AGENDA

CITY OF HOUSTON . CITY COUNCIL
DECEMBER 16 & 17, 2014

MAYOR
ANNISE D. PARKER

CONTROLLER
RONALD C. GREEN

DISTRICT COUNCIL MEMBERS

Brenda Stardig
District A

Jerry Davis
District B

Ellen R. Cohen
District C

Dwight A. Boykins
District D

Dave Martin
District E

Richard Nguyen
District F

Oliver Pennington
District G

Edward Gonzalez
District H

Robert Gallegos
District I

Mike Laster
District J

Larry V. Green
District K

AT-LARGE COUNCIL MEMBERS

Stephen C. Costello
Position 1

David W. Robinson
Position 2

Michael Kubosh
Position 3

C.O. "Brad" Bradford
Position 4

Jack Christie D.C.
Position 5

Marta Crinejo Director - City Council Agenda

Anna Russell City Secretary

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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, December 16, 2014 - 1:30 PM
CITY HALL CHAMBER

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Boykins

1:30 PM - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

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

speakers 121614

RECESS

RECONVENE

WEDNESDAY - DECEMBER 17, 2014 - 9:00 A. M.

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

MAYOR'S REPORT

Body Worn Cameras

CONSENT AGENDA NUMBERS 1 through 50

MISCELLANEOUS - NUMBERS 1 and 2

1. RECOMMENDATION from Director General Services Department to reallocate $87,611.00 out of Reimbursement Equipment/Projects Fund for Security Systems Installation and Repair Services for the New Bureau of Animal Regulation and Care (BARC) Adoption Center on contract with **BL TECHNOLOGY, INC**, previously approved by Ordinance No. 2014-924 - **DISTRICT B - DAVIS**

2. RECOMMENDATION from Director Department of Public Works & Engineering to rename the Preston Street Bridge over Buffalo Bayou the **ROBERT A. MOSBACHER, SR. MEMORIAL BRIDGE** - **DISTRICT I - GALLEGOS**

ACCEPT WORK - NUMBERS 3 through 5

3. RECOMMENDATION from Director Houston Airport System for approval of final contract amount of $44,545,019.99 and acceptance of work on contract with **BOMBARDIER TRANSPORTATION USA, INC** for System Fabrication and Installation Contract for Automated People Mover at George Bush Intercontinental Airport/Houston; Project No. 536K - 4.68% more than the original contract amount and under 5% contingency - **DISTRICT B - DAVIS**

4. RECOMMENDATION from Director Houston Airport System for approval of final contract amount of $4,126,141.59 and acceptance of work on contract with **BOYER, INC** for Storm Water and Sanitary Sewer Lift Station Upgrades and Sanitary Sewer Re-Routing in Central Cargo Area at George Bush Intercontinental Airport/Houston; Project No. 638A & 698 - 4.859% under the original contract amount - **DISTRICT B - DAVIS**

5. RECOMMENDATION from Director General Services Department for approval of final contract amount of $3,900,904.96 and acceptance of work on contract with **PIN OAK INTERESTS, LLC** for Miller Outdoor Theater Structural Canopy Improvements - 4.64% under the Guaranteed Maximum Price - **DISTRICT D - BOYKINS**

PROPERTY - NUMBER 6

6. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and

approved by the Joint Referral Committee, on request from Jesse Acuna, on behalf of Lily Li, for sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys, Parcel SY15-033 - **DISTRICT I - GALLEGOS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 12

7. **TRICO EQUIPMENT, INC** for a Self-Propelled Atrium Lift for the Houston Airport System $273,100.00 - Enterprise Fund
8. **GCR, INC** for Automated Passport Control Kiosks and Support Services from the General Services Administration Schedule 70 contract through the Cooperative Purchasing Program for the Houston Airport System - $1,377,262.00 - Enterprise Fund
9. ORDINANCE appropriating $192,000.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation for Professional and Consulting Services supporting the SAP Strategy Management Project for the Houston Information Technology Services Department
10. **NEOS CONSULTING GROUP, LLC** for Professional and Consulting Services Supporting the SAP Strategy Management Project through the Texas Department of Information Resources - Total $334,000.00 - Equipment Acquisition Fund
    This item should only be considered after passage of Item 9 above
11. **TEXTRON LAND & MARINE SYSTEMS** for a Replacement of a Custom Designed Armored Vehicle for the Houston Police Department - $479,452.00 - Grant Fund
12. **AMEND MOTION #2010-153**, **3/24/10**, **TO EXTEND** the expiration date from March 30, 2015 to March 29, 2016, for Equipment, Caterpillar Engine Replacement Parts and Repair Services for Various Departments, awarded to **MUSTANG MACHINERY COMPANY LTD. dba MUSTANG CAT**

ORDINANCES - NUMBERS 13 through 50

13. ORDINANCE authorizing Purchase and Sale Agreement between the City of Houston (Seller), and **HOUSTON FIRE MUSEUM, INC,** Purchaser, for the sale of certain premises located at 2403 Milam Street, Houston, Texas for the Houston Fire Department, Houston, Texas, (Parcels SY15-003A and B) for $597,000.00; canceling a Lease Agreement and approving a Development Agreement and related documents **DISTRICT C - COHEN**
14. ORDINANCE awarding contract between the City of Houston and the **CULTURAL PLANNING GROUP** for the Houston Arts and Cultural Plan; providing a maximum contract amount $174,860.00 - General Fund (Funded by Hotel Occupancy Tax Funds)
15. ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **EXXON MOBIL CORPORATION** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS**
16. ORDINANCE accepting bronze relief panels commemorating Robert A. Mosbacher, Sr. into the City of Houston, Texas' Civic Art Collection and approving and authorizing an agreement between the City of Houston and the **GREATER HOUSTON COMMUNITY FOUNDATION** for the donation of such work of art - **DISTRICT I - GALLEGOS**
17. ORDINANCE approving and authorizing contract with **TEXAS HEALTH AND HUMAN SERVICES COMMISSION** for Outstationed Services in the City of Houston's Department of Health and Human Services Facilities; establishing a maximum contact amount - 2 Years not to exceed 5 Years - $1,000,000.00
18. ORDINANCE approving and authorizing second amendments to various Vendor Agreements between the City and (1) **BAYTOWN MEALS ON WHEELS (Formerly FAITH PRESBYTERIAN CHURCH OF BAYTOWN, TEXAS)**, (2) **CITY OF JACINTO CITY, TEXAS**, (3) **CITY OF LA PORTE**, (4) **CITY OF SOUTH HOUSTON, TEXAS**, and (5) **THE SALVATION ARMY**, respectively, to extend the term of the contracts for Nutrition Services to the elderly provided through the Harris County Area Agency on Aging; approving and authorizing third amendments to various Vendor Agreements between the City and 1) **INTERFAITH MINISTRIES FOR GREATER HOUSTON**, (2) **EVELYN RUBENSTEIN JEWISH COMMUNITY CENTER OF HOUSTON, TEXAS**, 3) **NEIGHBORHOOD CENTERS, INC**, and (4) **YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF HOUSTON**, respectively, to extend the term of the contracts for

Nutrition Services to the elderly provided through the Harris County Area Agency on Aging - Grant Fund

19. ORDINANCE approving and authorizing second amendments to various Vendor Agreements between the City and (1) **ALPHA EYECARE ASSOCIATES PLLC**, (2) **ALZHEIMER'S ASSOCIATION - HOUSTON & SOUTHEAST TEXAS CHAPTER**, (3) **CHINESE COMMUNITY CENTER, INC**, (4) **COUNCIL FOR HEALTH EDUCATION AND DEVELOPMENT, LLC**, and (5) **DINSMORE MEDICAL SYSTEMS, LLC**, (6) **GATEWAY TO CARE**, (7) **LONE STAR LEGAL AID**, (8) **MONTROSE COUNSELING CENTER, INC**, (9) **HEIGHTS HEARING AIDS, LLC**, (10) **RONALD L. NORSWORTHY, INC, dba HOME HELPERS OF FORT BEND**, (11) **TEXAS DENTAL PROFESSIONALS CORPORATION**, (12) **TEXAS SOUTHERN UNIVERSITY**, and (13) **THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, respectively, to extend the term of the contracts for support services to the elderly provided through the Harris County Area Agency on Aging; approving and authorizing third amendments to various vendor agreements between the City and 1) **AVIA PARTNERS, INC**, (2) **MPJ AUDIOLOGY CONSULTANT, LLC**, and 3) **PERRYLEE HOME HEALTH CARE SERVICES, INC**, respectively, to extend the term of the contracts for support services to the elderly provided through the Harris County Area Agency on Aging - Grant Fund

20. ORDINANCE approving and authorizing various Vendor Agreements between the City of Houston and (1) **BRUCE MATSON, D.D.S.**, (2) **HOUSTON PRECISE DENTAL CARE, PLLC**, 3) **HEARING AID EXPRESS, INC**, (4) **HOME EYE DOC, PLLC**, respectively, for Professional Services provided to older adults through Harris County Area Agency on Aging of the Houston Department of Health and Human Services; providing maximum contract amounts - $3,325,000.00 - Grant Fund

21. ORDINANCE approving and authorizing the Mayor to accept grant offers up to $75,000,000.00 from the **FEDERAL AVIATION ADMINISTRATION**, **THE DEPARTMENT OF HOMELAND SECURITY** and the **TEXAS DEPARTMENT OF TRANSPORTATION** for projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Airport; declaring the City's eligibility for such grants - **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**

22. ORDINANCE appropriating $83,911.62 out of HAS Consolidated 2004 AMT Construction Fund as an additional appropriation to Project Development Agreement with **UNITED AIRLINES, INC** for the extension of the Automated People Mover at George Bush Intercontinental Airport/Houston (Approved by Ordinance No. 2008-384); approving payment of $83,911.62 to United Airlines, Inc; approving and authorizing Release and Settlement Agreement with United Airlines, Inc

23. ORDINANCE appropriating $14,667,092.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 6 to the Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Terminal D Phase IV Construction Services at George Bush Intercontinental Airport/Houston (Project No. 500N; providing funding for engineering testing services, contingencies relating to construction of facilities financed by such funds and the Civic Art Program - **DISTRICT B - DAVIS**

24. ORDINANCE establishing the north and south sides of the 6800-6900 block of Evans Street, between Santa Fe Drive and Kopman Drive**,** within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

25. ORDINANCE establishing the south side of the 3000 block of Rigel Road, between Haynes Street and the end of Rigel Road, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT B - DAVIS**

26. ORDINANCE establishing the south side of the 7000-7100 block of Santa Fe Drive, between Kopman Drive and Ashburn Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

27. ORDINANCE establishing the north side of the 7100 block of Sims Drive, between Santa Fe Drive and Swallow Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

28. ORDINANCE establishing the north and south sides of the 7200-7300 block of Sims Drive, between Santa Fe Drive and Swallow Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

29. ORDINANCE consenting to the addition of 1.3041 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 114**, for inclusion in its district

30. ORDINANCE consenting to the addition of 108.31 acres of land to **MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

31. ORDINANCE consenting to the addition of 17.8070 acres of land to **SPRING WEST MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

32. ORDINANCE consenting to the addition of 4.334 acres of land to the **WOODLANDS ROAD UTILITY DISTRICT NO. 1**, for inclusion in its district

33. ORDINANCE appropriating $240,000.00 out of Metro Projects Construction DDSRF for the Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contract between the City of Houston and **INLAND ENVIRONMENTS, LTD**. (Approved by Ordinance No. 2014-0122) **- DISTRICT H - GONZALEZ**

34. ORDINANCE approving and authorizing amendment to Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Utility Relocations affected by the widening and reconstruction of US 290 from west of FM 529 to east of West Little York (Approved by Ordinance No. 2013-0073) - **DISTRICT A - STARDIG**

35. ORDINANCE approving and authorizing second amendment to agreement for Research Services between the City of Houston and **WILLIAM MARSH RICE UNIVERSITY** for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project (Approved by Ordinance No. 2010-0353) - **DISTRICT C - COHEN**

36. ORDINANCE appropriating $20,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and $20,000.00 out of Metro Projects Construction DDSRF; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **ARKK ENGINEERS, LLC** for Paving and Drainage Construction Projects

37. ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **OTHON, INC** for Water and Wastewater Construction Projects

38. ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **CB & I ENVIRONMENTAL & INFRASTRUCTURE, INC** for Water Facility Construction Projects

39. ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **SOWELLS CONSTRUCTION MANAGEMENT AND INSPECTION, LLC** for Large Diameter Water Line Projects

40. ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **IDS ENGINEERING GROUP, INC** for Wastewater Facility Construction Projects

41. ORDINANCE appropriating $2,227,200.00 out of Metro Construction - Other, awarding contract to **IIU-FEI SAFE SIDEWALK JV** for Safe Sidewalk Program Work Authorization Project; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing services, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Metro Construction - Other

42. ORDINANCE appropriating $1,663,761.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **T CONSTRUCTION, LLC** for Wastewater Collection System Rehabilitation and Renewal; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - WW4235-77

43. ORDINANCE appropriating $3,141,500.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Friendly Acres Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GONZALEZ**

44. ORDINANCE appropriating $2,905,265.40 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **REYTEC CONSTRUCTION RESOURCES, INC** for Waterline Valve Replacement Project; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding

the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

45. ORDINANCE appropriating $600,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing agreement between the City of Houston and **HAWKINS DELAFIELD & WOOD, LLP** for Professional Legal Services

46. ORDINANCE establishing the north side of the 6700 block of Dillon Street, between Station Street and Santa Fe Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

47. ORDINANCE amending Ordinance No. 2012-0609 (Passed by City Council on June 27, 2012) to increase the maximum contract amount for the sole source contract with **MULTIFORCE SYSTEMS CORPORATION** for Hardware and Software Maintenance and Support Services for the Automated Fuel Management System for the Fleet Management Department - $136,000.00 Fleet Management Fund

48. ORDINANCE approving and authorizing first amendment to Type IV Solid Waste Disposal Contracts with **BFI WASTE SERVICES OF TEXAS, LP, A WHOLLY OWNED SUBSIDIARY OF REPUBLIC SERVICES, INC** (Approved by Landfill Ordinance No. 98-503 & Transfer Station Ordinance No. 99-1329) for Municipal Solid Waste Disposal and Management of the City's Three Transfer Stations; providing a maximum contract amount - $226,402,000.00 - General Fund

49. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 1.8296 acres commonly known as 1015 S. Shepherd Drive, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT C - COHEN**

50. ORDINANCE to amend Ordinance No. 2014-769, a Municipal Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 5.70 acres commonly known as 2902 W. 12th Street, 1247 Ella Boulevard, and 1321 Ella Boulevard, and portions of the rights-of-way of W. 12th Street and Ella Boulevard, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT C - COHEN**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 51 through 53

51. SUSPEND the rules of City Council for the purpose of receiving nominations for Positions One and Two and two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for a one-year term to expire December 31, 2015

52. RECEIVE and CONFIRM nominations for Positions One and Two and two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for a one-year term to expire December 31, 2015

53. MAKE determination and select one of the following options:

(Option 1.A) RESOLUTION supporting repair of Municipal Courts and Houston Police Departments Downtown Facilities through the use of existing debt capacity in the Capital Improvement Plan (Option 1.A)

(Option 1.B) RESOLUTION supporting repair of Municipal Courts and Houston Police Departments Downtown Facilities through New Revenue (Option 1.B)

(Option 2) RESOLUTION supporting construction of new facilities for the Municipal Courts and Houston Police Departments through New Revenue (Option 2)

MATTERS HELD - NUMBERS 54 through 65

54. MOTION by Council Member Pennington/Seconded by Council Member Costello to adopt recommendation from Director Houston Airport System to add funds to the Luggage Carts and Lockers Concession Agreement with **SMARTE CARTE, INC** for George Bush Intercontinental Airport/Houston and William P. Hobby Airport - $150,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBER BRADFORD**

This was Item 4 on Agenda of December 10, 2014

55. ORDINANCE approving and authorizing substantial amendments to the Neighborhood Stabilization Program NSP1 and NSP3 Grant Applications/Budgets, authorized pursuant to City of Houston Ordinance Nos. 2008-1051, as amended, and 2011-134, as amended, respectively **DISTRICTS B - DAVIS; D - BOYKINS; F - NGUYEN; H - GONZALEZ; I - GALLEGOS and K - GREEN** - **TAGGED BY COUNCIL MEMBER GALLEGOS**
This was Item 25 on Agenda of December 10, 2014

56. ORDINANCE approving and authorizing a Channel Area Industrial District Agreement between the City of Houston and **VALERO REFINING - TEXAS, L.P. a Texas Limited Partnership** and changing the status of approximately 168 acres in the vicinity of the Ship Channel and Manchester Street, located within the municipal boundaries of the City of Houston in Harris County, Texas previously annexed for general purposes to limited purposes annexation **DISTRICT E - MARTIN** - **TAGGED BY COUNCIL MEMBER COSTELLO**
This was Item 78 on Agenda of December 10, 2014

57. ORDINANCE approving and authorizing Concession and Purchase Agreement between the City of Houston and **SMARTE CARTE INC** for Passenger Luggage Cart Services at George Bush Intercontinental Airport and William P. Hobby Airport; providing a maximum contract amount 5 Years - **DISTRICTS B - DAVIS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBER BRADFORD
This was Item 79 on Agenda of December 10, 2014

58. ORDINANCE amending Ordinance No. 2014-80 to increase the maximum program amount for Carrier Incentive Program IV for the Houston Airport System - $6,000,000.00 - Enterprise Fund **DISTRICTS B - DAVIS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBER BRADFORD**
This was Item 80 on Agenda of December 10, 2014

59. ORDINANCE appropriating $18,000,000.00 out of Airports Improvement Fund as an additional appropriation for Three On-Call Professional Design Services Contracts between the City of Houston and **RS&H, INC, JACOBS ENGINEERING GROUP, INC** and **PIERCE GOODWIN ALEXANDER & LINVILLE, INC** for the Houston Airport System (Project Nos. 715A, 715B and 715C); amending Ordinance No. 2012-839 to increase the maximum contract amount **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**
TAGGED BY COUNCIL MEMBER BRADFORD
This was Item 81 on Agenda of December 10, 2014

60. ORDINANCE awarding contract to **MASTER WORD SERVICES, INC** for Translation and Interpretation Assistance Services for the Department of Neighborhoods; providing a maximum contract amount - $512,500.00 - General, Enterprise and Other Funds - **TAGGED BY COUNCIL MEMBER LASTER**
This was Item 84 on Agenda of December 10, 2014

61. ORDINANCE enlarging the boundaries of the **REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE ZONE)** - **DISTRICTS D - BOYKINS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBERS BOYKINS and KUBOSH
This was Item 87 on Agenda of December 10, 2014

62. ORDINANCE related to **REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE ZONE)**; approving the Third Amended Project Plan and Reinvestment Zone Financing Plan for the Zone; authorizing the City Secretary to distribute such plans **DISTRICTS D - BOYKINS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBERS BOYKINS and KUBOSH**
This was Item 88 on Agenda of December 10, 2014

63. ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER TWO**, **CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)** - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBERS COHEN, KUBOSH and BOYKINS**
This was Item 89 on Agenda of December 10, 2014

64. ORDINANCE related to **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)** approving the sixth amended Project Plan and Reinvestment Zone Financing for the Zone; authorizing the City Secretary to distribute such plans; extending the duration of the Zone to December 31, 2048 - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBERS COHEN, KUBOSH and BOYKINS
This was Item 90 on Agenda of December 10, 2014

65. ORDINANCE approving and authorizing an agreement between the City of Houston and **OUTFRONT MEDIA LLC, f/k/a CBS OUTDOOR LLC ("OUTFRONT")** pertaining to certain off premise signs **- TAGGED BY COUNCIL MEMBER LASTER**
This was Item 99 on Agenda of December 10, 2014

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

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

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

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSITIONED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE (HOUSTON CITY CODE 2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014

speakers 121614

Agenda Item#:

ATTACHMENTS:

	Description	Type
🗋	sp121614	Signed Cover sheet

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014

Report on Body Cameras

Agenda Item#:

Summary:
Body Worn Cameras

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 12/10/2014

25CONS265 Reallocate BL Technology

Agenda Item#: 1.

Summary:
RECOMMENDATION from Director General Services Department to reallocate $87,611.00 out of Reimbursement Equipment/Projects Fund for Security Systems Installation and Repair Services for the New Bureau of Animal Regulation and Care (BARC) Adoption Center on contract with **BL TECHNOLOGY, INC**, previously approved by Ordinance No. 2014-924 - **DISTRICT B - DAVIS**

Background:
SUBJECT: Reallocate Funds to BL Technology, Inc.Security Systems Installation and Repair Services New Bureau of Animal Regulation and Care (BARC) Adoption Center WBS No. D-650001-0001-4
RECOMMENDATION: Adopt a Motion reallocating $87,611.00 out of the Reimbursement of Equipment/Projects Fund from the old citywide security services contract with BL Technology, Inc. (previously appropriated by Ordinance No. 2013-1058) to the new citywide security systems installation and repair services contract with BL Technology, Inc., (previously approved by Ordinance No. 2014-924) for the new BARC Adoption Center.

SPECIFIC EXPLANATION: On November 13, 2013, Ordinance No. 2013-1058, City Council awarded a Construction Manager At Risk contract to Teal Construction Company to construct a new BARC Adoption Center, and appropriated funds for the project. Included in the appropriation was $87,611.00 out of the Reimbursement of Equipment/Projects Fund under the old citywide security services contract with BL Technology, Inc. for the installation of card access and security surveillance equipment. The old contract expired on September 12, 2014 and City Council awarded a new contract to BL Technology, Inc., on October 8, 2014. The old contract expired before the security installation services were scheduled to be performed at BARC.

Therefore, the General Services Department recommends that City Council adopt a Motion to reallocate the sum of $87,611.00 from the old contract to the new security systems installation and repair services contract with BL Technology, Inc., for the installation of card access and security surveillance equipment at the new BARC Adoption Center.

PROJECT LOCATION: 3200 Carr Street (Key Map 454W)

Prior Council Action:
Ordinance No. 2014-924; October 8, 2014

Amount of Funding:

Reallocate - $87,611.00 – Reimbursement of Equipment/Projects Fund (1850)

Contact Information:
For additional information contact:
Jacquelyn L. Nisby Phone: 832-393-8023

ATTACHMENTS:

Description	Type
Reallocation RCA to BL Technology for Security Serv.	Signed Cover sheet
Prior Council Action and Ordinance	Backup Material

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

SUBJECT: Reallocate Funds to BL Technology, Inc. Security Systems Installation and Repair Services New Bureau of Animal Regulation and Care (BARC) Adoption Center WBS No. D-650001-0001-4	**Page** 1 of 1	**Agenda Item**
FROM (Department or other point of origin): General Services Department	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Scott Minnix 12.9.14 Scott Minnix	**Council District(s) affected:** B	
For additional information contact: Jacquelyn L. Nisby **Phone:** 832-393-8023	**Date and identification of prior authorizing Council action:** Ordinance No. 2014-924; October 8, 2014	

RECOMMENDATION: Adopt a Motion reallocating $87,611.00 out of the Reimbursement of Equipment/Projects Fund from the old citywide security services contract with BL Technology, Inc. (previously appropriated by Ordinance No. 2013-1058) to the new citywide security systems installation and repair services contract with BL Technology, Inc., (previously approved by Ordinance No. 2014-924) for the new BARC Adoption Center.

Amount and Source of Funding: **Reallocate - $87,611.00** – Reimbursement of Equipment/Projects Fund (1850)	**Finance Budget:**

SPECIFIC EXPLANATION: On November 13, 2013, Ordinance No. 2013-1058, City Council awarded a Construction Manager At Risk contract to Teal Construction Company to construct a new BARC Adoption Center, and appropriated funds for the project. Included in the appropriation was $87,611.00 out of the Reimbursement of Equipment/Projects Fund under the old citywide security services contract with BL Technology, Inc. for the installation of card access and security surveillance equipment. The old contract expired on September 12, 2014 and City Council awarded a new contract to BL Technology, Inc., on October 8, 2014. The old contract expired before the security installation services were scheduled to be performed at BARC.

Therefore, the General Services Department recommends that City Council adopt a Motion to reallocate the sum of $87,611.00 from the old contract to the new security systems installation and repair services contract with BL Technology, Inc., for the installation of card access and security surveillance equipment at the new BARC Adoption Center.

PROJECT LOCATION: 3200 Carr Street (Key Map 454W)

SM:JLN:RAV:CRC:GO:go

c: Marta Crinejo, Jacquelyn L. Nisby, Tina Paez, Mary M. Villarreal, Morris Scott, Christopher Gonzales, Martha Leyva, File

REQUIRED AUTHORIZATION CUIC # 25CONS265

General Services Department: Richard A. Vella Chief of Design & Construction		**Administration and Regulatory Affairs Department:** Tina Paez Director

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 9979**

Subject: Approve an Ordinance Awarding a Contract for Security Systems Installation and Repair Services for the General Services Department/S33-L24556	Category # 4	Page 1 of 2	Agenda Item

FROM (Department or other point of origin): Calvin D. Wells, City Purchasing Agent, Finance Department	**Origination Date** September 08, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE Calvin D Wells	**Council District(s) affected** All	
For additional information contact: Jacquelyn L. Nisby **Phone:** (832) 393-8023; Joyce Hays **Phone:** (832) 393-8723	**Date and Identification of prior authorizing Council Action:**	

RECOMMENDATION: (Summary)

Approve an ordinance awarding a three-year contract with two-one year options to BL Technology, Inc. on its low bid in an amount not to exceed $13,901,006.30 for security systems installation and repair services for the General Services Department.

Maximum Contract Amount: $13,901,006.30 — **Finance Budget**

$ 2,431,156.83 - General Fund (1000)
$ 648,000.00 - General Improvement Consolidated Construction Fund (4509)*
$ 513,600.00 - Federal State Local Pass Thru Fund (5030)
$ 961,170.67 - Public Library Consolidated Construction Fund (4507)*
$ 4,440,770.67 - Police Consolidated Construction Fund (4504)*
$ 504,000.00 - Fire Consolidated Construction Fund (4500)*
$ 289,108.13 - Municipal Court Building Security Fund (2206)
$ 135,000.00 - Fleet Management Fund (1005)
$ 430,000.00 - Building Inspection Fund (2301)
$ 305,000.00 - Storm Water Fund (2302)
$ 720,000.00 - Dedicated Drainage & Street Renewal Fund (2310)
$ 2,523,200.00 - PWE-W&S System Operation Fund (8300)

$13,901,006.30 - Total

*Note: City Council will be requested to authorize the appropriation of these consolidated construction funds, at the time projects are identified and eligible for use of such funds.

SPECIFIC EXPLANATION:

The Director of the General Services Department and the City Purchasing Agent recommend City Council approve an ordinance awarding a three-year contract with two-one year options to BL Technology, Inc. on its low bid in an amount not to exceed $13,901,006.30 for security systems installation and repair services for the General Services Department. The City Purchasing Agent may terminate this contract any time upon 30-day written notice to the contractor. This contract will be used to install and maintain security systems in buildings managed by the General Services Department.

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

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

	Company	Total Amount
1.	**BL Technology Inc.**	**$13,901,006.30**
2.	ABC Home and Commercial Services	$15,063,604.94

The scope of work requires the contractor to provide all supervision, labor, replacement parts, equipment, materials, tools, expendable items, supplies, training and transportation necessary to provide installation and repair services and related equipment as outlined within the contract specifications.

M/WBE Subcontractor:
This Invitation to Bid (ITB) was issued with an 11% goal for M/WBE participation. BL Technology, Inc. has designated the below-named company as its certified MWBE subcontractor:

Company	Type of Work	Amount	Percentage
Energy Electric Supply	Electrical Supplies	$1,529,110.60	11%

The Mayor's Office of Business Opportunity will monitor this contract.

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

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

Buyer: Conley Jackson

Controller's Office

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

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

(✓) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby by this reference.

( ) Other - Grant Funds Available

Ronald C. Lewis
Jennifer Pickett

Date: 10-6, 2014 City Controller of the City of Houston, Texas

FUND REF: 1000-2500-522430 AMOUNT: $ 6,161.23 ENCUMB. NO. 45-20213

OA 46-12820

City of Houston, Texas Ordinance No. 2014-924

AN ORDINANCE AWARDING A CONTRACT TO BL TECHNOLOGY, INC. FOR SECURITY SYSTEMS INSTALLATION AND REPAIR SERVICES FOR THE GENERAL SERVICES DEPARTMENT; PROVIDING A MAXIMUM CONTRACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. Having duly advertised for and received competitive bids for the contract described in the title of this ordinance, the City Council hereby finds and determines that the lowest responsible and secure bid was submitted by BL Technology, Inc. in the amount of $13,901,006.30 (which amount is only an estimate if unit prices are included in the bid proposal of said bidder) and that such bid is the most advantageous for the City. Such contract is hereby awarded to said bidder.

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

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

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

Section 5. The total allocation for the contract, agreement or other undertaking approved and authorized hereby shall never exceed $13,901,006.30 unless and until this sum is increased by ordinance of City Council.

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

PASSED AND ADOPTED this 8th **day of** October, **20** 14.

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is OCT 14 2014.

_____
City Secretary

Prepared by Strategic Purchasing Department, Conley Jackson at Extension 3.8733.

This Ordinance has been reviewed as to form by the undersigned legal assistant and has been found to meet established Legal Department criteria. The Legal Department has not reviewed the content of these documents.

10 - 3 - 14
Date

Brenda Terry
Legal Assistant

(Basic Form GMS159:AWARD-APPROV-SUPP. ALLOCAT. ORD.; Approved by City Attorney 10/95 _____)

CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE OCT 14 2014

AYE	NO	
✓		**MAYOR PARKER**
****	****	**COUNCIL MEMBERS**
✓		STARDIG
✓		DAVIS
✓		COHEN
✓		BOYKINS
✓		MARTIN
✓		NGUYEN
✓		PENNINGTON
✓		GONZALEZ
✓		GALLEGOS
✓		LASTER
✓		GREEN
✓		COSTELLO
✓		ROBINSON
✓		KUBOSH
✓		BRADFORD
✓		CHRISTIE
CAPTION	ADOPTED	

MAY 017 Rev 01/14

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 12/10/2014

20HH001 Motion Approving the Renaming of the Preston Street Bridge Over Buffalo Bayou the Robert A Mosbacher, Sr. Memorial Bridge.

Agenda Item#: 2.

Summary:
RECOMMENDATION from Director Department of Public Works & Engineering to rename the Preston Street Bridge over Buffalo Bayou the **ROBERT A. MOSBACHER, SR. MEMORIAL BRIDGE** - **DISTRICT I - GALLEGOS**

Background:
SUBJECT: Motion approving the renaming of the Preston Street Bridge over Buffalo Bayou the Robert A Mosbacher, Sr. Memorial Bridge.

RECOMMENDATION: (Summary) Adopt a Motion renaming the Preston Street Bridge over Buffalo Bayou the Robert A. Mosbacher, Sr. Memorial Bridge.

SPECIFIC EXPLANATION:

The Public Works & Engineering Department received a request from Mr. Charles Foster to rename the Preston Street Bridge over Buffalo Bayou the Robert A. Mosbacher, Sr. Memorial Bridge. The bridge, which crosses Buffalo Bayou between Bagby and Smith, is owned and operated by the Public Works & Engineering Department and, under Motion 2004-0881 and Executive Order 1-47, the Department is charged with processing the request. Subsequent to receiving the request, Super Neighborhood No. 61 was notified as was the Downtown Management District. Further, the information was posted on the Department's website with a Public Comment period established between July 7, 2014 and August 6, 2014. No objections to the naming request were noted.

Mr. Mosbacher was born in Mt. Vernon, New York in 1927. After graduation from college he moved to Texas in 1948 where he built a successful independent oil and gas company. He was also an accomplished sailor and amassed a number of national and international titles. Out of a deep desire to give something back to his country, Mr. Mosbacher became involved in elective politics in the 1960s and went on to manage the national fund-raising operations for five presidential campaigns. He served as the 28th Secretary of Commerce under President George H. W. Bush where he was instrumental in negotiating the North American Free Trade Agreement. Later in life, Mr. Mosbacher served as the Chairman of the Americas Society and the Council of the Americas, on the Board of MD Anderson Cancer Center, on the Board of the Naval Academy Endowment, and was the founder and President of the Board of the Odyssey School in Galveston. Additionally, the Robert A. Mosbacher, Sr., Institute for Trade, Economics, and Public Policy was created within the George Bush School of Government and Public Service at Texas A&M University. Mr. Mosbacher passed away in 2010 at the age of 82.

As Mr. Mosbacher is a person of historical significance and throughout his life demonstrated exceptional service to the City and the nation, the Director of the Public Works & Engineering Department recommends City Council adopt a Motion naming the Preston Street Bridge over Buffalo Bayou the Robert A. Mosbacher, Sr. Memorial Bridge.

Prior Council Action:
Motion 2004-0881, August 4, 2004

Contact Information:
Howard Hilliard,
Chief of Staff
Phone: 832-395-2518

ATTACHMENTS:

	Description	Type
🗋	20HH001 Motion Approving the Renaming of the Preston Street Bridge Over Buffalo Bayou the Robert A Mosbacher, Sr. Memorial Bridge. - Signed RCA	Signed Cover sheet
🗋	20HH001 Motion Approving the Renaming of the Preston Street Bridge Over Buffalo Bayou the Robert A Mosbacher, Sr. Memorial Bridge. Previous Motion	Backup Material

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

SUBJECT: Motion approving the renaming of the Preston Street Bridge over Buffalo Bayou the Robert A Mosbacher, Sr. Memorial Bridge.	**Page 1 of 1**	**Agenda Item #**

FROM: (Department or other point of origin): Public Works & Engineering Department	**Origination Date:**	**Agenda Date:**

DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E., Director,	**Council District affected:** I
For additional information contact: Howard Hilliard, Chief of Staff **Phone:** 832-395-2518	**Date and identification of prior authorizing Council action:** Motion 2004-0881, August 4, 2004

RECOMMENDATION: (Summary) Adopt a Motion renaming the Preston Street Bridge over Buffalo Bayou the Robert A. Mosbacher, Sr. Memorial Bridge.

Amount and Source of Funding: N/A

SPECIFIC EXPLANATION:

The Public Works & Engineering Department received a request from Mr. Charles Foster to rename the Preston Street Bridge over Buffalo Bayou the Robert A. Mosbacher, Sr. Memorial Bridge. The bridge, which crosses Buffalo Bayou between Bagby and Smith, is owned and operated by the Public Works & Engineering Department and, under Motion 2004-0881 and Executive Order 1-47, the Department is charged with processing the request. Subsequent to receiving the request, Super Neighborhood No. 61 was notified as was the Downtown Management District. Further, the information was posted on the Department's website with a Public Comment period established between July 7, 2014 and August 6, 2014. No objections to the naming request were noted.

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As Mr. Mosbacher is a person of historical significance and throughout his life demonstrated exceptional service to the City and the nation, the Director of the Public Works & Engineering Department recommends City Council adopt a Motion naming the Preston Street Bridge over Buffalo Bayou the Robert A. Mosbacher, Sr. Memorial Bridge.

REQUIRED AUTHORIZATION **CUIC 20HH001**

Finance Department:	**Other Authorization:** Eric Dargan, Deputy Director Street & Drainage Division	**Other Authorization:** Mark Loethen, P.E, Deputy Director Planning & Development Services Division

Request for Council Action
Routing Form

(RCA) SUBJECT: Motion approving the renaming of the Preston Street Bridge over Buffalo Bayou the Robert Mosbacher Memorial Bridge.

(RCA) RECOMMENDATION: Adopt a Motion renaming the Preston Street Bridge over Buffalo Bayou the Robert Mosbacher Memorial Bridge.

COUNCIL AGENDA DATE:_____,2013

(Circle One)
Motion
Resolution
Ordinance

CUIC ID# 20HH0001

Originator/Prime Author:
Howard Hilliard
Phone # 832-395-2518

Routing Order: (Originator/Prime Author specifies by Name)	Date/time Received	Date/time Transmitted	Comments:
Senior Assistant Director, S&D, PW&E Diane Lowery-Binnie, P.E. *(832) 395-2975*	DLB 12-10	DLB 12-10	
Senior Assistant Director, ~~PDS~~, PW&E Tim Lincoln, P.E. *(832) ~~394~~-9140*			
Deputy Director, S&D, ~~PW&E~~ *Eric Dargan* *(832) 395-2936*			
Deputy Director, PDS, PW&E *Mark Loethen, P.E.* *(832) 395-2705*		12/10/2014	
Agenda Coordinator *Ruth Gonzales* *(832) 395-2458*	12-10-14	12-10-14	
Chief of Staff, PW&E *Howard Hilliard* *(832) 395-2518*	12.10.14	12.10.14	
Director, PW&E *Dale Rudick, P.E.* *(832) 395-2500*	12.10.14	12-10-14	
Agenda Director *Marta Crinejo* *(832) 393-1091*			
City Secretary's Office *Anna Russell* *(832) 393-1100*		[redacted]	

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 12/9/2014

HAS - Accept Work with Bombardier for APM at IAH, Project 536K

Agenda Item#: 3.

Summary:
RECOMMENDATION from Director Houston Airport System for approval of final contract amount of $44,545,019.99 and acceptance of work on contract with **BOMBARDIER TRANSPORTATION USA, INC** for System Fabrication and Installation Contract for Automated People Mover at George Bush Intercontinental Airport/Houston; Project No. 536K - 4.68% more than the original contract amount and under 5% contingency - **DISTRICT B - DAVIS**

Background:
The contractor, Bombardier Transportation USA, Inc., has completed all the work required under their contract in the amount of $42,552,114.00 for the Automated People Mover Phase 3, Project No. 536K located at George Bush Intercontinental Airport/Houston. During construction, the project was managed and inspected by PBS&J with assistance from Houston Airport System personnel.

The final contract amount, including a net increase from Change orders 1-5 in the amount of $2,049,601.13 and line item under runs in the amount of $56,695.14, is $44,545,019.99, which is 4.68% more than the original contract amount and under the 5% contingency.

The change orders were primarily due to unforeseen conditions that were undetermined at the time of design and required additional work that included busing operations during testing, the replacement of two switches where the train traverses between the southern and the northern guide ways and the required replacement of both curved beams.

Bombardier Transportation USA, Inc. achieved a 10.02% M/S/WBE participation on a 10% goal. The HAS Office of Business Opportunity gave Bombardier Transportation USA, Inc. a “Satisfactory” M/S/WBE and contract compliance rating.

Prior Council Action:
05/14/2008 (Ord) 2008-425

Amount of Funding:
No additional funding

(Prior Appropriations: $46,062,664.00)

Contact Information:
Kathy Elek Phone: 281-233-1826
Jeffrey Brown 281-233-1909

ATTACHMENTS:

	Description	Type
	HAS - Accept Work with Bombardier for APM at IAH, Project 536K - RCA	Signed Cover sheet
	HAS - Accept Work with Bombardier for APM at IAH, Project 536K - Prior RCAs	Backup Material
	HAS - Accept Work with Bombardier for APM at IAH, Project 536K - Prior Ordinance	Backup Material
	HAS - Accept Work with Bombardier for APM at IAH, Project 536K - OBO	Backup Material
	HAS - Accept Work with Bombardier for APM at IAH, Project	Backup Material

536K - Affidavit of Ownership

	HAS - Accept Work with Bombardier for APM at IAH, Project 536K - TX Sec of State	Backup Material
	HAS - Accept Work with Bombardier for APM at IAH, Project 536K - TX Comptroller	Backup Material
	HAS - Accept Work with Bombardier for APM at IAH, Project 536K - Change Orders	Backup Material

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

SUBJECT: Accept Work for System Fabrication and Installation Contract with Bombardier Transportation USA, Inc. for Automated People Mover at George Bush Intercontinental Airport/Houston; Project No. 536K; (WBS# A-000354-0005-4-01; Contract No. 4600008799)	**Page 1 of 1**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** September 26, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District Affected:** B	
For additional information contact: Kathy Elek **Phone:** 281-233-1826 Jeffrey Brown 281-233-1909	**Date and identification of prior authorizing Council action:** 05/14/2008 (O) 2008-425	
AMOUNT & SOURCE OF FUNDING: N/A	**Prior appropriations:** 05/14/2008.....$45,318,002.00 HAS Consolidated 2004 AMT (8203) 05/14/2008.....$744,662.00 Airports Improvement Fund (8011) TOTAL $46,062,664.00	

RECOMMENDATION: Pass a motion to approve the final contract amount of $44,545,019.99, or 4.68% more than the original contract amount and under the 5% contingency, accept work, and authorize final payment.

SPECIFIC EXPLANATION:

The contractor, Bombardier Transportation USA, Inc., has completed all the work required under their contract in the amount of $42,552,114.00 for the Automated People Mover Phase 3, Project No. 536K located at George Bush Intercontinental Airport/Houston. During construction, the project was managed and inspected by PBS&J with assistance from Houston Airport System personnel.

The final contract amount, including a net increase from Change orders 1-5 in the amount of $2,049,601.13 and line item under runs in the amount of $56,695.14, is $44,545,019.99, which is 4.68% more than the original contract amount and under the 5% contingency.

The change orders were primarily due to unforeseen conditions that were undetermined at the time of design and required additional work that included busing operations during testing, the replacement of two switches when the train traverses between the southern and the northern guide ways and the required replacement of both curved beams.

Bombardier Transportation USA, Inc. achieved a 10.02% M/S/W BE participation on a 10% goal. The HAS Office of Business Opportunity gave Bombardier Transportation USA, Inc. a "Satisfactory" M/S/WBE and contract compliance rating.

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 12/9/2014

HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698

Agenda Item#: 4.

Summary:
RECOMMENDATION from Director Houston Airport System for approval of final contract amount of $4,126,141.59 and acceptance of work on contract with **BOYER, INC** for Storm Water and Sanitary Sewer Lift Station Upgrades and Sanitary Sewer Re-Routing in Central Cargo Area at George Bush Intercontinental Airport/Houston; Project No. 638A & 698 - 4.859% under the original contract amount - **DISTRICT B - DAVIS**

Background:
The contractor, Boyer, Inc., has completed all the work required under their contract in the amount of $4,336,913.00 for upgrades to the Storm Water and Sanitary Sewer Lift Station and Sanitary Sewer Re-Routing in the Central Cargo Area at George Bush Intercontinental Airport/Houston (IAH).

During construction, the project was managed and inspected by Houston Airport Systems (HAS) personnel.

The final contract amount is $4,126,141.59. This amount is 4.859% under the original contract amount and includes Change Orders and Credit Change Orders 1 through 13 reflecting a reduction of $48,895.14 and all over-runs and under-runs reflecting a net reduction of $161,876.27, resulting in an overall net decrease of $210,771.41.

Boyer, Inc. achieved 23.15 % M/SBE utilization on a 26% goal, attaining a “Satisfactory” compliance rating from the Office of Business Opportunity.

Amani Engineering, Inc. was the project design consultant.

Prior Council Action:
7/3/2012 (Ord) 2012-0630

Amount of Funding:
No addition

(Prior Appropriations: $4,770,913.00)

Contact Information:
Kathy Elek Phone: 281-233-1826
Jeffrey Brown 281-233-1909

ATTACHMENTS:

	Description	Type
	HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698 - RCA	Signed Cover sheet
	HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698 - Prior RCA	Backup Material
	HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698 - Prior Ordinance	Backup Material
	HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698 - Affidavit of Ownership	Backup Material
	HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698 - Change Orders	Backup Material
	HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698 - TX Sec of State	Backup Material
	HAS - Accept Work with Boyer, Inc. for Storm Water, Project 638A & 698 - TX Comptroller	Backup Material

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

SUBJECT: Accept Work - Boyer, Inc. for Storm Water and Sanitary Sewer Lift Station Upgrades and Sanitary Sewer Re-Routing in Central Cargo Area at George Bush Intercontinental Airport/Houston (IAH); Project No. 638A & 698 (WBS #A-000561-0004-4-01-01 and WBS# A-000516-001-4-01); Contract Nos. 4611638 and 4611642.	**Category**	**Page 1 of 1**	**Agenda Item**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** October 27, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE: Mario Diaz	**Council District affected:** B	
For additional information contact: Kathy Elek Phone: 281-233-1826 Jeffrey Brown 281-233-1909	**Date and identification of prior authorizing Council action:** 7/3/2012 (O) 2012-0630	
AMOUNT & SOURCE OF FUNDING: N/A	**Prior appropriations:** 7/3/2012..... $ 3,754,487.00 HAS Airport Improvement (8011) 7/3/2012..... $ 1,016,426.00 HAS Airport Improvement (8011) TOTAL $ 4,770,913.00	

RECOMMENDATION: (Summary)

Pass a motion to approve the final contract amount of $4,126,141.59, or 4.859% under the original contract amount, accept work, and authorize final payment.

SPECIFIC EXPLANATION:

The contractor, Boyer, Inc., has completed all the work required under their contract in the amount of $4,336,913.00 for upgrades to the Storm Water and Sanitary Sewer Lift Station and Sanitary Sewer Re-Routing in the Central Cargo Area at George Bush Intercontinental Airport/Houston (IAH).

During construction, the project was managed and inspected by Houston Airport Systems (HAS) personnel.

The final contract amount is $4,126,141.59. This amount is 4.859% under the original contract amount and includes Change Orders and Credit Change Orders 1 through 13 reflecting a reduction of $48,895.14 and all over-runs and under-runs reflecting a net reduction of $161,876.27, resulting in an overall net decrease of $210,771.41.

Boyer, Inc. achieved 23.15 % M/SBE utilization on a 26% goal, attaining a "Satisfactory" compliance rating from the Office of Business Opportunity.

Amani Engineering, Inc. was the project design consultant.

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District D

Item Creation Date: 12/4/2014

25CONS260 Accept Work Design/Build Contract Pin Oak Interests Miller Outdoor Theater Structural Canopy Improvements

Agenda Item#: 5.

Summary:
RECOMMENDATION from Director General Services Department for approval of final contract amount of $3,900,904.96 and acceptance of work on contract with **PIN OAK INTERESTS, LLC** for Miller Outdoor Theater Structural Canopy Improvements - 4.64% under the Guaranteed Maximum Price - **DISTRICT D - BOYKINS**

Background:
RECOMMENDATION: The General Services Department recommends approval of final contract amount of $3,900,904.96 and acceptance of work on contract with Pin Oak Interests, LLC for Miller Outdoor Theater Structural Canopy Improvements – 4.64% under the original contract amount.

SPECIFIC EXPLANATION: On February 20, 2013, Ordinance No. 2013-16, City Council awarded a design/build contract to Pin Oak Interests, LLC to provide pre-construction and construction phase services for the Miller Outdoor Theater Structural Canopy Improvements. The General Services Department and Pin Oak Interests, LLC agreed to a Guaranteed Maximum Price (GMP) for construction services in the amount of $4,090,682.00. The General Services Department recommends that City Council approve the final construction amount of $3,900,904.96 or 4.64% under the GMP, accept the work and authorize final payment to Pin Oak Interests, LLC.

PROJECT LOCATION: 6000 Hermann Park Drive (Key Map 533A)

PROJECT DESCRIPTION: This project renovated the canopy structure, anchors, metal roof and soffit panels, membrane roof and flashing and added a Mezzanine storage area for additional equipment and greater access/mobility for backstage personnel.

PREVIOUS HISTORY AND PROJECT SCOPE: On September 18, 2013, Ordinance No. 2013-819, City Council approved a First Amendment to increase the director's authority to approve change orders up to 6.70% of the approved GMP and appropriated $2,790,000.00, which provided for the procurement of early release shop drawings and long lead items, upgraded roofing material and the addition of a Mezzanine storage area in the stage house.

CONTRACT COMPLETION AND COST: The contractor completed the project within the original contract duration of 163 days. The final construction cost of the project is $3,900,904.96, a decrease of $189,777.04 under the original GMP.

English + Associates Architects was the project design consultant.

PREVIOUS CHANGE ORDERS: Change Order No. 1 rerouted underground storm pipes and improved drainage system. Change Order No. 2 provided additional structural steel support for roof decking to meet current wind load code requirements, and repaired/replaced roof drains to prevent water damage inside the building. Change Order No. 3 added additional roof work that included a new low roof and roofing membrane and structural steel work to support roofing membrane and catwalk. Change Order No. 4 provided a credit to the City because the actual construction costs were less than the GMP.

CONSTRUCTION GOALS: The contract contained a 24% M/WBE/SBE goal for pre-construction and construction phase services. According to the Mayor's Office of Business Opportunity, the contractor achieved 56.4% M/WBE/SBE participation and was assigned an outstanding rating.

Prior Council Action:
Date and identification of prior authorizing Council action:

Ordinance No. 2013-161; February 20, 2013
Ordinance No. 2013-819; September 18, 2013

Amount of Funding:
Amount and Source of Funding: No Additional Funding Required

Previous Funding:
$ 4,789,924.00 General Improvement Consolidated Construction Fund (4509)

Contact Information:
Jacquelyn L. Nisby Phone: 832.393.8023

ATTACHMENTS:

Description	Type
RCA Accept Work MOT SCI	Signed Cover sheet
Maps MOT SCI	Backup Material
OBo Documents	Backup Material
Previous RCA MOT SCI Accept Work	Backup Material
Delinquent Tax Report	Backup Material
Change Order #1	Backup Material
Change Order #2	Backup Material
Change Order #3	Backup Material
Change Order #4	Backup Material
Final Pay Estimate	Backup Material
Certificate of Final Completion	Backup Material
Final Consent of Surety	Backup Material

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Accept Work Design/Build Contract Pin Oak Interests, LLC Miller Outdoor Theater Structural Canopy Improvements WBS No. D-000125-0010-4	**Page** 1 of 2	**Agenda Item:**
FROM (Department or other point of origin): General Services Department	**Origination Date:**	**Agenda Date:**
DIRECTOR'S SIGNATURE: 12/04/14 Scott Minnix Scott Minnix	**Council District(s) affected:** D	
For additional information contact: Jacquelyn L. Nisby **Phone:** 832.393.8023	**Date and identification of prior authorizing Council action:** Ordinance No. 2013-161; February 20, 2013 Ordinance No. 2013-819; September 18, 2013	

RECOMMENDATION: The General Services Department recommends approval of final contract amount of $3,900,904.96 and acceptance of work on contract with Pin Oak Interests, LLC for Miller Outdoor Theater Structural Canopy Improvements – 4.64% under the original contract amount.

Amount and Source of Funding: No Additional Funding Required **Previous Funding:** $ 4,789,924.00 General Improvement Consolidated Construction Fund (4509)	**Finance Budget:**

SPECIFIC EXPLANATION: On February 20, 2013, Ordinance No. 2013-16, City Council awarded a design/build contract to Pin Oak Interests, LLC to provide pre-construction and construction phase services for the Miller Outdoor Theater Structural Canopy Improvements. The General Services Department and Pin Oak Interests, LLC agreed to a Guaranteed Maximum Price (GMP) for construction services in the amount of $4,090,682.00. The General Services Department recommends that City Council approve the final construction amount of $3,900,904.96 or 4.64% under the GMP, accept the work and authorize final payment to Pin Oak Interests, LLC.

PROJECT LOCATION: 6000 Hermann Park Drive (Key Map 533A)

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REQUIRED AUTHORIZATION CUIC ID#25CONS260

General Services Department:		**Houston First Corporation:**
Richard A. Vella Chief of Design & Construction Division		Dawn R. Ullrich President and CEO

CONTRACT COMPLETION AND COST: The contractor completed the project within the original contract duration of 163 days. The final construction cost of the project is $3,900,904.96, a decrease of $189,777.04 under the original GMP.

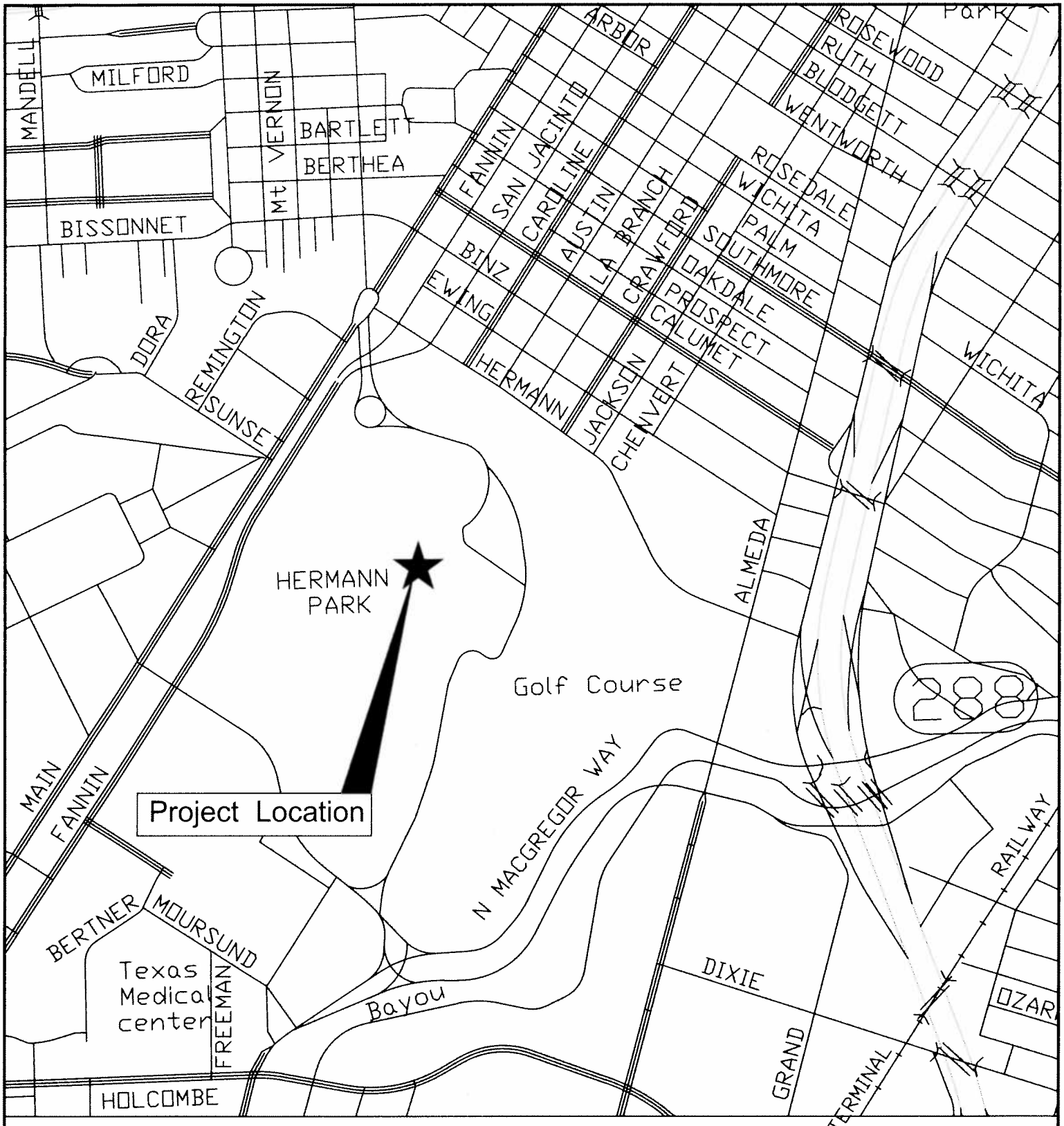
English + Associates Architects was the project design consultant.

PREVIOUS CHANGE ORDERS: Change Order No. 1 rerouted underground storm pipes and improved drainage system. Change Order No. 2 provided additional structural steel support for roof decking to meet current wind load code requirements, and repaired/replaced roof drains to prevent water damage inside the building. Change Order No. 3 added additional roof work that included a new low roof and roofing membrane and structural steel work to support roofing membrane and catwalk. Change Order No. 4 provided a credit to the City because the actual construction costs were less than the GMP.

CONSTRUCTION GOALS: The contract contained a 24% M/WBE/SBE goal for pre-construction and construction phase services. According to the Mayor's Office of Business Opportunity, the contractor achieved 56.4% M/WBE/SBE participation and was assigned an outstanding rating.

SM:RAV:JLN:CRC:abc

c: Marta Crinejo, Jacquelyn L. Nisby, Mario Ariza, Mary M. Villarreal, Morris Scott, Christopher Gonzales, Gabriel Mussio, Felicia Williams, File 1107

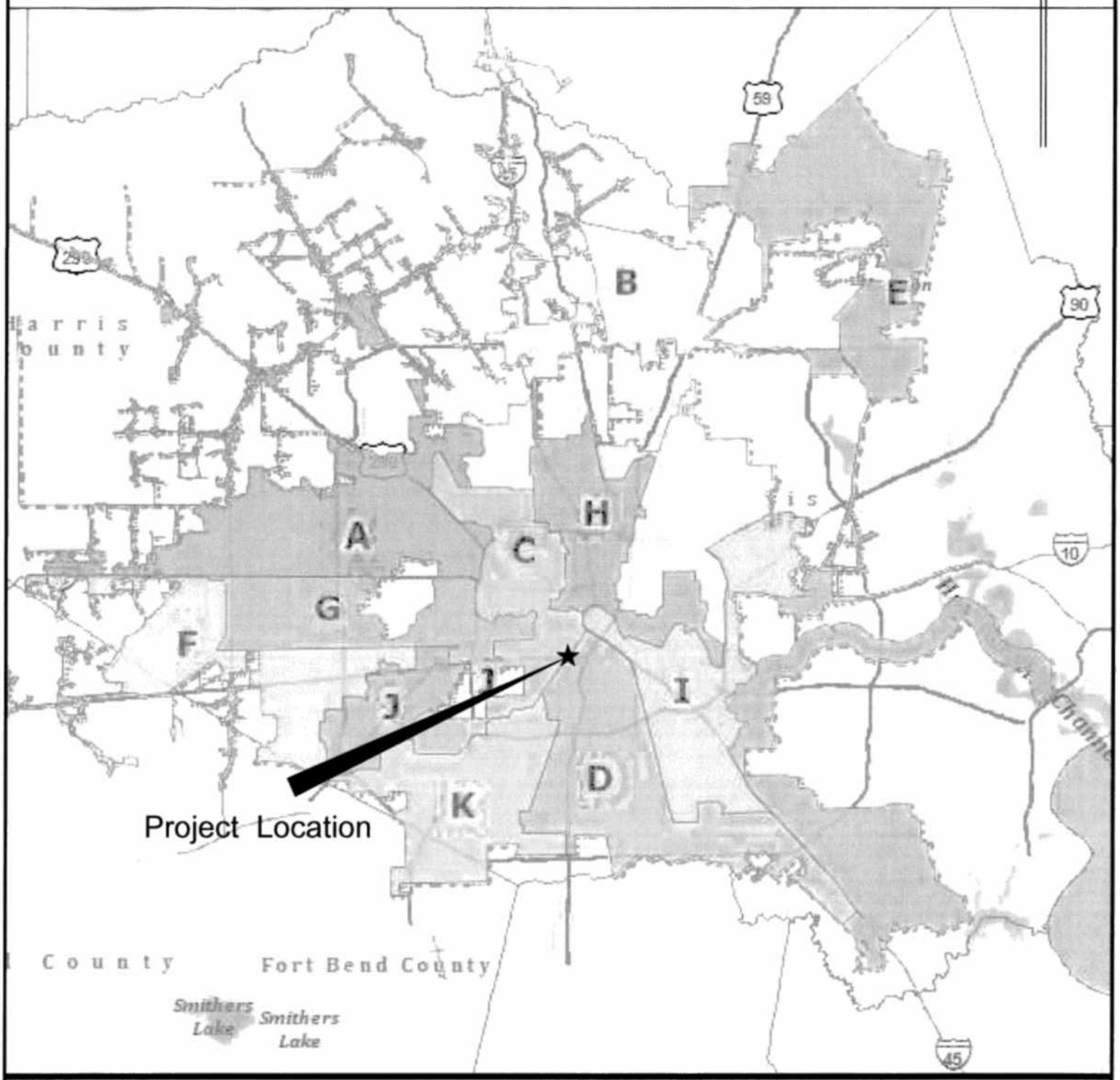


Miller Outdoor Theater Structural Canopy Improvements

6000 Hermann Park Drive
Houston, TX 77030

COUNCIL DISTRICT "D" | WBS No. D-000125-0010-4 | KEYMAP No. 533A

CITY OF HOUSTON
HARRIS COUNTY, TEXAS



Miller Outdoor Theater Structural Canopy Improvements

6000 Hermann Park Drive
Houston, TX 77030

COUNCIL DISTRICT "D" **WBS No. D-000125-0010-4** **KEYMAP No. 533A**

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 12/7/2014

20BAM9527 Sale of +4500-Square-Feet of Excess Fee-Owned Airport Blvd. Right-of-Way Located Within Garden Villas Subdivision

Agenda Item#: 6.

Summary:
RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Jesse Acuna, on behalf of Lily Li, for sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys, Parcel SY15-033 - **DISTRICT I - GALLEGOS**

Background:
SUBJECT: Request for the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. Parcel SY15-033
RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. Parcel SY15-033
SPECIFIC EXPLANATION: Jesse Acuna, 7404 Brace Street, Houston, Texas, 77061, on behalf of Lily Li, requested the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. The applicant plans to utilize the sale parcel for construction of a carport and additional parking for the abutting residential property.

This is Part One of a two-step process in which the applicant will first receive a City Council authorized Motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an Ordinance effecting the sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended:

1. The City sell ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys;

2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;

3. The Legal Department be authorized to prepare the necessary transaction documents; and

4. Inasmuch the value of the property interest is not expected to exceed $50,000.00, that the value be established by staff appraisal, according to City policy.

Contact Information:
Nancy P. Collins
Senior Assistant Director-Real Estate
Phone: (832) 395-3130

ATTACHMENTS:

	Description	Type
	20BAM9527 Sale of +4500-Square-Feet of Excess Fee-Owned Airport Blvd. Right-of-Way Located Within Garden Villas Subdivision - Signed RCA	Signed Cover sheet
	20BAM9527 Sale of +4500-Square-Feet of Excess Fee-Owned Airport Blvd. Right-of-Way Located Within Garden Villas Subdivision Maps	Backup Material

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

SUBJECT: Request for the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. **Parcel SY15-033**	**Page** 1 of 2	**Agenda Item #**
FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Dale A. Rudick, P.E., Director	**Council District affected:** I **Key Map:** 574 G	
For additional information contact: Nancy P. Collins **Phone:** (832) 395-3130 Senior Assistant Director-Real Estate	**Date and identification of prior authorizing Council Action:**	

RECOMMENDATION: (Summary) It is recommended City Council approve a Motion authorizing the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. **Parcel SY15-033**

Amount and Source of Funding: Not Applicable	

SPECIFIC EXPLANATION:

Jesse Acuna, 7404 Brace Street, Houston, Texas, 77061, on behalf of Lily Li, requested the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. The applicant plans to utilize the sale parcel for construction of a carport and additional parking for the abutting residential property.

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1. The City sell ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys;

2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;

p:\bam\sy15-033rc1.doc CUIC #20BAM9527

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**
		Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division

3. The Legal Department be authorized to prepare the necessary transaction documents; and

4. Inasmuch the value of the property interest is not expected to exceed $50,000.00, that the value be established by staff appraisal, according to City policy.

DAR:NPC:bam

c: Marta Crinejo
David Feldman
Terry A. Garrison
Patrick Walsh, P.E.
Jeffrey Weatherford, P.E., PTOE

Request for Council Action
Routing Form

(RCA) **SUBJECT:** Request for the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. **Parcel SY15-033**

(RCA) **RECOMMENDATION:** (Summary) It is recommended City Council approve a Motion authorizing the sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. **Parcel SY15-033**

Council Agenda Date: _____, 2014

(Circle One)	CUIC ID#20BAM9527
Motion Resolution Ordinance	Originator/Prime Author Becky Ambridge Sr. Real Estate Analyst Phone # (832) 395-3121

Routing Order: (Originator/Prime Author specified by name)	Date/time Received	Date/time Transmitted	Comments:
Manager, PW&E William S. Boaz WSB (832) 395-3117	11-24-14	11-24-14	
Senior Assistant Director, PW&E Nancy P. Collins NPC Joint Referral Committee (832) 395-3130	12.1.14	12.1.14	
Resource Management Division, PW&E Mai Pham (832) 395-2615			
Deputy Director, PDS Mark L. Loethen, P.E., CFM, PTOE (832) 395-2705		12/2/2014	
Agenda Coordinator, PW&E Ruth Gonzales RG (832) 395-2458	12-5-14	12.5.14	
Chief of Staff, PW&E Howard Hilliard (832) 395-2518	12.5.14	12.5.14	
Director, PW&E Dale A. Rudick, P.E. DR	12.8.14	12.8.14	
Director, City Council Agenda Marta Crinejo (832) 393-1091			
City Secretary's Office Anna Russell (832) 393-1100			

rcaroute.wpf

PARCEL MAP

SUBJECT: Sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. Parcel SY15-033

CITY OF HOUSTON

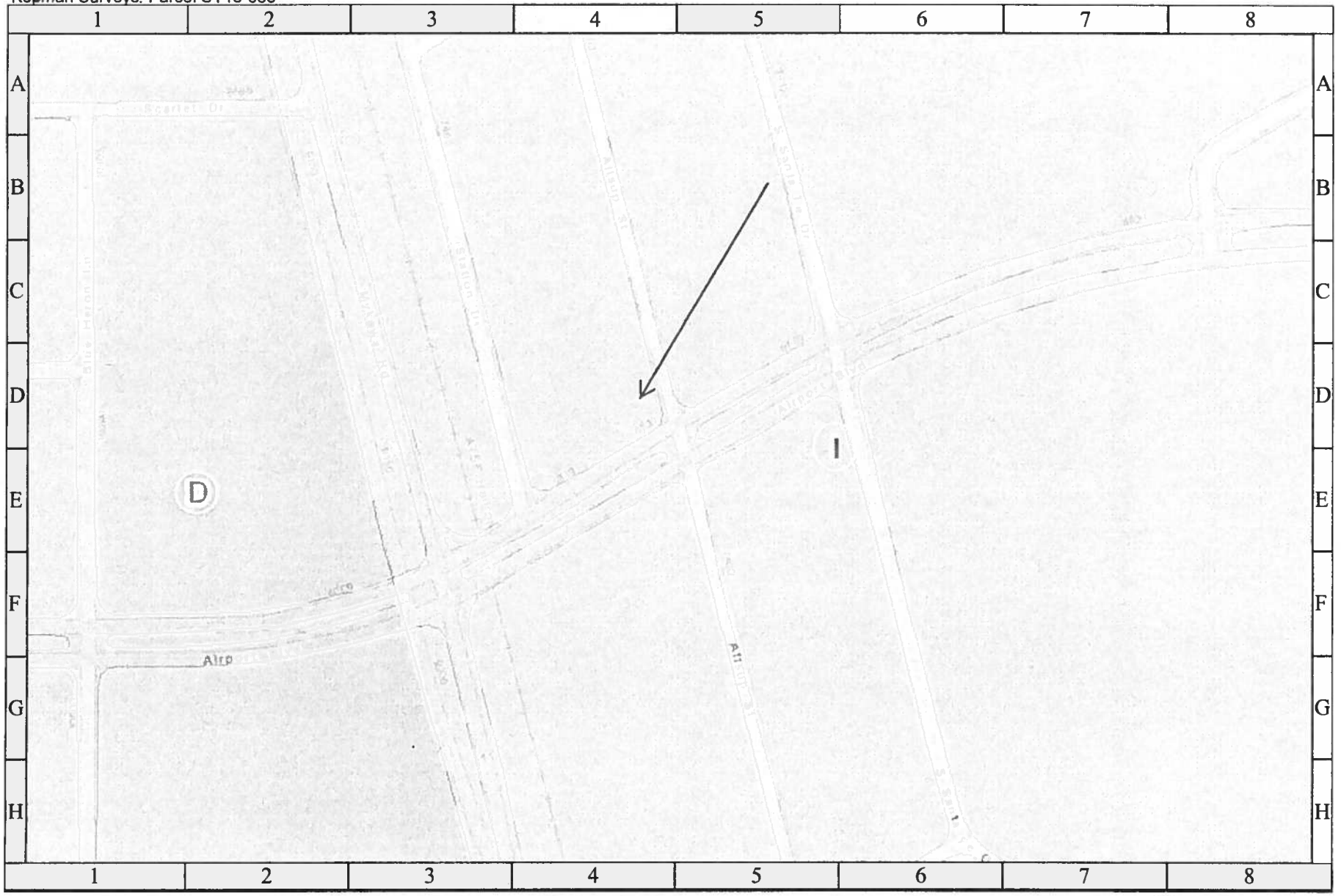
Department of Public Works and Engineering

1 inch = 15 feet **Geographic Information & Management System (GIMS)**

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.
THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.
FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.

Council District I

Subject: Sale of ±4500-square-feet of excess fee-owned Airport Boulevard right-of-way, located within the Garden Villas Subdivision, out of the H. B. Prentiss, Blas Herrera and Joseph Kopman Surveys. Parcel SY15-033



CITY OF HOUSTON
Department of Public Works and Engineering
Geographic Information & Management System (GIMS)

1 inch = 70 feet

DISCLAIMER: THIS MAP REPRESENTS THE BEST INFORMATION AVAILABLE TO THE CITY.
THE CITY DOES NOT WARRANT ITS ACCURACY OR COMPLETENESS.
FIELD VERIFICATIONS SHOULD BE DONE AS NECESSARY.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 11/7/2014

10202 - Purchase of a Self Propelled Atrium Lift - MOTION

Agenda Item#: 7.

Summary:
TRICO EQUIPMENT, INC for a Self-Propelled Atrium Lift for the Houston Airport System $273,100.00 - Enterprise Fund

Background:
The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve an award to Trico Equipment, Inc. on its low bid meeting specificationsin the total amount of $273,100.00 for a self-propelled atrium lift for the Houston Airport System, and that authorization be given to issue a purchase order. The Department's maintenance personnel will use this new battery-powered self-propelled atrium lift to perform tasks requiring a 25 to 30 meter reach to re-lamp interior terminal lighting and maintain other interior areas with a 95-ft. height capacity. The funding for the self-propelled atrium lift is included in the adopted FY 15 Equipment Acquisition Plan.

The bid was advertised in accordance with the requirements of the State of Texas bid laws. Five prospective bidders downloaded the solicitation document from SPD's e-bidding website and four bids were received as outlined below.

Company	Amount
1. Teupen USA, Inc.	$230,113.00 (Did not meet specifications)
2. Teupen USA, Inc.	$252,000.00 (Did not meet specifications)
3. Trico Equipment, Inc.	**$273,100.00**
4. Program Maintenance, Inc.	$286,895.00

This battery-powered self-propelled atrium lift with 95-ft. working height and a 46-ft. outreach capacity will come with a full one year warranty and a 15 to 20 year life expectancy. The new unit will replace a 16 year old platform lift that has exceeded its life expectancy and will be sent to auction for disposition.

Amount of Funding:
$273,100.00 - HAS-AIF Capital Outlay Fund (8012)

Source of Funding:
Enterprise Fund

HAS-AIF Capital Outlay Fund (Fund 8012)

Contact Information:

Justina J. Mann, Assistant Director	HAS	(281) 233-1877
Ray Durousseau, Deputy Assistant Director	SPD	(832) 393-8726
Jeff Meekins, Buyer	SPD	(832) 393-8743

ATTACHMENTS:

Description	Type
RCA 10202 - Trico Equipment, Inc	Signed Cover sheet
OBO Documents	Backup Material
Fair Campaign Ordinance	Backup Material
Form B	Backup Material
Delinquent Tax Report	Backup Material
Bid Tab	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10202**

Subject: Formal Bids Received for a Self-Propelled Atrium Lift for the Houston Airport System S40-N24975	Category # 4	Page 1 of 1	Agenda Item

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Calvin D. Wells City Purchasing Agent Finance Department	October 14, 2014	
DIRECTOR'S SIGNATURE	**Council District(s) affected** B	
For additional information contact: Justina J. Mann **Phone:** (281) 230-8086 Ray DuRousseau **Phone:** (832) 393-8726	**Date and Identification of prior authorizing Council Action:**	

RECOMMENDATION: (Summary)

Approve an award to Trico Equipment, Inc. on its low bid meeting specifications in the total amount of $273,100.00 for a self-propelled atrium lift for the Houston Airport System.

Award Amount: $273,100.00	**Finance Budget**
$273,100.00 - HAS-AIF Capitol Outlay Fund (Fund 8012)	

SPECIFIC EXPLANATION:

The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve an award to Trico Equipment, Inc. on its low bid meeting specifications in the total amount of $273,100.00 for a self-propelled atrium lift for the Houston Airport System, and that authorization be given to issue a purchase order. The Department's maintenance personnel will use this new battery-powered self-propelled atrium lift to perform tasks requiring a 25- to 30-meter reach to re-lamp interior terminal lighting and other interior areas with a 95-ft. height capacity. The funding for the self-propelled atrium lift is included in the adopted FY15 Equipment Acquisition Plan.

The bid was advertised in accordance with the requirements of the State of Texas bid laws. Five prospective bidders downloaded the solicitation document from SPD's e-bidding website and four bids were received as outlined below.

Company	**Amount**
1. Teupen USA, Inc.	$230,113.00 (Did Not Meet Specifications)
2. Teupen USA, Inc.	$252,000.00 (Did Not Meet Specifications)
3. Trico Equipment, Inc.	**$273,100.00**
4. Program Maintenance, Inc.	$286,895.00

This battery-powered self-propelled atrium lift with a 95-ft. working height and a 46-ft. outreach capacity will come with a full one-year warranty and a 15- to 20-year life expectancy. This new unit will replace a 16-year-old platform lift that has exceeded its life expectancy and will be sent to auction for disposition.

Buyer: Jeff Meekins
PR No. 10172944

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

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

CITY OF HOUSTON
INTER OFFICE CORRESPONDENCE

To: Mario C. Diaz
Director
Houston Airports

From: Jason A. McLemore
Deputy Assistant Director
HAS OBO

Date: April 10, 2014

Subject: Request for Approval of 0% Goal to purchase a self-propelled Atrium Lift for HAS

A request for a zero (0%) goal was submitted to HAS/OBO for a procurement of equipment to be used by HAS personnel. Supply Chain Management is requesting the purchase of a self-propelled Atrium Lift. After reviewing the information submitted, this office concurs and recommends a zero goal for this procurement.

The total estimated value of this purchase is $284,506.00.

There are a limited number of manufacturers of a lift that reaches 95ft. Additionally, a search in our COH database found no certified MWBE's that supply this specific equipment. No transportation opportunities are available as this purchase will ship directly to IAH. HAS personnel will be utilizing the atrium lift to change out lighting and other related tasks in the airport terminals.

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, the Houston Airport System is requesting from the Office of Business Opportunity approval of a Zero (0%) goal for the above referenced procurement.

Jason A. McLemore
Deputy Assistant Director
HAS OBO

Read and Approved

5·9·14

For Mario Diaz
Director
Houston Airport System

RECEIVED
6-4-14
JM

Meekins, Jeff - FIN

From: Durousseau, Ray - FIN
Sent: Thursday, November 13, 2014 3:13 PM
To: Evans, Dallas - HAS
Cc: Jones, Les - HAS; Meekins, Jeff - FIN; Farris, Lena - FIN; Shah, Ketan - FIN; Heath, Desiree - FIN
Subject: RE: Atrium Lift

Thank you Dallas,

Note to Jeff – please move forward with the RCA to purchase the Atrium Lift for HAS.

Note to HAS – Please keep this e-mail in the event you get challenged on this issue in the future.

S. Ray DuRousseau, C.P.M.
Deputy Assistant Director
Finance Department
Strategic Procurement Division
Phone: 832.393.8726 Fax: 832.393.8758
Email: ray.durousseau@houstontx.gov

Partnering to better serve Houston

From: Evans, Dallas - HAS
Sent: Thursday, November 13, 2014 2:48 PM
To: Durousseau, Ray - FIN
Cc: Jones, Les - HAS
Subject: FW: Atrium Lift

Ray,

Please review the following email from Marsha Murray, Assistant Director of the Office of Business Opportunity confirming that HAS/OBO is authorized to set contract specific MWSBE and DBE goals and determine whether waivers are appropriate without further review from the City of Houston OBO. Please let me know if this email is sufficient to move forward.

Thanks,

Dallas Evans
SCM/HAS
281-230-8001

From: McLemore, Jason - HAS
Sent: Thursday, November 13, 2014 11:04 AM
To: Evans, Dallas - HAS; Mann, Justina - HAS
Subject: FW: HAS OBO

FYI

Jason A. McLemore

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B, District E

Item Creation Date: 12/10/2014

10316 - Approve the Purchase of Automated Passport Control Kiosks and Support Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Houston Airport System.

Agenda Item#: 8.

Summary:
GCR, INC for Automated Passport Control Kiosks and Support Services from the General Services Administration Schedule 70 contract through the Cooperative Purchasing Program for the Houston Airport System - $1,377,262.00 - Enterprise Fund

Background:
The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve the purchase of forty-five automated passport control kiosks and three years of same business day support services from the General Services Administration (GSA) Schedule 70 contract through the Cooperative Purchasing Program in the total amount of $1,377,262.00 for the Houston Airport System and that authorization be given to issue purchase orders, as necessary, to the GSA contractor, GCR, Inc.

The Houston Airport System seeks to continue enhancing the experience of international travelers arriving in the Houston Airport's facilities. The United States Customs & Border Protection's (CBP) primary objective of the proposed technology is to increase the productivity of its resources by moving much of the routine but necessary data collection duties to the passenger while they wait in queue. Travelers would use Automated Passport Control (APC) Kiosks to submit their customs declarations form and biographic information. The APC Kiosk would then issue a receipt to the passenger. The passenger will then take the passport and receipt to a CBP officer for verification. This program does not require passengers to register in advance; it will be available to U.S., Canadian and eligible Visa Waiver Program international travelers arriving at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport.

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 or Cooperative Purchasing Agreement for this purchase.

MWBE Subcontracting
GCR, Inc. has designated the below-named company as its certified M/WBE subcontractor:

Subcontractor	Type of Work	Dollar Amount	Percentage
Diversified Networking Solutions	Kiosk Manufacturing	$482,041.70	35%

Amount of Funding:
Award Amount: $1,377,262.00

$963,394.00 - HAS - AIF Capital Outlay Fund (8012) - FY15
$ 78,144.00 - HAS Revenue Fund (8001) - FY15
$307,308.00 - HAS - AIF Capital Outlay Fund (8012) - Out Years
$ 28,416.00 - HAS Revenue Fund (8001) - Out Years
$1,377,262.00 - Total

Source of Funding:
Other (Specify)

HAS - AIF Capital Outlay Fund (8012) HAS - Revenue Fund (8001)

Contact Information:
Justina J. Mann HAS 281-230-8086
Ray DuRousseau SPD 832-393-8726
Yesenia Chuca SPD 832-393-8727

ATTACHMENTS:

Description	Type
RCA# 10316 - GCR, Inc.	Signed Cover sheet
OBO Documents	Backup Material
Form A (Fair Campaign Ordinance)	Backup Material
Form B (Fair Campaign Ordinance)	Backup Material
Departmental Sign-Offs	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10316**

Subject: Approve the Purchase of Automated Passport Control Kiosks and Support Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Houston Airport System. S63-N25288	Category # 4	Page 1 of 1	Agenda Item

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Calvin D. Wells City Purchasing Agent Finance Department	December 08, 2014	

DIRECTOR'S SIGNATURE	**Council District(s) affected**
Calvin D Wells	B, E

For additional information contact:		**Date and Identification of prior authorizing Council Action:**
Justina J. Mann	**Phone:** (281) 230-8086	
Ray DuRousseau	**Phone:** (832) 393-8726	

RECOMMENDATION: (Summary)

Approve the purchase of forty-five automated passport control kiosks and support services from the General Services Administration (GSA) Schedule 70 Contract through the Cooperative Purchasing Program in the total amount of $1,377,262.00 for the Houston Airport System.

Award Amount: $1,377,262.00	**Finance Budget**

$963,394.00 - HAS - AIF Capital Outlay Fund (8012) - FY15
$ 78,144.00 - HAS Revenue Fund (8001) - FY15
$307,308.00 - HAS - AIF Capital Outlay Fund (8012) - Out Years
$ 28,416.00 - HAS Revenue Fund (8001) - Out Years
$1,377,262.00 - Total

SPECIFIC EXPLANATION:

The Director of the Houston Airport System and the City Purchasing Agent recommend that City Council approve the purchase of forty-five automated passport control kiosks and three years of same business day support services from the General Services Administration (GSA) Schedule 70 contract through the Cooperative Purchasing Program in the total amount of $1,377,262.00 for the Houston Airport System and that authorization be given to issue purchase orders, as necessary, to the GSA contractor, GCR, Inc.

The Houston Airport System seeks to continue enhancing the experience of international travelers arriving in the Houston Airport's facilities. The United States Customs & Border Protection's (CBP) primary objective of the proposed technology is to increase the productivity of its resources by moving much of the routine but necessary data collection duties to the passenger while they wait in queue. Travelers would use Automated Passport Control (APC) Kiosks to submit their customs declarations form and biographic information. The APC Kiosk would then issue a receipt to the passenger. The passenger will then take the passport and receipt to a CBP officer for verification. This program does not require passengers to register in advance; it will be available to U.S., Canadian and eligible Visa Waiver Program international travelers arriving at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport.

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 or Cooperative Purchasing Agreement for this purchase.

MWBE Subcontracting

GCR, Inc. has designated the below-named company as its certified M/WBE subcontractor:

Subcontractor	**Type of Work**	**Dollar Amount**	**Percentage**
Diversified Networking Solutions	Kiosk Manufacturing	$482,041.70	35%

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/19/2014

10300-Approp Funds for SAP Strategy Mgmt Project - $192,000.00

Agenda Item#: 9.

Summary:
ORDINANCE appropriating $192,000.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation for Professional and Consulting Services supporting the SAP Strategy Management Project for the Houston Information Technology Services Department

Background:
The Chief Information Officer and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of $192,000.00 out of the Equipment Acquisition Consolidated Fund (1800) for professional and consulting services supporting the SAP Strategy Management Project.

Amount of Funding:
$192,000.00 OUT OF THE EQUIPMENT ACQUISITION CONSOLIDATED FUND (1800)

Source of Funding:
Other (Specify)

Equipment Acquisition Consolidated Fund (1800)

Contact Information:

Charles T. Thompson, Director	HITS	832-393-0082
Murdock Smith, Sr. Procurement Specialist	SPD	832-3938725

ATTACHMENTS:

Description	Type
Appropriating RCA#10300	Backup Material
Department approval	Signed Cover sheet

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10300**

Subject: Approve an Appropriating Ordinance	Category # 4	Page 1 of 1	Agenda Item

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Calvin D. Wells City Purchasing Agent Finance Department	November 19, 2014	

DIRECTOR'S SIGNATURE	**Council District(s) affected**
Calvin D Wells	All

For additional information contact:		**Date and Identification of prior authorizing Council Action:**
Charles T. Thompson	**Phone:** (832) 393-0082	
Murdock Smith	**Phone:** (832) 393-8725	

RECOMMENDATION: (Summary)

AN ORDINANCE APPROPRIATING THE SUM OF $192,000.00 OUT OF THE EQUIPMENT ACQUISITION CONSOLIDATED FUND (1800) AS AN ADDITIONAL APPROPRIATION FOR PROFESSIONAL AND CONSULTING SERVICES SUPPORTING THE SAP STRATEGY MANAGEMENT PROJECT FOR THE HOUSTON INFORMATION TECHNOLOGY SERVICES DEPARTMENT

Appropriation Amount: $192,000.00	**Finance Budget**

$192,000.00 - FY15 Equipment Acquisition Consolidated Fund (1800)

SPECIFIC EXPLANATION:

The Chief Information Officer and the City Purchasing Agent recommend that City Council approve an ordinance authorizing the appropriation of $192,000.00 out of the Equipment Acquisition Consolidated Fund (1800) for professional and consulting services supporting the SAP Strategy Management Project.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/19/2014

10300-2 Approve Spending Authority for Professional and Consulting Services Supporting the SAP Strategy Management Project

Agenda Item#: 10.

Summary:
NEOS CONSULTING GROUP, LLC for Professional and Consulting Services Supporting the SAP Strategy Management Project through the Texas Department of Information Resources - Total $334,000.00 - Equipment Acquisition Fund
This item should only be considered after passage of Item 9 above

Background:
The Chief Information Officer and the City Purchasing Agent recommend that City Council approve spending authority to purchase professional and consulting services supporting the SAP Strategy Management Project in an amount not to exceed $334,000.00 through the Texas Department of Information Resources (DIR). Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to DIR's Go-Direct vendor, Neos Consulting Group, LLC; subject to approval and finalization by the City Legal Department of additional terms or other documents as necessary.

The main goal of this project is to plan and implement a Performance Management solution that will allow the City of Houston to publish and monitor initiatives across the organization. SAP Strategy Management (SSM) is applications that will enable the City to monitor the status of initiatives reprioritize and reallocate resources to help ensure optimal performance in the face of changing business conditions. As a performance management tool, SSM will be tailored to the City's requirements supporting the tracking and measuring of our performance against best practices and help identify critical process changes.

The City of Houston requires professional services from Neos Consulting Group, LLC for the duration of the project. Neos Consulting Group, LLC will work with the City to implement the SSM solution and will plan the project, configure the solution and check the activities and progress, but the City of Houston is responsible for revising the estimated project plans and requesting changes to the requirements for the services rendered by Neos Consulting Group, LLC.

PROJECTED COSTS:
SAP SSM is already owned by the City, and the annual maintenance costs are budgeted on a yearly basis.

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 Purchasing Agreement for this purchase.

M/WBE Subcontracting:
The contracts between the Texas Department of Information Resources and its vendors do not require an M/WBE goal; however, Neos Consulting Group, LLC has designated the below company as their City of Houston certified M/WBE subcontractor

Name	Type of Work	Dollar Amount	Percentage
Kelligent LLC	SAP Project Management Staff	$80,160.00	24%

Prior Council Action:
Ordinance No.: 2014-638; Approve by City Council on June 18, 2014

Amount of Funding:
Award Amount: $344,000.00

$192,000.00 - FY15 Equipment Acquisition Consolidated Fund (1800)

$142,000.00 - FY14 Equipment Acquisition Consolidated Fund (1800) –
Previously approve by City Council by Ordinance No.: 2014-638

Source of Funding:
Other (Specify)

Equipment Acquisition Consolidated Fund (1800)

Contact Information:

Charles T. Thompson, Director	HITS	832-393-0082
Murdock Smith, Sr. Procurement Specialist	SPD	832-393-8725

ATTACHMENTS:

Description	Type
RCA#10300-2	Backup Material
Previous Ordinance	Backup Material
Form A (Fair Campaign Ord)	Signed Cover sheet
Form B	Signed Cover sheet
Department Approval	Signed Cover sheet
Tax Report	Signed Cover sheet
OBO Document	Signed Cover sheet

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10300-2**

Subject: Approve Spending Authority to Purchase Professional and Consulting Services Supporting the SAP Strategy Management Project\S17- H25273	Category # 4	Page 1 of 2	Agenda Item

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Calvin D. Wells City Purchasing Agent Finance Department	November 19, 2014	

DIRECTOR'S SIGNATURE	**Council District(s) affected**
	All

For additional information contact:		**Date and Identification of prior authorizing Council Action:**
Charles T. Thompson	**Phone:** (832) 393-0082	Ord: 2014-638; Passed: June 18, 2014
Murdock Smith	**Phone:** (832) 393-8725	

RECOMMENDATION: (Summary)

Approve spending authority to purchase professional and consulting services supporting the SAP Strategy Management Project in an amount not to exceed $334,000.00 through the Texas Department of Information Resources.

Award Amount: $334,000.00 **Finance Budget**

$192,000.00 - FY15 Equipment Acquisition Consolidated Fund (1800)
$142,000.00 - FY14 Equipment Acquisition Consolidated Fund (1800) – Previously approve by City Council
$344,000.00 – Total

SPECIFIC EXPLANATION:

The Chief Information Officer and the City Purchasing Agent recommend that City Council approve spending authority to purchase professional and consulting services supporting the SAP Strategy Management Project in an amount not to exceed $334,000.00 through the Texas Department of Information Resources (DIR). Additionally, it is also recommended that authorization be given to issue purchase orders, as necessary, to DIR's Go-Direct vendor, Neos Consulting Group, LLC; subject to approval and finalization by the City Legal Department of additional terms or other documents as necessary.

The main goal of this project is to plan and implement a Performance Management solution that will allow the City of Houston to publish and monitor initiatives across the organization. SAP Strategy Management (SSM) is applications that will enable the City to monitor the status of initiatives reprioritize and reallocate resources to help ensure optimal performance in the face of changing business conditions. As a performance management tool, SSM will be tailored to the City's requirements supporting the tracking and measuring of our performance against best practices and help identify critical process changes.

The City of Houston requires professional services from Neos Consulting Group, LLC for the duration of the project. Neos Consulting Group, LLC will work with the City to implement the SSM solution and will plan the project, configure the solution and check the activities and progress, but the City of Houston is responsible for revising the estimated project plans and requesting changes to the requirements for the services rendered by Neos Consulting Group, LLC.

PROJECTED COSTS:

SAP SSM is already owned by the City, and the annual maintenance costs are budgeted on a yearly basis.

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 Purchasing Agreement for this purchase.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

M/WBE Subcontracting:

The contracts between the Texas Department of Information Resources and its vendors do not require an M/WBE goal; however, Neos Consulting Group, LLC has designated the below company as their City of Houston certified M/WBE subcontractor

Name	Type of Work	Dollar Amount	Percentage
Kelligent LLC	SAP Project Management Staff	$80,160.00	24%

Controller's Office

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

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

( ) **Funds have been encumbered out of funds previously appropriated for such purpose.**

( ) **Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.**

( ) **Funds will be available out of current or general revenue prior to the maturity of any such obligation.**

( ) **No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.**

( ) **The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.**

(X) **A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.**

( ) **Other - Grant Funds Available**

Date: 6-17, 2014 Ronald C. [illegible] **City Controller of the City of Houston, Texas**

FUND REF: 1800-6800-520900 **AMOUNT:** $142,000.00 **ENCUMB. NO.:** 3-3342

PMBB# 4-3489

City of Houston, Texas Ordinance No. 2014-638

AN ORDINANCE APPROPRIATING THE SUM OF $142,000.00 OUT OF THE EQUIPMENT ACQUISITION CONSOLIDATED FUND FOR PROFESSIONAL SERVICES SUPPORTING THE SAP STRATEGY MANAGEMENT PROJECT FOR HOUSTON INFORMATION TECHNOLOGY SERVICES; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council hereby appropriates the sum of money set out in the title of this Ordinance out of the funds set out in such title for the purpose set out thereunder.

Section 2. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such undertaking described in the title of this ordinance, in the event of changed circumstances.

Section 3. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said undertaking without further authorization from Council.

Section 4. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 18th **day of** June **, 2014.**

APPROVED this _____ day of _____, 2014.

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is JUN 2 4 2014.

_____
City Secretary

(Prepared by Legal Dept. _____
(FDL:fdl 06.11.14) Sr. Assistant City Attorney
(Requested by Charles T. Thompson, Chief Information Officer, Houston Information Technology Services Department)
(L.D. File No. 0451400023001)

\\XI04FSERV03\Groups\CONTRACT\FDL\ASSIGNED\SAP STRATEGY MANAGEMENT PROJECT APPROPRIATION\Ordinance.doc

CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE: JUN 2 4 2014

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of **$142,000.00** required for the appropriation referenced in the title of this ordinance, do hereby certify as follows:

To the extent that the **$142,000.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the General Obligation Commercial Paper Program, Series E, Ordinance No. 2002-1122.

Ronald C. Green

City Controller

Equip1800

AYE	NO	
✓		**MAYOR PARKER**
••••	••••	**COUNCIL MEMBERS**
✓		STARDIG
✓		DAVIS
✓		COHEN
✓		BOYKINS
✓		MARTIN
✓		NGUYEN
✓		PENNINGTON
✓		GONZALEZ
✓		GALLEGOS
✓		LASTER
✓		GREEN
✓		COSTELLO
✓		ROBINSON
✓		KUBOSH
✓		BRADFORD
✓		CHRISTIE
CAPTION	ADOPTED	

MAY 017 Rev. 01/14

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

10301 - Purchase of Armored Vehicle - MOTION

Agenda Item#: 11.

Summary:
TEXTRON LAND & MARINE SYSTEMS for a Replacement of a Custom Designed Armored Vehicle for the Houston Police Department - $479,452.00 - Grant Fund

Background:
The Director of the Fleet Management Department and the City Purchasing Agent recommend that City Council approve the sole source purchase of an armored vehicle from Textron Land & Marine Systems in the amount of $479,452.00 for the Houston Police Department, and that authorization be given to issue a purchase order. The armored vehicle will be used to support SWAT personnel when responding to armed/ barricaded suspects and other high risk incidents.
Textron Systems Marine & Land Systems is the manufacturer, patent holder, and sole distributor of this vehicle in the United States.
This purchase will consist of a custom-designed armored security vehicle mounted with a hydraulic articulating battering arm to be used to breech barricades and structures when deemed necessary. This vehicle will have a full one-year warranty or three thousand (3,000) miles and have a life expectancy of seven to ten years.
Currently, there are no comparable units of this type in the Houston Police Department's fleet inventory.
This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) "a procurement of items that are available from only one source" of the Texas Local Government Code for exempted procurements.

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.

Amount of Funding:
$479,452.00

Source of Funding:
Grant Fund

Federal State Local Pass Through Fund

Contact Information:

Kenneth Hoglund, Director	FMD	832-393-6901
Ray DuRousseau, DAD	SPD	832-393-8726
Clifton Journet	HPD	713-308-1779
Lena Farris	SPD	832-393-8729

ATTACHMENTS:

	Description	Type
	10301 - Purchase of Armored Vehicle - RCA	Signed Cover sheet
	Fact Sheet	Backup Material
	OBO Documents	Backup Material
	10301 - Purchase of Armored Vehicle - DEPARTMENT SIGNOFF	Backup Material
	Form A	Backup Material
	Form B	Backup Material
	Affidavit of Ownership	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10301**

Subject: Sole Source Purchase of custom-designed Armored Security Vehicle for the Houston Police Department to replace a 1992 Dragoon Patroller armored personnel vehicle / S38-N25084	Category # 4	Page 1 of 1	Agenda Item

FROM (Department or other point of origin): Calvin D. Wells, City Purchasing Agent, Finance Department	**Origination Date** December 12, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE Calvin D. Wells	**Council District(s) affected** All	
For additional information contact: Joseph A. Fenninger, HPD CFO & Deputy Director **Phone:** (713) 308-1770; Ray DuRousseau **Phone:** (832) 393-8726	**Date and Identification of prior authorizing Council Action:**	

RECOMMENDATION: (Summary)

Approve the sole source purchase of a custom-designed armored security vehicle from Textron Systems Marine & Land Systems in the amount of $479,452.00 for the Houston Police Department that will replace a 1992 Dragoon Patroller armored personnel vehicle.

Award Amount: $479,452.00	**Finance Budget**
$479,452.00 - Federal State Local Pass Through Fund (Fund 5030)	

SPECIFIC EXPLANATION:

The Director of the Fleet Management Department and the City Purchasing Agent recommend that City Council approve the sole source purchase of an armored security vehicle from Textron Land & Marine Systems ("Textron") in the amount of $479,452.00 for the Houston Police Department, and that authorization be given to issue a purchase order.

The Textron armored security vehicle will be conservatively deployed by the HPD SWAT Detail for tactical operations and special threat situations when there is an armed suspect or a heavily fortified residence/building. The vehicle is vital to ensure officers' safety and enhances the SWAT Detail's capabilities during tactical operations in hostile environments. The armored security vehicle will have a full one-year/3,000 mile warranty with a life expectancy of seven to ten years.

The Textron armored security vehicle will be equipped with a hydraulic articulating extendable arm for breeching barricades and structures, and provides increased ballistic protection compared to the 1992 Dragoon Patroller which has outdated armor and technology, no IED protection, and a 4-cylinder diesel engine that is no longer manufactured. The Textron armored security vehicle will replace the 1992 Dragoon Patroller armored personnel vehicle that is currently in service (for 22 years) with HPD's SWAT Detail.

Textron Systems Marine & Land Systems is the sole United States manufacturer, patent holder and distributor of this custom-designed, armored security vehicle.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) "a procurement of items that are available from only one source" of the Texas Local Government Code for exempted procurements.

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.

Attachment: MWBE-Zero-Percent Goal Document approved by the Office of Business Opportunity

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

Fact Summary regarding RCA for Sole Source SWAT Vehicle Purchase

The Tactical Operations Division SWAT Detail requested a new Armored Personnel Vehicle (Textron Commando Armored Security Vehicle) to replace the 1992 Dragoon Patroller Armored Personnel Vehicle that is currently in use. Both vehicles are similar in design and have a hydraulic articulating breaching ram. The Textron Commando will have enhanced ballistic protection (Level IV protection from direct/indirect weapons, and IEDs from all sides) over the older Dragoon Patroller (outdated armor and technology, no IED protection, 4 cylinder diesel, engine no longer manufactured).

SWAT has had a vehicle of this type in service for 22 years and it has served the Detail well. The vehicle is conservatively used for tactical operations and special threat situations where there is an armed suspect or a heavily fortified residence/building. The vehicle is paramount to officers' safety and enhances the Detail's capabilities during tactical operations in hostile environments. It has protected the lives of officers that have been shot at, some from large caliber rifle fire, during tactical operations. The City of Houston Police Department has a Type 1 SWAT Team rating under the US Department of Homeland Security. A required capability of a Type 1 SWAT Team rating is having an armored personnel vehicle.

Primary uses of vehicle when dealing with armed suspects and fortified residences/buildings:

- Provide ballistic protection for a React Team position.
- Provides ballistic protection while transporting SWAT/HNT personnel and equipment around a scene.
- Rescue operations and to evacuate citizens in hostile environments.
- Required to safely transport personnel off road or around/over obstacles.
- Breaching fortified locations on special threat situations and certain high risk warrant executions. Having this capability is extremely important to officers' safety. A lot of fortified residences/buildings have surveillance cameras that compromise officer positions during tactical operations.
- Provide ballistic protection for an Entry Team into a residence/building.

Other uses of vehicle:

- Provide ballistic, blast, and CBRNE protection for SWAT personnel during armed suspect/terrorist engagements.
- WMD incidents.
- Active Shooter incidents.
- Transportation during natural disasters when public roads are impassable for law enforcement and rescue operations (floods and hurricanes).
- Vehicle is a regional asset that can be used by other SWAT teams.

Attachments:

1. Photo of SWAT's 1992 Dragoon Patroller.

Picture of old AV that has been in use for over 2 decades:

CITY OF HOUSTON
OFFICE of BUSINESS OPPORTUNITY

Goal Modification Request Form

RECEIVED
JUN 10 2014
OBO

To: Assistant Director
Office of Business Opportunity

Solicitation Number: 10188632

Estimated Dollar Amount: $ 500,000.00

From: Tim Crabb/Senior Contract Administrator
Requestor's Name/Title
Police
Department

Type of Solicitation: Bid ■ Proposal ☐ Other ☐

Name and Intent of this Solicitation: Procurement of armored 5KXD vehicle with winch and breaching arm funded by a Homeland Security grant source for the HPD SWAT Division.

PREVIOUS CONTRACT (if any): Yes ◯ No ◯

Goal on Last Contract: _____ Was Goal Met: Yes ◯ No ◯

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

Why wasn't goal achieved: _____

PLEASE SELECT THE TYPE OF GOAL MODIFICATION REQUESTED FROM THE OPTIONS BELOW ***(Waiver, Reduced Goal, Goal Revision After Advertisement, OR Cooperative or Inter-Local Agreement)***

WAIVER

I am requesting a ***waiver*** of the MWBE Goal: Yes ◉ No ◯

Reason for waiver:

◯ A public or administrative emergency exists which requires the goods or services to be provided with unusual immediacy;

◉ The service or goods requested are of such a specialized, technical or unique nature as to require the City department to be able to select its contractor without application of MWSBE provisions (such as contracts for expert witnesses, certain financial advisors or technical consultants);

◯ If application of MWSBE provisions would impose an unwarranted economic burden or risk on the City or unduly delay acquisition of the goods or services, or would otherwise not be in the best interest of the City; or

◯ If the possible MWSBE participation level based on MWSBE availability would produce negligible MWSBE participation.

◯ Other: _____

Detailed Explanation of waiver reason: Purchasing of an Armored Vehicle for HPD SWAT will be direct shipped with no opportunity for MWBE participation.

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

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 Setting Worksheet and submit with this form.*

GOAL REVISION AFTER ADVERTISEMENT

I am requesting a ***revision*** of the MWBE Goal: Yes ◯ No ◯

Original Goal: _____ New Proposed Goal: _____

Advertisement Date: _____ Number of Solicitations Received: ___ Estimated Dollar Amount: $ _____

Detailed reason for request: _____

COOPERATIVE OR INTER-LOCAL AGREEMENT

Is this a Cooperative/Inter-Local Purchasing Agreement? Yes ◯ No ◯ Goal Requested: _____

If yes, what type: _____ Yes ◯ No ◯

Did Department explore opportunities for using certified firms? Yes ◯ No ◯ N/A ◯

If no, please explain why not: _____

Concurrence:

Department Initiator — Date: 6-10-14

Department Director or Designee — Date: 6-10-14

Approved by:

OBO Assistant Director or Designee — Date: 6/13/14 (And Direct Shipped)

OBO Tracking #: W-181

OBO Reason: Drop - Shipment

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/6/2014

10280-Equipment, Caterpillar Engine Replacement Parts & Repair Services- MOTION

Agenda Item#: 12.

Summary:
AMEND MOTION #2010-153, **3/24/10**, **TO EXTEND** the expiration date from March 30, 2015 to March 29, 2016, for Equipment, Caterpillar Engine Replacement Parts and Repair Services for Various Departments, awarded to **MUSTANG MACHINERY COMPANY LTD. dba MUSTANG CAT**

Background:
The City Purchasing Agent recommends that City Council amend Council Motion No. 2010-0153 to extend the expiration date for equipment Caterpillar engine replacement parts and repair services awarded to Mustang Machinery Company Ltd. Dba Mustang Cat from March 30, 2015 to March 29, 2016 with no additional spending authority required.

This award began March 30, 2010 for a 60-month period in an amount not to exceed $745,933.84. Expenditures as of November 6, 2014 totaled $446,225.35. This amendment will extend the term of the award at the original bid date price with no additional spending authority required. All other terms and conditions shall remain as originally approved by City Council.

This award consists of one price list for new replacement parts; which includes but are not limited to upper gasket kits, fuel injectors, fuel pumps, adapters and buckets. This award also includes a $400,866.75 labor component for repair services that cannot be performed by City personnel.

Hire Houston First
This procurement is exempt from the City's Hire Houston First Ordinance. Bids were solicited prior to the passing of the ordinance by City Council in September 2011.

Prior Council Action:
Council Motion: 2010-0153 Passed, March 24, 2010

Amount of Funding:
No additional Spending Authority Required.

Contact Information:

Kenneth Hoglund,	FMD	832-393-6901
Desiree Heath,	SPD	832-393-8742
Tywana Rhone,	SPD	832-393-8754

ATTACHMENTS:

Description	Type
RCA#10280	Signed Cover sheet
OBO Documents	Backup Material
Prior Council Action	Backup Material
Delinquent Tax Report	Backup Material
Department Approval	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10280**

Subject: Amend Council Motion No. 2010-0153, Passed March 24, 2010 for Equipment, Caterpillar Engine Replacement Parts and Repair Services for Various Departments S06-S23551-A1	Category # 4	Page 1 of 1	Agenda Item

FROM (Department or other point of origin): Calvin D. Wells, City Purchasing Agent, Finance Department	**Origination Date** November 07, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE Calvin D Wells	**Council District(s) affected** All	
For additional information contact: Kenneth Hoglund **Phone:** (832) 393-6901; Desiree Heath **Phone:** (832) 393-8742	**Date and Identification of prior authorizing Council Action:** CM#2010-0153,Passed 3/24/10	

RECOMMENDATION: (Summary)

Amend Council Motion No. 2010-0153, passed March 24, 2010 to extend the expiration date for equipment Caterpillar engine replacement parts and repair services from March 30, 2015 to March 29, 2016 with no additional spending authority required.

No Additional Spending Authority Required	**Finance Budget**

SPECIFIC EXPLANATION:

The City Purchasing Agent recommends that City Council amend Council Motion No. 2010-0153 to extend the expiration date for equipment Caterpillar engine replacement parts and repair services awarded to Mustang Machinery Company Ltd. dba Mustang Cat from March 30, 2015 to March 29, 2016 with no additional spending authority required.

This award began March 30, 2010 for a 60-month period in an amount not to exceed $745,933.84. Expenditures as of November 6, 2014 totaled $446,225.35. This amendment will extend the term of the award at the original bid date price with no additional spending authority required. All other terms and conditions shall remain as originally approved by City Council.

This award consists of one price list for new replacement parts; which includes but are not limited to, upper gasket kits, fuel injectors, fuel pumps, adapters and buckets. This award also includes a $400,866.75 labor component for repair services that cannot be performed by City personnel.

Hire Houston First

This procurement is exempt from the City's Hire Houston First Ordinance. Bids were solicited prior to the passing of the ordinance by City Council in September 2011.

Buyer: Tywana Rhone

Attachment: MWBE zero percentage goal-document approved by the Office of Business Opportunity

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

CITY OF HOUSTON — Interoffice

Administration & Regulatory Affairs Department
Strategic Purchasing Division (SPD)

Correspondence

To: Kevin M. Coleman, C.P.M.
Assistant Purchasing Agent

From: Tywana Rhone

Date: November 19, 2009

Subject: MWBE Participation Form

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

I am **requesting** a MWBE goal below 11% (To be completed by SPD, and prior to advertisement): Yes ☒ No ☐ 0%

I am requesting a **revision** of the MWBE Goal: Yes ☐ No ☒ Original Goal: _____ New Goal: _____

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

Solicitation Number: S06-S23439/23551 Estimated Dollar Amount: $645,933.84

Anticipated Advertisement Date: 12/3/2009 Solicitation Due Date: 12/17/2009

Goal On Last Contract: 0 Was Goal met: Yes ☒ No ☐

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

Name and Intent of this Solicitation:
Purchase captive replacement parts and service for Caterpillar engines for various departments.

Rationale for requesting a Waiver or Revision (Zero percent goal or revision after advertisement):
(To be completed by SPD)

Most parts are shipped direct to the City with the exception of stock items on inventory. Other items are picked up by City of Houston personnel. There is only one authorized distributor for parts and service of Caterpillar equipment in the Houston area. Only a Caterpillar authorized mechanic can work on this equipment. See attached

Concurrence:

Tywana L. Rhone
SPD Initiator

Deneece R Heath
Division Manager

Robert A Gallegos
Robert Gallegos, Deputy Assistant Director
*Affirmative Action

Kevin M. Coleman, C.P.M.
Assistant Purchasing Agent

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

RECEIVED
NOV 20 2009
City of Houst
Affirmative Action

File location: http://choice.cityofhouston.net/spd/forms/MWBE_form.doc

REVISED: 03/20/2008

CORPORATE OFFICE
12800 Northwest Freeway (77040)
P. O. Box 1373, Houston, Texas 77251-1373
Main Office 713-460-2000

November 17, 2009

Tywana Rhone
Strategic Purchasing
901 Bagby, City Hall, Suite B200
Houston, TX 77002

Reference: Caterpillar Engine/Tractor Parts & Service

Ms. Rhone,

Mustang Cat is the sole, authorized Caterpillar Parts/Service/Sales/Tool distributor in southeast Texas including the counties of Angelina, Austin, Brazoria, Brazos, Burleson, Chambers, Colorado, Fayette, Fort Bend, Galveston, Grimes, Hardin, Harris, Houston, Jackson, Jasper, Jefferson, Lavaca, Leon, Liberty, Madison, Matagorda, Newton, Orange, Polk, Sabine, San Augustine, San Jacinto, Trinity, Tyler, Walker, Waller, Washington and Wharton.

We'd like to acknowledge that as part of our existing contract with the City of Houston, Mustang Cat does offer delivery FOB to the City end-destination location. However, we also do acknowledge that at times, due to time constraints, the City of Houston will opt to pick-up from our facility(s) to meet deadlines for the immediate demand of equipment repair.

If you need any further information please feel free to call me @ 713-329-7705.

Sincerely,

Robert Mercado
Inside Parts Sales Manager
Mustang Cat

RM/gk

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District C

Item Creation Date: 12/8/2014

25RB162-Purchase and Sale Agreement - Fire Museum

Agenda Item#: 13.

Summary:
ORDINANCE authorizing Purchase and Sale Agreement between the City of Houston (Seller), and **HOUSTON FIRE MUSEUM, INC,** Purchaser, for the sale of certain premises located at 2403 Milam Street, Houston, Texas for the Houston Fire Department, Houston, Texas, (Parcels SY15-003A and B) for $597,000.00; canceling a Lease Agreement and approving a Development Agreement and related documents **DISTRICT C - COHEN**

Background:
SPECIFIC EXPLANATION: On August 13, 2014, Motion No. 2014-0799, City Council declared Parcels SY15-003 A and B, the property known as the Houston Fire Museum at the Historic 1899 Houston Fire Station No. 7, located at 2403 Milam Street, surplus and available for sale. The property consists of 9,945 square feet of land and building.

Houston Fire Museum, Inc. (HFM), a Texas nonprofit corporation, desires to purchase the property for $597,000.00. HFM has leased the facility since July 26, 1996 and will enter into a Development Agreement that provides for the continued use of the facility as a Fire Museum open for public viewing. HFM shall own and operate the facility for a period of at least 20 years after the date of the Deed and any renovation of the building must comply with the requirements of its designation as a Protected Landmark. In the event that HFM fails to comply with the restrictive covenants contained in the Development Agreement, the property may revert to the City.

This sale is in accordance with Section 272.001(b) (4) of the Texas Local Government Code, which permits a political subdivision to sell real property to an independent foundation for development, and is subject to the City's billboard restrictions; historic landmark restrictions; all easements and public utilities; and the applicable covenants, conditions and restrictions.

Therefore, the General Services Department recommends approval of a Purchase and Sale Agreement with HFM for the above-described property for a purchase price of $597,000.00, which represents the appraised fair market value. It is further recommended that City Council authorize the Mayor to execute and the City Secretary to attest a Special Warranty Deed conveying the property to HFM.

The net sale proceeds will be directed to the Historic Preservation Fund.

Prior Council Action:
Motion No. 2014-0799; August 13,2014

Amount of Funding:
Revenue

Contact Information:
Jacquelyn L. Nisby Phone: 832-393-8023

ATTACHMENTS:

Description	Type
Final Approved RCA - PSA Houston Fire Museum	Signed Cover sheet
Ordinance - Fire Museum PSA	Ordinance/Resolution/Motion
Ordinance Exhibit 1 of 2 - Fire Museum PSA - Final	Ordinance/Resolution/Motion
Ordinance Exhibit 2 of 2 - Fire Museum PSA - Final	Ordinance/Resolution/Motion
Map for 2403 Milam St - Hou.Fire.Museum.	Backup Material
RCA Summary - Houston Fire Museum Sale	Backup Material

Motion# 2014-0799 Houston Fire Museum	Backup Material
Final Approved PSA Houston Fire Museum	Contract/Exhibit
Purchase and Sale Agreement - Fire Museum	Contract/Exhibit
Deed - Fire Museum 12-04-2010	Contract/Exhibit
Development Agreement - Fire Museum 12-04-2014	Contract/Exhibit
Bill of Sale - Fire Museum Equipment 12-04-2014	Contract/Exhibit

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

SUBJECT: Purchase and Sale Agreement between the City of Houston (Seller) and Houston Fire Museum, Inc. (Buyer) for the sale of approximately 9,945 square feet of land located at 2403 Milam Street, Houston, Harris County, Texas **(Parcels SY15-003 A and B)** for the Houston Fire Department		**Page** 1 of 1	**Agenda Item**
FROM (Department or other point of origin): General Services Department	**Origination Date**	**Agenda Date**	
DIRECTOR'S SIGNATURE: Scott Minnix 9/3/14	**Council District affected:** C		
For additional information contact: Jacquelyn L. Nisby **Phone:** 832-393-8023	**Date and identification of prior authorizing Council action:** Motion No. 2014-0799; August 13, 2014		

RECOMMENDATION: Approve and authorize a Purchase and Sale Agreement between the City of Houston (Seller) and Houston Fire Museum, Inc. (Buyer) for the sale of approximately 9,945 square feet of land located at 2403 Milam Street, Houston, Harris County, Texas (**Parcels SY15-003 A and B**) for a purchase price of $597,000.00 for the Houston Fire Department.

Amount and Source Of Funding: Revenue	**Finance Budget:**

SPECIFIC EXPLANATION: On August 13, 2014, Motion No. 2014-0799, City Council declared **Parcels SY15-003 A and B**, the property known as the Houston Fire Museum at the Historic 1899 Houston Fire Station No. 7, located at 2403 Milam Street, surplus and available for sale. The property consists of 9,945 square feet of land and building.

Houston Fire Museum, Inc. (HFM), a Texas nonprofit corporation, desires to purchase the property for $597,000.00. HFM has leased the facility since July 26, 1996 and will enter into a Development Agreement that provides for the continued use of the facility as a Fire Museum open for public viewing. HFM shall own and operate the facility for a period of at least 20 years after the date of the Deed and any renovation of the building must comply with the requirements of its designation as a Protected Landmark. In the event that HFM fails to comply with the restrictive covenants contained in the Development Agreement, the property may revert to the City.

This sale is in accordance with Section 272.001(b) (4) of the Texas Local Government Code, which permits a political subdivision to sell real property to an independent foundation for development, and is subject to the City's billboard restrictions; historic landmark restrictions; all easements and public utilities; and the applicable covenants, conditions and restrictions.

Therefore, the General Services Department recommends approval of a Purchase and Sale Agreement with HFM for the above-described property for a purchase price of $597,000.00, which represents the appraised fair market value. It is further recommended that City Council authorize the Mayor to execute and the City Secretary to attest a Special Warranty Deed conveying the property to HFM.

The net sale proceeds will be directed to the Historic Preservation Fund.

SM:HB:JLN:RB:npb

xc: Marta Crinejo, Anna Russell, Jacquelyn L. Nisby and Mark Donovan

REQUIRED AUTHORIZATION CUIC ID# 25 RB 162

General Services Department:		**Houston Fire Department:**
Humberto Bautista, P.E. Assistant Director		Terry A. Garrison Chief

F&A 011.A Rev. 3/940

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/11/2014

10298 - Houston Arts and Cultural Plan

Agenda Item#: 14.

Summary:
ORDINANCE awarding contract between the City of Houston and the **CULTURAL PLANNING GROUP** for the Houston Arts and Cultural Plan; providing a maximum contract amount $174,860.00 - General Fund (Funded by Hotel Occupancy Tax Funds)

Background:
The Mayor's Office and the City Purchasing Agent recommend that City Council approve an ordinance awarding a one-year contract to The Cultural Planning Group (CPG) in an amount not to exceed $174,860.00 for strategic and planning services to develop the Houston Arts and Cultural Plan. The Arts & Cultural Plan is being done in coordination with the General Plan initiative of the Planning & Development Department. Funding for this contract will be provided via the portion of Hotel Occupancy Taxes the City receives to support the arts.

The purpose of this contract is to provide expertise and assistance to the Mayor's Office of Cultural Affairs in creating a Houston Arts and Cultural Plan for the City of Houston. This contract is complimentary to the General Plan Process and will benefit Houston by doing the following:

- Leveraging the City's vast cultural assets to enhance everyday life throughout the city and further the development and economic impact of Houston as a global arts center and cultural destination of choice for current and future residents and visitors;
- Guiding City resources and activities and identify how the City can best assist and leverage efforts by City Departments, outside agencies and regional partners;
- Creating a common vision with coordinated implementation strategies, which are integrated with the overall City's vision of a General Plan;
- Engaging the community in a robust public input process through meetings, events and extensive online tools.

The Houston Arts and Cultural Plan (Plan) will assist with the creation of a common framework for all City planning efforts. The Plan will be a practical approach that will help guide City resources and activities and identify how the City can best assist and leverage efforts by City Departments, outside agencies and regional partners. In order to ensure the Plan reflects the preferences of the community, the process to develop the Plan will incorporate significant opportunities for public engagement.

This contract will consist of four tasks as follows:

Task	Description
1.	Prepare a summary of place (Houston's conditions, context, values and identity);
2.	Analysis of existing City of Houston strategies;
3.	Performance indicators; and
4.	Implementation strategy

Tasks may be modified during the process, by change order, if needed. The scope of work requires The CPG to provide all personnel, management, supervision, labor, materials, equipment, parts, transportation and incidentals necessary to assist staff in developing the Houston Arts and Cultural Plan.

A Request for Proposal (RFP) for these services was advertised in accordance with the requirements of the State of Texas bid laws. Fifteen prospective proposers downloaded the solicitation document from SPD's e-bidding website. Proposals were received from three companies: The Cultural Planning Group, Lord Cultural Resources and Asakura Robinson Company, LLC. The evaluation committee consisted of evaluators from various departments and the proposals were evaluated based upon the following criteria:

- Responsiveness;
- Qualifications and experience as evidenced by projects of similar scope;
- Qualifications and experience of key personnel assigned as evidenced by their credentials and roles in similar projects;
- Proposed strategy and approach to perform the services required;
- Demonstrates Understanding of unique planning considerations in the City of Houston and the Houston Metropolitan Area;
- Ability to analyze large quantities of data and information and present relevant findings in a non-technical way;
- Level of MWBE Participation;
- Availability to start work in mid-November 2014; and
- Price

The CPG received the highest overall score.

M/WBE Subcontracting:
This RFP was issued as a goal oriented contract with an 11% M/WBE participation level. The CPG has designated the following company as its certified M/WBE subcontractor:

Company	Type of Work	Amount	Percentage
Outreach Strategist LLC	Community Outreach	$19,237.60	11%

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

Hire Houston First:
The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor does not meet the requirements of Hire Houston First.

Amount of Funding:
$174,860.00 - General Fund (1000)
Houston Occupancy Tax (HOT) Arts Funding

Source of Funding:
General Fund

Contact Information:

Conley Jackson	SPD	Phone: (832) 393-8733
Minnette Boesel	Mayor's Office	Phone: (832) 393-1097

ATTACHMENTS:

Description	Type
RCA	Signed Cover sheet
Forma A (Fair Campaign Ord)	Signed Cover sheet
Form B	Signed Cover sheet

	Department Approval	Signed Cover sheet
	Pay or Play	Signed Cover sheet
	10298 - Houston Arts and Cultural Plan -ORDINANCE	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10298**

Subject: Approve an Ordinance Awarding a Contract to the Best Respondent for the Houston Arts and Cultural Plan for the Mayor's Office/S33-T25107	Category # 4	Page 1 of 2	Agenda Item

FROM (Department or other point of origin): Calvin D. Wells, City Purchasing Agent, Finance Department	**Origination Date** December 10, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE	**Council District(s) affected** All	
For additional information contact: Conley Jackson **Phone:** (832) 393-8733; Minnette Boesel **Phone:** (832) 393-1097	**Date and Identification of prior authorizing Council Action:**	

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract the between the City of Houston and the Cultural Planning Group in an amount not to exceed $174,860.00 for Houston Arts and Cultural Plan.

Maximum Contract Amount: $174,860.00	**Finance Budget**

$174,860.00 - General Fund (1000)
Houston Occupancy Tax (HOT) Arts Funding

SPECIFIC EXPLANATION:

The Mayor's Office and the City Purchasing Agent recommend that City Council approve an ordinance awarding a one-year contract to The Cultural Planning Group (CPG) in an amount not to exceed $174,860.00 for strategic and planning services to develop the Houston Arts and Cultural Plan. The Arts & Cultural Plan is being done in coordination with the General Plan initiative of the Planning & Development Department. Funding for this contract will be provided via the portion of Hotel Occupancy Taxes the City receives to support the arts.

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REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

This contract will consist of four tasks as follows:

Task	Description
1.	Prepare a summary of place (Houston's conditions, context, values and identity);
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3.	Performance indicators; and
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- Responsiveness;
- Qualifications and experience as evidenced by projects of similar scope;
- Qualifications and experience of key personnel assigned as evidenced by their credentials and roles in similar projects;
- Proposed strategy and approach to perform the services required;
- Demonstrates Understanding of unique planning considerations in the City of Houston and the Houston Metropolitan Area;
- Ability to analyze large quantities of data and information and present relevant findings in a non-technical way;
- Level of MWBE Participation;
- Availability to start work in mid-November 2014; and
- Price

The CPG received the highest overall score.

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This RFP was issued as a goal oriented contract with an 11% M/WBE participation level. The CPG has designated the following company as its certified M/WBE subcontractor:

Company	Type of Work	Amount	Percentage
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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 will provide health benefits to eligible employees in compliance with City policy.

Hire Houston First:
The proposed contract requires compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. In this case, the proposed contractor does not meet the requirements of Hire Houston First.

Buyer: Conley Jackson

FORM 254.M
(Approp/Award)

Controller's Office

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

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

( ) **Funds have been encumbered out of funds previously appropriated for such purpose.**

( ) **Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.**

( ) **Funds will be available out of current or general revenue prior to the maturity of any such obligation.**

( ) **No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.**

( ) **The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.**

( ) **A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.**

( ) **Other - Grant Funds Available**

Date:_____, 20___ City Controller of the City of Houston, Texas

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No. _____

AN ORDINANCE AWARDING A CONTRACT BETWEEN THE CITY OF HOUSTON AND THE CULTURAL PLANNING GROUP FOR THE HOUSTON ARTS AND CULTURAL PLAN; PROVIDING A MAXIMUM CONTRACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

FORM 254.M
(Approp/Award)

Section 1. The City Council hereby awards the contract, agreement, or other undertaking described in the title of this ordinance, in substantially the form as shown in the document which is attached hereto and incorporated herein by this reference. The Mayor is hereby authorized to execute such document and all related documents on behalf of the City of Houston. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 2. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking referenced in the title of this ordinance, in the event of changed circumstances.

Section 3. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

Section 4. The total allocation for the Houston Arts and Cultural Plan contract, agreement or other undertaking approved and authorized in the attached contract or agreement shall never exceed $174,860.00 unless and until this sum is increased by ordinance of City Council.

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

PASSED AND ADOPTED this _____ day of _____, 20_____.

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston,Texas

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

_____
City Secretary

(Prepared by Legal Dept. _____)
(LAC/dw 12/10/14) Assistant City Attorney
(Requested by Calvin D. Wells, City Purchasing Agent, Administration & Regulatory Affairs Department)
(L.D. File No. 042-1400192-001)

H:\WALLACED.calshare\PWE\LAC ORDS-Apprv.Auth.Approp .AFAs.TXDOT\Houston Arts and Cultural Plan for Mayors ofc award K with max K amount RCA 10298.docx

To: City Controller

From: **Asst. City Attorney**

Lindsay Canning

Date: 12/10/14

Subject: Attached Documents:
Ordinance Package _____
Draft RCA _____
Draft Contracts _____

ORDINANCE **AWARDING A CONTRACT** FOR HOUSTON ARTS AND CULTURAL PLAN FOR THE MAYOR'S OFFICE/S33-T25107

After certification of the attached ordinance or ordinances, please forward all of the attached documents directly to the City Secretary.

Asst. City Attorney

By: Lindsay Canning

****

NOTICE TO CITY SECRETARY: If you receive this by mistake, please send it to the City Controller. The attached ordinance(s) are UNCERTIFIED and should not be submitted to the City Council until certification by the City Controller.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 12/5/2014

HAS - CBO Lease Agreement with Exxon Mobil Corp

Agenda Item#: 15.

Summary:
ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **EXXON MOBIL CORPORATION** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS**

Background:
SPECIFIC EXPLANATION: Exxon Mobil Corporation (Lessee) has requested to lease unimproved land located at 18000 Chanute Rd., George Bush Intercontinental Airport/Houston (IAH) to develop and construct a Corporate Based Operation (CBO) facility.

The pertinent terms and condition of this Lease Agreement (Lease) are as follows:

1. Leased Premises: Approximately 8.567 acres (approximately 373,182 square feet) of unimproved land located at 18000 Chanute Rd., IAH.

2. Term: This Lease shall become effective on the date of countersignature by the City Controller (Effective Date), and shall continue in effect thereafter for forty (40) consecutive years (Term), unless and until otherwise terminated in accordance with the terms of this Lease.

This Lease may be terminated by Lessee at any time with nine (9) months' advance written notice to the Director. If the airport determines through its master planning, that the Leased Premises are needed for other airport development, the Director may terminate the Lease upon 18 months' written notice, and thereupon, City shall reimburse Lessee for an amount equal to the unamortized value of Lessee's capital improvements not to exceed $21.5 million, subject to the prior appropriation of funds by the City.

3. Use: Corporate Based Operation, maintenance, storage and self-fueling of Lessee owned and leased aircraft.

4. Rent: During Construction Period, which ends on the earlier of the Date of Beneficial Occupancy of the constructed facility or on the second anniversary of the Effective Date, rent will be 50% of the initial ground rent.

Based on independent appraisals, the initial ground rent, except during Construction Period, will be $180,993.27 annually ($15,082.77 monthly). Rent will increase by 15% every 5 years from the Effective Date.

Commencing on the 30th anniversary of the Effective Date of the Lease, the rent will be adjusted to the greater of the then-current rent or the new appraised ground rate.

5. Performance Security: Lessee will furnish to the Director, in a form acceptable to the City Attorney, a cash deposit, a performance bond or an irrevocable Letter of Credit in the amount of $45,248.32, which represents three month's rent.

6. Improvements: Lessee must expend a minimum of $20,500,000 on capital improvements on the Leased Premises by the end of year three (3) of the Term. Additionally, Lessee shall expend $1,000,000 of capital investment during the last ten years of the Term.

7. Maintenance and Utilities: Lessee shall assume the entire responsibility, cost and expense for all repair and maintenance of the leased premises and shall be responsible for all utilities and fees.

8. Indemnification and Insurance: Lessee shall indemnify and hold the City harmless and shall comply with the insurance requirements as stated in the Lease.

9. Environmental Matters and Airport Rules: Lessee shall comply with all federal, state and local

environmental laws and all airport policies and procedures.

10. Other: Lessee agrees to comply with all rules and regulations by the airport, and/or TSA and/or the FAA, and to comply with all federal, state and local statues, ordinances, regulations and policies.

Amount of Funding:
REVENUE: $180,993.27 per year

Contact Information:
Kathy Elek Phone: 281/233-1826
Ian Wadsworth 281/233-1682

ATTACHMENTS:

Description	Type
HAS - CBO Lease Agreement with Exxon Mobil Corp - RCA	Signed Cover sheet
HAS - CBO Lease Agreement with Exxon Mobil Corp - Ordinance	Ordinance/Resolution/Motion
HAS - CBO Lease Agreement with Exxon Mobil Corp - Ordinance Exhibit	Ordinance/Resolution/Motion
HAS - CBO Lease Agreement with Exxon Mobil Corp - Lease Agreement	Contract/Exhibit

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

SUBJECT: Lease Agreement between the City of Houston and Exxon Mobil Corporation – George Bush Intercontinental Airport/Houston (IAH).	**Category #**	**Page 1 of 2**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** December 5, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B	
For additional information contact: Kathy Elek Phone: 281/233-1826 Ian Wadsworth INW 281-233-1682	**Date and identification of prior authorizing Council action:** N/A	
AMOUNT & SOURCE OF FUNDING: **REVENUE:** $180,993.27 per year	**Prior appropriations:** N/A	

RECOMMENDATION: (Summary) Enact an ordinance approving and authorizing the execution of a Lease Agreement between the City of Houston and Exxon Mobil Corporation for premises at George Bush Intercontinental Airport/Houston (IAH).

SPECIFIC EXPLANATION: Exxon Mobil Corporation (Lessee) has requested to lease unimproved land located at 18000 Chanute Rd., George Bush Intercontinental Airport/Houston (IAH) to develop and construct a Corporate Based Operation (CBO) facility.

The pertinent terms and condition of this Lease Agreement (Lease) are as follows:

1. Leased Premises: Approximately 8.567 acres (approximately 373,182 square feet) of unimproved land located at 18000 Chanute Rd., IAH.

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   This Lease may be terminated by Lessee at any time with nine (9) months' advance written notice to the Director. If the airport determines through its master planning, that the Leased Premises are needed for other airport development, the Director may terminate the Lease upon 18 months' written notice, and thereupon, City shall reimburse Lessee for an amount equal to the unamortized value of Lessee's capital improvements not to exceed $21.5 million, subject to the prior appropriation of funds by the City.

3. Use: Corporate Based Operation, maintenance, storage and self-fueling of Lessee owned and leased aircraft.

4. Rent: During Construction Period, which ends on the earlier of the Date of Beneficial Occupancy of the constructed facility or on the second anniversary of the Effective Date, rent will be 50% of the initial ground rent.

REQUIRED AUTHORIZATION		
Finance Department:	**Other Authorization:**	**Other Authorization:**

	Based on independent appraisals, the initial ground rent, except during Construction Period, will be $180,993.27 annually ($15,082.77 monthly). Rent will increase by 15% every 5 years from the Effective Date. Commencing on the 30th anniversary of the Effective Date of the Lease, the rent will be adjusted to the greater of the then-current rent or the new appraised ground rate.
5. Performance Security:	Lessee will furnish to the Director, in a form acceptable to the City Attorney, a cash deposit, a performance bond or an irrevocable Letter of Credit in the amount of $45,248.32, which represents three month's rent.
6. Improvements:	Lessee must expend a minimum of $20,500,000 on capital improvements on the Leased Premises by the end of year three (3) of the Term. Additionally, Lessee shall expend $1,000,000 of capital investment during the last ten years of the Term.
7. Maintenance and Utilities:	Lessee shall assume the entire responsibility, cost and expense for all repair and maintenance of the Leased Premises and shall be responsible for all utilities and fees.
8. Indemnification and Insurance:	Lessee shall indemnify and hold the City harmless and shall comply with the insurance requirements as stated in the Lease.
9. Environmental Matters and Airport Rules:	Lessee shall comply with all federal, state and local environmental laws and all airport policies and procedures.
10. Other:	Lessee agrees to comply with all rules and regulations by the airport, and/or TSA and/or the FAA, and to comply with all federal, state and local statues, ordinances, regulations and policies.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 12/10/2014

C&E-two bronze relief panel artworks of Sec. of Commerce Robert A. Mosbacher, Sr

Agenda Item#: 16.

Summary:
ORDINANCE accepting bronze relief panels commemorating Robert A. Mosbacher, Sr. into the City of Houston, Texas' Civic Art Collection and approving and authorizing an agreement between the City of Houston and the **GREATER HOUSTON COMMUNITY FOUNDATION** for the donation of such work of art - **DISTRICT I - GALLEGOS**

Background:
SUBJECT: Ordinance approving an Agreement for Donation of two bronze relief panel artworks of former Sec. of Commerce Robert A. Mosbacher, Sr. into the City Artworks Collection.

RECOMMENDATION: (Summary)
Adopt Ordinance approving the Agreement for Donation by the Greater Houston Community Foundation of two bronze relief panels by noted Houston artist Willie Wang depicting former Sec, of Commerce Robert A. Mosbacher, Sr., into the City Artwork Collection. Panels to be mounted on brick columns and located on the Preston Street bridge which crosses Buffalo Bayou on the western edge of downtown and will be re-named Robert A. Mosbacher, Sr. Memorial Bridge.

SPECIFIC EXPLANATION:

City Council is asked to accept into the City Artwork Collection the donation by the Greater Houston Community Foundation of two bronze relief panels of former Secretary of Commerce Robert A. Mosbacher, Sr., created by noted Houston artist Willie Wang. The panels are approximately 20" by 30" in size and will be mounted on two brick rectangular-shaped columns approximately 9' 7" tall located on the western edge of the Preston Street bridge. The columns will be located in Sesquicentennial Park which is managed by Houston First Corporation which will be responsible for the maintenance of the columns and artwork. The columns with bronze relief panels will not only honor Secretary Mosbacher for his service to Houston and our country but serve as a fitting gateway into downtown.

The project costs include design, engineering, fabrication, artwork and installation and are being generously donated through private fundraising. As per the Civic Art Ordinance, the artwork and placement has been reviewed by the Houston Arts Alliance.

The donors will contribute an additional 10% of the artwork value ($75,000 as per the donor) for future conservation purposes to the Houston Arts Foundation, a non-profit organization that holds funding for conservation of City Artworks, and will also have a special fund at the Greater Houston Community Foundation of an additional 10% of the value of the entire project cost (including design, engineering, fabrication, artworks and installation) for future general maintenance, estimated to be $33,026.

A separate Motion is being requested by the Public Works & Engineering Department to re-name the Preston Street Bridge to the Robert A. Mosbacher, Sr. Memorial Bridge

Contact Information:
Dawn Ullrich 713-853-8083
Minnette Boesel 832-393-1097

ATTACHMENTS:

	Description	Type
🗋	RCA	Signed Cover sheet
🗋	Renderings	Backup Material
🗋	Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: Ordinance approving an Agreement for Donation of two bronze relief panel artworks of former Sec. of Commerce Robert A. Mosbacher, Sr. into the City Artwork Collection.	**Category #**	**Page 1 of** ____	**Agenda Item #**

FROM (Department or other point of origin): Convention & Entertainment Facilities Dept.	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Dawn Ullrich	**Council District affected:** I	
For additional information contact: Dawn Ullrich, Director, 713-853-8083 Minnette Boesel, 832-393-1097 **Phone:**	**Date and identification of prior authorizing Council action:** NA	

RECOMMENDATION: (Summary)

Adopt Ordinance approving the Agreement for Donation by the Greater Houston Community Foundation of two bronze relief panels by noted Houston artist Willie Wang depicting former Sec. of Commerce Robert A. Mosbacher, Sr., into the City Artwork Collection. Panels to be mounted on brick columns and located on the Preston Street bridge which crosses Buffalo Bayou on the western edge of downtown and will be re-named Robert A. Mosbacher, Sr. Memorial Bridge.

Amount and Source of Funding: Donation	**Finance Budget:** $0.

SPECIFIC EXPLANATION:

City Council is asked to accept into the City Artwork Collection the donation by the Greater Houston Community Foundation of two bronze relief panels of former Secretary of Commerce Robert A. Mosbacher, Sr., created by noted Houston artist Willie Wang. The panels are approximately 20" by 30" in size and will be mounted on two brick rectangular-shaped columns approximately 9' 7" tall located on the western edge of the Preston Street bridge. The columns will be located in Sesquicentennial Park which is managed by Houston First Corporation which will be responsible for the maintenance of the columns and artwork. The columns with bronze relief panels will not only honor Secretary Mosbacher for his service to Houston and our country but serve as a fitting gateway into downtown.

The project costs include design, engineering, fabrication, artwork and installation and are being generously donated through private fundraising. As per the Civic Art Ordinance, the artwork and placement has been reviewed by the Houston Arts Alliance.

The donors will contribute an additional 10% of the artwork value ($75,000 as per the donor) for future conservation purposes to the Houston Arts Foundation, a non-profit organization that holds funding for conservation of City Artworks, and will also have a special fund at the Greater Houston Community Foundation of an additional 10% of the value of the entire project cost (including design, engineering, fabrication, artworks and installation) for future general maintenance, estimated to be $33,026.

A separate Motion is being requested by the Public Works & Engineering Department to re-name the Preston Street Bridge to the Robert A. Mosbacher, Sr. Memorial Bridge.

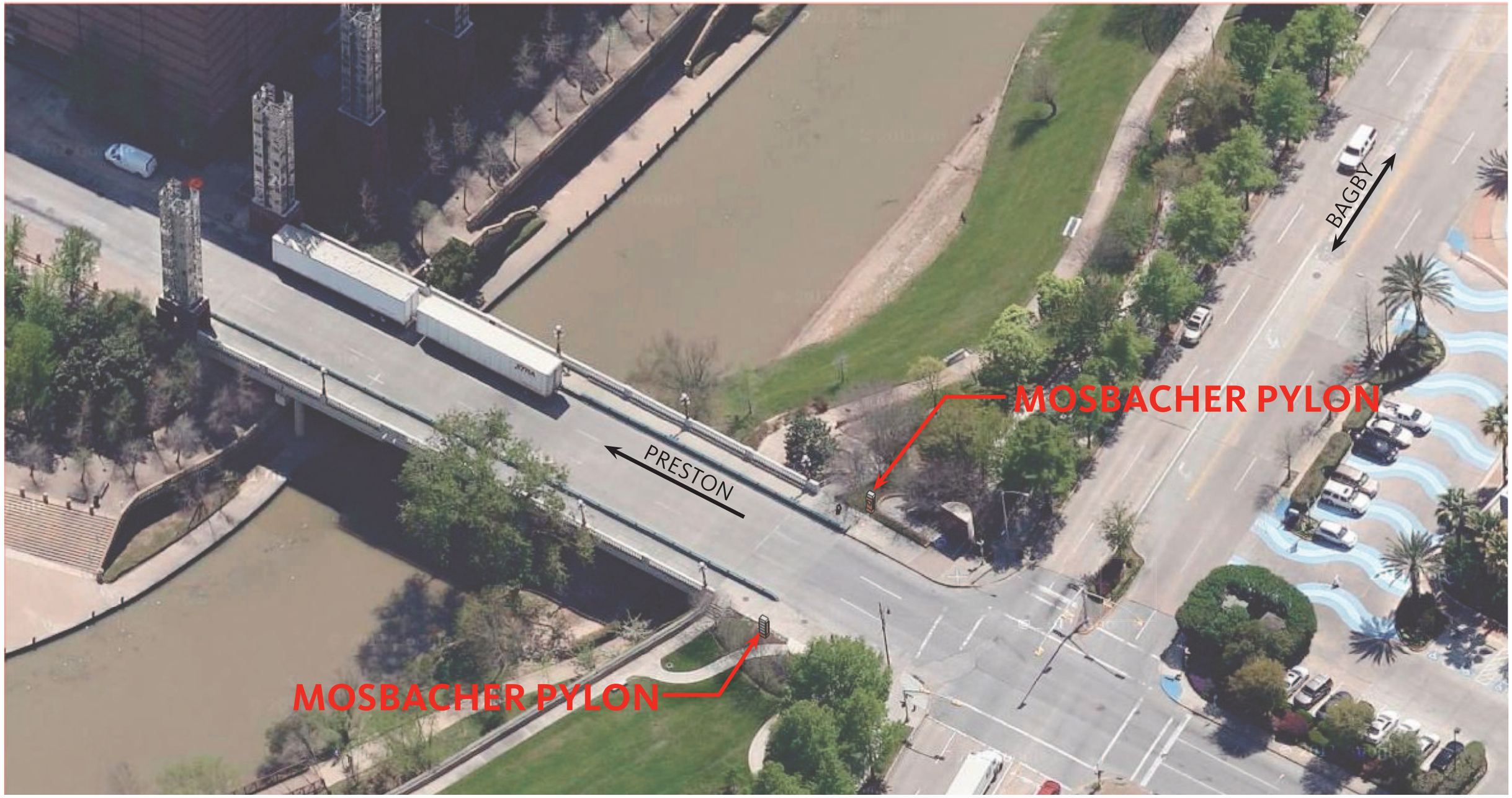
REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

MOSBACHER BRIDGE
DESIGN STUDIES

Gensler

Site Aerial

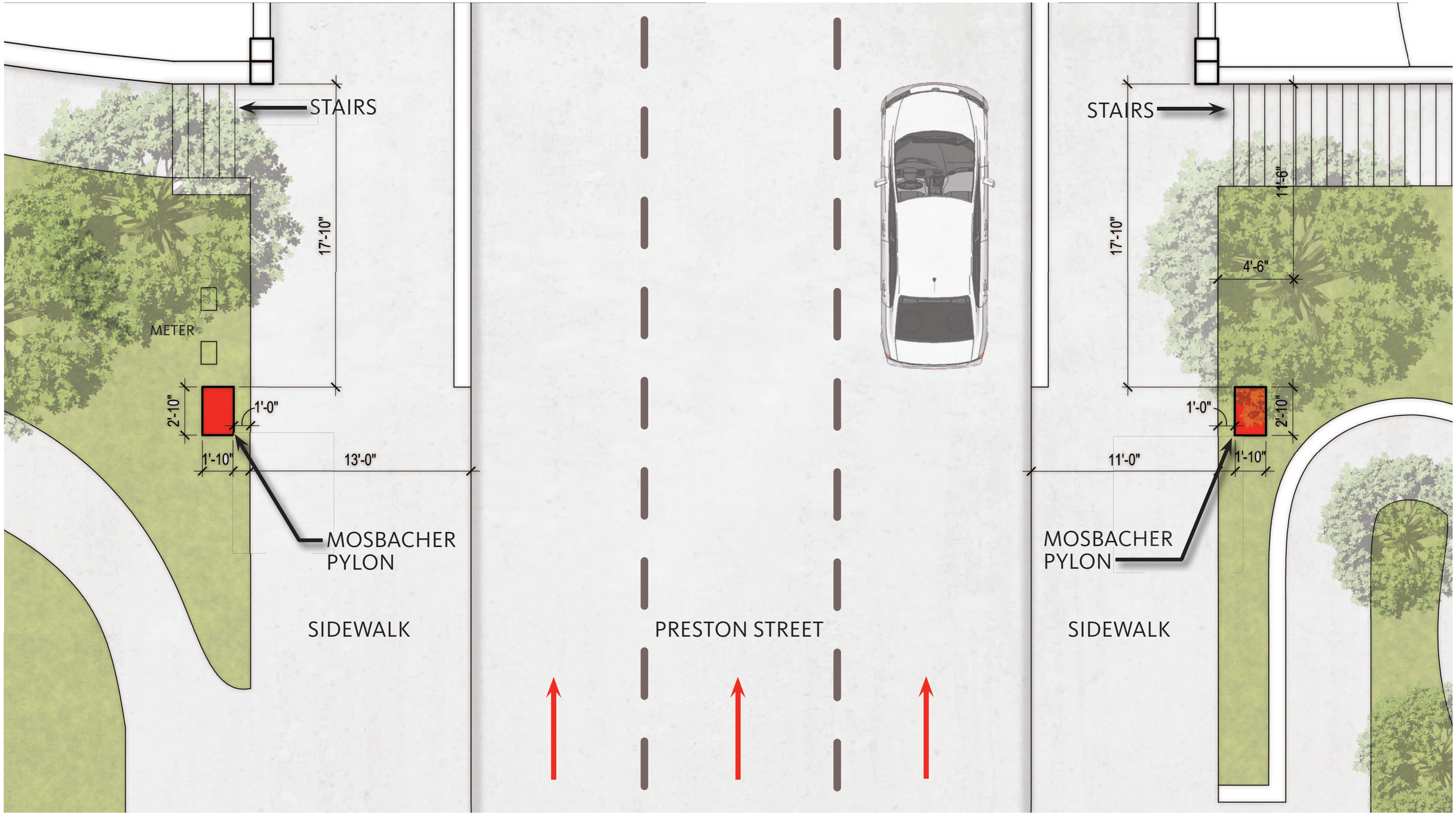


Mosbacher Bridge | Proposed Pylon Location

Houston, TX | August 2013 | ©2013 Gensler. All rights reserved.

Gensler

Site Plan

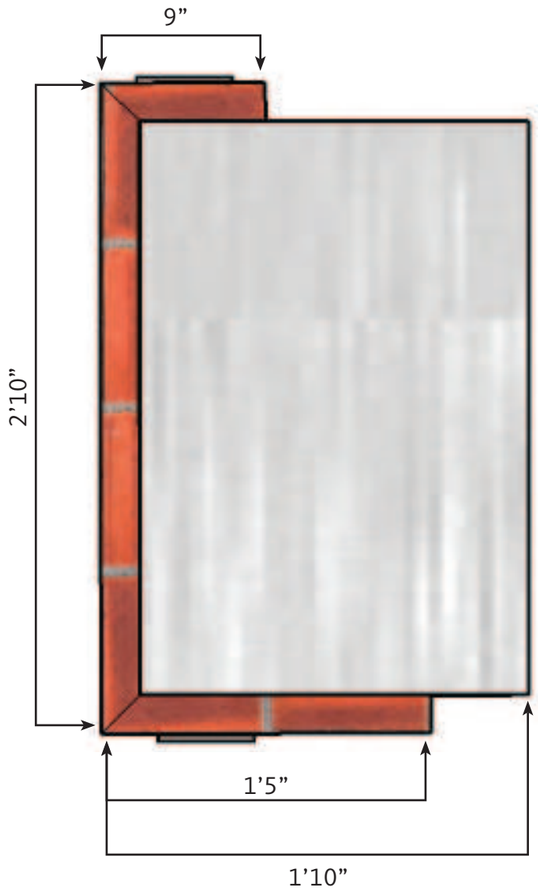


Mosbacher Bridge | Proposed Pylon Location

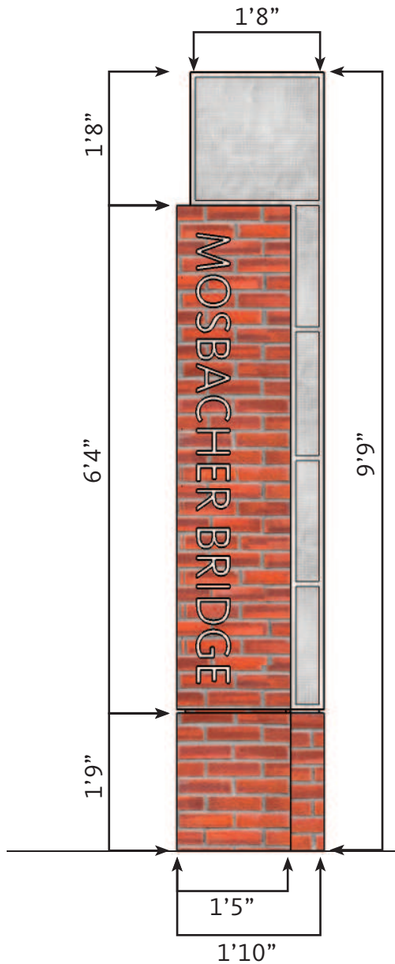
Houston, TX | August 2013 | ©2013 Gensler. All rights reserved.

