

AGENDA

CITY OF HOUSTON ■ CITY COUNCIL
DECEMBER 13 & 14, 2016

MAYOR
SYLVESTER TURNER

CONTROLLER
CHRIS B. BROWN

DISTRICT COUNCIL MEMBERS

Brenda Stardig
District A

Steve Le
District F

Jerry Davis
District B

Greg Travis
District G

Ellen R. Cohen
District C

Karla Cisneros
District H

Dwight A. Boykins
District D

Robert Gallegos
District I

Dave Martin
District E

Mike Laster
District J

Larry V. Green
District K

AT-LARGE COUNCIL MEMBERS

Mike Knox
Position 1

Michael Kubosh
Position 3

David W. Robinson
Position 2

Amanda K. Edwards
Position 4

Jack Christie D.C.
Position 5

Marta Crinejo Director - City Council Agenda

Anna Russell City Secretary

In accordance with the Texas Open Meetings Act the agenda is posted for public information, at all times, for at least 72 hours preceding the scheduled time of the meeting on the bulletin board located on the exterior wall of the City Hall building at 901 Bagby.

The agenda may be accessed via the Internet at

<http://houston.novusagenda.com/agendapublic/>. Copies of the agenda are available in the Office of the City Secretary in the City Hall Annex, Public Level at no charge. To receive the agenda by mail, send check or money order for \$52.00 for a one year subscription, made payable to the City of Houston to the attention of the City Secretary, P.O. Box 1562, Houston, Texas 77251.

To reserve time to appear before Council call 832-393-1100 or come to the Office of the City Secretary, City Hall Annex, Public Level at least 30 minutes prior to the scheduled public session shown on the agenda.

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

AGENDA - COUNCIL MEETING Tuesday, December 13, 2016 - 1:30 PM
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL

PRESENTATIONS

2:00 P.M. – INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Knox

ROLL CALL AND ADOPT MINUTES OF PREVIOUS MINUTES

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 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

SP121316

RECESS

RECONVENE

WEDNESDAY - December 14, 2016 - 9:00 A. M.

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

HEARINGS

1. **PUBLIC HEARING** regarding a fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY (SOUTHWEST HOUSTON) - DISTRICTS F - LE and J - LASTER**

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 42

MISCELLANEOUS - NUMBER 2

2. RECOMMENDATION from the Mayor's Office for renewal of membership in the **HOUSTON-GALVESTON AREA COUNCIL** - \$83,978.04 - General Fund

ACCEPT WORK - NUMBERS 3 through 8

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,876,114.42 and acceptance of work on contract with **TRIPLE B SERVICES, L.L.P.** for Hayes Road Paving and Drainage: Briar Forest Drive to Wilcrest Drive - 1.52% over the original contract amount, and under 5% contingency amount - **DISTRICT G - TRAVIS**
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,455,484.71 and acceptance of work on contract with **NORTH HOUSTON POLE LINE, L.P.** for Wastewater Collection System Rehabilitation and Renewal (4235-49) - 2.40% under the original contract amount - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; F - LE and I - GALLEGOS**
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$425,547.54 and acceptance of work on contract with **CLEANSERVE, INC** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 4.90% under the original contract amount - (4277-55)
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$465,832.92 and acceptance of work on contract with **CLEANSERVE, INC** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 4.11% over the original contract amount - (4277-56)
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,964,580.75 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal (4235-60) - 2.43% over the original contract amount
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,537,376.70 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal (4235-61) - 3.12% under the original contract amount

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 14

9. **FIRE PUMP SPECIALTY** for Hale Fire Pump Replacement Parts and Repair Services for Fleet Management Department - 3 Years with two one-year options - \$2,017,760.00 - Fleet Management Fund
10. **J. DAVIS AUTOMOTIVE GROUP, INC dba GULFGATE DODGE**

- CHRYSLER JEEP, INC** for Chrysler OEM Replacement Parts and Repair Services for the Fleet Management Department 3 Years with two one-year options - \$1,128,597.00 - Fleet Management Fund
11. **SILSBEE FORD, INC** for Light-Duty Vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) for the Houston Police Department - \$154,792.00 - Grant Fund
 12. **AMEND MOTION #2010-540, 7/14/2010, TO INCREASE** spending authority from \$7,165,015.54 to \$10,031,021.76 for Chemical, Caustic Soda for the Department of Public Works & Engineering Enterprise Fund
 13. **MICROSOFT CORPORATION** for approval of spending authority in an amount not to exceed \$405,200.00 for Implementation of Microsoft Office365 for the fleet of City desktops through the Texas Department of Information Resources for Various Departments - 1 Year - Central Service Revolving Fund
 14. **LUMENATE TECHNOLOGIES, LP** - \$403,176.63 and **DATAVOX, INC** - \$323,062.38 for approval of spending authority in an amount not to exceed \$726,239.01 for Purchase of Hardware and Professional Services for the Fannin Data Center through the Texas Department of Information Resources for the Houston Information Technology Services - Equipment Acquisition and Central Service Revolving Funds

RESOLUTIONS - NUMBERS 15 through 20

15. RESOLUTION approving issuance and sale by Houston Housing Finance Corporation of Multifamily Mortgage Revenue Note (The Pointe at Crestmont Apartments) Series 2016 - **DISTRICT D - BOYKINS**
16. RESOLUTION designating **Freedmen's Town Historic Rental Initiative Houses** located in a four-square block area bound by Genesee, Robin, Bailey, and Ruthven Streets within the City of Houston as protected landmarks - **DISTRICT C - COHEN**
17. RESOLUTION designating the **Max and Helen Rosenbaum House** located at 5219 South Braeswood Boulevard, within the City of Houston as a landmark and protected landmark - **DISTRICT C - COHEN**
18. RESOLUTION designating the **W. P. Mulcahy House** located at 1046 Harvard Street within the City of Houston as a landmark and protected landmark - **DISTRICT C - COHEN**
19. RESOLUTION designating **Saint Elizabeth Hospital** located at 4514 Lyons Avenue, within the City of Houston as a landmark and protected landmark - **DISTRICT B - DAVIS**
20. RESOLUTION designating the **Scholibo Building** located at 912 Prairie Street within the City of Houston as a landmark and protected landmark - **DISTRICT I - GALLEGOS**

ORDINANCES - NUMBERS 21 through 42

21. ORDINANCE approving and authorizing Purchase and Sale Agreement

between the City of Houston, Texas, Seller, and **KHAWAR & SONS, INC**, Purchaser, for the sale of approximately 2.0432 acres of land located at 15085 Bellaire Boulevard, Houston, Harris County, Texas [Parcel No. SY11-058], for \$578,520.00 - **DISTRICT F - LE**

22. ORDINANCE approving and authorizing the Director of the City of Houston Health Department ("Director") to accept a grant award from the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the Surveillance, Intervention and Referral to Services Activities for infants with Microcephaly or other adverse outcomes linked with the Zika Virus - High Risk Local Areas; declaring the City's eligibility for such grant; authorizing the Director to expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant
23. ORDINANCE approving and authorizing fourth amendments to various vendor agreements between the City and **ALPHA EYECARE ASSOCIATES PLLC, ALZHEIMER'S ASSOCIATION - HOUSTON & SOUTHEAST TEXAS CHAPTER, CHINESE COMMUNITY CENTER, INC, COUNCIL FOR HEALTH EDUCATION AND DEVELOPMENT, LLC, DINSMORE MEDICAL SYSTEMS, LLC, GATEWAY TO CARE, LONE STAR LEGAL AID, MONTROSE COUNSELING CENTER, INC, HEIGHTS HEARING AIDS, LLC, RONALD L. NORSWORTHY, INC, dba HOME HELPERS OF FORT BEND, TEXAS SOUTHERN UNIVERSITY,** and the **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, respectively, to extend the term of the contracts for support services to the elderly provided through the **HARRIS COUNTY AREA AGENCY ON AGING**; approving and authorizing fifth amendments to various vendor agreements between the City and **MPJ AUDIOLOGY CONSULTANT, LLC, NEIGHBORHOOD CENTERS, INC,** and **PERRYLEE HOME HEALTH CARE SERVICES, INC**, respectively, to extend the term of the contracts for support services to the elderly provided through the Harris County Area Agency on Aging; approving an ordinance amending Ordinance Number 2009-0689, as amended, to increase the maximum contract amount of the contract between the City and **DINSMORE MEDICAL SYSTEMS, LLC** for support services
24. ORDINANCE approving and authorizing submission of an Electronic Application for Grant Assistance to the Federal Emergency Management Agency, for the FY2016 Assistance to Firefighters Grant Program; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Fire Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program
25. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CYPRESS CREEK VOLUNTEER FIRE DEPARTMENT** for Fire Protection Services to extend the term and amend the equipment requirement; amending Ordinance No. 2011-1183 to increase the maximum contract amount - \$463,000.00 - General Fund
26. ORDINANCE relating to the retail gas rates of **CENTERPOINT ENERGY ENTEX** within the City of Houston, Texas; suspending for ninety days the effective date of new rates and revised rate schedules; maintaining current

rates in effect

27. ORDINANCE amending Ordinance No. 2014-443 to increase the maximum contract amount to Contract No. 4600012752 between the City of Houston and **DIVERSIFIED UTILITY CONSULTANTS, INC** for Professional Consulting Services for Electric, Gas and Water Regulatory and Technical Professional Consulting Services for the Administration and Regulatory Affairs Department - \$136,000.00 - General Fund
28. ORDINANCE approving and authorizing execution of Compromise and Settlement Agreement between **DIANE YBARRA** and the City of Houston to settle a lawsuit - \$150,000.00 - Property and Casualty Fund
29. ORDINANCE appropriating \$75,055.00 out of Contributed Capital Project Fund for Various Council District Service Fund Projects - **DISTRICTS A - STARDIG; C - COHEN and H - CISNEROS**
30. ORDINANCE approving and authorizing second amendment to Interlocal Agreement between the City and the **HARRIS COUNTY FLOOD CONTROL DISTRICT** for the Willow Waterhole Detention Facilities - **DISTRICT K - GREEN**
31. ORDINANCE approving and authorizing agreement between the City of Houston, Texas, **FRIENDS OF LEVITT PAVILION HOUSTON**, and **MORTIMER & MIMI LEVITT FOUNDATION** regarding the **LEVITT PAVILION** at Willow Waterhole - **DISTRICT K - GREEN**
This item should only be considered after passage of Item 30 above
32. ORDINANCE approving and authorizing Supplemental Agreement to the Lease Agreement between the City and **HOUSTON FIRST CORPORATION** relating to the Levitt Pavilion - **DISTRICT K - GREEN**
This item should only be considered after passage of Item 31 above
33. ORDINANCE appropriating \$1,672.00 from Parks and Recreation Dedication Funds and \$150,000.00 from Parks Special Funds, to the Public Works and Engineering - W & S System Operating Funds, for the transfer of land located at 5703 Eastex Freeway (Parcel IT16-005) Houston, Harris County, Texas, from the Public Works and Engineering Department to the Parks and Recreation Department - **DISTRICT H - CISNEROS**
34. ORDINANCE appropriating \$30,000.00 out of General Improvement Consolidated Construction Fund, \$180,000.00 out of Parks Consolidated Construction Fund, \$140,000.00 out of Fire Consolidated Construction Fund, \$100,000.00 out of Police Consolidated Construction Fund, \$100,000.00 out of Solid Waste Consolidated Construction Fund, \$120,000.00 out of Public Health Consolidated Fund as an appropriation to the FY2017 Professional Environmental Consulting Services Task Order Program for Comprehensive Environmental Consulting Services for various City Departments (Approved by Ordinance Number 2012-0900)
35. ORDINANCE consenting to the addition of 40.643 acres of land to **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 4, (also known as the ENERGY CORRIDOR MANAGEMENT DISTRICT)**, for inclusion in its District - **DISTRICTS A - STARDIG and G - TRAVIS**
36. ORDINANCE consenting to the addition of 2.948 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153**, for inclusion in its

district

37. ORDINANCE appropriating \$5,000,000.00 out of Airports Improvement Fund as an additional appropriation for Professional On-Call Environmental Consulting Services Contract between the City of Houston and **RS&H, INC** for the Houston Airport System; amending Ordinance No. 2014-802 to increase the maximum contract amount - **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**
38. ORDINANCE appropriating \$210,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Local Drainage Project Design Work Orders (Approved by Ordinance No. 2013-0033, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF
39. ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the Corner Clips Intersection and Safety Improvements Project; authorizing the acquisition of fee simple or easement interest to three parcels of land required for the project and situated in the James Wells Survey, Abstract No. 830 and R.J. Channel Survey, Abstract No. 1615, in Harris County, Texas, said parcels of land being located at the northeast and southwest corners of South Gessner Road and Beechnut Street, and the southwest corner of West Airport Boulevard and Riceville School Road, in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple or easement interest to three parcels of land required for the project - **DISTRICTS J - LASTER and K - GREEN**
40. ORDINANCE appropriating \$2,919,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CSA CONSTRUCTION, INC** for Sims North Wastewater Treatment Plant Waste and Debris Handling and Disposal Station; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing services, CIP Cost Recovery, design services during construction, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund
41. ORDINANCE No. 2016-0907, passed second reading December 7, 2016
ORDINANCE granting to **ACO WASTE SOLUTION, INC, a Texas corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**
42. ORDINANCE No. 2016-0908, passed second reading December 7, 2016

ORDINANCE granting to **ROLL OFF KING, LLC, a Texas Limited Liability Company**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA

MATTERS HELD - NUMBER 43

- 43. ORDINANCE AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Vehicles for Hire; containing findings and other provisions relating to the foregoing subject; providing for severability - **TAGGED BY COUNCIL MEMBER LASTER**
This was Item 15 on Agenda of December 7, 2016

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Kubosh 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 POSITIONED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE (HOUSTON CITY CODE 2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

Item Creation Date:

SP121316

Agenda Item#:

ATTACHMENTS:

Description

SP121316

Type

Signed Cover sheet

**CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR – TUESDAY
DECEMBER 13, 2016 – 2:00 PM**

NON-AGENDA

2MIN 2MIN 2MIN

MR. CHARLES WHITE – 8607 Martin Luther King – 77033 – 713-292-3436 – Sunnyside Multi- Service Center

3MIN 3MIN 3MIN

MR. DONALD BURNS – 13021 Donegal Way – 77047 – 713-882-0307 – Shamrock Manor Civic Club

MS. ANNA MAE MARTIN – 3114 Airport Blvd. – 77051 – 832-963-3553 – Vacant property

MS. DARLENE ALEXANDER-HOULE – No Address – No Phone – Street homeless safety issues

MS. ERICA HUBBARD – 1705 Yale St. – 77020 – 832-704-6697 – Animal welfare epidemic in various parts of Fifth Ward

MR. OSCAR HERNANDEZ – 4346 Kroger St. – 77051 – 713-702-3295 – Immigration

MS. ALICE SERNA-MCDOUGALD – 1714 Sandman St. – 77007 – 713-254-5211 – United We Dream

MR. JOE TIRADO – 221 Caylor St. – 77011 – 832-282-6532 – Open carry

MR. JAMES RASMUS – 5403 Brinkman – 77091 – 713-683-0945 – Deed restriction violations

MR. JOSHUA DE LA CERDA – 4902 Sabrina Dr. – 77066 – 832-439-6575 – City drinking water/Air pollution/Harrisburg/Manchester/Chemical Plants

PREVIOUS

1MIN 1MIN 1MIN

MR. WILLIAM BEAL – 10 Remington Ln. – 77005 – No Phone number – Will appear to express personal opinion

PRESIDENT JOSEPH CHARLES – P.O. Box 524373 - 77052 – 346-203-6873 – Commander n/chief-US-P-Charles-Shutdown H /City Government-HPD-Criminal Trespassing



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016
District F, District J
Item Creation Date: 12/6/2016

MYR - TIRZ 20 Southwest 12/14 Public Hearing for PP
Amend 4

Agenda Item#: 1.

Summary:

PUBLIC HEARING regarding a fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY (SOUTHWEST HOUSTON) - DISTRICTS F - LE and J - LASTER**

Background:

SUBJECT: Motion establishing a public hearing date for a fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty (Southwest Houston).

RECOMMENDATION: (Summary)

To establish a public hearing date regarding the fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty (Southwest Houston).

SPECIFIC EXPLANATION:

On September 1, 2016, the Board of Directors of both the Southwest Houston Redevelopment Authority and Reinvestment Zone Number Twenty ("Southwest Houston") approved amendments to the Project Plan and Reinvestment Zone Financing Plan for the Southwest Houston Zone and transmitted a proposed Fourth Amended Project Plan and Reinvestment Zone Financing Plan (the "Amended Plan") to the City for consideration by City Council. The Amended Plan will address future infrastructure, mobility and quality of life issues resulting from existing and projected densities within the Southwest Houston Zone.

In accordance with Section 311.011(e) of the Texas Tax Code, a public hearing must be held prior to City Council's consideration of an ordinance approving the Amended Plan. The Administration recommends setting a public hearing for December 14, 2016.

cc Marta Crinejo, Agenda Director
Anna Russell, City Secretary
Ronald Lewis, City Attorney
Gary Dzierlenga, Senior Assistant City Attorney

Prior Council Action:

Ord. No. 1999-1330, 12/15/1999;
Ord. No. 2015-1052, 11/4/2015

Amount of Funding:

No funding required

Contact Information:

Gwendolyn F. Tillotson Phone: (832) 393-0937

ATTACHMENTS:

Description

RCA TIRZ 20 Southwest Public Hearing PP
Amend 4

Type

Signed Cover sheet

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Motion establishing a public hearing date for a fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty (Southwest Houston).

Category #

Page
1 of 1

Agenda Item#


FROM: (Department or other point of origin):

Andrew F. Icken
Chief Development Officer

Origination Date

Agenda Date

DIRECTOR'S SIGNATURE:



Council Districts affected:
F & J

For additional information contact:

Gwendolyn F. Tillotson

Phone: (832) 393-0937

Date and identification of prior authorizing Council Action:

Ord. No. 1999-1330,12/15/1999;
Ord. No. 2015-1052,11/4/2015

RECOMMENDATION: (Summary)

To establish a public hearing date regarding the fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty (Southwest Houston).

Amount of Funding: No Funding Required

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund
 N/A

SPECIFIC EXPLANATION:

On September 1, 2016, the Board of Directors of both the Southwest Houston Redevelopment Authority and Reinvestment Zone Number Twenty ("Southwest Houston") approved amendments to the Project Plan and Reinvestment Zone Financing Plan for the Southwest Houston Zone and transmitted a proposed Fourth Amended Project Plan and Reinvestment Zone Financing Plan (the "Amended Plan") to the City for consideration by City Council. The Amended Plan will address future infrastructure, mobility and quality of life issues resulting from existing and projected densities within the Southwest Houston Zone.

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cc: Marta Crinejo, Agenda Director
 Anna Russell, City Secretary
 Ronald Lewis, City Attorney
 Gary Dzierlenga, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

Finance Authorization:	Other Authorization:	Other Authorization:
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CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/21/2016

MYR - HGAC Membership Renewal 2017

Agenda Item#: 2.

Summary:

RECOMMENDATION from the Mayor's Office for renewal of membership in the **HOUSTON-GALVESTON AREA COUNCIL** - \$83,978.04 - General Fund

Background:

The Houston-Galveston Area Council (H-GAC) was organized in 1966 by local leaders from Brazoria, Galveston and Harris counties and the cities of Galveston and Houston. H-GAC now covers a 13-county region made up of Austin, Brazoria, Chambers, Colorado, Fort Bend, Galveston, Harris, Liberty, Matagorda, Montgomery, Walker, Waller, and Wharton counties. H-GAC provides opportunities for local elected officials to work together to resolve significant public issues. The City of Houston has numerous appointments held by elected officials and City staff to various committees and the Board of Directors covering issues such as transportation, criminal justice, homeland security, economic development and the environment.

H-GAC is an important funding resource for Houston. As a state Metropolitan Planning Organization, H-GAC passes through important federal and state grants to the City of Houston. Examples of pass-through grants include: Transportation Improvement Program (TIP) funding of \$53,013,186 for various construction projects in Houston; \$290,328 for the Houston Police Department; \$148,968 for Homeland Security; \$18,715 for the Department of Neighborhoods Youth Green Corps and \$11,172 for the Clean Rivers Program Water Quality Monitoring. The City of Houston also benefits from participating in H-GAC's cooperative purchasing program, saving millions of dollars in the purchase of vehicles, fire trucks, ambulances, radios and construction equipment.

Local government dues, state appropriations, and state and federal grants and contracts finance H-GAC activities to fulfill its mission to: (1) promote efficient and accountable use of local, state, and federal dollars, (2) serve as a problem-solving and information forum for local governments and (3) help local governments, business, and civic organizations analyze trends and conditions affecting the area. Annual renewal for H-GAC membership in the amount of \$83,978.04 is calculated using the City of Houston's population from the 2010 Census. The dues amount remains the same as last year.

Bill Kelly, Director of Government Relations

Amount of Funding:

\$83,978.04 General Fund (1000)

Contact Information:

Bill Kelly, Director of Government Relations
832-393-0805

ATTACHMENTS:

Description

HGAC Signed RCA - 2017 Membership

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/21/2016

MYR - HGAC Membership Renewal 2017

Agenda Item#: 1.

Summary:

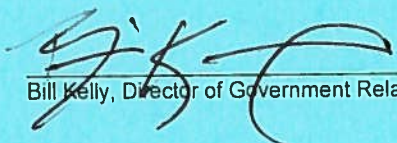
Adopt motion approving renewal of membership in the Houston-Galveston Area Council.

Background:

The Houston-Galveston Area Council (H-GAC) was organized in 1966 by local leaders from Brazoria, Galveston and Harris counties and the cities of Galveston and Houston. H-GAC now covers a 13-county region made up of Austin, Brazoria, Chambers, Colorado, Fort Bend, Galveston, Harris, Liberty, Matagorda, Montgomery, Walker, Waller, and Wharton counties. H-GAC provides opportunities for local elected officials to work together to resolve significant public issues. The City of Houston has numerous appointments held by elected officials and City staff to various committees and the Board of Directors covering issues such as transportation, criminal justice, homeland security, economic development and the environment.

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Local government dues, state appropriations, and state and federal grants and contracts finance H-GAC activities to fulfill its mission to: (1) promote efficient and accountable use of local, state, and federal dollars, (2) serve as a problem-solving and information forum for local governments and (3) help local governments, business, and civic organizations analyze trends and conditions affecting the area. Annual renewal for H-GAC membership in the amount of \$83,978.04 is calculated using the City of Houston's population from the 2010 Census. The dues amount remains the same as last year.



Bill Kelly, Director of Government Relations

Amount of Funding:

\$83,978.04 General Fund (1000)

Contact Information:

Bill Kelly, Director of Government Relations
832-393-0805

ATTACHMENTS:

Description

HGAC Renewal Letter

HGAC Invoice

HGAC Service Reports 2015-2016

Type

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District G

Item Creation Date: 11/2/2016

20PJ85 Accept Work/Triple B Services, L.L.P.

Agenda Item#: 3.

Summary:

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,876,114.42 and acceptance of work on contract with **TRIPLE B SERVICES, L.L.P.** for Hayes Road Paving and Drainage: Briar Forest Drive to Wilcrest Drive - 1.52% over the original contract amount, and under 5% contingency amount - **DISTRICT G - TRAVIS**

Background:

SUBJECT: Accept Work for Hayes Road Paving and Drainage: Briar Forest Drive to Wilcrest Drive; WBS No. N-000780-0002-4;S-000500-0118-4 and R-000500-0118-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$5,876,114.42 or 1.52% over the original Contract Amount, and under 5% contingency amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the Street and Traffic Capital Improvement Plan (CIP) and was necessary to meet City of Houston Standards as well as improve traffic circulation, mobility, and drainage in the service area. Deterioration of existing pavement and future traffic volume required that the roadway be constructed.

DESCRIPTION/SCOPE: The project consisted of the construction of a four-lane undivided concrete roadway approximately 17,100 linear feet with curbs and gutters, sidewalks, street lighting, improved drainage storm sewer system on Hayes Road and Wilcrest Drive and upgraded necessary underground utilities. Pate Engineers designed the project with 400 calendar days allowed for construction. The project was awarded to Triple B Services, L.L.P. with an original Contract Amount of \$5,787,855.80.

LOCATION: The project is generally bounded by Buffalo Bayou on the north, Briar Forest Drive on the south, Wilcrest Drive on the east and South Kirkwood Road on the west. The project is located in Key Map Grids 489P and K.

CONTRACT COMPLETION AND COST: The Contractor, Triple B Services, L.L.P. has completed the work under the subject Contract. The project was completed on time with additional 203 days approved by Change Order Nos. 2 and 5. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 2- 5 is

\$5,876,114.42, an increase of \$88,258.62 or 1.52% over the original Contract Amount and under 5% contingency amount.

The increased cost is a result of the difference between planned and measured quantities. This increase is primarily the result of an overrun in various Base Unit Price Items and Extra Unit Price Items, which was necessary to complete the project.

M/WBE PARTICIPATION: The M/WBE goal established for this project was 17%. According to Office of Business Opportunity, the participation was 17.51%. Contractor's M/WBE performance evaluation was rated Satisfactory.

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance # 2012-0548

dated: 06/13/2012

Amount of Funding:

Amount and Source of Funding: No additional funding required.

Total (original) appropriation of \$6,720,300.00 with \$3,484,136.00 from Fund 4042 Street & Traffic Control & Drainage DDSRF and \$382,742.00 from Fund 8500 Water and Sewer System Consolidated Construction and \$2,853,422.00 from Fund 4040 METRO Projects Construction DDSRF.

Contact Information:

Joseph T. Myers, P.E.
Senior Assistant Director

Phone: (832) 395-2355

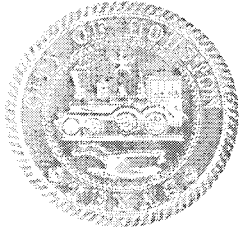
ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District G

Item Creation Date: 11/2/2016

20PJ85 Accept Work/Triple B Services, L.L.P.

Agenda Item#:

Background:

SUBJECT: Accept Work for Hayes Road Paving and Drainage: Briar Forest Drive to Wilcrest Drive; WBS No. N-000780-0002-4;S-000500-0118-4 and R-000500-0118-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$5,876,114.42 or 1.52% over the original Contract Amount, and under 5% contingency amount, accept the Work and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: This project was part of the Street and Traffic Capital Improvement Plan (CIP) and was necessary to meet City of Houston Standards as well as improve traffic circulation, mobility, and drainage in the service area. Deterioration of existing pavement and future traffic volume required that the roadway be constructed.

DESCRIPTION/SCOPE: The project consisted of the construction of a four-lane undivided concrete roadway approximately 17,100 linear feet with curbs and gutters, sidewalks, street lighting, improved drainage storm sewer system on Hayes Road and Wilcrest Drive and upgraded necessary underground utilities. Pate Engineers designed the project with 400 calendar days allowed for construction. The project was awarded to Triple B Services, L.L.P. with an original Contract Amount of \$5,787,855.80.

LOCATION: The project is generally bounded by Buffalo Bayou on the north, Briar Forest Drive on the south, Wilcrest Drive on the east and South Kirkwood Road on the west. The project is located in Key Map Grids 489P and K.

CONTRACT COMPLETION AND COST: The Contractor, Triple B Services, L.L.P. has completed the work under the subject Contract. The project was completed on time with additional 203 days approved by Change Order Nos. 2 and 5. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos. 2- 5 is \$5,876,114.42, an increase of \$88,258.62 or 1.52% over the original Contract Amount and under 5% contingency amount.

The increased cost is a result of the difference between planned and measured quantities. This increase is primarily the result of an overrun in various Base Unit Price Items and Extra Unit Price Items, which was necessary to complete the project.

M/WBE PARTICIPATION: The M/WBE goal established for this project was 17%. According to Office of Business Opportunity, the participation was 17.51%. Contractor's M/WBE performance evaluation was rated Satisfactory.

Dale A. Rudick

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance # 2012-0548

dated: 06/13/2012

Amount of Funding:

Amount and Source of Funding: No additional funding required.

Total (original) appropriation of \$6,720,300.00 with \$3,484,136.00 from Fund 4042 Street & Traffic Control & Drainage DDSRF and \$382,742.00 from Fund 8500 Water and Sewer System Consolidated Construction and \$2,853,422.00 from Fund 4040 METRO Projects Construction DDSRF.

Contact Information:

Joseph T. Myers, P.E.
Senior Assistant Director

Phone: (832) 395-2355

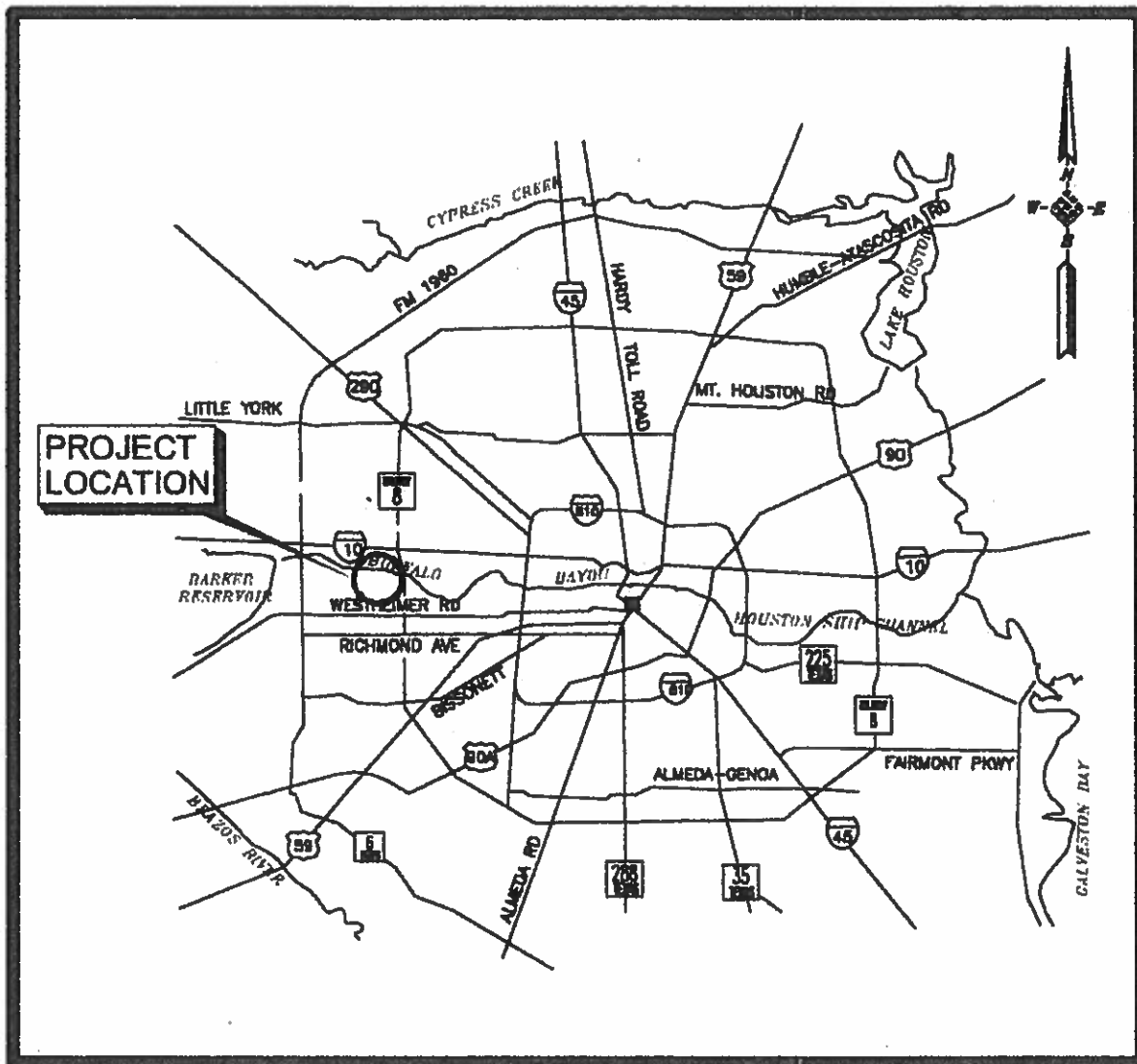
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Description

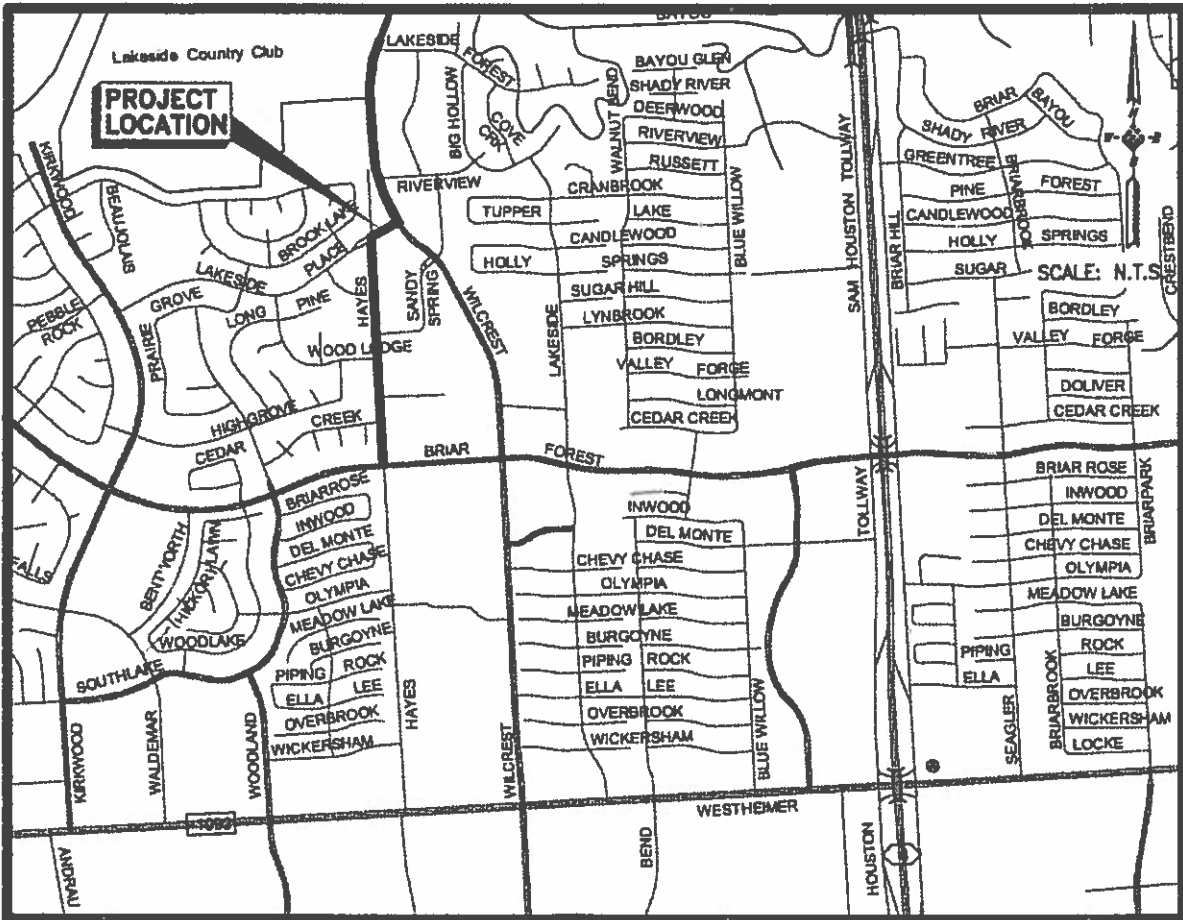
Maps
PCA2012-0548
OBO
Ownership
Tax

Type

Backup Material
Backup Material
Backup Material
Other
Other



VICINITY MAP



LOCATION MAP
 KEY MAP NO 489 K,P
 GIMS MAP NO 4857



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District A, District B, District C, District D, District F, District I

Item Creation Date: 11/18/2016

20JAI663 Accept Work/North Houston Pole Line, L.P.

Agenda Item#: 4.

Summary:

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,455,484.71 and acceptance of work on contract with **NORTH HOUSTON POLE LINE, L.P.** for Wastewater Collection System Rehabilitation and Renewal (4235-49) - 2.40% under the original contract amount - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; F - LE and I - GALLEGOS**

Background:

SUBJECT: Accept Work for Wastewater Collection System Rehabilitation and Renewal, WBS# R-000266-0148-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$1,455,484.71, which is 2.40% under the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided wastewater collection system rehabilitation and renewal to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by point repair method. The project was awarded to North Houston Pole Line, L.P. with an original contract amount of \$1,491,246.94. The Notice to Proceed date was 08/17/2011 and the project had 540 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, F and I.

CONTRACT COMPLETION AND COST: The contractor, North Houston Pole Line, L.P., has completed the work under the contract. The contract was completed within the contract time with an additional 180 days approved by Change Order No. 2. The final cost of the project is \$1,455,484.71, a decrease of \$35,762.23 or 2.40% under the original contract amount. Fewer point repairs and pipe replacement were needed than anticipated.

The final amount of this work order contract was not affected by Change Orders No.1, No. 2 and No. 3.

MWDBE PARTICIPATION: The MWDBE goal for this project was 21%. According to the Office of Business Opportunity, the actual participation was 20.04%. The contractor was awarded a “Satisfactory” rating from the Office of Business Opportunity.

-

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2011-421, dated 06/01/2011

Amount of Funding:

No additional funding required.

Original appropriation of \$1,585,809.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

-

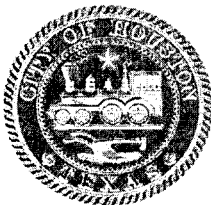
ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District C, District D, District F, District I

Item Creation Date: 11/18/2016

20JAI663 Accept Work/North Houston Pole Line, L.P.

Agenda Item#:

Summary:

RECOMMENDATION from Director of Public Works & Engineering for approval of final contract amount of \$1,455,484.71 and acceptance of work on contract with **NORTH HOUSTON POLE LINE, L.P.** for Wastewater Collection System Rehabilitation and Renewal 2.40% under the original contract amount (4235-49) - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; F - LE; and I - GALLEGOS**

Background:

SUBJECT: Accept Work for Wastewater Collection System Rehabilitation and Renewal, WBS# R-000266-0148-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$1,455,484.71, which is 2.40% under the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided wastewater collection system rehabilitation and renewal to deteriorated sewer collection systems throughout the City.

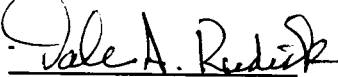
DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by point repair method. The project was awarded to North Houston Pole Line, L.P. with an original contract amount of \$1,491,246.94. The Notice to Proceed date was 08/17/2011 and the project had 540 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, F and I.

CONTRACT COMPLETION AND COST: The contractor, North Houston Pole Line, L.P., has completed the work under the contract. The contract was completed within the contract time with an additional 180 days approved by Change Order No. 2. The final cost of the project is \$1,455,484.71, a decrease of \$35,762.23 or 2.40% under the original contract amount. Fewer point repairs and pipe replacement were needed than anticipated.

The final amount of this work order contract was not affected by Change Orders No.1, No. 2 and No. 3.

MWDBE PARTICIPATION: The MWDBE goal for this project was 21%. According to the Office of Business Opportunity, the actual participation was 20.04%. The contractor was awarded a "Satisfactory" rating from the Office of Business Opportunity.



Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2011-421, dated 06/01/2011

Amount of Funding:

No additional funding required.

Original appropriation of \$1,585,809.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

ATTACHMENTS:

Description	Type
<u>20JAI663 Summary</u>	Backup Material
<u>Caption</u>	Backup Material

Council District Map
Council District List
Contract Wage Rate and MWBE Compliance
Performance Evaluation
Prior Council Action (RCA and Ordinance)
Tax Report
Affidavit of Ownership
Change Orders

Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date: 11/9/2016

20JAI633 Accept Work/CleanServe, Inc.

Agenda Item#: 5.

Summary:

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$425,547.54 and acceptance of work on contract with **CLEANSERVE, INC** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 4.90% under the original contract amount - (4277-55)

Background:

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation, WBS# R-000266-0161-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$425,547.54, which is 4.90% under the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided sanitary sewer cleaning and television inspection in support of rehabilitation to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer cleaning and television inspection in support of rehabilitation. The project was awarded to CleanServe, Inc. with an original contract amount of \$447,451.80. The Notice to Proceed date was 06/24/2011 and the project had 365 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, CleanServe, Inc., has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$425,547.54, a decrease of \$21,904.26 or 4.90% under the original contract amount. Less television inspection was needed than anticipated.

MWDBE PARTICIPATION: No City M/WBE participation goal was established for this project as the contract amount did not exceed the threshold of \$1,000,000.00 required for a goal oriented contract per Section 15-82 of the Code of Ordinances.

-

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2011-338, dated 05/11/2011

Amount of Funding:

No additional funding required.

Original appropriation of \$474,824.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

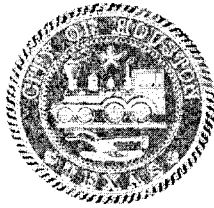
ATTACHMENTS:

Description

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Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date: 11/9/2016

20JAI633 Accept Work/CleanServe, Inc.

Agenda Item#:

Summary:

RECOMMENDATION from Director of Public Works & Engineering for approval of final contract amount of \$425,547.54 and acceptance of work on contract with **CLEAN SERVE, INC.** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation 4.90% under the original contract amount (4277-55) - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; E - MARTIN; F - LE; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - LASTER and K - GREEN**

Background:

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation, WBS# R-000266-0161-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$425,547.54, which is 4.90% under the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided sanitary sewer cleaning and television inspection in support of rehabilitation to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer cleaning and television inspection in support of rehabilitation. The project was awarded to CleanServe, Inc. with an original contract amount of \$447,451.80. The Notice to Proceed date was 06/24/2011 and the project had 365 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, CleanServe, Inc., has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$425,547.54, a decrease of \$21,904.26 or 4.90% under the original contract amount. Less television inspection was needed than anticipated.

MWDBE PARTICIPATION: No City M/WBE participation goal was established for this project as the contract amount did not exceed the threshold of \$1,000,000.00 required for a goal oriented contract per Section 15-82 of the Code of Ordinances.

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2011-338, dated 05/11/2011

Amount of Funding:

No additional funding required.

Original appropriation of \$474,824.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

ATTACHMENTS:

Description	Type
20JAI633 Summary	Backup Material
Caption	Backup Material
Council District Map	Backup Material
Council District List	Backup Material

Contract Wage Rate and MWBE Compliance
Performance Evaluation & OBO's waivers
Prior Council Action (RCA and Ordinance
Tax Report
Affidavit of Ownership

Backup Material
Backup Material
Backup Material
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date: 11/9/2016

20JAI634 Accept Work/CleanServe, Inc.

Agenda Item#: 6.

Summary:

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$465,832.92 and acceptance of work on contract with **CLEANSERVE, INC** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 4.11% over the original contract amount - (4277-56)

Background:

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation, WBS# R-000266-0162-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$465,832.92, which is 4.11% over the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided sanitary sewer cleaning and television inspection in support of rehabilitation to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer cleaning and television inspection in support of rehabilitation. The project was awarded to CleanServe, Inc. with an original contract amount of \$447,451.80. The Notice to Proceed date was 09/23/2011 and the project had 365 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, CleanServe, Inc., has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$465,832.92, an increase of \$18,381.12 or 4.11% over the original contract amount. More cleaning was needed than anticipated.

MWDBE PARTICIPATION: No City MWBE participation goal was established for this project as the contract amount did not exceed the threshold of \$1,000,000.00 required for a goal oriented contract per Section 15-82 of the Code of Ordinances.

-

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2011-339, dated 05/11/2011

Amount of Funding:

No additional funding required.

Original appropriation of \$474,824.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

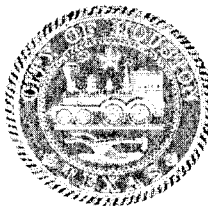
ATTACHMENTS:

Description

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Type

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CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date: 11/9/2016

20JAI634 Accept Work/CleanServe, Inc.

Agenda Item#:

Summary:

RECOMMENDATION from Director of Public Works & Engineering for approval of final contract amount of \$465,832.92 and acceptance of work on contract with **CLEAN SERVE, INC.** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation 4.11% over the original contract amount (4277-56) - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; E - MARTIN; F - LE; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - LASTER and K - GREEN**

Background:

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation, WBS# R-000266-0162-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$465,832.92, which is 4.11% over the original contract amount, accept the work, and authorize final payment.

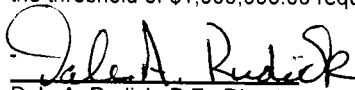
PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided sanitary sewer cleaning and television inspection in support of rehabilitation to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer cleaning and television inspection in support of rehabilitation. The project was awarded to CleanServe, Inc. with an original contract amount of \$447,451.80. The Notice to Proceed date was 09/23/2011 and the project had 365 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, CleanServe, Inc., has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$465,832.92, an increase of \$18,381.12 or 4.11% over the original contract amount. More cleaning was needed than anticipated.

MWDBE PARTICIPATION: No City M/WBE participation goal was established for this project as the contract amount did not exceed the threshold of \$1,000,000.00 required for a goal oriented contract per Section 15-82 of the Code of Ordinances.


Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2011-339, dated 05/11/2011

Amount of Funding:

No additional funding required.

Original appropriation of \$474,824.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

ATTACHMENTS:

Description	Type
<u>20JAI634 Summary</u>	Backup Material
<u>Caption</u>	Backup Material
<u>Council District Map</u>	Backup Material

Council District List
Contract Wage Rate and MWBE Compliance
Performance Evaluation
Prior Council Action (RCA and Ordinance)
Tax Report
Affidavit of Ownership

Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date: 11/10/2016

20JAI664 Accept Work/PM Construction & Rehab, LLC

Agenda Item#: 7.

Summary:

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,964,580.75 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal (4235-60) - 2.43% over the original contract amount

Background:

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation, WBS# R-000266-0187-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$2,964,580.75, which is 2.43% over the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided wastewater collection system rehabilitation and renewal to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by point repair method. The project was awarded to PM Construction & Rehab, LLC with an original contract amount of \$2,894,139.52. The Notice to Proceed date was 01/10/2013 and the project had 540 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, PM Construction & Rehab, LLC, has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$2,964,580.75, an increase of \$70,441.23 or 2.43% over the original contract amount. More removal and replacement of pavement was needed than anticipated.

The final amount of this work order contract was not affected by Change Order No. 1.

MWDBE PARTICIPATION: The MWDBE goal for this project was 24%. According to the Office of

Business Opportunity, the actual participation was 44.12%. The contractor was awarded a “Satisfactory” rating from the Office of Business Opportunity.

-

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2012-904, dated 10/17/2012

Amount of Funding:

No additional funding required.

Original appropriation of \$3,058,846.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

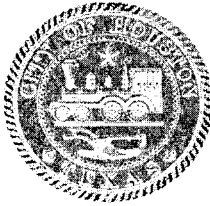
ATTACHMENTS:

Description

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Type

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CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date: 11/10/2016

20JAI664 Accept Work/PM Construction & Rehab, LLC

Agenda Item#:

Summary:

RECOMMENDATION from Director of Public Works & Engineering for approval of final contract amount of \$2,964,580.75 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal 2.43% over the original contract amount (4235-60) - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; E - MARTIN; F - LE; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - LASTER and K - GREEN**

Background:

SUBJECT: Accept Work for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation, WBS# R-000266-0187-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$2,964,580.75, which is 2.43% over the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided wastewater collection system rehabilitation and renewal to deteriorated sewer collection systems throughout the City.

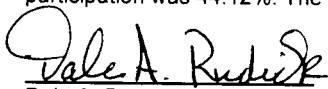
DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by point repair method. The project was awarded to PM Construction & Rehab, LLC with an original contract amount of \$2,894,139.52. The Notice to Proceed date was 01/10/2013 and the project had 540 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, PM Construction & Rehab, LLC, has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$2,964,580.75, an increase of \$70,441.23 or 2.43% over the original contract amount. More removal and replacement of pavement was needed than anticipated.

The final amount of this work order contract was not affected by Change Order No. 1.

MWDBE PARTICIPATION: The MWDBE goal for this project was 24%. According to the Office of Business Opportunity, the actual participation was 44.12%. The contractor was awarded a "Satisfactory" rating from the Office of Business Opportunity.



Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2012-904, dated 10/17/2012

Amount of Funding:

No additional funding required.

Original appropriation of \$3,058,846.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

ATTACHMENTS:

Description	Type
<u>20JAI664 Summary</u>	Backup Material
<u>Caption</u>	Backup Material
<u>Council District Map</u>	Backup Material

Council District List
Contract Wage Rate and MWBE Compliance
Performance Evaluation
Prior Council Action (RCA and Ordinance)
Tax Report
Affidavit of Ownership
Change Orders

Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date:

20JAI665 Accept Work/PM Construction & Rehab, LLC

Agenda Item#: 8.

Summary:

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,537,376.70 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal (4235-61) - 3.12% under the original contract amount

Background:

SUBJECT: Accept Work for Wastewater Collection System Rehabilitation and Renewal, WBS# R-000266-0188-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$2,537,376.70, which is 3.12% under the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided wastewater collection system rehabilitation and renewal to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by point repair method. The project was awarded to PM Construction & Rehab, LLC with an original contract amount of \$2,619,077.59. The Notice to Proceed date was 03/14/2013 and the project had 540 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, PM Construction & Rehab, LLC, has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$2,537,376.70, a decrease of \$81,700.89 or 3.12% under the original contract amount. Fewer point repairs and pipe replacement were needed than anticipated.

The final amount of this work order contract was not affected by Change Orders No. 1, No. 2, No. 3 and No. 4.

MWDBE PARTICIPATION: The MWDBE goal for this project was 24%. According to the Office of Business Opportunity, the actual participation was 61.67%. The contractor was awarded a “Satisfactory” rating from the Office of Business Opportunity.

-

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2012-1007, dated 11/28/2012

Amount of Funding:

No additional funding required.

Original appropriation of \$2,780,031.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

-

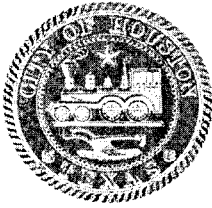
ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A, District B, District C, District D, District E, District F, District G, District H, District I, District J, District K

Item Creation Date:

20JAI665 Accept Work/PM Construction & Rehab, LLC

Agenda Item#:

Summary:

RECOMMENDATION from Director of Public Works & Engineering for approval of final contract amount of \$2,537,376.70 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal 3.12% under the original contract amount (4235-61) - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; E - MARTIN; F - LE; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - LASTER and K - GREEN**

Background:

SUBJECT: Accept Work for Wastewater Collection System Rehabilitation and Renewal, WBS# R-000266-0188-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final contract amount of \$2,537,376.70, which is 3.12% under the original contract amount, accept the work, and authorize final payment.

PROJECT NOTICE/JUSTIFICATION: Under this project, the contractor provided wastewater collection system rehabilitation and renewal to deteriorated sewer collection systems throughout the City.

DESCRIPTION/SCOPE: This project consisted of sanitary sewer rehabilitation by point repair method. The project was awarded to PM Construction & Rehab, LLC with an original contract amount of \$2,619,077.59. The Notice to Proceed date was 03/14/2013 and the project had 540 calendar days for completion.

LOCATION: This work order project was located at various locations within Council Districts A, B, C, D, E, F, G, H, I, J and K.

CONTRACT COMPLETION AND COST: The contractor, PM Construction & Rehab, LLC, has completed the work under the contract. The contract was completed within the contract time. The final cost of the project is \$2,537,376.70, a decrease of \$81,700.89 or 3.12% under the original contract amount. Fewer point repairs and pipe replacement were needed than anticipated.

The final amount of this work order contract was not affected by Change Orders No. 1, No. 2, No. 3 and No. 4.

MWDBE PARTICIPATION: The MWDBE goal for this project was 24%. According to the Office of Business Opportunity, the actual participation was 61.67%. The contractor was awarded a "Satisfactory" rating from the Office of Business Opportunity.

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Prior Council Action:

Ordinance No. 2012-1007, dated 11/28/2012

Amount of Funding:

No additional funding required.

Original appropriation of \$2,780,031.00 for construction and contingencies from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Jason Iken, P.E.
Senior Assistant Director
Phone: (832) 395-4989

ATTACHMENTS:

Description	Type
20JAI665 Summary	Backup Material

<u>Caption</u>	Backup Material
<u>Council District Map</u>	Backup Material
<u>Council District List</u>	Backup Material
<u>Contract Wage Rate and MWBE Compliance</u>	Backup Material
<u>Performance Evaluation</u>	Backup Material
<u>Prior Council Action (RCA and Ordinance)</u>	Backup Material
<u>Tax Report</u>	Backup Material
<u>Affidavit of Ownership</u>	Backup Material
<u>Change Orders</u>	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/7/2016

S25795 - Hale Fire Pump Replacement Parts and Repair
Services - MOTION

Agenda Item#: 9.

Summary:

FIRE PUMP SPECIALTY for Hale Fire Pump Replacement Parts and Repair Services for Fleet Management Department - 3 Years with two one-year options - \$2,017,760.00 - Fleet Management Fund

Background:

Formal Bids Received for S40-S25795 - Approve an award to Fire Pump Specialty in an amount not to exceed \$2,017,760.00 for Hale fire pump replacement parts and repair services for the Fleet Management Department.

Specific Explanation:

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve an award to **Fire Pump Specialty** on its low bid in an amount not to exceed **\$2,017,760.00** for Hale fire pump replacement parts and repair services for the Fleet Management Department (FMD). It is further requested that authorization be given to make purchases, as needed, for a **thirty-six month term with two (2) one-year options**. The award consists of Hale fire pump replacement parts and repair services to be used by the FMD to repair fire department equipment. The award also includes a **\$317,760.00** labor component for the repair of equipment that cannot be performed by City personnel.

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

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

Fire Pump Specialty: Award on its low bid for Group Nos. 1 and 2 (Hale price list which consists of but is not limited to gear box cover gaskets, foam flow sensor meters, Q gaskets and O-ring kits, and USP power shift kits; and labor) in an amount not to exceed \$2,017,760.00.

<u>Company</u>	<u>Sample Pricing & Line Item</u>
1. Fire Pump Specialty	\$328,120.13
2. Metro Fire Apparatus Specialists, Inc.	\$401,365.89

This item will replace Emergency Purchase Order Item No. 4, approved by Council Motion No. 2016-0348, passed July 13, 2016.

