

AGENDA

**CITY OF HOUSTON ■ CITY COUNCIL
OCTOBER 20 & 21, 2015**

MAYOR
ANNISE D. PARKER

CONTROLLER
RONALD C. GREEN

DISTRICT COUNCIL MEMBERS

**Brenda Stardig
District A**

**Richard Nguyen
District F**

**Jerry Davis
District B**

**Oliver Pennington
District G**

**Ellen R. Cohen
District C**

**Edward Gonzalez
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

**Stephen C. Costello
Position 1**

**Michael Kubosh
Position 3**

**David W. Robinson
Position 2**

**C.O. "Brad" Bradford
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://www.houstontx.gov>. 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, October 20, 2015 - 1:30 PM
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL

PRESENTATIONS

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

Council Member Gonzalez

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

SP102015

RECESS

RECONVENE

WEDNESDAY - OCTOBER 21, 2015 - 9:00 A. M.

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

HEARINGS

- 1. 9:00 A.M. - PUBLIC HEARING** relating to the proposal to use James W. Lee Park for Storm Water Detention - **DISTRICT A - STARDIG**
- 2. 9:00 A.M. - PUBLIC HEARING** relating to the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER FIVE (MEMORIAL HEIGHTS ZONE) - DISTRICTS C - COHEN and H - GONZALEZ**
- 3. 9:00 A.M. - PUBLIC HEARING** relating to the fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER NINETEEN (UPPER KIRBY ZONE) - DISTRICTS C - COHEN and G - PENNINGTON**

4. **9:00 A.M. - PUBLIC HEARING** relating to the third amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY (SOUTHWEST ZONE) - DISTRICTS F - NGUYEN and J - LASTER**

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 5 through 50

MISCELLANEOUS - NUMBER 5

5. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON MEDIA SOURCE (formerly known as Houston Cable Corporation)**, for terms to expire December 31, 2016:
 - Position One - **SYLVIA CAVAZOS**, reappointment
 - Position Three - **RAYMOND "RAY" HILL**, reappointment
 - Position Seven - **J. ALLEN PROVOST**, reappointment
 - Position Nine - **ALEX LUSTER**, appointment
 - Position Ten - **JESSE A. RODRIGUEZ**, reappointment

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 8

6. **PAPER SYSTEMS INCORPORATED** for Thermal Paper for Automated Passport Control Kiosks for the Houston Airport System - 36 months with two one-year options - \$183,426.43 - Enterprise Fund
7. **MILLENNIUM PROJECT SOLUTIONS** to Furnish and Install Automated Vestibule Doors through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Houston Airport System - \$155,618.64 - Enterprise Fund
8. **SEAHURST ELECTRIC, INC** to Remove, Dispose, Furnish and Install External Light Fixtures and Associated Equipment for the Department of Public Works & Engineering - \$163,800.00 - Enterprise Fund

RESOLUTIONS - NUMBERS 9 and 10

9. RESOLUTION designating the **HOWARD OIL COMPANY SEEDHOUSE** at 1200 National Street within the City of Houston as a historic landmark - **DISTRICT H - GONZALEZ**
10. RESOLUTION designating the **WEINGARTEN HOUSE** at 4000 South MacGregor Way within the City of Houston as a historic landmark - **DISTRICT D - BOYKINS**

ORDINANCES - NUMBERS 11 through 50

11. ORDINANCE supplementing the City of Houston, Texas Airport System

Master Ordinance; authorizing the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds in one or more series as may be further designated and described herein and providing for the payment thereof; authorizing the Mayor, the City Controller and/or certain other designated City officials to approve the amount, interest rates, prices, and terms thereof and other matters relating thereto; authorizing the execution and delivery of a Forward Delivery Bond Purchase Agreement, one or more Bond Purchase Contracts, Paying Agent/Registrar and Calculation Agent Agreements, Remarketing Agreements and such other agreements relating to the bonds or the security thereof; authorizing the preparation and distribution of a Preliminary Official Statement and an Official Statement; authorizing a Co-Bond Counsel Agreement; authorizing an official to declare intent to reimburse; approving the form of credit enhancement agreements with any bond insurer and debt service reserve fund surety policy provider; and making certain findings and other declarations necessary and incidental to the issuance of the bonds; and declaring an emergency

12. **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, by creating a New Article VIII of Chapter 39 of the Code of Ordinances, Houston, Texas, relating to storage, transportation and disposal of tires; repealing Chapter 21, Article VII of the Code of Ordinances, Houston, Texas, relating to storage, transportation and disposal of tires; containing findings and other provisions relating to the foregoing subject; declaring certain conduct to be unlawful and providing penalties therefore; and declaring an effective date; providing for severability; and declaring an emergency
13. **ORDINANCE AMENDING CHAPTER 21 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Emissions Reduction from Idling Motor Vehicles and related conditions; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a savings clause
14. **ORDINANCE** providing for the assessment, levying and collection of Ad Valorem Taxes for the City of Houston, Texas for the Year 2015
15. **ORDINANCE** appropriating \$20,000.00 out of General Improvement Consolidated Construction Fund, \$100,000.00 out of Parks Consolidated Construction Fund, \$100,000.00 out of Fire Consolidated Construction Fund, \$50,000.00 out of Police Consolidated Construction Fund, \$210,000.00 out of Solid Waste Consolidated Construction Fund, \$50,000.00 out of Library Consolidated Construction Fund and \$110,000.00 out of Water & Sewer System Consolidated Construction Fund to contract between City of Houston and **PROFESSIONAL ENVIRONMENTAL CONSULTING SERVICES TASK ORDER PROGRAM FOR FY2016** (as approved by Ordinance No. 2012-0900, as amended) for Comprehensive Environmental Consulting Services
16. **ORDINANCE** appropriating \$50,413.64 out of Equipment Acquisition Consolidated Fund for the purchase of Capital Equipment for the Houston Fire Department
17. **ORDINANCE** approving and authorizing contract between the City of Houston and **COLUMBIA ULTIMATE, INC dba REVQ** for professional services and a Debt Management Solution for the Municipal Courts Department; and

providing a maximum contract amount - \$249,300.00 - Municipal Court Technology Fund

18. ORDINANCE awarding contract to **MORAN CONSULTING, INC** for the Development and Implementation of the Customer Service Education Program Services for the Department of Public Works & Engineering; and providing a maximum contract amount - \$531,625.00 - Enterprise Fund
19. ORDINANCE amending Ordinance No. 2009-0604 to increase the maximum contract amount for contract between the City of Houston and **GLOBAL WASTE SERVICES, LLC (Formerly ABITIBI-CONSOLIDATED CORP)** for Recycling Services for Various Departments - \$500,146.60 - Enterprise and General Funds
20. ORDINANCE amending Ordinance No. 2011-1180 to increase the maximum contract amount for contract between the City of Houston and **DENALI WATER SOLUTIONS, LLC (Formerly TERRA RENEWAL, LLC)** for On-Site Water Treatment, Sludge Dewatering and Disposal Services for the Department of Public Works & Engineering - \$3,174,151.50 - Enterprise Fund - **DISTRICT E - MARTIN**
21. ORDINANCE approving and authorizing first amendment to contract with **EMANCIPET, INC**, approved by Ordinance No. 2015-0193, for Low-Cost Professional Spay, Neutering and Healthy Pet Services for the City of Houston's Administration & Regulatory Affairs Department
22. ORDINANCE appropriating \$318,604.00 from the Equipment Acquisition Consolidated Fund for the purchase of Radio Frequency Identification Devices Sorter/Installation
23. ORDINANCE approving and authorizing award to **HECATE ENERGY BREWSTER, L.L.C.** and **RELIANT ENERGY RETAIL SERVICES, LLC**, for a Solar Power Purchase Agreement; providing a maximum contract amount - 20 Years - \$79,603,078.00 - Central Service Revolving Fund
24. ORDINANCE appropriating \$10,319,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and \$1,171,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **JFT CONSTRUCTION, INC** for Southpark and Southcrest Area Drainage and Paving Improvements (Sub-project 2); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by Street & Traffic Control and Storm Drainage DDSRF and Water & Sewer System Consolidated Construction Fund
25. ORDINANCE establishing the east and west sides of the 600 block of Archer Street, between Gardner Street and Heslep Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**
26. ORDINANCE establishing the north and south sides of the 800 block of East 28th Street, between Cornell Street and Princeton Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the

- Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**
27. ORDINANCE establishing the east and west sides of the 1100 block of Enid Street, between Pittman Street and Mathis Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**
 28. ORDINANCE establishing the north and south sides of the 3800 block of Gertrin Street, between Scott Street and Southmore Boulevard, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**
 29. ORDINANCE establishing the north side of the 3400-3500 block of George Street, between N. George Street and W. Hunting Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT B - DAVIS**
 30. ORDINANCE establishing the south side of the 1000-1100 block of Lindale Street, between Winchell Street and Cochran Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**
 31. ORDINANCE establishing the north and south sides of the 8100 block of Ogden Street, between River Drive and Meridian Drive, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**
 32. ORDINANCE establishing the north and south sides of the 4500 block of Park Drive, between Lockwood Drive and Woodside Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**
 33. ORDINANCE establishing the southeast side of the 3900, 4000, 4100, 4200 and 8100 blocks of River Drive, between Park Place Boulevard and Gulf Freeway, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas **DISTRICT I - GALLEGOS**
 34. ORDINANCE establishing the west side of the 4000 block of River Drive, between Glenbrook Avenue and Niles Avenue, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**
 35. ORDINANCE establishing the northwest side of the 4200-8100 blocks of River Drive, between Meridian Street and Ogden Avenue, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**
 36. ORDINANCE establishing the northeast of the 8100 block of River Drive, between Meridian Street and Gulf Freeway, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**
 37. ORDINANCE establishing the south side of the 3100 block of South MacGregor Way, between Ardmore Street and Oakmont Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**
 38. ORDINANCE establishing the south side of the 3200 block of South

MacGregor Way, between Oakmont Street and Bowling Green Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**

39. ORDINANCE establishing the north and south sides of the 3800 block of Southmore Boulevard, between Scott Street and Gertin Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D – BOYKINS**
40. ORDINANCE establishing the west side of the 700 block of Tabor Street, between Heslep Street and W. Patton Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**
41. ORDINANCE consenting to the addition of 3.1492 acres of land to **CYPRESS-KLEIN UTILITY DISTRICT**, for inclusion in its district
42. ORDINANCE consenting to the addition of 10.0258 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 124**, for inclusion in its district
43. ORDINANCE consenting to the addition of 25.000 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 148**, for inclusion in its district
44. ORDINANCE consenting to the addition of 0.84 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150**, for inclusion in its district
45. ORDINANCE consenting to the addition of 359.5245 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 319**, for inclusion in its district
46. ORDINANCE consenting to the addition of 344.62 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 502**, for inclusion in its district
47. ORDINANCE consenting to the addition of 151.41 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 536**, for inclusion in its district
48. ORDINANCE No. 2015-966, passed second reading October 14, 2015
ORDINANCE granting to **HOUSTON DUMPSTERS INC, A Georgia 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**
49. ORDINANCE No. 2015-957, second reading October 14, 2015
ORDINANCE granting to **ICM MARTINEZ INTERPRISES, INC, dba BIN THERE DUMP THAT - HUMBLE, 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**
50. ORDINANCE No. 2015-958, passed second reading October 14, 2015
ORDINANCE granting to **KORDIE ENTERPRISES, INC dba BIN THERE DUMP THAT, 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**
END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA

MATTERS HELD - NUMBERS 51 and 52

51. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$8,799,589.11 and acceptance of work on contract with **ANGEL BROTHERS ENTERPRISES, LTD.** for Ella (Wheatley) Paving and Drainage, W. Little York to W. Gulf Bank - 2.96% over the original contract amount and under 5% contingency amount
DISTRICT B - DAVIS

TAGGED BY COUNCIL MEMBER DAVIS

This was Item 5 on Agenda of October 14, 2015

52. ORDINANCE appropriating \$1,998,115.80 out of Reimbursement of Equipment/Projects Fund as an additional appropriation for the contract and approving and authorizing an amendment to the contract between the City of Houston and **T2 SYSTEMS CANADA INC, Formerly known as DIGITAL PAYMENT TECHNOLOGIES CORP.**, originally approved by Ordinance No. 2012-0096, for Parking Products and associated Software, Licenses, Installation, and Maintenance Services for the Administration and Regulatory Affairs Department; approving and authorizing first amendment to Ordinance No. 2012-0096 to increase the maximum contract amount - \$160,990.00 - Parking Management Operating Fund

TAGGED BY COUNCIL MEMBER GREEN

This was Item 26 on Agenda of October 14, 2015

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

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

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

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE 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: 10/20/2015

Item Creation Date:

SP102015

Agenda Item#:

ATTACHMENTS:

Description

SP102015

Type

Signed Cover sheet

**CITY COUNCIL CHAMBER - CITY HALL 2nd FLOOR – TUESDAY
October 20, 2015 – 2:00 PM**

NON-AGENDA

3MIN

3MIN

3MIN

MR. MARION SCOTT – 1600 Louisiana – 77002 – 713-987-3324 – City Services

MS. THERESA ARNOLD – 12330 N. Gessner Rd., Apt. 514 – 77064 – 612-388-5667 – Gender Inequality

MR. WILLIAM BEAL – 4718 Boicewood Street – 77016 – No Phone – Central Intelligence Agency

MR. PETE LEE – 7116 Crownwest – 77072 – 281-799-2563 – I can't get help with Social Services after calling repeatedly

MS. MILDRED DUNN – 1727 Park Harbor Estates Dr. – 77084 – 281-578-9039 – Fraudulent H.O.A.

MS. CHERYL ARMITIGE – 2706 Barbee St. – 77004 – 713-775-3366 – 2222 Cleburne – Low Income Apartments

MR. JOSEPH OMO OMUARI – 3939 North Freeway, #210 – 77022 – 832-815-7006 – Communism has rose in Houston and America

MR. ANDRE STEELE – 2506 Sutherland Street – 77023 – 310-946-2541 – Airport

MR. MARTY YAKLYIN – 1819 Commonwealth – 77006 – 281-781-9669 – Water line Repair

MS. FLORENCE GILES – 2847 Wuthering Heights – 77045 – 713-884-6476 – Grandparents Support Group Annual Black Tie Gala

PREVIOUS

1MIN

1MIN

1MIN

PRESIDENT JOSEPH CHARLES - Post Office Box 524373 - 77052-4373 – 832-746-1027 – FBI-P/Turner W/S-Turner-GLBT-P/C-nomination W/City Government Conspiracy Assassination-O/Me-C/V-Case

MS. LYNELL GADISON – 7334 Saint Lo Street – 77033 – 713-733-2409 – Wrong address/repair of home from City of Houston Ike

MS. DEBORAH ELAINE ALLEN – 12000 Martin Luther King, #2059 – 77048 – 713-264-0127 – Do not want filing fee back, just name on ballot



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District A

Item Creation Date: 9/9/2015

PR - Chapter 26 Public Hearing James Lee Park

Agenda Item#: 1.

Summary:

9:00 A.M. - PUBLIC HEARING relating to the proposal to use James W. Lee Park for Storm Water Detention - **DISTRICT A - STARDIG**

Background:

The Public Works and Engineering Department (PWE) has requested to use a portion of the 5.89-acre James W. Lee Park located at 9025 Pitner for storm-water detention as part of the Binglewood Drainage and Paving Capital Improvement Project (WBS No. M-000293-0001-3). The Houston Parks and Recreation Department (HPARD) supports this request as it will provide a public benefit by reducing the risk of structural flooding for the Binglewood community while maintaining a park use and agrees there is not a feasible and prudent alternative to using the park for this purpose.

PWE, HPARD and the General Services Department have worked together to minimize impacts to the Park. Benefits to the park as a result of the project include replacement of aging, existing park amenities with new ones. These amenities include the playground, walking trail, lighting, picnic table and benches. Turf and trees will also be replaced and a picnic shelter will be added. Another benefit to the park as a result of the project includes the availability of parallel parking in the street right-of-way as part of the new curb and gutter pavement section around the park.

Texas Parks and Wildlife Code Chapter 26 requires the City to publish three public notices and hold a public hearing prior to authorizing the use or taking of park land for non-park purposes. Notices will be published in the Houston Chronicle on September 23, September 30 and October 7, 2015. The proposed date of the public hearing is Wednesday, October 14, 2015 at 9:00 a.m. in Council Chambers, Second Floor, City Hall, 901 Bagby, Houston, Texas.

HPARD will request Council action to approve an ordinance to make findings relating to the public hearing on October 21, 2015.

Director, Parks and Recreation Department

Amount of Funding:

No funding required

Contact Information:

Luci Correa

832-395-7057

luci.correa@houstontx.gov



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District C, District H

Item Creation Date: 9/29/2015

MYR - Motion establishing a public hearing date on Oct 21, 2015 for a sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Five (Memorial Heights)

Agenda Item#: 2.

Summary:

9:00 A.M. - PUBLIC HEARING relating to the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER FIVE (MEMORIAL HEIGHTS ZONE) - DISTRICTS C - COHEN and H - GONZALEZ**

Background:

SUBJECT: Motion establishing a public hearing date on October 21, 2015 for a sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Five (Memorial Heights Zone)

RECOMMENDATION: (Summary)

Set a public hearing date for the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Five (Memorial Heights Zone)

SPECIFIC EXPLANATION:

On November 11, 2014, the Board of Directors of both the Memorial Heights Zone and the Memorial Heights Redevelopment Authority approved amendments to the Project Plan and Reinvestment Zone Financing Plan (" the Amended Plan") for the Zone then forwarded the proposed Amended Plan to the City for consideration. The Amended Plan will address future infrastructure, mobility and quality of life projects within the Memorial Heights Zone.

Pursuant to Texas Tax Code Section 311.011(e), a public hearing must be held prior to the adoption of an ordinance approving the Sixth Amended Plan. The Administration recommends setting the public hearing date on Wednesday, October 21, 2015.

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

Prior Council Action:

Ord. No. 1996-1337, 12/18/96; Ord. No. 1997-0594, 5/21/97; Res. No. 1997-0067, 12/10/97; Ord. No. 1999-823, 8/11/99; Ord. No. 2008-784, 9/03/08; Ord. No. 2009-299, 4/08/09; Ord. No. 2010-997, 12/08/10, Ord. No. 2011-0907, 10/26/11, Ord. No. 2011-0908, 10/26/11

Amount of Funding:

No funding required

Contact Information:

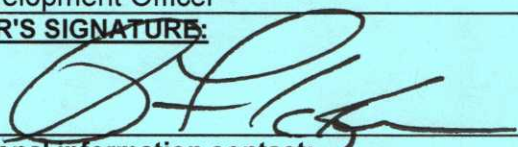
Gwendolyn F. Tillotson

Phone: (832) 393-0937

ATTACHMENTS:

Description	Type
RCA TIRZ 05 Memorial Heights Amend 6	Signed Cover sheet
1996-1337 TIRZ 05 Memorial Heights Creation	Backup Material
1997-594 TIRZ 05 Memorial Heights Project Plan	Backup Material
1997-067 TIRZ 05 Memorial Heights AOI	Backup Material
1999-823 TIRZ 05 Memorial Heights PP Amend 1	Backup Material
2008-784 TIRZ 05 Memorial Heights PP Amend 2	Backup Material
2009-299 TIRZ 05 Memorial Heights PP Amend 3	Backup Material
2010-997 TIRZ 05 Memorial Heights PP Amend 4	Backup Material
2011-907 TIRZ 05 Memorial Heights Boundary Reduction	Backup Material
2011-908 TIRZ 05 Memorial Heights PP Amend 5	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary		RCA #	
SUBJECT: Action to amend Motion 2015-0636 establishing a public hearing date on September 30, 2015 for a sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Five (Memorial Heights Zone) to defer the public hearing to a future date.		Category #	Page 1 of 1
FROM: (Department or other point of origin): Andrew F. Icken Chief Development Officer		Origination Date	Agenda Date
DIRECTOR'S SIGNATURE: 		Council Districts affected: C, H	
For additional information contact: Gwendolyn F. Tillotson Phone: (832) 393-0937		Date and identification of prior authorizing Council Action: Ord. No. 1996-1337, 12/18/96; Ord. No. 1997-0594, 5/21/97; Res. No. 1997-0067, 12/10/97; Ord. No. 1999-823, 8/11/99; Ord. No. 2008-784, 9/03/08; Ord. No. 2009-299, 4/08/09; Ord. No. 2010-997, 12/08/10, Ord. No. 2011-0907, 10/26/11, Ord. No. 2011-0908, 10/26/11, Motion No. 2015-0636, 9/16/15	
RECOMMENDATION: (Summary) To request council to take an action to amend Motion 2015-0636 establishing a public hearing date on September 30, 2015 for a sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Five (Memorial Heights Zone) to defer the public hearing to a future date			
Amount of Funding: No Funding Required		Finance Budget:	
SOURCE OF FUNDING: <input type="checkbox"/> General Fund <input type="checkbox"/> Grant Fund <input type="checkbox"/> Enterprise Fund <input checked="" type="checkbox"/> N/A			
SPECIFIC EXPLANATION: On November 11, 2014, the Board of Directors of both the Memorial Heights Zone and the Memorial Heights Redevelopment Authority approved amendments to the Project Plan and Reinvestment Zone Financing Plan ("the Amended Plan") for the Zone then forwarded the proposed Amended Plan to the City for consideration. The Amended Plan provides for the enlargement of the Zone's boundaries by approximately 696.75 acres of territory primarily located between Durham Drive and Shepherd Drive from Interstate 610 on the North and White Oak Bayou on the South; 18 th , 19 th , and 20 th Streets between T.C. Jester Boulevard and Shepherd Drive; 6 th and 7 th Streets between Buffalo Bayou and Yale Street; Heights Boulevard and Yale Street between Interstate 10 and Memorial Drive. The Administration is reviewing the proposed boundary for possible inclusion of additional territory and therefore is requesting to reschedule the public hearing date to allow sufficient time to confirm the annexation boundary. Pursuant to Texas Tax Code Section 311.011(e), a public hearing must be held prior to the adoption of an ordinance approving the Sixth Amended Plan. The Administration recommends resetting the public hearing date from September 30, 2015 to a later date to be scheduled.			
cc: Marta Crinejo, Agenda Director Anna Russell, City Secretary Donna Edmundson, City Attorney Gary Dzierlenga, Senior Assistant City Attorney			
REQUIRED AUTHORIZATION			
Finance Director:	Other Authorization:	Other Authorization:	



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District C, District G

Item Creation Date: 9/29/2015

MYR - Motion establishing public hearing date for a fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Nineteen (Upper Kirby Zone)

Agenda Item#: 3.

Summary:

9:00 A.M. - PUBLIC HEARING relating to the fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER NINETEEN (UPPER KIRBY ZONE) - DISTRICTS C - COHEN and G - PENNINGTON**

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 Nineteen (Upper Kirby Zone).

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 Nineteen (Upper Kirby Zone).

SPECIFIC EXPLANATION:

On July 16, 2014, the Board of Directors of both the Upper Kirby Redevelopment Authority and Reinvestment Zone Number Nineteen ("Upper Kirby Zone") approved amendments to the Project Plan and Reinvestment Zone Financing Plan for the Upper Kirby 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 Upper Kirby 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 October 21, 2015.

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

Prior Council Action:

Ord.1999-0773,07/28/1999; Ord.2007-0140,01/31/2007; Ord.2008-0976, 11/05/2008; Ord.2009-1215,12/02/2009; Ord.2009-1216,12/02/2009

Amount of Funding:

No funding required

Contact Information:

Gwendolyn F. Tillotson

Phone: (832) 393-0987

ATTACHMENTS:

Description

Type

RCA TIRZ 19 Upper Kirby PP Amend 4 PH	Signed Cover sheet
1999-773 TIRZ 19 Upper Kirby Project Plan	Backup Material
2007-140 TIRZ 19 Upper Kirby PP Amend 1	Backup Material
2008-976 TIRZ 19 Upper Kirby PP Amend 2	Backup Material
2009-1216 TIRZ 19 Upper Kirby PP Amend 3	Backup Material

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 Nineteen (Upper Kirby Zone).

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:

C, G

For additional information contact:

Gwendolyn F. Tillotson

Phone: (832) 393-0987

Date and identification of prior authorizing Council Action:

Ord.1999-0773,7/28/99; Ord.2007-0140,1/31/07;
Ord.2008-0976,11/05/08; Ord. Ord.2009-1216,12/02/09

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 Nineteen (Upper Kirby Zone).

Amount of Funding: No Funding Required

SOURCE OF FUNDING:

General Fund

Grant Fund

Enterprise Fund

N/A

SPECIFIC EXPLANATION:

On July 16, 2014, the Board of Directors of both the Upper Kirby Redevelopment Authority and Reinvestment Zone Number Nineteen ("Upper Kirby Zone") approved amendments to the Project Plan and Reinvestment Zone Financing Plan for the Upper Kirby 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 Upper Kirby 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 October 21, 2015.

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

REQUIRED AUTHORIZATION

Finance Authorization:

Other Authorization:

Other Authorization:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District F, District J

Item Creation Date: 10/1/2015

MYR - Motion establishing a public hearing date for a third amendment to the project plan and reinvestment zone financing plan for Reinvestment Zone Number Twenty (Southwest Zone)

Agenda Item#: 4.

Summary:

9:00 A.M. - PUBLIC HEARING relating to the third amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY (SOUTHWEST ZONE) - DISTRICTS F - NGUYEN and J - LASTER**

Background:

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

RECOMMENDATION: (Summary)

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

SPECIFIC EXPLANATION:

On October 14, 2015, the Board of Directors of both the Southwest Redevelopment Authority and Reinvestment Zone Number Twenty ("Southwest Zone") will approve amendments to the Project Plan and Reinvestment Zone Financing Plan for the Southwest Zone and transmitted a proposed Third 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 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 October 21, 2015.

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

Prior Council Action:

Ord.2000-0310,04/19/2000;Ord.2009-0111, 02/18/2009; Ord. 2013-212,03/20/2013; Ord. 2013-213, 03/20/2013

Amount of Funding:

No funding required

Contact Information:

Gwendolyn F. Tillotson

Phone: (832) 393-0987

ATTACHMENTS:

Description

Type

RCA TIRZ 20 Southwest PP Amend 3 PH
2000-310 TIRZ 20 Southwest Project Plan
2013-212 TIRZ 20 Southwest Boundary
Enlargement
2013-213 TIRZ 20 Southwest PP Amend 2

Signed Cover sheet
Backup Material
Backup Material
Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

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

Category #

Page
1 of 1

Agenda Item#

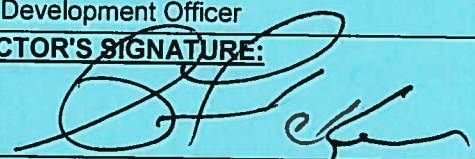
FROM: (Department or other point of origin):

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) 393-0987

Date and identification of prior authorizing Council Action:

Ord.2000-0310,04/19/2000;Ord.2009-0111, 02/18/2009; Ord. 2013-212,03/20/2013; Ord. 2013-213, 03/20/2013

RECOMMENDATION: (Summary)

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

Amount of Funding: No Funding Required

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund
 N/A

SPECIFIC EXPLANATION:

On October 14, 2015, the Board of Directors of both the Southwest Redevelopment Authority and Reinvestment Zone Number Twenty ("Southwest Zone") will approve amendments to the Project Plan and Reinvestment Zone Financing Plan for the Southwest Zone and transmitted a proposed Third 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 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 October 21, 2015.

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

REQUIRED AUTHORIZATION

Finance Authorization:

Other Authorization:

Other Authorization:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

Item Creation Date: 10/7/2015

MYR ~ 2015 Houston Media Source ReAppts. Itr. 10-7-15

Agenda Item#: 5.

Summary:

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON MEDIA SOURCE (formerly known as Houston Cable Corporation)**, for terms to expire December 31, 2016:

- Position One - **SYLVIA CAVAZOS**, reappointment
- Position Three - **RAYMOND "RAY" HILL**, reappointment
- Position Seven - **J. ALLEN PROVOST**, reappointment
- Position Nine - **ALEX LUSTER**, appointment
- Position Ten - **JESSE A. RODRIGUEZ**, reappointment

Background:

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to the authority conferred on this office by Article V, Sec. 4 of the bylaws of Houston Media Source (formerly known as Houston Cable Corporation), approved by Ordinance No. 86-1733 and Resolution No. 2014-0026, I hereby appoint or reappoint the following individuals to the Houston Media Source Board of Directors, subject to confirmation by the City Council:

Sylvia Cavazos, reappointment to Position One, for a term to expire December 31, 2016;
Raymond "Ray" Hill, reappointment to Position Three, for a term to expire December 31, 2016;
J. Allen Provost, reappointment to Position Seven, for a term to expire December 31, 2016;
Alex Luster, appointment to Position Nine, for a term to expire December 31, 2016; and
Jesse A. Rodriguez, reappointment to Position Ten, for a term to expire December 31, 2016.

The résumés of the nominees are attached for your review.

Sincerely,

ATTACHMENTS:

Description	Type
MYR ~ 2015 Houston Media Source ReAppts. Itr.	

10-7-15

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 9/21/2015

S25462 - Paper, Thermal for Automated Passport Control
Kiosks

Agenda Item#: 6.

Summary:

PAPER SYSTEMS INCORPORATED for Thermal Paper for Automated Passport Control Kiosks for the Houston Airport System - 36 months with two one-year options - \$183,426.43 - Enterprise Fund

Background:

Formal Bids Received for S06-S25462 - Approve an award to Paper Systems Incorporated in an amount not to exceed \$183,426.43 for thermal paper for automated passport control kiosks for the Houston Airport System.

SPECIFIC EXPLANATION:

The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve an award to **Paper Systems Incorporated** on its low bid in an amount not to exceed **\$183,426.43** for thermal paper for automated passport control kiosks for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a **36-month period with two one-year options**. This award consists of approximately 8,789 cartons of thermal paper to be used to support automated passport control kiosks, at George Bush Intercontinental and William P. Hobby Airports. This paper will provide thermal receipts required by the Customs Border Patrol to exit Federal Inspection processes.

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

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Paper Systems Incorporated	\$183,426.43
2. Globe Electric Supply, Inc. (Bid No. 1)	\$351,561.00
3. Global Industry Products	\$381,882.05
4. Globe Electric Supply, Inc. (Bid No. 2)	\$469,332.60
5. ELP Enterprises, Inc.	\$478,561.05
6. Printing Technologies, Inc.	\$560,738.20

- Due to the disparity between the bids, the Strategic Procurement Division buyer contacted the potential supplier to discuss the scope of work for this procurement. During the

discussion Paper Systems Incorporated's representative stated that they manufacturer the item and its bid price includes all costs associated with supplying the item requested in the bid specifications. Based on the aforementioned, the Strategic Procurement Division and department are confident that the recommended company can provide the specified item for the price bid.

Hire Houston First:

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

Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approving Authority Signature

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

Department	FY16	Out Years	Total
Houston Airport System	\$ 31,722.40	\$ 151,704.03	\$ 183,426.43

Prior Council Action:

Amount of Funding:

\$183,426.43 HAS- Revenue Fund (8001)

Contact Information:

Justina J. Mann 281-230-8086
 Desiree Heath 832-393-8742
 Tywana Rhone 832-393-8754

ATTACHMENTS:

Description	Type
RCA#25462-Paper System Incorporated	Signed Cover sheet
OBO Documents	Backup Material
Form A (Fair Campaign Ordinance	Backup Material
Form B	Backup Material
Bid Tab	Backup Material
Tax Statement	Backup Material

RCA#S25462- HAS approval

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/21/2015

S25462 - Paper, Thermal for Automated Passport Control Kiosks

Agenda Item#:

Background:

Formal Bids Received for S06-S25462 - Approve an award to Paper Systems Incorporated in an amount not to exceed \$183,426.43 for thermal paper for automated passport control kiosks for the Houston Airport System.

SPECIFIC EXPLANATION:

The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve an award to Paper Systems Incorporated on its low bid in an amount not to exceed \$183,426.43 for thermal paper for automated passport control kiosks for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a 36-month period with two one-year options. This award consists of approximately 8,789 cartons of thermal paper to be used to support automated passport control kiosks, at George Bush Intercontinental and William P. Hobby Airports. This paper will provide thermal receipts required by the Customs Border Patrol to exit Federal Inspection processes.

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4. Globe Electric Supply, Inc. (Bid No. 2)	\$469,332.60
5. ELP Enterprises, Inc.	\$478,561.05
6. Printing Technologies, Inc.	\$560,738.20

- Due to the disparity between the bids, the Strategic Procurement Division buyer contacted the potential supplier to discuss the scope of work for this procurement. During the discussion Paper Systems Incorporated's representative stated that they manufacture the item and its bid price includes all costs associated with supplying the item requested in the bid specifications. Based on the aforementioned, the Strategic Procurement Division and department are confident that the recommended company can provide the specified item for the price bid.

Hire Houston First:

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

Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approving Authority Signature

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

Department	FY16	Out Years	Total
Houston Airport System	\$ 31,722.40	\$ 151,704.03	\$ 183,426.43

Prior Council Action:

Amount of Funding:

\$183,426.43 HAS- Revenue Fund (8001)

Contact Information:

Justina J. Mann 281-230-8086
Desiree Heath 832-393-8742
Tywana Rhone 832-393-8754

ATTACHMENTS:

Description

Type

OBO Documents

Backup Material

Form A (Fair Campaign Ordinance

Backup Material

Form B

Backup Material

Bid Tab

Backup Material

Tax Statement

Backup Material



City of Houston

REQUEST FOR CONTRACT GOAL (RCG)

First Name:	Scott	Last Name:	Alexander
Department:	International Services	Division:	Aviation
Phone number:	281-233-3226	Date of request:	3/24/15
Project name:	Thermal Paper for APi	Project number:	
Contract Type:	Procurement	Contract Details:	New
Funding Stream # 1:	OTHER	Amount of the funding :	\$826,620.05
Funding Stream #2:	OTHER	Amount of the funding :	N/A

Work Element Description	NAICS Code	Cost	% From Contract
Printing and Writing Paper Merchant Wholesalers	424110	\$626,620.05	100

NAICS Code information derived from the following websites:

- <http://www.cenatx.gov/econ/sba/index.html>
- <http://houston.mwbe.com/?DN=houston>

Please Justify if there are any items in this contract that can't be sub contracted:

There are no local certified MWBE Vendors supplying the thermal paper to support the Automated Passport Control Kiosks.





The section below is for officials that have goal approval, review authority only

NAICS Code	Cost	Certified Firms (B2G or TUCP)	Total of All Firms (Census)	Availability	Goal % for Work Element

RECOMMENDED GOAL: 0%
 MBE WBE DBE ACDBE

Goal processed by:
 HAS OBO Staff Javice Rulay Javice E. Rulay 3/19/2015
First name Last Name Signature Date

Goal approved by:
 HAS-OBO D.A.D. JASON McLEMORE [Signature] 30 March 2015
First name Last name Signature Date


ADDITIONAL REQUIRMENTS FOR 0% GOAL:

If the goal is calculated to be 0%, signed inter-office memos shall be generated by the HAS-OBO DAD and shall be signed by the HAS Director and COH-OBO Director for final approval.



CITY OF HOUSTON
INTER OFFICE CORRESPONDENCE

To: Mario C. Diaz
Director
Houston Airports

From: Jason A. McLemore 
Deputy Assistant Director
HAS OBO

Date: March 27, 2015


Subject: Request for Approval of
0% Goal to purchase Thermal
Paper for APC Kiosk

A request for a zero (0%) goal was submitted to HAS/OBO from Scott Alexander who is the Manager of International Operations at IAH. This request consists of the purchase of thermal paper to support the Automated Passport Control (APC) Kiosks at IAH and HOU. This item will be procured from local vendors who are not currently M/WBE certified. After reviewing the information submitted by Gene Lauderdale; Senior Contract Administrator of Supply Chain Management; this office concurs and recommends a zero goal for this purchase.


The total estimated value of this purchase is \$626,620.05

Pursuant to City of Houston Code of Ordinances, Chapter 15, Article V, Section 15-83 (c)(1)d, "the possible MBE/WBE participation level based on MBE and WBE availability would produce negligible MBE and WBE participation."

Because there is no potential for M/WBE participation and the material is a direct ship to the airport; HAS OBO is requesting from The Houston Airport System approval of a Zero (0%) goal for the above-referenced equipment purchase.


Jason A. McLemore
Deputy Assistant Director
HAS OBO

Read and Approved


Mario Diaz
Director
Houston Airport System



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 8/26/2015

N25532 – Automated Vestibule Doors - MOTION (2)

Agenda Item#: 7.

Summary:

MILLENNIUM PROJECT SOLUTIONS to Furnish and Install Automated Vestibule Doors through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Houston Airport System - \$155,618.64 - Enterprise Fund

Background:

Subject: S63-N25532 – Approve the Purchase of Services to Furnish and Install Automated Vestibule Doors for the Houston Airport System

SPECIFIC EXPLANATION:

The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve the purchase of services to furnish and install automated vestibule doors in an amount not to exceed **\$155,618.64**, through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Houston Airport System (HAS), and that authorization be given to issue a purchase order to the Harris County Department of Education contractor, **Millennium Project Solutions**.

This project involves removing and replacing the existing inoperable vestibule doors with automated vestibule doors, each fitted with tempered glass and door frames. The replacement automatic vestibule doors will allow HAS to provide improved operations and increase functional accessibility to the entry and exit of Terminal D at George Bush Intercontinental Airport. The existing doors frequently become inoperable, which in turn exposes Terminal D to outside elements.

The scope of work requires the contractor to furnish all labor, materials, equipment, tools, permits, supervision and transportation necessary to furnish and install 16 automated vestibule doors and associated equipment at George Bush Intercontinental Airport's Terminal D. The automated vestibule doors shall be warranted for one year and have an average life expectancy between 12-15 years. Millennium Project Solutions will also provide three separate training sessions to ensure that HAS personnel will be able to safely operate the automatic doors. The contractor shall have 30 calendar days to furnish and install the 16 automated vestibule doors after receipt of the City of Houston Purchase Order.

Hire Houston First:

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that

promotes economic opportunity for Houston businesses and supports job creation. This procurement is exempt from the City's Hire Houston First ordinance because the department is utilizing an Interlocal or Cooperative Purchasing Agreements for this purchase.

Attachment: M/WBE Zero-Percentage Goal Document Approved by the Office of Business Opportunity.

Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Amount of Funding:

\$155,618.64 – HAS Revenue Fund (8001)

Contact Information:

Justina Mann	HAS	281-230-8086
Dave Evans	FIN/SPD	832-393-8701
Martin King	FIN/SPD	832-393-8705
Yesenia Chuca	FIN/SPD	832-393-8727

ATTACHMENTS:

Description

N25532 – Automated Vestibule Doors -
MOTION RCA
OBO Documents
Form A - Fair Campaign Ordinance
Form B - fair Campaign Ordinance
Tax Report
Affidavit of Ownership
N25532 – Automated Vestibule Doors -
MOTION Sign-Off

Type

Signed Cover sheet
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Signed Cover sheet

CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
ALL

Item Creation Date: 8/26/2015

N25532 – Automated Vestibule Doors - MOTION

Agenda Item#:

Summary:

Background:

Subject: S63-N25532 – Approve the Purchase of Services to Furnish and Install Automated Vestibule Doors for the Houston Airport System

SPECIFIC EXPLANATION:

The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve the purchase of services to furnish and install automated vestibule doors in an amount not to exceed **\$155,618.64**, through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Houston Airport System (HAS), and that authorization be given to issue a purchase order to the Harris County Department of Education contractor, **Millennium Project Solutions**.

This project involves removing and replacing the existing inoperable vestibule doors with automated vestibule doors, each fitted with tempered glass and door frames. The replacement automatic vestibule doors will allow HAS to provide improved operations and increase functional accessibility to the entry and exit of Terminal D at George Bush Intercontinental Airport. The existing doors frequently become inoperable, which in turn exposes Terminal D to outside elements.

The scope of work requires the contractor to furnish all labor, materials, equipment, tools, permits, supervision and transportation necessary to furnish and install 16 automated vestibule doors and associated equipment at George Bush Intercontinental Airport's Terminal D. The automated vestibule doors shall be warranted for one year and have an average life expectancy between 12-15 years. Millennium Project Solutions will also provide three separate training sessions to ensure that HAS personnel will be able to safely operate the automatic doors. The contractor shall have 30 calendar days to furnish and install the 16 automated vestibule doors after receipt of the City of Houston Purchase Order.

Hire Houston First:

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. This procurement is exempt from the City's Hire Houston First ordinance because the department is utilizing an Interlocal or Cooperative Purchasing Agreements for this purchase.

Attachment: MWBE Zero-Percentage Goal Document Approved by the Office of Business Opportunity.



Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Amount of Funding:

\$155,618.64 – HAS Revenue Fund (8001)

Contact Information:

Justina Mann	HAS	281-230-8086
Dave Evans	FIN/SPD	832-393-8701
Martin King	FIN/SPD	832-393-8705
Yesenia Chuca	FIN/SPD	832-393-8727

ATTACHMENTS:

Description	Type
<u>OBO Documents</u>	Backup Material
<u>Form A - Fair Campaign Ordinance</u>	Backup Material
<u>Form B - fair Campaign Ordinance</u>	Backup Material
<u>Tax Report</u>	Backup Material
<u>Affidavit of Ownership</u>	Backup Material



REQUEST FOR CONTRACT GOAL (RCG)

First Name:	<u>Troy</u>	Last Name:	<u>Donahue</u>
Department:	<u>IAH</u>	Division:	<u>PPM</u>
Phone number:	<u>281-230-3028</u>	Date of request:	<u>March 9, 2015</u>
Project name:	<u>Auto DoorReplacemer</u>	Project number:	<u>N/A</u>
Contract Type:	<u>Service/Maintenance</u>	Contract Details:	<u>New</u>
Funding Stream # 1:	<u>OTHER</u>	Amount of the funding :	<u>\$155,618.64</u>
Funding Stream #2:	<u>OTHER</u>	Amount of the funding :	<u>N/A</u>

Work Element Description	NAICS Code	Cost	% From Contract
Replacing existing automatic doors and frames in Terminal D. There are a total of 16 total.		\$155,618.64	100%

NAICS Code Information derived from the following websites:

- <http://www.census.gov/econ/cbp/index.html>
- <https://houston.mwdbe.com/?FN=keuston>

Please Justify if there are any items in this contract that can't be sub contracted:

This contract is a turnkey operation to replace existing automatic doors and frames in Terminal D. There are no items in this contract to sub-contract.





City of Houston

The section below is for officials that have goal approval, review authority only

NAICS Code	Cost	Certified Firms (B2G or TUCF)	Total of All Firms (Census)	Availability	Goal % for Work Element

RECOMMENDED GOAL:

MBE WBE DBE ACDBE

N/A *Goal Not Applicable*

Goal processed by:
HAS OBO Staff

Janice Puley *Janice E. Puley* *1/27/2015*
First name Last Name Signature Date

Goal approved by:
HAS-OBO D.A.D.

Asad A. Malanore *Asad A. Malanore* *27 Dec 2015*
First name Last name Signature Date

ADDITIONAL REQUIRMENTS FOR 0% GOAL:

If the goal is calculated to be 0%, signed inter-office memos shall be generated by the HAS-OBO DAD and shall be signed by the HAS Director and COH-OBO Director for final approval.





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District I

Item Creation Date: 9/18/2015

C25484 - Installation of External Light Fixtures - MOTION

Agenda Item#: 8.