Gensler

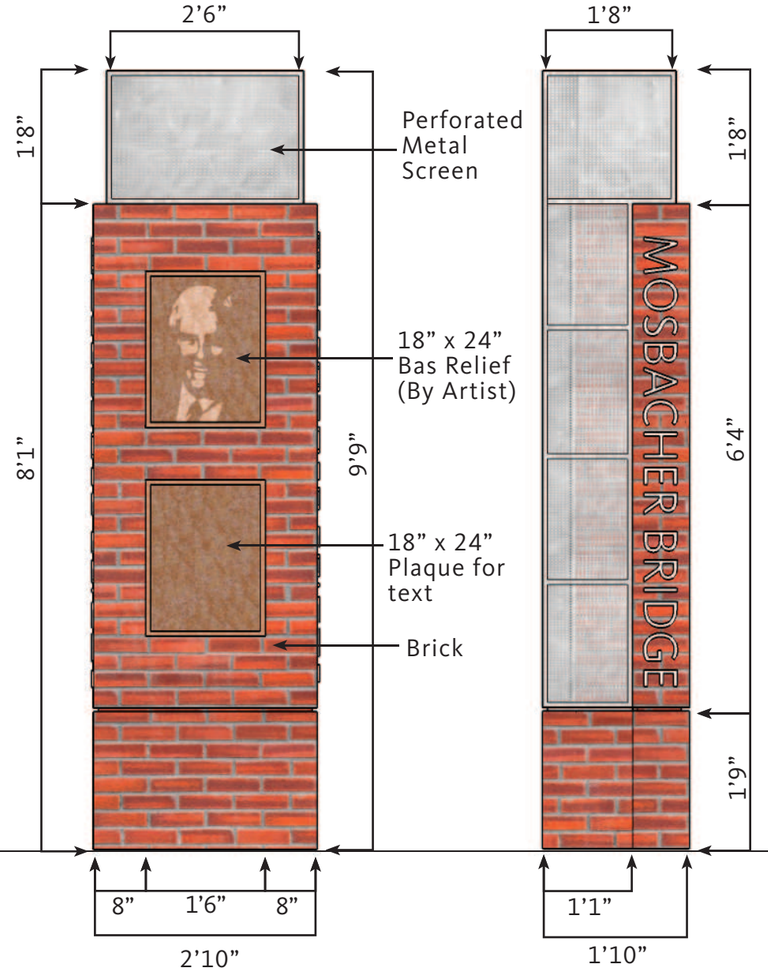
Plan & Elevations



PLAN
Not to Scale

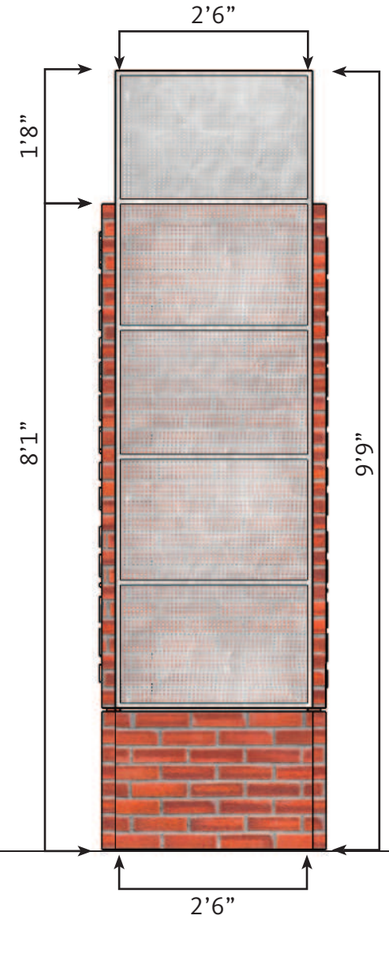


WEST ELEVATION
Not to Scale



NORTH ELEVATION
Not to Scale

EAST ELEVATION
Not to Scale



SOUTH ELEVATION
Not to Scale

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Mosbacher Bridge | Proposed Pylon Location

Houston, TX | August 2013 | ©2013 Gensler. All rights reserved.

Gensler

Mosbacher Bridge | Proposed Pylon Location

Houston, TX | August 2013 | ©2013 Gensler. All rights reserved.

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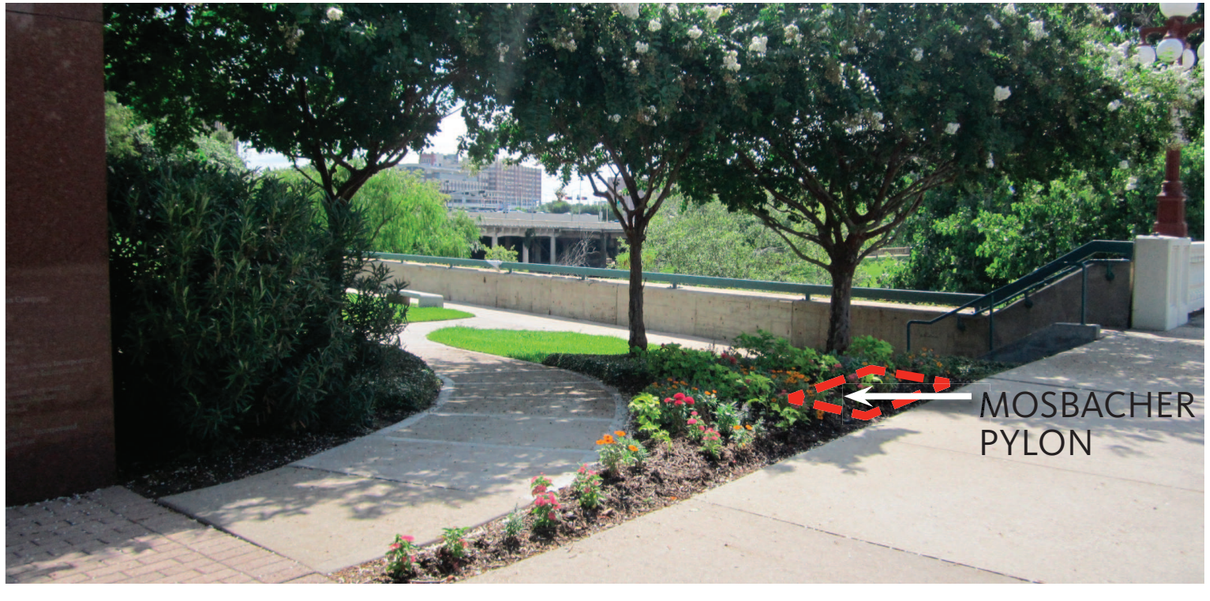
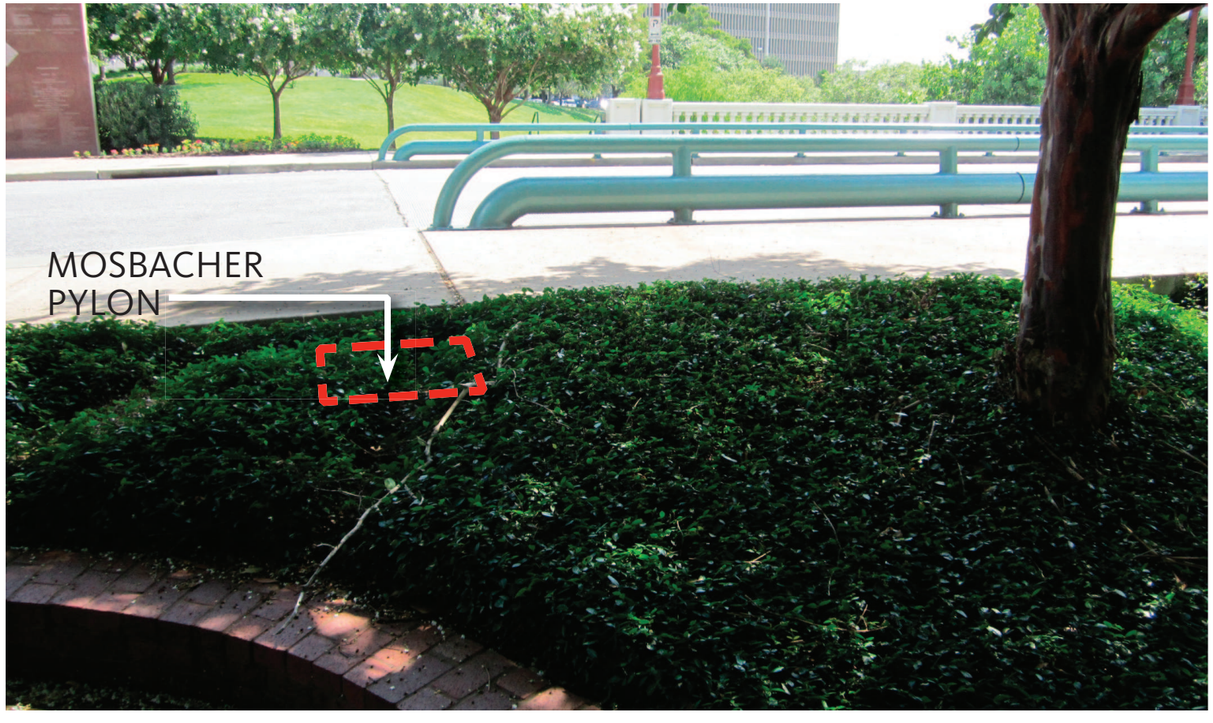
North Pylon Location



South Pylon Location



Mosbacher Bridge | Proposed Pylon Location

Houston, TX | August 2013 | ©2013 Gensler. All rights reserved.

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Mosbacher Bridge|**Brick & Stainless Steel:** 1’10” W x 2’10” D x 9’8” H

Houston, TX | May 14, 2013 | ©2013 Gensler. All rights reserved.

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CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/10/2014

HHS-OUTSTATIONED SERVICES -Texas Health and Human Services Commission

Agenda Item#: 17.

Summary:
ORDINANCE approving and authorizing contract with **TEXAS HEALTH AND HUMAN SERVICES COMMISSION** for Outstationed Services in the City of Houston's Department of Health and Human Services Facilities; establishing a maximum contact amount - 2 Years not to exceed 5 Years - $1,000,000.00

Background:
The Houston Department of Health and Human Services (HDHHS) requests City Council's approval of an ordinance authorizing a contract with Texas Health and Human Services Commission (Commission) for outstationed services in the City's HDHHS facilities. The contract will be effective upon2 Years not to exceed 5 Years the countersignature date of the City Controller and shall continue in effect until the expiration of the initial two year term or upon the expiration of any extension period not to exceed five years. The initial allocation is $52,128.00 and the maximum contract amount is $1,000,000.00. Provided funds are available, HDHHS Director shall have the authority to execute amendments or contract attachments affecting reimbursable costs that do not exceed ten percent (10%) per year per position.

The Commission is the single state agency responsible for administering Temporary Assistance for Needy Families (TANF), Supplemental Nutrition Assistance Program (SNAP) and the Medical Assistance Program operated under Title XIX of the Federal Social Security Act. Subsection 1902(a) (55) of the Social Security Act provides for the receipt of, and initial processing of, applications for Medicaid by certain individuals at locations other than welfare offices. Persons eligible to receive this service include mandatory and optional poverty level pregnant women and children up to age 19.

HDHHS desires to participate in a program which outstations Commission-employed eligibility staff at HDHHS's facility(s) or the Commission office(s) for the purpose of providing eligibility determination services. The Commission will: 1) hire, train and assign to the mutually agreed upon HDHHS facility(s) eligibility staff; 2) retain all policy responsibility and furnish all materials and information specific to eligibility determination; 3) provide and maintain computers, monitors, keyboards and mice to be used by outstationed staff; 4) configure all network hardware and software to the Commission standards; 5) provide support for all Commission hardware and software applications; including Texas Integrated Eligibility Redesign System (TIERS) operating on the Commission's premises and 6) provide information on the Commission WAN and mainframe status as needed. HDHHS will provide an appropriate workspace, furnishings, equipment, supplies, clerical support and reimburse the Commission for a portion of the cost of operating this program. The amount of the Commission's reimbursement is based on a fixed-fee of the actual costs for operation.

Prior Council Action:
New Request

Amount of Funding:
Fund 1000 (General Fund) - Initial Allocation: $52,128.00
Maximum Contract Amount: $1,000,000.00

Source of Funding:
General Fund

Contact Information:
Kathy Barton - 832-393-5045 (Office)
713-826-5801 (Cell)

ATTACHMENTS:

	Description	Type
🗋	RCA	Backup Material
🗋	HHS-Texas Health and Human Services Commission Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: An ordinance authorizing a contract with Texas Health and Human Services Commission for outstationed services in the City's Houston Department of Health and Human Services' facilities.	**Category #**	**Page 1 of 1**	**Agenda Item #**

FROM (Department or other point of origin): Stephen L. Williams, M.Ed., M.P.A. Director-Houston Department of Health and Human Services	**Origination Date** 11/06/2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** ALL	
For additional information contact: Kathy Barton **Telephone: 832-393-5045 ; 713-826-5801**	**Date and identification of prior authorizing Council action:** New Request	

RECOMMENDATION: (Summary) An ordinance authorizing a contract with Texas Health and Human Services Commission for outstationed services in the City's Houston Department of Health and Human Services' facilities.

Amount of Funding: Initial Allocation: $52,128.00 **Maximum Contract Amount: $1,000,000.00** **Fund – 1000 (General Fund)**	**Finance Department**

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

SPECIFIC EXPLANATION: The Houston Department of Health and Human Services (HDHHS) requests City Council's approval of an ordinance authorizing a contract with Texas Health and Human Services Commission (Commission) for outstationed services in the City's HDHHS facilities. The contract will be effective upon the countersignature date of the City Controller and shall continue in effect until the expiration of the initial two year term or upon the expiration of any extension period not to exceed five years. The initial allocation is $52,128.00 and the maximum contract amount is $1,000,000.00. Provided funds are available, HDHHS Director shall have the authority to execute amendments or contract attachments affecting reimbursable costs that do not exceed ten percent (10%) per year per position.

The Commission is the single state agency responsible for administering Temporary Assistance for Needy Families (TANF), Supplemental Nutrition Assistance Program (SNAP) and the Medical Assistance Program operated under Title XIX of the Federal Social Security Act. Subsection 1902(a) (55) of the Social Security Act provides for the receipt of, and initial processing of, applications for Medicaid by certain individuals at locations other than welfare offices. Persons eligible to receive this service include mandatory and optional poverty level pregnant women and children up to age 19.

HDHHS desires to participate in a program which outstations Commission-employed eligibility staff at HDHHS's facility(s) or the Commission office(s) for the purpose of providing eligibility determination services. The Commission will: 1) hire, train and assign to the mutually agreed upon HDHHS facility(s) eligibility staff; 2) retain all policy responsibility and furnish all materials and information specific to eligibility determination; 3) provide and maintain computers, monitors, keyboards and mice to be used by outstationed staff; 4) configure all network hardware and software to the Commission standards; 5) provide support for all Commission hardware and software applications; including Texas Integrated Eligibility Redesign System (TIERS) operating on the Commission's premises and 6) provide information on the Commission WAN and mainframe status as needed. HDHHS will provide an appropriate workspace, furnishings, equipment, supplies, clerical support and reimburse the Commission for a portion of the cost of operating this program. The amount of the Commission's reimbursement is based on a fixed-fee of the actual costs for operation.

cc: Finance
Legal Department
Agenda Director

REQUIRED AUTHORIZATION

Finance Department	**Other Authorization:**	**Other Authorization:**

F&A 011.A REV. 12/94
7530-0100403-00
F&A 011.C REV. 1/92

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

( ) Other - Grant Funds Available

Date:_____, 20___ **City Controller of the City of Houston, Texas**

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No. _____

AN ORDINANCE APPROVING AND AUTHORIZING A CONTRACT WITH TEXAS HEALTH AND HUMAN SERVICES COMMISSION FOR OUTSTATIONED SERVICES IN THE CITY OF HOUSTON'S DEPARTMENT OF HEALTH AND HUMAN SERVICES FACILITIES; ESTABLISHING A MAXIMUM CONTACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

*** * * ***

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

Section 1. The City Council hereby approves and authorizes the contract, agreement or other undertaking described in the title of this Ordinance, in substantially the form as shown in the document which is attached hereto and incorporated herein by this reference. The Mayor is hereby authorized to execute such document and all related documents on behalf of the City of Houston. The City Secretary is authorized to attest to all signatures and to affix the seal of the City to all documents.

Section 2. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking described in the title of this ordinance, in the event of changes circumstances.

Section 3. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

Section 4. The total allocation for the contracts, agreements or other undertaking approved and authorized in the attached contract shall never exceed **$1,000,000.00** unless and until this sum is increased by Ordinance of City Council.

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

PASSED AND ADOPTED this _____ day of _____, 20_____.

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston, Texas

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

_____
City Secretary

(Prepared by Legal Dept. _____)
(MJM/DBB/12/09/14) Senior Assistant City Attorney
(Requested by Stephen L. Williams, Director, Houston Department of Health and Human Services)
(L.D. File No. 0381100074001)
G:\MJM\H&HSCOUTSTATIONED2014ORD.DOC

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/2/2014

HHS - Various Providers of Nutrition services for HCAAA

Agenda Item#: 18.

Summary:
ORDINANCE approving and authorizing second amendments to various Vendor Agreements between the City and (1) **BAYTOWN MEALS ON WHEELS (Formerly FAITH PRESBYTERIAN CHURCH OF BAYTOWN, TEXAS)**, (2) **CITY OF JACINTO CITY, TEXAS**, (3) **CITY OF LA PORTE**, (4) **CITY OF SOUTH HOUSTON, TEXAS**, and (5) **THE SALVATION ARMY**, respectively, to extend the term of the contracts for Nutrition Services to the elderly provided through the Harris County Area Agency on Aging; approving and authorizing third amendments to various Vendor Agreements between the City and 1) **INTERFAITH MINISTRIES FOR GREATER HOUSTON**, (2) **EVELYN RUBENSTEIN JEWISH COMMUNITY CENTER OF HOUSTON, TEXAS**, 3) **NEIGHBORHOOD CENTERS, INC**, and (4) **YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF HOUSTON**, respectively, to extend the term of the contracts for Nutrition Services to the elderly provided through the Harris County Area Agency on Aging - Grant Fund

Background:
The Houston Department of Health and Human Services (HDHHS) requests City Council to approve ordinances authorizing amendments to extend contracts with various nutrition service providers until September 30, 2015, and increase the maximum contract amounts. The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing the first, second and third amendments and increasing the maximum contract amounts for various nutrition service providers, The City of Jacinto City, The City of La Porte, The City of South Houston, Baytown Meals on Wheels (Formerly Faith Presbyterian Church of Baytown, Texas), Interfaith Ministries of Greater Houston, The Evelyn Rubenstein Jewish Community Center, Neighborhood Center Inc., The Salvation Army and the Young Women's Christian Association of Greater Houston. These nutrition service providers were selected through a request for proposal process in 2008 to provide congregate meals, home delivered meals and transportation services, to seniors (60+) who reside in the City of Houston and Harris County. The respective contracts were approved on February 25, 2009, March 4, 2009, March 11, 2009, April 2009, July 29, 2009, June 16, 2010 and February 24, 2010 under Ordinance Nos. 09-0142, 09-0170, 09-0208, 09-0288, 09-0287, 09-0689, 10-0477, 10-0175 and 2011-0658. Each contract was effective on the date of countersignature and extended through December 30, 2014.

Prior Council Action:
02-25-2009 09-0142; 03-04-2009 09-0170; 03-1-2009 09-0208; 04-01 09-0287; 07-29-2009 09-0689; 04-01 2009-0288; 06-16-2010 2010-0477; 02-24-2010 10-0175 ; 08-11-2011 2011-0658

Amount of Funding:
New Maximum Contract Amount: $
Total Funding Increase: $
Fund 5030 – Federal State Local Passthrough

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

ATTACHMENTS:

	Description	Type
	HHS - Various Providers of Nutrition services for HCAAA	Signed Cover sheet
	HHS - Various Providers of Nutrition services for HCAAA CAPTION	Backup Material
	HHS - Various Providers of Nutrition services for HCAAA Ordinance	Ordinance/Resolution/Motion
	No Tag Memo	Backup Material

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance authorizing amendments to various contracts between the City and various providers of nutrition services for seniors through the Harris County Area Agency on Aging	Category #	Page 1	Agenda Item #

FROM (Department or other point of origin): Department of Health and Human Services	Origination Date 12/1/2014	Agenda Date
DIRECTOR'S SIGNATURE:	Council District affected: All	
For additional information contact: Kathy Barton Telephone: 832-393-5045; 713-826-5801	Date and identification of prior authorizing Council action: 02-25-2009/2009-0142; 03-04-2009/2009-0170; 03-11-2009/2009-0208; 04-01-2009/2009-0287; 04-012009/2009-0288; 06-16-2010/ 2010-0477; 02-24-2010/2010-0175; 08-03-2011/2011-0658	

RECOMMENDATION: (Summary)
An ordinance authorizing amendments to contracts of various providers of nutrition services for seniors

Amount of Funding: N/A	Finance Department:

SOURCE OF FUNDING: [ ] General Fund [X] Grant Fund [ ] Enterprise Fund [ ] Other (Specify): Aging Title III Grant (Fund 5030)

The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing amendments to extend contracts with the following nutrition service providers until September 30, 2015:

1) The City of Jacinto City
2) The City of La Porte
3) The City of South Houston
4) Baytown Meals on Wheels (formerly Faith Presbyterian Church of Baytown, Texas)
5) Interfaith Ministries of Greater Houston
6) The Evelyn Rubenstein Jewish Community Center,
7) Neighborhood Center Inc. (Sheltering Arms)
8) The Salvation Army; and
9) The Young Women's Christian Association of Greater Houston.

These nutrition service providers were selected through a request for proposal process in 2008 to provide congregate meals, home delivered meals and transportation services, to seniors (60+) who reside in the City of Houston and Harris County. These contracts, as amended, are due to expire December 30, 2014.

cc: Finance Department
Legal Department
Agenda Director

REQUIRED AUTHORIZATION

Finance Department	Other Authorization:	Other Authorization:

CITY OF HOUSTON

Health and Human Services

Interoffice

Correspondence

To: Marta Crinejo
Agenda Director

From: Stephen L. Williams, M.Ed., M.P.A.
Director, HDHHS

Date: December 12, 2014

Subject: Two HDHHS Items For Council Consideration that Cannot be Tagged

This correspondence is to advise that two items on the December 17 City Council agenda should not be tagged due to the December 31, 2014 expiration date of the current contracts for the Area Agency on Aging. A delay of these items will result in a lapse in services for the elderly. The two RCAs carry nine contracts for nutrition services and 16 contracts for support services. The RCA captions read:

1. An ordinance authorizing amendments to various contracts between the City and various providers of nutrition services for seniors through the Harris County Area Agency on Aging.

2. An ordinance authorizing amendments to extend the term of contracts between the City and various providers of various support services for seniors through the Harris County Area Agency on Aging

In preparing these items for council approval we anticipated a council meeting on December 23rd. Since there will be no meeting that week these items would have to be approved on December 17 in order to maintain the services provided under the associated contracts.

Thank you for your consideration.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/1/2014

HHS-Amendments various providers support srvcs 4 seniors thru HCAAA

Agenda Item#: 19.

Summary:
ORDINANCE approving and authorizing second amendments to various Vendor Agreements between the City and (1) **ALPHA EYECARE ASSOCIATES PLLC**, (2) **ALZHEIMER'S ASSOCIATION - HOUSTON & SOUTHEAST TEXAS CHAPTER**, (3) **CHINESE COMMUNITY CENTER, INC**, (4) **COUNCIL FOR HEALTH EDUCATION AND DEVELOPMENT, LLC**, and (5) **DINSMORE MEDICAL SYSTEMS, LLC**, (6) **GATEWAY TO CARE**, (7) **LONE STAR LEGAL AID**, (8) **MONTROSE COUNSELING CENTER, INC**, (9) **HEIGHTS HEARING AIDS, LLC**, (10) **RONALD L. NORSWORTHY, INC, dba HOME HELPERS OF FORT BEND**, (11) **TEXAS DENTAL PROFESSIONALS CORPORATION**, (12) **TEXAS SOUTHERN UNIVERSITY**, and (13) **THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, respectively, to extend the term of the contracts for support services to the elderly provided through the Harris County Area Agency on Aging; approving and authorizing third amendments to various vendor agreements between the City and 1) **AVIA PARTNERS, INC**, (2) **MPJ AUDIOLOGY CONSULTANT, LLC**, and 3) **PERRYLEE HOME HEALTH CARE SERVICES, INC**, respectively, to extend the term of the contracts for support services to the elderly provided through the Harris County Area Agency on Aging - Grant Fund

Background:
The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing amendments to extend contracts with various service providers for support services for seniors through September 30, 2015. The current contracts, as amended, are due to expire on December 31, 2014.

The City of Houston, as designated by the Texas Department of Aging and disability Services, has full authority and responsibility for funds authorized under the Title of the Older Americans Act of 1965, as amended. these funds are disbursed by the U.S. Department of Health and Human Services through the Texas Department of Aging and Disability Services and administered by HDHHS' Harris County Area Agency on Aging (HCAAA). The services provided by the providers are germane to the health and safety of the seniors that obtain them. The services include caregiver information, instruction and training services,mental health, vision, hearing and dental services, legal and ombudsman services.

The providers and the services they provide are as follows:

Service Provider	**Service**
Alpha Eyecare Associates, PLLC	Health Maintenance – Vision and Screening Services
Alzheimer's Association	Caregiver information Services and Instruction and Training Services
Avia Partners, Inc.	Pharmacy Benefit Management Services
Chinese Community Center	Caregiver Education, Training and Caregiver Information Services
Council for Health Education & Development	Caregiver Information Services and Instruction and Training Services
Dinsmore Medical System, LLC	Emergency Response Services
Gateway To Care	Caregiver Education, Training and Caregiver

	Information Services
Heights Hearing Aids, LLC	Health Maintenance – Hearing and Screening Services
Lone Star Legal Aid	Legal Services
Montrose Counseling	Mental Health Services
MPJ Audiology Consultant, LLC	Health Maintenance – Hearing and Screening Services
Perrylee Home Health Care Services, Inc.	Caregiver respite Care In-Home Services
Ronald Norsworthy, Inc. dba Home Helpers Fort Bend	Caregiver respite Care In-Home Services
Texas Dental Professionals Corp.	Dental Services
Texas Southern University	Ombudsman Advocacy Services
University of Texas Health Science Center	Ombudsman Advocacy Services

Prior Council Action:
05-09-2007/2007-0558; 03-18-2009/209-113; 03-04-209/2009-170; 03-112009/2009-0208; 04-01-2009/2009-288; 06-10-2009/2009-0499; 06-17-2009-2009-0526; 07-29-2009/2009-0689; 12-09-2009/2009-1253; 08-16-1020/2010-478; 07-28-2010/2010-611; 06-15-2010/2010-719; 02-23-2011/2011-133; 06-08-2011/2011-437; 06-08-2011/2011-437; 08-03-2011/2011-635

Source of Funding:
Grant Fund

Aging Title III Grant (Fund 5030)

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

ATTACHMENTS:

	Description	Type
	HHS-Amendments various providers support srvcs 4 seniors thru HCAAA RCA	Backup Material
	No tag memo	Backup Material
	HHS-Amendments various providers support srvcs 4 seniors thru HCAAA ALPHA EYE CARE	Backup Material
	HHS-Amendments various providers support srvcs 4 seniors thru HCAAA ALZHEIMER'S ASSOCIATION	Backup Material
	HHS-Amendments various providers support srvcs 4 seniors thru HCAAA AVIA PARTNERS BACKUP	Backup Material
	HHS-Amendments various providers support srvcs 4 seniors thru HCAAA CHINESE COMMUNITY CENTER BACKUP	Backup Material
	HHS-Amendments various providers support srvcs 4 seniors thru HCAAA COUNCIL FOR HEALTH BACKUP	Backup Material
	HHS-Amendments various providers support srvcs 4 seniors thru HCAAA DINSMORE MEDICAL BACKUP	Backup Material

HHS-Amendments various providers support srvcs 4 seniors thru HCAAA GATEWAY TO CARE BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA HEIGHTS HEARING AID BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA LONE STAR LEGAL AID BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA MONTROSE COUNSELING BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA MPJ AUDIOLOGY BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA PERRYLEE HOME HEALTH BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA NORSWORTHY BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA TEXAS DENTAL BACKUP	Backup Material
HHS-Amendments various providers support srvcs 4 seniors thru HCAAA Ordinance	Ordinance/Resolution/Motion

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: An ordinance authorizing amendments to extend the term of contracts between the City and various providers of various support services for seniors through the Harris County Area Agency on Aging	**Category #**	**Page 1**	**Agenda Item #**

FROM (Department or other point of origin): Department of Health and Human Services	**Origination Date** 12/1/2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** All	
For additional information contact: **Kathy Barton** **Telephone: 832-393-5045; 713-826-5801**	**Date and identification of prior authorizing Council action:** 05-09-2007/ 2007-0558; 02-18-2009/ 2009-113; 03-04-2009/ 2009-170; 03-11-2009/ 2009-0208; 04-01-2009/ 2009-288; 06-10-2009/ 2009-0499; 06-17-2009/2009-0526; 07-29-2009/2009-0689; 12-09-2009/ 2009-1253; 06-16-2010/2010-478; 07-28-2010/2010-611; 09-15-2010/2010-719; 02-23-2011/2011-133; 06-08-2011/2011-437; 06-08-2011/2011-437; 08-03-2011/2011-635	

RECOMMENDATION: (Summary)
An ordinance authorizing amendments to extend the term of contracts between the City and several providers of various support services for seniors through the Harris County Area Agency on Aging

Amount of Funding: N/A	**Finance Department:**

SOURCE OF FUNDING: [ ] General Fund [X] Grant Fund [ ] Enterprise Fund [ ] Other (Specify): Aging Title III Grant (Fund 5030)

The Houston Department of Health and Human Services (HDHHS) requests City Council to approve an ordinance authorizing amendments to extend contracts with various service providers for support services for seniors through September 30, 2015. The current contracts, as amended, are due to expire on December 31, 2014.

The City of Houston, as designated by the Texas Department of Aging and Disability Services, has full authority and responsibility for funds authorized under the Title of the Older Americans Act of 1965, as amended. These funds are disbursed by the U.S. Department of Health and Human Services through the Texas Department of Aging and Disability Services and administered by HDHHS' Harris County Area Agency on Aging (HCAAA). The services provided by the providers are germane to the health and safety of the seniors that obtain them. The services include caregiver information, instruction and training services, mental health, vision, hearing and dental services, legal and ombudsman services.

The providers and the services they provide are as follows:

cc: Finance Department
Legal Department
Agenda Director

REQUIRED AUTHORIZATION

Finance Department	**Other Authorization:**	**Other Authorization:**

Service Provider	Service
Alpha Eyecare Associates, PLLC	Health Maintenance – Vision and Screening Services
Alzheimer's Association	Caregiver Information Services and Instruction and Training Services
Avia Partners, Inc.	Pharmacy Benefit Management Services
Chinese Community Center	Caregiver Education, Training and Caregiver Information Services
Council for Health Education & Development	Caregiver Information Services and Instruction and Training Services
Dinsmore Medical System, LLC	Emergency Response Services
Gateway To Care	Caregiver Education, Training and Caregiver Information Services
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Montrose Counseling	Mental Health Services
MPJ Audiology Consultant, LLC	Health Maintenance – Hearing and Screening Services
Perrylee Home Health Care Services, Inc.	Caregiver respite Care In-Home Services
Ronald Norsworthy, Inc. dba Home Helpers Fort Bend	Caregiver respite Care In-Home Services
Texas Dental Professionals Corp.	Dental Services
Texas Southern University	Ombudsman Advocacy Services
University of Texas Health Science Center	Ombudsman Advocacy Services

CITY OF HOUSTON

Health and Human Services

Interoffice

Correspondence

To: Marta Crinejo
Agenda Director

From: Stephen L. Williams, M.Ed., M.P.A.
Director, HDHHS

Date: December 12, 2014

Subject: Two HDHHS Items For Council Consideration that Cannot be Tagged

This correspondence is to advise that two items on the December 17 City Council agenda should not be tagged due to the December 31, 2014 expiration date of the current contracts for the Area Agency on Aging. A delay of these items will result in a lapse in services for the elderly. The two RCAs carry nine contracts for nutrition services and 16 contracts for support services. The RCA captions read:

1. An ordinance authorizing amendments to various contracts between the City and various providers of nutrition services for seniors through the Harris County Area Agency on Aging.

2. An ordinance authorizing amendments to extend the term of contracts between the City and various providers of various support services for seniors through the Harris County Area Agency on Aging

In preparing these items for council approval we anticipated a council meeting on December 23rd. Since there will be no meeting that week these items would have to be approved on December 17 in order to maintain the services provided under the associated contracts.

Thank you for your consideration.

ALZHEIMER'S ASSOCIATION

Orig. Dept.: | **File/I.D. No.:**

INSTRUCTION: ENTITIES USING AN ASSUMED NAME SHOULD DISCLOSE SUCH FACT TO AVOID REJECTION OF THE AFFIDAVIT. THE FOLLOWING FORMAT IS RECOMMENDED: CORPORATE/LEGAL NAME DBA ASSUMED NAME.

STATE OF Texas §
§ **AFFIDAVIT OF OWNERSHIP OR CONTROL**
COUNTY OF Harris §

BEFORE ME, the undersigned authority, on this day personally appeared Richard Elbein [*FULL NAME*] (hereafter "Affiant"), Chief Executive Officer [*STATE TITLE/CAPACITY WITH CONTRACTING ENTITY*] of Alzheimer's Association, Houston & Southeast Texas Chapter [CONTRACTING ENTITY'S CORPORATE/LEGAL NAME] ("Contracting Entity"), who being by me duly sworn on oath stated as follows:

1. Affiant is authorized to give this affidavit and has personal knowledge of the facts and matters herein stated.

2. Contracting Entity seeks to do business with the City in connection with Caregiver Information Services [*DESCRIBE PROJECT OR MATTER*], which is expected to be in an amount that exceeds $50,000.

3. The following information is submitted in connection with the proposal, submission or bid of Contracting Entity in connection with the above described project or matter.

4. Contracting Entity is organized as a business entity as noted below (Type (**X**) as applicable).

FOR PROFIT ENTITY:

- [ ] SOLE PROPRIETORSHIP
- [ ] CORPORATION
- [ ] PARTNERSHIP
- [ ] LIMITED PARTNERSHIP
- [ ] JOINT VENTURE
- [ ] LIMITED LIABILITY COMPANY
- [ ] OTHER (Specify type in space below)

NON-PROFIT ENTITY:

- [X] NON-PROFIT ORPORATION
- [ ] UNINCORPORATED ASSOCIATION

Orig. Dept.: **File/I.D. No.:**

5. The information shown below is true and correct for the Contracting Entity and all owners of 5% or more of the Contracting Entity and, where the Contracting Entity is a non-profit entity, the required information has been shown for each officer. ***[NOTE: IN ALL CASES, USE FULL NAMES, LOCAL BUSINESS AND RESIDENCE ADDRESSES AND TELEPHONE NUMBERS. DO NOT USE POST OFFICE BOXES FOR ANY ADDRESS. INCLUSION OF E-MAIL ADDRESSES IS OPTIONAL, BUT RECOMMENDED. ATTACH ADDITIONAL SHEETS AS NEEDED.]***

Contracting Entity:

Name:	Richard Elbein, Chief Executive Officer
Business Address *[No./Street]*:	6055 South Loop East at Long Drive
[City / State / Zip Code]:	Houston, TX 77087
Telephone Number:	713-314-1333
Email Address:	relbein@alz.org
Residence Address *[No./Street]*:	3706 Charleston
[City / State / Zip Code]:	Houston, TX 77021
Telephone Number:	713-858-8449
Email Address:	

5% Owner(s) or More (IF NONE, STATE "NONE."):

Name:	NONE
Business Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	
Residence Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	

Orig. Dept.: **File/I.D. No.:**

5. The information shown below is true and correct for the Contracting Entity and all owners of 5% or more of the Contracting Entity and, where the Contracting Entity is a non-profit entity, the required information has been shown for each officer. ***[NOTE: IN ALL CASES, USE FULL NAMES, LOCAL BUSINESS AND RESIDENCE ADDRESSES AND TELEPHONE NUMBERS. DO NOT USE POST OFFICE BOXES FOR ANY ADDRESS. INCLUSION OF E-MAIL ADDRESSES IS OPTIONAL, BUT RECOMMENDED. ATTACH ADDITIONAL SHEETS AS NEEDED.]***

Contracting Entity:

Name:	Julie Fenske, Chair of the Board
Business Address *[No./Street]*:	8580 Woodway
[City / State / Zip Code]:	Houston, TX 77063
Telephone Number:	713-979-3100
Email Address:	jfenske@buckinghamhouston.com
Residence Address *[No./Street]*:	21403 Penshore Lane
[City / State / Zip Code]:	Katy, Texas 77450-6505
Telephone Number:	585-248-0495
Email Address:	

5% Owner(s) or More (IF NONE, STATE "NONE."):

Name:	NONE
Business Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	
Residence Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	

Orig. Dept.: **File/I.D. No.:**

5. The information shown below is true and correct for the Contracting Entity and all owners of 5% or more of the Contracting Entity and, where the Contracting Entity is a non-profit entity, the required information has been shown for each officer. ***[NOTE: IN ALL CASES, USE FULL NAMES, LOCAL BUSINESS AND RESIDENCE ADDRESSES AND TELEPHONE NUMBERS. DO NOT USE POST OFFICE BOXES FOR ANY ADDRESS. INCLUSION OF E-MAIL ADDRESSES IS OPTIONAL, BUT RECOMMENDED. ATTACH ADDITIONAL SHEETS AS NEEDED.]***

Contracting Entity:

Name:	Jill Wright, Vice Chair of the Board
Business Address *[No./Street]*:	1500 North Post Oak, Suite 190
[City / State / Zip Code]:	Houston, TX 77055
Telephone Number:	713-880-3509
Email Address:	
Residence Address *[No./Street]*:	9302 Oakford Court
[City / State / Zip Code]:	Houston, TX 77024
Telephone Number:	713-819-8111
Email Address:	

5% Owner(s) or More (IF NONE, STATE "NONE."):

Name:	NONE
Business Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	
Residence Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	

Orig. Dept.: **File/I.D. No.:**

5. The information shown below is true and correct for the Contracting Entity and all owners of 5% or more of the Contracting Entity and, where the Contracting Entity is a non-profit entity, the required information has been shown for each officer. ***[NOTE: IN ALL CASES, USE FULL NAMES, LOCAL BUSINESS AND RESIDENCE ADDRESSES AND TELEPHONE NUMBERS. DO NOT USE POST OFFICE BOXES FOR ANY ADDRESS. INCLUSION OF E-MAIL ADDRESSES IS OPTIONAL, BUT RECOMMENDED. ATTACH ADDITIONAL SHEETS AS NEEDED.]***

Contracting Entity:

Name:	Jim Denman, Treasurer of the Board
Business Address *[No./Street]*:	140 N. Temple Drive
[City / State / Zip Code]:	Diboll, TX 75941
Telephone Number:	888-608-7787
Email Address:	
Residence Address *[No./Street]*:	102 Honeysuckle Lane
[City / State / Zip Code]:	Lufkin, TX 75904
Telephone Number:	936-634-1449
Email Address:	

5% Owner(s) or More (IF NONE, STATE "NONE."):

Name:	NONE
Business Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	
Residence Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	

Orig. Dept.: **File/I.D. No.:**

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Contracting Entity:

Name:	Lynn Bencowitz, Secretary of the Board
Business Address *[No./Street]*:	2495 Broadway
[City / State / Zip Code]:	Beaumont, TX 77702
Telephone Number:	409-835-4000
Email Address:	
Residence Address *[No./Street]*:	5790 Townhouse Lane
[City / State / Zip Code]:	Beaumont, TX 77702
Telephone Number:	409-860-5795
Email Address:	

5% Owner(s) or More (IF NONE, STATE "NONE."):

Name:	NONE
Business Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	
Residence Address *[No./Street]*:	
[City / State / Zip Code]:	
Telephone Number:	
Email Address:	

Orig. Dept.: **File/I.D. No.:**

6. Optional Information

Contracting Entity and/or N/A *[NAME OF OWNER OR NON-PROFIT OFFICER]* is actively protesting, challenging or appealing the accuracy and/or amount of taxes levied against _____ *[CONTRACTING ENTITY, OWNER OR NON-PROFIT OFFICER]* as follows:

Name of Debtor: _____
Tax Account Nos.: _____
Case or File Nos.: _____
Attorney/Agent Name: _____
Attorney/Agent Phone No.: _____
Tax Years: _____

Status of Appeal *[DESCRIBE]*:

_____
_____
_____
_____

Affiant certifies that he or she is duly authorized to submit the above information on behalf of the Contracting Entity, that Affiant is associated with the Contracting Entity in the capacity noted above and has personal knowledge of the accuracy of the information provided herein, and that the information provided herein is true and correct to the best of Affiant's knowledge and belief.

_____
Affiant

SWORN TO AND SUBSCRIBED before me this 31st day of October, 2014

(Seal)

LYNN C POWERS
NOTARY PUBLIC
STATE OF TEXAS
MY COMM. EXPIRES
10-03-2016

_____
Notary Public

NOTE:
This affidavit constitutes a government record as defined by Section 37.01 of the Texas Penal Code. Submission of

NOTE:
This affidavit constitutes a government record as defined by Section 37.01 of the Texas Penal Code. Submission of a false government record is punishable as provided in Section 37.10 of the Texas Penal Code. Attach additional pages if needed to supply the required names and addresses.

124(e) of the Code of Ordinances of the COH, the Office of
lies that the tax delinquency status for the current tax year
ontracting entities contained in this log.

Green, City Controller

Notice
MARCH 2014 - FEBRUARY 2015

Company Name/Address	OWNERS OR OFFICERS	5%	Account No.	City Tax	County Tax	Years	Notes
	1900 BERING DR HOUSTON, TX 77057						
ALZHEIMER'S ASSOCIATION, HOUSTON & SOUTHEAST TEXAS CHAPTER 6055 SOUTH LOOP EAST AT LONG DR HOUSTON, TX 77087			no del found				
	JULIE FENSKE, CHAIR OF THE BOARD 21403 PENSHORE LAND KATY, TX 77450-5505		no del found				no account found at HCTO
	JILL WRIGHT, VICE CHAIR OF BOARD 9302 OAKFORD COURT HOUSTON, TX 77024		no del found				
	JIM DENMAN, TREASURER 102 HONEYSUCKLE LN LUFKIN, TX 75904		no del found				no account found at HCTO
	LYNN BENCOWITZ, SECRETARY 5790 TOWNHOUSE LN BEAUMONT, TX 77702		no del found				no account found at HCTO
HEIGHTS HEARING AIDS, LLC 325 W. 20TH #100 HOUSTON, TX 77008			no del found				no account found at HCTO
	PAULA R. WATSON 27506 THE SHORES CT. SPRING, TX 77386		no del found				no account found at HCTO
COUNCIL FOR HEALTH EDUCATION & **DEVELOPMENT, LLC (CFHED)** 110 HEATHGATE DR. HOUSTON, TX 77062			no del found				Name at address is THOMAS A ZAUBI
	NONE						
TEXAS DENTAL PROFESSIONAL CORP. 1445 N. LOOP WEST STE. 1000 HOUSTON, TX 77008			no del found				no account found at HCTO
	OSCAR F. WOOD, DDS 21802 CROSSGLEN CT SPRING, TX 77373		no del found				

CONFLICT OF INTEREST QUESTIONNAIRE

FORM CIQ

For vendor or other person doing business with local governmental entity

This questionnaire reflects changes made to the law by H.B. 1491, 80th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code by a person who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the person meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the person becomes aware of facts that require the statement to be filed. *See* Section 176.006, Local Government Code.

A person commits an offense if the person knowingly violates Section 176.006, Local Government Code. An offense under this section is a Class C misdemeanor.

OFFICE USE ONLY
Date Received

1 **Name of person who has a business relationship with local governmental entity.**

N/A

2 ☐ **Check this box if you are filing an update to a previously filed questionnaire.**

(The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date the originally filed questionnaire becomes incomplete or inaccurate.)

3 **Name of local government officer with whom filer has employment or business relationship.**

_____

Name of Officer

This section (item 3 including subparts A, B, C & D) must be completed for each officer with whom the filer has an employment or other business relationship as defined by Section 176.001(1-a), Local Government Code. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer named in this section receiving or likely to receive taxable income, other than investment income, from the filer of the questionnaire?

☐ Yes ☐ No

B. Is the filer of the questionnaire receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer named in this section AND the taxable income is not received from the local governmental entity?

☐ Yes ☐ No

C. Is the filer of this questionnaire employed by a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership of 10 percent or more?

☐ Yes ☐ No

D. Describe each employment or business relationship with the local government officer named in this section.

4

Signature of person doing business with the governmental entity

31-OCT-2014

Date

Adopted 06/29/2007

CONTRACTOR SUBMISSION LIST FORM
CITY OF HOUSTON FAIR CAMPAIGN ORDINANCE

The City of Houston Fair Campaign Ordinance makes it unlawful for a Contractor to offer any contribution to a candidate-for City elective office (including elected officers-elect) during a certain period of time prior to and following the award of the Contract by the City Council. The term "Contractor" includes proprietors of proprietorships, partners or joint venturers having an equity interest of 10 percent or more for the partnership or Joint Venture, and officers, directors and holders of 10 percent or more of the outstanding shares of corporations. A statement disclosing the names and business addresses of each of those persons will be required to be submitted with each bid or proposal for a City Contract. See Chapter 18 of the Code of Ordinances, Houston, Texas for further information.

This list is submitted under the provisions of **§ 18-36(b)** of the Code of Ordinances, Houston, Texas, in connection with the attached proposal, submission or bid of:

Firm or Company Name: **Alzheimer's Association, Houston & Southeast Texas Chapter**

Firm or Company Address: **6055 South Loop East at Long Drive, Houston, TX 7787**

The firm/company is organized as a (Check one as applicable) and attach additional pages if needed to supply the required names and address:

[ ] **SOLE PROPRIETORSHIP**

Name _____ _____

Proprietor **Address**

[ ] **A PARTNERSHIP**

List each partner having equity interest of 10% or more of partnership (if none state "none")

Name _____ _____

Partner **Address**

Name _____ _____

Partner **Address**

[X] **A CORPORATION**

LIST ALL DIRECTORS OF THE CORPORATION (IF NONE STATE "NONE")

Name **Julie Fenske** **21403 Penshore Place, Katy, TX 77450**

Director **Address**

Name **Jill Wright** **9302 Oakford Court, Houston, TX 77024**

Director **Address**

Name **Jim Denman** **102 Honeysuckle Lane, Lufkin, TX 75904**

Director **Address**

CONTRACTOR SUBMISSION LIST FORM (CONTINUED)

LIST ALL OFFICERS OF THE CORPORATION (IF NONE STATE "NONE")

Name	Officer	Address
Name	Richard Elbein, CEO	3706 Charleston, Houston, TX 77021
Name	David Streusand, CFO	4922 Dumfries, Houston, TX 77096
Name	Kelly McCann, Chief Program Officer	6103 Pine Cove Drive, Houston, TX 77092

LIST ALL INDIVIDUALS OWNING 10% OR MORE OF OUTSTANDING SHARES OF STOCK OF THE CORPORATION (IF NONE STATE "NONE")

Name	Owner	Address
Name	NONE	
Name		
Name		

I certify that I am duly authorized to submit this list on behalf of the firm, that I am associated with the firm in the capacity noted below and that I have personal knowledge of the accuracy of the information provided herein.

Kelly McCann

Preparer

Kelly McCann

Printed name

Chief Program Officer

Title

NOTE: This list constitutes a **government record,** as defined by **§ 37.01** of the Texas Penal Code.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 10/28/2014

HHS-Prof Srvcs - Four Service Providers - older adults - Dental, Hearing and Vision Services

Agenda Item#: 20.

Summary:
ORDINANCE approving and authorizing various Vendor Agreements between the City of Houston and (1) **BRUCE MATSON, D.D.S.**, (2) **HOUSTON PRECISE DENTAL CARE, PLLC**, 3) **HEARING AID EXPRESS, INC**, (4) **HOME EYE DOC, PLLC**, respectively, for Professional Services provided to older adults through Harris County Area Agency on Aging of the Houston Department of Health and Human Services; providing maximum contract amounts - $3,325,000.00 - Grant Fund

Background:
The Houston Department of Health and Human Services (HDHHS) requests City Council approval of agreements to purchase professional services for **HEARING AID EXPRESS, INC., BRUCE A. MATSON, DDS, HOUSTON PRECISE DENTAL, PLLC,** and **HOUSTON EYE DOC, PLLC** for older adults. Agreements for each provider will initially begin on the date of the Countersignature of each respective Agreement remain in effect through September 30, 2015, with four one-year renewals with annual automatic renewals unless terminated under the terms of the agreement. The Director may extend the contracts for an additional 90 days if funds remain. The initial amount for the agreements effective on the date of the Countersignature for each respective Agreement through September 2015 is $525,000.00. The total contract(s) maximum amount for all providers is $3,325,000.00.

The City of Houston, as designated by the Texas Department of Aging and Disability Services, has authority and responsibility for funds authorized under the Older Americans Act of 1965, as amended. These funds are disbursed by the U.S. Department of Health and Human Services through the Texas Department of Aging and Disability Services and administered by HDHHS's Harris County Area Agency on Aging.

The Services will be provided by licensed audiologists and dentists and will include:

- **Dental Services (2 providers)**, including screening, procedures and devices to older adults.
- **Hearing Services**, including screening and devices to older adults.
- **Vision Care Services,** including educational, rehabilitative, preventative services and spectacles.

The following Providers and their respective total initial and maximum contract values are:

Contractor	Service	Initial Contract Amount through September 30, 2015	Maximum Contract Amount Over 5 Years
Bruce A. Matson, DDS	Dental Screening, Procedures and Devices	$150,000.00	$950,000.00
Houston Precise Dental, PLLC	Dental Screening, Procedures and Devices	$150,000.00	$950,000.00

Houston Aid Express, Inc.	Hearing Screening and Devices	$150,000.00	$950,000.00
Home Eye Doc, PLLC	Vision Screening, Education, and Spectacles	$75,000.00	$475,000.00
		$525,000.00	**$3,325,000.00**

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 ordinance is not applicable to **HOME EYE DOC, PLLC**.
· **DR. BRUCE MATSON, D.D.S.** and **HOUSTON PRECISE DENTAL, PLLC** have elected to pay into the Contractor Responsibility Fund in compliance with City policy.
· **HEARING AID EXPRESS, INC.** provides health benefits to eligible employees in compliance with City policy

Amount of Funding:
Initial Contract Amount: $525,000.00
Maximum Contract(s) Amount: $3,325,000.00
Fund 5030 - Federal State Local Passthrough

Source of Funding:
Grant Fund

Aging Title III Grant Fund (Fund 5030)

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

ATTACHMENTS:

	Description	Type
	HHS-Prof Srvcs - Four Service Providers - older adults - Dental, Hearing and Vision Services RCA	Signed Cover sheet
	HHS-Prof Srvcs - Four Service Providers - older adults - Dental, Hearing and Vision Services CAPTION	Ordinance/Resolution/Motion
	HHS-Prof Srvcs - Four Service Providers - Dental, Hearing and Vision Services AFFIDAVIT OF OWNERSHIP	Backup Material
	HHS-Prof Srvcs - Four Service Providers - older adults - Dental, Hearing and Vision Services FAIR CAMPAIGN	Backup Material
	HHS-Prof Srvcs - Four Service Providers - older adults - Dental, Hearing and Vision Services PAY OR PLAY	Backup Material
	HHS-Prof Srvcs - Four Service Providers - older adults - Dental, Hearing and Vision Services CONFLICT OF INTEREST	Backup Material
	HHS-Prof Srvcs - Four Service Providers - older adults - Dental, Hearing and Vision Services DELINQUENT TAX REPORT	Backup Material

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Agreements for professional services for older adults through four providers for the Houston Department of Health and Human Services	**Category #**	**Page 1 of 2**	**Agenda Item #**

FROM (Department or other point of origin): Department of Health and Human Services	**Origination Date** 10/28/2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** All	
For additional information contact: Kathy Barton Telephone: 832-393-5045; 713-826-5801	**Date and identification of prior authorizing Council action:**	

RECOMMENDATION: (Summary)
Approve agreements for professional services for older adults through four providers for the Houston Department of Health and Human Services.

Amount of Funding: Initial Contract Amount: $525,000.00 Maximum Contract(s) Amount: $3,325,000.00 Fund 5030 – Federal State Local Passthrough	**Finance Department:**

SOURCE OF FUNDING: [ ] General Fund [X] Grant Fund [ ] Enterprise Fund [ ] Other (Specify): Aging Title III Grant (Fund 5030)

The Houston Department of Health and Human Services (HDHHS) requests City Council approval of agreements to purchase professional services from Hearing Aid Express, Inc., Bruce A. Matson, DDS, Houston Precise Dental, PLLC, and Home Eye Doc, PLLC for older adults. Agreements for each provider will initially begin on the date of the Countersignature of each respective Agreement and remain in effect through September 30, 2015, with four one-year renewals with annual automatic renewals unless terminated under the terms of the agreement. The Director may extend the contracts for an additional 90 days if funds remain. The initial amount for the agreements effective on the date of Countersignature for each respective Agreement through September 2015 is $525,000.00. The total contract(s) maximum amount for all providers is $3,325,000.00.

The City of Houston, as designated by the Texas Department of Aging and Disability Services, has full authority and responsibility for funds authorized under the Older Americans Act of 1965, as amended. These funds are disbursed by the U.S. Department of Health and Human Services through the Texas Department of Aging and Disability Services and administered by HDHHS's Harris County Area Agency on Aging.

The Services will be provided by licensed audiologists and dentists and will include:

- **Dental Services (2 providers)**, including screening, procedures and devices to older adults.
- **Hearing Services**, including screening and devices to older adults.
- **Vision Care Services**, including educational, rehabilitative, preventative services and spectacles.

REQUIRED AUTHORIZATION

Finance Department	**Other Authorization:**	**Other Authorization:**

The following Providers and their respective total initial and maximum contract values are:

Contractor	Service	Initial Contract Amount through September 30, 2015	Maximum Contract Amount Over 5 Years
Bruce A. Matson, DDS	Dental Screening, Procedures and Devices	$150,000.00	$950,000.00
Houston Precise Dental, PLLC	Dental Screening, Procedures and Devices	$150,000.00	$950,000.00
Hearing Aid Express, Inc.	Hearing Screening and Devices	$150,000.00	$950,000.00
Home Eye Doc, PLLC	Vision Screening, Education, and Spectacles	$75,000.00	$475,000.00
		$525,000.00	**$3,325,000.00**

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 ordinance is not applicable to Home Eye Doc, PLLC. Dr. Bruce Matson, D.D.S. and Houston Precise Dental, PLLC have elected to pay into the Contractor Responsibility Fund in compliance with City policy. Hearing Aid Express, Inc. provides health benefits to eligible employees in compliance with City policy.

cc: Finance Director
Legal Department
Agenda Director

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B, District E, District I

Item Creation Date: 12/9/2014

HAS - Authorization for Mayor to Accept Grants

Agenda Item#: 21.

Summary:
ORDINANCE approving and authorizing the Mayor to accept grant offers up to $75,000,000.00 from the **FEDERAL AVIATION ADMINISTRATION**, **THE DEPARTMENT OF HOMELAND SECURITY** and the **TEXAS DEPARTMENT OF TRANSPORTATION** for projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Airport; declaring the City's eligibility for such grants - **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**

Background:
Preliminary notification from the Federal Aviation Administration (FAA) indicates that the Houston Airport System's (HAS) allocated share of entitlement grant funds for Federal Fiscal Year (FFY) 2015 is approximately $16,500,000.00. FAA Entitlement grant funds will pay for Airfield, Taxiway, Runway Improvement Projects and Master Plan Projects at George Bush Intercontinental Airport/Houston (IAH), William P. Hobby Airport (HOU) and Ellington Airport (EFD).

The FAA has indicated a potential exists for additional discretionary funds to become available in this year's FAA final disbursement of discretionary funds near the end of September 2015. Approval to accept the Federal Fiscal Year 2015 discretionary grants in advance enables HAS to react quickly and take advantage of any FAA funding if it becomes available.

The U.S. Department of Homeland Security has indicated funds are available for HAS.

The airport division of TXDOT has indicated there are funds available for EFD. These funds will be used to rehabilitate pavement at EFD and improve other facilities at EFD.

Approval of this ordinance authorizes the Mayor to accept grant offers for HAS within the shortened time and assure the funds are not lost. Therefore, HAS is requesting authorization for the Mayor to accept grant offers in a cumulative amount up to $75,000,000.00.

Prior Council Action:

Amount of Funding:
REVENUE:
$16,500,000.00 – FAA Entitlement funds
$ 5,000,000.00 – Potential FAA Discretionary funds
$53,000,000.00 – Department of Homeland Security
$ 500,000.00 – State (TXDOT)
$75,000,000.00 Total

Contact Information:
Kathy Elek Phone: 281-233-1826
Jeffrey Brown 281-233-1909

ATTACHMENTS:

	Description	Type
🗋	HAS - Authorization for Mayor to Accept Grants - RCA	Signed Cover sheet
🗋	HAS - Authorization for Mayor to Accept Grants - Ordinance	Ordinance/Resolution/Motion
🗋	HAS - Authorization for Mayor to Accept Grants - Caption	Other

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

SUBJECT: Authorization for Mayor to accept FAA, DHS, and TXDOT grant offers up to $75,000,000 for projects at George Bush Intercontinental Airport /Houston(IAH), William P. Hobby Airport (HOU) and Ellington Airport (EFD)	**Category #**	**Page 1 of 1**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** October 13, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B, E & I	
For additional information contact: Kathy Elek **Phone:** 281-233-1826 Jeffrey Brown 281-233-1909	**Date and identification of prior authorizing Council action:** N/A	

AMOUNT & SOURCE OF FUNDING:

REVENUE: Airport Improvement Program Grants
$16,500,000.00 – FAA Entitlement funds
$ 5,000,000.00 – Potential FAA Discretionary funds
$53,000,000.00 – Department of Homeland Security
$ 500,000.00 – State (TXDOT)
$75,000,000.00 Total

Prior appropriations:
N/A

RECOMMENDATION: (Summary)

Enact an ordinance authorizing the Mayor to accept FAA, DHS, and TXDOT grant offers up to $75,000,000 for projects at George Bush Intercontinental Airport /Houston(IAH), William P. Hobby Airport (HOU) and Ellington Airport (EFD)

SPECIFIC EXPLANATION:

Preliminary notification from the Federal Aviation Administration (FAA) indicates that the Houston Airport System's (HAS) allocated share of entitlement grant funds for Federal Fiscal Year (FFY) 2015 is approximately $16,500,000.00. FAA Entitlement grant funds will pay for Airfield, Taxiway, Runway Improvement Projects and Master Plan Projects at George Bush Intercontinental Airport/Houston (IAH), William P. Hobby Airport (HOU) and Ellington Airport (EFD).

The FAA has indicated a potential exists for additional discretionary funds to become available in this year's FAA final disbursement of discretionary funds near the end of September 2015. Approval to accept the Federal Fiscal Year 2015 discretionary grants in advance enables HAS to react quickly and take advantage of any FAA funding if it becomes available.

The U.S. Department of Homeland Security has indicated funds are available for HAS.

The airport division of TXDOT has indicated there are funds available for EFD. These funds will be used to rehabilitate pavement at EFD and improve other facilities at EFD.

Approval of this ordinance authorizes the Mayor to accept grant offers for the City within the shortened time and assure the funds are not lost. Therefore, HAS is requesting authorization for the Mayor to accept grant offers in a cumulative amount up to $75,000,000.00.

JB:KBG:ask

REQUIRED AUTHORIZATION

Finance Department::	**Other Authorization:**	**Other Authorization:**

F&A 011.A REV. 12/94

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 12/9/2014

HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc., Project 536G

Agenda Item#: 22.

Summary:
ORDINANCE appropriating $83,911.62 out of HAS Consolidated 2004 AMT Construction Fund as an additional appropriation to Project Development Agreement with **UNITED AIRLINES, INC** for the extension of the Automated People Mover at George Bush Intercontinental Airport/Houston (Approved by Ordinance No. 2008-384); approving payment of $83,911.62 to United Airlines, Inc; approving and authorizing Release and Settlement Agreement with United Airlines, Inc

Background:
On April 30, 2008, City Council approved a Project Development Agreement (PDA) between the City of Houston and United Airlines, Inc., (formerly, Continental Airlines) to provide supervision, management and coordination of the construction of expanding the Automated People Mover (APM) that serves Terminal A including a link to connect Terminals A and B, a station at Terminal A and a sterile corridor connecting the north and south concourses of Terminal A.

The work was completed in Fiscal Year 2012 and the Houston Airport System closed all internal SAP structures regarding this PDA. However one invoice was left outstanding. The requested appropriation will pay the final invoice amount.

Prior Council Action:
04/30/2008 (O) 2008-384

Amount of Funding:
$83,911.62 - HAS Consolidated 2004 AMT Construction Fund (8203)

(Prior Appropriations: $7,113,114.00)

Source of Funding:
Enterprise Fund

Contact Information:
Kathy Elek Phone: 281-233-1826
Jeffrey Brown 281-233-1909

ATTACHMENTS:

	Description	Type
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc. - RCA	Signed Cover sheet
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc., Project 536G - Ordinance	Ordinance/Resolution/Motion
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc., Project 536G - contract	Contract/Exhibit
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc., Project 536G - caption	Backup Material
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc. - Prior RCA	Backup Material
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc. - Prior Ordinance	Backup Material

	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc. - Affidavit of Ownership	Backup Material
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc. - TX Sec of State	Backup Material
	HAS - Additional Appropriation for PDA and Settlement Agreement with United Airlines, Inc. - TX Comptroller	Backup Material

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

SUBJECT: Additional Appropriation for the Project Development Agreement (PDA) with United Airlines, Inc. (formerly, Continental Airlines) Related to the Extension of the Automated People Mover (APM) at George Bush Intercontinental Airport/Houston; Project No. 536G; (WBS # A-000354-0004-4-01); Approve and Authorize a Related Release and Settlement Agreement	**Page 1 of 1**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** September 29, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B	
For additional information contact: Kathy Elek **Phone:** 281-233-1826 Jeffrey Brown 281-233-1909	**Date and identification of prior authorizing Council action:** 04/30/2008 (O) 2008-384	
AMOUNT & SOURCE OF FUNDING: CIP No. A-0354.14.2 $83,911.62 HAS Consd2004AMT (8203)	**Prior appropriations:** 4/30/08.....$6,990,805.00 HAS Consd2004AMT (8203) 4/30/08.....$ 122,339.00 HAS Arpt Improvement (8011) Total.....$7,113,144.00	

RECOMMENDATION: (Summary)

Enact an ordinance for an additional appropriation for the Project Development Agreement (PDA) with United Airlines, Inc. (formerly, Continental Airlines) related to the extension of the Automated People Mover (APM) at George Bush Intercontinental Airport/Houston and approve and authorize a related release and settlement agreement with United Airlines, Inc.

SPECIFIC EXPLANATION:

On April 30, 2008, City Council approved a Project Development Agreement (PDA) between the City of Houston and United Airlines, Inc., (formerly, Continental Airlines) to provide supervision, management and coordination of the construction of expanding the Automated People Mover (APM) that serves Terminal A including a link to connect Terminals A and B, a station at Terminal A and a sterile corridor connecting the north and south concourses of Terminal A.

The work was completed in Fiscal Year 2012 and the Houston Airport System closed all internal SAP structures regarding this PDA. However one invoice was left outstanding. The requested appropriation will pay the final invoice amount.

REQUIRED AUTHORIZATION		
Finance Department:	**Other Authorization:**	**Other Authorization:**

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 12/3/2014

HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N

Agenda Item#: 23.

Summary:
ORDINANCE appropriating $14,667,092.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 6 to the Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Terminal D Phase IV Construction Services at George Bush Intercontinental Airport/Houston (Project No. 500N; providing funding for engineering testing services, contingencies relating to construction of facilities financed by such funds and the Civic Art Program - **DISTRICT B - DAVIS**

Background:
PROJECT LOCATION: Terminal D at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: On December 9, 2009, City Council approved a Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D improvements and construction of a new North Concourse. The initial appropriation was for preconstruction phase services, including but not limited to construction document review and revisions, value engineering, budget and cost consulting, and developing a Critical Path Project schedule for each phase and for the overall project.

On December 21, 2011, City Council approved Amendment No. 1 to approve the Guaranteed Maximum Price (GMP) for Phase I, Construction of Gate 12A modifications and improvements. Phase I work included the replacement of the Passenger Loading Bridge (PLB) at Gate 12 with a new unit capable of serving the U1 doorway on an Airbus A380-800, a new prefabricated walkway to connect the new PLB to the terminal building, a new structural floor slab and access doorway within the terminal to facilitate access to the new walkway and PLB, 2 new pre-conditioned air units, 2 ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate 12, purchase and installation of 2 double hydrant jet fuel pits, re-striping of aprons and taxiway approaches, and purchase and installation of 8 new Visual Display Guidance Systems (VDGS) complete with structural supports and Airport Operations Data Base software integrated with the HAS operational computer systems.

On October 10, 2012, City Council approved Amendment No. 2 to provide funding for Phase IIA GMP. Phase IIA consisted of refurbishing and “freshening” of the departure level, sterile corridor, and boarding piers of Terminal D. The work involved painting of all hard surfaces (walls, doors and moldings), replacement of all carpeted flooring areas, re-lamping of light fittings, replacement of handrails with stainless steel, meeting ADA regulations for height and location, renovation of the boarding counters at Gates D11 and D12 and the rearrangement of seating to provide adequate hold room capacity for the Airbus A380-800.

On August 28, 2013, City Council approved Amendment No. 3 and provided funding for Phase IIB GMP. Phase IIB included the demolition of existing Flight Information Display System (FIDS) throughout Terminal D and provided new FIDS monitors and supports; furnished and installed six new PC Air and 400Hz units at Gates D2, D4, D5, D7, D9, and D11; furnished and installed three new VDGS units at Gates D6, D8, and D10; upgraded electrical power within the Terminal to accommodate the new PC Air and 400Hz units; and upgraded the finishes and furniture in the shared airline lounge.

On July 16, 2014, City Council approved Amendment No. 4 and provided funding for Phase III GMP. Phase III included the purchase of equipment, materials and preconstruction services for replacement of the Passenger Loading Bridges (PLBs) at Gates D9 and D9A with two new bridges to serve an Airbus A380-800, two new prefabricated walkways to connect the new PLBs to the terminal buildings, new structural floor slabs and access doorways within the terminal to facilitate access to the new walkways and PLBs, two new preconditioned air units, two ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate D9, and purchase and installation of two double hydrant jet fuel pits. It also included the long lead material for restroom improvements and preconstruction services.

On August 20, 2014, City Council approved Amendment No. 5 and provided funding for Phase IIIB GMP. Phase IIIB GMP included construction services for the installation of the items purchased in Amendment No. 4.

It is now requested that City Council approve Amendment No. 6 and provide funding for Phase IV GMP. Phase IV GMP includes capacity-increasing upgrades to the existing Baggage Handling System necessary to accommodate recent and upcoming increases in traffic through Terminal D, lighting upgrades needed to improve the space which has been slowly darkened over time with the build-out of the FIS and Terminal E buildings directly adjacent to the terminal, and improvements to ticket and gate counters in poor condition that have surpassed their serviceable life. The ticket counter scope will include replacement and rearrangement of bulkhead and back wall details in the ticketing lobby for an updated aesthetic, new scale wells, new counters and new common use inserts in the counters, and the replacement of aging and damaged terrazzo floor covering in the ticketing level.

PAY OR PLAY: The contract requires compliance with the City's 'Pay or Play' ordinance regarding benefits for employees of City contracts. In this case, the contractor provides benefits for some employees but will pay into the Contract Responsibility fund for others, in compliance with City policy.

PROJECT COST: The total amount appropriated for Contract 500N Phase IV is as follows:

$12,894,146 Guaranteed Maximum Price (GMP)
$ 1,289,414 Construction Contingency (10%)
$ 257,884 Testing (2%)
$ 225,648 Civic Art (1.75%)
$14,667,092 Total Appropriation

Engineering testing services will be provided by Geotech Engineering and Testing under contract number 4600012369.

MBE/WBE/SBE PARTICIPATION: This contract has a thirty-three percent (33%) MBE/WBE/SBE participation goal which is comprised of fifteen percent (15%) MBE, one percent (1%) WBE and seventeen percent (17%) SBE participation goals.

Firms	Type of Work	Amount	%
Aggregate Technologies	Coring and Sawcutting	$ 46,795.00	00.36%
Ideal Finishes, Inc.	Interior Painting	$ 136,500.00	01.06%
TAG Electric Company, L.P.	Electrical	$1,010,345.00	07.84%
Gralan Enterprises	Concrete	$ 587,660.00	04.56%
Bryne Metals Corp	Composite Metal Panels	$ 147,500.00	01.14%
Tejas Office Supplies	Office Supplies	$ 1,950.00	00.02%
Multitech Group	Baggage Handling System	$ 300,000.00	02.33%
Gurrola Reprographics	Printing	$ 1,625.00	00.01%
Airport Technical Support	Fixed Walkway	$ 58,638.00	00.45%
GC Remediation LTS	Acrylic Wall Panels	$ 198,700.00	01.54%
	Total	$2,489,713.00	19.31%

The initial appropriation approved by Council was for pre-construction services, which the contractor has performed in-house. The additional appropriation for Phase I was primarily for purchase of a Passenger Loading Bridge and related equipment; therefore due to limited capacity for subcontracting, the participation on Phase I was set at fifteen percent (15%).

The contractor is currently achieving 17.8% participation. This Construction Management at Risk Agreement was originally based on an estimated construction value of $188 million. Since the project commenced, the scope of the Terminal D renovations was reduced to a construction value of approximately $44 million. However, purchase of capital equipment, such as Passenger Loading Bridges and Baggage Handling Systems, was not reduced proportionately, making it difficult to achieve the original participation goal. The HAS Office of Business Opportunity has and will continue to work with the contractor to identify additional opportunities for subcontracting.

Prior Council Action:

12/09/09 (O) 2009-1273	08/28/13 (O) 2013-0776
12/21/11 (O) 2011-1189	07/16/14 (O) 2014-0708

10/10/12 (O) 2012-0899 08/20/14 (O) 2014-0791

Amount of Funding:
CIP No. A-0483.33 $ 9,653,068.00
HAS Aprt Improvement (8011)
CIP No. A-0483.32 $ 4,788,376.00
HAS Aprt Improvement (8011)
CIP No. A-0422.95 $ 225,648.00
HAS Aprt Improvement (8011)
Total $14,667,092.00
(Prior Appropriations: $29,239,249.00)

Source of Funding:
Enterprise Fund

Contact Information:
Kathy Elek Phone 281/233-1826
Jeffrey Brown 281/233-1909

ATTACHMENTS:

Description	Type
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - RCA	Signed Cover sheet
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - ordinance	Ordinance/Resolution/Motion
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - caption	Other
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - Prior RCAs	Backup Material
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - Prior Ordinances	Backup Material
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - Fair Campaign	Backup Material
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - Affidavit of Ownership	Backup Material
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - Conflict of Interest	Backup Material
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - TX Sec of State	Backup Material
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - TX Comptroller	Backup Material
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - contract	Contract/Exhibit
HAS - Amendment No 6 to CMAR with Manhattan for Terminal D Phase IV, Project 500N - SAP/Finance Docs	Financial Information

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

SUBJECT: Amendment No. 6 to the Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D Phase IV – Construction Services at George Bush Intercontinental Airport/Houston (IAH), Project No. 500N; (WBS# A-000483-0013-4-01-01; A-000483-0014-4-01-01 Contract No. 4600010038)	**Category**	**Page 1 of 3**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** December 3, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B	
For additional information contact: Kathy Elek Phone 281/233-1826 Jeffrey Brown 281/233-1909	**Date and identification of prior authorizing Council action:** 12/09/09 (O) 2009-1273 08/28/13 (O) 2013-0776 12/21/11 (O) 2011-1189 07/16/14 (O) 2014-0708 10/10/12 (O) 2012-0899 08/20/14 (O) 2014-0791	

AMOUNT & SOURCE OF FUNDING:

CIP No. A-0483.33	$ 9,653,068.00
	HAS Aprt Improvement (8011)
CIP No. A-0483.32	$ 4,788,376.00
	HAS Aprt Improvement (8011)
CIP No. A-0422.95	$ 225,648.00
	HAS Aprt Improvement (8011)
Total	$14,667,092.00

Prior appropriations:

12/09/09	$3,515,246.00
HAS Consd2004 AMT (8203)	
12/09/09	$ 61,517.00
HAS Aprt Improvement (8011)	
12/21/11	$3,900,000.00
HAS 98BAMT Const (8006)	
12/21/11	$2,062,992.00
HAS Aprt Improvement (8011)	
10/10/12	$2,355,918.00
HAS Revenue (8001)	
8/28/13	$5,463,130.00
HAS Aprt Improvement (8011)	
8/28/13	$ 95,605.00
HAS Aprt Improvement (8011)	
8/28/13	$1,308,762.00
HAS Revenue (8001)	
07/16/2014	$3,866,110.00
HAS Arpt Improvement (8011)	
08/20/14	$6,609,969.00
HAS Arpt Improvement (8011)	
Total	$29,239,249.00

RECOMMENDATION: (Summary) Enact an ordinance to approve Amendment No. 6 to the Construction Management at Risk Agreement with Manhattan Construction Company and appropriate the necessary funds to finance the costs of these construction services.

PROJECT LOCATION: Terminal D at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: On December 9, 2009, City Council approved a Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D improvements and construction of a new North Concourse. The initial appropriation was for preconstruction phase services, including but not limited to construction document review and revisions, value engineering, budget and cost consulting, and developing a Critical Path Project schedule for each phase and for the overall project.

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

On December 21, 2011, City Council approved Amendment No. 1 to approve the Guaranteed Maximum Price (GMP) for Phase I, Construction of Gate 12A modifications and improvements. Phase I work included the replacement of the Passenger Loading Bridge (PLB) at Gate 12 with a new unit capable of serving the U1 doorway on an Airbus A380-800, a new prefabricated walkway to connect the new PLB to the terminal building, a new structural floor slab and access doorway within the terminal to facilitate access to the new walkway and PLB, 2 new pre-conditioned air units, 2 ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate 12, purchase and installation of 2 double hydrant jet fuel pits, re-striping of aprons and taxiway approaches, and purchase and installation of 8 new Visual Display Guidance Systems (VDGS) complete with structural supports and Airport Operations Data Base software integrated with the HAS operational computer systems.

On October 10, 2012, City Council approved Amendment No. 2 to provide funding for Phase IIA GMP. Phase IIA consisted of refurbishing and "freshening" of the departure level, sterile corridor, and boarding piers of Terminal D. The work involved painting of all hard surfaces (walls, doors and moldings), replacement of all carpeted flooring areas, re-lamping of light fittings, replacement of handrails with stainless steel, meeting ADA regulations for height and location, renovation of the boarding counters at Gates D11 and D12 and the rearrangement of seating to provide adequate hold room capacity for the Airbus A380-800.

On August 28, 2013, City Council approved Amendment No. 3 and provided funding for Phase IIB GMP. Phase IIB included the demolition of existing Flight Information Display System (FIDS) throughout Terminal D and provided new FIDS monitors and supports; furnished and installed six new PC Air and 400Hz units at Gates D2, D4, D5, D7, D9, and D11; furnished and installed three new VDGS units at Gates D6, D8, and D10; upgraded electrical power within the Terminal to accommodate the new PC Air and 400Hz units; and upgraded the finishes and furniture in the shared airline lounge.

On July 16, 2014, City Council approved Amendment No. 4 and provided funding for Phase III GMP. Phase III included the purchase of equipment, materials and preconstruction services for replacement of the Passenger Loading Bridges (PLBs) at Gates D9 and D9A with two new bridges to serve an Airbus A380-800, two new prefabricated walkways to connect the new PLBs to the terminal buildings, new structural floor slabs and access doorways within the terminal to facilitate access to the new walkways and PLBs, two new preconditioned air units, two ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate D9, and purchase and installation of two double hydrant jet fuel pits. It also included the long lead material for restroom improvements and preconstruction services.

On August 20, 2014, City Council approved Amendment No. 5 and provided funding for Phase IIIB GMP. Phase IIIB GMP included construction services for the installation of the items purchased in Amendment No. 4.

It is now requested that City Council approve Amendment No. 6 and provide funding for Phase IV GMP. Phase IV GMP includes capacity-increasing upgrades to the existing Baggage Handling System necessary to accommodate recent and upcoming increases in traffic through Terminal D, lighting upgrades needed to improve the space which has been slowly darkened over time with the build-out of the FIS and Terminal E buildings directly adjacent to the terminal, and improvements to ticket and gate counters in poor condition that have surpassed their serviceable life. The ticket counter scope will include replacement and rearrangement of bulkhead and back wall details in the ticketing lobby for an updated aesthetic, new scale wells, new counters and new common use inserts in the counters, and the replacement of aging and damaged terrazzo floor covering in the ticketing level.

PAY OR PLAY: The contract requires compliance with the City's 'Pay or Play' ordinance regarding benefits for employees of City contracts. In this case, the contractor provides benefits for some employees but will pay into the Contract Responsibility fund for others, in compliance with City policy.

PROJECT COST: The total amount appropriated for Contract 500N Phase IV is as follows:

$12,894,146	Guaranteed Maximum Price (GMP)
$ 1,289,414	Construction Contingency (10%)
$ 257,884	Testing (2%)
$ 225,648	Civic Art (1.75%)
$14,667,092	Total Appropriation

Engineering testing services will be provided by Geotech Engineering and Testing under contract number 4600012369.

MBE/WBE/SBE PARTICIPATION: This contract has a thirty-three percent (33%) MBE/WBE/SBE participation goal which is comprised of fifteen percent (15%) MBE, one percent (1%) WBE and seventeen percent (17%) SBE participation goals.

Firms	Type of Work	Amount	%
Aggregate Technologies	Coring and Sawcutting	$ 46,795.00	00.36%
Ideal Finishes, Inc.	Interior Painting	$ 136,500.00	01.06%
TAG Electric Company, L.P.	Electrical	$1,010,345.00	07.84%
Gralan Enterprises	Concrete	$ 587,660.00	04.56%
Bryne Metals Corp	Composite Metal Panels	$ 147,500.00	01.14%
Tejas Office Supplies	Office Supplies	$ 1,950.00	00.02%
Multitech Group	Baggage Handling System	$ 300,000.00	02.33%
Gurrola Reprographics	Printing	$ 1,625.00	00.01%
Airport Technical Support	Fixed Walkway	$ 58,638.00	00.45%
GC Remediation LTS	Acrylic Wall Panels	$ 198,700.00	01.54%
	Total	**$2,489,713.00**	**19.31%**

The initial appropriation approved by Council was for pre-construction services, which the contractor has performed in-house. The additional appropriation for Phase I was primarily for purchase of a Passenger Loading Bridge and related equipment; therefore due to limited capacity for subcontracting, the participation on Phase I was set at fifteen percent (15%).

The contractor is currently achieving 17.8% participation. This Construction Management at Risk Agreement was originally based on an estimated construction value of $188 million. Since the project commenced, the scope of the Terminal D renovations was reduced to a construction value of approximately $44 million. However, purchase of capital equipment, such as Passenger Loading Bridges and Baggage Handling Systems, was not reduced proportionately, making it difficult to achieve the original participation goal. The HAS Office of Business Opportunity has and will continue to work with the contractor to identify additional opportunities for subcontracting.

PN500N

Previous RCAs

40. **Ordinance** 2009-1273

ORDINANCE appropriating $3,515,246.00 out of Houston Airport System Consolidated 2004 AMT Fund and $61,517.00 out of Airports Improvement Fund, awarding Construction Manager At Risk Contract to **MANHATTAN CONSTRUCTION COMPANY** for Renovations at Terminal D at George Bush Intercontinental Airport/Houston (Project 500N); providing funding for the Civic Art Program - **DISTRICT B - JOHNSON**

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

SUBJECT: Construction Management At Risk Agreement with Manhattan Construction Company for renovations at Terminal D, George Bush Intercontinental Airport/Houston (IAH); Project No. 500N (WBS #A-000483-0004-4-01)	**Category** #7	**Page** 1 of 2	**Agenda Item** # 40
FROM (Department or other point of origin): Houston Airport System	**Origination Date** November 20, 2009	**Agenda Date** DEC 9 9 2009	
DIRECTOR'S SIGNATURE: Eric R. Peters	**Council District affected:** B		
For additional information contact: John Silva Phone: 281-233-1925 Robert Bielek 281-233-1941	**Date and identification of prior authorizing Council action:** N/A		
AMOUNT & SOURCE OF FUNDING: CIP No. A-0483.15 $ 3,515,246.00 Arpt Syst Consolidated 2004 AMT Fd (8203); CIP No. A-0422.71 $ 61,517.00 Arpt Improvemt Fd (8011); TOTAL $ 3,576,763.00	**Prior appropriations:** N/A		

RECOMMENDATION: (Summary)

Enact an ordinance to approve Construction Management At Risk Agreement with Manhattan Construction Company and appropriate the necessary funds to finance the cost of the project.

PROJECT LOCATION: Terminal D at George Bush Intercontinental Airport/Houston (IAH).

SPECIFIC EXPLANATION: The Houston Airport System (HAS) Director has determined that the Construction Management-At-Risk (CMAR) delivery method provides the best value to the City due to the specialized nature of the construction of this project.

The project consists of providing Construction Manager support for the design of improvements to Terminal D. While the contract appropriation covers all services that could be provided throughout the design phase, work will be directed to improvements to the base building (Phase I) and cost estimates for both phases by letter of authorization.

The initial appropriation of $3,515,246.00 will be used to pay for pre-construction services, including but not limited to, construction document review and revisions, value engineering, budget and cost consulting, developing a Critical Path Project schedule for each phase and for the overall project, and regulatory compliance with Federal, State and City requirements. After 80% of the subcontracts for Phase I are determined, a Phase I GMP will be presented to City Council for approval prior to beginning construction work.

This project was advertised in accordance with the requirements of the State bid laws and five (5) firms responded to the Request for Qualifications (Austin Commercial, Clark Construction, Manhattan Construction, Parsons Aviation and Turner Aviation). The evaluation committee, consisting of HAS professionals and management staff, evaluated and ranked the proposals, interviewed the three short-listed firms and selected Manhattan Construction Company as the recommended CMAR.

The project has been registered with the US Green Building Council with a LEED Goal of Silver.

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

Date	Subject:	Originator's Initials	Page
November 20, 2009	Construction Management At Risk Agreement with Manhattan Construction Company for renovations at Terminal D, George Bush Intercontinental Airport/Houston (IAH); Project No. 500N (WBS #A-000483-0004-4-01)	JBC	2 of 2

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

PROJECT COSTS: The total amount to be appropriated for Pre-Construction Services is as follows:

$ 3,515,246.00	Pre-Construction Services
$ 61,517.00	Civic Art (1.75%)
$ 3,576,763.00	Total

MBE / WBE / SBE PARTICIPATION: This contract has a thirty-three percent (33%) participation goal, which is comprised of fifteen percent (15%) MBE, seventeen percent (17%) SBE and one percent (1%) WBE participation goal, to be met by the Prime Contractor (CMAR) throughout the term of the contract. The CMAR is specifically tasked with maintaining the project budget, schedules and advertising of select bid packages that provide for business opportunities within the minority contracting community. Additionally, the CMAR will continue to work with the HAS Small Business Development Contract Compliance Office in their ongoing efforts to reach out to Minority, Small and Woman owned businesses, to meet and/or exceed the assigned goals on this project.

The Federal Aviation Administration has approved this project and the alternate delivery method.

WEDNESDAY - DECEMBER 21, 2011 - 9:00 A. M.

25. **Ordinance** 2011-1189

ORDINANCE appropriating $3,900,000.00 out of Airport System Bonds 1998B AMT Construction Fund; $2,062,992.00 out of Airport Improvement Fund (Project No. 500N; Contract No. 46000010038); and approving and authorizing Amendment No. 1 to Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Phase I Construction Services for Terminal D Improvements at George Bush Intercontinental Airport/Houston; providing funding for engineering testing services, and for contingencies, and the Civic Art Program relating to construction of the facilities financed by such funds - **DISTRICT B - JOHNSON**

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

SUBJECT: Amendment No. 1 to the Construction Management at Risk Agreement with Manhattan Construction Company for Phase I Construction Services for Terminal D - Improvements and a New North Concourse at George Bush Intercontinental Airport/Houston (IAH): Project No. 500N, (WBS# A-000483-0008-4-01-01, A-000483-0009-4-01-01 ; Contract No. 4600010038)	**Category #7**	**Page 1 of 2**	**Agenda Item # 25**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** December 8, 2011	**Agenda Date** DEC 2 1 2011
DIRECTOR'S SIGNATURE: Mario Diaz	**Council District affected:** B	
For additional information contact: Lance Lyttle Phone: 281/233-1889 Robert Bielek 281/233-1941	**Date and identification of prior authorizing Council action:** 12/16/09 (O) 2009-1273	

AMOUNT & SOURCE OF FUNDING:

CIP A-0483.28	$3,900,000.00	HAS-98BAMT Const (8006)
CIP A-0483.28	$2,062,992.00	HAS Arpt Improvement (8011)
TOTAL	$5,962,992.00	

Prior appropriations:

12/16/09 Arpt Consolidated 2004 AMT Fd (8203)	$3,515,246.00
12/16/09 Arpt Improvemt Fd (8011)	$ 61,517.00
Total	$3,576,763.00

RECOMMENDATION: (Summary) Enact an Ordinance to approve Amendment No. 1 to the Construction Management at Risk Agreement with Manhattan Construction Company and appropriate the necessary funds to finance the cost of this project.

PROJECT LOCATION: East end of Terminal D at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: On December 16, 2009, Council approved a Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D improvements and construction of new North Concourse. The initial appropriation was for pre-construction phase services, including but not limited to construction document review and revisions, value engineering, budget and cost consulting, developing a Critical Path Project schedule for each phase and for the overall project.

It is now requested that Council approve Amendment No. 1 to approve the Guaranteed Maximum Price (GMP) and provide funding for Gate 12A modifications and improvements. Phase I scope of work will consist of the replacement of the Passenger Loading Bridge (PLB) at Gate 12 with a new unit capable of serving the U1 doorway on an Airbus A380-800, a new prefabricated walkway to connect the new PLB to the terminal building, a new structural floor slab and access doorway within the terminal to facilitate access to the new walkway and PLB, 2 new pre-conditioned air units, 2 ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate 12, purchase and installation of 2 double hydrant jet fuel pits, re-striping of aprons and taxiway approaches, and purchase and installation of 8 new Visual Display Guidance Systems (VDGSs) complete with structural supports and Airport Operations Data Base (AODB) software integrated with the HAS operational computer systems. Upon completion, the combined Gates 11 & 12 will be referred to as Gate 12A.

REQUIRED AUTHORIZATION NOT

Finance Department:	**Other Authorization:**	**Other Authorization:**

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

ENGINEERING SERVICES TESTING CONTRACT: Engineering testing services will be provided by Associated Testing Laboratories under Contract No. 73233.

PROJECT COST: The total amount to be appropriated for Amendment No. 1 is as follows:

$5,483,211.00	Construction Costs
274,161.00	Construction Contingency (5%)
109,664.00	Engineering Testing Services (2%)
95,956.00	Civic Art (1.75%)
$5,962,992.00	Total Appropriation

MBE / WBE /SBE PARTICIPATION: MBE / WBE / SBE PARTICIPATION : This contract has a thirty-three percent (33%) MBE / WBE / SBE participation goal to be met throughout the term of the contract as follows: fifteen percent (15%) MBE, one percent (1%) WBE and seventeen percent (17%) SBE.

The initial appropriation approved by Council was for pre-construction services, which the contractor has performed in-house. The majority of the funding for Phase I is for the purchase of a Passenger Loading Bridge and related equipment. Due to the limited capacity for subcontracting, the participation on Phase I will be fifteen percent (15%). The participation plan anticipates higher than 33% participation for construction Phases II and III of the project, enabling the contractor to meet or exceed the overall thirty-three percent (33%) goal.

FAA AIP GRANT PROGRAM: This project may be eligible for funding through the Federal Aviation Administration (FAA) Airport Improvement Program (AIP) grants. Appropriate fund source adjustments will be made in the future if such additional funding becomes available and reimbursement may occur

17. **Ordinance** 2012-0899

ORDINANCE approving and authorizing Amendment No. 2 to Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Phase IIA Construction Services for the Terminal D Departure Level Refresh at George Bush Intercontinental Airport/Houston (Project No. 500N) - $2,355,918.00 - Enterprise Fund **DISTRICT B - DAVIS**

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

SUBJECT: Amendment No. 2 to the Construction Management at Risk Agreement with Manhattan Construction Company for Phase IIA Construction Services for Terminal D Departure Level Refresh at George Bush Intercontinental Airport/Houston (IAH); Project No. 500N (Contract # 4600010038)	**Category #7**	**Page 1 of 2**	**Agenda Item # 17**
FROM (Department or other point of origin): Houston Airport System	**Origination Date** September 28, 2012	**Agenda Date** OCT 10 2012	
DIRECTOR'S SIGNATURE:	**Council District affected:** B		
For additional information contact: Samar Mukhopadhyay **Phone:** 281/233-1840 Adil Godiwalla 281/233-1934	**Date and identification of prior authorizing Council action:** 12/09/09 (O) 2009-1273 12/21/11 (O) 2011-1189		
AMOUNT & SOURCE OF FUNDING: Total.....$2,355,918.00 HAS Revenue Fund (8001)	**Prior appropriations:** 12/09/09.....$3,515,246.00 Arpt Consolidated 2004 AMT Fd (8203) 12/09/09.....$ 61,517.00 Arpt Improvement Fd (8011) 12/21/11.....$3,900,000.00 Arpt System Bonds 1998B AMT 12/21/11.....$2,062,992.00 Arpt Improvement Fd (8011) Total.....$9,539,755.00		

RECOMMENDATION: (Summary) Enact an Ordinance to approve Amendment No. 2 to the Construction Management at Risk Agreement with Manhattan Construction Company.

PROJECT LOCATION: East end of Terminal D at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: On December 9, 2009, Council approved a Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D improvements and construction of a new North Concourse. The initial appropriation was for pre-construction phase services, including but not limited to construction document review and revisions, value engineering, budget and cost consulting, and developing a Critical Path Project schedule for each phase and for the overall project.

On December 21, 2011, Council approved Amendment No. 1 to approve the Guaranteed Maximum Price (GMP) for Phase I, Construction of Gate 12A modifications and improvements. Phase I work, which is substantially complete, consists of the replacement of the Passenger Loading Bridge (PLB) at Gate 12 with a new unit capable of serving the U1 doorway on an Airbus A380-800, a new prefabricated walkway to connect the new PLB to the terminal building, a new structural floor slab and access doorway within the terminal to facilitate access to the new walkway and PLB, 2 new pre-conditioned air units, 2 ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate 12, purchase and installation of 2 double hydrant jet fuel pits, re-stripping of aprons and taxiway approaches, and purchase and installation of 8 new Visual Display Guidance Systems complete with structural supports and Airport Operations Data Base software integrated with the HAS operational computer systems.

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

It is now requested that Council approve Amendment No. 2 and provide funding for Phase IIA GMP. Phase IIA will provide for the refurbishing and "freshening" of the departure level, sterile corridor, and boarding piers of Terminal D. The work involves painting of all hard surfaces (walls, doors and moldings), replacement of all carpeted flooring areas, re-lamping of light fittings, replacement of handrails with stainless steel meeting ADA regulations for height and location, renovation of the boarding gate counters at D11 & D12 gates and the rearrangement of seating to provide adequate hold room capacity for the Airbus A380-800.

As a part of the phased approach to working in the terminal, there will be only one more phase (Phase IIB) in the near future. Council approval will be requested for Phase IIB which will include procurement of equipment such as power generating, HVAC, and Flight Information Display System. However, the originally contemplated redevelopment project of $250-$300 million will not be completed under this project, as a review of the original design has lead to rethinking of the functional plan for the terminal with significant changes under consideration.

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

PROJECT COST: The total amount for Amendment No. 2 is as follows:

$2,141,744.00	Guaranteed Maximum Price (GMP)
$ 214,174.00	Construction Contingency (10%)
$2,355,918.00	Total

MBE / WBE /SBE PARTICIPATION: This contract has a thirty-three percent (33%) MBE/WBE/SBE participation goal, which is comprised of fifteen percent (15%) MBE, one percent (1%) WBE, and seventeen percent (17%) SBE participation goals.

Firms	Type of Work	Amount	%
Brian Smith Construction Inspection, Inc.	Construction Inspection	$ 92,000.00	4.29 %
Beltran Bros. Fabricators, Inc.	Construction Equipment	$ 44,714.00	2.09%
Berraras Contract Services	Floor Covering Installation	$380,078.00	17.75%
Ideal Finishes, Inc.	Painting & Wall Covering	$177,560.00	8.29%
TAG Electric Company, Inc.	Electrical Contracting Services	$ 46,800.00	2.18 %
	Total	$741,152.00	34.6%

The initial appropriation approved by Council was for pre-construction services, which the contractor has performed in-house. The additional appropriation for Phase I was primarily for purchase of a Passenger Loading Bridge and related equipment; therefore due to limited capacity for subcontracting, the participation on Phase I was set at fifteen percent (15%). The contractor is currently achieving seventeen percent (17 %) participation. Participation in Phase IIA is higher than the overall goal of 33%.

This participation plan was reviewed and approved by the HAS Office of Business Opportunity.

26. Ordinance 2013-0776 – Adopt

ORDINANCE appropriating $5,558,735.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 3 to the Construction Management at Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Terminal D Phase IIB Refresh of Ramp Areas and FIDS Upgrade at George Bush Intercontinental Airport/Houston (Project No. 500N; Contract No. 4600010038); providing funding for The Civic Art Program $1,308,762.00 - Enterprise Fund - **DISTRICT B - DAVIS**
TAGGED BY COUNCIL MEMBER DAVIS
This was Item 13 on Agenda of August 21, 2013

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

SUBJECT: Amendment No. 3 to the Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D Phase IIB – Refresh of Ramp Areas and FIDS Upgrade at George Bush Intercontinental Airport/Houston (IAH); Project No. 500N; (WBS # A-000483-0010-4-01-01; Contract No. 4600010038)	**Category #** 7	**Page** 1 of 2 **Agenda Item #** 26
FROM (Department or other point of origin): Houston Airport System	**Origination Date** August 13, 2013	**Agenda Date** AUG 21 2013
DIRECTOR'S SIGNATURE:	**Council District affected:** B	AUG 28 2013
For additional information contact: Kathy Elek **Phone:** 281/233-1826 Samar Mukhopadhyay 281/233-1840	**Date and identification of prior authorizing Council action:** 12/09/09 (O) 2009-1273 10/10/12 (O) 2012-0899 12/21/11 (O) 2011-1189	

AMOUNT & SOURCE OF FUNDING:

CIP No. A-0483.39	$5,463,130.00	HAS Aprt Improvement (8011)
CIP No. A-0422.101	$ 95,605.00	HAS Aprt Improvement (8011)
	$1,308,762.00	HAS Revenue FY14 (8001)
Total	$6,867,497.00	

Prior appropriations:

12/09/09	$3,515,246.00
HAS Consd2004 AMT (8203)	
12/09/09	$ 61,517.00
HAS Aprt Improvement (8011)	
12/21/11	$3,900,000.00
HAS 98BAMT Const (8006)	
12/21/11	$2,062,992.00
HAS Aprt Improvement (8011)	
10/10/12	$2,355,918.00
HAS Revenue (8001)	
Total	$11,895,673.00

RECOMMENDATION: (Summary) Enact an ordinance to approve Amendment No. 3 to the Construction Management at Risk Agreement with Manhattan Construction Company and appropriate the necessary funds to finance the cost of these services.

PROJECT LOCATION: Terminal D at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: On December 9, 2009, Council approved a Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D improvements and construction of a new North Concourse. The initial appropriation was for pre-construction phase services, including but not limited to construction document review and revisions, value engineering, budget and cost consulting, and developing a Critical Path Project schedule for each phase and for the overall project.

On December 21, 2011, Council approved Amendment No. 1 to approve the Guaranteed Maximum Price (GMP) for Phase I, Construction of Gate 12A modifications and improvements. Phase I work, which is substantially complete, consists of the replacement of the Passenger Loading Bridge (PLB) at Gate 12 with a new unit capable of serving the U1 doorway on an Airbus A380-800, a new prefabricated walkway to connect the new PLB to the terminal building, a new structural floor slab and access doorway within the terminal to facilitate access to the new walkway and PLB, 2 new pre-conditioned air units, 2 ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate 12, purchase and installation of 2 double hydrant jet fuel pits, re-striping of aprons and taxiway approaches, and purchase and installation of 8 new Visual Display Guidance Systems complete with structural supports and Airport Operations Data Base software integrated with the HAS operational computer systems.

On October 10, 2012 Council approved Amendment No. 2 to provide funding for Phase IIA GMP. Phase IIA consists of refurbishing and "freshening" of the departure level, sterile corridor, and boarding piers of Terminal D. The work involves painting of all hard surfaces (walls, doors and moldings), replacement of all carpeted flooring areas, re-lamping of light fittings, replacement of handrails with stainless steel meeting ADA regulations for height and location, renovation of the boarding gate counters at gates D11 and D12 and the rearrangement of seating to provide adequate hold room capacity for the Airbus A380-800.

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

It is now requested that Council approve Amendment No. 3 and provide funding for Phase IIB GMP. Phase IIB includes the demolition of existing Flight Information Display System (FIDS) throughout Terminal D and new FIDS monitors and supports; furnish and install six new PC Air and 400Hz units at Gates D2, D4, D5, D7, D9, and D11; furnish and install three new Visual Display Guidance System (VDGS) units at Gates D6, D8, and D10; upgrade electrical power within the Terminal to accommodate the new PC Air and 400Hz units. In addition, the shared airline lounge will include upgraded finishes and associated furniture purchases.

PAY OR PLAY: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding benefits for employees of City contracts. In this case, the contractor provides benefits for some employees but will pay into the Contract Responsibility Fund for others, in compliance with City policy.

PROJECT COST: The total amount to be appropriated under this contract is as follows:

$6,771,892.00	Guaranteed Maximum Price (GMP)
$ 95,605.00	Civic Art
$6,867,497.00	Total Appropriation

MBE / WBE /SBE PARTICIPATION: This contract has a thirty-three percent (33%) MBE/WBE/SBE participation goal, which is comprised of fifteen percent (15%) MBE, one percent (1%) WBE, and seventeen percent (17%) SBE participation goals.

Firms	Type of Work	Amount	%
Gurrola Reprographics, Inc. (MBE)	Reprographics	$ 1,000.00	0.01%
Ideal Finishes, Inc. (SBE)	Interior Painting	$ 767,657.00	11.14%
Tag Electric Company, LP (MBE)	Electrical	$ 1,232,394.00	17.89%
Brian Smith Construction Inspection, Inc. (MBE)	Document Control	$ 97,165.00	1.41%
Tejas Office Supplies (MBE)	Office Supply	$ 1,000.00	0.01%
GC Remediation, dba SW Glass (SBE)	Glass Entrance	$ 48,000.00	0.70%
Stroud Interiors (SBE)	Acoustical Ceilings	$ 53,500.00	0.78%
Rincon Air & Heat Co., LLC (MBE)	HVAC	$ 45,920.00	0.67%
MEK Floors (WBE)	Flooring	$ 64,531.00	0.94%
Richardson Diversified (SBE)	Demolition	$ 14,848.00	0.22%
	Total	$ 2,409,604.00	33.77%

The initial appropriation approved by Council was for pre-construction services, which the contractor has performed in-house. The additional appropriation for Phase I was primarily for purchase of a Passenger Loading Bridge and related equipment; therefore due to limited capacity for subcontracting, the participation on Phase I was set at fifteen percent (15%).

The contractor is currently achieving 22.88 % participation. This Construction Management at Risk Agreement was originally based on an estimated construction value of $188 million. Since the project commenced, the scope of the Terminal D renovations was reduced to a construction value of $13 million. However, purchase of capital equipment was not reduced proportionately, making it difficult to achieve the original participation goal. The HAS Office of Business Opportunity will continue to work with the contractor to identify additional opportunities for subcontracting.

FAA AIP GRANT PROGRAM: This project may be eligible for funding through the Federal Aviation Administration (FAA) Airport Improvement Program (AIP) grants. Appropriate fund source adjustments will be made in the future if such additional funding becomes available and reimbursement may occur.

21. ORDINANCE appropriating $3,866,110.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 4 to the Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Terminal D Phase III Equipment, Materials and Preconstruction Service at George Bush Intercontinental Airport/ Houston (*Project No. 500N; Contract No. 4600010038*); providing funding for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - DAVIS**

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

SUBJECT: Amendment No. 4 to the Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D Phase III – Equipment, Materials and Preconstruction Services at George Bush Intercontinental Airport/Houston (IAH). Project No. 500N; (WBS# A-000483-0011-5-01-01; Contract No. 4600010038)		**Category**	**Page** 1 of 3 **Agenda Item #** 21
FROM (Department or other point of origin): Houston Airport System	**Origination Date** June 13, 2014		**Agenda Date** JUL 16 2014
DIRECTOR'S SIGNATURE:	**Council District affected:** B		
For additional information contact: Kathy Elek Phone 281/233-1826 Jeffrey Brown 281/233-1909	**Date and identification of prior authorizing Council action:** 12/09/09 (O) 2009-1273 10/10/12 (O) 2012-0899 12/21/11 (O) 2011-1189 8/28/13 (O) 2013-0776		
AMOUNT & SOURCE OF FUNDING: CIP No. A-0483.35 $3,866,110.00 HAS Aprt Improvement (8011)	**Prior appropriations:** 12/09/09.....$3,515,246.00 HAS Consd2004 AMT (8203) 12/09/09.....$ 61,517.00 HAS Aprt Improvement (8011) 12/21/11.....$3,900,000.00 HAS 98BAMT Const (8006) 12/21/11.....$2,062,992.00 HAS Aprt Improvement (8011) 10/10/12.....$2,355,918.00 HAS Revenue (8001) 8/28/13.....$5,463,130.00 HAS Aprt Improvement (8011) 8/28/13.....$ 95,605.00 HAS Aprt Improvement (8011) 8/28/13.....$1,308,762.00 HAS Revenue (8001) Total.....$18,763,170.00		

RECOMMENDATION: (Summary) Enact an ordinance to approve Amendment No. 4 to the Construction Management at Risk Agreement with Manhattan Construction Company and appropriate the necessary funds to finance the costs of this equipment, materials and preconstruction services.

PROJECT LOCATION: Terminal D at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: On December 9, 2009, City Council approved a Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D improvements and construction of a new North Concourse. The initial appropriation was for preconstruction phase services, including but not limited to construction document review and revisions, value engineering, budget and cost consulting, and developing a Critical Path Project schedule for each phase and for the overall project.

On December 21, 2011, City Council approved Amendment No. 1 to approve the Guaranteed Maximum Price (GMP) for Phase I, Construction of Gate 12A modifications and improvements. Phase I work included the replacement of the Passenger Loading Bridge (PLB) at Gate 12 with a new unit capable of serving the U1 doorway on an Airbus A380-800, a new prefabricated walkway to connect the new PLB to the terminal building, a new structural floor slab and access doorway within the terminal to facilitate access to the new walkway and PLB, 2 new pre-conditioned air units, 2 ground power units to supply 400hz power to the aircraft, a new potable water

REQUIRED AUTHORIZATION		
Finance Department:	**Other Authorization:**	**Other Authorization:**

supply, upgrade of the electrical system associated with Gate 12, purchase and installation of 2 double hydrant jet fuel pits, re-striping of aprons and taxiway approaches, and purchase and installation of 8 new Visual Display Guidance Systems (VDGS) complete with structural supports and Airport Operations Data Base software integrated with the HAS operational computer systems.

On October 10, 2012, City Council approved Amendment No. 2 to provide funding for Phase IIA GMP. Phase IIA consisted of refurbishing and "freshening" of the departure level, sterile corridor, and boarding piers of Terminal D. The work involved painting of all hard surfaces (walls, doors and moldings), replacement of all carpeted flooring areas, re-lamping of light fittings, replacement of handrails with stainless steel meeting ADA regulations for height and location, renovation of the boarding counters at Gates D11 and D12 and the rearrangement of seating to provide adequate hold room capacity for the Airbus A380-800.

On August 28, 2013, City Council approved Amendment No. 3 and provided funding for Phase IIB GMP. Phase IIB included the demolition of existing Flight Information Display System (FIDS) throughout Terminal D and provided new FIDS monitors and supports; furnished and installed six new PC Air and 400Hz units at Gates D2, D4, D5, D7, D9, and D11; furnished and installed three new VDGS units at Gates D6, D8, and D10; upgraded electrical power within the Terminal to accommodate the new PC Air and 400Hz units; and upgraded the finishes and furniture in the shared airline lounge.

Emirates has informed the Houston Airport System that it plans to start flying an Airbus A380-800 to Houston later this year. To accommodate this larger aircraft, Gate D9 must be reconfigured and the restrooms serving the hold room must be renovated. It is now requested that City Council approve Amendment No. 4 and provide funding for Phase III equipment GMP. Phase III includes replacement of the Passenger Loading Bridges (PLBs) at Gates D9 and D9A with two new bridges to serve an Airbus A380-800, two new prefabricated walkways to connect the new PLBs to the terminal buildings, new structural floor slabs and access doorways within the terminal to facilitate access to the new walkways and PLBs, two new preconditioned air units, two ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate 9, purchase and installation of two double hydrant jet fuel pits. It also includes the long lead material for restroom improvements and preconstruction services. The costs for the installation of this equipment and all construction work will be included in a later GMP.

PAY OR PLAY: The contract requires compliance with the City's 'Pay or Play' ordinance regarding benefits for employees of City contracts. In this case, the contractor provides benefits for some employees but will pay into the Contract Responsibility fund for others, in compliance with City policy.

PROJECT COST: The total amount appropriated for Contract 500N Phase III is as follows:

$ 3,514,646.00	Guaranteed Maximum Price (GMP)
$ 351,464.00	Construction Contingency (10%)
$ 3,866,110.00	Total Appropriation

MBE/WBE/SBE PARTICIPATION: This contract has a thirty-three percent (33%) MBE/WBE/SBE participation goal, which is comprised of fifteen percent (15%) MBE, one percent (1%) WBE, and seventeen percent (17%) SBE participation goals.

Firms	Type of Work	Amount	%
Stroud Interiors	Metal Ceiling	$ 64,856	1.68%
MEK Interiors & Floors, L.L.C	Wall Tiles	$ 96,250	2.49%
S W Glass	Glass	$ 24,144	0.62%
Exquisite Group, Inc.	Specialty Materials	$129,520	3.35%
T. Bradshaw Plumbing Company	Plumbing Materials	$127,529	3.30%
TAG Electric Company, L.P.	Electrical Materials	$125,400	3.24%
Brian Smith Construction Inspection, Inc.	Document Control	$ 78,000	2.02%
	Total	**$645,699**	**16.70%**

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

SUBJECT: Amendment No. 5 to the Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D Phase IIIB – Construction Services at George Bush Intercontinental Airport/Houston (IAH), Project No. 500N; (WBS# A-000483-0012-4-01-01; Contract No. 4600010038)	**Category**	**Page 1 of 3**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** August 12, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE: 8.12.14	**Council District affected:** B	
For additional information contact: Kathy Elek Phone 281/233-1826 Jeffrey Brown 281/233-1909	**Date and identification of prior authorizing Council action:** 12/09/09 (O) 2009-1273 08/28/13 (O) 2013-0776 12/21/11 (O) 2011-1189 07/16/14 (O) 2014-0708 10/10/12 (O) 2012-0899	

AMOUNT & SOURCE OF FUNDING:

CIP No. A-0483.34	$6,508,277.00 HAS Aprt Improvement (8011)
CIP No. A-0422.32	$ 101,692.00 HAS Aprt Improvement (8011)
Total	$6,609,969.00

Prior appropriations:

12/09/09	$3,515,246.00
HAS Consd2004 AMT (8203)	
12/09/09	$ 61,517.00
HAS Aprt Improvement (8011)	
12/21/11	$3,900,000.00
HAS 98BAMT Const (8006)	
12/21/11	$2,062,992.00
HAS Aprt Improvement (8011)	
10/10/12	$2,355,918.00
HAS Revenue (8001)	
8/28/13	$5,463,130.00
HAS Aprt Improvement (8011)	
8/28/13	$ 95,605.00
HAS Aprt Improvement (8011)	
8/28/13	$1,308,762.00
HAS Revenue (8001)	
07/16/2014	$3,866,110.00
HAS Arpt Improvement (8011)	
Total	$22,629,280.00

RECOMMENDATION: (Summary) Enact an ordinance to approve Amendment No. 5 to the Construction Management at Risk Agreement with Manhattan Construction Company and appropriate the necessary funds to finance the costs of these construction services.

PROJECT LOCATION: Terminal D at George Bush Intercontinental Airport/Houston (IAH)

SPECIFIC EXPLANATION: On December 9, 2009, City Council approved a Construction Management at Risk Agreement with Manhattan Construction Company for Terminal D improvements and construction of a new North Concourse. The initial appropriation was for preconstruction phase services, including but not limited to construction document review and revisions, value engineering, budget and cost consulting, and developing a Critical Path Project schedule for each phase and for the overall project.

On December 21, 2011, City Council approved Amendment No. 1 to approve the Guaranteed Maximum Price (GMP) for Phase I, Construction of Gate 12A modifications and improvements. Phase I work included the replacement of the Passenger Loading Bridge (PLB) at Gate 12 with a new unit capable of serving the U1 doorway on an Airbus A380-800, a new prefabricated walkway to connect

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

the new PLB to the terminal building, a new structural floor slab and access doorway within the terminal to facilitate access to the new walkway and PLB, 2 new pre-conditioned air units, 2 ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate 12, purchase and installation of 2 double hydrant jet fuel pits, re-striping of aprons and taxiway approaches, and purchase and installation of 8 new Visual Display Guidance Systems (VDGS) complete with structural supports and Airport Operations Data Base software integrated with the HAS operational computer systems.

On October 10, 2012, City Council approved Amendment No. 2 to provide funding for Phase IIA GMP. Phase IIA consisted of refurbishing and "freshening" of the departure level, sterile corridor, and boarding piers of Terminal D. The work involved painting of all hard surfaces (walls, doors and moldings), replacement of all carpeted flooring areas, re-lamping of light fittings, replacement of handrails with stainless steel, meeting ADA regulations for height and location, renovation of the boarding counters at Gates D11 and D12 and the rearrangement of seating to provide adequate hold room capacity for the Airbus A380-800.

On August 28, 2013, City Council approved Amendment No. 3 and provided funding for Phase IIB GMP. Phase IIB included the demolition of existing Flight Information Display System (FIDS) throughout Terminal D and provided new FIDS monitors and supports; furnished and installed six new PC Air and 400Hz units at Gates D2, D4, D5, D7, D9, and D11; furnished and installed three new VDGS units at Gates D6, D8, and D10; upgraded electrical power within the Terminal to accommodate the new PC Air and 400Hz units; and upgraded the finishes and furniture in the shared airline lounge.

On July 16, 2014, City Council approved Amendment No. 4 and provided funding for Phase III GMP. Phase III included the purchase of equipment, materials and preconstruction services for replacement of the Passenger Loading Bridges (PLBs) at Gates D9 and D9A with two new bridges to serve an Airbus A380-800, two new prefabricated walkways to connect the new PLBs to the terminal buildings, new structural floor slabs and access doorways within the terminal to facilitate access to the new walkways and PLBs, two new preconditioned air units, two ground power units to supply 400hz power to the aircraft, a new potable water supply, upgrade of the electrical system associated with Gate D9, and purchase and installation of two double hydrant jet fuel pits. It also included the long lead material for restroom improvements and preconstruction services.

It is now requested that City Council approve Amendment No. 5 and provide funding for Phase IIIB GMP. Phase IIIB GMP includes construction services for the installation of the items purchased in Amendment No. 4.

PAY OR PLAY: The contract requires compliance with the City's 'Pay or Play' ordinance regarding benefits for employees of City contracts. In this case, the contractor provides benefits for some employees but will pay into the Contract Responsibility fund for others, in compliance with City policy.

PROJECT COST: The total amount appropriated for Contract 500N Phase IIIB is as follows:

$ 5,810,962.00	Guaranteed Maximum Price (GMP)
$ 581,096.00	Construction Contingency (10%)
$ 116,219.00	Testing (2%)
$ 101,692.00	Civic Art (1.75%)
$ 6,609,969.00	Total Appropriation

MBE/WBE/SBE PARTICIPATION: This contract has a thirty-three percent (33%) MBE/WBE/SBE participation goal which is comprised of fifteen percent (15%) MBE, one percent (1%) WBE and seventeen percent (17%) SBE participation goals.

Firms	Type of Work	Amount	%
Canalco, Inc.	Drywall Supplier	$ 34,904.00	00.60%
Ideal Finishes, Inc.	Interior Painting	$ 32,600.00	00.56%
TAG Electric Company, L.P.	Electrical	$ 639,563.00	11.01%

Firms (cont.)	Type of Work	Amount	%
Stroud Interiors	Acoustical Ceilings	$ 210,280.00	03.62%
Tejas Office Supplies	Office Supplies	$ 1,000.00	00.02%
MEK Interiors & Floors, LLC	Tile Installation	$ 110,897.00	01.91%
Velez Trucking	Hauling	$ 10,210.00	00.18%
	Total	**$1,039,454.00**	**17.89%**

The initial appropriation approved by Council was for pre-construction services, which the contractor has performed in-house. The additional appropriation for Phase I was primarily for purchase of a Passenger Loading Bridge and related equipment; therefore due to limited capacity for subcontracting, the participation on Phase I was set at fifteen percent (15%).

The contractor is currently achieving 17.8% participation. This Construction Management at Risk Agreement was originally based on an estimated construction value of $188 million. Since the project commenced, the scope of the Terminal D renovations was reduced to a construction value of approximately $29 million. However, purchase of capital equipment was not reduced proportionately, making it difficult to achieve the original participation goal. The HAS Office of Business Opportunity has and will continue to work with the contractor to identify additional opportunities for subcontracting.

Previous Ordinances

Ordinance 2009-1273 (Including Contract)

Project 500N
Appropriation
12.8.09

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

(1) **(✓) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.**

(2) **(✓) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.**

( ) Other - Grant Funds Available

Annise D. Parker
Madlynne D. Appel

Date: December 8, 2009 **City Controller of the City of Houston, Texas**

(2) 8203-2800-520126 (1) 8011-✓-520140 **FUND REF:** **AMOUNT:** $3,515,246.00 $61,517.00 **ENCUMB. NO.:** 4200002981 3000000381

JLB grd DH

OA 46-10038 FMBB#3-8076 **City of Houston, Texas Ordinance No.** 2009-1273

AN ORDINANCE APPROPRIATING THE SUM OF $3,515,246.00 OUT OF THE HOUSTON AIRPORT SYSTEM CONSOLIDATED 2004 AMT FUND AND $61,517.00 OUT OF THE AIRPORTS IMPROVEMENT FUND, AWARDING A CONSTRUCTION MANAGER AT RISK CONTRACT TO MANHATTAN CONSTRUCTION COMPANY FOR RENOVATIONS AT TERMINAL D AT GEORGE BUSH INTERCONTINENTAL AIRPORT/HOUSTON (PROJECT 500N); PROVIDING FUNDING FOR THE

CIVIC ART PROGRAM; CONTAINING FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

WHEREAS, pursuant to Subchapter H of Chapter 271 of the Texas Local Government Code ("Code"), City has been granted authority to procure certain construction projects using the alternative project delivery methods set forth therein; and

WHEREAS, the Director determined that the construction manager at risk delivery method provided the best value to the City for Project 500N by issuing a Request for Qualifications dated July 22, 2008, as amended by Addendum #1 dated July 28, 2008; Addendum #2 dated July 30, 2008; Addendum #3 dated August 04, 2008; Addendum #4 dated August 04, 2008; Addendum #5 dated August 07, 2008; Addendum #6 dated August 07, 2008; Addendum #7 dated August 07, 2008; Addendum #8 dated August 12, 2008 and Addendum #9 dated August 13, 2008; and

WHEREAS, five firms submitted responses to the Request for Qualifications on or before the deadline for submission of August 12, 2008; and

WHEREAS, pursuant to the Code, on November 05, 2008, the evaluation committee timely evaluated and ranked the proposers; and

WHEREAS, after interviewing the three short-listed proposers on November 05, 2008, the evaluation committee selected Manhattan Construction Company on November 10, 2008 to begin contract negotiations; and

WHEREAS, it was determined that the Project would be constructed in phases; and

WHEREAS, City and Manhattan Construction Company have successfully negotiated the terms and conditions of the Preconstruction Services and Construction Phases of the Project, as set forth in the Contract; and

WHEREAS, while the terms and conditions for the Project are set forth in this Agreement, certain terms and conditions regarding the Construction Phases may require amendment of this Agreement should the City decide to proceed with construction of the Project, in whole or in part; and

WHEREAS, should the City decide to proceed with construction of the Project, in whole or in part, the Houston Airport System will need to return to City Council for additional appropriations; **NOW, THEREFORE,**

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

Section 1. The City Council adopts the findings set forth in the preamble hereof and hereby appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title for the purpose or purposes set out in such title as follows: The sum of **$3,515,246.00** is appropriated for Preconstruction Services for the project described in the title and the sum of **$61,517.00** is appropriated as funding for the Civic Art Program financed by the funds described in such title or as otherwise designated and allowed under City of Houston Ordinance No. 99-1351, as amended and restated in City of Houston Ordinance No. 2006-731.

Section 2. The City Council hereby approves and authorizes the construction contract described in the title of this ordinance, in form prepared by the Houston Airport System and on file in that department. Any addenda or modifications to such contract issued by that department shall be included in the contract. The Mayor is hereby authorized to execute such document and all related documents (including any related surety bonds) on behalf of the City of Houston. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

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

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

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

PASSED AND ADOPTED this 9th day of December, 20 09.

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is DEC 15 2009.

_____
City Secretary

(Prepared by Legal Dept. _____)
(RNR:lg 12/02/2009) Sr. Assistant City Attorney
(Requested by Eric R. Potts, Interim Director, Houston Airport System)
(L.D. File No. _____)

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AYE	NO	
✓		MAYOR WHITE
••••	••••	COUNCIL MEMBERS
✓		LAWRENCE
✓		JOHNSON
✓		CLUTTERBUCK
✓		ADAMS
✓		SULLIVAN
✓		KHAN
✓		HOLM
✓		GONZALEZ
✓		RODRIGUEZ
✓		BROWN
✓		LOVELL
✓		NORIEGA
✓		GREEN
✓		JONES
CAPTION	ADOPTED	

CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE: DEC 15 2009

CERTIFICATE OF CITY CONTROLLER

I, Annise D. Parker, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of $3,515,246.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

(1) The sum of $3,515,246.00 will be funded from airport bond proceeds and/or airport commercial paper proceeds pursuant to Ordinance No. 2003-1010 authorizing the creation of two (2) Houston Airport System Consolidated Construction Funds: the Consolidated 2004 AMT Construction Fund and the Consolidated 2004 Non-AMT Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

(2) To the extent that the $3,515,246.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the Airport Commercial Paper Ordinance, Ordinance No. 99-1337.

Annise D. Parker

City Controller Madeleine D. Appel

Airport.Cer

Ordinance 2011-1189(Including Contract)

500N Phase I

Amendment No. 1

12.21.11

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

(✓) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby by this reference.

( ) Other - Grant available

Date: 12-21, 2011 — Ronald C. Lewis, City Controller of the City of Houston, Texas

FUND 8006-3500 8011-3800 **REF:** 520127 **AMOUNT:** $3,900,000.00 2,062,992.00 = $5,962,992.00 FR3000002570 **ENCUMB. NO.:**

FMB 3-12143
OA 46-10038
46-9816

City of Houston, Texas Ordinance No. 2011-1189

AN ORDINANCE APPROPRIATING THE SUM OF $3,900,000.00 OUT OF AIRPORT SYSTEM BONDS 1998B AMT CONSTRUCTION FUND; $2,062,992.00 OUT OF AIRPORT IMPROVEMENT FUND (PROJECT NO. 500N; CONTRACT NO. 46000010038); AND APPROVING AND AUTHORIZING AMENDMENT NO. 1 TO A CONSTRUCTION MANAGEMENT AT RISK AGREEMENT BETWEEN THE CITY OF HOUSTON AND MANHATTAN CONSTRUCTION COMPANY FOR PHASE I CONSTRUCTION SERVICES FOR TERMINAL D IMPROVEMENTS AT GEORGE BUSH INTERCONTINENTAL AIRPORT/HOUSTON; PROVIDING FUNDING FOR ENGINEERING TESTING SERVICES, AND FOR CONTINGENCIES, AND THE CIVIC ART PROGRAM RELATING TO CONSTRUCTION OF THE FACILITIES FINANCED BY SUCH FUNDS;

CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

NOW THEREFORE,

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

Section 1. The City council appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: the sum of $5,483,211.00 is appropriated for construction of the Project described in the title; the sum of $274,161.00 is appropriated for contingency; the sum of $109,664.00 is appropriated for engineering testing services under Contract No. 73233; and the sum of $95,956.00 is appropriated for the Civic Art Program.

Section 2. That the City Controller may reimburse the Airport Improvement Fund (8011) from Passenger Facility Charges collected at George Bush Intercontinental Airport/Houston without the need to secure further City Council approval.

Section 3. The City Council hereby approves and authorizes the agreement or other undertaking described in the title of this Ordinance. The Mayor is hereby authorized to execute such document and all related documents (including any related surety bonds) on behalf of the City of Houston. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 4. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertakings referenced in the title of this Ordinance, in the event of changed circumstances.

Section 5. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said Contract without further authorization from Council.

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

PASSED AND ADOPTED this 21st **day of** December **, 20**11**.**

APPROVED this _____ day of _____, 20__.

Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston, Texas City Charter, the effective date of the foregoing Ordinance is DEC 2 7 2011.

City Secretary

(Prepared by Legal Department.)

Requested By: Mario C. Diaz, Director
Department of Aviation

L

AYE	NO	
✓		MAYOR PARKER
••••	••••	COUNCIL MEMBERS
✓		STARDIG
✓		JOHNSON
✓		CLUTTERBUCK
✓		ADAMS
✓		SULLIVAN
✓		HOANG
✓		PENNINGTON
✓		GONZALEZ
✓		RODRIGUEZ
✓		COSTELLO
✓		LOVELL
✓		NORIEGA
✓		BRADFORD
✓		JONES
CAPTION	ADOPTED	

CAPTION PUBLISHED IN DAILY COURT REVIEW DATE: DEC 2 7 2011

MAY 017 Rev. 12/09

DNU:\417F-Form155A--lab-civic art-contingency-project mgmt

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

AMENDMENT NO. 1 TO CONSTRUCTION MANAGEMENT AT RISK AGREEMENT PROJECT 500N

THIS AMENDMENT NO. 1 TO THE CONSTRUCTION MANAGEMENT AT RISK AGREEMENT ("Agreement") is between the **CITY OF HOUSTON, TEXAS**, a home-rule city ("City"), and **MANHATTAN CONSTRUCTION COMPANY**, an Oklahoma corporation authorized to do business in the State of Texas ("Contractor"). This Amendment No. 1 is effective on the date of countersignature by the City Controller.

BACKGROUND

By City Ordinance No. 2009-1273, passed and adopted by City Council on December 9, 2009, the City entered into the Agreement with the Contractor for renovation and new construction at Terminal D at George Bush Intercontinental Airport/Houston (Project 500N).

The City and the Contractor now mutually desire to amend the scope of the project and amend certain other provisions of the Agreement.

For and in consideration of the mutual promises, covenants, agreements, and benefits contained in this Amendment No. 1, the City and the Contractor agree as follows:

I.

The headings "Phase 1" and "Phase 2" in Section 1.01 of the Agreement shall be amended by changing "Phase 1" to "Phase 2" and changing "Phase 2" to "Phase 3" New Phase 1 will be added to read as follows:

Phase 1-Remodel present Terminal D Gates 11 and 12 such that the use of both gates simultaneously may be used as a new Gate 12A suitable for docking, embarking and disembarking passengers traveling on ADG VI aircraft including but not limited to Boeing 748i and Airbus A380-800. The work shall include but not be limited to selective demolition, the provision of a new Passenger Loading Bridge (PLB), New Walkway and support structures connecting Terminal D to the New PLB at Level 121, two new Dx Pre-conditioned Air Units (PCA), two new 400 hertz Ground Power Units (GPUs), two double outlet Jet Fueling Hydrants including manholes, all appurtenances with lateral connections to the fuel mains, concrete ramp repairs, a Visual Docking Gate System (VDGS) for eight gate positions, an Airport Operational Data Base (AODB) software and installation thereof, new floor slab internally at the departure level 121, new door, frame, hardware, security card reader and all MEP/Fire Protection/Low Voltage Systems and Security Devices. Re-certify improvements to meet Airport Security, CBP and TSA requirements.

II.

Section 2.01(l) of the Agreement shall be amended by changing the Title to Exhibit "D" to read "Phases 1, 2, and 3 Guaranteed Maximum Price Proposal".

III.

Exhibit "C" referenced in Section 4.01 of the Agreement shall be deleted and replaced with the Exhibit "C" attached to this Amendment No.1 as Exhibit "A".

IV.

Section 5.02 (h) (4) and Table 5.02A of the Agreement are deleted in their entirety and replaced with the following language:

Construction Manager shall not have any contingency funding available to it for Phase 1 Remodel of Gates 11 and 12. City Engineer shall have a 12% Construction Phase Contingency available to it based on the dollar amount set forth in Contractor's approved GMP. Such contingency may be used at City Engineer's sole discretion for (i) any increase in the cost of purchasing equipment set forth in Construction Manager's approved GMP; (ii) any increased costs required to meet accelerated schedules; and (iii) any increase in cost due to unforeseen conditions. All unused contingency shall revert to the City at final completion of each Phase.

V.

Section 6.02 of the Agreement is amended by deleting "$2,500.00" in the second and third sentences and replacing them with "500.00".

VI.

Section 7.02(d) of the Agreement is hereby amended by deleting "5.75%" and replacing it with "3.5%".

VII.

Section 7.09 of the Agreement is hereby amended by adding the following sentence to the end of the section: "City shall have the right to audit all costs, the basis for those costs, and all underlying expenses relating to Construction Manager's performance herein, including but not limited to the Cost of the Work, particularly, without limitation, Section 8.01(a) and the Daily Salary Rates set forth in Exhibit "C"".

VIII.

Section 8.01 (a)(2) of the Agreement is hereby amended by adding the following language:

> Notwithstanding, Cost of the Work for purposes of calculating salaries of Construction Manager's supervisory and administrative personnel when directly involved in performance of the Work shall be based on the "Daily Salary Rate" set forth in Exhibit "C" attached hereto. The Parties agree that the daily salary rates set forth in Exhibit "C" are based on an eight hour work day. However, if any of the employees listed in Exhibit "C" (or who in the future may be listed as described below) are not assigned to Phase 1 on a full time basis, they will be paid based on the actual number of hours they work during any given day, up to 8 hours, consistent with the daily salary rates set forth in Exhibit "C". Should any of those employees work less than eight hours during any given day, the invoice to the City for that day shall reflect a reduction in the daily salary rate based on the actual number of hours worked on Phase 1. By way of example, if employee Y has a daily salary rate of $1000.00 but only works 6 hours during a day on Phase 1, his daily salary rate will be converted to an hourly rate of $125.00 which when multiplied by the 6 hours worked during the given day results in a reduction in the invoice to the City of $750.00. Conversely, should employee Y work more than 8 hours during any given day on Phase 1, Construction Manager shall not be entitled to invoice the City more than Employee Y's daily salary rate of $1000.00 (plus the Construction Manager Fee). Employees who are listed in Exhibit "C" (or in the future may be listed as described below) and who are assigned to work full time on Phase 1 shall be paid based on the daily salary rates regardless of the number of actual hours they work on Phase 1 during any given week, assuming that the average number of hours worked per day over the life of Phase 1, from the date of NTP to Final Completion, equals or exceeds 8 hours per day. Adjustments, as necessary, shall be made to retainage. Should Construction Manager require

employees to work on Phase 1, other than those listed on Exhibit "C", Construction Manager shall provide written notice to the City Engineer setting forth all the information described above. If for any reason, City Engineer reasonably objects to any such employee, Construction Manager shall not use that employee to perform on Phase 1. Failing reasonable objection by the City Engineer, the employee, together with his daily billing rate, shall automatically become a part of Exhibit "C".

IX.

Section 8.02 (i) of the Agreement is hereby amended by deleting it in its entirety.

X.

Section 8.04(2) of the Agreement is hereby amended by deleting the period at the end of the first sentence and adding the following language:

and $5,483,211.00 for funding Phase 1 Construction Phase, Remodel Terminal D Gates 11 and 12, described herein and in Exhibit "B" attached to Amendment No.1, inclusive of allowances, contingency, Cost of the Work and Construction Manager's fee.

XI.

Exhibit "D" of the Agreement is hereby amended by inserting the approved Guaranteed Maximum Price for Phase 1 Construction Phase, Remodel Terminal Gates 11 and 12, as Exhibit "D-1", attached to Amendment No. 1 as Exhibit "B".

XII.

Amendment No. 1 and the Contract are to be read and construed as one agreement, but if a conflict or inconsistency between Amendment No. 1 and the Contract arises, Amendment No. 1 controls over the Contract.

The Parties have executed this Amendment No. 1 to the Agreement in multiple copies, each of which is an original.

ATTEST (SEAL) (if a corporation): WITNESS (if not a corporation):	MANHATTAN CONSTRUCTION COMPANY (Construction Manager)
By:_____ Name: Title:	By:_____ Name: Title: Tax Identification No.:_____
ATTEST/SEAL:	CITY OF HOUSTON, TEXAS Signed by:
_____ City Secretary	_____ Mayor
APPROVED:	COUNTERSIGNED BY:
_____ Mario C. Diaz, Director Houston Airport System	_____ City Controller
APPROVED AS TO FORM:	DATE COUNTERSIGNED:
_____ Sr. Assistant City Attorney L.D. File No. _____	_____

EXHIBIT "A" (EXHIBIT "C" TO AGREEMENT)
STAFFING, SALARY RATES, CLASSIFICATIONS

MANHATTAN CONSTRUCTION COMPANY

PROJECT # 500N

DESCRIPTION: STAFF ALLOCATION CLASSIFICATIONS & DAILY SALARY RATES

DATE: 12/7/2011 **PREPARED BY:**

MCC Class #	MCC Description	Daily Salary Rates	MCC Employee
	Project Executive	$1,050	Jim Newnam
	Project Manager	$576	Keith Knighten
	Superintendent #1	$585	Mary Babineaux
	Superintendent (Night)	$535	Charles (Chuck) Detwiler III
	Project Engineer	$409	James Kirkwood
	Safety Engineer	$332	Yahve Santana
	Field Office Manager	$282	Shelley Carter
EQUIPMENT CHARGES			
	Cell phone costs		To be charged at cost
	Vehicle Rental charges		To be charged at cost
	Computer Hardware, Software & Internet charges		To be charged at cost

EXHIBIT "B" (Replaces Exhibit D in Agreement) Page 1
GUARANTEED MAXIMUM PRICE

Manhattan
Building excellence.

December 2011 Guaranteed Maximum Price Proposal
for Phase 1 Remodel of Terminal D Gates D11 & D12
500 N- IAH Terminal D Renovation
DATED 12/5/2011

Client: Houston Airport System
Location: Houston, TX
Project Gross SF: N/A

DIVISION	DESCRIPTION			AMOUNT	COST PER SF
01	General Requirements/Temp.Protection		$	50,000	$0.00
02	Existing Conditions		$	50,000	$0.00
03	Concrete		$	200,000	$0.00
04	Masonry			-	$0.00
05	Metals		$	200,000	$0.00
06	Wood, Plastics and Composites		$	5,000	$0.00
07	Thermal and Moisture Protection		$	10,000	$0.00
08	Openings		$	3,000	$0.00
09	Finishes		$	15,000	$0.00
10	Specialties			-	$0.00
11	Equipment (see attached list)		$	3,007,000	$0.00
12	Furnishings			-	$0.00
13	Special Construction		$	-	$0.00
14	Conveying Equipment			-	$0.00
21	Fire Suppression			-	$0.00
22	Plumbing		$	2,000	$0.00
23	Heating, Ventilating, and Air Conditioning		$	-	$0.00
25	Integrated Automation		$	-	$0.00
26	Electrical		$	600,000	$0.00
27	Communications		$	5,000	$0.00
28	Electronic Safety and Security		$	18,000	$0.00
31	Earthwork		$	15,000	$0.00
32	Exterior Improvements		$	50,000	$0.00
33	Utilities		$	75,000	$0.00
34	Transportation		$	-	$0.00
	Cost of Work		**$**	**4,305,000**	**$0.00**
	General Conditions	7.00%	$	301,350	
	Subcontractor Bonds	1.50%	$	64,575	
	Builder's Risk Insurance		$	34,737	
	General Liability Insurance		$	41,440	
	Performance/Payment Bonds		$	40,815	
	Building Permit Fees		$	10,741	
	Subtotal		*$*	*4,798,658*	
	Construction Manager Fee	3.50%	$	167,953	
	Subtotal		*$*	*4,966,611*	
	Construction Manager Contingency	0%	$	-	
	Subtotal		*$*	*4,966,611*	
	Escalation	0%	$	-	
	Subtotal		*$*	*4,966,611*	
	Artwork Allowance	0%			
	City Engineer Contingency	12%	$	516,600	
	Subtotal		***$***	***5,483,211***	
	GRAND TOTAL		**$**	**5,483,211**	
	Grand Total		**$**	**5,483,211**	

REMODEL OF TERMINAL D, GATES D11 AND D12

TO CREATE GATE D12A

LIST OF EQUIPMENT

EQUIPMENT	COST($)/UNIT	QTY	COST($)
Pass. Load. Bridge (PLB)w/A/C	$720,000	1	$720,000
Fixed Walkway & Support Struct.	465,000	1	465,000
Pre-cond.Air (PCA) Units	212,000	2	424,000
400 Hz Grd.Pwr.Units (GPUs)	84,000	2	168,000
Potable Water Unit (PWC)	46,000	1	46,000
VDGS	79,000	8	632,000
Dual Hyd.Jet FuelPits w/Valves	11,500	4	46,000
Hydrant Jet Fuel Piping	30	200LF	6,000
Air.Oper.Data Base (AODB)	500,000	1	500,000
TOTAL			$3,007,000

REMODEL OF TERMINAL D, GATES D11 AND D12

TO CREATE GATE D12A

SCOPE OF WORK

Phase 1 – Remodel of the present Terminal D gates 11 and 12 such that the use of both gates simultaneously may be used to create a new gate D 12A that is suitable for docking, embarking and disembarking passengers traveling on ADG VI aircraft, including but not limited to a Boeing 747-800i and an Airbus A380-800. The work shall include but not be limited to selective demolition and repair of the concrete ramp where new foundations are placed; providing a new Passenger Loading Bridge (PLB); providing a new fixed walkway and support structure from the Departure Level 121 of Terminal D to connect to the new PLB; providing two (2) new Point-of-Use Pre-conditioned Air (PCA) units; providing two (2) new 400 Hz Ground Power Units (GPUs); providing two (2) dual hydrant jet fuel pits including manholes and with all lateral piping connections to the existing dual fuel lines; providing a Visual Docking Gate System (VDGS) at eight (8) gate positions at Terminal D; purchase and installation of an Airport Operational Data Base (AODB) system as specified and selected by the HAS IT Department; adding a new secure doorway from the east end of the Departure Level 121 out to the new fixed walkway; providing all MEP from within the existing Terminal D building necessary for supporting the new PLB, PCA units, 400 Hz units, new fuel pits, the eight (8) new VDGS units, and the new exit doorway from the Departure Level 121 out to the new fixed walkway, all necessary work to ensure the ADG VI aircraft mentioned above will provide for proper passenger service accommodations and safe overall operations. Provide all structural required to allow the installation of the VDGS units, and provide the necessary ramp re-striping to allow for the ADG VI aircraft lead-in lines and parking positions.

Ordinance 2012-0899 (Including Contract)

Project 500N

Phase IIA

Amendment No. 2

10.10.12

Controller's Office

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

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

(✓) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

( ) Other - Grant Funds Available

Date: 10-10, 20 12 **City Controller of the City of Houston, Texas**

FUND REF: 8001-2800-52-1405 **AMOUNT:** $2,141,744.00 - Amend #2 $214,174.00 Contingency **ENCUMB. NO.:** FR-30000282

OA # 4600010038 H&L B 2,355,918.00

City of Houston, Texas Ordinance No. 2012-899

AN ORDINANCE APPROVING AND AUTHORIZING AMENDMENT NO. 2 TO A CONSTRUCTION MANAGEMENT AT RISK AGREEMENT BETWEEN THE CITY OF HOUSTON AND MANHATTAN CONSTRUCTION COMPANY FOR PHASE IIA CONSTRUCTION SERVICES FOR TERMINAL D DEPARTURE LEVEL REFRESH AT GEORGE BUSH INTERCONTINENTAL AIRPORT/HOUSTON (PROJECT NO. 500N; CONTRACT NO. 4600010038); CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The sum of **$2,355,918.00** is allocated as follows: **$2,141,744.00** is allocated for Phase IIA construction services and **$214,174.00** is allocated for City Engineer's contingency.

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

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

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

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

PASSED AND ADOPTED this 10th **day of** October**, 20**12**.**

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is OCT 16 2012.

_____
City Secretary

(Prepared by Legal Dept. _____)
(MPB:lg 06/21/2012) Assistant City Attorney
(Requested by Mario C. Diaz, Director, Houston Airport System)
(L.D. File No. 0040900178004)
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CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE: OCT 16 2012

AYE	NO	
✓		**MAYOR PARKER**
••••	••••	**COUNCIL MEMBERS**
✓		BROWN
✓		DAVIS
✓		COHEN
	ABSENT-ON PERSONAL BUSINESS	ADAMS
✓		SULLIVAN
✓		HOANG
✓		PENNINGTON
✓		GONZALEZ
✓		RODRIGUEZ
✓		LASTER
✓		GREEN
✓		COSTELLO
✓		BURKS
	ABSENT	NORIEGA
✓		BRADFORD
✓		CHRISTIE
CAPTION	ADOPTED	

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

AMENDMENT NO. 2 TO CONSTRUCTION MANAGEMENT AT RISK AGREEMENT PROJECT 500N

THIS AMENDMENT NO. 2 TO THE CONSTRUCTION MANAGEMENT AT RISK AGREEMENT ("Agreement") is made between the **CITY OF HOUSTON, TEXAS**, a home-rule city ("City"), and **MANHATTAN CONSTRUCTION COMPANY**, an Oklahoma corporation authorized to do business in the State of Texas ("Contractor"). This Amendment No. 2 is effective on the date of countersignature by the City Controller.

BACKGROUND

By City Ordinance No. 2009-1273, passed and adopted by City Council on December 9, 2009, the City entered into the Agreement with the Contractor for renovation and new construction at Terminal D at George Bush Intercontinental Airport/Houston ("Project 500N").

By City Ordinance No. 2011-1189, passed and adopted by City Council on December 21, 2011, the City and Contractor amended the Agreement ("Amendment No. 1") to amend the scope of Project 500N.

The City and the Contractor now desire to amend the scope of Project 500N and to amend certain other provisions of the Agreement.

For and in consideration of the mutual promises, covenants, agreements, and benefits contained in this Amendment No. 2, the City and the Contractor agree as follows:

I.

The headings "Phase 2" and "Phase 3" in Section 1.01 of the Agreement are amended by changing "Phase 2" to "Phase 3" and changing "Phase 3" to "Phase 4". A new Phase 2A is added to Section 1.01 of the Agreement, to read as follows:

"Phase 2A - Redecorate and Remodel present Terminal D Departure Level, Sterile Corridor area and Boarding Pier areas so as to "Refresh" and improve the appearance of the Terminal for arriving and departing passengers. The work shall include but not be limited to the painting of all walls, doors and frames and other exposed hard surfaces, replacement of all Carpet Flooring, re-Lamping of all Ceiling Lights, provision of new Stainless Steel Handrails and repositioning of hold room seating."

II.

Section 2.01(l) of the Agreement is amended by changing the Title of Exhibit "D" to read "Phases 1, 2A, 3 and 4 Guaranteed Maximum Price Proposal".

III.

Exhibit "D" of the Agreement is amended by inserting the approved Guaranteed Maximum Price for Phase 2A as Exhibit "D-2", attached to this Amendment No. 2 as Exhibit "X1".

IV.

Section 5.02 (h) (4) of the Agreement is amended by adding the following paragraph:

"Construction Manager shall not have any contingency funding available to it for Phase 2A Redecorate and Remodel present Terminal D Departure Level, Sterile Corridor area and Boarding Pier areas. City Engineer shall have a 10% Construction Phase Contingency available to it based on the dollar amount set forth in Contractor's approved GMP. Such contingency may be used at City Engineer's sole discretion for (i) any increase in the cost of purchasing equipment set forth in Construction Manager's approved GMP; (ii) any increased costs required to meet accelerated schedules; and (iii) any increase in cost due to unforeseen conditions or incomplete design. All unused contingency shall revert to the City at final completion of each Phase."

V.

Section 8.04 (2) of the Agreement is amended by deleting the first sentence in its entirety and replacing it with the following:

"In order to comply with Article II, Sections 19 and 19a of the City's Charter and Article XI, Section 5 of the Texas Constitution, the City has allocated the following amounts as Appropriated Funds to pay money due under this Agreement: $3,515,246.00 for Preconstruction Phase Services; $5,483,211.00 for Phase I Construction Phase, Remodel Terminal D Gates 11 and 12, inclusive of allowances, contingency, Cost of the Work and Construction Manager's Fee;

and $2,141,744.00 for Phase IIA Construction Phase, Refresh at Departure Level, inclusive of allowances, contingency, Cost of the Work and Construction Manager's Fee."

VI.

Amendment No. 2, Amendment No. 1 and the Agreement are to be read and construed as one agreement, but if a conflict or inconsistency among Amendment No. 2, Amendment No. 1 and the Agreement arises, Amendment No. 2 controls over both the Agreement and Amendment No. 1.

The Parties have executed this Amendment No. 2 to the Agreement in multiple copies, each of which is an original.

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

By: John Westbrook
Name: JOHN WESTBROOK
Title: ASSIST SECRETARY

MANHATTAN CONSTRUCTION COMPANY
(Construction Manager)

By:
Name: DUANE K. DUFFY
Title: Sr. V.P.
Tax Identification No.: 73 0338330

ATTEST/SEAL:

City Secretary

CITY OF HOUSTON, TEXAS
Signed by:

Mayor

APPROVED:

Mario C. Diaz, Director
Houston Airport System

COUNTERSIGNED BY:

City Controller

APPROVED AS TO FORM:

Senior Assistant City Attorney
L.D. File No. 0040900178004

DATE COUNTERSIGNED:

Manhattan
Building excellence.

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIA Terminal Areas

Client: Houston Airport System
Location: Houston, TX
Date: 9/14/2012 Terminal Areas GSF: 94,000

DIVISION	DESCRIPTION		AMOUNT	COST/SF
01	General Requirements		$ 604,858	6.43
02	Existing Conditions		$ -	0.00
03	Concrete		$ -	0.00
04	Masonry		$ -	0.00
05	Metals		$ 327,600	3.49
06	Wood, Plastics and Composites		$ 31,500	0.34
07	Thermal and Moisture Protection		$ -	0.00
08	Openings		$ -	0.00
09	Finishes		$ 820,304	8.73
10	Specialties		$ -	0.00
11	Equipment		$ -	0.00
12	Furnishings		$ -	0.00
13	Special Construction		$ -	0.00
14	Conveying Equipment		$ -	0.00
21	Fire Suppression		$ -	0.00
22	Plumbing		$ -	0.00
23	Heating, Ventilating, and Air Conditioning		$ -	0.00
26	Electrical		$ 46,800	0.50
27	Communications		$ -	0.00
31	Earthwork/ Piling Foundations		$ -	0.00
32	Exterior Improvements		$ -	0.00
33	Utilities		$ -	0.00
	Cost of Work		**$ 1,831,062**	**19.48**
	Subcontractor Bonding	1.25%	$ 15,328	0.16
	Builder's Risk Insurance		$ 13,971	0.15
	General Liability Insurance		$ 16,113	0.17
	Performance/Payment Bonds		$ 15,930	0.17
	Building Permit Fees		$ -	0.00
	Subtotal		$ 1,892,403	
	Contractor's Profit	3.50%	$ 66,234	0.70
	Subtotal		$ 1,958,638	
	Contractor Contingency	0%	$ -	0.00
	City Engineer Contingency	10%	$ 183,106	1.95
	Subtotal		$ 2,141,744	
	Escalation	0%	$ -	0.00
	Subtotal		$ 2,141,744	
	GRAND TOTAL		**$ 2,141,744**	22.78

Ordinance 2013-776(Including Contract)

Project 500N

Phase IIB

Amendment No. 3

8.28.13

Controller's Office

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

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

(8) **(✓) Funds have been encumbered out of funds previously appropriated for such purpose.**

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

(7) **(✓) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.**

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

( ) Other - Grant Funds Available

Ronald C. Lewis

Date: 8-13, 2013 **City Controller of the City of Houston, Texas**

FUND REF: (7) 8011 - 2800 - 8001 - 2800 - 521405 **AMOUNT:** $ 5,558,735.00 (1,308,762.00) **ENCUMB. NO.:** FC#s 3-3046, 3067 & 0381

3000014474, 14687, 14688 & 14691

DAB46-10038

City of Houston Ordinance No. 2013-776

AN ORDINANCE APPROPRIATING THE SUM OF $5,558,735.00 OUT OF THE AIRPORTS IMPROVEMENT FUND AND APPROVING AND AUTHORIZING AMENDMENT NO. 3 TO THE CONSTRUCTION MANAGEMENT AT RISK AGREEMENT BETWEEN THE CITY OF HOUSTON AND MANHATTAN CONSTRUCTION COMPANY FOR TERMINAL D PHASE IIB REFRESH OF RAMP AREAS AND FIDS UPGRADE AT GEORGE BUSH INTERCONTINENTAL AIRPORT/HOUSTON (PROJECT NO. 500N; CONTRACT NO. 4600010038); PROVIDING FUNDING FOR THE CIVIC ART PROGRAM; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council hereby appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: The sum of **$5,463,130.00** is appropriated for construction of the project described in the title and the sum of **$95,605.00** is appropriated as funding for the Civic Art Program financed by the fund described in such title or as otherwise designated and allowed under the City of Houston Ordinance No. 99-1351, as amended and restated in City of Houston Ordinance No. 2006-73.

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

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

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

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

PASSED AND ADOPTED this 28th **day of** August**, 20**_____**.**

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is SEP 0 9 2013.

_____
City Secretary

CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE: SEP 0 9 2013

(Prepared by Legal Dept. _____)
(RNR:lg 07/31/2013) Sr. Assistant City Attorney
(Requested by Mario C. Diaz, Director, Houston Airport System)
(L.D. File No. 0040900178005)

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AYE	NO	
✓		MAYOR PARKER
• • • •	• • • •	COUNCIL MEMBERS
✓		BROWN
✓		DAVIS
✓		COHEN
✓		ADAMS
✓		MARTIN
✓		HOANG
	ABSENT-ON PERSONAL BUSINESS	PENNINGTON
✓		GONZALEZ
✓		RODRIGUEZ
✓		LASTER
✓		GREEN
✓		COSTELLO
✓		BURKS
✓		NORIEGA
✓		BRADFORD
✓		CHRISTIE
CAPTION	ADOPTED	

MAY 017 Rev. 12/12

4600010038
2013-0776

AMENDMENT NO. 3 TO
CONSTRUCTION MANAGEMENT AT RISK AGREEMENT
PROJECT 500N

THIS AMENDMENT NO. 3 TO THE CONSTRUCTION MANAGEMENT AT RISK AGREEMENT ("Agreement") is made between the **CITY OF HOUSTON, TEXAS**, a home-rule city ("City"), and **MANHATTAN CONSTRUCTION COMPANY**, an Oklahoma corporation authorized to do business in the State of Texas ("Contractor"). This Amendment No. 3 is effective on the date of countersignature by the City Controller.

BACKGROUND

By City Ordinance No. 2009-1273, passed and adopted by City Council on December 9, 2009, the City entered into the Agreement with the Contractor for renovation and new construction at Terminal D at George Bush Intercontinental Airport/Houston ("Project 500N").