M/WBE:

Zero-Percentage Goal document approved by the Office of Business Opportunity.

Hire Houston First:

The proposed award requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Fire Pump Specialty does not meet the requirements for HHF designation; no HHF firms were within three percent.

Fiscal Note:

Funding for this item is included in the FY 2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

<u>Department</u>	<u>Estimated Spending Authority</u>		<u>Total</u>
	<u>FY 17</u>	<u>Out Years</u>	
Fleet Management	\$403,552.00	\$1,614,208.00	\$2,017,760.00

Prior Council Action:

CM #2016-0348, passed July 13, 2016.

Amount of Funding:

\$2,017,760.00

Fleet Management Fund (1005)

Contact Information:

Jedediah Greenfield	FMD	(832) 393-6910
Desiree Heath	SPD	(832) 393-8742
Jeff Meekins	SPD	(832) 393-8743

ATTACHMENTS:

<u>Description</u>	<u>Type</u>
M/WBE Docs	Backup Material

Signed cover sheet

Signed Cover sheet



CITY OF HOUSTON
OFFICE
BUSINESS OPPORTUNITY

**Goal Modification
Request Form**

1. Date: 5/4/2016 2. Requesting Department: Fleet Management 3. Solicitation Number: S25795
4. Solicitation Name: Hale Pump Replacement Parts 5. Estimated Dollar Amount: \$ 2,113,508.00

6. Description of Solicitation (attach specifications/supporting documents):
The specification call for genuine original manufacturer (OEM) or equal replacement parts. Trained technicians shall complete parts build/rebuild or repair.

PLEASE INDICATE WHETHER A PREVIOUS CONTRACT EXISTED FOR THIS SOLICITATION.

- A. Previous contract (if any): Yes No B. Previous contract number: _____
C. Goal on last contract _____ D. Was goal met? Yes No
E. If goal was not met, what percentage did the vendor achieve? _____ %
F. Why wasn't goal achieved?

SELECT ONE TYPE OF GOAL MODIFICATION REQUEST FROM THE FOUR OPTIONS BELOW.

1. WAIVER

- A. I am requesting a waiver of the MWSBE Goal: Yes No
B. Reason for waiver: (Check one)
 A public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy
 If goods and services are specialized, technical, or unique nature as to require the City department to select its contractor without application of MWSBE provisions (such as contracts for expert witnesses, certain financial advisors or technical consultants)
 MWSBE provisions impose an unwarranted economic burden or risk on the City or unduly delay acquisition of the goods or services, or is not in the best interest of the City; or
 Level of MWSBE availability would produce minimal MWSBE participation.
 Other: The Hale Pump Part are specialized & assigned to authorized dealers.

C. Detailed explanation for Waiver Reason:

The specification for service require specialized technicians certified in OEM Hale Pump repair. The review revealed there is no divisible work. FMD does not see any opportunity for divisibility, therefore, no subcontracting opportunities for MWBE participation.

2. COOPERATIVE OR INTER-LOCAL AGREEMENT

- A. Is this a Cooperative/Inter-Local agreement? Yes No
B. If yes, please specify the name of the agreement: _____
C. Did the Department explore opportunities for using certified firms? Yes No
D. Please explain how the department explored opportunities for using certified firms:

E. Please explain why the Department did not explore opportunities for using certified firms:

RECEIVED
5/13/2016
gms



3. REDUCED GOAL (to be completed by the department prior to advertisement)

A. I am requesting a MWSBE contract-specific goal below the following city wide goals:

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

Yes No If yes, please complete a Contract-Specific Goal Request Form and submit with this form.

4. GOAL REVISION AFTER ADVERTISEMENT

A. I am requesting a revision of the MWSBE Goal that has already been advertised: Yes No

B. Original goal: _____ C. Proposed new goal: _____ D. Advertisement date: _____

E. Will the project be re-advertised? Yes No F. Estimated dollar amount: \$ _____

G. Detailed reason for request:

Concurrence:

Patricia Scott 5/4/2016
Requesting Department Initiator Date

Wayne Chung 05/03/16
Department Director or Designee Date

FOR OBO OFFICE USE ONLY:			
APPROVED:			
<u>Wayne Chung</u>	<u>5/16/16</u>	<u>NON-DIVISIBLE</u>	<u>W-584</u>
OBO Assistant Director or Designee	Date	OBO Reason	Tracking #
DENIED:			
OBO Assistant Director or Designee	Date	OBO Reason	Tracking #



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/20/2016

ALL

Item Creation Date: 11/7/2016

S25795 - Hale Fire Pump Replacement Parts and Repair Services - MOTION

Agenda Item#: 13.

Background:

Formal Bids Received for S40-S25795 - Approve an award to Fire Pump Specialty in an amount not to exceed \$2,017,760.00 for Hale fire pump replacement parts and repair services for the Fleet Management Department.

Specific Explanation:

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve an award to **Fire Pump Specialty** on its low bid in an amount not to exceed **\$2,017,760.00** for Hale fire pump replacement parts and repair services for the Fleet Management Department (FMD). It is further requested that authorization be given to make purchases, as needed, for a **thirty-six month term with two (2) one-year options**. The award consists of Hale fire pump replacement parts and repair services to be used by the FMD to repair fire department equipment. The award also includes a **\$317,760.00** labor component for the repair of equipment that cannot be performed by City personnel.

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

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

Fire Pump Specialty: Award on its low bid for Group Nos. 1 and 2 (Hale price list which consists of but is not limited to gear box cover gaskets, foam flow sensor meters, Q gaskets and O-ring kits, and USP power shift kits; and labor) in an amount not to exceed \$2,017,760.00.

<u>Company</u>	<u>Sample Pricing & Line Item</u>
1. Fire Pump Specialty	\$328,120.13
2. Metro Fire Apparatus Specialists, Inc.	\$401,365.89

This item will replace Emergency Purchase Order Item No. 4, approved by Council Motion No. 2016-0348, passed July 13, 2016.

M/WBE:

Zero-Percentage Goal document approved by the Office of Business Opportunity.

Hire Houston First:

The proposed award requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Fire Pump Specialty does not meet the requirements for HHF designation; no HHF firms were within three percent.

Fiscal Note:

Funding for this item is included in the FY 2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division



Department Approval Authority Signature

Estimated Spending Authority

<u>Department</u>	<u>FY 17</u>	<u>Out Years</u>	<u>Total</u>
Fleet Management	\$403,552.00	\$1,614,208.00	\$2,017,760.00



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/10/2016

S26010 - Chrysler OEM Replacement Parts & Repair
Services - MOTION

Agenda Item#: 10.

Summary:

J. DAVIS AUTOMOTIVE GROUP, INC dba GULFGATE DODGE CHRYSLER JEEP, INC for Chrysler OEM Replacement Parts and Repair Services for the Fleet Management Department 3 Years with two one-year options - \$1,128,597.00 - Fleet Management Fund

Background:

Formal Bids Received for S40-S26010 - Approve an award to J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep, Inc. in an amount not to exceed \$1,128,597.00 for Chrysler original equipment manufacturer (OEM) replacement parts and repair services for the Fleet Management Department.

Specific Explanation:

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve an award to **J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep, Inc.** on its low bid in an amount not to exceed **\$1,128,597.00** for Chrysler OEM replacement parts and repair services for the Fleet Management Department (FMD). It is further requested that authorization be given to make purchases, as needed, for a **thirty-six month term with two (2) one-year options**. This award consists of Chrysler OEM replacement parts and repair services to be used by the FMD to repair City vehicles. The award also includes a **\$378,192.00** labor component for the repair of equipment that cannot be performed by City personnel.

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

The project was advertised in accordance with the State of Texas Bid Laws. Six prospective bidders downloaded the solicitation document from SPD's e-bidding website and four bids were received.

J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep Inc.: Award on its

low bid for Group Nos. 1 through 8 (Chrysler replacement parts price list that consists of but is not limited to brake rotors, tensioners, AC compressors, and actuators; mechanical, bodywork, and framework labor; paint and material, and refinishing services; and labor for miscellaneous materials in an amount not to exceed \$1,128,597.00.

<u>Company</u>	<u>Sample Pricing & Line Item</u>
1. J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep, Inc.	\$381,378.21
2. Finnegan Chrysler Jeep Dodge	\$424,816.44
3. Da Boyz Automotive	\$458,815.57
4. Houston Mac Haik Dodge Chrysler Jeep Ltd.	\$565,368.88

This item will replace Emergency Purchase Order Item No. 3, approved by Council Motion No. 2016-0348, passed July 13, 2016.

M/WBE:

Zero-Percentage Goal document approved by the Office of Business Opportunity.

Hire Houston First:

The proposed award requires compliance with the City's "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep Inc. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

Fiscal Note:

Funding for this item is included in the FY 2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Estimated Spending Authority

Department	FY 17	Out Years	Total
Fleet Management	\$225,717.80	\$902,879.20	\$1,128,597.00

Prior Council Action:

CM#2016-0348, passed July 13, 2016

Amount of Funding:

\$1,128,597.00

Fleet Management Fund (1005)

Contact Information:

Jedediah Greenfield FMD (832) 393-6910

Desiree Heath
Jeff Meekins

SPD (832) 393-8742
SPD (832) 393-8743

ATTACHMENTS:

Description

MWBE Docs.
Signed cover sheet

Type

Backup Material
Signed Cover sheet



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

**Goal Modification
Request Form**

1. Date: 3/23/2016 2. Requesting Department: Fleet Management 3. Solicitation Number: S25710
4. Solicitation Name: Automotive , OEM Chrysler Replacement Parts 5. Estimated Dollar Amount: \$ 1,128,599.00

6. Description of Solicitation (attach specifications/supporting documents):

The specification call for genuine original equipment manufacturer (OEM) and genuine OEM reconditioned replacement parts and certified OEM Chrysler technicians completing repair and warranty.

PLEASE INDICATE WHETHER A PREVIOUS CONTRACT EXISTED FOR THIS SOLICITATION.

A. Previous contract (if any): Yes No B. Previous contract number: 4600010811

C. Goal on last contract 4% D. Was goal met? Yes No

E. If goal was not met, what percentage did the vendor achieve? _____ %

F. Why wasn't goal achieved?

SELECT ONE TYPE OF GOAL MODIFICATION REQUEST FROM THE FOUR OPTIONS BELOW.

1. WAIVER

A. I am requesting a waiver of the MWSBE Goal: Yes No

B. Reason for waiver: (Check one)

- A public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy
- If goods and services are specialized, technical, or unique nature as to require the City department to select its contractor without application of MWSBE provisions (such as contracts for expert witnesses, certain financial advisors or technical consultants)
- MWSBE provisions impose an unwarranted economic burden or risk on the City or unduly delay acquisition of the goods or services, or is not in the best interest of the City; or
- Level of MWSBE availability would produce minimal MWSBE participation.
- Other:

C. Detailed explanation for Waiver Reason:

The specification for service require specialized technicians certified in OEM Chrysler parts and repair. The review revealed there is no divisible work. FMD does not see any opportunity for divisibility, therefore, no subcontracting opportunities for MWBE participation.

2. COOPERATIVE OR INTER-LOCAL AGREEMENT

A. Is this a Cooperative/Inter-Local agreement? Yes No

B. If yes, please specify the name of the agreement: _____

C. Did the Department explore opportunities for using certified firms? Yes No

D. Please explain how the department explored opportunities for using certified firms:

E. Please explain why the Department did not explore opportunities for using certified firms:

RECEIVED
3-29-2016
JMC



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

**Goal Modification
Request Form**

3. REDUCED GOAL (to be completed by the department prior to advertisement)

A. I am requesting a MWSBE contract-specific goal below the following city wide goals:
Construction (34%) Professional Services (24%) Purchasing (11%)

Yes No If yes, please complete a Contract-Specific Goal Request Form and submit with this form.

4. GOAL REVISION AFTER ADVERTISEMENT

A. I am requesting a revision of the MWSBE Goal that has already been advertised: Yes No

B. Original goal: _____ C. Proposed new goal: _____ D. Advertisement date: _____

E. Will the project be re-advertised? Yes No F. Estimated dollar amount: \$ _____

G. Detailed reason for request:

Concurrence:

Pamela Scott 3/23/2016
Requesting Department Initiator Date

Wayne Chae 03-23-16
Department Director or Designee Date

FOR OBO OFFICE USE ONLY:			
APPROVED:			
<u>[Signature]</u>	<u>4/27/16</u>	<u>NON-DIVISIBLE*</u>	<u>W-5a3</u>
OBO Assistant Director or Designee	Date	OBO Reason	Tracking #
DENIED:			
OBO Assistant Director or Designee	Date	OBO Reason	Tracking #

* There were limited carpeted floors to do repairs.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/20/2016

ALL

Item Creation Date: 11/10/2016

S26010 - Chrysler OEM Replacement Parts & Repair Services - MOTION

Agenda Item#: 14.

Background:

Formal Bids Received for S40-S26010 - Approve an award to J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep, Inc. in an amount not to exceed \$1,128,597.00 for Chrysler original equipment manufacturer (OEM) replacement parts and repair services for the Fleet Management Department.

Specific Explanation:

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve an award to **J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep, Inc.** on its low bid in an amount not to exceed **\$1,128,597.00** for Chrysler OEM replacement parts and repair services for the Fleet Management Department (FMD). It is further requested that authorization be given to make purchases, as needed, for a **thirty-six month term with two (2) one-year options**. This award consists of Chrysler OEM replacement parts and repair services to be used by the FMD to repair City vehicles. The award also includes a **\$378,192.00** labor component for the repair of equipment that cannot be performed by City personnel.

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

The project was advertised in accordance with the State of Texas Bid Laws. Six prospective bidders downloaded the solicitation document from SPD's e-bidding website and four bids were received.

J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep Inc.: Award on its low bid for Group Nos. 1 through 8 (Chrysler replacement parts price list that consists of but is not limited to brake rotors, tensioners, AC compressors, and actuators; mechanical, bodywork, and framework labor; paint and material, and refinishing services; and labor for miscellaneous materials in an amount not to exceed \$1,128,597.00.

<u>Company</u>	<u>Sample Pricing & Line Item</u>
1. J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep, Inc.	\$381,378.21
2. Finnegan Chrysler Jeep Dodge	\$424,816.44
3. Da Boyz Automotive	\$458,815.57
4. Houston Mac Haik Dodge Chrysler Jeep Ltd.	\$565,368.88

This item will replace Emergency Purchase Order Item No. 3, approved by Council Motion No. 2016-0348, passed July 13, 2016.

M/WBE:

Zero-Percentage Goal document approved by the Office of Business Opportunity.

Hire Houston First:

The proposed award requires compliance with the City's "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, J. Davis Automotive Group, Inc. dba Gulfgate Dodge Chrysler Jeep Inc. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

Fiscal Note:

Funding for this item is included in the FY 2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division



 Department Approval Authority Signature



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/14/2016

E26066 - Light-Duty Vehicles - MOTION

Agenda Item#: 11.

Summary:

SILSBEE FORD, INC for Light-Duty Vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) for the Houston Police Department - \$154,792.00 - Grant Fund

Background:

Background:

S40-E26066 - Approve the purchase of light-duty vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) in the total amount of \$154,792.00 for the Houston Police Department.

Specific Explanation:

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve the purchase of two (2) light-duty vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) in the total amount of \$154,792.00 for the Houston Police Department and that authorization be given to issue a purchase order to the cooperative purchasing agency contractor, Silsbee Ford, Inc. These two (2) 1-ton pick-up trucks will be used citywide by the Department in response to emergency call-outs, investigations and/or threats regarding explosives and explosive threats.

These new light-duty vehicles will meet the EPA's current emission standards for low emission vehicles. The 1-ton pick-up trucks will come with a full five-year/60,000 mile warranty. The life expectancy of these vehicles is seven years or 100,000 miles. These new vehicles will replace vehicles that have reached their life expectancy and will be sent to auction for disposition.

The 1-ton pick-up trucks are Grant Funded by Grant No. 50000024-2016.

M/WBE:

M/WBE Zero Percentage Goal document approved by the Office of Business Opportunity.

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.

Fiscal Note:

Funding for this item is included in the FY 2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer **Departmental Approval Authority**
Signature
Finance/Strategic Procurement Division

Prior Council Action:

Appropriation Ordinance 2016-0688 approved by City Council 09/07/2016.

Amount of Funding:

\$154,792.00

Federal State Local - Pass Through Fund (5030)

Contact Information:

Jedediah Greenfield	FMD	(832) 393-6910
Desiree Heath	SPD	(832) 393-8742
Jeff Meekins	SPD	(832) 393-8743

ATTACHMENTS:

Description

RCA#E26066- Silsbee

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 11/14/2016

E26066 Light-Duty Vehicles

Agenda Item#:

Background:

S40-E26066 - Approve the purchase of light-duty vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) in the total amount of \$154,792.00 for the Houston Police Department.

Specific Explanation:

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve the purchase of two (2) light-duty vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) in the total amount of **\$154,792.00** for the Houston Police Department and that authorization be given to issue a purchase order to the cooperative purchasing agency contractor, **Silsbee Ford, Inc.** These two (2) 1-ton pick-up trucks will be used citywide by the Department in response to emergency call-outs, investigations and/or threats regarding explosives and explosive threats. **The funding is included in the adopted FY17 Equipment Acquisition Plan.**

These new light-duty vehicles will meet the EPA's current emission standards for low emission vehicles. The 1-ton pick-up trucks will come with a full five-year/60,000 mile warranty. The life expectancy of these vehicles is seven years or 100,000 miles. These new vehicles will replace vehicles that have reached their life expectancy and will be sent to auction for disposition.

The 1-ton pick-up trucks are Grant Funded by Grant No. 50000024-2016.

M/WBE:


M/WBE Zero Percentage Goal document approved by the Office of Business Opportunity.

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.

Fiscal Note:

Funding for this item is included in the FY 2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.



 John J. Gillespie, Chief Procurement Officer
 Finance/Strategic Procurement Division

 Departmental Approval Authority Signature

Prior Council Action:

Appropriation Ordinance 2016-0688 approved by City Council 09/17/2016.

Amount of Funding:

\$154,792.00 - Federal State Local - Pass Through Fund (5030)

Contact Information:

Jedediah Greenfield	FMD	(832) 393-6910
Desiree Heath	SPD	(832) 393-8742
Jeff Meekins	SPD	(832) 393-8743

ATTACHMENTS:

Description

MWBW Docs

Fair Campaign

Form B

Delinquent Tax

Appropriation Ordinance

Type

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/25/2016

S23657-A1 - Chemical Caustic Soda - MOTION

Agenda Item#: 12.

Summary:

AMEND MOTION #2010-540, 7/14/2010, TO INCREASE spending authority from \$7,165,015.54 to \$10,031,021.76 for Chemical, Caustic Soda for the Department of Public Works & Engineering Enterprise Fund

Background:

S12-S23657-A1 - Amend Council Motion No. 2010-0540 to increase the spending authority for chemical, caustic soda awarded to UNIVAR USA from \$7,165,015.54 to \$10,031,021.76 for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department of Public Works & Engineering and the Chief Procurement Officer recommend that City Council approve an amendment to Council Motion (CM) No. 2010-0540 to increase the spending authority for chemical, caustic soda awarded to **UNIVAR USA** from **\$7,165,015.54 to \$10,031,021.76** for the Department of Public Works and Engineering.

This award consists of soluble sodium hydroxide solution, aka caustic soda, chemicals utilized on a daily basis by the Department's Wastewater Operations (WWO) and Drinking Water Operations Branch (DWOB) to treat and disinfect wastewater and potable drinking water as promulgated by Federal and State regulations to preserve and protect to stabilize and purify potable drinking water and adjust the pH levels of wastewater. Caustic soda inhibits the deterioration of the City's sewer mains and prevents customer red water complaints. In addition, caustic soda is used in the chlorine scrubber systems to prevent the catastrophic effects of an accidental chlorine release. The additional spending authority is needed to meet the Department's ongoing daily operational needs.

This award began July 20, 2010 for a 60-month period with month-to-month options to extend, subject to the availability of funds, in an amount not to exceed \$7,165,015.54 by CM 2010-0540, passed July 14, 2010. Expenditures at this time have totaled \$7,071,386.75. The remaining spending authority is insufficient due to DWO's upsurge in chemical usage due to the challenging water quality conditions at the Department's 3 water purification plants, brought on by severe and prolonged rain events such as the Tax and Memorial Day rain occurrences. The Department also anticipates even higher usage rates with the upcoming winter season. An increase in an amount not to exceed \$2,866,006.22 will ensure there is an uninterrupted supply of this imperative chemical product until a new contract agreement can be approved by City Council. All other terms

and conditions shall remain as originally approved by City Council.

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 Government Code for exempted procurements.

M/WBE Subcontracting:

M/WBE Zero Percentage Goal approved by Office of Business Opportunity.

Fiscal Note:

Funding for this item is included in the FY2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer Department Approval Authority Signature
Finance/Strategic Procurement Division

Estimated Spending Authority:

DEPARTMENT	FY 2017	OUT YEARS	TOTAL
Department of Public Works and Engineering	\$514,450.80	\$2,351,555.42	\$2,866,006.22

Prior Council Action:

Council Motion 2010-0540 – Passed: 07/14/2010

Amount of Funding:

\$2,866,006.22

Water & Sewer System Operating Fund (8300)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
David Guernsey, Assistant Director	PWE	(832) 395-3640
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Yesenia Chuca, Sr. Procurement Specialist	FIN/SPD	(832) 393-8727

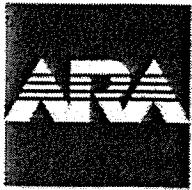
ATTACHMENTS:

Description

MWBE Document
RCA#S23657-A1 UNIVAR USA

Type

Backup Material
Signed Cover sheet



Administration & Regulatory Affairs

Memorandum

To: Calvin D. Wells, Deputy Director
City Purchasing
Strategic Purchasing Division

From: Jeff Meekins

Date: June 3, 2010

Subject: MWBE Participation Form

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

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

I am requesting a revision of the MWBE Goal: Yes No Original Goal: 7.5% New Goal: 0%

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

Solicitation Number: S40-S23657 Estimated Dollar Amount: \$7,200,000.00 Goal On Last Contract: N/A

Anticipated Advertisement Date: 4/23/2010 Solicitation Due Date: 05/27/2010 Was Goal met: Yes No

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

Name and Intent of this Solicitation: S23657 Chemical, Caustic Soda for the purification and treatment of drinking water and for wastewater treatment.

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

(To be completed by SPD)

The scope of services, tank truck hazardous material delivery, has limited participation. The one carrier approved by Affirmative Action has a sub-par safety rating that is not acceptable to the low overall bidder meeting specifications. The low bid to specification represents the minimum of \$502,616.31 savings to the City for two products that affects public safety and is used and needed daily.

Concurrence:

SPD Initiator

Deputy Assistant Director

Robert Gallegos, Deputy Assistant Director

*Affirmative Action

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



RECEIVED
6-18-2010
Jeff W. Meekins

RECEIVED
JUN 07 2010
City of Houston
Affirmative Action



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/25/2016

S23657-A1 - Chemical Caustic Soda - MOTION

Agenda Item#: 3.

Background:

S12-S23657-A1 - Amend Council Motion No. 2010-0540 to increase the spending authority for chemical, caustic soda awarded to UNIVAR USA from \$7,165,015.54 to \$10,031,021.76 for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department of Public Works & Engineering and the Chief Procurement Officer recommend that City Council approve an amendment to Council Motion (CM) No. 2010-0540 to increase the spending authority for chemical, caustic soda awarded to UNIVAR USA from \$7,165,015.54 to \$10,031,021.76 for the Department of Public Works and Engineering.

This award consists of soluble sodium hydroxide solution, aka caustic soda, chemicals utilized on a daily basis by the Department's Wastewater Operations (WWO) and Drinking Water Operations Branch (DWOB) to treat and disinfect wastewater and potable drinking water as promulgated by Federal and State regulations to preserve and protect to stabilize and purify potable drinking water and adjust the pH levels of wastewater. Caustic soda inhibits the deterioration of the City's sewer mains and prevents customer red water complaints. In addition, caustic soda is used in the chlorine scrubber systems to prevent the catastrophic effects of an accidental chlorine release. The additional spending authority is needed to meet the Department's ongoing daily operational needs.

This award began July 20, 2010 for a 60-month period with month-to-month options to extend, subject to the availability of funds, in an amount not to exceed \$7,165,015.54 by CM 2010-0540, passed July 14, 2010. Expenditures at this time have totaled \$7,071,386.75. The remaining spending authority is insufficient due to DWO's upsurge in chemical usage due to the challenging water quality conditions at the Department's 3 water purification plants, brought on by severe and prolonged rain events such as the Tax and Memorial Day rain occurrences. The Department also anticipates even higher usage rates with the upcoming winter season. An increase in an amount not to exceed \$2,866,006.22 will ensure there is an uninterrupted supply of this imperative chemical product until a new contract agreement can be approved by City Council. All other terms and conditions shall remain as originally approved by City Council.

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 Government Code for exempted procurements.

M/WBE Subcontracting:

M/WBE Zero Percentage Goal approved by Office of Business Opportunity.

Fiscal Note:

Funding for this item is included in the FY2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Council Motion 2010-0540 – Passed: 07/14/2010

Amount of Funding:

\$2,866,006.22

Water & Sewer System Operating Fund (8300)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
David Guernsey, Assistant Director	PWE	(832) 395-3640
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Yesenia Chuca, Sr. Procurement Specialist	FIN/SPD	(832) 393-8727

ATTACHMENTS:

Description	Type
<u>MWBE Document</u>	Backup Material
<u>Form A- Fair Campaign Ordinance</u>	Backup Material
<u>Form B - Fair Campaign Ordinance</u>	Backup Material
<u>Certificate of Funding</u>	Backup Material
<u>Affidavit of Owership</u>	Backup Material
<u>Contract Document</u>	Backup Material
<u>CM2010_0540</u>	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 12/4/2016

H26086 - Implementation of Microsoft Office365 - MOTION

Agenda Item#: 13.

Summary:

MICROSOFT CORPORATION for approval of spending authority in an amount not to exceed \$405,200.00 for Implementation of Microsoft Office365 for the fleet of City desktops through the Texas Department of Information Resources for Various Departments - 1 Year - Central Service Revolving Fund

Background:

S17-H26086- approve spending authority for the implementation of Microsoft Office365 for the fleet of city desktops in an amount not to exceed \$405,200.00 through the Texas Department of Information Resources (DIR) for the various departments.

Specific Explanation:

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve spending authority for the implementation of Microsoft Office365 for the fleet of city desktops in an amount not to exceed **\$405,200.00** through the Texas Department of Information Resources (DIR) for the **various departments**. Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to the DIR Go-Direct vendor **Microsoft Corporation**. The spending authority is estimated to sustain the departments for 12 months.

The Microsoft Corporation team will provide assessments, analysis, planning, training, installation, deployment and migration to Microsoft Office 365; and other components which include Office 365 security setup and data migration; along with Skype for Business for City of Houston users. These specialized professional services will provide guidance and expertise for the upgrade and migration of all City email traffic.

In 2009, HITS on behalf of the City of Houston, negotiated and entered into a tiered, multi-year Microsoft Enterprise License Agreement to purchase licenses and software maintenance for the fleet of city PCs. The purpose of this agreement was to continue the process of updating the City's technology to current software standards and ensure that the City remains in compliance with stringent software licensing requirements.

The support for the on premise Exchange 2007 platform which maintains the City of Houston email services will end on April 11, 2017. Rather than replacing the out dated hardware and upgrading the Operating System (OS) and Exchange platform which would also require a significant change

to underlying architecture, it was determined to be more cost effective to move such services to the "Cloud". The City of Houston email component will be migrated to the government cloud version of Microsoft Office 365. This will include the migration of over 18,000 mailboxes to the new Office 365 platform in order to continue to receive support from Microsoft and mitigate security risks. Microsoft Office 365 licensing was previously approved by council on September 14, 2016 via Motion No. 2016-0435.

M/WBE Participation:

M/WBE Zero Percentage Goal document approved by the Office of Business of Opportunity.

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 for this purchase.

Fiscal Note:

Funding for this item is included in the FY2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Signature
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$405,200.00

Central Service Revolving Fund (1002)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Somayya Scott, Deputy Assistant Director	HITS	(832) 395-0082
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Murdock Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-8725

ATTACHMENTS:

Description

Signed Cover sheet
OBO Document

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 12/4/2016

H26086 - Implementation of Microsoft Office365 - MOTION

Agenda Item#: 7.

Background:

S17-H26086- approve spending authority for the implementation of Microsoft Office365 for the fleet of city desktops in an amount not to exceed \$405,200.00 through the Texas Department of Information Resources (DIR) for the various departments.

Specific Explanation:

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve spending authority for the implementation of Microsoft Office365 for the fleet of city desktops in an amount not to exceed **\$405,200.00** through the Texas Department of Information Resources (DIR) for the **various departments**. Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to the DIR Go-Direct vendor **Microsoft Corporation**. The spending authority is estimated to sustain the departments for 12 months.

The Microsoft Corporation team will provide assessments, analysis, planning, training, installation, deployment and migration to Microsoft Office 365; and other components which include Office 365 security setup and data migration; along with Skype for Business for City of Houston users. These specialized professional services will provide guidance and expertise for the upgrade and migration of all City email traffic.

In 2009, HITS on behalf of the City of Houston, negotiated and entered into a tiered, multi-year Microsoft Enterprise License Agreement to purchase licenses and software maintenance for the fleet of city PCs. The purpose of this agreement was to continue the process of updating the City's technology to current software standards and ensure that the City remains in compliance with stringent software licensing requirements.

The support for the on premise Exchange 2007 platform which maintains the City of Houston email services will end on April 11, 2017. Rather than replacing the out dated hardware and upgrading the Operating System (OS) and Exchange platform which would also require a significant change to underlying architecture, it was determined to be more cost effective to move such services to the "Cloud". The City of Houston email component will be migrated to the government cloud version of Microsoft Office 365. This will include the migration of over 18,000 mailboxes to the new Office 365 platform in order to continue to receive support from Microsoft and mitigate security risks. Microsoft Office 365 licensing was previously approved by council on September 14, 2016 via Motion No. 2016-0435.

M/WBE Participation:

M/WBE Zero Percentage Goal document approved by the Office of Business of Opportunity.

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 for this purchase.

Fiscal Note:

Funding for this item is included in the FY2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Amount of Funding:

\$405,200.00

Central Service Revolving Fund (1002)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Somayya Scott, Deputy Assistant Director	HITS	(832) 395-0082
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Murdock Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-8725

ATTACHMENTS:

Description	Type
<u>OBO Document</u>	Backup Material
<u>Fair Campaign</u>	Backup Material
<u>Form B</u>	Backup Material
<u>Clear Tax Report</u>	Backup Material
<u>Budgeting Informaiton</u>	Financial Information
<u>HITS FY17 Forecast</u>	Backup Material



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

RECEIVED

OBO

**Goal Modification
Request Form**

1. Date: 11/4/2016 2. Requesting Department: HITS 3. Solicitation Number: 10224818

4. Solicitation Name: Microsoft Office 365 Migration 5. Estimated Dollar Amount: \$ 405,200

6. Description of Solicitation (attach specifications/supporting documents):

Assist the City of Houston with migrating to the Microsoft Office 365 platform utilizing Microsoft authorized resources.

PLEASE INDICATE WHETHER A PREVIOUS CONTRACT EXISTED FOR THIS SOLICITATION.

A. Previous contract (if any): Yes No B. Previous contract number: N/A

C. Goal on last contract N/A D. Was goal met? Yes No

E. If goal was not met, what percentage did the vendor achieve? N/A %

F. Why wasn't goal achieved?

N/A

SELECT ONE TYPE OF GOAL MODIFICATION REQUEST FROM THE FOUR OPTIONS BELOW.

1. WAIVER

A. I am requesting a waiver of the MWSBE Goal: Yes No

B. Reason for waiver: (Check one)

- A public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy
- If goods and services are specialized, technical, or unique nature as to require the City department to select its contractor without application of MWSBE provisions (such as contracts for expert witnesses, certain financial advisors or technical consultants)
- MWSBE provisions impose an unwarranted economic burden or risk on the City or unduly delay acquisition of the goods or services, or is not in the best interest of the City; or
- Level of MWSBE availability would produce minimal MWSBE participation.
- Other:

C. Detailed explanation for Waiver Reason:

This is a DIR vendor provided service. The migration to the Microsoft Office 365 platform requires entities that are Microsoft Certified Partners with specific certification in this platform. Additionally, we must completely migrate the City's email system to this environment by April 11, 2017 as Microsoft is ending all support for the currently used environment by that date, which creates security and other risks to the City.

2. COOPERATIVE OR INTER-LOCAL AGREEMENT

A. Is this a Cooperative/Inter-Local agreement? Yes No

B. If yes, please specify the name of the agreement: DIR-SDD-1927

C. Did the Department explore opportunities for using certified firms? Yes No

D. Please explain how the department explored opportunities for using certified firms:

E. Please explain why the Department did not explore opportunities for using certified firms:

A review with Microsoft was conducted regarding opportunities to sub any portion of the work effort. Microsoft noted that there are simply no opportunities for a subcontractor due to the limited and specialized scope in which we are requiring them to perform. Thus the goal will have to be 0%.



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

**Goal Modification
Request Form**

3. REDUCED GOAL (to be completed by the department prior to advertisement)

A. I am requesting a MWSBE contract-specific goal below the following city wide goals:

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

Yes No If yes, please complete a Contract-Specific Goal Request Form and submit with this form.

4. GOAL REVISION AFTER ADVERTISEMENT

A. I am requesting a revision of the MWSBE Goal that has already been advertised: Yes No

B. Original goal: _____ C. Proposed new goal: _____ D. Advertisement date: _____

E. Will the project be re-advertised? Yes No F. Estimated dollar amount: \$ _____

G. Detailed reason for request:

Concurrence: DocuSigned by: Daniel S. Steeg 11/9/2016 | 7:32 CST DocuSigned by: Lisa Kent 11/9/2016 | 7:59 CST
989339AED1394F5... 98E8BB2B12EB474...
 Requesting Department Initiator Date Department Director or Designee Date

FOR OBO OFFICE USE ONLY:			
APPROVED:			
	11/17/16	non-divisible	W-689
OBO Assistant Director or Designee	Date	OBO Reason	Tracking #
DENIED:			
OBO Assistant Director or Designee	Date	OBO Reason	Tracking #



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date:

H26083 - Fannin Data Center Hardware and Professional Services - MOTION

Agenda Item#: 14.

Summary:

LUMENATE TECHNOLOGIES, LP - \$403,176.63 and **DATAVOX, INC** - \$323,062.38 for approval of spending authority in an amount not to exceed \$726,239.01 for Purchase of Hardware and Professional Services for the Fannin Data Center through the Texas Department of Information Resources for the Houston Information Technology Services - Equipment Acquisition and Central Service Revolving Funds

Background:

S17-H26083 - Approve spending authority for the purchase of hardware and professional services for the Fannin Data Center in an amount not to exceed \$726,239.01 through the Texas Department of Information Resources (DIR) for the Houston Information Technology Services.

Specific Explanation:

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve spending authority for the purchase of hardware and professional services for the Fannin Data Center in an amount not to exceed \$726,239.01 through the Texas Department of Information Resources (DIR) for the Houston Information Technology Services. Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to the DIR Go-Direct vendors Lumenate Technologies, LP (\$403,176.63) and Datavox, Inc. (\$323,062.38). The spending authority is estimated to sustain the department for 12 months.

Data storage capabilities are currently at capacity at the Fannin data center and require additional equipment to enable additional storage devices on the network. The additional storage capacity will allow the hosting of new virtual servers, which will be utilized for current and planned virtual server growth. Additional space will provide more efficient management of the movement of data between environments and give the City more flexibility to leverage capacity and performance of our storage resources. The need for additional data storage continues to increase as business continues to become less dependent upon paper processes.

To date the data center is populated with 2 rows of 35 server racks and various computer systems. This purchase will provide additional equipment to seed the third row worth of racks, power, cabling and network in support of migrating HHS, Library and other upcoming projects. The risk of not purchasing this equipment is the delayed implementation and increase in cost to initiatives such as HHS & Library consolidation into the datacenter and other projects requiring hardware within the

data center. This seed infrastructure makes the implementation of other projects easier whereby the power and space already exists and new initiatives become plug and play with a faster turnaround time to delivery.

The Data center project is the consolidation of seven computer facilities to become centrally managed backup and recovery sites for the City's most critical server-based computer applications and databases. This consolidation project is meant to address significant shortcomings in the data centers that have serious implications to stability, efficiency (power & cooling), security and business continuation.

M/WBE Participation:

The vendors Lumenate Technologies, LP and Datavox, Inc. have designated the below-named companies as its certified M/WBE subcontractor: DIR-Vendor M/WBE Vendor Type of Work Estimated Dollar Amount Percentage Lumenate Technologies, LP Virtu Group NetApp Storage Solution & Training \$50,877.60 15% Datavox, Inc Exebridge Network Equipment \$82,556.38 26%

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 for this purchase.

Fiscal Note:

Capital Project Information See attached Form A
Estimated Fiscal Operating Impact Project FY17 FY18 FY19 FY20 FY21 FY22 FY17-FY22 Total
X-680003-0003-3-01-01 \$ 673,062.38 \$ - - - - \$ 673,062.38
Operational cost * \$ 53,176.63 \$ 68,300.95 \$68,300.95 \$68,300.95 \$68,300.95 \$68,300.95 \$ 341,504.75
TOTAL \$ 726,239.01 \$ 1,014,567.13

* operational maintenace expenses will be covered in out years (FY18-22) by the hardware manufacturer on a separate agreement

Officer Department Approval Authority Signature Finance/Strategic Procurement Division
John J. Gillespie, Chief Procurement

Prior Council Action:

Previously appropriated by City Council on April 20, 2016 via ordinance 2016-0318.
Previously appropriated by City Council on April 29, 2015 via ordinance 2015-0364.

Amount of Funding:

\$350,000.00 - FY 16 Equipment Acquisition Consolidated Fund (1800) previously appropriated
\$323,062.38 - FY 15 Equipment Acquisition Consolidated Fund (1800) previously appropriated
\$ 53,176.63 - Central Service Revolving Fund (1002)
\$726,239.01 - Total

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Somayya Scott, Deputy Assistant Director	HITS	(832) 395-0082

Martin King, Division Manager
Murdock Smith, Sr. Procurement Specialist

FIN/SPD
FIN/SPD

(832) 393-8705
(832) 393-8725

ATTACHMENTS:

Description

signed Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date:

H26083 - Fannin Data Center Hardware and Professional Services - MOTION

Agenda Item#: 15.

Summary:

NOT A REAL CAPTION

LUMENATE TECHNOLOGIES, LP (\$403,176.63) and **DATAVOX, INC.** (\$323,062.38) spending authority for the purchase of hardware and professional services for the Fannin Data Center in an amount not to exceed **\$726,239.01** through the Texas Department of Information Resources (DIR) for the **Houston Information Technology Services**.

Background:

S17-H26083 - Approve spending authority for the purchase of hardware and professional services for the Fannin Data Center in an amount not to exceed \$726,239.01 through the Texas Department of Information Resources (DIR) for the Houston Information Technology Services.

Specific Explanation:

The Chief Information Officer and the Chief Procurement Officer recommend that City Council approve spending authority for the purchase of hardware and professional services for the Fannin Data Center in an amount not to exceed **\$726,239.01** through the Texas Department of Information Resources (DIR) for the Houston Information Technology Services. Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to the DIR Go-Direct vendors **Lumenate Technologies, LP (\$403,176.63)** and **Datavox, Inc. (\$323,062.38)**. The spending authority is estimated to sustain the department for 12 months.

Data storage capabilities are currently at capacity at the Fannin data center and require additional equipment to enable additional storage devices on the network. The additional storage capacity will allow the hosting of new virtual servers, which will be utilized for current and planned virtual server growth. Additional space will provide more efficient management of the movement of data between environments and give the City more flexibility to leverage capacity and performance of our storage resources. The need for additional data storage continues to increase as business continues to become less dependent upon paper processes. To date the data center is populated with 2 rows of 35 server racks and various computer systems. This purchase will provide additional equipment to seed the third row worth of racks, power, cabling and network in support of migrating HHS, Library and other upcoming projects.

The risk of not purchasing this equipment is the delayed implementation and increase in cost to initiatives such as HHS & Library consolidation into the datacenter and other projects requiring hardware within the data center. This seed infrastructure makes the implementation of other projects easier whereby the power and space already exists and new initiatives become plug and play with a faster turnaround time to delivery.

The Data center project is the consolidation of seven computer facilities to become centrally managed backup and recovery sites for the City's most critical server-based computer applications and databases. This consolidation project is meant to address significant shortcomings in the data centers that have serious implications to stability, efficiency (power & cooling), security and business continuation.

M/WBE Participation:

The vendors Lumenate Technologies, LP and Datavox, Inc. have designated the below-named companies as its certified M/WBE subcontractor:

DIR-Vendor	M/WBE Vendor	Type of Work	Estimated Dollar Amount	Percentage
Lumenate Technologies, LP	Virtuo Group	NetApp Storage Solution & Training	\$50,877.60	15%
Datavox, Inc	Exebridge	Network Equipment	\$82,556.38	26%

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 for this purchase.

Fiscal Note:

Capital Project Information

See attached Form A

Estimated Fiscal Operating Impact

Project	FY17	FY18	FY19	FY20	FY21	FY22	FY17-FY22 Total
X-680003-0003-3-01-01	\$ 673,062.38	\$ -	-	-	-	-	\$ 673,062.38
Operational cost *	\$ 53,176.63	\$ 68,300.95	\$ 68,300.95	\$ 68,300.95	\$ 68,300.95	\$ 68,300.95	\$ 341,504.75
TOTAL	\$ 726,239.01						\$ 1,014,567.13

* operational maintenance expenses will be covered in out years (FY18-22) by the hardware manufacturer on a separate agreement



John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Previously appropriated by City Council on April 20, 2016 via ordinance 2016-0318.
 Previously appropriated by City Council on April 29, 2015 via ordinance 2015-0364

Amount of Funding:

\$350,000.00 - FY 16 Equipment Acquisition Consolidated Fund (1800) previously appropriated
 \$323,062.38 - FY 15 Equipment Acquisition Consolidated Fund (1800) previously appropriated
\$ 53,176.63 - Central Service Revolving Fund (1002)
\$726,239.01 - Total

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Somayya Scott, Deputy Assistant Director	HITS	(832) 395-0082
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Murdock Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-8725

ATTACHMENTS:

Description	Type
Lumenate OBO Document	Backup Matenal
Datavox OBO Document	Backup Matenal
Lumenate Form A	Backup Material
Datavox Form A	Backup Material
Form B	Backup Material
Lumentae Ownership Information	Backup Material
Data Vox Ownership Information	Backup Matenal
HITS FY17 Forecast	Backup Matenal
Capital Funds Fiscal Note	Signed Cover sheet
Previous Ordinances	Ordinance/Resolution/Motion
Links to the Contracts	Ordinance/Resolution/Motion



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District D

Item Creation Date: 11/16/2016

HCD16-103 Pointe at Crestmont HHFC Multifamily Housing Revenue Bonds

Agenda Item#: 15.

Summary:

RESOLUTION approving issuance and sale by Houston Housing Finance Corporation of Multifamily Mortgage Revenue Note (The Pointe at Crestmont Apartments) Series 2016 - **DISTRICT D - BOYKINS**

Background:

The Houston Housing Finance Corporation (HHFC) provides tax-exempt bond financing for developments that provide persons of low and moderate income with quality, affordable housing. LDG Development has submitted an application to HHFC for financing to construct the 192-unit Pointe at Crestmont development located at 5602 Selinsky Road.

HHFC Bylaws and federal tax law require that City Council approve bonds issued by the corporation. HHFC is therefore requesting that City Council approve issuance of a \$20 million multifamily mortgage revenue note for this project. HHFC obligations are not backed by the full faith and credit of the City of Houston—they are non-recourse to the City.

All units will be designated as 60% AMI and below. The financing will be leveraged with tax credit equity, senior loan, CDBG funds, TIRZ funds, and deferred developer fee. The City of Houston Housing and Community Development Department (HCDD) has committed \$3,404,932 in CDBG funds and \$1,595,068 in TIRZ funds for this development.

Although the multifamily mortgage revenue note will be exempt from Federal income tax, the property itself will not be exempt from local ad valorem taxes.

The Housing and Community Development Department recommends adoption of a Resolution approving the issuance of the multifamily revenue note.

Prior Council Action:

2016-0291, (O) 4/12/16

Contact Information:

Roxanne Lawson
832.394.6307

ATTACHMENTS:

Description

RCA

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District D

Item Creation Date: 11/16/2016

HCD16-103 Pointe at Crestmont HHFC Multifamily Housing
Revenue Bonds

Agenda Item#:

Background:

The Houston Housing Finance Corporation (HHFC) provides tax-exempt bond financing for developments that provide persons of low and moderate income with quality, affordable housing. LDG Development has submitted an application to HHFC for financing to construct the 192-unit Pointe at Crestmont development located at 5602 Selinsky Road.

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Although the multifamily mortgage revenue note will be exempt from Federal income tax, the property itself will not be exempt from local ad valorem taxes.

The Housing and Community Development Department recommends adoption of a Resolution approving the issuance of the multifamily revenue note.



Tom McCasland, Director

Prior Council Action:

2016-0291, (O) 4/12/16

Contact Information:

Roxanne Lawson
832.394.6307



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District C

Item Creation Date: 8/11/2016

PLN - Protected Landmark - Freedmen's Town Historic
Rental Initiative Houses

Agenda Item#: 16.

Summary:

RESOLUTION designating **Freedmen's Town Historic Rental Initiative Houses** located in a four-square block area bound by Genesee, Robin, Bailey, and Ruthven Streets within the City of Houston as protected landmarks - **DISTRICT C - COHEN**

Background:

Chapter 33, Section 33-222 allows for City Council to designate a Landmark or Protected Landmark upon application by property owner.

The Houston Housing Authority, owner of the property at 1500 Andrews, 1501 Andrews, 1502 Andrews, 1503 Andrews, 1504 Andrews, 1505 Andrews, 1505-A Andrews, 1507 Andrews, 1509 Andrews, 1517 Andrews, 1518 Andrews, 1603 Andrews, 1604 Andrews, 1606 Andrews, 1607 Andrews, 1608 Andrews, 1609 Andrews, 1309 Gillette, 1310 Gillette, 1313 Gillette, 1315 Gillette, and 1602 Ruthven has applied for Landmark and Protected Landmark status for these properties.

A public hearing was held on July 28, 2016 by the Houston Archaeological and Historical Commission and there were no objections to the designation. The Houston Archaeological and Historical Commission determined that the application satisfied applicable criteria of the ordinance and unanimously recommended approval of the Protected Landmark designations.

Patrick Walsh, P.E.
Director
Planning and Development Department

Contact Information:

Matt Kriegl, 832-393-6557

ATTACHMENTS:

Description

Type

signed cover sheet
Staff Report

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District C

Item Creation Date: 8/11/2016

PLN - Protected Landmark - Freedmen's Town Historic Rental Initiative Houses

Agenda Item#:

Background:

Chapter 33, Section 33-222 allows for City Council to designate a Landmark or Protected Landmark upon application by property owner.

The Houston Housing Authority, owner of the property at 1500 Andrews, 1501 Andrews, 1502 Andrews, 1503 Andrews, 1504 Andrews, 1505 Andrews, 1505-A Andrews, 1507 Andrews, 1509 Andrews, 1517 Andrews, 1518 Andrews, 1603 Andrews, 1604 Andrews, 1606 Andrews, 1607 Andrews, 1608 Andrews, 1609 Andrews, 1309 Gillette, 1310 Gillette, 1313 Gillette, 1315 Gillette, and 1602 Ruthven has applied for Landmark and Protected Landmark status for these properties.

A public hearing was held on July 28, 2016 by the Houston Archaeological and Historical Commission and there were no objections to the designation. The Houston Archaeological and Historical Commission determined that the application satisfied applicable criteria of the ordinance and unanimously recommended approval of the Protected Landmark designations.

A handwritten signature in blue ink, appearing to read "Patrick Walsh".

Patrick Walsh, P.E.

Director

Planning and Development Department

Contact Information:

Matt Kriegl, 832-393-6557

ATTACHMENTS:

Description

Staff Report

Type

Other

PROTECTED LANDMARK DESIGNATION REPORT

LANDMARK NAME: Freedmen's Town Historic Rental Initiative Houses

OWNER: Houston Housing Authority

APPLICANT: Houston Housing Authority

LOCATION: Freedmen's Town - Fourth Ward

AGENDA ITEM: C.2

HPO FILE NO: 16PL135-16PL156

DATE ACCEPTED: 06-15-2016

HAHC HEARING: 07-28-2016

SITE INFORMATION: 22 properties located in a four-square block area bound by Genesee, Robin, Bailey, and Ruthven Streets within the Freedmen's Town Historic District. For detailed site information and location, see Exhibit A and Exhibit B.

TYPE OF APPROVAL REQUESTED: Protected Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

The Houston Housing Authority's 22 Freedmen's Town Historic Rental Initiative Houses are located in the Freedmen's Town section of the Fourth Ward, one of Houston's oldest and most historic African American neighborhoods. The fledgling rural neighborhood was established by freed slaves after Emancipation in 1865 and by the 1930s Freedmen's Town was a thriving and self-contained community. The architecture of Freedmen's Town was characterized by one and two-story frame buildings densely packed together with minimal setbacks.

In the 1940s and 1950s, the neighborhood was crippled by its inability to expand geographically. San Felipe Courts, a "whites-only" public housing complex, eliminated land available to African Americans and the construction of Interstate 45 severed the ward's connection to downtown. Coupled with the suburban flight of African Americans to other neighborhoods in the city, these changes resulted in the slow decline of the neighborhood, which was undermined further by lack of capital investment and urban renewal plans in the 1980s and 1990s.

The redevelopment of Allen Parkway Village in the 1990s sparked community activism with a focus on preservation and affordable housing in the Fourth Ward. The redevelopment project included funds to acquire and renovate existing housing stock in Freedmen's Town. As part of the Historic Rental Initiative, the Houston Housing Authority (HHA) renovated 27 historic houses and built 13 new infill housing units in a four-square block area the HHA had acquired. The 22 historic houses still owned by the HHA are the subject of this designation. Between 1985 (when Freedmen's Town was listed in the National Register) and 2011, over 300 historic buildings were lost to modern development, a destructive pattern that has continued in the last five years. This great loss of historic fabric makes the preservation of these 22 houses even more important to the neighborhood.

The Houston Housing Authority's 22 Freedmen's Town Historic Rental Initiative Houses are visual reminders of the vernacular development and African American heritage of Fourth Ward. Each house is listed as "Contributing" in the Freedmen's Town National Register District and meets Criteria 1, 3, 4, 5, 6, and 8 for Protected Landmark designation.

HISTORY AND SIGNIFICANCE

Early Settlement

African American Houstonians often refer to Freedmen’s Town, or Fourth Ward, as the “mother-ward” because the origins of many African American churches, organizations, schools, and businesses are rooted there. Fourth Ward was one of four wards established by a City Charter in 1839. These wards, eventually numbering six, were originally established as political subdivisions. While this means of political delineation was abandoned in the early 1900s, the term “ward” today remains a geographic identifier for inner Houston neighborhoods. The earliest concentrations of African American settlements were on the fringes of the Third, Fourth, and Fifth Wards. These wards provided a prime location for settlement because of their proximity to San Felipe Road (now W. Dallas) which provided a direct link between Houston and the Brazos River Plantations to the West. Commerce was enhanced in the late nineteenth-century by streetcar lines. One line moved west from downtown along San Felipe Road (now W. Dallas) and Robin Street to the city limit at Genesee Street. Another line followed Andrews Street to present day Wilson Street, where it turned north to join the Robin Street line. Remnants of these lines are still extant beneath more recent paving, and are clearly visible between the early twentieth-century bricks on Andrews and Wilson Streets.

Throughout early settlement, churches served as centers of spiritual, educational, social, and political life. Antioch Baptist Church, founded in 1866 by Reverend Henry “Jack” Yates (a former slave) is one of the oldest churches in the neighborhood. Reverend Yates was a powerful influence on the political, social, and cultural life of African Americans in Houston. The reverend was also instrumental in making Fourth Ward a center of African American education, allowing the Freedmen’s Bureau to establish a school at Antioch. He even played a prominent role in the founding of Houston Baptist Academy in Third Ward, as well as the founding of Bethel Baptist Church.

Twentieth-Century Growth and Decline

By the turn of the century, Freedmen’s Town was a thriving African American community and was the primary location for services offered by African American professionals. In 1910, a group of black physicians established Union Hospital, Houston’s first black hospital, on Andrews Street near San Felipe Road (now W. Dallas). Union Hospital was the predecessor of Houston Negro Hospital founded in 1923. By 1915, all but one of the black doctors and dentists in Houston, as well as 75 percent of the black lawyers, had offices in the Fourth Ward. Freedmen’s Town was also the location of the first African American high school in the city. Originally called Houston Colored High School, the school was later renamed to Booker T. Washington High School and remained the only African American high school in Houston until the mid-1920s. Booker T. Washington High School also housed the Carnegie Colored Library, built with funds secured from the Carnegie Corporation in 1913. Ernest O. Smith, principal of Booker T. Washington High School, was also a founder of Pilgrim Congregational Church in the Third Ward and later became the principal of Phyllis Wheatley High School in the Fifth Ward (the third high school built for African American students).

Church congregations continued to multiply, with 1925 Sanborn maps showing seven churches located in Fourth Ward: St. James Methodist Episcopal Church (now St. James United Methodist

Church), Shiloh Missionary Baptist Church, Mt. Carmel Colored Church (burned in 2009), Good Hope Missionary Baptist Church (now in Third Ward), Christian Church, Tabernacle Church, and Pilgrim Congregational Church. Many of these congregations are still worshipping today.

By the 1930s, Freedmen's Town had its own commercial district, library, schools, professional baseball field, and numerous churches. However, in the 1940s and 1950s, the neighborhood was crippled by its inability to expand geographically. The onset of the Great Depression drastically reduced the rate of construction within the ward itself, and the construction of San Felipe Courts, a “whites-only” public housing complex, eliminated land available to African Americans. The construction of Interstate 45 severed the ward’s connection to downtown and Antioch Baptist Church. The new physical development coupled with the flight of African Americans to other neighborhoods in the city, resulted in the slow decline of the once bustling neighborhood.

