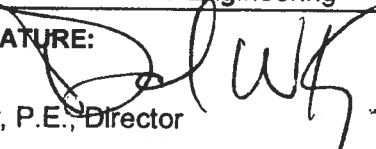



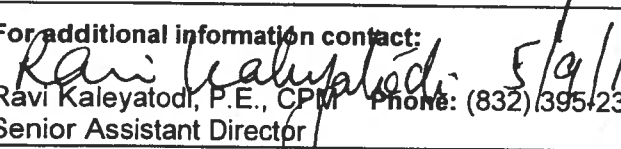
OK
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Engineering Services Contract between the City and HR Green Inc., for Montrose Area and Midtown Drainage and Paving (Sub-Project II) WBS No.: M-000290-0002-3	Page 1 of 2	Agenda Item # 321
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date: JUN 29 2011
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DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E., Director	Council District affected: C.D. 1 
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For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
Approve a Professional Engineering Services Contract with HR Green Inc., and appropriate funds.

Amount and Source of Funding:
\$1,631,719.00 from Drainage Improvement Commercial Paper Series F Fund No. 4030
C.P. 5/12/2011

PROJECT NOTICE/JUSTIFICATION: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to address and reduce the risk of structural flooding. Improvements include modification of street conveyance and sheet flow, and provide detention as needed for mitigation.

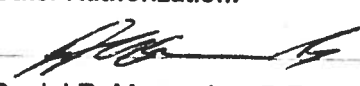
DESCRIPTION/SCOPE: This project provides for the design and construction of storm drainage improvements, necessary concrete paving, curbs, sidewalks, driveways and underground utilities. Project will serve the Montrose and Midtown areas; Comprehensive Drainage Plan Outfall W0686 and adjacent drainage areas.


LOCATION: This project is generally bound by Buffalo Bayou on the north, US-59 on the south, Caroline Street on the east and Montrose Street on the west. The project is located in Key Map Grids 493K thru 493X.

SCOPE OF CONTRACT AND FEE: Under the scope of the contract, the Consultant will perform Phase I – Preliminary Design, Phase II – Final Design, Phase III – Construction Phase Services and Additional Services. Basic Services Fee for Phase I is based on the cost of time and materials with a not-to-exceed agreed upon amount. The Basic Services fees for Phase II and Phase III will be negotiated on a lump sum amount or reimbursable basis after the completion of Phase I. The total Basic Services appropriation is \$974,649.00.

The Contract also includes certain Additional Services to be paid either as lump sum or on a reimbursable basis. The Additional Services include but are not limited to surveying, geotechnical investigation, environmental services, traffic control, storm water pollution prevention and tree protection plans. The total Additional Services appropriation is \$444,237.00.

REQUIRED AUTHORIZATION **CUIC ID# 20CH20** *WOT*

Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Professional Engineering Services Contract between the City and HR Green Inc., for Montrose Area and Midtown Drainage and Paving (Sub-Project II) WBS No.: M-000290-0002-3	Originator's Initials 	Page 2 of 2
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The total cost of this project is \$1,631,719.00 to be appropriated as follows: \$1,418,886.00 for Contract Services and \$212,833.00 for CIP Cost Recovery.

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

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

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
✓ 1. Aviles Engineering Corporation	Geotechnical Services	\$ 60,000.00	4.23%
✓ 2. Civil Systems Engineering, Inc.	Hydraulic/Hydrology	\$ 75,000.00	5.29%
✓ 3. Corrigan Consulting, Inc.	Environmental Services	\$ 54,000.00	3.81%
✓ 4. Kuo & Associates, Inc.	Survey Services	\$ 132,000.00	9.30%
✓ 5. B & E Reprographics, Inc.	Printing Services	\$ 24,000.00	1.69%
		\$ 345,000.00	24.32%


 DWK:DRM:RK:DS:CH:klw
 Z:\design\A-sw-div\WPDATA\DESIGN FY11\Montrose Area + Midtown M-0290\RCA ESC.docx

c: File No. M-000290-0002-3 (RCA 1.2)