Summary:

SEAHURST ELECTRIC, INC to Remove, Dispose, Furnish and Install External Light Fixtures and Associated Equipment for the Department of Public Works & Engineering - \$163,800.00 - Enterprise Fund

Background:

Formal Bids Received for S50-C25484 - Approve an award to Seahurst Electric, Inc. for a total amount not to exceed \$163,800.00 to remove, dispose, furnish and install external light fixtures and associated equipment for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department of Public Works and Engineering and the City Purchasing Agent recommend that City Council approve an award to **Seahurst Electric, Inc.** on its low bid meeting specifications for a total amount not to exceed **\$163,800.00** to remove, dispose, furnish and install external light fixtures and associated equipment for the Department of Public Works and Engineering, and that authorization be given to issue a purchase order. The new LED light fixtures will provide light for a safe working environment on the roadways and at the wastewater treatment plant sites.

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

	<u>Company</u>	<u>Amount</u>
1.	Seahurst Electric, Inc.	\$163,800.00
2.	C. F. McDonald Electric, Inc.	\$184,469.00
3.	Estelle's Lighting, Inc.	\$185,000.00
4.	Boyer, Inc.	\$246,728.00

The scope of work requires the construction contractor to provide all equipment, labor, materials, tools, supervision and transportation necessary to remove and properly dispose of the existing 131, 400W GE Metal Halide external light fixtures, located at the Sims South Wastewater Treatment Plant (WWTP), 3100 Old Galveston Road and 49, 400W GE Metal Halide external light fixtures, located at the Sims Bayou WWTP, 9500 Lawndale Street. The contractor shall also be required furnish and install 131 and

49 new 150W Phillips LED external light fixtures with photo cell control at the aforementioned locations. The contractor shall also be required to test, program and ensure that all systems are in optimum working condition. The existing light fixtures were installed over twenty-years ago and are in poor condition with some being inoperable. The contractor shall provide a five-year warranty on all materials, labor and workmanship and the equipment life expectancy is 20 years. The contractor shall have 90 calendar days to complete the work on this project upon receipt of the notice to proceed.

Hire Houston First:

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

Pay or Play Program:

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

Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Amount of Funding:

\$163,800.00 – Water & Sewer System Operating Fund (8300)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
David Guernsey	PW&E	(832) 395-3640
Dave Evans	FIN/SPD	(832) 393-8701
Martin King	FIN/SPD	(832) 393-8705
Art Lopez	FIN/SPD	(832-393-8731

ATTACHMENTS:

Description	Type
RCA#25484-Seahurst Electric, Inc	Signed Cover sheet
Pay or Play Form 1a	Backup Material
Pay or Play Form No. 2	Backup Material
Seahurst - FCO - Form "A"	Backup Material
Seahurst - FCO - Form "B"	Backup Material
Seahurst - Clear Tax Report	Backup Material
Seahurst - Affidavit	Backup Material
C25484 - Signed Tabulation	Backup Material
PWE - Recommendation to Award	Other



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District I

Item Creation Date: 9/18/2015

C25484 - Installation of External Light Fixtures - MOTION

Agenda Item#:

Background:

Subject: S50-C25484 - Formal Bids Received to Remove, Dispose, Furnish and Install External Light Fixtures and Associated Equipment for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department of Public Works and Engineering and the City Purchasing Agent recommend that City Council approve an award to **Seahurst Electric, Inc.** on its low bid meeting specifications for a total amount not to exceed **\$163,800.00** to remove, dispose, furnish and install external light fixtures and associated equipment for the Department of Public Works and Engineering, and that authorization be given to issue a purchase order. The new LED light fixtures will provide light for a safe working environment on the roadways and at the wastewater treatment plant sites.

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

<u>Company</u>	<u>Amount</u>
1. Seahurst Electric, Inc.	\$163,800.00
2. C. F. McDonald Electric, Inc.	\$184,469.00
3. Estelle's Lighting, Inc.	\$185,000.00
4. Boyer, Inc.	\$246,728.00

The scope of work requires the construction contractor to provide all equipment, labor, materials, tools, supervision and transportation necessary to remove and properly dispose of the existing 131, 400W GE Metal Halide external light fixtures, located at the Sims South Wastewater Treatment Plant (WWTP), 3100 Old Galveston Road and 49, 400W GE Metal Halide external light fixtures, located at the Sims Bayou WWTP, 9500 Lawndale Street. The contractor shall also be required furnish and install 131 and 49 new 150W Phillips LED external light fixtures with photo cell control at the aforementioned locations. The contractor shall also be required to test, program and ensure that all systems are in optimum working condition. The existing light fixtures were installed over twenty-years ago and are in poor condition with some being inoperable.


The contractor shall provide a five-year warranty on all materials, labor and workmanship and the equipment life expectancy is 20 years. The contractor shall have 90 calendar days to complete the work on this project upon receipt of the notice to proceed.

Hire Houston First:

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

Pay or Play Program:

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



Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Amount of Funding:

\$163,800.00 – Water & Sewer System Operating Fund (8300)

Contact Information:

<u>NAME:</u>	<u>DEPARTMENT/DIVISION</u>	<u>PHONE</u>
David Guernsey	PW&E	(832) 395-3640
Dave Evans	FIN/SPD	(832) 393-8701
Martin King	FIN/SPD	(832) 393-8705

ATTACHMENTS:

Description

Type

Pay or Play Form 1a

Backup Material

Pay or Play Form No. 2

Backup Material

Seahurst - FCO - Form "A"

Backup Material

Seahurst - FCO - Form "B"

Backup Material

Seahurst - Clear Tax Report

Backup Material

Seahurst - Affidavit

Backup Material

C25484 - Signed Tabulation

Backup Material

PWE - Recommendation to Award

Other



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District H

Item Creation Date: 9/25/2015

PLN-RESO designating Howard Oil Company Seedhouse @
1200 National Street as a Landmark

Agenda Item#: 9.

Summary:

RESOLUTION designating the **HOWARD OIL COMPANY SEEDHOUSE** at 1200 National Street within the City of Houston as a historic landmark - **DISTRICT H - GONZALEZ**

Background:

A property owner or the Houston Archaeological and Historical Commission may initiate an application for the designation of a Landmark. This application for Landmark designation of the Howard Oil Company Seedhouse at 1200 National Street was initiated by the owner.

A public hearing was held on August 28, 2014 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:

Matthew Kriegl, 832-393-6557

ATTACHMENTS:

Description

Coversheet for Howard Oil Co. Seedhouse
Resolution
Landmark Report

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Other

**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

District H

Item Creation Date: 9/25/2015

Approval of a resolution designating the Howard Oil Company Seedhouse at 1200
National Street as a Landmark

Agenda Item#:

Background:

A property owner or the Houston Archaeological and Historical Commission may initiate an application for the designation of a Landmark. This application for Landmark designation of the Howard Oil Company Seedhouse at 1200 National Street was initiated by the owner.

A public hearing was held on August 28, 2014 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 blue ink, appearing to read 'Patrick Walsh'.

Patrick Walsh, P.E.

Director

Planning and Development Department

Contact Information:

Matthew Kriegl, 832-393-6557

ATTACHMENTS:**Description**Signed ApplicationLandmark Report**Type**

Other

Other

LANDMARK DESIGNATION REPORT

LANDMARK NAME: Howard Oil Company Seedhouse

OWNERS: McLaughlin Realty

APPLICANT: Preservation Houston

LOCATION: 1200 National Street – First Ward

AGENDA ITEM: C.1

HPO FILE NO.: 14L299

DATE ACCEPTED: July-07-2014

HAHC HEARING DATE: Aug-28-2014

SITE INFORMATION: Tract 2A, Abstract 1 J Austin, City of Houston, Harris County, Texas, 70007. The site includes a historic two-story, wooden warehouse.

TYPE OF APPROVAL REQUESTED: Landmark Designation

HISTORY AND SIGNIFICANCE SUMMARY

The 1912 Howard Oil Company Seedhouse at 1200 National Street is significant as a rare remaining Houston example of the cottonseed oil industry, one of Texas' most important business interests of the late 19th Century. The cottonseed industry flourished after the Civil War, with many mill buildings constructed in the South between 1880 and 1900. With its large cotton crop and rapidly expanding railroad network, Texas became a leading producer of cottonseed products.

The first Howard Oil Company mill facility was constructed in 1880 by the Howard Oil Company at Chaney Junction, an important Houston railroad junction located at what is now the intersection of Washington Avenue and Studemont Street. The mill complex was built under the management of Thomas R. Chaney, a national leader in the cottonseed industry, and for whom the railroad junction was named.

The Howard Oil Company mill was twice destroyed by fire and rebuilt - in 1886 and 1912. The cottonseed warehouse nominated for landmark designation was built in the 1912 reconstruction, and is the only part of the historic mill facility that remains. The 39,000 square foot seedhouse is constructed almost entirely of longleaf yellow pine, with interior brick fire walls located between sections of the warehouse.

The Howard Oil Company Seedhouse meets Criteria 1, 3, 4, and 5 for Landmark designation.

HISTORY AND SIGNIFICANCE

Cottonseed Industry

Cottonseed was once considered a waste byproduct of cotton production, until clever businessmen began to see its appeal as fertilizer, livestock feed, and cooking oil. As the South industrialized following the Civil War, the cottonseed industry began to grow. Between 1880 and 1900, mill buildings flourished throughout the South. Lynette Boney Wrenn, author of *Cinderella of the New South: A History of the Cottonseed Industry, 1855-1955*, notes that Texas, being a main producer of cotton, and with railroads rapidly expanding, became a leading producer of cottonseed products as mills opened all over the state.

Wrenn continues:

“By the twentieth century, overcapacity, or “misplaced capacity,” plagued the crushing industry. The relatively unsophisticated, inexpensive crushing technology prevalent until

after the Second World War fostered mill building, and the New South drive to industrialize encouraged numerous communities to organize their own crushing facilities. Oil mills sprang up wherever sufficient cotton grew. If cotton production declined in an area because of poor prices, crop failures, or other reasons, oil mills could not buy enough seed to operate at full capacity. They closed whenever adverse conditions persisted but reopened if seed supplies increased. The level of cotton production more than anything else determined the fate of oil mills, although management was an important factor.”

Howard Oil Company, 1880

A brief notice about the purchase of bricks for the Howard Oil Mills gives us a date of construction for the first Howard Oil Company mill building in 1880. A similar article ran in the *Galveston Daily News* on May 16, 1880:

“The Howard Oil Company are busily engaged in pushing the work of erecting their building, 650,000 feet of lumber and 2,000,000 bricks are to be used in its construction. The seed room alone is to be 98x500 feet. Steady employment will be furnished to 125 men after the first of October.”

The first Howard Oil Company mill was built in 1880 under the management of Thomas R. Chaney. Chaney was then the Secretary and General Manager of the company, which was based in Dallas, where Robert Gibson was President. The company’s move to open a branch in Houston coincided with the constructed junction of the Galveston, Harrisburg and San Antonio Railway, and the Houston and Texas Central Railway.

Chaney Junction, 1880

The junction of two railways, the Galveston, Harrisburg, and San Antonio railway, and the Houston and Texas Central railway, occurred in 1880 at what is now the intersection of Washington Avenue and Studemont Street. The intersection of the railways opened up industry in Houston and allowed for the development of the area. Even today on a satellite view of the area, one can see the junction and remnants of the many spurs which served the factories and warehouses that once occupied the area.

Two years after the intersection of the railways, a station was opened at the site. The opening of the station at the intersection, named Chaney Junction, was reported by the *Galveston Daily News* on February 19, 1882:

“A new station was opened by the Galveston, Harrisburg and San Antonio Railway, at its junction with the Houston and Texas Central, for transferring purposes. It is named Chaney Station, complimentary to Mr. T.R. Chaney of the Howard Oil Company.”

The neighborhood around the junction was soon known as Chaneyville. The mill was a very important source of industry and labor in Houston. The Houston City Directory of 1882 “Historical Business Review” reports:

“The Howard Oil Works, located at the crossing of the Central and Southern Pacific, outside the corporation limits, west of the city, employs 100 hands, uses up 110 tons of cotton seed per day, and probably disburses to employees \$1,000 per week. The refinery capacity is 500 to 600 barrels per day.”

Inman Compress, a cotton compress facility, opened just to the east of the Howard Oil Company in 1883. The compress processed and created cotton bails for shipment from Texas. The Howard Oil Company and the Inman Compress were complementary cotton-related businesses.

An enormous fire, beginning in the lint room, destroyed the first Howard Oil Company complex in 1886. The fire was so devastating to the company that news of it was carried by papers nationwide and reported in *The New York Times* on August 30, 1886, under the title “Big Oil Works Burned”:

“Destruction of the Howard Company’s Mills at Houston

The Howard Oil Mills, in the suburbs of Houston, caught fire at 12:20 yesterday morning and continued burning until nearly daylight, completely destroying the mill, machinery, stock on hand, adjunct buildings, and five box cars belonging to the Houston and Texas Central Railway Company, loaded with cottonseed, standing inside the mill yards. John L. Kane, of Galveston, until recently Superintendent of the mills in this city, said: “It being Saturday night, the fires were all put out. The watchman was cooling down the boiler and other machinery preparatory to making a cleaning of the entire work. While at work he noticed a small blaze above on the second floor. He immediately attached a length of hose lying near to a fire plug and attempted to turn on the water, but without avail. The firemen, who soon came, were powerless to do any work. The fire rapidly spread from the lint room, where it started, to the main part of the building, sweeping everything before it. Two large empty iron tanks about 50 feet from the main building were the only things in the place not destroyed.

The mills were estimated by Mr. Kane to be worth between \$250,000 and \$300,000. They were insured for \$150,000 in Northern and European companies, and also in nearly all the companies represented in Texas. The building covered three and one-half acres of ground. The works gave employment to 180 men. One of the oil tanks had barrel capacity of 4,500 gallons and another 3,500. There were 600 tons of seed and 70,000 sacks destroyed. The mills were considered to be the finest in the United States. They belonged to the Howard Company. The general offices are in Galveston. Superintendent C.H. Sprong, of the water works, says that he went to the engine works of the company and found his engines there with high pressure on. He cannot explain at present why the water supply failed to reach the mill.”

The fire at the mills attracted the attention of the Houston mayor and leading citizens, who quickly adopted a motion to inspect the city waterworks to make sure that a problem of water pressure would not occur again. The fire also made the city leaders think about adding adequate fire prevention outside of the city limits. Two artesian wells were drilled in 1887 to supplement water coming from Buffalo Bayou. At the time, all firefighters in Houston were volunteers.

Building Anew

The Howard Oil Company mill was rebuilt quickly, as competitors were developing and operating mills in the area. The Howard Oil Company could not afford to skip a cotton crop. *The Galveston Daily News* reported on June 27, 1887:

“The Howard Oil mills destroyed by fire several months ago are now being rebuilt, and will probably be ready for work in time for the coming crop.

The new oil mill near Chaney junction, just outside of the city limits, and going up, and will equal in magnitude the works of the Howard mills. These mills will employ 500 men.”

J.L. Kane was the President of the company by this time; the headquarters were now located in Galveston.

Due to increased competition in the 1880s and 1890s, and the need to control pricing, many of the cottonseed oil mills formed a syndicate, which went head to head with a syndicate located in New Jersey. After the state of Louisiana sued, the syndicate formed into a company, the American Cotton Oil Company, headed by Thomas R. Chaney. The Howard Oil Company became a part of this syndicate. At some point and by 1890, the Howard Oil Company became known in Houston as the National Oil Company. The company underwent several name changes between 1890 and 1924.

The complex succumbed to another catastrophic fire in 1912. Virtually the entire plant was destroyed with most buildings catching easily thanks to wood saturated with decades of oil. Only the cotton hull house south of the railroad tracks and the refinery operation located three blocks north were saved. The company made plans to construct four new one-story brick buildings with floors of cement, including three warehouses, sized at 80x480 each, to hold cottonseed, hulls, and oil, respectively, along with a slightly larger building that would house the mill. The building that is the subject of this designation can be traced to this reconstruction process. Although newspaper reports indicated that the new structures would be one-story and made of brick, a photograph taken by locomotive engineer James Pirie documents the rebuilding of the seed house in 1912 and clearly shows a two-story wood frame structure which matches that seen today.

Thomas R. Chaney died in 1914; his death was reported by *The National Provisioner*, the weekly cottonseed oil trade publication, whose New York members adopted a resolution about the impact of his work in developing the industry. He had, in 1895, written a chapter on the cottonseed oil industry for Chauncey Depew’s *History of American Commerce*. He also, in 1903, wrote the entry “Cotton-Seed Oil Industry” that appeared in the *Encyclopedia Americana*.

The cottonseed oil industry declined dramatically in the period after World War II. However, even today, Texas is a leading producer of cottonseed oil; however, there is little demand for the product.

The building through the decades

Sanborn Fire Insurance Company maps, historic maps of Houston and the Houston City Directories document the transitions in the Howard Oil Mill Company complex.

1880s: The August 1885 Sanborn map shows the Howard Oil Company’s Cottonseed and Oil Mill. The cotton seed warehouse is much the same as it would be rebuilt after the fire. The cottonseed warehouse is constructed wood with iron siding. Located to the North is a brick pressroom and refinery. A wooden cooper shop and barrel house is located north of the brick buildings.

1890s: The October 1890 Sanborn map shows the complex as it was rebuilt following the 1886 fire. The seed warehouse now extends northeast parallel to the railroad spur. A wooden cake room is located in the northeast corner of the property. The brick buildings housing the lint room, mill room and press

room have been replaced by wooden structures. There are two small brick structures on the site. There is no refinery.

William M. Thomas and Co.'s street-map of 1890 shows the Howard Oil Company mill (now known as the National Oil Company) as a large, triangular shaped warehouse with a mill and smokestack. The southern side of the triangular shaped complex is where the reconstructed seed house is still located today. The original building is so large that its northern end reaches north of Winter Street. The Inman Compress is located just east of the complex. The Southern Cotton Oil Company is located south of the complex, just east of the railroad line (now Studemont Avenue). The Merchant and Planters Cotton Oil Company was located east of downtown Houston.

The mill was also depicted on the 1891 Birdseye view of Houston and the Whitty and Scott map of 1895.

1900s: The 1907 Sanborn map is much the same as the 1890 map, except for a name change to the Industrial Cotton Oil Company. It is worth noting that a refinery for the same company is located northeast of the property.

1910s: The 1915 map shows the buildings as the Industrial Cotton Oil Company. The 1918 Houston City Directory also lists the Industrial Cotton Oil Company at the site.

1920s: A 1922 topographical map of Houston shows the site with only one building– the seedhouse. The 1924 Sanborn details the changes to the company and the building. The complex had undergone another name change to the American Cotton Oil Company, but that company and the mill were no longer in operation. The buildings had been substantially altered. Part of the cake room in the northeast corner of the property was still extant. Another warehouse had been built to the east of the cake room. The warehouse that paralleled the railroad spur north of the existing seed house had been demolished. The buildings in the center of the complex that housed the lint room, mill room and press room have been combined into one structure. The refinery to the northeast of the property was also not in operation. The 1925 Houston City Directory noted the American Cotton Oil Company at the site.

The July 1928 Sanborn map showed the seedhouse operating as a warehouse, with rice in one section of the building, and wholesale radios and refrigerators in the other (probably the Philco site). The building to the north of the seedhouse (the old mill, press and lint rooms) had been separated from the seed house by a wire fence and housed the Clorox Chemical Company. A mattress factory was located in what was left of the cake room building.

The 1930 Houston City Directory lists the seedhouse at 1200 National and lists the Federal Warehouse Company at the site. The Clorox Chemical facility was listed at the 1300 National address. The Sealy and Perfection Mattress Company is also listed at 1300 National.

Subsequent Owners

According to the current owners, who inherited the property from their father, the seedhouse was used for storing grains during World War II. According to the owners, Finger Furniture owned the building from 1945-1947 and used it as an office furniture outlet. It was Finger, according to the current owners, who added a second floor inside the east end of the building.

From 1947-1954, the building was used as a distributorship for Philco Appliances and Electronics. This is consistent use with the Houston City Directory of 1952, which lists the structure as housing the

Crumpacker Distributing Corporation and Moore Engineering Company, which distributed household appliances.

In 1954, the building was leased out as a kitchen cabinet distributorship. The 1961 Houston City Directory lists the occupants of 1200 National as Delmar Cabinet Company, Henderson & Sons Fertilizer Company, and the E.L. Crumpacker appliance distributorship. E.L. Crumpacker was the owner of the building during this period.

The current owners, the McLaughlin family, purchased the building in 1966 from E.L. Crumpacker.

ARCHITECTURAL SIGNIFICANCE AND RESTORATION HISTORY

The 1912 Howard Oil Company Seedhouse is a rectangular building of 39,574 square feet, under a gabled roof of asphalt shingles. It is roughly 90 x 490 feet. It sits on the southern edge of a 70,088 irregularly shaped parcel of land. The site is located just north of Washington Avenue and east of Studemont Street off a private spur of National Street.

The structure of the building – walls and framing – is long-leaf yellow pine. The exterior walls of the building are clad in sheet metal siding. The seed house is divided inside into four sections, each separated from the others by a brick fire wall slightly taller than the structure. Each fire wall is top with a cap. In the center of the structure is a cupola, from which the supervisor oversaw the operations of the mill. The seed house has a concrete floor.

The structure has received a newer exterior cladding of metal, but the structure retains openings on the inside that would have led into the concrete bays.

The building is clad in sheet metal. There are five large openings, two on the eastern bay and one in each of the other three bays. The brick fire walls are visible between the bays except for the eastern-most fire wall, which is covered with sheet metal but visible at the roof. A small room in the center of the building projects from the roof; this was the supervisors' work area. Any opening from this room would have been clad in sheet metal and are no longer visible. The structure is topped with a gable roof. The roof overhangs the structure and has wooden brackets to help support it.

Although the exterior has been altered and is now clad in sheet metal, the interior remains very much intact. The Howard Oil Company Seedhouse retains its significance as the oldest remaining example of the cottonseed industry in Houston and as a reminder of the importance of cotton to the region.

BIBLIOGRAPHY

Galveston Daily News, March 6, 1880.

Galveston Daily News, "Houston Oil Mill Burned to Ground" 7 January 1912 p1, c1 and p9, c4.

Galveston Daily News, "Houston Happenings, Rebuild Industrial Plant, Firemen in Infirmary" 9 January 1912 p 9, c2-3.

Houston City Directories, various publishers.

Houston Post, "Industrial Cotton Oil Mill Destroyed" 7 January 1912 p1, c1-2 and p14, c1-2.

Houston Post, "To Rebuild Plant" p 5, c4.

Tower 14 Chaney Junction, <http://www.towers.txrrhistory.com/014/014.htm> accessed 30 October 2014

Housterian.com (for historic maps)

Notes from Paul McLaughlin, March 23, 2014

Sanborn Fire Insurance Maps

Standifer, Mary M., "Cottonseed Industry," *Handbook of Texas Online*

(<http://www.tshaonline.org/handbook/online/articles/drc04>), accessed January 28, 2014. Published by the Texas State Historical Association

Texas General Contractors' Association Bulletin

The New York Times, August 30, 1886

Vance, Mike. "The Howard (Cottonseed) Oil Company: An Application for an Official Texas State Historical Marker."

Various resources from Ancestry.com

Wrenn, Lynette Boney. *Cinderella of the New South: A History of the Cottonseed Industry, 1855-1955*. University of Tennessee Press, Knoxville, 1995.

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.

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"/> | (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; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (2) Whether the building, structure, object, site or area is the location of a significant local, state or national event; | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (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; | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (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; | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | (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; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (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; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (7) Whether specific evidence exists that unique archaeological resources are present; | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | (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 the Howard Oil Company Seedhouse at 1200 National Street.

HAHC RECOMMENDATION

The Houston Archaeological and Historical Commission recommends to City Council the Landmark Designation of the Howard Oil Company Seedhouse at 1200 National Street.

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

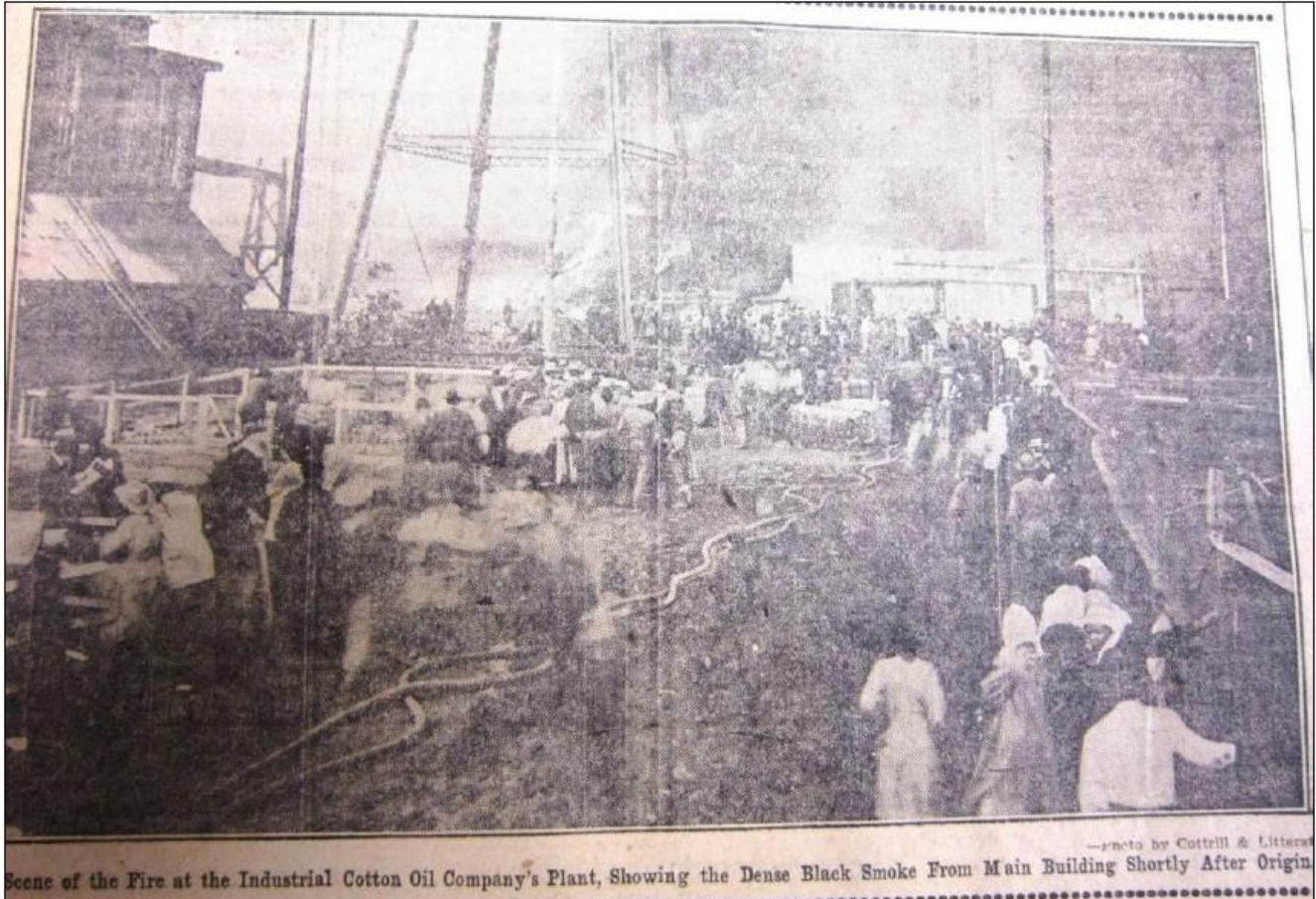
EXHIBIT A
PHOTOS
HOWARD OIL COMPANY SEEDHOUSE
1200 NATIONAL STREET



EXHIBIT A
ADDITIONAL PHOTOS
HOWARD OIL COMPANY SEEDHOUSE
1200 NATIONAL STREET

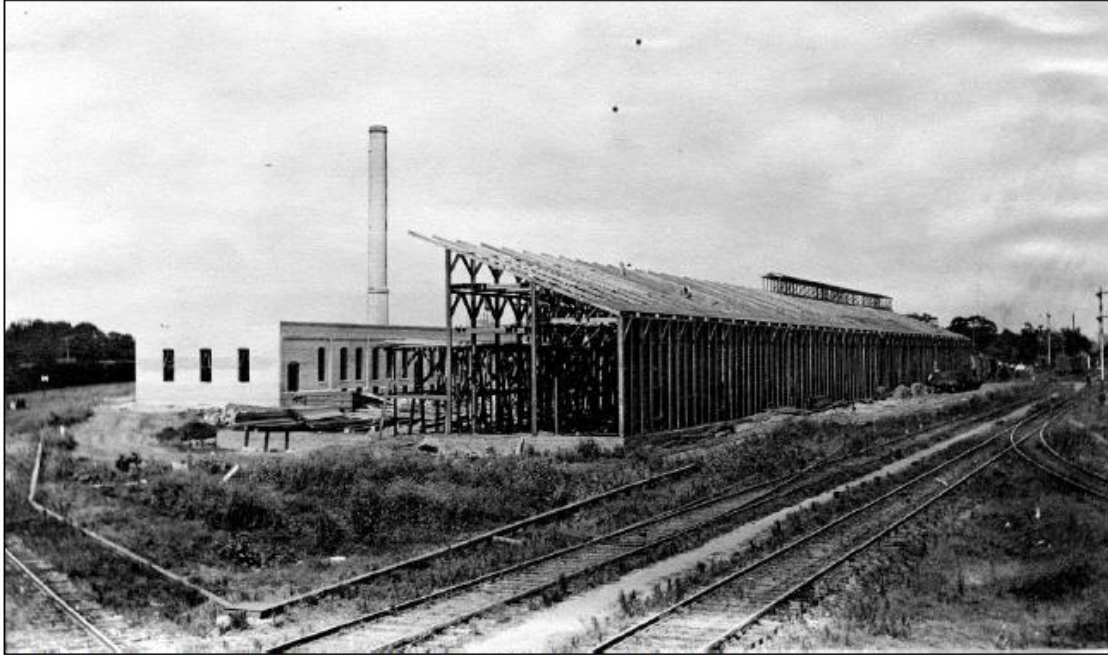


EXHIBIT B
PHOTO OF 1912 FIRE
HOWARD OIL COMPANY SEEDHOUSE
1200 NATIONAL STREET



Houston Post photo of Industrial Cotton Oil Co. fire. It ran on page 14 on 7 January 1912.

EXHIBIT C
PHOTOS 1912 CONSTRUCTION
HOWARD OIL COMPANY SEEDHOUSE
1200 NATIONAL STREET



Seed Warehouse under construction, 1912, James Pirie, TXDoT photo T14B



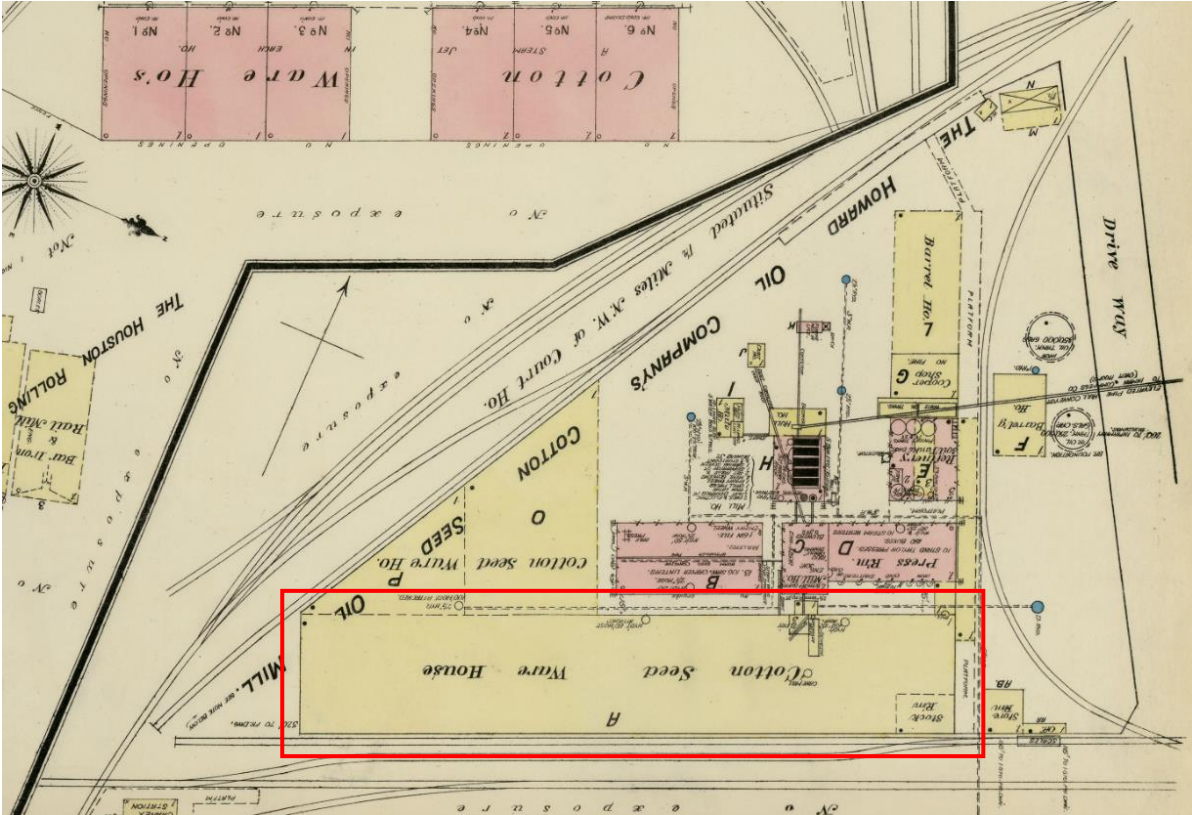
An upstairs view at the Seed House in 2014

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT E 1886 SANBORN MAP HOWARD OIL COMPANY SEEDHOUSE 1200 NATIONAL STREET

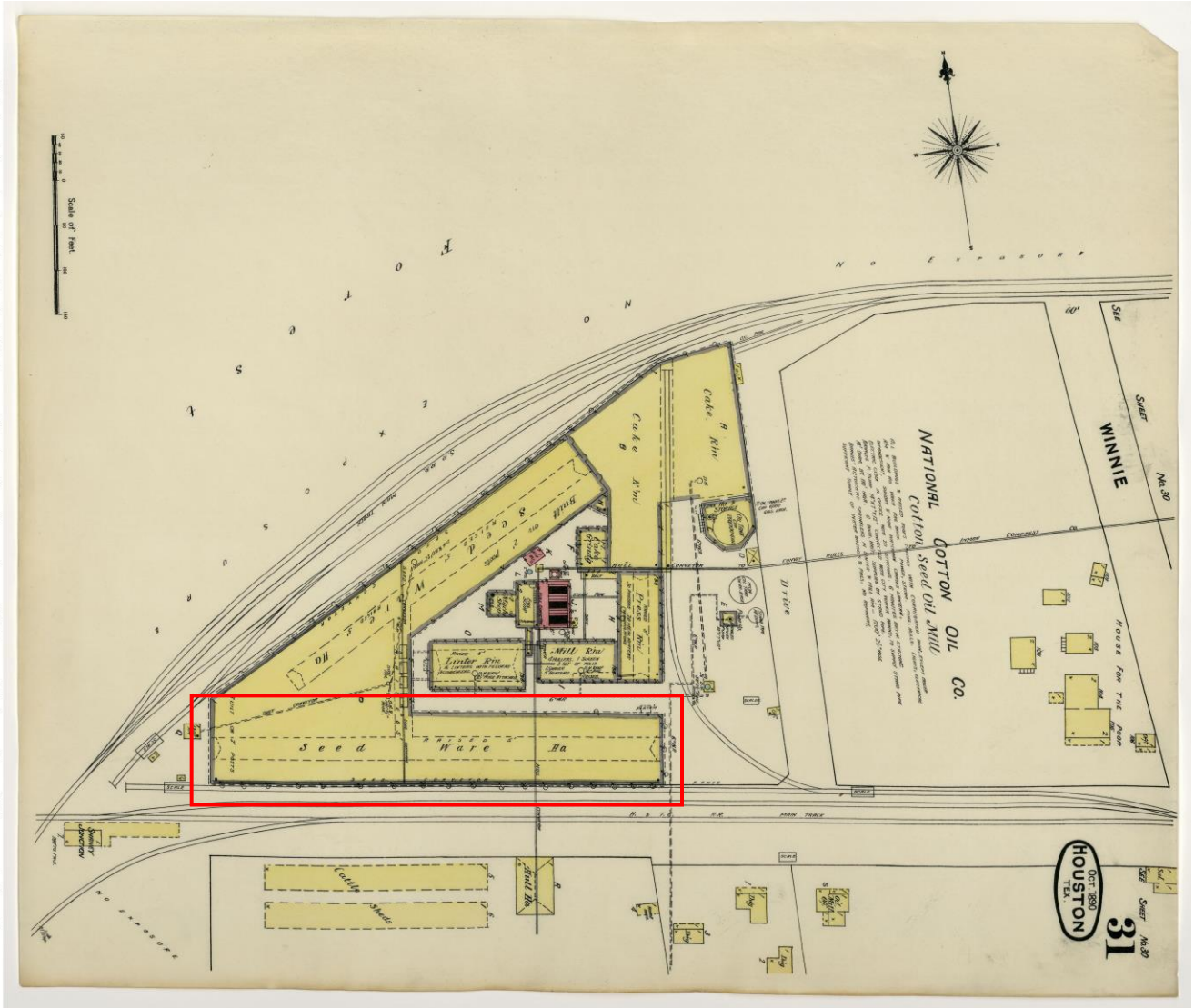


CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT E 1890 SANBORN MAP HOWARD OIL COMPANY SEEDHOUSE 1200 NATIONAL STREET



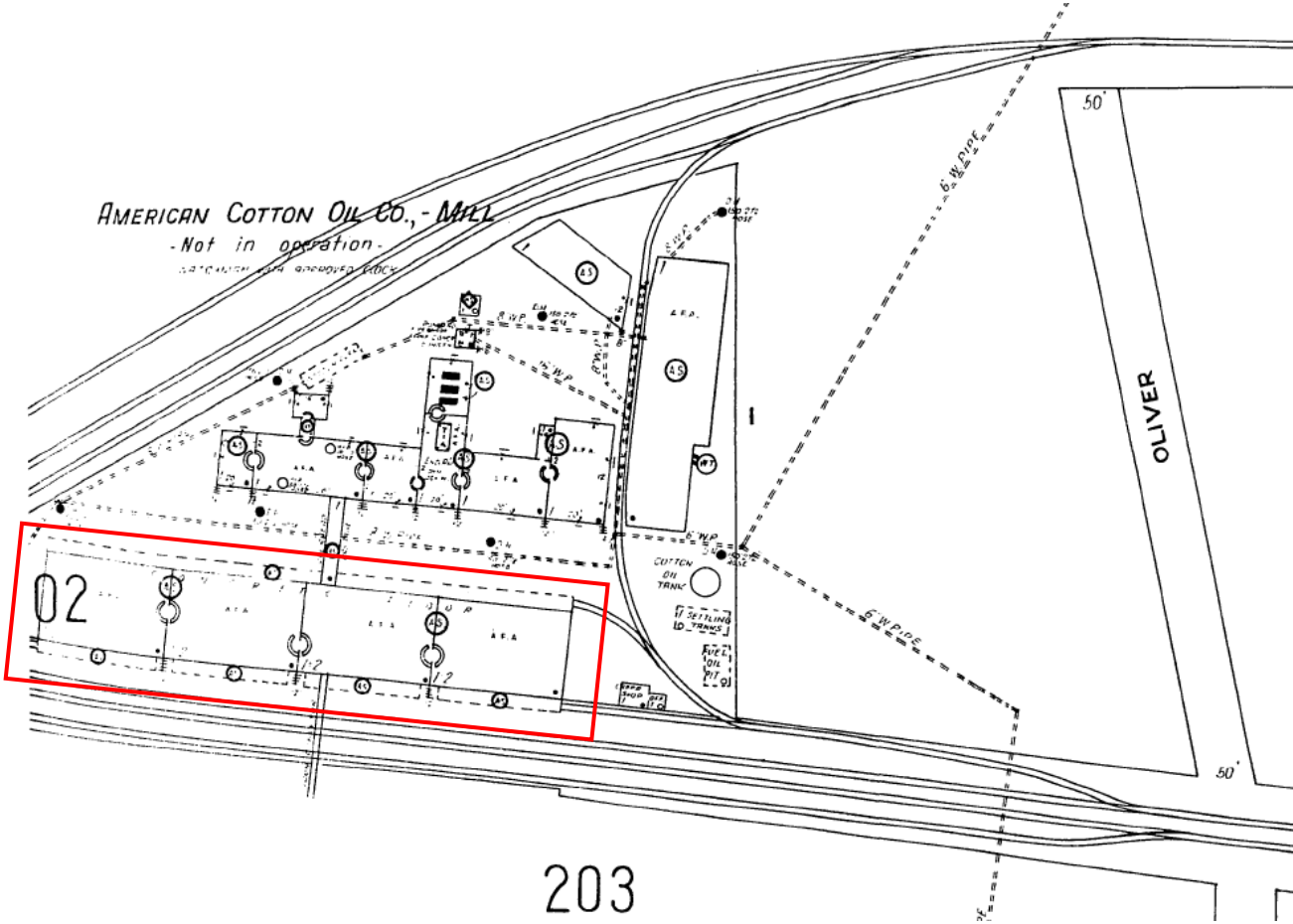
Original located at the Dolph Briscoe Center for American History, University of Texas at Austin

CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT E
1924 SANBORN MAP
HOWARD OIL COMPANY SEEDHOUSE
1200 NATIONAL STREET



CITY OF HOUSTON

Archaeological & Historical Commission

Planning and Development Department

EXHIBIT F
1891 BIRDSEYE VIEW OF HOUSTON
HOWARD OIL COMPANY SEEDHOUSE
1200 NATIONAL STREET





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District D

Item Creation Date: 7/10/2015

PLN-RESO designating the Weingarten House at 4000 South MacGregor Way as a Landmark

Agenda Item#: 10.

Summary:

RESOLUTION designating the **WEINGARTEN HOUSE** at 4000 South MacGregor Way within the City of Houston as a historic landmark - **DISTRICT D - BOYKINS**

Background:

A property owner or the Houston Archaeological and Historical Commission may initiate an application for the designation of a Landmark. This application for Landmark designation of the Weingarten House at 4000 South MacGregor Way was initiated by the owner.

A public hearing was held on February 26, 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 Landmark designation.

Contact Information:

Matthew Kriegl, 832-393-6557

ATTACHMENTS:

Description	Type
Signed RCA	Backup Material
Signed Application	Backup Material
Staff Report	Backup Material

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approval of a resolution designating the Weingarten House at 4000 South MacGregor Way as a Landmark in accordance with Chapter 33, Code of Ordinances	Category #	Page 1 of 1	Agenda Item #
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FROM (Department or other point of origin): Planning and Development	Origination Date June 25, 2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: D
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For additional information contact: Matthew Kriegl Phone: 832-393-6557	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)
 Approve a resolution designating the Weingarten House at 4000 South MacGregor Way as a Landmark

Amount and Source of Funding: N/A	Finance Budget:
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SPECIFIC EXPLANATION:
 A property owner or the Houston Archaeological and Historical Commission may initiate an application for the designation of a Landmark. This application for Landmark designation of the Weingarten House at 4000 South MacGregor Way was initiated by the owner.

A public hearing was held on February 26, 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 Landmark designation.