Fourth Ward Vernacular Architecture

The architecture of Freedmen’s Town was characterized by one and two-story frame buildings densely packed together with minimal setbacks. Most of the residences were small, one-story frame residences, with a few two-story wood frame structures scattered throughout the easternmost blocks. Houses were built into long monotonous rows of tenements, duplexes, and shotguns. Shotgun houses were commonly used as infill between larger buildings or in the center of blocks. Most historic houses in the Fourth Ward appear to have been erected between 1890 and 1935, though exact dates of construction remain unknown. The first three decades of the twentieth-century were a time of rapid physical development, with the neighborhood consolidating and taking on its historic form. Between 1910 and 1930, the African American population in the ward grew from 6,366 to 11,502, despite the lack of available land area in the ward. The direct result was an increasing concentration of residents and housing. Many of these residences were raised as low to medium-cost speculative rental houses or apartments for African Americans, as evident in 1930 census records indicating that only 15 percent of black families owned their property at any one time.

Few frame cottages appear to have survived, but period maps indicate that a substantial number of somewhat larger T-plan and L-plan houses existed. These houses were characterized by their unique floorplans, as well as their asymmetrically placed porches, which were sometimes decorated with turned wood posts, jig-sawn trim, or dog-tooth gingerbread. In 1985, the National Register nomination noted the “remarkable homogeneity among the structures in the district,” deriving in large part from their singleness of purpose. Within the confines of the district, 93 percent of the buildings (530 out of 567) were identified as “Contributing.”

Modern Development and Community Preservation

Lack of capital investment and urban renewal plans of the 1980s and 1990s jeopardized the future and undermined the viability of the Fourth Ward as a prosperous African American neighborhood. Plans to demolish and redevelop Allen Parkway Village began to take shape as early as the 1970s, but the economic decline of the mid-1980s delayed those plans. Allen Parkway Village was eventually redeveloped beginning in 1996. Several of the original buildings were torn down and wood frame townhouse style units were built on the property (now called Historic Oaks of Allen Parkway Village). The remaining historic buildings were rehabilitated and are still in use. The redevelopment effort, funded in part with federal HOPE VI grant money from the U.S Department of Housing and Urban Development (HUD), reduced the number of units from 1,000 to 500. This

initiative also involved the construction of 100-unit Victory Place Apartments on the corner of Cleveland and Wilson. The project also adopted a Historic Rental Initiative that rehabilitated 40 single and two-family properties, 22 of which are the subject of this designation.

The redevelopment of Allen Parkway Village sparked community activism with a focus on preservation and affordable housing in Fourth Ward. In June 1999, Houston's City Council created the Fourth Ward Redevelopment Authority (FWRA), a non-profit local government corporation that administers the Tax Increment Reinvestment Zone Number Fourteen. FWRA programs support the development of affordable housing, the redevelopment of educational and park facilities, and support economic opportunity within the neighborhood. The FWRA also manages the Federal Reserve Bank's pre-paid \$15 million tax bill from the construction of its building in 2005. The FWRA is also a sponsor of the Fourth Ward Livable Centers Initiative, a project of the Houston-Galveston Area Council. The initiative includes plans oriented to improving access to the Fourth Ward neighborhood via enhanced public transportation, preserving the historic brick streets (Andrews and Wilson), creating a greenway on Matthews Street, and a placement of way-finding signs that guide individuals to historic sites.

The protections that are afforded with City of Houston Protected Landmark designation are greatly needed in this area, and are welcomed by the community. The Freedmen's Town Historic Association is actively involved in the neighborhood's preservation activities, including the Rutherford B.H. Yates Museum. Their community activism spearheaded preservation efforts in the late 1970s, and culminated in the listing of Freedmen's Town in the National Register of Historic Places in 1985. In April 2005, seven Freedmen's Town churches joined together to form the Freedmen's Town Coalition of Pastoral Leaders. The coalition focusses on progressive leadership in matters of civic concern, and has also adopted the preservation of Freedmen's Town as one of its missions. By 2011, over 300 historic buildings were lost to modern development, a pattern that has continued in the last five years.

ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY

HOPE VI grant money from the U.S Department of Housing and Urban Development (HUD) included funds to acquire and renovate existing housing stock in Freedmen's Town. In 1999, MCCM Architects was retained by the Houston Housing Authority (HHA) to substantially renovate 27 existing houses and design 13 new in-fill housing units in a four-square block area the HHA had acquired. The subject houses of this designation were all renovated and are now used in the Houston Housing Authority's Historic Rental Initiative (established in 2003). The 22 houses feature many of the same architectural characteristics: pier and beam foundation, full or half-width porches, drop siding, wood windows, wood construction, and minimal setbacks. The MCCM Architects map for the project (see Exhibit B) indicated that several of the HHA properties were "relocated." Further research and conversations with the architect revealed that "relocated" meant shifted on the lot in order to repair foundations and create uniform setbacks. For property photos and expanded architectural descriptions, see Exhibit C. For Sanborn maps of the four-square block area, see Exhibit D.

BIBLIOGRAPHY

“Coalition of Pastoral Leaders – Freedmen’s Town Houston.”
<http://www.isocracytx.net/cpl/cplindex.html>.

Houston Chronicle

Houston Housing Authority. “Housing Communities: Historic Rental Initiative.”
<http://www.housingforhouston.com/public-housing/housing-developments/historical-rental-initiative.aspx>.

MCCM Architects. “Residential Portfolio: Historic Rental Initiative at Fourth War Freedmen’s Town – Houston, Texas.” http://mccmarchitects.com/res_freedmens.html.

New York Times

SWCA Environmental Consultants. “Fourth Ward Historic Resource Survey.” February 2011.
Texas Historical Commission.

“National Register of Historic Places – Nomination Form: Freedmen’s Town Historic District.”
1984.

Texas State Historical Association. “The Handbook of Texas Online.”
<https://tshaonline.org/handbook>.

The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by the Historic Preservation Office, Planning and Development Department, City of Houston.

APPROVAL CRITERIA FOR PROTECTED LANDMARK DESIGNATION

The HAHC shall review each application for designation of a protected landmark that is included in an application for designation of a landmark at the same time and in the same manner as it reviews and considers the application for a landmark. The HAHC and the Planning Commission, in making recommendations with respect to a protected landmark designation, and the City Council, in making a designation, shall consider whether the building, structure, site, or area meets at least three of the criteria in Section 33-224, or one of the criteria in Section 33-229, as follows:

S **NA**

S - satisfies **NA - not applicable**

Meets at least three of the following (Sec. 33-224(a):

- (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;
- (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;
- (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;
- (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;
- (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;
- (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- (7) Whether specific evidence exists that unique archaeological resources are present;
- (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.

AND

- (9) If less than 50 years old, or proposed historic district containing a majority of buildings, structures, or objects that are less than 50 years old, whether the building, structure, object, site, or area is of extraordinary importance to the city, state or nation for reasons not based on age (Sec. 33-224(b).

OR

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

The property was built before 1905 (Sec. 33-229(a)(2));

OR

The property is listed individually in the National Register of Historic Places or designated as a “contributing structure” in an historic district listed in the National Register of Historic Places (Sec. 33-229(a)(3));

OR

The property is recognized by the State of Texas as a Recorded State Historical Landmark (Sec. 33-229(a)(4)).

STAFF RECOMMENDATION

Staff recommends that the Houston Archaeological and Historical Commission recommend to City Council the Protected Landmark Designation of 1500 Andrews, 1501 Andrews, 1502 Andrews, 1503 Andrews, 1504 Andrews, 1505 Andrews, 1505-A Andrews, 1507 Andrews, 1509 Andrews, 1517 Andrews, 1518 Andrews, 1603 Andrews, 1604 Andrews, 1606 Andrews, 1607 Andrews, 1608 Andrews, 1609 Andrews, 1309 Gillette, 1310 Gillette, 1313 Gillette, 1315 Gillette, and 1602 Ruthven.

HAHC RECOMMENDATION

The Houston Archaeological and Historical Commission recommends to City Council the Protected Landmark Designation of the Houston Housing Authority’s 22 Freedmen’s Town Historic Rental Initiative Houses including the addresses of 1500 Andrews, 1501 Andrews, 1502 Andrews, 1503 Andrews, 1504 Andrews, 1505 Andrews, 1505-A Andrews, 1507 Andrews, 1509 Andrews, 1517 Andrews, 1518 Andrews, 1603 Andrews, 1604 Andrews, 1606 Andrews, 1607 Andrews, 1608 Andrews, 1609 Andrews, 1309 Gillette, 1310 Gillette, 1313 Gillette, 1315 Gillette, and 1602 Ruthven.

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT A

HOUSTON HOUSING AUTHORITY PROTECTED LANDMARKS

#	Address	Legal Description	PL#
1	1500 Andrews	Lot 5, Block 1, Gillette Andrews	PL135
2	1501 Andrews	Lot 1, Block 4, Gillette Andrews	PL136
3	1502 Andrews	Lot 2, Block 1, Gillette Andrews	PL136
4	1503 Andrews	Lot 3, Block 4, Gillette Andrews	PL137
5	1504 Andrews	Lot 3, Block 1, Gillette Andrews	PL138
6	1505 Andrews	Lot 3, Block 4, Gillette Andrews	PL139
7	1505-A Andrews	Lot 5, Block 4, Gillette Andrews	PL140
8	1507 Andrews	Lot 5, Block 4, Gillette Andrews	PL141
9	1509 Andrews	Lot 6, Block 4, Gillette Andrews	PL142
10	1517 Andrews	Lot 7, Block 4, Gillette Andrews	PL143
11	1518 Andrews	Lot 1, Block 1, Gillette Andrews	PL144
12	1603 Andrews	Lot 1, Block 3, Gillette Andrews	PL145
13	1604 Andrews	Lot 11, Block 2, Gillette Andrews	PL146
14	1606 Andrews	Lot 10, Block 2, Gillette Andrews	PL147
15	1607 Andrews	Lot 2, Block 3, Gillette Andrews	PL148
16	1608 Andrews	Lot 9, Block 2, Gillette Andrews	PL150
17	1609 Andrews	Lot 3, Block 3, Gillette Andrews	PL151
18	1309 Gillette	Lot 8, Block 4, Gillette Andrews	PL152
19	1310 Gillette	Lot 8, Block 3, Gillette Andrews	PL153
20	1313 Gillette	Lot 9, Block 4, Gillette Andrews	PL154
21	1315 Gillette	Lot 10, Block 4, Gillette Andrews	PL155
22	1602 Ruthven	Lot 9, Block 3, Gillette Andrews	PL156

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT B SITE LOCATION MAP (COURTESY OF MCCM ARCHITECTS)



LEGEND



STRUCTURES TO BE RENOVATED



RELOCATED STRUCTURES TO BE RENOVATED



NEW STRUCTURES

EXHIBIT C

PROPERTY PHOTOS AND ARCHITECTURAL DESCRIPTIONS



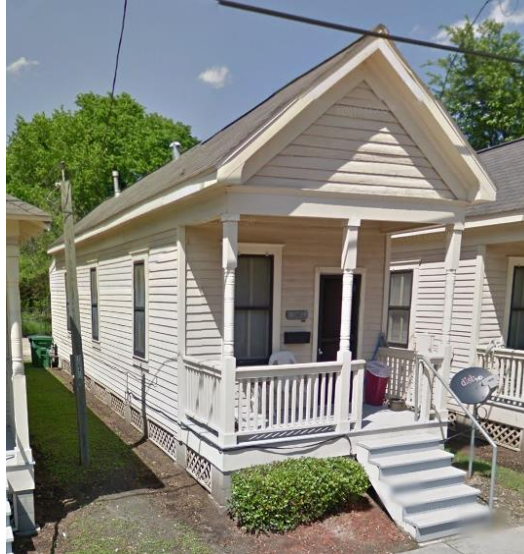
1500 ANDREWS

1500 Andrews is a Greek revival one-story house with Queen Anne influences and a gable roof built ca. 1930. It is approximately 540 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset full-width porch with turned wood posts. The residence has a shotgun floorplan and is clad in cementitious siding. The property was renovated in 1999 and again in 2002. 1500 Andrews is not extant in the 1951 Sanborn map; however, similarities in style and construction indicate that the house was built within the period of significance and later relocated to the current lot.



1501 ANDREWS

1501 Andrews is a one-story Craftsman bungalow with a gable roof built ca. 1930. It is approximately 1,036 square feet with a pier and beam foundation. The residence has 1/1 wood sash windows and an inset half-width porch with brick piers and tapered columns. The residence has a bungalow floorplan and is clad in drop siding. The property was renovated in 1999 and again in 2004.



1502 ANDREWS

1502 Andrews is a Greek revival one-story house with Queen Anne influences and a gable roof built ca. 1930. It is approximately 540 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset full-width porch with turned wood columns. The residence has a shotgun floor plan and is clad in cementitious siding. The property was renovated in 2002 and again in 2004. 1500 Andrews is not extant in its current architectural form in the 1951 Sanborn map; however, similarities in style and construction indicate that the house was built within the period of significance and later relocated to the current lot.



1503 ANDREWS

1503 Andrews is a one-story Craftsman house with a gable roof built ca. 1930. It is approximately 1,036 square feet with a pier and beam foundation. The residence has 1/1 wood sash windows and an inset half-width porch with brick piers and tapered columns. The residence has a bungalow floorplan and is clad in drop siding. The property was renovated in 1999 and again in 2004.



1504 ANDREWS

1504 Andrews is a one-story Craftsman house with a hipped roof built ca. 1930. It is approximately 560 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset full-width porch with turned wood columns. The residence has a shotgun floorplan and is clad in drop siding. The property was renovated in 2002. 1504 Andrews is not extant in the 1951 Sanborn map; however, similarities in style and construction indicate that the house was built within the period of significance and later relocated to the current lot.



1505 ANDREWS

1505 Andrews is a one-story Craftsman house with a gable roof built ca. 1930. It is approximately 1,036 square feet with a pier and beam foundation. The residence has 1/1 wood sash windows and an inset half-width porch with brick piers and tapered columns. The residence has a bungalow floorplan and is clad in drop siding. The property was renovated in 1999 and again in 2004.



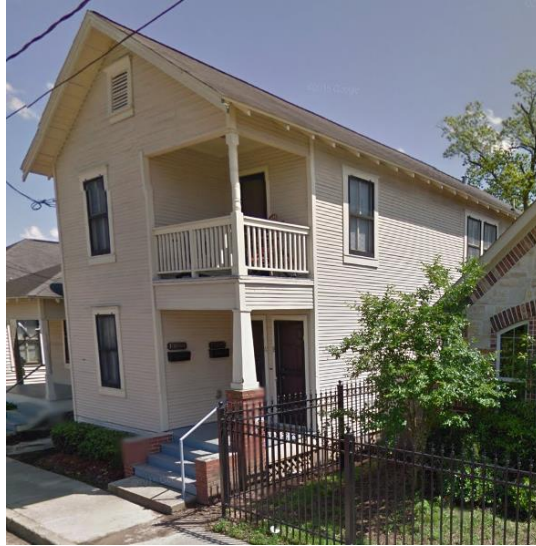
1505-A ANDREWS

1505-A Andrews is a one-story Craftsman house with a hipped roof built ca. 1925. It is approximately 762 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset half-width porch with brick piers and tapered columns. The residence has a bungalow floorplan and is clad in clapboard siding. The property was renovated in 1999 and again in 2004.



1507 ANDREWS

1507 Andrews is a one-story Craftsman house with a hipped roof built ca. 1907. It is approximately 560 square feet with a pier and beam foundation. The residence has 4/4 wood sash windows and an inset full-width porch with turned wood columns. The residence has a shotgun floorplan and is clad in drop siding. The property was renovated in 1999.



1509 ANDREWS

1509 Andrews (A & B) is a two-story Craftsman duplex with a gable roof built ca. 1930. It is approximately 1,740 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset half-width porch with a brick pier and tapered columns on the first level, and a turned wood post on the second level. The residence has a rectangular floorplan and is clad in drop siding. The property was renovated in 1999.



1517 ANDREWS

1517 Andrews (A & B) is a one-story Craftsman duplex with a gable roof built ca. 1925. It is approximately 1,288 square feet with a pier and beam foundation. The residence has 1/1 wood sash windows and an inset full-width porch with brick piers topped with replacement Arts and Crafts columns. The residence has a duplex floorplan and is clad in cementitious siding. The property was renovated in 1999.



1518 ANDREWS

1518 Andrews is a two-story Colonial revival duplex with Craftsman influence built ca. 1930. The residence features a forward facing gable with a hipped roof. It is approximately 1,816 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset half-width porch with brick piers on the first level and turned wood posts on the second level. The residence has a rectangular floorplan and is clad in drop siding. The property was renovated in 2002.



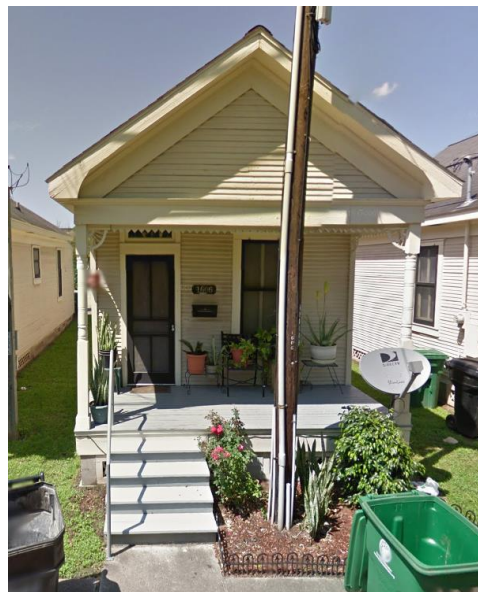
1603 ANDREWS

1603 Andrews is a one-story Queen Anne cottage built ca. 1925. The residence features a forward facing gable with hipped roof. It is approximately 743 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and a wrap-around porch with turned wood posts. The residence has a rectangular floorplan and is clad in drop siding. The property was renovated in 1999.



1604 ANDREWS

1604 Andrews is a one-story Queen Anne cottage with a gable roof built ca. 1925. It is approximately 616 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset full-width porch with turned wood posts. The porch features new spindlework and jig-sawn trim. The residence has a rectangular floorplan and is clad in drop siding. The property was renovated in 1999.



1606 ANDREWS

1606 Andrews is a one-story Queen Anne cottage with a gable roof built ca. 1925. It is approximately 616 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset full-width porch with turned wood posts. The porch features new spindlework and jig-sawn trim. The residence has a rectangular floorplan and is clad in drop siding. The property was renovated in 1999.



1607 ANDREWS

1607 Andrews is a one-story Queen Anne cottage built ca. 1925. The residence features a forward facing gable with a hipped roof. It is approximately 934 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset half-width porch with turned wood posts. The residence has an “L” floorplan and is clad in drop siding. The property was renovated in 1999.



1608 ANDREWS

1608 Andrews is a one-story Queen Anne cottage with a gable roof built ca. 1925. It is approximately 616 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset full-width porch with turned wood posts. The porch features new spindlework and jig-sawn trim. The residence has a rectangular floorplan and is clad in drop siding. The property was renovated in 1999.



1609 ANDREWS

1609 Andrews is a one-story Queen Anne cottage built ca. 1925. The residence features a forward facing gable with a hipped roof. It is approximately 902 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset half-width porch with turned wood posts. The residence has an “L” floorplan and is clad in drop siding. The property was renovated in 1999.



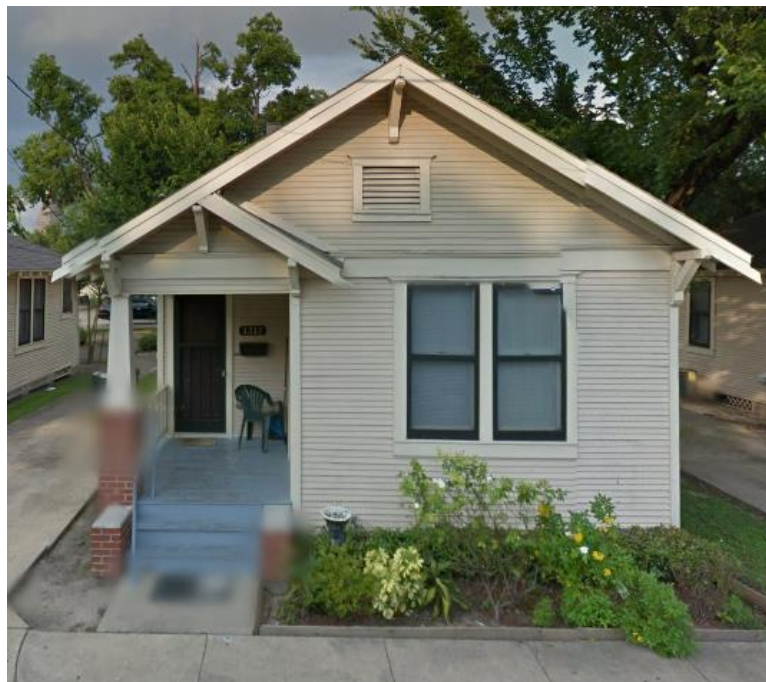
1309 GILLETTE

1309 Gillette is a one-story Craftsman house with a gable roof built ca. 1930. It is approximately 792 square feet with a pier and beam foundation. The residence has 1/1 wood sash windows and an inset half-width porch with brick piers and tapered column. The residence has a shotgun floorplan and is clad in drop siding. The property was renovated in 1999.



1310 GILLETTE

1310 Gillette is a one-story bungalow with a gable roof built ca. 1930. It is approximately 460 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset half-width porch with turned wood posts. The residence has a bungalow floorplan and is clad in drop siding.



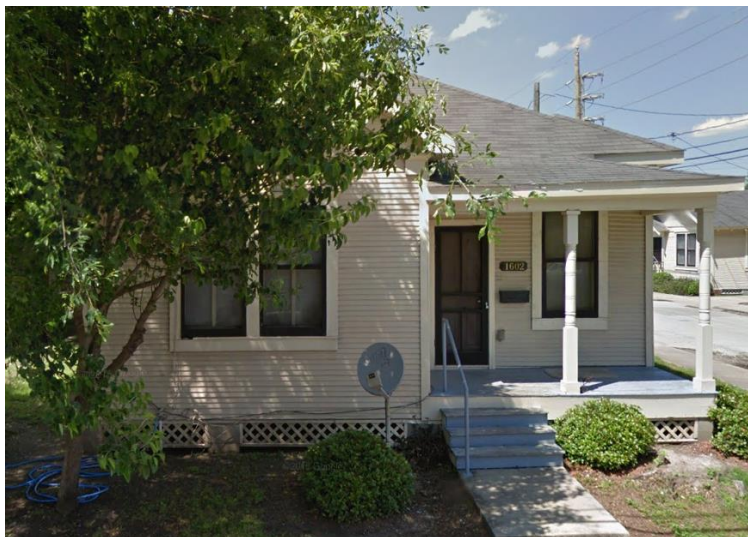
1313 GILLETTE

1313 Gillette is a one-story Craftsman house with a gable roof built ca. 1930. It is approximately 792 square feet with a pier and beam foundation. The residence has 1/1 wood sash windows and an inset half-width porch with brick piers and tapered columns. The residence has a shotgun floorplan and is clad in drop siding. The property was renovated in 1999.



1315 GILLETTE

1315 Gillette is a one-story Craftsman house with a gable roof built ca. 1930. It is approximately 792 square feet with a pier and beam foundation. The residence has 1/1 wood sash windows and an inset half-width porch with brick piers and tapered columns. The residence has a shotgun floorplan and is clad in drop siding. The property was renovated in 1999.



1602 RUTHVEN

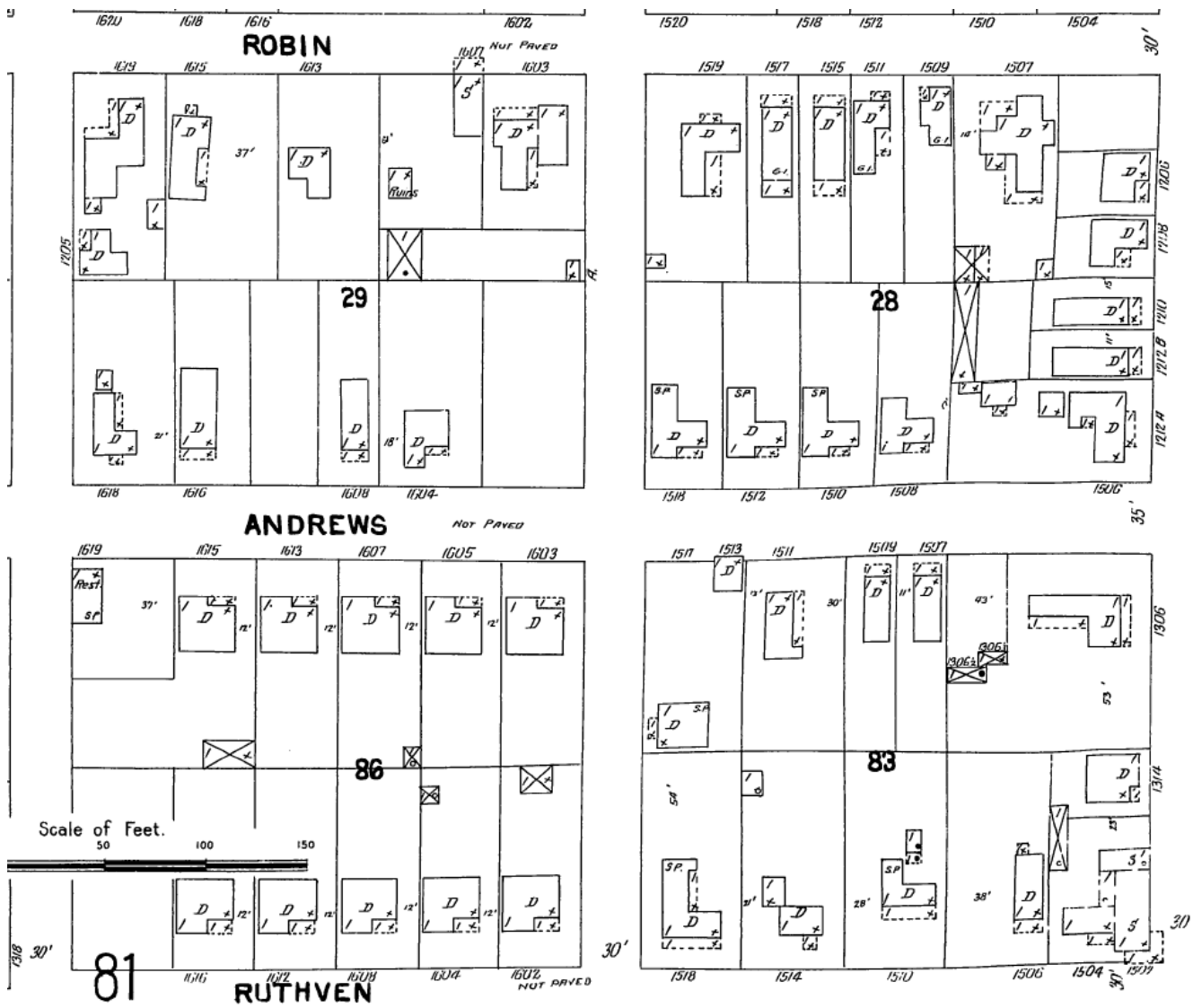
1602 Ruthven is a one-story Queen Anne cottage built ca. 1907. The house has a hipped roof with a front-facing gable. It is approximately 616 square feet with a pier and beam foundation. The residence has 2/2 wood sash windows and an inset half-width porch with turned wood posts. The residence has an “L” floorplan and is clad in drop siding. The property was renovated in 1999.

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT D SANBORN MAPS 1907



CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

1925

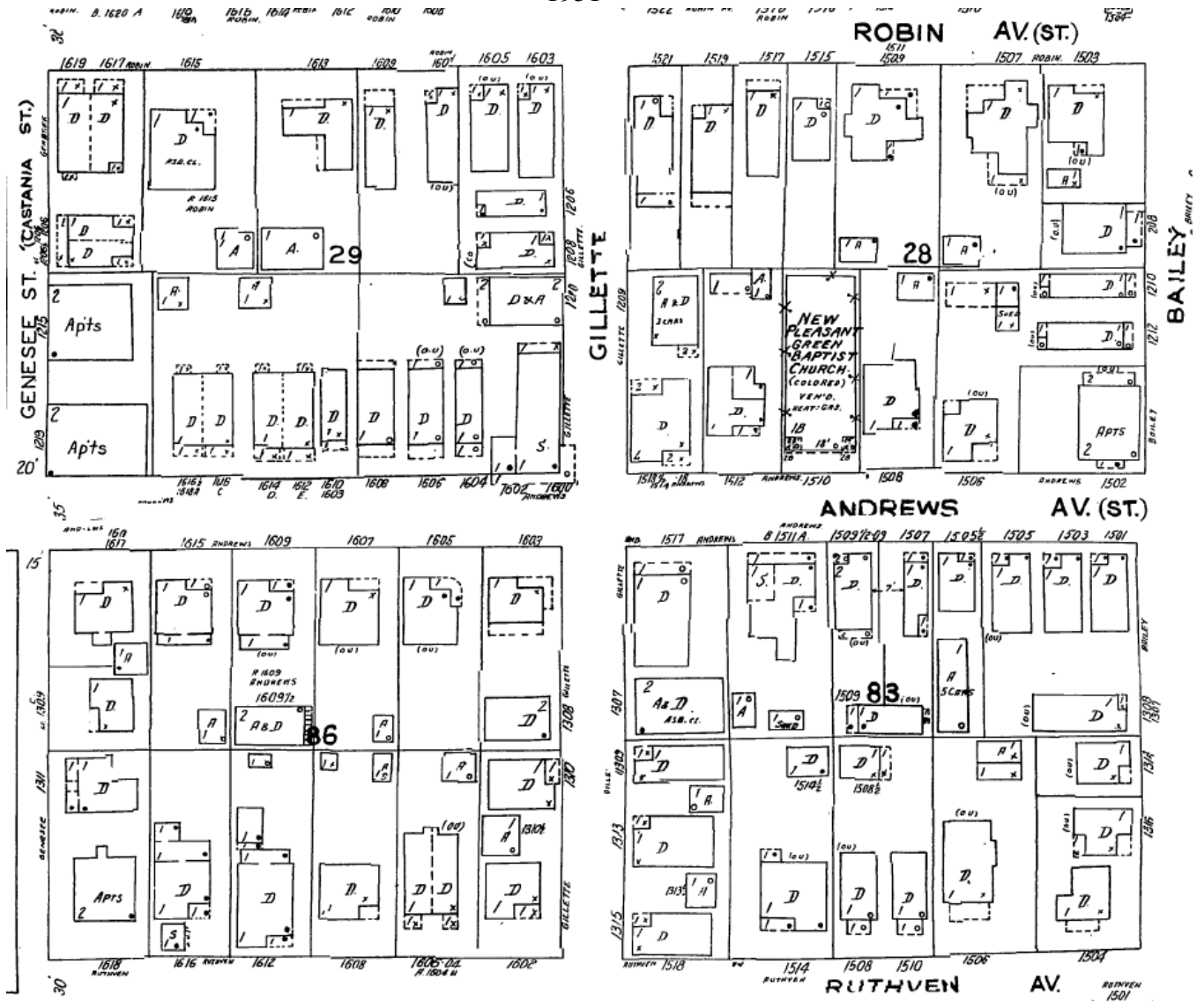


CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

1951





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District C

Item Creation Date: 9/30/2016

PLN - Historic Landmark - 5219 S Braeswood

Agenda Item#: 17.

Summary:

RESOLUTION designating the **Max and Helen Rosenbaum House** located at 5219 South Braeswood Boulevard, within the City of Houston as a landmark and protected landmark - **DISTRICT C - COHEN**

Background:

Chapter 33, Section 33-222 allows for City Council to designate a Landmark or Protected Landmark upon application by property owner.

This application for Landmark designation of the Max and Helen Rosenbaum House at 5219 South Braeswood Boulevard was initiated by the property's owner, Glen Rosenbaum.

A public hearing was held on January 28, 2016 by the Houston Archaeological and Historical Commission and there were no objections to the designation. The Houston Archaeological and Historical Commission determined that the application satisfied applicable criteria of the ordinance and unanimously recommended approval of the Landmark designation.

Patrick Walsh, P.E.
Director
Planning and Development Department

Contact Information:

Matt Kriegl
832-393-6557

ATTACHMENTS:

Description

Staff Report

PLN - Historic Landmark - 5219 S Braeswood

Type

Other

Signed Cover sheet

LANDMARK DESIGNATION REPORT

LANDMARK NAME: Max and Helen Rosenbaum House
OWNER: Glen Rosenbaum
APPLICANT: Same as Owner
LOCATION: 5219 South Braeswood Blvd – Meyerland

AGENDA ITEM: B
HPO FILE NO.: 16L314
DATE ACCEPTED: Dec-17-2015
HAHC HEARING: Jan-28-2016

SITE INFORMATION

Lot 10, Block 24, Meyerland Section 8 R/P I, City of Houston, Harris County, Texas. The site includes a historic, one-story, brick single-family residence built in 1964; a two-story rear addition completed in 2014 is clearly distinguished from the historic portion of the house.

TYPE OF APPROVAL REQUESTED: Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

The Max and Helen Rosenbaum House at 5219 South Braeswood Boulevard was built in 1964 in the Meyerland subdivision of southwest Houston. Max and Helen Rosenbaum were European immigrants who fled the atrocities of the Nazis, and built a family-owned clothing business in Houston. Their Contemporary-style ranch house was designed by architect Arthur D. Steinberg, AIA, who designed several other distinguished modern houses in Meyerland.

Both Max and Helen Rosenbaum were highly interested in modern design and desired a home that would suit their tastes. Their white brick mid-century modern house incorporates Asian attributes expressed in the roof and garden designs. The overall plan reflects the influences of Frank Lloyd Wright, who conceptualized the modern ranch house stressing horizontal shapes and Eastern forms. The house was sympathetically renovated in 2014 by the architectural firm of Stern and Bucek.

Meyerland was established in 1955, and became a beacon for Houston's Jewish families. The Rosenbaums were among the many Jewish families that moved to Meyerland from the Riverside Terrace enclave southeast of downtown Houston. This mass influx to Meyerland, accompanied by the positive reputation of the neighborhood, encouraged the establishment of synagogues and Jewish community organizations, which are still evident today.

Brays Bayou, flanked by tree-lined boulevards on its north and south sides, provided a scenic refuge from the development of the city. The boulevards were ideal sites for architects to design commissioned homes, with the majority of the architect-designed homes, such as the Rosenbaum House, located south of Brays Bayou.

The Max and Helen Rosenbaum House at 5219 South Braeswood Boulevard is significant as the work of architect Arthur D. Steinberg, AIA, as well as for its modern design, as a reminder of the city's development, and for its association with the Rosenbaum family and the Jewish community in Meyerland. The Rosenbaum House meets Criteria 1, 3, 4, and 6 for Landmark designation.

HISTORY AND SIGNIFICANCE*Max and Helen Rosenbaum*

Max Rosenbaum (1910-1972) was born in eastern Germany and moved with his family to Berlin at a young age. In the German capital, he worked as a sales representative for a wholesale distributor of clothing items before emigrating to the United States in 1937 as the Nazis consolidated power. Rosenbaum moved to Houston and continued working as a sales representative for a wholesale clothing distributor until 1938 when he founded his own business, Wayside Department Store, a clothing store near the intersection of Wayside Drive and Harrisburg Boulevard in the East End. Rosenbaum's brother joined the business after World War II and opened a second store in Galena Park. Max Rosenbaum relocated his branch of the store to Federal Road in 1951.

The Rosenbaum family has had a presence in the Houston area since the 1850s, when Max Rosenbaum's great-uncle Joseph Dannenbaum (1837-1893) emigrated from Germany to Texas. One of Dannenbaum's sons, Judge Henry J. Dannenbaum (1871-1940), was a prominent lawyer and civic leader who served as president of the Houston School Board, as Judge of the 61st District Court of Harris County and, later, as one of the early national leaders of the U.S. Zionist movement.

Helen Rosenbaum (1924-2011) was a Holocaust survivor born in Katowice, Poland. She was captured by the German Army on the second day of the Blitzkrieg and forced to work as a seamstress in a labor camp. After managing to escape, she spent the rest of World War II hiding in the German countryside. She spent the final months of the war working on a farm within 50 miles of Berlin and heard the bombing raids that signaled the Allied approach. When the war ended, she and her brother Henry immigrated to New York City. In 1947, she met and married Max Rosenbaum and moved to Houston, where she helped in the store and maintained the family home. After her husband died in 1972, Helen took over the store and operated it successfully until she retired and closed the business in 1987.

In 1948, the Rosenbaums hired Alvin "AJ" Lenart (1912-2003), a self-taught carpenter and contractor, to build their house in Riverside Terrace, a predominantly Jewish enclave along Brays Bayou in southeast Houston. In the mid-1950s, the Rosenbaums again hired Lenart to remodel the house; architect Arthur D. Steinberg was brought in to plan the project. The Rosenbaums were impressed with Steinberg's work, so they commissioned him to design their new home in Meyerland in 1963 and hired Lenart to construct the house. Both Max and Helen Rosenbaum were highly interested in modern design and desired a home that would suit their tastes.

Arthur D. Steinberg, AIA

Arthur D. Steinberg, AIA (1930-2002) was a graduate of Tulane University in New Orleans. In 1957, he established Arthur D. Steinberg and Associates, AIA, in Houston. In addition to the Rosenbaum House, Steinberg designed other distinguished Contemporary-style homes in Meyerland, including:

- Finger House, 4919 Heatherglenn Drive (1959),
- Schnur House, 5135 Glenmeadow Drive (1962)
- Proler House, 5106 Contour Place (1965)
- Steinberg House, 5107 Contour Place (1965)
- Dow House, 5202 Contour Place (1965)

Steinberg also designed the unusual Bellfort Square Office Building, 6711 Bellfort Street, which according to Stephen Fox is faced with green aggregate panels and gold anodized aluminum mullions below a unique curved penthouse. The firm evolved into Steinberg Design Collaborative, LLP, specializing in multi-family housing. By the time of Arthur Steinberg's death, his firm had completed more than 3,000 projects with over 700,000 units across the country.

Meyerland

The Meyer family came to Houston soon after the Civil War and during the 1890s Joseph F. Meyer gradually acquired 6,000 acres of land southwest of town. In the 1950s, Joseph's son George decided to develop a subdivision of single-family homes on 1,200 acres of the family's rice fields. In 1955, Vice President Richard Nixon cut the ribbon opening the development as well as the Parade of Homes in the 5100 block of Jackwood Street.

Meyerland's development began as suburban planned communities were appearing throughout the country. Each section of the subdivision was assigned a number and given a set of deed restrictions. Brays Bayou provided a picturesque location, and the scenic value of the wide streets flanking the tree-lined waterway offered ideal sites for architects to design commissioned homes along North and South Braeswood boulevards, with the majority of the architect-designed homes located south of Brays Bayou.

In its early years, Meyerland became a beacon for Jewish families. When the subdivision was developed, many of the most desirable neighborhoods in central Houston still had restrictions excluding Jewish residents. These restrictions provided an additional enticement for the relocation to the suburbs. Max and Helen Rosenbaum were among the many families that moved to Meyerland from the Riverside Terrace enclave southeast of downtown Houston. This mass influx to Meyerland, accompanied by the positive reputation of the neighborhood, encouraged the establishment of synagogues and Jewish community organizations, which are still evident today.

ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY

The Rosenbaum House is a single-family, Contemporary-style ranch house completed in 1964 in the Meyerland subdivision of southwestern Houston. It is located at 5219 South Braeswood Boulevard, a four-lane street divided by a wide, tree-lined median. Braeswood Boulevard runs alongside Brays Bayou, which supports flora and fauna, providing a scenic refuge from the development of the city. North Braeswood Boulevard is on the opposite side of the bayou and is almost identical in scope to its southern counterpart. The 5200 blocks of both North and South Braeswood boulevards are comprised entirely of single-family residential structures, many of which date from the middle of the 20th century. As a result, the Rosenbaum House remains within its original context.

The mid-century modern house incorporates Asian attributes expressed in the roof and garden designs. The overall plan reflects the influences of Frank Lloyd Wright, who conceptualized the modern ranch house stressing horizontal shapes and Eastern forms.

The off-center main entrance on the north (main) facade of the home faces South Braeswood Boulevard. The original portions of the house are built of white bricks, short and wide in shape. There is a semi-circular driveway in front of the house that is bisected by a flat-roofed porte-cochere, which is held up by two large rectangular columns of the same brick. The porte-cochere divides the front façade

asymmetrically into three main bays, with the entry underneath the porte-cochere in the middle bay. An eyebrow dormer with a vertically bisected window is aligned directly above the porte-cochere and entry.

The entryway contains double wooden doors and is deeply inset within symmetrical paneled walls, each with a full-height window. Two short steps of white terrazzo lead to the entry platform, which is flanked by decorative stone beds next to the walls on either side of the doors. The double entry doors were replaced in a 2014 remodeling, but were finished to replicate the original design. Narrow full-height windows are on each side of the doorway.

The eastern bay of the front façade is the larger of the two bays flanking the entrance. It includes four full-height windows of differing widths and asymmetrical spacing. A masonry screen of geometric design projects toward the street at a slight angle from the corner of the house.

The western bay of the front façade features a full-height window as well as an identical masonry screen. Although the screens are not depicted in the original architectural drawings, they are original to the house.

Alterations

Renovations to the home were completed in 2014 by the architectural firm of Stern and Bucek. The roof was altered during the project, but the asphalt built-up roof with white marble ballast replicates the original. The roof includes two gables on the east side and one on the west. Each gable has an extended decorative false beam that matches the fasciae. The two gables are flush on the southern slope of the roof, while the northern slope of the outer gable creates a secondary roofline over the easternmost portion of the structure. The southern slope of the main roofline covers the back of the home and features a cut-out.

The remodeling also included a two-story addition perpendicular to the historic house. The addition is clearly distinguished, yet compatible with the original design and aesthetic. The addition is also visible from the front of the house, rising one story above the original height of the building and behind the main roofline on the western bay of the main façade. The wood-sided addition is clearly distinguished from the brick cladding of the original house. There are no windows on the north façade of the addition and its roofline mimics that of the eyebrow dormer above the porte-cochere. An exterior brick chimney rises on the western side of the addition.

The home remains in the Rosenbaum family. Since completion of the renovations, the Rosenbaum House was recognized with Preservation Houston's Good Brick Award and the Houston Mod Preservation Award, was on the Rice Design Alliance 2014 Spring Architecture Tour, was featured in the January 29, 2015 New York Times, has been the subject of programs for Preservation Houston and the Houston Seminar, and in April 2016 will be the subject of a program for the Museum of Fine Arts Houston Design Council.

The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by the Historic Preservation Department, Planning and Development Department, City of Houston.

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APPROVAL CRITERIA FOR LANDMARK DESIGNATION

Sec. 33-224. Criteria for designation

(a) The HAHC, in making recommendations with respect to designation, and the city council, in making a designation, shall consider one or more of the following criteria, as appropriate for the type of designation:

- | S | NA | S - satisfies | D - does not satisfy | NA - not applicable |
|-------------------------------------|-------------------------------------|--------------------------|-----------------------------|----------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
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AND

- (9) If less than 50 years old, or proposed historic district containing a majority of buildings, structures, or objects that are less than 50 years old, whether the building, structure, object, site, or area is of extraordinary importance to the city, state or nation for reasons not based on age (Sec. 33-224(b)).

STAFF RECOMMENDATION

Staff recommends that the Houston Archaeological and Historical Commission recommend to City Council the Landmark Designation of the Max and Helen Rosenbaum House at 5219 South Braeswood Boulevard.

HAHC RECOMMENDATION

The Houston Archaeological and Historical Commission recommends to City Council the Landmark Designation of the Max and Helen Rosenbaum House at 5219 South Braeswood Boulevard

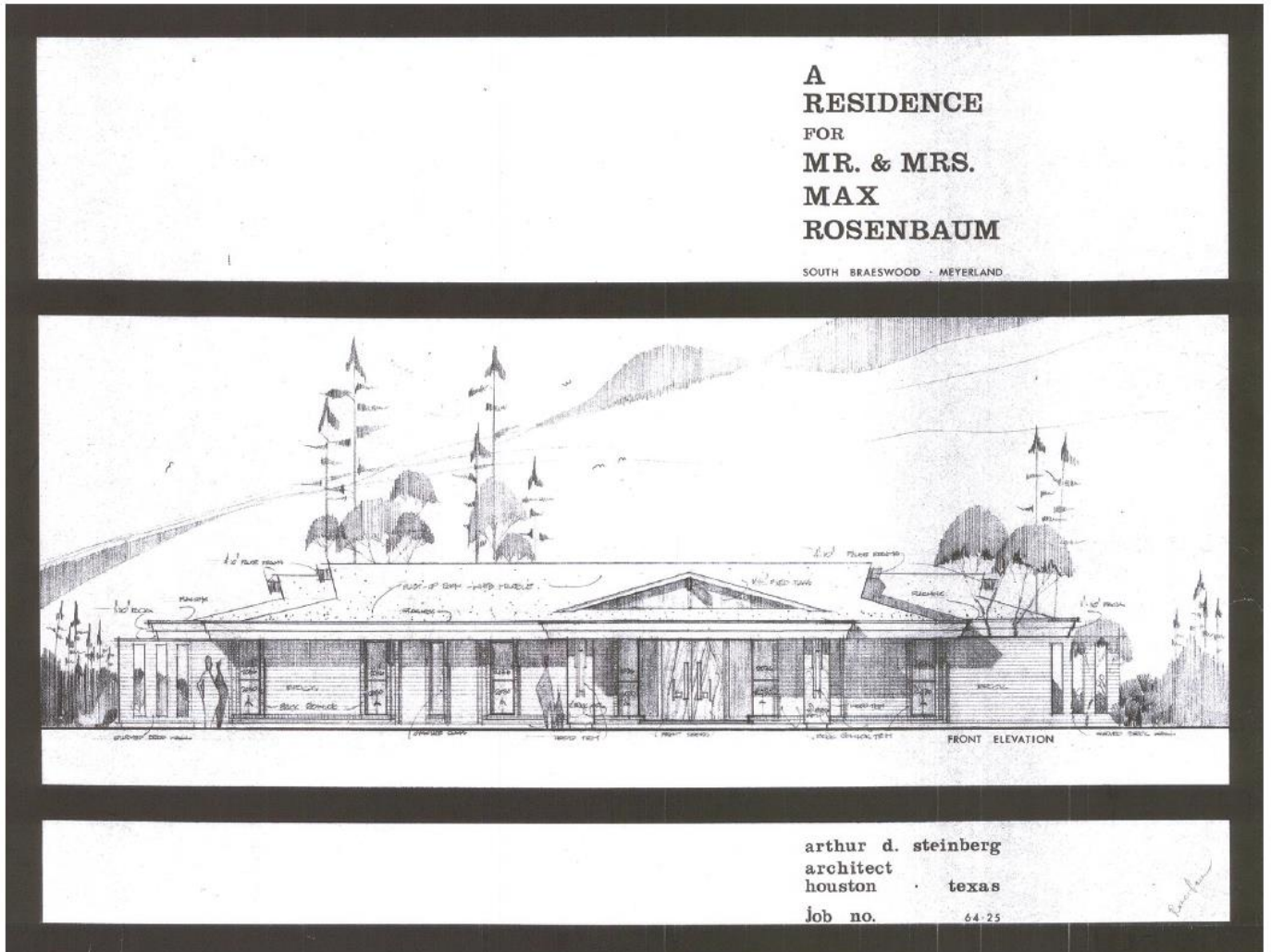
**EXHIBIT A
CURRENT PHOTO**

**MAX AND HELEN ROSENBAUM HOUSE
5219 SOUTH BRAESWOOD BOULEVARD**



Max & Helen Rosenbaum House. Arthur D. Steinberg, architect (1963-1964).
5219 South Braeswood Boulevard, Houston, Harris County, Texas 77096.
North façade looking southwest. Photo by Hester + Hardaway (2014).

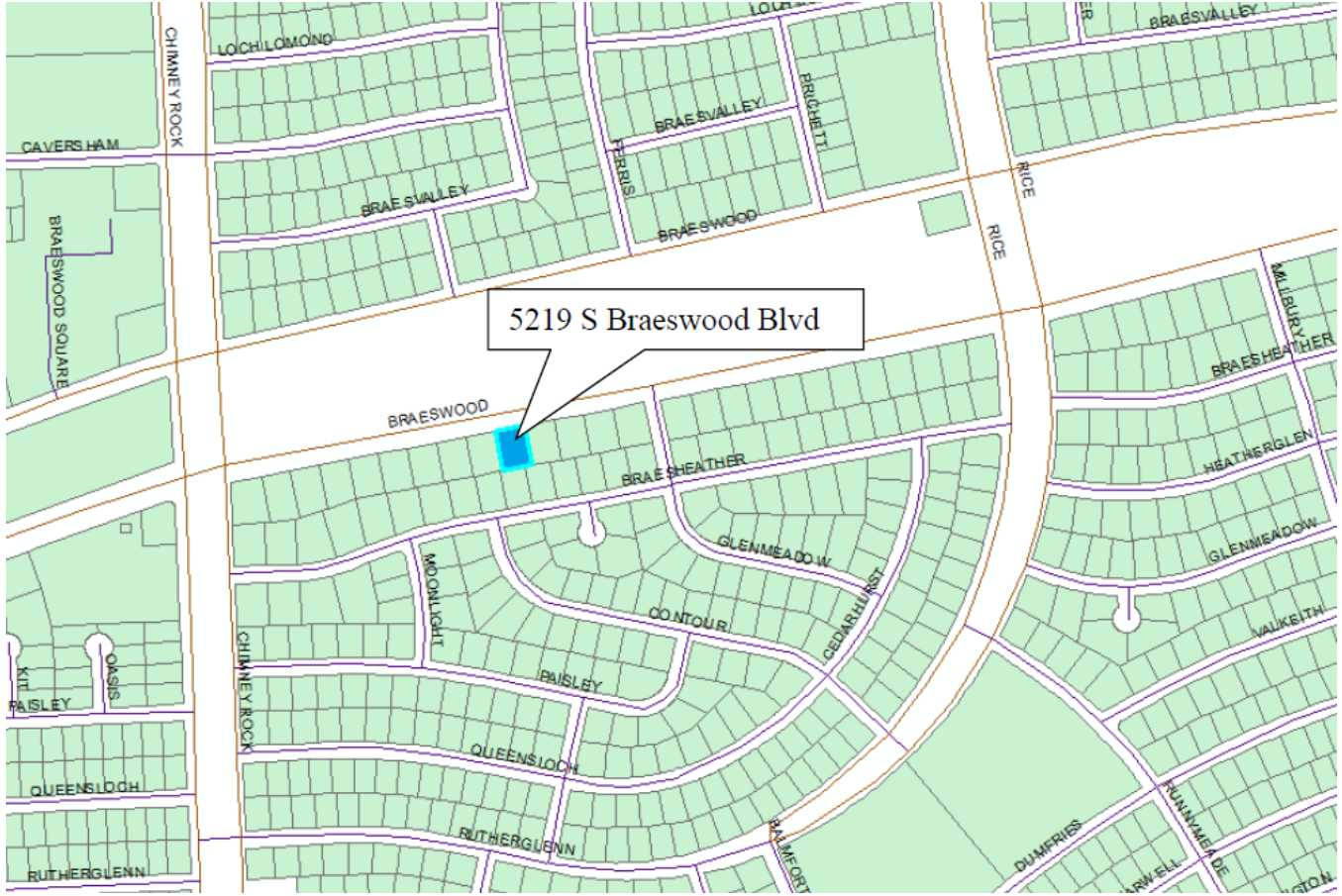
EXHIBIT B
ARCHITECT'S RENDERING 1964
MAX AND HELEN ROSENBAUM HOUSE
5219 SOUTH BRAESWOOD BOULEVARD



Max & Helen Rosenbaum House.
Architect's rendering (1964). Courtesy of Glen Rosenbaum.

EXHIBIT C SITE MAP

MAX AND HELEN ROSENBAUM HOUSE
5219 SOUTH BRAESWOOD BOULEVARD





CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District C

Item Creation Date: 9/30/2016

PLN - Historic Landmark - 5219 S Braeswood

Agenda Item#:

Background:

Chapter 33, Section 33-222 allows for City Council to designate a Landmark or Protected Landmark upon application by property owner.

This application for Landmark designation of the Max and Helen Rosenbaum House at 5219 South Braeswood Boulevard was initiated by the property's owner, Glen Rosenbaum.

A public hearing was held on January 28, 2016 by the Houston Archaeological and Historical Commission and there were no objections to the designation. The Houston Archaeological and Historical Commission determined that the application satisfied applicable criteria of the ordinance and unanimously recommended approval of the Landmark designation.

A handwritten signature in black ink, appearing to read "Patrick Walsh".

Patrick Walsh, P.E.

Director

Planning and Development Department

Contact Information:

Matt Kriegl

832-393-6557

ATTACHMENTS:

Description

Staff Report

Type

Other

City of Houston, Texas, Resolution No. 2016-_____

A RESOLUTION DESIGNATING THE MAX AND HELEN ROSENBAUM HOUSE LOCATED AT 5219 SOUTH BRAESWOOD BOULEVARD, WITHIN THE CITY OF HOUSTON AS A LANDMARK AND PROTECTED LANDMARK.

* * * * *

WHEREAS, an application for designation of the property approximately described in Exhibit "A," attached hereto and made a part hereof for all purposes, (the "property"), was filed with the Department of Planning and Development requesting the designation of the property as a Landmark and Protected Landmark pursuant to Section 33-222 of the City of Houston Code of Ordinances (the "Code"); and

WHEREAS, the Houston Archaeological and Historical Commission (the "HAHC") has determined that the property meets the criteria for designation as a Landmark and Protected Landmark pursuant to Sections 33-224 and 33-229(a) of the Code, respectively, and recommended that the property be designated as a Landmark and Protected Landmark; and

WHEREAS, Sections 33-225(c) and 33-229(c) of the Code authorize the City Council to consider each application for designation as a Landmark and Protected Landmark after receiving a recommendation from the Houston Archaeological and Historical Commission; and

WHEREAS, Section 33-224 of the Code authorizes the City Council to consider the appropriate criteria as enumerated therein for the designation of a Landmark and Protected Landmark; and

WHEREAS, Section 33-225(c) of the Code authorizes the City Council to decide whether to designate the property as a Landmark and Protected Landmark; and

WHEREAS, the City Council has considered an application for designation of the property as a Landmark and Protected Landmark after receiving a recommendation from the HAHC and the appropriate criteria; **NOW, THEREFORE;**

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

Section 1. That the City Council finds that the application for designation of the property approximately described in Exhibit "A," attached hereto and made a part hereof for all purposes, as a Landmark and Protected Landmark satisfies the applicable criteria of Sections 33-224 and 33-229(a) of the City of Houston Code of Ordinances.

