

AGENDA

CITY OF HOUSTON ■ CITY COUNCIL

May 15 & 16, 2018

MAYOR
SYLVESTER TURNER

CONTROLLER
CHRIS B. BROWN

DISTRICT COUNCIL MEMBERS

Brenda Stardig
District A

Steve Le
District F

Jerry Davis
District B

Greg Travis
District G

Ellen R. Cohen
District C

Karla Cisneros
District H

Dwight A. Boykins
District D

Robert Gallegos
District I

Dave Martin
District E

Mike Laster
District J

Vacant
District K

AT-LARGE COUNCIL MEMBERS

Mike Knox
Position 1

Michael Kubosh
Position 3

David W. Robinson
Position 2

Amanda K. Edwards
Position 4

Jack Christie D.C.
Position 5

Marta Crinejo Director - City Council Agenda

Anna Russell City Secretary

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

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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, May 15, 2018 - 1:30 PM
City Hall Chamber

PRESENTATIONS

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

Council Member Boykins

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

SP051518

RECESS

RECONVENE

WEDNESDAY - May 16, 2018 - 9:00 A. M.

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

HEARINGS

1. **PUBLIC HEARING** to provide a Resolution of No Objection to the 4% Tax Credit application of **CROSBY PLAZA 34 LLC, 6616 FM 2100**
2. **RESOLUTION** expressing no objection to an application for non-competitive 4% federal tax credits for acquisition and rehabilitation of **CROSBY PLAZA APARTMENTS**, an affordable housing community located near 6616 FM 2100 in the extraterritorial jurisdiction of the City of Houston, Texas
This item should only be considered after passage of Item 2 above

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 3 through 37

MISCELLANEOUS - NUMBER 3

3. **REQUEST** from Mayor for confirmation of the appointment of **LADELLE "DEDE" DAVENPORT** to Position Three on the **MUNICIPAL EMPLOYEES CIVIL SERVICE COMMISSION AND THE FIREFIGHTER'S & POLICE OFFICERS' CIVIL SERVICE**

COMMISSION (FIRE ONLY), for the remainder of a three-year term ending June 14, 2020

DAMAGES - NUMBERS 4 through 6

4. RECOMMENDATION from City Attorney for settlement of lawsuit styled **HUONG KIM PHAM** v. City of Houston - \$70,798.16 - Property and Casualty Fund
5. RECOMMENDATION from City Attorney for settlement of claim of **LINDA L. WOFFORD** - \$51,137.19 - Property and Casualty Fund
6. RECOMMENDATION from City Attorney for settlement of lawsuit styled **TANISHA GREEN** v. City of Houston, Cause No. 2014-69483; in the 334th Judicial District Court of Harris County, Texas - \$80,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBER 7

7. RECOMMENDATION from Houston Public Works for approval of final contract amount of \$3,544,948.60 and acceptance of work on contract with **MURPHY PIPELINE CONTRACTORS, INC** for Katy Addicks Pump Station Scenic Ridge Well Collection Line Rehabilitation - 1.29% over the original contract amount and under the 5% contingency amount - **DISTRICT A - STARDIG**

PROPERTY - NUMBER 8

8. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay the costs of court in connection with eminent domain proceedings styled City of Houston v. HCA Homes Ltd., et al, Cause No. 1100080; for acquisition of Parcel LY16-020, for the **BERRY BAYOU DETENTION BASIN PROJECT - DISTRICT E - MARTIN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 16

9. **GLOBE ELECTRIC CO., INC** - \$1,000,000.00 and **TURTLE AND HUGHES, INC** - \$540,000.00 for Airfield Lighting Supplies for Houston Airport System - 3 Years with two one-year options - Enterprise Fund
10. ORDINANCE appropriating \$3,979,841.72 out of Miscellaneous Acquisition Capital Projects Series E Fund and authorizing the expenditure of the appropriated funds for the purpose of issuing payments to various contractors for expenses associated with Hurricane Harvey Disaster Relief for the City of Houston; declaring the City's intent to seek reimbursement from the Federal Emergency Management Agency and other eligible sources for such expenditures
11. **SABER POWER SERVICES, LLC** for approval of payment to address

Emergency Disaster Recovery Activities due to Hurricane Harvey for Electrical Restoration Services for the General Services Department - \$3,659,825.10 - Miscellaneous Acquisition Capital Projects Series E Fund
This item should only be considered after passage of Item 10 above

12. **TD INDUSTRIES, INC** for approval of payment to address Emergency Disaster Recovery Activities as a result of Hurricane Harvey for Repairing Damages to HVAC and Electrical Equipment for the General Services Department - \$286,128.09 - Miscellaneous Acquisition Capital Projects Series E and Disaster Recovery Fund-CUS Funds
This item should only be considered after passage of Item 10 above
13. **HORIZON INTERNATIONAL GROUP, LLC** for approval of payment to address Emergency Disaster Recovery Activities due to Hurricane Harvey for Building Restoration, Construction and Electrical Services at multiple City of Houston facilities for the General Services Department \$72,855.00 - Miscellaneous Acquisition Capital Projects Series Fund and Maintenance Renewal and Replacement Fund
This item should only be considered after passage of Item 10 above
14. **AMEND MOTION #2015-96, 2/4/15, TO INCREASE** spending authority from \$628,073.76 to \$878,073.76 to Lease High-Speed Document Printers and Associated Accessories, awarded to **KONICA MINOLTA BUSINESS SOLUTIONS U.S.A., INC** for the Houston Police Department - \$250,000.00 - General Fund
15. **BASF CORPORATION** for supply of Liquid Polymer Flocculent Chemicals (Wastewater) for Houston Public Works - 5 Years - \$11,750,000.00 - Enterprise Fund
16. **LYTX, INC** for Tier 3 Management Services and DriveCam Online Subscription Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for Solid Waste Management Department - \$166,320.00 - General Fund

ORDINANCES - NUMBERS 17 through 37

17. ORDINANCE tabulating the votes cast and canvassing the returns of the City of Houston Special Election held on May 5, 2018, for the purpose of filling a vacancy in the Office of Council Member, District K, on the Houston City Council
18. ORDINANCE amending City of Houston Ordinance Nos. 2016-340 passed April 27, 2016, as amended, and 2017-516 passed July 19, 2017, as amended, which authorized the submission of the 2016 and 2017 Annual Action Plans, including the applications/budgets for the **HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS Grant**, among others, to the United States Department of Housing and Urban Development
19. ORDINANCE approving and authorizing first amendment to agreement for Professional Services between the City and **HARMONY HOUSE, INC** to add Respite Care Services; amending Ordinance No. 2013-0536 to increase the maximum contract amount of the above agreement - \$1,200,000.00 - Essential Public Health Services

20. ORDINANCE amending Ordinance No. 2015-452, releasing certain territory in Fort Bend County, Texas, known as Cullinan Park, to correct the Exhibit "A" legal description for 754.829 acres of land intended to be released
21. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to certain single-family residential properties within the **HOUSTON GARDENS SUBDIVISION, HOUSTON GARDENS REPLAT (R/P), BANYAN PLACE SUBDIVISION**, and **ANTHONY ESTATES SUBDIVISION, SECTION 1**, to prohibit parking vehicles in the front or side yards of such residences - **DISTRICT B - DAVIS**
22. ORDINANCE approving and authorizing acceptance of the **OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION FY2019 CRIMINAL GANG/REPEAT OFFENDER APPREHENSION PROGRAM GRANT**; declaring the City's eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program
23. ORDINANCE approving and authorizing acceptance of the **OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION FY2019 NORTHEAST PAROLE INITIATIVE GRANT**; declaring the City's eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program
24. ORDINANCE suspending for forty-five days the implementation of the Interim Rate Adjustment Filing pertaining to the retail gas utility rates by **CENTERPOINT ENERGY RESOURCES CORP. d/b/a CENTERPOINT ENERGY ENTEX** and as **CENTERPOINT ENERGY TEXAS GAS** and otherwise maintaining current rates in effect until changed
25. ORDINANCE denying the application of **CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC**, for approval to amend its distribution cost recovery factor filed with Houston, Texas, on April 4, 2018
26. ORDINANCE approving and authorizing an agreement between the City of Houston and **CUSTOMER SERVICE EXPERTS, INC** for Mystery Shopping Services for the Houston Airport System; providing a maximum contract amount - 3 years with two one-year options - \$875,000.00 - Enterprise Fund
27. ORDINANCE approving and authorizing agreement between the City of Houston and **COMFORT SYSTEMS USA SOUTH CENTRAL** for Heating, Ventilating and Air Conditioning Systems and associated Plumbing, Electrical and Control Systems and the Central Utilities Plants Heating, Ventilating and Air Conditioning Systems and associated Plumbing, Electrical and Control Systems Operations and Maintenance for the Houston Airport System; providing a maximum contract amount - 3 years with two one-year options - \$35,116, 757.97 - Enterprise Fund - **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**
28. ORDINANCE awarding contract to **APMS OF HOUSTON, LLC dba ALL**

- POINTS MOVING and STORAGE** for Moving and Storage of Household Goods for the Housing and Community Development Department; providing a maximum contract amount - 1 Year with four one-year options - \$1,845,660.00 - TIRZ Affordable Housing Fund
29. ORDINANCE awarding contract to **HOUMA ARMATURE WORKS HOUSTON, LLC, dba WARD LEONARD** for Low and Medium Voltage Electric Motor Repair Services for Houston Public Works; providing a maximum contract amount - 3 years with two one-year options - \$18,586,782.22 - Enterprise Fund
30. ORDINANCE appropriating \$937,000.00 out of Police Consolidated Construction Fund for Fire and Security Alarm System Maintenance, Inspection, Testing, and Monitoring Services for various City Departments; approving and authorizing contract between the City of Houston and **FIRETROL PROTECTION SYSTEMS, INC**; providing a maximum contract amount - 3 Years with two one-year options - \$14,723,579.55 - Total contract term - Enterprise Fund
31. ORDINANCE awarding contract to **Q ENVIRONMENTAL, INC** for Used Oil, Oily Water, Oil Filters, Antifreeze and Absorbents Disposal Services for Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$1,434,101.30 - Fleet Management Fund
32. ORDINANCE appropriating \$1,955,684.64 out of the Solid Waste Consolidated Construction Fund, awarding construction contract to **DNB ENTERPRISES, INC** for Removal, Remediation, and Installation of Underground Storage Tanks at Environmental Service Center – South and Stormwater Interceptor Installation at Environmental Service Center – North and Northwest Service Center; 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 construction of the project, material testing, project management and construction oversight, salary recovery, and contingencies relating to construction of facilities financed by the Solid Waste Consolidated Construction Fund **DISTRICTS C - COHEN; H - CISNEROS and K - VACANT**
33. ORDINANCE approving and authorizing the Department Director of the City of Houston's Department Houston Public Works to accept a grant award from the Texas Division of Emergency Management of the Texas Department of Public Safety for administering the Federal Emergency Management Agency's Hazard Mitigation Grant Program; declaring the City's eligibility for such grant; authorizing the Director to expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant; approving and authorizing a sub-award agreement between the City and the Texas Division of Emergency Management in connection with the above grant - **DISTRICT C - COHEN**
34. ORDINANCE approving and authorizing a water supply contract for treated water between the City of Houston and **MUNICIPAL OPERATIONS, LLC** - Revenue - **DISTRICT B - DAVIS**
35. ORDINANCE appropriating \$1,969,354.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REDZONE ROBOTICS INC** for Large Diameter Sanitary Sewer Inspection Using

Robotic Technology; 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 contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

36. ORDINANCE No. 2018-0383, passed first reading May 9, 2018
ORDINANCE granting to **CLEAR PERFECTION, INC, a Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**
37. ORDINANCE No. 2018-0384, passed first reading May 9, 2018
ORDINANCE granting to **NEWHOUSE SERVICES, INC, a Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA

MATTERS HELD - NUMBERS 38 through 44

38. ORDINANCE amending Ordinance No. 2015-0514 to revise and update the amended and restated City of Houston's financial policies adopted thereunder as a result of the two-year review required in said financial policies
TAGGED BY COUNCIL MEMBERS CHRISTIE and STARDIG
This was Item 10 on Agenda of May 9, 2018
39. ORDINANCE **AMENDING CHAPTER 44 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to tax abatement
TAGGED BY COUNCIL MEMBERS MARTIN, STARDIG and LASTER
This was Item 11 on Agenda of May 9, 2018
40. ORDINANCE approving and authorizing contract between the City of Houston and **PREMIER FINANCIAL MANAGEMENT SERVICES** for financial services for Veteran-Directed Home and Community-Based Services Program; providing a maximum contract amount - Term starting at countersignature through 12 months with 4 automatic one-year renewals - \$660,000.00 - Health Special Revenue Fund
TAGGED BY COUNCIL MEMBER EDWARDS
This was Item 13 on Agenda of May 9, 2018
41. ORDINANCE approving and authorizing Restated Airport Parking Operations and Management Concessions Agreement between the City of Houston and **NEW SOUTH PARKING - TEXAS** for the Houston Airport System; amending Ordinance 2017-411 to increase the maximum contract

amount - \$90,000,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS and I - GALLEGOS**

TAGGED BY COUNCIL MEMBERS STARDIG and LASTER

This was Item 16 on Agenda of May 9, 2018

42. ORDINANCE consenting to the addition of 2.690 acres of land to **NORTHAMPTON MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

TAGGED BY COUNCIL MEMBERS STARDIG and EDWARDS

This was Item 20 on Agenda of May 9, 2018

43. ORDINANCE consenting to the addition of 2.20 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district

TAGGED BY COUNCIL MEMBERS STARDIG

This was Item 22 on Agenda of May 9, 2018

44. ORDINANCE consenting to the addition of 1.0 acre of land to **MALCOMSON ROAD UTILITY DISTRICT**, for inclusion in its district

TAGGED BY COUNCIL MEMBERS STARDIG

This was Item 22 on Agenda of May 9, 2018

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MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Le 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: 5/15/2018

Item Creation Date:

SP051518

Agenda Item#:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

Item Creation Date:

Crosby Plaza Reso No Objection hearing

Agenda Item#: 1.

Summary:

PUBLIC HEARING to provide a Resolution of No Objection to the 4% Tax Credit application of **CROSBY PLAZA 34 LLC, 6616 FM 2100**



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ETJ

Item Creation Date: 4/19/2018

HCD18-45 Crosby Plaza 4% HTC Resolution of No
Objection

Agenda Item#: 2.

Summary:

RESOLUTION expressing no objection to an application for non-competitive 4% federal tax credits for acquisition and rehabilitation of **CROSBY PLAZA APARTMENTS**, an affordable housing community located near 6616 FM 2100 in the extraterritorial jurisdiction of the City of Houston, Texas

This item should only be considered after passage of Item 2 above

Background:

The Housing and Community Development Department (HCDD) recommends Council approve a Resolution of No Objection for the 4% tax credit application of Crosby Plaza 34 LLC.

Crosby Plaza 34 LLC, a subsidiary of Think Housing Development, an organization that acquires and rehabilitates affordable housing, intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) requesting an award of non-competitive 4% tax credits for the acquisition and rehabilitation of Crosby Plaza Apartments, an 86-unit affordable housing community located 6616 FM 2100.

The TDHCA administers the state's housing tax credit program, which provides federal tax credits to spur the development of quality, affordable housing.

In order to apply for the 4% tax credits, the developer must present a Resolution of No Objection from the governing body of the jurisdiction in which the development is located (including the City's Extraterritorial Jurisdiction).

HCDD has performed a threshold review and recommends a Resolution of No Objection for the following reasons:

- Not located in a floodway or 100-year floodplain
- Poverty rate is less than 25%
- None of the zoned schools are on the TEA (Texas Education Agency) Improvement Required List

A public hearing on this resolution was held on May 16, 2018.

Tom McCasland, Director

Contact Information:

Roxanne Lawson:
(832) 394-6307

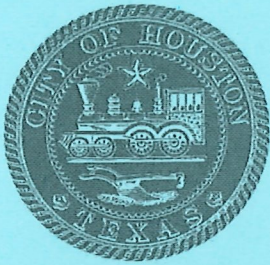
ATTACHMENTS:

Description

Coversheet (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ETJ

Item Creation Date: 4/19/2018

HCD18-45 Crosby Plaza 4% HTC Resolution of No Objection

Agenda Item#:

Background:

The Housing and Community Development Department (HCDD) recommends Council approve a Resolution of No Objection for the 4% tax credit application of Crosby Plaza 34 LLC.

Crosby Plaza 34 LLC, a subsidiary of Think Housing Development, an organization that acquires and rehabilitates affordable housing, intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) requesting an award of non-competitive 4% tax credits for the acquisition and rehabilitation of Crosby Plaza Apartments, an 86-unit affordable housing community located 6616 FM 2100.

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HCDD has performed a threshold review and recommends a Resolution of No Objection for the following reasons:

- Not located in a floodway or 100-year floodplain
- Poverty rate is less than 25%
- None of the zoned schools are on the TEA (Texas Education Agency) Improvement Required List

A public hearing on this resolution was held on May 16, 2018.

A handwritten signature in black ink, appearing to read "Tom McCasland", is written over a horizontal line.

Tom McCasland, Director

Contact Information:

Roxanne Lawson:

(832) 394-6307



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

Item Creation Date: 5/1/2018

MYR ~ 2018 Municipal Employees Civil Service
Commission Appt. ltr. 5-1-2018

Agenda Item#: 3.

Summary:

REQUEST from Mayor for confirmation of the appointment of LADELLE "DEDE" DAVENPORT to Position Three on the **MUNICIPAL EMPLOYEES CIVIL SERVICE COMMISSION AND THE FIREFIGHTER'S & POLICE OFFICERS' CIVIL SERVICE COMMISSION (FIRE ONLY)**, for the remainder of a three-year term ending June 14, 2020

Background:

April 25, 2018

The Honorable City Council
City of Houston

Dear Council Members:

Pursuant to Chapter 143 of the Texas Local Government Code, Article V-a of the City Charter, and Chapter 14 of the Code of Ordinances, I am appointing LaDelle "DeDe" Davenport to **Position Three** on the **Municipal Employees Civil Service Commission** and the **Firefighter's & Police Officers' Civil Service Commission (Fire only)**. She will serve the remainder of a **three-year term ending June 14, 2020**, subject to City Council confirmation.

The résumé of the appointee is attached for your review.

Sincerely,

Sylvester Turner
Mayor

ST:DB:jsk

Attachment

cc: Ms. Jane Cheeks, Director, Human Resources Department

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

Item Creation Date: 4/26/2018

LGL-Settlement of Huong Kim Phan

Agenda Item#: 4.

Summary:

RECOMMENDATION from City Attorney for settlement of lawsuit styled **HUONG KIM PHAM v. City of Houston** - \$70,798.16 - Property and Casualty Fund

Background:

Summary:

RECOMMENDATION from City Attorney for settlement of claim of Huong Kim Phan

SUBJECT: Settlement of claim of Huong Kim Phan

RECOMMENDATION: (Summary)

That Council adopt a Motion approving and authorizing a Settlement of the claim of Huong Kim Phan

SPECIFIC EXPLANATION:

Huong Kim Phan, the subject claimant, has filed a claim against the City of Houston for property damages occurring on February 5, 2018. The claimant alleges that an employee in the Houston Public Works Department, negligently used motor driven equipment and while clearing a sewer line pumped sewage into the claimant's home resulting in damage.

The claimant seeks to recover for alleged damages to her home and personal items.

Based on the lowest of three damage estimates claimant was required to obtain, I recommend this matter be settled \$70,798.16 with warrant made payable to Huong Kim Phan, 822 Arvana Street, Houston, TX 77034.

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance 2014-1078.

Ronald C. Lewis
City Attorney

Amount of Funding:

\$70,798.16

Property & Casualty Fund-Fund 1004 (Claims & Judgments)

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance 2014-1078

Ronald C. Lewis

City Attorney

Contact Information:

Randy Zamora - 832-393-6455

First Assistant City Attorney

City of Houston Legal Department

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

Item Creation Date:

LGL Settlement of Linda L. Wofford

Agenda Item#: 5.

Summary:

RECOMMENDATION from City Attorney for settlement of claim of **LINDA L. WOFFORD** - \$51,137.19 - Property and Casualty Fund

Background:

Summary:

RECOMMENDATION from City Attorney for settlement of claim of Linda L. Wofford.

Background:

SUBJECT: Settlement of claim of Linda L. Wofford.

RECOMMENDATION: (Summary)

That Council adopt a Motion approving and authorizing a Settlement of the claim of Linda L. Wofford.

SPECIFIC EXPLANATION:

Linda Wofford., the subject claimant, has filed a claim against the City of Houston for property damages occurring on February 5, 2018. The claimant alleges that an employee in the Houston Public Works Department, negligently used motor driven equipment and while clearing a sewer line pumped sewage into the claimant's home resulting in damage.

The claimant seeks to recover for alleged damages to her home and personal items.

Based on the lowest of three damage estimates claimant was required to obtain, I recommend this matter be settled for \$51,137.19 with warrant made payable to Linda Wofford, 819 Gilpin Street, Houston, TX 77034.

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance 2014-1078.

Ronald C. Lewis
City Attorney

Amount of Funding:

\$51,137.19

Property & Casualty Fund

Fund 1004 (Claims & Judgments)

Contact Information:

Randy Zamora

Phone: 832-393-6455

First Assistant City Attorney

City of Houston Legal Department

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/30/2018

LGL - Cause No. 2014-69483; Tanisha Green v. Gregory
Huntsman and City of Houston; in the 334th Judicial District
Court of Harris County, Texas

Agenda Item#: 6.

Summary:

RECOMMENDATION from City Attorney for settlement of lawsuit styled **TANISHA GREEN** v. City of Houston, Cause No. 2014-69483; in the 334th Judicial District Court of Harris County, Texas - \$80,000.00 - Property and Casualty Fund

Background:

On November 27, 2012, Ms. Tanisha Green [plaintiff] was traveling on State Highway 288 when she was rear-ended by Houston Police Department Lieutenant Gregory Huntsman.

Plaintiff was transported via HFD to Hermann Hospital complaining of pain to her head, neck, back and lower back. Plaintiff was diagnosed with disc herniations, which she alleged resulted in her not receiving an anticipated military promotion.

Lost wages and retirement benefits allegedly exceed \$500,000.00. Plaintiff incurred \$14,347.30 in past medical and may require \$180,000.00 in future medical.

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

Ronald C. Lewis, City Attorney

Amount of Funding:

\$80,000.00 - Property and Casualty Fund - (1004)

Contact Information:

Patricia A. Harris 832.393.6477

Judith L. Ramsey 832.393.6468

ATTACHMENTS:

Description	Type
Coversheet	Signed Cover sheet

City of Houston – City Council

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/30/2018

LGL – Cause No. 2014-69483; *Tanisha Green v. Gregory Huntsman and City of Houston*; in the 334th Judicial District Court of Harris County, Texas
Agenda Item#: 4

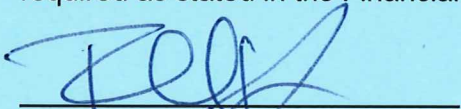
Summary:

That Council adopt an Ordinance approving and authorizing \$80,000.00 out of the Property and Casualty Fund and approving and authorizing the execution of a Compromise and Settlement Agreement (CSA) between Plaintiff Tanisha C. Green and the City of Houston to settle a lawsuit.

Background:

This case arises out of an automobile collision involving three vehicles, including a police unit. The police unit impacted the rear of plaintiff's vehicle. Plaintiff asserts claims under §101.021(1) of the Texas Tort Claims Act, Tex. Civ. Prac. & Rem. Code, which waives immunity for claims of property damage, personal injury, and death arising from an employee's negligence in the operation or use of a motor-driven vehicle, if the employee would otherwise be personally liable to the claimant according to Texas law. Plaintiff alleges that the driver of the police unit failed to control his speed and seeks recovery of medical expenses of at least \$194,000, including \$150,000 for future recommended medical procedures. Plaintiff also claims that her alleged injuries prevented her from being promoted to be an Air Force Judge Advocate General [JAG] Officer and seeks lost future wages.

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.



Ronald C. Lewis, City Attorney

Prior Council Action:

None

Amount of Funding:

\$80,000.00

Property and Casualty Fund – Fund 1004 (Claims & Judgments)

Contact Information:

Patricia A. Harris 832.393.6475

Judith L. Ramsey 832.393.6468



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District A

Item Creation Date: 4/10/2018

20PSK16 Accept Work / Murphy Pipeline Contractors, Inc.

Agenda Item#: 7.

Summary:

RECOMMENDATION from Houston Public Works for approval of final contract amount of \$3,544,948.60 and acceptance of work on contract with **MURPHY PIPELINE CONTRACTORS, INC** for Katy Addicks Pump Station Scenic Ridge Well Collection Line Rehabilitation - 1.29% over the original contract amount and under the 5% contingency amount - **DISTRICT A - STARDIG**

Background:

SUBJECT: Accept Work for Katy Addicks Pump Station Scenic Ridge Well Collection Line Rehabilitation.

RECOMMENDATION: Pass a motion to approve the final Contract Amount of \$3,544,948.60 or 1.29% over the original Contract Amount, accept the Work and authorize final payment. The final payment has already been made by Compromise Settlement Agreement.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's well collection program and was required to improve existing water distribution systems, the dependability of groundwater and to meet the Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater.

DESCRIPTION/SCOPE: This project consisted of rehabilitation of approximately 7,500 linear feet of existing 30-inch well collection line along Scenic Ridge Drive to Hazelhurst and to Sherwood Forest Drive by Cured in Place Pipe or Sliplining Method including all valves and appurtenances. FCM Engineers, P.C. designed the project with 240 calendar days allowed for construction. The project was awarded to Murphy Pipeline Contractors, Inc. with an original Contract Amount of \$3,499,783.82.

LOCATION: The project is located in West Houston. The project is generally bound by Metronome Drive to the north, Oak Spring Drive to the south, Wycliffe Drive to the east and Katy Addicks Reservoir to the west. The project is located in Key Map Grids 449-T, 449-X & 449-Y.

CONTRACT COMPLETION AND COST: The Contractor, Murphy Pipeline Contractors, Inc., has completed the work under the subject Contract. The project was completed 115 days beyond the established completion date. The City reached compromise settlement agreement for total sum of \$500,000.00 to settle all outstanding claims, including retainage and all other costs. The final cost of the project, including overrun and underrun of estimated unit price quantities, previously approved Change Order Nos. 3, 5 and 6 and the final compromise settlement amount is

\$3,544,948.60, an increase of \$45,164.78 or 1.29% over the original Contract Bid Amount and under 5% contingency 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 Extra Unit Price Items, which was necessary to complete the project.

M/WSBE PARTICIPATION: The advertised M/WBE contract goal for this project was 12%. The M/WBE plan established for this project was 12.33%. According to Office of Business Opportunity, the participation was 14.18%. Contractor's M/WBE performance evaluation was rated Satisfactory. The Prime did not use all their goal credit subs and self-performed the work that was designated for sub-contractors. Therefore, the Contractor's rating was reduced from Outstanding to Satisfactory.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS No. S-000936-0012-4

Prior Council Action:

Ord. # 2014-0626 Dated: 06/18/2014

Amount of Funding:

No additional funding required.

Total (original) appropriation of \$4,111,400.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Joseph T. Myers, P.E
Senior Assistant Director, Capital Projects
Phone: (832) 395-2355

ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District A

Item Creation Date: 4/10/2018

20PSK16 Accept Work / Murphy Pipeline Contractors, Inc.

Agenda Item#:

Background:

SUBJECT: Accept Work for Katy Addicks Pump Station Scenic Ridge Well Collection Line Rehabilitation.

RECOMMENDATION: Pass a motion to approve the final Contract Amount of \$3,544,948.60 or 1.29% over the original Contract Amount, accept the Work and authorize final payment. The final payment has already been made by Compromise Settlement Agreement.

PROJECT NOTICE/JUSTIFICATION: This project was part of the City's well collection program and was required to improve existing water distribution systems, the dependability of groundwater and to meet the Harris-Galveston Coastal Subsidence District's Legislative mandate to regulate the withdrawal of groundwater.

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LOCATION: The project is located in West Houston. The project is generally bound by Metronome Drive to the north, Oak Spring Drive to the south, Wycliffe Drive to the east and Katy Addicks Reservoir to the west. The project is located in Key Map Grids 449-T, 449-X & 449-Y.

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M/WSBE PARTICIPATION: The advertised M/WBE contract goal for this project was 12%. The M/WBE plan established for this project was 12.33%. According to Office of Business Opportunity, the participation was 14.18%. Contractor's M/WBE performance evaluation was rated Satisfactory. The Prime did not use all their goal credit subs and self-performed the work that was designated for sub-contractors. Therefore, the Contractor's rating was reduced from Outstanding to Satisfactory.

A handwritten signature in cursive script, reading "Carol Ellinger Haddock".

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS No. S-000936-0012-4

Prior Council Action:

Ord. # 2014-0626 Dated: 06/18/2014

Amount of Funding:

No additional funding required.

Total (original) appropriation of \$4,111,400.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Joseph T. Myers, P.E.
Senior Assistant Director, Capital Projects
Phone: (832) 395-2355

ATTACHMENTS:

Description

Maps

OBO

RCA and Ordinance

Change Orders

Type

Backup Material

Backup Material

Backup Material

Backup Material

CITY OF HOUSTON

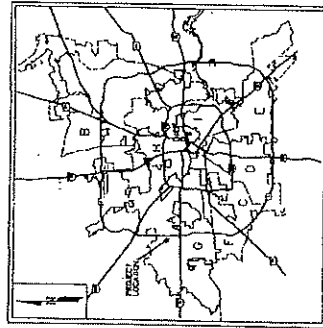
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

ENGINEERING AND CONSTRUCTION DIVISION

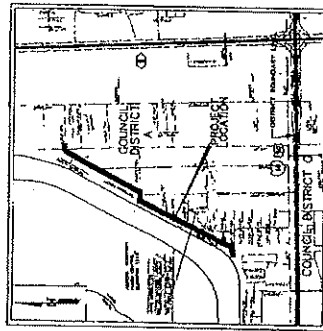
KATY ADDICKS PUMP STATION

SCENIC RIDGE WELL COLLECTION LINE REHABILITATION

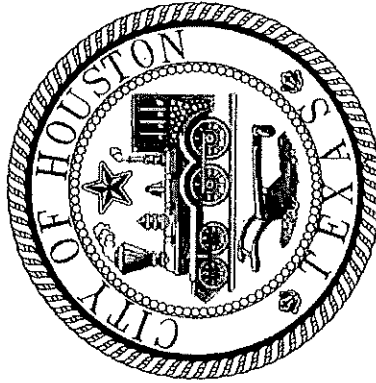
WBS. NO. S-000936-0012-4



LOCATION MAP
COUNCIL DISTRICT LOCATION



VICINITY MAP
N.T.S.
KEY MAP NO. 448-AT



APPROVED
FLOODPLAIN GROUP

Date: 8/14/74 By: [Signature]

PRIVATE UTILITY LINE APPROVALS

APPROVED FOR CONSTRUCTION BY: [Signature] DATE: 8/14/74

APPROVED FOR CONSTRUCTION BY: [Signature] DATE: 8/14/74

APPROVED FOR CONSTRUCTION BY: [Signature] DATE: 8/14/74

APPROVED FOR CONSTRUCTION BY: [Signature] DATE: 8/14/74

APPROVED FOR CONSTRUCTION BY: [Signature] DATE: 8/14/74

MAYOR
ANNISE D. PARKER

CONTROLLER
RONALD C. GREEN

DISTRICT COUNCIL MEMBERS

BRENDA STARDIG
DISTRICT A

DWIGHT BOYKINS
DISTRICT D

OLIVER PENNINGTON
DISTRICT G

MIKE LASTER
DISTRICT J

JERRY DAVIS
DISTRICT B

DAVE MARTIN
DISTRICT E

ED GONZALEZ
DISTRICT H

LARRY GREEN
DISTRICT K

ELLEN COHEN
DISTRICT C

RICHARD NGUYEN
DISTRICT F

ROBERT CALLEGOS
DISTRICT I

STEPHEN C. COSTELLO
POSITION 1

MICHAEL KUBOSH
POSITION 3

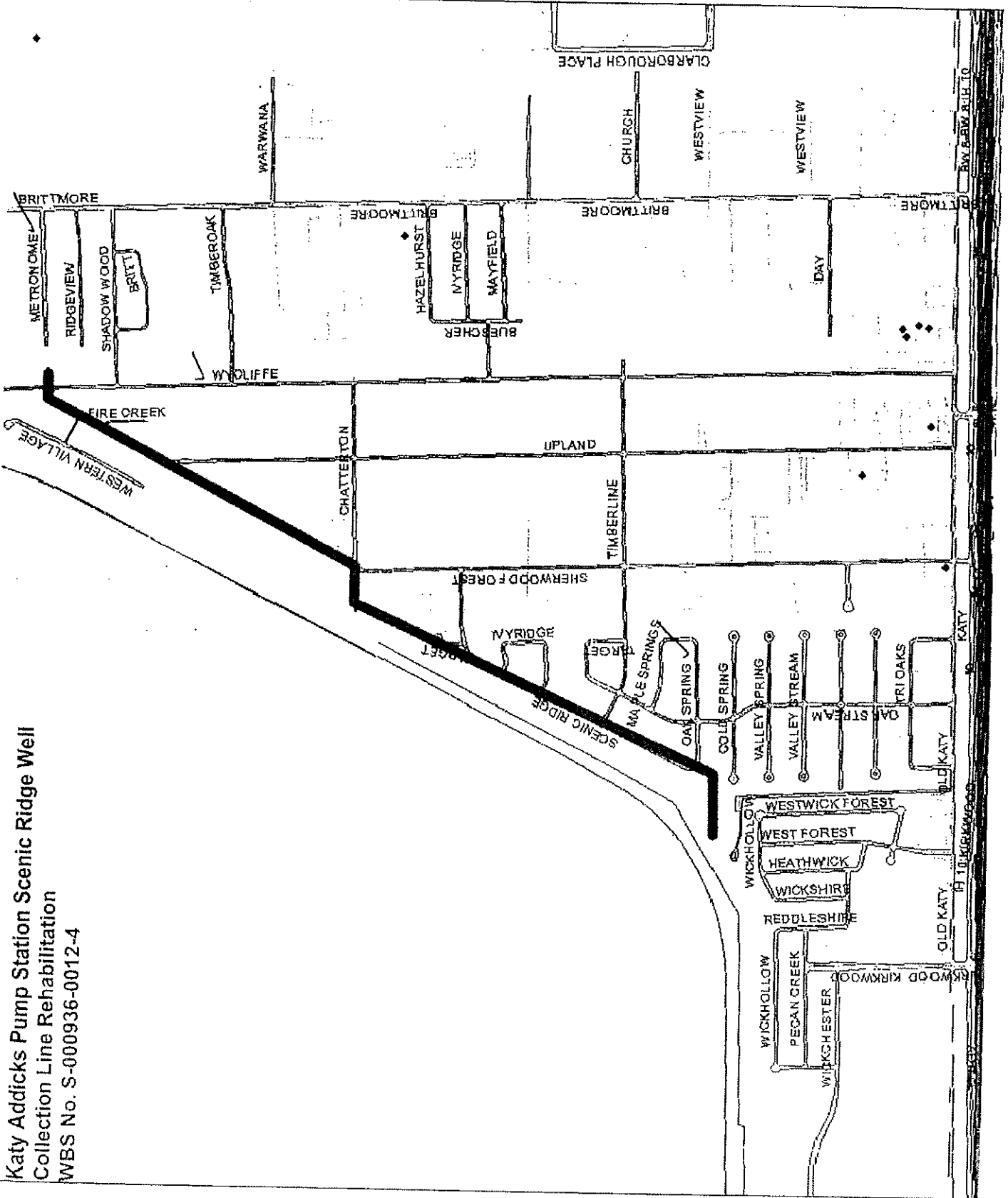
DAVID ROBINSON
POSITION 2

C.O. "BRAD" BRADFORD
POSITION 4

JACK CHRISTIE
POSITION 5

COUNCIL MEMBERS AT-LARGE

Katy Addicks Pump Station Scenic Ridge Well
Collection Line Rehabilitation
WBS No. S-000936-0012-4





CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District E

Item Creation Date:

LGL - Parcels LY16-020; City of Houston v. HCA Homes, LTD, et al.; Cause No. 1100080; Berry Bayou Detention Basin C506-01 Addition Project; WBS/CIP M-000296-009A-2

Agenda Item#: 8.

Summary:

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay the costs of court in connection with eminent domain proceedings styled City of Houston v. HCA Homes Ltd., et al, Cause No. 1100080; for acquisition of Parcel LY16-020, for the **BERRY BAYOU DETENTION BASIN PROJECT - DISTRICT E - MARTIN**

Background:

The Berry Bayou Detention Basin Project provides for the design, engineering and construction of a new detention basin. The project is required to address storm water drainage problems and alleviate flooding in the City.

This eminent domain proceeding involves the acquisition of fee simple title in and to a vacant parcel of land containing 314,285 square feet. The property is owned by HCA Homes Ltd. Efforts by Houston Public Works to negotiate the purchase failed, and the matter was referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property. The Legal Department filed the eminent domain case and a Special Commissioners' hearing was held at which time the parties testified as to the value of the land acquired and damages to the remainder property.

City's Testimony for the Special Commissioners: \$1,581,775.00

Landowner's Testimony for the Special Commissioners:\$2,270,000.00

Award of the Special Commissioners' Hearing:.....\$1,932,853.00

Court & Misc. Costs: Special Commissioners' fees; \$3150.00 (\$1050.00 x 3); Process Service; \$80.00; Court Filings; \$231.39, **Estimated Total Court & Misc. Costs:** \$3,461.39.

It is recommended that the City Attorney be authorized by Motion to deposit the Award of the Special Commissioners in the amount of \$1,932,853.00 into the registry of the court and pay all costs. Funding will be provided by previously approved blanket appropriation Ordinance Number 2017-373 passed May 24, 2017.

Fiscal Note: There is no anticipated operating and maintenance impact associated with this site acquisition.

Ronald C. Lewis, City Attorney

Carol Ellinger Haddock, P.E.
Director, Houston Public Works

Prior Council Action:

Ordinance No. 2017-373, passed 05/24/2017, Ordinance No. 2017-238, passed on 04/05/17

Amount of Funding:

\$1,932,853.00; (Funds previously appropriated under Ordinances No. 2017-373, passed on 05/24/17)

Contact Information:

Steven Beard832-393-6295
Michelle Grossman ... 832-393-6216
Lisa Ketai..... 832-393-6447
Judith Ramsey..... 832.393.6468

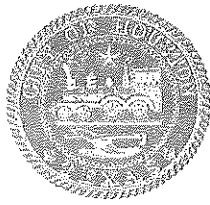
ATTACHMENTS:

Description

Cover Sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
District E
Item Creation Date:

LGL - Parcels LY16-020; City of Houston v. HCA Homes, LTD, et al.; Cause No. 1100080;
Berry Bayou Detention Basin C506-01 Addition Project; WBS/CIP M-000296-009A-2

Agenda Item#:

Summary:

Authorize the City Attorney, by Motion, to deposit the Award of the Special Commissioners of \$1,932,853.00 into the registry of the court and pay all costs. Funding will be provided by a previously approved blanket appropriation ordinance.

Background:

The Berry Bayou Detention Basin Project provides for the design, engineering and construction of a new detention basin. The project is required to address storm water drainage problems and alleviate flooding in the City.

This eminent domain proceeding involves the acquisition of fee simple title in and to a vacant parcel of land containing 314,285 square feet. The property is owned by HCA Homes Ltd. Efforts by Houston Public Works to negotiate the purchase failed, and the matter was referred to the Legal Department to initiate eminent domain proceedings to acquire the needed property. The Legal Department filed the eminent domain case and a Special Commissioners' hearing was held at which time the parties testified as to the value of the land acquired and damages to the remainder property.

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Landowner's Testimony for the Special Commissioners:\$2,270,000.00

Award of the Special Commissioners' Hearing:\$1,932,853.00


Court & Misc. Costs: Special Commissioners' fees; \$3150.00 (\$1050.00 x 3); Process Service; \$80.00; Court Filings; \$231.39, **Estimated**

Total Court & Misc. Costs: \$3,461.39.

It is recommended that the City Attorney be authorized by Motion to deposit the Award of the Special Commissioners in the amount of \$1,932,853.00 into the registry of the court and pay all costs. Funding will be provided by previously approved blanket appropriation ordinance number 2017-373 passed May 24, 2017.

Fiscal Note: There is no anticipated operating and maintenance impact associated with this site acquisition.


Ronald C. Lewis, City Attorney


Carol Ellinger Haddock, P.E.
Director, Houston Public Works

Prior Council Action:

Ordinance No. 2017-373, passed 05/24/2017, Ordinance No. 2017-238, passed on 04/05/17

Amount of Funding:

\$1,932,853.00; Funds previously appropriated under Ordinances No. 2017-373, passed on 05/24/17 out of the Street and Traffic Control and Storm Drainage DDSRF.

Contact Information:

Steven Beard832-393-6295
Michelle Grossman ... 832-393-6216
Lisa Ketai..... 832-393-6447
Judith Ramsey..... 832.393.6468



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date:

S26295 - Airfiled Lighting Supplies - MOTION

Agenda Item#: 9.

Summary:

GLOBE ELECTRIC CO., INC - \$1,000,000.00 and **TURTLE AND HUGHES, INC** - \$540,000.00 for Airfield Lighting Supplies for Houston Airport System - 3 Years with two one-year options - Enterprise Fund

Background:

Formal Bids Received November 30, 2017 for S60-S26295 - Approve various awards, as shown below, in an amount not to exceed \$1,540,000.00 for airfield lighting supplies for the Houston Airport System.

Specific Explanation:

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve various awards, as shown below, in an amount not to exceed **\$1,540,000.00** for airfield lighting supplies for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a **36-month term with two one-year options**. This award consists of various lamps, washers, filters, connectors, cables, and other types of airfield lighting to be used by the department to maintain the lighting on runways and taxiways at George Bush Intercontinental, William P. Hobby, and Ellington Airports.

This is a price list solicitation. The best discount which determines the low bid for a price list is the best bid received for quantities of high-use items selected as sample pricing items based on the current needs of the department. The bid total for sample pricing items does not represent the total amount to be purchased; rather, this award recommendation is for the total estimated expenditures projected over the 60-month period based on the low bid submitted for the representative samples.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Twenty-four prospective bidders downloaded the solicitation document from SPD's ebidding website and three bids were received as outlined below.

Globe Electric Co., Inc.: Award on its tie bid due to application of the Hire Houston First preference for Group 3 (Honeywell International price list; which includes but is not limited to, prisms, lamps, and filters) in an amount not to exceed \$1,000,000.00.

<u>Company</u>	<u>Sample Pricing</u>
1. Globe Electric Co., Inc.	\$497.46
2. Honeywell, Inc./Honeywell Airport Systems	\$497.46

Turtle and Hughes, Inc.: Award on its sole bid for Group No. 2 (Cooper Crouse-Hinds price list;

which includes, but is not limited to, runway lamps, sockets and insulators) in an amount not to exceed \$540,000.00.

Groups 4 and 5 are not being awarded. Group 1 will be re-advertised at a later date.

M/WBE Participation:

Zero-percentage goal document approved by the Houston Airport System's Office of Business Opportunity.

Hire Houston First:

The proposed award requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Globe Electric Co., Inc. is HHF designated and was approved for award based on their designation.

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078".

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Estimated Spending Authority

Department	FY18	Out Years	Total
Houston Airport System	\$200,000.00	\$1,340,000.00	\$1,540,000.00

Amount of Funding:

\$1,540,000.00
HAS-Revenue Fund
Fund 8001

Contact Information:

Desiree Heath	832-393-8742
Tomeka Richard	832-393-8786
Justina Mann	281-230-8086

ATTACHMENTS:

Description

RCA#S26295- Globe Electrict Co., Inc.
S26295 - MWBE 0% Goal

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

Item Creation Date:

S26295 - Airfield Lighting Supplies - MOTION

Agenda Item#:

Background:

Formal Bids Received November 30, 2017 for S60-S26295 - Approve various awards, as shown below, in an amount not to exceed \$1,540,000.00 for airfield lighting supplies for the Houston Airport System.