Attachments: Application and Staff Report

- xc: Marta Crinejo, Agenda Director
 Minnette Boesel, Mayor's Assistant for Cultural Affairs
 Donna Edmundson, City Attorney
 Omar Izfar, Real Estate Section, Office of the City Attorney
 C.A. McClelland, Chief, Police Department
 Terry A. Garrison, Chief, Fire Department
 Andy Icken, Chief Development Officer

REQUIRED AUTHORIZATION

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

Meeting Date: 10/20/2015

Item Creation Date:

Ordinances

Agenda Item#:

Summary:

ORDINANCES - NUMBERS 11 through 50



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/12/2015

FIN - Airport Appropriation Facility

Agenda Item#: 11.

Summary:

ORDINANCE supplementing the City of Houston, Texas Airport System Master Ordinance; authorizing the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds in one or more series as may be further designated and described herein and providing for the payment thereof; authorizing the Mayor, the City Controller and/or certain other designated City officials to approve the amount, interest rates, prices, and terms thereof and other matters relating thereto; authorizing the execution and delivery of a Forward Delivery Bond Purchase Agreement, one or more Bond Purchase Contracts, Paying Agent/Registrar and Calculation Agent Agreements, Remarketing Agreements and such other agreements relating to the bonds or the security thereof; authorizing the preparation and distribution of a Preliminary Official Statement and an Official Statement; authorizing a Co-Bond Counsel Agreement; authorizing an official to declare intent to reimburse; approving the form of credit enhancement agreements with any bond insurer and debt service reserve fund surety policy provider; and making certain findings and other declarations necessary and incidental to the issuance of the bonds; and declaring an emergency

Background:

SUBJECT:

Approve an ordinance supplementing the City of Houston, Texas, Airport System master ordinance; authorizing the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds in one or more series as may be further designated, in an aggregate principal amount not to exceed \$450 million.

RECOMMENDATION:

Approve an ordinance supplementing the City of Houston, Texas, Airport System master ordinance; authorizing the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds in one or more series as may be further designated, in an aggregate principal amount not to exceed \$450 million, authorizing the Mayor, the City Controller and/or certain other designated City Officials to approve the amount, interest rates, prices, and terms; authorizing the execution and delivery of one or more bond purchase agreements and such other agreements relating to the Bonds or the Security.

SPECIFIC EXPLANATION:

Over the next five years, the Airport System has capital funding requirements of approximately

\$2.25 Billion in capital projects. These projects are projected to be funded with airport funds on hand, grants, passenger facility charges, and airport revenue bonds. The Airport System anticipates substantial appropriation needs related to the Intercontinental Terminal Redevelopment Program (ITRP) occurring in FY2016, which will require additional interim financing capacity.

The Finance Working Group recommends replacing the \$150 million inferior lien commercial paper facility that is currently in place with a Forward Bond Purchase Agreement with RBC Capital Markets in an amount not to exceed \$450 million (\$300 million of increased appropriations capacity and \$150 million to replace the existing inferior lien facility). The new structure will allow the City the flexibility to use the facility similarly to a commercial paper program, but at a reduced cost for undrawn purposes. The proposed agreement with RBC will have a term of 7 years.

This transaction was presented to the Budget and Fiscal Affairs Committee on September 29, 2015.

Recommendation

The Finance Working Group recommends approval of this transaction.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Jennifer Olenick
Charisse Mosely

Phone: 832-393-9112
Phone: 832-393-3529

ATTACHMENTS:

Description

RCA

Type



Signed Cover sheet

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Approve an ordinance supplementing the City of Houston, Texas, Airport System master ordinance; authorizing the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds in one or more series as may be further designated, in an aggregate principal amount not to exceed \$450 million.	Category #	Page 1 of <u>1</u>	Agenda Item #
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FROM (Department or other point of origin): Finance Department and Office of City Controller	Origination Date: October 14, 2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District Affected: All
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For additional information contact: Jennifer Olenick  Phone: 832-393-9112 Charisse Mosely  Phone: 832-393-3529	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: Approve an ordinance supplementing the City of Houston, Texas, Airport System master ordinance; authorizing the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds in one or more series as may be further designated, in an aggregate principal amount not to exceed \$450 million, authorizing the Mayor, the City Controller and/or certain other designated City Officials to approve the amount, interest rates, prices, and terms; authorizing the execution and delivery of one or more bond purchase agreements and such other agreements relating to the Bonds or the Security.

Amount of Funding: N/A Not Applicable	Finance Dept Budget:
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Source of Funding: General Fund Grant Fund Enterprise Fund Other (Specify)

SPECIFIC EXPLANATION:

Over the next five years, the Airport System has capital funding requirements of approximately \$2.25 Billion in capital projects. These projects are projected to be funded with airport funds on hand, grants, passenger facility charges, and airport revenue bonds. The Airport System anticipates substantial appropriation needs related to the Intercontinental Terminal Redevelopment Program (ITRP) occurring in FY2016, which will require additional interim financing capacity.

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This transaction was presented to the Budget and Fiscal Affairs Committee on September 29, 2015.

Recommendation

The Finance Working Group recommends approval of this transaction.

REQUIRED AUTHORIZATION

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

Meeting Date: 10/20/2015

ALL

Item Creation Date: 9/17/2015

SWD-Chapter 39, Article VIII of the City of Houston Code of Ordinances

Agenda Item#: 12.

Summary:

ORDINANCE **AMENDING CHAPTER 39 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, by creating a New Article VIII of Chapter 39 of the Code of Ordinances, Houston, Texas, relating to storage, transportation and disposal of tires; repealing Chapter 21, Article VII of the Code of Ordinances, Houston, Texas, relating to storage, transportation and disposal of tires; containing findings and other provisions relating to the foregoing subject; declaring certain conduct to be unlawful and providing penalties therefore; and declaring an effective date; providing for severability; and declaring an emergency

Background:

The Solid Waste Management Department (SWD) spends a significant amount of money each year to collect and properly dispose of illegally dumped scrap tires. To mitigate against this cost and aid in abating the health and safety risks posed by scrap tire piles, SWD engaged in a robust review of the scrap tire industry within the City of Houston.

Since June 2011 SWD has held multiple meetings with stakeholder groups, provided written communication to all known tire businesses within the City, and also surveyed in person the scrap tire businesses.

The result of this review was to identify the potential regulated community of scrap tire facilities and scrap tire transporters, understand their current business practices and develop with them a program that will benefit all parties by reducing the incidences of illegally dumped tires within Houston.

The purpose of this proposed city ordinance is to establish regulations and procedures for the appropriate storage, accurate record keeping, safe transportation and proper disposal of tires. The proposed ordinance covers five basic requirements for tire facilities and tire transporters: storage, transportation, registration and permit, record keeping, and permit revocation process.

Harry J. Hayes, Director Solid Waste Management Department

Amount of Funding:

None

Contact Information:

Sarah Mason, Sr. Environmental Analyst Phone: 832-393-0478 Email:

sarah.mason@houstontx.gov

Steve Francis, Chief of Staff

Phone: 832-393-0400 Email:

steve.francis@houstontx.gov

ATTACHMENTS:

Description

Signed Cover Sheet

Chapter 39 Tires Redlines

Chapter 39 Tires Ordinance

Type

Signed Cover sheet

Backup Material

Ordinance/Resolution/Motion

CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 9/29/2015

ALL

Item Creation Date: 9/17/2015

SWD-Chapter 39, Article VIII of the City of Houston Code of Ordinances

Agenda Item#: 7.

Summary:

It is recommended that City Council adopt an ordinance amending Chapter 39, by adding Article VIII of the City of Houston Code of Ordinances to relate to the Storage, Transportation and Disposal of Tires; and remove the related Chapter 21, Article VII.

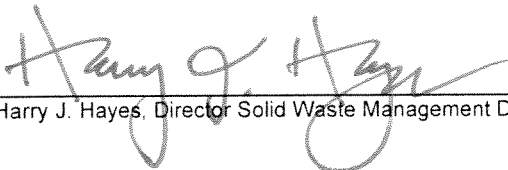
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Harry J. Hayes, Director Solid Waste Management Department

Contact Information:

Sarah Mason, Sr. Environmental Analyst Phone: 832-393-0478 Email: sarah.mason@houstontx.gov
Steve Francis, Chief of Staff Phone: 832-393-0400 Email: steve.francis@houstontx.gov

Houston, Texas, Code of Ordinances

Chapter 39

SOLID WASTE

* * *

Sec. 39-18. Duties.

The department and the employees assigned to the department shall:

- (1) Supervise and be responsible for the collection, transportation and disposal of solid waste.
- (2) Carry out the policies of the mayor and city council in the overall planning effort to develop a reliable and efficient method for solid waste disposal.
- (3) Administer and enforce this chapter and related laws.
- (4) Have such other duties and responsibilities as may be assigned by the mayor and city council.

* * *

ARTICLE VII VIII. TIRE STORAGE, TRANSPORTATION AND TIRE CARRIERS DISPOSAL OF TIRES

DIVISION 1. GENERALLY

Sec. ~~21-181~~39-151. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

~~(1) Driver~~ means a person designated to act as a driver of an individual who operates a permittee's trucks pursuant to the permit.

~~(2) Elements of nature~~ means rainfall, snow, sleet, hail or other natural precipitation.

~~(3) Permit~~ means a valid tire transporters permit written grant of approval issued by the city director for transportation of tires pursuant to pursuant to division 2 of this article.

~~(4) Permittee~~ means a person who holds a valid tire transporters permit issued by the city director pursuant to division 2 of this article.

~~_____ (5) Public highway means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.~~

Registrant means a person who holds a valid registration issued by the director pursuant to this article.

Registration means a written grant of approval issued by the director to scrap tire facilities pursuant to this article.

Scrap tire means a tire that a tire generator has rendered unusable; or a tire that can no longer be used for its original intended purpose because it has:

- (1) Tire tread less than one-sixteenth inch deep;
- (2) Chunking, bumps, knots, or bulges evidencing cord, ply, or tread separation from the casing or other adjacent material; or
- (3) Exposed tire cords or belting material as a result of damage to the tire.

The term "scrap tire" shall not include any tire that has been shredded, ground or cut up into pieces one quarter or less the size of the whole tire from which they were derived.

Store means to place, collect or accumulate tires, whether directly on the ground, in roll-off containers or otherwise, that are not for sale or resale as tires.

~~(6) Tire means any tire covering for a wheel, whether new or, used, whether serviceable or unserviceable or scrap, made wholly or partially of rubber which that was manufactured for use on any vehicle propelled by a motor (including vehicles pushed or pulled by a vehicle propelled by a motor), regardless of whether such vehicle is intended for use on a public highway street, provided that such tire is not mounted upon a wheel or rim and in service upon or carried as a component spare part of a vehicle.~~

~~(7) Tire disposer means any person who, in compliance with all applicable state, federal and local laws, rules and regulations, disposes of or converts tires to another purpose including, without limitation, persons who:~~

- ~~a-(1) Landfill, incinerate or otherwise dispose of tires as waste or as fuel; or~~
- ~~b-(2) By shredding, grinding, chemical treatment or other means reduce tires into basic components for oil, steel, carbon black, rubber, road paving or other marketable salvage materials; or~~
- ~~c-(3) Convert tires into other useful items such as doormats and sandal soles.~~

~~_____ (8) Tire reprocessor means any person who regrooves, recaps, retreads or otherwise remanufactures unserviceable tires into serviceable tires.~~

Tire facility means any business or establishment where 100 or more tires per year are collected, repaired, processed, recycled, scrapped, sold, bought or stored. For

purposes of this article a tire facility does not include a business or establishment owned or operated by a governmental entity.

Tire generator means a fleet operator, an automotive dismantler, or a retailer, wholesaler, manufacturer, recapper, or retreader of new or used tires.

Tire transporter means a person who is responsible for causing tires to move along a public street from one location to another within the city.

~~(9) Truck means a vehicle designated to be operated by a permittee's drivers for the transport of unserviceable tires pursuant to the a permit issued pursuant to this article.~~

~~(10) Unserviceable tire means any tire, which is worn, defective or damaged so that it is not fit for use upon a vehicle, regardless of whether such tire is in such condition that it can be remanufactured by a tire reprocessor or not. Any tire manufactured for use upon a public highway which is worn, defective or damaged so that it fails to meet any one or more of the standards adopted by the department of public safety for inspection of tires in conjunction with the state's inspection of vehicles program conducted pursuant to Article 6701d of the Revised Civil Statutes of Texas shall constitute an unserviceable tire. In the application of such standards, it shall be presumed that a tire was manufactured for use upon a public highway unless it is marked "not for highway use," "farm use only," "for racing purposes only" or with other use restrictions that would indicate the tire is not meant for highway use. The term "unserviceable tire" shall not include any tire which has been shredded, ground or cut up into pieces one quarter or less the size of the whole tire from which they were derived.~~

~~(11) Unserviceable tire generator means any person (including, but not limited to, a person engaged in the sale and mounting of new, used or remanufactured automobile, truck and equipment tires who receives unserviceable tires in the exchange process associated therewith and a person who owns or operates fleets of trucks, taxicabs, buses, implements or other vehicles and services all or a portion of their own tire needs) who in the course of his normal business activities generates 100 or more unserviceable tires per calendar year.~~

Used tire means a tire, including a recapped or retreaded tire, suitable for continued use for its original intended purpose.

Vector control means any method to limit or eradicate organisms capable of transporting infectious agents.

Sec. 21-18239-152. Open storage of tires declared a prohibited; nuisance.

The storage of It shall be unlawful for any person to store any tire upon any premises within in the city in such a manner that the tire is exposed to the elements of nature, and this action is hereby declared to be a nuisance which is, subject to abatement at the expense of the owner of such the premises as provided by law, including, but not limited to, article IV of this chapter and this Code.

Sec. 21-183. ~~Open storage of tires prohibited.~~

~~It shall be unlawful for any person to store or to suffer or permit the storage of any tire or tires upon any premises within the city in such a manner that the tire or tires are exposed to the elements of nature.~~

39-15321-184. Storage; Theft precautions and reports; affirmative defense.

~~(a) It shall be the duty of each person. All persons having any tires within his in their possession to cause such shall keep tires to be kept under lock and key secure at all times that such person, his persons, their agents or employees are not in physical occupancy of physically present on the premises where such the tires are stored. In the event that such tire or If tires are not stored within in a building or enclosed container which that is capable of being locked and secured for purposes of compliance with this section, then secured, then those persons having tires in their possession shall monitor the tires at least once every two weeks for vector control, and the tires themselves must be locked or secured by passing a heavy bar or chain made of steel not less than three-eighths of one inch in thickness through the center of the tire or tires and locking such the bar or chain to a fixture which is not easily removable from the premises; provided, the health officer shall director may upon written request therefor grant written permission to any person for the employment an alternate method of tire storage security means other than those set forth above, if such person demonstrates that the. The proposed alternative storage will method must comply with all applicable federal, state and municipal local laws and ordinances regulations and will provide equivalent security from theft and vector control, which is at least equivalent to the means set forth above. Such written permission, if granted, shall apply only to the persons designated therein and may be revoked by the health officer upon finding that the means to be employed have not been effective or have not been complied with.~~

(b) All tires for sale shall be stacked, sorted, classified and arranged in an organized manner.

(c) Each theft of any tires shall be reported to the health officer director in writing within five days after the occurrence theft or its discovery. The report shall include the number of tires stolen and a description thereof. The report shall be made regardless of whether such theft is also reported to the police department.

(d) It is an affirmative defense to prosecution under subsection (a) that a person having tires in his possession stores them in a manner consistent with an alternate use such as, but not limited to, a swing, planter, stabilizing platform for sports equipment, etc.

Sec. 21-18539-154. Penalty for Actions authorized to enforce article violations.

(a) The city, acting through the city attorney or another attorney authorized to represent the city, is hereby authorized to file an action in a court of competent jurisdiction to:

- (1) Enjoin any person from violating the terms, conditions and restrictions of any registration or permit issued under this article;
- (2) Enjoin the violation of the provisions of this article;

- (3) Recover civil penalties for violation of the terms, conditions and restrictions of any registration or permit issued under this article;
- (4) Recover civil penalties for violation for the provisions of this article; or
- (5) Recover damages from the owner of a site in an amount adequate for the city to undertake any construction or other activity necessary to bring about compliance with this article.

This authority is in addition to all provisions of this Code relative to the definition of offenses and the provision of penalties for violations of such ordinances.

(b) The city, acting through the city attorney or another attorney authorized to represent the city, is hereby authorized to enter into agreements in lieu of litigation to achieve compliance with the terms, conditions and restrictions of any registration or permit issued under this article or the provisions of this article.

Sec. 39-155. Criminal sanctions.

A violation of any of the provisions of this article constitutes a misdemeanor that shall be punishable, upon conviction, by a fine of not less than \$250.00 nor more than \$2,000.00, and each day that any violation continues shall constitute a separate offense; provided, however, that an offense provided in this article which also constitutes an offense under state law shall be punishable as provided in the applicable state law.

Secs. 21-186—21-193-39-156. Fees.

There are hereby established and the director shall charge and collect fees for each permit (includes one truck) or registration and for each additional truck to be covered by a permit. Fees shall be as stated for this provision in the city fee schedule. Payment of any applicable fees when due is a condition of the processing of any application under this article.

Secs. 39-157—39-170. Reserved.

DIVISION 2. REGISTRATIONS, PERMITS AND RECORDS

Sec. 21-194-39-171. Annual registration Permit required.

It shall be unlawful for any person to own or operate a tire facility where tires will be stored without having a registration issued annually by the director.

Sec. 39-172. Annual permit required.

It shall be unlawful for any person to transport ~~unserviceable~~ tires upon any public ~~highway street~~ within the city unless such person is acting pursuant to a permit ~~issued annually by the director~~. It is an affirmative defense to prosecution under this section that the cargo transported by such person:

- (1) Contains five or ~~less unserviceable~~ fewer tires; or

- (2) Contains five percent or less ~~unserviceable~~ tires by volume and is part of a general cargo of "municipal solid waste" as that term is defined by ~~Article 4477-7~~ Chapter 361 of the ~~Revised Civil Statutes of Texas~~ Health and Safety Code; or
- (3) Originated outside of the city and is destined for transport outside of the city, provided that no ~~unserviceable~~ tires are loaded or unloaded within the city.

~~Sec. 21-195~~ 39-173. ~~Unserviceable tire~~ Tire generators; disposal and of tires; records.

It shall be unlawful for any ~~unserviceable~~ tire generator to cause or ~~permit~~ allow any ~~unserviceable~~ tire to be transported upon any public ~~highway~~ street other than by a permittee. Each ~~unserviceable~~ tire generator shall maintain daily records of the numbers of ~~unserviceable~~ tires generated at each premises under his control and his disposition ~~thereof~~. A receipt showing the number of tires, the names of the ~~unserviceable~~ tire generator and permittee and the permit number of the permittee shall be obtained by a permittee for each consignment of ~~unserviceable~~ tires to a permittee. Each ~~such~~ receipt shall be issued at least in duplicate and signed by both parties with one copy thereof to be retained by the ~~unserviceable~~ tire generator and one copy to be retained by the permittee. ~~Unserviceable tire~~ Tire generators who are also permittees shall maintain internal trip tickets in lieu of the ~~hereinabove mentioned~~ receipts for ~~unserviceable~~ tires which that they transport. For purposes of this article, TCEQ form 10304, entitled "Whole Used or Scrap Tire Manifest," or any successor form, is a sufficient receipt.

~~Sec. 21-196~~ 39-174. ~~Permittee Registrants and permittees; disposal and of tires; records.~~

It shall be unlawful for any registrant or permittee to dispose of any ~~unserviceable~~ tires transported by such the registrant or permittee other than by the delivery of ~~such tires~~ the tire to a tire disposer ~~or tire reprocessor~~. Each registrant and permittee shall maintain daily records of the number of tires received and delivered. Each registrant and permittee shall obtain a receipt showing the number of tires, the names of the registrant, permittee and tire disposer or tire reprocessor and the ~~permit number of~~ and the registration or permit number of the registrant and permittee for all tires delivered. Each ~~such~~ receipt shall be issued at least in duplicate and signed by both parties with one copy to be retained by the tire disposer ~~or tire reprocessor~~ and one copy to be retained by the registrant and permittee. Tire disposers and ~~tire reprocessors~~ who are also registrants or permittees shall maintain internal trip tickets in lieu of the ~~hereinabove mentioned~~ receipts for ~~unserviceable~~ tires which that they transport. Permittees shall maintain records of the name and residence address of each driver (including the permittee if the permittee intends to act as a driver under the permit) who will be authorized to drive the permittee's trucks, and their respective driver's license numbers.

~~Sec. 21-197~~ 39-175. ~~Inspection of records.~~

(a) ~~The records required to be made pursuant to sections 21-195 and 21-196 of this Code are within the protection of Chapter 37 of the Texas Penal Code. Such records by this article shall be retained for three years from their creation. Permittees Registrants and permittees shall maintain the records at the address designated in their application for permit applications. All such records shall be made available during the regular business hours of the persons required to keep the same to the for inspection, audit, or copying by the police department and the health officer upon request for inspection, audit or copying thereof.~~

~~(b) The records required to be made pursuant to sections 21-195 and 21-196 of this Code may be inspected, audited, or copied by the police department and the health officer~~

~~director~~ as often as may be necessary to ~~insure~~ ensure compliance with this article, ~~provided that the health officer shall insure that a comprehensive audit of each permittee's records is performed not less than one time during each permit year.~~

Sec. ~~21-198~~39-176. Applications for registration; permit; oath; fees.

(a) ~~Each person desiring a tire transporters permit shall make application to the health officer setting forth: to own or operate a tire facility shall apply for a registration in a form acceptable to the director, which shall include at a minimum all of the following:~~

- (1) ~~The person's name of such person;~~
- (2) ~~The person's business address of such person, including a facsimile number or email address;~~
- (3) ~~The physical address within the county at which the records required in this division article will be maintained;~~
- (4) ~~The person's principal business or occupation of such person; and~~
- (5) ~~The person's state registration number, if applicable.~~

~~(b) Each person desiring a tire transporter's permit shall apply in a form acceptable to the director, which shall include at a minimum all of the following:~~

- (1) ~~The person's name;~~
- (2) ~~The person's business address, including a facsimile number or email address;~~
- (3) ~~The physical address within the county at which the records required in this article will be maintained;~~
- (4) ~~The person's principal business or occupation;~~
- (5) ~~A description of each truck which will be used by such that the applicant will use for the transport of unserviceable tires including the manufacturer, gross weight, license number, color, vehicle identification number, year of manufacture and its registered owner thereof; and~~
- (6) ~~The name and residence address of each driver (inclusive of A statement that the applicant if he intends to act as a driver under the permit) who will be authorized to drive the applicant's trucks and their respective driver's license numbers;~~
- (7) ~~That neither the applicant nor any proposed driver has not had a permit which has been revoked under this article within the immediately preceding period of three years.~~

~~(bc) Such Each application shall be sworn to be true and correct accompanied by the application fee and a fee for each truck described in an application under this section. the applicant and each driver set forth therein before an officer authorized to administer oaths.~~

~~_____ (c) There is hereby levied and the permit applicant shall submit a nonrefundable application fee in the amount stated for this provision in the city fee schedule, plus the fees also stated for this provision in the city fee schedule for each truck and for each driver to be covered by such permit.~~

Sec. 21-199~~39~~-177. Issuance, duration and amendment; additional fee.

(a) ~~The health officer~~ director shall issue a permit to the applicant designating the trucks ~~and drivers authorized pursuant thereto unless he finds that:~~ the director has a reasonable basis to believe that:

- (1) Any statement on the application was incomplete or false;
- (2) The applicant ~~or any driver listed on the application~~ has committed any offense involving the unlawful disposal or storage or theft of tires within the immediately preceding period of three years; or
- (3) The applicant ~~or any driver listed on the application~~ has had a permit revoked under this article ~~which has been revoked within in~~ the immediately preceding period of three years.

(b) In addition to the permit itself, the ~~health officer~~ director shall issue ~~to the permittee one identification card for each driver covered thereby and one or more identification plates, stickers or decals to be attached by the permittee in such places and manner as the health officer~~ director may administratively direct to each truck covered thereby. Failure to properly display a required plate, sticker or decal shall be a violation of this article.

(c) Permits and registrations issued under this ~~section~~ article shall be valid for one year from the date of issuance unless ~~prior~~ sooner revoked.

~~_____ (d) Permits issued under this section may be amended as to the trucks or drivers authorized thereunder upon application to the health officer in the same manner as an original application. The fees stated for this provision in the city fee schedule shall be tendered for each truck added and for each driver added. Such fees shall not be prorated, and no credit shall be allowed for any truck or driver which is deleted.~~

Sec. 21-200~~39~~-178. Permit transfer Transfer of permit or registration prohibited; reporting of changes, return of identification cards, etc.

(a) Permits, ~~driver identification cards, and truck identification plates~~ registrations, stickers and or decals issued under this article are personal to the ~~permittee~~ applicant and may not be transferred, ~~sublet,~~ leased, assigned, given away or sold in any manner or under any circumstances.

(b) It shall be the duty of each registrant and permittee to advise the ~~health officer~~ director in writing within five business days of any change regarding ~~the permittee's operations as reflected in the application and permit including but not limited to, the discontinuance of a truck or driver or the change of address of the permittee or any driver. Identification cards, plates, stickers and decals for drivers and trucks which have been discontinued shall be returned therewith.~~

Sec. 21-20139-179. Authorized drivers and trucks.

~~(a) It shall be unlawful for a permittee to allow any truck to be used for the transport of unserviceable tires except those trucks designated in his permit. The permittee shall insure ensure that each such truck bears the plates, stickers or decals issued therefor at all times.~~

~~(b) It shall be unlawful for any permittee to allow any truck while used for the transport of unserviceable tires to be operated except by the drivers designated in his permit.~~

~~(c) It shall be unlawful for any person to act as a driver of any permittee's truck while used for the transport of unserviceable tires unless the person is in possession of the driver identification card issued in such person's name to the permittee by the health officer.~~

Sec. 21-20239-180. Grounds Basis for permit revocation of registration or permit.

~~Any registration or permit issued under this article may be revoked in accordance with the these procedures herein prescribed if it is found the director determines that: there is a reasonable basis to believe that:~~

- ~~(1) The registrant or permittee or any driver designated in the permit has been involved in violated any violation of the provisions of this article;~~
- ~~(2) The registrant or permittee or any driver designated in the permit violates any state or municipal law or ordinance involving the unlawful disposal or, storage or theft of tires, or violates any provision of Chapter 37 of the Texas Penal Code relating to the records required to be kept under this article;~~
- ~~(3) Any truck designated in the permit bearing a decal or sticker issued pursuant to this article is used for the commission of any violation of any state or municipal law or ordinance involving the unlawful disposal or, storage or theft of tires; or~~
- ~~(4) Any statement made in the application for the permit or any amendment thereto was known to be false or should have been known to be false by any person required to swear to the application.~~

Sec. 21-20339-181. Investigation of facts prior to revocation; notice to permittee of possible revocation.

~~Whenever the health officer receives reliable information that grounds for revocation of a permit exists, he The director, in consultation with the police department, shall investigate the facts underlying an allegation that there is a reasonable basis for revocation of a registration or permit. If the health officer finds director determines that there are grounds is a reasonable basis for revocation of a registration or permit, he the director shall give written notice to the registrant or permittee by personal service, by facsimile, or by certified mail, return receipt requested, addressed to the address set forth in the application or the last address furnished pursuant to subsection (b) of section 21-200. Such notice shall set forth: including:~~

- ~~(1) The specific grounds upon which the registration or permit in question may be revoked;~~

- (2) That there will be a hearing before the ~~health officer~~ director in which the city will seek to revoke the revocation of the registration or permit;
- (3) The date, time and place of ~~such the~~ hearing; and
- (4) That the permittee or registrant may appear in person and/or may be represented by an attorney.

Sec. 21-20439-182. Hearing on permit revocation Revocation hearing.

(a) All hearings shall be held by the director or his a designated representative. Such officer shall be referred to as the "hearing officer." ~~However, the director shall not designate any person to perform the duties of hearing officer under this section who has participated in the investigation or has prior knowledge of the allegations or circumstances discovered in the course of said investigation except as may be set forth in the notice given pursuant to section 21-203.~~

(b) All hearings shall be conducted under rules consistent with the nature of the proceedings, and the registrant or permittee shall have the burden of proof; provided, however, that the following rules shall apply to such hearings:

- (1) ~~All parties~~ Each party shall have the right to representation by a licensed attorney, though an attorney is not required.
- (2) Each party may present witnesses in his its own behalf.
- (3) Each party has the right to cross-examine all witnesses.
- (4) ~~Only The hearing officer shall consider only the evidence presented before the hearing officer at such the hearing may be considered in rendering the final an order.~~

Sec. 21-20539-183. Failure of permittee to appear at revocation hearing.

If the registrant or permittee fails to appear at the hearing at the date and time specified, ~~the city shall introduce evidence to establish a prima facie case showing that grounds exist for revocation of the hearing officer may enter an order revoking the registration or permit.~~

Sec. 21-20639-184. Findings of hearing officer after permit revocation hearing.

After completion of the presentation of evidence by all parties appearing, the hearing officer shall determine whether there is a reasonable basis to revoke the registration or permit. If there is a reasonable basis the hearing officer shall make his ~~written findings and that specify the facts upon which the determination was based, and shall render a written order as to whether or not there are grounds for revocation of the permit. If there are such grounds he shall also make written findings which specify the grounds and facts upon which they are based, and he shall revoke the~~ revoke the registration or permit; provided, the hearing officer may ~~in the ends of justice~~ exercise discretion to take such other lesser actions ~~than revoking the permit including, but not limited to, the such as a temporary suspension of the permit or the revision of the permit by removal of one or more drivers designations from the permit if he finds that the grounds resulted through no fault of the permittee and he further finds that the grounds resulted~~

~~through the unauthorized and uncondoned actions of one or more of the drivers designated in the permit or the unauthorized and uncondoned use of one a registration or more of the trucks designated in the permit. A true and accurate copy of the hearing officer's order shall be personally delivered, sent by facsimile or mailed by certified mail, return receipt requested, to the registrant or permittee.~~

Sec. 21-20739-185. No refund of permit-fee after permit-revocation.

In the event any registration or permit is revoked, suspended or revised by the hearing officer, the city shall not be liable to any person for any refund of any part of the permit fee.

Sec. 21-20839-186. Surrender of permit, plates, decals,~~etc.~~, upon permit-revocation or suspension.

It shall be the duty of each person whose registration or permit has been revoked or suspended to ~~forthwith~~ return the permit to the ~~health officer his permit and~~ director, as well as any ~~plates, stickers, or decals and identification cards~~ issued therewith.

Sec. 21-20939-187. Appeals.

The denial of a registration or permit ~~or~~, as well as the revocation, suspension or revision of a registration or permit may be appealed to the ~~city council pursuant to Rule 12 of section 2-2 of this Code and by filing a written request with the city secretary within ten days~~ general appeals board not later than the tenth day after the date of the hearing officer's written order ~~is rendered~~; provided that such an appeal of a revocation, suspension or revision of a registration or permit shall not operate to suspend the hearing officer's order pending such an appeal.

~~Secs. 21-210—21-220.~~ Reserved.

City of Houston, Texas, Ordinance No. 2015-_____

AN ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, AND BY CREATING A NEW ARTICLE VIII OF CHAPTER 39 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO STORAGE, TRANSPORTATION AND DISPOSAL OF TIRES; REPEALING CHAPTER 21, ARTICLE VII OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO STORAGE, TRANSPORTATION AND DISPOSAL OF TIRES; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; DECLARING CERTAIN CONDUCT TO BE UNLAWFUL AND PROVIDING PENALTIES THEREFORE; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY; AND DECLARING AN EFFECTIVE DATE.

* * * * *

WHEREAS, Chapter 39 of the City of Houston Code of Ordinances contains the City's measures to be implemented to address solid waste and litter control; and

WHEREAS, the Solid Waste Management Department (SWMD) is responsible for collecting, transporting and disposing of solid waste within the City and planning for ways to address the region's future needs; and

WHEREAS, the illegal disposal of scrap tires is a significant health and safety problem in the City of Houston, because these tires provide breeding grounds for mosquitoes and other organisms that can carry disease, and have an adverse effect on the health of its citizens; and

WHEREAS, the City Council finds that it is appropriate to recover the City's costs of administering the scrap tire program established by the Ordinance through the assessment of application and other fees; and

WHEREAS, the City Council finds that the Department of Solid Waste Management has analyzed the costs of administering the program, and related those costs to the types of application fees issued by the City; and

WHEREAS, the City Council finds that the fees are reasonably related to the cost of administering the program; **NOW, THEREFORE**;

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

Section 1. That the findings contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as a part of this Ordinance.

Section 2. That Section 39-18 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows:

“Sec. 39-18. Duties.

The department and the employees assigned to the department shall:

- (1) Supervise and be responsible for the collection, transportation and disposal of solid waste.
- (2) Carry out the policies of the mayor and city council in the overall planning effort to develop a reliable and efficient method for solid waste disposal.
- (3) Administer and enforce this chapter and related laws.
- (4) Have such other duties and responsibilities as may be assigned by the mayor and city council.”

Section 3. That Chapter 39 of the Code of Ordinances, Houston, Texas, is hereby further amended by adding a new Article VIII that reads as set forth in **Exhibit A**, attached hereto and incorporated herein.

Section 4. That Article VII of Chapter 21 of the Code of Ordinances, Houston, Texas, is hereby repealed.

Section 5. That the City Council hereby directs the Director of the Finance Department to make the appropriate changes to the coding of fees in the City's Fee Ordinance, as found in the document that is attached to and made a part of this Ordinance as Exhibit B.

Section 6. That the various former ordinance provisions that are amended in this Ordinance are saved from repeal for the limited purpose of their continuing application to any violation committed before the effective date of this Ordinance, as applicable. For this purpose, a violation is deemed to have been committed before the

effective date of this Ordinance, as applicable, if any element of the offense was committed prior to the effective date of this Ordinance, as applicable.

Section 7. 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 8. 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 be passed finally on such date and shall take effect at 12:01 a.m. on January 1, 2016.

PASSED AND APPROVED this ____ day of _____, 2015.

Mayor of the City of Houston

Prepared by Legal Dept. Phyllis M. GND
PMG:10/15/15 Assistant City Attorney
Requested by Harry Hayes, Director, Solid Waste Management Department
L.D. File No. 0741100004001

EXHIBIT A

Houston, Texas, Code of Ordinances

Chapter 39

SOLID WASTE

ARTICLE VIII. STORAGE, TRANSPORTATION AND DISPOSAL OF TIRES

DIVISION 1. GENERALLY

Sec. 39-121. Definitions.

The following words, terms and phrases, when used in this article shall have the meanings in this section, except where the context clearly indicates a different meaning:

Driver means an individual who operates a permittee's truck pursuant to the permit.

Elements of nature means rainfall, snow, sleet, hail or other natural precipitation.

Permit means a written grant of approval issued by the director for the transportation of tires pursuant to this article.

Permittee means a person who holds a valid permit issued by the director pursuant to this article.

Registrant means a person who holds a valid registration issued by the director pursuant to this article.

Registration means a written grant of approval issued by the director to tire facilities pursuant to this article.

Scrap tire means a tire that a tire generator has rendered unusable; or a tire that can no longer be used for its original intended purpose because it has:

- (1) Tire tread less than one-sixteenth inch deep;
- (2) Chunking, bumps, knots, or bulges evidencing cord, ply, or tread separation from the casing or other adjacent material; or
- (3) Exposed tire cords or belting material as a result of damage to the tire.

The term "scrap tire" shall not include any tire that has been shredded, ground or cut up into pieces one quarter or less the size of the whole tire from which they were derived.

Store means to place, collect or accumulate tires that are not for sale or resale as tires, whether the tires are directly on the ground, in roll-off containers or otherwise..

Tire means any covering for a wheel, whether new, used, or scrap, made wholly or partially of rubber that was manufactured for use on any vehicle propelled by a motor (including vehicles pushed or pulled by a vehicle propelled by a motor), regardless of whether such vehicle is intended for use on a public street, provided that such tire is not mounted upon a wheel or rim and in service upon or carried as a component spare part of a vehicle.

Tire disposer means any person who, in compliance with all applicable state, federal and local laws, rules and regulations, disposes of or converts tires to another purpose including, without limitation, persons who:

- (1) Landfill, incinerate or otherwise dispose of tires as waste or as fuel; or
- (2) Shred, grind, chemically treat or use other means to reduce tires into basic components for oil, steel, carbon black, rubber, road paving or other marketable salvage materials; or
- (3) Convert tires into other useful items such as doormats and sandal soles.

Tire facility means any business or establishment where 100 or more tires per year are collected, repaired, processed, recycled, scrapped, sold, bought or stored. For purposes of this article a tire facility does not include a business or establishment owned or operated by a governmental entity.

Tire generator means a fleet operator, an automotive dismantler, or a retailer, wholesaler, manufacturer, recapper, or retreader of new or used tires.

Tire transporter means a person who is responsible for causing tires to move along a public street from one location to another within the city.

Truck means a vehicle operated by a permittee's driver for the transport of tires pursuant to a permit issued pursuant to this article.

Used tire means a tire, including a recapped or retreaded tire, suitable for continued use for its original intended purpose.

Vector control means any method to limit or eradicate organisms capable of transporting infectious agents.

Sec. 39-122. Open storage of tires prohibited; nuisance.

It shall be unlawful for any person to store any tire in the city in such a manner that the tire is exposed to the elements of nature, and this action is hereby declared to be a nuisance, subject to abatement at the expense of the owner of the premises where the tire is stored as provided by law and this Code.

Sec. 39-123. Storage; precautions; reports; affirmative defense.

(a) All persons having any tires in their possession shall keep tires secure at all times that such persons, their agents or employees are not physically present on the premises where the tires are stored. If tires are not stored in a building or enclosed container that is capable of being secured, then those persons having tires in their possession shall monitor the tires at least once every two weeks for vector control, and the tires themselves must be secured by passing a heavy bar or chain made of steel not less than three-eighths of one inch in thickness through the center of the tire and locking the bar or chain to a fixture; provided, the director may upon written request grant permission for an alternate method of storage. The proposed alternative storage method must comply with all applicable federal, state and local laws and regulations and provide equivalent security from theft and vector control.

(b) All tires for sale shall be stacked, sorted, classified and arranged in an organized manner.

(c) Each theft of any tire shall be reported to the director in writing within five days after the theft or its discovery. The report shall include the number of tires stolen and a description thereof. The report shall be made regardless of whether such theft is also reported to the police department.

(d) It is an affirmative defense to prosecution under subsection (a) that persons having tires in their possession store them in a manner consistent with an alternate use such as, but not limited to, a swing, planter, stabilizing platform for sports equipment, etc.

Sec. 39-124. Actions authorized to enforce article.

(a) The city, acting through the city attorney or his/her designee, is hereby authorized to file an action in a court of competent jurisdiction to:

- (1) Enjoin any person from violating the terms, conditions and restrictions of any registration or permit issued under this article;
- (2) Enjoin the violation of the provisions of this article;
- (3) Recover civil penalties for violation of the terms, conditions and restrictions of any registration or permit issued under this article;
- (4) Recover civil penalties for violation for the provisions of this article; or

- (5) Recover damages from the owner of a tire facility in an amount adequate for the city to undertake any construction or other activity necessary to bring about compliance with this article.

This authority is in addition to all provisions of this Code relative to the definition of offenses and the provision of penalties for violations of such ordinances.

(b) The city, acting through the city attorney or his/her designee, is hereby authorized to enter into agreements in lieu of litigation to achieve compliance with the terms, conditions and restrictions of any registration or permit issued under this article.

Sec. 39-125. Criminal sanctions.

A violation of any of the provisions of this article constitutes a misdemeanor that shall be punishable, upon conviction, by a fine of not less than \$250.00 nor more than \$2,000.00, and each day that any violation continues shall constitute a separate offense; provided, however, that an offense provided in this article which also constitutes an offense under state law shall be punishable as provided in the applicable state law.

Sec. 39-126. Fees.

There are hereby established and the director shall charge and collect fees for each permit or registration application and for each truck to be covered by a permit. Fees shall be as stated for this provision in the city fee schedule. Payment of any applicable fees when due is a condition of the processing of any application under this article.

Sec. 39-127—39-130. Reserved.

DIVISION 2. REGISTRATIONS, PERMITS AND RECORDS

Sec. 39-131. Annual registration required.

It shall be unlawful for any person to own or operate a tire facility where tires will be stored without having a registration issued annually by the director.

Sec. 39-132. Annual permit required.

It shall be unlawful for any person to transport tires upon any public street within the city unless such person is acting pursuant to a permit issued annually by the director. It is an affirmative defense to prosecution under this section that the cargo transported by such person:

- (1) Contains five or fewer tires; or

- (2) Contains five percent or less tires by volume and is part of a general cargo of "municipal solid waste" as that term is defined by Chapter 361 of the Texas Health and Safety Code; or
- (3) Originated outside of the city and is destined for transport outside of the city, provided that no tires are loaded or unloaded within the city.

Sec. 39-133. Tire generators; disposal of tires; records.

It shall be unlawful for any tire generator to cause or allow any tire to be transported upon any public street other than by a permittee. Each tire generator shall maintain daily records of the numbers of tires generated at each premises under his control and his disposition. A receipt showing the number of tires, the names of the tire generator and permittee and the permit number of the permittee shall be obtained by a permittee for each consignment of tires. Each receipt shall be issued at least in duplicate and signed by both parties with one copy thereof to be retained by the tire generator and one copy to be retained by the permittee. Tire generators who are also permittees shall maintain internal trip tickets in lieu of receipts for tires that they transport. For purposes of this article, TCEQ form 10304, entitled "Whole Used or Scrap Tire Manifest," or any successor form, is a sufficient receipt.

Sec. 39-134. Registrants and permittees; disposal of tires; records.

It shall be unlawful for any registrant or permittee to dispose of any tire transported by the registrant or permittee other than by the delivery of the tire to a tire disposer. Each registrant and permittee shall maintain daily records of the number of tires received and delivered. Each registrant and permittee shall obtain a receipt showing the number of tires, the names of the registrant, permittee and tire disposer and the registration or permit number of the registrant and permittee for all tires delivered. Each receipt shall be issued at least in duplicate and signed by both parties with one copy to be retained by the tire disposer and one copy to be retained by the registrant and permittee. Tire disposers who are also registrants or permittees shall maintain internal trip tickets in lieu of the receipts for tires that they transport. Permittees shall maintain records of the name and residence address of each driver (including the permittee if the permittee intends to act as a driver under the permit) who will be authorized to drive the permittee's trucks, and their respective driver's license numbers.

Sec. 39-135. Inspection of records.

The records required by this article shall be retained for three years from their creation. Registrants and permittees shall maintain the records at the address designated in their applications. All records shall be made available during regular business hours for inspection, audit, or copying by the director, police department, and/or the city attorney or his/her designee as often as may be necessary to ensure compliance with this article.

Sec. 39-136. Applications for registration; permit.

(a) Each person desiring to own or operate a tire facility shall apply for a registration in a form acceptable to the director, which shall include at a minimum all of the following:

- (1) The person's name;
- (2) The person's business address, including a facsimile number or email address;
- (3) The physical address within the City at which the records required in this article will be maintained;
- (4) The person's principal business or occupation; and
- (5) The person's state registration number, if applicable.