Section 2. That the City Council hereby designates the property listed on Exhibit "A," as a Landmark and Protected Landmark.

Section 3. That the City Council approves the approximately described property description as established in the description attached hereto and made a part of for all purposes as Exhibit "A."

Section 4. That this Resolution shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Resolution within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ____ day of _____, 2016.

APPROVED this ____ day of _____, 2016.

Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is _____.

City Secretary

(Prepared by Legal Department:
DLA:fg 11/09/2016

Requested by Patrick Walsh, Director, Department of Planning and Development
L.D. File No.0611600362001)

G:\REAL ESTATE\ALTMAN\ALTMAN-IZFARI\HISTORIC PRESERVATION\LANDMARK\MAX AND HELEN ROSENBAUM HOUSE-5219 BRAESWOOD BLVD.DOC

Donna Altman^{DA}
Senior Assistant City Attorney

EXHIBIT "A"

PROPERTY DESCRIPTION:

All or a portion of the following:

Lot 10, Block 24 of Replat I, Meyerland Section 8, a subdivision in Harris County, Texas according to the plat thereof recorded in Volume 84, Page 64 of the Map Records of Harris County, Texas.

The site includes a historic, one-story, brick single-family residence built in 1964; a two-story rear addition completed in 2014 is distinguished from the historic portion of the house.

STREET ADDRESS:

5219 South Braeswood Boulevard.

BUILDING DESCRIPTION:

Max and Helen Rosenbaum House.

OWNER:

Glen Rosenbaum.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District C

Item Creation Date: 9/30/2016

PLN - Protected Landmark - 1046 Harvard Street

Agenda Item#: 18.

Summary:

RESOLUTION designating the **W. P. Mulcahy House** located at 1046 Harvard Street within the City of Houston as a landmark and protected landmark - **DISTRICT C - COHEN**

Background:

Chapter 33, Section 33-222 allows for City Council to designate a Landmark or Protected Landmark upon application by property owner.

This application for Protected Landmark designation of the W.P. Mulcahy House at 1046 Harvard Street was initiated by the property's owner Carole C. Johnston.

A public hearing was held on December 16, 2015 by the Houston Archaeological and Historical Commission and there were no objections to the designation. The Houston Archaeological and Historical Commission determined that the application satisfied applicable criteria of the ordinance and unanimously recommended approval of the Protected Landmark designation.

Patrick Walsh, P.E.
Director
Planning and Development Department

Contact Information:

Matt Kriegl
832-393-6557

ATTACHMENTS:

Description	Type
Staff Report	Other

PROTECTED LANDMARK DESIGNATION REPORT

LANDMARK NAME: W.P. Mulcahy House

OWNER: Carole C. Johnston

APPLICANT: Same

LOCATION: 1046 Harvard Street - Houston Heights

AGENDA ITEM: C

HPO FILE NO.: 15PL127

DATE ACCEPTED: Nov-24-2015

HAHC HEARING: Dec-16-2015

SITE INFORMATION

Lot 24 and Tract 23, Block 218, Houston Heights Subdivision, City of Houston, Harris County, Texas. The building on the site is a one and one-half story, wood frame house.

TYPE OF APPROVAL REQUESTED: Protected Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

The W.P. Mulcahy House was built in circa 1910 and is the best remaining example of the Dutch Colonial Revival architectural style in Houston Heights. The Dutch Colonial Revival frame house is significant to the Houston Heights for its distinctive shape. The house is also a prominent example of a humble businessman's house which was significant to the establishment and growth of the Heights community. It is among the few homes in the neighborhood whose ownership remained with one family for 90 years.

The W.P. Mulcahy House was individually listed in the National Register of Historic Places on May 14, 1984, it is included within the boundaries of Houston Heights National Register Multiple Resource Area (MRA). In 2006, the Mulcahy House was designated as a City of Houston landmark, and when the Houston Heights Historic District South was established in 2010, the house was listed as contributing. It also became a Texas Recorded State Historic Landmark in 2014. Apart from the addition of an exterior chimney in 2008, the house has been essentially unaltered.

The W.P. Mulcahy House at 1046 Harvard Street is individually listed in the National Register of Historic Places, recognized by the State of Texas as a Recorded State Historical Landmark, and meets Criteria 1, 4, and 5 and for Protected Landmark designation.

HISTORY AND SIGNIFICANCE

In 1909, William Percival Mulcahy and his wife Mattie purchased the house at 1046 Harvard from the developers of Houston Heights. Mulcahy was a teller at the South Texas Commercial National Bank in downtown Houston. At his death in 1923, he was president of Damon State Bank. The house remained with his family through several generations.

The residence is a prominent example of a humble businessman's house which was significant to the establishment and growth of the Heights community. While the marketing slogans used for the development of the Heights were targeted to the common man, the brochures and early homes were grand and clearly for the elite, the wealthy, and the socially prominent. As development progressed, the majority of the neighborhood's homes were smaller and simpler, more suited to the blue-collar and working middle class, of which 1046 Harvard is a prime example.

Houston Heights was designated a MRA because it was at one time an independent municipality. Within its original boundaries are numerous historic buildings, many of which are individually listed in the National Register of Historic Places. Houston Heights was developed by the Omaha and South Texas Land Company in 1891. It was incorporated as a city in 1896, and at that time, was the earliest and largest totally planned community in Texas. It flourished as a distinct municipality until the residents voted to be annexed by the City of Houston in 1918.

Today, the area still maintains the feeling of a distinctive, self-contained “small town” with its predominantly small 19th-century, one-story and two-story Victorian-era homes, and numerous early 20th-century bungalow style buildings. It also boasts a thriving business district on 19th Street (now predominantly antique shops and restaurants) and a large industrial district west of the business section. Also located in the neighborhood are a number of historic churches, theatres, corner stores, private and public parks, municipal facilities, schools, the Heights Branch Library, and the original Houston Heights City Hall and Fire Station building, both of which have been designated as Landmarks as well as Protected Landmarks of the City of Houston.

The W.P. Mulcahy House was individually listed in the National Register of Historic Places on May 14, 1984. It is included within the boundaries of Houston Heights, which was designated as a Multiple Resource Area (MRA) by the National Register Program on June 22, 1983. In 2006, the W.P. Mulcahy House was designated as a City of Houston landmark, and when the Houston Heights Historic District South was established in 2010, the house was listed as contributing. In 2014, the W.P. Mulcahy House became a Recorded Texas Historic Landmark.

ARCHITECTURAL DESCRIPTION AND RESTORATION

The W.P. Mulcahy House was built circa 1910 in the Dutch Colonial Revival style. The residence is a distinctive T-shaped frame house of one-and-a-half stories. It has a gambrel roof with minimal eave overhang and a native cypress clad frame. This house is one of the few gambrel houses in the Houston Heights and is significant because of its unusual style. There is an inset porch with square, paneled posts, flat balusters, and a single front door with transom. To one side of the front door is a three-faceted bay window, with one window with thirty-over-one lights in each face. The house also has an interior brick chimney. A Certificate of Appropriateness to add an exterior chimney was granted in August 2008. Apart from the addition of an exterior chimney, the house has been essentially unaltered.

APPROVAL CRITERIA FOR PROTECTED LANDMARK DESIGNATION

The HAHC shall review each application for designation of a protected landmark that is included in an application for designation of a landmark at the same time and in the same manner as it reviews and considers the application for a landmark. The HAHC and the Planning Commission, in making recommendations with respect to a protected landmark designation, and the City Council, in making a designation, shall consider whether the building, structure, site, or area meets at least three of the criteria in Section 33-224, or one of the criteria in Section 33-229, as follows:

S NA

S - satisfies NA - not applicable

Meets at least three of the following (Sec. 33-224(a)(1):

- (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;
- (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;
- (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;
- (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;
- (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;
- (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- (7) Whether specific evidence exists that unique archaeological resources are present;
- (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.
- (9) If less than 50 years old, or proposed historic district containing a majority of buildings, structures, or objects that are less than 50 years old, whether the building, structure, object, site, or area is of extraordinary importance to the city, state or nation for reasons not based on age (Sec. 33-224(b).

OR

- The property was constructed before 1905 (Sec. 33-229(a)(2);

OR

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

- The property is listed individually in the National Register of Historic Places or designated as a “contributing structure” in an historic district listed in the National Register of Historic Places (Sec. 33-229(a)(3));

OR

- The property is recognized by the State of Texas as a Recorded State Historical Landmark (Sec. 33-229(a)(4)).

STAFF RECOMMENDATION:

Staff recommends that the Houston Archaeological and Historical Commission recommend to the Houston Planning Commission the Protected Landmark designation of the Mulcahy House at 1046 Harvard Street.

HAHC RECOMMENDATION:

The Houston Archaeological and Historical Commission recommends to the Houston Planning Commission the Protected Landmark designation of the Mulcahy House at 1046 Harvard Street.

EXHIBIT A
CURRENT PHOTO
THE MULCAHY HOUSE
1046 HARVARD STREET



EXHIBIT B
SITE MAP
THE MULCAHY HOUSE
1046 HARVARD STREET



EXHIBIT C
RECOGNITION CERTIFICATE
THE MULCAHY HOUSE
1046 HARVARD STREET

T · H · E
CITY OF HOUSTON



recognizes the

W. P. Mulcahy House

as a Texas Historic Landmark, dedicated by the Harris County Historical Commission. Honoring our historical landmarks, especially the W. P. Mulcahy House which was purchased by the Mulcahy family in 1909, is an important part of preserving our culture.

March 15, 2015



In Witness Whereof, I have hereunto set my hand and have caused the Official Seal of the City of Houston to be affixed this 5th day of March, 2015.

Annise D. Parker

Annise D. Parker
Mayor of the City of Houston



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District B

Item Creation Date: 10/6/2016

PLN - Historic Landmark - Saint Elizabeth Hospital at 4514
Lyons Avenue

Agenda Item#: 19.

Summary:

ESOLUTION designating **Saint Elizabeth Hospital** located at 4514 Lyons Avenue, within the City of Houston as a landmark and protected landmark - **DISTRICT B - DAVIS**

Background:

Chapter 33, Section 33-222 allows for City Council to designate a Landmark or Protected Landmark upon application by property owner.

This application for Landmark designation of Saint Elizabeth Hospital at 4514 Lyons Avenue was initiated by the property's owner, Fifth Ward Community Redevelopment Corporation.

A public hearing was held on September 22, 2016 by the Houston Archaeological and Historical Commission and there were no objections to the designation. The Houston Archaeological and Historical Commission determined that the application satisfied applicable criteria of the ordinance and unanimously recommended approval of the Landmark designation.

Patrick Walsh, P.E.
Director
Planning and Development Department

Contact Information:

Matt Kriegl
832-393-6557

ATTACHMENTS:

Description

Staff Report

Type

Other

LANDMARK DESIGNATION REPORT

LANDMARK NAME: Saint Elizabeth Hospital

AGENDA ITEM: C

OWNERS: Fifth Ward Community Redevelopment Corporation

HPO FILE NO: 16L318

APPLICANT: Kathy Payton, Fifth Ward CRC

DATE ACCEPTED: 7/19/2016

LOCATION: 4514 Lyons Avenue – Augusta

HAHC HEARING: 9/22/2016

SITE INFORMATION: Lots 1, 2, 3, 7, 8, 9 & 10, Block 117, Augusta, City of Houston, Harris County, Texas. The site includes a 120,000 square foot hospital complex.

TYPE OF APPROVAL REQUESTED: Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

Saint Elizabeth Hospital at 4514 Lyons Avenue is a Neo-Gothic and Art Deco style building designed by Maurice J. Sullivan, AIA, which opened in 1947 as a Catholic-operated segregated hospital for African Americans in Fifth Ward. Many southern states throughout the era of Jim Crow passed legislation that hindered blacks' access to medical care. In the mid-1940s, only 175 hospital beds were readily available for blacks in Houston, which resulted in a disparaging ratio of approximately one bed for every 600 persons of color. Recognizing how desperately underserved Houston's black population was, the pastor of Our Mother of Mercy with a group of black Catholic laymen and doctors, approached the Bishop of Galveston Christopher E. Byrne in 1943 to ask for his assistance in providing better healthcare to African Americans in Houston. After a successful building campaign that raised approximately \$450,000, Saint Elizabeth Negro Hospital opened its doors in June 1947. In less than forty years, the hospital nearly tripled in size resulting in a 120,000 square foot complex that spans the width and depth of a city block. The hospital complex has changed ownership several times and been extensively renovated throughout the past six decades to adapt for its changing use. The Fifth Ward Community Redevelopment Corporation is currently in the beginning phases of an Adaptive Reuse Preliminary Feasibility Analysis. The group envisions an adaptive mixed-use renovation project which would include commercial, public, and residential uses. Fifth Ward CRC intends to fully engage the community in its preservation and renovation efforts. Saint Elizabeth Hospital meets criteria 1, 4, 6, and 8 for landmark designation.

HISTORY AND SIGNIFICANCE

Fifth Ward

Fifth Ward is roughly bound by Buffalo Bayou (south), Lockwood Drive (east), Liberty Road (north), and Jensen Drive (west). The area was sparsely inhabited prior to the Civil War, and later became known as the Fifth Ward in 1866. Unlike the population of neighboring Fourth Ward, the population of Fifth Ward post-Civil War was balanced between blacks and whites. In 1870, the black population numbered 578 while the white population numbered 561. By 1876, two schools were established for the respective races. The 1880s were a time of economic prosperity for the ward with much activity surrounding the construction of repair shops for the South Pacific Railroad. In 1891, the community was devastated by a fire at the Phoenix Lumber Mill, and again by another fire in 1912 that burned 119 houses, 116 box cars, 9 oil tanks, 13 plants, St. Patrick's Catholic Church, and a school.

By 1900, the ward's population was predominantly black. Fifth Ward had evolved into a working-class black neighborhood with jobs within walking distance, usually with Southern Pacific Railroad or the Houston Ship Channel. Black women often commuted across town to work as domestic servants for wealthy Houstonians. In 1927, Phyllis Wheatley High School opened with 2,600 students in attendance and 60 teachers, making the high school one of the largest black high schools in America. In the 1930s, black businesses continued to flourish with the openings of printing plants, photography studios, and Club Matinee (later renamed the Cotton Club of the South). Black owned business were prominent on Lyons Avenue and included a pharmacy, a dentist's office, an undertaking parlor, a theater, and several barbershops. By 1940, African Americans owned approximately forty businesses on Lyons Avenue.

Integration laws of the 1960s coupled with suburban flight led to the economic decline of Fifth Ward in the 1970s and 1980s. The ward developed a reputation for crime, with *Texas Monthly* deeming it "Texas' toughest, proudest, baddest ghetto." In 1989, Fifth Ward Community Redevelopment Corporation began working to revitalize the neighborhood through new home construction, focus on job training, access to technology, and access to the arts. The revitalization of the area continued throughout the 1990s and early 2000s and by 2008, the neighborhood had an estimated population of 22,000. Revitalization efforts continue today, including installation of public art and monuments, the construction of more than 300 new homes, two multi-family complexes, two commercial developments, and two commercial renovations to date.

Segregated Healthcare

Race-based segregation limited African Americans' access to healthcare, and decreased their quality of life and life expectancy for decades. Many southern states throughout the era of Jim Crow passed legislation that hindered blacks' access to medical care. For example, a law passed by the Alabama legislature in 1915 stated: "No person or corporation shall require any white female nurse to nurse in wards or rooms in hospitals, either public or private, in which Negro men are placed." Georgia passed a similar law in 1935 stating: "The Board of Control shall see that proper and distinct apartments are arranged for said patients, so that in no case shall Negroes and White persons be together." Comparable laws in Mississippi mandated that medical treatment would be made available to African Americans only after all white patients were treated. Segregation laws compounded with lack of opportunity for African Americans in medical professions meant the population as a whole suffered. In 1949, there was only one black physician for every 3,681 blacks in the United States. Additionally, the majority of the African American population in the South lived in poor, rural areas that had limited access to black-only medical facilities and transportation.

Discrimination was also prominent in medical societies. Prior to 1942, the Red Cross did not accept blood donations from African Americans. The policy was amended in 1942 stating the Red Cross would accept African American blood, but only if it remained segregated from white blood. The American Medical Association (AMA) was known for member discrimination that went widely unchallenged throughout the 1940s and 1950s. It was not until 1968 that the AMA officially adopted a policy that banned racial discrimination in membership of national and state medical societies. The National Medical Association, a black medical organization, worked toward promoting admission of black doctors into the workforce and medical societies, as well as supporting national health insurance integration. The group strove to fully integrate southern facilities and require equal treatment under health policies.

Updates to existing hospitals and new hospitals were built for African Americans during what Justice Thurgood Marshall called “deluxe Jim Crow,” a time when states tried to implement truly equal public facilities while still keeping races separate. Advocacy groups began to push for desegregation of healthcare facilities in general throughout the 1950s. Prior to this time, the groups were more concerned about equal treatment and funding for their own facilities. Widespread desegregation in healthcare facilities persisted until the mid-1960s until *Simkins v. Moses H. Cone Memorial Hospital* in 1963, a federal case which held that “separate but equal” racial segregation in publicly funded hospitals was a violation of equal protection under the Constitution, and the Civil Rights Act of 1964.

Saint Elizabeth Negro Hospital

By the mid-1940s, only 175 hospital beds were readily available for blacks in Houston, which resulted in a ratio of approximately one bed for every 600 persons of color. Recognizing how desperately underserved Houston’s black population was, the pastor of Our Mother of Mercy with a group of black Catholic laymen and doctors, approached the Bishop of Galveston Christopher E. Byrne (1867-1950) in 1943 to ask for his assistance in providing better healthcare to African Americans in Houston. In November 1943, Father John Roach, the Director of Catholic Charities of the Galveston Diocese, wrote to the Superior of the Missionary Sisters of the Immaculate Conception to inform her that Bishop Byrne had given his approval and also donated the first \$1,000 for a clinic. The Bishop chose the name Saint Elizabeth.

The Missionary Sisters eventually purchased a site on Lyons Street and the Sisters of Charity of the Incarnate Word donated some adjacent property. The idea for the clinic became so widely popular in the community that the idea blossomed into a fundraising campaign for a hospital. Altogether, the campaign raised over \$450,000 (including a \$26,000 contribution from Houston oilman and philanthropist, George W. Strake, Sr.) allowing for the construction of a sixty-bed, twenty-bassinet, three-story facility named Saint Elizabeth Hospital for Negroes. A groundbreaking ceremony was held for the hospital in June 1945, and the Missionary Sisters arrived in Houston in August 1945. Saint Elizabeth was dedicated on May 18, 1947, with Mayor Oscar Holcombe present, after the original dedication ceremony set for April 20, 1947 was postponed due to the April 16 Texas City Disaster. In June 1947, the hospital formally opened its doors.

Saint Elizabeth acted as a catalyst for change in its self-integration of black and white nurses, nuns, and physicians. However, a mere decade after it opened, the hospital suffered from overcrowding, running at 110% of its official capacity. Patients were crammed into doctor’s lounges, delivery rooms, and corridors. Federal, state, and private funds eventually allowed for the 1958 addition of a west wing and a fourth story to the main building. In 1960, a second building campaign added the east wing. In 1964-1965, a third building campaign added the east wing which included housing for the sisters. In August 1981, the Sisters of Charity took over ownership and operation of the hospital.

In 1989, Saint Elizabeth closed, but was purchased by a group of doctors for \$2.3 million and renamed the Charles R. Drew Medical Center in honor of Charles R. Drew, a black physician who was a pioneer in the development of blood transfusions and the use of blood plasma. Throughout the 1980s and 1990s the hospital transitioned to a recovery campus, substance abuse treatment facility, detoxification center, and half-way house operated under the University of Texas Health and Science Center of Houston. The Riverside General Hospital System later purchased the complex in 1996 and renamed it the Barbara Jordan Healthcare Facility. In late 2014, the facility formally shut its doors due to major maintenance

and facility deficiencies, as well as fiscal and legal troubles with Riverside General. The Fifth Ward Community Redevelopment Corporation purchased the property in early 2016.

Maurice J. Sullivan, AIA

Maurice Joseph Sullivan was born in Grand Rapids, Michigan on June 21, 1884. He attended Detroit College (1901-1903) and the University of Michigan (1904-1906) where he trained as a civil engineer. He moved to Texas to work as an engineer for a Fort Worth architecture firm Waller, Shaw and Field. He also worked for Waco architects Scott and Pearson. Sullivan moved to Houston in 1912. From 1912-1919, Sullivan was the city architect for the City of Houston. In 1919, he established his independent practice. Sullivan specialized in the design of churches, schools, convents, and hospitals for Catholic religious orders and institutions of the Diocese of Galveston. Sullivan designed buildings with an eclectic style, and most frequently designed building in the Lombard Romanesque, Mediterranean, and Neo-Gothic styles. Among his most notable buildings are:

- Eastwood Elementary School (1916)
- Sacred Heart Dominican Convent (1927 – *demolished*)
- St. Anne’s Church and School (1929-1940)
- Houston Negro Hospital School of Nursing (1931)
- Holy Rosary Church (1933)
- St. Thomas High School (1940)
- St. Elizabeth Negro Hospital (1947)
- St. Mary’s Seminary (1954)

Sullivan joined the American Institute of Architects in 1921, and was elected to the fellowship in 1951. He served as the President of the South Texas Chapter of the AIA in 1924 and 1933-1934. He served as AIA Treasurer from 1951-1954. He was the first Texas architect to be elected to national office within the AIA.

Sullivan’s son, Charles Fitzsimon Sullivan (b. 1919) partnered with him to establish the firm Maurice J. Sullivan-Charles F. Sullivan in 1946. Saint Elizabeth Negro Hospital was among the first collaborations between the father-son firm. Maurice J. Sullivan died in Houston on December 15, 1961.

ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY

Saint Elizabeth Hospital is a ca. 1947 Neo-Gothic and Art Deco style building designed by Maurice J. Sullivan, AIA. In less than forty years, the hospital nearly tripled in size resulting in a 120,000 square foot complex that spans the width and depth of a city block. The original building was an approximately 44,000 square foot, two-story building with a partial raised sunlight basement and 6/12 casement windows. Stone steps led to an over-sized entrance featuring a frieze of the hospital’s namesake in white stone. A stone cross accented the entrance at the roof. The original building façade is covered by geometric black and white limestone, and now has single-pane fixed windows. A chapel which was central to the hospital’s main building separated the two wings, and a convent was constructed to the southeast of the main building, which is now connected by a steel concourse walkway. In 1958, a \$1.4 million expansion program added approximately 13,000 square feet with the construction of a west wing

and another story to the main building. In 1960, a second building campaign led to the construction of the 8,000 square foot east wing. In 1964, a 5,000 square foot south wing was added with housing for the sisters, with an additional 20,000 square feet added in 1965. An additional 30,000 square feet was added to the complex for the Charles R. Drew Medical Center. Later additions are clad in brick while the main façade at the front remains a black and white limestone.

The hospital complex has been extensively renovated throughout the past six decades to adapt for its changing use. The Fifth Ward Community Redevelopment Corporation is currently in the beginning phases of an Adaptive Reuse Preliminary Feasibility Analysis. The group envisions an adaptive mixed-use renovation project which would include commercial, public, and residential uses. Residential units would also be economically integrated to further both affordable and market rate housing demands. Much of the building's original construction will be preserved, with the potential for non-historic additions to be removed or substantially altered. Fifth Ward CRC intends to fully engage the community in its preservation and renovation efforts.

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Houston Vertical File: Drew Medical Center. Houston Metropolitan Research Center.

Hunkele, Kerri L., "Segregation in United States Healthcare: From Reconstruction to Deluxe Jim Crow" (2014). Honors Theses. Paper 188.

The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by the Historic Preservation Staff, Planning and Development Department, City of Houston.

APPROVAL CRITERIA FOR LANDMARK DESIGNATION

Sec. 33-224. Criteria for designation

(a) The HAHC, in making recommendations with respect to designation, and the city council, in making a designation, shall consider one or more of the following criteria, as appropriate for the type of designation:

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

S **NA** **S - satisfies** **D - does not satisfy** **NA - not applicable**

- (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;
- (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;
- (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;
- (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;
- (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;
- (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- (7) Whether specific evidence exists that unique archaeological resources are present;
- (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.

AND

- (9) If less than 50 years old, or proposed historic district containing a majority of buildings, structures, or objects that are less than 50 years old, whether the building, structure, object, site, or area is of extraordinary importance to the city, state or nation for reasons not based on age (Sec. 33-224(b)).

STAFF RECOMMENDATION

Staff recommends that the Houston Archaeological and Historical Commission recommend to City Council the Landmark Designation of Saint Elizabeth Hospital at 4514 Lyons Avenue.

HAHC RECOMMENDATION

The HAHC recommends to City Council the Landmark Designation of Saint Elizabeth Hospital at 4514 Lyons Avenue.

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT A SITE LOCATION

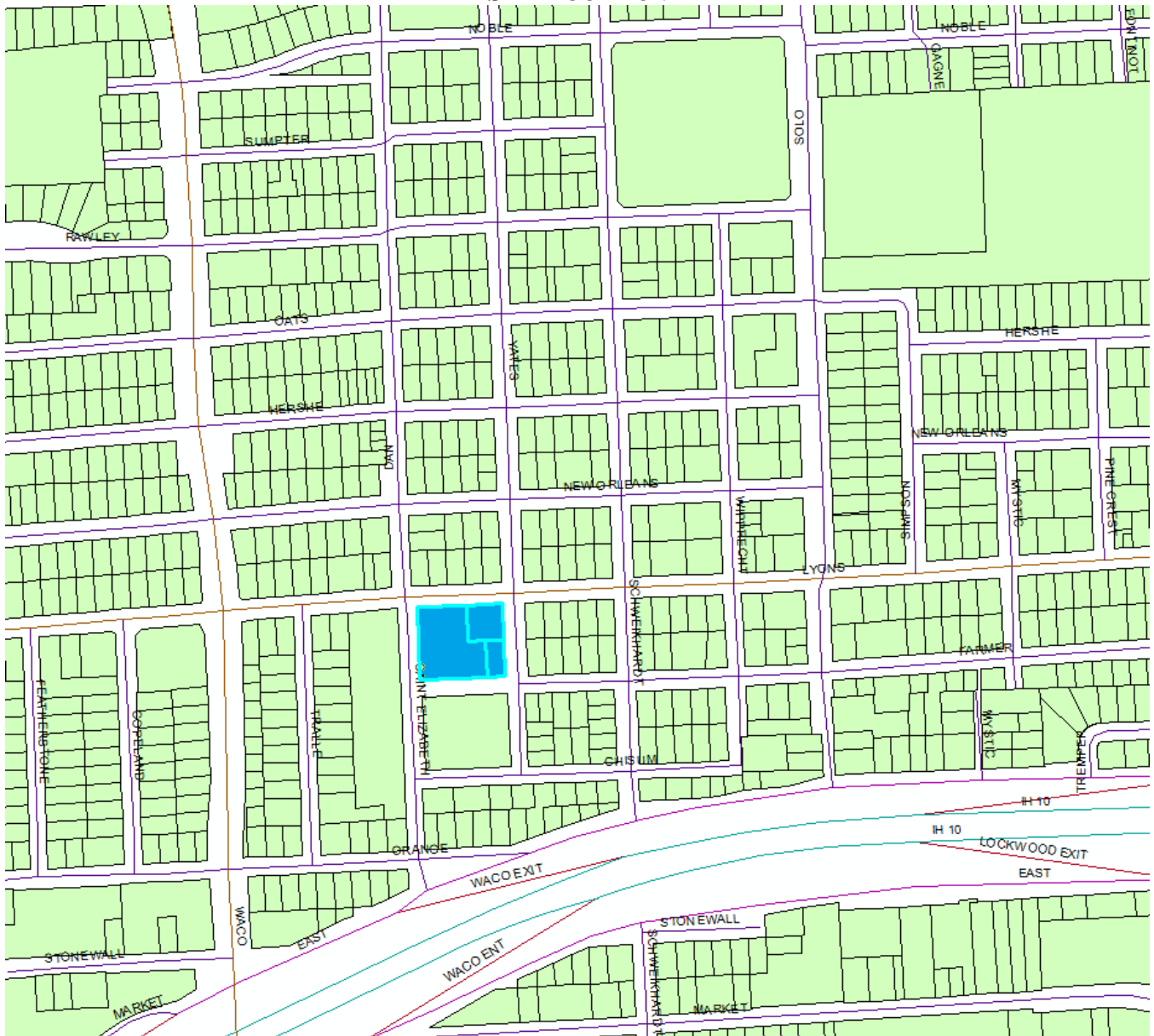


EXHIBIT B HISTORIC PHOTOS



EXHIBIT C CURRENT PHOTOS







CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District I

Item Creation Date: 10/5/2016

PLN - Protected Landmark - 912 Prairie Street

Agenda Item#: 20.

Summary:

RESOLUTION designating the **Scholibo Building** located at 912 Prairie Street within the City of Houston as a landmark and protected landmark - **DISTRICT I - GALLEGOS**

Background:

Chapter 33, Section 33-222 allows for City Council to designate a Landmark or Protected Landmark upon application by property owner.

This application for Protected Landmark designation of the Scholibo Building at 912 Prairie Street was initiated by the property's owner, Prairie Group, LLC.

A public hearing was held on July 28, 2016 by the Houston Archaeological and Historical Commission and there were no objections to the designation. The Houston Archaeological and Historical Commission determined that the application satisfied applicable criteria of the ordinance and unanimously recommended approval of the Protected Landmark designation.

Patrick Walsh, P.E.
Director
Planning and Development Department

Contact Information:

Matt Kriegl
832-393-6557

ATTACHMENTS:

Description	Type
Staff Report	Other

PROTECTED LANDMARK DESIGNATION REPORT

LANDMARK NAME: The Scholibo Building

AGENDA ITEM: C.1

OWNERS: Prairie Group, LLC

HPO FILE NO.: 16PL134

APPLICANTS: Jamie Mize, Treasurer, Prairie Group LLC

DATE ACCEPTED: Jun-27-2016

LOCATION: 912 Prairie Street – Main Street Market Square

HAHC HEARING DATE: Jul-28-2016

SITE INFORMATION: Tract 11, Block 57, South Side of Buffalo Bayou, City of Houston, Harris County, Texas. The site includes a two-story stucco clad masonry building.

TYPE OF APPROVAL REQUESTED: Protected Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

Constructed in 1880, the Scholibo Building at 912 Prairie Street is a two-story Italianate structure indicative of the buildings that once lined Houston's central business district. The stucco-clad commercial structure features a bracketed cornice and pediment. Originally constructed for C.F. Scholibo, a prominent baker and confectioner, the building is known affectionately by many locals as the "Shoe Market Building," after the tenant who occupied the building from 1918-1971. The Scholibo Building has served a number of occupants, including a drug store, auto livery, several laundries, and theaters. A fire at the Teatro Theatre in 1910 led to city council creating a safety ordinance that required all theaters without rear exits to have their seats face the entry door.

Main Street Market Square Historic District, which constitutes the most intact accumulation of commercial buildings representing Houston's civic and commercial past, was listed in the National Register of Historic Places in July 1983 and designated as a City of Houston historic district in 1997. The Scholibo Building is classified as 'contributing' to both historic districts.

The Scholibo Building at 912 Prairie Street is a contributing structure to the Main Street Market Square Historic District, was constructed over 100 years ago, and meets Criteria 1, 2, 4, and 5 for Protected Landmark Designation.

HISTORY AND SIGNIFICANCE

C. F. Scholibo

C. F. Scholibo (Sept 12, 1844 - Nov 23, 1900) was a prominent baker and confectioner within Houston. His bakery and residence was located at the corner of Franklin and Jackson streets. Scholibo ran the bakery until his death; afterwards one of his sons, along with business partner John Oberholz, ran the bakery. Scholibo's widow, Mary Altenbrum Scholibo, continued to live over the bakery until her death in 1929. It's unclear if Scholibo operated any business interests out of 912 Prairie Street or if the building was strictly an income producing property.

912 Prairie Street

The Scholibo Building is a contributing structure to the Main Street Market Square Historic District, which constitutes the most intact accumulation of commercial buildings representing the city's civic and commercial past. The surviving architecture of the district, including the Scholibo Building, documents the episode of development which occurred between 1859 and the building and real estate boom of 1920. During this half century, Houston emerged from relative obscurity to become the largest city in the Southern United States. The building is just blocks from Allen's Landing, where Houston began, and abuts the Rice Hotel.

Although the building is officially named the Scholibo building after its original owner, it is best known to Houstonians as the Shoe Market Building. The Shoe Market was the building's mainstay tenant; they operated in the building from 1918-1971. It is not clear if Scholibo ever operated his business out of 912 Prairie Street. A list of businesses compiled by the Downtown Historic District, Inc. does not list Scholibo as an occupant; instead the first business listed is Dr. James Cowling. It is highly plausible that the Scholibo occupied one of the floors at the same time. After a brief one year lease, Dr. Cowling left the building which was then occupied by the Texas Coffee, Tea & Spice Company and followed by Brashear & Reichardt.

The building's first well-known tenant was Si Packard's Troy Steam Laundry. The Troy Steam Laundry occupied the entire building from 1892-1906. Forty-one workers cleaned and pressed over 1,000 shirts a day. After the exit of Troy Steam Laundry, the building continued to operate as various laundries until 1913. In 1908, the building was subdivided into two units. At that point the Teatro Theatre occupied the first floor while the second floor was the Ineeda Laundry. The Teatro had a long lasting impact on the city. Managed by W. F. Hennseeey, the theater suffered a fire in the spring of 1910. At the time, theaters utilized nitrate motion-picture stock, which was highly flammable and made movie houses very dangerous. The Teatro fire led to city council creating a safety ordinance that required all theaters without rear exits to have their seats face the entry door.

The building briefly housed the Motor Transfer Company and an auto livery, followed by National Salvage. 1918 marked the arrival of the Shoe Market, which would be a mainstay on Prairie Street until 1971. Despite the Shoe Market's exit in the early 1970's, the building continued to sport the store's name until at least 1981. The 1970s and 1980s proved bleak for the Scholibo building, as it was only partially occupied for a handful of years as Wilbush Drugs and later as the Golden Star Theater, which closed in 1993.

The Scholibo building sat vacant for three years until the current owners purchased the property in 1996 and undertook a wholesale renovation of the property. Upon its completion in 1997, the first floor became home to a specialty gift store and later Kaveh Kanes Coffee Shop. The second floor served as the corporate offices for Treebeards until 2011. Currently the building houses the Fryar Law Firm and the Downtown Houston Alliance.

Main Street/Market Square

The Main Street Market Square Historic District is located on the south bank of Buffalo Bayou between Milam and San Jacinto streets. Main Street Market Square Historic District was listed in the National

Register of Historic Places in July 1983 and designated as a City of Houston historic district in 1997. The building at 912 Prairie Street is classified as ‘contributing’ to both historic districts.

The buildings within this historic district range from modest mid-nineteenth-century brick commercial buildings to a number of small but ornately detailed High Victorian commercial buildings, and include a diverse selection of multi-story public, bank and office buildings. Completing this architectural array are several modernistically-detailed commercial buildings of the early 1930s. Most of these buildings continue in use as either office or retail establishments.

Fifty-two buildings and one structure (Main Street Viaduct) contribute to the architectural and historical significance of this district. Allen’s Landing and Market Square are two of the most historic sites in Houston. Twenty-four of the fifty-two buildings were constructed between 1858 and 1900. The remaining buildings date from 1901 to 1935. The Main Street Market Square Historic District constitutes Houston’s largest, most intact concentration of commercial structures from the 19th and early 20th centuries.

ARCHITECTURAL DESCRIPTION AND RESTORATION HISTORY

Constructed in 1880, the Scholibo Building is a two-story Italianate structure indicative of the buildings that once lined Houston’s central business district. Constructed of load bearing masonry and clad in stucco, the building completely fills its 25’ x 100’ lot. The foundation is a brick bell style that was commonly used at the time. Behind the front parapet wall the roof is asphalt sloping to the front of the building.

The first floor façade has three arched openings; each opening contains a pair of paneled wood doors that feature divided top lites. Above each door is a semi-circular transom. Each door and transom is surrounded by a hood mold. Keystones and quoins flank the doorways and match those on the second floor façade. The second floor façade features a large sheet metal balcony supported by four brackets and doubles as a canopy for the first floor. Three evenly spaced 2-over-2 double hung arched windows with hood molds are separated by quoins that match the first floor. A bracketed cornice tops off the second story and features a pediment with the construction year of 1880.

Originally the building was only 60’ deep with a courtyard behind. The first major addition was constructed in 1882 when the first floor was extended to its current 100’ depth. The second floor was extended to the same depth by 1913. The architect and contractor for the building are unknown.

When the current owners purchased the building in 1996, there was significant water damage to the roof decking, ceilings, floors, parapets, a rear staircase, multiple joists, and interior partitions. No significant interior features existed, other than the water damaged plaster walls, windows and trim. The first floor façade was altered in the 1950’s with the complete removal of the arched doorways. Installed in their place was a single recessed entrance storefront flanked by a large window display on each side of the door.

Building restoration began soon after the building was purchased by the current owners. All damaged material was removed including the floor planks on the second floor. The damaged portions of the roof deck were removed and replaced with plywood before a new asphalt roof was installed.

The second floor sub-floor decking was repaired and the damaged floor planks were replaced using hundreds of board feet of 1” x 11” long-leaf pine planks salvaged from shelving found downstairs that

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Archaeological & Historical Commission

Planning and Development Department

was originally used by The Shoe Market to store shoe boxes. The altered entrance from the 50's was also removed and the original first floor façade was reconstructed. The second floor was built-out as office space and the first floor left mostly open to accommodate retail. All work was completed in 1999.

Listing of Scholibo Building Occupants 1880 – 1994

Year	Business
1880 - 1881	James Cowling, physician & surgeon
1882-1888	Texas Coffee Tea & Spice Co.
1889 - 1890	Brashear & Reichardt - Confectioneries, Cigars, Tobacco
1891	
1892 - 1895	Si Packard's Troy Steam Laundry
1897 - 1906	Si Packard's Troy Steam Laundry
1907	The Trimble Co. - Launderers, Dyers, Cleaners
1908 - 1912	Ineeda Laundry / Theatro Amusement Company
1913	Armbrusters Laundry / Motor Transfer Co. / Harry Anderson Auto Livery
1915	National Salvage Co.
1917	National Salvage Co.
1918 - 1971	The Shoe Market
1972 - 1973	Vacant
1975	Wilbush Drugs
1976	Vacant
1977	Wilbush Drugs
1978	Vacant
1980	Vacant
1981 - 1993	The Golden Star Theater
1994	Vacant

BIBLIOGRAPHY

1886 City of Houston Directory

"About UHD." Academic Building, 4th Floor. June 24, 2016. Accessed July 19, 2016. <https://www.uhd.edu/about/uhdart/Pages/Academic-Building-4th-Floor.aspx>.

"C.F. Scholibo." Geni Family Tree. Accessed July 25, 2016. <https://www.geni.com/people/C-F-Scholibo/6000000016649263516>.

"Find A Grave - Millions of Cemetery Records and Online Memorials." Find A Grave. July 23, 2012. Accessed July 19, 2016. <http://www.findagrave.com/cgi-bin/fg.cgi?page=gr>.

Historic Downtown Houston, Inc.

The Houston Post

Welling, David. *Cinema Houston: From Nickelodeon to Megaplex*. Austin: University of Texas Press, 2007.

The information and sources provided by the applicant for this application have been reviewed, verified, edited and supplemented with additional research and sources by Historic Preservation Staff, Planning and Development Department, City of Houston.

APPROVAL CRITERIA FOR PROTECTED LANDMARK DESIGNATION

The HAHC shall review each application for designation of a protected landmark that is included in an application for designation of a landmark at the same time and in the same manner as it reviews and considers the application for a landmark. The HAHC and the Planning Commission, in making recommendations with respect to a protected landmark designation, and the City Council, in making a designation, shall consider whether the building, structure, site, or area meets at least three of the criteria in Section 33-224, or one of the criteria in Section 33-229, as follows:

S	NA		S - satisfies	NA - not applicable
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Meets at least three of the following (Sec. 33-224(a)(1):

- (1) Whether the building, structure, object, site or area possesses character, interest or value as a visible reminder of the development, heritage, and cultural and ethnic diversity of the city, state, or nation;
- (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event;
- (3) Whether the building, structure, object, site or area is identified with a person who, or group or event that, contributed significantly to the cultural or historical development of the city, state, or nation;

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

- (4) Whether the building or structure or the buildings or structures within the area exemplify a particular architectural style or building type important to the city;
- (5) Whether the building or structure or the buildings or structures within the area are the best remaining examples of an architectural style or building type in a neighborhood;
- (6) Whether the building, structure, object or site or the buildings, structures, objects or sites within the area are identified as the work of a person or group whose work has influenced the heritage of the city, state, or nation;
- (7) Whether specific evidence exists that unique archaeological resources are present;
- (8) Whether the building, structure, object or site has value as a significant element of community sentiment or public pride.
- (9) If less than 50 years old, or proposed historic district containing a majority of buildings, structures, or objects that are less than 50 years old, whether the building, structure, object, site, or area is of extraordinary importance to the city, state or nation for reasons not based on age (Sec. 33-224(b)).

OR

- The property was constructed more than 100 years before application for designation was received by the director (Sec. 33-229(a)(2));

OR

- The property is listed individually in the National Register of Historic Places or designated as a “contributing structure” in an historic district listed in the National Register of Historic Places (Sec. 33-229(a)(3));

OR

- The property is recognized by the State of Texas as a Recorded State Historical Landmark (Sec. 33-229(a)(4)).

STAFF RECOMMENDATION

Staff recommends that the Houston Archaeological and Historical Commission recommend to City Council the Protected Landmark Designation of the Scholibo Building at 912 Prairie Street.

EXHIBIT A
PHOTO
THE SCHOLIBO BUILDING
912 PRAIRIE STREET

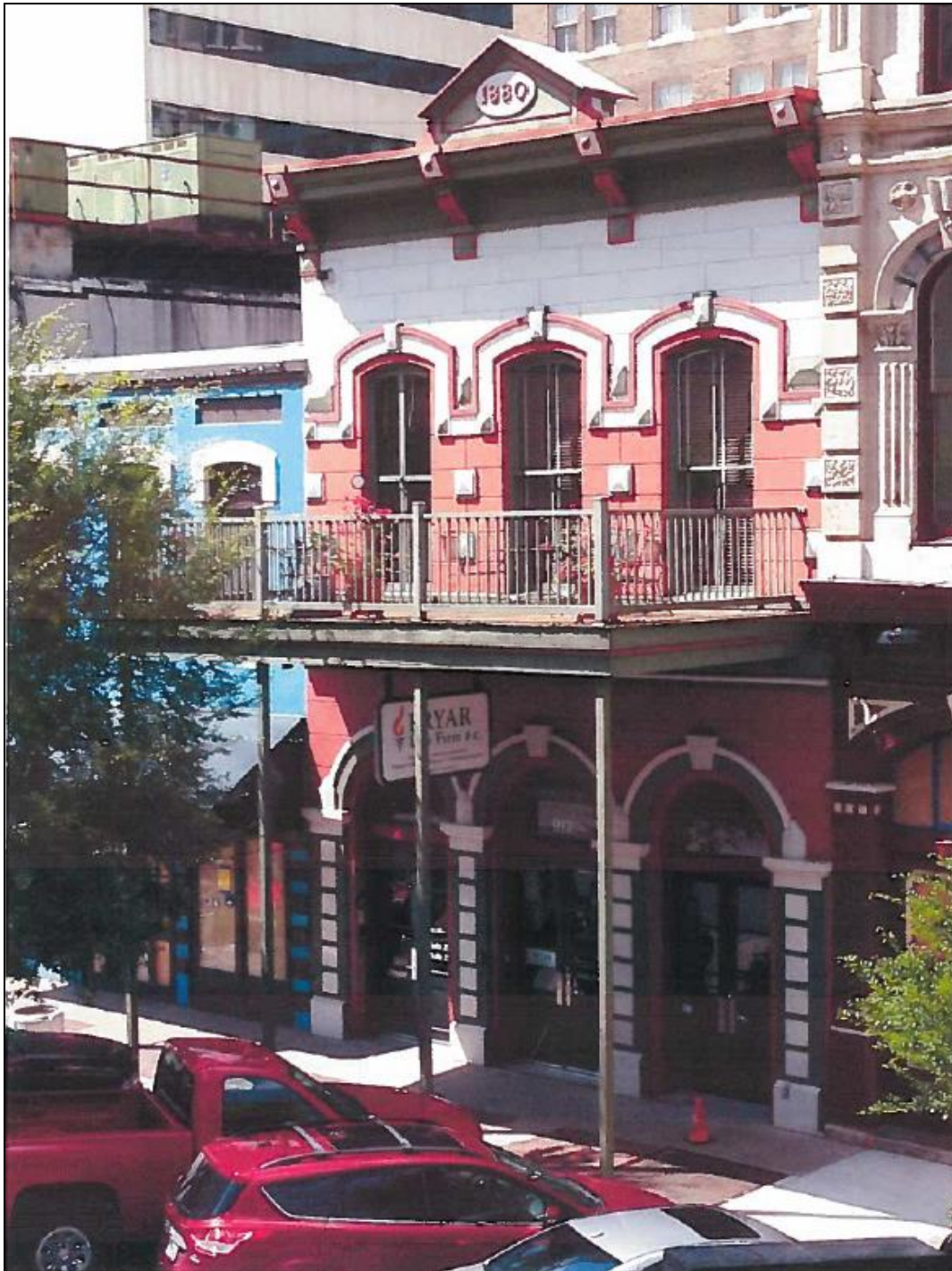


EXHIBIT B

PHOTO

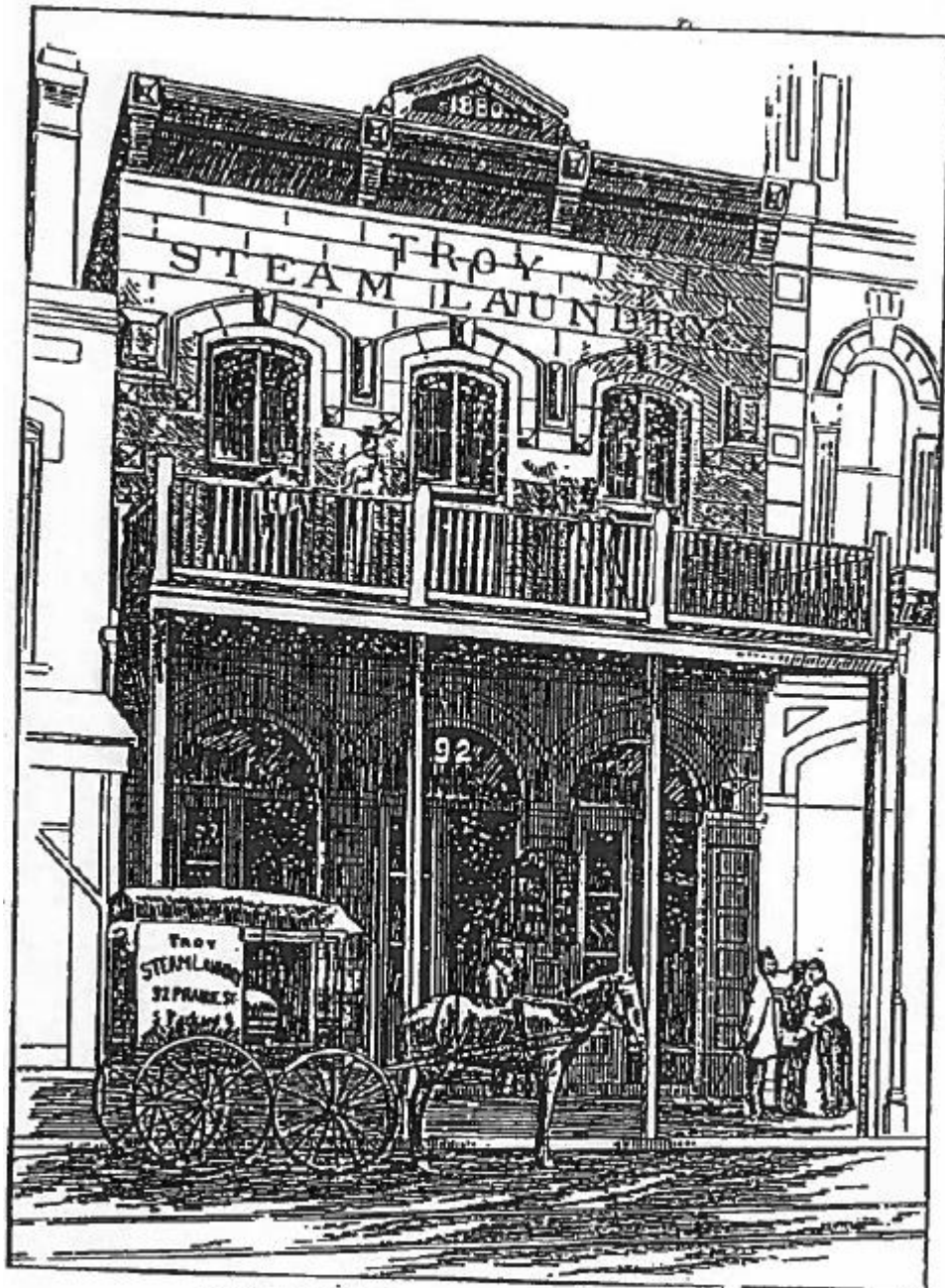
THE SCHOLIBO BUILDING

912 PRAIRIE STREET

1981



EXHIBIT C
DRAWING
THE SCHOLIBO BUILDING
912 PRAIRIE STREET



TROY LAUNDRY, SI PACKARD, PROPRIETOR.

EXHIBIT D
THE SHOE MARKET ADVERTISEMENT
 HOUSTON POST JANUARY 14, 1917

912 Prairie SHOE MARKET 912 Prairie
 Five Days from Now 2. Five Days from Now 2.

Why Pay Exorbitant Prices?
 Buy Your Shoes Here and Save the Difference

The Shoe Market is "Houston's Greatest Bargain Shoe Store"

912 Prairie SHOE MARKET 912 Prairie
 Five Days from Now 2. Five Days from Now 2.

EXHIBIT D
THE SALVAGE MAN/NATIONAL SALVAGE ADVERTISEMENT
 HOUSTON POST APRIL 23, 1913

I Will
Sell Any
Part
of This
Stock to
Dealers

FIRE SALE 912 Prairie AVENUE

BETWEEN MAIN AND FANNIN STREETS

KRUPP & TUFLY'S STOCK OF FIRE DAMAGED SHOES

Such Prices on Shoes of This Quality Is Just Like Giving You Money

I Will
Sell Any
Part
of This
Stock to
Dealers

NOTE THE PRICES!

PRICES ON MEN'S SHOES				PRICES ON WOMEN'S SHOES				PRICES ON CHILDREN'S SHOES			
ORIGINAL PRICE	SALE PRICE	ORIGINAL PRICE	SALE PRICE	ORIGINAL PRICE	SALE PRICE	ORIGINAL PRICE	SALE PRICE	ORIGINAL PRICE	SALE PRICE	ORIGINAL PRICE	SALE PRICE
\$2.00	\$1.55	\$5.00	\$3.85	\$2.00	\$1.40	\$5.00	\$3.10	85c	55c	\$2.00	\$1.40
\$2.50	\$1.65	\$6.00	\$4.65	\$2.50	\$1.65	\$6.00	\$3.65	\$1.00	70c	\$2.50	\$1.65
\$3.00	\$2.20	\$6.50	\$4.80	\$3.00	\$1.95	\$7.00	\$3.65	\$1.25	85c	\$3.00	\$1.85
\$3.50	\$2.60	\$7.00	\$4.95	\$3.50	\$2.30	\$7.00	\$3.65	\$1.50	\$1.00	\$3.50	\$2.00
\$4.00	\$2.90	\$10.00	\$6.90	\$4.00	\$2.55	\$8.00	\$3.65	\$1.75	\$1.25		

White Canvas Colonials; all sizes \$1.60
—\$1.00 value—
With this lot goes four broken lines of
white low cuts worth up to \$4.00.
White Nubuck Buttons in high \$2.55
Big lot of high tops and velvets also at
this price in all sizes.

Over 1000 pairs of best makes of ladies
low cuts in every size and kind \$1.95
Our entire stock of highest grade Children's
Shoes made at extra special
prices.
READ LIST ABOVE.

EXTRA SPECIALS

3000 Pairs of Howarth & Foster Men's
Shoes—worth \$4.00—the best value in
Houston at \$4.00—
now **\$2.90**
500 Pairs of Boys' Shoes; all solid leather,
worth \$1.50 and \$1.75—
\$1.00 A PAIR

Entire stock of Boys' Low Cut Shoes,
worth \$3.00 and \$3.50; sizes badly broken
\$1.65
All 20c Polishes of every kind made 10c
All the 10c standard goods 5c

912 Prairie Ave. | I. R. HOPKINS (The Salvage Man) || I. R. HOPKINS (The Salvage Man) | 912 Prairie Ave.

EXHIBIT D
1886 HOUSTON DIRECTORY

Scholibo Charles, baker C. F. Scholibo, h. same.
SCHOLIBO CHARLES F., Bakery and Confectionery, ss
Franklin bt Jackson, Chenevert, r. 202 Franklin cor Jackson.
Scholibo Edward, collector J. R. Morris, h. C. F. Scholibo.
Scholibo Joseph H., r. 32 Spruce bt Bramble, Race.
Scholibo William, clk C. F. Scholibo, h. same.

EXHIBIT E
SITE MAP
THE SCHOLIBO BUILDING
912 PRAIRIE
STREET





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District F

Item Creation Date: 11/30/2016

25DW22-PSA Khawar

Agenda Item#: 21.

Summary:

ORDINANCE approving and authorizing Purchase and Sale Agreement between the City of Houston, Texas, Seller, and **KHAWAR & SONS, INC**, Purchaser, for the sale of approximately 2.0432 acres of land located at 15085 Bellaire Boulevard, Houston, Harris County, Texas [Parcel No. SY11-058], for \$578,520.00 - **DISTRICT F - LE**

Background:

On April 11, 2012, Motion No. 2012-0285, City Council declared Parcel **SY11-058** to be surplus and authorized its sealed bid sale. Subsequently, on June 8, 2016, Ordinance No. 2016-0433, City Council authorized a Marketing Agreement with James Robertson, Jr. dba WorkSpace Commercial Real Estate (WorkSpace) to actively market the property for sale.

