Master Intergovernmental Cooperative Purchasing Agreement (MICPA) with U.S. Communities in the amount of \$416,106.26 for the General Services Department, on behalf of the Parks and Recreation Department, and that authorization be given to issue a purchase order to the U.S. Communities Lead Public Agency Contractor, Playcore Wisconsin, Inc., dba GameTime. The playground equipment will be installed at Shady Lane Park, located at 10100 Shady Lane. This project will be showcased at the National Recreation and Park Association (NRPA) Congress and Exposition in Houston on October 10, 2013 and is part of the NRPA "Parks Build Community" program.

This purchase consists of various playground equipment/structures, as follows: one 11'x29'x5' bayou boat with top; one 5'x15'x5' alligator climber; two 2'x4'x1' alligator heads; one 8'x15'x8' fallen log tunnel; one 2'x4'x2' raccoon family climber; one 8'x15'6" three-deck tree house (for 5-12 year olds); one 8'x12'x11'6" two-deck tree house (for 2-5 year olds); one four-bay swing set; five tree stump steppers; one 6' long log crawl-through; one tree swing (for toddlers); one spinning leaf seat with associated surface materials (8,024 sq. ft. of engineered hardwood fiber fall and 1,126 sq. ft. of shredded bond rubber). This equipment will come with warranties that vary from five to ten years and the life expectancy is fifteen years.

Under the MICPA with U.S. Communities, the contractor will provide playground equipment to the General Services Department. The utilization of the MICPA allows the City to leverage existing U.S. governmental contracts with over 38,000 participating agencies with an estimated purchasing power of \$1.5 billion annually. Moreover, the City will receive the most favored nation rate.

	REQUIRED AUTHORIZA	ATION	Lox
Finance Department:	Other Authorization:	Other Authorization:	

*			
Date: 5/1/2013	Subject: Purchase of Playground Equipment Through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities for the General Services Department, on behalf of the Parks and Recreation Department - S19-E24585	Originator's Initials RK	Page 2 of 2
	ligible to participate in the U.S. Communities Purchasing Allianent Code and such purchases satisfy State bid laws as		
Government	Code.		
	<u>n First:</u> ment is exempt from the City's Hire Houston First Ordinance department is utilizing an Interlocal or Cooperative Purchasin		
Buyer: Roy Kor	thals		

REQUEST FOR COUN	ICIL ACTION				
TO: Mayor via City Secretary			RCA	RCA# 9685	
Subject: Reverse Auction Bids Received for Chemical, Liqu Chlorine for the Public Works & Engineering Department S12-S24380_RA	id Gaseous	Category #	Page 1 of 1	Agenda Iten	
FROM (Department or other point of origin): Calvin D. Wells	Origination Date		Agenda Date		
City Purchasing Agent Administration & Regulatory Affairs Department	April 19, 2013		MAY 1 5 201 <b>3</b>		
DIRECTOR'S SIGNATURE  WILLS	Council Distr	rict(s) affected			
for additional information contact:  Date and Identification of prior authorizing			ng		
David Guernsey Phone: (832) 395-3640	Council Actio	n:			
Ray DuRousseau Phone: (832) 393-8726				,	
RECOMMENDATION: (Summary)  Approve an award to ALTIVIA Corporation on its low bid in shamical, liquid gaseous chloring for the Public Works and			\$4,163,743.9	94 for	

nemical, liquid gaseous chlorine for the Public Works and Engineering Department.

F & A Budget Estimated Spending Authority: \$4,163,743.40

\$4,163,743.40 - Water & Sewer System Operating Fund (8300)

#### SPECIFIC EXPLANATION:

The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council approve an award to ALTIVIA Corporation on its low bid in an amount not to exceed \$4,163,743.94 for liquid gaseous chlorine for the Public Works and Engineering Department. It is further requested that authorization be given to make purchases, as needed, for a 60-month period upon approval of City Council. This award, consisting of approximately 25,800,0000 pounds of liquid gaseous chlorine, will be utilized on a daily basis by the Department's Drinking Water Operations Branch and Wastewater Operations to oxidize and disinfect potable drinking water and wastewater. Liquid gaseous chlorine is imperative to maintain compliance with the Texas Commission on Environmental Quality, Environmental Protection Agency, Center for Disease Control and the National Safety Federation's safe drinking water mandates and standards to preserve and protect the public's health and safety.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Bids were solicited using the "reverse auction" methodology. Two suppliers participated in the reverse auction and the final results are as follows:

**COMPANY** 

1. ALTIVIA Corporation

2. DXI Industries, Inc.

TOTAL AMOUNT

\$4,163,743.94

\$4,285,029,94

#### **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.

Buyer: Martin L. King

Attachment: MWBE Zero Percentage Goal Document approved by the Office of Business Opportunity.

		N			
	REQUIRED AUTHORIZATION				
F&A Director:		Other Authorization:	Other Authorization:		



# Interoffice **CORRESPONDENCE**

To:

cc:

Marsha Murray **Assistant Director** 

From:

LaTanja Bolden

**Procurement Specialist** 

Date:

February 6, 2013

Subject: Good Faith Effort Request

For: Altivia Corporation For: Liquid Gaseous Chlorine

I reviewed and evaluated the Good Faith Efforts request submitted by Altivia Corporation through Public Works & Engineering regarding the project listed above. This solicitation is for liquid gaseous chlorine.

Alitivia identified the divisible work component of delivery of hazardous chemicals which would lend itself to the use of a certified firm on this solicitation. Research found that very toxic chemicals require expert handling. Therefore it is recommended to use transporting companies where employees are trained in practices of hazardous material transportation.

#### Altivia submitted the following:

July 31, 2012 letter referencing the City identified categories that are pertinent to the project: Related materials, industrial chemicals, resins, minerals, containers -

Altivia's Assessment - Participation in this category is limited to chemical brokers. Altivia is a manufacturer of chemicals possessing the knowledge/economies of scale that allows Altivia to procure chemicals at a lower cost than a chemical broker.

#### Labor and/or related services -

#### Altivia's Assessment -

All chlorine filing of cylinders is forecasted to be done using Altivia trained plant personnel.

#### Delivery/Transportation -

- Altivia's Assessment -Trinity Freight - expressed that this project is not a fit with the service offerings of her company
- Pretty Quick Delivery (PQD) has gone out of business



HAZMAT handling permits are required. Altivia has made a significant investment in equipment and their

transportation operations in order to service their chlorine customers through their private transportation fleet.

At this time they cannot identify any other services that are directly related to providing liquid gaseous chlorine to the City.

My research found that the City directory reflected several certified firms that are chemical distributors that arrange common carriers to deliver both hazardous and non-hazardous products that they market to their customers, but none that match the capabilities of subcontracting via transportation of the hazardous chemical: liquid gaseous chlorine.

The following certified firms do not meet the capabilities of the identified component of this GFE:

- Trinity Freight (assessed this solicitation is not a fit for her company).
- Pretty Quick Delivery (deactivated)
- A & B Environmental Services (Laboratory testing services)
- Bates Chemical (is a chemical distributor but provides HAZMAT delivery for their products)
- Ampac Chemical (do not deliver liquid gases)
- Genoa International (certification expired)
- Cole Chemical & Distributing (do not handle delivery of hazardous chemicals)

There is no potential for MWBE participation on this solicitation.

Based on my findings it is the recommendation to approve the Good Faith Effort Request for Altivia Corporation.

**Reviewed and Accepted** 

Marcha Murray

**OBO Assistant Director** 

TO: Mayor via City Secretary  Subject: Formal Bids Received for the Purchase of S for the Public Works and Engineering Department S50-N24408	····		RCA	<b>1</b> # 9588
	ubmersible Pumps	Category #	Page 1 of 2	Agenda Iter
FROM (Department or other point of origin): Calvin D. Wells	Origination	Date	Agenda Date	
City Purchasing Agent	April	12, 2013		
Administration & Regulatory Affairs Department			MAY	1 5 2013
DIRECTOR'S SIGNATURE VILLE	Council Dis	trict(s) affected		-
For additional information contact:	Date and Id	entification of p	prior authorizi	ng
David Guernsey Phone: (832) 395-3 Ray DuRousseau Phone: (832) 393-8 RECOMMENDATION: (Summary)	1	tion:		
Approve an award to Hahn Equipment Company, Inconot to exceed \$763,114.00 for submersible pumps fo	c. on its low bid meen the Public Works	eting specifica and Engineei	itions in a tot ring Departm	al amount ent.
Award Amount: \$763,114.00			Finance Budg	get
\$763,114.00 - Combined Utility System General Purp	ose Fund (8305)			***************************************
authorization be given to issue purchase orders. The for the treatment of wastewater and to prevent scum leads to prevent scum leads to prevent scum leads to project was advertised in accordance with the prospective bidders viewed the solicitation docume received as outlined below:	build-up in the clari requirements of t	fiers. he State of 1	Texas bid lav	ws. Eleven
Company  1. Smith Pump Co., Inc.  2. Hahn Equipment Company, Inc.  3. Integral Logistics Corp.  Total Ar  \$ 361,6  \$ 763,1  \$1,192,9	600.00 (Incomplete I	Bid/Did Not Me	et Specificatio	ns)
This purchase consists of 24 submersible pumps of Usage Summary, for a detailed description of pump sone-year warranty and the life expectancy is 15 years	sizes and types. T			
Hire Houston First: The proposed awards require compliance with the economic opportunity for Houston businesses and contractor meets the requirements of Hire Houston Fir	l supports job cre	ston First' or eation. In th	dinance tha	t promotes proposed
Sommasion meets the requirements of this flousion Fil		O/ MAMPE no		
M/WBE Subcontracting: This invitation to bid was issued as a goal-oriented Equipment Company, Inc. has designated the below-n				
M/WBE Subcontracting: This invitation to bid was issued as a goal-oriented Equipment Company, Inc. has designated the below-n	named company as		1/WBE subco	

Date:	Subject: Formal Bids Received for the Purchase of Submersible	Originator's	Page 2 of 2
4/12/2013	Pumps for the Public Works and Engineering Department	Initials	
	S50-N24408	AL	

NameType of WorkDollar AmountPercentageTrinity Freight Services, LLCFreight Services\$1,600.00.21%

• The only divisible work for this procurement for an M/WBE subcontractor is delivery/freight services. The actual delivery price received from the M/WBE subcontractor is substantially less than 3% of the award amount, thus the reason for lower M/WBE percentage than originally estimated.

The Mayor's Office of Business Opportunity will monitor this contract.

**EQUIPMENT USAGE SUMMARY** 

Item No.	Description	Quantity	Location	Usage
1	FLYGT, Model No. CP 3531, 20-inch impeller, 215-HP, 1240RPM, 460 volt, 3-phase/60Hz, non potable submersible pump.	2	Keegan's Bayou Wastewater Treatment Plant, Facility No. 250, located at 9401 White Chapel Lane, Houston, Texas 77074.	
2	FLYGT, Model No. LL-3531, 48-inch impeller, 250-HP, 8300RPM, 460 volt, 3-phase/60Hz, nonpotable backwash submersible pump.	2 .	Southwest Wastewater Treatment Plant, Facility No. 190, located at 4211 Beechnut Ave., Houston, Texas 77096.	1
3	FLYGT, Model No. NS-3153X, 6-inch impeller, 20-HP, 1047 RPM, 230/460-volt, 3-phase/60Hz, portable, non-potable submersible pump.	10	Wastewater Operation Branch, Cullen Maintenance Facility, located at 7440 Cullen Blvd., Houston, TX 77051.	
4	FLYGT, Model No. NS-3127X, 4-inch impeller, 10-HP, 727 RPM, 230/460 volt, 3-phase/60Hz, portable, non-potable submersible pump.	10	Wastewater Operation Branch, Cullen Maintenance Facility, located at 7440 Cullen Blvd., Houston, TX 77051.	These new pumps will be stored and used as emergency back-up units for various Wastewater Operations Facilities.

Buyer: Art Lopez



To:

cc:

Marsha Murray

**Assistant Director** 

From:

LaTanja Bolden

**Procurement Specialist** 

Date:

April 24, 2013

Subject: Good Faith Effort Request

For: Hahn Pumps, Controls, & Mixers

For: Houston Pumps N24408

I reviewed and evaluated the Good Faith Efforts request submitted by Hahn Pumps, Controls, & Mixers through Strategic Purchasing regarding the project listed above. This solicitation is for Houston pumps Bid N24408.

The contractor will furnish all labor, supervision, transportation, permlts, tools, consumables, safety equipment, testing and testing equipment to furnish twenty, portable, non-potable submersible pumps, three non-potable submersible pumps and two backwash submersible pumps, in strict accordance with City of Houston specifications.

Hahn submitted a GFE letter specifying the following:

- This order was specified to be manufactured by Flygt Corporation; they are not a MWBE. Hahn Equipment is the only Distributor for Flygt Pumps in the Houston area. The only possibility for MWBE participation is freight. All of their freight on this order is being handled by the sub-contractor Trinity Freight Services (MBE).
  - o Total Freight \$1,600
  - o Total Job Amt. \$763,114
  - M/WBE Percentage 0.209667232

#### **OBO Research:**

- I spoke to Hahn (Whit Kelley) and I was informed that they did not contact any other subcontractors. They have used Trinity Freight Services on other contracts and will use Trinity Freight Services as their sub-contractor on this solicitation.
- I requested the following documentation:
  - o A copy of the Letter of Intent that Trinity Freight Services signed
  - A copy of Hahn's GFEs communication method to contact Trinity Freight Services



#### Summary of Research:

- O The manufacturer, Flygt Corp. has authorized Hahn Pumps, Controls, & Mixers as the only distributor of their pumps.
- o The only divisible work is through freight which limits subcontracting opportunity on this solicitation
- o Trinity Freight Services is a City certified MBE in shipping.

Based on my findings it is the recommendation to approve the Good Faith Effort Request from Hahn Pumps, Controls, & Mixers.

Reviewed and Accepted

Date / 1/3
Ulaufe & heurs

OBO Assistant Director

	REQUEST FOR COU	NCIL ACTION				
TO: Mayor via City Secretary				RC	A# 9606	
Subject: Amend Council Motio for Electrical Switchgear and S32-S23457-A1			Category #	Page 1 of 1	Agenda Iter	
FROM (Department or other point Calvin D. Wells	of origin):	Origination Date		Agenda Date		
City Purchasing Agent Administration & Regulatory Affairs Department		April 23, 2013		MAY 1 5 2013		
DIRECTOR'S SIGNATURE	<b></b>	Council Distr	rict(s) affected			
For additional information contact	ontact: Date and Identification of prior authorizing		ing			
David Guernsey	Phone: (832) 395-3640	Council Action:				
Desiree Heath	Phone: (832) 393-8742	CM 2011-0091, Passed February 2, 2011				
RECOMMENDATION: (Summary Amend Council Motion 2011-09		, to increase	the spending	authority fro	om	

\$471,587.30 to \$589,484.13 for electrical switchgear and motor controls for various departments.

Spending Authority Increased by: \$117,896.83

**Finance Budget** 

\$117,896.83 PW&E Water & Sewer System Operating Fund (8300)

### SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council amend Council Motion 2011-0091, to increase the spending authority for electrical switchgear and motor controls awarded to Elliott Electric Supply from \$471,587.30 to \$589,484.13. The additional spending authority is required for a vast array of electrical equipment repair and installations.

This award began February 8, 2011 for a 60-month period in an amount not to exceed \$471,587.30. Expenditures as of April 23, 2013 totaled \$378,955.83. The Public Works & Engineering Department determined that additional spending authority is required to continue servicing the emergency pumping stations located throughout the City. The pump stations remove high water from freeway underpasses and feeder roads after heavy rains and/or flood conditions, in addition to assisting water over-flow and distribution throughout the City's storm water drains, bayous and tributaries. Spending authority is being depleted earlier than anticipated due to a capital purchase of a breaker made against this award.

This solicitation was issued with an 11% MWBE goal. Elliott Electric Supply is currently achieving 42.63%. The Office of Business Opportunity will continue to monitor this award for participation in accordance with the contract goal.

#### **Hire Houston First**

This procurement is exempt from the City's Hire Houston First Ordinance. Bids were solicited prior to the passing of the ordinance by City Council in September 2011.

Buyer: Veronica Douglas, CPPB

#### **ESTIMATED SPENDING AUTHORITY:**

į	DEPARTMENT	FY 2013	OUTYEARS	TOTAL
	Public Works & Engineering	\$48,634.92	\$69,261.91	\$117,896.83

	REQUIRED AUTHORIZA	TION	NOT
Finance Department:	Other Authorization:	Other Authorization:	

REQUEST FOR COU	NCIL ACTION				
TO: Mayor via City Secretary			RCA	\# 9688	
Subject: Approve the Sole Source Purchase of B2Gnow W Diversity Management Software and Support Services for	eb-Based Various	Category #	Page 1 of 2	Agenda Iten	
Departments / S10-E24599				13	
FROM (Department or other point of origin): Calvin D. Wells	Origination 1	Date	Agenda Date		
City Purchasing Agent	May 01	1, 2013			
Administration & Regulatory Affairs Department			MAY 1	5 <b>2013</b>	
DIRECTOR'S SIGNATURE	Council Disti All	rict(s) affected			
For additional information contact:	Date and Identification of prior authorizing				
Marsha E. Murray Phone: (832) 393.0614	Council Action	n:			
Douglas Moore Phone: (832) 393-8724					
RECOMMENDATION: (Summary) Approve the sole source purchase of B2Gnow web-based services in the total amount not to exceed \$65,000.00 for v	diversity mana arious departn	gement soft nents.	ware and sup	pport	
Award Amount: \$65,000.00			Finance Budg	et	
\$36,500.00 - General Fund (1000)					
\$28,500.00 - General Service Revolving Fund (1002)	<b>7</b> 15 16 16 16 16 16 16 16 16 16 16 16 16 16				
\$65,000.00 - TOTAL					

## **SPECIFIC EXPLANATION:**

The Director of the Office of Business Opportunity and the City Purchasing Agent recommend that City Council approve the sole source purchase of B2Gnow (Business to Government Now) web-based diversity management software and support services in the amount not to exceed \$65,000.00 for various departments, and that authorization be given to issue a purchase order to AskReply, Inc. d/b/a B2Gnow.

The Office of Business Opportunity (OBO) has used this customized B2Gnow web-based system since 2004. The B2Gnow web-based system allows OBO to meet its specific business needs to record certification data, and to gather information on contracts being monitored and other related procurement data. Moreover, the B2Gnow system allows all City departments and vendors to search for certified firms in order to meet the Small, Minority, Women and Disadvantaged Business Enterprises (SMWDBE) participation goals on City contracts; produce several types of reports required by City Ordinance and/or Executive Orders to include the SMWDBE Awards report; and compiling Hire Houston First reports, which are distributed citywide.

Under this purchase order, OBO will be allowed to pay outstanding maintenance and annual service fees, maintaining all data currently housed in B2Gnow, integrating data from multiple systems to increase access to additional data, and paying costs associated with the Hire Houston First module. This system is jointly funded by OBO, Houston Airport System (HAS), and Houston Information Technology Services (HITS).

AskReply, Inc. d/b/a B2Gnow is the sole proprietary and provider of the B2Gnow Diversity Management System, which is a web-based proprietary software system developed exclusively for the Office of Business Opportunity. Additionally, AskReply, Inc. d/b/a B2Gnow is the sole organization authorized to provide preventive annual maintenance, services and necessary repairs that may be required by the system.

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

REQUIRED AUTHORIZATION					
Finance Department:	Other Authorization:	Other Authorization:			

rs.			
Date: 5/1/2013	Subject: Approve the Sole Source Purchase of B2Gnow Web-Based Diversity Management Software and Support Services for Various Departments / S10-E24599	Originator's Initials GB	Page 2 of 2
Hire Housto This procure because the	on First: Iment is exempt from the City's Hire Houston First Ordinance department is utilizing a sole source contractor for this purcha	. Bids/Proposals we	ere not solicited
Buyer: Greg H	ubbard		
Attachment:	M/WBE zero-percentage document approved by the Office of	f Business Opportur	ity.
	•		
		,	



# Interoffice CORRESPONDENCE

To:

CC:

Marsha Murray

Assistant Director, OBO

From:

Katrina Williams

CFO and System Analyst, OBO

Date:

March 26, 2013

Subject: M/WBE 0% Goal Request

**Item or Scope of Services: B2G Procurement System** 

The total dollar value is: \$65,000

I am requesting approval of a: 0% goal

#### Justification:

The Office of Business Opportunity has used the B2G Now system since 2004, which allows OBO to record certification data, information for contracts being monitored and other procurement data. In addition, the system allows all departments and vendors to search for certified firms to meet S/MWBE participation goals on City contracts. This system allows OBO to produce several types of reports, required by City Ordinance or Executive Order, including the Small, Minority, Women and Disadvantaged Business Enterprises (SMWBDE) Awards report and the Hire Houston First reports which are distributed citywide.

This web-based software is a sole source purchase, without any opportunities for divisibility for SMWBE participation, therefore a 0% goal is requested for this purchase. B2Gnow is a proprietary system that has been developed exclusively for OBO. No other company is qualified or authorized to provide the annual maintenance and service that is required by the City of Houston to use the system.

B2G has been customized and tailored over the years to meet OBO's specific business needs. Utilizing another company would jeopardize the ability to maintain all operations, reports, and current processes throughout the entire department. Bids/proposals were not solicited because the department is currently utilizing this system.

In advance, thank you for your assistance.

Signed by:

Office of Business Opportunity, CFO

Approved by:

Office of Business Opportunity, Assistant Director

Marshe & Wheny





5025 N. Central Avenue, #494 Phoenix, AZ 85012 Voice: 602-325-9277 Fax: 866-892-2913

January 10, 2013

City of Houston Attn: Katrina Williams 611 Walker Street Houston, TX 77002

Re: Renewal of B2Gnow Sole Source Annual Service Fees

Dear Ms. Williams:

Thank you for your renewal of the B2Gnow annual service fee for the period of July 1, 2013 until June 30, 2014. Included the annual service agreement is:

- · Hosting and management of a high availability, secure technology infrastructure
- 24/7 unlimited access to the B2Gnow system
- · Unlimited staff and vendor accounts in the system
- · Access to all system upgrades and enhancement
- Phone and email support for staff
- First level email support for vendors
- Up-to-date quick guides, training manuals, online help & video training
- · Unlimited online staff training as available

The B2Gnow Diversity Management System is a proprietary system that has been developed exclusively by B2Gnow. No other company is qualified or authorized to provide the annual maintenance and service that is required by the City of Houston to use the system.

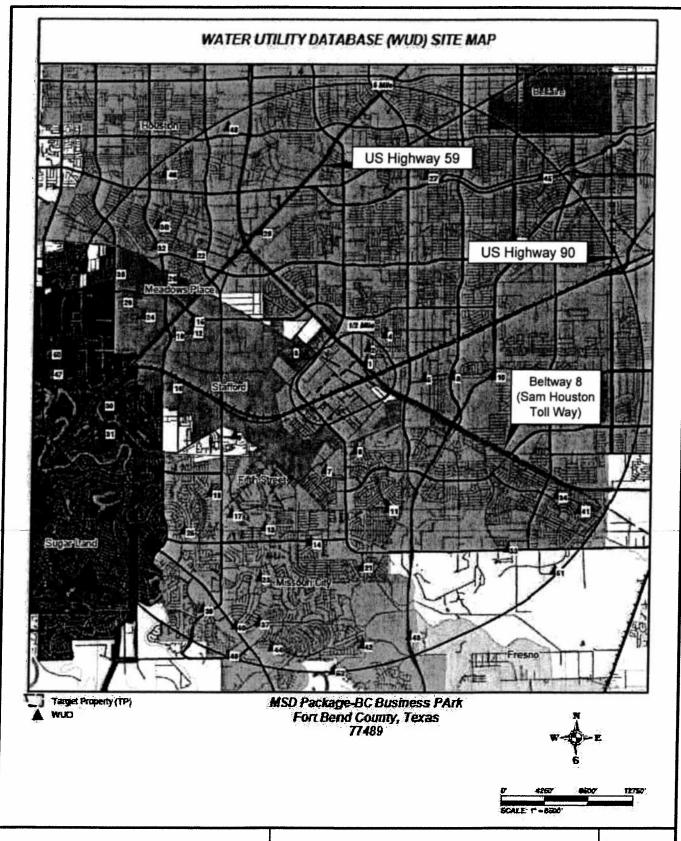
If you have any questions regarding the B2Gnow annual service fee, please don't hesitate to contact me directly at 602-325-9277.

**Best Regards** 

Frank Begalke Chief Operating Officer AskReply, Inc. (dba B2Gnow)

10: Mayor via City Se	cretary REQUES	I FOR COUNCIL AC	HUN			
SUBJECT: A resolution sup Business Park, LP and Geo Road, Missouri City, TX 774	rge Gilman, Trustee for the			Page 1 of <u>1</u>	Agenda Item #	
FROM (Department or other	er point of origin):	Origina	tion Date	Agenda Da	te	
Department of Public Works	and Engineering			MAY	15 2013	
DIRECTOR'S SIGNATURE	1118 -	Counci N/A	Council District affected: N/A			
For additional information			d identification	of prior auth	norizing	
Jedediah Greenfield Adm	inistration Manager (83	2) 394-9005 Council	action:			
RECOMMENDATION: (Summary)  Adopt a resolution supporting the certification of a Municipal Setting Designation (MSD) for BC Business Park, LP and George Gilman, Trustee for the site located at 13555 South Cravens Road, Missouri City, TX 77489.						
Amount and Source of Funding: N/A						
<ul> <li>BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designates an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting public health. As part of the application to the TCEQ for an MSD designation, applicants are required to provide documentation that the application is supported by the following:         <ul> <li>Each municipality with a boundary located within one-half mile from the site,</li> <li>Each municipality that owns or operates a groundwater supply well within five-miles from the site,</li> <li>Each retail public utility, as defined by Section 13.002, Texas Water Code, that owns or operates a groundwater supply well within five-miles from the site, as well as,</li> <li>The municipality in which the site is located.</li> </ul> </li> </ul>						
SCOPE: BC Business Park, LP and George Gilman, Trustee received a Municipal Setting Designation (MSD) ordinance from the City of Missouri City on February 18, 2013 supporting their application to the State for issuance of an MSD for their site located at 13555 South Cravens Road, Missouri City, TX 77489. In addition to their MSD ordinance, the applicants are required by the Texas Commission on Environmental Quality (TCEQ), pursuant to Texas Health and Safety Code, Chapter 361, Subchapter W, to receive a resolution of support for their MSD application to the State from the City of Houston because their site is located within a half-mile of the City of Houston, and the City operates public water supply wells within five miles of their site.						
The site consists of approximately 150-acres and was owned and operated by Cooper Cameron who manufactured oil-field equipment on the site. The site is enrolled in the State's Voluntary Cleanup Program (VCP) and has been investigated and monitored since 1999. 300 million gallons of affected groundwater have been withdrawn and treated over the past seven years decreasing the extent and concentration of the affected area. A public drinking water supply system exists that satisfies the requirement of Chapter 361 of the Texas Health and Safety Code that supplies or is capable of supplying drinking water to the property and property within one-half mile.						
RECOMMENDATIONS: Adopt a resolution supporting the certification of a Municipal Setting Designation (MSD) for BC Business Park, LP and George Gilman, Trustee for the site located at 13555 South Cravens Road, Missouri City, TX 77489.						
MLL:TJH:RM:jbg C: Marta Crinejo, Ceil Price						
REQUIRED AUTHORIZATIO	N ,	CUIC ID# 20UPA238				
Other Authorization:	Authorization	Hart	Other Auti	horization:		
	Mark L. Loethen, P.E. Deputy Director Planning & Developm					

F&A 011.A REV. 3/94 7530-0100403-00



# Environmental Resources Management

 DESIGN: RAJ
 DRAWN: RAJ
 CHKD.: PAS

 DATE: 4/25/2013
 SCALE: AS SHOWN
 REV.:

 W.O. NO.: H:\DWG\D13\0160514\_LocMap.dwg , 4/25/2013 2:19:46 PM

FIGURE 2A Location Map and MSD Boundary Former Cooper Cameron Valves Facility Missouri City, Texas



- Name de Otto Constant	REQUEST FOR COUNCIL	ACTION		
TO: Mayor via City Secretary				RCA#
SUBJECT: A resolution to nominal Cyberonics Blvd., 77058, as an Enter	prise Project.	Category #	Page 1 of 1	Agenda Item#
FROM: (Department or other point of	origin):	Origination Da	ate	Agenda Date
Andy Icken Chief Development Officer		5/9/	<sup>′</sup> 13	MAY 1 5 2013
SIGNATURE:		Council Distric	cts affected:	
Ofto	<u></u>	District "E" -		
For additional information contact:		Date and ident	ification of prio	r authorizing Council
Gwendolyn Tillotson	Phone: 832-393-0937	Date and identification of prior authorizing Counc Action: Ordinance No. 2008-118 dated 2/13/08, as amended by Ordinance No. 2008-359 dated 4/23/08 amended by Ordinance No. 2012-1004 dated 11/28 to include additional local incentives		
RECOMMENDATION: (Summary): . Enterprise Project.	A resolution to nominate Cyberonics	s, Inc. located	at 100 Cyberor	nics Blvd., 77058, as a
Amount of Funding: No City funding	roquinod		T=:	
Amount of Funding. 140 City funding	required		Finance Budg	et:
SOURCE OF FUNDING: [ ] C	General Fund [ ] Grant Fund	[ ] Ente	rprise Fund	
[X]	Other (Specify) State funded ince	ntive		
SPECIFIC EXPLANATION:				
The Texas Enterprise Zone Program is to promote job creation and capital in more poverty rate, as determined by the State law requires a municipality or Project to participate in the Enterprise biennium; the City is limited to a maximum 2, 2012.	nvestment A State Enterprise Zone U.S. Census Bureau during each d county to nominate a project of a e Zone Program. Legislation limits	e is any census ecennial census qualified busing allocations to	s tract block gr s. ness for design of the state and	ation as an Enterprise
June 3, 2013. City Council previously incentive and more recently amended to	y adopted an ordinance authorizing	the City to no	ominate project	s for this state funded
Enterprise Projects are eligible to appl refund is related to the capital investment amount, there is a maximum refund of	ent and jobs created or retained at the	e qualified bus	xpenditures. The	ne level and amount of pending on investment
The City is nominating Cyberonics, letention of 317 jobs over the 5-year pr	inc. as an Enterprise Project with a ogram period.	an estimated c	apital investme	ent of \$9 million and
Cyberonics, Inc. is a medical technological real technological technological technological technological technological technological technological annual wages exceeding \$59 million computer hardware, software, and fixtures.	Therapy System, which is FDA-appouston facility, located within an Ention. Cyberonics, Inc. will invest \$1	proved for the terprise Zone, 7 million in b	treatment of re employs 317 f uilding improve	efractory epilepsy and full-time workers with ements: \$3.48 million
c: Marta Crinejo, Agenda Director Anna Russell, City Secretary David Feldman, City Attorney				i
	REQUIRED AUTHORIZAT	ION		
inance Director:	Other Authorization:	Other A	uthorization:	
		ı		

	REQUEST FOR COUNCIL	ACTION			
TO: Mayor via City Secretary	REQUEST FOR COUNCIL	ACTION	R	CA#	
SUBJECT: A resolution to nominate	Valerus Compression Services.	Category #	Page 1 of 1	Agenda Item#	
L.P. located at 919 Milam Street, #100,	-			19	
FROM: (Department or other point of o		Origination Da	te	Agenda Date	
Andy Icken		5/9/	12	MAV 4 h and	
Chief Development Officer			16544-	MAY 1 5 2013	
SIGNATURE:		Council District	ts affected: CM Rodriguez		
Mack		•			
For additional information contact:		Date and identi	fication of prio	r authorizing Council	
				18 dated 2/13/08, as 08-359 dated 4/23/08; as	
Gwendolyn Tillotson P	<b>Phone:</b> 832-393-0937			12-1004 dated 11/28/12	
		to include addi			
RECOMMENDATION: (Summary): A	resolution to nominate Valerus	Compression	Services, L.P.	located at 919 Milam	
Street, 77002 as an Enterprise Project.			Finance Budg	o.t.	
Amount of Funding: No City funding re	equired		Finance Budg	et;	
SOURCE OF FUNDING: [ ] General Fund [ ] Enterprise Fund					
1 X 1 C	Other (Specify) State funded ince	entive			
SPECIFIC EXPLANATION:					
		. 1 1	:4: 4aata	with the State of Toyon	
The Texas Enterprise Zone Program is	an economic development tool for	local commun	ities to partner	roup that has a 20% or	
to promote job creation and capital inv more poverty rate, as determined by the	A State Enterprise Zoi	decennial censu	s tract block g	Toup that has a 2070 of	
more poverty rate, as determined by the	U.S. Cellsus Bureau during cach	decemman cemsu			
State law requires a municipality or c	ounty to nominate a project of a	qualified busi	ness for design	nation as an Enterprise	
Project to participate in the Enterprise	Zone Program. Legislation limit	ts allocations to	the state and	local communities per	
biennium: the City is limited to a maxi	mum of 9 project designations. T	he next deadlin	e for the quart	erly state application is	
June 3, 2013. City Council previously	adopted an ordinance authorizin	g the City to n	ominate projec	ets for this state funded	
incentive and more recently amended th	e ordinance to expand the list of le	ocal incentives	that may be ava	allable.	
Enterprise Projects are eligible to apply	for state calco and use tay refund	s on qualified e	expenditures T	he level and amount of	
refund is related to the capital investme	nt and jobs created or retained at	s on quanned the qualified by	siness site. De	enending on investment	
amount, there is a maximum refund of \$	\$2.500 - \$7.500 per job for the con	npany.			
The City is nominating Valerus Comp	pression Services, L.P. (Valerus)	as an Enterpr	ise Project wit	th an estimated capital	
investment of \$10.5 million, and retenti-	on of 340 jobs over the 5-year pro	gram period.			
			Tinia d Canan	and intermetionally. It	
Valerus provides oil and gas handlin	g equipment, operations, and se	ervices in the	United States	and internationally. It	
specializes in wellhead production, com	pression, processing, and treating	. The Housion	rocesses while	e staving ahead of the	
Zone, is planning to revamp its IT sy competition. Information technology is	on ever evolving crucial element	in today's busit	ess environme	nt. The company will	
competition. Information technology is	28 750 Valerus will invest \$6	million in the i	mplementation	of an SAP system, \$4	
retain jobs with an average salary of \$98,750. Valerus will invest \$6 million in the implementation of an SAP system, \$4 million on an electronic asset management system and approximately \$400,000 on furniture and fixtures.					
cc: Marta Crinejo, Agenda Director	no: Morto Crinaio, Agenda Director				
Anna Russell, City Secretary					
David Feldman, City Attorney					
	REQUIRED AUTHORIZA				
Finance Director:	Other Authorization:	Other .	Authorization	:	