Specific Explanation:

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve various awards, as shown below, in an amount not to exceed \$1,540,000.00 for airfield lighting supplies for the Houston Airport System. It is further requested that authorization be given to make purchases, as needed, for a 36-month term with two one-year options. This award consists of various lamps, washers, filters, connectors, cables, and other types of airfield lighting to be used by the department to maintain the lighting on runways and taxiways at George Bush Intercontinental, William P. Hobby, and Ellington Airports.

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<u>Company</u>	<u>Sample Pricing</u>
1. Globe Electric Co., Inc.	\$497.46
2. Honeywell, Inc./Honeywell Airport Systems	\$497.46

Turtle and Hughes, Inc.: Award on its sole bid for Group No. 2 (Cooper Crouse-Hinds price list; which includes, but is not limited to, runway lamps, sockets and insulators) in an amount not to exceed \$540,000.00.

Groups 4 and 5 are not being awarded. Group 1 will be re-advertised at a later date.

M/WBE Participation:

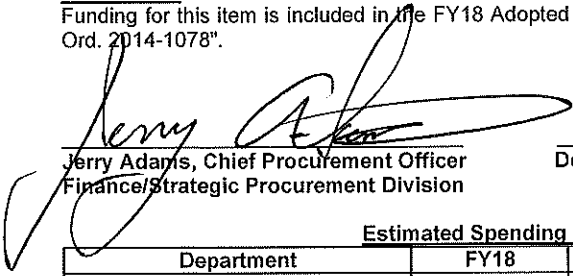
Zero-percentage goal document approved by the Houston Airport System's Office of Business Opportunity.

Hire Houston First:

The proposed award requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, Globe Electric Co., Inc. is HHF designated and was approved for award based on their designation.

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078".


Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

Estimated Spending Authority

Department	FY18	Out Years	Total
Houston Airport System	\$200,000.00	\$1,340,000.00	\$1,540,000.00

Amount of Funding:

\$1,540,000.00 - HAS-Revenue Fund (8001)

Contact Information:

Desiree Heath 832-393-8742
Tomeka Richard 832-393-8786
Justina Mann 281-230-8086

ATTACHMENTS:**Description**S26295 - MWBE 0% GoalS26295 - Bid TabulationS26295 - Turtle & Hughes AffidavitS26295 - Globe Electric AffidavitS26295 - Form BS26295 - Turtle & Hughes Fair Campaign OrdS26295 - Globe Fair Campaign OrdS26295 - Turtle and Hughes Tax ReportS26295 - Globe Electric Tax ReportS26295 - Financial Form A**Type**

Backup Material

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Financial Information

CITY OF HOUSTON
INTER OFFICE CORRESPONDENCE

To: Mario C. Diaz
Director
Houston Airports

From: Jason A. McLemore
Deputy Assistant Director
HAS OBO

Date: September 18, 2017

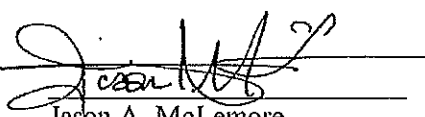
Subject: Request for Approval of
0% Goal for Airfield Lighting
Supplies Procurement Contract

A goal request was submitted by IAH/Corrective Maintenance for the provision of airfield lighting supplies for the Houston Airport System. This contract will provide the airfield lighting supplies required to maintain our three airports per FAA Code of Federal Regulations, Title 14 standards. After reviewing the information submitted by Troy Donahue; Interim Assistant GM-Maintenance; this office recommends a zero goal for this purchase.

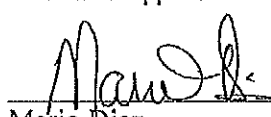
The total value of this five year procurement contract is \$5,000,000.

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, HAS OBO is requesting from the Houston Airport System approval of a Zero (0%) goal for the above-referenced procurement 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: 5/15/2018

ALL

Item Creation Date: 4/30/2018

DR4332 GSD 022 - Appropriating Ordinance (1 OF 4)

Agenda Item#: 10.

Summary:

ORDINANCE appropriating \$3,979,841.72 out of Miscellaneous Acquisition Capital Projects Series E Fund and authorizing the expenditure of the appropriated funds for the purpose of issuing payments to various contractors for expenses associated with Hurricane Harvey Disaster Relief for the City of Houston; declaring the City's intent to seek reimbursement from the Federal Emergency Management Agency and other eligible sources for such expenditures

Background:

Approve an ordinance authorizing the appropriation of \$3,979,841.72 out of the Miscellaneous Acquisition Capital Projects Series E Fund (4039) ; authorizing expenditures of the appropriating funds for the purpose of issuing payments to various contractors related to emergency disaster recovery efforts as a result of Hurricane Harvey and declaring the City's intent to seek reimbursement from the Federal Emergency Management Agency (FEMA) and other eligible sources for such expenditures.

Specific Explanation:

The Director of the General Services Department and the Chief Procurement Officer recommend that City Council approve an ordinance authorizing the appropriation of **\$3,979,841.72** out of the Miscellaneous Acquisition Capital Projects Series E Fund (4039); authorizing expenditures of the appropriating funds for the purpose of issuing payments to various contractors related to emergency disaster recovery efforts as a result of Hurricane Harvey.

On August 26, 2017, the City of Houston responded to significant and historical flooding as a result of Hurricane Harvey by requesting emergency assistance from strategic vendors/contractors.

Contractors Name	*Payment Amounts
Saber Power Services, LLC	\$3,659,825.10
TD Industries	\$272,371.62
Horizon International Group, LLC	\$47,645.00
TOTAL	\$3,979,841.72

***Authorization for payment will be brought forward as separate items.**

Disaster Recovery Note:

This item is related to the impact of Hurricane Harvey DR4332 and it is the City's intent to seek reimbursement from the Federal Emergency Management Agency ("FEMA") and other eligible sources for such expenditures.

CIP Fiscal Note:

There is no estimated impact to the operating and maintenance costs as a result of this CIP project. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance No. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$3,979,841.72

Miscellaneous Acquisition Capital Projects Series E Fund
Fund 4039

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Kelly Patel, SPD Procurement Specialist	FIN/SPD	(832) 393-8737
Jacquelyn Nisby, Executive Staff Analyst	GSD	(832) 393-8023

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date:

DR4332 GSD 007 - Saber Power Services, LLC - MOTION

Agenda Item#: 11.

Summary:

SABER POWER SERVICES, LLC for approval of payment to address Emergency Disaster Recovery Activities due to Hurricane Harvey for Electrical Restoration Services for the General Services Department - \$3,659,825.10 - Miscellaneous Acquisition Capital Projects Series E Fund

This item should only be considered after passage of Item 10 above

Background:

SPD-CMH-08312017-003 - Approve payment to Saber Power Services, LLC to address emergency disaster recovery activities due to Hurricane Harvey for electrical restoration services in the amount of \$3,659,825.10 for the General Services Department.

Specific Explanation:

The Director of the General Services Department and the Chief Procurement Officer recommend that City Council approve payment to **Saber Power Services, LLC** for electrical restoration services in an amount not to exceed **\$3,659,825.10** to address emergency disaster recovery efforts due to Hurricane Harvey. The work was completed at various locations including City Hall, City Hall Annex, The Municipal Courthouse at 1400 Lubbock St., and Police Stations located at 61 Riesner Street and 62 Riesner Street.

The EPO covers provisions for electrical restoration services with the intended purpose of restoring HVAC and electrical equipment. Services included replacement of two dry type transformers, power panels, and installation of both new and refurbished breakers. Saber Power Services, LLC was selected for best quality of service as the firm could provide immediate mobilization of licensed and qualified professionals to coordinate with City personnel to restore City facilities as soon as possible. Saber Power Services, LLC completed work on October 6, 2017.

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

M/WBE Participation:

OBO approves the waiver of an M/WBE goal on this procurement because, as per Chapter 15 of the Code of Ordinance, a waiver is appropriate when a public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy.

Hire Houston First:

The proposed procurement may be funded by a federal grant; therefore, exempt from "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston Business and support job creation.

Disaster Recovery Note:

This item is related to the impact of Hurricane Harvey DR4332 and it is the City's intent to seek reimbursement from the Federal Emergency Management Agency ("FEMA") and other eligible sources for such expenditures.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$3,659,825.10

Miscellaneous Acquisition Capital Projects Series E Fund
Fund 4039

Contact Information:

NAME:	DEPARTMENT/ DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Jacquelyn Nisby, Executive Staff Analyst	GSD	(832) 393-8023
Calvin Curtis, Division Manager	GSD	(832) 393-8024

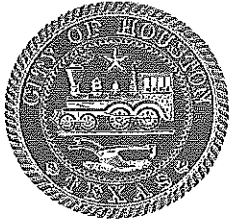
ATTACHMENTS:

Description

RCA#DR4332 GSD 007 - Saber Power Services,
LLC

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date:

DR4332 GSD 007 - Saber Power Services, LLC - MOTION

Agenda Item#: 16.

Summary:

Background:

SPD-CMH-08312017-003 - Approve payment to Saber Power Services, LLC to address emergency disaster recovery activities due to Hurricane Harvey for electrical restoration services in the amount of \$3,659,825.10 for the General Services Department.

Specific Explanation:

The Director of the General Services Department and the Chief Procurement Officer recommend that City Council approve payment to **Saber Power Services, LLC** for electrical restoration services in an amount not to exceed **\$3,659,825.10** to address emergency disaster recovery efforts due to Hurricane Harvey. The work was completed at various locations including City Hall, City Hall Annex, The Municipal Courthouse at 1400 Lubbock St., and Police Stations located at 61 Riesner Street and 62 Riesner Street.

The EPO covers provisions for electrical restoration services with the intended purpose of restoring HVAC and electrical equipment. Services included replacement of two dry type transformers, power panels, and installation of both new and refurbished breakers. Saber Power Services, LLC was selected for best quality of service as the firm could provide immediate mobilization of licensed and qualified professionals to coordinate with City personnel to restore City facilities as soon as possible. Saber Power Services, LLC completed work on October 6, 2017.

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

M/WBE Participation:

OBO approves the waiver of an M/WBE goal on this procurement because, as per Chapter 15 of the Code of Ordinance, a waiver is appropriate when a public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy.

Hire Houston First:

The proposed procurement may be funded by a federal grant; therefore, exempt from "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston Business and support job creation.

Disaster Recovery Note:

This item is related to the impact of Hurricane Harvey DR4332 and it is the City's intent to seek reimbursement from the Federal Emergency Management Agency ("FEMA") and other eligible sources for such expenditures.



Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$3,659,825.10

Miscellaneous Acquisition Capital Projects Series E Fund
Fund 4039

Contact Information:

NAME:	DEPARTMENT/ DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Jacquelyn Nisby, Executive Staff Analyst	GSD	(832) 393-8023
Calvin Curtis, Division Manager	GSD	(832) 393-8024

ATTACHMENTS:

Description	Type
<u>EPO Justification</u>	Backup Material
<u>Addendum</u>	Backup Material
<u>Final Invoices</u>	Backup Material
<u>Funding Info Purchase Requisition- Fund 4039</u>	Financial Information
<u>COI</u>	Backup Material
<u>Drug Policy</u>	Backup Material
<u>Fair Campaign Ord</u>	Backup Material
<u>Affidavit of Ownership</u>	Backup Material
<u>Clear Tax Report</u>	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District H

Item Creation Date:

DR4332 GSD 005 - TD Industries, Inc. - Facilities - MOTION

Agenda Item#: 12.

Summary:

TD INDUSTRIES, INC for approval of payment to address Emergency Disaster Recovery Activities as a result of Hurricane Harvey for Repairing Damages to HVAC and Electrical Equipment for the General Services Department - \$286,128.09 - Miscellaneous Acquisition Capital Projects Series E and Disaster Recovery Fund-CUS Funds

This item should only be considered after passage of Item 10 above

Background:

SPD-CJ-08312017-006 - Approve payment to TD Industries, Inc. to address emergency disaster recovery activities as a result of Hurricane Harvey for repairing damages to HVAC and electrical equipment in the amount of \$286,128.09 for the General Services Department.

Specific Explanation:

The Director of the General Services Department and the Chief Procurement Officer recommend that City Council approve payment to **TD Industries, Inc.** for repairing damages to HVAC and electrical equipment at 611 Walker, 900 Bagby, 901 Bagby, 51 Riesner, 61 Riesner, 62 Riesner, 1200 Travis, and 1400 Lubbock in the amount of **\$286,128.09** to address emergency disaster recovery activities because of Hurricane Harvey.

On August 27, 2017, the City of Houston was faced with major flooding because of Hurricane Harvey. The rising waters entered buildings as well as caused sewage backup into the buildings. Flood water and sewage backup resulted in damage to HVAC and electrical equipment. It is imperative to be able to control the climate to prevent future mold growth. Exposure to mold can lead to serious health concerns for City employees. TD Industries, Inc. completed the project on October 12, 2017.

TD Industries, Inc. was selected for best quality of service as the firm could provide immediate mobilization of licensed and qualified professionals to coordinate with City personnel to restore City facilities as soon as possible.

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

M/WBE Participation:

OBO approves the waiver of an M/WBE goal on this procurement because, as per Chapter 15 of the Code of Ordinance, a waiver is appropriate when a public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy.

Hire Houston First:

The proposed procurement may be funded by a federal grant; therefore, exempt from "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston Business and support job creation.

Disaster Recovery Note:

This item is related to the impact of Hurricane Harvey DR4332 and it is the City's intent to seek reimbursement from the Federal Emergency Management Agency ("FEMA") and other eligible sources for such expenditures.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$272,371.62 - Miscellaneous Acquisition Capital Project Series E Fund (4039)

\$ 13,756.47 - Disaster Recovery Fund - CUS Fund (8386)

\$286,128.09 - Total

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Jordan Hargrove, Contract Administrator	FIN/SPD	(832) 393-9125
Jacquelyn Nisby, Executive Staff Analyst	GSD	(832) 393-8023
Calvin Curtis, Division Manager	GSD	(832) 393-8024

ATTACHMENTS:**Description**

RCA#DR4332 GSD 005 - TD Industries, Inc.

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District H

Item Creation Date:

DR4332 GSD 005 - TDIndustries, Inc. - Facilities - MOTION

Agenda Item#: 14.

Background:

SPD-CJ-08312017-006 - Approve payment to TD Industries, Inc. to address emergency disaster recovery activities as a result of Hurricane Harvey for repairing damages to HVAC and electrical equipment in the amount of \$286,128.09 for the General Services Department.

Specific Explanation:

The Director of the General Services Department and the Chief Procurement Officer recommend that City Council approve payment to TD Industries, Inc. for repairing damages to HVAC and electrical equipment at 611 Walker, 900 Bagby, 901 Bagby, 51 Riesner, 61 Riesner, 62 Riesner, 1200 Travis, and 1400 Lubbock in the amount of \$286,128.09 to address emergency disaster recovery activities because of Hurricane Harvey.

On August 27, 2017, the City of Houston was faced with major flooding because of Hurricane Harvey. The rising waters entered buildings as well as caused sewage backup into the buildings. Flood water and sewage backup resulted in damage to HVAC and electrical equipment. It is imperative to be able to control the climate to prevent future mold growth. Exposure to mold can lead to serious health concerns for City employees. TD Industries, Inc. completed the project on October 12, 2017.

TD Industries, Inc. was selected for best quality of service as the firm could provide immediate mobilization of licensed and qualified professionals to coordinate with City personnel to restore City facilities as soon as possible.

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

M/WBE Participation:

OBO approves the waiver of an M/WBE goal on this procurement because, as per Chapter 15 of the Code of Ordinance, a waiver is appropriate when a public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy.

Hire Houston First:

The proposed procurement may be funded by a federal grant; therefore, exempt from "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston Business and support job creation.

Disaster Recovery Note:

This item is related to the impact of Hurricane Harvey DR4332 and it is the City's intent to seek reimbursement from the Federal Emergency Management Agency ("FEMA") and other eligible sources for such expenditures.


Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$272,371.62 - Miscellaneous Acquisition Capital Project Series E Fund (4039)

\$ 13,756.47 - Disaster Recovery Fund - CUS Fund (8386)

\$286,128.09 - Total

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Jordan Hargrove, Contract Administrator	FIN/SPD	(832) 393-9125
Jacquelyn Nisby, Executive Staff Analyst	GSD	(832) 393-8023
Calvin Curtis, Division Manager	GSD	(832) 393-8024

ATTACHMENTS:**Description**EPO Justification FormAffidavit of OwnershipCertificate of InsuranceDrug PolicyFair Campaign OrdinanceClear Tax ReportInvoicesPurchase RequisitionAddendum**Type**

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Financial Information

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District H, District I

Item Creation Date: 5/1/2018

DR4332 GSD 023 - Horizon International Group, LLC - MOTION

Agenda Item#: 13.

Summary:

HORIZON INTERNATIONAL GROUP, LLC for approval of payment to address Emergency Disaster Recovery Activities due to Hurricane Harvey for Building Restoration, Construction and Electrical Services at multiple City of Houston facilities for the General Services Department \$72,855.00 - Miscellaneous Acquisition Capital Projects Series Fund and Maintenance Renewal and Replacement Fund

This item should only be considered after passage of Item 10 above

Background:

SPD-MLK-08312017-007 - Approve payment to Horizon International Group, LLC to address disaster recovery activities due to Hurricane Harvey for building restoration, construction and electrical services at multiple City of Houston facilities in an amount not to exceed \$72,855.00 for the General Services Department.

Specific Explanation:

The Director of the General Services Department and the Chief Procurement Officer recommend that City Council approve payment to **Horizon International Group, LLC** for building restoration, construction and electrical services at City Hall, City Hall Annex and several Houston Police Department (HPD) facilities, in an amount not to exceed **\$72,855.00** to address emergency disaster recovery activities due to Hurricane Harvey.

It was imperative that these facilities be restored to protect City personnel and the public's health and safety. Harvey flood waters damaged walls and doors at City Hall and City Hall Annex. The tunnel walls had to be demolished and temporary construction walls were constructed and installed to enclose the tunnel area between the buildings and along the basement hallways of City Hall. Horizon International Group, LLC also provided the Houston Police Department with emergency labor and materials to install a temporary generator for the HPD maintenance shop, including supply of fuel for the generator and the running of electrical cabling to power up the shop. This work was necessary to power the maintenance bays to get HPD vehicles dispatched to provide citizens of Houston aide during and after Hurricane Harvey. Horizon International Group, LLC was selected for best quality of service as the firm could provide immediate mobilization of licensed and qualified professionals, labor and equipment to coordinate with City personnel to secure and restore the City facilities as soon as possible. The vendor completed services on September 12, 2017.

This recommendation was made pursuant to Chapter 252, Section 252.022 (a) (2) "a procurement necessary to preserve or protect the public health or safety of the municipality's residents" of the Texas

necessarily is preserve or protect the public health or safety or the municipality's systems or the Texas Local Government Code for exempted procurements.

M/WEBE Participation:

OBO approves the waiver of an M/WBE goal on this procurement because, as per Chapter 15 of the Code of Ordinance, a waiver is appropriate when a public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy.

Hire Houston First:

The proposed procurement may be funded by a federal grant; therefore, exempt from "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston Business and support job creation.

Disaster Recovery Note:

This item is related to the impact of Hurricane Harvey DR4332 and it is the City's intent to seek reimbursement from the Federal Emergency Management ("FEMA") and other eligible sources for such expenditures.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$47,645.00 - Misc Acquisition CP Ser E Fund (4039)

\$25,210.00 - Maintenance Renewal and Replacement Fund (2105)

\$72,855.00 - Total

D-HARVEY-7382-4-01

D-HARVEY-8640-4-01

G-HARVEY-7625-4-01

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Kelly Patel, Procurement Specialist	FIN/SPD	(832) 393-8737
Jacquelyn Nisby, Executive Staff Analyst	GSD	(832) 393-8023

ATTACHMENTS:

Description

Cover Sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District H, District I

Item Creation Date: 5/1/2018

DR4332 GSD 023 - Horizon International Group, LLC - MOTION

Agenda Item#: 17.

Summary:

Not Real Caption

Approve payment to Horizon International Group, LLC to address disaster recovery activities due to Hurricane Harvey for building restoration, construction and electrical services at multiple City of Houston facilities in an amount not to exceed \$72,855.00 for the General Services Department.

Background:

SPD-MLK-08312017-007 - Approve payment to Horizon International Group, LLC to address disaster recovery activities due to Hurricane Harvey for building restoration, construction and electrical services at multiple City of Houston facilities in an amount not to exceed \$72,855.00 for the General Services Department.

Specific Explanation:

The Director of the General Services Department and the Chief Procurement Officer recommend that City Council approve payment to **Horizon International Group, LLC** for building restoration, construction and electrical services at City Hall, City Hall Annex and several Houston Police Department (HPD) facilities, in an amount not to exceed **\$72,855.00** to address emergency disaster recovery activities due to Hurricane Harvey.

It was imperative that these facilities be restored to protect City personnel and the public's health and safety. Harvey flood waters damaged walls and doors at City Hall and City Hall Annex. The tunnel walls had to be demolished and temporary construction walls were constructed and installed to enclose the tunnel area between the buildings and along the basement hallways of City Hall. Horizon International Group, LLC also provided the Houston Police Department with emergency labor and materials to install a temporary generator for the HPD maintenance shop, including supply of fuel for the generator and the running of electrical cabling to power up the shop. This work was necessary to power the maintenance bays to get HPD vehicles dispatched to provide citizens of Houston aide during and after Hurricane Harvey. Horizon International Group, LLC was selected for best quality of service as the firm could provide immediate mobilization of licensed and qualified professionals, labor and equipment to coordinate with City personnel to secure and restore the City facilities as soon as possible. The vendor completed services on September 12, 2017.

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

M/WBE Participation:

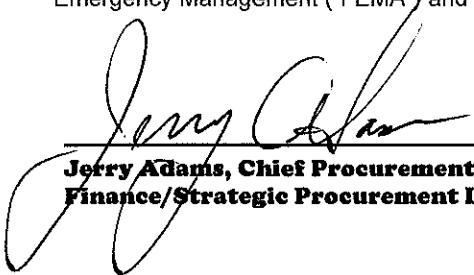
OBO approves the waiver of an M/WBE goal on this procurement because, as per Chapter 15 of the Code of Ordinance, a waiver is appropriate when a public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy.

Hire Houston First:

The proposed procurement may be funded by a federal grant; therefore, exempt from "Hire Houston First" (HHF) ordinance that promotes economic opportunity for Houston Business and support job creation.

Disaster Recovery Note:

This item is related to the impact of Hurricane Harvey DR4332 and it is the City's intent to seek reimbursement from the Federal Emergency Management ("FEMA") and other eligible sources for such expenditures.



Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$47,645.00 - Misc Acquisition CP Ser E Fund (4039)

\$25,210.00 - Maintenance Renewal and Replacement Fund (2105)

\$72,855.00 - Total

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Kelly Patel, Procurement Specialist	FIN/SPD	(832) 393-8737
Jacquelyn Nisby, Executive Staff Analyst	GSD	(832) 393-8023

ATTACHMENTS:**Description**

EPO Justification Form

Addendum

Scope of Work and Invoices

Certificate of Insurance

Drug Policy

Fair Campaign Ordinance

Affidavit of Ownership

Clear Tax Report

Funding Info Purchase Requisition

Type

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Financial Information



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District J, ALL

Item Creation Date: 3/20/2018

H25333-A1- Lease High-Speed Document Printers and
Associated Accessories - MOTION

Agenda Item#: 14.

Summary:

AMEND MOTION #2015-96, 2/4/15, TO INCREASE spending authority from \$628,073.76 to \$878,073.76 to Lease High-Speed Document Printers and Associated Accessories, awarded to **KONICA MINOLTA BUSINESS SOLUTIONS U.S.A., INC** for the Houston Police Department - \$250,000.00 - General Fund

Background:

S17-H25333-A1 - Amend Council Motion No. 2015-0096, passed on February 4, 2015, to increase the spending authority from \$628,073.76 to \$878,073.76 to lease high-speed document printers and associated accessories through the Texas Department of Information Resources (DIR) Go-Direct vendor Konica Minolta Business Solutions U.S.A., Inc. for the Houston Police Department.

Specific Explanation:

The Chief of the Houston Police Department and the Chief Procurement Officer recommend that City Council amend Council Motion No. 2015-0096, passed on February 4, 2015 to increase the spending authority from **\$628,073.76 to \$878,073.76** to lease high-speed document printers and associated accessories through the Texas Department of Information Resources (DIR) Go-Direct vendor **Konica Minolta Business Solutions U.S.A., Inc.** for the Houston Police Department

The initial spending authority was awarded on February 4, 2015, by Motion No. 2015-0096 in the original amount of \$628,073.76. Expenditures as of April 24, 2018, totaled \$628,073.76.

The spending authority is being requested because HPD's color print job volume has increased by 25% and color print jobs that were intended for completion at outside commercial printing companies were transitioned in-house at the cheaper print job cost resulting in the current spend authority being depleted quicker than anticipated. The largest increase in print volume has been for in-service training manuals, recruiting posters, brochures, financial status book, and specialty products for public outreach. In order to sustain HPD during the development and advertisement process and award of a new contract. Houston Police Department is requesting additional spending authority in the amount of \$250,000.00.

M/WBE Participation:

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

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Police Department	\$30,000.00	\$220,000.00	\$250,000.00

Prior Council Action:

Motion 2015-0096 passed on 2/4/2015

Amount of Funding:

\$250,000.00 - General Fund (1000)

Contact Information:

NAME:	DEPT./DIVISION	PHONE
Martin King , Division Manager	FIN/SPD	(832) 393-8705
Murdock Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-8725
Clifton Jourmet III, Executive Analyst	HPD	(713) 308-1779
Frank Rodriguez, Police Administrator	HPD	(713) 308-1700

ATTACHMENTS:

Description

RCA#H25333-A1 - Konica Minolta Business
Solutions
OBO Document

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District J, ALL

Item Creation Date: 3/20/2018

H25333-A1- Lease High-Speed Document Printers and Associated Accessories - MOTION

Agenda Item#: 10.

Background:

S17-H25333-A1 - Amend Council Motion No. 2015-0096, passed on February 4, 2015, to increase the spending authority from \$628,073.76 to \$878,073.76 to lease high-speed document printers and associated accessories through the Texas Department of Information Resources (DIR) Go-Direct vendor Konica Minolta Business Solutions U.S.A., Inc. for the Houston Police Department.

Specific Explanation:

The Chief of the Houston Police Department and the Chief Procurement Officer recommend that City Council amend Council Motion No. 2015-0096, passed on February 4, 2015 to increase the spending authority from \$628,073.76 to \$878,073.76 to lease high-speed document printers and associated accessories through the Texas Department of Information Resources (DIR) Go-Direct vendor Konica Minolta Business Solutions U.S.A., Inc. for the Houston Police Department

The initial spending authority was awarded on February 4, 2015, by Motion No. 2015-0096 in the original amount of \$628,073.76. Expenditures as of April 24, 2018, totaled \$628,073.76.

The spending authority is being requested because HPD's color print job volume has increased by 25% and color print jobs that were intended for completion at outside commercial printing companies were transitioned in-house at the cheaper print job cost resulting in the current spend authority being depleted quicker than anticipated. The largest increase in print volume has been for in-service training manuals, recruiting posters, brochures, financial status book, and specialty products for public outreach. In order to sustain HPD during the development and advertisement process and award of a new contract. Houston Police Department is requesting additional spending authority in the amount of \$250,000.00.

M/WBE Participation:

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

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.


Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Police Department	\$30,000.00	\$220,000.00	\$250,000.00

Prior Council Action:

Motion 2015-0096 passed on 2/4/2015

Amount of Funding:

\$250,000.00 - General Fund (1000)

Contact Information:

NAME:	DEPT./DIVISION	PHONE
Martin King , Division Manager	FIN/SPD	(832) 393-8705
Murdock Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-8725
Clifton Journet III, Executive Analyst	HPD	(713) 308-1779
Frank Rodriguez, Police Administrator	HPD	(713) 308-1700

Strategic Procurement Division

5/3/2018

ATTACHMENTS:

Description

Fair Campaign

Clear Tax

Affidavit of Ownership

OBO Document

Financial Information

Form B

Previous RCA

Previous Motion

Type

Backup Material

Backup Material

Backup Material

Backup Material

Financial Information

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON
OFFICE
BUSINESS OPPORTUNITY

001 202014

OBO

**Goal Modification
Request Form**

1. Date: 10/20/14 2. Requesting Department: Houston Police 3. Solicitation Number: DIR
4. Solicitation Name: _____ 5. Estimated Dollar Amount: \$ 785,092.80
6. Description of Solicitation (Attach Specifications/Supporting Documents): Purchase new lease equipment and accessories for the HPD Print Shop from Konica for a period of 60 months

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: Purchase will be made through the Department of Information Services- Konica
C. Detailed Explanation for Waiver Reason: Purchase lease equipment and accessories for the Houston Police Department Print Shop from Konica manufacturer, for a period of 60 months

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: Department of Information Resources
C. Did the Department explore opportunities for using certified firms? Yes ☒ No ☐
D. Please explain how the Department explored opportunities for using certified firms: The purchase of the lease has no divisible work that is available to a MWBE as the equipment will be directly ordered, shipped and installed by Konica, the manufacturer, to the HPD facility. All equip, accessories, etc. are part of this lease- no MWBE potential available
E. Please explain why the Department did not explore opportunities for using certified firms: _____



CITY OF HOUSTON
OFFICE
BUSINESS OPPORTUNITY

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:

Alvina McCarty
Requesting Department Initiator

10/20/14
Date

Patricia Cheesman
Department Director or Designee

10/20/14
Date

FOR OBO OFFICE USE ONLY:

APPROVED:

	10/27/14	CO-OP/DIR	W-236
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: 5/15/2018

ALL

Item Creation Date:

S26108 – Chemicals, Liquid Polymer Flocculents for
Wastewater – MOTION

Agenda Item#: 15.

Summary:

BASF CORPORATION for supply of Liquid Polymer Flocculent Chemicals (Wastewater) for Houston Public Works - 5 Years - \$11,750,000.00 - Enterprise Fund

Background:

Formal Bids Received August 10, 2017 for S12-S26108 – Approve an award to BASF Corporation in an amount not to exceed \$11,750,000.00 for the supply of liquid polymer flocculent chemicals (Wastewater) for Houston Public Works.

Specific Explanation:

The Director of Houston Public Works and the Chief Procurement Officer recommend that City Council approve an award to **BASF Corporation** on its best value bid in an amount not to exceed **\$11,750,000.00** for the supply of liquid polymer flocculent chemicals to the City of Houston Wastewater Treatment Plants for Houston Public Works. It is further requested that authorization be given to issue purchase orders, as needed, **for a 60-month period** upon approval of City Council. Liquid polymer flocculent chemicals are imperative to the wastewater treatment process as promulgated by State and Federal mandates and standards to preserve and protect the public's health and safety.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Forty-one bidders downloaded the solicitation document from SPD's e-bidding website and three bids were received. The bids were evaluated based upon the following criteria:

- Polymer Test Evaluation
- Services and Technical Expertise
- Polymer Price
- MWBE Subcontracting Capacity

BASF Corporation received the highest overall score for the supply of liquid polymer flocculent chemicals.

This award consists of liquid polymer flocculent chemicals, including antifoaming agents, that will be utilized on a daily basis by the Department's Wastewater Operations (WWO) as an additive to aide in the dewatering of waste sludge by-products during the wastewater treatment process. The effectiveness of BASF Corporation's proprietary/patented products will allow WWO to utilize "less"

polymer during waste sludge treatment, resulting in reduced chemical expenditures and reduced overall treatment facility operating costs. **This best value award is estimated to save the City**

approximately \$284,586.47 per fiscal year.

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

M/WBE Subcontracting:

This best value bid was issued as a goal oriented contract with a 11% goal for M/WBE participation. **BASF Corporation** has designated the below-named company as its certified M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>
AmPac Chemical Company, Inc.	Supply Antifoaming Agents	\$1,292,500.00

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

Hire Houston First:

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

Fiscal Note:

Funding for this item is included in the FY 2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Public Works	\$200,000.00	\$11,550,000.00	\$11,750,000.00

Amount of Funding:

\$11,750,000.00
Water & Sewer System Operating Fund
Fund 8300

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Yesenia Chuca, Sr. Procurement Specialist	FIN/SPD	(832) 393-8727
John Petrie, Assistant Director	HPW	(832) 395-3754

ATTACHMENTS:

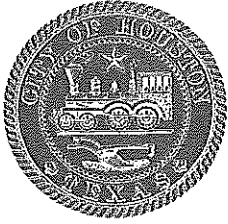
Description	Value
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Description

Signed Cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date:

S26108 – Chemicals, Liquid Polymer Flocculents for Wastewater – MOTION

Agenda Item#: 12.

Summary:

BASF CORPORATION for supply of Liquid Polymer Flocculent Chemicals (Wastewater) for Houston Public Works - 5 Years - \$11,750,000.00 - Enterprise Fund

Background:

Formal Bids Received August 10, 2017 for S12-S26108 – Approve an award to BASF Corporation in an amount not to exceed \$11,750,000.00 for the supply of liquid polymer flocculent chemicals (Wastewater) for Houston Public Works.

Specific Explanation:

The Director of Houston Public Works and the Chief Procurement Officer recommend that City Council approve an award to **BASF Corporation** on its best value bid in an amount not to exceed **\$11,750,000.00** for the supply of liquid polymer flocculent chemicals to the City of Houston Wastewater Treatment Plants for Houston Public Works. It is further requested that authorization be given to issue purchase orders, as needed, **for a 60-month period** upon approval of City Council. Liquid polymer flocculent chemicals are imperative to the wastewater treatment process as promulgated by State and Federal mandates and standards to preserve and protect the public's health and safety.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Forty-one bidders downloaded the solicitation document from SPD's e-bidding website and three bids were received. The bids were evaluated based upon the following criteria:

- Polymer Test Evaluation
- Services and Technical Expertise
- Polymer Price
- MWBE Subcontracting Capacity

BASF Corporation received the highest overall score for the supply of liquid polymer flocculent chemicals.

This award consists of liquid polymer flocculent chemicals, including antifoaming agents, that will be utilized on a daily basis by the Department's Wastewater Operations (WWO) as an additive to aide in the dewatering of waste sludge by-products during the wastewater treatment process. The effectiveness of BASF Corporation's proprietary/patented products will allow WWO to utilize "less" polymer during waste sludge treatment, resulting in reduced chemical expenditures and reduced overall treatment facility operating costs. **This best value award is estimated to save the City approximately \$284,586.47 per fiscal year.**

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

M/WBE Subcontracting:

This best value bid was issued as a goal oriented contract with a 11% goal for M/WBE participation. **BASF Corporation** has designated the below-named company as its certified M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Amount</u>
AmPac Chemical Company, Inc.	Supply Antifoaming Agents	\$1,292,500.00

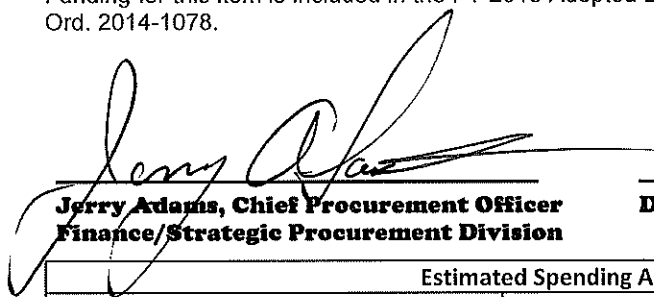
This award will be monitored by the Office of Business Opportunity.

Hire Houston First:

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

Fiscal Note:

Funding for this item is included in the FY 2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.



Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Public Works	\$200,000.00	\$11,550,000.00	\$11,750,000.00

Amount of Funding:

\$11,750,000.00

Water & Sewer System Operating Fund
Fund 8300

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
Martin King, Division Manager	FIN/SPD	(832) 393-8705
Yesenia Chuca, Sr. Procurement Specialist	FIN/SPD	(832) 393-8727
John Petrie, Assistant Director	HPW	(832) 395-3754

ATTACHMENTS:**Description**

S26108 - BASF Corporation

Tax Clearance Report

Fair Campaign Ordinance

Affidavit of Ownership

Funding Rpt

MWBE

PWE Funding Spreadsheet

Type

Signed Cover sheet

Backup Material

Backup Material

Backup Material

Financial Information

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/17/2018

E26598 - DriveCam Online Subscription Services - MOTION

Agenda Item#: 16.

Summary:

LYTX, INC for Tier 3 Management Services and DriveCam Online Subscription Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for Solid Waste Management Department - \$166,320.00 - General Fund

Background:

S60-E26598 – Approve a one-time purchase order of Tier 3 Management Services and DriveCam Subscription Services from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program in the total amount of \$166,320.00 for the Solid Waste Management Department.

Specific Explanation:

The Director of the Solid Waste Management Department and the Chief Procurement Officer recommend that City Council approve a one-time purchase order of Tier 3 management services and DriveCam online subscription services for a **12-month period** in the total amount of **\$166,320.00** from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program under Section 211 of the E-Government Act of 2002 for the Solid Waste Management Department, and that authorization be given to issue a purchase order to the GSA contractor, **Lytx, Inc.**

In June and September 2010, the department purchased 187 and 40 Drivecam Video Event Recorders (VERs), respectively, of which 224 were installed in its automated sideloaders and heavy trash tractor-trailer fleet; the remaining 3 are used as replacements when VERs are sent out for warranty repair. In May of 2012, the department purchased 80 VERs that completed the upfitting of the department's heavy vehicle fleet of automated sideloaders, automated recycling, recycling split body, rearloaders, roll-offs and the heavy trash tractor-trailer fleet. Currently, the department has 330 VERs in its inventory.

The 12-month renewal of the Tier 3 management services and Drivecam online subscription services will allow for the continued operation of the video event recording system, which monitors unsafe or risky driving behavior of the Department's drivers and documents occurrences of heavy braking or quick stops and vehicle impacts. Such behavior is then transmitted to the DriveCam Office for review and filtering of relevant events. If poor driving behavior or contact with an object is noted, DriveCam provides a 12-second video to the Department for review and follow-up action, if required.

The scope of work requires the contractor to provide Tier 3 management services, which includes cellular upload, data hosting, equipment monitoring, event review services, program results and reporting for each VER. In addition, the Contractor will continue to provide online DriveCam software, software updates and technical support

software updates and technical support.

M/WBE Participation:

Zero-Percentage goal approved by the Office of Business Opportunity.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/Proposals were not solicited because the department is utilizing an Interlocal Agreement or Cooperative Purchasing Agreement for this purchase.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy, ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$166,320.00 – General Fund (1000)

Contact Information:

Richard Morris	832.393.8736
Raquel S. Rosa	832.393.8798
Maria Brown	832.393.0437

ATTACHMENTS:

Description

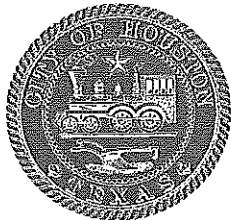
E26598- Lytx, Inc.

MWBE 0% Goal Document

Type

Signed Cover sheet

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/17/2018

E26598 - DriveCam Online Subscription Services - MOTION

Agenda Item#: 7.

Background:

S60-E26598 – Approve a one-time purchase order of Tier 3 Management Services and DriveCam Subscription Services from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program in the total amount of \$166,320.00 for the Solid Waste Management Department.

Specific Explanation:

The Director of the Solid Waste Management Department and the Chief Procurement Officer recommend that City Council approve a one-time purchase order of Tier 3 management services and DriveCam online subscription services for a **12-month period** in the total amount of **\$166,320.00** from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program under Section 211 of the E-Government Act of 2002 for the Solid Waste Management Department, and that authorization be given to issue a purchase order to the GSA contractor, **Lytix, Inc.**

In June and September 2010, the department purchased 187 and 40 Drivecam Video Event Recorders (VERs), respectively, of which 224 were installed in its automated sideloaders and heavy trash tractor-trailer fleet; the remaining 3 are used as replacements when VERs are sent out for warranty repair. In May of 2012, the department purchased 80 VERs that completed the upfitting of the department's heavy vehicle fleet of automated sideloaders, automated recycling, recycling split body, rearloaders, roll-offs and the heavy trash tractor-trailer fleet. Currently, the department has 330 VERs in its inventory.

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The scope of work requires the contractor to provide Tier 3 management services, which includes cellular upload, data hosting, equipment monitoring, event review services, program results and reporting for each VER. In addition, the Contractor will continue to provide online DriveCam software, software updates and technical support.

M/WBE Participation:

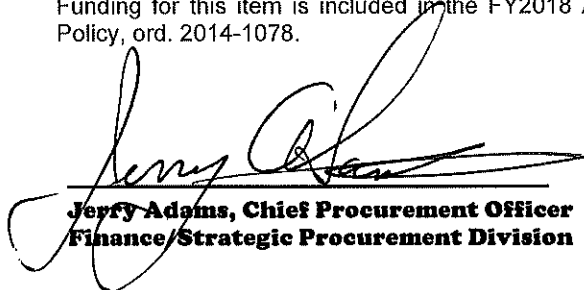
Zero-Percentage goal approved by the Office of Business Opportunity.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/Proposals were not solicited because the department is utilizing an Interlocal Agreement or Cooperative Purchasing Agreement for this purchase.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy, ord. 2014-1078.



Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Amount of Funding:

\$166,320.00 – General Fund (1000)

Contact Information:

Richard Morris	832.393.8736
Raquel S. Rosa	832.393.8798
Maria Brown	832.393.0437

ATTACHMENTS:**Description**MWBE 0% Goal DocumentQuotationForm A (Fair Campaign Ordinance)Form BTax StatementAffidavit of OwnershipFunding Document A**Type**

Backup Material

Backup Material

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CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

MAR 13, 2018 **Goal Modification
Request Form**

1. Date: 03/05/2018 2. Requesting Department: SWMD 3. Solicitation Number: _____
4. Solicitation Name: Annual Online Subscription Service 5. Estimated Dollar Amount: \$ 166,320.00

6. Description of Solicitation (attach specifications/supporting documents):
Annual Online Subscription Service for Drive-Cam Tier 3 Mnmt. from GSA Schedule 70 Contract through the Cooperative Purchasing Program for the Solid Waste Mnmt.

PLEASE INDICATE WHETHER A PREVIOUS CONTRACT EXISTED FOR THIS SOLICITATION.

A. Previous contract (if any): Yes ☒ No ☐ B. Previous contract number: S19-E26339
C. Goal on last contract 0 D. Was goal met? Yes ☐ No ☐
E. If goal was not met, what percentage did the vendor achieve? NA %
F. Why wasn't goal achieved?
NA

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

1. WAIVER

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

B. Reason for waiver: (Check one)

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

C. Detailed explanation for Waiver Reason:

DriveCam Online utilizes patented, proprietary software services involving sensitive data that is not readily available to the public. Further, the operation center is located out-of-state where local control and accessibility to the information is regulated by the firm. This solicitation has no divisible work available.

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: GSA Schedule 70, GS-35-0623S

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:

DriveCam Online utilizes patented proprietary software services involving sensitive data that is not readily available to the public. Further, the operation center is located out-of-state where local control and accessibility to the information is regulated by the firm. This solicitation has no divisible work available.



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

Goal Modification
Request Form

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

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

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

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

4. GOAL REVISION AFTER ADVERTISEMENT

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

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

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

G. Detailed reason for request:

Concurrence:

Maria Brown
Requesting Department Initiator

Date

Randy Smith 3/12/18
Department Director or Designee Date

FOR OBO OFFICE USE ONLY:

APPROVED:

<u>[Signature]</u>	3/15/18	NON-DIVISIBLE GSA CONTRACT.	W-878
OBO Deputy Director or Designee	Date	OBO Reason	Tracking #

DENIED:

OBO Deputy Director or Designee	Date	OBO Reason	Tracking #

COMMENTS:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

Item Creation Date:

Ordinance to Canvass Election

Agenda Item#: 17.

Summary:

ORDINANCE tabulating the votes cast and canvassing the returns of the City of Houston Special Election held on May 5, 2018, for the purpose of filling a vacancy in the Office of Council Member, District K, on the Houston City Council



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/9/2018

HCD18-43 Substantial Amendment HOPWA

Agenda Item#: 18.