Parcel **SY11-058** is a vacant lot consisting of 89,003 square feet, or approximately 2.0432 acres, located at 15085 Bellaire Boulevard. The tract was intended to be developed as a public library and is situated in the southwestern part of Houston, along the southern line of Bellaire Boulevard and the eastern line of Winkleman Road. The property's highest and best use is considered to be commercial. WorkSpace actively marketed the property to developers, investors, builders and end users and listed the property on the Houston Association of Realtors website. The City received two offers. Khawar & Sons, Inc. submitted the highest offer.

Therefore, the General Services Department recommends that City Council approve and authorize a Purchase and Sale Agreement with Khawar & Sons, Inc. for Parcel **SY11-058** for a purchase price of \$578,520.00, which is over the appraised market value. It is further recommended that City Council authorize the Mayor to execute and the City Secretary to attest a Special Warranty Deed conveying the property to Khawar & Sons, Inc.

After payment of a 4% brokerage commission to WorkSpace, pursuant to the Marketing Agreement, the net sale proceeds will be directed to the General Fund.

Prior Council Action:

Motion No. 2012-0285; April 11, 2012

Ordinance No. 2016-0433; June 8, 2016

Contact Information:

Jacquelyn L. Nisby

Phone: 832-393-8023

ATTACHMENTS:

Description




RCA-15085 Bellaire Blvd PSA Khawar & Sons
15085 Bellaire Blvd-Area Map

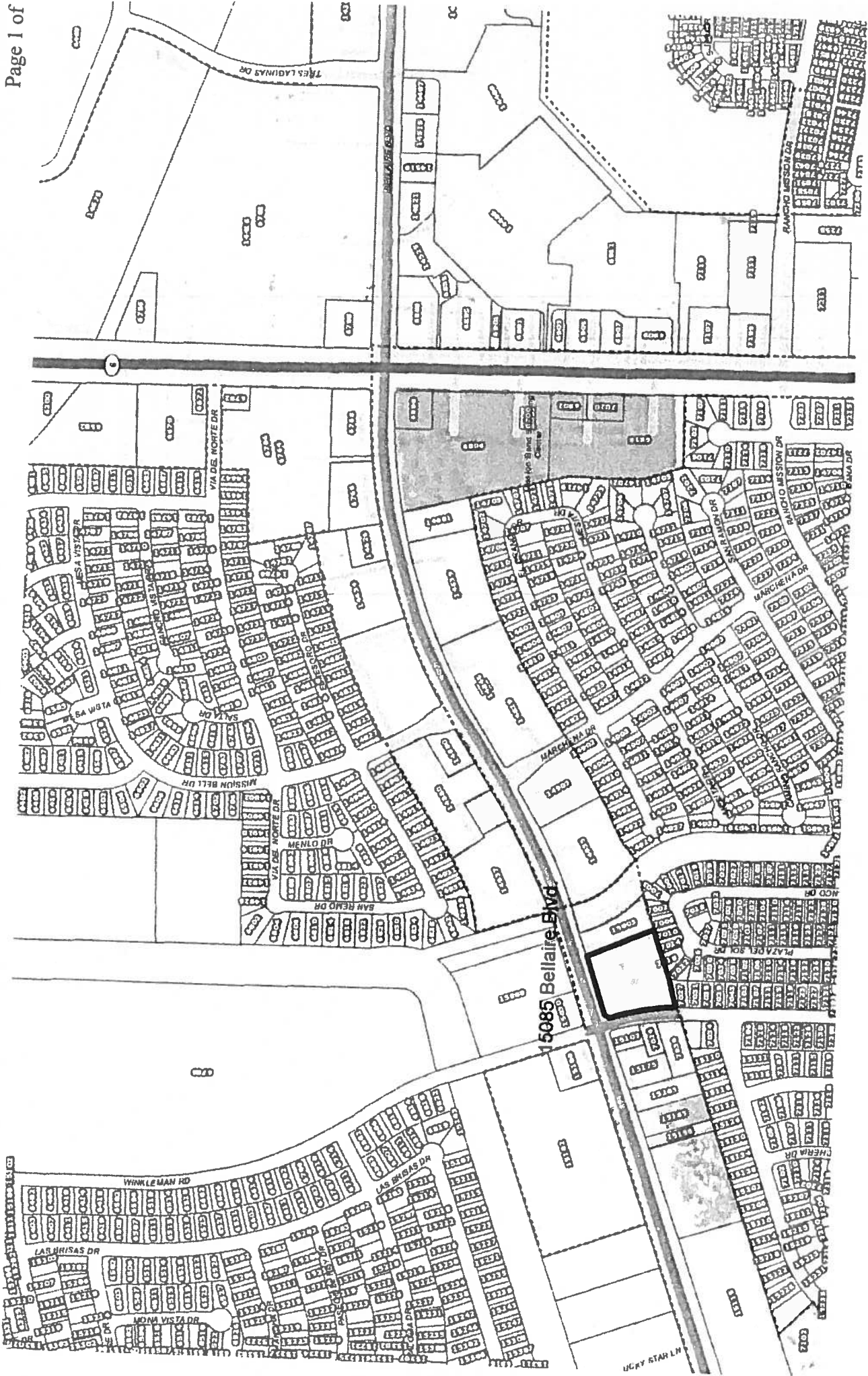
Type

Signed Cover sheet
Backup Material

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Purchase and Sale Agreement between the City of Houston (Seller) and Khawar & Sons, Inc. (Purchaser) for the sale of land located at 15085 Bellaire Blvd., Houston, Harris County, Texas for the Houston Public Library (Parcel SY11-058).		Page 1 of 1	Agenda Item
FROM (Department or other point of origin): General Services Department		Origination Date:	Agenda Date:
DIRECTOR'S SIGNATURE: C. J. Messiah, Jr., Interim Director  11/30/16		Council District affected: F	
For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023		Date and identification of prior authorizing Council action: Motion No. 2012-0285; April 11, 2012 Ordinance No. 2016-0433; June 8, 2016	
RECOMMENDATION: Approve and authorize a Purchase and Sale Agreement between the City of Houston (Seller) and Khawar & Sons, Inc. (Purchaser) for the sale of 2.0432 acres of vacant land located at 15085 Bellaire Blvd., Houston, Harris County, Texas for a purchase price of \$578,520.00. (Parcel SY11-058).			
Amount and Source of Funding: Revenue		Finance Budget:	
SPECIFIC EXPLANATION: On April 11, 2012, Motion No. 2012-0285, City Council declared Parcel SY11-058 to be surplus and authorized its sealed bid sale. Subsequently, on June 8, 2016, Ordinance No. 2016-0433, City Council authorized a Marketing Agreement with James Robertson, Jr. dba WorkSpace Commercial Real Estate (WorkSpace) to actively market the property for sale. Parcel SY11-058 is a vacant lot consisting of 89,003 square feet, or approximately 2.0432 acres, located at 15085 Bellaire Boulevard. The tract was intended to be developed as a public library and is situated in the southwestern part of Houston, along the southern line of Bellaire Boulevard and the eastern line of Winkleman Road. The property's highest and best use is considered to be commercial. WorkSpace actively marketed the property to developers, investors, builders and end users and listed the property on the Houston Association of Realtors website. The City received two offers. Khawar & Sons, Inc. submitted the highest offer. Therefore, the General Services Department recommends that City Council approve and authorize a Purchase and Sale Agreement with Khawar & Sons, Inc. for Parcel SY11-058 for a purchase price of \$578,520.00, which is over the appraised market value. It is further recommended that City Council authorize the Mayor to execute and the City Secretary to attest a Special Warranty Deed conveying the property to Khawar & Sons, Inc. After payment of a 4% brokerage commission to WorkSpace, pursuant to the Marketing Agreement, the net sale proceeds will be directed to the General Fund. CJM:HB:JLN:DW:dw xc: Marta Crinejo, Anna Russell, Jacquelyn L. Nisby, John Middleton			
REQUIRED AUTHORIZATION		CUIC ID# 25 DW 22	
General Services Department:  Humberto Bautista, P.E. Assistant Director			





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date:

HHD - Zika

Agenda Item#: 22.

Summary:

ORDINANCE approving and authorizing the Director of the City of Houston Health Department ("Director") to accept a grant award from the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the Surveillance, Intervention and Referral to Services Activities for infants with Microcephaly or other adverse outcomes linked with the Zika Virus - High Risk Local Areas; declaring the City's eligibility for such grant; authorizing the Director to expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant

Background:

The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing the Director of the Houston Health Department to accept a grant award from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for surveillance, intervention, and referral to services activities for infants with microcephaly or other adverse outcomes linked with the Zika virus-High Risk Local Areas. The budget period is from 9/1/2016 through 8/31/2017. The project period is from 9/1/2016 through 8/31/2021. The current budget period total amount is \$399,608.00. The anticipated amount for the total project period is \$1,998,040.00. HHD also requests City Council to authorized the Director or his designee to act as the City's representative in the application process with the authority to apply for, accept and expend the grant funds, as awarded, and to apply for and accept and expend all subsequent awards, if any, to extend the budget period, and to authorize the Mayor to execute all related contracts, agreements and documents with the approval of the City Attorney in connection with the grant not to exceed five years. This project focuses on adverse outcomes of Zika virus in high risk counties and cities with endemic transmission and potential cases associated with high volume of travel from endemic countries and areas with observed distribution of *Aedes Aegypti* and *Aedes Albopictus* mosquitoes. Funding from this grant will allow HHD to establish a rapid active surveillance of microcephaly and select central nervous system defects associated with Zika virus infection for all pregnancy outcomes, including live births and fetal deaths in the Houston jurisdiction. By using an active case finding methodology and standard case definition as defined by CDC, data collected will be used for public health monitoring and prevention activities such as:

1. Engaging the development of a customized data exchange interface with existing systems to support the surveillance strategies and reporting requirements of the project
2. Targeting large medical group practices in Houston to survey their willingness and Electronic Medical Record (EMR) capability. This will allow HHD to extend the scope of its electronic health data interactions

beyond hospitals and commercial labs to include physician practices Establishing a Zika virus work group focused on the potential neonatal effects of the virus and its impact on public health

3. Developing print material presenting Zika related data on best practices for Zika prevention and the health, intervention, social and ancillary services available to children with MCNS and their families. The print material will be translated into five languages (Spanish, Vietnamese, Chinese, Urdu, and Arabic) to facilitate the wide, diverse, and effective dissemination of the print messages

Expected outcomes include:

1. Improved rapid and accurate ascertainment of the Zika virus in Houston via increased collaborative surveillance efforts with the Texas Birth Defects Registry
2. Increased government, clinical, academic, and community partnerships for coordinated outbreak prevention and response in Houston
3. Improved use of surveillance data to improve policy, electronic health information exchange, birth, health and developmental outcomes, quality and duration of life
4. Increased awareness among at-risk populations about the identification and prevention of Zika virus infection
5. Increased knowledge by public health professionals about pregnancy outcomes, both affected and unaffected, as well as percent live born versus pregnancy loss

Current grant funding provides \$277,692.00 in personnel costs (4 FTEs) and \$121,916.00 in program expenses. The total project period funding amount (\$1,998,040.00) is expected to provide \$1,388,460.00 in personnel cost 4. (4 FTEs) and \$609,580.00 in program expenses.

Amount of Funding:

Current Amount of Grant Award:	\$ 399,608.00	Anticipated Total Project
Amount:	\$ 1,998,040.00	
Federal Government Grant:	Fund 5000	

Contact Information:

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

ATTACHMENTS:

Description	Type
RCA	Signed Cover sheet

SUBJECT: An ordinance authorizing the Director of the Houston Health Department to accept a grant award from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for surveillance, intervention, and referral to services activities for infants with microcephaly or other adverse outcomes linked with the Zika virus-High Risk Local Areas	Category # 9	Page 1 of 2	Agenda Item #
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FROM (Department or other point of origin): Houston Health Department	Origination Date 11/30/2016	Agenda Date
---	---------------------------------------	--------------------

DIRECTOR'S SIGNATURE: 	Council District affected: ALL
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For additional information contact: Kathy Barton Telephone: 832-393-5045; 713-826-5801	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) An ordinance authorizing the Director of the Houston Health Department to accept a grant award from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for surveillance, intervention, and referral to services activities for infants with microcephaly or other adverse outcomes linked with the Zika virus-High Risk Local Areas; declaring the City's eligibility for such grant; authorizing the Director to expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to this grant.

Current Amount of Grant Award: \$ 399,608.00 Anticipated Total Project Amount: \$1,998,040.00 Federal Government Grant: Fund 5000	Finance Department:
---	----------------------------

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

SPECIFIC EXPLANATION: The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing the Director of the Houston Health Department to accept a grant award from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for surveillance, intervention, and referral to services activities for infants with microcephaly or other adverse outcomes linked with the Zika virus-High Risk Local Areas. The budget period is from 9/1/2016 through 8/31/2017. The project period is from 9/1/2016 through 8/31/2021. The current budget period total amount is \$399,608.00. The anticipated amount for the total project period is \$1,998,040.00.

HHD also requests City Council to authorized the Director or his designee to act as the City's representative in the application process with the authority to apply for, accept and expend the grant funds, as awarded, and to apply for and accept and expend all subsequent awards, if any, to extend the budget period, and to authorize the Mayor to execute all related contracts, agreements and documents with the approval of the City Attorney in connection with the grant not to exceed five years.

This project focuses on adverse outcomes of Zika virus in high risk counties and cities with endemic transmission and potential cases associated with high volume of travel from endemic countries and areas with observed distribution of *Aedes Aegypti* and *Aedes Albopictus* mosquitoes. Funding from this grant will allow HHD to establish a rapid active surveillance of microcephaly and select central nervous system defects associated with Zika virus infection for all pregnancy outcomes, including live births and fetal deaths in the Houston jurisdiction. By using an active case finding methodology and standard case definition as defined by CDC, data collected will be used for public health monitoring and prevention activities such as:

1. Engaging the development of a customized data exchange interface with existing systems to support the surveillance strategies and reporting requirements of the project
2. Targeting large medical group practices in Houston to survey their willingness and Electronic Medical Record (EMR) capability. This will allow HHD to extend the scope of its electronic health data interactions beyond hospitals and commercial labs to include physician practices

REQUIRED AUTHORIZATION

Finance Department	Other Authorization:	Other Authorization:
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Date 10/03/2016	Subject: An ordinance authorizing and approving the Director of the Houston Health Department to accept a grant award from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) for surveillance, intervention, and referral to services activities for infants with microcephaly or other adverse outcomes linked with the Zika virus-High Risk Local Areas	Originator's Initials	Page 2 of 2
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3. Establishing a Zika virus work group focused on the potential neonatal effects of the virus and its impact on public health
4. Developing print material presenting Zika related data on best practices for Zika prevention and the health, intervention, social and ancillary services available to children with M/CNS and their families. The print material will be translated into five languages (Spanish, Vietnamese, Chinese, Urdu, and Arabic) to facilitate the wide, diverse, and effective dissemination of the print messages

Expected outcomes include:

1. Improved rapid and accurate ascertainment of the Zika virus in Houston via increased collaborative surveillance efforts with the Texas Birth Defects Registry
2. Increased government, clinical, academic, and community partnerships for coordinated outbreak prevention and response in Houston
3. Improved use of surveillance data to improve policy, electronic health information exchange, birth, health and developmental outcomes, quality and duration of life
4. Increased awareness among at-risk populations about the identification and prevention of Zika virus infection
5. Increased knowledge by public health professionals about pregnancy outcomes, both affected and unaffected, as well as percent live born versus pregnancy loss

Current grant funding provides \$277,692.00 in personnel costs (4 FTEs) and \$121,916.00 in program expenses.

The total project period funding amount (\$1,998,040.00) is expected to provide \$1,388,460.00 in personnel cost (4 FTEs) and \$609,580.00 in program expenses.

cc: Finance Department
Legal Department
Agenda Director



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/3/2016

HHD - Support Services for older adults contract amendments

Agenda Item#: 23.

Summary:

ORDINANCE approving and authorizing fourth amendments to various vendor agreements between the City and **ALPHA EYECARE ASSOCIATES PLLC, ALZHEIMER'S ASSOCIATION - HOUSTON & SOUTHEAST TEXAS CHAPTER, CHINESE COMMUNITY CENTER, INC, COUNCIL FOR HEALTH EDUCATION AND DEVELOPMENT, LLC, DINSMORE MEDICAL SYSTEMS, LLC, GATEWAY TO CARE, LONE STAR LEGAL AID, MONTROSE COUNSELING CENTER, INC, HEIGHTS HEARING AIDS, LLC, RONALD L. NORSWORTHY, INC, dba HOME HELPERS OF FORT BEND, TEXAS SOUTHERN UNIVERSITY,** and the **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON,** respectively, to extend the term of the contracts for support services to the elderly provided through the **HARRIS COUNTY AREA AGENCY ON AGING;** approving and authorizing fifth amendments to various vendor agreements between the City and **MPJ AUDIOLOGY CONSULTANT, LLC, NEIGHBORHOOD CENTERS, INC,** and **PERRYLEE HOME HEALTH CARE SERVICES, INC,** respectively, to extend the term of the contracts for support services to the elderly provided through the Harris County Area Agency on Aging; approving an ordinance amending Ordinance Number 2009-0689, as amended, to increase the maximum contract amount of the contract between the City and **DINSMORE MEDICAL SYSTEMS, LLC** for support services

Amount of Funding:

Dinsmore Medical Services, LLC

Current Maximum Contract Amount: \$95,000

Additional Funding: \$40,000

New Maximum Contract Amount: \$135,000

Contact Information:

Kathy Barton

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

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 12/6/2016

HFD - Assistance to Firefighters Grant FY16 FEMA

Agenda Item#: 24.

Summary:

ORDINANCE approving and authorizing submission of an Electronic Application for Grant Assistance to the Federal Emergency Management Agency, for the FY2016 Assistance to Firefighters Grant Program; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Fire Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

Background:

Approval of an ordinance authorizing the application and acceptance of award for the Federal Emergency Management Agency (FEMA) FY 2016 Assistance to Firefighters Grant Program.

SPECIFIC EXPLANATION:

The Houston Fire Department (HFD) requests City Council approve an ordinance authorizing the application and acceptance of award for the Federal Emergency Management Agency (FEMA) FY 2016 Assistance to Firefighters Grant Program in the amount of \$1,150,049, with a cash match of \$172,507 for a total program cost of \$1,322,556.

The intent of this program is to address multiple core competencies identified in the National Preparedness Goal through the introduction of the Blue Card Hazard Zone Incident Command Training and Certification Program (Blue Card). The Blue Card program will enable HFD to improve upon issues related to fire management and suppression, threat and hazard identification, operational coordination, and operational communication. These issues, along with a multitude of other suggestions, have been identified in HFD's catalog of Line-of-Duty-Death (LODD) reports prepared by the National Institute for Occupational Safety and Health (NIOSH). The goal of the department is to certify every Command Staff Chief Officer, Deputy Chief, District Chief, Senior Captain, Captain and Incident Command Technician in the Blue Card Program.

HFD will utilize funding to bring 709 members in on overtime to complete the manipulative learning labs in order to complete the Blue Card training and become certified incident commanders.

Amount of Funding:

\$172,507 General Fund Cash Match (Fund 1800)

\$1,150,049 Federal Grant (Fund 5000)

Total Project: \$1,322,556

Contact Information:

Bryan Sky-Eagle

Phone: 832-394-6762

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/22/2016

L11358-A1 - Fire Protection Services - Cypress Creek - ORDINANCE

Agenda Item#: 25.

Summary:

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CYPRESS CREEK VOLUNTEER FIRE DEPARTMENT** for Fire Protection Services to extend the term and amend the equipment requirement; amending Ordinance No. 2011-1183 to increase the maximum contract amount - \$463,000.00 - General Fund

Background:

L11358-A1 – Approve an amending ordinance authorizing a first amendment to the contract 4600011358 between the City of Houston and Cypress Creek Volunteer Fire Department, to extend the contract term from December 31, 2016 to December 31, 2021, to revise the response and protocol, and increase the maximum contract amount from \$305,000.00 to \$768,000.00 for supplemental firefighting services for the Houston Fire Department.

Specific Explanation:

The Fire Chief for the Houston Fire Department and the Chief Procurement Officer recommend that City Council approve an amending ordinance authorizing a first amendment to contract between the City of Houston and **Cypress Creek Volunteer Fire Department (CCVFD)**, to extend the contract term from **December 31, 2016 to December 31, 2021**, revise the response and protocol of the scope of services, and increase the maximum contract amount from **\$305,000.00 to \$768,000.00** for supplemental firefighting services within an area of the City of Houston known as the (“City”) Willowbrook Mall area for the Houston Fire Department.

As consideration for performance of supplemental firefighting services, the City shall pay CCVFD an amount of compensation determined annually based upon a rate of \$0.01 per \$100.00 of assessed valuation of all taxable property within the Fire Protection Area as certified by the Harris County Appraisal District for the immediately preceding tax year.

Under the terms of this current contract, CCVFD provides manpower and firefighting equipment when responding to all “Standard Box Alarms” assignments, and responds to all “Still Alarms” and to major accidents requiring extrication as well. The Response and Protocol section of the scope of services is amended requiring CCVFD to supply the following equipment: (2) 2 FEMA Type 1 Engine, and (1) 100-ft. Aerial Ladder Truck when responding to all “Standard Box Alarm” assignments, or greater, as requested by HFD, and that additional equipment be made available

upon request by the City, when necessary. CCVFD shall also ensure that a minimum of four (4) personnel per apparatus respond to any incident within the Fire Protection Area.

M/WBE Participation:

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

Fiscal Note:

Funding for this item is included in the FY17 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Ordinance 2011-1183 approved by City Council on December 21, 2011

Amount of Funding:

\$463,000.00

General Fund (1000)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Rodney West, Interim Fire Chief	HFD	832.394.6731
Richard Morris, Division Manager	FIN/SPD	832.393.8736
Greg Hubbard, Sr. Procurement Specialist	FIN/SPD	832.393-8748

ATTACHMENTS:

Description

MWBE Waiver
RCA#L11358-A1 CCVFD

Type

Backup Material
Signed Cover sheet



Memorandum

To: Carlecia D. Wright, Director
Mayor's Office of Business Opportunity

From: Terry A. Garrison, Chief
Houston Fire Department

Date: November 30, 2011

Subject: MWBE Participation Waiver Request

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

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

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

If requesting a revision, how many solicitations were received:

Solicitation Number: _____ Estimated Dollar Amount: \$305,000 Goal on Last Contract: 0%

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

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

Name and Intent of this Solicitation: The contract will be to provide supplemental fire protection services in the Willowbrook Mall area for the Houston Fire Department.

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

The scope of services has no potential for M/WBE participation due to the fact that the all services and maintenances on any repairs are done solely by Cypress Creek Volunteer Fire Department. There is no actual on-site service or installation provided. Therefore the Houston Fire Department is requesting from the Mayor's Office of Business Opportunity approval of a Zero (0%) percent goal for the above-referenced agreement.

Concurrence:

Fire Chief

Deputy Director

Robert Gallegos, Assistant Director

*Office of Business Opportunity

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





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/22/2016

L11358-A1 - Fire Protection Services - ORDINANCE

Agenda Item#: 23.

Background:

L11358-A1 – Approve an amending ordinance authorizing a first amendment to the contract 4600011358 between the City of Houston and Cypress Creek Volunteer Fire Department, to extend the contract term from December 31, 2016 to December 31, 2021, to revise the response and protocol, and increase the maximum contract amount from \$305,000.00 to \$768,000.00 for supplemental firefighting services for the Houston Fire Department.

Specific Explanation:

The Fire Chief for the Houston Fire Department and the Chief Procurement Officer recommend that City Council approve an amending ordinance authorizing a first amendment to contract between the City of Houston and CCVFD, to extend the contract term from December 31, 2016 to December 31, 2021, revise the response and protocol of the scope of services, and increase the maximum contract amount from \$305,000.00 to \$768,000.00 for supplemental firefighting services within an area of the City of Houston known as the ("City") Willowbrook Mall area for the Houston Fire Department.

As consideration for performance of supplemental firefighting services, the City shall pay CCVFD an amount of compensation determined annually based upon a rate of \$0.01 per \$100.00 of assessed valuation of all taxable property within the Fire Protection Area as certified by the Harris County Appraisal District for the immediately preceding tax year.


Under the terms of this current contract, CCVFD provides manpower and firefighting equipment when responding to all "Standard Box Alarms" assignments, and responds to all "Still Alarms" and to major accidents requiring extrication as well. The Response and Protocol section of the scope of services is amended requiring CCVFD to supply the following equipment: (2) 2 FEMA Type 1 Engine, and (1) 100-ft. Aerial Ladder Truck when responding to all "Standard Box Alarm" assignments, or greater, as requested by HFD, and that additional equipment be made available upon request by the City, when necessary. CCVFD shall also ensure that a minimum of four (4) personnel per apparatus respond to any incident within the Fire Protection Area.

M/WBE Participation:

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

Fiscal Note:

Funding for this item is included in the FY17 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.



John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Ordinance 2011-1183 approved by City Council on December 21, 2011

Amount of Funding:

\$463,000.00

General Fund (1000)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Rodney West, Interim Fire Chief	HFD	832.394.6731
Richard Morris, Division Manager	FIN/SPD	832.393.8736
Greg Hubbard, Sr. Procurement Specialist	FIN/SPD	832.393-8748



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/18/2016

ARA-Centerpoint Gas Rate - Suspend

Agenda Item#: 26.

Summary:

ORDINANCE relating to the retail gas rates of **CENTERPOINT ENERGY ENTEX** within the City of Houston, Texas; suspending for ninety days the effective date of new rates and revised rate schedules; maintaining current rates in effect

Background:

Background

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance suspending for 90 days the effective date of the revised rate schedules and tariffs filed by CenterPoint Energy Resources Corporation d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas (CenterPoint) for all customers within the City of Houston and otherwise maintaining current rates in effect until changed.

CenterPoint provides natural gas distribution services in the Houston metropolitan area. The City of Houston exercises original jurisdiction over the rates, operations, and services of CenterPoint under the provisions of the Texas Utilities Code for customers inside city limits.

On November 16, 2016, CenterPoint filed a Statement of Intent to Increase Rates in the Texas Gulf Division with the City. CenterPoint's proposed increase will impact approximately 1.3 million customers within the Texas Gulf Division. Of this total, CenterPoint serves approximately, 380,000 residential, 23,000 small general service, and 1,200 large volume customers within Houston.

CenterPoint is requesting a \$31 million rate increase for service to retail gas customers within the Texas Gulf Division, of which approximately \$8.3 million will be collected from Houston customers. The attached notice summarizes the Company's estimate of the overall impact on the average customer bill for all customer classes. A complete copy of the Company's filed statement of intent is available for review in the City Secretary's Office.

In addition, CenterPoint is proposing to consolidate the Texas Coast Division and the Houston Division into a single division, the Texas Gulf Division. CenterPoint is also proposing changes to existing rate schedules and riders and is proposing two new riders: 1) a safety and system integrity rider that will allow the Company to recover costs associated with pipeline safety and integrity management activities and 2) a rate schedule to recover the rate-case expenses incurred in this proceeding.

Pursuant to the Texas Utilities Code, CenterPoint's request will take effect January 6, 2017 unless City Council adopts an ordinance suspending the proposed effective date. The City, as regulatory authority,

is allowed to suspend the proposed effective date for 90 days — to April 6, 2017. A rate expert will be engaged to assist with the review and to prepare a final recommendation.

ARA recommends that City Council approve an ordinance suspending for 90 days the effective date of revised rate schedules and tariffs filed by CenterPoint for all customers within the City of Houston and maintaining existing rates until changed.

Departmental Approval Authority:

**Tina Paez, Director
Administration & Regulatory
Affairs Department**

Other Authorization

Contact Information:

Lara Cottingham Phone:(832) 393-8503

Alisa Talley Phone:(832) 393-8531

ATTACHMENTS:

Description

RCA

11.18.2016 CenterPoint Gas Rate Proposed
Notice

Type

Signed Cover sheet

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/6/2016

All

Item Creation Date: 11/18/16

ARA- CenterPoint Gas Rate - Suspend

Background

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance suspending for 90 days the effective date of the revised rate schedules and tariffs filed by CenterPoint Energy Resources Corporation d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas (CenterPoint) for all customers within the City of Houston and otherwise maintaining current rates in effect until changed.

CenterPoint provides natural gas distribution services in the Houston metropolitan area. The City of Houston exercises original jurisdiction over the rates, operations, and services of CenterPoint under the provisions of the Texas Utilities Code for customers inside city limits.

On November 16, 2016, CenterPoint filed a Statement of Intent to Increase Rates in the Texas Gulf Division with the City. CenterPoint's proposed increase will impact approximately 1.3 million customers within the Texas Gulf Division. Of this total, CenterPoint serves approximately, 380,000 residential, 23,000 small general service, and 1,200 large volume customers within Houston.

CenterPoint is requesting a \$31 million rate increase for service to retail gas customers within the Texas Gulf Division, of which approximately \$8.3 million will be collected from Houston customers. The attached notice summarizes the Company's estimate of the overall impact on the average customer bill for all customer classes. A complete copy of the Company's filed statement of intent is available for review in the City Secretary's Office.

In addition, CenterPoint is proposing to consolidate the Texas Coast Division and the Houston Division into a single division, the Texas Gulf Division. CenterPoint is also proposing changes to existing rate schedules and riders and is proposing two new riders: 1) a safety and system integrity rider that will allow the Company to recover costs associated with pipeline safety and integrity management activities and 2) a rate schedule to recover the rate-case expenses incurred in this proceeding.

Pursuant to the Texas Utilities Code, CenterPoint's request will take effect January 6, 2017 unless City Council adopts an ordinance suspending the proposed effective date. The City, as regulatory authority, is allowed to suspend the proposed effective date for 90 days — to April 6, 2017. A rate expert will be engaged to assist with the review and to prepare a final recommendation.

ARA recommends that City Council approve an ordinance suspending for 90 days the effective date of revised rate schedules and tariffs filed by CenterPoint for all customers within the City of Houston and maintaining existing rates until changed.

PUBLIC NOTICE

On November 16, 2016, CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas (“CenterPoint Texas” or the “Company”), filed a Statement of Intent to Increase Rates (“Statement of Intent”) in its Houston and Texas Coast Divisions. In addition to requesting a change in rates, the Company is proposing to consolidate the Houston and Texas Coast Divisions into a new single division, the Texas Gulf Division. The Statement of Intent was filed with each regulatory authority having original jurisdiction over the gas utility rates charged by the Company to customers within the proposed Texas Gulf Division. The proposed increase in rates will affect all residential, small commercial and large volume customers within the incorporated cities and unincorporated areas of the Texas Gulf Division. The proposed effective date of the requested rate changes is December 21, 2016. The Texas Gulf Division is comprised of the following cities and surrounding unincorporated areas, who are taking service under the Company’s existing general service rate schedules in the Houston and Texas Coast Divisions:

Houston Division: Bellaire, Bunker Hill Village, Conroe, Cut and Shoot, Deer Park, Galena Park, Hedwig Village, Hilshire Village, Houston, Humble, Hunters Creek Village, Jacinto City, Jersey Village, Meadows Place, Missouri City, Montgomery, Nassau Bay, New Caney, New Waverly, Oak Ridge North, Panorama Village, Pasadena, Piney Point Village, Porter, Roman Forest, Shenandoah, South Houston, Southside Place, Spring, Spring Valley Village, Stafford, West University Place, Willis, and The Woodlands Township.

Texas Coast Division: Alvin, Angleton, Bacliff, Barretts Settlement, Baytown, Beach City, Beasley, Boling, Brookshire, Brookside Village, Channel Area, Clear Lake Shores, Clute, Columbia Lakes, Crosby, Damon, Danbury, Dickinson, East Bernard, El Lago, Freeport, Friendswood, Fulshear, Glen Flora, Highlands, Hillcrest Village, Hitchcock, Hungerford, Iago, Iowa Colony, Jones Creek, Katy, Kemah, Kendleton, Lake Jackson, La Marque, La Porte, League City, Liverpool, Manvel, Mont Belvieu, Morgan’s Point, Needville, New Gulf, Old Ocean, Orchard, Oyster Creek, Pearland, Pecan Grove, Pleak, Richmond, Richwood, Rosenberg, Rosharon, San Leon, Santa Fe, Seabrook, Shoreacres, Sienna Plantation, Sugar Land, Taylor Lake Village, Teal Run, Texas City, Van Vleck, Wallis, Webster, West Columbia, Weston Lakes, and Wharton.

The proposed rates and tariffs are expected to increase CenterPoint Texas’ annual non-gas revenues for the Texas Gulf Division by approximately \$31.0 million or 4.6%¹ including gas costs or 10.7% excluding gas cost. For customers in the Texas Coast Division, this represents an annual increase of approximately 3.0% including gas costs, or 5.0% excluding gas costs for the average residential customer. The proposed revisions to the rate schedules amount to an increase of \$0.93 per month (exclusive of gas cost and revenue-related taxes) for the average residential customer in the Texas Coast Division. For customers in the Houston Division, exclusive of the Conroe Purchased Gas Adjustment (“PGA”) area, this represents an annual increase of approximately 7.3% including gas costs, or 16.2% excluding gas costs. The proposed revisions to the rate schedules amount to an increase of \$2.74 per month (exclusive of gas cost and revenue-related taxes) for the average residential customer in the Houston Division, exclusive of the Conroe PGA area. For customers in the Conroe PGA area within the Houston Division, this

¹ Including an estimate of the effect of consolidating the PGA Rate Schedules.

represents an annual increase of approximately 19.2% including gas costs, or 16.5% excluding gas costs. The proposed revisions to the rate schedules amount to an increase of \$2.80 per month (exclusive of gas cost and revenue-related taxes) for the average residential customer in the Conroe PGA area within the Houston Division. Tables A and B below summarize impacts to customers on a city-by-city basis. The proposed change in rates constitutes a “major change” as that term is defined by Section 104.101 of the Texas Utilities Code. For the unincorporated areas, the proposed change in rates will not become effective until similar changes have become effective within the nearest incorporated city. The rates requested for the unincorporated areas are not specifically tied to any incorporated areas.

The Company proposes to implement the following rates: the Residential customer charge will increase from \$15.85 (Houston) or \$16.17 (Texas Coast) to \$16.75 per bill per month and the commodity charge will change from \$0.03080 (Houston) and \$0.07460 (Texas Coast) to \$0.08514 per Ccf; the General Service-Small customer charge will increase from \$18.07 (Houston) or \$17.20 (Texas Coast) to \$18.25 per bill per month and the commodity charge will change from \$0.04030 (Houston) and \$0.06710 (Texas Coast) to \$0.05797 per Ccf; and the General Service-Large customer charge will change from \$276.79 (Houston) and \$56.45 (Texas Coast) to \$70.00 per bill per month, and the commodity charge will change from \$0.05540 (Houston) and \$.04400 (Texas Coast) to \$0.03408 (Houston) and \$0.03340 (Texas Coast) per Ccf.² As part of this rate change, the Company also seeks approval of new depreciation rates that will be applicable to distribution and general plant assets in the Texas Gulf Division. In addition, the Company seeks a determination that its interim rate adjustments for the Houston Division for the period April 1, 2009 through September 30, 2016 and for the Texas Coast Division for the period October 1, 2014 through September 30, 2016 are just and reasonable in accordance with Texas Utilities Code § 104.301.

Based on the proposed customer rate design, and excluding revenue-related taxes, the average monthly bill for a residential customer, small commercial, and large volume customer in the Texas Gulf Division will change by the amount and percent shown in the tables below:

² The proposed General Service-Large Volume (“GSLV”) commodity charge differs in the Houston and Texas Coast Divisions because Houston Division GSLV customers are served at a pressure base of 14.95 PSI and Texas Coast Division GSLV customers are served at a pressure base of 14.65 PSI.

**For Customers Served Under Houston Division Rate Schedules
(excluding Conroe PGA customers)**

	Average Current Monthly Bill, including Gas Cost*	Average Proposed Monthly Bill, including Gas Cost*	Proposed Monthly Change	Percentage Change with Gas Cost / without Gas Cost
Residential	\$35.35	\$37.94	\$2.59	7.3% / 16.2%
General Service-Small	\$115.42	\$117.80	\$2.38	2.1% / 12.6%
General Service-Large Volume	\$1,513.48	\$1,253.43	\$(260.05)	(17.2)% / (64.1)%

* The adjusted test-year average monthly usage is 34 Ccf for Residential Service, 167 Ccf for General Service Small, and 2,068 Ccf for General Service Large Volume. The current average cost of gas is \$0.54261 per Ccf. The estimated gas cost under the consolidated PGA Rate Schedule is \$0.53817 per Ccf.

**For Customers Served Under Houston Division Rate Schedules
(Conroe PGA customers)**

	Average Current Monthly Bill, including Gas Cost*	Average Proposed Monthly Bill, including Gas Cost*	Proposed Monthly Change	Percentage Change with Gas Cost / without Gas Cost
Residential	\$32.37	\$38.57	\$6.20	19.2 / 16.6%
General Service-Small	\$93.17	\$111.24	\$18.07	19.4% / 12.0%
General Service-Large Volume	\$1,250.94	\$1,192.76	\$(58.18)	(4.7)% / (64.5)%

* The adjusted test-year average monthly usage is 35 Ccf for Residential Service, 156 Ccf for General Service Small, and 1,962 Ccf for General Service Large Volume. The average cost of gas is \$0.44111. The estimated gas cost under the consolidated PGA Rate Schedule is \$0.53817 per Ccf.

For Customers Served Under Texas Coast Rate Schedules

	Average Current Monthly Bill, including Gas Cost*	Average Proposed Monthly Bill, including Gas Cost*	Proposed Monthly Change	Percentage Change with Gas Cost / without Gas Cost
Residential	\$36.22	\$37.32	\$1.10	3.0% / 5.0%
General Service-Small	\$102.41	\$102.90	\$0.49	0.5% / (0.9)%
General Service-Large Volume	\$1,316.42	\$1,317.74	\$1.32	0.1% / (6.5)%

* The adjusted test-year average monthly usage is 33 Ccf for Residential Service, 142 Ccf for General Service Small, and 2,225 Ccf for General Service Large Volume. The average cost of gas is \$0.53299 per Ccf for Residential Service and General Service Small and \$0.52228 per Ccf for General Service Large Volume. The estimated gas cost under the consolidated PGA Rate Schedule is \$0.53817 per Ccf for Residential Service and General Service Small and \$0.52738 per Ccf for General Service Large Volume.

LN. NO.	City/Town	City	Number of Customers			% Change in Non- Gas Revenue	% Change in Revenue Including PGA
			RS	General Service Small	Lg. Vol.		
1	City of	Alvin	4,912	391	15	3.8%	2.3%
2	City of	Angleton	4,118	269	7	3.8%	2.4%
3	City of	Baytown	14,990	817	41	3.8%	2.3%
4	City of	Beach City	432	4	-	4.6%	2.9%
5	Town of	Beasley	92	13	-	3.4%	2.1%
6	City of	Bellaire	5,774	211	7	16.7%	6.2%
7	City of	Brookshire	211	71	3	2.0%	1.3%
8	City of	Brookside Village	438	10	-	4.6%	2.9%
9	City of	Bunker Hill Village	1,264	30	-	25.0%	7.6%
10	City of	Clear Lake Shores	414	20	2	3.5%	2.2%
11	City of	Clute	1,970	179	4	3.2%	2.0%
12	City of	Conroe	14,292	1,195	42	10.7%	16.6%
13	City of	Cut and Shoot	141	19	-	12.9%	17.0%
14	City of	Danbury	404	26	-	4.1%	2.7%
15	City of	Deer Park	9,331	437	7	12.5%	5.7%
16	City of	Dickinson	4,534	181	4	4.1%	2.6%
17	City of	East Bernard	342	53	-	3.9%	2.4%
18	City of	El Lago	869	20	2	4.4%	2.6%
19	City of	Freeport	2,177	181	4	3.7%	2.4%
20	City of	Friendswood	9,251	347	7	4.7%	2.7%
21	City of	Fulshear	1,740	101	-	4.5%	2.6%
22	City of	Galena Park	2,565	118	1	12.9%	6.1%
23	City of	Hedwig Village	556	80	9	3.0%	0.3%
24	City of	Hillcrest Village	267	2	-	4.7%	3.0%
25	City of	Hilshire Village	289	10	-	19.2%	7.3%
26	City of	Hitchcock	1,379	75	2	4.1%	2.6%
27	City of	Houston	382,598	23,542	1,225	9.6%	3.8%
28	City of	Humble	2,493	370	33	-0.2%	-0.6%
29	City of	Hunters Creek Village	1,483	43	-	26.8%	7.7%
30	City of	Jacinto City	2,224	119	4	11.1%	4.7%
31	City of	Jersey Village	2,069	88	11	8.4%	3.1%
32	City of	Jones Creek	472	11	-	4.4%	2.9%
33	City of	Katy	4,040	360	11	3.9%	2.3%
34	Village of	Kemah	507	69	2	3.2%	2.0%
35	City of	Kendleton	35	3	-	4.0%	2.7%
36	City of	La Marque	4,495	220	4	4.0%	2.6%
37	City of	La Porte	8,398	457	7	4.0%	2.5%
38	City of	Lake Jackson	7,150	247	14	4.0%	2.5%
39	City of	League City	25,287	948	2	4.6%	2.7%
40	City of	Liverpool	100	8	19	0.3%	0.4%
41	City of	Manvel	1,388	118	1	4.0%	2.6%
42	City of	Meadows Place	1,510	20	4	10.0%	4.5%
43	City of	Missouri City	19,303	468	15	13.9%	6.1%

CONTINUED ON NEXT PAGE

LN. NO.	City/Town	City	Number of Customers			% Change in Non- Gas Revenue	% Change in Revenue Including PGA
			RS	General Service Small	Lg. Vol.		
44	City of	Montgomery	35	3	-	15.8%	18.9%
45	Town of	Mont Belvieu	1,181	81	2	3.9%	2.3%
46	City of	Morgan's Point	117	15	1	4.6%	2.7%
47	City of	Nassau Bay	1,043	49	3	11.7%	4.3%
48	Town of	Needville	645	60	1	3.8%	2.4%
49	City of	New Waverly	216	32	-	13.9%	18.2%
50	City of	Oak Ridge North	1,088	49	3	11.7%	17.1%
51	Town of	Orchard	93	9	-	3.9%	2.4%
52	City of	Oyster Creek	115	18	-	3.8%	2.5%
53	City of	Panorama Village	1,005	43	-	14.8%	18.1%
54	City of	Pasadena	30,327	1,285	64	10.7%	4.5%
55	City of	Pearland	27,920	1,075	35	4.3%	2.6%
56	City of	Piney Point Village	1,123	29	-	30.7%	7.8%
57	Village of	Pleak	39	2	-	4.4%	2.9%
58	City of	Richmond	2,046	159	8	3.7%	2.3%
59	City of	Richwood	857	34	-	4.2%	2.8%
60	City of	Roman Forest	549	11	-	15.7%	7.1%
61	City of	Rosenberg	6,743	544	11	3.7%	2.3%
62	City of	Santa Fe	1,952	91	2	4.1%	2.6%
63	City of	Seabrook	3,270	153	4	4.2%	2.5%
64	City of	Shenandoah	876	95	11	1.5%	13.9%
65	City of	Shoreacres	591	9	-	4.5%	2.9%
66	City of	South Houston	3,194	216	9	9.4%	3.8%
67	City of	Southside Place	404	31	3	9.7%	2.8%
68	City of	Spring Valley Village	1,450	48	1	17.1%	6.5%
69	City of	Stafford	3,297	318	21	6.4%	2.1%
70	City of	Sugar Land	24,031	728	38	4.5%	2.5%
71	City of	Taylor Lake Village	1,404	8	-	5.0%	2.9%
72	City of	Texas City	9,831	537	17	3.8%	2.4%
73	City of	Wallis	247	31	1	4.0%	2.4%
74	City of	Webster	497	234	25	-1.7%	0.4%
75	City of	West Columbia	764	85	-	3.8%	2.4%
76	City of	West University Place	5,109	105	2	18.2%	6.9%
77	City of	Weston Lakes	1,285	37	-	5.4%	2.9%
78	City of	Wharton	1,781	210	4	3.4%	2.1%
79	City of	Willis	354	88	4	1.7%	13.8%
80	Environs	Houston Environs	484,710	17,722	524	13.4%	5.7%
81	Environs	Texas Coast Environs	98,562	4,204	47	2.7%	2.7%
82	TOTAL		1,265,054	60,397	2,350	9.9%	4.5%

Note: Revenues used to calculate the % Changes in the above table include revenues from Miscellaneous Service Charges.

In addition to the proposed change in rates for the residential, small commercial and large volume classes, CenterPoint Texas is proposing certain modifications to other rate schedules in order to provide uniform tariffs throughout the proposed Texas Gulf Division. For instance, CenterPoint Texas proposes to consolidate its existing Conroe, Houston, and Texas Coast Division PGA rate schedules into a single Rate Schedule PGA-14, based on the existing Texas Coast PGA, which will apply to all general sales customers within the Texas Gulf Division. The proposed consolidated PGA adds language that provides for the inclusion of Federal Energy Regulatory Commission participation costs and bad debt expense, costs to be refunded or recovered from customers pursuant to orders previously issued by the Railroad Commission of Texas (“Commission”), and changes to the reconciliation period of over- or under-recoveries to a 12-month period from August through July of each year. It also removes references to revenue associated fees and taxes that will be recovered through the Franchise Fee Adjustment tariff. The tariff also incorporates changes adopted by the Commission in GUD No. 10432 for the Texas Coast Division that have not previously been approved in the Houston Division.

Additional tariff changes related to consolidation for the Houston Division include revenue-neutral changes to the current Houston Division Tax Adjustment and Franchise Fee Adjustment schedules and Schedule of Miscellaneous Service Charges. These changes are also consistent with rate schedules approved by the Commission in the Texas Coast Division in GUD No. 10432. The revised Tax Adjustment rate schedule will allow the Company to collect from customers in each jurisdiction the actual tax expense levied on the Company by that jurisdiction. The revised Franchise Fee Adjustment schedule will require the Company to maintain on file with the Commission a current listing of cities within the Texas Gulf Division and their applicable franchise fees. The revised Schedule of Miscellaneous Service Charges clarifies certain provisions related to meter testing, disconnections, and collection calls and removes the Encoder Receiver Transmitter (“ERT”) installation charge that is currently included in this schedule in the Houston Division.

The Company is also proposing two new riders that will be applicable to all incorporated and unincorporated areas within the Texas Gulf Division. The Company is proposing a new Safety and System Integrity Rider that will allow the Company to recover costs associated with pipeline safety and integrity management activities. It is also proposing a new rate schedule to recover the rate-case expenses incurred in this proceeding as authorized by the regulatory authority, consistent with the rate-case expense schedules currently in place in the Company’s Texas Coast Division. Rate Schedules R-2094, GSS-2094 and GSLV-625 have also been updated to include language relating to rate-case expense recovery. The amount of rate-case expenses to be recovered, if any, is not known at this time.

Persons with specific questions or who desire additional information about this filing may contact the Company at 888-298-8776. Complete copies of the filed Statement of Intent, including all proposed rates and schedule changes, are available for inspection at CenterPoint Texas’ offices located at 1111 Louisiana, Houston, Texas 77002 and will be posted at www.centerpointenergy.com/texasgulfratecase. In addition, any affected person may file in writing comments or a protest concerning the proposed change in rates with the Docket Services Section of the Hearings Division, Railroad Commission of Texas, P.O. Box 12967, Austin, Texas 78711-2967, at any time within 30 days following the date on which the change would or has become effective, or January 20, 2017, whichever date is later. Persons residing in cities that have retained original jurisdiction may also be required to file comments with their city.

Este aviso tiene como fin informar a los clientes atendidos por la División Texas Gulf de CenterPoint Energy Resources Corp., que opera comercialmente como CenterPoint Energy Entex y CenterPoint Energy Texas Gas (“CenterPoint Texas” o la “Compañía”) que la Compañía ha presentado una solicitud para aumentar las tarifas del servicio público de gas. Esta solicitud afecta a todos los clientes residenciales, así como a los clientes comerciales pequeños y los consumidores de grandes volúmenes incluidos en la División Texas Gulf de la Compañía, que reciben el servicio de gas. Las personas que deseen hacer preguntas específicas o recibir información adicional sobre esta solicitud pueden comunicarse con la Compañía llamando al 800-752-8036.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 9/26/2016

Q14443-A2 Diversified Utility Consultants, Inc. 4 Electric,
Gas and Water Regulatory-ORDINANCE

Agenda Item#: 27.

Summary:

ORDINANCE amending Ordinance No. 2014-443 to increase the maximum contract amount to Contract No. 4600012752 between the City of Houston and **DIVERSIFIED UTILITY CONSULTANTS, INC** for Professional Consulting Services for Electric, Gas and Water Regulatory and Technical Professional Consulting Services for the Administration and Regulatory Affairs Department - \$136,000.00 - General Fund

Background:

S72-Q14443-A2 - Approve an amending ordinance to increase the maximum contract amount to Contract No. 4600012752 from \$340,000.00 to \$476,000.00 for professional consulting services for electric, gas and water regulatory and technical professional consulting services for the Administration and Regulatory Affairs Department.

Specific Explanation:

The Director of the Administration and Regulatory Affairs Department and the Chief Procurement Officer recommend that City Council approve an amending ordinance to increase the maximum contract amount to the contract between the City of Houston (City) and **Diversified Utility Consultants, Inc.** (DUCI) from \$340,000.00 to \$476,000.00 for professional consulting services for electric, gas and water regulatory and technical professional consulting services for the Administration and Regulatory Affairs Department.

The contract was awarded on May 14, 2014 by Ordinance No. 2014-443 for a two-year term in an amount of \$340,000.00 and was subsequently amended on May 11, 2016 by Ordinance No. 2016-360 to extend the contract from June 6, 2016 to June 5, 2017. Expenditures as of October 26, 2016 totaled \$290,000.00. This amendment will ensure continuation of the contract services and corresponding projects, while the City completes the new contract award procurement process.

The consultant will continue to assist the City with a broad range of utility issues as they relate to the municipal regulation of investor owned utilities and as outlined in the Scope of Work under the current contract. Specifically, services are currently needed to assist the City in addressing utility issues in certain local proceedings and initiatives; before the state commissions including the Public Utility Commission of Texas (PUC) and the Railroad Commission (RRC); and legislative initiatives. Under the proposed amendment, DUCI will continue to assist and provide support on utility matters and will, in close collaboration with the City, hire additional qualified utility experts, as appropriate and necessary.

The purpose of the contract is to engage a utility expert with experience across the water, electric and natural gas utility sectors to assist City staff in fulfilling the City's regulatory obligations. The contract also provides a streamlined approach for engaging utility consultants, necessary to ensure the City's timely and effective participation in utility proceedings.

DUCI has specialized knowledge and technical expertise, a thorough understanding of state and local regulations, is familiar with the City's regulated utilities, and has extensive experience before the State regulatory commissions and State Legislature on utility matters. DUCI also has a broad range of expertise and experience in gas, electric and water regulation. DUCI has assisted and guide the City on utility matters for more than ten years. During this period, DUCI exhibited considerable discretion in accepting City related utility projects, and in identifying and recommending technical experts as appropriate and necessary to assist the City on complex regulatory matters. DUCI has assisted the City in several utility related projects and proceedings including:

CenterPoint Gas Notice of Inquiry (NOI): Resulted in a favorable settlement agreement for the City and ratepayers. Results include a multi-year base rate freeze and the funding of an energy-focused City position (\$100,000 annually).

- 2009 CenterPoint Entex Gas Rate Case: CenterPoint requested a \$25.4 million increase in gas rates. This request included a proposed 40.48% increase to the monthly fixed customer charge for residential customers. The Company's request was reduced by \$20.3 million.
- 2009 Southern Water Company (SWC) Rate Case: SWC requested a \$1.3 million water/sewer rate increase. SWC appealed the City's actions to the Texas Commission on Environmental Quality (TCEQ). The TCEQ ultimately adopted substantial decreases to the Company's request based in large part on the City's testimony.
- 2008 Nitsch and Son Water Rate Case: Nitsch requested a 2.7.43% rate increase. Council adopted a 4.86% increase instead. This increase represented a \$3.15 monthly increase versus the \$17.76 Nitsch proposed increase (based on the average consumption of 6,000 gallons per month). Rates approved by Council remain in place.

DUCI is also currently assisting the City in several PUC proceedings, including proceedings related to the transfer of water rate regulation from the TCEQ to the PUC. Additional activities include, but are not limited to the review of CenterPoint Energy Houston Electric's Distribution Cost Recovery Factor, the Sunset Advisory Commission review of the Railroad Commission, and utility related legislative initiatives.

M/WBE Participation:

M/WBE Zero-Percentage Goal document approved by the Office of Business Opportunity.

Fiscal Note:

Funding for this item is included in the FY2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord, 2014-1078.

John J. Gillespie, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Ordinance No. 2014-0443, Passed on 05-14-2014
Ordinance No. 2016-360, Passed on 05-11-2016

Amount of Funding:

\$136,000.00-General Fund (1000)

Contact Information:

Name:	Department:	Phone:
Lara Cottingham, Deputy Assist. Dir.	ARA	(832)-393-8503
Richard Morris, Division Manager	SPD	(832)-393-8736
Yvette Smith, Procurement Specialist	SPD	(832)-393-8765

ATTACHMENTS:

Description

Type

RCA#14443-A2 Diversified Ultity Consultants,
Inc

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/15/2016

ALL

Item Creation Date: 9/26/2016

Q14443-A2 Professional Consulting Services for Electric, Gas and Water Regulatory- ORDINANCE

Agenda Item#: 31.

Background:

S72-Q14443-A2 - Approve an amending ordinance to increase the maximum contract amount to Contract No. 4600012752 from \$340,000.00 to \$476,000.00 for professional consulting services for electric, gas and water regulatory and technical professional consulting services for the Administration and Regulatory Affairs Department.

Specific Explanation:

The Director of the Administration and Regulatory Affairs Department and the Chief Procurement Officer recommend that City Council approve an amending ordinance to increase the maximum contract amount to the contract between the City of Houston (City) and **Diversified Utility Consultants, Inc. (DUCI)** from \$340,000.00 to \$476,000.00 for professional consulting services for electric, gas and water regulatory and technical professional consulting services for the Administration and Regulatory Affairs Department.