		REQUEST FOR COUNCIL	ACTIO	N		A
	TO: Mayor via City Secretary		RCA#			
	SUBJECT: A resolution to nomi	inate Goodman Manufacturing	Categ	ory#	Page 1 of 1	Agenda Item#
	Company, L.P. located at 6900 O Enterprise Project.	evermeyer Street, 77008 as an				17
	FROM: (Department or other point of o	origin):	Origi	nation Da	te	Agenda Date
	Andy Icken		_	5/9/		MAY 1 5 2013
	Chief Development Officer	$\overline{}$	7	3/9/	/ (フ	
	SIGNATURE:				ts affected:	
ł		060 -	Distr	ict "C" –	CM Cohen	
	For additional information contact:	3	Date	nd identi	ification of prio	or authorizing Council
	Gwendolyn Tillotson	Phone: 832-393-0937	Action amend amend to incl	n: Ordina led by Or led by Or ude addit	ance No. 2008-irdinance No. 20 rdinance No. 20 rdinance No. 20 tional local ince	118 dated 2/13/08, as 008-359 dated 4/23/08; as 012-1004 dated 11/28/12 entives
	<b>RECOMMENDATION</b> : (Summary): A resolution to nominate Goodman Manufacturing Company, L.P. located at 6900					
	Overmeyer Street, 77008 as an Enterpr					
	Amount of Funding: No City funding re	equired			Finance Budg	get:
-	SOURCE OF FUNDING:     Go	eneral Fund [ ] Grant Fund	,	Ente	rprise Fund	
	[ X ] C	Other (Specify) State funded ince	entive			
	SPECIFIC EXPLANATION:					
	The Texas Enterprise Zone Program is an economic development tool for local communities to partner with the State of Texas to promote job creation and capital investment A State Enterprise Zone is any census tract block group that has a 20% or more poverty rate, as determined by the U.S. Census Bureau during each decennial census.					
	State law requires a municipality or or Project to participate in the Enterprise biennium; the City is limited to a maxifune 3, 2013. City Council previously incentive and more recently amended the	Zone Program. Legislation limit imum of 9 project designations. The y adopted an ordinance authorizing	s alloo he nex g the (	eations to t deadline Sity to no	o the state and e for the quart ominate project	l local communities per terly state application is cts for this state funded
	Enterprise Projects are eligible to apply refund is related to the capital investme amount, there is a maximum refund of \$1.50.	ent and jobs created or retained at t	he qua			
	The City is nominating Goodman Manu of \$18.8 million, creation of 167 jobs ar					nated capital investment
	Goodman Manufacturing Company, L.P. (Goodman) is a Houston based company and is the second largest manufacturer of heating, ventilation and air conditioning products for residential and light commercial use in the U.S., based on unit sales. The Houston facility, located outside an Enterprise Zone, is currently evaluating an expansion that will provide the opportunity to produce the Daikin Variable Refrigerant Volume HVAC system. The company will both create and retain jobs with an average salary of \$47,400. Goodman will invest \$6 million in building improvements and \$12.8 million on manufacturing equipment and furniture and fixtures.					
•	cc: Marta Crinejo, Agenda Director Anna Russell, City Secretary					
_	David Feldman, City Attorney	DEOMBED AUTHORIS	TION		<del></del>	
		REQUIRED AUTHORIZA	HUN			
1	Finance Director:	Other Authorization:		Other A	Authorization	:
			1			

REQUEST FOR COUNCIL ACTION TO: Mayor via City Secretary RCA #				
SUBJECT: A resolution to nominate I	Dowall Floatrical Systems Inc	Catagom: #	Page 1 of 1	.,
(Powell) located at 7232 Airport Blvd	• •	Category #	rage 1 of 1	Agenda Item#
Enterprise Project.				/0
FROM: (Department or other point of	origin):	Origination Da	ate	Agenda Date
Andy Icken		5/9	/13	MAY 1 5 2013
Chief Development Officer SIGNATURE:		Council Distric	<u>/                                    </u>	13 2013
SIGNATURE	<b>;</b>	cis affecteu: CM Rodriguez		
The ck		District 1	- Trounguez	,
For additional information contact:				r authorizing Council
Gwendolyn Tillotson  Phone: 832-393-0937  Action: Ordinance No. 2008-118 dated 2/1 amended by Ordinance No. 2018-359 dated amended by Ordinance No. 2012-1004 dated to include additional local incentives				08-359 dated 4/23/08; as 12-1004 dated 11/28/12
RECOMMENDATION: (Summary): A Blvd, Houston, 77061, as an Enterprise		ctrical Systems	, Inc. (Powell)	located at 7232 Airpor
Amount of Funding: No City funding r		**************************************	Finance Budg	et:
SOURCE OF FUNDING: [ ] G	eneral Fund [ ] Grant Fund	[ ] Ente	rprise Fund	
[ X ] (	Other (Specify) State funded incent	tive		
SPECIFIC EXPLANATION:				
to promote job creation and capital investment A State Enterprise Zone is any census tract block group that has a 20% of more poverty rate, as determined by the U.S. Census Bureau during each decennial census.  State law requires a municipality or county to nominate a project of a qualified business for designation as an Enterprise Project to participate in the Enterprise Zone Program. Legislation limits allocations to the state and local communities per biennium; the City is limited to a maximum of 9 project designations. The next deadline for the quarterly state application is June 3, 2013.				
Enterprise Projects are eligible to apply refund is related to the capital investme amount, there is a maximum refund of S	ent and jobs created or retained at t	he qualified bu	xpenditures. Tl siness site. De	he level and amount of pending on investment
City Council previously adopted an ord City is nominating Powell as an Enterp jobs over the 5-year program period.	dinance authorizing the City to not prise Project with an estimated cap	minate projects pital investment	for this State t of \$28 million	Funded incentive. The n and retention of 323
Powell designs, manufactures and packages equipment and systems for the distribution, control, generation and management of electrical energy and other dynamic processes. Headquartered in Houston, Texas, Powell serves large industrial customers such as oil and gas producers, refineries, petrochemical plants, pulp and paper mills, transportation facilities, and public and private utilities. The Houston facility, located within an Enterprise Zone, employs 323 full-time workers with total annual wages exceeding \$16 million. Powell will invest \$21.5 million for construction; \$1.05 million for architectural & engineering design; \$935K for development costs; \$1.5 million for telecommunication equipment; \$216K for audio visual equipment; \$1.8 million for capital equipment; and \$1.7 million for miscellaneous cost.				
cc: Marta Crinejo, Agenda Director Anna Russell, City Secretary David Feldman, City Attorney				
David Foldman, City Attorney	REQUIRED AUTHORIZA	ΓΙΟΝ		
Finance Director:	Other Authorization:		uthorization:	
A mance Director.	Omer Aumorization;	Other A	aunorization:	

ilp	( <b>*</b>				
	1ayor via City Secretary REQUEST FOR COUNCIL ACTION				
ı	JECT:	Category	Pag	-	Agenda Iten
Prote	roval of a resolution to correct the legal description of the Landmark and ected Landmark designation of Reid Memorial United Methodist Church 03 Fulton Street	#	1 0	f 1	# 19
	M (Department or other point of origin):  original and Development  Original 4/24/2	ation Date 2013	1		da Date Y 1 5 2013
$\mathbb{R}^{n}$	Marlere n. Gaprier H	l District aff	ected		
For	additional information contact: Diana DuCroz Date an	nd identificat l action: 7/2			authorizing 008-21
REC	OMMENDATION: (Summary)		<del></del>		
Appr Mem	oval of a resolution to correct the legal description of the Landmark and Forial United Methodist Church at 5203 Fulton Street	rotected Lan	dmarl	k desig	nation of Reid
Amo	unt and Source of Funding: N/A		Fina	ance B	udget:
Land	Memorial United Methodist Church at 5203 Fulton Street was designark by City Council on July 23, 2008, Resolution R2008-21. However, the property description. The purpose of this action is to correct the Tracts 3, 13, 14, & 15, Germantown Link Road Tract, Abstract Harris County, Texas. The property includes an historic brick church brick wing and separate educational buildings. Only the historic attached brick wing are included in the landmark and protected other structures on site are excluded.	wever, the re ne legal desc l, J Austin, urch building ic brick chu	esolut riptio City g with urch	tion co on to: of Ho of an at buildir	ontained an ouston, ttached ng and
Attach	ment: Resolution No. 2008-21				
C C	Ainnette Boesel, Mayor's Assistant for Cultural Affairs David M. Feldman, City Attorney Omar Izfar, Real Estate Section, Office of the City Attorney C.A. McClelland, Chief, Police Department erry A. Garrison, Chief, Fire Department				

REQUIRED AUTHORIZATION

Finance Director: Other Authorization: Other Authorization:

F&A 011.A REV. 3/94 7530-0100403-00

Bracewell Giuliani, L.L.P. and the Law	v Offices of Francisco G. Medin atton & Associates as co-disclos dget & Fiscal Affairs Committee	on April 2	mmended as el.	senior mana co-bond co	ager.
with Ramirez & Co., Inc. serving as be Bracewell Giuliani, L.L.P. and the Law with Haynes and Boone, LLP and Bra This transaction was presented to Buc  Recommendation:	v Offices of Francisco G. Medin atton & Associates as co-disclos dget & Fiscal Affairs Committee	sure couns	mmended as el.	senior mana co-bond co	ager.
with Ramirez & Co., Inc. serving as be Bracewell Giuliani, L.L.P. and the Law with Haynes and Boone, LLP and Bra This transaction was presented to Buc  Recommendation:	v Offices of Francisco G. Medin atton & Associates as co-disclos dget & Fiscal Affairs Committee	sure couns	mmended as el.	senior mana co-bond co	ager.
with Ramirez & Co., Inc. serving as bo Bracewell Giuliani, L.L.P. and the Law with Haynes and Boone, LLP and Bra This transaction was presented to Bud	v Offices of Francisco G. Medinatton & Associates as co-disclos	sure couns	mmended as el.	senior mana co-bond co	ager.
with Ramirez & Co., Inc. serving as bo Bracewell Giuliani, L.L.P. and the Law with Haynes and Boone, LLP and Bra	v Offices of Francisco G. Medinatton & Associates as co-disclos	sure couns	mmended as el.	senior mana co-bond co	ager.
with Ramirez & Co., Inc. serving as bo Bracewell Giuliani, L.L.P. and the Law	v Offices of Francisco G. Medin	a are reco sure couns	mmended as	senior mana co-bond co	ager.
The Finance Working Group recomme	with Ramirez & Co., Inc. serving as book running manager along with Fidelity Capital as co-senior manager.  Bracewell Giuliani, L.L.P. and the Law Offices of Francisco G. Medina are recommended as co-bond counsel along with Haynes and Boone, LLP and Bratton & Associates as co-disclosure counsel.				
	ends that the Series 2013 Bond	ds be issue	ed through a	negotiated fi	
The City has identified approximately callable at attractive present value sa Special Facilities Taxable Revenue R refund these bonds and pay any assowhere the primary pledged revenue s 2013 Bonds in aggregate will not exce	lvings. The recommended issue Refunding Bonds (Consolidated ociated costs of issuance. Thes source are customer facility chai	ance of the Rental Ca se bonds a	e City of Hou r Facility Pro re structured	ston, Airport ect), Series as special f	System 2013 will acility bonds
SPECIFIC EXPLANATION:					
Source of Funding: [ ] General I	Fund [ ] Grant Fund [	] Other	(Specify)	[X] Ente	erprise Fund
Amount of Funding: Not Applicable Finance Budget:			udget:		
Approve an ordinance authorizing to Revenue Refunding Bonds (Consoli Preliminary Official Statement, distribution amount not to exceed \$50 million.	idated Rental Car Facility Proje	ect), Serie:	s 2013 which	includes a	uthorizina the
RECOMMENDATION: (Summary)	1 Hone. 032-093-0029				
Jennifer Olenick Charisse Mosely	Phone: 832-393-9112 Phone: 832-393-3529	Council		o. piloi (	
For additional information contact		Date and	d identificati	on of prior	authorizing
Due O	Council All	District Affe	cted:		
FROM (Department or other point Department of Finance and Office or	<b>Originat</b> 5/1/2013	ion Date:	Agenda D	ate AY 15 2013	
SUBJECT: Approve an ordinance authorizing the issuance of the City of Houston, Airport System Special Facilities Taxable Revenue Refunding Bonds (Consolidated Rental Car Facility Project), Series 2013 which includes authorizing the Preliminary Official Statement, distribution of the Preliminary Official Statement, and other related documents.					Item#
Houston, Airport System Special Fa Bonds (Consolidated Rental Car Fa		City of	Category	Page	Agenda

# TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

	COURTER						
	SUBJECT: Revision of Chapter 14, Section Ordinances Relating to Layoffs	14-142, of the City o	of Houston Code	of	Category # 3	Page 1 of 1	Agenda Item #
	FROM (Department or other point	t of origin):	<u> </u>	Origin	nation Date	Agenda	2/
	Legal Department	· · · · · · · · · · · · · · · · · ·			9/13		
	DIRECTOR'S SIGNATURE: David	M. Feldman, City Atto	ornev		cil District af	fected:	1 5 2013
g	of with	Br-		City W		iccieu.	
	For additional information contact			Date a	nd identifica	tion of pr	ior
	Phone: Dor	832/393-6412 or nald J. Fleming 832/39	93-6303	autho	rizing Counc	il action:	
ł	RECOMMENDATION: (Summary)			***		·····	
	•						
	The Legal Department recommer	nds revision of Chapt	er 14, Section 1	14-14	2, of the City	of Hous	ton Code of
	Ordinances to provide for the resemployed within one (1) year of a	toration of certain sig	k and vacation	benef	its for emplo	oyees laid	off but re-
-	Amount of Funding:					equent ia	yon.
	_		Finance Budge	et:			
	None						
H	SOURCE OF FUNDING:N/A	[] Consent Found		***************************************		***	
-	SOURCE OF TONDING.	[] General Fund	[] Grant Fu	ınd	[ ] Ent	erprise F	und
	[ ] Other (Specify) SPECIFIC EXPLANATION:				****		
(	Current practice provides that employe	es laid off under Rule 1	1 (Sections 14-14	0 thru	14-149 of the	Code) and	re-employed
6	employees, i.e., the re-hired employe	be returned to employmes are placed in the C	ent with the same	sick a	and vacation t	enefits pro	ovided to new
-		addingable to the emplo	VAA St tha tima ha	·/aha	una laid aff ""	<b>1</b>	
c	or at any subsequent time, to be place	ced in the Compensab	iow employees la le sick leave pro	id off o	on April 12, 20 or the Modifi	11 (the "20	)11 Layoffs"),
•	rinoriotor program they participated if	i at the time of their lav	Off the Least D	anarta	aant raaamm	~ ~ ~ 4 ~ 4 * 4	he proposed
	evision to Section 14-142 be adopted						
re	A new item (4) is being added eturned to work within one (1) year of the employee particle leave plan which the employee particle leave plan which the employee particle.	to Section 14-142 to p	provide that an en	nploye	e affected by	the 2011	Layoffs who
_	ion loave plan which the employee Dan	ilcinated in at the time A	t lavatt and chall b			11	
h	ours accrued for which the employee	riayon under the Comp was compensated sub-	pensable sick plai	n not t	o exceed 104	10 hours. A	All sick leave
	to work within one ( ) year	ui ine iavoli shali ne i	Ant of bate12019	Vacat	ion googleid n		
Γ,	articipated in at the time of layoff. All mployee at the time of layoff shall be i	vacation nours the em	ninvee had in ev	cess o	f the vacation	r cap appl	icable to the
		, -,-					
Fi	nance Director:	REQUIRED AUTI					
	nance Director:	Other Authorization	:	Oth	er Authoriza	ition:	

City of Houston, Texas, Ordinance No. 2013-\_\_\_\_

AN ORDINANCE AMENDING SECTION 14-142 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO THE REEMPLOYMENT OF PERSONS LAID OFF AFTER A CERTAIN DATE; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

\* \* \* \* \*

WHEREAS, current provisions of the City's lay off rules and procedures may be seen to unfairly penalize employees laid off and rehired within one (1) year of such layoff as to their sick and vacation leave benefits; and

WHEREAS, it is recommended by the Legal Department that certain provisions in Rule 11 (Sections 14-140 through 14-149, Code of Ordinances), specifically Section 14-142, be amended to restore to any employee laid off on April 12, 2011, or at any time subsequent to that date and rehired within one year of his/her layoff, certain unpaid leave benefits held by such employees at the time of layoff; and

WHEREAS, the proposed ordinance would authorize the placement of any affected employee in the Compensable sick leave program or Modified sick leave program, whichever program they participated in at the time of their layoff and would also restore to such employee certain unpaid sick or vacation hours accrued as of the time of the layoff; and

WHEREAS, council desires to effect the changes proposed to Section 14-142 to ensure fairness to the employees adversely affected by layoffs that occurred on April 12, 2011, or at any time subsequent to that date; NOW, THEREFORE,

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

- **Section 1.** That the findings contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as a part of this Ordinance.
- **Section 2.** That the catchline to Section 14-140 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:
  - "Sec. 14-140. Reemployment list; reemployment; restoration of sick leave and vacation accruals."

**Section 3.** That Section 14-140 of the Code of Ordinances, Houston, Texas, is hereby amended to add new Items (4) and (5) to read as follows:

- Restoration of sick leave accruals. An employee laid off under the "(4) Rule 11 provisions and placed on a reemployment list who returns to full time employment with the city within one year of the layoff effective on April 12, 2011, or any subsequent layoff, shall be immediately reinstated to the Compensable sick leave or Modified sick leave plan which the employee participated in at the time of layoff. Upon reemployment, the employee shall have restored all unused sick leave hours accrued by the employee as of the time of layoff under the Compensable sick leave plan, not to exceed 1040 hours. Any unused sick leave hours accrued by the employee under the Compensable sick leave plan as of the time of layoff in excess of 1040 hours and for which the employee has been compensated, shall not be restored. Upon reemployment, any sick leave hours that had been accrued by the employee under the Modified sick leave plan and for which the employee was compensated subsequent to the layoff, shall not be restored to the employee.
- (5) Restoration of vacation accruals. An employee laid off under the Rule 11 provisions and placed on a reemployment list who returns to full time employment with the city within one year of the layoff effective on April 12, 2011, or any subsequent layoff, shall be reinstated to the vacation accrual program the employee participated in at the time of the layoff as provided under section 14-170 of this Code. All vacation hours the employee had accrued in excess of the vacation cap applicable to the employee at the time of layoff, shall also be restored to the employee. Any vacation hours accrued by an employee at the time of layoff, for which the employee was compensated subsequent to the layoff, shall not be restored to the employee."

**Section 4.** That, if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets

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

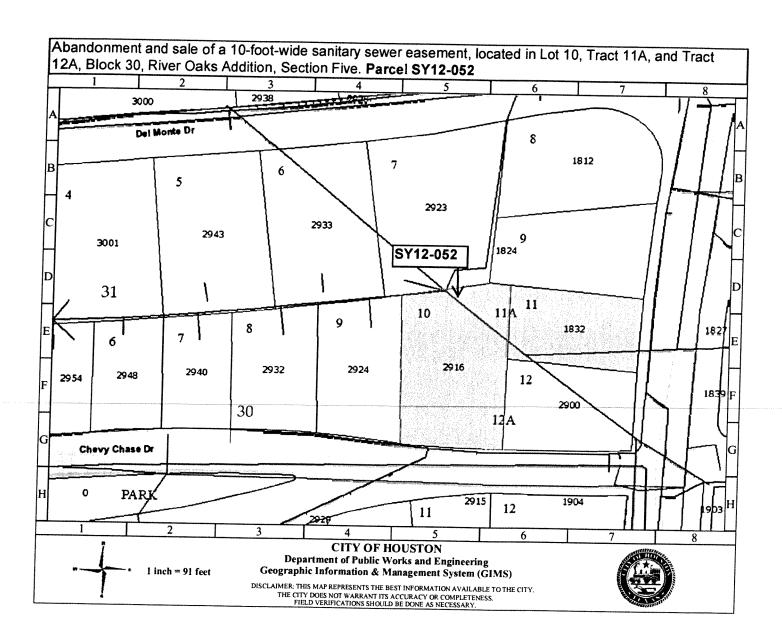
Section 5. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this	s day of	, 2013.
APPROVED this d	ay of	, 2013.
	Mayor of the City	of Houston
Pursuant to Article VI, Section 6 foregoing Ordinance is	6, Houston City Cha	arter, the effective date of the
	City Secretary	
	only occirculary	
Prepared by Legal Dept. RDC:DJF:asw 05/02/2013 Senior Requested by Omar Reid, Director, Human Res L.D. File No. 050-1300074-001	Assistant City Attorney ources	RDCOM

CUDING OF CITY Secre	tary REQUEST FOR CO	OUNCIL ACTION	
10-1001-wide samilary sewe	horizing the abandonment and sale reasement, located in Lot 10, Tract Liver Oaks Addition, Section Five. Pa	of a Page	Agenda Item #
Thou a			22
FROM (Department or ot	her point of origin):	Origination Date	Agenda Date
Department of Public Work	s and Engineering		MAY 15 2013
DIRECTOR'S SIGNATUR	RE;	Council District affec	
1 Jalin		SP STATE AND COMMENT	tea: G
Daniel W. Krueger, P.E., Di	rector)	Key Map 492Q	
For additional information	contact:		n of prior authorizing
	$\ell$	Council Action:	a or prior authorizing
Nancy P. Collins	Dhamar (920) 205 2120		
Senior Assistant Director-Re	<b>Phone:</b> (832) 395-3130 al Estate	C.M. 2012-0414 (06/06	5/12)
RECOMMENDATION: (	Summary) It is recommended Cir	- 0 3	
30, River Oaks Addition, Sec		located in Lot 10, Tract 11	A, and Tract 12A, Block
Amount and Source of Funding: Not App	plicable		
Thereafter, two changes were Department-Public Utilities I the abutting property owner's property owner's property owner's property owner's from the 1980s that included insure the quality of the utilit City's Public Works and Engineering	Council authorized the abandonment in Lot 10, Tract 11A, and Tract 1 made to the transaction. Upon furthe Division-Wastewater Operations Brars property; therefore, the abandonm not required as part of this transaction the diversion of the subject sanitary work required in Item 2 of Motion neering Department-Public Utilities ing fee owners, plan to construct a position of the subject sanitary work required in Item 2 of Motion neering Department-Public Utilities in fee owners, plan to construct a position.	r investigation by the Public ich, it was determined the nent of the sanitary sewer earn. In addition, a Capital Imy sewer line was planned by 2012-0414, the utility world investigation in the control of the sanitary sewer line was planned by 2012-0414, the utility world in the control of t	Addition, Section Five. Works and Engineering nanhole did not exist in assement in the abutting approvement Plan project ut never completed. To k was completed by the
	nave completed the transaction requi		
Parcel SY12-052 747-square-foot sanitary sewer Valued at \$27.50 per square fo	reasement: \$20,	543.00 (R)	
TOTAL ABANDONMENTS	<u>\$20,</u>	<u>543.00</u>	
LTS No. 5176	REQUIRED AUTHORI	ZATION	CUIC #20TP034
Finance Department:		Other Authorization:	
		Mark L. Loethen, P.E., CFM, Deputy Director	
	1 1	Planning and Development So	ervices Division

F&A 011.A Rev. 3/94 7530-0100403-00

4			
Date:	Subject: Ordinance authorizing the abandonment and sale of a 10-foot-wide sanitary sewer easement, located in Lot 10, Tract 11A, and Tract 12A, Block 30, River Oaks Addition, Section Five. Parcel SY12-052	Originator's Initials	Page
Therefore, it is recorn wide sanitary sewer Five.	mmended City Council approve an ordinance authorizing the absence, located in Lot 10, Tract 11A, and Tract 12A, Block 3	andonment and sa 30, River Oaks A	ale of a 10-foot-ddition, Section
DWK:NPC:tp			
tp\sy12-052.rc2.doc			
c: Jun Chang, P.E., Marta Crinejo Marlene Gafrick Daniel Menende:		••	



REQUEST FOR COUNC	CIL ACTION		
TO: Mayor via City Secretary  SUBJECT: Ordinance Authorizing the purchase of Crime			RCA#
Insurance Policy for Public Employee Dishonesty	Category #	Page 1 of 2	Agenda Item#
FROM: (Department or other point of origin):	Origination 1	Date	Agenda Date
Tina Paez, Director Administration & Regulatory Affairs Department	M. 6 2012		
DIRECTOR'S SIGNATURE:	May 6, 2013		MAY 1 5 2013
K / 1/2	Council Distr	icts affected:	
For additional information contact: Tina A. Paquet Phone: 832-393-8792	Date and identification of prior authorizing Council Action: 5/12/10; Ordinance No. 2010-3		
RECOMMENDATION: (Summary) Authorize the purchase of a Crime Insurance Policy for Public Employe (AIG), through member company National Union Fire Insurance Comp	ee Dishonesty from	om American In h, PA.	nternational Group
Amount of Funding: FY13 \$22,454.00 Policy Premium		Budget:	
FY13 \$22,454.00 Policy Premium		-	
SOURCE OF FUNDING: [ ] General Fund [ ] Grant Fu Property / Casualty Fund: 1004	nd[] Enterpr	ise Fund [X	( ) Other (Specify)
SPECIFIC EXPLANATION:			
Public Employee Dishonesty proposed by American International Group Fire Insurance Company of Pittsburgh, Pa. AIG was formerly known term begins May 29, 2013. The proposed premium is \$22,454. The Crip protects the City from the use of computers to fraudulently transfer City Section 2-39 of the City of Houston Code of Ordinances ("the Code") maintained to cover all employees not covered by the individual public Public employee dishonesty coverage required in Section 2-39 of the Cocommitted by an employee acting alone or in collusion with others.	as Chartis, the ime policy also in funds and other requires that pub	incumbent carri- ncludes compute property to a thi	er. The annual policer fraud coverage the ird party.  shonesty coverage b
y and compros de detring alone of in confusion with others.			
Section 2-40 (b) of the Code requires that Council approve the blanket or A Request for Proposals for a Crime Insurance Policy for Public Engusiness Journal on March 15, 2013 and March 22, 2013. The City's Inc.P., solicited proposals from five insurance carriers. AIG and Traveleroposals. Great American and Hartford declined to quote due to the highlight provided a quote that did not meet minimum specifications. Traigher than the deductible for the recommended AIG policy.	nployee Dishone surance Broker of ers were the only	esty was advert of Record, John y carriers that s	ised in the Houston L. Wortham & Son submitted completed
he AIG proposal meets minimum specifications and the requirements of	Section 2-39 of	the Code.	
he terms of the annual policy is as follows:  olicy Term: May 29, 2013 to May 29, 2014  imit: \$2,000,000 per occurrence			
REOUIRED AUTHORIZA	TION		

Finance Department

Date: 5/3/2013

Subject: Ordinance authorizing the purchase of a Crime Insurance Policy for Public Employee Dishonesty

Originator's Initials Page 2 of 2

The terms of the annual policy (continued):

Deductible: \$10,000 per occurrence

<u>Premium</u>: \$22,454.00

### Attachment

cc: Waynette Chan, Chief of Staff James Koski, Deputy Chief of Staff David Feldman, City Attorney Marta Crinejo, Agenda Director



# CITY OF HOUSTON \_

Interoffice

Administration & Regulatory Affairs

Correspondence

To:

Mayor Annise D. Parker and

Members of City Council

From:

Tina Paez, Director

Administration & Regulatory Affairs

Date:

May 6, 2013

Subject:

2013 Crime Insurance Renewal

### Introduction

The purpose of this memorandum is to recommend the purchase of crime insurance for Public Employee Dishonesty. Public employee dishonesty coverage is required by the City of Houston Code of Ordinances ("the Code"). Section 2-39 of the Code protects the City from losses resulting from theft committed by an employee acting alone or in collusion with others.

#### **Highlights**

Recommend purchase of crime insurance policy for public employee dishonesty for premium of \$22,454.

- 1) The proposed premium of \$22,454 is less than a five percent increase over the expiring annual premium of \$21,408; which was for the third term of a three-year policy.
- 2) The proposed premium includes a \$2 Million annual per occurrence policy loss limit; this is consistent with the current policy coverage.

### **Background**

Chapter 2, Article II., Division 3, Section 2-39 of the Code requires that public employee dishonesty coverage be maintained to cover all employees not covered by the individual public official bonds required in Section 2-37 of the Code. Section 2-40 (b) of the Code requires that Council approve the blanket crime policy form for public employees.

#### **Current Coverage**

The key factors that define a crime insurance policy are (a) number of permanent and temporary City employees, (b) annual per occurrence loss limit, (c) coverage offered and (d) deductible.

The City's current crime insurance policy provided through Chartis includes public employee dishonesty and computer fraud insurance, which protects the City from theft by employees. The policy includes computer fraud coverage that protects the City from the use of computers used to fraudulently transfer City funds and other property to a third party. The term of the City's current crime policy is three-years. The effective date of the policy is May 29, 2010. The proposed not to exceed policy premium for the three-year policy term is \$94,196, which includes \$60,588 base crime premium and \$33,608 loss adjustment premium. The loss adjustment premium could be charged only during the second and third policy years if the loss payments exceeded 100% of the premium applicable to each year. This additional premium has not been expended during the current term.

### **Proposed Coverage**

Wortham directly marketed five insurance carriers. AIG and Travelers are the only carriers that submitted complete proposals. Great American and Hartford declined to quote due to the high risk exposure for the number of employees of the City of Houston. Chubb provided a quote that did not meet minimum specifications. Travelers proposed a deductible of \$400,000 and AIG proposed a \$10,000 deductible. AIG's proposed policy deductible provides broader coverage.

AIG, formerly known as Chartis, proposed an annual policy term with conditions that are consistent with the current coverage. The term of the City's proposed crime policy is one-year. The effective date of the policy is May 29, 2013. The proposed premium for the annual policy term is \$22,454.

#### Recommendation

The Administration & Regulatory Affairs Department recommends that the City accept the proposed crime insurance policy. Wortham, our insurance broker, agrees with this recommendation.

If you have any questions, please call Tina A. Paquet at (832) 393-8792.

