

**AGENDA - COUNCIL MEETING - TUESDAY - DECEMBER 17, 2013 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

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

**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 - DECEMBER 18, 2013 - 9:00 A. M.**

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

**MAYOR'S REPORT** - Report from U. S. Postal Service

**CONSENT AGENDA NUMBERS 1 through 40**

**ACCEPT WORK** - NUMBERS 1 and 2

1. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$247,172.77 and acceptance of work on contract with **JERDON ENTERPRISE, L. P.** for West End Park - Phase II - 3.95% over the original contract amount and under 5% contingency amount - **DISTRICT C - COHEN**
2. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$239,044.00 and acceptance of work on contract with **RESICOM, INC** for Lake Houston Park - Left Turn Lane - 9.20% over the original contract amount and under 10% contingency amount

**AGENDA - DECEMBER 18, 2013 - PAGE 2**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 3 through 9

3. **BASELINE PAVING AND CONSTRUCTION, INC** for purchase of Construction Services to Install Heating Ventilation and Air Conditioning Systems and Associated Equipment through the Interlocal Agreement for Cooperative Purchasing with Harris County Department of Education for General Services Department on behalf of the Houston Fire Department and the Houston Police Department - \$130,624.00 and contingencies for a total amount not to exceed \$143,686.40 In-House Renovation Revolving Fund
4. **NATIONAL FORENSIC SCIENCE TECHNOLOGY CENTER, INC** for purchase of specialized On-Site Training Program for Firearms Examiners for the Houston Police Department \$153,542.16 - Houston Forensic Science LGC Fund
5. **HUFF & MITCHELL, INC** for Emergency Sanitary Sewer Gravity Line Rehabilitation Services for the Department of Public Works & Engineering - \$98,500.00 - Enterprise Fund - **DISTRICT I - RODRIGUEZ**
6. **ITT CORPORATION DBA GOULDS PUMPS, INC** for Emergency Pump Repair Services for the Department of Public Works & Engineering - \$69,297.34 - Enterprise Fund - **DISTRICT B - DAVIS**
7. **CTS CONSOLIDATED TELECOM SERVICES LLC** for Professional Services and Equipment for the Development of a Radio Communications Tower Site through the Texas Department of Information Resources for the Department of Public Works & Engineering - \$507,442.48 Police Consolidated Construction Fund
8. **PHILIP RECLAMATION SERVICES, HOUSTON, INC** for Household Hazardous Waste Collection, Transportation and Disposal Services through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Various Departments \$1,400,000.00 - Storm Water Fund
9. **MARTIN PRODUCTS SALES, LLC DBA MARTIN ASPHALT** for purchase of Aggregate Asphaltic from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for Various Departments - 44 months with two one-year options

**ORDINANCES** - NUMBERS 10 through 40

10. ORDINANCE amending Ordinance No. 2011-1132, as amended, to increase the maximum contract amount; approving and authorizing first amendment to contract between the City and **PAPPAS & SUCHMA, P.C.**, for Professional Legal Services - \$390,000.00 Worker's Compensation Revolving Fund
11. ORDINANCE amending Ordinance Number 2013-0809 (passed by City Council on September 18, 2013) to increase the maximum contract amount and approving and authorizing a first amendment to an agreement for Legal Services between the City and **SUSMAN GODFREY L.L.P.** for Representation of the City in pending litigation against Xerox State and Local Solutions, Inc. a/k/a and f/n/a ACS State and Local Solutions, Inc., in the United States District Court for the Southern District of Texas Case No. 4:13-CV-02532 - \$250,000.00 - General Fund
12. ORDINANCE approving and authorizing task order contracts between the City of Houston and **COLLABORATE ARCH, LLC, ENGLISH + ASSOCIATES ARCHITECTS, INC** and **PROZIGN, INC** for Professional Architectural Services, contingent on contractors' submission of all required contract documents; providing a maximum contract amount - 3 years each contract

**ORDINANCES** - continued

13. ORDINANCE appropriating \$637,798.00 out of General Improvement Consolidated Construction Fund, \$998,800.00 out of Fire Consolidated Construction Fund, \$517,000.00 out of Parks Consolidated Construction Fund, \$852,140.00 out of Police Consolidated Construction Fund, \$87,797.00 out of Solid Waste Consolidated Construction Fund, \$77,000.00 out of Public Library Consolidated Construction Fund, and \$946,698.00 out of Public Health Consolidated Construction Fund, for the Task Order and Job Order Contracting Program to address FY2014 Facility Condition Assessments Priority 1 and 2 Deficiencies
14. ORDINANCE approving and authorizing an Updated Carrier Incentive Program for the Houston Airport System; providing a maximum program amount - \$15,000,000.00 – Enterprise Fund **DISTRICTS B - DAVIS and I - RODRIGUEZ**
15. ORDINANCE approving first amendment to Economic Development and Program Administration Agreement between the City of Houston, Texas and **HOUSTON FIRST CORPORATION**
16. ORDINANCE approving and authorizing an agreement between the City of Houston and **AT&T CORP.** for a Central Office-Based Business Communications System Services (Plexar) for Houston Information Technology Services; providing a maximum contract amount - \$2,000,000.00 2 years with three one-year options - Central Service Revolving Fund
17. ORDINANCE awarding contract to **CASCADIA CONSULTING GROUP, INC** for Waste Characterization Study for the Solid Waste Management Department; providing a maximum contract amount - \$247,448.00 - General and Grant Funds
18. ORDINANCE approving and authorizing a contract between the City and **MCCONNELL & JONES LLP/BANKS, FINLEY, WHITE & CO., a Joint Venture Partnership** known as M&J/BFW Team for Professional Auditing Services; providing a maximum contract amount \$7,000,000.00 3 years with two one-year options - General Fund
19. ORDINANCE amending Ordinance No. 2010-779 which prohibited the use of designated groundwater beneath three tracts of land containing 8.4821 acres commonly known as 401 Tallowood, 417 Tallowood, 12534 Memorial Drive, Houston, Texas, and portions of Tallowood and Memorial Drive rights of way, Houston, Harris County Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality; providing for severability - **DISTRICT G - PENNINGTON**
20. ORDINANCE appropriating \$872,900.00 out of Metro Projects Construction DDSRF; approving and authorizing Public Highway At-Grade Crossing Agreement between **UNION PACIFIC RAILROAD COMPANY** and the City of Houston, Texas, for Reconstruction of a railroad crossing at the intersection of West Tidwell (Tanner) and Hempstead Highway, Houston, Texas **DISTRICT A - BROWN**
21. ORDINANCE consenting to the addition of 65.3065 acres of land to **CNP UTILITY DISTRICT**, for inclusion in its district
22. ORDINANCE consenting to the addition of 226.50 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 142**, for inclusion in its district
23. ORDINANCE consenting to the addition of 21.5097 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 185**, for inclusion in its district
24. ORDINANCE consenting to the addition of 15.00 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 220**, for inclusion in its district

**ORDINANCES** - continued

25. ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 495**
26. ORDINANCE consenting to the addition of 15.1019 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 36**, for inclusion in its district
27. ORDINANCE consenting to the addition of 32.234 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 60**, for inclusion in its district
28. ORDINANCE consenting to the addition of 76.8594 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 67**, for inclusion in its district
29. ORDINANCE consenting to the addition of 5.0942 acres of land to **SPRING WEST MUNICIPAL UTILITY DISTRICT**, for inclusion in its district
30. ORDINANCE approving and authorizing an Interlocal Agreement between the City of Houston and **HOUSTON DOWNTOWN MANAGEMENT DISTRICT** for a Transportation Enhancement Project including the repair, replacement, and/or widening of Houston Southeast Downtown Sidewalks - **DISTRICT I - RODRIGUEZ**
31. ORDINANCE appropriating \$500,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to a Professional Engineering Services Contract between the City of Houston and **BROWN & GAY ENGINEERS, INC** for Pre-Engineering of Storm Water Drainage Improvements (approved by Ordinance No. 2011-0505)
32. ORDINANCE approving and authorizing first amendment and appropriating \$775,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **HALFF ASSOCIATES, INC** for Pre-Engineering of Storm Water Drainage Improvements (approved by Ordinance No. 2012-0224)
33. ORDINANCE approving and authorizing first amendment and appropriating \$775,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **CIVILTECH ENGINEERING, INC** for Pre-Engineering of Storm Water Drainage Improvements (approved by Ordinance No. 2012-0225)
34. ORDINANCE approving and authorizing first amendment and appropriating \$775,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **WALTER P. MOORE AND ASSOCIATES, INC** for Pre-Engineering of Storm Water Drainage Improvements (approved by Ordinance No. 2012-0226)
35. ORDINANCE appropriating \$12,734,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for Plants 1 & 2 High Service Pump Station Switchgear Improvements at the East Water Purification Plant; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - MARTIN**

**ORDINANCES** - continued

36. ORDINANCE appropriating \$24,150.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to the Professional Engineering Services contract between the City of Houston and **JONES & CARTER, INC** for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project (approved by Ordinance No. 2012-0166); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT C - COHEN**
37. ORDINANCES granting to the following listed as A through C, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions and making certain findings related thereto  
**FIRST READING**  
A. **HOLCOMB ENVIRONMENTAL OIL SERVICES LLC**, a Texas Limited Liability Company  
B. **TOMMY MILES GARBAGE SERVICE**, a Texas Partnership  
C. **THE DUMPSTER GUYS, LLC**, a Texas Limited Liability Company
38. ORDINANCES granting to the following listed as A through N, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions and making certain findings related thereto  
**FIRST READING**  
A. **TEXAS ENVIRONMENTAL CONTROL, INC**, a Texas Corporation  
B. **SPECIALIZED MAINTENANCE SERVICES, INC**, a Texas Corporation  
C. **K & S CONSTRUCTION SERVICES, LLC**, a Texas Limited Liability Company  
D. **STERICYCLE SPECIALTY WASTE SOLUTIONS, INC**, a Delaware Corporation  
E. **LEGACEE INTERNATIONAL ENVIRONMENTAL SERVICES, INC**, a Texas Corporation  
F. **DANIEL RODRIGUEZ DBA A-HAWK GREASE TRAP**, a Texas Sole Proprietorship  
G. **AMIR BENJAMIN DBA JAYCO VACUUM SERVICES**, a Texas Sole Proprietorship  
H. **J.A. GAMEZ TRUCKING SERVICES**, a Texas Partnership  
I. **CLEANER EARTH GROUP, LLC**, a Texas Limited Liability Company  
J. **COMBS INDUSTRIAL SERVICES, INC. DBA ONSITE ENVIRONMENTAL**, a Tennessee Corporation  
K. **MAGNOLIA ENVIRONMENTAL SERVICES**, a Texas Partnership  
L. **ALFRED SAVOY JR. DBA DIRT WORKS UNLIMITED**, a Texas Sole Proprietorship  
M. **SET ENVIRONMENTAL, INC**, an Illinois Corporation  
N. **AARON OIL COMPANY, INC**, a Texas Corporation
39. ORDINANCES Nos. 2013-1135 to 2013-1140, passed first reading December 11, 2013 for Ordinances granting to the following listed as A through F, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions and making certain findings related thereto  
**SECOND READING**  
A. **DANIELS SHARPSMART, INC**, a Delaware Corporation - **(2013-1135)**  
B. **R. M. WOODS INC DBA DRANE RANGER VACUUM SERVICE**, a Texas Corporation - **(2013-1136)**  
C. **WASTE PARTNERS OF TEXAS, INC**, a Delaware Corporation - **(2013-1137)**  
D. **TAP INC DBA TAP ENVIRONMENTAL**, a Texas Corporation - **(2013-1138)**  
E. **INTERGULF CORPORATION, INC**, a Texas Corporation - **(2013-1139)**  
F. **WASTEWATER TRANSPORT SERVICE, LLC**, a Texas Limited Liability Company - **(2013-1140)**

**ORDINANCES** - continued

40. ORDINANCES Nos. 2013-1112 to 2013-1116, passed first reading December 4, 2013 for Ordinances granting to the following listed as A through E, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions and making certain findings related thereto

**THIRD AND FINAL READING**

- A. **GRACE DISPOSAL SYSTEM, LLC DBA ROYAL DISPOSAL & RECYCLE**, a Texas Limited Liability Company - **(2013-1112)**
- B. **TUCO BROTHERS WASTE, INC**, a Texas Corporation - **(2013-1113)**
- C. **BFI WASTE SERVICES OF TEXAS, LP**, a Delaware Limited Partnership - **(2013-1114)**
- D. **DANIEL HOLDEN DBA MR. PUMPER SEWER SERVICE**, a Texas Sole Proprietorship **(2013-1115)**
- E. **JANUARY TRANSPORT, INC**, a Texas Corporation - **(2013-1116)**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBERS 41 through 53A

41. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,500,663.51 and acceptance of work on contract with **TIKON GROUP, INC** for Streetscape Enhancements along light Rail Lines, Work Authorization, Southeast Corridor 0.69% under the original contract amount - **DISTRICTS D - ADAMS, H - GONZALEZ and I - RODRIGUEZ** - **TAGGED BY COUNCIL MEMBER DAVIS**  
This was Item 10 on Agenda of December 11, 2013

42. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,419,549.28 and acceptance of work on contract with **R. J. CONSTRUCTION COMPANY, INC** for Lift Station Renewal and Replacement – Green Crest and Fairway Lift Stations – 3.43% under the original contract amount - **DISTRICTS G - PENNINGTON and I - RODRIGUEZ**  
**TAGGED BY COUNCIL MEMBERS DAVIS AND GREEN**  
This was Item 11 on Agenda of December 11, 2013

43. RECOMMENDATION from Director Department of Public Works and Engineering for approval of final contract amount of \$2,772,196.76 and acceptance of work on contract with **METRO CITY CONSTRUCTION, L.P.** for Water Line Replacement in Kingspoint Area - 4.36% under the original contract amount - **DISTRICT E - MARTIN**  
**TAGGED BY COUNCIL MEMBERS DAVIS AND GREEN**  
This was Item 13 on Agenda of December 11, 2013

**MATTERS HELD** - continued

44. RECOMMENDATION from Director Department of Public Works and Engineering for approval of final contract amount of \$1,302,643.78 and acceptance of work on contract with **HUFF AND MITCHELL, INC** for On-Call Rehabilitation to Large Diameter Water Lines, Valves and Appurtenances Package No. 8 - 3.51% under the original contract amount  
**TAGGED BY COUNCIL MEMBERS DAVIS AND GREEN**  
This was Item 14 on Agenda of December 11, 2013
45. RESOLUTION approving the creation of the City of Houston Cultural Education Facilities Finance Corporation; approving the certificate of formation and bylaws thereof; appointing initial board of directors; and containing other provisions relating to the subject; providing an effective date  
**TAGGED BY COUNCIL MEMBERS BROWN AND LASTER**  
This was Item 22 on Agenda of December 11, 2013
46. ORDINANCE **AMENDING CHAPTER 3 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Alcohol Free Zones; containing findings and other provisions relating to the foregoing subject; providing for severability  
**TAGGED BY COUNCIL MEMBERS BURKS, BRADFORD AND COHEN**  
This was Item 24 on Agenda of December 11, 2013
47. ORDINANCE **AMENDING SECTION 24-5 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Government and use of Library System property  
**TAGGED BY COUNCIL MEMBER LASTER**  
This was Item 25 on Agenda of December 11, 2013
48. WRITTEN Motion by Council Member Christie to amend Item 48A to amend Sec. 28-502 of proposed Ordinance **AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES**, relating to Consumer Protection and Regulation of Credit Access Businesses  
**TAGGED BY COUNCIL MEMBER COSTELLO**
- a. ORDINANCE **AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to Consumer Protection and Regulation of Credit Access Businesses; containing findings and other provisions relating to the foregoing subject; providing for severability; providing an effective date - **TAGGED BY COUNCIL MEMBER DAVIS AND BURKS**  
This was Item 26 on Agenda of December 11, 2013
49. ORDINANCE approving and authorizing a revised and restated agreement between **AUTOMATION NATION INC** and the City of Houston (approved by Ordinance No. 2005-1399, as amended) for Handling, Marketing and Sale of Biosolids for the Department of Public Works & Engineering – Revenue - **TAGGED BY COUNCIL MEMBERS DAVIS AND GREEN**  
This was Item 41 on Agenda of December 11, 2013
50. ORDINANCE approving and authorizing Amendment No. 3 to a lease agreement between the City of Houston and **SOUTHWEST AIRLINES CO.** for certain premises at William P. Hobby Airport - **DISTRICT I – RODRIGUEZ** - **TAGGED BY COUNCIL MEMBER PENNINGTON**  
This was Item 43 on Agenda of December 11, 2013
51. ORDINANCE approving and authorizing an airport advertising concession agreement between the City of Houston and **THE JOINT VENTURE FOR THE ADVERTISING CONCESSION AT HOUSTON AIRPORTS, LLC** at George Bush Intercontinental Airport/Houston and William P. Hobby Airport - **DISTRICTS B - DAVIS and I - RODRIGUEZ**  
**TAGGED BY COUNCIL MEMBERS DAVIS AND COSTELLO**  
This was Item 46 on Agenda of December 11, 2013

**MATTERS HELD** - continued

52. ORDINANCE appropriating \$6,600,000.00 out of Airports Improvement Fund as an additional appropriation to the On-Call Professional Design Services Contracts between the City of Houston and **REYNOLDS, SMITH AND HILLS, INC, JACOBS ENGINEERING GROUP, INC AND PIERCE GOODWIN ALEXANDER & LINVILLE, INC** (Project Nos. 715A, 715B and 715C); amending ordinance 2012-839 to increase the maximum contract amount – **DISTRICTS B - DAVIS; E - MARTIN and I - RODRIGUEZ**  
**TAGGED BY COUNCIL MEMBERS GREEN AND DAVIS**  
This was Item 48 on Agenda of December 11, 2013
53. WRITTEN MOTION by Council Member Brown to amend Item 53A to amend Section 9 of proposed Ordinance **AMENDING CHAPTERS 8 AND 28 OF THE CODE OF ORDINANCES**, relating to Automotive Dealers  
**TAGGED BY COUNCIL MEMBERS BRADFORD, GREEN AND HOANG**
- a. ORDINANCE **AMENDING CHAPTERS 8 AND 28 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to Automotive Dealers; containing findings other provisions relating to the foregoing subject; providing for severability - **TAGGED BY COUNCIL MEMBER LASTER**  
This was Item 63 on Agenda of December 11, 2013

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Davis 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



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work Jerdon Enterprise, L.P. West End Park - Phase II WBS No. F-000752-0002-4	<b>Page</b> 1 of 1	<b>Agenda Item</b>  /
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 12/9/13	<b>Agenda Date</b> DEC 18 2013
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> 11/27/13	<b>Council District affected:</b> C
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<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2013-0064, Dated January 23, 2013
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**RECOMMENDATION:** The General Services Department recommends approval of final contract amount of \$247,172.77 and acceptance of work on contract with Jerdon Enterprise, L.P. for West End Park - Phase II – 3.95% over the original contract amount and under the 5% contingency.

<b>Amount and Source of Funding:</b> No Additional Funding Required	<b>Finance Budget:</b>
<b>Previous Funding:</b> \$ 221,630.00 Parks & Recreation Dedication Fund (4035) \$ 50,000.00 Parks Special Fund (4012) \$ 271,630.00 Total Funding	

**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$247,172.77 or 3.95% over the original contract amount, accept the work and authorize final payment to Jerdon Enterprise, L.P. for construction services in connection with the West End Park - Phase II for the Houston Parks and Recreation Department.

**PROJECT LOCATION:** 1418 Patterson (492H)

**PROJECT DESCRIPTION:** The project removed the existing playground edge, existing electrical service pole and light fixture; constructed a new concrete playground border; replenished fall surface material and added playground drainage, plaza with seat wall, entry columns, new light fixtures, electrical service upgrade with fence enclosure, and landscape including shade trees, fine grading, solid sod, and irrigation.

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

**CONTRACT COMPLETION AND COST:** The contractor completed the project within 186 days: the original contract time of 90 days, plus 96 days approved by Change Orders. The final cost of the project including Change Orders is \$247,172.77, an increase of \$9,395.00 over the original contract amount

**PREVIOUS CHANGE ORDERS:** Change Orders 1-3 installed a new tap and meter; a new irrigation pressure vacuum breaker; removed and replaced 24 linear feet of sidewalk to connect with the new entry plaza, and added non-compensable days to the contract.

SM:JLN:RAV:LJ:DE:de

cc: Marta Crinejo, Mark Ross, Jacquelyn L. Nisby, Carlecia D. Wright, Luci Correa, Calvin Curtis, Morris Scott, Chris Gonzales, Yuhayna McCoy, Gabriel Mussio, Martha Leyva, Beatrice Ornelas, File 1108

**REQUIRED AUTHORIZATION**

CUIC #25PARK216 NDT

**General Services Department:**

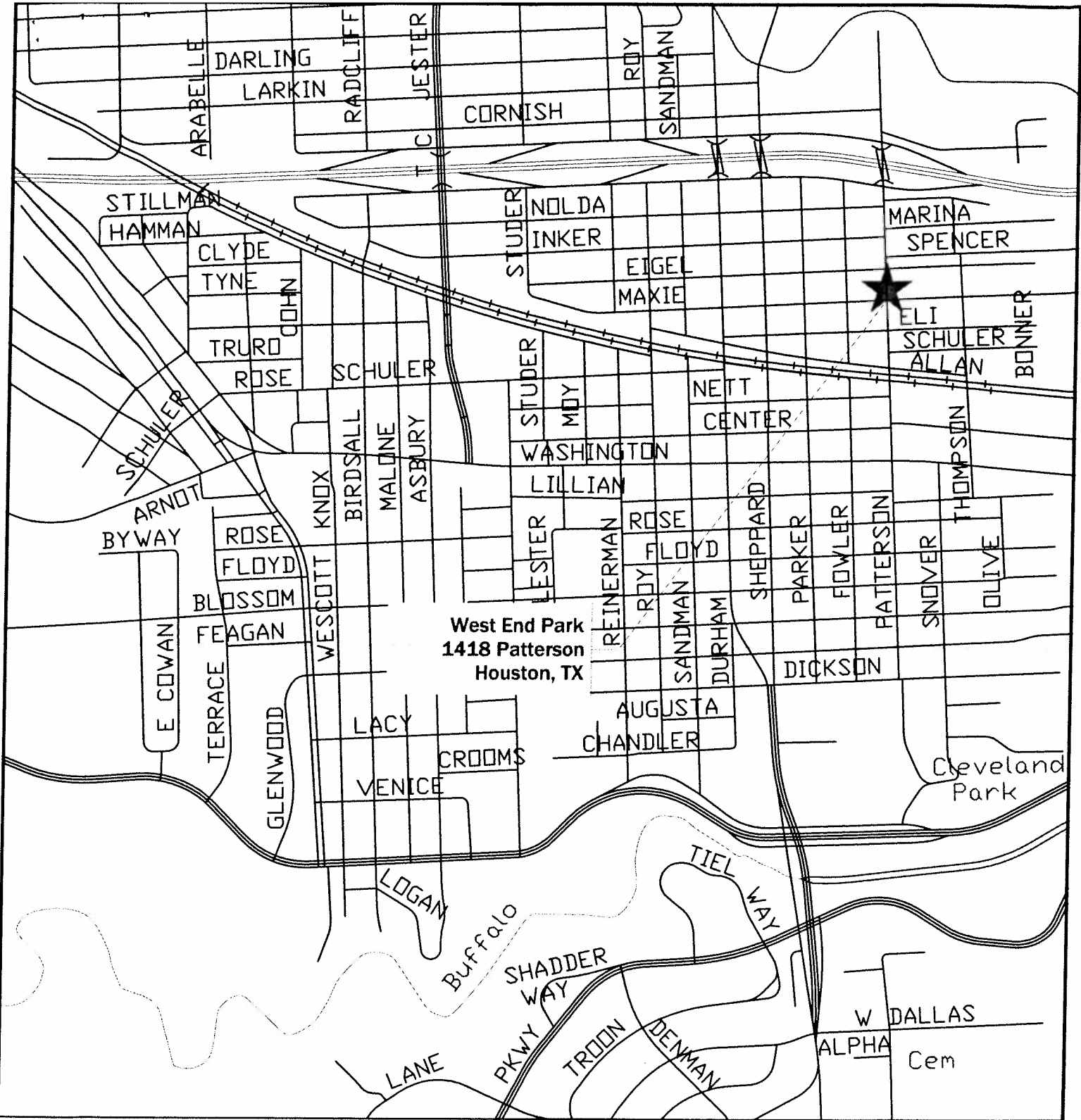
*[Signature]*

Richard A. Vella  
Chief of Design & Construction

**Houston Parks and Recreation Department:**

*[Signature]*

Joe Turner  
Director



West End Park  
 1418 Patterson  
 Houston, TX

**West End Park**  
**1418 Patterson**  
**Houston, TX 77007**

<b>SUBJECT:</b> Accept Work Resicom, Inc. Lake Houston Park – Left Turn Lane WBS No. F-000695-0004-4	<b>Page</b> 1 of 1	<b>Agenda Item</b> <span style="font-size: 2em; font-family: cursive;">2</span>
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<b>FROM (Department or other point of origin):</b> General Services Department	<b>Origination Date</b> 12/12/13	<b>Agenda Date</b> DEC 18 2013
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<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <span style="font-size: 1.5em; font-family: cursive;">Scott Minnix</span> 11/27/13	<b>Council District(s) affected:</b> ETJ
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<b>For additional information contact:</b> Jacquelyn L. Nisby <span style="font-size: 1.5em; font-family: cursive;">JL Nisby</span> Phone: 832-393-8023	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2010-1061, December 22, 2010
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**RECOMMENDATION:** The General Services Department recommends approval of final contract amount of \$239,044.00 and acceptance of work on contract with Resicom, Inc. for Lake Houston Park – Left Turn Lane – 9.20% over the original contract amount and under the approved 10% contingency.

<b>Amount and Source of Funding:</b> No Additional Funding Required  <b>Previous Funding:</b> \$ 247,790.00 Woodlands Regional Participation Fund (2425)	<b>Finance Budget:</b>
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**SPECIFIC EXPLANATION:** The General Services Department recommends that City Council approve the final contract amount of \$239,044.00 or 9.20% over the original contract amount, accept the work and authorize final payment to Resicom, Inc. for construction services in connection with Lake Houston Park – Left Turn Lane for the Houston Parks and Recreation Department.

**PROJECT LOCATION:** 25840 FM 1485 (257Q)

**PROJECT DESCRIPTION:** The project widened the westbound lane (north side) of FM 1485 in New Caney east of the Peach Creek Bridge to serve the new entry into Lake Houston Wilderness Park. All required signage and striping was included in the roadway project. A new concrete entry driveway with culvert crossings was constructed along with the installation of bulkheads, guardrails and cables at four existing intermittent stream crossings on the park road. The design consultant for this project was the SWA Group.

**CONTRACT COMPLETION AND COST:** The contractor completed the project within 816 days: the original contract time of 90 days plus 726 days approved by Change Orders. The final cost of the project including Change Orders is \$239,044.00, an increase of \$20,144.00 over the original contract amount.

**PREVIOUS CHANGE ORDERS:** Change Orders 1-2 resized two drain pipes, removed three existing culverts and provided additional traffic control devices. Due to extreme drought conditions an additional 631 days were added to the contract to re-establish vegetation in the drainage swale and the north side embankment.

SM:JLN:RAV:LC:CP:cfp  
 c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Mark Ross, Luci Correa, Carlecia D. Wright, Morris Scott, Gabriel Mussio, Lisa Johnson, Martha Leyva, Christopher Gonzales, File 1108

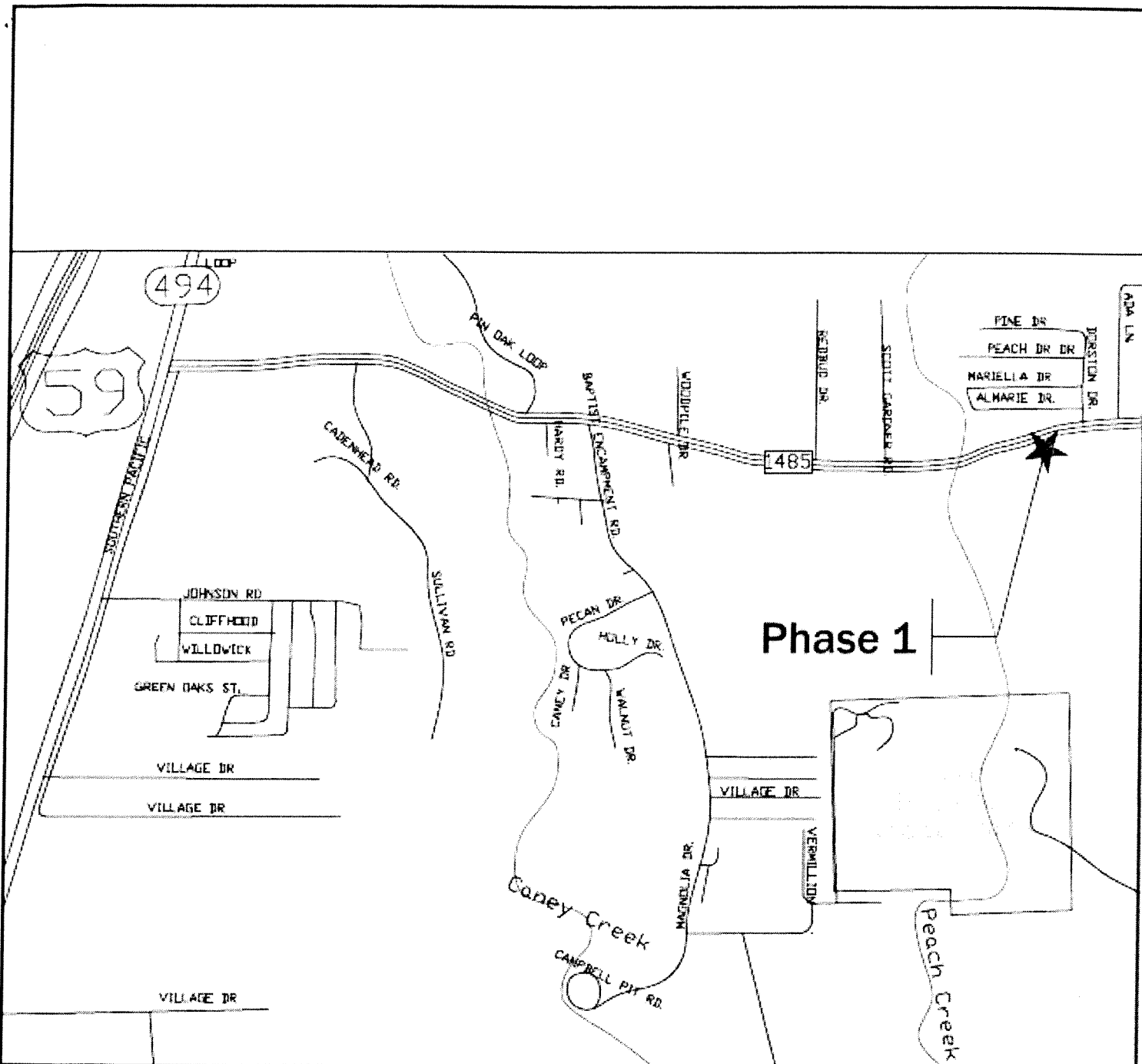
**REQUIRED AUTHORIZATION** CUIC ID # 25PARK215 NDT

**General Services Department:**

Richard A. Vella  
 Chief of Design & Construction Division

**Houston Parks and Recreation Department:**

Joe Turner  
 Director



## Lake Houston Park : Phase 1

25840 FM 1485  
HOUSTON, TX 77357

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9914**

**Subject:** Approve the Purchase of Construction Services to Install Heating Ventilation and Air Conditioning Systems and Associated Equipment for the General Services Department on behalf of the Houston Fire Department and the Houston Police Department S50-C24820E

Category #  
4

Page 1 of 2

Agenda Item

3

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

December 06, 2013

**Agenda Date**

**DEC 18 2013**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
For additional information contact:  
Jacquelyn L. Nisby      Phone: (832) 393-8023  
Ray DuRousseau      Phone: (832) 393-8726

**Council District(s) affected**  
A, B

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

**RECOMMENDATION: (Summary)**

Approve the purchase of construction services to remove, furnish and install heating ventilation and air conditioning systems and associated equipment in the total amount of \$130,624.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$13,062.40 for a total amount not to exceed \$143,686.40 through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the General Services Department on behalf of the Houston Fire Department and the Houston Police Department.

Award Amount: \$143,686.40

**Finance Budget**

\$143,686.40 - GSD - In-House Renovation Revolving Fund (1003)

**SPECIFIC EXPLANATION:**

The Director of the General Services Department and the City Purchasing Agent recommend that City Council approve the purchase of construction services to remove, furnish and install heating ventilation and air conditioning (HVAC) systems and associated equipment in the total amount of \$130,624.00 and contingencies (10% for unforeseen changes within the scope of work) in the amount of \$13,062.40 for a total amount not to exceed \$143,686.40 through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the General Services Department on behalf of the Houston Fire and Police Departments and that authorization be given to issue purchase orders, as required, to the Harris County Department of Education contractor, Baseline Paving and Construction, Inc. The existing 30 plus year old HVAC systems are being replaced as part of an extensive renovation plan at Fire Station No. 66 and the Police Training Academy.

The scope of work requires the construction contractor to provide all equipment, labor, materials, tools, supervision and transportation necessary to remove, demolish and properly dispose of the existing ductwork in the designated area at the Houston Police Department's Training Academy Indoor Shooting Range located at 17,000 Aldine Westfield, Building "E", Houston, Texas; and furnish and install one new 10 ton air conditioning roof-top unit, one new split (cool) system, one new air filtration system, three new thermostats, new ductwork and all associated equipment/materials.

The contractor shall be required to furnish and install at Fire Station No. 66, located at 5800 Teague, two HVAC split 12.5 ton systems and one 11,500 BTU packaged terminal wall air condition unit for the IT room, four 60,000 BTU gas heaters, eight exhaust fan systems, one kitchen vent hood, one carbon monoxide exhaust system and one Honeywell E3 Point Toxic and Combustible gas detector stand-alone system and fabricate and install all ductwork and associated equipment/materials. Additionally, the contractor shall be required to make final connections to all gas lines. Materials and workmanship shall be warranted for one-year and the contractor shall have 45 calendar days to concurrently complete the work on both projects

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MCT*

Date: 12/6/2013	Subject: Approve the Purchase of Construction Services to Install Heating Ventilation and Air Conditioning Systems and Associated Equipment for the General Services Department on behalf of the Houston Fire Department and the Houston Police Department S50-C24820E	Originator's Initials AL	Page 2 of 2
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after receipt of the notice to proceed.

**Hire Houston First:**

This procurement is exempt from the City's Hire Houston First Ordinance. The department is utilizing an Interlocal Agreement or Cooperative Purchasing Agreement for this purchase.

**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. This procurement is exempt from the City's 'Pay or Play' Program. The department is utilizing an Interlocal or Cooperative Purchasing Agreement for this purchase.

