

AGENDA - COUNCIL MEETING - TUESDAY - JULY 9, 2013 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Burks

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 - JULY 10, 2013 - 9:00 A. M.

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

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 16

AGENDA - JULY 10, 2013 - PAGE 2

MISCELLANEOUS - NUMBERS 1 through 3

1. REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **GREATER NORTHSIDE MANAGEMENT DISTRICT BOARD OF DIRECTORS**, for terms to expire June 1, 2017:
 - Position Six - **FRUMENCIO REYES, JR.**
 - Position Seven - **JEANETTE RASH**
 - Position Eight - **JEFF PROCELL**
 - Position Nine - **EDWARD (ED) REYES**
 - Position Ten - **APRIL COHEN**

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON ARTS ALLIANCE BOARD OF DIRECTORS**, for a term to expire June 30, 2016:
 - Position One - **ROLAND GARCIA**, appointment
 - Position Two - **DAVID LADUCA**, reappointment

3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON CLEAN CITY COMMISSION**:
 - Position 1 - **PENNY H. BUTLER**, reappointment, for a term to expire 2/1/2015
 - Position 2 - **J. HOWARD RAMBIN III**, reappointment, for a term to expire 2/1/2014
 - Position 3 - **DONALD POARCH**, reappointment, for a term to expire 2/1/2015
 - Position 4 - **RUTH R. HURST**, reappointment, for a term to expire 2/1/2014
 - Position 5 - **KAREN BRACHT NORTH**, appointment, for a term to expire 2/1/2015
 - Position 6 - **ALEXANDRIA "ALEX" GRIFFIN**, appointment, for a term to expire 2/1/2014
 - Position 7 - **ADRIANA TAMEZ**, reappointment, for a term to expire 2/1/2015
 - Position 8 - **NANCY BAILEY**, appointment, for a term to expire 2/1/2014
 - Position 9 - **NATALI LACASA**, appointment, for a term to expire 2/1/2015
 - Position 10 - **PATRICIA HERRERA**, appointment, for a term to expire 2/1/2014
 - Position 11 - **JAMES D. TATES**, appointment, for a term to expire 2/1/2015
 - Position 12 - **WALTER W. HAMBRICK, JR.**, reappointment, for a term to expire 2/1/2014
 - Position 13 - **SHAVONNAH ROBERTS SCHREIBER**, appointment, for a term to expire 2/1/2015
 - Position 14 - **DONALD J. SMITH**, reappointment, for a term to expire 2/1/2014
 - Position 15 - **JAMES G. MATUJEC**, appointment, for a term to expire 2/1/2015
 - Position 16 - **EMILY A. MESSA**, reappointment, for a term to expire 2/1/2014
 - Position 17 - **CARLA LENÁ WYATT**, reappointment, for a term to expire 2/1/2015
 - Position 18 - **JOSÉ F. GRIÑAN**, reappointment, for a term to expire 2/1/2014
 - Position 19 - **DIANA DELACRUZ RIVERA**, appointment, for a term to expire 2/1/2015
 - Position 20 - **ROBERT W. GIBBS JR.**, reappointment, for a term to expire 2/1/2014
 - Position 21 - **HAI DUONG**, reappointment, for a term to expire 2/1/2015
 - Position 22 - **ERIK RICHARD VIDOR**, appointment, for a term to expire 2/1/2014
 - Position 23 - **KIRAN SHAH**, appointment, for a term to expire 2/1/2015
 - Position 24 - **CHRIS K. WILMOT**, reappointment, for a term to expire 2/1/2014
 - Position 25 - **DANIEL DEROZIER**, appointment, for a term to expire 2/1/2015
 - Position 26 - **LORI CARPER**, appointment, for a term to expire 2/1/2014
 - Position 27 - **MIRANDA MALDONADO**, reappointment, for a term to expire 2/1/2015
 - Position 28 - **MARGARET ROBINSON**, appointment, for a term to expire 2/1/2014
 - Position 29 - **PATRICK CASTILLO**, appointment, for a term to expire 2/1/2015
 - Position 30 - **CHRISTOPHER R. PASSMORE**, reappointment, for a term to expire 2/1/2014
 - Position 31 - **SUSAN J. CITA**, reappointment, for a term to expire 2/1/2015

ACCEPT WORK - NUMBER 4

4. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$812,733.00 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Briar Meadow Park - 3.24% over the original contract amount and under the 5% contingency
DISTRICT F - HOANG

PROPERTY - NUMBER 5

5. RECOMMENDATION from City Attorney to purchase Parcels AY11-152 & LY11-047 from **BFI WASTE SYSTEMS OF NORTH AMERICA, LLC, a Delaware limited liability corporation,** for the Holmes Road Paving & Drainage Project (Main Street - Kirby Drive) - **DISTRICT K - GREEN**

ORDINANCES - NUMBERS 6 through 16

6. ORDINANCE **AMENDING CHAPTERS 1 AND 28 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS,** relating to boarding homes (group homes)
7. ORDINANCE approving the amended Certificate of Formation for **MIDTOWN REDEVELOPMENT AUTHORITY** and the amended bylaws of the Midtown Redevelopment Authority - **DISTRICTS C - COHEN; D - ADAMS and I - RODRIGUEZ**
8. ORDINANCE approving the fifth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)** - **DISTRICTS C - COHEN; D - ADAMS and I - RODRIGUEZ**
9. ORDINANCE approving and authorizing Economic Development Agreement between the City of Houston, Texas and **COSTCO WHOLESALE CORPORATION** for the development of a Wholesale and Retail General Merchandise Facility and related improvements - **DISTRICT F - HOANG**
10. ORDINANCE approving and authorizing submission of a joint application for grant assistance from the **BUREAU OF JUSTICE ASSISTANCE** to fund the FY2013 Edward Byrne Memorial Justice Assistance Grant Program and approving an Interlocal Agreement between the City of Houston and **HARRIS COUNTY** as joint applicants for such grant; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the application
11. ORDINANCE appropriating \$400,000.00 out of Fire Consolidated Construction Fund for Equipment Replacement at Fire Station No. 29 for the Houston Fire Department - **DISTRICT I - RODRIGUEZ**
12. ORDINANCE amending Ordinance No. 2009-1100 (Passed November 10, 2009) to increase the maximum contract amount to the Environmental and Demolition Services Contract between the City of Houston and **INLAND ENVIRONMENTS, LTD.** for various City Departments; and appropriating \$200,000.00 out of Parks Consolidated Construction Fund and \$66,000.00 out of Solid Waste Consolidated Construction Fund as an additional appropriation
13. ORDINANCE appropriating \$190,000.00 out of Parks & Recreation Dedication Fund as an additional appropriation; approving and authorizing first amendment to Construction Contract between the City of Houston and **J.E. DUNN CONSTRUCTION COMPANY** (Approved by Ordinance No. 2012-0518) for additional improvements at Bethel Park - **DISTRICT C - COHEN**

ORDINANCES - continued

14. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 13.5143 acres commonly known as 10516 Old Katy Road, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT A - BROWN**
15. ORDINANCE approving and authorizing Comprehensive Agreement between the City of Houston and **TRINITY RIVER AUTHORITY** and the **EAST TEXAS ELECTRIC COOPERATIVE** for development, ownership, operation and maintenance of the Lake Livingston Hydroelectric Project
16. ORDINANCE determining that the formal taking of competitive bids is not required for the work described herein; and awarding contract to **TIBH INDUSTRIES, INC** for Grounds Maintenance Services for Drinking Water Operations and Wastewater Facilities for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$15,632,360.52 - Enterprise Fund

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 17 through 25

MISCELLANEOUS

17. **SET A PUBLIC HEARING DATE** on the re-adoption of Article XII Chapter 32, Code of Ordinances, Houston, Texas, regarding Standards of Care for the Houston Parks and Recreation Department Youth Recreation Programs
HEARING DATE - 9:00 A.M. - WEDNESDAY - JULY 17, 2013
18. **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 - JULY 24, 2013
19. **SET A PUBLIC HEARING DATE** regarding the creation of **REINVESTMENT ZONE NUMBER TWENTY-FIVE, CITY OF HOUSTON, TEXAS (FONDREN GARDENS ZONE)**
SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - JULY 31, 2013
20. MOTION to set a date not less than seven days from July 10, 2013, to receive nominations for appointments to Position 4, 6, 7, 8, & 9 of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER ONE (ST. GEORGE PLACE), CITY OF HOUSTON, TEXAS**, for the remainder of the designated two year term
21. MOTION to set a date not less than seven days from July 10, 2013, to receive nominations for Positions 11 and 13 of the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION BOARD OF DIRECTORS**, for a two year term that will end March 1, 2015
22. MOTION to set a date not less than seven days from July 10, 2013, to receive nominations for Positions 18 and 20 of the **HOUSTON CENTER FOR LITERACY BOARD OF DIRECTORS**, for the remainder of the two year term that will end February 2, 2014

NON CONSENT – continued

MISCELLANEOUS – continued

23. MOTION to set a date not less than seven days from July 10, 2013, to receive nominations for Positions 6 and 7 of the **LAND ASSEMBLAGE REDEVELOPMENT AUTHORITY**, for terms to expire two years from date of appointment
24. MOTION to set a date not less than seven days from July 10, 2013, to receive nominations for Positions One through Five for the **REBUILD HOUSTON OVERSIGHT COMMITTEE BOARD OF DIRECTORS**, for the remainder of the designated two year term
25. MOTION to set a date not less than seven days from July 10, 2013, to receive nominations for Positions 4 and 5 of **WASTEWATER CAPACITY RESERVATION REVIEW BOARD**, for the remainder of the designated two year term

MATTERS HELD - NUMBERS 26 through 30

26. MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to adopt recommendation from Purchasing Agent to award to **GLOBE ELECTRIC CO. INC** - \$2,318,400.00, **TURTLE AND HUGHES, INC** - \$633,700.00, **LIBERTY AIRPORT SYSTEMS, INC** - \$159,000.00 and **SAFEGATE AIRPORT SYSTEMS, INC** - \$68,000.00 for Airfield Lighting for the Houston Airport System - \$3,179,100.00 - Enterprise Fund
TAGGED BY COUNCIL MEMBER DAVIS
This was Item 4 on Agenda of June 26, 2013
27. ORDINANCE appropriating \$2,511,161.40 out of Water & Sewer System Consolidated Construction Fund to Remove Existing Oil Circuit Breakers and associated equipment and furnish and install new Gas Circuit Breakers and associated equipment for the Public Works and Engineering Department - **TAGGED BY COUNCIL MEMBER GREEN**
 - a. MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to adopt recommendation from Purchasing Agent to award to **POWERSECURE, INC** to Remove Existing Oil Circuit Breakers and associated equipment and furnish and install new Gas Circuit Breakers and associated equipment for the Department of Public Works & Engineering - \$2,282,874.00 and contingencies for a total amount not to exceed \$2,511,161.40 - **DISTRICTS E - MARTIN and H - GONZALEZ** - **TAGGED BY COUNCIL MEMBER GREEN**
These were Items 8 and 8A on Agenda of June 26, 2013
28. ORDINANCE **AMENDING SECTION 108.1 OF THE CITY OF HOUSTON FIRE CODE**, relating to duties of the Fire Code Board of Appeals - **TAGGED BY COUNCIL MEMBER RODRIGUEZ**
This was Item 10 on Agenda of June 26, 2013
29. ORDINANCE approving and authorizing first amendment to Loan Agreement between the City of Houston and **WATERCREST AT KINGWOOD, L.P.** ("Borrower") to increase the allowable Senior Loan, to allow future refinancing of Senior Loan upon payment of a fee to the City, and to accept the offer of Borrower to pay City \$1,600,000.00 if the project, located at 24109 Kingwood Place and 24119 Winford Square for senior citizen housing, is sold within 10 years after the expiration of the affordability period - **DISTRICT E - MARTIN**
TAGGED BY COUNCIL MEMBER MARTIN
This was Item 14 on Agenda of June 26, 2013

MATTERS HELD - continued

30. ORDINANCE approving and authorizing contract between the City of Houston and **COHEN GROUP, INC** for On-Call Marketing and Media Buy Consulting Services for the Houston Airport System; providing a maximum contract amount \$5,250,000.00 - 5 years with 2 one year options Enterprise Funds - **DISTRICTS B - DAVIS; E - MARTIN and I - RODRIGUEZ**
POSTPONED BY MOTION #2013-455, 6/26/13
This was Item 40 on Agenda of June 26, 2013

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

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

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

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

**CITY COUNCIL CHAMBER – CITY HALL 2nd FLOOR – TUESDAY
JULY 9, 2013 2:00 P.M.**

AGENDA

3MIN

3MIN

3MIN

NON-AGENDA

1MIN

1MIN

1MIN

DR. ALKEBU MOTAPA – 5022 Cosby - 77021 – 713-741-5150 – July 4th Celebration thanks Houston enjoy
A Great Love Affair

3MIN

3MIN

3MIN

MS. JAY GREENBERG – 6501 Sharpview Dr. – 77074 – 713-774-7991 – BARC – Sidewalk Repair Work

MR. JOHN CIESLEWICZ – 1250 DuBarry Ln. – 77018 – 713-906-1725 – Drainage

MS. CAROLYN WEBSTER – 6823 Reed Rd. – 77087 – 832-563-6155 – Senior Citizens at Sunnyside
Multi-Service Center

MS. LESSIE WILLIAMS – 2002 Carmen Dr. – 77049 – 281-864-9556 – Issues in Texas

MR. BENJAMIN CALHOUN – (private) – 713-694-6899 – HPD Internal Affairs

MS. GILDA BLACK – 4219 Kelling St. – 77045 – 713-301-2177 – There's a cancer in the Houston Police
Department

MR. ROBERT CAMPBELL – 5022 Kelso – 77021 – 713-737-5326 – Ref. No. 1037874 Heavy trash

MR. JOSEPH BALLARD – 6302 Rocky Nook Dr. – Humble – TX – 77396 – 281-850-0388 – Community

MS. ANNIE LYLES – 5417 Crane St. – 77026 – 713-670-0448 – Harassment from City Workers

MR. KERRY PATTON – 22720 Imperial Valley, No. 102 – 77073- 832-499-2169 – Denied of filing charges
or making a report

MS. SANDRA PATTON – 22720 Imperial Valley, No. 102 – 77073 - 832-499-2169 – Denied filing charges
or making a report

MR. BRIAN VOYTEK – 2006 Waterelm Dr. – 77084 – 832-881-6341 – Drainage and repair of streets

MR. WILLIAM GETSCHOW – 820 Teetshorn – 77009 – 713-392-4974 – Stop signs on Watson in the Heights

MR. FRANK SZABO – 3802 Searle Dr. – 77009 – 713-699-5273 – Critical Mask – Growing food in Park

MR. JACK OGG – 1923 Spann – 77019 – 713-899-9999 – Commercial Tower at 2229 San Felipe @ Spann

MR. JARRED WILLIAMS – 3310 McGowen – 77004 – 832-331-5078 – How to better protect children
from guns

MS. ADELADE JACK – 6414 Ashton St. – 77091 – 713-422-3384 – High grass behind property

MS. SHERADA D. DURDEN BARBER – 302 W. 23rd – 77008 – 713-880-5509 - Discrimination

PREVIOUS

1MIN.