Tina Paez, Director

TP:TAP:MDH

cc:

Waynette Chan, Chief of Staff James Koski, Deputy Chief of Staff David Feldman, City Attorney Marta Crinejo, Agenda Director

Tina A. Paquet, ARA

HCU13-11

TO: Mayor via City Secretary	REQUEST FOR COUNCIL	ACTIO	N 13	- Temeno:	s Place II
SUBJECT: An Ordinance amending	the Loan Agreement between the	City of	Category	Page	Agenda
Houston and Temenos Community	Development Corporation to co	nstruct	#	1 of 1	Item
Temenos Place II – a housing comm	nunity for the homeless located a	it 2200			#
Jefferson Street – specifying Teme classifying City's restricted units.	nos Place II, LLC as the own	er and			24
FROM:		Origina	tion Data	Agandal	2-4-
Neal Rackleff, Director			ition Date	Agenda [	
Housing and Community Development		5/	7/2013	MAY	1 5 2013
DIRECTOR'S SIGNATURE:		Counci	I District affe		
1 /m mm 1	FOR NEAL RACKLEGY	1		istrict I	
For additional information contact:	Marc Eichenbaum	Date ar	nd identificat	ion of pric	r authorizing
Phone:	713-865-4557		I action: Ord		
RECOMMENDATION: Approval of a	n Ordinance amending the Loan	Agreem	ent between	the City o	f Houston and
Temenos Community Development Co	rporation to construct Temenos PI	ace II – a	a housing cor	nmunity for	r the homeless
located at 2200 Jefferson Street - spec	ifying Temenos Place II, LLC as th	e owner	and classifying		
Amount of Funding:	N			Finance	Budget:
COLUDE OF FUNDING	None	-			
SOURCE OF FUNDING [ ] Gener	al Fund [ ] Grant Fund [	] Enter	orise Fund	[X] Othe	er
	N/A				
SPECIFIC EXPLANATION:					
In July 2012, City Council approved a	loan Agreement between the Cit	v of Hou	uston and the	Temenos	Community
Development Corporation, providing \$3	3 million dollars of HOME funds for	or the co	enstruction of	Temenos	Place II - a
Single Room Occupancy (SRO) commu	inity for homeless individuals locate	ed at 220	00 Jefferson S	Street.	
The Heurine and Community B. I.					
The Housing and Community Develop	ment Department recommends Co	ouncil ap	proval of an	amended a	and restated
Agreement that (1) specifies Temenos and (2) classifies the City's restricted un	riace II, LLC, a limited purpose o	ievelopm	ient entity, as	s owner or	tne property
and (2) stabblings the only breathless an	its as fixed.				
Temenos Place II, LLC, not Temenos (	CDC, will be the development enti	tv and th	ne owner of t	he property	/. Temenos
CDC will lend the money to Temenos P	lace II, LLC. This ownership struc	ture was	recently esta	blished an	d was not in
place at the time that the original Agree	ment was authorized. However, a	as typica	with most ta	x credit tra	insactions, it
was always anticipated that the property	y would be developed and owned	by a sing	gle purpose e	entity, whol	ly owned by
Temenos CDC, to protect the organizati CDC's two separate communities. In fa	on Sassets and prevent the cross	collatera	alization of fu	nas betwee	en lemenos
loan in order to reflect such structure.	ct, Section 13.0 of the Agreement	piovided	ior amending	g and resta	ung the City
Additionally, the amendment will specify	that the City restricted units are "	fixed" to	38 individual	y specified	units. This
will enable the City to more effectively m	onitor the restricted units.				
NR:EP:JN:RB					
·					
cc: Legal Department					
Mayor's Office City Secretary					
Finance Department					
, mande bepartment					
					at in the second
	DECLUDED ALTHODIZATION				
Finance Department:	REQUIRED AUTHORIZATION Other Authorization:	<u> </u>	Other A	thorizatio	D:
· · · · · · · · · · · · · · · · · · ·	Julio Addionization.		Julei Au	ici ici icalio	•••
	1		ł		1

TO: Mayor via City Secretary	REQUEST FOR COUNCIL	ACTION 42	Temenos Place II	
SUBJECT: An Ordinance authorizing	1 8 \$1 500 000 Grant Agreement b	Cata and	Page Agenda	
the City of Houston and Temenos construct Temenos Place II, an affor	Community Development Corner	ntion to de	<u>1</u> of <u>1</u> Item	
homeless and low income individuals,	which is located at 2200 lefferson	enefit of Street	# 2	
FROM.	The restrict at 2200 sellerson	Origination Date	Agenda Date	
Neal Rackleff, Director		3/28/2013	MAY 1 5 2013	
Housing and Community Developmen  Office Tor's SIGNATURE:	t			
Selmin curp - your for here	Rullell	Council District affe		
For additional information contact:	Eta Paransky	l .	istrict I	
Phone:	713-868-8449	Council action: Ord	ion of prior authorizing	
RECOMMENDATION: The Departme	ent recommends approval of an Or	dia = = = = = = = = = = = = = = = = = = =		
Development Corporation to construction individuals, which is located at 2200 Je		for the benefit of ho	meless and low income	
Amount of Funding:	nerson street.			
	\$1,500,000.00		Finance Budget:	
SOURCE OF FUNDING [ ] Gener	al Fund [ ] Grant Fund [	] Enterprise Fund	[X] Other	
Homele	ss and Housing Consolidated B		[x] other	
SPECIFIC EXPLANATION:	The state of the s	ona runa 4501		
Temenos CDC is requesting a \$1,500 \$3,000,000 of HOME funds to construct	0,000 grant from the City of Hou	iston in addition to th	le previously authorized	
The second secon	a 4-story, oo-unit single-room-occ	supancy project with su	pportive services.	
The Housing and Community Development Department requests this supplemental grant, because anticipated philanthropic institutions funding has not yet been awarded. This funding will allow the construction of this needed facility to commence while the developer continues to sook foundation awards.				
and the developer contin	ides to seek foundation support.			
The affordable housing property will se quality affordable housing with supportions supportive services include mental beautiful to the services in the service				
individuals in the City, and is designed				
greatest.		ano valinciable popula	uon where the need is	
Temenos CDC will continue to attempt to				
Temenos CDC will continue to attempt to City's contribution. Construction funding from Harris County and approximately				
and approximately	\$1,575,000 of debt from the H	ouston Housing Finar	om the City, \$3,123,934	
includes acquisition.		and the second of the second	ice corporation, writer	
The affordability period will be 20 years	Additionally for a 20 years again	1 - 21 - 11 - 1 - 2 - 1		
The affordability period will be 20 years. Additionally, for a 20 year period after the end of the term – in the event of a change of use, sale, refinance or other capital event – excess proceeds will be equally split between the owner and HCDD (up to the principal balance of the loan).				
	•			
A total of 38 of the 80 units will be restri	cted pursuant to the City's LURA.	The City will restrict 3	0 units for households	
AMI. Four (4) units will be constructed as fully handicap accessible, and 2 units will be equipped for those who are hearing or visually impaired.				
This item was presented to the Lieurical and the				
This item was presented to the Housing, Sustainable Growth and Development Committee on December 5, 2012.				
NR:EP:JN:RB				
CC: CSC, CTR, FIN, LGL, MAO			***************************************	
TOO, OTT, THE EGE, MIAO				
		*		
Inanaa Barad	REQUIRED AUTHORIZATION			
inance Department:	Other Authorization:	Other Auth	orization:	

TO:	Mayor v	ia City	Secretai

# REQUEST FOR COUNCIL ACTION

HCD13-61a

, , , , , , , , , , , , , , , , , , , ,	- AUIIC	11		
2/26	/13	Capital ID	EA	
SUBJECT: An Ordinance authorizing a first contract amendment betw City of Houston and Capital Investing In Development and Employs Adults, Inc., providing \$247,296 in CDBG funds for a workforce development.	ment of	Category	Page 1 of 1	Agenda Item #
FROM:	Origina	tion Date	Agenda	Date
Neal Rackleff, Director	J.,gc	tion bate	-	
Housing and Community Development	2/	26/13	MAY	1 5 2013
DIRECTOR'S SIGNATURE:	Counci	l Districts a	ffected:	
For additional information contact: Marc Eichenbaum	Date an	d identifica	tion of pric	or authorizing
Phone: 713-865-4557		action: Or		
RECOMMENDATION: Approval of an Ordinance authorizing a first cont	tract ame	ndment both	con the Cit	ty of Houston and
Capital Investing In Development and Employment of Adults, Inc., pro	widing \$2	147 206 in C	DPC fund	ty of nouston and
development program.	widing #2	.47,290 III C	DBG lunus	s ioi a workforce
Amount of Funding:			T =:	
\$247,296.00			Finance	Buaget:
SOURCE OF FUNDING: [ ] General Fund [ X ] Grant	t Fund	[ ] [	Enterprise	Fund
Community Development Block G	rant (CDI	BG)		
SPECIFIC EXPLANATION:				
OF LOW TO EXITERITATION.				

The Housing and Community Development Department (HCDD) recommends approval of a first contract amendment between the City of Houston and Capital Investing In Development and Employment of Adults, Inc. (Capital IDEA) for a workforce development program.

Capital IDEA lifts low-income working families out of poverty by enabling participants to pursue an associate's degree in high-paying and in-demand professional fields/careers that will lead to life-long independence. Upon graduation, participants are placed in jobs that pay a minimum of \$17 per hour, offer benefits and the opportunity for advancement. Capital IDEA also provides supportive services to participants, including: (1) individual case management; (2) developmental instruction in basic math, English and writing; (3) tutoring services; (4) child care assistance; and (5) financial planning.

The City will grant Capital IDEA Houston up to \$247,296 in Community Development Block Grant (CDBG) funds to provide services to a minimum of 122 participants.

Category	Amount	Percentage
Program Administration	\$32,147.88	13%
Program Services	\$215,148.12	87%
Total	\$247,296.00	100%

HCDD conducted a Request for Proposals (RFP) for program years 2012 and 2013 CDBG Public Services contracts. Capital IDEA was one of the agencies selected. The RFP was for program year 2012 with an additional one-year renewal option for program year 2013. This ordinance will grant the one-year renewal period. The first contract amendment provides funding for a twelve month period from May 1, 2013 - April 30, 2014.

This item was presented to the Housing, Sustainable Growth and Development Committee on March 25, 2013.

NR:RB:MB:RLJ

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

REQUIRED AUTHORIZATION						
Finance Director:	Other Authorization:	Other Authorization:				
	1	i				

TO: Mayor via City Secretary	REQUEST FOR COUNCIL	ACTION			
SUBJECT: Ordinance approving the Transportation Security Admi System (HAS) authorizing the Ma Intercontinental Airport/Houston (	Other Transaction Agreement (OTA) nistration (TSA) and the Houston Airpayor to accept OTA funding for George (IAH), Project 689B	between	Category #	Page 1 of 1	Agenda Item #
FROM (Department or other poi	int of origin):	Origina	tion Date	1	1
Houston Airport System	- ,	May 1,		Agend	da Date t
DIRECTOR'S SIGNATURE:		Way 1,	2013		MAY 1 5 2013
of Mansh		Counci B	District affe	cted:	. 7 2013
For additional information conta		Date an	d identification	on of prio	r authorizing
Carl Newman Pho	ne: 281-230-3018	Council	action:	or prio	authorizing
Mark Bul	281-230-3107	N/A			
AMOUNT & SOURCE OF FUNDIN					
\$576,000,00 Transported S	Revenue	Prior ap	propriations:		
\$576,000.00 - Transportation Sec	urity Administration (TSA)	N/A	•		
Other Transaction A	Agreement (OTA) Funds				
RECOMMENDATION: (Summary	Fnoot on Ondi	L T			
Transportation Security Administra OTA funding in the amount not to e Design Project at George Bush Inter	Enact an Ordinance approving an Ottion (TSA) and the Houston Airport Sexceed \$576,000.00 for Project No. 68 recontinental Airport/Houston (IAH)	her Transa System (HA 19B, Check	AS) authorizing ted Baggage R	ent (OTA) g the May ecapitaliz	) between or to accept ation Screening
- Bush Me	(IAH).			-	6
SPECIFIC EXPLANATION:				****	
The Houston Airport System (HAS) funds in the amount not to exceed \$5		A and auth	ercontinental and increase to the continental and increase the continental	Airport/He he Mayor	ouston (IAH). to accept OTA
This project consists of design server TSA for replacement and installation eight (8) EDS machines, with minim equipment. This OTA is for design server for approval at a later date.	al modifications and the start of	iiiiai A. I	ms recapitan;	zation effo	ort will replace I
·					
	REQUIRED AUTHORIZATION	J			
Finance Department:		•			1
opaitingnt.	Other Authorization:	Oti	ner Authoriza	tion:	

**Finance Department:** 

# REQUEST FOR COUNCIL ACTION

	10: Mayor Via City Secretary REQUEST FOR CO	UNCIL ACTION			
	SUBJECT: Amendment No.1 to the Design-Build Agreement wi Corporation for Central Plant Upgrades at George Bush Intercont Airport/Houston (IAH) Project No. 621 (WBS#A000091-0013-4- 02-01; Contract No.4600011068)	inental	Category #7	Page 1 of 2	Agenda Item
	FROM (Department or other point of origin):	Origination Date	Agenda	Date	,,,
	Houston Airport System	February 11, 2013			
S S	DIRECTOR'S SIGNATURE:	Council District affected:		15 20	)13
	For additional information contact:  Samar Mukhopadhyay  Phone: 281/233-1840 281/233-1990  AMOUNT & SOURCE OF FUNDING:  CIP No. A-0091.32 \$ 208,405.52 HAS Consd201AMT (8201) \$2,803,947.48 HAS Consd204AMT (8203)  Total \$3,012,353.00	Date and identification of action:  08/10/2011(O)2011-678;  09/26/2012(O)2012-857  Prior appropriations:  08/10/11  HAS FAA Grants (8000)  08/10/11  HAS-Consd2004NAMT (82)  06/13/12	06/13/2012	\$961,7°	2-541; 70.00 70.00
	Mul	HAS Consolid2000 (8200) 06/13/12 HASConsd2001AMT (8201) 06/13/12 HAS FAA Grants (8000) 06/13/12 HAS Aprt Improvement (801) 9/26/12 HAS Consd2004 AMT (8203)	\$2 \$2 1) \$1	\$1,121,1 \$\text{910,00} 2,449,90 4,000,0	97.31 00.00 00.69
		9/26/12	\$ 2,		
		HAS Aprt Improvement (801 Total		756,922	3.00
	RECOMMENDATION: (Summary) Enact an ordinance to approve spawGlass Construction Corporation and provide funding for the co	Amendment No. 1 to the Designst of these services.	n-Build Ag	reemen	
S C he aj es	PECIFIC EXPLANATION: On August 10, 2011, Council approved construction Corporation for Central Plant Upgrades at IAH, include eating capacity of the IAH Central Plant, reduce greenhouse gas energoprization was for the preconstruction phase which consisted of establishing a Guaranteed Maximum Prices (GMP) for the two constructions are consisted of demolition of three chillers, three steam boilers cooling Tower No. 2, and asbestos remediation to remove asbestos to	a Design-Build Agreement wiing equipment upgrades to impnissions, and reduce energy costlesign and pre-construction sertruction packages (Early GMP enstruction of Central Plant Upgrades).	rove the coorts. The original of the coorts and in and Final Grades. The	oling ar ginal cluded MP). Early G	MB

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

16

Date February 11, 2013	Subject: Amendment No.1 to the Design-Build Agreement with SpawGlass Construction Corporation for Central Plant Upgrades at George Bush Intercontinental Airport/Houston (IAH) Project No. 621 (WBS#A000091-0013-4-01-01; A-000091-0013-4-02-01; Contract No.4600011068)	Originator's Initials PH	Page 2 of 2	
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On September 26, 2012 Council approved the Final GMP package for construction of the remaining Central Plant upgrades that included two 3,000 ton electric chillers, 5 hot water boilers, ultra low NO<sub>x</sub> burners for the two large power boilers, new control building, solar power system, and controls upgrades at Terminals A and C.

It is now requested that Council approve Amendment No. 1 to provide an additional 2,500 ton high efficiency electric chiller to replace a 25 year old 2,500 ton Chiller#5 that failed since the beginning of the project, and to provide funding required for the installation of hydronic piping and associated pumping system for heating and air conditioning for the new Terminal B south building.

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.

**ENGINEERING SERVICES TESTING CONTRACT**: Engineering testing services will be provided by Fugro Consultants, Inc. under Contract No. 73356.

**PROJECT COST**: The total amount to be appropriated is as follows:

\$2,862,328.00	Chiller#5 & Terminal B hydronic piping and pumping
105,900.00	Construction Contingency (6%)
44,125.00	Engineering Testing Services (2.5%)
\$3,012,353.00	Total Appropriation

**DBE PARTICIPATION:** This contract has a 30% Disadvantaged Business Enterprise (DBE) goal and will be met by the following certified firms.

Firms	Type of Service		
P^2MG dba TCB Insulation Gonzales Commercial Electric Corp.	Piping Insulation Electrical Services	\$ 46,885.00 \$ 146,207.00	2.66% 8.28%
Veritas Supply, Inc.	Furnish Chiller, Control Conduit, Supervision and Labor	\$ 849,046.00	48.10%
	Total	\$1,042,138.00	59.09%

SpawGlass Construction Corporation is currently achieving 20.81% participation on a 30% contract goal. Early GMP and Final GMP are ongoing and it is anticipated that the overall achieved participation will continue to rise as the higher DBE participation level construction phases continue to offset the lower DBE participation level of the preconstruction phase.

The HAS Office of Business Opportunity has reviewed and approved of this plan and will continue to monitor this contract.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Professional Services Contract with CDM Smith, Inc. for an Existing Condition Evaluation and Design for Emergency Repair of Inter-Terminal Train Tunnel Category Page Agenda at George Bush Intercontinental Airport/Houston (IAH) PN618 (WBS#A-000477-#9 1 of 2 ltem 0002-3-01-01) FROM (Department or other point of origin): **Origination Date Agenda Date** Houston Airport System April 2, 2013 MAY 15 2013 DIRECTOR'S SIGNATURE: 44 **Council District affected:** В For additional information contact: Date and identification of prior authorizing Kathy Elek Phone: 281/233-1826 Council action: Samar Mukhopadhyay 281/233-1840 N/A **AMOUNT & SOURCE OF FUNDING:** Prior appropriations: CIP No.: A-0477.08 \$500,000.00 HAS Aprt Improvement (8011) N/A RECOMMENDATION: (Summary) Enact an ordinance to award a professional services contract to CDM, Inc. and appropriate the necessary funds to finance the cost of these services. PROJECT LOCATION: George Bush Intercontinental Airport/Houston (IAH) **SPECIFIC EXPLANATION**: A Request for Qualifications (RFQ) was advertised on June 15, 2012 for a professional services contract to evaluate the existing condition of the Inter-Terminal Train Tunnel and prepare the design documents for the necessary repairs. Four Statements of Qualifications (SOQs) were received (CDM Smith, Inc., URS, FCM Engineers, and WJE). A selection committee comprised of HAS management professionals evaluated the firms. The evaluation criteria included organization's experience, key staff's individual experience, project design approach, evidence of past attainment of MWBE goals, attainment plan for MWBE goal for RFQ, and compliance with administrative requirements. Based on the evaluation, the selection committee recommended CDM Smith, Inc. as the best respondent. The scope of work for this project involves:

- Field investigations and site topographic surveys
- Subsurface investigations to provide information on the subsurface soil and groundwater conditions along three or
  more critical sections of the tunnels. This will include installing one or more lines of piezometers that can be used to
  measure current ground water levels and provide information to evaluate how the ground water hydrogeology is
  impacting the tunnel drainage system. If possible, "slug" testing will be conducted in the piezometers to provide
  estimates on hydraulic conductivities of the soil layers.
- Structural investigation of the condition of the tunnel walls, bottom slab and ceiling slab. Based on the visual
  observations conducted in the field review, visual inspections will be combined with non-destructive and
  geophysical tests. The inspection will provide the location and extent of cracks, spalls, delamination,
  flaws/deterioration, voids, debonding of rebar, and concrete thickness.

	REQUIRED AUTHORIZATION			
Finance Department:	Other Authorization:	Other Authorization:	1401	i
			.	

April 2, 2013  Subject: Professional Services Contract with CDM Smith, Inc. for an Existing Condition Evaluation and Design for Emergency Repair of Inter-Terminal Train Tunnel at George Bush Intercontinental Airport/Houston (IAH) PN618 (WBS#A-000477-0002-3-01-01)	Originator's Initials BS	Page 2 of 2	
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The scope of services will include preparation of the final design plans and specifications

The contract term is 180 calendar days.

**PROJECT COST**: The total amount to be appropriated under this contract is \$500,000.00

<u>PAY OR PLAY</u>: 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.

<u>HIRE HOUSTON FIRST:</u> 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.

**MWBE PARTICIPATION:** The Minority Women Business Enterprise (MWBE) goal is twenty four percent (24%). The goal will be met by the following certified firms:

Firms	Type of Work	Amount	%	
Othon Engineers HVJ and Associate Infrastructure Associates TLC Engineering	Civil Engineering Geotechnical Engineering HVAC Construction Management Total	\$ 50,000.00 \$ 50,000.00 \$ 25,000.00 \$ 25,000.00 \$150,000.00	10.0 % 10.0% 5.0 % 5.0 % 30.00%	

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Approve and Authorize a First Amendment to Construction Management at Risk Contract and De-appropriate/Appropriate Funds Page Agenda Item 1 of 2 Gilbane Building Company Palm Center/Young Library Replacement WBS No. E-000179-0001-4 FROM (Department or other point of origin): Origination Date Agenda Date MAY 1.5 2013 General Services Department 4/25/13 2/25/13 DIRECTOR'S SIGNATURE: Council District(s) affected: Scott Minnix For additional information contact: Date and identification of prior authorizing Jacquelyn L. Nisby Phone: 832.393.8023 Council action: Ordinance No. 2009-571; dated 06/17/09 RECOMMENDATION: Approve an Ordinance (1) authorizing a First Amendment to the Construction Management at Risk (CMAR) contract with Gilbane Building Company, approved by Motion 2007-0297; (2) deappropriating the sum of \$40,000.00 from the CMAR contract to fund additional design services; and (3) appropriating \$172,000.00 to the existing professional architectural services contract with Perkins & Will - CRA L.P. Amount and Source of Funding: **Finance Budget:** De-appropriate: \$ 40,000.00 - Reimbursement of Equipment/Projects Fund (1850) Appropriate: \$172,000.00 - Reimbursement of Equipment/Projects Fund (1850) **Previous Funding:** \$110,000.00 - Reimbursement of Equipment/Projects Fund (1850) SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council approve a First Amendment to the CMAR contract with Gilbane Building Company to eliminate and de-appropriate the termination fee of \$40,000.00 in the CMAR contract. The termination fee is no longer necessary because the City is proceeding with the project. GSD further recommends that City Council appropriate this amount plus an additional sum of \$132,000.00, totaling \$172,000.00, to the existing professional architectural services contract with Perkins & Will - CRA L.P. for additional design services. The OST/Almeda Tax Increment Reinvestment Zone (TIRZ No. 7) has reimbursed Fund 1850. PROJECT LOCATION: 5107 Griggs Road (534J) PREVIOUS HISTORY AND PROJECT SCOPE: On June 17, 2009, Ordinance 2009-571, City Council awarded a CMAR contract to Gilbane Building Company to perform preconstruction and construction phase services for the Young Library Replacement. The original scope of work provided for design of a new 16,800 sf library located at the Palm Center. However, TIRZ No. 7 purchased a 1.92 acres site, across the street from Palm Center, to accommodate a larger, 20,000 sf library. Due to staff layoffs and lack of funding to operate a new and larger facility, the Houston Public Library abandoned the 20,000 sf design and the project was placed on hold. The project was later restarted with the original 16,800 sf building on the new site. This additional appropriation is necessary to compensate the architect for the additional scope of work at the new site. REQUIRED AUTHORIZATION **CUIC ID # 25CONS109** General Services Department: **Houston Public Library:** 

Righard A. Vella Chief of Design & Construction Division

Rhea Brown Lawson, Ph.D.

Joseph Wen

Director

Date	SUBJECT:	Approve and Authorize a First Amendment to Construction  Management at Risk Contract and De-appropriate/Appropriate  Funds  Gilbane Building Company	Originator's Initials VTN	Page 2 of 2
		Palm Center/Young Library Replacement WBS No. E-000179-0001-4	VIIV	

**PROJECT DESCRIPTION:** The new library will have reading areas for adults, teens and children; book shelves; computer stations; administration offices; and support spaces. The library, first of its kind in Texas, will incorporate the latest in integrated technology. This technology will provide a new experience to the public in how information is disseminated through interactive high definition displays and mobile devices. Various computer system functions will be integrated into one system overlay to allow library staff to control air conditioning and heating temperature settings, lighting, security, meeting room schedules, gaming software, book checkout and returns, and electronic message boards and signs.

Council will be requested to appropriate funds for the technology component under a separate Council action.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase and Sale Agreement between Texas Eastern Transmission, LP, Page Agenda Item (Seller) and the City of Houston (Purchaser) and a Lease Agreement between City of 1 of 2 Houston (Landlord) and Texas Eastern Transmission, LP, (Tenant) for the purchase of land comprising a total of 2.9843 acres (130,000 square feet) and improvements located at 2715 and 2805 McKinney Street, Houston, Harris County, Texas: for the Resource Management Services Division of the Public Works and Engineering Department. WBS No. S-MMBWHS-0001-2-01-01

FROM (Department or other point of origin): **Origination Date Agenda Date** General Services Department 5/9/13 MAY 1 5 2013

DIRECTOR'S SIGNATURE: Scott Minnix

Council District affected: |

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

RECOMMENDATION: Approve and authorize a Purchase and Sale Agreement between Texas Eastern Transmission, LP, (Seller) and the City of Houston (Purchaser) and a Lease Agreement between City of Houston (Landlord) and Texas Eastern Transmission, LP, (Tenant) for the purchase of land comprising a total of 2.9843 acres (130,000 square feet) and improvements located at 2715 and 2805 McKinney Street, Houston, Texas for the Resource Management Services Division of the Public Works and Engineering Department, and appropriate funds.

**Amount and Source Of Funding:** 

\$5,212,000.00 PWE- Water & Sewer System Consolidated Construction Fund (Fund 8500)

**Finance Budget:** 

SPECIFIC EXPLANATION: The Department of Public Works and Engineering (PWE) Central Warehouse is a leased facility located at 319 St. Emanuel Street. The lease expires on March 31, 2014 and currently houses the Department's primary warehouse for operations and maintenance materials.

The General Services Department has identified 2.9843 acres of land (130,000 square feet) and improvements located at 2715 and 2805 McKinney Street (McKinney Warehouse) that can facilitate the PWE relocation project from the Central Warehouse. The building was originally designed to house a large warehouse and office space. Therefore, much of the infrastructure that is necessary for a warehouse and office space is already in place. The McKinney Warehouse has a three-story parking facility for up to 117 vehicles and high bay warehouse storage with racking systems in place. In addition, this facility is in close proximity to the Central Business District (CBD) and major freeways. The building is designed to be structurally resistant to hurricanes and has excess outside storage. The City desires to purchase the land and improvements from Texas Eastern Transmission, LP, a Delaware limited partnership, for a purchase price of \$5,100,000.00.

The following are key factors in considering this site and building for use as the new warehouse and office space for PWE:

## **Existing building:**

- Four-story building consisting of 92,055 square feet to include high bay storage, office spaces and parking.
- Restricted access facility; improved security overall.
- Fully sprinklered facility.
- Hurricane resistant design features.
- Air conditioned facility can improve shelf life of stored products.
- Significant back up power capability: 600KW/750KVA electrical service with 10,000 gallon diesel storage
- The real estate market has few options available with the office to warehouse ratio sought to accommodate PWE's operations.

**REQUIRED AUTHORIZATION** CUIC ID# 25 RB 149 General Services Department: Public Works & Engineering Department: Humberto Bautista, Assistant Director Daniel W. Krueger, 7 Real Estate Division Director

F &A 011.A Rev. 3/940

SUBJECT: Purchase and Sale Agreement between Texas Easter Transmission, LP, (Seller) and the City of Houston (Purchaser) and a Leas Agreement between City of Houston (Landlord) and Texas Easter Transmission, LP, (Tenant) for the purchase of land comprising a total of 2.984 acres (130,000 square feet) and improvements located at 2715 and 280 McKinney Street, Houston, Harris County, Texas for the Resource Management Services Division of the Public Works and Engineering Department. WBS No. S-MMBWHS-0001-2-01-01	Initials RB	<b>Page</b> 2 of 2
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#### Vacant parcel of land:

- Can be paved and used as a secured parking area for City related events nearby.
- Potential for expansion of City facilities on the site with option to connect to existing PWE operations.

#### Location:

- Proximity to CBD, I-45, US 59, I-10, and SH 288.
- One block of vacant land; seven blocks from the George R. Brown Convention Center; nine blocks from I-45.
- Significant street parking availability for access to facility during emergency events.

Therefore, the General Services Department recommends that City Council approve a Purchase and Sale Agreement with Texas Eastern Transmission, LP, (Seller), a Delaware limited partnership, and a Lease Agreement between City of Houston (Landlord) and Texas Eastern Transmission, LP,(Tenant) for the purchase of land comprising a total of 2.9843 acres (130,000 square feet) and improvements located at 2715 and 2805 McKinney Street, for a purchase price of \$5,100,000.00 plus additional expenses of \$112,000, and appropriate funds. The City will purchase the property and as part of the Purchase and Sale Agreement, allow the Seller to occupy the property until December 11, 2013 at no rental cost. However, the Seller will pay all operating expenses including utilities, maintenance and insurance.

The following is a breakdown of expected costs:

\$5,212,000.00	Total
50,000.00	Due Diligence Cost
61,000.00	Environmental
1,000.00	Closing Costs
\$5,100,000.00	Purchase Price

SM:BB:JLN:RB:npb

xc: Marta Crinejo, Anna Russell, Jacquelyn L. Nisby, and Susan Bandy

TO: Mayor via City Secretary	REQUEST FOR COUN	CIL ACTION			
Aspestos/Lead/Mold	r Contracting Program for FY 201. I Abatement, Demolition and Soil I gerous Buildings and other City F	3 Remediation fo	or	Page 1 of 2	Agenda Item
FROM (Department or other po	int of origin):	Origination			
General Services Department		5/9/13		MAY	1 5 2013
DIRECTOR'S SIGNATURE:	111.	Council Dist	ricts	affected:	
Scott Minnix	Marina 4/22/13			All	
For additional information conta		Council action	on:		prior authorizin
RECOMMENDATION: Appropriat Contracting Program for FY 2013.	e additional funds for the Environ	mental and De	moliti	on Service	es Task Order
Amount and Source of Funding:			Fi	nance Bu	dget:
Maximum contract amount for east \$300,000.00 - General Improvement	ach contract: \$2,000,000.00 – 5	years			
<b>Previous Funding for FY 2013:</b> \$126,184.63 – Water and Sewer States   \$126,184.63 – Total Funding					
SPECIFIC EXPLANATION: The appropriate an additional \$300,000 Program (Environmental and Dem services, lead and mold abateme Environmental and Demolition Programs and appropriations from valunding for each project, Council in Demolition Program.	provide the Environmental and Discourt of the Environmental and Discourt o	demolition Servividing asbesto by facilities and ental allocation	rices os aba od da os fro	Task Ordonatement and angerous by the second angerous by the second and angerous by the second and angerous by the second and angerous by the second and angerous by the second angerous by t	er Contracting and demolition buildings. The departmental
PROJECT LOCATIONS: Citywide					
PREVIOUS HISTORY AND PROJE awarded three five-year task order of Moving Company, Inc. dba Cherry demolition services, lead and mold On February 20, 2013, City Cou Demolition Program for FY 2013 for Maintenance Facility for the Department	Demolition contracts to ARC Abay  Demolition and appropriated to abatement and soil remediation not appropriated an additional to assess the second abatement demonstrated and appropriated to account a second and appropriated to account a second appropriated to a second appropriated and a second appropriated as a second appropriated and a second	\$315,000.00 for City facilities \$126,184.63	AR II or ask es an	ncorporate pestos al ad danger	ed and Cherry patement and ous buildings.
	REQUIRED AUTHORIZATIO	N		01110 15	# 05055==
General Services Department:				CUIC ID	# 25GM275
Humberto Bautista, P.E. Assistant Director					

Date	SUBJECT: Appropriate Additional Funds for the Environmental and Demolition Task Order Contracting Program for FY 2013 Asbestos/Lead/Mold Abatement, Demolition and Soil Remediation for City of Houston Dangerous Buildings and other City Facilities WBS No. D-000073-0097-4	Originator's Initials GM	Page 2 of 2
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MBE/SBE PARTICIPATION: A 5% MBE goal and 10% SBE goal have been established for each contract. To date, AAR Incorporated has achieved 7.77% MBE participation and 9.86% SBE participation. Cherry Moving Company, Inc. dba Cherry Demolition has achieved 9.35% MBE participation and 0.38% SBE participation. ARC Abatement, Inc., has achieved 1.23% MBE participation and 0.00% SBE participation and is working with the Office of Business Opportunity to increase its subcontracting capacity. It is anticipated that ARC Abatement, Inc. will achieve the goals by the completion of the contract.