(b) Each person desiring a tire transporter's permit shall apply in a form acceptable to the director, which shall include at a minimum all of the following:

- (1) The person's name;
- (2) The person's business address, including a facsimile number or email address;
- (3) The physical address within the City at which the records required in this article will be maintained;
- (4) The person's principal business or occupation;
- (5) A description of each truck that the applicant will use for the transport of tires including the manufacturer, gross weight, license number, color, vehicle identification number, year of manufacture and its registered owner; and
- (6) A statement that the applicant has not had a permit revoked under this article within the immediately preceding period of three years.

(c) Each application shall be accompanied by an application fee and a fee for each truck described in an application under this section.

Sec. 39-137. Issuance, duration and amendment.

(a) The director shall issue a permit to the applicant designating the trucks authorized pursuant thereto unless the director has a reasonable basis to believe that:

- (1) Any statement on the application was incomplete or false;

- (2) The applicant has committed any offense involving the unlawful disposal, storage, or theft of tires within the immediately preceding period of three years; or
- (3) The applicant has had a permit revoked under this article in the immediately preceding period of three years.

(b) In addition to the permit itself, the director shall issue one or more identification plates, stickers or decals to be attached by the permittee in such places and manner as the director may administratively direct to each truck covered thereby. Failure to properly display a required plate, sticker or decal shall be a violation of this article.

(c) Permits and registrations issued under this article shall be valid for one year from the date of issuance unless sooner revoked.

Sec. 39-138. Transfer of permit or registration prohibited; reporting.

(a) Permits, registrations, stickers or decals issued under this article are personal to the applicant and may not be transferred, leased, assigned, given away or sold in any manner or under any circumstances.

(b) It shall be the duty of each registrant and permittee to advise the director in writing within ten business days of any change to any item for which a representation or response was made in its application for registration or permit.

Sec. 39-139. Authorized trucks.

It shall be unlawful for a permittee to allow any truck to be used for the transport of tires except those trucks designated in his permit. The permittee shall ensure that, at times, each truck bears the identification plates, stickers or decals issued by the Director.

Sec. 39-140. Basis for revocation of registration or permit.

Any registration or permit issued under this article may be revoked in accordance with these procedures if the director determines there is a reasonable basis to believe that:

- (1) The registrant or permittee has violated any of the provisions of this article;
- (2) The registrant or permittee violates any state or municipal law or ordinance involving the unlawful disposal, storage or theft of tires;
- (3) The registrant or permittee violates any provision of Chapter 37 of the Texas Penal Code relating to the records required to be kept under this article;

- (4) Any truck bearing a decal or sticker issued pursuant to this article is used for the commission of any violation of any state or municipal law or ordinance involving the unlawful disposal, storage or theft of tires; or
- (5) Any statement made in the application for the permit or registration or any amendment thereto was known to be false.

Sec. 39-141. Investigation; notice.

The director, in consultation with the police department, shall investigate the facts underlying an allegation that there is a reasonable basis for revocation of a registration or permit. If the director determines that there is a reasonable basis for revocation of a registration or permit, the director shall give written notice to the registrant or permittee by personal service, by facsimile, or by certified mail, return receipt requested, which notice, shall include, at a minimum:

- (1) The specific grounds upon which the registration or permit may be revoked;
- (2) That there will be a hearing before the director in which the city will seek to revoke the registration or permit;
- (3) The date, time and place of the hearing; and
- (4) That the permittee or registrant may appear in person and may be represented by an attorney.

Sec. 39-142. Revocation hearing.

(a) All hearings shall be held by the director or a designated representative. Such officer shall be referred to as the "hearing officer."

(b) All hearings shall be conducted under rules consistent with the nature of the proceedings, and the registrant or permittee shall have the burden of proof; provided, however, that the following rules shall apply to such hearings:

- (1) Each party shall have the right to representation by a licensed attorney, though an attorney is not required.
- (2) Each party may present witnesses in its own behalf.
- (3) Each party has the right to cross-examine all witnesses.
- (4) The hearing officer shall consider only the evidence presented at the hearing in rendering an order.

Sec. 39-143. Failure to appear at revocation hearing.

If the registrant or permittee fails to appear at the hearing at the date and time specified, the hearing officer may enter an order revoking the registration or permit.

Sec. 39-144. Findings of hearing officer after revocation hearing.

After completion of the presentation of evidence by all parties appearing, the hearing officer shall determine whether there is a reasonable basis to revoke the registration or permit. If there is a reasonable basis the hearing officer shall make written findings that specify the facts upon which the determination was based, and shall render a written order to revoke the registration or permit; provided, the hearing officer may exercise discretion to take other lesser actions such as a temporary suspension or revision of a registration or permit. A copy of the hearing officer's order shall be personally delivered, sent by facsimile or mailed by certified mail, return receipt requested, to the registrant or permittee.

Sec. 39-145. No refund of fee after revocation.

In the event any registration or permit is revoked, suspended or revised by the hearing officer, the city shall not be liable to any person for any refund of any part of the registration or permit fee.

Sec. 39-146. Surrender of permit, plates, decals upon revocation or suspension.

It shall be the duty of each person whose registration or permit has been revoked or suspended to return the permit to the director, as well as any identification plates, stickers or decals issued therewith.

EXHIBIT B

**SCHEDULE OF FEES FOR
STORAGE, TRANSPORTATION AND DISPOSAL OF TIRES**

Section	Description	Amount
39-172	Tire transporter permit (includes one truck), annual	\$172.09
39-172	Tire transporter permit (each additional truck), annual	\$43.29
39-171	Tire generator registration (one time)	\$66.27



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 8/5/2015

HHS-Emissions Reduction from Idling Motor Vehicles

Agenda Item#: 13.

Summary:

ORDINANCE AMENDING CHAPTER 21 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Emissions Reduction from Idling Motor Vehicles and related conditions; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a savings clause

Background:

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance amending Chapter 21 of the Code of Ordinances, Houston, Texas relating to emissions reduction from idling motor vehicles.

This ordinance builds on the voluntary idling reduction policy for public and private sector fleets operating in the region, which was adopted by the H-GAC Board of Directors in May 2012.

As per section 30 of the Texas Administrative Code (114, J, 2), a formal idling reduction program involves local government adoption of the TCEQ idling limitations rule and requires the development of an Memorandum of Agreement (MOA) with the TCEQ, for the purpose of enforcement. The City of Houston will benefit from an enhanced idling reduction program by opting into this proposed ordinance in partnership with TCEQ.

Nitrogen oxides (NO_x), volatile organic compounds (VOCs) and particulate matter (PM) are emitted from vehicle engine exhaust; NO_x and VOCs reacts to form ground-level ozone (smog) in the presence of sun light. Ozone has been Houston's leading air quality concern for many years. Diesel engines emit hazardous air pollutants which have been linked to serious illnesses, including asthma, heart disease, chronic bronchitis, and cancer. Children, elderly, and those with asthma and other chronic health problems are especially vulnerable to the health dangers of exhaust.

The proposed ordinance makes it unlawful for an owner or operator of a motor vehicle, with gross vehicle weight rating of more than 14,000 pounds, operated within the city to cause or allow the engine of the vehicle to idle for more than five minutes when the vehicle is not in motion, and specifically excludes motor vehicles being used by the United States military, national guard, or reserve forces, as an emergency or law enforcement motor vehicle, motor vehicles being used by the Metropolitan Transit Authority of Harris County for public health and safety purposes, or vehicles being actively loaded or unloaded.

The ordinance contains several affirmative defenses for which the underlying prohibition does not

apply including:

- (1) a vehicle that is equipped with a 2008 or subsequent model year heavy-duty diesel engine or liquefied or compressed natural gas engine that has been certified by the United States Environmental Protection Agency or another state environmental agency to emit no more than 30 grams of nitrogen oxides emissions per hour when idling;
- (2) a motor vehicle forced to remain motionless because of traffic conditions over which the operator has no control;
- (3) the engine of a motor vehicle that is being used to supply heat or air conditioning necessary for passenger comfort and safety in vehicles intended for commercial or public passenger transportation, or passenger transit operations, in which case idling up to a maximum of 15 minutes is allowed;
- (4) the engine of a motor vehicle being used to provide air conditioning or heating necessary for employee health or safety in an armored vehicle while the employee remains inside the vehicle to guard the contents while the vehicle is being loaded or unloaded;
- (5) the engine of a motor vehicle being used to provide air conditioning or heating necessary for employee health or safety while the employee is using the vehicle to perform an essential job function related to roadway construction or maintenance;
- (6) the engine of a motor vehicle providing a power source necessary for mechanical operation, other than propulsion, and/or passenger compartment heating, or air conditioning;
- (7) the engine of a motor vehicle being operated for maintenance or diagnostic purposes;
- (8) the engine of a motor vehicle being operated solely to defrost a windshield;
- (9) the engine of a motor vehicle being used as airport ground support equipment;
- (10) the owner of a motor vehicle rented or leased to a person that operates the vehicle and is not employed by the owner; or
- (11) the motor vehicle when idling is necessary to power a heater or air conditioner while a driver is using the vehicle's sleeper berth for a government-mandated rest period and is not within two miles of a facility offering external heating and air conditioning connections at a time when those connections are available.

This ordinance was reviewed by the Council Committee on Quality of Life on June 25, 2015.

-

Contact Information:

Kathy Barton

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

ATTACHMENTS:

Description

RCA Idling Ordinance Chapter 21

Type

Signed Cover sheet

Ordinance Ch 21 amend Idling motor vehicles Ordinance/Resolution/Motion

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance amending Chapter 21 of the Code of Ordinances, Houston, Texas by adding a new Article II: Emissions Reduction from Idling Motor Vehicles	Category #9	Page 1 of 2	Agenda Item #
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FROM (Department or other point of origin): Houston Department of Health and Human Services	Origination Date 7/14/15	Agenda Date
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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:
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RECOMMENDATION: (Summary)
Approval of an ordinance amending Chapter 21 of the Code of Ordinances, Houston, by adding a new Article II: Emissions Reduction from Idling Motor Vehicles

Amount of Funding: N/A	Finance Department:
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SOURCE OF FUNDING: General Fund Grant Fund Enterprise Fund Other (Specify) –

SPECIFIC EXPLANATION:
The Houston Department of Health and Human Services (HDHHS) requests City Council approval of an ordinance amending Chapter 21 of the Code of Ordinances, Houston, Texas by adding a new Article II: Emissions Reduction from Idling Motor Vehicles.

Nitrogen oxides (NOx), volatile organic compounds (VOCs) and particulate matter (PM) are emitted from vehicle engine exhaust; These chemicals react to form ground-level ozone (smog) in the presence of sun light. Ozone has been Houston's top air quality concern for years. Diesel engines emit hazardous air pollutants which have been linked to serious illnesses, including asthma, heart disease, chronic bronchitis, and cancer. Children, elderly, and those with asthma and other chronic health problems are especially vulnerable to the health dangers of exhaust.

The proposed ordinance makes it unlawful for an owner or operator of a motor vehicle operated within the city to cause or allow the engine of the vehicle to idle for more than five minutes when the vehicle is not in motion. For the purposes of this ordinance a motor vehicle has a gross vehicle weight rating of more than 14,000 pounds. The penalty for a violation of this ordinance is a fine of \$500 - \$2000 per violation.

The following are affirmative defenses for which the underlying prohibition does not apply:

- a motor vehicle that is equipped with a 2008 or subsequent model year heavy-duty diesel engine or liquefied or compressed natural gas engine that has been certified by the United States Environmental Protection Agency or another state environmental agency to emit no more than 30 grams of nitrogen oxides emissions per hour when idling;

cc: Finance Department
Legal Department
Agenda Director

REQUIRED AUTHORIZATION		
Finance Department	Other Authorization:	Other Authorization:

Date	Subject: Ordinance amending Chapter 21 of the Code of Ordinances, Houston, Texas by adding a new Article II: Emissions Reduction from Idling Motor Vehicles	Originator's Initials	Page 2 of 2
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- a motor vehicle forced to remain motionless because of traffic;
- a motor vehicle being used to supply heat or air conditioning necessary for passenger comfort and safety in vehicles intended for commercial or public passenger transportation, or passenger transit operations can idle for up to a maximum of 15 minutes;
- a motor vehicle being used to provide air conditioning or heating necessary for employee health or safety in an armored vehicle while the employee remains inside the vehicle to guard the contents while the vehicle is being loaded or unloaded;
- a motor vehicle being used to provide air conditioning or heating necessary for employee health or safety while the employee is using the vehicle to perform an essential job function related to roadway construction or maintenance;
- a motor vehicle providing a power source necessary for mechanical operation, other than propulsion, and/or passenger compartment heating, or air conditioning;
- a motor vehicle being operated for maintenance or diagnostic purposes;
- a motor vehicle being operated solely to defrost a windshield;
- a motor vehicle being used as airport ground support equipment;
- the owner of a motor vehicle rented or leased to a person that operates the vehicle and is not employed by the owner; or
- the motor vehicle when idling is necessary to power a heater or air conditioner while a driver is using the vehicle's sleeper berth for a government-mandated rest period and is not within two miles of a facility offering external heating and air conditioning connections.

This ordinance was reviewed and approved by the Council Committee on Quality of Life on June 25, 2015.

cc: Finance Department
Legal Department
Agenda Director

City of Houston, Texas, Ordinance No. 2015-_____

AN ORDINANCE AMENDING CHAPTER 21 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO EMISSIONS REDUCTION FROM IDLING MOTOR VEHICLES AND RELATED CONDITIONS; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, the City of Houston (the "City") is authorized by Chapter 54 and Subchapter A of Chapter 214, Texas Local Government Code, and by the City's home rule powers to enact ordinances relating to dangerous and other substandard buildings and related conditions as necessary for the protection of public health and safety;

WHEREAS, the City Council has determined that public health and safety will be enhanced by the reorganization and amendment of certain provisions of the Code of Ordinances as provided herein; **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 adopted as a part of this Ordinance.

Section 2. That Article X of the Code of Ordinances, Houston, Texas, is hereby added in its entirety to define the following terms:

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the content clearly indicates a different meaning:

Engine means a mechanical device that converts heat energy produced from the internal combustion of gasoline or diesel fuel and an oxidizer into mechanical power or motion.

Idle means the operation of an engine in the operating mode where the engine is not engaged in gear, where the engine operates at a speed at the revolutions per minute specified by the engine or vehicle manufacturer for when the accelerator is fully released, and there is no load on the engine.

Primary propulsion engine means an engine attached to a motor vehicle that provides the power to propel the motor vehicle into motion and maintain motion.

Motor vehicle means any self-propelled device powered by an engine, designed to operate with four or more wheels in contact with the ground, and with gross vehicle weight rating of more than 14,000 pounds, in or by which a person or property may be transported, and is required to be registered under the Texas Transportation Code, but specifically excluding motor vehicles being used by the United States military, national guard, or reserve forces, as an emergency or law enforcement motor vehicle, motor vehicles being used by the Metropolitan Transit Authority of Harris County for public health and safety purposes, or vehicles being actively loaded or unloaded.

Commercial or public passenger transportation means a mode of transportation provided by a bus or motor coach designed to accommodate 10 or more passengers (including the operator) for compensation and that is powered by an engine, but specifically excluding railroad and light rail.

Passenger transit operations means a regional mode of public transportation that is funded through a portion of the taxes of the region being served.

Section 3. That article X of chapter 21 of this Code is added to read as follows:

Sec. 21-302. — Idling prohibited.

It shall be unlawful for an owner or operator of a motor vehicle operated within the city limits of the City of Houston to cause or allow the primary propulsion engine of a motor vehicle to idle for more than five consecutive minutes when the motor vehicle is not in motion.

Sec. 21-303. — Affirmative Defenses.

(a) The restrictions in Sec. 21-302 (Idling Prohibited) do not apply to:

- (1) a motor vehicle that is equipped with a 2008 or subsequent model year heavy-duty diesel engine or liquefied or compressed natural gas engine that has been certified by the United States Environmental Protection Agency or another state environmental agency to emit no more than 30 grams of nitrogen oxides emissions per hour when idling;
- (2) a motor vehicle forced to remain motionless because of traffic conditions over which the operator has no control;
- (3) the primary propulsion engine of a motor vehicle that is being used to supply heat or air conditioning necessary for passenger comfort and safety in vehicles intended for commercial or public passenger transportation, or

passenger transit operations, in which case idling up to a maximum of 30 minutes is allowed;

- (4) the primary propulsion engine of a motor vehicle being used to provide air conditioning or heating necessary for employee health or safety in an armored vehicle while the employee remains inside the vehicle to guard the contents while the vehicle is being loaded or unloaded;
- (5) the primary propulsion engine of a motor vehicle being used to provide air conditioning or heating necessary for employee health or safety while the employee is using the vehicle to perform an essential job function related to roadway or utility construction or maintenance;
- (6) the primary propulsion engine of a motor vehicle providing a power source necessary for mechanical operation, other than propulsion, and/or passenger compartment heating, or air conditioning;
- (7) the primary propulsion engine of a motor vehicle being operated for maintenance or diagnostic purposes;
- (8) the primary propulsion engine of a motor vehicle being operated solely to defrost a windshield;
- (9) the primary propulsion engine of a motor vehicle being used as airport ground support equipment;
- (10) the owner of a motor vehicle rented or leased to a person that operates the vehicle and is not employed by the owner; or
- (11) the motor vehicle when idling is necessary to power a heater or air conditioner while a driver is using the vehicle's sleeper berth for a government-mandated rest period and is not within two miles of a facility offering external heating and air conditioning connections at a time when those connections are available.

Sec. 21-304. — Penalties, Actions authorized to enforce article.

- (a) Any person who violates any provision of this article shall be guilty of an offense and upon conviction thereof, shall be punished by a fine of not less than \$500 nor more than \$1000 for each violation. Each day in which any violation shall occur shall constitute a separate offense.
- (b) The city, acting through the city attorney or another attorney authorized to represent the city, is hereby authorized to enter into agreements in lieu of



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/14/2015

FIN- Ad Valorem Tax Year 2015

Agenda Item#: 14.

Summary:

ORDINANCE providing for the assessment, levying and collection of Ad Valorem Taxes for the City of Houston, Texas for the Year 2015

Background:

SUBJECT: Ordinance providing for the assessment, levying and collection of ad valorem taxes for the City of Houston, Texas for the Tax Year 2015, with the adoption of an overall Property Tax Rate of \$0.601120 on each \$100 of Taxable Value.

RECOMMENDATION: (Summary) That City Council adopt an overall tax rate, based on the FY2016 Budget approved by City Council. It is recommended that City Council adopt a tax rate for Maintenance and Operations of \$0.442194 on each \$100 of taxable value and a tax rate for the Interest and Sinking Fund of \$0.158926 on each \$100 of taxable value.

Prior Council Action:

Ordinance No. 2014-942, October 21, 2014

Amount of Funding:

Not Applicable

Contact Information:

Kelly Dowe Chief Business Officer **Phone:** 832-393-9051

Jennifer Olenick Deputy Director **Phone:** 832-393-9112

ATTACHMENTS:

Description

Signed RCA
Tax Rate Ord. Final
No Tag Memo

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: Ordinance providing for the assessment, levying and collection of ad valorem taxes for the City of Houston, Texas for the Tax Year 2015, with the adoption of an overall Property Tax Rate of \$0.601120 on each \$100 of Taxable Value.

Category #

Page 1 of 1

Agenda Item#

FROM: (Department or other point of origin):

Kelly Dowe, Director
Finance Department

Origination Date

October 21, 2015

Agenda Date

DIRECTOR'S SIGNATURE:



Council Districts affected:

All

For additional information contact:

Kelly Dowe Chief Business Officer Phone: 832-393-9051
Jennifer Olenick Deputy Director Phone: 832-393-9112

Date and identification of prior authorizing Council Action:

October 21, 2014 Ordinance No. 2014-942

RECOMMENDATION: (Summary) That City Council adopt an overall tax rate, based on the FY2016 Budget approved by City Council. It is recommended that City Council adopt a tax rate for Maintenance and Operations of \$0.442194 on each \$100 of taxable value and a tax rate for the Interest and Sinking Fund of \$0.158926 on each \$100 of taxable value.

Amount of Funding:

Not Applicable

Finance Budget:

SOURCE OF FUNDING:

General Fund Grant Fund Enterprise Fund

Other (Specify)

SPECIFIC EXPLANATION:

The proposed overall tax rate of \$0.601120 on each \$100 of taxable value must be apportioned between Maintenance and Operations (M&O) and Interest and Sinking Fund (I&S). The M&O rate is \$0.442194 on each \$100 of taxable value and the I&S rate is \$0.158926 on each \$100 of taxable value which, when combined, equal the total tax rate of \$0.601120 on each \$100 of taxable value.

Therefore, it is recommended that City Council adopt a Tax Year 2015 tax rate for Maintenance and Operations of \$0.442194 on each \$100 of taxable value and a tax rate for the Interest and Sinking Fund of \$0.158926 on each \$100 of taxable value.

cc: Donna Edmundson, City Attorney
Sameera Mahendru, Senior Assistant City Attorney
Marta Crinejo, Agenda Director

REQUIRED AUTHORIZATION

Other Authorization:

Other Authorization:

Other Authorization:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/13/2015

25GM314-Appropriate Funds for the Professional Environmental Consulting Services Task Order Program for FY 2016

Agenda Item#: 15.

Summary:

ORDINANCE appropriating \$20,000.00 out of General Improvement Consolidated Construction Fund, \$100,000.00 out of Parks Consolidated Construction Fund, \$100,000.00 out of Fire Consolidated Construction Fund, \$50,000.00 out of Police Consolidated Construction Fund, \$210,000.00 out of Solid Waste Consolidated Construction Fund, \$50,000.00 out of Library Consolidated Construction Fund and \$110,000.00 out of Water & Sewer System Consolidated Construction Fund to contract between City of Houston and **PROFESSIONAL ENVIRONMENTAL CONSULTING SERVICES TASK ORDER PROGRAM FOR FY2016** (as approved by Ordinance No. 2012-0900, as amended) for Comprehensive Environmental Consulting Services

Background:

SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council appropriate \$640,000 for the Environmental Program for FY 2016 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 Participation
1	A&B Environmental Services, Inc.	Global Environmental Solutions Xenco Laboratories	0%
2	Arcadis U.S., Inc.	B&A Laboratories, Inc. (Xenco) Landtech, Inc.	19.52%
3	Brown and Caldwell, Inc.	A&B Environmental Services, Inc. SSCI Environmental & Consulting Killuri Group, Inc.	18.30%
4	Environmental Consultants International, LLC	Global Environmental Solutions A&B Environmental Services, Inc	6.06%
5	FERN Environmental, LLC	Global Environmental Solutions A&B Environmental Services, Inc	3.26%
6	Hunt & Hunt Engineering Corporation	Global Environmental Solutions A&B Environmental Services, Inc	22.94%
7	QC Laboratories, Inc.	J3 Resources, Inc.	6.50%
8	Separation Systems Consultants, Inc.	A&B Environmental Services, Inc.	3.09%
9	Terrain Solutions, Inc.	A&B Environmental Services, Inc.	9.43%
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	2.22%
12	Enercon Cornerstone Government Services, LLC	Xenco Laboratories J3 Resources	11.20%
13	ERC Environmental Consultants, Inc.	Global Environmental Solutions A&B Environmental Services,	1.67%

		Inc J3 Resources	
14	Honesty Environmental Services, Inc.	A&B Environmental Services, Inc J3 Resources	46.10%
15	Kleinfelder Central, Inc.	Xenco Laboratories	0%
16	SKA Consulting, L.P.	Terra Nova Consulting, Inc. (ECS)	8.09%
17	Terra Nova Consulting, Inc.	Global Environmental Solutions A&B Environmental Services, Inc	12.07%
18	Tolunay-Wong Engineers, Inc.	A&B Environmental Services, Inc J3 Resources	0%
19	Environmental Solutions, Inc.	A & B Environmental Services, Inc. (MBE) Garner & Associates, Inc. (SBE) Prime Waste Solutions, LLC (MBE/WBE) The Latham Group, Inc. (MBE/DBE/WBE)	0%
20	Terracon Consultants, Inc.	Advanced Drilling Systems (SBE) J3 Resources, Inc. (SBE/DBE/WBE) Xenco Laboratories (MBE/DBE)	0%
21	Arcadis U.S., Inc.	Xenco Laboratories (MBE/DBE) Landtech Consultants, Inc. (MBE/DBE) Infrastructures Associates, Inc. (MBE) Holes Incorporated (SBE/WBE)	0%
22	Garner & Associates, Inc.	Terra Nova Consulting (SBE/DBE/WBE) SM Environmental Services (MBE) A & B Environmental Services, Inc. (MBE)	17.86%
23	Farmer Environmental Group, LLC	A & B Environmental Services, Inc. (MBE) J3 Resources, Inc. (SBE/DBE/WBE)	0%
24	TLC Engineering, Inc	Fern Environmental, LLC (MBE/SBE/DBE)	0%

		J3 Resources, Inc. (SBE/DBE/WBE)	
25	Technology Serving People, Inc.	A & B Environmental Services, Inc. (MBE) Separation Systems Consultants (DBE/WBE)	5.50%
26	Weston Solutions, Inc.	A & B Environmental Services, Inc. (MBE) Gainco, Inc. (SBE) Separation Systems Consultants (DBE/WBE)	0%
27	EFI Global, Inc	A & B Environmental Services, Inc. (MBE) J3 Resources, Inc. (SBE/DBE/WBE) Gainco, Inc. (SBE)	0%
28	Professional Service Industries, Inc.	A & B Environmental Services, Inc. (MBE) Separation Systems Consultants (DBE/WBE) J3 Resources, Inc. (SBE/DBE/WBE)	0%
29	InControl Technologies, Inc.	Xenco Laboratories (MBE/DBE) Van & Sons Drilling Services (SBE/DBE/WBE)	5.91%
30	Biosphere Consultants, LLC	A & B Environmental Services, Inc. (MBE) Separation Systems Consultants (DBE/WBE)	0%
31	CRG Texas, LLC	Separation Systems Consultants (DBE/WBE) Xenco Laboratories (MBE/DBE) Holcomb Environmental (WBE)	0%
32	Ferkam Management Corporation, dba Fercam Group	A & B Environmental Services, Inc. (MBE) J3 Resources, Inc. (SBE/DBE/WBE)	0%

Prior Council Action:

Ordinance No. 2012-0900; Dated October 10, 2012

Ordinance No. 2015-0190; Dated March 4, 2015

Amount of Funding:

\$ 20,000.00 – General Improvement Consolidated Construction Fund (4509)

\$100,000.00 – Parks Consolidated Construction Fund (4502)

\$100,000.00 – Fire Consolidated Construction Fund (4500)
\$ 50,000.00 – Police Consolidated Construction Fund (4504)
\$210,000.00 – Solid Waste Consolidated Construction Fund (4503)
\$ 50,000.00 – Library Consolidated Construction Fund (4507)
\$110,000.00 – Water&Sewer System Consolidated Construction Fund (8500)
\$640,000.00 Total Appropriation

Contact Information:

Jacquelyn L. Nisby Phone: 832-393-8023

ATTACHMENTS:

Description

Type

RCA	Signed Cover sheet
Ordinance	Ordinance/Resolution/Motion
SAP documents	Financial Information
Previous RCAs and Ordinances	Signed Cover sheet
Delinquent Tax Reports	Signed Cover sheet
CIP Forms	Signed Cover sheet

SUBJECT: Appropriate Funds for the Professional Environmental Consulting Services Task Order Program for FY 2016 WBS Nos: D-000073-0099-4, F-000509-0083-3, C-000185-0005-3, G-000144-0007-3, L-000052-0013-3, E-000163-0006-3, R-000020-0042-3, L-000080-0001-3, L-000100-0001-3	Page 1 of 3	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	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 2016.

Maximum Contract Amount for each contract: \$600,000.00 – 4 years Amount and Source of Funding: \$ 20,000.00 – General Improvement Consolidated Construction Fund (4509) \$100,000.00 – Parks Consolidated Construction Fund (4502) \$100,000.00 – Fire Consolidated Construction Fund (4500) \$ 50,000.00 – Police Consolidated Construction Fund (4504) \$210,000.00 – Solid Waste Consolidated Construction Fund (4503) \$ 50,000.00 – Library Consolidated Construction Fund (4507) \$110,000.00 – Water and Sewer System Consolidated Construction Fund (8500) <i>K.P. 4/3/2015</i> \$640,000.00 Total Appropriation	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department (GSD) recommends that City Council appropriate \$640,000 for the Environmental Program for FY 2016 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

REQUIRED AUTHORIZATION **CUIC #25GM314**

General Services Department: Humberto Bautista, P.E. Assistant Director	Houston Public Library: Rhea Brown Lawson, Ph.D. Director	Solid Waste Management Department: Harry J. Hayes Director
Houston Parks and Recreation Department: Joe Turner Director	Public Works and Engineering Department: Dale A. Rudick, P.E. Director	Houston Police Department: Charles A. McClelland, Jr. Chief
Houston Fire Department: Terry A. Garrison Chief		

DATE	SUBJECT: Appropriate Funds for the Professional Environmental Consulting Services Task Order Program for FY 2016 WBS Nos: D-000073-0099-4, F-000509-0083-3, C-000185-0005-3, G-000144-0007-3, L-000052-0013-3, E-000163-0006-3, R-000020-0042-3, L-000080-0001-3, L-000100-0001-3	Originator's Initials GM	Page 2 of 3
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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.

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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	0%
2	Arcadis U.S., Inc.	B&A Laboratories, Inc. (Xenco) Landtech, Inc.	19.52%
3	Brown and Caldwell, Inc.	A&B Environmental Services, Inc. SSCI Environmental & Consulting Kiluri Group, Inc.	18.30%
4	Environmental Consultants International, LLC	Global Environmental Solutions A&B Environmental Services, Inc	6.06%
5	FERN Environmental, LLC	Global Environmental Solutions A&B Environmental Services, Inc	3.26%
6	Hunt & Hunt Engineering Corporation	Global Environmental Solutions A&B Environmental Services, Inc	22.94%
7	QC Laboratories, Inc.	J3 Resources, Inc.	6.50%
8	Separation Systems Consultants, Inc.	A&B Environmental Services, Inc.	3.09%
9	Terrain Solutions, Inc.	A&B Environmental Services, Inc.	9.43%
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	2.22%
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	1.67%
14	Honesty Environmental Services, Inc.	A&B Environmental Services, Inc J3 Resources	46.10%
15	Kleinfelder Central, Inc.	Xenco Laboratories	0%
16	SKA Consulting, L.P.	Terra Nova Consulting, Inc. (ECS)	8.09%
17	Terra Nova Consulting, Inc.	Global Environmental Solutions A&B Environmental Services, Inc	12.07%

DATE**SUBJECT:** Appropriate Funds for the Professional Environmental Consulting Services Task Order Program for FY 2016
WBS Nos: D-000073-0099-4, F-000509-0083-3, C-000185-0005-3, G-000144-0007-3, L-000052-0013-3, E-000163-0006-3, R-000020-0042-3, L-000080-0001-3, L-000100-0001-3**Originator's
Initials**
GM**Page**
3 of 3

No	Consultant	MBE/WBE Subcontractor(s)	M/WBE Participation
18	Tolunay-Wong Engineers, Inc.	A&B Environmental Services, Inc J3 Resources	0%
19	Environmental Solutions, Inc.	A & B Environmental Services, Inc. (MBE) Garner & Associates, Inc. (SBE) Prime Waste Solutions, LLC (MBE/WBE) The Latham Group, Inc. (MBE/DBE/WBE)	0%
20	Terracon Consultants, Inc.	Advanced Drilling Systems (SBE) J3 Resources, Inc. (SBE/DBE/WBE) Xenco Laboratories (MBE/DBE)	0%
21	Arcadis U.S., Inc.	Xenco Laboratories (MBE/DBE) Landtech Consultants, Inc. (MBE/DBE) Infrastructures Associates, Inc. (MBE) Holes Incorporated (SBE/WBE)	0%
22	Garner & Associates, Inc.	Terra Nova Consulting (SBE/DBE/WBE) SM Environmental Services (MBE) A & B Environmental Services, Inc. (MBE)	17.86%
23	Farmer Environmental Group, LLC	A & B Environmental Services, Inc. (MBE) J3 Resources, Inc. (SBE/DBE/WBE)	0%
24	TLC Engineering, Inc	Fern Environmental, LLC (MBE/SBE/DBE) J3 Resources, Inc. (SBE/DBE/WBE)	0%
25	Technology Serving People, Inc.	A & B Environmental Services, Inc. (MBE) Separation Systems Consultants (DBE/WBE)	5.50%
26	Weston Solutions, Inc.	A & B Environmental Services, Inc. (MBE) Gainco, Inc. (SBE) Separation Systems Consultants (DBE/WBE)	0%
27	EFI Global, Inc	A & B Environmental Services, Inc. (MBE) J3 Resources, Inc. (SBE/DBE/WBE) Gainco, Inc. (SBE)	0%
28	Professional Service Industries, Inc.	A & B Environmental Services, Inc. (MBE) Separation Systems Consultants (DBE/WBE) J3 Resources, Inc. (SBE/DBE/WBE)	0%
29	InControl Technologies, Inc.	Xenco Laboratories (MBE/DBE) Van & Sons Drilling Services (SBE/DBE/WBE)	5.91%
30	Biosphere Consultants, LLC	A & B Environmental Services, Inc. (MBE) Separation Systems Consultants (DBE/WBE)	0%
31	CRG Texas, LLC	Separation Systems Consultants (DBE/WBE) Xenco Laboratories (MBE/DBE) Holcomb Environmental (WBE)	0%
32	Ferkam Management Corporation, dba Fercam Group	A & B Environmental Services, Inc. (MBE) J3 Resources, Inc. (SBE/DBE/WBE)	0%

SM:HB:JLN:GM:gm

c: Marta Crinejo, Jacquelyn L. Nisby, Carlecia Wright, Calvin R. Curtis, Gabriel Mussio, Felicia Williams
File



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/8/2015

HFD-FY16 Capital Equip Acquis for \$50,413.64

Agenda Item#: 16.

Summary:

ORDINANCE appropriating \$50,413.64 out of Equipment Acquisition Consolidated Fund for the purchase of Capital Equipment for the Houston Fire Department

Background:

RECOMMENDATION: The Houston Fire Department recommends that City Council adopt an ordinance appropriating \$50,413.64 from the FY2016 Equipment Acquisition Consolidated Fund for purchase of capital equipment to be used by the Houston Fire Department.

SPECIFIC EXPLANATION: The Fire Chief recommends that City Council adopt an Ordinance authorizing the appropriation of \$50,413.64 from the FY2016 Equipment Acquisition Consolidated Fund for the purchase of capital equipment items for HFD as approved in the FY2016 Equipment Acquisition Plan. The Appropriation ordinance is required to provide funding for the purchase of capital equipment by utilizing current City contract agreements or to issue a purchase order for purchases under \$50,000.00.

High Pressure Airbags: For use when maximum lifting force is needed in low clearance situations. High pressure airbags exert maximum force in a concentrated area, making them ideal when lifting the heaviest of loads; up to 74 U.S. tons, which reduces risk of injury from lifting.

Mobile Mounts-Mounting Spare Parts: Mounts tablets used by emergency personnel. The mobile mounts are durable and can be adjusted or titled up to 80° for easy use during emergency responses. Spare parts are needed for replacements in contingent occurrences.

Breathing H Cylinders: The H cylinders are large metal tubes that hold breathing air and are used in conjunction with compressors and with Tower trucks.

Item	Price Per Unit	Quantity	Total
High Pressure Airbags	\$3,846.40	4	\$15,385.60
High Pressure Airbags	\$2,106.40	2	\$4,212.79
Mobile Mounts- Mounting Spare Parts	\$1,677.65	10	\$16,776.50
Mobile Mounts- Panasonic	\$206.00	20	\$4,120.00

Spare Parts			
Breathing H Cylinders	\$396.75	25	\$9,918.75

Amount of Funding:

\$50,413.64 Equipment Acquisition Consolidated Fund (1800)

Contact Information:

Michelle Golovine
Phone: 832-394-6649

ATTACHMENTS:

Description	Type
RCA Capital Equip Acquis 50,413.64	Signed Cover sheet
High Pressure Airbag Quote	Backup Material
Mobile Mounts Spare Parts Quote	Backup Material
Ordinance	Ordinance/Resolution/Motion

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

Subject: Approve an Ordinance appropriating \$50,413.64 from the FY2016 Equipment Acquisition Consolidated Fund for capital equipment to be used by the Houston Fire Department.	Category # 4	Page 1 of 2	Agenda Item
	(Empty space)		

From: (Department or other point of origin): Terry Garrison Fire Chief Fire Department	Origination Date	Agenda Date
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DIRECTOR'S SIGNATURE 	Council District(s) Affected: All
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For additional information contact: Michelle Golovine Phone: 832-394-6649	Date and Identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary)
 The Houston Fire Department recommends that City Council adopt an ordinance appropriating \$50,413.64 from the FY2016 Equipment Acquisition Consolidated Fund for purchase of capital equipment to be used by the Houston Fire Department.

Amount and Source of Funding: \$50,413.64 Equipment Acquisition Consolidated Fund (1800)	Finance Budget 66
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SPECIFIC EXPLANATION:

The Fire Chief recommends that City Council adopt an Ordinance authorizing the appropriation of \$50,413.64 from the FY2016 Equipment Acquisition Consolidated Fund for the purchase of capital equipment items for HFD as approved in the FY2016 Equipment Acquisition Plan. The Appropriation ordinance is required to provide funding for the purchase of capital equipment by utilizing current City contract agreements or to issue a purchase order for purchases under \$50,000.00.

High Pressure Airbags: For use when maximum lifting force is needed in low clearance situations. High pressure airbags exert maximum force in a concentrated area, making them ideal when lifting the heaviest of loads; up to 74 U.S. tons, which reduces risk of injury from lifting.

Mobile Mounts-Mounting Spare Parts: Mounts tablets used by emergency personnel. The mobile mounts are durable and can be adjusted or tilted up to 80° for easy use during emergency responses. Spare parts are needed for replacements in contingent occurrences.

Breathing H Cylinders: The H cylinders are large metal tubes that hold breathing air and are used in conjunction with compressors and with Tower trucks.

Item	Price per Unit	Quantity	Total
High Pressure Airbags	\$ 3,846.40	4	\$ 15,385.60
High Pressure Airbags	\$ 2,106.40	2	\$ 4,212.79
Mobile Mounts- Mounting spare parts	\$ 1,677.65	10	\$ 16,776.50
Mobile Mounts- Panasonic spare parts	\$ 206.00	20	\$ 4,120.00
Breathing H Cylinders	\$ 396.75	25	\$ 9,918.75

REQUIRED AUTHORIZATION

Finance Department:

Other Authorization:

Other Authorization:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/6/2015

T25246- Debt Management Solution -ORDINANCE

Agenda Item#: 17.

Summary:

ORDINANCE approving and authorizing contract between the City of Houston and **COLUMBIA ULTIMATE, INC dba REVQ** for professional services and a Debt Management Solution for the Municipal Courts Department; and providing a maximum contract amount - \$249,300.00 - Municipal Court Technology Fund

Background:

Request For Proposal for S51-T25246: Approve an Ordinance Awarding a Contract to Columbia Ultimate, Inc. d/b/a RevQ in an amount not exceed \$249,300.00 for Consulting Services for the installation of a Debt Management Software Solution for the Municipal Courts Department.

Specific Explanation:

The Director and Presiding Judge of the Houston Municipal Courts Department (MCD) and the City Purchasing Agent recommend that City Council approve an ordinance awarding a **three-year contract, with two one-year options**, to **Columbia Ultimate, Inc. d/b/a RevQ** in an amount not to exceed **\$249,300.00** for the purchase and installation of a debt management software solution for the Municipal Courts Department. The City Purchasing Agent and/or the Director and Presiding Judge of the Municipal Courts Department may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all deliverables, labor, material, and supervision required to implement the Revenue Results software solution. The software solution is designed to track, prioritize, distribute, score and evaluate delinquent debt collections of varying life-cycles for both in-house collection agents and outside vendors' recovery efforts in concert with the Courts System Management and Resource Technology (CSMART). In addition, the application is designed to equitably divide cases among the outside vendors participating in the champion-challenger environment.

The software solution will interface on a real-time/near real-time basis with CSMART to provide management of in-house debt collection efforts on cases delinquent Day 1 through Day 90 and provide:

- Configurable cost workflows that are automated and based on MCD's collection objectives;
- Prioritization and reporting cases based on propensity to pay;
- Exportable tracking and reporting tools that manage payment plans, records payment transactions and provides performance reporting for collection agents in real-time.

Also, the application will seamlessly interface with CSMART for outside agencies collections and identify cases delinquent from Day 91 and beyond and distribute these accounts to multiple vendors for continued debt recovery efforts. Additionally, the application shall be capable of distributing collections inventory

dept-recovery errors. Additionally, the application shall be capable of distributing collections inventory based on the Court's requirements which includes, but are not limited to:

- Distributing cases to multiple vendors;
- Have the ability to perform even (or weighted) distribution;
- Have the ability to rescind, reinstate, and re-assign collection inventory;
- Have the ability to track vendor performance;
- Have the ability to modify the percentage and method of distribution of inventory based on vendor performance;
- Have the ability to determine the portal being used for payment and the date payment is made by defendant;
- Have the ability to link all cases related to a single defendant and assign them to the same vendor;
- Assign all cases/citations associated with a defendant to the same vendor;
- Standard and customizable (ad-hoc) vendor performance reporting.

This Request for Proposal (RFP) was advertised in accordance with the State of Texas bid laws, and as a result, one (1) proposal was received from Columbia Ultimate, Inc. d/b/a RevQ. The Evaluation Committee consisted of representatives from the Municipal Courts Department and Houston Information Technology Services. The Proposal was evaluated based on the following criteria:

- Responsiveness
- Technical Competence
 - Qualifications and specialized experience of the Proposer
 - Qualifications and experience of proposed key personnel
 - Quality of proposed implementation plan
 - Quality of proposed technical solution
- MWBE Participation
- Financial Capability
- Price

Columbia Ultimate, Inc. d/b/a RevQ received an overall rating of Qualified, and met or exceeded the RFP requirements due to their experience in collection application development within governmental entities.

M/WBE Subcontracting:

This RFP was issued with an 11% goal for MWBE participation. Columbia Ultimate, Inc. d/b/a RevQ has designated the below-named company as its certified M/WBE subcontractor:

Name	Type of Work	Dollar Amount	Percentage
Access Data Supply, Inc.	Project Management and Implementation Support	\$20,988.00	11%

The Office of Business Opportunity will monitor this contract.

Pay or Play Program:

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

Hire Houston First:

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

Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Amount of Funding:

\$249,300.00 - Municipal Court Technology Fund (2207)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Charlotte Booker, Deputy Director	MCD	(713) 247-4105
Karen Williams, Assistant Director	MCD	(713) 247-8049
Ty Davis, Sr. Contract Administrator	MCD	(832) 395-9703
Dave Evans, Assistant Deputy Director	FIN/SPD	(832) 393-8701
Brenda Chagoya, Division Manager	FIN/SPD	(832) 393-8723
Valerie Player-Kaufman, Sr. Procurement Specialist	FIN/SPD	(832) 393-8749

ATTACHMENTS:

Description

RCA#T25246- Columbia ULtimate, Inc
Ordinance Columbia Ultimate, Inc.
Departmental Sign-off
Pay or Play Forms
Letter of Intent
Form A (Fair Campaign Ordinance)
Form B (Fair Campaign Ordinance)
Delinquent Tax Report
Drug Policy Forms
Certificate of Filing

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Other
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Other
Other



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 10/6/2015

T25246- Debt Management Solution -ORDINANCE

Agenda Item#:

Background:

Request For Proposal for S51-T25246: Approve an Ordinance Awarding a Contract to Columbia Ultimate, Inc. d/b/a RevQ in an amount not exceed \$249,300.00 for Consulting Services for the installation of a Debt Management Software Solution for the Municipal Courts Department.