By City Ordinance No. 2011-1189, passed and adopted by City Council on December 21, 2011, the City and Contractor amended the Agreement ("Amendment No. 1") to amend the scope of Project 500N.

By City Ordinance No. 2012-899, passed and adopted by City Council on October 10, 2012, City and Contractor amended the Agreement to amend the Scope of Project 500N ("Amendment No. 2").

The City and the Contractor now desire to further amend the scope of Project 500N and to amend certain other provisions of the Agreement.

For and in consideration of the mutual promises, covenants, agreements, and benefits contained in this Amendment No. 3, the City and the Contractor agree as follows:

I.

A new Phase 2B is added to Section 1.01 of the Agreement, to read as follows:

Phase 2B – FIDS, UPGRADES TO RAMP AREAS, and AIRLINE CLUB - TERMINAL D

1. INTERIOR ENGINEERING
   a. Demolish FIDS supports and repair floor. Re-layout FIDS support system and install FIDS in all public spaces.
   b. Demolish existing Baggage Claim enclosure wall at Ticket Level and repair walls to remain to match existing.

2. RAMP AREA UPGRADES
   a. Upgrade electrical power to gates D2, D4, D5, D7, D9 and D11 to provide for PCA units, 400Hz units.
   b. Six new PCA units mounted on the PLBs (gates D2, D4, D5, D7, D9 and D11).
   c. Six new 180KVA/400Hz /28v units mounted on the PLBs (gates D2, D4, D5, D7, D9 and D11).
   d. Removal of existing PCA units and existing central glycol lines back to building. Repair any damage to removal areas.
   e. Three new VDGS units at gates D6, D8 and D10.
   f. Reinstall Passenger Loading Bridge access stair at gate D12.

3. FIDS
   a. Remove existing FIDS supports and monitors at Ticket Level, Departure Level and Connecting Tunnel and patch floor and walls to match existing.
   b. Re-layout FIDS support locations and install new FIDS supports and monitors. Tie into Airport system.

4. AIRLINE CLUB
   a. Provide and install carpet, wall coverings, millwork, lighting, and furnishings as required to upgrade the club.

II.

Section 2.01(l) of the Agreement is amended by changing the Title of Exhibit "D" to read "Phases 1, 2A, and 2B, Guaranteed Maximum Price Proposal".

III.

Exhibit "D" of the Agreement is amended by inserting the approved Guaranteed Maximum Price for Phase 2B as Exhibit "D-3", attached to this Amendment No. 3 as Exhibit "A".

IV.

Section 5.02 (h) (4) of the Agreement is amended by adding the following paragraph:

> Construction Manager shall not have any contingency funding available to it for Phase 2B. Consequently, the 7% Construction Phase Contingency for the Construction Manager set forth in Table 5.02A shall not apply to Phase 2B. City Engineer shall have a 5% Construction Phase Contingency available to it (consistent with the Table 5.02A) based on the dollar amount set forth in Contractor's approved GMP. The 5% City Engineer's contingency may be used at City Engineer's sole discretion for (i) any increase in the cost of purchasing equipment set forth in Construction Manager's approved GMP; (ii) any increased costs required to meet accelerated schedules; and (iii) any increase in cost due to unforeseen conditions or incomplete design. All of the unused contingency shall revert to the City at final completion of Phase 2B.

V.

Section 8.04 (2) of the Agreement is amended by deleting the first sentence in its entirety and replacing it with the following:

> In order to comply with Article II, Sections 19 and 19a of the City's Charter and Article XI, Section 5 of the Texas Constitution, the City has allocated the following amounts as Appropriated Funds to pay money due under this Agreement: $3,515,246.00 for Preconstruction Phase Services; $5,483,211.00 for Phase I Construction Phase, Remodel Terminal D Gates 11 and 12, inclusive of allowances, contingency, Cost of the Work and Construction Manager's Fee; $2,141,744.00 for Phase 2A Construction Phase, Refresh at Departure Level, inclusive of allowances, contingency, Cost of the Work and Construction Manager's Fee, and $6,771,892.00 for Phase 2B FIDS, upgrades to Ramp Areas, and Airline Club Upgrade – Terminal D inclusive of contingencies, Cost of Work, and Construction Manager's Fee.

VI.

Amendment No. 3, Amendment No. 2, & Amendment No. 1 and the Agreement are to be read and construed as one agreement, but if a conflict or inconsistency among Amendment No. 3, Amendment No. 2, Amendment No. 1 and the Agreement arises, Amendment No. 3 controls over both the Agreement and Amendment Nos. 1 and 2.

The Parties have executed this Amendment No. 3 to the Agreement in multiple copies, each of which is an original.

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

By: _____
Name: Pat Cartwright
Title: Vice President

MANHATTAN CONSTRUCTION COMPANY
"Construction Manager"

By: _____
Name: DUANE K. ILLIG
Title: Sr. V.P.
Tax Identification No.: 73-0338330

ATTEST/SEAL:

_____
City Secretary

CITY OF HOUSTON, TEXAS
Signed by:

_____
Mayor Annise D. Parker

APPROVED:

_____
Mario C. Diaz, Director
Houston Airport System

COUNTERSIGNED BY:

_____
City Controller

APPROVED AS TO FORM:

_____
Sr. Assistant City Attorney
L.D. File No. 004 0900178005

DATE COUNTERSIGNED:

9-6-13

EXHIBIT "A"

Manhattan

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

Client: Houston Airport System
Location: Houston, TX
Date: 7/16/2013

DIVISION	DESCRIPTION		AMOUNT
01	General Requirements		$ 697,577
02	Existing Conditions		$ 157,558
03	Concrete		$ -
04	Masonry		$ -
05	Metals		$ 393,827
06	Wood, Plastics and Composites		$ 7,978
07	Thermal and Moisture Protection		$ 19,600
08	Openings		$ 20,000
09	Finishes		$ 299,841
10	Specialties		$ -
11	Equipment		$ -
12	Furnishings		$ 382,606
13	Special Construction		$ -
14	Conveying Equipment		$ -
21	Fire Suppression		$ 11,460
22	Plumbing		$ -
23	Heating, Ventilating, and Air Conditioning		$ 1,814,858
26	Electrical		$ 828,698
27	Communications		$ 272,826
31	Earthwork/ Piling Foundations		$ -
32	Exterior Improvements		$ -
33	Utilities		$ -
34	Transportation		$ 247,135
35	Shared Use Lounge		$ 837,125
	Cost of Work		**$ 5,991,089**
	Subguard	1.50%	$ 79,403
	Builder's Risk Insurance		$ 42,663
	General Liability Insurance		$ 47,065
	Performance/Payment Bonds		$ 50,789
	Building Permit Fees		$ 20,316
	Subtotal		$ 6,231,324
	Contractor's Profit	3.50%	$ 218,096
	Subtotal		$ 6,449,421
	Contractor Contingency	0%	$ -
	City Engineer Contingency	5%	$ 322,471
	Subtotal		$ 6,771,892
	Escalation	0%	$ -
	Subtotal		$ 6,771,892
	GRAND TOTAL		**$ 6,771,892**

Manhattan Construction Company
2120 Montrose Boulevard
Houston, Texas 77006

713 529 0000 (office)
713 526 9176 (facsimile)
manhattanconstruction com

Manhattan
Building excellence.

July 17, 2013

Houston Airport System
Administration Facility
16930 John F. Kennedy Blvd.
Houston, TX 77032

Attention: Mr. Jerry Johnson, P.E., City Engineer

REF: Project Number 500N, Phase IIB – VDGS and FIDS Additions
Guaranteed Maximum Price Proposal Approval Letter

Dear Mr. Johnson:

Manhattan Construction Company is submitting the attached Guaranteed Maximum Price Proposal associated with the Construction Phase for Project 500N- Phase IIB – VDGS and FIDs Additions in accordance with the requirements identified in the Contract [Ref: 5.01 (h) (3)]. Manhattan's proposal is inclusive all of required Contract requirements including:

- Guaranteed Maximum Price Proposal- Including Summary, Detailed Breakdown, General Condition Costs, Shared Use Lounge Furniture and Construction Costs, and Owner Requested Allowances
- List of Included Allowances
- List of Clarifications and Assumptions
- Manhattan Bid Tabs and Associated Award Recommendation Letters
- Construction Schedule- Identifying Estimated Project Duration Based on an Anticipated Notice to Proceed
- Good Faith Effort Advertising and Estimated MWDBE Participation

The attached proposal only includes those costs associated with Phase IIB –VDGS and FIDS Additions at Terminal D at George Bush Intercontinental Airport. Manhattan Construction Company will provide separate Guaranteed Maximum Price Proposals for any additional Construction Phases under a separate cover that may arise or be required. Please sign below indicating your acceptance of the attached Guaranteed Maximum Pricing Proposal.

Sincerely,
MANHATTAN CONSTRUCTION COMPANY

Duane K. Duffy
Senior Vice President

Approved: _____ Date: 07-17-2013
Jerry Johnson, P.E. City Engineer

Manhattan
Building excellence.

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

Client: Houston Airport System
Location: Houston, TX
Date: 7/16/2013

DIVISION	DESCRIPTION		AMOUNT
01	General Requirements		$ 697,577
02	Existing Conditions		$ 157,558
03	Concrete		$ -
04	Masonry		$ -
05	Metals		$ 393,827
06	Wood, Plastics and Composites		$ 7,978
07	Thermal and Moisture Protection		$ 19,600
08	Openings		$ 20,000
09	Finishes		$ 299,841
10	Specialties		$ -
11	Equipment		$ -
12	Furnishings		$ 382,606
13	Special Construction		$ -
14	Conveying Equipment		$ -
21	Fire Suppression		$ 11,460
22	Plumbing		$ -
23	Heating, Ventilating, and Air Conditioning		$ 1,814,858
26	Electrical		$ 828,698
27	Communications		$ 272,826
31	Earthwork/ Piling Foundations		$ -
32	Exterior Improvements		$ -
33	Utilities		$ -
34	Transportation		$ 247,135
35	Shared Use Lounge		$ 837,125
	Cost of Work		**$ 5,991,089**
	Subguard	1.50%	$ 79,403
	Builder's Risk Insurance		$ 42,663
	General Liability Insurance		$ 47,065
	Performance/Payment Bonds		$ 50,789
	Building Permit Fees		$ 20,316
	Subtotal		$ 6,231,324
	Contractor's Profit	3.50%	$ 218,096
	Subtotal		$ 6,449,421
	Contractor Contingency	0%	$ -
	City Engineer Contingency	5%	$ 322,471
	Subtotal		$ 6,771,892
	Escalation	0%	$ -
	Subtotal		$ 6,771,892
	GRAND TOTAL		**$ 6,771,892**

DETAILED BUDGET REPORT

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
DIVISION 01 - GENERAL REQUIREMENTS							
		General Conditions	1	LSUM	497,715	46,663	EQUIP 56,034
		Brian Smith Document Control	8.5	MT			97,165
					497,715	46,663	153,199
					0		
						0	
							697,577
DIVISION 02 - EXISTING CONDITIONS							
	02 4119	**Select Demolition**	1	LS	0	0	112,745
		Demolition of Acoustical Ceilings	w/ Select Demo Quote				
		Demolition of Gypsum Assemblies	w/ Select Demo Quote				
		Demolition of Plastic Laminate Panels	w/ Select Demo Quote				
		Demolition of Wall Base	w/ Select Demo Quote				
		Dust and Protection Enclosures	w/ Select Demo Quote				
		112,745					
		Structural Steel Demolition			0	0	0
		With Structural Steel Proposal					
		0					
		Temporary Construction and Protection			0	0	0
		Temporary Ramp and Curb Protection	1	LS	2,000	10,000	0
		Daily Clean-Up and Escorting	8	MT	23,555	0	0
		35,555					
					25,555	10,000	112,745
					8,433		
						825	
							157,558
DIVISION 03 – CONCRETE							
		Concrete included with Electrical and Terrazzo Scopes			0	0	0
		0					
					0	0	0
					0		
						0	
							0
DIVISION 04 – MASONRY							
		None			0	0	0
		0					

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 04 SUB-TOTAL		0
DIVISION 05 – METALS							
	05 7000	Miscellaneous Metals for Modified Red Cap (ALLOWANCE)	45	LF	0	0	4,500
			4,500				
	05 7300	Structural Steel, Miscellaneous Metals	1	LS	0	11,781	327,546
		Structural Steel Demolition		w/ Steel Quote	0	0	0
		Miscellaneous Metals for IDS Support		w/ Steel Quote	0	0	0
		AOA Insurance Premium Allowance for Steel	1	LS	0	50,000	0
	10 1200	IDS - FORMS and SURFACES BANKS		w/ Steel Quote	Estimated value for Forms and Surface Materials $72,000		
			389,327				
		Subtotal			0	61,781	332,046
		Labor Burden			0		
		Sales Tax					
					DIVISION 05 SUB-TOTAL		393,827
DIVISION 06 - WOOD, PLASTICS, AND COMPOSITES							
		Plastic Laminate Beam Repair at FIDS Banks at Entry Vestibules (ALLOWANCE)	2	Ea	0	0	7,978
			7,978				
		Subtotal			0	0	7,978
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 06 SUB-TOTAL		7,978
DIVISION 07 - THERMAL AND MOISTURE PROTECTION							
	07 8010	Fireproofing Patching and Repair	1	LS	0	0	19,600
			19,600				
		Subtotal			0	0	19,600
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 07 SUB-TOTAL		19,600
DIVISION 08- OPENINGS							

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Curtain Wall Glass Removal and Replacement (ALLOWANCE)	1	LS	0	20,000	0
		20,000					
		[redacted]			0	20,000	0
		[redacted]			0		
		[redacted]					
					DIVISION 08 SUB-TOTAL		20,000
DIVISION 09 – FINISHES							
	09 2216	**Gypsum Board Assemblies**					
	09 2900	Wall Patching at Blocking, Faux Panel Wall Finish and Framing at Wheel Chair	1	LS	0	0	88,569
	06 1000	Rough Carpentry					
	09 2713	Glass Fiber Reinforced Plaster (GFRP) Fabrications					
		88,569					
	09 000	**General Provisions**					
		Periodic Clean-Up: Building	9	WKS	7,597	213	0
		Final Clean: Building	42,500	SF	0	0	14,875
		Dumpster Fees	20	PULLS	0	7,036	0
		Night Supervision	7	MO	0	10,913	85,134
		OSHA Supplies	9		0	1,275	0
		Fire Extinguishers	9	EA	0	723	0
		127,765					
	09 6613	**Terrazzo and Floor Repairs**	1	LS	0	0	65,000
		Terrazzo Patching at Demoed Bollards	w/Terrazzo LS Bid				
		Terrazzo Patching at Demoed Columns	w/Terrazzo LS Bid				
		Carpet Patching at Revised FIDS Banks	w/Terrazzo LS Bid				
		Concrete patching at Demoed Exterior Bollards	w/Terrazzo LS Bid				
		65,000					
	09 9123	**Interior Painting**	1	LS	0	0	16,000
		Painting of New Faux Panel Wall Finish	w/Paint LS Bid				
		Painting at wall and ceiling patches	w/Paint LS Bid				
		Painting of Temporary Partition Walls	w/Paint LS Bid				

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Texture at Wall and Ceiling Patches	16,000	w/Paint LS Bid			
		Subtotal			7,597	20,159	269,578
		Labor Burden			2,507		
		Sales Tax				0	
		DIVISION 09 SUB-TOTAL					299,841
DIVISION 10 – SPECIALTIES							
	10 1200	IDS - FIDS - Forms and Surfaces Banks and Displays - With Structural Steel	0		0	0	0
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
		DIVISION 10 SUB-TOTAL					0
DIVISION 11 – EQUIPMENT							
		None	0		0	0	0
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
		DIVISION 11 SUB-TOTAL					0
DIVISION 12 – FURNISHINGS							
		Shared Use Lounge Furniture			0	0	0
		JCS Furniture Quote	1 LS		353,872	0	0
		McCoy Furniture Quote	1 LS		28,734	0	0
			382,606				
		Subtotal			382,606	0	0
		Labor Burden			0		
		Sales Tax				0	
		DIVISION 12 SUB-TOTAL					382,606
DIVISION 13 - SPECIAL CONSTRUCTION							
		None	0		0	0	0
		Subtotal			0	0	0

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 13 SUB-TOTAL		0
		DIVISION 14 - CONVEYING EQUIPMENT					
		None	0		0	0	0
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 14 SUB-TOTAL		0
		DIVISION 21 - FIRE SUPPRESSION					
		Fire Sprinkler Line Demo and Capping. Salvage of demoed sprinkler heads.	11,460	1 LS	0	0	11,460
		Subtotal			0	0	11,460
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 21 SUB-TOTAL		11,460
		DIVISION 22 - PLUMBING					
		None	0		0	0	0
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 22 SUB-TOTAL		0
		DIVISION 23 - HEATING, VENTILATING, AND AIR					
	02 4223	HVAC Select Demo- Kilgore		1 LS	0	0	46,500
		Demo of Glycol Lines	46,500	w/ HVAC Demo			
	Multiple	PCA and 400Hz		1 LS	0	0	1,768,358
	23 8121	Pre-Conditioned Air Handlers		w/ PCA/400hz RFP			
	26 3543	400 HZ		w/ PCA/400hz RFP			
		Installation of Stairs at Gate D12	1,768,358	w/ PCA/400hz RFP			

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
				Subtotal	0	0	1,814,858
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 25 SUB-TOTAL	1,814,858
DIVISION 26 - ELECTRICAL							
	Multiple	Electrical and Communications		1 LS	0	0	828,698
			828,698		0	0	0
				Subtotal	0	0	828,698
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 26 SUB-TOTAL	828,698
DIVISION 27 - COMMUNICATIONS							
	27 0528	Horizontal Media Infrastructure					
		Included with Electrical Quote	0		0	0	0
	27 4100	EVIDS		1 LS	0	0	272,826
		Infax Software and Programming Breakout	272,826	w/ EVIDS RFP	Break out value for Infax Software and programming $56,495		
				Subtotal	0	0	272,826
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 27 SUB-TOTAL	272,826
DIVISION 31 - EARTHWORK							
		None	0		0	0	0
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 31 SUB-TOTAL	0
DIVISION 32 - EXTERIOR IMPROVEMENTS							
		None	0		0	0	0
				Subtotal	0	0	0

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB FIDS and VDGS Additions

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 32 SUB-TOTAL	0
DIVISION 33 - UTILITIES							
		None					
			0		0	0	0
				Subtotals	0	0	0
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 33 SUB-TOTAL	0
DIVISION 34 - TRANSPORTATION							
	34 4333	VDGS		1 LS	0	0	258,935
		Shared savings with Electrical Package		1 LS	0	0	-11,800
			247,135				
				Subtotals	0	0	247,135
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 33 SUB-TOTAL	247,135

DETAILED BUDGET REPORT

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB Shared Lounge

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
DIVISION 01 - GENERAL REQUIREMENTS							
		General Conditions (w/ Base GMP)	1	LSUM	0	0	EQUIP 0
		Brian Smith Document Control		MT			0
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
		DIVISION 01 SUB-TOTAL					0
DIVISION 02 - EXISTING CONDITIONS							
		Select Demolition	1	LS	0	0	14,848
		Demolition of Gypsum Assemblies			0	0	0
		Demolition of Millwork			0	0	0
		Demolition of Carpet			0	0	0
		Demolition of Walls			0	0	0
		Removal & Relocation of Existing Furniture			0	0	0
		Support existing MEP and speakers	1	LS	0	0	1,500
		16,348			0		0
		Temporary Construction and Protection	1	LS	0	0	8,000
		Dust and Protection Enclosures			0	0	0
		Daily Clean-Up and Escorting	8	WKS	6,720	0	0
		Final Clean			0	0	0
		14,720					
		Subtotal			6,720	0	24,348
		Labor Burden			2,218		
		Sales Tax				0	
		DIVISION 02 SUB-TOTAL					33,286
DIVISION 03 – CONCRETE							
		None			0	0	0
		0					
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
		DIVISION 03 SUB-TOTAL					0
DIVISION 04 – MASONRY							
		None			0	0	0
		0					

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB Shared Lounge

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 04 SUB-TOTAL		0
		DIVISION 05 – METALS					
		Structural Steel, Miscellaneous Metals	1 LS		0	0	52,667
		Structural Steel Supports & Blocking for Storefronts			0	0	0
		Miscellaneous Decorative Metals for Decorative Columns			0	0	0
		Structural Steel Supports for Ceiling Trellises			0	0	0
		52,667					
		Subtotal			0	0	52,667
		Labor Burden			0		
		Sales Tax					
					DIVISION 05 SUB-TOTAL		52,667
		DIVISION 06 - WOOD, PLASTICS, AND COMPOSITES					
		Millwork	1 LS		0	0	298,426
		New Buffet			0	0	0
		Specialty Laminate Partitions			0	0	0
		Wood Wall Paneling, Wall Base & Transitions			0	0	0
		Wood Cased Openings at Lobby			0	0	0
		Lower Section of Bar to ADA			0	0	0
		New Solid Surface Cladding for Exterior Columns at Lobby Entrance			0	0	0
		Specialty Veneer Panels with Shelves			0	0	0
		TV Wall Bracket for Back Bar			0	0	0
		298,426					
		Subtotal			0	0	298,426
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 06 SUB-TOTAL		298,426
		DIVISION 07 - THERMAL AND MOISTURE PROTECTION					
		None			0	0	0
		0					

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB Shared Lounge

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
					DIVISION 07 SUB-TOTAL		0
DIVISION 08- OPENINGS							
		Storefronts					
		Automatice Glass Sliding Double Doors at Lobby	1	LS	0	0	48,000
		Manual Glass Sliding Door and Side Lights at Conference Room			0	0	0
		Signage Allowance			0	0	0
			1	EA	0	0	1,000
		49,000					
				Subtotal	0	0	49,000
				Labor Burden	0		
				Sales Tax			
					DIVISION 08 SUB-TOTAL		49,000
DIVISION 09 – FINISHES							
		Gypsum Board Assemblies					
		Wood blocking for TV in Media Room and Specialty Shelves in Back Bar	1	LS	0	0	39,425
		Fur-downs at Cased Openings and at Conference Room					
		Prep all walls with Level 4 Finish for Specailty Wall Coverings					
		Provide gypsum patching at all demo locations and wood blocking locations					
		Wood Blocking for Acrylic Panels (MCC Plug for IDEAL)	10	Ea			6,050
		45,475					
		Flooring	1	LS	0	0	64,002
		Wood Flooring					
		Carpet Flooring					
		Stone Flooring					
		Specialty Mosaic Feature in Lobby					
		Flooring Underlayment (MCC Addd Option)	1	LS	0		528
		64,530					
		Interior Painting	1	LS	0	0	20,000
		Priming, Sanding, and Painting of Walls					
		FRP Panel at Back Bar					
		Painting of Temporary Partition Walls					
		Fabric Wall Coverings					
		Field Paint Trellis and Unistrut	1	LS	0		7,000
		27,000					

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB Shared Lounge

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Ceilings	1	LS	0	0	27,850
		New Ceiling Grid & Tiles in VIP Room, Lobby, Relaxation Room, and Conference Room			0	0	0
		Replace Damaged or Missing Tiles with Salvaged Existing Tiles and Grid in Main Lounge Space			0	0	0
		Decorative Ceiling Mounted Trellises	1	LS	0	0	27,900
		Provide Cut Outs for Ceiling Fixtures			0	0	0
		New Sound Insulation Above Ceiling	1	LS	0	0	2,000
		57,750					
				Subtotal	0	0	194,755
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 09 SUB-TOTAL	194,755
		DIVISION 10 – SPECIALTIES					
		None			0	0	0
		0					
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 10 SUB-TOTAL	0
		DIVISION 11 – EQUIPMENT					
		None			0	0	0
		0					
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 11 SUB-TOTAL	0
		DIVISION 12 – FURNISHINGS					
		None			0	0	0
		0					
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
						DIVISION 12 SUB-TOTAL	0
		DIVISION 13 - SPECIAL CONSTRUCTION					
		None			0	0	0

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB Shared Lounge

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		0					
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 13 SUB-TOTAL		0
		DIVISION 14 - CONVEYING EQUIPMENT					
		None			0	0	0
		0					
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 14 SUB-TOTAL		0
		DIVISION 21 - FIRE SUPPRESSION					
		Relocate Sprinkler Heads and Branch Lines	1	LS	0	0	4,480
		4,480					
		Subtotal			0	0	4,480
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 21 SUB-TOTAL		4,480
		DIVISION 22 - PLUMBING					
		None			0	0	0
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 22 SUB-TOTAL		0
		DIVISION 23 - HEATING, VENTILATING, AND AIR CONDITIONING					
		HVAC	1	LS	0	0	45,920
		Relocate Diffusers and Registers					
		Raise Ductwork for Raised Ceilings					
		Repair or Replace Damaged Diffusers					
		45,920					
		Subtotal			0	0	45,920
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 23 SUB-TOTAL		45,920

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB Shared Lounge

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
DIVISION 26 - ELECTRICAL							
		Electrical and Communications	1	LS	0	0	156,111
		Demolish All Existing Lighting			0	0	0
		Temporary Lighting and Power for All Trades					
		New Light Fixtures					
		Remove & Replace All Electrical Outlets					
		Provide Power Outlets in New Buffet					
		Demolish Existing Light Switches					
		New Dimming Panel for New Light System					
		New Panelboard, Transformer, & Access Panels					
		New Circuit Breakers and Switches					
		New Housekeeping Pads					
		156,111					
		Subtotal			0	0	156,111
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 26 SUB-TOTAL		156,111
DIVISION 27 - COMMUNICATIONS							
		Remove and re-install card reader	1	LS	0	0	2,480
		2,480				0	0
		Subtotal			0	0	2,480
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 27 SUB-TOTAL		2,480
DIVISION 31 - EARTHWORK							
		None			0	0	0
		0					
		Subtotal			0	0	0
		Labor Burden			0		
		Sales Tax				0	
					DIVISION 31 SUB-TOTAL		0
DIVISION 32 - EXTERIOR IMPROVEMENTS							
		None			0	0	0
		0					

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D Refresh - Phase IIB Shared Lounge

16-Jul-13

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
					DIVISION 33 SUB-TOTAL		0
		DIVISION 33 - UTILITIES					
		None	0		0	0	0
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
					DIVISION 33 SUB-TOTAL		0
		DIVISION 34 - TRANSPORTATION					
		None	0				
				Subtotal	0	0	0
				Labor Burden	0		
				Sales Tax		0	
					DIVISION 33 SUB-TOTAL		0

Ordinance 2014-708 (Including Contract)

Project Number 500N
Phase III Amendment
No. 4
7.16.14

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

(X) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

( ) Other - Amend. #4 to Contract

Date: 7-7, 2014 — Ronald C. Lewis, City Controller of the City of Houston, Texas

FUND REF: 8011-2800<520128 520755 — AMOUNT: $3,866,110.00 — ENCUMB. NO.: 3-3354

Eff 0A46-10038
FMBB#3-16041

City of Houston Ordinance No. 2014-708

AN ORDINANCE APPROPRIATING THE SUM OF $3,866,110.00 OUT OF THE AIRPORTS IMPROVEMENT FUND AND APPROVING AND AUTHORIZING AMENDMENT NO. 4 TO THE CONSTRUCTION MANAGEMENT AT RISK AGREEMENT BETWEEN THE CITY OF HOUSTON AND MANHATTAN CONSTRUCTION COMPANY FOR TERMINAL D PHASE III EQUIPMENT, MATERIALS AND PRECONSTRUCTION SERVICES AT GEORGE BUSH INTERCONTINENTAL AIRPORT/HOUSTON (PROJECT NO. 500N; CONTRACT NO. 4600010038); PROVIDING FUNDING FOR CONTINGENCIES RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY SUCH FUNDS; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council hereby appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: The sum of **$3,514,646.00** is appropriated for construction of the project described in the title and the sum of **$351,464.00** is appropriated for contingency.

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

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

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

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

PASSED AND ADOPTED this 16th **day of** July**, 20** 14**.**

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is JUL 2 2 2014.

_____
City Secretary

CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE: JUL 2 2 2014

(Prepared by Legal Dept. _____ for MB
(MPB:lg 07/01/2014) Sr. Assistant City Attorney
(Requested by Mario C. Diaz, Director, Houston Airport System)
(L.D. File No. 0040900178006)

G:\CONTRACT\LSG\MSWORD\ORDINANCE\MPB\ManhattanCMAR500N#4.doc

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

MAY 017 Rev. 01/14

AMENDMENT NO. 4 TO
CONSTRUCTION MANAGEMENT AT RISK AGREEMENT
PROJECT 500N

THIS AMENDMENT NO. 4 TO THE CONSTRUCTION MANAGEMENT AT RISK AGREEMENT ("Agreement") is made between the **CITY OF HOUSTON, TEXAS**, a home-rule city ("City"). and **MANHATTAN CONSTRUCTION COMPANY**, an Oklahoma corporation authorized to do business in the State of Texas ("Contractor"). This Amendment No. 4 is effective on the date of countersignature by the City Controller.

BACKGROUND

By City Ordinance No. 2009-1273, passed and adopted by City Council on December 9, 2009, the City entered into the Agreement with the Contractor for renovation and new construction at Terminal D at George Bush Intercontinental Airport/Houston ("Project 500N").

By City Ordinance No. 2011-1189, passed and adopted by City Council on December 21, 2011, the City and Contractor amended the Agreement ("Amendment No. 1") to amend the scope of Project 500N.

By City Ordinance No. 2012-899, passed and adopted by City Council on October 10, 2012, City and Contractor amended the Agreement ("Amendment No. 2") to amend the Scope of Project 500N ("Amendment No. 2").

By City Ordinance No. 2013-0776, passed and adopted by the City Council on August 28, 2013, City and Contractor amended the Agreement ("Amendment No. 3") to amend the Scope of Project 500N and to amend certain other provisions of the Agreement.

For and in consideration of the mutual promises, covenants, agreements, and benefits contained in this Amendment No. 4, the City and the Contractor agree as follows:

I.

A new Phase 3 is added to Section 1.01 of the Agreement, to read as follows:

Phase 3 – Phase III Equipment including two walkways, two loading bridges, two PC Air Units, two Potable Water Cabinets, one 180kva 400 HZ GPU Units for Gate D9 and Gate D9A and long lead materials for restroom improvements and General Conditions. Following is a more detailed list of equipment and materials to be provided by the Contractor Freight on Board:

PN500N TERMINAL D PHASE III EQUIPMENT PACKAGE

GATE D9A

- Three tunnel operable Passenger Loading Bridges (PLB): The PLB rotunda is at elevation 121' (ground level is at 100') and manufactured by Thyssen-Krupp, JetBridge International Inc. or approved equal. The PLB capable of serving the upper doorway (U1) on an Airbus A380-800. Include standard interior finishes and lighting, support column for the PLB and anchor bolts and nuts, washers and templates. Meet all ADA requirements and all governmental requirements and codes.

- Fixed Metal Walkway: (approx. 143' from the building outer face to the PLB rotunda) at floor elev. 121' (same as the building floor level). Include standard interior finishes and lighting, three (3) rooftop A/C units, anchor bolts, nuts, washers and templates. Meet all ADA requirements and governmental requirements and codes.

- One (1) 120 ton independent DX Pre-Conditioned Air (PCA) Units by 'Trilectron', Cavotec or approved equal. Provide mounting brackets for underside mounting to the new PLB.

- One (1) 180kva, 400Hz Ground Power Units (GPU). Provide mounting brackets for mounting onto the new PLB.

- One (1) ground mounted stainless steel Potable Water Cabinet by 'Semler' Industries or approved equal. The Potable Water Cabinet is to provide a 25 gallons per minute (gpm) flow rate, motorized hose reel, a minimum of 300 ft. of water hose and to meet the unique requirements of an A380 aircraft.

-

- **GATE D9**
- Three tunnel operable Passenger Loading Bridges (PLB): The PLB rotunda is at the existing elevation of the existing gate D9 Boarding Pod aircraft access door and manufactured by Thyssen-Krupp, JetBridge International Inc. or approved equal. Include standard interior finishes and lighting, support column for the PLB and anchor bolts and nuts, washers and templates. Meet all ADA requirements and all governmental requirements and codes.

- Fixed Metal Walkway: (approx. 20' from the existing Boarding Pod outer face at the existing aircraft access door to the PLB rotunda). Include standard interior finishes and lighting, one (1)

rooftop A/C unit, steel support columns for the Fixed Metal Walkway, anchor bolts, nuts, washers and templates. Meet all ADA requirements and all governmental requirements and codes.

- One (1) 120 ton independent DX Pre-Conditioned Air (PCA) Units by 'Trilectron', Cavotec or approved equal. Provide mounting brackets for underside mounting to the new PLB.

- One (1) stainless steel Potable Water Unit that is manufactured to be mounted onto the new PLB.

EQUIPMENT FOR MEN & WOMEN RESTROOMS AT GATE D9

▪ 8	Urinals by Toto; Model: UT104EV - #01 Cotton Color
▪ 20	Water Closets (WC) w/ Seats by Toto; Model: CT708EV, Wall Hung
▪ 17	Lavatories by Sloan; Silestone Quartz Trough Sink, Finish – SS-1
▪ 1	Mop Sink by Zurn; Model:1996-24 - Floor Mounted 24" X 24"
▪ 17	Faucet/Hand Dryers - Dyson
▪ 28	Automatic Flushometers for Urinals & WCs by Toto; Model: TET2LN-Wall Mounted, Satin finish
▪ 660 sq'	Metal Ceiling System – Flat - Gordon - R116-532DG12-12% Open,Fin-PDR30811 Acroguard AST1 11 mill fin.
▪ 440 sq'	Metal Ceiling System – Curved - Gordon - R116-764ST23-23% Open,Fin-PDR30113 Acroguard Bianco mill fin.
▪ 880 sq'	Acoustical Ceiling Tile & Grid - Armstrong - Ultima-Tegular, 24" X 24" X 3/4", 9/16" Beveled; Grid: Interlude XL 9/16", White
▪ 2500 sq'	Wall Tiles - WT1-WT-4 La Nova Tile for pattern & colors
▪ 1000 sq'	Wall Tiles on back wall of stalls - W-5 - La Nova Tile – Collection: 80.4 , 32" X 32" Color-Blanco for pattern & color
▪ 19	Metal Toilet Stalls - Gage Architectural Products Pattern GM4225 (FRC)
▪ 8	Metal Urinal Screens - Gage Architectural Products Pattern GM4225 (FRC)
▪ 350 sq'	Silestone Lavatory Countertops & Sides; Shelves at WC & Urinals
▪ 8	Stainless Steel Shelves at Mirrors – Bobrick – B-298; 24" long
▪ 2	Electric Mirrors w/ Plexiglass by Silhouette Light Mirror; Model: SIL-99.00x57.00-LD-M 99" X 57"
▪ 3	Electric Mirrors w/ Plexiglass by Silhouette Light Mirror; Model: SIL-66.00x57.00-LD-M 66" X 57"
▪ 1	Mirror by Bobrick; Model: B-165; 48" x 36"
▪ 6	Stainless steel Handicapped Grab Bars 42" – B-5806
▪ 6	Stainless steel Handicapped Grab Bars 36" – B-5806
▪ 65	Downlight Light Fixture by Focal Point-Series:id-FL6D-20LED-L30-RO-1, 6" aperture LED w/ bulbs
▪ 20	L2 – L8 Architectural Lighting Fixture by Mark; Series; Fin; Clear

		sides frosted edges w/ bulbs
▪	29	L9 - Luminaire LED Lighting Fixture by Focal Point; Series: Trace LED Cove; Model: FTRL; Matte White housing w/ frosted lens sides frosted edges w/ bulbs
▪	62 sq'	Glass Mosaic Graphic Signs w/ Plexiglas Border
▪	1	Water Fountains w/ Water Bottle Refill Station by Haisey Taylor; Model: Hydroboost- In-wall design
▪	2	Baby Diaper Changing Shelf – 5' X 2'
▪	2	Bio Shelf – 5' X 2'
▪	115 sq'	Glass Laboratory Screen by Skyline design; custom Line Pattern two sided; Custom Etched Pattern both sides
▪	4	Stainless Steel Towel Waste Receptacle Units by Bradley; Model: B-3974, Recessed Convertible
▪	1	Mop & broom Holder by Bobrick; Model: B-223 – 24" long
▪	14	Stainless Steel Sanitary Napkin Disposal by Bobrick; Model: B-254
▪	20	Stainless steel Purse/Robe Hanger by Bobrick: Model: B-212
▪	19	Soap & Hand Lotion Dispensers by Sloan; Model: SJS-1750; Electronic Foam, Sensor Activated w/ Silver Top
▪	20	Toilet Tissue Dispenser by Bobrick; Model: B-2892
▪	20	Stainless Steel Toilet Seat Cover Dispenser by Bobrick; Model: B221

II.

Section 2.01 (1) of the Agreement is amended by changing the Title of Exhibit "D" to read "Phases 1, 2A, 2B and 3, Guaranteed Maximum Price Proposal".

III.

Exhibit "D" of the Agreement is amended by inserting the approved Guaranteed Maximum Price for Phase III as Exhibit "D-4", attached to this Amendment No. 4 as Exhibit "A".

IV.

Section 8.04 (2) of the Agreement is amended by deleting the first sentence in its entirety and replacing it with the following:

In order to comply with Article II, Sections 19 and 19a of the City's Charter and Article XI, Section 5 of the Texas Constitution, the City has allocated the following amounts as Appropriated Funds to pay money due under this Agreement: $3,515,246.00 for Preconstruction Phase Services; $5,483,211.00 for Phase I Construction Phase, Remodel Terminal D Gates 11 and 12, inclusive of allowances, contingency, Cost of Work and Construction Manager's Fee; $2,141,744.00 for Phase 2A Construction Phase, Refresh at Departure Level, inclusive of allowances, contingency, Cost of Work and Construction Manager's Fee; $6,771,892.00 for Phase 2B FIDS, upgrades to Ramp Areas, and Airline Club Upgrade – Terminal D inclusive of Cost of Work and Construction Manager's Fee; $3,866,110.00 for Gate 9/9A equipment, bathroom remodel material allowance, and general conditions inclusive of allowances, contingency, and Construction Manager's Fee.

V.

The Agreement, Amendment No. 3, Amendment No. 2, Amendment No. 1 and this Amendment No. 4 are to be read and construed as one agreement, but if a conflict or inconsistency arises among the Agreement, Amendment No. 4, Amendment No. 3, Amendment No. 2, and Amendment No. 1, then this Amendment No. 4 controls.

The Parties have executed this Amendment No. 4 to the Agreement in multiple copies, each of which is an original.

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

By: _____
Name: Annette Arabie
Title: Executive Assistant

MANHATTAN CONSTRUCTION COMPANY
"Construction Manager"

By: _____
Name: Pat Cartwright
Title: Sr. Vice President
Tax Identification No.: 73-0338330

ATTEST/SEAL:

CITY OF HOUSTON, TEXAS
Signed by:

_____
City Secretary

_____
Mayor

APPROVED:

_____
Mario C. Diaz, Director
Houston Airport System

COUNTERSIGNED BY:

_____
City Controller

APPROVED AS TO FORM:

_____
Sr. Assistant City Attorney
L.D. File No. 0040900178006

DATE COUNTERSIGNED

_____

4600010038
2014-0708

AMENDMENT NO. 4 TO
CONSTRUCTION MANAGEMENT AT RISK AGREEMENT
PROJECT 500N

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		sides frosted edges w/ bulbs
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▪	20	Stainless Steel Toilet Seat Cover Dispenser by Bobrick; Model: B221

II.

Section 2.01 (1) of the Agreement is amended by changing the Title of Exhibit "D" to read "Phases 1, 2A, 2B and 3, Guaranteed Maximum Price Proposal".

III.

Exhibit "D" of the Agreement is amended by inserting the approved Guaranteed Maximum Price for Phase III as Exhibit "D-4", attached to this Amendment No. 4 as Exhibit "A".

IV.

Section 8.04 (2) of the Agreement is amended by deleting the first sentence in its entirety and replacing it with the following:

In order to comply with Article II, Sections 19 and 19a of the City's Charter and Article XI, Section 5 of the Texas Constitution, the City has allocated the following amounts as Appropriated Funds to pay money due under this Agreement: $3,515,246.00 for Preconstruction Phase Services; $5,483,211.00 for Phase I Construction Phase, Remodel Terminal D Gates 11 and 12, inclusive of allowances, contingency. Cost of Work and Construction Manager's Fee: $2,141,744.00 for Phase 2A Construction Phase, Refresh at Departure Level, inclusive of allowances, contingency, Cost of Work and Construction Manager's Fee; $6,771,892.00 for Phase 2B FIDS, upgrades to Ramp Areas, and Airline Club Upgrade – Terminal D inclusive of Cost of Work and Construction Manager's Fee: $3,866,110.00 for Gate 9/9A equipment, bathroom remodel material allowance, and general conditions inclusive of allowances, contingency, and Construction Manager's Fee.

V.

The Agreement, Amendment No. 3, Amendment No. 2, Amendment No. 1 and this Amendment No. 4 are to be read and construed as one agreement, but if a conflict or inconsistency arises among the Agreement, Amendment No. 4, Amendment No. 3, Amendment No. 2, and Amendment No. 1, then this Amendment No. 4 controls.

The Parties have executed this Amendment No. 4 to the Agreement in multiple copies, each of which is an original.

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

By: _____
Name: Annette Arabie
Title: Executive Assistant

MANHATTAN CONSTRUCTION COMPANY
"Construction Manager"

By: _____
Name: Pat Cartwright
Title: Sr. Vice President
Tax Identification No.: 73-0338330

ATTEST/SEAL:

_____
City Secretary

CITY OF HOUSTON, TEXAS
Signed by:

_____
Mayor Annise D. Parker
Brenda L. Murphy

APPROVED:

_____
Mario C. Diaz, Director
Houston Airport System

COUNTERSIGNED BY:

_____
City Controller Ronald C. Green

APPROVED AS TO FORM:

_____
Sr. Assistant City Attorney
L.D. File No. 0040900178006

DATE COUNTERSIGNED

7-17-14

Draft Contract

Project Number 500N
Phase IIIB
Amendment No. 5

AMENDMENT NO. 5 TO
CONSTRUCTION MANAGEMENT AT RISK AGREEMENT
PROJECT 500N

THIS AMENDMENT NO. 5 TO THE CONSTRUCTION MANAGEMENT AT RISK AGREEMENT ("Agreement") is made between the **CITY OF HOUSTON, TEXAS**, a home-rule city ("City"), and **MANHATTAN CONSTRUCTION COMPANY**, an Oklahoma corporation authorized to do business in the State of Texas ("Contractor"). This Amendment No. 5 is effective on the date of countersignature by the City Controller.

BACKGROUND

By City Ordinance No. 2009-1273, passed and adopted by City Council on December 9, 2009, the City entered into the Agreement with the Contractor for renovation and new construction at Terminal D at George Bush Intercontinental Airport/Houston ("Project 500N").

By City Ordinance No. 2011-1189, passed and adopted by City Council on December 21, 2011, the City and Contractor amended the Agreement ("Amendment No. 1") to amend the scope of Project 500N.

By City Ordinance No. 2012-899, passed and adopted by City Council on October 10, 2012, City and Contractor amended the Agreement to amend the Scope of Project 500N ("Amendment No. 2").

By City Ordinance No. 2013-0776, passed and adopted by City Council on 8/28/2013, City and Contractor amended the Agreement to amend the Scope of Project 500N ("Amendment No. 3

By City Ordinance No. 2014-0708, passed and adopted by City Council on 7/16/2014, City and Contractor amended the Agreement to amend the Scope of Project 500N ("Amendment No. 4

The City and the Contractor now desire to further amend the scope of Project 500N and to amend certain other provisions of the Agreement.

For and in consideration of the mutual promises, covenants, agreements, and benefits contained in this Amendment No. 5, the City and the Contractor agree as follows:

I.

A new Phase 3B is added to Section 1.01 of the Agreement, to read as follows:

Phase 3B – Installation of the previously purchased Passenger Loading Bridges (PLB), Walkways and associated equipment and long lead time material.

1. Install previously purchased Passenger Loading Bridges, walkways, PC Air units, 400Hz units, water cabinets, restroom long lead materials. Construct new men and women restrooms, add two new hydrant fueling pits, relocate PLB at gate D9 to gate A10, and build new glass vestibule at gate D9.

II.

Section 2.01(l) of the Agreement is amended by changing the Title of Exhibit "D" to read "Phases 1, 2A, 2B, 3 and 3B Guaranteed Maximum Price Proposal".

III.

Exhibit "D" of the Agreement is amended by inserting the approved Guaranteed Maximum Price for Phase 3B as Exhibit "D-3", attached to this Amendment No. 5 as Exhibit "A".

IV.

Section 5.02 (h) (4) of the Agreement is amended by adding the following paragraph:

Construction Manager shall not have any contingency funding available to it for Phase 3B. Consequently, the 10% Construction Phase Contingency for the Construction Manager set forth in Table 5.02A shall apply to Phase 3B only as approved by City Engineer. City Engineer shall have a 10% Construction Phase Contingency available to it (consistent with the Table 5.02A) based on the dollar

amount set forth in Contractor's approved GMP. The 10% City Engineer's contingency may be used at City Engineer's sole discretion for (i) any increase in the cost of purchasing equipment set forth in Construction Manager's approved GMP; (ii) any increased costs required to meet accelerated schedules; and (iii) any increase in cost due to unforeseen conditions or incomplete design. All of the unused contingency shall revert to the City at final completion of Phase 3B.

V.

Section 8.04 (2) of the Agreement is amended by deleting the first sentence in its entirety and replacing it with the following:

In order to comply with Article II, Sections 19 and 19a of the City's Charter and Article XI, Section 5 of the Texas Constitution, the City has allocated the following amounts as Appropriated Funds to pay money due under this Agreement: $3,515,246.00 for Preconstruction Phase Services; $5,483,211.00 for Phase I Construction Phase, Remodel Terminal D Gates 11 and 12, inclusive of allowances, contingency, Cost of the Work and Construction Manager's Fee; $2,141,744.00 for Phase 2A Construction Phase, Refresh at Departure Level, inclusive of allowances, contingency, Cost of the Work and Construction Manager's Fee; $6,771,892.00 for Phase 2B FIDS, Upgrades to Ramp Areas, – Terminal D inclusive of allowances, contingencies, Cost of Work, and Construction Manager's Fee and $3,866,110.00 for Phase lll for the purchase of equipment, material and Pre-Construction services.

VI.

Amendment No 4, Amendment No. 3, Amendment No. 2, & Amendment No. 1 and this Agreement are to be read and construed as one agreement, but if a conflict or inconsistency among Amendment No 5, Amendment No. 4, Amendment No. 3, Amendment No. 2, or Amendment No. 1, Amendment No. 5 controls over both the Agreement and Amendment Nos. 1, 2, 3 & 4.

The Parties have executed this Amendment No. 4 to the Agreement in multiple copies, each of which is an original.

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

MANHATTAN CONSTRUCTION COMPANY
"Construction Manager"

By:_____
Name: _____
Title: _____

By:_____
Name: _____
Title: _____
Tax Identification No.:_____

ATTEST/SEAL:

CITY OF HOUSTON, TEXAS
Signed by:

_____
City Secretary

_____
Mayor

APPROVED:

COUNTERSIGNED BY:

_____
Mario C. Diaz, Director
Houston Airport System

_____
City Controller

APPROVED AS TO FORM:

DATE COUNTERSIGNED:

_____
Assistant City Attorney

_____

L.D. File No. _____

EXHIBIT D-3

GUARANTEED MAXIMUM PRICE FOR PHASE IIIB

Manhattan Construction Company
2120 Montrose Boulevard
Houston, Texas 77006

713.529.0000 (office)
713.526.9176 (facsimile)
manhattanconstruction.com

Manhattan
Building excellence

August 1, 2014

Houston Airport System
Administration Facility
16930 John F. Kennedy Blvd.
Houston, TX 77032

Attention: Mr. Jerry Johnson, P.E., City Engineer

REF: Project Number 500N, Phase IIIB Gate D-9 Interior and Exterior Modifications
Guaranteed Maximum Price Proposal Approval Letter

Dear Mr. Johnson:

Manhattan Construction Company is submitting the attached Guaranteed Maximum Price Proposal associated with the Construction Phase for Project 500N- Phase III – Gate D-9 Equipment in accordance with the requirements identified in the Contract [Ref: 5.01 (h) (3)]. Manhattan's proposal is inclusive all of required Contract requirements including:

- Guaranteed Maximum Price Proposal- Including Summary, Detailed Breakdown, and Owner Requested Allowances
- List of Included Allowances
- List of Clarifications and Assumptions

Please sign below indicating your acceptance of the attached Guaranteed Maximum Pricing Proposal.

Sincerely,
MANHATTAN CONSTRUCTION COMPANY

Keith Knighten
Project Manager

Approved: _____ Date: _____
Jerry Johnson, P.E. City Engineer

Manhattan
Building excellence.

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D - Phase III Interior and Exterior Modifications

Client: Houston Airport System
Location: Houston, TX
Date: 8/1/2014

DIVISION	DESCRIPTION		AMOUNT
01	General Requirements		$ -
02	Existing Conditions		$ 310,722
03	Concrete		$ 508,920
04	Masonry		$ -
05	Metals		$ 539,837
06	Wood, Plastics and Composites		$ -
07	Thermal and Moisture Protection		$ 109,600
08	Openings		$ 133,700
09	Finishes		$ 745,131
10	Specialties		$ 82,885
11	Equipment		$ -
12	Furnishings		$ -
13	Special Construction		$ 112,216
14	Conveying Equipment		$ -
21	Fire Suppression		$ 20,680
22	Plumbing		$ 570,000
23	Heating, Ventilating, and Air Conditioning		$ 89,750
26	Electrical		$ 706,563
27	Communications		$ -
31	Earthwork/ Piling Foundations		$ -
32	Exterior Improvements		$ 62,890
33	Utilities		$ -
34	Transportation		$ 947,353
	Cost of Work		**$ 4,940,247**
	Subguard	1.50%	74,104
	Builder's Risk Insurance		5,100
	General Liability Insurance		38,500
	Performance/Payment Bonds		46,100
	Building Permit Fees		-
	Subtotal		$ 5,104,051
	Contractor's Profit	3.50%	$ 178,641.77
	Subtotal		$ 5,282,692
	Contractor Contingency	0%	$ -
	City Engineer Contingency	10%	$ 528,269
	Subtotal		$ 5,810,962
	Escalation	0%	$ -
	Subtotal		$ 5,810,962
	GRAND TOTAL		**$ 5,810,962**

DETAILED BUDGET REPORT

Guaranteed Maximum Price Proposal
for the
IAH 500N Terminal D - Phase III Interior and Exterior Modifications

1-Aug-14

Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
	DIVISION 01 - GENERAL REQUIREMENTS					EQUIP
	None - Costs for 6 months covered by Amendment #4					
	Document Control - None - Costs for 6 months covered by Amendment #4					
				0	0	0
				0		
					0	
						0
	DIVISION 02 - EXISTING CONDITIONS					
INTERIOR	**Select Demolition**		1 LS	0	0	68,000
	Demo Wall Panels		w/ Select Demo Quote			
	Demo Doors		w/ Select Demo Quote			
	Demo Toilet Partitions		w/ Select Demo Quote			
	Demo Flooring in Lounge & Restroom		w/ Select Demo Quote			
	Demo Wall Covering		w/ Select Demo Quote			
	Demo Ceiling Grid & Tiles		w/ Select Demo Quote			
	Demo Soffits & Gyp. Board Ceilings		w/ Select Demo Quote			
	Demo & Salvage TV Monitors		w/ Select Demo Quote			
	Demo & Salvage Dishwasher		w/ Select Demo Quote			
	Demo & Salvage Kitchen Sinks & Faucets		w/ Select Demo Quote			
	Demo & Salvage Furniture		w/ Select Demo Quote			
	Demo & Salvage Marble Wall Base		w/ Select Demo Quote			
	Demo rock only, up to 8' AFF of ext. North wall		w/ Select Demo Quote			
	Demo existing support steel @ toilet partitions		w/ Select Demo Quote			
	Mobilizations		w/ Select Demo Quote			
	Demo Light Fixtures		w/ Select Demo Quote			
		68,000				
EXTERIOR	**Select Demolition**		1 LS	0	0	34,100
	Demo Exterior Wall to accept new walkway		w/ Select Demo Quote			
	Demo Doors and Frames @ D9 boarding pier		w/ Select Demo Quote			
	Demo walls and ceiling of Tax/Duty Free shop		w/ Select Demo Quote			
	Demo flooring down to bare concrete		w/ Select Demo Quote			
	Removal of adhesives and debris from floor substrate		w/ Select Demo Quote			
	Removal & Salvage of marble wall base		w/ Select Demo Quote			
	Remove fabric wall covering		w/ Select Demo Quote			
	Demo Light Fixtures		w/ Select Demo Quote			
		34,100				
EXTERIOR	**Concrete Demolition**		1 LS	0	0	171,817
	Full panel sawcutting for drilled piers		w/ Concrete Demo Quote			
	Sawcutting @ light pole		w/ Concrete Demo Quote			
	Sawcutting @ hurricane tie downs		w/ Concrete Demo Quote			
	Core Drilling @ bollards		w/ Concrete Demo Quote			
	Demo existing concrete light pole base		w/ Concrete Demo Quote			
	Removal of spoils		w/ Concrete Demo Quote			
	Drill cores for new stancheons		w/ Concrete Demo Quote			
	Slab scanning for stanchion cores		w/ Concrete Demo Quote			
	Sawcut pavement for conduit for new apron light pole		1 LS	0	34,000	0
	AOA Insurance Premiums ($25M)					
		171,817				
				0	34,000	273,917
				0		
					2,805	
						310,722
	DIVISION 03 – CONCRETE					
EXTERIOR	**Concrete Barricades**		1 LS	0	9,020	0
		9,020				
EXTERIOR	**Concrete**		1 LS	0	0	449,900
	Provide Concrete, Forms, & Reinforcement		w/ Concrete Quote			

Guaranteed Maximum Price Proposal 1-Aug-14

for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Full panel replacement @ Drilled Pier locations		w/ Concrete Quote			
		Full panel replacement @ New Plinths		w/ Concrete Quote			
		Full panel replacement @ New Light Pole		w/ Concrete Quote			
		Full panel replacement @ New Grade Beams 14'x42"x24"		w/ Concrete Quote			
		Set Anchor Bolts @ New Columns		w/ Concrete Quote			
		CIP 54" Plinths		w/ Concrete Quote			
		CIP Light Pole Base		w/ Concrete Quote			
		CIP Grade Beams 14'x42"x24"		w/ Concrete Quote			
		Setting Hurricane Tie Downs & Pour Back		w/ Concrete Quote			
		Setting and Filling of Bollards		w/ Concrete Quote			
		Concrete Infill @ Deck between new Fixed Walkway & Existing Bldg Slab		w/ Concrete Quote			
		Rigging Pier Cages		w/ Concrete Quote			
		Provide rebar caps		w/ Concrete Quote			
		Engineering and Layout	1	LS	0	50,000	0
	EXTERIOR	**Drilled Piers**		w/ Concrete Quote			
		Slurring Drilled Concrete Piers 36"x25'		w/ Concrete Quote			
		Drilled Pier 54"x40'		w/ Concrete Quote			
		Pumping & Containment		w/ Concrete Quote			
		Removal of Spoils		w/ Concrete Quote			
		Setting of Pier Cages		w/ Concrete Quote			
		Provide & Place Concrete for Piers		w/ Concrete Quote			
		Steel Casings & Temporary Casings		w/ Concrete Quote			
		Dewatering		w/ Concrete Quote			
		Trips for hauling spoils		w/ Concrete Quote			
		Safety Pens for Drilled Holes while holes are open		w/ Concrete Quote			
		Engineering & Layout		w/ Concrete Quote			
					0	59,020	449,900
					0		
						0	
							508,920
DIVISION 04 – MASONRY							
		None			0	0	0
			0				
					0	0	0
					0		
						0	
							0
DIVISION 05 – METALS							
	INTERIOR	**Structural Steel, Miscellaneous Metals**		1 LS	0	0	106,201
		Provide steel supports for toilet paritions		w/ Steel Quote			
		Provide decorative metal frame @ restroom mosaic					
		Priming of misc. metals & existing surfaces at connection points		w/ Steel Quote			
		Stainless steel trim above wall base		w/ Steel Quote			
		Provide dust & smoke control		w/ Steel Quote			
		Engineer Stamped drawings		w/ Steel Quote			
			106,201				
	EXTERIOR	**Structural Steel**					
		Steel beams above ceiling @ Vestibule HSS6x4x3/8		1 LS	0	0	428,636
		Steel beams above ceiling @ Vestibule HSS6x4x1/8		w/ Steel Quote			
		Steel columns @ Vestibule HSS6x4x3/8		w/ Steel Quote			
		Steel columns for walkway HSS22x22x1/2		w/ Steel Quote			
		Steel columns for walkway HSS16x16x1/2		w/ Steel Quote			
		Steel columns for walkway HSS8x8x3/8		w/ Steel Quote			
		Steel Kicker HSS6x6x3/8		w/ Steel Quote			
		Gussets @ Kickers		w/ Steel Quote			
		BP1: 34x34x1 1/4		w/ Steel Quote			
		BP2: 30x30x1		w/ Steel Quote			
		BP3: 20x20x1		w/ Steel Quote			
		Anchor Bolts 1 1/2"x3'-0"		w/ Steel Quote			
		Anchor Bolts 1"x1'-0"		w/ Steel Quote			
		Anchor Bolts for PLB columns 2 1/4"x3'-0"		w/ Steel Quote			

Guaranteed Maximum Price Proposal 1-Aug-14

for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
	1/2" Plate stiffeners @ W beams		w/ Steel Quote			
	Steel beams for walkway W18x35		w/ Steel Quote			
	Steel beams for walkway W16x31		w/ Steel Quote			
	Provide new H Frame & Bracket		w/ Steel Quote			
	Provide aluminum masts & support for FIDS		w/ Steel Quote			
	Provide stainless steel wall base @ north wall of D9 holding area		w/ Steel Quote			
	Provide bollards		w/ Steel Quote			
	Engineer stamped drawings	1	LS	0	0	5,000
	Steel Angle Pour Stop @ new door to fixed walkway		w/ Steel Quote			
	Hilti anchors @ shoe for Vestibule		w/ Steel Quote			
	Steel bent plate with Hilti anchors @ column bases of Vestibule		w/ Steel Quote			
	Stainless steel cladding for Vestibule columns		w/ Steel Quote			
	High Tarmac Insurance		w/ Steel Quote			
		433,636				
				0	0	539,837
				0		
						539,837
DIVISION 06 - WOOD, PLASTICS, AND COMPOSITES						
	None	**0**		**0**	0	0
				0	0	0
				0		
					0	
						0
DIVISION 07 - THERMAL AND MOISTURE PROTECTION						
EXTERIOR	**Insulated Metal Panels**		1 LS	0	0	109,600
	Remove, Protect, & Store existing metal panels on exterior of D9		w/ Panels Quote			
	Provide modifications to existing metal panels		w/ Panels Quote			
	Provide patches @ demoed flood light locations		w/ Panels Quote			
	Provide patches @ new H Frame		w/ Panels Quote			
	Cut & Patch panels @ new flood light locations		w/ Panels Quote			
	Water Testing		w/ Panels Quote			
		109,600				
				0	0	109,600
				0		
					0	
						109,600
DIVISION 08- OPENINGS						
	Glass Entry		1 LS	0	0	114,100
	Glass mirrors		1 LS	0	0	19,600
		114,100				
				0	0	133,700
				0		
						133,700
DIVISION 09 – FINISHES						
INTERIOR	**Gypsum Board Assemblies**		1 LS	0	0	193,912
	New drywall partitions		w/ Drywall Quote			
	Patching of existing walls scheduled to remain after demo		w/ Drywall Quote			
	New Cont. Gyp. Bd. Recessed Cove @8'-8" AFF		w/ Drywall Quote			
	New Gyp. Bd. 8' AFF		w/ Drywall Quote			
	Wood Blocking		w/ Drywall Quote			
	8' high temp walls w/ plastic sheeting for dust control		w/ Drywall Quote			

Guaranteed Maximum Price Proposal 1-Aug-14

for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		Removal of temp walls		w/ Drywall Quote			
		Joint sealants		w/ Drywall Quote			
		Cement Board @ wet walls in restrooms		w/ Drywall Quote			
		Provide new 5/8 sheet rock @ ext. North wall		w/ Drywall Quote			
		Provide HM 3x7 Painted Door Leaf		w/ Drywall Quote			
		Provide HM Frame 3x7		w/ Drywall Quote			
		Provide HM 2x7 Painted Door Leaf		w/ Drywall Quote			
		Provide HM Frame 2x7		w/ Drywall Quote			
		Provide HDW1: 4 Hinges, 1 storeroom, 1 surface closer, 1 silencer, 2 kicks, 1 stop		w/ Drywall Quote			
		Provide HDW2: 4 Hinges, 1 privacy, 1 surface closer, 1 silencer, 2 kicks, 1 stop		w/ Drywall Quote			
			193,912				
	EXTERIOR	**Gypsum Board Assemblies**		1 LS	0	0	57,735
		New drywall partitions		w/ Drywall Quote			
		Patching of dividing wall after demo @ Duty Free		w/ Drywall Quote			
		Patching of existing walls scheduled to remain after demo		w/ Drywall Quote			
		Wood Blocking @ Glass Vestibule		w/ Drywall Quote			
		8' high temp walls w/ plastic sheeting for dust control		w/ Drywall Quote			
		Removal of temp walls		w/ Drywall Quote			
		Joint sealants		w/ Drywall Quote			
		Temp Wall @ Duty Free		w/ Drywall Quote			
		Temp Wall @ Glass Vestibule		w/ Drywall Quote			
		Patching of dividing wall after demo @ Duty Free		w/ Drywall Quote			
			57,735				
	INTERIOR	**Painting**		1 LS	0	5,000	20,200
		Sealed Concrete Floor		w/ Paint Quote			
		Paint Walls in Walk In Chase 14-0		w/ Paint Quote			
		Match adjacent finishes of existing walls on the exterior of north wall		w/ Paint Quote			
		Provide painting & artwork of temp walls		w/ Paint Quote			
		Paint Doors		w/ Paint Quote			
		Paint Frames		w/ Paint Quote			
		Paint Gyp. Ceilings & Soffits		w/ Paint Quote			
		Provide rubber wall base @ temp walls @ Restrooms		w/ Paint Quote			
		Rubber Wall Base in Walk In Chase @ Restrooms		w/ Paint Quote			
			25,200				
	EXTERIOR	**Painting**		1 LS	0	0	12,400
		Provide painting of new wall in Vestibule		w/ Paint Quote			
		Provide painting of divider wall @ Duty Free		w/ Paint Quote			
		Provide painting of temp walls		w/ Paint Quote			
		Paint bollards		w/ Paint Quote			
		Provide reflective tape for bollards		w/ Paint Quote			
		Paint column @ Duty Free		w/ Paint Quote			
		Rubber Wall Base @ west side of Wine Bar/Duty Free		w/ Paint Quote			
		Provide rubber wall base @ temp walls @ Duty Free		w/ Paint Quote			
			12,400				
	INTERIOR	**Acoustical Ceilings**		1 LS	0	0	96,980
		New ACT & Grid 8' AFF		w/ Ceiling Quote			
		Provide hang wires for light fixtures		w/ Ceiling Quote			
		New MC-1 Flat Metal Panels @ Ceiling		w/ Ceiling Quote			
		New MC2 Curved Metal Panels @ Ceiling		w/ Ceiling Quote			
		Metal C Channel Detail @ Ceiling 9"		w/ Ceiling Quote			
		Metal C Channel Detail @ Ceiling 5"		w/ Ceiling Quote			
		Wall Panel 2-0 @ Soffit		w/ Ceiling Quote			
		Drop Point @ perimeter		w/ Ceiling Quote			
			96,980				
	EXTERIOR	**Acoustical Ceilings**		1 LS	0	0	113,300
		Remove/Replace ACT @ new monitor locations		w/ Ceiling Quote			
		Replace damaged ceiling tiles @ Duty Free shop		w/ Ceiling Quote			
		Provide hang wires for light fixtures as needed		w/ Ceiling Quote			
		Provide hold down clips @ perimeter for tiles less than full size		w/ Ceiling Quote			
			113,300				

Guaranteed Maximum Price Proposal 1-Aug-14

for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

	Section	Description		Quantity	Unit	Total Cost Labor	Material	Sub
	INTERIOR	**Terrazzo**		1	LS	0	0	74,700
		TR1: White Terrazzo			w/Terrazzo Quote			
		TR2: Grey Terrazzo			w/Terrazzo Quote			
		TR3: Women's Accent Terrazzo			w/Terrazzo Quote			
		TR4: Men's Accent Terrazzo			w/Terrazzo Quote			
		Flush Metal Floor Transition			w/Terrazzo Quote			
		Finish Grinding & Polishing			w/Terrazzo Quote			
		Sealing			w/Terrazzo Quote			
		Floor Prep - Bead blasting/grinding			w/Terrazzo Quote			
			74,700					
	EXTERIOR	**Terrazzo**		1	LS	0	0	25,200
		Replace Fritz tile at D-9 holding area			w/Terrazzo Quote			
		Patch Fritz tile at existing podium floor box locations			w/Terrazzo Quote			
		Waterproof membrane		1	LS	0	4,500	0
			25,200					
	EXTERIOR	**Flooring**		1	LS	0	0	27,107
		Rubber Wall Base @ west side of Wine Bar/Duty Free			w/Tile Quote			
		Provide rubber wall base @ temp walls @ Duty Free			w/ Paint Quote			
		Floor prep for new finishes @ Duty Free			w/Tile Quote			
		Patching of concrete substrate			w/Tile Quote			
		Provide transitions			w/Tile Quote			
		Provide rubber wall base @ temp walls @ Restrooms			w/ Paint Quote			
		Rubber Wall Base in Walk In Chase @ Restrooms			w/ Paint Quote			
		Sealed concrete in Walk in Chase @ Restrooms			w/ Paint Quote			
			27,107					
	INTERIOR	**Tiling**		1	LS	0	0	110,897
		WP1: Wall Tile Pattern 8-0			w/Tile Quote			
		WP1: Wall Tile Pattern 8-8			w/Tile Quote			
		WT4: Manhattan Gril Wall Tile 4-7			w/Tile Quote			
		WT4: Manhattan Gril Wall Tile 8-0			w/Tile Quote			
		WT2: Nieve Wall Tile 8-0			w/Tile Quote			
		WT1: Perla Wall Tile 8-0			w/Tile Quote			
		WT5: Blanco Wall Tile @ Niche 3.42"			w/Tile Quote			
		WT7: Women's Mosaic			w/Tile Quote			
		WT7: Men's Mosaic			w/Tile Quote			
		B1: 12" Brushed Aluminum Wall Base Cap			w/ Steel Quote			
		12" Tile Wall Base			w/Tile Quote			
		Grout Sealer		1	LS	0	3,200	0
			114,097					
						0	12,700	732,431
						0		
							0	
								745,131

DIVISION 10 – SPECIALTIES

	INTERIOR	**Specialties**		1	LS	0	0	82,885
		New Metal toilet partitions			w/ Specialty Quote			
		Urinal Screens			w/ Specialty Quote			
		PB1: Bed Liner Dispenser			w/ Specialty Quote			
		PC1: Baby Changing Station			w/ Specialty Quote			
		PC2: Child Seat			w/ Specialty Quote			
		PC3: Waste Receptacle			w/ Specialty Quote			
		PE1: Seat Cover Dispenser			w/ Specialty Quote			
		PG1: 42" Grab Bar			w/ Specialty Quote			
		PG2: 36" Grab Bar			w/ Specialty Quote			
		PH1: Air Fragrance Dispenser			w/ Specialty Quote			
		PI1: Toilet Tissure Dispenser			w/ Specialty Quote			
		PJ1: Purse Hanger			w/ Specialty Quote			
		PM1: Electric Mirror			w/ Specialty Quote			
		PM2: Generic Mirror			w/ Specialty Quote			
		PN1: Sanitary Napkin Dispenser			w/ Specialty Quote			
		PP1: Automatic Paper Towel & Waste Receptacle			w/ Specialty Quote			
		PR1: Shelf			w/ Specialty Quote			

Guaranteed Maximum Price Proposal 1-Aug-14

for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		PX1: Mop & Broom Holder		w/ Specialty Quote			
		PZ1: Sharps Disposal		w/ Specialty Quote			
		Full Height Corner Guards		w/ Specialty Quote			
		Visitron Stancheons		w/ Specialty Quote			
		New 26" Convex Safety Mirror for the apron		w/ Specialty Quote			
			82,885				
					0	0	82,885
					0		
						0	
							82,885
		DIVISION 13 - SPECIAL CONSTRUCTION					
	INTERIOR	**Furnishings**		1 LS	0	0	112,216
		SS2: Grey Dividers - Girls Expo		w/ Furnishings Quote			
		SS3: Women's Accent - Koan		w/ Furnishings Quote			
		SS3: Men's Accent - Blue Enjoy		w/ Furnishings Quote			
		SS2 Shelf 1-0		w/ Furnishings Quote			
		Reuse Salvaged Marble Wall Base @ Ext. North Wall		w/ Furnishings Quote			
		Specialty Glass Dividers @ Sinks		w/ Furnishings Quote			
		ADD ALT. Relocate ticket counters on departure level		w/ Furnishings Quote			
			112,216				
					0	0	112,216
					0		
						0	
							112,216
		DIVISION 21 - FIRE SUPPRESSION					
	INTERIOR	**Fire Protection**		1 LS	0	0	12,380
		Selective demo of fire sprinkler		w/ Fire Protection Quote			
		Install new fire sprinkler as indicated		w/ Fire Protection Quote			
			12,380				
	INTERIOR	**Fire Protection**		1 LS	0	0	8,300
		Selective demo of fire sprinkler		w/ Fire Protection Quote			
		Install new fire sprinkler as indicated		w/ Fire Protection Quote			
		Engineering & Calcs		w/ Fire Protection Quote			
		Put Fire Alarm in Test Mode		w/ Fire Protection Quote			
		Provide smoke detector bags		w/ Fire Protection Quote			
		Remove & reinstall smoke detectors		w/ Fire Protection Quote			
			8,300				
					0	0	20,680
					0		
						0	
							20,680
		DIVISION 22 - PLUMBING					
	INTERIOR	**Plumbing (Material - Bradshaw)**		1 LS	0	0	520,000
		Demo Restroom sinks		w/ Plumbing Quote			
		Demo & Salvage Kitchen Sinks		w/ Plumbing Quote			
		Demo & Salvage Dishwasher		w/ Plumbing Quote			
		Demo Toilets & Terminate Plumbing Lines		w/ Plumbing Quote			
		Demo Urinals & Terminal Plumbing Lines		w/ Plumbing Quote			
		PA1: Toilet Seat		w/ Plumbing Quote			
		PD1: Slot Drain		w/ Plumbing Quote			
		PF1: Wall Mounted Faucet/Hand Dryer		w/ Plumbing Quote			
		PF2: Surface Mounted Faucet		w/ Plumbing Quote			
		PK1: Toilet Flush w/ Chase		w/ Plumbing Quote			
		PK2: Toilet Flush w/o Chase		w/ Plumbing Quote			
		PL1: Lavatory		w/ Plumbing Quote			
		PL2: Wall Mounted Sink		w/ Plumbing Quote			
		PO1: Soap Dispenser		w/ Plumbing Quote			
		PQ1: Access Panel		w/ Plumbing Quote			
		PT1: Toilet		w/ Plumbing Quote			

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for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
	PU1: Urinal		w/ Plumbing Quote			
	PW2: Urinal Flush w/o Chase		w/ Plumbing Quote			
	PV1: Water Bottle Refill Station		w/ Plumbing Quote			
	PY1: Mop Sink		w/ Plumbing Quote			
	Demo existing water piping to below slab & cap		w/ Plumbing Quote			
	Demo existing waste piping to below slab & cap		w/ Plumbing Quote			
	Demo existing vent piping to above ceiling, back to main		w/ Plumbing Quote			
	Demo existing utilities & carriers in chase		w/ Plumbing Quote			
	Existing 4" sanitary to be capped above ceiling for future use		w/ Plumbing Quote			
	Provide new thermostatic mixing valve		w/ Plumbing Quote			
	New 4" grease line plug & cap for future use		w/ Plumbing Quote			
	Domestic Hot Water Recirculating Pump		w/ Plumbing Quote			
	Hose Bibb		w/ Plumbing Quote			
	Floor Drains		w/ Plumbing Quote			
	Electric Water Heater		w/ Plumbing Quote			
		520,000		0	0	0
EXTERIOR	**Plumbing (Material - Kilgore)**	1	LS	0	0	50,000
	Demo Restroom sinks		w/ Plumbing Quote			
	Demo & Salvage Kitchen Sinks		w/ Plumbing Quote			
	Demo & Salvage Dishwasher		w/ Plumbing Quote			
	Demo Toilets & Terminate Plumbing Lines		w/ Plumbing Quote			
	Demo Urinals & Terminal Plumbing Lines		w/ Plumbing Quote			
	PA1: Toilet Seat		w/ Plumbing Quote			
	PD1: Slot Drain		w/ Plumbing Quote			
	PF1: Wall Mounted Faucet/Hand Dryer		w/ Plumbing Quote			
	PF2: Surface Mounted Faucet		w/ Plumbing Quote			
	PK1: Toilet Flush w/ Chase		w/ Plumbing Quote			
	PK2: Toilet Flush w/o Chase		w/ Plumbing Quote			
	PL1: Lavatory		w/ Plumbing Quote			
	PL2: Wall Mounted Sink		w/ Plumbing Quote			
	PO1: Soap Dispenser		w/ Plumbing Quote			
	PQ1: Access Panel		w/ Plumbing Quote			
	PT1: Toilet		w/ Plumbing Quote			
	PU1: Urinal		w/ Plumbing Quote			
	PW2: Urinal Flush w/o Chase		w/ Plumbing Quote			
	PV1: Water Bottle Refill Station		w/ Plumbing Quote			
	PY1: Mop Sink		w/ Plumbing Quote			
	Demo existing water piping to below slab & cap		w/ Plumbing Quote			
	Demo existing waste piping to below slab & cap		w/ Plumbing Quote			
	Demo existing vent piping to above ceiling, back to main		w/ Plumbing Quote			
	Demo existing utilities & carriers in chase		w/ Plumbing Quote			
	Existing 4" sanitary to be capped above ceiling for future use		w/ Plumbing Quote			
	Provide new thermostatic mixing valve		w/ Plumbing Quote			
	New 4" grease line plug & cap for future use		w/ Plumbing Quote			
	Domestic Hot Water Recirculating Pump		w/ Plumbing Quote			
	Hose Bibb		w/ Plumbing Quote			
	Floor Drains		w/ Plumbing Quote			
	Electric Water Heater		w/ Plumbing Quote			
		50,000				
				0	0	570,000
				0		
					0	
						570,000

DIVISION 23 - HEATING, VENTILATING, AND AIR CONDITIONING

INTERIOR	**Mechanical**	1	LS	0	0	89,750
	Demo Diffusers & Return Grilles		w/ HVAC			
	Demo existing existing Exhaust Fan & Duct work					
	Demo existing air supply duct work					
	Cap & Seal air tight & Reinsulate remaining duct to maintain vapor barrier					
	New ductwork & insulation					
	Mechanical Slot Diffuser Grille					
	Mechanical Diffuser Grille 24"					
	Mechanical Diffuser Grille 12"					
	New Fan Powered Box					

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for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
		New Ductwork					
		Hangers					
		Clean & Repair existing Fan Powered Box to "like new" condition					
		Relocate VAV box					
		Remove & Salvage existing thermostat					
		Provide new thermostat & wiring					
		New Heating Hot Water Supply & Return piping					
		New Terminal Units					
		New Exhaust Fans					
		New Exhaust Duct					
			89,750				
					0	0	89,750
					0		
						0	
							89,750
DIVISION 26 - ELECTRICAL							
	INTERIOR	**Electrical**		1 LS	0	0	118,553
		Demo Exit Lights		w/ Electrical Quote			
		Demo Emergency Lighting		w/ Electrical Quote			
		Demo existing panel KA serving KLM Lounge back to panel		w/ Electrical Quote			
		Demo existing panel 4LB7 serving Duty Free back to meter		w/ Electrical Quote			
		Demo smoke detectors		w/ Electrical Quote			
		Protect existing security cameras & reinstall at completion		w/ Electrical Quote			
		Relocate Fan Powered Terminal Unit		w/ Mechanical Quote			
		Demo existing exhaust fan, back to panel		w/ Electrical Quote			
		Bag smoke detectors during demolition activities		w/ Electrical Quote			
		Remove all fire alarm devices		w/ Electrical Quote			
		Reprogram existing fire alarm		w/ Electrical Quote			
		Electrical disconnection and make safe for all devices & fixtures		w/ Electrical Quote			
		New Electrical Panel - LRR		w/ Electrical Quote			
		L1 Recessed Can Light		w/ Electrical Quote			
		L6 LED Strip Light		w/ Electrical Quote			
		L11 LED Strip Light, vertically mounted @ mosaics		w/ Electrical Quote			
		L10 Wall Mounted Light Fixture		w/ Electrical Quote			
		JA: BOH Lighting		w/ Electrical Quote			
		L9: 4" Luminaire LED		w/ Electrical Quote			
		L11: LED Light Strip		w/ Electrical Quote			
		Provide receptacle for soap dispenser mounted below counter		w/ Electrical Quote			
		Provide J boxes for specialty restroom accessories		w/ Electrical Quote			
		Provide galvanized steel channel on roof to mount exhaust fan disconnect switch and GFCI		w/ Electrical Quote			
		Tie new lights into existing circuit		w/ Electrical Quote			
		Dimmer switches		w/ Electrical Quote			
		Reuse existing wiring for fire alarm devices		To Be New Circuit			
		Provide new typed directories for panel 4LB7		w/ Electrical Quote			
		Circuit breakers & switches for panel 4HA2		w/ Electrical Quote			
		Provide new typed directories for panel 4HA2		w/ Electrical Quote			
		Make final connections to lighted mirrors		w/ Electrical Quote			
		Occupancy Sensors		w/ Electrical Quote			
		Use spare breakers @ panel LAR		w/ Electrical Quote			
		Engineering & permit		w/ Electrical Quote			
		Testing of equipment		w/ Electrical Quote			
		Label all conduits and boxes		w/ Electrical Quote			
		Sleeves and penetrations		w/ Electrical Quote			
		X-ray for coring		w/ Electrical Quote			
		Grounding and bonding		w/ Electrical Quote			
		Hoisting		w/ Electrical Quote			
					0	0	0
			118,553				
	EXTERIOR	**Electrical**		1 LS	0	0	521,010
		Demo electrical & low voltage equipment @ Duty Free		w/ Electrical Quote			
		Demo smoke detectors @ Duty Free		w/ Electrical Quote			
		Demo conduit & wire @ Duty Free		w/ Electrical Quote			
		Demo exterior light pole & make safe		w/ Electrical Quote			
		Demo existing flood lights @ apron		w/ Electrical Quote			
		Bag smoke detectors during demolition activities @ Duty Free		w/ Electrical Quote			
		Reprogram existing fire alarm		w/ Electrical Quote			

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for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
	Electrical disconnection and make safe for all devices & fixtures	w/ Electrical Quote				
	Move PA/Telecom system outside of new vestibule	1	LS	0	5,000	0
	Move alarm pull outside of new vestibules	1	LS	0	5,000	0
	Move phone to ticket counter outside of vestibule	1	LS	0	5,000	0
	Demo keypad	1	LS	0	5,000	0
	Demo existing podium floor boxes & make safe	w/ Electrical Quote				
	New floor boxes for podium power	w/ Electrical Quote				
	New electrical equipment, conduit, wiring	w/ Electrical Quote				
	New electrical & data cabling for new monitors	w/ Electrical Quote				
	New VDGS w/ power & telecom w/ wiring & conduit	w/ Electrical Quote				
	New VDGS operator control panel & power	w/ Electrical Quote				
	New electrical & data cabling & final terminations for VDGS	w/ Electrical Quote				
	New card reader @ Vestibule	w/ Electrical Quote				
	Engineering & Permit	w/ Electrical Quote				
	Testing of equipment	w/ Electrical Quote				
	Label all conduits and boxes	w/ Electrical Quote				
	Sleeves and penetrations	w/ Electrical Quote				
	X-ray for coring	w/ Electrical Quote				
	Main Distribution & Switchboards	w/ Electrical Quote				
	Circuit breakers & switches	w/ Electrical Quote				
	Grounding and bonding	w/ Electrical Quote				
	Hoisting	w/ Electrical Quote				
	Housekeeping pads	w/ Electrical Quote				
	New feeders and disconnects for PCAs & 400 HZs	w/ Electrical Quote				
	New horizontal infrastructure by Systemax	w/ Electrical Quote				
	New light pole	w/ Electrical Quote				
	New galvanized support rack for electrical equipment	w/ Electrical Quote				
	Decommission power to existing PCA	w/ Electrical Quote				
	Demo & Salvage PCA disconnect switch	w/ Electrical Quote				
	Remove feeders from GPU and PCA from distribution panel DPHA3	w/ Electrical Quote				
	Pull existing wire for apron lighting back to J box to splice w/ new wire for light pole	w/ Electrical Quote				
	Demo & Salvage existing GPU	1	LS	0	20,000	0
	Demo existing FIDS back to panel	1	LS	0	7,000	0
	Demo existing light @ Vestibule	w/ Electrical Quote				
	Provide new feeder to panel DP2HA4 from apron	w/ Electrical Quote				
	Provide new 42x36x18 pullbox	w/ Electrical Quote				
	Provide new 42x36x15 pullbox	w/ Electrical Quote				
	Relocate existing light fixture in electrical room	w/ Electrical Quote				
	Provide power for new PBB	w/ Electrical Quote				
	New nameplate for existing disconnect switch	w/ Electrical Quote				
	Canopy lights under new fixed walkway	1	LS	0	20,000	0
	Provide new feeders for PCA, GPU, & Wiring Gutter WGA for Gates D9 and D9A	w/ Electrical Quote				
	New disconnect switch for D9 PCA	w/ Electrical Quote				
	New feeder and disconnect for D9A GPU	w/ Electrical Quote				
	New feeder and disconnect for D9A PBB	w/ Electrical Quote				
	Provide power for heat tracing	w/ Electrical Quote				
	Provide 20A,120V circuits from D9 panel for new PWC	w/ Electrical Quote				
	Provide power for D9 and D9A PBB	w/ Electrical Quote				
	Provide new feeders from basement to apron distribution panel	w/ Electrical Quote				
	Install new FIDS monitors w/ power	w/ Electrical Quote				
	New exit light and power @ Vestibule	w/ Electrical Quote				
	New security cameras w/ conduit and cabling	w/ Electrical Quote				
				0	0	0
		588,010				
				0	67,000	639,563
				0		
					0	
						706,563

DIVISION 27 - COMMUNICATIONS

None

		0				
				0	0	0

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for the

IAH 500N Terminal D - Phase III Interior and Exterior Modifications

	Section	Description	Quantity	Unit	Total Cost Labor	Material	Sub
					0		
						0	
							0
DIVISION 31 - EARTHWORK							
		None			0	0	0
			0				
					0	0	0
					0		
						0	
							0
DIVISION 32 - EXTERIOR IMPROVEMENTS							
	EXTERIOR	Striping		1 LS	0	0	28,890
		AOA Insurance Premiums ($25M)		1 LS	0	34,000	0
			0				
					0	34,000	28,890
					0		
						0	
							62,890
DIVISION 33 - UTILITIES							
		None			0	0	0
			0				
					0	0	0
					0		
						0	
							0
DIVISION 34 - TRANSPORTATION							
	EXTERIOR	PBB and Fixed Walkway Installation		1 LS	0	0	217,903
		Hurican tie downs (allocation)		1 LS	0	30,000	0
			247,903				
	EXTERIOR	Existing D-9 PBB Relocation from D-9 to A-10 (No Foundation Work at A-10)		1 LS	0	0	99,450
			99,450				
	EXTERIOR	VDGS (Allocation)		1 LS	0	100,000	0
			100,000				
	EXTERIOR	Fuel Pit (Allocation)		1 LS	0	500,000	0
			500,000				
					0	630,000	317,353
					0		
						0	
							947,353

Clarifications & Assumptions

Project Name: IAH 500 N Terminal D – Phase 3 – Interior and Exterior Modifications
Location: Houston, TX
Date: August 1, 2014

General

1. This proposal does not contain any General Requirements by MCC, i.e. staff costs, construction offices, utilities, associated equipment, etc. The General Requirements for the Interior and Exterior Modifications work is to be covered by Amendment #4. If there are any discrepancies in schedule for this phase of work and the length of General Requirements in Amendment #4, a change order will be issued to MCC to cover all General Requirement costs.

2. Manhattan has not accepted any engineering or design liability for any work shown on the Contract Documents, unless specifically noted to be included; this clarification shall supersede any differing or contradictory requirements anywhere else within the Contract Documents.

3. Manhattan excludes any liquidated damages and penalties associated with the delivery of this project due to the late start date.

4. Due to this being a City of Houston Project, Manhattan has not included any state or local sales tax or any remodel tax.

5. Manhattan has excluded any repairs of existing code violations, if any.

6. Manhattan has not included the repair of any nature to existing equipment.

7. Manhattan has not included any fees or permit costs. This includes any costs required for the submission of the FAA 7460 permit application.

8. Manhattan has Included an allocation of $50,000 for surveying and layout of drilled piers, grade beam, and interior door to fixed walkway.

9. Manhattan has not included any costs for adding or relocating a 3rd ticket counter to Gate D9 as this scope was not included in the construction documents.

Division 1

Document Acknowledgement:

a. See the attached drawing and Specification Log

Insurance, Bonds, and Permits:

1. Manhattan has not included the costs of impact fees, tap fees, or usage fees costs as these are assumed to be paid by the Owner or Property Manager.

2. Manhattan has included the costs for Contractor Payment and Performance Bonds and General Liability.

3. Manhattan has included the costs to provide a subcontractor default insurance program in lieu of requiring all subcontractors to procure their own performance and payment bonds. The subcontractor default insurance program is based on a non-auditable fixed rate of 1.5%. The final value of all subcontracts will be subject to Owner confirmation in order to validate the total charge associated with the subcontractor default insurance program.

4. Manhattan's insurance coverage is provided by Zurich, Incorporated, and is limited to those terms, conditions, and limits of coverage. All insurance requirements of the Contract are limited to and must be verified with our standard coverage or increased at additional cost, as necessary. We have not included any "deductibles" for any Owner's insurances; they shall be reimbursed at cost if needed.

5. No costs have been included for 3rd party review of the project plans for permitting, energy code inspections, or as might be required by governing authorities.

Testing

1. Manhattan has not included costs for any third party testing or commissioning.

Division 2:

1. Manhattan has not included any costs for relocating the pay phones on the north wall of the existing public restrooms. There is no instruction about removing these phones; however, the wall is scheduled to be demolished. MCC excludes the removal and salvage of the pay phones. We assume that IAH will make arrangements with the service provider to remove the pay phones.
2. Manhattan has included costs for demolition of the apron paving just large enough to install the scheduled piers and footings. Complete panel removal and replacement has not been included. Also, all costs for providing safety pens and cover plates at drilled piers are excluded.
3. Manhattan has not included any costs for replacing cement treated base course on the apron for piers and footings.

Division 3:

1. Manhattan has not included any costs for providing casings for the drilled piers, since the piers will be utilizing a slurry method.

Division 4:

1. None

Division 5:

4. Manhattan has included costs to wrap the structural steel at the glass vestibule in aluminum in lieu of stainless steel.

Division 6:

1. None

Division 7:

1. None

Division 8:

1. Manhattan has substituted the Vitre Starphire glass system for the Glass Vestibule with a Kawneer Clear glass system due to a 20 week lead time for production. Kawneer glass and glazing to match 'Walker Textures Clear # 102" 5/8" laminated glass assemblies with custom edgework and fabrication.

Division 9:

1. Manhattan does not guarantee a color match for the existing fritz tile due to the age of the tile. Fritz tile has a 2 to 3 week lead time for standard color stock. Any colors that are not readily available in stock will have a longer lead time.

Division 10:

1. Manhattan has excluded providing and installing stantions inside the Terminal.
2. Manhattan has assumed the toilet partitions and corner guards are to be stainless since specifications were not provided.

Division 11:

1. Manhattan has included the material costs associated with the Men's and Women's restroom remodel as defined in detailed breakdown.

Division 12:

1. None

Division 13:

1. None

Division 14:

1. None

Division 21:

1. None

Division 22:

1. See Division 34 for Potable Water Cabinets
2. Manhattan has excluded the Dyson AB11 hand dryer. There is a conflict between the specs and the drawings on the bathroom accessories schedule. PH-1 in the specs is a hand dryer while PH-1 in the drawings is a fragrance dispenser. We have priced PH-1 as being a fragrance dispenser since PF-1 provides a hand dryer/faucet combination.
3. Manhattan has not included any costs for providing plumbing fixture PW-1, Urinal Flush with Chase, as none are shown in the Equipment Plan.

Division 23:

1. See Division 34

Division 26:

1. See Division 34
2. Manhattan has included the material costs associated with the Men's and Women's restroom remodel as defined in detailed breakdown.

Division 27:

1. None

Division 28:

1. None

Division 31:

1. None

Division 32:

1. None

Division 33:

1. None

Division 34:

1. Manhattan has included the installation costs for the Fixed walkways and Passenger Boarding Bridges.
2. Manhattan has excluded all costs, including engineering, for all Passenger Boarding Bridge support structures/columns.
3. Manhattan and the boarding bridge manufacturer do not guarantee that the equipment sizes requested will meet the actual field requirements and functionality necessary for the aircraft mix and ADA slope.
4. Manhattan has included a $500,000 cost allocation for the fuel pit work. Actual costs for this scope of work are to be bought out at a later date. Hydrant Valves have a 12 to 14 week lead time. MCC will need approved submittal and production order in place in order to determine best case scenario expediting.
5. Manhattan has included a $100,000 cost allocation for the A380 VDGS work. Actual costs for this scope of work are to be bought out at a later date.
6. Manhattan has included a cost allocation for the PBB hurricane tie downs. Actual costs for this scope of work are to be bought out at a later date.
7. Manhattan has included a cost allocation for the relocation of the existing D-9 PBB from Terminal D to gate A-10. Manhattan has not included and foundation or building modification work in this allocation. Actual costs for this scope of work are to be bought out at a later date.

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July 14, 2014 Gate D9A Group VI Conversion

Issue for Permit\Construction

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July 14, 2014 Public Restroom & Holding Area Renovation

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CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 11/2/2014

PLN-Special Minimum Lot Size Block (6800-6900 Evans) NORTH AND SOUTH SIDES

Agenda Item#: 24.

Summary:
ORDINANCE establishing the north and south sides of the 6800-6900 block of Evans Street, between Santa Fe Drive and Kopman Drive**,** within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:
In accordance with Section 42-197 of the Code of Ordinances, the property owner of of Lot 6, Block 32, of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 20% of the area. Notification was mailed to the forty-six (46) property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department prior to the public hearing. No written protest was filed. The Houston Planning Commission considered the protest on August 7, 2014 and voted to recommend that the City Council establish the Special Minimum Lot Size Block. The Planning and Development Department and the Houston Planning Commission recommend that City Council adopt an ordinance establishing a Special Minimum Lot Size of 18,590 square feet.

Prior Council Action:
n/a

Amount of Funding:
n/a

Contact Information:
Kevin Calfee, 713-837-7768

ATTACHMENTS:

	Description	Type
🗋	RCA	Backup Material
🗋	Map	Backup Material
🗋	Planning Commission Approval	Backup Material

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B

Item Creation Date: 9/11/2014

PLN-Special Minimum Lot Size Block (3000 Rigel Road, south side)

Agenda Item#: 25.

Summary:
ORDINANCE establishing the south side of the 3000 block of Rigel Road, between Haynes Street and the end of Rigel Road, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT B - DAVIS**

Background:
In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 403, Block 16, of the Montgomery Terrace TR D U/R Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 52% of the block. Notification was mailed to the 2 property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 8,340 square feet for the 3000 block of Rigel Road, south side.

Prior Council Action:
n/a

Amount of Funding:
n/a

Contact Information:
Kevin Calfee, 713-837-7768

ATTACHMENTS:

	Description	Type
🗋	RCA	Signed Cover sheet
🗋	Map	Backup Material
🗋	Planning Director's Approval	Backup Material

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

SUBJECT: Ordinance designating the 3000 block of Rigel Road, south side, between Haynes Street and the end of Rigel Road as a Special Minimum Lot Size Block	**Category #**	**Page 1 of ____**	**Agenda Item #**

FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	**Origination Date** September 17, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B	
For additional information contact: Kevin Calfee **Phone:713.837.7768**	**Date and identification of prior authorizing Council action:N/A**	

RECOMMENDATION: (Summary) Approval of an ordinance designating the 3000 block of Rigel Road, South side, between Haynes Street and the end of Rigel Road as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 8,340 square foot special lot size.

Amount and Source of Funding:	**Finance Budget:**

SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lot 403, Block 16, of the Montgomery Terrace TR D U/R Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 52% of the block. Notification was mailed to the 2 property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 8,340 square feet.

Attachments: Planning Director's Approval, Map of the area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David M. Feldman, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

Finance 011.A REV. 3/94
7530-0100403-00

Special Minimum Lot Size
3000 block of Rigel Road, South side
Between Jaumes St and the end of Rigel Rd

Source: Harris County Appraisal District
Date: July 3, 2014
Reference: MLSB 459

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

Area_Under_Consideration

PLANNING & DEVELOPMENT DEPARTMENT

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 10/8/2014

PLN-SpL Min Lot Size Blk (7000-7100 Santa Fe Drive - SOUTH SIDE) betw Kopman & Ashburn Str

Agenda Item#: 26.

Summary:
ORDINANCE establishing the south side of the 7000-7100 block of Santa Fe Drive, between Kopman Drive and Ashburn Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:
In accordance with Section 42-197 of the Code of Ordinances, the property owner of East 100 Feet of Lot 11, Block 12, of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 73% of the block. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 27,224 square feet for the 7000-7100 block of Santa Fe Drive, south side.

Prior Council Action:
n/a

Amount of Funding:
n/a

Contact Information:
Kevin Calfee, 713-837-7768

ATTACHMENTS:

	Description	Type
🗋	RCA	Backup Material
🗋	Map	Backup Material
🗋	Planning Director's Approval	Backup Material

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

SUBJECT: 7000-7100 block of Santa Fe Drive, south side, between Kopman Drive and Ashburn Street as a Special Minimum Lot Size Block	**Category #**	**Page 1 of ____**	**Agenda Item #**

FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	**Origination Date** November 13, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** I	
For additional information contact: Kevin Calfee **Phone:713.837.7768**	**Date and identification of prior authorizing Council action:N/A**	

RECOMMENDATION: (Summary) Approval of an ordinance designating the 7000-7100 block of Santa Fe Drive, south side, between Kopman Drive and Ashburn Street as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 27,224 square foot special lot size.

Amount and Source of Funding:	**Finance Budget:**

SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of East 100 Feet of Lot 11, Block 12, of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 73% of the block. Notification was mailed to the twelve (12) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 27,224 square feet for the 7000-7100 block of Santa Fe Drive, south side.

Attachments: Planning Director's Approval, Map of the Area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David M. Feldman, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

Special Minimum Lot Size
7060-7180 block of Santa Fe Drive
South side, between Kopman Drive and Ashburn Street
27,224 Square Feet

Source: Harris County Appraisal District
Date: June 24, 2014
Reference: MLS435

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

Special Minimum Lot Size Boundary

PLANNING & DEVELOPMENT DEPARTMENT

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 8/17/2014

PLN-Special Minimum Lot Size Block (7100 Sims) North side

Agenda Item#: 27.

Summary:
ORDINANCE establishing the north side of the 7100 block of Sims Drive, between Santa Fe Drive and Swallow Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:
In accordance with Section 42-197 of the Code of Ordinances, the property owner of Site 53 of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 77% of the block. Notification was mailed to the nine (9) property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission. The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 28,128 square feet.

Contact Information:
Kevin Calfee 713-837-7768

ATTACHMENTS:

	Description	Type
🗋	RCA	Backup Material
🗋	Map	Backup Material
🗋	Director Approval	Backup Material

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

SUBJECT: Ordinance designating the 7100 block of Sims Drive, north side, between Santa Fe Drive and Swallow Street as a Special Minimum Lot Size Block	**Category #**	**Page 1 of ____**	**Agenda Item #**

FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	**Origination Date** August 21, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** **I**	
For additional information contact: Kevin Calfee **Phone:713.837.7768**	**Date and identification of prior authorizing Council action:N/A**	

RECOMMENDATION: (Summary) Approval of an ordinance designating the 7100 block of Sims Drive, north side, between Santa Fe Drive and Swallow Street as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 28,128 square foot special lot size.

Amount and Source of Funding:	**Finance Budget:**

SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Site 53 of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 77% of the block. Notification was mailed to the nine (9) property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 28,128 square feet.

Attachments: Planning Director's Approval, Map of the area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David M. Feldman, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION		
Finance Director:	**Other Authorization:**	**Other Authorization:**

Finance 011.A REV. 3/94
7530-0100403-00

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 11/2/2014

PLN-Special Minimum Lot Size Block (7200-7300 Sims - NORTH & SOUTH SIDES) bet Santa Fe Drive & Swallow Str

Agenda Item#: 28.

Summary:
ORDINANCE establishing the north and south sides of the 7200-7300 block of Sims Drive, between Santa Fe Drive and Swallow Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:
In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lots 1 and 2, of the Hamlins Woodland Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 40% of the area. Notification was mailed to the thirty-seven (37) property owners indicating that the special minimum lot size block application had been submitted. The notification further stated that written protests could be filed with the Planning and Development Department within thirty days of mailing. The Houston Planning Commission considered the application on August 7, 2014 and voted to recommend that the City Council establish the Special Minimum Lot Size Block. The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 26,880 square feet for the 7200-7300 block of Sims Drive, north and south sides.

Prior Council Action:
n/a

Amount of Funding:
n/a

Contact Information:
Kevin Calfee, 713-837-7768

ATTACHMENTS:

	Description	Type
🗋	RCA	Signed Cover sheet
🗋	Map	Backup Material
🗋	Planning Commission Approval	Backup Material

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** 446 R

SUBJECT: Ordinance designating the 7200-7300 block of Sims Drive, north and south sides, between Santa Fe Drive and Swallow Street as a Special Minimum Lot Size Block	**Category #**	**Page 1 of ____**	**Agenda Item #**

FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	**Origination Date** December 5, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** I	
For additional information contact: Kevin Calfee **Phone:713.837.7768**	**Date and identification of prior authorizing Council action:N/A**	

RECOMMENDATION: **(Summary) Approval of an ordinance designating the 7200-7300 block of Sims Drive, north and south sides, between Santa Fe Drive and Swallow Street as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances.**

Amount and Source of Funding:	**Finance Budget:**

SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Lots 1 and 2, of the Hamlins Woodland Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 40% of the area. Notification was mailed to the thirty-seven (37) property owners indicating that the special minimum lot size block application had been submitted. This application had less than 51% support and was refered to the Houston Planning Commission for review and consideration. The Houston Planning Commission considered the application on August 7, 2014 and voted to recommend that the City Council establish the Special Minimum Lot Size Block.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 26,880 square feet for the 7200-7300 block of Sims Drive, north and south sides.

Attachments: Planning Commission's Approval, Map of the area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David M. Feldman, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

Finance 011.A REV. 3/94
7530-0100403-00

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ETJ

Item Creation Date: 11/20/2014

20IPB132 Harris County Water Control Improvement District 114

Agenda Item#: 29.

Summary:
ORDINANCE consenting to the addition of 1.3041 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 114**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 1.3041 acres to Harris County Water Control and Improvement District No. 114 (Key Map No. 330-N)

RECOMMENDATION: (Summary) The petition for the addition of two (2) tracts of land totaling 1.3041 acres to Harris County Water Control and Improvement District No. 114 be approved.

Harris County Water Control and Improvement District No. 114 has petitioned the City of Houston for consent to add two (2) tracts of land totaling 1.3041 acres, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Louetta Road, Spring Cypress Road, Vintage Preserve Parkway, and Champion Forest Drive. The district desires to add two (2) tracts of land totaling 1.3041 acres, thus yielding a total of 716.4686 acres. The district is served by a regional plant, Kleinwood Central Wastewater Treatment Plant. The other districts served by this plant are Cy-Champ Public Utility District, Cypress Forest Public Utility District, Kleinwood Municipal Utility District, Louetta North Public Utility District, and Klein Independent School District. The nearest major drainage facility for Harris County Water Control and Improvement District No. 114 is Cypress Creek which flows into Spring Creek, then into the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

cc: Marta Crinejo, Bill Zrioka, Patrick Walsh, P.E., Gary Dzierlenga, Jun Chang, P.E., D.WRE, Tim Lincoln, P.E.

Amount of Funding:
Amount and Source of Funding: NONE REQUIRED

Contact Information:
Carol Ellinger Haddock, P.E.
Senior Assistant Director (832) 395-2686

ATTACHMENTS:

Description	Type
20IPB132 Harris County Water Control Improvement District	Signed Cover sheet

114 - Signed RCA

	20IPB132 Harris County Water Control Improvement District 114 - Map	Backup Material
	20IPB132 Harris County Water Control Improvement District 114 Water District Consent Application	Backup Material

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of two (2) tracts of land totaling 1.3041 acres to Harris County Water Control and Improvement District No. 114 (Key Map No. 330-N)	Category #	Page 1 of 1	Agenda Item #

FROM (Department or other point of origin):	Origination Date	Agenda Date
Department of Public Works and Engineering		

DIRECTOR'S SIGNATURE	Council District affected:
Dale A. Rudick Dale A. Rudick, P.E.	"ETJ"

For additional information contact:	Date and identification of prior authorizing Council action:
Carol Haddock Carol Ellinger Haddock, P.E. Senior Assistant Director (832) 395-2686	

RECOMMENDATION: (Summary)

The petition for the addition of two (2) tracts of land totaling 1.3041 acres to Harris County Water Control and Improvement District No. 114 be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Harris County Water Control and Improvement District No. 114 has petitioned the City of Houston for consent to add two (2) tracts of land totaling 1.3041 acres, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Louetta Road, Spring Cypress Road, Vintage Preserve Parkway, and Champion Forest Drive. The district desires to add two (2) tracts of land totaling 1.3041 acres, thus yielding a total of 716.4686 acres. The district is served by a regional plant, Kleinwood Central Wastewater Treatment Plant. The other districts served by this plant are Cy-Champ Public Utility District, Cypress Forest Public Utility District, Kleinwood Municipal Utility District, Louetta North Public Utility District, and Klein Independent School District. The nearest major drainage facility for Harris County Water Control and Improvement District No. 114 is Cypress Creek which flows into Spring Creek, then into the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

LTS# 12827 REQUIRED AUTHORIZATION CUIC: 20IP132

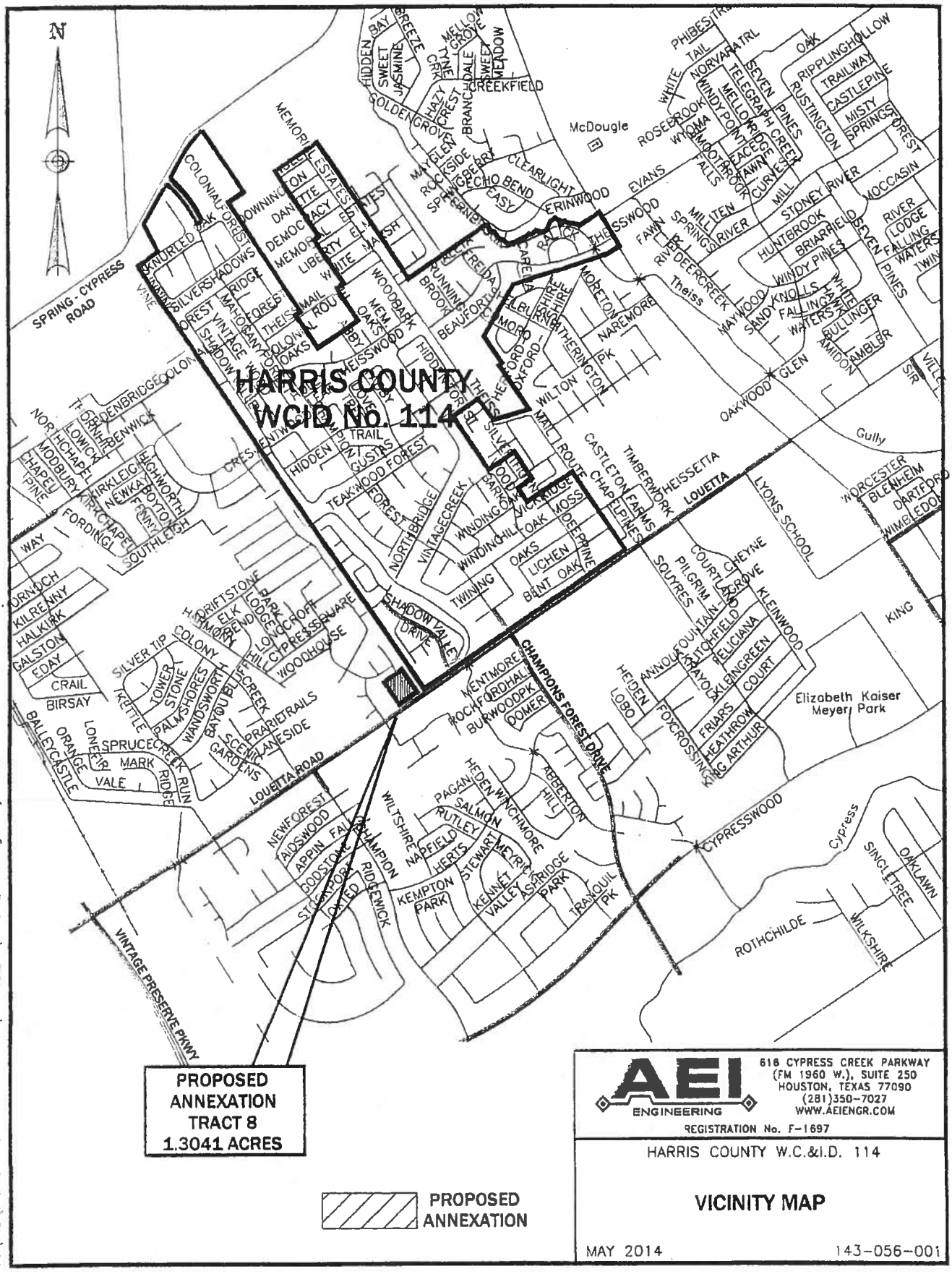
Finance Department	Other Authorization:	Other Authorization:
		Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.

Request for Council Action
Routing Form

(RCA) **SUBJECT:** Petition for the City's consent to the addition of two (2) tracts of land totaling 1.3041 acres to Harris County Water Control and Improvement District No. 114 (Key Map No. 330-N)

(RCA) **RECOMMENDATION:** That the petition for the addition of two (2) tracts of land totaling 1.3041 acres to Harris County Water Control and Improvement District No. 114 be approved.

			CUIC ID# 20IPB132
		(Circle One) **Motion Resolution Ordinance**	**Originator/Prime Author:** Veronica R. Osegueda **Phone #:** (832) 395-3080
Routing Order: (Originator/Prime Author specified by Name)	**Date/Time Received**	**Date/Time Transmitted**	**Comments**
Administration Manager, P&DS, PW&E *Veronica R. Osegueda* VO *(832) 395-3080*		11/13/14	
Senior Assistant Director, P&DS, PW&E *Carol E. Haddock, P.E.* *(832) 395-2686*	C E Haddock	4:30 pm 11/14/14	
Deputy Director, P&DS, PW&E *Mark L. Loethen, P.E., CFM* *(832) 395-2705*		11/10/2014	
Agenda Coordinator, PW&E *Ruth Gonzales* *(832) 395-2519* RG	11-21-14	11.21.14	
Chief of Staff, PW&E *Howard Hilliard* *(832) 395-2518*	11.24.14	11.24.14	
Director, PW&E *Dale A. Rudick, P.E.* DR *(832) 395-2500*	11.25.14	11.25.14	11.26.14
Director, City Council Agenda *Marta Crinejo* *(832) 395-1091*			
City Secretary's Office *Anna Russell* *(832) 395-1100*			



P:\143\143-056-001 O'Neal Annex\New folder\143UTILITIES.dwg May 13, 2014-10:25am mmiller

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ETJ

Item Creation Date: 12/2/2014

20IPB174 Meadowhill MUD

Agenda Item#: 30.

Summary:
ORDINANCE consenting to the addition of 108.31 acres of land to **MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

Background:
SUBJECT: Petition for the City's consent to the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District (Key Map No. 292N)

RECOMMENDATION: (Summary) The petition for the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District be approved.

Meadowhill Regional Municipal Utility District has petitioned the City of Houston for consent to add 108.31 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of FM 2920, Spring-Stuebner Road, Holzwarth Road, and Interstate Highway 45. The district desires to add 108.31 acres, thus yielding a total of 838.1296 acres. The district is served by the Meadowhill Regional Municipal Utility District Wastewater Treatment Plant, which is owned and operated by the district. The other districts served by this plant are Shasla Public Utility District, Northwest Harris County Municipal Utility District No. 28, and Klein Independent School District. The nearest major drainage facility for Meadowhill Regional Municipal Utility District is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

Amount of Funding:
Amount and Source of Funding: NONE REQUIRED

Contact Information:
Carol Ellinger Haddock, P.E.
Senior Assistant Director (832) 395-2686

ATTACHMENTS:

Description	Type
20IPB174 Meadowhill MUD - Signed RCA	Signed Cover sheet
20IPB174 Meadowhill MUD - Maps	Backup Material
20IPB174 Meadowhill MUD - Water District Consent Form	Backup Material
20IPB174 Meadowhill MUD	Ordinance/Resolution/Motion
20IPB174 Meadowhill MUD	Ordinance/Resolution/Motion

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District (Key Map No. 292N)	Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date
DIRECTOR'S SIGNATURE Dale A. Rudick Dale A. Rudick, P.E., Director	Council District affected: "ETJ" V.O.	
For additional information contact: for Fazlerall. Carol Ellinger Haddock, P.E. Senior Assistant Director (832) 395-2686	Date and identification of prior authorizing Council action:	

RECOMMENDATION: (Summary)

The petition for the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Meadowhill Regional Municipal Utility District has petitioned the City of Houston for consent to add 108.31 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of FM 2920, Spring-Stuebner Road, Holzwarth Road, and Interstate Highway 45. The district desires to add 108.31 acres, thus yielding a total of 838.1296 acres. The district is served by the Meadowhill Regional Municipal Utility District Wastewater Treatment Plant, which is owned and operated by the district. The other districts served by this plant are Shasla Public Utility District, Northwest Harris County Municipal Utility District No. 28, and Klein Independent School District. The nearest major drainage facility for Meadowhill Regional Municipal Utility District is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

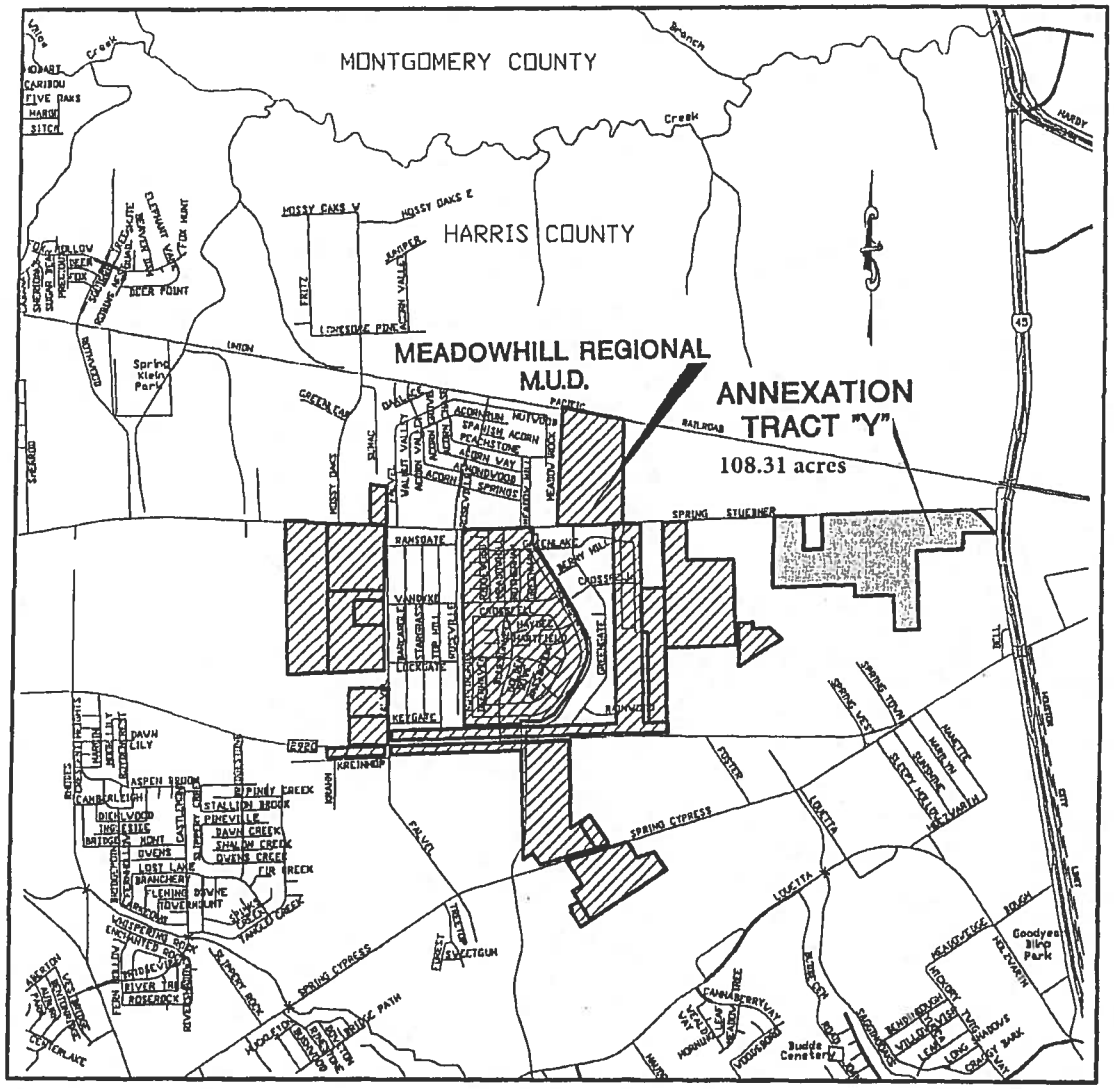
The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

LTS#13374	REQUIRED AUTHORIZATION	20IPB174
Finance Department	Other Authorization:	Other Authorization: Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.

DISTRICT BOUNDARY OF
MEADOWHILL REGIONAL M.U.D.



VICINITY MAP
N.T.S.

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District (Key Map No. 292N)	Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date
DIRECTOR'S SIGNATURE Dale A. Rudick Dale A. Rudick, P.E., Director	Council District affected: "ETJ" V.O.	
For additional information contact: for Fazlerall. Carol Ellinger Haddock, P.E. Senior Assistant Director (832) 395-2686	Date and identification of prior authorizing Council action:	

RECOMMENDATION: (Summary)

The petition for the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Meadowhill Regional Municipal Utility District has petitioned the City of Houston for consent to add 108.31 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of FM 2920, Spring-Stuebner Road, Holzwarth Road, and Interstate Highway 45. The district desires to add 108.31 acres, thus yielding a total of 838.1296 acres. The district is served by the Meadowhill Regional Municipal Utility District Wastewater Treatment Plant, which is owned and operated by the district. The other districts served by this plant are Shasla Public Utility District, Northwest Harris County Municipal Utility District No. 28, and Klein Independent School District. The nearest major drainage facility for Meadowhill Regional Municipal Utility District is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

LTS#13374	REQUIRED AUTHORIZATION	20IPB174
Finance Department	Other Authorization:	Other Authorization: Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.

City of Houston, Texas, Ordinance No. 2014-_____

AN ORDINANCE CONSENTING TO THE ADDITION OF 108.31 ACRES OF LAND TO MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT, FOR INCLUSION IN ITS DISTRICT; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That attached to this ordinance and made a part hereof is a petition requesting the consent of the City of Houston, Texas, to the annexation of 108.31 acres of land into **MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT**; such petition is hereby granted, subject to the terms and conditions set forth herein.

Section 2. That the City Council further hereby notifies the referenced district, its residents and property owners of the provisions of applicable law allowing the City to annex any portion of the district located within the City's extraterritorial jurisdiction, including without limitation the land authorized to be included in the district hereby. The City requests that the district include a statement in its form required under Section 49.455, Texas Water Code, reflecting the possibility of such annexation by the City.

Section 3. That a public emergency exists requiring that this ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this ordinance shall take effect immediately upon its passage and approval by the Mayor; provided, however, that if the Mayor fails to sign this ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ____ day of _____, 2014.

APPROVED this ____ day of_____, 2014.

_____
Mayor of the City of Houston

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

_____
City Secretary

_____
Assistant City Attorney

(Prepared by Legal Dept.
SOI/fg 12/4/14
Requested by Dale A. Rudick, P.E., Director, Public Works and Engineering Department
L.D. File No. 0910200023011)
G:\LAND\OMAR IZFAR\MUDS\MUDS 2014\MEADOWHILL REGIONAL MUD - 108.31 ACRES.DOC

PETITION FOR CONSENT TO ANNEX LAND TO MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

TO THE HONORABLE MAYOR AND THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:

The undersigned, MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT, a municipal utility district located in Harris County, Texas (the "District"), and Kenroc Development, LLC, a Texas limited liability company ("Owner"), and Spring Phase I, LLC., a Delaware limited liability company, Spring Phase II, a Delaware limited liability company, Kenroc APT, LP, a Texas limited partnership, Kenroc TR 1, LP, a Texas limited partnership, Kenroc TR 2, LP, a Texas limited partnership, and Kenroc TR 3, LP, a Texas limited partnership (collectively "Developers") (Owners and Developers are collectively referred to herein as "Petitioners"), acting pursuant to the provisions of Chapter 49, Title 4, Texas Water Code, respectfully petition the City Council of the City of Houston, Texas (the "City"), for its written consent to the annexation by the District of one (1) tract composed of 108.31 acres of land described by metes and bounds in Exhibit "A" attached hereto for all purposes (the "Property"). In support of this Petition, the undersigned would show the following:

I.

The District was organized, created and established on June 4, 1971, pursuant to Article XVI, Section 49 of the Constitution of the State of Texas and operating under the provisions of Chapters 49 and 54, Texas Water Code, as amended.

II.

The Property is described by metes and bounds on Exhibit "A," which is attached hereto and incorporated herein for all purposes.

III.

The Owner is the current owner of title to the Property which consists of one (1) tract of land totaling 108.31 acres as shown by the tax rolls of Harris County, Texas. There is one (1) lienholder on the Property, Woodforest National Bank.

IV.

Developers have contracted to purchase approximately 45 acres of the Property from the Owner sought to be annexed into the District and join in execution of this Petition for purposes herein expressed and are bound by this Petition only upon becoming record owners of a portion of the Property.

V.

The Property sought to be annexed to the District is situated wholly within Harris County, Texas. No part of the Property is within the extraterritorial jurisdiction (as such term is defined in Texas Local Government Code Section 42.001 et. seq., as amended) of any city, town or village except the City of Houston, Texas. All of the Property may properly be annexed into the District.

VI.

The general nature of the work to be done in the area sought to be annexed to the District is the construction, acquisition, maintenance and operation of a waterworks and sanitary sewer system, for domestic and commercial purposes, and the construction, acquisition, maintenance and operation of a drainage system to gather, conduct, divert, and control local storm water or other local harmful excesses or water in the area.

VII.

There is, for the following reasons, a necessity for the above-described work. The area proposed to be annexed to the District, which will be developed for commercial property, is urban in nature, is within the growing environs of the City of Houston is in close proximity to a populous and developed section of Harris County, and within the immediate future, will experience substantial and sustained residential growth. There is not now available within the area sought to be annexed to the District an adequate waterworks and sanitary sewer system, nor an adequate drainage system, and it is not presently economically feasible for the area sought to be annexed to provide for such systems. Since the health and welfare of the present and future inhabitants or tenants of the area and of the territories adjacent thereto require the construction, acquisition, maintenance and operation of an adequate waterworks and sanitary sewer system and a drainage system, a public necessity exists for the annexation of the aforementioned Property to the District to provide for the purchase, construction, extension, improvement, maintenance and operation of such waterworks and sanitary sewer system and such drainage system, so as to promote the purity and sanitary condition of the State's waters and the public health and welfare of the community.

VIII.

This Petition shall constitute an election on the part of the Petitioners, its successors and assigns, for the aforesaid Property and any improvements which are now or may hereafter be constructed thereon to become liable for all present and future debts of the District in the same manner and to the same extent as other Property and improvements in the District are liable for the District's debts.

IX.

Without limiting the generality of the above, the Petitioners are aware that the District has heretofore issued $37,235,000 of its total bond authority approved by voters, and the

Petitioners hereby agree that the Property and all improvements thereon, presently existing or to be constructed, shall assume its share of all bonds or other obligations of the District and must be taxed equally with all other property within the District. The Petitioners acknowledge, consent to, and affirmatively request the assumption by the Property to be annexed of a pro rata share of all obligations of the District, and of the taxes to be levied or hereafter to be levied by the District.

X.

The Petitioners, their successors and assigns, hereby agree that the Property and any improvements existing or to be constructed thereon, shall be liable for their pro rata share of all voted unissued bonds of the District which were authorized or may hereafter be authorized at an election or elections held or to be held within the District, and which may hereafter be issued and sold by the District. This Petition constitutes authorization by the Petitioners, their successors and assigns, for the Board of the District to issue and sell the remaining authorized, unissued bonds for the purposes and upon the terms and conditions such bonds were voted, in one or more issues or series, at a future date or dates when in the Board's judgment such amounts are required for the authorized purposes.

XI.

This Petition shall further be considered the consent and authorization of the Petitioners, its successors and assigns, for all the taxable land described in Exhibit "A," and all improvements now existing or to be constructed thereon, to be taxed uniformly and equally on an ad valorem basis with all other taxable property within the District for: (1) the payment of principal and interest on the District's outstanding bonds; (2) the payment of principal and interest on the District's voted, but unissued bonds; and (3) all other purposes for which the District may lawfully levy taxes, including the maintenance taxes authorized by the voters of the District on November 29, 1971.

XII.

The District and Petitioners agree and hereby covenant that if the requested consent to the annexation of the aforesaid Property to the District is given, the District and Petitioners will abide by the conditions set forth in Exhibit "B" to this Petition.

XIII.

A preliminary investigation has been instituted to determine the cost of the project and it is now estimated by the undersigned, from such information as they have at this time, that the ultimate cost of extending the District's facilities to serve the property sought to be annexed will be approximately $7,067,863.

XIV.

The undersigned District and Petitioners request consent to the annexation of the aforesaid Property into the District under the conditions set forth in Exhibit "B," which is

attached hereto and incorporated herein for all purposes, until such time as said conditions may be changed by City Ordinance or resolution, either specific or general.

XV.

In the alternative, if the City Council of the City of Houston fails or refuses to grant permission for the inclusion of the Property to the District within 90 days after receipt of this Petition, the Petitioners may petition the City Council to make available to the Property the water or sanitary sewer service contemplated to be provided by the District. If the City Council and the Petitioners fail to execute a mutually agreeable contract providing for the water or sanitary sewer service requested within 120 days of receipt of this Petition, the failure shall constitute authorization for the inclusion of the Property in the District under the provisions of Chapter 54, Texas Water Code.

WHEREFORE, the undersigned respectfully prays that this Petition be heard and granted in all respects and that the City of Houston give its written consent to the District's annexation of the aforesaid Property located in Harris County, Texas; and that the property described in Exhibit "A" be thereafter a component part of Meadowhill Regional Municipal Utility District of Harris County, Texas.

(EXECUTION PAGES FOLLOW)

EXECUTED this 15th day of September, 2014.

MEADOWHILL REGIONAL
MUNICIPAL UTILITY DISTRICT

By: _____
Alan E. Liczwek
President, Board of Directors

ATTEST:

_____
Edward Varosky
Secretary, Board of Directors

(DISTRICT SEAL)

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

This instrument was acknowledged before me on the 15th day of September, 2014, by Alan E. Liczwek, President of the Board of Directors of Meadowhill Regional Utility District and Edward Varosky, Secretary of the Board of Directors of Meadowhill Regional Utility District.

_____
Notary Public in and for the State of Texas

(NOTARY SEAL)

MIRNA JAKUPOVIC
Notary Public, State of Texas
My Commission Expires
May 05, 2016

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc Development, LLC

By: _____

Name: Kenneth R. Vaught, Jr., President of Kenroc Development, LLC

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this day, personally appeared Kenneth R. Vaught, Jr., proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC DEVELOPMENT, LLC**, a Texas Limited Liability Company, and that the executed the instrument as the act of said limited liability company for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc APT, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr., President

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014 personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC APT LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc TR 1, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr.

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014, personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC TR 1, LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc TR 2, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr.

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014, personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC TR 2, LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 15th day of October, 2014.

Kenroc TR 3, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr.

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014, personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC TR 3, LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

After recording, return to:
Meadowhill Regional Municipal Utility District
c/o Johnson Petrov LLP
1001 McKinney, Suite 1000
Houston, Texas 77002-6424
Attention: Mirna Croon
713.489.8977

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 9th day of October, 2014.

Spring Phase I, LLC,
a Delaware limited liability company

By: Spring Apartments, L.L.C.
a Delaware limited partnership,
its member

By: HCH 111 Spring, L.P.,
a Delaware limited partnership,
its general partner

By: Maple Multi-Family Development, L.L.C.,
a Texas limited liability company,
its member

By: _____

Name: SEAN D RAE

Title: VICE PRESIDENT

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 9th day of October, 2014 personally appeared Sean Rae and proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of Maple Multi-Family Development, LLC, a Texas limited liability company, the member of HCH 111 Spring, L.P., a Delaware limited partnership, the member of Spring Apartments, LLC, a Delaware limited liability company, the member of Spring Phase I, LLC, a Delaware limited liability companies and partnership.

Given under my hand and seal of office this 9th day of October, 2014.

NOTARY PUBLIC STATE OF TEXAS
Inger Delany
Commission Expires
08-09-2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 9th day of October, 2014.

Spring Phase II, LLC,
a Delaware limited liability company

By: Spring Apartments, L.L.C.
a Delaware limited partnership,
its member

By: HCH 111 Spring, L.P.,
a Delaware limited partnership,
its general partner

By: Maple Multi-Family Development, L.L.C.,
a Texas limited liability company,
its member

By: _____

Name: SEAN D. RAE

Title: VICE PRESIDENT

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 9th day of October, 2014 personally appeared Sean Rae and proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of Maple Multi-Family Development, LLC, a Texas limited liability company, the member of HCH 111 Spring, L.P., a Delaware limited partnership, the member of Spring Apartments, LLC, a Delaware limited liability company, the member of Spring Phase II, LLC, a Delaware limited liability companies and partnership.

Given under my hand and seal of office this 9th day of October, 2014.

Inger Delany
Commission Expires
08-09-2017

_____
Notary Public in and for the State of Texas

After recording, return to:
Meadowhill Regional Municipal Utility District
c/o Johnson Petrov LLP
1001 McKinney, Suite 1000
Houston, Texas 77002-6424
Attention: Mirna Croon
713.489.8977

EXHIBIT "A"

Legal Description

TRACT "Y"

METES AND BOUNDS DESCRIPTION
OF 108.3100 ACRES OF LAND
IN THE H.T.& B. R.R. CO. SURVEY, A-415
AND THE RILEY WILLIAMS SURVEY, A-480
HARRIS COUNTY, TEXAS

All that certain 108.3100 acres of land, in the H.T. & B.R.R. Co. Survey, A-415, and the Riley Williams Survey, A-480, Harris County, Texas, being a portion of the 44.05 acre tract described in the deed from OU Land Acquisition Two, L.P. to Kenroc Development, LLC recorded under File No. 20110030603, in the Official Public Records of Real Property of Harris County, Texas, the 56.56 acre tract described in the deed from OU Land Acquisition L.P. to Kenroc Development, LLC recorded under File No. 20110030604, in the Official Public Records of Real Property of Harris County, Texas, the 6.00 acre tract described in the deed from Leon W. Wuensche, et ux. to Kenroc Development, LLC recorded under File No. 20130437656, in the Official Public Records of Real Property of Harris County, Texas, the 5.000 acre tract described in the deed from Leon W. Wuensche, et ux. to Kenroc Development, LLC recorded under File No. 20140085219, in the Official Public Records of Real Property of Harris County, Texas, the 1.500 acre tract described in the deed from Kenroc, LLC to Kenroc Development, LLC recorded under File No. 20140205471, in the Official Public Records of Real Property of Harris County, Texas, and the 3.930 acre tract described in the deed from Debbie Haverland and Dean Brehm to Kenroc, LLC recorded under File No's. 20140203307, 20140202629, and 20140205470, in the Official Public Records of Real Property of Harris County, Texas, and more particularly described by metes and bounds as follows: (All bearings based on the Texas Coordinate System of 1983, South Central Zone)

COMMENCING at a 60D Nail in a fence post found for the northwest corner of said 44.05 acre tract, the northeast corner of the 50 acre tract described in the deed from Alma Hildebrandt to William H. Jones, et ux. recorded under File No. C457501, in the Official Public Records of Real Property, Harris County, Texas and the northwest corner of Holzwarth Road (R.O.W. Varies), in the south right-of-way line of Spring-Stuebner Road (R.O.W. Varies);

THENCE North 89° 05' 58" East – 168.64 feet, with the south right-of-way line of said Spring-Stuebner Road to the most northerly northwest corner and **POINT OF BEGINNING** of the herein described tract, common to the east end of the southeast right-of-way cutback line at the intersection of said Spring-Stuebner Road and Holzwarth Road;

THENCE North 89° 05' 58" East – 519.39 feet, continuing with said south right-of-way line to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE South 00° 44' 46" East – 650.96 feet, with an east line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE North 88° 44' 56" East – 349.82 feet, with a north line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE North 00° 44' 46" West – 648.82 feet, with a west line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract, in the south right-of-way line of said Spring-Stuebner Road;

THENCE North 89° 05' 58" East – 2755.77 feet, continuing with said south right-of-way line to the northeast corner of the herein described tract, in the southwest right-of-way line of Interstate Highway No. 45, common to a point on a non-tangent curve to the right;

THENCE in a southeasterly direction, with said curve to the right and with the southwest right-of-way line of said Interstate Highway No. 45, having a central angle of 18° 15' 12", a chord bearing and distance of South 58° 22' 22" East – 77.09 feet, and a radius of 243.00 feet, an arc distance of 77.42 feet to the end of curve;

THENCE South 49° 14' 48" East – 121.64 feet, continuing with said southwest right-of-way line, to an angle corner of the herein described tract;

THENCE South 41° 07' 26" East – 441.23 feet, continuing with said southwest right-of-way line, to the most easterly southeast corner of the herein described tract, common to the most easterly southeast corner of said 56.56 acre tract;

THENCE North 88° 01' 20" West – 604.12 feet, with a south line of said 56.56 acre tract, to an angle corner of the herein described tract;

THENCE South 02° 34' 11" West – 311.54 feet, with an east line of said 56.56 acre tract, to an angle corner of the herein described tract;

THENCE South 88° 11' 55" West – 836.09 feet, with a south line of said 56.56 acre tract, to an angle corner of the herein described tract;

THENCE South 00° 43' 21" East – 771.93 feet, with an east line of said 56.56 acre tract and an east line of said 6.00 acre tract, to a 5/8 inch iron rod found for an angle corner of said 6.00 acre tract common to an angle corner of the herein described tract;

THENCE South 00° 37' 22" East – 712.39 feet, continuing with an east line of said 6.00 acre tract, an east line of said 5.000 acre tract and an east line of said 1.500 acre tract, to a 5/8 inch iron rod found for the southeast corner of said 1.500 acre tract common to the most southerly southeast corner of the herein described tract;

THENCE South 89° 17' 29" West – 451.33 feet, with the south line of said 1.500 acre tract and the south line of said 3.930 acre tract, to the most southerly southwest corner of the herein described tract;

THENCE North 00° 38' 13" West – 179.82 feet to an angle corner of the herein described tract, in the north line of said 3.930 acre tract;

THENCE North 89° 01' 02" East – 2.84 feet, with said north line, to an angle corner of the herein described tract, common to the southwest corner of said 5.000 acre tract;

THENCE North 00° 37' 22" West – 485.29 feet, with the west line of said 5.000 acre tract, to an angle corner of the herein described tract, common to the northwest corner of said 5.000 acre tract, in the south line of said 6.00 acre tract;

THENCE South 89° 03' 39" West – 711.46 feet, with the south line of said 6.00 acre tract, to an angle corner of the herein described tract, common to the southwest corner of said 6.00 acre tract;

THENCE North 00° 42' 11" West – 226.63 feet, with the west line of said 6.00 acre tract, to an angle corner of the herein described tract, common to the northwest corner of said 6.00 acre tract, in a south line of said 56.56 acre tract;

THENCE South 89° 07' 33" West – 438.95 feet, with the south line of said 56.56 acre tract and the south line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE South 89° 01' 22" West – 1078.09 feet, continuing with said south line, to a 5/8 inch iron rod found for the southeast corner of said Holzwarth Road, common to the most westerly southwest corner of the herein described tract;

THENCE North 00° 44' 40" West – 393.09 feet, continuing with the east line of said Holzwarth Road, to the Point of Curvature of a curve to the right;

THENCE in a northerly direction, continuing with said east right-of-way line and said curve to the right, having a central angle of 05° 07' 55", a chord bearing and distance of North 01° 49' 17" East – 174.60 feet, and a radius of 1950.00 feet, an arc distance of 174.66 feet to the end of curve;

THENCE North 04° 23' 15" East – 297.37 feet, continuing with said east right-of-way line, to the Point of Curvature of a curve to the left;

THENCE in a northerly direction, continuing with said east right-of-way line and said curve to the left, having a central angle of 05° 07' 55", a chord bearing and distance of North 01° 49' 17" East – 183.56 feet, and a radius of 2050.00 feet, an arc distance of 183.62 feet to the end of curve;

THENCE North 00° 44' 40" West – 273.81 feet, continuing with said east right-of-way line, to the most westerly northwest corner of the herein described tract, common to the south end of said southeast right-of-way cutback line;
THENCE North 44° 10' 49" East – 35.40 feet, with said southeast right-of-way cutback line, to the **POINT OF BEGINNING** of the herein described tract and containing 108.3100 acres of land.

Prepared by:
IDS Engineering Group
Job No. 1180-045-01-600
August, 2014
Rev: October 9, 2014

Douglas W. Turner
Registered Professional Land Surveyor
Texas Registration Number 3988

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.

THIS DOCUMENT FOR THE MEADOWHILL MUNICIPAL UTILITY DISTRICT WAS PREPARED BASED ON INFORMATION TAKEN FROM PREVIOUS DISTRICT METES AND BOUNDS AND SUPPLEMENTED BY DOCUMENTS FOR PARCEL ANNEXATION TO THE SAME DISTRICT.

EXHIBIT "B"

(a) To the extent authorized by law, the District will issue bonds only for the purpose of purchasing and constructing, or purchasing, or constructing under contract with the City of Houston, or otherwise acquiring waterworks systems, sanitary sewer systems, storm sewer systems, drainage facilities, recreational facilities, road facilities, or facilities for fire-fighting services, or pads of such systems or facilities, and to make any and all necessary purchases, construction, improvements, extensions, additions, and repairs thereto, and to purchase or acquire all necessary land, right-of-way, easements, sites, equipment, buildings, plants, structures, and facilities therefor, and to operate and maintain same, and to sell water, sanitary sewer, and other services within or without the boundaries of the District. Such bonds will expressly provide that the District reserves the right to redeem the bonds on any interest-payment date subsequent to the fifteenth (15th) anniversary of the date of issuance without premium and will be sold only after the taking of public bids therefor, and none of such bonds, other than refunding bonds, will be sold for less than 95% of par; provided that the net effective interest rate on bonds so sold, taking into account any discount or premium as well as the interest rate borne by such bonds, will not exceed two percent (2%) above the highest average interest rate reported by the Daily Bond Buyer in its weekly "20 Bond Index" during the one-month period next preceding the date notice of the sale of such bonds is given, and that bids for the bonds will be received not more than forty-five (45) days after notice of sale of the bonds is given. The resolution authorizing the issuance of the District's bonds will contain a provision that any pledge of the revenues from the operation of the District's water and sewer and/or drainage system to the payment of the District's bonds will terminate when and if the City of Houston, Texas, annexes the District, takes over the assets of the District and assumes all of the obligations of the District. No land located within the extraterritorial jurisdiction of the City of Houston will be added or annexed to the District until the City of Houston has given its written consent by resolution or ordinance of the City Council to such addition or annexation.

(b) (1) Before the commencement of any construction within the District, its directors, officers, or developers and landowners will submit to the Director of the Department of Public Works and Engineering of the City of Houston, or to his designated representative, all plans and specifications for the construction of water, sanitary sewer, drainage, and road facilities and related improvements to serve the District and obtain the approval of such plans and specifications therefrom. All water wells, water meters, flushing valves, valves, pipes, and appurtenances thereto, installed or used within the District, will conform exactly to the specifications of the City of Houston. All water service lines and sewer service lines, lift stations, sewage treatment facilities, and road facilities, and appurtenances thereto, installed or used within the District will comply with the City of Houston's standard plans and specifications as amended from time to time. Prior to the construction of any water, sanitary sewer, drainage or road facilities within or by the District, the District or its engineer will give written notice by registered or certified mail to the Director of Public Works and Engineering, stating the date that such construction will be commenced. The construction of the District's water, sanitary sewer, drainage and road facilities will be in accordance with the approved plans and specifications, and with applicable standards and specifications of the City of Houston; and during the progress of the construction and installation of such facilities, the Director of Public Works and Engineering of the City of Houston, or an employee thereof, may make periodic on-the-ground inspections.

(2) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of recreational facilities, the District shall obtain and maintain on file, from a registered landscape architect, registered professional engineer or a design professional allowed by law to engage in architecture, a certification that the recreational facilities, as constructed, conform to the applicable recreational facilities design standards and specifications of the City of Houston's Department of Parks and Recreation and shall submit a copy of the certification and the "as built" plans and specifications for such recreational facilities to the Director of the City of Houston Parks and Recreation Department.

(3) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of facilities for fire-fighting services, the District shall obtain and maintain on file, from a registered architect, registered professional engineer or a design professional allowed by law to engage in facility design and construction, a certification that the facilities for fire-fighting services, as constructed, conform to the applicable fire-fighting facilities design standards and specifications of the City of Houston's Fire Department and shall submit a copy of the certification and the "as built" plans and specifications for such facilities for fire-fighting services to the Chief of the City of Houston Fire Department.

(c) The District will agree to engage a sewage plant operator holding a valid certificate of competency issued under the direction of the Texas Commission on Environmental Quality, or such successor agency as the legislature may establish ("TCEQ"), as required by Section 26.0301, Texas Water Code, as may be amended from time to time. The District will agree to make periodic analyses of its discharge pursuant to the provisions of Order No. 69-1219-1 of the Texas Water Quality Board (predecessor agency to the TCEQ) and further to send copies of all such effluent data to the Department of Public Works and Engineering, City of Houston, as well as to the TCEQ. The District will agree that representatives of the City of Houston may supervise the continued operations of the sewage treatment facility by making periodic inspections thereof.

(d) The District, its board of directors, officers, developers, and/or landowners will not permit the construction, or commit to any development within, the District that will result in a wastewater flow to the serving treatment facility which exceeds that facility's legally permitted average daily flow limitations or the District's allocated capacity therein.

(e) Prior to the sale of any lot or parcel of land, the owner or the developer of the land included within the limits of the District will obtain the approval of the Planning Commission of the City of Houston of a plat which will be duly recorded in the Real Property Records of Harris County, Texas, and otherwise comply with the rules and regulations of the Department of Planning and Development and the Department of Public Works and Engineering of the City of Houston.

CONSENT OF LIENHOLDER

The undersigned, Dan Hauser, Regional President of **WOODFOREST NATIONAL BANK, a national banking association** ("Lienholder"), having a mailing address of 25231 Grogan's Mill Road, Suite 450, P.O. Box 7889, The Woodlands, Texas 77387-7889, the owner and holder and/or duly authorized agent of the beneficiaries and/or assigns of indebtedness secured by a lien or liens, recorded under Clerk's file No. 20110030603 in the Real Property Records of Harris County, Texas, on that certain 108.31-acre tract described in the Petition for Annexation of Land into Meadowhill Regional Municipal Utility District ("MRMUD") and a Petition for Consent to Annex Land to MRMUD, hereby certifies that the Lienholder is familiar with the contents of said Petitions and hereby consents and approves the annexation of such 108.31-acre tract into MRMUD.

WITNESS MY HAND this 13 day of October, 2014.

WOODFOREST NATIONAL BANK, a national banking association

By: Dan Hauser
Name: Dan Hauser
Title: Regional President

STATE OF TEXAS §
§
COUNTY OF MONTGOMERY §

BEFORE ME, the undersigned, on this day personally appeared Dan Hauser, Regional President of Woodforest National Bank, a national banking association, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that (s)he executed the same for the purposes and consideration therein expressed, on behalf of said national banking association.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 13 day of October, 2014.

T. Y. RAND
Notary Public, State of Texas
My Commission Expires
November 17, 2015

(NOTARY SEAL)

T Y Rand
Notary Public in and for the State of T E X A S

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District (Key Map No. 292N)	Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date
DIRECTOR'S SIGNATURE Dale A. Rudick Dale A. Rudick, P.E., Director	Council District affected: "ETJ" V.O.	
For additional information contact: for Fazlerall. Carol Ellinger Haddock, P.E. Senior Assistant Director (832) 395-2686	Date and identification of prior authorizing Council action:	

RECOMMENDATION: (Summary)

The petition for the addition of 108.31 acres of land to Meadowhill Regional Municipal Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Meadowhill Regional Municipal Utility District has petitioned the City of Houston for consent to add 108.31 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of FM 2920, Spring-Stuebner Road, Holzwarth Road, and Interstate Highway 45. The district desires to add 108.31 acres, thus yielding a total of 838.1296 acres. The district is served by the Meadowhill Regional Municipal Utility District Wastewater Treatment Plant, which is owned and operated by the district. The other districts served by this plant are Shasla Public Utility District, Northwest Harris County Municipal Utility District No. 28, and Klein Independent School District. The nearest major drainage facility for Meadowhill Regional Municipal Utility District is Spring Creek which flows to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

LTS#13374	REQUIRED AUTHORIZATION	20IPB174
Finance Department	Other Authorization:	Other Authorization: Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.

City of Houston, Texas, Ordinance No. 2014-_____

AN ORDINANCE CONSENTING TO THE ADDITION OF 108.31 ACRES OF LAND TO MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT, FOR INCLUSION IN ITS DISTRICT; AND DECLARING AN EMERGENCY.

* * * * *

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

Section 1. That attached to this ordinance and made a part hereof is a petition requesting the consent of the City of Houston, Texas, to the annexation of 108.31 acres of land into **MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT**; such petition is hereby granted, subject to the terms and conditions set forth herein.

Section 2. That the City Council further hereby notifies the referenced district, its residents and property owners of the provisions of applicable law allowing the City to annex any portion of the district located within the City's extraterritorial jurisdiction, including without limitation the land authorized to be included in the district hereby. The City requests that the district include a statement in its form required under Section 49.455, Texas Water Code, reflecting the possibility of such annexation by the City.

Section 3. That a public emergency exists requiring that this ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this ordinance shall take effect immediately upon its passage and approval by the Mayor; provided, however, that if the Mayor fails to sign this ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ____ day of _____, 2014.

APPROVED this ____ day of_____, 2014.

_____
Mayor of the City of Houston

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

_____
City Secretary

_____
Assistant City Attorney

(Prepared by Legal Dept.
SOI/fg 12/4/14
Requested by Dale A. Rudick, P.E., Director, Public Works and Engineering Department
L.D. File No. 0910200023011)
G:\LAND\OMAR IZFAR\MUDS\MUDS 2014\MEADOWHILL REGIONAL MUD - 108.31 ACRES.DOC

PETITION FOR CONSENT TO ANNEX LAND TO MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

TO THE HONORABLE MAYOR AND THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:

The undersigned, MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT, a municipal utility district located in Harris County, Texas (the "District"), and Kenroc Development, LLC, a Texas limited liability company ("Owner"), and Spring Phase I, LLC., a Delaware limited liability company, Spring Phase II, a Delaware limited liability company, Kenroc APT, LP, a Texas limited partnership, Kenroc TR 1, LP, a Texas limited partnership, Kenroc TR 2, LP, a Texas limited partnership, and Kenroc TR 3, LP, a Texas limited partnership (collectively "Developers") (Owners and Developers are collectively referred to herein as "Petitioners"), acting pursuant to the provisions of Chapter 49, Title 4, Texas Water Code, respectfully petition the City Council of the City of Houston, Texas (the "City"), for its written consent to the annexation by the District of one (1) tract composed of 108.31 acres of land described by metes and bounds in Exhibit "A" attached hereto for all purposes (the "Property"). In support of this Petition, the undersigned would show the following:

I.

The District was organized, created and established on June 4, 1971, pursuant to Article XVI, Section 49 of the Constitution of the State of Texas and operating under the provisions of Chapters 49 and 54, Texas Water Code, as amended.

II.

The Property is described by metes and bounds on Exhibit "A," which is attached hereto and incorporated herein for all purposes.

III.

The Owner is the current owner of title to the Property which consists of one (1) tract of land totaling 108.31 acres as shown by the tax rolls of Harris County, Texas. There is one (1) lienholder on the Property, Woodforest National Bank.

IV.

Developers have contracted to purchase approximately 45 acres of the Property from the Owner sought to be annexed into the District and join in execution of this Petition for purposes herein expressed and are bound by this Petition only upon becoming record owners of a portion of the Property.

V.

The Property sought to be annexed to the District is situated wholly within Harris County, Texas. No part of the Property is within the extraterritorial jurisdiction (as such term is defined in Texas Local Government Code Section 42.001 et. seq., as amended) of any city, town or village except the City of Houston, Texas. All of the Property may properly be annexed into the District.

VI.

The general nature of the work to be done in the area sought to be annexed to the District is the construction, acquisition, maintenance and operation of a waterworks and sanitary sewer system, for domestic and commercial purposes, and the construction, acquisition, maintenance and operation of a drainage system to gather, conduct, divert, and control local storm water or other local harmful excesses or water in the area.

VII.

There is, for the following reasons, a necessity for the above-described work. The area proposed to be annexed to the District, which will be developed for commercial property, is urban in nature, is within the growing environs of the City of Houston is in close proximity to a populous and developed section of Harris County, and within the immediate future, will experience substantial and sustained residential growth. There is not now available within the area sought to be annexed to the District an adequate waterworks and sanitary sewer system, nor an adequate drainage system, and it is not presently economically feasible for the area sought to be annexed to provide for such systems. Since the health and welfare of the present and future inhabitants or tenants of the area and of the territories adjacent thereto require the construction, acquisition, maintenance and operation of an adequate waterworks and sanitary sewer system and a drainage system, a public necessity exists for the annexation of the aforementioned Property to the District to provide for the purchase, construction, extension, improvement, maintenance and operation of such waterworks and sanitary sewer system and such drainage system, so as to promote the purity and sanitary condition of the State's waters and the public health and welfare of the community.