SM:HB:JLN:GM:FK:fk

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

	TO: Mayor via City Secretary REQUEST FOR COUNCIL A	CTION		
	SUBJECT:	Category	Page	Agenda Item
	Approval of an ordinance allowing the Houston Police Department			
	to apply for and accept Criminal Justice Division funding for the Controlled Substances Backlog Reduction and Expansion	#	1 of 1	#
	Improvement Project			27
	FROM: (Department or other point of origin):	Origination	Date	Agenda Date
	Houston Police Department			MAY 1 5 2013
	DIRECTOR'S SIGNATURE.	May 2, 20		
Λ	DIRECTOR'S SIGNATURE:	Council Dis	tricts affected	l:
12	Charles A. McClelland, Jr., Chief of Police		All	
7	For additional information contact:	Date and id	entification of	prior authorizing
	Joseph A. Fenninger, Deputy Director	Council Act	ion:	•
	Office #713-308-1700  Joseph A. Fenninger, Deputy Director  4/2  4/2	2012-437		
	RECOMMENDATION: (Summary)			
	The Houston Police Department (HPD) recommends City Council	approve an o	ordinance auth	horizina
	application for and acceptance of the grant funds through the Office	ce of the Gov	ernor's Crimir	nal Justice
ł	Division to fund the Controlled Substances Backlog Reduction and Amount of Funding:	d Expansion		
	CJD City Match City Match	Total	Finance Bu	ıdget:
-	<u>Funding</u> <u>Funding</u> <u>In-Kind</u>	Funding		
l	\$197,480.00 -0- \$	197,480.00		
ŀ	SOURCE OF FUNDING: [] General Fund [X] Grant Fund		<u> </u>	
		[ ] Enterpri	se Fund	
	Other (Specify)			
-	Criminal Justice Division/Amount Requested: \$197,480.00  SPECIFIC EXPLANATION:	200 200 and a second and a second as a		
	The Office of the Governor's Criminal Justice Division provides g	rant funding	under the EV	2012 Carrandall
	Forensic Sciences Improvement Grant Program to make improvem	ents to the av	under the FT	ly processing of
1	forensic evidence resulting in an overall reduction in the backlog	of non-DNA	evidence for	r the Controlled
1	Substances Backlog Reduction and Expansion Improvement Pro	iect. City C	ouncil approv	val of the grant
	submission is a requirement to receive funding. The grant does no	ot require cit	y matching fu	inds.
١,	Controlled Substances Realtles Reduction and Francisco I			
3	Controlled Substances Backlog Reduction and Expansion Improver	nent Project.		
'	The Houston Police Department Crime Lab is seeking \$197,480.00	in grant fund	ls to unorade	the evicting goe
19	chromatograph/mass spectrometry instruments with new automa	ted infrared	gas phase de	tection systems
10	lesigned to provide automated and reliable data which will be used i	n identifying	new emerging	drugs of abuse.
	The upgrade will enhance the lab's ability to decrease turnaround tir	ne while cont	inuing to prov	ide accurate and
r	eliable results for newly emerging drugs of abuse.			
c	c: David Feldman, City Attorney			
	Marta Crinejo, Agenda Director			
	REQUIRED AUTHORIZATION	DN .		
F	inance Director: Other Authorization://	<del>,                                    </del>	Authorizatio	n:
F&A	011.A Rev.12/95	3		
	0-0100403-00			

To: Mayor via City Secretary	REQUEST FOR CO	UNCIL ACTI	ON		
SUBJECT: Juvenile Accountability Block Grant App	lication		Category	Page 1 of 1	Agenda Item
FROM (Department or other point of of Katherine Tipton, Director Department of Neighborhoods	origin):	1	ion Date: 11/2013	<b>Agenda</b> MAY	<b>Date</b> 1 5 2013
DIRECTOR'S SIGNATURE:		Council	District affec	ted: All	
For additional information contact:	Patricia Harrington 832) 393-0897	Council	03-2	1-10 7-11 8-12	2010–239 2011–293 2012–248
RECOMMENDATION: (Summary) Appr Juvenile Accountability Block Grant fundi Juvenile Accountability Intervention Progr	UO ITOM THE CANVERNATE Crimina	g application al Justice Div	and acceptar ision for the ir	nce of subs	sequent ation of the
<b>Amount of Funding:</b> \$76,927 \$53,087	Grant funds Match	,	Finance Di	rector:	
SOURCE OF FUNDING: [x] General [x] Grant Fu	ınd		***************************************		
SPECIFIC EXPLANATION:					

### **Background**

The U.S. Department of Justice provides a Juvenile Accountability Block Grant (JABG) to the Governor's Criminal Justice Division (CJD) to address juvenile offenses through accountability-based programs. These are non-competitive allocations based on an annual calculation of juvenile crime data from the Houston area. The funding supports the continued operation of the Juvenile Accountability Intervention Program, an initiative implemented by the Mayor's Anti-Gang Office for juvenile offenders and their parents/guardians. Program services include:

- Support Services: Through assessment, delinquent youth and their parents/guardians receive intervention through
  individual case management services that include risk and needs assessment, service plan development, referrals for
  screening, testing and treatment services, pro-social role modeling, consistent monitoring and contact, and follow up
  and after care.
- **Skill Building:** Youth and families are provided with skill building and awareness workshops for topics that include consequences of delinquency, personal responsibility, gang/drug/alcohol resistance, conflict resolution, managing emotions, making good choices, and healthy parenting.
- School Safety Enhancement: To enhance school safety, gang prevention presentations are conducted for students to
  educate on dangers and consequences of gang involvement, and gang awareness trainings are conducted for school
  personnel to educate on the warning signs of gang activity. Incident response and mediation services at schools that
  have experienced gang related violence to reduce the possibility of gang retaliation and future violence are also
  provided.

### **Request for Council Action**

Applicants must submit documentation from their governing entities authorizing submission of the application, assuring that all funds will be returned to CJD in the event of loss or misuse of awarded funds, committing the match, and designating an authorized official to apply for, accept, reject, alter or terminate the grant award.

REQUIRED AUTHORIZATION				
Finance Director:	Other Authorization:	Other Authorization:		

70 14	REQUEST FOR COU	NCIL ACTION			
TO: Mayor via City Secretary				RCA	# 9657
Subject: Approve an Ordina Respondents for Demolition Neighborhoods S30-Q24431	ance Awarding Contracts to the on of Structures for the Department	Best ent of	Category #	Page 1 of 3	Agenda Iten
FROM (Department or other Calvin D. Wells	point of origin):	Origination 1	Date	Agenda Date	<u> </u>
City Purchasing Agent Administration & Regulator	y Affairs Department	April 05	5, 2013	MAY 1	5 2013
DIRECTOR'S SIGNATURE	Ville	Council Distr	rict(s) affected		
For additional information con Valerie Berry				rior authorizir	ng
Douglas Moore	Phone: (832) 394-0616 Phone: (832) 393-8724	Council Action	on:		
RECOMMENDATION: (Sum Approve an ordinance awa Demolition, Smith-Mobley)	mary) rding contracts to Fernandez & S	Son, Cherry M	loving Comp	any, Inc. dba	Cherry

Approve an ordinance awarding contracts to Fernandez & Son, Cherry Moving Company, Inc. dba Cherry Demolition, Smith-Mobley, Inc., Willis Demolishing and Disposal Company and Inland Environments LTD. in a total amount not to exceed \$12,000,000.00 for demolition of structures for the Department of Neighborhoods.

Maximum Contract Amount: \$12,000,000.00

\$12,000,000.00 - Dangerous Buildings Fund (1801)

### **SPECIFIC EXPLANATION:**

The Director of the Department of Neighborhoods and the City Purchasing Agent recommend that City Council approve an ordinance awarding a three-year contract, with two one-year options to Fernandez & Son, Cherry Moving Company, Inc. dba Cherry Demolition, Smith-Mobley, Inc., Willis Demolishing and Disposal Company, and Inland Environments LTD. in a total amount not to exceed \$12,000,000.00 (as outlined below) for demolition of structures for the Department of Neighborhoods (DON). The City Purchasing Agent may terminate these contracts at any time upon 30-days written notice to the contractors.

Fernandez & Son: Award a three-year contract, with two one-year options in an amount not to exceed \$2,400,000.00.

<u>Cherry Moving Company, Inc. dba Cherry Demolition</u>: Award a three-year contract, with two one-year options in an amount not to exceed \$2,400,000.00.

Smith-Mobley, Inc.: Award a three-year contract, with two one-year options in an amount not to exceed \$2,400,000.00.

Willis Demolishing and Disposal Company: Award a three-year contract, with two one-year options in an amount not to exceed \$2,400,000.00.

Inland Environments LTD.: Award a three-year contract, with two one-year options in an amount not to exceed \$2,400,000.00.

The scope of work requires the contractors to provide all supervision, labor, materials, supplies, tools equipment, permits and fees necessary for the demolition of structures and removal of debris for scheduled demolition and emergency demolition services. Work orders will be issued to the five contractors on a rotational basis; thus ensuring an even distribution of work and increasing the number and speed of demolitions that can be performed under these contracts.

The Request for Qualifications (RFQ) was advertised in accordance with the requirements of the State of Texas bid laws. Sixty-one prospective proposers downloaded the solicitation document from SPD's e-bidding website and as a result, qualification proposals were received from: A.W. Willis & Associates, Cherry Moving Company, Inc. dba Cherry Demolition, Fernandez & Son, Grant MacKay Company, Inland Environmental LTD., JTB Services, Inc., RNDI

	REQUIRED AUTHORIZATION	
Finance Department:	Other Authorization:	Other Authorization:

Date: 4/5/2013	Subject: Approve an Ordinance Awarding Contracts to the Best Respondents for Demolition of Structures for the Department of Neighborhoods S30-Q24431	Originator's Initials RM	Page 2 of 3	
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Companies, Inc., Smith-Mobley, Inc., and Willis Demolishing and Disposal Company. The evaluation committee consisted of four evaluators from DON. The proposals were evaluated based upon the following criteria:

- Experience of Firm & Qualifications
- Equipment
- Conformance to RFQ
- MWBE

### **M/WBE Subcontracting:**

This RFQ was issued as a goal-oriented contract with a 20% M/WBE participation level.

Fernandez & Son: has designated the below-named company as its certified M/WBE subcontractor.

<u>Name</u>	Type of Work	Percentage	Amount
Velez Trucking, Inc.	Hauling	20%	\$480,000.00

<u>Cherry Moving Company, Inc. dba Cherry Demolition</u>: has designated the below-named companies as its certified M/WBE subcontractors.

<u>Name</u>	Type of Work	Percentage	Amount
Hernandez-Monreal Plumbing, L.P.	Plumbing	7%	\$168,000.00
Cornish Trucking	Hauling	7%	\$168,000.00
B-W Industrial Supply Corporation	Petroleum Products	6%	\$144,000,00

**Smith-Mobley, Inc.:** has designated the below-named companies as its certified M/WBE subcontractors.

<u>Name</u>	Type of Work	<u>Percentage</u>	Amount
A.W. Willis & Associates	Demolition	10%	\$240,000.00
Willis Demolishing/Disposal Co.	Demolition	5%	\$120,000.00
J.A. Gamez Trucking Services	Trucking	5%	\$120,000.00

Willis Demolishing and Disposal Company: has designated the below-named company as its certified M/WBE subcontractor.

<u>Name</u>	Type of Work	<u>Percentage</u>	Amount
Smith-Moblely, Inc.	Demolition	20%	\$480,000.00

Inland Environments LTD.: has designated the below-named companies as its certified M/WBE subcontractors.

<u>Name</u>	Type of Work	<u>Percentage</u>	Amount
Oil Products Distribution, Ltd.	Fuel	15%	\$360,000.00
Hernandez-Monreal Plumbing, L.P.	Plumbing	5%	\$120,000.00

The Office of Business Opportunity will monitor the awards.

### 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, Cherry Moving Company, Inc. dba Cherry Demolition provides health benefits to eligible employees in compliance with City policy. Fernandez & Son and Inland Environments LTD. have elected to pay into the Contractor Responsibility Fund in compliance with City policy. Smith-Mobley, Inc. and Willis Demolishing Company have elected to provide benefits for some employees, but will pay into the Contractor Responsibility Fund for others in compliance with City policy.

Date: 4/5/2013  Subject: Approve an Ordinance Awarding Contracts to the Best Respondents for Demolition of Structures for the Department of Neighborhoods S30-Q24431	Originator's Initials RM	Page 3 of 3
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### **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, Willis Demolishing and Disposal Company, Smith-Mobley, Inc. and Inland Environments LTD. meet the requirements of Hire Houston First.

Buyer: Richard Morris

Estimated Spending Authority					
DEPARTMENT FY 2013 OUT YEARS TOTAL					
Department of Neighborhoods	\$1,250,000.00	\$10,750,000.00	\$12,000,000.00		

TO: Mayor via City Secretary	REQUEST FOR COL	JNCIL AC	TION		
Subject: An ordinance approved of a Compromise and Settlement the City of Houston and Insural Independence Casualty & Sure South Coast Construction, Inc., work for construction of the Call Holcombe Boulevard to Sci N-000720-0001-4 Contract No. 4	ent Agreement ("CSA") ance Company of the Nety Company, as the State of the State o	between West and Surety for	6, 7	Page 1 of 2	Agenda Item #
FROM (Department or other policy of the poli	Dint of origin):	Ori Da	gination te:	Agenda Dat	
DIRECTOR'S SIGNATURE David M. Feldman, City Attorney			uncil District(	s) affected:	
contact: (83	alinda York Crouch - Le 32) 393-6462 aniel R. Menendez - PW 32) 395-2201	&E Ord	te and Identifi horizing Cou 1. # 2007-0107 1. # 2007-0765 1. # 2009-0786	n <b>cil Action:</b> ; January 24, ; ; June 27, 200	2007 7
RECOMMENDATION: (Summa That Council adopt an ordinan Settlement Agreement ("CSA") but Independence Casualty & Surety contract amount of \$8,744,061.26	ce approving and authority of Hour Company (collectively	norizing to ston and the "Suret	he execution Insurance Co	of a Compro	mise and
\$6,229,900.00 from Street and Br and \$2,600,000.00 from Harris Co additional appropriation in the am Consolidated Construction Fund N	idge Consolidated Consounty Construction Fundount of \$1,715,179,28 fr	Original a struction F No. 8303	appropriátion o und No. 4506 Previous	(f )	udget:
SOURCE OF FUNDING: [ ] [ ] Other (Specify)	General Fund [	] Grant	Fund [	] Enterprise	Fund
CLAIM:  The Contractor, South Coase work required under the corn Cambridge Bridge and Paydemanded that the Surety on the claim. The Surety that the City failed to proper the contract. A mediation claims for \$350,000.00.	ntract dated July 23, 200 ving from Holcombe Bo of the Performance Bor denied liability and ass ly compensate South C	outh Coas 7 in the a oulevard to d comple erted a cl	et"), failed to comount of \$7,6° or South McGi te the work ar aim on behalf	10,273.03 for to regor. The Cond filed a laws of South Coa	he ity uit ist
	REQUIRED AUTHO	RIZATIO	v 20	Demoz	
inance Department:	Other Authorization:		Other Autho		Director
A 011 C REV 1/92			J	· ·	······································

F&A 011.C REV. 1/92 7530-0100402-00

Dâte <sup>.</sup>	Subject: An ordinance approving and authorizing the execution of a Compromise and Settlement Agreement ("CSA") between the City of Houston and Insurance Company of the West and Independence Casualty & Surety Company, as the Surety for South Coast Construction, Inc., to settle a claim and to accept work for construction of the Cambridge Bridge and Paving from Holcombe Boulevard to South MacGregor, (WBS No. N-000720-0001-4 Contract No. 4600007961).	Originator's Initials	Page 2_ of _2_
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After a thorough investigation of the claim, the Legal Department and the Department of Public Works & Engineering recommend that Council adopt an ordinance approving and authorizing a CSA between the City and the Surety to settle all claims and to accept work completed by South Coast and authorize final payment. Because South Coast is no longer in business, the final payment in the amount of \$350,000.00 will be made to the Surety, on behalf of South Coast, from the contract funds.

### **PROJECT NOTICE/ JUSTIFICATION:**

This project is part of the Street and Traffic Control Improvement program and is required to improve traffic flow/circulation and reduce traffic congestion and hazards in the service area.

### **DESCRIPTION/SCOPE:**

This project consisted of the construction of an architecturally enhanced, 265-foot long, three span pre-stressed concrete bridge and excavation/regarding approximately four acres of channel bank along Brays Bayou with pedestrian/bike paths. Scientech Engineers designed the project with 540 calendar days allowed for construction. The project was awarded to South Coast with an original Contract amount of \$7,610,273.03.

### LOCATION:

The project area is general bounded by MacGregor Drive on the north and Holcombe Blvd. on the south. The project is located in Key Map Grid 533-E.

### **CONTRACT COMPLETION AND COST:**

The Contractor, South Coast, did not complete all of the Work under the subject Contract. The Work will be completed under a separate Contract. The final amount of the Contract, including Change Orders 1 through 5 in the amount of \$1,772,158.93, and including the CSA is \$8,744,061.26.

SUBJECT:	EQUEST FOR COUNCIL ACTION		Category	Page	Agenda It	tem
County from the Extraterritori	19,984.64 acres in northern Wall al Jurisdiction (ETJ) of the City o		#	1 of <u>1</u>	# 3	7
Houston FROM (Department or other p	point of origin):	Origin	ation Date	A	genda Date	+
Planning and Development	· · · · · · · · · · · · · · · · · · ·	May 8,		1	lay 15, 2013	•
DIRECTOR'S SIGNATURE:	1.	li .	l District affo	ected:		
Marlene A		ETJ				
For additional information con Ph	tact: Margaret Wallace Brown one: 713-837-7826		nd identificat l action:	ion of p	rior authorizing	
RECOMMENDATION: (Sumr						
That Council pass an ordinand Houston's ETJ	ce releasing 19,984.64 acres of la	and in no	orthern Walle	er Coun	ty from the City	of
1100010110 210						
Amount and	·			TC:	- D	
Source of Funding:				rinanc	e Budget:	
SPECIFIC EXPLANATION:						
The Planning Department has Spring Creek. The Planning D	received a request from Waller C epartment has examined the req	County to uest and	release a p d makes the	ortion of followin	of our ETJ north g conclusions:	of
not restrict the City's	rea does not hold any future ann ability_to_annex_surrounding_are otential through a Strategic Partn	eas in t	he future ar			
<ul> <li>Release of the property</li> </ul>	will not cause any additional pro	perty to	be lost from	the City	/'s ETJ;	
The City cannot provide water and wastewater service to the area due to its distance from existing facilities, and the release of this property will not diminish the City's efforts for groundwater reduction or other infrastructure projects; and						
The area includes major thoroughfares however the loss of these will not impede mobility efforts.						
The Planning Department recommends release of this area.						
cc: Marta Crinejo						
David Feldman Sameera Mahendru						
	REQUIRED AUTHORIZA	TION		·····		$\dashv$
Finance Director:	Other Authorization:		Other Author	rization		$\dashv$
		]				- 1

TO: Mayor via City Secretary	REQUEST FOR COU	NCIL ACTION			
Subject: Approve an Ordin	ance Authorizing a First Amendn		_	RC	A# 9687
Emergency Power Units f S30-L22367-A1	or Maintenance, Testing and Ro or Various Departments	nent to epair of	Category #	Page 1 of 1	Agenda Item
FROM (Department or other Calvin D. Wells	point of origin):	Origination I	) Date	Agenda Date	
City Purchasing Agent		April 23	3. 2013	MAY	4.5. 00.0
Administration & Regulato  DIRECTOR'S SIGNATURE	Administration & Regulatory Affairs Department				1 5 2013
Musin 27	Velly	Council Distr	ict(s) affected		
or additional information con	ntact:	Date and Iden	tification of n	mion outle - i i	
Jacquelyn L. Nisby	Phone: (832) 393-8023	Council Action	n:	rior authorizh	ng
Douglas Moore	Phone: (832) 393-8724	]		-142; Passed	d 2-20-08
	nance authorizing a first amendm ces Inc. dba Universal Engine Se from June 9, 2013 to December	ent to the con	tract betwee	n the City of	Houston
No Additional Funding Roa				Finance Budge	et

### SPECIFIC EXPLANATION:

No Additional Funding Required

The City Purchasing Agent recommends that City Council approve an ordinance authorizing a first amendment to the contract between the City of Houston and Power Pro-Tech Services, Inc. dba Universal Engine Services (formerly Universal Engine Services, LLC) to extend the current contract term from June 9, 2013 to December 31, 2013 for maintenance, testing and repair of emergency power units for various departments (General Services and Public Works and Engineering Departments). The City Purchasing Agent may terminate this contract any time upon 30-days written notice to the contractor.

This contract was awarded on February 20, 2008 by ordinance 2008-142 for a three-year term, with two one-year options in the amount of \$1,371,154.50. The contract commenced on March 11, 2008 and is currently in a 90-day extension period that expires on June 8, 2013. Expenditures as of April 16, 2013 totaled \$995,296.50. The contract extension shall allow services to continue until a new contract is awarded. It is anticipated that the new contract shall be in place prior to December 31, 2013. In consideration for this contract extension, the contractor has agreed to honor its year five pricing and all other contract terms and conditions through December 31, 2013.

The scope of work requires the contractor to provide all labor, supervision, parts, materials, equipment, tools, and transportation necessary to provide load testing, preventative maintenance and repair services, as necessary, on standby generator sets, auxiliary engine drive units and appurtenances at various locations within the City.

This contract was awarded with a 4% M/WBE participation goal and Power Pro-Tech Services, Inc. dba Universal Engine Services (formerly Universal Engine Services, LLC) is currently achieving 3.31% of the required goal. The Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

Buyer: Richard Morris

Finance Department:	REQUIRED AUTHORIZATION	M
Thance Department.	Other Authorization:	Other Authorization:
	Į.	1

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Interlocal Ag County for the Constru Transportation Enhancem WBS No. N-000420-0047	reement between the City of Houstouction of Precinct 2 Pedestrian a ent Hike and Bike Trails;	on and Harris and Bicyclist	<b>Page</b> <u>1</u> of <u>1</u>	Agenda Item #		
FROM (Department or o	ther point of origin):	Origination		Agenda Date		
Department of Public Wor	ks and Engineering	5/9/	13	MAY 1 5 2013		
Daniel W. Krueger, P.E	Why -	Council Dis	trict affected:			
Ravi Kaleyatodi, P.E., CPN Senior Assistant Director	yelodo 2/21/13	Date and ide Council action	entification of pont	prior authorizing		
RECOMMENDATION: (Su Adopt an ordinance approv	ummary) ing and authorizing an Interlocal Agre	eement betwee	n the City of H	ouston and Harris County.		
Amount and Source of Fu	nding: N/A					
PROJECT NOTICE/JUSTIFICATION: Harris County (County) desires to have a joint project with the City of Houston (City) for the pedestrian and bicyclist transportation enhancement hike and bike trails. It will be for the use and benefit to the overal Houston bikeway system. It will also provide a safe and convenient pathway for pedestrians and cyclists in the Houston area DESCRIPTION/SCOPE: This project is a joint project between the City and the County to construct pedestrian and bicyclishike and bike trails including shared use trails and bike lanes.  LOCATION: This project is generally bounded by Buffalo Bayou Trail on the North, Polk on the South, US 59 on the West and Hedricks Street on the East. This project is located in Key Map Grids 493 M, R, 494 J, N, T, V, Z, and 495 W, S.  PREVIOUS HISTORY AND SCOPE: Under the terms of the agreement, the County will be responsible 100% for the design of the project in accordance with the City requirements. The County will advertise and receive bids for the project which would not exceed \$1,500,000.00 available for the construction. The County will be responsible for administering the construction contract for the project. The City will assume the responsibility for maintenance and repair after the project completion.  ACTION RECOMMENDED: It is recommended that the City Council adopt an ordinance approving and authorizing an Interlocal Agreement between the City of Houston and Harris County.  DWK:DRM:RK:TAA:PKC:kdt  Eleconstrians and bike trails. It will be for the construction depends and Agreement working folder RCA-20TAA106.doc						
.TS No. 4443	2 Greater East End Bikeway Project.  CUIC ID # 20TA					
inance Department:	Other Authorization:  Joe Turner, Director	Ot	-	tion:		
	Houston Parks and Recreation Depa	rtment En	gineering and C	Construction Division		

### TO: Mayor via City Secretary

### REQUEST FOR COUNCIL ACTION

SUBJECT: An Ordinance approving the closings to vehicu crossings by Bell, Pease, Sherman and Brady Streets and approvi ending devices at those crossings to affect such closings; containing provisions related to the subject; and declaring an emergency.	Page Agenda 1 of 1 Item #	
FROM (Department or other point of origin): Public Works and Engineering Department	Origination Date 5/9/3	Agenda Date MAY 1 5 2013
Daniel W. Krueger, P.E., Director	Council District affected: I	
For additional information contact: Khang Nguyen, Assistant Director (832) 395-3008  KMN	Date and identification of prior	authorizing

### **RECOMMENDATION:** (Summary)

Approve an Ordinance to allow closure of street railroad crossings to vehicular traffic at Bell, Pease, Sherman and Brady Streets related to the establishment of the East End I Quiet Zone.

Amount and Source of Funding: No funding required.

PROJECT NOTICE/JUSTIFICATION: The Public Works & Engineering (PWE) Department has coordinated with the Union Pacific Railroad Company (UPRR) to close (4) four streets railroad crossings to vehicular traffic. These closures are necessary in order to facilitate the establishment of the East End I Quiet Zone

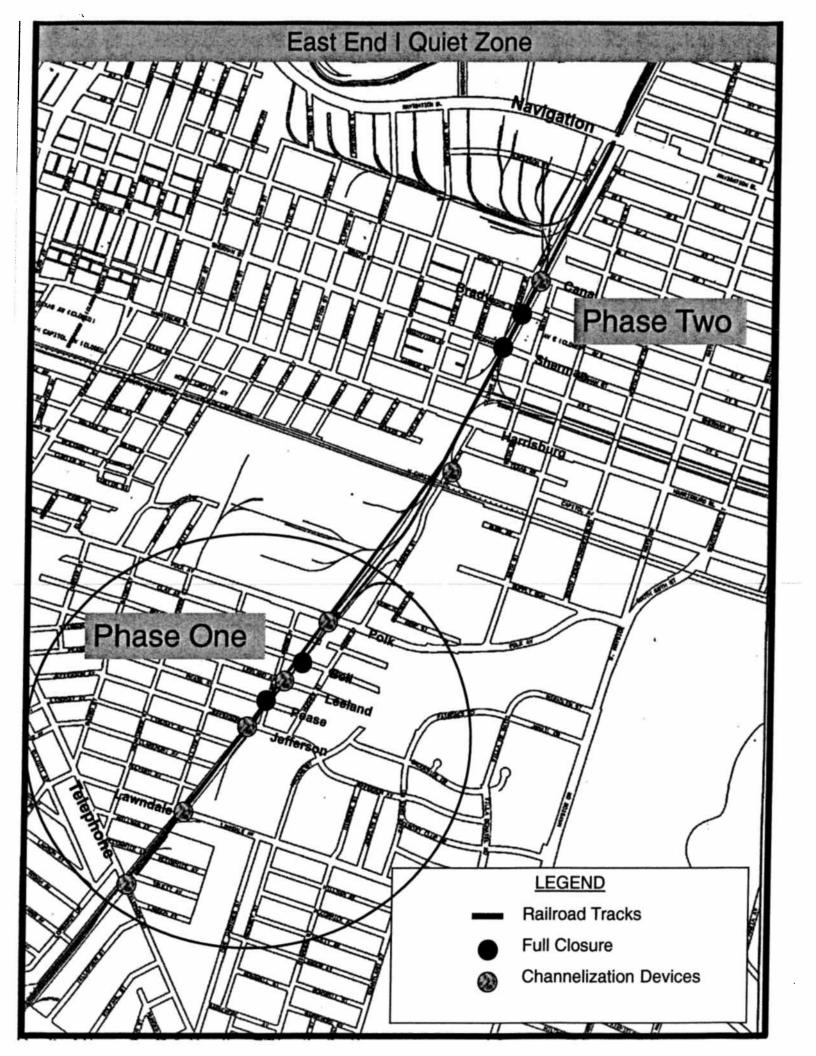
A public meeting was held on December 12, 2012 and a second public meeting was held on July 31, 2012. Both meetings informed the public of the City's intent to establish a quiet zone in the area and to explain the proposed improvements to the affected railroad crossings. Each meeting included a 14 day comment period immediately after to gather input from the affected stakeholders.

Per PWE traffic assessment; minimal negative impact is anticipated in regards to mobility, and positive impact is anticipated in terms of safety.

PWE requests that City Council approve an Ordinance authorizing the closure of the following locations. The candidate locations are:

	LOCATION:	KEY MAP
1.	Bell Street between Clay Street and Leeland Street	494 Y
2.	Pease Street between Leeland Street and Jefferson Street	494 Y
3.	Sherman Street between Brady Street and Garrow Street	<b>494U</b>
4.	Brady Street between Canal Street and Sherman Street	494U

LTS No. 5414	REQUIRE	CUIC ID #20JSW84A	
	Other Authorization:	Other Authorization:  Jeffrey Weatherford, P.E., F. Traffic And Transportation	



io: mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation to Professional Engineering Page Agenda Item # Services Contract between the City of Houston and United Engineers, 1 of 2 Inc. for Buffalo Bayou Trail - Shepherd to Sabine, WBS No. N-000420-0018-3; TxDOT CSJ 0912-71-503 From: (Department or Other Point of Origin) **Origination Date** Agenda Date Department of Public Works and Engineering 5/9/13 MAY 15 2013 Director's Signature: Council District affected: Daniel W. Kruese For additional information contact: Date and identification of prior authorizing Council action: Ord. No. 2010-0018 Dated 01/13/2010 Ravi Kaleyatodi, P.E. CPM Phone: (832) 395-2326 Ord. No. 2008-0319 Dated: 04/16/2008 Senior Assistant Director Ord. No. 2001-1104 Dated: 12/12/2001 Recommendation: Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with United Engineers, Inc. Amount and Source of Funding: \$10,800.00 from Fund 4040 - METRO Projects Construction DDSRF. [Original (previous) appropriations of \$706,700.00 from Street and Bridge Consolidated Construction Fund No. 437 and subsequent additional appropriation of \$207,000.00 and \$29,200.00 from the Street and Bridge Consolidated Construction Fund No. 4506.1 PROJECT NOTICE/JUSTIFICATION: The Houston Bikeway Program provides design and construction of approximately 334 miles of bikeways and trails in the City of Houston. To date 319.22 miles of "On-street" bikeways and "Off-street" trails have been completed. Another 14.78 miles, mostly "Off-street" trails are currently in construction. The Houston Bikeway Program was implemented to develop a citywide network of bicycle facilities projected to be integrated into an overall transportation network for the Houston area. **DESCRIPTION/SCOPE:** This project consists of constructing approximately a 4.83 mile long and 10 feet wide reinforced concrete hike and bike trail, two prefabricated bridges, retaining walls, maintenance ramps, under crossings, utility adjustments, landscaping and accessibility ramps. LOCATION: The trail is generally bounded by Washington Avenue on the north, Dallas Street on the south, Houston Avenue on the east, and Shepherd Drive on the west. Key Map grids: 492M, 493J and 493K. PREVIOUS HISTORY AND SCOPE: City Council approved the original contract on December 12, 2001 by Ordinance No. 2001-1104. The scope of services under the original contract consisted of performing Basic Services (Phase I, II & III) and Additional Services for an agreed lump sum of \$642,452.00. City Council approved an additional appropriation on April 16, 2008 by Ordinance No. 2008-0319 in the amount of \$188,155.44 to perform certain Basic and Additional Services. City Council approved an additional appropriation on January 13, 2010 by Ordinance No. 2010-0018 in the amount of \$26,530.24 for Additional Services. Under this contract, the Consultant has completed 100% of the Phase II Basic Services and the Additional Services. The project is currently under construction. Consultant is providing Basic Phase III Services. LTS No. 3767 **CUIC ID #20BB170** Finance Department: Other Authorization: Other Authorization: Daniel R. Menendez, P.E., Deputy Director

**Engineering and Construction Division** 

n - 4 -
Date

**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City of Houston and United Engineers, Inc. for Buffalo Bayou Trail - Shepherd to Sabine, WBS No. N-000420-0018-3; TxDOT CSJ 0912-71-503



Page 2 of 2

**SCOPE OF THIS SUPPLEMENT AND FEE:** This request is for an additional appropriation for engineering services for differing field conditions and an unanticipated obstruction encountered during construction. It has been established that these differing field conditions could not have been anticipated by the consultant during design. These differing field conditions relating to the underlying strata that obstructed the proposed drilled shafts necessitate an alternative solution which requires additional design. The fee for the engineering services has been negotiated as an additional service amounting to \$9,350.00 on a lump sum basis.

The total requested additional appropriation of \$10,800.00 is to be appropriated as follows: \$9,350.00 for contract services and \$1,450.00 for CIP Cost Recovery.

<u>PAY OR PLAY PROGRAM:</u> 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.