1MIN.

1 MIN.

MS. BRIDGET ALEXANDER MCDANIEL – Post Office Box 53993 – 77052 - 713-987-3854 – City of
Houston

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



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

1
JUL 10 2013

June 12, 2013

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 6-20-13
date

COUNCIL MEMBER: _____

The Honorable City Council
Houston, Texas

Dear Council Members:

Pursuant to Chapter 3812 of the Texas Special District Local Laws Code and Chapter 375 of the Texas Local Government Code, I am nominating the following individuals for reappointment to the Greater Northside Management District Board of Directors, as recommended by the Board, subject to Council confirmation:

Frumencio Reyes, Jr., reappointment to Position Six, for a term to expire June 1, 2017;
Jeanette Rash, reappointment to Position Seven for a term to expire June 1, 2017;
Jeff Procell, reappointment to Position Eight, for a term to expire June 1, 2017;
Edward (Ed) Reyes, reappointment to Position Nine, for a term to expire June 1, 2017; and
April Cohen, reappointment to Position Ten, for a term to expire June 1, 2017.

Résumés are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: Mr. Joel Cleveland, Attorney for the District, Greater Northside Management District
Ms. Rebecca Reyna, Executive Director, Greater Northside Management District

RECEIVED
JUN 20 2013
CITY SECRETARY



ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

2

JUL 10 2013

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 6/19/13
date

COUNCIL MEMBER: _____

May 24, 2013

The Honorable City Council
Houston, Texas

Dear Council Members:

I am pleased to nominate for appointment or reappointment the following individuals to the Houston Arts Alliance Board of Directors, subject to Council confirmation:

Roland Garcia, appointment to Position One, for a term to expire June 30, 2016; and
David LaDuca, reappointment to Position Two, for a term to expire June 30, 2016.

Résumés are attached for your review.

Sincerely,

Annise D. Parker
Mayor

AP:JC:jsk

Attachment

cc: Mr. Jonathon Glus, Chief Executive Officer, Houston Arts Alliance
Ms. Minnette Boesel, Mayor's Assistant for Cultural Affairs, Mayor's Office
Mr. Marc Melcher, Chair, Houston Arts Alliance





ANNISE D. PARKER
MAYOR

OFFICE OF THE MAYOR
CITY OF HOUSTON
TEXAS

JUL 10 2013

COPY TO EACH MEMBER OF COUNCIL:

CITY SECRETARY: 4/19/13
date

COUNCIL MEMBER: _____



June 18, 2013

The Honorable City Council
City of Houston, Texas

Dear Council Members:

Pursuant to Section 39-32 of the City of Houston Code of Ordinances, I am nominating the following individuals for appointment or reappointment to the Houston Clean City Commission, subject to Council confirmation:

- Penny H. Butler, reappointment to Position One, for a term to expire February 1, 2015;
- J. Howard Rambin, III, reappointment to Position Two, for a term to expire February 1, 2014;
- Donald Poarch, reappointment to Position Three, for a term to expire February 1, 2015;
- Ruth R. Hurst, reappointment to Position Four, for a term to expire February 1, 2014;
- Karen Bracht North, appointment to Position Five, for a term to expire February 1, 2015;
- Alexandria "Alex" Griffin, appointment to Position Six, for a term to expire February 1, 2014;
- Adriana Tamez, reappointment to Position Seven, for a term to expire February 1, 2015;
- Nancy Bailey, appointment to Position Eight, for a term to expire February 1, 2014;
- Natali Lacasa, appointment to Position Nine, for a term to expire February 1, 2015;
- Patricia Herrera, appointment to Position Ten, for a term to expire February 1, 2014;
- James D. Bates, appointment to Position Eleven, for a term to expire February 1, 2015;
- Walter W. Hambrick, Jr., reappointment to Position Twelve, for a term to expire February 1, 2014;
- Shavonnah Roberts Schreiber, appointment to Position Thirteen, for a term to expire February 1, 2015;
- Donald J. Smith, reappointment to Position Fourteen, for a term to expire February 1, 2014;
- James G. Matujec, appointment to Position Fifteen, for a term to expire February 1, 2015;
- Emily A. Messa, reappointment to Position Sixteen, for a term to expire February 1, 2014;
- Carla Lena' Wyatt, reappointment to Position Seventeen, for a term to expire February 1, 2015;
- José F. Griñán, reappointment to Position Eighteen, for a term to expire February 1, 2014;
- Diana Delacruz Rivera, appointment to Position Nineteen, for a term to expire February 1, 2015;
- Robert W. Gibbs, Jr., reappointment to Position Twenty, for a term to expire February 1, 2014;
- Hai Duong, reappointment to Position Twenty-One, for a term to expire February 1, 2015;

Erik Richard Vidor, appointment to Position Twenty-Two, for a term to expire February 1, 2014;

Kiran Shah, appointment to Position Twenty-Three, for a term to expire February 1, 2015;

Chris K. Wilmot, reappointment to Position Twenty-Four, for a term to expire February 1, 2014;

Daniel Derozier, appointment to Position Twenty-Five, for a term to expire February 1, 2015;

Lori Carper, appointment to Position Twenty-Six, for a term to expire February 1, 2014;

Miranda Maldonado, reappointment to Position Twenty-Seven, for a term to expire February 1, 2015;

Margaret Robinson, appointment to Position Twenty-Eight, for a term to expire February 1, 2014;

Patrick Castillo, appointment to Position Twenty-Nine, for a term to expire February 1, 2015;

Christopher R. Passmore, reappointment to Position Thirty, for a term to expire February 1, 2014; and

Susan J. Cita, reappointment to Position Thirty-One, for a term to expire February 1, 2015.

Résumés are attached for your review.

Sincerely,



Annise D. Parker
Mayor

AP:JC:jsk

Attachments

cc: Ms. Robin Blut, Executive Director, Keep Houston Beautiful

SUBJECT: Accept Work Times Construction, Inc. Briar Meadow Park WBS No. F-000770-0001-4	Page 1 of 1	Agenda Item 4
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FROM (Department or other point of origin): General Services Department	Origination Date 7/1/13	Agenda Date JUL 10 2013
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DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix</i> 6/13/13	Council District(s) affected: F
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For additional information contact: Jacquelyn L. Nisby Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2012-623; July 3, 2012
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RECOMMENDATION: The General Services Department recommends approval of final contract amount of \$812,733.00 and acceptance of work on contract with Times Construction, Inc. for Briar Meadow Park – 3.24% over the original contract amount and under the 5% contingency.

Amount and Source of Funding: No Additional Funding Required Previous Funding: \$426,000.00 Parks Consolidated Construction Fund (4502) \$465,336.00 Parks & Recreation Dedication Fund (4035) \$891,336.00 Total Funding	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve the final contract amount of \$812,733.00 or 3.24% over the original contract amount, accept the work and authorize final payment to Times Construction, Inc. for construction services in connection with Briar Meadow Park for the Houston Parks and Recreation Department.

PROJECT LOCATION: 7703 Richmond (490Z)

PROJECT DESCRIPTION: The project demolished the playground, tennis courts and walkways; and constructed new concrete sidewalk, decomposed granite trail, a concrete plaza, new tennis courts, new playground and new entry fencing; restored the existing parking lot; installed new picnic shelter and site furniture; site grading and drainage, irrigation and tree planting.

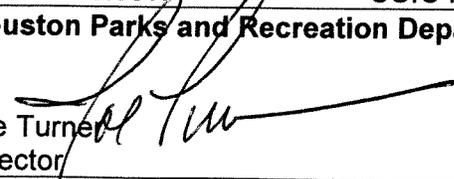
M2L Associates was the design consultant and construction manager for this project.

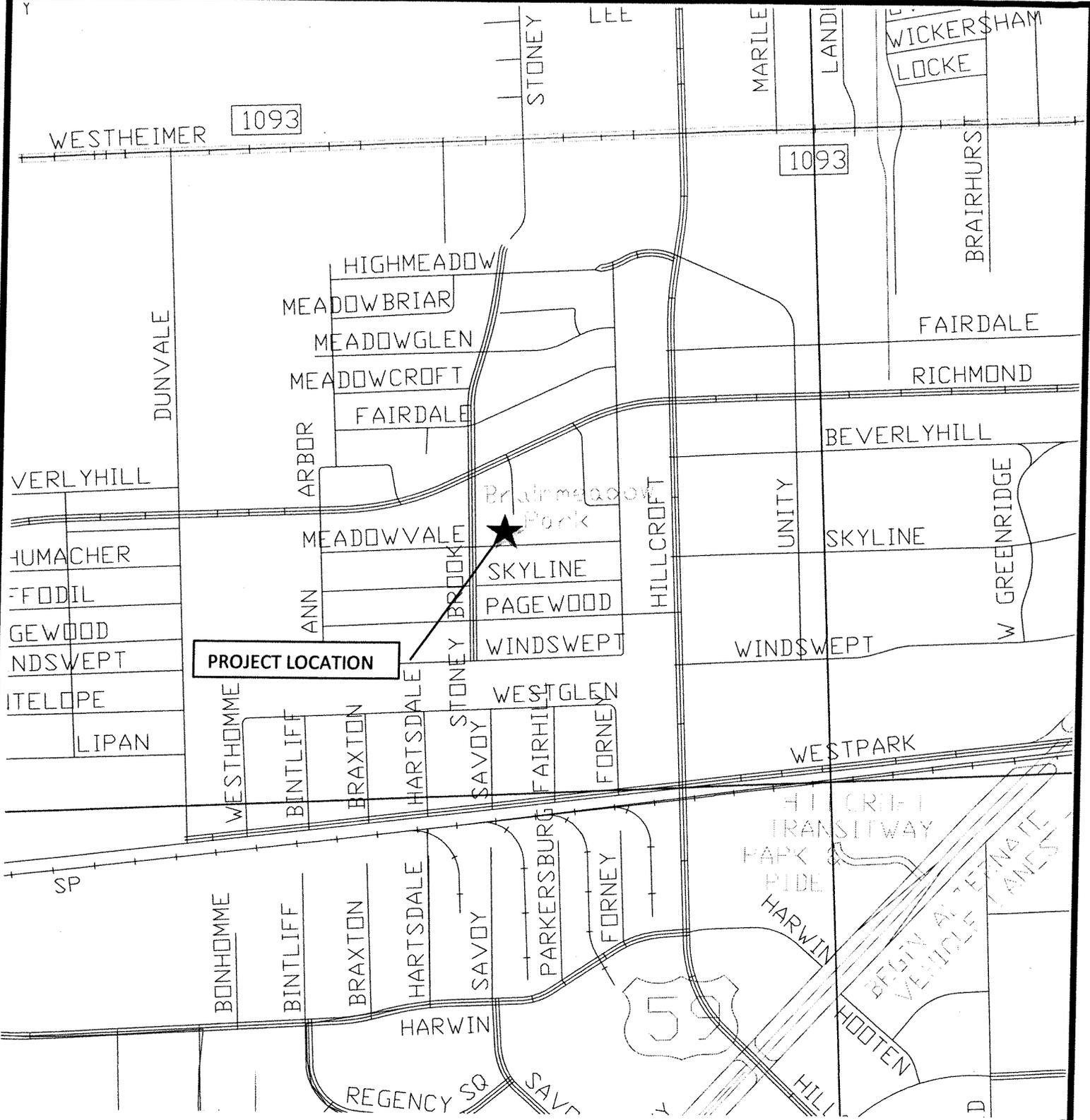
CONTRACT COMPLETION AND COST: The contractor completed the project within 228 days: the original contract time of 150 days plus 78 days approved by Change Orders. The final cost of the project, including Change Orders is \$ 812,733.00, an increase of \$25,533.00 over the original contract amount.

PREVIOUS CHANGE ORDERS: Change Orders 1-5 demolished and replaced existing inlets; installed electrical ground boxes; added tree trimming by a licensed arborist; deducted a proposed irrigation controller and replaced it with a solar powered irrigation controller; installed additional sod in the park; and added non-compensable days to the contract due to excessive rain days.

SM:JLN:RAV:LJ:DE:de

c: Marta Crinejo, Mark Ross, Jacquelyn Nisby, Carlecia Wright, Luci Correa, Calvin Curtis, Morris Scott, Chris Gonzales, Yuhayna McCoy, Gabriel Mussio, Martha Leyva, File 712

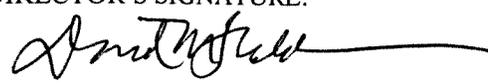
REQUIRED AUTHORIZATION		CUIC ID # 25PARK204
General Services Department:  Richard A. Vella Chief of Design & Construction Division	Houston Parks and Recreation Department:  Joe Turner Director	



Briar Meadow Park
7703 Richmond
Houston, TX 77063

SUBJECT: Purchase Parcels AY11-152 & LY11-047 from BFI Waste Systems of North America, LLC, a Delaware limited liability corporation; Holmes Road Paving & Drainage Project (Main Street - Kirby Drive); WBS/CIP No. N-000590-0001-2-01; Legal Department File No. 052-1200007-003.	Page 1 of 1	Agenda Item # 5
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FROM (Department or other point of origin): Legal Department - Real Estate Section David Feldman, City Attorney	Origination Date 06/05/13	Agenda Date JUL 10 2013
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DIRECTOR'S SIGNATURE: 	Council District affected: "K" Larry Green, Key Map#532X
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For additional information contact: Ondrea U. Taylor ^{OT} Phone: 832.393.6280 (alternatively Joseph N. Quintal 832.393.6286)	Date and identification of prior authorizing Council action: 2012-323, psd. 04/18/12; 2012-0521, psd. 05/30/12;
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RECOMMENDATION: (Summary)
 Authorize the City Attorney, by Motion, to purchase Parcels AY11-152 & LY11-047 for the total consideration of \$87,349.00 from BFI Waste Systems of North America, LLC. Funding will be provided by a previously approved blanket Appropriation Ordinance.

Amount and Source of Funding:
 \$87,349.00; No additional funds required. (Funds were appropriated under Blanket Ordinance Number 2012-0521).
M.P. 6/27/13

SPECIFIC EXPLANATION:

The Holmes Road Paving & Drainage Project (Main Street - Kirby Drive) provides for right-of-way acquisition, design and construction of a four-lane divided 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 economic repair and normal maintenance. It will improve traffic circulation, mobility, and drainage in the service area. These improvements will upgrade existing roadway to Major Thoroughfare and Freeway Plan (MTFP) standards.

The City is acquiring a street right-of-way easement containing 26,562 square feet of land, and an adjacent drainage easement containing 19,174 square feet of land. The property being acquired is located in the vicinity of the 1300 block of Holmes Road, and is owned by BFI Waste Systems of North America, LLC, a Delaware limited liability corporation (BFI). The parent tract is improved with a thirty-six (36) hole golf facility known as Wildcat Golf Club.