Buyer: Art Lopez

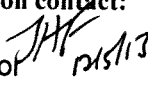
**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

<b>Subject:</b> Purchase of specialized On-Site Training Program for Firearms Examiners of the Houston Police Department	Category #	Page 1 of 1	Agenda Item <span style="font-size: 2em; vertical-align: middle;">4</span>
--------------------------------------------------------------------------------------------------------------------------	------------	-------------	-------------------------------------------------------------------------------

<b>FROM (Department or other point of origin):</b> Charles A. McClelland, Jr. Chief of Police Houston Police Department	<b>Origination Date</b> December 5, 2013	<b>Agenda Date</b> <span style="font-size: 1.5em;">DEC 18 2013</span>
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<b>DIRECTOR'S SIGNATURE</b> 	<b>Council District(s) affected</b>
---------------------------------------------------------------------------------------------------------------	-------------------------------------

<b>For additional information contact:</b> Joseph A. Fenninger  Phone: (713) 308-1708 CFO & Deputy Director	<b>Date and Identification of prior authorizing Council Action:</b>
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------

**RECOMMENDATION: (Summary)**  
Approve a Motion for the purchase of a firearms examiners training program for three new hires in the amount of \$153,542.16 to National Forensic Science Technology Center, Inc. for the Houston Police Department.

<b>Award Amount:</b> \$153,542.16	<b>Finance Budget</b>
\$153,542.16 – Houston Forensic Science LGC Fund (Fund 2213)	

**SPECIFIC EXPLANATION:**

The Chief of the Houston Police Department recommends that City Council approve the purchase of one twenty-four (24) week on-site firearms examiners training program for three new hires from National Forensic Science Technology Center, Inc. ("NFSTC") for the Houston Police Department, and that authorization be given to issue a purchase order(s).

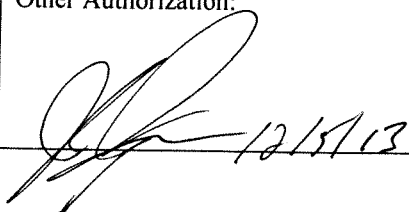
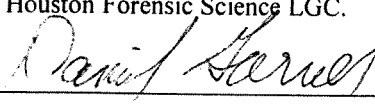
Firearms examiners are responsible for conducting microscopic examinations of firearms evidence, preparing and issuing reports, and testifying in court as expert witnesses. The HPD Crime Lab has based its firearms examiner training curriculum on the program developed by the Association of Firearm and Toolmark Examiners. This specialized training instructs on the use and application of microscopic comparisons of bullets and cartridge cases, the study and history of ammunition, the history of firearms and firearm identification, court testimony, and firearm functionality. Upon completion of HPD's training program, and having undergone a period of supervised casework, the employee assumes the duties of a firearms examiner.

Historically, the Firearms Section of the HPD Crime Lab has utilized its experienced firearms examiners to instruct examiner trainees. As a consequence, these in-house instructors are not able to continue working on assigned cases while training, resulting in longer processing times for Firearms cases. In order to process cases in a timely manner, it will be necessary to train these new firearms examiners through outside training.

HPD solicited bids from vendors for a contract to conduct on-site training for the most time-consuming modules of the training program. Of the bids received, HPD chose National Forensic Science Technology Center, Inc. for its past performance of delivering comparable training to other law enforcement agencies.

Purchase Requisition: 10177742

**REQUIRED AUTHORIZATION**

<b>Finance Department:</b>	<b>Other Authorization:</b> 	<b>Acknowledged By:</b> Dr. Daniel Garner, President and CEO Houston Forensic Science LGC. 
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**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9922**

**Subject:** Emergency Sanitary Sewer Gravity Line Rehabilitation Services for the Public Works & Engineering Department  
S12-E24663

Category #  
4

Page 1 of 1

Agenda Item

5

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

November 18, 2013

**Agenda Date**

**DEC 18 2013**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
For additional information contact:  
David Guemsey Phone: (832) 395-3640  
Ray DuRousseau Phone: (832) 393-8726

**Council District(s) affected**

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

1

**RECOMMENDATION: (Summary)**

Approve payment to Huff & Mitchell, Inc. in the total amount of \$98,500.00 for emergency sanitary sewer gravity line rehabilitation services for the Public Works & Engineering Department.

Payment Amount: \$98,500.00

**Finance Budget**

\$98,500.00 - Water and Sewer System Operating Fund (Fund 8300)

**SPECIFIC EXPLANATION:**

The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council approve payment to Huff & Mitchell, Inc. in the total amount of \$98,500.00 for emergency sanitary sewer gravity line rehabilitation services for the Public Works & Engineering Department and that authorization be given to issue a purchase order.

In mid-April, 2013, the 6" sanitary sewer gravity line that crosses the Metro Rail Corridor, 1720 Main Street, partially collapsed disrupting sanitary sewer service to the Christian Science Reading Room at the First Church of Christ, Scientist, Houston. The collapsed sanitary sewer gravity line also posed an imminent threat to the health and safety of the citizens traversing this area, which is located in a heavily traveled portion of the Houston Central Business District. The Strategic Purchasing Division issued an emergency purchase order to address the emergency.

The scope of work required the contractor to immediately mobilize and provide all labor, materials, equipment, permits, insurance, bonds, supervision and transportation necessary to replace approximately 50 linear feet of 6" sanitary sewer gravity line and reconnect the line to the sewer riser located under the eastbound lane of Main Street. The contractor's responsibilities included, but were not limited to providing traffic control, environmental and laboratory testing, below grade trenching and excavating, removing and replacing pavement and restoring the disturbed property, including backfilling and vegetation, to its original condition. The contractor was also required to remove all debris and excess project materials subsequent to completion of the work.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) "a procurement necessary to preserve or protect the public health and safety of the municipality's residents" of the Texas Local Government Code for exempted procurements.

Martin L. King

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MLK*

4



**REQUEST FOR COUNCIL ACTION**

RCA# 9881

**TO:** Mayor via City Secretary

**Subject:** Emergency Pump Repair Services for the Public Works & Engineering Department  
S12-E24798

Category #  
4

Page 1 of 1

Agenda Item

6

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

December 09, 2013

**Agenda Date**

DEC 18 2013

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
B

**For additional information contact:**

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

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

**RECOMMENDATION: (Summary)**

Approve payment of emergency purchase order issued to ITT Corporation dba Goulds Pumps, Inc. in the total amount of \$69,297.34 for emergency pump repair services for the Public Works & Engineering Department.

Payment Amount: \$69,297.34

**Finance Budget**

\$69,297.34 - Water and Sewer System Operating Fund (Fund 8300)

**SPECIFIC EXPLANATION:**

The Director of the Public Works & Engineering Department and the City Purchasing Agent recommend that City Council approve payment of emergency purchase order issued to ITT Corporation dba Goulds Pumps, Inc. in the total amount of \$69,297.34 for pump repair services for the Public Works & Engineering Department and that authorization be given to issue a purchase order.

On February 14, 2013, the Department's Drinking Water Operations Branch (DWOB) personnel discovered that Booster Pump No. 6, one of the four large booster pumps, located at the Acres Homes Pumping Station, 1810 Dolly Wright, was not functioning properly. Booster Pump No. 6 pumps for distribution of potable drinking water to City of Houston residents and West Harris County Regional Water Authority customers. This pump circulates up to 20,000 gallons per minute and helps maintain adequate water pressure throughout the City's potable drinking water distribution system. The pump is imperative to the City's compliance with regulations promulgated by the Texas Commission on Environmental Quality. A drop in water pressure could result in a public health and safety hazard and issuance of a "Boil Water Notice". The Strategic Purchasing Division issued an emergency purchase order on February 19, 2013 to address this emergency.

The scope of work required the contractor to provide all labor, materials, equipment, permits, insurance, supervision and transportation necessary to immediately mobilize and remove and replace the pump's impeller, wear and O-rings, thrust and radial bearings; and install a new pump rotating assembly, including alignment and balancing the assembly, as necessary, to restore this large booster pump to near-original operating condition.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2) "a procurement necessary to preserve or protect the public health and safety of the municipality's residents" of the Texas Local Government Code for exempted procurements.

Buyer: Martin L. King

**REQUIRED AUTHORIZATION**

NDT

Finance Department:

Other Authorization:

Other Authorization:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9936**

**Subject:** Approve the Purchase of Professional Services and Equipment for the Development of a Radio Communications Tower Site\S17- H24846

Category #  
4

Page 1 of 1

Agenda Item

7

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

December 04, 2013

**Agenda Date**

**DEC 18 2013**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
For additional information contact:  
Charles T. Thompson Phone: (832) 393-0082  
Joyce Hays Phone: (832) 393-8723

**Council District(s) affected**  
All

**Date and Identification of prior authorizing Council Action:**  
Ord#2013-220 passed 3-20-13

**RECOMMENDATION: (Summary)**

Approve the purchase of professional services and equipment for the development of a radio communications tower site in the total amount not to exceed \$507,442.48 through the Texas Department of Information Resources for the Public Works & Engineering Department.

Award Amount: \$507,442.48

**Finance Budget**

\$507,442.48 - Police Consolidated Construction Fund (4504)

**SPECIFIC EXPLANATION:**

The Chief Information Officer of Houston Information Technology Services (HITS) and the City Purchasing Agent recommend that City Council approve the purchase of professional services and equipment for the development of a radio communications tower site in the total amount not to exceed \$507,442.48 through the Texas Department of Information Resources (DIR) and that authorization be given to issue purchase orders, as necessary, to the DIR Go-Direct vendor CTS Consolidated Telecom Services LLC.

Scope of work requires the contractor to provide all personnel, equipment, labor, necessary incidentals, obtain all permits and approvals to develop a radio communications tower site with a 480' foot guyed radio communications tower to replace a thirty year old tower that recently collapsed.

The radio communications tower site will serve current radio communications and future radio system configurations. The radio tower will be used to support the City's 700 MHz operations, 800 MHz DataTAC, and two UHF FSA antennas, one VHF antenna, and the microwave transport required to provide networking for these services and restore the services that were provided by collapsed radio tower. There are currently 4 microwave antennas detailed in the structural analysis for the collapsed tower.

**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 a Cooperative Purchasing Agreement for this purchase.

**M/WBE Participation:**

Consolidated Telecom Services LLC is a certified M/WBE vendor.

Buyer: Murdock Smith III

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

MS

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9889**

**Subject:** Spending Authority for Household Hazardous Waste Collection, Transportation and Disposal Services through the Houston-Galveston Area Council for Various Departments S30-L24810

Category #  
4

Page 1 of 2

Agenda Item

8

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

December 13, 2013

**Agenda Date**

**DEC 18 2013**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Harry Hayes Phone: (713) 837-9103  
Joyce Hays Phone: (832) 393-8723

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

**RECOMMENDATION: (Summary)**

Approve spending authority to purchase household hazardous waste collection, transportation and disposal services through the Houston-Galveston Area Council (H-GAC) in an amount not to exceed \$1,400,000.00 for various departments.

Spending Authority: \$1,400,000.00

**Finance Budget**

\$1,400,000.00 - Storm Water Fund (2302)

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve spending authority to purchase household hazardous waste collection, transportation and disposal services through the Interlocal agreement for Cooperative Purchasing with H-GAC in an amount not to exceed \$1,400,000.00 for Solid Waste Management and Public Works & Engineering Departments, and that authorization be given to issue purchase orders, as needed, to the H-GAC contractor, Philip Reclamation Services, Houston, Inc. until December 31, 2017. The contract started on January 1, 2013 and shall remain in effect until December 31, 2014. H-GAC has the right to extend the contract for up to three additional 12-month periods, thus the request for spending authority for four years.

The scope of work requires the contractor to provide all labor, materials, equipment, tools and supervision necessary to collect, transport and dispose of household hazardous waste from the City's Environmental Service Center, located at 11500 South Post Oak, on a regularly scheduled weekly basis. The center provides a location where City of Houston residents may drop off – free of charge - materials such as paint, used motor oil, antifreeze, pesticides, bathroom cleaners and pool chemicals. Non-residents living in Harris County can obtain a voucher from Harris County Pollution Control valued at \$75.00 which allows them to drop off up to 100 lbs. of material.

**M/WBE Subcontracting:**

Philip Reclamation Services, Houston, Inc. has agreed to subcontract 23% to the below-named M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>
Pulido Trucking, L.P.	Trucking	\$322,000.00

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

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

Date: 12/13/2013	Subject: Spending Authority for Household Hazardous Waste Collection, Transportation and Disposal Services through the Houston-Galveston Area Council for Various Departments S30-L24810	Originator's Initials RM	Page 2 of 2
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**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 Agreement or Cooperative Purchasing Agreement for this purchase.

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

Buyer: Richard Morris

<b>Estimated Spending Authority</b>			
<b>DEPARTMENT</b>	<b>FY 2014</b>	<b>OUT YEARS</b>	<b>TOTAL</b>
Public Works & Engineering	\$200,000.00	\$1,200,000.00	\$1,400,000.00

Although the drop off facility is a Solid Waste Management Department operation, the service is paid for from a Public Works & Engineering Department funding source.

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9896**

**Subject:** Spending Authority to Purchase Aggregate Asphaltic from the State of Texas Procurement and Support Services Contract for Various Departments  
S35-S24760

Category #  
4

Page 1 of 2

Agenda Item

9

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

November 25, 2013

**Agenda Date**

DEC 18 2013

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

David Guernsey                      Phone: (832) 395-3640  
Desiree Heath                        Phone: (832) 393-8742

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

**RECOMMENDATION: (Summary)**

Approve spending authority to purchase aggregate asphaltic in an amount not to exceed \$1,099,790.00 from the State of Texas Procurement and Support Services Contract for various departments.

Estimated Spending Authority: \$1,099,790.00

**Finance Budget**

\$1,046,500.00 - Dedicated Drainage & Street Renewal Fund (2310)  
\$ 38,500.00 - PW&E Water & Sewer System Operating Fund (8300)  
\$ 14,790.00 - General Fund (1000)  
\$1,099,790.00 - Total

**SPECIFIC EXPLANATION:**

The City Purchasing Agent recommends that City Council approve spending authority to purchase aggregate asphaltic in an amount not to exceed \$1,099,790.00 from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for various departments and that authorization be given to make purchases using purchase orders and the City's purchasing card, as needed, from the State contract supplier, Martin Product Sales, LLC, dba Martin Asphalt for a 44-month period, with two, one year options to renew. This contract consists of slow setting cationic asphalt and rapid setting cationic asphalt emulsion to be used by the Public Works & Engineering Department to repair pot holes, shoulder joints and cracks in the pavement on City streets and by the Parks & Recreation Department to repair parking lots at City parks and recreation centers.

Purchases will be made using the supplier's internet website. This will significantly reduce paper transactions and overall delivery time. Shorter delivery times will reduce the amount of inventories currently maintained by the City and reduce inventory carrying cost.

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

**Hire Houston First:**

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

Buyer: John Dearmon

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

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MS*  
*8*

Date:  
11/25/2013

Subject: Spending Authority to Purchase Aggregate Asphaltic from  
the State of Texas Procurement and Support Services Contract for  
Various Departments  
S35-S24760

Originator's  
Initials  
JD

Page 2 of 2

**ESTIMATED SPENDING AUTHORITY**

<b>DEPARTMENT</b>	<b>FY14</b>	<b>OUT YEARS</b>	<b>TOTAL</b>
Public Works & Engineering	\$217,000.00	\$868,000.00	\$1,085,000.00
Parks & Receptions	\$ 300.00	\$ 14,490.00	\$ 14,790.00
Grand Total	\$217,300.00	\$882,490.00	\$1,099,790.00

02-54



CITY OF HOUSTON  
OFFICE  
of  
BUSINESS OPPORTUNITY  
RECEIVED

Goal Modification  
Request Form

NOV 20 2013

To: Assistant Director  
Office of Business Opportunity



Solicitation Number: S24760

Estimated Dollar Amount: \$ 1,099,790.00

From: John Dearmon/Ted Hockless/ Buyer  
Requestor's Name/Title  
SPD/Public Works and Engineering  
Department

Type of Solicitation: Bid  Proposal  Other

Name and Intent of this Solicitation: Aggregate Asphaltic for Various Departments. This supply contract provides both slow setting and rapid setting water based cationic asphalt emulsion in one and five gallon for asphalt applications.

PREVIOUS CONTRACT (if any): Yes  No

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

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

Why wasn't goal achieved: \_\_\_\_\_

PLEASE SELECT THE TYPE OF GOAL MODIFICATION REQUESTED FROM THE OPTIONS BELOW (Waiver, Reduced Goal, Goal Revision After Advertisement, OR Cooperative or Inter-Local Agreement)

WAIVER

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

Reason for waiver:

- A public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy;
- 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 MWSBE provisions (such as contracts for expert witnesses, certain financial advisors or technical consultants);
- If application of MWSBE 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



If the possible MWSBE participation level based on MWSBE availability would produce negligible MWSBE participation.

Other: \_\_\_\_\_  
\_\_\_\_\_

Detailed Explanation of waiver reason: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**REDUCED GOAL (To be completed by the department prior to advertisement)**

I am requesting a MWBE contract-specific goal below the following citywide goals:

Construction (34%); Professional Services (24%); Purchasing (11%)

Yes  No  If yes, complete a Contract-Specific Goal Setting Worksheet and submit with this form.

**GOAL REVISION AFTER ADVERTISEMENT**

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

Original Goal: \_\_\_\_\_ New Proposed Goal: \_\_\_\_\_

Advertisement Date: \_\_\_\_\_ Number of Solicitations Received: \_\_\_\_\_ Estimated Dollar Amount: \$ \_\_\_\_\_

Detailed reason for request: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**COOPERATIVE OR INTER-LOCAL AGREEMENT**

Is this a Cooperative/Inter-Local Purchasing Agreement? Yes  No  Goal Requested: \_\_\_\_\_

If yes, what type: \_\_\_\_\_ Yes  No

Did Department explore opportunities for using certified firms? Yes  No  N/A

If no, please explain why not: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Concurrence:**

John Deamon 11-20-2013  
Department Initiator Date

Desnee R. Heath 11-20-2013  
Department Director or Designee Date

**Approved by:**


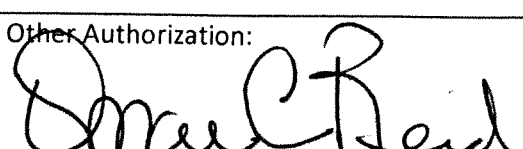
Imelda E. Henry 11/21/13  
OBO Assistant Director or Designee Date

OBO Tracking #: \_\_\_\_\_

OBO Reason: \_\_\_\_\_



**REQUEST FOR COUNCIL ACTION**


<b>TO:</b> Mayor via City Secretary		
<b>SUBJECT:</b> Ordinance relating to Legal Services relating to the City's Workers' Compensation Benefits Program.	Page 1 of 1	Agenda Item <b>10</b>
<b>FROM (Department or other point of origin):</b> Legal Department	<b>Origination Date:</b> 12/12/13	<b>Agenda Date:</b> DEC 18 2013
<b>DIRECTOR'S SIGNATURE:</b>  David M. Feldman, City Attorney	<b>Council District(s) affected:</b>  All	
<b>For additional information contact:</b> Harlan D. Heilman 832-393-6455	<b>Date and Identification of prior authorizing Council Action:</b> Ord. 2011-1132 passed December 14, 2011	
<b>RECOMMENDATION (Summary):</b> That Council adopt an ordinance approving and authorizing a First amendment to the Contract with the law firm of Pappas & Suchma, P.C., to provide Legal Services relating to the City's Workers' Compensation Benefits Program.		
<b>Amount and Source of Funding:</b> \$1,170,000 Initial Maximum Contract Amount \$ 390,000 Allocation Increase \$1,560,000 New Maximum Contract Amount		
Worker's Compensation (Fund 1011) Revolving Fund		
<b>SPECIFIC EXPLANATION:</b>		
<p>On December 14, 2011, City Council passed Ordinance No. 2011-1132, authorizing a four year contract, with two successive one year renewals, with the law firm of Pappas &amp; Suchma, P.C. ("Firm"), to provide Legal Services relating to the City's Workers' Compensation Benefits Program ("Program"). This contract expires on December 31, 2017.</p> <p>The Firm represents the City in Contested Case Hearings (CCH's) before the Texas Department of Insurance, Division of Worker's Compensation. Based upon the historical information provided in the City's Request for Proposal ("RFP"), the Firm submitted a proposal of \$234,000 annually to provide these legal services. However, the actual CCH activity under the agreement has increased over 100% from the City's historical experience (from 27 to 63). In addition to the increase in the number of matters, these cases require additional legal services because employees are disputing the State Appointed Doctor's opinion resulting in more preparation time and appearances at more hearings. As a result of this change in activity, the City and the Firm have agreed to modify the payment amount to the Firm from \$234,000 to \$312,000 annually to reflect the increase in matters handled by the Firm. The hourly rate is \$150 for named partners, which is substantially below market rates and the City's maximum fee schedule.</p> <p>The Legal Department requests that City Council approve this request to increase the Contract amount.</p>		
Finance Director:	Other Authorization: 	Other Authorization:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

<b>SUBJECT:</b> An ordinance amending Ordinance No. 2013-0809 to Increase the Maximum Contract Amount by \$250,000 for a Contract between the City and <b>Susman Godfrey L.L.P.</b> for representation of the City in pending litigation and amending Contract No. 4600012334 to authorize Firm to incur and pay expert witness fees with approval of the City Attorney.	<b>Category #</b>	<b>Page 1 of 1</b>	<b>Agenda Item #</b>  //
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<b>FROM: (Department or other point of origin):</b> Legal Department	<b>Origination Date</b> 9/18/2013	<b>Agenda Date</b> <b>DEC 18 2013</b>
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<b>DIRECTOR'S SIGNATURE:</b> David M. Feldman 	<b>Council Districts affected:</b> All
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<b>For additional information contact:</b> Lynette Fons-Legal 832-393-6282	<b>Date and identification of prior authorizing Council Action:</b> Ordinance No. 2013-0809 09/18/2013
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**RECOMMENDATION: (Summary)**  
Adopt an ordinance amending Ordinance No. 2013-0809 to increase the Maximum Contract Amount by \$250,000 for Contract No. 4600012334 between the City of Houston and **Susman Godfrey L.L.P.**, for representation of the City in pending litigation and approving an amendment of Contract No. 4600012334 to authorize Firm to incur and pay expert witness fees with approval of the City Attorney.

<b>AMOUNT AND SOURCE OF FUNDING:</b> \$250,000.00 to be paid from the General Fund.	<b>Budget:</b>
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**SPECIFIC EXPLANATION:**

The proposed ordinance amends Ordinance No. 2013-0809 to increase the maximum contract amount allocated for the City's reimbursement of litigation expenses advanced by Susman Godfrey LLP ("Firm") under a contract between the City and Firm for legal services and amends Contract No. 4600012334 to authorize Firm to incur and pay expert witness fees if approved by the City Attorney.

On September 18, 2013, City Council adopted Ordinance No. 2013-0809 approving a contract for legal services between the City and the Firm. Since that time, Firm has assumed the City's representation in a complex commercial dispute, now in litigation, between the City and Xerox State and Local Solutions, Inc., a/k/a and f/n/a ACS State and Local Solutions, Inc., (ACS/Xerox), in the case styled *City of Houston, Texas v. Xerox State and Local Solutions, Inc., a/k/a and f/n/a ACS State and Local Solutions, Inc.*, in the United States District Court for the Southern District of Texas with case number 4:13-cv-02532, and in which ACS/Xerox has asserted counterclaims against the City. Further, court deadlines have been put in place, discovery has been initiated and the City's litigation needs requiring the expenditure of funds have become immediate and pressing.

The proposed amendment relates to the City's reimbursement of litigation expenses advanced by the Firm. The proposed amendment does not alter the fee to be paid for Firm's legal services. Likewise, the proposed amendment does not alter the fact that litigation expenses incurred by the City during the pendency of the action will be recouped by the City before calculation of Firm's contingent fee. Under the proposed amendment, Firm will be given the necessary flexibility to advance, with the City Attorney's prior approval, up to an additional \$250,000 in litigation expenses related to services of expert witnesses.

To the extent Firm advances expenses related to the retention and services of expert witnesses, Firm will be reimbursed for same in accordance with the City Attorney's policy on reimbursement of expenses and City policy and the additional amount of \$250,000 is allocated for that purpose.

No experts will be retained or expert fees paid without the prior consent of either the City Attorney or First Assistant City Attorney. The City Attorney recommends the adoption of the proposed ordinance amending Ordinance No. 2013-0809 and amending Contract No. 4600012334.

**REQUIRED AUTHORIZATION**

<b>Finance Director:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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<b>SUBJECT:</b> Task Order Contracts for Professional Architectural Services with Collaborate Arch, LLC, English + Associates Architects, Inc. and Prozign, Inc.		<b>Page</b> 1 of 2	<b>Agenda Item</b>  12
<b>FROM (Department or other point of origin):</b> General Services Department		<b>Origination Date</b>  12/12/13	
<b>DIRECTOR'S SIGNATURE:</b> Scott Minnix <i>Scott Minnix</i> for 12-3-13		<b>Agenda Date</b>  DEC 18 2013	
<b>For additional information contact:</b> Jacquelyn L. Nisby Phone: 832-393-8023		<b>Council District(s) affected:</b> All	
		<b>Date and identification of prior authorizing Council action:</b>	

**RECOMMENDATION:** Approve Three Task Order Contracts for Professional Architectural Services with Collaborate Arch, LLC, English + Associates Architects, Inc. and Prozign, Inc.

<b>Amount and Source of Funding:</b>	<b>Finance Budget:</b>
<b>Maximum contract amount for each contract:</b> \$1,500,000 – 3 years	

**SPECIFIC EXPLANATION:** The General Services Department (GSD) recommends that City Council approve three, three-year task order contracts with two one-year renewals with Collaborate Arch, LLC, English + Associates Architects, Inc., and Prozign, Inc. for professional architectural services, and delegate authority to the director to approve supplemental allocations up to the maximum contract amount for each contract of \$1,500,000.00. As departments identify projects, funding will be made available through supplemental allocations from various departmental budgets, or appropriations from various bond funds up to the maximum contract amount.

The three firms were chosen through an informal selection process. GSD and the American Institute of Architects, Houston Branch, invited medium and small sized architectural firms to complete and submit a questionnaire that outlined prior project experience, task order contracting services experience, and references. Twenty four firms completed the questionnaire. GSD shortlisted six firms and formed a selection committee comprised of representatives from GSD, Library, and Police Departments to evaluate and interview the six respondents. Collaborate Arch, LLC, English + Associates Architects, Inc. and Prozign, Inc., received the highest points based on the selection criteria.

**PROJECT LOCATION:** Citywide

**SCOPE OF CONTRACT AND FEE:** Under the terms of the contracts, the architectural consultants will provide architectural and engineering services on an as needed basis for various City departments and seal documents to comply with the City Building Codes. Basic services fees for each task order will be negotiated based upon the size and complexity of the project and paid on a lump sum basis.

**M/WBE PARTICIPATION:** Due to the technical and specialized nature of the services, there are limited subcontracting opportunities. The Office of Business Opportunity has reviewed the scope of services and approved an 8% M/WBE goal for each contract as described in the attached correspondence. Since these are task order contracts, sub-consultant utilization will be determined as projects and proposals are produced.

<b>REQUIRED AUTHORIZATION</b>		CUIC # 25DSGN95
<b>General Services Department:</b>  <i>Richard A. Vella</i>  Richard A. Vella Chief of Design and Construction		

Each consultant has submitted the following certified firms to achieve the goal:

**Collaborate Arch, LLC:**

<u>Firm</u>	<u>Work Description</u>
CSF Consulting Engineers	Structural Engineering
Hirsh Engineering	Mechanical/Electrical/Plumbing Engineering
Gurrola Reprographics	Reproduction Services
PMG United	Estimating Services
CSF Consulting Engineers	Civil Engineering/Surveying Services

**English + Associates Architects, Inc:**

<u>Firm</u>	<u>Work Description</u>
Garza McLain Structural Engineers	Structural Engineering
Infrastructure Associates, Inc.	Mechanical/Electrical/Plumbing Engineering
Aguirre & Fields, LP	Civil Engineering
Asakura Robinson Company	Landscape Architecture
Gorrondona & Associates, Inc.	Geotechnical/Surveying Services
Accessible Design Solutions	TDLR Accessibility

**Prozign, Inc.:**

<u>Firm</u>	<u>Work Description</u>
Infrastructure Associates	Mechanical/Electrical/Plumbing Engineering
ASA Dally	Structural Engineering
KUO and Associates	Civil Engineering

**PAY OR PLAY PROGRAM:** The proposed contracts require compliance with the City's 'Pay or Play' Ordinance regarding health benefits for employees of City contractors. In this case, each consultant has elected to provide health benefits to eligible employees in compliance with City policy.

SM:RAV:JR:JLN:EA

c: Marta Crinejo, Jacquelyn L. Nisby, Calvin Curtis, Martha Leyva, Morris Scott, Marsha E. Murray, James Reddington, Project File 813

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Appropriate Funds to the Task Order and Job Order (TOC/JOC) Contracting Program to address FY2014 Facility Condition Assessments (FCA) Priority 1 and 2 Deficiencies

Page 1 of 2      Agenda Item **13**

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

**Origination Date:** 12/12/13

**Agenda Date:** DEC 18 2013

**DIRECTOR'S SIGNATURE:** *Scott Minnix* <sup>12-6-13</sup> *for SM*

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

**For additional information contact:** Jacquelyn L. Nisby *JLN* Phone: 832-393-8023

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

**RECOMMENDATION:** Appropriate funds to the TOC/JOC Contracting Program to address FY2014 FCA Priority 1 and 2 Deficiencies.

Amount and Source of Funding:	Finance Budget:
<p>\$ 637,798.00 – General Improvement Consolidated Construction Fund (4509)</p> <p>\$ 998,800.00 – Fire Consolidated Construction Fund (4500)</p> <p>\$ 517,000.00 – Parks Consolidated Construction Fund (4502)</p> <p>\$ 852,140.00 – Police Consolidated Construction Fund (4504)</p> <p>\$ 87,797.00 – Solid Waste Consolidated Construction Fund (4503)</p> <p>\$ 77,000.00 – Public Library Consolidated Construction Fund (4507)</p> <p>\$ 946,698.00 – Public Health Consolidated Construction Fund (4508)</p> <p><b>\$ 4,117,233.00 –Total Appropriation</b></p>	<p> </p>

**REQUIRED AUTHORIZATION**

CUIC #25CONS237  
NDT

**General Services Department:**  
*Anna Johnson for Richard A. Vella*

Richard A. Vella  
Chief of Design & Construction Division

**Houston Public Library:**  
*Rhea Brown Lawson*

Rhea Brown Lawson, Ph.D.  
Director

**Solid Waste Management Department:**  
*Harry J. Hayes*

Harry J. Hayes  
Director <sup>12-9-13</sup>

**Houston Parks and Recreation Department:**  
*Joe Turner*

Joe Turner  
Director

**Houston Department of Health and Human Services:**  
*Stephen L. Williams*

Stephen L. Williams, M.ED, MPA  
Director

**Houston Police Department:**  
*Charles A. McClelland, Jr.*

Charles A. McClelland, Jr.  
Chief <sup>12-6-13</sup>

**Houston Fire Department:**  
*Ferry A. Garrison*

Ferry A. Garrison  
Chief

**SPECIFIC EXPLANATION:** On December 21, 2011, Ordinance No. 2011-1208, City Council approved a two-year professional services contract with Parsons Commercial Technology Group, Inc. (Parsons) for comprehensive facility condition assessments for various City facilities and appropriated \$1,422,000.00. Parsons conducted a facility condition assessment on 421 facilities; identified and prioritized building deficiencies; and provided cost estimates for repair or replacement.

The FY2014-2018 Capital Improvement Plan (CIP) includes the most critical repairs identified in the FCA report as Priority 1 and 2 deficiencies. These deficiencies have created, or will soon create, conditions that are safety hazards, are in extreme or accelerated deterioration, or can result in failing and interrupted operations. These Priority 1 and 2 repairs/replacements are funded in the CIP over a three-year period in FY 2014, FY2015 and FY2016. The scope of work for the various Priority 1 and 2 projects will be performed by the General Services Department's Property Management group, the TOC/JOC Contracting Program and through capital projects.

This action addresses smaller Priority 1 and 2 projects, identified in the FY2014 CIP, which can be performed under the TOC/JOC Contracting Program. The requested appropriation will be used to perform repairs/replacements at 82 City facilities. The scope of work includes, but is not limited to damaged or failing roof systems; heating, ventilation and air conditioning components/systems; mechanical, electrical and plumbing systems; fire protection systems; replacement of flooring, sidewalks and pathways to eliminate tripping hazards; building emergency and exit signage; lighting improvements related to life safety; structural investigation and repair.

As funding for the FCA Priority 1 and 2 projects becomes available, Council will be requested to appropriate additional funds under future Council actions, until the projects are completed.

**PROJECT LOCATION:** Citywide

**PREVIOUS HISTORY AND PROJECT SCOPE:** Currently, GSD utilizes four JOC contractors: Hallmark CBIC Joint Venture; P^2MG, LLC; Horizon International Group, LLC and Weatherproofing Technologies, Inc. On December 16, 2009, Ordinance No. 2009-1316, City Council awarded two five-year Job Order Contracts to Hallmark CBIC Joint Venture and P^2MG, LLC., and set a maximum contract amount for each contract of \$10,000,00.00. On June 8, 2011, Ordinance No. 2011-0462, City Council awarded three new five-year Job Order Contracts to J.E. Dunn Construction Company; Horizon International Group, LLC; and Weatherproofing Technologies, Inc., and set a maximum contract amount for each contract of \$10,000,00.00. On August 30, 2013, J.E. Dunn's contract was terminated for convenience.

Council will be requested to approve new task order contracts (TOC) under separate Council actions.

**MBE/SBE PARTICIPATION:** A 15% MBE goal and 5% SBE goal have been established for each JOC contract. To date, Hallmark CBIC Joint Venture has achieved 18.31% MBE participation and 3.94% SBE participation; P^2MG LLC has achieved 24.17% MBE participation and 6.32% SBE participation; and Horizon International Group, LLC has achieved 19.63% MBE participation and 6.67% SBE participation.

Weatherproofing Technologies, Inc. (WTI) has achieved 9.48% MBE participation and 0.00% SBE participation. WTI was unable to utilize its subcontractors to the fullest extent possible because it performed numerous swimming pool projects for the Houston Parks and Recreation Department that required specialized companies, and a chilled water pipe replacement for the HPD Riesner facility which required the rental of temporary chiller units. The City does not currently have any certified MBE/SBE companies that specialize in swimming pool renovations or certified firms that rent chiller units. WTI met with the Office of Business Opportunity (OBO) to discuss its Good Faith efforts and has added a certified firm to the contract to increase its MBE/SBE participation. As a result, WTI has increased its MBE/SBE participation from 4.52% to 9.48% of its 20% goal as described in the attached correspondence from OBO. WTI will continue to seek opportunities to include sub-contract services in order to achieve its MBE/SBE participation goals by the completion of the contract.