Summary:

ORDINANCE amending City of Houston Ordinance Nos. 2016-340 passed April 27, 2016, as amended, and 2017-516 passed July 19, 2017, as amended, which authorized the submission of the 2016 and 2017 Annual Action Plans, including the applications/budgets for the **HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS Grant**, among others, to the United States Department of Housing and Urban Development

Background:

The City of Houston (City), through its Housing and Community Development Department (HCDD), requests City Council authorize and approve Substantial Amendments to the 2016 and 2017 Annual Action Plan budgets, totaling \$1,100,000.00 in previously unallocated Housing Opportunities for Persons with AIDS (HOPWA) funds.

The Substantial Amendments include budget changes for Administration, Operating, Tenant Based Rental Assistance (TBRA), Construction, and Short Term Rent, Mortgage and Utility (STRMU) activities.

In accordance with HCDD's Citizen's Participation Plan, the City is required to amend components of its Consolidated Plan/Annual Action Plan for a variety of reasons, including when a reallocation of funds increases or decreases the budget of an activity by more than 25% or when an activity is added or deleted from the Plan(s).

Housing Opportunities for Persons with AIDS (HOPWA)		
Activity	Delete/Decrease	Add/Increase
The Program Year 2016 Budget is Amended as follows:		
Sponsor Administration - Subgrantees	\$400,000.00	
* Construction		\$400,000.00
The Program Year 2017 Budget is Amended as follows:		
Operating Costs	\$400,000.00	
Project or Tenant Based Rental Assistance	\$300,000.00	
* Construction		\$300,000.00
Short-term Rent, Mortgage & Utility Subsidies		\$400,000.00
Total HOPWA Budget Changes:	\$1,100,000.00	\$1,100,000.00

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*New activity for the Plan year

This item was reviewed by the Housing Committee on April 17, 2018.

Tom McCasland, Director

Prior Council Action:

04/27/2016, (O) 2016-340

07/19/2017, (O) 2017-516

Contact Information:

Roxanne Lawson

(832) 394-6307

ATTACHMENTS:

Description

Cover Sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/9/2018

HCD18-43 Substantial Amendment HOPWA

Agenda Item#:

Background:

The City of Houston (City), through its Housing and Community Development Department (HCDD), requests City Council authorize and approve Substantial Amendments to the 2016 and 2017 Annual Action Plan budgets, totaling \$1,100,000.00 in previously unallocated Housing Opportunities for Persons with AIDS (HOPWA) funds.

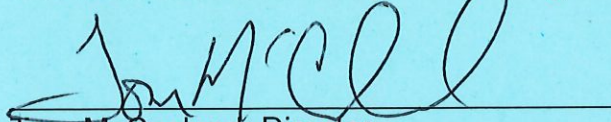
The Substantial Amendments include budget changes for Administration, Operating, Tenant Based Rental Assistance (TBRA), Construction, and Short Term Rent, Mortgage and Utility (STRMU) activities.

In accordance with HCDD's Citizen's Participation Plan, the City is required to amend components of its Consolidated Plan/Annual Action Plan for a variety of reasons, including when a reallocation of funds increases or decreases the budget of an activity by more than 25% or when an activity is added or deleted from the Plan(s).

Housing Opportunities for Persons with AIDS (HOPWA)		
Activity	Delete/Decrease	Add/Increase
The Program Year 2016 Budget is Amended as follows:		
Sponsor Administration - Subgrantees	\$400,000.00	
* Construction		\$400,000.00
The Program Year 2017 Budget is Amended as follows:		
Operating Costs	\$400,000.00	
Project or Tenant Based Rental Assistance	\$300,000.00	
* Construction		\$300,000.00
Short-term Rent, Mortgage & Utility Subsidies		\$400,000.00
Total HOPWA Budget Changes:	\$1,100,000.00	\$1,100,000.00

*New activity for the Plan year

This item was reviewed by the Housing Committee on April 17, 2018.



Tom McCasland, Director

Prior Council Action:

04/27/2016, (O) 2016-340

07/19/2017, (O) 2017-516

Contact Information:

Roxanne Lawson

(832) 394-6307



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/24/2018

HHD - Harmony House

Agenda Item#: 19.

Summary:

ORDINANCE approving and authorizing first amendment to agreement for Professional Services between the City and **HARMONY HOUSE, INC** to add Respite Care Services; amending Ordinance No. 2013-0536 to increase the maximum contract amount of the above agreement - \$1,200,000.00 - Essential Public Health Services

Background:

The Houston Health Department (HHD) requests City Council approval of an ordinance amending Ordinance No. 2013-0536 to increase the maximum contract amount and authorizing a First Amendment to an Agreement for Professional Services between the City of Houston and Harmony House, Inc. for: 1) additional services related to respite care, 2) five additional automatic one-year renewal terms extension, and 3) an increase in the maximum contract amount by \$1,200,000.00 which makes the new maximum contract amount \$2,200,000.00. The original budget and original scope of work for Tuberculosis services will remain the same. The added reimbursable budget provided by Houston Housing and Community Development Department (HCDD) for respite care services will not exceed \$200,000.00.

There is a need in Houston to house homeless tuberculosis (TB) patients who are discharged from the hospital while still infectious. These patients are often released to the general population where they can infect others with TB. Living in congregate settings (homeless shelters, jails, etc.) increases the risk of infecting others.

Harmony House has provided housing for TB patients since 2000. Harmony House provides a stable environment where public health workers access patients for their directly observed therapy (DOT). In response to the need to house contagious patients, Harmony House has equipped a separate facility (Langston House) to provide interim housing, including meals, twenty-four-hour supervision, transportation and referrals. Upon completing appropriate treatment and becoming non-contagious, the patients can return to a traditional congregate setting or to their family environment.

Under this First Amendment, HCDD will partner with HHD to fund respite services for people needing respite care/TB services who are referred by health care providers and/or HHD to Harmony House's Emergency Shelter Respite (HHESR). The added respite care services are available 24 hours per day to a maximum of 28 people. The purpose of the HHESR Program is to provide a safe and recuperative environment for patients who are medically cleared and do not require hospitalization but cannot be discharged to a stable home or shelter.

Respite services include but are not limited to: 1) Case Management to evaluate the clients risk, conduct a comprehensive assessment, collect client health functional, psycho-social, financial,

employment, and educational status, and with the nurse practitioner assistance, develop a case treatment plan to meet each client's need; 2) Referrals to more permanent housing or shelter; 3) Assistance in securing employment or other income; and 4) Educational programs on topics such as interview skills; HIV / AIDS information, testing, counseling, and preventive education.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal note is required as stated in the Financial Policy Ord. 2014-1078.

Pay or Play:

This procurement is exempt from the City's Pay or Play Program because the department is utilizing a sole source for this purchase.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing a sole source contractor for this purchase.

MWBE Goal:

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

Stephen L. Williams, M.Ed., M.P.A.
Director, Houston Health Department

Prior Council Action:

06/05/2013; 2013-0536

Amount of Funding:

\$1,200,000.00* - Fund 2010 - Essential Public Health Services
*FY18 - \$0.00; FY19-FY23 - \$1,200,000.00

Contact Information:

Porfirio Villarreal
Telephone: 832-393-5041
Cell: 713-826-5695

ATTACHMENTS:

Description

Signed RCA
OBO Documents Approved Goal Modification

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/8/2018

ALL

Item Creation Date: 4/24/2018

HHD - Harmony House

Agenda Item#: 13.

Background:

The Houston Health Department (HHD) requests City Council approval of an ordinance amending Ordinance No. 2013-0536 to increase the maximum contract amount and authorizing a First Amendment to an Agreement for Professional Services between the City of Houston and Harmony House, Inc. for: 1) additional services related to respite care, 2) five additional automatic one-year renewal terms extension, and 3) an increase in the maximum contract amount by \$1,200,000.00 which makes the new maximum contract amount \$2,200,000.00. The original budget and original scope of work for Tuberculosis services will remain the same. The added reimbursable budget provided by Houston Housing and Community Development Department (HCDD) for respite care services will not exceed \$200,000.00.

There is a need in Houston to house homeless tuberculosis (TB) patients who are discharged from the hospital while still infectious. These patients are often released to the general population where they can infect others with TB. Living in congregate settings (homeless shelters, jails, etc.) increases the risk of infecting others.

Harmony House has provided housing for TB patients since 2000. Harmony House provides a stable environment where public health workers access patients for their directly observed therapy (DOT). In response to the need to house contagious patients, Harmony House has equipped a separate facility (Langston House) to provide interim housing, including meals, twenty-four-hour supervision, transportation and referrals. Upon completing appropriate treatment and becoming non-contagious, the patients can return to a traditional congregate setting or to their family environment.

Under this First Amendment, HCDD will partner with HHD to fund respite services for people needing respite care/TB services who are referred by health care providers and/or HHD to Harmony House's Emergency Shelter Respite (HHESR). The added respite care services are available 24 hours per day to a maximum of 28 people. The purpose of the HHESR Program is to provide a safe and recuperative environment for patients who are medically cleared and do not require hospitalization but cannot be discharged to a stable home or shelter.

Respite services include but are not limited to: 1) Case Management to evaluate the clients risk, conduct a comprehensive assessment, collect client health functional, psycho-social, financial, employment, and educational status, and with the nurse practitioner assistance, develop a case treatment plan to meet each client's need; 2) Referrals to more permanent housing or shelter; 3) Assistance in securing employment or other income; and 4) Educational programs on topics such as interview skills; HIV / AIDS information, testing, counseling, and preventive education.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal note is required as stated in the Financial Policy Ord. 2014-1078.

Pay or Play:


This procurement is exempt from the City's Pay or Play Program because the department is utilizing a sole source for this purchase.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing a sole source contractor for this purchase.

MWBE Goal:

MWBE Zero Percentage Goal Document approved by the Office of Business Opportunity


Stephen L. Williams, M.Ed., M.P.A.
Director, Houston Health Department

Prior Council Action:

06/05/2013;2013-0536

Amount of Funding:

\$1,200,000.00* - 2010 - Essential Public Health Services

*FY18 - \$0.00; FY19-FY23 - \$1,200,000.00

Contact Information:

Porfirio Villarreal

Telephone: 832-393-5041

Cell: 713-826-5695

ATTACHMENTS:**Description**

OBO Documents Approved Goal Modification

Fair Campaign Contractor Submission

Delinquent Tax Report

Affidavit of Ownership

Funding Information

Conflict of Interest

Sole Source Justification

Drug Policy

Insurance

Type

Backup Material

Backup Material

Backup Material

Backup Material

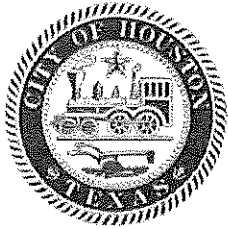
Financial Information

Backup Material

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON

Houston Health Department

Interoffice

Correspondence

To: Sylvester Turner, Mayor
Department Director's
James Koski, Deputy Chief of Staff

From:  Stephen L. Williams, M.Ed., M.P.A.
Director, Houston Health Department

Date: April 13, 2018

cc: Assistant Director's

Subject: **City Business - 4/17/18-4/20/18**
Vacation - 4/23-26/2018

I will be out of the office on city business attending the National Forum for Black Public Administrators Conference in Cleveland, Ohio April 17, 2018 through April 20, 2018 and on vacation April 23-26, 2018.

During my absence Risha Jones, Deputy Director will have signature authority to handle administrative issues related to the department. She may be contacted directly at 832-260-6491. Judy Harris, will serve as backup and can be reached at 832-444-3908.

Any inquiries related to my calendar, please contact my assistant, Shenette M. Vincent at 832-393-5056 (hhdscheduler@houstontx.gov) or Eva Rangel at 832-393-5034. I will have my cell should you need to contact me at 281-799-2065.

RECEIVED



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

APR 1

030

**Goal Modification
Request Form**

1. Date: 03/14/2018 2. Requesting Department: Houston Health Dept 3. Solicitation Number: _____
4. Solicitation Name: Harmony House, Inc 5. Estimated Dollar Amount: \$ 1,200,000.00

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

Harmony House, Inc. - A five year professional service agreement to provide a facility with isolation rooms to house infectious TB patients under supervision.

PLEASE INDICATE WHETHER A PREVIOUS CONTRACT EXISTED FOR THIS SOLICITATION.

A. Previous contract (if any): Yes ☒ No ☐ B. Previous contract number: 4600012164

C. Goal on last contract 0% D. Was goal met? Yes ☐ No ☐

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

F. Why wasn't goal achieved?

N/A

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

1. WAIVER

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

B. Reason for waiver: (Check one)

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

C. Detailed explanation for Waiver Reason:

The vendor is a sole source vendor because the vendor is the only homeless service provider with 24 hour/7 days a week/ 365 days a year isolation rooms facility equipped to house infectious homeless individuals with tuberculosis. Therefore, the competitive bids were not required to be taken for this service.

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:

This is a sole source vendor with specialized services.



CITY OF HOUSTON
OFFICE
of
BUSINESS OPPORTUNITY

**Goal Modification
Request Form**

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

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

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

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

4. GOAL REVISION AFTER ADVERTISEMENT

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

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

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

G. Detailed reason for request:

Concurrence:

Barkana Newman
Requesting Department Initiator

4/16/2018
Date

Michelle Austin
Department Director or Designee

4/14/18
Date

FOR OBO OFFICE USE ONLY:

APPROVED:

No Available MWSBE firms

Michael Wang

4/23/18

non-divisible

W-904

OBO Deputy Director or Designee

Date

OBO Reason

Tracking #

DENIED:

OBO Deputy Director or Designee

Date

OBO Reason

Tracking #

COMMENTS:



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ETJ

Item Creation Date: 2/26/2018

PLN - ORDINANCE AMENDING ORDINANCE # 2015-452: CULLINAN PARK ETJ RELEASE FROM HOUSTON

Agenda Item#: 20.

Summary:

ORDINANCE amending Ordinance No. 2015-452, releasing certain territory in Fort Bend County, Texas, known as Cullinan Park, to correct the Exhibit "A" legal description for 754.829 acres of land intended to be released

Background:

This Ordinance corrects a clerical error within the metes and bounds property description of a previously approved Extraterritorial Jurisdiction (ETJ) release.

Upon request from the City of Sugar Land and with the support of the Houston Parks Board, Houston City Council approved the release of approximately 754.829 acres of parkland known as Cullinan Park from the City of Houston's ETJ through Ordinance # 2015-452 on May 27, 2015. The City of Houston and the Houston Parks Board are the owners of Cullinan Park and retain ownership of the property.

The released area is located on the west side of Highway 6 between Voss and Highway 90A. The Park is at the edge of the City's ETJ in Fort Bend County where it abuts the City of Sugar Land. There are no residents in the area.

The City of Houston also entered into an interlocal agreement with the Houston Parks Board, the Cullinan Park Conservancy and the City of Sugar Land to support funding efforts, future improvements and maintenance of the park through Ordinance # 2015-451 on May 27, 2015.

In the ETJ Release Ordinance (2015-452), Exhibit A: The Metes and Bounds Description only included a 177.000 Acre tract, representing a portion of the total 754.829 Acre area of the park that was proposed for release. This Ordinance corrects that clerical error.

The Planning and Development Department recommends approval of an amendment to correct the Exhibit in the original ETJ release Ordinance.

Patrick Walsh P.E.
Director

Planning and Development Department

Prior Council Action:

Ordinance # 2015-452

Contact Information:

Rupesh Koshy

Phone: 832-393-6552

ATTACHMENTS:

Description

cover sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ETJ

Item Creation Date: 2/26/2018

PLN - ORDINANCE AMENDING ORDINANCE # 2015-452: CULLINAN PARK ETJ RELEASE FROM HOUSTON

Agenda Item#:

Background:

This Ordinance corrects a clerical error within the metes and bounds property description of a previously approved Extraterritorial Jurisdiction (ETJ) release.

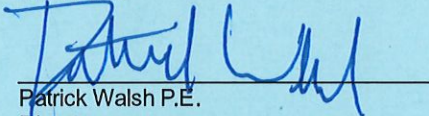
Upon request from the City of Sugar Land and with the support of the Houston Parks Board, Houston City Council approved the release of approximately 754.829 acres of parkland known as Cullinan Park from the City of Houston's ETJ through Ordinance # 2015-452 on May 27, 2015. The City of Houston and the Houston Parks Board are the owners of Cullinan Park and retain ownership of the property.

The released area is located on the west side of Highway 6 between Voss and Highway 90A. The Park is at the edge of the City's ETJ in Fort Bend County where it abuts the City of Sugar Land. There are no residents in the area.

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The Planning and Development Department recommends approval of an amendment to correct the Exhibit in the original ETJ release Ordinance.



Patrick Walsh P.E.
Director
Planning and Development Department

Prior Council Action:

Ordinance # 2015-452

Contact Information:

Rupesh Koshy
Phone: 832-393-6552

ATTACHMENTS:

Description	Type
Metes and Bounds Description	Backup Material
Map	Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District B

Item Creation Date: 2/27/2018

PLN - PYP Certain improved single-family residential lots in the Houston Gardens Subdivision; Houston Gardens Replat (R/P) Subdivision; Banyan Place Subdivision and Anthony Estates Subdivision, Section 1

Agenda Item#: 21.

Summary:

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to certain single-family residential properties within the **HOUSTON GARDENS SUBDIVISION, HOUSTON GARDENS REPLAT (R/P), BANYAN PLACE SUBDIVISION**, and **ANTHONY ESTATES SUBDIVISION, SECTION 1**, to prohibit parking vehicles in the front or side yards of such residences - **DISTRICT B - DAVIS**

Background:

In accordance with Section 28-303 of the Code of Ordinances, the Houston Gardens Civic Association initiated an application for the designation of a prohibited yard parking requirement area (PYPRA). The application includes a letter of support from the president of the Houston Gardens Civic Association. The Planning and Development Department mailed notices on November 6, 2017 to 70 property owners advising them that the PYPRA application had been submitted. The notification further stated that property owners opposing the designation must file written notice with the Planning and Development Department within twenty days of the date of mailing. Six (6) protests were timely filed. The Hearing Official held a public hearing on February 21, 2018. One (1) protest was heard at that hearing. Upon review, the Planning and Development Department determined that the available parking is sufficient to accommodate owners and typical parking needs for the residential area. The Planning and Development Department recommends establishing the PYPRA.

Patrick Walsh, P.E.

Director

Planning and Development Department

Contact Information:

Annette Mitchell

Phone: (832) 393-6563

ATTACHMENTS:

Description

Signed Cover Sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

District B

Item Creation Date: 2/27/2018

PLN - PYP Certain improved single-family residential lots in the Houston Gardens Subdivision; Houston Gardens Replat (R/P) Subdivision; Banyan Place Subdivision and Anthony Estates Subdivision, Section 1

Agenda Item#:

Background:

In accordance with Section 28-303 of the Code of Ordinances, the Houston Gardens Civic Association initiated an application for the designation of a prohibited yard parking requirement area (PYPA). The application includes a letter of support from the president of the Houston Gardens Civic Association. The Planning and Development Department mailed notices on November 6, 2017 to 70 property owners advising them that the PYPA application had been submitted. The notification further stated that property owners opposing the designation must file written notice with the Planning and Development Department within twenty days of the date of mailing. Six (6) protests were timely filed. The Hearing Official held a public hearing on February 21, 2018. One (1) protest was heard at that hearing. Upon review, the Planning and Development Department determined that the available parking is sufficient to accommodate owners and typical parking needs for the residential area. The Planning and Development Department recommends establishing the PYPA.

A handwritten signature in blue ink, appearing to read "Patrick Walsh", written over a horizontal line.

Patrick Walsh, P.E.

Director

Planning and Development Department

Contact Information:

Annette Mitchell

Phone: (832) 393-6563

ATTACHMENTS:

Description

Map

Type

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

Item Creation Date:

HPD - FY19 Criminal Gang/Repeat Offender Apprehension
Program Grant

Agenda Item#: 22.

Summary:

ORDINANCE approving and authorizing acceptance of the **OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION FY2019 CRIMINAL GANG/REPEAT OFFENDER APPREHENSION PROGRAM GRANT**; declaring the City's eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program

Background:

The Chief of Police for the Houston Police Department requests City Council approve an ordinance authorizing the application for and acceptance of a grant from the Office of the Governor Criminal Justice Division for the FY19 Criminal Gang/Repeat Offender Apprehension Program in the amount of \$55,212. The project period is October 1, 2018 to September 30, 2019. The City is not required to make a cash match or in-kind contribution.

The Houston Police Department North Patrol Division has a Warrant Execution Team that is highly trained in running outstanding felony warrants on wanted fugitives. This CJD grant will fund an overtime program for the Warrant Execution Team to work five hours of overtime per week for a total of fifty weeks. The Warrant Execution Team will investigate, in collaboration with other HPD investigative divisions (Robbery, Homicide, Family Violence, Burglary & Theft), parolees that are repeat offenders and committing violent crimes, with the goal of increasing the number of arrests of felony parole violators.

Prior Council Action:

Amount of Funding:

\$55,212 - Federal, State, Local Pass-Through Fund (5030)

Contact Information:

Rhonda Smith, CFO/Deputy Director (713) 308-1708

Clifton Journet III, Executive Staff Analyst (713) 308-1779

ATTACHMENTS:

Description

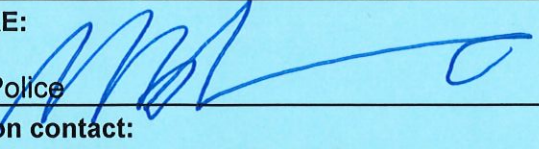
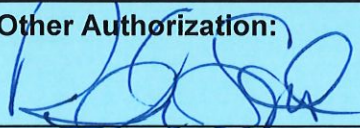
RCA

Type

Signed Cover sheet

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: FY 2019 Criminal Gang/Repeat Offender Apprehension Program Grant	Category #	Page 1 of 1	Agenda Item #
FROM: (Department or other point of origin): Houston Police Department	Origination Date April 12, 2018		Agenda Date
DIRECTOR'S SIGNATURE: Art Acevedo, Chief of Police 	Council Districts affected: All		
For additional information contact: Rhonda Smith, CFO/Deputy Director (713) 308-1708 Clifton Journet III, Executive Staff Analyst (713) 308-1779	Date and identification of prior authorizing Council Action:		
RECOMMENDATION: (Summary) Approve an ordinance authorizing the application for and acceptance of grant funds through the Office of the Governor Criminal Justice Division to fund the FY 2019 Criminal Gang/Repeat Offender Apprehension Program Grant.			
SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify) \$55,212 - Federal, State, Local Pass-Through Fund - Grant Fund 5030			
SPECIFIC EXPLANATION: The Chief of Police for the Houston Police Department requests City Council approve an ordinance authorizing the application for and acceptance of a grant from the Office of the Governor Criminal Justice Division for the FY19 Criminal Gang/Repeat Offender Apprehension Program in the amount of \$55,212. The project period is October 1, 2018 to September 30, 2019. The City is not required to make a cash match or in-kind contribution. The Houston Police Department North Patrol Division has a Warrant Execution Team that is highly trained in running outstanding felony warrants on wanted fugitives. This CJD grant will fund an overtime program for the Warrant Execution Team to work five hours of overtime per week for a total of fifty weeks. The Warrant Execution Team will investigate, in collaboration with other HPD investigative divisions (Robbery, Homicide, Family Violence, Burglary & Theft), parolees that are repeat offenders and committing violent crimes, with the goal of increasing the number of arrests of felony parole violators.			
REQUIRED AUTHORIZATION			
Finance Budget:	Other Authorization: 	Other Authorization:	



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

Item Creation Date:

HPD - FY2019 Northeast Parole Initiative Grant

Agenda Item#: 23.

Summary:

ORDINANCE approving and authorizing acceptance of the **OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION FY2019 NORTHEAST PAROLE INITIATIVE GRANT**; declaring the City's eligibility for such grant; authorizing the Police Chief of the City of Houston Police Department to act as the City's representative to accept such grant funds, and to apply for and accept all subsequent awards, if any, pertaining to the program

Background:

The Chief of Police for the Houston Police Department requests City Council approval of an ordinance authorizing the application for and acceptance of a grant from the Office of the Governor Criminal Justice Division for the FY19 Northeast Parole Initiative Grant in the amount of \$42,945.72. The project period is October 1, 2018 to September 30, 2019. The City is not required to make a cash match or in-kind contribution.

The Houston Police Department Paroled Offenders Unit is tasked to pro-actively investigate and obtain parole violation warrants against people on parole that are alleged to have committed violent crimes against victims. The CJD grant will fund an overtime program for this Unit of five hours per week to increase the number of investigations and arrests of felony parole violators.

Amount of Funding:

\$42,945.72

Federal, State, Local Pass-Through Fund (5030)

Contact Information:

Rhonda Smith, CFO/Deputy Director (713) 308-1708

Clifton Journet III, Executive Staff Analyst (713) 308-1779

ATTACHMENTS:

Description

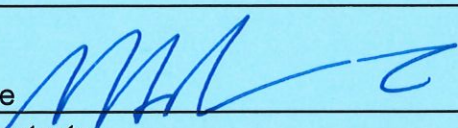
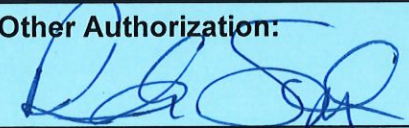
RCA

Type

Signed Cover sheet

TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: FY 2019 Northeast Parole Initiative Grant	Category #	Page 1 of 1	Agenda Item #
FROM: (Department or other point of origin): Houston Police Department	Origination Date April 12, 2018		Agenda Date
DIRECTOR'S SIGNATURE: Art Acevedo, Chief of Police 	Council Districts affected: All		
For additional information contact: Rhonda Smith, CFO/Deputy Director (713) 308-1708 Clifton Journet III, Executive Staff Analyst (713) 308-1779	Date and identification of prior authorizing Council Action:		
RECOMMENDATION: (Summary) Approve an ordinance authorizing application for and acceptance of grant funds through the Office of the Governor Criminal Justice Division to fund the FY 2019 Northeast Parole Initiative Grant.			
SOURCE OF FUNDING: [] General Fund [X] Grant Fund [] Enterprise Fund [] Other (Specify) \$42,945.72 - Federal, State, Local Pass-Through Fund - Grant Fund 5030			
SPECIFIC EXPLANATION: The Chief of Police for the Houston Police Department requests City Council approval of an ordinance authorizing the application for and acceptance of a grant from the Office of the Governor Criminal Justice Division for the FY19 Northeast Parole Initiative Grant in the amount of \$42,945.72. The project period is October 1, 2018 to September 30, 2019. The City is not required to make a cash match or in-kind contribution. The Houston Police Department Paroled Offenders Unit is tasked to pro-actively investigate and obtain parole violation warrants against people on parole that are alleged to have committed violent crimes against victims. The CJD grant will fund an overtime program for this Unit of five hours per week to increase the number of investigations and arrests of felony parole violators.			
REQUIRED AUTHORIZATION			
Finance Budget:	Other Authorization: 	Other Authorization:	



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 5/1/2018

ARA-CenterPoint 2018 GRIP

Agenda Item#: 24.

Summary:

ORDINANCE suspending for forty-five days the implementation of the Interim Rate Adjustment Filing pertaining to the retail gas utility rates by **CENTERPOINT ENERGY RESOURCES CORP. d/b/a CENTERPOINT ENERGY ENTEX** and as **CENTERPOINT ENERGY TEXAS GAS** and otherwise maintaining current rates in effect until changed

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance suspending for 45 days the implementation of the CenterPoint Energy Resources Corp., D/B/A CenterPoint Energy Entex and CenterPoint Energy Texas Gas (CenterPoint) Gas Reliability Infrastructure Program (GRIP) interim rate adjustment. CenterPoint provides natural gas distribution services in the Houston metropolitan area, serving approximately 385,000 residential, 24,000 small general service and 1,100 large volume customers in Houston. The City of Houston exercises original jurisdiction over the rates, operations, and services of CenterPoint under the provisions of the Texas Utilities Code for customers inside city limits.

The GRIP permits CenterPoint to implement an interim rate adjustment to recover return on the change in invested capital and changes in depreciation and property taxes related to the new investment without filing a full base rate change request. The GRIP was established during the 78th Legislative Session to incentivize investment in Texas' gas pipeline infrastructure to meet continuing growth in the state and to enhance safety by replacing aging facilities. Pursuant to State Law, the City's role in the GRIP proceeding is to review the application to ensure compliance with GRIP statutory requirements. This includes a ministerial review of the filing to test whether GRIP calculations are correct.

On March 29, 2018, CenterPoint filed an annual GRIP interim rate adjustment for customers within their Houston Division. CenterPoint is requesting a revenue requirement increase of \$9.4 million for service to retail gas customers within the Houston Division. The adjustment captures changes in invested capital from October 1, 2016 through December 31, 2017 — a \$47.9 million increase in net investment. The requested revenue requirement includes a reduction to reflect changes in the federal income tax resulting from the Tax Cuts and Jobs Act of 2017, which reduced the federal corporate income tax rate from 35% to 21% effective January 1, 2018. The proposed tax adjustment reduced CenterPoint's total request by approximately \$700,000 from \$10.1 million to \$9.4 million. If the requested adjustment is adopted, the fixed customer charge for all customer classes would increase as follows:

Customer Class	Current Rate	Proposed Rate	Proposed Increase
Residential	\$ 15.75	\$ 16.45	\$ 0.70
General Service Small	\$ 18.25	\$ 19.30	\$ 1.05
General Service Large	\$ 180.00	\$ 195.06	\$ 15.06

Pursuant to the Texas Utilities Code, CenterPoint's request will take effect May 28, 2018 – 60 days after filing – unless City Council adopts an ordinance suspending the proposed effective date for 45 days to July 12, 2018. The suspension period will provide City staff the time necessary to review the request, address any potential ministerial corrections to the calculations with CenterPoint, if any, and to prepare a final recommendation for consideration by the Mayor and City Council. The City must complete its review of the current 2018 GRIP request within this statutory timeframe.

ARA recommends that City Council adopt an ordinance suspending for 45 days the implementation of the CenterPoint Energy Entex GRIP interim rate adjustment.

Contact Information:

Lara Cottingham **Phone:** (832) 393-8503
Alisa Talley **Phone:** (832) 393-8531

ATTACHMENTS:

Description	Type
5.1.2018 CenterPoint 2018 GRIP Suspend RCA.pdf	Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 05/16/18

District All

Item Creation Date: 04/24/18

ARA-CenterPoint 2018 GRIP Suspend

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance suspending for 45 days the implementation of the CenterPoint Energy Resources Corp., D/B/A CenterPoint Energy Entex and CenterPoint Energy Texas Gas (CenterPoint) Gas Reliability Infrastructure Program (GRIP) interim rate adjustment. CenterPoint provides natural gas distribution services in the Houston metropolitan area, serving approximately 385,000 residential, 24,000 small general service and 1,100 large volume customers in Houston. The City of Houston exercises original jurisdiction over the rates, operations, and services of CenterPoint under the provisions of the Texas Utilities Code for customers inside city limits.

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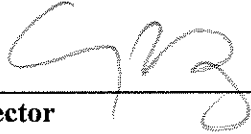
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ARA recommends that City Council adopt an ordinance suspending for 45 days the implementation of the CenterPoint Energy Entex GRIP interim rate adjustment.

Departmental Approval Authority:



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

Other Authorization

Contact Information:

Lara Cottingham Phone: (832) 393-8503
Alisa Talley Phone: (832) 393-8643



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 5/1/2018

ARA-CenterPoint 2018 DCRF

Agenda Item#: 25.

Summary:

ORDINANCE denying the application of **CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC**, for approval to amend its distribution cost recovery factor filed with Houston, Texas, on April 4, 2018

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance denying the application of CenterPoint Energy Houston Electric, LLC (CenterPoint or Company) for approval to amend its Distribution Cost Recovery Factor (DCRF) rate filed with the City of Houston (City or Houston). CenterPoint provides transmission and distribution services to approximately 974,100 Houston customers – 848,000 residential, 125,000 commercial and 1,100 industrial customers. The City exercises original jurisdiction over the rates, operations and services of CenterPoint under the provisions of the Public Utility Regulatory Act (PURA) for customers inside city limits.

The enabling statute permitting implementation of a DCRF was approved during the 82nd Legislative Session and allows an electric utility to adjust its rates for changes in certain distribution costs outside of a full base rate proceeding. The City's is reviewing the DCRF application to determine whether the consumers are receiving all the relief to which they are entitled.

In July 2017, the Public Utilities Commission (PUC) approved a distribution revenue requirement of \$89,708,153 for CenterPoint, which is scheduled to go into effect September 1, 2018. On April 4, 2018, CenterPoint filed an application to update its current DCRF rate within its service territory and requested a revenue requirement increase of \$31,936,543 to \$121,644,696.

CenterPoint has also requested an adjustment to reflect changes in the federal income tax rate resulting from the Tax Cuts and Jobs Act of 2017, which reduced the federal corporate income tax rate from 35% to 21% effective January 1, 2018. The proposed tax adjustment reduces the overall request by approximately \$39,024,595 to \$82,620,101 – a \$7,088,052 decrease from the PUC's approved revenue requirement of \$89,708,153.

Proposed vs. Current Revenue Requirement Rates

Current PUC Approved Rate

\$89,708,153

Proposed Rate Increase	\$31,936,543
Proposed Before Tax Adjustment	\$121,644,696
Proposed Tax Adjustment (Decrease)	(\$39,024,595)
Proposed Rate After Tax Adjustment	\$82,620,101
Total Change (Decrease)	(\$7,088,052)

If CenterPoint’s current request is approved, the average residential customer using 1,000 kWh per month would experience an approximate \$0.12 decrease to the monthly electric bill (compared to the currently approved rates).

Unlike a full base rate proceeding, the City does not have the option to suspend a DCRF rate request and only has 60 days – until June 3, 2018 – to review the filing to make a determination on the reasonableness of the request. The expedited nature of the filing does not provide sufficient time for the City’s rate experts to complete their review of the request and determine if the proposed rates are correct and substantiated. As a result, City’s legal counsel and utility rate experts recommend City Council adopt an ordinance denying CenterPoint’s application for approval to amend its DCRF. Denying the DCRF will provide City staff the time necessary to review the request and participate in the appeal, which is automatically consolidated with CenterPoint’s DCRF proceeding before the PUC.

Contact Information:

Lara Cottingham	Phone: (832) 393-8503
Alisa Talley	Phone: (832) 393-8531

ATTACHMENTS:

Description	Type
5.1.2018 CenterPoint 2018 DCRF Deny RCA.pdf	Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/18

District All

Item Creation Date: 4/25/18

ARA-CenterPoint 2018 DCRF Deny

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council adopt an ordinance denying the application of CenterPoint Energy Houston Electric, LLC (CenterPoint or Company) for approval to amend its Distribution Cost Recovery Factor (DCRF) rate filed with the City of Houston (City or Houston). CenterPoint provides transmission and distribution services to approximately 974,100 Houston customers – 848,000 residential, 125,000 commercial and 1,100 industrial customers. The City exercises original jurisdiction over the rates, operations and services of CenterPoint under the provisions of the Public Utility Regulatory Act (PURA) for customers inside city limits.

The enabling statute permitting implementation of a DCRF was approved during the 82nd Legislative Session and allows an electric utility to adjust its rates for changes in certain distribution costs outside of a full base rate proceeding. The City's is reviewing the DCRF application to determine whether the consumers are receiving all the relief to which they are entitled.

In July 2017, the Public Utilities Commission (PUC) approved a distribution revenue requirement of \$89,708,153 for CenterPoint, which is scheduled to go into effect September 1, 2018. On April 4, 2018, CenterPoint filed an application to update its current DCRF rate within its service territory and requested a revenue requirement increase of \$31,936,543 to \$121,644,696.

CenterPoint has also requested an adjustment to reflect changes in the federal income tax rate resulting from the Tax Cuts and Jobs Act of 2017, which reduced the federal corporate income tax rate from 35% to 21% effective January 1, 2018. The proposed tax adjustment reduces the overall request by approximately \$39,024,595 to \$82,620,101 – a \$7,088,052 decrease from the PUC's approved revenue requirement of \$89,708,153.

Proposed vs. Current Revenue Requirement Rates	
Current PUC Approved Rate	\$89,708,153
Proposed Rate Increase	\$31,936,543
Proposed Before Tax Adjustment	\$121,644,696
Proposed Tax Adjustment (Decrease)	(\$39,024,595)
Proposed Rate After Tax Adjustment	\$82,620,101
Total Change (Decrease)	(\$7,088,052)

If CenterPoint's current request is approved, the average residential customer using 1,000 kWh per month would experience an approximate \$0.12 decrease to the monthly electric bill (compared to the currently approved rates).

Unlike a full base rate proceeding, the City does not have the option to suspend a DCRF rate request and only has 60 days – until June 3, 2018 – to review the filing to make a determination on the reasonableness of the request. The expedited nature of the filing does not provide sufficient time for the City's rate experts to complete their review of the request and determine if the proposed rates are correct and substantiated. As a result, City's legal counsel and utility rate experts recommend City Council adopt an ordinance denying CenterPoint's application for approval to amend its DCRF. Denying the DCRF will provide City staff the time necessary to review the request and participate in the appeal, which is automatically consolidated with CenterPoint's DCRF proceeding before the PUC.

Departmental Approval Authority:



Tina Paez, Director
Administration & Regulatory
Affairs Department

Other Authorization

Contact Information:

Lara Cottingham	Phone: (832) 393-8503
Alisa Talley	Phone: (832) 393-8643



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/4/2018

T26172 - Mystery Shopper Services - ORDINANCE

Agenda Item#: 26.

Summary:

ORDINANCE approving and authorizing an agreement between the City of Houston and **CUSTOMER SERVICE EXPERTS, INC** for Mystery Shopping Services for the Houston Airport System; providing a maximum contract amount - 3 years with two one-year options - \$875,000.00 - Enterprise Fund

Background:

Request for Proposal Received April 6, 2017 for S67-T26172: Approve an ordinance awarding a professional services contract to Customer Service Experts, Inc. for a total not to exceed \$875,000.00 for Mystery Shopper Services for the Houston Airport System (HAS).

Specific Explanation

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract with two one-year options, to Customer Service Experts, Inc.** in an amount not to exceed **\$875,000.00** for Mystery Shopper Services for the Houston Airport System. The Director of Houston Airport System and/or the Chief Procurement Officer may terminate the contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to perform and provide mystery shopper services at various concessions located within HAS terminals and parking garages. The contractor will evaluate and monitor airport concessions and contractor's at George Bush Intercontinental Airport/Houston (IAH), William P. Hobby Airport (HOU), and all parking facilities to ensure compliance with industry customer service standards and expectations, benchmarking concessionaires and contractors' performance, stimulate competitive customer service levels amongst concessionaires and develop a comprehensive rewards program to issue quarterly recognition awards.

The Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. The solicitation document was posted on the Strategic Procurement Division's e-bidding website and, as a result, proposals were received from CCD, Customer Service Experts, Deloitte, Evaluation Systems for Personnel, Service Metric Group and Sight on Service. The Evaluation Committee consisted of members from the HAS.

The proposals were evaluated based on the following criteria:

1. Responsiveness of Proposal
2. Technical Competence
3. Price Proposal

Customer Service Experts Inc. received the highest overall score and was deemed to be the best

Customer Service Experts, Inc. received the highest overall score and was deemed to be the most qualified contractor to perform the requirements as outlined in the RFP.

M/WBE Subcontracting:

The RFP solicitation was advertised with a 13% goal for MWBE Participation. Customer Service Experts, Inc. has designated the below-named companies as its certified MWBE subcontractors:

NAME	TYPE OF SERVICE	AMOUNT	PERCENTAGE
BQR Advertising & Public Relations, Inc	Badging of Mystery Shoppers & purchase of gift cards	\$113,750.00	13%

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 their employees and are in compliance with the City policy.

Houston Hire First:

The proposed contract requires compliance with the City 's Hire Houston First (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Customer Service Experts, Inc. does not meet the requirements for HHF designation, no firm were within three percentage.

Fiscal Note:

Funding for this item is included in the FY 2018 Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Airport Systems	\$75,000.00	\$800,000.00	\$875,000.00

Amount of Funding:

\$875,000.00 -

HAS Revenue Fund (8001)

Contact Information:

NAME:	DEPT.	PHONE
Brenda Chagoya, Division Manager	FIN/SPD	(832) 393-8723
Governor Henderson, Sr. Procurement Specialist	HAS	(281) 233-1046
Carleen Kerr, Assistant Manager	HAS	(281) 233-1613

ATTACHMENTS:

Description

Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/8/2018

ALL

Item Creation Date: 4/4/2018

T26172 - Mystery Shopper Services - ORDINANCE

Agenda Item#: 52.

Background:

Request for Proposal Received April 6, 2017 for S67-T26172: Approve an ordinance awarding a professional services contract to Customer Service Experts, Inc. for a total not to exceed \$875,000.00 for Mystery Shopper Services for the Houston Airport System (HAS).

Specific Explanation

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract with two one-year options, to Customer Service Experts, Inc.** in an amount not to exceed **\$875,000.00** for Mystery Shopper Services for the Houston Airport System. The Director of Houston Airport System and/or the Chief Procurement Officer may terminate the contract at any time upon 30-days written notice to the contractor.

The scope of work requires the contractor to perform and provide mystery shopper services at various concessions located within HAS terminals and parking garages. The contractor will evaluate and monitor airport concessions and contractor's at George Bush Intercontinental Airport/Houston (IAH), William P. Hobby Airport (HOU), and all parking facilities to ensure compliance with industry customer service standards and expectations, benchmarking concessionaires and contractors' performance, stimulate competitive customer service levels amongst concessionaires and develop a comprehensive rewards program to issue quarterly recognition awards.

The Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. The solicitation document was posted on the Strategic Procurement Division's e-bidding website and, as a result, proposals were received from CCD, Customer Service Experts, Deloitte, Evaluation Systems for Personnel, Service Metric Group and Sight on Service. The Evaluation Committee consisted of members from the HAS.

The proposals were evaluated based on the following criteria:

1. Responsiveness of Proposal
2. Technical Competence
3. Price Proposal

Customer Service Experts, Inc. received the highest overall score and was deemed to be the best qualified contractor to perform the requirements as outlined in the RFP.

M/WBE Subcontracting:

The RFP solicitation was advertised with a 13% goal for MWBE Participation. Customer Service Experts, Inc. has designated the below-named companies as its certified MWBE subcontractors:

NAME	TYPE OF SERVICE	AMOUNT	PERCENTAGE
BQR Advertising & Public Relations, Inc	Badging of Mystery Shoppers & purchase of gift cards	\$113,750.00	13%

Pay or Play Program:

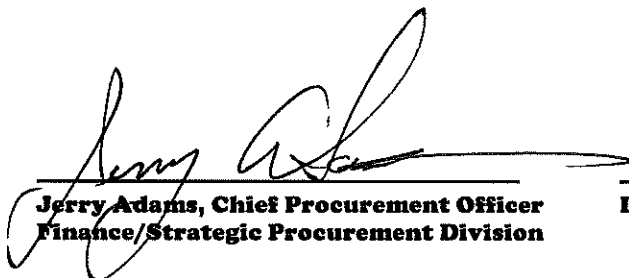
The proposed contract requires compliance with the City's Pay or Play ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides benefits for their employees and are in compliance with the City policy.

Houston Hire First:

The proposed contract requires compliance with the City's Hire Houston First (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case Customer Service Experts, Inc. does not meet the requirements for HHF designation, no firm were within three percentage.

Fiscal Note:

Funding for this item is included in the FY 2018 Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.


Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division**Department Approval Authority**

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Airport Systems	\$75,000.00	\$800,000.00	\$875,000.00

Amount of Funding:

\$875,000.00 -

HAS Revenue Fund (8001)

Contact Information:

NAME:	DEPT.	PHONE
Brenda Chagoya, Division Manager	FIN/SPD	(832) 393-8723
Governor Henderson, Sr. Procurement Specialist	HAS	(281) 233-1046
Carleen Kerr, Assistant Manager	HAS	(281) 233-1613

ATTACHMENTS:**Description**

Certification of Funds

OBO Approval

Form B

Delinquent Tax Report

Drug Policy

Affidavit of Ownership

Form 1295

Pay or Play

Form A - Fair Campaign

Type

Financial Information

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District B, District E, District I

Item Creation Date:

T26418 - HVAC and associated plumbing, electrical and control systems - ORDINANCE

Agenda Item#: 27.