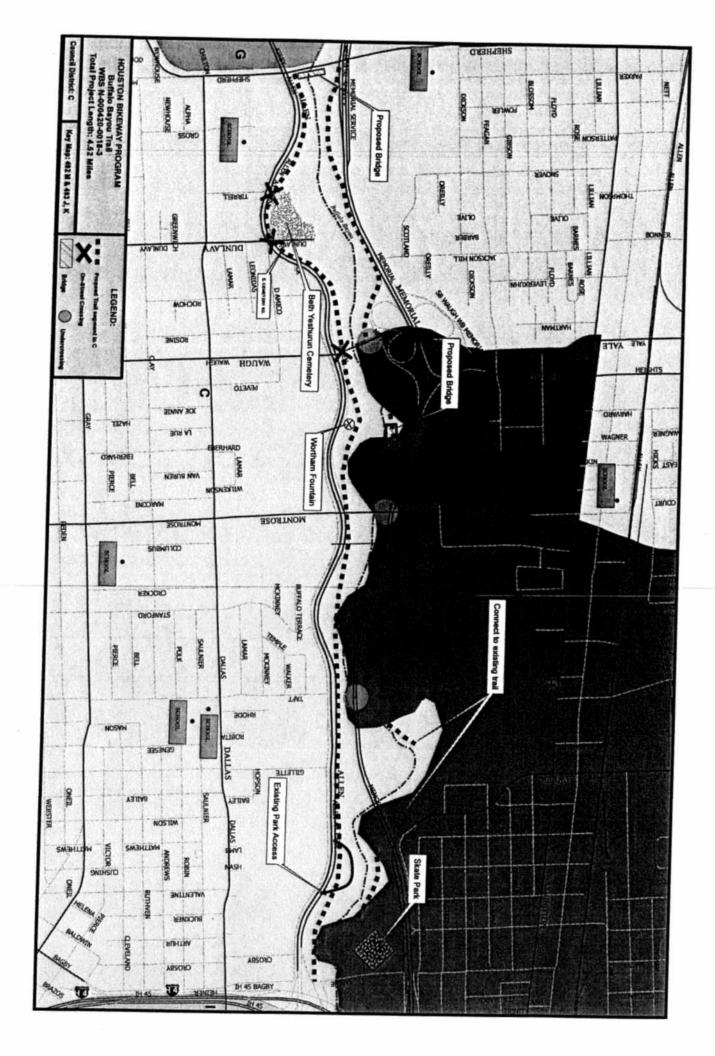
<u>M/WBE INFORMATION</u>: The M/WBE goal established for this project is 24%. The original contract amount and subsequent additional appropriations total \$857,137.68. The consultant has been paid \$843,175.00 (98.37%) to date. Of this amount \$232,906.08 (27.62%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation the contract amount will increase to \$866,487.68. The consultant proposes the following plan to meet the M/WBE goal:

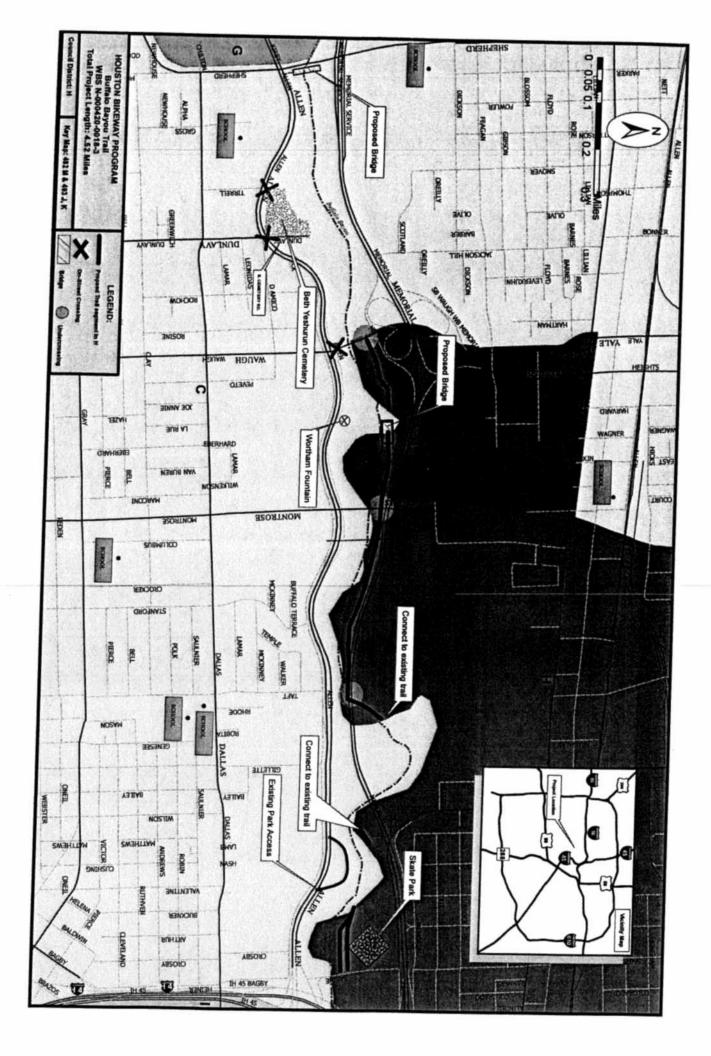
Name of Firms Prior M/WBE Work Unpaid Prior M/WBE Commitment CSF Consulting, L.P.	Work Description  Structural Design	Amount \$232,906.08 \$ 430.72 \$ 6,500.00	% of Total Contract 26.88% 0.05% _0.75%
	Total	<b>\$2</b> 39.836.80	27.68%

DWK:DRM:RK:MS:BB:mg

H:\design\A-NP-DIV\Bikeway Files\Ben\N-0420-18 Buffalo Bayou Trail Shepherd to Sabine\1.0 Design Contract\1.2 RCA\Design RCA\RCA # 20BB170 041713.doc

ec: File No. N-000420-0018 (1.2 RCA)





TO:	Mayor via City Secretary	REQUEST FOI	R COUNCIL ACTION		
City a of Dis Chlor	JECT: First Amendment to Profess and Klotz Associates, Inc., for Engir stribution Pumps, Motors, Valves, P ine Gas to Liquid Bleach Chlorination No. S-001000-0036-3	neering Services a iping, Pump Stati	associated with the Rehabilitation on Building and Conversion from	1 OT 2	Agenda Item #
FROM	(Department or other point of or	igin):	Origination Date	Agenda	Date
Depa	rtment of Public Works and Engineer	ring	5/9/13	MAY 1	5 <b>2013</b>
DARLE W. Krueger, P.L.  Council District affected: A E D F & G					
Ravi F	For additional information contact:  Ravi Kaleyatodi, P.E., OPM Phone: (832) 395-2326  Senior Assistant Director  Date and identification of prior authorizing  Council action:  Ordinance Number 2012-0114, February 08, 2012				
RECOMMENDATION: (Summary) Approve first amendment to Professional Engineering Services Contract with Klotz Associates, Inc. and appropriate additional funds.					
Amount and Source of Funding: \$2,010,000.00 from the Water and Sewer System Consolidated Construction Fund No. 8500. Original (previous) appropriation of \$1,517,500.00 from the Water and Sewer System Consolidated Construction Fund No. 8500					
PROJECT NOTICE/JUSTIFICATION: This project is part of the City's improvements of various groundwater treatment plants and is required to meet the Texas Commission on Environmental Quality regulations. Also, this project will improve the operability, maintainability and reliability of the plants.					
associ	RIPTION/SCOPE: This project cated with the evaluation, design an he project consists of the following to	d implementation	ding professional engineering ar of improvements to various facil		
<ul> <li>Electrical, Supervisory Control And Data Acquisition (SCADA) and Programmable Logic Controller Improvements.</li> <li>Pump Station and Chemical Building Improvements.</li> <li>Replacement of generators at West Houston No. 3 and Ridgemont Pump Station.</li> <li>Engineering Support Services for Pump, Motor, Valves and Piping Rehabilitation/Replacement.</li> <li>Conversion of Chlorine Gas Chlorination to Liquid Bleach Chlorination.</li> </ul>					
LOCA	<b>FION:</b> The nine (9) sites for the proje	ct are located as			
	R FACILITY ADDR	ESS S. Richmond		UNCIL STRICT G	

WATER FACILITY West Houston No. 3 District 111 Spring Branch	ADDRESS 14925 S. Richmond 10301 Sun City Ct. 9400 Kempwood	<u>KEY MAP GRID</u> 487Z 447Y 450L	DISTRICT G F A	
LTS 5266		CUIC ID # 20	DRS124	
Finance Department:	Other Authorization:	Other Autho	orization:	-101
	Jan Chang	Mil	ant 6	
	Jun Chang P.E., D.WRE	Daniel R. Me	enendez, P.E.	
	Deputy Director	Deputy Direct	etor	
	Public Utilities Division	Engineering	& Construction Division	

**Date** 

Originator's

Page

associated with the Rehabilitation of Distribution Pumps, Motors, Valves, Piping, Pump Station Building and Conversion from Chlorine Gas to Liquid Bleach Chlorination at Various Facilities. WBS No. S-001000-0036-3				2 of 2
WATER FACILITY	ADDRESS	KEY MAP GRID	COUNCIL DISTRICT	
Ridgemont	15908 Ridgeroe	611D	D	
Park Ten Central	1300 Langham Creek	447Y	Ā	
Sharpstown No.1	6910 Bintliff	530H	F	
Sharpstown No.2	8619 Bellaire Blvd.	530E	F	
Kingwood No.2	3822 Rustic Woods Dr.	297X	E	
District 73-1	24120 Lake Houston Pkwy.	338R	E	

SUBJECT: First Amendment to Professional Engineering Services Contract

between the City and Klotz Associates, Inc., for Engineering Services

PREVIOUS HISTORY AND SCOPE: The City Council approved the original contract by Ordinance Number 2012-0114, February 08, 2012. The scope of services under the original contract consisted of professional engineering services associated with phase I – preliminary design for the original scope and it was completed. After phase I – preliminary design was performed, the Technical Review Committee agreed to add the additional scope for nine facilities as described above. The project was divided into two packages. The consultant has been authorized to perform the phase II – final design services for package one out of the original appropriation for the original scope and added scope.

**SCOPE OF AMENDMENT AND FEE:** Under the scope of the first amendment, the engineer will complete the basic services phase II - final design for package two and phase III - construction phase services for package I and package II for the original scope and the added scope. The basic services fees for phase II and phase III are negotiated on a lump sum basis. The total basic services appropriation is \$1,747,892.00.

The total amount of this amendment is \$2,010,000.00 to be appropriated as follows: \$1,747,892.00 for contract services and \$262,108.00 for CIP Cost Recovery.

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

<u>M/WBE INFORMATION</u>: The M/WBE goal established for this project is 24%. The original contract appropriation totals \$1,319,500.00. The engineer has been paid \$197,627.51 (14.98%) to date. Of this amount, \$49,740.00 (25.17%) has been paid to M/WBE sub-consultants. Assuming approval of the requested additional appropriation, the contract amount will increase to \$3,067.392.00. The engineer proposes the following firms to achieve this goal.

	MBE - Name of Firms	Work Description	<u>Amount</u>	% of Contract			
	Paid prior commitment		\$49,740.00	1.62%			
	2. KIT Professionals, Inc., DBA KIT Professionals, Inc.	Engineering Consulting	\$134,760.00	4.39%			
l	3. Kalluri Group, Inc.	Electrical Engineering Services	\$1,237,615.00	40.35%			
	Associated Testing     Laboratories Inc.	Geotechnical Investigation	\$60,000.00	1.96%			
	5. GeosSurv, Inc., DBA TSC Surveying	Surveying	\$30,000.00	0.98%			
	6. TLC Engineering, Inc.	Environmental Services	\$30,000.00	<u>0.98%</u>			
	DWK:DRM:RK:HH:SD:RS:jl	TOTAL	\$1,542,115.00	50.28%			
ı	H:\design\A-WS-DIV\WPDATA\RS\S-001000-36-3\first amendment RCA.docx File No. S-001000-0036-3 (1.2)						
ı	1 110 110. 0 00 1000-0000-0 (1.2)						

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** SUBJECT: Contract Award for Houston CBD Traffic Signs Consolidation Project. Page Agenda Item # 1 of 2 Agenda Date: FROM: (Department or other point of origin): Origination Date: MAY 15 2013 Department of Public Works and Engineering DIRECTOR'S SIGNATURE: Council District affected: Daniel W. Krueger, P.E., Director For additional information contact: Date and identification of prior authorizing Tina Paez Phone: (832) 393-8500 Council action: Interim Director RECOMMENDATION: (Summary) Accept low bid, award contract to Batterson, LLP and allocate funds. Amount and Source of Funding: \$1,300,000 from Parking Management Fund No. 8700 PROJECT NOTICE/JUSTIFICATION: This project provides for the removal of existing signs and installation of proposed new traffic signs in the Central Business District (CBD) to update parking zones. **DESCRIPTION/SCOPE:** Currently, the City of Houston has different varieties of parking restriction signs throughout the Central Business District. These parking restriction zones overlap with varying times and the sign poles have become cluttered with multiple signs of three or more on the same pole. This project provides all services necessary to bring every parking zone up to date to meet the City of Houston's current standards and specifications. This includes, but is not limited to preparing work orders according to City standards and manufacturing, installing and/or removing sign poles, installing appropriate signage where necessary, and deliver old signs to 2200 Patterson St. The Contract duration for this project is 365 calendar days. LOCATION: The project area is generally bound by Chartres St., Pierce St., Bagby St., and Commerce St. which includes every block face within the boundary. Numerically, this equates to every north/south street from the 100 block to the 1900 block and every east/west street from the 400 black to the 1900 block within the Central Business District. The project is located in Key Map Grids 493-L, M, P, Q, R and U. BIDS: Base Unit Prices have been determined by the Department of Public Works and Engineering. Bidders submitted an Adjustment Factor to be applied to the Base Unit Prices. The price for each work order issued to the Contractor will be calculated by multiplying the pre-determined base unit prices in the Contract with the Adjustment Factor and with the quantities for the individual work orders. The total expenditure available for the entire project is \$1,300,000.00. Bids were received on February 7, 2013. The four (4) bids are as follows: **Bidder Adjustment Factor** 1. Batterson LLP 0.675 2. W. A. Robbins Construction Co., Inc. 0.720 3. Caan Construction Services, Inc. 0.975 4. Siemens Industry, Inc. - 1.413 LTS No. 5181 REQUIRED AUTHORIZATION **CUIC #20JSW82** Other Authorization: Finance Department Other Authorization: effrey Weatherford, P.E., PTOE, Deputy Director Don Pagel, Deputy Director Traffic Operations Division Parking Management

REV. 02/07/11

Subject: Contract Award for Houston CBD Traffic Signs	Originator's	Page
Consolidation Project. W.B.S. No. N-000662-0046-4	Initials	2 of <u>2</u>

AWARD: Siemens Industry, Inc. incorrectly submitted an adjustment factor of -1.413. From conversations with vendor, PWE determined their intent was to submit an Adjustment Factor of 0.984, which was the highest bid of the four submittals. In accordance with guidance from Legal Department, it is recommended that this construction Contract be awarded to Batterson LLP with an Adjustment Factor of 0.675 and that Addenda Numbers 1 and 2 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$1,300,000.00 to be allocated as follows:

Administration & Regulatory Affairs Parking Management Fund (#8700) \$150,000 \$1,150,000	Department	FY13	FY14	Total
Administration & Regulatory Atlans Landing Management Land (1000)	Administration & Regulatory Affairs Parking Management Fund (#8700	\$150,000	\$1,150,000	\$1,300,000

### HIRE HOUSTON FIRST:

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

### 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 for some employees but will pay into the Contractor Responsibility Fund for other, in compliance with City policy.

### M/WBE PARTICIPATION:

The low bidder has submitted the following proposed program to satisfy the 14% M/WBE goal and 8 % SBE goal for this project.

1.	MWBE - Name of Firms  Baseline Paving & Construction, Inc.	Work Description Signage Installation TOTAL	Amount \$182,000.00 <b>\$182,000.00</b>	% of Contract 14.0% 14.0%	
1.	SBE - Name of Firms Professional Traffic Control, LLC	Work Description Supplier TOTAL	<u>Amount</u> \$104,000.00 <b>\$104,000.00</b>	% of Contract 8.0% 8.0%	

Key Map: 493-L, M, P, Q, R CBD Sign Consolidation Project: WBS No. N-000662-0046-4 PROJECT BOUNDERIES PWE - Traffic Operations Division Traffic Management

Mayor via City Secretary REQUEST FOR COUNCIL ACTION TO: SUBJECT: Contract Award for North Main Reconstruction from 20th St/Cavalcade Page Agenda Item # to IH 610 1 of 2 WBS No. N-000816-0001-4; WBS No. R-000500-0202-4; WBS No. S-000500-0202-4 FROM: (Department or other point of origin): **Origination Date:** Agenda Date: MAY 15 2013 Department of Public Works and Engineering DIRECTOR'S SIGNATURE: Council District affected: C. H Øaniel W. Krue For additional information contact Date and identification of prior authorizing Council action: Ravi Kaleyatodi, P.E., CPM Phone: (832) 395 Senior Assistant Director **RECOMMENDATION: (Summary)** Accept low bid, award construction contract and appropriate funds. Amount and Source of Funding: \$6,343,511.00 4042-Street & Traffic Control & Storm Drain DDSRF \$1,121,489.00 8500 Water and Sewer System Consolidated Construction Fund \$7,465,000.00 Total Cost PROJECT NOTICE/JUSTIFICATION: This project is part of the Street & Traffic Capital Improvement Plan (CIP) and is necessary to meet City of Houston design and safety standards, improve traffic mobility and drainage in the service area. **DESCRIPTION/SCOPE**: This project consists of the construction of 3,700 linear feet of undivided four- lane concrete roadway, with curbs sidewalk, street lighting, an improved storm sewer system ranging from 24" to 90" RCP to mitigate

street/area flooding, new inlets and underground utilities. The Contract duration for this project is 390 calendar days. This project was designed by Entech Civil Engineers, Inc.

LOCATION: The project is generally bounded by IH 610 on the north, Cavalcade on the south, Airline on the east and Yale Street on the west. The project is located in key map grids 453N and 453S.

BIDS: Bids were received on March 21, 2013. The eight (8) bids are as follows:

	<del>-</del>	· · ·
	<u>Bidder</u>	Bid Amount
1.	Conrad Construction Co. Ltd.	\$6,431,822.97
2.	SER Construction Partners, L.L.C.	\$6,708,283.34
3.	Triple B. Services, LLP	\$6,898,067.54
4.	Angel Brothers Enterprise	\$7,144,860.94
5.	Texas Sterling Construction	\$7,344,479.69
6.	Total Contracting Ltd.	\$7,529,459.09
7.	Reytec Construction Resources	\$7,708,678.04
8.	Hassel Construction Co., Inc.	\$8,121,844.39

LTS# 5400 REQUIRED AUTHORIZATION **CUIC#20SG15** Other Authorization: Finance Department Other Authorization: P.E., D. MRE, Deputy Daniel R. Menendez, P.E. Deputy Director Director Public Utilities Division Engineering and Construction Division

SUBJECT: Contract Award for North Main Reconstruction from 20<sup>th</sup>
St/Cavalcade to IH 610.
WBS No. N-000816-0001-4; WBS No. R-000500-0202-4,
WBS No. S-000500-0202-4
SG

Originator's Initials
2 of 2
SG

**AWARD:** It is recommended that this construction Contract be awarded to Conrad Construction Co. Ltd. with a low bid of \$6,431,822.97 and that Addenda Numbers 1, 2, 3 and 4 be made a part of this Contract.

**PROJECT COST:** The total cost of this project is \$7,465,000.00 to be appropriated as follows:

•	Bid Amount	\$6,431,822.97
•	Contingencies	\$321,592.00
•	Engineering and Testing Services	\$195,000.00
•	CIP Cost Recovery	\$516,585.03

Engineering and Testing Services will be provided by Geoscience Engineering & Testing, Inc. under a previously approved contract.

### **HIRE HOUSTON FIRST:**

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

### **PAY OR PLAY PROGRAM:**

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

### M/WBE PARTICIPATION:

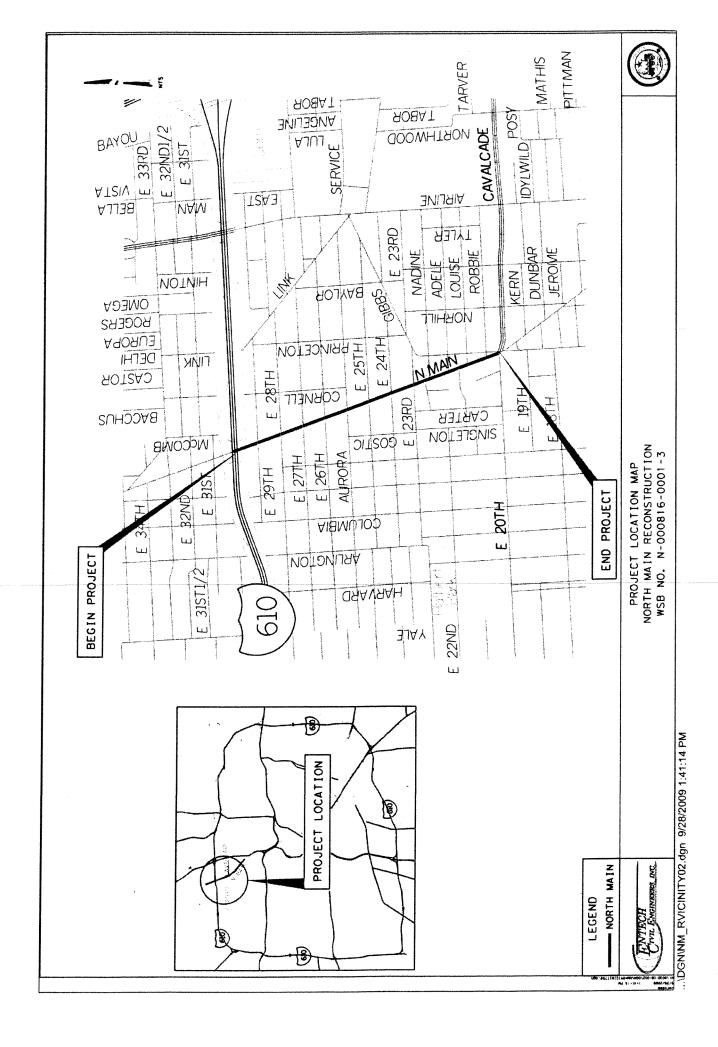
The low bidder has submitted the following proposed program to satisfy the 7% MBE goal and 10% SBE goal for this project.

	MBE Name of Firm Professional Traffic Control LLC.	Work Description	<u>Amount</u>	% of Contract
1.	Control LLC.	Traffic Control/Striping	\$60,126.00	0.93%
2.	GMJ Paving Company, LLC	Asphalt	\$92,788.00	1.44%
	Reliable Signal & Lighting Solutions,			
3.	LLC	Signal/ Conduit	\$181,946.00	2.83%
4.	Royal Traffic Sign Co.	Flagman	\$25,000.00	0.39%
5.	Environmental Allies, G.P., Inc.	SWPPP	\$26,457.00	0.41%
		Concrete Sidewalk	, ,	• • • • • • • • • • • • • • • • • • • •
6.	Cantu' Construction Company	Driveways/WC ramps	\$194,823.00	3.03%
7.	P.A. Berrios Trucking	Trucking	\$75,000.00	1.17%
8.	Curb Planet, Inc.	Curb	\$2,632.00	0.04%
		Total	\$658,772.00	10.24%
	SBE Name of Firm	Work Description	Amount	% of Contract
1.	Alcott, Inc.	Waterline	\$755,795.00	11.75%

DWK:DRM:RK:JHK:TC:SG

H:\design\A-SB-DIV\WPDATA\TC-SG\Project\NORTH MAIN-816\Post Bid\Construction RCA\Construction RCA-5-2012-3.docx

ec: WBS No. N-000816-0001-4\_(3.7 Const. RCA)



TO: Mayor via City Secretary REQUE	ST FOR COUNCIL ACTION	
SUBJECT: Contract Award for Water Line Replace WBS No. S-000035-0143-4.	ement in Jensen Drive Area.	Page Agenda Item
FROM (Department or other point of origin):	Origination Date	Agenda Date
Department of Public Works and Engineering	5 9 13	MAY 1.5 2013
DIRECTOR'S SIGNATURE:	Council District affected:	2-11 70 2013
Paniel W. Krueger, P.E., Director	В & Н	- Y
Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of p Council action:	rior authorizing
ECOMMENDATION: (Summary) ccept low bid, award construction contract and appro	opriate funds	
mount and Source of Funding: 2,585,700.00 from Water and Sewer System Consol		no 1/P 5/1/8013
ROJECT NOTICE/JUSTIFICATION: This project is passed required to replace and upgrade water lines within the protection.	rt of the City 18/24 11 m	
ESCRIPTION/SCOPE: This project consists of the consisted appurtenances in the Jensen Drive Area. The oject was designed by KBR Technical Services, Inc.	struction of approximately 28,285 li contract duration for this project	inear feet of water lines with is 230 calendar days. This
OCATION: The project is generally bounded by Parker stex Freeway on the east and Shady Lane on the week & B.	r Road on the north, Tidwell Road est. This project is located in key r	l on the south, map grids 414W & X,
DS: Bids were received on March 28, 2013. The five	(5) bids are as follows:	
Bidder D.L. Elliott Enterprises, Inc. McKinney Construction, Inc. Resicom, Inc. Metro City Construction, L.P. Reytec Construction Resources, Inc.	Bid Amount \$2,259,534.80 \$2,349,334.25 \$2,909,216.25 \$3,163,868.65 \$3,189,101.25	5 5 6
ARD: It is recommended that this construction con of \$2,259,534.80 and that no Addendum be made a	tract he awarded to D.L. Elizabeth	
- Indue a	part of this contract.	

LTS No. 5399		CUIC ID #20TV06
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

	Date	Subject:	Contract Award for Water Line Replacement in Jensen Drive Area. WBS No. S-000035-0143-4.	Originator's Initials	Page _2 of _2
ı		<u> </u>	WB3 NO. 3-000035-0143-4.	1 77	

**PROJECT COST:** The total cost of this project is \$2,585,700.00 to be appropriated as follows:

•	Bid Amount	\$2,259,534.80
•	Contingencies	\$112,976.74
•	<b>Engineering and Testing Services</b>	\$55,000.00
•	CIP Cost Recovery	\$158,188.46

Engineering and Testing Services will be provided by Gorrondona & Associates, Inc. under a previously approved contract.

<u>HIRE HOUSTON FIRST:</u> 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.

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

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

		TOTAL	\$203,358.14	9.00%
3.	Ramon's Trucking	Dump Truck Services	<u>\$30,955.63</u>	<u>1.37%</u>
2.	Mickie Service Company, Inc.	Utility Contractor for Hot Taps	\$20,109.86	0.89%
	came considering convices	Gate Valves	\$152,292.65	6.74%
1.	SBE - Name of Firm Gama Contracting Services	Work Description Supplier PVC Pipes and	<u>Amount</u>	% of Contract
ļ		TOTAL	\$248,548.82	11.00%
2.	Reyes Pineda Construction, Inc. DBA R P Construction	Replacement of Water Lines, Fire Hydrant and Taps	<u>\$194,997.85</u>	<u>8.63%</u>
1.	MBE - Name of Firms Barron Contractors	Work Description Underground Utilities Services	Amount \$53,550.97	% of Contract 2.37%

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

DWK:DRM:RK:HH:ACM:TY

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File: S-000035-0143-4 (3.7)

### DEPARTMENT OF PUBLIC WORKS AND ENGINEERING ENGINEERING & CONSTRUCTION DIVISION

Length (feet)

Proposed WL Size (inch)

Exisitng WL Size (Inch)

END

START

US-59 US-59

Tidwell Tidwell

Jensen Edel Sparks Sparks Parker

Macha Macha

**US-59** 

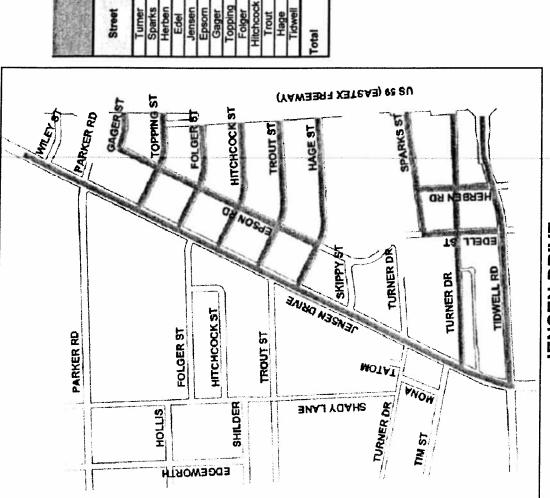
Hage US-59

Gager Epsom Jensen

Jensen Jensen Jensen

Key Map Nos. 414 X,W and 454 A,B WBS No. S-000035-0143-4

875 5,810 420 1,265



### PROJECT LOCATION MAP IN COUNCIL DISTRICT H

24,050

,635 2,865

1,460

WATER LINE REPLACEMENT IN JENSEN DRIVE AREA WBS NO.: S-000035-0143-3

EXHIBIT 'B'





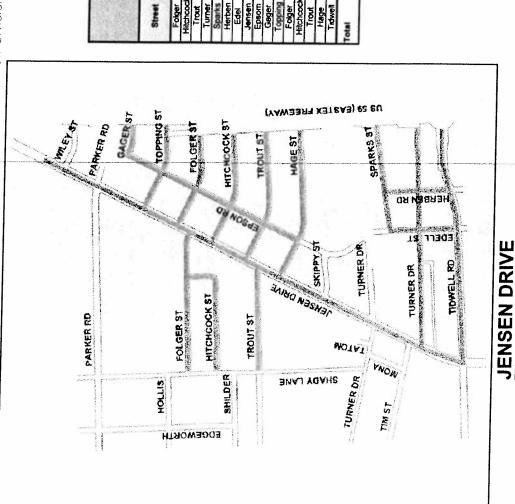


The Common of Common Co

KEY MAP NO.: 414W & X, 454A & B **JENSEN DRIVE** GIMS MAP NO.: 5461B & D COUNCIL DISTRICT - H

# DEPARTMENT OF PUBLIC WORKS AND ENGINEERING





## PROJECT LOCATION MAP

28,285

1.240 2.5660 680 680 680 680 680 1.270 680 1.270 1.060

US-59 US-59 Tidwell Tidwell Hage US-59 Macha

Macha

Jensen

Mecha

Proposed WL Size

Existing WL. Size (Inch)

S

START

Water Line Replacement in Jensen Drive Are

Key Map Nos. 414X,W and 454 A,B

WBS No. S-000035-0143-3

WATER LINE REPLACEMENT IN JENSEN DRIVE AREA WBS NO.: S-000035-0143-3

**EXHIBIT'B'** 

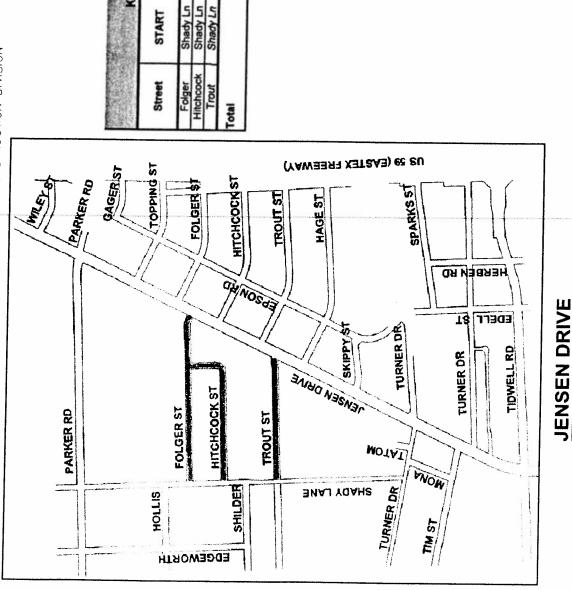


KEY MAP NO.: 414W & X, 454A & B GIMS MAP NO.: 5461B & D COUNCIL DISTRICT - B & H



# DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

ENGINEERING & CONSTRUCTION DIVISION



Length (feet)

Exisiting WL Proposed WL

Key Map Nos. 414 W and 454 A WBS No. S-000035-0143-4

Size (inch)

Size (Inch)

ENO

9

Jensen Wages

1,575 1,420 1,240

4,236

## PROJECT LOCATION MAP IN COUNCIL DISTRICT B

WATER LINE REPLACEMENT IN JENSEN DRIVE AREA WBS NO.: S-000035-0143-3

### **EXHIBIT'B'**



KEY MAP NO.: 414W & 454A GIMS MAP NO.: 5461B COUNCIL DISTRICT - B







Mayor via City Secretary TO:

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Rehabilitation of Water Wells at Various

Locations. WBS No. S-000200-0020-4.

Page 1 of 2 Agenda Item #

FROM: (Department or other point of origin):

Department of Public Works and Engineering

Origination Date:

Agenda Date:

DIRECTOR'S SIGNATURE:

**Council District affected:** 

A,B,E,F,G,H,J,K

For additional information contact

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

Date and identification of prior authorizing

Council action:

RECOMMENDATION: (Summary)

Accept low bid, award construction contract and appropriate funds.

Amount and Source of Funding:

\$4,521,800.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's program to upgrade and rehabilitate ground water production facilities. It will meet the area's water demands and also ensure compliance with the Texas Commission on Environmental Quality regulations.

**DESCRIPTION/SCOPE**: This project consists of providing construction services associated with the rehabilitation program for existing water wells in the City of Houston. The contract duration for this project is 540 calendar days. This project was designed by LBG-Guyton Associates.

**LOCATION:** The project area is located throughout the City.

BIDS: Bids were received on March 07, 2013. The three (3) bids are as follows:

Bidder **Bid Amount**  Layne Christensen Company \$3,948,153.00 2. Alsay Incorporated \$4,879,983.00 3. Weisinger Incorporated \$5,096,487,00

LTS # 5390

**CUIC ID# 20RS125** 

**Finance Department** 

Other Authorization:

Other Authorization:

Jun Chaha, P.E., D.WF

Deputy Director

**Public Utilities Division** 

Daniel R. Menendez, P.E.

**Deputy Director** 

**Engineering and Construction Division** 

Date Subject: Contract Award for Rehabilitation of Water Wells at Various Locations. WBS No. S-000200-0020-4.	Originator's Initials	Page 2 of <u>2</u>
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**AWARD:** It is recommended that this construction contract be awarded to Layne Christensen Company, with a low bid of \$3,948,153.00 and that addendum No. 1 be made a part of this contract.

**PROJECT COST:** The total cost of this project is \$4,521,800.00 to be appropriated as follows:

•	Bid Amount	\$3,948,153.00
•	Contingencies	\$197,407.65
•	CIP Cost Recovery	\$118,539.35
•	Construction Management	\$257,700.00

Construction Management Services will be provided by LBG-Guyton Associates, under a previously approved contract.

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

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

MBE/SBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 8% MBE goal and 3% SBE goal for this project.

