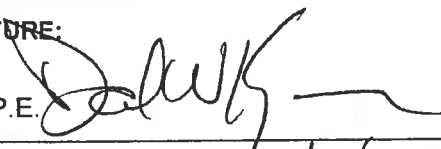

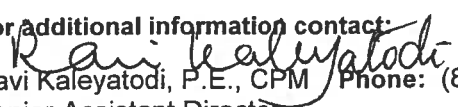
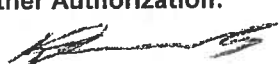


TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Professional Engineering Services Contract between the City and Kavi Consulting, Inc. for Local Drainage Project Negotiated Design Work Orders WBS No. M-000126-0067-3		Page 1 of 2	Agenda Item # 33
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date MAY 11 2011
DIRECTOR'S SIGNATURE:  Daniel W. Krueger, P.E.		Council District affected: All 	
For additional information contact:  3/10/11 Ravi Kaleyatodi, P.E., CPM Phone: (832) 395-2326 Senior Assistant Director		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) Approve a Professional Engineering Services Contract with Kavi Consulting, Inc. and appropriate funds.			
Amount and Source of Funding: \$230,000.00 from Drainage Improvement Commercial Paper Series F Fund No. 4030 <i>M.P. 3/15/2011</i>			
PROJECT NOTICE/JUSTIFICATION: This project is required to provide professional engineering services to address necessary local storm water drainage system improvements and repairs citywide.			
DESCRIPTION/SCOPE: Investigate and resolve storm water drainage problems reported by citizens and assist Right-of-Way and Fleet Maintenance Division with certain large-scale storm water drainage system repairs.			
LOCATION: The project location and limits will be established and defined by each work order.			
SCOPE OF CONTRACT AND FEE: Under the terms of the Contract, the Consultant will perform Basic and Additional Services for Phase I - Preliminary Design (Screening), Phase II - Final Design and Phase III - Construction Services, as defined by the 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 reimbursable basis with authorization not-to-exceed the agreed amount. The total cost of this project is \$230,000.00 to be appropriated as follows: \$200,000.00 for contract services and \$30,000.00 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 contractor provides health benefits to eligible employees in compliance with City policy.			
REQUIRED AUTHORIZATION		CUIC # 20DS08	
Finance Department	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division	

Date	SUBJECT: Professional Engineering Services Contract between the City and Kavi Consulting, Inc. for Local Drainage Project Negotiated Design Work Orders WBS No. M-000126-0067-3	Originator's Initials 	Page 2 of 2
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M/WBE INFORMATION: Due to limited opportunities to engage M/WBE firms in this project, the standard 24% M/WBE goal is not attainable. The M/WBE goal for this project is set at 15%. The Good Faith Efforts by Kavi Consulting were reviewed and approved by the Affirmative Action and Contract Compliance Division. 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. Isani Consultants, LP	Engineering Services	\$19,200.00	9.6%
✓ 2. United Engineers, Inc.	Land Surveying Services	\$12,800.00	6.4%
TOTAL		\$32,000.00	16.0%


DWK:DRM:RK:DPS:CH:klw

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c: File No. M-000126-0067-3

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

Ch. B. McDonald
Ronald C. Shaw

Date: 5-9, 2011 City Controller of the City of Houston, Texas

	4030-200-520106	# 200,000.00	4200003523
	↓ ↓ 522730	30,000.00	3-275
<i>pe</i>	<u>FUND REF:</u>	<u>AMOUNT:</u>	<u>ENCUMB. NO.:</u>
		# 230,000	

HA
MBB-10519
OA 46-10871

City of Houston, Texas Ordinance No. 2011-336

AN ORDINANCE APPROPRIATING THE SUM OF \$230,000.00 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 KAVI CONSULTING, INC. FOR LOCAL DRAINAGE PROJECT NEGOTIATED DESIGN WORK ORDERS; 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 \$200,000.00 is appropriated for contract services related to the project described in the title, and the

sum of **\$30,000.00** 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.

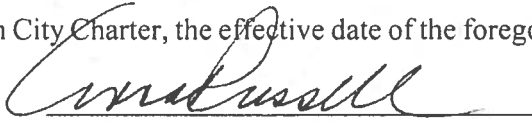
Section 5. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; 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 11th day of May, 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
MAY 17 2011.



City Secretary


(Prepared by Legal Dept. Joe West)
(JSW:bt 05/05/2011) Senior Assistant City Attorney
(Requested by Daniel W. Krueger, P.E., Director, Public Works and Engineering Department)
(L.D. File No. 00551100001001)

**CAPTION PUBLISHED IN DAILY COURT
REVIEW
DATE: MAY 17 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 \$230,000.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

- (1) To the extent that the \$230,000.00 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.



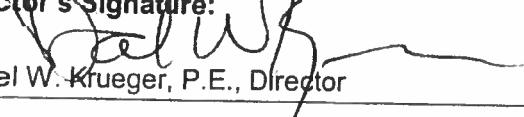
City Controller *CB. Green*

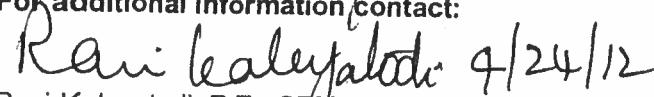
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and Kavi Consulting, Inc. for Local Drainage Project Negotiated Design Work Orders. WBS No. M-000126-0067-3	Page 1 of 2	Agenda Item # 25
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From: (Department or other point of origin): Department of Public Works and Engineering	Origination Date 5/3/12	Agenda Date MAY 09 2012
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Director's Signature:  Daniel W. Krueger, P.E., Director	Council District affected: (Council District Letter Only) All RTE
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For additional information contact:  Ravi Kaleyatodi, P.E., CFM Phone: (832) 395-2326 Senior Assistant Director	Date and identification of prior authorizing Council action: Ordinance #: 2011-0336 Dated: 05/11/2011
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Recommendation: (Summary)
Approve an Ordinance appropriating additional funds for Professional Engineering Services Contract with Kavi Consulting, Inc.