Controller's Office

To the Honorable Mayor and City Council of the City of Houston, Texas:

I hereby certify, with respect to the money required for the contract, agreement, obligation or expenditure contemplated by the ordinance set out below that:

- () Funds have been encumbered out of funds previously appropriated for such purpose.
- () Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- () Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- () No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- () The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- () A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

() Other - Grant Funds Available

Ronald C. Shu
Ch. B. [unclear]

Date: 6-28, 2011 City Controller of the City of Houston, Texas

4030-200-520106-522730
PA01FR
ENCUMB. NO.: 423620/3-075
OA 46-10969
JE FUND REF: FMPB 3-10852 AMOUNT: \$1,631,719.00

City of Houston, Texas Ordinance No. 2011-561

AN ORDINANCE APPROPRIATING THE SUM OF \$1,631,719.00 OUT OF THE DRAINAGE IMPROVEMENT COMMERCIAL PAPER SERIES F FUND AND APPROVING AND AUTHORIZING A PROFESSIONAL ENGINEERING SERVICES CONTRACT BETWEEN THE CITY OF HOUSTON AND HR GREEN INC. FOR MONTROSE AREA AND MIDTOWN DRAINAGE AND PAVING (SUB-PROJECT II); PROVIDING FUNDING FOR CIP COST RECOVERY RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE DRAINAGE IMPROVEMENT COMMERCIAL PAPER SERIES F FUND; CONTAINING PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council hereby appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: the sum of

\$1,418,886.00 is appropriated for contract services related to the project described in the title, and the sum of \$212,833.00 is appropriated for CIP Cost Recovery relating to construction of facilities financed by the fund described in such title.

Section 2. The City Council hereby approves and authorizes the contract, agreement or other undertaking described in the title of this ordinance, in substantially the form as shown in the document which is attached hereto and incorporated herein by this reference. The Mayor is hereby authorized to execute such document and all related documents on behalf of the City of Houston. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 3. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking referenced in the title of this ordinance, in the event of changed circumstances.

Section 4. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

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

PASSED AND ADOPTED this 29th day of June, 2011.

APPROVED this _____ day of _____, 20____.

Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is JUL 05 2011.

Christine Russell
City Secretary

(Prepared by Legal Dept. *So War*)

(JSW:bt 06/09/2011)

Assistant City Attorney

(Requested by Daniel W. Krueger, P.E., Director, Public Works and Engineering Department)

(L.D. File No. 0551100008001)

CAPTION PUBLISHED IN DAILY COURT

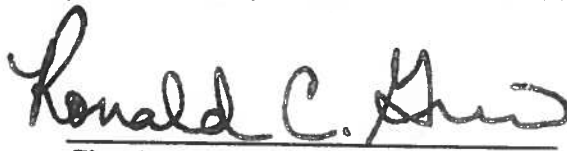

REVIEW

DATE: JUL 05 2011

CERTIFICATE OF CITY CONTROLLER


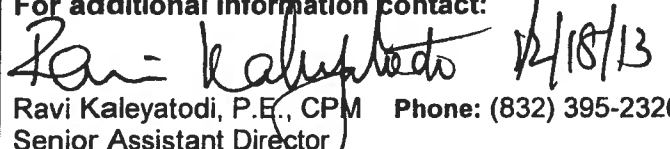

I, Ronald C. Green, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of \$1,631,719.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) To the extent that the \$1,631,719.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston, Texas pursuant to the General Obligation Commercial Paper Program, Series F, Ordinance No. 2004-0403.