SBE - Name of Firms	Work Description	<u>Amount</u>	% of Contract
1. Escalante Construction, Inc.	Concrete Construction	\$347,326.00	8.79%
MBE - Name of Firms	Work Description	<u>Amount</u>	% of Contract

1. Energy Electric Supply, Inc. Pumping Equipment \$118,445.00 3.00%

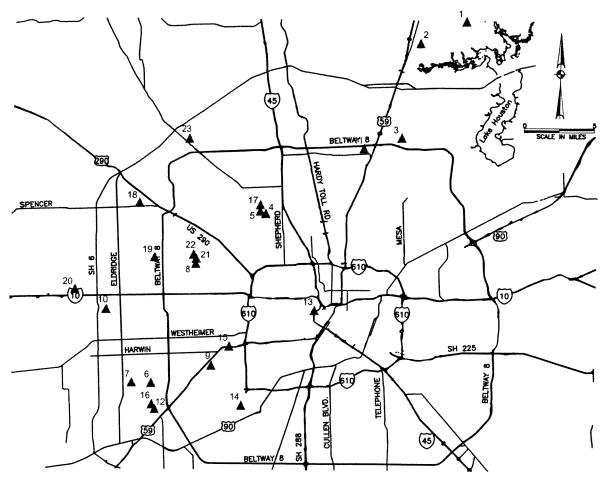
TOTAL \$465,771.00 11.79%

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

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File No. S-000600-A039-3 (3.7)

Revision: 04/02/2012



	P	RO	JE	CT	SI	TE
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	INDEX OF WELLS					
W	# WELL NAME	ADDRESS	KEY MAP	COUNCIL	COUNCIL MEMBER	
1	KINGWOOD-2 WELL 2	3331 VILLAGE PARK DRIVE	297X	Ε	DAVE MARTIN	
2	FOREST COVE-2 WELL 4	1110 MUSTANGE TRAIL	336F	Ε	DAVE MARTIN	
3	EASTEX OAKS (D-58) WELL3	6806 N. BELT EAST	375T	В	JERRY DAVIS	
4	ACRES HOMES WELL 1	1210 W. LITTLE YORK	412T	В	JERRY DAVIS	
5	ACRES HOMES WELL 2B	1810 DOLLY WRIGHT	4128	В	JERRY DAVIS	
6	BELLAIRE BRAES WELL 2	11331 CARVEL LANE	529K	F	AL HOANG	
7	BELLAIRE BRAES WELL 5	12885 CARVEL LANE	528M	F	AL HOANG	
8	SPRING BRANCH WELL 2	9420 EMNORA	450Q	А	HELENA BROWN	
9	SHARPSTOWN WELL 3A	6910 BINTLIFF	530H	J	MIKE LASTER	
10	BRIAR HILLS (D-175) WELL 2	1206 ARROW HILL	488F	G	OLIVER PENNINGTON	
11	CROSSWINDS PLAZA WELL 1	4950 AEROPARK DRIVE	374V	В	JERRY DAVIS	
12	PARK GLEN WELL 3	10923 STANCLIFF	529X	F	AL HOANG	
13	CENTRAL WELL 21	1901 MEMORIAL DRIVE	493K	Н	ED GONZALEZ	
14	DISTRICT 49 WELL 1	10902 MOONLIGHT	531X	к	LARRY GREEN	
15	SOUTHWEST WELL 3A	5730 WESTPARK	491X	J	MIKE LASTER	
16	DISTRICT 123 WELL 2	10103 BERRYLIMB	529T	F	AL HOANG	
17	ACRES HOMS WELL 4	2300 ELLINGTON	412N	В	JERRY DAVIS	
18	JERSEY VILLAGE WELL 3	11905 SPENCER ROAD	409P	А	HELENA BROWN	
19	KATY ADDICKS WELL 9	2821-1/2 BRITTMORE	449L	А	HELENA BROWN	
20	PARK TEN WELL 1	1300 LANGHAM CREEK	477Y	А	HELENA BROWN	
21	SPRING BRANCH WELL 1SB	9400 KEMPWOOD	450L	Α	HELENA BROWN	
22	SPRING BRANCH WELL 6A	4750 BLALACK	<b>45</b> 0G	A	HELENA BROWN	
23	WILLOWBROOK MALL WELL 2	16838 TOMBALL PARKWAY	370K	А	HELENA BROWN	

LOCATION MAP
REHABILITATION OF EXISTING WATER WELLS

REQUEST FOR COUNCIL A	ACTION		
TO: Mayor via City Secretary  SUBJECT: Ordinance granting a Commercial Solid Waste Operator Franchise	Category #	Page 1 of 1	Agenda Item#
FROM: (Department or other point of origin): Tina Paez, Director	Origination Da	ıte	Agenda Date
Administration & Regulatory Affairs  DIRECTOR'S SIGNATURE:	5/1/2013 Council District	ets affected:	MAY 1 5 2013
a Cu Cay		ALL	
For additional information contact:OJuan OlguinPhone: (832) 393- 8528Naelah YahyaPhone: (832) 393- 8530	Date and identi Council Action		r authorizing
RECOMMENDATION: (Summary)			
Approve an ordinance granting a Commercial Solid Waste Operat  Amount of Funding: REVENUE	or Franchise	FIN Budget:	
SOURCE OF FUNDING: [ ] General Fund [ ] Grant Fund	[ ] Enterpris	se Fund [	Other (Specify)
SPECIFIC EXPLANATION:	-		
It is recommended that City Council approve an ordinance granchise to the following solid waste operator pursuant to Article '	anting a Com VI, Chapter 39	mercial Solid	d Waste Operator sed Franchisee is:
1. TRC Waste Service LLC			
The proposed ordinances grant the Franchisees the right to us collecting, hauling or transporting solid or industrial waste from co Houston. In consideration for this grant, each Franchisee agrees equal to 4% of their annual gross revenue, payable quarterly. franchise, the City has the right to inspect, and the company has records during regular business hours. The franchise contains the default and termination, liquidated damages and force majeure property from the effective date.	mmercial prop s to pay to the To verify Fi nas the duty t e City's standa	perties located e City an ann ranchisee co no maintain, r ard release ar	d within the City of ual Franchise Fee mpliance with the required customer and indemnification,
The Pay or Play Program does not apply to the Commercial Solid V	Waste Operato	or Franchise.	
REQUIRED AUTHORIZA	TION		
Finance Director: F&A 011.A Rev. 5/11/98	·····		

TO: Movemble City Communication	REQUEST FOR COUNCIL AC	CTION		
TO: Mayor via City Secretary			RCA	#
SUBJECT: A motion to set a pudesignation of a Tax Abatement I U.S.A. Inc. (Chevron Zone).	ablic hearing date regarding the Reinvestment Zone for Chevron	Category #	Page 1 of 1	Agenda Item#
FROM: (Department or other poir	nt of origin):	Origination I	Date	Agenda Date
Andy Icken, Chief Development Off Mayor's Office	icer	5/9/13		MAY 1 5 2013
SIGNATURE:	K	Council Dist District "I" - C	ricts affected M James Ro	
	Phone: 832-393-0937	date 9/16/09;	Council Action 2011-1167, d	on: 2009-858, late 12/14/11
RECOMMENDATION: (Summary) regarding the designation of a Tax A	ndatement Reinvestment Zone for	n to set a May Chevron U.S.,	<sup>,</sup> 29, 2013 pul A. Inc. (Chev	blic hearing date ron Zone).
Amount of Funding: Not Applicable	е		Finance Bud	lget:
SOURCE OF FUNDING: [ ] Ge [ ] Other (Specify)	eneral Fund [ ] Grant Fund	[ ] Enter	prise Fund	
SPECIFIC EXPLANATION:				
agreements, and each approved abacities' tax abatement guidelines and guidelines and criteria on Decembagreements as well as modified the lapplicant is considering an alternate standards was added to the LEED abbody holds a public hearing before it of	the criteria expire after two years. Her 14, 2011 continuing the City language such that competitive significant for the project and refunction sec. 312,201.0	City Council y's eligibility t ting evidence urbishment of	renewed the co enter into shall be subnan existing	tax abatement tax abatement nitted only if the facility to LEED
It is proposed that a public hearing be reinvestment zone to encompass a prus. S.A. Inc. is contemplating investing abatement agreement to cover public would also require job creation and involves established abatement guidelines.	e held on May 29, 2013 to discuss roposed project at 1600 Louisiana in real and personal property at the infrastructure costs associated with vestment in real property. The approperty	and consider of Street, Houstonis location.	establishment on, TX 77002 The City is cor	t of a . Chevron nsidering a tax
The City reviewed the application and	the tax abatement agreement is o	currently in pro	cess.	
Marta Crinejo, Agenda Director Anna Russell, City Secretary David Feldman, City Attorney Deborah McAbee, Senior Assis				
	REQUIRED AUTHORIZATION			
inance Director:	Other Authorization:	Other Au	ıthorization:	



MOTION by Council Member Pennington that the following items be postponed for two weeks:

49

Item 15 - Ordinance enlarging the boundaries of Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone)

49A

Ordinance approving fourth amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone); authorizing the City Secretary to distribute such plans; extending the duration of the zone to December 31, 2040

49B

b. Ordinance approving the issuance of bonds by the Uptown Development

Item 15-1 - Ordinance consenting to the addition of land to Harris County Improvement District No. 1, also known as the Uptown Management District, for inclusion in its district

Seconded by Council Member Bradford and carried.

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

Council Member Adams out of the City on City business

Council Member Green absent due to being ill

PASSED AND ADOPTED this 1st day of May 2013.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is May 7, 2013.



cc:

## CITY OF HOUSTON

Legal Department

Correspondence

To: Mayor Annise D. Parker

City Council Members Via Marta Crinejo rom: 4 David M. Feldman

City Attorney

Date:

May 3, 2013

Waynette Chan

Andy Icken

William-Paul Thomas

Subject: TIRZ 16

In response to questions from City Council regarding the expansion of the boundaries of Tax Increment Reinvestment Zone (TIRZ) 16, I have prepared this memorandum, beginning with a brief summary regarding the creation and operation of tax increment reinvestment zones and ending with details regarding the proposed modification to TIRZ 16.

### TIRZs—an economic development tool

Texas law authorizes municipalities to create Tax Increment Reinvestment Zones (TIRZs) to attract new investment to an area. TIRZs help finance the cost of redevelopment and encourage development in an area that would otherwise not attract sufficient market development. The municipality, along with each taxing unit that participates in a TIRZ, pays into the tax increment fund for the zone an agreed-upon percentage of the tax increment produced in the zone. The tax increment fund is then used to pay costs of eligible public projects in the zone, thus attracting development and increasing the property tax base for all participating taxing units.

### TIRZ project plans

The tax increment fund can only be used for eligible project cost shown in the project plan and reinvestment zone financing plan. The governing body of the municipality that created the zone must approve the project plan or reinvestment zone financing plan after its adoption by the TIRZ board. If the city council does not approve the project plan, it does not become effective.

The board of directors of the zone may amend the project plan, but the amendments must be approved by city council. If an amendment reduces or increases the geographic area of the zone, increases the amount of bonded indebtedness to be incurred, increases or decreases the percentage of a tax increment to be contributed by a taxing unit, increases the total estimated project costs, or designates additional property in the zone to be acquired by the municipality, the approval must be by ordinance, adopted after a public hearing.

### TIRZ 16 and Memorial Park

As discussed in the Request for Council Action regarding the Fourth Amended Project Plan for TIRZ 16 ("Zone"), the Zone and the City propose to amend the Plan to expand the boundaries of the Zone by adding the land encompassing Memorial Park. This will allow the Zone to make public infrastructure, mobility, and pedestrian infrastructure improvements to the Park.

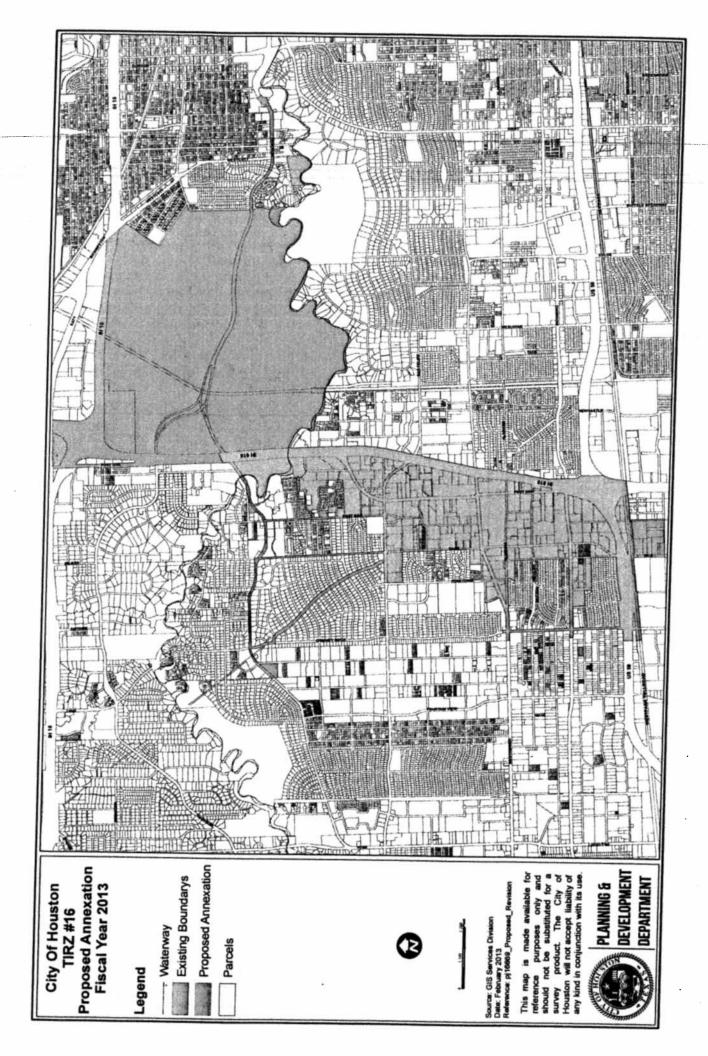
By expanding the boundaries of the Zone, the City does not relinquish any right of ownership or control of Memorial Park, nor does it change the Park's status as a city park. The expanded boundaries simply allow the Park to benefit from the Zone's expenditure of funds in the Park, which would not be possible if the Park is not in the Zone.

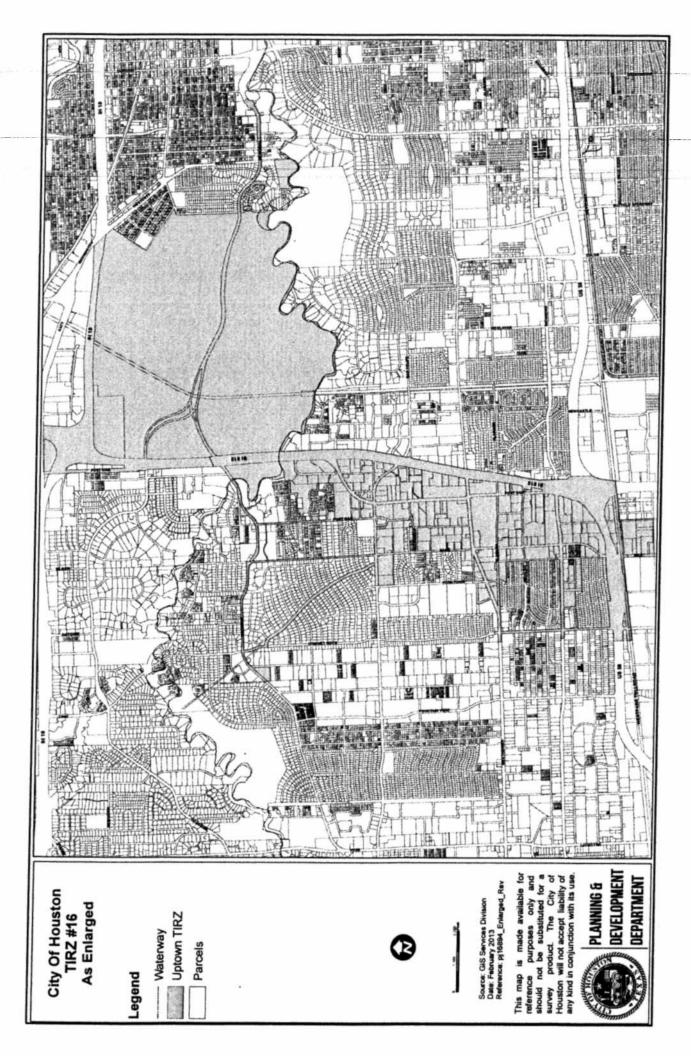
As for financing, the Uptown Development Authority, a partner entity to TIRZ 16, will issue contract revenue bonds, provided City Council approves the authorization of additional bonds. The revenues that secure the bonds are the annual payments of the tax increments made by the City to the Redevelopment Authority (Agreement Revenues) pursuant to a contract (Tri-Party Agreement). The Redevelopment Authority does not, and cannot, secure its bonds with any real estate owned by the City. City Council's approval does not subject the City to debt—now or in the future, as the City is not an obligor of the bonds. The ordinance before Council to increase the borrowing capacity of the Authority states that:

"The City shall have no obligation with respect to the bonds or notes of the Authority other than to make payments of Agreement Revenues pursuant to the Tri-Party Agreement. The notes and bonds of the Authority shall contain on their face a statement that the City is not obligated to make payments on the notes or bonds from the taxes or other moneys of the City other than the Agreement Revenues pursuant to the terms of the Tri-Party Agreement.

I trust this information is responsive to Council's questions. If any further legal opinion is needed please let me know.

TO Many Law 1	REQUEST FOR CO	UNCIL ACTI	ON		
TO: Mayor via City Secretary					RCA#
SUBJECT: Ordinance enlargi Reinvestment Zone Number Sixt	een (Uptown Zone)	Category #	ŧ	Page 1 of 1	Agenda Jem#
FROM: (Department or other point	t of origin):	Origination	Date		Agenda Date
Andrew F. Icken		J. J			
Chief Development Officer					MAY 11 ZIII3
DIRECTOR'S SIGNATURE		Council Dis	stricts affe	ected:	460.
STICK		C, G, J			MAY 1 5 2013
For additional information contact		Date and id	entification	on of prior	authorizing Council
Ralph De Leon P	hone: (832) 393-0985	Action:			
		07/20/99, Re 0476, 05/21,	es. No. 199 /03, Ord. N	99-0066, 12 Io. 2008-00	d. No. 1999-0758, //01/99, Ord. No. 2003- 95, 02/06/08, Ord. No.
DECOMMENDATION (C		ZOOR_OOGA	いつ/ハモ/ハロー	Ord No 20	00 4004 40 00 000
RECOMMENDATION: (Summary) / Sixteen (Uptown Zone).	Approve an ordinance enla	irging the b	oundaries	of Reinv	estment Zone Number
Amount of Funding: No Funding	Required				
SOURCE OF FUNDING: [ ] Gen	eral Fund [ ] Grant Fund	[ ] Enter	prise Fun	d [ ] Oth	er (Specify) [X] N/A
SPECIFIC EXPLANATION:			· · · · · · · · · · · · · · · · · · ·		
City of Houston Tay Increment P.	oinvootment Zana Neuris	0: 1			
City of Houston Tax Increment R	4.7. 1999 to facilitate the	Sixteen, th	e Uptowr	Zone ("Z	one"), was created by
1 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	i i. Issa io laciliate the ri	コリルクリフへかんへ	0+ +h0		- 0 1
Council ("City") approved a Project 0758, approved on July 20, 1999, on December 1, 1999 to help implementations.	and created the Untown F	one Financ	ing Plan	("Plan") by	Ordinance No. 1999-
on December 1, 1999 to help impl	ement the Plan On May 2	pevelopmen	t Authorit	y by Reso	lution No. 1999-0066,
on December 1, 1999 to help implement to the control of the contro	No. 2008 0005 and by On	7, 2003, by	Ordinani	ce No. 200	03-0476, and again on
February 6, 2008, by Ordinance I 2008, the City approved Amendm	lents to the Project Plan	dinance No	. 2008-12	221 approv	ved on December 30,
2008, the City approved Amendm "Plans"). The City subsequently en 2008	planted the boundaries of the	na Reinves	stment Zo	ne Financ	ing Plan (collectively,
2008.	indiged the boundaries of the	ie Zone by	Ordinance	e No. 2008	3-0094 on February 6,
It is recommended that approximation approximation the Zone. This are	itely 1 786 acres, consistin	a primarily	of muhlic	minufada a f	
annexed into the Zone. This are	a can be generally describ	y primarily	or public	rights-of-w	ay and parklands be
Deerwood Road and Crestwood Dr	ive and Memorial Drive he	twoon Cros	rignt-ot-w	ay of vvoc	dway Drive between
Reinvestment Zone Number Five,	a track of vacant land sou	th of Most	twood Dri	ve and the	western boundary of
South Rice Avenue and the limits of	of Memorial Park including	the Ima Ha	an Dird C	between	Anderson Street and
be annexed into the Zone could improvements defective sidewalk	be characterized as an	area of t	yy Dilu S	anctuary.	ine area proposed to
mile of otherits, defective sidewalk a	aliu Sireet lavolit and condi	tione that or	adanaar li	£	
sing gone of the Zone resulting	u iiuii ine annevation w	Ould allow	the Zee	- 4- E:1:4	l
construction of roadway and public reclamation projects, pedestrian im-	lic utility improvements n	ublic transi	line Zoni	e to facili	ate the design and
reclamation projects, pedestrian imp	provements and park impro-	voment prei	i improve	ements, fic	ood remediation and
Accordingly, the Administration reco	ommends that City Council a	approve enl	arging the	e boundarie	es of the Zone.
cc: Marta Crineio Agenda Direc	<b>4</b>				
The control of the co	ЮГ				
Anna Russell, City Secretary Dave Feldman, City Attorney					
Deborah McAbaa Saniar As	sistant City Attack				
Deborah McAbee, Senior Ass	ostant City Attorney				
	REQUIRED AUTHOR	RIZATION	····		
Other Authorization:	Other Authorization:	10	Other Au	horization	1.
		1	/TUI		••





TO: Mayor via City Secretary	REQUEST FOR COU	NCII ACTION			
SUBJECT: Ordinance approx Project Plan and Reinvestmen Extension of the Zone's Durat Number Sixteen (Uptown Zone)	ving a Fourth Amended t Zone Financing Plan and ion for Reinvestment Zone		Page 1 of <u>1</u>	Agen 44	da Item
FROM: (Department or other   Andrew F. Icken	point of origin):	Origination D	ate	1	A SIT
Chief Development Officer				MAY	da Date
DIRECTOR'S SIGNATURE:				TALL	LEZOT.
7/5		Council Distri C, J, G	cts affected:	WAY 15	2013
	(832) 393-0985	Date and iden Council Action 758, 7/20/99; Re 5/21/03; Ord. 20/ 12/30/08	n: Ord. 1999-7 s. 1999-0066 1	09, 7/07/99; O	rd. 1999-
RECOMMENDATION: (Summar	ry)				
City Council adopt an ordinance Plan and Extension of the Zone's		ed Project Plan Zone Number S	and Reinvestr Sixteen (Uptow	ment Zone Fi vn Zone).	nancing
Amount and Source of Funding	: No Funding Required	· · · · · · · · · · · · · · · · · · ·			
Specific Explanation: City of Houston Tax Increment Reinv No. 1999-0709 on July 7, 1999 to 1 approved a Project Plan and Reinves 20, 1999, and created the Uptown D implement the Plan. On May 21, 200 2008-0095, and by Ordinance No. 20 Project Plan and Reinvestment Zone amend the Plans ("Amended Plan").  The proposed Amended Plan restate construction of public infrastructure im housing and educational facilities. New improvements. Overall, the non-educ previous Plans. Projected Zone reven Council's approval of an 11-year exten proposed Amended Plan will enable to conditions that endanger life and prope To support the Zone's and City's efforts Amended Plan for the Zone and exten December 31, 2040.	stment Zone Financing Plan ("I Development Authority by Resold, by Ordinance No. 2003-04: 008-1221 approved on Decem Financing Plan (collectively, "I des the goals and objectives in a provements, mobility and pede w project goals include provisicational project costs in the Zones are sufficient to support the sion of the Zone, and the anneal the City and the Zone to addressing and other quality of life issues are sufficient to support the City and the Zone to addressing and other quality of life issues and the control of the Zone and the single control of the Zone and the city, and other quality of life issues and the control of the Zone and the city, and other quality of life issues and the city and the zone and the city and other quality of life issues and the city and the zone and the city, and other quality of life issues and the zone and zone zone zone zone zone zone zone zone	Plan") by Ordinar plution No. 1999-76, and again on ber 30, 2008, the Plans"). The Zordinar infrastructions for cultural again will increase be projects in the exation of an additions of the Zone.	rior Plans incluure improvemend public facilit by approximate Amended Plantional 1,786 acrestructure, more processed in the control of the co	r, City Council, 758, approved amber 1, 1999 108, by Ordinard Amendments now desire to adding the designts, parks, afforces and public lely \$613 millio and in conjunction obtility improver	on July to help nce No. s to the further gn and ordable transit in from on with ne, the ments,
cc: Marta Crinejo, Agenda Direc Anna Russell, City Secretary Dave Feldman, City Attorney Deborah McAbee, Senior As	<i>(</i>				
	REQUIRED AUTHORIZA	TION			
Other Authorization:	Other Authorization:				
	and ization.	Othe	r Authorizatio	on:	

# TAX INCREMENT REINVESTMENT ZONE NUMBER SIXTEEN CITY OF HOUSTON, TEXAS

## **UPTOWN ZONE**

Fourth Amended Project Plan and Reinvestment Zone Financing Plan

February 27, 2013

## REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS **UPTOWN ZONE**

## Part E - Fourth Amended Project Plan and Reinvestment Zone Financing Plan

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### Map 1 – Proposed and Existing Land Uses

### **Exhibits**

- Exhibit 1: Parts A, B, C, D and E Plan Project Costs
- Exhibit 2: Net Revenue: Original and Annexed Areas All Entities
- Exhibit 3: Transfer Schedule: Original and Annexed Area City of Houston
- Exhibit 4: Revenue Schedule: 1999 Original Area City of Houston
- Exhibit 4A: Revenue Schedule: 2008 Annexed Area City of Houston
- Exhibit 4B: Revenue Schedule: 2012 Annexed Area City of Houston
- Exhibit 5: Revenue Schedule: 1999 Original Area HISD

# TAX INCREMENT REINVESTMENT ZONE NUMBER SIXTEEN UPTOWN ZONE FOURTH AMENDED PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN

### AMENDED - FEBRUARY 27, 2013

### Introduction:

The purpose of the Project Plan and Reinvestment Zone Financing Plan ("Plan," and collectively, the Parts A, B, C, D, and E "Plans") for Reinvestment Zone Number Sixteen, City of Houston, Texas, the Uptown Zone ("Zone"), is to set forth goals, expectations, and redevelopment plans and programs necessary to create and support an environment attractive to private investment along Post Oak Boulevard, Westheimer, West Alabama, and Richmond corridors and the greater Uptown Houston area in general. The intent of the Plan is to provide for improvements that will result in the long-term stability and viability of the area.

The City of Houston, Texas ("City") created the Zone by Ordinance No. 1999-709, on July 7, 1999 in an area of the City commonly referred to as Uptown Houston. The City adopted the initial Plan for the Zone by Ordinance No. 1999-758 on July, 20, 1999 ("Part A Plan"). On May 21, 2003, the City approved the first Amended Project Plan and Reinvestment Zone Financing Plan for the Zone, by Ordinance No. 2003-476 ("Part B Plan"). On February 6, 2008, the City approved the Second Amended Project Plan and Reinvestment Zone Financing Plan for the Zone by Ordinance No. 2008-95 ("Part C Plan"). On December 30, 2008, the City approved the Third Amended Plan and Reinvestment Zone Financing Plan for the Zone by Ordinance No. 2008-1221 ("Part D Plan").

### Section One:

The Part A Plan: The Part A Plan was adopted by the City on July 20, 1999 and covered an estimated 1,010 acres. The Part A Plan established goals, expectations, and redevelopment plans needed to address conditions associated with failing infrastructure, lack of utility capacity, increased traffic congestion attributable to arterial street network deficiencies, pedestrian environment deficiencies, declining commercial property values, and declining retail sales resulting from increased competition from newer suburban retail shopping centers. The Part A Plan sought to reverse the significant social and economic stresses affecting the stability and long-term economic viability of the area through the financing of mobility enhancements, public infrastructure, and roadways, and the provision of funding for affordable housing and educational facilities.

The Part B Plan: The Part B Plan sought to implement redefined goals while remaining consistent with the Part A Plan through continued focus on roadway and street reconstruction, associated public utility replacement and system upgrades, street lighting, and the development of pedestrian environments through the construction of sidewalks, street lighting, landscaping, street furniture, and other pedestrian amenities. Specifically, the Part B Plan provided for clarification of desired mobility improvements and public utility infrastructure improvements in

the vicinity of the IH Loop 610 West, the intersection of Post Oak Boulevard and the Westpark Tollway, and added the IH 610 Loop West right-of-way to the Local Mobility Improvement Program.

The Part C Plan: The Part C Plan both restated and further defined the fundamental goals and objectives identified in the Part A and Part B Plans. However, the primary intent of the Part C Plan was to incorporate public infrastructure provisions related to the annexation of approximately 35.87 acres generally bounded by Post Oak Lane, Tilbury, Uptown Park Boulevard, and South Wynden Drive. Additional provisions in the Part C Plan included the land acquisition and development costs related to public parks.

The Part D Plan: The Part D Plan further defined provisions included in the Part C Plan related to park development and project facility operating costs.

The Zone and the City desire to further amend the Plans as described below in the Part E Plan.

### Section Two:

The Part E Plan: The Zone and the City now propose a fourth amendment to the Zone's Plans, the Part E Plan. The Part E Plan provides for the enhancement of and improvements to the approximately 1,768 acres of land added to the boundaries contemporaneously with this fourth amendment, and includes the areas covered by the Part A, Part B, Part C, and Part D Plans. Part E Plan priorities include first, the reconstruction of Post Oak Boulevard into an 8 lane roadway with 2 lanes dedicated to mass transit, and secondly, site remediation, reclamation, and similar resource based projects in Memorial Park. Public improvements proposed in the Part E Plan are in relationship to the goals, objectives, and project costs included in the original and amended Plans. Project costs are primarily intended for projects within the boundaries of the Zone; however, pursuant to Texas Tax Code Section 311.002(1), if the Zone finds that it is benefitted by implementing projects in areas outside the boundaries of the Zone, the Zone may expend project costs on those projects. The Part E Plan also increases the project costs consistent with estimates of additional increment based on the 11 year extension of the Zone's duration.

## Proposed Goals for Improvements in the Zone:

The improvements proposed are in relationship to the original goals of the Zone and are as follows:

## Goal 1: The creation of pedestrian-friendly, safe environments, the reconstruction of streets and related mobility and transit improvements.

Streetscape enhancements are required to create an environment that will help stimulate investment in retail, residential, and commercial developments. Enhanced streetscapes components will include sidewalks, lighting, signage, street trees, landscaping, benches, and other pedestrian amenities. The reconstruction of key streets and major thoroughfares will enhance the level of service in the area. The construction of sidewalk systems including ADA compliant ramps and other treatments will improve pedestrian safety, enhance the visual environment, and provide connectivity both within the community and to adjacent districts. All transit and mobility improvements will be coordinated with the reconstruction programs of the

City of Houston, the Metropolitan Transit Authority of Harris County (METRO), the Texas Department of Transportation (TxDOT), and other public entities. Attention will be placed on the leveraging of Zone monies through the funding of elements not addressed by the CIP programs of sister agencies.

# Goal 2: Redevelopment and upgrades to Memorial Park, public green space, pocket parks, regional parks, plazas, squares, and other appropriate recreational facilities including pedestrian bridges and hike and bike trails.

The Zone will fund a Master Plan for Memorial Park in an amount not to exceed \$1 million dollars. Provisions to be included in the Memorial Park Master Plan include, erosion control projects, invasive non-native species removal, the reestablishment of appropriate grasslands and forests ecosystems, recreational facilities improvements, improvements focused on pedestrian safety and equestrian mobility, landscaping, irrigation and other improvements supportive of the park. Additionally, it is anticipated the zone will make enhancements to other area parks, plazas and similar public open green space to attract and support redevelopment and improve the quality of life of area neighborhoods and visitors by increasing the attractiveness of the area.

## Goal 3: The reinforcement of pedestrian-attractive retail developments along primary and secondary corridors.

The retention and expansion of retail and commercial developments along primary arterial streets such as San Felipe, Westheimer, West Alabama, and Richmond, and secondary roadways such as Uptown Park Boulevard, Ambassador Way, Guilford Court, Skylark Lane, and South Post Oak Lane are of key importance to the successful redevelopment of the area. The provision of base level retail functionality is essential to the continued expansion of residential projects in the area. In particular, it is envisioned to develop Post Oak Boulevard into a key arterial/town center, through the implementation of a program resulting in an enhanced pedestrian environment with an emphasis on parking, mass transit, lighting, street trees, landscaping, wide sidewalks, public art, and adequate pedestrian amenities.

# Goal 4: Complementing the revitalization activities proposed to occur along the METRO Uptown Transit Corridor stations, including land acquisition and proposed Transit Centers.

METRO's proposed future funding of a public transit system along the Uptown transit corridor can be complemented by Zone activities including the funding of streetscapes upgrades, right-of-way acquisition, and provisions for parking to serve retail, residential and office needs. The METRO Solutions Uptown transit alignment includes proposed stations located in Uptown along Post Oak Boulevard. These stations could spur redevelopment while benefiting existing businesses. The placement of METRO transit stations in the region will be of particular economic importance, both from the consumer's and the merchant's perspectives. The Zone will look for specific, key economic development opportunities and capitalize on METRO's revitalization efforts in the Zone.