Public Works and Engineering were unable to receive a timely response from BFI after making a final offer of \$87,349.00 (final offer amount) to purchase the property; therefore, the matter was referred to the Legal Department to initiate eminent domain proceedings.

The Legal Department contacted the landowner's legal representative, and reached an agreement wherein the landowner agreed to convey, by deed, the needed property to the City for the final offer amount. As are all agreements over \$50,000.00, this agreement to purchase the property is subject to the approval of City Council.

90AH276

REQUIRED AUTHORIZATION

Other Authorization:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E. CFM, PTOE, Deputy Director Planning and Development Services Division, PWE
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Date 06/05/13	SUBJECT: Purchase Parcels AY11-152 & LY11-047; BFI Waste Systems of North America; Holmes Road Paving & Drainage Project; LD#52-1200007-003	Originator's Initials OUT/JNQ	Page 2 of 2
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We recommend that the City Attorney be authorized, by Motion, to purchase Parcels AY11-152 and LY11-047 for the total consideration of \$87,349.00 from BFI Waste Systems of North America, LLC, a Delaware limited liability corporation. Funding will be provided by a previously approved blanket Appropriation Ordinance.

NEIGHBORHOOD MAP



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REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA#

Subject: An Ordinance amending Chapters 1 and 28 of the Code of Ordinances Relating to unlicensed Boarding Homes.

Category #

Page 1 of 1

Agenda Item **6**

FROM (Department or other point of origin):

Charles A. McClelland, Jr.
Chief of Police
Houston Police Department

Origination Date

July 1, 2013

Agenda Date

JUL 10 2013

DIRECTOR'S SIGNATURE

Charles A. McClelland, Jr. Chief of Police

Council District(s) affected
City Wide

For additional information contact:

Joseph A. Fenninger, CFO & Deputy Director *JAF 7/1/13* Phone: (713) 308-1708

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

The Chief of Police recommends approval of an ordinance amending Chapters 1 and 28 of the Code of Ordinances relating to the registration of unlicensed boarding homes operating within city limits.

Award Amount: None

Finance Budget

Source of Funding: N/A

SPECIFIC EXPLANATION:

The Houston Police Department has identified instances of exploitation of residents of unlicensed boarding homes in the city of Houston. Some of these facilities are extremely substandard, providing deplorable living conditions for people who are vulnerable and may not be able to fend for themselves and find other accommodations.

As a first step to assist city officials determine the breadth of this issue, the Chief of Police requests City Council to amend Chapters 1 and 28 of the Code of Ordinances. The ordinance will provide the City a needed mechanism to facilitate improving the quality of care and living conditions for residents of unlicensed boarding homes through enforcement of existing city ordinances.

In 2009, the Texas Legislature passed House Bill 216, promulgated under Chapter 260 of the Texas Health and Safety Code, which authorizes municipalities to regulate unlicensed boarding homes. Since the passage of Bill 216, the cities of El Paso, Dallas and San Antonio have passed ordinances that require the registration of unlicensed boarding homes.

The ordinance will require an unlicensed boarding home to provide specific information to the Administration and Regulatory Affairs Department annually, including, but not limited to, information on ownership, employees, services provided, and a telephone number. The ordinance further provides that unlicensed boarding home operators must submit to background checks, maintain operating and financial records for review, place postings on the property (including a toll free number to the Department of Family and Protective Services), and report any criminal activity and deaths.

The ordinance will also subject an unlicensed boarding home to inspections, surveys, or investigations by the HPD Mental Health Division personnel to assure compliance and to protect the health, safety and welfare of the unlicensed boarding home residents. The ordinance allows representatives from Fire, Public Works and Engineering, Health and Human Services, Department of Neighborhood, or any other city agency or entity with appropriate jurisdiction to assist the HPD Mental Health Division personnel in monitoring and enforcement of the ordinance.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

JAF 7/1/13

Sec. 1-9. Procedures for denial, suspension or revocation of licenses, and permits, and registrations—Generally.

No permit or license authorizing a person to engage in a trade, occupation, vocation, profession or business, shall be denied, suspended or revoked on the grounds that the applicant, permittee, or licensee has been convicted of a criminal offense except under the following procedures:

- * * *
- (g) Proceedings relating to registrations issued under article XIV of chapter 28 of this Code shall additionally be governed by the procedures established in this section. Applicants for registration under article XIV of Chapter 28 of this Code who are denied such registration on the basis of one or more criminal convictions shall be considered applicants for purpose of this section, and those receiving registration under article XIV of Chapter 28 of this Code later found subject to revocation or suspension of that registration on the basis of one or more criminal convictions for themselves or their employee(s) shall be considered licensees/permittees for purposes of this section.

Sec. 1-10. Same—Specific permits, and licenses, and registrations.

* * *

(b) The authorizations enumerated in this subsection shall be denied if the applicant has been convicted of any of the designated offenses within the five-year period immediately preceding the date of the filing of the application or has spent time in jail or prison during the five-year period immediately preceding the date of the filing of the application for such a conviction. Additionally the following authorizations shall be subject to denial, revocation, or refusal for renewal, as applicable, if the holder has been convicted of any of the designated offenses since the application was filed. Provided however, no such authorization shall be denied, revoked or refused for renewal if the conviction was set aside as invalid or if it is found that the authorization should not be denied, revoked or refused for renewal under chapter 53 of the Texas Occupations Code:

- * * *
- (6) Registrations for boarding homes and boarding home operators issued pursuant to chapter 28, article XIV of this Code:
- a. Any offense involving fraud or theft;
 - b. Any offense involving forgery;
 - c. Any violation of state or federal laws regulating firearms;

- d. Any offense involving the possession, use of or sale of drugs except for conduct that is classified as no greater than a Class C misdemeanor under the laws of this state;
- e. Any offense involving prostitution or the promotion of prostitution;
- f. Any offense involving rape, sexual abuse, sexual assault, rape of a child, sexual abuse of a child or indecency with a child;
- g. Any other felony offense listed under Title 5 to the Texas Penal Code.

The above listed offenses shall be grounds for the denial, revocation or nonrenewal of authorizations issued under article XIV of chapter 28, as enumerated, because the authorizations thereunder allow persons to engage in businesses and occupations in which there is a high degree of danger to the elderly, the disabled, and members of the general public through the operation of boarding homes. Such activities involve the operation of boarding homes and providing direct personal assistance and services in a closed facility to disabled and elderly individuals who cannot fend for themselves; such assistance and services include lodging, meal preparation, light housework, transportation, grocery shopping, money management, and assistance with self-administration of medication. Providing these services affords special opportunities for theft, fraud, personal and sexual abuse, assault, transportation related offenses and injuries, misuse and theft of drugs, assault with a deadly weapon, and other crimes traditionally committed against the infirm and the defenseless. Therefore, there is a serious need to protect the individuals housed in these facilities and members of the general public from the types of criminal conduct represented by such offenses.

* * *

Sec. 1-15. Conducting national criminal background checks.

(a) This section applies to the following licenses, permits or authorizations or renewals thereof:

* * *

- (10) Registrations for boarding homes issued pursuant to article XIV of chapter 28 of this Code.

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: An Ordinance approving the Amended and Restated Certificate of Formation and Amended and Restated Bylaws of the Midtown Redevelopment Authority.

Category #

Page
1 of 1

Agenda Item#

7

FROM: (Department or other point of origin):

Andrew F. Icken
Chief Development Officer

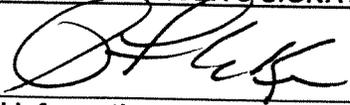
Origination Date

7/2/13

Agenda Date

JUL 10 2013

CHIEF DEVELOPMENT OFFICER'S SIGNATURE:



Council Districts affected:

C, D & I

For additional information contact:

Ralph De Leon

Phone: (832) 393-0985

Date and identification of prior authorizing Council Action:

Ord. No. 1994-1345, 12/14/94; Res. No. 1995-0096, 06/28/95

RECOMMENDATION: (Summary)

That City Council adopt an ordinance approving the Amended and Restated Certificate of Formation and the Amended and Restated Bylaws of the Midtown Redevelopment Authority.

Amount of Funding: No Funding Required

SOURCE OF FUNDING:

General Fund

Grant Fund

Enterprise Fund

N/A

SPECIFIC EXPLANATION:

The City created Reinvestment Zone Number Two (Midtown Zone) by Ordinance No. 1994-1345 on December 14, 1994. By Resolution No. 1995-0096, passed and adopted on June 28, 1995, the City authorized the creation of the Midtown Redevelopment Authority ("Authority"), a local government corporation organized to aid, assist, and act on behalf of the City in the performance of its governmental functions to promote the common good and general welfare of the Midtown area, and approved the form of the Articles of Incorporation ("Articles") and Bylaws of the Authority. The Authority's Articles and Bylaws provide that any proposed changes or amendments to the Articles or Bylaws must be approved by the City.

The Board of Directors of the Authority has approved certain proposed amendments to its Articles (which are now referred to as a certificate of formation, consistent with the Texas Business Organizations Code) and its Bylaws to conform them to current state and federal law. These proposed amendments were submitted to the City for consideration and approval and consist of minor revisions that do not affect the functions or obligations of the Authority or the City.

Accordingly, the Administration recommends that City Council approve the Amended and Restated Certificate of Formation and the Amended and Restated Bylaws of the Midtown Redevelopment Authority.

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

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

Other Authorization:

✓

8

R

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: An ordinance approving a Fifth Amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Two (Midtown Zone).

Category #

Page 1 of 1

Agenda Item#

8

FROM: (Department or other point of origin):

Andrew F. Icken
Chief Development Officer

Origination Date

7/3/13

Agenda Date

JUL 10 2013

CHIEF DEVELOPMENT OFFICER'S SIGNATURE:

Council Districts affected:

C, D & I

For additional information contact:

Ralph De Leon

Phone: (832) 393-0985

Date and identification of prior authorizing Council Action:

Ord. No. 1994-1345, 12/14/94; Res. No. 1995-0096, 06/28/95; Ord. No. 1997-0600, 05/28/97; Ord. No. 1997-1338, 10/22/97; Ord. No. 1997-1540, 12/10/97; Ord. No. 1998-0301, 04/22/98; Ord. No. 1999-0850, 08/11/99; Ord. No. 2000-0494, 06/07/00; Ord. No. 2009-1395, 12/29/09, Ord. No. 2011-0534, 06/22/11

RECOMMENDATION: (Summary)

That City Council adopt an ordinance approving a Fifth Amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Two (Midtown Zone).

Amount of Funding: No Funding Required

SOURCE OF FUNDING:

[] General Fund

[] Grant Fund

[] Enterprise Fund

[X] N/A

SPECIFIC EXPLANATION:

Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), was created by Ordinance No. 1994-1345 on December 14, 1994. City Council authorized the creation of the Midtown Redevelopment Authority by Resolution No. 1995-0096 on June 28, 1995, and approved a Project Plan and Reinvestment Zone Financing Plan (Plan) for the Midtown Zone by Ordinance No. 1997-0600 on May 28, 1997. Subsequently, City Council approved the First Amendment to the Plan by Ordinance No. 1997-1338 on October 22, 1997, the Second Amendment to the Plan by Ordinance No. 1999-0850 on August 11, 1999, the Third Amendment to the Plan by Ordinance No. 2009-1395 on December 29, 2009, and the Fourth Amendment to the Plan by Ordinance No. 2011-0534 on June 22, 2011. On November 29, 2012, the Board of Directors of the Midtown Zone and the Midtown Redevelopment Authority approved the Fifth Amendment to the Plan and forwarded the Fifth Amendment to the Plan to the City for consideration.

The primary purpose of the Fifth Amendment to the Plan is to continue funding ongoing project costs in the Midtown Zone. The Fifth Amendment to the Plan restates the goals and objectives included in the Plan and in the First, Second, Third and Fourth Amendments thereto, including the design and construction of public infrastructure including public streets, utility systems, parks, historic preservation, safety and security infrastructure, remediation, redevelopment of cultural and public facilities and affordable housing. In addition, the Fifth Amendment to the Plan includes provisions for expenditures needed for operation of Zone and project facilities. The Fifth Amendment to the Plan will enable the City and the Midtown Zone to address distressed infrastructure, mobility and other quality of life issues resulting from existing and projected densities within the Midtown Zone.

Accordingly, the Administration recommends that City Council approve the Fifth Amendment to the Plan for the Midtown Zone.

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

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

Other Authorization:

8/7

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance approving an economic development agreement between the City of Houston, and Costco Wholesale Corporation. pursuant to Chapter 380, Texas Local Government Code.

Category #

Page 1 of 1

Agenda Item# 9

FROM: (Department or other point of origin):

Origination Date

Agenda Date

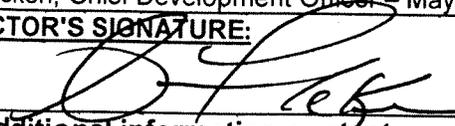
Andy Icken, Chief Development Officer – Mayor's Office

6/17/2013

~~JUL 20 2013~~
JUL 20 2013

DIRECTOR'S SIGNATURE:

Council Districts affected: Council District F – Councilmember Hoang

aw


For additional information contact:

Gwendolyn Tillotson

Phone: 832-393-0937

Date and identification of prior authorizing Council Action:

Ordinance No. 99-674, dated 6/30/99, No. 2003-0283 dated March 26, 2003

RECOMMENDATION: (Summary) Ordinance approving an economic development agreement between the City of Houston, and Costco Wholesale Corporation pursuant to Chapter 380, Texas Local Government Code.

Amount of Funding:

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

SPECIFIC EXPLANATION:

In 1989, the State legislature enacted Chapter 380 of the Texas Local Government Code ("Code") to create a mechanism that municipalities could use to grant or loan public funds for economic development purposes. Subsequently, by Ordinance No. 99-674, the City established the City of Houston Chapter 380 loan/grant program, pursuant to the provisions of Chapter 380 of the Code, and adopted criteria for Chapter 380 assistance to provide the City with an additional tool to encourage development in targeted areas to fulfill a critical need to attract tourism, commerce and commercial retail to an area resulting in a positive economic impact.

The Administration proposes to offer an incentive to Costco Wholesale Corporation (the "Company"), which is a wholesaler and retailer of general merchandise. The Company intends to develop a 149,000 square foot warehouse retail facility (the "Project") among other improvements on 14 acres and expend approximately \$21 million in building and other improvements on the property. The Company will also construct improvements including utilities, road and sidewalk improvements as well as landscaping improvements consistent with the county and city standards. The proposed development is situated at the intersection of Grand Parkway and I-10 on a portion of an undeveloped tract of land of approximately 100 acres within the City's ETJ. The incentive is based on the City's portion of its sales tax revenues ("Incentives") received through a 2003 Strategic Partnership Agreement (Ordinance No. 2003-0283) with Cimarron MUD. The project is intended to catalyze additional retail development to the area and attract additional retailers which will further increase the sales taxes generated within the MUD.