SDM:RAV:JLN:MCP:JR:EA:ms

c. Marta Crinejo, Anna Russell, Jacquelyn L. Nisby, Chris Gonzalez, Herbert Griffin, Gary Readore, Kirk Munden, Mark Ross, Celina Ridge, John Middleton, Morris Scott, James Reddington, Lisa Johnson, Calvin Curtis, Eberto Amador, Martha Leyva

**REQUEST FOR COUNCIL ACTION**

**TO: Mayor via City Secretary**

**SUBJECT:** Carrier Incentive Program for the Houston Airport System

**Category #**

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**Agenda Item #**

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

**Origination Date**  
December 2, 2013

**Agenda Date**  
DEC 18 2013

**DIRECTOR'S SIGNATURE:**

**Council District affected:**  
I, B

*Handwritten signature: Mawbin*

**For additional information contact:**  
Kathy Elek *Kae* Phone: 281/233-1826  
Ian Wadsworth *INW* Phone: 281/233-1682

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

**AMOUNT & SOURCE OF FUNDING:**

FY14 \$ 3,375,000  
Out years \$11,625,000  
Total \$15,000,000 HAS Revenue Fund (8001) *Mud*

**Prior appropriations:**  
N/A

**RECOMMENDATION: (Summary)**

Enact an ordinance approving and authorizing a two-year Carrier Incentive Program for the Houston Airport System

**SPECIFIC EXPLANATION:**

Air service incentives are offered by airports around the world to attract new routes and new carriers to their markets. A new route is a significant investment for an airline and is financially risky; incentives serve to mitigate some of the startup costs and risks. Houston's current carrier incentive program has offered airlines incentives for selecting Houston for new service with great success, leading to new service by Spirit Airlines, Turkish Airlines, and Air China. The current program has a total budget of \$12 million for a two year period and will expire on February 8, 2014.

The Houston Airport System is proposing a new two-year carrier incentive program with a total budget of \$15 million. The program will only pay an incentive if qualifying new air service materializes and will be on a first-come first-served basis, with a \$5 million cap per air carrier.

The incentive package encompasses several components – abatement of Landing Fees, abatement of Federal Inspection Services Charges, Marketing Support, and for New Entrant Carriers, supplemental marketing and abatement of Turn Charges.

The incentive package would vary depending on the type of air service and could range in value from roughly \$50,000 for daily narrow-body service on a domestic route by an incumbent carrier (with the route already served by another carrier) to roughly \$3.6 million for daily wide-body service to an international unserved market by a new entrant carrier.

**REQUIRED AUTHORIZATION**

**Finance Department:**

**Other Authorization:**

**Other Authorization:**

*Handwritten signature: [Signature]*

**Date**  
December 2, 2013

**Subject:** Carrier Incentive Program for the Houston Airport System

**Originator's  
Initials**

**Page  
2 of 2**

Details on potential incentives by type of service are as follows:

**1. Incentives for New International Markets to/from Houston \***

**a. Scheduled International Passenger Service from IAH/HOU**

- Two-year abatement of Landing Fees
- Two-year abatement of Federal Inspection Services Charges
- \$400,000 for Marketing Support during year 1 for daily service (prorated if less than daily)  
*\* A market is only new to Houston if it is not already served from either IAH or HOU*

**b. Scheduled or Scheduled Charter International Cargo Service from IAH**

- Two-year abatement of Landing Fees
- \$125,000 for Marketing Support during year 1 for daily service (prorated if less than daily)

**2. Incentives for New Entrant Carrier to Houston**

**a. Scheduled International Passenger Service from IAH/HOU**

- One-year abatement of Turn Charges (arrival/departure area charge and ticketing area fee per passenger)
- One-time New Entrant Carrier benefit of \$400,000 for marketing presence during year 1 for daily service (prorated if less than daily)

**b. Scheduled Domestic Passenger Service from IAH/HOU**

- One-time New Entrant Carrier benefit of \$250,000 for marketing presence during year 1 for daily service (prorated if less than daily)

**c. Scheduled or Scheduled Charter International Cargo Service from IAH**

- One-time New Entrant Carrier benefit of \$125,000 for marketing presence during year 1 for daily service (prorated if less than daily)

**3. Incentives for Incumbent Carrier starting service to a market not served by that Carrier (even if route is served by another carrier)**

**a. Scheduled International Passenger Service from IAH/HOU**

- \$100,000 for Marketing Support during year 1 for daily service (prorated if less than daily)

**b. Scheduled Domestic Passenger Service from IAH/HOU**

- \$50,000 for Marketing Support during year 1 for daily service (prorated if less than daily)

**c. Scheduled or Scheduled Charter International Cargo Service from IAH**

- \$50,000 for Marketing Support during year 1 for daily service (prorated if less than daily)



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**SUBJECT:** Approve Ordinance authorizing and approving a First Amendment to Economic Development and Program Administration Agreement.

Category #

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Agenda Item#

15

**FROM: (Department or other point of origin):**  
Dawn Ullrich  
Convention and Entertainment Facilities Department

**Origination Date**  
December 10, 2013

**Agenda Date**  
**DEC 18 2013**

**DIRECTOR'S SIGNATURE:**

*Dawn Ullrich by Brenda W. Bays*

**Council Districts affected:**

**For additional information contact:**  
Robert Jackson Phone: 713-853-8116

**Date and identification of prior authorizing Council Action:**  
12/12/2012 Ord. 2012-1049

**RECOMMENDATION: (Summary)**

Approve Ordinance authorizing and approving a First Amendment to Economic Development and Program Administration Agreement.

**Amount of Funding:**

No Funding Required.

**Finance Budget:**

**SPECIFIC EXPLANATION:**

On December 12, 2012, City Council approved Ordinance No. 2012-1049 relating to the development of a new convention center hotel to be located on Walker Street within 1,000 feet of the George R. Brown Convention Center. As part of the approving ordinance, City Council established an economic development program to provide incentives for development of the hotel as well as approved an Economic Development Agreement between the City and Houston First Corporation ("HFC") for administration of the program.

The City and HFC desire to amend the existing Economic Development Agreement to provide for the abandonment of a sanitary sewer easement located within the hotel site and grant an aerial easement along Crawford Street. Upon execution of the original Economic Development and Program Administration Agreement, the existence of the sanitary sewer easement was not known to the parties and was not of public record. Similarly, the need for the aerial easement arose subsequent to the initial, conceptual design of the hotel site. Therefore, this First Amendment is required to cause the prescriptive easement which the City is claiming to be abandoned without cost to the hotel project and to provide for the requisite aerial easement.

The Convention and Entertainment Facilities Department recommends that City Council approve this First Amendment.

**REQUIRED AUTHORIZATION**

Finance Department

Other Authorization

Other Authorization

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9867**

**Subject:** Approve an Ordinance Awarding a Sole Source Contract for Central-Office-Based Business Communications System Services for Houston Information Technology Services / S10-E24162

Category #  
4

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Agenda Item

16

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

December 10, 2013

**Agenda Date**

**DEC 18 2013**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

Charles T. Thompson      Phone: (832) 393-0082  
Joyce Hays                      Phone: (832) 393-8723

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a sole source contract to AT&T Corp., in an amount not to exceed \$2,000,000.00 for central office-based business communications system services for Houston Information Technology Services.

Maximum Contract Amount: \$2,000,000.00

**Finance Budget**

\$2,000,000.00 - Central Service Revolving Fund (1002)

**SPECIFIC EXPLANATION:**

The Chief Information Officer and the City Purchasing Agent recommend that City Council approve an ordinance awarding a two-year sole source contract, with three one-year options to AT&T Corp., in an amount not to exceed \$2,000,000.00 for central office-based business communications system services (Plexar) for Houston Information Technology Services (HITS). 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, material, and supervision to provide Plexar-custom services by an arrangement of simulated exchange access lines, station lines, switching equipment, customer facility groups, and other facilities located on company premises, based on the concept of simulated exchange access lines which allow the contractor to provide a grade of service based on the customer's individual usage needs. Additionally, the contractor shall provide real-time, web access reporting dashboard and City-approved formatted ad hoc scheduled reports.

The Plexar-custom service is a central-office-based business communications system that serves customers with a minimum of 75 stations within a single serving office, and is provided by AT&T Corp., utilizing existing AT&T Corp. facilities and equipment.

AT&T Corp. is the sole source incumbent contractor who provides the City with the current sole source private network and general exchange tariffed services, and maintains exclusivity based on a combination of having: (a) standing as a Local Exchange Carrier in Houston, Texas; (b) product ownership and naming rights; and (c) legacy permission by the Texas Public Utility Commission.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) "a procurement of items that are available from only one source" of the Texas Local Government Code for exempt procurements.

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*MOX*

Date: 12/10/2013	Subject: Approve an Ordinance Awarding a Sole Source Contract for Central-Office-Based Business Communications System Services for Houston Information Technology Services / S10-E24162	Originator's Initials GB	Page 2 of 2
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**Pay or Play Program:**

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

**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 a sole source contractor for this purchase.

Buyer: Greg Hubbard

Estimated Spending Authority

DEPARTMENT	FY 2014	OUT YEARS	TOTAL
<b>Houston Information Technology Services</b>	<b>\$800,000.00</b>	<b>\$1,200,000.00</b>	<b>\$2,000,000.00</b>



AT&T Government & Education Solutions  
6500 W. Loop So., Zone 5.3  
Bellaire, TX 77401

T: 713.567.1234  
F: 832.553.8047  
www.att.com

May 31, 2013

City of Houston  
Somayya Scott  
611 Walker St.  
8<sup>th</sup> Floor  
Houston, TX 77251

Ms Scott,

This is to inform you that AT&T provides the following sole source tariffed services to the City of Houston ('Services') pursuant to the rates, terms and conditions of the AT&T Texas tariffs identified below:

- **Analog Private Line Service:** *Private Network Services Tariff, § 2*
- **311 Service:** *General Exchange Tariff § 47*
- **Telebranch Service:** *General Exchange Tariff § 21*
- **Plexar Service:** *General Exchange Tariff § 45*

AT&T maintains exclusivity based on one, all or a combination of having: (a) standing as LEC (Local Exchange Carrier) in Houston, TX, (b) product ownership and naming rights, (c) legacy permission by Texas PUC (Public Utility Commission). AT&T is a sole source provider of the aforementioned products and services.

Respectfully,

Michael A. Collins  
Strategic Account Lead  
AT&T Government & Education Solutions

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9921**

**Subject:** Approve an Ordinance Awarding a Contract to the Best Respondent for a Waste Characterization Study for the Solid Waste Management Department / S10-T24681

Category #  
9

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Agenda Item

17

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

November 27, 2013

**Agenda Date**

**DEC 18 2013**

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*  
For additional information contact:  
Don Pagel  
Joyce Hays

**Council District(s) affected**

All

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

Phone: (713) 837-7656  
Phone: (832) 393-8723

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to Cascadia Consulting Group, Inc. for a total amount not to exceed \$247,448.00 for a waste characterization study for the Solid Waste Management Department.

Maximum Contract Amount: \$247,448.00

**Finance Budget**

\$222,448.00 - Bloomberg One Bin for All Grant Fund (5500)  
\$25,000.00 - General Fund (1000)

\$247,448.00 - Total

**SPECIFIC EXPLANATION:**

The Deputy Director/Program Manager for the One Bin for All in the Office of the Mayor (MYR) and the City Purchasing Agent recommend that City Council approve an ordinance awarding a one-year contract to Cascadia Consulting Group, Inc. for a total amount not to exceed \$247,448.00 for a waste characterization study for the Solid Waste Management Department (SWM). The City Purchasing Agent and/or the Mayor Deputy Director may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the consultant to provide all labor, materials and supervision necessary to sort, survey and fully characterize the City's wastes that are typically delivered to:

- Three (3) transfer stations owned by the City of Houston;
- Two (2) Republic Services landfills (McCarty Road and Blue Ridge);
- One (1) Waste Management landfill in Atascocita; and
- Two (2) Material Recovery Facilities owned and operated by Waste Management.

The consultant will also quantify incoming single-family recycling tonnage and visually characterize recycling loads delivered to six (6) City-operated neighborhood depositories and five (5) recycling centers. The consultants will further quantify the amount of green waste material from single-family residents delivered to five (5) Living Earth Technology (LETCO) facilities.

The consultant shall also provide consultancy with the transfer station operator Republic Services, Inc., LETCO (the City of Houston contractor for green waste data), and with City staff on all logistics and timing of waste sorts.

The consultant is responsible for sampling methods for all materials and supplies for sorting, and reviewing the sampling analysis method and reporting format to determine whether the proposed analysis and resulting final report shall provide the type of data needed from the study. The consultant shall prepare a summary of the findings and analysis with copies

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*[Signature]*

NO

Date: 11/27/2013	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for a Waste Characterization Study for the Solid Waste Management Department / S10-T24681	Originator's Initials GB	Page 2 of 2
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of the completed sampling data sheets from the sampling periods. The consultant shall conclude with a generated report to include a summary of waste sort study methods, definition of waste categories with an explanation of methodology used to conduct the waste composition study, and the projected quantities and distribution of annual waste types, annual tonnages and percentages.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. Forty-nine prospective proposers downloaded the solicitation document from SPD's e-bidding website, and as a result, proposals were received from Cascadia Consulting Group, Inc. and MidAtlantic Solid Waste Consultants, LLC. The evaluation committee was comprised of five evaluators from the Legal and Solid Waste Management Departments, and Mayor's Office. The proposals were evaluated based upon the following criteria:

- Technical Qualifications, Capability and Experience
- Cost Justification
- Project Work Plan and Methodology
- Creativity and Innovation
- MWBE Participation
- Conformance to RFP Requirements

Cascadia Consulting Group, Inc. was deemed as the best respondent.

**M/WBE Subcontracting:**

This RFP was issued as a goal-oriented contract with a 24% M/WBE participation level. Cascadia Consulting Group, Inc. has designated the below-named company as its certified M/WBE subcontractor:

NAME	TYPE OF WORK	DOLLAR AMOUNT	PERCENTAGE
Prime Waste Solutions, LLC	Audit Facilities for Self-Hauled Recycling	\$59,387.52	24%

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

**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 benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

**Hire Houston First:**

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

Buyer: Greg Hubbard

**Estimated Spending Authority:**

DEPARTMENT	FY14	OUT YEARS	TOTAL
Office of the Mayor	\$222,448.00	\$0.00	\$222,448.00
Solid Waste Management	\$25,000.00	\$0.00	\$25,000.00
<b>TOTAL:</b>	<b>\$247,448.00</b>	<b>\$0.00</b>	<b>\$247,448.00</b>

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9648**

**Subject:** Approve an Ordinance Awarding a Contract to the Best Respondent for Professional Auditing Services for the Finance Department/S37-T24529

Category #  
9

Page 1 of 2

Agenda Item

18

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

October 29, 2013

**Agenda Date**

DEC 18 2013

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**

All

**For additional information contact:**

Kelly Dowe Phone: (832) 393-9051  
Joyce Hays Phone: (832) 393-8723

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

**RECOMMENDATION: (Summary)**

Approve an ordinance awarding a contract to McConnell & Jones LLP (M&J) & Banks, Finley, White & Co. (BFW), a Joint Venture Partnership under the assumed name of M&J/BFW Team, in a total amount not to exceed \$7,000,000.00 for professional auditing services for the Finance Department.

Maximum Contract Amount: \$7,000,000.00

**Finance Budget**

\$7,000,000.00 - General Fund (1000)

**SPECIFIC EXPLANATION:**

The Director of the Finance Department and the City Purchasing Agent recommend that City Council approve an ordinance awarding a three-year contract, with two one-year options, to McConnell & Jones LLP (M&J) & Banks, Finley, White & Co. (BFW), a Joint Venture Partnership under the assumed name of M&J/BFW Team, in an amount not to exceed \$7,000,000.00 for professional auditing services for the Finance Department. The Department Director may terminate this contract at any time upon 30-days written notice to the contractor.

This contract provides auditing services that include the Comprehensive Annual Financial Report (CAFR), Single Audit Report including the Schedule of Expenditures of Federal Awards, State of Texas Single Audit/Uniform Grant Management Standards and Special Services. This contractor will assist the Finance Department in providing professional services in the fiscal years ending June 30, 2014 through June 30, 2018 for audit of the basic financial statements as listed in the COH Comprehensive Annual Financial Report (CAFR), and audits of federal and state awards and special services as needed.

The scope of work requires the contractor to provide all labor, materials, and supervision necessary to perform audits covering the financial statements of all funds and account groups of the City, which include a variety of governmental, proprietary and fiduciary funds. The contractor also conducts reviews of the City's investments and systems for procurement, inventory, cash receipts processing, payroll and petty cash.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. Seventy-two prospective proposers downloaded the solicitation document from SPD's e-bidding website and, as a result, proposals were received from: Belt Harris Pechacek, LLLP, Deloitte & Touche, LLP, Grant Thornton, LLP and McConnell & Jones LLP (M&J) & Banks, Finley, White & Co. (BFW), a Joint Venture Partnership under the assumed name of M&J/BFW Team. The evaluation committee consisted of stakeholders representing the interests of four intra-dependent Departments: Aviation, Controller's Office, Finance and the Public Works & Engineering. The Proposals were evaluated based upon the following criteria:

- Expertise/Experience/Qualifications:
- Proposed Strategy and Operational Plan:

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

MA

17

Date: 10/29/2013	Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for Professional Auditing Services for the Finance Department/S37-T24529	Originator's Initials JH	Page 2 of 2
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- Conformance to RFP Requirements:
- Local Government Auditing Experience:

McConnell & Jones LLP (M&J) & Banks, Finley, White & Co. (BFW), a Joint Venture Partnership under the assumed name of M&J/BFW Team was determined to be the best respondent.

**M/WBE Subcontracting**

This RFP was issued as a goal-oriented contract with a 24% M/WBE participation level. However, McConnell & Jones LLP (M&J) & Banks, Finley, White & Co. (BFW) has exceeded that goal and committed to a 54% goal. McConnell & Jones LLP (M&J) & Banks, Finley, White & Co. (BFW) has designated the below-named companies as its certified M/WBE subcontractors.

<u>Subcontractor</u>	<u>Type of Work</u>	<u>Percent</u>	<u>Amount</u>
HRSS, LLP	Audit	5%	\$350,000.00
McConnell & Jones, LLP	Audit	49%	\$3,430,000.00

The Office of Business Opportunity will monitor this contract.

**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.

**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 as a Hire Houston First company because they are not classified as a City and/or Local Business; and no Hire Houston First firms were within five percent of the total RFP score.

**ESTIMATED SPENDING AUTHORITY**

<u>Department</u>	<u>FY 2014</u>	<u>Out Years</u>	<u>Total</u>
Finance	\$600,000.00	\$6,400,000.00	\$7,000,000.00

Buyer: Joyce Hays



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Amend Ordinance 2010-779 to include an additional 1.7323 acres to a previously approved Municipal Setting Designation Ordinance for Differential Development – 1994, Ltd. for the site located at 12534 Memorial Drive. (MSD#2008-012-DD)

Page  
1 of 1

Agenda Item  
# 19

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

Department of Public Works and Engineering

**Origination Date**

**Agenda Date**

DEC 18 2013

**DIRECTOR'S SIGNATURE:**

Daniel W. Krueger, P.E., Director

**Council District affected:**

G

**For additional information contact:**

Ann Marie Stone Sheridan, P.E. Supervising Engineer  
(832) 394-8997

**Date and identification of prior authorizing Council action:** October 6, 2010 2010-779

**RECOMMENDATION: (Summary)**

It is recommended that City Council approve to amend Ordinance 2010-779 to include an additional 1.7323 acres to an existing Municipal Setting Designation Ordinance at the Differential Development – 1994, located at 12534 Memorial Drive, Houston, TX 77024.

**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 municipal support in order to be considered. 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. (The ordinance was amended July 14, 2010).

**PURPOSE:** City Council passed Municipal Setting Designation (MSD) ordinance 2010-779 on October 6, 2010 for Differential Development - 1994 Ltd. for the 6.7498 acre site located at 12534 Memorial Drive, Houston, TX 77024. Two residential tracts (totaling 1.7323 acres) included throughout the application process were not included in the final property description and are requesting to be included. This amendment will modify the MSD ordinance to include the complete legal description of all of the tracts totaling 8.4821 acres to be the designated property.

**RECOMMENDATIONS:** It is recommended that City Council approve an Ordinance amending Ordinance 2010-779, approved on October 6, 2010, to add 1.7323 acres to the previously approved MSD located at 12534 Memorial Drive.

MLL:TJH:RM:ams

P:\UTILITY ANALYSIS-DEVELOPER SERVICES\MSDDATABASE\GENERIC RCA - ORDINANCE SUPPORT.

C: Marta Crinejo, Ceil Price

**REQUIRED AUTHORIZATION**

CUIC ID#20UPA256

**Other Authorization:**

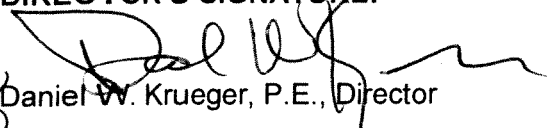
**Authorization:**

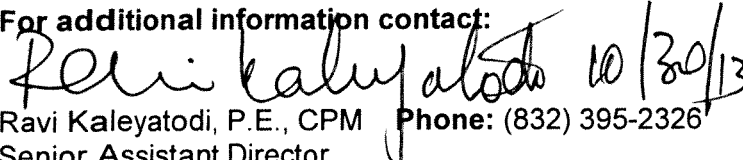
Mark L. Loethen, P.E., CFM, PTOE  
Deputy Director  
Planning & Development Services Division

**Other Authorization:**

<b>SUBJECT:</b> Public Highway At-Grade Crossing Agreement between the City of Houston and Union Pacific Railroad for Reconstruction of West Tidwell (Tanner) and Hempstead Highway Intersection at Union Pacific Railroad WBS Number N-000589-0002-7	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  20
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<b>FROM: (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date:</b>  12/12/13	<b>Agenda Date:</b>  DEC 18 2013
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b>  PP JK A
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>  Ord2013-629 dated 6-26-2013
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**RECOMMENDATION: (Summary)**  
Adopt an ordinance approving and authorizing the Public Highway At Grade Crossing Agreement between the City of Houston and Union Pacific Railroad and appropriate funds.

**Amount and Source of Funding:** \$872,900.00 from Fund No. 4040 - METRO Projects Construction DDSRF  
*M.P. 11/7/2013*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Street & Traffic Capital Improvement project (CIP) and is necessary to meet City of Houston standards and provide traffic improvements. The Department of Public Works and Engineering has recently awarded a new at-grade crossing construction contract under a separate RCA. Since the alignment of this roadway extension crosses the Union Pacific Railroad tracks, it is necessary to establish a railroad agreement.

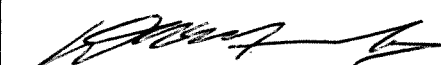
**DESCRIPTION/SCOPE:** This project consists of the construction of a new at-grade crossing on West Tidwell (Tanner) and Hempstead Highway Intersection at Union Pacific Railroad tracks to accommodate the extension of the existing concrete roadway.

**LOCATION:** This project is located on West Tidwell Road at the Union Pacific Railroad tracks at the intersection of Hempstead Highway (Mile Post 7.30 on the Eureka Subdivision, DOT No. 176-296N). The project is located in key map grid 450B.

**SCOPE OF THIS AGREEMENT AND FEE:** The Union Pacific Railroad will furnish the necessary labor, materials, tools and equipment to install a concrete crossing surface and flashing light signals with gates. The city agrees to reimburse Union Pacific Railroad for 100% of the actual cost and expense incurred by the Railroad for all work in connection with this project.

This appropriation is required to reflect the cost of the rail road crossing agreement. This Public Highway Agreement also sets forth terms and conditions for Union Pacific Railroad to provide right of entry for the City of Houston to construct a roadway header within Union Pacific Railroad right of way.

<b>LTS# 6719</b>	<b>REQUIRED AUTHORIZATION</b>	<b>CUIC# 20RDP13</b>
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<b>Finance Department</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>Subject:</b> Public Highway At-Grade Crossing Agreement between the City of Houston and Union Pacific Railroad for Reconstruction of West Tidwell (Tanner) and Hempstead Highway Intersection at Union Pacific Railroad WBS Number N-000589-0002-7	<b>Originator's Initials</b> PR	<b>Page</b> 2 of 2
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The total project cost is \$872,900.00, to be appropriated as follows: \$759,055.00 for the City of Houston's cost participation and \$113,845.00 for CIP Cost Recovery.

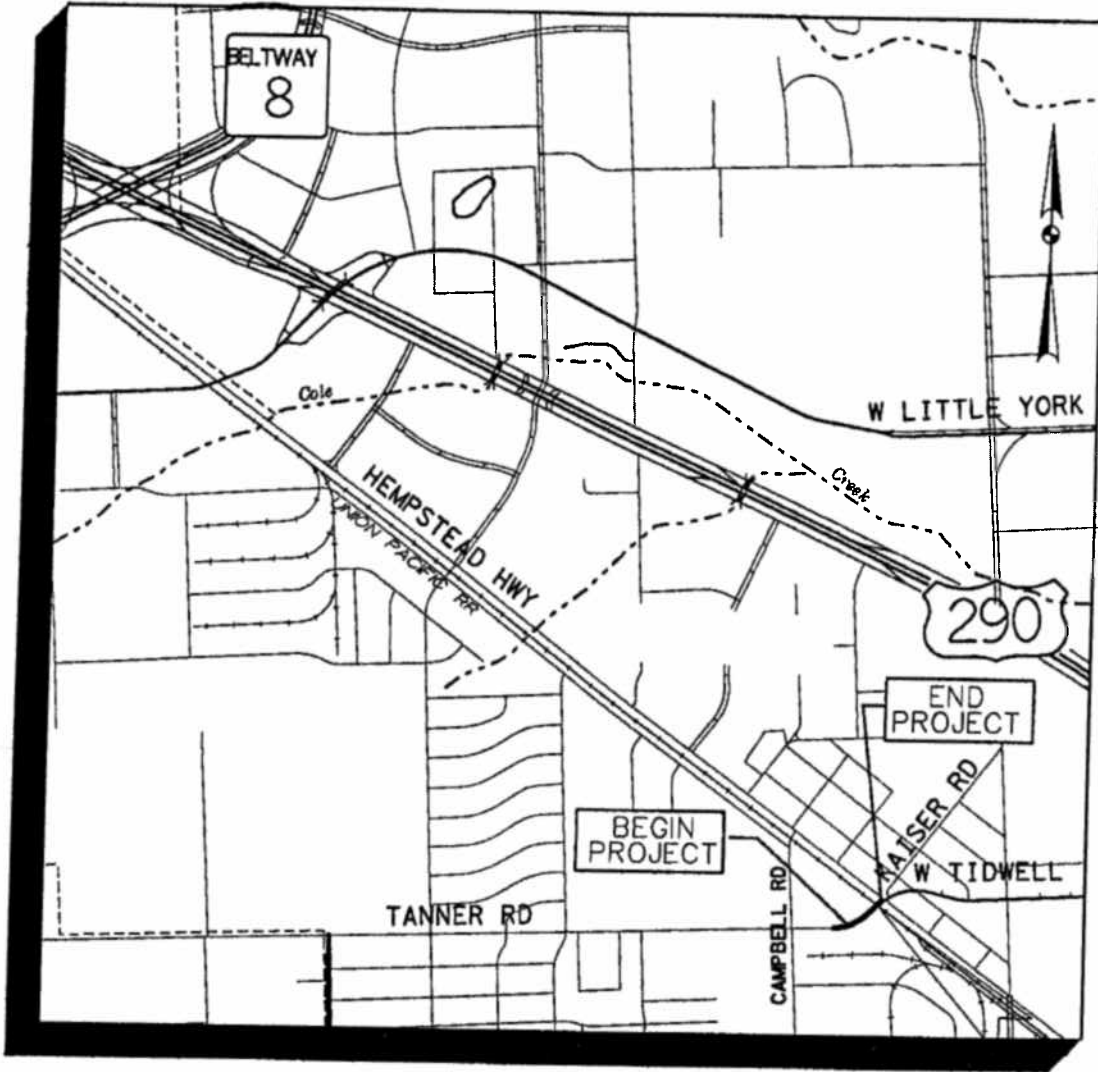
**ACTION RECOMMENDED:** It is recommended that City Council adopt an ordinance approving and authorizing the Public Highway At-Grade Crossing Agreement between the City of Houston and Union Pacific Railroad and appropriate funds.

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

*R JK RP*  
DWK:DRM:RK:JHK:RDP

h:\design\sa-sb-div\00 - projects\n-000589-002-3 [tanner-intersection to hempstead]\3.0 final design (ph 2)\uprr agreements & rca\rca fy2014\rev 4 - rca uprr w tidwell.docx

c: File No. N-000589-0002-3 (3.7 Agreement RCA)



PROJECT LOCATION MAP

W. TIDWELL (TANNER) AND  
 HEMPSTEAD HIGHWAY INTERSECTION  
 WBS NO. N-000589-0002-4

KEY MAP NO. 450 B  
 GIMS MAP NO. 5061 C



LANDTECH CONSULTANTS, INC  
 Civil Engineering - Land Surveying  
 2525 NORTH LOOP WEST, SUITE 300, HOUSTON TX 77008  
 TBPE FIRM REGISTRATION NO. F-1364

<b>SUBJECT:</b> Petition for the City's consent to the addition of three (3) tracts of land totaling 65.3065 acres to CNP Utility District (Key Map No. 332-Q & U)	Page 1 of 1	Agenda Item #  <b>21</b>
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	Origination Date	Agenda Date <b>DEC 18 2013</b>
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<b>DIRECTOR'S SIGNATURE</b>  <i>Daniel W. Krueger, P.E.</i>	Council District affected: "ETJ"	
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<b>For additional information contact:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director      (832) 395-2705	Date and identification of prior authorizing Council action:	
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**RECOMMENDATION: (Summary)**

The petition for the addition of 65.3065 acres of land to CNP Utility District be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

CNP Utility District has petitioned the City of Houston for consent to add 65.3065 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of North Vista, Interstate 45, FM 1960 and Imperial Valley. The district desires to add 65.3065 acres, thus yielding a total of 833.8305 acres. The district is served by the CNP Utility District Wastewater Treatment Facility. The nearest major drainage facility for CNP Utility District is Turkey Creek which flows to Cypress Creek then to Spring Creek then into the San Jacinto River and finally into Lake Houston.

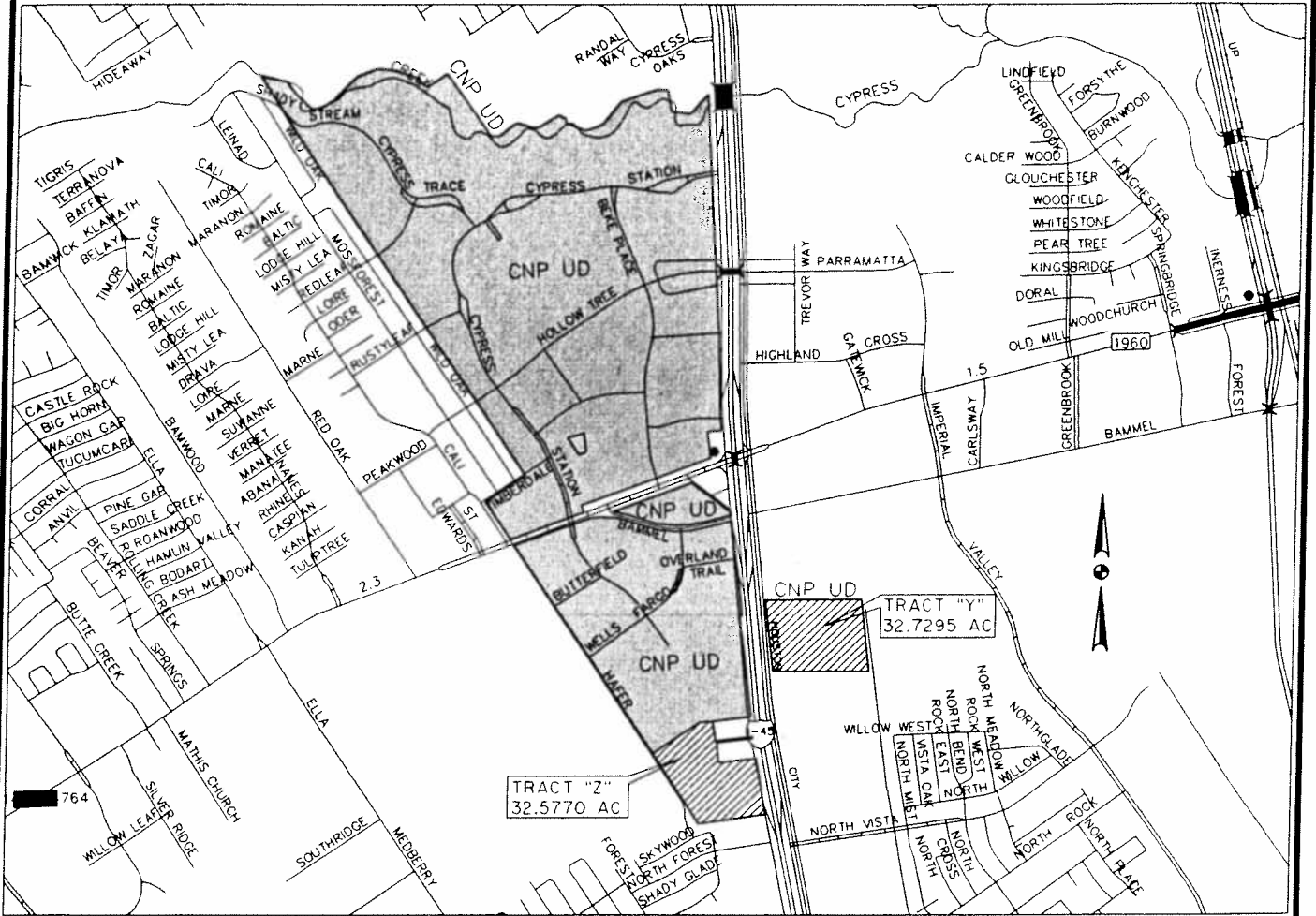
Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.



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

Attachments

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

<b>REQUIRED AUTHORIZATION</b>		20UPA283
Finance Department	Other Authorization: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:



-  CURRENT DISTRICT BOUNDARY
-  ANNEXATION TRACTS

## CNP UD. VICINITY MAP

### A&S ENGINEERS, INC.

municipal engineering services

10377 Stella Link Road, Houston, TX 77025-5445  
 Phone 713/942-2700 Fax 713/942-2799  
 Texas Engineering Registration No. F-000802  
 NTS OCTOBER 2013



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

received  
11/15/13

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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 65.3065 acres to CNP Utility District under the provisions of Chapters 49 and 54 Texas Water Code.

*Kara E. Richardson*  
Attorney for the District

**Attorney: Kara E. Richardson, Marks Richardson PC**

Address: 3700 Buffalo Speedway, Suite 830, Houston, TX Zip: 77098 Phone: 713-942-9922

**Engineer: Jim Ainsworth, A&S Engineers, Inc.**

Address: 10377 Stella Link Road, Houston, TX Zip: 77025 Phone: 713-942-2710

**Owners: Prologis LP (Ross P. Matthews)**

Address: 1296 North Post Oak Road, Houston, TX Zip: 77055 Phone: 713-613-6932

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Harris  
Survey Manuel Tarin Abstract No. 778

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

North of: North Vista East of: Interstate 45  
South of: FM 1960 West of: Imperial Valley

### WATER DISTRICT DATA

Total Acreage of District: 768.524 Existing Plus Proposed Land 833.8305

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

Single Family Residential \_\_\_\_\_ Multi-Family Residential \_\_\_\_\_

Commercial 100% Industrial \_\_\_\_\_ Institutional \_\_\_\_\_

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

sewage Treatment Plant Name: CNP UD Wastewater Treatment Facility

NPDES/TPDES Permit No: TX0055166 TCEQ Permit No: WQ00112390012-001



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 2.50

Ultimate Capacity (MGD): 2.50

Size of treatment plant site: 7.019 acres square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 2.50 MGD.