Summary:

ORDINANCE approving and authorizing agreement between the City of Houston and **COMFORT SYSTEMS USA SOUTH CENTRAL** for Heating, Ventilating and Air Conditioning Systems and associated Plumbing, Electrical and Control Systems and the Central Utilities Plants Heating, Ventilating and Air Conditioning Systems and associated Plumbing, Electrical and Control Systems Operations and Maintenance for the Houston Airport System; providing a maximum contract amount - 3 years with two one-year options - \$35,116, 757.97 - Enterprise Fund - **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**

Background:

Request for Proposals Received January 11, 2018 for S30-T26418 - Approve an ordinance awarding a contract to Comfort Systems USA South Central in an amount not to exceed \$35,116,757.97 for Heating, Ventilating, and Air Conditioning Systems and Associated Plumbing, Electrical and Control Systems (HVAC) and the Central Utilities Plants (CUP) Heating Ventilating, and Air Conditioning Systems, and Associated Plumbing, Electrical and Control Systems (HVAC) Operations and Maintenance for the Houston Airport System.

Specific Explanation:

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract with two one-year options** to **Comfort Systems USA South Central** in an amount not to exceed **\$35,116,757.97** for Heating, Ventilating, and Air Conditioning Systems and Associated Plumbing, Electrical and Control Systems (HVAC) and the Central Utilities Plants (CUP) Heating Ventilating, and Air Conditioning Systems, and Associated Plumbing, Electrical and Control Systems (HVAC) Operations and Maintenance for the Houston Airport System.

The scope of work requires the contractor to provide all management, supervision, skilled and unskilled labor, tools, services and maintenance materials, equipment, outside services, replacement equipment and parts, components and appurtenances, instruments, expendable, supplies, training and insurance as required for Operation and Maintenance (O&M) to ensure the level of services of all work for George Bush Intercontinental, William P. Hobby and Ellington Airports.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Fifty-four prospective proposers downloaded the request for proposal document from SPD's e-bidding

website, and as a result, proposals were received from TDIndustries, Inc. and Comfort Systems USA South Central. Subsequent to the receipt of the proposals. prospective proposers were contacted to

Following the receipt of the proposals, prospective proposers were contacted to determine the reason for the limited response to the RFP. Potential proposers advised that they did not have the resources, knowledge and experience for the extensive and comprehensive project.

The evaluation committee was comprised of five evaluators from the Houston Airport System. The proposals were evaluated upon the following criteria:

- Technical Approach/Management Plan
- Personnel/Staffing Requirements
- Price
- Qualification/HVAC and CUP Experience
- Efficiency/Sustainability/Energy Savings
- Computerized Maintenance Management

Comfort Systems USA South Central was deemed the best respondent.

M/WBE Participation:

The request for proposal was issued as a goal-oriented contract with a 25% participation level. Comfort Systems USA South Central has designated the below-named companies as its certified M/WBE subcontractors:

Subcontractors	TYPE OF WORK	AMOUNT	%
BEPC, LLC	Staffing Technicians	\$6,566,836.46	18.70
Abilities Unlimited, Inc.	Staffing Technicians	\$1,755,836.43	5.00
Tejas Office Products, Inc.	Office Supplies	\$70,229.94	0.20
N. Gil Electric Company, Inc.	Electrical Services	\$351,167.29	1.00
Tex Star Bearings, LLC	Bearing Supplies	\$35,117.90	0.10

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 Comfort Systems USA South Central will provide health benefits for some employees, but will pay into the Contractor Responsibility Fund in compliance with City policy.

Hire Houston First:

The proposed contract requires compliance with the City's "Hire Houston First" ordinance that promotes economic opportunity for Houston Businesses and support job creation. In this case, Comfort Systems USA South Central is a designated HHF company, but they were the successful awardee without application of the HHF preference.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted budget. Therefore, no Fiscal Note is required as stated in the Financial Policy ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority

DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Airport System	\$564,146.25	\$34,552,561.72	\$35,116,757.97

Amount of Funding:

\$35,116,757.97 - HAS Revenue Fund (8001)

Contact Information:

Richard Morris 832-393-8736

Justina Mann 281-230-8086

ATTACHMENTS:

Description

Coversheet (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/22/2018
District C, District E, District I
Item Creation Date:

T26418 - HVAC and associated plumbing, electrical and control systems - ORDINANCE

Agenda Item#: 4.

Background:

Request for Proposals Received January 11, 2018 for S30-T26418 - Approve an ordinance awarding a contract to Comfort Systems USA South Central in an amount not to exceed \$35,116,757.97 for Heating, Ventilating, and Air Conditioning Systems and Associated Plumbing, Electrical and Control Systems (HVAC) and the Central Utilities Plants (CUP) Heating Ventilating, and Air Conditioning Systems, and Associated Plumbing, Electrical and Control Systems (HVAC) Operations and Maintenance for the Houston Airport System.

Specific Explanation:

The Director of the Houston Airport System and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract with two one-year options** to **Comfort Systems USA South Central** in an amount not to exceed **\$35,116,757.97** for Heating, Ventilating, and Air Conditioning Systems and Associated Plumbing, Electrical and Control Systems (HVAC) and the Central Utilities Plants (CUP) Heating Ventilating, and Air Conditioning Systems, and Associated Plumbing, Electrical and Control Systems (HVAC) Operations and Maintenance for the Houston Airport System.

The scope of work requires the contractor to provide all management, supervision, skilled and unskilled labor, tools, services and maintenance materials, equipment, outside services, replacement equipment and parts, components and appurtenances, instruments, expendable, supplies, training and insurance as required for Operation and Maintenance (O&M) to ensure the level of services of all work for George Bush Intercontinental, William P. Hobby and Ellington Airports.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Fifty-four prospective proposers downloaded the request for proposal document from SPD's e-bidding website, and as a result, proposals were received from TDIndustries, Inc. and Comfort Systems USA South Central. Subsequent to the receipt of the proposals, prospective proposers were contacted to determine the reason for the limited response to the RFP. Potential proposers advised that they did not have the resources, knowledge and experience for the extensive and comprehensive project.

The evaluation committee was comprised of five evaluators from the Houston Airport System. The proposals were evaluated upon the following criteria:

- Technical Approach/Management Plan
- Personnel/Staffing Requirements
- Price
- Qualification/HVAC and CUP Experience
- Efficiency/Sustainability/Energy Savings
- Computerized Maintenance Management

Comfort Systems USA South Central was deemed the best respondent.

M/WBE Participation:

The request for proposal was issued as a goal-oriented contract with a 25% participation level. Comfort Systems USA South Central has designated the below-named companies as its certified M/WBE subcontractors:

Subcontractors	TYPE OF WORK	AMOUNT	%
BEPC, LLC	Staffing Technicians	\$6,566,836.46	18.70
Abilities Unlimited, Inc.	Staffing Technicians	\$1,755,836.43	5.00
Tejas Office Products, Inc.	Office Supplies	\$70,229.94	0.20
N. Gil Electric Company, Inc.	Electrical Services	\$351,167.29	1.00
Tex Star Bearings, LLC	Bearing Supplies	\$35,117.90	0.10

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 Comfort Systems USA South Central will provide health benefits for some employees, but will pay into the Contractor Responsibility Fund in compliance with City policy.

Hire Houston First:

The proposed contract requires compliance with the City's "Hire Houston First" ordinance that promotes economic opportunity for Houston Businesses and support job creation. In this case, Comfort Systems USA South Central is a designated HHF company, but they were the successful awardee without application of the HHF preference.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted budget. Therefore, no Fiscal Note is required as stated in the Financial Policy ord. 2014-1078.


Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Houston Airport System	\$564,146.25	\$34,552,561.72	\$35,116,757.97

Amount of Funding:

\$35,116,757.97 - HAS Revenue Fund (8001)

Contact Information:

Richard Morris 832-393-8736

Justina Mann 281-230-8086

ATTACHMENTS:**Description**

RFCA Funding Form

Tax Report

Form A

POP 1

POP 2

FORM B

Type

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date:

L26461 - Moving and Storage of Household Goods - ORDINANCE

Agenda Item#: 28.

Summary:

ORDINANCE awarding contract to **APMS OF HOUSTON, LLC dba ALL POINTS MOVING and STORAGE** for Moving and Storage of Household Goods for the Housing and Community Development Department; providing a maximum contract amount - 1 Year with four one-year options - \$1,845,660.00 - TIRZ Affordable Housing Fund

Background:

Formal Bids Received on February 8, 2018 for S19-L26461 - Approve an ordinance awarding a contract to APMS of Houston, LLC dba All Points Moving and Storage in an amount not to exceed \$1,845,660.00 for moving and storage of household goods for the Housing and Community Development Department.

Specific Explanation:

The Director of the Housing and Community Development Department and the Chief Procurement Officer recommends that City Council approve an ordinance awarding a **one-year contract, with four one-year options** to **APMS of Houston, LLC dba All Points Moving and Storage** on its low bid meeting specifications for moving and storage of household goods in the amount not to exceed **\$1,845,660.00** for the Housing and Community Development Department.

The scope of work requires the contractor to provide all labor, supervision, materials, equipment, tools, storage facilities and transportation necessary to provide moving and storage of household goods for HCDD's clients. The moving and storage of household goods will be provided to clients as part of HCDD's Temporary Relocation Assistance Program, where the client's household goods will be temporarily moved to a storage facility. After the client's home has been repaired or reconstructed, the contractor will be required to move the client's household goods from storage back into the residence.

This Invitation to Bid (ITB) was advertised in accordance with the requirements of the State of Texas bid laws. Twenty-two prospective bidders downloaded the solicitation document from SPD's e-bidding website, and five bids were received as outlined below:

<u>Company</u>	<u>Total Amount</u>
1. 2-Men Houston, LLC, dba Two Men and a Truck	\$1,395,000.00 (Did Not Meet Specifications/Partial Bid)

2. **APMS of Houston, LLC dba All Points Moving and Storage** **\$1,845,660.00**
3. A-Rocket Moving and Storage \$2,216,363.56
4. Bush Express Transport and Movers \$2,678,449.20
5. A1 Freeman Moving Group \$3,831,860.00

M/WBE Subcontracting:

This invitation to bid was issued as a goal-oriented contract with an 11% M/WBE participation level. APMS of Houston, LLC dba All Points Moving and Storage has designated the below-named companies as its certified M/WBE subcontractor.

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Houston Modular installation, Inc.	Moving and Storage	\$110,739.60	6%
East End Transfer and Storage, Inc.	Moving and Storage	\$ 92,283.00	5%

Pay or Play Program:

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

Hire Houston First:

The proposed contract requires compliance with the City's 'Hire Houston First' (HHF) ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, APMS of Houston, LLC dba All Points Moving and Storage does not meet the requirements for HHF designation; no HHF firms were with three percent.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Signature
Finance/Strategic Procurement Division

Department Approval Authority

ESTIMATED SPENDING AUTHORITY

Department	FY18	Out-Years	Total Amount
Housing and Community Development Department	\$369,132.00	\$1,476,528.00	\$1,845,660.00

Amount of Funding:

\$1,845,660.00 - TRZ Affordable Housing Fund (2409)

Contact Information:

Richard Morris/832-393-8736

Roy Korthals/832-393-8734

Tom McCasland/832-394-6282

ATTACHMENTS:

Description

Type



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 3/2/2018

L26357 - Low and Medium Voltage Electric Motor Repair
Services - ORDINANCE

Agenda Item#: 29.

Summary:

ORDINANCE awarding contract to **HOUMA ARMATURE WORKS HOUSTON, LLC, dba WARD LEONARD** for Low and Medium Voltage Electric Motor Repair Services for Houston Public Works; providing a maximum contract amount - 3 years with two one-year options - \$18,586,782.22 - Enterprise Fund

Background:

Formal Bid Received September 14, 2017 for S74-L26357 – Approve an ordinance awarding a contract to Houma Armature Works Houston, LLC, dba Ward Leonard in an amount not to exceed \$18,586,782.22 for low and medium voltage electric motor repair services for Houston Public Works (HPW)

Specific Explanation:

The Director of Houston Public Works and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a three-year contract, with two one-year options to Houma Armature Works Houston, LLC, dba Ward Leonard for low and medium voltage electric motor repair services in the total amount not to exceed \$18,586,782.22 for Houston Public Works.

The scope of work requires the contractor to provide all supervision, labor, tools, parts, materials, equipment, supplies, and facilities necessary to provide precision repair services for vertical, horizontal squirrel-cage induction, wound-rotor induction, AC, DC or synchronous motors for Houston Public Works. The services include disassembling, inspecting, cleaning and reconditioning, rewinding of stators, complete rebuilding of motors, and/or replacement of motors. The motors are used to operate water and wastewater plant equipment such as blowers, pumps, aerators, conveyors, air compressors, exhaust fans, and various types of equipment located citywide.

The Invitation to Bid (ITB) was advertised in accordance with the requirements of the State of Texas bid laws. Five (5) prospective respondents downloaded the solicitation document on the Strategic Procurement Division's e-bidding website, and two bids were received as outlined below:

<u>Company</u>	<u>Total Amount</u>
1. Houma Armature Works Houston LLC, dba Ward Leonard	\$18,586,782.22

2. Northstar Industries

\$19,318,265.00

M/WBE Participation:

The ITB was issued as a goal-oriented contract with a 3.28% M/WBE participation level. Houma Armature Works Houston, LLC, dba Ward Leonard has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Coastal Machine and Mechanical	Machining Services	\$609,646.45	3.28%

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 Houma Armature Works Houston, LLC, dba Ward Leonard will pay into the program for employees in compliance with City policy.

Houston First:

The proposed contract requires compliance with the City's "Hire Houston First" ordinance that promotes economic opportunity for Houston Businesses and support job creation. In this case the proposed contractor Houma Armature Works Houston, LLC, dba Ward Leonard does not meet the requirements for HHF designation; no HHF firm was within three percent.

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance 2014-1078.

Jerry Adams, Chief Procurement Officer
Signature
Finance/Strategic Procurement Division

Department Approval Authority

ESTIMATED SPENDING AUTHORITY			
Department	FY18	Out-Years	Total Amount
Houston Public Works	\$400,000.00	\$18,186,782.22	\$18,586,782.22

Amount of Funding:

Amount of Funding:

\$18,586,782.22

Water and Sewer System Operating Fund
Fund 8300

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
John Petrie, Assistant Director	HPW	(832) 395-3754
Richard Morris, Division Manager	FIN/SPD	(832) 393-8736
Elnora Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-0209

ATTACHMENTS:**Description****Type**

RCA#L26357- Houma Armature Works
Houston, LLC, dba Ward Leonard

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 3/27/2018

ALL

Item Creation Date: 3/2/2018

L26357 - Low and Medium Voltage Electric Motor Repair Services - ORDINANCE

Agenda Item#: 60.

Background:

Formal Bid Received September 14, 2017 for S74-L26357 – Approve an ordinance awarding a contract to Houma Armature Works Houston, LLC, dba Ward Leonard in an amount not to exceed \$18,586,782.22 for low and medium voltage electric motor repair services for Houston Public Works (HPW)

Specific Explanation:

The Director of Houston Public Works and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a three-year contract, with two one-year options to Houma Armature Works Houston, LLC, dba Ward Leonard for low and medium voltage electric motor repair services in the total amount not to exceed \$18,586,782.22 for Houston Public Works.

The scope of work requires the contractor to provide all supervision, labor, tools, parts, materials, equipment, supplies, and facilities necessary to provide precision repair services for vertical, horizontal squirrel-cage induction, wound-rotor induction, AC, DC or synchronous motors for Houston Public Works. The services include disassembling, inspecting, cleaning and reconditioning, rewinding of stators, complete rebuilding of motors, and/or replacement of motors. The motors are used to operate water and wastewater plant equipment such as blowers, pumps, aerators, conveyors, air compressors, exhaust fans, and various types of equipment located citywide.

The Invitation to Bid (ITB) was advertised in accordance with the requirements of the State of Texas bid laws. Five (5) prospective respondents downloaded the solicitation document on the Strategic Procurement Division's e-bidding website, and two bids were received as outlined below:

<u>Company</u>	<u>Total Amount</u>
1. Houma Armature Works Houston LLC, dba Ward Leonard	\$18,586,782.22
2. Northstar Industries	\$19,318,265.00

M/WBE Participation:

The ITB was issued as a goal-oriented contract with a 3.28% M/WBE participation level. Houma Armature Works Houston, LLC, dba Ward Leonard has designated the below-named company as its certified M/WBE subcontractor:

<u>Name</u>	<u>Type of Work</u>	<u>Dollar Amount</u>	<u>Percentage</u>
Coastal Machine and Mechanical	Machining Services	\$609,646.45	3.28%

Pay or Play Program:

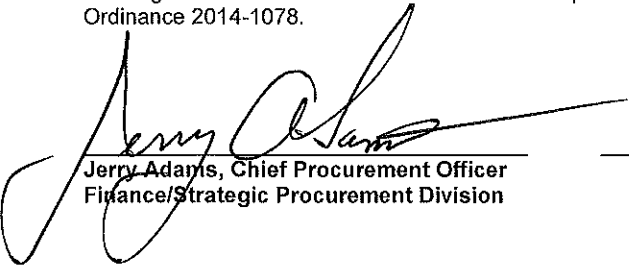
The proposed contract requires compliance with the City's "Pay or Play" ordinance regarding health benefits for employees of City contractors. In this case Houma Armature Works Houston, LLC, dba Ward Leonard will pay into the program for employees in compliance with City policy.

Houston First:

The proposed contract requires compliance with the City's "Hire Houston First" ordinance that promotes economic opportunity for Houston Businesses and support job creation. In this case the proposed contractor Houma Armature Works Houston, LLC, dba Ward Leonard does not meet the requirements for HHF designation; no HHF firm was within three percent.

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance 2014-1078.


Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority Signature

ESTIMATED SPENDING AUTHORITY			
Department	FY18	Out-Years	Total Amount
Houston Public Works	\$400,000.00	\$18,186,782.22	\$18,586,782.22

Amount of Funding:

Amount of Funding:

\$18,586,782.22 – Water and Sewer System Operating Fund (8300)

Contact Information:

NAME:	DEPARTMENT/DIVISION	PHONE
John Petrie, Assistant Director	HPW	(832) 395-3754
Richard Morris, Division Manager	FIN/SPD	(832) 393-8736
Elnora Smith, Sr. Procurement Specialist	FIN/SPD	(832) 393-0209

ATTACHMENTS:

Description

Affidavit of Ownership

Drug Forms

POP Forms

Funding Information

Form A

Form B

Type

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 1/25/2018

T26134 - Fire and Security Alarm System Maintenance, Inspections,
Testing and Monitoring Services - ORDINANCE

Agenda Item#: 30.

Summary:

ORDINANCE appropriating \$937,000.00 out of Police Consolidated Construction Fund for Fire and Security Alarm System Maintenance, Inspection, Testing, and Monitoring Services for various City Departments; approving and authorizing contract between the City of Houston and **FIRETROL PROTECTION SYSTEMS, INC**; providing a maximum contract amount - 3 Years with two one-year options - \$14,723,579.55 - Total contract term - Enterprise Fund

Background:

Request for Proposals Received on July 20, 2017 for S19-T26134 - Approve an ordinance authorizing the appropriation of \$937,000.00 out of the Police Consolidated Construction Fund (4504) and awarding a contract to Firetrol Protection Systems, Inc. in an amount not to exceed \$14,723,579.55 for fire and security alarm system maintenance, inspections, testing and monitoring services for various departments.

Specific Explanation:

The Chief Procurement Officer recommends that City Council approve an ordinance authorizing the appropriation of **\$937,000.00** out of the Police Consolidated Construction Fund (4504) and awarding a **three-year contract, with two one-year options** to **Firetrol Protection Systems, Inc.** in an amount not to exceed **\$14,723,579.55** for fire and security alarm system maintenance, inspections, testing and monitoring for various departments.

The scope of work requires the contractor to provide all supervision, labor, transportation, tools & equipment, and supplies necessary to provide alarm monitoring, inspections, sensitivity testing, maintenance, repairs, and Twenty-four (24) hour answering / telephone response services. Contractor shall also respond physically (be on site) for emergencies within two-hours after being contacted should a fire alarm and/or sprinkler system malfunction.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Twenty-five prospective proposers downloaded the solicitation document from SPD's e-bidding website, and as a result, proposals were received from Firetrol Protection Systems, Inc.; Koetter Fire Protection of Houston, LLC; Advantage Interests, Inc.; and Firetron Protection Systems, inc. The evaluation committee was comprised of three evaluators from General Services, Airport and Parks Departments. The proposals were evaluated based upon the following criteria.

- Responsiveness to RFP
- Contractor Qualifications
- Service and Support
- Staff Experience/Background
- Methodology

- Price

Firetrol Protection Systems, Inc was deemed the best respondent

M/WBE Subcontracting:

This request for proposal was issued as a goal oriented with a 11% M/WBE participation level. Firetrol Protection Systems, Inc. has designated the below-named companies as its certified M/WBE subcontractors.

Subcontractors	TYPE OF WORK	AMOUNT	%
Environmental Exhaust Service, Inc	Hood Cleaning	\$441,707.38	3%
EmeraldStandard Services	Electrical Services	\$588,943.18	4%
Houston Chem Safe dba HCS Supplies	Parts & Equipment	\$588,943.18	4%

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, Firetrol Protection Systems, Inc. provides health benefits for eligible employees in compliance with City policy.

Hire Houston First:

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

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

ESTIMATED SPENDING AUTHORITY

Department	FY18	Out-Years	Total Amount
General Services Department	\$96,874.50	\$1,960,405.01	\$2,057,279.51
Houston Public Works	\$198,790.00	\$1,001,510.00	\$1,200,300.00
Houston Airport System	\$621,766.64	\$8,704,733.40	\$9,326,500.04
Parks and Recreation	\$3,000.00	\$479,450.00	\$482,450.00
Solid Waste Management	\$5,000.00	\$31,250.00	\$36,250.00
Fire Department	\$4,800.00	\$48,000.00	\$52,800.00
Houston Police Department	\$937,000.00	\$631,000.00	\$1,568,000.00
Totals	\$1,867,231.14	\$12,856,348.41	\$14,723,579.55

Amount of Funding:

\$2,057,279.51 – Maintenance, Renewal and Replacement Fund (2105)

\$1,568,000.00 – Police Consolidated Construction Fund (4504)

\$9,326,500.04 – HAS Revenue Fund (8001)
\$1,100,300.00 – Water & Sewer System Operating Fund (8300)
\$ 60,000.00 - Dedicated Drainage and Street Renewal Fund (2310) Supported by
Metro Funds (FY18-\$9,450.00) and Ad Valorem Taxes (FY18-\$5,550.00)
\$ 40,000.00 - Stormwater Fund (2302)
\$ 571,500.00 – General Fund (1000)
\$14,723,579.55 - TOTAL

Contact Information:

Richard Morris/832-393-8736
Roy Korthals/832-393-8734
Justina Mann/281-230-8086

ATTACHMENTS:

Description

Coversheet (revised)

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 4/3/2018

ALL

Item Creation Date: 1/25/2018

T26134 - Fire and Security Alarm System Maintenance, Inspections, Testing and Monitoring Services - ORDINANCE

Agenda Item#: 28.

Summary:

AN ORDINANCE APPROPRIATING \$937,000.00 OUT OF THE POLICE CONSOLIDATED CONSTRUCTION FUND FOR FIRE AND SECURITY ALARM SYSTEM MAINTENANCE, INSPECTION, TESTING, AND MONITORING SERVICES FOR VARIOUS CITY DEPARTMENTS; APPROVING AND AUTHORIZING A CONTRACT BETWEEN THE CITY OF HOUSTON AND FIRETROL PROTECTION SYSTEMS, INC.; PROVIDING A MAXIMUM CONTRACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

Background:

Request for Proposals Received on July 20, 2017 for S19-T26134 - Approve an ordinance authorizing the appropriation of \$937,000.00 out of the Police Consolidated Construction Fund (4504) and awarding a contract to Firetrol Protection Systems, Inc. in an amount not to exceed \$14,723,579.55 for fire and security alarm system maintenance, inspections, testing and monitoring services for various departments.

Specific Explanation:

The Chief Procurement Officer recommends that City Council approve an ordinance authorizing the appropriation of \$937,000.00 out of the Police Consolidated Construction Fund (4504) and awarding a **three-year contract, with two one-year options to Firetrol Protection Systems, Inc.** in an amount not to exceed \$14,723,579.55 for fire and security alarm system maintenance, inspections, testing and monitoring for various departments.

The scope of work requires the contractor to provide all supervision, labor, transportation, tools & equipment, and supplies necessary to provide alarm monitoring, inspections, sensitivity testing, maintenance, repairs, and Twenty-four (24) hour answering / telephone response services. Contractor shall also respond physically (be on site) for emergencies within two-hours after being contacted should a fire alarm and/or sprinkler system malfunction.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Twenty-five prospective proposers downloaded the solicitation document from SPD's e-bidding website, and as a result, proposals were received from Firetrol Protection Systems, Inc.; Koetter Fire Protection of Houston, LLC; Advantage Interests, Inc.; and Firetron Protection Systems, inc. The evaluation committee was comprised of three evaluators from General Services, Airport and Parks Departments. The proposals were evaluated based upon the following criteria.

- Responsiveness to RFP
- Contractor Qualifications
- Service and Support
- Staff Experience/Background
- Methodology
- Price

Firetrol Protection Systems, Inc was deemed the best respondent

M/WBE Subcontracting:

This request for proposal was issued as a goal oriented with a 11% M/WBE participation level. Firetrol Protection Systems, Inc. has designated the below-named companies as its certified M/WBE subcontractors.

Subcontractors	TYPE OF WORK	AMOUNT	%
Environmental Exhaust Service, Inc	Hood Cleaning	\$441,707.38	3%
EmeraldStandard Services	Electrical Services	\$588,943.18	4%
Houston Chem Safe dba HCS Supplies	Parts & Equipment	\$588,943.18	4%

Pay or Play Program:

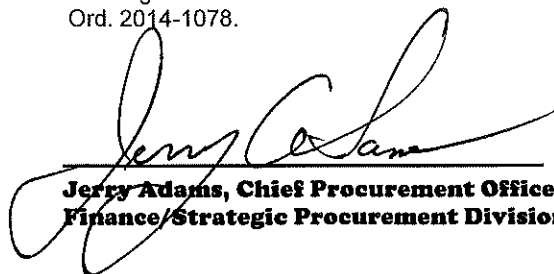
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, Firetrol Protection Systems, Inc. provides health benefits for eligible employees in compliance with City policy.

Hire Houston First:

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

Fiscal Note:

Funding for this item is included in the FY18 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.



Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

ESTIMATED SPENDING AUTHORITY

Department	FY18	Out-Years	Total Amount
General Services Department	\$96,874.50	\$1,960,405.01	\$2,057,279.51
Houston Public Works	\$198,790.00	\$1,001,510.00	\$1,200,300.00
Houston Airport System	\$621,766.64	\$8,704,733.40	\$9,326,500.04
Parks and Recreation	\$3,000.00	\$479,450.00	\$482,450.00
Solid Waste Management	\$5,000.00	\$31,250.00	\$36,250.00
Fire Department	\$4,800.00	\$48,000.00	\$52,800.00
Houston Police Department	\$937,000.00	\$631,000.00	\$1,568,000.00
Totals	\$1,867,231.14	\$12,856,348.41	\$14,723,579.55

Amount of Funding:

\$2,057,279.51 – Maintenance, Renewal and Replacement Fund (2105)
 \$1,568,000.00 – Police Consolidated Construction Fund (4504)
 \$9,326,500.04 – HAS Revenue Fund (8001)
 \$1,100,300.00 – Water & Sewer System Operating Fund (8300)
 \$ 60,000.00 - Dedicated Drainage and Street Renewal Fund (2310) Supported by
 Metro Funds (FY18-\$9,450.00) and Ad Valorem Taxes (FY18-\$5,550.00)
 \$ 40,000.00 - Stormwater Fund (2302)
 \$ 571,500.00 – General Fund (1000)
\$14,723,579.55 - TOTAL

Contact Information:

Richard Morris/832-393-8736
 Roy Korthals/832-393-8734
 Justina Mann/281-230-8086

ATTACHMENTS:**Description**

Campaign Finance Ordinance
Affidavit of Ownership
Pay or Play Acknowledgement Form (POP 1)
Pay or Play Certification of Compliance (POP 2)
MWBE Letters of Intent
Certificate of Interest Parties (Form 1295)
List of Subcontractors

Type

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



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 2/5/2018

L25853 - Used Oil, Oily Water, Oil Filters, Antifreeze and Absorbents
Disposal Services - ORDINANCE

Agenda Item#: 31.

Summary:

ORDINANCE awarding contract to **Q ENVIRONMENTAL, INC** for Used Oil, Oily Water, Oil Filters, Antifreeze and Absorbents Disposal Services for Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$1,434,101.30 - Fleet Management Fund

Background:

Formal Bids Received July 26, 2016 for S23-L25853 - Approve an ordinance awarding a contract to Q Environmental, Inc. in an amount not to exceed \$1,434,101.30, for used oil, oily water, oil filters, antifreeze and absorbents disposal services for Fleet Management Department .

Specific Instructions

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract, with two one-year options**, to **Q Environmental, Inc.** on its low bid meeting specifications in an amount not to exceed **\$1,434,101.30** for used oil, oily water, oil filters, antifreeze and absorbents disposal services for Fleet Management Department.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirteen prospective bidders downloaded the solicitation document from the Strategic Procurement Division's e-bidding website and four bids were received as outlined below.

<u>Company</u>	<u>Total Amount</u>
1. Flex Oil Services	\$ 559,653.75 (Partial Bid)
2. Thermo Fluids, Inc.	\$ 913,220.00 (Partial Bid)
3. Q Environmental, Inc.	\$1,434,101.30
4. Heritage-Crystal Clean, LLC	\$3,299,175.00

Due to the disparity between the bids, the Strategic Procurement Division (SPD) procurement specialist contacted the potential supplier to discuss the scope of work for this procurement. During the discussion, Q Environmental, Inc.'s President stated that its bid includes all cost associated with supplying the services requested in the bid specifications. Based on the aforementioned, the Strategic Procurement Division and the Fleet Management Department are confident that the recommended company can provide the specified services for the price bid.

The scope of work requires the contractor to provide all labor, supervision, materials, supplies, tools, equipment and transportation necessary to properly dispose of used oil filter, antifreeze, absorbents and contaminated and non-contaminated oil, extracted from automobiles, trucks, tractors and heavy equipment by the City's Fleet Management personnel.

M/WBE Participation:

This bid was issued with an 11% MWBE participation. Q Environmental, Inc. submitted a Good Faith Effort to the Office of Business Opportunity, which was approved. Therefore, Q Environmental, Inc. will not be required to meet the 11% MWBE goal.

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 proposed contractor has elected to pay into the Contractor Responsibility Fund in compliance with City Policy.

Hire Houston First:

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and support job creation. In this case the proposed contractor Q Environmental, Inc. is a designated HHF Company.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Fleet Management Department	\$59,830.05	\$1,374,271.25	\$1,434,101.30

Amount of Funding:

\$1,434,101.30

Fleet Management Fund
Fund 1005

Contact Information:

NAME:	DEPARTMENT/ DIVISION	PHONE
Richard Morris, Division Manager	FIN/SPD	(832) 393-8736
Roy Breaux, Procurement Specialist	FIN/SPD	(832) 393-8728
Marchelle Cain, Deputy Assistant Director	FMD	(832) 393-6910

ATTACHMENTS:

Description

Revised Cover sheet
MWBE Good Faith Pre-Award Approval

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 2/5/2018

L25853 - Used Oil, Oily Water, Oil Filters, Antifreeze and Absorbents Disposal Services -
ORDINANCE

Agenda Item#:

Background:

Formal Bids Received July 26, 2016 for S23-L25853 - Approve an ordinance awarding a contract to Q Environmental, Inc. in an amount not to exceed \$1,434,101.30, for used oil, oily water, oil filters, antifreeze and absorbents disposal services for Fleet Management Department.

Specific Instructions

The Director of the Fleet Management Department and the Chief Procurement Officer recommend that City Council approve an ordinance awarding a **three-year contract, with two one-year options**, to **Q Environmental, Inc.** on its low bid meeting specifications in an amount not to exceed **\$1,434,101.30** for used oil, oily water, oil filters, antifreeze and absorbents disposal services for Fleet Management Department.

This project was advertised in accordance with the requirements of the State of Texas bid laws. Thirteen prospective bidders downloaded the solicitation document from the Strategic Procurement Division's e-bidding website and four bids were received as outlined below.

<u>Company</u>	<u>Total Amount</u>
1. Flex Oil Services	\$ 559,653.75 (Partial Bid)
2. Thermo Fluids, Inc.	\$ 913,220.00 (Partial Bid)
3. Q Environmental, Inc.	\$1,434,101.30
4. Heritage-Crystal Clean, LLC	\$3,299,175.00

Due to the disparity between the bids, the Strategic Procurement Division (SPD) procurement specialist contacted the potential supplier to discuss the scope of work for this procurement. During the discussion, Q Environmental, Inc.'s President stated that its bid includes all cost associated with supplying the services requested in the bid specifications. Based on the aforementioned, the Strategic Procurement Division and the Fleet Management Department are confident that the recommended company can provide the specified services for the price bid.

The scope of work requires the contractor to provide all labor, supervision, materials, supplies, tools, equipment and transportation necessary to properly dispose of used oil filter, antifreeze, absorbents and contaminated and non-contaminated oil, extracted from automobiles, trucks, tractors and heavy equipment by the City's Fleet Management personnel.

M/WBE Participation:

This bid was issued with a 11% M/WBE participation goal. Q Environmental, Inc. submitted a Good Faith Effort to the Office of Business Opportunity, which was approved.

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 proposed contractor has elected to pay into the Contractor Responsibility Fund in compliance with City Policy.

Hire Houston First:

The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and support job creation. In this case the proposed contractor Q Environmental, Inc. is a designated HHF Company.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.



Jerry Adams, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

Estimated Spending Authority			
DEPARTMENT	FY2018	OUT YEARS	TOTAL
Fleet Management Department	\$59,830.05	\$1,374,271.25	\$1,434,101.30

Amount of Funding:

\$1,434,101.30

Fleet Management Fund
Fund 1005

Contact Information:

NAME:	DEPARTMENT/ DIVISION	PHONE
Richard Morris, Division Manager	FIN/SPD	(832) 393-8736
Roy Breaux, Procurement Specialist	FIN/SPD	(832) 393-8728
Marchelle Cain, Deputy Assistant Director	FMD	(832) 393-6910

ATTACHMENTS:

Description	Type
<u>RCA#L25853- Q Environmental, Inc</u>	Signed Cover sheet
<u>Award Recommendation</u>	Backup Material
<u>Bid Tabulation</u>	Backup Material
<u>Pay or Play Documents</u>	Backup Material
<u>Fair Campaign Documents</u>	Backup Material
<u>M/WBE Good Faith Pre-Award Approval</u>	Backup Material
<u>Texas Secretary of State Registration</u>	Backup Material
<u>Copy of Unsigned Contract</u>	Backup Material
<u>Extension of bid prices</u>	Backup Material
<u>Clear Tax Report</u>	Backup Material
<u>Funding Info</u>	Backup Material



CITY OF HOUSTON

Office of Business Opportunity

Interoffice Memorandum

To: Marsha E. Murray, OBO Deputy Director
From: Barbara Fisher, Procurement Specialist
Date: December 7, 2017
Subject: Pre-Award Good Faith Effort (Q Environmental – 3rd^d Attempt)
FIN/SPD – Used Oil, Oily Water, Used Oil Filters, Absorbents and Antifreeze
Disposal Service for FMD (Fleet Management Department)

The Pre-Award Good Faith Effort Request submitted by Q Environmental (3rd attempt) for the above referenced project has been reviewed and evaluated. This solicitation is for the used oil, oily water, used oil filters, absorbents and antifreeze disposal service for Fleet Management Department.

FMD Department provided the following information:

FMD provided a Good Faith Effort Request for evaluation by OBO from Q Environmental.

Project Details:

- Project Advertised Date: June 17, 2016
- Pre-Bid Meeting Date: June 28, 2016
- Bid Due Date: July 14, 2016
- Bidder's Bid Amount: \$\$1,434,100.30

This Invitation to Bid includes that the contractor provided all necessary labor, supervision, equipment and supplies for the removal and disposal of used oil, oil filters, antifreeze and absorbents generated by various City departments. The contractor should comply with all applicable Federal, State and local regulations regarding the collection, transportation and disposal, recycling or resale of used oil produced and stored at City facilities.

Contract Requirements:

- Supplies & Equipment
 - The contractor shall provide the City, at no additional costs, collection containers to store the used oil filters, used antifreeze and absorbents in until they are picked up. All containers must have D.O.T. and EPA approved screw lids, be water tight, free of rust, holes, numbered and labeled of the contents.
- Transportation & Collection
 - Collection of oil, oily water, oil filters, water with hydrocarbons, hydraulic fluid, antifreeze and absorbents by the contractor within 24 hours of notification.

FMD furnished the Proposer's Good Faith Effort, which consists of the following:

- Proposer's explanation of Good Faith Effort – Letter from Q Environmentals' Legal representation, Klosowsky Law Offices, letter dated December 22, 2010.

Q Environmental, a certified MBE, was selected to perform the disposal services of Used Oil, Oily Water, Used Oil Filters, Absorbents and Antifreeze. However, Q Environmental was unable to meet the advertised 11.00% MWBE Contract Goal and submitted a third Good Faith Effort Request for review.

- A letter was submitted by Q Environmental legal representation, Klosowsky Law Offices dated December 22, 2010, outlining the explanation about not being able to engage in a subcontracting capacity with a certified firm who was deemed as being to perform a working element of the solicitation.

OBO - Department Services (DS) Recommendations:

Upon the evaluation above, it is the recommendation to **APPROVE** Q Environmentals' Good Faith Effort request for the waiver of the 11.00% MWBE Contract Goal. At the suggestion of Department Services, Q Environmental was directed research certified MWBE firms that could perform the services of picking up and disposal of hazardous materials as specified in the solicitation.

FMD (Fleet Management Department)

Used Oil, Oily Water, Used Oil Filters, Absorbents and Antifreeze Disposal Service for FMD (Fleet Management Department)

December 7, 2017

Page 2 of 4

Department Services, in the course of researching the City's Online Certified MWBE directory, found Holcomb Environmental Oil Services LLC, NAICS Code 562998, All Other Mics, Waste Management Services. Department Services contacted Holcomb and confirmed that they do perform the services of picking up and disposal of antifreeze, oil, filter etc., and they adhere to all the federal, state and local guideline for this type of services required. FMD was made aware of Holcomb being able to perform the services required and FMD, in turn, informed Q Environmental.

Five (5) other certified MWBE's were located in the directory with the NAICS Code 562998. Department Services contacted two (2) of the firms and confirmed with the firms that they do not perform this type of services. One (1) certified firm states in B2G that they only perform tank cleanings. And the remaining two (2) certified firms were not able to be contacted due to a non-working telephone number and the other firm was non-responsive.

Q Environmental's previous City contract for Oil, Oily Water, Oil Filters, Antifreeze and Absorbents Disposal Services for Various Department, Contract #4600009735, did include Holcomb Environmental Oil Services as an MBE subcontractor. According to B2G, Holcomb was subcontracted for 5.00%, however, it appears that Holcomb was not used for goal credit on this contract. Per the letter from Q's legal representation, Klosowsky Law Offices, dated December 22, 2010, states that Holcomb had breached their contract with Q Environment, and all contracts and agreements with between Holcomb and Q Environmental were terminated. Therefore, Q Environmental does not want to partner with Holcomb again in a subcontracting capacity.

Department Services has determined that Q Environment made sufficient good faith efforts in contacting eight (8) certified MWBE firms using the suggested NAICS code to possibly provide subcontracting opportunities for MWBE participation and conducting a thorough search on the City Online directory. While Q Environmental was made aware that Holcomb was a possible viable MBE subcontractor, Q provided documentation from their legal representative that they had problems with Holcomb that included breach of their contract, which included unauthorized collected of used oil at City facilities posing as Q Environmental, thereby, leading to the termination of contract/agreement between Q and Holcomb.

Department Services has determined that Q Environmental has examined the appropriate NAICS Codes with the coinciding work elements of the solicitation, has researched the City Online Directory locate certified MWBE Firms, therefore, demonstrating good faith efforts.

In summary, it is the recommendation to **APPROVE** the Pre-Award Good Faith Efforts submitted by Q Environmental.

Reviewed and Accepted

Date

12/12/17

Marsha E. Murray
OBO Deputy Director



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018
District C, District H, District K
Item Creation Date: 4/25/2018

25GM331 - Award Contract - UST/Stormwater Interceptors at Environmental Service Centers

Agenda Item#: 32.

Summary:

ORDINANCE appropriating \$1,955,684.64 out of the Solid Waste Consolidated Construction Fund, awarding construction contract to **DNB ENTERPRISES, INC** for Removal, Remediation, and Installation of Underground Storage Tanks at Environmental Service Center – South and Stormwater Interceptor Installation at Environmental Service Center – North and Northwest Service Center; 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 construction of the project, material testing, project management and construction oversight, salary recovery, and contingencies relating to construction of facilities financed by the Solid Waste Consolidated Construction Fund **DISTRICTS C - COHEN; H - CISNEROS and K - VACANT**

Background:

RECOMMENDATION: Award construction contract and appropriate funds for the project.

SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a construction contract to DNB Enterprises, Inc., on its lowest responsive bid amount of \$1,758,266.00 to provide construction services for underground storage tank removal, remediation, and installation at the Environmental Service Center (ESC) – South, and storm water interceptor installation at the ESC – North, and the Northwest Service Center for the Solid Waste Management Department.

PROJECT LOCATIONS:

Facility	Address	Key Map	Council District
ESC - South	11500 S. Post Oak Road	571C	K
ESC - North	5614 Neches Street	454S	H
Northwest Service Center	1245 Judiway Street	452P	C

PROJECT DESCRIPTION: The scope of work is as follows:

ESC – South - remove two 10,000-gallon gasoline USTs and one 10,000-gallon diesel UST, supply and install one 20,000-gallon gasoline UST and three 20,000-gallon diesel USTs, supply and install associated self-service fueling systems, remove three 4,000-gallon waste oil USTs along with associated appurtenances and install three 1,000-gallon waste oil ASTs with all appurtenances. The work also includes disposal of aqueous liquid, backfilling, compaction, waste classification, loading, hauling, and proper disposal of waste generated during site activities in accordance with all applicable federal, state and local regulations.

ESC – North - supply and install three storm water interceptor systems.

Northwest Service Center - supply and install one storm water interceptor system.

Each system is comprised of a perforated stainless-steel structure and related components.

The contract duration for this project is 180 calendar days.

BIDS: The following two bids were received on January 25, 2018:

	<u>Bidder</u>	<u>Bid Amount</u>
1	Cobb Environmental	\$ 1,590,846.10* (non-responsive)
2	DNB Enterprises, Inc.	\$ 1,758,266.00

* Bid submittal did not meet advertised M/WBE Goals as determined by the Office of Business Opportunity.

AWARD: It is recommended that City Council award the construction contract to DNB Enterprises, Inc., and appropriate funds for the project, including additional appropriations of \$10,000.00 for materials testing under the existing contract with Kenall, Inc., and \$117,088.00 for project management and construction oversight services under the existing contract with Jaymark Engineering Corp., which includes but is not limited to soil and groundwater sampling and analytical testing.