The Incentives will be based solely upon increases in the City's portion of sales tax revenues generated by the Company. Reimbursements will begin upon completion of the Project ("Reimbursement Date"), and will terminate upon the earlier of (i) the full reimbursement the maximum reimbursement amount of \$1 million, or (ii) 7 years from the Reimbursement Date. The Incentives will reimburse the Company for the costs of certain improvements. The projected revenue that the City will receive from the Project after payment of the reimbursement during the remainder of the SPA term is \$8,000,000.

REQUIRED AUTHORIZATION

Finance Director:

Other Authorization:

Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of an ordinance authorizing the Houston Police Department to apply for and accept funds from the Department of Justice Fiscal Year 2013 Justice Assistance Grant and approving an Interlocal Agreement with Harris County, Texas as joint applicants.	Category #	Page 1 of 1	Agenda Item # 10
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FROM: (Department or other point of origin): Houston Police Department	Origination Date 7/2/13	Agenda Date JUL 10 2013
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DIRECTOR'S SIGNATURE: <i>Charles A. McClelland, Jr.</i> Charles A. McClelland, Jr., Chief of Police	Council Districts affected: All
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For additional information contact: Joseph A. Fenninger, CFO and Deputy Director 713-308-1770 <i>JAF 6/18/13</i>	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
The Houston Police Department recommends City Council approve an ordinance authorizing application for and acceptance of grant funds from the Department of Justice Fiscal Year 2013 Justice Assistance Grant and approving an Interlocal Agreement between the City of Houston and Harris County as joint applicants for such Grant.

Amount of Funding: Grant Revenue Fiscal Year 2013 Justice Assistance Grant from the DOJ: \$2,339,852	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify)

Department of Justice/Amount Requested: \$2,339,852

SPECIFIC EXPLANATION:

FY 2013 Justice Assistance Grant

The Houston Police Department (HPD) is submitting an application for grant funding to the Department of Justice for the Fiscal Year 2013 Justice Assistance Grant (JAG). HPD has been designated as the lead agency and jointly applies for the funding with the Harris County Sheriff's Office (HCSO), per the Interlocal Agreement between the City of Houston and Harris County. The grant is non-competitive and formula driven. This formula based amount will be split equally with HCSO, providing both entities with \$1,169,926, for a total of \$2,339,852. As a requirement of the grant process, HPD is required to obtain an ordinance authorizing the application for and acceptance of the grant funds. **This grant does not require a cash match.**

The \$1,169,926 of JAG funding provides HPD with flexibility to prioritize funding where it is most beneficial. HPD proposes to allocate this funding to civilian support personnel and classified overtime as a continuation of previous awards. The grant will fund six positions in the Information Services group and one in the Office of Budget and Finance. The Information Services employees provide critical support in implementing and supporting computer systems across the Houston Police Department while the Office of Budget and Finance employee provides financial services and professional oversight of various grants administered by the Houston Police Department. Further, the grant will also provide funding for targeted law enforcement overtime for patrol and other high demand areas as law enforcement needs require.

HCSO will utilize their funding toward video security cameras and storage capacity enhancements.

REQUIRED AUTHORIZATION

Finance Budget:	Other Authorization: <i>JAF 6/18/13</i>	Other Authorization:
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TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance Appropriating Funds for Equipment Replacement at Fire Station No. 29 for the Houston Fire Department WBS No. C-0000EQ-0007-4-01-01	Page 1 of 1	Agenda Item 11
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FROM: (Department or other point of origin) General Services Department	Origination Date 7/1/13	Agenda Date JUL 10 2013
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DIRECTOR'S SIGNATURE: Scott Minnix <i>6/13/13</i>	Council District(s) affected: 1
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For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve an Ordinance appropriating funds for equipment replacement at Fire Station No. 29 for the Houston Fire Department.

Amount and Source of Funding: \$400,000.00 Fire Consolidated Construction Fund (4500)	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council appropriate \$400,000.00 for equipment replacement at Fire Station No. 29. Fire Station No. 29 is 35 years old and suffered significant subsidence during the drought two years ago, developing structural cracks on both interior and exterior walls. The station is being extensively renovated by the GSD In-House Renovation Group to include all new systems typical to a new fire station. A modular building is on site for Fire Station No. 29 to remain in service during construction.

PROJECT LOCATION: 4831 Galveston Rd. (Key Map 535R)

PROJECT DESCRIPTION: The scope of work includes demolition of all interior living quarters for the structural remediation; all new mechanical, electrical and plumbing systems; a new female bathroom; replacement of the underground sanitary sewer system in the living quarters; complete floor replacement; new appliances, furniture and communication systems; four overhead door enlargements; new building façade and new metal roof retrofit.

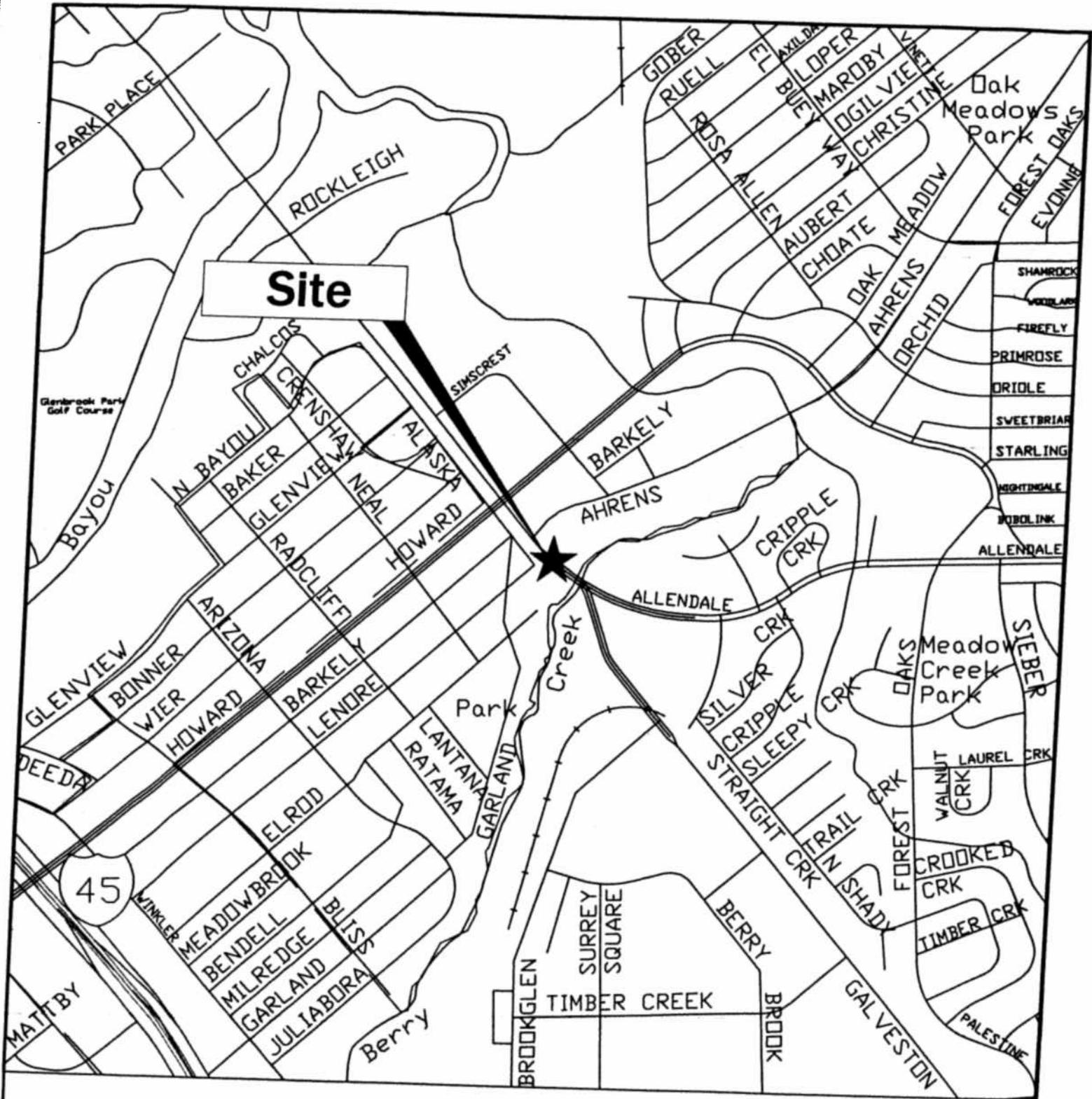
The equipment purchases include an emergency generator, heating and ventilation air conditioning system, metal roof, appliances. The equipment will be purchased through the Interlocal Agreement for Cooperative Purchasing and through competitive bids, as appropriate. Council will be requested to approve purchases in amounts over \$50,000.00 under separate Council actions.

SM:JLN:SG:rv
c: Marta Crineid, Jacquelyn L. Nisby, Steve Girardi, Carlecia Wright, Calvin Curtis, File.

REQUIRED AUTHORIZATION

General Services Department: <i>Steve Girardi</i> Steve Girardi Chief of Operations	Houston Fire Department: <i>Terry A. Garrison</i> Terry A. Garrison Fire Chief
---	--

12)



Renovation and Office Build-out:
Fire Station 29
 4821 Galveston Rd.
 Houston, TX 77017

COUNCIL DISTRICT "I"

WBS No. C-000171-0001-4

KEYMAP No. 535R

SUBJECT: Amend Ordinance No. 2009-1100 to Increase Maximum Contract Amount and Appropriate Additional Funds to the Environmental and Demolition Services Contract for Various City Departments with Inland Environments, Ltd. WBS Nos. F-000509-0076-4, L-000052--0008-4	Page 1 of 2	Agenda Item 120
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FROM (Department or other point of origin): General Services Department	Origination Date 7/1/13	Agenda Date JUL 10 2013
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DIRECTOR'S SIGNATURE: Scott Minnix  6/17/13	Council Districts affected: All
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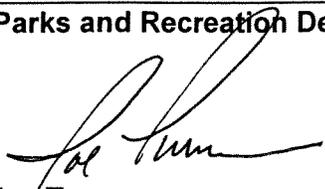
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance: 2009-1100 Dated: 11-10-2009 Ordinance: 2011-0312 Dated: 05-04-2011
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RECOMMENDATION: Approve an Ordinance amending Ordinance No. 2009-1100 (passed November 10, 2009) to increase the maximum contract amount to \$2,266,000.00 and appropriate additional funds for the project.

Amount and Source of Funding: Maximum contract amount: \$2,266,000.00 – 5 years \$200,000.00 - Parks Consolidated Construction Fund (4502) \$ 66,000.00 - Solid Waste Consolidated Construction Fund (Fund 4503) \$266,000.00 Total Appropriation Previous Funding: \$200,000.00 – Dangerous Building Consolidated Fund (1801) \$225,000.00 – General Improvement Consolidated Construction Fund (4509) \$310,000.00 – Parks Consolidated Construction Fund (4502) \$180,000.00 – Fire Consolidated Construction Fund (4500) \$915,000.00 Total Funding	Finance Budget:
---	------------------------

SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve an Ordinance amending Ordinance No. 2009-1100 to increase the maximum contract amount to \$2,266,000.00 from \$2,000,000.00 under the task order contract with Inland Environments, Ltd. and appropriate an additional \$266,000.00. The requested appropriation will fund asbestos abatement, demolition services, mold, lead abatement and soil and liquids remediation for the Parks and Recreation and Solid Waste Management facilities.

PROJECT LOCATIONS: Citywide

REQUIRED AUTHORIZATION			CUIC ID # 25GM287
General Services Department:  Humberto Bautista, P.E. Assistant Director	Parks and Recreation Department:  Joe Turner Director	Solid Waste Management Department:  Harry J. Hayes Director	13

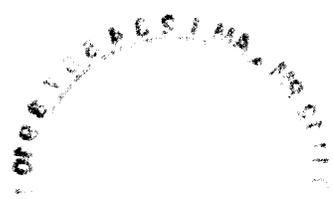
Date	SUBJECT: Amend Ordinance No. 2009-1100 to Increase Maximum Contract Amount and Appropriate Additional Funds to the Environmental and Demolition Services Contract for Various City Departments with Inland Environments, Ltd. WBS Nos. F-000509-0076-4, L-000052--0008-4	Originator's Initials GM	Page 2 of 2
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PREVIOUS HISTORY AND PROJECT SCOPE: On November 10, 2009, Ordinance No. 2009-1100, City Council awarded a five-year task order contract to Inland Environments, Ltd. to provide asbestos abatement and demolition services for the City of Houston Dangerous Buildings for the Houston Police Department, and allocated \$200,000.00. On May 4, 2011, Ordinance No. 2011-0312, City Council approved a First Amendment to the task order contract with Inland Environments, Ltd. to increase the scope of services to include mold and lead abatement and soil remediation and to expand the contract to perform work for other City facilities, and appropriated \$715,000.00.

MBE/SBE PARTICIPATION: A 5% MBE goal and 10% SBE goal have been established for this contract. To date, Inland Environments, Ltd. has achieved 5.5% MBE participation and 9.2% SBE participation.


SM:HB:JLN:GM:qm

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



TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approve First Amendment to Construction Contract and Appropriate Additional Funds J.E. Dunn Construction Company Bethel Park WBS No. F-000730-0002-4		Page 1 of 2	Agenda Item 13
FROM (Department or other point of origin): General Services Department		Origination Date 7/1/13	Agenda Date JUL 10 2013
DIRECTOR'S SIGNATURE: Scott Minnix <i>Scott Minnix 6/18/13</i>		Council District(s) affected: C	
For additional information contact: Jacquelyn L. Nisby <i>JLN</i> Phone: 832-393-8023		Date and identification of prior authorizing Council action: Ordinance No. 2012-518, May 30, 2012	
RECOMMENDATION: Approve First Amendment to construction contract and appropriate additional funds for the project.			
Amount and Source of Funding: \$190,000.00 Parks & Recreation Dedication Fund (4035)		Finance Budget:	
Previous Funding: \$2,766,868.00 Parks Special Fund (4012)			
<p>SPECIFIC EXPLANATION: The General Services Department recommends that City Council approve a First Amendment to the construction contract with J.E. Dunn Construction Company to increase the director's authority to approve Change Orders up to 14.17% of the original contract price. The requested appropriation is necessary to provide additional improvements at Bethel Park, which will exceed the original 6.75% contingency.</p> <p>The Houston Parks and Recreation Department purchased a vacant lot adjoining the park which requires improvements. Implementing the following improvements at this time is cost effective, will deliver a more complete project and will provide the community with a fully functional and enjoyable park facility:</p> <ul style="list-style-type: none"> • Enhancement to the adjacent lot purchased last year • Additional lighting and electrical work • Conduit for security camera wiring • Interpretative panels <p>PROJECT LOCATION: 801 Andrews (493P)</p> <p>PREVIOUS HISTORY AND PROJECT SCOPE: On May 30, 2012, City Council awarded a construction contract to J.E. Dunn Construction Company to provide construction services for Bethel Park, and appropriated \$2,766,868.00 through funding provided by TIRZ # 14, Fourth Ward Redevelopment Authority. The scope of work includes converting the former historical Bethel Missionary Baptist Church building and property located in the Fourth Ward into a park. The project is restoring the three walls of the former church and converting both the interior of the church and the remaining property into a passive use park for the neighborhood.</p>			
REQUIRED AUTHORIZATION		CUIC ID # 25PARK203 <i>NDT</i>	
General Services Department: <i>Richard A. Vella</i> Richard A. Vella Chief of Design & Construction Division		Houston Parks and Recreation Department: <i>Joe Turner</i> Joe Turner Director	

copy

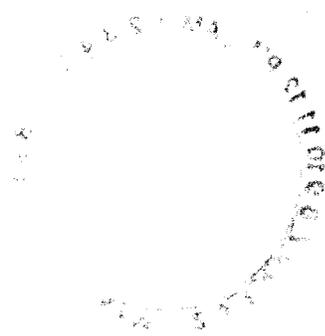
Date	SUBJECT: Approve First Amendment to Construction Contract and Appropriate Additional Funds J.E. Dunn Construction Company Bethel Park WBS No. F-000730-0002-4	Originator's Initials CFP	Page 2 of 2
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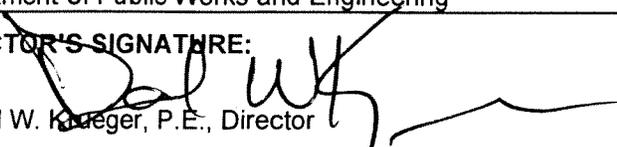
PREVIOUS HISTORY AND PROJECT SCOPE CONT.: The improvements include restoration of the brick walls and window openings; removal of the exterior temporary stabilization bracing and installation of the interior permanent bracing; installation of new metal panels and poly-resin glass panels in the window openings; installation of new metal panels and poly-resin glass panels for the south wall; concrete and brick walkways; installation of an artificial turf interior courtyard; and site amenities including raised water fountains, seat walls, benches, lighting, drinking fountain, fencing, landscaping, turf and irrigation.