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation N/A

or property owner(s)

Name of District: N/A

MGD Capacity Allocation N/A

Water Treatment Plant Name: see attached

Water Treatment Plant Address: see attached

Well Permit No: see attached

### Existing Capacity:

Well(s): 4,000 GPM

Booster Pump(s): 8,700 GPM

Tank(s): 2.010 MG

### Ultimate Capacity:

Well(s): 4,000 GPM

Booster Pump(s): 8,700 GPM

Tank(s): 2.010 MG

Size of Treatment Plant Site: see attached sheet

square feet/acres.

Comments or Additional Information: 5 facility sites

\_\_\_\_\_  
\_\_\_\_\_



# Water District Consent Application Form Additional Data

## CNP UD ANNEXATION 2013

### Other Owners

**Owners: MH 16615 Houston Realty Ltd. ; MH 16615 North Houston Realty Ltd. (contact: Mac Haik)**

Address: 11757 Katy Freeway, Suite 1500 Houston, TX    Zip: 77079    Phone: 281- 376-3760

### Water Plant Information - 5 facilities

<b>Water Plant No. 1</b>	<b>1.2590 AC</b>
Address: 870 Cypress Station Drive	
<b>Water Plant No. 2</b>	<b>0.3175 AC</b>
Address: 607 Red Leaf Lane	
<b>Water Plant No. 3</b>	<b>0.6100 AC</b>
Address: 301 Wells Fargo Drive	
<b>Water Plant No. 4</b>	<b>2.5870 AC</b>
Address: 17735 Westfield	
<b>Water Plant No. 5 (Elevated Storage Tank Site)</b>	<b><u>5.6310 AC</u></b>
Address: 530 ½ Cypress Station Drive	
<b>TOTAL ACREAGE:</b>	<b>10.4045 AC</b>

### Water Well Numbers (Permit Held By NHCRWA)

**Water Well No. 1: 1658**

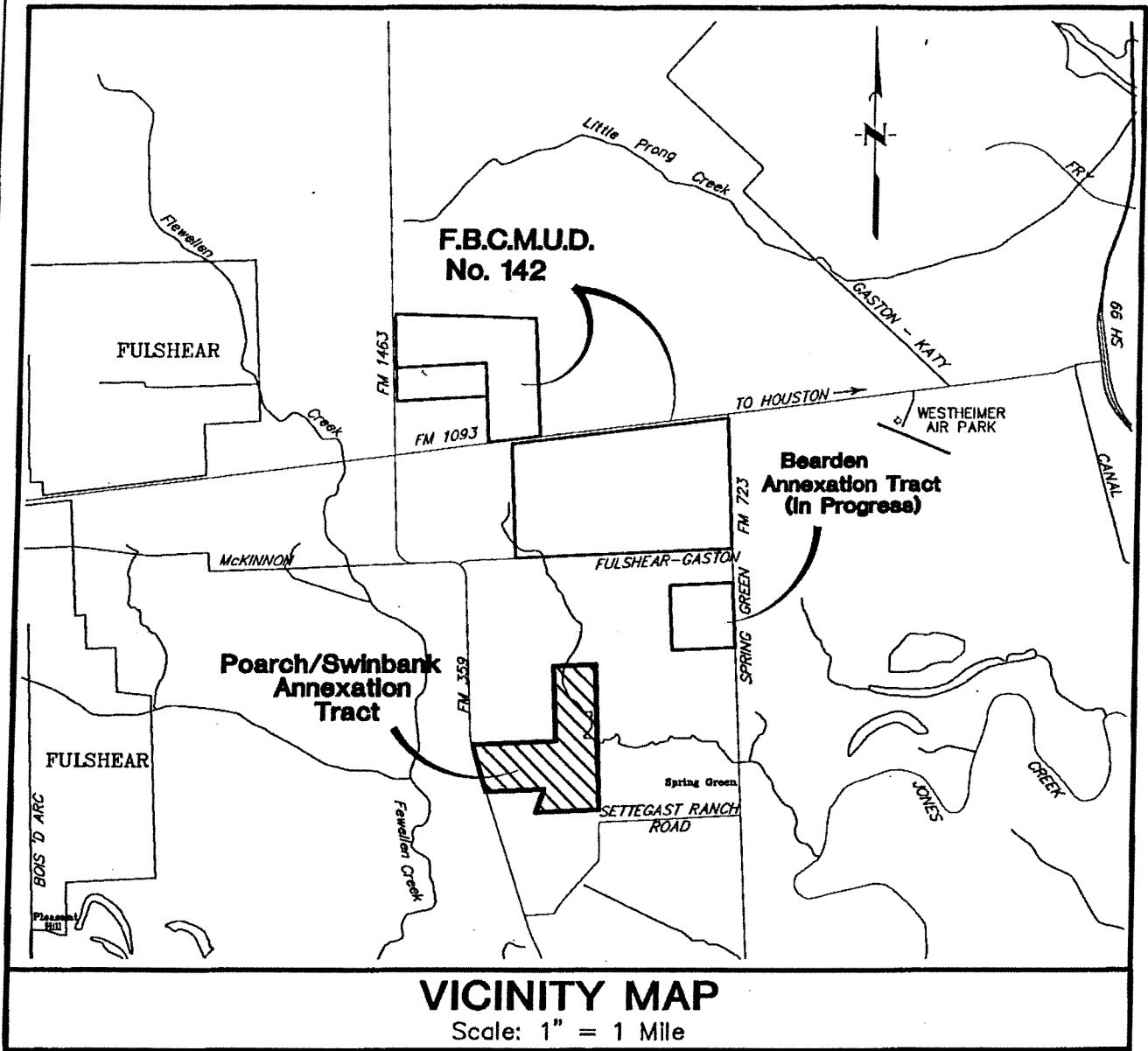
**Water Well No. 2: 2634**

**Water Well No. 3: 3564**

**Water Well No. 4: 5654**

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 226.50 acres of land to Fort Bend County Municipal Utility District No. 142 (Key Map No. 524-L, T)		<b>Page</b> 1 of 1	<b>Agenda Item #</b>  22
<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering		<b>Origination Date</b>	<b>Agenda Date</b> [DEC 18 2013]
<b>DIRECTOR'S SIGNATURE</b> <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E.		<b>Council District affected:</b> "ETJ"	
<b>For additional information contact:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705		<b>Date and identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b>  The petition for the addition of 226.50 acres of land to Fort Bend County Municipal Utility District No. 142 be approved.			
<b>Amount and Source of Funding:</b>  NONE REQUIRED			
<b>SPECIFIC EXPLANATION:</b>  Fort Bend County Municipal Utility District No. 142 has petitioned the City of Houston for consent to add 226.50 acres of land, located in the city's extraterritorial jurisdiction, to the district.  The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.  The district is located in the vicinity of Settegast Ranch Road, FM 359, Fulshear-Gaston Road and FM 723. The district desires to add 226.50 acres, thus yielding a total of 1,190.578 acres. The district is served by the Fort Bend County Municipal Utility District No. 142 Interim Wastewater Treatment Plant. The nearest major drainage facility for Fort Bend County Municipal Utility District No. 142 is Jones Creek which flows into the Brazos River and finally into the Gulf of Mexico.  Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.  The Utility District Review Committee recommends that the subject petition be approved.			
<b>Attachments</b>  cc: Marta Crinejo   Marlene Gafrick   Jun Chang Bill Zrioka   Deborah McAbee			
		<b>REQUIRED AUTHORIZATION      20UPA279</b>	
<b>Finance Department</b>	<b>Other Authorization:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.		<b>Other Authorization:</b>



FORT BEND COUNTY KEY MAP: 524 L

ATTACHMENT

FORT BEND COUNTY  
MUNICIPAL UTILITY DISTRICT No. 142

VICINITY MAP

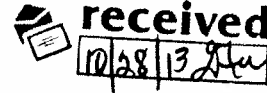
NOT TO SCALE



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 226.50 acres to Fort Bend County MUD No. 142 under the provisions of Chapter 49 Texas Water Code.

*Martha Bersch*  
Attorney for the District

**Attorney: Martha T. Bersch, Schwartz, Page & Harding, L.L.P.**

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

**Engineer: Clayton Chabannes, P.E., Jones & Carter, Inc.**

Address: 8701 New Trails Drive, Suite 200, Houston, Texas Zip: 77381 Phone: 281-3634039

**Owners: Poarch/Swinbank LLC**

Address: 1041 Conrad Sauer Zip: 77043 Phone: \_\_\_\_\_

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Fort Bend  
Survey John Foster Abstract 26

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

North of: Settegast Ranch Road East of: FM 359  
South of: Fulshear-Gaston Road West of: FM 723

### WATER DISTRICT DATA

Total Acreage of District: 873.25\* Existing Plus Proposed Land 1,099.75\*

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

Single Family Residential 100% Multi-Family Residential 0%

Commercial 0% Industrial 0% Institutional 0%

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

Sewage Treatment Plant Name: Interim Wastewater Treatment Plant

NPDES/TPDES Permit No: WQ0014408001 TCEQ Permit No: TX0125555

\*There is a pending annexation in the amount of 90.828 acres (tracts 4 and 5) awaiting consent by the City of Houston. This acreage does not reflect the pending annexation. If annexed prior to the subject annexation, District acreage will be 964.078 acres and existing plus proposed will be 1,190.578 acres ✓



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.8

Ultimate Capacity (MGD): 1.2

Size of treatment plant site: 5.88 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 1.0 MGD.

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

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

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

MGD of (Regional Plant).

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

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

or property owner(s)

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

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

Water Treatment Plant Name: Water Plant No. 1 & Water Plant No. 2 Ph 1

Water Treatment Plant Address: 25800 Fulshear-Gaston, Fulshear, Texas 77406

Well Permit No: 18066 and 18067

### Existing Capacity:

Well(s): 2,191 GPM

Booster Pump(s): 4,250 GPM

Tank(s): 1.11 MG

### Ultimate Capacity:

Well(s): 2,191 GPM

Booster Pump(s): 5,950 GPM

Tank(s): 1.49 MG

Size of Treatment Plant Site: 3.55 acres

square feet/acres.

Comments or Additional Information: Water Plant No. 2 Phase 1 is under construction and should be online by the end of 2013.

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 21.5097 acres of land to Fort Bend County Municipal Utility District No. 185 (Key Map No. 484-V)	Page 1 of 1	Agenda Item #  <b>23</b>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	Origination Date	Agenda Date <b>DEC 18 2013</b>
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<b>DIRECTOR'S SIGNATURE</b> <i>Daniel W. Krueger</i> Daniel W. Krueger, P.E.	Council District affected: "ETJ"
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<b>For additional information contact:</b> <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action:
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**RECOMMENDATION: (Summary)**

The petition for the addition of 21.5097 acres of land to Fort Bend County Municipal Utility District No. 185 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Fort Bend County Municipal Utility District No. 185 has petitioned the City of Houston for consent to add 21.5097 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Willowfork of Buffalo Bayou, Greenbusch Road, Westheimer Parkway and Falcon Landing Boulevard. The district desires to add 21.5097 acres, thus yielding a total of 335.0469 acres. The district is served by the Fort Bend County Municipal Utility District No. 185 Wastewater Treatment Plant No. 1. The nearest major drainage facility for Fort Bend County Municipal Utility District No. 185 is Buffalo Bayou which flows into the Houston Ship Channel.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

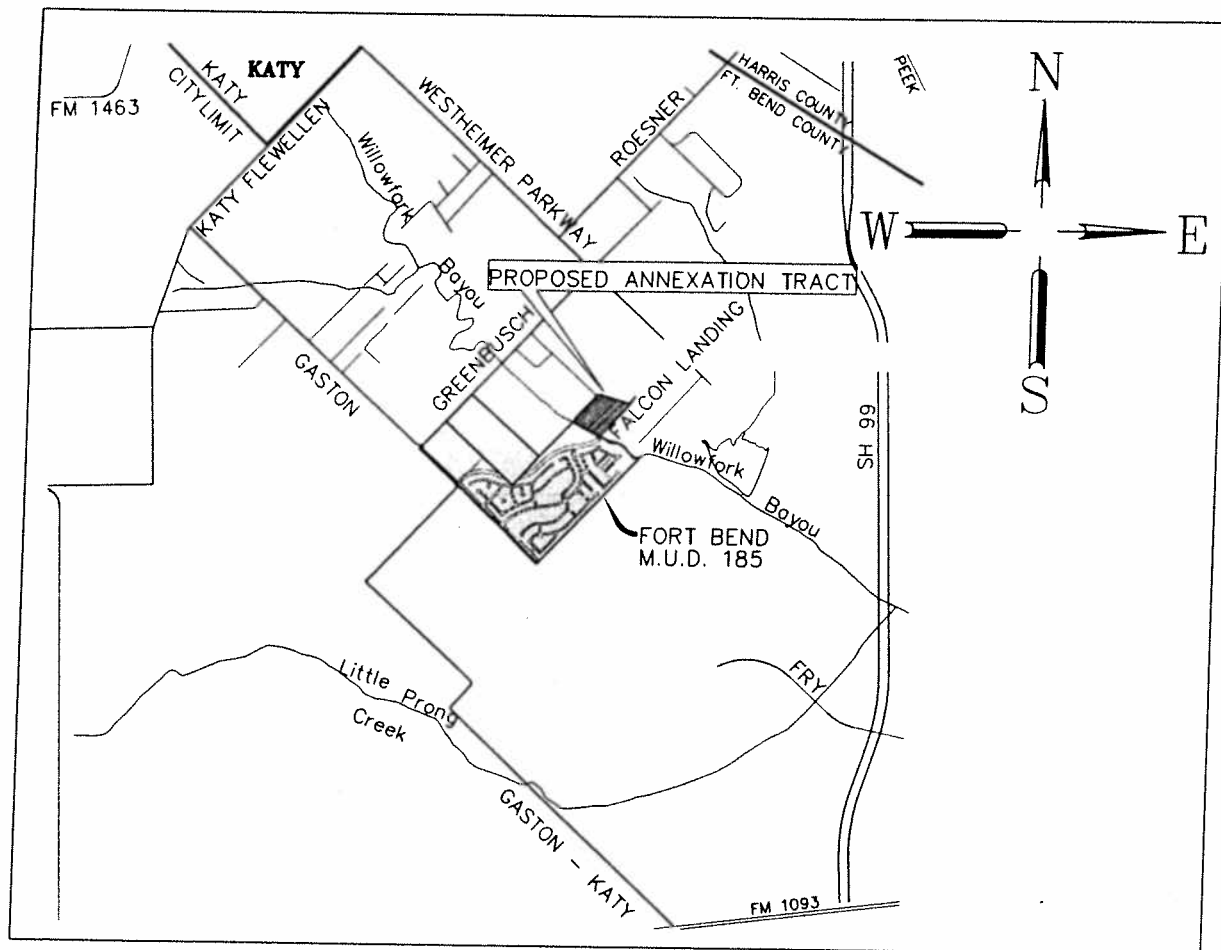
The Utility District Review Committee recommends that the subject petition be approved.

**Attachments**

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

**REQUIRED AUTHORIZATION 20UPA277**

Finance Department	Other Authorization: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:
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VICINITY MAP  
 N.T.S.  
 FORT BEND KEY MAP: 484V  
 ZIP CODE: 77494  
 LAMBERT: 4356



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

**received**  
10/28/13

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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 21.5097 acres to Fort Bend County MUD 185 under the provisions of Chapter 49 Texas Water Code.

Attorney for the District

**Attorney: Coats Rose - John Cannon**

Address: 3 East Greenway Plaza, Suite 2000, Houston, TX Zip: 77046 Phone: 713-653-5735

**Engineer: Brown & Gay Engineers, Inc. - Enrique Morales, PE**

Address: 10777 Westheimer, Suite 400, Houston, TX Zip: 77042 Phone: 281-558-8700

**Owners: See separate attached sheet for multiple owners**

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

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

### LOCATION

INSIDE CITY  OUTSIDE CITY   
Survey Stephen Hobermaker

NAME OF COUNTY (S) Fort Bend County  
Abstract 189

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

North of: Willowfork of Buffalo Bayou East of: Greenbusch Road ✓  
South of: Westheimer Pkwy ✓ West of: Falcon Landing Blvd

### WATER DISTRICT DATA

Total Acreage of District: 313.5372 Existing Plus Proposed Land 335.0469

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

Single Family Residential \_\_\_\_\_ Multi-Family Residential 100  
Commercial \_\_\_\_\_ Industrial \_\_\_\_\_ Institutional \_\_\_\_\_

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

Sewage Treatment Plant Name: Fort Bend MUD No. 185 WWTP No. 1

NPDES/TPDES Permit No: WQ0014704001 TCEQ Permit No: CN603042896; RN104963210





# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.175

Ultimate Capacity (MGD): 0.350

Size of treatment plant site: 98,029 / 2.250 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.350 MGD.

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

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

Total permitted capacity: N/A

MGD of (Regional Plant).

Name of District: N/A

MGD Capacity Allocation N/A

or property owner(s)

Name of District: N/A

MGD Capacity Allocation N/A

Water Treatment Plant Name: Fort Bend MUD No. 185 Water Plant No. 1

Water Treatment Plant Address: 4040 1/2 Falcon Landing Blvd, Katy, TX 77494

Well Permit No: 18072

### Existing Capacity:

Well(s): 600 GPM

Booster Pump(s): 2800 GPM

Tank(s): 0.204 MG

### Ultimate Capacity:

Well(s): 1000 GPM

Booster Pump(s): 3650 GPM

Tank(s): 0.318 MG

Size of Treatment Plant Site: 99,118 / 2.275

square feet/acres.

Comments or Additional Information: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 15.00 acres of land to Harris County Municipal Utility District No. 220 (Key Map No. 410-G)	Page 1 of 1	Agenda Item #  <b>24</b>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	Origination Date	Agenda Date <b>DEC 18 2013</b>
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<b>DIRECTOR'S SIGNATURE</b> <i>Daniel W. Krueger, P.E.</i>	Council District affected: "ETJ"
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For additional information contact: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action:
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**RECOMMENDATION: (Summary)**

The petition for the addition of 15.00 acres of land to Harris County Municipal Utility District No. 220 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Harris County Municipal Utility District No. 220 has petitioned the City of Houston for consent to add 15.00 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of West Little York, Fairbanks North Houston, Breen Road and Champion Forest. The district desires to add 15.00 acres, thus yielding a total of 189.3596 acres. The district is served by the Harris County Municipal Utility District No. 23 Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 220 is White Oak Bayou which flows to Buffalo Bayou and then into the Houston Ship Channel.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

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

**Attachments**

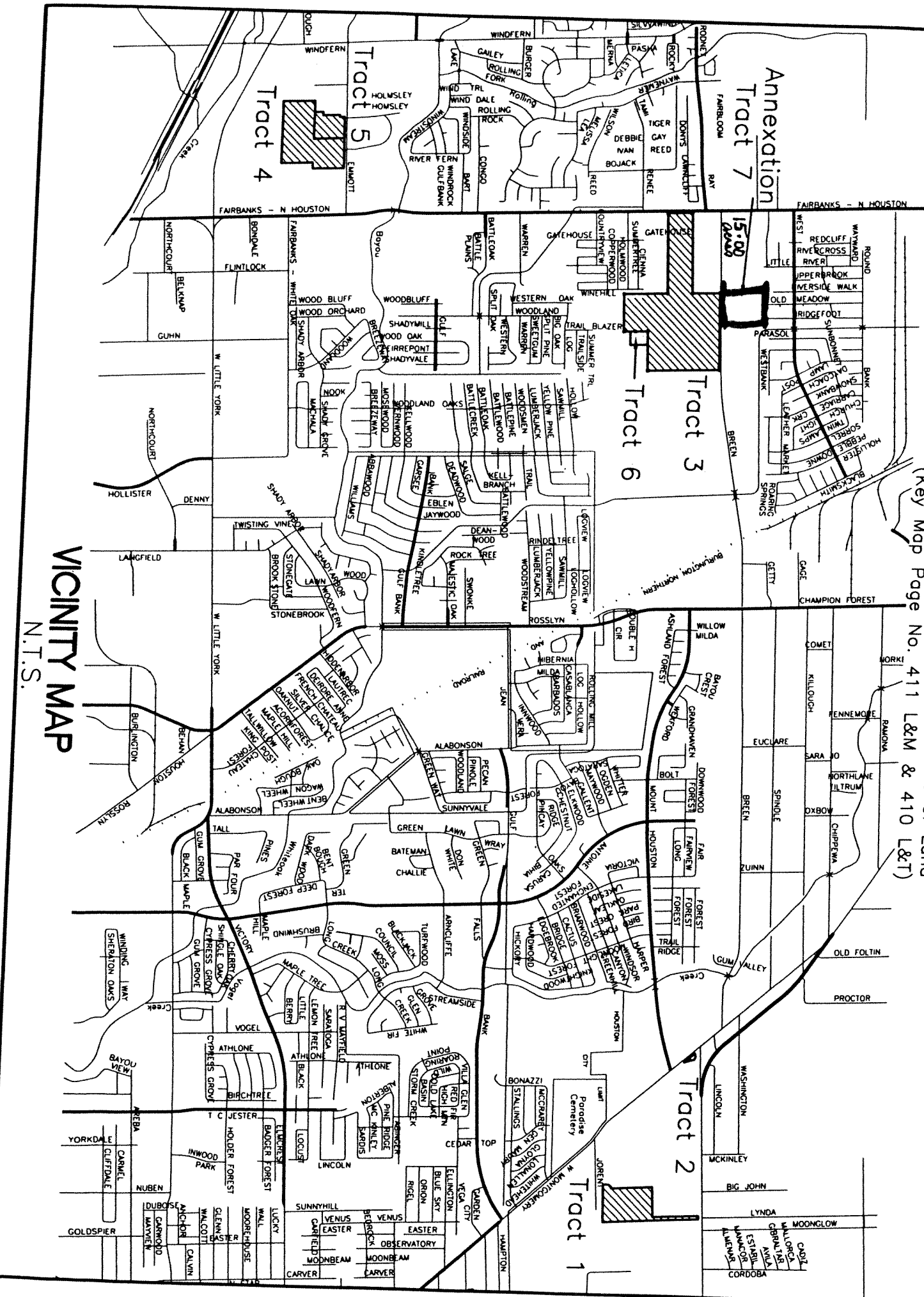
cc: Marta Crinejo Marlene Gafrick Jun Chang  
Bill Zrioka Deborah McAbee

**REQUIRED AUTHORIZATION** 20UPA278

Finance Department	Other Authorization: <i>Mark L. Loethen</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	Other Authorization:
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# HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 220

Proposed Addition of 15.00 Acres of Land  
(Key Map Page No. 411 L&M & 410 L&T)



## VICINITY MAP

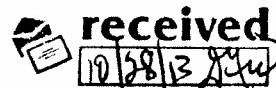
N.T.S.



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 15.00 acres to Harris County MUD No. 220 under the provisions of Chapters 49 & 54, Texas Water Code.

Attorney for the District

**Attorney: Lori G. Aylett, Smith, Murdaugh, Little & Bonham., LLP**

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

**Engineer: Justin Ring, P.E., EHRA**

Address: 10555 Westoffice Drive, Houston, Texas Zip: 77042 Phone: 713/784-4500

**Owners: Nabors Drilling USA, LP**

Address: 515 W Greens Road, Suite 1200  
Houston, Texas Zip: 77067 Phone: 281/874-0035

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Harris  
Survey James Clarkson Survey Abstract 188

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

North of: West Little York East of: Fairbanks North Houston  
South of: Breen Road West of: Champion Forest

### WATER DISTRICT DATA

Total Acreage of District: 174.3596 Existing Plus Proposed Land 189.3596

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

Single Family Residential \_\_\_\_\_ Multi-Family Residential \_\_\_\_\_

Commercial 100% Industrial \_\_\_\_\_ Institutional \_\_\_\_\_

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

Sewage Treatment Plant Name: Harris County Municipal Utility District No. 23 WWTP

NPDES/TPDES Permit No: WQ0011485 TCEQ Permit No: \_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.75

Ultimate Capacity (MGD): 0.75

Size of treatment plant site: 505,296/11.6 square feet/acres.

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

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

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

Total permitted capacity: 0.750 MGD

MGD of (Regional Plant).

Name of District: Harris County MUD No. 23

MGD Capacity Allocation 0.62

or property owner(s)

Name of District: Harris County MUD No. 220

MGD Capacity Allocation 0.13

Water Treatment Plant Name: Harris County MUD No. 23 Plants

Water Treatment Plant Address: 7314 Shady Mill Road & 7510 Woodland West Drive

Well Permit No: 117982 & 117983

**Existing Capacity:**

Well(s): 1987

GPM

Booster Pump(s): 3650

GPM

Tank(s): 0.920

MG

**Ultimate Capacity:**

Well(s): 1987

GPM

Booster Pump(s): 3650

GPM

Tank(s): 0.92

MG

Size of Treatment Plant Site: 1.92 sacres & 0.63 acres

square feet/acres.

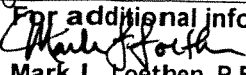
Comments or Additional Information: The district is served by HCMUD No. 23 pursuant to existing contracts by and bwtween both Districts for water and sewer service.

TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION

**SUBJECT:** Petition for the City's consent to the creation of 320.2000 acres of land as Harris County Municipal Utility District No. 495 (Key Map No. 404-U)      Page 1 of 1      Agenda Item # 25

**FROM (Department or other point of origin):** Department of Public Works and Engineering      Origination Date      Agenda Date DEC 18 2013

**DIRECTOR'S SIGNATURE:**       Council District affected: "ETJ"

**For additional information contact:**  Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705      Date and identification of prior authorizing Council action:


**RECOMMENDATION: (Summary)**  
The petition for the creation of 320.2000 acres of land as Harris County Municipal Utility District No. 495 be approved.

**Amount of Funding:**  
NONE REQUIRED

**SPECIFIC EXPLANATION:**  
The owners of 320.2000 acres of land, located in the city's extraterritorial jurisdiction, have petitioned the City of Houston for consent to create a district.  
The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.  
The district is located in the vicinity of Stockdick School Road, Katy Hockley Road, South Mayde Creek and Future Porter Road. The district will consist of 320.2000 acres. The district will be served by the Harris County Municipal Utility District No. 495 Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 495 is South Mayde Creek flows into Buffalo Bayou and finally into the Houston Ship Channel.  
Potable water will be provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.  
The Utility District Review Committee recommends that the subject petition be approved.

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

**REQUIRED AUTHORIZATION**      20UPA280

<b>Finance Department</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>
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# HCMUD 495

Houston ETJ

VICINITY MAP

OCTOBER, 2013

## Legend

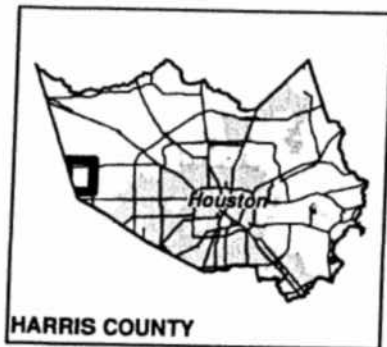
-  HCMUD 495
-  HCAD PARCELS
-  TXDOT ONSYSTEM
-  RAILROAD
-  CHANNELS

Data Source:  
Railroad - ESRI  
Channels - Harris County Flood Control District



0 1,500 3,000 6,000  
Feet

1 Inch = 3,000 feet

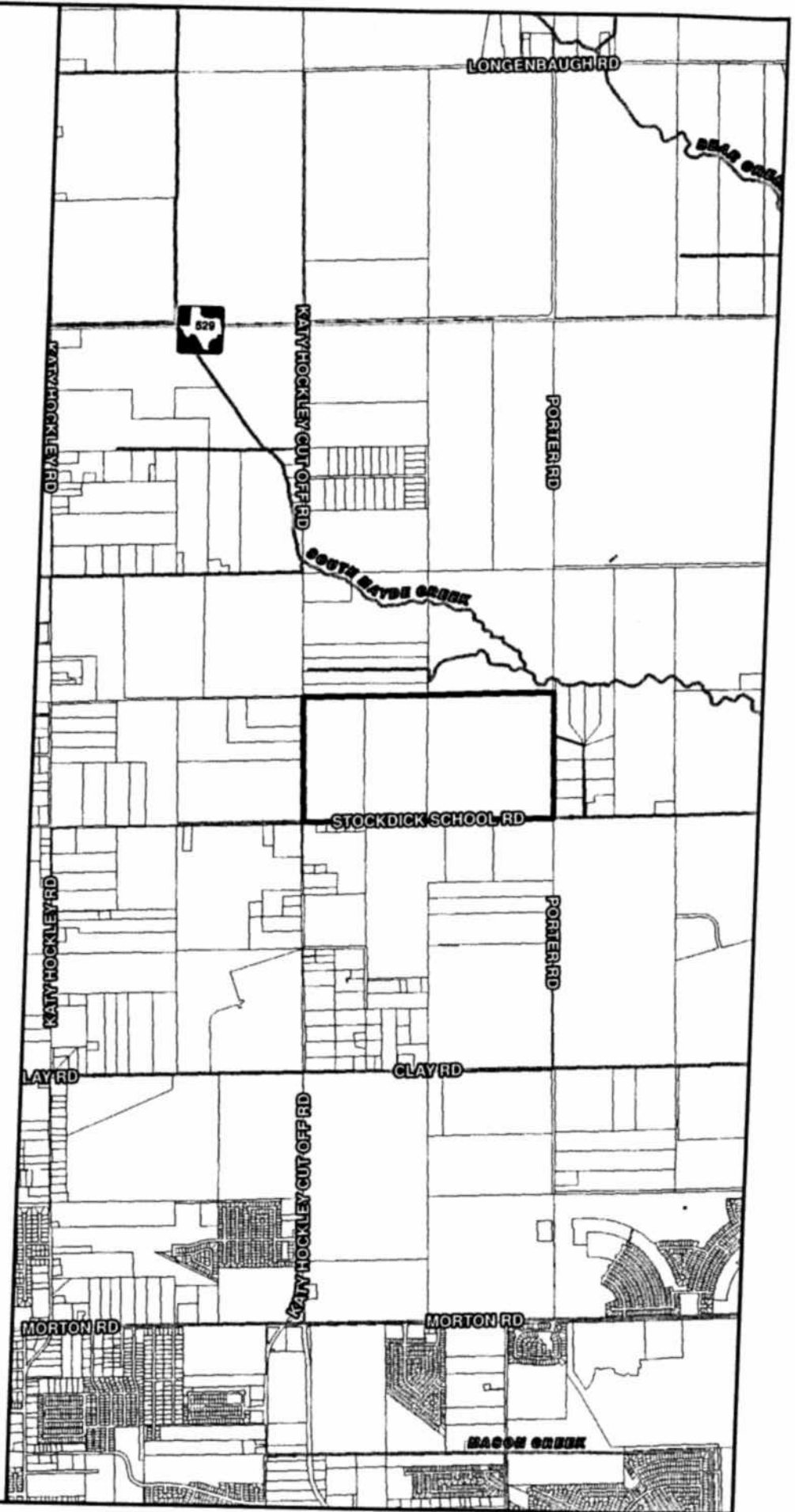


THIS PRODUCT IS FOR INFORMATIONAL PURPOSES AND  
MAY NOT HAVE BEEN PREPARED FOR OR BE SUITABLE FOR  
LEGAL, ENGINEERING, OR SURVEYING PURPOSES.  
IT DOES NOT REPRESENT AN ON-THE-GROUND SURVEY AND  
REPRESENTS ONLY THE APPROXIMATE RELATIVE LOCATION  
OF PROPERTY BOUNDARIES.

LJA Engineering, Inc.

IA

222 Airport Blvd. Phone: 713.861.2226  
Suite 502 Fax: 713.861.2228  
Houston, Texas 77060-2022 www.ljaengineering.com TTY: 713.861.2228



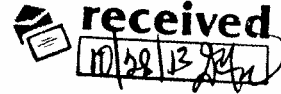
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# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 320.2000 acres to Harris County MUD No. 495 under the provisions of 49 and 54 Texas Water Code.

*Jim Boone (e)*  
Attorney for the District

**Attorney:** Jim Boone, Allen Boone Humphries Robinson LLP

Address: 3200 Southwest Freeway, Suite 2600, Houston, TX

Zip: 77027

Phone: 713-860-6404

**Engineer:** Gary Mensik, LJA Engineering, Inc.

Address: 2929 Briarpark Drive, Suite 600, Houston, TX

Zip: 77042

Phone: 713-953-5249

**Owners:** James A. McAlister, JM Texas Land Fund No. 5, L.P.

Address: 3200 Southwest Freeway, Suite 3000

Zip: 77027-7523

Phone: 713-535-2255

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

### LOCATION

INSIDE CITY

OUTSIDE CITY

NAME OF COUNTY (S) Harris

Survey H. Huskey, S. Post and W. Salyars

Abstract 1526, 1422, and 1532

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

North of: Stockdick School Road

East of: Katy Hockley Road

South of: South Mayde Creek

West of: Future Porter Road

### WATER DISTRICT DATA

Total Acreage of District: 320.2000

Existing Plus Proposed Land 320.2000

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

Single Family Residential 100%

Multi-Family Residential     

Commercial     

Industrial     

Institutional     

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

Regional Plant

Sewage Treatment Plant Name: Harris County MUD No. 495 WWTP

NPDES/TPDES Permit No: pending

TCEQ Permit No:





# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.0

Ultimate Capacity (MGD): 0.60

Size of treatment plant site: 3.0 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.60 MGD.

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

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

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

MGD of (Regional Plant).

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

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

or property owner(s)

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

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

Water Treatment Plant Name: Harris County MUD No. 495 WP No. 1

Water Treatment Plant Address: pending

Well Permit No: pending

**Existing Capacity:**

Well(s): 0

GPM

Booster Pump(s): 0

GPM

Tank(s): 0

MG

**Ultimate Capacity:**

Well(s): 1200

GPM

Booster Pump(s): 2,800

GPM

Tank(s): 0.32

MG

Size of Treatment Plant Site: 0.7

square feet/acres.

Comments or Additional Information: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

TO: Mayor via City Secretary      REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Petition for the City's consent to the addition of 15.1019 acres of land to Northwest Harris County Municipal Utility District No. 36 (Key Map No. 331-C)	Page 1 of 1	Agenda Item #  <b>26</b>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	Origination Date	Agenda Date <b>DEC 18 2013</b>
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<b>DIRECTOR'S SIGNATURE</b> <i>[Signature]</i> Daniel W. Krueger, P.E.	Council District affected: "ETJ"
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<b>For additional information contact:</b> <i>[Signature]</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	Date and identification of prior authorizing Council action:
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**RECOMMENDATION: (Summary)**

The petition for the addition of 15.1019 acres of land to Northwest Harris County Municipal Utility District No. 36 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Northwest Harris County Municipal Utility District No. 36 has petitioned the City of Houston for consent to add 15.1019 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Cypresswood Drive, Kuykendahl, Louetta and Ella. The district desires to add 15.1019 acres, thus yielding a total of 296.9950 acres. The district is served by the Northwest Harris County Municipal Utility District No. 36 Wastewater Treatment Plant. The nearest major drainage facility for Northwest Harris County Municipal Utility District No. 36 is Cypress Creek which flows into Spring Creek, then to the San Jacinto River, and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

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

**Attachments**

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

**REQUIRED AUTHORIZATION      20UPA276**

<b>Finance Department</b>	<b>Other Authorization:</b> <i>[Signature]</i> Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>
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FM 2920

NORTHWEST HARRIS COUNTY  
MUD No. 28

REGIONAL MUD

SPRING WEST MUD

BRIDGESTONE MUD

N.W. MUD No. 36

PROPOSED  
ANNEXATION  
TRACT  
15.1019 ACRES

SLIPPER ROCK CYPRESS  
HUCKLETON  
APPLE GREST  
BUSHWOOD  
RINESTONE  
LOUETTA

AUREL HOLLOW  
POSTWOOD  
BROKEN ELL  
CYPRESSDALE  
MAYWOOD  
LOST OAK  
ELDERGROVE

KLEIN PUD

MIRROR LAKE  
CANDLECREEK

CYPRESSWOOD UD

COLTWOOD  
CHAPEL SQUARE

KUYKENDAHN ROAD

LOUETTA ROAD  
POSTWOOD  
CYPRESSDALE DRIVE

HARRIS COUNTY  
WCID No. 132

**AEI**  
ENGINEERING  
REGISTRATION No. E-1697

616 CYPRESS CREEK PARKWAY  
(FM 1960 WEST), SUITE 250  
HOUSTON, TEXAS 77090  
(281)350-7027  
WWW.AEIENGINEERING.COM

NORTHWEST HARRIS COUNTY M.U.D. No. 36  
HARRIS COUNTY, TEXAS

VICINITY MAP

SEPTEMBER 2013

2013A276

108-074-001

P:\108\108-074-001\_15.1019\_Ac\_Annexation\exhibit\Vicinity Map.DWG, 10/24/2013 2:26:06 PM, monet\_snyder



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

**received**  
10/28/13 JZW

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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 15.1019 acres to NW Harris County MUD No. 36 under the provisions of Chapters 49 and 54 Texas Water Code.