Specific Explanation:

The Director and Presiding Judge of the Houston Municipal Courts Department (MCD) and the City Purchasing Agent recommend that City Council approve an ordinance awarding a **three-year contract, with two one-year options**, to **Columbia Ultimate, Inc. d/b/a RevQ** in an amount not to exceed **\$249,300.00** for the purchase and installation of a debt management software solution for the Municipal Courts Department. The City Purchasing Agent and/or the Director and Presiding Judge of the Municipal Courts Department may terminate this contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to provide all deliverables, labor, material, and supervision required to implement the Revenue Results software solution. The software solution is designed to track, prioritize, distribute, score and evaluate delinquent debt collections of varying life-cycles for both in-house collection agents and outside vendors' recovery efforts in concert with the Courts System Management and Resource Technology (CSMART). In addition, the application is designed to equitably divide cases among the outside vendors participating in the champion-challenger environment.

The software solution will interface on a real-time/near real-time basis with CSMART to provide management of in-house debt collection efforts on cases delinquent Day 1 through Day 90 and provide:

- Configurable cost workflows that are automated and based on MCD's collection objectives;
- Prioritization and reporting cases based on propensity to pay;
- Exportable tracking and reporting tools that manage payment plans, records payment transactions and provides performance reporting for collection agents in real-time.

Also, the application will seamlessly interface with CSMART for outside agencies collections and identify cases delinquent from Day 91 and beyond and distribute these accounts to multiple vendors for continued debt-recovery efforts. Additionally, the application shall be capable of distributing collections inventory based on the Court's requirements which includes, but are not limited to:

- Distributing cases to multiple vendors;
- Have the ability to perform even (or weighted) distribution;
- Have the ability to rescind, reinstate, and re-assign collection inventory;
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- Have the ability to link all cases related to a single defendant and assign them to the same vendor;
- Assign all cases/citations associated with a defendant to the same vendor;
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This Request for Proposal (RFP) was advertised in accordance with the State of Texas bid laws, and as a result, one (1) proposal was received from Columbia Ultimate, Inc. d/b/a RevQ. The Evaluation Committee consisted of representatives from the Municipal Courts Department and Houston Information Technology Services. The Proposal was evaluated based on the following criteria:

- Responsiveness
- Technical Competence
 - Qualifications and specialized experience of the Proposer
 - Qualifications and experience of proposed key personnel
 - Quality of proposed implementation plan
 - Quality of proposed technical solution
- M/WBE Participation
- Financial Capability
- Price

Columbia Ultimate, Inc. d/b/a RevQ received an overall rating of Qualified, and met or exceeded the RFP requirements due to their experience in collection application development within governmental entities.

M/WBE Subcontracting:

This RFP was issued with an 11% goal for MWBE participation. Columbia Ultimate, Inc. d/b/a RevQ has designated the below-named company as its certified M/WBE subcontractor:

Name	Type of Work	Dollar Amount	Percentage
Access Data Supply, Inc.	Project Management and Implementation Support	\$20,988.00	11%

The Office of Business Opportunity will monitor this contract.

Pay or Play Program:

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

Hire Houston First:

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



Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Amount of Funding:

\$249,300.00 - Municipal Court Technology Fund (2207)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Charlotte Booker, Deputy Director	MCD	(713) 247-4105
Karen Williams, Assistant Director	MCD	(713) 247-8049
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Brenda Chagoya, Division Manager	FIN/SPD	(832) 393-8723
Valerie Player-Kaufman, Sr. Procurement Specialist	FIN/SPD	(832) 393-8749

ATTACHMENTS:

Description	Type
Pay or Play Forms	Backup Material
Drug Policy Forms	Backup Material
Form A (Fair Campaign Ordinance)	Backup Material
Form B (Fair Campaign Ordinance)	Backup Material
Delinquent Tax Report	Backup Material
Certificate of Filing	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/8/2015

T25423 - Customer Service Education Program Services - ORDINANCE

Agenda Item#: 18.

Summary:

ORDINANCE awarding contract to **MORAN CONSULTING, INC** for the Development and Implementation of the Customer Service Education Program Services for the Department of Public Works & Engineering; and providing a maximum contract amount - \$531,625.00 - Enterprise Fund

Background:

Request For Proposal for S66-T25423: Approve an Ordinance awarding a contract to Moran Consulting Inc., for a total amount not to exceed \$531,625.00 for the development and implementation of the Customer Service Education Program Services for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department of Public Works and Engineering (PWE) and the City Purchasing Agent recommend that City Council approve an Ordinance awarding a **three-year contract, with two one-year options**, to **Moran Consulting Inc.** in an amount not to exceed **\$531,625.00** for Customer Service Education Program Services for the Department of Public Works and Engineering. The PWE Director may terminate this contract at any time upon seven days written notice to Contractor.

The scope of work requires Moran Consulting, Inc. to provide customer service training designed to improve the customer service culture within PWE to result in a higher level of service to PWE's internal and external customers.

Such related services shall include, but may not be limited to:

- Assess the current customer service culture / environment
- Deliver a train-the-trainer program
- Identify barriers to service excellence and provide support to train and monitor teams to improve processes
- Facilitate the establishment of universal service standards
- Provide a reinforcement system to assure long term achievement
- Provide on-going support for senior executives and Steering Committee

The Request for Proposal (RFP) No. S66-T25423 was advertised in accordance with the requirements of the State of Texas bid laws. One-hundred eighty two prospective proposers downloaded the solicitation document from Strategic Procurement Department's (SPD) e-bidding

website and, as a result, proposals were received from Sage Alliance Partners, Lessons In Loyalty, Moran Consulting, Inc., T.A. Yanovitch, Fresh Revenues, GMC Consultants, Strategic Government Resources and Calyptus Consulting. The field was narrowed to Moran Consulting, Inc and Sage Alliance Partners who were invited to present their programs to the Evaluation Committee and evaluated based on the following criteria:

- Responsiveness of Proposal
- Technical Competence
- Price Proposal

The Evaluation Committee was comprised of employees from various Divisions within PWE and included Sr. Staff Analysts, Engineers, and Division Managers. The staff variations allowed the committee to provide an unbiased and objective assessment of the proposers. After a thorough evaluation, Moran Consulting Inc. was deemed the best respondent.

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.

<u>Department</u>	<u>FY 2016</u>	<u>Out Years</u>	<u>Total</u>
Public Works & Engineering	\$196,502.00	\$335,123.00	\$531,625.00

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

**Calvin D. Wells, City Purchasing Agent
Finance / Strategic Procurement Division**

Department Approval Authority Signature

Amount of Funding:

\$531,625.00 -Water and Sewer System Operating Fund (8300)

Contact Information:

Wayne Newman – PWE (832) 395-3671
 David Guernsey – PWE (832) 395-3640
 Dave Evans - FIN/SPD (832) 393-8701
 Shannon Pleasant – FIN/SPD (832) 393-8741

ATTACHMENTS:

Description	Type
RCA#T25423-Moran Consulting, Inc M/WBE Goal Modification	Signed Cover sheet Backup Material

INVESTIGATIVE GOAL IDENTIFICATION

Fair Campaign Ordinance - Form A
Fair Campaign Ordinance - Form B
Delinquent Tax Report
Affidavit of Ownership and Control
Drug Policy Compliance
Pay or Play Program Acknowledgement Form
RCA#25423-PWE approval
funding form
Ordinance

Backup Material

Backup Material
Backup Material
Backup Material
Other
Other
Backup Material
Backup Material
Financial Information
Ordinance/Resolution/Motion



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 10/8/2015

T25423 - Customer Service Education Program Services - ORDINANCE

Agenda Item#:

Summary:

Background:

Request For Proposal for S66-T25423: Approve an Ordinance awarding a contract to Moran Consulting Inc., for a total amount not to exceed \$531,625.00 for the development and implementation of the Customer Service Education Program Services for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department of Public Works and Engineering (PWE) and the City Purchasing Agent recommend that City Council approve an Ordinance awarding a **three-year contract, with two one-year options**, to **Moran Consulting Inc.** in an amount not to exceed **\$531,625.00** for Customer Service Education Program Services for the Department of Public Works and Engineering. The PWE Director may terminate this contract at any time upon seven days written notice to Contractor.

The scope of work requires Moran Consulting, Inc. to provide customer service training designed to improve the customer service culture within PWE to result in a higher level of service to PWE's internal and external customers.

Such related services shall include, but may not be limited to:

- Assess the current customer service culture / environment
- Deliver a train-the-trainer program
- Identify barriers to service excellence and provide support to train and monitor teams to improve processes
- Facilitate the establishment of universal service standards
- Provide a reinforcement system to assure long term achievement
- Provide on-going support for senior executives and Steering Committee

The Request for Proposal (RFP) No. S66-T25423 was advertised in accordance with the requirements of the State of Texas bid laws. One-hundred eighty two prospective proposers downloaded the solicitation document from Strategic Procurement Department's (SPD) e-bidding website and, as a result, proposals were received from Sage Alliance Partners, Lessons In Loyalty, Moran Consulting, Inc., T.A. Yanovitch, Fresh Revenues, GMC Consultants, Strategic Government Resources and Calyptus Consulting. The field was narrowed to Moran Consulting, Inc and Sage Alliance Partners who were invited to present their programs to the Evaluation Committee and evaluated based on the following criteria:

- Responsiveness of Proposal
- Technical Competence
- Price Proposal


The Evaluation Committee was comprised of employees from various Divisions within PWE and included Sr. Staff Analysts, Engineers, and Division Managers. The staff variations allowed the committee to provide an unbiased and objective assessment of the proposers. After a thorough evaluation, Moran Consulting Inc. was deemed the best respondent.

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.

Department	FY 2016	Out Years	Total
Public Works & Engineering	\$196,502.00	\$335,123.00	\$531,625.00

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


Calvin D. Wells, City Purchasing Agent
Finance / Strategic Procurement Division

Department Approval Authority Signature

Amount of Funding:

\$531,625.00 -Water and Sewer System Operating Fund (8300)

Contact Information:

Wayne Newman – PWE (832) 395-3671

David Guernsey – PWE (832) 395-3640

Dave Evans - FIN/SPD (832) 393-8701

Shannon Pleasant – FIN/SPD (832) 393-8741

ATTACHMENTS:

Description

Fair Campaign Ordinance - Form A

Fair Campaign Ordinance - Form B

Delinquent Tax Report

Affidavit of Ownership and Control

MWBE Goal Modification

Drug Policy Compliance

Pay or Play Program Acknowledgement Form

Type

Backup Material

Backup Material

Backup Material

Other

Backup Material

Other

Backup Material



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

**Goal Modification
Request Form**

1. Date: 02.13.20014 2. Requesting Department: PWE/MMB 3. Solicitation Number: TBD
 4. Solicitation Name: Customer Service Education Program 5. Estimated Dollar Amount: \$600,000.00
 6. Description of Solicitation (*Attach Specifications Supporting Documents*): Customer Service Education Program for the Department of Public Works and Engineering

PLEASE INDICATE WHETHER A PREVIOUS CONTRACT EXISTED FOR THIS SOLICITATION.

A. Previous Contract (if any): Yes No B. Previous Contract #: _____ 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 MWBE 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: PWE RFP for Customer Service Education Program; vendor will provide a "Commercial off the Shelf" curriculum and one facilitator to conduct the training. The course shall be proprietary, copyrighted, and will require license(s) for use

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: _____



Goal Modification Request Form

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

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

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

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

4. GOAL REVISION AFTER ADVERTISEMENT

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

B. Original Goal: _____ C. New Proposed Goal: _____ D. Advertisement Date: _____

E. Will Project be Re-Advertised: Yes No F. Estimated Dollar Amount: \$ _____

G. Detailed reason for request: _____

Concurrence:

Caemen Under
Requesting Department Initiator

02.13.15
Date

W. R. ...
Department Director or Designee

2/13/2015
Date

FOR OBO OFFICE USE ONLY:			
APPROVED:			
<i>W. R. ...</i>	3/3/15	Non-Divisible/ Specialized	W-354
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: 10/20/2015

ALL

Item Creation Date: 9/24/2015

T22953-A2 - Recycling Services - ORDINANCE

Agenda Item#: 19.

Summary:

ORDINANCE amending Ordinance No. 2009-0604 to increase the maximum contract amount for contract between the City of Houston and **GLOBAL WASTE SERVICES, LLC (Formerly ABITIBI-CONSOLIDATED CORP)** for Recycling Services for Various Departments - \$500,146.60 - Enterprise and General Funds

Background:

Subject: S19-T22953-A2 - Approve an amending ordinance to increase the contract amount from \$1,782,573.00 to \$2,282,719.60 for the contract between the City of Houston and Global Waste Services, LLC (formerly Abitibi-Consolidated Corp.) for recycling services for various departments.

SPECIFIC EXPLANTION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount **from \$1,782,573.00 to \$2,282,719.60** between the City of Houston and **Global Waste Services, LLC** (formerly Abitibi-Consolidated Corp.) for recycling services for various departments.

The contract was awarded on June 24, 2009 by Ordinance No. 2009-0604 for sixty-four (64) months, with one five-year option in an amount no to exceed \$1,630,514.00 and was subsequently amended on June 9, 2010, by Ordinance No. 2010-0449 to issue change orders to increase or decrease the scope of services or change plans and specifications, amend the fee and equipment schedule and increase the maximum contract amount from \$1,630,514.00 to \$1,782,573.00. Expenditures as of September 25, 2015 totaled \$1,782,375.80.

The current scope of work requires the contractor to provide all personnel, management, supervision, transportation, equipment and incidentals necessary to provide recycling containers and collection at approximately 300 city-owned buildings and facilities. This recycling program includes plastic bottles, aluminum cans, bi-metal cans, glass containers, corrugated cardboard, office paper and newsprint for the Solid Waste Department, Houston Airport System and Parks and Recreation.

M/WBE Subcontracting:

The contract was awarded with a 11% participation goal and Global Waste Services, LLC (formerly Abitibi-Consolidated Corp.) is currently achieving 6.40% of the required M/WBE goal. The Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

Calvin D. Wells, City Purchasing Agent
Signature
Finance/Strategic Procurement Division

Department Approval Authority

Prior Council Action:

Ordinance 2009-0604 approved by City Council on June 24, 2009
Ordinance 2010-0449 approved by City Council on June 9, 2010

Amount of Funding:

\$163,570 - HAS Revenue Fund (8001)
\$336,576.60 - General Fund (1000)
\$500,146.60 - Total

Contact Information:

Harry Hayes/832-393-0454
Darrell Johnson/832-393-8726
Roy Korthals/832-393-8734

ATTACHMENTS:

Description

RCA#T22953-A2-Global Waste Services
RCA#T22953-A2 - Ordinance
RCA#T22953-A2-HAS approval
Delinquent Tax Report
Ordinance 2009-0604
Ordinance 2010-0449
RCA T22953
RCA T22953-A1
First Amendment

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Backup Material
Backup Material
Backup Material
Backup Material
Other
Other
Other



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 9/24/2015

T22953-A2 - Recycling Services - ORDINANCE

Agenda Item#:

Background:

Subject: S19-T22953-A2 - Approve an amending ordinance to increase the contract amount from \$1,782,573.00 to \$2,282,719.60 for the contract between the City of Houston and Global Waste Services, LLC (formerly Abitibi-Consolidated Corp.) for recycling services for various departments.

SPECIFIC EXPLANTION:

The City Purchasing Agent recommends that City Council approve an amending ordinance to increase the maximum contract amount from \$1,782,573.00 to \$2,282,719.60 between the City of Houston and Global Waste Services, LLC (formerly Abitibi-Consolidated Corp.) for recycling services for various departments.

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M/WBE Subcontracting:

The contract was awarded with a 11% participation goal and Global Waste Services, LLC (formerly Abitibi-Consolidated Corp.) is currently achieving 6.40% of the required M/WBE goal. The Office of Business Opportunity will continue to monitor this contract to ensure maximum M/WBE participation.

Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Ordinance 2009-0604 approved by City Council on June 24, 2009
Ordinance 2010-0449 approved by City Council on June 9, 2010

Amount of Funding:

\$163,570 - HAS Revenue Fund (8001)
~~\$336,576.60~~ - General Fund (1000)
\$500,146.60 - Total

Contact Information:

Harry Hayes/832-393-0454
Darrell Johnson/832-393-8726
Roy Korthals/832-393-8734

ATTACHMENTS:

Description	Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District E

Item Creation Date: 9/21/2015

L24020-A1 On-Site Water Treatment, Sludge Dewatering
and Disposal Services - ORDINANCE

Agenda Item#: 20.

Summary:

ORDINANCE amending Ordinance No. 2011-1180 to increase the maximum contract amount for contract between the City of Houston and **DENALI WATER SOLUTIONS, LLC (Formerly TERRA RENEWAL, LLC)** for On-Site Water Treatment, Sludge Dewatering and Disposal Services for the Department of Public Works & Engineering - \$3,174,151.50 - Enterprise Fund - **DISTRICT E - MARTIN**

Background:

S23-L24020-A1 - Approve an ordinance to increase the maximum contract amount from \$7,053,670.00 to \$10,227,821.00 to Contract No. 4600011273 between City of Houston and Denali Water Solutions, LLC (formerly Terra Renewal, LLC) for on-site water treatment, sludge dewatering & disposal services for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department Public Works and Engineering and the City Purchasing Agent recommend that City Council approve an amending ordinance to increase the maximum contract amount **from \$7,053,670.00 to \$10,227,821.50** to the contract between the City of Houston and **Denali Water Solutions, LLC (formerly Terra Renewal, LLC)** for on-site water treatment, sludge dewatering & disposal services for the Public Works and Engineering Department.

This contract was awarded on December 14, 2011 by Ordinance No. 2011-1180, for a three year term with two one-year options in an amount not to exceed \$7,053,670.00 and expenditures as of September 21, 2015 totaled \$7,051,363.97. The on-site water treatment, sludge dewatering, and sludge removal at the water purification plant operates under the strict requirements of the Texas Commission on Environmental Quality (TECQ) and affects the quality and volume of drinking water production necessary for public health and safety. The water purification plant is operated 24 hours a day and 7 days per week, and the contractor must be available during this time period to perform services to meet the specifications of this contract.

The existing contract provides for the removal of 4,600 tons of sludge per year; however, the sludge production was significantly higher than anticipated. Extreme weather events in 2012 and 2014 deteriorated Lake Houston water quality producing approximately 6,600 tons of sludge per

year. Therefore, the current spending authority is insufficient for the remaining term of the contract and to meet the ongoing daily operational needs.

M/WBE Subcontracting:

This contract was awarded with a 20% goal for MWBE participation. Denali Water Solutions, LLC (Formerly Terra Renewal, LLC) is currently achieving 19.23%.

Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Ord 2011-1180 passed 12-11-2011

Amount of Funding:

\$3,174,151.50 - Water & Sewer System Operating Fund (8300)

Contact Information:

David Guernsey - 832-395-3640
Darrell Johnson - 832-393-8720
Roy Breaux- 832-393-8728

ATTACHMENTS:

Description

RCA#24020-A1 Denali Water Solutions, LLC
RCA#24020-A1- Ordinance
Goal Verification
Previous Ordinance
Tax Report
PWE request
Funding Form

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Backup Material
Backup Material
Backup Material
Other
Other



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District E

Item Creation Date: 9/21/2015

**L24020-A1 On-Site Water Treatment, Sludge Dewatering and Disposal Services -
ORDINANCE**

Agenda Item#:

Summary:

Background:

S23-L24020-A1 - Approve an ordinance to increase the maximum contract amount from \$7,053,670.00 to \$10,227,821.00 to Contract No. 4600011273 between City of Houston and Denali Water Solutions, LLC (formerly Terra Renewal, LLC) for on-site water treatment, sludge dewatering & disposal services for the Department of Public Works and Engineering.

Specific Explanation:

The Director of the Department Public Works and Engineering and the City Purchasing Agent recommend that City Council approve an amending ordinance to increase the maximum contract amount from **\$7,053,670.00 to \$10,227,821.50** to the contract between the City of Houston and **Denali Water Solutions, LLC (formerly Terra Renewal, LLC)** for on-site water treatment, sludge dewatering & disposal services for the Public Works and Engineering Department.

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M/WBE Subcontracting:

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Calvin D. Wells, City Purchasing Agent
Finance/Strategic Procurement Division

Department Approval Authority Signature

Prior Council Action:

Ord 2011-1180 passed 12-11-2011

Amount of Funding:

\$3,174,151.50 - Water & Sewer System Operating Fund (8300)

Contact Information:

David Guemsey - 832-395-3640
Darrell Johnson - 832-393-8720
Roy Breaux- 832-393-8728

ATTACHMENTS:

Description	Type
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Goal Verification
Previous Ordinance
Tax Report

Backup Material
Ordinance/Resolution/Motion
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/13/2015

ARA- Emancipet Contract Amendment

Agenda Item#: 21.

Summary:

ORDINANCE approving and authorizing first amendment to contract with **EMANCIPET, INC**, approved by Ordinance No. 2015-0193, for Low-Cost Professional Spay, Neutering and Healthy Pet Services for the City of Houston's Administration & Regulatory Affairs Department

Background:

The Administration & Regulatory Affairs Department (ARA) and the City Purchasing Agent recommend that City Council approve an amendment to the February 26, 2015 agreement between the City of Houston and Emancipet, Inc. ("Emancipet") for citywide, low-cost spay/neuter services.

Emancipet is a non-profit organization that performs low-cost spay/neuter services in partnership with various Texas cities. Since 1999, Emancipet has worked to make spay/neuter services and preventive veterinary care affordable and accessible to pet owners across Texas. They have performed over 235,000 spay/neuter surgeries and established clinics in traditionally underserved communities in Texas.

In March 2015, City Council designated discretionary funds for Emancipet to open a clinic in Houston by June 1, 2015, with the ultimate goal of establishing several neighborhood-oriented, brick-and-mortar clinics throughout the City in the areas with the greatest need. In April, Emancipet opened their clinic at Neighborhood Centers' Ripley House facility (4410 Navigation Street) and began performing spay/neuter surgeries for BARC and other local shelters. On June 1, 2015, Emancipet opened their clinic to the public and has since performed 1,517 spay/neuter surgeries and 1,641 wellness visits (as of October 12, 2015). Additionally, Emancipet has provided over 600 spay/neuter surgeries free of charge since September to customers who would otherwise have been unable to afford these services.

Per the existing agreement, Emancipet's goal was targeted to an estimated 4,200 low-cost spay/neuter procedures in the first year of the agreement, as well as 7,000 basic animal wellness services to the community. The goals in the agreement were developed with Emancipet and based upon their experience in other cities across Texas. After operating in Houston for just over a year, Emancipet has come to realize that the traditional outreach model that has worked in other cities is more difficult in a city the size of Houston, where our lack of zoning, higher percentage of stray animals, and sometimes more transient population require tweaks to the Emancipet outreach strategy. During each of the first three months of Emancipet's clinic operations, the number of animals served was much lower than anticipated. The cost of traditional marketing and advertising in Houston has been much higher than in other markets served by Emancipet. Emancipet spent \$12,000 over their marketing budget to raise awareness of the clinic in the first few months due to these higher than anticipated costs of marketing and advertising. The numbers are now increasing steadily, due to Emancipet employing full time staff focused on outreach inside the neighborhood, and due to the number of clients served who are now spreading the word about the clinic. Emancipet anticipates these efforts will steadily build awareness and increase service numbers throughout the first year of operations.

The proposed amendment takes into account the greater challenges Emancipet faces in marketing in Houston and adjusts the service goals to more realistic levels based on these challenges. Under the amended agreement, Emancipet would perform an estimated 3,000 low-cost spay/neuter procedures each year. The proposed amendment also provides additional benefits to the City of Houston in the form of free advisory services to BARC and Houston area spay/neuter programs to support the development of the City's animal welfare activities. The free services would include guidance on the development and implementation of BARC's door-to-door outreach program, as well as outreach training for BARC and other local organizations. Emancipet will also continue to provide animal wellness services.

ARA recommends amending the City's agreement with Emancipet to include Emancipet's professional services. This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2), "a procurement necessary to preserve or protect the public health and safety of the municipality's residents," of the Texas Local Government Code for exempted procurements.

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. Emancipet, Inc. will provide health benefits to eligible employees in compliance with City policy.

Hire Houston First

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because this is an award subject to the health and safety exception of the Texas Local Government Code, referenced above.

Attachment: MWBE Zero-Percentage goal document approved by the Office of Business Opportunity.

Departmental Approval Authority:

**Tina Paez, Director
Administration & Regulatory Affairs Department**

Prior Council Action:

3/4/2015: 2015-193

Amount of Funding:

n/a

Contact Information:

Lara Cottingham Phone: 832- 393-8503

Vernita Jones Phone: 832 -393-0784

ATTACHMENTS:

Description	Type
Emancipet Form A (Fair Campaign Ordinance)	Backup Material
Emancipet Delinquent Tax Report	Backup Material
Emancipet Affidavit of Ownership	Other
MWBE Waiver	Signed Cover sheet
10.14.2015 Emancipet Contract Amendment RCA.pdf	Signed Cover sheet
10.14.2015 Contract_Emancipet.pdf	Contract/Exhibit
Ordinance	Signed Cover sheet



Goal Modification Request Form

1. Date: 1/21/2015 2. Requesting Department: ARA 3. Solicitation Number: N/A
 4. Solicitation Name: Emancipet, Inc. 5. Estimated Dollar Amount: \$260,000
 6. Description of Solicitation (*Attach Specifications/Supporting Documents*): To provide funds for the establishment and maintenance of a veterinary clinic to provide low cost spay, neuter, and healthy pet services to underserved residents of City

PLEASE INDICATE WHETHER A PREVIOUS CONTRACT EXISTED FOR THIS SOLICITATION.

- A. Previous Contract (if any): Yes No B. Previous Contract #: _____ 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 MWBE 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: Emancipet obtains the majority of its supplies and services from bulk contracts that are negotiated for the entire organization. Forcing Emancipet to instead obtain these services from local vendors would impose an unwarranted economic burden on Emancipet, leading to fewer sterilization services being provided to residents.

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: _____



Goal Modification Request Form

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

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

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

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

4. GOAL REVISION AFTER ADVERTISEMENT

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

B. Original Goal: _____ C. New Proposed Goal: _____ D. Advertisement Date: _____

E. Will Project be Re-Advertised: Yes No F. Estimated Dollar Amount: \$ _____

G. Detailed reason for request: _____

Concurrence:

Requesting Department Initiator

1/22/15
Date

Department Director or Designee

1/21/2015
Date

FOR OBO OFFICE USE ONLY:			
APPROVED:			
	1/23/15	Economic Burden	W-325
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: 10/20/2015

ALL

Item Creation Date: 10/13/2015

ARA- Emancipet Contract Amendment

Agenda Item#: 13.

Background:

The Administration & Regulatory Affairs Department (ARA) and the City Purchasing Agent recommend that City Council approve an amendment to the February 26, 2015 agreement between the City of Houston and Emancipet, Inc. ("Emancipet") for citywide, low-cost spay/neuter services.

Emancipet is a non-profit organization that performs low-cost spay/neuter services in partnership with various Texas cities. Since 1999, Emancipet has worked to make spay/neuter services and preventive veterinary care affordable and accessible to pet owners across Texas. They have performed over 235,000 spay/neuter surgeries and established clinics in traditionally underserved communities in Texas.

In March 2015, City Council designated discretionary funds for Emancipet to open a clinic in Houston by June 1, 2015, with the ultimate goal of establishing several neighborhood-oriented, brick-and-mortar clinics throughout the City in the areas with the greatest need. In April, Emancipet opened their clinic at Neighborhood Centers' Ripley House facility (4410 Navigation Street) and began performing spay/neuter surgeries for BARC and other local shelters. On June 1, 2015, Emancipet opened their clinic to the public and has since performed 1,517 spay/neuter surgeries and 1,641 wellness visits (as of October 12, 2015). Additionally, Emancipet has provided over 600 spay/neuter surgeries free of charge since September to customers who would otherwise have been unable to afford these services.

Per the existing agreement, Emancipet's goal was targeted to an estimated 4,200 low-cost spay/neuter procedures in the first year of the agreement, as well as 7,000 basic animal wellness services to the community. The goals in the agreement were developed with Emancipet and based upon their experience in other cities across Texas. After operating in Houston for just over a year, Emancipet has come to realize that the traditional outreach model that has worked in other cities is more difficult in a city the size of Houston, where our lack of zoning, higher percentage of stray animals, and sometimes more transient population require tweaks to the Emancipet outreach strategy. During each of the first three months of Emancipet's clinic operations, the number of animals served was much lower than anticipated. The cost of traditional marketing and advertising in Houston has been much higher than in other markets served by Emancipet. Emancipet spent \$12,000 over their marketing budget to raise awareness of the clinic in the first few months due to these higher than anticipated costs of marketing and advertising. The numbers are now increasing steadily, due to Emancipet employing full time staff focused on outreach inside the neighborhood, and due to the number of clients served who are now spreading the word about the clinic. Emancipet anticipates these efforts will steadily build awareness and increase service numbers throughout the first year of operations.

The proposed amendment takes into account the greater challenges Emancipet faces in marketing in Houston and adjusts the service goals to more realistic levels based on these challenges. Under the amended agreement, Emancipet would perform an estimated 3,000 low-cost spay/neuter procedures each year. The proposed amendment also provides additional benefits to the City of Houston in the form of free advisory services to BARC and Houston area spay/neuter programs to support the development of the City's animal welfare activities. The free services would include guidance on the development and implementation of BARC's door-to-door outreach program, as well as outreach training for BARC and other local organizations. Emancipet will also continue to provide animal wellness services.

ARA recommends amending the City's agreement with Emancipet to include Emancipet's professional services. This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (2), "a procurement necessary to preserve or protect the public health and safety of the municipality's residents," of the Texas Local Government Code for exempted procurements.

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. Emancipet, Inc. will provide health benefits to eligible employees in compliance with City policy.

Hire Houston First

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because this is an award subject to the health and safety exception of the Texas Local Government Code, referenced above.

Attachment: MWBE Zero-Percentage goal document approved by the Office of Business Opportunity.

Departmental Approval Authority:



Tina Paez, Director
Administration & Regulatory Affairs Department

Prior Council Action:

3/4/2015: 2015-193

Amount of Funding:

n/a

Contact Information:

Lara Cottingham Phone: 832- 393-8503

Vernita Jones Phone: 832 -393-0784

ATTACHMENTS:

Description

Emancipet Form A (Fair Campaign Ordinance)

Emancipet Delinquent Tax Report

Emancipet Affidavit of Ownership

MWBE Waiver

Type

Backup Material

Backup Material

Other

Signed Cover sheet

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

I. PARTIES

A. Address

THIS FIRST AMENDED AGREEMENT FOR PROFESSIONAL SPAY, NEUTERING AND HEALTHY PET SERVICES (“First Amended Agreement”) is made on the Countersignature Date between the CITY OF HOUSTON, TEXAS (“City”), a home rule city of the State of Texas and EMANCIPET, INC. (“Contractor”), a 501 (c) (3) non-profit Texas corporation.

RECITALS

1. City and Contractor entered into an Agreement for Professional Spay, Neutering and Healthy Pet Services (“Original Agreement”), Contract Number 4600013160 with a Countersignature Date of March 18, 2015.
2. Contractor’s Clinic for Professional Spay, Neutering and Healthy Pet Services began operation on June 1, 2015.
3. To meet the City’s goal of reducing the number of stray and unwanted dogs and cats Contractor does not turn away a pet owner who cannot pay the fees authorized in Exhibit “A” to the original agreement.
4. City and Contractor desire to amend **Section II. DUTIES OF CONTRACTOR A. Scope of Services, Section III. DUTIES OF THE CITY A. Payment Terms, Section IV. TERM AND TERMINATION C. By the City for Default by the Contractor and Section IV, MISCELLANEOUS.**

5. The City acknowledges that the value of the services provided pursuant to this First Amended Agreement is equivalent to the services provided by Contractor in the Original Agreement.

NOW, THEREFORE, for and in consideration of the mutual promises, covenants, agreements and benefits contained in the Original Agreement and this First Amended Agreement, the City and Contractor agree as follows:

II. AMENDMENTS

- A. Section II. DUTIES OF CONTRACTOR A. Scope of Services** is hereby deleted in its entirety and substituted in its place is the following:

- A. Scope of Services**

The Clinic shall be located at the Ripley House and be fully operational on or before June 1, 2015. Contractor shall provide the following Services set forth in Exhibit "A" for twelve months beginning June 1, 2015. If Services commence on a day of the month other than the first, a "Month" shall be 30 days from the day Services commence. Additionally, Contractor agrees as follows:

1. Perform a minimum of 250 spay/neuter surgery services ("Surgeries") on owned pets per Month at the Clinic for a total of 3000 for the year.
2. Provide Healthy Pet Services ("Healthy Pet Services") for owned pets at the Clinic.
3. Provide professional spay and neuter policy and animal welfare consulting services ("Professional Consulting Services") for the City as follows:
 - Emancipet's Houston Vice President or Chief Operating Officer will conduct weekly discussions to expand current and develop additional free spay/neuter programs in the City (demographic targeting)
 - Programs are focused on making spay/neuter surgeries accessible and available to pet owners seeking free spay/neuter surgeries for their pets
 - Emancipet's Branch Manager or Community Outreach Specialist will attend weekly "on-the-ground" meetings (streamlining logistics for daily outreach)
 - Emancipet and City's Bureau of Animal Regulation and Care ("BARC") shall collaborate to develop a consistent door-to-door outreach effort to

make spay/neuter surgeries accessible and available to pet owners not seeking spay/neuter surgeries for their pets

- Emancipet’s trainers will provide one “How to Have the Talk” training to BARC staff for the term of the Amended Agreement
 - Emancipet’s Houston Vice President, or other designated staff member, will participate in monthly “lessons learned and strategic outlook” meetings with BARC and other community partners to implement new strategies and activities at the city-wide Healthy Pets, Healthy Streets (“HPHS”) community events
 - Emancipet’s staff shall send BARC weekly reports about community outreach and HPHS programs, City programs and community outreach partnerships
 - Emancipet’s Houston Vice President and Branch Manager will be available to answer day-to-day concerns and questions from BARC
 - Emancipet’s Chief Executive Officer, Chief Operating Officer, or Houston Vice President will provide up to 4 cumulative hours per month (for the term of the Amended Agreement) of spay/neuter policy & animal welfare consulting for the City’s Administration and Regulatory Affairs Director and City Council Members and their staff
 - Emancipet’s Houston Vice President will serve as liaison with Houston BARC Foundation Board of Directors and provide resources and information about spay/neuter & animal welfare up to 2 hours per month for the term of the Amended Agreement
 - Emancipet’s external training team will provide up to 16 cumulative hours of training/consulting for outside partner organizations towards building a cohesive city-wide spay/neuter strategy
 - Emancipet’s training team will provide consultations and trainings to other organizations working with BARC to collaboratively develop a city-wide spay/neuter strategy.
4. Contractor may charge pet owners fees for Surgeries and Healthy Pet Services not to exceed the fees authorized in Exhibit “A” to the Original Agreement.
 5. Contractor does not turn away a pet owner who cannot pay the fees for spay/neuter surgery services (“Surgeries”) for owned pets because the pet owner is unable to pay the fees provided for in Exhibit “A” to the Original Agreement.

B. Section III. DUTIES OF THE CITY A. Payment Terms is hereby deleted in its entirety and substituted in its place is the following:

A. Payment Terms

1. When this Agreement is executed and a fully executed Irrevocable Standby Letter of Credit is delivered and accepted by the City Attorney (see II. F. above), City will pay Contractor the sum of \$163,648.00 conditioned upon Contractor completing the following requirements to the Director's satisfaction: (1) delivering the Clinic to Ripley House and hiring and training sufficient staff to operate the Clinic in a first class manner in performing the Services as required in II. A. Scope of Services; (2) setting up an office inside Ripley House; and (3) providing a minimum of 250 Surgeries, providing Healthy Pets Services to owned pets and Professional Consulting Services to the City for twelve consecutive months. All services will commence in the Clinic and, if commercially feasible and with no interruption, from a brick and mortar facility which is intended to fully replace the Clinic.
2. Subsequent payments to Contractor will commence July 1, 2015. The City shall pay Contractor \$8,762.00 for July, 2015 and \$8,759.00 per Month for the remaining ten months upon receipt of an invoice documenting the number of Surgeries provided to pet owners in the previous Month. The invoice shall provide the following minimum information: (a) date of Surgery Service, (b) whether a dog or cat, and (c) spay or neuter Surgery. Contractor shall also provide a report giving details of Healthy Pet Services provided during the previous Month. The City's standard payment term is to pay 30 days after receipt of invoice or receipt of goods or services, whichever is later, according to the requirements of the Texas Prompt Payment Act.
3. Commencing with the third Month, in the event Contractor does not perform a minimum of 250 Surgeries during the third Month, the City shall deduct \$150 from the \$8,759 for every Surgery below the minimum requirement. For example, if Contractor performs 240 Surgeries in the previous Month, Contractor will be paid \$7,459 (\$8,759 minus \$150 x 10 (\$1,500) = \$7,459.
4. In the event Contractor exceeds 250 Surgeries in a month then Contractor shall be allowed a credit in Months when the Surgeries exceed the minimum. For example if the Surgeries performed in August (240) result in a \$1,500 deduction from the monthly payment and if the Surgeries performed in October exceed the minimum by 12, and then Contractor will receive \$8,759 for October plus \$150 for each additional Surgery performed in October not to exceed deductions for previous months. Contractor will receive additional monthly funding for excess Surgeries only to the extent that funds withheld as Liquidated Damages in previous Month(s) are available.

C. Section IV. TERM AND TERMINATION C. By the City for Default by the Contractor is hereby deleted in its entirety and substituted in its place is the following:

In the event that the services furnished by the Contractor do not conform to the Scope of Services requirements detailed herein, the City through a written notice from the City's Director of Administration and Regulatory Affairs to the Contractor describing such default may at its option:

1. Terminate the Agreement for default, other than failure to provide the number of Surgeries specified in II. A. 1 and the City shall have no further obligation under the Agreement.
2. Allow the Contractor to cure default within a reasonable time as specified in the notice. The City, at its sole option, may extend the proposed date of termination to a later date. If prior to the proposed date of termination, the Contractor cures such default to the City's satisfaction, then the proposed termination shall be ineffective. If the Contractor fails to cure such default prior to the proposed date of termination, then the City may terminate its performance under this Agreement as of such date and have no further obligation under the Agreement.
3. The remedy for failure to provide the minimum number of Surgeries specified in II. A. 1 shall be as set out III. A. 3.

D. Section IV. MISCELLANEOUS is amended as follows:

1. All references to "Firm" in **Section IV. MISCELLANEOUS** shall mean "Contractor".
2. All references to "City Attorney" in **Section IV. MISCELLANEOUS**, with the exception of Subsection M. Enforcement, shall mean the City's Director of Administration and Regulatory Affairs.

III.

In the event of a conflict between the Original Agreement and this First Amended Agreement, this First Amended Agreement shall prevail.

IV.

All other terms and conditions of the Original Agreement, except as amended by this First Amended Agreement, shall continue in full force and effect.


V.

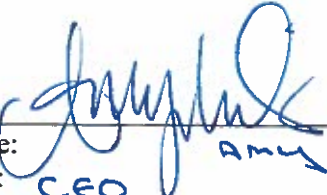
Signatures

The Parties have executed this First Amended Agreement in multiple copies, each of which is an original.

ATTEST/SEAL (if a corporation):
WITNESS (if not a corporation):

EMANCIPET, INC.

By: 
Name: Christy Mallinger
Title: CEO

By: 
Name: Amy Mills
Title: CEO

ATTEST/SEAL:

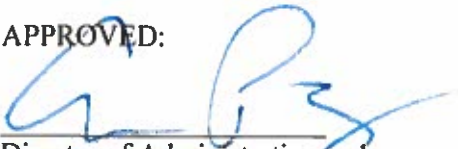
CITY OF HOUSTON, TEXAS
Signed by:

City Secretary

Mayor

APPROVED:

COUNTERSIGNED BY:



Director of Administration and
Regulatory Affairs Department

City Controller

APPROVED AS TO FORM

DATE COUNTERSIGNED:

Sr. Assistant City Attorney
L. D. File No. 0371400221002



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District C, District G, District H, District I, District K

Item Creation Date: 9/24/2015

LIB-RFID and Sorter Equipment

Agenda Item#: 22.

Summary:

ORDINANCE appropriating \$318,604.00 from the Equipment Acquisition Consolidated Fund for the purchase of Radio Frequency Identification Devices Sorter/Installation

Background:

The Library Department recommends that City Council authorize the appropriation of \$318,604 from the Equipment Acquisition Consolidated Fund (Project Number X-340010) for the purchase of RFID equipment, including theft detection systems, self-check machines, RFID tags, RFID pads and a sorter to replace outdated equipment and expand to additional neighborhood libraries. This appropriation is budgeted in the FY 2016 Capital Improvement Plan adopted by City Council on July 8, 2015. The purchases will be made using an existing contract or DIR in compliance with COH procurement policies.

The use of RFID in the library provides for efficient identification during check-out, check-in, and inventory, and for theft deterrence. The equipment will be purchased for the following locations:

- Heights Neighborhood Library - replace 2 detection systems, add 2 self-check machines, RFID pads and tags;
- Freed-Montrose Neighborhood Library - replace detection system, add 1 self-check machine, RFID pads and tags;
- Moody Neighborhood Library - replace detection system, add 2 self-check machines, RFID pads and tags;
- Park Place Regional Library - replace detection system, add 2 self-check machines, RFID pads and tags;
- Stimley-Blue Ridge Neighborhood Library - replace detection system, add 1 self-check machine, RFID pads and tags;
- Jungman Neighborhood Library - add multi-bin sorter.

The Library currently has RFID equipment implemented in 16 neighborhood libraries; the goal is to have RFID technologies throughout the Library system.

Amount of Funding:

\$318,604 -Equipment Acquisition Consolidated Fund (1800)

Contact Information:

Roosevelt Weeks
832-393-1327

ATTACHMENTS:

Description

RCA - Signed by HPL and HITS
Ordinance
RFID Fund Reservation Form
Form A - CIP Funds for RFID

Type


Signed Cover sheet
Ordinance/Resolution/Motion
Financial Information
Financial Information

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance appropriating \$318,604 from Equipment Acquisition Consolidated Fund (1800) for the purchase of RFID Sorter/Installation	Category	Page 1 of 1	Agenda Item
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FROM (Department or other point of origin): Library Department	Origination Date 9-24-2015	Agenda Date
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DIRECTOR'S SIGNATURE: Rhea Brown Lawson, Ph.D. 	Council District affected: Districts C, G, H, I, K
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For additional information contact: Roosevelt Weeks Phone: 832-393-1327	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Approve an Ordinance appropriating funds for the purchase and installation of Radio Frequency Identification (RFID) Sorters and related equipment.