CONSTRUCTION GOALS: The original contract has revised participation goals of 4.59% MBE and 12.18% SBE as approved by the Office of Business Opportunity. To date, J.E. Dunn Construction Company has achieved 2.01% MBE participation and 9.48% SBE participation. It is anticipated that J.E. Dunn Construction Company will achieve the goals by the completion of the contract.

SM:JLN:RAV:LJ:CFP:cfp

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



SUBJECT: An ordinance to adopt a Municipal Setting Designation prohibiting the use of designated groundwater for Davis Holdings, LP for the site located at 10516 Old Katy Road, Houston, TX 77043. (MSD # 2013-055-FMC)		Page 1 of 1	Agenda Item # 14
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date JUL 10 2013
DIRECTOR'S SIGNATURE:  Daniel W. Kraeger, P.E., Director		Council District affected: A 	
For additional information contact: Ann Marie Stone Sheridan, P.E., Supervising Engineer (832) 394-8997		Date and identification of prior authorizing Council action:	

RECOMMENDATION: (Summary)
It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the Davis Holdings, LP site located at 10516 Old Katy Road, Houston, TX 77043, and support issuance of an MSD by the Texas Commission on Environmental Quality (TCEQ). (MSD # 2013-055-FMC)

Amount and Source of Funding: N/A

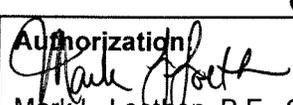
BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designate an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and 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. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State (ordinance amended 7/14/2010).

DAVIS HOLDINGS, LP APPLICATION: Davis Holdings, LP is seeking a Municipal Setting Designation (MSD) for approximately 13.5-acres of land located at 10516 Old Katy Road, Houston, TX 77043. The contamination consists of benzene, trichloroethene (TCE), cis-1,2-dichloroethene (cis-1, 2-DCE), 1,1-dichloroethene (1,1-DCE), and vinyl chloride (VC). The site was developed in 1956 and manufactured fluid control devices for the oil and gas industries until 1985 when it was redeveloped into a shopping center which currently operates today. Through historic operations the groundwater became impaired with benzene and chlorinated solvents. A licensed Professional Geologist has certified that the area of contamination has been thoroughly investigated, is fully defined and is stable.

Davis Holdings, LP is seeking an MSD for this property to restrict access to groundwater to protect the public against possible exposure to the contaminants. There is a public drinking water supply system that meets state requirements that supplies or is capable of supplying drinking water to the MSD property and all properties within one-half mile of the MSD property. A public meeting was held on May 20, 2013 at the Kendall Library, and a public hearing was held on June 13, 2013 during the Transportation, Technology, and Infrastructure Council Committee. Both meetings are necessary steps prior to City Council's consideration of support.

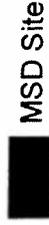
RECOMMENDATIONS: It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the Davis Holdings, LP site located at 10516 Old Katy Road, Houston, TX 77043, and support issuance of an MSD by the Texas Commission on Environmental Quality.

MLL:TJH:RM:maw
P:\UTILITY ANALYSIS-DEVELOPER SERVICES\MSD\GENERIC INFO, LETTERS, MEMOS, ETC\GENERIC RCA - ORDINANCE SUPPORT.DOC
C: Marta Crinejo, Ceil Price

REQUIRED AUTHORIZATION		CUIC ID #20UPA231
Other Authorization:	Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Division	Other Authorization:

Municipal Setting Designation 2013-055-FMC Map

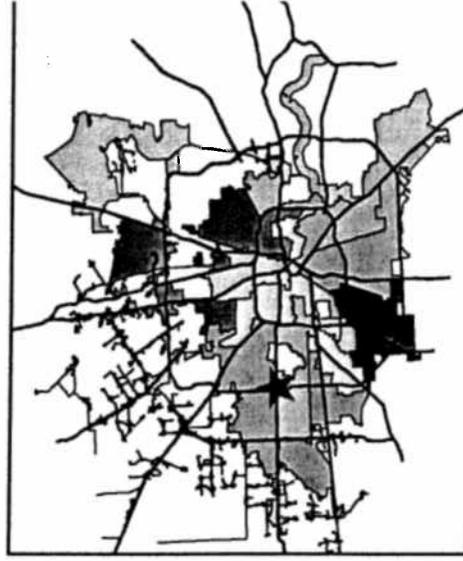
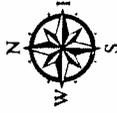
Legend



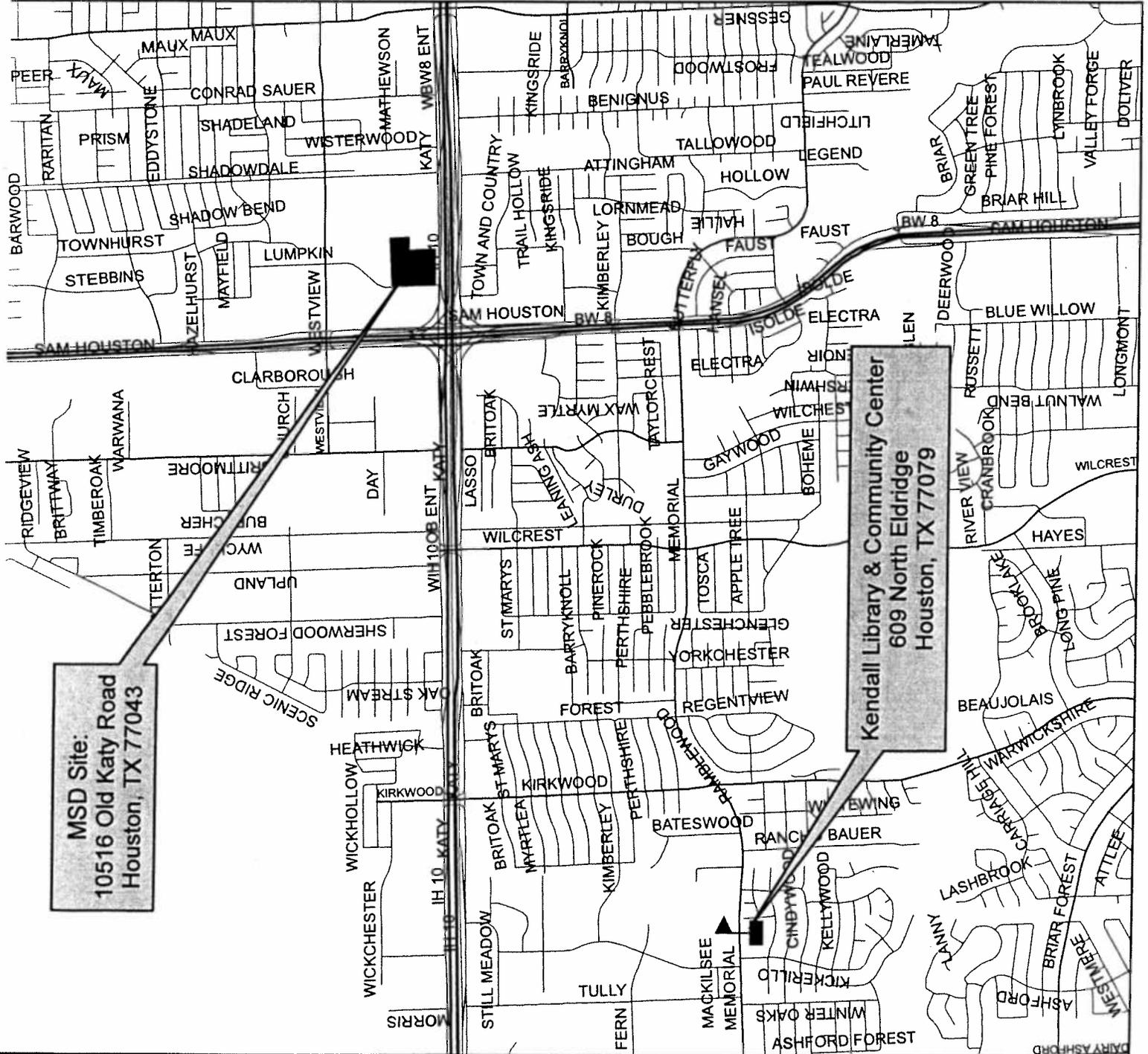
MSD Site



Library & Community Center



This map represents the best information available to the City. The City does not warrant its accuracy or completeness. Field verification should be performed as necessary.

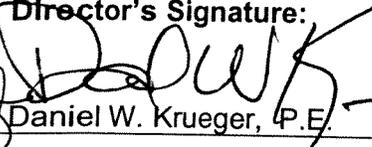


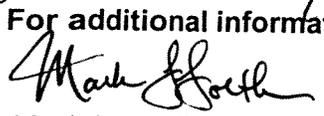
MSD Site:
10516 Old Katy Road
Houston, TX 77043

Kendall Library & Community Center
609 North Eldridge
Houston, TX 77079

SUBJECT An ordinance approving a Comprehensive Agreement for the Development, Ownership, Operation, and Maintenance of the Lake Livingston Hydroelectric Project	Page 1 of 2	Agenda Item # 15
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From: (Department or other point of origin): Department of Public works and Engineering	Origination Date 7/2/13	Agenda Date JUL 10 2013
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Director's Signature:  Daniel W. Krueger, P.E.	Council District affected: ALL
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For additional information contact:  Mark L. Loethen, P.E., CFM, PTOE (832) 395-2686	Date and identification of prior authorizing Council action:
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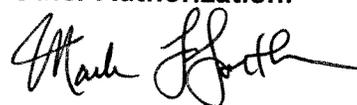
Recommendation: (Summary)
 Approve an ordinance authorizing a Comprehensive Agreement with the Trinity River Authority (TRA) and the East Texas Electric Cooperative (ETEC) to allow ETEC to construct and operate a 24 megawatt "run-of-the-river" hydroelectric power generation facility adjacent to the dam structure of Lake Livingston ("Hydroelectric Facility").

Amount and Source of Funding:
 NO FUNDS REQUIRED; REVENUE CONTRACT

PROJECT BACKGROUND: On September 2, 1964, the City and Trinity River Authority ("TRA") executed a contract concerning the construction, operation, and ownership of Lake Livingston Dam and Reservoir on the Trinity River ("1964 Agreement") by which TRA holds legal title to and operates Lake Livingston in cooperation with and for the benefit of the City. The City has water rights to store, divert and use seventy percent (70%) of Lake Livingston reservoir's capacity for purposes of municipal and industrial water supply, while TRA has rights to the remaining thirty percent (30%) for multiple purposes. ETEC, a power generation and transmission cooperative that serves rural wholesale electric power suppliers, approached the City and TRA seeking to diversify its power supply by creating the Hydroelectric Facility.

DESCRIPTION:
 The proposed Comprehensive Agreement will authorize an easement agreement and an operations agreement to allow ETEC to construct and operate a 24 megawatt "run-of-the-river" hydroelectric power generation facility adjacent to the dam structure of Lake Livingston ("Hydroelectric Facility"). Once ETEC begins operating the Hydroelectric Facility, the City will receive \$1,050,000 per year for 30 years and \$1,750,000 per year for the following 20 years. The Comprehensive Agreement states that the primary purpose of Lake Livingston is water supply and limits the amount of water the facility can use in support of their operations. If ETEC uses water in excess of the amounts allowed by the contract, ETEC must pay the City and TRA at the City's highest untreated water rate.

RECOMMENDATION: The Department of Public Works recommends approval of the Comprehensive Agreement

LTS# 1820	REQUIRED AUTHORIZATION	CUIC # 20IPB064
Finance Department:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division	

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9686

Subject: Approve an Ordinance Awarding a Contract for Grounds Maintenance Services for Drinking Water Operations and Wastewater Facilities for the Public Works and Engineering Department/S55-L24396

Category #
4

Page 1 of 2

Agenda Item

16

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

Origination Date
May 07, 2013

Agenda Date
JUL 10 2013

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
All

For additional information contact:

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

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to TIBH Industries, Inc. in an amount not to exceed \$15,632,360.52 for grounds maintenance services for drinking water operations and wastewater facilities for the Public Works and Engineering Department.

Maximum Contract Award Amount: \$15,632,360.52

Finance Budget

\$15,632,360.52 - Water & Sewer System Operating Fund (8300)

SPECIFIC EXPLANATION:

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommend that City Council approve an ordinance awarding a three-year contract, with two one-year options to TIBH Industries, Inc. in an amount not to exceed \$15,632,360.52 for grounds maintenance services for drinking water operations and wastewater facilities for the Public Works and Engineering Department (PWE). The City Purchasing Agent may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all labor, tools, parts, supplies, equipment, transportation and supervision necessary to provide grounds maintenance services, including but not limited to, mowing, litter pickup, pruning, mulching, watering, irrigation, and pest and weed control at approximately 410 water production and wastewater facilities throughout the City.

TIBH Industries, Inc. employs individuals with disabilities who will provide the requested services under this contract. Additionally, TIBH Industries, Inc. has committed, in writing, to priority hiring of disabled veterans from the Iraq, Afghanistan and Bosnia conflicts. PWE is satisfied with TIBH Industries, Inc.'s performance on current and previous grounds maintenance contracts with the City.

The Texas Human Resources Code, Section 122.017 provides: A political subdivision of this state may purchase products or services for its user from private businesses through its authorized purchasing procedures, but may substitute equivalent products or services produced by persons with disabilities under the provisions of this chapter.