Amount and Source of Funding:
\$115,000.00 from Fund No. 4042 - Street & Traffic Control and Storm Drainage DDSRF.
Original (previous) appropriations of \$230,000.00 from Drainage Improvement Commercial Paper Series F Fund No. 4030.
Rev 04/25/2012


PROJECT NOTICE/JUSTIFICATION: This project is required to provide professional engineering services to address necessary local storm water drainage system improvements and repairs citywide.

DESCRIPTION/SCOPE: Investigate and resolve storm water drainage problems reported by citizens and assist Right-of-Way and Fleet Maintenance Division with certain large-scale storm water drainage system repairs.

LOCATION: The project location and limit will be established by each work order.

PREVIOUS HISTORY AND SCOPE: The Contract was awarded by Council on May 11, 2011 under Ordinance No. 2011-0336 with a five-year term. Under the terms of the Contract, the Consultant provided Project Screening (Preliminary Design), Final Design and Construction Phase Basic Services for various Local Drainage Projects. Additional funding is now required for additional nominated Local Drainage Projects.

REQUIRED AUTHORIZATION CUIC ID #20BTE05

Finance Department:	Other Authorization:	Other Authorization:  Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division
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SUBJECT: Additional Appropriation to Professional Engineering Services Contract between the City and Kavi Consulting, Inc. for Local Drainage Projects Negotiated Design Work Orders.
WBS No. M-000126-0067-3

**Originator's
Initials**

**Page
2 of 2**

SCOPE OF THIS SUPPLEMENT AND FEE: The requested additional appropriation will accomplish the following tasks: Project Screening (Preliminary Design), Final Design and Construction Phase Basic Services as defined in each Work Order. The Basic Services and Additional Services fee for each Work Order will be defined depending on the extent of services required for each Work Order. Additional Services include, but are not limited to, site assessment, surveying, geotechnical and environmental services.

The total cost of this supplement is \$115,000.00 to be appropriated as follows: \$100,000.00 for contract services and \$15,000.00 for Capital Improvement Plan 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 PARTICIPATION: The M/WBE goal for this project is set at 15%. The contract as approved by Ordinance No. 2011-0336 totals \$200,000.00. The consultant has been paid \$92,501.00 (46.25%) to date. Of this amount, \$27,676.00 (29.92%) has been paid to M/WBE sub-consultants to date.

Assuming approval of the requested additional appropriation, the contractor amount will increase to \$300,000.00. The Good Faith Efforts by Kavi Consulting, Inc. were reviewed and approved by the Office of Business Opportunities. 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 Contract</u>
	Prior M/WBE Work		\$27,676.00	9.23%
1.	ISANI Consultants, LLP	Engineering Services	\$10,000.00	3.33%
2.	Rahaman and Associates, Inc., DBA Western Group Consultants	Land Surveying Services	\$ 6,500.00	2.17%
3.	United Engineers, Inc.	Land Surveying Services	\$ 4,000.00	1.33%
		TOTAL	\$48,176.00	16.06%

W B RE
DWK:DRM:RK:DPS:BTE:klw
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c: File: WBS M-000126-0067-3

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: 5-7, 2012

Ch B. M.
Ronald C. Grew
City Controller of the City of Houston, Texas

JAS FUND REF: 4042-2000⁵²⁰¹⁰⁶ 522730 AMOUNT: \$ 115,000.00 ENCUMB. NO.: FK# 300002668³⁰⁰⁰⁰²⁵⁷⁷
DA# 46-10871
FMBB# 3-12606

City of Houston, Texas Ordinance No. 2012-441

AN ORDINANCE APPROPRIATING THE SUM OF \$115,000.00 OUT OF THE STREET & TRAFFIC CONTROL AND STORM DRAINAGE DDSRF AS AN ADDITIONAL APPROPRIATION FOR A PROFESSIONAL ENGINEERING SERVICES CONTRACT BETWEEN THE CITY OF HOUSTON AND KAVI CONSULTING, INC. FOR LOCAL DRAINAGE PROJECT NEGOTIATED DESIGN WORK ORDERS (APPROVED BY ORDINANCE NO. 2011-0336); PROVIDING FUNDING FOR CIP COST RECOVERY RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE STREET & TRAFFIC CONTROL AND STORM DRAINAGE DDSRF; 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 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 \$100,000.00 is appropriated for contract services related to the project described in the title, and the sum of \$15,000.00 is appropriated for CIP Cost Recovery relating to construction of facilities financed by the fund described in such title.

Section 2. 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 described in the title of this ordinance, in the event of changed circumstances.

Section 3. 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 4. 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 9th day of May, 2012.

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 MAY 15 2012.



City Secretary

(Prepared by Legal Dept. )

(ARC/dg 04/27/12) Assistant City Attorney

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

(L.D. File No. 0551100001002)

CAPTION PUBLISHED IN DAILY COURT
REVIEW
DATE **MAY 15 2012**


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 **\$115,000.00** 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 **\$115,000.00**.

(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 