Amount and Source of Funding: \$318,604 Equipment Acquisition Consolidated Fund (1800)	FIN Budget:
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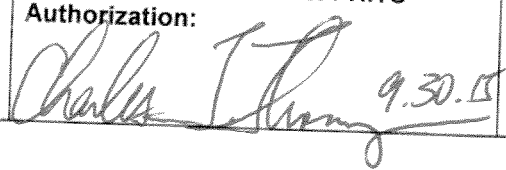
SPECIFIC EXPLANATION:

The Library Department recommends that City Council authorize the appropriation of \$318,604 from the Equipment Acquisition Consolidated Fund (Project Number X-340010) for the purchase of RFID equipment, including theft detection systems, self-check machines, RFID tags, RFID pads and a sorter to replace outdated equipment and expand to additional neighborhood libraries. This appropriation is budgeted in the FY 2016 Capital Improvement Plan adopted by City Council on July 8, 2015. The purchases will be made using an existing contract or DIR in compliance with city procurement policies.

The use of RFID in the library provides for efficient identification during check-out, check-in, inventory, and for theft deterrence. The equipment will be purchased for the following locations:

- Heights Neighborhood Library – replace 2 detection systems, add 2 self-check machines, RFID pads & tags;
- Montrose Neighborhood Library – replace detection system, add 1 self-check machine, RFID pads & tags;
- Moody Neighborhood Library – replace detection system, add 2 self-check machines, RFID pads & tags;
- Park Place Neighborhood Library – replace detection system, add 2 self-check machines, RFID pads & tags;
- Blue Ridge Neighborhood Library – replace detection system, add 1 self-check machine, RFID pads & tags;
- Jungman Neighborhood Library – add multi-bin sorter.

We currently have RFID equipment implemented in 16 neighborhood libraries; the goal is to have RFID technologies throughout the library system.

REQUIRED AUTHORIZATION		CUIC ID #
Finance Director:	Chief Information Officer / HITS Authorization:  9.30.15	Other Authorization:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 10/13/2015

T25140 - Solar Power Purchase Agreement - ORDINANCE
(revised)

Agenda Item#: 23.

Summary:

ORDINANCE approving and authorizing award to **HECATE ENERGY BREWSTER, L.L.C.** and **RELIANT ENERGY RETAIL SERVICES, LLC**, for a Solar Power Purchase Agreement; providing a maximum contract amount - 20 Years - \$79,603,078.00 - Central Service Revolving Fund

Background:

Request for Proposal for S33-T25140 - Approve an Ordinance Awarding a Contract to Hecate Energy, LLC. and Reliant Energy Retail Services, LLC in an amount not to exceed \$79,603,078.00 for Solar Power Purchase Agreement for the Finance Department.

SPECIFIC EXPLANATION:

The Director of the Finance Department and the City Purchasing Agent recommend that City Council approve an ordinance authorizing an award of a twenty-year Power Purchase Agreement (PPA) to Hecate Energy Brewster LLC (Hecate) and Reliant Energy Retail Services LLC.

Hecate will supply the City of Houston with up to 30 megawatts (MW) of renewable solar energy under the PPA from a facility in West Texas, near the city of Alpine. Hecate will deliver the solar energy commencing on or before December 15, 2016 to the City's current retail electric provider (REP), Reliant Energy Retail Services, LLC. The REP will make arrangements for transmission of the solar energy from West Texas to the City's meters. The City may replace its REP during the term of the PPA. Texas law prohibits the City from purchasing energy directly from a generator or from serving as its own REP.

A Request for Proposal (RFP) was advertised even though the purchase of electricity is exempt from State of Texas bid laws. Thirty-five (35) prospective proposers viewed the solicitation document from SPD's e-bidding website and as a result, ten (10) proposals were received. Two (2) proposals were rejected as non-responsive. The evaluation committee consisted of evaluators from various City Departments and the Mayor's Office. The proposals were evaluated based upon the following criteria with price receiving the greatest weight:

- Proposal responsiveness to the RFP requirements and submission of required forms.
- Financial capability, including having at least a Standard & Poor's rating of A, Moody's rating of A2, or equivalent rating from Fitch, or, alternatively provide a guarantor with such ratings.

- Corporate and financial capability and operational experience in Electric Reliability Council of Texas (ERCOT) electricity and renewable energy credit (REC) markets, and have existing offtake arrangements.
- Professional and Technical Experience from having successfully developed, commissioned and operated at least 1 O MW of renewable energy capacity.
- Willingness to agree to the City's contract terms.
- Minority Women Business Enterprise (MWBE) proposed (optional requirement since target was 0%).
- Price per megawatt hour (MWh) for renewable energy that includes all RECs. The City did not express a preference for fixed or variable pricing.
- Hire Houston First.

Hecate submitted a responsive proposal, met the technical competence requirements, demonstrated the professional and technical expertise necessary to deliver under the PPA, and met the financial capability requirements. Hecate has agreed to the City's contract terms and was the only proposer to offer any form of MWBE program. Hecate's fixed price for twenty years is \$48.48 per MWh, which translates to \$0.04848 per kilowatt hour (kWh). Hecate offered the lowest price. This price is slightly higher than the current variable cost of \$0.042 per kWh, which can change based on market condition. This agreement provides security with a guaranteed rate over the next 20 years. Additionally, the price benefits from federal investment tax credits for solar generation that will expire on January 1, 2017.

Additional economic benefits to the City include:

- Minimize exposure to natural gas price fluctuations
- Realize budget certainty and energy price stability
- Long term savings

Hecate Energy received the highest overall rating and the Finance Department is confident that they can deliver the required goods as outlined in the RFP.

MWBE Subcontracting:

This RFP was issued as a goal-oriented contract with a 0% MWBE participation level. Hecate was the only proposal that offered to involve MWBE subcontractors in the work necessary to deliver under the PPA.

Pay or Play Program:

The City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors does not apply to contracts for goods like the PPA.

Hire Houston First:

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. None of the proposals met the requirements of Houston First.

Projected Funding:

Renewable Energy Projected Funding (Reallocation of a portion of existing funding from current electricity contract):

DEPARTMENT	FY16	Out-years	Total
General Services	\$0	\$79,603,078	\$79,603,078

ATTACHMENTS:

Description	Type
Fair Campaign Ordinance	Backup Material
Form B	Backup Material
Tax Document	Backup Material
Affidavit of Ownership	Other
MWBE	Other
Hecate Solar PPA - COH 10.14.15	Contract/Exhibit
Ordinance	Ordinance/Resolution/Motion
Signed Blue - KDowe	Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

Item Creation Date: 10/13/2015

20SMN01 JFT Construction, Inc.

Agenda Item#: 24.

Summary:

ORDINANCE appropriating \$10,319,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and \$1,171,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **JFT CONSTRUCTION, INC** for Southpark and Southcrest Area Drainage and Paving Improvements (Sub-project 2); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by Street & Traffic Control and Storm Drainage DDSRF and Water & Sewer System Consolidated Construction Fund

Background:

SUBJECT: Contract Award for Southpark and Southcrest Area Drainage and Paving Improvements (Sub-Project 2), JFT Construction, Inc., WBS Nos. M-000277-0002-4 and S-000500-0205-4.

RECOMMENDATION: (Summary) Accept low bid, award construction Contract and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Capital Improvement Plan (CIP) and will construct storm drainage improvements to address and reduce the risk of structural flooding. Improvements include installation of a new drainage system that will provide storm water conveyance and in-line detention for mitigation.

DESCRIPTION/SCOPE: This project consists of design and construction of storm drainage improvements, necessary concrete paving, curbs, sidewalks, driveways and underground utilities. The contract duration for this project is 730 calendar days. This project was designed by IDS Engineering Group, Inc.

LOCATION: The project area is generally bound by Kassarine Pass on the west, Mykawa Road on the east, South Loop 610 on the north and Southtown Street on the south. The project is located in Key Map Grids 534 N, P, S, and T.

BIDS: This project was advertised for bidding on July 3 and July 10, 2015. Bids were received on July 23, 2015. The five (5) bids are as follows:

	<u>MBE – Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Bedo Construction Products, Inc.	Precast Concrete	\$ 407,391.00	4.25%
2.	C. Sanchez Trucking	Hauling	\$ 200,000.00	2.09%
3.	Martinez, Guy & Maybik, Inc., DBA MGM, Inc.	Eng. Consulting	\$ 30,000.00	0.31%
4.	Professional Traffic Control, LLC	Traffic Control	\$ 417,622.88	4.35%
		TOTAL	\$1,055,013.88	11.00%
	<u>WBE – Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Access Data Supply, Inc.	Ready Mix Concrete	\$ 480,000.00	5.01%
2.	P&Z Logistics, Inc.	Waterline Boring	\$ 100,000.00	1.04%
		TOTAL	\$ 580,000.00	6.05%
	<u>SBE – Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1.	Curb Planet, Inc.	Concrete Curbs	\$ 20,000.00	0.21%
2.	Traffic Systems Construction, Inc.	Traffic Signal	\$ 71,230.00	0.74%
		TOTAL	\$ 91,230.00	0.95%

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

Amount of Funding:

\$10,319,000.00 from Fund 4042 – Street & Traffic Control and Storm Drainage DDSRF

\$ 1,171,000.00 from Fund 8500 – Water and Sewer System Consolidated Construction

Contact Information:

Ravi Kaleyatodi, P.E., CPM
Phone: (832) 395-2326
Senior Assistant Director

ATTACHMENTS:

Description

Signed RCA
Ordinance
SAP
Form A
Form B
Affidavit of Ownership
Delinquent Tax Report
Maps

Type

Signed Cover sheet
Ordinance/Resolution/Motion
Financial Information
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material

OBO 1
OBO 2


Backup Material
Backup Material

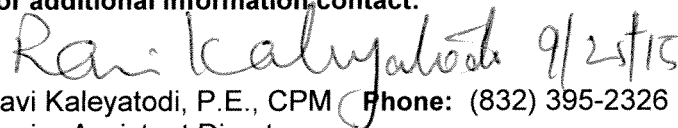
TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Contract Award for Southpark and Southcrest Area Drainage and Paving Improvements (Sub-Project 2). WBS Nos. M-000277-0002-4 and S-000500-0205-4.	Page 1 of 2	Agenda Item #
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FROM: (Department or other point of origin): Department of Public Works and Engineering	Origination Date:	Agenda Date:
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Director's Signature:  Dale A. Rudick, P.E.	Council District affected: D
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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)
Accept low bid, award construction Contract and appropriate funds.

Amount and Source of Funding: \$11,490,000.00
\$10,319,000.00 from Fund 4042 – Street & Traffic Control and Storm Drainage DDSRF
\$ 1,171,000.00 from Fund 8500 – Water and Sewer System Consolidated Construction *M.P. 9/30/2015*

PROJECT NOTICE/JUSTIFICATION: This project is part of the Capital Improvement Plan (CIP) and will construct storm drainage improvements to address and reduce the risk of structural flooding. Improvements include installation of a new drainage system that will provide storm water conveyance and in-line detention for mitigation.


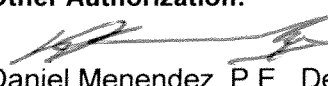
DESCRIPTION/SCOPE: This project consists of design and construction of storm drainage improvements, necessary concrete paving, curbs, sidewalks, driveways and underground utilities. The contract duration for this project is 730 calendar days. This project was designed by IDS Engineering Group, Inc.

LOCATION: The project area is generally bound by Kassarine Pass on the west, Mykawa Road on the east, South Loop 610 on the north and Southtown Street on the south. The project is located in Key Map Grids 534 N, P, S, and T.

BIDS: This project was advertised for bidding on July 3 and July 10, 2015. Bids were received on July 23, 2015. The five (5) bids are as follows:

Bidder	Bid Amount
1. JFT Construction, Inc.	\$ 9,590,243.79
2. Triple B Services, LLP	\$ 9,785,898.09
3. Reytec Construction Resources, Inc.	\$10,244,866.50
4. SER Construction Partners, LLC	\$10,994,816.01
5. Total Contracting Limited	\$12,007,832.00

LTS No. 14597 CUIC ID 20SMN01

Finance Department:	Other Authorization:  Jun Chang, D.WRE Deputy Director Public Utilities Division <i>ucb</i>	Other Authorization:  Daniel Menendez, P.E., Deputy Director Engineering and Construction Division
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Date	Subject: Contract Award for Southpark and Southcrest Area Drainage and Paving Improvements (Sub-Project 2). WBS Nos. M-000277-0002-4 and S-000500-0205-4.	Originator's Initials	Page 2 of 2
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AWARD: It is recommended that this construction contract be awarded to JFT Construction, Inc. with a low bid of \$9,590,243.79.

PROJECT COST: The total cost of this project is \$11,490,000.00 to be appropriated as follows:

• Bid Amount	\$9,590,243.79
• Contingencies	\$479,600.00
• Engineering and Testing Services	\$300,000.00
• CIP Cost Recovery	\$388,156.21
• Construction Management	\$732,000.00

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

Construction Management Services will be provided by Freese and Nichols, Inc. under a previously approved contract.

HIRE HOUSTON FIRST:

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston business and supports job creation. In this case the proposed contractor meets the requirements of Hire Houston First.

PAY OR PLAY PROGRAM:

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

M/WBE 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. Bedo Construction Products, Inc.	Precast Concrete	\$ 407,391.00	4.25%
2. C. Sanchez Trucking	Hauling	\$ 200,000.00	2.09%
3. Martinez, Guy & Maybik, Inc., DBA MGM, Inc.	Eng. Consulting	\$ 30,000.00	0.31%
4. Professional Traffic Control, LLC	Traffic Control	\$ 417,622.88	4.35%
	TOTAL	\$1,055,013.88	11.00%

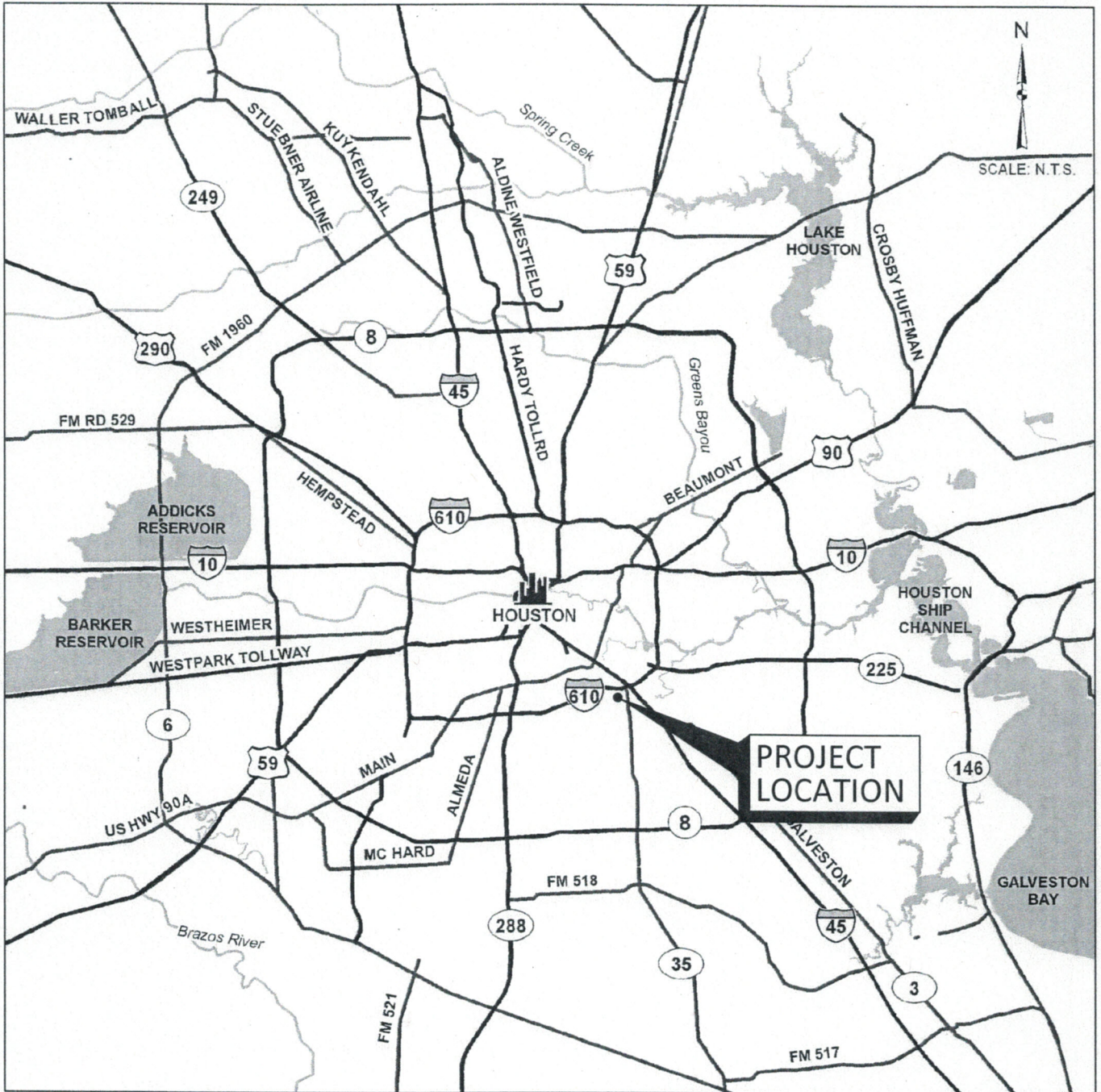
<u>WBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Access Data Supply, Inc.	Ready Mix Concrete	\$ 480,000.00	5.01%
2. P&Z Logistics, Inc.	Waterline Boring	\$ 100,000.00	1.04%
	TOTAL	\$ 580,000.00	6.05%

<u>SBE - Name of Firms</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
1. Curb Planet, Inc.	Concrete Curbs	\$ 20,000.00	0.21%
2. Traffic Systems Construction, Inc.	Traffic Signal	\$ 71,230.00	0.74%
	TOTAL	\$ 91,230.00	0.95%

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

DAR:DRM:RK:DPS:ESM:SMN:klw

c: File No. M-000277-0002-4 (3.7)



**SOUTHPARK/SOUTHCREST
DRAINAGE IMPROVEMENTS
(SUB-PROJECT 2)**

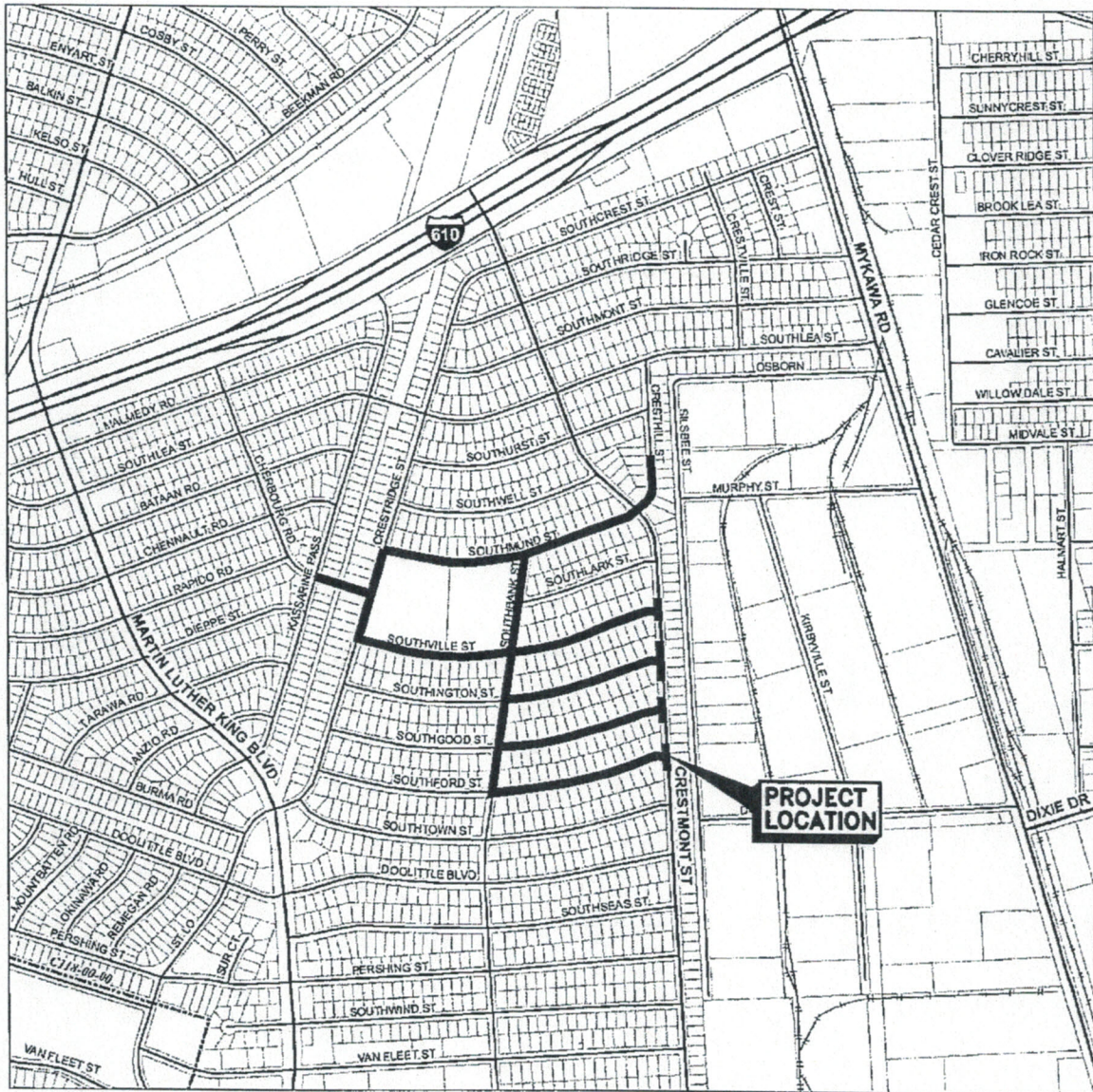
WBS No. M-000277-0002-3

VICINITY MAP



13333 NW, Freeway,
Suite 300
Houston, Tx. 77040
713.462.3178

SCALE:	NTS
DATE:	08/05/14
SHEET:	1 / 1



LOCATION MAP

KEY MAP NO 534P

GIMS MAP NO 5454B, 5554A

ZIP CODE 77033

**SOUTHPARK AND SOUTHCREST AREA
DRAINAGE AND PAVING IMPROVEMENTS, SUBPROJECT 2**

WBS NO. M-000277-0002-3



13333 NW. Freeway,
Suite 300
Houston, Tx. 77040
713.462.3178



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District H

Item Creation Date: 6/30/2015

PLN - Special Minimum Lot Size Block App 523 (600 Block of East Archer Street, east and west)

Agenda Item#: 25.

Summary:

ORDINANCE establishing the east and west sides of the 600 block of Archer Street, between Gardner Street and Heslep Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Tract 6 , Block 66, of the Brooke Smith Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 64% of the area. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. One written protest was filed. The Houston Planning Commission considered the protest on May 14, 2015 and voted to recommend that the City Council establish the Special Minimum Lot Size Block.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 600 block of Archer Street, east and west sides.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description


RCA - Planning Commission Approval
Map

Type

Backup Material
Backup Material

523

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating the 600 block of Archer Street, east and west sides, between Gardner Street and Heslep Street as a Special Minimum Lot Size Block		Category #	Page 1 of _____	Agenda Item #
FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department		Origination Date June 10, 2015		Agenda Date
DIRECTOR'S SIGNATURE: 		Council District affected: H		
For additional information contact: Kevin Calfee Phone: 832.393.6529		Date and identification of prior authorizing Council action: N/A		
RECOMMENDATION: (Summary) Approve an ordinance designating the 600 block of Archer Street, east and west sides, between Gardner Street and Heslep Street as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 5,000 square foot special lot size.				
Amount and Source of Funding:			Finance Budget:	
<p>SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Tract 6 , Block 66, of the Brooke Smith Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 64% of the area. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. One written protest was filed. The Houston Planning Commission considered the protest on May 14, 2015 and voted to recommend that the City Council establish the Special Minimum Lot Size Block.</p> <p>The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 5,000 square feet for the 600 block of Archer Street, east and west sides.</p> <p>Attachments: Planning Commission's Approval, Map of the area</p> <p>xc: Marta Crinejo, Agenda Director Anna Russell, City Secretary Donna Edmundson, City Attorney Gary Dzierlenga, Land Use Division, Legal Department</p>				
REQUIRED AUTHORIZATION				
Finance Director:		Other Authorization:		Other Authorization:

Handwritten initials



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District H

Item Creation Date: 8/4/2015

PLN - Special Minimum Lot Size Block App 547 (800 Block of East 28th Street, north and south sides)

Agenda Item#: 26.

Summary:

ORDINANCE establishing the north and south sides of the 800 block of East 28th Street, between Cornell Street and Princeton Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lots 36 & 37, Block 9, of the Sunset Heights Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 67% of the block. Notification was mailed to the forty six (46) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 3,000 square feet for the 800 block of East 28th Street, north and south sides.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

Signed RCA - Director's Approval
Map

Type

Backup Material
Backup Material

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** 547

SUBJECT: Ordinance designating the 800 block of East 28 th Street, north and south sides, between Cornell Street and Princeton Street as a Special Minimum Lot Size Block	Category #	Page 1 of _____	Agenda Item #
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FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	Origination Date 07/09/2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: H
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For additional information contact: Kevin Calfee Phone: 832.393.6529	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approve an ordinance designating the 800 block of East 28th Street, north and south sides, between Cornell Street and Princeton Street as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 3,000 square foot special lot size.

Amount and Source of Funding:	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lots 36 & 37, Block 9, of the Sunset Heights Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 67% of the block. Notification was mailed to the forty six (46) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 3,000 square feet for the 800 block of East 28th Street, north and south sides.

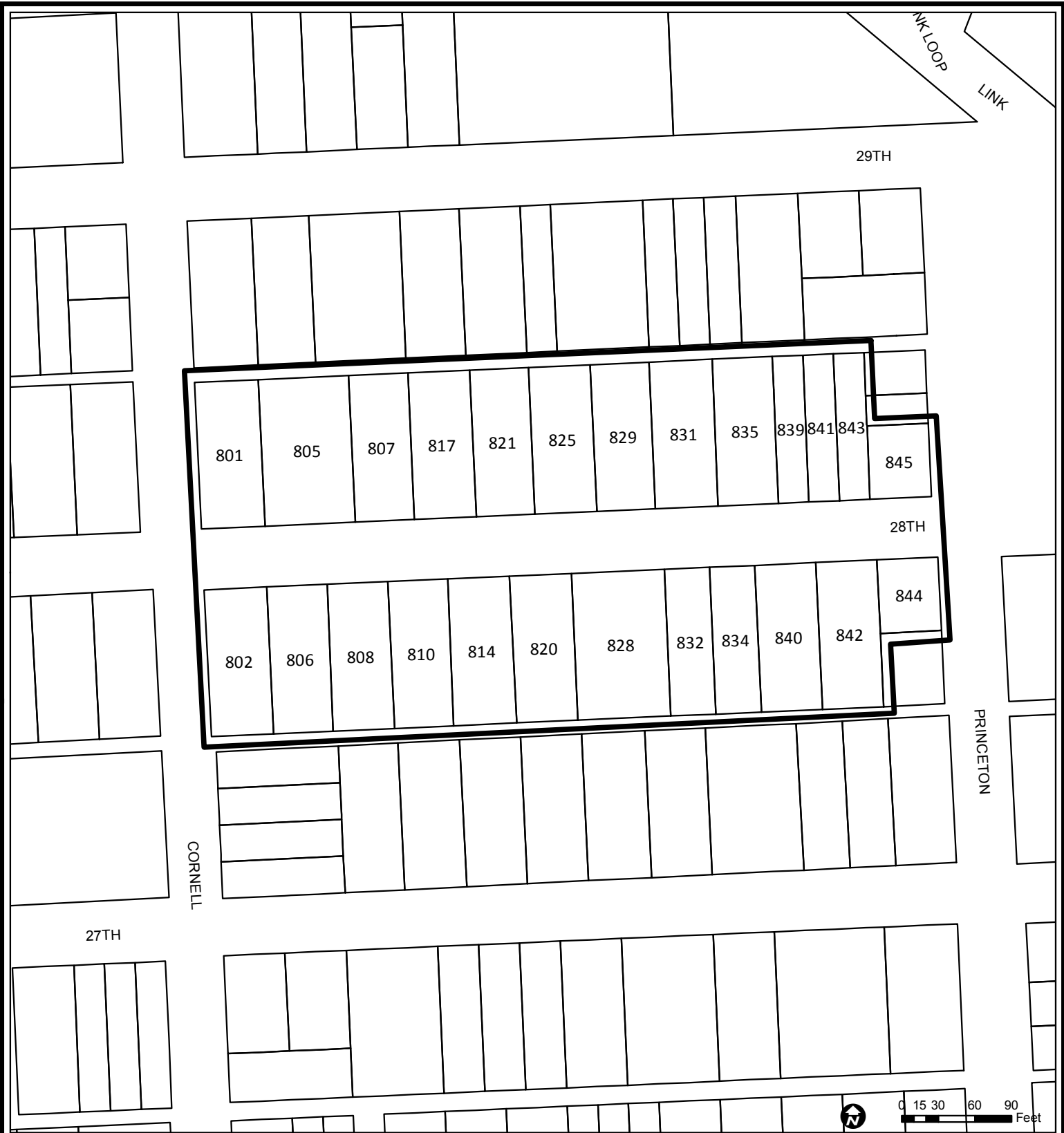
Attachments: Planning Director's Approval, Map of the Area

- xc: Marta Crinejo, Agenda Director
 Anna Russell, City Secretary
 Donna Edmundson, City Attorney
 Gary Dzierlenga, Land Use Division, Legal Department
 Andy Icken, Chief Development Officer

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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AK



Special Minimum Lot Size
800 block of East 28th Street
north and south sides, between Cornell Street and Princeton Street
3,000 Square Feet

Source: Harris County Appraisal District
 Date: June 17, 2015
 Reference: MLS547

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

 Special Minimum Lot Size Boundary



**PLANNING &
 DEVELOPMENT
 DEPARTMENT**



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District H

Item Creation Date: 5/19/2015

PLN - Special Minimum Building Line App 220 (1100 Block of Enid Street, east and west)

Agenda Item#: 27.

Summary:

ORDINANCE establishing the east and west sides of the 1100 block of Enid Street, between Pittman Street and Mathis Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

Background:

In accordance with Section 42-170 of the Code of Ordinances, the property owner of Lot 11, Block 92 of the Brooke Smith Subdivision initiated an application for the designation of a special minimum building line block. The application includes written evidence of support from owners of 62% of the area. Notification was mailed to twelve (12) property owners indicating that the special minimum building line block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Building Line of 19 feet for the 1100 block of Enid Street, east and west sides.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee, 832-393-6529

ATTACHMENTS:

Description

Signed RCA - Director's Approval
Map

Type

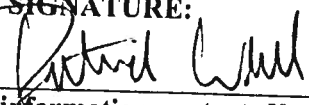
Backup Material
Backup Material

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** 220

SUBJECT: Ordinance designating the 1100 block of Enid Street, east and west sides, between Pittman Street and Mathis Street as a Special Minimum Building Line Block

Category #	Page 1 of _____	Agenda Item #
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FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	Origination Date April 15, 2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: H
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For additional information contact: Kevin Calfee Phone: 713.837.7768	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approval of an ordinance designating the 1100 block of Enid Street, east and west sides, between Pittman Street and Mathis Street as a Special Minimum Building Line Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 19 foot special building line.

Amount and Source of Funding:	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 42-170 of the Code of Ordinances, the property owner of Lot 11, Block 92 of the Brooke Smith Subdivision initiated an application for the designation of a special minimum building line block. The application includes written evidence of support from owners of 62% of the area. Notification was mailed to twelve (12) property owners indicating that the special minimum building line block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

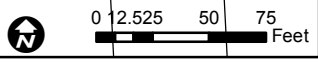
The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Building Line of 19 feet for the 1100 block of Enid Street, east and west sides.

Attachments: Planning Director's Approval, Map of the Area


cc: Marta Cfinejo, Agenda Director
Anna Russell, City Secretary
Donna Edmundson, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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Special Minimum Lot Size Block/Special Minimum Building Line Block
1100 block of Enid Street
East and west sides, between Mathis Street and Pittman Street
5,000 Square Feet/19 Feet

 Area Under Consideration

Source: Harris County Appraisal District
 Date: January 28, 2015
 Reference: SMLSB 518/SMBLB 220

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**PLANNING &
 DEVELOPMENT
 DEPARTMENT**



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District D, District H

Item Creation Date: 6/30/2015

PLN - Special Minimum Lot Size Block App 537 (3800 Block of Gertin Street, north and south)

Agenda Item#: 28.

Summary:

ORDINANCE establishing the north and south sides of the 3800 block of Gertrin Street, between Scott Street and Southmore Boulevard, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 10, Block 3, of the University Woods Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 71% of the block. Notification was mailed to the twenty-three (23) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 7,084 square feet for the 3800 block of Gertin Street, north and south sides.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

RCA - Director Approval
Map

Type

Backup Material
Backup Material

MLS 537

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating the 3800 block of Gertin Street, north and south sides, between Scott Street and Southmore Blvd as a Special Minimum Lot Size Block	Category #	Page 1 of _____	Agenda Item #
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FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	Origination Date June 17, 2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: D
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For additional information contact: Kevin Calfee Phone: 832.393.6529	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approve an ordinance designating the 3800 block of Gertin Street, north and south sides, between Scott Street and Southmore Blvd as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 7,084 square foot special lot size.

Amount and Source of Funding:	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 10, Block 3, of the University Woods Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 71% of the block. Notification was mailed to the twenty-three (23) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 7,084 square feet for the 3800 block of Gertin Street, north and south sides.

Attachments: Planning Director's Approval, Map of the Area

- xc: Marta Crinejo, Agenda Director
 Anna Russell, City Secretary
 Donna Edmundson, City Attorney
 Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION


Finance Director:	Other Authorization:	Other Authorization:
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Special Minimum Lot Size
3800 block of Gertin
North and south sides, between Scott Street and Southmore Blvd
7,084 Square Feet

Source: Harris County Appraisal District
Date: April 22, 2015
Reference: MLS537

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

 Special Minimum Lot Size Boundary



**PLANNING &
 DEVELOPMENT
 DEPARTMENT**



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District B

Item Creation Date: 6/30/2015

PLN - Special Minimum Lot Size Block App 528 (3400-3500
Block of George Street, north)

Agenda Item#: 29.

Summary:

ORDINANCE establishing the north side of the 3400-3500 block of George Street, between N. George Street and W. Hunting Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT B - DAVIS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 178, Block 8, of the Crane Street Woods Sec 5A Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 65% of the block. Notification was mailed to the eleven (11) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 9,071 square feet for the 3400-3500 block of George Street, north side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description	Type
RCA - Director Approval	Backup Material
Map	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District H

Item Creation Date: 6/30/2015

PLN - Special Minimum Lot Size Block App 515 (1000-1100
Block of Lindale Street, south)

Agenda Item#: 30.

Summary:

ORDINANCE establishing the south side of the 1000-1100 block of Lindale Street, between Winchell Street and Cochran Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 10 & Tract 9B, Block 68, of the Belt Junction City Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 65% of the block. Notification was mailed to the eight (8) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 4,800 square feet for the 1000-1100 block of Lindale Street, south side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

RCA - Director Approval
Map

Type

Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District I

Item Creation Date: 8/10/2015

PLN - Special Minimum Lot Size Block App 556 (8100 Block of Ogden Street, north and south sides)

Agenda Item#: 31.

Summary:

ORDINANCE establishing the north and south sides of the 8100 block of Ogden Street, between River Drive and Meridian Drive, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Tract 7, Block 72, of the Park Place Country Club Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 60% of the block. Notification was mailed to the twenty-five (25) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 10,320 square feet for the 8100 block of Ogden Street, north and south sides, between River Drive and Meridian Drive.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

Signed RCA - Director's Approval
Map

Type

Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District I

Item Creation Date: 6/30/2015

PLN - Special Minimum Lot Size Block App 511 (4500 Block of Park Drive, north and south)

Agenda Item#: 32.

Summary:

ORDINANCE establishing the north and south sides of the 4500 block of Park Drive, between Lockwood Drive and Woodside Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 4 and Trace 5B & 6B, Block 31, of the Eastwood Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 59% of the block. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 6,050 square feet for the 4500 block of Park Drive, north and south sides.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

RCA - Director Approval
Map

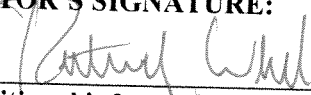
Type

Backup Material
Backup Material

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** 511

SUBJECT: Ordinance designating the 4500 block of Park Drive, north and south sides, between Lockwood Drive and Woodside Street as a Special Minimum Lot Size Block	Category #	Page 1 of _____	Agenda Item #
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FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	Origination Date June 19, 2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: I
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For additional information contact: Kevin Calfee Phone:832.393.6529	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approve an ordinance designating the 4500 block of Park Drive, north and south sides, between Lockwood Drive and Woodside Street as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 6,050 square foot special lot size.

Amount and Source of Funding:	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 4 and Trace 5B & 6B, Block 31, of the Eastwood Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 59% of the block. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 6,050 square feet for the 4500 block of Park Drive, north and south sides.

Attachments: Planning Director's Approval, Map of the Area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David M. Feldman, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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SP




Special Minimum Lot Size Block
4500 block of Park Drive
North and south sides, between Lockwood Drive and Woodside Street
6,050 Square Feet

Source: Harris County Appraisal District
 Date: October 8, 2014
 Reference: MLS511

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



**PLANNING &
 DEVELOPMENT
 DEPARTMENT**

 Special Minimum Lot Size Boundary selection



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District I

Item Creation Date: 8/10/2015

PLN - Special Minimum Lot Size Block App 555 (3900, 4000, 4100, 4200 & 8100 Block of River Drive, southeast side)

Agenda Item#: 33.

Summary:

ORDINANCE establishing the southeast side of the 3900, 4000, 4100, 4200 and 8100 blocks of River Drive, between Park Place Boulevard and Gulf Freeway, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas

DISTRICT I - GALLEGOS

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 17, Block H, of the Park Place Country Club Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 52% of the block. Notification was mailed to the twenty-four (24) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 35,500 square feet for the 3900, 4000, 4100, 4200 & 8100 blocks of River Drive, southeast side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

Map

Signed RCA - Director's Approval

Type

Signed Cover sheet

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District I

Item Creation Date: 8/10/2015

PLN - Special Minimum Lot Size Block App 557 (4000 Block of River Drive, west side)

Agenda Item#: 34.

Summary:

ORDINANCE establishing the west side of the 4000 block of River Drive, between Glenbrook Avenue and Niles Avenue, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 11, Block 92, of the Park Place Country Club Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 73% of the block. Notification was mailed to the four (4) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 13,275 square feet for the 4000 block of River Drive, west side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

Signed RCA - Director's Approval
Map

Type

Backup Material
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District I

Item Creation Date: 8/4/2015

PLN - Special Minimum Lot Size Block App 551 (4200-8100
Blocks of River Drive, (northwest side))

Agenda Item#: 35.

Summary:

ORDINANCE establishing the northwest side of the 4200-8100 blocks of River Drive, between Meridian Street and Ogden Avenue, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 14, Block 72, of the Park Place Country Club Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 77% of the block. Notification was mailed to the thirteen (13) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 12,900 square feet for the 4200-8100 blocks of River Drive, northwest side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

Signed RCA - Director's Approval
Map

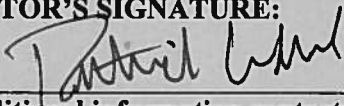
Type

Backup Material
Backup Material

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** 551

SUBJECT: Ordinance designating the 4200-8100 blocks of River Drive, northwest side, between Meridian Street and Odgen Avenue as a Special Minimum Lot Size Block	Category #	Page 1 of _____	Agenda Item #
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FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	Origination Date 07/27/2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: I
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For additional information contact: Kevin Calfee Phone: 832.393.6529	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approve an ordinance designating the 4200-8100 blocks of River Drive, northwest side, between Meridian Street and Ogden Avenue as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 12,900 square foot special lot size.

Amount and Source of Funding:	Finance Budget:
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SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 14, Block 72, of the Park Place Country Club Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 77% of the block. Notification was mailed to the thirteen (13) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 12,900 square feet for the 4200-8100 blocks of River Drive, northwest side.

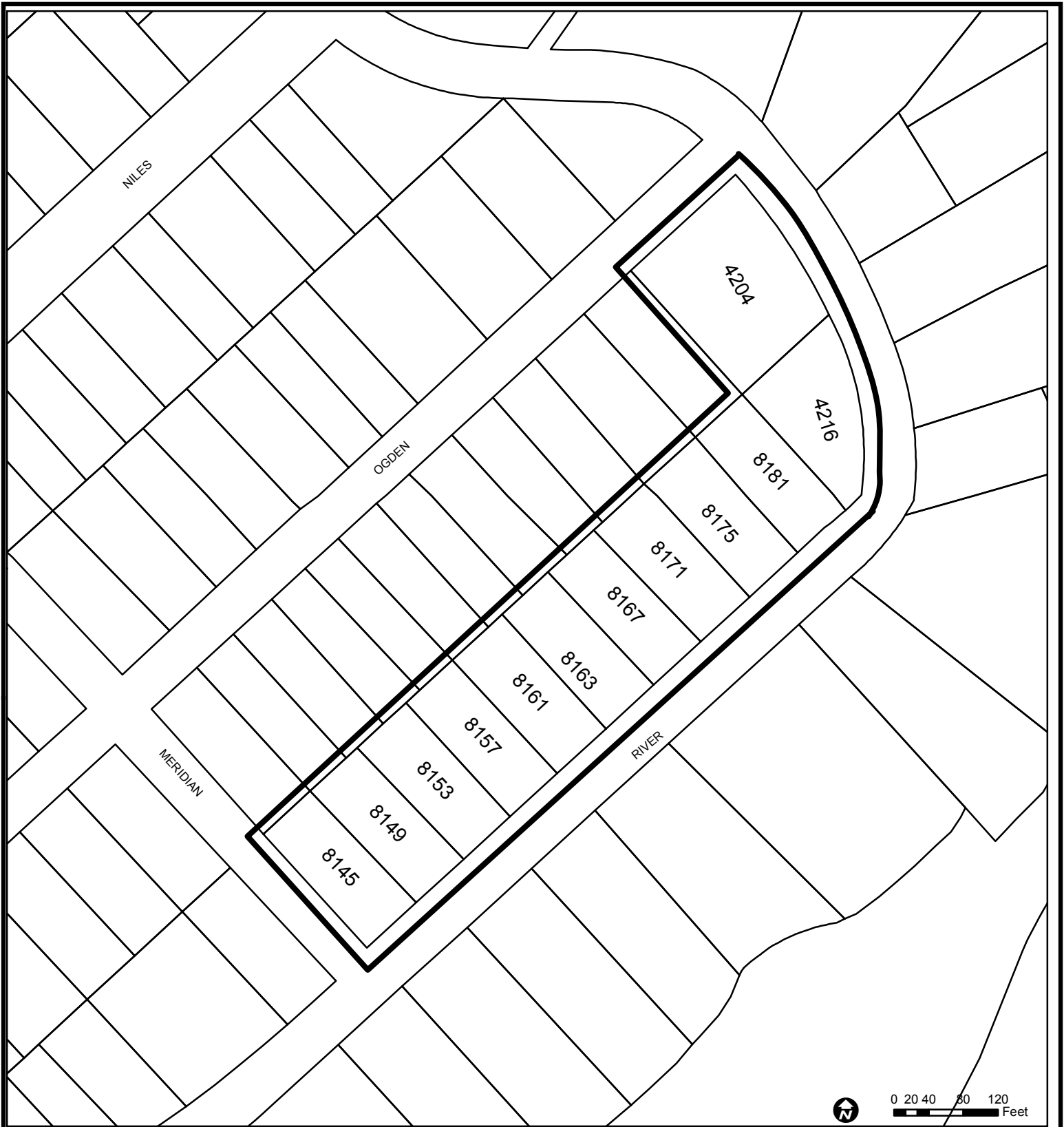
Attachments: Planning Director's Approval, Map of the Area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
Donna Edmundson, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department
Andy Icken, Chief Development Officer

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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
Handwritten initials



Special Minimum Lot Size
4200-8100 blocks of River Drive
northwest side, between Meridian Street and Ogden Avenue
12,900 Square Feet

Source: Harris County Appraisal District
Date: July 14, 2015
Reference: MLS551

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

 Special Minimum Lot Size Boundary



**PLANNING &
 DEVELOPMENT
 DEPARTMENT**



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District I

Item Creation Date: 8/4/2015

PLN - Special Minimum Lot Size Block App 552 (8100 Block of River Drive, northeast side)

Agenda Item#: 36.