FUNDING SUMMARY:		
\$	1,758,266.00	Construction Contract Services
\$	70,330.64	4% Contingency
\$	1,828,596.64	Total Contract Services
\$	10,000.00	Materials Testing
\$	117,088.00	Project Management
\$	1,955,684.64	TOTAL FUNDING

CONSTRUCTION GOALS: A 15% MBE goal and 13% WBE goal have been established for this contract. The contractor has submitted the following certified subcontractors to achieve the goals:

<u>FIRM (MBE)</u>	<u>WORK DESCRIPTION</u>	<u>AMOUNT</u>	<u>(%) of CONTRACT</u>
Holcomb Oil Recycling	Petroleum Recycling	\$ 32,879.57	1.87
Jomar Silva Trucking	Trucking	\$ 32,176.27	1.83
Webbco Fabrication	Metal Fabrication	\$100,045.34	5.69
C & M Construction	Storm Sewer Construction	\$105,495.96	6.00
& Utilities	TOTAL	\$270,597.14	15.39%

<u>FIRM (WBE)</u>	<u>WORK DESCRIPTION</u>	<u>AMOUNT</u>	<u>(%) of CONTRACT</u>
Holes Incorporated	Concrete Cutting	\$ 18,989.27	1.08
Liberty Equipment Sales	Supplier	\$228,574.58	13.00
	TOTAL	\$247,563.85	14.08%

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

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

CIP FISCAL NOTE: There is no estimated impact to the operating and maintenance costs for this CIP project. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance No. 2014-1078.

Capital Project Information: See each attached Form A for a breakdown of capital costs.

WBS No. L-000080-0002-4 and L-000099-0002-4

Amount of Funding:

\$1,955,684.64

Solid Waste Consolidated Construction Fund (4503)

Contact Information:

Jacquelyn L. Nisby
Phone: 832-393-8023

ATTACHMENTS:

Description

Coversheet (revised)
Map

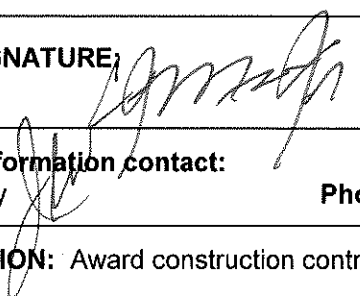
Type

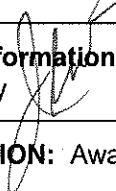
Signed Cover sheet
Backup Material

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

SUBJECT: Award Construction Contract DNB Enterprises, Inc. Underground Storage Tank Removal, Remediation, and Installation at Environmental Service Center - South and Stormwater Interceptor Installation at Environmental Service Center - North and Northwest Service Center WBS No. L-000080-0002-4 and L-000099-0002-4	Page 1 of 2	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: C.J. Messiah, Jr.  3-24-18	Council Districts affected: C, H, K
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For additional information contact: Jacquelyn L. Nisby  Phone: 832-393-8023	Date and identification of prior authorizing Council action:
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RECOMMENDATION: Award construction contract and appropriate funds for the project.

Amount and Source of Funding: \$1,955,684.64 Solid Waste Consolidated Construction Fund (4503)	Finance Budget:
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SPECIFIC EXPLANATION: The General Services Department recommends that City Council award a construction contract to DNB Enterprises, Inc., on its lowest responsive bid amount of \$1,758,266.00 to provide construction services for underground storage tank removal, remediation, and installation at the Environmental Service Center (ESC) – South, and storm water interceptor installation at the ESC – North, and the Northwest Service Center for the Solid Waste Management Department.

PROJECT LOCATIONS:

Facility	Address	Key Map	Council District
ESC - South	11500 S. Post Oak Road	571C	K
ESC - North	5614 Neches Street	454S	H
Northwest Service Center	1245 Judiway Street	452P	C

PROJECT DESCRIPTION: The scope of work is as follows:

ESC – South - remove two 10,000-gallon gasoline USTs and one 10,000-gallon diesel UST, supply and install one 20,000-gallon gasoline UST and three 20,000-gallon diesel USTs, supply and install associated self-service fueling systems, remove three 4,000-gallon waste oil USTs along with associated appurtenances and install three 1,000-gallon waste oil ASTs with all appurtenances. The work also includes disposal of aqueous liquid, backfilling, compaction, waste classification, loading, hauling, and proper disposal of waste generated during site activities in accordance with all applicable federal, state and local regulations.



ESC – North - supply and install three storm water interceptor systems.

Northwest Service Center - supply and install one storm water interceptor system.

Each system is comprised of a perforated stainless-steel structure and related components.

The contract duration for this project is 180 calendar days.

REQUIRED AUTHORIZATION	CUIC ID # 25GM331
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General Services Department:  Emitte Roque Assistant Director Property Management Division	Other Authorization:	Solid Waste Management Department:  Harry J. Hayes Director
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Date	SUBJECT: Award Construction Contract DNB Enterprises, Inc. Underground Storage Tank Removal, Remediation, and Installation at Environmental Service Center – South and Stormwater Interceptor Installation at Environmental Service Center - North and Northwest Service Center WBS No. L-000080-0002-4 and L-000099-0002-4	Originator's Initials	Page 2 of 2
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<u>Bidder</u>	<u>Bid Amount</u>
1 Cobb Environmental	\$ 1,590,846.10* (non-responsive)
2 DNB Enterprises, Inc.	\$ 1,758,266.00

* Bid submittal did not meet advertised M/WBE Goals as determined by the Office of Business Opportunity.

AWARD: It is recommended that City Council award the construction contract to DNB Enterprises, Inc., and appropriate funds for the project, including additional appropriations of \$10,000.00 for materials testing under the existing contract with Kenall, Inc., and \$117,088.00 for project management and construction oversight services under the existing contract with Jaymark Engineering Corp., which includes but is not limited to soil and groundwater sampling and analytical testing.

FUNDING SUMMARY:

\$ 1,758,266.00	Construction Contract Services
\$ 70,330.64	4% Contingency
\$ 1,828,596.64	Total Contract Services
\$ 10,000.00	Materials Testing
\$ 117,088.00	Project Management
\$ 1,955,684.64	TOTAL FUNDING

CONSTRUCTION GOALS: A 15% MBE goal and 13% WBE goal have been established for this contract. The contractor has submitted the following certified subcontractors to achieve the goals:

<u>FIRM (MBE)</u>	<u>WORK DESCRIPTION</u>	<u>AMOUNT</u>	<u>(%) of CONTRACT</u>
Holcomb Oil Recycling	Petroleum Recycling	\$ 32,879.57	1.87
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C&M Construction & Utilities	Storm Sewer Construction	\$105,495.96	6.00
	TOTAL	\$270,597.14	15.39%

<u>FIRM (WBE)</u>	<u>WORK DESCRIPTION</u>	<u>AMOUNT</u>	<u>(%) of CONTRACT</u>
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HIRE HOUSTON FIRST: The proposed contract requires compliance with the City's "Hire Houston First" Ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor meets the requirements of Hire Houston First.

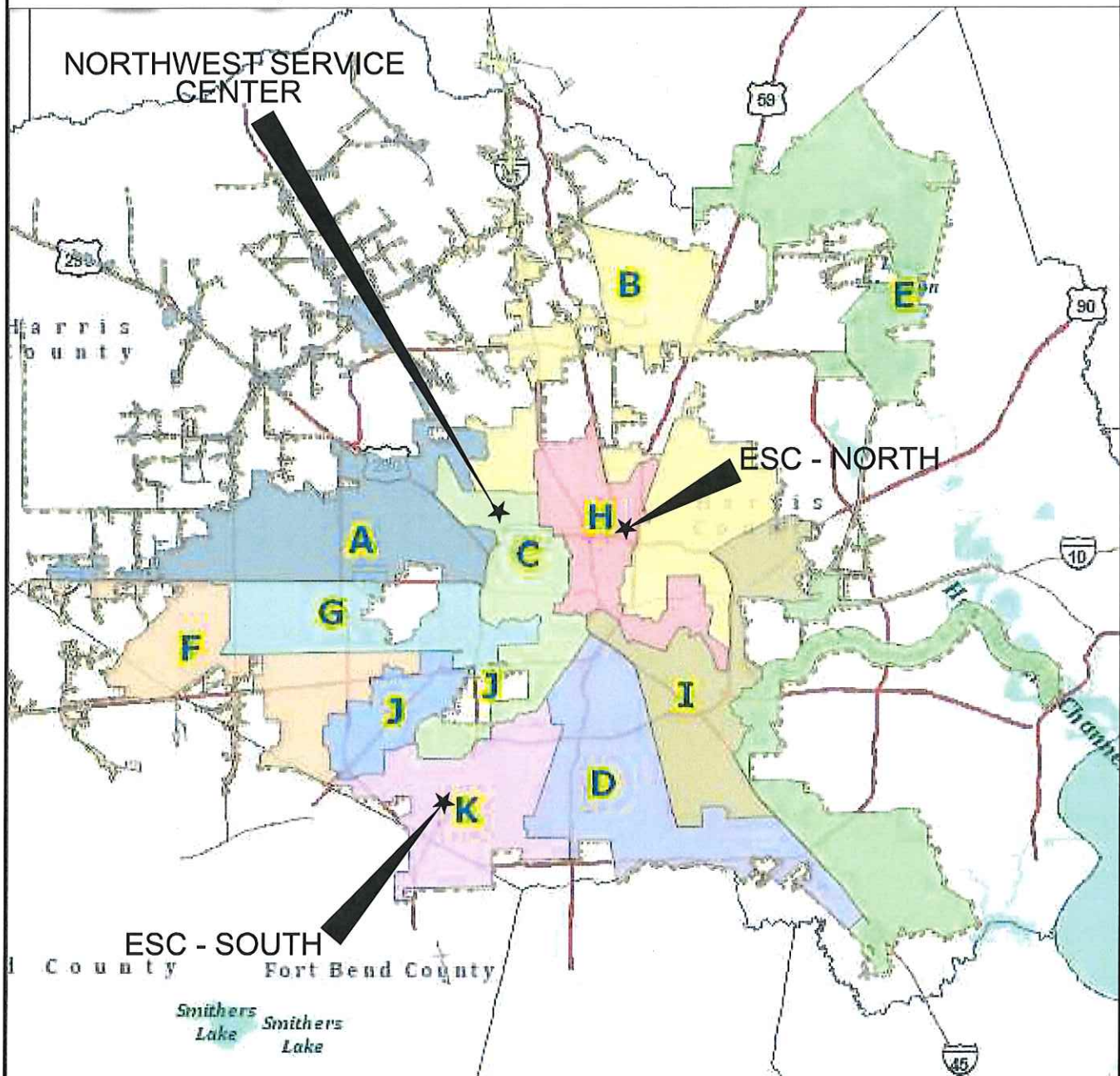
CIP FISCAL NOTE: There is no estimated impact to the operating and maintenance costs for this CIP project. Therefore, no Fiscal Note is required as stated in the Financial Policy Ordinance No. 2014-1078.

Capital Project Information: See each attached Form A for a breakdown of capital costs.

CJM:JLN:ER:GM:tm

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

CITY OF HOUSTON
HARRIS COUNTY, TEXAS



Underground Storage Tank Removal, Remediation, and
Installation at Environmental Service Center

ESC - South; 11500 S Post Oak Rd. Houston, TX 77035

ESC - North; 5614 Neches St. Houston, TX 77026

Northwest Service Center; 1245 Judiway St. Houston, TX 77018

COUNCIL DISTRICT "K, H, C"

KEYMAP No.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District C

Item Creation Date: 4/3/2018

20JG01 Hazard Mitigation Grant Program

Agenda Item#: 33.

Summary:

ORDINANCE approving and authorizing the Department Director of the City of Houston's Department Houston Public Works to accept a grant award from the Texas Division of Emergency Management of the Texas Department of Public Safety for administering the Federal Emergency Management Agency's Hazard Mitigation Grant Program; declaring the City's eligibility for such grant; authorizing the Director to expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant; approving and authorizing a sub-award agreement between the City and the Texas Division of Emergency Management in connection with the above grant - **DISTRICT C - COHEN**

Background:

RECOMMENDATION:

Ordinance approving and authorizing acceptance of grant funds through an agreement between the City of Houston and the Texas division of Emergency Management for administering the Federal Emergency Management Agency's Hazard Mitigation Grant Program; declaring the City's eligibility for such grant.

Specific Explanation:

The Director of Houston Public Works recommends that the City Council approve an ordinance authorizing an agreement for the City of Houston to receive funds from the Texas Division of Emergency Management (TDEM) for the reimbursement of up to \$592,854.00 for the elevation of 3 flood prone homes as part of the Federal Emergency Management Agency's Hazard Mitigation Grant Program (HMGP). The grant program makes funds available to address mitigation of flooded properties and minimize the costs of future disaster response and recovery.

Homeowners volunteered to participate in this program prior to application. Participating homeowners will be awarded 75% of eligible home elevation project costs. The remaining portion of the home elevation project costs of 25% are the responsibility of the individual homeowners and the City. The individual homeowners share of the costs totals \$189,108.25 and the City's local share cost totals \$8,509.75.

The period of performance for this grant is November 2, 2016 – November 2, 2018. It is recommended that City Council authorizes the Director of Houston Public Works to act as the City's representative to extend or accept any supplemental Hazard Mitigation awards for this grant not to exceed 5 years.

The City of Houston will use the grant funds to pay the eligible costs to elevate 3 pre-selected

homes. Eligible activities include design, permitting, construction and project management.

MWBE PARTICIPATION:

The Contractors under this agreement are encouraged but not required to participate in City's M/WBE Program because it involves the use of federal funds and is subject to specific contract rules of the federal government for this Grant.

FISCAL NOTE:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Amount of Funding:

\$592,854.00 - Fund 5030 - Federal State Local Pass Through Fund

\$189,108.25 - Fund 1021 - Grant Matching Fund

\$ 8,509.75 - Fund 2301- Building Inspection

\$790,472.00 Total Cost

Contact Information:

Jedediah Greenfield
Deputy Assistant Director
Phone: (832) 395-3218

ATTACHMENTS:

Description

Revised Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District C

Item Creation Date: 4/3/2018

20JG01 Hazard Mitigation Grant Program

Agenda Item#: 25.

Background:

RECOMMENDATION:

Ordinance approving and authorizing acceptance of grant funds through an agreement between the City of Houston and the Texas division of Emergency Management for administering the Federal Emergency Management Agency's Hazard Mitigation Grant Program; declaring the City's eligibility for such grant.

Specific Explanation:

The Director of Houston Public Works recommends that the City Council approve an ordinance authorizing an agreement for the City of Houston to receive funds from the Texas Division of Emergency Management (TDEM) for the reimbursement of up to \$592,854.00 for the elevation of 3 flood prone homes as part of the Federal Emergency Management Agency's Hazard Mitigation Grant Program (HMGP). The grant program makes funds available to address mitigation of flooded properties and minimize the costs of future disaster response and recovery.

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The period of performance for this grant is November 2, 2016 – November 2, 2018. It is recommended that City Council authorizes the Director of Houston Public Works to act as the City's representative to extend or accept any supplemental Hazard Mitigation awards for this grant not to exceed 5 years.

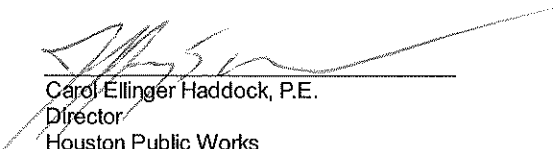
The City of Houston will use the grant funds to pay the eligible costs to elevate 3 pre-selected homes. Eligible activities include design, permitting, construction and project management.

MWBE PARTICIPATION:

The Contractors under this agreement are encouraged but not required to participate in City's M/WBE Program because it involves the use of federal funds and is subject to specific contract rules of the federal government for this Grant.

FISCAL NOTE:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal Note is required as stated in the Financial Policy Ord. 2014-1078.


Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Amount of Funding:

\$592,854.00 - Fund 5030 - Federal State Local Pass Through Fund

\$189,108.25 - Fund 1021 - Grant Matching Fund

\$ 8,509.75 - Fund 2301- Building Inspection

\$790,472.00 Total Cost

Contact Information:

Jedediah Greenfield

Deputy Assistant Director

Phone: (832) 395-3218

ATTACHMENTS:**Description**

HMGP Grant Award Letter

HMGP Grant Terms & Conditions

Funding Documents

Grant Funding Verification - CN

Type

Backup Material

Backup Material

Backup Material

Financial Information



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District B, ETJ

Item Creation Date: 4/20/2018

20WR66 – Treated Water Supply Contract – Municipal
Operations, LLC

Agenda Item#: 34.

Summary:

ORDINANCE approving and authorizing a water supply contract for treated water between the City of Houston and **MUNICIPAL OPERATIONS, LLC** - Revenue - **DISTRICT B - DAVIS**

Background:

SUBJECT: Water Supply Contract for Treated Water between the City of Houston and Municipal Operations, LLC.

RECOMMENDATION: Approve an ordinance for a Water Supply Contract for Treated Water between the City of Houston and Municipal Operations, LLC.

SPECIFIC EXPLANATION: As allowed by Chapter 47 of the City of Houston Code of Ordinances, Municipal Operations, LLC has requested to enter into a Treated Water Supply Contract with the City of Houston. The initial minimum monthly contract amount is 0.3 million gallons of water per month, with a maximum of 1.32 million gallons of water per month.

This contract charges rates for treated water as specified in the City of Houston Code of Ordinances, Subsection 47-61(f). The base rate is currently \$2.98 per thousand gallons and Municipal Operations, LLC has paid impact fees.

The contract has been designed to address water shortages, encourage water supply management, and provide flexibility to better respond to development demands and drought conditions. Municipal Operations, LLC will be required to meet all regulatory requirements.

Houston Public Works has evaluated the request and found that the water supply and delivery system is adequate to provide the requested quantities.

Carol Ellinger Haddock, P.E.

Director

Houston Public Works

Contact Information:

Yvonne W. Forrest

Deputy Director

Phone: (832) 395-2847

ATTACHMENTS:**Description**

Signed Coversheet

Type

Signed Cover sheet

**CITY OF HOUSTON - CITY COUNCIL**

Meeting Date:

District B, ETJ

Item Creation Date: 4/20/2018

20WR66 – Treated Water Supply Contract – Municipal Operations, LLC

Agenda Item#:

Background:**SUBJECT:** Water Supply Contract for Treated Water between the City of Houston and Municipal Operations, LLC.**RECOMMENDATION:** Approve an ordinance for a Water Supply Contract for Treated Water between the City of Houston and Municipal Operations, LLC.**SPECIFIC EXPLANATION:** As allowed by Chapter 47 of the City of Houston Code of Ordinances, Municipal Operations, LLC has requested to enter into a Treated Water Supply Contract with the City of Houston. The initial minimum monthly contract amount is 0.3 million gallons of water per month, with a maximum of 1.32 million gallons of water per month.

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The contract has been designed to address water shortages, encourage water supply management, and provide flexibility to better respond to development demands and drought conditions. Municipal Operations, LLC will be required to meet all regulatory requirements.

Houston Public Works has evaluated the request and found that the water supply and delivery system is adequate to provide the requested quantities.

A handwritten signature in cursive script, reading "Carol Ellinger Haddock".

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Contact Information:

Yvonne W. Forrest
Deputy Director
Phone: (832) 395-2847

ATTACHMENTS:**Description**Map**Type**

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 2/14/2018

20WWO707 Contract Award/ RedZone Robotics Inc.

Agenda Item#: 35.

Summary:

ORDINANCE appropriating \$1,969,354.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REDZONE ROBOTICS INC** for Large Diameter Sanitary Sewer Inspection Using Robotic Technology; 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 contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

Background:

SUBJECT: Contract Award for Large Diameter Sanitary Sewer Inspection Using Robotic Technology.

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

SPECIFIC EXPLANATION: This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems throughout the City. The project involves large diameter sanitary sewer inspection using robotic technology. The purpose is to reduce sanitary sewer overflows, which is accomplished by cleaning of the sewer lines and robotic inspection to identify sewer lines in need of rehabilitation/renewal.

DESCRIPTION/SCOPE: This project consists of large diameter sanitary sewer inspection using robotic technology. The contract duration for this project is 730 calendar days.

LOCATION: The work order project area is generally bounded by the City Limits.

BIDS: One (1) bid was received on November 9, 2017 for this project as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
1.	RedZone Robotics Inc.	\$1,875,575.00

AWARD: It is recommended that this construction contract be awarded to RedZone Robotics, Inc., with a low bid of \$1,875,575.00.

PROJECT COST: The total cost of this project is \$1,969,354.00 to be appropriated as follows:

Bid Amount	\$1,875,575.00
Contingencies	\$93,779.00

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 for HHF designation; no HHF 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, the contractor provides health benefits to eligible employees in compliance with City policy.

M/WSBE PARTICIPATION: The contractor has submitted the following proposed program to satisfy the 8.65% MBE goal, and 3.65% WBE goal for this project.

<u>MBE – Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
C & C Traffic Control, LLC	Flagging Services	\$37,511.50	2.00%
Atlantic Petroleum & Mineral Resources, Inc.	Fuel Services	\$131,290.25	7.00%
	MBE TOTAL	\$168,801.75	9.00%
<u>SBE – Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Eagle Traffic, Signs & Safety, L.L.C.	Traffic Control	\$75,023.00	4.00%
	WBE TOTAL	\$75,023.00	4.00%

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

-

All known rights-of-way and easements required for this project have been acquired.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-002013-0053-4

File No. 4277-102

Prior Council Action:

N/A

Amount of Funding:

\$1,969,354.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

Shannon Dunne

Senior Assistant Director

Phone: (832) 395-4989

ATTACHMENTS:

Description

Signed Coversheet

Map

Type

Signed Cover sheet

Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 2/14/2018

20WWO707 Contract Award/ RedZone Robotics Inc.

Agenda Item#:

Background:

SUBJECT: Contract Award for Large Diameter Sanitary Sewer Inspection Using Robotic Technology.

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

SPECIFIC EXPLANATION: This project is part of the Neighborhood Sewer Rehabilitation Program and is required to renew/replace various deteriorated neighborhood collection systems throughout the City. The project involves large diameter sanitary sewer inspection using robotic technology. The purpose is to reduce sanitary sewer overflows, which is accomplished by cleaning of the sewer lines and robotic inspection to identify sewer lines in need of rehabilitation/renewal.

DESCRIPTION/SCOPE: This project consists of large diameter sanitary sewer inspection using robotic technology. The contract duration for this project is 730 calendar days.

LOCATION: The work order project area is generally bounded by the City Limits.

BIDS: One (1) bid was received on November 9, 2017 for this project as follows:

	<u>Bidder</u>	<u>Bid Amount</u>
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AWARD: It is recommended that this construction contract be awarded to RedZone Robotics, Inc., with a low bid of \$1,875,575.00.

PROJECT COST: The total cost of this project is \$1,969,354.00 to be appropriated as follows:

<u>Bid Amount</u>	\$1,875,575.00
<u>Contingencies</u>	\$93,779.00

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 for HHF designation; no HHF 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, the contractor provides health benefits to eligible employees in compliance with City policy.

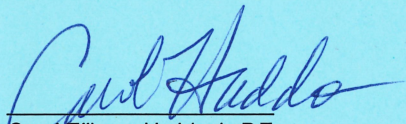
M/WSBE PARTICIPATION: The contractor has submitted the following proposed program to satisfy the 8.65% MBE goal, and 3.65% WBE goal for this project.

<u>MBE – Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
C & C Traffic Control, LLC	Flagging Services	\$37,511.50	2.00%
Atlantic Petroleum & Mineral Resources, Inc.	Fuel Services	\$131,290.25	7.00%
	MBE TOTAL	\$168,801.75	9.00%
<u>SBE – Name of Firm</u>	<u>Work Description</u>	<u>Amount</u>	<u>% of Contract</u>
Eagle Traffic, Signs & Safety, L.L.C.	Traffic Control	\$75,023.00	4.00%
	WBE TOTAL	\$75,023.00	4.00%

FISCAL NOTE: No significant Fiscal Operating impact is anticipated as a result of this project.

-

All known rights-of-way and easements required for this project have been acquired.



Carol Ellinger Haddock, P.E.
Director
Houston Public Works

WBS# R-002013-0053-4
File No. 4277-102

Prior Council Action:

N/A

Amount of Funding:

\$1,969,354.00 from Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:

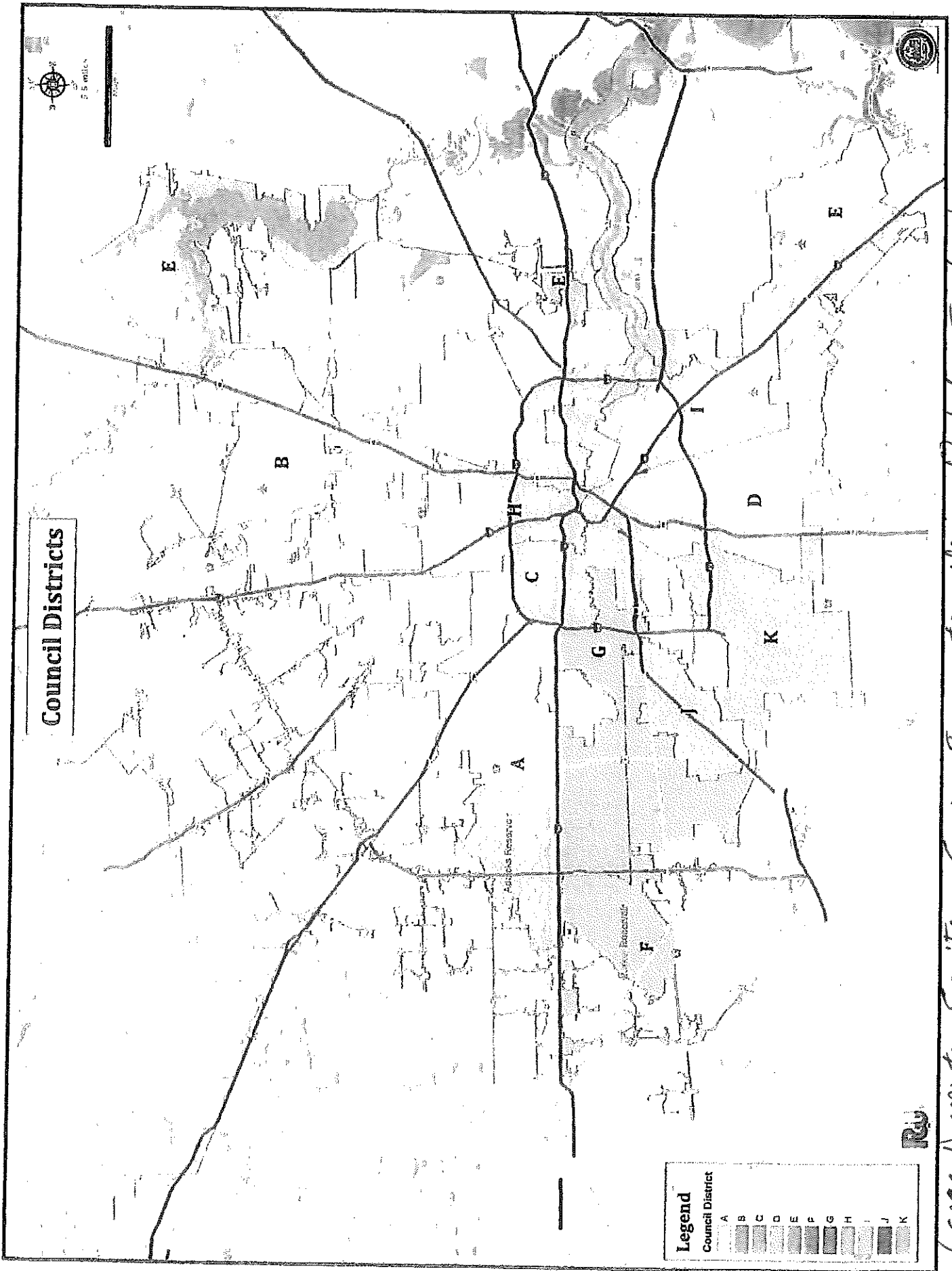
Shannon Dunne
Senior Assistant Director
Phone: (832) 395-4989

ATTACHMENTS:

Description

Type

Form A	Backup Material
Bid Tabulation	Backup Material
00600 - List of Proposed Subcontractors and Suppliers	Backup Material
MWBE Letters of Intent	Backup Material
MWBE Certifications	Backup Material
00452 - Contractor Submission List Campaign Finance Ordinance	Backup Material
Form B	Backup Material
00251 - Pre-bid Meeting Agenda	Backup Material
Bid Extension Letter	Backup Material
00410B - Bid Form	Backup Material
00460 (POP-1) - Pay or Play Acknowledgement Form	Backup Material
00630 (POP-2) - Certification of Compliance with Pay or Play Program	Backup Material
00631 (POP-3) Pay or Play Program List of Subcontractors	Backup Material
Map	Backup Material
Form 1295 - Certificate of Interested Parties	Backup Material
SAP docs.	Backup Material
Affidavit of ownership	Backup Material
Tax Report	Backup Material



Large Diameter Sanitary Sewer Inspection Using Robotic Technology
WBS No. R-002013-0053-4
File No. 4277-102



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/24/2018

ARA-Clear Perfection Inc. SWF

Agenda Item#: 36.

Summary:

ORDINANCE No. 2018-0383, passed first reading May 9, 2018

ORDINANCE granting to **CLEAR PERFECTION, INC, a Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Clear Perfection 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 258 solid waste operator franchises. For FY 2018, the total solid waste franchise revenue to the City is projected to be \$7,664,100.

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

Departmental Approval Authority:

Tina Paez, Director
Administration & Regulatory Affairs Department

Other Authorization

Contact Information:

Lara Cottingham

Phone: (832) 393- 8503

Naelah Yahya

Phone: (832) 393- 8530**ATTACHMENTS:****Description****Type**

4.24.2018 Clear Perfection Inc. SWF RCA.pdf Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/8/2018

ALL

Item Creation Date: 4/24/2018

ARA-Clear Perfection Inc. SWF


Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Clear Perfection 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 258 solid waste operator franchises. For FY 2018, the total solid waste franchise revenue to the City is projected to be \$7,664,100.

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

Departmental Approval Authority:



Tina Paez, Director
Administration & Regulatory
Affairs Department

Other Authorization

Contact Information:

Lara Cottingham Phone: (832) 393-8503
Naelah Yahya Phone: (832) 393-8530



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 4/24/2018

ARA-Newhouse Services Inc. SWF

Agenda Item#: 37.

Summary:

ORDINANCE No. 2018-0384, passed first reading May 9, 2018

ORDINANCE granting to **NEWHOUSE SERVICES, INC, a Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Newhouse Services 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 258 solid waste operator franchises. For FY 2018, the total solid waste franchise revenue to the City is projected to be \$7,664,100.

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

Other Authorization

Administration & Regulatory Affairs Department

Contact Information:

Lara Cottingham

Phone: (832) 393- 8503

Naelah Yahya

Phone: (832) 393- 8530

ATTACHMENTS:

Description

4.24.2018 Newhouse Services Inc. SWF
RCA.pdf

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/8/2018

ALL

Item Creation Date: 4/24/2018

ARA- Newhouse Services Inc. SWF

Background:

The Administration & Regulatory Affairs Department (ARA) recommends that City Council approve an ordinance granting a commercial solid waste operator franchise to Newhouse Services 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 258 solid waste operator franchises. For FY 2018, the total solid waste franchise revenue to the City is projected to be \$7,664,100.

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:

A handwritten signature in black ink, appearing to read "Tina Paez".

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

Other Authorization

Contact Information:

Lara Cottingham Phone: (832) 393-8503
Naelah Yahya Phone: (832) 393-8530



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 7/5/2017

FIN Revisions to City Financial Policies

Agenda Item#: 38.

Summary:

ORDINANCE amending Ordinance No. 2015-0514 to revise and update the amended and restated City of Houston's financial policies adopted thereunder as a result of the two-year review required in said financial policies

TAGGED BY COUNCIL MEMBERS CHRISTIE and STARDIG

This was Item 10 on Agenda of May 9, 2018

Background:

Approval of this item will amend the City's financial policies as shown in attached Exhibit A and an accompanying redline version. The changes are proposed in accordance with the policies' requirements that the policies be reviewed at least every two years by the Mayor or his designee, and that any proposed changes be presented to City Council's Budget and Fiscal Affairs Committee prior to Council consideration. The policies with proposed revisions are included as Exhibit A to the ordinance that carries the proposed changes; a redline version highlighting the proposed changes is also included with this agenda item.

Tantri Emo, Interim Director of Finance

Contact Information:

Tantri Emo, Interim Director of Finance -- 832-393-9051

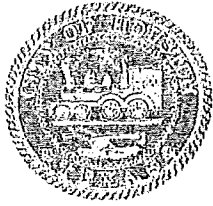
Andy Icken, Chief Development Officer -- 832-393-1064

Gwen Tillotson, Deputy Director, Economic Development -- 832-393-0937

Melissa Dubowski, Assistant Director, Finance Department -- 832-393-9101

ATTACHMENTS:

Description	Type
Coversheet	Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/8/2018

ALL

Item Creation Date: 7/5/2017

FIN Revisions to City Financial Policies

Agenda Item#: 43.

MD
4/26/18**Summary:**

ORDINANCE amending Ordinance No. 2015-0514 to revise and update the amended and restated City of Houston's financial policies adopted thereunder as a result of the two-year review required in said financial policies; making various findings and provisions related to the subject; and declaring an emergency.

Background:

Approval of this item will amend the City's financial policies as shown in attached Exhibit A and an accompanying redline version. The changes are proposed in accordance with the policies' requirements that the policies be reviewed at least every two years by the Mayor or his designee, and that any proposed changes be presented to City Council's Budget and Fiscal Affairs Committee prior to Council consideration. The policies with proposed revisions are included as Exhibit A to the ordinance that carries the proposed changes; a redline version highlighting the proposed changes is also included with this agenda item, as is a matrix listing the changes in order and offering a brief explanation for each.

Tanti Emo, Interim Director of Finance

Contact Information:

Tanti Emo, Interim Director of Finance -- 832-393-9051
 Andy Icken, Chief Development Officer -- 832-393-1064
 Gwen Tillotson, Deputy Director, Economic Development -- 832-393-0937
 Melissa Dubowski, Assistant Director, Finance Department -- 832-393-9101

ATTACHMENTS:**Description**

Proposed fin pols amendments redline
Proposed fin pols amendments clean version
Matrix of proposed amendments
RCA
Amended Restated Ordinance 7.12.17
Ordinance

Type

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



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 3/13/2018

MYR - Adopting Tax Abatement Guidelines Ordinance

Agenda Item#: 39.

Summary:

ORDINANCE AMENDING CHAPTER 44 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to tax abatement

TAGGED BY COUNCIL MEMBERS MARTIN, STARDIG and LASTER

This was Item 11 on Agenda of May 9, 2018

Background:

SUBJECT: An Ordinance electing to continue eligibility to participate in tax abatements and adopting guidelines and criteria for tax abatements.

RECOMMENDATION: (Summary)

Approve an Ordinance electing to continue City eligibility to participate in tax abatements and adopting guidelines and criteria for tax abatements.

SPECIFIC EXPLANATION:

Chapter 312 of the Texas Tax Code requires a municipality to establish guidelines and criteria before it can grant tax abatements. The statute provides that the guidelines are effective for two years from the date adopted. The City established guidelines pursuant to Chapter 312, which are codified in Article IV of Chapter 44 of the Houston, Texas Code of Ordinances. City Council first approved participation in the tax abatement program in 1988 and last adopted tax abatement guidelines and criteria on March 30, 2016, by Ordinance No. 2016-252.

State law requires cities to adopt tax abatement guidelines and criteria before entering into tax abatement agreements and each approved abatement agreement must meet those guidelines. The City's current tax abatement guidelines and criteria will expire on March 30, 2018. The City desires to continue its eligibility to participate in the tax abatement program; it does not require or predicate any approval of projects. The proposed guidelines are substantially unchanged, but includes revisions to clarify ordinance language, eliminate potential ambiguities in defined terms, require commitment for companies requesting a tax abatement to commit to providing at least one community benefit, allow an abatement on certain inventory and reduce the requirement for projects located within a defined complete community.

Modifications to the current guidelines include:

Sec.44-120 (c)(3): Require companies to commit at least one (1) community benefit as a term of the agreement.

Sec.44-120 (c)(4): Allow tax abatement inventory for logistic, distribution, and manufacturing projects.

Sec.44-121: Incorporate a reduction for the job creation requirement and minimum investment requirement for investments within Complete Communities.

cc Marta Crinejo, Agenda Director
Anna Russell, City Secretary
Ronald Lewis, City Attorney
Kimberley Mickelson, Senior Assistant City Attorney
Tantri Emo, Interim Finance Director

Prior Council Action:

Ordinance 2016-0252 dated 03/30/2016

Contact Information:

Gwendolyn Tillotson

Phone: 832-393-0937

ATTACHMENTS:

Description

RCA Tax Abatement Guidelines

FAQ document

Redline (revised)

Type

Signed Cover sheet

Backup Material

Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary

RCA #

SUBJECT: An Ordinance electing to continue eligibility to participate in tax abatements and adopting guidelines and criteria for tax abatements.

Category #

Page 1 of 1

Agenda Item#

FROM: (Department or other point of origin):

Andrew Icken, Chief Development Officer

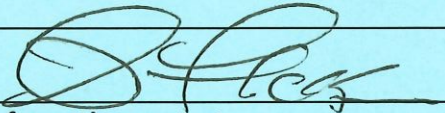
Origination Date

March 09, 2018

Agenda Date

March 28, 2019

SIGNATURE:



Council Districts affected:

All

For additional information contact:

Gwendolyn Tillotson

Phone: 832-393-0937

Date and identification of prior authorizing Council Action:

Ordinance 2016-0252 dated 03/30/2016

RECOMMENDATION: (Summary)

Approve an Ordinance electing to continue City eligibility to participate in tax abatements and adopting guidelines and criteria for tax abatements.

Amount of Funding:

No City funding required

P&D Budget:

SOURCE OF FUNDING:

☐ General Fund

☐ Grant Fund

☐ Enterprise Fund

☐ Other (Specify)

SPECIFIC EXPLANATION:

Chapter 312 of the Texas Tax Code requires a municipality to establish guidelines and criteria before it can grant tax abatements. The statute provides that the guidelines are effective for two years from the date adopted. The City established guidelines pursuant to Chapter 312, which are codified in Article IV of Chapter 44 of the Houston, Texas Code of Ordinances. City Council first approved participation in the tax abatement program in 1988 and last adopted tax abatement guidelines and criteria on March 30, 2016, by Ordinance No. 2016-252.

State law requires cities to adopt tax abatement guidelines and criteria before entering into tax abatement agreements and each approved abatement agreement must meet those guidelines. The City's current tax abatement guidelines and criteria will expire on March 30, 2018. The City desires to continue its eligibility to participate in the tax abatement program; it does not require or predicate any approval of projects. The proposed guidelines are substantially unchanged, but includes revisions to clarify ordinance language, eliminate potential ambiguities in defined terms, require commitment for companies requesting a tax abatement to commit to providing at least one community benefit, allow an abatement on certain inventory and reduce the requirement for projects located within a defined complete community.

Modifications to the current guidelines include:

Sec.44-120 (c)(3): Require companies to commit at least one (1) community benefit as a term of the agreement.

Sec.44-120 (c)(4): Allow tax abatement inventory for logistic, distribution, and manufacturing projects.

Sec.44-121: Incorporate a reduction for the job creation requirement and minimum investment requirement for investments within Complete Communities.

cc Marta Crinejo, Agenda Director
Anna Russell, City Secretary
Ronald Lewis, City Attorney
Kimberley Mickelson, Senior Assistant City Attorney
Tantri Emo, Interim Finance Director

F&A Director:

Other Authorization:

Other Authorization:

Frequently Asked Questions (FAQs):

1. What changes are incorporated into the ordinances to encourage development in economically challenged communities?

Section 44-121 “Complete Communities” has been added to attract development in complete communities which is defined as *an area designated as such by the city in order to focus civic, business, and philanthropic resources on community needs as identified by the residents and larger community, such as housing, parks and environmental, economic, health, educational, mobility and infrastructure, and other social services, projects, or programs.* The changes include:

- Reduced investment requirement of \$500k to \$1M (\$1M to \$5M for standard abatement) and 5 new jobs (25 for standard abatement) without having to seek a variance from the standard investment level and job creation

2. How will the tax abatement as proposed make sure that communities and residents of greatest need will benefit from the private development?

Developers will be required support the broader communities in the following ways:

- Provide evidence of effort towards hiring 25% of their construction and non-construction from communities in census tracts with poverty rates higher than the city’s poverty rate
- Pay prevailing wages for each craft or type of laborer, worker, or mechanic for all public infrastructure or public improvement projects
- Qualifying residential developers will commit to 20% workforce or affordable units for residents earning between 30% and 120% of area median income
- Advertise job postings with City’s Job ReEntry Program
- Provide an additional community benefit from the list provided in the table including paid internships for low income students, greenspace, trail or common use area open to the public, or training for entry/mid-level positions

3. How will the tax abatement improve the work quality of construction workers?

Developers/Companies will be required to provide evidence that they will:

- Provide construction workers with a minimum of 10 hours of OSHA safety training
- Require the general contractor to hire a supervisor with 30 hours of OSHA training
- Make good faith efforts to hire and employ a minimum of thirty percent (30%) of its construction workforce from local Department of Labor-certified apprenticeship programs

4. How will companies participating in the tax abatement program be held accountable to community benefit requirements?

The tax abatement agreement will award a company based on its “community benefits” performance and will contain a provision that reduces value of the abatement if required community benefits are not achieved.

Summary of Proposed Revisions (2018 Tax Abatement Renewal)

5. How does the Office of Economic Development evaluate "good faith efforts" for local hiring requirement?

Companies will be required to submit evidence of their recruitment effort to include their outreach and utilization of physical and online job boards, community workforce agencies including those that prioritizes hard to place candidates/postings, job fairs, advertisement in community and general circulation newspapers, and faith based organizations, including churches. The evidence would include agency registration confirmations, copies of advertisement, on-line job postings and job fair activities, where applicable. The abatement agreement will include a clawback provision to reduce the value of the incentive if companies are unable to meet the local hiring target or provide evidence of effort that clearly demonstrates that the company actively and aggressively pursued local hiring.

6. Is the City going to require Better Builder Standards model in the future for private development projects that will receive local incentives?

We have in the past and will continue to engage openly with advocacy groups including Texas Organizing Project (TOP), Workers Defense Project, Sankofa Research and Houston Gulf Coast Building and Construction Trades Council. It is important that we spend the time needed to more fully evaluate the scope and intended outcomes of the BBS model, the capacity of apprenticeship programs and OSHA training resources, the legal and practical implications so that we can ensure that we encourage a safer work environment while remaining competitive in our ability to attract private investment. The requirements included in the proposed abatement, which are components of the BBS, will serve as a pilot and opportunity to evaluate how well safety and apprenticeship training programs are meeting the demand for labor in the construction and other related trades.

7. What are the other proposed changes to the tax abatement ordinance?

- The inclusion of tangible personal property for manufacturing, logistics and distribution companies as eligible property to provide an additional resource for incentives to compete for manufacturing projects, which produces low and middle skills jobs that provide the most benefit to communities with high employment needs.
- The addition of a section for Complete Communities with a reduced investment and job creation requirements.

Summary of Proposed Revisions (2018 Tax Abatement Renewal)

Community Benefits:

Sec. 44-120 (c)(3)

- (3) The city will require applicants to commit to provide enhanced community benefits as a condition to tax abatement incentive benefit. The enhanced community benefit may include employment and development of that strengthen local communities, such as the city's Minority and Women-Owned and Disadvantaged Business Enterprise Programs, local purchasing, construction and redevelopment within underserved communities or other identified areas that would see a greater benefit or return on investment in the area, the creation of permanent employment and full-time job opportunities within those defined areas, jobs that include employee health care benefits, and other endeavors that can be shown to bring a wider reaching, long-term economic benefit to the communities where the activity or enterprise will be located, and to the city overall. Table 44-1 below includes the types of activities and benefits the city will give the most weight to, though others not on the list may be considered by the Mayor's Office of Economic Development. Applications for tax abatement must include one or more of the items listed in Table 44-1.