Texas Attorney General Opinion No. JM-444 states that general statutes that require counties, cities, hospital districts and school districts to engage in competitive bidding in order to make certain purchases do not apply to purchases such as political subdivisions make pursuant to Section 122.017 of the Human Resources Code. TIBH Industries, Inc. has approved the contract specifications, services and the agencies that will provide these services.

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 Purchasing Agreement for this purchase.

Buyer: Joseph Badell

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

MS

17

Date: 5/7/2013	Subject: Approve an Ordinance Awarding a Contract for Grounds Maintenance Services for Drinking Water Operations and Wastewater Facilities for the Public Works and Engineering Department/S55-L24396	Originator's Initials JB	Page 2 of 2
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Estimated Spending Authority

DEPARTMENT	FY2013	OUT YEARS	TOTAL
Public Works & Engineering	\$260,539.34	\$15,371,821.18	\$15,632,360.52

Attachment: M/WBE zero-percent document approved by the Office of Business Opportunity.
 Pay or Play Contractor/Subcontractor waiver request approved by the Office of Business Opportunity.

PWE SERVICE & SUPPLY CONTRACTS

To: Tony Henshaw
PWE Small Business Development

Date of Request: January 7, 2013

RECEIVED

JAN 11 2013

From: Adeola Otukoya

OEJ

Subject: MWBE PARTICIPATION GOAL
REQUEST/WAIVER FOR
GROUNDS MAINTENANCE
FOR WATER PRODUCTION
AND WASTEWATER FACILITIES

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

Basis for Request? [Ref. Code Ch15,15-83(c)(1)]

A A public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy

B The service or goods requested are of such a specialized, technical or unique nature as to require the city department to be able to select its contractor without application of MBE/SBE/WBE provisions (such as contracts for expert witnesses, certain financial advisors or technical consultants); or

C If application of MBE/SBE/WBE provisions would impose an unwarranted economic burden or risk on the city or unduly delay acquisition of the goods or services, or would otherwise not be in the best interest of the city; or

D If the possible MBE/SBE/WBE participation level based on MBE, SBE and WBE availability would produce negligible MBE, SBE or WBE participation

I am requesting a new MWBE Goal: Yes No _____

I am requesting a revision of the MWBE Goal: Yes No
If requesting a revision, how many solicitations were received: _____

Solicitation Number: N/A Estimated Dollar Amount: \$15,632,360.52

Anticipated Advertisement Date: N/A Solicitation Due Date: N/A

Goal on Last Contract: 0% Was Goal Met? Yes No

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

Name and Intent of this Solicitation:

GROUNDS MAINTENANCE FOR WATER PRODUCTION AND WASTEWATER FACILITIES: The scope of work requires the contractor to provide all labor, tools, parts, supplies, equipment, transportation and supervision necessary to provide grounds maintenance services, including but not limited to, mowing, litter pickup, pruning, mulching, watering, irrigation, and pest and weed control at 410 water production and wastewater facilities throughout the City.

Reason for Request (Use additional paper if necessary): TIBH Industries, Inc. employs individuals with disabilities who will provide the requested services under this contract. This is an exempt contract with TIBH. TIBH Industries, Inc is a non-profit organization that was created by the state law. Therefore, TIBH is exempt from the MWBE and Pay or Play requirements.

Revised 07/20/2012

PWE SERVICE & SUPPLY CONTRACTS

Concurrence:

[Signature]
Buyer

[Signature]
Division Manager

Michael Brown (for Tony Henshaw)
Tony Henshaw
Small Business Development Group
1/10/13

[Signature] 1/7/2013
MMB Assistant Director

FOR SMALL BUSINESS DEVELOPMENT GROUP USE ONLY

Notification of zero percent (0%) MWBE participation goal sent to OBO.*
*Code of Ordinance Chapter 15, Article V, Section 15-83 (C)

Date Sent: 1/10/13

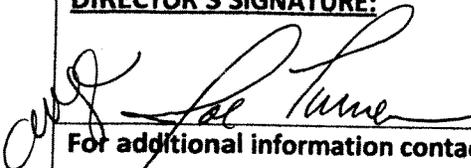
[Signature] 1/10/2013
Office of Business Opportunity
(For zero percent (0%) MWBE goal)

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Public hearing on re-adopting Parks and Recreation Department youth recreation programs standards of care	Category #	Page 1 of 1	Agenda Item: 17
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FROM (Department or other point of origin): Houston Parks and Recreation Department	Origination Date: June 25, 2013	Agenda Date: JUL 10 2013
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DIRECTOR'S SIGNATURE:  Joe Turner, Director	Council Districts Affected: ALL
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For additional information contact: Luci Correa (832) 395-7057	Date and identification of prior authorizing Council Action: Ord. 2002-756 (8-21-2002); Ord. 2003-793 (9-3-2003); Ord. 2004-891 (9-1-2004); Ord. 2005-1011 (8-30-2005); Ord. 2006-875 (9-23-2006); Ord. 2007-964 (8-29-2007); Ord. 2008-743 (8-27-2007); Ord. 2009-711 (8-5-2009); Ord. 2010-660 (8-18-2010); Ord. 2011-672 (8-10-11); Ord. 2012-717 (8-22-12)
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RECOMMENDATION (summary):
Houston Parks and Recreation Department (HPARD) requests City Council hold a public hearing on the re-adoption of Article XII Chapter 32, Code of Ordinances, City of Houston, regarding Standards of Care for the Houston Parks and Recreation Department youth recreation programs (Suggested date July 17, 2013).

Amount and Source of Funding: Not Applicable	Finance Budget:
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SPECIFIC EXPLANATION:
In order to comply with 42.041 (b) (14) of the Texas Human Resources Code, HPARD requests City Council hold a public hearing regarding the Houston Youth Recreation Program Standards of Care codified at Article XII of Chapter 32 of the City of Houston Code of Ordinances. The Standards of Care are intended to be the minimum standards that HPARD will use to operate the After-School Enrichment Program. The program offers a wide range of recreational activities including arts and crafts, sports, games, field trips, and cultural and special events.

HPARD's After-School Enrichment Program is subject to regulation. However, the Texas Human Resources Code 42.041 (b) (14) provides an exemption for a recreation program for elementary age children (ages 5 – 13) with the following criteria:

- A municipality operates the program;
- The governing body of the municipality annually adopts standards of care by ordinance after a public hearing for such programs;
- The program provides these standards of care to the parents of each program participant;
- The ordinance includes child/caregiver ratios, minimum employee qualifications, minimum building, health and safety standards, and mechanisms for monitoring and enforcing the adopted local standards;
- The program informs the parents that the state does not license the program; and
- The program does not advertise itself as a child-care operation.

The HPARD After-School Enrichment Program meets all of the above criteria for exemption.

Suggested hearing date is July 17, 2013.

REQUIRED AUTHORIZATION

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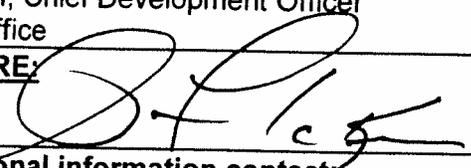
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: A motion to set a public hearing date regarding the designation of a Tax Abatement Reinvestment Zone for Chevron U.S.A. Inc. (Chevron Zone).	Category #	Page 1 of 1	Agenda Item# 18
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FROM: (Department or other point of origin): Andy Icken, Chief Development Officer Mayor's Office	Origination Date 7/3/13	Agenda Date JUL 10 2013
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SIGNATURE: 	Council Districts affected: District "I" - CM James Rodriguez
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For additional information contact: Gwendolyn Tillotson Phone: 832-393-0937	Date and identification of prior authorizing Council Action: 2009-858, date 9/16/09; 2011-1167, date 12/14/11
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RECOMMENDATION: (Summary) That City Council adopts a motion to set a July 24, 2013 public hearing date regarding the designation of a Tax Abatement Reinvestment Zone for Chevron U.S.A. Inc. (Chevron Zone).

Amount of Funding: Not Applicable	Finance Budget:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund
 Other (Specify)

SPECIFIC EXPLANATION:

State law requires cities to adopt tax abatement guidelines and criteria before entering into tax abatement agreements, and each approved abatement agreement must meet those guidelines. State law also provides that cities' tax abatement guidelines and criteria expire after two years. City Council renewed the tax abatement guidelines and criteria on December 14, 2011 continuing the City's eligibility to enter into tax abatement agreements as well as modified the language such that competitive siting evidence shall be submitted only if the applicant is considering an alternate location for the project and refurbishment of an existing facility to LEED standards was added to the LEED abatement section. Sec. 312.201 of the Tax Code requires that the governing body holds a public hearing before it can adopt an ordinance designating an area as a reinvestment zone.

It is proposed that a public hearing be held on July 24, 2013 to discuss and consider establishment of a reinvestment zone to encompass a proposed project at 1600 Louisiana Street, Houston, TX 77002. Chevron U.S.A. Inc. is contemplating investing in real and personal property at this location which will represent an expansion of its existing operation. The capital investment associated with the proposed facility is approximately \$556 million dollars and the project is expected to create more than 1,700 professional, technical and administrative jobs.

The company applied for and received a \$12M Texas Enterprise Fund grant from the Governor's Office as an incentive for the expansion project. The state's agreement is contingent upon finalization of a local incentive offer as required by program criteria. The City is considering a tax abatement agreement to meet the local participation requirement set forth by the state. The proposed abatement would also require job creation and investment in real property. The applicant is not seeking any variance from the City's established abatement guidelines.

The City reviewed the application and the tax abatement agreement is currently in process.

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

REQUIRED AUTHORIZATION

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

TO: Mayor via City Secretary

RCA #

SUBJECT: Motion establishing a date for a Public Hearing on the Creation of Reinvestment Zone Number Twenty-Five, City of Houston, Texas (Fondren Gardens Zone)

Category #

Page
1 of 1

Agenda Item#

19

FROM: (Department or other point of origin):

Andrew F. Icken
Chief Development Officer

Origination Date

7/3/13

Agenda Date

JUL 10 2013

DIRECTOR'S SIGNATURE:

Handwritten signature of Andrew F. Icken

Council Districts affected:

For additional information contact:

Ralph De Leon Phone: (832) 393-0985

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve a motion establishing a date for a public hearing on the creation of Reinvestment Zone Number Twenty-Five, City of Houston, Texas (Fondren Gardens Zone).

Suggested - 9AM - 7-31-13

Amount of Funding: No Funding Required

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund N/A

SPECIFIC EXPLANATION:

Pursuant to Chapter 311 of the Texas Tax Code, the City of Houston is required to hold a public hearing on the creation of a tax increment reinvestment zone (TIRZ) and its benefits to the City and to property in the proposed TIRZ. At the hearing interested persons may comment on the proposed TIRZ's creation.

The City Council is being requested to create the proposed 6,574 acre TIRZ, with 1,594 acres in Fort Bend and 4,980 acres in Harris County, and located in a contiguous geographical area within the City generally known as the Fondren Gardens/Fort Bend area, the name of which would be Reinvestment Zone Number Twenty-Five, City of Houston, Texas (Fondren Gardens Zone). The public hearing on the creation of the proposed TIRZ is the first step in that process.

The tentative plans for the development of the TIRZ include the expenditure of public funds for eligible project costs including the planning, engineering and construction of new streets, water distribution facilities, wastewater collection facilities, storm drainage improvements, roadway and street reconstruction projects, cultural and public facility improvements, parks and other related improvements, as well as the cost of organizing and establishing the TIRZ. The 2013 appraised value of the area is approximately \$239,301,635 million. Development in the TIRZ is anticipated to increase taxable property value by approximately \$698,791,678 through the construction of new public and private improvements. The duration of the TIRZ is proposed to be 30 years. Development in this area will be an important feature in the revitalization of the area and the City of Houston as a whole.

The proposed date of the public hearing is 3 weeks following the passage of the motion.

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

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

Other Authorization:



CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence

To: Anna Russell
City Secretary

From: Jenn Char *JC*
Director of External Affairs

20
JUL 10 2013

Date: July 2, 2013

Subject: **REINVESTMENT ZONE NUMBER ONE (ST GEORGE PLACE)**

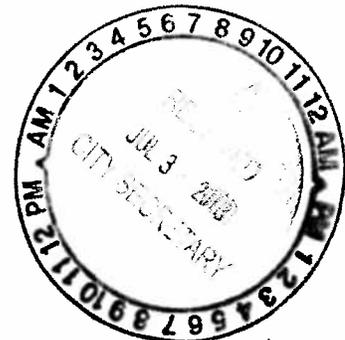
ON-CONSENT AGENDA MISCELLANEOUS

Motion to set a date not less than seven (7) days from July 10, 2013, to receive nominations for appointments to Position 4, 6, 7, 8, & 9 of the Board of Directors of Reinvestment Zone Number One (St. George Place), City of Houston, Texas for the remainder of the designated two-year term.

Position 4	Victoria Rockwell	Nominated by Council Member Clutterbuck
Position 6	Gary Baumgartner	Nominated by Council Member Clutterbuck
Position 7	J. David Enloe, Jr.	Nominated by Council Member Clutterbuck
Position 8	Walter Goff	Nominated by Council Member Clutterbuck
Position 9	William Hutz	Nominated by Council Member Clutterbuck

JC/jsk

cc: Ms. Marta Crinejo, Agenda Director





CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence

To: Anna Russell
City Secretary

From: Jenn Char *Ac*
Director of External Affairs

21
JUL 10 2013

Date: July 2, 2013

Subject: **Houston Archaeological and
Historical Commission
Council Nominations**

NON-CONSENT AGENDA

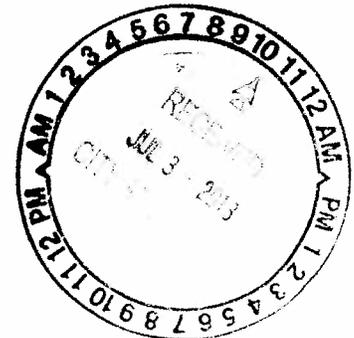
MISCELLANEOUS

Motion to set a date not less than seven (7) days from July 10, 2013, to receive nominations for Positions 11 and 13 of the Houston Archaeological and Historical Commission Board of Directors, for a two-year term that will end March 1, 2015.

Position 11	Douglas Elliott	March 1, 2013	Nominated by CM Adams
Position 13	R. Maverick Welsh, III	March 1, 2013	Nominated by CM Lovell

JC/jsk

cc: Ms. Marta Crinejo





CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence

To: Anna Russell
City Secretary

From: Jenn Char *ae*
Director of External Affairs

22
JUL 10 2013

Date: July 2, 2013

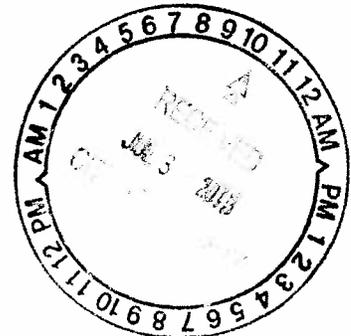
Subject: Houston Center for Literacy
Council Nominations

Motion to set a date not less than seven (7) days from July 10, 2013, to receive nominations for Positions 18 and 20 of the Houston Center for Literacy Board of Directors, for the remainder of the two-year term that will end February 2, 2014.