*John R. Wallace*  
Attorney for the District

**Attorney: Bacon & Wallace, L.L.P. (John R. Wallace)**

Address: 6363 Woodway, Suite 800 Houston, Texas Zip: 77057 Phone: 713-739-1060

**Engineer: AEI Engineering (Patrick L. Newton, P.E.)**

Address: 616 Cypress Creek Pkwy, Suite 250 Houston, Texas Zip: 77090 Phone: 281-350-7027

**Owners: Betz/Louetta 25, Ltd.**

Address: 610 W. Greens Road Houston, Texas Zip: 77067 Phone: 713-320-7520

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Harris  
Survey Daniel Harmon Survey Abstract 315

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

North of: Cypresswood Drive East of: Kuykendahl  
South of: Louetta West of: Ella

### WATER DISTRICT DATA

Total Acreage of District: 281.8931 Existing Plus Proposed Land 296.9950

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

Single Family Residential \_\_\_\_\_ Multi-Family Residential 100%

Commercial \_\_\_\_\_ Industrial \_\_\_\_\_ Institutional \_\_\_\_\_

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

Sewage Treatment Plant Name: NWHCMUD 36 WWTP

NPDES/TPDES Permit No: WQ0013573001 TCEQ Permit No: \_\_\_\_\_



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.375

Ultimate Capacity (MGD): 0.5

Size of treatment plant site: 0.75 Acres square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.375 MGD.

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

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

Total permitted capacity: \_\_\_\_\_ MGD of (Regional Plant).

Name of District: \_\_\_\_\_ MGD Capacity Allocation \_\_\_\_\_

or property owner(s)

Name of District: \_\_\_\_\_ MGD Capacity Allocation \_\_\_\_\_

Water Treatment Plant Name: NWHCMUD No. 36 - Water Plant No. 1 & 2

Water Treatment Plant Address: 3510 Spring Cypress, 20455-1/2 Ella, Spring Tx,

Well Permit No: 160084, 160138

**Existing Capacity:**

Well(s): 1,591 GPM

Booster Pump(s): 2,625 GPM

Tank(s): 0.3 MG

**Ultimate Capacity:**

Well(s): 1,591 GPM

Booster Pump(s): 2,625 GPM

Tank(s): 0.4 MG

Size of Treatment Plant Site: 0.8270 ac, 1.000 ac

square feet/acres.

Comments or Additional Information: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

**SUBJECT:** Petition for the City's consent to the addition of 32.234 acres of land to Montgomery County Municipal Utility District No. 60 (Key Map No. 250-M)

Page  
1 of 1

Agenda Item  
#

27

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

Origination Date

Agenda Date

Department of Public Works and Engineering

DEC 18 2013

**DIRECTOR'S SIGNATURE**

Council District affected:  
"ETJ"

Daniel W. Krueger, P.E.

**For additional information contact:**

Mark L. Loethen, P.E., CFM, PTOE  
Deputy Director (832) 396-2705

Date and identification of prior authorizing  
Council action:

**RECOMMENDATION: (Summary)**

The petition for the addition of 32.234 acres of land to Montgomery County Municipal Utility District No. 60 be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Montgomery County Municipal Utility District No. 60 has petitioned the City of Houston for consent to add 32.234 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Spring Creek, FM 2978, State Highway 242 and Six Pines Drive. The district desires to add 32.234 acres, thus yielding a total of 2,038.1604 acres. The district is served by The Woodlands Wastewater Treatment Plant Nos. 1, 2, and 3. The other districts served by these plants are The Woodlands Municipal Utility District No. 2, Montgomery County Municipal Utility District Nos. 6, 7, 36, 39, 40, 46, 47, 67, Harris-Montgomery County Municipal Utility District No. 386, and The Woodlands Metro Center Municipal Utility District. The nearest major drainage facility for Montgomery County Municipal Utility District No. 60 is Spring Creek which flows into the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

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

Attachments

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

**REQUIRED AUTHORIZATION**

20UPA269

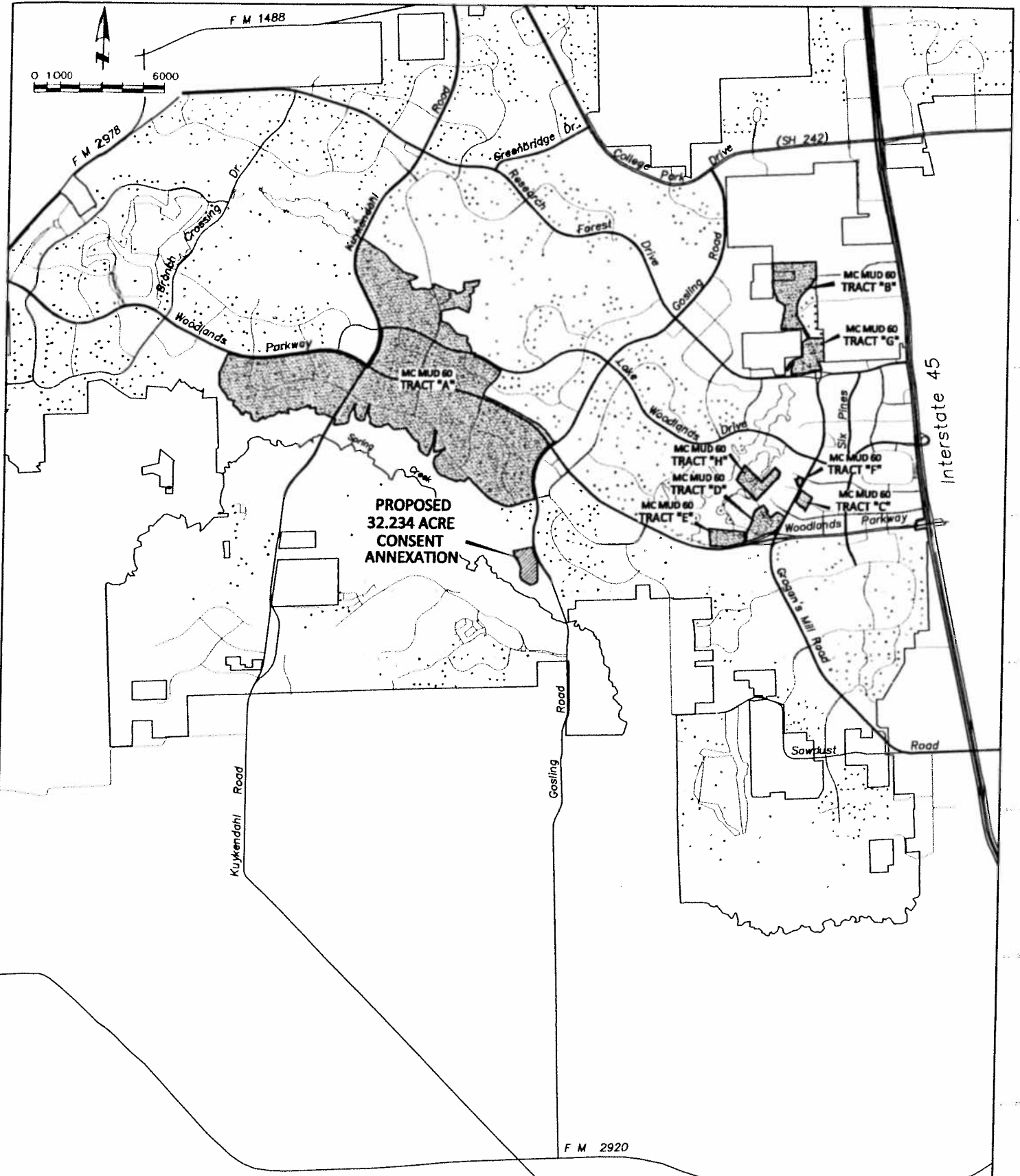
Finance Department

Other Authorization:



Mark L. Loethen, P.E., CFM, PTOE  
Deputy Director  
Planning & Development Services Div.

Other Authorization:



**PROPOSED  
32.234 ACRE  
CONSENT  
ANNEXATION**

**VICINITY MAP OF  
DISTRICT BOUNDARY  
MONTGOMERY COUNTY MUD NO. 60  
CONSENT ANNEXATION**

**THE WOODLANDS DEVELOPMENT COMPANY**

24 Waterway The Woodlands, Texas 77380  
Phone: (281) 719-8100 Fax: (281) 719-8111

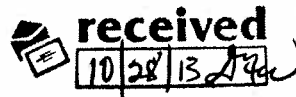
SCALE: 1"=6000' DATE: 08/2013 DRAWING No.: M60 CON-0613



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 32.234 acres to Montgomery County MUD No. 60 under the provisions of Chapters 49 and 54 Texas Water Code.

*[Handwritten Signature]*  
Attorney for the District

**Attorney:** Bryan T. Yeates, Schwartz, Page & Harding, L.L.P.

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

**Engineer:** Randy Bowles, LJA Engineering, Inc.

Address: 2929 Briarpark Drive, Suite 500 Zip: 77042 Phone: 713-953-5034

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

Address: 24 Waterway Avenue, Suite 1100, The Woodlands Zip: 77380 Phone: 281-719-6110

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

### LOCATION

INSIDE CITY  OUTSIDE CITY  NAME OF COUNTY (S) Montgomery  
Survey Caddo Allen Abstract A-45

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

North of: Spring Creek East of: F. M. 2978  
South of: S.H. 242 West of: Six Pines Drive

### WATER DISTRICT DATA

Total Acreage of District: 2005.9264 Existing Plus Proposed Land 2038.1604 ✓

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

Single Family Residential 100% Multi-Family Residential 0%  
Commercial 0% Industrial 0% Institutional 0%

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

Sewage Treatment Plant Name: The Woodlands Wastewater Treatment Plant No. 1

NPDES/TPDES Permit No: TX0054186 TCEQ Permit No: 11401-01





# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 7.8

Ultimate Capacity (MGD): 7.8

Size of treatment plant site: 10.5 square feet/acres.

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

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

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

Total permitted capacity: 14.9

MGD of (Regional Plant).

Name of District: The Woodlands MUD No. 2

MGD Capacity Allocation 0.061 MGD

or property owner(s)

Name of District: Montgomery Co. MUD No. 6.

MGD Capacity Allocation 0.752 MGD

Water Treatment Plant Name: Water Plant No. 1

Water Treatment Plant Address: 11439 Slash Pine, The Woodlands

Well Permit No: N/A

**Existing Capacity:**

Well(s): 43,557 GPM

Booster Pump(s): 56,050 GPM

Tank(s): 19.75 MG

**Ultimate Capacity:**

Well(s): 33,630 GPM

Booster Pump(s): 59,050 GPM

Tank(s): 21.75 MG

Size of Treatment Plant Site: 2.417 Acres

square feet/acres.

Comments or Additional Information: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

ADDENDUM TO  
WATER DISTRICT CONSENT APPLICATION FORM

Date: September 20, 2013  
 District: Montgomery County Municipal Utility District No. 60  
 Application: Consent to the addition of 32.234 acres

**LOCATION**

Survey	<u>F.D. May</u>	Abstract	<u>A-388</u>
	<u>James Stephens</u>		<u>A-536</u>
	<u>John Taylor</u>		<u>A-547</u>
	<u>Montgomery County School Land</u>		<u>A-350</u>
	<u>William McDermott</u>		<u>A-389</u>

**WATER DISTRICT DATA**

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

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

<u>NAME OF DISTRICT OR PROPERTY OWNER(S)</u>	<u>MGD CAPACITY ALLOCATION</u>
Montgomery County MUD # 7	0.842 MGD
Montgomery County MUD # 36	0.471 MGD
Montgomery County MUD # 39	0.459 MGD
Montgomery County MUD # 40	0.575 MGD
Montgomery County MUD # 46	1.817 MGD
Montgomery County MUD # 47	1.660 MGD
Montgomery County MUD # 60	0.971 MGD

Montgomery County MUD # 67	0.986 MGD
The Woodlands Metro Center MUD	1.615 MGD
Harris-Montgomery Counties MUD #386	0.229 MGD

Water Treatment Plant Name: Water Plant No. 2

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

Well Permit No: N/A

Water Treatment Plant Name: Water Plant No. 3

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

Well Permit No: N/A

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

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

**SUBJECT:** Petition for the City's consent to the addition of two (2) tracts of land totaling 76.8594 acres to Montgomery County Municipal Utility District No. 67 (Key Map No. 251-H)      Page 1 of 1      Agenda Item # **28**

**FROM (Department or other point of origin):** Department of Public Works and Engineering      Origination Date      Agenda Date **DEC 18 2013**

**DIRECTOR'S SIGNATURE** *[Signature]*      Council District affected: "ETJ"

*[Signature]* Daniel W. Krueger, P.E.  
For additional information contact: *[Signature]*  
Mark L. Loethen, P.E., CFM, PTOE  
Deputy Director (832) 395-2705

**RECOMMENDATION: (Summary)**  
The petition for the addition of 76.8594 acres of land to Montgomery County Municipal Utility District No. 67 be approved.

**Amount and Source of Funding:**  
NONE REQUIRED

**SPECIFIC EXPLANATION:**

Montgomery County Municipal Utility District No. 67 has petitioned the City of Houston for consent to add 76.8594 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Woodlands Parkway, Kuykendahl Road, FM 1488 and Interstate Highway 45. The district desires to add 76.8594 acres, thus yielding a total of 1,679.8367 acres. The district is served by The Woodlands Wastewater Treatment Plant Nos. 1, 2, and 3. The other districts served by these plants are The Woodlands Municipal Utility District No. 2, Montgomery County Municipal Utility District Nos. 6, 7, 36, 39, 40, 46, 47, 60, The Woodlands Metro Center MUD and Harris-Montgomery Counties Municipal Utility District Number 386. The nearest major drainage facility for Montgomery County Municipal Utility District No. 67 is Spring Creek which flows into the San Jacinto River and finally into Lake Houston.

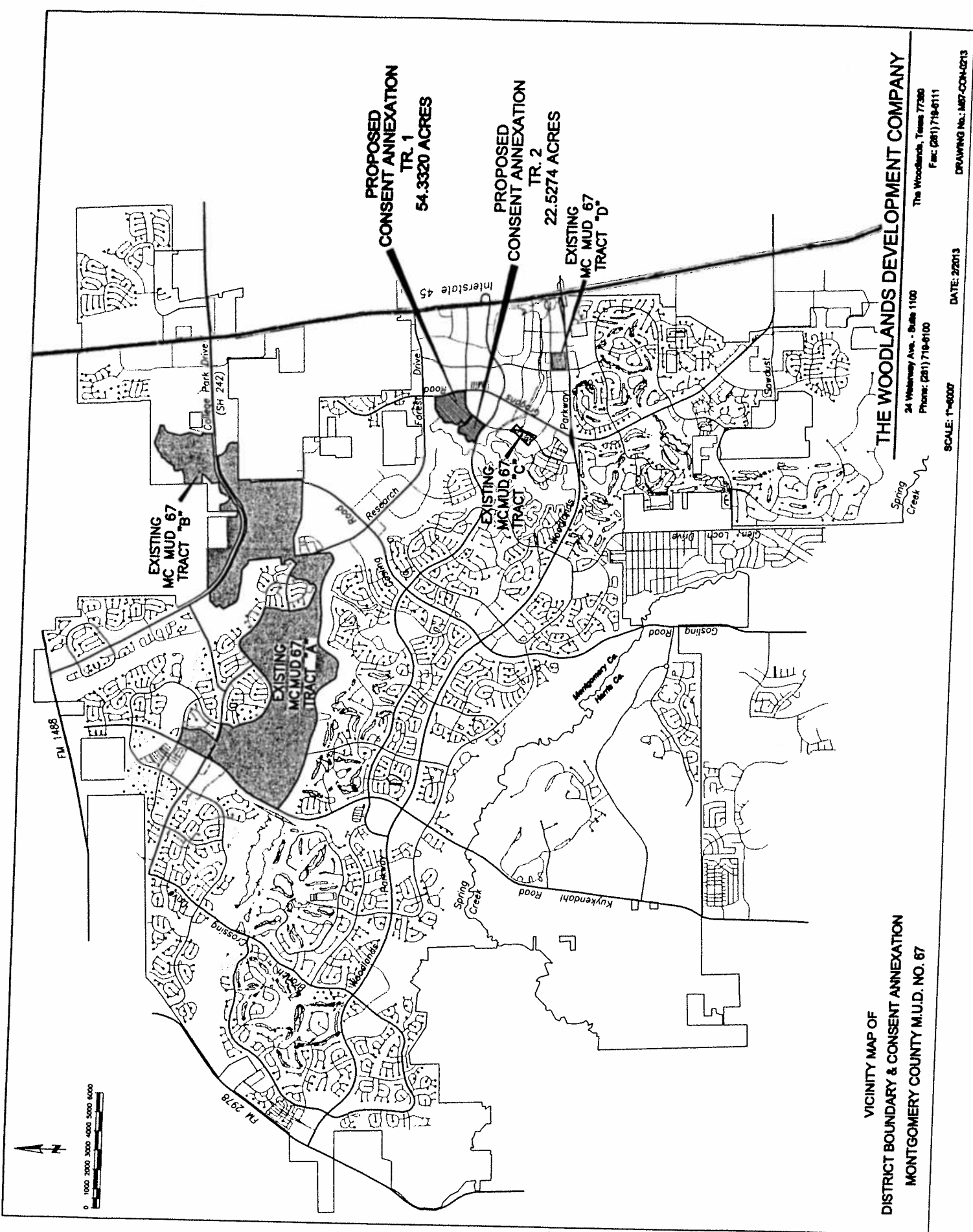
Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

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

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

**REQUIRED AUTHORIZATION**      20UPA236-A

Finance Department      Other Authorization: *[Signature]* Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.      Other Authorization:



VICINITY MAP OF  
 DISTRICT BOUNDARY & CONSENT ANNEXATION  
 MONTGOMERY COUNTY M.I.D. NO. 67

THE WOODLANDS DEVELOPMENT COMPANY  
 24 Wilshire Ave. - Suite 1100  
 The Woodlands, Texas 77380  
 Phone: (281) 719-9100  
 Fax: (281) 719-6111

SCALE: 1"=600'  
 DATE: 2/2013  
 DRAWING NO.: M67-CON-0213



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

**received**  
11/15/13

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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 76.8594 acres to Montgomery County MUD No. 67 under the provisions of Chapters 49 and 54 Texas Water Code.

\_\_\_\_\_  
Attorney for the District

**Attorney:** Bryan T. Yeates, Schwartz, Page & Harding, L.L.P.

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

**Engineer:** Randy Bowles, LJA Engineering, Inc.

Address: 2929 Briarpark Drive, Suite 500, Houston Zip: 77042-3703 Phone: 713-953-5034

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

Address: 24 Waterway Avenue, Suite 1100, The Woodlands Zip: 77380 Phone: 281-719-6110

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

### LOCATION

INSIDE CITY       OUTSIDE CITY       NAME OF COUNTY (S) Montgomery  
Survey John Taylor      Abstract A-547

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

North of: Woodlands Parkway      East of: Kuykendahl Road  
South of: F.M. 1488      West of: Interstate Highway 45

### WATER DISTRICT DATA

Total Acreage of District: 1,602.9773      Existing Plus Proposed Land 1,679.8367

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

Single Family Residential 0%      Multi-Family Residential 22%  
Commercial 78%      Industrial \_\_\_\_\_      Institutional \_\_\_\_\_

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

Sewage Treatment Plant Name: The Woodlands Wastewater Treatment Plant No. 1

NPDES/TPDES Permit No: TX0054186      TCEQ Permit No: 11401-01



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 7.8 MGD

Ultimate Capacity (MGD): 7.8 MGD

Size of treatment plant site: 10.5 ~~square foot~~/acres.

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

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

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

Total permitted capacity: 14.9

MGD of (Regional Plant).

Name of District: The Woodlands MUD No. 2  
or property owner(s)

MGD Capacity Allocation 0.061 MGD

Name of District: Montgomery Co. MUD No. 6

MGD Capacity Allocation 0.752 MGD

Water Treatment Plant Name: Water Plant No. 1

Water Treatment Plant Address: 11439 Slash Pine, The Woodlands

Well Permit No: N/A

**Existing Capacity:**

Well(s): 43,557 GPM

Booster Pump(s): 56,050 GPM

Tank(s): 19.75 MG

**Ultimate Capacity:**

Well(s): 33,630 GPM

Booster Pump(s): 59,050 GPM

Tank(s): 21.75 MG

Size of Treatment Plant Site: 2.417

~~square foot~~/acres.

Comments or Additional Information: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ADDENDUM TO  
WATER DISTRICT CONSENT APPLICATION FORM

Date: October 3, 2013  
District: Montgomery County Municipal Utility District No. 67  
Application: Consent to the addition of 76.8594 acres

Owners: **Richard Derr, One Hughes Landing, L.L.C.**  
Address: 24 Waterway Avenue, Suite 1100, The Woodlands Zip: 77380 Phone: 281-719-6110

**LOCATION**

Survey		Abstract	
	<u>Walker County School Land</u>		<u>A-599</u>
	<u>Montgomery County School Land</u>		<u>A-666</u>
	<u>James Stephens</u>		<u>A-536</u>
	<u>A. Smith</u>		<u>A-499</u>
	<u>Henry Blood</u>		<u>A-101</u>
	<u>Henry Dunman</u>		<u>A-163</u>
	<u>Blanch &amp; Foley</u>		<u>A-797</u>
	<u>William H. Harrison</u>		<u>A-257</u>
	<u>Grogan-Cochran Lbr.</u>		<u>A-798</u>
	<u>Montgomery County School Land</u>		<u>A-666</u>
	<u>Henry Applewhite</u>		<u>A-51</u>
	<u>Herman Pressler</u>		<u>A-761</u>
	<u>V.M. Pressler</u>		<u>A-799</u>
	<u>James Lee</u>		<u>A-319</u>
	<u>F.D. May</u>		<u>A-388</u>
	<u>Daniel F. Whillden</u>		<u>A-640</u>

**WATER DISTRICT DATA**

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



Sewage Treatment Plant Name: The Woodlands Wastewater Treatment Plant No. 3

N.P.D.E.S. Permit No.: TX0063461

T.D.W.R. Permit No.: 11658-001

Existing Capacity: 0.900 MGD

Ultimate Capacity: 0.900 MGD

Size of Treatment Plant: 3.69 Acres

<u>NAME OF DISTRICT OR PROPERTY OWNER(S)</u>	<u>MGD CAPACITY ALLOCATION</u>
Montgomery County MUD # 7	0.842 MGD
Montgomery County MUD # 36	0.471 MGD
Montgomery County MUD # 39	0.459 MGD
Montgomery County MUD # 40	0.575 MGD
Montgomery County MUD # 46	1.817 MGD
Montgomery County MUD # 47	1.660 MGD
Montgomery County MUD # 60	0.971 MGD
Montgomery County MUD # 67	0.986 MGD
The Woodlands Metro Center MUD	1.615 MGD
Harris-Montgomery Counties MUD #386	0.229 MGD

Water Treatment Plant Name: Water Plant No. 2

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

Well Permit No: N/A

Water Treatment Plant Name: Water Plant No. 3

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

Well Permit No: N/A

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

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

<b>SUBJECT:</b> Petition for the City's consent to the addition of 5.0942 acres of land to Spring West Municipal Utility District (Key Map No. 291-U, V & 292-S, T)	Page 1 of 1	Agenda Item #  29
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b> DEC 18 2013
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<b>DIRECTOR'S SIGNATURE</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> "ETJ"
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<b>For additional information contact:</b> Mark L. Loethen, P.E., CFM, PTOE Deputy Director (832) 395-2705	<b>Date and identification of prior authorizing Council action:</b>
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**RECOMMENDATION: (Summary)**

The petition for the addition of 5.0942 acres of land to Spring West Municipal Utility District be approved.

**Amount and Source of Funding:**

NONE REQUIRED

**SPECIFIC EXPLANATION:**

Spring West Municipal Utility District has petitioned the City of Houston for consent to add 5.0942 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Spring Cypress Road, Falvel Road, FM 2920 and Foster Road. The district desires to add 5.0942 acres, thus yielding a total of 528.0248 acres. The district is served by the Spring West Municipal Utility District Wastewater Treatment Plant. The nearest major drainage facility for Spring West Municipal Utility District is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

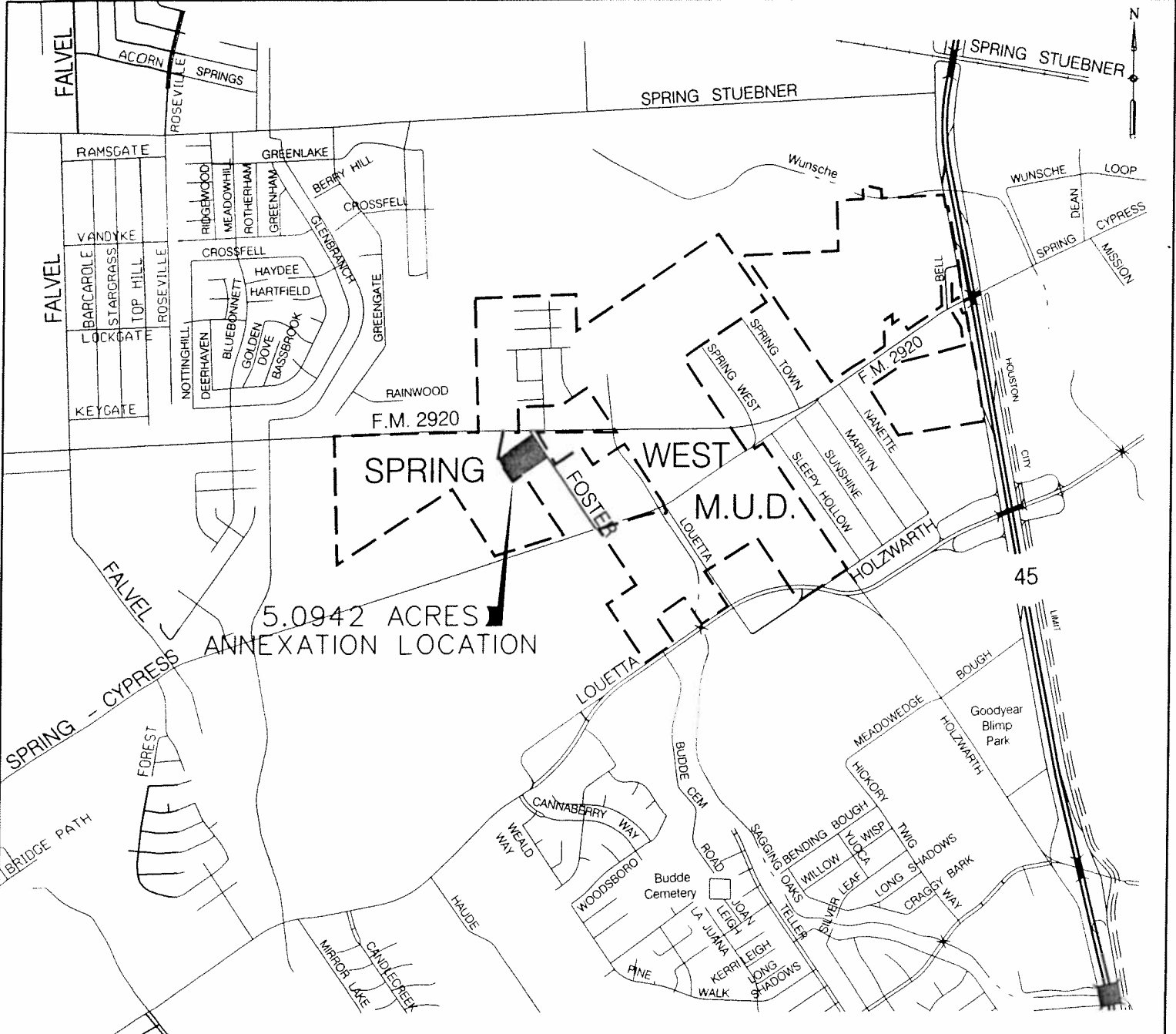
The Utility District Review Committee recommends that the subject petition be approved.

**Attachments**

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

**REQUIRED AUTHORIZATION** 20UPA273

<b>Finance Department</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.	<b>Other Authorization:</b>
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5.0942 ACRES  
ANNEXATION LOCATION

SPRING WEST  
M.U.D.

VICINITY MAP

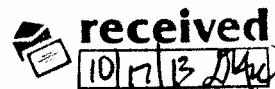
MAP REF: KEY MAP PG.292, SQ. P NOT TO SCALE



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form



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

Application is hereby made for consent of the City of Houston to the  creation/  addition of 5.0942 acres to Spring West MUD under the provisions of Chapter 49 Texas Water Code.

*W. Stamm*

Attorney for the District

**Attorney: Schwartz, Page & Harding, L.L.P.**

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

**Engineer: Costello, Inc.**

Address: 9990 Richmond Avenue, Suite 450, Houston, Texas Zip: 77042 Phone: 713-783-7788

**Owners: IKP Investments, L.L.C.**

Address: 411 Lantern Bend, #240, Houston, Texas Zip: 77090 Phone: 281-587-1700

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

### LOCATION

INSIDE CITY

OUTSIDE CITY

NAME OF COUNTY (S) Harris

Survey J. A. Hughes

Abstract 363

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

North of: Spring Cypress Road

East of: Falvel Road

South of: F.M. 2920

West of: Foster Road

### WATER DISTRICT DATA

Total Acreage of District: 522.9306

Existing Plus Proposed Land 528.0248

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

Single Family Residential \_\_\_\_\_

Multi-Family Residential \_\_\_\_\_

Commercial 100 Industrial \_\_\_\_\_

Institutional \_\_\_\_\_

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

Sewage Treatment Plant Name: Spring West MUD Wastewater Treatment Plant

NPDES/TPDES Permit No: 12579-001

TCEQ Permit No: TX0090824



# CITY OF HOUSTON



Department of Public Works and Engineering  
Water District Consent Application Form

Existing Capacity (MGD): 0.762

Ultimate Capacity (MGD): 1.219

Size of treatment plant site: 2.147 square feet/acres.

If the treatment plant is to serve the District only, indicate the permitted capacity of the plant: 0.762 MGD.

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

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

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

MGD of (Regional Plant).

Name of District: N/A

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

or property owner(s)

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

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

Water Treatment Plant Name: Spring West MUD Water Plant Nos. 1 & 2

Water Treatment Plant Address: 21323 Harvest Grove Ct., Spring, Texas 77388 and

1646 1/2 Spring Cypress Road, Spring, Texas 77388

Well Permit No: NHCRWA Aggregate Permit

### Existing Capacity:

Well(s): 2,095 GPM

Booster Pump(s): 6,375 GPM

Tank(s): 0.824 MG

### Ultimate Capacity:

Well(s): 2,095 GPM

Booster Pump(s): 6,375 GPM

Tank(s): 0.824 MG

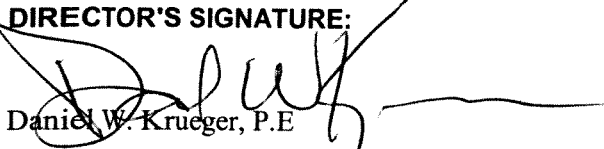
Size of Treatment Plant Site: #1: 0.96 ac; #2: 0.598 ac

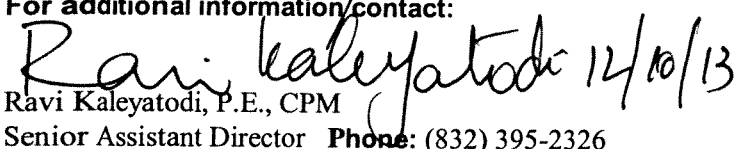
square feet/acres.

Comments or Additional Information: \_\_\_\_\_

<b>SUBJECT:</b> Interlocal Agreement between the City of Houston and the Houston Downtown Management District for a Transportation Enhancement Project including the Repair, Replacement and/or Widening of Houston Southeast Downtown Sidewalks; WBS No. N-000824-0008-6.	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  30
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<b>FROM (Department or other point of origin):</b>  Department of Public Works and Engineering	<b>Origination Date</b>  12/12/13	<b>Agenda Date</b>  DEC 18 2013
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E.	<b>Council District affected:</b> I <i>see</i>
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326	<b>Date and identification of prior authorizing Council action:</b> Resolution 2011-0021, 08/03/2011 Ordinance 2011-1145, 12/14/2011
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**RECOMMENDATION: (Summary)**  
Adopt an Ordinance approving and authorizing an Interlocal Agreement between the City of Houston and the Houston Downtown Management District.


**Amount and Source of Funding:** N/A  
  
Previous (original) funding of \$396,477.00 from Reimbursement of Equipment/Projects Fund 1850.

**PROJECT NOTICE AND PREVIOUS HISTORY:** The Houston Downtown Management District (District) desires to provide transportation enhancements within the southeast quadrant of the District described as Houston Southeast Downtown Sidewalks (Project). The Texas Transportation Commission passed Minute Order 112342 awarding federal funds for this Project in the 2009 Program Call of the Statewide Transportation Enhancement Program to be administered by Texas Department of Transportation (TxDOT). Under this Program, the fund participation ratio for the Project is 80 percent federal and 20 percent local government (City). Under Resolution 2011-0021 passed on August 3, 2011, Council approved and authorized the local matching funds for the Project. On December 14, 2011, the City entered the Advance Funding Agreement with TxDOT under Ordinance 2011-1145 which appropriated \$396,477.00 for the estimated City's participation for the construction of the Project. The same Ordinance authorized the City to enter into the Sponsorship Agreement with the Downtown Redevelopment Authority (Authority) where the Authority reimbursed the City for the estimated 20% construction cost of the Project and took the responsibility for cost overrun and underruns.

**DESCRIPTION/SCOPE:** This project consists of the repair, replacement and/or widening of the sidewalks, driveway and streetscapes in a 33-block area.

**LOCATION:** The Project is located within the 33-block area bounded by Clay Street, St. Joseph Parkway, Hamilton Street and Fannin Street. It is located in Key Map Grids 493 Q, U.