The contract was awarded on May 14, 2014 by Ordinance No. 2014-443 for a two-year term in an amount of \$340,000.00 and was subsequently amended on May 11, 2016 by Ordinance No. 2016-360 to extend the contract from June 6, 2016 to June 5, 2017. Expenditures as of October 26, 2016 totaled \$290,000.00. This amendment will ensure continuation of the contract services and corresponding projects, while the City completes the new contract award procurement process.

The consultant will continue to assist the City with a broad range of utility issues as they relate to the municipal regulation of investor owned utilities and as outlined in the Scope of Work under the current contract. Specifically, services are currently needed to assist the City in addressing utility issues in certain local proceedings and initiatives; before the state commissions including the Public Utility Commission of Texas (PUC) and the Railroad Commission (RRC); and legislative initiatives. Under the proposed amendment, DUCI will continue to assist and provide support on utility matters and will, in close collaboration with the City, hire additional qualified utility experts, as appropriate and necessary.

The purpose of the contract is to engage a utility expert with experience across the water, electric and natural gas utility sectors to assist City staff in fulfilling the City's regulatory obligations. The contract also provides a streamlined approach for engaging utility consultants, necessary to ensure the City's timely and effective participation in utility proceedings.

DUCI has specialized knowledge and technical expertise, a thorough understanding of state and local regulations, is familiar with the City's regulated utilities, and has extensive experience before the State regulatory commissions and State Legislature on utility matters. DUCI also has a broad range of expertise and experience in gas, electric and water regulation. DUCI has assisted and guide the City on utility matters for more than ten years. During this period, DUCI exhibited considerable discretion in accepting City related utility projects, and in identifying and recommending technical experts as appropriate and necessary to assist the City on complex regulatory matters. DUCI has assisted the City in several utility related projects and proceedings including:

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- 2009 Southern Water Company (SWC) Rate Case: SWC requested a \$1.3 million water/sewer rate increase. SWC appealed the City's actions to the Texas Commission on Environmental Quality (TCEQ). The TCEQ ultimately adopted substantial decreases to the Company's request based in large part on the City's testimony.

- 2008 Nitsch and Son Water Rate Case: Nitsch requested a 2.743% rate increase. Council adopted a 4.86% increase instead. This increase represented a \$3.15 monthly increase versus the \$17.76 Nitsch proposed increase (based on the average consumption of 6,000 gallons per month). Rates approved by Council remain in place.


DUCI is also currently assisting the City in several PUC proceedings, including proceedings related to the transfer of water rate regulation from the TCEQ to the PUC. Additional activities include, but are not limited to the review of CenterPoint Energy Houston Electric's Distribution Cost Recovery Factor, the Sunset Advisory Commission review of the Railroad Commission, and utility related legislative initiatives.

M/WBE Participation:

M/WBE Zero-Percentage Goal document approved by the Office of Business Opportunity.

Fiscal Note:

Funding for this item is included in the FY2017 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord, 2014-1078.



 John J. Gillespie, Chief Procurement Officer
 Finance/Strategic Procurement Division

 Department Approval Authority Signature

Prior Council Action:

Ordinance No. 2014-0443, Passed on 05-14-2014
 Ordinance No. 2016-360, Passed on 05-11-2016

Amount of Funding:

\$136,000.00-General Fund (1000)

Contact Information:

<u>Name:</u>	<u>Department:</u>	<u>Phone:</u>
Lara Cottingham, Deputy Assist. Dir.	ARA	(832)-393-8503
Richard Morris, Division Manager	SPD	(832)-393-8736
Yvette Smith, Procurement Specialist	SPD	(832)-393-8765

ATTACHMENTS:

Description	Type
<u>Ordinance No. 2014-0443</u>	Ordinance/Resolution/Motion
<u>Ordinance 2016-360</u>	Ordinance/Resolution/Motion
<u>RCA-Q14443</u>	Ordinance/Resolution/Motion
<u>RCA Q14443-A1</u>	Ordinance/Resolution/Motion
<u>Tax Log</u>	Backup Material
<u>OBO</u>	Backup Material
<u>Funding Sheet</u>	Financial Information



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/22/2016

LGL- Diane Ybarra Settlement

Agenda Item#: 28.

Summary:

ORDINANCE approving and authorizing execution of Compromise and Settlement Agreement between **DIANE YBARRA** and the City of Houston to settle a lawsuit - \$150,000.00 - Property and Casualty Fund

Background:

An automobile accident between Ybarra and HAS Equipment Operator Moli Prom (CDL driver). The CDL driver was driving a City sweeper was about to cross Will Clayton Parkway, stopped at a stop sign, saw Diane Ybarra's vehicle approaching but thought he had enough time to cross. He pulled out into cross traffic and while crossing, turned to look at Ybarra, and saw that he not going to be unable to fully exit the cross street in time. He apparently panicked and then stopped, blocking all lanes of cross traffic. Ybarra was unable to stop her vehicle in time and struck the front wheel well of the City sweeper.

Ybarra was transported from the scene by the Houston Fire Department (HFD) EMS to Northeast Medical Hospital for bilateral knee pain and her pupils were pinpoint and she had slurred speak. She claims she hit her head on the steering wheel. She received further medical care with Kelsey including steroid injections in her knees and physical therapy for her knees, neck and back. Ybarra ended up having one surgery at L3-4 in her lumbar spine and three surgeries in her neck including anterior decompression with fusion at C6-7. Related medical bills were \$328,100.46.

After a thorough review of the facts, the Legal Department recommends that Council adopt an ordinance approving and authorizing settlement by the City of the claims of Diane Ybarra and her attorneys, Simmons & Fletcher, P.C. the amount of \$142,601.98; 2) to Blue Cross/Blue Shield, Diane Ybarra and her attorneys, Simmons & Fletcher, P.C. in the amount of \$5,593.64; 3) to Sullins, Rohrbach & Magers, Diane Ybarra, and her attorneys, Simmons & Fletcher, P.C. in the amount of \$714.38, for Memorial Hermann Hospital, and 4) City of Houston HFD EMS in the amount of \$1,090.00.

Amount of Funding:

\$150,000.00

Property & Casualty Fund (1004)

Contact Information:

Ron Page, Legal

Phone: 832.393.6256

ATTACHMENTS:

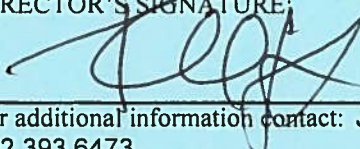
Description

RCA

Type

Signed Cover sheet

REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance approving and authorizing the execution of a Compromise and Settlement Agreement (the Agreement) between Diane Ybarra and the City of Houston to settle a lawsuit, and approving and authorizing the sum of \$150,000.00 out of the Property and Casualty Fund for the purpose of funding this Agreement; Making various findings and provisions relating to the subject; and declaring an emergency.		Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Legal Department	Origination Date	Agenda Date	
DIRECTOR'S SIGNATURE: 	Council District affected: ALL		
For additional information contact: Jackie Leguizamon, Phone: 832.393.6473	Date and identification of prior authorizing Council action:		
<p>RECOMMENDATION: (Summary)</p> <p>That Council adopt an Ordinance approving and authorizing a Compromise and Settlement Agreement between the City of Houston and Diane Ybarra in the total amount of \$150,000.00</p>			
Amount and Source of Funding: \$150,000.00 <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> Other (Specify) - Property & Casualty Fund (1004)			
<p>SPECIFIC EXPLANATION: FOR SETTLEMENT PURPOSES ONLY</p> <p>An automobile accident between Ybarra and HAS Equipment Operator Moli Prom (CDL driver). The CDL driver was driving a City sweeper was about to cross Will Clayton Parkway, stopped at a stop sign, saw Diane Ybarra's vehicle approaching but thought he had enough time to cross. He pulled out into cross traffic and while crossing, turned to look at Ybarra, and saw that he not going to be unable to fully exit the cross street in time. He apparently panicked and then stopped, blocking all lanes of cross traffic. Ybarra was unable to stop her vehicle in time and struck the front wheel well of the City sweeper.</p> <p>Ybarra was transported from the scene by the Houston Fire Department (HFD) EMS to Northeast Medical Hospital for bilateral knee pain and her pupils were pinpoint and she had slurred speak. She claims she hit her head on the steering wheel. She received further medical care with Kelsey including steroid injections in her knees and physical therapy for her knees, neck and back. Ybarra ended up having one surgery at L3-4 in her lumbar spine and three surgeries in her neck including anterior decompression with fusion at C6-7. Related medical bills were \$328,100.46.</p> <p>After a thorough review of the facts, the Legal Department recommends that Council adopt an ordinance approving and authorizing settlement by the City of the claims of Diane Ybarra and her attorneys, Simmons & Fletcher, P.C. the amount of \$142,601.98; 2) to Blue Cross/Blue Shield, Diane Ybarra and her attorneys, Simmons & Fletcher, P.C. in the amount of \$5,593.64; 3) to Sullins, Rohrbach & Magers, Diane Ybarra, and her attorneys, Simmons & Fletcher, P.C. in the amount of \$714.38, for Memorial Hermann Hospital, and 4) City of Houston HFD EMS in the amount of \$1,090.00.</p>			
<p>REQUIRED AUTHORIZATION</p>			
Other Authorization:	Other Authorization:	Other Authorization:	



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016
District A, District C, District H
Item Creation Date: 9/19/2016

PRD - Appropriation of funds for various Council District
Service Fund projects (2)

Agenda Item#: 29.

Summary:

ORDINANCE appropriating \$75,055.00 out of Contributed Capital Project Fund for Various Council District Service Fund Projects - **DISTRICTS A - STARDIG; C - COHEN and H - CISNEROS**

Background:

The Houston Parks and Recreation Department recommends City Council appropriate \$75,055 from the Contributed Capital Project Fund (4515) for the projects listed below.

HPARD is requesting the appropriation only and will complete the projects using an existing contract or a purchase order for less than \$50,000.

COUNCIL DISTRICT	PARK	PROJECT	AMOUNT
A	Schwartz	Seat wall repairs	\$12,055
C	Oak Forest	Resurface tennis courts	\$18,000
H	Denver Harbor and Moody	Re-coat and re-seal pool slides	\$30,000
H	Melrose	Update electrical service and install new lights on ballfield posts	\$15,000
		TOTAL	\$75,055

Director's Signature:

Amount of Funding:

\$75,055 Contributed Capital Project Fund (4515)

Fiscal Note:

There is no estimated impact to the operating budget as a result of this CIP project. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078. See CIP Form A(s) attached in Novus

Contact Information:

Luci Correa 832-395-7057
Luci.Correa@houstontx.gov

ATTACHMENTS:

Description

RCA (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL
District A, District C,
District H

PRD - Appropriation of funds for various Council District Service Fund projects

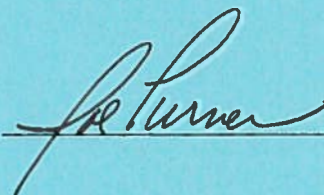
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H	Denver Harbor and Moody	Re-coat and re-seal pool slides	\$30,000
H	Melrose	Update electrical service and install new lights on ballfield posts	\$15,000
		TOTAL	\$75,055

Director's Signature:



Amount of Funding:

\$75,055 Contributed Capital Project Fund (4515)

Fiscal Note:

There is no estimated impact to the operating budget as a result of this CIP project. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078. See CIP Form A(s) attached in Novus

Contact Information:

Luci Correa 832-395-7057
Luci.Correa@houstontx.gov



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District K

Item Creation Date: 12/5/2016

PRD - ILA Amendment 2 with HCFCD for Willow Waterhole
Greenway (first)

Agenda Item#: 30.

Summary:

ORDINANCE approving and authorizing second amendment to Interlocal Agreement between the City and the **HARRIS COUNTY FLOOD CONTROL DISTRICT** for the Willow Waterhole Detention Facilities - **DISTRICT K - GREEN**

Background:

City Council approved the original Interlocal Agreement (ILA) between the City of Houston and Harris County Flood Control District (the District) in September 2003. The original ILA allowed for the City's development and maintenance of recreational amenities as well as the maintenance of the greenspace at the top of the banks of the Willow Waterhole Stormwater Detention Basin, also known as the Willow Waterhole Greenway.

City Council approved Amendment 1 on April 15, 2015 to include an additional 214 acres of the Willow Waterhole which had been acquired or excavated since the original ILA was executed. The District and the City now desire to amend the agreement again to extend the term of the agreement and to clarify the rights and obligations of the District and the City as it relates to the proposed construction, operation and maintenance of the Levitt Pavilion. City Council will be asked to approve an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation regarding the Levitt Pavilion by separate Council action.

Prior Council Action:

Ordinance No. 2003-0894

Ordinance No 2015-0353

Amount of Funding:

No City funding required at this time

Contact Information:

Luci Correa 832-395-7057

Luci.Correa@houstontx.gov

ATTACHMENTS:

Description

Signed RCA

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL
District K
Item Creation Date: 12/5/2016

PRD - ILA Amendment 2 with HCFCD for Willow Waterhole Greenway Agenda

Summary:

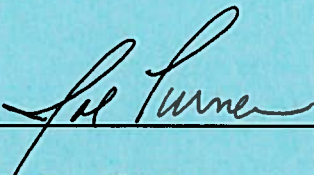
AN ORDINANCE APPROVING AND AUTHORIZING A SECOND AMENDMENT TO AN INTERLOCAL AGREEMENT BETWEEN THE CITY AND THE HARRIS COUNTY FLOOD CONTROL DISTRICT FOR THE WILLOW WATERHOLE DETENTION FACILITIES; AND DECLARING AN EMERGENCY.

Background:

City Council approved the original Interlocal Agreement (ILA) between the City of Houston and Harris County Flood Control District (the District) in September 2003. The original ILA allowed for the City's development and maintenance of recreational amenities as well as the maintenance of the greenspace at the top of the banks of the Willow Waterhole Stormwater Detention Basin, also known as the Willow Waterhole Greenway.

City Council approved Amendment 1 on April 15, 2015 to include an additional 214 acres of the Willow Waterhole which had been acquired or excavated since the original ILA was executed. The District and the City now desire to amend the agreement again to extend the term of the agreement and to clarify the rights and obligations of the District and the City as it relates to the proposed construction, operation and maintenance of the Levitt Pavilion. City Council will be asked to approve an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation regarding the Levitt Pavilion by separate Council action.

Director's Signature:



Prior Council Action:

Ordinance No. 2003-0894
Ordinance No 2015-0353

Amount of Funding:

No City funding required at this time

Contact Information:

Luci Correa 832-395-7057
Luci.Correa@houstontx.gov



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District K

Item Creation Date: 12/7/2016

MYR - Levitt Pavilion at Willow Waterhole (second)

Agenda Item#: 31.

Summary:

ORDINANCE approving and authorizing agreement between the City of Houston, Texas, **FRIENDS OF LEVITT PAVILION HOUSTON**, and **MORTIMER & MIMI LEVITT FOUNDATION** regarding the **LEVITT PAVILION** at Willow Waterhole - **DISTRICT K - GREEN**

This item should only be considered after passage of Item 30 above

Background:

Subject: Ordinance approving and authorizing an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation regarding the Levitt Pavilion at Willow Waterhole

RECOMMENDATION:

Approve an ordinance authorizing an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation regarding the Levitt Pavilion at Willow Waterhole

SPECIFIC EXPLANATION:

Willow Waterhole (Property), which is located near the intersection of South Post Oak Road and South Main Street, is owned by the Harris County Flood Control District (District) and is designed to reduce flooding and bring much needed greenspace to area residents and businesses in southwest Houston. The City maintains the Property for recreational purposes via an interlocal agreement between the City and the District.

The Mortimer & Mimi Levitt Foundation (Levitt Foundation) supports access to the performing arts for the benefit of the public through various programs, including the development and support of outdoor performance venues. The Levitt Foundation believes that the Property is an ideal location for the development and operation of such a venue. Under this agreement with the City for the construction, operation, and maintenance of Levitt Pavilion at the Property, the Levitt Foundation will provide funding to Friends of Levitt Houston (Levitt Houston) for the design, construction, and operation of the Levitt Pavilion to provide free performances and professional concerts for the benefit of the public. Levitt Houston will raise the remaining funds necessary to fund the design and construction of the Levitt Pavilion and will be responsible for operating and managing the Levitt Pavilion, including the booking, coordination and scheduling of events. The Levitt Pavilion will be available to third parties as a performance venue and event space. It will also be available to the City for a minimum of 25 potential City events per year. The agreement has a term of 30 years and

will expire on December 31, 2046.

Levitt Houston will be responsible for the bulk of the operating and maintenance costs of the Levitt Pavilion. During the first fifteen years of operation of the Levitt Pavilion, Houston First Corporation (HFC) will fund certain capital repair costs on the City's behalf, up to a maximum amount of \$500,000.00 per calendar year and \$1,000,000.00 total.

The Administration recommends that City Council approve this ordinance authorizing an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation for constructing, maintaining and operating Levitt Pavilion.

Prior Council Action:

Ord. No. No. 2011-390 (June 1, 2011)

Amount of Funding:

No funding required

Contact Information:

Andrew F. Icken Phone: 832-393-1064

ATTACHMENTS:

Description

RCA Levitt Pavilion at Willow Waterhole

Type

Signed Cover sheet

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance approving and authorizing an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation regarding the Levitt Pavilion at Willow Waterhole	Category #	Page 1 of 1	Agenda Item
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FROM (Department or other point of origin): Chief Development Office Office of the Mayor	Origination Date: December 5, 2016	Agenda Date
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DIRECTOR'S SIGNATURE:  Andrew F. Icken, Chief Development Officer	Council District(s) affected: K
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For additional information contact: Andy Icken 832-393-1064	Date and Identification of prior authorizing Council Action: Ord. No. No. 2011-390 (June 1, 2011)
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RECOMMENDATION:
Approve an ordinance authorizing an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation regarding the Levitt Pavilion at Willow Waterhole

Amount and Source of Funding: No funding required	Finance Budget:
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SPECIFIC EXPLANATION:
Willow Waterhole (Property), which is located near the intersection of South Post Oak Road and South Main Street, is owned by the Harris County Flood Control District (District) and is designed to reduce flooding and bring much needed greenspace to area residents and businesses in southwest Houston. The City maintains the Property for recreational purposes via an interlocal agreement between the City and the District.

The Mortimer & Mimi Levitt Foundation (Levitt Foundation) supports access to the performing arts for the benefit of the public through various programs, including the development and support of outdoor performance venues. The Levitt Foundation believes that the Property is an ideal location for the development and operation of such a venue. Under this agreement with the City for the construction, operation, and maintenance of Levitt Pavilion at the Property, the Levitt Foundation will provide funding to Friends of Levitt Houston (Levitt Houston) for the design, construction, and operation of the Levitt Pavilion to provide free performances and professional concerts for the benefit of the public. Levitt Houston will raise the remaining funds necessary to fund the design and construction of the Levitt Pavilion and will be responsible for operating and managing the Levitt Pavilion, including the booking, coordination and scheduling of events. The Levitt Pavilion will be available to third parties as a performance venue and event space. It will also be available to the City for a minimum of 25 potential City events per year. The agreement has a term of 30 years and will expire on December 31, 2046.

Levitt Houston will be responsible for the bulk of the operating and maintenance costs of the Levitt Pavilion. During the first fifteen years of operation of the Levitt Pavilion, Houston First Corporation (HFC) will fund certain capital repair costs on the City's behalf, up to a maximum amount of \$500,000.00 per calendar year and \$1,000,000.00 total.

The Administration recommends that City Council approve this ordinance authorizing an agreement between the City, Friends of Levitt Pavilion Houston, and the Mortimer and Mimi Levitt Foundation for constructing, maintaining and operating Levitt Pavilion.

Finance Director:	General Services Director:	Other Authorization:
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CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District K

Item Creation Date: 12/7/2016

MYR - Levitt Pavilion Supplemental Agreement (third)

Agenda Item#: 32.

Summary:

ORDINANCE approving and authorizing Supplemental Agreement to the Lease Agreement between the City and **HOUSTON FIRST CORPORATION** relating to the Levitt Pavilion - **DISTRICT K - GREEN**

This item should only be considered after passage of Item 31 above

Background:

Subject: Ordinance approving and authorizing a Supplemental Agreement to the Lease Agreement between the City and Houston First Corporation relating to the Levitt Pavilion

RECOMMENDATION:

Approve an ordinance authorizing a Supplemental Agreement to the Lease Agreement between the City and Houston First Corporation relating to the Levitt Pavilion

SPECIFIC EXPLANATION:

The City and Houston First Corporation (HFC) previously entered into a Lease Agreement approved by City Ordinance No. 2011-390, passed on June 1, 2011, and effective as of June 9, 2011, pursuant to which the City has leased certain land and improvements and delegated certain duties to HFC. This Supplemental Agreement to the Lease Agreement describes the maintenance and funding obligations that HFC has agreed to undertake on behalf of the City with respect to the Levitt Pavilion, which will be constructed, operated and maintained at Willow Waterhole by the Friends of Levitt Houston (Levitt Houston) pursuant to a separate agreement (Levitt Agreement).

Under the Levitt Agreement, the City will be responsible for certain capital repair costs during the first fifteen years of operation of the Levitt Pavilion, and HFC will fund these obligations on the City's behalf, subject to certain limitations and conditions. The responsibility of HFC for these obligations will begin on January 1 of the year immediately following completion of construction of the Levitt Pavilion and will end on the expiration of that fifteen-year period. HFC has committed to budgeting up to \$100,000.00 per year for the first 10 years of operation of the Levitt Pavilion, for a maximum amount of \$1,000,000.00, that can be drawn on by Levitt Houston for authorized capital costs. HFC's funding obligations are limited to authorized capital costs totaling no more than \$500,000.00 in any twelve-month period, and no more than \$1,000,000.00 in total, during the first 15 years of operation of the Levitt Pavilion. The responsibility of HFC for these obligations will begin on January 1 of the year immediately following completion of construction of the Levitt

Pavilion and will end on the expiration of that fifteen-year period. If the full amount of the HFC's annual funding commitment of \$100,000.00 is not expended in any twelve-month period, the unexpended funds can, at the option of Levitt Houston, carry over to any subsequent twelve-month periods, or be paid to Levitt Houston to reimburse funds spent in excess of the annual commitment amount in any prior twelve-month period. If there are any funds remaining at the end of the first fifteen years of operation, the City, HFC, and Levitt Houston will negotiate in good faith as to the expenditure of those funds. In exchange for HFC's funding commitment, Levitt Houston will designate one voting seat on its Board of Directors that will be reserved for appointment by HFC during the term of the Supplemental Agreement.

The Administration recommends that City Council approve this ordinance authorizing the Supplemental Agreement to the Lease Agreement between the City and HFC relating to HFC's commitment of funds for authorized capital costs related to the Levitt Pavilion.

Prior Council Action:

Ord. No. No. 2011-390 (June 1, 2011)

Contact Information:

Andrew F. Icken

Phone: 832-393-1064

ATTACHMENTS:

Description

Type

RCA Levitt Pavilion Supplemental Agreement

Signed Cover sheet

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Ordinance approving and authorizing a Supplemental Agreement to the Lease Agreement between the City and Houston First Corporation relating to the Levitt Pavilion	Category #	Page 1 of 1	Agenda Item
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FROM (Department or other point of origin): Chief Development Office Office of the Mayor	Origination Date: December 5, 2016	Agenda Date
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DIRECTOR'S SIGNATURE:  Andrew F. Icken, Chief Development Officer	Council District(s) affected: K
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For additional information contact: Andy Icken 832-393-1064	Date and Identification of prior authorizing Council Action: Ord. No. No. 2011-390 (June 1, 2011)
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RECOMMENDATION:
Approve an ordinance authorizing a Supplemental Agreement to the Lease Agreement between the City and Houston First Corporation relating to the Levitt Pavilion

Amount and Source of Funding: No funding required	Finance Budget:
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SPECIFIC EXPLANATION:

The City and Houston First Corporation (HFC) previously entered into a Lease Agreement approved by City Ordinance No. 2011-390, passed on June 1, 2011, and effective as of June 9, 2011, pursuant to which the City has leased certain land and improvements and delegated certain duties to HFC. This Supplemental Agreement to the Lease Agreement describes the maintenance and funding obligations that HFC has agreed to undertake on behalf of the City with respect to the Levitt Pavilion, which will be constructed, operated and maintained at Willow Waterhole by the Friends of Levitt Houston (Levitt Houston) pursuant to a separate agreement (Levitt Agreement).

Under the Levitt Agreement, the City will be responsible for certain capital repair costs during the first fifteen years of operation of the Levitt Pavilion, and HFC will fund these obligations on the City's behalf, subject to certain limitations and conditions. The responsibility of HFC for these obligations will begin on January 1 of the year immediately following completion of construction of the Levitt Pavilion and will end on the expiration of that fifteen-year period. HFC has committed to budgeting up to \$100,000.00 per year for the first 10 years of operation of the Levitt Pavilion, for a maximum amount of \$1,000,000.00, that can be drawn on by Levitt Houston for authorized capital costs. HFC's funding obligations are limited to authorized capital costs totaling no more than \$500,000.00 in any twelve-month period, and no more than \$1,000,000.00 in total, during the first 15 years of operation of the Levitt Pavilion. The responsibility of HFC for these obligations will begin on January 1 of the year immediately following completion of construction of the Levitt Pavilion and will end on the expiration of that fifteen-year period. If the full amount of the HFC's annual funding commitment of \$100,000.00 is not expended in any twelve-month period, the unexpended funds can, at the option of Levitt Houston, carry over to any subsequent twelve-month periods, or be paid to Levitt Houston to reimburse funds spent in excess of the annual commitment amount in any prior twelve-month period. If there are any funds remaining at the end of the first fifteen years of operation, the City, HFC, and Levitt Houston will negotiate in good faith as to the expenditure of those funds. In exchange for HFC's funding commitment, Levitt Houston will designate one voting seat on its Board of Directors that will be reserved for appointment by HFC during the term of the Supplemental Agreement.

The Administration recommends that City Council approve this ordinance authorizing the Supplemental Agreement to the Lease Agreement between the City and HFC relating to HFC's commitment of funds for authorized capital costs related to the Levitt Pavilion.

Finance Director:	General Services Director:	Other Authorization:
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CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District H

Item Creation Date: 11/22/2016

25CF28 PWE Property transfer to HPARD

Agenda Item#: 33.

Summary:

ORDINANCE appropriating \$1,672.00 from Parks and Recreation Dedication Funds and \$150,000.00 from Parks Special Funds, to the Public Works and Engineering - W & S System Operating Funds, for the transfer of land located at 5703 Eastex Freeway (Parcel IT16-005) Houston, Harris County, Texas, from the Public Works and Engineering Department to the Parks and Recreation Department - **DISTRICT H - CISNEROS**

Background:

SPECIFIC EXPLANATION: The Department of Public Works and Engineering - Combined Utility System (CUS) has determined that **Parcel IT16-005**, consisting of 62,500 SF of land located at 5703 Eastex Freeway, known as the Kelley Maintenance Facility, is surplus to its needs. HPARD has requested the transfer of the property to its inventory for the continued use of the maintenance facility/barn.

The transfer of CUS assets to another City department's inventory requires that payment of the market value of the property be made to the CUS. The market value of the property will be established by PWE in-house appraisal estimates, and HPARD will transfer the equivalent amount to the CUS Fund (8300).

Therefore, the General Services Department recommends that City Council appropriate \$151,672.00 out of the above-described HPARD funds, which represents the acquisition value of the parcel, to the PWE-W&S System Operating Fund (8300) for the transfer of **Parcel IT16-005** to HPARD.

OPERATING BUDGET FISCAL NOTE: Funding for this item is included in HPARD's FY 2017 Current Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance No. 2014-1078

Prior Council Action:

Not applicable.

Amount of Funding:

Amount and Source of Funding:

\$ 1,672.00 Parks & Recreation Dedication Fund (4035)

\$150,000.00 Parks Special Fund (4012)

\$151,672.00 Total Appropriation

Contact Information:

For additional information contact:

Jacquelyn L. Nisby

Phone: 832-393-8023

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/17/2016

25GM323 - Comprehensive Environmental Consulting Services

Agenda Item#: 34.

Summary:

ORDINANCE appropriating \$30,000.00 out of General Improvement Consolidated Construction Fund, \$180,000.00 out of Parks Consolidated Construction Fund, \$140,000.00 out of Fire Consolidated Construction Fund, \$100,000.00 out of Police Consolidated Construction Fund, \$100,000.00 out of Solid Waste Consolidated Construction Fund, \$120,000.00 out of Public Health Consolidated Fund as an appropriation to the FY2017 Professional Environmental Consulting Services Task Order Program for Comprehensive Environmental Consulting Services for various City Departments (Approved by Ordinance Number 2012-0900)

Background:

SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council appropriate \$670,000 for the Environmental Program for FY 2017 for comprehensive environmental consulting services for various City departments. The Environmental Program is funded through supplemental allocations from various departmental budgets or appropriations from various bond funds as departments identify projects and specific funding for each project. Funds are allocated to contracts as task orders are issued.

PROJECT LOCATIONS: Citywide

PROJECT DESCRIPTION: The scope of services consists of project planning and site studies for asbestos, lead, mold, and indoor air quality; pre-acquisition environmental site assessments; preparation of construction documents; construction administration and inspection; evaluation and remediation of contaminants; system design; preparation of reports; and environmental testing required for replacement of leaking petroleum storage tanks on City properties.

PREVIOUS HISTORY AND PROJECT SCOPE: Currently, GSD utilizes 33 consultants for the Environmental Program. On October 10, 2012, Ordinance No. 2012-0900, City Council authorized 18 professional environmental consulting services task order contracts for the Environmental Program, set a maximum contract amount for each contract of \$600,000, and appropriated funds. On March 4, 2015, Ordinance No. 2015-0190, City Council authorized an additional 15 professional environmental consulting services task order contracts for the Environmental Program, set a maximum contract amount for each contract of \$600,000, and appropriated funds.

M/WBE PARTICIPATION: A 20% M/WBE goal has been established for each contract. There is no subcontractor utilization to report on several contracts because many of the assigned projects have not

commenced. However, it is anticipated that the consultants will achieve their M/WBE goals by the completion of their respective contract. To date, each consultant has achieved the following M/WBE participation:

No.	Consultant	M/WBE Subcontractor(s)	M/WBE
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	Consultant		Participation
1	A & B Environmental Services, Inc.	Global Environmental Solutions Xenco Laboratories	9.2%
2	Arcadis U.S., Inc.	Xenco Laboratories Landtech, Inc.	19.52%
3	Brown and Caldwell, Inc.	A & B Environmental Services, Inc. Separation Systems Consultants, Inc. Kalluri Group, Inc.	21.0%
4	Environmental Consultants International, LLC	Global Environmental Solutions A & B Environmental Services, Inc	5.30%
5	FERN Environmental, LLC	Global Environmental Solutions A & B Environmental Services, Inc	7.2%
6	Hunt & Hunt Engineering Corporation	Global Environmental Solutions A & B Environmental Services, Inc	20.2%
7	QC Laboratories, Inc.	J3 Resources, Inc.	26.9%
8	Separation Systems Consultants, Inc.	A & B Environmental Services, Inc.	6.0%
9	Terrain Solutions, Inc.	A & B Environmental Services, Inc.	7.6%
10	All Point Environmental, LLC	Global Environmental Solutions Xenco Laboratories	0%
11	ATC Group Services, Inc. dba ATC Associates, Inc.	Xenco Laboratories A & B Environmental Services, Inc. Global Environmental Solutions	14.5%
12	Enercon Cornerstone Government Services, LLC	Xenco Laboratories J3 Resources	11.20%
13	ERC Environmental Consultants, Inc.	Global Environmental Solutions A & B Environmental Services, Inc J3 Resources, Inc.	1.60%
14	Honesty Environmental Services, Inc.	A & B Environmental Services, Inc J3 Resources, Inc.	29.5%
15	Kleinfelder Central, Inc.	Xenco Laboratories	0%
16	SKA Consulting, L.P.	Terra Nova Consulting, Inc. (ECS)	8.2%
17	Terra Nova Consulting, Inc.	Global Environmental Solutions A & B Environmental Services, Inc	16.9%

No.	Consultant	M/WBE Subcontractor(s)	M/WBE Participation
18	Tolunay-Wong Engineers, Inc.	A & B Environmental Services, Inc J3 Resources	5.2%

19	Environmental Solutions, Inc.	A & B Environmental Services, Inc. Garner & Associates, Inc. Prime Waste Solutions, LLC The Latham Group, Inc.	27.3%
20	Terracon Consultants, Inc.	Advanced Drilling Systems J3 Resources, Inc. Xenco Laboratories	0.8%
21	Arcadis U.S., Inc.	Xenco Laboratories Landtech Consultants, Inc. Infrastructures Associates, Inc. Holes Incorporated	33.6%
22	Garner & Associates, Inc.	Terra Nova Consulting SM Environmental Services A & B Environmental Services, Inc.	17.09%
23	Farmer Environmental Group, LLC	A & B Environmental Services, Inc. J3 Resources, Inc.	1.6%
24	TLC Engineering, Inc	Fern Environmental, LLC J3 Resources, Inc.	43.0%
25	Technology Serving People, Inc.	A & B Environmental Services, Inc. Separation Systems Consultants, Inc.	30.9%
26	Weston Solutions, Inc.	A & B Environmental Services, Inc. Gainco, Inc. Separation Systems Consultants	3.0%
27	EFI Global, Inc	A & B Environmental Services, Inc. J3 Resources, Inc. Gainco, Inc.	11.5%
28	Professional Service Industries, Inc.	A & B Environmental Services, Inc. Separation Systems Consultants J3 Resources, Inc.	11.9%
29	InControl Technologies, Inc.	Xenco Laboratories Van & Sons Drilling Services	35.6%
30	Biosphere Consultants, LLC	A & B Environmental Services, Inc. Separation Systems Consultants, Inc.	28.9%
31	CRG Texas, LLC	Separation Systems Consultants, Inc. Xenco Laboratories Holcomb Environmental Oil Services, Inc.	5.0%
32	Ferkam Management Corporation, dba Fercam Group	A & B Environmental Services, Inc. J3 Resources, Inc.	0%

CIP FISCAL NOTE: There are no operating and maintenance costs related to this expenditure.

Capital Project Information:

See each attached Form A for a breakdown of capital costs.

Prior Council Action:

Ordinance No. 2012-0900; Dated October 10, 2012

Ordinance No. 2015-0190; Dated March 4, 2015

Amount of Funding:

Maximum Contract Amount for each contract: \$600,000.00

Amount and Source of Funding:

\$ 30,000.00 - General Improvement Consolidated Construction Fund (4500)

\$ 50,000.00 – General Improvement Consolidated Construction Fund (4509)
\$180,000.00 – Parks Consolidated Construction Fund (4502)
\$140,000.00 – Fire Consolidated Construction Fund (4500)
\$100,000.00 – Police Consolidated Construction Fund (4504)
\$100,000.00 – Solid Waste Consolidated Construction Fund (4503)
\$120,000.00 – Health Consolidated Construction Fund (4507)
\$670,000.00 Total Appropriation

Contact Information:


Jacquelyn L. Nisby
Phone: 832-393-8023

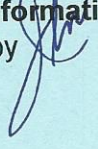
ATTACHMENTS:

Description	Type
RCA (revised)	Signed Cover sheet
Maps - Professional Environmental Consulting	Signed Cover sheet

SUBJECT: Appropriate Funds for the Professional Environmental Consulting Services Task Order Program for FY 2017 WBS Nos: D-000073-0101-4, F-000509-0084-3, C-000185-0007-3, G-000144-0008-3, L-000052-0014-3, H-000111-0003-3	Page 1 of 4	Agenda Item
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FROM (Department or other point of origin): General Services Department	Origination Date	Agenda Date
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DIRECTOR'S SIGNATURE: Scott Minnix  10-24-16	Council District(s) affected: All
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For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action: Ordinance No. 2012-0900; Dated October 10, 2012 Ordinance No. 2015-0190; Dated March 4, 2015
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RECOMMENDATION: Appropriate funds for the Professional Environmental Consulting Services Task Order Program (Environmental Program) for FY 2017.


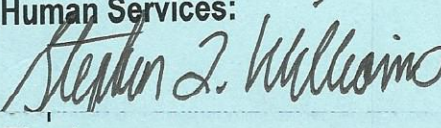
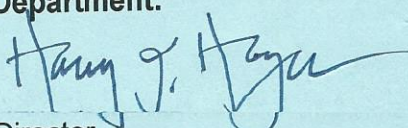
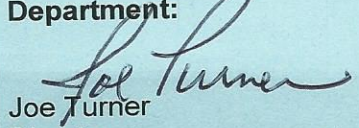
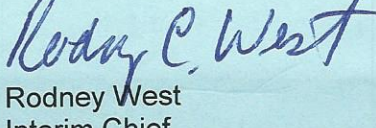
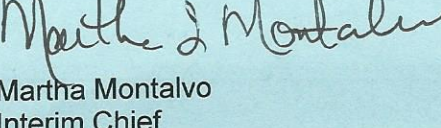
Maximum Contract Amount for each contract: \$600,000.00 Amount and Source of Funding: \$ 30,000.00 – General Improvement Consolidated Construction Fund (4509) \$180,000.00 – Parks Consolidated Construction Fund (4502) \$140,000.00 – Fire Consolidated Construction Fund (4500) \$100,000.00 – Police Consolidated Construction Fund (4504) \$100,000.00 – Solid Waste Consolidated Construction Fund (4503) \$120,000.00 – Health Consolidated Construction Fund (4508) \$670,000.00 Total Appropriation	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council appropriate \$670,000 for the Environmental Program for FY 2017 for comprehensive environmental consulting services for various City departments. The Environmental Program is funded through supplemental allocations from various departmental budgets or appropriations from various bond funds as departments identify projects and specific funding for each project. Funds are allocated to contracts as task orders are issued.

PROJECT LOCATIONS: Citywide

PROJECT DESCRIPTION: The scope of services consists of project planning and site studies for asbestos, lead, mold, and indoor air quality; pre-acquisition environmental site assessments; preparation of construction documents; construction administration and inspection; evaluation and remediation of contaminants; system design; preparation of reports; and environmental testing required for replacement of leaking petroleum storage tanks on City properties.

REQUIRED AUTHORIZATION **CUIC #25GM323**

General Services Department:  Humberto Bautista, Interim Assistant Director	Department of Health and Human Services:  Stephen J. Williams Director	Solid Waste Management Department:  Harry J. Hagan Director
Houston Parks and Recreation Department:  Joe Turner Director	Houston Fire Department:  Rodney West Interim Chief	Houston Police Department:  Martha J. Montalvo Interim Chief

SUBJECT: Appropriate Funds for the Professional Environmental Consulting Services Task Order Program for FY 2017
WBS Nos: D-000073-0101-4, F-000509-0084-3, C-000185-0007-3, G-000144-0008-3, L-000052-0014-3, H-000111-0003-3

Originator's Initials
GM

Page
2 of 4

PREVIOUS HISTORY AND PROJECT SCOPE: Currently, GSD utilizes 33 consultants for the Environmental Program. On October 10, 2012, Ordinance No. 2012-0900, City Council authorized 18 professional environmental consulting services task order contracts for the Environmental Program, set a maximum contract amount for each contract of \$600,000, and appropriated funds. On March 4, 2015, Ordinance No. 2015-0190, City Council authorized an additional 15 professional environmental consulting services task order contracts for the Environmental Program, set a maximum contract amount for each contract of \$600,000, and appropriated funds.

M/WBE PARTICIPATION: A 20% M/WBE goal has been established for each contract. There is no subcontractor utilization to report on several contracts because many of the assigned projects have not commenced. However, it is anticipated that the consultants will achieve their M/WBE goals by the completion of their respective contract. To date, each consultant has achieved the following M/WBE participation:

No.	Consultant	M/WBE Subcontractor(s)	M/WBE Participation
1	A & B Environmental Services, Inc.	Global Environmental Solutions Xenco Laboratories	9.2%
2	Arcadis U.S., Inc.	Xenco Laboratories Landtech, Inc.	19.52%
3	Brown and Caldwell, Inc.	A & B Environmental Services, Inc. Separation Systems Consultants, Inc. Kalluri Group, Inc.	21.0%
4	Environmental Consultants International, LLC	Global Environmental Solutions A & B Environmental Services, Inc	5.30%
5	FERN Environmental, LLC	Global Environmental Solutions A & B Environmental Services, Inc	7.2%
6	Hunt & Hunt Engineering Corporation	Global Environmental Solutions A & B Environmental Services, Inc	20.2%
7	QC Laboratories, Inc.	J3 Resources, Inc.	26.9%
8	Separation Systems Consultants, Inc.	A & B Environmental Services, Inc.	6.0%
9	Terrain Solutions, Inc.	A & B Environmental Services, Inc.	7.6%
10	All Point Environmental, LLC	Global Environmental Solutions Xenco Laboratories	0%
11	ATC Group Services, Inc. dba ATC Associates, Inc.	Xenco Laboratories A & B Environmental Services, Inc. Global Environmental Solutions	14.5%
12	Enercon Cornerstone Government. Services, LLC	Xenco Laboratories J3 Resources	11.20%
13	ERC Environmental Consultants, Inc.	Global Environmental Solutions A & B Environmental Services, Inc J3 Resources, Inc.	1.60%
14	Honesty Environmental Services, Inc.	A & B Environmental Services, Inc J3 Resources, Inc.	29.5%
15	Kleinfelder Central, Inc.	Xenco Laboratories	0%
16	SKA Consulting, L.P.	Terra Nova Consulting, Inc. (ECS)	8.2%
17	Terra Nova Consulting, Inc.	Global Environmental Solutions A & B Environmental Services, Inc	16.9%

SUBJECT: Appropriate Funds for the Professional Environmental Consulting Services
 Task Order Program for FY 2017
 WBS Nos: D-000073-0101-4, F-000509-0084-3, C-000185-0007-3,
 G-000144-0008-3, L-000052-0014-3, H-000111-0003-3

**Originator's
 Initials**
 GM

Page
 3 of 4

No.	Consultant	M/WBE Subcontractor(s)	M/WBE Participation
18	Tolunay-Wong Engineers, Inc.	A & B Environmental Services, Inc J3 Resources	5.2%
19	Environmental Solutions, Inc.	A & B Environmental Services, Inc. Garner & Associates, Inc. Prime Waste Solutions, LLC The Latham Group, Inc.	27.3%
20	Terracon Consultants, Inc.	Advanced Drilling Systems J3 Resources, Inc. Xenco Laboratories	0.8%
21	Arcadis U.S., Inc.	Xenco Laboratories Landtech Consultants, Inc. Infrastructures Associates, Inc. Holes Incorporated	33.6%
22	Garner & Associates, Inc.	Terra Nova Consulting SM Environmental Services A & B Environmental Services, Inc.	17.09%
23	Farmer Environmental Group, LLC	A & B Environmental Services, Inc. J3 Resources, Inc.	1.6%
24	TLC Engineering, Inc	Fern Environmental, LLC J3 Resources, Inc.	43.0%
25	Technology Serving People, Inc.	A & B Environmental Services, Inc. Separation Systems Consultants, Inc.	30.9%
26	Weston Solutions, Inc.	A & B Environmental Services, Inc. Gainco, Inc. Separation Systems Consultants	3.0%
27	EFI Global, Inc	A & B Environmental Services, Inc. J3 Resources, Inc. Gainco, Inc.	11.5%
28	Professional Service Industries, Inc.	A & B Environmental Services, Inc. Separation Systems Consultants J3 Resources, Inc.	11.9%
29	InControl Technologies, Inc.	Xenco Laboratories Van & Sons Drilling Services	35.6%
30	Biosphere Consultants, LLC	A & B Environmental Services, Inc. Separation Systems Consultants, Inc.	28.9%
31	CRG Texas, LLC	Separation Systems Consultants, Inc. Xenco Laboratories Holcomb Environmental Oil Services, Inc.	5.0%
32	Ferkam Management Corporation, dba Fercam Group	A & B Environmental Services, Inc. J3 Resources, Inc.	0%

SUBJECT: Appropriate Funds for the Professional Environmental Consulting Services
Task Order Program for FY 2017
WBS Nos: D-000073-0101-4, F-000509-0084-3, C-000185-0007-3,
G-000144-0008-3, L-000052-0014-3, H-000111-0003-3

**Originator's
Initials**
GM

Page
4 of 4

CIP FISCAL NOTE: There are no operating and maintenance costs related to this expenditure.

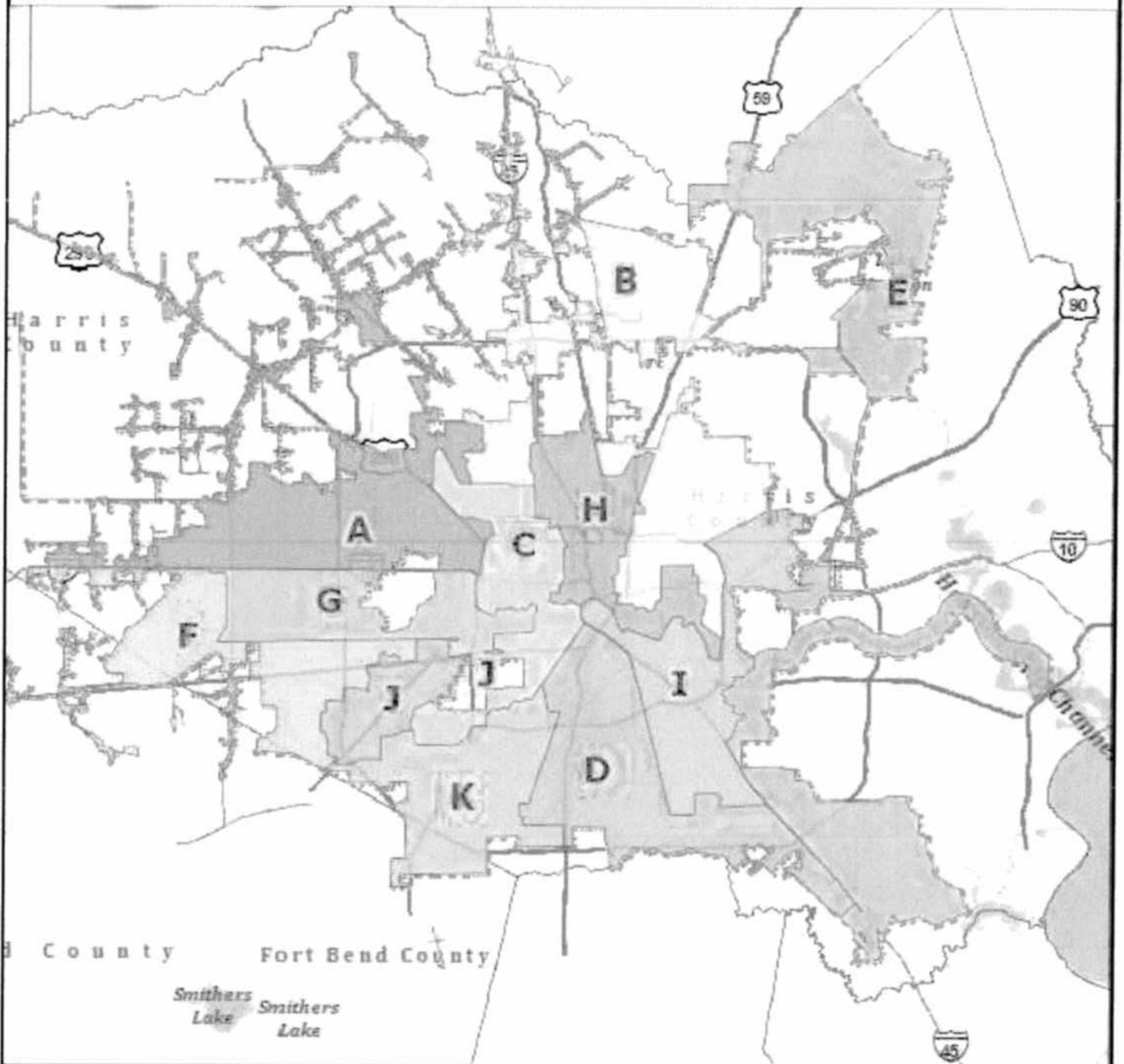
Capital Project Information:

See each attached Form A for a breakdown of capital costs.

SM:HB:JLN:GM:gm

c: Marta Crinejo, Jacquelyn L. Nisby, Carlecia Wright, Calvin R. Curtis, Gabriel Mussio, Felicia Williams, File

CITY OF HOUSTON
HARRIS COUNTY, TEXAS



Appropriate Funds for the Professional Environmental Consulting Services
Task Order Program for FY 2017

WBS Nos: D-000073-0101-4, F-000509-0084-3, C-000185-0007-3,
G-000144-0008-3, L-000052-0014-3, H-000111-0003-3



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District A, District G

Item Creation Date:

PLN - Addition of 40.643 Acres of land to Harris County
Improvement District No. 4

Agenda Item#: 35.

Summary:

ORDINANCE consenting to the addition of 40.643 acres of land to **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 4**, (also known as the **ENERGY CORRIDOR MANAGEMENT DISTRICT**), for inclusion in its District - **DISTRICTS A - STARDIG and G - TRAVIS**

Background:

Harris County Improvement District No. 4 (Energy Corridor Management District) has formally requested that the City adopt an ordinance consenting to the addition of 40.643 acres of land for inclusion in the District.

Management districts are special districts created by the Texas legislature. Generally, these districts are empowered to promote, develop, encourage and maintain employment, commerce, transportation, housing, tourism, recreation, arts, entertainment, economic development, safety and public welfare. Typically, management districts are given the power to finance their operations by issuing bonds or other obligations, payable in whole or in part from assessments, impact fees or other funds of the District to provide improvements and services. Further, districts may levy a tax only after holding an election within the district.

A management district is intended to supplement, not supplant, existing public services. Creation of these districts does not release a municipality from its obligations to provide services to the areas; nor does it require additional services from the municipality. Except as a result of a Governing Body's action to dissolve a district, the municipality assumes no liability for the debts, obligations or liabilities of the district.

HCID No. 4 (Energy Corridor Management District) was authorized by the 77th Legislature in 2001 and is located in City Council Districts A, F and G. The District includes some non-city territory as well. The District has submitted a petition for the annexation of three areas into their boundary. The 2016 Energy Corridor District Annexation includes areas identified as Threadneedle, Woodbranch and Addicks Dam Subdivision as shown in the attached map. The area to be annexed into the District is located in both Council District A and Council District G and consists of several tracts of land totaling approximately 40.643 acres situated wholly within the corporate limits of the City of Houston. The area sought to be annexed into the District is in a growing commercial area of the city and has a need for services and improvements that encourage economic diversification, stimulate transportation and commerce, and promote the health, safety, and general welfare of its residents

and the general public. These services and improvements can most easily be provided to the area through the addition of the land into the existing adjacent management district.

Once added, the District will provide the following services to the three areas:

- Four full-time Harris County Pct. 5 constables;
- Branding, marketing, communications, website, advertising and business promotions;
- IH-10 landscape maintenance, litter pick-up, mowing, graffiti abatement and intersection sweeping;
- Roadway sweeping, esplanade planting, mowing, litter pick-up and landscape maintenance;
- Street trees, reforestation and flower-bed installation and maintenance;
- METRO transit service expansion,
- Transit and pedestrian infrastructure improvements;
- Wayfinding and street sign systems;
- Special events and community activities planning (Recycle Day, Sunday Streets, Energyfest, New Year's Eve and community events);
- Master planning, urban design, streetscape design, sidewalks and trails design and construction;
- Traffic studies for congestion mitigation and transportation demand management programs.

Patrick Walsh P.E.
Director
Planning and Development Department

Prior Council Action:

2012-1088

Contact Information:

Rupesh Koshy
Phone: 832-393-6552

ATTACHMENTS:

Description

Signed Cover Sheet

Type

Signed Cover sheet

**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:
 District A, District G
 Item Creation Date:

PLN - Addition of 40.643 Acres of land to Harris County Improvement District No. 4

Agenda Item#:

Summary:

AN ORDINANCE CONSENTING TO THE ADDITION OF 40.643 ACRES OF LAND TO HARRIS COUNTY IMPROVEMENT DISTRICT NO. 4, (ALSO KNOWN AS THE ENERGY CORRIDOR MANAGEMENT DISTRICT), FOR INCLUSION IN ITS DISTRICT; MAKING FINDINGS AND CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; AND DECLARING AN EMERGENCY.

Background:

Harris County Improvement District No. 4 (Energy Corridor Management District) has formally requested that the City adopt an ordinance consenting to the addition of 40.643 acres of land for inclusion in the District.

Management districts are special districts created by the Texas legislature. Generally, these districts are empowered to promote, develop, encourage and maintain employment, commerce, transportation, housing, tourism, recreation, arts, entertainment, economic development, safety and public welfare. Typically, management districts are given the power to finance their operations by issuing bonds or other obligations, payable in whole or in part from assessments, impact fees or other funds of the District to provide improvements and services. Further, districts may levy a tax only after holding an election within the district.

A management district is intended to supplement, not supplant, existing public services. Creation of these districts does not release a municipality from its obligations to provide services to the areas; nor does it require additional services from the municipality. Except as a result of a Governing Body's action to dissolve a district, the municipality assumes no liability for the debts, obligations or liabilities of the district.

HCID No. 4 (Energy Corridor Management District) was authorized by the 77th Legislature in 2001 and is located in City Council Districts A, F and G. The District includes some non-city territory as well. The District has submitted a petition for the annexation of three areas into their boundary. The 2016 Energy Corridor District Annexation includes areas identified as Threadneedle, Woodbranch and Addicks Dam Subdivision as shown in the attached map. The area to be annexed into the District is located in both Council District A and Council District G and consists of several tracts of land totaling approximately 40.643 acres situated wholly within the corporate limits of the City of Houston. The area sought to be annexed into the District is in a growing commercial area of the city and has a need for services and improvements that encourage economic diversification, stimulate transportation and commerce, and promote the health, safety, and general welfare of its residents and the general public. These services and improvements can most easily be provided to the area through the addition of the land into the existing adjacent management district.

Once added, the District will provide the following services to the three areas:

- Four full-time Harris County Pct. 5 constables;
- Branding, marketing, communications, website, advertising and business promotions;
- IH-10 landscape maintenance, litter pick-up, mowing, graffiti abatement and intersection sweeping;
- Roadway sweeping, esplanade planting, mowing, litter pick-up and landscape maintenance;
- Street trees, reforestation and flower-bed installation and maintenance;
- METRO transit service expansion,
- Transit and pedestrian infrastructure improvements;
- Wayfinding and street sign systems;
- Special events and community activities planning (Recycle Day, Sunday Streets, Energyfest, New Year's Eve and community events);
- Master planning, urban design, streetscape design, sidewalks and trails design and construction;
- Traffic studies for congestion mitigation and transportation demand management programs.