Summary:

ORDINANCE establishing the northeast of the 8100 block of River Drive, between Meridian Street and Gulf Freeway, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 9, Block 71, of the Park Place Country Club Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 65% of the block. Notification was mailed to the eight (8) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 9,815 square feet for the 8100 block of River Drive, northeast side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

Signed RCA - Director's Approval
Map

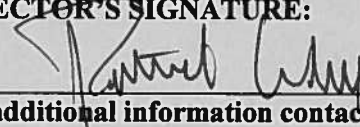
Type

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TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** 552

SUBJECT: Ordinance designating the 8100 block of River Drive, northeast side, between Meridian Street and Gulf Freeway as a Special Minimum Lot Size Block	Category #	Page 1 of _____	Agenda Item #
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FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	Origination Date 07/27/2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: I
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For additional information contact: Kevin Calfee Phone: 832.393.6529	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approve an ordinance designating the 8100 block of River Drive, northeast side, between Meridian Street and Gulf Freeway as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 9,815 square foot special lot size.

Amount and Source of Funding:	Finance Budget:
--------------------------------------	------------------------

SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 9, Block 71, of the Park Place Country Club Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 65% of the block. Notification was mailed to the eight (8) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 9,815 square feet for the 8100 block of River Drive, northeast side.

Attachments: Planning Director's Approval, Map of the Area

- xc: Marta Crinejo, Agenda Director
 Anna Russell, City Secretary
 Donna Edmundson, City Attorney
 Gary Dzierlenga, Land Use Division, Legal Department
 Andy Icken, Chief Development Officer

REQUIRED AUTHORIZATION


Finance Director:	Other Authorization:	Other Authorization:
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Special Minimum Lot Size
8100 block of River Drive
Northeast side, between Meridian Street and Gulf Freeway
9,815 Square Feet

Source: Harris County Appraisal District
 Date: July 9, 2015
 Reference: MLS552

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

 Special Minimum Lot Size Boundary



**PLANNING &
 DEVELOPMENT
 DEPARTMENT**



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District D

Item Creation Date: 8/4/2015

PLN - Special Minimum Lot Size Block App 530 (3100 Block of South MacGregor Way, south side)

Agenda Item#: 37.

Summary:

ORDINANCE establishing the south side of the 3100 block of South MacGregor Way, between Ardmore Street and Oakmont Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 4 and Tract 3A, Block 44, of the Riverside Terrace Section 8 Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 76% of the block. Notification was mailed to the eight (8) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 17,000 square feet for the 3100 block of South MacGregor Way, south side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

RCA - Director Approval

Map

Type

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District D

Item Creation Date: 6/15/2015

PLN - Special Minimum Lot Size Block App 532 (3200 Block of South MacGregor Way, south side

Agenda Item#: 38.

Summary:

ORDINANCE establishing the south side of the 3200 block of South MacGregor Way, between Oakmont Street and Bowling Green Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 7 and Tract 8A, Block 45, of the Riverside Terrace Section 8 Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 70% of the block. Notification was mailed to the three (3) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 25,732 square feet for the 3200 block of South MacGregor Way, south side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

RCA - Director Approval

Map

Type

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District D

Item Creation Date: 6/30/2015

PLN - Special Minimum Lot Size Block App 538 (3800 Block of Southmore Boulevard, north and south)

Agenda Item#: 39.

Summary:

ORDINANCE establishing the north and south sides of the 3800 block of Southmore Boulevard, between Scott Street and Gertin Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D – BOYKINS**

Background:

In accordance with Section 42-197 of the Code of Ordinances, the property owner of Tract 16, Block 2, of the University Woods Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 53% of the block. Notification was mailed to the twenty-five (25) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 7,500 square feet for the 3800 block of Southmore Blvd, north and south sides.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

RCA - Director Approval

Map

Type

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

District H

Item Creation Date: 6/30/2015

PLN - Special Minimum Building Line Block App 224 (700
Block of Tabor Street, west)

Agenda Item#: 40.

Summary:

ORDINANCE establishing the west side of the 700 block of Tabor Street, between Heslep Street and W. Patton Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

Background:

In accordance with Section 42-170 of the Code of Ordinances, the property owner of Lot 9, Block 108 of the Brooke Smith Subdivision initiated an application for the designation of a special minimum building line block. The application includes written evidence of support from owners of 83% of the area. Notification was mailed to six (6) property owners indicating that the special minimum building line block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Building Line of 18 feet for the 700 block of Tabor Street, west side.

Prior Council Action:

N/A

Amount of Funding:

N/A

Contact Information:

Kevin Calfee (832) 393-6529

ATTACHMENTS:

Description

RCA - Director Approval

Map

Type

Backup Material

Backup Material

224

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Ordinance designating the 700 block of Tabor Street, west side, between Heslep Street and W. Patton Street as a Special Minimum Building Line Block	Category #	Page 1 of _____	Agenda Item #
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FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	Origination Date June 18, 2015	Agenda Date
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DIRECTOR'S SIGNATURE: 	Council District affected: H
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For additional information contact: Kevin Calfee Phone:832.393.6529	Date and identification of prior authorizing Council action: N/A
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RECOMMENDATION: (Summary) Approve an ordinance designating the 700 block of Tabor Street, west side, between Heslep Street and W. Patton Street as a Special Minimum Building Line Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 18 foot special building line.

Amount and Source of Funding:	Finance Budget:
--------------------------------------	------------------------

SPECIFIC EXPLANATION: In accordance with Section 42-170 of the Code of Ordinances, the property owner of Lot 9, Block 108 of the Brooke Smith Subdivision initiated an application for the designation of a special minimum building line block. The application includes written evidence of support from owners of 83% of the area. Notification was mailed to six (6) property owners indicating that the special minimum building line block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Building Line of 18 feet for the 700 block of Tabor Street, west side.

Attachments: Planning Director's Approval, Map of the Area

- xc: Marta Crinejo, Agenda Director
 Anna Russell, City Secretary
 Donna Edmundson, City Attorney
 Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:
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PATTON

711

709

707

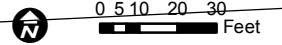
705

703

1106

TABOR

HESLEP




Special Minimum Building Line

700 block of Tabor

West side, between Heslep Street and W. Patton Street

18 Feet

 Special Minimum Building Line Boundary

Source: Harris County Appraisal District
Date: June 8, 2015
Reference: MBL224

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.



**PLANNING &
DEVELOPMENT
DEPARTMENT**



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ETJ

Item Creation Date: 10/15/2015

20IPB276 Cypress-Klein Utility District

Agenda Item#: 41.

Summary:

ORDINANCE consenting to the addition of 3.1492 acres of land to **CYPRESS-KLEIN UTILITY DISTRICT**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 3.1492 acres to Cypress-Klein Utility District (Key Map No. 330-R).

RECOMMENDATION: (Summary) The petition for the addition of two (2) tracts of land totaling 3.1492 acres to Cypress-Klein Utility District be approved.

SPECIFIC EXPLANATION:

Cypress-Klein Utility District has petitioned the City of Houston for consent to add 3.1492 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Cypresswood Drive, Stuebner Airline Road, Louetta Road and TC Jester Boulevard. The district desires to add 3.1492 acres, thus yielding a total of 484.7260 acres. The district is served by a district plant, the Cypress-Klein Utility District Wastewater Treatment Plant. The nearest major drainage facility for Cypress-Klein Utility District is Cypress Creek which flows into Spring Creek and then to the San Jacinto River and finally into Lake Houston.

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

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

Amount of Funding:

None Required

Contact Information:

Carol Ellinger Haddock, P.E.
Senior Assistant Director
Phone: (832) 395-2686

ATTACHMENTS:

Description

Signed RCA
Map
Consent Application
Petition for Addition of Land
Petition for Consent 2
Petition for Consent 1
20IPB276 Cypress-Klein Utility District

Type

Signed Cover sheet
Backup Material
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Backup Material
Backup Material
Backup Material
Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ETJ

Item Creation Date: 10/14/2015

20IPB277 Petition for the City's consent to the addition of 10.0258 acres of land to Fort Bend County Municipal Utility District No. 124 (Key Map No. 485-N)

Agenda Item#: 42.

Summary:

ORDINANCE consenting to the addition of 10.0258 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 124**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of 10.0258 acres of land to Fort Bend County Municipal Utility District No. 124 (Key Map No. 485-N).

RECOMMENDATION: (Summary) The petition for the addition of 10.0258 acres of land to Fort Bend County Municipal Utility District No. 124 be approved.

SPECIFIC EXPLANATION:

Fort Bend County Municipal Utility District No. 124 has petitioned the City of Houston for consent to add 10.0258 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Westheimer Parkway, Spring Iris Lane, Empire Oaks Lane and Parkway Oaks Lane. The district desires to add 10.0258 acres, thus yielding a total of 278.9358 acres. The district is served by the Fort Bend County Municipal Utility District No. 124 Wastewater Treatment Plant. The nearest major drainage facility for Fort Bend County Municipal Utility District No. 124 is Little Prong Creek which flows into Buffalo Bayou and finally into the Houston Ship Channel.

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

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

Amount of Funding:

None Required

Contact Information:

Carol Ellinger Haddock, P.E.

Senior Assistant Director

Phone: (832) 395-2686

ATTACHMENTS:

Description

Signed RCA

Consent Application

Map

Petition for Consent 1

Petition for Consent 2

20IPB277 Petition for the City's consent to the addition of 10.0258 acres of land to Fort Bend County Municipal Utility District No. 124 (Key Map No. 485-N)

Type

Signed Cover sheet

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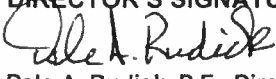


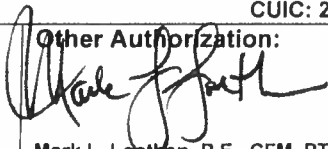
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TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 10.0258 acres of land to Fort Bend County Municipal Utility District No. 124 (Key Map No. 485-N)		Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date
DIRECTOR'S SIGNATURE  Dale A. Rudick, P.E., Director		Council District affected: "ETJ" 	
For additional information contact:  Carol Ellinger Haddock, P.E. Senior Assistant Director Phone: (832) 395-2686		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) The petition for the addition of 10.0258 acres of land to Fort Bend County Municipal Utility District No. 124 be approved.			
Amount and Source of Funding: NONE REQUIRED			
SPECIFIC EXPLANATION: Fort Bend County Municipal Utility District No. 124 has petitioned the City of Houston for consent to add 10.0258 acres of land, located in the city's extraterritorial jurisdiction, to the district. The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services. The district is located in the vicinity of Westheimer Parkway, Spring Iris Lane, Empire Oaks Lane and Parkway Oaks Lane. The district desires to add 10.0258 acres, thus yielding a total of 278.9358 acres. The district is served by the Fort Bend County Municipal Utility District No. 124 Wastewater Treatment Plant. The nearest major drainage facility for Fort Bend County Municipal Utility District No. 124 is Little Prong Creek which flows into Buffalo Bayou and finally into the Houston Ship Channel. Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction. The Utility District Review Committee recommends that the subject petition be approved. Attachments c: Marta Crinejo Bill Zrioka Patrick Walsh, P.E. Gary Dzierlenga Jun Chang, P.E., D.WRE Tim Lincoln, P.E.			
LTS# 14825		REQUIRED AUTHORIZATION	
Finance Department		CUIC: 20IPB277	
		Other Authorization:  Mark L. Loshen, P.E., CFM, PTOE Deputy Director Planning & Development Services Division	

City of Houston, Texas, Ordinance No. 2015-_____

AN ORDINANCE CONSENTING TO THE ADDITION OF 10.0258 ACRES OF LAND TO FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 124, FOR INCLUSION IN ITS DISTRICT; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That attached to this ordinance and made a part hereof is a petition requesting the consent of the City of Houston, Texas, to the annexation of 10.0258 acres of land into **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 124**; such petition is hereby granted, subject to the terms and conditions set forth herein.

Section 2. That the City Council further hereby notifies the referenced district, its residents and property owners of the provisions of applicable law allowing the City to annex any portion of the district located within the City's extraterritorial jurisdiction, including without limitation the land authorized to be included in the district hereby. The City requests that the district include a statement in its form required under Section 49.455, Texas Water Code, reflecting the possibility of such annexation by the City.

Section 3. That a public emergency exists requiring that this ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this ordinance shall take effect immediately upon its passage and approval by the Mayor; provided, however, that if 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 ____ day of _____, 2015.

APPROVED this ____ day of _____, 2015.

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 Dept.

SOI/fg 10/15/15

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

L.D. File No. 0919900026002)

G:\LAND\OMAR IZFAR\MUDS\OLD MUDS\MUDS 2015\FORT BEND COUNTY MUD NO. 124_10.0258 AC.DOC



Assistant City Attorney

PETITION FOR CONSENT TO ANNEX LAND INTO
FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 124

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF HOUSTON,
TEXAS:

The undersigned, Fort Bend County Municipal Utility District No. 124 (the "District"), and the Most Reverend Daniel Cardinal DiNardo, Archbishop of Galveston-Houston (the "Petitioner"), acting pursuant to the provisions of Chapter 49, Texas Water Code, particularly Section 49.301 of that Code, together with all amendments and additions thereto, respectfully petition the City Council of the City of Houston, Texas (the "City"), for its written consent to the annexation by the District of the 10.0258 acre tract of land described by metes and bounds in **Exhibit A** (the "Land"), which is attached hereto and incorporated herein for all purposes. In support of this petition, the undersigned would show the following:

I.

The District is a municipal utility district duly created under the laws of the State of Texas on October 25, 2000. The District was created and organized under the terms and provisions of Article XVI, Section 59, of the Constitution of Texas, and is governed by the provisions of Chapters 49 and 54, Texas Water Code.

II.

The Petitioner holds fee simple title to the Land, as indicated by the certificate of ownership provided by the Fort Bend Central Appraisal District. The Petitioner represents that there are no lienholders on the Land.

III.

The Land is situated wholly within Fort Bend County, Texas. No part of the Land is within the limits of any incorporated city, town or village, and no part of the Land is within the extraterritorial jurisdiction (as such term is defined in Local Government Code Section 42.001 et seq., as amended) of any city, town or village except the City. All of the Land may properly be annexed into the District.

IV.

The general nature of the work to be done within the Land is the construction, acquisition, maintenance and operation of a waterworks and sanitary sewer system, and a drainage and storm sewer system.

V.

There is, for the following reasons, a necessity for the above-described work. The Land, which will be developed for commercial and/or residential purposes, is urban in nature, is within the growing environs of the City, is in close proximity to populous and developed sections of Fort Bend County, and within the immediate future will experience a substantial and sustained residential and commercial growth. There is not now available within the Land an adequate waterworks and sanitary sewer system nor an adequate drainage and storm sewer system, and it is not presently economically feasible for the Land to provide for such systems itself. Because the health and welfare of the present and future inhabitants of the Land and of lands adjacent thereto require the construction, acquisition, maintenance and operation of an adequate waterworks and sanitary sewer system, and a drainage and storm sewer system, a public necessity exists for the annexation of the Land into the District, to provide for the purchase, construction, extension, improvement, maintenance and operation of such waterworks and sanitary sewer system, and such drainage and storm sewer system, so as to promote the purity and sanitary condition of the State's waters and the public health and welfare of the community.

VI.

The undersigned estimate, from such information as they have at this time, that the cost of extending the District's facilities to serve the Land is \$200,000.00.

VII.

Stream Realty Acquisition, L.L.C., a Texas limited liability company, has entered into an earnest money contract to purchase the Land and desires to be considered a Petitioner for addition of the Land to the District.

VIII.

The owner of the Land (at the time the Land is annexed into the District) and the District agree and hereby covenant that if the requested consent to the annexation of the Land to the District is given, and the Land is annexed into the District, such owner and the District will adopt and abide by the conditions set forth in **Exhibit B**, attached hereto and incorporated herein for all purposes.

WHEREFORE, the undersigned respectfully pray that this petition be heard and granted in all respects and that the City give its written consent to the annexation of the Land into the District.

[EXECUTION PAGES FOLLOW]

RESPECTFULLY SUBMITTED on this 24th day of September, 2015

**FORT BEND COUNTY MUNICIPAL
UTILITY DISTRICT NO. 124**

By: Paula M Bays

Name: Paula M. Bays

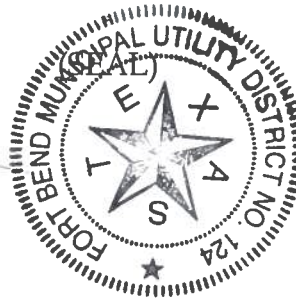
Title: President

ATTEST:

By: [Signature]

Name: John Bastawros

Title: Secretary

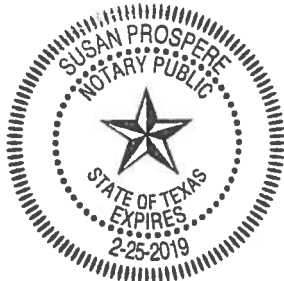


THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on this 24th day of September, 2015 by Paula Bays as President, and John Bastawros, as Secretary, of the Board of Directors of FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 124, a political subdivision of the State of Texas, on behalf of said political subdivision.

[Signature]
Notary Public, State of Texas

(NOTARY SEAL)



ARCHDIOCESE OF GALVESTON-HOUSTON

By: *George A. Sheltz*

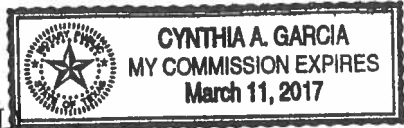
Most Rev. George A. Sheltz, Chancellor
Agent and Attorney-in-Fact for the Most
Reverend Daniel Cardinal DiNardo

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on this 24th day of September 2015, by Most Rev. George A. Sheltz, Chancellor of the Archdiocese, of Galveston-Houston and Agent and Attorney-in-Fact for the MOST REVEREND DANIEL CARDINAL DiNARDO, ARCHBISHOP OF GALVESTON-HOUSTON.

Cynthia A. Garcia

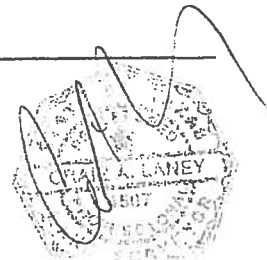
Notary Public, State of Texas



(NOTARY SEAL)

EXHIBIT A

12345 Jones Road, Suite 270
 Houston, TX 77070
 281-955-2772 • Fax 281-955-6678
 www.eicsurveying.com • eic@eicsurveying.com
 FIRM NO. 100334-00



All that certain tract or parcel containing 10.0258 acres of land situated in the I. & G. N. Railroad Co. Survey, No. 3, A-262 in Fort Bend County, Texas, said 10.0258 acre tract being that same tract described as 10 acres of land in a deed filed for record in Volume 928, Page 521 of the Fort Bend County Deed Records and being more particularly described by metes and bounds as follows:

BEGINNING at a 3/4" iron rod with S & V Surveying cap (found) in the Northwest line of Lot 16 in Block 1 of Parkway Oaks, Section 1, a subdivision in said Fort Bend County, Texas according to the map or plat thereof filed for record under Slide No. 2536B of the Fort Bend County Plat Records marking the Southerly corner of Lot 1 in Block 1 of Parkway Oaks, Section 2, a subdivision in said Fort Bend County, Texas according to the map or plat thereof filed for record under Slide No. 2537B of the Fort Bend County Plat Records and the Easterly corner of the herein described 10.0258 acre tract of land;

THENCE S 44°43'28" W, (call S 44°45'00" W), along the common line of said Lot 16 and said 10.0258 acre tract of land, passing at 163.16 feet a 3/4" iron rod with S & V Surveying cap (found) marking the Westerly corner of Lot 15 in said Block 1 and the Northerly corner of Lot 10 in said Block 1, and passing at 303.70 feet a 5/8" iron rod with S & V Surveying cap (found) marking the Westerly corner of said Lot 10 in said Block 1 and the Northerly corner of Lot 9 in said Block 1, and passing at 464.81 feet a 5/8" iron rod with S & V Surveying cap (found) marking the Westerly corner of Lot 9 in said Block 1 and the Northerly corner of Lot 4 in said Block 1, and passing at 784.81 feet a 3/4" iron rod with S & V Surveying cap (found) marking the Westerly corner of Lot 3 in said Block 1 and the Northerly corner of Restricted Reserve "A" in said Block 1, and passing at 824.81 feet a 3/4" iron rod with S & V Surveying cap (found) marking the Westerly corner of said Restricted Reserve "A" and the Northerly corner of a 20.00 foot strip of land for road widening, and passing at 844.81 feet a 5/8" iron rod with EIC cap (set) in the Northeast right-of-way line of Westheimer Parkway, (60.00 feet in width), as described in an instrument filed for record in Volume 331, Page 558 of the Fort Bend County Deed Records, a total distance of 874.81 feet, (call 871.20 feet), to a point for corner in the centerline of said Westheimer Parkway marking the Southerly corner of the herein described 10.0258 acre tract of land;

THENCE N 45°05'21" W, a distance of 499.94 feet, (call N 45°15'00" W, 500.00 feet), along the center line of said Westheimer Parkway and the Southwest line of said 10.0258 acre tract of land to a point for corner marking the Westerly corner of the herein described 10.0258 acre tract of land;

THENCE N 44°45'14" W, (call N 44°45'00" W), along the Northwest line of the herein described 10.0258 acre tract of land, passing at 30.00 feet a 5/8" iron rod with EIC cap (set) in the Northeast right-of-way line of said Westheimer Parkway, and passing at 50.00 feet a 5/8" iron rod (found) marking the Southerly corner of Reserve "D" in Block 2 of Parkway Oaks, Section 6, a subdivision in said Fort Bend County, Texas according to the map or plat thereof filed for record under Slide No. 20080042 of the Fort Bend County Plat Records, and passing at 89.97 feet a 5/8" iron rod with Windrose Land Services cap (found) marking the Easterly corner of said Reserve "D" and the Southerly corner of Lot 3 in said Block 2, and passing at 101.69 feet a 5/8" iron rod (found bent) marking the Easterly corner of said Lot 3 and the Southerly corner of Lot 4 in said Block 2, and passing at 234.10 feet a 5/8" iron rod (found) marking the Easterly corner of said Lot 4 and the Southerly corner of Lot 5 in said Block 2, and passing at 319.43 feet a 5/8" iron rod with Windrose land Services cap (found) marking the Easterly corner of said Lot 5 and the Southerly corner of Lot 6 in said Block 2, and passing at 369.43 feet a 5/8" iron rod with Windrose land Services cap (found) marking the Easterly corner of said Lot 6 and the Southerly corner of Lot 7 in said Block 2, and passing at 419.43 feet a 5/8" iron rod with Windrose land Services cap (found) marking the Easterly corner of said Lot 7 and the Southerly corner of Lot 8 in said Block 2, and passing at 519.43 feet a 5/8" iron rod with Windrose land Services cap (found) marking the Easterly corner of Lot 9 in said Block 2 and the Southerly corner of Lot 10 in said Block 2, and passing at 619.43 feet a 5/8" iron rod with Windrose land Services cap (found) marking the Easterly corner of Lot 11 in said Block 2 and the Southerly corner of Lot 12 in said Block 2, and passing at 769.43 feet a 5/8" iron rod with Windrose land Services cap (found) marking the Easterly corner of Lot 14 in said Block 2 and the Southerly corner of Lot 15 in said Block 2, and passing at 819.43 feet a 5/8" iron rod with Windrose land Services cap (found) marking the Easterly corner of said Lot 15 and the Southerly corner of Lot 16 in said Block 2, a total distance of 873.08 feet, (call 871.20 feet), to a 5/8" iron rod with Windrose land Services cap (found) in the Southwest line of Lot 10 in Block 1 of said Parkway Oaks, Section 2 marking the Easterly corner of said Lot 16 and the Northerly corner of the herein described 10.0258 acre tract of land;

THENCE S 45°17'15" E, (call S 45°15'00" E), along the common line of said Lot 10 and said 10.0258 acre tract of land, passing at 198.47 feet a 5/8" iron rod with S & V Surveying cap (found) marking the Southerly corner of Lot 7 in said Block 1 and the Westerly corner of Lot 6 in said Block 1, and passing at 248.47 feet a 5/8" iron rod with S & V Surveying cap (found) marking the Southerly corner of said Lot 6 and the Westerly corner of Lot 5 in said Block 1, and passing at 448.47 feet a 5/8" iron rod with S & V Surveying cap (found) marking the Southerly corner of Lot 2 in said Block 1 and the Westerly corner of said Lot 1, a total distance of 499.49 feet, (call 500.00 feet), to the POINT OF BEGINNING and containing 10.0258 acres of land.

Surveyed on the ground April 02, 2015. Revised June 04, 2015 to correct a call.
 Job No. 15-232-03. (See corresponding plat)
 The basis of bearing is N 44°45'14" E along the Southeast line of Parkway Oaks, Section 6 per record plat.



EXHIBIT "B"

(a) To the extent authorized by law, the District will issue bonds only for the purpose of purchasing and constructing, or purchasing, or constructing under contract with the City of Houston, or otherwise acquiring waterworks systems, sanitary sewer systems, storm sewer systems, drainage facilities, recreational facilities, road facilities, or facilities for fire-fighting services, or parts of such systems or facilities, and to make any and all necessary purchases, construction, improvements, extensions, additions, and repairs thereto, and to purchase or acquire all necessary land, right-of-way, easements, sites, equipment, buildings, plants, structures, and facilities therefor, and to operate and maintain same, and to sell water, sanitary sewer, and other services within or without the boundaries of the District. Such bonds will expressly provide that the District reserves the right to redeem the bonds on any interest-payment date subsequent to the fifteenth (15th) anniversary of the date of issuance without premium and will be sold only after the taking of public bids therefor, and none of such bonds, other than refunding bonds, will be sold for less than 95% of par; provided that the net effective interest rate on bonds so sold, taking into account any discount or premium as well as the interest rate borne by such bonds, will not exceed two percent (2%) above the highest average interest rate reported by the Daily Bond Buyer in its weekly "20 Bond Index" during the one-month period next preceding the date notice of the sale of such bonds is given, and that bids for the bonds will be received not more than forty-five (45) days after notice of sale of the bonds is given. The resolution authorizing the issuance of the District's bonds will contain a provision that any pledge of the revenues from the operation of the District's water and sewer and/or drainage system to the payment of the District's bonds will terminate when and if the City of Houston, Texas, annexes the District, takes over the assets of the District and assumes all of the obligations of the District. No land located within the extraterritorial jurisdiction of the City of Houston will be added or annexed to the District until the City of Houston has given its written consent by resolution or ordinance of the City Council to such addition or annexation.

(b) (1) Before the commencement of any construction within the District, its directors, officers, or developers and landowners will submit to the Director of the Department of Public Works and Engineering of the City of Houston, or to his designated representative, all plans and specifications for the construction of water, sanitary sewer, drainage, and road facilities and related improvements to serve the District and obtain the approval of such plans and specifications therefrom. All water wells, water meters, flushing valves, valves, pipes, and appurtenances thereto, installed or used within the District, will conform exactly to the specifications of the City of Houston. All water service lines and sewer service lines, lift stations, sewage treatment facilities, and road facilities, and appurtenances thereto, installed or used within the District will comply with the City of Houston's standard plans and specifications as amended from time to time. Prior to the construction of any water, sanitary sewer, drainage or road facilities within or by the District, the District or its engineer will give written notice by registered or certified mail to the Director of Public Works and Engineering, stating the date that such construction will be commenced. The construction of the District's water, sanitary sewer,

drainage and road facilities will be in accordance with the approved plans and specifications, and with applicable standards and specifications of the City of Houston; and during the progress of the construction and installation of such facilities, the Director of Public Works and Engineering of the City of Houston, or an employee thereof, may make periodic on-the-ground inspections.

(2) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of recreational facilities, the District shall obtain and maintain on file, from a registered landscape architect, registered professional engineer or a design professional allowed by law to engage in architecture, a certification that the recreational facilities, as constructed, conform to the applicable recreational facilities design standards and specifications of the City of Houston's Department of Parks and Recreation and shall submit a copy of the certification and the "as built" plans and specifications for such recreational facilities to the Director of the City of Houston Parks and Recreation Department.

(3) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of facilities for fire-fighting services, the District shall obtain and maintain on file, from a registered architect, registered professional engineer or a design professional allowed by law to engage in facility design and construction, a certification that the facilities for fire-fighting services, as constructed, conform to the applicable fire-fighting facilities design standards and specifications of the City of Houston's Fire Department and shall submit a copy of the certification and the "as built" plans and specifications for such facilities for fire-fighting services to the Chief of the City of Houston Fire Department.

(c) The District will agree to engage a sewage plant operator holding a valid certificate of competency issued under the direction of the Texas Commission on Environmental Quality, or such successor agency as the legislature may establish ("TCEQ"), as required by Section 26.0301, Texas Water Code, as may be amended from time to time. The District will agree to make periodic analyses of its discharge pursuant to the provisions of Order No. 69-1219-1 of the Texas Water Quality Board (predecessor agency to the TCEQ) and further to send copies of all such effluent data to the Department of Public Works and Engineering, City of Houston, as well as to the TCEQ. The District will agree that representatives of the City of Houston may supervise the continued operations of the sewage treatment facility by making periodic inspections thereof.

(d) The District, its board of directors, officers, developers, and/or landowners will not permit the construction, or commit to any development within, the District that will result in a wastewater flow to the serving treatment facility which exceeds that facility's legally permitted average daily flow limitations or the District's allocated capacity therein.

(e) Prior to the sale of any lot or parcel of land, the owner or the developer of the land included within the limits of the District will obtain the approval of the Planning Commission of the City of Houston of a plat which will be duly recorded in the Real Property Records of Harris County, Texas, and otherwise comply with the rules and regulations of the Department of Planning and Development and the Department of Public Works and Engineering of the City of Houston.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ETJ

Item Creation Date: 10/14/2015

20IPB278 Harris County MUD No. 148

Agenda Item#: 43.

Summary:

ORDINANCE consenting to the addition of 25.000 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 148**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of 25.000 acres of land to Harris County Municipal Utility District No. 148 (Key Map No. 416-M).

RECOMMENDATION: (Summary) The petition for the addition of 25.000 acres of land to Harris County Municipal Utility District No. 148 be approved.

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 148 has petitioned the City of Houston for consent to add 25.000 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Garrett Road, North Lake Houston Parkway, Lockwood Road and East Sam Houston Parkway (Beltway 8). The district desires to add 25.000 acres, thus yielding a total of 710.926 acres. The district is served by the Harris County Municipal Utility District No. 148 Wastewater Treatment Plant. The nearest major drainage facility for the Harris County Municipal Utility District No. 148 is Greens Bayou, which flows into the Houston Ship Channel and finally into Galveston Bay.

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.

Amount of Funding:

None Required

Contact Information:

Carol Ellinger Haddock, P.E.
Senior Assistant Director
Phone: (832) 395-2686

ATTACHMENTS:

Description

Signed RCA
Map
Consent Application
Petition for Consent 1
Petition for Consent 2
Petition for Consent 3
20IPB278 Harris County MUD No. 148

Type

Signed Cover sheet
Backup Material
Backup Material
Backup Material
Backup Material
Backup Material
Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ETJ

Item Creation Date: 10/14/2015

20IPB287 Harris County MUD No. 150

Agenda Item#: 44.

Summary:

ORDINANCE consenting to the addition of 0.84 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of 0.84 acres of land to Harris County Municipal Utility District No. 150 (Key Map No. 371-K).

RECOMMENDATION: (Summary) The petition for the addition of 0.84 acres of land to Harris County Municipal Utility District No. 150 be approved.

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 150 has petitioned the City of Houston for consent to add 0.84 acre of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Antoine Drive, Spears Road, West Marsham Circle, and Veterans Memorial Drive. The district desires to add 0.84 acres, thus yielding a total of 687.7379 acres. The district is served by a regional plant, Harris County Municipal Utility District No. 150 Wastewater Treatment Plant. The other district served by this plant is Harris County Municipal Utility District No. 217. The nearest major drainage facility for Harris County Municipal Utility District No. 150 is, Greens Bayou which flows into the Houston Ship Channel.

Potable water is provided by the Harris County Municipal District No. 150 (Camden – No. 1). 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.

Amount of Funding:

None Required

Contact Information:

Carol Ellinger Haddock, P.E.

Senior Assistant Director

Phone: (832) 395-2686

ATTACHMENTS:

Description

Signed RCA

Map

Consent Application

Petition for Consent 1

Petition for Consent 2

20IPB287 Harris County MUD No. 150

Type

Signed Cover sheet

Backup Material

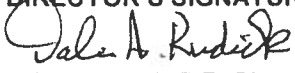
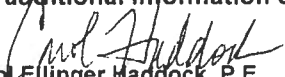
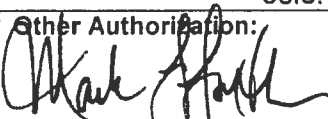
Backup Material

Backup Material

Backup Material

Signed Cover sheet

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

SUBJECT: Petition for the City's consent to the addition of 0.84 acres of land to Harris County Municipal Utility District No. 150 (Key Map No. 371-K)		Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Department of Public Works and Engineering		Origination Date	Agenda Date
DIRECTOR'S SIGNATURE  Dale A. Rudick, P.E., Director		Council District affected: "ETJ" ✓	
For additional information contact:  Carol Ellinger Maddock, P.E. Senior Assistant Director Phone: (832) 395-2686		Date and identification of prior authorizing Council action:	
RECOMMENDATION: (Summary) The petition for the addition of 0.84 acres of land to Harris County Municipal Utility District No. 150 be approved.			
Amount and Source of Funding: NONE REQUIRED			
SPECIFIC EXPLANATION: Harris County Municipal Utility District No. 150 has petitioned the City of Houston for consent to add 0.84 acre of land, located in the city's extraterritorial jurisdiction, to the district. The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services. The district is located in the vicinity of Antoine Drive, Spears Road, West Marsham Circle, and Veterans Memorial Drive. The district desires to add 0.84 acres, thus yielding a total of 687.7379 acres. The district is served by a regional plant, Harris County Municipal Utility District No. 150 Wastewater Treatment Plant. The other district served by this plant is Harris County Municipal Utility District No. 217. The nearest major drainage facility for Harris County Municipal Utility District No. 150 is, Greens Bayou which flows into the Houston Ship Channel. Potable water is provided by the Harris County Municipal District No. 150 (Camden – No. 1). By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction. The Utility District Review Committee recommends that the subject petition be approved. Attachments c: Marta Crinejo Bill Zrioka Patrick Walsh, P.E. Gary Dzierlenga Jun Chang, P.E., D.WRE Tim Lincoln, P.E.			
LTS# 14837		REQUIRED AUTHORIZATION	
Finance Department		CUIC: 20IPB287	
		Other Authorization:  Mark L. Loether, P.E., CFM, PTOE Deputy Director Planning & Development Services Division	

City of Houston, Texas, Ordinance No. 2015-_____

AN ORDINANCE CONSENTING TO THE ADDITION OF 0.84 ACRES OF LAND TO HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150, FOR INCLUSION IN ITS DISTRICT; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That attached to this ordinance and made a part hereof is a petition requesting the consent of the City of Houston, Texas, to the annexation of 0.84 acres of land into **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150**; such petition is hereby granted, subject to the terms and conditions set forth herein.

Section 2. That the City Council further hereby notifies the referenced district, its residents and property owners of the provisions of applicable law allowing the City to annex any portion of the district located within the City's extraterritorial jurisdiction, including without limitation the land authorized to be included in the district hereby. The City requests that the district include a statement in its form required under Section 49.455, Texas Water Code, reflecting the possibility of such annexation by the City.

Section 3. That a public emergency exists requiring that this ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this ordinance shall take effect immediately upon its passage and approval by the Mayor; provided, however, that if 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 ____ day of _____, 2015.

APPROVED this ____ day of _____, 2015.

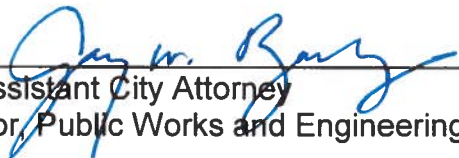
Mayor of the City of Houston

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

City Secretary

(Prepared by Legal Dept.
SOI/fg 10/1/15

Requested by Dale A. Rudick, P.E., Director, Public Works and Engineering Department
L.D. File No. 0610400227005)



Assistant City Attorney

G:\LAND\OMAR IZFAR\MUDS\OLD MUDS\MUDS 2015\HCMUD NO 150_0.849 AC.DOC

PETITION FOR CONSENT TO INCLUDE ADDITIONAL LAND IN HARRIS
COUNTY MUNICIPAL UTILITY DISTRICT NO. 150

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

TO THE HONORABLE MAYOR AND
CITY COUNCIL OF THE CITY OF HOUSTON:

Rankin Road Investments, L.L.C., f/k/a Rankin Investment, L.L.C., a Texas limited liability company being the holder of title to all of, and therefore, a majority in value of the land hereinafter described, as such values are indicated by the tax rolls of the Harris County Appraisal District of Harris County, Texas, ("Landowner") and Harris County Municipal Utility District No. 150 ("District") (Landowner and District hereinafter called "Petitioner"), acting pursuant to the provisions of Section 54.016, Texas Water Code, respectfully petition for consent to include additional land in a municipal utility district. In support of this petition, Petitioner shows as follows:

I.

The District, to which the land hereinafter described is sought to be annexed, exists under the terms and provisions of Article XVI, Section 59 of the Constitution of Texas and Chapters 49 and 54, Texas Water Code, as amended and was created by order of the Texas Water Commission, predecessor to the Texas Commission on Environmental Quality dated May 17, 1977.

II.

Landowner is the sole owner and holder of fee simple title to the land sought to be annexed to the District, as indicated by the tax rolls of the Harris County Appraisal District. Landowner represents and warrants that there are no holders of liens against the land sought to be annexed.

III.

The land sought to be added to the District contains approximately 0.84 acres of land, more or less, and lies wholly within Harris County, Texas. No part of said area is within the limits of any incorporated city or town. Under the provisions of Vernon's Texas Civil Statutes, Local Government Code, Section 42.001 et seq., as amended, said area is within the extraterritorial jurisdiction of the City of Houston and is not within such jurisdiction of any other city. All of the territory to be annexed may properly be annexed to the District.

IV.

The land sought to be added to the area of the District is described by metes and bounds in Exhibit "A" attached hereto and incorporated herein for all purposes.

V.

The general nature of the work proposed to be done in the area sought to be annexed shall be the purchase, construction, acquisition, repair, extension and improvement of land, easements, works, improvements, facilities, plants, equipment and appliances necessary to:

- (1) provide a water supply for municipal, domestic and commercial purposes;
- (2) collect, transport, process, dispose of and control all domestic, industrial or communal wastes whether in fluid, solid or composite state; and
- (3) gather, conduct, divert and control local storm water or other harmful excesses of water in the area.

VI.

There is a necessity for the improvements above described for the following reasons. The area of the District is urban in nature, is within the growing environs of the City of Houston, and is in close proximity to populous and developed sections of Harris County. The land sought to be added to the District is not supplied with adequate water, sanitary sewer and drainage facilities and services, nor is it presently economically feasible for such facilities to be provided to said land. The health and welfare of the present and future inhabitants of the District, the land sought to be added to the District and of territories adjacent thereto require the installation and acquisition of an adequate water supply and sewage disposal system and an adequate drainage system for and within the land sought to be added to the District. A public necessity exists for the addition of the aforesaid lands to the District in order to provide for the purchase, construction, extension, improvement, maintenance and operation of such waterworks and sanitary sewer system and such drainage facilities, so as to promote and protect the purity and sanitary condition of the State's waters and the public health and welfare of the community.

VII.

The District and Petitioner agree and covenant to abide by the conditions set forth in Exhibit "B", attached hereto and made a part hereof for all purposes, until such time as said conditions may be changed by City of Houston ordinance or resolution, either specific or general.

VIII.

It is estimated by the Petitioner, from such information as is available at this time, that the cost of extending the District's facilities to serve the proposed area to be annexed will be approximately \$0.00.

WHEREFORE, Petitioner respectfully prays that this petition be granted in all respects and that the City of Houston give its consent to the annexation of the aforesaid land in said District.

SIGNATURES COMMENCE ON FOLLOWING PAGES

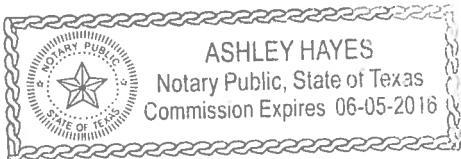
Dated this the 21st day of July, 2015.

RANKIN ROAD INVESTMENTS, L.L.C., F/K/A
RANKIN INVESTMENT, L.L.C. a Texas limited
liability company

By: _____
Muhammad F. Ahmed, Manager/Member

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on this the 21st day of July, 2015, by Muhammad F. Ahmed, in his capacity as Manager and Member of Rankin Road Investments, L.L.C., f/k/a Rankin Investment, L.L.C., a Texas limited liability company.



(SEAL)

Notary Public in and for the
State of Texas

Harris County Municipal Utility District No. 150

By: *Cordia Jackson*
President, Board of Directors

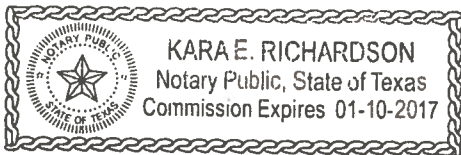
ATTEST:

By: *Shirley Adams*
Secretary, Board of Directors

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on this 21st day of July, 2015, by Cordia Jackson, the President of HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150.