Table 44-1

1	Local, Community Job Recruitment
2	Non-Business benefitting public improvements
3	Crime Prevention Through Environmental Design (CPTED)
4	Affordable Housing
5	Workforce Housing
6	Job Training for Entry or Mid-Skill Level Jobs
7	Participation in Job Reentry Programs (other than the City of Houston's Community Re-Entry Network Program)
8	Paid Internships for Low Income Students

- (4) In addition, the city will require applicants to provide evidence they will:
- Advertise new job postings with the City of Houston's Community Re-Entry Network Program;
 - Provide construction workers with a minimum of 10-hours of OSHA-approved safety training;
 - Require general contractors to employ a safety representative with a minimum of 30 hours of OSHA-approved supervisor safety training on each construction site;
 - Make good faith efforts to ensure that a minimum of twenty-five percent (25%) of the total labor force for construction and non-construction job requirements, is accomplished

Summary of Proposed Revisions (2018 Tax Abatement Renewal)

by hiring individuals who live in a census tract with a poverty rate that exceeds that of the city, based on the most recent five-year American Community Survey estimate;

- e. Make good faith efforts to ensure that a minimum of twenty-five percent (25%) of the total labor force for construction and non-construction job requirements, is accomplished by hiring individuals who live in the same census tract as the project, or who live in an adjacent census tract, for a tax abatement agreement described in subsection (c)(8) of this section where the project is located in, or is adjacent to, a census tract described in subsection (c)(4)(d) above; and
 - f. Make good faith efforts to hire and employ a minimum of thirty percent (30%) of its construction workforce from local Department of Labor-certified apprenticeship programs.
- (5) All contracts and subcontracts for public infrastructure, or for other public improvements that are to be conveyed to the City upon completion, shall contain requirements for compliance with governing statutes and local requirements on labor classification of wage scales for each craft or type of laborer, worker, or mechanic.
 - (6) Contractors and subcontractors will be subject to audits and inspections of payroll records to ensure compliance with the requirements of this chapter.
 - (7) Qualifying residential projects will be required to commit and develop 20% or more of the project's residential units as affordable or workforce housing for residents with income levels between 30% and 120% of area median income for the duration of the tax abatement agreement.

Inventory:

Sec. 44-127(d)(6) Economic development abatement authorized

- (d) Eligible Property. The following types of property shall be eligible for abatement:
 - (6) Tangible personal property, including inventory purchased after the effective date of a tax abatement agreement under this article, for logistics, distribution, or manufacturing enterprises, with the exception of inventory of natural gas, fluids or gases, or crude petroleum products that are not integral to the operation of the facility.

Summary of Proposed Revisions (2018 Tax Abatement Renewal)

Complete Communities:

Sec. 44-121 Definitions

Complete community means an area designated as such by the city in order to focus civic, business, and philanthropic resources on community needs as identified by the residents and larger community, such as housing, parks and environmental, economic, health, educational, mobility and infrastructure, and other social services, projects, or programs.

Sec. 44-127(i) Economic development abatement authorized

(i) Economic qualifications in a Complete Community. If the property includes property described under the provisions of section 44-127 of this Code and is located in an area designated as a complete community, to be eligible for tax abatement the planned improvement shall:

- (1) Be reasonably expected to increase the value of the real or tangible personal property in the amount of \$500,000 for deteriorated/demolished property redevelopment or \$1,000,000 for other development, including commercial, upon completion of construction; and
- (2) Be expected to create permanent employment for at least five people on a permanent basis beginning three years after the effective date of abatement and continuing through the remaining term of the agreement.

City of Houston, Texas, Ordinance No. 2018-_____

AN ORDINANCE AMENDING CHAPTER 44 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, RELATING TO TAX ABATEMENT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, a municipality that desires to become eligible to participate in tax abatement must, pursuant to Section 312.002(a) of the Texas Tax Code, establish guidelines and criteria governing tax abatement agreements and elect to become eligible to participate in tax abatement; and

WHEREAS, Section 312.002(c) of the Texas Tax Code provides that the guidelines and criteria adopted by a municipality are effective for two years from the date adopted; and

WHEREAS, City Council last adopted tax abatement guidelines and criteria on March 30, 2016, approved by Ordinance No. 2016-252, which tax abatement guidelines and criteria became effective on March 30, 2016, and expired on March 30, 2018, as provided in section 44-137 of the Code of Ordinances, Houston, Texas; and

WHEREAS, City Council desires to continue to participate in tax abatement by adopting new tax abatement guidelines and criteria, to be codified in Article IV of Chapter 44 of the City Code; **NOW, THEREFORE**,

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

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

Section 2. That Article IV of Chapter 44 of the Code of Ordinances, Houston, Texas, is hereby amended to read as set forth in Exhibit "A", attached hereto and incorporated herein.

Section 3. That the City Attorney is hereby authorized to direct the publisher of the Code of Ordinances, Houston, Texas, (the "Code") to make such nonsubstantive changes to the Code as are necessary to conform to the provisions adopted in this Ordinance, and to make such changes to the provisions adopted in this Ordinance to conform them to the provisions and conventions of the published Code.

Section 4. 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 5. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event 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 _____, 2018.

APPROVED this ____ day of _____, 2018.

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. _____
KM:ems 5/8/2018 Senior Assistant City Attorney
Requested by:
Andy Icken, Chief Development Officer
Mayor's Office
L.D. File No. 0421800021001

EXHIBIT A

Chapter 44

TAXATION

* * *

ARTICLE IV. TAX ABATEMENT

Sec. 44-120. Preamble—General policy and program requirements.

(a) The City of Houston Tax Abatement Program is created to encourage new development and the growth of existing development and to stimulate new job growth and investment in the city. The tax abatement program and other forms of economic development incentives are available to many types of businesses to address the city's economic development needs and objectives stated in this general policy and pursuant to the provisions of this article.

The city's principal economic development tools should be maintenance of the city's natural competitive advantages and provision of detailed information concerning the city's advantages compared to those of other cities for potential relocation of all or substantial portions of various businesses. For a wide variety of businesses and professional firms, Houston rarely should be at a cost disadvantage relative to large urban centers, particularly those outside of Texas.

The city and its metropolitan area offer significant competitive advantages and cost savings to businesses seeking to locate or expand in our region. These advantages include:

- (1) A large, growing workforce with abundant skills appropriate for all levels of an organization;
- (2) An affordable cost of living, which makes Houston attractive to workers and makes our personnel costs more competitive than most major urban areas;
- (3) An abundance of buildable sites and relatively low cost of occupancy compared to other major urban centers in the United States, especially those outside of Texas; and
- (4) A superb transportation infrastructure, including the Port of Houston, the Houston Airport System, and central locations for distribution by truck, rail, and water.

The city, however, will from time to time consider appropriate economic incentives for the relocation, expansion or retention of businesses, whether intellectual capital or fixed asset-based, to the extent these incentives would be the critical element

that would govern a decision to relocate or expand a business here. Incentives might include tax abatements, as described in these guidelines and criteria, or another appropriate form of incentive, such as expedited permitting for a development project or investment in infrastructure that would be useful in developing a particular site, which could include investments enhancing transportation, water and sewer services or other public infrastructure. Such improvements benefit not only the affected business but also the larger community.

Incentives other than tax abatement might be funded through accelerated capital improvements plan action or special district financing such as tax increment financing, special assessment financing, or in-city municipal utility districts. The city could also consider beneficial land exchanges, right-of-way abandonment, or below-market financing or leases on public property that could provide mutual benefit to the city and the proposed development. Any offer of such an incentive would be reviewed case-by-case to determine eligibility and compliance with all applicable laws.

To assist the city in obtaining an equitable portion of state economic development funds, the city will consider applications for tax abatements that trigger some level of State economic development assistance. The Houston region contributes about one-quarter of the funds to the State of Texas' general revenues. In turn, a proportionate share of the State's economic development budget is attributable to the Houston region. If allocated over time equitably among the regions of the State in proportion to the employment and financial contributions to State revenues, these funds should provide funding for economic incentives for corporate relocations and expansions in our region, when combined with the other substantial advantages for economic growth in our region.

It is the goal of the city that local taxing jurisdictions in our region should not use ad valorem tax abatement to compete against each other for business relocations or expansions. It should be recognized that the attraction of new businesses to any part of our region strengthens our overall region and the people in it.

Officials at the city, at the most senior level, will meet at any time with the person who is ultimately responsible for making a decision to relocate or to expand to address specific economic or other issues that would be decisive in corporate location. The city would negotiate in a business-like manner on a case-by-case basis. There is no "standard" tax abatement, and no entity or individual other than a designated city official is authorized to negotiate with respect to any tax abatement proposal or incentive that might be available on a case-by-case basis.

Typically, city officials would want to see pro forma financial information to assist in making judgments concerning the role of property tax costs in the economics of the relocation. The city understands that for many businesses some incremental amount of ad valorem taxes would not represent a substantial percentage of the cost of goods sold. Other incentives, as referenced above, may be discussed with city officials.

(b) Tax abatements may be used in special situations, subject to the guidelines and criteria described herein. Examples of special situations include:

- (1) The location of a high-employment facility in a particularly distressed or neglected part of the city, where increased job opportunities could contribute significantly to a reduction in crime or cascading redevelopment of other sites, which would more than offset the loss of the tax benefit;
- (2) A substantial equity investment in real estate development serving an important public purpose, such as providing affordable housing that could lead to redevelopment of a blighted area or attracting additional development;
- (3) A case in which a company could not and would not remain, expand or locate in Houston, because of another viable option that took into account all significant costs. Any representation by the company would need to be supported by credible economic analysis in a direct communication between the mayor or other appropriate senior official and the private sector decision maker; or
- (4) The property, if abated, will be reasonably likely to contribute to the retention or expansion of primary employment or to attract major investment that would be a benefit to the property and the larger community and that would contribute to the economic development of the city.

(c) Subject to this general policy, when tax abatements are available, they would be offered as described in the guidelines and criteria set forth in this article, with the following general limits and guidelines:

- (1) For typical commercial and industrial tax abatements, the city would negotiate an abatement scale and duration based primarily on investment level, rather than jobs. Each project would be evaluated and the incentive tailored to an analysis based on factors such as industry competitive disadvantages, quantifiable economic impacts, and furthering other public purposes in unique ways. An applicant would be required to submit an economic impact analysis from reliable modeling tools. Depending on an analysis of such factors and data, the city would evaluate the appropriate level and duration of abatement;
- (2) Reduced investment requirements and flexible abatement scales could be available for tax abatements within state enterprise zones, or eligible new markets tax credits census tracts, bank finance districts, and other non-city incentives that require local matching. This aspect of the program would emphasize encouraging access to other local, state and federal incentives to leverage the city abatement incentive;

- (3) The city will require applicants to commit to providing enhanced community benefits as a condition to tax abatement incentive benefit. The enhanced community benefit may include employment and development of programs that strengthen local communities, such as the city's Minority and Women-Owned and Disadvantaged Business Enterprise Programs, local purchasing, construction and redevelopment within underserved communities or other identified areas that would see a greater benefit or return on investment in the area, the creation of permanent employment and full-time job opportunities within those defined areas, jobs that include employee health care benefits, and other endeavors that can be shown to bring a wider reaching, long-term economic benefit to the communities where the activity or enterprise will be located, and to the city overall. Table 44-1 below includes the types of activities and benefits the city will give the most weight to, though others not on the list may be considered by the Mayor's Office of Economic Development. Applications for tax abatement must include one or more of the items listed in Table 44-1.

Table 44-1

1	Local, Community Job Recruitment
2	Non-Business benefitting public improvements
3	Crime Prevention Through Environmental Design (CPTED)
4	Affordable Housing
5	Workforce Housing
6	Job Training for Entry or Mid-Skill Level Jobs
7	Participation in Job Reentry Programs (other than the City of Houston's Community Re-Entry Network Program)
8	Paid Internships for Low Income Students

- (4) In addition, the city will require applicants to provide evidence they will:
- Advertise new job postings with the City of Houston's Community Re-Entry Network Program;
 - Provide construction workers with a minimum of 10-hours of OSHA-approved safety training;
 - Require general contractors to employ a safety representative with a minimum of 30 hours of OSHA-approved supervisor safety training on each construction site;
 - Make good faith efforts to ensure that a minimum of 25 percent of the total labor force for construction and non-construction job requirements is obtained by hiring individuals who live in a census

tract with an average income lower than that of the city average, based on the most recent five-year American Community Survey estimate;

- e. Make good faith efforts to ensure that a minimum of 25 percent of the total labor force for construction and non-construction job requirements is obtained by hiring individuals who live in the same census tract as the project, or who live in an adjacent census tract, for a tax abatement agreement described in subsection (c)(8) of this section where the project is located in, or adjacent to, a census tract described in subsection (c)(4)d above; and
 - f. Make good faith efforts to hire and employ a minimum of 30 percent of its construction workforce from local Department of Labor-certified apprenticeship programs.
- (5) All contracts and subcontracts for public infrastructure, or for other public improvements that are to be conveyed to the city upon completion, shall contain requirements for compliance with governing statutes and local requirements on labor classification of wage scales for each craft or type of laborer, worker, or mechanic.
 - (6) Contractors and subcontractors will be subject to audits and inspections of payroll records to ensure compliance with the requirements of this chapter.
 - (7) Qualifying residential projects or projects with a qualifying residential component will be required to develop and commit 20 percent or more of the project residential units for residents with income levels between 30 percent and 120 percent of area median income for the duration of the tax abatement agreement.
 - (8) An enhanced abatement for no more than 10 years and up to 90% may be considered for:
 - a. Targeted industry clusters specifically targeted for future growth, for example, aviation, biotechnology, information technology, aerospace, energy, or other industries that the city from time to time determines to have a particular beneficial impact on the regional economy;
 - b. New or expanding businesses (for example, retail, industrial, commercial) in neighborhood areas targeted for revitalization (for example, Houston Hope areas or other distressed or neglected parts of the city); and

- c. Transit-oriented development within 1,500 feet of transportation corridors, such as existing and planned Metro rail stops, multi-modal centers, and bus transfer stations.

Sec. 44-121. Definitions.

As used in this article, the following terms shall have the meanings ascribed in this section unless the context of their usage clearly indicates another meaning:

Abatement means the full or partial exemption from ad valorem taxes of certain real and/or personal property in a reinvestment zone.

Abatement recipient means the owner of real or tangible personal property located on the real property, the lessee of real or personal property, or both, as applicable, who receive an abatement pursuant to this article.

Agreement means a contractual agreement authorized by the city council between an abatement recipient and the city for the purpose of a tax abatement.

Base year value means the assessed value of eligible property on January 1 preceding the execution of the agreement plus the agreed upon value of eligible property improvements made after January 1, but before the execution of the agreement.

Brownfield facility means real property or tangible personal property located on the real property used as an authorized facility as provided in sections 44-129 and 44-130 of this Code.

Competitive siting means evidence that the applicant has studied competing locations for expansion, relocation, or new operations to evaluate operating cost differentials and incentives available, excluding, however, locations in taxing jurisdictions with which the city has an agreement not to compete for projects by offering financial incentives.

Complete community means an area designated as such by the city or the mayor in order to focus civic, business, and philanthropic resources on community needs as identified by the residents and larger community, such as housing, parks and environmental, economic, health, educational, mobility and infrastructure, and other social services, projects, or programs.

Contract employee means an individual who is not a permanent employee or an affiliate of the abatement recipient but who does work for the abatement recipient in the reinvestment zone on a contract basis, either on a full- or part-time basis.

Deferred maintenance means improvements necessary for continued operations that do not improve productivity or alter the process technology.

Deteriorated/demolished property means any real property located in a reinvestment zone designated pursuant to item (1), (2), or (3) of section 44-122(d) of this Code, and on which improvements subject to an order and any extensions granted by the department of neighborhoods were declared dangerous or were demolished not more than one year before the date that a complete application for tax abatement is filed, and pursuant to a permit for demolition issued by the city with which the owner complied, and on which the owner has filed with the city an application for a building permit to construct new improvements no later than one year after the date that a complete application for tax abatement was filed.

Deteriorated/demolished property redevelopment means a residential facility with structures containing four or fewer dwelling units per structure constructed as part of a unified plan on contiguous property comprising at least one existing block.

Director means the mayor, or the person designated by the mayor to administer these guidelines and criteria.

Dwelling unit means a structure, or a portion of a structure, that has independent living facilities including provisions for non-transient sleeping, cooking and sanitation.

Economic life means the number of years a property improvement is expected to be in service in a facility.

Eligible jurisdiction means any county, municipality or college district that levies ad valorem taxes upon and provides services to property located within a proposed or existing reinvestment zone.

Expansion means the addition of buildings, structures, fixed machinery or equipment for purposes of increasing production capacity.

Facility means property improvements, completed or in the process of construction or expansion, that together comprise an integral whole.

Full-time equivalent means a job that is equivalent to 1,750 hours of work annually performed in the reinvestment zone by one or more Ccontract employees or part-time employees.

Manufacturing facility means buildings and structures, including fixed machinery and equipment, the primary purpose of which is or will be the manufacture of tangible goods or materials or the processing of such goods or materials by physical or chemical change.

Mixed-use facility means a facility used or to be used for more than one of the types of facilities defined in this section.

Modernization means the replacement and upgrading of existing facilities that increase the productive input or output, extend the economic life of a facility, update the technology or substantially lower the unit cost of the operation of a facility. Modernization may result from the construction, alteration or installation of buildings, structures or fixed machinery or equipment, but construction, alteration or installation for the purpose of reconditioning, refurbishing or repairing to meet local, state, or federal regulations shall not be considered modernization.

New facility means improvements on property previously undeveloped that is placed into service by means other than or in conjunction with expansion or modernization.

Order means an order issued by the city pursuant to article IX of chapter 10 of this Code requiring the improvements on property to be demolished.

Other basic industry facility means buildings and structures, including fixed machinery and equipment not elsewhere described, that meet the economic development objectives of the general policy stated in section 44-120 of this Code.

Owner means the person or entity responsible for paying property taxes on taxable real property or tangible personal property located on the real property or an interest therein including one or more leasehold interests.

Part-time employee means an individual who works for, and is an employee of, the abatement recipient in the reinvestment zone, but is not a permanent employee.

Permanent employee means an individual who is an employee of the abatement recipient or an affiliate of the abatement recipient, works a minimum of 35 hours in a seven-day period, and reports to work in the reinvestment zone, excluding any contract employee, seasonal employee or part-time employee.

Regional distribution center facility means buildings and structures, including fixed machinery and equipment, used or to be used primarily to receive, store, service or distribute goods or materials owned by the facility operator, where a majority of the goods or services are distributed to points at least 100 miles from any part of Harris County, unless there is no facility in Harris County that receives, services or distributes such goods and services to businesses and residents of Harris County.

Regional entertainment facility means buildings and structures, including fixed machinery and equipment, used or to be used to provide entertainment through the admission of the general public, where the majority of users reside at

least 100 miles from any part of Harris County, unless there is no facility providing the same or similar entertainment in Harris County.

Regional service facility means buildings and structures, including fixed machinery and equipment, used or to be used to service goods, where a majority of the goods being serviced originate at least 100 miles from any part of Harris County, unless there is no facility in Harris County where businesses and residents of the county can obtain such service.

Research and development facility means buildings and structures, including machinery and equipment, used or to be used primarily for research or experimentation to improve or develop current technology, including but not limited to bio-medicine, electronics or pre-commercial emerging industries.

Research facility means buildings and structures, including fixed machinery and equipment, used or to be used primarily for research or experimentation.

Residential facility means one or more buildings and structures, including machinery and equipment, used or to be used primarily for living, sleeping, cooking and eating, that are intended to be used or occupied as dwelling places whether or not attached.

Retail facility means buildings and structures, including machinery and equipment, used or to be used primarily for the sale or service of goods or foods to consumers.

Target area means an area that qualifies for Texas Enterprise Zonedesignation pursuant to the Texas Enterprise Zone Act.

Texas Enterprise Zone Act means Chapter 2303 of the Texas Government Code, as amended from time to time.

TCEQ means the Texas Commission on Environmental Quality or other agency of the state of Texas that administers the voluntary cleanup program authorized in Subchapter S, Chapter 361, Texas Health & Safety Code.

Sec. 44-122. Reinvestment zones.

(a) Tax abatement shall only be allowed in a reinvestment zone.

(b) Reinvestment zones in the city for the purpose of tax abatement shall be considered for designation by city council upon the recommendation of the director subject to the criteria of this section. The city council ~~shall~~ may approve the creation of reinvestment zones on a zone-by-zone basis after a public hearing before the city council. ~~Following the public hearing, the city council may consider the ordinance creating a new reinvestment zone in the proposed area.~~

(c) The city council shall not adopt an ordinance designating a reinvestment zone until it has held a public hearing at which interested persons are entitled to speak and present evidence for or against the designation. Notice of the hearing shall be given not later than the seventh day before the date of the hearing by:

- (1) Publication in a newspaper of general circulation in the city; and
- (2) Delivery in writing to the presiding officer of each eligible jurisdiction.

The notice shall contain the location, time, and place of the public hearing and a description of the proposed boundaries of the reinvestment zone.

(d) To be designated as a reinvestment zone an area must:

- (1) Substantially impair or arrest the sound growth of the city, retard the provision of housing accommodations or constitute an economic or social liability and be a menace to the public health, safety, morals, or welfare in its present condition and use by reasons of the presence of:
 - a. A substantial number of substandard, slum, deteriorated, or deteriorating structures;
 - b. The predominance of defective or inadequate sidewalks or streets;
 - c. Faulty size, adequacy, accessibility or usefulness of lots;
 - d. Unsanitary or unsafe conditions;
 - e. The deterioration of site or other improvements;
 - f. Tax or special assessment delinquency exceeding the fair value of the land;
 - g. Defective or unusual conditions of title;
 - h. Conditions that endanger life or property by fire or other cause; or
 - i. Any combination of these factors or conditions;
- (2) Be predominantly open or undeveloped and, because of obsolete platting, deterioration of structures or site improvements or other factors, substantially impair or arrest the sound growth of the city;
- (3) Be designated a local or state-federal enterprise zone under the Texas Enterprise Zone Act;

- (4) Be located wholly within an eligible area under Section 119 of the Housing and Community Development Act of 1974, as identified from time to time by city council; or
- (5) Be reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the zone that would be a benefit to the property and the larger community and that would contribute to the economic development of the city.

(e) The goals and objectives expressed above and the standards and restrictions expressed in Chapter 312 of the Texas Tax Code, as amended, are not exhaustive and shall be supplemented by such further and additional goals, objectives, rules, standards and restrictions as the city council may from time to time impose.

(f) The designation of a reinvestment zone hereunder shall expire five years after the date of its designation and may be renewed for periods not to exceed five years. The expiration of a designation, however, shall not affect any existing agreement entered into pursuant to section 44-128, 44-130, or 44-133 of this Code.

Sec. 44-123. Abatement application.

(a) Any present or potential owner in the city may request tax abatement by filing a written request with the director.

(b) The application shall consist of a complete application form accompanied by a \$1,000.00 nonrefundable application fee and:

- (1) A general description of the new improvements to be undertaken;
- (2) A descriptive list of the improvements for which abatement is requested;
- (3) A list of the kind, number and location of all proposed improvements of the property;
- (4) A map and legal description of the property;
- (5) A time schedule for undertaking and completing the proposed improvements;
- (6) Financial information including but not limited to items (i) demonstrating the role of property tax costs in the economics of the proposed improvements; (ii) stating concisely the amounts and sources of financing for the proposed improvements, including all sources and terms of debt and equity financing; and (iii) demonstrating the overall financial impact of the proposed improvements on the local and regional economy, using

reliable economic forecast modeling tools in such form as approved by the director;

- (7) If the applicant is considering a location outside the city for the proposed improvements, evidence of abatement or other financial incentive from other local, state, or federal governmental entities; and
- (8) A statement describing how the proposed improvements are consistent with the general policy stated in section 44-120 of this Code.

(c) The complete application for an economic development abatement must also include:

- (1) A certification of the current number of permanent, part-time, and contract employees of the applicant, by category, at the time of the application;
- (2) If the applicant is considering a location outside the city for the project, information regarding the project's competitive siting, including written evaluation of competing locations for expansion, relocation, or new operations, including identification of specific sites in those locations;
- (3) For a project located in a leased facility, the name and address of the lessor and, if executed, a copy of the lease; and
- (4) For modernization, a statement of the assessed value of the existing facility for the tax year immediately preceding the application year, separately stated for real and tangible personal property; and

(d) The complete application for a brownfield development abatement shall consist of a complete application form accompanied by:

- (1) A description of the intended use of the proposed brownfield facility; and
- (2) A copy of a voluntary cleanup agreement with the TCEQ for the proposed brownfield facility or a certificate of completion for the property issued by TCEQ for the proposed brownfield facility.

(e) The complete application for a deteriorated/demolished property abatement shall consist of a complete application form accompanied by a \$1,000.00 nonrefundable application fee; and

- (1) The information required by paragraphs (1) through (5) of (b) of this section;
- (2) A copy of the order;

(3) A copy of the demolition permit issued by the city for the demolition of the improvements subject to the order;

(4) Photographs showing the current conditions of the deteriorated/demolished property.

(f) The application form may require such financial and other information as the director deems appropriate for evaluation of the financial capacity and other factors of the applicant.

(g) The city shall not enter into an agreement if it finds that the request for the abatement was filed after the commencement of construction, alteration, or installation of improvements related to a proposed modernization, expansion or new facility. An applicant is ineligible for abatement if a decision to commence a modernization, expansion or new facility in the city has been formally announced on or before an application for abatement has been filed with the city.

(h) Upon receipt of a complete application for abatement, the director shall notify in writing the presiding officer of the governing body of each eligible jurisdiction of the abatement application, which notice shall include a copy of the application.

Sec. 44-124. Cost/benefit analysis.

After receipt of a complete application for abatement, the director shall prepare a cost/benefit impact analysis setting out the impact of the proposed tax abatement. The cost/benefit impact analysis shall include, but need not be limited to, an estimate of the economic effect of the abatement of taxes, the benefit to the city and the property to be included in the zone, and any other pertinent measures of the project's overall projected effects on the city's revenue stream both during and after the abatement period.

Sec. 44-125. Variances.

Requests for a variance from any of the provisions of these guidelines and criteria shall be made in writing to the director; provided however, the total duration of an abatement shall in no instance exceed ten years, or such other limitation on duration as provided by applicable law. A request for a variance shall include a complete description of the circumstances explaining why the applicant should be granted a variance and how the grant of abatement is consistent with the general policy of section 44-120 of this Code. If the city council finds that the application meets the economic development objectives of these guidelines, then the city council may approve a request for variance by a three-fourths vote of the city council members present.

Sec. 44-126. Public hearing and approval.

(a) Prior to entering into an agreement, the city council shall hold a public hearing at which interested persons shall be entitled to speak and present written materials for or against the approval of the agreement. Notice of the public hearing shall

be published in a local daily newspaper of general circulation not later than the seventh day before the date of the hearing. Notice of the public hearing may be given, posted or published in other places or by other means as the director deems appropriate, including giving notice to civic associations in the area surrounding the proposed zone.

(b) In order to enter into an agreement, the city council must find that the terms of the proposed agreement meet the applicable criteria of this article and that:

- (1) There will be no substantial potential adverse effect on the provision of city services or the tax base; and
- (2) The planned use of the property will not constitute a hazard to public safety, health or morals.

Sec. 44-127. Economic development abatement authorized.

(a) *Authorized facility.* A facility is eligible for economic development abatement if it is a manufacturing facility, mixed-use facility, regional distribution center facility, regional service facility, regional entertainment facility, research facility, research and development facility, residential facility, retail facility, or other basic industry facility.

(b) *Creation of new value.* Abatement shall only be granted for the additional value of eligible property improvements made subsequent to and listed in an agreement, subject to such limitations as the city council may require.

(c) *New and existing facilities.* Abatement may be granted for new facilities or the expansion of existing facilities. Improvements to existing facilities for purposes of modernization may receive abatement if proven to be essential to the entity's or the facility's economic survival.

(d) *Eligible property.* The following types of property shall be eligible for abatement:

- (1) Buildings;
- (2) Structures;
- (3) Fixed machinery and equipment;
- (4) Site improvements;
- (5) Office space and related fixed improvements necessary to the operation and administration of the facility; and
- (6) Tangible personal property, including inventory purchased after the effective date of a tax abatement agreement under this article, for logistics, distribution, or manufacturing facility, with the exception of

inventory of natural gas, fluids or gases, or crude petroleum products that are not integral to the operation of the facility.

(e) *Ineligible property.* The following types of property shall be ineligible for abatement:

- (1) Land;
- (2) Supplies;
- (3) Tools;
- (4) Vehicles, vessels and aircraft;
- (5) Property receiving a historic site exemption as provided in section 44-29 of this Code;
- (6) Deferred maintenance investments;
- (7) Improvements for the generation or transmission of electrical energy not wholly consumed by a new facility or expansion;
- (8) Any improvements, including those to produce, store or distribute natural gas, fluids or gases, that are not integral to the operation of the facility;
- (9) Any improvements that are not integral to the operation of the facility;
- (10) Property owned or used by the State of Texas or its political subdivisions or by an organization owned, operated or directed by a political subdivision of the State of Texas; and
- (11) Property that is owned or leased at any time during the term of an abatement agreement by a member of city council or by a member of the city planning commission.

(f) *Value and term of the abatement.* Abatement may be granted effective upon the January 1 valuation date immediately following the effective date of the agreement or such later date upon which the parties may agree. On or before reaching the agreed date, the parties may agree, by mutual consent, to terminate the agreement, subject to approval by the city council. Projects (other than modernizations) that meet these guidelines and criteria are eligible for abatement on the value of the new properties in an amount and for a duration based on an analysis of factors such as industry competitive disadvantages, quantifiable economic impacts, and furthering other public purposes in unique ways. Depending on an analysis of such factors and data, the director will evaluate and make a recommendation for approval by the city council of the appropriate amount and duration of abatement. In no case, however, shall the period of abatement exceed ten years.

If a modernization project includes facility replacement, the value upon which abatement shall be determined shall be the value of the new unit less the value of the old unit(s).

(g) *Economic qualifications.* Except as provided in subsections (h), (i), and (j) of this section, to be eligible for abatement, the planned improvement shall:

- (1) Provide an economic benefit to the city, taking all relevant factors into consideration, including:
 - a. Size of the abatement;
 - b. Income from sales tax and franchise fees generated by the planned improvement; and
 - c. Any additional expense to the city in providing city services as a result of the improvement;
- (2) Be necessary because capacity cannot be provided efficiently utilizing existing improved property when reasonable allowance is made for necessary improvements;
- (3) Be reasonably expected to increase the value of the real or tangible personal property in the amount of \$1,000,000 for deteriorated/demolished property redevelopment or \$5,000,000 for other development, including commercial, upon completion of construction; and
- (4) Be expected to either:
 - a. Prevent the loss of permanent employment, retain or create permanent employment for at least 25 people on a permanent basis in the designated zone beginning three years after the effective date of abatement and continuing through the remaining term of the agreement; or
 - b. Result in an abatement equivalent to a maximum investment of \$500,000.00 per job created or retained.

(h) *Economic qualifications in enterprise zone.* If the property includes property described under the provisions of section 44-127 of this Code and (i) is located in an area designated as an enterprise zone and the city has not created a reinvestment zone or (ii) is an authorized facility that meets the criteria established for a qualified business pursuant to the Texas Enterprise Zone Act, to be eligible for tax abatement the planned improvement shall:

- (1) Be reasonably expected to increase the value of the property by a minimum amount of \$500,000.00 upon completion of construction;

- (2) Be expected to create additional permanent employment for at least five people on a permanent basis who are residents of the enterprise zone or who are economically disadvantaged as that term is defined in the Texas Enterprise Zone Act;
- (3) Not be expected to solely or primarily have the effect of transferring employment from one part of the city to another; and
- (4) Be necessary because capacity cannot be provided efficiently utilizing existing improved property when reasonable allowance is made for necessary improvements.

(i) *Economic qualifications in a Complete Community.* If the property includes property described under the provisions of section 44-127 of this Code and is located in an area designated as a complete community, to be eligible for tax abatement the planned improvement shall:

- (1) Be reasonably expected to increase the value of the real or tangible personal property in the amount of \$500,000 for deteriorated/demolished property redevelopment or \$1,000,000 for other development, including commercial, upon completion of construction; and

(2) Be expected to create permanent employment for at least five people on a permanent basis beginning three years after the effective date of abatement and continuing through the remaining term of the agreement.

(j) *Research and development projects.* If the planned improvement is for a research and development facility, to be eligible for tax abatement the planned improvement shall:

- (1) Be reasonably expected to increase the value of the property by a minimum amount of \$1,000,000.00 upon the completion of construction; and
- (2) Be expected to create permanent employment for at least five people on a permanent basis in the designated zone, provided that this employment qualification shall take effect two years after the effective date of abatement and continue through the term of the agreement. The abatement period shall not exceed five years from the effective date of abatement, and the percentage of value to be abated shall be 100 percent throughout the abatement period.

(k) *Taxability.* From the date of execution of the abatement agreement to the end of the abatement period, taxes shall be payable as follows:

- (1) The value of ineligible property as provided in subsection (e) of this section shall be fully taxable;

- (2) The base year value of existing eligible property as determined each year shall be fully taxable; and
- (3) The additional value of new eligible property shall be taxable in the manner described in subsection (f) of this section.

Sec. 44-128. Agreement for economic development abatement.

Upon designation of a reinvestment zone, the city may enter into an agreement that shall include:

- (1) Estimated value to be abated and the base year value;
- (2) Percent of value to be abated each year as provided in this article;
- (3) The commencement date and the termination date of abatement;
- (4) The proposed use of the facility, nature of construction, time schedule, map, property description and improvement list as provided in this article;
- (5) Contractual obligations regarding the event of default, violation of terms or conditions, delinquent taxes, recapture of all previously abated taxes, administration, and assignment as provided in this article and other provisions that may be required for uniformity or by state law;
- (6) Amount of investment and total permanent employees to be retained or created and total full-time equivalent jobs to be retained or created;
- (7) A requirement that the abatement recipient, on or before not later than February 1 of each year the tax abatement agreement is in effect, provide the director an affidavit that includes a delineation of the number of permanent employees, contract employees and part-time employees of the abatement recipient as of the immediately preceding December 1, who report to work in the reinvestment zone at each site covered by the agreement;
- (8) A requirement that the abatement recipient annually file the appropriate form with the appropriate county appraisal district to qualify for the abatement;
- (9) A provision that contract employees and part-time employees may be used to comply with the abatement recipient's contractual obligation to create/retain jobs on a full-time equivalency basis for any number of jobs; provided that full-time equivalent jobs shall only be used to satisfy the abatement recipient's contractual obligation if the abatement recipient maintains a minimum of 25 permanent employees who work on the project within the reinvestment zone;

- (10) A requirement that property in a reinvestment zone that is owned or leased at any time during the term of an abatement agreement by a member of the city council or by a member of the city planning commission is ineligible for and excluded from tax abatement;
- (11) A requirement that the abatement recipient's chief financial officer, or the officer's designee, on or before January 1 of each year that the agreement is in effect, provide the director an affidavit that the recipient is and has been in compliance in the prior year with all agreement provisions;
- (12) A requirement that the abatement recipient's chief financial officer, or the officer's designee, who cannot make the affidavit required by item (11) of this section on any January 1 shall provide the director with a written statement identifying any provision of the agreement with which the abatement recipient is or has not been in full compliance;
- (13) A provision that failure by the abatement recipient's chief financial officer, or the officer's designee, to timely provide the director with either the affidavit required by item (11) of this section or the statement required by item (12) of this section will result in automatic default under the agreement for which no notice of default or opportunity to cure shall be required; and
- (14) A provision that the city may amend the agreement in lieu of termination pursuant to section 44-134(d) of this Code.

Sec. 44-129. Brownfield development abatement authorized.

(a) *Creation.* A property tax abatement program is hereby created for brownfield development abatements to be administered in accordance with Chapter 312 of the Texas Tax Code.

(b) *Authorized facility.* A facility shall be eligible for brownfield development abatement if it is real property or tangible personal property located on real property that is:

- (1) Located in a reinvestment zone;
- (2) Not an improvement project financed by tax increment bonds; and
- (3) The subject of a voluntary cleanup agreement under Section 361.606 of the Texas Health & Safety Code.

(c) *Eligible property.* The following types of property are eligible for brownfield development abatement:

- (1) Land;

- (2) Buildings;
- (3) Structures;
- (4) Fixed machinery and equipment;
- (5) Site improvements; and
- (6) Tangible personal property located on the real property.

(d) *Ineligible property.* The following types of property are ineligible for brownfield development abatement:

- (1) Property that is owned or used by the State of Texas or its political subdivisions or by an organization owned, operated or directed by a political subdivision of the State of Texas; and
- (2) Property that is owned or leased at any time during the term of an abatement agreement by a member of city council or by a member of the city planning commission.

(e) *Value and term of the abatement.* Abatement shall be granted effective upon the January 1 valuation date immediately following the date the owner of the brownfield facility receives a certificate of completion for the property under Section 361.609 of the Texas Health and Safety Code. A brownfield facility is eligible for abatement according to the following sliding scale:

Year Abated	Percentage of Value Abated
1	100%
2	75%
3	50%
4	25%

Provided, however that no abatement shall be given in a year in which the use of the brownfield facility is changed from the use specified in the certificate of completion and the city council determines that the new use may result in an increased risk to human health or the environment.

(f) *Taxability.* From the date of execution of the abatement agreement to the end of the abatement period, the value of eligible property shall be taxable in the manner described in subsection (e) of this section.

Sec. 44-130. Agreement for brownfield development abatement.

Upon designation of a reinvestment zone, the city may enter into an agreement with the owner of the brownfield facility. The agreement shall include:

- (1) The estimated value to be abated;
- (2) The percent of value to be abated each year as provided in this article;
- (3) The commencement date and the termination date of abatement;
- (4) The proposed use of the facility as indicated on the certificate of completion issued pursuant to Section 361.609 of the Texas Health and Safety Code, a map showing the location of the brownfield facility, and a property description of eligible improvements;
- (5) Contractual obligations regarding the event of default, violation of terms or conditions, delinquent taxes, recapture, administration, and assignment as provided in this article and other provisions that may be required for uniformity or by state law;
- (6) A requirement that the owner of the eligible property subject to abatement annually file with the appraisal district the appropriate form for qualifying for the abatement;
- (7) A requirement that property in a reinvestment zone that is owned or leased at any time during the term of an abatement agreement by a member of the city council or by a member of the city planning commission is ineligible for and excluded from tax abatement;
- (8) A requirement that the abatement recipient's chief financial officer, or his or her designee, on or before January 1 of each year that the agreement is in effect, provide the director an affidavit that the recipient is and has been in full compliance with all agreement provisions;
- (9) A requirement that the abatement recipient's chief financial officer who cannot make the affidavit required by item (8) of this section on any January 1 shall provide the director with a written statement identifying any provision of the agreement with which the abatement recipient is or has not been in compliance;
- (10) A provision that failure by the abatement recipient's chief financial officer, or the officer's designee, of an abatement recipient to timely provide the director with either the affidavit required by item (8) of this section or the affidavit required by item (9) of this section will result in automatic default under the agreement for which no notice of default or opportunity to cure shall be required; and

- (11) A provision that the city may amend the agreement in the event of default or in lieu of termination pursuant to section 44-134(d) of this Code.

Sec. 44-131. Leadership in Energy and Environmental Design (LEED®) tax abatement.

If the owner of a new or refurbished commercial facility has registered with the U.S. Green Building Council ("USGBC") seeking LEED Certification, then the Mayor's Office of Economic Development or a successor may recommend approval by the city council of a partial tax abatement for the incremental investment associated with obtaining such certification. The agreement shall be effective up to 10 years, at a percentage based upon the level of certification actually obtained after completion of construction or refurbishment:

- (1) LEED Certification Level and "Imputed LEED-Related Value Increment:"

a.	Basic "Certified" Level	1.0%
b.	Silver Level	2.5%
c.	Gold Level	5.0%
d.	Platinum Level	10%

- (2) The minimum value increase requirement derived from the "Imputed LEED-Related Value Increment" to meet eligibility test is \$100,000.
- (3) This type of tax abatement may be a stand-alone abatement or part of a standard economic development tax abatement. When an applicant seeks only a LEED Certification tax abatement, no job creation target will be required in order to qualify. The investment requirement will be at least \$1 million for a commercial structure with Platinum LEED Certification, and at least \$10 million for a commercial structure with Basic Certification (assumes percentages from preceding table and minimum value increase of \$100,000).
- (4) The applicant must register with USGBC seeking LEED Certification prior to submitting its application to the city.
- (5) The application for a LEED Certification tax abatement must be submitted to the city prior to commencing construction or refurbishment of the applicable development.
- (6) The agreement shall become effective in the year the application is approved by the city council and may remain in effect up to 10 years. The tax abatement benefit (i.e., partial exemption of value from ad valorem taxes) shall not commence until construction or refurbishment of the project is completed and LEED Certification is obtained by the applicant.

The value of the tax abatement shall be calculated on the appraised value after LEED Certification is obtained.

Sec. 44-132. Deteriorated/demolished property abatement authorized.

(a) *Creation.* A property tax abatement program may be granted for deteriorated/demolished properties that meet the requirements of this section.

(b) *Authorized facility.* A facility shall be eligible for abatement if:

- (1) It is a deteriorated/demolished property;
- (2) It is not an improvement project financed by tax increment bonds;
- (3) It is constructed pursuant to and in compliance with a valid building permit issued by the city;
- (4) Construction has not commenced prior to the application for abatement; and
- (5) It is not a facility eligible for economic development abatement pursuant to section 44-127 of this Code.

(c) *Eligible property.* The following types of property are eligible for deteriorated/demolished property abatement:

- (1) Buildings;
- (2) Structures;
- (3) Fixed machinery and equipment; and
- (4) Site improvements.

(d) *Ineligible property.* The following types of property are ineligible for deteriorated/demolished property abatement:

- (1) Land;
- (2) The value of improvements on deteriorated/demolished properties prior to demolition;
- (3) Residential facilities containing four or fewer dwelling units per structure other than a deteriorated/demolished property redevelopment;
- (4) Modernization;
- (5) Inventory;

- (6) Supplies;
- (7) Tools;
- (8) Vehicles, vessels and aircraft;
- (9) Deferred maintenance investments;
- (10) Property that is owned or used by the State of Texas or its political subdivisions or by an organization owned, operated or directed by a political subdivision of the State of Texas;
- (11) Property that is owned or leased at any time during the term of an abatement agreement by a member of city council or by a member of the city planning commission; and
- (12) Property receiving a historic site exemption as provided in section 44-29 of this Code.

(e) *Value and term of the abatement.* Abatement shall be granted effective upon the January 1 valuation date following the year in which the owner receives a final certificate of occupancy for the improvements constructed on the property. Absent extraordinary conditions as determined by the director in the exercise of his or her professional judgment, the amount of abatement shall not exceed 90% for properties located in a target area and shall not exceed 50% for properties not located in a target area.

(f) *Economic qualifications.* To be eligible for abatement, the planned new improvement shall:

- (1) Provide an economic benefit to the city, taking into consideration all relevant factors, including the impact of the new improvements on the neighborhood in which the property is located; and
- (2) Be reasonably expected to increase the value of the real deteriorated/demolished property by the lesser of \$1,000,000 or 1.5 x the value of the demolished improvements on the deteriorated/demolished property.

(f) *Taxability.* From the date of execution of the abatement agreement to the end of the abatement period, the value of eligible property shall be taxable in the manner described in subsection (j) of section 44-127 of this Code.

Sec. 44-133. Agreement for deteriorated/demolished property abatement.

Upon designation of a reinvestment zone, the city may enter into an agreement with the owner of the facility to be constructed on the deteriorated/demolished property. The agreement shall include:

- (1) The estimated value to be abated;
- (2) The percent of value to be abated each year as provided in this article;
- (3) The commencement date and the termination date of abatement;
- (4) Contractual obligations regarding the event of default, violation of terms or conditions, delinquent taxes, recapture, administration, and assignment as provided in this article and other provisions that may be required for uniformity or by state law;
- (5) A requirement that the owner of the eligible property subject to abatement annually file with the appropriate county appraisal district the appropriate form for qualifying for the abatement;
- (6) A requirement that property that is owned or leased at any time during the term of an abatement agreement by a member of the city council or by a member of the city planning commission is ineligible for and excluded from tax abatement; and
- (7) A provision that the city may amend the agreement in the event of default or in lieu of termination pursuant to section 44-134(d) of this article.