VIII.

This Petition shall constitute an election on the part of the Petitioners, its successors and assigns, for the aforesaid Property and any improvements which are now or may hereafter be constructed thereon to become liable for all present and future debts of the District in the same manner and to the same extent as other Property and improvements in the District are liable for the District's debts.

IX.

Without limiting the generality of the above, the Petitioners are aware that the District has heretofore issued $37,235,000 of its total bond authority approved by voters, and the

Petitioners hereby agree that the Property and all improvements thereon, presently existing or to be constructed, shall assume its share of all bonds or other obligations of the District and must be taxed equally with all other property within the District. The Petitioners acknowledge, consent to, and affirmatively request the assumption by the Property to be annexed of a pro rata share of all obligations of the District, and of the taxes to be levied or hereafter to be levied by the District.

X.

The Petitioners, their successors and assigns, hereby agree that the Property and any improvements existing or to be constructed thereon, shall be liable for their pro rata share of all voted unissued bonds of the District which were authorized or may hereafter be authorized at an election or elections held or to be held within the District, and which may hereafter be issued and sold by the District. This Petition constitutes authorization by the Petitioners, their successors and assigns, for the Board of the District to issue and sell the remaining authorized, unissued bonds for the purposes and upon the terms and conditions such bonds were voted, in one or more issues or series, at a future date or dates when in the Board's judgment such amounts are required for the authorized purposes.

XI.

This Petition shall further be considered the consent and authorization of the Petitioners, its successors and assigns, for all the taxable land described in Exhibit "A," and all improvements now existing or to be constructed thereon, to be taxed uniformly and equally on an ad valorem basis with all other taxable property within the District for: (1) the payment of principal and interest on the District's outstanding bonds; (2) the payment of principal and interest on the District's voted, but unissued bonds; and (3) all other purposes for which the District may lawfully levy taxes, including the maintenance taxes authorized by the voters of the District on November 29, 1971.

XII.

The District and Petitioners agree and hereby covenant that if the requested consent to the annexation of the aforesaid Property to the District is given, the District and Petitioners will abide by the conditions set forth in Exhibit "B" to this Petition.

XIII.

A preliminary investigation has been instituted to determine the cost of the project and it is now estimated by the undersigned, from such information as they have at this time, that the ultimate cost of extending the District's facilities to serve the property sought to be annexed will be approximately $7,067,863.

XIV.

The undersigned District and Petitioners request consent to the annexation of the aforesaid Property into the District under the conditions set forth in Exhibit "B," which is

attached hereto and incorporated herein for all purposes, until such time as said conditions may be changed by City Ordinance or resolution, either specific or general.

XV.

In the alternative, if the City Council of the City of Houston fails or refuses to grant permission for the inclusion of the Property to the District within 90 days after receipt of this Petition, the Petitioners may petition the City Council to make available to the Property the water or sanitary sewer service contemplated to be provided by the District. If the City Council and the Petitioners fail to execute a mutually agreeable contract providing for the water or sanitary sewer service requested within 120 days of receipt of this Petition, the failure shall constitute authorization for the inclusion of the Property in the District under the provisions of Chapter 54, Texas Water Code.

WHEREFORE, the undersigned respectfully prays that this Petition be heard and granted in all respects and that the City of Houston give its written consent to the District's annexation of the aforesaid Property located in Harris County, Texas; and that the property described in Exhibit "A" be thereafter a component part of Meadowhill Regional Municipal Utility District of Harris County, Texas.

(EXECUTION PAGES FOLLOW)

EXECUTED this 15th day of September, 2014.

MEADOWHILL REGIONAL
MUNICIPAL UTILITY DISTRICT

By: _____
Alan E. Liczwek
President, Board of Directors

ATTEST:

_____
Edward Varosky
Secretary, Board of Directors

(DISTRICT SEAL)

THE STATE OF TEXAS §
§
COUNTY OF HARRIS §

This instrument was acknowledged before me on the 15th day of September, 2014, by Alan E. Liczwek, President of the Board of Directors of Meadowhill Regional Utility District and Edward Varosky, Secretary of the Board of Directors of Meadowhill Regional Utility District.

_____
Notary Public in and for the State of Texas

(NOTARY SEAL)

MIRNA JAKUPOVIC
Notary Public, State of Texas
My Commission Expires
May 05, 2016

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc Development, LLC

By: _____

Name: Kenneth R. Vaught, Jr., President of Kenroc Development, LLC

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this day, personally appeared Kenneth R. Vaught, Jr., proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC DEVELOPMENT, LLC**, a Texas Limited Liability Company, and that the executed the instrument as the act of said limited liability company for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc APT, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr., President

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014 personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC APT LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc TR 1, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr.

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014, personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC TR 1, LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 13th day of October, 2014.

Kenroc TR 2, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr.

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014, personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC TR 2, LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 15th day of October, 2014.

Kenroc TR 3, LP
a Texas limited partnership

By: _____
Kenneth R. Vaught, Jr.

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 13th day of October, 2014, personally appeared Kenneth R. Vaught, Jr., who proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **KENROC TR 3, LP** a Texas limited partnership, and that he executed the instrument as the act of said limited partnership for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this 13th day of October, 2014.

JOSHUA W. GOLDEN
Notary Public, State of Texas
My Commission Expires
October 24, 2017

_____
Notary Public in and for the State of Texas

After recording, return to:
Meadowhill Regional Municipal Utility District
c/o Johnson Petrov LLP
1001 McKinney, Suite 1000
Houston, Texas 77002-6424
Attention: Mirna Croon
713.489.8977

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 9th day of October, 2014.

Spring Phase I, LLC,
a Delaware limited liability company

By: Spring Apartments, L.L.C.
a Delaware limited partnership,
its member

By: HCH 111 Spring, L.P.,
a Delaware limited partnership,
its general partner

By: Maple Multi-Family Development, L.L.C.,
a Texas limited liability company,
its member

By: _____

Name: SEAN D RAE

Title: VICE PRESIDENT

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 9th day of October, 2014 personally appeared Sean Rae and proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of Maple Multi-Family Development, LLC, a Texas limited liability company, the member of HCH 111 Spring, L.P., a Delaware limited partnership, the member of Spring Apartments, LLC, a Delaware limited liability company, the member of Spring Phase I, LLC, a Delaware limited liability companies and partnership.

Given under my hand and seal of office this 9th day of October, 2014.

NOTARY PUBLIC STATE OF TEXAS
Inger Delany
Commission Expires
08-09-2017

_____
Notary Public in and for the State of Texas

IN WITNESS WHEREOF, Petitioner has executed this Petition as of the 9th day of October, 2014.

Spring Phase II, LLC,
a Delaware limited liability company

By: Spring Apartments, L.L.C.
a Delaware limited partnership,
its member

By: HCH 111 Spring, L.P.,
a Delaware limited partnership,
its general partner

By: Maple Multi-Family Development, L.L.C.,
a Texas limited liability company,
its member

By: _____

Name: SEAN D. RAE

Title: VICE PRESIDENT

STATE OF TEXAS §
§
COUNTY OF Harris §

Before me on this 9th day of October, 2014 personally appeared Sean Rae and proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of Maple Multi-Family Development, LLC, a Texas limited liability company, the member of HCH 111 Spring, L.P., a Delaware limited partnership, the member of Spring Apartments, LLC, a Delaware limited liability company, the member of Spring Phase II, LLC, a Delaware limited liability companies and partnership.

Given under my hand and seal of office this 9th day of October, 2014.

Inger Delany
Commission Expires
08-09-2017

_____
Notary Public in and for the State of Texas

After recording, return to:
Meadowhill Regional Municipal Utility District
c/o Johnson Petrov LLP
1001 McKinney, Suite 1000
Houston, Texas 77002-6424
Attention: Mirna Croon
713.489.8977

EXHIBIT "A"

Legal Description

TRACT "Y"

METES AND BOUNDS DESCRIPTION
OF 108.3100 ACRES OF LAND
IN THE H.T.& B. R.R. CO. SURVEY, A-415
AND THE RILEY WILLIAMS SURVEY, A-480
HARRIS COUNTY, TEXAS

All that certain 108.3100 acres of land, in the H.T. & B.R.R. Co. Survey, A-415, and the Riley Williams Survey, A-480, Harris County, Texas, being a portion of the 44.05 acre tract described in the deed from OU Land Acquisition Two, L.P. to Kenroc Development, LLC recorded under File No. 20110030603, in the Official Public Records of Real Property of Harris County, Texas, the 56.56 acre tract described in the deed from OU Land Acquisition L.P. to Kenroc Development, LLC recorded under File No. 20110030604, in the Official Public Records of Real Property of Harris County, Texas, the 6.00 acre tract described in the deed from Leon W. Wuensche, et ux. to Kenroc Development, LLC recorded under File No. 20130437656, in the Official Public Records of Real Property of Harris County, Texas, the 5.000 acre tract described in the deed from Leon W. Wuensche, et ux. to Kenroc Development, LLC recorded under File No. 20140085219, in the Official Public Records of Real Property of Harris County, Texas, the 1.500 acre tract described in the deed from Kenroc, LLC to Kenroc Development, LLC recorded under File No. 20140205471, in the Official Public Records of Real Property of Harris County, Texas, and the 3.930 acre tract described in the deed from Debbie Haverland and Dean Brehm to Kenroc, LLC recorded under File No's. 20140203307, 20140202629, and 20140205470, in the Official Public Records of Real Property of Harris County, Texas, and more particularly described by metes and bounds as follows: (All bearings based on the Texas Coordinate System of 1983, South Central Zone)

COMMENCING at a 60D Nail in a fence post found for the northwest corner of said 44.05 acre tract, the northeast corner of the 50 acre tract described in the deed from Alma Hildebrandt to William H. Jones, et ux. recorded under File No. C457501, in the Official Public Records of Real Property, Harris County, Texas and the northwest corner of Holzwarth Road (R.O.W. Varies), in the south right-of-way line of Spring-Stuebner Road (R.O.W. Varies);

THENCE North 89° 05' 58" East – 168.64 feet, with the south right-of-way line of said Spring-Stuebner Road to the most northerly northwest corner and **POINT OF BEGINNING** of the herein described tract, common to the east end of the southeast right-of-way cutback line at the intersection of said Spring-Stuebner Road and Holzwarth Road;

THENCE North 89° 05' 58" East – 519.39 feet, continuing with said south right-of-way line to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE South 00° 44' 46" East – 650.96 feet, with an east line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE North 88° 44' 56" East – 349.82 feet, with a north line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE North 00° 44' 46" West – 648.82 feet, with a west line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract, in the south right-of-way line of said Spring-Stuebner Road;

THENCE North 89° 05' 58" East – 2755.77 feet, continuing with said south right-of-way line to the northeast corner of the herein described tract, in the southwest right-of-way line of Interstate Highway No. 45, common to a point on a non-tangent curve to the right;

THENCE in a southeasterly direction, with said curve to the right and with the southwest right-of-way line of said Interstate Highway No. 45, having a central angle of 18° 15' 12", a chord bearing and distance of South 58° 22' 22" East – 77.09 feet, and a radius of 243.00 feet, an arc distance of 77.42 feet to the end of curve;

THENCE South 49° 14' 48" East – 121.64 feet, continuing with said southwest right-of-way line, to an angle corner of the herein described tract;

THENCE South 41° 07' 26" East – 441.23 feet, continuing with said southwest right-of-way line, to the most easterly southeast corner of the herein described tract, common to the most easterly southeast corner of said 56.56 acre tract;

THENCE North 88° 01' 20" West – 604.12 feet, with a south line of said 56.56 acre tract, to an angle corner of the herein described tract;

THENCE South 02° 34' 11" West – 311.54 feet, with an east line of said 56.56 acre tract, to an angle corner of the herein described tract;

THENCE South 88° 11' 55" West – 836.09 feet, with a south line of said 56.56 acre tract, to an angle corner of the herein described tract;

THENCE South 00° 43' 21" East – 771.93 feet, with an east line of said 56.56 acre tract and an east line of said 6.00 acre tract, to a 5/8 inch iron rod found for an angle corner of said 6.00 acre tract common to an angle corner of the herein described tract;

THENCE South 00° 37' 22" East – 712.39 feet, continuing with an east line of said 6.00 acre tract, an east line of said 5.000 acre tract and an east line of said 1.500 acre tract, to a 5/8 inch iron rod found for the southeast corner of said 1.500 acre tract common to the most southerly southeast corner of the herein described tract;

THENCE South 89° 17' 29" West – 451.33 feet, with the south line of said 1.500 acre tract and the south line of said 3.930 acre tract, to the most southerly southwest corner of the herein described tract;

THENCE North 00° 38' 13" West – 179.82 feet to an angle corner of the herein described tract, in the north line of said 3.930 acre tract;

THENCE North 89° 01' 02" East – 2.84 feet, with said north line, to an angle corner of the herein described tract, common to the southwest corner of said 5.000 acre tract;

THENCE North 00° 37' 22" West – 485.29 feet, with the west line of said 5.000 acre tract, to an angle corner of the herein described tract, common to the northwest corner of said 5.000 acre tract, in the south line of said 6.00 acre tract;

THENCE South 89° 03' 39" West – 711.46 feet, with the south line of said 6.00 acre tract, to an angle corner of the herein described tract, common to the southwest corner of said 6.00 acre tract;

THENCE North 00° 42' 11" West – 226.63 feet, with the west line of said 6.00 acre tract, to an angle corner of the herein described tract, common to the northwest corner of said 6.00 acre tract, in a south line of said 56.56 acre tract;

THENCE South 89° 07' 33" West – 438.95 feet, with the south line of said 56.56 acre tract and the south line of said 44.05 acre tract, to an angle corner of the herein described tract, common to an angle corner of said 44.05 acre tract;

THENCE South 89° 01' 22" West – 1078.09 feet, continuing with said south line, to a 5/8 inch iron rod found for the southeast corner of said Holzwarth Road, common to the most westerly southwest corner of the herein described tract;

THENCE North 00° 44' 40" West – 393.09 feet, continuing with the east line of said Holzwarth Road, to the Point of Curvature of a curve to the right;

THENCE in a northerly direction, continuing with said east right-of-way line and said curve to the right, having a central angle of 05° 07' 55", a chord bearing and distance of North 01° 49' 17" East – 174.60 feet, and a radius of 1950.00 feet, an arc distance of 174.66 feet to the end of curve;

THENCE North 04° 23' 15" East – 297.37 feet, continuing with said east right-of-way line, to the Point of Curvature of a curve to the left;

THENCE in a northerly direction, continuing with said east right-of-way line and said curve to the left, having a central angle of 05° 07' 55", a chord bearing and distance of North 01° 49' 17" East – 183.56 feet, and a radius of 2050.00 feet, an arc distance of 183.62 feet to the end of curve;

THENCE North 00° 44' 40" West – 273.81 feet, continuing with said east right-of-way line, to the most westerly northwest corner of the herein described tract, common to the south end of said southeast right-of-way cutback line;
THENCE North 44° 10' 49" East – 35.40 feet, with said southeast right-of-way cutback line, to the **POINT OF BEGINNING** of the herein described tract and containing 108.3100 acres of land.

Prepared by:
IDS Engineering Group
Job No. 1180-045-01-600
August, 2014
Rev: October 9, 2014

Douglas W. Turner
Registered Professional Land Surveyor
Texas Registration Number 3988

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.

THIS DOCUMENT FOR THE MEADOWHILL MUNICIPAL UTILITY DISTRICT WAS PREPARED BASED ON INFORMATION TAKEN FROM PREVIOUS DISTRICT METES AND BOUNDS AND SUPPLEMENTED BY DOCUMENTS FOR PARCEL ANNEXATION TO THE SAME DISTRICT.

EXHIBIT "B"

(a) To the extent authorized by law, the District will issue bonds only for the purpose of purchasing and constructing, or purchasing, or constructing under contract with the City of Houston, or otherwise acquiring waterworks systems, sanitary sewer systems, storm sewer systems, drainage facilities, recreational facilities, road facilities, or facilities for fire-fighting services, or pads of such systems or facilities, and to make any and all necessary purchases, construction, improvements, extensions, additions, and repairs thereto, and to purchase or acquire all necessary land, right-of-way, easements, sites, equipment, buildings, plants, structures, and facilities therefor, and to operate and maintain same, and to sell water, sanitary sewer, and other services within or without the boundaries of the District. Such bonds will expressly provide that the District reserves the right to redeem the bonds on any interest-payment date subsequent to the fifteenth (15th) anniversary of the date of issuance without premium and will be sold only after the taking of public bids therefor, and none of such bonds, other than refunding bonds, will be sold for less than 95% of par; provided that the net effective interest rate on bonds so sold, taking into account any discount or premium as well as the interest rate borne by such bonds, will not exceed two percent (2%) above the highest average interest rate reported by the Daily Bond Buyer in its weekly "20 Bond Index" during the one-month period next preceding the date notice of the sale of such bonds is given, and that bids for the bonds will be received not more than forty-five (45) days after notice of sale of the bonds is given. The resolution authorizing the issuance of the District's bonds will contain a provision that any pledge of the revenues from the operation of the District's water and sewer and/or drainage system to the payment of the District's bonds will terminate when and if the City of Houston, Texas, annexes the District, takes over the assets of the District and assumes all of the obligations of the District. No land located within the extraterritorial jurisdiction of the City of Houston will be added or annexed to the District until the City of Houston has given its written consent by resolution or ordinance of the City Council to such addition or annexation.

(b) (1) Before the commencement of any construction within the District, its directors, officers, or developers and landowners will submit to the Director of the Department of Public Works and Engineering of the City of Houston, or to his designated representative, all plans and specifications for the construction of water, sanitary sewer, drainage, and road facilities and related improvements to serve the District and obtain the approval of such plans and specifications therefrom. All water wells, water meters, flushing valves, valves, pipes, and appurtenances thereto, installed or used within the District, will conform exactly to the specifications of the City of Houston. All water service lines and sewer service lines, lift stations, sewage treatment facilities, and road facilities, and appurtenances thereto, installed or used within the District will comply with the City of Houston's standard plans and specifications as amended from time to time. Prior to the construction of any water, sanitary sewer, drainage or road facilities within or by the District, the District or its engineer will give written notice by registered or certified mail to the Director of Public Works and Engineering, stating the date that such construction will be commenced. The construction of the District's water, sanitary sewer, drainage and road facilities will be in accordance with the approved plans and specifications, and with applicable standards and specifications of the City of Houston; and during the progress of the construction and installation of such facilities, the Director of Public Works and Engineering of the City of Houston, or an employee thereof, may make periodic on-the-ground inspections.

(2) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of recreational facilities, the District shall obtain and maintain on file, from a registered landscape architect, registered professional engineer or a design professional allowed by law to engage in architecture, a certification that the recreational facilities, as constructed, conform to the applicable recreational facilities design standards and specifications of the City of Houston's Department of Parks and Recreation and shall submit a copy of the certification and the "as built" plans and specifications for such recreational facilities to the Director of the City of Houston Parks and Recreation Department.

(3) Before the expenditure by the District of bond proceeds for the acquisition, construction or development of facilities for fire-fighting services, the District shall obtain and maintain on file, from a registered architect, registered professional engineer or a design professional allowed by law to engage in facility design and construction, a certification that the facilities for fire-fighting services, as constructed, conform to the applicable fire-fighting facilities design standards and specifications of the City of Houston's Fire Department and shall submit a copy of the certification and the "as built" plans and specifications for such facilities for fire-fighting services to the Chief of the City of Houston Fire Department.

(c) The District will agree to engage a sewage plant operator holding a valid certificate of competency issued under the direction of the Texas Commission on Environmental Quality, or such successor agency as the legislature may establish ("TCEQ"), as required by Section 26.0301, Texas Water Code, as may be amended from time to time. The District will agree to make periodic analyses of its discharge pursuant to the provisions of Order No. 69-1219-1 of the Texas Water Quality Board (predecessor agency to the TCEQ) and further to send copies of all such effluent data to the Department of Public Works and Engineering, City of Houston, as well as to the TCEQ. The District will agree that representatives of the City of Houston may supervise the continued operations of the sewage treatment facility by making periodic inspections thereof.

(d) The District, its board of directors, officers, developers, and/or landowners will not permit the construction, or commit to any development within, the District that will result in a wastewater flow to the serving treatment facility which exceeds that facility's legally permitted average daily flow limitations or the District's allocated capacity therein.

(e) Prior to the sale of any lot or parcel of land, the owner or the developer of the land included within the limits of the District will obtain the approval of the Planning Commission of the City of Houston of a plat which will be duly recorded in the Real Property Records of Harris County, Texas, and otherwise comply with the rules and regulations of the Department of Planning and Development and the Department of Public Works and Engineering of the City of Houston.

CONSENT OF LIENHOLDER

The undersigned, Dan Hauser, Regional President of **WOODFOREST NATIONAL BANK, a national banking association** ("Lienholder"), having a mailing address of 25231 Grogan's Mill Road, Suite 450, P.O. Box 7889, The Woodlands, Texas 77387-7889, the owner and holder and/or duly authorized agent of the beneficiaries and/or assigns of indebtedness secured by a lien or liens, recorded under Clerk's file No. 20110030603 in the Real Property Records of Harris County, Texas, on that certain 108.31-acre tract described in the Petition for Annexation of Land into Meadowhill Regional Municipal Utility District ("MRMUD") and a Petition for Consent to Annex Land to MRMUD, hereby certifies that the Lienholder is familiar with the contents of said Petitions and hereby consents and approves the annexation of such 108.31-acre tract into MRMUD.

WITNESS MY HAND this 13 day of October, 2014.

WOODFOREST NATIONAL BANK, a national banking association

By: Dan Hauser
Name: Dan Hauser
Title: Regional President

STATE OF TEXAS §
§
COUNTY OF MONTGOMERY §

BEFORE ME, the undersigned, on this day personally appeared Dan Hauser, Regional President of Woodforest National Bank, a national banking association, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that (s)he executed the same for the purposes and consideration therein expressed, on behalf of said national banking association.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 13 day of October, 2014.

T. Y. RAND
Notary Public, State of Texas
My Commission Expires
November 17, 2015

(NOTARY SEAL)

T Y Rand
Notary Public in and for the State of T E X A S

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ETJ

Item Creation Date: 12/3/2014

20IPB173-ADDITION OF 17.8070 ACRES for Spring West MUD

Agenda Item#: 31.

Summary:
ORDINANCE consenting to the addition of 17.8070 acres of land to **SPRING WEST MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

Background:
SUBJECT: Petition for the City's consent to the addition of 17.8070 acres of land to Spring West Municipal Utility District (Key Map No. 292-P)

RECOMMENDATION: (Summary) The petition for the addition of 17.8070 acres of land to Spring West Municipal Utility District be approved.

SPECIFIC EXPLANATION:
Spring West Municipal Utility District has petitioned the City of Houston for consent to add 17.8070 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Louetta Road, Spring Cypress Road, Falvel Road, and Holzwarth Road. The district desires to add 17.8070 acres, thus yielding a total of 545.8318 acres. The district is served by the Spring West Municipal Utility District Wastewater Treatment Plant. The nearest major drainage facility for Spring West Municipal Utility District is Senger Gully which flows to Cypress Creek then to Spring Creek then to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved
.
Attachments

c: Marta Crinejo Bill Zrioka

Patrick Walsh, P.E. Gary Dzierlenga

Jun Chang, P.E., D.WRE Tim Lincoln, P.E.

ATTACHMENTS:

Description	Type
20IPB173 Spring West MUD - Signed RCA	Signed Cover sheet
20IPB173 Spring West MUD Maps	Backup Material
20IPB173 Spring West MUD Water District Consent Application	Backup Material
20IPB173 Spring West MUD	Signed Cover sheet

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 17.8070 acres of land to Spring West Municipal Utility District (Key Map No. 292-P)	Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date
DIRECTOR'S SIGNATURE Dale A. Rudick Dale A. Rudick, P.E., Director	Council District affected: "ETJ" V.O.	
For additional information contact: Carol Haddock Carol Ellinger Haddock, P.E. Senior Assistant Director Phone: (832)395-2686	Date and identification of prior authorizing Council action:	

RECOMMENDATION: (Summary)

The petition for the addition of 17.8070 acres of land to Spring West Municipal Utility District be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Spring West Municipal Utility District has petitioned the City of Houston for consent to add 17.8070 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Louetta Road, Spring Cypress Road, Falvel Road, and Holzwarth Road. The district desires to add 17.8070 acres, thus yielding a total of 545.8318 acres. The district is served by the Spring West Municipal Utility District Wastewater Treatment Plant. The nearest major drainage facility for Spring West Municipal Utility District is Senger Gully which flows to Cypress Creek then to Spring Creek then to the San Jacinto River and finally into Lake Houston.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

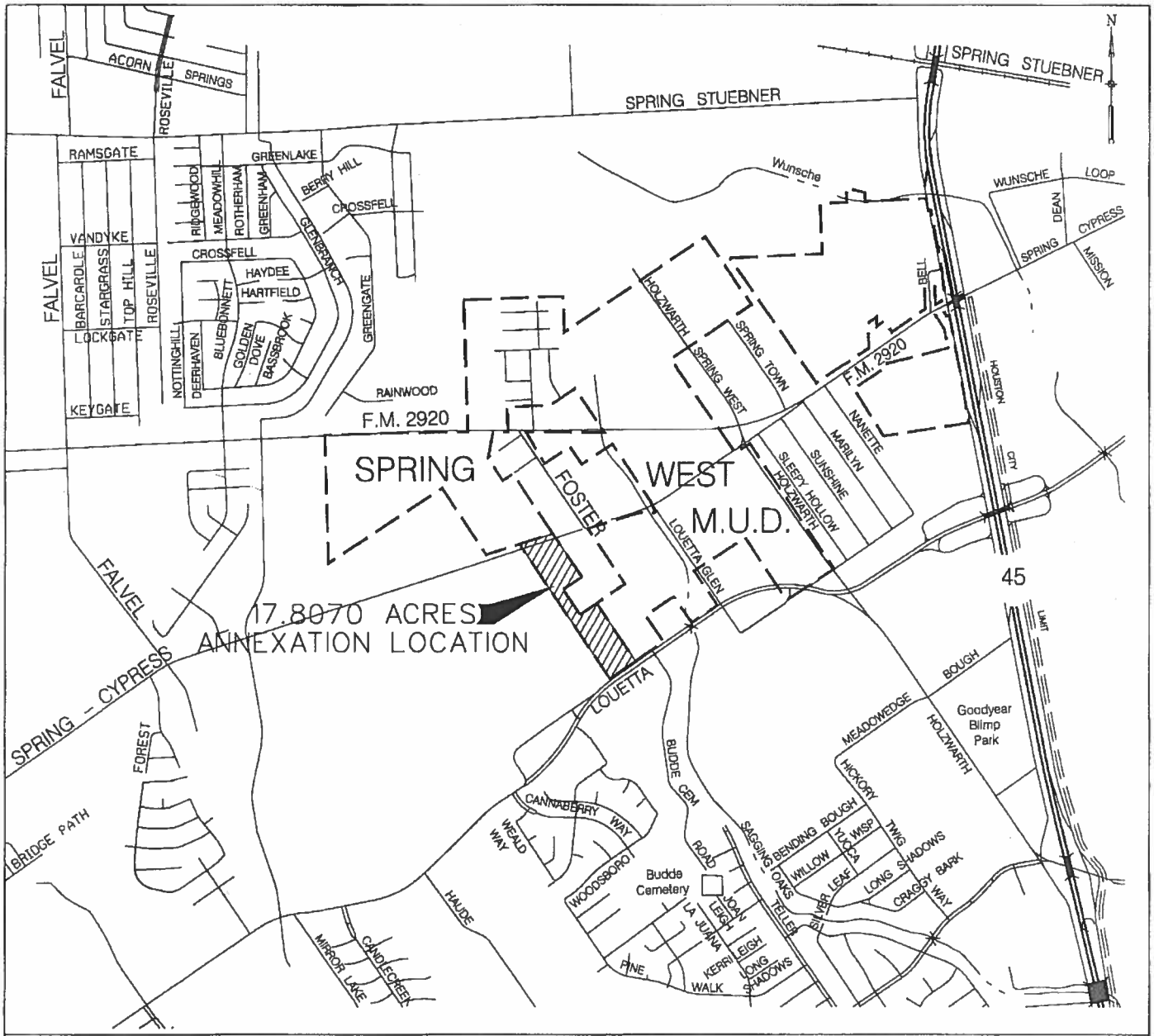
The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E

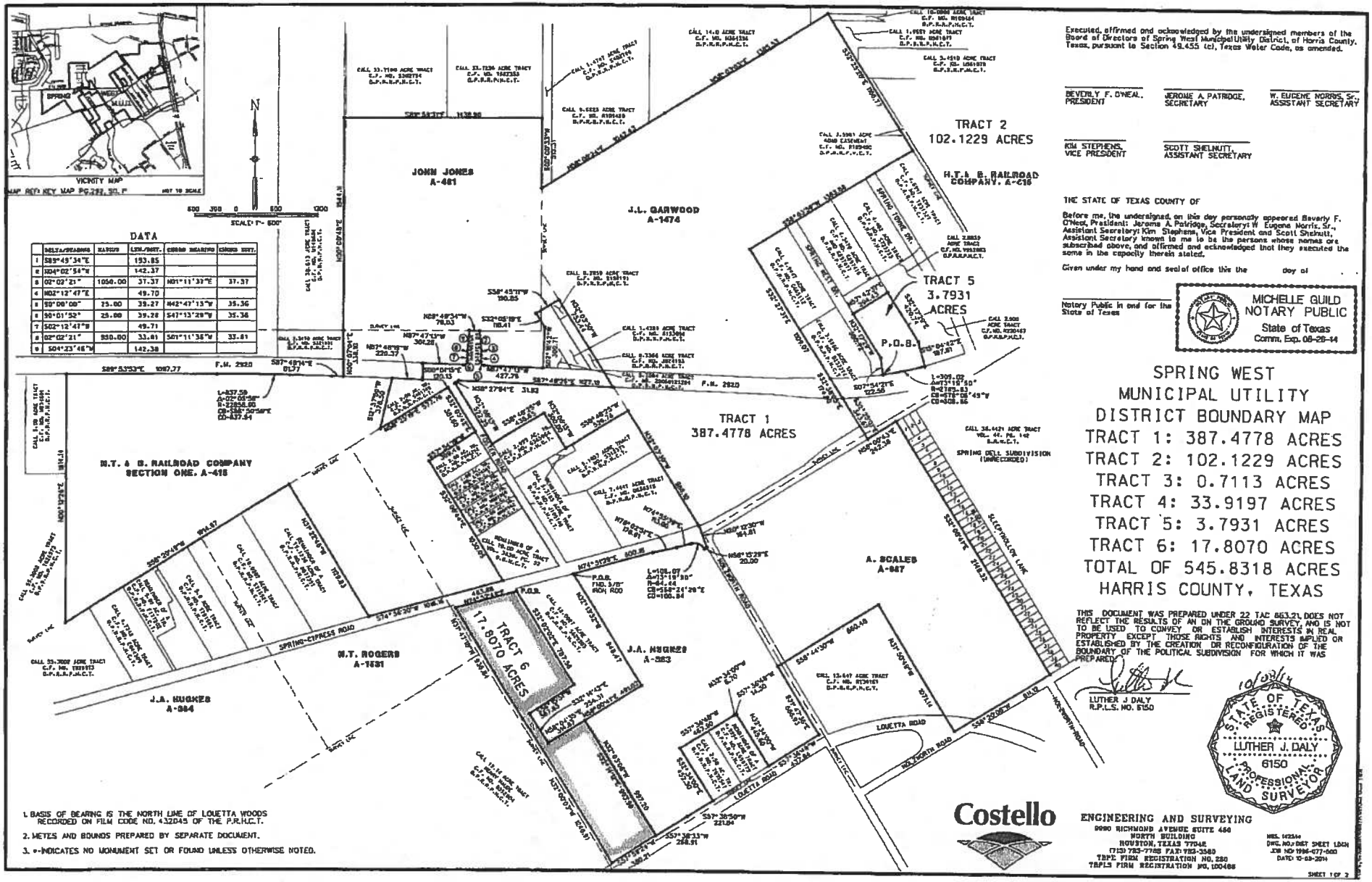
LTS#13390 REQUIRED AUTHORIZATION 20IPB173

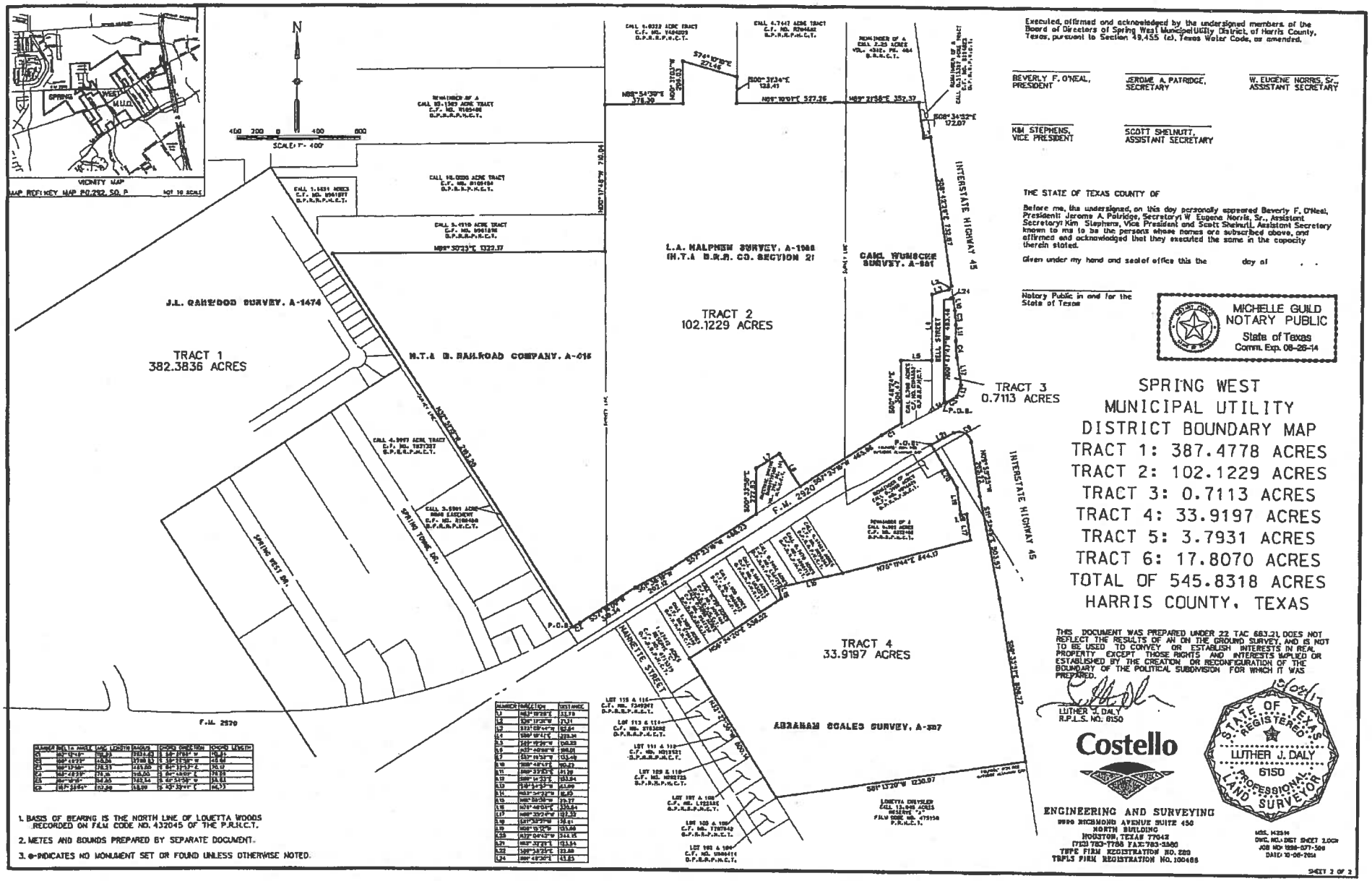
Finance Department	Other Authorization:	Other Authorization: Mark L. Loethen Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.



VICINITY MAP

MAP REF: KEY MAP PG.292, SQ. P NOT TO SCALE


VICINITY MAP
MAP REF: KEY MAP PG 292, SEC F
NOT TO SCALE
SCALE: 1" = 600'
DATA
TRACT 1
387.4778 ACRES
TRACT 2
102.1229 ACRES
TRACT 5
3.7931
ACRES
TRACT 6
17.8070 ACRES
P.O.B.
JOHN JONES
A-481
J.L. GARWOOD
A-1474
H.T. & B. RAILROAD COMPANY. A-C16
H.T. & B. RAILROAD COMPANY SECTION ONE. A-415
H.T. ROGERS
A-1431
J.A. HUGHES
A-383
J.A. HUGHES
A-984
A. SCALES
A-987
SPRING-CYPRESS ROAD
LOUETTA ROAD
SPRING CREEK
SPRING GULLY DR.
SLEEPYHOLLOW LANE
SPRING DELL SUBDIVISION (UNRECORDED)
F.M. 2920
Executed, affirmed and acknowledged by the undersigned members of the Board of Directors of Spring West Municipal Utility District, of Harris County, Texas, pursuant to Section 49.455 (c), Texas Water Code, as amended.
BEVERLY F. O'NEAL, PRESIDENT
JEROME A. PATRIDGE, SECRETARY
W. EUGENE NORRIS, Sr., ASSISTANT SECRETARY
KIM STEPHENS, VICE PRESIDENT
SCOTT SHELNUTT, ASSISTANT SECRETARY
THE STATE OF TEXAS COUNTY OF
Before me, the undersigned, on this day personally appeared Beverly F. O'Neal, President; Jerome A. Patridge, Secretary; W. Eugene Norris, Sr., Assistant Secretary; Kim Stephens, Vice President and Scott Shelnutt, Assistant Secretary known to me to be the persons whose names are subscribed above, and affirmed and acknowledged that they executed the same in the capacity therein stated.
Given under my hand and seal of office this the day of
Notary Public in and for the State of Texas
MICHELLE GUILD
NOTARY PUBLIC
State of Texas
Comm. Exp. 08-28-14
SPRING WEST
MUNICIPAL UTILITY
DISTRICT BOUNDARY MAP
TRACT 1: 387.4778 ACRES
TRACT 2: 102.1229 ACRES
TRACT 3: 0.7113 ACRES
TRACT 4: 33.9197 ACRES
TRACT 5: 3.7931 ACRES
TRACT 6: 17.8070 ACRES
TOTAL OF 545.8318 ACRES
HARRIS COUNTY, TEXAS
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.
LUTHER J DALY
R.P.L.S. NO. 6150
STATE OF TEXAS
REGISTERED
LUTHER J. DALY
6150
PROFESSIONAL
LAND SURVEYOR
1. BASIS OF BEARING IS THE NORTH LINE OF LOUETTA WOODS RECORDED ON FILM CODE NO. 432045 OF THE P.R.H.C.T.
2. METES AND BOUNDS PREPARED BY SEPARATE DOCUMENT.
3. o-INDICATES NO MONUMENT SET OR FOUND UNLESS OTHERWISE NOTED.
Costello
ENGINEERING AND SURVEYING
9990 RICHMOND AVENUE SUITE 450 NORTH BUILDING
HOUSTON, TEXAS 77042
(713) 783-7788 FAX: 783-3580
TBPE FIRM REGISTRATION NO. 280
TBPLS FIRM REGISTRATION NO. 100468
SHEET 1 OF 2



Executed, affirmed and acknowledged by the undersigned members of the Board of Directors of Spring West Municipal Utility District, of Harris County, Texas, pursuant to Section 49.455 (a), Texas Water Code, as amended.

BEVERLY F. O'NEAL, PRESIDENT

JEROME A. PATRIDGE, SECRETARY

W. EUGENE NORRIS, Sr., ASSISTANT SECRETARY

KIM STEPHENS, VICE PRESIDENT

SCOTT SHELNUTT, ASSISTANT SECRETARY

THE STATE OF TEXAS COUNTY OF

Before me, the undersigned, on this day personally appeared Beverly F. O'Neal, President; Jerome A. Patridge, Secretary; W. Eugene Norris, Sr., Assistant Secretary; Kim Stephens, Vice President and Scott Shelnutt, Assistant Secretary known to me to be the persons whose names are subscribed above, and affirmed and acknowledged that they executed the same in the capacity therein stated.

Given under my hand and seal of office this the day of . .

Notary Public in and for the State of Texas

MICHELLE GUILD
NOTARY PUBLIC
State of Texas
Comm. Exp. 08-26-14

SPRING WEST MUNICIPAL UTILITY DISTRICT BOUNDARY MAP

TRACT 1: 387.4778 ACRES
TRACT 2: 102.1229 ACRES
TRACT 3: 0.7113 ACRES
TRACT 4: 33.9197 ACRES
TRACT 5: 3.7931 ACRES
TRACT 6: 17.8070 ACRES
TOTAL OF 545.8318 ACRES
HARRIS COUNTY, TEXAS

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.

5/02/14

LUTHER J. DALY
R.P.L.S. NO. 6150

STATE OF TEXAS
REGISTERED
LUTHER J. DALY
6150
PROFESSIONAL
LAND SURVEYOR

Costello

ENGINEERING AND SURVEYING
9990 RICHMOND AVENUE SUITE 450
NORTH BUILDING
HOUSTON, TEXAS 77042
(713) 783-7788 FAX: 783-3580
TBPE FIRM REGISTRATION NO. 2200
TBPLS FIRM REGISTRATION NO. 100488

MSE: M2936
DWG. NO.: DIST SHEET 3.DGN
JOB NO: 1998-0371-300
DATED: 10-08-2014

1. BASIS OF BEARING IS THE NORTH LINE OF LOUETTA WOODS RECORDED ON F.M. CODE NO. 432045 OF THE P.R.H.C.T.
2. METES AND BOUNDS PREPARED BY SEPARATE DOCUMENT.
3. ⊕ INDICATES NO MONUMENT SET OR FOUND UNLESS OTHERWISE NOTED.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ETJ

Item Creation Date: 11/20/2014

20IPB170 - The Woodlands Road Utility District No. 1

Agenda Item#: 32.

Summary:
ORDINANCE consenting to the addition of 4.334 acres of land to the **WOODLANDS ROAD UTILITY DISTRICT NO. 1**, for inclusion in its district

Background:

SUBJECT: Petition for the City's consent to the addition of 4.334 acres of land to The Woodlands Road Utility District No. 1 (Key Map No. 251-H)

RECOMMENDATION: (Summary) The petition for the addition of 4.334 acres of land to The Woodlands Road Utility District No.. 1 be approved.

SPECIFIC EXPLANATION:
The Woodlands Road Utility District No. 1 has petitioned the City of Houston for consent to add 4.334 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Woodlands Parkway, F.M. 1488, Kuykendahl Road, and Interstate Highway 45. The district desires to add 4.334 acres, thus yielding a total of 2,563.3814 acres. The District is a road utility district and the general nature of the work to be done in the area sought to be annexed to the District is the construction, acquisition and improvement of macadamized, graveled or paved roads and turnpikes which serve or are intended to serve as arterial or main feeder roads, and any drainage works related to or in furtherance of the construction, acquisition or improvement of such roads. The nearest major drainage facility for The Woodlands Road Utility District No. 1 is Spring Creek which flows into the San Jacinto River and finally into Lake Houston.

By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

cc: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

Amount of Funding:
Amount and Source of Funding: NONE REQUIRED

Contact Information:
Carol Ellinger Haddock, P.E.
Senior Assistant Director (832) 395-2686

ATTACHMENTS:

	Description	Type
	20IPB170 - The Woodlands Road Utility District No. 1 - Signed RCA	Signed Cover sheet
	20IPB170 - The Woodlands Road Utility District No. 1 - Map	Backup Material
	20IPB170 - The Woodlands Road Utility District No. 1 - Water District Consent Application	Backup Material

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 4.334 acres of land to The Woodlands Road Utility District No. 1 (Key Map No. 251-H)	Category #	Page 1 of 1	Agenda Item #

FROM (Department or other point of origin):	Origination Date	Agenda Date
Department of Public Works and Engineering		

DIRECTOR'S SIGNATURE	Council District affected:
Dale A. Rudick Dale A. Rudick, P.E.	"ETJ"

For additional information contact:	Date and identification of prior authorizing Council action:
Carol Haddock Carol Ellinger Haddock, P.E. Senior Assistant Director (832) 395-2686	

RECOMMENDATION: (Summary)

The petition for the addition of 4.334 acres of land to The Woodlands Road Utility District No. 1 be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

The Woodlands Road Utility District No. 1 has petitioned the City of Houston for consent to add 4.334 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Woodlands Parkway, F.M. 1488, Kuykendahl Road, and Interstate Highway 45. The district desires to add 4.334 acres, thus yielding a total of 2,563.3814 acres. The District is a road utility district and the general nature of the work to be done in the area sought to be annexed to the District is the construction, acquisition and improvement of macadamized, graveled or paved roads and turnpikes which serve or are intended to serve as arterial or main feeder roads, and any drainage works related to or in furtherance of the construction, acquisition or improvement of such roads. The nearest major drainage facility for The Woodlands Road Utility District No. 1 is Spring Creek which flows into the San Jacinto River and finally into Lake Houston.

By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

LTS# 13217 REQUIRED AUTHORIZATION CUIC: 20IPB170

Finance Department	Other Authorization:	Other Authorization:
		Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.

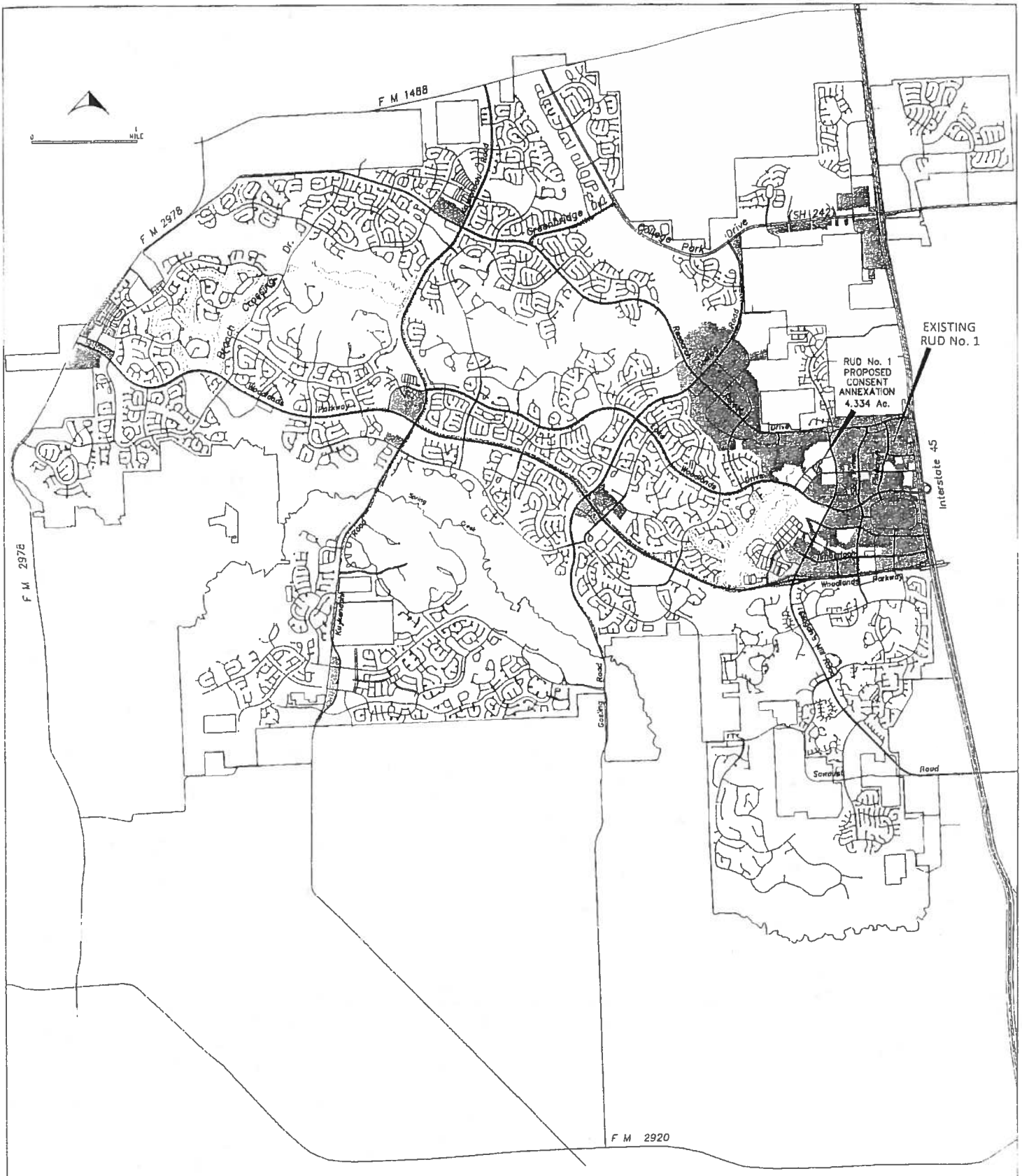
Request for Council Action
Routing Form

(RCA) **SUBJECT:** Petition for the City's consent to the addition of 4.334 acres to The Woodlands Road Utility District No. 1 (Key Map No. 251-H)

(RCA) **RECOMMENDATION:** That the petition for the addition of 4.334 acres to The Woodlands Road Utility District No. 1 be approved.

		CUIC ID# 20IPB170
	(Circle One) **Motion Resolution Ordinance**	**Originator/Prime Author:** Veronica R. Osegueda **Phone #: (832) 395-3080**

Routing Order: (Originator/Prime Author specified by Name)	**Date/Time Received**	**Date/Time Transmitted**	**Comments**
Administration Manager, P&DS, PW&E *Veronica R. Osegueda* V.O. *(832) 395-3080*		11/13/14	
Senior Assistant Director, P&DS, PW&E *Carol E. Haddock, P.E.* *(832) 395-2686*	C E Haddock	10:30 am 11/14/14	
Deputy Director, P&DS, PW&E *Mark L. Loethen, P.E., CFM, PTOE* *(832) 395-2705*		11/18/2014	
Agenda Coordinator, PW&E *Ruth Gonzales* *(832) 395-2519* RG	11-21-14	11-21-14	
Chief of Staff, PW&E *Howard Hilliard* *(832) 395-2518*	11.24.14	11.24.14	
Director, PW&E *Dale A. Rudick, P.E.* DR *(832) 395-2500*	11-25-14	11-25-14	11-26-14
Director, City Council Agenda *Marta Crinejo* *(832) 395-1091*			
City Secretary's Office *Anna Russell* *(832) 395-1100*		[redacted]	



VICINITY MAP OF
PROPOSED
CONSENT ANNEXATION PARCELS TO
RUD No. 1

THE WOODLANDS DEVELOPMENT COMPANY

24 Waterway - Suite 1100
Phone: (281) 719-6100

The Woodlands, Texas 77380
Fax: (281) 719-7310

DATE: 08/14

DWG No.: RUD-0814CON

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District H

Item Creation Date: 12/9/2014

25GM300-Appropriate Funds forTask Order Contract with Inland Environments, Ltd.

Agenda Item#: 33.

Summary:
ORDINANCE appropriating $240,000.00 out of Metro Projects Construction DDSRF for the Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contract between the City of Houston and **INLAND ENVIRONMENTS, LTD**. (Approved by Ordinance No. 2014-0122) **- DISTRICT H - GONZALEZ**

Background:
SUBJECT: Appropriate Funds to the Environmental Remediation,Underground Storage Tank Removal and Demolition Services Task Order Contract with Inland Environments, Ltd.WBS No: N-000649-0004-4

RECOMMENDATION: Appropriate funds for the project.

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate $240,000.00 to the Environmental Remediation Underground Storage Tank Removal and Demolition Services Task Order Contract with Inland Environments, Ltd., for soil remediation. During construction of the new Traffic and Transportation Maintenance Facility for the Department of Public Works & Engineering, approximately 6500 cubic yards of contaminated soil was discovered, which requires remediation in order for construction to continue.

PROJECT LOCATION: 2200 Patterson Key Map (492D) PROJECT DESCRIPTION: The scope of work consists of soil remediation, loading, hauling and proper disposal of waste material generated as a result of all activities.

MBE/SBE PARTICIPATION: A 5% MBE goal and 10% SBE goal have been established for the contract. Inland Environments, Ltd. has achieved 3.588% MBE participation and 1.894% SBE participation. To date, the work orders that have been issued to the contractor has had limited subcontracting opportunities; however it is anticipated that the contractor will achieve the goals by the completion of the contract.

Prior Council Action:
Date and identification of prior authorizing Council actions:
Ordinance: 2014-0122; Dated: 02-19-2014

PREVIOUS HISTORY AND PROJECT SCOPE: On February 19, 2014, Ordinance No. 2014-0122, City Council awarded a five-year task order contract to Inland Environments, Ltd. for the Environmental Program, and set a maximum contract amount of $2,000,000.00.

Amount of Funding:
Maximum Contract Amount: $2,000,000.00 – 5 years

Amount and Source of Funding: $240,000.00 - METRO Projects Construction DDSRF (4040)

Source of Funding:
Other (Specify)

METRO Projects Construction DDSRF (4040)

Contact Information:
Jacquelyn L. Nisby
Phone: 832-393-8023

ATTACHMENTS:

Description	Type

RCA	Signed Cover sheet
Maps	Backup Material
Prior Council Action	Backup Material
Prior Council Action Ordinance	Backup Material
Fair campaign Ordinance Part 1	Backup Material
Fair Campaign Ordinance Part 2	Backup Material
Delinquent Tax Report	Backup Material
CIP Form A	Backup Material
Funds Reservation	Financial Information
caption for ordinance	Ordinance/Resolution/Motion

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT:	Page	Agenda Item
Appropriate Funds to the Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contract with Inland Environments, Ltd. WBS No: N-000649-0004-4	1 of 1	

FROM (Department or other point of origin):	Origination Date	Agenda Date
General Services Department		

DIRECTOR'S SIGNATURE:	Council Districts affected:
Scott Minnix Scott Minnix 12/9/14	H
For additional information contact: Jacquelyn L. Nisby **Phone:** 832-393-8023	**Date and identification of prior authorizing Council actions:** Ordinance: 2014-0122; Dated: 02-19-2014

RECOMMENDATION: Appropriate funds for the project.

Maximum Contract Amount: $2,000,000.00 – 5 years	Finance Budget:
Amount and Source of Funding: $240,000.00 - METRO Projects Construction DDSRF (4040) M.P. 12/9/2014	

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate $240,000.00 to the Environmental Remediation Underground Storage Tank Removal and Demolition Services Task Order Contract with Inland Environments, Ltd., for soil remediation. During construction of the new Traffic and Transportation Maintenance Facility for the Department of Public Works & Engineering, approximately 6500 cubic yards of contaminated soil was discovered, which requires remediation in order for construction to continue.

PROJECT LOCATION: 2200 Patterson Key Map (492D)

PROJECT DESCRIPTION: The scope of work consists of soil remediation, loading, hauling and proper disposal of waste material generated as a result of all activities.

PREVIOUS HISTORY AND PROJECT SCOPE: On February 19, 2014, Ordinance No. 2014-0122, City Council awarded a five-year task order contract to Inland Environments, Ltd. for the Environmental Program, and set a maximum contract amount of $2,000,000.00.

MBE/SBE PARTICIPATION: A 5% MBE goal and 10% SBE goal have been established for the contract. Inland Environments, Ltd. has achieved 3.588% MBE participation and 1.894% SBE participation. To date, the work orders that have been issued to the contractor has had limited subcontracting opportunities; however it is anticipated that the contractor will achieve the goals by the completion of the contract.

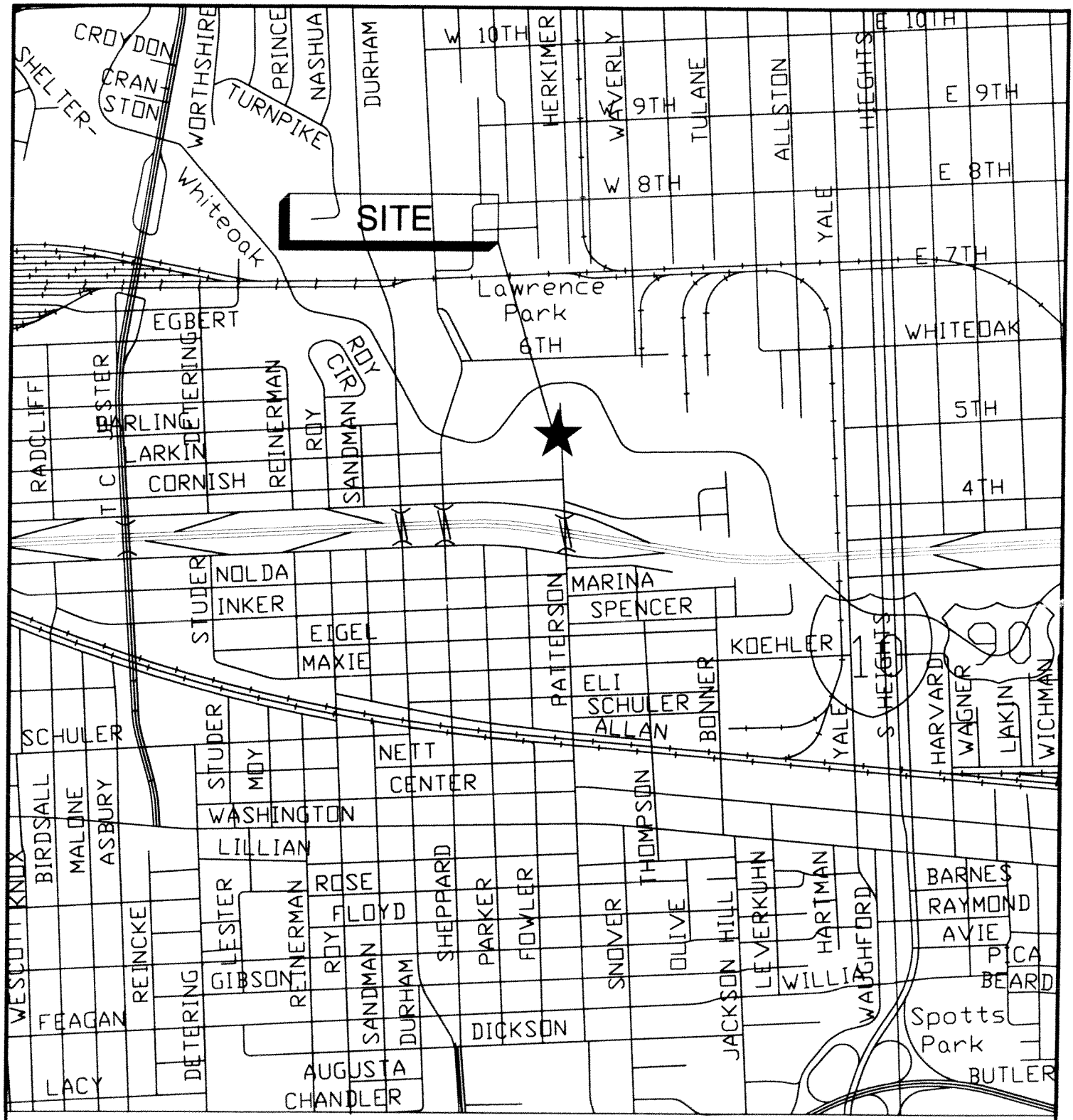
SM:HB:JLN:GM:

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

REQUIRED AUTHORIZATION CUIC #25GM300

General Services Department:		Public Works & Engineering Department:
Humberto Bautista, P.E. Assistant Director		Dale A. Rudick, P.E. Director

F &A 011 A Rev. 3/94 7530-0100403-0



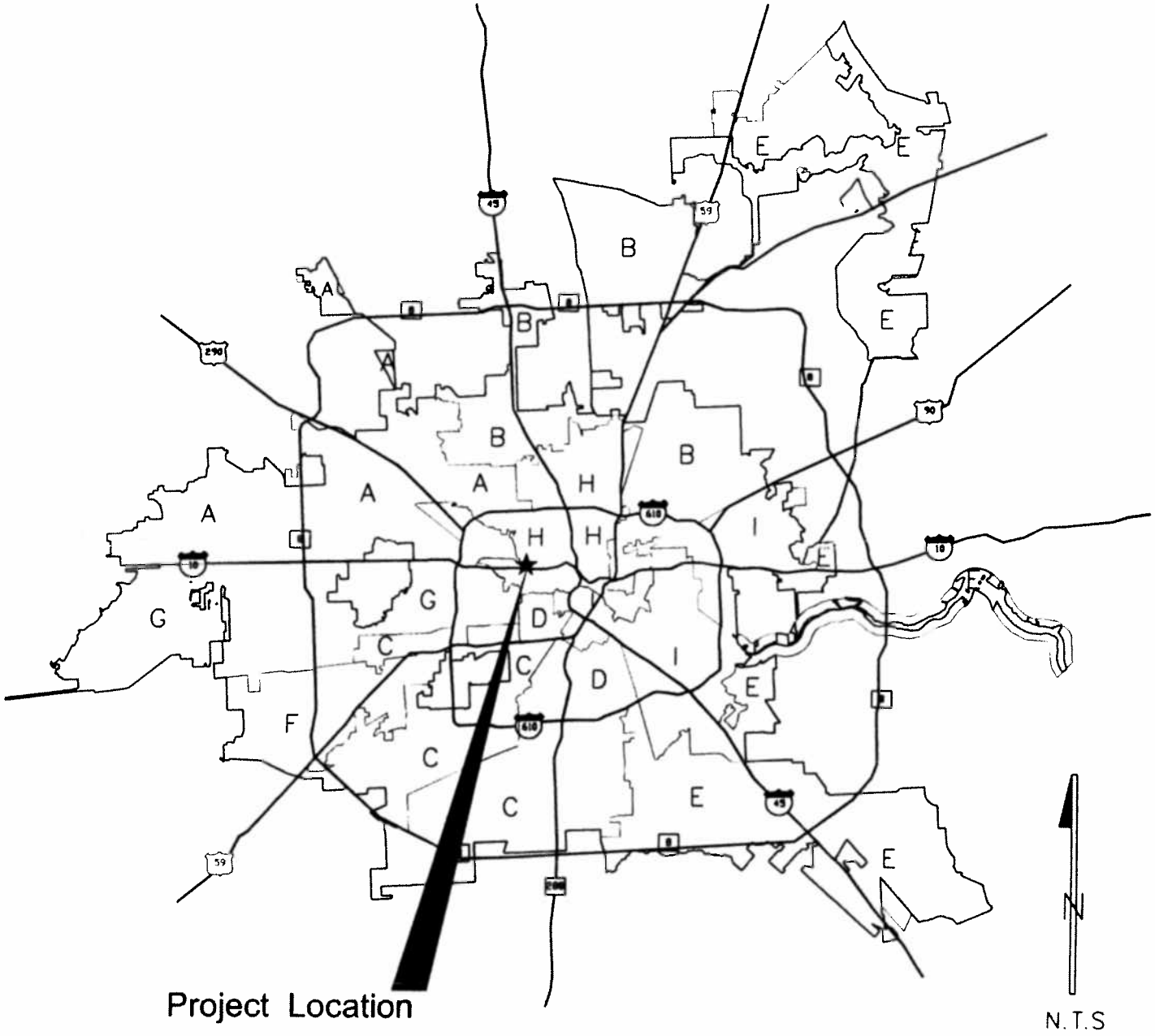
Traffic & Transportation Maintenance Facility Replacement

2200 Patterson

Houston, TX 77007

COUNCIL DISTRICT "H" | WBS No. N-000649-0004- 4 | **KEYMAP No. 492D**

CITY OF HOUSTON
HARRIS COUNTY, TEXAS



Traffic & Transportation Maintenance Facility Replacement

2200 Patterson
Houston, TX 77007

COUNCIL DISTRICT "H" WBS No. N-000649-0004- 4 **KEYMAP No. 492D**

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

SUBJECT: Appropriate Funds for the Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contracting Program for FY 2015. WBS Nos: F-000509-0080-4, C-000185-0003-4, G-000144-0004-4 E-000163-0003-4, H-000099-0001-4, L-000052-0010-4	**Page** 1 of 2	**Agenda Item**

FROM (Department or other point of origin): General Services Department	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Scott Minnix	**Council Districts affected:** All	
For additional information contact: Jacquelyn L. Nisby **Phone:** 832-393-8023	**Date and identification of prior authorizing Council actions:** Ordinance: 2012-0341; Dated: 04-18-2012 Ordinance: 2014-0122; Dated: 02-19-2014	

RECOMMENDATION: Appropriate funds for the Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contracting Program for FY 2015.

Maximum Contract Amount for each contract: $2,000,000.00 – 5 years

Finance Budget:

Amount and Source of Funding:
$150,000.00 – Parks Consolidated Construction Fund (4502)
$180,000.00 – Fire Consolidated Construction Fund (4500)
$475,000.00 – Police Consolidated Construction Fund (4504)
$120,000.00 – Public Library Consolidated Construction Fund (4507)
$ 30,000.00 – Public Health Consolidated Construction Fund (4508)
$ 50,000.00 – Solid Waste Consolidated Construction Fund (4503)
$1,005,000.00 Total Appropriation

SPECIFIC EXPLANATION: The General Services Department recommends that City Council appropriate $1,005,000.00 for the Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contracting Program (the Program) for FY 2015 for City facilities and dangerous buildings. The Program is funded through supplemental allocations from various departmental budgets or appropriations from various bond funds. Periodically, as departments identify projects and specific funding for each project, Council may be requested to appropriate additional funds for the Program.

REQUIRED AUTHORIZATION CUIC #25GM295

General Services Department: Humberto Bautista, P.E. Assistant Director	**Houston Public Library:** Rhea Brown Lawson, Ph.D. Director	**Parks and Recreation Department:** Joe Turner Director
Houston Police Department: Charles A. McClelland, Jr. Chief of Police	**Houston Fire Department:** Terry A. Garrison Chief	**Department of Health and Human Services:** Stephen L. Williams, M.ED, MPA Director
Solid Waste Management Department: Harry J. Hayes Director		

F &A 011 A Rev. 3/94 7530-0100403-0

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District A

20TAA121-Amend AFA - TxDOT 4 Utility Relocation

Agenda Item#: 34.

Summary:
ORDINANCE approving and authorizing amendment to Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Utility Relocations affected by the widening and reconstruction of US 290 from west of FM 529 to east of West Little York (Approved by Ordinance No. 2013-0073) - **DISTRICT A - STARDIG**

Background:
PROJECT NOTICE/JUSTIFICATION: Texas Transportation Code, Chapters 201, 221, 227 and 361, authorize the State to lay out, construct, maintain and operate a system of streets, roads and highways that comprise the State Highway System. Texas Transportation Commission Minute Order Number 112824 authorizes the State to undertake and complete a highway improvement on US 290 (Segment 6) from West of FM 529 to East of West Little York Road.

DESCRIPTION/SCOPE: This project provides for the widening and reconstruction of 5 main lanes with auxiliary lanes and frontage roads including storm sewers, signing and pavement markings, bridges, water line and sanitary sewer relocations and adjustments.

LOCATION: The project is generally bounded by West Gulf Bank on the North, North Gessner on the East, Hempstead Highway on the South and FM 529 on the West. This project is located in Key Map Grids 409 Q, R & V and 410 S.

PREVIOUS HISTORY AND SCOPE OF THIS AGREEMENT: City Council passed Ordinance Number 2013-0073 on 01/30/2013 allowing TxDOT to include the relocation of existing water and sanitary sewer utilities into the project. Under the terms of the Advance Funding Agreement, TxDOT shall manage the design and construction of the overall project. The City will pay for the design and construction of City owned water and sanitary utilities. The City and TxDOT will coordinate the maintenance and the relocation of the utility facilities during and upon completion of the construction contract. The City was responsible for one hundred percent (100%) of the costs of the design and construction of these utility facilities.

This Amendment reduces the City's commitment to TxDOT from one hundred percent (100%) to twenty five percent (25%) of the estimated City's share for the relocation of the utilities.

ACTION RECOMMENDED: It is recommended that the City Council adopt an ordinance approving and authorizing an Amendment to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation

Prior Council Action:
Ordinance #2013-0073; 01/30/2013

Amount of Funding:
$1,794,234.23 from Water and Sewer System Consolidated Construction Fund No. 8500

Source of Funding:
Enterprise Fund

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

ATTACHMENTS:

Description	Type

1	20TAA121-Amend AFA - TxDOT 4 Utility Relocation RCA	Signed Cover sheet
2	20TAA121-Amend AFA - TxDOT 4 Utility Relocation MAP	Backup Material
3	20TAA121-Amend AFA - TxDOT 4 Utility Relocation PRIOR COUNCIL ACTION	Backup Material
4	ordinance caption	Signed Cover sheet

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

SUBJECT: Amendment to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation for Utility Relocations affected by the Widening and Reconstruction of US 290 from West of FM 529 to East of West Little York. WBS Nos. S-000521-0074-4, R-000521-0074-4.	**Page** 1 of 2	**Agenda Item** #

FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**

DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E.	**Council District affected:** A
For additional information contact: Ravi Kaleyatodi 10/9/14 Ravi Kaleyatodi, P.E., CPM **Phone:** (832) 395-2326 Senior Assistant Director	**Date and identification of prior authorizing Council action:** Ordinance # 2013-0073 dated 01/30/2013

RECOMMENDATION: (Summary)
Adopt an ordinance approving and authorizing an Amendment to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation (TxDOT).

Amount and Source of Funding: N/A
Previous (original) appropriation of $539,446.70 from Water and Sewer System Consolidated Construction Fund No. 8500

PROJECT NOTICE/JUSTIFICATION: Texas Transportation Code, Chapters 201, 221, 227 and 361, authorize the State to lay out, construct, maintain and operate a system of streets, roads and highways that comprise the State Highway System. Texas Transportation Commission Minute Order Number 112824 authorizes the State to undertake and complete a highway improvement on US 290 (Segment 6) from West of FM 529 to East of West Little York Road.

DESCRIPTION/SCOPE: This project provides for the widening and reconstruction of 5 main lanes with auxiliary lanes and frontage roads including storm sewers, signing and pavement markings, bridges, water line and sanitary sewer relocations and adjustments.

LOCATION: The project is generally bounded by West Gulf Bank on the North, North Gessner on the East, Hempstead Highway on the South and FM 529 on the West. This project is located in Key Map Grids 409 Q, R & V and 410 S.

PREVIOUS HISTORY AND SCOPE OF THIS AGREEMEEMENT: City Council passed Ordinance Number 2013-0073 on 01/30/2013 allowing TxDOT to include the relocation of existing water and sanitary sewer utilities into the project. Under the terms of the Advance Funding Agreement, TxDOT shall manage the design and construction of the overall project. The City will pay for the design and construction of City owned water and sanitary utilities. The City and TxDOT will coordinate the maintenance and the relocation of the utility facilities during and upon completion of the construction contract. The City was responsible for one hundred percent (100%) of the costs of the design and construction of these utility facilities.

This Amendment reduces the City's commitment to TxDOT from one hundred percent (100%) to twenty five percent (25%) of the estimated City's share for the relocation of the utilities.

LTS# 10808 **CUIC ID # 20TAA121**

Finance Department:	**Other Authorization:** Jun Chang Jun Chang, P.E.,D.WRE Deputy Director Public Utilities Division	**Other Authorization:** Daniel R. Menendez, P.E. Deputy Director Engineering and Construction Division

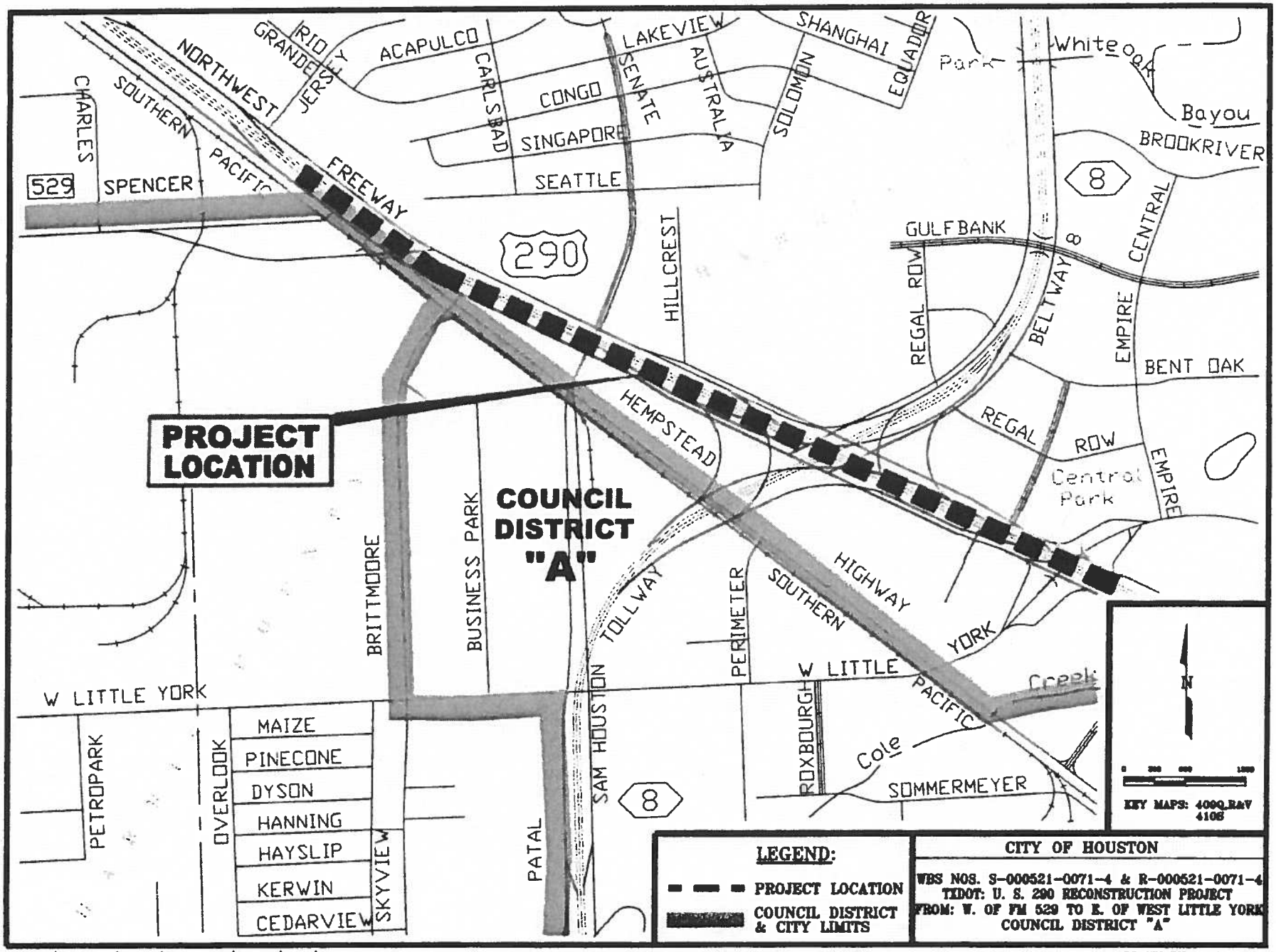
Date	**SUBJECT:** Amendment to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation for Utility Relocations affected by the Widening and Reconstruction of US 290 from West of FM 529 to East of West Little York. WBS Nos. S-000521-0074-4, R-000521-0074-4.	**Originator's Initials TAA**	**Page 2 of 2**

ACTION RECOMMENDED: It is recommended that the City Council adopt an ordinance approving and authorizing an Amendment to the Advance Funding Agreement between the City of Houston and Texas Department of Transportation.

DAR:DRM:RK:TAA:PKC:dww

Z:\constr\A-SB-DIV\Interagency\TxDOT Projects\0050-09-071 US 290- Hempstead Reconstruction Program Segment 6\Agreement-RCA\Working Folder

File – TxDOT – US 290 Hempstead Reconstruction Program Segment 6



LEG412

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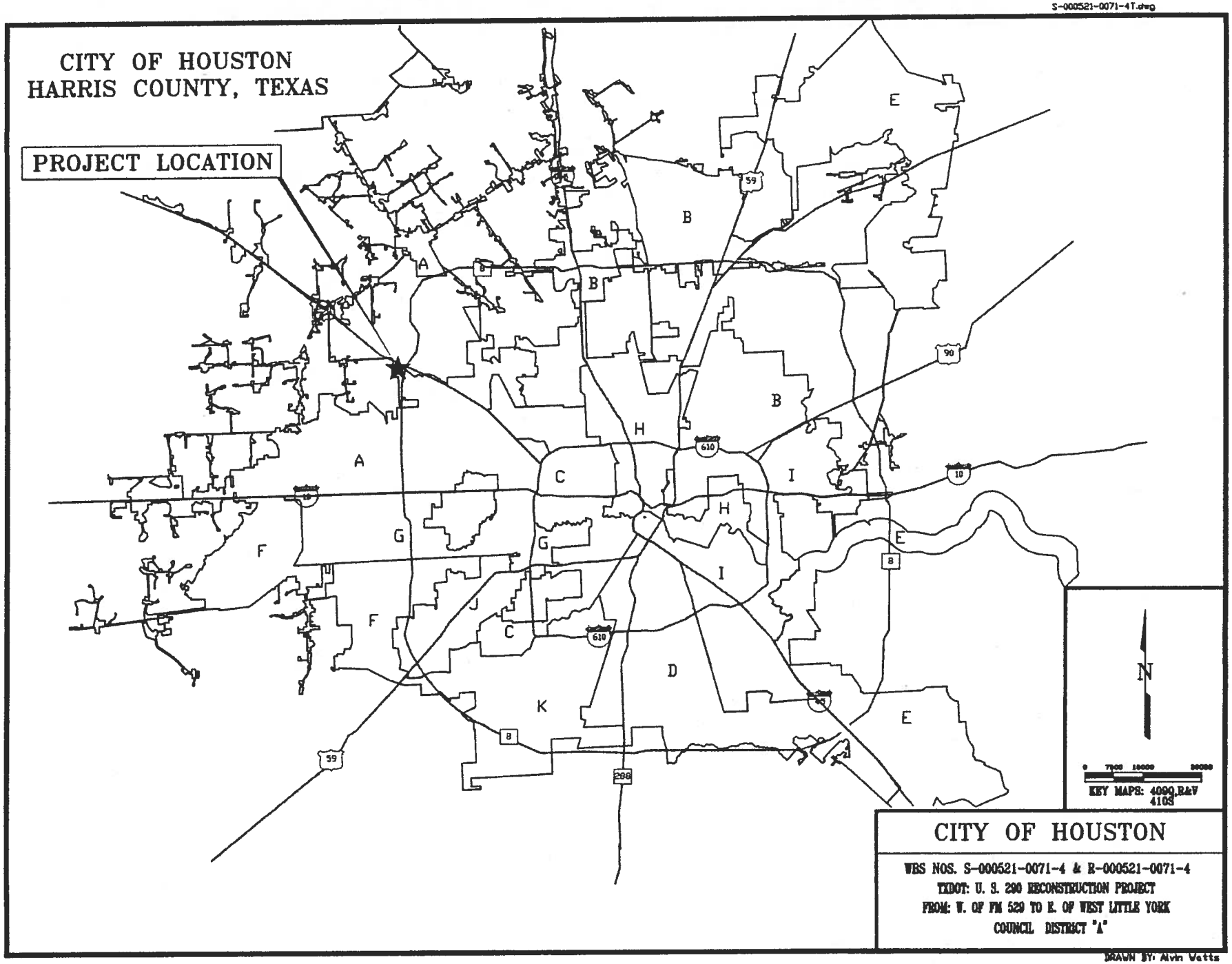
DRAWN BY: A. Watts

S-000521-0071-4T.dwg



CITY OF HOUSTON

WBS NOS. S-000521-0071-4 & R-000521-0071-4
TXDOT: U. S. 290 RECONSTRUCTION PROJECT
FROM: W. OF FM 529 TO E. OF WEST LITTLE YORK
COUNCIL DISTRICT "A"

DRAWN BY: Alvin Watts

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District C

Item Creation Date: 12/5/2014

20JV02 Agreement for Research Services Between City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project

Agenda Item#: 35.

Summary:
ORDINANCE approving and authorizing second amendment to agreement for Research Services between the City of Houston and **WILLIAM MARSH RICE UNIVERSITY** for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project (Approved by Ordinance No. 2010-0353) - **DISTRICT C - COHEN**

Background:
SUBJECT: Second Amendment to Agreement for Research Services between the City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project. WBS No. M-000297-0001-3

RECOMMENDATION: (Summary) Approve Second Amendment to the Agreement between the City of Houston and William Marsh Rice University.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is the implementation of a pilot project using leveraged partnerships to develop local data for future efforts under the Municipal Separate Storm Sewer System Permit and Total Maximum Daily Load limitations.

PREVIOUS HISTORY DESCRIPTION/SCOPE: The Environmental Protection Agency's Nonpoint Source Management Program agreed to grant the City of Houston up to $455,665.00 (reimburse 60% of the authorized budget) for design, construction, and monitoring of the White Oak Bayou Low Impact Development pilot project. Texas Commission on Environmental Quality is the administrator for this grant and has entered into an Agreement with the City. The City Council approved the Agreement on May 5, 2010, Ordinance No. 2010-0353.
Unlike traditional drainage infrastructure that relies on concrete pipe, Low Impact Development designs use natural features, pervious pavement or engineered swales covered with vegetation to contain and manage runoff. This project will be installed in a two-block segment. Data will be collected and evaluated to determine the effectiveness of the installed design, particularly in regard to pollutant load reductions and water quality. The maintenance feasibility, life cycle costs, neighborhood impacts and public acceptance will be evaluated to determine if a broad application in public construction and private development is feasible.

PREVIOUS HISTORY DESCRIPTION/SCOPE CONTINUED: The City Council approved the original Agreement with Rice University on March 28, 2012, Ordinance No. 2012-0249. The City Council approved the First Amendment by Ordinance 2014-0743 on July 30, 2014 for the purpose to conduct post-construction data collection and monitoring to determine the effectiveness of the installed features on storm water quality.

LOCATION: This project is along Darling Street, generally bound by T.C. Jester on the west, Reinerman Street on the east, Petty Street on the north and Larkin Street on the south. The project is located in Key Map Grid 492C.

SCOPE OF THIS AMENDMENT AND FEE: The scope of the Second Amendment extends the expiration date of the Agreement to complete the post construction data collection and performance evaluation. The data collection and performance evaluation of the Low Impact Development system is dependent on the occurrence of up to six measurable rain events. There is no fee associated with this Second Amendment.

ACTION RECOMMENDED: It is recommended that City Council approves a Second Amendment to the Agreement between the City of Houston and William Marsh Rice University.

Prior Council Action:

Ordinance No. 2010-0353: 05-05-10
Ordinance No. 2012-0249; 03-28-12
Ordinance No. 2014-0743; 07-30-14

Amount of Funding:
Amount and Source of Funding: N/A

Original (previous) appropriations of $150,300.00 from Fund 4042 – Street & Traffic Control and Storm Drainage DDSRF and $39,450.00 from Fund 5430 – Federal State Local – PWE Pass Through Fund DDSRF.

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

ATTACHMENTS:

	Description	Type
	20JV02 Agreement for Research Services Between City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project - Signed RCA	Signed Cover sheet
	20JV02 Agreement for Research Services Between City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project - Map	Backup Material
	20JV02 Agreement for Research Services Between City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project - Prior Council Action 1	Backup Material
	20JV02 Agreement for Research Services Between City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project - Prior Council Action 2	Backup Material
	20JV02 Agreement for Research Services Between City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project - Prior Council Action 3	Backup Material
	ordinance caption	Ordinance/Resolution/Motion
	signed RCA	Signed Cover sheet

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

SUBJECT: Second Amendment to Agreement for Research Services between the City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project. WBS No. M-000297-0001-3	**Page 1 of 2**	**Agenda Item #**

FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**

DIRECTOR'S SIGNATURE: Dale A Rudick Dale A. Rudick, P.E.	**Council District affected:** C JV

For additional information contact: Ravi Kaleyatodi 12/4/14 Ravi Kaleyatodi, P.E., CPM Senior Assistant Director **Phone:** (832) 395-2326	**Date and identification of prior authorizing Council action:** Ordinance No. 2010-0353; 05-05-10 Ordinance No. 2012-0249; 03-28-12 Ordinance No. 2014-0743; 07-30-14

RECOMMENDATION: (Summary)

Approve Second Amendment to the Agreement between the City of Houston and William Marsh Rice University.

Amount and Source of Funding: N/A

Original (previous) appropriations of $150,300.00 from Fund 4042 – Street & Traffic Control and Storm Drainage DDSRF and $39,450.00 from Fund 5430 – Federal State Local – PWE Pass Through Fund DDSRF.

PROJECT NOTICE/JUSTIFICATION: This project is part of the Storm Drainage Capital Improvement Plan (CIP) and is the implementation of a pilot project using leveraged partnerships to develop local data for future efforts under the Municipal Separate Storm Sewer System Permit and Total Maximum Daily Load limitations.

PREVIOUS HISTORY DESCRIPTION/SCOPE: The Environmental Protection Agency's Nonpoint Source Management Program agreed to grant the City of Houston up to $455,665.00 (reimburse 60% of the authorized budget) for design, construction, and monitoring of the White Oak Bayou Low Impact Development pilot project. Texas Commission on Environmental Quality is the administrator for this grant and has entered into an Agreement with the City. The City Council approved the Agreement on May 5, 2010, Ordinance No. 2010-0353.

Unlike traditional drainage infrastructure that relies on concrete pipe, Low Impact Development designs use natural features, pervious pavement or engineered swales covered with vegetation to contain and manage runoff. This project will be installed in a two-block segment. Data will be collected and evaluated to determine the effectiveness of the installed design, particularly in regard to pollutant load reductions and water quality. The maintenance feasibility, life cycle costs, neighborhood impacts and public acceptance will be evaluated to determine if a broad application in public construction and private development is feasible.

LTS No. 13395 **CUIC ID #20JV02**

Finance Department:	**Other Authorization:**	**Other Authorization:** Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Date	SUBJECT: Second Amendment to Agreement for Research Services between the City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project. WBS No. M-000297-0001-3	Originator's Initials	Page 2 of 2

PREVIOUS HISTORY DESCRIPTION/SCOPE CONTINUED: The City Council approved the original Agreement with Rice University on March 28, 2012, Ordinance No. 2012-0249. The City Council approved the First Amendment by Ordinance 2014-0743 on July 30, 2014 for the purpose to conduct post-construction data collection and monitoring to determine the effectiveness of the installed features on storm water quality.

LOCATION: This project is along Darling Street, generally bound by T.C. Jester on the west, Reinerman Street on the east, Petty Street on the north and Larkin Street on the south. The project is located in Key Map Grid 492C.

SCOPE OF THIS AMENDMENT AND FEE: The scope of the Second Amendment extends the expiration date of the Agreement to complete the post construction data collection and performance evaluation. The data collection and performance evaluation of the Low Impact Development system is dependent on the occurrence of up to six measurable rain events. There is no fee associated with this Second Amendment.

ACTION RECOMMENDED: It is recommended that City Council approves a Second Amendment to the Agreement between the City of Houston and William Marsh Rice University.

DAR:DRM:RK:DPS:CH:JV:klw

H:\design\STORM WATER ENGINEERING\SECTION\00 - PROJECTS\Cottage Grove LID (M-0297-1) - D11_C12\1.0 RICE U AGREEMENT\Amendment 2\RCA Amend#2 20JV02.doc

c: Files:M-000297-0001-3 (RCA 1.2)

Request for Council Action
Routing Form

SUBJECT: Second Amendment to Agreement for Research Services between the City of Houston and William Marsh Rice University for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project.
WBS No. M-000297-0001-3

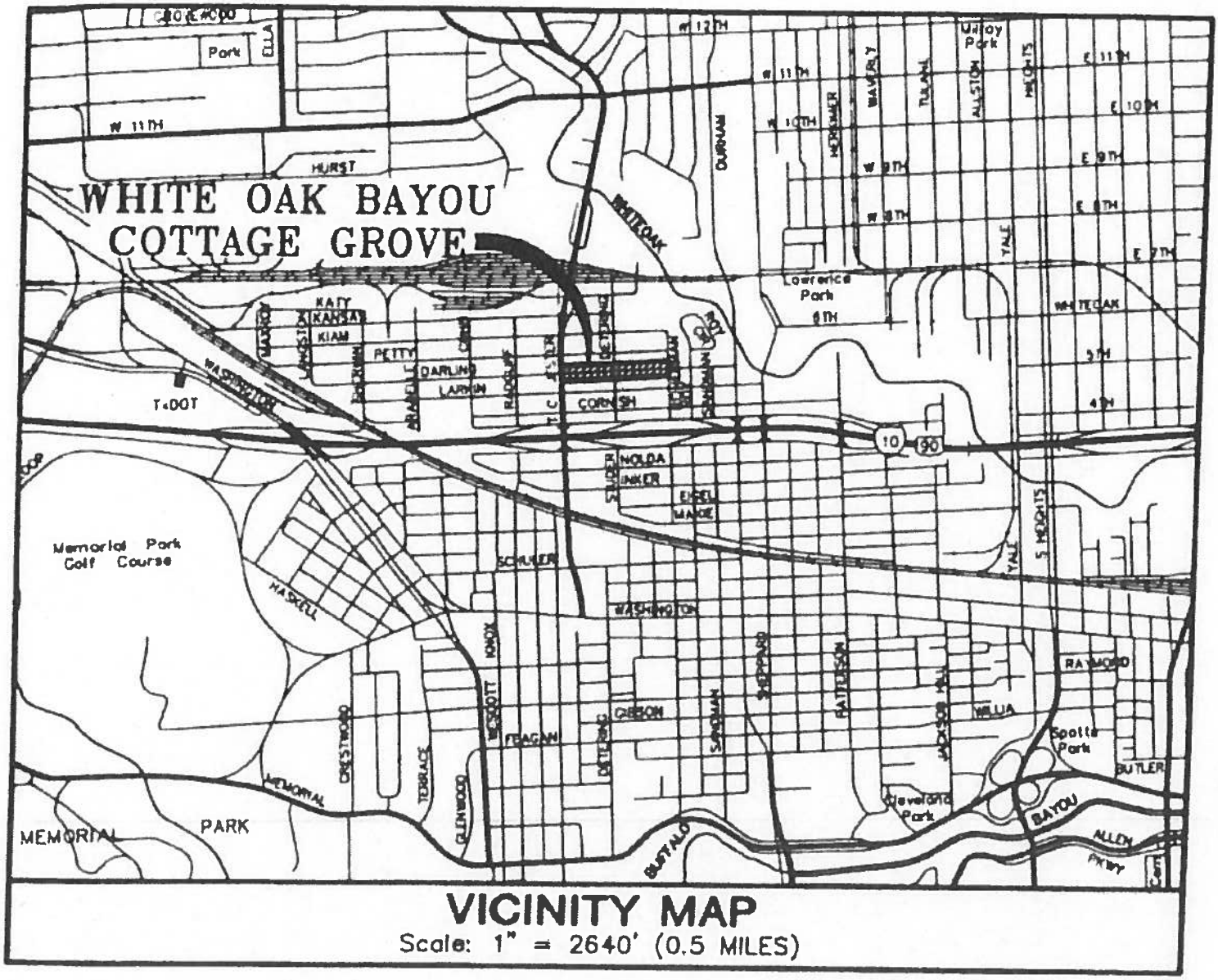
RECOMMENDATION: Approve Second Amendment to the Agreement between the City of Houston and William Marsh Rice University.

		CUIC ID# 20JV02
COUNCIL AGENDA DATE: _____, 2014	(Circle One) Motion Resolution (Ordinance)	Originator/Prime Author: Jason Vo Phone # (832) 395-2336

Routing Order: (Originator/Prime Author specified by Name)	Date/Time Received	Date/Time Transmitted	Comments
Managing Engineer, PW&E *Dane Schneider, P.E.* *(832) 395-2288*	12-01-2014	12-01-2014	
Senior Assistant Director, PW&E *Ravi Kaleyatodi, P.E., CPM* *(832) 395-2326*	12/1/14	12/1/14	RK
Fiscal Management & Budget *Mai Pham* *(832) 395-2615*	N/A	N/A	
Deputy Director, Engineering` and Construction Division *Daniel R. Menendez, P.E.* *(832) 395-2201*		12/2/14	
Agenda Coordinator *Ruth Gonzales* *(832) 395-2458* PG	12-5-14	12-5-14	
Chief of Staff, PW&E *Howard Hilliard* *(832) 395-2518*	12.5.14	12.5.14	
Director, PW&E *Dale Rudick, P.E.* (832) 395-2500 DR	12.9.14	12.9.14	
Finance Department			
Agenda Director *Marta Crinejo* *(832) 393-1091*			
City Secretary's Office *(832) 393-1100*		[redacted]	

M.P.

H:\design\STORM WATER ENGINEERING\SECTION\00 - PROJECTS\Cottage Grove LID (M-0297-1) - D11_C12\1.0 RICE U AGREEMENT\Amendment 2\RCA Route Amend#2 20JV02.doc



VICINITY MAP

Scale: 1" = 2640' (0.5 MILES)

EXHIBIT 1
White Oak Bayou/Cottage Grove Subdivision LID Project
M-0286
WBS NO. M-000297-0001-3

COUNCIL DISTRICT "C"
DECEMBER, 2014

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects

Agenda Item#: 36.

Summary:
ORDINANCE appropriating $20,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and $20,000.00 out of Metro Projects Construction DDSRF; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **ARKK ENGINEERS, LLC** for Paving and Drainage Construction Projects

Background:
PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plant (CIP) for Paving and Drainage Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Paving and Drainage Construction Projects.

SCOPE of CONTRACT and FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of of the Department of Public Works and Engineering.

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

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: ARKK Engineers, LLC has proposed the following firms to achieve the 24% M/WBE goal for this project.

NAME of FIRM	WORK DESCRIPTION	PERCENTAGE
KIT Professional, Inc.	Inspection/ Administration Services	24%

Amount of Funding:
$20,000.00 - Street and Traffic Control and Storm Drainage DDSRF Fund (4042)
$20,000.00 - Metro Projects Construction DDSRF Fund (4040)

Source of Funding:
Enterprise Fund

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

ATTACHMENTS:

	Description	Type
	20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects - RCA	Signed Cover sheet
	20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects - SAP Documents	Financial Information

20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects Fair Campaign Ordinance Form B	Backup Material
20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects Fair Campaign Ordinance Form A	Backup Material
20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects - Pay or Play Documents	Backup Material
20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects - ARKK LOI Letter to KIT Professionals	Backup Material
20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects Affidavit of Ownership	Backup Material
20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects Tax Report	Backup Material
20HA343-ARKK Engineers, LLC - Paving and Drainage Construction Projects Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and ARKK Engineers, LLC for Paving and Drainage Construction Projects; WBS No. M-430220-0023-4 and N-320668-0032-4.	**Page 1 of 1**	**Agenda Item #**
FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Dale A. Rudick, Dale A. Rudick, P.E., Director	**Council District affected:** All RJM	
For additional information contact: Joseph T. Myers, P.E. 10/28/14 Senior Assistant Director **Phone:** (832) 395-2355	**Date and identification of prior authorizing Council action:** N/A	

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with ARKK Engineers, LLC, and appropriate funds.

Amount and Source of Funding: $20,000.00 – Street and Traffic Control and Storm Drainage DDSRF Fund No. 4042 and $20,000.00 – Metro Projects Construction DDSRF Fund No. 4040. M.P. 10/29/2014

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Paving and Drainage Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Paving and Drainage Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: ARKK Engineers, LLC has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	KIT Professional, Inc.	Inspection/ Administrative Services	24%

DAR:DRM:JTM:RJM:pj RJM

LTS No. 13194 **REQUIRED AUTHORIZATION** 20HA343

Finance Department:	Other Authorization:	Other Authorization:
		Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Request for Council Action
Routing Form

(RCA) SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and ARKK Engineers, LLC for Paving and Drainage Construction Projects; M-430220-0023-4 and N-320668-0032-4.

(RCA) RECOMMENDATION: (Summary) Approve a Professional Construction Management and Inspection Services Contract with ARKK Engineers, LLC, and appropriate funds.

			CUIC ID# 20HA343
COUNCIL AGENDA DATE:_____,2014		(Circle One) Motion Resolution (Ordinance)	Originator/Prime Author R. Jeff Masek, P.E. RJM Phone # (832) 395-2387
Routing Order: (Originator/Prime Author specifies by Name)	**Date/time Received**	**Date/time Transmitted**	**Comments:**
Managing Engineer, PW&E *R. Jeff Masek, P.E.* RJM *(832) 395-2387*	10/22/2014 8:40 AM	10/22/2014 8:45 AM	
Senior Assistant Director, PW&E *Joseph T. Myers, P.E.* *(832) 395-2355*	10/23/14	10/23/14	
Fiscal Management Division *Mai Pham* M.P. *(832) 395-2615*	10/29/14	10/29/14	
Deputy Director, EC, PW&E *Daniel R. Menendez, P.E.* *(832) 395-2201*	10/29/14	10/31/14	
Agenda Coordinator *Ruth Gonzales* *(832) 395-2458*	10/31/14 GN for RG	11/3/14 GN for RG	
Chief of Staff, PW&E *Howard Hilliard* (832) 395-2518	11.3.14	11.3.14	
Director, PW&E *Dale A. Rudick, P.E.* DR *(832) 395-2500*	11-3-14	11-3-14	
Agenda Director *Marta Crinejo* *(832) 393-1091*			
City Secretary's Office *Anna Russell* *(832) 393-1100*			

H:\E&C Construction\NSC\CM's\ARKK\RCA Routing Form.doc

15454

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/17/2014

20HA348 - Othon, Inc. - Water and Wastewater Construction Projects

Agenda Item#: 37.

Summary:
ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **OTHON, INC** for Water and Wastewater Construction Projects

Background:
SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and Othon, Inc. for Water and Wastewater Construction Projects; WBS No. S-000020-0020-4 and R-000020-0020-4

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with Othon, Inc., and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Water and Wastewater Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Water and Wastewater Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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. Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required. M/WBE

PARTICIPATION: Othon, Inc. has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	Isani Consultants, L.P.	Inspection/Administrative Services	12%
2.	Gunda Corporation	Inspection/Administrative Services	12%

DAR:DRM:JTM:PK:ha

Amount of Funding:
Amount and Source of Funding: $40,000.00 - Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:
Joseph T. Myers, P.E.
Senior Assistant Director **Phone:** (832) 395-2355

ATTACHMENTS:

Description	Type
20HA348 - Water and Wastewater Construction Projects - Signed RCA	Signed Cover sheet
20HA348 - Water and Wastewater Construction Projects - SAP Documents	Financial Information
20HA348 - Water and Wastewater Construction Projects - Fair Campaign Ordinance	Backup Material
20HA348 - Water and Wastewater Construction Projects - Fair Campaign Ordinance Form a	Backup Material
20HA348 - Water and Wastewater Construction Projects - Tax Report	Backup Material
20HA348 - Water and Wastewater Construction Projects - Affidavit of Ownership	Backup Material
20HA348 - Water and Wastewater Construction Projects - Isani Letter of Intent	Backup Material
20HA348 - Water and Wastewater Construction Projects - Gunda Letter of Intent	Backup Material
20HA348 - Othon, Inc. - Water and Wastewater Construction Projects Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and Othon, Inc. for Water and Wastewater Construction Projects; WBS No. S-000020-0020-4 and R-000020-0020-4.	**Page 1 of 1**	**Agenda Item #**
FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E., Director	**Council District affected:** All	
For additional information contact: Joseph T. Myers 11/6/14 Joseph T. Myers, P.E. Senior Assistant Director **Phone:** (832) 395-2355	**Date and identification of prior authorizing Council action:** N/A	

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with Othon, Inc., and appropriate funds.

Amount and Source of Funding: $40,000.00 - Water and Sewer System Consolidated Construction Fund No. 8500. MP 11/6/2014

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Water and Wastewater Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Water and Wastewater Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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.

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: Othon, Inc. has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	Isani Consultants, L.P.	Inspection/ Administrative Services	12%
2.	Gunda Corporation	Inspection/ Administrative Services	12%

DAR:DRM:JTM:PK:ha

LTS No. 13221 **REQUIRED AUTHORIZATION** **20HA348**

Finance Department:	**Other Authorization:**	**Other Authorization:**
	Jun Chang Jun Chang, P.E., D. WRE, Deputy Director Public Utility Division	Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby this reference.

( ) Other – Grant Funds Available.

Date:_____, 20___ City Controller of the City of Houston, Texas

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No._____

AN ORDINANCE APPROPRIATING THE SUM OF $40,000.00 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; APPROVING AND AUTHORIZING A PROFESSIONAL CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES AGREEMENT BETWEEN THE CITY OF HOUSTON AND OTHON, INC. FOR WATER AND WASTEWATER CONSTRUCTION PROJECTS; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum of money set out in the title of this Ordinance, out of the funds set out in such title for the purpose set out in such title.

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

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

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

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

PASSED AND ADOPTED this _____ day of _____, 20___.

APPROVED this _____ day of _____, 20___.

_____
Mayor of the City of Houston, Texas.

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the

foregoing Ordinance is _____.

_____
City Secretary

(Prepared by Legal Dept. _____)
(ARC/dg 12/10/2014) Assistant City Attorney
(Requested by Dale A. Rudick, P.E., Director, Department of Public Works & Engineering)
(L.D. File No. 0811400070001)
G:\CONTRACT\DLG\ARC\Ordinances\2014 Othon, Inc. CMI Contract.doc

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of $40,000.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

(1) The sum of $40,000.00 will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

(2) To the extent that the $40,000.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller

Water.Cer8500

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/1/2014

20HA345 - CB & I ENVIRONMENTAL & INFRASTRUCTURE, INC. - Water Facility Construction Projects CB&I Environmental & Infrastructure

Agenda Item#: 38.

Summary:
ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **CB & I ENVIRONMENTAL & INFRASTRUCTURE, INC** for Water Facility Construction Projects

Background:
RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with CB&I Environmental & Infrastructure, Inc., and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Water Facility Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Water Facility Construction Projects.
LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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.

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: CB&I Environmental & Infrastructure, Inc. has proposed the following firms to achieve the 24% M/WBE goal for this project.

NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1. Gunda Corporation, LLC	Inspection/Administrative Services	8%
2. KIT Professional, Inc.	Inspection/Administrative Services	8%
3. ATSER, Inc.	Inspection/Administrative Services	8%

Amount of Funding:
$40,000.00 - Water and Sewer System Consolidated Construction Fund (8500)

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

ATTACHMENTS:

	Description	Type
	20HA345 - Water Facility Construction Projects CB&I Environmental & Infrastructure - Signed RCA	Signed Cover sheet
	20HA345 - Water Facility Construction Projects CB&I Environmental & Infrastructure - SAP Documents	Financial Information
	20HA345 - Water Facility Construction Projects CB&I Environmental & Infrastructure Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and CB&I Environmental & Infrastructure, Inc. for Water Facility Construction Projects; WBS No. S-000020-0025-4.	**Page 1 of 1**	**Agenda Item #**

FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**

DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E., Director	**Council District affected:** All
For additional information contact: Joseph T. Myers 11/14/14 Joseph T. Myers, P.E. Senior Assistant Director **Phone:** (832) 395-2355	**Date and identification of prior authorizing Council action:** N/A

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with CB&I Environmental & Infrastructure, Inc., and appropriate funds.

Amount and Source of Funding: $40,000.00 - Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Water Facility Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Water Facility Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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.

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: CB&I Environmental & Infrastructure, Inc. has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	Gunda Corporation, LLC	Inspection/ Administrative Services	8%
2.	KIT Professional, Inc.	Inspection/ Administrative Services	8%
3.	ATSER, Inc.	Inspection/ Administrative Services	8%

DAR:DRM:JTM:SKF:ha

LTS No. 13201 **REQUIRED AUTHORIZATION** **20HA345**

Finance Department:	**Other Authorization:** Jun Chang Jun Chang, P.E., D. WRE, Deputy Director Public Utility Division	**Other Authorization:** Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Request for Council Action
Routing Form

(RCA) SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and CB&I Environmental & Infrastructure, Inc. for Water Facility Construction Projects; S-000020-0025-4.

(RCA) RECOMMENDATION: (Summary) Approve a Professional Construction Management and Inspection Services Contract with CB&I Environmental & Infrastructure, Inc., and appropriate funds.

			CUIC ID# 20HA345
COUNCIL AGENDA DATE:_____,2014		(Circle One) Motion Resolution Ordinance	Originator/Prime Author: Sik Kwan Fung, P.E. Phone # (832)395-2366
Routing Order: (Originator/Prime Author specifies by Name)	Date/time Received	Date/time Transmitted	Comments:
Managing Engineer, PW&E *Sik Kwan Fung, P.E.* *(832) 395-2366*	SKF 10/21/14		
Senior Assistant Director, PW&E *Joseph T. Myers, P.E.* *(832) 395-2355*	10/23/14	10/23/14	
Fiscal Management Division *Mai Pham* *(832) 395-2615*	11/07/2014	11/07/2014	
Deputy Director, PUD, PW&E *Jun Chang, P.E., D.WRE* *(832) 395-2464*		11/19/14	
Deputy Director, EC, PW&E *Daniel R. Menendez, P.E.* *(832) 395-2201*	11/14/14	11/14/14	
Agenda Coordinator *Ruth Gonzales* *(832) 395-2458*	11-24-14	11-24-14	
Chief of Staff, PW&E *Howard Hilliard* (832) 395-2518	11.24.14	11.24.14	
Director, PW&E *Dale A. Rudick, P.E.* *(832) 395-2500*	11.25.14	11.25.14	11-26-14
Agenda Director *Marta Crinejo* *(832) 393-1091*			
City Secretary's Office *Anna Russell* *(832) 393-1100*			

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby this reference.

( ) Other – Grant Funds Available.

Date:_____, 20___ City Controller of the City of Houston, Texas

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No._____

AN ORDINANCE APPROPRIATING THE SUM OF $40,000.00 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; APPROVING AND AUTHORIZING A PROFESSIONAL CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES AGREEMENT BETWEEN THE CITY OF HOUSTON AND CB & I ENVIRONMENTAL & INFRASTRUCTURE, INC. FOR WATER FACILITY CONSTRUCTION PROJECTS; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum of money set out in the title of this Ordinance, out of the funds set out in such title for the purpose set out in such title.

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

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

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

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

PASSED AND ADOPTED this _____ day of _____, 20___.

APPROVED this _____ day of _____, 20___.

_____
Mayor of the City of Houston, Texas.

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the

foregoing Ordinance is _____.

_____
City Secretary

(Prepared by Legal Dept. _____)
(ARC/dg 11/26/2014) Assistant City Attorney
(Requested by Dale A. Rudick, P.E., Director, Department of Public Works & Engineering)
(L.D. File No. 0811400064001)
G:\CONTRACT\DLG\ARC\Ordinances\2014 CB & I Environmental. CMI Contract.doc

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of $40,000.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

(1) The sum of $40,000.00 will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

(2) To the extent that the $40,000.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller

Water.Cer8500

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/17/2014

20HA346 - Sowells Construction Management and Inspection, LLC - Large Diameter Water Line Projects

Agenda Item#: 39.

Summary:
ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **SOWELLS CONSTRUCTION MANAGEMENT AND INSPECTION, LLC** for Large Diameter Water Line Projects

Background:
SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and Sowells Construction Management and Inspection, LLC for Large Diameter Water Line Projects; WBS No. S-000900-0170-4

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with Sowell Construction Management and Inspection, LLC. and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Large Diameter Water Line Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Large Diameter Water Line Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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.

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: Sowell Construction Management and Inspection, LLC. has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	KIT Professional, Inc.	Inspection/ Administrative Services	12%
2.	Omega Engineers, Inc.	Inspection/ Administrative Services	12%

DAR:DRM:JTM:PK:ha

Amount of Funding:
Amount and Source of Funding: $40,000.00 - Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:
Joseph T. Myers, P.E.
Senior Assistant Director **Phone:** (832) 395-2355

ATTACHMENTS:

	Description	Type
	20HA346 - Sowells Construction Management and Inspection, LLC - Large Diameter Water Line Projects RCA	Backup Material
	20HA346 - Large Diameter Water Line Projects - Fair Campaign Ordinance	Backup Material
	20HA346 - Large Diameter Water Line Projects - Fair Campaign Ordinance Form A	Backup Material
	20HA346 - Large Diameter Water Line Projects - Pay or Play Documents	Backup Material
	20HA346 - Large Diameter Water Line Projects - Middleton Brown LOI	Backup Material
	20HA346 - Large Diameter Water Line Projects - Isani LOI	Backup Material
	20HA346 - Large Diameter Water Line Projects - Affidavit of Control or Ownership	Backup Material
	20HA346 - Large Diameter Water Line Projects - Tax Report	Backup Material
	20HA346 - Sowells Construction Management and Inspection, LLC - Large Diameter Water Line Projects Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and Sowells Construction Management and Inspection, LLC for Large Diameter Water Line Projects; WBS No. S-000900-0170-4.	**Page 1 of 1**	**Agenda Item #**

FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E., Director	**Council District affected:** All	
For additional information contact: Joseph T. Myers 11/6/14 Joseph T. Myers, P.E. Senior Assistant Director **Phone:** (832) 395-2355	**Date and identification of prior authorizing Council action:** N/A	

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with Sowell Construction Management and Inspection, LLC. and appropriate funds.

Amount and Source of Funding: $40,000.00 - Water and Sewer System Consolidated Construction Fund No. 8500. M.P. 11/6/2014

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Large Diameter Water Line Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Large Diameter Water Line Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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.

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: Sowell Construction Management and Inspection, LLC. has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	KIT Professional, Inc.	Inspection/ Administrative Services	12%
2.	Omega Engineers, Inc.	Inspection/ Administrative Services	12%

DAR:DRM:JTM:PK:ha

LTS No. 13206 **REQUIRED AUTHORIZATION** **20HA346**

Finance Department:	**Other Authorization:**	**Other Authorization:**
	Jun Chang Jun Chang, P.E., D. WRE, Deputy Director Public Utility Division	 Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Request for Council Action
Routing Form

(RCA) SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and Sowells Construction Management & Inspection, LLC for Large Diameter Water Line Projects; S-000900-0170-4.

(RCA) RECOMMENDATION: (Summary) Approve a Professional Construction Management and Inspection Services Contract with Sowells Construction Management & Inspection, LLC, and appropriate funds.

		CUIC ID# 20HA346
COUNCIL AGENDA DATE:_____,2014	**(Circle One)** Motion Resolution (Ordinance)	Originator/Prime Author: Parmjit Kang, P.E. Phone # (832)395-2368

Routing Order: (Originator/Prime Author specifies by Name)	Date/time Received	Date/time Transmitted	Comments:
Managing Engineer, PW&E *Parmjit Kang, P.E.* *(832) 395-2368*		PSK 10/27/14	
Senior Assistant Director, PW&E *Joseph T. Myers, P.E.* *(832) 395-2355*	10/27/14	10/27/14	
Fiscal Management Division *Mai Pham* *(832) 395-2615* M.P.	11/4/14	11/4/14	
Deputy Director, PUD, PW&E *Jun Chang, P.E., D.WRE* *(832) 395-2464* JC		11/12/14	
Deputy Director, EC, PW&E *Daniel R. Menendez, P.E.* *(832) 395-2201*	11/6/14	11/7/14	
Agenda Coordinator *Ruth Gonzales* *(832) 395-2458* RG	11-13-14	11-13-14	
Chief of Staff, PW&E *Howard Hilliard* (832) 395-2518	11.14.14	11.14.14	
Director, PW&E *Dale A. Rudick, P.E.* *(832) 395-2500* DR	11.14.14	11.14.14	Exactly 11-17-14
Agenda Director *Marta Crinejo* *(832) 393-1091*			
City Secretary's Office *Anna Russell* *(832) 393-1100*			

H:\E&C Construction\ESC\CMs\CM Contracts\2015\SCMI\RCA\RCA Routing Form.doc

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby this reference.

( ) Other – Grant Funds Available.

Date:_____, 20___ City Controller of the City of Houston, Texas

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No._____

AN ORDINANCE APPROPRIATING THE SUM OF $40,000.00 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; APPROVING AND AUTHORIZING A PROFESSIONAL CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES AGREEMENT BETWEEN THE CITY OF HOUSTON AND SOWELLS CONSTRUCTION MANAGEMENT AND INSPECTION, LLC FOR LARGE DIAMETER WATER LINE PROJECTS; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum of money set out in the title of this Ordinance, out of the funds set out in such title for the purpose set out in such title.

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

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

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

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

PASSED AND ADOPTED this _____ day of _____, 20___.

APPROVED this _____ day of _____, 20___.

_____
Mayor of the City of Houston, Texas.

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the

foregoing Ordinance is _____.

_____
City Secretary

(Prepared by Legal Dept. _____)
(ARC/dg 12/10/2014) Assistant City Attorney
(Requested by Dale A. Rudick, P.E., Director, Department of Public Works & Engineering)
(L.D. File No. 0811400071001)
G:\CONTRACT\DLG\ARC\Ordinances\2014 Sowells Construction CMI Contract.doc

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of $40,000.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

(1) The sum of $40,000.00 will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

(2) To the extent that the $40,000.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller

Water.Cer8500

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/18/2014

20HA341 - Wastewater Facility Construction Projects - IDS ENGINEERING GROUP, INC. -

Agenda Item#: 40.

Summary:
ORDINANCE appropriating $40,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **IDS ENGINEERING GROUP, INC** for Wastewater Facility Construction Projects

Background:
SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and IDS Engineering Group, Inc. for Wastewater Facility Construction Projects; WBS No. R-000020-0024-4.

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with IDS Engineering Group, Inc., and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Wastewater Facility Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Wastewater Facility Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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.

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: IDS Engineering Group, Inc. has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	Kalluri Group, Inc.	Inspection/ Administrative Services	8%
2.	KIT Professional, Inc.	Inspection/ Administrative Services	8%
3.	Project Surveillance, Inc.	Inspection/ Administrative Services	8%

DAR:DRM:JTM:SKF:ha

Amount of Funding:
Amount and Source of Funding: $40,000.00 - Water and Sewer System Consolidated Construction Fund No. 8500.

Contact Information:
Joseph T. Myers, P.E.
Senior Assistant Director **Phone:** (832) 395-2355

ATTACHMENTS:

	Description	Type
🗋	20HA341 - Wastewater Facility Construction Projects - IDS ENGINEERING GROUP, INC. -	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - SAP Documents	Financial Information
🗋	20HA341 - Wastewater Facility Construction Projects - Fair Campaign Ordinance	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - Fair Campaign Ordinance Form A	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - Pay or Play Documents	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - KIT LOI	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - Project Surveillance LOI	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - Kalluri LOI	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - Affidavit of Ownership or Control	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects - Tax Report	Backup Material
🗋	20HA341 - Wastewater Facility Construction Projects Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and IDS Engineering Group, Inc. for Wastewater Facility Construction Projects; WBS No. R-000020-0024-4.	**Page 1 of 1**	**Agenda Item #**

FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**

DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E., Director	**Council District affected:** All
For additional information contact: Joseph T. Myers 11/6/14 Joseph T. Myers, P.E. Senior Assistant Director **Phone:** (832) 395-2355	**Date and identification of prior authorizing Council action:** N/A

RECOMMENDATION: (Summary) Approve Professional Construction Management and Inspection Services Contract with IDS Engineering Group, Inc., and appropriate funds. M.P. 11/6/2014

Amount and Source of Funding: $40,000.00 - Water and Sewer System Consolidated Construction Fund No. 8500.

PROJECT NOTICE/JUSTIFICATION: This project is a part of the City's Capital Improvement Plan (CIP) for Wastewater Facility Construction projects.

DESCRIPTION/SCOPE: This Contract provides for Construction Management and Inspection Services for the Construction Branch of the Department of Public Works and Engineering in connection with Wastewater Facility Construction Projects.

LOCATION: The projects are located throughout the City of Houston.

SCOPE OF CONTRACT AND FEE: This contract will provide Construction Management and Inspection Services, including contract administration, processing pay estimates, coordinating schedules, evaluating proposals and change orders, site representation, inspection, document control, project closeout, and other tasks requested by the Director of the Department of Public Works and Engineering.

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.

Project funding for construction management services will be appropriated with the construction contract award. The requested appropriation of $40,000.00 will provide for limited pre-construction review and preparation as required.

M/WBE PARTICIPATION: IDS Engineering Group, Inc. has proposed the following firms to achieve the 24% M/WBE goal for this project.

	NAME OF FIRM	WORK DESCRIPTION	PERCENTAGE
1.	Kalluri Group, Inc.	Inspection/ Administrative Services	8%
2.	KIT Professional, Inc.	Inspection/ Administrative Services	8%
3.	Project Surveillance, Inc.	Inspection/ Administrative Services	8%

DAR:DRM:JTM:SKF:ha

LTS No.13200 **REQUIRED AUTHORIZATION** 20HA341

Finance Department:	**Other Authorization:** Jun Chang Jun Chang, P.E., D. WRE, Deputy Director Public Utility Division	**Other Authorization:** Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

Request for Council Action
Routing Form

(RCA) SUBJECT: Professional Construction Management and Inspection Services Contract between the City of Houston and IDS Engineering Group, Inc. for Wastewater Facility Construction Projects; R-000020-0024-4.

(RCA) RECOMMENDATION: (Summary) Approve a Professional Construction Management and Inspection Services Contract with IDS Engineering Group, Inc., and appropriate funds.

COUNCIL AGENDA DATE:_____,2014		**(Circle One)** Motion Resolution (Ordinance)	CUIC ID# 20HA341 Originator/Prime Author: Sik Kwan Fung, P.E. Phone # (832) 395-2366
Routing Order: (Originator/Prime Author specifies by Name)	Date/time Received	Date/time Transmitted	Comments:
Managing Engineer, PW&E *Sik Kwan Fung, P.E.* *(832) 395-2366*	SKF 10/17/14		
Senior Assistant Director, PW&E *Joseph T. Myers, P.E.* *(832) 395-2355*	10/23/14	10/23/14	
Fiscal Management Division *Mai Pham* *(832) 395-2615* M.P.	11/5/14	11/5/14	
Deputy Director, PUD, PW&E *Jun Chang, P.E., D.WRE* *(832) 395-2464*		11/12/14	
Deputy Director, EC, PW&E *Daniel R. Menendez, P.E.* *(832) 395-2201*	11/6/14	11/7/14	
Agenda Coordinator *Ruth Gonzales* *(832) 395-2458* RG	11-13-14	11-13-14	
Chief of Staff, PW&E *Howard Hilliard* (832) 395-2518	11.14.14	11.14.14	
Director, PW&E *Dale A. Rudick, P.E.* *(832) 395-2500* DR	11.14.14	11.14.14	E&C/RG 11-17-14
Agenda Director *Marta Crinejo* *(832) 393-1091*			
City Secretary's Office *Anna Russell* *(832) 393-1100*			

H:\E&C Construction\Facilities\CMs\IDS-2014\RCA\RCA Routing Form.doc

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby this reference.

( ) Other – Grant Funds Available.

Date:_____, 20___ City Controller of the City of Houston, Texas

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No._____

AN ORDINANCE APPROPRIATING THE SUM OF $40,000.00 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; APPROVING AND AUTHORIZING A PROFESSIONAL CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES AGREEMENT BETWEEN THE CITY OF HOUSTON AND IDS ENGINEERING GROUP, INC. FOR WASTEWATER FACILITY CONSTRUCTION PROJECTS; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum of money set out in the title of this Ordinance, out of the funds set out in such title for the purpose set out in such title.

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

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

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

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

PASSED AND ADOPTED this _____ day of _____, 20___.

APPROVED this _____ day of _____, 20___.

_____
Mayor of the City of Houston, Texas.

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the

foregoing Ordinance is _____.

_____
City Secretary

(Prepared by Legal Dept. _____)
(ARC/dg 12/2/2014) Assistant City Attorney
(Requested by Dale A. Rudick, P.E., Director, Department of Public Works & Engineering)
(L.D. File No. 0811400065001)
G:\CONTRACT\DLG\ARC\Ordinances\2014 IDS Engineering. CMI Contract.doc

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of $40,000.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

(1) The sum of $40,000.00 will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

(2) To the extent that the $40,000.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller

Water.Cer8500

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/4/2014

20SIK61 Safe Sidewalk Work Authorization Project - IIU-FEI SAFE SIDEWALK JV

Agenda Item#: 41.

Summary:
ORDINANCE appropriating $2,227,200.00 out of Metro Construction - Other, awarding contract to **IIU-FEI SAFE SIDEWALK JV** for Safe Sidewalk Program Work Authorization Project; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing services, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Metro Construction - Other

Background:
SUBJECT:
Contract Award for Safe Sidewalk Program,Work Authorization Project. WBS No. N-320610-0003-4

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

PROJECT NOTICE/JUSTIFICATION: This project is part of the continuing effort by the City to construct request-based sidewalks throughout the City of Houston to meet the needs of its residents.

DESCRIPTION/SCOPE: The project provides for the construction of sidewalk improvements at various locations. This is a work order contract where projects will be assigned as they are designed in-house. The Contract duration for this project is 365 calendar days.
LOCATION: The project is located in various Key Map Grids.

BIDS: This project was advertised for bidding on September 19, 2014. Bids were received on October 9, 2014. The three bids are as follows:

	Bidder	Bid Amount
1.	IIU-FEI Safe Sidewalk JV	$ 1,891,245.50
2.	P^2MG, LLC dba P2MG, LLC	$ 2,097,550.00
3.	Tikon Group, Inc.	$ 2,529,423.00

AWARD: It is recommended that this construction contract be awarded to IIU-FEI Safe Sidewalk JV with a low bid of $1,891,245.50 and that Addendum 1 be made a part of this contract.

PROJECT COST: The total cost of this project is $2,227,200.00 to be appropriated as follows:

·	Bid Amount	$1,891,245.50
·	Contingencies	$ 94,562.27
·	Engineering and Testing Services	$ 90,000.00
·	CIP Cost Recovery	$ 151,392.23

Engineering and Testing Services will be provided by Austin-Reed Engineers, LLC under a previously approved contract.

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

PAY OR PLAY PROGRAM:
The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for

employees of City contractors. In this case, the contractor has elected to pay into the Contractor Responsibility Fund in compliance with City policy.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 9% MBE goal and 6% WBE goal for this project.

MBE – Name of Firms	Work Description	Amount	% of Contract
Castec Construction LLC	Concrete Construction	$170,190.00	9.00%
WBE – Name of Firms	Work Description	Amount	% of Contract
Chavez Service Companies, Inc.	Landscape and Restoration	$113,460.00	6.00%
	TOTAL	**$283,650.00**	**15.00%**

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

Amount of Funding:
$2,227,200.00 - METRO Construction – Other Fund (4040A)

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

ATTACHMENTS:

	Description	Type
	20SIK61 Safe Sidewalk Work Authorization Project - Signed RCA	Signed Cover sheet
	20SIK61 Safe Sidewalk Work Authorization Project - Maps	Backup Material
	20SIK61 Safe Sidewalk Work Authorization Project - SAP Documents	Financial Information
	20SIK61 Safe Sidewalk Work Authorization Project - Fair Campaign Ordinance Form A	Backup Material
	20SIK61 Safe Sidewalk Work Authorization Project - Fair Campaign Ordinance Form B	Backup Material
	20SIK61 Safe Sidewalk Work Authorization Project - Affidavit of Ownership	Backup Material
	20SIK61 Safe Sidewalk Work Authorization Project - Delinquent Tax Report	Backup Material
	20SIK61 Safe Sidewalk Work Authorization Project - POP Documents and LOIs	Backup Material
	20SIK61 Safe Sidewalk Work Authorization Project - Resolution or Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: Contract Award for Safe Sidewalk Program,Work Authorization Project. WBS No. N-320610-0003-4	**Page 1 of 2**	**Agenda Item #**

FROM: (Department or other point of origin): Department of Public Works and Engineering	**Origination Date:**	**Agenda Date:**
Director's Signature: Dale A. Rudick Dale A. Rudick, P.E.	**Council District affected:** All	
For additional information contact: Ravi Kaleyatodi 11/12/14 Ravi Kaleyatodi, P.E., CPM **Phone:** (832) 395-2326 Senior Assistant Director	**Date and identification of prior authorizing Council action:**	

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

Amount and Source of Funding: $2,227,200.00 from Fund 4040A - METRO Construction – Other. M.F. 11/24/14

PROJECT NOTICE/JUSTIFICATION: This project is part of the continuing effort by the City to construct request-based sidewalks throughout the City of Houston to meet the needs of its residents.

DESCRIPTION/SCOPE: The project provides for the construction of sidewalk improvements at various locations. This is a work order contract where projects will be assigned as they are designed in-house. The Contract duration for this project is 365 calendar days.

LOCATION: The project is located in various Key Map Grids.

BIDS: This project was advertised for bidding on September 19, 2014. Bids were received on October 9, 2014. The three bids are as follows:

	Bidder	Bid Amount
1.	IIU-FEI Safe Sidewalk JV	$ 1,891,245.50
2.	P^2MG, LLC dba P2MG, LLC	$ 2,097,550.00
3.	Tikon Group, Inc.	$ 2,529,423.00

AWARD: It is recommended that this construction contract be awarded to IIU-FEI Safe Sidewalk JV with a low bid of $1,891,245.50 and that Addendum 1 be made a part of this contract.

LTS No.13231 **REQUIRED AUTHORIZATION** **CUIC ID #20SIK61**

Finance Department:	**Other Authorization:**	**Other Authorization:**
		Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

REV. 3/06

PROJECT COST: The total cost of this project is $2,227,200.00 to be appropriated as follows:

• Bid Amount	$1,891,245.50
• Contingencies	$ 94,562.27
• Engineering and Testing Services	$ 90,000.00
• CIP Cost Recovery	$ 151,392.23

Engineering and Testing Services will be provided by Austin-Reed Engineers, LLC under a previously approved contract.

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

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

M/WBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 9% MBE goal and 6% WBE goal for this project.

MBE - Name of Firms	Work Description	Amount	% of Contract
Castec Construction LLC	Concrete Construction	$170,190.00	9.00%

WBE - Name of Firms	Work Description	Amount	% of Contract
Chavez Service Companies, Inc.	Landscape and Restoration	$113,460.00	6.00%
	TOTAL	**$283,650.00**	**15.00%**

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

DAR:DRM:RK:MS:SK:as

ec: File No. N-320610-0003-4

Request for Council Action
Routing Form

(RCA) **SUBJECT:** Contract Award for Safe Sidewalk Program, Work Authorization Project.
WBS No. N-320610-0003-4

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

CUIC ID# 20SIK61

COUNCIL AGENDA DATE: _____, 2014

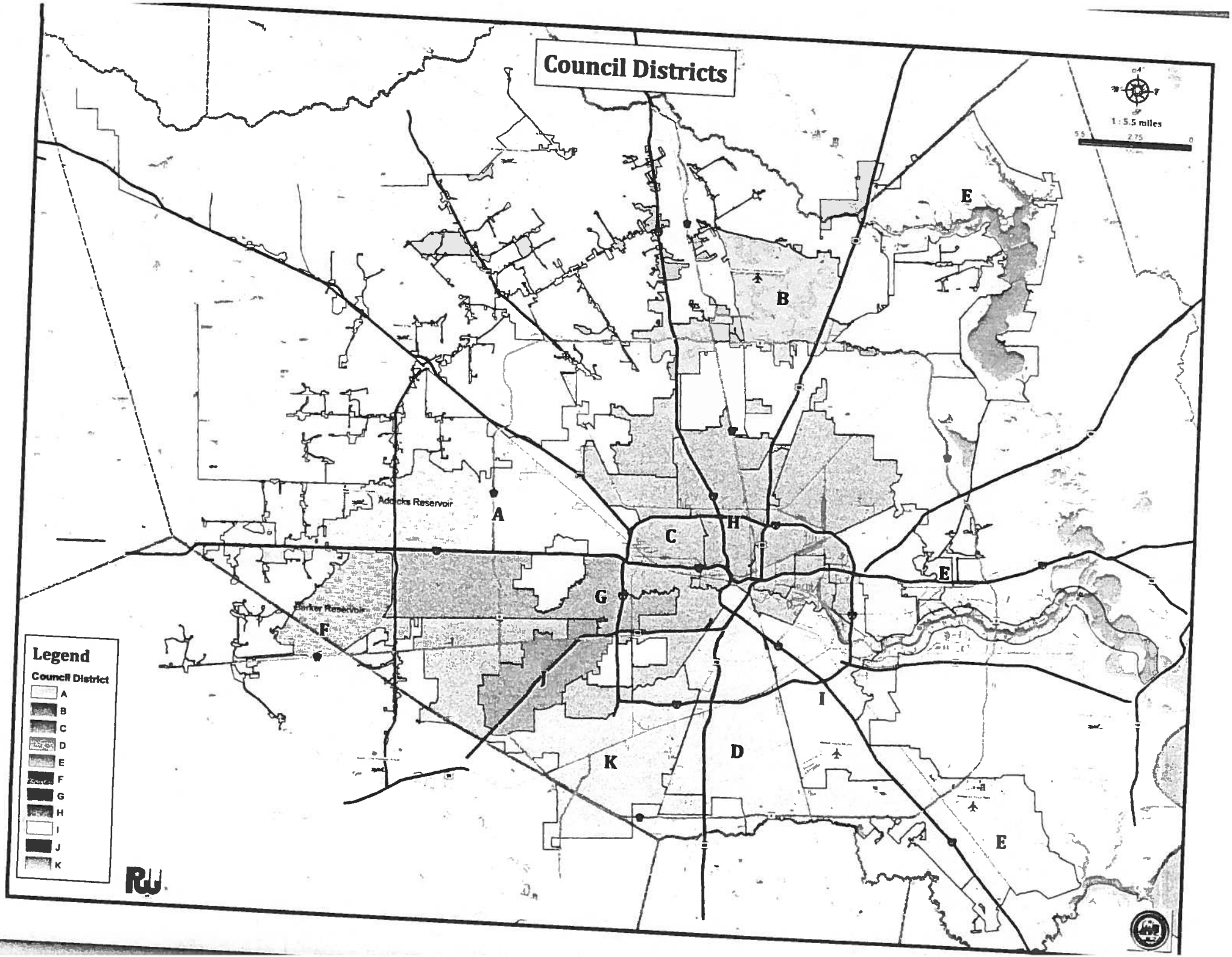
(Circle One)
Motion
Resolution
Ordinance

Originator/Prime Author:
Sam Kanu, P.E.
SK
Phone # (832)395-2213

Routing Order: (Originator/Prime Author specified by Name)	Date/Time Received	Date/Time Transmitted	Comments
Managing Engineer, PW&E Mohammad Sabzevari, P.E. (832)395-2287	11-4-2014 for RKA		
M.P. Senior Assistant Director, PW&E Ravi Kaleyatodi, P.E., CPM (832)395-2326	11-12-14	11-12-14	RK
Fiscal Management & Budget Mai Pham (832) 395-2615 M.P.	11/24/14	11/24/14	
Deputy Director, PW&E Daniel R. Menendez, P.E. (832)395-2201		12/2/14	
Agenda Coordinator Ruth Gonzales (832) 395-2458 RM	12-3-14		
Chief of Staff, PW&E Howard Hilliard (832)395-2518 HH	12.3.14	12.3.14	
Director, PW&E Dale A. Rudick, P.E. (832) 395-2500 DR	12-4-14	12-4-14	
Finance Department			
Agenda Director Marta Crinejo (832) 393-1091			
City Secretary's Office (832) 393-1100		[redacted]	

REV. 8/09

15079


Council Districts
1 : 5.5 miles
5.5
2.75
0
Addicks Reservoir
Barker Reservoir
A
B
C
D
E
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I
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Legend
Council District
A
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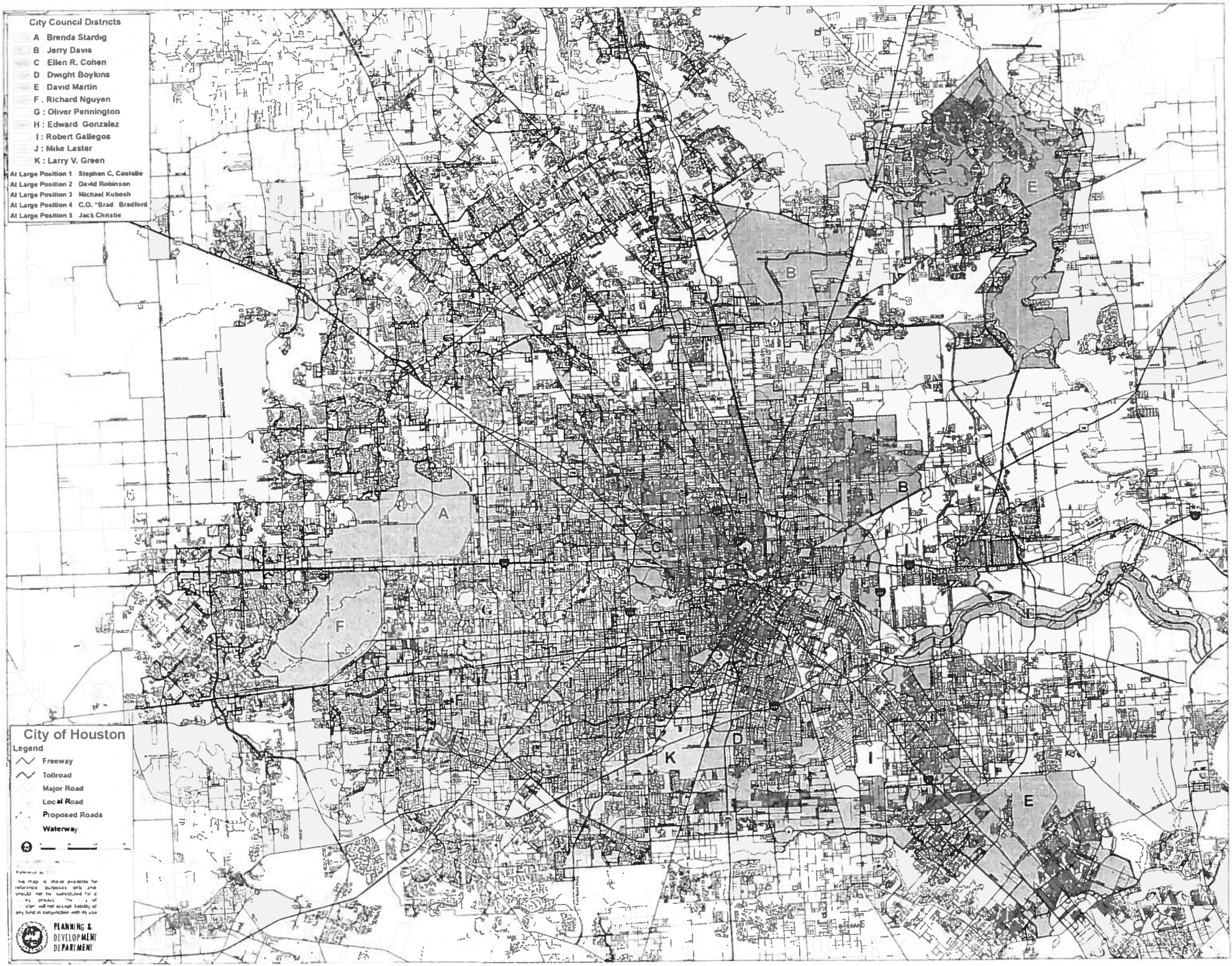

City Council Districts
A Brenda Stardig
B Jerry Davis
C Ellen R. Cohen
D Dwight Boykins
E David Martin
F . Richard Nguyen
G : Oliver Pennington
H : Edward Gonzalez
I : Robert Gallegos
J : Mike Laster
K : Larry V. Green
At Large Position 1 Stephen C. Costello
At Large Position 2 David Robinson
At Large Position 3 Michael Kubosh
At Large Position 4 C.O. "Brad" Bradford
At Large Position 5 Jack Christie
City of Houston
Legend
Freeway
Tollroad
Major Road
Local Road
Proposed Roads
Waterway
PLANNING & DEVELOPMENT DEPARTMENT

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby by this reference.

( ) Other - Grant Funds Available

Date: _____, 20 City Controller of the City of Houston, Texas_____

FUND REF: **AMOUNT:** **ENCUMB. NO.:**

City of Houston, Texas Ordinance No. _____

AN ORDINANCE APPROPRIATING THE SUM OF $2,227,200.00 OUT OF THE METRO CONSTRUCTION - OTHER, AWARDING A CONTRACT TO IIU-FEI SAFE SIDEWALK JV FOR SAFE SIDEWALK PROGRAM WORK AUTHORIZATION PROJECT; SETTING A DEADLINE FOR THE BIDDER'S EXECUTION OF THE CONTRACT AND DELIVERY OF ALL BONDS, INSURANCE, AND OTHER REQUIRED CONTRACT DOCUMENTS TO THE CITY; HOLDING THE BIDDER IN DEFAULT IF IT FAILS TO MEET THE DEADLINES; PROVIDING FUNDING FOR ENGINEERING AND TESTING SERVICES, CIP COST RECOVERY, AND CONTINGENCIES RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE METRO CONSTRUCTION - OTHER; CONTAINING PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: The sum of $1,985,807.77 is appropriated for construction of the project described in the title, the sum of $151,392.23 is appropriated for CIP Cost Recovery relating to construction of facilities financed by the funds described in such title, the sum of $90,000.00 is appropriated for Engineering and Testing Services under Outline Agreement No. 4600012044. In the event there are unspent funds remaining in the Construction Appropriation after construction and closeout of the project, such unspent funds are appropriated for CIP Cost Recovery relating to construction of facilities financed by the fund described in the title.

Section 2. Having duly advertised for and received competitive bids for the work described in the title of this ordinance, the City Council hereby finds and determines that the lowest responsible bid was submitted by the bidder named in the title hereof in the amount of $1,891,245.50. The Contract for said work is hereby awarded to said bidder. The bidder must execute the contract and deliver to the City's Director of the Department of Public Works and Engineering (Director) all required bonds, insurance certificates, MWBE information, and all other contract documents required to be provided in post bid procedures in a form acceptable to the City Attorney within 10 days of the date of passage of this Ordinance by City Council. If the bidder does so, the Mayor is hereby authorized to execute the contract.

Section 3. If bidder fails to comply by the above deadline, it shall be in default. The Director shall give the bidder notice of default. The Director shall give the bidder notice of default and recommend award of the contract to the next lowest bidder. The City Attorney is authorized to forfeit the bid bond of the bidder. The City Council hereby approves and authorizes the construction contract described in the title of this ordinance, in form prepared by the Department of Public Works and Engineering and on file in that Department. Any addenda or modifications to such contract issued by that Department shall be included in the contract. Any alternate bid items recommended for acceptance by that Department shall be included in the contract. The Mayor is hereby authorized to execute such document and all related documents (including any related surety bonds) on behalf of the City of Houston, Texas. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 4. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking referenced in the title of this ordinance, in the event of changed circumstances.

Section 5. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

Section 6. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the

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

PASSED AND ADOPTED this ___ day of _____, 2014.

APPROVED this ___ day of _____, 2014.

_____
Mayor of the City of Houston, Texas

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

_____
City Secretary

Requested by Dale A. Rudick, P.E., Director
Dept. of Public Works and Engineering

(Contact: Sam Kanu, P.E.)
(Phone: (832) 395-2213)

This Ordinance and/or Contract has (have) been reviewed as to form by the undersigned legal assistant and has (have) been found to meet established Legal Department criteria. The Legal Department has not reviewed the content of these documents.

_____ _____
Date Legal Assistant

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of $2,227,200.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

1. METRO CONSTRUCTION - OTHER:

   (a) The sum of $2,227,200.00 will be received into the treasury and will be available before the maturity of said obligation, and the funds anticipated have not been already appropriated for any other purpose. The sum of $2,227,200.00 will be received as a contribution to the City of Houston, Texas pursuant to a contract with Metropolitan Transit Authority of Harris County, Texas.

_____

City Controller

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/8/2014

20JAI523-T Construction, LLC - Wastewater Collection System Rehabilitation and Renewal

Agenda Item#: 42.

Summary:
ORDINANCE appropriating $1,663,761.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **T CONSTRUCTION, LLC** for Wastewater Collection System Rehabilitation and Renewal; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - WW4235-77

Background:
SUBJECT: Contract Award for Wastewater Collection System Rehabilitation and Renewal WBS# R-000266-0217-4

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.

DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by point repair method. The contract duration for this project is 730 calendar days.
LOCATION: The work order project area is generally bounded by the City Limits.

BIDS: Four (4) bids were received on July 03, 2014 for this project as follows:

	Bidder	Bid Amount
1.	T Construction, LLC	$1,555,962.95
2.	Nerie Construction, LLC	$1,590,310.25
3.	Grava LLC	$1,625,175.35
4.	PM Construction & Rehab LLC	$2,001,442.26

AWARD: It is recommended that this construction contract be awarded to T Construction, LLC, with a low bid of $1,555,962.95.

PROJECT COST: The total cost of this project is $1,663,761.00 to be appropriated as follows:

•	Bid Amount	$1,555,962.95
•	Contingencies	$ 77,798.05
•	Engineering Testing Services	$ 30,000.00

Engineering Testing Services will be provided by QC Laboratories, Inc. under a previously approved contract.

HIRE HOUSTON FIRST: Hire Houston First does not apply to this expenditure, because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

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

12.94% MBE goal, and 8.72% WBE goal for this project.

MBE – Name of Firms	Work Description	Amount	% of Contract
T. Gray Utility & Rehab Co., LLC	Manhole Rehabilitation	$15,600.00	1.00%
Concrete and More	Sewer Repairs/Concrete Sidewalk	$80,000.00	5.14%
Royal Traffic Sign Co.	Flagging/Stripping	$15,600.00	1.00%
Chief Solutions, Inc.	Clean & Televise Sewer Lines	$15,500.00	1.00%
DNA Trucking, Inc.	Dump Trucking	$75,000.00	4.82%
	TOTAL	**$201,700.00**	**12.96%**
WBE – Name of Firms	Work Description	Amount	% of Contract
Mars Construction Services, LLC	Sewer Repairs/Concrete Sidewalk	$75,000.00	4.82%
Access Data Supply, Inc.	Supplies	$69,000.00	4.43%
KMA Contractors Services Inc.	Pre-Construction Photos	$ 5,000.00	0.32%
	TOTAL	**$149,000.00**	**9.57%**

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

Amount of Funding:
$1,663,761.00 - Water and Sewer System Consolidated Construction Fund (8500)
This project is eligible for low interest funding through a State Revolving Fund (SRF) Equivalency loan.

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

ATTACHMENTS:

	Description	Type
	20JAI523 Wastewater Collection System Rehabilitation and Renewal - Signed RCA	Signed Cover sheet
	20JAI523 Wastewater Collection System Rehabilitation and Renewal - Map	Backup Material
	20JAI523 Wastewater Collection System Rehabilitation and Renewal Ordinance	Ordinance/Resolution/Motion
	20JAI523 Wastewater Collection System Rehabilitation and Renewal CIP Documents	Backup Material
	20JAI523 Wastewater Collection System Rehabilitation and Renewal Delinquent Tax Report	Backup Material
	20JAI523 Wastewater Collection System Rehabilitation and Renewal Bid Tabs	Backup Material
	20JAI523 Wastewater Collection System Rehabilitation and Renewal Fair Campaign Ordinance Form A	Backup Material
	20JAI523 Wastewater Collection System Rehabilitation and Renewal Fair Campaign Ordinance Form B	Backup Material
	20JAI523 Wastewater Collection System Rehabilitation and Renewal Affidavit of Ownership	Backup Material
	20JAI523 Wastewater Collection System Rehabilitation and	

Renewal - SAP Documents

Financial Information

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

SUBJECT: Contract Award for Wastewater Collection System Rehabilitation and Renewal WBS# R-000266-0217-4	**Page** 1 of 2	**Agenda Item #**
FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE Dale A. Rudick Dale A. Rudick, P.E.	**Council District affected:** All	
For additional information contact: Jason Iken, P.E. Senior Assistant Director **Phone:** (832) 395-4989	**Date and identification of prior authorizing Council action:** N/A	

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

Amount and Source of Funding: $1,663,761.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through a State Revolving Fund (SRF) Equivalency loan. M.P. 12/4/2014

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.

DESCRIPTION/SCOPE: This project consists of sanitary sewer rehabilitation by point repair method. The contract duration for this project is 730 calendar days.

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

BIDS: Four (4) bids were received on July 03, 2014 for this project as follows:

Bidder	Bid Amount
1. T Construction, LLC	$1,555,962.95
2. Nerie Construction, LLC	$1,590,310.25
3. Grava LLC	$1,625,175.35
4. PM Construction & Rehab, LLC	$2,001,442.26

LTS No. 13343 **REQUIRED AUTHORIZATION** **CUIC# 20JAI523**
File/Project No. WW 4235-77

Finance Department	**Other Authorization:**	**Other Authorization:** Jun Chang P.E., D.WRE, Deputy Director Public Utilities Division

I:\FORMS\RCA\RCAAWARD.GEN (Rev. 04/18/2001)

F&A 011.A REV. 3/94
7530-0100403-00

AWARD: It is recommended that this construction contract be awarded to T Construction, LLC, with a low bid of $1,555,962.95.

PROJECT COST: The total cost of this project is $1,663,761.00 to be appropriated as follows:

- Bid Amount $1,555,962.95
- Contingencies $77,798.05
- Engineering Testing Services $30,000.00

Engineering Testing Services will be provided by QC Laboratories, Inc. under a previously approved contract.

HIRE HOUSTON FIRST: Hire Houston First does not apply to this expenditure, because it involves the use of federal funds and is subject to specific procurement rules of the federal government.

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 12.94% MBE goal, and 8.72% WBE goal for this project.