LTS No. 4626 CUIC ID # 20TAA107

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	<b>SUBJECT:</b> Interlocal Agreement between the City of Houston and the Houston Downtown Management District for a Transportation Enhancement Project including the Repair, Replacement and/or Widening of Houston Southeast Downtown Sidewalks; WBS No. N-000824-0008-6.	Originator's Initials TAA <i>TAA</i>	Page <u>2</u> of <u>2</u>
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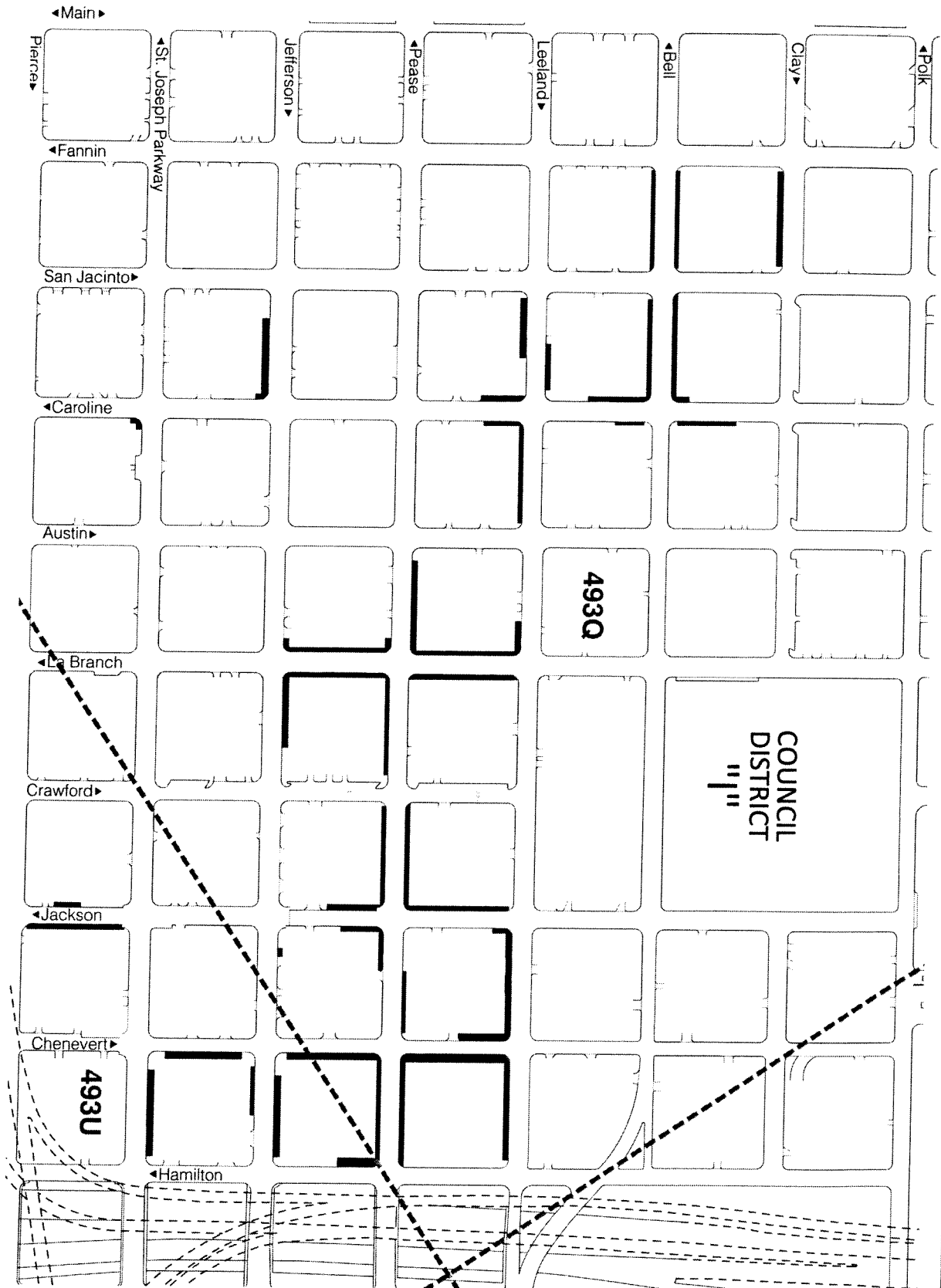
**SCOPE OF AGREEMENT:** Under the terms of the Interlocal Agreement, the District shall fund 100% of the design and engineering costs related to the Project which shall not exceed \$340,000.00 without the prior consent and authorization of the District. The District shall provide the plans, specifications and estimates (PS&E) for the Project to the City and TxDOT for review and approval. The District is also responsible for right-of-way acquisition, utility relocations and adjustments, and environmental assessment and mitigation. TxDOT will be responsible for the bidding and the construction of the Project.

**ACTION RECOMMENDED:** It is recommended that the City Council adopt an Ordinance approving and authorizing an Interlocal Agreement between the City of Houston and the Houston Downtown Management District.

*[Handwritten signatures]*  
 DWK:DRM:RK:TAA:PKC:kdt

H:\constr\A-SB-DIV\Interagency\TxDOT Projects\0912-70-075 Houston SE Downtown Sidewalks\RCA and Agreement\working files\RCA-20TAA107.doc

c: File – TxDOT – 0912-70-075 Houston SE Downtown Sidewalks



**LEGEND:**

-  PROJECT LOCATIONS
-  KEY MAP QUADRANTS

**CITY OF HOUSTON**

TRANSFORMATION ENHANCEMENT PROJECT FOR REPAIR,  
 REPLACEMENT AND/OR WIDENING OF  
 HOUSTON S.E. DOWNTOWN SIDEWALKS  
 Council District 1<sup>st</sup>

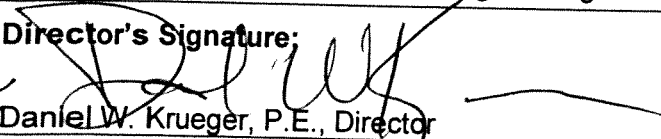
KEY MAP: 493Q&U

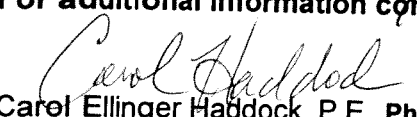




<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City and Brown & Gay Engineers, Inc. for Pre-Engineering of Storm Water Drainage Improvements. WBS. No. M-000100-0010-3	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 31
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<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/12/13	<b>Agenda Date</b> DEC 18 2013
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected: (Council District Letter Only)</b> All <i>W</i>
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<b>For additional information contact:</b>  Carol Ellinger Haddock, P.E. Phone: (832)-395-2686 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> Ordinance #: 2011-0505 Dated: 06/22/2011 Ordinance #: 2012-0693 Dated: 08/08/2012
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**Recommendation: (Summary)**  
 Approve an Ordinance appropriating additional funds to the Professional Engineering Services Contract with Brown & Gay Engineers, Inc.

**Amount and Source of Funding:**  
 \$500,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042. *W.P. 12/9/2013*  
 Original (previous) appropriation of \$1,150,000.00 from Drainage Improvement Commercial Paper Series F Fund No. 4030

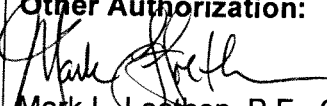
**PROJECT NOTICE/JUSTIFICATION:** This contract is to perform pre-engineering of storm water drainage improvements. Developing specific detailed projects to address the identified highest needs will provide candidate projects with both costs and benefits defined for citywide comparison and ranking for implementation.

**DESCRIPTION/SCOPE:** This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide professional engineering services to investigate, verify, and define storm water drainage problems, structural flooding, and storm sewer system capacity issues. The project will identify feasible, warranted, and cost effective solutions.

**LOCATION:** The project location and limits will be established by the work order.

**PREVIOUS HISTORY AND SCOPE:** The original Contract was approved by Council on June 22, 2011 under Ordinance No. 2011-0505. The scope of services under the Original Contract consisted of execution of Pre-Engineering services, including development of a hydrodynamic storm water drainage model and preparation of an engineering report and investigation, verification and definition of reported drainage problems, structural flooding, and storm system capacity issues in the assessment area and determine if a project is warranted for inclusion in the storm water CIP. A first amendment to this contract was approved under Ordinance No. 2012-0693 by Council on August 8, 2012 to replace the Exhibit "A" in the original contract. Under the revised Exhibit "A-1", the goal of pre-engineering is to develop alternative solutions to address highest needs areas. From these solutions, candidate project(s) will be defined with detailed scopes, cost estimates and benefits.

LTS#6659 **REQUIRED AUTHORIZATION** CUIC ID #20IPB065

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE, Deputy Director Planning & Development Services Division
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**SUBJECT:** Additional Appropriation to Professional Engineering Services Contract between the City and Brown & Gay Engineers, Inc. for Pre-Engineering of Storm Water Drainage Improvements.  
WBS. No. M-000100-0010-3

**Originator's  
Initials**

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2 of 2**

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** The scope of services for the requested appropriation is unchanged from the first Amendment of the original contract. The requested additional appropriation will allow the consultant to perform pre-engineering services for upcoming highest needs areas to develop FY15 Candidate Projects. Pre-Engineering Design Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order. The total Professional Engineering Services and Additional Services Fee for Pre-Engineering of Storm Water Drainage Improvements under the additional appropriation is \$500,000.00.

**PAY OR PLAY PROGRAM:**

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

**M/WBE INFORMATION:** The M/WBE goal for the project is set at 15%. The original contract amount is \$1,150,000.00. The consultant has been paid \$696,985.00 (60.61%) to date. Of this amount \$136,988.00 (19.65%) has been paid to M/WBE sub-consultants to date. The consultant has proposed the following firms to achieve this goal. Assuming approval of the requested additional appropriation the contract amount will increase to \$1,650,000.00.

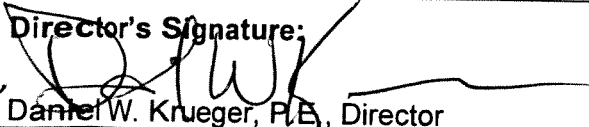
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount of Total Contract</u>	<u>% of Total Contract</u>
Prior Paid MWBE Work		\$136,988.00	8.3 %
Prior Unpaid MWBE Work		\$35,512.00	2.2%
1. ISANI Consultants, LLP	Engineering Services	\$37,500.00	2.3%
2. KIT Professionals, Inc.	Engineering Services	\$37,500.00	2.3%
		<hr/>	<hr/>
		\$247,500.00	15.1%

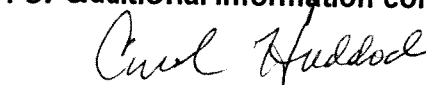
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<b>SUBJECT:</b> First Amendment and Additional Appropriation to Professional Engineering Services Contract between the City and Halff Associates, Inc. for Pre-Engineering of Storm Water Drainage Improvements. WBS. No. M-000100-0011-3	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  320
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<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b>	<b>Agenda Date</b> DEC 18 2013
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected: (Council District Letter Only)</b> All <i>JKK</i>
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<b>For additional information contact:</b>  Carol Ellinger Haddock, P.E. Phone: (832)-395-2686 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>  Ordinance #: 2012-0224 <i>JKK</i> Dated: 03/21/2012
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**Recommendation: (Summary)**  
Approve First Amendment and an Ordinance appropriating additional funds to the Professional Engineering Services Contract with Halff Associates, Inc.

**Amount and Source of Funding:**  
\$775,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042. *Rev 11/26/2013*  
Original (previous) appropriation of \$725,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042.

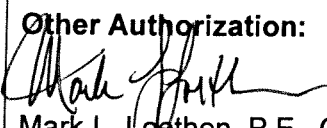
**PROJECT NOTICE/JUSTIFICATION:** This contract is to perform pre-engineering of storm water drainage improvements. Developing specific detailed projects to address the identified highest needs will provide candidate projects with both costs and benefits defined for citywide comparison and ranking for implementation.

**DESCRIPTION/SCOPE:** This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide professional engineering services to investigate, verify, and define storm water drainage problems, structural flooding, and storm sewer system capacity issues. The project will identify feasible, warranted, and cost effective solutions.

**LOCATION:** The project location and limits will be established by the work order.

**PREVIOUS HISTORY AND SCOPE:** The original Contract was approved by Council on March 27, 2012 under Ordinance No. 2012-0224. The scope of services consisted of the execution of pre-engineering services and preparation of an engineering report. The pre-engineering services is to develop specific detailed solutions to address highest needs areas and to define the candidate projects with detailed scopes, cost estimates and benefits. Under this contract, (6) highest needs areas were assigned to the consultant in FY13, and (4) in FY14. The consultant has been performing pre-engineering services on these highest needs areas following the three step process (Define Problem, Develop and Prioritize Alternative Solutions and Develop Candidate Projects).

LTS # 6665 **REQUIRED AUTHORIZATION** CUIC ID #20IPB066

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE, Deputy Director Planning & Development Services Division <i>MO</i>
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**SUBJECT:** First Amendment and Additional Appropriation to Professional Engineering Services Contract between the City and Half Associates, Inc. for Pre-Engineering of Storm Water Drainage Improvements.  
WBS. No. M-000100-0011-3

**Originator's  
Initials**

**Page  
2 of 2**

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** The scope of services for the requested appropriation is unchanged from the original contract. The requested amendment is to change the Contract Term from two (2) years to three (3) years with an option for one (1) renewal term of two (2) additional years. The requested additional appropriation will allow the consultant to perform pre-engineering services for upcoming highest needs areas to develop FY15 Candidate Projects. Pre-Engineering Design Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order. The total Professional Engineering Services and Additional Services Fee for Pre-Engineering of Storm Water Drainage Improvements under the additional appropriation is \$775,000.00.

**PAY OR PLAY PROGRAM:**

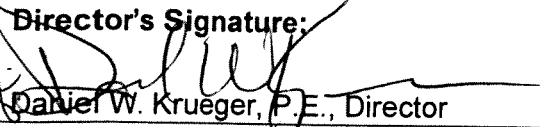
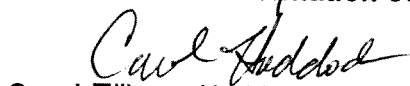

The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the Contractor provides health benefits to eligible employees in compliance with City policy.

**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The original contract amount is \$725,000.00. The consultant has been paid \$496,263.00 (68.45%) to date. Of this amount \$99,887.61 (20.13%) has been paid to M/WBE sub-consultants to date. The consultant has proposed the following firms to achieve this goal. Assuming approval of the requested additional appropriation the contract amount will increase to \$1,500,000.00.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount of Total Contract</u>	<u>% of Total Contract</u>
Prior Paid MWBE Work		\$99,887.61	6.7%
Prior Unpaid MWBE Work		\$83,803.99	5.6%
1. B & E Reprographics, Inc.	Reprographic Services	\$2,500.00	.2%
2. KIT Professionals, Inc.	Civil Engineering Services	\$125,000.00	8.3%
3. Watearth, Inc.	Civil Engineering Services	\$50,000.00	3.3%
		<hr/>	<hr/>
		\$361,191.60	24.1%

JAR

MLL:CEH:JAR:eb

<b>SUBJECT:</b> First Amendment and Additional Appropriation to Professional Engineering Services Contract between the City and CivilTech Engineering, Inc. for Pre-Engineering of Storm Water Drainage Improvements. WBS. No. M-000100-0012-3		<b>Page</b> 1 of 2	<b>Agenda Item #</b>  33
<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/12/13	<b>Agenda Date</b> DEC 18 2013	
<b>Director's Signature:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected: (Council District Letter Only)</b> All <i>UKC</i>		
<b>For additional information contact:</b>  Carol Ellinger Haddock, P.E. Phone: (832)-395-2686 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>  Ordinance #: 2012-0225 <i>UKC</i> Dated: 03/21/2012		
<b>Recommendation: (Summary)</b> Approve First Amendment and an Ordinance appropriating additional funds to the Professional Engineering Services Contract with CivilTech Engineering, Inc.			
<b>Amount and Source of Funding:</b> \$775,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042. <i>Per 11/26/2013</i> Original (previous) appropriation of \$725,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042.			
<b>PROJECT NOTICE/JUSTIFICATION:</b> This contract is to perform pre-engineering of storm water drainage improvements. Developing specific detailed projects to address the identified highest needs will provide candidate projects with both costs and benefits defined for citywide comparison and ranking for implementation.			
<b>DESCRIPTION/SCOPE:</b> This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide professional engineering services to investigate, verify, and define storm water drainage problems, structural flooding, and storm sewer system capacity issues. The project will identify feasible, warranted, and cost effective solutions.			
<b>LOCATION:</b> The project location and limits will be established by the work order.			
<b>PREVIOUS HISTORY AND SCOPE:</b> The original Contract was approved by Council on March 21, 2012 under Ordinance No. 2012-0225. The scope of services consisted of the execution of pre-engineering services and preparation of an engineering report. The pre-engineering services is to develop specific detailed solutions to address highest needs areas and to define the candidate projects with detailed scopes, cost estimates and benefits. Under this contract, (5) highest needs areas were assigned to the consultant in FY13, and (7) in FY14. The consultant has been performing pre-engineering services on these highest needs areas following the three step process (Define Problem, Develop and Prioritize Alternative Solutions and Develop Candidate Projects).			
<b>LTS# 6666</b>		<b>REQUIRED AUTHORIZATION</b>	
		<b>CUIC ID #20IPB067</b>	
<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loethen, P.E., CFM, PTOE, Deputy Director Planning & Development Services Division	

**SUBJECT:** First Amendment and Additional Appropriation to Professional Engineering Services Additional Appropriation to Professional Engineering Services Contract between the City and CivilTech Engineering, Inc. for Pre-Engineering of Storm Water Drainage Improvements.  
WBS. No. M-000100-0012-3

**Originator's  
Initials**

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2 of 2**

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** The scope of services for the requested appropriation is unchanged from the original contract. The requested amendment is to change the Contract Term from two (2) years to three (3) years with an option for one (1) renewal term of two (2) additional years. The requested additional appropriation will allow the consultant to perform pre-engineering services for upcoming highest needs areas to develop FY15 Candidate Projects. Pre-Engineering Design Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order. The total Professional Engineering Services and Additional Services Fee for Pre-Engineering of Storm Water Drainage Improvements under the additional appropriation is \$775,000.00.

**PAY OR PLAY PROGRAM:**

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

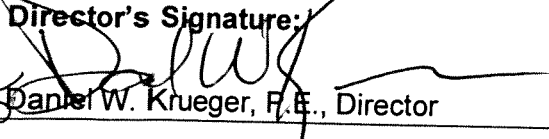
**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The original contract amount is \$725,000.00. The consultant has been paid \$475,107.00 (65.53%) to date. Of this amount \$155,641.00 (32.76%) has been paid to M/WBE sub-consultants to date. The consultant has proposed the following firms to achieve this goal. Assuming approval of the requested additional appropriation the contract amount will increase to \$1,500,000.00.

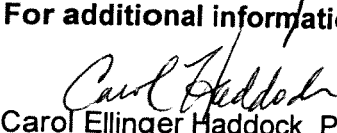
<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount Total Contract</u>	<u>% of Total Contract</u>
Prior Paid MWBE Work		\$155,640.88	10.4%
Prior Unpaid MWBE Work		\$18,359.12	1.2%
1. Landtech Consultants, Inc.	Engineering Support	\$116,250.00	7.8%
2. Sirrus Engineers, Inc.	Engineering Support	\$31,000.00	2.1%
3. Watearth, Inc.	Engineering Support	\$38,750.00	2.6%
		<u>\$360,000.00</u>	<u>24.1%</u>

MLL:CEH:JAR:eb

<b>SUBJECT:</b> First Amendment and Additional Appropriation to Professional Engineering Services Contract between the City and Walter P. Moore and Associates, Inc. for Pre-Engineering of Storm Water Drainage Improvements. WBS. No. M-000100-0013-3	<b>Page</b> 1 of 2	<b>Agenda Item #</b>  <span style="font-size: 2em; font-family: cursive;">34</span>
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<b>From: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/12/13	<b>Agenda Date</b> DEC 18 2013
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<b>Director's Signature:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected: (Council District Letter Only)</b> All <i>u/c</i>
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<b>For additional information contact:</b>  Carol Ellinger Haddock, P.E. Phone: (832)-395-2686 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b>  <i>u/c</i> Ordinance #: 2012-0226 Dated: 03/21/2012
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**Recommendation: (Summary)**  
Approve First Amendment and an Ordinance appropriating additional funds to the Professional Engineering Services Contract with Walter P. Moore and Associates, Inc.

**Amount and Source of Funding:**  
\$775,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042. *Rev 11/26/2013*  
Original (previous) appropriation of \$725,000.00 from Street & Traffic Control and Storm Drainage DDSRF Fund 4042.

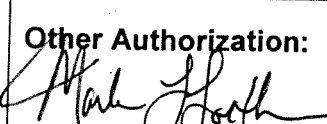
**PROJECT NOTICE/JUSTIFICATION:** This contract is to perform pre-engineering of storm water drainage improvements. Developing specific detailed projects to address the identified highest needs will provide candidate projects with both costs and benefits defined for citywide comparison and ranking for implementation.

**DESCRIPTION/SCOPE:** This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to provide professional engineering services to investigate, verify, and define storm water drainage problems, structural flooding, and storm sewer system capacity issues. The project will identify feasible, warranted, and cost effective solutions.

**LOCATION:** The project location and limits will be established by the work order.

**PREVIOUS HISTORY AND SCOPE:** The original Contract was approved by Council on March 21, 2012 under Ordinance No. 2012-0226. The scope of services consisted of the execution of pre-engineering services and preparation of an engineering report. The pre-engineering services is to develop specific detailed solutions to address highest needs areas and to define the candidate projects with detailed scopes, cost estimates and benefits. Under this contract, (7) highest needs areas were assigned to the consultant in FY13, and (4) in FY14. The consultant has been performing pre-engineering services on these highest needs areas following the three step process (Define Problem, Develop and Prioritize Alternative Solutions and Develop Candidate Projects).

LTS# 6667 **REQUIRED AUTHORIZATION** CUIC ID #20IPB068

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Mark L. Loeben, P.E., CFM, PTOE, Deputy Director Planning & Development Services Division
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**SUBJECT:** First Amendment and Additional Appropriation to Professional Engineering Services Contract between the City and Walter P. Moore and Associates, Inc. for Pre-Engineering of Storm Water Drainage Improvements. WBS. No. M-000100-0013-3

**Originator's  
Initials**

**Page  
2 of 2**

**SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE:** The scope of services for the requested appropriation is unchanged from the original contract. The requested amendment is to change the Contract Term from two (2) years to three (3) years with an option for one (1) renewal term of two (2) additional years. The requested additional appropriation will allow the consultant to perform pre-engineering services for upcoming highest needs areas to develop FY15 Candidate Projects. Pre-Engineering Design Services and Additional Services fees will be negotiated on a reimbursable basis with a not-to-exceed agreed upon amount based on the scope of the work order. The total Professional Engineering Services and Additional Services Fee for Pre-Engineering of Storm Water Drainage Improvements under the additional appropriation is \$775,000.00.

**PAY OR PLAY PROGRAM:**

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

**M/WBE INFORMATION:** The M/WBE goal for the project is set at 24%. The original contract amount is \$725,000.00. The consultant has been paid \$441,244.00 (61%) to date. Of this amount \$106,780.00 (24%) has been paid to M/WBE sub-consultants to date. The consultant has proposed the following firms to achieve this goal. Assuming approval of the requested additional appropriation the contract amount will increase to \$1,500,000.00.

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount Total Contract</u>	<u>% of Total Contract</u>
Prior Paid MWBE Work		\$106,780.00	7.1%
Prior Unpaid MWBE Work		\$16,995.00	1.1%
1. Kuo and Associates	Topographic Survey of Streets and Drainage Systems	\$60,000.00	4.0%
2. CivilTech Engineering, Inc.	Civil Engineering and Hydrologic and Hydraulic Modeling	\$140,000.00	9.3%
3. Fivengineering, LLC	General Civil Engineering and Hydrology and Hydraulics Modeling	\$60,000.00	4.0%
		<hr/>	
		\$383,775.00	25.5%


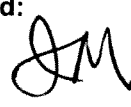
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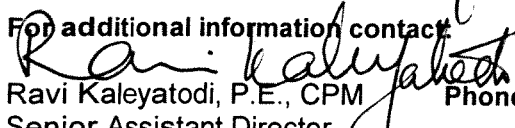


TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION**

<b>SUBJECT:</b> Contract Award for Plants 1 & 2 High Service Pump Station Switchgear Improvements at the East Water Purification Plant. WBS Number S-000056-0067-4	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 35
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<b>FROM: (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date:</b> 12/12/13	<b>Agenda Date:</b> DEC 18 2013
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> E 
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<b>For additional information contact:</b>  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	<b>Date and identification of prior authorizing Council action:</b> 11/8/13
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**RECOMMENDATION: (Summary)**  
Accept low bid, award construction contract and appropriate funds.

**Amount and Source of Funding:**  
\$12,734,000.00 from the Water and Sewer System Consolidated Construction Fund No. 8500. *Per 11/26/2013*

**PROJECT NOTICE/JUSTIFICATION:** This project is part of the City's Capital Improvement Program to increase the safety, reliability and the efficiency of operations at the East Water Purification Plant.

**DESCRIPTION/SCOPE:** The project includes replacing the existing Intertie Switchgear and Medium Voltage Motor Controller Switchgear, 4.16kV Motor Control Center-1 and 4.16kV Motor Control Center-2 with new Switchgears.

The contract duration for this project is 540 calendar days. This project was designed by Kalluri Group, Inc.

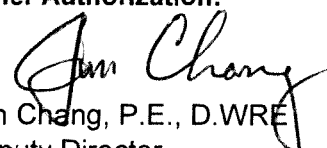
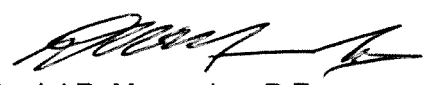
**LOCATION:** This project is located at 2300 Federal Road in key map grids 496 U and Y.

**BIDS:** This project was advertised for bidding on September 20, 2013. Bids were received on October 17, 2013. The three (3) bids are as follows:

Bidder	Bid Amount
1. Boyer, Inc.	\$11,041,007.00
2. C. F. McDonald Electric, Inc.	\$11,986,469.00
3. Pepper-Lawson Waterworks, LLC	\$12,397,575.00

**AWARD:** It is recommended that this construction contract be awarded to Boyer, Inc. with a low bid of \$11,041,007.00 and that Addendum Number 1 be made a part of this contract.

**LTS No. 7136** **CUIC#20JWM74**

<b>Finance Department:</b>	<b>Other Authorization:</b>  Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	<b>Other Authorization:</b>  Daniel R. Menendez, P.E. Deputy Director Engineering & Construction Division
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<b>Date</b>	<b>Subject:</b> Contract Award for Plants 1 & 2 High Service Pump Station Switchgear Improvements at the East Water Purification Plant, WBS Number S-000056-0067-4	<b>Originator's Initials</b> for K.B.	<b>Page</b> 2 of 2
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**PROJECT COST:** The total cost of this project is \$12,734,000.00 to be appropriated as follows:

• Bid Amount	\$11,041,007.00
• Contingencies	\$552,050.35
• Engineering and Testing Services	\$40,000.00
• CIP Cost Recovery	\$331,942.65
• Construction Management	\$769,000.00

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

Construction Management Services will be provided by IDS Engineering Group under a previously approved contract.

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

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

**M/WBE PARTICIPATION:** The low bidder has submitted the following proposed program to satisfy the 13% MBE goal and 7% WBE goal for this project:

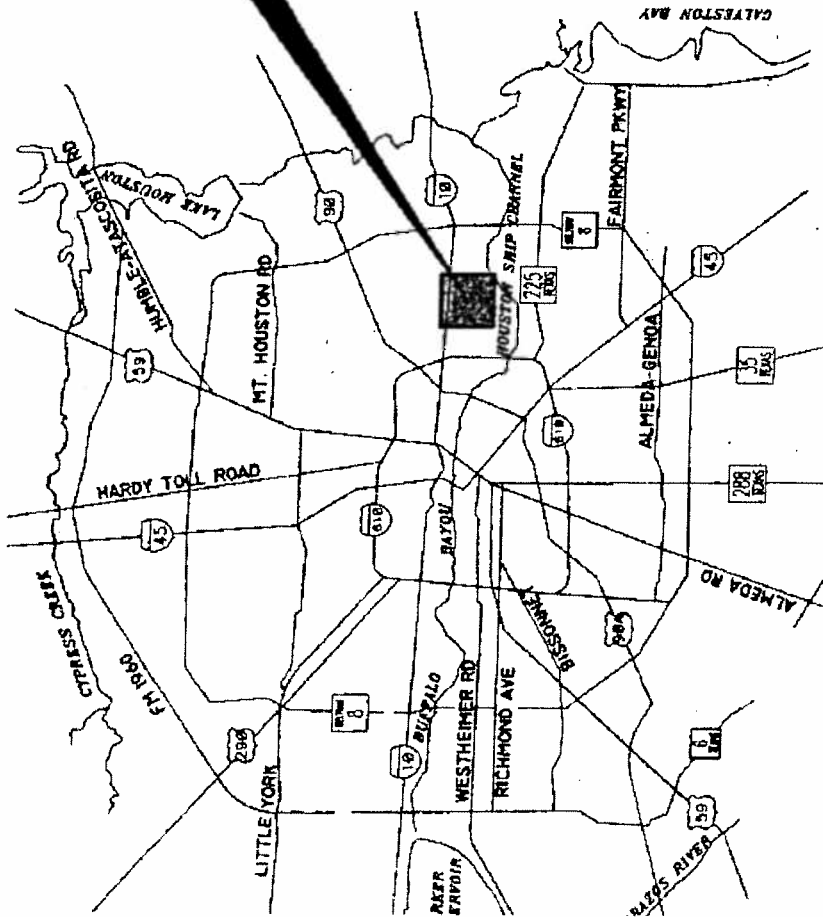
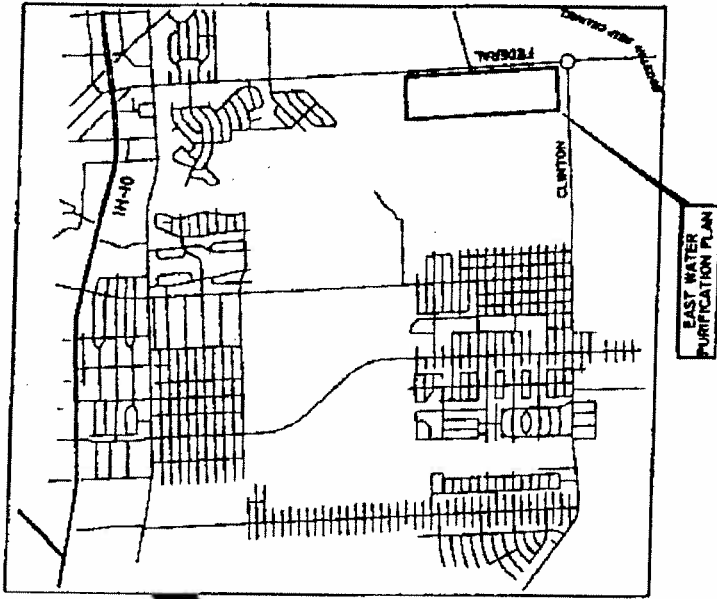
<u>MBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. E/A Electrical Automation Inc	Electrical Services	\$1,395,000.00	12.63%
	<b>TOTAL</b>	<b>\$1,395,000.00</b>	<b>12.63%</b>
 <u>WBE - Name of Firms</u>			
1. LD2 Services Inc	Electrical Materials	\$774,500.00	7.01%
	<b>TOTAL</b>	<b>\$774,500.00</b>	<b>7.01%</b>
 <u>SBE - Name of Firms</u>			
1. Automation Nation, Inc.	Software Services	\$43,200.00	0.39%
	<b>TOTAL</b>	<b>\$43,200.00</b>	<b>0.39%</b>

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

*[Handwritten signatures]*  
DWK:DRM:RK:HH:SD:JM:kb

H:\design\A-WS-DIV\WPDATA\JM\JMS-000056-0067-3\new postbid\RCA\20\jwm74.DOC

c: File No. S-000056-0067-4 (3.7)

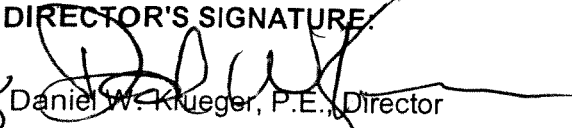


Area Map  
Plants 1 & 2 High Service Pump Station (HSPS1) Switchgear  
Improvements at the East Water Purification Plant  
WBS Number S-000056-0067-4



<b>SUBJECT:</b> Additional Appropriation to Professional Engineering Services Contract between the City and Jones & Carter, Inc. for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project WBS No. M-000297-0001-3	Page 1 of <u>2</u>	Agenda Item #  <b>36</b>
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/13/13	<b>Agenda Date</b> DEC 18 2013
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> C IM
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<b>For additional information contact:</b> Ravi Kaleyatodi, P.E., CPM Senior Assistant Director Phone: (832) 395-2326 <i>attach-10/11/13</i>	<b>Date and identification of prior authorizing Council action:</b> Ordinance No. 2010-0353; May 5, 2010 Ordinance No. 2012-0166; February 22, 2012
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**RECOMMENDATION: (Summary)**  
Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with Jones & Carter, Inc.

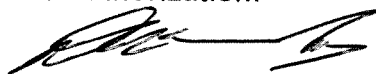
**Amount and Source of Funding:**  
\$24,150.00 from Fund 4042 - Street & Traffic Control and Storm Drainage DDSRF *M.P. 10/22/2013*  
Original (previous) appropriation of \$342,000.00:  
\$163,800.00 from Street & Traffic Control and Storm Drainage DDSRF, Fund No. 4042  
\$178,200.00 from Federal State Local - PWE Pass Through Fund DDSR 5430


**PROJECT NOTICE/JUSTIFICATION:** This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required for the implementation of a pilot project to develop local data for evaluation and determination of Storm Water Quality Best Management Practices. This project will provide the City with beneficial data for the operation of its Municipal Separate Storm Sewer Systems and adherence to assigned limitations of the Total Maximum Daily Load for storm water discharges to impaired channels.

**DESCRIPTION/SCOPE:** The Environmental Protection Agency's Nonpoint Source Management Program agreed to grant the City of Houston up to \$455,664.00 (reimburse 60% of the authorized budget) for design, construction and monitoring of the White Oak Bayou Low Impact Development pilot project. Texas Commission on Environmental Quality is the administrator for this grant and has entered into an Agreement with the City. The City Council approved the Agreement on May 5, 2010, Ordinance No. 2010-0353

Typical drainage improvements utilize curb and gutter streets and concrete pipe or roadside ditches for storm water runoff conveyance. Low Impact Development designs incorporate permeable pavement, vegetated swales, and engineered soils to manage storm water runoff and reduce the pollutant load of storm water discharges. Pre-construction and post-construction monitoring over a two year period will determine the effectiveness of the installed features on storm water quality. Maintenance and operation costs, neighborhood impacts, and community acceptance will be evaluated to determine if broad application in capital drainage and paving improvements is feasible.

LTS No. 6684 CUIC ID #20IM04 NDT

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>Subject:</b> Additional Appropriation to Professional Engineering Services Contract between the City and Jones & Carter, Inc. for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project WBS No. M-000297-0001-3	<b>Originator's Initials</b> 	<b>Page</b> <u>2</u> of <u>2</u>
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**LOCATION:** This project is along Darling Street, generally bound by Petty Street on the north, Larkin Street on the south, Reinerman Street on the east and T.C. Jester on the west. The project is located in Key Map Grid 492C.