## Goal 5: Cultural, Public Facilities, and Public Parking and Residential Development.

Increasing cultural and public facilities, public parking, and residential development in Uptown has emerged as an important public policy goal of the Part E Plan. These projects, collectively

with improved infrastructure, additional fire, police, library, cultural/community centers and conference centers which support job training of area businesses, will lead to improved security and enhance the quality of life for existing and new residents and businesses.

## PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN:

### A. PROJECT PLAN

Existing and Proposed Uses of Land (Texas Tax Code §311.011(b)(1)): Map 1 attached hereto depicts the existing land and proposed uses in the Zone. The existing and proposed land uses include multi-family residential, commercial, office, public and institutional, transportation and utility, park and open spaces, and undeveloped land uses.

Proposed Changes of Zoning Ordinances, Master Plan of Municipality, Building Codes, and Other Municipal Ordinances (Texas Tax Code §311.011(b)(2)): All construction will be performed in conformance with the City's existing rules and regulations. There are no proposed changes to any City ordinance, master plan, or building code.

Estimated Non-Project Costs (Texas Tax Code §311.011(b)(3)): The non-project costs reflect, in part, costs of the Uptown District and its approximately \$4 million dollar annual assessment revenues, of which a portion will be spent within the Zone to fund public safety, cleaning and trash removal, landscape maintenance, pedestrian lighting, streetscape amenities, planning and capital project development, retail and business development programs, and marketing and communications.

Method of Relocating Persons to be Displaced, if any, as a Result of Implementing the Plan (Texas Tax Code §311.011(b)(4)): It is not anticipated that any residents will be displaced by any of the projects to be undertaken in the Zone.

## B. REINVESTMENT ZONE FINANCING PLAN

Estimated Project Costs (Texas Tax Code §311.011(c)(1)): Exhibit 1 (attached) details the proposed public improvement and administrative project costs. The dollar amounts are approximate and may be amended from time to time by City Council. The financing costs are a function of project financing needs and will vary with market conditions from the estimates shown on Exhibit 1. Notwithstanding the footnote (\*) on page 33 of the part A Plan, the Zone may use tax increment to pay the acquisition cost of any improvement, including any road or street, from any party.

Kind, Number, and Location of all Proposed Public Works or Public Improvements to be Financed in the TIRZ (Texas Tax Code §311.011(c)(2)): These details are described throughout the Plan.

Economic Feasibility Study and Finding of Feasibility (Texas Tax Code §311.011(c)(3)): Economic feasibility studies have been completed that demonstrate the economic potential of the Zone including the Uptown Houston Comprehensive Transportation Administration Report funded by a grant from the Urban Mass Transportation Administration, March 1991; the Forecast

Input into Uptown Houston TIRZ Market Study, prepared by Dr. Barton Smith, University of Houston, September 1998; the Market Analysis and Projections Uptown Houston TIRZ Analysis by Economic Research Associates, April, 1999; the Hotel Market Overview Uptown/Galleria Area Study by PKF Consulting, September, 1998; the Congestion Impacts on Growth Study by Daniel, Mann, Johnson, and Mendenhall, September 1998. Exhibits 2 through 5 constitute incremental revenue estimates for the Zone. The incremental revenue estimates are projected to be sufficient to cover the costs of the proposed redevelopment and infrastructure improvements in the Zone. The Plan estimates total project costs of \$1,261,800,000. The Zone and the City find and determine that the Parts A, B, C, D, and E Plans are economically feasible.

Estimated Amount of Bond Indebtedness; Estimated Time When Related Costs or Monetary Obligations Incurred (Texas Tax Code §311.011(c)(4), §311.011(c)(5)): Bonds and notes have been issued by the Zone. Additional bonds and note issues are anticipated in amounts necessary to finance the Zone's project costs. The value and timing of these future note and bond issues will correlate to the debt capacity as derived from the revenue and project schedules attached herein, and by actual market conditions for the issue and sale of such notes and bonds. The Zone will explore other financing methods, as well, including developer agreement financing and collaboration with other entities for grant funding and partnerships.

Methods and Sources of Financing Project Costs and Percentage of Increment from Taxing Units Anticipated to Contribute Tax Increment to the Zone (Texas Tax Code §311.011(c)(6)): Methods and sources of financing include the issuance of notes and bonds, as well as collaboration with developers and other entities for grant funding and partnerships. TY 1999 was the base year for the Zone. As outlined in Exhibits 2 through 5, at least \$1,355,481,405 of increment is estimated to be generated by the Zone for use in funding project costs. This figure is calculated using an estimated collection rate of 95% and a City contribution of \$0.63875/\$100 of assessed valuation in the Original and 2008 Annexed Areas and \$0.63875/\$100 of assessed valuation in the 2012 Annexed Area, and a HISD contribution of \$0.09600/\$100 of assessed valuation in the Original Area.

<u>Current Total Appraised Value of Taxable Real Property</u> (Texas Tax Code §311.011(c)(7)): The current projected appraised value of taxable real property in the Zone is \$3,956,824,332.00.

<u>Estimated Captured Appraised Value of Zone During Each Year of Existence</u> (Texas Tax Code §311.011(c)(8)): The estimated captured appraised value for the remaining duration of the Zone is set forth in Exhibit 2.

Zone Duration (Texas Tax Code §311.011(c)(9)): When the Zone was initially created by City Council on July 7, 1999, its duration was established at 30 years. Due to the magnitude of development within and adjacent to the Zone, an increased demand continues to be placed on the already-distressed infrastructure. The proposed improvements extending beyond 2029 are included in the Part A, Part B, Part C, Part D, and Part E Plans, as well as those needed to adequately address future infrastructure and quality of life issues resulting from current and projected densities. The Zone is extended to December 31, 2040 as part of the Part E Plan.

### **EXHIBITS**

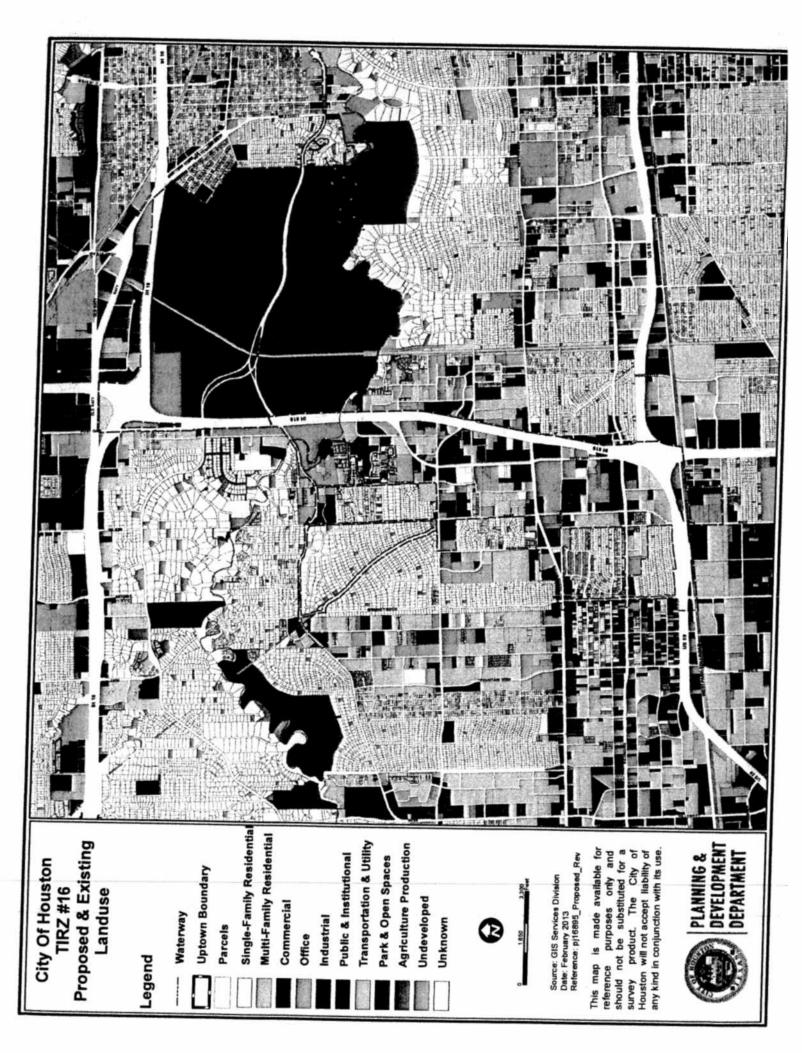


Exhibit 1: Parts A, B, C, D and E Plan Project Costs

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Infrastructure Improvements: Roadway and Sidewalk Improvements Improve Existin Stream	1999 Pian Estimated Costs	Estimated Costs E 2003 Plan	Estimated Costs E 2008 Plan	Estimated Costs 2008 Plan	Estimated Costs 2012 Plan	Total Costs	Cost Through 06/30/2012	Remaining Coate
Greate Street Grid New ork	\$ 67,000,000	\$ 67,000,000 \$	67.000.000	67 000 000		The time of the state of the st		
Intersection irrarovements	\$ 33,000,000	\$ 33,000,000 \$	38,500,000	38 500 000	56,000,000 15,000,000	96,000,000	65,872,460 \$	127.540
Create Pedestrian Natwork	\$ 26,000,000	\$ 26,000,000 \$	26 000 000	26,000,000	\$ 000,000,00	15,000,000 \$	14,011,162 \$	988 838
Roadways, Streets, Sidewalks, Lighting	\$ 53,000,000	\$ 53,000,000 \$	53,000,000	53,000,000	12,000,000	12,000,000 \$	11,147,748 \$	852,252
Walk Improvements Dart A B C De r			•	and a comment of the	186 000 000 6	\$ 000,000,02	19,510,975 \$	489,025
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đ j			184,500,000 \$	184,500,000	\$ 000,000,868	393,000,000 \$	110,542,345 \$	282,457,655
Parking Programs and Facilities	The second secon		The second second second second					
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Cultural and Public Facility Improvements						1	\$	52,000,000
Total Public Facility Improvements - Part A. B.C. D.R. E.				•	46,000,000	46 000 000		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
		\$	\$	\$	46,000,000 \$	46,000,000	^ •	46,000,000
Parks, Plazas & Public Open Space Improvements			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1				•	46,000,000
Memorial Park Improvements			12,500,000 \$	8,500,000 \$	41.000,000 \$	41,000,000 \$	9 422 124 €	34 577 070
otal Parks, Trials and Bayou Improvements - Part A, B, C, D& E			12 500 000 6		-	100,000,000	» •	100 000 000
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School and Educational Facilities:		\$ .	\$	,	36.800.000	37,000,000 \$		37,000,000
School and Educational Facilities	129,000,000	129 000 000 &	130,000,000	-	1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	* noningation		37,000,000
Affordable Housing:	129,000,000	П		129,000,000	129,000,000 \$	129,000,000 \$	24,042,516 \$	104,957,484
Affordable Housing		7		4 -	\$ 000,000,621	\$ 000,000,621	24,042,516 \$	104,957,484
Total Affordable Housing - Part A, B, C, D& E	270,000,000	270,000,000 \$	270,000,000 \$	1-1	452,000,000 \$	452,000,000 \$	59.877.675	302 122 328
Fig. 1 and 1	1	4 0,000,000	\$ 000,000,07	\$ 000,000,07	452,000,000 \$	1-1	\$ 9,877,675	392, 122, 325
Total Zone Administration Costs - Part A B C D.R.E.	\$ 000,000	8 000'000'9	\$ 000'000'9	6,750,000 \$	12,000,000 \$	15 000 000	1	T Committee of the comm
	48	6,000,000 \$	\$ 000,000,8	\$ 000'052'9	12,000,000 \$	15,000,000 \$	4.180.483 \$	10,819,517
		634 000 000 *	467,500,000 \$	464,250,000 \$	\$ 000,008,898	872,000,000 \$	97,522,798 \$	774.477.202
		e anninging	\$ 000,000,250	648,750,000 \$	1,261,800,000 \$	1,265,000,000 \$	208,065,143 \$	1,056,934,857

Exhibit 2: Net Revenue: Original and Annexed Areas - All Entities

			Incremen	Increment Revenue				
Tax Year (1)		City	Ī	HSD	Ţ	Total Increment Revenue	Net Re Increm Less	Net Revenue (Total Increment Revenue Less Transfers)
2012	y.	12 261 430						
204.5		12,201,430	Α.	10,977,857	€9	23,239,287	€9	11,195,501
2013	A 6	13,465,261	<b>.</b>	10,977,857	€	24,443,118	€	11,937.863
\$ 10 G	A (	14, 729, 284	€9	10,977,857	69	25,707,141	€9	12 717 344
2015	<del>69</del>	16,056,508	€9.	10,977,857	€9	27,034,365		13 535 700
2016	€	17,450,094	eΑ	10,977,857	es.	28.427 950		10,000,199
2017	€	18,913,358	G	10,977,857	မ	29 891 215		14,395,177
2018	69	20,449,786	69	10,977,857	€9	31.427.643	÷ 64	16 244 087
2019	69	22,063,035	<b>6</b>	10,977,857	€9	33.040.892	· •	17 230 024
2020	s S	23,756,947	<b>6</b>	10,977,857	€9	34 734 804	· •	18 284 403
2021	€9	25, 535, 554	4	10,977,857	€9	36.513.411	•	10 381 211
2022	es.	27,403,091	46	10,977,857	₩	38,380,948	69	20 532 REG
2023	<del>⇔</del>	29,364,006	4	10,977,857	es.	40.341.863	6	24 742 080
2024	€9	31,422,966	40	10,977,857	မာ	42,400,823	• •	23.011.781
2025	<del>⊌</del>	33,584,874		10,977,857	εs	44,562,731		24 344 95R
2026	<b>69</b>	35,854,878	:	10,977,857	€9	46,832,735		25 744 794
2027	6	38,238,382	40	10,977,857	69	49,216,238	· •	27 214 621
2028	<b>ь</b>	40,741,061		10,977,857	€	51,718,917	မ	28.757.940
6707	<b>.</b>	43,368,873		10,977,857	€9	54,346,730	မာ	30 378 424
2030	<b>6</b> 9∃ (	46,128,077	:	•	↔	46,128,077	€	28.445.647
203	ъэ (	49,025,241			€	49,025,241	ь	30,232,232
2032	<b>69</b>	52,067,263	1	• !	↔	52,067,263	69	32 108 145
2033	6 <del>9</del> (	55,261,386 \$		• "	€	55,261,386	₩	34.077.854
2034		58,615,215 \$	:		€>	58,615,215	· <del>6</del>	36.146.049
2035	<b>6</b>	62,136,735 \$			€9	62, 136, 735		38.317.653
2036	<b>₽</b>	65,834,332 \$			€9	65,834,332	8	40,597,838
2037		69,716,808 \$		•	€9	69,716,808	69	42,992,032
2038	<i>y</i> 9 €	73,793,409 \$		•	€9	73,793,409	€	45,505,935
2040	A 6	4.		• :	€9	78,073,839	\$	48,145,534
	9 4	\$ 162,806,291			€	82,568,291	69	50,917,113
	A	1,15/,8/9,983 \$	32	197,601,423	S	1,355,481,405	40	779,443,130

Notes:
(1) The Uptown Zone is scheduled to terminate in Tax Year 2040

Exhibit 3: Transfer Schedule: Original and Annexed Area - City of Houston

		Increment Revenue	eune							•		
Tax							Er	Transfers				
Tear	3			4	Affordable Housing	- Luc						Net Revenue (Total
=	<del>}</del>	HISD	Total			n	HISD		Admin Fees			Increment
				9 6	OSH SH	Total	Educational	Ö	3	,	Total	Revenue less
2012	\$ 12,261,430	30 \$ 10,977,857	7 \$ 23,239,287	\$ 4 087 143	20000	1			2	Otal	Supplement	Total
2013	\$ 13,465,261	61 \$ 10,977,857	69		1	9	\$ 3,659,286	\$ 613,071	\$ 25,000		1	- 1
2014	\$ 14,729,284	s		,	-	\$ 8,147,706	\$ 3,659,286	\$ 673.263		, .	-1	\$ 11,195,501
2015	\$ 16.056.508	6	, .	9	\$ 3,659,286	\$ 8,569,047	\$ 3.659.286			۱	\$ 12,505,255	\$ 11,937,863
2016		, .	,	\$ 5,352,169	\$ 3,659,286	\$ 9,011,455				\$ 761,464	\$ 12,989,797	\$ 12,717,344
2017		9 9	S	\$ 5,816,698	\$ 3,659,286	69				\$ 827,825	\$ 13,498,566	\$ 13,535,799
20.00		2	60	\$ 6,304,453	\$ 3,659,286	63			1	\$ 897,505	\$ 14,032,774	\$ 14.395 177
200	\$ 20,449,786	69	5	\$ 6,816,595		69	າ ເ		\$ 25,000	\$ 970,668		1
2000		69	69	\$ 7,354,345		65	် ်			\$ 1,047,489		1
2020	1	60	7 \$ 34,734,804	\$ 7,918,982			1		\$ 25,000	\$ 1,128,152		
7071	- 1	4 \$ 10,977,857	7 \$ 36,513,411	\$ 8,511,851	1	, .	-	\$ 1,187,847	\$ 25,000	\$ 1,212,847		1
2022	-	11 \$ 10,977,857	\$ 38,380,948	8	1	9 6	-	\$ 1,276,778	\$ 25,000	\$ 1,301,778	17 132 200	1
2023		6 \$ 10,977,857	69	69	1	9 6		\$ 1,370,155	\$ 25,000	\$ 1.395.155	17 RAR DOO	
2024	\$ 31,422,966	6 \$ 10,977,857	69	2		- 1		\$ 1,468,200	\$ 25,000	\$ 1.493.200	18 500 777	1
2025	\$ 33,584,874	8	85	1	1	- 1	\$ 3,659,286	\$ 1,571,148	\$ 25,000	\$ 1596 148	10 380 040	1
2026	\$ 35,854,878	69	69	1		- 1	\$ 3,659,286	\$ 1,679,244	\$ 25.000		30,363,042	- 1
2027	\$ 38,238,382	69	69	1			\$ 3,659,286	\$ 1,792,744			24,217,773	- 1
2028	\$ 40,741,061	69	, ,	- 1		- 1	\$ 3,659,286	\$ 1,911,919			21,087,941	- 1
2029	\$ 43,368,873	4		1	\$ 3,659,286	\$ 17,239,639	\$ 3,659,286				22,001,617	\$ 27,214,621
-	\$ 46,128,077	6	9 6	- 1	\$ 3,659,286	\$ 18,115,577	\$ 3,659,286	2.168.444		2,062,053	22,960,978	\$ 28,757,940
2031	\$ 49.025.241	+				\$ 15,376,026		+		2, 193, 444	23,968,306	\$ 30,378,424
+-		+		16,341,747	•	\$ 16,341,747		2 451 262	•	2,306,404	- 1	28,445,647
+		-		17,355,754	•	\$ 17,355,754	8	2 603 363	,	2,451,262	9	30,232,232
┼			1	18,420,462	•	\$ 18,420,462		2 763 060	•	2,603,363	- 1	32,108,145
+-		-				\$ 19,538,405	5	2 030 764	1	2,763,069	\$ 21,183,531 \$	34,077,854
+-		-		\$ 20,712,245				2,530,701	•	2,930,761	\$ 22,469,166 \$	36,146,049
+-	1		\$ 65,834,332	\$ 21,944,777				3,106,837		-	\$ 23,819,082 \$	
+-		-	\$ 69,716,808	\$ 23,238,936	69	23 238 936	-	3,291,717	,		\$ 25,236,494 \$	1
+-	1		\$ 73,793,409	\$ 24,597,803		24 597 RD3	•	3,485,840	1		\$ 26,724,777 \$	
+	-	-	\$ 78,073,839	\$ 26,024,613	6	26 024 613		3,689,670	1	\$ 3,689,670	\$ 28,287,473 \$	
-	82,568,291	8	\$ 82,568,291	\$ 27,522,764		27 522 76A	•	3,903,692	1	\$ 3,903,692	\$ 29,928,305	
<u>.</u>	91,157,879,983	\$ 197,601,423	\$ 197,601,423 \$1,355,481,405	\$ 385,959,994	\$ 65,867,141		G5 867 444	4,128,415		- 1	31,651,178 \$	ı
Notes:								5/,893,999 \$	450,000 \$	58,343,999	\$ 576,038,275 \$	\$ 779,443,130

Notes:
(1) The Uptown Zone is scheduled to terminate in Tax Year 2040

Exhibit 4: Revenue Schedule: 1999 Original Area - City of Houston

				-			
Tax Year(1)	Base Value (2)	Projected Value	Captured Appraised Value	Collection Rate (4)	Tax Rate	Increment Revenue	
2012	\$ 1,908,297,450	\$ 3.914.933.328	•				
2013	\$ 1.908 297 450	,	,	95.00%	0.63875	\$ 12,176,517	517
2014		, .	,	95.00%	0.63875	\$ 13,364,333	333
2015		9 6	s	95.00%	0.63875	\$ 14,611,539	539
2016	4 , 500,001,450	,	\$ 2,623,727,244	95.00%	0.63875	s	105
2010		s,	\$ 2,850,328,479	95.00%	0.63875	69	140
7107		-+	\$ 3,088,259,775	95.00%	0.63875		2 4
2018		\$ 5,246,385,086	\$ 3,338,087,636	95.00%	O G3875		
2019	\$ 1,908,297,450	\$ 5,508,704,340	\$ 3,600,406,890	95.00%	0 63875		3 5
2020	\$ 1,908,297,450		\$ 3,875,842,108	95.00%	0.63875	,	2 2
2021		\$ 6,073,346,535	\$ 4,165,049,085	95.00%	0.63875		5 8
2022		\$ 6,377,013,862	\$ 4,468,716,412	95.00%	0.63875		3 6
2023		\$ 6,695,864,555	\$ 4,787,567,105	95.00%	0.63875		3 4
2024	\$ 1,908,297,450	\$ 7,030,657,783	\$ 5,122,360,333	95.00%	0 63875		3 8
2025		\$ 7,382,190,672	\$ 5,473,893,222	95.00%	0.63875		3 8
2026	- 1	\$ 7,751,300,206	\$ 5,843,002,756	95.00%	0.63875		
2027	- 1	\$ 8,138,865,216	\$ 6,230,567,766	95.00%	0.63875		2
2028		\$ 8,545,808,477	\$ 6,637,511,027	95.00%	0.63875		5
2029		\$ 8,973,098,901	\$ 7,064,801,451	95.00%	0.63875		9
2030	\$ 1,908,297,450	\$ 9,421,753,846	\$ 7,513,456,396	95.00%	0 63875	1	8 8
2031		\$ 9,892,841,538	\$ 7,984,544,088	95.00%	0.63875		3 5
2032	- 1	- 1	\$ 8,479,186,165	95.00%	0.63875		1 6
2033		- 1	\$ 8,998,560,346	95.00%	0.63875		68
2005		-	\$ 9,543,903,236	95.00%	0.63875		86
2020		- 1	\$ 10,116,513,270	95.00%	0.63875	\$ 61,388,267	29
2002			\$ 10,717,753,806	95.00%	0.63875	\$ 65,036,670	2
2037	\$ 1.908,297,450	- 1		%00'56	0.63875	\$ 68,867,493	83
2030	\$ 1,906,297,450	- 1	- 1	95.00%	0.63875	\$ 72,889,857	22
2040	£ 1 008 207 450	- 1	- 1	95.00%	0.63875	\$ 77,113,339	93
3	# 1,906,297,450		\$ 13,438,746,764	95.00%	0.63875	\$ 81,547,995	183
	\$55,340,626,050	\$ 243,989,261,939	\$ 188,648,635,889			\$ 1,561,758,736	98

The Uptown Zone is scheduled to terminate in Tax Year 2040
 Base Year is Tax Year 1999
 Projected Growth for Tax Year 2012 to Tax Year 2040 is an incremental increase of 5% each year
 Collection Rate for Tax Years 2012 to 2040 at 95%

Exhibit 4A: Revenue Schedule: 2008 Annexed Area - City of Houston

Tax Year(1)	Bas	Base Value (2)	Projected Value (3)	Captured Appraised	Collection Rate (4)	Tax Rate	Increment	t a
2012	69	27,897,785	\$ 41,891,004	y.	7000			,
2013	s	27,897,785	\$ 43,985,554	69	95.00%	1	<i>P</i> (	84,913
2014	S	27,897,785	\$ 46,184,832	69	95.00.70	1		97,623
2015	s	27,897,785		6	92.00 70			110,968
2016	€9	27,897,785			93.00%			24,981
2017	89	27,897,785		, 6	95.00%	0.63875		139,694
2018	69	27.897.785		\$ 20,000,931	95.00%	0.63875		155,143
2019	69	27,897,785		9 6	95.00%	0.63875		171,365
2020	65	27,897,785		9 6	95.00%	0.63875		188,397
2021	8	27,897,785		9 6	95.00%	0.63875		206,282
2022	69	27.897.785		9 6	95.00%	0.63875		225,060
2023	69	27 897 785		9 6	95.00%	0.63875	\$ 244	244,778
2024	69	27 897 785		,	95.00%	0.63875	\$ 265	265,481
2025		27 207 705		A	95.00%	0.63875	\$ 287	287,219
2000	9 6	27,097,785		8	95.00%	0.63875	\$ 310	310,044
2002	A 6	27,897,785		\$ 55,043,538	92.00%	0.63875	\$ 334	334,011
2020	A 6	27,897,785		8	92.00%	0.63875	\$ 359	359,176
2000	9 6	21,897,785		-+	92.00%	0.63875	\$ 385	385,599
6707	A I	27,897,785		\$ 68,117,164	95.00%	0.63875	\$ 413	413.343
2030	69	27,897,785	\$ 100,815,696	\$ 72,917,911	95.00%	0.63875		442 475
2031	69	27,897,785	\$ 105,856,481	\$ 77,958,696	95.00%	0.63875		473 063
2032	<b>₩</b>	27,897,785		\$ 83,251,520	95.00%	0.63875		505 181
2033	ь.	27,897,785	\$ 116,706,770	\$ 88,808,985	95.00%	0.63875		538 904
2034	<u>د</u>	27,897,785	\$ 122,542,109	\$ 94,644,324	95.00%	0.63875		574 314
2035	ر د	27,897,785		\$ 100,771,429	95.00%	0.63875		611 494
2036	69	27,897,785	\$ 135,102,675	\$ 107,204,890	95.00%	0.63875		650.533
703/	. e	27,897,785	\$ 141,857,808	\$ 113,960,023	95.00%	0.63875		691 524
8602	ر ا	27,897,785		\$ 121,052,914	95.00%	0.63875	\$ 734,564	564
2039	<b>1</b>	27,897,785		\$ 128,500,449	95.00%	0.63875	\$ 779.757	757
2040	es l	27,897,785		\$ 136,320,360	95.00%	0.63875		209
			\$ 2,610,760,974	\$ 1,801,725,209			4	828

Notes.

(1) The Uptown Zone is scheduled to terminate in Tax Year 2040

(2) Base Year is Tax Year 2008. The Base Value is an accumulation of the appraised value for all property

in the proposed Annexed Area.

(3) Projected Growth for Tax Year 2012 to Tax Year 2040 is an incremental increase of 5% each year.

(4) Collection Rate is estimated at 95%

Exhibit 4B: Revenue Schedule: 2012 Annexed Area - City of Houston

Tax		Projected Value	Captured			
Year(1)	Base Value (2)	(c)	Appraised	Collection Rate (4)	Tax Rate	Increment
2012	\$ 10,896,715	\$ 10.896.715	49	966 908	1000	
2013	\$ 10,896,715	69	\$ 544 836	95.00.70	0.03075	
2014	\$ 10,896,715	69	-	20000	0.030/3	
2015	\$ 10,896,715	69		90.00%	0.638/5	
2016	\$ 10.896.715		1	35.00%	0.538/5	\$ 10,423
2017				95.00%	0.63875	\$ 14,250
2018		9 6		95.00%	0.63875	\$ 18,268
0 0 0		-	\$ 3,705,925	95.00%	0.63875	\$ 22.488
2019		+	\$ 4,436,057	95.00%	0.63875	
2020		-+	\$ 5,202,696	95.00%	0.63875	
2021	\$ 10,896,715	\$ 16,904,381	\$ 6,007,666	95.00%	0.63875	
2022	\$ 10,896,715	\$ 17,749,601	\$ 6,852,886	95.00%	0.63875	
2023	\$ 10,896,715	\$ 18,637,081	ľ	95 00%	0 63875	
2024	\$ 10,896,715	\$ 19,568,935	\$ 8,672,220	95.00%	0.63875	
2025	\$ 10,896,715	\$ 20,547,381		95.00%	0.63875	
2026	\$ 10,896,715	\$ 21,574,750	\$ 10,678,035	95.00%	0.63875	
2027	\$ 10,896,715	\$ 22,653,488	\$ 11,756,773	95.00%	0.63875	
2028		\$ 23,786,162	\$ 12,889,447	95.00%	0,63875	
5029	\$ 10,896,715	\$ 24,975,470	\$ 14,078,755	95.00%	0.63875	
2030	\$ 10,896,715	\$ 26,224,244	\$ 15,327,529	95.00%	0.63875	
2031		\$ 27,535,456	\$ 16,638,741	95.00%	0.63875	
2032		\$ 28,912,229	\$ 18,015,514	95.00%	0.63875	\$ 109.320
2033		\$ 30,357,840	\$ 19,461,125	95.00%	0.63875	\$ 118.093
2034		\$ 31,875,732	\$ 20,979,017	95.00%	0.63875	\$ 127.303
2035		\$ 33,469,519	\$ 22,572,804	95.00%	0.63875	
2036	\$ 10,896,715	\$ 35,142,995	\$ 24,246,280	95.00%	0.63875	
2037	\$ 10,896,715	\$ 36,900,145	\$ 26,003,430	95.00%	0.63875	
2038		\$ 38,745,152	\$ 27,848,437	95.00%	0.63875	
2039		\$ 40,682,410	\$ 29,785,695	95.00%	0.63875	\$ 180.743
2040	\$ 10,896,715	42,716,530	\$ 31,819,815	95.00%	0.63875	
	Official obligations property and property of the control of the c	\$ 679,112,830	\$ 363,108,095	3		\$ 2,787,934

Notes:

(1) The Uptown Zone is scheduled to terminate in Tax Year 2040

(2) Base Year is Tax Year 2012. The Base Value is an accumulation of the appraised value for all property in the proposed Annexed Area.