MBE - Name of Firms	Work Description	Amount	% of Contract
T. Gray Utility & Rehab Co., LLC	Manhole Rehabilitation	$15,600.00	1.00%
Concrete and More	Sewer Repairs/Concrete Sidewalk	$80,000.00	5.14%
Royal Traffic Sign Co.	Flagging/Stripping	$15,600.00	1.00%
Chief Solutions, Inc.	Clean & Televise Sewer Lines	$15,500.00	1.00%
DNA Trucking, Inc.	Dump Trucking	$75,000.00	4.82%
	TOTAL	**$201,700.00**	**12.96%**

WBE - Name of Firms	Work Description	Amount	% of Contract
Mars Construction Services, LLC	Sewer Repairs/Concrete Sidewalk	$75,000.00	4.82%
Access Data Supply, Inc.	Supplies	$69,000.00	4.43%
KMA Contractors Services Inc.	Pre-Construction Photos	$5,000.00	0.32%
	TOTAL	**$149,000.00**	**9.57%**

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

DAR:JC:JI:MB:LT:al

File No. WW 4235-77

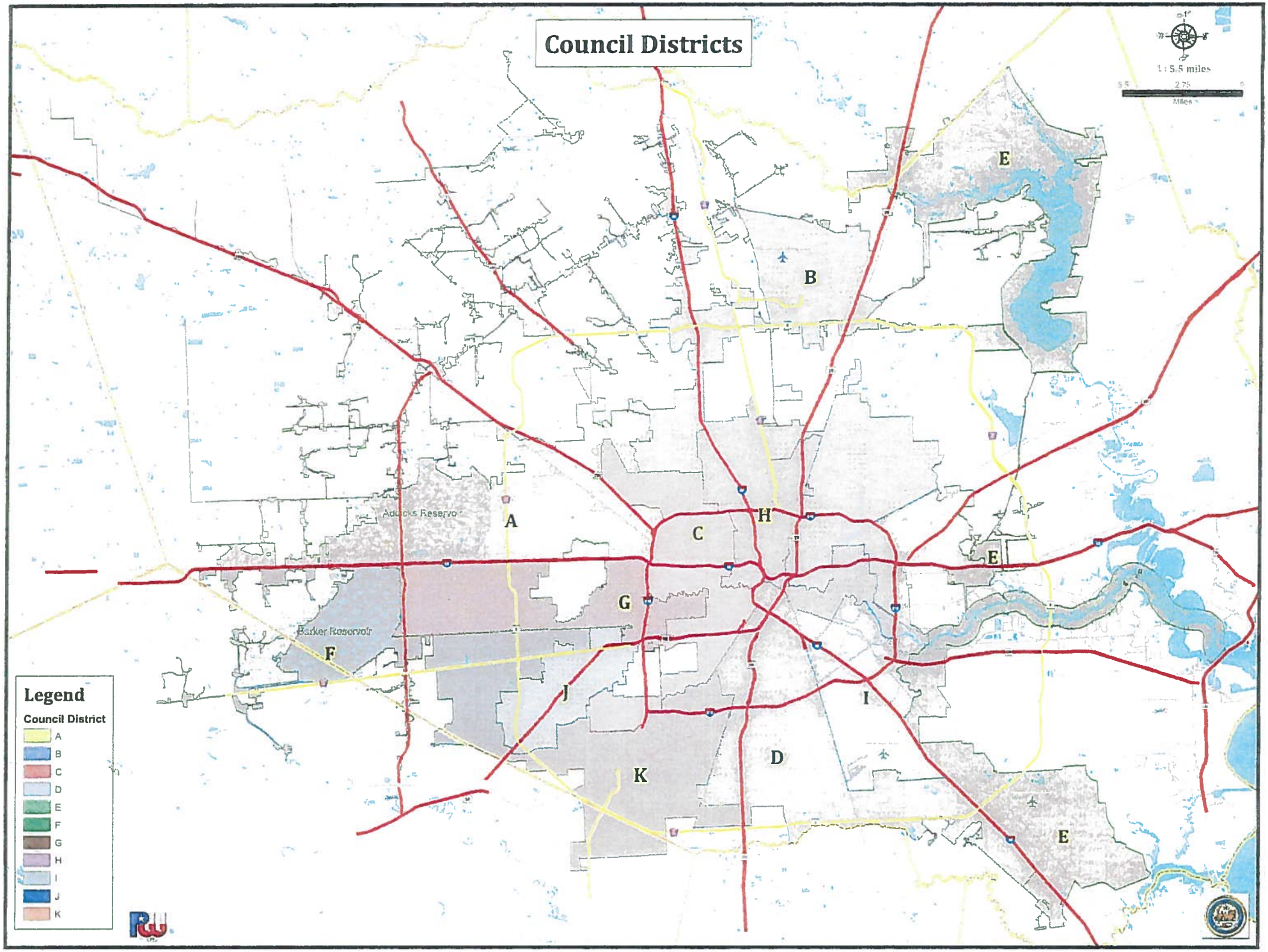
ROUTING FORM

RCA SUBJECT: Contract Award for Wastewater Collection System Rehabilitation and Renewal
WBS# R-000266-0217-4

RCA RECOMMENDATION: (SUMMARY)

1. Accept the low bid submitted by the apparent low bidder.
2. Appropriate the necessary funds.

			CUIC# 20JAI523 **File No. 4235-77**
		(Circle One) Motion Resolution Ordinance	Originator/Prime Author: Mary Bac, P.E. MB Tele. No. 832-395-4992
ROUTING ORDER	DATE RECEIVED	DATE TRANSMITTED	COMMENTS
Managing Engineer, PWE Wastewater Operations Branch MB Dan Ratnayake, P.E. 832-395-5007	11-19-14	11-19-14	
Senior Assistant Director, PWE Wastewater Operations Branch Jason Iken, P.E. 832-395-4989		11-20-14	
PWE/RMD/Fixed Assets Sam Lathrum, 832-395-2655 SL	11-20-14	11-20-14	
Fiscal Mgmt. & Human Res., PWE Mai Pham, 832-395-2615 M.P.	12/4/14	12/4/14	
Deputy Director, PWE Jun Chang, P.E., D.WRE, 832-395-2464		12/5/14	
Agenda Coordinator, PWE Ruth Gonzales, 832-395-2458	12-8-14	12-8-14	
Chief of Staff, PWE Howard Hilliard, 832-395-2518	12.8.14	12.8.14	
Director, PWE Dale A. Rudick, P.E., 832-395-2500	12.8.14	12.8.14	
Finance Department			
Director, City Council Agenda Marta Crinejo , 832-393-1091			
City Secretary, City Secretary's Office Anna Russell, 832-393-1100			


Council Districts
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Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby by this reference.

( ) Other - Grant Funds Available

Date: _____, 20___ City Controller of the City of Houston, Texas

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No._____

AN ORDINANCE APPROPRIATING THE SUM OF $1,663,761.00 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; AWARDING A CONTRACT TO T CONSTRUCTION, LLC FOR WASTEWATER COLLECTION SYSTEM REHABILITATION AND RENEWAL; SETTING A DEADLINE FOR THE BIDDER'S EXECUTION OF THE CONTRACT AND DELIVERY OF ALL BONDS, INSURANCE, AND OTHER REQUIRED CONTRACT DOCUMENTS TO THE CITY; HOLDING THE BIDDER IN DEFAULT IF IT FAILS TO MEET THE DEADLINES; PROVIDING FUNDING FOR ENGINEERING AND TESTING, AND CONTINGENCIES RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: The sum of **$1,633,761.00** is appropriated for construction of the project described in the title, the sum of **$30,000.00** is appropriated for engineering testing under Outline Agreement # **4600012058**.

Section 2. Having duly advertised for and received competitive bids for the work described in the title of this ordinance, the City Council hereby finds and determines that the lowest responsible bid was submitted by the bidder named in the title hereof in the amount of **$1,555,962.95**. The Contract for said work is hereby awarded to said bidder. The bidder must execute the contract and deliver to the City's Director of the Department of Public Works and Engineering (Director) all required bonds, insurance certificates, MWBE information, and all other contract documents required to be provided in post bid procedures in a form acceptable to the City Attorney within 10 days of the date of passage of this Ordinance by City Council. If the bidder does so, the Mayor is hereby authorized to execute the contract.

Section 3. If bidder fails to comply by the above deadline, it shall be in default. The Director shall give the bidder notice of default. The Director shall give the bidder notice of default and recommend award of the contract to the next lowest bidder. The City Attorney is authorized to forfeit the bid bond of the bidder. The City Council hereby approves and authorizes the construction contract described in the title of this ordinance, in form prepared by the Department of Public Works and Engineering and on file in that Department. Any addenda or modifications to such contract issued by that Department shall be included in the contract. Any alternate bid items recommended for acceptance by that Department shall be included in the contract. The Mayor is hereby authorized to execute such document and all related documents (including any related surety bonds) on behalf of the City of Houston, Texas. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 4. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking referenced in the title of this ordinance, in the event of changed circumstances.

Section 5. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

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

PASSED AND ADOPTED this ___ day of _____, 20__.

APPROVED this ___ day of _____, 20__.

_____
Mayor of the City of Houston, Texas

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

_____
City Secretary

Requested by: Dale A. Rudick, P.E., Director
Dept. of Public Works and Engineering
File No. **4235-77**

(Contact: Mary Bac, P.E.
Phone: 832-395-4992)

This Ordinance and/or Contract has (have) been reviewed as to form by the undersigned legal assistant and has (have) been found to meet established Legal Department criteria. The Legal Department has not reviewed the content of these documents.

_____ _____
Date Legal Assistant

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of **$1,663,761.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

1. Water and Sewer System Consolidated Construction Fund:

   (a) The sum of **$1,663,761.00** will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

   (b) To the extent that the **$1,663,761.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and said anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston, Texas pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller, City of Houston, TX

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District H

Item Creation Date: 12/4/2014

20TY14 MCKINNEY CONSTRUCTION, INC - Water Line Replacement in Friendly Acres Area

Agenda Item#: 43.

Summary:
ORDINANCE appropriating $3,141,500.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Friendly Acres Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GONZALEZ**

Background:
SUBJECT: Contract Award for Water Line Replacement in Friendly Acres Area. WBS No. S-000035-0178-4.
RECOMMENDATION: (Summary) Accept low bid, award construction contract and appropriate funds.
PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase availability of water, improve circulation and fire protection.

DESCRIPTION/SCOPE: This project consists of the construction of approximately 38,576 linear feet of water lines with related appurtenances in the Friendly Acres Area. The contract duration for this project is 350 calendar days. This project was designed by AIA Engineers, Ltd.
LOCATION: The project is bounded by Topping St. on the north, Hurley on the south, Lundy St. on the east and US-59 northbound frontage road on the west. The project is located in Key Map Grids 414X, 454B and 454C.

BIDS: This project was advertised for bidding on September 05, and September 12, 2014. Bids were received on October 16, 2014. The seven (7) bids are as follows:

	Bidder	Bid Amount
1.	McKinney Construction, Inc.	$2,751,295.70
2.	DCE Construction, Inc.	$2,983,787.20
3.	D.L. Elliott Enterprises, Inc.	$3,026,526.70
4.	S.H. Anthony, Inc.	$3,045,173.70
5.	Scohil Construction Services, LLC	$3,285,061.70
6.	Resicom, Inc.	$3,299,216.90
7.	A/W Mechanical Services, L.P.	$4,707,498.70

AWARD: It is recommended that this construction contract be awarded to McKinney Construction, Inc., with a low bid of $2,751,295.70 and that Addendum No. 1 be made a part of this contract.

PROJECT COST: The total cost of this project is $3,141,500.00 to be appropriated as follows:

·	Bid Amount	$2,751,295.70
·	Contingencies	$ 137,565.00
·	Engineering and Testing Services	$ 60,000.00
·	CIP Cost Recovery	$ 192,639.30

Engineering and Testing Services will be provided by Professional Service Industries, Inc. under a previously approved contract.

HIRE HOUSTON FIRST: Hire Houston First does not apply to this expenditure because it involves the use of federal funds and is subject to specific procurement rules of federal government.

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.

MWBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 12.94% MBE goal, 8.72% WBE goal for this project.

	MBE – Name of Firms	Work Description	Amount	% of Contract
1.	Miranda Trucking & Services, Inc.	Haul Material/Trucking Services	$56,026.00	2.00%
2.	Texas Fluid Power Products, Inc.	Valves for Various Services	$82,539.00	3.00%
3.	D&D Underground Utilities	Water and Sewer Line Installation	$165,078.00	6.00%
4.	Royal Traffic Sign Co.	Flagging, Traffic Control Services	$ 55,026.00	2.00%
		TOTAL MBE	**$357,669.00**	**13.00%**

	WBE – Name of Firms	Work Description	Amount	% of Contract
1.	Bevco Company, Inc.	Retail, Wholesale & Equipment	$192,591.00	7.00%
2.	Minority Woman Construction	Construction Services	$ 47,323.00	1.72%
		TOTAL WBE	**$239,914.00**	**8.72%**

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

Amount of Funding:
$3,141,500.00 - Water and Sewer System Consolidated Construction (8500)
This project is eligible for low interest funding through a State Revolving Fund (SRF) Equivalency loan.

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

ATTACHMENTS:

Description	Type
20TY14 Water Line Replacement in Friendly Acres Area - Signed RCA	Signed Cover sheet
20TY14 Water Line Replacement in Friendly Acres Area - Resolution or Ordinance	Ordinance/Resolution/Motion
20TY14 Water Line Replacement in Friendly Acres Area - Maps	Backup Material
20TY14 Water Line Replacement in Friendly Acres Area - Form B	Backup Material
20TY14 Water Line Replacement in Friendly Acres Area - Fair Campaign Ordinance Form A	Backup Material
20TY14 Water Line Replacement in Friendly Acres Area - Delinquent Tax Report	Backup Material
20TY14 Water Line Replacement in Friendly Acres Area Affidavit of Ownership	Backup Material
20TY14 Water Line Replacement in Friendly Acres Area SAP Documents	Financial Information
20TY14 Water Line Replacement in Friendly Acres Area - McKinney Construction LOIs	Backup Material
20TY14 Water Line Replacement in Friendly Acres Area - Pay or Play Documents	Backup Material

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

SUBJECT: Contract Award for Water Line Replacement in Friendly Acres Area. WBS No. S-000035-0178-4.	**Page** 1 of 2	**Agenda Item #**

FROM (Department or other point of origin):	**Origination Date**	**Agenda Date**
Department of Public Works and Engineering		

DIRECTOR'S SIGNATURE:	**Council District affected:**
Dale A. Rudick Dale A. Rudick, P.E., Director	H TY
For additional information contact: Ravi Kaleyatodi 11/14/14 Ravi Kaleyatodi, P.E., CPM **Phone:** (832) 395-2326 Senior Assistant Director	**Date and identification of prior authorizing Council action:**

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

Amount and Source of Funding: Rem 11/20/2014
$3,141,500.00 from Water and Sewer System Consolidated Construction Fund No. 8500. This project is eligible for low interest funding through a State Revolving Fund (SRF) Equivalency loan.

PROJECT NOTICE/JUSTIFICATION: This project is part of the City's Water Line Replacement Program. This program is required to replace and upgrade water lines within the City to increase availability of water, improve circulation and fire protection.

DESCRIPTION/SCOPE: This project consists of the construction of approximately 38,576 linear feet of water lines with related appurtenances in the Friendly Acres Area. The contract duration for this project is 350 calendar days. This project was designed by AIA Engineers, Ltd.

LOCATION: The project is bounded by Topping St. on the north, Hurley on the south, Lundy St. on the east and US-59 northbound frontage road on the west. The project is located in Key Map Grids 414X, 454B and 454C.

BIDS: This project was advertised for bidding on September 05, and September 12, 2014. Bids were received on October 16, 2014. The seven (7) bids are as follows:

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3. D.L. Elliott Entreprises, Inc.	$ 3,026,526.70
4. S.H. Anthony, Inc.	$ 3,045,173.70
5. Scohil Construction Services, LLC.	$ 3,285,061.70
6. Resicom, Inc.	$ 3,299,216.90
7. A/W Mechanical Services, L.P	$ 4,707,498.70

LTS No. 13268 **CUIC ID #20TY14**

Finance Department:	**Other Authorization:**	**Other Authorization:**
	Jun Chang Jun Chang, P.E., D.WRE Deputy Director Public Utilities Division	Daniel R. Menendez, P.E., Deputy Director Engineering and Construction Division

REV. 3/06

AWARD: It is recommended that this construction contract be awarded to McKinney Construction, Inc., with a low bid of $2,751,295.70 and that Addendum No. 1 be made a part of this contract.

PROJECT COST: The total cost of this project is $3,141,500.00 to be appropriated as follows:

• Bid Amount	$2,751,295.70
• Contingencies	$137,565.00
• Engineering and Testing Services	$60,000.00
• CIP Cost Recovery	$192,639.30

Engineering and Testing Services will be provided by Professional Service Industries, Inc. under a previously approved contract.

HIRE HOUSTON FIRST: Hire Houston First does not apply to this expenditure because it involves the use of federal funds and is subject to specific procurement rules of federal government.

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.

MWBE PARTICIPATION: The low bidder has submitted the following proposed program to satisfy the 12.94% MBE goal, 8.72% WBE goal for this project.

MBE - Name of Firms	Work Description	Amount	% of Contract
1. Miranda Trucking & Services, Inc.	Haul Material/Trucking Services	$55,026.00	2.00%
2. Texas Fluid Power Products, Inc.	Valves for Various Services	$82,539.00	3.00%
3. D&D Underground Utilities	Water and Sewer Line Installation	$165,078.00	6.00%
4. Royal Traffic Sign Co.	Flagging, Traffic Control Services	$55,026.00	2.00%
	Total MBE	**$357,669.00**	**13.00%**

WBE - Name of Firm	Work Description	Amount	% of Contract
1. Bevco Company, Inc.	Retail, Wholesale & Equipment	$192,591.00	7.00%
2. Minority Woman Construction	Construction Services	$47,323.00	1.72%
	Total WBE	**$239,914.00**	**8.72%**

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

DAR:DRM:RK:HH:ACM:TY

H:\design\A-WS-DIV\WPDATA\ACM\FY12 WMR\AIA\Construction Award RCA\Friendly Acres-0178\Construction RCA S-000035-0178-4.doc

c: File: S-000035-0178-4 (3.7)

REV. 3/06

Request for Council Action
Routing Form

(RCA) **SUBJECT:** Contract Award for Water Line Replacement in Friendly Acres Area.
WBS No. S-000035-0178-4.

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

CUIC ID# **20TY14** 14

COUNCIL AGENDA DATE: _____, 2014

(Circle One)
Motion
Resolution
(Ordinance)

Originator/Prime Author
Tina (Na) Yao, P.E.
Phone # (832) 395-2324

Routing Order: (Originator/Prime Author specified by Name)	Date/Time Received	Date/Time Transmitted	Comments
Assistant Director, PW&E *Hamlet Hovsepian, P.E.* *(832) 395-2314*	11/13/14	11/13/14	
Senior Assistant Director, PW&E *Ravi Kaleyatodi, P.E., CPM* *(832) 395-2326*	11/14/14	11/14/14	RK
Fiscal Management & Budget *Mai Pham* *(832) 395-2615*	11/20/2014	11/20/2014	
Deputy Director, PW&E *Daniel R. Menendez, P.E.* *(832) 395-2201*	11/21/14	11/24/14	
Deputy Director, Public Utilities *Jun Chang, P.E., D.WRE* *(832) 395-2464*			
Agenda Coordinator *Ruth Gonzales* *(832) 395-2458*	12-3-14	12-3-14	
Chief of Staff *Howard Hilliard* *(832) 395-2518*	12.3.14	12.3.14	
Director, PW&E *Dale A. Rudick, P.E.* *(832) 395-2500*	12.4.14	12.4.14	
Finance Department			
Agenda Director *Marta Crinejo* *(832) 393-1091*			
City Secretary's Office *(832) 393-1100*			

REV. 10/10

15731

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby by this reference.

( ) Other - Grant Funds Available

Date: _____, 20____

City Controller of the City of Houston, Texas

FUND REF: **AMOUNT:** **ENCUMB. NO.:**

City of Houston, Texas Ordinance No. _____

AN ORDINANCE APPROPRIATING THE SUM OF $ 3,141,500.00 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; AWARDING A CONTRACT TO MCKINNEY CONSTRUCTION, INC. FOR WATER LINE REPLACEMENT IN FRIENDLY ACRES AREA; SETTING A DEADLINE FOR THE BIDDER'S EXECUTION OF THE CONTRACT AND DELIVERY OF ALL BONDS, INSURANCE, AND OTHER REQUIRED CONTRACT DOCUMENTS TO THE CITY; HOLDING THE BIDDER IN DEFAULT IF IT FAILS TO MEET THE DEADLINES; PROVIDING FUNDING FOR ENGINEERING, TESTING, CIP COST RECOVERY AND CONTINGENCIES RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: The sum of **$2,888,860.70** is appropriated for construction of the project described in the title, the sum of **$192,639.30** is appropriated for CIP Cost Recovery relating to construction of facilities financed by the funds described in such title, the sum of **$60,000.00** is appropriated for engineering testing under Outline Agreement No. **4600012057.** In the event there are unspent funds remaining in the Construction Appropriation after construction and closeout of the project, such unspent funds are appropriated for CIP Cost Recovery relating to construction of facilities financed by the fund described in the title.

Section 2. Having duly advertised for and received competitive bids for the work described in the title of this ordinance, the City Council hereby finds and determines that the lowest responsible bid was submitted by the bidder named in the title hereof in the amount of **$2,751,295.70**. The Contract for said work is hereby awarded to said bidder. The bidder must execute the contract and deliver to the City's Director of the Department of Public Works and Engineering (Director) all required bonds, insurance certificates, MWBE information, and all other contract documents required to be provided in post bid procedures in a form acceptable to the City Attorney within 10 days of the date of passage of this Ordinance by City Council. If the bidder does so, the Mayor is hereby authorized to execute the contract.

Section 3. If bidder fails to comply by the above deadline, it shall be in default. The Director shall give the bidder notice of default. The Director shall give the bidder notice of default and recommend award of the contract to the next lowest bidder. The City Attorney is authorized to forfeit the bid bond of the bidder. The City Council hereby approves and authorizes the construction contract described in the title of this ordinance, in form prepared by the Department of Public Works and Engineering and on file in that Department. Any addenda or modifications to such contract issued by that Department shall be included in the contract. Any alternate bid items recommended for acceptance by that Department shall be included in the contract. The Mayor is hereby authorized to execute such document and all related documents (including any related surety bonds) on behalf of the City of Houston, Texas. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 4. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking referenced in the title of this ordinance, in the event of changed circumstances.

Section 5. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

Section 6. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this

Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ___ day of _____, 20__.

APPROVED this ___ day of _____, 20__.

_____
Mayor of the City of Houston, Texas

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

_____
City Secretary

Requested by: Dale A. Rudick, P.E., Director
Dept. of Public Works and Engineering

(Contact: Tina (Na) Yao, P.E.)
(Phone: (832) 395-2324)

This Ordinance and/or Contract has (have) been reviewed as to form by the undersigned legal assistant and has (have) been found to meet established Legal Department criteria. The Legal Department has not reviewed the content of these documents.

_____ _____
Date Legal Assistant

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of **$3,141,500.00** required for the project referenced in the title of this ordinance, do hereby certify as follows:

1. Water and Sewer System Consolidated Construction Fund:

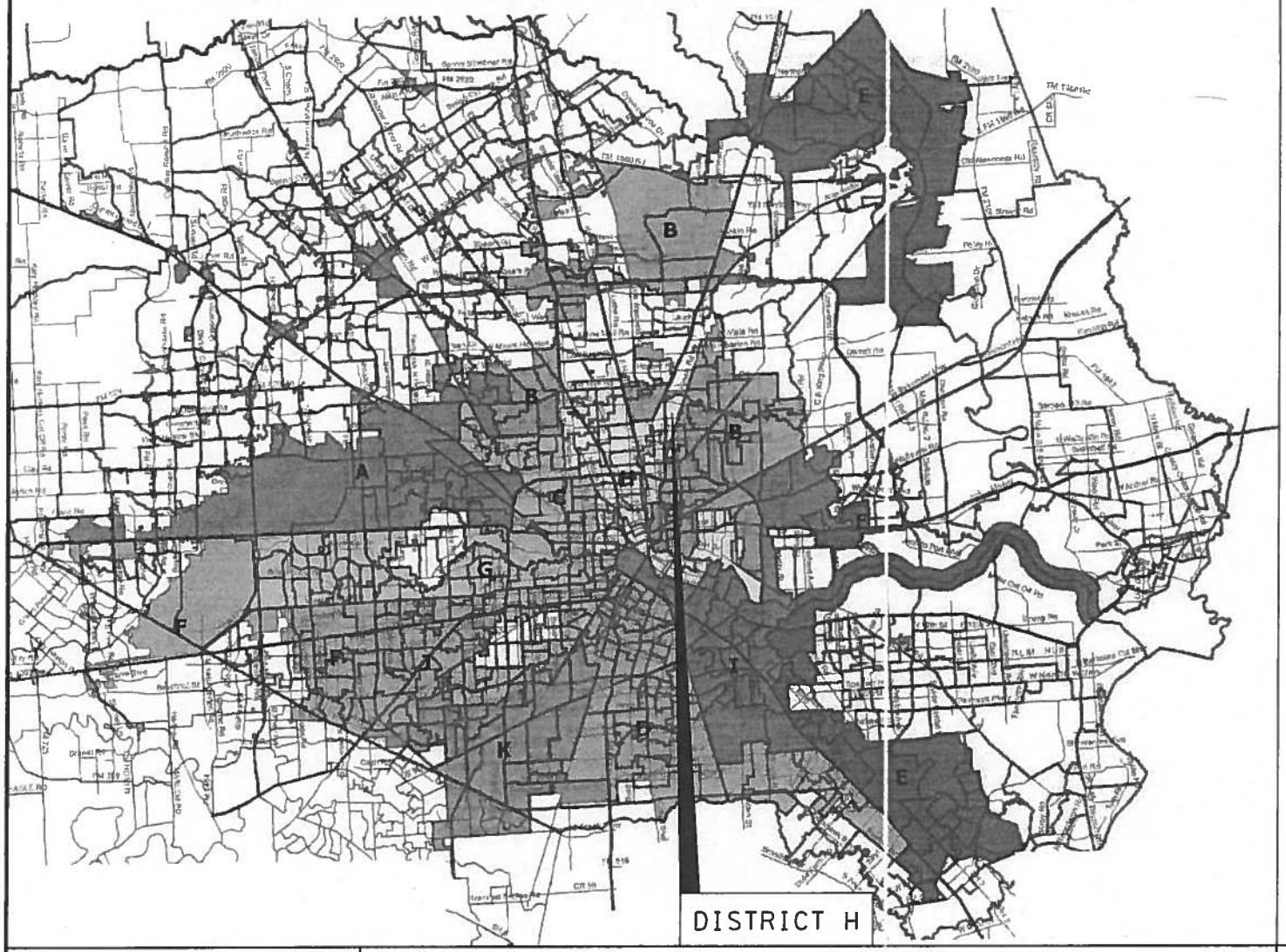
   (a) The sum of **$3,141,500.00** will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

   (b) To the extent that the **$3,141,500.00** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and said anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston, Texas pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller

F:\TXPROJ\TX2177-00\Drawings\DGN\Misc\WBS -0178-3 FA COUNCIL MAP.dgn



KEY MAP 414 X, 454 B & C

COUNCIL DISTRICT H
COUNCIL MEMBER
ED GONZALEZ

CITY OF HOUSTON

DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

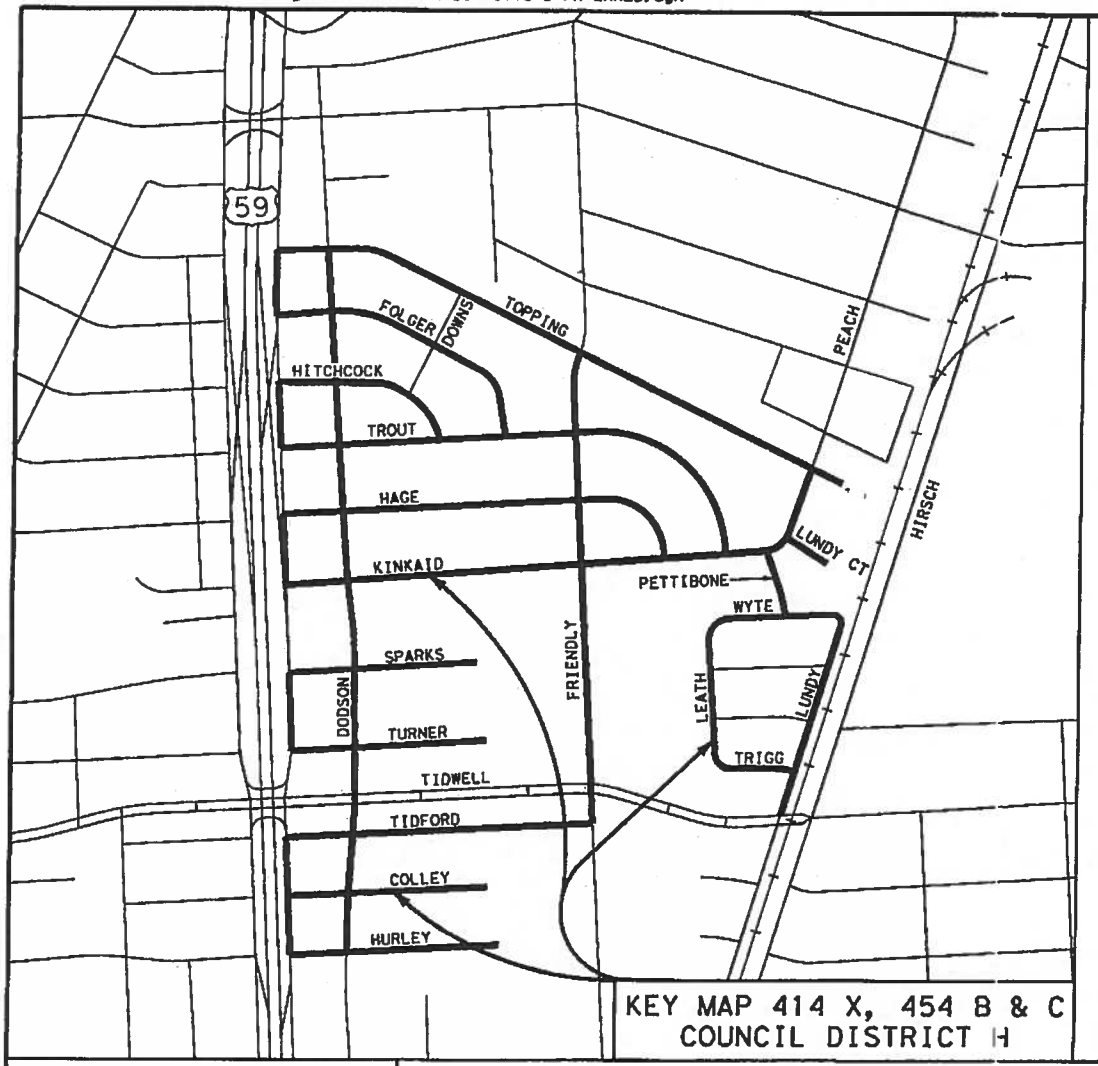
WATER LINE REPLACEMENT
IN
FRIENDLY ACRES AREA
WBS NO. S-000035-0178-3

COUNCIL DISTRICT MAP

SCALE: NTS | DATE: 10/07/11

AIA ENGINEERS, LTD.
CONSULTANTS
15310 PARK ROW, HOUSTON, TX 77084
PHONE: (281) 493-4140 T3PE # 2801

F:\TXPROJ\TX2177-00\Drawings\DGN\General\WBS -0178-3 FA EXH_B.dgn



KEY MAP 414 X, 454 B & C
COUNCIL DISTRICT H

STREET	START STREET	END STREET	OLD SIZE	NEW SIZE	LENGTH IN FEET
Topping	Hirsch	US-59	8	8	3745
Folger	Trout	US-59	6	8	1765
Hitchcock	Trout	US-59	8	8	1060
Trout	Kinkaid	US-59	6	8	3050
Hage	US-59	Kinkaid	4,6	8	2530
Kinkaid	US-59	Pettibone	6,8	8	2710
Peach	Pettibone	Topping	8	8	580
Turner (Looping)	US-59	END (east)	6	8	1860
Sparks (Looping)	US-59	END (east)	6	8	1900
US-59 Frontage	Topping	Folger	6	8	325
US-59 Frontage	Hitchcock	Trout	6	8	325
US-59 Frontage	Hage	Kinkaid	6	8	405
US-59 Frontage*	Sparks	Turner	6	8	415
US-59 Frontage*	Tidford	Colley	6	8	645
Wyte	Leath	Lundy	8	8	780
Leath	Wyte	Trigg	6	8	890
Trigg	Leath	Lundy	6	8	410
Lundy (// to Hirsch)	Wyte	Tidwell	8	8	1280
Pettibone	Kinkaid	Wyte	2	8	370
Lundy Court	Peach	END (east)	2	8	270
Dodson	Topping	Hurley	12	12	4065
Friendly	Topping	Tidford	8	8	2870
Colley (Looping)	US-59	END (east)	6	8	1900
Tidford	US-59	Friendly	6	8	1680
Hurley (Looping)	US-59	END (east)	6	8	2100
US-59 Frontage	Hurley	Colley	6	8	360
				TOTAL	38290

CITY OF HOUSTON
DEPARTMENT OF PUBLIC WORKS AND ENGINEERING

WATER LINE REPLACEMENT
IN
FRIENDLY ACRES AREA
WBS NO. S-000035-0178-3

PROJECT VICINITY MAP

EXHIBIT B

SCALE: NTS | DATE: 06/11/12

AIA ENGINEERS, LTD.
CONSULTANTS
15310 PARK ROW, HOUSTON, TX 77084
PHONE: (281) 493-4140 TBPE # 2801

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/8/2014

20YWF52-Reytec Construction Resources, Inc. - Contract Award for Waterline Valve Replacement Project

Agenda Item#: 44.

Summary:
ORDINANCE appropriating $2,905,265.40 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **REYTEC CONSTRUCTION RESOURCES, INC** for Waterline Valve Replacement Project; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

Background:
SUBJECT: Contract Award for Waterline Valve Replacement Project, WBS No. S-000702-0010-4, File No. WA 11181
RECOMMENDATION: (Summary) Accept low bid, award construction Contract and appropriate funds.

PROJECT NOTICE/JUSTIFICATION: This project will provide for the removal, disposal and installation of new large and small diameter waterline valves and ancillary work.

DESCRIPTION/SCOPE: Work shall include replacement of small and large diameter waterline valves that are deteriorated beyond repair, the installation of new valves, and the replacement of some small and large diameter water lines that are associated with the installation of the new valves. The contract duration for this project is 365 calendar days.

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

BIDS: Bids for this project were received on October 2, 2014. The two (2) bids are as follows:

	Bidder	Bid Amount
1.	Reytec Construction Resources, Inc.	$2,738,348.00
2.	Resicom, Inc.	$2,855,863.00

AWARD: It is recommended that this construction Contract be awarded to Reytec Construction Resources, Inc. with a low bid of $2,738,348.00.

PROJECT COST: The total cost of this project is $2,905,265.40 to be appropriated as follows:

· Bid Amount	$2,738,348.00
· Contingencies	$ 136,917.40
· Engineering and Testing Services	$ 30,000.00

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

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

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed M/WBE participation to satisfy the 12% MBE goal, and 7% WBE goal for this project.

	MBE – Name of Firms	Work Description	Amount	% of Contract
1.	Reyes Pineda Construction, DBA RP Construction	Repair/Replace Waterlines	$219,067.84	8.00%
2.	Texas Concrete Enterprise	Concrete Supplier	$ 54,766.96	2.00%
		TOTAL	**$273,834.80**	**10.00%**
	WBE – Name of Firms	Work Description	Amount	% of Contract
	Access Data Supply, Inc.	General Material Supplier	$164,300.88	6.00%
		TOTAL	**$164,300.88**	**6.00%**
	SBE – Name of Firms	Work Description	Amount	% of Contract
	Mickie Service Company, Inc.	Line Stops, Inserta Valves	$82,150.44	3.00%
		TOTAL	**$82,150.44**	**3.00%**

Amount of Funding:
$2,905,265.40 Water and Sewer System Consolidated Construction Fund (8500)

Contact Information:
Yvonne Forrest
Senior Assistant Director
Phone: 832-395-2847

ATTACHMENTS:

	Description	Type
	20YWF52 Contract Award for Waterline Valve Replacement Project - Signed RCA	Signed Cover sheet
	20YWF52 Contract Award for Waterline Valve Replacement Project Resolution or Ordinance	Ordinance/Resolution/Motion
	20YWF52 Contract Award for Waterline Valve Replacement Project CIP Documents	Backup Material
	20YWF52 Contract Award for Waterline Valve Replacement Project Pay or Play Documents	Backup Material
	20YWF52 Contract Award for Waterline Valve Replacement Project Letters of Intent	Backup Material
	20YWF52 Contract Award for Waterline Valve Replacement Project Delinquent Tax Report	Backup Material
	20YWF52 Contract Award for Waterline Valve Replacement Project Affidavit of Ownership	Backup Material
	20YWF52 Contract Award for Waterline Valve Replacement Project Fair Campaign Ordinance Form A	Backup Material
	20YWF52 Contract Award for Waterline Valve Replacement Project Fair Campaign Ordinance Form B	Backup Material
	20YWF52 Contract Award for Waterline Valve Replacement Project - SAP Documents	Financial Information

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

SUBJECT: Contract Award for Waterline Valve Replacement Project, WBS No. S-000702-0010-4, File No. WA 11181	**Page 1 of 2**	**Agenda Item #**

FROM: (Department or other point of origin): Department of Public Works and Engineering	**Origination Date:**	**Agenda Date:**

DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E.	**Council District affected:** All
For additional information contact: Yvonne Forrest Yvonne Forrest Phone: 832-395-2847 Senior Assistant Director	**Date and identification of prior authorizing Council action:**

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

Amount and Source of Funding:

$2,905,265.40 Water and Sewer System Consolidated Construction Fund No. 8500. M.P. 11/18/2014

PROJECT NOTICE/JUSTIFICATION: This project will provide for the removal, disposal and installation of new large and small diameter waterline valves and ancillary work.

DESCRIPTION/SCOPE: Work shall include replacement of small and large diameter waterline valves that are deteriorated beyond repair, the installation of new valves, and the replacement of some small and large diameter water lines that are associated with the installation of the new valves. The contract duration for this project is 365 calendar days.

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

BIDS: Bids for this project were received on October 2, 2014. The two (2) bids are as follows:

	Bidder	Bid Amount
1.	Reytec Construction Resources, Inc.	$2,738,348.00
2.	Resicom, Inc.	$2,855,863.00

LTS NO. 13203 **CUIC#20YWF52**

Finance Department:	**Other Authorization:**	**Other Authorization:**
		Jun Chang Jun Chang, P.E., D.WRE, Deputy Director Public Utilities Division

REV. 3/06

AWARD: It is recommended that this construction Contract be awarded to Reytec Construction Resources, Inc. with a low bid of $2,738,348.00.

PROJECT COST: The total cost of this project is $2,905,265.40 to be appropriated as follows:

- Bid Amount $2,738,348.00
- Contingencies $136,917.40
- Engineering and Testing Services $30,000.00

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

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

PAY OR PLAY PROGRAM: The proposed contract requires compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides benefits for some employees but will pay into the Contractor Responsibility Fund for others, in compliance with City policy.

M/WBE PARTICIPATION: The low bidder has submitted the following proposed M/WBE participation to satisfy the 12% MBE goal, and 7% WBE goal for this project.

MBE - Name of Firms	Work Description	Amount	% of Contract
1. Reyes Pineda Construction, DBA RP Construction	Repair/Replace Waterlines	$219,067.84	8.00%
2. Texas Concrete Enterprise	Concrete Supplier	$54,766.96	2.00%
	TOTAL	**$273,834.80**	**10.00%**

WBE – Name of Firm	Work Description	Amount	% of Contract
Access Data Supply, Inc.	General Material Supplier	$164,300.88	6.00%
	TOTAL	**$164,300.88**	**6.00%**

SBE – Name of Firm	Work Description	Amount	% of Contract
Mickie Service Company Inc.	Line Stops, Inserta Valves	$82,150.44	3.00%
	TOTAL	**$82,150.44**	**3.0%**

DAR:YWF:SA:SM:sm

cc: Yvonne Forrest
Sam Lathrum
Sandeep Aggarwal, P.E.

File No. WA 11181

ROUTING FORM

RCA SUBJECT: Contract Award for Waterline Valve Replacement Project, WBS No. S-000702-0010-4, File WA 11181

RCA RECOMMENDATION: (SUMMARY)

1. Accept the low bid, submitted by the apparent low bidder.
2. Award construction Contract.
3. Appropriate the necessary funds.

			CUIC ID # 20YWF52
		(Circle One) Motion Resolution Ordinance	Originator/Prime Author: Syed Moinuddin, P.E. Tele. No. (832) 395-3896
ROUTING ORDER	DATE/TIME RECEIVED	DATE/TIME TRANSMITTED	COMMENTS
Managing Engineer, PW&E Public Utilities Division Sandeep Aggarwal, P.E. 832-395-3858	11/12/14	11/12/14	
Senior Assistant Director, PW&E Public Utilities Division Yvonne Forrest 832-395-2847	11-12-14	11-12-14	
PWE/RMD/Asset Management Sam Lathrum, 832-395-2655 SL	11-12-14	11-12-14	
PWE/RMD Mai Pham, 832-395-2615 M.P.	11/18/14	11/18/14	
Deputy Director, PW&E Jun Chang, P.E., D.WRE, 832-395-2464 JC		12/2/14	
Agenda Coordinator, PW&E Ruth Gonzales 832-395-2458 RG	12-3-14	12-5-14	sent/rec'd 12/4
Chief of Staff Howard Hilliard 832-395-2518	12.5.14	12.5.14	
Director, PW&E Dale A. Rudick, P.E. 832-395-2500 DR	12.8.14	12.8.14	
Finance Department			
Agenda Director, City Council Agenda Marta Crinejo, 832-393-1091			
City Secretary's Office Anna Russell 832-393-1100			

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby by this reference.

( ) Other - Grant Funds Available

Date: _____, 20____ _____

City Controller of the City of Houston, Texas

FUND REF: **AMOUNT:** **ENCUMB. NO.:**

City of Houston, Texas Ordinance No.:_____

AN ORDINANCE APPROPRIATING THE SUM OF $2,276,624.55 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND, AWARDING A CONTRACT TO D. L. ELLIOTT ENTERPRISES, INC. FOR WATERLINE REHAB AND REPLACEMENT PROJECT II; SETTING A DEADLINE FOR THE BIDDER'S EXECUTION OF THE CONTRACT AND DELIVERY OF ALL BONDS, INSURANCE, AND OTHER REQUIRED CONTRACT DOCUMENTS TO THE CITY; HOLDING THE BIDDER IN DEFAULT IF IT FAILS TO MEET THE DEADLINES; PROVIDING FUNDING FOR ENGINEERING AND TESTING, AND CONTINGENCIES RELATING TO CONSTRUCTION OF FACILITIES FINANCED BY THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; CONTAINING PROVISIONS RELATING TO THE SUBJECT AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum or sums of money set out in the title of this Ordinance, out of the respective fund or funds set out in such title as follows: The sum of **$2,216,624.55** is appropriated for construction of the Project described in the title and the sum of **$60,000.00** for Engineering Testing Services under Outline Agreement No. **4600012054**.

Section 2. Having duly advertised for and received competitive bids for the work described in the title of this ordinance, the City Council hereby finds and determines that the lowest responsible bid was submitted by the bidder named in the title hereof in the amount of **$2,111,071.00** (which amount is only an estimate if unit prices are included in the bid proposal of the said bidder). The Contract for said work is hereby awarded to said bidder. The bidder must execute the contract and deliver to the City's Director of the Department of Public Works and Engineering (Director) all required bonds, insurance certificates, MWBE information, and all other contract documents required to be provided in post bid procedures in a form acceptable to the City Attorney within 10 days of the date of passage of this Ordinance by City Council. If the bidder does so, the Mayor is hereby authorized to execute the contract.

Section 3. If bidder fails to comply by the above deadline, it shall be in default. The Director shall give the bidder notice of default. The Director shall give the bidder notice of default and recommend award of the contract to the next lowest bidder. The City Attorney is authorized to forfeit the bid bond of the bidder. The City Council hereby approves and authorizes the construction contract described in the title of this ordinance, in form prepared by the Department of Public Works and Engineering and on file in that Department. Any addenda or modifications to such contract issued by that Department shall be included in the contract. Any alternate bid items recommended for acceptance by that Department shall be included in the contract. The Mayor is hereby authorized to execute such document and all related documents (including any related surety bonds) on behalf of the City of Houston, Texas. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 4. The Mayor is hereby authorized to take all actions necessary to effectuate the City's intent and objectives in approving such agreement, agreements or other undertaking referenced in the title of this ordinance, in the event of changed circumstances.

Section 5. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

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

passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this ___ day of _____, 20__.

APPROVED this ___ day of _____, 20__.

_____
Mayor of the City of Houston, Texas

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

_____
City Secretary

Requested by: Dale A. Rudick, P.E., Director
Dept. of Public Works and Engineering

(Contact: Sandeep Aggarwal, P.E.)
(Phone: 832.395.3858)

This Ordinance and/or Contract has (have) been reviewed as to form by the undersigned legal assistant and has (have) been found to meet established Legal Department criteria. The Legal Department has not reviewed the content of these documents.

_____
Date

_____
Legal Assistant

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, Texas, with respect to the sum of **$2,276,624.55** required for the project referenced in the title of this ordinance, do hereby certify as follows:

1. Water and Sewer System Consolidated Construction Fund:

   (a) The sum of **$2,276,624.55** will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

   (b) To the extent that the **$2,276,624.55** will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and said anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston, Texas pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller, City of Houston, TX

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014

LGL - Legal Services Agreement with HAWKINS DELAFIELD & WOOD LLP

Agenda Item#: 45.

Summary:
ORDINANCE appropriating $600,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing agreement between the City of Houston and **HAWKINS DELAFIELD & WOOD, LLP** for Professional Legal Services

Background:
That Council approve an Ordinance appropriating $60,000.0 out of the Water and Sewer System Consolidated Construction Fund and authorizing a contract ("Agreement for Professional Services") between the City and**HAWKINS DELAFIELD & WOOD LLP** for legal services related to the proposed Northeast Water Purification Plant Expansion.

The City is evaluating design, construction, and financing options for the northeast Water Purification Plant ("NEWPP") Expansion Project. The NEWPP Expansion Project is estimated to cost over $1 billion and to take almost a decade to construct. Due to the scale and complexity of the project, and particularly the consideration of a unique delivery method for civic construction (i.e. progressive design/build), the City Attorney, Director of public Works & Engineering, and representatives from the Regional Water authorities believe that City benefit from special counsel to advise and assist the City in the drafting and negotiating contract for delivery of the NEWPP Expansion Project.

The Legal Department recommends the law firm of **HAWKINS DELAFIELD & WOOD LLP** ("Hawkins") to serve s special counsel on this project based on a nation-wide search. Of the law firms submitting proposals, Hawkins demonstrated the most experience and the most in-depth experience in water infrastructure projects and alternative delivery methods. For example, Hawkins recently assisted in drafting progressive design/build contracts for large-scale water infrastructure projects in California and Arizona and recently completed an alternative delivery project with the City of San Antonio, Texas.

Hawkins has already agreed to hourly rates consistent with the City Attorney's maximum fee schedule fo outside counsel. Hawkins has also agreed to help reduce expenses to the City by relying on the legal Department, especially for questions unique to Texas law. Hawkins represents government entities exclusively, which will reduce the likelihood of actual or perceived conflicts of interest and allow the City to get documents better suited to its goals.

The Regional Water Authorities will pay 84% of the costs associated with NEWPP Expansion Project, including the Hawkins contract, as agreed in a letter of agreement from the Authorities will reimburse the City for these legal services costs under a Supplement to the Water Supply Contracts for the NEWPP Expansion Project, which is anticipated to be presented to City Council in early 2015. So the City will ultimately pay for only 16% of the total contract amount, up to the proposed maximum contract amount of $857,200, or $137,152.

Prior Council Action:
N/A

Amount of Funding:
$600,000.00 from Fund 8500 (Water and Sewer System Consolidated Construction Fund)

Source of Funding:
Enterprise Fund

Contact Information:
Augustus Campbell - 832-393-6486

ATTACHMENTS:

	Description	Type
🗋	RCA	Backup Material
🗋	LGL - Legal Services Agreement with HAWKINS DELAFIELD & WOOD LLP Ordinance	Ordinance/Resolution/Motion

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

SUBJECT: To approve an ordinance appropriating $600,000.00 out of the Water and Wastewater Consolidated Construction Fund and authorizing an Agreement for Professional Services with Hawkins Delafield & Wood LLP.		**Page 1 of 1**	**Agenda Item #** 45
FROM (Department or other point of origin): David Feldman, City Attorney Dale Rudick, P.E., Director, Public Works & Engineering	**Origination Date** **12/02/2014**	**Agenda Date**	
DIRECTOR'S SIGNATURE David Feldman	**Council District affected:** **All**		
For additional information contact: Augustus L. Campbell 832-393-6486	**Date and identification of prior authorizing Council action: N.A.**		

RECOMMENDATION: (Summary)

That Council approve an Ordinance appropriating $600,000.00 out of the Water and Sewer System Consolidated Construction Fund and authorizing a contract ("Agreement for Professional Services") between the City and Hawkins Delafield & Wood LLP for legal services related to the proposed Northeast Water Purification Plant Expansion.

Amount and Source of Funding: $600,000.00 from Fund 8500 (Water and Sewer System Consolidated Construction Fund)

The City is evaluating design, construction, and financing options for the Northeast Water Purification Plant ("NEWPP") Expansion Project. The NEWPP Expansion Project is estimated to cost over $1 Billion and to take almost a decade to construct. Due to the scale and complexity of the project, and particularly the consideration of a unique delivery method for civil construction (i.e. progressive design/build), the City Attorney, Director of Public Works & Engineering, and representatives from the Regional Water Authorities believe that City would benefit from special counsel to advise and assist the City in the drafting and negotiating a contract for delivery of the NEWPP Expansion Project.

The Legal Department recommends the law firm of Hawkins Delafield & Wood LLP ("Hawkins") to serve as special counsel on this project based on a nation-wide search. Of the law firms submitting proposals, Hawkins demonstrated the most experience and the most in-depth experience in water infrastructure projects and alternative delivery methods. Hawkins has counseled clients on over 100 large-scale civil infrastructure projects and specializes in complex projects and delivery methods. For example, Hawkins recently assisted in drafting progressive design/build contracts for large-scale water infrastructure projects in California and Arizona and recently completed an alternative delivery project with the City of San Antonio, Texas.

Hawkins has already agreed to hourly rates consistent with the City Attorney's maximum fee schedule for outside counsel. Hawkins has also agreed to help reduce expenses to the City by relying on the Legal Department, especially for questions unique to Texas law. Hawkins represents government entities exclusively, which will reduce the likelihood of actual or perceived conflicts of interest and allow the City to get documents better suited to its goals.

The Regional Water Authorities will pay 84% of the costs associated with NEWPP Expansion Project, including the Hawkins contract, as agreed in a letter of agreement from the Authorities. The Regional Water Authorities will reimburse the City for these legal services costs under a Supplement to the Water Supply Contracts for the NEWPP Expansion Project, which is anticipated to be presented to City Council in early 2015. So the City will ultimately pay for only 16% of the total contract amount, up to the proposed maximum contract amount of $857,200, or $137,152.

Attachment: MWBE Zero Percent Goal Document Approved by the Office of Business Opportunity

REQUIRED AUTHORIZATION

Finance =Department	**Other Authorization:** Dale A. Rudick Dale Rudick, P.E., Director, PWE	**Other Authorization:**

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated hereby this reference.

( ) Other – Grant Funds Available.

Date:_____, 20___ **City Controller of the City of Houston, Texas**

FUND REF: AMOUNT: ENCUMB. NO.:

City of Houston, Texas Ordinance No._____

AN ORDINANCE APPROPRIATING THE SUM OF $600,000.00 OUT OF THE WATER AND SEWER SYSTEM CONSOLIDATED CONSTRUCTION FUND; APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF HOUSTON AND HAWKINS DELAFIELD & WOOD, LLP FOR PROFESSIONAL LEGAL SERVICES; PROVIDING A MAXIMUM CONTRACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. The City Council appropriates the sum of money set out in the title of this Ordinance, out of the funds set out in such title for the purpose set out in such title.

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

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

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

Section 5. The total allocation for the contract, agreement or other undertaking approved and authorized hereby shall never exceed **$857,200.00**, unless and until this sum is increased by ordinance of City Council.

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

PASSED AND ADOPTED this _____ day of _____, 20___.

APPROVED this _____ day of _____, 20___.

_____
Mayor of the City of Houston, Texas.

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the

foregoing Ordinance is _____.

_____
City Secretary

(Prepared by Legal Dept. _____)
(ALC/dg 12/10/2014) Assistant City Attorney
(Requested by David Feldman, City Attorney/Dale A. Rudick, P.E., Director, Department of Public Works & Engineering)
(L.D. File No. Pending)
G:\CONTRACT\DLG\ALC\Ordinances\Hawkins Delafield & Wood, LLP Ordinance.doc

CERTIFICATE OF CITY CONTROLLER

I, Ronald C. Green, City Controller of the City of Houston, Texas, pursuant to Article II, Section 19a of the Charter of the City of Houston, with respect to the sum of $600,000.00 required for the project referenced in the title of this ordinance, do hereby certify as follows:

(1) The sum of $600,000.00 will be funded from water and sewer system bond proceeds and/or water and sewer system commercial paper proceeds (first-in-first-out basis) pursuant to Ordinance No. 93-1409 authorizing the creation of the Water and Sewer System Consolidated Construction Fund. To the extent that this sum will be paid with bond proceeds, it is in the treasury in the said fund, and is not appropriated for any other purpose.

(2) To the extent that the $600,000.00 will be paid by commercial paper proceeds, funds will be received into the treasury and available before the maturity of said obligation, and such anticipated funds have not already been appropriated for any other purpose. Such sum will be received as a cash draw(s) to the City of Houston pursuant to the Water and Sewer System Commercial Paper Ordinance, Ordinance No. 93-1209.

_____

City Controller

Water.Cer8500

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District I

Item Creation Date: 9/23/2014

PLN-Special Minimum Lot Size Block (6700 Dillon Street) NORTH SIDE

Agenda Item#: 46.

Summary:
ORDINANCE establishing the north side of the 6700 block of Dillon Street, between Station Street and Santa Fe Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - GALLEGOS**

Background:
In accordance with Section 42-197 of the Code of Ordinances, the property owner of Tract 9A, Block 22, of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 79% of the block. Notification was mailed to the nine (9) property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 19,500 square feet for the 6700 block of Dillon Street, north side.

Contact Information:
Kevin Calfee, 713-837-7837

ATTACHMENTS:

	Description	Type
🗋	Map	Backup Material
🗋	RCA	Backup Material
🗋	Planning Director's Approval	Backup Material
🗋	PLN-Special Minimum Lot Size Block (6700 Dillon Street) NORTH SIDE	Ordinance/Resolution/Motion

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

SUBJECT: Ordinance designating the 6700 block of Dillon Street, north side, between Station Street and Santa Fe Street as a Special Minimum Lot Size Block	**Category #**	**Page 1 of ____**	**Agenda Item #**

FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	**Origination Date** September 26, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** **I**	
For additional information contact: Kevin Calfee **Phone:713.837.7768**	**Date and identification of prior authorizing Council action:N/A**	

RECOMMENDATION: (Summary) Approval of an ordinance designating the 6700 block of Dillon Street, north side, between Station and Santa Fe Streets as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 19,500 square foot special lot size.

Amount and Source of Funding:	**Finance Budget:**

SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Tract 9A, Block 22, of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 79% of the block. Notification was mailed to the nine (9) property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 19,500 square feet for the 6700 block of Dillon Street, north side.

Attachments: Planning Director's Approval, Map of the Area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David M. Feldman, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

Finance 011.A REV. 3/94
7530-0100403-00

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

SUBJECT: Ordinance designating the 6700 block of Dillon Street, north side, between Station Street and Santa Fe Street as a Special Minimum Lot Size Block	**Category #**	**Page 1 of ____**	**Agenda Item #**

FROM (Department or other point of origin): Patrick Walsh, P.E. Director Planning and Development Department	**Origination Date** September 26, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** I	
For additional information contact: Kevin Calfee **Phone:713.837.7768**	**Date and identification of prior authorizing Council action:N/A**	

RECOMMENDATION: (Summary) Approval of an ordinance designating the 6700 block of Dillon Street, north side, between Station and Santa Fe Streets as a Special Minimum Lot Size Block, pursuant to Chapter 42 of the Code of Ordinances, and establishing a 19,500 square foot special lot size.

Amount and Source of Funding:	**Finance Budget:**

SPECIFIC EXPLANATION: In accordance with Section 42-197 of the Code of Ordinances, the property owner of Tract 9A, Block 22, of the Garden Villas Subdivision initiated an application for the designation of a special minimum lot size block. The application includes written evidence of support from the owners of 79% of the block. Notification was mailed to the nine (9) property owners indicating that the special minimum lot size block application had been made. The notification further stated that written protest could be filed with the Planning and Development Department within thirty days of mailing. Since no protests were filed, no action was required by the Houston Planning Commission.

The Planning and Development Department recommends that City Council adopt an ordinance establishing a Special Minimum Lot Size of 19,500 square feet for the 6700 block of Dillon Street, north side.

Attachments: Planning Director's Approval, Map of the Area

xc: Marta Crinejo, Agenda Director
Anna Russell, City Secretary
David M. Feldman, City Attorney
Gary Dzierlenga, Land Use Division, Legal Department

REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

Finance 011.A REV. 3/94
7530-0100403-00

City of Houston, Texas, Ordinance No. 2014-_____

AN ORDINANCE ESTABLISHING THE NORTH SIDE OF THE 6700 BLOCK OF DILLON STREET, BETWEEN STATION STREET AND SANTA FE STREET, WITHIN THE CITY OF HOUSTON AS A SPECIAL MINIMUM LOT SIZE BLOCK PURSUANT TO CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS; MAKING FINDINGS AND CONTAINING OTHER PROVISIONS RELATED THERETO; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, Section 42-197 of the Code of Ordinances, Houston, Texas (the "Code"), authorizes the establishment of a special minimum lot size block to preserve the lot size character of existing residential neighborhoods in the City that do not have a minimum lot size established by deed restrictions; and

WHEREAS, an application was filed with the Department of Planning and Development (the "Department") requesting the establishment of a special minimum lot size block for the north side of the 6700 block of Dillon Street, which area is within the City (the "Area"); and

WHEREAS, the Director of the Department determined that the application was properly filed in accordance with the provisions of Section 42-198 of the Code; and

WHEREAS, the Director of the Department caused notice of the application to be duly given as provided in Section 42-200 of the Code; and

WHEREAS, no timely protest of the establishment of the special minimum lot size requirement area was filed by a property owner within the Area; and

WHEREAS, the Director of the Department has approved the application and has referred the application to the City Council for approval for the establishment of a special minimum lot size block pursuant to Section 42-200(e) of the Code; **NOW, THEREFORE,**

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

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

Section 2. That all terms not defined in this Ordinance shall have the meanings ascribed to them in Chapter 42 of the Code.

Section 3. That the City Council finds that the application for the establishment of a special minimum lot size block for the Area satisfies the criteria of Section 42-204(a) of the Code. The City Council further finds that the minimum lot size in the Area is 19,500 square feet.

Section 4. That the City Council hereby establishes a special minimum lot size block along the north side of the 6700 block of Dillon Street, said area also being approximately described by the property description in Exhibit "A" and the map attached as Exhibit "B."

Section 5. The minimum lot size of 19,500 square feet shall be the lot size requirement for the special minimum lot size block. The Director of the Department is hereby directed to cause a copy of this Ordinance to be filed for recordation in the real property records of Harris County, the county in which the special minimum lot size requirement area is located, as soon as practicable after the effective date of this Ordinance.

Section 6. That the Director of the Department of Planning and Development may assign a sequential number to this special minimum lot size block for purposes of identification.

Section 7. That this Ordinance and the special minimum lot size block established by this Ordinance shall terminate on the 40th anniversary of the effective date of this Ordinance, unless earlier terminated by an ordinance adopted by the City Council.

Section 8. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days of its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this _____ day of _____ 2014.

APPROVED this _____ day of _____ 2014.

_____
Mayor of the City of Houston

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

_____
City Secretary

_____
Assistant City Attorney

(Prepared by Legal Dept.
SOI/fg 12/8/14
Requested by Patrick Walsh, P.E., Director, Planning and Development Department)

EXHIBIT A

PROPERTY DESCRIPTION

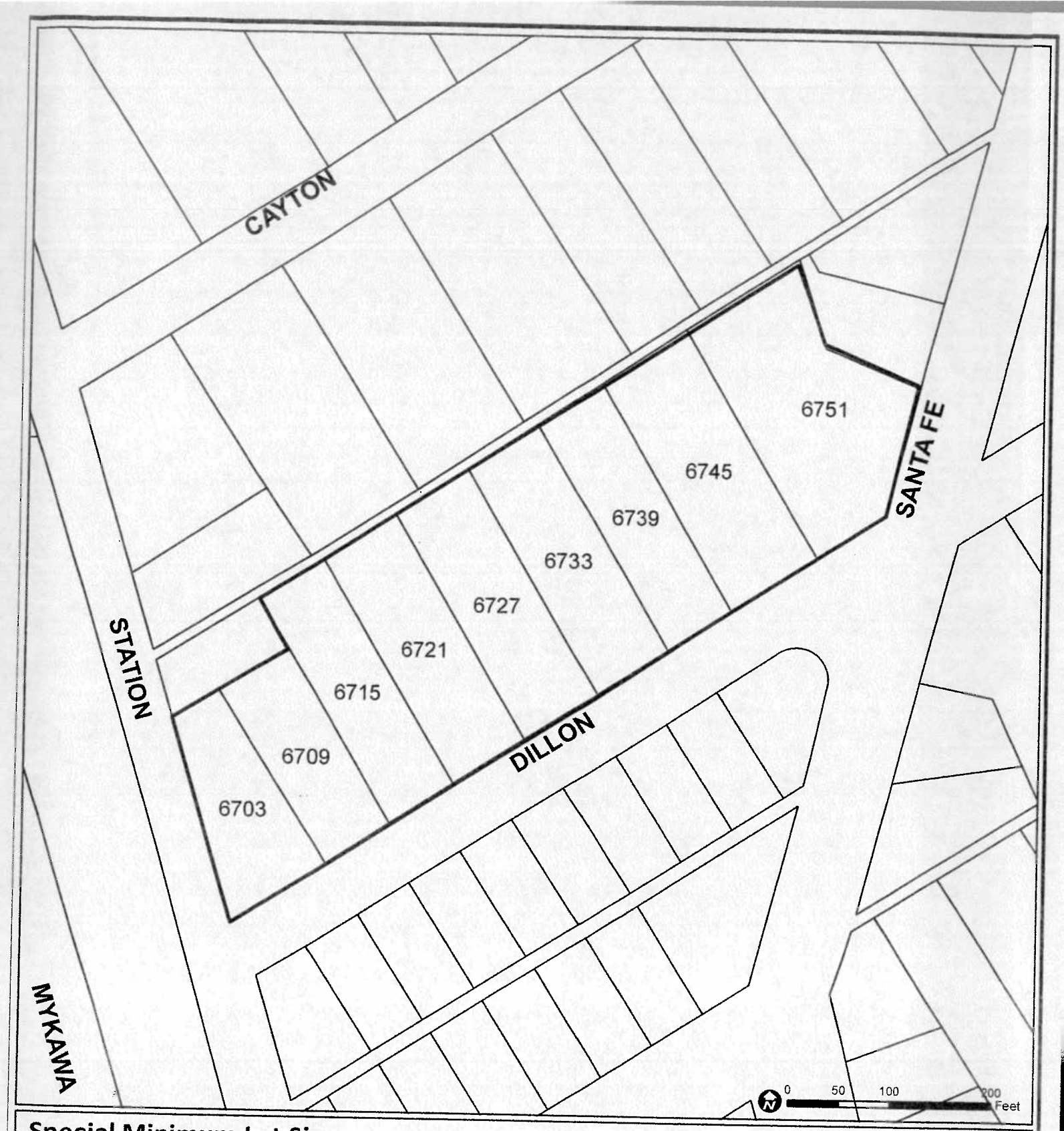
All or a portion of the following:

Lots 9 through 14, Block 22, Garden Villas, a subdivision in Harris County, Texas, according to the map or plat thereof, recorded in Volume 8, page 3 of the Map Records of Harris County, Texas.

The above description is intended to refer to the land described by the following HCAD account numbers and addresses:

0600140220009 referring to 6703 Dillon St., Houston, Texas, 77061
0600140220022 referring to 6709 Dillon St., Houston, Texas, 77061
0600140220010 referring to 6715 Dillon St., Houston, Texas, 77061
0600140220011 referring to 6721 Dillon St., Houston, Texas, 77061
0600140220023 referring to 6727 Dillon St., Houston, Texas, 77061
0600140220012 referring to 6733 Dillon St., Houston, Texas, 77061
0600140220024 referring to 6739 Dillon St., Houston, Texas, 77061
0600140220013 referring to 6745 Dillon St., Houston, Texas, 77061
0600140220015 referring to 6751 Dillon St., Houston, Texas, 77061

EXHIBIT B



Special Minimum Lot Size
6700 block of Dillon
North side, between Station Street and Santa Fe Street

Source: Harris County Appraisal District
Date: June 19, 2014
Reference: MLSB 445

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

Area Under Consideration

PLANNING & DEVELOPMENT DEPARTMENT

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

10312 - Hardware and Software Maintenance and Support Services for the Automated Fuel Management System -ORDINANCE

Agenda Item#: 47.

Summary:
ORDINANCE amending Ordinance No. 2012-0609 (Passed by City Council on June 27, 2012) to increase the maximum contract amount for the sole source contract with **MULTIFORCE SYSTEMS CORPORATION** for Hardware and Software Maintenance and Support Services for the Automated Fuel Management System for the Fleet Management Department - $136,000.00 Fleet Management Fund

Background:
The Director of the Fleet Management Department and the City Purchasing Agent recommends that City Council approve an amending Ordinance to increase the maximum contract amount from $340,000.00 to $476,000.00 for the sole source contract between the City of Houston and MultiForce Systems Corporation for hardware and software maintenance and support services for the automated fuel management system (AFMS) for the Fleet Management Department (FMD).

This contract was awarded on June 27, 2012 by Ordinance No. 2012-0609, for a three-year term with two one-year options, in the original amount of $340,000.00. Expenditures as of December 3, 2014 totaled $295,700.25. The additional spending authority is necessary to allow FMD to upgrade the Fuel Force software to the structured query language server, convert several city fueling sites from a manual system to AFMS and replace the existing hardware that is obsolete. Therefore, an increase to the maximum contract amount is needed to ensure that these services continue through the end of the contract term.

The scope of work requires the contractor to provide all labor, materials, equipment and supervision necessary to maintain the AFMS, which monitors over forty-six fuel sites citywide. The MultiForce AFMS is a PC-based automated fuel system used by the department to monitor and identify fleet fuel use. Additionally, the AFMS enables City fleet vehicles to refuel at any automated site, tracks fuel usage by vehicle and driver, and monitors fuel inventory levels. The system is completely self-contained, consisting of all necessary equipment and software for monitoring and controlling the dispensing of fuel, and for the production of reports used by the departments to monitor and control fuel use. Additionally, each automated site interfaces with the existing tank-monitoring hardware and software to identify leaks, as mandated by the Texas Commission on Environmental Quality (TCEQ). Finally, the AFMS interfaces with the citywide fleet management system, providing accurate fuel usage and vehicle mileage data for preventative maintenance scheduling, budget forecasting, and fuel inventory monitoring and control.

This recommendation is made pursuant to Chapter 252, Section 252.022 (a) (7) "a procurement of items that are available from only one source" of the Texas Local Government Code for exempt procurements.

The contract was awarded with a 0% M/WBE participation goal approved by the Office of Business Opportunity.

Prior Council Action:
Ord. No. 2012-0609; passed on 6/27/2012

Amount of Funding:
Maximum Contract Amount Increased by: $136,000.00

ATTACHMENTS:

Description	Type
RCA#10312	Signed Cover sheet
Ordiannce for RCA#10312	Signed Cover sheet
Previous Ordinance	Signed Cover sheet

Form A	Signed Cover sheet
Form B	Signed Cover sheet
Affidavit Of Ownership	Signed Cover sheet
OBO Documents	Signed Cover sheet
Tax Report	Signed Cover sheet

Controller's Office

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

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

(✓) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

( ) Other - Grant Funds Available

Ronald C. Lewis
City Controller of the City of Houston, Texas

Date: 6-26, 2012

FUND REF: 1005-6700-520110 AMOUNT: $80,000.00 SAP 45-155755 ENCUMB. NO.:

OA 46-11387

City of Houston, Texas Ordinance No. 2012-609

AN ORDINANCE AWARDING A SOLE SOURCE CONTRACT TO MULTIFORCE SYSTEMS CORPORATION FOR HARDWARE AND SOFTWARE MAINTENANCE AND SUPPORT SERVICES FOR THE AUTOMATED FUEL MANAGEMENT SYSTEM FOR THE FLEET MANAGEMENT DEPARTMENT; CONTINGENT ON CONTRACTOR'S SUBMISSION OF ALL REQUIRED CONTRACT DOCUMENTS; PROVIDING A MAXIMUM CONTRACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

* * * *

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

Section 1. That the City Council approves and authorizes a contract for with MutliForce Systems Corporation in substantially the form shown in the document that is attached hereto and incorporated herein by this reference. The Mayor is hereby authorized to execute such document upon receipt of all required contract documents, including but not limited to insurance certificates in the form required by the contract. If Contractor fails to provide such required contract documents within 30 days after the effective date of this ordinance, Council's approval of the contract shall automatically be rescinded and the contract may not be executed by the Mayor without further council action. The City Secretary is hereby authorized to attest to all such signatures and to affix the seal of the City to all such documents.

Section 2. The City Attorney is hereby authorized to take all action necessary to enforce all legal obligations under said contract without further authorization from Council.

Section 3. The total allocation for the contract, agreement or other undertaking approved and authorized hereby shall never exceed **$340,000.00** unless and until this sum is increased by ordinance of City Council.

Section 4. There exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 27th **day of** June **, 20**12**.**

APPROVED this _____ day of _____, 20_____.

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is JUL 03 2012.

_____
City Secretary

This Contract has been reviewed as to form by the undersigned legal assistant and has been found to meet established Legal Department criteria. The Legal Department has not reviewed the content of these documents.

6-21-12
Date

_____
Legal Assistant

(Requested by Calvin D. Wells, City Purchasing Agent)

CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE: JUL 03 2012

AYE	NO	
✓		MAYOR PARKER
• • • •	• • • •	COUNCIL MEMBERS
	ABSENT	BROWN
✓		DAVIS
✓		COHEN
✓		ADAMS
	ABSENT-ON PERSONAL BUSINESS	SULLIVAN
✓		HOANG
✓		PENNINGTON
✓		GONZALEZ
✓		RODRIGUEZ
✓		LASTER
✓		GREEN
✓		COSTELLO
✓		BURKS
	ABSENT DUE TO BEING ILL	NORIEGA
✓		BRADFORD
✓		CHRISTIE
CAPTION	ADOPTED	

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/9/2014

SWM-BFI Waste Services of Texas, LP, a wholly owned subsidiary of Republic Services, Inc. - Approve and authorize First Amendment

Agenda Item#: 48.

Summary:
ORDINANCE approving and authorizing first amendment to Type IV Solid Waste Disposal Contracts with **BFI WASTE SERVICES OF TEXAS, LP, A WHOLLY OWNED SUBSIDIARY OF REPUBLIC SERVICES, INC** (Approved by Landfill Ordinance No. 98-503 & Transfer Station Ordinance No. 99-1329) for Municipal Solid Waste Disposal and Management of the City's Three Transfer Stations; providing a maximum contract amount - $226,402,000.00 - General Fund

Background:
Approve and authorize First Amendment to Type IV Solid Waste disposal contract with BFI Waste Services of Texas, LP, a wholly owned subsidiary of Republic Services, Inc. for municipal solid waste disposal and management of the City's three transfer stations.

Prior Council Action:
Landfill Ordinances: 98-503, 03-1036, 05-1397, 09-1141
Transfer Station Ordinances: 99-1139, 03-1265, 05-0973, 08-0080

Amount of Funding:
$226,402.000.00

Source of Funding:
General Fund

Fund 1000

Contact Information:
Harry Hayes, Director 713-837-9103
Victor Ayres, Deputy Director 713-837-9131
Randy Tims, Asst. Director Budget & Finance 713-837-9188

ATTACHMENTS:

	Description	Type
	RCA	Signed Cover sheet
	SWM-BFI Waste Services of Texas, LP, a wholly owned subsidiary of Republic Services, Inc. - Approve and authorize First Amendment ORD	Ordinance/Resolution/Motion

Controller's Office

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

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

( ) Funds have been encumbered out of funds previously appropriated for such purpose.

( ) Funds have been certified and designated to be appropriated by separate ordinance to be approved prior to the approval of the ordinance set out below.

( ) Funds will be available out of current or general revenue prior to the maturity of any such obligation.

( ) No pecuniary obligation is to be incurred as a result of approving the ordinance set out below.

( ) The money required for the expenditure or expenditures specified below is in the treasury, in the fund or funds specified below, and is not appropriated for any other purposes.

( ) A certificate with respect to the money required for the expenditure or expenditures specified below is attached hereto and incorporated herein by this reference.

( ) Other - Grant Funds Available

Date:_____, 20___ City Controller of the City of Houston, Texas

FUND REF: _____ AMOUNT: _____ ENCUMB. NO.:_____

City of Houston Ordinance No. _____

AN ORDINANCE APPROVING AND AUTHORIZING A FIRST AMENDMENT TO TYPE IV SOLID WASTE DISPOSAL CONTRACTS WITH BFI WASTE SERVICES OF TEXAS, LP, A WHOLLY OWNED SUBSIDIARY OF REPUBLIC SERVICES, INC. (APPROVED BY LANDFILL ORDINANCE NO. 98-503 & TRANSFER STATION ORDINANCE NO. 99-1329) FOR MUNICIPAL SOLID WASTE DISPOSAL AND MANAGEMENT OF THE CITY'S THREE TRANSFER STATIONS; PROVIDING A MAXIMUM CONTRACT AMOUNT; CONTAINING PROVISIONS RELATING TO THE SUBJECT; AND DECLARING AN EMERGENCY.

*** * * ***

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District C

Item Creation Date: 12/10/2014

20UPA312 Ordinance to Adopt a Municipal Setting Designation Prohibiting the Use of Designated Groundwater for R.R. Donnelley & Sons Company for the Site Located at 1015 South Shepherd, Houston, TX 70019. (MSD # 2014-075-RRD)

Agenda Item#: 49.

Summary:
MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 1.8296 acres commonly known as 1015 S. Shepherd Drive, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT C - COHEN**

Background:
SUBJECT: An ordinance to adopt a Municipal Setting Designation prohibiting the use of designated groundwater for R.R. Donnelley & Sons Company for the site located at 1015 South Shepherd, Houston, TX 70019. (MSD # 2014-075-RRD)

RECOMMENDATION: (Summary) It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the R.R. Donnelley & Sons Company site located at 1015 South Shepherd, Houston, TX 70019, and support issuance of an MSD by the Texas Commission on Environmental Quality (TCEQ). (MSD # 2014-075-RRD)

BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designate an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires local City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting public health. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State (ordinance amended 7/14/2010).

R.R. Donnelley & Sons Company APPLICATION: R.R. Donnelley & Sons Company is seeking a Municipal Setting Designation (MSD) for 1.8296 acres of land located at 1015 South Shepherd, Houston, TX 70019. The contamination consists of Tetrachloroethylene (PCE), Trichloroethylene (TCE), cis-1,2-dichloroethylene (cis-1,2-DCE). The site operated under various names while performing commercial printing operations from 1949 through 2001. The analysis of data collected at the Site indicates that the contaminated plume is stable. A licensed Professional Engineer has certified that the area of contamination has been thoroughly investigated, is fully defined, and is stable.

R.R. Donnelley & Sons Company is seeking an MSD for this property to restrict access to groundwater to protect the public against possible exposure to the contaminants. There is a public drinking water supply system that meets state requirements that supplies or is capable of supplying drinking water to the MSD property and all properties within one-half mile of the MSD property. A public meeting was held on December 2, 2014 at the Houston Permitting Center, and a public hearing was held on December 10, 2014 during the Transportation, Technology, and Infrastructure Council Committee. Both meetings are necessary steps prior to City Council's consideration of support.

RECOMMENDATIONS: It is recommended that City Council adopt a Municipal Setting Designation (MSD) ordinance prohibiting the use of designated groundwater at the R.R. Donnelley & Sons Company site located at 1015 South Shepherd, Houston, TX 70019, and support issuance of an MSD by the Texas Commission on Environmental Quality.
MLL:TJH:RM:jmc

C: Marta Crinejo, Phillip Goodwin

Amount of Funding:
Amount and Source of Funding: N/A

Contact Information:
Jennifer M. Clancey, Program Manager (832) 394-9005

ATTACHMENTS:

	Description	Type
	20UPA312 Ordinance to Adopt a Municipal Setting Designation Prohibiting the Use of Designated Groundwater for R.R. Donnelley & Sons Company for the Site Located at 1015 South Shepherd, Houston, TX 70019. (MSD # 2014-075-RRD) Signed RCA	Signed Cover sheet
	20UPA312 Ordinance to Adopt a Municipal Setting Designation Prohibiting the Use of Designated Groundwater for R.R. Donnelley & Sons Company for the Site Located at 1015 South Shepherd, Houston, TX 70019. (MSD # 2014-075-RRD) Maps	Backup Material
	20UPA312 Ordinance to Adopt a Municipal Setting Designation Prohibiting the Use of Designated Groundwater for R.R. Donnelley & Sons Company for the Site Located at 1015 South Shepherd, Houston, TX 70019. (MSD # 2014-075-RRD) MSD Application	Backup Material

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT: Petition for the City's consent to the addition of 74.474 acres of land to Harris County Municipal Utility District No. 105 (Key Map No. 406J)	Page 1 of 1	Agenda Item #
FROM (Department or other point of origin): Department of Public Works and Engineering	Origination Date	Agenda Date
DIRECTOR'S SIGNATURE Dale A. Rudick Dale A. Rudick, P.E., Director	Council District affected: "ETJ" V.O.	
For additional information contact: for Fazlerall Carol Ellinger Haddock, P.E. Senior Assistant Director Phone: (832)395-2686	Date and identification of prior authorizing Council action:	

RECOMMENDATION: (Summary)

The petition for the addition of 74.474 acres of land to Harris County Municipal Utility District No. 105 be approved.

Amount and Source of Funding:

NONE REQUIRED

SPECIFIC EXPLANATION:

Harris County Municipal Utility District No. 105 has petitioned the City of Houston for consent to add 74.474 acres of land, located in the city's extraterritorial jurisdiction, to the district.

The Utility District Review Committee has evaluated the application with respect to wastewater collection and treatment, potable water distribution, storm water conveyance, and other public services.

The district is located in the vicinity of Wildcroft Drive, Longenbaugh Road, the Grand Parkway and Fry Road. The district desires to add 74.474 acres, thus yielding a total of 1,649.235 acres. The district is served by the Harris County Municipal Utility District No. 105 Wastewater Treatment Facility. The other district served by this plant is Northwest Harris County Municipal Utility District No. 12. The nearest major drainage facility for Harris County Municipal Utility District No. 105 is Dinner Creek which flows to Langham Creek then to Bear Creek, then into South Mayde Creek which flows into Buffalo Bayou and finally into the Houston Ship Channel.

Potable water is provided by the district. By executing the Petition for Consent, the district has acknowledged that all plans for the construction of water conveyance, wastewater collection, and storm water collection systems within the district must be approved by the City of Houston prior to their construction.

The Utility District Review Committee recommends that the subject petition be approved.

Attachments

c: Marta Crinejo
Patrick Walsh, P.E.
Jun Chang, P.E., D.WRE
Bill Zrioka
Gary Dzierlenga
Tim Lincoln, P.E.

LTS#13380 REQUIRED AUTHORIZATION 20IPB176

Finance Department	Other Authorization:	Other Authorization: Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Div.

LEGEND:

- DESIGNATED PROPERTY

NOTES:

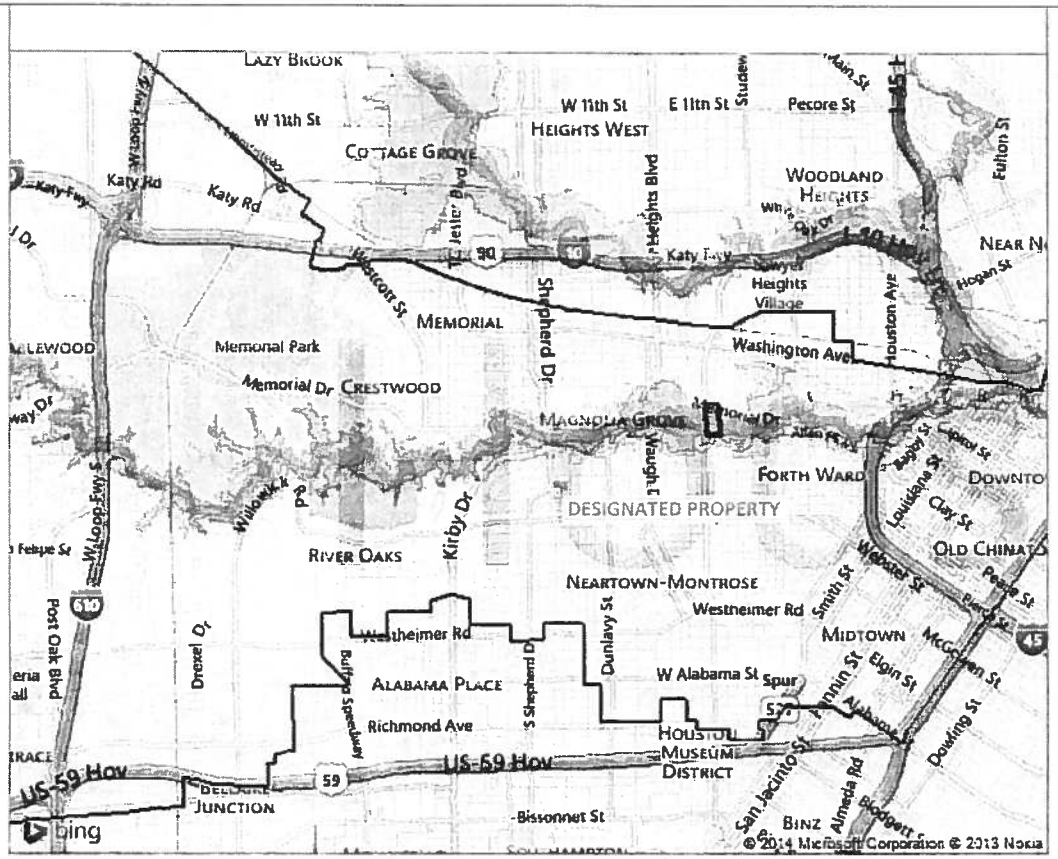
USGS HOUSTON HEIGHTS QUADRANGLE HARRIS COUNTY, TEXAS 2013
CONTOUR INTERVALS 5 FEET

0 500 1000
GRAPHICAL SCALE (FT)

MEC², INC.
8864 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 2 - TOPOGRAPHIC MAP
RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE



LEGEND

- Floodway
- 1% (100-year) Floodplain
- 0.2% (500-year) Floodplain
- 1% (100-year) Coastal Floodplain
- LOMR Boundary
- Open Channels
- Enclosed Channels
- Watershed Boundaries
- Harris County Boundary

N

1 in = 5225 ft

(1 : 62699.07)

HARRIS COUNTY FLOOD CONTROL DISTRICT

DISCLAIMER: The Harris County Flood Control District's Flood Education Mapping Tool is for general information purposes only and may not be suitable for legal, engineering or surveying purposes. The floodplains shown on this mapping tool are those delineated on the Federal Emergency Management Agency's (FEMA) effective Flood Insurance Rate Map (FIRM or floodplain map) for Harris County that was adopted in 2007, as well as updates that have been made through a Letter of Map Revision (LOMR) since 2007. This mapping tool is not an effective FIRM. The effective FIRM is produced, maintained and published by FEMA and not by the Harris County Flood Control District. Please visit FEMA's Map Service Center at www.msc.fema.gov to view the effective FIRM for Harris County. For an official floodplain determination, please contact an insurance agent or mortgage lender.This map is a representation and approximation of the relative location of geographic information, land marks and physical addresses.

LEGEND:

- DESIGNATED PROPERTY

NOTES:

0 500 1000

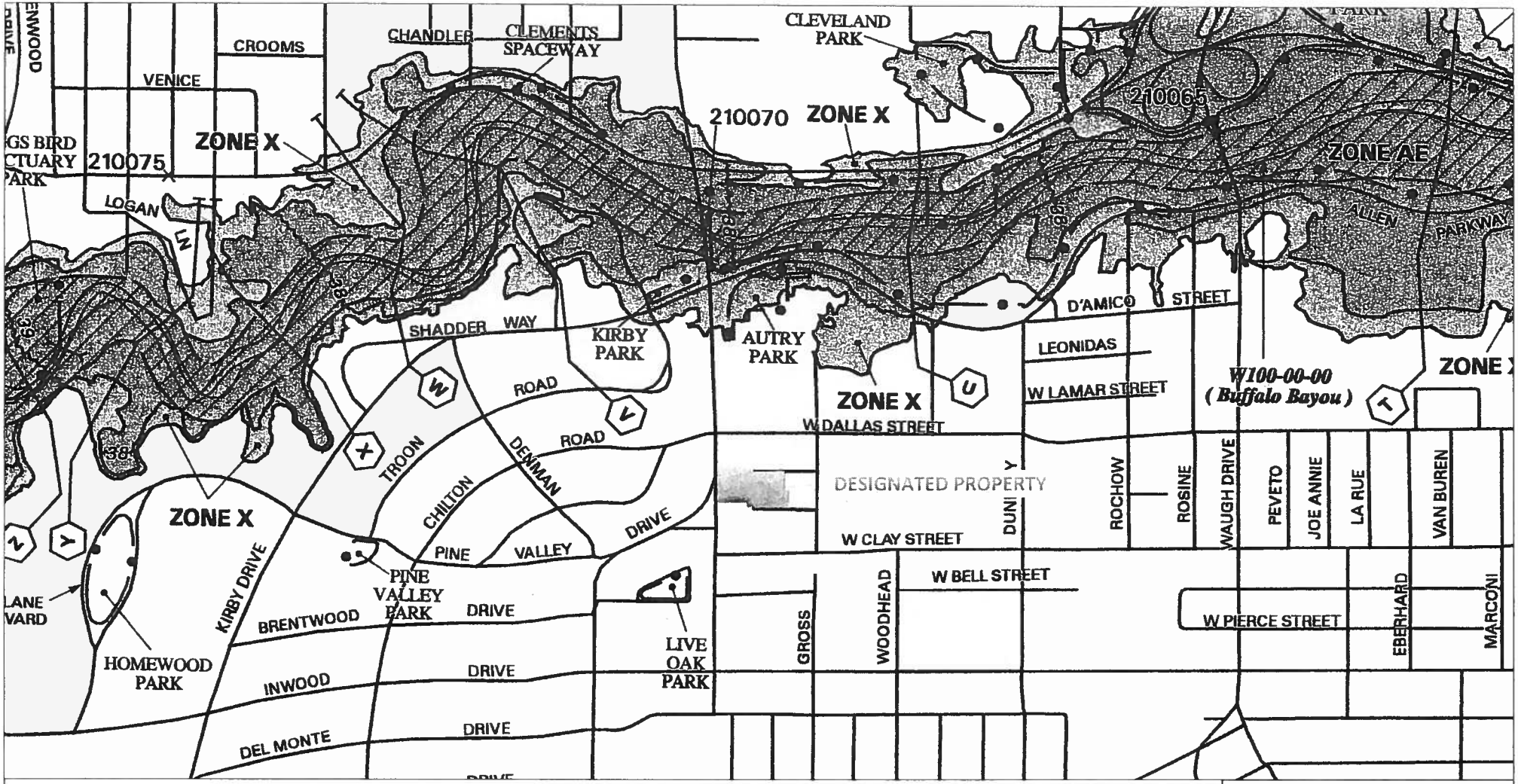
GRAPHICAL SCALE (FT)

MEC², INC.
8864 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 3 - WATERSHED MAP

RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE



LEGEND:

- DESIGNATED PROPERTY

NOTES:

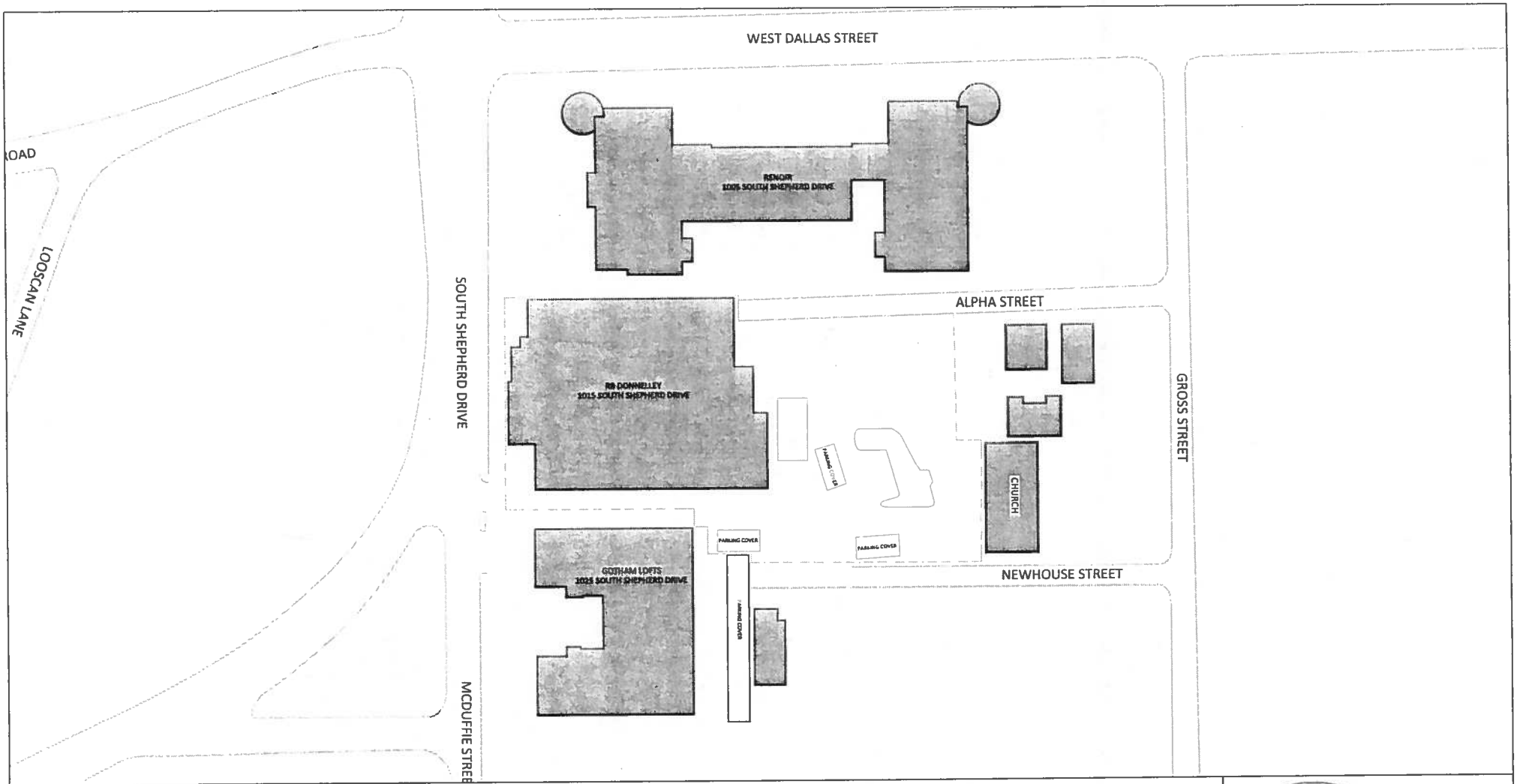
PANEL 0670L FLOOD INSURANCE RATE MAP - FIRM
MAP NUMBER: 48201C0670L
MAP REVISED: JUNE 18, 2007

GRAPHICAL SCALE (FT)

MEC², INC.
8864 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 4 - FEMA MAP
RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE



LEGEND:

- DESIGNATED PROPERTY

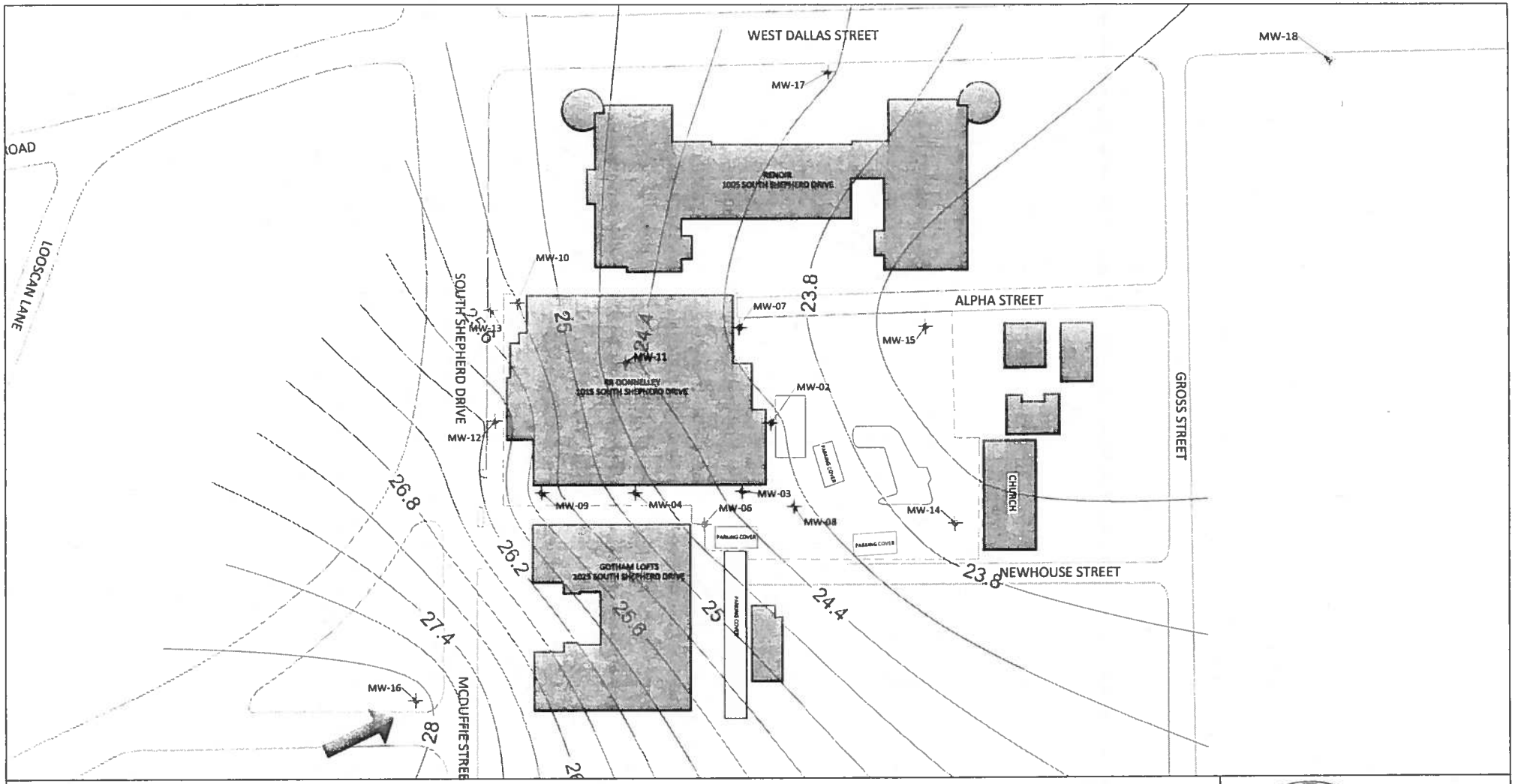
NOTES:

GRAPHICAL SCALE (FT)

MEC², INC.
8864 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 5 - SITE MAP
RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE



LEGEND:

- MONITORING WELL
- GROUNDWATER GRADIENT
- DESIGNATED PROPERTY

NOTES:

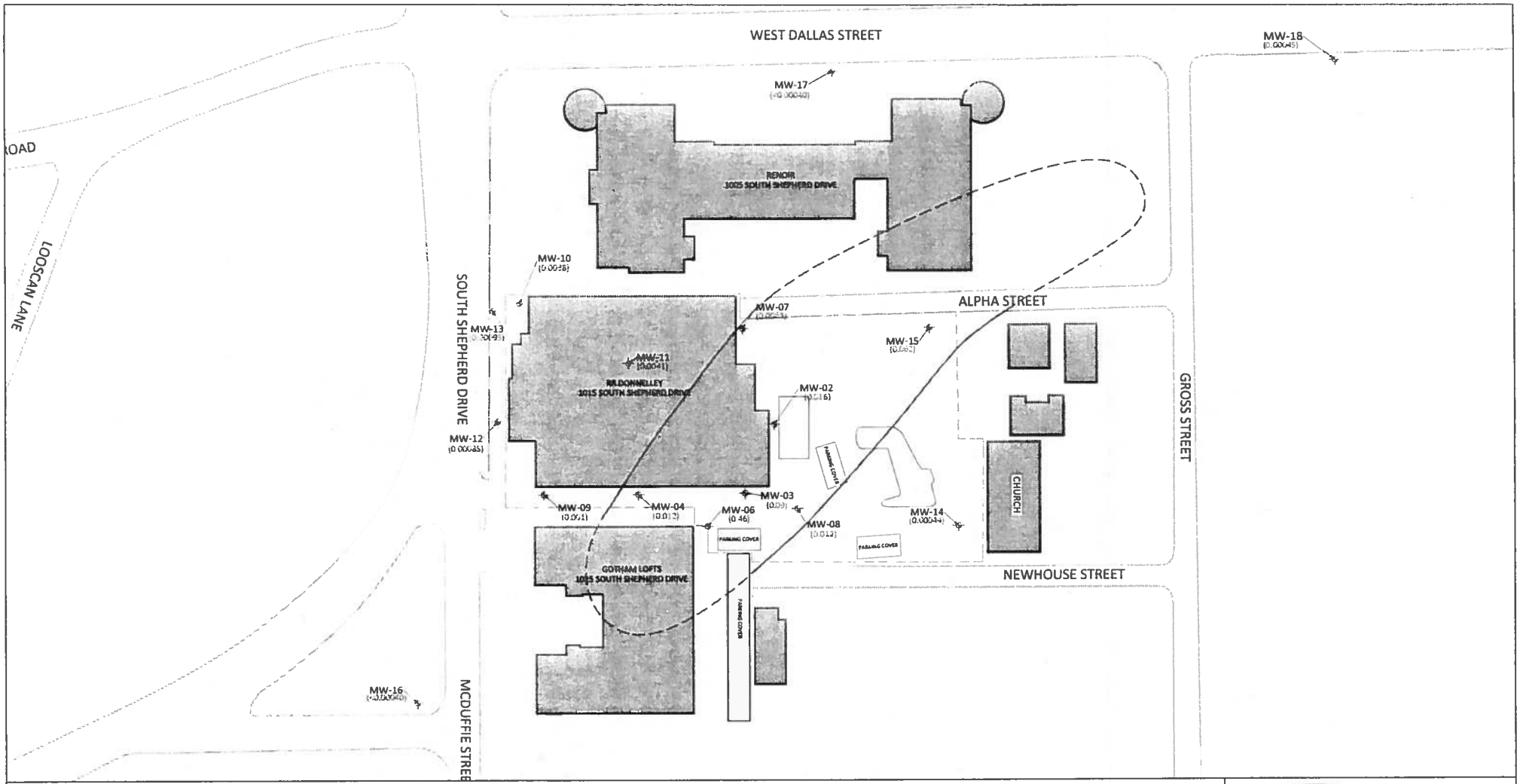
GROUNDWATER GRADIENT DETERMINED USING KRIGING CALCULATION BASED ON ARBITRARY 55 FOOT ELEVATION DATUM.

GRAPHICAL SCALE (FT)

MEC², INC.
8864 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 10 - GROUNDWATER GRADIENT
RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE



LEGEND:

- MONITORING WELL
- DESIGNATED PROPERTY
- PCLE EXCEEDANCE ZONE FOR TCE
- (0.005) - TCE CONCENTRATION IN MG/L

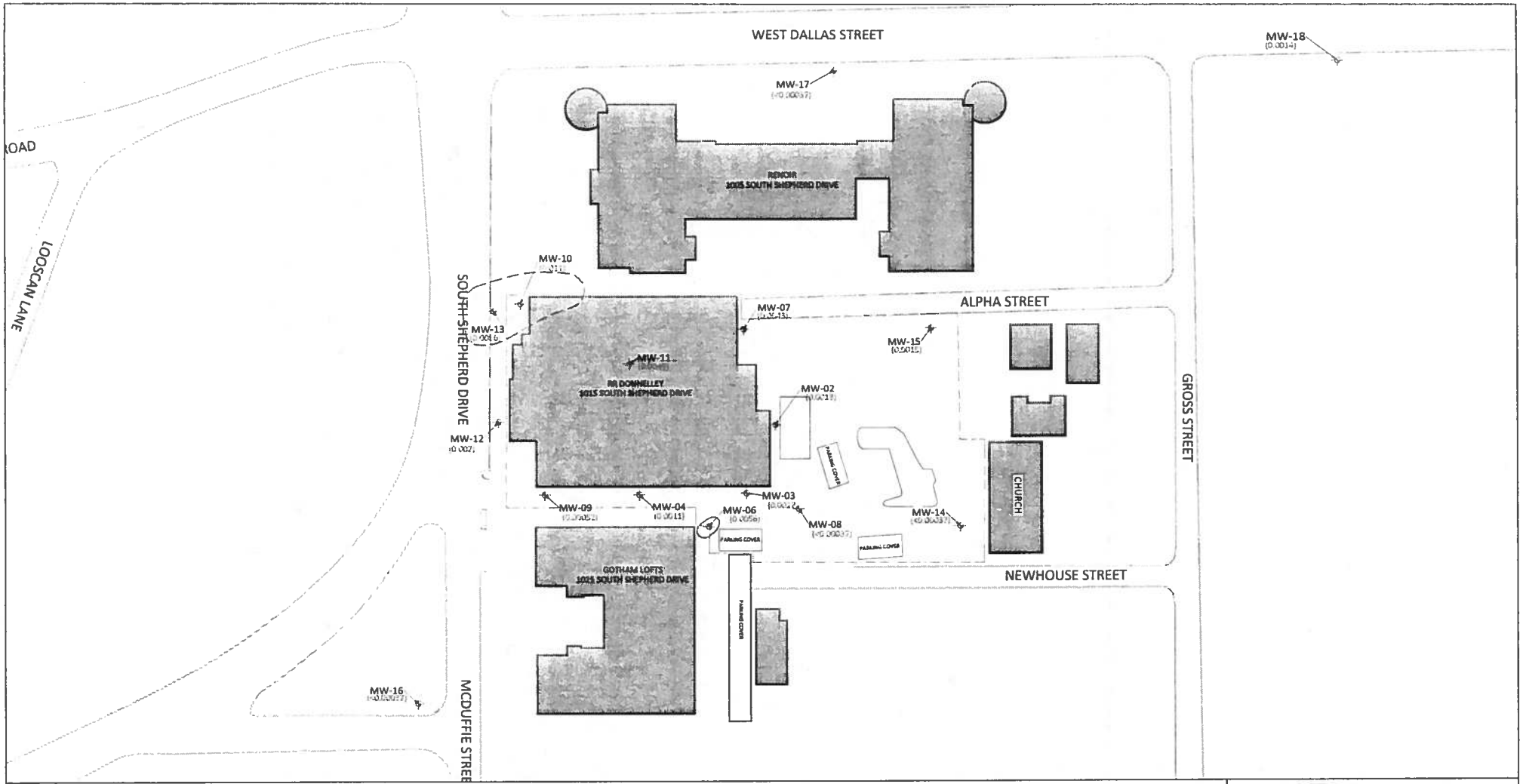
NOTES:

GRAPHICAL SCALE (FT)

MEC², INC.
8854 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 11A - PCLE FOR TCE
RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE



LEGEND:

- MONITORING WELL
- DESIGNATED PROPERTY
- PCLE EXCEEDANCE ZONE FOR PCE
- (0.005) - PCE CONCENTRATION IN MG/L

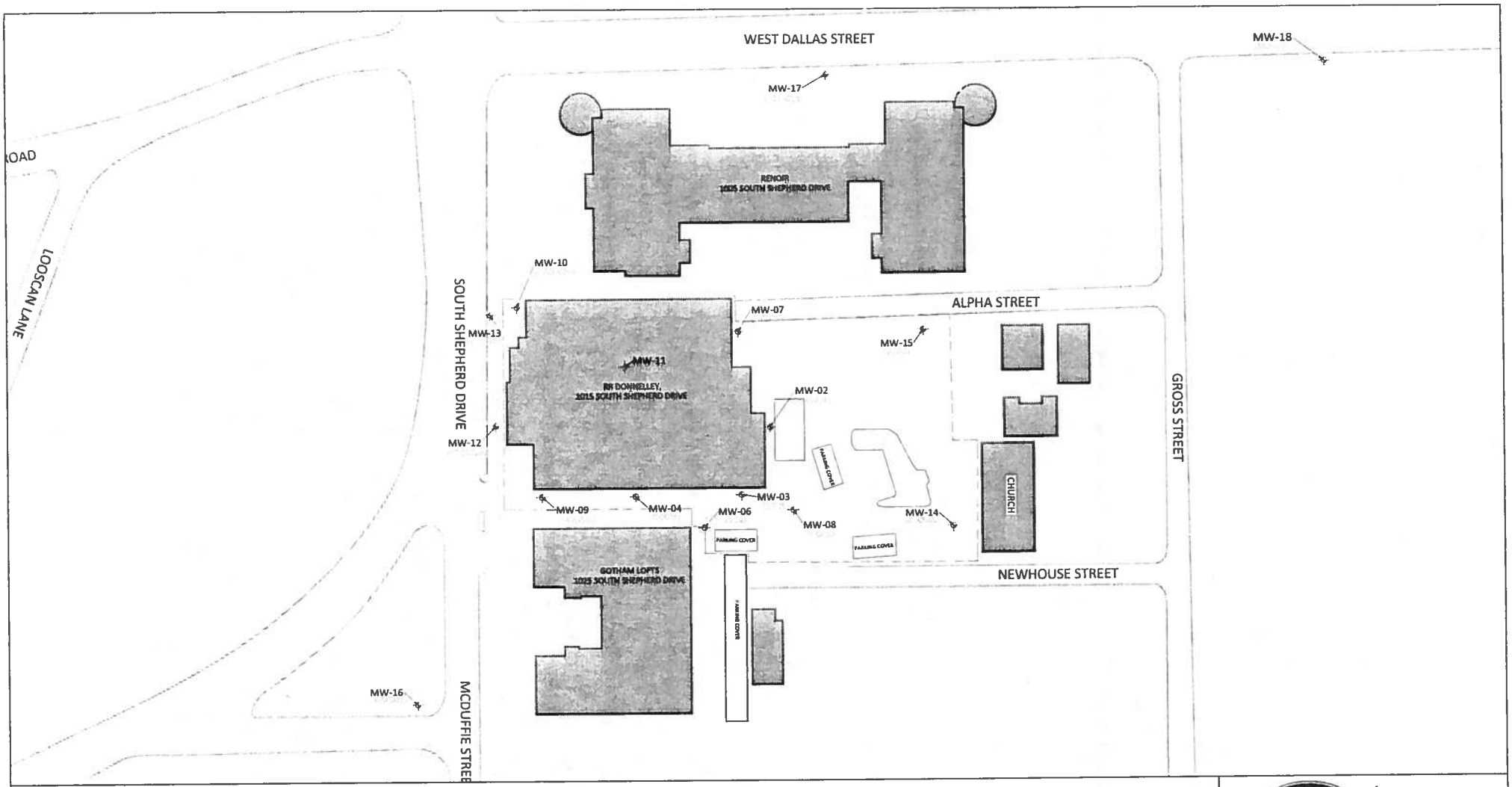
NOTES:

GRAPHICAL SCALE (FT)

MEC², INC.
8864 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 11B - PCLE FOR PCE
RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE



LEGEND:

- MONITORING WELL
- DESIGNATED PROPERTY
- PCLE EXCEEDANCE ZONE FOR CIC-1,2-DCE
- CIS-1,2-DCE CONCENTRATION IN MG/L

NOTES:

GRAPHICAL SCALE (FT)

MEC², INC.
8864 INTERCHANGE DRIVE
HOUSTON, TEXAS 77054

FIGURE 11C - PCLE FOR CIS-1, 2-DCE
RR DONNELLEY FACILITY
1015 SOUTH SHEPHERD DRIVE
HOUSTON, TEXAS 77019

PROJECT NO: 1413.003H.00 | REV. DATE: 04/30/2014 ELE

CITY OF HOUSTON

Public Works and Engineering Department

Annise D. Parker

Mayor

Dale A. Rudick, P.E.
Director
P.O. Box 2688
Houston, Texas 77252-2688

www.houstontx.gov
www.houstonmsd.org

October 23, 2014

RE: MSD Application #2014-075-RRD, 1015 South Shepherd, Houston, TX 70019

Dear Recipient:

Enclosed is a public meeting notice about an upcoming meeting in your area. This is an informational meeting about a property at 1015 South Shepherd, Houston, TX 70019 that has low levels of contaminated groundwater beneath their property. This application was submitted by R.R. Donnelley & Sons Company (the applicant). The contamination from this site **does not affect your property** unless you have been specifically contacted by the applicant. Please note: the drinking water supplied by the City is **not** affected, nor are any of the local water wells affected by the contamination at this site. The following notice will give you additional details about the type of contamination that has been found at the site. We welcome you to attend the public meeting to find out more about the site and cleanup efforts, but it is not mandatory that you come.

Public Meeting Information:

When: Tuesday, December 2, 2014 at 6:00 p.m.
Where: Houston Permitting Center
1002 Washington Avenue, Houston, TX 77002

You are invited to this meeting because you either own property that is within a half-mile of the site, or state records show you own a water-well that is within five-miles of the site. Other cities, retail public utilities, and civic groups have also been invited to attend. If you received this letter by mistake, please ignore it. The enclosed map shows you the MSD site, meeting location, and library where a copy of the application may be viewed.

If you received a certified letter it is because public records show there is a registered water well on your property that is within five miles of the site and State law requires that you be notified by certified letter. You may have been notified even if you no longer use the well or it has been abandoned. If you feel like this is in error, please review Appendix P in the on-line application, located on the "MSD in Review" section of the MSD webpage (http://www.publicworks.houstontx.gov/planning/msd_in_review.html), for the permitting agency that has provided information pertaining to your property and contact that agency. ***The City of Houston does not maintain the water well databases and, therefore, cannot remove your name from any of the water well databases or correct the information.*** If you received the notice through the regular mail it is because you own property within a half-mile of the site.

The groundwater contamination at the site is very shallow and is not the groundwater that the City of Houston uses for its drinking water. Most of the City's drinking water is now from surface water (Lakes Houston, Conroe, and Livingston and the Trinity River).

Council Members: Brenda Stardig Jerry Davis Ellen R. Cohen Dwight Boykin Dave Martin Richard Nguyen Oliver Pennington Edward Gonzalez Robert Gallegos
Mike Laster Larry V. Green Stephen C. Costello David W. Robinson Michael Kubosh C.O. "Brad" Bradford Jack Christie, D.C. Controller: Ronald C. Green

The purpose of this public meeting is to inform you, the nearby neighbors and well owners, about the Municipal Settings Designation (MSD) program and the application. During the meeting a representative from the city will talk about the MSD program and then the MSD applicant will talk about the site. You may come to the meeting just to listen or you can share a comment. Comments can be given in person at the meeting or you can send them to the City of Houston at the following address:

Jennifer M. Clancey
City of Houston
Public Works and Engineering Department
P.O. Box 2688
Houston, Texas 77252-2688
msd@houstontx.gov
(832) 394-9005

An MSD is the way a property owner can legally say that the contaminated groundwater at their property cannot be used for drinking water now or in the future, to protect public health. In addition to protecting public health, it may also help a contaminated site redevelop or reinvest. The MSD does not excuse the applicant from cleanup activities such as removing the surface soil or reducing other exposure risks to the public. As stated before the contamination from this site does not affect your property unless you have been specifically contacted by the applicant.

At many sites with historic contamination, the owner/operator was following the standard practice at that time. As knowledge grew the standard practices changed. The State now regulates businesses to keep this type of contamination from happening now or in the future. Only sites that are already participating in a state or federal cleanup program can apply for an MSD.

Should you have any questions about the MSD program or process, please contact me at (832) 394-9005 or email me at msd@houstontx.gov.

Sincerely,

Jennifer M. Clancey
Program Manager
Planning and Development Service Division

Enclosed: Public Meeting Notice and Map

CITY OF HOUSTON

Public Works and Engineering Department

Annise D. Parker

Mayor

Dale A. Rudick, P.E.
Director
P.O. Box 2688
Houston, Texas 77252-2688

www.houstontx.gov
www.houstonmsd.org

23 de Octubre 2014

RE: Solicitud MSD #2014-075-RRD, 1015 South Shepherd, Houston, TX 70019

Querido receptor:

Adjunto hay un aviso de reunión pública sobre una próxima reunión en su área. Esta es una reunión informativa acerca de una propiedad en 1015 South Shepherd Houston, TX 70019 que tiene bajos niveles de agua subterránea contaminada bajo su propiedad. Esta solicitud fue presentada por R.R. Donnelley & Sons Company (la demandante). La contaminación de este sitio **no afecta a su propiedad** a menos que haya sido específicamente contactado por el solicitante. El agua potable suministrada por la ciudad **no** se ve afectada, ni ninguno de los pozos de agua locales afectados por la contaminación en este sitio. El siguiente aviso le dará más detalles sobre el tipo de contaminación que se ha encontrado en el sitio. Le invitamos a asistir a la reunión pública para averiguar más acerca de los esfuerzos del sitio y limpieza, pero no es obligatorio que venga.

Información Pública de la reunión:

Cuándo: Martes, 2 de Diciembre 2014 a las 6:00 p.m.
Donde: Houston Permitting Center
1002 Washington Avenue, Houston, TX 77002

Usted está invitado a esta reunión porque o tiene propiedad que está a media milla del sitio, o registros estatales muestran que poseen un pozo de agua que se encuentra dentro de 5 millas del sitio. Otras ciudades, los servicios públicos por menor y grupos cívicos también han sido invitados a asistir. Si usted recibió esta carta por error, por favor ignórela. El mapa adjunto muestra el sitio MSD, lugar de reunión y biblioteca donde se puede ver una copia de la solicitud.

Si usted recibió una carta certificada es porque los registros públicos muestran que hay un pozo de agua registrado en su propiedad que se encuentra dentro de cinco millas del lugar y la ley del estado requiere que usted sea notificado por carta certificada. Es posible que haya sido notificado, incluso si ya no utiliza el bien o se ha abandonado. Si usted siente que esto es un error, por favor revise el Apéndice P en la aplicación on-line, que se encuentra en la sección "MSD in Review" de la página web de MSD (http://www.publicworks.houstontx.gov/planning/msd_in_review. html), por la agencia de permisos que ha proporcionado la información relativa a su propiedad y en contacto con la agencia. La Ciudad de Houston no mantiene las bases de datos de pozos de agua y, por tanto, no puede eliminar su nombre de cualquiera de las bases de datos de pozos de agua o corregir la información.

La contaminación de las aguas subterráneas en el sitio es muy superficial y no es el agua subterránea que utiliza la ciudad de Houston para su agua potable. La mayor parte del agua potable de la ciudad es ahora de aguas superficiales (Lagos Houston, Conroe y Livingston y el Río Trinity).

Council Members: Brenda Stardig Jerry Davis Ellen R. Cohen Dwight Boykin Dave Martin Richard Nguyen Oliver Pennington Edward Gonzalez Robert Gallegos
Mike Laster Larry V. Green Stephen C. Costello David W. Robinson Michael Kubosh C.O. "Brad" Bradford Jack Christie, D.C. Controller: Ronald C. Green

El propósito de esta reunión pública es informar a usted, los vecinos cercanos y propietarios de pozos de agua, sobre el programa de Designación de Señalamiento Municipal (MSD por sus siglas en ingles) y su aplicación. Durante la reunión un representante de la ciudad hablará sobre el programa MSD y después el solicitante MSD hablará sobre el sitio. Puede venir a la reunión sólo para escuchar o puede compartir un comentario. Comentarios pueden darse en persona en la reunión o los puede enviar a la ciudad de Houston en la siguiente dirección:

Jennifer M. Clancey
City of Houston
Public Works and Engineering Department
P.O. Box 2688
Houston, Texas 77252-2688
msd@houstontx.gov
(832) 394-9005

Un MSD es la manera que el dueño de una propiedad puede decir legalmente que el agua subterránea contaminada en su propiedad no puede usarse para el agua potable ahora ni en el futuro, para proteger la salud pública. Además de proteger la salud pública, puede también ayudar a que la propiedad contaminada pueda ser desarrollada o reconstruida. MSD no exime al solicitante de actividades de limpieza como la eliminación de la superficie del suelo o reducir otros riesgos de exposición al público. Como se dijo antes la contaminación de este sitio no afecta su propiedad a menos que usted específicamente haya sido contactado por el solicitante.

En muchos sitios con contaminación histórica, el propietario/operador estaba siguiendo la práctica habitual en aquel momento. A medida que el conocimiento crecido las prácticas estándares han cambiado. El Estado ahora regula las empresas para prevenir que este tipo de contaminación ocurra ahora o en el futuro. Sólo los sitios que ya están participando en un programa estatal o federal de limpieza pueden solicitar una MSD.

Si tiene alguna pregunta sobre el programa MSD o su proceso, por favor comuníquese conmigo al (832) 394-9005 o envíeme un email a msd@houstontx.gov.

Sinceramente,

Jennifer M. Clancey
Program Manager
Planning and Development Service Division

Adjunto: Advertencia Reunión Pública y Mapa

NOTICE OF PUBLIC MEETING
REQUEST FOR SUPPORT OF
MUNICIPAL SETTING DESIGNATION
October 23, 2014

An application has been filed with the City of Houston for the city's support of a Municipal Setting Designation (MSD) for the Applicant/location listed below. You are receiving this notification because, according to the last approved city tax roll, you are in one of the following categories: an owner of real property lying within a half-mile, owner/operator of water wells within five-miles, including retail public utilities, municipality within a half-mile, municipality owning/operating a groundwater supply well within five-miles, Harris-Galveston Subsidence District, or any other interested group registered with the Planning & Development Department within a half-mile of this site. Please note: Any municipality or retail public utility receiving this notice may pass a resolution opposing the MSD application no later than the 120th day from the date of this notice. Otherwise, no action from the municipality or retail public utility is required. This notice implies no legal obligation upon you. If you have received this notice in error, please disregard it.

Applicant Information:

Name: R.R. Donnelley & Sons Company (MSD# 2014-075-RRD)

Location (the Site): 1015 South Shepherd, Houston, TX 70019

Legal Description: TRS 21 21B 22 & 22A LTS 20 THRU 34 FIRST COLLEGE ABST 696 O SMITH

Responsible Party: Unknown

The property is within the corporate limits or ETJ of a municipality authorized by statute. A public drinking water supply system exists that satisfies the requirements of Chapter 341. This system supplies or is capable of supplying drinking water to the property for which the MSD is sought and to property within one-half mile of the Site.

The purpose of the public meeting is for the Applicant to provide information to the community about the Site, the Applicant's request for an MSD, and to obtain community input prior to a public hearing at City Council. Public viewing of this application is available at the Central Library located at 500 McKinney Houston, TX 77002, and online at www.houstonmsd.org (click on MSD in review).

PUBLIC MEETING

Date – Time: Tuesday, December 2, 2014 – 6:00 p.m.
Place: Houston Permitting Center
Address: 1002 Washington Avenue
Houston, Texas 77002

If you are unable to attend and have questions or comments, please contact the City of Houston Public Works and Engineering Department at:
Phone: (832) 394-9005 Email: msd@houstontx.gov Website: www.houstonmsd.org

The purpose of an MSD is to create a means by which the TCEQ may limit the scope of investigations and response actions for groundwater contamination at a site, if the groundwater is prohibited for use as a source of potable water. Any person owning, operating or controlling the designated property remains responsible for complying with all applicable federal and state laws and regulations and all ordinances, rules, and regulations of the City. If the City Council approves the application, it will enact an ordinance prohibiting the use of designated groundwater beneath the site for potable purposes and supporting the application to the TCEQ. "Potable water" means water used for irrigation, production of food or drink products intended for human consumption, drinking, showering, bathing, or cooking purposes.

Type of Contaminants Found: Tetrachloroethylene (PCE), Trichloroethylene (TCE), Cis-1, 2-dichloroethylene (cis-1, 2-DCE)

State law provides that the following persons may give written comments to the TCEQ on any information relevant to the TCEQ Executive Director's consideration of an MSD for the Site: (1) each municipality in which the Site is located, with a boundary located not more than ½ mile from the Site, or that owns or operates a groundwater supply well located not more than 5 miles from the Site; (2) each retail public utility that owns or operates a groundwater supply well located not more than 5 miles from the Site; and (3) each owner of a state-registered private water well located within 5 miles of the Site. Comments must be submitted no later than 60 days after the date of receipt of this notice to:

MSD Program Coordinator
TCEQ Remediation Division
P.O. Box 13087, MC-221
Austin, Texas 78711.

The Executive Director of the TCEQ will certify or deny the application filed with TCEQ or request additional information from the Applicant no later than 90 days after receiving such application.

AVISO DE REUNIÓN PÚBLICA

SOLICITUD PARA VINDICACIÓN DE
DESIGNACIÓN DE SEÑALAMIENTO MUNICIPAL

23 de Octubre 2014

Una aplicación ha sido presentada a la Ciudad de Houston para la aprobación de Designación de Señalamiento Municipal (MSD) por el/la Solicitante o localidad que aparece abajo. Usted está recibiendo este aviso por una de las siguientes razones: de acuerdo a la última lista de impuestos de la Ciudad, usted es dueño de la propiedad real situada a media milla, dueño/operador de pozos de agua dentro de un límite de cinco millas, Distrito de Hundimiento Harris-Galveston, cualquier otro grupo interesado registrado con el Departamento de Planeamiento y Desarrollo dentro de un límite de media milla de este sitio. Tenga en cuenta: Cualquier municipio o empresa pública de servicio de recibir esta notificación puede pasar una resolución oponiéndose a la solicitud de MSD a más tardar el día 120 después de la recepción de esta notificación. De lo contrario, ninguna acción de la municipalidad o la empresa pública de servicio se requiere. Este aviso no implica una obligación legal para usted. Si ha recibido este aviso por error, por favor haga caso omiso de él.

Información del Solicitante:

Nombre: R.R. Donnelley & Sons Company (MSD# 2014-075-RRD)

Localidad (del Sitio): 1015 South Shepherd Houston, TX 70019

Descripción Legal: TRS 21 21B 22 & 22A LTS 20 THRU 34 FIRST COLLEGE ABST 696 O SMITH

Persona Responsable: Desconocido

La propiedad está entre los límites corporativos o ETJ de una municipalidad autorizada por el estatuto y que un sistema de suplemento de agua potable existente que satisface los requisitos del Capítulo 341 y que suple o es capaz de suplir con agua potable a la propiedad que designa el MSD y a la propiedad hasta la media milla de la propiedad que designa el MSD.

El propósito de esta reunión pública es para que el/la Solicitante provea información a la comunidad acerca del Sitio y de la solicitud para un MSD y para obtener la opinión de la comunidad antes de la audiencia frente al Concilio de la Ciudad. Inspección pública de esta aplicación está disponible en la Biblioteca Central Library en el 500 McKinney Houston, TX 77002, y en línea en www.houstonmsd.org (haga clic en MSD en revisión).

REUNIÓN PÚBLICA/AUDIENCIA PÚBLICA

Fecha – Hora: Martes, 2 de Diciembre 2014 – 6 :00 p.m.
Lugar: Houston Permitting Center
Dirección: 1002 Washington Avenue
Houston, Texas 77002

Si usted está imposibilitado de asistir y tiene preguntas o comentarios, por favor póngase en contacto con el Departamento de Obras Públicas e Ingeniería de la Ciudad de Houston al:

Telefono: (832) 394-9005 ó por correo electrónico al: msd@houstontx.gov Sitio de internet: www.houstonmsd.org

El propósito de un MSD es crear un medio a través del cual la Comisión de Calidad del Medio Ambiente de Texas (TCEQ) pueda limitar el alcance de la investigación y las acciones de respuesta por contaminación de aguas subterráneas en el sitio, si el uso de las aguas subterráneas está prohibido como fuente de agua potable. Cualquier persona que posea, opere o controle la propiedad designada es responsable del cumplimiento de las leyes y regulaciones federales y estatales y de todas las ordenanzas, reglas y regulaciones aplicables de la Ciudad. Si el Concilio de la Ciudad aprueba la aplicación, decretará una ordenanza prohibiendo el uso de las aguas subterráneas designadas en el sitio como agua potable y apoyando la aplicación al TCEQ. "Agua Potable" significa agua usada para irrigación, producción de productos de comida o bebida para consumo humano, con propósito de beberla, ducharse, bañarse o cocinar.

Tipo de contaminantes encontrados: Tetrachloroethylene (PCE), Trichloroethylene (TCE), Cis-1, 2-dichloroethylene (cis-1, 2-DCE)

Las leyes estatales estipulan que las siguientes personas puedan dar comentarios escritos a la TCEQ acerca de cualquier información relevante para consideración del Director Ejecutivo de la TCEQ de un MSD para el Sitio: (1) cada municipalidad en la cual está localizado el Sitio, con un límite situado a no más de media milla del Sitio o que posea u opere un suministro de aguas subterráneas localizado a no más de cinco millas del Sitio; (2) cada comercio de utilidades públicas que posea u opere un suministro de aguas subterráneas localizado a no más de cinco millas del Sitio; y (3) cada dueño de un pozo de agua privado registrado con el Estado, localizado a no más de cinco millas del Sitio. Los comentarios deben ser entregados antes de los 60 días del recibo de este aviso, a:

Coordinador del Programa de MSD
TCEQ Remediation Division
P. O. Box 13087, MC-221
Austin, Texas 78711.

El Director Ejecutivo de la TCEQ certificará o rechazará la aplicación presentada con la TCEQ o solicitará información adicional del Solicitante en no más de 90 días de haber recibido dicha aplicación.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District C

Item Creation Date: 12/3/2014

20UPA311 Amend Ordinance to Include Adjacent Rights-of-Way W. 12th Street and Ella Blvd.

Agenda Item#: 50.

Summary:
ORDINANCE to amend Ordinance No. 2014-769, a Municipal Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 5.70 acres commonly known as 2902 W. 12th Street, 1247 Ella Boulevard, and 1321 Ella Boulevard, and portions of the rights-of-way of W. 12th Street and Ella Boulevard, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT C - COHEN**

Background:
SUBJECT: Amend Ordinance 2014-769 to include the adjacent rights-of-way of W. 12th Street and Ella Boulevard to a previously approved Municipal Setting Designation Ordinance for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008. (MSD # 2013-062-KKW)

RECOMMENDATION: (Summary) It is recommended that City Council approve an Ordinance amending Ordinance 2014-769, approved on August 13, 2014, to include the adjacent rights-of-way of W.12th Street and Ella Boulevard to the previously approved Municipal Setting Designation Ordinance for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008.

BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designates an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting public health. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State (ordinance amended July 14, 2010).

PURPOSE: City Council passed Municipal Setting Designation (MSD) ordinance 2014-769 on August 13, 2014 for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008. The adjacent rights-of-way of W.12th Street and Ella Boulevard were identified as part of the designated property in the body of the original Ordinance but were not identified in Section 1 of the Ordinance. This amendment will correct Section 1 of the MSD ordinance to include the adjacent rights-of-way of W. 12th Street and Ella Boulevard in the designated property.

RECOMMENDATIONS: It is recommended that City Council approve an Ordinance amending Ordinance 2014-769, approved on August 13, 2014, to include the adjacent rights-of-way of W.12th Street and Ella Boulevard to the previously approved Municipal Setting Designation Ordinance for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008.

MLL:TJH:RM:jmc

c: Marta Crinejo, Phillip Goodwin

Prior Council Action:
August 13, 2014 2014-769

Amount of Funding:
Amount and Source of Funding: N/A

Contact Information:

Jennifer M. Clancey, Program Manager (832) 394-9005

ATTACHMENTS:

	Description	Type
	20UPA311 Amend Ordinance to Include Adjacent Rights-of-Way W. 12th Street and Ella Blvd. - Signed RCA	Signed Cover sheet
	20UPA311 Amend Ordinance to Include Adjacent Rights-of-Way W. 12th Street and Ella Blvd. - Maps	Backup Material
	20UPA311 Amend Ordinance to Include Adjacent Rights-of-Way W. 12th Street and Ella Blvd. Prior Council Action	Backup Material

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

SUBJECT: Amend Ordinance 2014-769 to include the adjacent rights-of-way of W. 12th Street and Ella Boulevard to a previously approved Municipal Setting Designation Ordinance for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008. (MSD # 2013-062-KKW)	**Page** 1 **of** 1	**Agenda Item #**

FROM (Department or other point of origin): Department of Public Works and Engineering	**Origination Date**	**Agenda Date**
DIRECTOR'S SIGNATURE: Dale A. Rudick Dale A. Rudick, P.E., Director	**Council District affected:** C	
For additional information contact: Jennifer M. Clancey, Program Manager (832) 394-9005	**Date and identification of prior authorizing Council action:** August 13, 2014 2014-769	

RECOMMENDATION: (Summary)
It is recommended that City Council approve an Ordinance amending Ordinance 2014-769, approved on August 13, 2014, to include the adjacent rights-of-way of W.12th Street and Ella Boulevard to the previously approved Municipal Setting Designation Ordinance for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008.

Amount and Source of Funding: N/A

BACKGROUND: In 2003, the Texas Legislature authorized the creation of Municipal Setting Designations (MSD), which designates an area in which the use of contaminated groundwater is prohibited for use as potable water. The law is administered by the Texas Commission on Environmental Quality (TCEQ) and requires City support to designate an MSD. The intent of the legislation is to encourage redevelopment of vacant or abandoned properties while protecting public health. On August 22, 2007, City Council approved an ordinance amending Chapter 47 of the Code of Ordinances by adding Article XIII relating to groundwater, which provides a process to support or not support an MSD application to the State (ordinance amended July 14, 2010).

PURPOSE: City Council passed Municipal Setting Designation (MSD) ordinance 2014-769 on August 13, 2014 for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008. The adjacent rights-of-way of W.12th Street and Ella Boulevard were identified as part of the designated property in the body of the original Ordinance but were not identified in Section 1 of the Ordinance. This amendment will correct Section 1 of the MSD ordinance to include the adjacent rights-of-way of W. 12th Street and Ella Boulevard in the designated property.

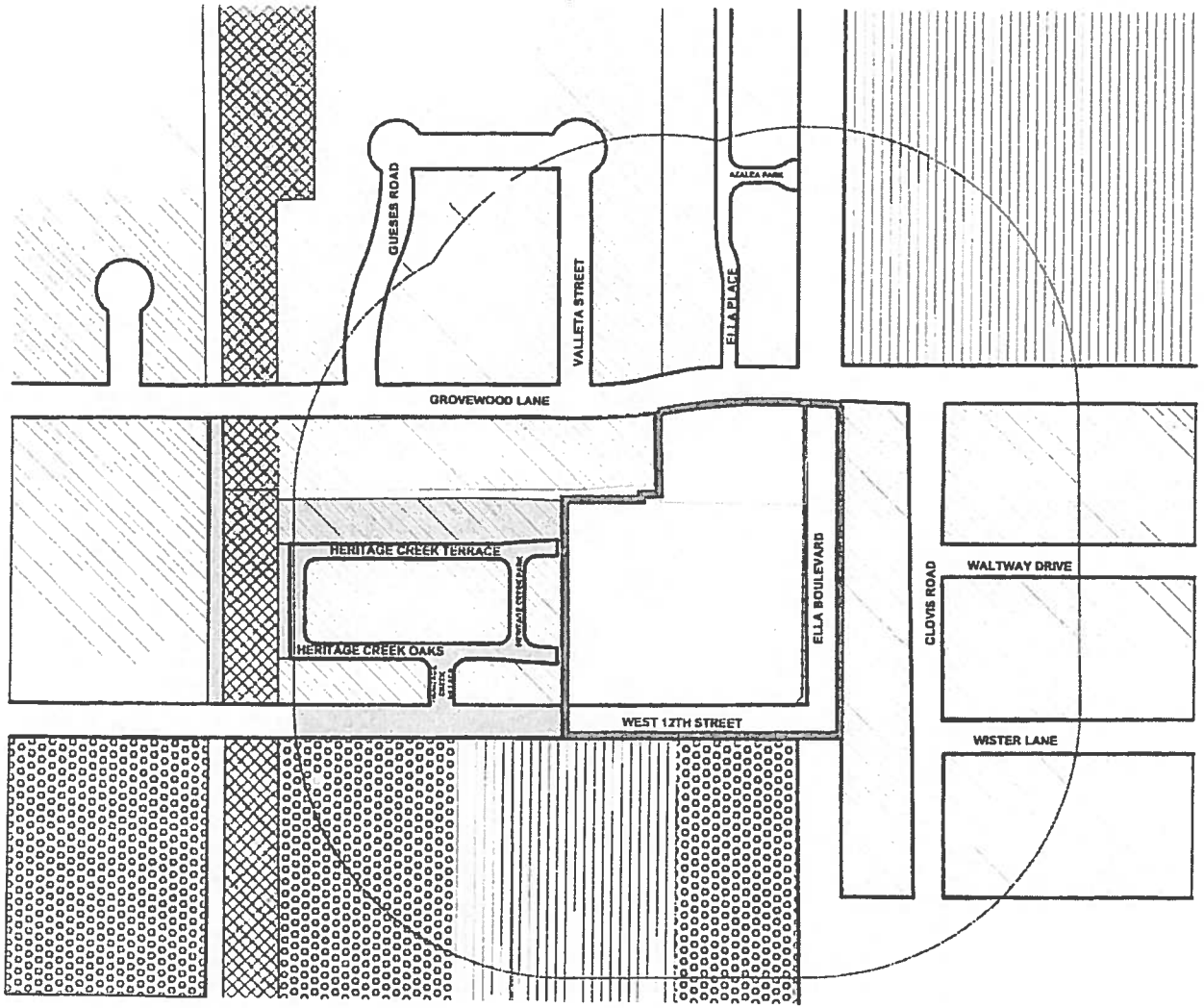
RECOMMENDATIONS: It is recommended that City Council approve an Ordinance amending Ordinance 2014-769, approved on August 13, 2014, to include the adjacent rights-of-way of W.12th Street and Ella Boulevard to the previously approved Municipal Setting Designation Ordinance for Ella W. 12th, Ltd. and InTown Homes, Ltd for the site located at 2902 West 12th Street, Houston, TX 77008.

MLL:TJH:RM:jmc
P:\UTILITY ANALYSIS-DEVELOPER SERVICES\MSD\DATABASE\GENERIC RCA - ORDINANCE SUPPORT.
C: Marta Crinejo, Phillip Goodwin

REQUIRED AUTHORIZATION **CUIC ID#20UPA311**

Other Authorization:	**Authorization:** Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning & Development Services Division	**Other Authorization:**

F&A 011.A REV. 3/94
7530-0100403-00



LEGEND

- DESIGNATED PROPERTY BOUNDARY
- ROADS
- 500' RADIUS

PARCEL LAND USE

- INDUSTRIAL/COMMERCIAL
- RESIDENTIAL
- OTHER LAND USES (E.G. SCHOOLS, CHURCHES)
- UTILITY RIGHT-OF-WAY
- VACANT

0 100 200

APPROXIMATE SCALE: 1"=200'

STATE OF TEXAS
PAUL MICHAEL SCHULTZ
68795
LICENSED PROFESSIONAL GEOLOGIST
9/17/13

SKA CONSULTING, L.P.
10333 WESTHEIMER, SUITE 086
HOUSTON TEXAS 77042
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

SURROUNDING LAND USE MAP

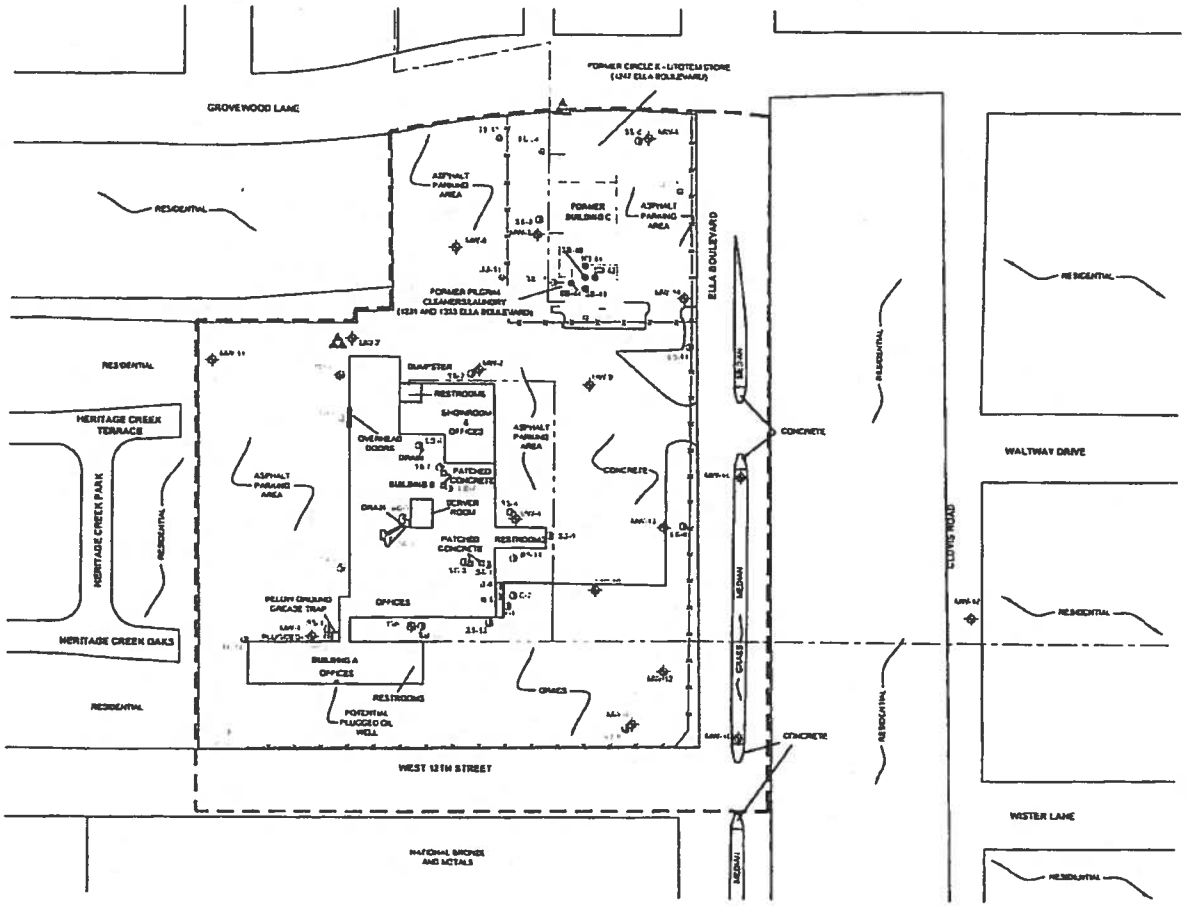
FIGURE C.4

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO 2053

DATE	JOB NO.	SCALE
SEPTEMBER 2013	2002-0089	AS SHOWN

1	FIRST REVISION	DRAWN BY: JCS
2	2ND REVISION	CHECKED BY: CLS
3	THIRD REVISION	APPROVED BY: PMS

FILE INFO: G:\2001\13001-0018\Dwg\MSO\DOC.4.dwg MikeWiche NO XREFS ATTACHED



LEGEND

- DESIGNATED PROPERTY BOUNDARY
- VCP ID NO 2053 PROPERTY BOUNDARY
- CHAIN-LINK FENCE
- SANITARY SEWER LINE
- ASSUMED SANITARY SEWER LINE
- POLE-MOUNTED ELECTRICAL TRANSFORMERS
- MW-1 PERMANENT MONITORING WELL LOCATION
- TSP-1 TEMPORARY MONITORING WELL LOCATION
- SS-1 SOIL BORING LOCATION
- SOIL BORING LOCATION (SKA, 2011)
- SOIL BORING LOCATION (SKA, 2012)
- SB-40 SOIL BORING LOCATION (SKA, 2013)

0 50 100

APPROXIMATE SCALE: 1" = 100'

PAUL MICHAEL SCHULTZ
69709
REGISTERED
PROFESSIONAL ENGINEER
9/13/13

SKA CONSULTING L.P.
1515 WITTE ROAD, SUITE 150
HOUSTON, TEXAS 77080
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

SOIL AND GROUNDWATER SAMPLING LOCATION MAP

FIGURE C.5

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO. 2053

DATE	JOB NO.	SCALE
SEPTEMBER 2013	2002-0069	AS SHOWN

1 FIRST REVISION	DRAWN BY	AJS
2 SECOND REVISION	CHECKED BY	CLS
3 THIRD REVISION	APPROVED BY	PMS

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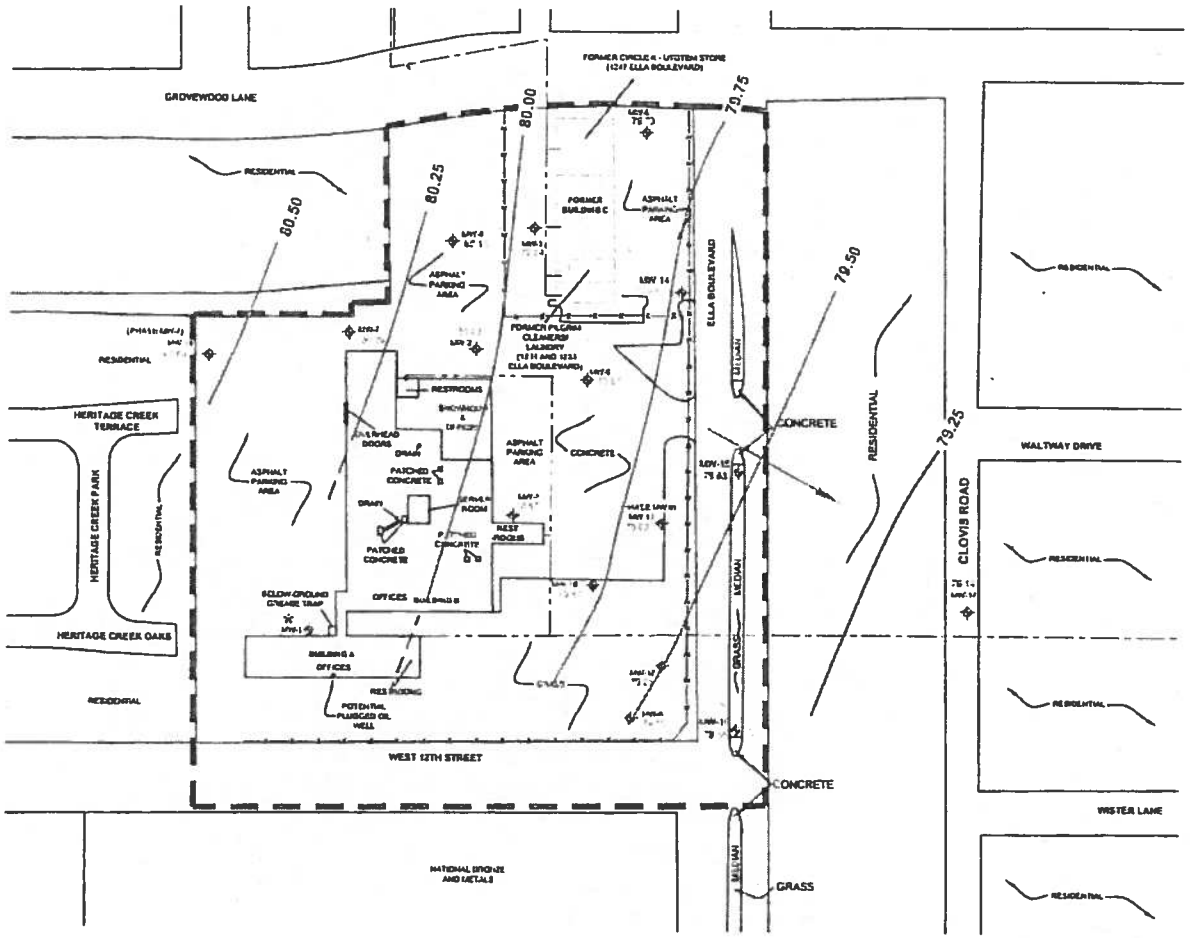

LEGEND

- DESIGNATED PROPERTY BOUNDARY
- VCP ID NO. 2053 PROPERTY BOUNDARY
- CHAIN-LINK FENCE
- SANITARY SEWER LINE
- ASSUMED SANITARY SEWER LINE
- MW-1 — PERMANENT MONITORING WELL LOCATION
- 79 87 — GROUNDWATER ELEVATION
- GROUNDWATER CONTOUR
- GROUNDWATER FLOW DIRECTION
- * — TOP-OF-CASING ELEVATION NOT AVAILABLE FOR MW-1

0 50 100

APPROXIMATE SCALE: 1" = 100'

STATE OF TEXAS
PAUL MICHAEL SCHULTZ
08765
REGISTERED PROFESSIONAL ENGINEER
9/13/13

SKA CONSULTING L.P
1515 WITTE ROAD SUITE 150
HOUSTON, TEXAS 77080
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

GROUNDWATER GRADIENT MAP
NOVEMBER 28, 2012

FIGURE C.6A

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO. 2053

DATE	JOB NO	SCALE
SEPTEMBER 2013	2002-0069	AS SHOWN

1 FIRST REVISION	-	DRAWN BY JCA
2 SECOND REVISION	-	CHECKED BY CLS
3 THIRD REVISION	-	APPROVED BY PMS

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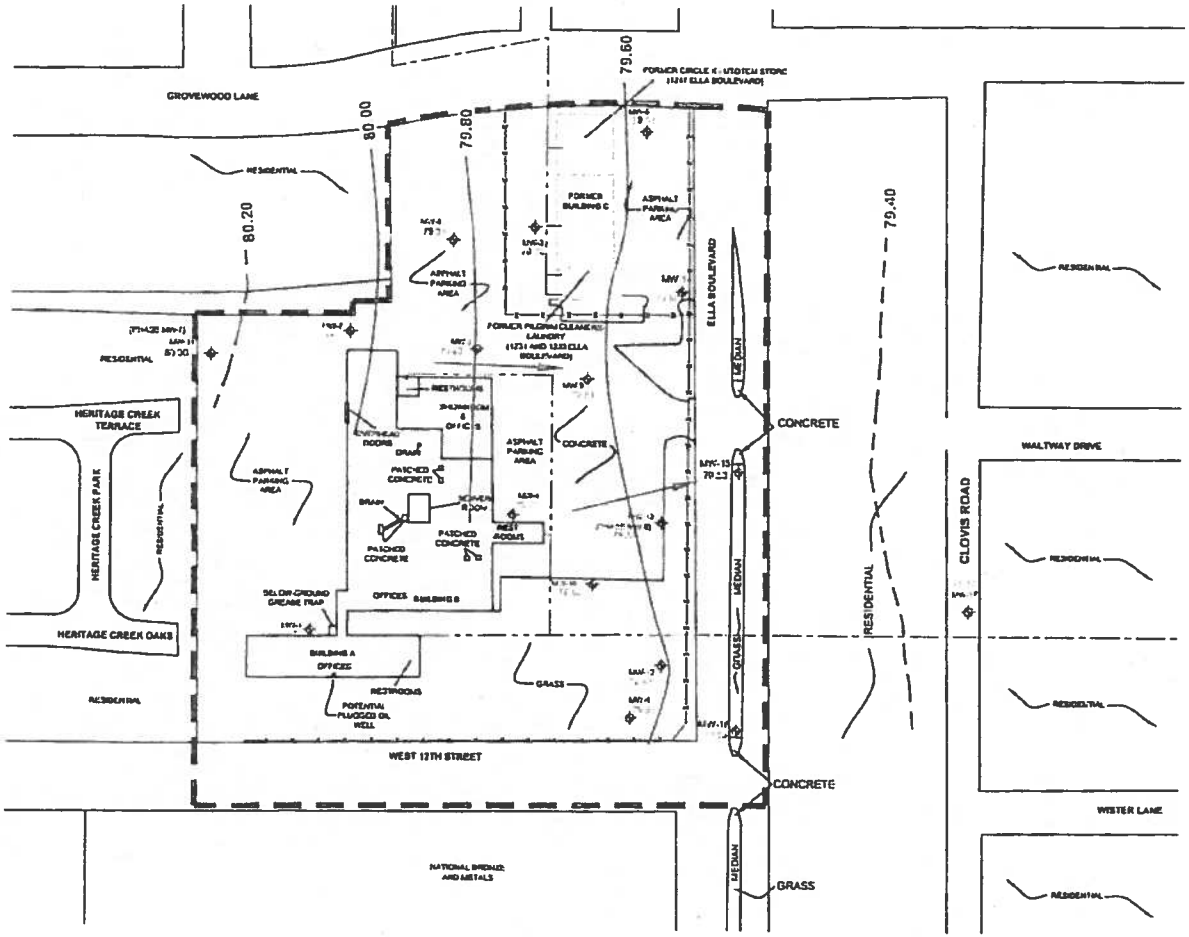

LEGEND

- DESIGNATED PROPERTY BOUNDARY
- VCP ID NO 2053 PROPERTY BOUNDARY
- CHAIN-LINK FENCE
- SANITARY SEWER LINE
- ASSUMED SANITARY SEWER LINE
- MW-1 — PERMANENT MONITORING WELL LOCATION
- 80.30 — GROUNDWATER ELEVATION
- GROUNDWATER CONTOUR
- GROUNDWATER FLOW DIRECTION
- * TOP-OF-CASING ELEVATION NOT AVAILABLE FOR MW-1
- ** SURFACE WATER OVER MW-7, WELL COULD NOT BE GAUGED

0 50 100
APPROXIMATE SCALE: 1"= 100'

STATE OF TEXAS
PAUL MICHAEL [illegible]
88[illegible]
LICENSED PROFESSIONAL GEOSCIENTIST
9/13/13

SKA CONSULTING, L.P.
1313 WHITE ROAD SUITE 140
HOUSTON, TEXAS 77018
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

GROUNDWATER GRADIENT MAP
FEBRUARY 21, 2013

FIGURE C.6B

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO 2053

DATE	JOB NO	SCALE
SEPTEMBER 2013	2002-0089	AS SHOWN

1	FIRST REVISION	DRAWN BY	JCS
2	SECOND REVISION	CHECKED BY	CLS
3	THIRD REVISION	APPROVED BY	JRH

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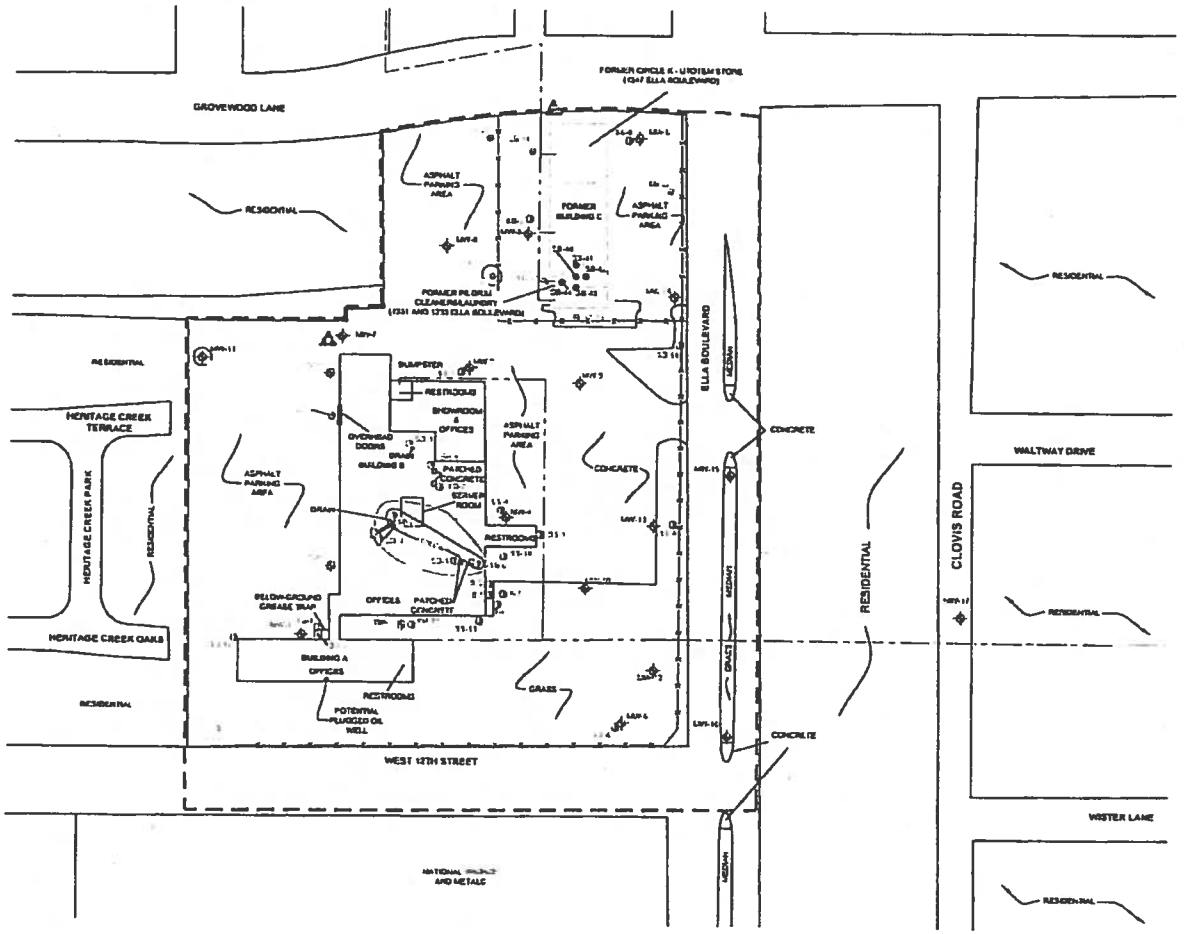

LEGEND

- DESIGNATED PROPERTY BOUNDARY
- VCP ID NO 2053 PROPERTY BOUNDARY
- CHAIN-LINK FENCE
- SANITARY SEWER LINE
- ASSUMED SANITARY SEWER LINE
- POLE-MOUNTED ELECTRICAL TRANSFORMERS
- MW-1 PERMANENT MONITORING WELL LOCATION
- TSP-1 TEMPORARY MONITORING WELL LOCATION
- SS-1 SOIL BORING LOCATION
- SB-1 SOIL BORING LOCATION (SKA, 2011)
- SB-30 SOIL BORING LOCATION (SKA, 2012)
- SB-40 SOIL BORING LOCATION (SKA, 2013)
- As ARSENIC PCLE ZONE
- Cd CADMIUM PCLE ZONE
- TCE/DCE TRICHLOROETHENE PCLE ZONE AND CIS-1,2-DICHLOROETHENE PCLE ZONE
- PCE TETRACHLOROETHENE PCLE ZONE

NOTE: METHYLENE CHLORIDE WAS DETECTED IN CONCENTRATIONS ABOVE THE SOIL-TO-GROUNDWATER PCL IN THE 10-11 FT-BGS SAMPLE FOR SOIL BORING B-5. THIS IS LIKELY DUE TO LAB CONTAMINATION AND IS NOT LIKELY REPRESENTATIVE OF SITE CONDITIONS.