Sec. 44-134. Default; recapture.

(a) *Event of default.* The abatement recipient shall be in default under the agreement if any of the following occur at any time during the term of the agreement:

- (1) A facility is completed and begins producing or providing the product or service delineated in the agreement, but subsequently discontinues producing or providing the product or service for any reason other than fire, explosion, or other casualty or accident or natural disaster;
- (2) The abatement recipient fails to comply timely with job creation or investment requirements pursuant to the agreement;
- (3) The abatement recipient fails to comply timely with any material term of the agreement;
- (4) The abatement recipient fails to timely file any required report or statement or to timely give any required notice pursuant to the agreement; or

- (5) Employees or designated representatives of the city determine pursuant to an inspection under section 44-135 of this Code that the abatement recipient has not complied with the agreement.

(b) *Notice.*

- (1) If the director determines that an event of default has occurred, the director shall notify the abatement recipient in writing at the address stated in the agreement, and if the condition of default is not cured within 30 days after the date of the notice, then the city may take any one or more of the actions set forth in subsection (d) of this section. Provided, however, that the city shall only be required to give a 30-day notice of default for failure to comply with job creation or investment requirements. The abatement recipient's failure to comply with job creation or investment requirements is an "incurable default." Within the 30-day notice period, the abatement recipient shall be entitled to question the accuracy of the city's determination of the incurable default but shall not be entitled to cure the default. After the 30-day notice period, if the city concludes that its determination of the incurable default is correct ("noticed incurable default"), then the city shall be entitled to pursue any one or more of the remedies set forth in subsection (d) of this section.

- (2) If the abatement recipient is in default under subsection (a) of this section, the abatement recipient shall notify the city within 30 days after the default and if the default is one that can be cured hereunder (and is not an incurable default), such default shall be cured within 30 days following the date of the notice of default. If the abatement recipient fails to cure such curable default within the 30-day period, then the city may pursue any one or more of the remedies listed in subsection (d) hereof.

(c) *Cure.* In curing an event of default based on any of the items set forth in subsection (a) of this section , and assuming such event of default is curable and is not an incurable default, the abatement recipient shall provide sufficient evidence to the director that the default has been cured within 30 days following the date of the notice of default. Sufficient evidence shall include the providing of the information not timely provided and/or providing evidence of the completion of the act(s) not timely performed. The city shall have the right to ask for additional information to confirm the adequate cure of any default.

(d) *City remedies for default.*

- (1) In the event of a noticed incurable default or a curable default that has not been cured after notice and an opportunity to cure, no tax abatement shall be allowed for the calendar year in which the default occurs (and thereafter), and the city shall have the right to pursue any one or more of the following remedies: terminate the agreement; terminate the abatement

recipient's right to any future abatement under the agreement without terminating the agreement; pursue any and all remedies allowed under the abatement agreement; and pursue any and all remedies allowed under Texas law;

- (2) In addition to the foregoing, in the event of a noticed incurable default or a curable default that has not been cured after notice and an opportunity to cure, the city, in its sole discretion, may recover all or any part of the taxes abated at any time under the agreement. The abatement recipient shall pay all taxes to the city within 30 days after the city's written demand therefore. Any taxes not paid timely shall bear interest at the rate of 12% annually;
- (3) Notwithstanding the foregoing, the director and the city attorney are hereby authorized to negotiate and enter into amendments and revisions to agreements under which there are noticed incurable defaults or curable defaults that have not been cured after notice and opportunity to cure. In the foregoing circumstances, the parties are also authorized to negotiate and enter into any other and further agreements they determine best protect the city's interests; and
- (4) The city's right and authority to pursue any default and to recover abated taxes under this section shall survive the amendment, revision, expiration, or termination of any tax abatement agreement.

Sec. 44-135. Administration.

(a) The chief appraiser of the county appraisal district shall annually determine the value of the real and personal property comprising the reinvestment zone. Each year, the abatement recipient shall furnish the city with any additional information applicable to the tax abatement that may be necessary for the administration of the abatement. Once the value of the real and personal property has been established, the chief appraiser shall notify the eligible jurisdictions of the amount of the assessment.

(b) The agreement shall stipulate that employees of the city and/or designated representatives will have full access to the reinvestment zone both during and after the expiration or termination of the term of the abatement agreement in order to inspect the facility and shall have full access to any and all abatement recipient records related to the agreement to determine, by audit or otherwise, that the abatement recipient is (or has been) in full compliance with the agreement. All inspections will be made only after the giving of 24 hours' notice and will only be conducted in such a manner as to not unreasonably interfere with the construction and/or operation of the facility. All inspections will be made with one or more representatives of the company or individual and in accordance with safety standards.

Sec. 44-136. Assignment.

An agreement may be assigned to a new owner or lessee of the facility with the written consent of the director, which consent shall not be unreasonably withheld. If the proposed assignee is an affiliated entity of the assignor, then the director may consent to an assignment if the assignor is in compliance with all terms of the agreement. Any assignment of the agreement shall not relieve the assignor of continuing liability under the agreement unless specifically agreed to in a writing signed by both the director and the city attorney. Any assignment shall provide that the assignee shall irrevocably and unconditionally assume all the duties and obligations of the assignor upon the same terms and conditions as set out in the agreement. Any assignment of an agreement shall be to an entity that contemplates the same improvements or repairs to the property, except to the extent such improvements or repairs have been completed. No assignment shall be approved if either the assignor or the assignee is indebted to the city for ad valorem taxes or other obligations.

Sec. 44-137. Sunset provision.

These guidelines and criteria for tax abatement are readopted and will expire on _____,¹ 2020. These guidelines and criteria shall apply to all applications subsequently considered by city council prior to the expiration date. At the expiration of these guidelines and criteria, all reinvestment zones and agreements created and entered into pursuant to these provisions shall be reviewed to determine whether the goals have been achieved. Based on that review, the guidelines and criteria shall be modified, renewed or eliminated. The expiration of these guidelines shall not affect the validity or enforceability (for the full term thereof) of any agreement entered into when these guidelines were in effect.

¹ City Secretary to insert month and day of effective date of ordinance.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ALL

Item Creation Date: 3/28/2018

HHD Premier Financial Management Services

Agenda Item#: 40.

Summary:

ORDINANCE approving and authorizing contract between the City of Houston and **PREMIER FINANCIAL MANAGEMENT SERVICES** for financial services for Veteran-Directed Home and Community-Based Services Program; providing a maximum contract amount - Term starting at countersignature through 12 months with 4 automatic one-year renewals - \$660,000.00 - Health Special Revenue Fund

TAGGED BY COUNCIL MEMBER EDWARDS

This was Item 13 on Agenda of May 9, 2018

Background:

The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing and approving a professional service agreement between the City of Houston and Premier Financial Management Services. The contract is for a term starting at countersignature by the City Controller through 12 months, including 4 automatic one-year renewal terms. The total contract amount is \$660,000.00.

Veterans in this program are given a flexible budget for services that can be managed by the Veteran or the family caregiver. Many veterans need assistance to continue to live in their homes and communities. The assistance needed includes services such as cooking, cleaning, bathing, lawn care, etc. The individuals that provide the services are considered employees of the veteran by the VA. Veteran-Directed Care can be used to help Veterans continue to live at home or in their community.

As part of this program, veterans and their caregivers have more access, choice and control over their long-term care services. For example, Veterans can:

- Decide what mix of services will best meet their needs
- Hire their own personal care aides (which might include their own family member or neighbor)
- Buy items and services that will help them live independently in the community

Premier FMS will provide the following services, information and support:

1. Comply with applicable government regulations concerning employee withholdings, garnishments, mandated withholdings and benefits;
2. Prepare and file required tax forms and reports;
3. Pay allowable expenses incurred by the veteran/employer;
4. Provide status reports concerning the individual's budget, expenditures, and compliance with consumer directed option requirements, as requested by HCAAA;

5. Provide each veteran and HCAAA with a monthly summary of veterans' budgets and expenditures; using the template provide by HCAAA;
6. Respond to the veteran/employer, HCAAA or designated representative as soon as possible, but at least within two working days after a receipt of information requiring a response from Premier (i.e. timesheets and corrections of timesheets and/or any other payment issues);
7. Obtain employer-agent status with the Internal Revenue Service, the Texas Workforce Commission, and other appropriate government agencies within the timeframe established by each agency;
8. Perform all required employer-agent responsibilities required by governmental agencies that regulate the relationship between employer-agent (Premier) and the employer (the individual or the legally authorized representative [LAR]) and maintain an original copy of each form required to document compliance;
9. Provide HCAAA with all employer/employee necessary forms required to be filled out by the Internal Revenue Service, Texas Workforce Commission, and other governmental agencies as noted below for HCAAA to provide initial education and orientation role required by VD-HCBS Program. Upon completion, HCAAA will forward forms to Premier to complete the enrollment process;
10. Maintain a copy of required forms and reports that Premier files with or receives from government agencies;
11. Within 15 calendar days after receipt, provide a copy of each form and report to the veteran/employer and HCAAA (this includes copies of timesheets ([for veterans/employers] employee pay stubs and the employer tax amounts [for HCAAA]) for backup to reconcile monthly reports;
12. Complete Criminal Background check on all employees bi-annually of the veteran/employer and deduct the cost from the employer/veteran service plan;
13. Enter a service agreement provided by HCAAA with each of the veteran's/employer's service providers before issuing the initial payment for services to the service provider;
14. Premier must maintain originals or copies of records to document compliance with the requirements listed herein;
15. Assist a veteran/employer or LAR to purchase allowable veteran/employer support services and goods for veteran/employer-related activities and employment related activities (Premier must contact HCAAA before purchase to confirm it is an allowed item for purchase);
16. Reimburse documented, budgeted and allowable expenses incurred related to implementing service back-up plan strategies (Premier must retain a copy of service back-up plans received from the veteran/employer);
17. Submit electronic billing to Veterans Administration billing center on behalf of HCAAA utilizing UB04 forms monthly; Billing will be completed electronically; Premier will pay for setup costs associated with using the electronic billing system. HCAAA will pay Premier \$110 per month per veteran to cover administrative costs;
18. Provide "up-front" payment of goods and services for each veteran's first month of services; Premier will recoup these costs via one-time Service Transition and Assessment Reimbursement (STAR) Fee; VA may recoup these costs after a veteran disenrolls from VD-HCBS program

The Veteran Directed Home and Community Based Services (VD-HCBS) is a program created and funded by the Administration on Aging (AoA) and the Department of Veterans Affairs (VA). VD-HCBS is a system of service delivery that allows for veterans to become more involved in their own care and to remain in their homes and community while receiving services. The VA will identify veterans and their families who are eligible to enroll and receive services under this provision of

VD-HCBS. This program will have an average client load of 10 veteran clients monthly. This program will be supervised within HHD by Harris County Area Agency on Aging and the Aging and Disability Resource Center.

MWBE Participation:

Zero-percentage goal document approved by the Office of Business Opportunity.

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.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal note is required as stated in the Financial Policy Ord. 2014-1078.

Stephen L. Williams, M.Ed., M.P.A.
Director - Houston Health Department

Amount of Funding:

\$660,000.00 – Health Special Revenue Fund (Fund 2002)

\$60,000.00 – Allocation for FY18
\$150,000.00 – Allocation for FY19
\$150,000.00 – Allocation for FY20
\$150,000.00 – Allocation for FY21
\$150,000.00 – Allocation for FY22

Contact Information:

Porfirio Villarreal
Telephone: 832-393-5041; 713-826-5695

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ATTACHMENTS:

Description

Signed Cover Sheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ALL

Item Creation Date: 3/28/2018

HHD Premier Financial Management Services

Agenda Item#:

Summary:

The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing and approving a professional service agreement for the amount of \$660,000.00 for a contract between City of Houston and Premier Financial Management Services, for a 12-month term and 4 automatic renewals for the Veteran Directed Home and Community Based Services program.

Background:

The Houston Health Department (HHD) requests City Council approval of an ordinance authorizing and approving a professional service agreement between the City of Houston and Premier Financial Management Services. The contract is for a term starting at countersignature by the City Controller through 12 months, including 4 automatic one-year renewal terms. The total contract amount is \$660,000.00.

Veterans in this program are given a flexible budget for services that can be managed by the Veteran or the family caregiver. Many veterans need assistance to continue to live in their homes and communities. The assistance needed includes services such as cooking, cleaning, bathing, lawn care, etc. The individuals that provide the services are considered employees of the veteran by the VA. Veteran-Directed Care can be used to help Veterans continue to live at home or in their community.

As part of this program, veterans and their caregivers have more access, choice and control over their long-term care services. For example, Veterans can:

- Decide what mix of services will best meet their needs
- Hire their own personal care aides (which might include their own family member or neighbor)
- Buy items and services that will help them live independently in the community

Premier FMS will provide the following services, information and support:

1. Comply with applicable government regulations concerning employee withholdings, garnishments, mandated withholdings and benefits;
2. Prepare and file required tax forms and reports;
3. Pay allowable expenses incurred by the veteran/employer;
4. Provide status reports concerning the individual's budget, expenditures, and compliance with consumer directed option requirements, as requested by HCAAA;
5. Provide each veteran and HCAAA with a monthly summary of veterans' budgets and expenditures; using the template provide by HCAAA;
6. Respond to the veteran/employer, HCAAA or designated representative as soon as possible, but at least within two working days after a receipt of information requiring a response from Premier (i.e. timesheets and corrections of timesheets and/or any other payment issues);
7. Obtain employer-agent status with the Internal Revenue Service, the Texas Workforce Commission, and other appropriate government agencies within the timeframe established by each agency;
8. Perform all required employer-agent responsibilities required by governmental agencies that regulate the relationship between employer-agent (Premier) and the employer (the individual or the legally authorized representative [LAR]) and maintain an original copy of each form required to document compliance;
9. Provide HCAAA with all employer/employee necessary forms required to be filled out by the Internal Revenue Service, Texas Workforce Commission, and other governmental agencies as noted below for HCAAA to provide initial education and orientation role required by VD-HCBS Program. Upon completion, HCAAA will forward forms to Premier to complete the enrollment process;
10. Maintain a copy of required forms and reports that Premier files with or receives from government agencies;
11. Within 15 calendar days after receipt, provide a copy of each form and report to the veteran/employer and HCAAA (this includes copies of timesheets ([for veterans/employers] employee pay stubs and the employer tax amounts [for HCAAA]) for backup to reconcile monthly reports;
12. Complete Criminal Background check on all employees bi-annually of the veteran/employer and deduct the cost from the employer/veteran service plan;
13. Enter a service agreement provided by HCAAA with each of the veteran's/employer's service providers before issuing the initial payment for services to the service provider;

14. Premier must maintain originals or copies of records to document compliance with the requirements listed herein;
15. Assist a veteran/employer or LAR to purchase allowable veteran/employer support services and goods for veteran/employer-related activities and employment related activities (Premier must contact HCAAA before purchase to confirm it is an allowed item for purchase);
16. Reimburse documented, budgeted and allowable expenses incurred related to implementing service back-up plan strategies (Premier must retain a copy of service back-up plans received from the veteran/employer);
17. Submit electronic billing to Veterans Administration billing center on behalf of HCAAA utilizing UB04 forms monthly; Billing will be completed electronically; Premier will pay for setup costs associated with using the electronic billing system. HCAAA will pay Premier \$110 per month per veteran to cover administrative costs;
18. Provide "up-front" payment of goods and services for each veteran's first month of services; Premier will recoup these costs via one-time Service Transition and Assessment Reimbursement (STAR) Fee; VA may recoup these costs after a veteran disenrolls from VD-HCBS program

The Veteran Directed Home and Community Based Services (VD-HCBS) is a program created and funded by the Administration on Aging (AoA) and the Department of Veterans Affairs (VA). VD-HCBS is a system of service delivery that allows for veterans to become more involved in their own care and to remain in their homes and community while receiving services. The VA will identify veterans and their families who are eligible to enroll and receive services under this provision of VD-HCBS. This program will have an average client load of 10 veteran clients monthly. This program will be supervised within HHD by Harris County Area Agency on Aging and the Aging and Disability Resource Center.

MWBE Participation:

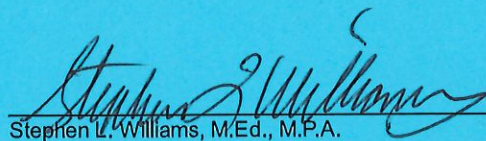
Zero-percentage goal document approved by the Office of Business Opportunity.

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.

Fiscal Note:

Funding for this item is included in the FY2018 Adopted Budget. Therefore, no Fiscal note is required as stated in the Financial Policy Ord. 2014-1078.



Stephen L. Williams, M.Ed., M.P.A.
Director - Houston Health Department

Prior Council Action:

N/A

Amount of Funding:

Total Amount \$660,000.00 – Special Funds (2002)

\$60,000.00 – Allocation for FY18
\$150,000.00 – Allocation for FY19
\$150,000.00 – Allocation for FY20
\$150,000.00 – Allocation for FY21
\$150,000.00 – Allocation for FY22

Contact Information:

Porfirio Villarreal
Telephone: 832-393-5041; 713-826-5695

ATTACHMENTS:

Description	Type
Form A Contractor Submission List (Fair Campaign Ordinance)	Backup Material
MWSBE Waiver (Approved)	Backup Material

Delinquent Tax Report
Affidavit of Ownership
Drug Detection Policy
Conflict of Interest Questionnaire
Certification Debarment
Form 1295 Certificate
Budget Information

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



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

District B, District I

Item Creation Date: 4/17/2018

HAS - Restated Airport Parking Operations and Management Concessions Agreement with New South Parking-Texas

Agenda Item#: 41.

Summary:

ORDINANCE approving and authorizing Restated Airport Parking Operations and Management Concessions Agreement between the City of Houston and **NEW SOUTH PARKING - TEXAS** for the Houston Airport System; amending Ordinance 2017-411 to increase the maximum contract amount - \$90,000,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBERS STARDIG and LASTER

This was Item 16 on Agenda of May 9, 2018

Background:

RECOMMENDATION:

Enact an ordinance to approve a Restated Airport Parking Operations and Management Concessions Agreement with New South Parking – Texas and providing for a Maximum Contract Amount.

SPECIFIC EXPLANATION:

New South Parking – Texas (“NSP”), a joint venture between SP+ and Global Parking, currently operates and manages all parking facilities owned by the Houston Airport System (“HAS”) at George Bush Intercontinental Airport/Houston (“IAH”) and William P. Hobby Airport (“HOU”) under a Parking Operations and Management Concession Agreement (“Original Agreement”).

Anticipating the expiration of the Original Agreement on January 29, 2017, the City advertised a Request for Proposals (RFP) in 2016 for a new parking operator/manager for IAH and HOU. SP+ Global Alexander was recommended by the evaluation committee, but the RFP was canceled because the City was unwilling to award the same operator with a new contract after 18 years. In order to create more opportunity for other operators in the industry, a second round of RFPs were issued in 2017 for separate parking operators/managers for each airport. SP+ Global Alexander emerged as the recommended winner for IAH and ABM Mid-City Parking as the recommended winner for HOU. Unfortunately, the new proposals taken together would have increased the City's costs for airport parking operations by \$11.5 million over the anticipated 10-year term, compared to the 2016 RFP proposal. As a result, the 2017 RFPs were canceled as well.

To achieve the City's objective of increasing opportunity for the industry without adding to the City's costs, it must be recognized that NSP has developed a unique cost advantage from its years of

operating airport parking for the City. Under the Original Agreement, NSP built a shuttle bus maintenance facility and performs all bus maintenance at in-house labor rates. Competing firms in the RFPs proposed outsourced bus maintenance programs at considerably higher cost. The City intends to eliminate this obstacle to a competitive RFP by building its own shuttle bus maintenance facility on airport property for use by future airport parking operators/managers.

The City wishes to extend the contract with NSP for three years, during which time the City will build the bus maintenance facility and issue a new RFP. Therefore, the City and NSP have restated the Original Agreement to reflect the terms sought by the City under the RFPs to (a) extend the term from July 1, 2018 to June 30, 2021, and (b) transition to a management model in which the City will reimburse NSP for actual costs plus a management fee, rather than paying a fixed price that lacks transparency (the "Restated Agreement"). Additional key terms of the Restated Agreement include:

1. Requirement of a minimum wage of \$10/hour in year one, \$11/hour in year two, and \$12/hour in year three;
2. Replacement of 30 shuttle buses at ecopark; and
3. Increased shuttle bus service by approximately 20% to reduce passenger wait times.

This topic was presented to the City Council Economic Development Committee on March 8, 2018.

Increase to Maximum Contract Amount:

\$ 27,230,731.00 HAS-Revenue (8001) FY2019
\$ 62,769,269.00 HAS-Revenue (8001) Out Years
\$ 90,000,000.00 Total (Increase to Maximum Contract Amount)

ACDBE Participation:

The Airport Concession Disadvantage Business Enterprise (ACDBE) goal for the Original Agreement is 15%, and NSP is currently achieving 33.1% participation. NSP has committed to achieve ACDBE participation of 35%, using the following certified firms: Global Parking Systems, LLC (Parking & Transportation Services), Aztec Facility Management (Janitorial Services), and Sports Productions (Uniforms and Promotional Items).

Fiscal Note:

O&M funding will be required in FY19 and has been included in the Proposed Budget that has been submitted for approval by Council later in FY18. Therefore, no fiscal note is required as stated in the Financial Policy Ord. 2014-1078. See Attachment A.

Director's Signature:

Additional Approval:

Mario C. Diaz

Andy Icken

Prior Council Action:

12/08/1999 (O) 1999-1292
08/24/2004 (O) 2004-0888
12/09/2009 (O) 2009-1298
12/30/2011 (O) 2011-1009
03/05/2014 (O) 2014-0180
10/14/2015 (O) 2015-0995
01/31/2017 (O) 2017-0043
06/07/2017 (O) 2017-0411

Amount of Funding:

\$90,000,000.00
HAS-Revenue (8001)

Contact Information:

Todd Curry 281/233-1896
Ian Wadsworth 281/233-1682

ATTACHMENTS:

Description

Signed Coversheet

Type

Signed Cover sheet



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/8/2018

District B, District I

Item Creation Date: 4/17/2018

HAS - Restated Airport Parking Operations and Management Concessions Agreement with
New South Parking-Texas

Agenda Item#: 6.

Background:

RECOMMENDATION:

Enact an ordinance to approve a Restated Airport Parking Operations and Management Concessions Agreement with New South Parking – Texas and providing for a Maximum Contract Amount.

SPECIFIC EXPLANATION:

New South Parking – Texas ("NSP"), a joint venture between SP+ and Global Parking, currently operates and manages all parking facilities owned by the Houston Airport System ("HAS") at George Bush Intercontinental Airport/Houston ("IAH") and William P. Hobby Airport ("HOU") under a Parking Operations and Management Concession Agreement ("Original Agreement").

Anticipating the expiration of the Original Agreement on January 29, 2017, the City advertised a Request for Proposals (RFP) in 2016 for a new parking operator/manager for IAH and HOU. SP+ Global Alexander was recommended by the evaluation committee, but the RFP was canceled because the City was unwilling to award the same operator with a new contract after 18 years. In order to create more opportunity for other operators in the industry, a second round of RFPs were issued in 2017 for separate parking operators/managers for each airport. SP+ Global Alexander emerged as the recommended winner for IAH and ABM Mid-City Parking as the recommended winner for HOU. Unfortunately, the new proposals taken together would have increased the City's costs for airport parking operations by \$11.5 million over the anticipated 10-year term, compared to the 2016 RFP proposal. As a result, the 2017 RFPs were canceled as well.

To achieve the City's objective of increasing opportunity for the industry without adding to the City's costs, it must be recognized that NSP has developed a unique cost advantage from its years of operating airport parking for the City. Under the Original Agreement, NSP built a shuttle bus maintenance facility and performs all bus maintenance at in-house labor rates. Competing firms in the RFPs proposed outsourced bus maintenance programs at considerably higher cost. The City intends to eliminate this obstacle to a competitive RFP by building its own shuttle bus maintenance facility on airport property for use by future airport parking operators/managers.

The City wishes to extend the contract with NSP for three years, during which time the City will build the bus maintenance facility and issue a new RFP. Therefore, the City and NSP have restated the Original Agreement to reflect the terms sought by the City under the RFPs to (a) extend the term from July 1, 2018 to June 30, 2021, and (b) transition to a management model in which the City will reimburse NSP for actual costs plus a management fee, rather than paying a fixed price that lacks transparency (the "Restated Agreement"). Additional key terms of the Restated Agreement include:

1. Requirement of a minimum wage of \$10/hour in year one, \$11/hour in year two, and \$12/hour in year three;
2. Replacement of 30 shuttle buses at ecopark; and
3. Increased shuttle bus service by approximately 20% to reduce passenger wait times.

This topic was presented to the City Council Economic Development Committee on March 8, 2018.

Increase to Maximum Contract Amount:

\$ 27,230,731.00 HAS-Revenue (8001) FY2019

\$ 62,769,269.00 HAS-Revenue (8001) Out Years

\$ 90,000,000.00 Total (Increase to Maximum Contract Amount)

ACDBE Participation:

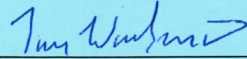
The Airport Concession Disadvantage Business Enterprise (ACDBE) goal for the Original Agreement is 15%, and NSP is currently achieving 33.1% participation. NSP has committed to achieve ACDBE participation of 35%, using the following certified firms: Global Parking Systems, LLC (Parking & Transportation Services), Aztec Facility Management (Janitorial Services), and Sports Productions (Uniforms and Promotional Items).

Fiscal Note:

O&M funding will be required in FY19 and has been included in the Proposed Budget that has been submitted for approval by Council later in FY18. Therefore, no fiscal note is required as stated in the Financial Policy Ord. 2014-1078. See Attachment A.

Director's Signature:

Additional Approval:

for 

Mario C. Diaz
Houston Airport System

Andy Icken
Chief Development Officer

Prior Council Action:

12/08/1999 (O) 1999-1292
08/24/2004 (O) 2004-0888
12/09/2009 (O) 2009-1298
12/30/2011 (O) 2011-1009
03/05/2014 (O) 2014-0180
10/14/2015 (O) 2015-0995
01/31/2017 (O) 2017-0043
06/07/2017 (O) 2017-0411

Amount of Funding:

\$90,000,000.00 HAS-Revenue (8001)

Contact Information:

Todd Curry 281/233-1896
Ian Wadsworth 281/233-1682



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ETJ

Item Creation Date: 10/31/2017

20WR27 – Petition Addit (2.690) Northampton Municipal
Utility District

Agenda Item#: 42.

Summary:

ORDINANCE consenting to the addition of 2.690 acres of land to **NORTHAMPTON MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

TAGGED BY COUNCIL MEMBERS STARDIG and EDWARDS

This was Item 20 on Agenda of May 9, 2018

Background:

SUBJECT: Petition for the City's consent to the addition of 2.690 acres to Northampton Municipal Utility District (Key Map No. 250 Z).

RECOMMENDATION: Petition for the City's consent to the addition of 2.690 acres to Northampton Municipal Utility District be approved.

SPECIFIC EXPLANATION: Northampton Municipal Utility District was created through an act of the Texas Legislature in 1967, and currently consists of 1,585.9743 acres within Harris County. The district is within the extraterritorial jurisdiction of the City and has petitioned the City for consent to add 2.690 acres of vacant land, proposed be a commercial development, to the district. The proposed annexation tract is located in the vicinity of Dovershire Drive, Northcrest Drive, West Rayford Road, and Gosling Road. The addition of land to the district does not release it from the City's extraterritorial jurisdiction.

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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the Northampton Municipal Utility District Wastewater Treatment Facility. This regional plant also provides wastewater treatment to Oakmont Public Utility District. Potable water is provided by the district.

The nearest major drainage facility for Northampton Municipal Utility District is Willow Creek, which flows to Cypress Creek, then into Spring Creek, then into the San Jacinto River, and finally into Lake Houston. The proposed annexation tract is within the 100 or 500 year floodplain.

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.

Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:

Point of Contact:

Yvonne Forrest
Deputy Director
Phone: (832) 395-2847

ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ETJ

Item Creation Date: 10/31/2017

20WR27 – Petition Addit (2.690) Northampton Municipal Utility District

Agenda Item#:

Background:

SUBJECT: Petition for the City's consent to the addition of 2.690 acres to Northampton Municipal Utility District (Key Map No. 250 Z).

RECOMMENDATION: Petition for the City's consent to the addition of 2.690 acres to Northampton Municipal Utility District be approved.

SPECIFIC EXPLANATION: Northampton Municipal Utility District was created through an act of the Texas Legislature in 1967, and currently consists of 1,585.9743 acres within Harris County. The district is within the extraterritorial jurisdiction of the City and has petitioned the City for consent to add 2.690 acres of vacant land, proposed be a commercial development, to the district. The proposed annexation tract is located in the vicinity of Dovershire Drive, Northcrest Drive, West Rayford Road, and Gosling Road. The addition of land to the district does not release it from the City's extraterritorial jurisdiction.

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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the Northampton Municipal Utility District Wastewater Treatment Facility. This regional plant also provides wastewater treatment to Oakmont Public Utility District. Potable water is provided by the district.

The nearest major drainage facility for Northampton Municipal Utility District is Willow Creek, which flows to Cypress Creek, then into Spring Creek, then into the San Jacinto River, and finally into Lake Houston. The proposed annexation tract is within the 100 or 500 year floodplain.

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.

Carol Ellinger Haddock, P. E.

Director

Houston Public Works

Contact Information:

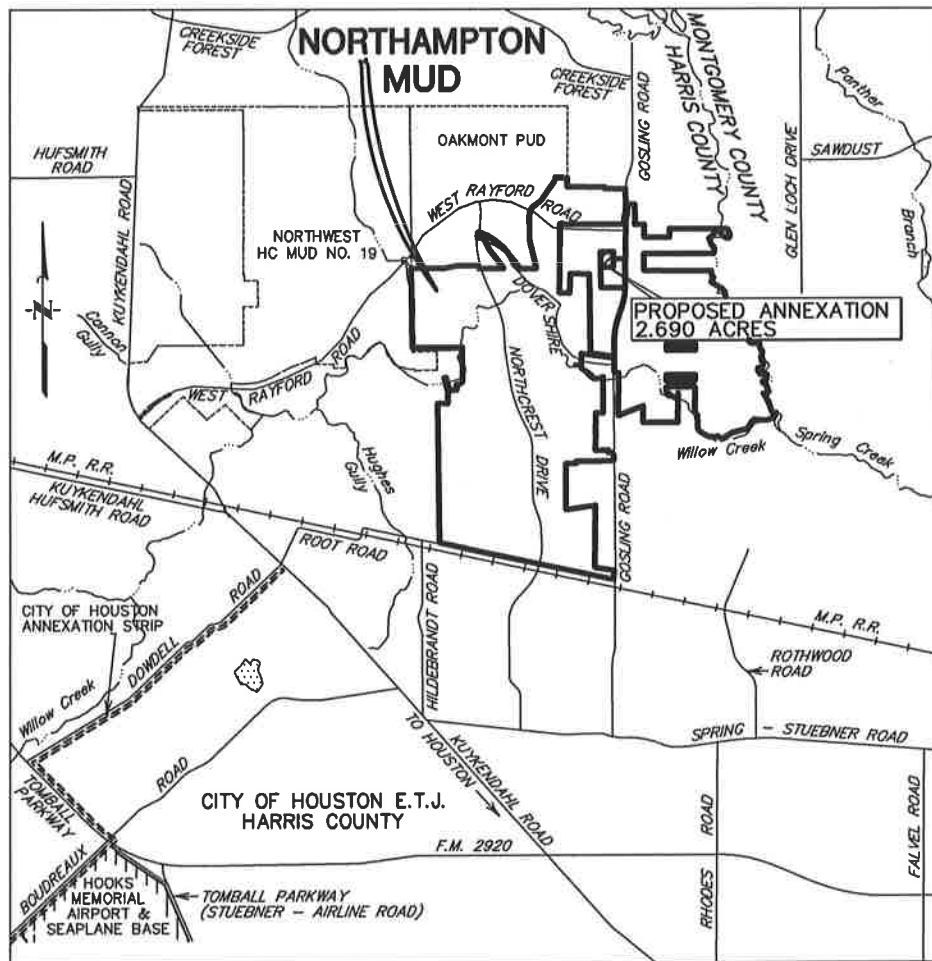
Point of Contact:

Yvonne Forrest
Deputy Director
Phone: (832) 395-2847

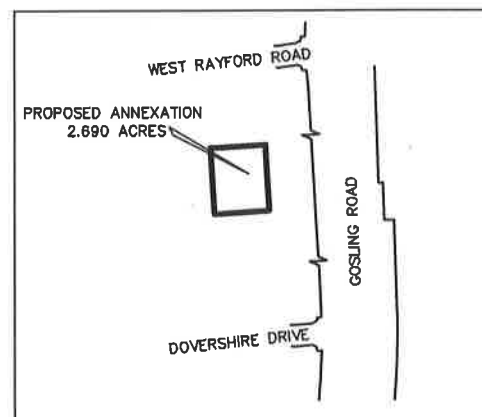
ATTACHMENTS:

Description	Type
Maps	Backup Material
Application	Backup Material
Petition	Backup Material
Backup Material	Backup Material

(HARRIS COUNTY KEY MAP: 250-Z)



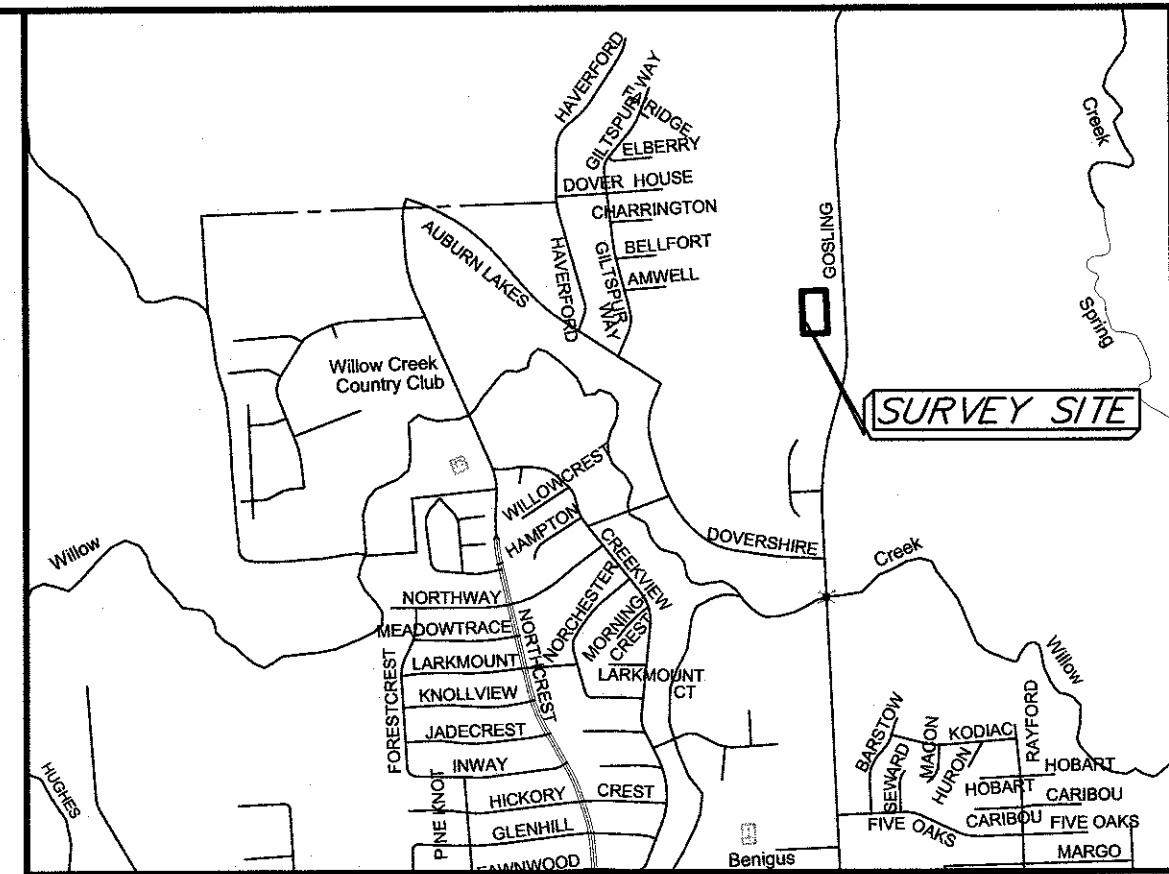
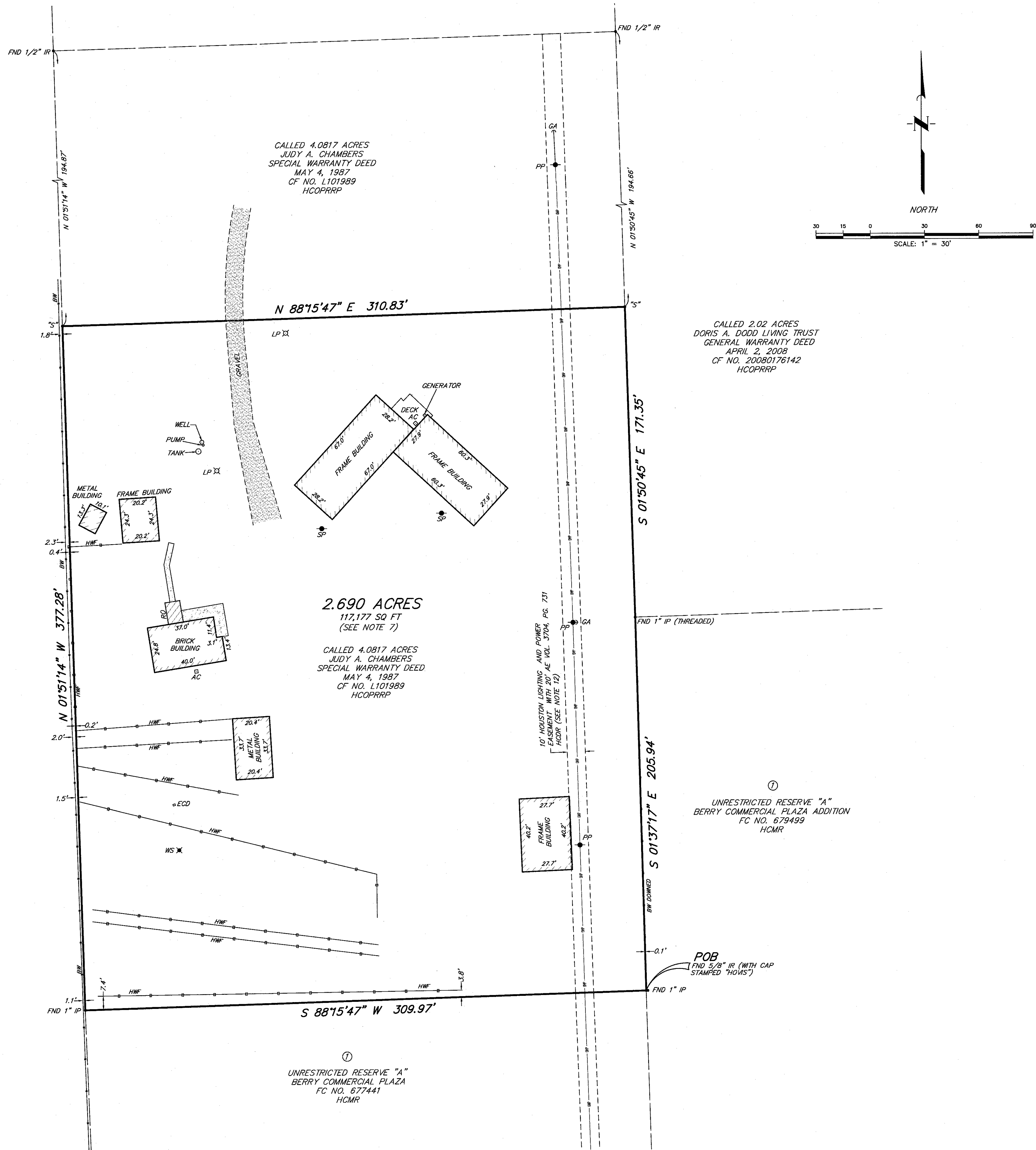
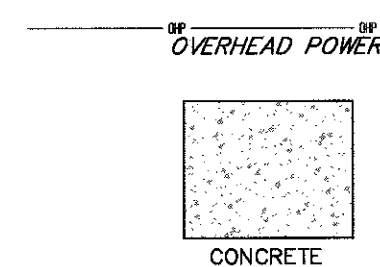
N.T.S.



1. Reference Commitment for Title Insurance issued by Stewart Title Guaranty Company countersigned by Stewart Title of Montgomery County, Inc., File No. 17199862, having an effective date of February 25, 2017 and an issue date of February 27, 2017. No further research for easements or encumbrances was performed by JonesCarter.
2. Development of the subject tract may require submittal, approval, and/or recording of a plat or plat of replat. Rules and regulations are established by the governmental agency, which has jurisdiction. These rules and regulations may include designation of setback lines, easements, additional right-of-way, and other matters.
3. Bearings shown hereon are based on the Texas Coordinate System of 1983, South Central Zone.
4. This survey does not provide any determination concerning wetlands, fault lines, toxic waste or any other environmental issues. Such matters should be directed by the client or prospective purchaser to an expert consultant.
5. According to Map No. 48201C0235M of the Federal Emergency Management Agency's Flood Insurance Rate Maps for Harris County, Texas and Incorporated Areas, dated October 16, 2013, the subject tract is situated within: Shaded Zone X defined as areas of the 0.2% annual chance flood (500-year flood); areas of 1% annual chance flood (100-year flood) with areas of 1% annual chance flood less than one square mile; and areas less than one square mile; and areas protected by levees from 1% annual chance flood and Unshaded Zone X defined as areas determined to be outside the 0.2% annual chance floodplain (500-year flood).

This flood statement does not imply that the property or structures therein will be free from flooding or flood damage. On rare occasions floods can and will occur and cause damage that may be present due to position accuracy of the boundary survey. This flood statement shall not create liability on the part of the surveyor.
6. Fences shown hereon are graphic only, with dimensional ties shown at specified locations where they were physically measured. The fence line may meander between said measured locations. The dimensions showing the distance between the fence and the property line also indicates which side of the property line the fence is on.
7. The square footage totals as shown hereon are based on the mathematical closure of the courses and distances reflected on this survey. It does not include the area of that which may be present due to position accuracy of the boundary monuments shown hereon. The square footage shown hereon has an accuracy of ± 11.7 square feet. This is based on the calculations of area standards and the Manual of Practice for Land Surveying in the State of Texas as published by the Texas Society of Professional Land Surveyors for a 2,690 acre tract of land.
8. The surveyor has not been provided with construction plans showing the location of underground utilities. Underground utilities may exist which are not shown hereon.
9. This survey has been prepared for the sole purpose of the transaction described in the above referenced Title Commitment and the parties listed thereon. This survey is not to be used for any other type of transaction.
10. Visible improvements/Utilities were located with this survey; no subsurface probing, excavation or exploration was performed for this survey.
11. According to Item No. 10E of Schedule B of said Commitment for Title Insurance the tract is subject to the terms, conditions and stipulations of that certain Affidavit of Title and said survey as recorded in the Public Records of Harris County, Texas in the Harris County Official Public Records of Real Property.
12. The tract is subject to a 10-foot wide easement, together with an unobstructed aerial easement 10-feet wide beginning at a plane 20-feet above the ground upwards, located adjacent thereto as granted to Houston Lighting and Power Company recorded under Volume 3764, Page 731 of the Harris County Deed Records and recorded under Instrument No. A-4-9039-R attached to said instrument, and as further referred and disclosed by instrument filed under Clerk's File No. 20080559726 of the Harris County Official Public Records of Real Property. The location of said easement is reflected on this survey based solely on the direct measurements taken from the ground surface power poles as they were observed in the field. The sketch referred to as Sketch No. A-B-C-9039-R and recorded under Volume 3764, Page 731 of the Harris County Deed Records is illegible and as such the surveyor does not accept liability as to the accuracy of the location of said easement.