Position 18	Vacant	Nominated by CM Gonzalez
Position 20	Vacant	Nominated by CM Adams

JC/jsk

cc: Ms. Marta Crinejo, Agenda Director





CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence

23

To: Anna Russell
City Secretary

From: Jenn Chan *AC*
Director of External Affairs

JUL 10 2013

Date: July 2, 2013

Subject: Land Assemblage Redevelopment
Authority (LARA) Nominations

NON-CONSENT AGENDA

MISCELLANEOUS

Motion to set a date not less than seven (7) days from July 10, 2013, to receive nominations for Positions 6 and 7 of the Land Assemblage Redevelopment Authority for terms to expire two years from appointment date. The following positions expired effective 1/30/2010:

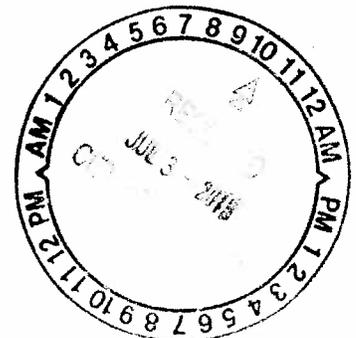
Position 6
Position 7

Steve Hall
Vacant

CM Johnson
CM Garcia

JC/jsk

cc: Ms. Marta Crinejo





CITY OF HOUSTON
Office of the Mayor

Interoffice

Correspondence

AC 24
JUL 10 2013

To: Anna Russell
City Secretary

From: Jennifer Char, Director
Director of External Affairs

Date: July 2, 2013

Subject: **Rebuild Houston Oversight
Committee Council Nominations**

NON-CONSENT AGENDA

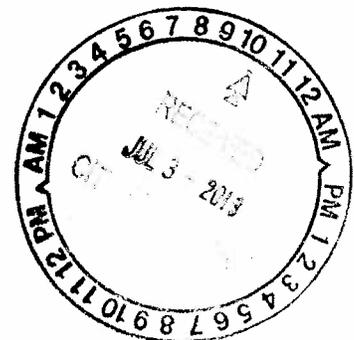
MISCELLANEOUS

Motion to set a date not less than seven (7) days from July 10, 2013, to receive nominations for appointment or reappointments to Positions One through Five for the Rebuild Houston Oversight Committee Board of Directors, for the remainder of the designated two year term. Listed below are the current members.

Position	Members	Nominated by
Position 1	Frances Castañeda Dyess	CM Rodriguez
Position 2	Vacant	CM Adams
Position 3	Edward Taravella	CM Lovell
Position 4	C.P. "Chip" Bryan	CM Pennington
Position 5	Bert Keller	CM Sullivan

jc/jsk

cc: Ms. Marta Crinejo, Agenda Director





CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence

To: Anna Russell
City Secretary

From: Jenn Char
Director of External Affairs *AC* *25* **JUL 10 2013**

Date: July 2, 2013

Subject: Wastewater Capacity
Reservation Review Board
Council Appointment

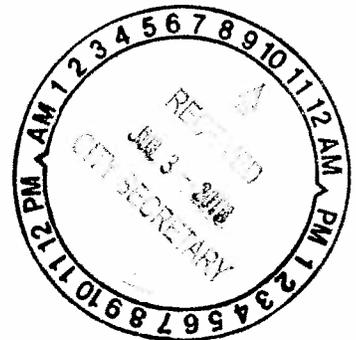
NON-CONSENT AGENDA MISCELLANEOUS

Motion to set a date not less than seven (7) days from July 10, 2013, to receive nominations for Positions 4 and 5 of Wastewater Capacity Reservation Review Board for the remainder of the designated two year term. Listed below are the current members:

Position 4	Asif Wahidi	Council Member Khan
Position 5	Katherine Ostroff	Council Member Sekula-Gibbs

jc/jsk

cc: Ms. Marta Crinejo, Agenda Director



26

MOTION NO. 2013

JUL 10 2013

MOTION by Council Member Gonzalez that the recommendation of the Purchasing Agent, on bids received for Airfield Lighting for the Houston Airport System, S32-S24327, be adopted, and authority is hereby given to make purchases as needed, for a 36-month period with two (2) one (1) year options to the following firms, in an amount not to exceed \$3,179,100.00, on their bids as shown below:

Globe Electric Co, Inc: on their sole bid for Group No. 1, (Siemens Airfield Solutions, Inc. price list which includes, but is not limited to grommets and lamps), Hire Houston First bid for Group No.4 (Lumacurve Airfield Signs price list which includes, but is not limited to reflective panels) and Hire Houston First bid for Group No. 5 (Honeywell Airport Solutions price list which includes, but is not limited to prisms and lamps) in an amount not to exceed \$2,318,400.00;

Turtle and Hughes, Inc: on their sole bid for Group No. 3, (Cooper Crouse-Hinds price list which includes, but is not limited to sockets and insulators) in an amount not to exceed \$633,700.00;

Liberty Airport Systems, Inc: on their sole bid for Group No. 6, (Liberty Airport Systems price list which includes, but is not limited to heat sink assemblies) in an amount not to exceed \$159,000.00;

Safegate Airport Systems, Inc: on their low bid for Group No. 7, (Safegate Airport Systems, Inc. price list which includes, but is not limited to monitoring switches) in an amount not to exceed \$68,000.00; and

Group No. 2 is not being awarded.

Seconded by Council Member Bradford

On 6/26/13 the above motion was tagged by Council Member Davis.

cr

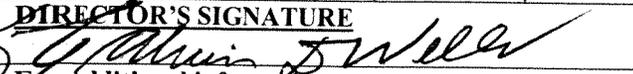
REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA# 9632

Subject: Formal Bids Received for Airfield Lighting for the Houston Airport System S32-S24327	Category # 4	Page 1 of 2	Agenda Item <div style="border: 2px solid black; padding: 5px; display: inline-block; font-size: 2em;">26</div> <div style="border: 2px solid black; padding: 5px; display: inline-block; font-size: 2em;">4</div>

FROM (Department or other point of origin): Calvin D. Wells City Purchasing Agent Administration & Regulatory Affairs Department	Origination Date June 03, 2013	Agenda Date JUL 10 2013 JUN 26 2013
--	--	---

DIRECTOR'S SIGNATURE 	Council District(s) affected B, E, I
---	--

For additional information contact: Justina J. Mann Phone: (281) 230-8086 Desiree Heath Phone: (832) 393-8742	Date and Identification of prior authorizing Council Action:
--	---

RECOMMENDATION: (Summary)
 Approve various awards, as shown below, in an amount not to exceed \$3,179,100.00 for airfield lighting for the Houston Airport System.

Estimated Spending Authority: \$3,179,100.00	Finance Budget
\$3,179,100.00 HAS Revenue Fund (8001)	

SPECIFIC EXPLANATION:
 The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve various awards, as shown below, in an amount not to exceed \$3,179,100.00 for airfield lighting for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a 36-month period with two (2) one (1) year options. These awards consist of various lamps, washers, filters, connectors, cables, and other types of airfield lighting to be used by the department to maintain the lighting on runways and taxiways at George Bush Intercontinental, William P. Hobby, and Ellington Airports.

This is a price list solicitation. The best discount which determines the low bid for a price list is the best bid received for quantities of high-use items selected as sample pricing items based on the current needs of the department. The bid total for sample pricing items does not represent the total amount to be purchased; rather, this award recommendation is for the total estimated expenditures projected over the 60-month period based on the low bid submitted for the representative samples.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Twenty-seven (27) prospective bidders downloaded the solicitation document from SPD's e-bidding website, and six (6) bids were received as itemized below:

Globe Electric Co. Inc: Award on its sole bid for Group No. 1, (Siemens Airfield Solutions, Inc. price list which includes, but is not limited to grommets and lamps), Hire Houston First bid for Group No. 4 (Lumacurve Airfield Signs price list which includes, but is not limited to reflective panels) and Hire Houston First bid for Group No. 5 (Honeywell Airport Solutions price list which includes, but is not limited to prisms and lamps) in an amount not to exceed \$2,318,400.00.

<u>COMPANY</u>	<u>SAMPLE PRICING</u>
1. Honeywell, Inc.	\$ 74.39 (Partial Bid)
2. Standard Signs, Inc.	\$414.60 (Partial Bid)
3. Globe Electric Co. Inc.	\$516.38

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:
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NOT

Date: 6/3/2013	Subject: Formal Bids Received for Airfield Lighting for the Houston Airport System S32-S24327	Originator's Initials VD	Page 2 of 2
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Turtle and Hughes, Inc: Award on its sole bid for Group No. 3, (Cooper Crouse-Hinds price list which includes, but is not limited to sockets and insulators) in an amount not to exceed \$633,700.00.

Liberty Airport Systems, Inc: Award on its sole bid for Group No. 6, (Liberty Airport Systems price list which includes, but is not limited to heat sink assemblies) in an amount not to exceed \$159,000.00.

Safegate Airport Systems, Inc: Award on its low bid for Group No. 7, (Safegate Airport Systems, Inc. price list which includes, but is not limited to monitoring switches) in an amount not to exceed \$68,000.00.

<u>COMPANY</u>	<u>SAMPLE PRICING</u>
1. Safegate Airport Systems, Inc.	\$585.00
2. Liberty Airport Systems, Inc.	\$756.00

Group No. 2 is not being awarded. The department will purchase these items on an as needed basis.

Hire Houston First:

The proposed award requires compliance with the City's "Hire Houston First" ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed supplier, **Globe Electric Co. Inc.** meets the requirements of Hire Houston First.

Buyer: Veronica Douglas, CPPB

Attachment: M/WBE zero-percentage goal document approved by the Office of Business Opportunity.

ESTIMATED SPENDING AUTHORITY:

DEPARTMENT	FY14	OUTYEARS	TOTAL
Houston Airport System	\$317,910.00	\$2,861,190.00	\$3,179,100.00



Memorandum

RECEIVED

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

From: Veronica Douglas, CPPB

Date: 3/21/13

Subject: MWBE Participation Form

MAR 22 2013

OBO

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

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

I am requesting a revision of the MWBE Goal: Yes No Original Goal: 4% New Goal: 0%

If requesting a revision, how many solicitations were received: 6

Solicitation Number: S24327 Estimated Dollar Amount: \$3,179,100.00

Anticipated Advertisement Date: 8/24/2012 Solicitation Due Date: 9/27/2012

Goal On Last Contract: 0% Was Goal met: Yes No

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

Name and Intent of this Solicitation:

Airfield Lighting for the Houston Airport System
 This procurement is for taxiway and runway sign component replacement parts approved by the Federal Aviation Administration Advisory Circular for the Houston Airport System.

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

The taxiway and runway sign component replacement parts included in the bid document are manufactured by Liberty Airport Systems and are distributed directly to the City of Houston via common carrier. They do not have any authorized dealers.

Concurrence:

SPD Initiator

Division Manager

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

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

27-27A

JUL 10 2013

MOTION NO. 2013

MOTION by Council Member Gonzalez that the recommendation of the Purchasing Agent, on bids received to Remove Existing Oil Circuit Breakers and Associated Equipment and Furnish and Install New Gas Circuit Breakers and Associated Equipment for the Department of Public Works and Engineering, S50-C24542, be adopted, and authority is hereby given to issue purchase orders as necessary to PowerSecure, Inc. on their low bid in the amount of \$2,282,874.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$228,287.40 for a total amount not to exceed \$2,511,161.40.

Seconded by Council Member Bradford

On 6/26/13 the above motion was tagged by Council Member Green.

cr

REQUEST FOR COUNCIL ACTION

RCA# 9725

TO: Mayor via City Secretary

Subject: Formal Bids Received to Remove Existing Oil Circuit Breakers and Associated Equipment and Furnish and Install New Gas Circuit Breakers and Associated Equipment for the Public Works and Engineering Department S50-C24542

Category #

Page 1 of 2

Agenda Item

27-27A ~~8-8A~~

Origination Date

June 07, 2013

Agenda Date

~~JUN 26 2013~~

FROM (Department or other point of origin):

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

Council District(s) affected
E, H

DIRECTOR'S SIGNATURE

Calvin D. Wells

Date and Identification of prior authorizing Council Action:

For additional information contact:

David Guernsey
Ray DuRousseau

Phone: (832) 395-3640
Phone: (832) 393-8726

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$2,511,161.40 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500) and approve an award to PowerSecure, Inc. on its low bid in the amount of \$2,282,874.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$228,287.40 for a total amount not to exceed \$2,511,161.40 to remove existing oil circuit breakers and associated equipment and furnish and install new gas circuit breakers and associated equipment for the Public Works and Engineering Department.

Finance Budget

Award Amount: \$2,511,161.40

\$2,511,161.40 - Water and Sewer System Consolidated Construction Fund (8500)
WBS Nos. - R-000509-0026-5, S-000056-0075-4 & S-000012-0029-4

SPECIFIC EXPLANATION:

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$2,511,161.40 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500). It is further recommended that City Council approve an award to PowerSecure, Inc. on its low bid in the amount of \$2,282,874.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$228,287.40 for a total amount not to exceed \$2,511,161.40 to remove existing oil circuit breakers and associated equipment and furnish and install new gas circuit breakers and associated equipment for the Public Works and Engineering Department and that authorization be given to issue purchase orders as necessary. These breakers are used to supply over current protection to the power distribution centers at Water and Wastewater Operations facilities.

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

<u>Company</u>	<u>Total Amount</u>
1. Dashiell Corporation	\$1,901,952.00 (Did Not Meet Specifications)
2. PowerSecure, Inc.	\$2,282,874.00
3. Saber Power Services, LLC	\$2,310,000.00
4. Boyer, Inc.	\$2,390,565.00

The scope of work requires the contractor to provide all tools, materials, equipment, labor, permits supervision and transportation necessary to remove and properly dispose of twelve existing oil circuit breakers and associated equipment, four each at the 69th Street Wastewater Treatment Plant (69th WWTF) located at 2525 S/SGT Macario Garcia Drive; Southeast Water Purification Plant (SEWPP) located at 310

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

Date: 6/7/2013	Subject: Formal Bids Received to Remove Existing Oil Circuit Breakers and Associated Equipment and Furnish and Install New Gas Circuit Breakers and Associated Equipment for the Public Works and Engineering Department S50-C24542	Originator's Initials AL	Page 2 of 2
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Genoa Red Bluff; and the East Water Purification Plant (EWPP) located at 2300 Federal Road. The Contractor shall also be required to furnish and install twelve gas circuit breakers and associated equipment, four each at the aforementioned locations. The SEWPP and the EWPP, combined, supplies drinking water to over 400,000 City residents and the 69th WWTP receives sewer from sixteen other WWTP facilities for processing. The existing circuit breakers are 30+ years old and the present condition is poor. Materials and workmanship are warranted for three-years and the life expectancy is twenty years. The contractor shall have 540 calendar days to complete this project after receipt of the notice-to-proceed.