Patrick Walsh P.E.
 Director
 Planning and Development Department

Prior Council Action:

2012-1088

Contact Information:

Rupesh Koshy

Phone: 832-393-6552

ATTACHMENTS:

Description

[Petition for Addition](#)

[Petition for Addition 2](#)

[Petition for Addition 3](#)

[Petition for Addition 4](#)

[Vicinity Map](#)

[Metes and Bounds Description](#)

Type

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ETJ

Item Creation Date: 11/1/2016

201PB409 - Petition Addit (2.948) Harris County MUD No.
153

Agenda Item#: 36.

Summary:

ORDINANCE consenting to the addition of 2.948 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 2.948 acres to Harris County Municipal Utility District No. 153 (Key Map No. 377G).

RECOMMENDATION: Petition for the City's consent to the addition of two (2) tracts of land totaling 2.948 acres to Harris County Municipal Utility District No. 153 be approved.

SPECIFIC EXPLANATION: Harris County Municipal Utility District No. 153 has petitioned the City of Houston for consent to add 2.948 acres, located in the extraterritorial jurisdiction of the City, 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 Union Pacific Railroad, Will Clayton Parkway, Timber Forest Drive, and West Lake Houston Parkway. The district desires to add 2.948 acres, thus yielding a total of 1,131.811 acres. The district is served by a regional plant, Atascocita Regional Wastewater Treatment Plant. The other districts served by this plant are Harris County Municipal Utility District No. 46, Harris County Municipal Utility District No. 106, Harris County Municipal Utility District No. 109, Harris County Municipal Utility District No. 132, Harris County Municipal Utility District No. 151, Harris County Municipal Utility District No. 152, and Harris County Municipal Utility District No. 494. The nearest major drainage facility for Harris County Municipal Utility District No. 153 is 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.

Dale A. Rudick, P. E., Director
Department of Public Works and Engineering

Contact Information:

Paresh Lad
Acting Deputy Assistant Director
Phone: (832) 395-2690

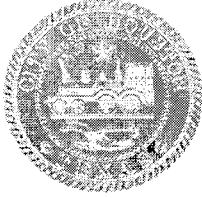
ATTACHMENTS:

Description

Signed RCA
Vicinity Map
Survey Map

Type

Signed Cover sheet
Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ETJ

Item Creation Date: 11/1/2016

20IPB409 - Petition Addit (2.948) Harris County MUD No. 153

Agenda Item#:

Background:

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 2.948 acres to Harris County Municipal Utility District No. 153 (Key Map No. 377G).

RECOMMENDATION: Petition for the City's consent to the addition of two (2) tracts of land totaling 2.948 acres to Harris County Municipal Utility District No. 153 be approved.

SPECIFIC EXPLANATION: Harris County Municipal Utility District No. 153 has petitioned the City of Houston for consent to add 2.948 acres, located in the extraterritorial jurisdiction of the City, 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 Union Pacific Railroad, Will Clayton Parkway, Timber Forest Drive, and West Lake Houston Parkway. The district desires to add 2.948 acres, thus yielding a total of 1,131.811 acres. The district is served by a regional plant, Atascocita Regional Wastewater Treatment Plant. The other districts served by this plant are Harris County Municipal Utility District No. 46, Harris County Municipal Utility District No. 106, Harris County Municipal Utility District No. 109, Harris County Municipal Utility District No. 132, Harris County Municipal Utility District No. 151, Harris County Municipal Utility District No. 152, and Harris County Municipal Utility District No. 494. The nearest major drainage facility for Harris County Municipal Utility District No. 153 is 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.

Dale A. Rudick, P. E., Director
Department of Public Works and Engineering

Contact Information:

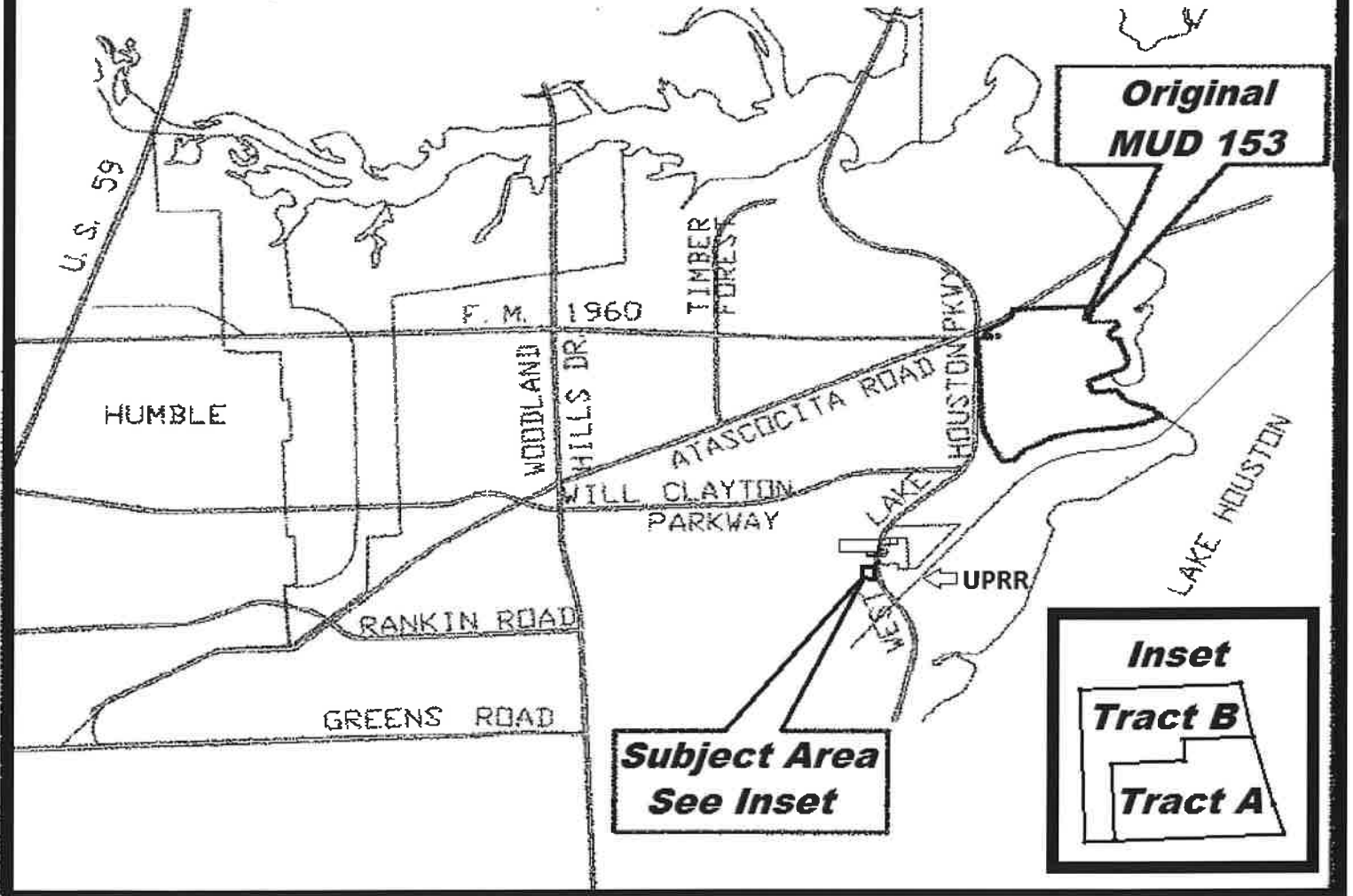
Paresh Lad
Acting Deputy Assistant Director
Phone: (832) 395-2690

ATTACHMENTS:

Description	Type
Application	Backup Material
Petition	Backup Material
Exhibit A - Metes and Bounds	Backup Material
Exhibit B - Consent Conditions	Backup Material
Certificate to Lienholder	Backup Material
Certificate of Authority	Backup Material
Petition to the District	Backup Material
Vicinity Map	Backup Material
Survey Map	Backup Material

**Harris County MUD No. 153
8th Annexation**

Tract A (1.486 Acres) & Tract B (1.462 Acres)



**VICINITY MAP
NOT TO SCALE
KEY MAP 377 G**



CALLED 41.1836 ACRES
H.C.C.F. NO. V682644

LEGEND:

C = CONCRETE
 D.P.C.E. = DEED RECORDS OF HARRIS COUNTY
 FMS = FENCED
 S = SUTTER
 N.C.C.F. NO. = HARRIS COUNTY CLIENT'S FILE NUMBER
 UT = UTM BOUND
 M.A.S.C. = MAP RECORDS OF HARRIS COUNTY
 NC = NATIONAL CORNER
 RP = POWER POLE
 RC = REINFORCED CONCRETE
 SON = SIGN
 STAMP = STORM MANHOLE
 TC = TRIP OF CONCRETE
 TSS = TRAFFIC SIGN, BOX

8.9468 ACRES
CALLED 8.945 ACRES
H.C.C.F. NO. 800804887K1

CALLED 41.1836 ACRES
H.C.C.F. NO. V682644

CALLED 126.50 ACRES
H.C.C.F. NO. 20120490966

BENCHMARK:

FLOODPLAIN REFERENCE MARK NUMBER 07030 IS A BRASS ONE STAMPED BY 07030 FROM BELTWAY 8 AND W. LAKE HOUSTON PARKWAY, EAST ON W. LAKE HOUSTON PARKWAY 4.2 MILES TO BRIDGE OVER HALLSROAD THROUGH IN REWARD 377L IN THE SAN JACINTO RIVER WATERSHED NEAR STREAM 0703-50-00.

ELEVATION = 86.11 (MAY 1986, 2021 ADJUSTED)

I hereby certify that this survey was made on the ground, that this plot correctly represents the facts found on the site of survey and that this professional opinion is given in accordance with the laws of the State of Texas, and that I am a duly Licensed Professional Land Surveyor in the State of Texas.



JL JL
 Registered Professional Land Surveyor

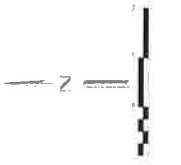
- NOTES:**
- This survey was performed without the benefit of a current title search, therefore all easements and other matters of record which may have been created may not be shown hereon.
 - Shooting orientation based on the southerly line of tract called 41.1836 acres of land described in H.C.C.F. NO. V682644.
 - Surveyor did not descend road.
 - [] indicates dead or post run.
 - Based on graphical scaling no portion of this tract lies within a "100 year flood hazard area" as designated on the National Flood Insurance Program - Flood Insurance Risk Map issued by the Federal Emergency Management Agency under Community Flood Insurance Advisory Circular for Harris County, Texas, dated June 18, 2007. The "100 year flood hazard area" is subject to change as detailed studies become available and/or watershed or channel conditions change.

LINE	DISTANCE	BEARING
L1	87.23'	S 19°52'45" E

CURVE	RADIUS	DELTA	ARC	TANGENT	BEARING	CHORD
C1	2180.00	97°18'13"	274.06	137.22	S 18°14'38" E	273.80

HOVIS SURVEYING COMPANY
 Land Surveys - Computer Mapping
 5000 Delgado - Spring, Texas 77379
 (281) 355-9943
 Acreage - Residential - Industrial - Commercial
 Texas Civil Registration No. 13339402

STANDARD LAND AND TOPOGRAPHIC SURVEY OF 8.9468 ACRES OF LAND SITUATED IN THE GRAND HARRIS SURVEY, ABSTRACT NUMBER 28, HARRIS COUNTY, TEXAS.
 DATE: NOVEMBER 26, 2014 SCALE: 1" = 40' JOB NO. 14-113-01
 4471300.DWG



THE PROPERTY HEREIN IS SUBJECT TO THE FOLLOWING EASEMENTS:
 The easements shown on this plat are in accordance with the plat of the 4th Annex Tract SA, Harris County, Texas, recorded in Public Record Book 4083, Page 180, and the plat of the 8th Annex Tract SA, Harris County, Texas, recorded in Public Record Book 4083, Page 181.

BCE Brent & Billie Properties, Inc.
 3101 Old York Road, Suite 100 Houston, TX 77058
 (281) 627-1111
 www.bceproperties.com
 Equal Housing Opportunity Act

REVISID BOUNDARY MAP OF
 HARRIS COUNTY M.U.D. NO. 153
 AFTER EIGHTH ANNEXATION
 IN THE DAVID HARRIS SURVEY
 ABSTRACT NUMBER 26
 HARRIS COUNTY, TEXAS

CURVE DATA

STATIONING	CHORD BEARING	CHORD DIST.	TANGENT DIST.	ARC DIST.
1+00.00	S 89° 59' 54" W	44.10	17.00	37.10
1+20.00	S 89° 59' 54" W	88.20	17.00	74.20
1+40.00	S 89° 59' 54" W	132.30	17.00	111.30

LIVE DATA

STATIONING	CHORD BEARING	CHORD DIST.	TANGENT DIST.	ARC DIST.
1+60.00	S 89° 59' 54" W	176.40	17.00	148.40
1+80.00	S 89° 59' 54" W	220.50	17.00	185.50
2+00.00	S 89° 59' 54" W	264.60	17.00	222.60



4TH ANNEX TRACT SA
 96 CHAIN TRACT
 970.952 ACRES

EXISTING ANNEX ADDRESS	117,083 ACRES	1,031.831 ACRES
117,083	117,083	1,031.831
1,031.831	1,031.831	117,083

141' EXISTING ADDRESS
 151' EXISTING ADDRESS
 161' EXISTING ADDRESS



DAVID HARRIS
 REGISTERED PROFESSIONAL ENGINEER
 NO. 12345
 STATE OF TEXAS



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016
District B, District E, District I
Item Creation Date: 9/1/2016

HAS - RS&H - Additional Appropriation for On-Call
Environmental Services

Agenda Item#: 37.

Summary:

ORDINANCE appropriating \$5,000,000.00 out of Airports Improvement Fund as an additional appropriation for Professional On-Call Environmental Consulting Services Contract between the City of Houston and **RS&H, INC** for the Houston Airport System; amending Ordinance No. 2014-802 to increase the maximum contract amount - **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**

Background:

Enact an ordinance to **approve an additional appropriation of \$5,000,000** to the On-Call Environmental Consulting Services Contract with RS&H, Inc. and to amend Ordinance 2014-802 to increase the **maximum contract amount to \$10,000,000**.

Specific Explanation:

On August 20, 2014, City Council approved the On-Call Professional Environmental Services contract. The original appropriation was for \$750,000 for year one, \$800,000 for year two and \$3,450,000 specified for the subsequent years. RS&H, Inc. has thus far provided the following services:

- Air quality assessment and permitting
- Water quality assessment and permitting
- Site assessment and remediation
- NEPA and general conformity review of capital development projects
- Regulatory negotiations
- Environmental management information systems
- Energy efficiency
- Training
- Sustainability planning and management
- Land use regulation compliance
- Aviation noise services
- Spill prevention
- Emergency response coordination, sampling, and oversight
- Environmental Design
- Environmental specifications for construction projects
- Litigation support

- Other miscellaneous environmental services

It is now requested that council approve an additional appropriation of \$5,000,000 to complete the necessary National Environmental Policy Act (NEPA) approvals for the Mickey Leland International Terminal at George Bush Intercontinental Airport (IAH) (MLIT), the Spaceport Phase 1 at Ellington Airport (EFD), the North Hollow Noise Mitigation Program, and other airport projects.

The following projects are anticipated to be supported by the On-Call Professional Environmental Consulting Services Contract through this additional appropriation:

- East Hardstand Environmental Documentation
- MLIT Environmental Documentation
- Ellington Airport Spaceport Phase 1 Environmental Documentation
- Wetland Delineation for the three airports
- Federal Fish and Wildlife Permit
- Fleet Maintenance Building
- Tower Demolition at IAH
- IT Building Environmental Documentation
- Hobby Airport Upcoming Projects Environmental Documentation
- IAH Storm Water Pollution Control System Environmental
- Taxiways Upgrade for Heavy Aircraft Environmental Documentation
- CNG Station Environmental Documentation
- Wetland permitting for the three Airports
- North Hollow Sound Mitigation Program
- Archeological Survey for the three Airports
- Maintenance Startup and Shutdown (MSS) Emission Evaluation
- SIP Emissions Inventory/TCEQ AEI and MCECT
- FIS Expansion Environmental Documentation
- Taxiway November Romeo (NR) Expansion
- Three Airports Materials Hazardous Assessment
- HOU Satellite Utilities Plant (SUP) Phase II
- Relocation of Right-of-Way
- As Yet Undetermined Projects That Will Need Environmental Documentation

The term of this Contract remains a maximum of five (5) years. The previously approved aggregate total contract amount shall not to exceed \$10,000,000.

Pay or Play:

The proposed contract requires compliance with the City's "Pay or Play" ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides benefits for some employees but will pay into Contractor Responsibility Fund for others, in compliance with City policy.

Hire Houston First:

Hire Houston First does not apply because this project is federally funded.

DBE Participation:

The Disadvantaged Business Enterprise (DBE) Goal for this agreement is 30%. RS&H, Inc. is currently achieving 41.49% DBE participation. Based on the executed Letters of Authorization, it is

expected that the final DBE participation will surpass the 30% goal and will be met by the following certified firms:

Firm	Type Of Work
KB Environmental	Noise and air quality modeling and analysis
USA Shelco Inc.	Engineering Services
Crouch Environmental Services, Inc.	Water quality assessment and permitting
Quadrant Consultant Inc.	Environmental Engineering & Natural Resources
B & A Laboratories, Inc. DBA Xenco	Environmental Services
Knudson LP	Geographic information services
TGE	Environmental Mitigation
HMMH	Noise Testing

Due to the on-call nature of the work to be performed under this agreement, the amount of work required of the DBE firms listed will be identified as the scopes of the projects evolve. The HAS Office of Business Opportunity has reviewed and approved this participation plan.

CIP Fiscal Note:

This Contract was executed with the express purpose of providing on-call professional environmental services for the Houston Airport System (HAS) and will be utilized in support of multiple, separate and distinct projects for which HAS will not procure the services of separate on-call environmental services firms or are only soliciting very early environmental preparation. At the time of the project procurement for a future given project, an operational expense impact analysis will be provided for that specific, individual project.

See attached Form A

A portion of the spending may be eligible for reimbursement under either the FAA AIP or PFC programs.

Director's Signature:

Chief Economic Development Officer's Signature:

 Mario C. Diaz
 Houston Airport System

 Andy Icken
 Office of the Mayor

Prior Council Action:

08/20/2014 (O) 2014-0802

Prior Appropriations:

08/20/2014	\$750,000	HAS Airport Improvement (8011)
07/01/2014	\$800,000	Revenue (8001) FY15
Out Years	\$3,450,000	HAS Revenue (8001)
TOTAL	\$5,000,000	

Amount of Funding:

\$5,000,000 HAS Airport Improvement (8011)

\$5,000,000 TOTAL

Contact Information:

Rhonda Arnold 281/233-1618

Robert Barker 281/233-1953

ATTACHMENTS:

Description

HAS Signed RCA

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/29/2016
District B, District E, District I
Item Creation Date: 9/1/2016

HAS - RS&H - Additional Appropriation for On-Call Environmental Services

Agenda Item#: 48.

Background:

Enact an ordinance to **approve an additional appropriation of \$5,000,000** to the On-Call Environmental Consulting Services Contract with RS&H, Inc. and to amend Ordinance 2014-802 to increase the **maximum contract amount to \$10,000,000**.

Specific Explanation:

On August 20, 2014, City Council approved the On-Call Professional Environmental Services contract. The original appropriation was for \$750,000 for year one, \$800,000 for year two and \$3,450,000 specified for the subsequent years. RS&H, Inc. has thus far provided the following services:

- Air quality assessment and permitting
- Water quality assessment and permitting
- Site assessment and remediation
- NEPA and general conformity review of capital development projects
- Regulatory negotiations
- Environmental management information systems
- Energy efficiency
- Training
- Sustainability planning and management
- Land use regulation compliance
- Aviation noise services
- Spill prevention
- Emergency response coordination, sampling, and oversight
- Environmental Design
- Environmental specifications for construction projects
- Litigation support
- Other miscellaneous environmental services

It is now requested that council approve an additional appropriation of \$5,000,000 to complete the necessary National Environmental Policy Act (NEPA) approvals for the Mickey Leland International Terminal at George Bush Intercontinental Airport (IAH) (MLIT), the Spaceport Phase 1 at Ellington Airport (EFD), the North Hollow Noise Mitigation Program, and other airport projects.

The following projects are anticipated to be supported by the On-Call Professional Environmental Consulting Services Contract through this additional appropriation:

- East Hardstand Environmental Documentation
- MLIT Environmental Documentation
- Ellington Airport Spaceport Phase 1 Environmental Documentation
- Wetland Delineation for the three airports
- Federal Fish and Wildlife Permit
- Fleet Maintenance Building
- Tower Demolition at IAH
- IT Building Environmental Documentation
- Hobby Airport Upcoming Projects Environmental Documentation
- IAH Storm Water Pollution Control System Environmental
- Taxiways Upgrade for Heavy Aircraft Environmental Documentation
- CNG Station Environmental Documentation
- Wetland permitting for the three Airports
- North Hollow Sound Mitigation Program
- Archeological Survey for the three Airports
- Maintenance Startup and Shutdown (MSS) Emission Evaluation
- SIP Emissions Inventory/TCEQ AEI and MCECT
- FIS Expansion Environmental Documentation
- Taxiway November Romeo (NR) Expansion

- Three Airports Materials Hazardous Assessment
- HOU Satellite Utilities Plant (SUP) Phase II
- Relocation of Right-of-Way
- As Yet Undetermined Projects That Will Need Environmental Documentation

The term of this Contract remains a maximum of five (5) years. The previously approved aggregate total contract amount shall not to exceed \$10,000,000.

Pay or Play:

The proposed contract requires compliance with the City's "Pay or Play" ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides benefits for some employees but will pay into Contractor Responsibility Fund for others, in compliance with City policy.

Hire Houston First:

Hire Houston First does not apply because this project is federally funded.

DBE Participation:

The Disadvantaged Business Enterprise (DBE) Goal for this agreement is 30%. RS&H, Inc. is currently achieving 41.49% DBE participation. Based on the executed Letters of Authorization, it is expected that the final DBE participation will surpass the 30% goal and will be met by the following certified firms:

Firm	Type Of Work
KB Environmental	Noise and air quality modeling and analysis
USA Shelco Inc.	Engineering Services
Crouch Environmental Services, Inc.	Water quality assessment and permitting
Quadrant Consultant Inc.	Environmental Engineering & Natural Resources
B & A Laboratories, Inc. DBA Xenco	Environmental Services
Knudson LP	Geographic information services
TGE	Environmental Mitigation
HMMH	Noise Testing

Due to the on-call nature of the work to be performed under this agreement, the amount of work required of the DBE firms listed will be identified as the scopes of the projects evolve. The HAS Office of Business Opportunity has reviewed and approved this participation plan.

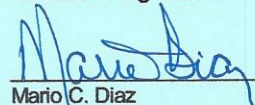
CIP Fiscal Note:

This Contract was executed with the express purpose of providing on-call professional environmental services for the Houston Airport System (HAS) and will be utilized in support of multiple, separate and distinct projects for which HAS will not procure the services of separate on-call environmental services firms or are only soliciting very early environmental preparation. At the time of the project procurement for a future given project, an operational expense impact analysis will be provided for that specific, individual project.

See attached Form A

A portion of the spending may be eligible for reimbursement under either the FAA AIP or PFC programs.

Director's Signature:


 Mario C. Diaz
 Houston Airport System

Chief Economic Development Officer's Signature:

 Andy Icken
 Office of the Mayor

Prior Council Action:

08/20/2014 (O) 2014-0802

Prior Appropriations:

08/20/2014	\$750,000	HAS Airport Improvement (8011)
07/01/2014	\$800,000	Revenue (8001) FY15
<u>Out Years</u>	<u>\$3,450,000</u>	<u>HAS Revenue (8001)</u>
TOTAL	\$5,000,000	

Amount of Funding:

\$5,000,000 HAS Airport Improvement (8011)

\$5,000,000 TOTAL

Contact Information:

Rhonda Arnold 281/233-1618

Robert Barker 281/233-1953



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/2/2016

20JTH19/Additional Appropriation/SES Horizon

Agenda Item#: 38.

Summary:

ORDINANCE appropriating \$210,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Local Drainage Project Design Work Orders (Approved by Ordinance No. 2013-0033, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

Background:

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc., for Local Drainage Project Design Work Orders. WBS No. M-000126-0078-3

RECOMMENDATION: (Summary) Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with SES Horizon Consulting Engineers, Inc.

PROJECT NOTICE/JUSTIFICATION: This program is part of the Capital Improvement Plan (CIP) and is required to preserve, repair, rehabilitate, or reconstruct the storm water drainage asset to such a condition that it may be effectively used for its designed functional purpose.

DESCRIPTION/SCOPE: This City-wide program provides professional engineering services to resolve localized storm water drainage problems that have been nominated by Street and Drainage Division. The project scope is established by each work order. The work orders are prioritized based on a range of factors from public safety to level-of-service.

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

PREVIOUS HISTORY AND SCOPE: City Council approved the original Contract on January 16, 2013, under Ordinance No. 2013-0033. The contract was supplemented by Council on March 25, 2015, under Ordinance No. 2015-0236. The scope of services under the Original Contract consisted of professional engineering services for Local Drainage Project work orders. Under this Contract, the Consultant completed engineering investigations and design for eight (8) work orders.

SCOPE OF THIS ADDITIONAL APPROPRIATION AND FEE: The requested additional

appropriation will accomplish the following tasks: Phase I Preliminary Design Basic and Additional Services, Phase II Final Design Basic and Additional Services, and Phase III Construction Phase Services, as defined by each work order. The Basic and Additional Services fee for each work order will be negotiated based on the scope of service required and all Phases will be paid on a lump sum or a reimbursable basis with authorization not-to-exceed the agreed amount.

The total requested appropriation is \$210,000.00 to be appropriated as follows: \$175,000.00 for contract services and \$35,000.00 for CIP Cost Recovery.

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

M/WBE PARTICIPATION: The M/WBE goal established for this project is 15.00%. The original Contract amount and subsequent appropriations totals \$600,000.00. The consultant has been paid \$596,832.38 (99.47%) to date. Of this amount, \$99,185.20 (16.62%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$775,000.00. The Consultant previously satisfied the M/WBE goal established for this project:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
Paid Prior M/WBE Commitment	---	\$ 99,185.20	12.80%
Unpaid Prior M/WBE Commitment	---	<u>\$ 50,814.80</u>	<u>6.55%</u>
TOTAL		\$ 150,000.00	19.35%

ESTIMATED FISCAL OPERATING IMPACT:

No significant Fiscal Operating impact is anticipated as a result of this project.

Dale A. Rudick, P.E., Director
 Department of Public Works and Engineering

Prior Council Action:

Ordinance # 2013-0033 01/16/2013
 Ordinance # 2015-0236 03/25/2015

Amount of Funding:

\$210,000.00 from Fund No. 4042 – Street & Traffic Control and Storm Drainage DDSRF.

Original and subsequent (previous) appropriations of \$692,000.00 from Fund No. 4042 – Street & Traffic Control and Storm Drainage DDSRF.

Contact Information:

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

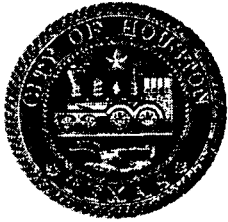
ATTACHMENTS:

Description

Signed RCA
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 11/2/2016

20JTH19/Additional Appropriation/SES Horizon

Agenda Item#:

Background:

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and SES Horizon Consulting Engineers, Inc., for Local Drainage Project Design Work Orders. WBS No. M-000126-0078-3

RECOMMENDATION: (Summary) Approve an ordinance appropriating additional funds to the Professional Engineering Services Contract with SES Horizon Consulting Engineers, Inc.

PROJECT NOTICE/JUSTIFICATION: This program is part of the Capital Improvement Plan (CIP) and is required to preserve, repair, rehabilitate, or reconstruct the storm water drainage asset to such a condition that it may be effectively used for its designed functional purpose.

DESCRIPTION/SCOPE: This City-wide program provides professional engineering services to resolve localized storm water drainage problems that have been nominated by Street and Drainage Division. The project scope is established by each work order. The work orders are prioritized based on a range of factors from public safety to level-of-service.

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

PREVIOUS HISTORY AND SCOPE: City Council approved the original Contract on January 16, 2013, under Ordinance No. 2013-0033. The contract was supplemented by Council on March 25, 2015, under Ordinance No. 2015-0236. The scope of services under the Original Contract consisted of professional engineering services for Local Drainage Project work orders. Under this Contract, the Consultant completed engineering investigations and design for eight (8) work orders.

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The total requested appropriation is \$210,000.00 to be appropriated as follows: \$175,000.00 for contract services and \$35,000.00 for CIP Cost Recovery.

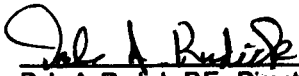
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M/WBE PARTICIPATION: The M/WBE goal established for this project is 15.00%. The original Contract amount and subsequent appropriations totals \$600,000.00. The consultant has been paid \$596,832.38 (99.47%) to date. Of this amount, \$99,185.20 (16.62%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$775,000.00. The Consultant previously satisfied the M/WBE goal established for this project:

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Unpaid Prior M/WBE Commitment	—	\$ 50,814.80	6.55%
	TOTAL	\$ 150,000.00	19.35%

ESTIMATED FISCAL OPERATING IMPACT:

No significant Fiscal Operating impact is anticipated as a result of this project.



Dale A. Rudick, P.E., Director

Department of Public Works and Engineering

Prior Council Action:

Ordinance # 2013-0033 01/16/2013
Ordinance # 2015-0236 03/25/2015

Amount of Funding:

\$210,000.00 from Fund No. 4042 – Street & Traffic Control and Storm Drainage DDSRF.

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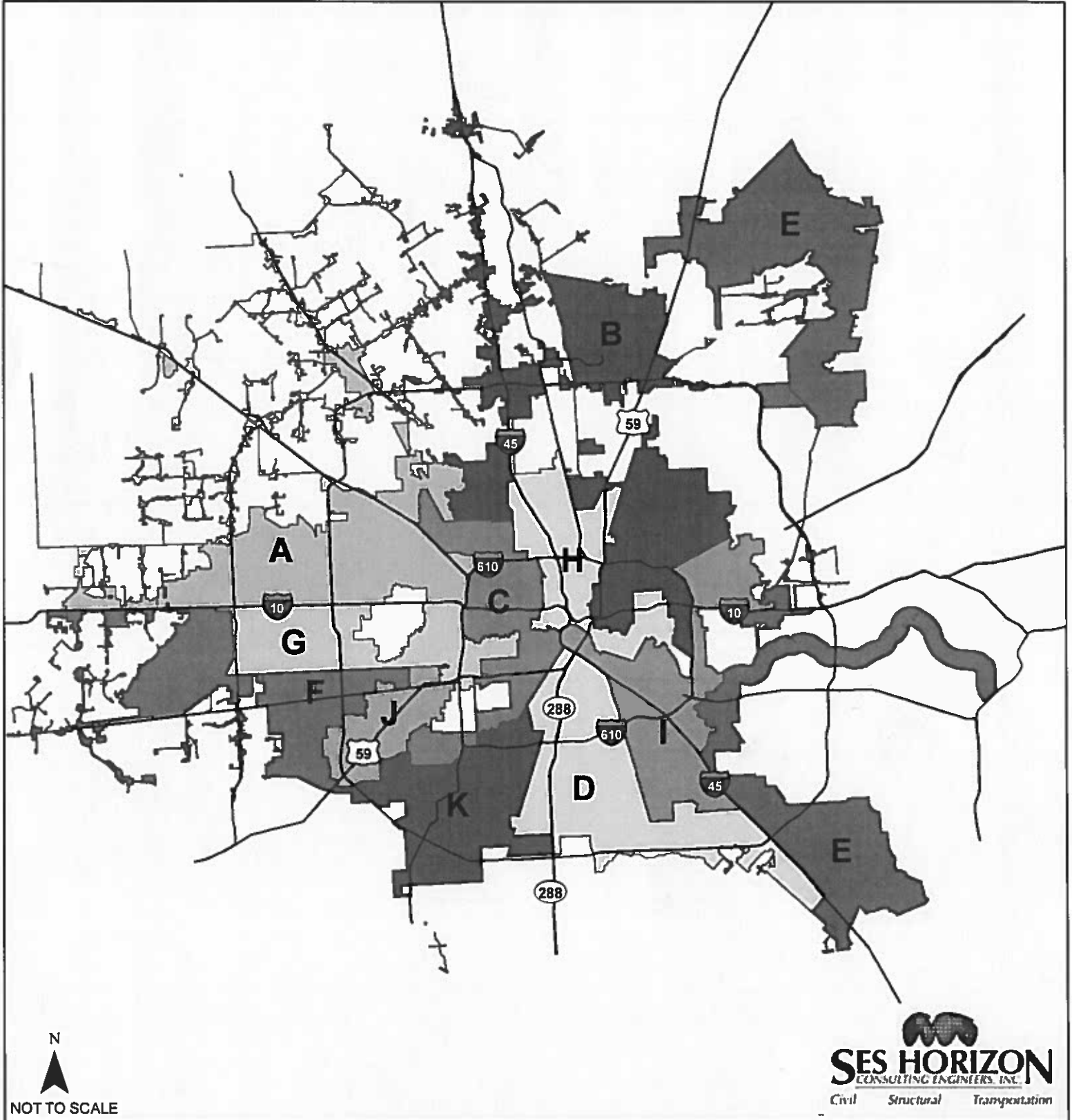
Contact Information:

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

ATTACHMENTS:

Description	Type
Maps	Backup Material
Form B (Fair Campaign Ord.)	Backup Material
Ownership Information Form (doc 0455)	Backup Material
Tax Report	Backup Material
Pay or Play (POP 1-3)	Backup Material
Form 1295	Backup Material
Prior Council Action - prior RCA & Ordinance	Backup Material
OBO MWBE Schedule	Backup Material
SAP documents	Financial Information

CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
ENGINEERING AND CONSTRUCTION DIVISION



LOCATION AND VICINITY MAP
CITYWIDE WORK ORDERS

LOCAL DRAINAGE PROJECT DESIGN WORK ORDERS
WBS NO. M-000126-0078-3



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District J, District K

Item Creation Date: 11/15/2016

20CDC01/CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8

Agenda Item#: 39.

Summary:

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the Corner Clips Intersection and Safety Improvements Project; authorizing the acquisition of fee simple or easement interest to three parcels of land required for the project and situated in the James Wells Survey, Abstract No. 830 and R.J. Channel Survey, Abstract No. 1615, in Harris County, Texas, said parcels of land being located at the northeast and southwest corners of South Gessner Road and Beechnut Street, and the southwest corner of West Airport Boulevard and Riceville School Road, in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple or easement interest to three parcels of land required for the project - **DISTRICTS J - LASTER and K - GREEN**

Background:

SUBJECT: Recommendation that an ordinance for the CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8 be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

WBS WBS N-310662-0047-2

RECOMMENDATION: (Summary)

An ordinance for the CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8 be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

SPECIFIC EXPLANATION:

The Department of Public Works and Engineering is requesting that an ordinance for the CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8 be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.

This project is a part of the City's ongoing program to upgrade, rehabilitate, and improve intersection efficiency throughout the City. It will provide for less traffic congestion, decreased concentration of vehicles at intersections, and will also reduce the possibility of collisions and

delays.

This action authorizes payment for costs of land purchases/condemnations, relocation assistance expenses, appraisal fees, title policies/services, recording fees and other acquisition costs in connection with negotiations to settle purchases; finds a public necessity for the project; and approves and authorizes the condemnation of the land and improvements thereon. If negotiations to acquire the property cannot be concluded as a dedication or purchase or for any reason for which acquisition by condemnation is warranted, this action authorizes the City Attorney to file or cause Eminent Domain proceedings to be filed and acquire land, rights-of-way and/or easements for said purposes and authorizes payment for the Award of Special Commissioners and court costs associated with condemnation proceedings. Parcels with a consideration that exceeds the spending authority threshold set by State law will be submitted to City Council as they are finalized. This will expedite the process of acquiring land, rights-of-way and/or easements in support of the CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8.

Prior Council Action:

Ordinance 2016-757, passed October 5, 2016

Contact Information:

Nancy P. Collins
Senior Assistant Director – Real Estate
Phone: (832) 395-3130

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

ATTACHMENTS:

Description

Signed RCA
LOCATION MAPS

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
District J, District K
Item Creation Date: 11/15/2016

20CDC01/CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8

Agenda Item#:

Background:

SUBJECT: Recommendation that an ordinance for the CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8 be passed approving and authorizing the acquisition of parcels by dedication, purchase, or condemnation.
WBS WBS N-310662-0047-2

RECOMMENDATION: (Summary)

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SPECIFIC EXPLANATION:

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Prior Council Action:

Ordinance 2016-757, passed October 5, 2016

Amount of Funding:

No additional funding required.

Contact Information:

Nancy P. Collins
Senior Assistant Director – Real Estate
Phone: (832) 395-3130

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

ATTACHMENTS:

Description

LOCATION MAPS
PRIOR ORDINANCE 2016-757
SURVEYS-METES AND BOUNDS

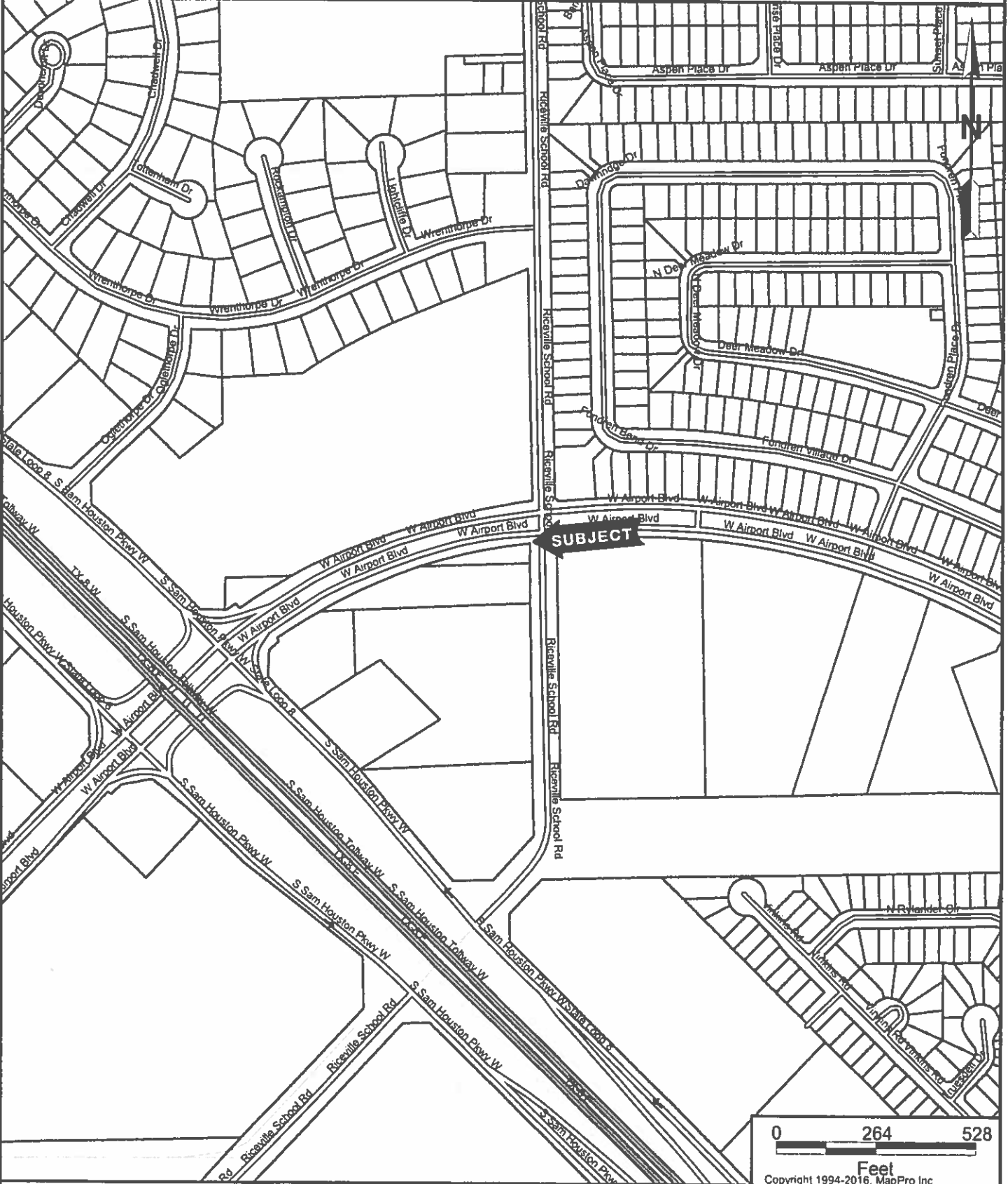
Type

Backup Material
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LOCATION MAP

Description: CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8
WBS # N-310662-0047-2; Council Districts J and K; Key Map 530 J and 570 E

Prepared by: City of Houston, 611 Walker, 19th Floor, Houston, TX 77002



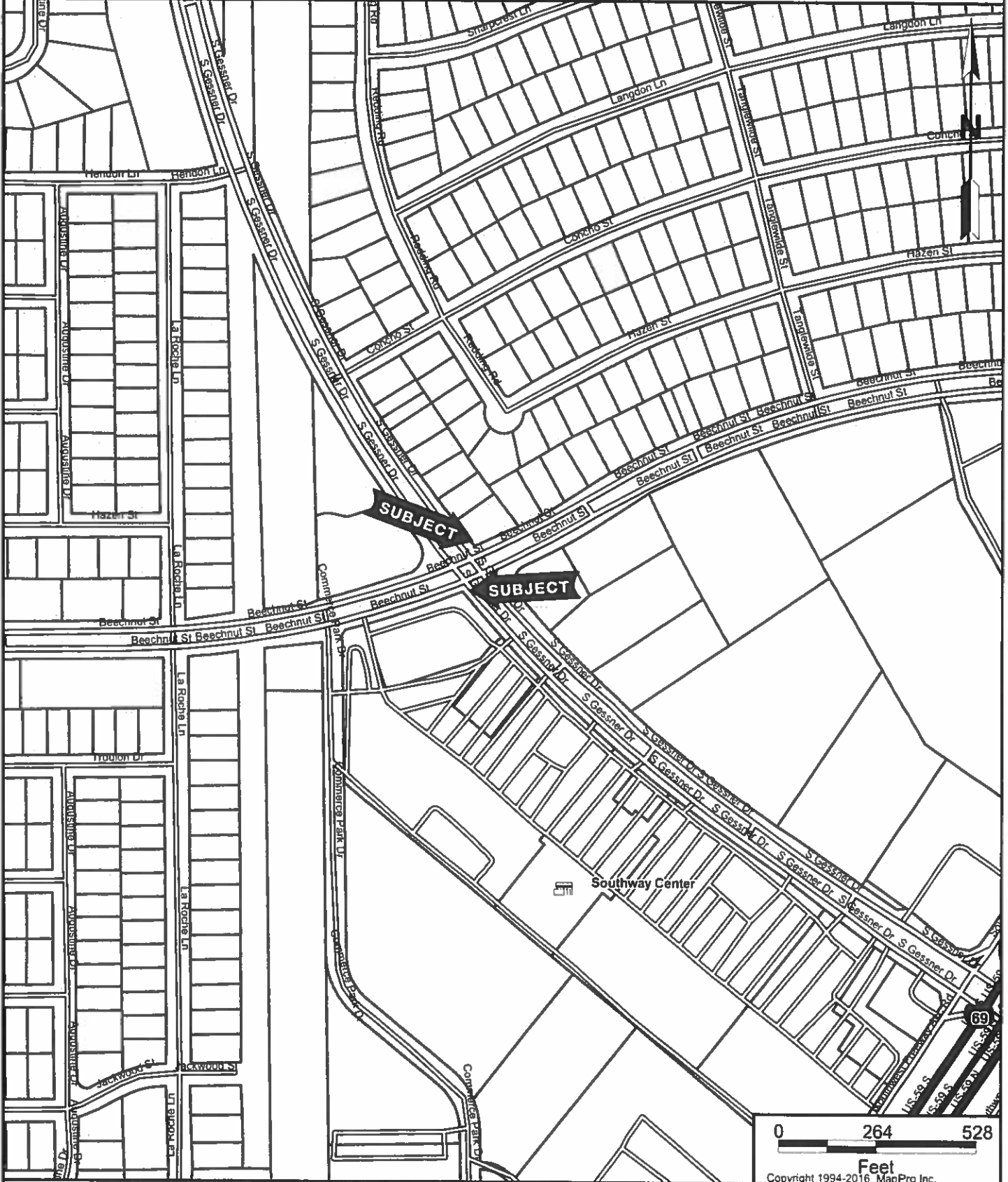
CAUTION:

Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.

LOCATION MAP

Description: CORNER CLIPS INTERSECTION AND SAFETY IMPROVEMENTS PROJECT #8
WBS # N-310662-0047-2; Council Districts J and K; Key Map 530 J and 570 E

Prepared by: City of Houston, 611 Walker, 19th Floor, Houston, TX 77002



CAUTION:

Inaccuracies may exist on map such as missing, incorrectly drawn, or incorrectly addressed streets. Please report any such inaccuracy to MapPro, Inc. so that appropriate corrections can be made.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

District I

Item Creation Date: 11/4/2016

20IMR97 Contract Award / CSA Construction, Inc.

Agenda Item#: 40.

Summary:

ORDINANCE appropriating \$2,919,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CSA CONSTRUCTION, INC** for Sims North Wastewater Treatment Plant Waste and Debris Handling and Disposal Station; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing services, CIP Cost Recovery, design services during construction, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

Background:

SUBJECT: Contract Award for Sims North Wastewater Treatment Plant (WWTP) Waste and Debris Handling and Disposal Station. WBS No. R-000265-0081-4

RECOMMENDATION: (Summary)

Accept low bid, award Construction Contract and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's on going program to make improvements to Sims Bayou Wastewater Treatment Plant facility.

DESCRIPTION/SCOPE: This project consists of Construction of new debris and waste handling station and demolition of existing inefficient old station.

The Contract duration for this project is 490 calendar days. This project was designed by Alan Plummer Associates, Inc.

LOCATION: The project area is located at 9570 ½ Lawndale Street, in Key Map Grid 535G.

BIDS: This project was advertised for bidding on June 17, 2016. Bids were received on August 11, 2016. The five (5) bids are as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	CSA Construction, Inc.	\$2,512,625.00
2.	LEM Construction Co., Inc.	\$2,562,855.00
3.	Industrial TX Corp.	\$2,572,125.00
4.	Meiners Construction LLC	\$2,997,712.00
5.	Peltier Brothers Construction, LTD	\$3,160,291.00

(By PB, LLC; Its General Partner)

AWARD: It is recommended that this construction contract be awarded to CSA Construction, Inc. with a low bid of \$2,512,625.00 and that Addendum Numbers 1, 2 and 3 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$2,919,200.00 to be appropriated as follows:

Bid Amount	\$ 2,512,625.00
Contingencies	\$ 125,691.25
Engineering and Testing Services	\$ 55,000.00
CIP Cost Recovery	\$ 175,883.75
Design Services During Construction	\$ 50,000.00

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

Design Services during Construction will be provided by Alan Plummer Associates, Inc. under a previously approved contract.

HIRE HOUSTON FIRST:

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston business and supports job creation. In this case CSA Construction, Inc. is a designated HHF company, but they were the successful awardee without application of the HHF preference.

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.

M/WSBE PARTICIPATION: The Contractor has submitted the following proposed program to satisfy the 11% 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. C & B Rebar Construction, Inc.	Reinforcing Rebar Services	\$159,651.00	6.35%
2. C & B Waterworks, Inc.	Furnishing Concrete Drilled Piers Services	\$123,830.00	4.93%
	TOTAL	\$283,481.00	11.28%

<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. F&L Coating And Concrete, LLC	Concrete Protective Coating Services	\$12,000.00	0.48%
2. Macaulay Controls Company	Furnishing Treatment Plant Equipment Services	\$75,679.00	3.01%
	TOTAL	\$87,679.00	3.49%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Medcalf Fabrication, Inc.	Fabricate Miscellaneous Metals Services	\$171,502.00	6.83%
2. Cohen Industrial Supply Co.	Supply pipe, fittings, valves & support Services	<u>\$49,548.00</u>	<u>1.97%</u>
TOTAL		\$221,050.00	8.80%

ESTIMATED FISCAL OPERATING IMPACT:

No significant Fiscal Operating impact is anticipated as a result of this project.

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

Dale A. Rudick, P.E., Director
Department of Public Works and Engineering

Amount of Funding:

\$2,919,200.00

Fund No. 8500 – Water and Sewer System Consolidated Construction Fund

Contact Information:

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

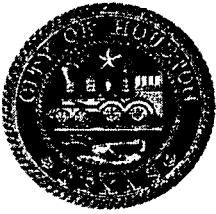
ATTACHMENTS:

Description

Signed Coversheet
MAPS

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District I

Item Creation Date: 11/4/2016

201MR97 Contract Award / CSA Construction, Inc.

Agenda Item#:

Background:

SUBJECT: Contract Award for Sims North Wastewater Treatment Plant (WWTP) Waste and Debris Handling and Disposal Station. WBS No. R-000265-0081-4

RECOMMENDATION: (Summary)

Accept low bid, award Construction Contract and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's on going program to make improvements to Sims Bayou Wastewater Treatment Plant facility.

DESCRIPTION/SCOPE: This project consists of Construction of new debris and waste handling station and demolition of existing inefficient old station.

The Contract duration for this project is 490 calendar days. This project was designed by Alan Plummer Associates, Inc.

LOCATION: The project area is located at 9570 1/2 Lawndale Street, in Key Map Grid 535G.

BIDS: This project was advertised for bidding on June 17, 2016. Bids were received on August 11, 2016. The five (5) bids are as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	CSA Construction, Inc.	\$2,512,625.00
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5.	Peltier Brothers Construction, LTD (By PB, LLC; Its General Partner)	\$3,160,291.00

AWARD: It is recommended that this construction contract be awarded to CSA Construction, Inc. with a low bid of \$2,512,625.00 and that Addendum Numbers 1, 2 and 3 be made a part of this Contract.

PROJECT COST: The total cost of this project is \$2,919,200.00 to be appropriated as follows:

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Engineering and Testing Services	\$ 55,000.00
CIP Cost Recovery	\$ 175,883.75
Design Services During Construction	\$ 50,000.00

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PAY OR PLAY PROGRAM:

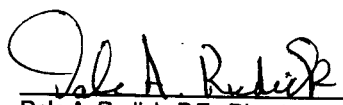
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TOTAL		\$283,481.00	11.28%
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. F&L Coating And Concrete, LLC	Concrete Protective Coating Services	\$12,000.00	0.48%
2. Macaulay Controls Company	Furnishing Treatment Plant Equipment Services	\$75,679.00	3.01%
TOTAL		\$87,679.00	3.49%
<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Medcalf Fabrication, Inc.	Fabricate Miscellaneous Metals Services	\$171,502.00	6.83%
2. Cohen Industrial Supply Co.	Supply pipe, fittings, valves & support Services	\$49,548.00	1.97%
TOTAL		\$221,050.00	8.80%

ESTIMATED FISCAL OPERATING IMPACT:

No significant Fiscal Operating impact is anticipated as a result of this project.
 All known rights-of-way, easements and/or right-of-entry required for the project have been acquired.

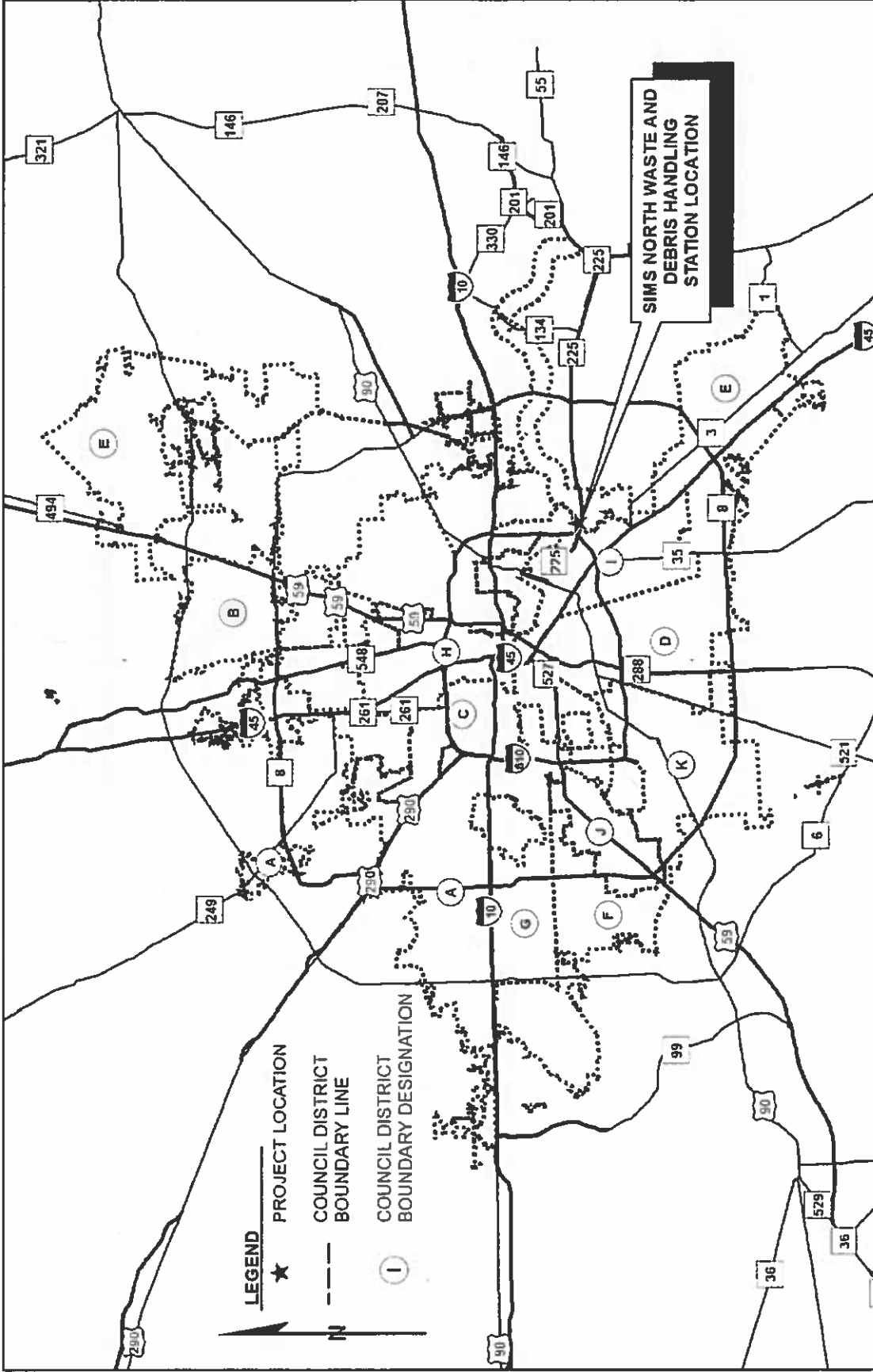

 Dale A. Rudick, P.E., Director
 Department of Public Works and Engineering

Amount of Funding:
 \$2,919,200.00 from Fund No. 8500 – Water and Sewer System Consolidated Construction.