Kara E. Richardson
Notary Public in and for the
State of Texas



(SEAL)

EXHIBIT "A"

Property

METES AND BOUNDS DESCRIPTION

0.84 ACRES OF LAND

HARRIS COUNTY, TEXAS

BPI - HOU JOB NO. 50858-001

PAD SITE "A"

BEING A 0.84 ACRE (36,459 SQ. FT.) TRACT OF LAND LYING IN THE W.C.R.R. COMPANY SURVEY, ABSTRACT NUMBER 923, HARRIS COUNTY, TEXAS, BEING OUT OF LOT 33 OF THE MILROY FARMS SUBDIVISION AS RECORDED IN VOLUME 12, PAGE 39 OF THE MAP RECORDS OF HARRIS COUNTY, AND BEING COMPOSED OF ALL OR PART OF THE FOLLOWING TWO PARCELS: A (CALLED) 51,360 SQUARE FOOT TRACT AS DESCRIBED IN WARRANTY DEED RECORDED UNDER HARRIS COUNTY CLERK'S FILE NUMBER R054285 AND A (CALLED) 15,000 ACRE TRACT AS DESCRIBED IN WARRANTY DEED RECORDED UNDER HARRIS COUNTY CLERK'S FILE NUMBER R037497 AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

COMMENCING 1-INCH IRON PIPE (FOUND) LYING IN THE SOUTHWEST RIGHT-OF-WAY LINE OF VETERANS MEMORIAL DRIVE AS DESCRIBED IN DONATION DEED RECORDED UNDER HARRIS COUNTY CLERK'S FILE NUMBER G692525, BEING THE NORTHEAST CORNER OF RESTRICTED RESERVE "A", BLOCK 1 OF STARLINE, A SUBDIVISION AS RECORDED IN VOLUME 330, PAGE 22 OF THE MAP RECORDS OF HARRIS COUNTY, TEXAS;

THENCE S 82°48'12" W, ALONG THE NORTH LINE OF SAID RESTRICTED RESERVE "A" AND THE COMMON LINE OF LOTS 32 AND 33 OF MILROY FARM, 1.29 FEET TO A 5/8-INCH IRON ROD WITH CAP "BURY+PARTNERS";

THENCE N 35°21'17" W, ALONG SAID SOUTHWEST RIGHT-OF-WAY LINE AND THE NORTHEAST PROPERTY LINE OF SAID 51,360 SQUARE FOOT TRACT, 107.57 FEET TO A POINT FOR THE SOUTHEAST CORNER AND POINT OF BEGINNING OF THE HEREIN DESCRIBED TRACT;

THENCE S 54°38'42" W, OVER AND ACROSS SAID 51,360 SQUARE FOOT TRACT, 176.59 FEET TO AN ANGLE POINT,

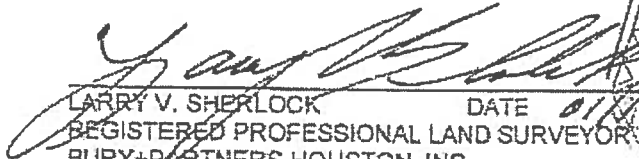
THENCE S 78°42'16" W, 47.27 FEET TO A POINT FOR THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE N 33°16'21" W, 201.71 FEET TO A POINT IN THE NORTH PROPERTY LINE OF SAID 51,360 SQUARE FOOT TRACT AND BEING THE NORTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE N 89°56'21" E, ALONG THE NORTH PROPERTY LINE OF SAID 51,360 SQUARE FOOT TRACT, AT 115.16 FEET PASSING A NORTHEAST CORNER OF SAID TRACT AND THE NORTHWEST CORNER OF SAID 15,000 SQUARE FOOT TRACT, AND CONTINUING A TOTAL DISTANCE OF 239.16 FEET TO A 5/8-INCH IRON ROD WITH CAP "BURY+PARTNERS" LYING IN THE AFORESAID SOUTHWEST RIGHT-OF-WAY LINE OF VETERANS MEMORIAL DRIVE (STUBNER AIRLINE DRIVE) FOR THE NORTHEAST CORNER OF SAID 15,000 SQUARE FOOT TRACT AND OF THE HEREIN DESCRIBED TRACT, FROM WHICH POINT A RAILROAD SPIKE WITH A PUNCH HOLE LIES N 35°23'04" W - 32.95 FEET;

Exhibit "A"

THENCE S 35°21'17" E, ALONG SAID SOUTHWEST RIGHT-OF-WAY LINE AND THE
NORTHEAST PROPERTY LINE OF SAID 15,000 SQUARE FOOT TRACT, AT 111.54 FEET
PASSING THE SOUTHEAST CORNER OF SAID TRACT AND A NORTHEAST CORNER OF
SAID 51,360 SQUARE FOOT TRACT AND CONTINUING A TOTAL DISTANCE OF 114.90
FEET TO THE POINT OF BEGINNING AND CONTAINING 0.34 ACRES OF LAND MORE OR
LESS.



LARRY V. SHERLOCK
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 5453
BURY+PARTNERS-HOUSTON, INC.
1001 WEST LOOP SOUTH, SUITE 200
HOUSTON, TEXAS 77027

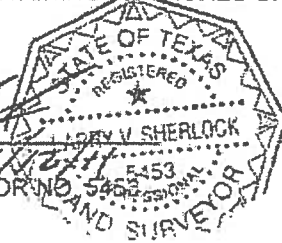




EXHIBIT "B"

(a) To the extent authorized by law, the District will issue bonds only for the purpose of purchasing and constructing, or purchasing, or constructing under contract with the City of Houston, or otherwise acquiring waterworks systems, sanitary sewer systems, storm sewer systems, drainage facilities, recreational facilities, road facilities, or facilities for fire-fighting services, or parts of such systems or facilities, and to make any and all necessary purchases, construction, improvements, extensions, additions, and repairs thereto, and to purchase or acquire all necessary land, right-of-way, easements, sites, equipment, buildings, plants, structures, and facilities therefor, and to operate and maintain same, and to sell water, sanitary sewer, and other services within or without the boundaries of the District. Such bonds will expressly provide that the District reserves the right to redeem the bonds on any interest-payment date subsequent to the fifteenth (15th) anniversary of the date of issuance without premium and will be sold only after the taking of public bids therefor, and none of such bonds, other than refunding bonds, will be sold for less than 95% of par; provided that the net effective interest rate on bonds so sold, taking into account any discount or premium as well as the interest rate borne by such bonds, will not exceed two percent (2%) above the highest average interest rate reported by the Daily Bond Buyer in its weekly "20 Bond Index" during the one-month period next preceding the date notice of the sale of such bonds is given, and that bids for the bonds will be received not more than forty-five (45) days after notice of sale of the bonds is given. The resolution authorizing the issuance of the District's bonds will contain a provision that any pledge of the revenues from the operation of the District's water and sewer and/or drainage system to the payment of the District's bonds will terminate when and if the City of Houston, Texas, annexes the District, takes over the assets of the District and assumes all of the obligations of the District. No land located within the extraterritorial jurisdiction of the City of Houston will be added or annexed to the District until the City of Houston has given its written consent by resolution or ordinance of the City Council to such addition or annexation.

(b) (1) Before the commencement of any construction within the District, its directors, officers, or developers and landowners will submit to the Director of the Department of Public Works and Engineering of the City of Houston, or to his designated representative, all plans and specifications for the construction of water, sanitary sewer, drainage, and road facilities and related improvements to serve the District and obtain the approval of such plans and specifications therefrom. All water wells, water meters, flushing valves, valves, pipes, and appurtenances thereto, installed or used within the District, will conform exactly to the specifications of the City of Houston. All water service lines and sewer service lines, lift stations, sewage treatment facilities, and road facilities, and appurtenances thereto, installed or used within the District will comply with the City of Houston's standard plans and specifications as amended from time to time. Prior to the construction of any water, sanitary sewer, drainage or road facilities within or by the District, the District or its engineer will give written notice by registered or certified mail to the Director of Public Works and Engineering, stating the date that such construction will be commenced. The construction of the District's water, sanitary sewer, drainage and road facilities will be in accordance with the approved plans and specifications, and with applicable standards and specifications of the City of Houston; and during the progress of the construction and installation of such facilities, the Director of Public Works and

Engineering of the City of Houston, or an employee thereof, may make periodic on-the-ground inspections.

(2) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of recreational facilities, the District shall obtain and maintain on file, from a registered landscape architect, registered professional engineer or a design professional allowed by law to engage in architecture, a certification that the recreational facilities, as constructed, conform to the applicable recreational facilities design standards and specifications of the City of Houston's Department of Parks and Recreation and shall submit a copy of the certification and the "as built" plans and specifications for such recreational facilities to the Director of the City of Houston Parks and Recreation Department.

(3) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of facilities for fire-fighting services, the District shall obtain and maintain on file, from a registered architect, registered professional engineer or a design professional allowed by law to engage in facility design and construction, a certification that the facilities for fire-fighting services, as constructed, conform to the applicable fire-fighting facilities design standards and specifications of the City of Houston's Fire Department and shall submit a copy of the certification and the "as built" plans and specifications for such facilities for fire-fighting services to the Chief of the City of Houston Fire Department.

(c) The District will agree to engage a sewage plant operator holding a valid certificate of competency issued under the direction of the Texas Commission on Environmental Quality, or such successor agency as the legislature may establish ("TCEQ"), as required by Section 26.0301, Texas Water Code, as may be amended from time to time. The District will agree to make periodic analyses of its discharge pursuant to the provisions of Order No. 69-1219-1 of the Texas Water Quality Board (predecessor agency to the TCEQ) and further to send copies of all such effluent data to the Department of Public Works and Engineering, City of Houston, as well as to the TCEQ. The District will agree that representatives of the City of Houston may supervise the continued operations of the sewage treatment facility by making periodic inspections thereof.

(d) The District, its board of directors, officers, developers, and/or landowners will not permit the construction, or commit to any development within, the District that will result in a wastewater flow to the serving treatment facility which exceeds that facility's legally permitted average daily flow limitations or the District's allocated capacity therein.

(e) Prior to the sale of any lot or parcel of land, the owner or the developer of the land included within the limits of the District will obtain the approval of the Planning Commission of the City of Houston of a plat which will be duly recorded in the Real Property Records of Harris County, Texas, and otherwise comply with the rules and regulations of the Department of Planning and Development and the Department of Public Works and Engineering of the City of Houston.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ETJ

Item Creation Date: 10/15/2015

20IPB285 Harris County MUD No. 319

Agenda Item#: 45.

Summary:

ORDINANCE consenting to the addition of 359.5245 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 319**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 359.5245 acres to Harris County Municipal Utility District No. 319 (Key Map No. 325-E, F, J, K, & P).

RECOMMENDATION: (Summary) The petition for the addition of two (2) tracts of land totaling 359.5245 acres to Harris County Municipal Utility District No. 319 be approved.

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 319 has petitioned the City of Houston for consent to add 359.5245 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of U.S. Highway 290, Becker Road, Schiel Road, and Bauer Road. The district desires to add 359.5245 acres, thus yielding a total of 597.5185 acres. The district is served by a district plant, Cypress 600 Development Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 319 is Little Cypress Creek which flows into Cypress Creek, and then finally into the San Jacinto River.

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.

Amount of Funding:

None Required



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ETJ

Item Creation Date: 10/12/2015

20IPB253 Harris County MUD No. 502

Agenda Item#: 46.

Summary:

ORDINANCE consenting to the addition of 344.62 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 502**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of three (3) tracts of land totaling 344.62 acres to Harris County Municipal Utility District No. 502 (Key Map No. 406-D & 407-A).

RECOMMENDATION: (Summary) The petition for the addition of three (3) tracts of land totaling 344.62 acres to Harris County Municipal Utility District No. 502 be approved.

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 502 has petitioned the City of Houston for consent to add 344.62 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Tuckerton Road, Fry Road, Cypress Creek, and Barker Cypress Road. The district desires to add 344.62 acres, thus yielding a total of 790.72 acres.

The district is served by a regional plant, Horsepen Creek Wastewater Treatment Plant. The other districts served by this plant are Harris County Municipal Utility District No. 500, and Harris County Municipal Utility District No. 501. The nearest major drainage facility for Harris County Municipal Utility District No. 502 is Horsepen Creek which flows into Langham Creek then into South Mayde Creek, into Buffalo Bayou and finally into the Houston Ship Channel.

Potable water is provided by Harris County Municipal Utility District No. 500 Water Plant No. 1. 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.

Amount of Funding:

None Required

Contact Information:

Carol Ellinger Haddock, P.E.

Senior Assistant Director

Phone: (832) 395-2686

ATTACHMENTS:

Description

Signed RCA

Map

Consent Application

Petition for Addition of Land Part 1

Petition for Addition of Land Part 2

Petition for Consent

20IPB253 Harris County MUD No. 502 ORD

Type

Signed Cover sheet

Backup Material

Backup Material

Backup Material

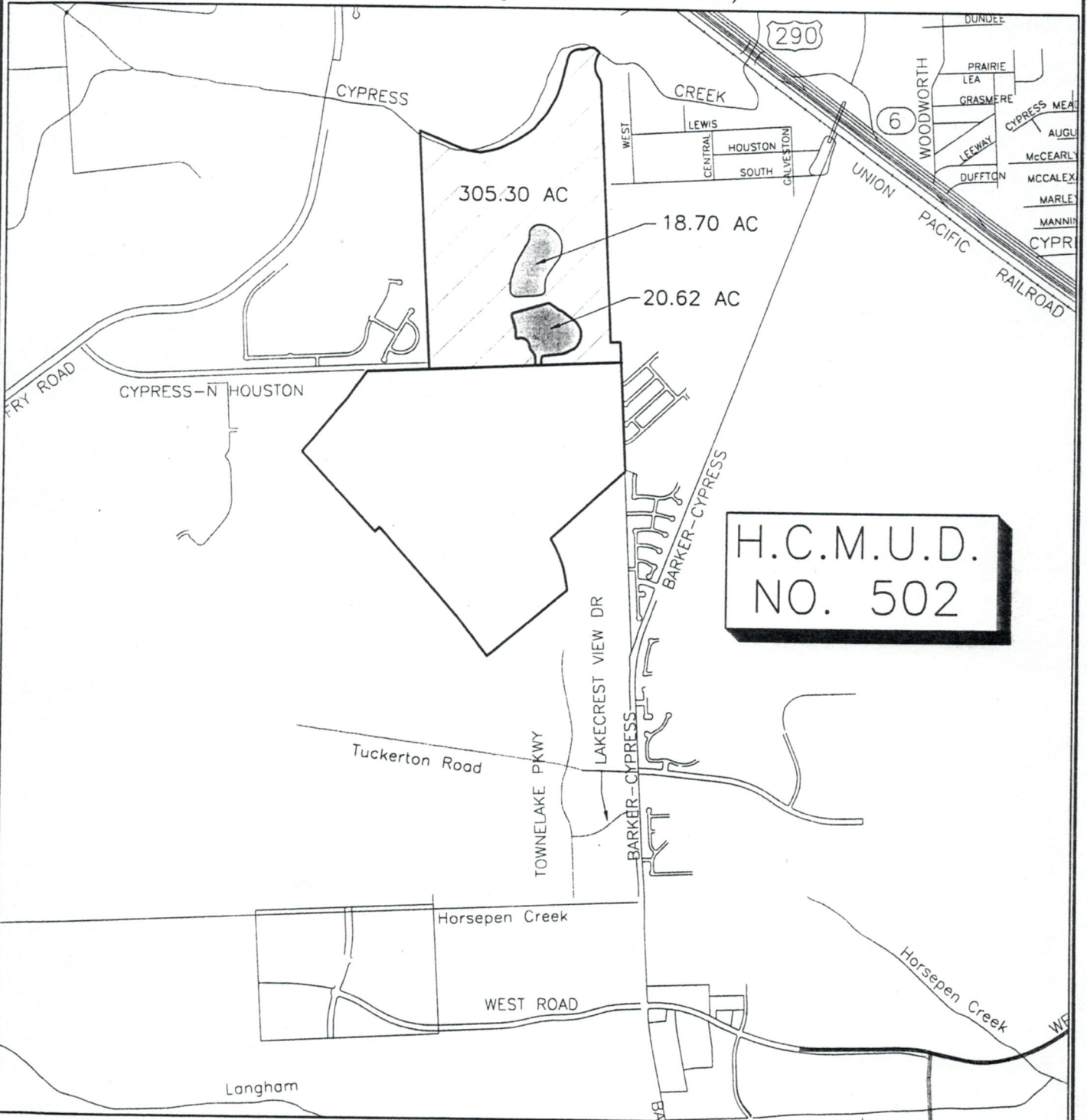
Backup Material

Backup Material

Ordinance/Resolution/Motion

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 502

Annexation of 305.30 Acres, 18.70 Acres,
& 20.62 Acres of Land
(Key Map Page No. 406D & 407A)



H.C.M.U.D.
NO. 502

VICINITY MAP

N.T.S.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ETJ

Item Creation Date: 10/14/2015

201PB272 Harris County MUD No. 536 (Key Map No. 445J)

Agenda Item#: 47.

Summary:

ORDINANCE consenting to the addition of 151.41 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 536**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of 151.41 acres of land to Harris County Municipal Utility District No. 536 (Key Map No. 445J).

RECOMMENDATION: (Summary) The petition for the addition of 151.41 acres of land to Harris County Municipal Utility District No. 536 be approved.

SPECIFIC EXPLANATION: Harris County Municipal Utility District No. 536 has petitioned the City of Houston for consent to add 151.41 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Morton Road, Clay Road, Katy-Hockley Cut-Off Road and Porter Road. The district desires to add 151.41 acres, thus yielding a total of 534.72 acres. The district will be served by the Harris County Municipal Utility District No. 536 Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 536 is Mason Creek which flows into Buffalo Bayou which flows into the Houston Ship Channel, and finally into the Galveston Bay.

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

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

Amount of Funding:

None Required

Contact Information:

Carol Ellinger Haddock, P.E.
Senior Assistant Director
Phone: (832) 395-2686

ATTACHMENTS:

Description

Signed RCA
Map
Consent Application
Application for Consent 1
Application for Consent 2
20IPB272 Harris County MUD No. 536 (Key
Map No. 445J)

Type

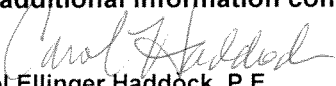
Signed Cover sheet
Backup Material
Backup Material
Backup Material
Backup Material
Other

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 151.41 acres of land to Harris County Municipal Utility District No. 536 (Key Map No. 445J)	Page 1 of 1	Agenda Item #
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FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date
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DIRECTOR'S SIGNATURE  Dale A. Rudick, P.E., Director	Council District affected: "ETJ" <i>420</i>	
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For additional information contact:  Carol Ellinger Haddock, P.E. Senior Assistant Director Phone: (832) 395-2686	Date and identification of prior authorizing Council action:
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RECOMMENDATION: (Summary)

The petition for the addition of 151.41 acres of land to Harris County Municipal Utility District No. 536 be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 536 has petitioned the City of Houston for consent to add 151.41 acres of land, located in the city's extraterritorial jurisdiction, to the district.

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

The district is located in the vicinity of Morton Road, Clay Road, Katy-Hockley Cut-Off Road and Porter Road. The district desires to add 151.41 acres, thus yielding a total of 534.72 acres. The district will be served by the Harris County Municipal Utility District No. 536 Wastewater Treatment Plant. The nearest major drainage facility for Harris County Municipal Utility District No. 536 is Mason Creek which flows into Buffalo Bayou which flows into the Houston Ship Channel, and finally into the Galveston Bay.

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

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

Attachments

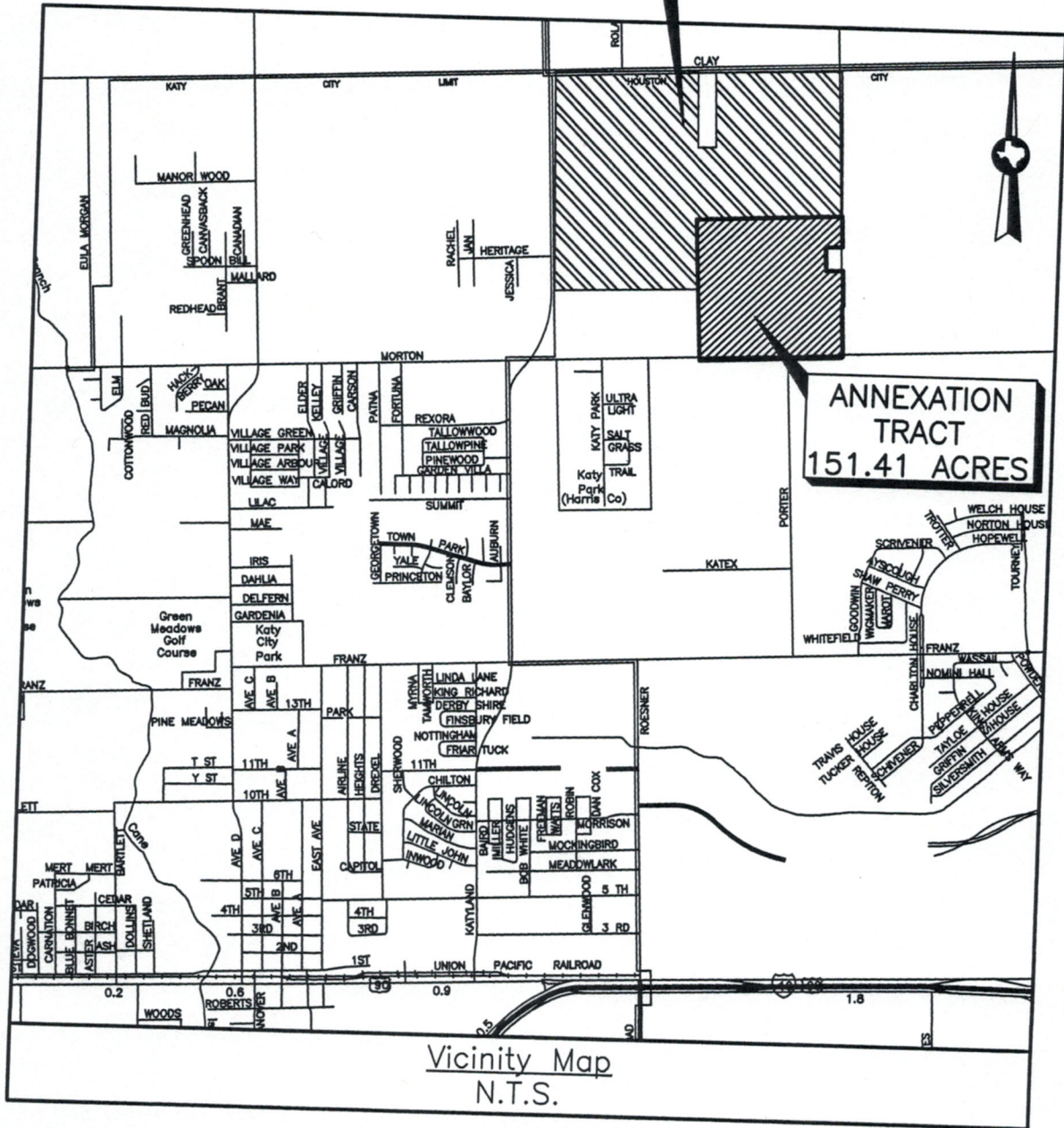
c: Marta Crinejo Bill Zrioka
 Patrick Walsh, P.E. Gary Dzierlenga
 Jun Chang, P.E., D.WRE Tim Lincoln, P.E.

LTS# 14803 **REQUIRED AUTHORIZATION** CUIC: 20IPB272

Finance Department	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Division
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EXISTING
DISTRICT
BOUNDARIES
383.31 ACRES

ANNEXATION
TRACT
151.41 ACRES



Vicinity Map
N.T.S.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 9/30/2015

ARA-Franchise - Houston Dumpsters, Inc. SWF

Agenda Item#: 48.

Summary:

ORDINANCE No. 2015-966, passed second reading October 14, 2015

ORDINANCE granting to **HOUSTON DUMPSTERS INC, A Georgia 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 Houston Dumpsters, 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 185 solid waste operator franchises. For FY 2015, the total solid waste franchise revenue to the City was \$7,188,303.31.

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

ATTACHMENTS:

Description

9.30.2015 Houston Dumpster SWF RCA.pdf
Ordinance

Type

Signed Cover sheet
Ordinance/Resolution/Motion

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:

AN ORDINANCE GRANTING TO HOUSTON DUMPSTERS INC., A GEORGIA 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; AND MAKING CERTAIN FINDINGS RELATED THERETO.

Category #

Page 1 of 1

Agenda Item#

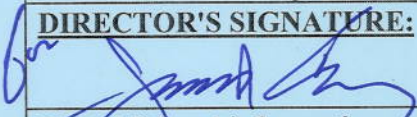
FROM: (Department or other point of origin):

Tina Paez, Director
Administration & Regulatory Affairs

Origination Date

9/30/2015

Agenda Date

DIRECTOR'S SIGNATURE:


30 Sep 2015

Council Districts affected:

ALL

For additional information contact:

Lara Cottingham Phone: (832) 393- 8503
Naelah Yahya Phone: (832) 393- 8530

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance granting commercial solid waste operator franchise to Houston Dumpsters, Inc.

Amount of Funding:

N/A

FIN Budget:

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

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Houston Dumpsters, 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 185 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.

REQUIRED AUTHORIZATION

Finance Director:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 9/30/2015

ARA-Franchise - ICM Martinez Interprises, Inc. SWF

Agenda Item#: 49.

Summary:

ORDINANCE No. 2015-957, second reading October 14, 2015

ORDINANCE granting to **ICM MARTINEZ INTERPRISES, INC, dba BIN THERE DUMP THAT - HUMBLE, 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 ICM Martinez Interprises, Inc., DBA Bin There Dump That – Humble. 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 185 solid waste operator franchises. For FY 2015, the total solid waste franchise revenue to the City was \$7,188,303.31.

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
Naelah Yahya

Phone: (832) 393- 8503
Phone: (832) 393- 8530

ATTACHMENTS:

Description

9.30.2015 ICM SWF RCA.pdf
Ordinance
Ordinance
Ordinance

Type

Signed Cover sheet
Signed Cover sheet
Ordinance/Resolution/Motion
Ordinance/Resolution/Motion

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:

AN ORDINANCE GRANTING TO ICM MARTINEZ INTERPRISES, INC., DBA BIN THERE DUMP THAT – HUMBLE, 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; AND MAKING CERTAIN FINDINGS RELATED THERETO.

Category #

Page 1 of 1

Agenda Item#

FROM: (Department or other point of origin):

Tina Paez, Director
Administration & Regulatory Affairs

Origination Date
9/30/2015

Agenda Date

DIRECTOR'S SIGNATURE:


30 Sep 2015

Council Districts affected:
ALL**For additional information contact:**

Lara Cottingham Phone: (832) 393- 8503
Naelah Yahya Phone: (832) 393- 8530

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance granting commercial solid waste operator franchise to ICM Martinez Interprises, Inc., DBA Bin There Dump That – Humble

Amount of Funding:

N/A

FIN Budget:**SOURCE OF FUNDING:**

General Fund Grant Fund Enterprise Fund Other

(Specify) N/A

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to ICM Martinez Interprises, Inc., DBA Bin There Dump That – Humble. 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 185 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.

REQUIRED AUTHORIZATION

Finance Director:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 9/30/2015

ARA-Franchise - Kordie Enterprises, Inc. SWF

Agenda Item#: 50.

Summary:

ORDINANCE No. 2015-958, passed second reading October 14, 2015

ORDINANCE granting to **KORDIE ENTERPRISES, INC dba BIN THERE DUMP THAT, 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 Kordie Enterprises, Inc. dba Bin There Dump That. 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 185 solid waste operator franchises. For FY 2015, the total solid waste franchise revenue to the City was \$7,188,303.31.

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
Naelah Yahya

Phone: (832) 393- 8503
Phone: (832) 393- 8530

ATTACHMENTS:

Description

9.30.2015 Kordie Enterprises SWF RCA.pdf
Kordie Enterprises Ordinance

Type

Signed Cover sheet
Ordinance/Resolution/Motion

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT:

AN ORDINANCE GRANTING TO KORDIE ENTERPRISES, INC. DBA BIN THERE DUMP THAT, 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; AND MAKING CERTAIN FINDINGS RELATED THERETO.

Category #

Page 1 of 1

Agenda Item#

FROM: (Department or other point of origin):

Tina Paez, Director
Administration & Regulatory Affairs

Origination Date

9/29/2015

Agenda Date

DIRECTOR'S SIGNATURE:

 30 Sep 2015

Council Districts affected:

ALL

For additional information contact:

Lara Cottingham Phone: (832) 393- 8503
Naelah Yahya Phone: (832) 393- 8530

Date and identification of prior authorizing Council Action:

RECOMMENDATION: (Summary)

Approve an ordinance granting commercial solid waste operator franchise to Kordie Enterprises, Inc. dba Bin There Dump That.

Amount of Funding:

N/A

FIN Budget:

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

SPECIFIC EXPLANATION:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Kordie Enterprises, Inc. dba Bin There Dump That. 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 185 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.

REQUIRED AUTHORIZATION

Finance Director:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

Item Creation Date:

20PJ020 A/W Angel Brothers Enterprises, Ltd.

Agenda Item#: 51.

Summary:

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$8,799,589.11 and acceptance of work on contract with **ANGEL BROTHERS ENTERPRISES, LTD.** for Ella (Wheatley) Paving and Drainage, W. Little York to W. Gulf Bank - 2.96% over the original contract amount and under 5% contingency amount

DISTRICT B - DAVIS

TAGGED BY COUNCIL MEMBER DAVIS

This was Item 5 on Agenda of October 14, 2015

Background:

SUBJECT: Accept Work for Ella (Wheatley) Paving and Drainage, W. Little York to W. Gulf Bank, Angel Brothers Enterprises, Ltd., WBS No. N-000533-0002-4, R-000500-0114-4, S-000500-0114-4.

RECOMMENDATION: (Summary) Pass a motion to approve the final Contract Amount of \$8,799,589.11 or 2.96% 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 reconstructed.

DESCRIPTION/SCOPE: The project consisted of construction of a half boulevard section from De Walt Street to Harris County Flood Control District (HCFCD) P118-32-00 and construction of a four lane divided boulevard section from HCFCD P118-32-00 to West Gulf Bank, along with storm drainage to eliminate localized surface ponding, improved sheet flow, heavy storm flow conveyance, accessible sidewalks, driveways, street lighting, traffic control and necessary underground utilities. Project also included the construction of box culvert crossings over HCFCD ditches. Reynolds, Smith & Hills (RS&H) designed the project with 540 calendar days allowed for construction. The project was awarded to Angel Brothers Enterprises, Ltd. with an original Contract Amount of \$8,546,950.10.

LOCATION: The project is generally bounded by West Gulf Bank on the north, W. Little York on the south, IH-45 on the east, and West Montgomery on the west. The project is located in Key Map Grids 412P, 412T, 412X.

CONTRACT COMPLETION AND COST: The Contractor, Angel Brothers Enterprises, Ltd. has completed the work under the subject Contract. The project was completed on time with additional 240 days approved by Change Order Nos. 3 and 4. The final cost of the project, including overrun and underrun of estimated unit price quantities and previously approved Change Order Nos.1, 2, 3, and 4 is \$8,799,589.11 an increase of \$252,639.01 or 2.96% over the original contract amount.

The increase cost is a result of the difference between planned and measured quantities. This increase is primarily the result of an overrun in Base Unit Price Item No. 172 - 20-inch diameter DIP water line by open-cut with restrained joints, which was necessary to complete the project.

MWBE/SBE PARTICIPATION: The MWBE/SBE goal established for this project was 17%. According to Office of Business Opportunity, the participation was 18.48%. Contractor's MWBE/SBE performance evaluation was rated Outstanding.

Prior Council Action:

Ordinance #2012-0495, dated 05/30/2012

Amount of Funding:

No additional funding required.

Total (original) appropriation of \$9,873,000.00 with \$5,652,802.58 from Fund 4040-METRO Projects Construction DDSRF, \$2,482,076.52 from Fund 8500 -Water and Sewer System Consolidated Construction, and \$1,738,120.90 from Fund 4042-Street & Traffic Control and Storm Drainage DDSRF

Contact Information:

Joseph T. Myers, P.E.
Senior Assistant Director
Phone: (832) 395-2355

ATTACHMENTS:

Description	Type
Signed RCA	Signed Cover sheet
PCA Ordinance 2012-0495	Backup Material
Maps	Backup Material
Affidavit of Ownership	Backup Material
Delinquent Tax Report	Backup Material
OBO	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/20/2015

ALL

Item Creation Date: 9/25/2015

ARA-T2 Systems, Inc. - Parking Meter Contract (revised)

Agenda Item#: 52.

Summary:

ORDINANCE appropriating \$1,998,115.80 out of Reimbursement of Equipment/Projects Fund as an additional appropriation for the contract and approving and authorizing an amendment to the contract between the City of Houston and **T2 SYSTEMS CANADA INC, Formerly known as DIGITAL PAYMENT TECHNOLOGIES CORP.**, originally approved by Ordinance No. 2012-0096, for Parking Products and associated Software, Licenses, Installation, and Maintenance Services for the Administration and Regulatory Affairs Department; approving and authorizing first amendment to Ordinance No. 2012-0096 to increase the maximum contract amount - \$160,990.00 - Parking Management Operating Fund

TAGGED BY COUNCIL MEMBER GREEN

This was Item 26 on Agenda of October 14, 2015

Background:

The Director of the Administration and Regulatory Affairs Department and the City Purchasing Agent recommend that City Council approve an ordinance appropriating \$1,998,115.80 out of the Reimbursement of Equipment/Projects Fund (1850). The reimbursement of Fund 1850 will come from parking meter revenues collected in Fund 8700.

Additionally, it is also recommended that City Council approve the ordinance to authorize the first amendment to the sole source contract between the City of Houston and T2 System Inc., (formerly known as Digital Payment Technologies Corp) to increase the maximum contract amount from \$7,279,501.00 to \$13,885,322.00 and to extend the contract term to expire five years after the First Amendment Countersignature Date for parking meter multi-space, solar pay station warranties, spare parts, and pay station purchase price options for the Administration and Regulatory Affairs Department.

The contract was awarded on February 1, 2012 by Ordinance No. 2012-96 for a five-year term in the original amount of \$7,279,501.00. Expenditures as of October 7, 2015 were \$3,900,288.99.

Over the last nine years, ARA's Parking Management division installed 1,054 multi-space pay stations to replace single-space, coin-only meters. The solar-powered pay stations allow for real-time credit card transactions, accept credit cards as well as bills and feature customer-friendly technologies that enhance the customer's parking experience. Since the installation, meter revenues have increased from \$3.6 million in FY08 to \$7.4 million in FY15. In addition, customer service has improved due to the increased functionality and the added option of paying for parking with bills, coins or credit card.

Currently, 550 pay stations are nearly ten years old and approaching their end-of-life. Due to their outdated software, these meter pay stations must be replaced before December 2016 or will no longer be able to accept and process credit card transactions. Under the scope of this amendment, T2 will provide fixed, advantageous pricing for the purchase of up to 1,500 meter pay stations. The amendment

also includes extended warranties, spare parts, back office software licenses and hosting services for the City's future and existing inventory of meter pay stations.

The extended warranties cover defective parts and provide for a one-for-one exchange of the part. Additionally, the warranty provides continued technical support for the duration of the warranty period of five years and includes troubleshooting and programming assistance.

The back office software and hosting allow for programming and reporting features to better manage the meter pay stations. The hosting service will ensure that credit card processing at the pay stations is Payment Card Industry (PCI) compliant. T2 is a Level 1 Service Provider under the PCI-Data Security Standard (PCI-DSS). Hosting also ensures sufficient monitoring of the meter pay station communication with the back office software to ensure revenues are properly accounted for and that maintenance alerts are consistent.

The new pay stations offer a new "extend-by-phone" feature, which allows a customer to enter their cell phone number at the meter pay station to receive text alerts and pay for additional parking when paying by credit card. They also feature "pay-by-plate" functionality, which will eliminate the need for customers to pay and return to their vehicle to display a physical receipt on their dashboard. Under "pay-by-plate", Parking Compliance Officers will receive notifications in their handheld units that a vehicle has paid using the plate number when a receipt is not displayed. Improved financial controls include electronic locks on the collection cabinet that are programmable to track who is opening the meter pay station at any time.

T2 is the global sole-source provider of the meter pay stations deployed by the City of Houston, and likewise is the sole-source provider of the goods and services to be delivered pursuant to the scope of this contract. This sole source and contract extension recommendation is made pursuant to Chapter 252, Section 252.022(a)(7)(A) of the Texas Local Government Code for exempt procurements.

This contract will be funded by the ARA Parking Management Fund 8700 for operating expenses and Fund 1850 (Reimbursement of Equipment/Projects Fund) for capital expenses. The table below breaks down contract cost by fiscal year. The table breaks down the purchase of 276 new meter pay stations per fiscal year starting in FY16. All future installations will be subject to a stakeholder review process. The breakdown of the costs by fiscal year is as follows:

Item	FY16	FY17-FY21	Total by item
Extended Warranties	\$ -	\$ 1,458,732.00	\$ 1,458,732.00
Operation Spare Parts	\$ 84,000.00	\$ 576,000.00	\$ 660,000.00
Back Office Software/Hosting	\$ 63,240.00	\$ 1,257,600.00	\$ 1,320,840.00
Parking Meter Refresh - up to 1,500 pay stations	\$ 1,998,115.80	\$ 8,001,884.20	\$ 10,000,000.00
Network	\$ 13,750.00	\$ 432,000.00	\$ 445,750.00
TOTAL	\$ 2,159,105.80	\$ 11,726,216	\$ 13,885,322

Attachment: MWBE Zero-Percentage Goal Document approved by The Office of Business Opportunity. This recommendation is made pursuant to Chapter 252, Section 252.022(a)(7)(A) of the Texas Local Government Code for exempted procurements.

Departmental Approval Authority:

Tina Paez, Director
Administration & Regulatory Affairs Department

Other Authorization

Prior Council Action:

Ordinance # 2012-96; approved by City Council on February 1, 2012

Amount of Funding:

\$1,998,115.80 - REIMBURSEMENT OF EQUIPMENT/PROJECTS FUND (1850)

\$160,990.00 – PARKING MANAGEMENT OPERATING FUND (8700)

Contact Information:

Lara Cottingham Phone: (832) 393-8503

Maria Irshad Phone: (832) 393-8643

ATTACHMENTS:

Description

AFA-T2 Systems, Inc. - RCA (revised)
T2 Systems OBO Goal Waiver
T2 Form A.pdf
T2 Systems Sales Quote
T2 Affidavit of Ownership
ARA-T2 Systems, Inc. - Parking Meter Contract
ORD (revised)
ARA-T2 Systems, Inc. - Parking Meter Contract
SRO

Type

Signed Cover sheet
Backup Material
Backup Material
Backup Material
Backup Material
Ordinance/Resolution/Motion
Financial Information

**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date: 10/13/2015

ALL

Item Creation Date: 9/25/2015

ARA-T2 Systems, Inc. - Parking Meter Contract

Agenda Item#: 27.

Summary:

AN ORDINANCE APPROPRIATING \$1,998,115.80 OUT OF REIMBURSEMENT OF EQUIPMENT/PROJECTS FUND AS AN ADDITIONAL APPROPRIATION FOR THE CONTRACT AND APPROVING AND AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF HOUSTON AND T2 SYSTEMS CANADA INC. FORMERLY KNOWN AS DIGITAL PAYMENT TECHNOLOGIES CORP., ORIGINALLY APPROVED BY ORDINANCE NO. 2012-0096, FOR PARKING PRODUCTS AND ASSOCIATED SOFTWARE, LICENSES, INSTALLATION, AND MAINTENANCE SERVICES FOR THE ADMINISTRATIVE AND REGULATORY AFFAIRS DEPARTMENT; APPROVING AND AUTHORIZING A FIRST AMENDMENT TO ORDINANCE NO. 2012-0096 TO INCREASE THE MAXIMUM CONTRACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

Background:

The Director of the Administration and Regulatory Affairs Department and the City Purchasing Agent recommend that City Council approve an ordinance appropriating \$1,998,115.80 out of the Reimbursement of Equipment/Projects Fund (1850). The reimbursement of Fund 1850 will come from parking meter revenues collected in Fund 8700.

Additionally, it is also recommended that City Council approve the ordinance to authorize the first amendment to the sole source contract between the City of Houston and T2 System Inc., (formerly known as Digital Payment Technologies Corp) to increase the maximum contract amount from \$7,279,501.00 to \$13,885,322.00 and to extend the contract term to expire five years after the First Amendment Countersignature Date for parking meter multi-space, solar pay station warranties, spare parts, and pay station purchase price options for the Administration and Regulatory Affairs Department.

The contract was awarded on February 1, 2012 by Ordinance No. 2012-96 for a five-year term in the original amount of \$7,279,501.00. Expenditures as of October 7, 2015 were \$3,900,288.99.

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T2 is the global sole-source provider of the meter pay stations deployed by the City of Houston, and likewise is the sole-source provider of the goods and services to be delivered pursuant to the scope of this contract. This sole source and contract extension recommendation is made pursuant to Chapter 252, Section 252.022(a)(7)(A) of the Texas Local Government Code for exempt procurements.

This contract will be funded by the ARA Parking Management Fund 8700 for operating expenses and Fund 1850 (Reimbursement of Equipment/Projects Fund) for capital expenses. The table below breaks down contract cost by fiscal year. The table breaks down the purchase of 276 new meter pay stations per fiscal year starting in FY16. All future installations will be subject to a stakeholder review process. The breakdown of the costs by fiscal year is as follows:

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Network	\$ 13,750.00	\$ 432,000.00	\$ 445,750.00
TOTAL	\$ 2,147,105.80	\$ 11,726,216	\$ 13,889,322

Attachment: MWBE Zero-Percentage Goal Document approved by The Office of Business Opportunity. This recommendation is made pursuant to Chapter 252, Section 252.022(a)(7)(A) of the Texas Local Government Code for exempted procurements.

Departmental Approval Authority:


 Tina Paez, Director Administration & Regulatory Affairs Department

Other Authorization

Prior Council Action:

Ordinance # 2012-96, approved by City Council on February 1, 2012

Amount of Funding:

\$1,998,115.80 - REIMBURSEMENT OF EQUIPMENT/PROJECTS FUND (1850)
 \$160,990.00 - PARKING MANAGEMENT OPERATING FUND (8700)

Contact Information:

Lara Cottingham Phone: (832) 393-8503
 Maria Irshad Phone: (832) 393-8643

ATTACHMENTS:

Description	Type
<u>ARA-T2 Systems, Inc. - Parking Meter Contract RCA (revised)</u>	Signed Cover sheet
<u>T2 Systems OBO Goal Waiver</u>	Backup Material
<u>T2 Form A.pdf</u>	Backup Material
<u>T2 Systems Sales Quote</u>	Backup Material
<u>T2 Parking Meter Contract Extension SRO</u>	Financial Information
<u>T2 Affidavit of Ownership</u>	Backup Material
<u>ARA-T2 Systems, Inc. - Parking Meter Contract ORD (revised)</u>	Ordinance/Resolution/Motion



Administration & Regulatory Affairs

Memorandum

To: Calvin D. Wells, Deputy Director
City Purchasing Agent

From: Maria Irshad, Deputy Assistant Director
ARA, Parking Management

Date: January 19th, 2012

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: - New Goal: _____

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

Solicitation Number: N/A - Sole Source Contract Estimated Dollar Amount: \$7,279,501.00

Anticipated Advertisement Date: _____ Solicitation Due Date: _____

Goal On Last Contract: N/A Was Goal met: Yes No

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

Name and Intent of this Solicitation:

Digital Payment Technologies, Corp. - award a sole source contract for Parking Meter Multi-Space, Solar Pay Station Warranties, Spare Parts, and Pay Station Purchase Price Options for Administration and Regulatory Affairs Department.

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

Digital Payment Technologies, Inc. is the sole developer, provider and distributor worldwide of all of the following equipment and services requested by the City of Houston:

- . LUKE II multi-space pay stations
- . Enterprise Management Systems (EMS) online services
- . Manufacturer direct warranty services and support
- . Maintenance of the entire technology solution comprising both the pay stations and EMS services

Digital owns all proprietary rights, copyrights, and patents worldwide for LUKE II and EMS. The City has 1,000 paystations in operation from DPI that were acquired via a contract with ACS in 2006 (OA 460009194).

Concurrence:

SPD Initiator

Division Manager

~~Robert Gallegos, Deputy Assistant Director~~
*Office of Business Opportunity

Carlecia D. Wright, Director 1/23/2012
Date

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



RECEIVED
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JAN 23 2012