**PREVIOUS HISTORY AND SCOPE:** City Council approved the original contract on February 22, 2012, Ordinance Number 2012-0166 with Jones & Carter, Inc. Under this contract, to date, the consultant has completed Final Design for the White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project.

**SCOPE OF ADDITIONAL APPROPRIATION AND FEE:**

The White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration project's design was revised to include additional storm sewer and post-construction monitoring of low impact development features. The requested appropriation is to complete Construction Phase III Services of the Project. The total requested appropriation is \$24,150.00 to be appropriated as follows: \$21,000.00 for contract services and \$3,150.00 for CIP Cost Recovery.

**PAY OR PLAY PROGRAM:**

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

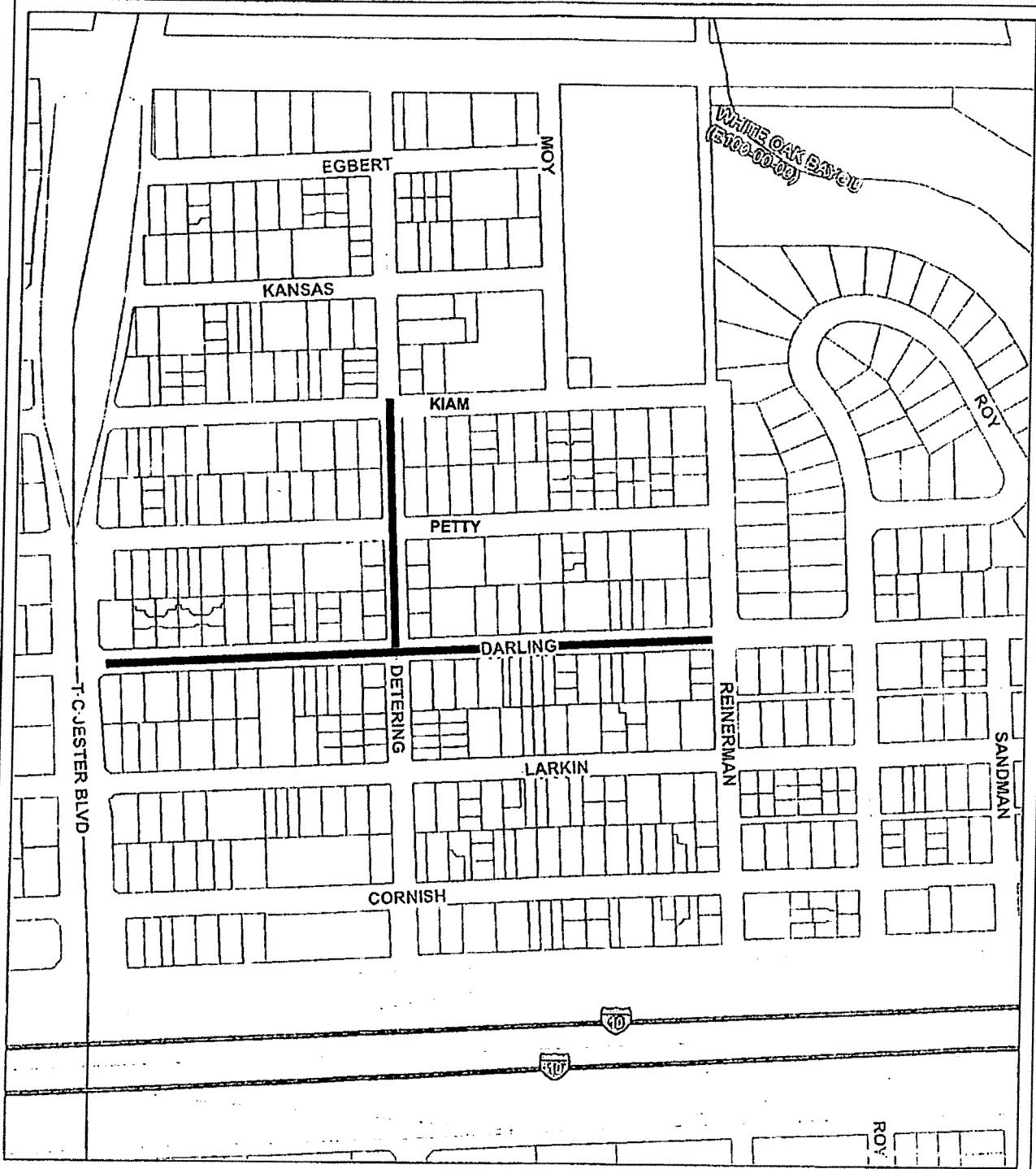
**M/WBE INFORMATION:** The M/WBE goal established for this project is 24.00%. The original Contract amount totals \$297,000.00. The consultant has been paid \$276,573.53 (93.12%). Of this amount, \$62,004.00 (22.42%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$318,000.00. The Consultant proposes the following plan to meet the M/WBE goal:

<u>M/WBE - Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Prior M/WBE Commitment	---	\$ 62,004.00	19.50%
2. Watearth, Inc.	Engineering Services	\$ 18,469.00	5.81%
<b>TOTAL</b>		\$ 80,473.00	25.31%

  
DWK:DRM:RK:DPS:CH:IM:klw

H:\design\STORM WATER ENGINEERING\SECTION\00 - PROJECTS\Cottage Grove LID (M-0297-1) - D11\_C12\RCA's\20IM04\RCA [AA #1] [M-0297-1] [07-XX-13].doc

c: Files: M-000297-0001-3 (RCA 1.2)



WHITE OAK BAYOU  
(5100-00-00)

1 Inch equals 300 feet  
KEY MAP: 492 C

**Disclaimer:**  
This product is offered for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property, governmental and/or political boundaries or related facilities to said boundary. No express warranties are made by Jones & Carter, Inc. concerning the accuracy, completeness, reliability, or usability of the information included within this exhibit.

Coordinate System: NAD 83 TX S CENTRAL 4204 FEET  
Vertical Datum: NAVD 1988 - 2001 Adjustment

**JONES & CARTER, INC.**  
ENGINEERS • PLANNERS • SURVEYORS  
Texas Board of Professional Engineers Registration No. P-219  
6333 Oakton Dr., Suite 100 Houston, Texas 77051 (713) 777-5137

### EXHIBIT 2 - LOCATION MAP

COTTAGE GROVE LID  
WBS NO. M-000297-0001-3

**— Proposed Work**

**VICINITY MAP**  
Scale: 1 inch equals 10 miles

**REQUEST FOR COUNCIL ACTION**


**TO:** Mayor via City Secretary

**SUBJECT:**  
Ordinances granting Commercial Solid Waste Operator Franchises

Category #	Page 1 of 1	RCA # Agenda Item#
		37-A-C

**FROM: (Department or other point of origin):**  
Tina Paez, Director  
Administration & Regulatory Affairs

Origination Date 12/5/2013	Agenda Date DEC 18 2013
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**DIRECTOR'S SIGNATURE:**  


Council Districts affected:  
  
ALL

*JAP*

**For additional information contact:**  
Juan Olguin *JFO* Phone: (832) 393- 8528  
Naelah Yahya Phone: (832) 393- 8530

Date and identification of prior authorizing Council Action:

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

**Amount of Funding:**  
REVENUE

**FIN Budget:**

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

**SPECIFIC EXPLANATION:**

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

1. Holcomb Environmental Oil Services LLC
2. Tommy Miles Garbage Service
3. The Dumpster Guys, LLC

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

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

**REQUIRED AUTHORIZATION**

Finance Director:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**SUBJECT:**

Ordinances granting Commercial Solid Waste Operator Franchises

**RCA #**

Page 1 of 1

**Agenda Item#**

38 A-N

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

Tina Paez, Director  
Administration & Regulatory Affairs

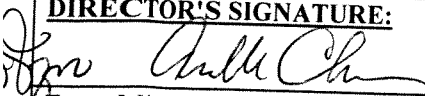
**Origination Date**

12/12/2013

**Agenda Date**

DEC 18 2013

**DIRECTOR'S SIGNATURE:**



**Council Districts affected:**

ALL

**For additional information contact:**

Juan Olguin *JFO* Phone: (832) 393- 8528  
Naelah Yahya Phone: (832) 393- 8530

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

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

**Amount of Funding:**

REVENUE

**FIN Budget:**

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund     Other (Specify)

**SPECIFIC EXPLANATION:**

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

1. Texas Environmental Control, Inc.
2. Specialized Maintenance Services, Inc.
3. K & S Construction Services, LLC
4. Stericycle Specialty Waste Solutions, Inc.
5. Legacee International Environmental Services, Inc.
6. Daniel Rodriguez DBA A-Hawk Grease Trap
7. Amir Benjamin DBA Jayco Vacuum Services
8. J.A. Gamez Trucking Services
9. Cleaner Earth Group, LLC
10. Combs Industrial Services, Inc. DBA Onsite Environmental
11. Magnolia Environmental Services
12. Alfred Savoy Jr. DBA Dirt Works Unlimited
13. SET Environmental, Inc.
14. Aaron Oil Company, Inc.

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

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

**REQUIRED AUTHORIZATION**

Finance Director:



**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

RCA #

**SUBJECT:**  
Ordinances granting Commercial Solid Waste Operator Franchises

Category #

Page 1 of 1

Agenda Item#

39 ~~58~~ A-f

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

Tina Paez, Director  
Administration & Regulatory Affairs

Origination Date  
11/25/2013

DEC 10 2013

Agenda Date

~~DEC 11 2013~~

**DIRECTOR'S SIGNATURE:**

*Tina Paez*

Council Districts affected:

ALL

**For additional information contact:**

Juan Olguin *JFO* Phone: (832) 393- 8528  
Naelah Yahya Phone: (832) 393- 8530

Date and identification of prior authorizing Council Action:

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

**Amount of Funding:**  
REVENUE

**FIN Budget:**

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

**SPECIFIC EXPLANATION:**

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

1. Daniels Sharpsmart, Inc.
2. R.M. Woods Inc. DBA Drane Ranger *VACUUM SERVICE*
3. Waste Partners of Texas, Inc.
4. TAP Inc. DBA TAP Environmental
5. Intergulf Corporation
6. Wastewater Transport Service, LLC

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

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

**REQUIRED AUTHORIZATION**

Finance Director:

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**SUBJECT:**

Ordinances granting Commercial Solid Waste Operator Franchises

RCA #

Category #

Page 1 of 1

Agenda Item#

40 ~~5938~~ - A-E

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

Tina Paez, Director  
Administration & Regulatory Affairs

Origination Date  
11/15/2013

DEC 18 2013

Agenda Date

~~DEC 04 2013~~

**DIRECTOR'S SIGNATURE:**

*[Handwritten Signature]*

Council Districts affected:

DEC 11 2013

ALL

**For additional information contact:**

Juan Olguin *JFO* Phone: (832) 393- 8528  
Naelah Yahya Phone: (832) 393- 8530

Date and identification of prior authorizing Council Action:

**RECOMMENDATION: (Summary)**

Approve ordinances granting Commercial Solid Waste Operator Franchises

Amount of Funding:

REVENUE

FIN Budget:

**SOURCE OF FUNDING:**

General Fund     Grant Fund     Enterprise Fund     Other (Specify)

**SPECIFIC EXPLANATION:**

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

1. Grace Disposal Systems, LLC DBA Royal Disposal & Recycle
2. Tuco Brothers Waste, Inc.
3. BFI Waste Services of Texas, LP
4. Daniel Holden DBA Mr. Pumper Sewer Service
5. January Transport, Inc.

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


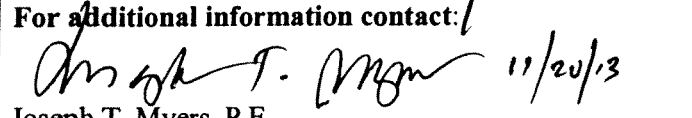
The Pay or Play Program does not apply to the solid waste franchises.

**REQUIRED AUTHORIZATION**

Finance Director:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work for Streetscape Enhancements along light Rail Lines, Work Authorization, Southeast Corridor; WBS No. N-000830-0003-4.	Page 1 of 1	Agenda Item # 41 <del>40</del>
<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/5/13	<b>Agenda Date</b> <del>DEC 11 2013</del>
<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> DEC 10 2013 D, H, I (D, H, I) 5	
<b>For additional information contact:</b>  Joseph T. Myers, P.E. Sr. Assistant Director Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2012-0445 dated: 05/09/2012	

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$1,500,663.51 or 0.69% under the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$1,792,500.00 from Miscellaneous Capital Projects/Acquisitions CP-Series E Fund No. 4309.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the continuing effort by the City to construct sidewalks leading to METRO Stations in the Southeast Corridor to ensure safe pedestrian access.

**DESCRIPTION/SCOPE:** This project provided for construction of approximately 39,000 linear feet of sidewalk along Type A streets. Streets that intersect transit corridor and/or transit station platforms are considered Type A. The project was designed in-house by the Engineering Branch staff with 365 calendar days allowed for construction. The project was awarded to Tikon Group, Inc. with original Contract amount of \$1,511,115.00.

**LOCATION:** This project is located in various Key Map Grids.

**CONTRACT COMPLETION AND COST:** The Contractor, Tikon Group, Inc., has completed the work under the subject Contract. The project was completed within the Contract Time. The final cost of the project, including overrun and underrun of estimated unit price quantities is \$1,500,663.51 a decrease of \$10,451.49 or 0.69% under the original Contract Amount.

The decreased cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of underrun in General Project Item No. 19 – 18", 24" Reinforced Concrete Pipe Culvert, Complete in Place, which was not necessary to complete the project.


**MBE/SBE PARTICIPATION:** The MBE/SBE goal established for this project was 13%. According to Office of Business Opportunity, the participation was 7.89%. Contractor's MBE/SBE performance evaluation was rated Unsatisfactory.

  
DWK:DRM:JTM:PK:CJ:ha

H:\E&C Construction\East Sector\PROJECTS\N-000830-0001-4 Metro Rail Streetscape\Close Out\Close Out Docs\RCA\RCA - Closeout.doc

REQUIRED AUTHORIZATION

20HA262

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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9

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Accept Work for Lift Station Renewal and Replacement – Green Crest and Fairway Lift Stations; WBS No. R-000267-00E5-4 and R-000267-00E6-4.	Page 1 of 2	Agenda Item # 427#
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<b>FROM (Department or other point of origin):</b> Department of Public Works and Engineering	<b>Origination Date</b> 12/5/13	<b>Agenda Date</b> <del>DEC 11 2013</del>
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<b>DIRECTOR'S SIGNATURE:</b>  Daniel W. Krueger, P.E., Director	<b>Council District affected:</b> (G, I) (F, I)	DEC 18 2013 MA
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<b>For additional information contact:</b>  Joseph T. Myers, P.E. Sr. Assistant Director Phone: (832) 395-2355	<b>Date and identification of prior authorizing Council action:</b> Ord. # 2011-0947 dated: 11/09/2011
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**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$1,419,549.28 or 3.43% under the original Contract Amount, accept the work, and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$1,696,400.00 from the Water and Sewer System Consolidated Construction Fund No. 8500.

**PROJECT NOTICE/JUSTIFICATION:** This project was part of the City's ongoing lift station to renewal and replacement program.

**DESCRIPTION/SCOPE:** This project consisted of rehabilitation of two lift stations. The project upgraded two pumps for Fairway Lift Station and three pumps for Green Crest Lift Station, including all associated concrete, electrical and piping. Infrastructure Associates, Inc. designed the project with 270 calendar days allowed for construction. The project was awarded to R. J. Construction Company, Inc. with an original Contract Amount of \$1,470,000.00.

**LOCATION:** The project is located in the following Key Map Grids:


<u>S. No.</u>	<u>Location</u>	<u>Address</u>	<u>Key Map Grid</u>	<u>Council District</u>
1.	Green Crest Lift Station	3780 Highway 6	487Z	F
2.	Fairway Lift Station	7342 Fairway	534R	I

**CONTRACT COMPLETION AND COST:** The Contractor, R. J. Construction Company, Inc., has completed the work under the subject Contract. The project was completed beyond the established completion date with additional 25 days approved by Change Order No. 2 and liquidated damages in the amount of \$16,000.00 for 20 days at \$800.00/day assessed and reflected in the final payment to the Contractor. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order No. 1 is \$1,419,549.28 a decrease of \$50,450.72 or 3.43% under the original Contract Amount.

The decreased cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of an underrun in Base Unit Price (Fairway Lift Station) Item No. 11– Landscaping & Irrigation, Base Unit Price (Green Crest Lift Station) Item No. 59 – 7-inch Concrete Site Pavements, and Extra Unit Price Items, which were not necessary to complete the project.

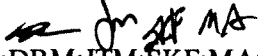
REQUIRED AUTHORIZATION

20HA265 NDT

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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<b>Date</b>	<b>SUBJECT:</b> Accept Work for Lift Station Renewal and Replacement – Green Crest and Fairway Lift Stations; WBS No. R-000267-00E5-4 and R-000267-00E6-4.	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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**M/WBE PARTICIPATION:** The M/WBE goal established for this project was 18.53%. According to Mayor's Office of Business Opportunity, the participation was 15.56%. Contractor's M/WBE performance evaluation was rated Unsatisfactory.



DWK:DRM:JIM:SKF:MA:ha

H:\E&C Construction\Facilities\Projects\R-000267-00E5-4 Green Crest & R-000267-00E6-4 Fairway Lift Station\21.0 Close-Out Documentation\RCA\RCA - Closeout.doc

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for Water Line Replacement in Kingspoint Area; WBS No. S-000035-0114-4.

Page 1 of 2

Agenda Item #

43 ~~3~~

FROM (Department or other point of origin):

Origination Date

Agenda Date

Department of Public Works and Engineering

12/5/13

~~DEC 11 2013~~

DIRECTOR'S SIGNATURE:

Council District affected:

DEC 18 2013

(E)  
D

*[Handwritten mark]*

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

For additional information contact:

Date and identification of prior authorizing Council action:

*[Handwritten signature]*  
Joseph T. Myers, P.E.  
Sr. Assistant Director

Phone: (832) 395-2355

Ord. # 2012-0024 dated: 1/11/2012

**RECOMMENDATION:** (Summary) Pass a motion to approve the final Contract Amount of \$2,772,196.76 or 4.36% under the original Contract Amount, accept the Work and authorize final payment.

**Amount and Source of Funding:** No additional funding required. Total (original) appropriation of \$3,306,300.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

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

**DESCRIPTION/SCOPE:** This project consisted of the construction of approximately 37,482 linear feet of 6-inch, 8-inch, 12-inch diameter water lines, valves and appurtenances. LJA Engineering, Inc. designed the project with 273 calendar days allowed for construction. The project was awarded to Metro City Construction, L.P., with original Contract amount of \$2,898,476.00.

**LOCATION:** This project is located in two areas:

Area	Bounded by	Key Map Grid	Council District
1.	Torrington and Green Arbor on the north, Fuqua on the south, White Clover on the east and Alta Loma Way on the west.	576N, P, S, T	D
2.	Fuqua on the north, Twig and Santa Monica on the south, Beamer on the east and South Port on the west.	576S, T, X	D

**CONTRACT COMPLETION AND COST:** The Contractor, Metro City Construction, L.P., has completed the work under the subject Contract. The project was completed on time with additional 152 days approved by Change Order No. 1. The final cost of the project, including overrun and underrun of estimated unit price quantities is \$2,772,196.76, a decrease of \$126,279.24 or 4.36% under the original Contract Amount.

The decreased cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of an underrun in various Base Unit Price Item, Extra Unit Price Items and Cash Allowance, which were not necessary to complete the project.

REQUIRED AUTHORIZATION

20HA258

*[Handwritten mark]*

Finance Department:

Other Authorization:

Other Authorization:

*[Handwritten signature]*

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

<b>Date</b>	<b>SUBJECT:</b> Accept Work for Water Line Replacement in Kingspoint Area; WBS No. S-000035-0114-4.	<b>Originator's Initials</b> <i>JS</i>	<b>Page</b> 2 of 2
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**MBE/SBE PARTICIPATION:** The MBE/SBE goal established for this project was 20%. According to Mayor's Office of Business Opportunity, the participation was 10.77%. Contractor's MBE/SBE performance evaluation was rated Unsatisfactory.

*dm for SA*

DWK:DRM:JTM:PK:SA:ha

H:\E&C Construction\East Sector\PROJECTS\S-000035-0114-4 WLR in KINGSPPOINT\RCA\RCA - Closeout.doc

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work for On-Call Rehabilitation to Large Diameter Water Lines, Valves and Appurtenances Package No.8; WBS No. S-000701-0009-4.

Page 1 of 2

Agenda Item #

44 ~~44~~

FROM (Department or other point of origin):

Origination Date

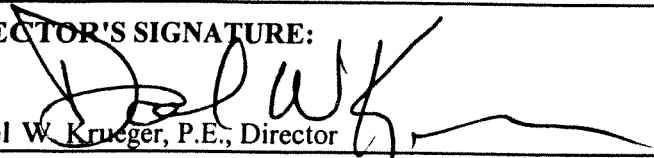
12/5/13

Agenda Date

DEC 18 2013  
~~DEC 11 2013~~

Department of Public Works and Engineering

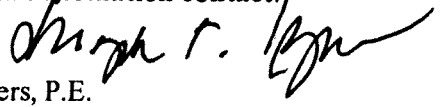
DIRECTOR'S SIGNATURE:

  
Daniel W. Krueger, P.E., Director

Council District affected:

(All)  
B,C,D,E,F,G,H,I,K *plw*

For additional information contact:

  
Joseph T. Myers, P.E.  
Sr. Assistant Director Phone: (832) 395-2355

Date and identification of prior authorizing Council action:

Ord. # 2010-0258 dated: 04/07/2010

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$1,302,643.78 or 3.51% under the original Contract Amount, accept the Work, and authorize final payment.

Amount and Source of Funding: No additional funding required. Total (original) appropriation of \$1,528,000.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project included construction or rehabilitation to primarily large diameter water lines, valves and appurtenances (24 inches in diameter and greater). The scope of the work included mobilizing and cooperating with City's Engineer to develop appropriate rehabilitation solutions, installing remedies, bedding and backfilling utilities, and restoring surface around area of work. The City issued work orders over a 2-year period. The amount of work performed varied from no construction activity to times when multiple crews were necessary to meet requirements.

DESCRIPTION/SCOPE: Work of the contract was for emergency rehabilitation to utilities in various locations throughout the City of Houston. The scope of work determined by work order from time to time on an as needed basis. The location of the work could not determine at the time of bid, but established by work order issued from time to time. Drawings, appropriate specifications and geotechnical and environmental reports, as required or as available, provided with each work order. Lockwood, Andrew and Newnam, Inc. designed the project with 730 calendar days allowed for construction. The project was awarded to Huff and Mitchell, Inc. with an Adjustment Factor rather than monetary amount. The Adjustment Factor applied to individual bid items in the Contract documents. Estimated Work Order prices calculated by multiplying Unit Quantity of each item in the Work Order by Unit Price and applicable Adjustment Factor. The Contract has a not-to-be-exceeded amount of \$1,350,000.00.

LOCATION: The project area is generally located in various locations. The project is located in various Key Map Grids; City of Houston. Extra territorial jurisdictions and strategic partnership agreement.

CONTRACT COMPLETION AND COST: The Contractor, Huff and Mitchell, Inc., has completed the work under the subject Contract. The project was completed with an additional 365 days approved by Change Order No. 3. The final cost of the project, including overrun and underrun of estimated bid quantities is \$1,302,643.78, a decrease of \$47,356.22 or 3.51% under the original Contract Amount.

REQUIRED AUTHORIZATION


20HA237

NOT

Finance Department:

Other Authorization:

Other Authorization:

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



<b>Date</b>	<b>SUBJECT:</b> Accept Work for On-Call Rehabilitation to Large Diameter Water Lines, Valves and Appurtenances Package No.8; WBS No. S-000701-0009-4.	<b>Originator's Initials</b>	<b>Page</b> 2 of 2
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The decreased cost is a result of the difference between planned and measured quantities. This decrease is primarily the result of an underrun in Cash Allowance Item No. 355 – Utility Reimbursement, which was not necessary to complete the project.

**MBE/SBE PARTICIPATION:** The MBE/SBE goal established for this project was 18%. According to Mayor's Office of Business Opportunity, the participation was 8.67%. Contractor MBE/SBE performance evaluation was rated Unsatisfactory.

DWK:DRM:JTM:SKF:JRW:ha  
H:\E&C Construction\Facilities\Projects\S-000701-0009-4\RCA\RCA - Closeout.doc

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA #**

**SUBJECT:** A Resolution approving the creation of the City of Houston Cultural Education Facilities Finance Corporation, the certificate of formation, and the bylaws and appointing the initial board of directors

**Category #**

**Page 1 of 1**

**Agenda Item#**

45 ~~22~~

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

Andrew F. Icken, Chief Development Officer, Office of the Mayor

**Origination Date**

December 4, 2013

**Agenda Date**

~~DEC 11 2013~~  
DEC 18 2013

**DIRECTOR'S SIGNATURE:**

*[Handwritten Signature]*

**Council Districts affected:**

**For additional information contact:**

Andy Icken

Phone: 832-393-1064

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

**RECOMMENDATION: (Summary)**

Adopt a resolution approving the creation of a cultural education facilities finance corporation, approving the corporation's certificate of formation and bylaws, and appointing the corporation's initial board of directors

**SPECIFIC EXPLANATION:**

There are currently three nonprofit conduit corporations (Health Facilities Development Corporation, Higher Education Finance Corporation, and Industrial Development Corporation) created by the City for the purpose of providing affordable financing to health, education, and general economic development projects in the city. The creation of a cultural education facilities corporation would provide a single organization through which projects that are currently financed by the Health Facilities Development Corporation and Higher Education Finance Corporation, as well as cultural and other projects for charitable purposes could be financed. The same members of the board of directors who serve on the existing conduit corporations that were previously mentioned would serve on the Cultural Education Facilities Corporation (Corporation).

Lenders of the bonds and other obligations issued by the Corporation will have no recourse to the City for payment.

Projects that have been financed or refinanced by other cultural education facilities finance corporations include:

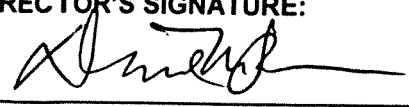
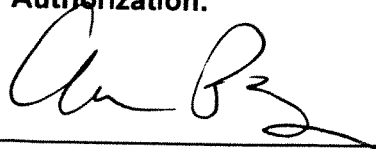
- Baylor College of Medicine
- Brazos Presbyterian Homes, Inc.
- Methodist Hospital
- St. Luke's Hospital
- YMCA
- Houston Museum of Natural Science
- Texas Medical Center Health and Cooling Services Cooperative Association

**REQUIRED AUTHORIZATION**

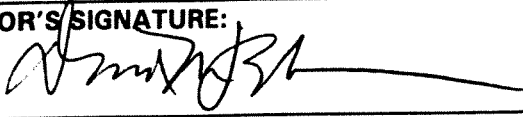
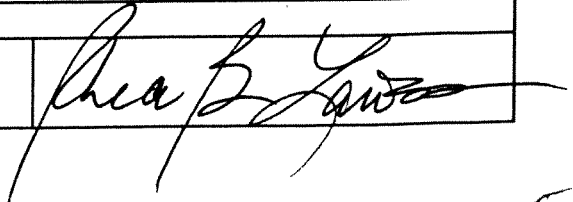
Finance Department:

Other Authorization:

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

<b>SUBJECT:</b> Ordinance amending Chapter 3 of the Code of Ordinances, relating to the applicability of alcohol-free zones to grocery stores.		Page 1 of 1	Agenda Item # 4624
<b>FROM (Department or other point of origin):</b> City Attorney		<b>Origination Date</b> December 4, 2013	<b>Agenda Date</b> <del>DEC 11 2013</del> DEC 18 2013
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b>  All	
<b>For additional information contact: David M. Feldman</b> Phone: 832.393.6412		<b>Date and identification of prior authorizing Council action:</b> N/A	
<b>RECOMMENDATION: (Summary)</b> That Council enact the proposed ordinance to exempt grocery stores from the applicability of the 300 -foot alcohol-free zone. <i>See BACK up Item 24 - Agenda of 12/11/13</i>			
<b>Amount and Source of Funding:</b> N/A			
<b>SPECIFIC EXPLANATION:</b>  The City of Houston is experiencing a problem common to many large cities around the country. The problem is that of "food deserts" - areas where nutritional food is not readily accessible. There is an overwhelming need for grocery stores in these areas. Residents of food deserts have no alternative but to utilize private cars, travel several miles on foot, use public transit to gain access to healthful food or simply do without nutritional food. The physical distance from fresh foods determines eating behaviors and preferences for palatable, processed foods. To create a healthy relationship with food, researchers recommend creating a direct connection between fresh produce and the consumer.  Chapter 3 of the Code of Ordinances currently allows only restaurants that sell and serve alcoholic beverages for on-premise consumption to locate within 300 feet of a church, public school, or public hospital. The proposed ordinance would allow grocery stores located within 300 feet of a church, public or private school, or public hospital to sell alcoholic beverages. Based upon information gathered through the work of the Grocery Store Task Force, it is believed this action would incentivize more grocery stores to open in areas where they are needed but unwilling to do so because of current economic challenges.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b> 		<b>Other Authorization:</b> Tina Paez, Director Administration & Regulatory Affairs	

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

<b>SUBJECT:</b> Ordinance amending Chapter 24 of the Code of Ordinances, relating to the authority of the Director of the Houston Public Library System to adopt rules and regulations regarding library premises.		Page 1 of 1	Agenda Item # 47 <del>25</del>
<b>FROM (Department or other point of origin):</b> City Attorney		Origination Date December 4, 2013	Agenda Date <del>DEC 11 2013</del>
<b>DIRECTOR'S SIGNATURE:</b> 		Council District affected: All	
For additional information contact: David M. Feldman Phone: 832.393.6412		Date and identification of prior authorizing Council action: N/A	
<b>RECOMMENDATION: (Summary)</b> That Council enact the proposed ordinance authorizing the Director of the Houston Public Library System to adopt rules and regulations to protect the environment in the areas surrounding the library building. <i>See BACK up Item 25 - Agenda of 12/11/13</i>			
<b>Amount and Source of Funding:</b> N/A			
<b>SPECIFIC EXPLANATION:</b> <p>Houston Public Library (HPL) is a dynamic organization that serves one of the largest service areas – both population and area – in the country. More than 2 million residents in the City of Houston are the primary beneficiaries of a comprehensive customer focused service delivery strategy. The HPL system is comprised of 42 public service units including 31 Neighborhood Libraries, four Regional Libraries, three Special Collection Libraries and three Express Libraries. HPL's flagship facility, the Central Library, anchors this constellation of service points.</p> <p>The Library provides a broadly defined platform of educational, technological, recreational and cultural programs and services for persons of all ages and ethnicities in Houston and the surrounding region. In the past year, HPL served 6.8 million residents, over 4 million of those in person, via its 42 locations. Children are the Library's number one constituency. Last year HPL's After School Zones assisted 30,000 children with homework and other enriching activities. Sixty-eight percent of attendees at the Library's 16,000 programs held last year were children and their caregivers.</p> <p>It is important, therefore, that all library locations and the adjacent surrounding library grounds be welcoming, safe and family-friendly.</p> <p>In order to facilitate this goal, the administration proposes amending Chapter 24 of the Code of Ordinances to authorize the Director to adopt rules and regulations, as appropriate for each library and surrounding public areas. This authority is similar to that granted to the Director of the Houston Parks and Recreation Department, in order to maintain a welcoming and positive atmosphere on the premises.</p>			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b>	Rhea Brown Lawson, Ph.D. Library Director		



48  
DEC 18 2013

Interoffice Memo  
Council Member Jack Christie  
At-Large 5

To: Mayor Annise Parker,  
City Council Members

From: Jack Christie *JC*

Date: December 11, 2013

Re: Agenda Item 26

I move to amend Sec. 28-502 of Item No. 26 on the December 11, 2013 City Council Agenda as follows:

**Sec. 28-502. Restriction on extension of consumer credit.**

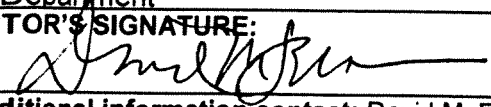
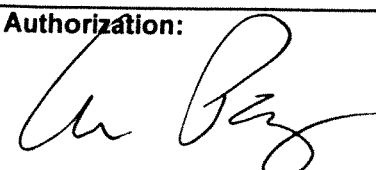
- (a) The cash advanced under an extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining in the form of a deferred presentment transaction may not exceed 20 percent of the consumer's gross monthly income.
- (b) The cash advanced under an extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining in the form of a motor vehicle title loan may not exceed the lesser of:
- (1) ~~Three~~ Six percent of the consumer's gross annual income; or
  - (2) 70 percent of the retail value of the motor vehicle.
- (c) A credit access business shall use a paycheck or other documentation establishing income to determine a consumer's income.
- (d) An extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining and that provides for repayment in installments may not be payable in more than ~~four~~ six installments. ~~Proceeds from each installment must be used to repay at least 25 percent of the principal amount of the extension of consumer credit.~~ An extension of consumer credit that provides for repayment in installments may not be refinanced or renewed.
- (e) An extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining and that provides for a single lump sum repayment may not be refinanced or renewed more than ~~three~~ six times. ~~Proceeds from each refinancing or renewal must be used~~

~~to repay at least 25 percent of the principal amount of the original extension of consumer credit.~~

~~(f) For purposes of this section, an extension of consumer credit that is made to a consumer within seven days after a previous extension of consumer credit has been paid by the consumer will constitute a refinancing or renewal.~~

~~(i) After an extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining has been refinanced the maximum number of times permitted by this Section, the credit access business must offer the consumer a repayment plan to repay any remaining balance without additional fees prior to taking any further collection activity. The repayment plan must have term equal to: (i) four additional months if the original payment terms were monthly; or (ii) or four additional weeks if the original payment terms were weekly.~~

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

<b>SUBJECT:</b> An ordinance adopting a new Article XV to Chapter 28 of the Code of Ordinances relating to regulation of credit access businesses.		Page 1 of 1	Agenda Item 148A26
<b>FROM (Department or other point of origin):</b> Legal Department		<b>Origination Date</b> 12/4/13	<b>Agenda Date</b> <del>DEC 11 2013</del>
<b>DIRECTOR'S SIGNATURE:</b> 		<b>Council District affected:</b> DEC 18 2013	
<b>For additional information contact:</b> David M. Feldman Phone: (832) 393-6412		<b>Date and Identification of prior authorizing Council action:</b>	
<b>RECOMMENDATION: (Summary)</b> That city council enact the proposed ordinance regulating credit access businesses.			
<b>Amount and Source of Funding:</b> N/A			
<b>SPECIFIC EXPLANATION:</b> The proposed ordinance is consistent with the model ordinance promulgated by Texas Appleseed and the cities of Dallas, Austin, San Antonio and a number of others. It modifies the lending practices of the credit access businesses (CABs) operating within Houston that are currently subject only to limited state regulation. This lack of regulation commonly leads to borrowers becoming ensnared within a cycle of increasing debt, from which many struggle to recover. CABs are commonly referred to as "payday lenders" or "motor vehicle title lenders."  First, the ordinance would regulate CABs by amending Chapter 28 of the Code of Ordinances to require such businesses to complete an application to register and operate as a CAB. The ordinance will require CABs to maintain certain records of their lending activities and restricts the amount of money a CAB may advance to a borrower under an extension of consumer credit in the form of a deferred presentment transaction (payday loan) or motor vehicle title loan, i.e., loan may not exceed 20% of borrower's gross monthly income; auto title loan may not exceed 3% of borrower's annual gross income or 70% of vehicle's value, whichever is less. The ordinance requires CABs to ensure that consumers understand all loan agreements and documents by mandating that borrowers receive a copy of all such documents in their "language of preference."  Additionally, the ordinance will require installment loans to be repaid within four payments and prohibit renewal or refinancing of these loans. Furthermore, the ordinance will bar lump sum repayment loans from being refinanced or renewed more than three times. Finally, the ordinance will require CABs to provide consumers with a referral to a non-profit consumer credit counseling agency that can provide references to agencies that provide financial education and training programs, as well as organizations with cash assistance programs.  The ordinance provides that it will not take effect until July 1, 2014. This will enable the City to fairly determine how it will bring about meaningful enforcement and to budget resources accordingly for FY 2015.			
<b>REQUIRED AUTHORIZATION</b>			
<b>Other Authorization:</b> 	<b>Other Authorization:</b> Tina Paez, Director Administration & Regulatory Affairs	<b>Other Authorization:</b>	

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

**AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS, RELATING TO CONSUMER PROTECTION AND REGULATION OF CREDIT ACCESS BUSINESSES; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City Council of the City of Houston finds and determines that lending practices employed by various credit access businesses, commonly referred to as payday loan or title loan institutions, are currently subject to only limited state regulations; and

**WHEREAS**, because of such limited regulation and in spite of borrower's best intentions, there are those that suffer financial setbacks after they obtain credit and have difficulty repaying their financial obligations; and

**WHEREAS**, the City Council finds and determines that local regulation of credit access businesses would substantially curtail the likelihood of borrowers becoming trapped in a cycle of debt, affording the borrowers who utilize such institutions the opportunity to reduce their indebtedness while still affording the industry member institutions the opportunity to receive a fair return on their investment; and

**WHEREAS**, the City Council desires to adopt an ordinance implementing a regulatory scheme establishing minimum business practices for credit access businesses; **NOW, THEREFORE**,

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

**Section 1.** The findings contained in the preamble of the Ordinance are determined to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2.** That Chapter 28 of the Code of Ordinances, Houston, Texas is hereby amended by adding a new Article XV that reads as follows:

**"ARTICLE XV  
CONSUMER PROTECTION**

**DIVISION 1. CREDIT ACCESS BUSINESSES**



**Sec. 28-481. Definitions.**

In this article:

*Certificate of registration* means a certificate of registration issued by the director under this article to the owner or operator of a credit access business.