0 50 100
APPROXIMATE SCALE: 1"=100'

STATE OF TEXAS
PAUL MICHAEL [illegible]
68765
REGISTERED
PROFESSIONAL
9/13/13

SKA CONSULTING, L.P
1515 WITTE ROAD, SUITE 150
HOUSTON, TEXAS 77080
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

SURFACE SOIL PROTECTIVE CONCENTRATION LEVEL EXCEEDENCE (PCLE) ZONE MAP

FIGURE C.7

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO 2053

DATE	JOB NO	SCALE
SEPTEMBER 2013	2002-0069	AS SHOWN

1	FIRST REVISION	DRAWN BY	ACS
2	SECOND REVISION	CHECKED BY	CLS
3	THIRD REVISION	APPROVED BY	PMM

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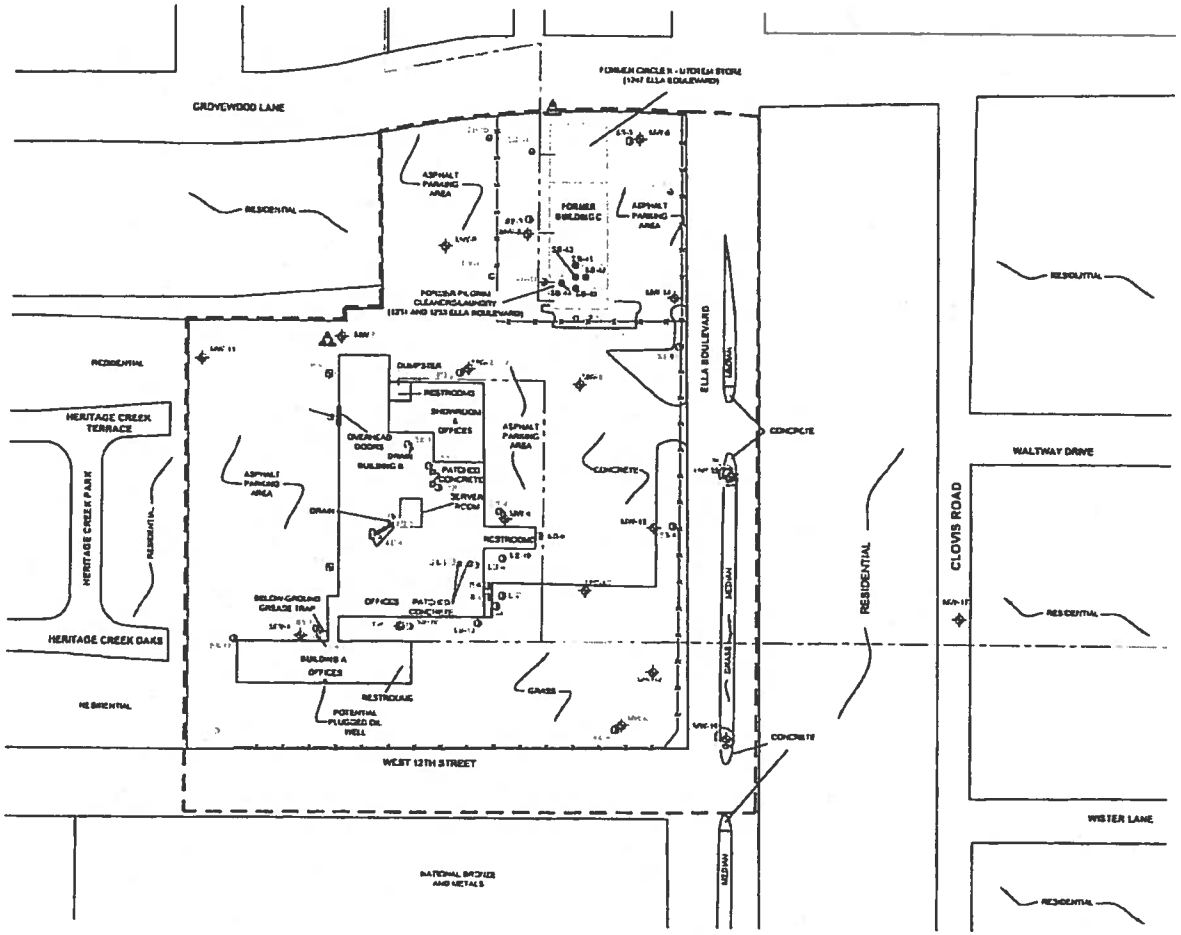


LEGEND

- DESIGNATED PROPERTY BOUNDARY
- VCP ID NO. 2053 PROPERTY BOUNDARY
- CHAIN-LINK FENCE
- SANITARY SEWER LINE
- ASSUMED SANITARY SEWER LINE
- POLE-MOUNTED ELECTRICAL TRANSFORMERS
- MW-1 PERMANENT MONITORING WELL LOCATION
- TSP-1 TEMPORARY MONITORING WELL LOCATION
- SOIL BORING LOCATION
- SOIL BORING LOCATION (SKA, 2011)
- SOIL BORING LOCATION (SKA, 2012)
- SB-40 SOIL BORING LOCATION (SKA, 2013)
- ARSENIC PCLE ZONE
- BARIUM PCLE ZONE

0 50 100
APPROXIMATE SCALE: 1"=100'

STATE OF TEXAS
PAUL MICHAEL DIETZ
80765
REGISTERED
ENGINEER
9/13/13

SKA CONSULTING, L.P.
1515 WITTE ROAD SUITE 150
HOUSTON, TEXAS 77080
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

SUBSURFACE SOIL PROTECTIVE CONCENTRATION LEVEL EXCEEDENCE (PCLE) ZONE MAP

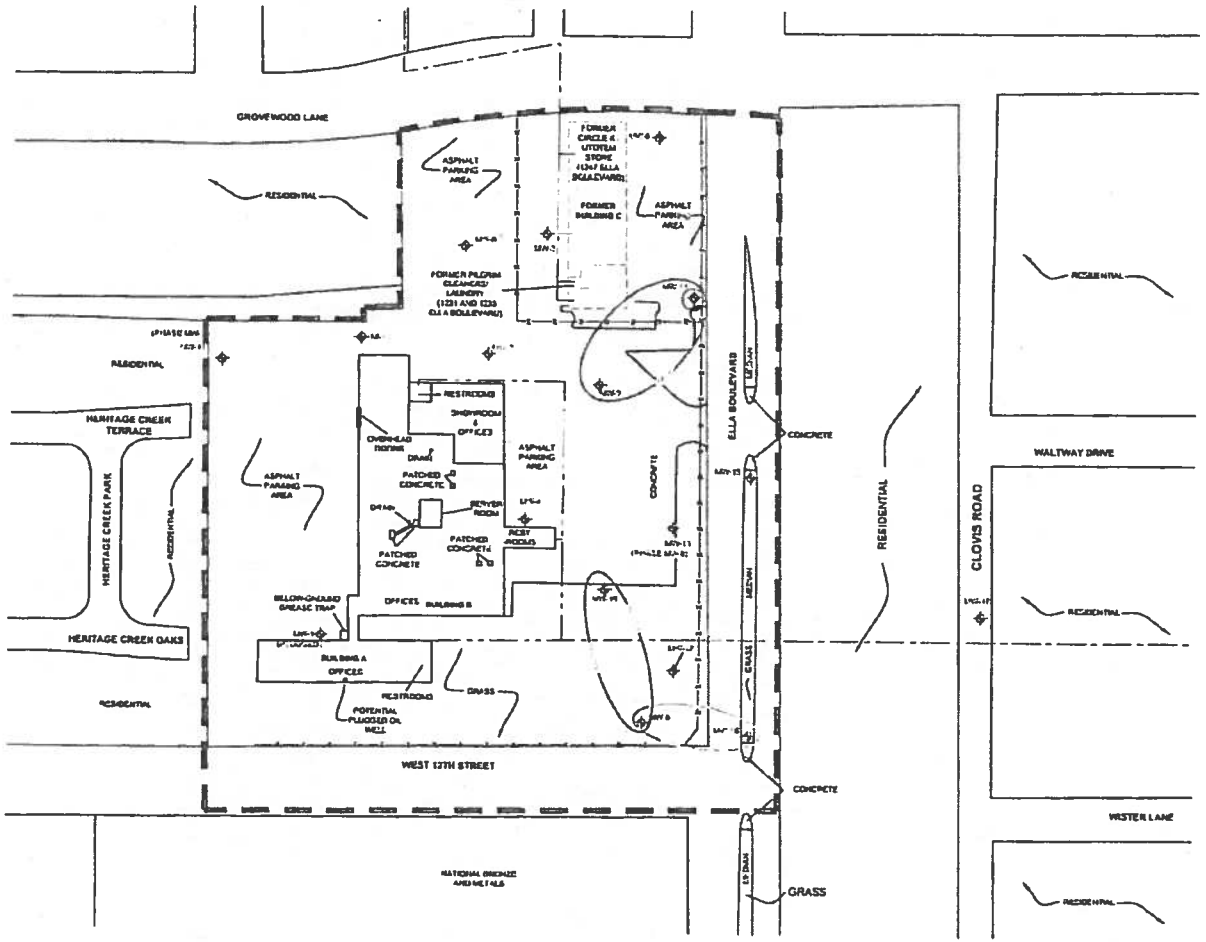
FIGURE C.8

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOEMOKING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO. 2053

DATE	JOB NO	SCALE
SEPTEMBER 2013	2002-0068	AS SHOWN

DRAWN BY	JCL
CHECKED BY	CLS
APPROVED BY	PMD

FILE INFO: G:\2002\2002-0068\Dwg\MSD\00C-8_half-mile.dwg rendered: NO XREFS ATTACHED



LEGEND

- DESIGNATED PROPERTY BOUNDARY
- VCP ID NO 2053 PROPERTY BOUNDARY
- CHAIN-LINK FENCE
- SANITARY SEWER LINE
- ASSUMED SANITARY SEWER LINE
- MW-1 PERMANENT MONITORING WELL LOCATION
- PCE/TCE TRICHLOROETHENE/TETRACHLOROETHENE PCLE ZONE
- TCE TRICHLOROETHENE PCLE ZONE
- ARSENIC PCLE ZONE
- CIS-1,2-DICHLOROETHENE/VINYL CHLORIDE PCLE ZONE

0 50 100

APPROXIMATE SCALE: 1"= 100'

PAUL MICHAEL SCHULTZ
68705
REGISTERED PROFESSIONAL GEOSCIENTIST
9/15/13

SKA CONSULTING, L.P.
1515 WITTE ROAD, SUITE 150
HOUSTON, TEXAS 77080
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

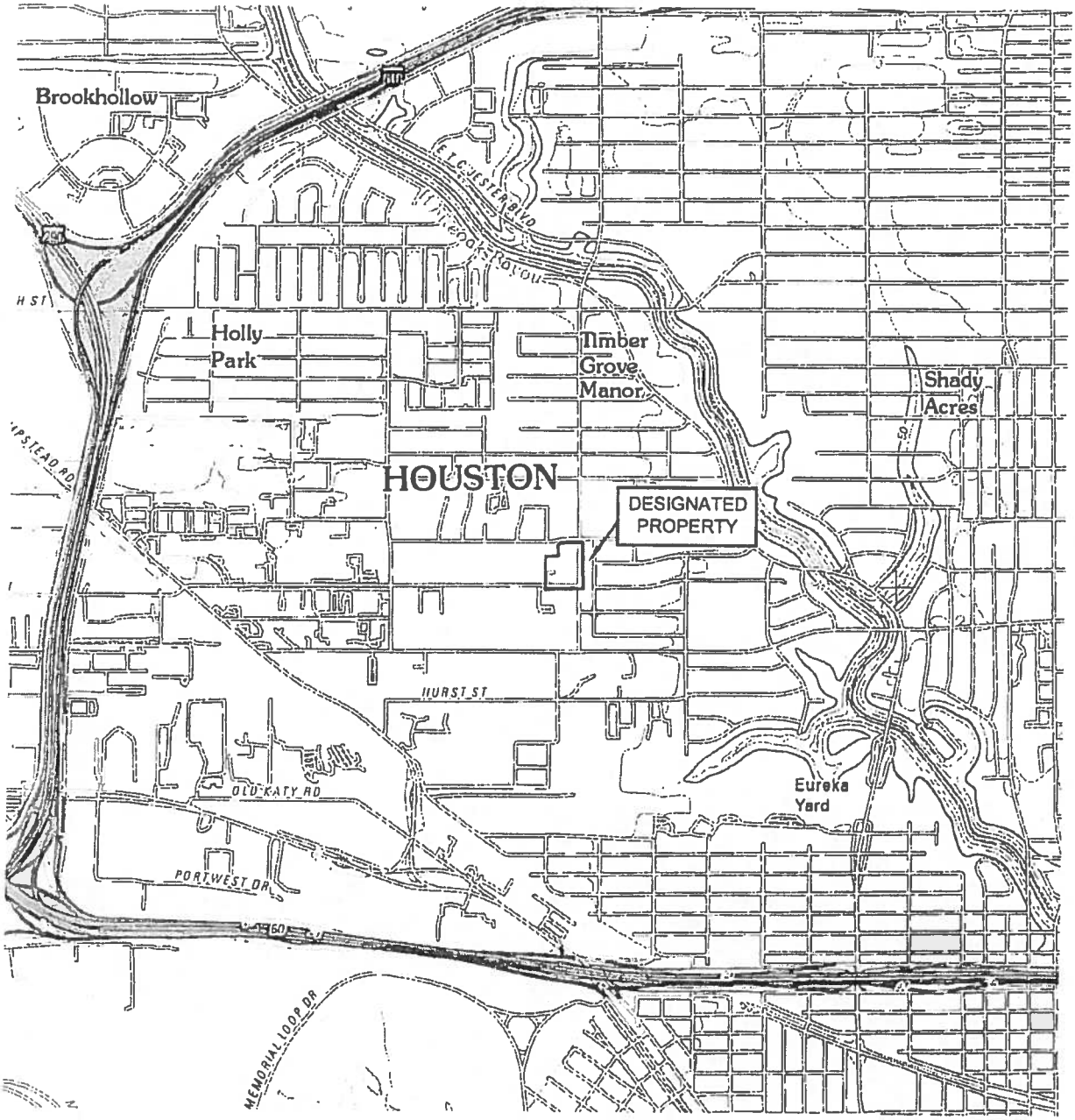
GROUNDWATER PROTECTIVE CONCENTRATION LEVEL EXCEEDANCE ZONE MAP

FIGURE C.9

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG&ONG WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY TEXAS
VCP ID NO. 2053

DATE	SEPTEMBER 2013	JOB NO	2002-0000	SCALE	AS SHOWN
1	FIRST REVISION	-	DRAWN BY	JCS	
2	SECOND REVISION	-	CHECKED BY	CLS	
3	THIRD REVISION	-	APPROVED BY	PMS	

FILE INFO: G:\2002\2002-0069\Dwg\MSD\GDC.9.dwg sanders|c NO XREFS ATTACHED



REFERENCE USGS 7.5-MINUTE TOPOGRAPHIC QUADRANGLE
HOUSTON HEIGHTS AND SETTEGAST, TEXAS
2010

0 1000 2000 4000

APPROXIMATE SCALE: 1"=2000'

SKA CONSULTING, L.P.
1515 WITTE ROAD, SUITE 150
HOUSTON, TEXAS 77080

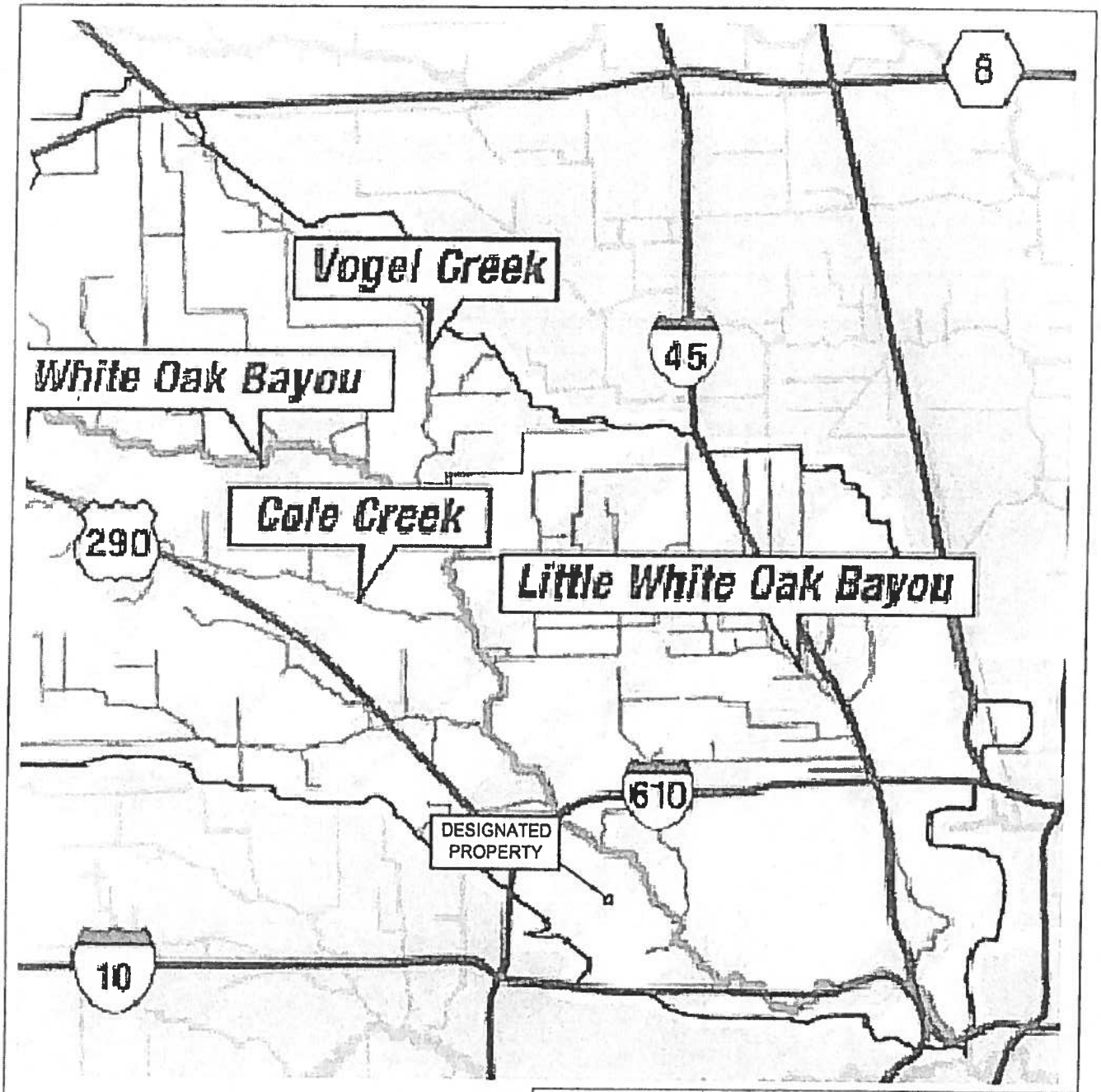
SITE LOCATION AND TOPOGRAPHIC MAP

FIGURE C.1

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO. 2053

DATE: SEPTEMBER 2013	JOB NO 2002-0069	SCALE AS SHOWN
1 FIRST REVISION -	DRAWN BY.	JCS
2 SECOND REVISION -	CHECKED BY	CLS
3 THIRD REVISION -	APPROVED BY	JRM

FILE INFO: G:\2002\2002-0069\Dwg\MSD\DOC.1.dwg sandersjc NO XREFS ATTACHED



WHITE OAK BAYOU WATERSHED

0 5000 10,000

APPROXIMATE SCALE: 1"=10,000'

STATE OF TEXAS
PAUL MICHAEL SCHULTZ
69765
REGISTERED
PROFESSIONAL ENGINEER
7/15/13

SKA CONSULTING, L.P.
1515 WITTE ROAD, SUITE 150
HOUSTON, TEXAS 77080

Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

WATERSHED MAP

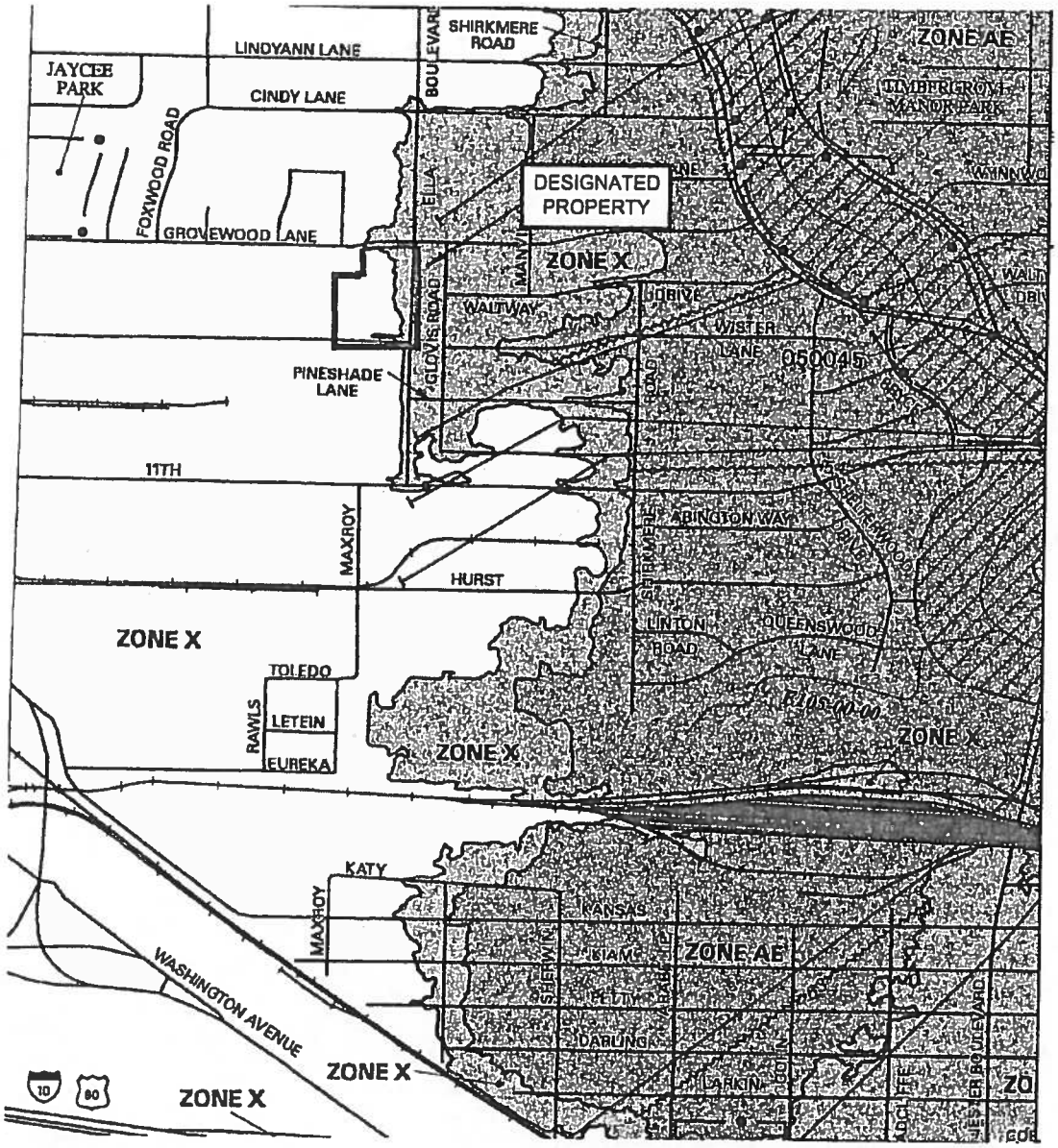
FIGURE C.2

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO. 2053

DATE:	JOB NO:	SCALE
SEPTEMBER 2013	2002-0069	AS SHOWN

1	FIRST REVISION	DRAWN BY:	JCS
2	SECOND REVISION	CHECKED BY	CLS
3	THIRD REVISION	APPROVED BY	JRM

FILE INFO: G:\2002\2002-0069\Dwg\MSD\DOC.2.dwg sandersjc NO XREFS ATTACHED



EXPLANATION:

Zone AE - Areas determined to be within the 1% annual chance floodplains for which Base Flood Elevations determined.

Zone X (unshaded) - Areas determined to be outside the 0.2% annual chance floodplains.

Zone X (shaded) - Areas of 0.2% annual chance flood; areas of 1% annual chance flood with average depth of less than 1 foot or with drainage areas less than 1 square mile; and areas protected by levees from 1% annual chance flood.

FEDERAL EMERGENCY MANAGEMENT AGENCY
HARRIS COUNTY, TEXAS

MAP NO. 48201C0670L (06/18/2007)

0 500 1000

APPROXIMATE SCALE: 1"=1000'

SKA CONSULTING, L.P.
1515 WITTE ROAD, SUITE 150
HOUSTON, TEXAS 77080
Texas Registered Engineering Firm F-005009
Texas Registered Geoscience Firm 50011

FLOODPLAIN MAP

FIGURE C.3

CITY OF HOUSTON MUNICIPAL
SETTING DESIGNATION APPLICATION
FORMER KOENIG/KING WINCH
2902 WEST 12TH STREET
HOUSTON, HARRIS COUNTY, TEXAS
VCP ID NO. 2053

DATE:	JOB NO:	SCALE
SEPTEMBER 2013	2002-0069	AS SHOWN

1	FIRST REVISION	DRAWN BY:	JCS
2	SECOND REVISION	CHECKED BY:	CLS
3	THIRD REVISION	APPROVED BY:	JRM

FILE INFO: G:\2002\2002-0069\Dwg\MSD\DOC.3.dwg sandersjc NO XREFS ATTACHED

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014

Item Creation Date: 12/12/2014

Suspend rules HGAC

Agenda Item#: 51.

Summary:
SUSPEND the rules of City Council for the purpose of receiving nominations for Positions One and Two and two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for a one-year term to expire December 31, 2015

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014

Item Creation Date: 12/4/2014

MYR ~ Houston Galveston Area Councl Nomination 12-14-14

Agenda Item#: 52.

Summary:
RECEIVE and CONFIRM nominations for Positions One and Two and two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for a one-year term to expire December 31, 2015

Background:

NON-CONSENT AGENDA

MISCELLANEOUS

Motion to set a date not less than seven (7) days from December 10, 2015, to receive nominations for Positions One and Two and Two Alternate At-Large Positions of the Houston-Galveston Area Council Board of Directors, for a one-year term to expire December 31, 2015. Current members are:

Position 1	Mayor Annise D. Parker
Position 2	CM Oliver Pennington
Alternate At-Large	CM Jerry Davis
Alternate At-Large	CM Michael Kubosh

ATTACHMENTS:

Description	Type
MYR ~ Houston Galveston Area Councl Nomination 12-14-14	Signed Cover sheet

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/10/2014

FIN-RESO Supporting Improvement to Muni Courts & HPD downtown facilities thru Option 1.A or Option 1.B or Option 2

Agenda Item#: 53.

Summary:
MAKE determination and select one of the following options:

(Option 1.A) RESOLUTION supporting repair of Municipal Courts and Houston Police Departments Downtown Facilities through the use of existing debt capacity in the Capital Improvement Plan (Option 1.A)

(Option 1.B) RESOLUTION supporting repair of Municipal Courts and Houston Police Departments Downtown Facilities through New Revenue (Option 1.B)

(Option 2) RESOLUTION supporting construction of new facilities for the Municipal Courts and Houston Police Departments through New Revenue (Option 2)

Background:
The Municipal Courts (MCD) and Houston Police Departments (HPD) are currently utilizing old, out-of-date, unsecure downtown facilities with life safety and hazardous material issues for the their operations. The buildings were mostly built in 1950 - 1980, with some as far back as the 1930s. At 34 - 84 years old, the City's utilization of these facilities has exceeded the useful life of buildings of building from the era of 30 - 35 years.

Due to deferred maintenance, either repair or replacement of these buildings is necessary and becoming critical. Through the costs vary widely, either option requires a substantial financial investment. These alternative resolutions serve to limit the parameters under which the City will proceed to a solution.

The City's General Services Department has determined a preliminary estimate to repair the mechanical, electrical, and plumbing , structure and roofs would cost a minimum of $250 million with the following two options:

Option 1.A - Repair of Existing Facilities through Planned Capital Improvement Plan
Repairing the facilities through the use of existing debt capacity in the CIP would eliminate funding the FY 2017, FY 2018 and FY 2019 for the following departments: Fire, Fleet Management, General Services, Housing, Information Technology, LIbrary, Parks (except Bayou Greenways), Police, Health, and Solid Waste.

Option 1.B Repair of Existing Facilities with new Revenue
The Administration would work with City council to identify the appropriate mechanism(s) for additional revenue sources. These could include seeking voter approval of a special public safety ad valorem assessment, voter approval of an increase in the charter revenue cap dedicated to public safety, or a special sales tax assessment dedicated to public safety which would require approval by both the State legislature and voters.

Option 2 Construction of New Facilities with New Revenue
pending a thorough price discovery phase, the total cost of the life-cycle ownership for new facilities may range from $750 million Pending a thorough price discovery phase, the total cost of ownership estimate includes construction, financing costs and to $1.2 billion (on a net present value basis). This total cost of ownership estimate includes construction, financing costs and 30 annual payments for facility operations and maintenance that would result in "Like New" facilities at the end of 30 years with significant remaining useful life. Funding of the construction of new facilities on the existing Riesner site can be partially covered by the sale of existing facilities, primarily the current PHD Headquarters at 1200 Travis. Assessing court fees for facility construction could generate a few million dollars annually.

The remainder must be funded through identification of additional revenue sources. The Administration would work with City Council to identify the appropriate mechanism(s). Those could seeking voter approval of a special public safety ad valorem assessment, voter approval of an increase int he charter revenue cap

dedicated to public safety, or a special sales tax assessment dedicated to public safety which would require approval by both the State legislature and voters.

Recommendation
The Administration recommends that Council approve a resolution indicating its support for either repair of existing facilities through existing debt capacity (Option 1.A) or repair of existing facilities through new revenue (Option 1.B); or construction of new facilities through new revenue (Option 2).

Contact Information:
Jennifer Olenick **Phone: 832-393-9112**

ATTACHMENTS:

	Description	Type
	FIN-RESO Supporting Improvement to Muni Courts & HPD downtown facilities thru Option 1.A or Option 1.B or Option 2 RCA	Backup Material
	FIN-RESO Supporting Improvement to Muni Courts HPD downtown facilities thru Option 1.A ORDINANCE	Ordinance/Resolution/Motion
	FIN-RESO Supporting Improvement to Muni Courts & HPD downtown facilities thru Option 1.B ORDINANCE	Ordinance/Resolution/Motion
	FIN-RESO Supporting Improvement to Muni Courts & HPD downtown facilities thru OPTION 2 ORDINANCE	Ordinance/Resolution/Motion
	FIN-RESO Supporting Improvement to Muni Courts & HPD downtown facilities thru Option 1.A or Option 1.B or Option 2 MEMORANDUM	Other
	FAQs	Backup Material

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

SUBJECT: A resolution supporting improvements to the Municipal Courts and Houston Police Departments downtown facilities through repair of existing facilities through existing debt capacity (Option 1.A) or through new revenue (Option 1.B); or construction of new facilities through new revenue (Option 2).	**Category #**	**Page 1 of 2**	**Agenda Item#**

FROM (Department or other point of origin): Kelly Dowe, Finance Director Department of Finance	**Origination Date:** 12/10/2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District Affected:** All	
For additional information contact: Jennifer Olenick **Phone: 832-393-9112**	**Date and identification of prior authorizing Council action:**	

RECOMMENDATION: (Summary)

Approve a resolution supporting improvements to the Municipal Courts and Houston Police Departments downtown facilities through repair of existing facilities through existing debt capacity (Option 1.A) or through new revenue (Option 1.B); or construction of new facilities through new revenue (Option 2).

Amount of Funding: **N/A Not Applicable**	**Finance Budget:**

Source of Funding: [ ] General Fund [ ] Grant Fund [ ] Other (Specify) [ ] Enterprise Fund

SPECIFIC EXPLANATION:

The Municipal Courts (MCD) and Houston Police Departments (HPD) are currently utilizing old, out-of-date, unsecure downtown facilities with life safety and hazardous material issues for their operations. The buildings were mostly built in 1950 – 1980, with some as far back as the 1930s. At 34 – 84 years old, the City's utilization of these facilities has exceeded the useful life of buildings from this era of 30 – 35 years.

Due to deferred maintenance, either repair or replacement of these buildings is necessary and becoming critical. Though the costs vary widely, either option requires a substantial financial investment. These alternative resolutions serve to limit the parameters under which the City will proceed to a solution.

The City's General Services Department has determined a preliminary estimate to repair the mechanical, electrical, and plumbing, structure and roofs would cost a minimum of $250 million with the following two options:

Option 1.A – Repair of Existing Facilities through Planned Capital Improvement Plan

Repairing the facilities through the use of existing debt capacity in the CIP would eliminate funding in FY 2017, FY2018 and FY 2019 for the following departments: Fire, Fleet Management, General Services, Housing, Information Technology, Library, Parks (except Bayou Greenways), Police, Health, and Solid Waste.

Option 1.B Repair of Existing Facilities with New Revenue

The Administration would work with City Council to identify the appropriate mechanism(s) for additional revenue sources. Those could include seeking voter approval of a special public safety ad valorem assessment, voter approval of an increase in the charter revenue cap dedicated to public safety, or a special sales tax assessment dedicated to public safety which would require approval by both the State legislature and voters.

REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

SUBJECT: A resolution supporting improvements to the Municipal Courts and Houston Police Departments downtown facilities through repair of existing facilities through existing debt capacity (Option 1.A) or through new revenue (Option 1.B); or construction of new facilities through new revenue (Option 2).	Category #	Page 2 of 2	Agenda Item#

Option 2 Construction of New Facilities with New Revenue

Pending a thorough price discovery phase, the total cost of life-cycle ownership for new facilities may range from $750 million to $1.2 billion (on a net present value basis). This total cost of ownership estimate includes construction, financing costs and 30 annual payments for facility operations and maintenance that would result in "Like New" facilities at the end of 30 years with significant remaining useful life. Funding of the construction of new facilities on the existing Riesner site can be partially covered by the sale of existing facilities, primarily the current HPD Headquarters at 1200 Travis. Assessing court fees for facility construction could generate a few million dollars annually.

The remainder must be funded through identification of additional revenue sources. The Administration would work with City Council to identify the appropriate mechanism(s). Those could seeking voter approval of a special public safety ad valorem assessment, voter approval of an increase in the charter revenue cap dedicated to public safety, or a special sales tax assessment dedicated to public safety which would require approval by both the State legislature and voters.

Recommendation

The Administration recommends that Council approve a resolution indicating its support for either repair of existing facilities through existing debt capacity (Option 1.A) or repair of existing facilities through new revenue (Option 1.B); or construction of new facilities through new revenue (Option 2).

REQUIRED AUTHORIZATION		
Finance Director:	**Other Authorization:**	**Other Authorization:**

CITY OF HOUSTON RESOLUTION NO. 20__- _____

A RESOLUTION SUPPORTING REPAIR OF MUNICIPAL COURTS AND HOUSTON POLICE DEPARTMENTS DOWNTOWN FACILITIES THROUGH THE USE OF EXISTING DEBT CAPACITY IN THE CAPITAL IMPROVEMENT PLAN (OPTION 1.A) AND CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT.

* * * * *

WHEREAS, the Municipal Courts and Houston Police Departments are currently utilizing old, out-of-date, unsecure downtown facilities (the "Existing Facilities") with life safety and hazardous material issues for their operations; and

WHEREAS, most of the Existing Facilities were built between 1950 and 1980, and have exceeded the useful life of buildings from this era of 30 – 35 years; and

WHEREAS, due to deferred maintenance, repair of the Existing Facilities is necessary and becoming critical; and

WHEREAS, a Facilities Conditions Assessment conducted by Parsons in 2012 reported that 10 of the 13 Existing Facilities are in poor condition, 2 in fair condition, and 1 in good condition; and

WHEREAS, the City's General Services Department has determined a preliminary estimate of at least $250 million to repair the mechanical, electrical, and plumbing, structure and roofs of the Existing Facilities; and

WHEREAS, City Council acknowledges that the repairs will not resolve certain other issues, such as:

Although the repairs may provide up to 20 additional years of useful life in the Existing Facilities (assuming sufficient ongoing maintenance occurs during that timeframe), the estimate of $250 million does not include operating, maintenance or major repair and replacement costs;

The estimate does not reflect the total life-cycle cost of ownership;

The repairs will not address functional obsolescence or unforeseen structural, mechanical, electrical or plumbing conditions that may exist but were not discovered during the Parsons assessment or have occurred since the assessment was complete;

The repairs will not address needed additional parking, bullet and blast resistive materials, 100-year floodplain mitigation, additional space needs for efficient consolidation of existing staff or future growth, or site work; and

The use of existing debt capacity in the Capital Improvement Plan will require a bond election and will shift committed funds away from projects planned in fiscal years 2017 – 2019; and

WHEREAS, City Council acknowledges that if the City were not facing the serious budget constraints which now exist, construction of new facilities would be preferable to the repair of the Existing Facilities, but that the City cannot currently afford construction of new facilities; **NOW THEREFORE,**

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

Section 1. That the City Council of the City of Houston supports repair of the Existing Facilities through the use of existing Capital Improvement Plan capacity.

Section 2. That the City Council of the City of Houston urges the Mayor or her designee to: continue exploring opportunities for furthering the goal of repairing the Existing Facilities, minimize to the extent possible the impact on projects in the current Capital Improvement Plan, and address to the extent possible the issues identified above which are not resolved by repair of the Existing Facilities.

Section 3. That this Resolution shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Resolution within five (5) days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND APPROVED this_____ **day of _____, 20__**

ADOPTED this _____ **day of _____, 20__**

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Resolution is_____, 20__.

_____

Anna Russell, City Secretary

(Prepared by Legal Dept. _____)
(JRS 12/12/14) Senior Assistant City Attorney
(Requested by David M. Feldman, City Attorney)
(L.D. File No. 0341300086001)

CITY OF HOUSTON RESOLUTION NO. 20__- _____

A RESOLUTION SUPPORTING REPAIR OF MUNICIPAL COURTS AND HOUSTON POLICE DEPARTMENTS DOWNTOWN FACILITIES THROUGH NEW REVENUE (OPTION 1.B) AND CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT.

* * * * *

WHEREAS, the Municipal Courts and Houston Police Departments are currently utilizing old, out-of-date, unsecure downtown facilities (the "Existing Facilities") with life safety and hazardous material issues for their operations; and

WHEREAS, most of the Existing Facilities were built between 1950 and 1980, and have exceeded the useful life of buildings from this era of 30 – 35 years; and

WHEREAS, due to deferred maintenance, repair of the Existing Facilities is necessary and becoming critical; and

WHEREAS, a Facilities Conditions Assessment conducted by Parsons in 2012 reported that 10 of the 13 Existing Facilities are in poor condition, 2 in fair condition, and 1 in good condition; and

WHEREAS, the City's General Services Department has determined a preliminary estimate of at least $250 million to repair the mechanical, electrical, and plumbing, structure and roofs of the Existing Facilities; and

WHEREAS, City Council acknowledges that the repairs will not resolve certain other issues, such as:

Although the repairs may provide up to 20 additional years of useful life in the Existing Facilities (assuming sufficient ongoing maintenance occurs during that timeframe), the estimate of $250 million does not include operating, maintenance or major repair and replacement costs;

The estimate does not reflect the total life-cycle cost of ownership;

The repairs will not address functional obsolescence or unforeseen structural, mechanical, electrical or plumbing conditions that may exist but were not discovered during the Parsons assessment or have occurred since the assessment was complete; and

The repairs will not address needed additional parking, bullet and blast resistive materials, 100-year floodplain mitigation, additional space needs for efficient consolidation of existing staff or future growth, or site work; and

WHEREAS, City Council acknowledges that if the City were not facing the serious budget constraints which now exist, construction of new facilities would be preferable to the repair of the Existing Facilities, but that the City cannot currently afford construction of new facilities; **NOW THEREFORE,**

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

Section 1. That the City Council of the City of Houston supports repair of the Existing Facilities through new revenue.

Section 2. That the City Council of the City of Houston urges the Mayor or her designee to: continue exploring opportunities for furthering the goal of repairing the Existing Facilities, work with City Council to identify the appropriate mechanism(s) for obtaining new revenue, and address to the extent possible the issues identified above which are not resolved by repair of the Existing Facilities.

Section 3. That this Resolution shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Resolution within five (5) days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND APPROVED this_____ **day of _____, 20__**

ADOPTED this _____ **day of _____, 20__**

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Resolution is_____, 20__.

_____
Anna Russell, City Secretary

(Prepared by Legal Dept. _____)

(JRS: 12/12/14) Senior Assistant City Attorney
(Requested by: David M. Feldman, City Attorney)
(L.D. File No. 0341300086001)

CITY OF HOUSTON RESOLUTION NO. 20__- _____

A RESOLUTION SUPPORTING CONSTRUCTION OF NEW FACILITIES FOR THE MUNICIPAL COURTS AND HOUSTON POLICE DEPARTMENTS THROUGH NEW REVENUE (OPTION 2) AND CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT.

* * * * *

WHEREAS, the Municipal Courts and Houston Police Departments are currently utilizing old, out-of-date, unsecure downtown facilities (the "Existing Facilities") with life safety and hazardous material issues for their operations; and

WHEREAS, most of the Existing Facilities were built between 1950 and 1980, and have exceeded the useful life of buildings from this era of 30 – 35 years; and

WHEREAS, due to deferred maintenance, replacement of the Existing Facilities is necessary and becoming critical; and

WHEREAS, a Facilities Conditions Assessment conducted by Parsons in 2012 reported that 10 of the 13 Existing Facilities are in poor condition, 2 in fair condition, and 1 in good condition; and

WHEREAS, the City's General Services Department has determined a preliminary estimate of at least $250 million to repair the mechanical, electrical, and plumbing, structure and roofs of the Existing Facilities; and

WHEREAS, such repairs would not resolve certain other issues, such as:

Although the repairs may provide up to 20 additional years of useful life in the Existing Facilities (assuming sufficient ongoing maintenance occurs during that timeframe), the estimate of $250 million does not include operating, maintenance or major repair and replacement costs;

The estimate does not reflect the total life-cycle cost of ownership;

The repairs will not address functional obsolescence or unforeseen structural, mechanical, electrical or plumbing conditions that may exist but were not discovered during the Parsons assessment or have occurred since the assessment was complete;

The repairs will not address needed additional parking, bullet and blast resistive materials, 100-year floodplain mitigation, additional space needs for efficient consolidation of existing staff or future growth, or site work; and

The use of existing debt capacity in the Capital Improvement Plan would require a bond election and will shift committed funds away from projects planned in fiscal years 2017 – 2019; and

WHEREAS, the construction of new facilities, with the sale and/or demolition of the Existing Facilities, will allow the design to streamline police and court operations, provide space for and/or accommodate future expansion to meet the needs of the departments for a minimum of 30 years, provide an ability to adapt to changing technologies for the delivery of services and provide new amenities to the public such as enhanced security, adequate parking, accessibility to the facilities and reduced energy costs; and

WHEREAS, pending a thorough price discovery phase, the City's Administration estimates that the total cost of life-cycle ownership for new facilities may range from $750 million to $1.2 billion (on a net present value basis). This total cost of ownership estimate includes construction, financing costs and 30 annual payments for facility operations and maintenance that would result in "Like New" facilities at the end of 30 years with significant remaining useful life. In addition, new construction will result in savings from the consolidation of facilities and streamlining of operations; **NOW THEREFORE,**

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

Section 1. That the City Council of the City of Houston supports construction of new facilities for the Municipal Courts and Houston Police Departments through new revenue.

Section 2. That the City Council of the City of Houston urges the Mayor or her designee to: continue exploring opportunities for furthering the goal of constructing the new facilities on the existing Riesner site; continue exploring opportunities for funding, including the sale of Existing Facilities, primarily the current HPD Headquarters at 1200 Travis, an increase in court fees, and identification of additional revenue sources; and work with City Council to identify the appropriate mechanisms for additional revenue sources.

Section 3. That this Resolution shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Resolution within five (5) days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND APPROVED this**_____ day of _____, 20__**

ADOPTED this _____ **day of _____, 20__**

_____
Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Resolution is_____, 20__.

_____
Anna Russell, City Secretary

(Prepared by: _____)
(JRS: 12/12/14) Senior Assistant City Attorney
(Requested by: David M. Feldman, City Attorney)
(L.D. File No. 0341300086001)

CITY OF HOUSTON

Office of the Mayor

Interoffice

Correspondence

To: Houston City Council Members

From: Annise D. Parker, Mayor

Date: December 11, 2014

Subject: Upcoming Justice Complex Agenda Item

Council Members,

The purpose of this correspondence is to advise you of an item I intend to place on the Agenda for City Council consideration regarding needed investment in public safety facilities. As you are aware, we have briefed City Council on the Administration's due diligence to:

1. Identify project scope and estimated funding requirements to make critical repairs to existing Houston Police Department and Municipal Courts Department facilities
2. Identify project scope and estimated funding requirements to construct a new Houston Justice Complex

The dates on which the Administration provided briefings to City Council on this topic include:

- June 5, 2013 Mayor's Report
- December 10, 2013 Budget and Fiscal Affairs Committee
- February 11, 2014 Public Safety Committee
- April 29, 2014 Budget and Fiscal Affairs Committee
- July 29, 2014 Budget and Fiscal Affairs Committee
- November 13, 2014 Budget and Fiscal Affairs Committee

We have been able to develop rough cost estimates for the repair of existing facilities and the Justice Complex concept. However, allocation of additional funds is required to perform further due diligence and rationalize our cost estimates for a new Justice Complex. We are at a point where we need to make decisions on the future direction of this project.

The purpose of the agenda item is to obtain a sense of City Council on future direction.

CITY OF HOUSTON – CITY COUNCIL
Meeting Date: 12/17/2014

Item Creation Date: 12/12/2014

NON CONSENT

Summary:

RESOLUTION of the City Council of the City of Houston supporting improvements to the Municipal Courts and Houston Police Departments downtown facilities through repair of existing facilities (Option 1) or construction of new facilities (Option 2).

Background:

The Municipal Courts (MCD) and Houston Police Departments (HPD) are currently utilizing old, out-of-date, unsecure downtown facilities with life safety and hazardous material issues for their operations. The buildings were mostly built in 1950 – 1980, with some as far back as the 1930s. At 34 – 84 years old, the City's utilization of these facilities has exceeded the useful life of buildings from this era of 30 – 35 years. See the attached table for a complete list of applicable facilities.

Due to deferred maintenance, either repair or replacement of these buildings is necessary and becoming critical. Though the costs vary widely, either option requires a substantial financial investment. These alternative resolutions serve to limit the parameters under which the City will proceed to a solution.

Option 1: Repair of Existing Facilities

A Facilities Conditions Assessment conducted by Parsons in 2012 reported that 10[1] of the 13 buildings are in poor condition, 2 in fair condition, and 1 in good condition. The City's General Services Department has determined a preliminary estimate to repair the mechanical, electrical, and plumbing, structure and roofs would cost at least $250 million. This investment may provide up to 20 additional years of useful life in these facilities assuming sufficient ongoing maintenance occurs during that timeframe (cost of ongoing maintenance would be in addition to the $250 million). Further, after 20 years, another major repair or complete replacement is likely to be required. Thus, unlike construction of new facilities, these estimates do not reflect the total life-cycle cost of ownership under this option.

These costs would not address unforeseen structural, mechanical, electrical or plumbing conditions that may exist but were not discovered during the assessment or have occurred since the assessment was complete. Additionally, repair of existing facilities would not address additional parking, bullet and blast resistive materials, 100 year floodplain mitigation, additional space needs, or site work that is vitally important for the public, public accessibility (ADA) and our public safety operations.

[1] Including the parking garage at 53 Riesner

This option also does not address functional obsolescence. Currently MCD has numerous key operations located off site due to the lack of available space at the primary downtown location at 1400 Lubbock. The operations located off site are integral to court operations and revenue generation; and off site operations hinders workflow and productivity. HPD needs additional staffing per the Police Executive Research Forum (PERF) Report and currently does not have facilities to support additional staffing to meet either current or future needs. The City also routinely receives negative feedback from the public regarding a lack of parking at these facilities.

The continued use of the current HPD Headquarters at 1200 Travis would require a payment of $25.5 million to the Houston Police Officer Pension System, due July 1, 2015. This payment will require the use of General Funds in the FY 2016 budget.

Funding of the repair of existing facilities could be accomplished in one of two ways:

Option 1A: Repair of Existing Facilities through Planned CIP

CONSTRUCTION COSTS[2]:	$250 million
20 YEAR NET PRESENT VALUE COST OF OWNERSHIP[3]:	$700 million
ANNUAL COST OF DEBT SERVICE AND O&M[4]:	$63 million
ADDRESSES CURRENT NEEDS FOR EFFICIENT OPERATIONS:	NO

The repair of existing facilities can be funded through the use of existing debt capacity in the Capital Improvement Plan. This would require a bond election to increase public safety spending authorization.

Total debt capacity for the next three years is $242.5 million. This method of funding would shift committed funds away from projects planned in FY 2017, FY2018 and FY 2019. The current CIP would be eliminated for the following departments: Fire, Fleet Management, General Services, Housing, Information Technology, Library, Parks (except Bayou Greenways), Police, Health, and Solid Waste. The following table summarizes the amount of funds in each department that would be eliminated and applied to the repair of existing facilities:

[2] Estimated turnkey design-build cost including construction costs, design services, permitting fees, and project management.

[3] Estimated total net present value cost of ownership including construction costs, design services, permitting fees, project management, facility operations and maintenance, utilities and standard periodic major repair and replacement costs over a 20-year period.

[4] After 20 years, another major repair or complete replacement is likely to be required. Therefore, debt service is amortized over 20 years.

OPTION 1A CIP REDUCTIONS:			
($thousands)	**FY17**	**FY18**	**FY19**
Fire	5,867	5,950	8,013
Fleet	17,580	17,563	17,563
General Government	11,343	43,939	510
Housing	3,000	3,000	3,000
Information Technology	6,395	2,177	2,016
Library	10,106	14,697	1,679
Parks	13,123	5,315	5,475
Police	6,911	1,754	1,690
Health	15,942	7,689	1,167
Solid Waste	7,533	1,306	243
TOTAL	**97,800**	**103,390**	**41,356**
3-year TOTAL			**242,546**

Option 1B: Repair of Existing Facilities with New Revenue

CONSTRUCTION COSTS[5]: $250 million

20 YEAR NET PRESENT VALUE COST OF OWNERSHIP[6]: $700 million

ANNUAL COST OF DEBT SERVICE AND O&M[7]: $63 million

ADDRESSES CURRENT NEEDS FOR EFFICIENT OPERATIONS: NO

The repair of existing facilities could be funded through identification of additional revenue sources. The Administration would work with City Council to identify the appropriate mechanism. Those could include seeking voter approval of a special public safety ad valorem assessment, voter approval of an increase in the charter revenue cap dedicated to public safety, or a special sales tax assessment dedicated to public safety which would require approval by both the State legislature and voters. A special sales tax assessment is not viewed as a likely outcome in the 2015 legislative session.

[5] Estimated turnkey design-build cost including construction costs, design services, permitting fees, and project management.

[6] Estimated total net present value cost of ownership including construction costs, design services, permitting fees, project management, facility operations and maintenance, utilities and standard periodic major repair and replacement costs over a 20-year period.

[7] After 20 years, another major repair or complete replacement is likely to be required. Therefore, debt service is amortized over 20 years.

Option 2: Construction of New Facilities with New Revenue

The construction of new facilities, with the sale and/or demolition of the existing facilities, would allow the design to streamline police and court operations, provide space and/or accommodate future expansion to meet the needs of the departments for a minimum of 30 years, provide an ability to adapt to changing technologies for the delivery of services and provide new amenities to the public such as enhanced security, adequate parking, accessibility to the facilities and reduced energy costs. Pending a thorough price discovery phase, the total cost of life-cycle ownership for new facilities may range from $750 million to $1.2 billion (on a net present value basis). This total cost of ownership estimate includes construction, financing costs and 30 annual payments for facility operations and maintenance that would result in "Like New" facilities at the end of 30 years with significant remaining useful life. The total cost of life-cycle ownership under Option 2 does not reflect the savings that will result from the consolidation of facilities and streamlining of operations under this option.

CONSTRUCTION COSTS[8]:	$600 million - $850 million
30 YEAR NET PRESENT VALUE COST OF OWNERSHIP[9]:	$750 million - $1.2 billion
ANNUAL COST OF DEBT SERVICE AND O&M:	$75 – 150 million
ADDRESSES CURRENT NEEDS FOR EFFICIENT OPERATIONS:	YES

Funding of the construction of new facilities on the existing Riesner site can be partially covered by the sale of existing facilities, primarily the current HPD Headquarters at 1200 Travis. Assessing court fees for facility construction could generate a few million annually.

The remainder must be funded through identification of additional revenue sources. The Administration would work with City Council to identify the appropriate mechanism. Those could include seeking voter approval of a special public safety ad valorem assessment, voter approval of an increase in the charter revenue cap dedicated to public safety, or a special sales tax assessment dedicated to public safety which would require approval by both the State legislature and voters. A special sales tax assessment is not viewed as a likely outcome in the 2015 legislative session.

Option Considerations:

The Administration will assume that Council support for Option 1A directs the preparation of a bond election and reprogramming of existing CIP. Subsequent Council approval of ballot language will be required prior to placement on a ballot.

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[8] Estimated turnkey design-build cost including construction costs, design services, permitting fees, and project management.

[9] Estimated total net present value cost of ownership including construction costs, design services, permitting fees, project management, facility operations and maintenance, utilities and standard periodic major repair and replacement costs over a 30-year period.

The Administration will assume that Council support for Option 1B or Option 2 directs continued exploration of all available new sources of funds required for either option. Subsequent Council votes to approve new fees or other revenue streams would be required. Should any source of funds require voter approval, subsequent Council approval of ballot language will be required prior to placement on a ballot.

The Administration will interpret support for Option 2 as Council approval to complete the price discovery work required to refine the total cost of ownership estimates provided above. Separate Council approval is being requested for incremental funding required to complete the price discovery work.

The Administration will assume that Council support for Option 1 or Option 2 includes support for the Administration to improve upon these options, should an opportunity arise to more cost-effectively realize the goals articulated by either option.

The Administration recommends that Council approve a resolution indicating its support for one of the following:

- Option 1A: Repair of existing facilities through Planned CIP,
- Option 1B: Repair of existing facilities through new revenue, or
- Option 2: Construction of new facilities with new revenue.

** ALL QUOTED COSTS ARE ESTIMATES AND SUBJECT TO REVISION

APPLICABLE FACILITIES:

BUILDING	Built	SF	FCI rating	Condition
61 Riesner - Central Patrol (old HQ)	1950	101,355	72.60%	Poor
51 Riesner - Riesner Gym (old Academy)	1950	29,855	73.80%	Poor
49 Riesner - Transmission Shop	1950	3,450	70.00%	Poor
50 Riesner - Vehicle Repair Shop	1950	7,850	74.30%	Poor
59 Riesner - Tire Shop	1950	6,290	66.80%	Poor
700 Houston Ave - Uniform Supply	1965	6,460	29.70%	Poor
62 Riesner - Communications Bldg.	1974	53,090	77.70%	Poor
52 Riesner - Fleet Administration	1975	4,105	53.30%	Poor
53 Riesner - Parking Garage	1975	230,680	N/A	N/A
54 Riesner - Transportation Office	1975	1,748	80.20%	Poor
UPS Building	1980	2,400	10.00%	Fair
1400 Lubbock - Municipal Courts	1974	104,000	5.70%	Good
1200 Travis – HPD HQ	1963	559,925	10.40%	Fair
TOTAL		**1,179,708**		

JUSTICE COMPLEX FREQUENTLY ASKED QUESTIONS

EXISTING FACILITIES

Q. If we provide HPD with new facilities would we sell the current HPD Headquarters at 1200 Travis?

A. Yes, however, the first $25.5 million received in the sale of 1200 Travis is due to HPOPS.

Q. What happens to 1200 Travis if we do not provide HPD with new facilities?

A. The City would keep 1200 Travis and make a $25.5 million payment to HPOPS in the FY 2016 budget. There is no reason to delay the payment to HPOPS if we are not going to sell Travis.

Q. Where would funding come from to make the payment to HPOPS?

A. The only option is from General Funds.

Q. What would be the value of 1200 Travis if we were to sell the building?

A. Unknown. The use of traditional valuation techniques is not appropriate at this time because the value is highly dependent on knowing when HPD would be able to vacate the property and on what rate HPD would pay during a leaseback period. However, the HCAD valuation for the property as of January 1, 2014 is $68.9 million.

Q. If we construct new facilities are we going to sell any portions of the property at Riesner?

A. Design of the new facilities would need to occur first to determine if and what portion of the Riesner property could be sold without negatively impacting the design and cost of the new facilities. If it is determined that there is excess space, the City would consider the sale of such property. However, the proceeds of such sale would not materially alter the necessity of the funding options under consideration.

FUNDING OPTIONS

Q. If a special ad valorem assessment is determined to be the necessary funding mechanism, how much would a special ad valorem assessment be?

A. Pending refinement of cost estimates, the assessment would be 3.0 – 7.0 cents per $100 valuation in the first year, and would decline each year thereafter with increasing taxable values. The Administration will continue an exploration of all available new sources of funds and a special ad valorem assessment would be considered as a last resort.

Q. Could a special ad valorem assessment address needs in addition to the Justice Complex?

A. Should City Council decide to consider a special ad valorem assessment it is recommended that we have a larger conversation about addressing public safety needs in general, including

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additional officers per the recommendations of the Police Executive Research Forum (PERF) Report and salaries and benefits of current HPD personnel.

Q. Why would you finance operations and maintenance?

A. We would not. The City does not have the legal authority granted to it by the State or the City Charter to finance operations. Additionally, federal tax law would deny tax-exempt status to bonds issued for operations. Therefore, the City cannot finance operations and maintenance. For constructing new facilities, the total cost of ownership estimate provided of $750 million to $1.2 billion is the sum of construction costs, costs of financing, and 30 annual payments for operations and maintenance of the facility.

Q. How much could be saved by selecting a location other than the Riesner site?

A. The estimated cost differential between purchasing an alternative tract of land 10 miles outside of downtown and selling the Riesner properties is $20 – 40 million. When considered over the 30 year life of the project, the impact would be approximately $0.67 – 1.3 million per year. The costs of operational inefficiencies are highly likely to outweigh this potential savings.

PUBLIC PRIVATE PARTNERSHIP

Q. Is the Justice Complex going to be procured using a Public Private Partnership (P3)?

A. A P3 is just one method of procurement that the City is exploring. The City is currently considering three procurement methods including Construction Manager at Risk (CMAR), Design-Build (DB), and P3. One of the deliverables of the City's financial advisors, First Southwest, (pending a request to City Council for additional funding) is a Comparative Analysis of the estimated total cost of ownership under each of the possible procurement methods. This analysis will be reviewed by the P3 Oversight Committee and a recommendation provided to City Council regarding the procurement method. Given the cost overruns the City has had on several major construction projects in the past using traditional procurement methods; we feel it is critical to fully compare all procurement methods available.

Q. If we construct the Justice Complex as a P3 does that mean that the operations and maintenance will be outsourced?

A. A P3 would mean that a third party would be responsible for the operations and maintenance of the facility. This arrangement, however, is not unique to a P3. The General Services Department currently uses third party contracts for HVAC maintenance and janitorial services for 50 of 333 facilities. The use of a third party contract for operations and maintenance would not result in layoffs of any City personnel.

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MISC.

Q. What will a Justice Complex look like?

A. The City has not yet conducted design of the Justice Complex; however, attached is a concept plan. The purpose of the concept plan is to communicate desired functional adjacencies and to test whether the envisioned facilities can fit on the Riesner site. The City expects that the actual design work will utilize expertise and innovation from the private sector to provide the most cost-effective design and layout.

ADVISORS

Q. What is the deliverable of the financial advisors, First Southwest?

A. A Comparative Analysis of the estimated total cost of ownership under alternative procurement methods including Construction Manager at Risk (CMAR), Design-Build (DB), and Public Private Partnerships (P3). Input and feedback regarding financial elements of the draft Request for Proposals and outline Project Agreement.

Q. What is the deliverable of the legal advisors, Hawkins Delafield & Wood LLP?

A. An outline Project Agreement to accompany a Request for Proposals. This outline Project Agreement will communicate the amount of risk transfer envisioned for the project. Such information would be necessary for project teams to provide project cost data.

Q. Why should City Council approve consultant fees for financial advisors and legal advisors if we do not know if we can afford the Justice Complex?

A. The consultant fees are necessary to continue development of the project and, in particular, to generate information that will enhance the reliability of our project cost data, allowing the City to more accurately state the funding needs and fully evaluate procurement methods. Additionally, it would be imprudent to proceed with a ballot initiative, if necessary, with unrefined project cost data and increases the risk that an incorrect message is communicated to voters.

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CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B, District I

Item Creation Date: 11/20/2014

HAS-Motion to Add Funds to Agreement with Smarte Carte

Agenda Item#: 54.

Summary:
MOTION by Council Member Pennington/Seconded by Council Member Costello to adopt recommendation from Director Houston Airport System to add funds to the Luggage Carts and Lockers Concession Agreement with **SMARTE CARTE, INC** for George Bush Intercontinental Airport/Houston and William P. Hobby Airport - $150,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBER BRADFORD**
This was Item 4 on Agenda of December 10, 2014

Background:
On December 7, 2005, City Council approved a Concession Agreement with Smarte Carte, Inc. to provide luggage carts and lockers at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU). On November 13, 2013, City Council approved a one-year extension to the agreement and appropriated additional funds.

Under this agreement, international arriving passengers at IAH are offered luggage carts free of charge as a service purchased by HAS from Smarte Carte, Inc. In addition, domestic passengers can rent luggage carts for a fee, a service which is provided as a concession.

The current agreement will expire on January 5, 2015. A request for proposal for a new concession agreement is currently in process and a new contract is expected to be brought to City Council for consideration by December 2014. Due to a greater number of international passengers than forecast, additional funding of $150,000 must be added to the existing agreement to continue offering luggage carts free of charge to international passengers until a new agreement is effective in January 2015.
All other terms and conditions of the agreement remain the same. The key terms are:

1. Scope of Service
The Concessionaire will provide luggage cart services in designated areas of IAH and HOU.

2. Financial Terms
In consideration of Concessionaire providing complimentary luggage carts in the Federal Inspection Service (FIS) area to arriving international passengers, HAS shall pay Concessionaire $0.70 per cart usage.

The Concessionaire will pay HAS 25% of gross revenues generated by luggage cart rentals to domestic passengers.

3. ACDBE
The Airport Concession Disadvantaged Business Enterprise (ACDBE) goal for the concession is 16% of gross sales at IAH and 4% of gross sales at HOU. Concessionaire has exceeded this goal through a sub-contract with CLS Management Services, Inc., currently achieving 39.65% participation at IAH and 11.23% participation at HOU.

Prior Council Action:
12/07/2005 (O) 2005-1340
11/13/2013 (O) 2013-1020

Amount of Funding:
$150,000 FY'15 HAS Revenue Fund (8001)

(Previous Funding: $6,456,048)

Source of Funding:
Enterprise Fund

Contact Information:
Kathy Elek Phone: 281-233-1826
Ian Wadsworth 281-233-1682

ATTACHMENTS:

	Description	Type
	RCA - Motion to Add Funds to Agreement with Smarte Carte - RCA	Signed Cover sheet

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

SUBJECT: Motion to add funds to Luggage Carts and Lockers Concession Agreement with Smarte Carte, Inc. for George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU)	**Category #**	**Page 1 of 2**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System (HAS)	**Origination Date** November 20, 2014	**Agenda Date**

DIRECTOR'S SIGNATURE: 11·25·14

Council District affected: B, I

For additional information contact:
Kathy Elek **Phone:** 281-233-1826
Ian Wadsworth 281-233-1682

Date and identification of prior authorizing Council action:
12/07/2005 (O) 2005-1340
11/13/2013 (O) 2013-1020

AMOUNT & SOURCE OF FUNDING:

$150,000 FY'15 HAS Revenue Fund (8001)

Prior appropriations:
12/07/2005.....$ 5,676,048
11/13/2013.....$ 780,000
TOTAL $ 6,456,048
HAS Revenue Fund (8001)

RECOMMENDATION: (Summary)
Pass a motion to add funds to the Luggage Carts and Lockers Concession Agreement with Smarte Carte, Inc. for George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU).

SPECIFIC EXPLANATION:

On December 7, 2005, City Council approved a Concession Agreement with Smarte Carte, Inc. to provide luggage carts and lockers at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU). On November 13, 2013, City Council approved a one-year extension to the agreement and appropriated additional funds.

Under this agreement, international arriving passengers at IAH are offered luggage carts free of charge as a service purchased by HAS from Smarte Carte, Inc. In addition, domestic passengers can rent luggage carts for a fee, a service which is provided as a concession.

The current agreement will expire on January 5, 2015. A request for proposal for a new concession agreement is currently in process and a new contract is expected to be brought to City Council for consideration by December 2014. Due to a greater number of international passengers than forecast, additional funding of $150,000 must be added to the existing agreement to continue offering luggage carts free of charge to international passengers until a new agreement is effective in January 2015.

All other terms and conditions of the agreement remain the same. The key terms are:

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

1. Scope of Service
   The Concessionaire will provide luggage cart services in designated areas of IAH and HOU.

2. Financial Terms
   In consideration of Concessionaire providing complimentary luggage carts in the Federal Inspection Service (FIS) area to arriving international passengers, HAS shall pay Concessionaire $0.70 per cart usage.

   The Concessionaire will pay HAS 25% of gross revenues generated by luggage cart rentals to domestic passengers.

3. ACDBE
   The Airport Concession Disadvantaged Business Enterprise (ACDBE) goal for the concession is 16% of gross sales at IAH and 4% of gross sales at HOU. Concessionaire has exceeded this goal through a sub-contract with CLS Management Services, Inc., currently achieving 39.65% participation at IAH and 11.23% participation at HOU.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B, District D, District F, District H, District I, District K

Item Creation Date: 10/29/2014

HCD14-103A NSP1 and 3 Substantial Amendment

Agenda Item#: 55.

Summary:
ORDINANCE approving and authorizing substantial amendments to the Neighborhood Stabilization Program NSP1 and NSP3 Grant Applications/Budgets, authorized pursuant to City of Houston Ordinance Nos. 2008-1051, as amended, and 2011-134, as amended, respectively **DISTRICTS B - DAVIS; D - BOYKINS; F - NGUYEN; H - GONZALEZ; I - GALLEGOS and K - GREEN** - **TAGGED BY COUNCIL MEMBER GALLEGOS**
This was Item 25 on Agenda of December 10, 2014

Background:
Through successful administration of the Neighborhood Stabilization Program (NSP), the Housing and Community Development Department (HCDD) has earned highly complementary remarks from federal NSP officials as well as additional revenue that can be invested back into the target communities to fund further revitalization. With NSP1, HCDD partnered with local 501(c)(3) agencies to acquire and rehabilitate 25 single-family homes. Under NSP3, HCDD partnered with a non-profit to complete the renovation of three homes and with a developer to build 14 new homes on LARA lots in the Sunnyside area.

The subsequent sale of these homes cumulatively generated over $1,000,000 in program income, which will allow HCDD to build even more homes and undertake additional revitalization projects, such as demolition of blighted tax delinquent properties in eligible NSP areas. Such activities help to stabilize the neighborhoods where the homes are located. To account for the new homes built on LARA lots, HCDD needs to add a new line item, Develop Vacant Properties, for both the NSP1 and NSP3 program budgets.

In accordance with HUD regulations and the Citizen's Participation Plan (CPP), the City is required to amend components of its Consolidated Plan/Action Plan when (1) an activity is added; (2) an activity is deleted; (3) a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than 25% of the original budget; or (4) when there is a change in the purpose, location, scope, or beneficiaries of an activity, or when a priority has changed. This Substantial Amendment is triggered by items 1 and 3.

HCDD requests a substantial amendment to the Neighborhood Stabilization Program plan to add program income in the new category: $285,405.48 for NSP1 activities and of $867,347.54 for NSP3 activities through 10/31/2014. The revised budgets follow:

NSP1	Original Allocation	% of Original Allocation	Program Income Allocation	Revised Allocation	% of Revised Allocation
Program Administration	$ 1,024,219.00	7.56%	$ 28,540.55	$ 1,052,759.55	7.61%
Acquisition / Rehabilitation Multifamily	$ 8,802,425.00	65.00%		$ 8,802,425.00	63.66%
Acquisition / Rehabilitation Single Family	$ 2,204,649.00	16.28%		$ 2,204,649.00	15.94%
Develop Vacant Property		0.00%	$ 256,864.93	$ 256,864.93	1.86%
Demolition	$ 1,510,900.00	11.16%		$ 1,510,900.00	10.93%
Total	$13,542,193.00	100.00%	$ 285,405.48	$13,827,598.48	100.00%

NSP3	Original Allocation	% of Original Allocation	Program Income Allocation	Revised Allocation	% of Revised Allocation

Program Administration	$ 338,000.00	9.97%	$ 86,734.75	$ 424,734.75	9.98%
Acquisition / Rehabilitation Single Family	$2,211,035.00	65.24%		$ 2,211,035.00	51.95%
Develop Vacant Property		0.00%	$780,612.79	$ 780,612.79	18.34%
Demolition	$ 840,000.00	24.79%		$ 840,000.00	19.74%
Total	$3,389,035.00	100.00%	$867,347.54	$ 4,256,382.54	100.00%

The Program Income allocations shown above include $668,528.75, previously recognized in Ordinance #2014-0486, and reflect total changes to the NSP1 and NSP3 budgets / allocations, through 10/31/2014.

A public notice was published in the Houston Chronicle (and the HCDD website) on Thursday, November 4, 2014. To date, no public comments have been received. This item was reviewed by the Housing and Community Affairs Committee on November 18, 2014.

Prior Council Action:

NSP1: Ord. 2008-1051, 11/25/2008
Ord. 2009-1275, 12/15/2009
Ord. 2012-1000, 11/14/2012

NSP3: Ord. 2011-0134, 02/23/2011
Ord. 2012-0999, 11/14/2012
Ord. 2014-0486, 05/28/2014

Amount of Funding:

$285,405.48 – NSP1 Program Income
$867,347.54 – NSP3 Program Income

Source of Funding:

Other (Specify)

Neighborhood Stabilization Program (NSP1) Program Income Neighborhood Stabilization Program (NSP3) Program Income

Contact Information:

Stephen Tinnermon
832.394.6261

ATTACHMENTS:

	Description	Type
	HCD14-103A RCA NSP1 and 3 Substantial Amendment - RCA	Signed Cover sheet
	HCD14-103A Public Notice NSP1 and 3	Public Notice
	HCD14-103A Finance Docs NSP1 and 3	Financial Information

HCD14-103a

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

SUBJECT: An Ordinance authorizing a substantial amendment to the Neighborhood Stabilization Program (NSP3) budget to add a line item classification and $867,347.54 in program income received from NSP3 activities as well as adding a line item classification and $285,405.48 in program income received from NSP1 activities	**Category #**	**Page** 1 of 2	**Agenda Item #**

FROM: Neal Rackleff, Director Housing and Community Development Department	**Origination Date** 10/29/14	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B, D, F, H, I, K	
For additional information contact: Stephen Tinnermon **Phone:** 832-394-6261	**Date and identification of prior authorizing Council action:** NSP1: Ord. 2008-1051, 11/25/2008 Ord. 2009-1275, 12/15/2009 Ord. 2012-1000, 11/14/2012 NSP3: Ord. 2011-0134, 02/23/2011 Ord. 2012-0999, 11/14/2012 Ord. 2014-0486, 05/28/2014	

RECOMMENDATION: Approval of an Ordinance authorizing a substantial amendment to the Neighborhood Stabilization Program (NSP3) budget to add a line item classification and $867,347.54 in program income received from NSP3 activities as well as adding a line item classification and $285,405.48 in program income received from NSP1 activities

Amount of Funding: **$285,405.48 – NSP1 Program Income** **$867,347.54 – NSP3 Program Income**	**Finance Budget:**

SOURCE OF FUNDING **[ ] General Fund** **[X] Grant Fund** **[ ] Enterprise Fund**

Neighborhood Stabilization Program (NSP1) Program Income
Neighborhood Stabilization Program (NSP3) Program Income

SPECIFIC EXPLANATION:

Through successful administration of the Neighborhood Stabilization Program (NSP), the Housing and Community Development Department (HCDD) has earned highly complementary remarks from federal NSP officials as well as additional revenue that can be invested back into the target communities to fund further revitalization. With NSP1, HCDD partnered with local 501(c)(3) agencies to acquire and rehabilitate 25 single-family homes. Under NSP3, HCDD partnered with a non-profit to complete the renovation of three homes and with a developer to build 14 new homes on LARA lots in the Sunnyside area.

The subsequent sale of these homes cumulatively generated over $1,000,000 in program income, which will allow HCDD to build even more homes and undertake additional revitalization projects, such as demolition of blighted tax delinquent properties in eligible NSP areas. Such activities help to stabilize the neighborhoods where the homes are located. To account for the new homes built on LARA lots, HCDD needs to add a new line item, Develop Vacant Properties, for both the NSP1 and NSP3 program budgets.

In accordance with HUD regulations and the Citizen's Participation Plan (CPP), the City is required to amend components of its Consolidated Plan/Action Plan when (1) an activity is added; (2) an activity is deleted; (3) a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than 25% of the original budget; or (4) when there is a change in the purpose, location, scope, or beneficiaries of an activity, or when a priority has changed. This Substantial Amendment is triggered by items 1 and 3.

REQUIRED AUTHORIZATION

Finance Director:	**Other Authorization:**	**Other Authorization:**

Date	Subject:	Originators Initials	Page
10/29/2014	An Ordinance authorizing a substantial amendment to the Neighborhood Stabilization Program (NSP3) budget to add a line item classification and $867,347.54 in program income received from NSP3 activities as well as adding a line item classification and $285,405.48 in program income received from NSP1 activities		2 of 2

HCDD requests a substantial amendment to the Neighborhood Stabilization Program plan to add program income in the new category: $285,405.48 for NSP1 activities and of $867,347.54 for NSP3 activities through 10/31/2014. The revised budgets follow:

NSP1	Original Allocation	% of Original Allocation	Program Income Allocation	Revised Allocation	% of Revised Allocation
Program Administration	$ 1,024,219.00	7.56%	$ 28,540.55	$ 1,052,759.55	7.61%
Acquisition / Rehabilitation Multifamily	$ 8,802,425.00	65.00%		$ 8,802,425.00	63.66%
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Total	$13,542,193.00	100.00%	$ 285,405.48	$13,827,598.48	100.00%

NSP3	Original Allocation	% of Original Allocation	Program Income Allocation	Revised Allocation	% of Revised Allocation
Program Administration	$ 338,000.00	9.97%	$ 86,734.75	$ 424,734.75	9.98%
Acquisition / Rehabilitation Single Family	$2,211,035.00	65.24%		$ 2,211,035.00	51.95%
Develop Vacant Property		0.00%	$780,612.79	$ 780,612.79	18.34%
Demolition	$ 840,000.00	24.79%		$ 840,000.00	19.74%
Total	$3,389,035.00	100.00%	$867,347.54	$ 4,256,382.54	100.00%

The Program Income allocations shown above include $668,528.75, previously recognized in Ordinance #2014-0486, and reflect total changes to the NSP1 and NSP3 budgets / allocations, through 10/31/2014.

A public notice was published in the Houston Chronicle (and the HCDD website) on Thursday, November 4, 2014. To date, no public comments have been received. This item was reviewed by the Housing and Community Affairs Committee on November 18, 2014.

NR:BS:PC
cc: City Secretary
Legal Department
City Attorney
Finance Department

PUBLIC NOTICE

The City of Houston's (City) Housing & Community Development (HCDD) received funding under the Neighborhood Stabilization Program (NSP) enabled by the Housing and Economic Recovery Act of 2009 (NSP1) and the Dodd-Frank Wall Street Reform Act and Consumer Protection Act of 2010 (NSP3). The United States Department of Housing and Urban Development (HUD) has determined that for NSP3, the states and local governments with the greatest need for neighborhood stabilization funding are those communities that have high numbers of foreclosed and/or vacant properties in the neighborhoods with the highest concentrations of foreclosures, delinquent loans, and subprime loans. The City of Houston submitted an action plan for $13,542,193 for NSP1 and for $3,389,035 in NSP3 funds, which were both approved by HUD. These funds have subsequently been expended and are now generating program income.

Through successful administration of the Neighborhood Stabilization Program (NSP), the Housing and Community Development Department (HCDD) has earned highly complementary remarks from federal NSP officials as well as additional revenue that can be invested back into the target communities to fund further revitalization. With NSP1, HCDD partnered with local 501(c)(3) agencies to acquire and rehabilitate 25 single-family homes. Under NSP3, HCDD partnered with a non-profit and a developer to build 14 new homes on LARA lots in the Sunnyside area and renovate seven homes.

The subsequent sale of these homes cumulatively generated over $1,000,000 in program income, allowing HCDD to build even more homes and undertake additional revitalization projects, such as demolition of blighted tax delinquent properties. Such activities help to stabilize the neighborhoods where the homes are located. To account for the new homes built on LARA lots, HCDD needs to add a new line item, Develop Vacant Properties, for both the NSP1 and NSP3 programs.

In accordance with HUD regulations and the Citizen's Participation Plan (CPP), the City is required to amend components of its Consolidated Plan/Action Plan when (1) an activity is added; (2) an activity is deleted; (3) a change in the scope of an activity or reallocation of funds increases or decreases the budget of an activity by more than twenty-five (25%) of the original budget; or (4) when there is a change in the purpose, location, scope, or beneficiaries of an activity, or when a priority has changed. This Substantial Amendment is triggered by items (1) and (3).

HCDD requests a substantial amendment to the Neighborhood Stabilization Program plan to add program income in the correct categories $285,405.48 for NSP1 activities and of $867,347.54 for NSP3 activities through 10/31/2014. The revised budgets follow:

NSP1	Amendment #2 Allocation	% of Current Allocation	Program Income Allocation	Revised Allocation	% of Revised Allocation
Program Administration	$1,024,219.00	7.56%	$28,540.55	$1,052,759.55	7.61%
Acquisition/Rehabilitation Multifamily	$8,802,425.00	65.00%		$8,802,425.00	63.66%
Acquisition/Rehabilitation Single Family	$2,204,649.00	16.28%		$2,204,649.00	15.94%
Develop Vacant Property		0.00%	$256,864.93	$256,864.93	1.86%
Demolition	$1,510,900.00	11.16%		$1,510,900.00	10.93%
Total	$13,542,193.00	100.00%	$285,405.48	$13,827,598.48	100.00%

NSP3	Amendment #2 Allocation	% of Current Allocation	Program Income Allocation	Revised Allocation	% of Revised Allocation
Program Administration	$338,000.00	9.97%	$86,734.75	$424,734.75	9.98%
Acquisition/Rehabilitation Single Family	$2,211,035.00	65.24%		$2,211,035.00	51.95%
Develop Vacant Property		0.00%	$780,612.79	$780,612.79	18.34%
Demolition	$840,000.00	24.79%		$840,000.00	19.74%
Total	$3,389,035.00	100.00%	$867,347.54	$4,256,382.54	100.00%

HCDD proposes to use the program income as Single Family Redevelopment in the NSP1 and NSP3 target zones, depending on whether the program income came from NSP1 activities or NSP3 activities. At this point, it is expected that the program income will add six homes, to be developed by Mayberry Homes, Inc.

The public is invited to comment on this proposed amendment to the 2010 Annual Action Plan for a period of 15 days, from Friday, November 7, 2014 through Saturday, November 22, 2014. For more information on these projects, contact Ryan Bibbs at (832) 394-6128. Written comments can be submitted by mail to Peggy Colligan, HCDD, 601 Sawyer Suite 400, Houston, TX 77007. Following the public comment period, the projects will be submitted to City Council for approval. For more information on HCDD and its programs, you may access HCDD's website at www.houstonhousing.org.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014

Item Creation Date: 12/3/2014

PLN-Valero Status Change/IDA

Agenda Item#: 56.

Summary:
ORDINANCE approving and authorizing a Channel Area Industrial District Agreement between the City of Houston and **VALERO REFINING - TEXAS, L.P. a Texas Limited Partnership** and changing the status of approximately 168 acres in the vicinity of the Ship Channel and Manchester Street, located within the municipal boundaries of the City of Houston in Harris County, Texas previously annexed for general purposes to limited purposes annexation **DISTRICT E - MARTIN** - **TAGGED BY COUNCIL MEMBER COSTELLO**
This was Item 78 on Agenda of December 10, 2014

Background:
The City has received a petition for the change in annexation status and simultaneous Industrial District (IDA) designation from Valero Refining Texas, L.P. The petition propses the change in status from full purpose to limited purpose for approximately 160.54 acres of Valero's property located at 9701 Manchester Street on the east side of Houston.

The status change will affect the Valero property where it falls within the Navigation District and is eligible for a status change under state law.

Prior Council Action:
Ordinance No. 3351; December 31, 1956

Amount of Funding:
N/A

Contact Information:
Nicole Smothers PD - 713-837-7856

ATTACHMENTS:

Description	Type
RCA	Signed Cover sheet
Map	Backup Material
Petition	Backup Material
Property Description	Backup Material
Valero Disannex & IDA-ORD	Ordinance/Resolution/Motion
Valero IDA Agreement-Draft	Contract/Exhibit

TO: Mayor via City Secretary REQUEST FOR COUNCIL ACTION

SUBJECT:	Category #	Page 1 of 1	Agenda Item #
An ordinance changing the status of an area previously annexed for general purposes to limited purpose annexation status and entering into an Industrial District Agreement with Valero Refining Texas, L.P.			

FROM (Department or other point of origin):	Origination Date	Agenda Date
Planning and Development		December 10, 2014

DIRECTOR'S SIGNATURE:	Council District affected:
	E
For additional information contact: Nicole Smothers **Phone:** 713-837-7856	**Date and identification of prior authorizing Council action:** Ordinance No. 3351; December 31, 1956

RECOMMENDATION: (Summary)
That City Council approve an ordinance changing the status of certain property from full purpose to limited purpose, and approving an Industrial District Agreement with Valero Refining Texas, L.P.

Amount and Source of Funding:	Finance Budget:

SPECIFIC EXPLANATION:
The City has received a petition for a change in annexation status and simultaneous Industrial District (IDA) designation from Valero Refining Texas, L.P. The petition proposes the change in status from full purpose to limited purpose for approximately 160.54 acres of its 189.50 acre property located at 9701 Manchester Street on the east side of Houston.

The 160.54 acres mentioned represents the portion of the refinery that is located within 2500 feet of the Houston Ship Channel and is eligible for a change in status as part of the Navigation District pursuant to Section 43.136(h) of the Texas Local Government Code. The remaining 28.96 acres of the refinery property would remain in the full purpose city limits and will not be affected by this ordinance. The IDA would expire in 2027 in keeping with the terms of other existing IDAs to which the City is a party. During the term of this agreement, Valero Houston Refinery has plans to make substantial improvements to the property including upgrades to wastewater treatment and equipment, tank replacements and boiler reliability and pipe rack improvements.

- During the term of the Agreement, the City forgoes annexation of the property covered and provides no public services to the property.
- The property owner makes annual payments to the City equal to 100% of what they would pay in ad valorem taxes on the land itself and 73.4% on buildings & personal property. New construction valued over a $3.5 million minimum value is incentivized by provisions that exempt such construction until it is completed at which time the property owner begins to make specified percentage payments on the actual value of such new construction, without adjustment, for the succeeding 7 years and then it is subject to the formula above.
- The amount in lieu of taxes will always equal or exceed the 2014 taxed amount.
- The property owner agrees to comply with all State & Federal environment regulations.

The City has entered into IDAs with industrial companies located outside the Houston city limits as an alternative to annexation since the 1960s. The terms of these contracts require the companies to make annual payments to the City in lieu of property taxes. Under these agreements, the City does not provide full city services to the area designated in the IDA. The primary benefit for entering into these agreements is that they foster economic growth in the greater Houston area.

cc: Marta Crinejo, Agenda Director
David Feldman, City Attorney
Anna Russell, City Secretary
Kelly Dowe, Finance Director
Gwendolyn Tillotson, Economic Development Deputy Director
Sameera Mahendru, Senior Assistant City Attorney

REQUIRED AUTHORIZATION

Finance Director:	Other Authorization:	Other Authorization:

City of Houston
Map of the Valero Houston Refinery

Source:COHGIS
Date:12/3/2014
Reference:pj17870

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

Status Change and IDA Area

Portion of Refinery Outside Navigation District

PLANNING & DEVELOPMENT DEPARTMENT

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B, District I

Item Creation Date: 11/25/2014

HAS - Concession and Purchase Agreement with Smarte Carte

Agenda Item#: 57.

Summary:
ORDINANCE approving and authorizing Concession and Purchase Agreement between the City of Houston and **SMARTE CARTE INC** for Passenger Luggage Cart Services at George Bush Intercontinental Airport and William P. Hobby Airport; providing a maximum contract amount 5 Years - **DISTRICTS B - DAVIS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBER BRADFORD
This was Item 79 on Agenda of December 10, 2014

Background:
In August 2014, HAS issued a Request for Proposals (RFP) to provide Passenger Luggage Cart Services at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU). The RFP required that luggage carts be rented to domestic passengers for a fee, a service which would be provided as a concession. Additionally, the RFP required that luggage carts be provided free of charge to international passengers arriving at the IAH Federal Inspection Services (FIS) and the future HOU FIS. This service would be purchased by HAS.

The RFP was advertised extensively and sent directly to five companies providing luggage carts. Smarte Carte Inc. was the only respondent. A selection committee evaluated the proposal submitted based on the following criteria: Financial Projection & Fees to the City (25 points); Customer Service & Management Plan (25 points), Experience and Qualifications (20 points), Design Detail of Equipment & Quality of Improvements (15 points), Capital Investment Plan (15 Points), Financial Strength (pass/fail), and ACDBE participation (pass/fail).

Based on the information provided in Smarte Carte's proposal and the evaluation criteria defined in the RFP document, the evaluation committee recommended Smarte Carte Inc. be awarded the Concession and Purchase Agreement for Passenger Luggage Cart Services.

The pertinent terms and conditions of this agreement are as follows:

1. Scope of Service
Concessionaire will be responsible for the provision, operation, maintenance, and management of Luggage Carts and related equipment.

2. Financial Terms
In consideration of Concessionaire providing complimentary luggage carts in the FIS areas to arriving international passengers, the City will purchase these services at a cost of 32 cents per deplaned FIS international passenger, with a total cost not to exceed a maximum annual amount. The maximum annual amount will be $1.3MM in the first contract year and will escalate 3% in each subsequent contract year.

The Concessionaire will pay HAS 25% of gross sales generated by luggage cart rentals to domestic passengers. The amount paid to the City during fiscal year 2014 was approximately $280,000.

3. Capital Investment
Concessionaire estimates a capital investment of $1,354,000.

4. ACDBE Goal
The Office of Business Opportunity has established the following Airport Concession Disadvantaged Business Enterprise (ACDBE) participation goals for this concession:

IAH – 25% HOU – 7%

Smarte Carte proposes to achieve the established goals through a labor subcontract with Chandler, Campbelle and Daschle, a certified ACDBE company with the City of Houston.

5. Term
The term will be five (5) years, with a 90 day termination for convenience option.

6. Performance Security
The Concessionaire will maintain a performance surety for the duration of the term.

Prior Council Action:
N/A

Amount of Funding:
REVENUE: $280,000 annually
EXPENSE:
FY 15 $ 730,000
Out Years $6,172,000
Total Funding $6,902,000 HAS Revenue Fund (8001)

Contact Information:
Kathy Elek Phone: 281-233-1826
Ian Wadsworth 281-233-1682

ATTACHMENTS:

	Description	Type
	RCA	Signed Cover sheet
	HAS - Concession and Purchase Agreement with Smarte Carte - Ordinance	Ordinance/Resolution/Motion
	HAS - Concession and Purchase Agreement with Smarte Carte - Contract	Contract/Exhibit
	HAS - Concession and Purchase Agreement with Smarte Carte - caption	Other

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

SUBJECT: Concession and Purchase Agreement with Smarte Carte Inc. for Passenger Luggage Cart Services - George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU).	**Category #**	**Page 1 of 2**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System (HAS)	**Origination Date** November 25, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B, I	
For additional information contact: Kathy Elek **Phone:** 281-233-1826 Ian Wadsworth 281-233-1682	**Date and identification of prior authorizing Council action:** N/A	
AMOUNT & SOURCE OF FUNDING: REVENUE: $280,000 annually EXPENSE: FY 15 $ 730,000 Out Years $6,172,000 Total Funding $6,902,000 HAS Revenue Fund (8001)	**Prior appropriations:** N/A	

RECOMMENDATION: (Summary)

Enact an ordinance approving and authorizing a Concession and Purchase Agreement with Smarte Carte Inc. for Passenger Luggage Cart Services at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU).

SPECIFIC EXPLANATION:

In August 2014, HAS issued a Request for Proposals (RFP) to provide Passenger Luggage Cart Services at George Bush Intercontinental Airport/Houston (IAH) and William P. Hobby Airport (HOU). The RFP required that luggage carts be rented to domestic passengers for a fee, a service which would be provided as a concession. Additionally, the RFP required that luggage carts be provided free of charge to international passengers arriving at the IAH Federal Inspection Services (FIS) and the future HOU FIS. This service would be purchased by HAS.

The RFP was advertised extensively and sent directly to five companies providing luggage carts. Smarte Carte Inc. was the only respondent. A selection committee evaluated the proposal submitted based on the following criteria: Financial Projection & Fees to the City (25 points); Customer Service & Management Plan (25 points), Experience and Qualifications (20 points), Design Detail of Equipment & Quality of Improvements (15 points), Capital Investment Plan (15 Points), Financial Strength (pass/fail), and ACDBE participation (pass/fail).

Based on the information provided in Smarte Carte's proposal and the evaluation criteria defined in the RFP document, the evaluation committee recommended Smarte Carte Inc. be awarded the Concession and Purchase Agreement for Passenger Luggage Cart Services.

The pertinent terms and conditions of this agreement are as follows:

REQUIRED AUTHORIZATION

Finance Department:	**Other Authorization:**	**Other Authorization:**

1. Scope of Service
   Concessionaire will be responsible for the provision, operation, maintenance, and management of Luggage Carts and related equipment.

2. Financial Terms
   In consideration of Concessionaire providing complimentary luggage carts in the FIS areas to arriving international passengers, the City will purchase these services at a cost of 32 cents per deplaned FIS international passenger, with a total cost not to exceed a maximum annual amount. The maximum annual amount will be $1.3MM in the first contract year and will escalate 3% in each subsequent contract year.

   The Concessionaire will pay HAS 25% of gross sales generated by luggage cart rentals to domestic passengers. The amount paid to the City during fiscal year 2014 was approximately $280,000.

3. Capital Investment
   Concessionaire estimates a capital investment of $1,354,000.

4. ACDBE Goal
   The Office of Business Opportunity has established the following Airport Concession Disadvantaged Business Enterprise (ACDBE) participation goals for this concession:

   IAH – 25% HOU – 7%

   Smarte Carte proposes to achieve the established goals through a labor subcontract with Chandler, Campbelle and Daschle, a certified ACDBE company with the City of Houston.

5. Term
   The term will be five (5) years, with a 90 day termination for convenience option.

6. Performance Security
   The Concessionaire will maintain a performance surety for the duration of the term.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B, District I

Item Creation Date: 11/25/2014

HAS - Increase Maximum Amount for Carrier Incentive Program

Agenda Item#: 58.

Summary:
ORDINANCE amending Ordinance No. 2014-80 to increase the maximum program amount for Carrier Incentive Program IV for the Houston Airport System - $6,000,000.00 - Enterprise Fund **DISTRICTS B - DAVIS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBER BRADFORD**
This was Item 80 on Agenda of December 10, 2014

Background:
On January 29, 2014, City Council enacted Ordinance No. 2014-0080 (Ordinance) approving and authorizing a Carrier Incentive Program for the Houston Airport System (HAS). Air service incentives are offered by airports around the world to attract new routes and new carriers to their markets. A new route is a significant investment for an airline and is financially risky; incentives serve to mitigate some of the startup costs and risks. The Ordinance set a maximum amount of $12 MM over two years and has contributed to attracting numerous new airlines and new routes to date:

• Korean Air – new airline entering the market offering nonstop daily passenger service to Seoul, South Korea
• United Airlines – offering nonstop daily passenger service to Munich, Germany
• Emirates SkyCargo – new airline entering the market offering cargo service to Dubai
• Buzz Airways – new airline entering the market offering service to Branson, Missouri
• SAS Scandinavian Airlines – new airline entering the market offering service to Stavanger, Norway
• Interjet – new airline entering the market offering service to Monterrey, Mexico
• Lufthansa Cargo – offering new cargo service to Stavanger, Norway
• United Airlines – offering new passenger service to Santiago, Chile
• United Airlines – offering new passenger service to Punta Cana, Dominican Republic

The economic impact created by the new service from airlines enrolled in the current program is estimated at $305 million annually by InterVistas aviation consultants and GRA, Inc.

Taking into consideration the future air service already confirmed for 2014 and early 2015, total incentive commitments under the program total approximately $12 million, leaving no funds to attract additional air service between now and the end of the program in January 2016. HAS is requesting an amendment of the Ordinance increasing the maximum amount by an additional $6 million in funding for the program, increasing the total 2-year program appropriation from $12 million to $18 million. The program will only pay an incentive if qualifying new air service materializes and all other terms of the program will remain unchanged.

Without this additional funding, target airlines such as EVA Air, Volaris, WestJet, LATAM, Aeromar, and Virgin America may no longer consider Houston for expansion opportunities. Each of these airlines has been presented a business case proposal to operate Houston flights which includes operational cost estimates based on savings provided through the incentive program.

Prior Council Action:
01/29/2014 (O) 2014-0080

Amount of Funding:
FY15 $ ---
Out years $ 6,000,000
Total $ 6,000,000 HAS Revenue Fund (8001)
(Previous Funding: $12,000,000)

Source of Funding:
Enterprise Fund

Contact Information:
Kathy Elek Phone: 281/233-1826
Ian Wadsworth 281/233-1682

ATTACHMENTS:

	Description	Type
	HAS - Increase Maximum Amount for Carrier Incentive Program - RCA	Signed Cover sheet
	HAS - Increase Maximum Amount for Carrier Incentive Program - Ordinance	Ordinance/Resolution/Motion
	HAS - Increase Maximum Amount for Carrier Incentive Program - caption	Other

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District B, District E, District I

Item Creation Date: 12/1/2014

HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C

Agenda Item#: 59.

Summary:
ORDINANCE appropriating $18,000,000.00 out of Airports Improvement Fund as an additional appropriation for Three On-Call Professional Design Services Contracts between the City of Houston and **RS&H, INC, JACOBS ENGINEERING GROUP, INC** and **PIERCE GOODWIN ALEXANDER & LINVILLE, INC** for the Houston Airport System (Project Nos. 715A, 715B and 715C); amending Ordinance No. 2012-839 to increase the maximum contract amount **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**

TAGGED BY COUNCIL MEMBER BRADFORD

This was Item 81 on Agenda of December 10, 2014

Background:
On September 19, 2012, the City entered into contracts with Reynolds Smith and Hills, Inc. (now doing business as RS&H, Inc.), Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc. for on-call professional design services for the Houston Airport System (HAS).

On December 18, 2013, the City enacted an ordinance approving an additional appropriation to the contracts for anticipated professional design services. The design projects, now completed or under construction, are as follows:

HOU Roadway Relocation
IAH Sanitary Sewer Repairs
IAH Terminal D Shared Lounges
HOU Ipswich/Millionaire Paving
IAH AOC/EOC Renovation
IAH Terminals B&C Elect. Improvements
HOU Central Utility Plant
IAH EcoPark 2
IAH Public Restroom Renovations
HOU New Maintenance Facility
IAH Terminal A Parking Garage
IAH Roadway Design
HOU Roadway Signage & Landscape
IAH Terminal A Electrical Vault
IAH TSA Checkpoints
IAH CUP Emergency Power
IAH Terminal B APM Ceiling Repair
EFD Ellington Ductbank
IAH Environmental Lift Station
IAH Terminal C Light Pole Replacement
It is now requested that City Council approve an additional appropriation for anticipated upcoming professional design services. Letters of Authorization (LOAs) will be assigned to a specific project(s) based on the firm's qualifications and team specializations. Anticipated projects include:

IAH ITRP PMO Building
IAH ITRP Enabling Utilities
IAH ITRP GSE Hardstand
IAH Terminal B Parking
IAH Ground Transportation Management System
IAH APM Upgrade
IAH Stormwater Pollution Control System
IAH Terminal B Electrical Improvements
IAH Cell Lots JFK and Will Clayton

IAH Terminal A Noise Reduction
IAH Terminal B 480 Volt Distribution
IAH Admin Building Motor Pool Parking
IAH Parking Locator Guidance System
IAH Signage
IAH Demolition of Tower
HOU 480 Volt Distribution
HOU Perimeter Fence Intrusion Prevention System
HOU Replace Domestic/ Fire Tank
HOU FAA RTR Cable Relocation
EFD Scholl Road Repair
EFD T-Hangar, Runway 4 Pavement
EFD AOA Perimeter Service Roads

These contracts have a term of five (5) years with an optional one (1) year extension.
PAY OR PLAY: The contracts require compliance with the City's 'Pay or Play' ordinance regarding health benefits for employees of City contractors. In this case, the contractor provides health benefits to eligible employees in compliance with City policy.
HIRE HOUSTON FIRST: The contracts require compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. These contractors meet the requirements of Hire Houston First
PROJECT COSTS: The $18,000,000 will be allocated to the three contracts (715A, 715B, 715C) as needed through LOAs.
M/WBE PARTICIPATION: The Minority/Women Business Enterprise Goal for this agreement is 30%. RS&H is currently achieving 30.78% participation, Jacobs is currently achieving 23.97% participation, and PGAL is currently achieving 42.68% participation. Based on the executed LOAs, it is expected that the final M/WBE participation will surpass the 30% goal and will be met by the following certified firms:

Reynolds Smith & Hills, Inc.	**Type of Work**
USA Shelco, Inc.	Professional Engineering Services
eStudio, P.C.	Architectural Services
AIA Engineers, Ltd.	Civil & Structural Engineering
Ferguson Consulting, Inc.	Electrical – Airfield, IT/Communications
Henderson + Rogers, Inc.	Structural Engineering
VoltAir Consulting Engineers, LLC	MEP, Communications, Fire Protection Engineering
Landtech Consultants, Inc.	Land Surveying
HVJ Associates, Inc.	Geotechnical Services

Jacobs Engineering Group, Inc.	**Type of Work**
Henderson + Rogers, Inc.	Structural Engineering
Landtech Consultants, Inc.	Land Surveying
HVJ Associates, Inc.	Geotechnical Services
Bennett Design Group	Interior Design
English & Associates Architects, Inc.	Architectural Design
4b Technology Group, LLC	Telecommunications Consultant
Jones Engineers, LP MEP	Engineering and Design
Pennington & Assoc. Commissioning, LLC	Building Commissioning Services
PGA Engineers, Inc.	Information Technology, Communications, Security

Pierce, Goodwin, Alexander & Linville, Inc.	**Type of Work**
Henderson + Rogers, Inc.	Structural Engineering
Landtech Consultants, Inc.	Land Surveying
HVJ Associates, Inc.	Geotechnical Services
VoltAir Consulting Engineers, LLC	MEP, Communications, Fire Protection Engineering
eStudio, P.C.	Architectural Services
Marshall Engineering Corp.	MEP Engineering
Shah Smith & Assoc.	Construction Management and Engineering Services
Windrose Land Services	Land Use Planning Services
Garza + McLain Structural Engineers, Inc.	Structural Engineering

Halford Busby, LLC — Construction Cost Estimating
UrbanCore Collaborative — Urban Planning Consultants

HAS requests the option to use the Airport System Revenue Fund (8001) to fund a portion of the $18,000,000.00 currently designated as funded by the Airport Improvement Fund (8011) while maintaining the maximum appropriation amount of not to exceed $18,000,000. This flexibility will provide for use of appropriate funding sources, namely the capital (8011) and O&M (8001) funding sources, depending on the type of services be provided under this contract that can be either capital or O&M in nature.

Prior Council Action:
09/19/12 (O) 2012-0839
12/18/13 (O) 2013-1208

Amount of Funding:
CIP A-0446.07 $18,000,000.00
HAS Arpt Improvement Fund (8011)

(Previous Funding: $12,600,000)

Source of Funding:
Enterprise Fund

Contact Information:
Kathy Elek Phone: 281-233-1826
Jeffrey Brown 281-233-1909

ATTACHMENTS:

Description	Type
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - RCA	Signed Cover sheet
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Ordinance	Ordinance/Resolution/Motion
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Sup Allocation Chart	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - RCA 2013	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - RCA 2012	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Ordinance 2013	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Ordinance 2012	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Aff of Ownership 715A	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Aff of Ownership 715B	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Aff of Ownership 715C	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Insurance	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Conflict of Interest PGAL	Backup Material
HAS - Additional Appropriation to On-Call Professional Design Contracts Project 715A-B-C - Conflict of Interest	Backup Material

RSH

TO: Mayor via City Secretary **REQUEST FOR COUNCIL ACTION** V1.1.14 509p

SUBJECT: Additional Appropriation to the On-Call Professional Design Services contracts with RS&H, Inc., Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc. for the Houston Airport System; Project Nos. 715A-B-C, (WBS# A-000446-0003-3-01-01; A-000446-0003-3-02-01; A-000446-0003-3-03-01; Contract Nos. 4600011738; 4600011739; 4600011740)	**Category #**	**Page 1of 3**	**Agenda Item #**

FROM (Department or other point of origin): Houston Airport System	**Origination Date** December 1, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council District affected:** B, E & I	
For additional information contact: Kathy Elek **Phone:** 281-233-1826 Jeffrey Brown 281-233-1909	**Date and identification of prior authorizing Council action:** 09/19/12 (O) 2012-0839 12/18/13 (O) 2013-1208	
AMOUNT & SOURCE OF FUNDING: CIP A-0446.07 $18,000,000.00 HAS Arpt Improvement Fund (8011)	**Prior appropriations:** 09/19/12.....$ 6,000,000.00 12/18/13.....$ 6,600,000.00 TOTAL $12,600,000.00 HAS Arpt Improvement Fund (8011)	

RECOMMENDATION: (Summary) Enact an ordinance to approve an additional appropriation to the On-Call Professional Design Services contracts with RS&H, Inc., Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc.

SPECIFIC EXPLANATION:

On September 19, 2012, the City entered into contracts with Reynolds Smith and Hills, Inc. (now doing business as RS&H, Inc.), Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc. for on-call professional design services for the Houston Airport System (HAS).

On December 18, 2013, the City enacted an ordinance approving an additional appropriation to the contracts for anticipated professional design services. The design projects, now completed or under construction, are as follows:

HOU Roadway Relocation	IAH Sanitary Sewer Repairs	IAH Terminal D Shared Lounges
HOU Ipswich/Millionaire Paving	IAH AOC/EOC Renovation	IAH Terminals B&C Elect. Improvements
HOU Central Utility Plant	IAH EcoPark 2	IAH Public Restroom Renovations
HOU New Maintenance Facility	IAH Terminal A Parking Garage	IAH Roadway Design
HOU Roadway Signage & Landscape	IAH Terminal A Electrical Vault	IAH TSA Checkpoints
IAH CUP Emergency Power	IAH Terminal B APM Ceiling Repair	EFD Ellington Ductbank
IAH Environmental Lift Station	IAH Terminal C Light Pole Replacement	

It is now requested that City Council approve an additional appropriation for anticipated upcoming professional design services. Letters of Authorization (LOAs) will be assigned to a specific project(s) based on the firm's qualifications and team specializations. Anticipated projects include:

IAH ITRP PMO Building	IAH ITRP Enabling Utilities	IAH ITRP GSE Hardstand
IAH Terminal B Parking	IAH Ground Transportation Management System	IAH APM Upgrade

REQUIRED AUTHORIZATION

Other Authorization:	**Other Authorization:**	**Other Authorization:**

IAH Stormwater Pollution Control System	IAH Terminal B Electrical Improvements	IAH Cell Lots JFK and Will Clayton
IAH Terminal A Noise Reduction	IAH Terminal B 480 Volt Distribution	IAH Admin Building Motor Pool Parking
IAH Parking Locator Guidance System	IAH Signage	IAH Demolition of Tower
HOU 480 Volt Distribution Prevention System	HOU Perimeter Fence Intrusion	HOU Replace Domestic/ Fire Tank
HOU FAA RTR Cable Relocation	EFD Scholl Road Repair	EFD T-Hangar, Runway 4 Pavement
EFD AOA Perimeter Service Roads		

These contracts have a term of five (5) years with an optional one (1) year extension.

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

HIRE HOUSTON FIRST: The contracts require compliance with the City's 'Hire Houston First' ordinance that promotes economic opportunity for Houston businesses and supports job creation. These contractors meet the requirements of Hire Houston First

PROJECT COSTS: The $18,000,000 will be allocated to the three contracts (715A, 715B, 715C) as needed through LOAs.

M/WBE PARTICIPATION: The Minority/Women Business Enterprise Goal for this agreement is 30%. RS&H is currently achieving 30.78% participation, Jacobs is currently achieving 23.97% participation, and PGAL is currently achieving 42.68% participation. Based on the executed LOAs, it is expected that the final M/WBE participation will surpass the 30% goal and will be met by the following certified firms:

Reynolds Smith & Hills, Inc.	**Type of Work**
USA Shelco, Inc.	Professional Engineering Services
eStudio, P.C.	Architectural Services
AIA Engineers, Ltd.	Civil & Structural Engineering
Ferguson Consulting, Inc.	Electrical – Airfield, IT/Communications
Henderson + Rogers, Inc.	Structural Engineering
VoltAir Consulting Engineers, LLC	MEP, Communications, Fire Protection Engineering
Landtech Consultants, Inc.	Land Surveying
HVJ Associates, Inc.	Geotechnical Services

Jacobs Engineering Group, Inc.	**Type of Work**
Henderson + Rogers, Inc.	Structural Engineering
Landtech Consultants, Inc.	Land Surveying
HVJ Associates, Inc.	Geotechnical Services
Bennett Design Group	Interior Design
English & Associates Architects, Inc.	Architectural Design
4b Technology Group, LLC	Telecommunications Consultant
Jones Engineers, LP	MEP Engineering and Design
Pennington & Assoc. Commissioning, LLC	Building Commissioning Services
PGA Engineers, Inc.	Information Technology, Communications, Security

Date	Subject: Additional Appropriation to the On-Call Professional Design Services contracts with RS&H, Inc., Jacobs Engineering Group, Inc., and Pierce Goodwin Alexander & Linville, Inc. for the Houston Airport System; Project Nos. 715A-B-C, (WBS# A-000446-0003-3-01-01; A-000446-0003-3-02-01; A-000446-0003-3-03-01; Contract Nos. 4600011738; 4600011739; 4600011740)	Originator's Initials JS	Page 3 of 3

Pierce, Goodwin, Alexander & Linville, Inc.	Type of Work
Henderson + Rogers, Inc.	Structural Engineering
Landtech Consultants, Inc.	Land Surveying
HVJ Associates, Inc.	Geotechnical Services
VoltAir Consulting Engineers, LLC	MEP, Communications, Fire Protection Engineering
eStudio, P.C.	Architectural Services
Marshall Engineering Corp.	MEP Engineering
Shah Smith & Assoc.	Construction Management and Engineering Services
Windrose Land Services	Land Use Planning Services
Garza + McLain Structural Engineers, Inc.	Structural Engineering
Halford Busby, LLC	Construction Cost Estimating
UrbanCore Collaborative	Urban Planning Consultants

HAS requests the option to use the Airport System Revenue Fund (8001) to fund a portion of the $18,000,000.00 currently designated as funded by the Airport Improvement Fund (8011) while maintaining the maximum appropriation amount of not to exceed $18,000,000. This flexibility will provide for use of appropriate funding sources, namely the capital (8011) and O&M (8001) funding sources, depending on the type of services be provided under this contract that can be either capital or O&M in nature.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 11/26/2014

10264 - Translation and Interpretation Assistance Services - ORDINANCE

Agenda Item#: 60.

Summary:
ORDINANCE awarding contract to **MASTER WORD SERVICES, INC** for Translation and Interpretation Assistance Services for the Department of Neighborhoods; providing a maximum contract amount - $512,500.00 - General, Enterprise and Other Funds - **TAGGED BY COUNCIL MEMBER LASTER**
This was Item 84 on Agenda of December 10, 2014

Background:
The Director of the Department of Neighborhoods (DON) and the City Purchasing Agent recommend City Council approve an ordinance awarding a three-year contract with two-one year options to MasterWord Services, Inc. in an amount not to exceed $512,500.00 for Translation and Interpretation Assistance Services for the Department of Neighborhoods. The City Purchasing Agent may terminate this contract any time upon 30-day written notice to the contractor. This contract will be used to provide interpretation and translation assistance to non-English speakers who access city services.

The scope of work for the contract requires the contractor to provide all labor, materials and supervision necessary to provide Translation and Interpretation Assistance Services to various City of Houston Departments.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. Sixty-two prospective bidders viewed the solicitation document from the Strategic Procurement Division's (SPD) e-bidding system. Proposals were received from All World Language Consultant, Global Speak Network, Interpreters Unlimited, Listo Translating Services, Lone Star Interpreters, LLC, MasterWord Services, Inc., Tech Tran Int'l, Texas School of Languages and Universe Tech Translation, Inc.

The Evaluation Committee consisted of five evaluators from various City Departments. The proposals were evaluated based upon the following criteria:

1. Qualifications, knowledge, experience and expertise of key personnel assigned as evidence by their credentials and role in similar projects.
2. Conformance to RFP Outline and Content Requirements.
3. Financial Strength of Proposer.
4. Cost.
5. M/WBE Participation.

MasterWord Services, Inc. received the highest overall score. Moreover, the Department of Neighborhoods is confident that MasterWord Services, Inc. can perform the required services as outlined in the RFP.

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

M/WBE Subcontracting:
This RFP was issued with an eleven (11%) percentage goal for M/WBE participation. Master Word Services has designated the following vendor as its MWBE sub-contractor.

Company	Type of Work	Amount	Percentage
Listo Translating Services & More	Language Translation	$56,375.00	11%

LLC			

Hire Houston First:

The proposed contract requires compliance with the City's "Hire Houston First" ordinance that promotes economic opportunity for Houston businesses while supporting job creation. In this case, the proposed contractor does meet the requirements of Hire Houston First, and no Hire Houston First firms were within three percent.

Estimated Spending Authority:

DEPARTMENT	FY15	Out Years	Total
ARA	$5,000.00	$20,000.00	$25,000.00
Fire	$10,000.00	$40,000.00	$50,000.00
Health	$5,000.00	$20,000.00	$25,000.00
Housing	$5,000.00	$20,000.00	$25,000.00
Houston Airport System	$10,000.00	$40,000.00	$50,000.00
Library	$3,500.00	$14,000.00	$17,500.00
Municipal Courts	$5,000.00	$20,000.00	$25,000.00
Neighborhood	$10,000.00	$40,000.00	$50,000.00
OBO	$5,000.00	$20,000.00	$25,000.00
Parks and Recreation	$5,000.00	$20,000.00	$25,000.00
Planning and Development	$1,000.00	$4,000.00	$5,000.00
Police	$20,000.00	$80,000.00	$100,000.00
Public Works & Engineering	$15,000.00	$60,000.00	$75,000.00
Solid Waste	$3,000.00	$12,000.00	$15,000.00
TOTAL:	**102,500.00**	**$410,000.00**	**512,500.00**

Amount of Funding:

Maximum Contract Amount: $512,500.00

$362,500.00 - General Fund (1000)
$ 25,000.00 - Federal Government - Grant Fund (5000)
$ 50,000.00 - HAS Revenue Fund (8001)
$ 75,000.00 - Water & Sewer System Operating (8300)

Source of Funding:

General Fund, Enterprise Fund

Contact Information:

Terence A. O'Neill, DON 832-393-0855
Conley Jackson, SPD 832-393-8733

ATTACHMENTS:

Description	Type
RCA#10264- MasterWord Services	Signed Cover sheet
Form A (Fair Campignn Ord)	Backup Material
Form B	Backup Material
OBO Document	Backup Material
Tax Report	Backup Material
Department Approval	Backup Material
10264 - Translation and Interpretation Assistance Services - ORDINANCE	Ordinance/Resolution/Motion

FAQs

Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA# 10264**

Subject: Approve an Ordinance Awarding a Contract for Translation and Interpretation Assistance Services for the Department of Neighborhoods/S33-T25033	Category # 4	Page 1 of 2	Agenda Item

FROM (Department or other point of origin): Calvin D. Wells, City Purchasing Agent, Finance Department	**Origination Date** December 05, 2014	**Agenda Date**
DIRECTOR'S SIGNATURE Calvin D Wells	**Council District(s) affected**	
For additional information contact: Terence A. O'Neill **Phone:** (832) 393-0855; Conley Jackson **Phone:** (832) 393-8733	**Date and Identification of prior authorizing Council Action:**	

RECOMMENDATION: (Summary)

Approve an ordinance awarding a contract to the MasterWord Services, Inc., in an amount not to exceed $512,500.00 for translation and interpretation assistance services for the Department of Neighborhoods.

Maximum Contract Amount: $512,500.00	**Finance Budget**

$362,500.00 - General Fund (1000)
$ 25,000.00 - Federal Government - Grant Fund (5000)
$ 50,000.00 - HAS Revenue Fund (8001)
$ 75,000.00 - Water & Sewer System Operating (8300)

$512,500.00 - TOTAL

SPECIFIC EXPLANATION:

The Director of the Department of Neighborhoods (DON) and the City Purchasing Agent recommend City Council approve an ordinance awarding a three-year contract with two-one year options to MasterWord Services, Inc. in an amount not to exceed $512,500.00 for Translation and Interpretation Assistance Services for the Department of Neighborhoods. The City Purchasing Agent may terminate this contract any time upon 30-day written notice to the contractor. This contract will be used to provide interpretation and translation assistance to non-English speakers who access city services.

The scope of work for the contract requires the contractor to provide all labor, materials and supervision necessary to provide Translation and Interpretation Assistance Services to various City of Houston Departments.

This Request for Proposal (RFP) was advertised in accordance with the requirements of the State of Texas bid laws. Sixty-two prospective bidders viewed the solicitation document from the Strategic Procurement Division's (SPD) e-bidding system. Proposals were received from All World Language Consultant, Global Speak Network, Interpreters Unlimited, Listo Translating Services, Lone Star Interpreters, LLC, MasterWord Services, Inc., Tech Tran Int'l, Texas School of Languages and Universe Tech Translation, Inc.

The Evaluation Committee consisted of five evaluators from various City Departments. The proposals were evaluated based upon the following criteria:

1. Qualifications, knowledge, experience and expertise of key personnel assigned as evidence by their credentials and role in similar projects.
2. Conformance to RFP Outline and Content Requirements.

REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:

3. Financial Strength of Proposer.
4. Cost.
5. M/WBE Participation.

MasterWord Services, Inc. received the highest overall score. Moreover, the Department of Neighborhoods is confident that MasterWord Services, Inc. can perform the required services as outlined in the RFP.

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

M/WBE Subcontracting:

This RFP was issued with an eleven (11%) percentage goal for M/WBE participation. Master Word Services has designated the following vendor as its MWBE sub-contractor.

Company	Type of Work	Amount	Percentage
Listo Translating Services & More LLC	Language Translatioin	$56,375.00	11%

Hire Houston First:

The proposed contract requires compliance with the City's "Hire Houston First" ordinance that promotes economic opportunity for Houston businesses while supporting job creation. In this case, the proposed contractor does meet the requirements of Hire Houston First, and no Hire Houston First firms were within three percent.

Buyer: Conley Jackson

Estimated Spending Authority:

DEPARTMENT	FY15	Out Years	Total
ARA	$5,000.00	$20,000.00	$25,000.00
Fire	$10,000.00	$40,000.00	$50,000.00
Health	$5,000.00	$20,000.00	$25,000.00
Housing	$5,000.00	$20,000.00	$25,000.00
Houston Airport System	$10,000.00	$40,000.00	$50,000.00
Library	$3,500.00	$14,000.00	$17,500.00
Municipal Courts	$5,000.00	$20,000.00	$25,000.00
Neighborhood	$10,000.00	$40,000.00	$50,000.00
OBO	$5,000.00	$20,000.00	$25,000.00
Parks and Recreation	$5,000.00	$20,000.00	$25,000.00
Planning and Development	$1,000.00	$4,000.00	$5,000.00
Police	$20,000.00	$80,000.00	$100,000.00
Public Works & Engineering	$15,000.00	$60,000.00	$75,000.00
Solid Waste	$3,000.00	$12,000.00	$15,000.00
TOTAL:	**102,500.00**	**$410,000.00**	**512,500.00**

FAQs for the City's Language Access & Interpretation and Translation Assistance Services Contract

What are we asking Council to do?

We are seeking Council approval to hire a firm to begin the translation of essential information and the interpretation of information as necessary for the City of Houston iSpeak Language Access project. Examples of essential information include portions of the City website, department brochures, forms, and public safety information, etc.

When will this happen?

The plan is to have all the paperwork to the agenda office in time for the December 10th agenda.

Why are we doing this?

In 2013, the mayor signed an executive order mandating city departments to offer assistance to non-English speakers using city services. City departments responded to the executive order by presenting plans on how they would offer assistance to non-English speakers. This also resulted in the creation of a Language Access Committee that is responsible for developing and implementing the Language Access Plan at a City-wide level. These plans can be reviewed at www.ispeakhouston.org.

How does this benefit the City of Houston?

Over 100 different languages are spoken in Houston. All Houston residents and visitors, regardless of their proficiency level in English, should have access to essential public information about City programs, services, activities, and other benefits. The plan will provide City staff with the resources to communicate with non-English speakers.

How many vendors responded to the RFP?

Ten firms responded to the Request for Proposal ("RFP") for Interpretation and Translation Assistance Services in accordance with pre-established evaluation procedures. These firms were:

1. Listo Translating Services
2. Universe Technical Translation, Inc.
3. Global Speak Network
4. Master Word Services, Inc.
5. Lone Star Interpreters
6. TechTrans International
7. Texas School of Languages
8. Allworld Language Consultants
9. Interpreters Unlimited, Inc.
10. Voiance

Where are we in the process?

A vendor was selected by the RFP reviewing committee using the criteria mentioned above. Once the Legal Department has finalized the contractual process, a Request for Council Action (RCA) will be finalized and it, along with the contract, will be presented to Council for approval.

How was the vendor selected?

The RFP Evaluation Committee reviewed and evaluated the qualifications of the firms that responded to the RFP in accordance with the Evaluation Documents, which defines policies and procedures to be followed in evaluating each proposal. The evaluation is based upon the following criteria:

1. Proposed project/work plan to perform the services required. (Critical)
2. Qualifications, knowledge, experience and expertise of key personnel assigned as evidence by their credentials and role in similar projects. (Critical)
3. Conformance to RFP Outline and Content Requirements. (Requirement)
4. Financial Strength of Proposer (Important)

5. Cost (Important)
6. MWBE Participation (Critical)

How much money are we spending and over what time period?

The project is for three years with two optional renewal years. Approval of the contract would require the out year funding be included in the annual departmental budgets which would be approved by Council annually. The chart below details the departmental contributions:

DEPARTMENT	FY15	Out Years	Total
ARA	$5,000.00	$20,000.00	$25,000.00
Fire	$10,000.00	$40,000.00	$50,000.00
Health	$5,000.00	$20,000.00	$25,000.00
Housing	$5,000.00	$20,000.00	$25,000.00
Houston Airport System	$10,000.00	$40,000.00	$50,000.00
Library	$3,500.00	$14,000.00	$17,500.00
Municipal Courts	$5,000.00	$20,000.00	$25,000.00
Neighborhoods	$10,000.00	$40,000.00	$50,000.00
OBO	$5,000.00	$20,000.00	$25,000.00
Parks and Recreation	$5,000.00	$20,000.00	$25,000.00
Planning and Development	$1,000.00	$4,000.00	$5,000.00
Police	$20,000.00	$80,000.00	$100,000.00
Public Works & Engineering	$15,000.00	$60,000.00	$75,000.00
Solid Waste	$3,000.00	$12,000.00	$15,000.00
TOTAL:	**$102,500.00**	**$410,000.00**	**$512,500.00**

Is there an MWBE component to the contract?

The vendor has agreed to meet the 11% MWBE participation level requirement.

Upon vendor selection, what are the next steps?

- Place item on the Council agenda. The name of the vendor and the contract will be disclosed when the RCA is released.
- Should Council approve the contract, the City will be able to utilize the vendor to begin the task of translating vital information identified by the Language Access Committee and the departments they represent in the following five languages: Spanish, Vietnamese, Chinese, Arabic, and Urdu. This will include parts of the City's webpage, department brochures, and other information that is considered essential to the public.
- The vendor will use a web-based portal that will allow city staff to securely transmit information needing to be translated. Additionally, the vendor will provide onsite interpretation assistance at City Council meetings, and other venues that require interpretation assistance for a particular non-English speaking population.
- In addition to quality assurance standards required of the vendor, translated materials will be presented to the Office of International Communities Advisory Council and Community Language Access Subcommittee for final review and approval prior to public dissemination to ensure quality assurance. These committees have stakeholders who represent many international populations in Houston, and are native speakers of the five foreign languages as well as many others. The committee will meet each year to recommend the addition of new languages to be translated based on community need and data collected from the Planning and Development Department and other sources.

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District D, District I

Item Creation Date: 12/3/2014

MYR - Annex Additional Territory into Reinvestment Zone Number Eight (Gulfgate Zone)

Agenda Item#: 61.

Summary:
ORDINANCE enlarging the boundaries of the **REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE ZONE)** - **DISTRICTS D - BOYKINS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBERS BOYKINS and KUBOSH
This was Item 87 on Agenda of December 10, 2014

Background:
RECOMMENDATION: (Summary)
City Council adopt an ordinance to annex additional territory into Reinvestment Zone Number Eight (Gulfgate Zone) and to approve the Third Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Eight (Gulfgate Zone).

SPECIFIC EXPLANATION:
City of Houston Tax Increment Reinvestment Zone Number Eight ("Zone") was created by City Council ("City") by Ordinance No 1997-1524 on December 10, 1997 encompassing approximately 67 acres. Subsequently, City Council approved a Project Plan and Reinvestment Zone Financing Plan ("Plan") for the Zone by Ordinance No. 1997-1572 on December 17, 1997 and created the Gulfgate Redevelopment Authority ("Authority") by Resolution No. 1997-0066 on December 10, 1997 to implement the Plan. City Council approved annexation (Ordinance 1999-0706) and the First Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0707) on July 7, 1999. Approximately 185 acres were added to the Zone at that time. City Council approved the Second Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0824) on August 11, 1999.

It is recommended that City Council annex approximately 7,838 acres into the Zone. The boundaries of the proposed area are as follows: Land Group 1: Northern boundary of Hwy 610 South, Western boundary of Mykawa, Southern boundary of Dixie, Eastern boundary of Hwy 35; Land Group 2: Bellfort, and generally 2 blocks north and south of Bellfort, from Martin Luther King Jr. Blvd to Telephone Rd; Land Group 3: Northern boundary of Beldart, Western boundary of Martin Luther King Jr. Blvd, Southern boundary of Almeda Genoa, Eastern boundary of Mykawa; Land Group 4: Northern boundary of Airport, Western boundary of Mykawa, Southern boundary of Almeda Genoa, Eastern boundary of Hwy 35; Land Group 5: Northern boundary of Sims Bayou, Western boundary of Hwy 35, Southern boundary of Airport Blvd, Eastern boundary of Interstate 45; Land Group 6: Glenbrook Park Golf Course.

The proposed annexation would allow the Zone to reconstruct deteriorating infrastructure, encourage redevelopment in blighted neighborhoods, and improve green space and recreational amenities for area residents.

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

Prior Council Action:
Ord. 1997-1524, 12/10/97; Res. 1997-0066, 12/10/97; Ord. 1997-1572, 12/17/97; Ord. 1999-0706, 7/7/99; Ord. 1999-0707, 7/7/99; Ord. 1999-0824, 8/11/99

Amount of Funding:

No funding required

Contact Information:
Gwendolyn Tillotson Phone: (832) 393-0937

ATTACHMENTS:

Description	Type
RCA-TIRZ 8 Gulfgate Additional Territory	Ordinance/Resolution/Motion
TIRZ 8 Gulfgate Zone creation	Backup Material
TIRZ 8 Gulfgate Zone AOI	Backup Material
1997 TIRZ 8 Gulfgate Zone Project Plan	Backup Material
TIRZ 8 Gulfgate PP 1st Amend	Backup Material
TIRZ 8 Gulfgate PP 2nd Amend	Backup Material
TIRZ 8 Gulfgate Zone boundary englargement	Backup Material
MYR - Annex Additional Territory into Reinvestment Zone Number Eight (Gulfgate Zone) PROJECT PLAN	Contract/Exhibit
MYR - Annex Additional Territory into Reinvestment Zone Number Eight (Gulfgate Zone) MAP	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary | **RCA #**

SUBJECT: Approval of an ordinance to annex additional territory into Reinvestment Zone Number Eight (Gulfgate Zone)	**Category #**	**Page** 1 of 1	**Agenda Item#**
FROM: (Department or other point of origin): Andrew F. Icken, Chief Development Officer	**Origination Date**		**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council Districts affected:** D, I		
For additional information contact: Gwendolyn Tillotson **Phone:** (832) 393-0937	**Date and identification of prior authorizing Council Action:** Ord. 1997-1524, 12/10/97; Res. 1997-0066, 12/10/97; Ord. 1997-1572, 12/17/97; Ord. 1999-0706, 7/7/99; Ord. 1999-0707, 7/7/99; Ord. 1999-0824, 8/11/99		

RECOMMENDATION: (Summary)
City Council adopt an ordinance to annex additional territory into Reinvestment Zone Number Eight (Gulfgate Zone) and to approve the Third Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Eight (Gulfgate Zone)

Amount of Funding: No funding required

SOURCE OF FUNDING: **[ ] General Fund** **[ ] Grant Fund** **[ ] Enterprise Fund** **[X] N/A**

SPECIFIC EXPLANATION:
City of Houston Tax Increment Reinvestment Zone Number Eight ("Zone") was created by City Council ("City") by Ordinance No 1997-1524 on December 10, 1997 encompassing approximately 67 acres. Subsequently, City Council approved a Project Plan and Reinvestment Zone Financing Plan ("Plan") for the Zone by Ordinance No. 1997-1572 on December 17, 1997 and created the Gulfgate Redevelopment Authority ("Authority") by Resolution No. 1997-0066 on December 10, 1997 to implement the Plan. City Council approved annexation (Ordinance 1999-0706) and the First Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0707) on July 7, 1999. Approximately 185 acres were added to the Zone at that time. City Council approved the Second Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0824) on August 11, 1999.

It is recommended that City Council annex approximately 7,838 acres into the Zone. The boundaries of the proposed area are as follows: **Land Group 1:** Northern boundary of Hwy 610 South, Western boundary of Mykawa, Southern boundary of Dixie, Eastern boundary of Hwy 35; **Land Group 2:** Bellfort, and generally 2 blocks north and south of Bellfort, from Martin Luther King Jr. Blvd to Telephone Rd; **Land Group 3:** Northern boundary of Beldart, Western boundary of Martin Luther King Jr. Blvd, Southern boundary of Almeda Genoa, Eastern boundary of Mykawa; **Land Group 4:** Northern boundary of Airport, Western boundary of Mykawa, Southern boundary of Almeda Genoa, Eastern boundary of Hwy 35; **Land Group 5:** Northern boundary of Sims Bayou, Western boundary of Hwy 35, Southern boundary of Airport Blvd, Eastern boundary of Interstate 45; **Land Group 6:** Glenbrook Park Golf Course

The proposed annexation would allow the Zone to reconstruct deteriorating infrastructure, encourage redevelopment in blighted neighborhoods, and improve green space and recreational amenities for area residents.

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

REQUIRED AUTHORIZATION

Other Authorization:	**Other Authorization:**	**Other Authorization:**

City of Houston, Texas, Ordinance No. 97-1572

AN ORDINANCE APPROVING THE PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE); AUTHORIZING THE CITY SECRETARY TO DISTRIBUTE SUCH PLANS; CONTAINING VARIOUS PROVISIONS RELATED TO THE FOREGOING SUBJECT; AND DECLARING AN EMERGENCY.

* * * * * * *

WHEREAS, by City of Houston Ordinance No. 97-1524, adopted December 10, 1997, the City created Reinvestment Zone Number Eight, City of Houston, Texas (the "Gulfgate Zone") for the purposes of development and redevelopment within the area of the City generally (the "Gulfgate area"); and

WHEREAS, the Board of Directors of the Gulfgate Zone has approved the Project Plan and Reinvestment Zone Financing Plan attached hereto for the development and redevelopment of the Gulfgate Zone; and

WHEREAS, the City Council must approve the Project Plan and Reinvestment Zone Financing Plan; **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 declared to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. That the Project Plan and Reinvestment Zone Financing Plan attached hereto for Reinvestment Zone Number Eight, City of Houston, Texas, are hereby determined to be feasible and are approved.

Section 3. That the City Secretary is directed to provide copies of the Project Plan and Reinvestment Zone Financing Plan to each taxing unit levying ad valorem taxes in the Zone.

Section 4. That City Council officially finds, determines, recites and declares a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. That City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

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

its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 17th **day of** December, **19**97.

APPROVED this _____ **day of** _____, **19**____.

_____
Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is DEC 23 1997.

_____
City Secretary

(Prepared by Legal Dep't Deborah F. McDuff)
(DFM/dfm December 16, 1997) Senior Assistant City Attorney
(Requested by Robert M. Litke, Director, Planning and Development)
(L.D. File No. 34-97066-04)

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REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS GULFGATE REINVESTMENT ZONE PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN

December 17, 1997

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I. Overview Summary/Facts

1. The Gulfgate Shopping Center ("Shopping Center") area, located at the northwest corner of the intersection of Interstate Highway 45 South ("Gulf Freeway") and South Loop 610 Freeway, Houston, Texas, and the surrounding area has been in severe decline for two decades, suffering significant blight and deterioration during the last ten years. Reinvestment Zone Number Eight, City of Houston, Texas - Gulfgate ("TIRZ") encompasses approximately 67.58 acres; the Shopping Center property contains approximately 51.00 acres, 12.68 acres are public rights-of-way and 3.90 acres are peripheral properties.

Due to the increasing vacancy within the existing Shopping Center and the increasing deterioration of the immediate area in general, the assessed value of the Shopping Center has declined from approximately $13.00 million to $8.06 million over the last five years, a decline of 38% which is ongoing. The Shopping Center has experienced and is continuing to experience a loss of major and local tenants. For example, Dillard's Department Store closed in January 1997, General Cinema closed in May 1997 and Service Merchandise closed in July 1997. Sales tax collections from the Shopping Center have declined materially. The current occupancy of the Shopping Center is approximately 30% and the area surrounding it has experienced similar deterioration and property devaluation.

2. The Developer, Edmond D. Wulfe, Trustee ("Wulfe") or an entity in which he will be principal, proposes to acquire and demolish all or most of the Shopping Center and construct a new approximately 550,000 square foot regional retail power center and attendant facilities. Due to the extraordinary circumstances involved in the redevelopment of the Shopping Center, including the financing shortfall, infrastructure improvements, and the overwhelming deterioration of this area, this landmark high profile project will not occur at any point within a reasonable time frame "but for" the creation and participation in the Zone by all jurisdictions.

3. The Shopping Center site has been on the market for several years and was previously under contract to a different purchaser for almost one year, but the project was abandoned by the prospective purchaser after concluding that redevelopment of the center was not feasible. The structure's layout is obsolete and not marketable for today's retail environment. Upgrading it to meet today's building code is cost prohibitive. Environmental conditions, particularly the need to abate asbestos in the existing structure and to fill a dangerous underground tunnel system, only exacerbate the cost-prohibitive problems.

4. The overall development cost of the Shopping Center, including the site acquisition cost, is estimated at $50,000,000. Wulfe will endeavor to secure acquisition, construction and permanent financing for the project. A not-for-profit corporation created by the City known as the Gulfgate Redevelopment Authority will acquire the project and long-term lease it to a Joint Venture, which will be owned 50% by Wulfe and 50% by the Houston Redevelopment Authority (HRA), an existing not-for-profit corporation. The HRA is a subsidiary of the Houston Housing Finance Corporation.

The project plan for the Shopping Center includes the development of a new 550,000 square foot regional retail power center located at one of Houston's busiest intersections with over 320,000 cars per day passing the site. The anticipated major retail tenant mix will include:

Home Improvement Center	Sporting Goods Store	Hobby & Crafts Store
Supermarket	Restaurants (3)	Major Bridal Store
Discount Department Store	Fast Food Restaurants (4)	Drug Store
Electronics Store	Cafeteria	Video Rental Store
Apparel Retail (2)	Pet Supply Store	Automotive Center
Movie Theater	Office Supply Store	

The new Shopping Center will target the substantial and ever-increasing Hispanic market in east Houston. Wulfe commissioned a feasibility/market study by CDS Research of Houston to quantify the depth of this Hispanic market (see Appendices). The tenant mix of the new

Shopping Center will also focus on this dominant market segment and address its unique purchasing demands.

5. Construction of the new Shopping Center is estimated to be completed by 2001; it will be open for business in November, 1999. It is anticipated that the new Shopping Center will be the catalyst for a renaissance of the immediate area. The Meyerland Shopping Center renovation, in which Wulfe was the Developer, provides a good current example of the potential for area redevelopment demand based on a successful new project.

6. When completed, the redevelopment by itself will add an estimated $42,000,000 of captured assessed valuation from the Gulfgate Shopping Center. Significant redevelopment of the surrounding property in the TIRZ is also anticipated. CDS Research estimates potential sales subject to sales tax collection at $117,800,000 based on market surveys, which would generate approximately $1,178,000 in sales tax revenue to the City.

7. It is estimated that the new Shopping Center will create approximately 1,300 new permanent jobs over and above the jobs which will be created during the construction of the complex.

8. The TIRZ will seek HISD and Harris County participation.

II. Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate) Project Plan

A. Summary

Gulfgate Shopping Center, Houston's first enclosed shopping center, was developed and opened in 1956. It is located at the key intersection of Interstate 45 South ("Gulf Freeway") and the 610 Loop South ("South Loop 610"). The redevelopment of the Shopping Center requires TIRZ financing of an estimated $6.5 million, of which $5.25 million will be used for the acquisition of the Shopping Center. The TIRZ financing is required due to the substantial costs associated with the redevelopment of the site including the demolition, site work and environmental abatement which are attendant to the redevelopment of a 40-year old blighted project. Further, without participation by the TIRZ Plan this project will not occur. The use of a TIRZ will unite this important public/private partnership to rehabilitate this important area of the City.

Exhibit A, an airphoto, illustrates the existing land uses comprised of a blighted shopping center, vacant movie theaters, a vacant gas station and vacant land. Exhibit B illustrates the existing conditions of the real property within the Zone.

Exhibit C illustrates the proposed site plan layout of the Shopping Center. The existing Shopping Center will be demolished and a new 550,000 square foot center will be constructed.

B. Municipal Ordinances

The proposed redevelopment of the Shopping Center does not propose any changes to City of Houston ordinances of building codes.

C. TIRZ Non-Project Costs

Total TIRZ non-project costs are estimated at $42,800,000. The Developer will provide construction and permanent financing for the development through a third party lender.

D. Relocation

No residents will be displaced.