City Controller 

AYE	NO	
✓		MAYOR PARKER
....	COUNCIL MEMBERS
✓		STARDIG
		ABSENT ON PERSONAL BUSINESS JOHNSON
✓		CLUTTERBUCK
✓		ADAMS
✓		SULLIVAN
✓		HOANG
✓		PENNINGTON
✓		GONZALEZ
✓		RODRIGUEZ
✓		COSTELLO
✓		LOVELL
✓		NORIEGA
✓		BRADFORD
✓		JONES
CAPTION	ADOPTED	

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and HR Green, Inc. for Montrose Area and Midtown Drainage and Paving WBS No. M-410290-0003-3 (Sub-Project 3)		Page 1 of 2	Agenda Item # 44
From: (Department or other point of origin): Department of Public Works and Engineering		Origination Date 1/9/14	Agenda Date JAN 15 2014
Director's Signature:  Daniel W. Krueger, P.E., Director		Council District affected: C, D, I	
For additional information contact:  Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director		Date and identification of prior authorizing Council action: Ordinance #: 2011-0561; 06-29-2011	
Recommendation: (Summary) Approve an ordinance appropriating funds to the Professional Engineering Services Contract with HR Green, Inc.			
Amount and Source of Funding: \$669,000.00 from Fund 4042A - Street & Traffic Control and Storm Drainage DDSRF-A. Original (previous) appropriation of \$1,631,719.00 from Drainage Improvement Commercial Paper Series F, Fund No.4030. <i>M.P. 12/18/2013</i>			
PROJECT NOTICE/JUSTIFICATION: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is required to address and reduce the risk of structural flooding. Improvements include modification of street conveyance and sheet flow, and provide detention as needed for mitigation.			
DESCRIPTION/SCOPE: This project provides for the design and construction of storm drainage improvements, necessary concrete paving, curbs, sidewalks, driveways and underground utilities. Project will serve the Montrose and Midtown areas; Comprehensive Drainage Plan Outfall W0686 and adjacent drainage areas.			
LOCATION: This project is generally bounded by Buffalo Bayou on the north, US-59 on the south, Caroline Street on the east and Montrose Street on the west. The project is located in Key Map Grids 493K,P,T.			
LTS No. 7055		CUIC ID #20ESM01 <i>10</i>	
Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and HR Green, Inc. for Montrose Area and Midtown Drainage and Paving WBS No. M-410290-0003-3 (Sub-Project 3)

Originator's Initials

ESM

Page 1 of 2

PREVIOUS HISTORY AND SCOPE: City Council approved the original Contract on June 29, 2011 under Ordinance No. 2011-0561. Under this contract, to date, the Consultant has completed Phase I – Preliminary Design for Sub-Projects 2, 3, and 4. In addition, the Consultant has completed Phase II - Final Design and is ready to begin Phase III - Construction Phase Services for Sub-Project 2.

SCOPE OF THIS SUPPLEMENT AND FEE: The requested additional appropriation will accomplish the following tasks: Phase II – Final Design Basic and Additional Services and Phase III – Construction Phase Services for Montrose Area and Midtown, Sub-Project 3.

The total requested appropriation is \$669,000.00 to be appropriated as follows: \$581,468.00 for contract services and \$87,532.00 for CIP Cost Recovery.

PAY OR PLAY PROGRAM:

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

M/WBE INFORMATION: The M/WBE goal established for this project is 24%. The original Contract amount totals \$1,418,886.00. The consultant has been paid \$657,347.42 (46.33%) to date. Of this amount, \$194,444.89 (29.58%) has been paid to M/WBE sub-consultants to date. Assuming approval of the requested additional appropriation, the contract amount will increase to \$2,000,354.00. The Consultant proposes the following plan to meet the M/WBE goal:

<u>Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Total Contract</u>
1. Paid Prior M/WBE Commitment		\$ 194,444.89	9.72%
2. Unpaid Prior M/WBE Commitment		\$ 152,005.11	7.60%
3. KIT Professionals, Inc.	Miscellaneous Civil Design	\$ 140,000.00	7.00%
4. Isani Consultants, L.P.	Independent Review	\$ 5,000.00	0.25%

TOTAL \$ 491,450.00 24.57%

DWK:DRM:RK:DPS:ESM:klw

h:\design\storm water engineering\section\00 - projects\montrose area midtown sp2 (m-410290-3)\1.0 design contract\1.2 rca\addtl approp\rc 20esm01 rev.doc

c: File No. M-410290-0003-3 (1.2 RCA)