Hire Houston First:

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

Pay or Play Program:

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

Buyer: Arturo Lopez

REQUEST FOR COUNCIL ACTION

RCA# 9725

TO: Mayor via City Secretary

Subject: Formal Bids Received to Remove Existing Oil Circuit Breakers and Associated Equipment and Furnish and Install New Gas Circuit Breakers and Associated Equipment for the Public Works and Engineering Department S50-C24542

Category #
4

Page 1 of 2

Agenda Item

8-8A

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

Origination Date
June 07, 2013

Agenda Date
JUN 26 2013

DIRECTOR'S SIGNATURE

Calvin D. Wells

Council District(s) affected
E, H

For additional information contact:

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

Date and Identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance authorizing the appropriation of \$2,511,161.40 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500) and approve an award to PowerSecure, Inc. on its low bid in the amount of \$2,282,874.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$228,287.40 for a total amount not to exceed \$2,511,161.40 to remove existing oil circuit breakers and associated equipment and furnish and install new gas circuit breakers and associated equipment for the Public Works and Engineering Department.

Finance Budget

Award Amount: \$2,511,161.40

\$2,511,161.40 - Water and Sewer System Consolidated Construction Fund (8500)
WBS Nos. - R-000509-0026-5, S-000056-0075-4 & S-000012-0029-4

SPECIFIC EXPLANATION:

The Director of the Public Works and Engineering Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of \$2,511,161.40 out of the Water and Sewer System Consolidated Construction Fund (Fund 8500). It is further recommended that City Council approve an award to PowerSecure, Inc. on its low bid in the amount of \$2,282,874.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$228,287.40 for a total amount not to exceed \$2,511,161.40 to remove existing oil circuit breakers and associated equipment and furnish and install new gas circuit breakers and associated equipment for the Public Works and Engineering Department and that authorization be given to issue purchase orders as necessary. These breakers are used to supply over current protection to the power distribution centers at Water and Wastewater Operations facilities.

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

<u>Company</u>	<u>Total Amount</u>
1. Dashiell Corporation	\$1,901,952.00 (Did Not Meet Specifications)
2. PowerSecure, Inc.	\$2,282,874.00
3. Saber Power Services, LLC	\$2,310,000.00
4. Boyer, Inc.	\$2,390,565.00

The scope of work requires the contractor to provide all tools, materials, equipment, labor, permits, supervision and transportation necessary to remove and properly dispose of twelve existing oil circuit breakers and associated equipment, four each at the 69th Street Wastewater Treatment Plant (69th WWTP) located at 2525 S/SGT Macario Garcia Drive; Southeast Water Purification Plant (SEWPP) located at 3100

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

M

00

Date: 6/7/2013	Subject: Formal Bids Received to Remove Existing Oil Circuit Breakers and Associated Equipment and Furnish and Install New Gas Circuit Breakers and Associated Equipment for the Public Works and Engineering Department S50-C24542	Originator's Initials AL	Page 2 of 2
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Genoa Red Bluff; and the East Water Purification Plant (EWPP) located at 2300 Federal Road. The Contractor shall also be required to furnish and install twelve gas circuit breakers and associated equipment, four each at the aforementioned locations. The SEWPP and the EWPP, combined, supplies drinking water to over 400,000 City residents and the 69th WWTP receives sewer from sixteen other WWTP facilities for processing. The existing circuit breakers are 30+ years old and the present condition is poor. Materials and workmanship are warranted for three-years and the life expectancy is twenty years. The contractor shall have 540 calendar days to complete this project after receipt of the notice-to-proceed.

Hire Houston First:

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

Pay or Play Program:

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

Buyer: Arturo Lopez

PWE ENGINEERING AND CONSTRUCTION DIVISION

RECEIVED

Request for Revised MBE/SBE Participation Goal

APR 01 2012

Goal Oriented Contract
To: Tony Henshaw

Regulated Contract
APR 00 2012 Date of Request: 2/25/2012
OBO/External Affairs

PWE Small Business Development **OBO/External Affairs**

From: Michelle Love

Proposed Date of Advertisement: 2/25/13

Wastewater Operations

Proposed Date of Bid opening: 4/15/13

Project Description: Remove and Replace 4-Oil Circuit Breakers and replace with new Gas Circuit Breakers at each of the following plants: 69th Street WWTP, Southeast Water Purification Plant, and East Water Purification Plant.

WBS No.: 69th R-000509-0026-5, SE S-000012-0029-4, and EW S-000056-0075-4

Current Estimate: \$2,100,000 (\$700,000.00 each plant)

Date of Estimate: 6/7/2012

Design Consultant: N/A

Scope of Work/Project Technical: The contractor shall be required to furnish all labor, supervision, transportation, permits, tools, consumables, safety equipment and training, testing and testing equipment necessary to remove 4 existing OCB's at each of the three plants and dispose of (for green credits) and furnish and install 4 Gas Circuit Breakers (GSB's) in strict accordance with the scope of work/specifications.

Original Contract Goal:	Suggested Goal:	Approved Goal:
MBE _____ %	MBE <u>0</u> %	MBE <u>0</u> %
SBE _____ %	SBE <u>0</u> %	SBE <u>0</u> %
TOTAL _____ %	TOTAL <u>0</u> %	TOTAL <u>0</u> %

Reason (Use additional paper if necessary): The MBE/SBE vendors that were contacted stated that they were unable to participate on this project due to the high voltage requirements. Since this project requires specialized skills and expertise to install the equipment, there is no opportunity for an MWBE firm to participate.

Michelle Love
Requestor/PIA

[Signature]
Assistant Director

Michael Brown (for Tony Henshaw)
3/5/13
Tony Henshaw, Manager
Small Business Development

[Signature]
Office of Business Opportunity
(For zero percent (0%) MWBE goal)

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance amending Fire Code to correct language omitted erroneously from Ord. No. 2013-296

Category #
6

Page 1 of 1

Agenda Item

RCA# 9755

28

70

FROM (Department or other point of origin):

Terry Garrison
Fire Chief
Fire

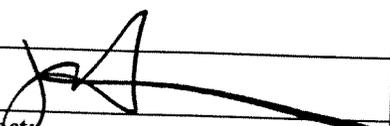
Origination Date

June 20, 2013

Agenda Date

~~JUN 26 2013~~
JUN 10 2013

DIRECTOR'S SIGNATURE



Council District(s) affected
All

For additional information contact:

Beda Kent **B**

Phone: (832) 394-6748
Phone:

Date and Identification of prior authorizing Council Action:

April 3, 2013; Ordinance 2013-296

RECOMMENDATION: (Summary)

Pass and adopt an Ordinance amending the Fire Code to include certain language omitted erroneously from Ord. No. 2013-296.

None Required

Finance Budget

SPECIFIC EXPLANATION:

On April 3, 2013, City Council passed Ordinance No. 2013-296 amending Chapters 1 and 2 of the Fire Code and Chapter 10 of the Code of Ordinances. Ordinance No. 2013-296 will be effective on July 2, 2013.

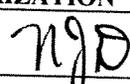
The purpose of Section 6 of Ordinance No. 2013-296 was to amend Section 108.1 of the Fire Code to describe the duties of the Fire Code Board of Appeals in a manner consistent with the Fire Code's Appendix A. As a result of a drafting error by Legal, certain language was omitted erroneously from Section 6 of the Ordinance, resulting in an inconsistency between the duties of the Fire Code Board of Appeals as described in Section 108.1 and as described in Appendix A. The proposed Ordinance corrects the error.

Council approval is recommended.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:



Other Authorization:

City of Houston, Texas, Ordinance No. 2013-_____

AN ORDINANCE AMENDING SECTION 108.1 OF THE CITY OF HOUSTON FIRE CODE, RELATING TO DUTIES OF THE FIRE CODE BOARD OF APPEALS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, on April 3, 2013, City Council passed Ordinance No. 2013-296; and

WHEREAS, Ordinance No. 2013-296 will be effective on July 2, 2013; and

WHEREAS, the purpose of Section 6 of Ordinance No. 2013-296 was to amend Section 108.1 of the City of Houston Fire Code (the "Fire Code") to describe the duties of the Fire Code Board of Appeals in a manner consistent with the Fire Code's Appendix A (entitled "Board of Appeals"); and

WHEREAS, certain language was omitted erroneously from Section 6 of Ordinance No. 2013-296, resulting in an inconsistency between the duties of the Fire Code Board of Appeals as described in Section 108.1 and as described in Appendix A;

WHEREAS, the City Council wishes to correct the error by a further amendment of Section 108.1; **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 first sentence of Section 108.1 of the Fire Code is amended to read as follows:

"In order to hear and decide appeals from decisions of the fire code official as to the suitability of alternate materials and types of construction and to provide for reasonable interpretations of the provisions of this code, there shall be a board of appeals."

Section 3. 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.

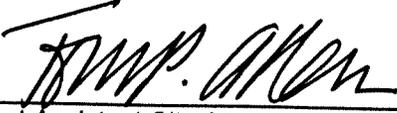
Section 4. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect at 12:01 a.m. on July 2, 2013.

PASSED AND APPROVED this ___ day of _____, 2013.

Mayor of the City of Houston

Requested by: Terry A. Garrison
Fire Chief

Prepared by Legal Dept.



First Assistant City Attorney
Special Counsel for Risk Management

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

13-Watercrest

SUBJECT: An Ordinance amending the Loan Agreement between the City of Houston and Watercrest at Kingwood, LP, enabling the developer to refinance its private loan for the development of a 174-unit, mixed-income community for seniors.

Category #

Page 1 of 1

Agenda Item #

2974

FROM
Neal Rackleff, Director
Housing and Community Development

Origination Date
6/19/13

Agenda Date
~~JUN 26 2013~~

DIRECTOR'S SIGNATURE:
(Handwritten Signature) (FOR NEAL RACKLEFF)

Council District affected: District E JUL 10 2013

For additional information contact: Marc Eichenbaum
Phone: 713-865-4557

Date and identification of prior authorizing Council action: Ord. No. 12-0641

RECOMMENDATION: An Ordinance amending the Loan Agreement between the City of Houston and Watercrest at Kingwood, LP, enabling the developer to refinance its private loan for the development of a 174-unit, mixed-income community for seniors.

Amount of Funding:

N/A

Finance Budget:

SOURCE OF FUNDING

General Fund

Grant Fund

Enterprise Fund

HOME Investment Partnership

SPECIFIC EXPLANATION:

In July 2012, City Council approved a loan agreement between the City of Houston and Watercrest at Kingwood, LP, providing \$3.2 million in federal HOME funds (approx. \$22 million total development cost) to construct Watercrest at Kingwood – a 174-unit, mixed-income community for seniors.

The Housing and Community Development Department recommends Council approval of an Amendment allowing the borrower to increase the construction loan above the \$14 million stated in the original agreement. This modification will enable the borrower to cover cost overruns and to refinance the property in the future. No additional federal or City funds are being provided.

In exchange for permitting the borrower to refinance its senior (private) loan, the City will receive a 3% fee at each refinancing and partially recover its investment if the property is sold after its affordability period. The Amendment specifically provides: (1) if the borrower refinances the senior loan, the borrower will pay the City a three percent 3% fee of the City loan on or before the date of the refinance; and (2) if the borrower sells the project within 10 years after the affordability period, the borrower will pay the City \$1.6 million on or before the closing of the sale of the property. Currently, the City would recover its entire investment if the property is sold within its 20-year affordability period, but nothing if the property is sold afterwards. This amendment would enable the City to also recover a portion of its investment if the property is sold within 10 years after the affordability period expires.

NR:EP:RB

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

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:

(Handwritten mark)

12

30

JUL 10 2013

MOTION NO. 2013 0455

MOTION by Council Member Davis that the following item be postponed to
July 10, 2013:

Item 40 - Ordinance approving and authorizing contract between the City of Houston and Cohen Group, Inc. for On-Call Marketing and Media Buy Consulting Services for the Houston Airport System; providing a maximum contract amount \$5,250,000.00 - 5 years with 2 one year options Enterprise Funds

Seconded by Council Member Costello and carried.

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

PASSED AND ADOPTED this 26th day of June, 2013.

Pursuant to Article VI, Section 6 of the City Charter, the effective date of the foregoing motion is July 2, 2013.

City Secretary

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve a Contract for On-Call Marketing and Media Buy Consulting Services for the Houston Airport System.

Category #	Page 1 of 2	Agenda Item #
30		4017

FROM (Department or other point of origin):
Houston Airport System

Origination Date
April 16, 2013

Agenda Date
~~JUN 19 2013~~
JUN 26 2013

DIRECTOR'S SIGNATURE:

[Handwritten Signature]

Council District affected:
B, E, I JUL 10 2013

For additional information contact:

Kathy Elek *Kae* Phone: 281-233-1826
Ian Wadsworth *IW* 281-233-1682

Date and identification of prior authorizing Council action:
N/A

AMOUNT & SOURCE OF FUNDING:

FY 2013 \$ 300,000.00
Out Years \$4,950,000.00
\$5,250,000.00 Total - HAS Revenue Fund (8001)

Prior appropriations:
N/A

RECOMMENDATION: (Summary)

Enact an ordinance authorizing and approving a contract with Cohen Group, Inc. for On-Call Marketing and Media Buy Consulting Services for the Houston Airport System.

Specific Explanation:

A Request for Proposals (RFP) was advertised for on-call marketing and media buy consulting services for the Houston Airport System. Three proposals were received (Cohen Group, Inc., BQR, and Fuse Ideas) of which two met the minimum requirements (Cohen Group, Inc. and BQR). The evaluation committee, comprised of HAS staff, evaluated and ranked the proposals based on Pricing Form/Fee Schedule, Experience/Qualifications, Staffing, Staff Hourly Rate, and M/WBE Participation. Cohen Group, Inc. was recommended as the best respondent.

On-call marketing and media buy consulting services that are to be provided under this contract to support Air Service Development, Airport Parking, and other marketing initiatives include the following:

- Develop marketing and promotional plans
- Recommend and purchase media
- Assist with creative development and ad copy
- Assist with defining brand guidelines and standards
- Perform other marketing initiatives as requested

The term of the contract is five (5) years with two (2) optional one (1) year extensions.

Hire Houston First:

The proposed contractor meets the requirements of Hire Houston First.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

[Handwritten Signature]

Other Authorization:

Date
April 16, 2013

Subject: Approve a Contract for On-Call Marketing and Media Buy Consulting Services for the Houston Airport System.

LK

Page
2 of 2

Pay or Play Program:

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

M/WBE Participation:

The M/WBE goal for this contract is eight percent (8%) of marketing services expenditures. It is anticipated that marketing expenditures will comprise around twenty percent (20%) of total contract value, while the rest is anticipated to be spent on the purchase of media, which mostly involves ad placement. Cohen Group has designated Savage Design Group, Inc. as their M/WBE subcontractor.

Due to the on-call nature of the work to be performed under this agreement, the amount of work required of the M/WBE firm will be identified as the scopes of projects evolve. The HAS Office of Business Opportunity has reviewed this participation plan.