Exhibit A - Existing Uses/Airphoto

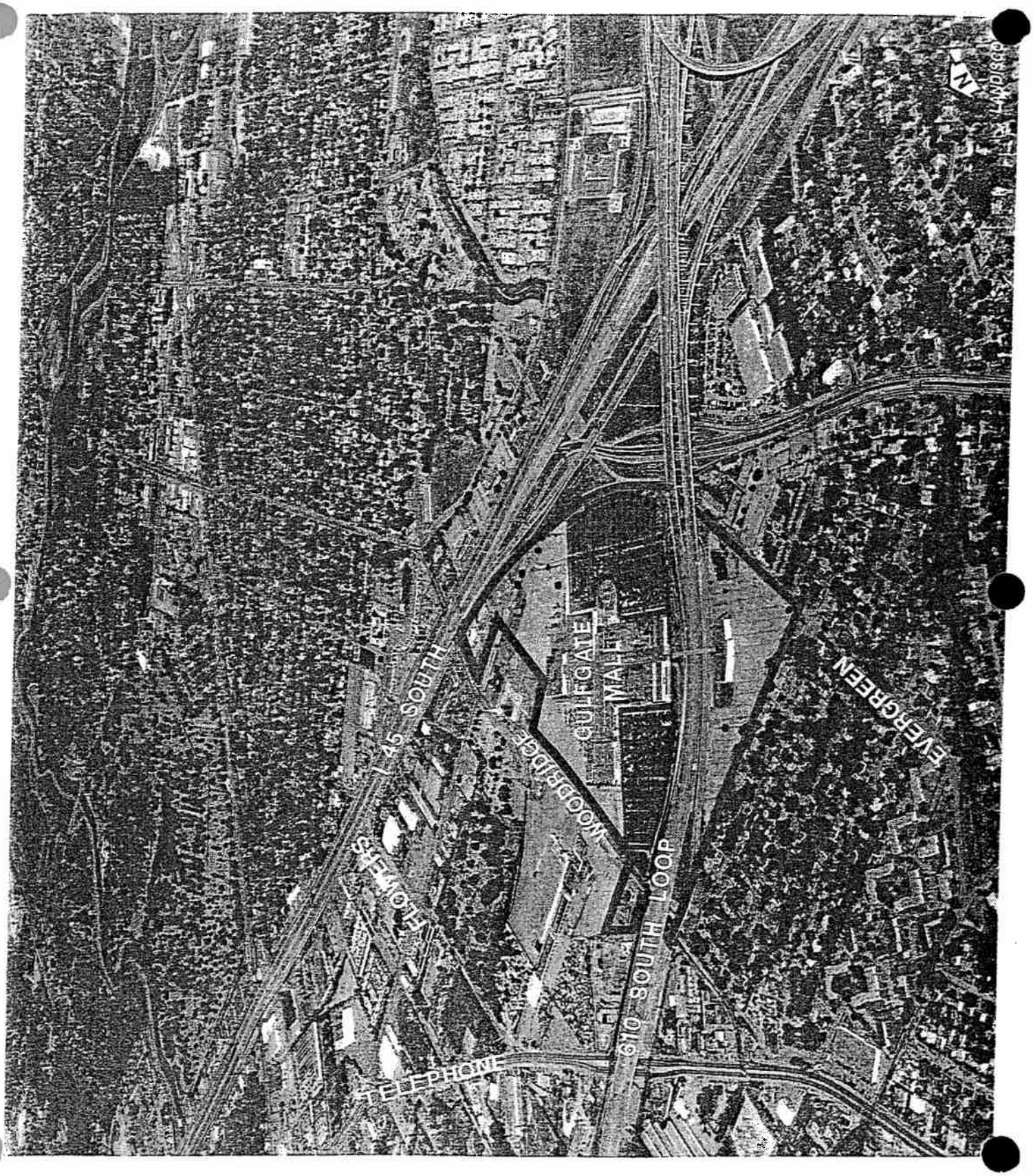
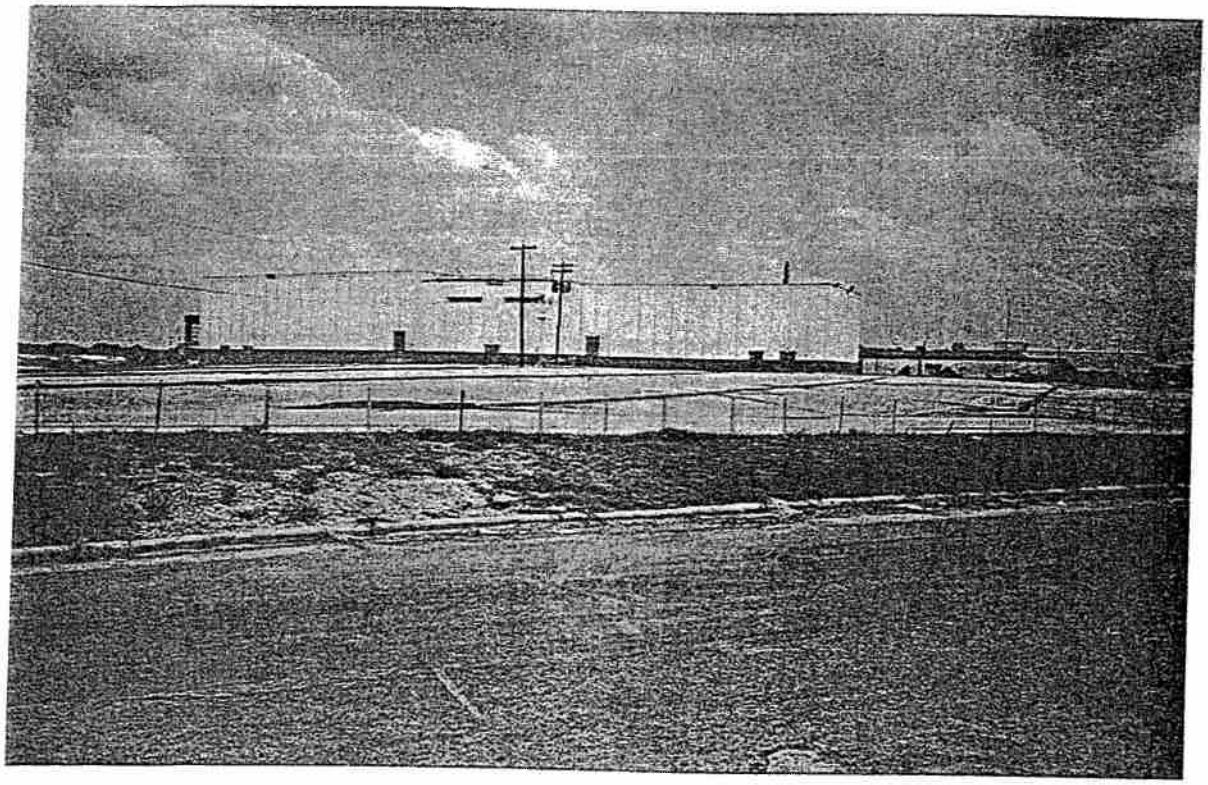
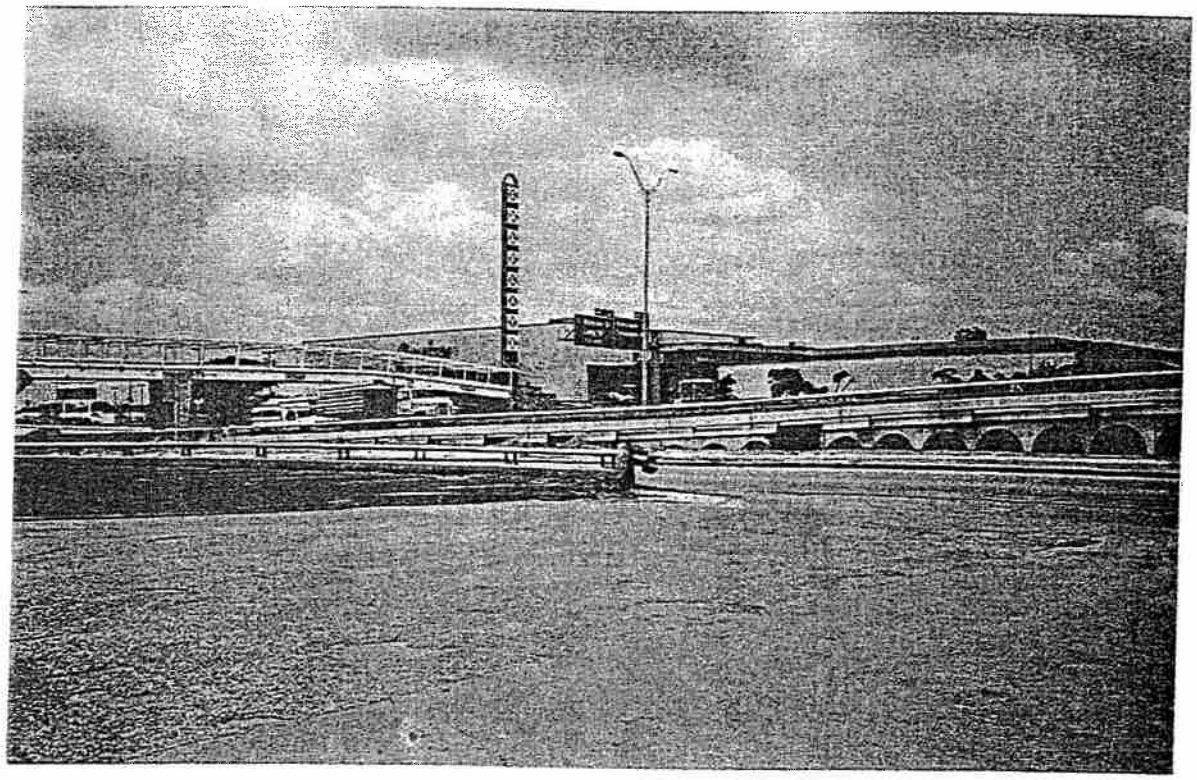

N
LAWDALE
EVERGREEN
GULFGATE MALL
MOODRIDGE
I-45 SOUTH
FLOWERS
TELEPHONE
610 SOUTH LOOP

Exhibit B - Property Conditions





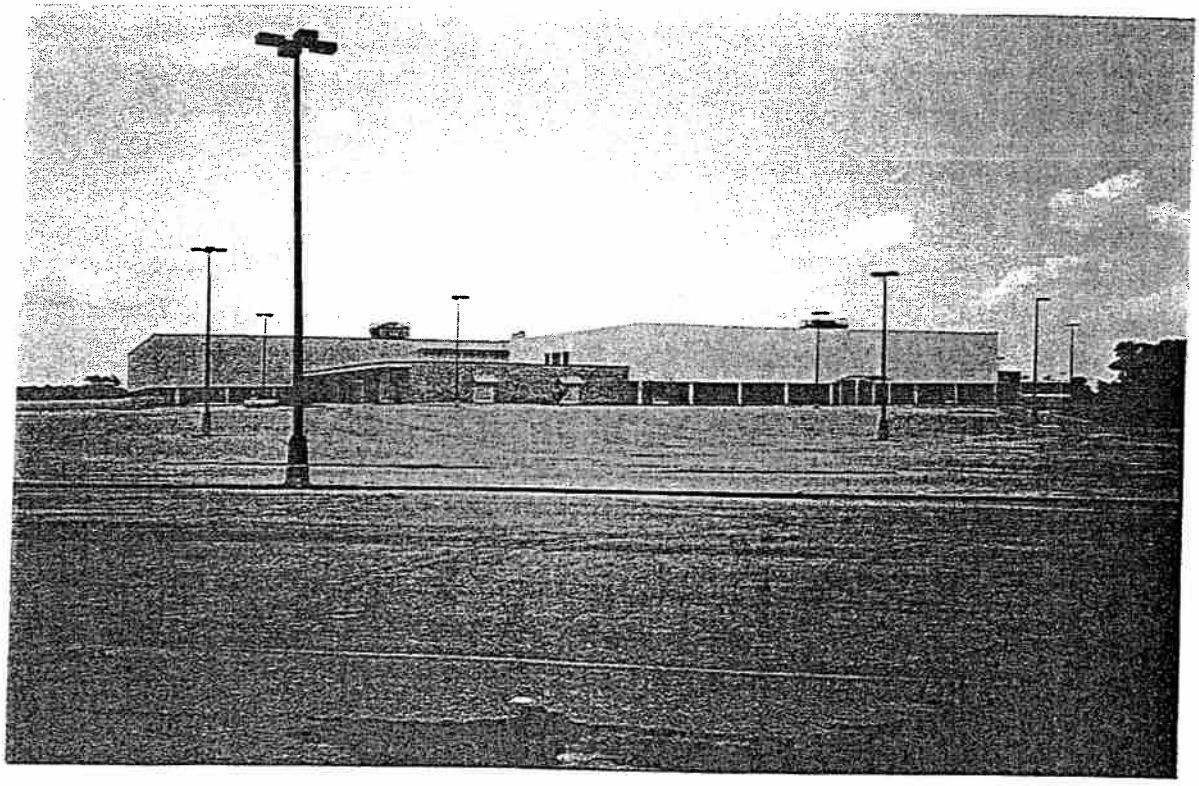
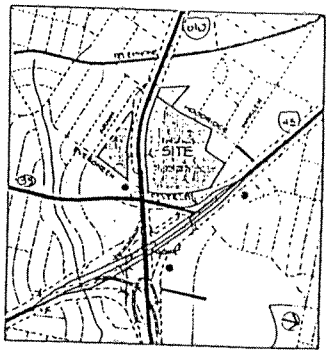


Exhibit C - Proposed Site Plan

GULFGATE SHOPPING CENTER



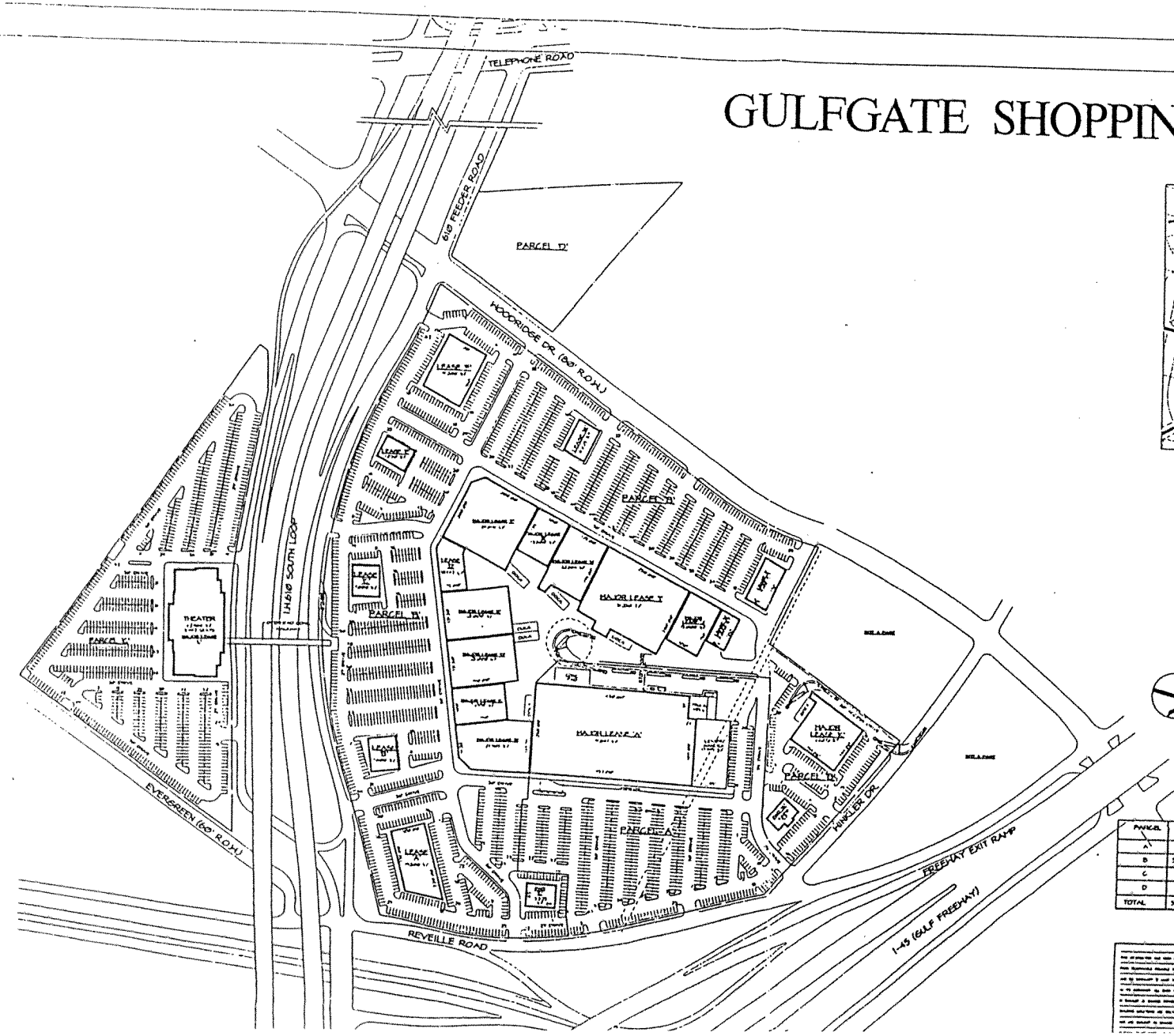
SITE LOCATION MAP

WULFE & Co.

713/621-1700

1 / S10 SITE PLAN

SCALE: 1" = 120'-0"



DEVELOPMENT SYNOPSIS

PARCEL	LAND AREA	BLDG. AREA	PARKING PROVIDED	PARKING RATIO	DENSITY
A	18.14 AC. 790,032 S.F.	311,041 S.F.	574 CARS	5.1 /1000	39.3 %
B	32.23 AC. 1,403,826 S.F.	350,744 S.F.	1042 CARS	3.1 /1000	25.0 %
C	9.81 AC. 342,476 S.F.	42,984 S.F.	163 CARS	3.79 /1000	12.5 %
D	9.38 AC. 408,548 S.F.	- S.F.	- CARS	- /1000	- %
TOTAL	69.61 AC. 3,031,676 S.F.	512,445 S.F.	1779 CARS	4.2 /1000	26.9 %

GULFGATE MALL

JOB # : 9719.01

DATE : 07-07-97

REVISED : 04-23-97

HERMES REED ARCHITECTS

III. Reinvestment Zone Number Eight (Gulfgate) Final Financing Plan

A. Estimated Project Cost Description

The estimated project cost for the Zone is $6.5 million of which $5.25 million will be used by the Gulfgate Redevelopment Authority for the acquisition of the Shopping Center and related expenses. The Gulfgate Redevelopment Authority will execute a long-term (30 year) lease back, with a purchase option, to a Joint Venture which will redevelop it. The Joint Venture or Limited Partnership (the "Joint Venture") will be composed of a Wulfe-controlled entity and the Houston Redevelopment Authority ("HRA"), a not-for-profit corporation.

HRA and Wulfe will each furnish $1,950,000 to the Venture as their initial equity contributions. Each Venturing Partner will make an additional equity contribution of approximately $565,000 at a later date. Upon substantial completion of the redevelopment, equity contributions from the Venturing Partners will equal approximately $2,515,000 each.
In lieu of paying the additional $565,000 in cash, the HRA may make its contribution in the form of capital improvements, provided by the City, to the extent that such capital improvements are included in the construction budget for the Shopping Center. The specific items eligible for credit against the equity contribution will be subject to approval by the City through the Development Agreement.

The total cost of the project, which includes acquisition, demolition and development of the new Shopping Center containing approximately 550,000 square feet is estimated at approximately $50 million. The estimated budget for TIRZ reimbursement is $6.5 million, which includes the acquisition cost, bond issuance cost and related professional fees, plus interest. The estimated interest on the $6.5 million in bonds or notes is approximately $8.251 million. Exhibit D illustrates the annual estimated debt service requirements to support the $6.5 million in bonds or notes, based on a 9.5% interest rate. In addition, the administrative expenses for operating the Zone will also be paid from Zone revenues. The cost of administration over the life of the Zone is approximately $740,000 and is illustrated as annual payments on Exhibit E. The proposed duration of the Zone is 30 years.

have a right-of-first refusal if either Partner wants to sell. The Joint Venture will assume the existing outstanding mortgage without recourse. Wulfe Gulfgate, Inc. will serve as Managing Partner or General Partner. On behalf of the Joint Venture, Wulfe will endeavor to secure third party financing for the balance of the acquisition, payment of the initial assumable loan, construction and related development costs in the amount of approximately $40,000,000. During the life of the Joint Venture, each Venturing Partner will share in all new revenues generated by the Shopping Center in proportion to its ownership interest. If additional capital beyond the projected $2,515,000 each is required, either party may provide it and be repaid before the Venturing Partners receive any distribution.

The Gulfgate Redevelopment Authority will issue bonds or notes in an amount required to pay the estimated $6.5 million, plus capitalized interest and related TIRZ expenses. The TIRZ, the City and the Redevelopment Authority will enter into a contract pursuant to which the City and TIRZ will pay the tax increments to the Redevelopment Authority. The Redevelopment Authority will use these tax increment payments to secure the repayment of the bonds or notes. Wulfe will not commence any construction phase for the new Shopping Center until leases are in place to generate a cash flow sufficient to service any construction and related development loans.

Exhibit D: Amortized Schedule of Estimated Bonded Indebtedness To Be Incurred

EXHIBIT D

GULFGATE MALL

AMORTIZED DEBT SCHEDULE OF BONDED INDEBTEDNESS TO BE INCURRED

TWENTY YEAR PAYMENT SCHEDULE

ON PROPOSED 71.55 ACRE PROJECT

Year	1998
Principal Amount	6,500,000
Interest-One Year	617,500
Payment	737,600
Criteria	9.5%

DATE	PRINCIPAL PAYMENT	INTEREST PAYMENT	TOTAL PAYMENT	BALANCE OWING	NET TIRZ REVENUES	CUMULATIVE TIRZ REVENUE	NET CASH AVAILABLE	DEBT (NET) COVERAGE	DEBT (CUM) COVERAGE
9/15/98	0	0	0	0					
9/15/99	0	0	0	0	0	0	0		
9/15/00	0	0	0	0	17,434	17,434	17,434		
9/15/01	0	0	0	6,500,000	293,204	310,638	310,638		
9/15/02	120,100	617,500	737,600	6,379,900	643,004	216,042	216,042	0.872	0.293
9/15/03	131,510	606,091	737,600	6,248,391	652,613	131,055	131,055	0.885	0.178
9/15/04	144,003	593,597	737,600	6,104,388	695,258	88,713	88,713	0.943	0.120
9/15/05	157,683	579,917	737,600	5,946,704	754,875	105,988	105,988	1.023	0.144
9/15/06	172,663	564,937	737,600	5,774,041	848,128	216,516	216,516	1.150	0.294
9/15/07	189,066	548,534	737,600	5,584,975	860,198	339,114	339,114	1.166	0.460
9/15/08	207,027	530,573	737,600	5,377,948	872,413	473,927	473,927	1.183	0.643
9/15/09	226,695	510,905	737,600	5,151,253	884,775	621,102	621,102	1.200	0.842
9/15/10	248,231	489,369	737,600	4,903,022	897,285	780,787	780,787	1.216	1.059
9/15/11	271,813	465,787	737,600	4,631,209	909,945	953,132	953,132	1.234	1.292
9/15/12	297,635	439,965	737,600	4,333,574	922,757	1,138,289	1,138,289	1.251	1.543
9/15/13	325,910	411,690	737,600	4,007,663	935,723	1,336,412	1,336,412	1.269	1.812
9/15/14	356,872	380,728	737,600	3,650,792	948,844	1,547,656	1,547,656	1.286	2.098
9/15/15	390,775	346,825	737,600	3,260,017	962,123	1,772,179	1,772,179	1.304	2.403
9/15/16	427,898	309,702	737,600	2,832,118	975,561	2,010,140	2,010,140	1.323	2.725
9/15/17	468,549	269,051	737,600	2,363,570	989,160	2,261,700	2,261,700	1.341	3.066
9/15/18	513,061	224,539	737,600	1,850,509	1,002,923	2,527,023	2,527,023	1.360	3.426
9/15/19	561,802	175,798	737,600	1,288,707	1,016,851	2,806,274	2,806,274	1.379	3.805
9/15/20	615,173	122,427	737,600	673,534	1,030,945	3,099,619	3,099,619	1.398	4.202
9/15/21	673,614	63,986	737,600	(80)	1,045,209	3,407,228	3,407,228	1.417	4.619
TOTAL	6,500,000	8,251,920	14,752,000		18,159,228				

Notes:
Assumes 9.5% interest rate.
Assumes twenty year estimated debt schedule.
Assumes loan paid off in 2021.
Assumes a possible balloon payment in 2018.
Assumes growth rate at 1.2%.

B. Economic Feasibility

A marketing survey prepared by CDS Research confirms the extent of this burgeoning market (see Appendices). CDS concluded that a redeveloped Shopping Center has an annual sales potential of $113,900,000 to $121,700,000 in 1997 dollars for a 550,000 square foot super community shopping center or power center. As much as 30% of the support for the Shopping Center could come from outside the City of Houston, providing a direct boost to City sales tax revenues. The CDS analysis was conservative in that it relied completely on the buying power of Trade Area Hispanic households to reach a conclusion about viability.

C. Project Financing Information for Bonded Indebtedness, Monetary Obligation Duration, and Method of Financing

All of the $6.5 million must be available no later than commencement of demolition or site work. To repay the estimated $6.5 million bonds or notes, it will be critical to obtain participation from the all three principal taxing jurisdictions. Exhibit E illustrates the projected tax increment revenues (captured appraised value) estimated to be generated on the incremental value over the life of the TIRZ. It is projected using current tax rates, that the annual TIRZ increment would average $800,000. Debt service payments are estimated at $737,000 annually calculated with a 9.5% interest rate over a 20-year debt schedule with an annual inflation rate of 1.2%. The financing does not require a tax rate increase.

D. Impact of City's Participation

The estimated total appraised value of the Zone is $8.5 million. The projected value of the new center within the proposed TIRZ is approximately $50 million. The City portion of the increment calculated on a $50 million valuation is estimated at approximately $315,000 annually, based on current tax rates with a ninety-five percent (95%) tax collection rate. During the life of the Zone, the estimated captured appraised value on the City of Houston portion is

Exhibit E: Captured Appraised Value

EXHIBIT E

GULFGATE MALL
CAPTURED APPRAISED VALUE
ON PROPOSED 71.55 ACRE PROJECT

NEW TAX INCREMENT CREATED FROM PROPOSED DEVELOPMENT

TAX YEAR	TOTAL TAXABLE VALUE	TAX INCREMENT
1997	8,063,000	BASE YEAR
1998	8,063,000	0
1999	12,159,756	4,096,756
2000	28,305,673	20,242,673
2001	48,645,341	40,582,341
2002	49,229,085	41,166,085
2003	51,819,834	43,756,834
2004	55,441,672	47,378,672
2005	61,106,972	53,043,972
2006	61,840,256	53,777,256
2007	62,582,339	54,519,339
2008	63,333,327	55,270,327
2009	64,093,327	56,030,327
2010	64,862,447	56,799,447
2011	65,640,796	57,577,796
2012	66,428,486	58,365,486
2013	67,225,628	59,162,628
2014	68,032,335	59,969,335
2015	68,848,723	60,785,723
2016	69,674,908	61,611,908
2017	70,511,007	62,448,007
2018	71,357,139	63,294,139
2019	72,213,425	64,150,425
2020	73,079,986	65,016,986
2021	73,956,946	65,893,946
2022	74,844,429	66,781,429
2023	75,742,562	67,679,562
2024	76,651,473	68,588,473
2025	77,571,290	69,508,290
2026	78,502,146	70,439,146
2027	79,444,172	71,381,172
TOTAL		

PROJECTED TIRZ FUNDS AVAILABLE

COLLECTION YEAR	CITY TAX INCREMENTAL REV @ $0.6650	COUNTY TAX INCREMENTAL REV @ 0.42768	HISD TAX INCREMENTAL REV @ $0.64	TIRZ ADMIN EXPENSE	NET REVENUE	NET CUMULATIVE REVENUE	HISD REV $0.32
1998							
1999	0	0	0	0	0	0	0
2000	25,881	16,645	24,908	(50,000)	17,434	17,434	12,454
2001	127,883	82,245	123,075	(40,000)	293,204	310,638	61,538
2002	256,379	164,884	246,741	(25,000)	643,004	953,642	123,370
2003	260,067	167,256	250,290	(25,000)	652,613	1,606,255	125,145
2004	276,434	177,782	266,042	(25,000)	695,258	2,301,513	133,021
2005	299,315	192,498	288,062	(25,000)	754,875	3,056,387	144,031
2006	335,105	215,516	322,507	(25,000)	848,128	3,904,515	161,254
2007	339,738	218,495	326,966	(25,000)	860,198	4,764,714	163,483
2008	344,426	221,510	331,478	(25,000)	872,413	5,637,127	165,739
2009	349,170	224,561	336,044	(25,000)	884,775	6,521,902	168,022
2010	353,972	227,649	340,664	(25,000)	897,285	7,419,187	170,332
2011	358,831	230,774	345,341	(25,000)	909,945	8,329,132	172,670
2012	363,748	233,936	350,073	(25,000)	922,757	9,251,889	175,037
2013	368,724	237,137	354,862	(25,000)	935,723	10,187,612	177,431
2014	373,760	240,375	359,709	(25,000)	948,844	11,136,456	179,854
2015	378,856	243,653	364,614	(25,000)	962,123	12,098,579	182,307
2016	384,014	246,970	369,577	(25,000)	975,561	13,074,140	184,789
2017	389,233	250,327	374,600	(25,000)	989,160	14,063,300	187,300
2018	394,515	253,724	379,684	(25,000)	1,002,923	15,066,223	189,842
2019	399,861	257,162	384,828	(25,000)	1,016,851	16,083,074	192,414
2020	405,270	260,641	390,035	(25,000)	1,030,945	17,114,019	195,017
2021	410,745	264,161	395,303	(25,000)	1,045,209	18,159,229	197,652
2022	416,285	267,724	400,635	(25,000)	1,059,645	19,218,873	200,318
2023	421,892	271,330	406,031	(25,000)	1,074,253	20,293,126	203,016
2024	427,566	274,979	411,492	(25,000)	1,089,037	21,382,163	205,746
2025	433,308	278,672	417,018	(25,000)	1,103,998	22,486,161	208,509
2026	439,119	282,409	422,610	(25,000)	1,119,138	23,605,299	211,305
2027	444,999	286,191	428,270	(25,000)	1,134,461	24,739,760	214,135
	9,779,094	6,289,207	9,411,459	(740,000)	24,739,760		4,705,729

Assumes base year as shown on 1997 tax rolls for 51 acres which reflects a lower assessed value.
Assumes a 95% collection rate.
Assumes 1.2% growth rate.
Assumes total City increment dedicated to the TIRZ.
Assumes HISD at $0.64 to the TIRZ - remaing $0.32 to HISD.
Assumes first three years TIRZ administration included in the project debt.
Assumes the TIRZ will be used to repay the estimated $6.5MM shortfall. Estimated payout 20 years or 2018.
(TIRZ proceeds can then be returned to the jurisdictions.)
Assumes preliminary study as of 12/12/97 - subject to revision per project financing

$9,779,094. In addition, the new Shopping Center is projected to generate initially an estimated $825,000 annually in net sales tax revenue to the City. Over the life of the TIRZ, an estimated $1,274,000 in franchise fees and $2,796,000 in water and sewer fees will be generated to the City. Exhibit F illustrates these City revenues over the life of the TIRZ and the estimated captured appraised value. However, repayment on the notes or bonds is projected to take 20 years, or until 2018.

E. Impact of All Participating Jurisdictions

Upon completion of the new Shopping Center, after TIRZ reimbursement has been satisfied, the project will generate incremental revenue of approximately $429,000 annually to HISD, based on a $0.64/$100 participation, and approximately $287,000 annually to Harris County, based on a $0.42768/$100 participation.

Exhibit F: Projected City Revenues

EXHIBIT F

GULFGATE
PROJECTED CITY REVENUES
ON PROPOSED 71.55 ACRE PROJECT

TAX YEAR	TOTAL TAXABLE VALUE	TAX INCREMENT	(Note 1) CITY PROPERTY TAX BASE	CITY PROPERTY TAX INCREMENT	CITY PROPERTY TAX TOTAL	ADDITIONAL CITY REVENUES (Note 2) 1% CITY SALES TAX	(Note 3) FRANCHISE FEES	(Note 4) WTR/SWR REVENUES	ADDITIONAL CITY REVENUES TOTAL	(Note 5) 1% SALES TAX CDS STUDY
1997	8,063,000	BASE YEAR	50,938	0	50,938					1,178,000
1998	8,063,000	0	50,938	0	50,938	65,934	38,562	84,610	189,106	1,192,136
1999	12,159,756	4,096,756	50,938	25,881	76,819	329,670	39,024	85,625	454,320	1,206,442
2000	28,305,673	20,242,673	50,938	127,883	178,821	659,340	39,493	86,653	785,486	1,220,919
2001	48,645,341	40,582,341	50,938	256,379	307,317	659,340	39,967	87,693	786,999	1,235,570
2002	49,229,085	41,166,085	50,938	260,067	311,005	692,307	40,446	88,745	821,498	1,250,397
2003	51,819,834	43,756,834	50,938	276,434	327,372	741,758	40,931	89,810	872,499	1,265,402
2004	55,441,672	47,378,672	50,938	299,315	350,253	824,175	41,423	90,888	956,485	1,280,586
2005	61,106,972	53,043,972	50,938	335,105	386,043	824,175	41,920	91,978	958,073	1,295,953
2006	61,840,256	53,777,256	50,938	339,738	390,676	824,175	42,423	93,082	959,680	1,311,505
2007	62,582,339	54,519,339	50,938	344,426	395,364	824,175	42,932	94,199	961,306	1,327,243
2008	63,333,327	55,270,327	50,938	349,170	400,108	824,175	43,447	95,330	962,952	1,343,170
2009	64,093,327	56,030,327	50,938	353,972	404,910	824,175	43,968	96,473	964,617	1,359,288
2010	64,862,447	56,799,447	50,938	358,831	409,769	824,175	44,496	97,631	966,302	1,375,599
2011	65,640,796	57,577,796	50,938	363,748	414,686	824,175	45,030	98,803	968,008	1,392,107
2012	66,428,486	58,365,486	50,938	368,724	419,662	824,175	45,570	99,988	969,734	1,408,812
2013	67,225,628	59,162,628	50,938	373,760	424,698	824,175	46,117	101,188	971,480	1,425,718
2014	68,032,335	59,969,335	50,938	378,856	429,794	824,175	46,671	102,402	973,248	1,442,826
2015	68,848,723	60,785,723	50,938	384,014	434,952	824,175	47,231	103,631	975,037	1,460,140
2016	69,674,908	61,611,908	50,938	389,233	440,171	824,175	47,797	104,875	976,847	1,477,662
2017	70,511,007	62,448,007	50,938	394,515	445,453	824,175	48,371	106,133	978,679	1,495,394
2018	71,357,139	63,294,139	50,938	399,861	450,799	824,175	48,951	107,407	980,533	1,513,338
2019	72,213,425	64,150,425	50,938	405,270	456,208	824,175	49,539	108,696	982,410	1,531,498
2020	73,079,986	65,016,986	50,938	410,745	461,683	824,175	50,133	110,000	984,309	1,549,876
2021	73,956,946	65,893,946	50,938	416,285	467,223	824,175	50,735	111,320	986,230	1,568,475
2022	74,844,429	66,781,429	50,938	421,892	472,830	824,175	51,344	112,656	988,175	1,587,297
2023	75,742,562	67,679,562	50,938	427,566	478,504	824,175	51,960	114,008	990,143	1,606,344
2024	76,651,473	68,588,473	50,938	433,308	484,246	824,175	52,583	115,376	992,134	1,625,620
2025	77,571,290	69,508,290	50,938	439,119	490,057	824,175	53,214	116,761	994,150	
2026	78,502,146	70,439,146	50,938	444,999	495,937					38,927,316
2027	79,444,172	71,381,172								
TOTAL			1,528,140	9,779,094	11,205,358	21,280,199	1,274,278	2,795,963	25,350,439	

ASSUMPTIONS:

Note 1: Assumes 95% collection rate.

Note 2: Assumes sales tax estimate based on square feet at $1.50.

Note 3: Assumes City of Houston formula for franchise fees based on type and amount of usage. (.008*313*10*.04*550,000*.07)

Note 4: Assumes water/sewer revenues based on City of Houston formula. (550,000*.000223*315*365/1000*6)

Note 5: Assumes CDS sales tax revenue based on CDS Market and Economic Study with 30% of the revenue generated from outside the City of Houston. However, for the purpose of this analysis, the more conservative revenue streams were calculated.

Assumes 1.2% growth rate and a lower assessed value.

Assumes preliminary study as of 12/12/97 - subject to revision per project financing.

IV. Proposed Schedule of Improvements

The Shopping Center improvements are proposed to be completed by 2001. Below is an outline of the projected schedule for construction and installation of improvements:

A. Year One to Year Five - January 1, 1998 to December 31, 2002

Years One through Five of this Plan will commence on January 1 in 1998, 1999, 2000, 2001 and 2002 and will terminate December 31, in each year. Activities shall include: construction of water, sanitary sewer, storm water detention, drainage, paving, demolition, environmental abatement, other construction activities and related professional activities to serve the development as proposed and budgeted.

In addition, the administration of the TIRZ shall be directed by the Board of Directors of the TIRZ and funded through the TIRZ under the provisions of Chapter 311, Tax Code. The Board will provide for TIRZ Administration, Legal Counsel, Finance and Administration, Engineering, etc.

B. Year Six to Year Ten - January 1, 2003 to December 31, 2007

Years six through ten of this Plan will commence on January 1 of each year in the years 2003 through 2007, and terminate on December 31 of each of those years. Activities shall include any necessary construction activities and related services, other appropriate consultant services, and administrative services related to the implementation of the Project Plan.

In addition, the administration of the TIRZ shall be directed by the Board of Directors of the TIRZ and funded through the TIRZ under the provisions of Chapter 311, Tax Code. The Board will provide for TIRZ Administration, Legal Counsel, Finance and Administration, Engineering, etc.

C. Year Eleven to Year Thirty - January 1, 2008 - December 31, 2027

Years eleven through thirty of this Plan will commence on January 1 of each year in the years 2008 through 2027, and terminate on December 31 of each of those years. Activities shall include any necessary construction activities and related services, other appropriate consultant services, and administrative services related to the implementation of the Project Plan.

In addition, the administration of the TIRZ shall be directed by the Board of Directors of the TIRZ and funded through the TIRZ under the provisions of Section 311, Tax Code. The Board will provide for TIRZ Administration, Legal Counsel, Finance and Administration, Engineering, etc.

APPENDICES TO TIRZ PROJECT AND FINANCING PLAN

Appendix 1: Legal Description

LEGAL DESCRIPTION
GULFGATE TIRZ

BEGINNING AT A POINT located at the intersection of the south right-of-way line of Interstate 45 ("I-45") South Frontage Road and east right-of-way line of Woodridge in Houston, Harris County, Texas;

Thence, along the south right-of-way line of I-45 Frontage Road a distance of approximately 3,800 feet in a southeasterly direction to the west right-of-way line of Evergreen Street;

Thence, along the west right-of-way line of Evergreen Street a distance of approximately 1,720 feet in a southerly direction to a point located in the western right-of-way line of Evergreen Street 125 feet north of the northern right-of-way of Arnim Street;

Thence, westerly along the north boundary line of Sturman Park Subdivision a distance of approximately 1,950 feet to the south right-of-way line of Interstate Highway 610 South ("Loop 610");

Thence, westerly along the south right-of-way of Loop 610 a distance of approximately 635 feet to its intersection with the western right-of-way line of Woodridge;

Thence, northerly along the west right-of-way line of Woodridge a distance of approximately 500 feet to its intersection with the north right-of-way line of Loop 610 South;

Thence, westerly along the north right-of-way line of Loop 610 South a distance of approximately 350 feet to the southwest corner of that certain 3.295 acre tract of land out of that certain 7.005 acre tract conveyed to Theodore W. Berenson by deed dated December 24, 1953 from Myles G. Shutte, et al, recorded in Volume 2706, Page 30, et seq. of the Deed Records of Harris County, Texas and being out of the Jacob Thomas Survey , A-762, in Houston, Harris County, Texas;

Thence, northerly along the western boundary line of said 3.295 acre tract a distance of approximately 572 feet to a railroad spike set at the northwesterly corner of said 3.295 acre tract;

Thence, easterly along the northern boundary line of said 3.295 acre tract a distance of approximately 629 feet to the point of intersection with the east right-of-way line of Woodridge;

Thence, northerly a distance of approximately 1,575 feet to southeast corner of that certain 2,250 square foot tract of land conveyed to Woodridge Baptist Church by Houston

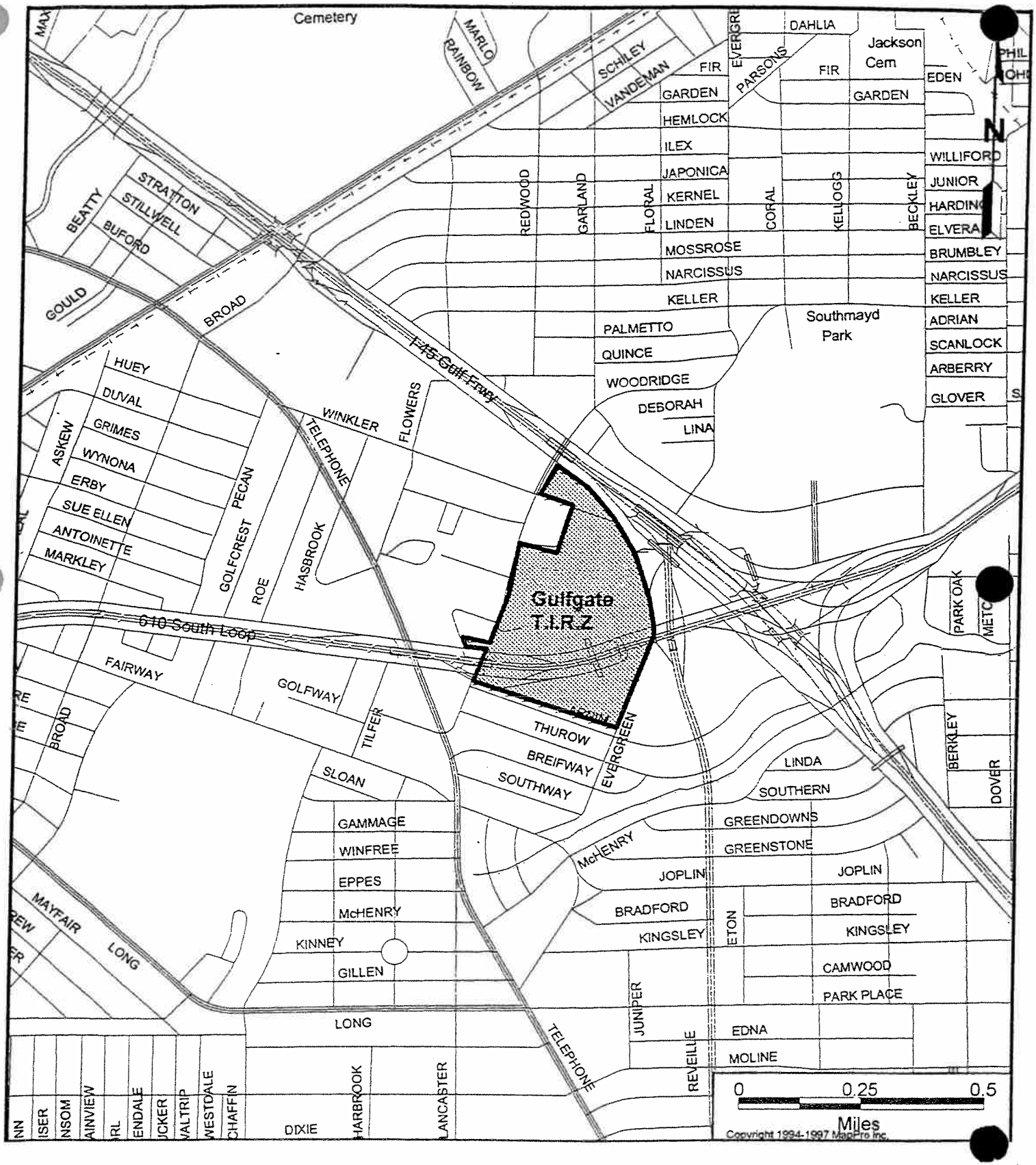
Freeway Land Co., et al, by exchange deed and agreement recorded under Harris County Clerk File No. L 380965 of the Real Property Records of Harris County, Texas;

Thence, easterly a distance of 300 feet to a corner point marked by a 5/8 inch iron rod set;

Thence, north along a distance of 512 feet to the north right-of-way line of Winkler Drive;

Thence, westerly a distance of 590 feet to a point of intersection with the east right-of-way line of Woodridge;

Thence, northerly a distance of 600 feet to THE POINT OF BEGINNING.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MARLO
RAINBOW
SCHILEY
VANDEMAN
EVERGREEN
PARSONS
DAHLIA
Jackson Cem
FIR
GARDEN
HEMLOCK
ILEX
JAPONICA
KERNEL
LINDEN
MOSSROSE
NARCISSUS
KELLER
PALMETTO
QUINCE
WOODRIDGE
DEBORAH
LINA
EDEN
WILLIFORD
JUNIOR
HARDING
ELVERA
BRUMBLEY
NARCISSUS
KELLER
ADRIAN
SCANLOCK
ARBERRY
GLOVER
Southmayd Park
REDWOOD
GARLAND
FLORAL
CORAL
KELLOGG
BECKLEY
BEATTY
STRATTON
STILLWELL
BUFORD
GOULD
BROAD
I-45 Gulf Frwy
HUEY
DUVAL
GRIMES
WYNONA
ERBY
SUE ELLEN
ANTOINETTE
MARKLEY
ASKEW
GOLFCREST
PECAN
ROE
HASBROOK
TELEPHONE
WINKLER
FLOWERS
Gulfgate T.I.R.Z
610 South Loop
FAIRWAY
GOLFWAY
TILFER
BROAD
SLOAN
THUROW
BREIFWAY
SOUTHWAY
EVERGREEN
LINDA
SOUTHERN
GREENDOWNS
GREENSTONE
JOPLIN
BRADFORD
KINGSLEY
ETON
CAMWOOD
PARK PLACE
EDNA
MOLINE
JUNIPER
REVEILLE
GAMMAGE
WINFREE
EPPES
McHENRY
KINNEY
GILLEN
LONG
MAYFAIR
DIXIE
HARBROOK
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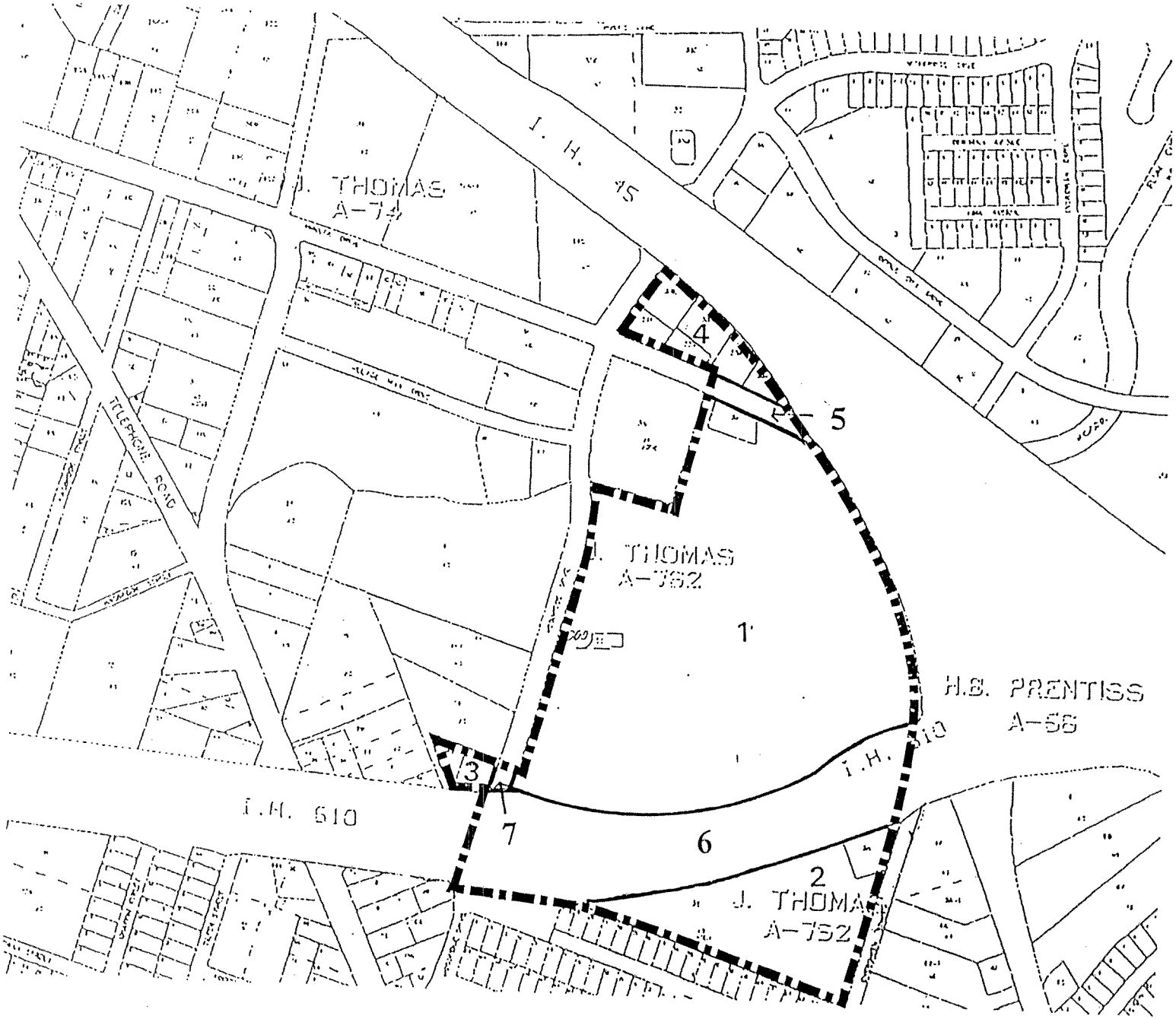
J. THOMAS
A-74
J. H. 45
4
5
J. THOMAS
A-752
1
H.B. PRENTISS
A-56
I.H. 610
3
7
6
2
J. THOMAS
A-752
I.H. 610
TELEPHONE ROAD

TRACT 1

Being 42.374 acres (1,845,805 square feet) of land out of said 58.147 acre tract and all of said 9050 square foot tract being more particularly described by metes and bounds as follows:

BEGINNING at a point marked by a 5/8 inch iron rod on the South right-of-way line of Winkler Drive, said point being the Northeast corner of that certain 4.449 acre tract conveyed to Woodridge Baptist Church by D. Eric Japhet, et al, by deed recorded in Volume 1822, Page 68, of the Deed Records of Harris County, Texas;

THENCE in a Southeasterly direction along the South right-of-way line of Winkler Drive, with a curve to the right whose radius is 4394.57 feet and central angle is 7° 25' 10" and whose chord bears South 63° 36' 00" East, a distance, measured along the arc of said curve, of 569.09 feet to a point for corner marked by a 5/8 inch iron rod on the Southwesterly right-of-way line of Reveille Road;

THENCE South 29° 05' 00" East, along the Southwesterly right-of-way line of Reveille Road, a distance of 433.01 feet to a point on a curve marked by a 5/8 inch iron rod;

THENCE in a Southeasterly direction continuing along the Southwesterly right-of-way line of Reveille Road, with a curve to the right whose radius is 1114.75 feet and central angle is 22° 28' 00", and whose chord bears South 17° 45' 00" East, a distance, measured along the arc of said curve, of 437.11 feet to a point marked by a 5/8 inch iron rod at the end of said curve;

THENCE south 2° 49' 00" East, continuing along the Westerly right-of-way lien of Reveille Road, a distance of 154.70 feet to an angle point marked by a 5/8 inch iron rod;

THENCE South 6° 31' 00" East, continuing along the Westerly right-of-way line of Reveille Road, a distance of 65.63 feet to a point for corner marked by a 5/8 inch iron rod on the Northwesterly right-of-way line of IH 610 South Loop, same being the Northwesterly line of that certain 25 foot Roadway Easement granted to City of Houston by Deed recorded in Volume 2929, Page 721, of the Deed Records of Harris County, Texas;

THENCE South 60° 05' 00" West, along the Northwesterly right-of-way of IH 610 South Loop, same being the Northwesterly line of said 23 foot Roadway Easement, a distance of 238.27 feet to a point of curve marked by a 5/8 inch iron rod;

THENCE in a Southwesterly direction continuing along the Northwesterly right-of-way line of IH 610 South Loop, same being the Northwesterly line of said 25 foot Roadway Easement, with a curve to the left whose radius is 1532.39 feet and central angle is 4° 36'01" a distance of 123.04 feet to a point of tangent marked by a Railroad Spike;

TRACT 1

(cont.)

THENCE South 35° 28' 39" West, continuing along the Northwesterly right-of-way line of IH 610 South Loop, same being the Northwesterly line of said 25 foot Roadway Easement, a distance of 1.31 feet to a point of curve marked by a Railroad Spike;

THENCE in a Southwesterly and Westerly direction continuing along the Northwesterly right-of-way line of IH 610 South Loop, same being the Northwesterly line of said 25 foot Roadway Easement, with a curve to the right whose radius is 1332.39 feet and central angle is 51° 24' 33", a distance of 1195.63 feet to a point of reverse curve marked by a 5/8 inch iron rod;

THENCE in a Westerly direction continuing along the Northwesterly right-of-way line of IH 610 South Loop, same being the Northwesterly line of said 25 foot Roadway Easement, with a curve to the left whose radius is 1532.39 feet and central angle is 9° 09' 02", a distance of 244.73 feet to a point for corner marked by an "X" cut in concrete on the Southeasterly right-of-way line of Woodridge Drive, 80 feet wide;

THENCE North 19° 38' 30" East, along the Southeasterly right-of-way line of Woodridge Drive, a distance of 970.17 feet to a point of curve marked by a 5/8 inch iron rod;

THENCE in a northerly direction continuing along the Easterly right-of-way line of Woodridge Drive, with a curve to the left, whose radius is 908.33 feet and central angle is 19° 20' 48", a distance of 306.71 feet to a point for corner marked by a 5/8 inch iron rod, said point being the Southwest corner of a 2250 square foot tract of land conveyed to Woodridge Baptist Church by Houston Freeway Land Co., et al, by exchange deed and agreement recorded under Harris County Clerk File No. 1380965 of the Official Public Records of Real Property of Harris County, Texas;

THENCE South 77° 40' 00" East, along the Southerly line of said 2250 square foot tract and continuing along the Northerly line of said 9050 square foot tract, a distance of 299.82 feet to a point for corner marked by a 5/8 inch iron rod on the Southeasterly line of said 4.449 acre tract, said point being the Northeast corner of said 9050 square foot tract.

THENCE North 19° 54' 00" East, along the Southeasterly line of said 4.449 acre tract, a distance of 452 feet to the PLACE OF BEGINNING and containing 42.374 acres (1,845, 505 square feet) of land.

TRACT 2

Being 9.010 acres (392.480 square feet) of land out of said 58.147 acre tract and being more particularly described by metes and bounds as follows:

BEGINNING at a point marked by a 3/4 inch iron pipe on the Northwesterly right-of-way line of Evergreen Street, 60 feet wide, said point being the Northeast corner of Lot 25, Block 4, of Sturman Park, Section 1 as recorded in Volume 22, Page 24 of the Map Records of Harris County, Texas;

THENCE North 69° 08' 00" West, along the Northeasterly line of said Block 4, a distance of 1113.07 feet to a point marked by a T.H.D. monument on the Northeasterly line of Lot 7 of said Block 4, said point being on the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly line of that certain 2.6984 acre tract conveyed to the State of Texas by Gulfgate Joint Venture by deed recorded in Volume 7132, Page 154 of the Deed Records of Harris County, Texas;

THENCE North 21° 12' 14" East, continuing along the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly line of said 2.6984 acre tract, a distance of 28.00 feet to a point for corner marked by a T.H.D. monument;

THENCE North 73° 27' 00" East, continuing along the Southeasterly right-of-way line of IH 610 South sloop, same being the Southeasterly line of said 2.6984 acre tract, a distance of 108.22 feet to an angle point marked by a T.H.D. monument;

THENCE North 85° 26' 18" East , continuing along the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly Line of said 2.6984 acre tract, a distance of 393.67 feet to an angle point marked by a Railroad Spike;

THENCE 84° 02' 07" East, continuing along the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly Line of said 2.6984 acre tract, a distance of 101.95 feet to an angle point marked by a T.H.D. monument;

THENCE North 77° 36' 32" East, continuing along the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly line of said 2.6984 acre tract, a distance of 100.05 feet to an angle point marked by a T.H.D. monument;

THENCE North 71° 49' 12" East, continuing along the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly line of said 2.6984 acre tract, a distance of 100.03 feet to an angle point marked by a 1/2 inch iron rod;

THENCE North 75° 4' 13" East, continuing along the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly line of said 2.6984 acre tract, a distance of 99.93 feet to an angle point marked by a T.H.D monument;

THENCE North 74° 02' 00" East, continuing along the Southeasterly right-of-way line of IH 610 South Loop, same being the Southeasterly line of said 2.6984 acre tract, and another tract containing 15.140 square feet deeded to the State of Texas by instrument recorded in Volume 6918 Page 150 Harris County Deed Records, a distance of 408.30 feet to an angle point marked by a T.H.D. monument on the Northwesterly right-of-way line of Evergreen Street;

THENCE South 19° 59' 00" West, along the Northwesterly right-of-way line of Evergreen Street, as distance of 730 feet to the PLACE OF BEGINNING and containing 9.010 acres (392,480 square feet) of land.

TRACT 4

BEGINNING AT A POINT located at the intersection of the south right-of-way line of Interstate 45 ("I-45") South and east right-of-way line of Woodridge Street in Houston Harris County, Texas;

Thence, in a southeasterly direction along the south right-of-way line of I-45 a distance of approximately 825 feet to the north right-of-way line of Winkler Drive;

Thence, in a northwesterly direction along the north right-of-way line of Winkler Drive, a distance of approximately 825 feet to the intersection of the east right-of-way line of Woodridge;

Thence, in a northeasterly direction along the east right-of-way line of Woodridge Street distance of approximately 325 feet, to the POINT OF BEGINNING.

TRACT 5

BEGINNING at the southeast corner of Tract 4 and proceeding in a southerly direction approximately 110 feet to the southern right-of-way line of Winkler Drive;

Thence, westerly along the southern right-of-way line of Winkler Drive a distance of approximately 550 feet to the northwest corner of Tract 1;

Thence, in a northerly direction approximately 60 feet to the northern right-of-way line of Winkler Drive;

Thence in an easterly direction along the northern right-of-way line of Winkler Drive a distance of approximately 450 feet to the POINT OF BEGINNING.

TRACT 6

BEGINNING at the southeast corner of Tract 1 and proceeding in a southerly direction a distance of approximately 450 feet to the intersection of the south right-of-way line of Interstate Highway Loop 610 South and the west right-of-way line of Evergreen Street;

Thence, in a westerly direction along the southern right-of-way line of Interstate Loop 610 South a distance of approximately 1,750 feet to the intersection of the west right-of-way line of Woodridge and the south right-of-way line of Interstate Loop 610 South;

Thence, in a northerly direction a distance of approximately 350 feet to the intersection of the west right-of-way line of Woodridge and the north right-of-way line of Interstate Loop 610 South;

Thence, in an easterly direction a distance of approximately 1,800 feet along the northern right-of-way line of Interstate Loop 610 South to the POINT OF BEGINNING.

TRACT 7

BEGINNING in the southeast corner of Tract 3 at the west right-of-way line of Woodridge, thence easterly along the north right-of-way line of Interstate Loop 610 South a distance of approximately 85 feet to the intersection of the east right-of-way line of Woodridge and the north right-of-way line of Interstate Loop 610 South;

Thence, northerly along the east right-of-way line of Woodridge a distance of approximately 70 feet;

Thence, westerly a distance of approximately 80 feet to the northeast corner of Tract 3 and the west right-of-way line of Woodridge;

Thence southerly along the west right-of-way line of Woodridge a distance of approximately 85 feet to the POINT OF BEGINNING.

Appendix 2: Development Assumptions

PRELIMINARY
GULFGATE MALL
DEVELOPMENT ASSUMPTIONS
ASSESSED VALUE
ON PROPOSED 71.55 ACRE PROJECT

DESCRIPTION	1997	1998	1999	2000	2001	2002	2003	2004	2005
Raw Land Value		0	0	0	0	0	0	0	
Commercial	0	0	4,000,000	16,000,000	20,000,000	0	2,000,000	3,000,000	5,000,00
Inflation @ 1.2%		0	102,000	151,224	345,039	589,179	596,249	627,404	670,933
Total Value		0	4,102,000	16,151,224	20,345,039	589,179	2,596,249	3,627,404	5,670,933
Cumulative Value	**8,500,000**	**8,500,000**	**12,602,000**	**28,753,224**	**49,098,263**	**49,687,442**	**52,283,691**	**55,911,095**	**61,582,029**

DESCRIPTION	2006	2007	2008	2009	2010	2011	2012	2013
Raw Land Value	0	0	0	0	0	0	0	0
Commercial	0	0	0	0	0	0	0	0
Inflation @ 1.2%	738,984	747,852	756,826	765,908	775,099	784,400	793,813	803,339
Total Value	738,984	747,852	756,826	765,908	775,099	784,400	793,813	803,339
Cumulative Value	**62,321,013**	**63,068,865**	**63,825,691**	**64,591,600**	**65,366,699**	**66,151,099**	**66,944,913**	**67,748,251**

Assumptions:

Assumes base year on shown on 1997 tax rolls for acres.

Assumes a 1.2% growth rate.

Assumes additional value:

1999-Mall Improvements	4,000,000
2000-Mall Improvements	16,000,000
2001-Mall Improvements	20,000,000
2003-Additional Commercial Development	2,000,000
2004-Additional Commercial Development	3,000,000
2005-Additional Commercial Development	5,000,000
Total	50,000,000

Appendix 3: Economic Feasibility

MARKET AND ECONOMIC FEASIBILITY STUDY
GULFGATE TAX INCREMENT REINVESTMENT ZONE
HOUSTON, TEXAS
OCTOBER 1997

Prepared for:

WULFE & COMPANY
11 East Greenway Plaza
Houston, Texas 77046

Prepared by:

CDS RESEARCH
9225 Katy Freeway
Suite 322
Houston, Texas 77024

TAX INCREMENT REINVESTMENT ZONE NUMBER EIGHT
CITY OF HOUSTON, TEXAS

THIRD AMENDED
PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN

November 25, 2014

REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS

Part C – Third Amended Project Plan and Reinvestment Zone Financing Plan

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REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS
Third Amended Project Plan and Reinvestment Zone Financing Plan

Introduction

The Reinvestment Zone Number Eight, City of Houston, Texas, ("T.I.R.Z. #8," "Gulfgate," or "Zone") was created by the City Council of the City of Houston, Texas ("City") on December 10, 1997, by Ordinance No. 97-1524 and enlarged by Ordinance No. 1999-0706. The primary goals of the Zone are expanded to provide a source of funding through tax increments generated by redevelopment to better eliminate the blight and substandard conditions existing and provide a way to remediate unsafe and unsanitary conditions in the Zone, and encourage the sound growth of the residential, retail, and commercial sectors in the Zone through the purchase, demolition and reconstruction of property, as well as design and construction of improved mobility systems, streetscape enhancements, pedestrian amenities, public utility system upgrades, adequate public facilities, and parkland and public space improvements.

Section One

The Part A Plan and the Part B Plan

In December 1997 the City approved Gulfgate's first Project Plan and Reinvestment Zone Financing Plan by Ordinance No. 97-1572 (Part A Plan), as amended on August 17, 1999, by Ordinance No. 1999-824 (Part B Plan). The Part A Plan and the Part B Plan collectively consisted of a comprehensive plan for redevelopment in the Zone with project costs consisting of purchase, demolition and reconstruction of property, as well as relocation and reconstruction of infrastructure, mobility improvements, and streetscape enhancements.

Section Two

The Part C Plan

The Zone and the City now propose the third amendment to the Project Plan and Reinvestment Zone Financing Plan (Part C Plan). The Part C Plan consists of (i) a summary of the redevelopment efforts of the Zone, (ii) a restatement of the Zone's redevelopment goals for the Zone, (iii) the redesignation of the Zone's project cost categories and allocations to align with current goals, and (iv) the anticipated use of expenditures for the cost of operating Zone and project facilities.

A. Summary of Redevelopment Efforts

Significant redevelopment and reinvestment has occurred in Gulfgate since inception of the Zone. More, as intended with creation and expansion of the Zone, improvements to Gulfgate Mall and adjacent properties has served as a catalyst for private reinvestment in surrounding areas, most notably in neighborhoods and commercial areas north of the Zone.

The initial wave of development is transforming neighborhoods north of Gulfgate Mall, with specific emphasis in the East End, but reinvestment south of the Mall has remained limited. Substantial recent and ongoing public and nonprofit investment focused around William P. Hobby Airport offers a unique and timely opportunity to expand the Zone and couple its resources with those of other partners such as the City of Houston, Scenic Houston and the Hobby Area Management District to enhance revitalization efforts and spur private activity. Capital improvements underway or in design include improvements to the airport, reconstruction and enhancement of corridors such as Broadway Street, and visual enhancements and streetscape improvements along Broadway Street and Airport Boulevard. The link between capital improvements and successful redevelopment is evidenced by the large-scale success of Gulfgate Mall.

As Gulfgate continues to serve as a catalytic focal point for reinvestment in areas along the Gulf Freeway, it has further capacity to improve the commercial, residential and public environments for surrounding neighborhoods, commercial centers and areas of employment, thereby further bolstering private investment and the overall economic condition of southeast Houston. Reinvestment through the Zone has the particular opportunity to bring new life to areas such as the Bellfort Avenue Corridor, Telephone Road Corridor, Dixie Road Corridor, Long Road Corridor, Mykawa Road Area, and the previously noted Broadway Street Corridor.

B. Redevelopment Plan Concepts and Goals

The redevelopment concepts and goals of the Part C Plan restate the prior redevelopment concepts and goals, updated based on the results of the Zone's redevelopment efforts. To the extent that prior statements of redevelopment concepts conflict with the concepts and goals articulated in the Part C Plan, the concepts and goals outlined below control.

Goal 1: Improve and enhance major and/or strategic corridors and opportunities for connectivity throughout the Zone

The expanded Zone will place increased emphasis on continuing to improve the network of roadways, sidewalks, trails, and transit sites for purposes of reconditioning or reconstructing deteriorating infrastructure, improving mobility, increasing multimodal connectivity, and improving the appearance of the corridor network. Initial efforts will include partial funding for expansion of streetscape and pedestrian enhancements along Broadway Street in coordination with roadway reconstruction efforts by the City of Houston. Funds from Scenic Houston and the Hobby Area Management District will be leveraged for additional private and public funds. Streetscape enhancements could further be expanded to include support and expansion of enhancement efforts by the Houston Airport System along Airport Boulevard. Roadway reconstruction and streetscape improvements could likewise extend along Bellfort Avenue through the commercial areas that extend to Telephone Road. Other major investment areas include:

- Bellfort Avenue Corridor. Improvements to include roadway reconstruction along the length of the roadway from Telephone Road to Martin Luther King, including advocacy for a "complete streets" approach to the extent practical, appropriate to the character of the corridor and as financing becomes available. The possibility of pedestrian and bikeway enhancements will allow the corridor to be multifunctional to the extent practical. Visual enhancements are envisioned along the corridor that will tie into improvements along Broadway Street and positively impact adjacent commercial areas and neighborhoods.

- Telephone Road Corridor. Improvements proposed include roadway reconstruction that follow the "complete streets" philosophy, including the possibility of pedestrian enhancements and other multifunctional improvements to the extent practical and as financing becomes available. Visual enhancements are critical to the Telephone Road corridor as a major north-south route to local commercial areas and neighborhoods, but also for travelers to and from Hobby Airport.

- Dixie Road Corridor. Improvements focus upon roadway reconstruction appropriate to each phase of the roadway extending from Mykawa Road to Reveille Street, including application of "complete streets" concepts, as well as visual enhancements as is practical and as financing becomes available.

- Long Road Corridor. Improvements focus upon roadway reconstruction, including possible accommodation of extended rail service in the event that the corridor is a candidate for rail transit service. Like preceding roadway corridors, improvements within the Long Road Corridor extending from Interstate 610 to Reveille Street are proposed to follow the "complete streets" format to the extent practical and as financing becomes available.

- Mykawa Road Area. Improvements within the Mykawa Road area are intended to spur neighborhood reinvestment and preservation while also creating economic opportunity and encourage creation of affordable housing. Improvements include infrastructure and roadway improvements in the areas surrounding Mykawa Road to offset development costs. Improvements in vacant or underperforming areas offer the opportunity for new development while similar improvements in existing commercial areas and neighborhoods promote reinvestment and long term sustainability.

- Enhancement of the areawide system of bike pathways that are either planned or currently in place, such as the signed shared lanes along Bellfort Avenue and the trail network under development along Sims Bayou.

- Systemwide visual enhancements that improve safety, wayfinding and the overall experience of traveling throughout the Zone, including use of visual enhancement to unify the area under a common theme. Examples of such

improvements are similar to elements proposed along Broadway Street, including landscaping, signage, monumentation, lighting, street furniture, street and sidewalk treatments, intersection improvements, and bridge enhancements, among other items.

- Areawide strategic acquisition and clearance of property for purposes of targeted blight removal in order to promote public safety, preservation and enhancement of existing commercial areas, neighborhood reinvestment and preservation, and overall improvement of economic opportunity.

Goal 2: Enhance public infrastructure, facilities and services throughout the Zone

Similar to treatment of corridors, expansion of the Zone will allow for enhancements to the physical infrastructure and public facilities within the Zone to provide adequate capacity and to enhance provision of critical public services.

Goal 3: Develop and enhance open green space, parks, plazas, and other similar improvements within the Zone.

The Zone will place a new effort on development of green space and green connection opportunities, as well as redevelopment of existing spaces for the creation of cohesive and vibrant communities within the Zone as well as attracting economic investment from outside of the Zone. There is an established need for public open spaces consisting of parks, plazas, public squares, natural areas, recreational amenities, cultural amenities, and landscaping in public right-of-way as a means to carry out the vision for creating a series of communities with open spaces, connectivity and mixed uses along strategic corridors. Parks and plazas help foster social interactions that define the public realm and urban culture. Incorporation of Glenbrook Golf Course and the surrounding green space provides an opportunity for participation in improvements at this location, as well as along Sims Bayou. Improvements along the esplanades of Broadway Street and Airport Boulevard will serve as a model for additional improvements along other major corridors throughout the Zone.

Goal 4: Facilitate development and redevelopment of vacant, underdeveloped and underperforming areas of the Zone through targeted real estate acquisition, strategic demolition and land improvements.

Improvements to Gulfgate Mall, Hobby Airport, Broadway Street and Airport Boulevard substantially improve the marketability of property within the Zone and implementation of goals to enhance infrastructure, connectivity, mobility, visual quality and adequate services will further positively influence the development position of area sites. The Zone has the opportunity to even further improve the economic position of the area through targeted blight removal to eliminate impediments that make property difficult to develop. This includes acquisition of property, demolition of structures, remediation to remove site impediments, and potentially construction of facilities such as parking or

stormwater management if appropriate to spur appropriate development activity, promote private investment and improve economic opportunities for existing and future residents and business owners.

Targeted real estate acquisitions of blighted properties to catalyze redevelopment is a goal that has proven success within the Zone. The Part A Plan envisioned and realized Gulfgate Mall as the focus area of activities and, as a result, reinvestment has occurred, although it has been largely limited to areas north of the Zone. An expanded Zone will combine the catalytic capabilities of Gulfgate Mall with substantial existing and proposed improvements associated with William P. Hobby airport, including airport improvements, complete reconstruction of Broadway Street, and streetscape improvements along Airport Boulevard.

The Zone will utilize said catalytic nodes, removal of blighted or underperforming structures, as well as targeted acquisitions of additional property to induce complimentary projects, increase local economic opportunity, and improve safety and services for area residents and business owners.

The Zone will expedite capital improvement projects by managing the projects and using tax increment to finance them. It will further add value to strategic improvements by using tax increment to leverage additional improvements above those contemplated by typical and traditional improvement as a means of increasing value and functionality, enhancing reinvestment potential, and also serving as a model for best practices to surrounding property owners. Map 1, attached hereto, depicts the non-exclusive list of corridors and areas of focus within the Zone, such as the Bellfort Avenue corridor and the Mykawa Road area, as described above. The Zone will continue to enhance public infrastructure in order to keep pace with expanding demands and to spur reinvestment in currently developed locations, as well as new development on vacant properties.

C. Authorized Projects and Project Costs

The amended and restated project costs are detailed in Table 1, below. The dollar amounts for each category are approximate and may be amended from time to time by the Board of Directors of the Zone with approval of the City Council.

Table 1: Tax Increment Reinvestment Zone No. 8 Project Costs

	Part A	Part B		*Part C*	Total Project Costs
	Original Zone Project Costs	1st Amendment Project Costs	2nd Amendment Project Costs	*3rd Amendment Project Costs*	
Original Zone Project Costs					
Property Acquisition	$5,250,000				
Related Costs and Creation Fees	$1,250,000				
Financing Costs	$8,251,920				
HISD Schools and Educational Facilities			$12,043,725		
Total Original Zone Project Costs	$14,751,920				
$1^{st}/2^{nd}$ Amendment/Annexation Projects					
Box Culvert Removal		$2,116,150			
Contingency & Engineering		$560,780			
Right Turn Lane Additions		$100,000			
Traffic Signalization		$500,000			
Contingency & Engineering		$159,000			
Refurbished Crosswalk		$100,000			
Landscaping & Irrigation		$127,870			
Contingency & Engineering		$33,886			
TIRZ Annexation: Professional/Legal Fees		$210,000			
Related Costs & Interest Carry		$680,000			
HISD Annexation School & Education Facilities			$3,823,497		
3rd Amendment/Annexation Projects					
Areawide Projects					
Parks, Trails, Public Spaces				***$4,000,000***	
Public Facilities				***$5,000,000***	
Targeted Blight Removal Costs				***$5,000,000***	
Corridor and Area Projects					
Long Road Corridor				***$15,530,000***	
Dixie Road Corridor				***$10,950,000***	
Bellfort Avenue Corridor				***$14,250,000***	
Telephone Road Corridor				***$11,300,000***	
Broadway Street Corridor				***$2,300,000***	
Mykawa Area				***$16,000,000***	
Total 3rd Amendment Projects				***$84,330,000***	
Total Project Costs	$14,751,920	$4,587,686	$15,867,222	$84,330,000	$119,536,828

D. Project Plan

Existing and Proposed Uses of Land (Texas Tax Code § 311.011(b)(1)): Map 1, attached hereto, depicts the existing land uses in the original and annexed areas of the Zone. Proposed land uses shall include similar, but enhanced, multi-family and single family residential, commercial retail, office, hotel and travel related activity, heavy commercial and industrial, public and institutional, transportation, park and open spaces with increasingly diminished undeveloped land over time.

Proposed Changes of Zoning Ordinances, Master Plan of Municipality, Building Codes, and Other Municipal Ordinances (Texas Tax Code § 311.011(b)(2)): All construction will be performed in conformance with the City's existing rules and regulations. There are no proposed changes to any City ordinance, master plan, or building code.

Estimated Non-Project Costs (Texas Tax Code § 311.011(b)(3)): The project costs referenced in Table 1 are inclusive of project costs to be incurred by the Zone only. The costs that would otherwise be project costs but are derived from other parties, such as the Texas Department of Transportation or private sources, are non-project costs. Funding identified in Table 1 for corridor improvement projects will be leveraged to acquire non-project funding.

The City of Houston is investing heavily in improvements to William P. Hobby Airport in preparation for international service and an increase in demand, as well as making substantial improvements to Broadway Street and Airport Boulevard – in total more than $280 million in improvements to be completed by 2017. The Hobby Area Management District and Scenic Houston are acquiring funds to complete an additional $7.5 million in enhancements to Broadway Street - $2,300,000 of which will be project costs to be funded by TIRZ No. 8. The remainder will be privately raised as non-project costs.

Other corridor improvement projects are expected to leverage non-project funding as follows:

- Bellfort Avenue - $26,500,000
- Telephone Road - $38,200,000
- Dixie Road - $15,200,000
- Long Road - $12,250,000

The Hobby Area Management District will be making additional non-project improvements throughout the boundaries of the district to further spur neighborhood stability and preservation, economic opportunity, and quality of life improvements.

All of this is in addition to, and intended to catalyze, non-project cost contributions by the private sector through new development and redevelopment. The expanded Zone includes over 1,800 acres of vacant property available to be developed throughout the life of the Zone.

Method of Relocating Persons to be Displaced, if any, as a Result of Implementing the Plan (Texas Tax Code § 311.011(b)(4)): It is not anticipated that any residents will be displaced or relocated as a result of the Part C Plan.

E. Reinvestment Zone Financing Plan

Estimated Project Costs (Texas Tax Code § 311.011(c)(1)): Table 1 details proposed public improvement to be funded utilizing resources from Tax Increment Reinvestment Zone No. 8. As set forth in the Part C Plan, the dollar amounts are approximate and may be amended from time to time by the Board of Directors of the Zone with approval of the City Council. The financing costs are a function of project financing needs and will vary with market conditions from the estimates shown on Table 1. The project categories describe generally the kind of improvements contemplated by this Part C Plan.

Proposed Kind, Number, and Location of all Proposed Public Works or Public Improvements to be Financed in the Zone (Texas Tax Code § 311.011(c)(2)): These details are described throughout the Part C Plan, including but not limited to those presented in Map 1, such as roadway, streetscape and overall enhancements along corridors such as Bellfort Street, Telephone Road, Broadway Street, Dixie Road, Long Road, and Mykawa, and may also include projects such as trail enhancements along Sims Bayou with potential connectivity to improvements along Broadway Street, relocation or development of public facilities throughout the area, and various infrastructure improvements throughout the Zone.

Economic Feasibility (Texas Tax Code § 311.011(c)(3)): An economic feasibility study was completed for the Gulfgate area in 1997 by CDS Market Research. The study documents the economic potential in the Zone. Exhibit 1 constitutes updated incremental revenue estimates for this Part C Plan. The incremental revenue estimates are projected to be sufficient to cover the costs of the proposed redevelopment and infrastructure improvements in the Zone for the remainder of the Zone.

Estimated Amount of Bond Indebtedness; Estimated Time When Related Costs or Monetary Obligations Incurred (Texas Tax Code § 311.011(c)(4), § 311.011(c)(5)): Issuance of notes and bonds by the Zone will occur as tax increment revenues allow. The value and timing of the issuance of notes or bonds will correlate to debt capacity as derived from the attached revenue and project schedules, as well as actual market conditions for the issue and sale of such notes and bonds.

Methods and Sources of Financing Project Costs and Percentage of Increment from Taxing Units Anticipated to Contribute Tax Increment to the Zone (Texas Tax Code § 311.011(c)(6)): Methods and sources of financing include the issuance of notes and bonds, as well as collaboration with developers and other entities for grant funding and partnerships. Tax increment associated with this Part C Plan will consist of contributions from the City of Houston and Harris County. This figure is calculated using a City contribution of $0.63108/$100 of assessed valuation and a Harris County contribution of $0.41730/$100 of assessed valuation. No contribution is expected from the Houston Independent School District for purposes of Part C Plan only.

Current Total Appraised Value of Taxable Real Property (Texas Tax Code § 311.011(c)(7)): As of October 2014, the current appraised value of taxable real property is $1,261,445,877 (with $117,810,245 in the Original Zone and $1,073,278,622 in the Expanded Zone).

Estimated Captured Appraised Value of Zone During Each Year of Existence (Texas Tax Code § 311.011(c)(8)): The estimated captured appraised value for Part C is contained in Exhibit 1.

Zone Duration (Texas Tax Code § 311.011(c)(9)): The Zone will terminate on December 31, 2044.

Exhibit 1: Plan C 3rd Amendment / Annexation Values
Projected Property Tax Revenues (TIRZ Funds Available)

Tax Roll Jan 1	Annex Area Base Value	Total Taxable Value (1)	Total Taxable Value Less Base Value		Tax Year	Coll. Year	City Tax Rate	City Tax Collection	Harris County General Fund Tax Rate	County General Fund Collection	Total Tax Revenues Available	Cumulative Tax Revenue Available
2013					2013	2014	$ 0.63108	$ -	$ 0.4173	$ -	$ -	$ -
2014	$ 1,073,278,622	1,073,278,622	-		2014	2015	$ 0.63108	$ -	$ 0.4173	$ -	$ -	$ -
2015	$ 1,073,278,622	1,089,377,801	16,099,179	1	2015	2016	$ 0.63108	$ 101,599	$ 0.4173	$ 65,840	$ 167,439	$ -
2016	$ 1,073,278,622	1,105,718,468	32,439,846	2	2016	2017	$ 0.63108	$ 204,721	$ 0.4173	$ 132,667	$ 337,389	$ 337,389
2017	$ 1,073,278,622	1,122,304,245	49,025,623	3	2017	2018	$ 0.63108	$ 309,391	$ 0.4173	$ 200,497	$ 509,888	$ 847,277
2018	$ 1,073,278,622	1,139,138,809	65,860,187	4	2018	2019	$ 0.63108	$ 415,630	$ 0.4173	$ 269,344	$ 684,975	$ 1,532,251
2019	$ 1,073,278,622	1,156,225,891	82,947,269	5	2019	2020	$ 0.63108	$ 523,464	$ 0.4173	$ 339,224	$ 862,688	$ 2,394,939
2020	$ 1,073,278,622	1,173,569,280	100,290,658	6	2020	2021	$ 0.63108	$ 632,914	$ 0.4173	$ 410,152	$ 1,043,067	$ 3,438,006
2021	$ 1,073,278,622	1,191,172,819	117,894,197	7	2021	2022	$ 0.63108	$ 744,007	$ 0.4173	$ 482,145	$ 1,226,151	$ 4,664,157
2022	$ 1,073,278,622	1,209,040,411	135,761,789	8	2022	2023	$ 0.63108	$ 856,765	$ 0.4173	$ 555,217	$ 1,411,982	$ 6,076,139
2023	$ 1,073,278,622	1,227,176,017	153,897,395	9	2023	2024	$ 0.63108	$ 971,216	$ 0.4173	$ 629,385	$ 1,600,600	$ 7,676,740
2024	$ 1,073,278,622	1,245,583,657	172,305,035	10	2024	2025	$ 0.63108	$ 1,087,383	$ 0.4173	$ 704,665	$ 1,792,048	$ 9,468,788
2025	$ 1,073,278,622	1,264,267,412	190,988,790	11	2025	2026	$ 0.63108	$ 1,205,292	$ 0.4173	$ 781,075	$ 1,986,367	$ 11,455,155
2026	$ 1,073,278,622	1,283,231,424	209,952,802	12	2026	2027	$ 0.63108	$ 1,324,970	$ 0.4173	$ 858,631	$ 2,183,601	$ 13,638,756
2027	$ 1,073,278,622	1,302,479,895	229,201,273	13	2027	2028	$ 0.63108	$ 1,446,443	$ 0.4173	$ 937,350	$ 2,383,794	$ 16,022,549
2028	$ 1,073,278,622	1,322,017,093	248,738,471	14	2028	2029	$ 0.63108	$ 1,569,739	$ 0.4173	$ 1,017,250	$ 2,586,989	$ 18,609,538
2029	$ 1,073,278,622	1,341,847,350	268,568,728	15	2029	2030	$ 0.63108	$ 1,694,884	$ 0.4173	$ 1,098,349	$ 2,793,232	$ 21,402,771
2030	$ 1,073,278,622	1,361,975,060	288,696,438	16	2030	2031	$ 0.63108	$ 1,821,905	$ 0.4173	$ 1,180,664	$ 3,002,569	$ 24,405,340
2031	$ 1,073,278,622	1,382,404,686	309,126,064	17	2031	2032	$ 0.63108	$ 1,950,833	$ 0.4173	$ 1,264,214	$ 3,215,046	$ 27,620,387
2032	$ 1,073,278,622	1,403,140,756	329,862,134	18	2032	2033	$ 0.63108	$ 2,081,694	$ 0.4173	$ 1,349,017	$ 3,430,711	$ 31,051,097
2033	$ 1,073,278,622	1,424,187,867	350,909,245	19	2033	2034	$ 0.63108	$ 2,214,518	$ 0.4173	$ 1,435,092	$ 3,649,610	$ 34,700,707
2034	$ 1,073,278,622	1,445,550,685	372,272,063	20	2034	2035	$ 0.63108	$ 2,349,335	$ 0.4173	$ 1,522,458	$ 3,871,793	$ 38,572,500
2035	$ 1,073,278,622	1,467,233,946	393,955,324	21	2035	2036	$ 0.63108	$ 2,486,173	$ 0.4173	$ 1,611,135	$ 4,097,308	$ 42,669,808
2036	$ 1,073,278,622	1,489,242,455	415,963,833	22	2036	2037	$ 0.63108	$ 2,625,065	$ 0.4173	$ 1,701,141	$ 4,326,206	$ 46,996,014
2037	$ 1,073,278,622	1,511,581,092	438,302,470	23	2037	2038	$ 0.63108	$ 2,766,039	$ 0.4173	$ 1,792,498	$ 4,558,538	$ 51,554,551
2038	$ 1,073,278,622	1,534,254,808	460,976,186	24	2038	2039	$ 0.63108	$ 2,909,129	$ 0.4173	$ 1,885,226	$ 4,794,354	$ 56,348,906
2039	$ 1,073,278,622	1,557,268,630	483,990,008	25	2039	2040	$ 0.63108	$ 3,054,364	$ 0.4173	$ 1,979,344	$ 5,033,708	$ 61,382,614
2040	$ 1,073,278,622	1,580,627,660	507,349,038	26	2040	2041	$ 0.63108	$ 3,201,778	$ 0.4173	$ 2,074,874	$ 5,276,652	$ 66,659,266
2041	$ 1,073,278,622	1,604,337,075	531,058,453	27	2041	2042	$ 0.63108	$ 3,351,404	$ 0.4173	$ 2,171,837	$ 5,523,241	$ 72,182,506
2042	$ 1,073,278,622	1,628,402,131	555,123,509	28	2042	2043	$ 0.63108	$ 3,503,273	$ 0.4173	$ 2,270,254	$ 5,773,528	$ 77,956,034
2043	$ 1,073,278,622	1,652,828,163	579,549,541	29	2043	2044	$ 0.63108	$ 3,657,421	$ 0.4173	$ 2,370,148	$ 6,027,569	$ 83,983,603
2044	$ 1,073,278,622	1,677,620,585	604,341,963	30	2044	2045	$ 0.63108	$ 3,813,881	$ 0.4173	$ 2,471,540	$ 6,285,421	$ 90,269,024
								$ 54,875,230		$ 35,561,233	$ 90,436,463	

Notes:

1 Assumes 1.5 % annual appreciation for duration of Zone starting in 2015

2 Annex Base Value excludes Exempt Real Property

Exhibit 2 Original Zone (Part A Plan) combined with Part B and C Plan Annexation Values and Revenues

Tax Roll	Base Values			Current Values			City Tax Rate	Harris County	Collection Rate	Revenue		Cumulative Revenue	
1-Jan	Original	Annexed	New Annexed	Original	Annexed	New Annexed		Tax Rate		City	Harris County	City	Harris County
2014	9,728,120	15,399,720	1,073,278,622	58,366,942	57,714,423	1,073,278,622	0.631080	0.417300	98%	562,510	371,958	562,510	371,958
2015	9,728,120	15,399,720	1,073,278,622	60,701,620	60,023,000	1,089,377,801	0.631080	0.417300	98%	690,793	456,785	1,253,303	828,743
2016	9,728,120	15,399,720	1,073,278,622	63,129,684	62,423,920	1,105,718,468	0.631080	0.417300	98%	821,719	543,359	2,075,021	1,372,102
2017	9,728,120	15,399,720	1,073,278,622	65,654,872	64,920,877	1,122,304,245	0.631080	0.417300	98%	955,355	200,492	3,030,376	1,572,595
2018	9,728,120	15,399,720	1,073,278,622	68,281,067	67,517,712	1,139,138,809	0.631080	0.417300	98%	1,091,772	269,338	4,122,147	1,841,933
2019	9,728,120	15,399,720	1,073,278,622	71,012,309	70,218,420	1,156,225,891	0.631080	0.417300	98%	1,231,042	339,216	5,353,190	2,181,149
2020	9,728,120	15,399,720	1,073,278,622	73,852,802	73,027,157	1,173,569,280	0.631080	0.417300	98%	1,373,242	410,143	6,726,432	2,591,291
2021	9,728,120	15,399,720	1,073,278,622	76,806,914	75,948,243	1,191,172,819	0.631080	0.417300	98%	1,518,448	482,133	8,244,880	3,073,424
2022	9,728,120	15,399,720	1,073,278,622	79,879,190	78,986,173	1,209,040,411	0.631080	0.417300	98%	1,666,741	555,203	9,911,622	3,628,628
2023	9,728,120	15,399,720	1,073,278,622	83,074,358	82,145,620	1,227,176,017	0.631080	0.417300	98%	1,818,203	629,370	11,729,825	4,257,997
2024	9,728,120	15,399,720	1,073,278,622	86,397,332	85,431,445	1,245,583,657	0.631080	0.417300	98%	1,972,919	704,648	13,702,744	4,962,646
2025	9,728,120	15,399,720	1,073,278,622	89,853,226	88,848,703	1,264,267,412	0.631080	0.417300	98%	2,130,978	781,056	15,833,722	5,743,702
2026	9,728,120	15,399,720	1,073,278,622	93,447,355	92,402,651	1,283,231,424	0.631080	0.417300	98%	2,292,470	858,610	18,126,192	6,602,312
2027	9,728,120	15,399,720	1,073,278,622	97,185,249	96,098,757	1,302,479,895	0.631080	0.417300	98%	2,457,490	937,328	20,583,683	7,539,640
2028	9,728,120	15,399,720	1,073,278,622	101,072,659	99,942,707	1,322,017,093	0.631080	0.417300	98%	2,626,135	1,017,226	23,209,818	8,556,866
2029	9,728,120	15,399,720	1,073,278,622	105,115,565	103,940,415	1,341,847,350	0.631080	0.417300	98%	2,798,505	1,098,323	26,008,323	9,655,188
2030	9,728,120	15,399,720	1,073,278,622	109,320,188	108,098,032	1,361,975,060	0.631080	0.417300	98%	2,974,703	1,180,636	28,983,026	10,835,824
2031	9,728,120	15,399,720	1,073,278,622	113,692,995	112,421,953	1,382,404,686	0.631080	0.417300	98%	3,154,838	1,264,183	32,137,864	12,100,008
2032	9,728,120	15,399,720	1,073,278,622	118,240,715	116,918,831	1,403,140,756	0.631080	0.417300	98%	3,339,019	1,348,984	35,476,883	13,448,992
2033	9,728,120	15,399,720	1,073,278,622	122,970,344	121,595,585	1,424,187,867	0.631080	0.417300	98%	3,527,361	1,435,057	39,004,244	14,884,049
2034	9,728,120	15,399,720	1,073,278,622	127,889,157	126,459,408	1,445,550,685	0.631080	0.417300	98%	3,719,983	1,522,421	42,724,226	16,406,471
2035	9,728,120	15,399,720	1,073,278,622	133,004,724	131,517,784	1,467,233,946	0.631080	0.417300	98%	3,917,006	1,611,096	46,641,233	18,017,567
2036	9,728,120	15,399,720	1,073,278,622	138,324,913	136,778,496	1,489,242,455	0.631080	0.417300	98%	4,118,558	1,701,101	50,759,791	19,718,668
2037	9,728,120	15,399,720	1,073,278,622	143,857,909	142,249,635	1,511,581,092	0.631080	0.417300	98%	4,324,769	1,792,455	55,084,560	21,511,123
2038	9,728,120	15,399,720	1,073,278,622	149,612,226	147,939,621	1,534,254,808	0.631080	0.417300	98%	4,535,775	1,885,181	59,620,335	23,396,304
2039	9,728,120	15,399,720	1,073,278,622	155,596,715	153,857,206	1,557,268,630	0.631080	0.417300	98%	4,751,715	1,979,296	64,372,051	25,375,600
2040	9,728,120	15,399,720	1,073,278,622	161,820,583	160,011,494	1,580,627,660	0.631080	0.417300	98%	4,972,735	2,074,824	69,344,786	27,450,424
2041	9,728,120	15,399,720	1,073,278,622	168,293,406	166,411,954	1,604,337,075	0.631080	0.417300	98%	5,198,984	2,171,785	74,543,769	29,622,209
2042	9,728,120	15,399,720	1,073,278,622	175,025,143	173,068,432	1,628,402,131	0.631080	0.417300	98%	5,430,617	2,270,200	79,974,386	31,892,409
2043	9,728,120	15,399,720	1,073,278,622	182,026,148	179,991,169	1,652,828,163	0.631080	0.417300	98%	5,667,794	2,370,091	85,642,180	34,262,500
2044	9,728,120	15,399,720	1,073,278,622	189,307,194	187,190,816	1,677,620,585	0.631080	0.417300	98%	5,910,682	2,471,481	91,552,862	36,733,981

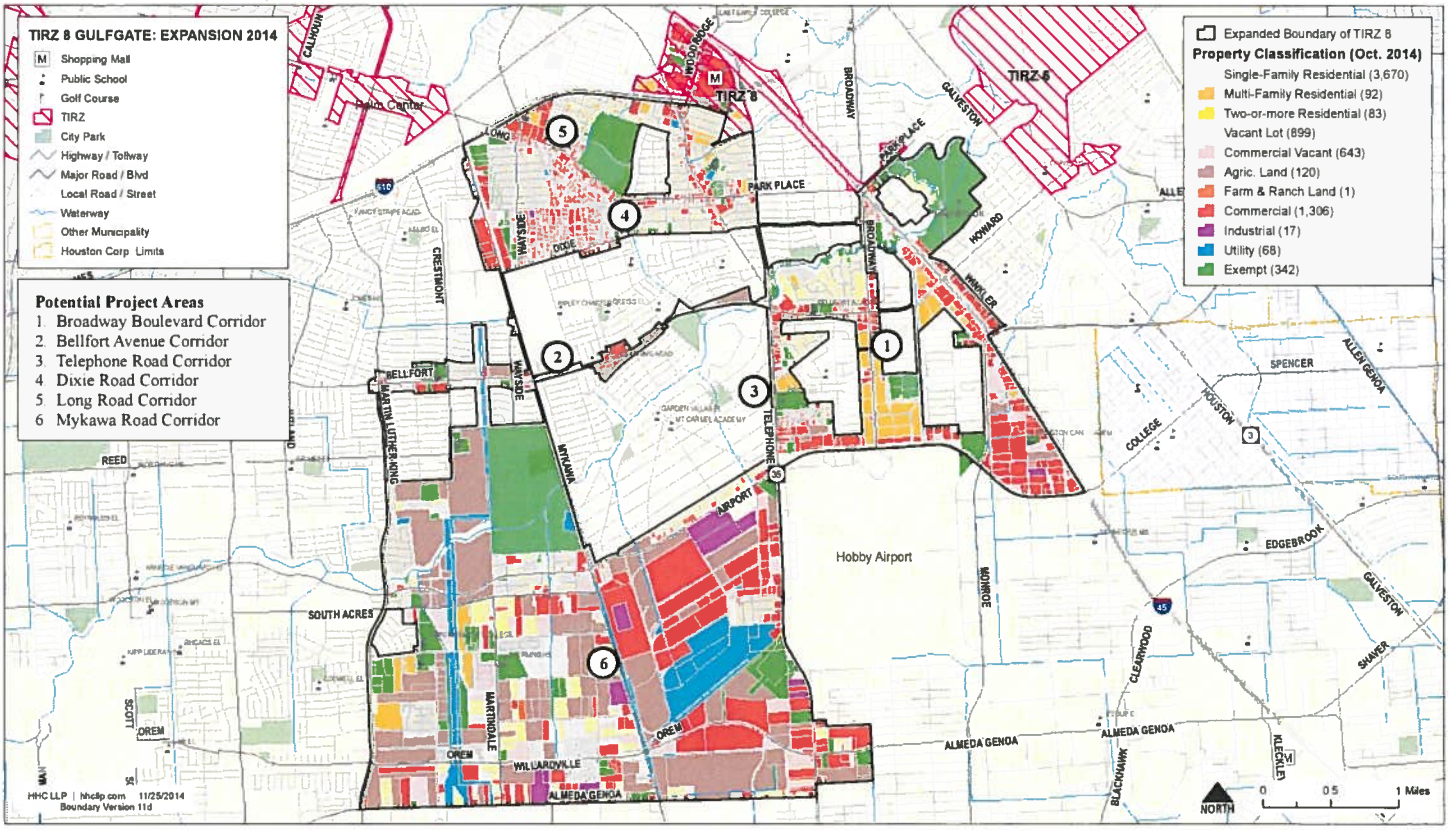
Notes:

Original and Annexed Area grow organically at 4%, New Annexed area grows at 1.5% annually

Harris County Amended Interlocal Agreement states that payment cap is 3,641,216 or December 31, 2020 for the original area and annexed area

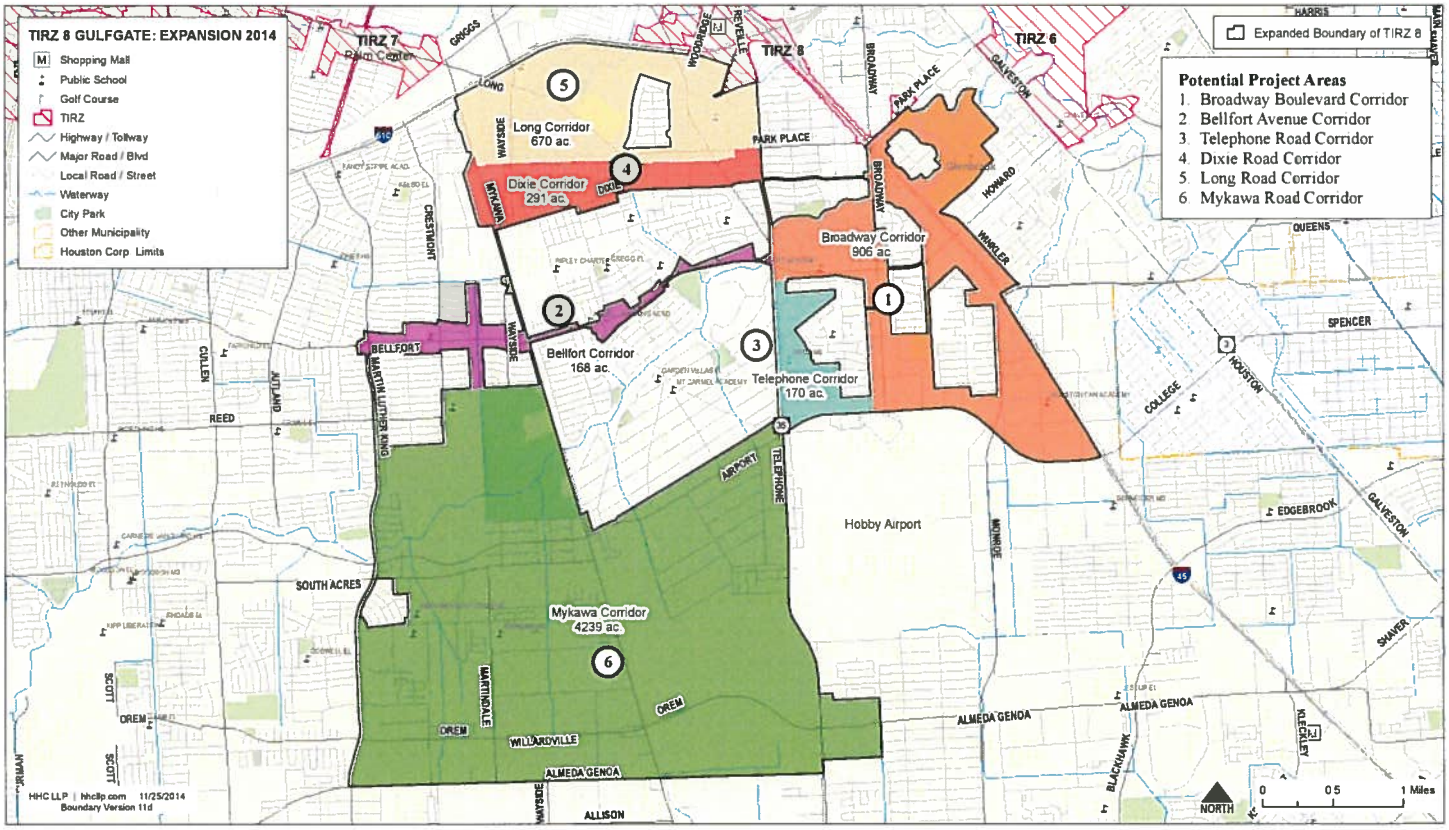
Harris County Increment Revenue for Tax Year 2017 and beyond is only for the new proposed annexed area

Map 1: Existing Land Use and Potential Improvement Projects

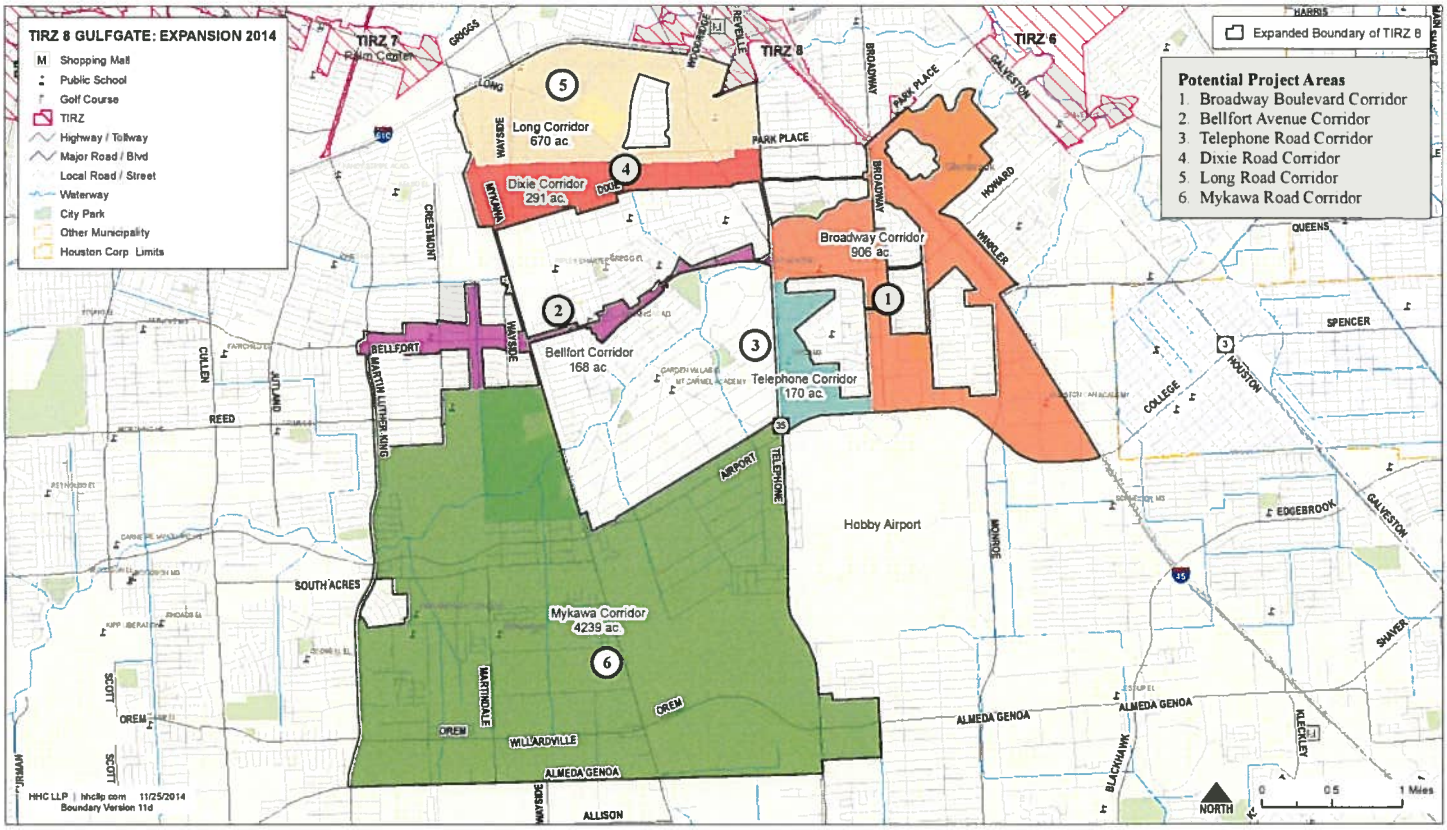


Red = Commercial, Pink = Comm'l Vacant, Purple = Industrial, Bright Yellow = Residential, Gray = Vacant Lot
Orange = Multi Family Apartment, Dark Yellow = Two or more Family Res., Brown = Agric. Land, Green = Exempt, Blue = Utility

Map 2: Project Corridors



Map 2: Project Corridors



CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District D, District I

Item Creation Date: 12/3/2014

MYR - Third Amendment Project & Financing Plan for Reinvestment Zone Number Eight (Gulfgate Zone)

Agenda Item#: 62.

Summary:
ORDINANCE related to **REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE ZONE)**; approving the Third Amended Project Plan and Reinvestment Zone Financing Plan for the Zone; authorizing the City Secretary to distribute such plans **DISTRICTS D - BOYKINS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBERS BOYKINS and KUBOSH**
This was Item 88 on Agenda of December 10, 2014

Background:
RECOMMENDATION: (Summary)
City Council adopt an ordinance to annex additional territory into Reinvestment Zone Number Eight (Gulfgate Zone) and to approve the Third Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Eight (Gulfgate Zone).

SPECIFIC EXPLANATION:
City of Houston Tax Increment Reinvestment Zone Number Eight ("Zone") was created by City Council ("City") by Ordinance No 1997-1524 on December 10, 1997 encompassing approximately 67 acres. Subsequently, City Council approved a Project Plan and Reinvestment Zone Financing Plan ("Plan") for the Zone by Ordinance No. 1997-1572 on December 17, 1997 and created the Gulfgate Redevelopment Authority ("Authority") by Resolution No. 1997-0066 on December 10, 1997 to implement the Plan. City Council approved annexation (Ordinance 1999-0706) and the First Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0707) on July 7, 1999. Approximately 185 acres were added to the Zone at that time. City Council approved the Second Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0824) on August 11, 1999.

On November 5, 2014, the Board of Directors of the Zone approved a proposed Third Amended Project Plan and Reinvestment Zone Financing Plan (the "Amended Plan") and transmitted it to City Council for consideration and approval. The Amended Plan provides for an expanded boundary that will add approximately 7,838 acres to the Zone's current footprint. The proposed expanded area will include William P. Hobby airport and the following corridors selected for various infrastructure improvement projects: Broadway Boulevard, Bellfort Avenue, Telephone Road, Dixie Road, Long Road, and Mykawa Road. The Amended Plan also contemplates a life extension of the Zone to December 31, 2044.

The proposed boundary enlargement of the Zone and the proposed life extension of the Zone would allow the Zone to reconstruct deteriorating infrastructure, encourage redevelopment in blighted neighborhoods, and improve green space and recreational amenities for area residents.

Accordingly, the Administration recommends that City Council approve enlarging the boundaries of the Zone and approve the Third Amended Plan for the Zone.

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

Prior Council Action:
Ord. 1997-1524, 12/10/97; Res. 1997-0066, 12/10/97; Ord. 1997-1572, 12/17/97; Ord. 1999-0706, 7/7/99; Ord.

1999-0707, 7/7/99; Ord. 1999-0824, 8/11/99

Amount of Funding:
No funding required

Contact Information:
Gwendolyn Tillotson Phone: (832) 393-0937

ATTACHMENTS:

Description	Type
RCA-TIRZ 8 Gulfgate PP 3rd Amendment	Signed Cover sheet
TIRZ 8 plan amendment ORD	Ordinance/Resolution/Motion
TIRZ 8 Gulfgate Zone creation	Backup Material
TIRZ 8 Gulfgate Zone AOI	Backup Material
TIRZ 8 Gulfgate Zone Project Plan	Backup Material
TIRZ 8 Gulfgate PP 1st Amend	Backup Material
TIRZ 8 Gulfgate PP 2nd Amend	Backup Material
TIRZ 8 Gulfgate Zone boundary englargement	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA #**

SUBJECT: Ordinance to approve a Third Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Eight (Gulfgate Zone)	**Category #**	**Page** 1 of 1	**Agenda Item#**
FROM: (Department or other point of origin): Andrew F. Icken Chief Development Officer	**Origination Date**		**Agenda Date**
DIRECTOR'S SIGNATURE:	**Council Districts affected:** D, I		
For additional information contact: Gwendolyn Tillotson **Phone:** (832) 393-0937	**Date and identification of prior authorizing Council Action:** Ord. 1997-1524, 12/10/97; Res. 1997-0066, 12/10/97; Ord. 1997-1572, 12/17/97; Ord. 1999-0706, 7/7/99; Ord. 1999-0707, 7/7/99; Ord. 1999-0824, 8/11/99		

RECOMMENDATION: (Summary)
City Council adopt an ordinance to annex additional territory into Reinvestment Zone Number Eight (Gulfgate Zone) and to approve the Third Amended Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Eight (Gulfgate Zone)

Amount of Funding: No funding required

SOURCE OF FUNDING: **[ ] General Fund** **[ ] Grant Fund** **[ ] Enterprise Fund** **[X] N/A**

SPECIFIC EXPLANATION:
City of Houston Tax Increment Reinvestment Zone Number Eight ("Zone") was created by City Council ("City") by Ordinance No 1997-1524 on December 10, 1997 encompassing approximately 67 acres. Subsequently, City Council approved a Project Plan and Reinvestment Zone Financing Plan ("Plan") for the Zone by Ordinance No. 1997-1572 on December 17, 1997 and created the Gulfgate Redevelopment Authority ("Authority") by Resolution No. 1997-0066 on December 10, 1997 to implement the Plan. City Council approved annexation (Ordinance 1999-0706) and the First Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0707) on July 7, 1999. Approximately 185 acres were added to the Zone at that time. City Council approved the Second Amendment to the Project Plan and Reinvestment Zone Financing Plan (Ordinance 1999-0824) on August 11, 1999.

On November 5, 2014, the Board of Directors of the Zone approved a proposed Third Amended Project Plan and Reinvestment Zone Financing Plan (the "Amended Plan") and transmitted it to City Council for consideration and approval. The Amended Plan provides for an expanded boundary that will add approximately 7,838 acres to the Zone's current footprint. The proposed expanded area will include the following corridors selected for various infrastructure improvement projects: Broadway Boulevard, Bellfort Avenue, Telephone Road, Dixie Road, Long Road, and Mykawa Road as reflected in Exhibit Map 1 in the Amended Plan. The Amended Plan also contemplates a life extension of the Zone to December 31, 2044.

The proposed boundary enlargement of the Zone and the proposed life extension of the Zone would allow the Zone to reconstruct deteriorating infrastructure, encourage redevelopment in blighted neighborhoods, and improve green space and recreational amenities for area residents.

Accordingly, the Administration recommends that City Council approve enlarging the boundaries of the Zone and approve the Third Amended Plan for the Zone.

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

REQUIRED AUTHORIZATION

Other Authorization:	**Other Authorization:**	**Other Authorization:**

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District C, District D, District I

Item Creation Date: 12/3/2014

MYR - Annex Additional Territory into Reinvestment Zone Number Two (Midtown Zone)

Agenda Item#: 63.

Summary:
ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER TWO**, **CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)** - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBERS COHEN, KUBOSH and BOYKINS**
This was Item 89 on Agenda of December 10, 2014

Background:
RECOMMENDATION: (Summary)
City Council adopt an ordinance to annex additional territory into Reinvestment Zone Number 2 (Midtown Zone) and to approve a Sixth Amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Two (Midtown Zone).

SPECIFIC EXPLANATION:
City of Houston Tax Reinvestment Zone Number Two, City of Houston, Texas ("Zone"), was created by Ordinance No. 1994-1345 on December 14, 1994. City Council authorized the creation of the Midtown Redevelopment Authority by Resolution No. 1995-0096 on June 28, 1995, and approved a Project Plan and Reinvestment Zone Financing Plan (Plan) for the Midtown Zone by Ordinance No. 1997-0600 on May 28, 1997. Subsequently, City Council approved the First Amendment to the Plan by Ordinance No. 1997-1338 on October 22, 1997, the Second Amendment to the Plan by Ordinance No. 1999-0850 on August 11, 1999, the Third Amendment to the Plan by Ordinance No. 2009-1395 on December 29, 2009, the Fourth Amendment to the Plan by Ordinance No. 2011-0534 on June 22, 2011, and the Fifth Amendment to the Plan by Ordinance No. 2013-0638 on July 10, 2013.

It is recommended that City Council annex approximately 235 acres into the Zone. The proposed annexation will enhance the Zone's Cultural and Tourism District as well as provide for utility and street and streetscape improvements along certain commercial corridors to enhance pedestrian access, mobility and connectivity.

The boundaries of the proposed area are as follows: Land Group 1: Northern boundary of Jackson Blvd, Western boundary of Yoakum Blvd, Southern boundary of Hwy 59, Eastern boundary of Roseland St; Land Group 2: Northern boundary of California St, Western boundary of Commonwealth St, Southern boundary of Lovett Blvd, Eastern boundary of Yoakum Blvd; Land Group 3: Northern boundary of Westheimer Rd, Western boundary of Roseland St, Southern boundary of Lovett Blvd, Eastern boundary of Brazos St; Land Group 4: Northern boundary of Marshall St, Western boundary of Roseland St, Southern boundary of Sul Ross St, Eastern boundary of Spur 527; Land Group 5: Northern boundary of Colquitt St, Western boundary of Roseland St, Southern boundary of Oakley St, Eastern boundary of Spur 527; Land Group 6: Northern boundary of W Alabama St, Western boundary of Dunlavy St, Southern boundary W Main St, Eastern boundary of Yoakum Blvd; Land Group 7: Northern boundary of Colquitt St, Western boundary of S Shepherd Dr, Southern boundary of Hwy 59, Eastern boundary of Yoakum Blvd; Land Group 8: Northern boundary of Hwy 59, Western boundary of Bayard Ln, Southern boundary of Hermann Dr, Eastern boundary of Austin St.

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

Prior Council Action:
Ord. No. 1994-1345, 12/14/94; Res. No. 1995-0096, 06/28/95; Ord. No. 1995-1322, 12/13/95; Ord. No. 1997-0600, 05/28/97; Ord. No. 1997-1338,10/22/97; Ord. No. 1997-1540, 12/10/97; Ord. No. 1998-0301, 04/22/98; Ord. No. 1999-0849, 08/11/99; Ord. No. 1999-0850, 08/11/99; Ord. No. 2000-0494, 06/07/00; Ord. No. 2009-

1395, 12/29/09; Ord. No. 2009-1396, 12/29/09, Ord. No. 2011-0534, 06/22/11, Ord. No. 2013-0638, 07/10/11

Amount of Funding:
No funding required

Contact Information:
Gwendolyn Tillotson Phone: (832) 393-0937

ATTACHMENTS:

Description	Type
RCA-TIRZ 2 Midtown Zone Additional Territory	Signed Cover sheet
TIRZ 2 Midtown Zone creation	Backup Material
TIRZ 2 Midtown Zone AOI	Backup Material
TIRZ 2 Midtown Zone Project Plan	Backup Material
TIRZ 2 Midtown Zone PP 1st Amend	Backup Material
TIRZ 2 Midtown Zone PP 2nd Amend	Backup Material
TIRZ 2 Midtown Zone PP 3rd Amend	Backup Material
TIRZ 2 Midtown Zone PP 4th Amend	Backup Material
TIRZ 2 Midtown Zone PP 5th Amend	Backup Material
TIRZ 2 Midtown Zone Bond Issuance Agmt	Backup Material
TIRZ 2 Midtown Zone Tri-Party 1st Amend	Backup Material
TIRZ 2 Midtown Zone Tri-Party 2nd Amend	Backup Material
TIRZ 2 Midtown Zone boundary enlargment	Backup Material
TIRZ 2 Midtown Zone boundary enlargment	Backup Material
TIRZ 2 Midtown Zone boundary enlargment	Backup Material
MYR-Midtown Zone boundary PROJECT PLAN	Contract/Exhibit
MYR - Annex Additional Territory into Reinvestment Zone Number Two (Midtown Zone) MAP	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA #**

SUBJECT: An Ordinance to annex additional territory into Reinvestment Zone Number Two (Midtown Zone).	**Category #**	**Page** 1 of 1	**Agenda Item#**
FROM: (Department or other point of origin): Andrew F. Icken, Chief Development Officer	**Origination Date**		**Agenda Date**
CHIEF DEVELOPMENT OFFICER'S SIGNATURE:	**Council Districts affected:** C,D & I		
For additional information contact: Gwendolyn Tillotson **Phone:** (832) 393-0937	**Date and identification of prior authorizing Council Action:** Ord. No. 1994-1345, 12/14/94; Res. No. 1995-0096, 06/28/95; Ord. No. 1997-0600, 05/28/97; Ord. No. 1997-1338,10/22/97; Ord. No. 1997-1540, 12/10/97; Ord. No. 1998-0301, 04/22/98; Ord. No. 1999-0850, 08/11/99; Ord. No. 2000-0494, 06/07/00; Ord. No. 2009-1395, 12/29/09, Ord. No. 2011-0534, 06/22/11, Ord. No. 2013-0638, 07/10/11		

RECOMMENDATION: (Summary)
City Council adopt an ordinance to annex additional territory into Reinvestment Zone Number 2 (Midtown Zone) and to approve a Sixth Amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Two (Midtown Zone).

Amount of Funding: No Funding Required

SOURCE OF FUNDING: **[ ] General Fund** **[ ] Grant Fund** **[ ] Enterprise Fund** **[X] N/A**

SPECIFIC EXPLANATION:

City of Houston Tax Reinvestment Zone Number Two, City of Houston, Texas ("Zone"), was created by Ordinance No. 1994-1345 on December 14, 1994. City Council authorized the creation of the Midtown Redevelopment Authority by Resolution No. 1995-0096 on June 28, 1995, and approved a Project Plan and Reinvestment Zone Financing Plan (Plan) for the Midtown Zone by Ordinance No. 1997-0600 on May 28, 1997. Subsequently, City Council approved the First Amendment to the Plan by Ordinance No. 1997-1338 on October 22, 1997, the Second Amendment to the Plan by Ordinance No. 1999-0850 on August 11, 1999, the Third Amendment to the Plan by Ordinance No. 2009-1395 on December 29, 2009, the Fourth Amendment to the Plan by Ordinance No. 2011-0534 on June 22, 2011, and the Fifth Amendment to the Plan by Ordinance No. 2013-0638 on July 10, 2013.

It is recommended that City Council annex approximately 235 acres into the Zone. The proposed annexation will enhance the Zone's Cultural and Tourism District as well as provide for utility and street and streetscape improvements along certain commercial corridors to enhance pedestrian access, mobility and connectivity.

The boundaries of the proposed area are as follows: **Land Group 1:** Northern boundary of Jackson Blvd, Western boundary of Yoakum Blvd, Southern boundary of Hwy 59, Eastern boundary of Roseland St; **Land Group 2:** Northern boundary of California St, Western boundary of Commonwealth St, Southern boundary of Lovett Blvd, Eastern boundary of Yoakum Blvd; **Land Group 3:** Northern boundary of Westheimer Rd, Western boundary of Roseland St, Southern boundary of Lovett Blvd, Eastern boundary of Brazos St; **Land Group 4:** Northern boundary of Marshall St, Western boundary of Roseland St, Southern boundary of Sul Ross St, Eastern boundary of Spur 527; **Land Group 5:** Northern boundary of Colquitt St, Western boundary of Roseland St, Southern boundary of Oakley St, Eastern boundary of Spur 527; **Land Group 6:** Northern boundary of W Alabama St, Western boundary of Dunlavy St, Southern boundary W Main St, Eastern boundary of Yoakum Blvd; **Land Group 7:** Northern boundary of Colquitt St, Western boundary of S Shepherd Dr, Southern boundary of Hwy 59, Eastern boundary of Yoakum Blvd; **Land Group 8:** Northern boundary of Hwy 59, Western boundary of Bayard Ln, Southern boundary of Hermann Dr, Eastern boundary of Austin St.

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

REQUIRED AUTHORIZATION

Other Authorization:	**Other Authorization:**	**Other Authorization:**

TAX INCREMENT REINVESTMENT ZONE NUMBER TWO
CITY OF HOUSTON, TEXAS

SIXTH AMENDED
PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN

December 2, 2014

REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS

Part G – Sixth Amended Project Plan and Reinvestment Zone Financing Plan

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Exhibit 1 – Project Costs Schedule[1]
Exhibit 2 – Transfer Schedule – All Entities
Exhibit 3A – Revenue Schedule – City of Houston (Original Area)
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Exhibit 5 – Revenue Schedule – Harris County (Original Area)
Exhibit 6A – Revenue Schedule – Houston Community College (Original Area)
Exhibit 6B – Revenue Schedule – Houston Community College (1995 Annexed Area)

[1] Several exhibits from past Project Plans have been removed for the sake of brevity. Removed exhibits include Net Revenue Schedule for all entities (previously Exhibit 2) and Master Revenue Schedules for each entity (City of Houston (previously Exhibit 3), HISD (previously Exhibit 4), Harris County (previously Exhibit 5)).

Exhibit 6C – Revenue Schedule – Houston Community College (1999 Annexed Area)

REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS
Sixth Amended Project Plan and Reinvestment Zone Financing Plan

Introduction

The Reinvestment Zone Number Two, City of Houston, Texas, ("T.I.R.Z. #2," "Midtown," or "Zone") was created by the City Council of the City of Houston, Texas ("City") on December 14, 1994, by Ordinance No. 94-1345 and enlarged by Ordinance No. 95-1322 and subsequent ordinances as described herein. The primary goals of the Zone are to provide a source of funding through tax increments generated by redevelopment to eliminate the blight and substandard conditions existing and provide a way to remediate unsafe and unsanitary conditions in the Zone, and encourage the sound growth of the residential, retail, and commercial sectors in the Zone through the design and construction of improved streets, streetscape enhancements, pedestrian amenities, public utility system upgrades, parkland improvements, public infrastructure, and historic preservation of the various buildings designated as historic structures.

Section One

The Part A & B Plan

In May 1997 the City approved Midtown's initial Project Plan and Reinvestment Zone Financing Plan by Ordinance No. 97-600, as amended on October 22, 1997, by Ordinance No. 97-1338 (collectively, "Part A & B Plan"). The Part A & B Plan consisted of a comprehensive plan for redevelopment in the Zone with project costs consisting of the following categories: housing; historic preservation; park acquisition; park and gateway development; existing park development; bike paths; streets, alleys and utilities; plazas along Main Street; demolition; security enhancements; pedestrian pathways; streetscapes along major streets, including Westheimer/Elgin and Alabama; and Main Street improvements.

The Part C Plan

In August 1999, the City approved the second amendment to the Project Plan and Reinvestment Zone Financing Plan ("Part C Plan") by Ordinance No. 99-850. The Part C Plan addressed the addition of approximately 153 acres to the Zone and increased the project costs of the Zone to $434,622,411. The Part C Plan restated and affirmed the goals and objectives included in the Part A and B Plan.

The Part D Plan

In December 2009, the City approved a third amendment to the Project Plan and Reinvestment Zone Financing Plan ("Part D Plan") by Ordinance No. 2009-1395, which approved the Part D Plan, and approved the enlargement of the Zone by Ordinance No. 2009-1396. The Part D Plan designated a Cultural and Tourism District, composed of the then-existing boundaries of the Zone and addressed the annexation of additional acres to the south of the Zone. The Part D Plan authorized use of Chapter 380, Texas Local Government Code, to provide grants ("Chapter 380 Grants") to cultural facilities to enhance and continue vitality of existing cultural facilities in the Zone and promote the creation of new cultural facilities. The Part D Plan also authorized creation of additional economic development programs for developing or expanding growth of the Zone's tax base, transportation, business, commerce and tourism activities that would provide for public infrastructure improvements, parking facilities, and the establishment or promotion of public facilities. The Part D Plan restated and affirmed the goals and objectives included in the Part A, B and C Plans.

The Part E Plan

In June 2011, the City approved the fourth amendment to the Project Plan and Reinvestment Zone Financing Plan ("Part E Plan") by Ordinance No. 2011-534. The Part E Plan extended the duration of the Zone to December 31, 2033, and updated the revenue schedule and project costs to reflect the extended duration and the participation of the Houston Community College in the Zone. The Part E Plan restated and affirmed the goals and objectives included in the Part A, B, C and D Plans.

The Part F Plan

In July 2013 the City approved the Fifth Amendment to the Project Plan and Reinvestment Zone Financing Plan (Part F Plan) by Ordinance No. 2013-638. The Part F Plan consisted of and updated the revenue schedule and project costs to reflect anticipated use of expenditures for the renewal, replacement, maintenance, and operation for capital project costs of the Zone. The Part F Plan restated and affirmed the goals and objectives included in the Part A, B, C, D and E Plans.

Section Two

The Part G Plan

The Zone and the City now propose the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan ("Part G Plan"). The Part G Plan consists of (i) a summary of the redevelopment efforts of the Zone; (ii) a restatement of the Zone's redevelopment goals for the Zone, (iii) the redesignation of the Zone's project cost categories and allocations to align with the current goals and objectives of the Zone, and (iv) the anticipated use of expenditures for the renewal, replacement, maintenance, and operation for capital project costs of the Zone. The Part G Plan provides for the annexation of an additional 235+ acres, increases Zone project costs by $161,128,444 to facilitate, cause or undertake the acquisition, construction , improvement, and/or investment in the following: (i) creation or improvement of greenspace and parkland to support and induce the construction and development of mixed use projects and the expansion of certain cultural facilities to enhance and grow cultural tourism within the Zone; (ii) utility upgrades, street improvements, pedestrian enhancements and streetscape improvements; (iii) to acquire, construct, and improve certain public infrastructure, including infrastructure to stimulate the development of affordable housing; and (iv) to support transportation initiatives to enhance connectivity (in all forms, e.g., pedestrian, bike, car, mass transit, etc.) of the various communities within the Zone. This expansion furthers the Zone's stated cultural mission and allows the natural expansion of the Zone consistent with prior annexations. The Part G plan incorporates and restates and affirms the goals and objectives included in the Part A, B, C, D, E and F plans.

The Part G Plan also extends the duration of the Zone to December 31, 2048 to provide for the financing of Zone improvements.

A. Summary of Redevelopment Efforts

Significant redevelopment and reinvestment has occurred in Midtown since its inception. With the increased demand for urban living, especially along mass transit corridors and near centers of employment, Midtown is continuing to see positive private investment, primarily multi-family housing and mixed use development.

While the initial wave of development in Midtown occurred in the northwest quadrant and east central quadrant of the Zone (just outside of a common 5-minute walking distance from mass transit), new development opportunities are emerging around the McGowen Station,

HCC/Ensemble Station, and along the cultural district corridors (Main and Montrose). As capital improvements are focused on key corridors and destinations within the Zone, redevelopment efforts will continue to grow provided sufficient public and private investment is offered. The link between capital improvements and redevelopment opportunities is evidenced by both the building of mid-rise construction around areas of existing and proposed capital improvements and the demand and lease rates that give rise to development patterns that extend beyond standard "stick built" multi-family housing to mid-rise, mixed use development.

Over the past 40 years, the infrastructure in the annexed areas has eroded to the point of being substandard and simply exhausted, reaching the end of its lifespan. As detailed in Map 1, the Zone expects to undertake certain improvements that support goals articulated in the Project Plan.

As Midtown continues to create a place of enhanced quality of life, public improvements are focusing on creating pedestrian-oriented and walkable complete streets; utilities and infrastructure; parks and plaza spaces; cultural resources; district portals; parking; and overall safety and comfort in the public domain. Improving these valuable elements will assist in making Midtown a premier area in the City for redevelopment and reinvestment. The Zone will continue to partner with the Midtown Management District and other public entities in the annexed areas to achieve these goals.

B. Redevelopment Plan Concepts and Goals

The redevelopment concepts and goals of the Part G Plan restate the prior redevelopment concepts and goals, updated based on the results of the Zone's redevelopment efforts. To the extent that prior statements of redevelopment concepts conflict with the concepts and goals articulated in the Part G Plan, the concepts and goals outlined below control.

Targeted real estate acquisitions of blighted properties in certain areas of the Zone, including the Main Street Corridor, in order to catalyze development throughout the Zone and utilize the benefits of mass transit.

Targeted real estate acquisitions of blighted properties spur redevelopment in the Zone. The Part A Plan envisioned Main Street as the focus area of activities. In practice, however, since Main Street itself is limited by the practicalities of on-street light rail and the limited availability of parking, the streets intersecting and parallel to Main Street have benefited. The Main Street Corridor, consisting of not only Main Street itself but Travis Street and Fannin Street running parallel thereto, is a vital set of arteries through the Zone with various development efforts planned. The Zone has acquired material tracts along the Main Street Corridor, including the parcels of land that will soon comprise Midtown Park (a.k.a Superblock Park), which will be a focal point for the Main Street Corridor and consist of a 3-acre urban park with restaurant pads and a subterranean parking garage with over 350 spaces. The Zone also acquired the land and improvements in the northern and southern quadrant of Main Street, which represents approximately 100,000 square feet of property along the Main Street Corridor. These acquisitions on the northern and southern portions of the Main Street Corridor expect to stimulate surrounding redevelopment. With respect to the annexed areas, the Zone does not anticipate significant real estate acquisitions as it is expected that the private sector will drive development; Midtown will work to improve public infrastructure consistent with the Project Plan in an effort to stimulate reinvestment/redevelopment in the annexed area.

The Zone will continue to work to develop the central, northern and southern nodes of the Main Street Corridor by utilizing already-owned properties, targeted acquisitions of additional property

or inducing other complementary projects all of which will be linked by the light rail and other amenities. Increased residential density and commercial uses serving such residents along the Main Street Corridor promote increased access to the light rail and in turn ridership. Accordingly, the Zone plans to leverage federal transportation grants to improve public infrastructure in and around the Main Street Corridor and for development of parking facilities for light rail users. Like Main Street, Montrose Boulevard offers the opportunity to stimulate growth throughout the Montrose communities, in particular, in the areas between Montrose, Richmond, Alabama, Dunlavy, and the areas that constitute the core of the "Museum District". Through targeted public infrastructure investments, the Zone seeks to enhance pedestrian mobility and create opportunities for a modern transportation system that accommodates all forms of transportation (mass transit, car transit, pedestrian, and bike transit). Due to the increased land mass of the Zone, additional transportation studies will be required to determine the approximate investment to determine future transportation initiatives and to evaluate the appropriate public entities to invest in such improvements. Additionally, property acquisition in and around the Main Street Corridor will enable the design and construction of walkable sidewalks, allowing pedestrians to more easily access mass transit and encouraging the expansion of rail, bus and shuttle services.

Development of open green space, parks, plazas, public squares, and other similar improvements within the Zone.

The Zone's continued development of new green space and redevelopment of existing green spaces is vital for the creation of cohesive and vibrant communities within the Zone as well as attracting residents from surrounding communities. As the Part A Plan articulated, there continues to be a need for public open spaces in contrast to limited private outdoor space today, and the Zone's public improvements consisting of parks, plazas, public squares and landscaping in public right-of-way (as further described in Section Two, A. Summary of Redevelopment Efforts above) carry out the vision for creating community with open spaces, connectivity and mixed uses along its corridors. Parks and plazas help foster social interactions that define the public realm and urban culture, especially as urban infill continues. In addition to Midtown Park, which is currently under design, the Zone has completed the renovation of its park on Bagby St., Baldwin Park, and Glover Park. Additionally, the Zone owns and controls certain green spaces adjacent to existing developments which may be redeveloped in the future. The Zone expects the development of plazas and public squares to complement cultural facilities in the Zone, especially within the annexed areas. The annexed areas contain many significant cultural institutions that will benefit from the development of public spaces that compliments the walkable nature of the Cultural District in the annexed areas. Since many of the Zone's key cultural institutions are in the Cultural District of the annexed area, the development of such amenities must be consistent with those institutions and keep pace with increased residential density throughout the Zone and the evolution of amenities desired by such residents.

Enhancement of public infrastructure within the Zone to proactively facilitate redevelopment.

As described in Summary of Redevelopment Efforts herein, the Zone has upgraded significant portions of the streetscape, sidewalks and utilities throughout Midtown. The Zone has expedited capital improvement projects by managing the projects and using tax increment to finance them. Map 1, attached hereto, depicts completed public infrastructure improvement projects and planned future projects. Midtown will continue to enhance public infrastructure in the Zone in order to keep pace with expanding demands that have resulted in part because of Midtown's own successful redevelopment efforts.

In addition to Main Street, the annexed area will contain significant portions of Montrose, which is a signature boulevard of the area. Investment to the streetscape of Montrose, in conjunction with rebuilding or renovating the arterial streets of the annexed areas offer development opportunities and will provide natural linkages between "Montrose" communities and Midtown. Midtown has successfully created infrastructure and streetscape improvements that work in harmony with transit options to create a seamless walkable community. The annexation allows for similar improvements to allow transit riders to connect from existing transit framework to cultural facilities in the annexed area. Midtown expects to work with the private and public sectors to develop in a manner consistent with the character and scale of the neighborhood.

Implementation of development guidelines relating to public infrastructure and amenities to promote diverse mixed use neighborhoods and communities within the Zone.

Midtown expects to develop and implement development guidelines for public infrastructure that induces and supports private development, public access, walkable sidewalks, connectivity and sustainable construction. As indicated on page 10 of the Part A Plan, a major concept is the development of streetscape and buildings that acknowledge and respect the perspective and needs of pedestrians using the sidewalks and other pathways. The development guidelines will serve as a guidepost to private developers for how such projects interact with public space and the Zone or other public entities for public improvements in and around private developments. Midtown expects to work closely with the City to accomplish these guidelines and to ensure that they work in harmony with all existing policy directives of the City. The goal is to elevate the standard for livability in Midtown and cohesion among the diverse mixed use neighborhoods and commercial uses and is tailored to promote connectivity among these areas.

It is not currently anticipated that land use restrictions will be implemented as contemplated in Chapter 311 of the Texas Tax Code.

Creation and inducement of expanded parking facilities within the Zone and the acquisition of real estate therefor.

There is a significant need for parking facilities in Midtown due to its location between two of the City's main workforce areas (Downtown and the Texas Medical Center); access to mass transit; the mixed use development of retail, single family and multi-family housing;and cultural and entertainment venues that attract visitors to the Zone. Midtown intends to evaluate the need and identify strategic locations for the construction or inducement of such facilities that will constitute public infrastructure under the Project Plan. The Zone may develop and/or construct parking facilities with a management contract in place or partner with or provide subsidy to other entities for parking facilities. Enhanced parking options along the light rail present opportunities for additional visitors to Midtown and would enhance retail and commercial facilities in and around the parking and light rail stops within the Zone. Additionally, some parking facilities may qualify for federal grants, allowing Midtown to leverage tax increment and use such increment for other redevelopment efforts.

Acquisition and development of mass transit-accessible and sustainable affordable housing.

The Zone has assembled property within the limits of the City to be developed for sustainable affordable housing in order to serve two major workplaces within the City's core. The expansion of light rail within the area presents additional opportunities to develop housing for residents of this community with nearby convenience of alternative transportation. As Midtown continues to focus on development of sustainable affordable housing with community partners, the land

acquisition and redevelopment efforts will further focus on acquiring land along the expanded mass transit lines in the City's historic Third Ward and developing projects that have a nexus with mass transit and public facilities like libraries, schools, recreational facilities and hike and bike trails. Additionally, in order to maximize use of the Zone's affordable housing holdings, Midtown has partnered with private developers of mixed income residential housing in circumstances that make sense given community dynamics and in some instances participating in multi-party contracts with community development corporations and private developers.

As of the date hereof, Midtown has induced over 100 units of affordable housing throughout the City of Houston, and will continue to work with the City and other partners to foster further development. To support and enhance affordable housing within the Midtown community, Midtown is pursuing strategic partnerships with one or more not for profit corporations to create holistic institutions to stimulate affordable housing and other social services to create a strong, vibrant neighborhood within the Zone.

Award of selective cultural facility grants to support cultural facilities in the Zone.

Midtown was designated by the Texas Commission on the Arts as a Cultural District and contains approximately 31 cultural education facilities. This blue ribbon award from the state of Texas is anticipated to galvanize the growing number of cultural facilities in the Zone. Midtown has made grants of tax increment, as directed by the City and consistent with its Project Plan and Chapter 380 Grants, to various cultural facilities in the Zone for portions of both construction and land costs. The Zone anticipates continuing to provide selective grants to new, existing and emerging cultural facilities in the Zone that serve to strengthen the Cultural District and serve catalysts for redevelopment that supports retail uses to complement the visitors' experience in the Cultural District. Midtown will adopt a policy for criteria and evaluation of such cultural facilities and has set aside herein certain project costs for grants to cultural facilities in the Zone.

C. Authorized Projects and Project Costs

The amended and restated project costs are detailed below. Additionally, attached hereto as **Exhibit 1** is a schedule of Zone's project costs, details of adjustments in the project costs from Plan A to Plan F and amounts remaining under each project costs category as of June 30, 2014. Exhibit 1A is a schedule of the Zone's project costs for Plan G. The Zone may adjust costs among line items as costs and priorities change. The dollar amounts for each category are approximate and to the extent inflation or other factors impact actual costs, the amounts may be amended from time to time by the Board of Directors of the Zone, upon approval or applicable annual budgets by the City Council.

Summary of Project Costs [1]

Financing Costs [2]	$	81,401,405
Real Property Assembly	$	25,533,106
Professional Services	$	6,966,225
Capital Projects		
School & Educ./Cultural	$	83,770,000
Housing	$	154,876,098
Cultural and Places of Public Assembly Facilities	$	16,686,026
Historic Preservation	$	139,992
Parks and Paths	$	54,903,254
Public Infrastructure [3]	$	48,370,200
Streets and Utilities [4]	$	106,983,856
Streetscape and Gateways	$	40,773,654
Security Equip	$	1,576,282
Demolition and Cleanup	$	4,393,956
Total Capital Projects	$	626,374,053
Creation and Plan Expenses	$	557,300
Zone Operation	$	18,819,503
TOTAL		645,750,857

[1] Pursuant to Section E of the Part F Plan, 5% of all project costs for the Zone may be used for capital maintenance, replacement and renewal of projects completed with project cost regardless of category.

[2] Financing costs are expected to be less than the projected number as Midtown may choose pay-as-you-go options, or debt financing options that would lessen long term finance costs.

[3] Public Infrastructure includes parking facilities within the Zone and community infrastructure and institutions to stimulate affordable housing development in areas where Midtown has purchased real property for that purpose.

[4] The Zone and the Authority annually adopt a CIP. The CIP sets forth goals and objectives for project costs over a 5 year period. The 2014 CIP, as amended and adopted hereafter, is incorporated herein.

D. Chapter 380 Economic Development Programs.

As an alternative to direct investment in capital improvements to public infrastructure or investment in public infrastructure to stimulate private investment, the Zone may fund an economic development program to incentivize private enterprise in the Zone and serve as a catalyst for other business developments ("380 Programs"). The 380 Programs would induce private development paired with public investment to (i) support appropriate operation and maintenance of public infrastructure and facilities, including parks and recreational facilities, and (ii) develop and diversify the economy of the Zone, eliminate unemployment and underemployment in the Zone, and develop or expand transportation, business, and commercial activity in the Zone. The 380 Programs may also be paired with other financing mechanisms such as new market tax credits and related programs. The Zone may adopt a more formal program to address future conditions, and the 380 Programs outlined in this Plan shall constitute an economic development program of the Zone.

E. Maintenance and Sustainability

As a direct consequence of an expanding list of projects, particularly park and public space projects, the Zone must provide for the maintenance and operation of the Zone's existing and planned projects in the near term and in years to come beyond the duration of the Zone. In order to adequately provide for maintenance and sustainability, maintenance and operation is added as project costs in **Exhibit 1** attached hereto in an amount of up to 5% of total project costs for the Zone regardless of project cost category.

F. Project Plan

Existing Uses of Land (Texas Tax Code §311.011 (b)(1)): Map 2, attached hereto, depicts the existing land uses in the original and annexed areas of the Zone. The existing land uses include multi-family and single family residential, commercial, office, public and institutional, transportation, park and open spaces, and undeveloped land uses. It also provides key infrastructure improvements and infrastructure needs.

Proposed Changes of Zoning Ordinances, Master Plan of Municipality, Building Codes, and Other Municipal Ordinances (Texas Tax Code §311.011(b)(2)): All construction will be performed in conformance with the City's existing rules and regulations. There are no proposed changes to any City ordinance, master plan, or building code.

Estimated Non-Project Costs (Texas Tax Code §311.011 (b)(3)): The project costs included herein are inclusive of projects costs to be incurred by the Zone only. The costs that would otherwise be project costs but are derived from other parties, such as the U.S. Department of Transportation, are non-project costs and account for $2.5 million as of June 30, 2014, and are estimated to total $10 million for the life of the Zone.

Method of Relocating Persons to be Displaced, if any, as a Result of Implementing the Plan (Texas Tax Code §311.011 (b)(4)): It is not anticipated that any residents will be displaced or relocated as a result of the Part G Plan.

G. Reinvestment Zone Financing Plan

Estimated Project Costs (Texas Tax Code §311.011(c)(1)): Exhibit 1 details the proposed public improvement and administrative project costs. As set forth in the Part B Plan, the dollar amounts are approximate and may be amended from time to time by the Board of Directors of the Zone. The financing costs are a function of project financing needs and will vary with market conditions from the estimates shown on Exhibit 1. The project categories describe generally the kind of improvements contemplated by this Part G Plan.

Proposed Kind, Number, and Location of all Proposed Public Works or Public Improvements to be Financed in the Zone (Texas Tax Code §311.011(c)(2)): These details are described throughout the Plan, including but not limited to those presented in Map 1. Map 1 represents projected street, streetscape (including esplanade) and related transportation improvements (including certain bike pathways and other complete street elements). However, any street in the Zone is eligible for infrastructure improvements.

Economic Feasibility (Texas Tax Code §311.011(c)(3)): Exhibits 2 thru 6 constitute updated incremental revenue estimates for the remaining years of the Zone. The incremental revenue estimates are projected to be sufficient to cover the costs of the proposed redevelopment and infrastructure improvements in the Zone for the remainder of the Zone. The Plan estimates total project costs of $645,750,857 of which

$234,869,844 has already been expended during the life of the Zone through June 30, 2014, leaving $410,881,013 in remaining project costs including Part G Plan project costs. The increment revenue estimate for the remaining years of the Zone inclusive of all Zone participations is $428,622,842, assuming two percent (2%) growth per annum. The Zone and the City find and determine that the Part A Plan, Part B Plan, Part C Plan, Part D Plan, Part E Plan, Part F Plan, and Part G Plan are economically feasible.

Estimated Amount of Bond Indebtedness; Estimated Time When Related Costs or Monetary Obligations Incurred (Texas Tax Code §311.011(c)(4), §311.011 (c)(5)): Issuance of notes and bonds by the Zone will occur as tax increment revenues allow. The value and timing of the issuance of notes or bonds will correlate to debt capacity as derived from the attached revenue and project schedules, as well as actual market conditions for the issue and sale of such notes and bonds.

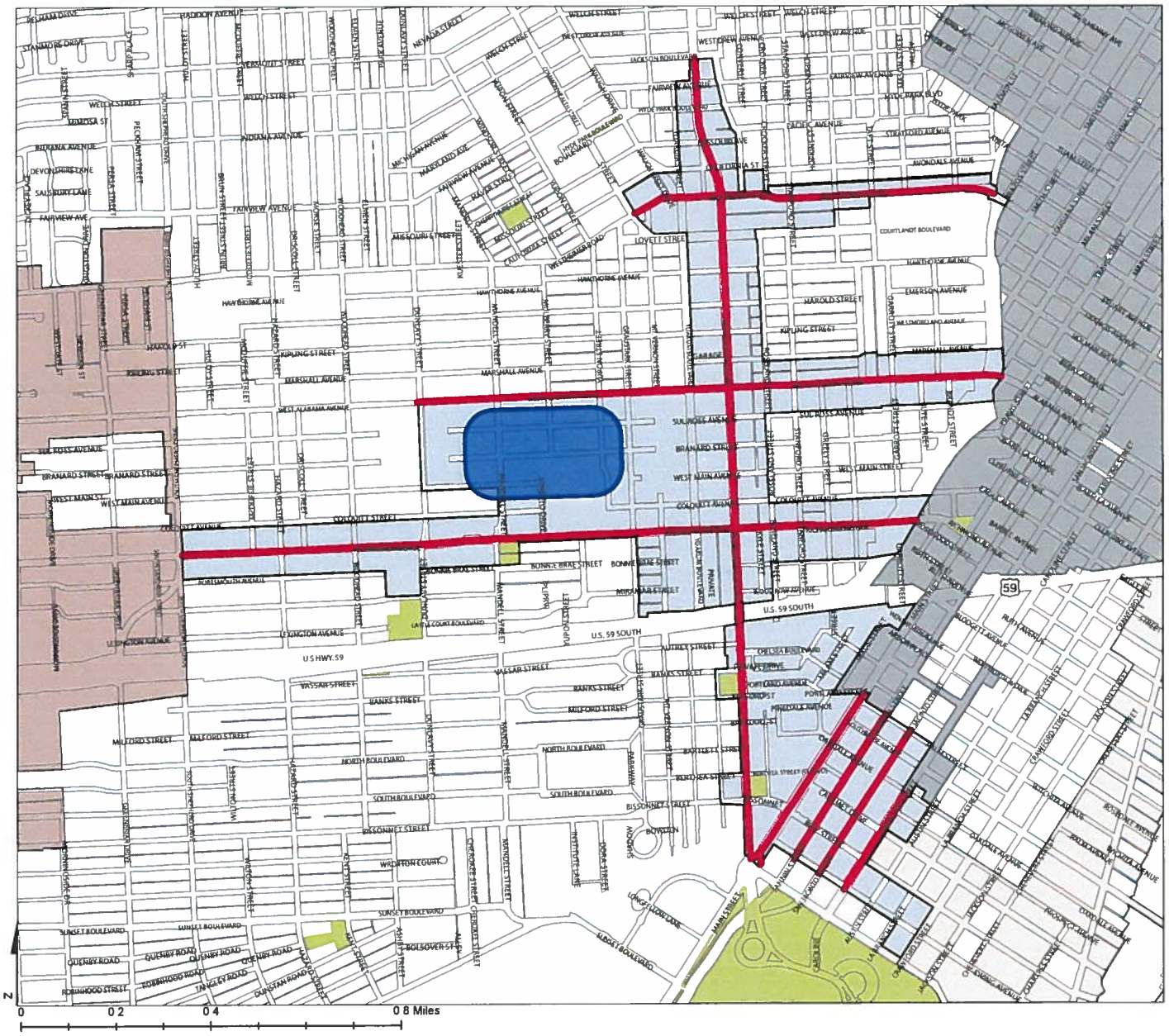
Methods and Sources of Financing Project Costs and Percentage of Increment from Taxing Units Anticipated to Contribute Tax Increment to the Zone (Texas Tax Code §311.011 (c)(6)): Methods and sources of financing include the issuance of notes and bonds, as well as collaboration with developers and other entities for grant funding and partnerships. Tax Year 1995 was the base year for the Zone, including the extension in duration of the Zone to Tax Year 2048. As outlined in Exhibits 2 through 6, approximately $428.6 million of increment is estimated to be generated by the Zone for use in funding project costs. This figure is calculated using an estimated collection rate of 99% and a City contribution of $0.63108/$100 of assessed valuation, a Harris County contribution of $0.41455/$100 of assessed valuation, a Harris County Flood Control District Contribution of $0.028270/$100, a Houston Independent School District contribution of $1.1867/$100 of assessed valuation in the Original and 1995 Annexed Areas and $.9600/$100 of assessed valuation in the 1999 Annexed Area, and a Houston Community College contribution of $.07706/$100 of assessed valuation.

Current Total Appraised Value of Taxable Real Property (Texas Tax Code §311.011 (c)(7)): The current projected appraised value of taxable real property in the Zone, as of October 29, 2014, is $1,558,805,382 exclusive of the proposed Part G Plan annexation area.

Estimated Captured Appraised Value of Zone During Each Year of Existence (Texas Tax Code §311.01 l(c)(8)): The estimated captured appraised value for the remaining duration of the Zone is set forth in Exhibit 2.

Zone Duration (Texas Tax Code §311.011(c)(9)): The Zone will terminate on December 31, 2048; however, increments received during 2048 shall be used to pay project costs or other obligations of the Zone.