*Consumer* means an individual who is solicited to purchase or who purchases the services of a credit access business.

*Consumer's language of preference* is the language the consumer understands best.

*Credit access business* has the meaning given that term in Section 393.601 of the Texas Finance Code.

*Deferred presentment transaction* has the meaning given that term in Section 393.601 of the Texas Finance Code.

*Director* means the director of the department designated by the mayor to enforce and administer this chapter.

*Extension of consumer credit* has the meaning given that term in Section 393.001 of the Texas Finance Code.

*Motor vehicle title loan* has the meaning given that term in Section 393.601 of the Texas Finance Code.

*Registrant* means a person issued a certificate of registration for a credit access business under this article and includes all owners and operators of the credit access business identified in the registration application filed under this chapter.

*State license* means a license to operate a credit access business issued by the Texas Consumer Credit Commissioner under Chapter 393, Subchapter G of the Texas Finance Code.

**Sec. 28-482. Violations; penalty.**

(a) A person who violates a provision of this article, or who fails to perform an act required of the person by this article, commits an offense. A person commits a separate offense for each and every violation relating

to an extension of consumer credit, and for each day during which a violation is committed, permitted, or continued.

(b) An offense under this article is punishable as provided in section 1-6 of this Code.

(c) A culpable mental state is not required for the commission of an offense under this article and need not be proved.

(d) The penalties provided for in subsection (b) of this section are in addition to any other remedies that the city may have under city ordinances and state law.

**Sec. 28-483. Defense.**

It is a defense to prosecution under this article that at the time of the alleged offense the person was not required to be licensed by the state as a credit access business under Chapter 393, Subchapter G, of the Texas Finance Code.

**Secs. 28-484—28-490. Reserved**

*Subdivision B. Registration of Credit Access Businesses*

**Sec. 28-491. Registration required.**

A person commits an offense if the person acts, operates, or conducts businesses as a credit access business without a valid certificate of registration. A certificate of registration is required for each physically separate credit access business.

**Sec. 28-492. Registration application.**

(a) To obtain a certificate of registration for a credit access business, a person must submit an application on a form provided for that purpose to the director. The application must contain the following:

- (1) The name, street address, mailing address, facsimile number, and telephone number of the applicant.
- (2) The business or trade name, street address, mailing address, facsimile number, and telephone number of the credit access business.

- (3) The names, street addresses, mailing addresses, and telephone numbers of all owners of the credit access business, and the nature and extent of each owner's interest in the credit access business.
- (4) A copy of a current, valid state license held by the credit access business pursuant to Chapter 393, Subchapter G of the Texas Finance Code.
- (5) A copy of a current, valid certificate of occupancy showing that the credit access business is in compliance with the Construction Code.
- (6) The non-refundable application fee stated for this provision in the city fee schedule.

(b) An applicant or registrant shall notify the director within 45 days after any material change in the information contained in the application for a certificate of registration, including, but not limited to, any change of address and any change in the status of the state license held by the applicant or registrant.

**Sec. 28-493. Issuance and display of certificate of registration; presentment upon request.**

(a) The director shall issue to the applicant a certificate of registration upon receiving a completed application under section 28-492 of this Code.

(b) A certificate of registration issued under this section must be conspicuously displayed to the public in the credit access business. The certificate of registration must be presented for examination upon request to the director or his designee or any peace officer.

**Sec. 28-494. Expiration and renewal of certificate of registration.**

- (a) A certificate of registration expires on the earliest of:
- (1) One year after the date of issuance; or
  - (2) The date of revocation, suspension, surrender, expiration without renewal, or other termination of the registrant's state license.

(b) A certificate of registration may be renewed by making application in accordance with section 28-492 of this Code. A registrant shall apply for renewal at least 30 days before the expiration of the registration.

**Sec. 28-495. Non-transferability.**

A certificate of registration for a credit access business is not transferable.

**Secs. 28-496—28-500. Reserved.**

*Subdivision C. Miscellaneous Requirements for Credit Access Businesses*

**Sec. 28-501. Maintenance of records.**

(a) A credit access business shall maintain a complete set of records of all extensions of consumer credit arranged or obtained by the credit access business, which must include the following information:

- (1) The name and address of the consumer.
- (2) The principal amount of cash actually advanced.
- (3) The length of the extension of consumer credit, including the number of installments and renewals; and
- (4) The fees charged by the credit access business to arrange or obtain an extension of consumer credit; and
- (5) The documentation used to establish a consumer's income under section 28-502 of this Code.

(b) A credit access business shall maintain a copy of each written agreement between the credit access business and a consumer evidencing an extension of a consumer credit (including, but not limited to, any refinancing or renewal granted to the consumer).

(c) A credit access business shall maintain copies of all quarterly reports filed with the Texas Consumer Credit Commissioner under Section 393.627 of the Texas Finance Code.

(d) The records required to be maintained by a credit access business under this section must be retained for at least three years and

made available for inspection by the city upon request during the usual and customary business hours of the credit access business.

**Sec. 28-502. Restriction on extension of consumer credit.**

(a) The cash advanced under an extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining in the form of a deferred presentment transaction may not exceed 20 percent of the consumer's gross monthly income.

(b) The cash advanced under an extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining in the form of a motor vehicle title loan may not exceed the lesser of:

- (1) Three percent of the consumer's gross annual income; or
- (2) 70 percent of the retail value of the motor vehicle.

(c) A credit access business shall use a paycheck or other documentation establishing income to determine a consumer's income.

(d) An extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining and that provides for repayment in installments may not be payable in more than four installments. Proceeds from each installment must be used to repay at least 25 percent of the principal amount of the extension of consumer credit. An extension of consumer credit that provides for repayment in installments may not be refinanced or renewed.

(e) An extension of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining and that provides for a single lump sum repayment may not be refinanced or renewed more than three times. Proceeds from each refinancing or renewal must be used to repay at least 25 percent of the principal amount of the original extension of consumer credit.

(f) For purposes of this section, an extension of consumer credit that is made to a consumer within seven days after a previous extension of consumer credit has been paid by the consumer will constitute a refinancing or renewal.

**Sec. 28-503. Requirement of consumer understanding of agreement.**

(a) Every agreement between the credit access business and a consumer evidencing an extension of consumer credit (including, but not limited to, any refinancing or renewal granted to the consumer), must be written in the consumer's language of preference. Every credit access business location must maintain on its premises, to be available for use by consumers, agreements in the English and Spanish languages.

(b) For every consumer who cannot read, every agreement between the credit access business and a consumer evidencing an extension of consumer credit (including, but not limited to, any refinancing or renewal granted to the consumer) must be read to the consumer in its entirety in the consumer's language of preference, prior to the consumer's signature.

(c) For every consumer who cannot read, every disclosure and notice required by law must be read to the consumers in its entirety in the consumer's language of preference, prior to the consumer's signature.

**Sec. 28-504. Referral to consumer credit counseling.**

A credit access business shall provide a form, to be prescribed by the director, to each consumer seeking assistance in obtaining an extension of consumer credit which references non-profit agencies that provide financial education and training programs and agencies with cash assistance programs. The form will also contain information regarding extensions of consumer credit, and must include the information required by section 28-501 of this ordinance specific to the loan agreement with the consumer. If the director has prescribed a form in the consumer's language of preference, the form must be provided in the consumer's language of preference."

**Section 3.** That the City Council hereby approves the application fee promulgated in Section 28-492, as added to the Code of Ordinances by this Ordinance, in the initial amount of \$50.00. The Director of Finance shall incorporate this new approved fee in the City Fee Schedule.

**Section 4.** That the Director of the Department of Administration and Regulatory Affairs shall commence accepting, processing, and issuing certificates of registration required under Article XV of Chapter 28 of the Code of Ordinances, Houston, Texas, on

the ninetieth day following the date of passage and approval of this Ordinance. Any certificates issued prior to the effective date of this Ordinance shall be postdated to become effective on the effective date of this Ordinance.

**Section 5.** 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 6.** 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 1, 2014.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Mayor of the City of Houston

Pl  
Prepared by Legal Dept.  
TNE: jmb 12/02/2013  
Requested by Honorable Annise O. Parker, Mayor  
L.D. File No. 0421300166001

*Jeffrey Evans*  
Assistant City Attorney

**REQUEST FOR COUNCIL ACTION**

**TO:** Mayor via City Secretary

**RCA# 9812**

**Subject:** Approve an Ordinance Authorizing a Revised and Restated Agreement (Contract No. 4600006675) for Handling, Marketing and Sale of Biosolids for the Public Works and Engineering Department / TC-6-0495-063-20811-A2

Category #  
4

Page 1 of 2    Agenda Item

49 ~~57~~

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

Calvin D. Wells  
City Purchasing Agent  
Finance Department

**Origination Date**

December 02, 2013

**Agenda Date**

DEC 18 2013  
~~DEC 11 2013~~

**DIRECTOR'S SIGNATURE**

*Calvin D. Wells*

**Council District(s) affected**  
All

**For additional information contact:**

David Guemsey                      Phone: (832) 395-3640  
Joyce Hays                              Phone: (832) 393-8723

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

Ord. 2005-1399, 12/20/05; Ord. 2010-0835, 10/27/10

**RECOMMENDATION: (Summary)**

Approve an ordinance authorizing a revised and restated agreement replacing the original contract between the City of Houston and Automation Nation, Inc., to provide for the handling, marketing and sale of biosolids for the Public Works and Engineering Department. The revised and restated agreement will amend the scope of services, increase the net revenue percentage from 18% to 19%, and extend the contract term from January 2, 2014 to January 2, 2024 with an option to extend the term of this agreement on an annual basis by written notice 30 days prior to expiration of the term.

None Required (Revenue)

**Finance Budget**

**SPECIFIC EXPLANATION:**

The Director of the Public Works and Engineering Department (PWE) and the City Purchasing Agent recommend that City Council approve an ordinance authorizing a revised and restated Agreement (Contract No. 4600006675) between the City of Houston and Automation Nation, Inc. To avoid confusion and aid with administration, the amendment will provide a newly-revised and restated form for the current contract. All amendments are to be consolidated into the new form where the City will possess one, well-organized document instead of three potentially conflicting documents. Most of the parts of the new form are substantively identical to the current contract. The City Purchasing Agent/PWE Director may terminate this contract at any time upon 30-days written notice to the contractor.

The new form does include several amendments. Automation Nation, Inc. currently markets PWE's heat-dried biosolids, and the amendment will allow it to market non-heat-dried biosolids as well. With the scope of services being reorganized, this new form will also extend the contract term from January 2, 2014 to January 2, 2024 to provide for the handling, marketing, and sale of heat-dried biosolids and non-heat-dried biosolids, with an option to extend the term of this Agreement on an annual basis by written notice 30 days prior to expiration of the term. In exchange (consideration) for this amendment, the contractor agreed to increase the City's share of product revenue from 18% to 19%. The contract was also amended to work in conjunction with future residual transportation contracts.

This revenue contract was awarded on December 20, 2005 by Ordinance No. 2005-1399 for a three-year term, with two one-year options. The City Council approved the first amendment to the contract on October 27, 2010 by Ordinance No. 2010-0835, for a three-year contract extension and a 3% net increase revenue share (from 15% to 18%) that the contractor agreed to pay the City on the sale of heat-dried biosolids. The

**REQUIRED AUTHORIZATION**

Finance Department:

Other Authorization:

Other Authorization:

*NDT*



Date: 12/2/2013	Subject: Approve an Ordinance Authorizing a Revised and Restated Agreement (Contract No. 4600006675) for Handling, Marketing and Sale of Biosolids for the Public Works and Engineering Department / TC-6-0495-063-20811-A2	Originator's Initials GB	Page 2 of 2
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total revenue paid to the City as of August 9, 2013 totaled \$1,420,797.00. Under this current contract the City realizes additional savings by allowing PWE to avoid costs for biosolid disposal fees.

This amendment will help the City acquire additional benefits: 1) contractor will purchase and install heat-dried biosolids bagging equipment at the City's 69<sup>th</sup> Street and Almeda Sims Wastewater Treatment Plants; 2) contractor will convert land application of the City's non-heat-dried biosolids from a cost under other service contracts to a marketed product and revenue stream under this amended contract; 3) contractor will increase the product value of heat-dried biosolids by converting the bulk sale of product to agricultural entities, to bagged sale in additional outlets, which creates more demand for non-heat-dried biosolids; and 4) contractor will convert a costly waste stream into a revenue-generating product by moving a majority of the City's non-heat-dried biosolids from landfill disposal to a more beneficial land application, thus reducing landfill disposal costs to the City.

Under this contract, heat-dried biosolids are sold to golf courses, landscapers, nurseries and agricultural entities in Houston and surrounding counties. The scope of work requires the contractor to provide all labor, equipment, supervision, maintenance and transportation necessary to market and sell heat-dried biosolids produced at the 69<sup>th</sup> Street and the Almeda Sims Wastewater Treatment Plants. Additionally, the contractor markets the biosolids under the brand name Sustanite™ or the City-owned name of Hou-Actinite™.

This contract was awarded with a 5% M/WBE participation goal, and Automation Nation, Inc. is currently achieving a goal of 4.27%. However, with the addition of bagging equipment to this contract, the volume of bagged product handling will increase, which will result in anticipated higher utilization of subcontractor participation for freight hauling. Meanwhile, the Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE utilization.

Buyer: Greg Hubbard

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Amendment No. 3 to Lease Agreement for Aircraft Maintenance Facility with Southwest Airlines Co. at William P. Hobby Airport (HOU)

**Category #**

**Page**  
1

**Agenda Item #**  
5043

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

Houston Airport System

**Origination Date**

December 2, 2013

**Agenda Date**

~~DEC 11 2013~~

**DIRECTOR'S SIGNATURE:**

*Marc S. ...*

**Council District affected:**  
I

DEC 18 2013

**For additional information contact:**

Kathy Elek *TEL* Phone: (281) 233-1826  
Ian N. Wadsworth *INW* (281) 233-1682

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

11/10/81 (O) 81-2194 ; 01/30/85 (O) 85-0130  
09/27/85 (O) 85-1676 ; 09/27/85 (O) 85-1677

**AMOUNT & SOURCE OF FUNDING:**

REVENUE: \$218,049.96 per year HAS Revenue Fund (8001)

**Prior appropriations:**  
N/A

**RECOMMENDATION: (Summary)**

Enact an ordinance approving and authorizing the execution of Amendment No. 3 to the lease agreement with Southwest Airlines Co. for an aircraft maintenance facility at William P. Hobby Airport (HOU).

**SPECIFIC EXPLANATION:** On November 10, 1981, Council approved a ground lease agreement with Flight Quarters Joint Venture (a joint venture of Aviation Equities, Ltd. and Airport Investments, Inc. ) to lease 13.384 acres (582,990 square feet) of land for the development of a fixed based operation facility and taxiway access. The term of the agreement was for thirty (30) years following a twenty-four (24) month construction period.

On January 30, 1985, Council approved Amendment No. 1, which acknowledged the conversion of Flight Quarters Joint Venture into a limited partnership in the name of Aviation Equities, Ltd. The amendment also modified certain terms related to construction of lessee's improvements.

On September 27, 1985, Council approved the assignment of the lease agreement from Aviation Equities, Ltd. to Southwest Airlines Co. On the same day, Council approved Amendment No. 2 to the lease agreement, restating the agreement to add a ten-year (10-year) option period, in addition to the original thirty (30) year term, in exchange for a commitment by Southwest Airlines Co. to make additional improvements. Southwest completed its commitment to build improvements on the site, including an aircraft hangar and maintenance facility of approximately 127,000 square feet. The amended agreement specified that option period rent would be established by fair-market-value appraisal and Council approval of the new rates.

Southwest Airlines Co. has exercised its ten-year option on the ground lease, effective November 4, 2013. Based on appraised values, Amendment No. 3 will establish rental rates for the ten-year option period as follows:

<u>Years</u>	<u>Annual Rate</u>	<u>Monthly Rate</u>
31-35	\$218,049.96	\$18,170.83
36-40	\$250,757.40	\$20,896.45

All other terms and conditions of the Agreement remain unchanged.

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

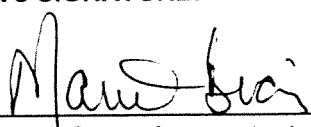
Other Authorization:

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

<b>SUBJECT:</b> Airport Advertising Concession Agreement - The Joint Venture for the Advertising Concession at Houston Airports, LLC - George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU).	<b>Category #</b>	<b>Page</b> 1 of 2	<b>Agenda Item #</b> 51#6
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<b>FROM (Department or other point of origin):</b> Houston Airport System (HAS)	<b>Origination Date</b> November 18, 2013	<b>Agenda Date</b> <del>DEC 11 2013</del>
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<b>DIRECTOR'S SIGNATURE:</b> 	<b>Council District affected:</b> B, I	<b>Agenda Date</b> DEC 18 2013
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<b>For additional information contact:</b> Kathy Elek <i>Kee</i> Phone: 281-233-1826 Ian Wadsworth <i>INW</i> Phone: 281-233-1682	<b>Date and identification of prior authorizing Council action:</b> N/A
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<b>AMOUNT &amp; SOURCE OF FUNDING:</b> REVENUE: Estimated \$10,000,000 per year <i>Mad</i>	<b>Prior appropriations:</b> N/A
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**RECOMMENDATION: (Summary)**  
Enact an Ordinance approving and authorizing the execution of an Airport Advertising Concession Agreement with The Joint Venture for the Advertising Concession at Houston Airports, LLC at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU).

**SPECIFIC EXPLANATION:**

In September 2012, HAS issued a Request for Proposals (RFP) to provide a fully-integrated, high quality, professionally designed and managed advertising concession program at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU). The RFP incorporated three proposal options: Package A – IAH only; Package B – HOU only; Package C – IAH and HOU. Proposals were submitted by Clear Channel Airports and The Joint Venture for Airport Advertising at Houston Airports, LLC (a joint venture formed between JCDecaux Airport, Inc. and Cavazos Communications and Resources).

A selection committee evaluated the proposals based on the following criteria: Compensation to HAS (40 points); Advertising Plan, Design, and Capital Investment (25 Points); Experience (15 Points); Management & Operations (20 Points). An additional 5 points were available to any Proposer who formed a joint venture with a qualified ACDBE firm to achieve the ACDBE goal.

Based on the information provided in the proposals and the evaluation criteria defined in the RFP, the evaluation committee recommended The Joint Venture for the Advertising Concession at Houston Airports, LLC for Package A and Clear Channel Airports for Package B. On April 11, 2013, Clear Channel Airports declined its award citing interest in only Package C. Accordingly, HAS reevaluated its recommendation based on Package C proposals and the Joint Venture for the Advertising Concession at Houston Airports, LLC was awarded the agreement for both airports.

REQUIRED AUTHORIZATION

<b>Finance Department:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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<b>Date</b> November 18, 2013	<b>SUBJECT:</b> Airport Advertising Concession Agreement - The Joint Venture for the Advertising Concession at Houston Airports, LLC - George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU).	<b>Originator's Initials</b>	<b>Page 2 of 2</b>
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The pertinent terms and conditions of this agreement are as follows:

1. Contracting Party  
The Joint Venture for the Advertising Concession at Houston Airports, LLC is a joint venture formed between JCDecaux Airport, Inc. and Cavazos Communications and Resources. Cavazos is a local Houston firm and a certified ACDBE company with the City of Houston.
2. Scope of Service  
Concessionaire will develop, install, operate, maintain, and manage a non-exclusive Airport Advertising Concession program at IAH and HOU. The program will include new digital displays, static displays, banners and wraps, power station poles, shopping and dining directories, interactive information multi-language kiosks, security check point bins and other media as approved by HAS.
3. Capital Investment  
Concessionaire will expend a minimum of \$3.8 million initially to install new advertising displays, touchscreen directories, and other equipment. In addition, Concessionaire will expend a minimum of \$700,000 in the fourth contract year and a further \$1.0 million, if the option period is exercised, to update advertising displays.
4. Financial Terms  
Concessionaire will pay a concession fee equal to the greater of 70% of gross revenues or a Minimum Annual Guarantee (MAG). In the first 12 months following a 180-day installation period, the MAG is \$4.0 million. Thereafter, for each successive 12-month period, the MAG is 85% of the actual compensation due to the City during the preceding 12 months.
5. Term  
The term will be seven (7) years, plus a three-year option period.
6. ACDBE Goal  
The Mayor's Office of Business Opportunities has established ACDBE participation goals of 5.3% of gross receipts at IAH and 13.0% at HOU. Cavazos, the joint venture partner and a certified ACDBE company, will be responsible for posting ads, maintaining and repairing advertising fixtures, as well as selling advertisement space.
7. Performance Security  
Concessionaire will provide a performance security in an amount equal to 50% of the first year's projected compensation to the City.

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

**SUBJECT:** Additional Appropriation to the On-Call Professional Design Services contracts with Reynolds Smith and Hills, Inc., Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc. for the Houston Airport System; Project Nos. 715A-B-C, (WBS#A-000446-0002-3-01-01; A-000446-0002-3-02-01; A-000446-002-3-03-01; Contract Nos. 4600011738; 4600011739; 4600011740)

Category #9

Page 1 of 2

Agenda Item #

5278

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

**Origination Date**  
November 20, 2013

**Agenda Date**  
~~DEC 11 2013~~

**DIRECTOR'S SIGNATURE:**

*Maudlin*

**Council District affected:**  
B, E & I

DEC 18 2013

**For additional information contact:**  
Kathy Elek *Kae* Phone: 281-233-1826  
Samar Mukhopadhyay 281-233-1840

**Date and identification of prior authorizing Council action:**  
09/19/12 (O)2012-0839

**AMOUNT & SOURCE OF FUNDING:**  
CIP A-0446.2 \$6,600,000.00  
HAS Arpt Improvement Fund (8011)

**Prior appropriations:**  
09/19/12.....\$6,000,000.00  
HAS Arpt Improvement Fund (8011)

**RECOMMENDATION: (Summary)** Enact an ordinance to approve an additional appropriation to the On-Call Professional Design Services contracts with Reynolds Smith and Hills, Inc., Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc.

**SPECIFIC EXPLANATION:**

On September 19, 2012, the City entered into contracts with Reynolds Smith and Hills, Inc., Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc. for on-call professional design services for the Houston Airport System (HAS). The primary design services provided to date at George Bush Intercontinental Airport/Houston (IAH) include: roadway repairs, taxiway and bridge preliminary engineering reports, drainage ditch survey, aircraft parking apron marking plan, cooling tower testing, development of HAS restroom design standards, Terminal D lounge and gate modifications, evaluation of the electrical infrastructure, Terminal A electrical vault replacement, Central Utility Plant electrical generator, Terminal A emergency generator replacement, Terminal C light poles, EcoPark 2 study and schematic design, Terminal B ceiling replacement at the APM station, and Terminal A parking garage repairs. The primary design services provided to date at William P. Hobby Airport (HOU) include: roadway modifications, a combined maintenance facility, access control systems, Central Utility Plant design, and baggage system updates.

It is now requested that Council approve an additional appropriation for anticipated upcoming professional design services. Letters of Authorization (LOAs) will be assigned to a specific project (s) based on the firms qualifications and team specializations. Anticipated projects include, but are not limited to:

- |                                   |                                       |                                 |
|-----------------------------------|---------------------------------------|---------------------------------|
| HOU Central Utility Plant         | Terminal D Shared Lounges             | IAH TSA Checkpoints             |
| HOU Ipswich/Millionaire Paving    | IAH - CUP Emergency Power             | IAH Public Restroom Renovations |
| HOU Roadway Relocation            | IAH Environmental Lift Station        | IAH Roadway Design              |
| HOU Roadway Signage & Landscape   | EcoPark 2 at IAH                      | Ellington Ductbank              |
| Terminal A Electrical Vault       | IAH New Fleet Maintenance Facility    |                                 |
| Terminal A Parking Garage         | Electrical Improvements Terminals B&C |                                 |
| Terminal B APM Ceiling Repair     | IAH AOC/EOC Renovation                |                                 |
| Terminal C Light Pole Replacement | IAH Sanitary Sewer Repairs            |                                 |

These contracts have a term of five (5) years with an optional one (1) year extension.

**PAY OR PLAY:** The contracts require 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.

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization: *[Signature]*

Other Authorization:

<b>Date</b> November 20, 2013	<b>Subject:</b> Additional Appropriation to the On-Call Professional Design Services contracts with Reynolds Smith and Hills, Inc., Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc. for the Houston Airport System; Project Nos. 715A-B-C, (WBS#A-000446-0002-3-01-01; A-000446-0002-3-02-01; A-000446-002-3-03-01; Contract Nos. 4600011738; 4600011739; 4600011740)	<b>Originator's Initials</b> LC	<b>Page</b> 2 of 2
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**HIRE HOUSTON FIRST:** The contracts require compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. These contractors meet the requirements of Hire Houston First

**PROJECT COSTS:** The \$6,600,000 will be allocated to the three contracts (715A, 715B, 715C) as needed through Letters of Authorization (LOAs)

**MWBE PARTICIPATION:** The Minority Women Business Enterprise Goal for this agreement is 30%. Based on the executed Letters of Authorization, 94% of the current contract amount has been committed with an anticipated MWBE commitment of 39.97%. Currently, 16% of the invoices have been paid to date. Jacobs is currently achieving 15.77% MWBE participation. PGAL is currently achieving 11.58% MWBE participation. RS&H is currently achieving 0% MWBE participation. It is expected that the final MWBE participation will surpass the 30% goal.

The certified firms are as follows:

**Reynolds Smith & Hills, Inc.**

	Type of Work
USA Shelco, Inc. eStudio, P.C. AIA Engineers, Ltd. Ferguson Consulting, Inc. Henderson + Rogers, Inc. VoltAir Consulting Engineers, LLC Landtech Consultants, Inc. HVJ Associates, Inc.	Professional Engineering Services Architectural Services Civil & Structural Engineering Electrical – Airfield, IT/Communications Structural Engineering MEP, Communications, Fire Protection Engineering Land Surveying Geotechnical Services

**Jacobs Engineering Group, Inc.**

	Type of Work
Henderson + Rogers, Inc. Landtech Consultants, Inc. HVJ Associates, Inc. Bennett Design Group English & Associates Architects, Inc. 4b Technology Group, LLC Jones Engineers, LP Pennington & Assoc. Commissioning, LLC PGA Engineers, Inc.	Structural Engineering Land Surveying Geotechnical Services Interior Design Architectural Design Telecommunications Consultant MEP Engineering and Design Building Commissioning Services Information Technology, Communications, Security

**Pierce, Goodwin, Alexander & Linville, Inc.**

	Type of Work
Henderson + Rogers, Inc. Landtech Consultants, Inc. HVJ Associates, Inc. VoltAir Consulting Engineers, LLC eStudio, P.C. Marshall Engineering Corp. Shah Smith & Assoc. Windrose Land Services Garza + McLain Structural Engineers, Inc. Halford Busby, LLC UrbanCore Collaborative	Structural Engineering Land Surveying Geotechnical Services MEP, Communications, Fire Protection Engineering Architectural Services MEP Engineering Construction Management and Engineering Services Land Use Planning Services Structural Engineering Construction Cost Estimating Urban Planning Consultants

HAS requests the option to use the Airport System Revenue Fund (8001) to fund a portion of the \$6,600,000.00 currently designated as funded by the Airport Improvement Fund (8011) while maintaining the maximum appropriation amount of not to exceed \$6,600,000.00. This flexibility will provide for use of appropriate funding sources, namely the capital (8011) and O&M (8001) funding sources, depending on the type of services provided under this contract that can be either capital or O&M in nature.

It is anticipated that during the term of the contracts, HAS may request Council's approval for additional appropriation, as needed.

**Helena Brown**

53  
DEC 18 2013



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**Houston City Council Member District A**

**AMENDMENT**

**TO: Mayor Parker  
Ann Russell,  
Marta Crinejo**

**From: Council Member Helena Brown**

**Date: December 10, 2013**

**CC: All Council Members**

**Re: Chapter 8 (Item #63)**

**Re: Agenda Item No. 63**

I move to amend Section 9 of the proposed Ordinance to read as follows:

**Section 9.** That Section 8-155 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

"An application for authorization to operate a private storage lot shall be approved unless:

- (1) There is no current license issued by the automotive board under article II of this chapter for the applicant to operate an automobile storage lot at that location.
- (2) Any information set out in the application was incomplete or false.
- (3) The applicant has not signed an agreement as required under section 8-152(b).
- (4) The proposed private storage lot has less than ten vehicle storage or parking spaces that will be used for the storage of motor vehicles."

**REDLINE for this motion**

**Section 9.** That Section 8-155 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

**"Sec. 8-155. Standards for approval.**

An application for authorization to operate a private storage lot shall not be approved unless if:

- (1) There is no current license issued by the automotive board under article II of this chapter for the applicant to operate an automobile storage lot at that location.
- (2) Any information set out in the application was incomplete or false.
- (3) The applicant has not signed an agreement as required under section 8-152(b).
- (4) The proposed private storage lot has less than 25,000 square feet of space ten vehicle storage or parking spaces that will be dedicated used for the storage of motor vehicles.

~~A private storage lot that was first operated under an authorization on or before \_\_\_\_\_, shall be exempt from the requirements of item (4) of this section, provided that the private storage lot is operated continuously under an authorization or renewal authorization without termination, revocation, or lapse longer than 90 days."~~

~~1 City Secretary/Editor shall insert the effective date of this Ordinance.~~

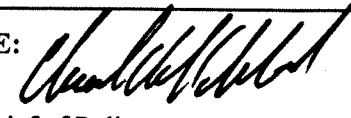
**TO: Mayor via City Secretary                      REQUEST FOR COUNCIL ACTION**

**SUBJECT:** Amendments to Chapter 8 and Sec. 28-34 of the Code of Ordinances relating to the automotive industry.

Page 1 of 2  
53A      Agenda Item # 63-19

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

**Origination Date:** 11/21/13      **Agenda Date:** ~~DEC 04 2013~~

**DIRECTOR'S SIGNATURE:**   
 Charles A. McClelland, Jr., Chief of Police

**Council District affected:** All      ~~DEC 11 2013~~  
 DEC 18 2013

**For additional information contact:**  
 D. F. Hitzman, Lieutenant – HPD 832-394-4800  
 Tracy Calabrese, Sr Assistant City Attorney 832-393- 6448

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

**RECOMMENDATION: (Summary)** The Houston Police Department recommends ordinance amendments to update Chapter 8 and Sec. 28-34 relating to the automotive industry, including amending storage lot license requirements.

**Amount and Source of Funding:** N/A

**SPECIFIC EXPLANATION:**

The changes to Chapter 8 and Sec. 28-34 will clarify definitions so that they are consistent with state law. The changes to definitions specific to rebuilders and recyclers will not affect the day-to-day operations of licensed businesses. The only change is to the license name. No new requirements or fees are added.

The amendments propose a term of two years for automotive board appointees rather than the current one year term. Also, there are enhanced minimum standards for new storage lot licenses. Minimum space and fencing requirements are proposed to ensure new storage lots have adequate vehicle storage space and a solid fence. All existing storage lots will be grandfathered in as they currently exist and will only be held to the new standards if they cease to do businesses for 90+ days. Specific changes include:

**Sec. 8-16 Definitions**

- **Automotive Rebuilder** – Currently, this definition includes both *rebuilders* and *recyclers*. However, due to the more stringent state requirements to obtain a recycler license, the state has divided these two businesses into separate definitions. The proposed change is requested to be consistent with the state law definitions.
- **Consent Storage Lot Operator** – The current definition name (Automotive Storage Lot Operator) is a source of confusion for many applicants. The name change is to clarify that this license is specific to consent storage lots.
- **Dealer in motor vehicles** – Language has been added to clarify that this specific license does not include rebuilders.
- **Salvage titled motor vehicle** – This definition is added to be consistent with state law.
- **Used automotive parts recycler** – This definition is added to be consistent with state law specific to rebuilders and recyclers.

**Sec. 8-17 Automotive Board** - Extend the automotive board appointments from a one-year term to a two-year term.

**Sec. 8-31 Penalty** – Add language to specify that the law relates to all business owners, regardless of their current automotive license status.

**Sec. 8-58 Fees** - Relating to Sec. 8-31 regarding the requirement for a license to operate an automotive related business.

**REQUIRED AUTHORIZATION**

<b>Finance Budget:</b>	<b>Other Authorization:</b>	<b>Other Authorization:</b>
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Date		Originator's Initials	Page 2 of 2
<p><b>Sec. 8-155 Standards for approval</b> - Requires a new private storage lot applicant to have at least 25,000 square feet of space dedicated to the storage of motor vehicles. All currently licensed private storage lots will not be affected by the minimum space requirement unless they cease to operate for more than 90 days.</p> <p><b>Sec. 8-172 Business name; fences, paving, signs, etc.</b> - New language requires all new storage lots to have a <u>solid</u> fence. As stated in Sec. 8-155, all currently licensed storage lots will not be affected by the solid fence requirement unless they cease to operate for more than 90 days.</p> <p><b>Sec. 28-34 Location of automobile storage lots, used automotive parts recyclers, lots used for open storage by automotive rebuilders and lots used for open storage by metal recyclers/secondhand metal dealers</b> – The proposed changes are clean-up and clarification only. No substantive changes are requested.</p>			