LEGEND	
AC	AIR CONDITIONING UNIT
BW	BARBED WIRE FENCE
OF No.	CLERK'S FILE NUMBER
ED	ELECTRIC CONDUIT
FND	FOUND
FC No.	FLY CODE NUMBER
HC	KEY ANCHOR
HWF	HOG WIRE FENCE
HCCPRSP	HARRIS COUNTY OFFICIAL PUBLIC RECORDS OF REAL PROPERTY
HCDR	HARRIS COUNTY DEED RECORDS
HCMR	HARRIS COUNTY MAP RECORDS
IR	IRON ROD
LP	IRON PIPE
POB	POINT OF BEGINNING
PG	PAGE
PP	POWER POLE
"S"	SE
SP	SE 3/4--INCH IRON ROD (WITH 1/2 INCH WELD)
VS	STAMPED "JONES/CARTER PROPERTY"
W	SERVICE POLE
VOL	VOLUME
WSP	WATER SPIGOT



VICINITY MAP

STATE OF TEXAS §
COUNTY OF HARRIS §

A METES AND BOUNDS description of a 2.690 acre tract of land situated in the Levi Gosling Survey, Abstract Number 280, Harris County, Texas; being out of and a part of a called 4.0817 acre tract conveyed to Judy A. Chambers by Special Warranty Deed dated May 4, 1987 and filed for record under Clerk's File No. L101989 of the Harris County Official Public Records of Real Property; said 2.690 acres being more particularly described as follows with all bearings based on the Texas Coordinate System of 1983, South Central Zone:

BEGINNING at a found 5/8-inch iron rod (with cap stamped "Hovis"), for the north corner of Unrestricted Reserve "A" of Berry Commercial Plaza as shown on a plat filed for record under Film Code No. 677441 of the Harris County Map Records, an angle corner in the west line of Unrestricted Reserve "A" of Berry Commercial Plaza Addition as shown on a plat filed for record under Film Code No. 679499 of the Harris County Map Records and the southeast corner of said 4.0817 acres, same being the southeast corner of the herein described tract;

THENCE, South 88°15'47" West, 309.97 feet, departing the west line of Unrestricted Reserve "A" of said Berry Commercial Plaza Addition, along the north line of Unrestricted Reserve "A" of said Berry Commercial Plaza and the south line of said 4.0817 acres to a found 1-inch iron pipe in the east line of a called 20.38 acre tract conveyed to Maketojokawo, LP by General Warranty Deed dated January 5, 2009 and filed for record under Clerk's File No. 200900045353 of the High Court of the Official Public Records of the State of Oklahoma, to the southeast corner of Unrestricted Reserve "B" of said Berry Commercial Plaza and the southwest corner of said 4.0817 acres, same being the southwest corner of the herein described tract;

THENCE, North 01°51'14" West, 377.28 feet along the east line of said 20.38 acres and the west line of said 4.0817 acres to a set 3/4-inch iron rod (with cap stamped "Jones/Carter Property Corner"), for the northwest corner of the herein described tract, from which a found 1/2-inch iron rod bears North 01°51'14" West, 194.87 feet;

THENCE, North 88°15'47" East, 310.83 feet, departing the east line of said 20.38 acres and the west line of said 4.0817 acres, over and across said 4.0817 acres to a set 3/4-inch iron rod (with cap stamped "Jones-Carter Property Corner") in the west line of a called 2.02 acre tract conveyed to Doris A. Dodd Living Trust by General Warranty Deed dated April 2, 2008 and filed for record under Clerk's File No. 20080176142 of the Harris County Official Public Records of Real Property and the east line of said 4.0817 acres, for the northeast corner of the herein described tract, from which a found 1/2-inch iron rod bears North 01°50'45" West, 194.66 feet;

THENCE, South 01°50'45" East, 171.35 feet along the west line of said 2.02 acres and the east line of said 4.0817 acres to a found 1-inch iron pipe (threaded), for the southwest corner of said 2.02 acres and the northwest corner of Unrestricted Reserve "A" of said Berry Commercial Plaza Addition;

THENCE, South 01°37'17" East, 205.94 feet along the west line of Unrestricted Reserve "A" of said Berry Commercial Plaza Addition and continuing along the east line of said 4.0817 acres to the POINT OF BEGINNING, CONTAINING 2.690 acres of land in Harris County, Texas.

Subject to the General Notes shown:

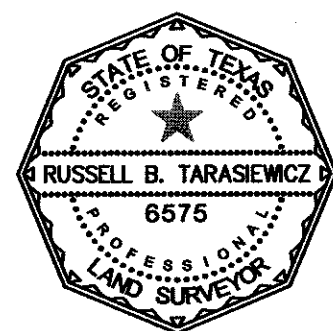
To: Aventura Developments, LLC a Texas limited liability company, Judy A. Chambers
Stewart Title Guaranty Company and Stewart Title of Montgomery County, Inc.

We, JonesCarter, acting by and through Russell B. Tarasiewicz, a Registered Professional Land Surveyor, hereby certify that this survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 1A Condition II Survey.

Surveyed: February 13, 2017

R.B. Tene

Russell B. Tarasiewicz
Registered Professional Land Surveyor
No. 6575



**LAND TITLE SURVEY
OF
2.690 ACRES
OUT OF THE
LEVI GOSLING SURVEY, A-280
HARRIS COUNTY, TEXAS
FEBRUARY 2017**



COTTON SURVEYING DIVISION
Texas Board of Professional Land Surveying Registration No. 10046106
8701 New Trails Drive, Suite 200 • The Woodlands, Texas 77381
281.363.4039



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ETJ

Item Creation Date: 2/27/2018

20WR51 - Petition Addit (2.2) West Harris County Municipal
Utility District No. 21

Agenda Item#: 43.

Summary:

ORDINANCE consenting to the addition of 2.20 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district
TAGGED BY COUNCIL MEMBERS STARDIG

This was Item 22 on Agenda of May 9, 2018

Background:

SUBJECT: Petition for the City's consent to the addition of 2.2 acres to West Harris County Municipal Utility District No. 21 (Key Map No. 370 U).

RECOMMENDATION: Petition for the City's consent to the addition of 2.2 acres to West Harris County Municipal Utility District No. 21 be approved.

SPECIFIC EXPLANATION: West Harris County Municipal Utility District No. 21 was created through the Texas Water Rights Commission, predecessor to the Texas Commission on Environmental Quality in 1990, and currently consists of 813.24 acres within Harris County. The district is within the extraterritorial jurisdiction of the City and has petitioned the City for consent to add 2.2 acres of developed land, an office/warehouse facility and parking lot, to the district. The proposed annexation tract is located in the vicinity of Fallbrook Drive, Fairbanks North Houston Road, North Sam Houston Parkway West, and SH 249 (Tomball Parkway). The addition of land to the district will not release it from the City's extraterritorial jurisdiction.

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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the West Harris County Municipal Utility District No. 21. Potable water is provided by the district.

The nearest major drainage facility for West Harris County Municipal Utility District No. 21 is White Oak Bayou, which flows to Buffalo Bayou, and finally into the Houston Ship Channel. The proposed annexation tract is not within the 100 or 500 year floodplain.

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.

Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:

Point of Contact:

Yvonne Forrest
Deputy Director
Phone: (832) 395-2847

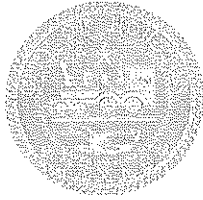
ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ETJ

Item Creation Date: 2/27/2018

20WR51 - Petition Addit (2.2) West Harris County Municipal Utility District No. 21

Agenda Item#:

Background:

SUBJECT: Petition for the City's consent to the addition of 2.2 acres to West Harris County Municipal Utility District No. 21 (Key Map No. 370 U).

RECOMMENDATION: Petition for the City's consent to the addition of 2.2 acres to West Harris County Municipal Utility District No. 21 be approved.

SPECIFIC EXPLANATION: West Harris County Municipal Utility District No. 21 was created through the Texas Water Rights Commission, predecessor to the Texas Commission on Environmental Quality in 1990, and currently consists of 813.24 acres within Harris County. The district is within the extraterritorial jurisdiction of the City and has petitioned the City for consent to add 2.2 acres of developed land, an office/warehouse facility and parking lot, to the district. The proposed annexation tract is located in the vicinity of Fallbrook Drive, Fairbanks North Houston Road, North Sam Houston Parkway West, and SH 249 (Tomball Parkway). The addition of land to the district will not release it from the City's extraterritorial jurisdiction.


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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the West Harris County Municipal Utility District No. 21. Potable water is provided by the district.

The nearest major drainage facility for West Harris County Municipal Utility District No. 21 is White Oak Bayou, which flows to Buffalo Bayou, and finally into the Houston Ship Channel. The proposed annexation tract is not within the 100 or 500 year floodplain.

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.


Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:

Point of Contact:

Yvonne Forrest
Deputy Director
Phone: (832) 395-2847

ATTACHMENTS:

Description

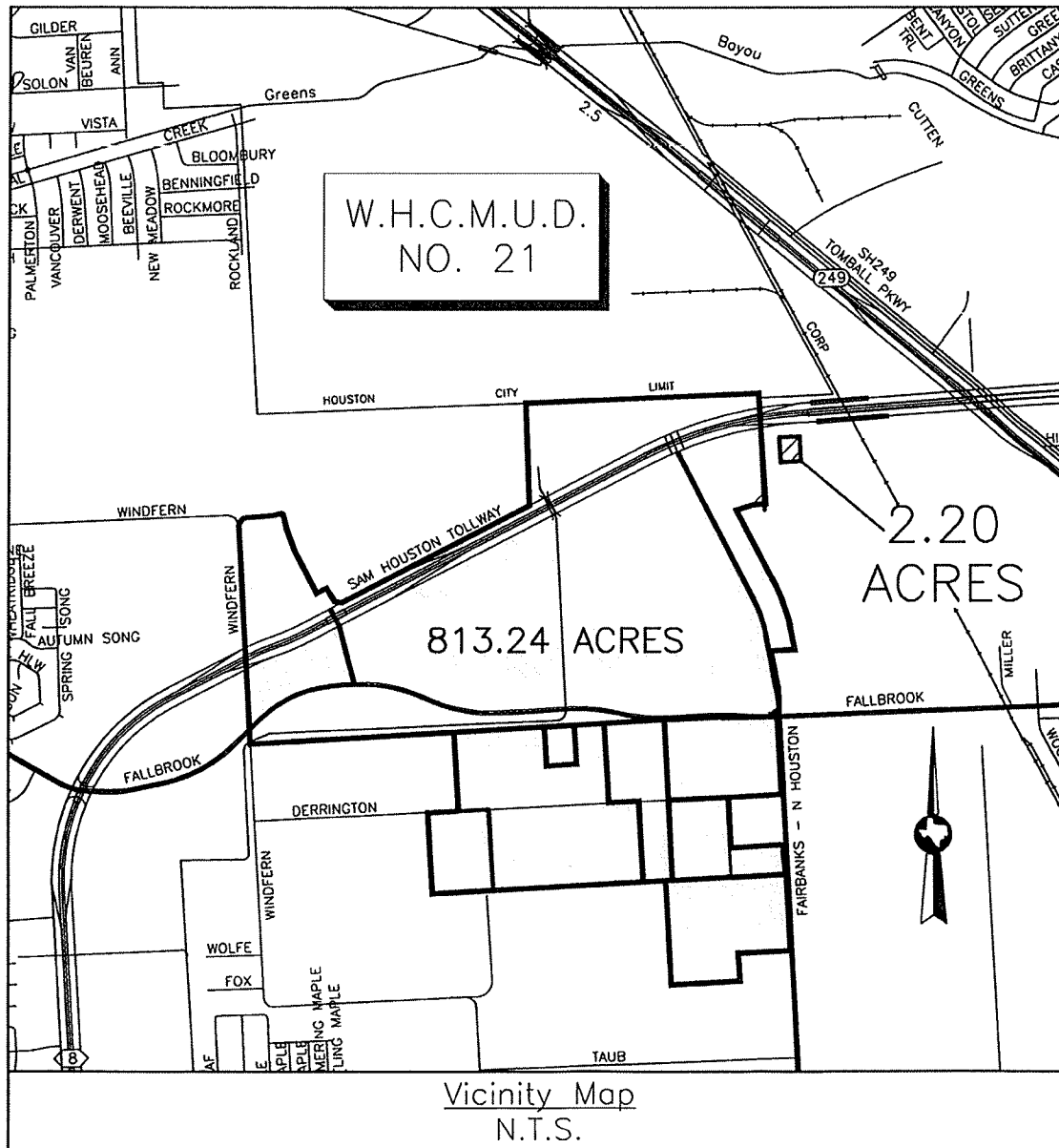
Maps
Application
Petition
Backup Material
Fact Sheet

Type

Backup Material
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WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21

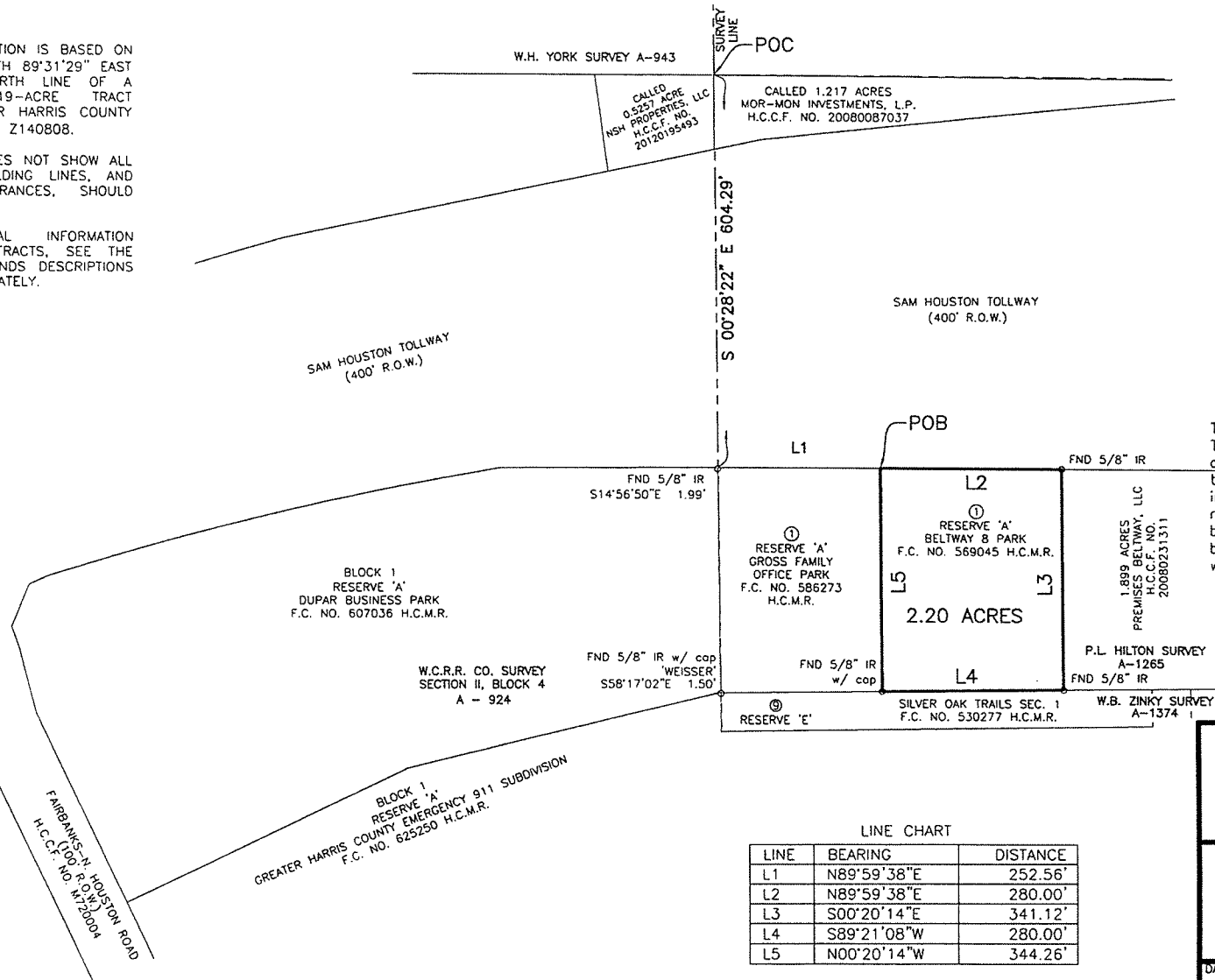
Proposed Addition of 2.20 Acres of Land
(Key Map Page No. 370 S, T, U, W, X & Y)



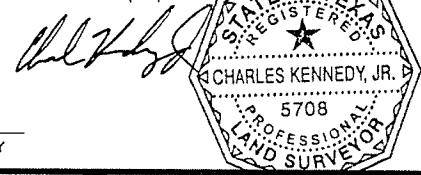
NOTES:
BEARING ORIENTATION IS BASED ON
A CAL. OF NORTH 89°31'29" EAST
ALONG THE NORTH LINE OF A
CALLED 20.2219-ACRE TRACT
RECORDED UNDER HARRIS COUNTY
CLERK'S FILE NO. Z140808.

THIS EXHIBIT DOES NOT SHOW ALL
EASEMENTS, BUILDING LINES, AND
OTHER ENCUMBRANCES, SHOULD
ANY EXIST.

FOR ADDITIONAL INFORMATION
ABOUT THESE TRACTS, SEE THE
METES AND BOUNDS DESCRIPTIONS
PREPARED SEPARATELY.



This document was prepared under 22
TAC 663.21, does not reflect the results
of an on the ground survey, and is not
to be used to convey or establish
interests in real property except those
rights and interests implied or established
by the creation or reconfiguration of the
boundary of the political subdivision for
which it was prepared.



EHRA 10555 Westoffice Drive
Houston, Texas 77042
713.784.4500
EHRAinc.com
TBPE No. F-726
TBPLS No. 10092300

EXHIBIT OF
A 2.20 ACRE TRACT IN THE
P.L. HILTON SURVEY, A-1265
HARRIS COUNTY, TEXAS

DATE: JULY 19, 2017 SCALE: 1" = 200' JOB NO.: 89008-50
DWG. NAME: 8900850V-EH MUD 2 AC at NE.dwg



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 5/15/2018

ETJ

Item Creation Date: 4/6/2018

20WR53 – Petition Addit (1.0) Malcomson Road Utility
District

Agenda Item#: 44.

Summary:

ORDINANCE consenting to the addition of 1.0 acre of land to **MALCOMSON ROAD UTILITY DISTRICT**, for inclusion in its district

TAGGED BY COUNCIL MEMBERS STARDIG

This was Item 22 on Agenda of May 9, 2018

-

Background:

SUBJECT: Petition for the City's consent to the addition of 1.0 acres to Malcomson Road Utility District (Key Map No. 329 S).

RECOMMENDATION: Petition for the City's consent to the addition of 1.0 acres to Malcomson Road Utility District be approved.

SPECIFIC EXPLANATION: Malcomson Road Utility District was created through an act of the Texas Legislature in 1971, and currently consists of 896.1754 acres within Harris County. The district is within the extraterritorial jurisdiction of the City and has petitioned the City for consent to add 1.0 acres of vacant land, proposed be a commercial development for an office and retail space, to the district. The proposed annexation tract is located in the vicinity of Louetta Road, N. Eldridge Parkway, Spring Cypress Road, and Jones Road. The addition of land to the district will not release it from the City's extraterritorial jurisdiction.

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 has a wastewater collection system and treatment facility. The annexation tract will be provided with wastewater treatment by the Faulkey Gully Wastewater Treatment Facility. This regional plant also provides wastewater treatment to Cypress Creek Utility District, Faulkey Gully Municipal Utility District, Harris County Municipal Utility District No. 18, and the Lake Forest Plant Advisory Council. Potable water is provided by the district.

The nearest major drainage facility for Malcomson Road Utility District is Faulkey Gully, which flows

to Cypress Creek, then to Spring Creek, then to the San Jacinto River, and finally into Lake Houston. The proposed annexation tract is not within the 100 or 500 year floodplain.

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.

Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:

Point of Contact:

Yvonne Forrest
Deputy Director
Phone: (832) 395-2847

ATTACHMENTS:

Description

Signed Coversheet
Maps

Type

Signed Cover sheet
Backup Material



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:

ETJ

Item Creation Date: 4/6/2018

20WR53 – Petition Addit (1.0) Malcomson Road Utility District

Agenda Item#:

Background:

SUBJECT: Petition for the City's consent to the addition of 1.0 acres to Malcomson Road Utility District (Key Map No. 329 S).

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Carol Ellinger Haddock, P. E.
Director
Houston Public Works

Contact Information:

Point of Contact:

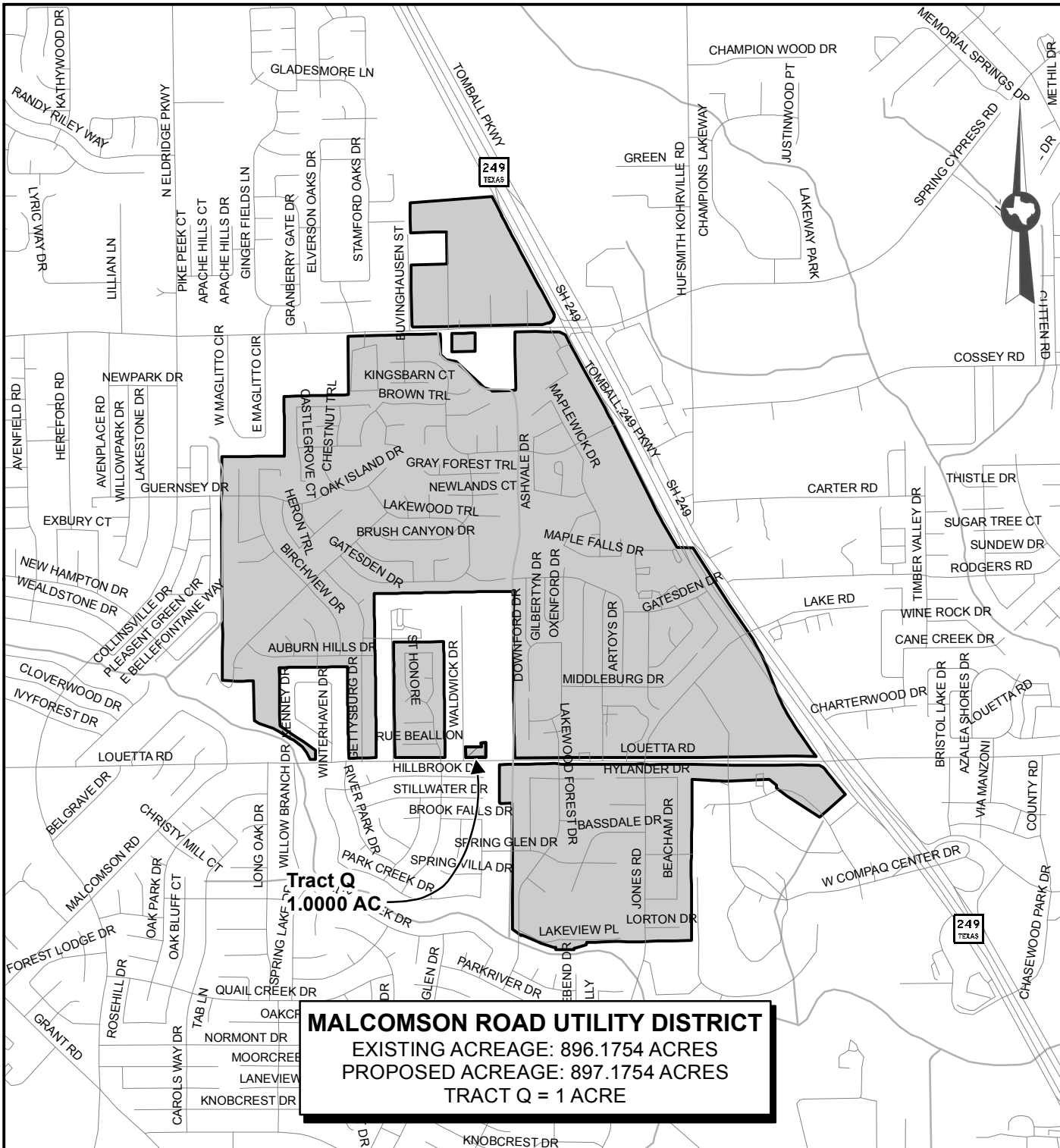
Yvonne Forrest
Deputy Director
Phone: (832) 395-2847

ATTACHMENTS:

Description	Type
Maps	Backup Material
Application	Backup Material
Petition	Backup Material
Backup Material	Backup Material
Fact Sheet	Backup Material

MALCOMSON ROAD UTILITY DISTRICT

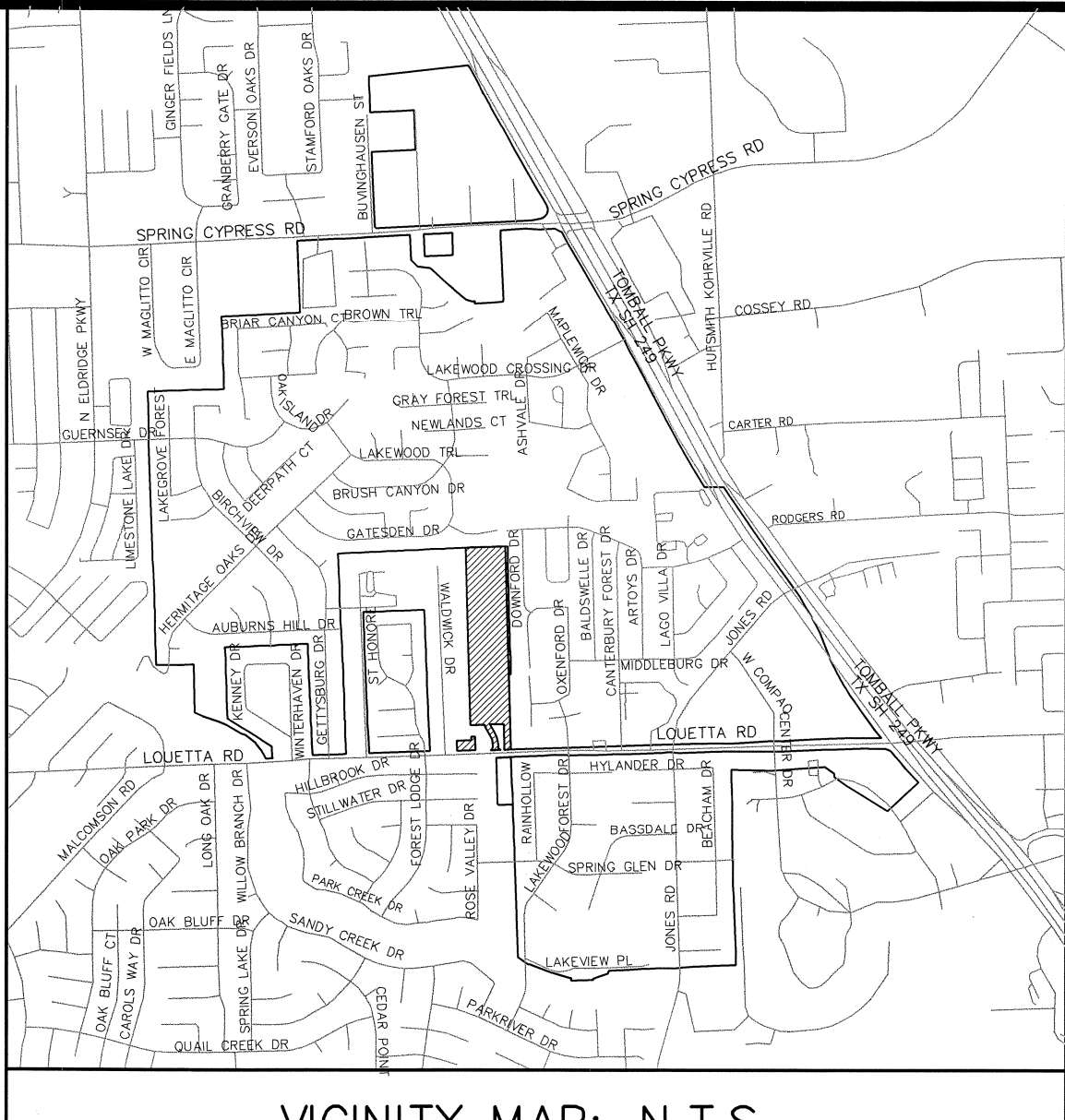
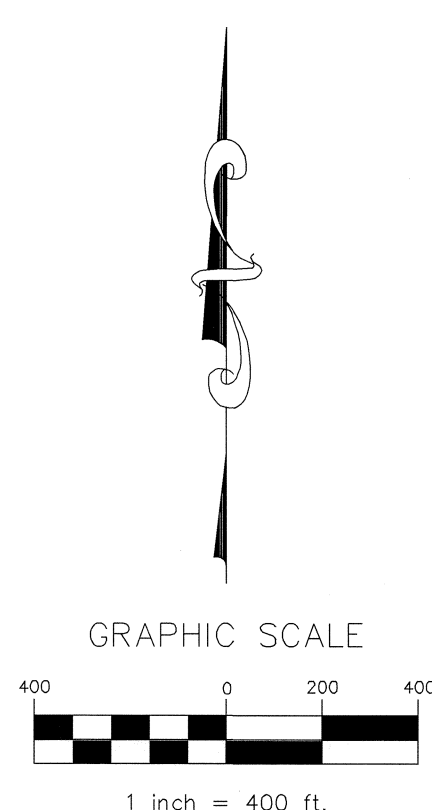
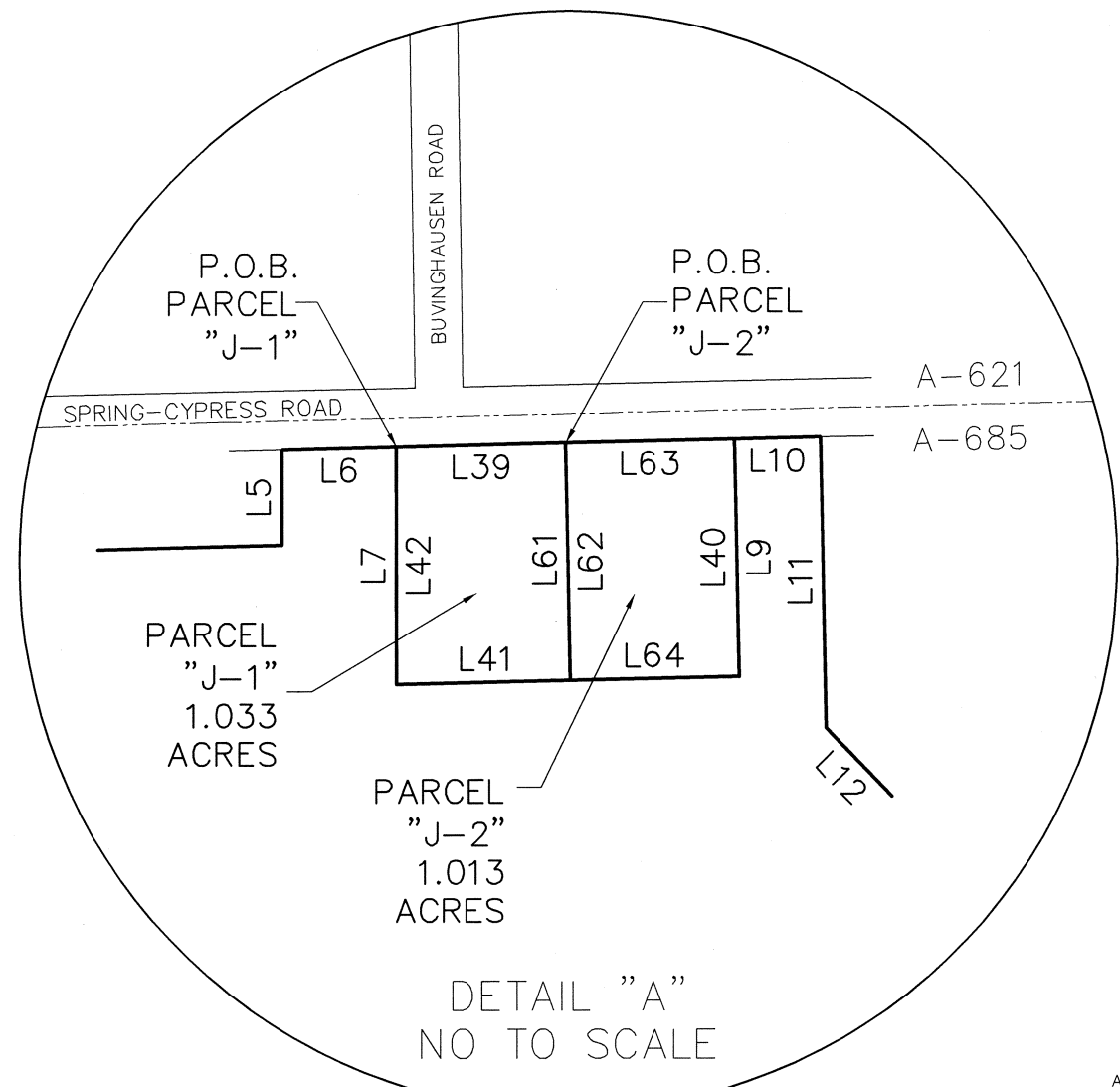
TRACT Q - 1.0000 ACRE - KEYMAP LOCATION - 329S
LOCATED IN THE A. SCHOUTEN SURVEY, ABSTRACT NO.70,
HARRIS COUNTY, TEXAS



1 inch equals 2,000 feet

0 1,000 2,000 4,000
Feet

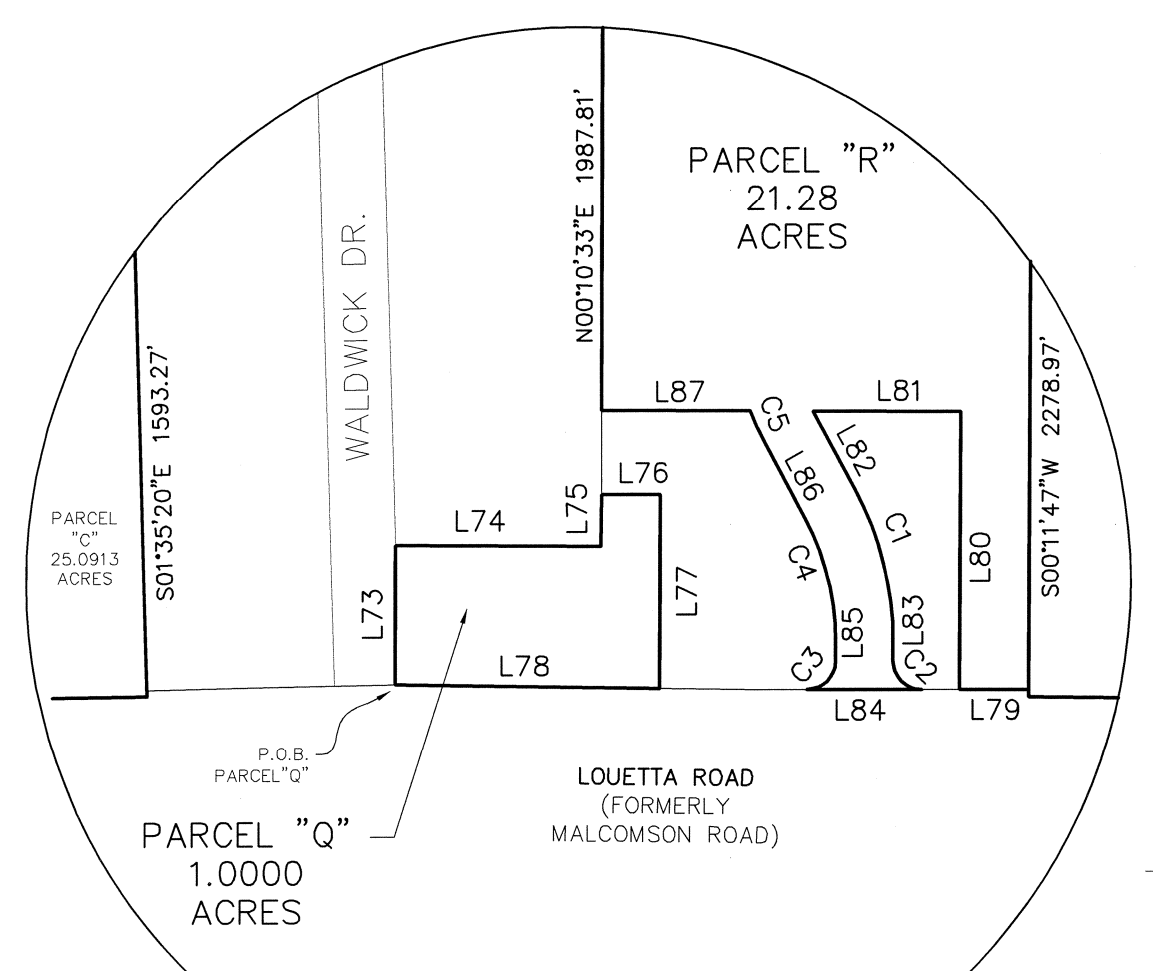
VICINITY MAP



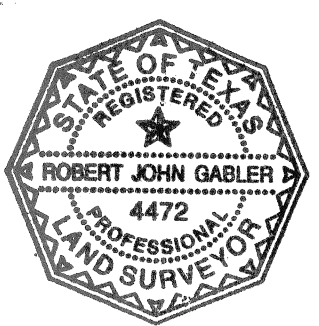
VICINITY MAP: N.T.S.

Line Table			Line Table		
No.	Bearing	Length	No.	Bearing	Length
L1	N88°39'38"E	84.85'	L45	S88°39'28"W	320.00'
L2	S43°53'25"W	21.40'	L46	N00°05'32"W	270.00'
L3	S00°00'18"E	84.95'	L47	N88°39'28"E	320.00'
L4	N88°38'41"E	192.88'	L48	S00°57'08"E	516.28'
L5	N00°04'23"W	101.05'	L49	S86°18'24"W	1,244.99'
L6	N88°39'38"E	120.00'	L50	S26°52'38"E	29.06'
L7	S00°04'23"E	250.00'	L51	S87°51'26"W	3.79'
L8	N88°40'13"E	359.01'	L52	S30°34'10"E	54.42'
L9	N011°4'01"W	250.00'	L53	S26°54'57"E	18.81'
L10	N88°39'38"E	90.00'	L54	S28°24'28"E	11.14'
L11	S01°14'01"E	305.67'	L55	S88°32'23"W	1,360.03'
L12	S43°51'44"E	93.08'	L56	N00°57'08"W	186.46'
L13	S80°27'31"E	144.76'	L57	N85°16'49"E	1,131.00'
L14	S46°55'32"E	280.28'	L58	S26°52'38"E	229.96'
L15	N88°39'38"E	57.09'	L59	S86°18'24"W	1,244.99'
L16	S00°05'35"E	220.35'	L60	N00°57'08"W	221.61'
L17	N88°32'59"E	548.70'	L61	N011°4'01"W	249.97'
L18	N88°38'40"E	116.07'	L62	N011°4'01"W	249.97'
L19	S84°50'03"E	324.92'	L63	N88°39'38"E	176.51'
L20	N88°58'55"E	175.12'	L64	S88°40'13"W	176.51'
L21	S59°29'48"E	88.88'	L65	S88°45'40"W	495.04'
L22	N89°58'16"W	470.51'	L66	S00°00'18"E	826.14'
L23	S00°15'24"W	510.10'	L67	S88°18'06"W	440.80'
L24	S89°38'54"W	29.92'	L68	N00°01'06"W	825.24'
L25	N00°15'24"E	261.41'	L69	N88°11'09"E	441.02'
L26	S89°58'16"E	470.51'	L70	N00°54'06"W	877.46'
L27	S89°31'52"W	616.68'	L71	N88°45'11"E	495.31'
L28	N89°02'05"E	230.30'	L72	S00°53'02"E	877.46'
L29	N88°16'52"E	273.13'	L73	N00°03'33"E	144.93'
L30	S32°51'29"E	211.77'	L74	S89°49'27"E	214.16'
L31	N88°36'51"E	15.56'	L75	N00°03'33"E	53.20'
L32	S74°44'34"W	149.27'	L76	S89°49'27"E	61.37'
L33	N00°53'02"W	327.96'	L77	S00°03'33"W	200.77'
L34	N88°32'23"E	367.40'	L78	N89°16'29"W	275.54'
L35	S28°22'33"E	368.46'	L79	N89°54'34"W	72.21'
L36	S28°21'55"E	202.90'	L80	N00°19'39"E	288.21'
L37	N88°32'23"E	497.63'	L81	N89°49'27"W	154.04'
L38	S88°38'40"W	497.63'	L82	S28°12'26"E	93.55'
L39	N88°39'38"E	177.44'	L83	S00°05'30"W	19.62'
L40	N011°4'01"W	250.00'	L84	N89°54'34"W	120.00'
L41	N88°40'13"E	359.01'	L85	N00°05'30"E	19.63'
L42	S00°04'23"E	250.00'	L86	N28°12'26"W	84.85'
L43	N88°39'28"E	156.93'	L87	N89°49'27"W	154.86'
L44	S00°05'32"E	270.00'			

Curve Table				
NO.	Length	Radius	Delta	Chord Length
C1	162.99'	330.00'	281°7'57"	S14°03'28"E 161.34'
C2	47.12'	30.00'	90°00'05"	S4°54'33"E 42.43'
C3	47.12'	30.00'	89°59'55"	N45°05'28"E 42.43'
C4	133.36'	270.00'	281°7'57"	N14°03'28"W 132.01'
C5	39.91'	330.00'	6°55'48"	N24°44'33"W 39.89'



NOTE:
1. SHADED TRACT SHOWN HEREON IS BEING ANNEXED WITH THIS MAP.
2. A SECOND PART TO THIS MAP EXISTS, BEING A METES AND BOUNDS DESCRIPTION OF TRACTS "A" THROUGH "R" UNDER TSC PROJECT 1636-1601-S.
7-26-2017
ROBERT JOHN GARLER
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS REGISTRATION NO. 4472



TERRA SURVEYING COMPANY, INC.
3000 WILCREST DR., SUITE 210, HOUSTON, TX. 77042
TEL. 713-993-0327 FAX 713-993-9231
HTTP://WWW.TERRASURVEYING.COM
T.B.P.L.S. FIRM NO. 10043600

PARCEL TABLE:		
PARCEL	"A"	158.23 ACRES
PARCEL	"B"	478.38 ACRES
PARCEL	"C"	25.0913 ACRES
PARCEL	"D"	55.8730 ACRES
PARCEL	"E"	102.1272 ACRES
PARCEL	"F"	3.2289 ACRES
PARCEL	"G"	17.605 ACRES
PARCEL	"H"	3.5227 ACRES
PARCEL	"I"	15.0572 ACRES
PARCEL	"J-1"	1.033 ACRES
PARCEL	"J-2"	1.013 ACRES
PARCEL	"K"	1.983 ACRES
PARCEL	"L"	6.324 ACRES
PARCEL	"M"	6.324 ACRES
PARCEL	"N"	8.3537 ACRES
PARCEL	"O"	9.9744 ACRES
PARCEL	"P"	2.0550 ACRES
PARCEL	"Q"	1.0000 ACRES
PARCEL	"R"	21.28 ACRES

BOUNDARY MAP OF
MALCOMSON ROAD UTILITY DISTRICT
BEING 918.4554 ACRES OF LAND OUT OF THE
T. K. WHEELER SURVEY, ABSTRACT NUMBER 826
A. SCHOUDEN SURVEY, ABSTRACT NUMBER 685
P. J. MENARD SURVEY, ABSTRACT NUMBER 592
WILLIAM PERKINS SURVEY, ABSTRACT NUMBER 621
HARRIS COUNTY, TEXAS

DISTRICT BOUNDARY MAP
OF
MALCOMSON ROAD UTILITY DISTRICT

Lockwood, Andrews & Newnam, Inc.
A SUBSIDIARY OF LEO A DALY
2925 Briarpark Drive
Houston, Tx. 77042