MAP 1
Public Infrastructure Projects (2014 Annexation)



LEGEND

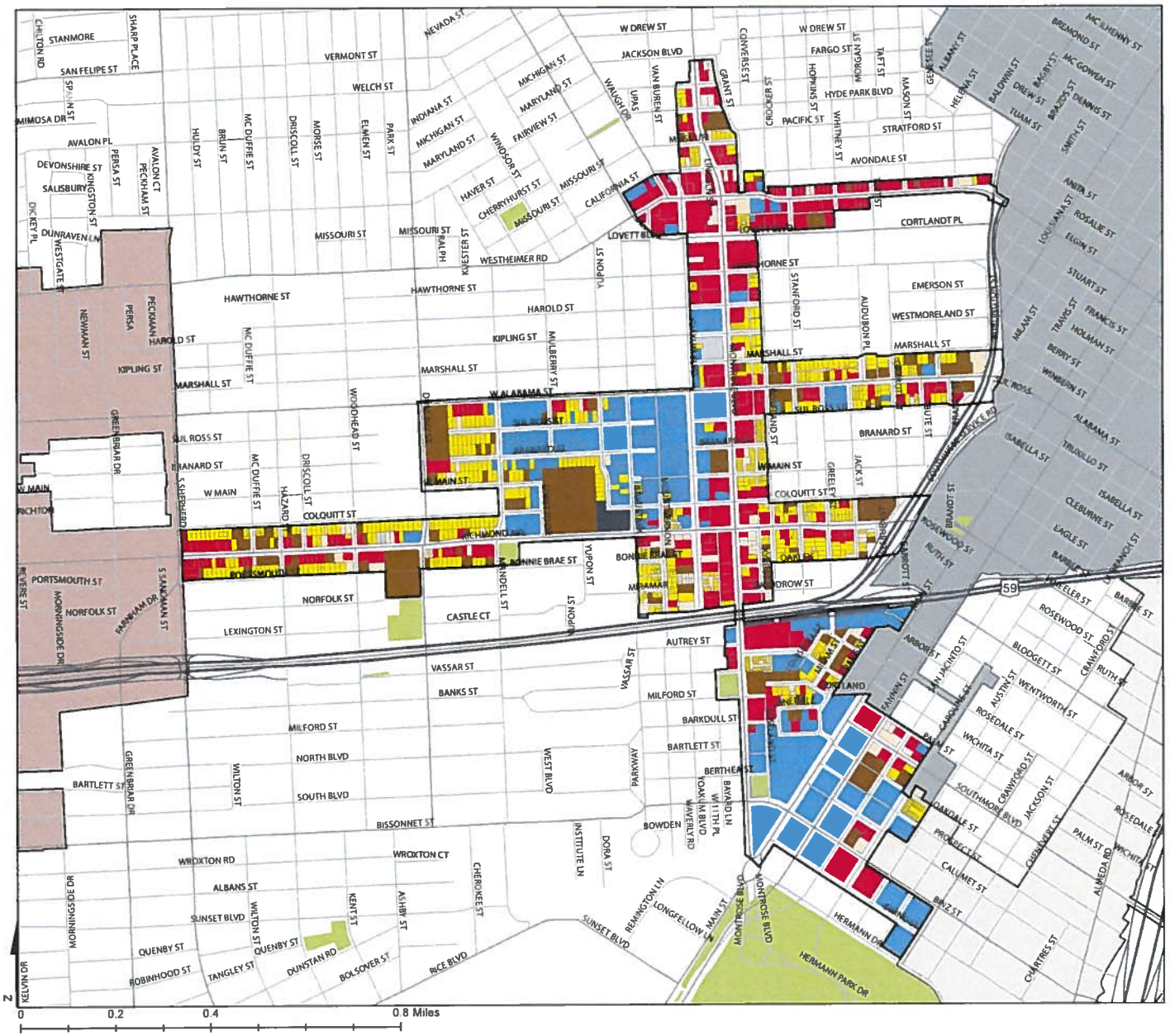
- Possible Infrastructure Projects*
- Menil Area
- ROW
- Scenario 2 - Proposed Boundary Extension
- TIRZ 2
- Parks

Surrouding Tirz

- OST Almeda
- Upper Kirby

**Represents TIRZ projected corridor projects e g., streetscape, sidewalk, esplanade improvements, and improved bicycle infrastructure. Any street or area in the zone is eligible for infrastructure improvements.*

MAP 2
Land Use

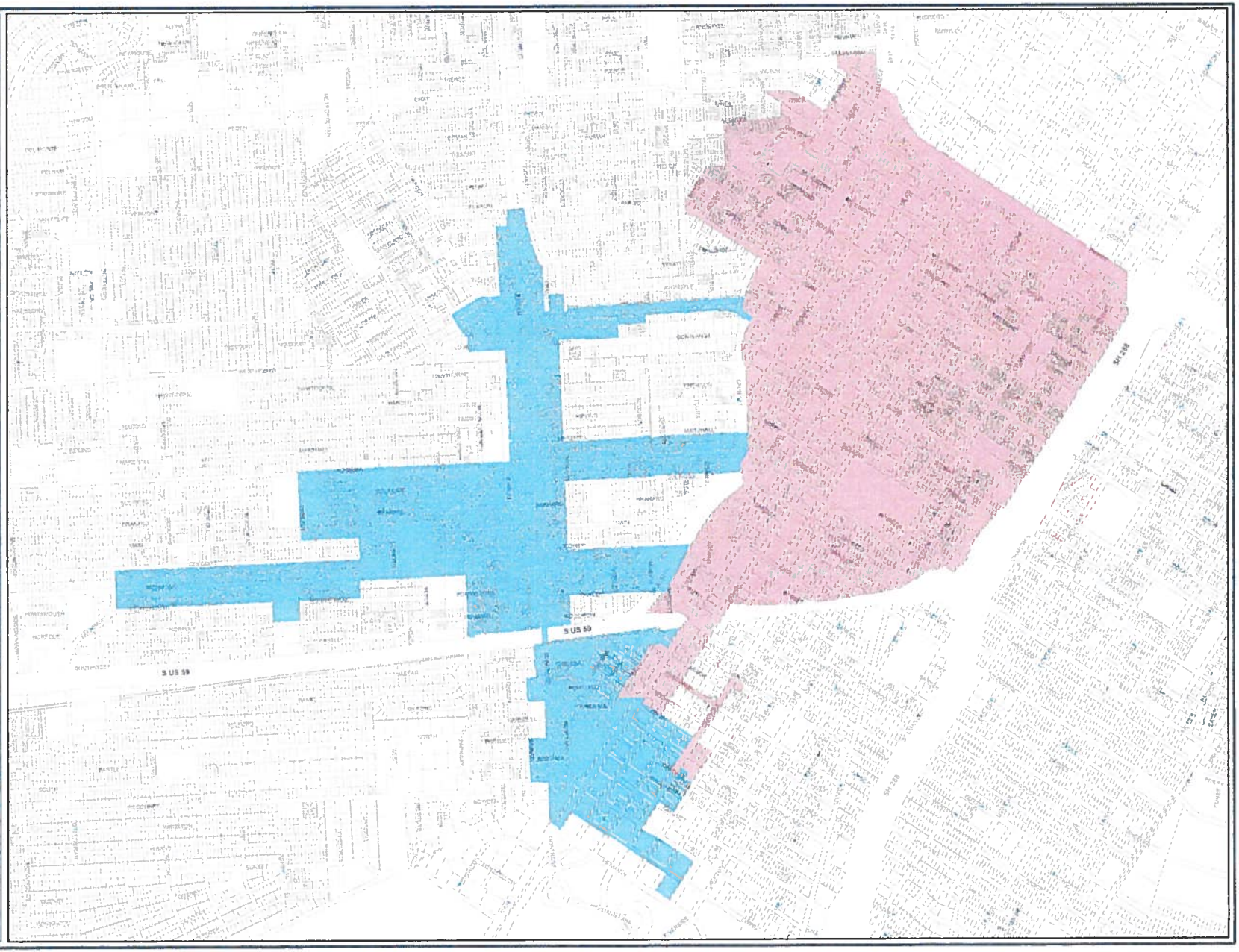

LEGEND
TIRZ 2
Parks
Land Use
Unknown
Civic
Commercial
Multi Family Residential
Single Family Residential
Transportation/Utilities
Vacant
Surrouding Tirz
OST Almeda
Upper Kirby
W DREW ST
JACKSON BLVD
VERMONT ST
NEVADA ST
WELCH ST
MISSOURI ST
HAWTHORNE ST
HAROLD ST
KIPLING ST
MARSHALL ST
W ALABAMA ST
W MAIN ST
COLQUITT ST
BRANARD ST
RICHMOND
PORTSMOUTH ST
NORFOLK ST
LEXINGTON ST
CASTLE CT
VASSAR ST
BANKS ST
MILFORD ST
AUTREY ST
NORTH BLVD
SOUTH BLVD
BARTLETT ST
BISSONNET ST
WROXTON RD
ALBANS ST
SUNSET BLVD
QUENBY ST
ROBINHOOD ST
TANGLEY ST
DUNSTAN RD
BOLSOVER ST
RICE BLVD
KELVIN DR
WESTHEIMER RD
LOVETT BLVD
CORTLANDT PL
EMERSON ST
WESTMORELAND ST
AVONDALE ST
STRATFORD ST
PACIFIC ST
HYDE PARK BLVD
FAIRVIEW ST
WINDSOR ST
CHERRYHURST ST
HAVER ST
CALIFORNIA ST
MICHIGAN ST
MARYLAND ST
INDIANA ST
SAN FELIPE ST
STANMORE
MIMOSA DR
AVALON PL
DEVONSHIRE ST
SALISBURY
DUNRAVEN LN
WESTGATE ST
NEWMAN ST
PERSA
PECKHAM ST
AVALON CT
HULDY ST
BRUN ST
MC DUFFIE ST
DRISCOLL ST
MORSE ST
ELMEN ST
PARK ST
MULBERRY ST
WOODHEAD ST
GREENBRIAR DR
HAZARD
SHEPHERD
MORNINGSIDE DR
PENDLETON ST
YUPON ST
MEADOW ST
BONNIE BRAE ST
OAKLEY
RUTH ST
ROSEWOOD ST
BLODGETT ST
WENTWORTH ST
ROSEDALE ST
WICHITA ST
SOUTHMORE BLVD
OAKDALE ST
CALUMET ST
BAZ ST
PALM ST
ARBOR ST
ALMEDA RD
CRAWFORD ST
JACKSON ST
CHENEVERT ST
PROSPECT ST
ORLAND
FANNIN ST
SAN JACINTO ST
CAROLINE ST
AUSTIN ST
BAYARD LN
WITH PL
JOAKIM BLVD
BERTHEA ST
BARKDULL ST
MILFORD ST
PARKWAY
WEST BLVD
WILTON ST
KENT ST
ASHBY ST
CHEROKEE ST
INSTITUTE LN
DORA ST
BOWDEN
MAYERLY RD
REMINGTON LN
LONGFELLOW LN
MAIN ST
MONTROSE BLVD
HERMANN DR
HERMANN PARK DR
CHARTRES ST
59
GREELEY ST
JACK ST
BUTE ST
BRANNON ST
MAIN ST
LOUISIANA ST
MILAM ST
TRAVIS ST
SMITH ST
TUAM ST
DRAKE ST
DENNIS ST
GENESEE ST
ALBANY ST
HELENA ST
BALDWIN ST
DREW ST
BREMOND ST
MC GOWEN ST
MC ILHENNY ST
ANITA ST
ROSALIE ST
ELGIN ST
STUART ST
FRANCIS ST
HOLMAN ST
BERRY ST
WINBERN ST
ALABAMA ST
TRUXILLO ST
ISABELLA ST
CLEBURNE ST
EAGLE ST
BARRETT ST
ROSEMONT ST
FOUNTAIN VIEW DR
SAYKE RD
MC ROSS
HUTCHINS ST
AUDUBON PL
MARSHALL ST
KIPLING ST
HAWTHORNE ST
STANFORD ST
CROCKER ST
WHITNEY ST
MORGAN ST
TAFT ST
MASON ST
HOPKINS ST
CONVERSE ST
GRANT ST
VAN BUREN ST
UPAS
WAUGH DR
MICHIGAN ST
MARYLAND ST
INDIANA ST
MISSOURI ST
CHERRYHURST ST
HAVER ST
WINDSOR ST
FAIRVIEW ST
MICHIGAN ST
MARYLAND ST
PARK ST
ELMEN ST
MORSE ST
DRISCOLL ST
MC DUFFIE ST
BRUN ST
HULDY ST
AVALON CT
PECKHAM ST
PERSA ST
DEVONSHIRE ST
SALISBURY
DUNRAVEN LN
DICKEY PL
CHILTON RD
SHARP PLACE
SPANN ST
N
0
0.2
0.4
0.8 Miles

MAP 3
Proposed Boundary Extension

City Of Houston
Proposed Annexation
TIRZ #2

Legend

- Waterway
- Existing Boundary
- Proposed Annexation
- Parcels



Source: GIS Services Division
Date: November 2014
Reference: pj17861_Annex

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

PLANNING & DEVELOPMENT DEPARTMENT

EXHIBIT 1
Project Cost Schedule

	1997/1999 Plan Estimated Costs	2009 Plan Estimated Costs	2011 Plan Estimated Costs	2013 Plan Estimated Costs	Plan G Estimated Costs	Total Plan	Costs through 06/30/14	Remaining Costs
Non-Educational Project Costs								
Infrastructure Improvements:								
Roadway and Utility System Improvements								
Streets and Utilities	$ 62,365,000	$ -	$ 7,898,856	$ -	$ 36,720,000	$ 106,983,856	$ 25,592,701	$ 81,391,155
Streetscapes and Gateways Improvements								
Streetscapes and Gateways	$ 36,190,000	$ -	$ 4,583,654	$ -	$ -	$ 40,773,654	$ 23,056,943	$ 17,716,711
Pubic Infrastructure								
Public Infrastructure	$ -	$ -	$ -	$ 18,000,000	$ 30,370,200	$ 48,370,200	$ 68,500	$ 48,301,700
Total Infrastructure Improvement	$ 98,555,000	$ -	$ 12,482,510	$ 18,000,000	$ 67,090,200	$ 196,127,710	$ 48,718,144	$ 147,409,566
Other Project Costs:								
Real Property Assembly Improvements								
Real Property Assembly	$ 20,000,000	$ -	$ 2,533,106	$ 3,000,000	$ -	$ 25,533,106	$ 19,435,167	$ 6,097,939
Total Real Property Assembly Improvements	$ 20,000,000	$ -	$ 2,533,106	$ 3,000,000	$ -	$ 25,533,106	$ 19,435,167	$ 6,097,939
Professional Services Improvements								
Professional Services	$ 5,763,000	$ -	$ 1,203,225	$ -	$ -	$ 6,966,225	$ 4,960,675	$ 2,005,550
Total Professional Services Improvements	$ 5,763,000	$ -	$ 1,203,225	$ -	$ -	$ 6,966,225	$ 4,960,675	$ 2,005,550
Historic Preservation Improvements								
Historic Preservation	$ 9,500,000	$ -	$ 729,914	$ (10,089,922)	$ -	$ 139,992	$ 139,992	$ -
Total Historic Preservation Improvements	$ 9,500,000	$ -	$ 729,914	$ (10,089,922)	$ -	$ 139,992	$ 139,992	$ -
Parks and Recreational Facilities Improvements								
Parks and Paths	$ 16,210,000	$ -	$ 2,053,082	$ 1,639,922	$ 35,000,250	$ 54,903,254	$ 13,292,527	$ 41,610,727
Total Parks and Recreational Facilities Improvements	$ 16,210,000	$ -	$ 2,053,082	$ 1,639,922	$ 35,000,250	$ 54,903,254	$ 13,292,527	$ 41,610,727
Safety & Security Infrastructure Improvements								
Security Equipment	$ 4,550,000	$ -	$ 576,282	$ (3,550,000)	$ -	$ 1,576,282	$ -	$ 1,576,282
Total Safety & Security Improvements	$ 4,550,000	$ -	$ 576,282	$ (3,550,000)	$ -	$ 1,576,282	$ -	$ 1,576,282
Remediation Improvements								
Demolition and Cleanup	$ 3,900,000	$ -	$ 493,956	$ -	$ -	$ 4,393,956	$ -	$ 4,393,956
Total Remediation Improvements	$ 3,900,000	$ -	$ 493,956	$ -	$ -	$ 4,393,956	$ -	$ 4,393,956
Cultural and Public Facilities Improvements								
Cultural and Places of Public Assembly Facilities	$ -	$5,000,000	$ 633,276	$ 1,000,000	$ 10,052,750	$ 16,686,026	$ 4,574,731	$ 12,111,295
Total Cultural and Public Facilities Improvements	$ -	$5,000,000	$ 633,276	$ 1,000,000	$ 10,052,750	$ 16,686,026	$ 4,574,731	$ 12,111,295
Total Other Project Costs	$ 59,923,000	$5,000,000	$ 8,222,841	$ (8,000,000)	$ 45,053,000	$ 110,198,841	$ 42,403,092	$ 67,795,749
Affordable Housing Improvements								
Affordable Housing	$ 115,287,000	$ -	$ 14,601,707	$ -	$ 24,987,391	$ 154,876,098	$ 56,881,882	$ 97,994,216
Total Affordable Housing Improvements	$ 115,287,000	$ -	$ 14,601,707	$ -	$ 24,987,391	$ 154,876,098	$ 56,881,882	$ 97,994,216
Financing Cost:								
Financing Cost	$ 62,869,111	$ -	$ 7,962,705	$ (10,000,000)	$ 20,569,589	$ 81,401,405	$ 39,262,722	$ 42,138,683
Total Financing Costs	$ 62,869,111	$ -	$ 7,962,705	$ (10,000,000)	$ 20,569,589	$ 81,401,405	$ 39,262,722	$ 42,138,683
Zone Administration:								
Operations for Duration of Zone	$ 13,661,000	$ -	$ 1,730,238	$ -	$ 3,428,265	$ 18,819,503	$ 11,659,038	$ 7,160,465
Zone Creation	$ 557,300	$ -	$ -	$ -	$ -	$ 557,300	$ 557,300	$ -
Total Zone Administration Costs	$ 14,218,300	$ -	$ 1,730,238	$ -	$ 3,428,265	$ 19,376,803	$ 12,216,338	$ 7,160,465
Total Non- Educational Project Costs	$ 240,115,411	$5,000,000	$ 30,974,576	$ (3,550,000)	$ 136,141,054	$ 408,681,041	$ 142,600,296	$ 266,080,745
Education Project Costs								
Cost Associated with the construction/reconstruction of Educational I	$ 83,770,000	$ -	$ -	$ -	$ -	$ 83,770,000	$ 35,387,666	$ 48,382,334
Total Education Project Costs	$ 83,770,000	$ -	$ -	$ -	$ -	$ 83,770,000	$ 35,387,666	$ 48,382,334
PROJECT PLAN TOTAL	$ 434,622,411	$5,000,000	$ 45,000,001	$ -	$ 161,128,445	$ 645,750,857	$ 234,869,844	$ 410,881,013

EXHIBIT 2
Transfer Schedule – All Entities

Tax Year (1)	Increment Revenue					Transfers/Administrative Fees										Net Revenue (Total Increment Revenue less Total Transfers)
	City	Houston ISD (2)	Harris County (3)	HCC	Total Increment Revenue	City Admin (5%)	City AH	Houston ISD Educational Facilities	HISD Affordable Housing	HISD Admin	Harris County Affordable Housing	Harris County Admin (5%)	HCC Affordable Housing	HCC Admin	Total Admin/ Transfers	
2014	$ 8,245,809	$ 9,440,684	$ 4,950,593	$ 1,014,910	$ 23,651,995	$ 412,290	$ 2,748,603	$ 2,449,847	$ 3,146,895	$ 25,000	$ 939,068	$ 247,530	$ 338,303	$ 25,000	$ 10,332,536	$ 13,319,460
2015	$ 8,536,672	$ 10,059,257	$ 5,063,103	$ 1,038,374	$ 24,697,406	$ 426,834	$ 2,845,557	$ 2,531,917	$ 3,353,086	$ 25,000	$ 986,038	$ 253,155	$ 346,125	$ 25,000	$ 10,792,711	$ 13,904,695
2016	$ 8,833,352	$ 11,002,337	$ 5,177,864	$ 1,062,308	$ 26,075,860	$ 441,668	$ 2,944,451	$ 2,649,902	$ 3,667,446	$ 25,000	$ 1,053,717	$ 258,893	$ 354,103	$ 25,000	$ 11,420,178	$ 14,655,682
2017	$ 9,135,965	$ 11,660,324	$ 5,294,920	$ 1,086,719	$ 27,177,929	$ 456,798	$ 3,045,322	$ 2,736,334	$ 3,886,775	$ 25,000	$ 1,103,498	$ 264,746	$ 362,240	$ 25,000	$ 11,905,712	$ 15,272,216
2018	$ 9,444,631	$ 12,547,428	$ 5,414,317	$ 1,111,620	$ 28,517,996	$ 472,232	$ 3,148,210	$ 2,848,117	$ 4,182,476	$ 25,000	$ 1,167,952	$ 270,716	$ 370,540	$ 25,000	$ 12,510,243	$ 16,007,753
2019	$ 9,759,470	$ 13,245,099	$ -	$ 1,137,018	$ 24,141,587	$ 487,974	$ 3,253,157	$ 2,938,958	$ 4,415,033	$ 25,000	$ -	$ -	$ 379,006	$ 25,000	$ 11,524,127	$ 12,617,460
2020	$ 10,080,606	$ 13,961,406	$ -	$ 1,162,924	$ 25,204,936	$ 504,030	$ 3,360,202	$ 3,031,861	$ 4,653,802	$ 25,000	$ -	$ -	$ 387,641	$ 25,000	$ 11,987,537	$ 13,217,400
2021	$ 10,408,165	$ 14,483,753	$ -	$ 1,189,348	$ 26,081,266	$ 520,408	$ 3,469,388	$ 3,103,298	$ 4,827,918	$ 25,000	$ -	$ -	$ 396,449	$ 25,000	$ 12,367,461	$ 13,713,805
2022	$ 10,742,275	$ 15,005,364	$ -	$ 1,216,301	$ 26,963,939	$ 537,114	$ 3,580,758	$ 3,174,653	$ 5,001,788	$ 25,000	$ -	$ -	$ 405,434	$ 25,000	$ 12,749,746	$ 14,214,193
2023	$ 11,083,067	$ 15,538,608	$ -	$ 1,243,793	$ 27,865,468	$ 554,153	$ 3,694,356	$ 3,247,274	$ 5,179,536	$ 25,000	$ -	$ -	$ 414,598	$ 25,000	$ 13,139,917	$ 14,725,551
2024	$ 11,430,675	$ -	$ -	$ 1,271,834	$ 12,702,509	$ 571,534	$ 3,810,225	$ -	$ -	$ -	$ -	$ -	$ 423,945	$ 25,000	$ 4,830,703	$ 7,871,806
2025	$ 11,785,235	$ -	$ -	$ 1,300,437	$ 13,085,672	$ 589,262	$ 3,928,412	$ -	$ -	$ -	$ -	$ -	$ 433,479	$ 25,000	$ 4,976,152	$ 8,109,519
2026	$ 12,146,886	$ -	$ -	$ -	$ 12,146,886	$ 607,344	$ 4,048,962	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 4,656,306	$ 7,490,580
2027	$ 12,515,770	$ -	$ -	$ -	$ 12,515,770	$ 625,789	$ 4,171,923	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 4,797,712	$ 7,718,058
2028	$ 12,892,032	$ -	$ -	$ -	$ 12,892,032	$ 644,602	$ 4,297,344	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 4,941,946	$ 7,950,087
2029	$ 13,275,820	$ -	$ -	$ -	$ 13,275,820	$ 663,791	$ 4,425,273	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 5,089,064	$ 8,186,755
2030	$ 13,667,283	$ -	$ -	$ -	$ 13,667,283	$ 683,364	$ 4,555,761	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 5,239,125	$ 8,428,158
2031	$ 14,066,575	$ -	$ -	$ -	$ 14,066,575	$ 703,329	$ 4,688,858	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 5,392,187	$ 8,674,388
2032	$ 14,473,853	$ -	$ -	$ -	$ 14,473,853	$ 723,693	$ 4,824,618	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 5,548,310	$ 8,925,543
2033	$ 14,889,277	$ -	$ -	$ -	$ 14,889,277	$ 744,464	$ 4,963,092	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 5,707,556	$ 9,181,721
2034	$ 15,313,009	$ -	$ -	$ -	$ 15,313,009	$ 765,650	$ 5,104,336	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 5,869,987	$ 9,443,022
2035	$ 15,745,215	$ -	$ -	$ -	$ 15,745,215	$ 787,261	$ 5,248,405	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 6,035,666	$ 9,709,550
2036	$ 16,186,066	$ -	$ -	$ -	$ 16,186,066	$ 809,303	$ 5,395,355	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 6,204,659	$ 9,981,408
2037	$ 16,635,734	$ -	$ -	$ -	$ 16,635,734	$ 831,787	$ 5,545,245	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 6,377,031	$ 10,258,703
2038	$ 17,094,395	$ -	$ -	$ -	$ 17,094,395	$ 854,720	$ 5,698,132	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 6,552,852	$ 10,541,544
2039	$ 17,562,230	$ -	$ -	$ -	$ 17,562,230	$ 878,111	$ 5,854,077	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 6,732,188	$ 10,830,042
2040	$ 18,039,421	$ -	$ -	$ -	$ 18,039,421	$ 901,971	$ 6,013,140	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 6,915,111	$ 11,124,310
2041	$ 18,526,156	$ -	$ -	$ -	$ 18,526,156	$ 926,308	$ 6,175,385	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 7,101,693	$ 11,424,463
2042	$ 19,022,626	$ -	$ -	$ -	$ 19,022,626	$ 951,131	$ 6,340,875	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 7,292,007	$ 11,730,619
2043	$ 19,529,025	$ -	$ -	$ -	$ 19,529,025	$ 976,451	$ 6,509,675	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 7,486,126	$ 12,042,899
2044	$ 20,045,552	$ -	$ -	$ -	$ 20,045,552	$ 1,002,278	$ 6,681,851	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 7,684,128	$ 12,361,424
2045	$ 20,572,410	$ -	$ -	$ -	$ 20,572,410	$ 1,028,620	$ 6,857,470	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 7,886,090	$ 12,686,319
2046	$ 21,109,804	$ -	$ -	$ -	$ 21,109,804	$ 1,055,490	$ 7,036,601	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 8,092,092	$ 13,017,713
2047	$ 21,657,947	$ -	$ -	$ -	$ 21,657,947	$ 1,082,897	$ 7,219,316	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 8,302,213	$ 13,355,734
2048	$ 22,217,053	$ -	$ -	$ -	$ 22,217,053	$ 1,110,853	$ 7,405,684	$ -	$ -	$ -	$ -	$ -	$ -	$ -	$ 8,516,537	$ 13,700,516
	$ 506,670,061	$ 126,944,261	$ 25,900,797	$ 13,835,585	$ 673,350,703	$ 25,333,503	$ 168,890,020	$ 28,712,160	$ 42,314,754	$ 250,000	$ 5,250,273	$ 1,295,040	$ 4,611,862	$ 300,000	$ 276,957,611	$ 396,393,093

EXHIBIT 3A
Revenue Schedule – City of Houston (Original Area)

Tax Year	Base Value Original Area	Taxable Value Original Area	Captured Appraised Value	Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	City Admin (5%)	Net Revenue (Less Transfers and AH)
2014	99,343,200	$ 813,516,643	$ 714,173,443	99.00%	0.63108	$ 4,461,936	$ 1,487,311.90	$ 223,097	$ 2,751,527
2015	99,343,200	$ 829,786,976	$ 730,443,776	99.00%	0.63108	$ 4,563,588	$ 1,521,195.91	$ 228,179	$ 2,814,212
2016	99,343,200	$ 846,382,715	$ 747,039,515	99.00%	0.63108	$ 4,667,273	$ 1,555,757.60	$ 233,364	$ 2,878,152
2017	99,343,200	$ 863,310,370	$ 763,967,170	99.00%	0.63108	$ 4,773,032	$ 1,591,010.52	$ 238,652	$ 2,943,369
2018	99,343,200	$ 880,576,577	$ 781,233,377	99.00%	0.63108	$ 4,880,906	$ 1,626,968.51	$ 244,045	$ 3,009,892
2019	99,343,200	$ 898,188,109	$ 798,844,909	99.00%	0.63108	$ 4,990,937	$ 1,663,645.65	$ 249,547	$ 3,077,744
2020	99,343,200	$ 916,151,871	$ 816,808,671	99.00%	0.63108	$ 5,103,169	$ 1,701,056.33	$ 255,158	$ 3,146,954
2021	99,343,200	$ 934,474,908	$ 835,131,708	99.00%	0.63108	$ 5,217,646	$ 1,739,215.23	$ 260,882	$ 3,217,548
2022	99,343,200	$ 953,164,406	$ 853,821,206	99.00%	0.63108	$ 5,334,412	$ 1,778,137.31	$ 266,721	$ 3,289,554
2023	99,343,200	$ 972,227,694	$ 872,884,494	99.00%	0.63108	$ 5,453,513	$ 1,817,837.82	$ 272,676	$ 3,363,000
2024	99,343,200	$ 991,672,248	$ 892,329,048	99.00%	0.63108	$ 5,574,997	$ 1,858,332.35	$ 278,750	$ 3,437,915
2025	99,343,200	$ 1,011,505,693	$ 912,162,493	99.00%	0.63108	$ 5,698,910	$ 1,899,636.77	$ 284,946	$ 3,514,328
2026	99,343,200	$ 1,031,735,807	$ 932,392,607	99.00%	0.63108	$ 5,825,302	$ 1,941,767.28	$ 291,265	$ 3,592,269
2027	99,343,200	$ 1,052,370,523	$ 953,027,323	99.00%	0.63108	$ 5,954,221	$ 1,984,740.39	$ 297,711	$ 3,671,770
2028	99,343,200	$ 1,073,417,934	$ 974,074,734	99.00%	0.63108	$ 6,085,719	$ 2,028,572.97	$ 304,286	$ 3,752,860
2029	99,343,200	$ 1,094,886,293	$ 995,543,093	99.00%	0.63108	$ 6,219,847	$ 2,073,282.20	$ 310,992	$ 3,835,572
2030	99,343,200	$ 1,116,784,018	$ 1,017,440,818	99.00%	0.63108	$ 6,356,657	$ 2,118,885.62	$ 317,833	$ 3,919,938
2031	99,343,200	$ 1,139,119,699	$ 1,039,776,499	99.00%	0.63108	$ 6,496,203	$ 2,165,401.10	$ 324,810	$ 4,005,992
2032	99,343,200	$ 1,161,902,093	$ 1,062,558,893	99.00%	0.63108	$ 6,638,541	$ 2,212,846.90	$ 331,927	$ 4,093,767
2033	99,343,200	$ 1,185,140,135	$ 1,085,796,935	99.00%	0.63108	$ 6,783,725	$ 2,261,241.61	$ 339,186	$ 4,183,297
2034	99,343,200	$ 1,208,842,937	$ 1,109,499,737	99.00%	0.63108	$ 6,931,813	$ 2,310,604.21	$ 346,591	$ 4,274,618
2035	99,343,200	$ 1,233,019,796	$ 1,133,676,596	99.00%	0.63108	$ 7,082,862	$ 2,360,954.07	$ 354,143	$ 4,367,765
2036	99,343,200	$ 1,257,680,192	$ 1,158,336,992	99.00%	0.63108	$ 7,236,933	$ 2,412,310.92	$ 361,847	$ 4,462,775
2037	99,343,200	$ 1,282,833,796	$ 1,183,490,596	99.00%	0.63108	$ 7,394,085	$ 2,464,694.91	$ 369,704	$ 4,559,686
2038	99,343,200	$ 1,308,490,472	$ 1,209,147,272	99.00%	0.63108	$ 7,554,380	$ 2,518,126.58	$ 377,719	$ 4,658,534
2039	99,343,200	$ 1,334,660,281	$ 1,235,317,081	99.00%	0.63108	$ 7,717,881	$ 2,572,626.88	$ 385,894	$ 4,759,360
2040	99,343,200	$ 1,361,353,487	$ 1,262,010,287	99.00%	0.63108	$ 7,884,652	$ 2,628,217.19	$ 394,233	$ 4,862,202
2041	99,343,200	$ 1,388,580,556	$ 1,289,237,356	99.00%	0.63108	$ 8,054,758	$ 2,684,919.31	$ 402,738	$ 4,967,101
2042	99,343,200	$ 1,416,352,168	$ 1,317,008,968	99.00%	0.63108	$ 8,228,266	$ 2,742,755.46	$ 411,413	$ 5,074,098
2043	99,343,200	$ 1,444,679,211	$ 1,345,336,011	99.00%	0.63108	$ 8,405,245	$ 2,801,748.34	$ 420,262	$ 5,183,234
2044	99,343,200	$ 1,473,572,795	$ 1,374,229,595	99.00%	0.63108	$ 8,585,763	$ 2,861,921.08	$ 429,288	$ 5,294,554
2045	99,343,200	$ 1,503,044,251	$ 1,403,701,051	99.00%	0.63108	$ 8,769,892	$ 2,923,297.28	$ 438,495	$ 5,408,100
2046	99,343,200	$ 1,533,105,136	$ 1,433,761,936	99.00%	0.63108	$ 8,957,703	$ 2,985,900.99	$ 447,885	$ 5,523,917
2047	99,343,200	$ 1,563,767,239	$ 1,464,424,039	99.00%	0.63108	$ 9,149,270	$ 3,049,756.78	$ 457,464	$ 5,642,050
2048	99,343,200	$ 1,595,042,584	$ 1,495,699,384	99.00%	0.63108	$ 9,344,669	$ 3,114,889.69	$ 467,233	$ 5,762,546
			$ 37,194,327,613			$ 232,378,703	$ 77,459,568	$ 11,618,935	$ 143,300,200

EXHIBIT 3B

Revenue Schedule – City of Houston (1995 Annexed Area)

Tax Year	Base Value Original Area	Taxable Value Original Area	Captured Appraised Value	Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	City Admin (5%)	Net Revenue (Less Transfers and AH)
2014	57,738,340	$ 500,397,415	$ 442,659,075	99.00%	0.63108	$ 2,765,598	$ 921,866	$ 138,280	$ 1,705,452
2015	57,738,340	$ 510,405,363	$ 452,667,023	99.00%	0.63108	$ 2,828,124	$ 942,708	$ 141,406	$ 1,744,010
2016	57,738,340	$ 520,613,471	$ 462,875,131	99.00%	0.63108	$ 2,891,901	$ 963,967	$ 144,595	$ 1,783,339
2017	57,738,340	$ 531,025,740	$ 473,287,400	99.00%	0.63108	$ 2,956,954	$ 985,651	$ 147,848	$ 1,823,455
2018	57,738,340	$ 541,646,255	$ 483,907,915	99.00%	0.63108	$ 3,023,308	$ 1,007,769	$ 151,165	$ 1,864,373
2019	57,738,340	$ 552,479,180	$ 494,740,840	99.00%	0.63108	$ 3,090,988	$ 1,030,329	$ 154,549	$ 1,906,110
2020	57,738,340	$ 563,528,763	$ 505,790,423	99.00%	0.63108	$ 3,160,023	$ 1,053,341	$ 158,001	$ 1,948,681
2021	57,738,340	$ 574,799,339	$ 517,060,999	99.00%	0.63108	$ 3,230,438	$ 1,076,813	$ 161,522	$ 1,992,103
2022	57,738,340	$ 586,295,326	$ 528,556,986	99.00%	0.63108	$ 3,302,261	$ 1,100,754	$ 165,113	$ 2,036,394
2023	57,738,340	$ 598,021,232	$ 540,282,892	99.00%	0.63108	$ 3,375,521	$ 1,125,174	$ 168,776	$ 2,081,571
2024	57,738,340	$ 609,981,657	$ 552,243,317	99.00%	0.63108	$ 3,450,246	$ 1,150,082	$ 172,512	$ 2,127,652
2025	57,738,340	$ 622,181,290	$ 564,442,950	99.00%	0.63108	$ 3,526,466	$ 1,175,489	$ 176,323	$ 2,174,654
2026	57,738,340	$ 634,624,916	$ 576,886,576	99.00%	0.63108	$ 3,604,210	$ 1,201,403	$ 180,210	$ 2,222,596
2027	57,738,340	$ 647,317,414	$ 589,579,074	99.00%	0.63108	$ 3,683,508	$ 1,227,836	$ 184,175	$ 2,271,497
2028	57,738,340	$ 660,263,762	$ 602,525,422	99.00%	0.63108	$ 3,764,393	$ 1,254,798	$ 188,220	$ 2,321,376
2029	57,738,340	$ 673,469,037	$ 615,730,697	99.00%	0.63108	$ 3,846,896	$ 1,282,299	$ 192,345	$ 2,372,252
2030	57,738,340	$ 686,938,418	$ 629,200,078	99.00%	0.63108	$ 3,931,048	$ 1,310,349	$ 196,552	$ 2,424,146
2031	57,738,340	$ 700,677,187	$ 642,938,847	99.00%	0.63108	$ 4,016,884	$ 1,338,961	$ 200,844	$ 2,477,078
2032	57,738,340	$ 714,690,730	$ 656,952,390	99.00%	0.63108	$ 4,104,436	$ 1,368,145	$ 205,222	$ 2,531,069
2033	57,738,340	$ 728,984,545	$ 671,246,205	99.00%	0.63108	$ 4,193,740	$ 1,397,913	$ 209,687	$ 2,586,139
2034	57,738,340	$ 743,564,236	$ 685,825,896	99.00%	0.63108	$ 4,284,829	$ 1,428,276	$ 214,241	$ 2,642,311
2035	57,738,340	$ 758,435,520	$ 700,697,180	99.00%	0.63108	$ 4,377,740	$ 1,459,247	$ 218,887	$ 2,699,606
2036	57,738,340	$ 773,604,231	$ 715,865,891	99.00%	0.63108	$ 4,472,510	$ 1,490,837	$ 223,625	$ 2,758,048
2037	57,738,340	$ 789,076,316	$ 731,337,976	99.00%	0.63108	$ 4,569,174	$ 1,523,058	$ 228,459	$ 2,817,658
2038	57,738,340	$ 804,857,842	$ 747,119,502	99.00%	0.63108	$ 4,667,773	$ 1,555,924	$ 233,389	$ 2,878,460
2039	57,738,340	$ 820,954,999	$ 763,216,659	99.00%	0.63108	$ 4,768,343	$ 1,589,448	$ 238,417	$ 2,940,478
2040	57,738,340	$ 837,374,099	$ 779,635,759	99.00%	0.63108	$ 4,870,924	$ 1,623,641	$ 243,546	$ 3,003,737
2041	57,738,340	$ 854,121,581	$ 796,383,241	99.00%	0.63108	$ 4,975,557	$ 1,658,519	$ 248,778	$ 3,068,260
2042	57,738,340	$ 871,204,012	$ 813,465,672	99.00%	0.63108	$ 5,082,283	$ 1,694,094	$ 254,114	$ 3,134,074
2043	57,738,340	$ 888,628,092	$ 830,889,752	99.00%	0.63108	$ 5,191,143	$ 1,730,381	$ 259,557	$ 3,201,205
2044	57,738,340	$ 906,400,654	$ 848,662,314	99.00%	0.63108	$ 5,302,181	$ 1,767,394	$ 265,109	$ 3,269,678
2045	57,738,340	$ 924,528,667	$ 866,790,327	99.00%	0.63108	$ 5,415,439	$ 1,805,146	$ 270,772	$ 3,339,521
2046	57,738,340	$ 943,019,241	$ 885,280,901	99.00%	0.63108	$ 5,530,962	$ 1,843,654	$ 276,548	$ 3,410,760
2047	57,738,340	$ 961,879,626	$ 904,141,286	99.00%	0.63108	$ 5,648,796	$ 1,882,932	$ 282,440	$ 3,483,424
2048	57,738,340	$ 981,117,218	$ 923,378,878	99.00%	0.63108	$ 5,768,987	$ 1,922,996	$ 288,449	$ 3,557,542
			$ 22,996,265,472			$ 143,673,584	$ 47,891,195	$ 7,183,679	$ 88,598,710

EXHIBIT 3C

Revenue Schedule – City of Houston (1999 Annexed Area)

Tax Year	Base Value 1999 Annexation	Taxable Value 1999 Annexation	Captured Appraised Value	Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	City Admin (5%)	Net Revenue (Less Transfers and AH)
2014	54,694,350	$ 244,891,342	$ 190,196,992	99.00%	0.63108	$ 1,188,292	$ 396,097.41	$ 59,415	$ 732,780
2015	54,694,350	$ 249,789,169	$ 195,094,819	99.00%	0.63108	$ 1,218,892	$ 406,297.45	$ 60,945	$ 751,650
2016	54,694,350	$ 254,784,952	$ 200,090,602	99.00%	0.63108	$ 1,250,104	$ 416,701.48	$ 62,505	$ 770,898
2017	54,694,350	$ 259,880,651	$ 205,186,301	99.00%	0.63108	$ 1,281,941	$ 427,313.60	$ 64,097	$ 790,530
2018	54,694,350	$ 265,078,264	$ 210,383,914	99.00%	0.63108	$ 1,314,414	$ 438,137.97	$ 65,721	$ 810,555
2019	54,694,350	$ 270,379,830	$ 215,685,480	99.00%	0.63108	$ 1,347,536	$ 449,178.82	$ 67,377	$ 830,981
2020	54,694,350	$ 275,787,426	$ 221,093,076	99.00%	0.63108	$ 1,381,321	$ 460,440.48	$ 69,066	$ 851,815
2021	54,694,350	$ 281,303,175	$ 226,608,825	99.00%	0.63108	$ 1,415,782	$ 471,927.38	$ 70,789	$ 873,066
2022	54,694,350	$ 286,929,238	$ 232,234,888	99.00%	0.63108	$ 1,450,932	$ 483,644.02	$ 72,547	$ 894,741
2023	54,694,350	$ 292,667,823	$ 237,973,473	99.00%	0.63108	$ 1,486,785	$ 495,594.99	$ 74,339	$ 916,851
2024	54,694,350	$ 298,521,179	$ 243,826,829	99.00%	0.63108	$ 1,523,355	$ 507,784.98	$ 76,168	$ 939,402
2025	54,694,350	$ 304,491,603	$ 249,797,253	99.00%	0.63108	$ 1,560,656	$ 520,218.77	$ 78,033	$ 962,405
2026	54,694,350	$ 310,581,435	$ 255,887,085	99.00%	0.63108	$ 1,598,704	$ 532,901.23	$ 79,935	$ 985,867
2027	54,694,350	$ 316,793,064	$ 262,098,714	99.00%	0.63108	$ 1,637,512	$ 545,837.35	$ 81,876	$ 1,009,799
2028	54,694,350	$ 323,128,925	$ 268,434,575	99.00%	0.63108	$ 1,677,097	$ 559,032.18	$ 83,855	$ 1,034,210
2029	54,694,350	$ 329,591,504	$ 274,897,154	99.00%	0.63108	$ 1,717,473	$ 572,490.92	$ 85,874	$ 1,059,108
2030	54,694,350	$ 336,183,334	$ 281,488,984	99.00%	0.63108	$ 1,758,656	$ 586,218.82	$ 87,933	$ 1,084,505
2031	54,694,350	$ 342,907,000	$ 288,212,650	99.00%	0.63108	$ 1,800,664	$ 600,221.29	$ 90,033	$ 1,110,409
2032	54,694,350	$ 349,765,140	$ 295,070,790	99.00%	0.63108	$ 1,843,511	$ 614,503.81	$ 92,176	$ 1,136,832
2033	54,694,350	$ 356,760,443	$ 302,066,093	99.00%	0.63108	$ 1,887,216	$ 629,071.97	$ 94,361	$ 1,163,783
2034	54,694,350	$ 363,895,652	$ 309,201,302	99.00%	0.63108	$ 1,931,795	$ 643,931.50	$ 96,590	$ 1,191,273
2035	54,694,350	$ 371,173,565	$ 316,479,215	99.00%	0.63108	$ 1,977,265	$ 659,088.22	$ 98,863	$ 1,219,313
2036	54,694,350	$ 378,597,036	$ 323,902,686	99.00%	0.63108	$ 2,023,644	$ 674,548.07	$ 101,182	$ 1,247,914
2037	54,694,350	$ 386,168,977	$ 331,474,627	99.00%	0.63108	$ 2,070,951	$ 690,317.13	$ 103,548	$ 1,277,087
2038	54,694,350	$ 393,892,357	$ 339,198,007	99.00%	0.63108	$ 2,119,205	$ 706,401.56	$ 105,960	$ 1,306,843
2039	54,694,350	$ 401,770,204	$ 347,075,854	99.00%	0.63108	$ 2,168,423	$ 722,807.68	$ 108,421	$ 1,337,194
2040	54,694,350	$ 409,805,608	$ 355,111,258	99.00%	0.63108	$ 2,218,626	$ 739,541.92	$ 110,931	$ 1,368,153
2041	54,694,350	$ 418,001,720	$ 363,307,370	99.00%	0.63108	$ 2,269,833	$ 756,610.85	$ 113,492	$ 1,399,730
2042	54,694,350	$ 426,361,754	$ 371,667,404	99.00%	0.63108	$ 2,322,063	$ 774,021.16	$ 116,103	$ 1,431,939
2043	54,694,350	$ 434,888,989	$ 380,194,639	99.00%	0.63108	$ 2,375,339	$ 791,779.67	$ 118,767	$ 1,464,792
2044	54,694,350	$ 443,586,769	$ 388,892,419	99.00%	0.63108	$ 2,429,680	$ 809,893.35	$ 121,484	$ 1,498,303
2045	54,694,350	$ 452,458,505	$ 397,764,155	99.00%	0.63108	$ 2,485,108	$ 828,369.31	$ 124,255	$ 1,532,483
2046	54,694,350	$ 461,507,675	$ 406,813,325	99.00%	0.63108	$ 2,541,644	$ 847,214.78	$ 127,082	$ 1,567,347
2047	54,694,350	$ 470,737,828	$ 416,043,478	99.00%	0.63108	$ 2,599,312	$ 866,437.17	$ 129,966	$ 1,602,909
2048	54,694,350	$ 480,152,585	$ 425,458,235	99.00%	0.63108	$ 2,658,132	$ 886,044.00	$ 132,907	$ 1,639,181
			$ 10,328,912,470			$ 64,531,864	$ 21,510,621	$ 3,226,593	$ 39,794,649

EXHIBIT 3D

Revenue Schedule – City of Houston (2014 Annexation)

Tax Year	Base Value 2014 Annexation	Taxable Value 2014 Annexation	Captured Appraised Value	Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	City Admin (5%)	Net Revenue (Less Transfers and AH)
2014	816,951,302	$ 816,951,302	$ -	99.00%	0.63108	$ -	$ -	$ -	$ -
2015	816,951,302	$ 833,290,328	$ 16,339,026	99.00%	0.63108	$ 102,081	$ 34,027.07	$ 5,104	$ 62,950
2016	816,951,302	$ 849,956,135	$ 33,004,833	99.00%	0.63108	$ 206,204	$ 68,734.68	$ 10,310	$ 127,159
2017	816,951,302	$ 866,955,257	$ 50,003,955	99.00%	0.63108	$ 312,409	$ 104,136.44	$ 15,620	$ 192,652
2018	816,951,302	$ 884,294,362	$ 67,343,060	99.00%	0.63108	$ 420,739	$ 140,246.23	$ 21,037	$ 259,456
2019	816,951,302	$ 901,980,250	$ 85,028,948	99.00%	0.63108	$ 531,235	$ 177,078.23	$ 26,562	$ 327,595
2020	816,951,302	$ 920,019,855	$ 103,068,553	99.00%	0.63108	$ 643,941	$ 214,646.86	$ 32,197	$ 397,097
2021	816,951,302	$ 938,420,252	$ 121,468,950	99.00%	0.63108	$ 758,901	$ 252,966.86	$ 37,945	$ 467,989
2022	816,951,302	$ 957,188,657	$ 140,237,355	99.00%	0.63108	$ 876,160	$ 292,053.27	$ 43,808	$ 540,299
2023	816,951,302	$ 976,332,430	$ 159,381,128	99.00%	0.63108	$ 995,764	$ 331,921.40	$ 49,788	$ 614,055
2024	816,951,302	$ 995,859,079	$ 178,907,777	99.00%	0.63108	$ 1,117,761	$ 372,586.89	$ 55,888	$ 689,286
2025	816,951,302	$ 1,015,776,260	$ 198,824,958	99.00%	0.63108	$ 1,242,197	$ 414,065.70	$ 62,110	$ 766,022
2026	816,951,302	$ 1,036,091,785	$ 219,140,483	99.00%	0.63108	$ 1,369,122	$ 456,374.08	$ 68,456	$ 844,292
2027	816,951,302	$ 1,056,813,621	$ 239,862,319	99.00%	0.63108	$ 1,498,586	$ 499,528.63	$ 74,929	$ 924,128
2028	816,951,302	$ 1,077,949,893	$ 260,998,591	99.00%	0.63108	$ 1,630,639	$ 543,546.27	$ 81,532	$ 1,005,561
2029	816,951,302	$ 1,099,508,891	$ 282,557,589	99.00%	0.63108	$ 1,765,333	$ 588,444.26	$ 88,267	$ 1,088,622
2030	816,951,302	$ 1,121,499,069	$ 304,547,767	99.00%	0.63108	$ 1,902,721	$ 634,240.22	$ 95,136	$ 1,173,344
2031	816,951,302	$ 1,143,929,051	$ 326,977,749	99.00%	0.63108	$ 2,042,856	$ 680,952.09	$ 102,143	$ 1,259,761
2032	816,951,302	$ 1,166,807,632	$ 349,856,330	99.00%	0.63108	$ 2,185,795	$ 728,598.20	$ 109,290	$ 1,347,907
2033	816,951,302	$ 1,190,143,784	$ 373,192,482	99.00%	0.63108	$ 2,331,592	$ 777,197.23	$ 116,580	$ 1,437,815
2034	816,951,302	$ 1,213,946,660	$ 396,995,358	99.00%	0.63108	$ 2,480,305	$ 826,768.24	$ 124,015	$ 1,529,521
2035	816,951,302	$ 1,238,225,593	$ 421,274,291	99.00%	0.63108	$ 2,631,992	$ 877,330.67	$ 131,600	$ 1,623,062
2036	816,951,302	$ 1,262,990,105	$ 446,038,803	99.00%	0.63108	$ 2,786,713	$ 928,904.35	$ 139,336	$ 1,718,473
2037	816,951,302	$ 1,288,249,907	$ 471,298,605	99.00%	0.63108	$ 2,944,529	$ 981,509.51	$ 147,226	$ 1,815,793
2038	816,951,302	$ 1,314,014,905	$ 497,063,603	99.00%	0.63108	$ 3,105,500	$ 1,035,166.77	$ 155,275	$ 1,915,059
2039	816,951,302	$ 1,340,295,203	$ 523,343,901	99.00%	0.63108	$ 3,269,692	$ 1,089,897.17	$ 163,485	$ 2,016,310
2040	816,951,302	$ 1,367,101,107	$ 550,149,805	99.00%	0.63108	$ 3,437,167	$ 1,145,722.18	$ 171,858	$ 2,119,586
2041	816,951,302	$ 1,394,443,129	$ 577,491,827	99.00%	0.63108	$ 3,607,991	$ 1,202,663.69	$ 180,400	$ 2,224,928
2042	816,951,302	$ 1,422,331,992	$ 605,380,690	99.00%	0.63108	$ 3,782,232	$ 1,260,744.03	$ 189,112	$ 2,332,376
2043	816,951,302	$ 1,450,778,632	$ 633,827,330	99.00%	0.63108	$ 3,959,958	$ 1,319,985.98	$ 197,998	$ 2,441,974
2044	816,951,302	$ 1,479,794,205	$ 662,842,903	99.00%	0.63108	$ 4,141,238	$ 1,380,412.77	$ 207,062	$ 2,553,764
2045	816,951,302	$ 1,509,390,089	$ 692,438,787	99.00%	0.63108	$ 4,326,144	$ 1,442,048.09	$ 216,307	$ 2,667,789
2046	816,951,302	$ 1,539,577,890	$ 722,626,588	99.00%	0.63108	$ 4,514,748	$ 1,504,916.12	$ 225,737	$ 2,784,095
2047	816,951,302	$ 1,570,369,448	$ 753,418,146	99.00%	0.63108	$ 4,707,125	$ 1,569,041.51	$ 235,356	$ 2,902,727
2048	816,951,302	$ 1,601,776,837	$ 784,825,535	99.00%	0.63108	$ 4,903,348	$ 1,634,449.41	$ 245,167	$ 3,023,731
			$ 12,249,758,025			$ 76,532,715	$ 25,510,905	$ 3,826,636	$ 47,195,174

EXHIBIT 4A

Revenue Schedule – Houston Independent School District (Original Area)

Tax Year	Base Value	Taxable Value	Lesser of:		Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	Educational Facilities	Admin Fee	Net Increment to Zone
			Captured Appraised Value	Project Plan Appraised Value							
2014	156,591,480	$ 1,183,393,995	$ 1,026,802,515	$ 740,166,000	99.00%	1.1867	$ 8,695,714	2,898,571	2,260,081	12,500	3,524,562
2015	156,591,480	$ 1,207,061,875	$ 1,050,470,395	$ 788,594,000	99.00%	1.1867	$ 9,264,663	3,088,221	2,329,440	12,500	3,834,502
2016	156,591,480	$ 1,231,203,112	$ 1,074,611,632	$ 865,213,000	99.00%	1.1867	$ 10,164,808	3,388,269	2,439,175	12,500	4,324,863
2017	156,591,480	$ 1,255,827,175	$ 1,099,235,695	$ 917,065,000	99.00%	1.1867	$ 10,773,982	3,591,327	2,513,439	12,500	4,656,716
2018	156,591,480	$ 1,280,943,718	$ 1,124,352,238	$ 988,824,000	99.00%	1.1867	$ 11,617,031	3,872,344	2,616,214	12,500	5,115,974
2019	156,591,480	$ 1,306,562,593	$ 1,149,971,113	$ 1,044,117,000	99.00%	1.1867	$ 12,266,631	4,088,877	2,695,405	12,500	5,469,849
2020	156,591,480	$ 1,332,693,844	$ 1,176,102,364	$ 1,101,029,000	99.00%	1.1867	$ 12,935,252	4,311,751	2,776,916	12,500	5,834,086
2021	156,591,480	$ 1,359,347,721	$ 1,202,756,241	$ 1,141,091,000	99.00%	1.1867	$ 13,405,914	4,468,638	2,834,293	12,500	6,090,482
2022	156,591,480	$ 1,386,534,676	$ 1,229,943,196	$ 1,181,089,000	99.00%	1.1867	$ 13,875,823	4,625,274	2,891,579	12,500	6,346,470
2023	156,591,480	$ 1,414,265,369	$ 1,257,673,889	$ 1,222,106,000	99.00%	1.1867	$ 14,357,705	4,785,902	2,950,325	12,500	6,608,978
		$ 12,957,834,078	$ 11,391,919,278	$ 9,989,294,000			$ 117,357,522	39,119,174	26,306,867	125,000	51,806,482

EXHIBIT 4B

Revenue Schedule – Houston Independent School District (1999 Annexed Area)

Tax Year	Base Value Annexed Area	Taxable Value	Lesser of:		Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	Educational Facilities	Admin Fee	Net Increment to Zone
			Captured Appraised Value	Project Plan Appraised Value							
2014	53,013,840	$ 212,462,951	$ 159,449,111	$ 98,866,000	9900.00%	0.9600	$ 93,962,246	31,320,749	$31,320,749	12,500	$31,308,249
2015	53,013,840	$ 216,712,210	$ 163,698,370	$ 105,429,500	99.00%	0.9600	$ 1,002,002	334,001	$ 334,001	12,500	$ 321,501
2016	53,013,840	$ 221,046,454	$ 168,032,614	$ 111,993,000	99.00%	0.9600	$ 1,064,381	354,794	$ 354,794	12,500	$ 342,294
2017	53,013,840	$ 225,467,383	$ 172,453,543	$ 118,556,500	99.00%	0.9600	$ 1,126,761	375,587	$ 375,587	12,500	$ 363,087
2018	53,013,840	$ 229,976,731	$ 176,962,891	$ 125,116,500	99.00%	0.9600	$ 1,189,107	396,369	$ 396,369	12,500	$ 383,869
2019	53,013,840	$ 234,576,266	$ 181,562,426	$ 131,688,000	99.00%	0.9600	$ 1,251,563	417,188	$ 417,188	12,500	$ 404,688
2020	53,013,840	$ 239,267,791	$ 186,253,951	$ 138,259,500	99.00%	0.9600	$ 1,314,018	438,006	$ 438,006	12,500	$ 425,506
2021	53,013,840	$ 244,053,147	$ 191,039,307	$ 144,831,000	99.00%	0.9600	$ 1,376,474	458,825	$ 458,825	12,500	$ 446,325
2022	53,013,840	$ 248,934,210	$ 195,920,370	$ 151,402,500	99.00%	0.9600	$ 1,438,929	479,643	$ 479,643	12,500	$ 467,143
2023	53,013,840	$ 253,912,894	$ 200,899,054	$ 157,963,750	99.00%	0.9600	$ 1,501,287	500,429	$ 500,429	12,500	$ 487,929
		$ 2,326,410,036	$ 1,796,271,636	$ 1,284,106,250			$105,226,770	35,075,590	$35,075,590	$ 125,000	$34,950,590

EXHIBIT 5

Revenue Schedule – Harris County (Original Area)

Tax Year	Base Value	Projected Value	Captured Appraised Value	Collection Rate	Harris County Tax Rate	Harris County Flood Control Tax Rate	Harris County/ Harris County Flood Control Participation	Increment Revenue	Affordable Housing (7)	Admin (5%)	Net Revenue (Less Transfers and AH)
2014	$ 157,131,420	$ 1,309,677,324	$ 1,152,545,904	99.00%	0.41455	0.02827	100.00%	$ 5,052,667	$ 6,849,863	$ 252,633	$ (2,049,830)
2015	$ 157,131,420	$ 1,335,870,870	$ 1,178,739,450	99.00%	0.41455	0.02827	100.00%	$ 5,167,497	$ 1,006,369	$ 258,375	$ 3,902,753
2016	$ 157,131,420	$ 1,362,588,288	$ 1,205,456,868	99.00%	0.41455	0.02827	100.00%	$ 5,284,624	$ 1,075,443	$ 264,231	$ 3,944,950
2017	$ 157,131,420	$ 1,389,840,054	$ 1,232,708,634	99.00%	0.41455	0.02827	100.00%	$ 5,404,094	$ 1,126,250	$ 270,205	$ 4,007,639
2018	$ 157,131,420	$ 1,417,636,855	$ 1,260,505,435	99.00%	0.41455	0.02827	100.00%	$ 5,525,952	$ 1,192,034	$ 276,298	$ 4,057,621
2019	$ 157,131,420	$ 1,445,989,592	$ 1,288,858,172	99.00%	0.41455	0.02827	100.00%	$ -	$ -	$ -	$ -
2020	$ 157,131,420	$ 1,474,909,384	$ 1,317,777,964	99.00%	0.41455	0.02827	100.00%	$ -	$ -	$ -	$ -
2021	$ 157,131,420	$ 1,504,407,571	$ 1,347,276,151	99.00%	0.41455	0.02827	100.00%	$ -	$ -	$ -	$ -
2022	$ 157,131,420	$ 1,534,495,723	$ 1,377,364,303	99.00%	0.41455	0.02827	100.00%	$ -	$ -	$ -	$ -
2023	$ 157,131,420	$ 1,565,185,637	$ 1,408,054,217	99.00%	0.41455	0.02827	100.00%	$ -	$ -	$ -	$ -
2024	$ 157,131,420	$ 1,596,489,350	$ 1,439,357,930	99.00%	0.41455	0.02827	100.00%	$ -	$ -	$ -	$ -
2025	$ 157,131,420	$ 1,628,419,137	$ 1,471,287,717	99.00%	0.41455	0.02827	100.00%	$ -	$ -	$ -	$ -
	$ 1,885,577,040	$ 17,565,509,784	$ 15,679,932,744					$ 26,434,834	$ 11,249,959	$ 1,321,742	$ 13,863,134

EXHIBIT 6A

Revenue Schedule – Houston Community College (Original Area)

Tax Year (1)	Base Year Original Area	Taxable Value Original Area	Captured Appraised Value	Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	City Admin	Net Revenue (Less Transfers and AH)
2014	99,343,200	$ 829,437,583	$ 730,094,383	99.00%	0.07706	$ 556,948	$ 185,649	$ 8,333	$ 362,966
2015	99,343,200	$ 846,026,335	$ 746,683,135	99.00%	0.07706	$ 569,603	$ 189,868	$ 8,333	$ 371,402
2016	99,343,200	$ 862,946,861	$ 763,603,661	99.00%	0.07706	$ 582,511	$ 194,170	$ 8,333	$ 380,007
2017	99,343,200	$ 880,205,799	$ 780,862,599	99.00%	0.07706	$ 595,677	$ 198,559	$ 8,333	$ 388,784
2018	99,343,200	$ 897,809,915	$ 798,466,715	99.00%	0.07706	$ 609,106	$ 203,035	$ 8,333	$ 397,737
2019	99,343,200	$ 915,766,113	$ 816,422,913	99.00%	0.07706	$ 622,804	$ 207,601	$ 8,333	$ 406,869
2020	99,343,200	$ 934,081,435	$ 834,738,235	99.00%	0.07706	$ 636,775	$ 212,258	$ 8,333	$ 416,184
2021	99,343,200	$ 952,763,064	$ 853,419,864	99.00%	0.07706	$ 651,027	$ 217,009	$ 8,333	$ 425,684
2022	99,343,200	$ 971,818,325	$ 872,475,125	99.00%	0.07706	$ 665,563	$ 221,854	$ 8,333	$ 435,375
2023	99,343,200	$ 991,254,692	$ 891,911,492	99.00%	0.07706	$ 680,390	$ 226,797	$ 8,333	$ 445,260
2024	99,343,200	$ 1,011,079,785	$ 911,736,585	99.00%	0.07706	$ 695,513	$ 231,838	$ 8,333	$ 455,342
2025	99,343,200	$ 1,031,301,381	$ 931,958,181	99.00%	0.07706	$ 710,939	$ 236,980	$ 8,333	$ 465,626
			$ 9,932,372,887			$ 7,576,856	$ 2,525,619	$ 100,000	$ 4,951,237

EXHIBIT 6B

Revenue Schedule – Houston Community College (1995 Annexed Area)

Tax Year (1)	Base Year Annexation 1999	Taxable Value Annexation 1995	Captured Appraised Value	Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	City Admin	Net Revenue (Less Transfers and AH)
2014	57,738,340	$ 488,050,406	$ 430,312,066	99.00%	0.07706	$ 328,261	$ 109,420	$ 8,333	$ 210,507
2015	57,738,340	$ 497,811,414	$ 440,073,074	99.00%	0.07706	$ 335,707	$ 111,902	$ 8,333	$ 215,472
2016	57,738,340	$ 507,767,642	$ 450,029,302	99.00%	0.07706	$ 343,302	$ 114,434	$ 8,333	$ 220,535
2017	57,738,340	$ 517,922,995	$ 460,184,655	99.00%	0.07706	$ 351,049	$ 117,016	$ 8,333	$ 225,700
2018	57,738,340	$ 528,281,455	$ 470,543,115	99.00%	0.07706	$ 358,951	$ 119,650	$ 8,333	$ 230,967
2019	57,738,340	$ 538,847,084	$ 481,108,744	99.00%	0.07706	$ 367,011	$ 122,337	$ 8,333	$ 236,341
2020	57,738,340	$ 549,624,026	$ 491,885,686	99.00%	0.07706	$ 375,232	$ 125,077	$ 8,333	$ 241,822
2021	57,738,340	$ 560,616,506	$ 502,878,166	99.00%	0.07706	$ 383,618	$ 127,873	$ 8,333	$ 247,412
2022	57,738,340	$ 571,828,837	$ 514,090,497	99.00%	0.07706	$ 392,171	$ 130,724	$ 8,333	$ 253,114
2023	57,738,340	$ 583,265,413	$ 525,527,073	99.00%	0.07706	$ 400,895	$ 133,632	$ 8,333	$ 258,930
2024	57,738,340	$ 594,930,722	$ 537,192,382	99.00%	0.07706	$ 409,794	$ 136,598	$ 8,333	$ 264,863
2025	57,738,340	$ 606,829,336	$ 549,090,996	99.00%	0.07706	$ 418,871	$ 139,624	$ 8,333	$ 270,914
			$ 5,852,915,757			$ 4,464,865	$ 1,488,288	$ 100,000	$ 2,876,576

EXHIBIT 6C

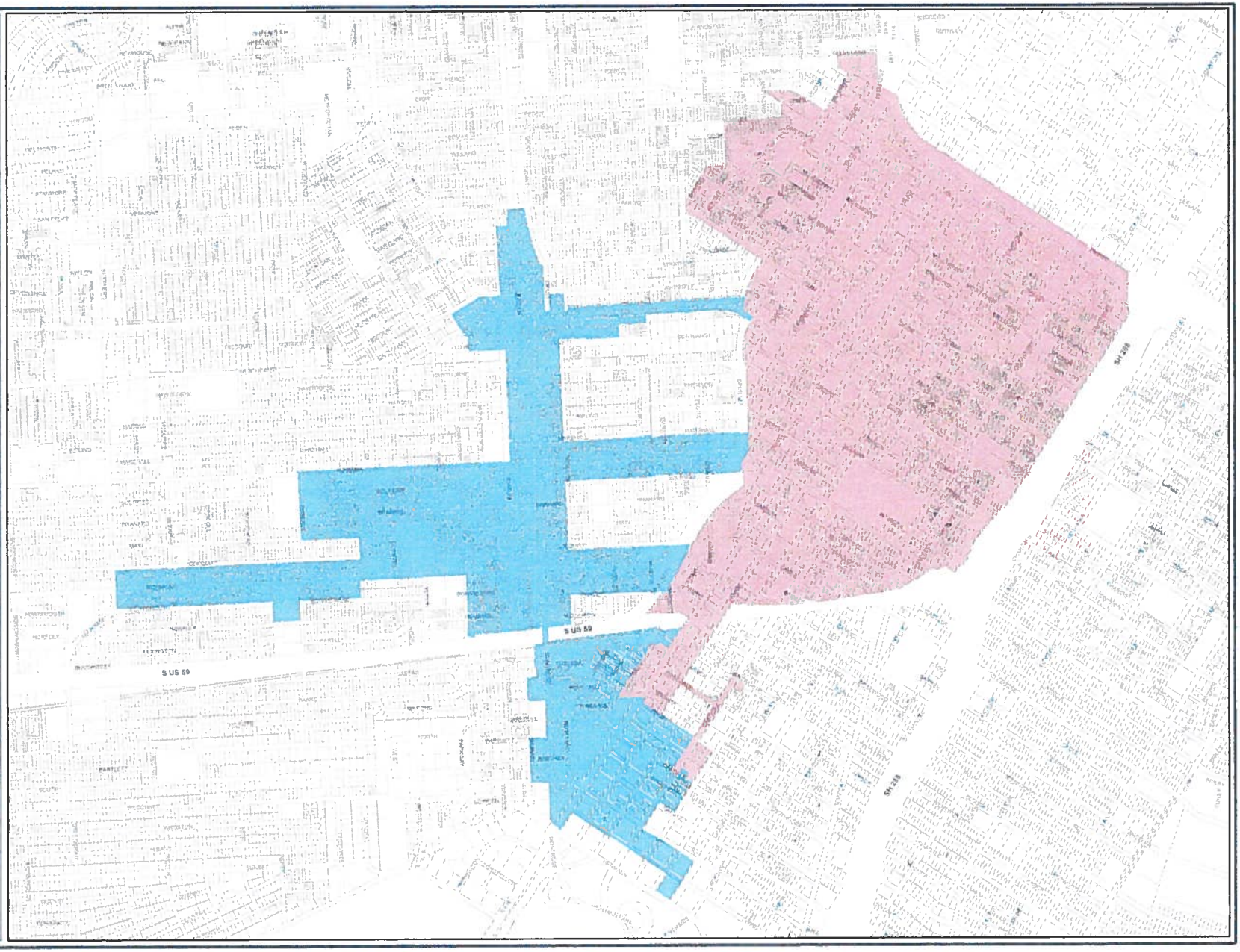
Revenue Schedule – Houston Community College (1999 Annexed Area)

Tax Year (1)	Base Year Annexation 1999	Taxable Value Annexation 1999	Captured Appraised Value	Collection Rate	Tax Rate	Increment Revenue	Affordable Housing	City Admin	Net Revenue (Less Transfers and AH)
2014	54,694,350	$ 252,148,221	$ 197,453,871	99.00%	0.07706	$ 150,627	$ 50,209	$ 8,333	$ 92,084
2015	54,694,350	$ 257,191,185	$ 202,496,835	99.00%	0.07706	$ 154,474	$ 51,491	$ 8,333	$ 94,649
2016	54,694,350	$ 262,335,009	$ 207,640,659	99.00%	0.07706	$ 158,398	$ 52,799	$ 8,333	$ 97,265
2017	54,694,350	$ 267,581,709	$ 212,887,359	99.00%	0.07706	$ 162,400	$ 54,133	$ 8,333	$ 99,933
2018	54,694,350	$ 272,933,343	$ 218,238,993	99.00%	0.07706	$ 166,482	$ 55,494	$ 8,333	$ 102,655
2019	54,694,350	$ 278,392,010	$ 223,697,660	99.00%	0.07706	$ 170,647	$ 56,882	$ 8,333	$ 105,431
2020	54,694,350	$ 283,959,851	$ 229,265,501	99.00%	0.07706	$ 174,894	$ 58,298	$ 8,333	$ 108,263
2021	54,694,350	$ 289,639,048	$ 234,944,698	99.00%	0.07706	$ 179,226	$ 59,742	$ 8,333	$ 111,151
2022	54,694,350	$ 295,431,829	$ 240,737,479	99.00%	0.07706	$ 183,645	$ 61,215	$ 8,333	$ 114,097
2023	54,694,350	$ 301,340,465	$ 246,646,115	99.00%	0.07706	$ 188,153	$ 62,718	$ 8,333	$ 117,102
2024	54,694,350	$ 307,367,274	$ 252,672,924	99.00%	0.07706	$ 192,750	$ 64,250	$ 8,333	$ 120,167
2025	54,694,350	$ 313,514,620	$ 258,820,270	99.00%	0.07706	$ 197,440	$ 65,813	$ 8,333	$ 123,293
			$ 2,725,502,365			$ 2,079,134	$ 693,045	$ 100,000	$ 1,286,090

City Of Houston
Proposed Annexation
TIRZ #2

Legend

- Waterway
- Existing Boundary
- Proposed Annexation
- Parcels



Source: GIS Services Division
Date: November 2014
Reference: pj17861_Annex

This map is made available for reference purposes only and should not be substituted for a survey product. The City of Houston will not accept liability of any kind in conjunction with its use.

CITY OF HOUSTON TEXAS

PLANNING & DEVELOPMENT DEPARTMENT

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
District C, District D, District I

Item Creation Date: 12/3/2014

MYR - Sixth Amendment: Project Plan & Financing Plan for Reinvestment Zone Number Two (Midtown Zone)

Agenda Item#: 64.

Summary:
ORDINANCE related to **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)** approving the sixth amended Project Plan and Reinvestment Zone Financing for the Zone; authorizing the City Secretary to distribute such plans; extending the duration of the Zone to December 31, 2048 - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBERS COHEN, KUBOSH and BOYKINS
This was Item 90 on Agenda of December 10, 2014

Background:
SPECIFIC EXPLANATION:
Reinvestment Zone Number Two, City of Houston, Texas ("Zone"), was created by Ordinance No. 1994-1345 on December 14, 1994. City Council authorized the creation of the Midtown Redevelopment Authority by Resolution No. 1995-0096 on June 28, 1995, and approved a Project Plan and Reinvestment Zone Financing Plan (Plan) for the Midtown Zone by Ordinance No. 1997-0600 on May 28, 1997. Subsequently, City Council approved the First Amendment to the Plan by Ordinance No. 1997-1338 on October 22, 1997, the Second Amendment to the Plan by Ordinance No. 1999-0850 on August 11, 1999, the Third Amendment to the Plan by Ordinance No. 2009-1395 on December 29, 2009, the Fourth Amendment to the Plan by Ordinance No. 2011-0534 on June 22, 2011, and the Fifth Amendment to the Plan by Ordinance No. 2013-0638 on July 10, 2013.

On November 12, 2014, the Board of Directors of the Zone approved a proposed Sixth Amendment Project Plan and Reinvestment Zone Financing Plan (the "Amended Plan") and transmitted it for City Council approval. The Amended Plan provides for an expanded boundary that will add approximately 235 acres to the Zone's current area. The proposed expanded boundaries will enhance the Zone's Cultural and Tourism District as well as provide for utility and street and streetscape improvements along certain commercial corridors to enhance pedestrian access, mobility and connectivity. The Amended Plan also contemplates a life extension of the Zone through December 31, 2048.

Accordingly, the Administration recommends that City Council approve the Sixth Amendment to the Plan for the Zone.

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

Prior Council Action:

Ord. No. 1994-1345, 12/14/94; Res. No. 1995-0096, 06/28/95; Ord. No. 1997-0600, 05/28/97; Ord. No. 1997-1338,10/22/97; Ord. No. 1997-1540, 12/10/97; Ord. No. 1998-0301, 04/22/98; Ord. No. 1999-0850, 08/11/99; Ord. No. 2000-0494, 06/07/00; Ord. No. 2009-1395, 12/29/09, Ord. No. 2011-0534, 06/22/11, Ord. No. 2013-0638, 07/10/11

Amount of Funding:
No funding required

Contact Information:

Gwendolyn Tillotson Phone: (832) 393-0937

ATTACHMENTS:

Description	Type
RCA-TIRZ 2 Midtown Zone PP 6th Amendment	Backup Material
TIRZ 2 Midtown Zone creation	Backup Material
TIRZ 2 Midtown Zone AOI	Backup Material
TIRZ 2 Midtown Zone Project Plan	Backup Material
TIRZ 2 Midtown Zone PP 1st Amend	Backup Material
TIRZ 2 Midtown Zone PP 2nd Amend	Backup Material
TIRZ 2 Midtown Zone PP 3rd Amend	Backup Material
TIRZ 2 Midtown Zope PP 4th Amend	Backup Material
TIRZ 2 Midtown Zone PP 5th Amend	Backup Material

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA #**

SUBJECT: An Ordinance to approve a Sixth Amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Two (Midtown Zone).	**Category #**	**Page 1 of 1**	**Agenda Item#**
FROM: (Department or other point of origin): Andrew F. Icken Chief Development Officer	**Origination Date**		**Agenda Date**
CHIEF DEVELOPMENT OFFICER'S SIGNATURE:	**Council Districts affected:** C,D & I		
For additional information contact: Gwendolyn Tillotson **Phone:** (832) 393-0937	**Date and identification of prior authorizing Council Action:** Ord. No. 1994-1345, 12/14/94; Res. No. 1995-0096, 06/28/95; Ord. No. 1997-0600, 05/28/97; Ord. No. 1997-1338,10/22/97; Ord. No. 1997-1540, 12/10/97; Ord. No. 1998-0301, 04/22/98; Ord. No. 1999-0850, 08/11/99; Ord. No. 2000-0494, 06/07/00; Ord. No. 2009-1395, 12/29/09, Ord. No. 2011-0534, 06/22/11, Ord. No. 2013-0638, 07/10/11		

RECOMMENDATION: (Summary)
City Council adopt an ordinance to approve a Sixth Amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Two (Midtown Zone).

Amount of Funding: No Funding Required

SOURCE OF FUNDING: **[ ] General Fund** **[ ] Grant Fund** **[ ] Enterprise Fund** **[X] N/A**

SPECIFIC EXPLANATION:

Reinvestment Zone Number Two, City of Houston, Texas ("Zone"), was created by Ordinance No. 1994-1345 on December 14, 1994. City Council authorized the creation of the Midtown Redevelopment Authority by Resolution No. 1995-0096 on June 28, 1995, and approved a Project Plan and Reinvestment Zone Financing Plan (Plan) for the Midtown Zone by Ordinance No. 1997-0600 on May 28, 1997. Subsequently, City Council approved the First Amendment to the Plan by Ordinance No. 1997-1338 on October 22, 1997, the Second Amendment to the Plan by Ordinance No. 1999-0850 on August 11, 1999, the Third Amendment to the Plan by Ordinance No. 2009-1395 on December 29, 2009, the Fourth Amendment to the Plan by Ordinance No. 2011-0534 on June 22, 2011, and the Fifth Amendment to the Plan by Ordinance No. 2013-0638 on July 10, 2013.

On November 12, 2014, the Board of Directors of the Zone approved a proposed Sixth Amendment Project Plan and Reinvestment Zone Financing Plan (the "Amended Plan") and transmitted it for City Council approval. The Amended Plan provides for an expanded boundary that will add approximately 235 acres to the Zone's current area. The proposed expanded boundaries will enhance the Zone's Cultural and Tourism District as well as provide for utility and street and streetscape improvements along certain commercial corridors to enhance pedestrian access, mobility and connectivity. The Amended Plan also contemplates a life extension of the Zone through December 31, 2048.

Accordingly, the Administration recommends that City Council approve the Sixth Amendment to the Plan for the Zone.

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

REQUIRED AUTHORIZATION

Other Authorization:	**Other Authorization:**	**Other Authorization:**

City of Houston, Texas, Ordinance No. 97-600

AN ORDINANCE APPROVING THE PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN); AUTHORIZING THE CITY SECRETARY TO DISTRIBUTE SUCH PLANS; CONTAINING VARIOUS PROVISIONS RELATED TO THE FOREGOING SUBJECT; AND DECLARING AN EMERGENCY.

* * * * * * *

WHEREAS, by City of Houston Ordinance No. 94-1345, dated December 14, 1994, the City created Reinvestment Zone Number Two, City of Houston, Texas (the "Midtown Zone") for the purposes of redevelopment in the area of the City generally bounded by I-45 on the north, Highway 288 on the east, U.S. 59 on the south and Bagby Street and Spur 527 on the west, which is also known as the Midtown area; and

WHEREAS, the City enlarged the boundaries of the Midtown Zone by City of Houston Ordinance No. 95-1322 on December 13, 1995, to include additional areas within the general boundaries of the Midtown area and to the northeast of the Midtown area; and

WHEREAS, Harris County (the "County") has agreed to participate in the Midtown Zone and has authorized 100 percent of its tax increment in the Midtown Zone to be paid into the tax increment fund for the Midtown Zone; and

WHEREAS, Houston Independent School District ("HISD") has agreed to participate in the Midtown Zone and has authorized 100 percent of its tax increment, but not more than $0.96

per $100 of assessed valuation per year on the captured appraised value of the Midtown Zone, to be paid into the tax increment fund for the Midtown Zone; and

WHEREAS, the Project Plan and the Reinvestment Zone Financing Plan reflect the participation of the County and HISD, and;

WHEREAS, the Board of Directors of the Midtown Zone has approved the Project Plan and Reinvestment Zone Financing Plan (the "Proposed Plans") attached hereto for the redevelopment of the Midtown Zone; and

WHEREAS, before the City and the Board of Directors of the Midtown Zone may implement the Proposed Plans, the City Council must approve the Proposed Plans;

WHEREAS, the Proposed Plans provide that at least one-third of the surface area of the Midtown Zone, excluding roads, streets, utility rights-of-way and other public areas exempt from ad valorem, is dedicated to residential housing, and that one-third of the tax increment is dedicated to the provision of low-income housing during the term of the Midtown Zone; **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 declared to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. That the Project Plan and Reinvestment Zone Financing Plan attached hereto for Reinvestment Zone Number Two, City of Houston, Texas, are hereby determined to be feasible and are approved.

Section 3. That the City Secretary is directed to provide copies of the Project Plan and Reinvestment Zone Financing Plan to each taxing unit levying ad valorem taxes in the Zone.

Section 4. That City Council officially finds, determines, recites and declares a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. That City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

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

its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

PASSED AND ADOPTED this 28th day of May, 1997.

APPROVED this _____ day of May, 1997.

Mayor of the City of Houston

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the foregoing Ordinance is JUN 0 3 1997.

City Secretary

(Prepared by Legal Dept. Deborah F. McAfee)
(DFM/dfm May 20, 1997) Senior Assistant City Attorney
(Requested by Robert M. Litke, Director, Planning and Development)
(L.D. File No. 34-94360-06)

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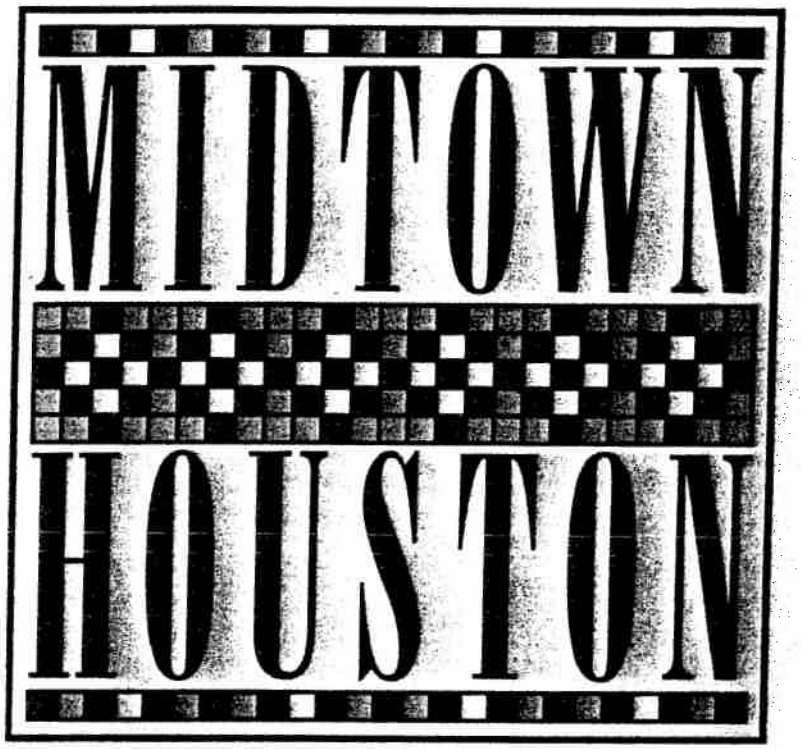
CAPTION PUBLISHED IN DAILY COURT REVIEW
DATE: JUN 0 3 1997


MIDTOWN
HOUSTON

PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN

REINVESTMENT ZONE NUMBER TWO
CITY OF HOUSTON, TEXAS

MIDTOWN

April 1997

REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS
MIDTOWN REDEVELOPMENT AUTHORITY

BOARD OF DIRECTORS:

Doug O. Williams, Chairman
Assistant to the Mayor on
Housing and Inner City Revitalization
Appointed by City of Houston

Barron F. Wallace, Vice Chairman
Wickliff & Hall, P.C.
Appointed by Rep. Garnet Coleman

Nicole P. Cao, Secretary
Texas Commerce Bank N.A.
Appointed by City of Houston

William Paul Thomas, Asst. Secretary
The Office of State Senator Rodney Ellis
Appointed by Senator Rodney Ellis

Carol Alvarado
Magnolia Commercial Revitalization Project
Appointed by H.I.S.D.

Dionel E. Aviles
Aviles Engineering Corp.
Appointed by City of Houston

Linda K. Brown
Network Marketing, Inc.
Appointed by Harris County

Allen Holcombe Crosswell
Crosswell Properties
Appointed by City of Houston

David L. Edwards
United National Insurance Agency
Appointed by City of Houston

STAFF:

F. Charles Le Blanc
Executive Director

Kandi Schramm
Secretary

PROFESSIONAL CONSULTANTS:

Financial Advisors
Arthur Andersen LLP

Accountants
Lindsey V. McWilliams, CPA

Civil Engineers
Carter & Burgess, Inc.

Legal Counsel
Vinson & Elkins, L.L.P.
Burney & Foreman

Planners & Landscape Architects
Vernon G. Henry and Associates, Inc.
Roberta Burroughs & Associates

CITY COUNCIL DISTRICT MAP
DISTRICT
C COUNCILWOMAN MARTHA WONG
D COUNCILMAN JEW DON BONEY
E COUNCILMAN ROB TODD
I COUNCILMAN JOHN E. CASTILLO
CITY COUNCIL DISTRICT BOUNDARY
T.I.R.Z. BOUNDARY
CITY COUNCIL DISTRICT D
CITY COUNCIL DISTRICT I
CITY COUNCIL DISTRICT E
CITY COUNCIL DISTRICT C
Midtown
Houston, Texas
Downtown
Interstate 45
U.S. Highway 59
S.H. 288
Westheimer
Alabama
Richmond
McGowen
Gray
Webster
Elgin
Almeda
Blodgett
NORTH

HOUSTON
INDEPENDENT
SCHOOL DISTRICT
DISTRICT MAP
H.I.S.D. DISTRICT BOUNDARY
T.I.R.Z. BOUNDARY
Downtown
DISTRICT
VIII
DISTRICT
IV
Midtown
Houston, Texas
NORTH
West Dallas
West Gray
Westheimer
Alabama
Richmond
Interstate 45
U.S. Highway 59
S.H. 288
McGowen
Tuam
Gray
Webster
Main
Travis
Milam
Smith
Louisiana
Austin
La Branch
Crawford
Jackson
Chenevert
Hamilton
Bagby
Branard
Lovett
Hawthorne
Harold
Kipling
Marshall
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Appendix 43

FOREWORD

The plan for revitalizing Midtown Houston envisions reviving the original residential nature of the area with both new construction and the preservation/restoration of historical structures. The goal is to provide convenient, quality housing, vertically integrated with appropriate retail and commercial support facilities for Downtown/Central Business District and Texas Medical Center employees, college and medical students and anyone else who wants to live in the heart of Houston. By bringing the public and private sectors together in a redevelopment partnership, the Midtown T.I.R.Z. seeks to eliminate the urban blight plaguing Midtown Houston and enable the area to again realize its potential. This once vibrant residential area now lies comatose, stripped of its character and much of its usefulness tainted by years of neglect and depressed property values. Desperately in need of renewal, Midtown Houston's unfortunate history prompted developers and lenders to label it a risky venture, preempting previous individual efforts to resuscitate this neighborhood. Trapped in a cycle of deterioration, the area remained abandoned and ignored by most Houstonians. Until the public sector (Houston, Harris County and the Houston Independent School District) made a commitment to join forces with private developers and property owners, it seemed as if Midtown Houston was destined to continue to deteriorate. The creation of the Midtown T.I.R.Z. has awakened interest in the area.

The Midtown T.I.R.Z. is halting this area's cycle of decline by enabling private sector investment and redevelopment management under the Texas Tax Increment Financing Act. Efforts are being made to develop a mid-density, multi-cultural, mixed use residential community centered around a rejuvenated Main Street, thereby generating significant new taxable value in Midtown Houston. The Midtown Reinvestment Zone can provide:

- new capital for any necessary infrastructure
- funding for attractive, security enhancing streetscapes
- new capital for building schools, parks, recreation spaces and hike & bike trails in Midtown
- the ability to adopt land use controls similar to those available to suburban developers
- significant new tax revenues in the future for the City of Houston, the Houston Independent School District and Harris County.

For the government units, there was no down side in creating a Midtown Reinvestment Zone. They will lose no revenue; only the taxes from new improvements spawned by T.I.R.Z. #2 will finance the area's improvements. The tax revenues from the present Midtown property values will continue to flow to their coffers. At the end of the 30-year life of T.I.R.Z. #2, the taxes from the entire value of the rejuvenated Midtown will go to them. Without T.I.R.Z. #2, Midtown's long history of decline would have been its future; new development would have continued to pass over Midtown in favor of suburbia.

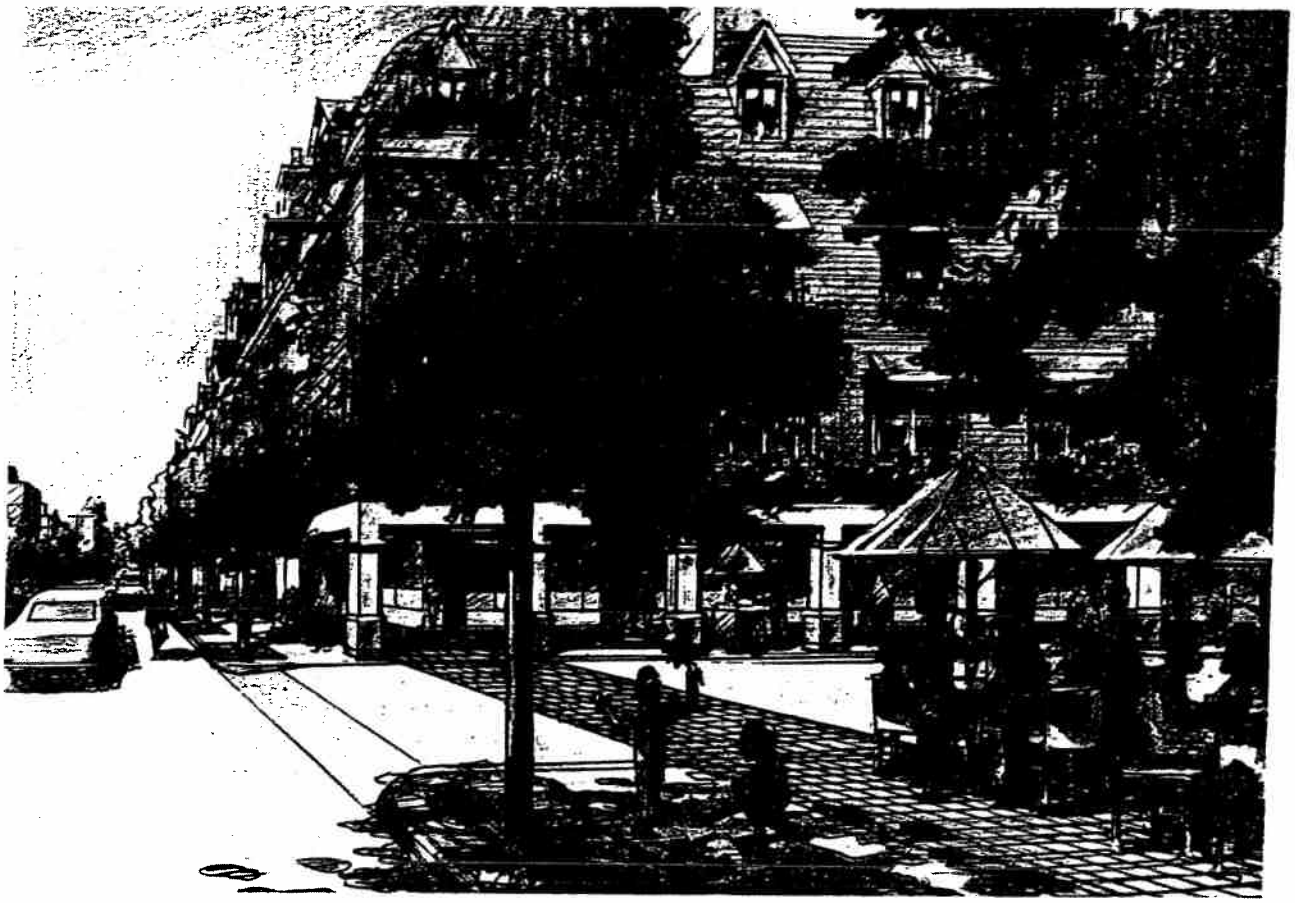
The Board of Midtown T.I.R.Z. believes Midtown Houston deserves a chance to become what it ought to be: a symbol of the spirit that built Houston and a vision of the City's future. The effort to have T.I.R.Z. #2 created was initiated by individual property owners and neighborhood institutions to foster economic development in Midtown Houston. The Midtown plan involves numerous people, many of whom are motivated solely by the desire to see a significant area of their home town improved. Businesses, churches, non-profit institutions, property owners, residents and the media continue to voice their support. All seem to understand that improving Midtown will have a very positive effect on the areas that surround Midtown.

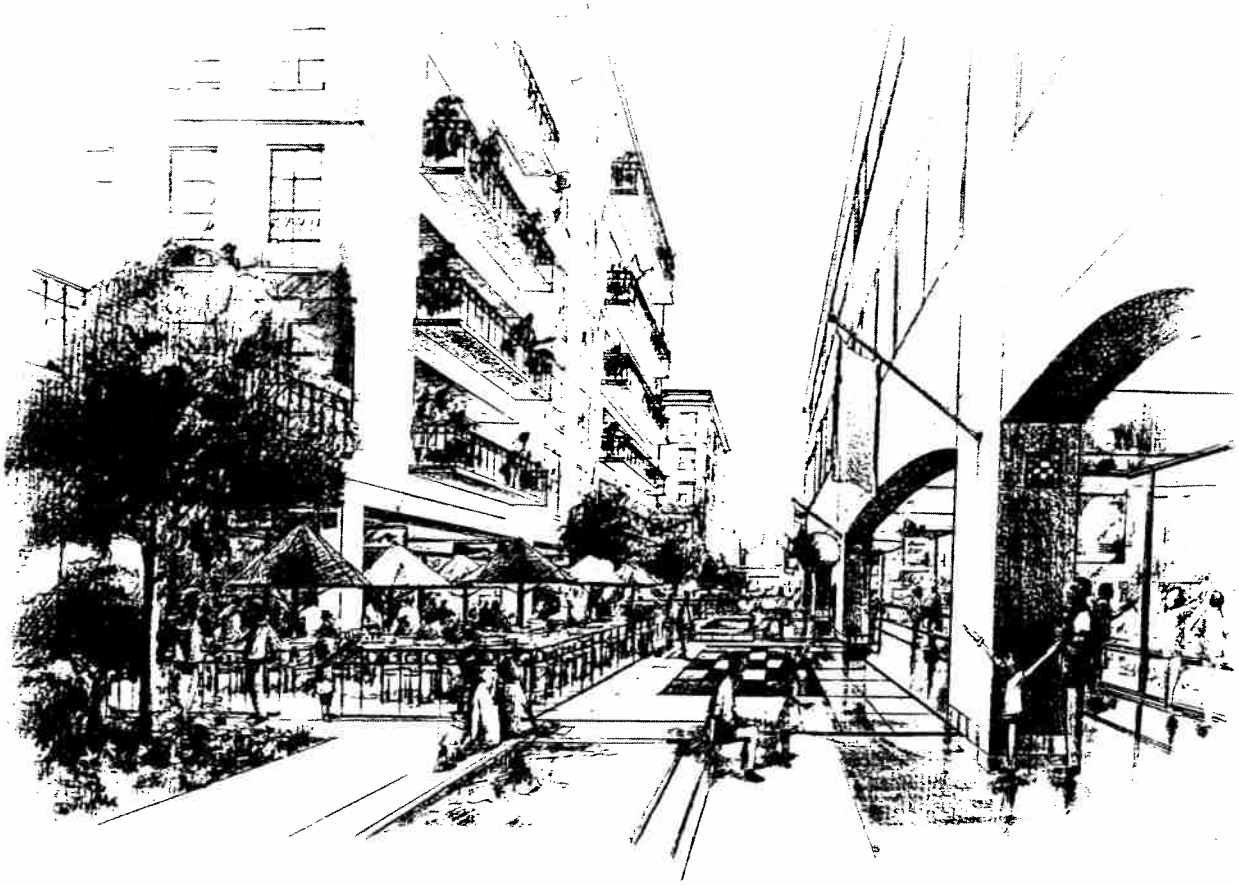
From 1992 to 1994, a private group of property owners worked to have the T.I.R.Z. created by securing petitions from over 700 different property owners, renewing interest in the area with developers, lenders and institutions, holding public town meetings, retaining professional consultants, securing media support, and raising funds to support the grass roots taxpayer initiative. In December of 1994, Houston City Council created Reinvestment Zone Number Two, City of Houston, Texas, in response to all the efforts. Harris County also voted to participate in the T.I.R.Z. on June 6, 1995. H.I.S.D. joined on December 12, 1996.

The Board of Directors of the T.I.R.Z. held its first meeting in April 1995, and has continued to pursue the goal of a rejuvenated Midtown Houston by:

- assisting property owners in negotiations with potential financiers/developers for the creation of new development projects
- working with the City of Houston, Houston Independent School District, Houston Community College, Harris County, the Houston Housing Finance Corporation, the Metropolitan Transit Authority, Texas Department of Transportation, numerous local, state, and federal organizations and institutions, property owners, realtors, builders and developers to provide a responsible, responsive, comprehensive planning environment in Midtown
- establishing an office with a full-time executive director to answer inquiries, solicit new businesses and homes, and coordinate activities in the area
- retaining professional consultants in the fields of finance and accounting, planning, engineering, law, and landscape architecture to prepare a project plan and financing plan for the area and assist with the daily business of running the district and attracting new development
- initiating a program to clean up the area and demolish dangerous buildings, rid the area of illegal businesses, and inform interested parties of the low crime rates
- annexing additional property into the district to come closer to covering the entire area considered to be Midtown Houston
- working with adjacent neighborhoods and the Enhanced Enterprise Zone participants to spread the concern for revitalization to other places in the inner-city to reinforce the effort of all.

Midtown -- once one of Houston's most beloved areas -- has become the most obvious orphan in the city. This neighborhood's plight has touched a nerve. Houstonians want a Midtown they can live in, raise families in, and point to with pride again. They want to breathe life into this community, and they are gratified that all levels of government have joined in helping them do it.



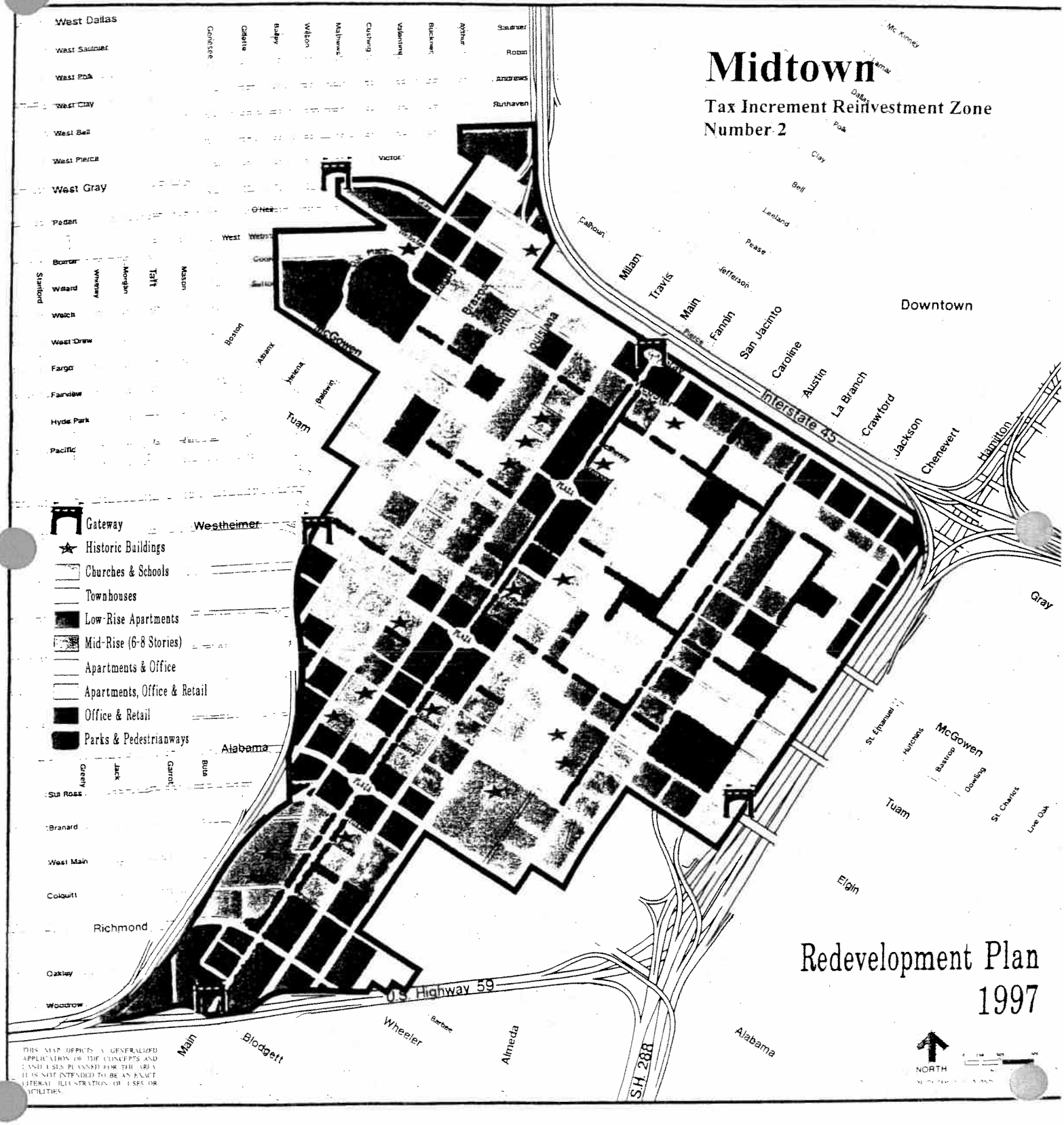


Midtown
Tax Increment Reinvestment Zone
Number 2
Existing Uses
and Conditions : 1997
Office
Retail
Commercial
Industrial
Institutional
Parking
Multi-Family
Single-Family
Parks & Open Space
Vacant Land
Automotive Uses
Historical Structure
Vacant Building
Downtown
Interstate 45
U.S. Highway 59
S.H. 288
Westheimer
Alabama
Richmond
Tuam
McGowen
Elgin
Main
Bloodgett
Wheeler
Almeda
Travis
Fannin
San Jacinto
Caroline
Austin
La Branch
Crawford
Jackson
Chenevert
Hamilton
Milam
Main
Taft
NORTH

- **Encourage the use of public transit.** A street-level, pedestrian environment coupled with convenient service from sheltered transit stops will encourage residents to use transit to reach jobs, education, cultural, and recreational opportunities. Higher residential densities mixed with places of employment will increase the number of people available to be transit patrons. An increase in the number of patrons can, in turn, allow greater convenience in scheduling and routing. An increase in convenience promotes an increase in the percentage of people willing to use transit. The location of Midtown close to both downtown and the medical center means a short employment commute to either, and a low likelihood that a transfer will be required. Given the high cost of parking in both of these employment centers, transit usage by Midtown residents for work trips is likely to be the highest in the region.

- **Make Main Street the focus of area activities.** Shopping, services, restaurants, entertainment, and special activities are to be clustered along Main Street, the historic corridor of commercial activity. As the central spine of the area, Main Street is within convenient walking distance for all residents and business people. It is also the continuous link to other areas of the City and the region. Even in its present diminished condition, Main Street remains the symbolic "main street" for Houstonians, and it is appropriate that it should be the center of lively activity for Midtown. Several plazas are planned along Main Street at key intersections. These will be places of visual significance, orientation points for the area. They will have special paving, planting, lighting and seating and may also include statues, fountains, or other art works. The plazas will be places for people to gather on pleasant days, places to hold festivities and celebrations. They will make Main Street special in Midtown and will symbolize to the rest of the city that Midtown is a special place.

  The plazas are indicated on the Plan drawing schematically, as ovals of enlarged right-of-way. While it is the intention to have special paving within the existing right-of-way of each of these intersections, the design of the plazas has not been undertaken beyond that point. Each will be unique; their size, shape and extent will vary with the land available when they are funded.

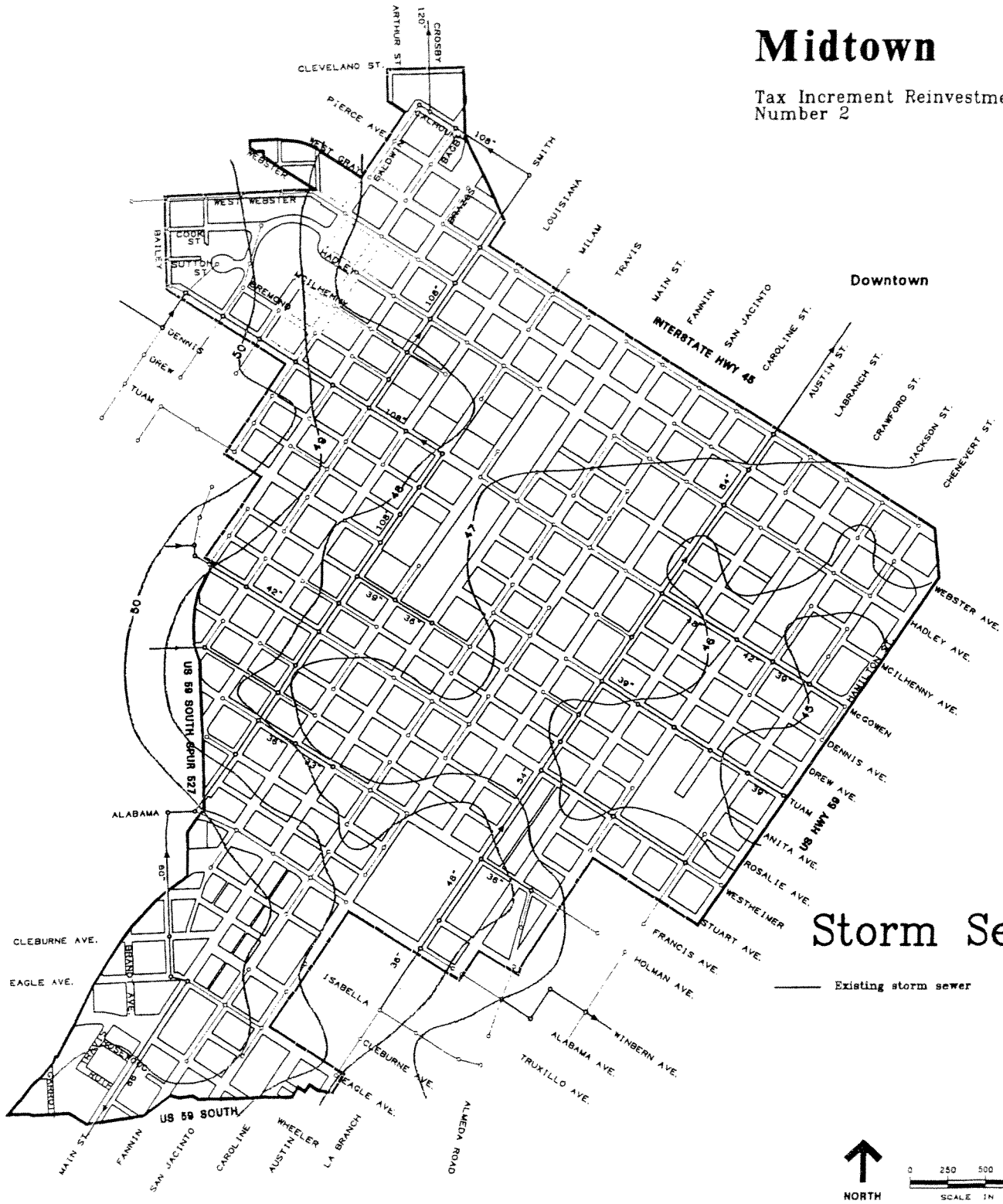


THIS MAP DEPICTS A GENERALIZED APPLICATION OF THE CONCEPTS AND LAND USES PLANNED FOR THE AREA. IT IS NOT INTENDED TO BE AN EXACT, LITERAL ILLUSTRATION OF USES OR FACILITIES.

Midtown
Tax Increment Reinvestment Zone
Number 2
Major Street
Express Street
Streets
Downtown
Interstate 45
U.S. Highway 59
S.H. 288
West Dallas
West Gray
Westheimer
Alabama
Richmond
Pierce
Gray
Bagby
Brazos
Smith
Louisiana
Milam
Travis
Main
Fannin
San Jacinto
Caroline
Austin
La Branch
Crawford
Jackson
Chenevert
Hamilton
Webster
McGowen
Labranch
Elgin
Tuam
Main
Blodgett
Wheeler
Almeda
NORTH

Midtown

Tax Increment Reinvestment Zone
Number 2



Storm Sewer

—— Existing storm sewer

NORTH

0 250 500 750 1000
SCALE IN FEET

CARTER & BURGESS, INC.

Midtown

Tax Increment Reinvestment Zone
Number 2

Wastewater

——— Existing sanitary sewer

——— Proposed sanitary sewers contained within Metro Paving Program

——— Proposed sanitary sewer by Midtown and City of Houston

NORTH

0 250 500 750 1000
SCALE IN FEET

CARTER & BURGESS, INC.

Midtown

Tax Increment Reinvestment Zone
Number 2

Water

Existing Water Distribution

Proposed city water improvements contained within Metro paving program

Proposed city water improvements by Midtown TIFD and City of Houston–typically 8"

NORTH

0 250 500 750 1000
SCALE IN FEET

CARTER & BURGESS, INC.

REINVESTMENT ZONE FINANCING PLAN

Summary

Redevelopment of real estate in Midtown will be enabled, facilitated and accelerated by the T.I.R.Z. The participation of the three largest taxing jurisdictions is helping Midtown to "prime the pump" of economic rehabilitation in Houston's inner city. T.I.R.Z. #2 was created for a period of 30 years by Houston City Council. Harris County participation is for the same 30 years. Houston Independent School District participation started in 1997 for a period of 25 years.

Redevelopment Area

The redevelopment area modeled is approximately 356 acres (net of right-of-way) of the area known as Midtown. Of this total, 203 acres (57%) are designated for redevelopment during the life of the proposed T.I.R.Z. Approximately fifty-three acres are planned to remain in their present uses. Of the land area to be redeveloped, 88% is planned for taxable uses, with the remainder planned for tax exempt uses. Redevelopment activity will continue long after the T.I.R.Z. expires. The development plan assumes that some 100 acres will remain to be redeveloped after the T.I.R.Z. has expired.

Revenue Model

The following tables present the assumptions that contributed to the calculation of projected revenue flows to the T.I.R.Z. All assumptions were developed by the Midtown T.I.R.Z., the Midtown Redevelopment Authority and its consultants.

Revenue Model Assumptions

Annual Rates of Change (growth rates):	
Value of Property not yet Redeveloped	1.8%
Redevelopment Costs	1.8%
Value of Redeveloped Property	1.8%

1996 Set Tax Rates:	Rate
City of Houston	$0.66500
Harris County	$0.42768
HISD	$1.38400

T.I.R.Z. Participation by Taxing Jurisdictions:	
City of Houston	100.00%
Harris County	100.00%
HISD (1)	69.33%

Rate dedicated to Midtown:	Rate	Share
City of Houston	$0.66500	32.40%
Harris County	$0.42768	20.84%
HISD	$0.96000	46.77%
Yields Overall Rate (1):	$2.05268	100.00%

(1) Includes HISD participation, which begins in tax year 1997.
Without HISD, the Overall Rate for 1996 is $1.092.

Summary of TIRZ Revenue Projections

All Dollar Values in 000s

Year (1)	Redeveloped Land (Sq.Ft.)	Real Estate Tax Value: Not yet Redeveloped	Real Estate Tax Value: Redeveloped	Total Tax Value	Value Increment	TIRZ Revenue (2)
1995	275,625	$156,257	$0	$156,257	$0	$0
1996	300,000	158,868	529	159,397	3,139	0
1997	450,000	157,322	30,233	187,555	31,298	33
1998	406,250	157,993	53,062	211,055	54,798	623
1999	468,750	157,106	75,658	232,764	76,507	1,091
2000	556,250	157,140	95,060	252,200	95,942	1,523
2001	479,700	155,999	126,765	282,765	126,507	1,910
2002	281,250	153,742	169,052	322,794	166,537	2,519
2003	281,250	151,726	214,515	366,241	209,984	3,316
2004	406,250	151,493	246,306	397,799	241,541	4,181
2005	356,250	151,202	279,171	430,374	274,116	4,809
2006	418,750	148,823	337,539	486,362	330,105	5,458
2007	356,250	146,978	382,106	529,084	372,827	6,573
2008	356,250	144,007	444,549	588,556	432,299	7,423
2009	418,750	141,912	492,440	634,352	478,094	8,607
2010	250,371	139,695	541,910	681,605	525,348	9,519
2011	306,250	136,007	606,904	742,911	586,654	10,460
2012	243,750	134,495	652,782	787,277	631,020	11,681
2013	243,750	131,839	717,573	849,412	693,155	12,564
2014	368,750	130,172	766,251	896,423	740,166	13,801
2015	243,750	128,401	816,450	944,851	788,594	14,737
2016	306,250	124,099	897,372	1,021,471	865,213	15,702
2017	243,750	122,070	951,253	1,073,323	917,065	17,227
2018	243,750	118,717	1,026,364	1,145,081	988,824	18,260
2019	102,024	116,436	1,083,938	1,200,374	1,044,117	19,688
2020	93,750	114,035	1,143,251	1,257,286	1,101,029	20,789
2021	93,750	114,895	1,182,454	1,297,349	1,141,091	21,923
2022	93,750	115,950	1,221,396	1,337,346	1,181,089	22,720
2023	93,750	117,006	1,261,358	1,378,363	1,222,106	12,518
2024	93,750	$118,062	$1,302,362	1,420,424	1,264,166	$12,953
Totals	8,832,720					$282,612

(1) Data in each row is as of January 1 of the year indicated, except for TIRZ Revenue, as explained in Note 2 below.

(2) There is a lag of up to 2 years between the time real estate values increase and the actual receipt of funds by the Midtown TIRZ. This column shows the amounts that are expected actually to be received by Midtown in each year of the projection period. Collections of TIRZ revenues will occur throughout the year, and no costs of collection are assumed.

PROJECT COSTS TO BE PAID BY OTHERS

There are major capital projects essential to the plan for the Midtown area that will be constructed with City of Houston and METRO funds. The METRO funding includes a grant from the U.S. Department of Transportation. The METRO projects include reconstructing the paving and some storm sewers on the following streets: San Jacinto, Fannin, Main, Travis, Milam, Louisiana, and Smith. The METRO projects will also include bus shelters and benches, new sidewalks, and street trees. Bus shelters with adjacent trees will also be built on LaBranch, Crawford, McGowen, Webster and Gray. The Main Street reconstruction will include special pavers at the four intersections designated as future plaza sites in this project plan. At the time of the street reconstruction projects, the City of Houston will be building new water distribution lines on those same streets, and new sanitary sewers along portions of those streets. The program costs are given below:

METRO	$39,400,000
City of Houston	$ 7,500,000

The addition of street light fixtures to replace those removed from Midtown over the years will cost the City of Houston more money for operations. No estimate has been made of this amount because the inventory of existing fixtures is not yet complete.

There are five projects included in the City's current Capital Improvement Plan that are partially located in Midtown. These projects were scheduled before the T.I.R.Z. was created to address existing deficiencies. They include $1.2 million for the installation of lateral sanitary sewers on Elgin and McIlhenny, $4 million in sewer rehabilitation as a part of the Greater Houston Wastewater Program, and $35,000 for bikeways on Caroline, Austin, Holman and LaBranch.

PROJECT COSTS TO BE PAID BY T.I.R.Z. #2

To cover operating and administrative expenses for the first two years, the Midtown Redevelopment Authority borrowed money from the Houston Housing Finance Corporation and from Reliable Life Insurance Company, a property owner in the district. The expenditures have included planning, engineering, legal and other professional expenses associated with preparing the project plan and the financial plan, creation expenses, office and staff costs, accounting expenses, and costs associated with preparing developer reimbursement agreements. The operating agreement between T.I.R.Z. #2 and the City limits these borrowings to $1 million. To date, $750,000 has been borrowed.

The state statue calls for one-third of the tax increment funds (after deducting expenses of creation and operation of the T.I.R.Z.) to be spent on housing for persons and families of low income. "Persons and families of low income" is determined by the Board of the T.I.R.Z. based on family size and income. It is also based on whether an area is an area of chronic economic distress as defined in Section 143 of the Internal Revenue Code or in an Enterprise Zone created under the Texas Enterprise Zone Act. Persons and families of low income will be determined by the T.I.R.Z. Board from time to time according to, among other things, the foregoing factors. At the present time, persons and families of low income according to family size and area are established at 80% of the income limits for Houston Housing Finance Corporation qualified mortgage programs. Housing costs include site acquisition and improvements, building construction, financing, occupancy and maintenance programs. Site improvements can include assessments and clean-up, utilities, grading, paving, landscaping, etc. All forms of housing are eligible: apartments, townhouses, duplexes, single family. The housing may be rental or owner-occupied. The funds can be loans or grants. Preference will be given to programs that will encourage long-term residency in the district. The exception to this policy will be for student housing. Special consideration may be given to people who work in areas adjacent to Midtown: CBD, Medical Center, Colleges and Universities. Large numbers of policemen, firemen, nurses, secretaries and teachers are among the people who would be qualified. T.I.R.Z. assisted housing may be located outside of the district, but the goals of the district will be best served if all or most is within the district. It will be available to all ages, races, and ethnic backgrounds.

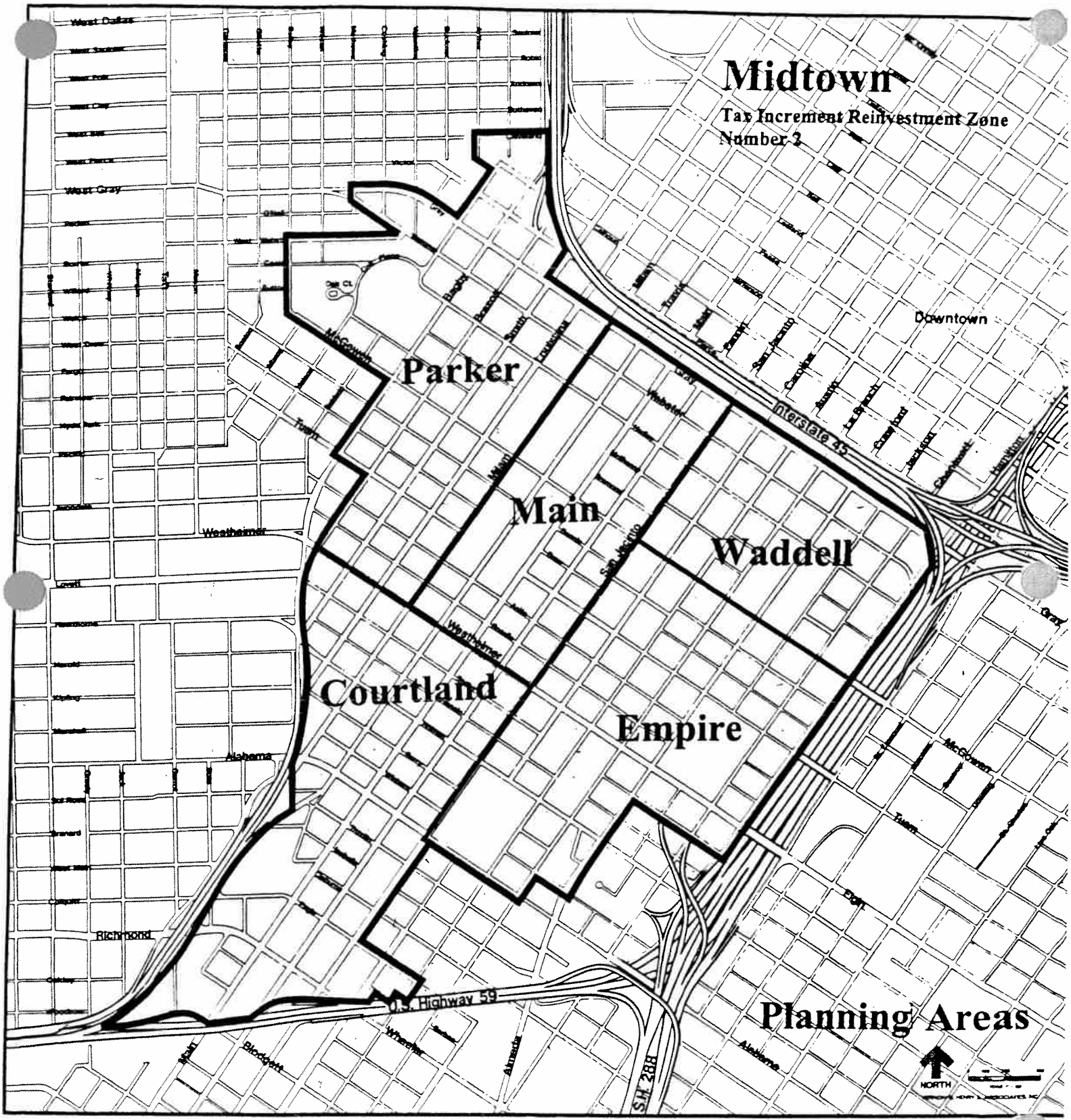
Funds to be spent on housing are not specifically identified as such in the accompanying Pro Forma Cash Flow Estimate table. Rather, the housing amounts are included in the various appropriate project cost items. The project cost itemization follows the categories established in Section 311.02 of the Texas Tax Increment Financing Act. The dollar amounts shown are approximate for budgetary purposes. It is anticipated that most spending will be made in association with much larger expenditures by private developers. T.I.R.Z. #2 will generally be facilitating and reacting to these private proposals, rather than instigating its own development. For that reason, money may be shifted from one category to another; only the total expenditure should be regarded as a fixed amount.

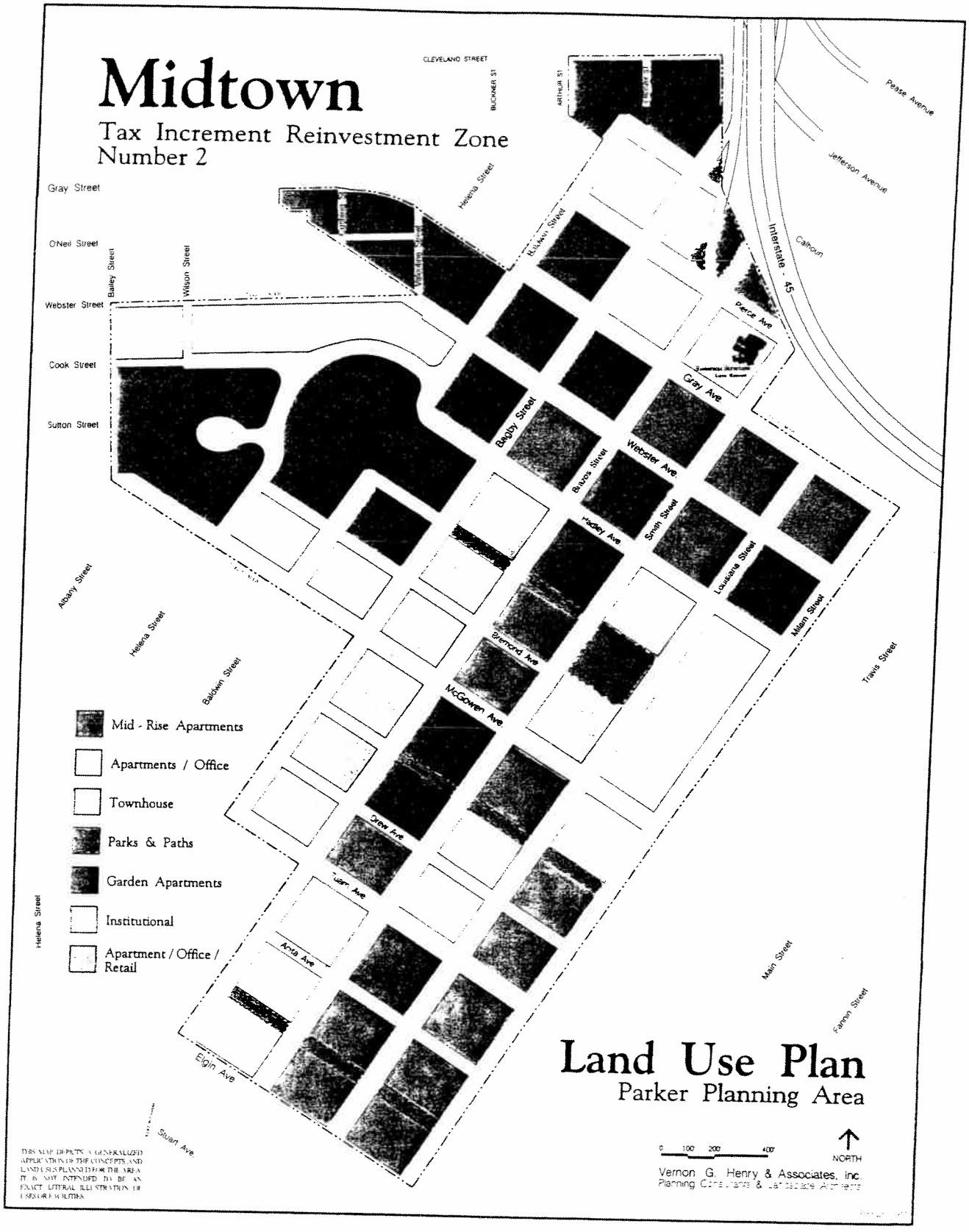
This financial plan will be updated from time to time to match actual development or revised trends or changes in the State laws.

Midtown Pro Forma Cash Flow Estimates

	1997	1998	1999	2000	2001	Years 1-5	Years 6-10	Years 11-15	Years 16-20	Years 21-25	Years 26-28	Cumulative Years 1-28
Capital Program Outlays												
Capital Projects	$3,400,000	$4,300,000	$3,700,000	$4,700,000	$4,600,000	$20,700,000	$28,400,000	$12,000,000	$38,600,000	$75,000,000	$41,400,000	$216,100,000
Educational Facility Expenditures*	$0	$291,443	$510,276	$712,433	$893,415	$2,407,567	$5,978,034	$6,000,000	$6,000,000	$6,000,000	$1,200,000	$27,585,601
Financing Costs	$195,000	$195,000	$180,000	$150,000	$150,000	$870,000	$750,000	$0	$0	$0	$0	$1,620,000
Real Property Assembly	$2,000,000	$2,000,000	$2,000,000	$2,000,000	$2,000,000	$10,000,000	$5,000,000	$5,000,000	$0	$0	$0	$20,000,000
Professional Services	$443,000	$250,000	$250,000	$250,000	$200,000	$1,393,000	$1,000,000	$1,000,000	$1,000,000	$1,000,000	$0	$5,393,000
TOTAL	$6,038,000	$6,745,000	$6,130,000	$7,100,000	$6,950,000	$32,963,000	$35,150,000	$18,000,000	$39,600,000	$76,000,000	$41,400,000	$243,113,000
Operating Expenses												
Creation and Plan Expenses	$260,000	$150,000	$122,300	$0	$0	$532,300	$0	$0	$0	$0	$0	$532,300
Zone Operations	$131,000	$200,000	$300,000	$450,000	$450,000	$1,531,000	$2,250,000	$2,250,000	$2,250,000	$2,250,000	$1,350,000	$11,881,000
TOTAL	$391,000	$350,000	$422,300	$450,000	$450,000	$2,063,300	$2,250,000	$2,250,000	$2,250,000	$2,250,000	$1,350,000	$12,413,300
Existing Short-Term Debt Pmts												
HHFC Note Payments	$265,000					$265,000	$0	$0	$0	$0	$0	$265,000
Reliable Life Note Payments	$40,000	$40,000	$40,000	$125,228	$125,228	$370,456	$375,685	$0	$0	$0	$0	$746,141
TOTAL	$305,000	$40,000	$40,000	$125,228	$125,228	$635,456	$375,685	$0	$0	$0	$0	$1,011,141
Future Borrowing												
Borrowings	$6,500,000	$6,500,000	$6,000,000	$5,000,000	$5,000,000	$29,000,000	$25,000,000	$0	$0	$0	$0	$54,000,000
Payments	($455,000)	($910,000)	($1,330,000)	($1,680,000)	($2,030,000)	($6,405,000)	($19,041,208)	($27,654,817)	($29,644,549)	($19,598,341)	($5,489,731)	($107,833,646)
Borrowed Proceeds Escrow	($910,000)	($910,000)	($840,000)	($700,000)	($700,000)	($700,000)	($700,000)	$-0	$-0	$-0	$-0	$-0
Cash Flow												
Cash Earmarked for Debt Service												
Beginning Cash on Hand	$236,000	$455,000	$455,000	$420,000	$350,000	$236,000	$350,000	$350,000	$0	$0	$0	$236,000
Tax Increment Revenues	$33,275	$623,165	$1,091,077	$1,523,330	$1,910,307	$5,181,154	$20,283,046	$42,583,083	$68,485,614	$97,887,399	$48,191,719	$282,612,016
Sale of Assembled Real Property				$2,000,000	$2,000,000	$4,000,000	$8,000,000	$5,000,000	$3,000,000	$0	$0	$20,000,000
Borrowed Proceeds Escrow	$910,000	$910,000	$840,000	$700,000	$700,000	$4,060,000	$3,500,000	$0	$0	$0	$0	$7,560,000
Available to Repay Borrowings	$1,179,275	$1,988,165	$2,386,077	$4,643,330	$4,960,307	$13,477,154	$32,133,046	$47,933,083	$71,485,614	$97,887,399	$48,191,719	$310,408,016
Repayment of Borrowings	($760,000)	($950,000)	($1,370,000)	($1,805,228)	($2,155,228)	($7,040,456)	($19,416,893)	($27,654,817)	($29,644,549)	($19,598,341)	($5,489,731)	($108,844,787)
Debt Service Coverage Ratio	155%	209%	174%	257%	230%	191%	165%	173%	241%	499%	878%	285%
Cash After Repayments	$419,275	$1,038,165	$1,016,077	$2,838,102	$2,805,078	$6,436,698	$12,716,153	$20,278,266	$41,841,066	$78,289,059	$42,701,988	$201,563,228
Retained in Escrow	($455,000)	($455,000)	($420,000)	($350,000)	($350,000)	($350,000)	($350,000)	$-0	$-0	$-0	$-0	$-0
Cash Flow After Debt Service												
Cash Carried Forward	$0	$35,275	$23,441	$67,218	$5,320	$0	$60,398	$26,551	$54,817	$45,882	$84,941	$0
Cash Available for General Use	($35,725)	$618,441	$619,518	$2,555,320	$2,460,398	$6,086,698	$12,426,551	$20,304,817	$41,895,882	$78,334,941	$42,786,928	$201,563,228
New Borrowings	$6,500,000	$6,500,000	$6,000,000	$5,000,000	$5,000,000	$29,000,000	$25,000,000	$0	$0	$0	$0	$54,000,000
Operating Expenses	($391,000)	($350,000)	($422,300)	($450,000)	($450,000)	($2,063,300)	($2,250,000)	($2,250,000)	($2,250,000)	($2,250,000)	($1,350,000)	($12,413,300)
Capital Program Expenditures	($6,038,000)	($6,745,000)	($6,130,000)	($7,100,000)	($6,950,000)	($32,963,000)	($35,150,000)	($18,000,000)	($39,600,000)	($76,000,000)	($41,400,000)	($243,113,000)
Ending Cash	$35,275	$23,441	$67,218	$5,320	$60,398	$60,398	$26,551	$54,817	$45,882	$84,941	$36,928	$36,928

* Amounts shown are MINIMUM amounts to be dedicated to pay principal and interest for Schools, Educational and Cultural Facilities


Midtown
Tax Increment Reinvestment Zone
Number 2
Parker
Main
Waddell
Courtland
Empire
Planning Areas
Downtown
Interstate 45
U.S. Highway 59
SH 288
Richmond
Alabama
Westheimer
McGowen
Gray
Preston
NORTH


Midtown
Tax Increment Reinvestment Zone
Number 2
Land Use Plan
Parker Planning Area
Mid - Rise Apartments
Apartments / Office
Townhouse
Parks & Paths
Garden Apartments
Institutional
Apartment / Office / Retail
Gray Street
O'Neil Street
Webster Street
Cook Street
Sutton Street
Albany Street
Elgin Ave
Stuart Ave
Helena Street
Baldwin Street
Bailey Street
Wilson Street
Bagby Street
Brazos Street
Hadley Ave
Smith Street
Louisiana Street
Milam Street
Travis Street
Fannin Street
Gray Ave
Webster Ave
Drew Ave
Anita Ave
McGowen Ave
Interstate - 45
Jefferson Avenue
Pease Avenue
Calhoun
Pierce Ave
NORTH
Vernon G. Henry & Associates, Inc.

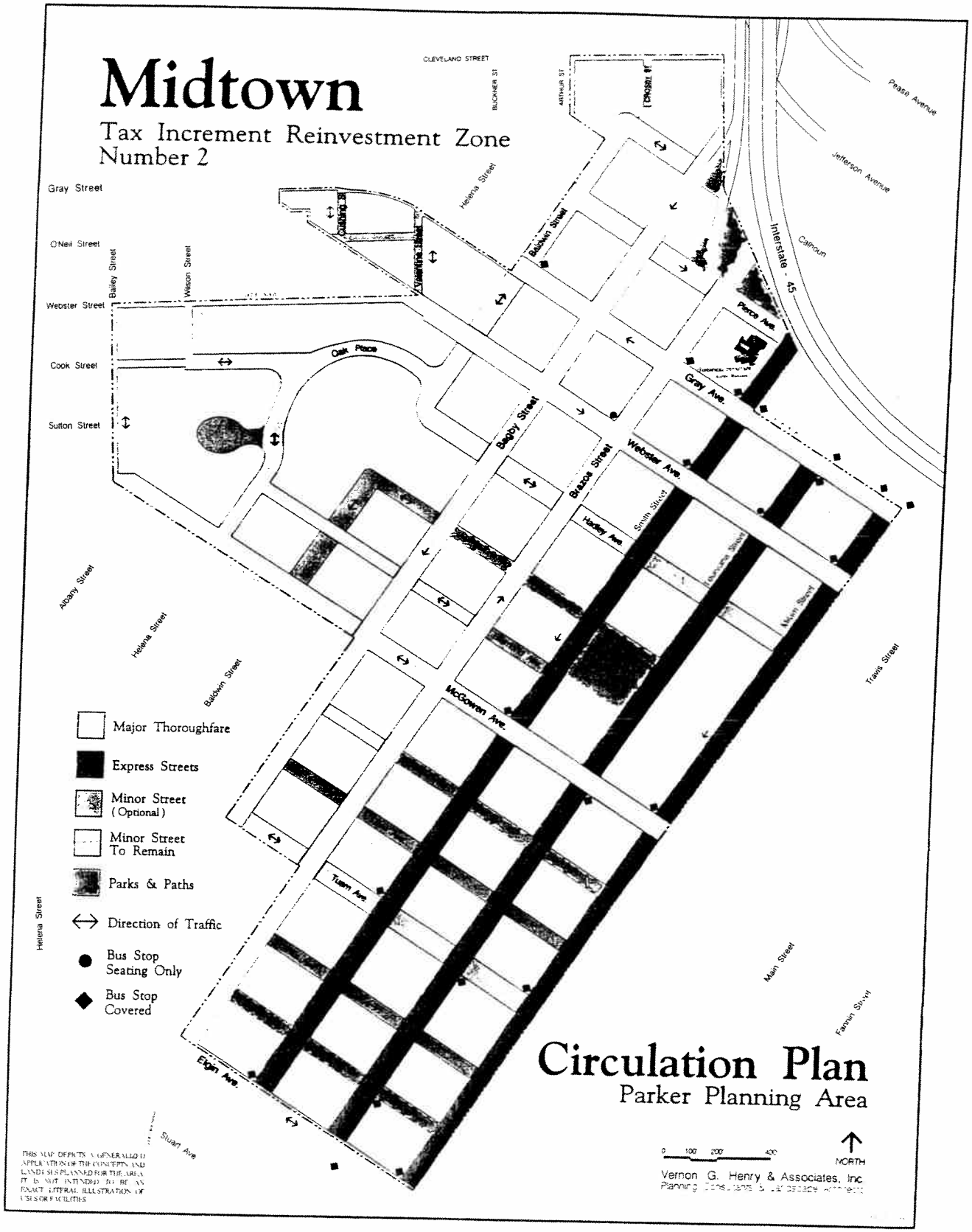
Parker Area
Pedestrian and Vehicle Circulation

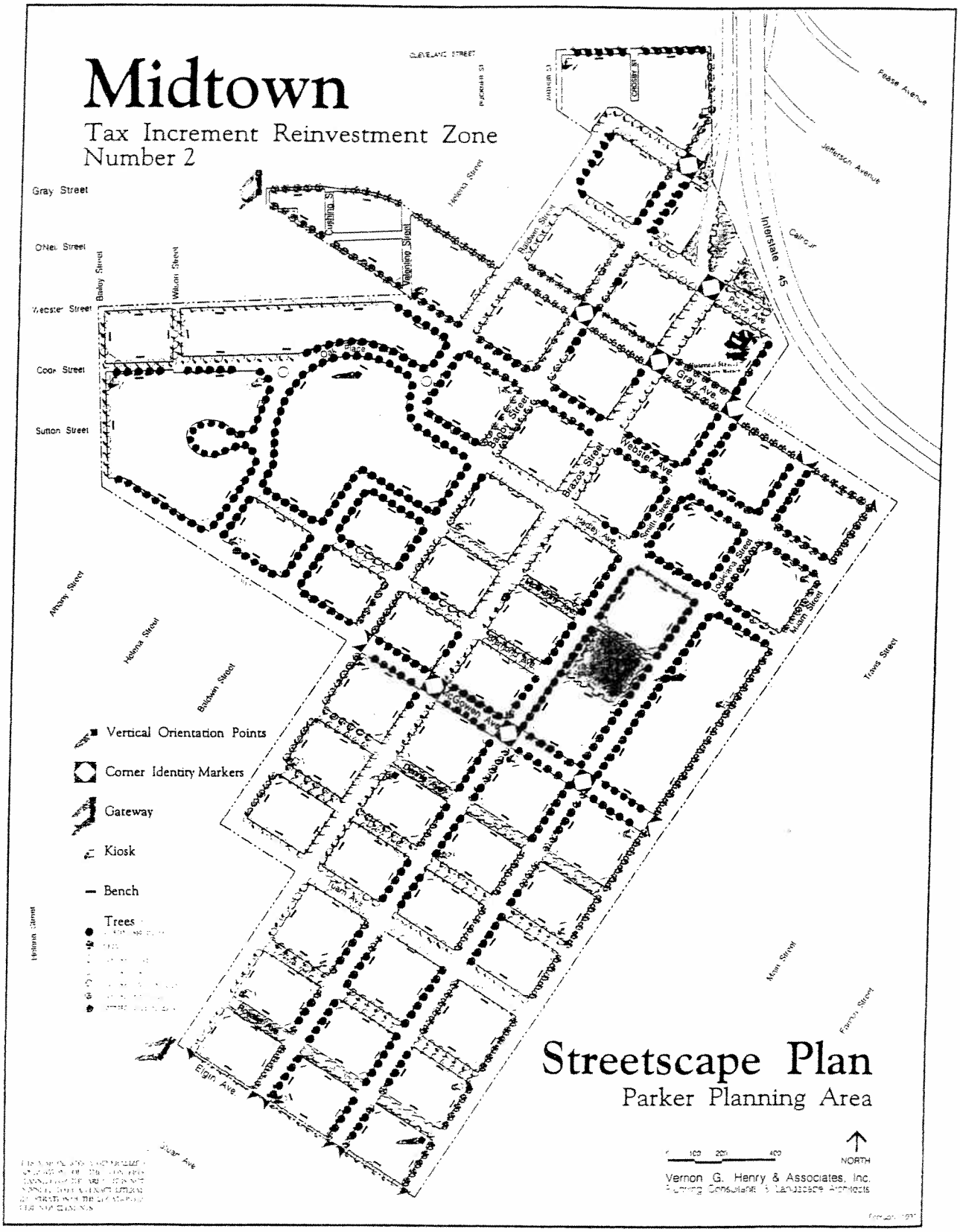
Milam, Louisiana, Smith, Brazos and Bagby are important circulation arteries, running basically north-south and linking downtown Houston with the Southwest Freeway. Only two, Brazos and Bagby, are officially designated as "major thoroughfares" on the City plan, but all perform the same function - a series of one-way pairs with sequenced traffic signalization to expedite traffic into and out of downtown. Traffic counts range between approximately 6,200 and 16,000 vehicles per day and, obviously, concentrated during the morning and evening rush hours during the work week. None, however, can be considered congested. Therefore, they can easily handle additional local traffic as Midtown develops.

Westheimer-Elgin, McGowen, Webster and Gray are designated east-west major thoroughfares. Westheimer-Elgin carries the highest traffic volume, about 10,700 vehicles per day, with McGowen, Webster and Gray, respectively, carrying 3,900, 10,400 and 5,800 vehicles per day. Both McGowen and Westheimer-Elgin are two-way streets. Webster and Gray form a one-way pair funneling traffic to and from the west along the West Gray corridor. Again, additional traffic generated by Midtown development can easily be accommodated on these streets.

As previously mentioned, Milam, Louisiana, Smith, Gray and Webster will be reconstructed under the City-METRO cooperative program.

Minor streets shown in light blue must remain in place because of overall traffic circulation needs. Portions of other existing minor streets as shown in red might be closed to traffic depending upon access needs of adjoining properties. Right-of-way for some might be abandoned entirely.


Midtown
Tax Increment Reinvestment Zone
Number 2
Gray Street
O'Neil Street
Webster Street
Cook Street
Sutton Street
Bailey Street
Wilson Street
Albany Street
Helena Street
Baldwin Street
Cleveland Street
Buchner St
Arthur St
Pease Avenue
Jefferson Avenue
Interstate - 45
Capoun
Pierce Ave.
Gray Ave.
Bagby Street
Brazos Street
Webster Ave.
Smith Street
Hadley Ave.
Douglas Street
Main Street
Travis Street
McGowen Ave.
Elgin Ave.
Stuart Ave.
Fannin Street
Major Thoroughfare
Express Streets
Minor Street (Optional)
Minor Street To Remain
Parks & Paths
Direction of Traffic
Bus Stop Seating Only
Bus Stop Covered
Circulation Plan
Parker Planning Area
0 100 200 400
NORTH
Vernon G. Henry & Associates, Inc.


Midtown
Tax Increment Reinvestment Zone
Number 2
Gray Street
O'Neil Street
Webster Street
Coon Street
Sutton Street
Bailey Street
Wilson Street
Turner Street
Interstate 45
Pease Avenue
Jefferson Avenue
Calhoun
Texas Street
Main Street
Travis Street
Elgin Ave
Vertical Orientation Points
Corner Identity Markers
Gateway
Kiosk
Bench
Trees
Streetscape Plan
Parker Planning Area
NORTH
Vernon G. Henry & Associates, Inc.
Planning Consultants & Landscape Architects

MIDTOWN: PARKER PLANNING AREA

STREET TREE PLANTING

Street Name	Selected Trees	Responsibility
Smith	*Quercus polymorpha*, Mexican Oak	Metro
Louisiana	*Ulmus crassifolia*, Cedar Elm	Metro
Milam	*Quercus polymorpha*, Mexican Oak	Metro
Gray	*Taxodium distichum*, Bald Cypress	Metro/Midtown
Webster	*Taxodium distichum*, Bald Cypress	Metro/Midtown
W-Webster	*Quercus virginiana*, Live Oak	Midtown
McGowen	*Taxodium distichum*, Bald Cypress	Metro/Midtown
Bagby	*Magnolia virginiana*, Sweet Bay Magnolia	Midtown
Brazos	*Fraxinus pennsylvanica*, Green Ash	Midtown
Calhoun	*Quercus virginiana*, Live Oak	Midtown
Pierce	*Quercus virginiana*, Live Oak	Midtown
Hadley	*Lagerstroemia X 'Tuscarora'*, Tuscarora Crape Myrtle	Midtown
Bremond	*Quercus virginiana*, Live Oak	Midtown
Dennis	Lagerstroemia X 'Tuscarora',	Midtown
Drew	Lagerstroemia X 'Tuscarora',	Midtown
Tuam	*Quercus virginiana*, Live Oak	Midtown
Anita	Lagerstroemia X 'Tuscarora',	Midtown
Rosalie	*Quercus virginiana*, Live Oak	Midtown
Elgin	*Fraxinus pennsylvanica*, Green Ash	Midtown
Baldwin	*Quercus virginiana*, Live Oak	Existing
Helena	*Quercus virginiana*, Live Oak	Existing
Oak Place	*Quercus virginiana*, Live Oak	Existing
Cook	*Quercus virginiana*, Live Oak	Midtown
Cleveland	*Quercus virginiana*, Live Oak	Existing

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Reinvestment Zone Number Two, City of Houston, Texas, covering Midtown was created by Houston City Council on December 14, 1994, by Ordinance No. 94-1345. The Board of Directors was appointed in April 1995. On June 6, 1995, Harris County Commissioners Court voted to participate in the district. The Board of Houston Independent School District voted to participate in the district on December 12, 1996. The Midtown Redevelopment Authority (MRA) was established as a parallel organization to conduct business for the Reinvestment Zone. The board members are the same for both entities. Five, including the chair, are appointed by the City. One each is appointed by Harris County, the state senator for the area, the state representative for the area, and the Houston Independent School District.

Reinvestment Zone Number Two, City of Houston, Texas, is commonly referred to as T.I.R.Z. #2, the Midtown T.I.R.Z., T.I.R.Z. or, simply, Midtown. These terms are used interchangeably in this document.

This document was approved by Houston City Council on May 28, 1997; Ordinance No. 97-600

CITY OF HOUSTON - CITY COUNCIL
Meeting Date: 12/16/2014
ALL

Item Creation Date: 12/3/2014

LGL-Outfront Media LLC Agreement

Agenda Item#: 65.

Summary:
ORDINANCE approving and authorizing an agreement between the City of Houston and **OUTFRONT MEDIA LLC, f/k/a CBS OUTDOOR LLC ("OUTFRONT")** pertaining to certain off premise signs **- TAGGED BY COUNCIL MEMBER LASTER**
This was Item 99 on Agenda of December 10, 2014

Background:
This agreement between the City of Houston and Outfront Media LLC is designed to reduce the total number of signs within the City. The proposed agreement will resolve the outstanding sign-related issues between the two parties without the expenditure of the considerable time and resources that would be required in the event of further litigation and enforcement regarding individual signs.

ATTACHMENTS:

	Description	Type
🗋	RCA	Backup Material
🗋	CBS Agreement Ordinance	Ordinance/Resolution/Motion

REQUEST FOR COUNCIL ACTION

TO: Mayor via City Secretary **RCA#**

Subject: AN ORDINANCE APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF HOUSTON AND OUTFRONT MEDIA LLC, F/K/A CBS OUTDOOR LLC ("OUTFRONT") PERTAINING TO CERTAIN OFF PREMISE SIGNS.	Category #	Page 1 of 2	Agenda Item

FROM (Department or other point of origin): David M. Feldman, City Attorney	**Origination Date** 12/03/14	**Agenda Date**
DIRECTOR'S SIGNATURE	**Council District(s) affected:** All	
For additional information contact: Tiffany Evans **Phone:** (832) 393-6398	**Date and Identification of prior authorizing Council Action:** N/A	

RECOMMENDATION: (Summary)
Adopt the proposed ordinance approving and authorizing an agreement between the City of Houston and Outfront Media, F/K/A CBS Outdoor LLC.

Amount of Funding: N/A	**FIN Budget**

SOURCE OF FUNDING: N/A

SPECIFIC EXPLANATION:

The City Attorney recommends that City Council approve an ordinance authorizing an agreement between the City of Houston ("the City") and Outfront Media f/k/a, CBS Outdoor ("Outfront"). The proposed agreement provides for a significant reduction in the number of Outfront owned billboards within the City's jurisdiction.

Many of the signs at issue are illegal as a result of litigation and the subsequent judgment, which ordered the removal of certain signs in the year 2013 (*Harris County Outdoor Advertising Assn., et al. v. City of Houston*). Additionally, some of the signs at issue were originally removed due to Texas Department of Transportation road widening projects. Pursuant to the City's Sign Code (Section 4617 of the Building Code), Outfront was permitted to relocate these signs to a new location for a period of ten years. These relocated signs are now due for removal.

In an effort to reduce the total number of signs within the City, while simultaneously and summarily dispensing with many of the illegal signs currently owned by Outfront, the parties have negotiated a settlement agreement. The proposed agreement is a compromise which resolves the outstanding sign-related issues between Outfront and the City, without the expenditure of the considerable time and resources that would be required in the event of further litigation and enforcement regarding individual signs.

Outfront will remove the following signs that have expired as of 2013, pursuant to court order:

1. 2567 ½ Gessner Drive, Houston, Texas 77080
2. 9298 Richmond Avenue, Houston, Texas 77063
3. 8620 Richmond Avenue, Houston, Texas 77063
4. 8610 Richmond Avenue, Houston, Texas 77063
5. 6009 Richmond Avenue, Houston, Texas 77057
6. 4218 Richmond Avenue, Houston, Texas 77057
7. 7519 Richmond Avenue, Houston, Texas 77063

REQUIRED AUTHORIZATION

FIN Department:	Other Authorization:	Other Authorization:

8. 5829 Richmond Avenue, Houston, Texas 77057

Outfront will also voluntarily remove the following 4 signs:

1. 3001 ½ Southwest Freeway, Houston, Texas 77098
2. 1012 ½ Southwest Freeway, Houston, Texas 77098
3. 930 ½ North Sam Houston Parkway East, Houston, Texas 77032
4. 8201 ½ Broadway Street, Houston, Texas 77061

In exchange for removing the 4 signs listed above, Outfront will retain two of its expired relocated signs for a period of 20 additional years:

1. 2505 ½ Southwest Freeway, Houston, Texas 77098
2. 7190 ½ Southwest Freeway, Houston, Texas 77074

The subject agreement was negotiated in close consultation with Scenic Houston and Sign Administration, in an effort to identify those signs most needed for removal to enhance the City's landscape. Similar agreements are also currently being negotiated with two other sign companies, Sign-Ad and JGI, and those agreements will be brought to Council for approval upon completion.