Controller's Office

To the Honorable Mayor and City Council of the City of Houston, Texas:

I hereby certify, with respect to the money required for the contract, agreement, obligation or expenditure contemplated by the ordinance set out below that:

- () Funds have been encumbered out of funds previously appropriated for such purpose.
- () Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.
- () Funds will be available out of current or general revenue prior to the maturity of any such obligation.
- () No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.
- () The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.
- (✓) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

() Other - Grant Funds Available

Date: 1-13, 2014 City Controller of the City of Houston, Texas

4042A-8000 5201 06 52230 \$ 669,000.00 FR 3-3157
FUND REF: 2A 46-10969 AMOUNT: 669,000.00 ENCUMB. NO.: 3-3147

FmBB 3-1529 City of Houston, Texas Ordinance No. 2014-30

AN ORDINANCE APPROPRIATING THE SUM OF \$669,000.00 OUT OF THE STREET AND TRAFFIC CONTROL AND STORM DRAINAGE DDSRF-A AS AN ADDITIONAL APPROPRIATION TO THE PROFESSIONAL ENGINEERING SERVICES CONTRACT BETWEEN THE CITY OF HOUSTON AND HR GREEN, INC. FOR MONTROSE AREA AND MIDTOWN DRAINAGE AND PAVING (APPROVED BY ORDINANCE NO. 2011-0561); PROVIDING FUNDING FOR CIP COST RECOVERY RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE STREET AND TRAFFIC CONTROL AND STORM DRAINAGE DDSRF-A; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council hereby appropriates the sum of money set out in the title of this Ordinance, out of the funds set out in such title as follows: The sum of **\$581,468.00** is appropriated for the project described in the title, and the sum of **\$87,532.00** is appropriated for CIP Cost Recovery relating to construction of facilities financed by the fund described in such title.


Section 2. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

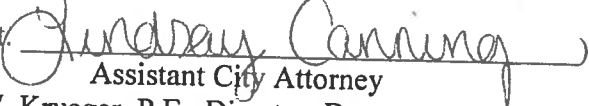
PASSED AND ADOPTED this 15th day of January, 2014.

APPROVED this _____ day of _____, 20____.

Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is JAN 21 2014.


City Secretary

(Prepared by Legal Dept. 
(LAC/dw 1/07/14) Assistant City Attorney
(Requested by Daniel W. Krueger, P.E., Director, Department of Public Works and Engineering)
(L.D. File No.055-1100008-002)

G:\CONTRACT\LAC02_Contracts Section\05_Additional Appropriations\41_HR Green, Inc. (7055)\140107-ORD-HR Green AA.docx


CERTIFICATE OF CITY CONTROLLER


I, Ronald C. Green, Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of **\$669,000.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

STREET & TRAFFIC CONTROL AND STORM DRAINAGE – DEDICATED DRAINAGE AND STREET RENEWAL FUND (DDSRF – Fund number - 4042)

(a) General Obligation Commercial paper Series K, Ordinance No. 2011-1088, is available as an “initial” funding source for the project referenced above in the amount of **\$669,000.00**.

(b) The department has responsibility to ensure that cash in **DEDICATED DRAINAGE AND STREET RENEWAL FUND 2310** is sufficient to fund 4042 when bills are presented for payment.



City Controller 

AYE	NO	
✓		MAYOR PARKER
....	COUNCIL MEMBERS
✓		STARDIG
		ABSENT-OUT OF CITY CITY BUSINESS
		DAVIS
✓		COHEN
✓		BOYKINS
✓		MARTIN
✓		NGUYEN
✓		PENNINGTON
✓		GONZALEZ
✓		GALLEGOS
✓		LASTER
✓		GREEN
✓		COSTELLO
✓		ROBINSON
✓		KUBOSH
✓		BRADFORD
✓		CHRISTIE
CAPTION	ADOPTED	