(3) Projected Growth for Tax Year 2012 to Tax Year 2040 is an incremental increase of 5% each year (4) Collection Rate is estimated at 95%

Exhibit 5: Revenue Schedule: 1999 Original Area – HISD

			pecor of.				
Tax		Canting A	Total of				
Year(1)	base Value (2)	de nameno	outrained Appraised Value	i	Collection		1
		Projected Value	Captured	Appraised Value	Rate (4)	Tax Rate	Revenue
2012	\$ 1.905.387.240		Applaised value				
2013	1 905 387 240	9 6	\$ 2,011,805,167	\$ 1,203,712,370	95.00%	0 9800	,
2014	1	-		\$ 1,203,712,370	95.00%	0 000	9 6
2015	1	- 1	\$ 2,413,317,389	\$ 1,203,712,370	95.00%	0.960	9 6
2016	\$ 1,905,387,240		\$ 2,629,252,620	\$ 1,203,712,370	95.00%	0.9600	10,977,057
2017	\$ 1,905,387,240	1		\$ 1,203,712,370	95.00%	0.960	
2018	-	1	\$ 3,094,053,206	\$ 1,203,712,370	95.00%	0.9600	
2019	1,905,387,240	1	\$ 3,344,025,228	\$ 1,203,712,370	95.00%	0.096.0	
2020		5,511,883,092	5,311,883,092 \$ 3,606,495,852	\$ 1,203,712,370	95.00%	\$ 0096.0	10,977,957
2021	-	6.076.014.406	\$ 3,882,090,006 \$ 1,203,712,370	\$ 1,203,712,370	95.00%	0.9600	
2022	-	1	6 380 603 604	\$ 1,203,712,370	95.00%	0.9600	
2023		6 600 720 247	\$ 4,475,306,424 \$ 1,203,712,370	\$ 1,203,712,370	95.00%	0.9600	
2024	-	7 034 744 764	\$ 4,794,341,107	\$ 1,203,712,370	95.00%		
2025	-	7 386 450 500	\$ 5,129,327,524 \$ 1,203,712,370	\$ 1,203,712,370	95.00%		
2026	_	7 755 772 006	5,481,063,263	\$ 1,203,712,370	95.00%		
2027		8 143 564 676	\$ 5,850,385,788	\$ 1,203,712,370	95.00%	1	
2028		8 550 730 763	6,238,174,439	\$ 1,203,712,370	95.00%		
2029		8 978 276 751		\$ 1,203,712,370	95.00%	0.9600	
	\$ 34,296,970,320 \$		875 002 002 245	\$ 1,203,712,370	95.00%	0.9600	
		1 222/22	\$ 1 313,382,315   \$	21,666,822,660		69	186 623 56E

Notes:

(1) Houston Independent School District participation in the Uptown Zone is scheduled to terminate in Tax Year 2029

(3) Projected Growth for Tax Year 2012 to Tax Year 2029 is an incremental increase of 5% each year (4) Collection Rate for Tax Years 2012 to 2029 at 95%

	REQUEST FOR COUNCIL	ACTION		
TO: Mayor via City Secretary		ACTION		RCA#
SUBJECT: An Ordinance authorizing by the Uptown Development Authorized	ng the issuance of additional bonds	Category #	Page 1 of <u>1</u>	Agenda lijem#
Zone Number Sixteen).			1011	TOFF
FROM: (Department or other point Andrew F. Icken	of origin):	Origination D	ate	Agenda Date
Chief Development Officer	•			HAY O THE
DIRECTOR'S SIGNATURE:		Council Biot	! _ A <b>£</b> C A	<b>02</b> 201
137/		Council Distr C, J, G	icts affected	d: MAY 1 5 2013
L'Iles		0,0,0		- 49/
For additional information contact	•	Date and iden	tification of	f prior authorizing
Ralph De Leon	Phone: (832) 393-0985	Council Actio	n:	_
4		Ord. No. 1999-	-1341, 12/15	6/99, Ord. No. 2000-106
		3/21/07, Ord. N	100. 2003-01 No. 2009-088	176, 2/19/03, 2007-0320 36, 9/23/09
RECOMMENDATION: (Summary)	_			
That City Council adopt an Ordinadditional bonds up to \$85 million.	ance increasing the authorization	of the Uptow	n Develop	ment Authority to issu
Amount of Funding: N/A				
SOURCE OF FUNDING: [ ]	Company Francis		····	
TOWNING.	General Fund [ ] Grant Fund	[ ] Enter	prise Fund	[ ] Other (Specify
Specific Explanation:				
By various prior ordinances, City (	Council has authorized the Unto	un Davalanna	فاستحالات ۸ مست	/// A (1
bonds in an aggregate principal at	mount of up to \$75 million outsta	vn Developme	ent Authorit	("Authority") to issu
mas approximately \$10 million of	i Dongs outstanding. In implen	nent its Fiscs	ıl Vaar 20'	13-2017 City Council
approved budget and Capital IMDI	rovement Plan, the Authority will	need to obtai	n financina	to fund its design an
construction biggs and Mill Deed 10	) issue up to an additional \$85 m	illion in honds	This will	require an increase of
\$80 million in the total amount of be	onds the Authority is authorized to	o issue.		To quite dir injorodoo o
Approval of this Ordinance will allow	and the Analysis of the Analys		<b></b>	
Approval of this Ordinance will allow needed to support redevelopment process truction projects will be a support of the construction of the cons	w the Authority to issue additiona	bonds up to	\$85 million	to provide the capital
reconstruction projects, utility syste	m upgrade and replacement projects	marily of majo	or roadway	and street
park improvements.	m applicate and replacement proje	ecis, pedesina	an improver	ment projects and
				·
cc: Marta Crinejo, Agenda Direc	tor			
Anna Russell, City Secretary	/			
Deborah McAbee, Senior As	sistant City Attorney			
David Feldman, City Attorne	y			
Other Authorization:	Other Authorization:	Other A	uthorizatio	n:
		1		

## **UPTOWN DEVELOPMENT AUTHORITY**

## **Outstanding Tax Increment Contract Revenue Bonds**

Infrastructura Inc.						
Intra	Infrastructure Improvement Facilities					
Series	:	Original Issue Amt.		Outstanding Principal as of 6/30/12		
2002-A	\$	7,280,000	\$	330,000		
2004-A	\$	9,000,000	\$	7,075,000		
2004-C	\$	2,000,000	\$	1,580,000		
2009-A	\$	42,260,000	\$	40,830,000		
2012-A	\$	10,755,000	\$	10,755,000		

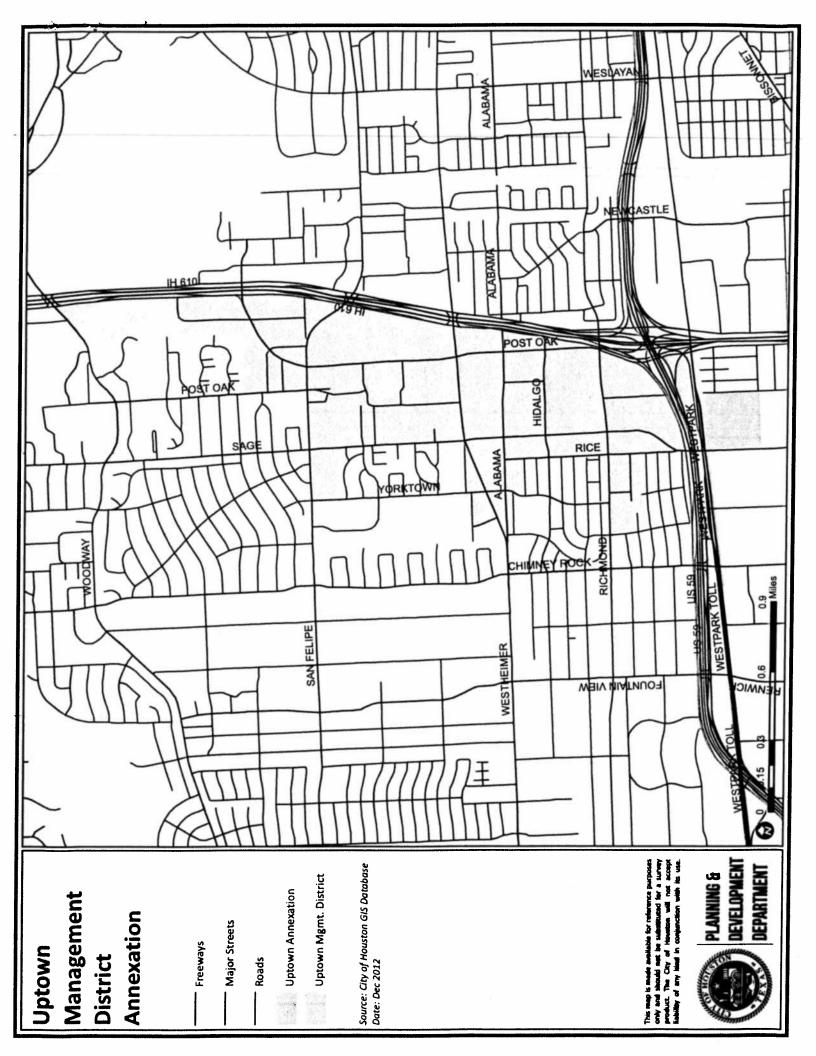
Aff	Affordable Housing Facilities					
Series	Original Issue Amt.		Outstanding Principal s of 6/30/12			
2001-B	\$ 4,670,000	\$	2,970,000			
2002-B	\$ 3,665,000	\$	2,475,000			
2004-B	\$ 4,500,000	\$	3,540,000			
2004-D	\$ 1,000,000	\$	790,000			

TOTAL	\$ 60,570,000	\$ 9,775,000
COMBINED TOTAL	\$ 70,345,000	

<sup>\*</sup> All of the proposed bonds will be for Infrastructure projects. The 1/3 of the tax increment revenues pledged to the repayment of the Affordable Housing bonds will first go to pay the outstanding Affordable Housing bonds listed above and any remaining will be transferred directly to the City.

SUBJECT:	EQUEST FOR COUNCIL AC		Category	Page		Agend	a It
Ordinance consenting to the add into Harris County Improvement	ition of approximately 33.97 a District No. 1 (Uptown Manage	cres of land ement District)	#	1 of	5	クム	£
FROM (Department or other poin	nt of origin):	Originat	ion Date	-	Agenda	Date	<u></u>
Planning and Development		March 2	0, 2013				
DIRECTOR'S SIGNATURE:		Council	District affect	toda	MA MA		2013
Marlene 1	- 1	G & J	District affect	ieu:		7.5.2	2013
For additional information contac Ph	t: Nicolé Smothers one: 713-837-7856	Council	l identification action: ce No. 93-14	-	or auth	orizing	-
RECOMMENDATION: (Summar Approve ordinance consenting to District No. 1, also known as the	the addition of approximately	33.97 acres of I	and in Harris	Count	y Impro	vemen	t
Amount and Source of Funding:				Finar	ice Bud	get:	
payable in whole or in part fr	en the power to finance the om ad valorem taxes, assessivices. They may not levy a ta	ments, impact 1	y issuing bor fees or other	nds or funds	of the	bligation District	ons t to
payable in whole or in part fr provide improvements and ser Further, districts may levy a ta The Planning and Development following district:  Harris County Improvement D No. 1 was created by a special a request for consent for the situated wholly within Harris C it is anticipated that the land Hwy. 59 and Post Oak as well a	om ad valorem taxes, assessivices. They may not levy a tax only after holding an election of the Texas legislature addition of approximately county. All of the land is with will be used to construct a	ments, impact of ax assessment of on within the district) in 1987. The B 33.97 acres of the corporat transit center	y issuing borfees or other n single-fam istrict.  The sent to the the court oard of Direction the limits of the to support f	nds or funds ily det additi aty Imp ctors he e distrance City	other of the ached root of taken on of tak	bligation District esidence and in the District submit he lance annex	ons t to ces the
payable in whole or in part fr provide improvements and ser Further, districts may levy a ta The Planning and Developmen following district:  Harris County Improvement D No. 1 was created by a special a request for consent for the situated wholly within Harris C it is anticipated that the land	om ad valorem taxes, assessivices. They may not levy a tax only after holding an election of Department recommends of the Texas legislature addition of approximately county. All of the land is with will be used to construct as future commercial and mixed	ments, impact of ax assessment of on within the district Council corement District) in 1987. The B 33.97 acres of the corporation the corporation are districted use development of the districted use development assist center and the corporation are districted use development assist center and the corporation are districted use development assist center and the corporation are districted use development assist center and the corporation are districted as a corporation are di	y issuing borfees or other n single-famistrict.  Harris Couroard of Directland into the limits of the to support finent.	nds or funds ily det additi aty Imp ctors he e distrance City	other of the ached root of taken on of tak	bligation District esidence and in the District submit he lance annex	ons t to ces the
payable in whole or in part fr provide improvements and ser Further, districts may levy a ta The Planning and Developmer following district:  Harris County Improvement D No. 1 was created by a special a request for consent for the situated wholly within Harris C it is anticipated that the land Hwy. 59 and Post Oak as well a	om ad valorem taxes, assessivices. They may not levy a tax only after holding an election of Department recommends of the Texas legislature addition of approximately county. All of the land is with will be used to construct as future commercial and mixed	ments, impact of ax assessment of on within the district Council corement District) in 1987. The B 33.97 acres of the corporation the corporation are districted use development of the districted use development assist center and the corporation are districted use development assist center and the corporation are districted use development assist center and the corporation are districted use development assist center and the corporation are districted as a corporation are di	y issuing borfees or other n single-famistrict.  Harris Couroard of Directland into the limits of the to support finent.	nds or funds ily det additi aty Imp ctors he e distrance City	other of the ached root of taken on of tak	bligation District esidence and in the District submit he lance annex	ons t to ces the
payable in whole or in part fr provide improvements and ser Further, districts may levy a to The Planning and Development following district:  Harris County Improvement D No. 1 was created by a special a request for consent for the situated wholly within Harris C it is anticipated that the land Hwy. 59 and Post Oak as well a The Planning Department recor cc: Marta Crinejo Deborah McAbee David Feldman	om ad valorem taxes, assessivices. They may not levy a tax only after holding an election of Department recommends of the Texas legislature addition of approximately county. All of the land is with will be used to construct as future commercial and mixed	ments, impact of ax assessment of on within the district Council corement District) in 1987. The B 33.97 acres of the corporation the corporation are districted use development of the districted use development assist center and the corporation are districted use development assist center and the corporation are districted use development assist center and the corporation are districted use development assist center and the corporation are districted as a corporation are di	y issuing borfees or other n single-famistrict.  Harris Couroard of Directland into the limits of the to support finent.	nds or funds ily det additi aty Imp ctors he e distrance City	other of the ached root of taken on of tak	bligation District esidence and in the District submit he lance annex	ons t to ces the
payable in whole or in part fr provide improvements and ser Further, districts may levy a ta The Planning and Development following district:  Harris County Improvement D No. 1 was created by a special a request for consent for the situated wholly within Harris C it is anticipated that the land Hwy. 59 and Post Oak as well a The Planning Department recor cc: Marta Crinejo Deborah McAbee David Feldman	om ad valorem taxes, assessivices. They may not levy a tax only after holding an election of Department recommends of the Texas legislature addition of approximately county. All of the land is with will be used to construct as future commercial and mixed	ments, impact of ax assessment of on within the district) in 1987. The Bissess of a comporate transit centered use development into this district of the corporate of the corporate of the corporate of the corporate of the district centered use development of the corporate of the	y issuing borfees or other n single-famistrict.  Harris Couroard of Directland into the limits of the to support finent.	nds or funds ily det additi aty Imp ctors he e distrance City	other of the ached root of taken on of tak	bligation District esidence and in the District submit he lance annex	ons t to ces the

F&A 011.A REV. 3/94 7530-0100403-00



MOTION NO. 2013



MOTION by Council Member Gonzalez that the recommendation of the Purchasing Agent, for purchase of Office Furniture from the State of Texas Procurement and Support Services Contract through the State Cooperative Purchasing Program for Various Departments, S54-E24572, be adopted, and authority is hereby given to issue purchase orders to the State contract suppliers listed below, in the total amount of \$203,431.50.

<u>J. Tyler Services, Inc.:</u> purchase of chairs, desks, bookcases, filing cabinets, conference tables and workstations in the amount of \$112,162.52;

<u>Contract Resource Group, LLC:</u> purchase of chairs, desks, conference tables and workstations in the amount of \$58,968.18; and

<u>Jimenez Contract Services, LLC:</u> purchase of office workstations in the amount of \$32,300.80.

Seconded by Council Member Bradford

Council Member Noriega absent

TO: Mayor via City Secretary	REQUEST FOR COUN	CIL ACTION		
Subject: Purchase of Office Furnito	ire from the State of Toyo		Cotonou #	RCA# 9674
Procurement and Support Service	as Contract for Verious De	S 	Category #	Page 1 of 2 Agenda Iter
S54-E24572	es Contract for Various De	partments	4	
001 224012				113/11-11
FROM (Department or other point of	origin):	Origination D	ate	Agenda Date
Calvin D. Wells				MAY 1 5 ans
City Purchasing Agent		April 11	, 2013	MAY 0 8 90 12
Administration & Regulatory Affair	s Department			
DIRECTOR'S SIGNATURE	1.19	Council Distri	ct(s) affected	
James VV	us	All		
For additional information contact:		Date and Iden	tification of	prior authorizing
Joseph A. Fenninger 4/u/17	Phone: (713) 308-1708	Council Action	n:	_
Ray DuRousseau ////	Phone: (832) 393-8726			
RECOMMENDATION: (Summary)				
Approve the purchase of office fur	niture in the total amount o	of \$203,431.50	0 from the $8$	State of Texas
Procurement and Support Service	s Contract for various dep	artments.		
Award Amount: \$203,431.50				Finance Budget
See Page 2 of 2 for Funding Inform	nation			
SPECIFIC EXPLANATION:				<i>f</i>
The City Purchasing Agent reco	mmends that City Cour	cil approve i	the purcha	se of office furniture in
ine total amount of \$203,431.	50 from the State of	Texas Proc	urement :	and Sunnart Sandana
Contract unough the State Co	oberative Purchasing	Program for	· varioue :	departments and that
authorization be given to issue	purchase orders to the	State contr	various	departments and that
office furniture will be used to fu	rnish various offices as	dotailed in th	act supplie	ers listed below. This
Summary.	inish various offices as	detailed in tr	ie aπacneo	Furniture Distribution
- Cummary.				
J. Tyler Services Inc . Apr	arous the numbers of	ala at a d		
J. Tyler Services, Inc.: App	nove the purchase of	cnairs, des	sks, book	cases, filing cabinets,
conference tables and workstation	ons in the amount of \$1.	12,162.52.		,
Contract Beauty C.				
Contract Resource Group, LL	C: Approve the purch	ase of chairs	s, desks, d	conference tables and
workstations in the amount of \$5	8,968.18.			
Jimenez Contract Services, L	LC: Approve the purch	ase of office	e workstat	ions in the amount of
\$32,300.80.			·	iono in the amount of
Since July 2012, less than \$50,	000 00 in nurchase or	loro hava ha		ta tia
Cominge II O MANUEL				
DELVICES III. With the iccurre	so of those numbers	iels liave be	cii issued	to Jimenez Contract
Delvices, LLC. With the issuant	ce of these purchase or	ders the ac	iareaste ta	tal chand to limener
Contract Services, LLC will be over	ce of these purchase or	ders the ac	iareaste ta	tal chand to limener
Contract Services, LLC will be ov	ce of these purchase of ver \$50,000.00; thus, red	ders, the aguiring City (	gregate to Council app	otal spend to Jimenez proval.
Contract Services, LLC will be over This purchase consists of furnitum	ce of these purchase of er \$50,000.00; thus, red re to replace existing fu	ders, the aguiring City Continue that it	igregate to Council app	otal spend to Jimenez proval.
Contract Services, LLC will be over This purchase consists of furniture repair, as well as provides furnis	ce of these purchase of er \$50,000.00; thus, red re to replace existing fu hings to support existing	ders, the aguiring City ( urniture that in and budge	gregate to Council app is worn an	otal spend to Jimenez proval.  d beyond economical
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Contract Services, LLC will be over This purchase consists of furniture repair, as well as provides furniscome with the manufacturer's states.	re to replace existing furthings to support existing furthings to support existing and the	ders, the aguiring City ( rniture that it and budge	gregate to Council app is worn an ited position	otal spend to Jimenez proval.  d beyond economical ons. The furniture will
Contract Services, LLC will be over This purchase consists of furniture repair, as well as provides furniscome with the manufacturer's states.	re to replace existing furthings to support existing furthings to support existing and the	ders, the aguiring City ( rniture that it and budge	gregate to Council app is worn an ited position	otal spend to Jimenez proval.  d beyond economical ons. The furniture will
Contract Services, LLC will be over This purchase consists of furniture repair, as well as provides furniscome with the manufacturer's states.	re to replace existing furthings to support existing furthings to support existing and ard warranty and the rty Disposal Management	ders, the aguiring City Carniture that it and budge life expectant Office for	gregate to Council app is worn an ited position	otal spend to Jimenez proval.  d beyond economical ons. The furniture will
Contract Services, LLC will be over This purchase consists of furniture repair, as well as provides furnis come with the manufacturer's stafurniture will be sent to the Proper	re to replace existing furthings to support existing and ard warranty and the rty Disposal Managements AUTHORIZ	ders, the aguiring City Carniture that it and budge life expectant Office for	gregate to Council app is worn an ited position	otal spend to Jimenez proval.  d beyond economical ons. The furniture will
Contract Services, LLC will be over This purchase consists of furniture repair, as well as provides furnis	re to replace existing furthings to support existing furthings to support existing and ard warranty and the rty Disposal Management	ders, the aguiring City Carniture that in any and budge if expectant Office for EATION	gregate to Council app is worn an ited position	otal spend to Jimenez broval. d beyond economical ons. The furniture will to 15 years. The old

Date: 4/8/2013	Subject: Purchase of Office Furniture from the State of Texas Procurement and Support Services Contract for Various Departments	Originator's Initials	Page 2 of 2
4/6/2013	S54-E24572	MM	

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

Funding Detail					
DEPARTMENT	FUND	<u>AMOUNT</u>			
Houston Police	General Fund (1000)	\$32,300.80			
Houston Police	Equipment Acquisition Consolidated Fund (1800) Appr. Ord. # 2012-910, 10/23/12	\$51,103.78			
Houston Police	Federal State Local – Pass Through Fund (5030)	\$10,524.95			
Public Works & Engineering	Project Cost Recovery Fund (1001)	\$2,362.60			
Public Works & Engineering	Building Inspection Fund (2301)	\$4,659.64			
Public Works & Engineering	Dedicated Drainage & Street Renewal Fund (2310)	\$12,744.40			
Public Works & Engineering	PWE-W & S System Operating Fund (8300)	\$33,038.99			
Houston Airport System	HAS – Revenue Fund (8001)	\$14,174.08			
Health & Human Services	Health Special Fund (2002)	\$29,281.05			
Health & Human Services	Special Waste Transportation & Inspection Fund (2423)	\$13,241.21			
	TOTAL:	<u>\$203,431.50</u>			

Attachment: Furniture Distribution Summary

Buyer: Mabel G. Martinez

TO: Mayor via Gir. 9	REQUEST FOR COU	NCIL ACTION	Ī	
Repair Services for the Publ S30-L23641-A1	ng Ordinance to Increase the ct No. 4600010516 for Peterbilic Works and Engineering De	Maximum	Category #	Page I of I Agenda Item
FROM (Department or other po	int of origin):	Origination 1	<u> </u>	
Calvin D. Wells		Origination	Date	Agenda Date
City Purchasing Agent		March 2	26, 2013	MAY 0 8 2013
Administration & Regulatory	Affairs Department		-0, 2010	2010
DIRECTOR'S SIGNATURE	./	Council Distr	rict(s) affected	MAY 1 5 2013
For additional information conta	ves	All .	ret(s) affected	
David Guernsey		Date and Ide	ntification of r	orior authorizing
Douglas Moore	Phone: (832) 395-3640	Council Actio	n:	The determination is a second
RECOMMENDATION: (Summo	Phone: (832) 393-8724	L	Ord. 2010-6	84, 8/25/2010
Approve an amending ordinar for the contract between the C	is)			
for the contract between the C Houston, for Peterbilt truck re	pair services for the Public Wo	k Centers of T orks and Engin	Fexas, L.P. oneering Depart	lba Rush Truck Center, artment.
Maximum Contract Amount In	creased by: \$156,243,75			Finance Budget
\$156,243.75 - Fleet Managem				
	one r and (1009)			
SPECIFIC EXPLANATION:				
The Director of the Public Works Council approve an amending ord the contract between the City of I Peterbilt truck repair services for the	Houston and Rush Truck Center he Public Works and Engineering	s of Texas, L.P Department (P	P. dba Rush 7 PWE).	Fruck Center, Houston for
The contract was awarded on Au option in the original amount of \$6 the maximum contract amount is contract is awarded. The overall i Utilities and Street and Drainage D to meet its increased demand. Mo existing Peterbilt trucks contributed PWE through the end of the contract.	necessary to allow continued ncrease in spending on the contilities in spending on the contilities more true.	Peterbilt truck ract is due to the contract is due to the contract is due to the contract is the contract in the contract is the contract in t	repair service he increased ational and a	es for PWE until a new workload of PWE Public valiable in order for PWE
The scope of work requires the supervision necessary to repair 134 frame repair, preventative maintena Buyer: Richard Morris	contractor to furnish all labor, 4 Peterbilt trucks. Repairs to the ince services, and mechanical re	materials, suppese trucks inclupairs to the eng	plies, equiprr de, but are n ine, chassis a	nent, transportation and ot limited to, body work, and driveline.
Attachment: M/WBE Zero-Percent (	Goal Document approved by the	Office of Busine		
	, , , , , , , , , , , , , , , , , , ,	Office of Busine	ess Opportuni	ity.
	REQUIRED AUTHORIZ	TION		
inance Department:	REQUIRED AUTHORIZA Other Authorization:			
	and the state of t	Oth	ner Authorizati	on:

### **REQUEST FOR COUNCIL ACTION**

TO: Mayor via City Secretary An ordinance authorizing an agreement with Beck Redden, SUBJECT: Category LLP relating to the pursuit of damages associated with In re Payment Card Page Agenda 1 of 1 Interchange Fee and Merchant Discount Antitrust Litigation tem-FROM: (Department or other point of origin): **Origination Date** Legal Department DIRECTOR'S SIGNATURE Council Districts affected: All David M. Feldman For additional information contact: Date and identification of prior Lynette Fons-Legal 832-393-6282 authorizing Council Action: RECOMMENDATION: (Summary) Adopt an ordinance approving: an agreement for legal services between the City of Houston and Beck Redden, LLP, for representation of the City in litigation against Visa and MasterCard, their affiliates and defendants identified in Interchange Class Action styled No. 05-MD-1720-JG-JO; In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation and for associated activities related to evaluation, opt-out, objection, arbitration, trial or settlement of claims made in said litigation related to antitrust and the illegal fixing of interchange fees. AMOUNT AND SOURCE OF FUNDING: **Budget:** Payment to Beck Redden, LLP is contingent upon recovery of funds from the In re Payment Card Interchange Fee and Merchant Discount antitrust Litigation SPECIFIC EXPLANATION: City seeks to retain Beck Redden, LLP ("Firm") to represent the City in connection with litigation wherein Visa and MasterCard are alleged to have unlawfully fixed interchange fees and engaged in conduct in violation of the Sherman Act (15 U.S.C. § 1, et seq.) and Clayton Act (15 U.S.C. § 12, et seq.) and to have illegally conspired to fix processing fees at unfairly high levels, unreasonably restraining trade and lessening competition causing the City financial loss. Firm will evaluate the City's claims, remedies and damages related to the alleged illegal activity of Visa and MasterCard in the context of pending litigation styled No. 05-MD-1720-JG-JO (MDL 1720); In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation in the United States District Court, Eastern District of New York. In the presence of growing opposition by municipalities, retail groups, merchant trade associations and retail giants to a proposed class action settlement, Firm will assist the City in evaluating the proposed settlement and pursue, through opt-out, objection, suit, arbitration or settlement, the City's claims against these credit card issuers who may be liable to City. The deadline for opting out or objecting to the class action settlement is May 28, 2013. Work to be performed by Firm shall be performed on a contingency fee basis. Firm will pay all expenses associated with their pursuit of a recovery on the City's behalf and be reimbursed for same in accordance with the City Attorney's policy on reimbursement of expenses and only in the event of a recovery favoring the City that is in excess of the net fee that the City would receive if the City of Houston remained in the class action settlement. Expenses and costs shall be reimbursed before amounts received by reason of settlement or judgment are divided between City and Firm or calculated for purposes of division between City and Firm. reimbursement for expenses and costs, Firm is to be compensated at the rate of twenty-five percent (25%) of any settlement or judgment amount in excess of the net fee that the City would receive if the City of Houston remained in the class action settlement. City allocates no other funds for the purpose of discharging City's duty to pay the Firm's fees and expenses or costs under this Agreement. The City has the ability to terminate for convenience or cause, provided however, the City may not terminate for convenience, unless the City Council allocates sufficient funds to reimburse Firm for expenses incurred by Firm in filing and prosecuting the Litigation. No settlement or resolution of the dispute will be undertaken without the approval of the City Attorney. Beck Redden, LLP enjoys an excellent reputation as a highly qualified and highly competent trial firm capable of handling complex commercial litigation. The Firm has previously performed work for the City and is on its list of panel counsel. The Firm's prior work has been performed on a pro bono basis or at a reduced rate. The contingency fee agreed to by the Firm represents a discounted fee arrangement. The Firm will retain a qualified MWBE law firm subject to the approval of the City Attorney. REQUIRED AUTHORIZATION Finance Director: Other Authorization: Other Authorization:

Mayor via City Secretary REQUEST FOR COUNCIL ACTION SUBJECT: Contract Award for Repair/Rehabilitation of WCID#47 Wastewater Treatment Plant Blowers and Blower Building. Page Agenda Item # WBS No. R-000265-0087-4. 1 of FROM: (Department or other point of origin): Origination Date: Agenda Date: Department of Public Works and Engineering Director's Signature: Council District affected: Daniel W. Krueger, P.E., Director MR For additional information contact: Date and identification of prior authorizing Council action: Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director **RECOMMENDATION:** (Summary) Accept low bid, award construction Contract and appropriate funds. Amount and Source of Funding: \$4,039,700.00 Water and Sewer System Consolidated Construction Fund No. MP. 4/19/2013 PROJECT NOTICE/JUSTIFICATION: This project is part of the ongoing Wastewater Treatment and Sludge Plant Improvements Program and is required to control operations and maintenance costs and ensure regulatory DESCRIPTION/SCOPE: This project consists of Repair/Rehabilitation of WCID #47 Wastewater Treatment Plant Blowers and Blower Building. The Contract duration for this project is 730 calendar days. This project was designed by Chiang, Patel & Yerby, Inc. **LOCATION:** 7410 Old Galveston Road, Houston Texas 77034. The project is located in Key Map Grid 576F. BIDS: Bids were received on December 6, 2012. The four (4) bids are as follows: <u>Bidder</u> **Bid Amount** 1. Industrial TX Corp. \$3,584,540.00 2. Pepper-Lawson Waterworks, LLC \$3,715,000.00 3. LEM Construction Company, Inc. \$3,724,540.00 4. R J Construction Company, Inc. \$4,550,000.00 LTS No. 5366 CUIC ID #20IMR85 **Finance Department:** Other Authorization: Other Authorization:

Jun Chang, P.E., D.WRE, Deputy Director

Public Utilities Division

REV. 3/06

4

Daniel R. Menendez, P.E., Deputy Director

Engineering and Construction Division

Date	Subject: Contract Award for Repair/Rehabilitation of WCID #47	Originator's	Page
	Wastewater Treatment Plant Blowers and Blower Building. WBS No. R-000265-0087-4.	Initials IMR	2 of <u>2</u>

<u>AWARD:</u> It is recommended that this construction contract be awarded to Industrial TX Corp. with a low bid of \$3,584,540.00 and that Addendum Number 1 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$4,039,700.00 to be appropriated as follows:

•	Bid Amount	\$3	3,584,540.00
•	Contingencies	\$	179,227.00
•	Engineering and Testing Services	\$	25,000.00
•	CIP Cost Recovery	\$	250,933.00

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

### **HIRE HOUSTON FIRST:**

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

### PAY OR PLAY PROGRAM:

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

### **M/WBE PARTICIPATION:**

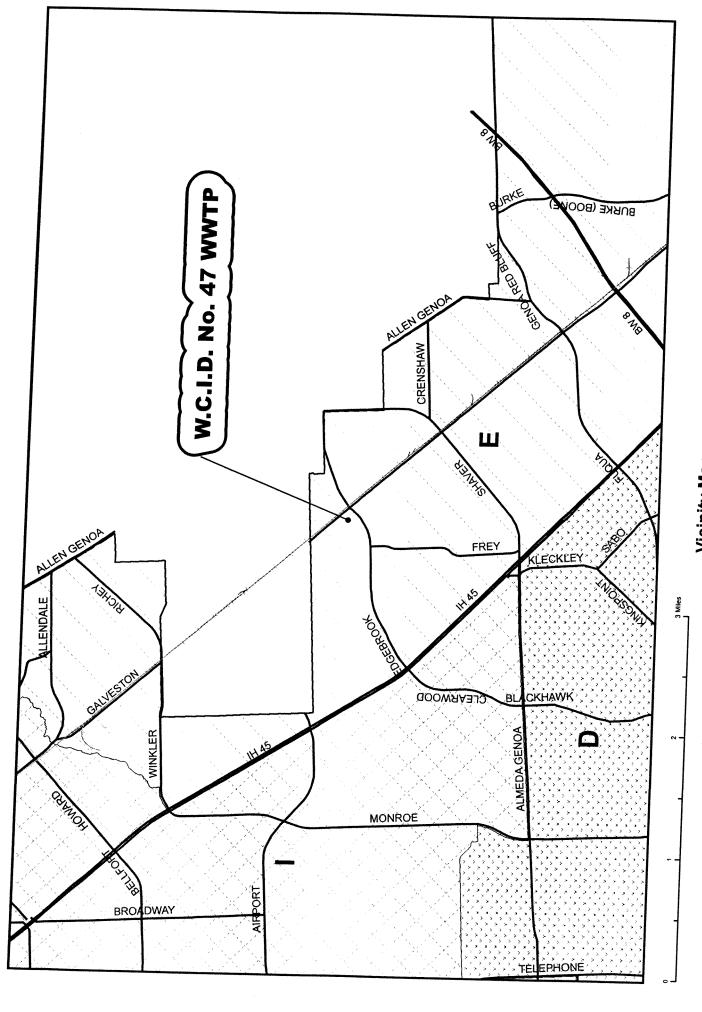
The MBE/SBE goals established for this project are 10% MBE and 8% SBE. Industrial TX Corp. has submitted the following Certified firms with Good Faith efforts of 7.1% MBE and 5.15% SBE. Mayor's Office of Business Opportunity has reviewed and approved Industrial TX Corp. proposed Good Faith Efforts.

MBE - Name of Firms  1. Aviles Painting Contractor  2. C & B Rebar Construction, Inc.  3. Energy Electric Supply, Inc.  4. Escalante Construction, Inc.  5. J. A. Gamez Trucking Services  6. Medcalf Fabrication, Inc.	Work Description painting rebar installation & supply electrical supplies concrete work trucking misc. metal fabrication TOTAL	Amount \$ 9,500.00 \$ 25,000.00 \$180,000.00 \$ 20,000.00 \$ 5,000.00 \$ 15,000.00 \$254,500.00	% of Contract 0.3% 0.7% 5.0% 0.6% 0.1% 0.4% 7.1%
SBE - Name of Firms  1. Access Data Supply, Inc.  2. Aggregate Technologies, Inc.  3. Automation Nation, Inc.  4. Deanie Hayes, Inc.  5. Teague Industrial Sales & Services	Work Description concrete saw cutting programming aggregate piping & valves TOTAL	Amount \$ 21,000.00 \$ 17,000.00 \$ 9,800.00 \$ 7,000.00 \$130,000.00 \$184,800.00	% of Contract 0.6% 0.5% 0.3% 0.2% 3.6% 5.2%

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

DWK:DRM:RK:EN:IMR/pa

c: File No. R-000265-0087-4



Vicinity Map
Repair / Rehabilitation of WCID #47 WWTP Blowers and Blower Building
WBS No. R-000265-0087-4