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

ATTACHMENTS:

Description	Type
SAP	Backup Material
FORM B	Backup Material
MAPS	Backup Material
OWNERSHIP INFORMATION FORM (DOC 455)	Backup Material
TAX REPORT	Backup Material
OBO	Backup Material
OBO	Backup Material
Pay or P Lay(POP 1-3)	Backup Material
Form 1295	Backup Material
ORDINANCE	Backup Material



Alan Plummer Associates, Inc.
 1320 South University Drive, Suite 300
 Fort Worth, Texas 76107
 Tel: (817) 806-1700
 TBPE Firm No. 13

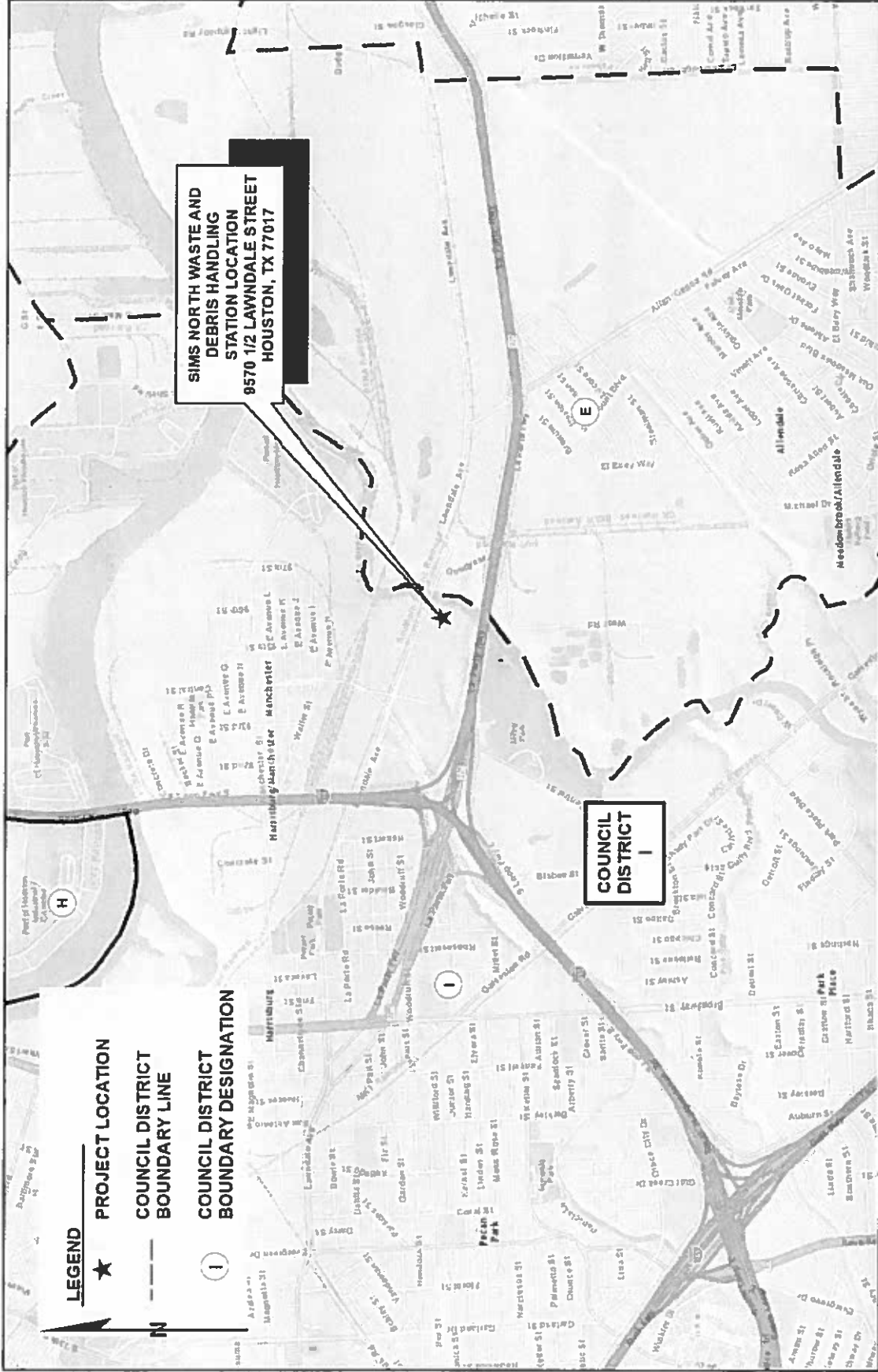
Date: 9/2/2016



VICINITY MAP
 NOT TO SCALE
 KEY MAP NO 535-G
 GIMS MAP NO 5655 B
 COUNCIL DISTRICT - I

CITY OF HOUSTON
 DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING AND CONSTRUCTION DIVISION
 SIMS NORTH WASTE AND DEBRIS HANDLING STATION
 WBS NO. R-000265-0081-4.

Document Path: H:\Projects\11020003-04\AcadMap\Waste Sims Houston Sims Waste Overview.mxd



SIMS NORTH WASTE AND DEBRIS HANDLING STATION LOCATION
9570 1/2 LAWNDALE STREET
HOUSTON, TX 77017

COUNCIL DISTRICT I

LEGEND
 ★ PROJECT LOCATION
 --- COUNCIL DISTRICT BOUNDARY LINE
 ① COUNCIL DISTRICT BOUNDARY DESIGNATION



CITY OF HOUSTON

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING
 ENGINEERING AND CONSTRUCTION DIVISION
 SIMS NORTH WASTE AND DEBRIS HANDLING STATION
 WBS NO. R-000265-0081-4.

LOCATION MAP
 NOT TO SCALE

KEY MAP NO 535-G
 GIMS MAP NO 5655 B
 COUNCIL DISTRICT - I

ALAN PLUMMER ASSOCIATES, INC.
 ENGINEERING & ARCHITECTURE
 Alan Plummer Associates, Inc.
 1320 South University Drive, Suite 300
 Fort Worth, Texas 76107
 Tel: (817) 806-1700
 TBPE Firm No. 13

Date: 9/2/2016

DocuPrint Path: I:\Projects\1107003_04_AerialMap\Water_Sep\Houston_Sims_Waste.mxd



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/15/2016

ARA-Aco Waste Sol. Inc. SWF

Agenda Item#: 41.

Summary:

ORDINANCE No. 2016-0907, passed second reading December 7, 2016

ORDINANCE granting to **ACO WASTE SOLUTION, INC, a Texas corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Aco Waste Sol. Inc. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 217 solid waste operator franchises. For FY 2015, the total solid waste franchise revenue to the City is projected to be \$7,188,167.37.

The proposed ordinance grants the franchisee 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 four percent of their annual gross revenue, payable quarterly. To verify franchisee compliance with the franchise, the franchisee company has the duty to maintain required customer records, which the City has the right to inspect during regular business hours. The franchise agreement 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.

Departmental Approval Authority:

Tina Paez, Director
Administration & Regulatory Affairs Department

Other Authorization

Contact Information:

Lara Cottingham

Phone: (832) 393- 8503

Naelah Yahya

Phone: (832) 393- 8530

ATTACHMENTS:

Description

Type

11.21.2016 Aco Waste Sol. Inc. SWF RCA

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/30/2016

ALL

Item Creation Date: 11/15/2016

ARA- Aco Waste Sol. Inc. SWF

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Aco Waste Sol. Inc. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 217 solid waste operator franchises. For FY 2015, the total solid waste franchise revenue to the City is projected to be \$7,188,167.37.

The proposed ordinance grants the franchisee 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 four percent of their annual gross revenue, payable quarterly. To verify franchisee compliance with the franchise, the franchisee company has the duty to maintain required customer records, which the City has the right to inspect during regular business hours. The franchise agreement 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.

Departmental Approval Authority:

Tina Paez, Director
Administration & Regulatory
Affairs Department

Other Authorization

Contact Information:

Lara Cottingham Phone: (832) 393-8503
Naelah Yahya Phone: (832) 393-8530



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 11/15/2016

ARA-Roll Off King SWF

Agenda Item#: 42.

Summary:

ORDINANCE No. 2016-0908, passed second reading December 7, 2016

ORDINANCE granting to **ROLL OFF KING, LLC, a Texas Limited Liability Company**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Roll Off King. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 217 solid waste operator franchises. For FY 2015, the total solid waste franchise revenue to the City is projected to be \$7,188,167.37.

The proposed ordinance grants the franchisee 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 four percent of their annual gross revenue, payable quarterly. To verify franchisee compliance with the franchise, the franchisee company has the duty to maintain required customer records, which the City has the right to inspect during regular business hours. The franchise agreement 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.

Departmental Approval Authority:

Tina Paez, Director
Administration & Regulatory Affairs Department

Other Authorization

Contact Information:

Lara Cottingham **Phone:** (832) 393- 8503
Naelah Yahya **Phone:** (832) 393- 8530

ATTACHMENTS:

Description	Type
11.21.2016 Roll Off King SWF RCA	Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 11/30/2016

ALL

Item Creation Date: 11/15/2016

ARA- Roll Off King SWF

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Roll Off King. Article VII of Chapter 39 of the City Code of Ordinances makes it unlawful for any commercial solid waste operator to collect, haul or transport solid waste or industrial waste from commercial properties located within the City without first having obtained a franchise for that purpose upon the consent of the City Council.

ARA's Franchise Administration Division collects franchise fees from commercial solid waste transporters, coordinates audits and compliance reviews and actively monitors state/federal legislation and administrative proceedings that impact these fees. The City currently has 217 solid waste operator franchises. For FY 2015, the total solid waste franchise revenue to the City is projected to be \$7,188,167.37.

The proposed ordinance grants the franchisee 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 four percent of their annual gross revenue, payable quarterly. To verify franchisee compliance with the franchise, the franchisee company has the duty to maintain required customer records, which the City has the right to inspect during regular business hours. The franchise agreement 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.

Departmental Approval Authority:

**Tina Paez, Director
Administration & Regulatory
Affairs Department**

Other Authorization

Contact Information:

Lara Cottingham Phone: (832) 393-8503
Naelah Yahya Phone: (832) 393-8530



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 12/13/2016

ALL

Item Creation Date: 9/2/2016

ARA-Chapter 46 Amendments

Agenda Item#: 43.

Summary:

ORDINANCE AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Vehicles for Hire; containing findings and other provisions relating to the foregoing subject; providing for severability - **TAGGED BY COUNCIL MEMBER LASTER**
This was Item 15 on Agenda of December 7, 2016

Background:

Background:

The Administration & Regulatory Affairs (ARA) Department recommends that City Council approve an ordinance amending Chapter 46 of the City of Houston Code of Ordinances ("Chapter 46") relating to vehicles-for-hire.

Chapter 46 establishes the permitting and licensing requirements for the vehicle-for-hire industry operating within the Houston city limits. Vehicles-for-hire play a vital role in our public transportation network and allow visitors and residents to easily navigate the city. In addition, an efficient, easily-accessible vehicle-for-hire fleet is critical to the success of national events, such as the Final Four and Super Bowl, which draw large numbers of visitors to the city.

In 2014, the City began the first phase of streamlining the vehicle-for-hire permitting and licensing process by beginning to identify regulations that had become obsolete in light of market changes and national best practices. Over the past two years, ARA has conducted Lean Six Sigma reviews of the process to the extent that, even with growth of more than 300% in customers, average licensing time for drivers has been reduced to 8 days, with more than ¼ of drivers licensed in 2 days.

As we have continued to identify process improvements, we have also reviewed the rationale for each regulation. In some instances, the requirements imposed on drivers by regulations are better placed on company owners that employ or contract with those drivers. We have also conducted national surveys of vehicle-for-hire regulations in peer cities. In light of additional data regarding the efficacy of various driver screening requirements as well as the larger nation-wide shift in public attitudes toward vehicle-for-hire regulation, we are proposing amendments related to pre-licensing drug tests and physicals; vehicle ages; driver dress codes; required vehicle equipment and color schemes; and the types of vehicles that can be used for vehicle-for-hire services, including livery vehicles. Driver fingerprinting requirements remain the same, unless and until the Mayor and City

Council decide otherwise.

We believe these amendments will allow the vehicle-for-hire industry in Houston more flexibility in using vehicles across multiple platforms, as well as recruiting sufficient drivers to meet the demands of the upcoming Super Bowl LI event.

Departmental Approval Authority:

**Tina Paez, Director
Administration & Regulatory
Affairs Department**

Other Authorization

Contact Information:

Lara Cottingham Phone:(832) 393-8503

Kathryn Bruning Phone: (832) 394-9414

ATTACHMENTS:

Description

Ordinance Dec 2016

Redline Dec 2016

Signed Coversheet

Letter of support from Central Houston

Letter of support from Super Bowl Host
Committee

Type

Ordinance/Resolution/Motion

Backup Material

Signed Cover sheet

Backup Material

Backup Material

City of Houston, Texas, Ordinance No. 2016-_____

AN ORDINANCE AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO VEHICLES FOR HIRE; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, the City of Houston (“City”) is a home-rule municipality pursuant to Article XI, Section 5 of the Texas Constitution; and

WHEREAS, Section 215.073 of the Texas Local Government Code provides that a home-rule municipality may license, fix the charges or fares made by, or otherwise regulate any person who owns, operates, or controls any type of vehicle used on the public streets or alleys of the municipality for carrying passengers or freight for compensation; and

WHEREAS, Chapter 46 of the City of Houston Code of Ordinances (“Code”) contains the City’s permit-based regulatory provisions regarding the operation of vehicles for hire within the City limits; and

WHEREAS, the Administration and Regulatory Affairs Department (“ARA”) is responsible for the oversight and implementation of the City’s regulations concerning all vehicles for hire operating within the City; and

WHEREAS, the City is committed to public safety and the implementation of practical regulations that serve to improve the quality of service provided to passengers, and create uniform and equitable standards across all vehicle for hire platforms, where appropriate and possible; and

WHEREAS, ARA conducted a survey of national best practices in peer cities and found that:

- (1) Vehicle for hire regulations are changing to reflect a shift in public attitude toward regulation; and
- (2) Requirements historically imposed on drivers by municipal regulations are better placed on company owners who employ or contract the drivers; and

WHEREAS, ARA recommends that City Council adopt the proposed amendments to Chapter 46 of the Code which, in part, serve to:

- (1) Streamline the driver licensing process relating to pre-licensing requirements including medical physical examinations and drug

screenings to encourage faster onboarding and recruitment of drivers to meet the City's day-to-day transportation needs as well as the demands of national events including the upcoming Super Bowl LI;

- (2) Allow the local vehicle for hire industry more flexibility in using vehicles across multiple platforms and categories by extending and standardizing vehicle service lives to 10 years; and
- (3) Eliminate prohibitions on specific types of vehicles, certain required vehicle equipment, color schemes and promotional door wraps; **NOW, THEREFORE,**

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

Section 1. That the findings contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. That Section 46-3 of the Code of Ordinances, Houston, Texas, is hereby repealed.

Section 3. That Section 46-4 of the Code of Ordinances, Houston, Texas, is hereby amended by to reads as follows:

“Sec. 46-4. Failure to pay taxes and permit and license fees; failure to maintain insurance; authorization to operate a vehicle for hire.

(a) A license or permit issued for the operation of a vehicle for hire may be terminated at any time for failure to pay any applicable tax, fee, or installment payments imposed pursuant to this chapter or the Texas Tax Code or failure to maintain the requisite insurance. No license or permit issued for the operation of a vehicle for hire shall be terminated if a tax protest or value-related tax litigation is underway or prior to the date on which the tax becomes past due as specified in the Texas Tax Code.

(b) No permittee shall allow a licensee to operate a vehicle for hire in connection with the permittee, unless such licensee is either:

- (1) A citizen of the Unites States of America;

- (2) A lawful permanent resident of the United States of America; or
- (3) An individual who has the legal right to work as a driver of a vehicle for hire in the United States of America.”

Section 4. That Section 46-6 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-6. Drug screening.

(a) The director shall have the authority to require a licensee to submit to a drug screening test when reasonable suspicion to test exists.

(1) For purposes of this section, reasonable suspicion means an articulable belief based on specific facts and reasonable inferences drawn from those facts that a licensee is under the influence of drugs or alcohol when operating as a vehicle for hire. Circumstances which can constitute a basis for determining reasonable suspicion may include, but are not limited to:

- a. Complaint of, or information provided regarding, abnormal or erratic behavior on the part of the licensee by a passenger or other reliable and credible source;
- b. Complaint of, or information provided regarding, direct observation of drug or alcohol use by the licensee by a passenger or other reliable or credible source;
- c. Complaint of, or information provided regarding, the presence of physical symptoms of drug use in the licensee’s appearance and demeanor (i.e., glassy or bloodshot eyes, slurred speech, poor coordination or reflexes) by a passenger or other reliable or credible source; or
- d. Violent or threatening behavior.

(2) A license issued pursuant to this chapter shall be subject to revocation pursuant to the procedures set forth in section 46-5 of this Code if a licensee:

- a. Obtains a positive test result pursuant to a drug screening test required under this section;
- b. Fails to submit to a drug screening test required under this section within 24 hours of being notified by the director or permittee that reasonable suspicion to test exists; or
- c. Fails to provide the results of a drug screening test required under this section to the director within five business days of submitting to the test.

(b) The director shall promulgate rules and regulations relating to the drug screening test required under this section. The drug screening test procedure shall be similar to that prescribed by the mayor for drug screenings for city contractors. The director shall authorize laboratories and facilities that meet nationally recognized standards to obtain samples and perform the tests. The responsibility for obtaining the test and all costs associated therewith shall rest with the licensees.”

Section 5. That Section 46-7 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-7. Criminal history check.

(a) Upon initial application for any license and at license renewal intervals stated in this chapter, the director shall cause the criminal history of each person designated as a driver in an application for a license to be researched. In accordance with the provisions of subsections (c) and (d) of this section, each person designated as a driver in an application shall complete any forms required for the director to obtain the report, and the applicant shall present the required completed forms to the director and shall bear the cost to cover any fees imposed by state or federal agencies for the report. This provision shall not be construed to preclude the director from obtaining interim reports at the expense of the city. Results of the criminal history check shall be valid for two years from the date the fingerprints are submitted to the state or federal agency researching the criminal history.

(b) An applicant who has met the other requirements of this chapter may be provisionally authorized to drive for a permittee if the permittee has caused the criminal history of the applicant to be researched by a company approved by the director, and such search discloses that the applicant has no convictions of any applicable offense listed in section 1-10 of this Code. Such a search shall include a national

criminal history database and a national sex offender database. Drivers provisionally authorized pursuant to this subsection shall be required to comply with the requirements of subsection (c) of this section within 30 days of being provisionally authorized by the permittee.

(c) Each applicant for any permit, certificate of registration, or license issued pursuant to this chapter shall be fingerprinted at the location indicated by the director to determine if the applicant has been convicted of any applicable offense listed in section 1-10 of this Code. Upon authorization of the mayor and city council, an applicant may undergo a national background screening administered by a third party in lieu of fingerprint screening to determine whether the applicant has been convicted of any applicable offense listed in section 1-10 of this Code. If applicable, the applicant shall complete any forms required for the director to obtain the report and shall bear the cost to cover any fees imposed by state or federal agencies for the report. This provision shall not be construed to preclude the director from obtaining interim reports at the expense of the city.”

Section 6. That Section 46-9.4 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-9.4. Appearance of licensee.

(a) It shall be the duty of every licensee to be hygienically clean, well groomed, neat, and suitably dressed in compliance with all applicable requirements of this section at all times while operating or in custody of a vehicle for hire.

(b) The term suitably dressed means the licensee shall wear slacks, trousers, dress or cargo shorts, a shirt or blouse with or without a tie, a dress or suit, shoes, and, if desired, appropriate outer garments,.

(c) Clothing that is not considered appropriate and is not permitted when the licensee is operating a vehicle for hire includes: underwear (as an outer garment), swimwear, or similar types of attire when worn as an outer garment, or cut off shorts or trunks (jogging or bathing).

(d) Additionally, each licensee shall be authorized to wear other appropriate attire prescribed by the director.”

Section 7. That Section 46-11.1 of the Code of Ordinances, Houston, Texas, is hereby repealed.

Section 8. That Item (8) of Section 46-15 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“(8) The permittee with whom the applicant intends to work; and”

Section 9. That Items (4), (5) and (6) of Section 46-15.1 of the Code of Ordinances, Houston, Texas, is hereby replaced in their entirety with new Items (4) and (5) that read as follows:

“(4) Have no criminal history that is disallowed under section 1-10 of this Code.

(5) Be classified as either:

- a. A citizen of the United States of America;
- b. A lawful permanent resident of the United States of America; or
- c. An individual who has the legal right to work as a driver of a vehicle for hire in the United States of America.”

Section 10. That Subsection (b) of Section 46-18 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“(b) The director shall not authorize a vehicle to initially be placed into service unless it is equipped with an air conditioning system that was factory-installed by the vehicle manufacturer.”

Section 11. That Section 46-20 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-20. Age and mechanical condition of taxicabs.

A licensee or permittee shall not drive or cause to be driven upon the streets of the city any taxicab vehicle that is more than ten years old. For purposes of this requirement, a taxicab will be considered to be ten years old on April 30th of the tenth year following the manufacturer's

model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.”

Section 12. That Section 46-22 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-22. Vehicle color scheme.

(a) A permittee or licensee shall not drive or cause to be driven any taxicab in the city until the permittee has filed with the director, for approval, the primary color scheme that he proposes to use under his ownership or radio service. In approving or disapproving the primary color scheme submitted, the director shall consider the primary color scheme presently in use by the permittee and the primary color schemes of other permittees.

(b) All new entrant applicants who operate pursuant to a permit transferred in accordance with section 46-72 of this Code must operate vehicles that are white and all signage letters must be dark or deep green. The vehicle primary color scheme shall also have a 2-inch dark or deep green wide stripe along the length of the vehicle, placement of which shall be designated by the director. The director shall determine whether the colors submitted by the permittee comply with the requirements articulated within this section.

(c) If the director approves the primary color scheme, the permittee shall, within 15 days, deliver to the director a color photograph, of a size and kind to be approved by the director, of a taxicab of his primary color scheme, and he shall not change the primary color scheme without approval of the director.”

Section 13. That the definitions of the terms *chauffeured limousine* and *luxury motor vehicle* in Section 46-191 of the Code of Ordinances, Houston, Texas, are hereby amended to read as follows:

“*Chauffeured limousine* means:

- a. A sedan-type luxury motor vehicle with a passenger capacity of five or six persons (including the driver), which vehicle is either less than or equal to ten years of age;
- b. An extended-body type motor vehicle with a passenger capacity of no more than 15 persons (including the driver),

which vehicle is either less than or equal to ten years of age and modified to extend its original factory wheelbase by 40 inches or more in conformity with Federal Motor Vehicle Safety Standard requirements;

- c. A vehicle that is classified in the United States Environmental Protection Agency's annual Fuel Economy Guide as a sport utility vehicle that: (i) has a passenger capacity of not less than five persons nor more than nine persons, including the driver; (ii) has a manufacturer's suggested base retail selling price of not less than \$37,600.00, adjusted annually based upon Consumer Price Index (CPI-U), All Urban Consumers, U.S. City Average, New Trucks, as published by the U.S. Department of Labor, excluding the cost of any manufacturer installed options or of any modifications or conversions that were made by other persons following the original assembly of the vehicle by the manufacturer. The adjustment shall be based upon the not seasonally adjusted data for the month of August and shall be effective November 1st; and (iii) is either less than or equal to ten years of age;
- d. A passenger van with a passenger capacity of eight to 15 persons (including the driver), which vehicle is less than or equal to ten years of age and has a manufacturer's suggested base retail selling price of not less than \$32,500, adjusted annually on November 1st each year based upon Consumer Price Index (CPI-U), All Urban Consumers, U.S. City Average, New Trucks, as published by the U.S. Department of Labor, excluding the cost of any manufacturer installed options or of any modifications or conversions that were made by other persons following the original assembly of the vehicle by the manufacturer, with the adjustment based upon the not seasonally adjusted data for the month of August; or
- e. An antique, classic, or special interest vehicle.

For the purposes of this article, antique means a vehicle that is 25 years old or older; classic means a vehicle recognized by the Classic Car Club of America; and special interest means a vehicle that, due to limited production, outstanding design, and/or technical achievement, is of special interest. The age of the vehicle will be measured from the manufacturer model year date. The model year shall always count as the first full year. It shall be the duty of the director to make a determination as to whether or not a given vehicle is less than or equal to ten years of age or is an

antique, classic or special interest vehicle within the meaning of this article.”

“Luxury motor vehicle means:

- a. Any livery edition vehicle; or
- b. A vehicle that has a manufacturer's suggested base retail selling price of not less than \$33,000.00, adjusted annually based upon Consumer Price Index (CPI-U), All Urban Consumers, U.S. City Average, New Cars, as published by the U.S. Department of Labor, excluding the cost of any manufacturer installed options or of any modifications or conversions that were made by other persons following the original assembly of the vehicle by the manufacturer. The adjustment shall be based upon the not seasonally adjusted data for the month of August and shall be effective November 1st.”

Section 14. That Section 46-191 of the Code of Ordinances, Houston, Texas, are hereby amended by adding, in the appropriate alphabetical order position, a new definition that reads as follows:

“Livery edition vehicle means a vehicle manufactured for being used primarily to provide chauffeured limousine transportation services for hire to the general public.”

Section 15. That Section 46-237 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-237. Tests and inspections of limousine vehicles.

The director may at any time, and shall at least once each year, make tests and inspections of all limousine vehicles then in operation to assure that they are in compliance with the terms of section 46-236 of this Code. If upon inspection the director finds a limousine vehicle is not in compliance with any of the requirements therein set out, he shall notify the permittee of the defects observed. The permittee shall immediately correct the defects. Any vehicle that is the subject of the notification shall not be operated on any street of the city until it has been reinspected and determined to be in compliance with the requirements of inspection. The director shall be given access to the vehicles at all reasonable times. Failure to submit a vehicle requested for inspection by the director shall be

cause for suspension of the operation of the vehicle until such time the vehicle is submitted for inspection and it is determined that the vehicle is in compliance with the terms of section 46-236 of this Code.”

Section 16. That Section 46-513 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-513. Transportation network vehicles—Age and mechanical condition.

In addition to the provisions of section 46-514 of this Code, no licensee or permittee shall drive or cause to be driven upon the streets of the city any transportation network vehicle that is more than ten years old. For purposes of this requirement, a transportation network vehicle will be considered to be ten years old on July 31st of the tenth year following the manufacturer's model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.”

Section 17. That Section 46-556 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 46-556. Vehicle age and standards.

(a) Each wheelchair accessible vehicle must be a ramp- or lift-equipped wheelchair accessible vehicle or a vehicle constructed and designed or redesigned, modified, or equipped to provide vehicle for hire transportation services to persons with disabilities who require the use of a wheelchair as a means of movement or ability to move from one place to another.

(b) Except as provided in subsection (c) of this section, a licensee or permittee shall not drive or cause to be driven upon the streets of the city any wheelchair accessible vehicle that is more than ten years old. For the purposes of this requirement, a wheelchair accessible vehicle will be considered to be ten years old on September 30th of the tenth year following the manufacturer's model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.

(c) A licensee or permittee may drive or cause to be a driven a wheelchair accessible vehicle indefinitely beyond the age limitation prescribed in subsection (b) of this section provided the licensee or permittee submits the wheelchair accessible vehicle for inspection each year, at a location authorized and identified by the director prior to the expiration of the permit and the director determines that the wheelchair

accessible vehicle is in compliance with the provisions of section 46-548 of this Code and any other conditions of operation prescribed by the director.”

Section 18. That the City Attorney is hereby authorized to direct the publisher of the Code of Ordinances, Houston, Texas, (the “Code”) to make such nonsubstantive changes to the Code as are necessary to conform to the provisions adopted in this Ordinance, and also to make such changes to the provisions adopted in this Ordinance to conform them to the provisions and conventions of the published Code.

Section 19. 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 20. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor.

PASSED AND

APPROVED this ___ day of _____, 2016.

Mayor of the City of Houston

Prepared by Legal Dept. ^{JMC} Cardice M. Samuels
CMG:jmb:asw 12/6/2016 Senior Assistant City Attorney
Requested by Tina Paez, Director, Department of Administration and Regulatory Affairs
L.D. File No. 0371600196001

Chapter 46

VEHICLES FOR HIRE

ARTICLE I. IN GENERAL

DIVISION 1. VEHICLES FOR HIRE GENERALLY

Sec. 46-3. Reserved. ~~Taxes to be paid.~~

~~_____ No person shall use the streets of the city for the operation of a vehicle for hire unless the ad valorem taxes due and owing on all properties used as a vehicle for hire shall have first been paid.~~

Sec. 46-4. Failure to pay taxes and permit and license fees; failure to maintain insurance; authorization to operate a vehicle for hire.

(a) _____ A license or permit issued for the operation of a vehicle for hire may be terminated at any time for failure to pay any applicable tax, fee, or installment payments imposed pursuant to this chapter or the Texas Tax Code or failure to maintain the requisite insurance. No license or permit issued for the operation of a vehicle for hire shall be terminated if a tax protest or value-related tax litigation is underway or prior to the date on which the tax becomes past due as specified in the Texas Tax Code.

(b) No permittee shall allow a licensee to operate a vehicle for hire in connection with the permittee, unless such licensee is either:

- (1) _____ A citizen of the Unites States of America;
- (2) _____ A lawful permanent resident of the United States of America; or
- (3) _____ An individual who has the legal right to work as a driver of a vehicle for hire in the United States of America.

Sec. 46-6. Physician's certificate of medical examination; dDrug screening.

~~(a) Each applicant for a license issued pursuant to this chapter shall provide a certificate from a physician duly licensed by the Texas Medical Board or a healthcare professional that is certified by the Federal Motor Carrier Safety Administration pursuant to 49 CFR 390.103, showing that the physician or healthcare professional has examined the person within the 30-day period preceding the date of the filing of the license application and that the person has no disability or ailment that would prevent the person from safely operating the vehicle for hire for which the applicant has sought a license. The director shall have the authority to require a medical examination and the provision of a replacement certificate at any time upon five days' notice in writing to a licensee or driver if the director has cause to believe that the driver's medical condition has materially changed or that the previously filed certificate is otherwise no longer accurate.~~

~~(b)~~ Additionally, each applicant for a license issued pursuant to this chapter shall provide or cause to be provided evidence that the applicant has passed a drug screening test within the 30-day period preceding the date of filing of the application for issuance or renewal. The director shall have the authority to require a licensee to submit to a drug screening test when reasonable suspicion to test exists.

(1) For purposes of this section, reasonable suspicion means an articulable belief based on specific facts and reasonable inferences drawn from those facts that a licensee is under the influence of drugs or alcohol when operating as a vehicle for hire. Circumstances which can constitute a basis for determining reasonable suspicion may include, but are not limited to:

- a. Complaint of, or information provided regarding, abnormal or erratic behavior on the part of the licensee by a passenger or other reliable and credible source;
- b. Complaint of, or information provided regarding, direct observation of drug or alcohol use by the licensee by a passenger or other reliable or credible source;
- c. Complaint of, or information provided regarding, the presence of physical symptoms of drug use in the licensee's appearance and demeanor (i.e., glassy or bloodshot eyes, slurred speech, poor coordination or reflexes) by a passenger or other reliable or credible source; or
- d. Violent or threatening behavior.

(2) A license issued pursuant to this chapter shall be subject to revocation pursuant to the procedures set forth in section 46-5 of this Code if a licensee:

- (a) Obtains a positive test result pursuant to a drug screening test required under this section;
- (b) Fails to submit to a drug screening test required under this section within 24 hours of being notified by the director or permittee that reasonable suspicion to test exists; or
- (c) Fails to provide the results of a drug screening test required under this section to the director within five business days of submitting to the test.

~~(b)~~ The director shall promulgate rules and regulations relating to the drug screening test required under this section. The drug screening test procedure shall be similar to that prescribed by the mayor for pre-employment drug screenings for city employees contractors. The director shall authorize laboratories and facilities that meet nationally recognized standards to obtain samples and perform the tests. The responsibility for obtaining the test and all costs associated therewith shall rest with the ~~applicants~~ licensees.

~~(c)~~ Reserved.

Sec. 46-7. Criminal history check.

(a) Upon initial application for any license and at license renewal intervals stated in this chapter, the director shall cause the criminal history of each person designated as a driver in an application for a license to be researched. In accordance with the provisions of subsections (c) and (d) of this section, Each person designated as a driver in an application shall complete any forms required for the director to obtain the report, and the applicant shall present the required completed forms to the director and shall bear the cost to cover any fees imposed by state or federal agencies for the report. ~~The This provision of this requirement shall not be construed to preclude the director from obtaining interim reports at the expense of the city.~~ Results of the criminal history check shall be valid for two years from the date the fingerprints are submitted to the state or federal agency researching the criminal history.

(b) An applicant who has met the other requirements of this chapter may be provisionally authorized to drive for a permittee if the permittee has caused the criminal history of the applicant to be researched by a company approved by the director, and such search discloses that the applicant has no convictions of any applicable offense listed in section 1-10 of this Code. Such a search shall include a national criminal history database and a national sex offender database. Drivers provisionally authorized pursuant to this subsection shall be required to comply with the requirements of subsection 46-6(c) of this section within 30 days of being provisionally authorized by the permittee.

(c) Each applicant for any permit, certificate of registration, or license issued pursuant to this chapter shall be fingerprinted at the location indicated by the director to determine if the applicant has been convicted of any applicable offense listed in section 1-10 of this Code. Upon authorization of the mayor and city council, an applicant may undergo a national background screening administered by a third party in lieu of fingerprint screening to determine whether the applicant has been convicted of any applicable offense listed in section 1-10 of this Code. ~~If applicable, The applicant shall complete any forms required for the director to obtain the report and shall bear the cost to cover any fees imposed by state or federal agencies for the report. The This provision of this requirement shall not be construed to preclude the director from obtaining interim reports at the expense of the city.~~

Sec. 46-9.4. Appearance of licensee.

(a) It shall be the duty of every licensee to be hygienically clean, well groomed, neat, and suitably dressed in compliance with all applicable requirements of this section at all times while operating or in custody of a vehicle for hire.

(b) The term suitably dressed means the licensee shall wear slacks, trousers, dress or cargo shorts, a shirt ~~with collar~~ or blouse with or without a tie, a dress or suit, shoes, and, if desired, appropriate outer garments, ~~except that a licensee operating a pedicab or jitney shall be permitted to wear a T-shirt and a short uniform design displaying the permittee's name, trademark, logo, or other similar identifying information.~~ All uniform designs shall be submitted to and kept on file with the director.

(c) Clothing that is not considered appropriate and is not permitted when the licensee is operating a vehicle for hire includes: ~~T-shirts, underwear (as an outer garment), tank tops, body shirts, swimwear, jogging suits, or similar types of attire when worn as an outer~~

~~garment, or cut off shorts or trunks (jogging or bathing), or sandals. All clothing must be free of rips, tears and holes. It is an affirmative defense to prosecution under this section that the licensee is a pedicab or jitney operator otherwise in compliance with the requirements articulated in this section.~~

(d) Additionally, each licensee shall be authorized to wear other appropriate attire prescribed by the director.

~~Sec. 46-11.1. Fire extinguisher required.~~

~~Except for pedicabs operated pursuant to article III of this chapter, no permittee or licensee shall operate or cause to be operated any vehicle for hire within the city unless it is equipped with a fire extinguisher consistent with Section 547.607 of the Texas Transportation Code stored within reach of the driver for immediate use.~~

DIVISION 2. VEHICLE FOR HIRE DRIVER LICENSES

Sec. 46-15. License application.

Applications for licenses or renewal of licenses shall be submitted to the director on a form promulgated by the director. The applicant shall provide the following information with each application, which shall be sworn before a notary public or conform to minimum state law requirements for unsworn declarations:

- (1) The applicant's full name, residence, places of residence for five years previous to moving to his present address, age, race, height, weight, color of eyes and hair, place of birth, and length of time he has resided in the city;
- (2) The specific type of vehicle for hire license for which the applicant is applying;
- (3) Whether the applicant is a citizen of the United States, and his record of employment for the five years prior to the date of the application, and social security number;
- (4) Whether the applicant has ever been convicted of a felony or misdemeanor;
- (5) Whether the applicant has previously been a licensee;
- (6) Whether the applicant has ever had a license issued pursuant to this chapter denied, revoked, or suspended;
- (7) Whether the applicant has ever had a state issued private passenger vehicle driver license or commercial vehicle driver license denied, revoked, or suspended;
- (8) The permittee ~~for~~ with whom the applicant intends to work; and

- (9) Evidence of compliance with all qualifications established in this article; and
- (10) Any other information that may be reasonably requested by the director.

Sec. 46-15.1. Qualifications of license applicant.

Each applicant for a license required by this chapter pursuant to this division must:

- (1) Have a valid state class A, B or C Texas driver license.
- (2) Be 18 years of age or older.
- (3) Be able to read and write the English language.
- (4) ~~Provide the certificate from a duly licensed physician or healthcare professional described in section 46-6(a) of this Code.~~
- ~~(5) Have no criminal history that is disallowed under section 1-10 of this Code.~~
- (6) Provide evidence, in a form to be specified by the director, that he is Be classified as either:
 - a. A citizen of the United States of America by birth or naturalization; or
 - b. A lawful permanent resident of the United States of America; or
 - bc. An alien individual legally residing in the United States of America who has the legal right to engage in employment as a licensee work as a driver of a vehicle for hire in the United States of America.

ARTICLE II. TAXICABS

DIVISION 1. GENERALLY

Sec. 46-18. General prerequisites to putting vehicle into service.

(a) Before any permittee may put a taxicab into service or replace a taxicab, he shall submit, for the director's approval, the vehicle, the certificate of title showing the current true ownership of the vehicle, his public liability insurance policy, insurance endorsement or evidence of self-insurance and, in the case of a leased vehicle, the written lease contract.

(b) The director shall not authorize a vehicle to initially be placed into service unless it is equipped with an air conditioning system that was factory-installed by the vehicle manufacturer ~~and has sufficient interior passenger space to qualify in the United States Environmental Protection Agency's annual fuel economy guide as a mid-size car, a large car, a mid-size station wagon, a large station wagon, a sport utility vehicle, a van, passenger type, or a four-door fully electric vehicle, provided that the director may also allow vehicles classified for purposes of the fuel economy guide as special passenger vehicles if the vehicle has passenger~~

~~seating and space accommodations at least equivalent to those of a vehicle rated as a mid-size car. To the extent that the fuel economy guide has not yet been published for the model year of the vehicle at the time that a vehicle is presented for placement into initial service, then the director may utilize the previous year's guide entry for the same or most equivalent make and model of vehicle.~~

~~———— In addition to the foregoing, any taxicab initially placed into service or operated pursuant to any permit distribution occurring on or after January 1, 2015, must meet one or more of the following criteria:~~

- ~~(1) — Be powered by a 4-cylinder engine;~~
- ~~(2) — Be a hybrid electric vehicle;~~
- ~~(3) — Be a wheelchair accessible vehicle, either lift- or ramp-equipped;~~
- ~~(4) — Be a vehicle that meets a minimum combined fuel economy rating of 20 miles per gallon based on the most recently published United States Environmental Protection Agency's annual fuel economy guide for the year in which the vehicle is presented for placement into initial taxicab service. To the extent that the fuel economy guide has not yet been published for the model year of the vehicle at the time that a vehicle is presented for placement into initial service, the director may utilize the most recent fuel economy guide entry for the same or most equivalent make and model of vehicle;~~
- ~~(5) — Be a sport utility vehicle ("SUV"), including but not limited to large SUVs, as said vehicles are defined or described by size, shape, specification, make or model according to commonly accepted industry standards; or~~
- ~~(6) — Be a four-door fully electric vehicle.~~

Sec. 46-20. Age and mechanical condition of taxicabs.

~~———— (a) — Except as provided in subsection (b) of this section, a A licensee or permittee shall not drive or cause to be driven upon the streets of the city any taxicab vehicle that is more than six-ten years old. For purposes of this requirement, a taxicab will be considered to be six-ten years old on April 30th of the sixth-tenth year following the manufacturer's model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.~~

~~———— (b) — A licensee or permittee may drive or cause to be driven a taxicab for an additional four-year period beyond the age limitation prescribed in subsection (a) of this section provided the licensee or permittee submits the taxicab for inspection each year at a location authorized and identified by the director prior to the expiration of the permit and the director determines that the taxicab is in compliance with the provisions of section 46-37 of this Code and any other conditions of operation prescribed by the director.~~

~~———— (c) — A permittee or licensee may initially submit a vehicle into service during the vehicle age extension period, if such vehicle meets the requirements of section 46-18 and subsections (a) and (b) of this section.~~

Sec. 46-22. Vehicle color scheme.

(a) A permittee or licensee shall not drive or cause to be driven any taxicab in the city until the permittee has filed with the director, for approval, the primary color scheme that he proposes to use under his ownership or radio service. In approving or disapproving the primary color scheme submitted, the director shall consider the primary color scheme presently in use by the permittee and the primary color schemes of other permittees.

~~(b) A permittee may utilize up to five different color schemes, including those color schemes used by vehicles operated under a lease agreement.~~

~~(c)~~ All new entrant applicants who operate pursuant to a permit transferred in accordance with section 46-72 of this Code must operate vehicles that are white and all signage letters must be dark or deep green. The vehicle primary color scheme shall also have a 2-inch dark or deep green wide stripe along the length of the vehicle, placement of which shall be designated by the director. The director shall determine whether the colors submitted by the permittee comply with the requirements articulated within this section.

~~(c)~~ If the director approves the primary color scheme, the permittee shall, within 15 days, deliver to the director a color photograph, of a size and kind to be approved by the director, of a taxicab of his primary color scheme, and he shall not change the primary color scheme without approval of the director.

ARTICLE IV. SIGHTSEEING, CHARTER AND CHAUFFEURED LIMOUSINE SERVICES

DIVISION 1. GENERALLY

Sec. 46-191. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings assigned to them in this section, except where the context clearly indicates a different meaning.

Chauffeured limousine means:

- a. A sedan-type luxury motor vehicle with a passenger capacity of five or six persons (including the driver), which vehicle is either less than or equal to six-ten years of age;
- b. An extended-body type motor vehicle with a passenger capacity of no more than 15 persons (including the driver), which vehicle is either less than or equal to ten years of age and modified to extend its original factory wheelbase by 40 inches or more in conformity with Federal Motor Vehicle Safety Standard requirements;
- c. A vehicle that is classified in the United States Environmental Protection Agency's annual Fuel Economy Guide as a sport utility vehicle that: (i)

has a passenger capacity of not less than five persons nor more than nine persons, including the driver; (ii) has a manufacturer's suggested base retail selling price of not less than \$37,600.00, adjusted annually based upon Consumer Price Index (CPI-U), All Urban Consumers, U.S. City Average, New Trucks, as published by the U.S. Department of Labor, excluding the cost of any manufacturer installed options or of any modifications or conversions that were made by other persons following the original assembly of the vehicle by the manufacturer. The adjustment shall be based upon the not seasonally adjusted data for the month of August and shall be effective November 1st; and (iii) is either less than or equal to ~~six-ten~~ years of age;

- d. A passenger van with a passenger capacity of ~~nine-eight~~ to 15 persons (including the driver), which vehicle is less than or equal to ten years of age and has a manufacturer's suggested base retail selling price of not less than \$32,500, adjusted annually on November 1st each year based upon Consumer Price Index (CPI-U), All Urban Consumers, U.S. City Average, New Trucks, as published by the U.S. Department of Labor, excluding the cost of any manufacturer installed options or of any modifications or conversions that were made by other persons following the original assembly of the vehicle by the manufacturer, with the adjustment based upon the not seasonally adjusted data for the month of August; or
- e. An antique, classic, or special interest vehicle.

For the purposes of this article, antique means a vehicle that is 25 years old or older; classic means a vehicle recognized by the Classic Car Club of America; and special interest means a vehicle that, due to limited production, outstanding design, and/or technical achievement, is of special interest. The age of the vehicle will be measured from the manufacturer model year date. The model year shall always count as the first full year. It shall be the duty of the director to make a determination as to whether or not a given vehicle is less than or equal to ~~six years of age~~, ten years of age or is an antique, classic or special interest vehicle within the meaning of this article.

Livery edition vehicle means a vehicle manufactured for being used primarily to provide chauffeured limousine transportation services for hire to the general public.

Luxury motor vehicle means:

- a. Any livery edition vehicle; or
- b. A a vehicle that has a manufacturer's suggested base retail selling price of not less than \$33,000.00, adjusted annually based upon Consumer Price Index (CPI-U), All Urban Consumers, U.S. City Average, New Cars, as published by the U.S. Department of Labor, excluding the cost of any manufacturer installed options or of any modifications or conversions that were made by other persons following the original assembly of the vehicle by the manufacturer. The adjustment shall be based upon the not

seasonally adjusted data for the month of August and shall be effective November 1st.

DIVISION 3. CHAUFFEURED LIMOUSINE SERVICE

Sec. 46-237. Tests and inspections of limousine vehicles.

(a) — The director may at any time, and shall at least once each year, make tests and inspections of all limousine vehicles then in operation to assure that they are in compliance with the terms of section 46-236 of this Code. If upon inspection the director finds a limousine vehicle is not in compliance with any of the requirements therein set out, he shall notify the permittee of the defects observed. The permittee shall immediately correct the defects. Any vehicle that is the subject of the notification shall not be operated on any street of the city until it has been reinspected and determined to be in compliance with the requirements of inspection. The director shall be given access to the vehicles at all reasonable times. Failure to submit a vehicle requested for inspection by the director shall be cause for suspension of the operation of the vehicle until such time the vehicle is submitted for inspection and it is determined that the vehicle is in compliance with the terms of section 46-236 of this Code.

~~———— (b) — A licensee or permittee may drive or cause to be driven a sedan-type luxury motor vehicle or sport utility vehicle operated as a chauffeured limousine for an additional four-year period beyond the age limitations prescribed in subitems (a) and (c), respectively, of the definition of chauffeured limousine in section 46-191 of this Code provided:~~

- ~~(1) — The licensee or permittee submits the sedan-type luxury motor vehicle or sport utility vehicle for inspection each year at a location authorized and identified by the director prior to the expiration of the permit issued authorizing the operation of the chauffeured limousine; and~~
- ~~(2) — The vehicle is determined to be in compliance with the provisions of section 46-236 of this Code and any other conditions of operation prescribed by the director.~~

~~———— (c) — A licensee or permittee may drive or cause to be driven an extended body type motor vehicle or passenger van operated as a chauffeured limousine for an additional five-year period beyond the age limitations prescribed in subitems (b) and (d), respectively, of the definition of chauffeured limousine in section 46-191 of this Code provided:~~

- ~~(1) — The licensee or permittee submits the vehicle for inspection each year at a location authorized and identified by the director prior to the expiration of the permit issued authorizing the operation of the chauffeured limousine; and~~
- ~~(2) — The vehicle is determined to be in compliance with the provisions of section 46-236 of this Code and any other conditions of operation prescribed by the director.~~

~~———— (d) — A permittee or licensee may initially submit a vehicle into service during the vehicle age extension period, if such vehicle meets the requirements of section 46-191 and subsection (b) or (c) of this section.~~

ARTICLE IX. TRANSPORTATION NETWORK COMPANIES

Sec. 46-513. Transportation network vehicles—Age and mechanical condition.

(a) In addition to the provisions of section 46-514 of this Code, no licensee or permittee shall drive or cause to be driven upon the streets of the city any transportation network vehicle that is more than ~~seven~~ten years old. For purposes of this requirement, a transportation network vehicle will be considered to be ~~seven~~ten years old on July 31st of the ~~seventh~~tenth year following the manufacturer's model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.

~~(b) A licensee or permittee may drive or cause to be driven, a transportation network vehicle for an additional three-year period beyond the age limitations described in subsection (a), if the licensee or permittee submits the vehicle for inspection each year at a location authorized and identified by the director prior to the expiration of the permit issued authorizing the operation of the transportation network vehicle.~~

~~(c) A permittee or licensee may initially submit a vehicle into service during the vehicle age extension period, if such vehicle meets the requirements of section 46-512 and subsections (a) and (b) of this section.~~

Sec. 46-556. Vehicle age and standards.

(a) Each wheelchair accessible vehicle must be a ramp- or lift-equipped wheelchair accessible vehicle or a vehicle constructed and designed or redesigned, modified, or equipped to provide vehicle for hire transportation services to persons with disabilities who require the use of a wheelchair as a means of movement or ability to move from one place to another.

(b) Except as provided in subsection (b) (c) of this section, a licensee or permittee shall not drive or cause to be driven upon the streets of the city any wheelchair accessible vehicle that is more than ~~six~~ten years old. For the purposes of this requirement, a wheelchair accessible vehicle will be considered to be ~~six~~ten years old on September 30th of the ~~sixth~~tenth year following the manufacturer's model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.

(c) A licensee or permittee may drive or cause to be a driven a wheelchair accessible vehicle indefinitely beyond the age limitation prescribed in subsection (b) of this section provided the licensee or permittee submits the wheelchair accessible vehicle for inspection each year, at a location authorized and identified by the director prior to the expiration of the permit and the director determines that the wheelchair accessible vehicle is in compliance with the provisions of section 46-548 of this Code and any other conditions of operation prescribed by the director.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District All

Item Creation Date:

15

DEC 07 2016

ARA-Chapter 46 Amendments

Clegg

Background:

The Administration & Regulatory Affairs (ARA) Department recommends that City Council approve an ordinance amending Chapter 46 of the City of Houston Code of Ordinances ("Chapter 46") relating to vehicles-for-hire.

Chapter 46 establishes the permitting and licensing requirements for the vehicle-for-hire industry operating within the Houston city limits. Vehicles-for-hire play a vital role in our public transportation network and allow visitors and residents to easily navigate the city. In addition, an efficient, easily-accessible vehicle-for-hire fleet is critical to the success of national events, such as the Final Four and Super Bowl, which draw large numbers of visitors to the city.

In 2014, the City began the first phase of streamlining the vehicle-for-hire permitting and licensing process by beginning to identify regulations that had become obsolete in light of market changes and national best practices. Over the past two years, ARA has conducted Lean Six Sigma reviews of the process to the extent that, even with growth of more than 300% in customers, average licensing time for drivers has been reduced to 8 days, with more than 1/4 of drivers licensed in 2 days.

As we have continued to identify process improvements, we have also reviewed the rationale for each regulation. In some instances, the requirements imposed on drivers by regulations are better placed on company owners that employ or contract with those drivers. We have also conducted national surveys of vehicle-for-hire regulations in peer cities. In light of additional data regarding the efficacy of various driver screening requirements as well as the larger nation-wide shift in public attitudes toward vehicle-for-hire regulation, we are proposing amendments related to pre-licensing drug tests and physicals; vehicle ages; driver dress codes; required vehicle equipment and color schemes; and the types of vehicles that can be used for vehicle-for-hire services, including livery vehicles. Driver fingerprinting requirements remain the same, unless and until the Mayor and City Council decide otherwise.

We believe these amendments will allow the vehicle-for-hire industry in Houston more flexibility in using vehicles across multiple platforms, as well as recruiting sufficient drivers to meet the demands of the upcoming Super Bowl LI event.

Departmental Approval Authority:

Tina Paez, Director
Administration & Regulatory
Affairs Department

Other Authorization

Contact Information:

Lara Cottingham Phone: (832) 393-8503
Kathryn Bruning Phone: (832) 394-9414



Central Houston

November 22, 2016

The Honorable Sylvester Turner
Mayor
City of Houston
P.O. Box 1562
Houston, Texas 77252-1562

Dear Mayor:

We wanted you to know of Central Houston's support for the proposed amendments to Chapter 46 of the Code of Ordinances that will streamline the licensing for vehicles for hire within the City. As we ramp up for the Super Bowl, it is important that we have a sufficient supply of vehicles for hire to meet the demand of our residents and guests. These proposed changes should facilitate more vehicles operating in our City.

As Houston continues to advance as a global city, we must increase the number of mobility options available to our residents and visitors. Having a broad offering of safe ways to get around is a necessity to stay competitive. It is timely, and commendable, that the changes your administration has facilitated will increase these offerings.

We appreciate your leadership with these changes to the Code of Ordinances.

Best regards,


Robert M. Eury
President



December 6, 2016

Mayor Sylvester Turner
900 Bagby, 3rd Floor
Houston, TX 77002

Dear Mayor Turner and Members of City Council,

Super Bowl LI will kick-off in 61 days on February 5, 2017 at NRG Stadium. The Host Committee will raise the curtain on Super Bowl LIVE and other activities ten days prior to that. The City of Houston and other partner agencies have made plans to welcome more than 1 million visitors to Super Bowl LIVE, the NFL Experience, Radio Row at the Media Center, and the many other exciting events that will occur during the ten-day event period for Super Bowl LI.

The Host Committee looks forward to showcasing the work of so many of our partners, and to re-introducing Houston to the world. An essential element to our community's success will be how well our residents and visitors alike can access the events that will occur all around our city.

We appreciate you have taken steps to provide an efficient set of vehicle-for-hire regulations that ensures public safety. No doubt the conversations between the Administration and transportation stakeholders were challenging at times.

Please allow me to express my congratulations and gratitude for your leadership, and for the work of City staff, that has resulted in the Chapter 46 revisions City Council will consider on the Agenda this week. The Host Committee, the National Football League and our collective partners look forward to its passage.

Sincerely,

A handwritten signature in black ink that reads 'Sallie Sargent'.

Sallie Sargent
President & CEO
Houston Super Bowl Host Committee