

**AGENDA - COUNCIL MEETING - TUESDAY - MARCH 9, 2010 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

**MOTIONS 2010-0116 to 2010-0129**  
**ORDINANCES – 2009-0196 to 2009-0213**  
**RESOLUTION – 2010-0007**

**2010-0115-1**

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Costello

**1:30 P. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

**2:00 P. M. - 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 of 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

**Motion 2010-0116 – Procedural motion**  
**Motion 2010-0117 – Procedural motion**  
**Motion 2010-0118 – Procedural motion**  
**Motion 2010-0119 – Procedural motion**  
**Motion 2010-0120 – Procedural motion**

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - MARCH 10, 2010 - 9:00 A. M.**

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

**Motion 2010-0129 – Accept report**

**9:00 A.M. - REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 24**

**MISCELLANEOUS** - NUMBER 1 and 2

**1. Motion 2010-0121**

REQUEST from Mayor for confirmation of the reappointment of the following to the **BOARD OF DIRECTORS OF THE BRAYS OAKS MANAGEMENT DISTRICT (HARRIS COUNTY IMPROVEMENT DISTRICT NO. 5)**, for terms to expire June 1, 2013:

- Position One - **MS. STARLA K. TURNBO**
- Position Two - **MS. AUDREY INGRAM**
- Position Three - **MR. C. FRED MEYER**
- Position Four - **MR. MEHMET OKUMUS**
- Position Five - **MR. RENE JOUBERT**
- Position Six - **MR. ETAN M. MIRWIS**

**2. Motion 2010-0122**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON READ COMMISSION**:

- Position Two - **MR. DAVID JOOST**, appointment, for a term to expire 1/1/2011
- Position Three - **MS. SULTANA MANGALJI**, reappointment, for a term to expire 1/1/2011
- Position Four - **MR. JEREMY L. RADCLIFFE**, reappointment, for a term to expire 1/1/2012
- Position Six - **MR. DAVID KLEIN**, reappointment, for a term to expire 1/1/2011
- Position Seven - **MS. MICHELLE TREVIÑO-AGUILAR**, reappointment, for a term to expire 1/1/2012
- Position Ten - **MR. ROLAND B. SMITH, JR.**, reappointment, for a term to expire 1/1/2012
- Position Eleven - **MS. SUSAN PORTWOOD**, appointment, for a term to expire 1/1/2013
- Position Thirteen - **MS. KATY HAYS**, appointment, for a term to expire 1/1/2012
- Position Fifteen - **MS. ROSIE CANALES**, appointment, for a term to expire 1/1/2011
- Position Seventeen - **MR. BRENT M. ENGELAGE**, appointment, for a term to expire 1/1/2013

**ACCEPT WORK** - NUMBER 3

**3. Motion 2010-0123**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$9,485,970.00 and acceptance of work on contract with **PRIME CONTRACTORS, INC** for Property Room Replacement - 4.93% over the original contract amount - **DISTRICT H - GONZALEZ**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 4 through 6A

**4. Motion 2010-0124**

**CENTRAL POWER SYSTEMS & SERVICES, INC** for Generator Resistive Load Testers from the State of Texas Procurement and Support Services contract through the State of Texas Cooperative Purchasing Program for Department of Public Works & Engineering - \$169,494.03 Enterprise Fund

**5. Ordinance 2010-0196**

ORDINANCE appropriating \$642,168.02 out of Equipment Acquisition Consolidated Fund and \$53,436.75 out of Fleet/Equipment Special Revenue Fund for Purchase of Grounds Maintenance Equipment for Various Departments

**a. Motion 2010-0125**

**JOHN DEERE COMPANY, A Division of Deere & Co.** - \$603,905.80, **LANSDOWNE-MOODY CO.** - \$403,550.22 and **PROFESSIONAL TURF PRODUCTS, L.P.** - \$424,251.13, for Grounds Maintenance Equipment through the Houston-Galveston Area Council and the Texas Local Government Purchasing Cooperative BuyBoard for Various Departments - Enterprise, Equipment Acquisition Consolidated, Fleet/Equipment Special Revenue, Parks Special Revenue, ARRA and Stormwater Funds

**PURCHASING AND TABULATION OF BIDS** - continued

**6. Ordinance 2010-0197**

ORDINANCE appropriating \$18,066.00 out of Equipment Acquisition Consolidated Fund for Purchase of a Trailer-Mounted Generator for the Administration & Regulatory Affairs Department

**a. Motion 2010-0126**

**VOLVO CONSTRUCTION EQUIPMENT & SERVICES** - \$168,258.00 and **CUMMINS SOUTHERN PLAINS LLC** - \$489,835.00 for Portable Light Tower and Trailer-Mounted Generators through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Various Departments - Enterprise and Equipment Acquisition Consolidated Funds

**RESOLUTIONS AND ORDINANCES** - NUMBERS 7 through 24

**7. Resolution 2010-0007**

RESOLUTION designating a certain property within the City of Houston as a landmark and protected landmark - (Star Engraving Company Building, 3201 Allen Parkway) - **DISTRICT D - ADAMS**

**8. Ordinance 2010-0198**

ORDINANCE establishing the north and south sides of the 1600 block of Norfolk Avenue within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**

**9. Ordinance 2010-0199**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **NORTHBOROUGH VILLAGE SUBDIVISION, SECTIONS 1 - 3** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT B - JOHNSON**

**10. Ordinance 2010-0200**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **RIDGEMONT SUBDIVISION, SECTIONS 1 - 4 AND RIDGEMONT SECTION 2 RESERVE D & G** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT D - ADAMS**

**11. Ordinance 2010-0201**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **REID SOUTH MAIN ACRES, SOUTH MAIN ESTATES SECTIONS 1 & 2 SUBDIVISION** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT D - ADAMS**

**12. Ordinance 2010-0209**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **CLEAR LAKE CITY SUBDIVISION, SECTIONS 1 - 4, AND OAKBROOK WEST SUBDIVISION, SECTIONS 2 AND 3** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT E - SULLIVAN**

**RESOLUTIONS AND ORDINANCES** - continued

**13. Ordinance 2010-0202**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **MEADOWGREEN SUBDIVISION, SECTIONS 2 AND 3, AND OAKBROOK WEST SUBDIVISION, SECTIONS 4 AND 5** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT E - SULLIVAN**

**14. Ordinance 2010-0203**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **CLEAR LAKE CITY SUBDIVISION, SECTIONS 4 AND 4 REPLAT, CLEAR LAKE CITY CORE D SUBDIVISION, SECTION 1 AND CAMINO SOUTH SUBDIVISION, SECTIONS 3 REPLAT AND 4** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT E - SULLIVAN**

**15. Ordinance 2010-0204**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **CLEAR LAKE CITY CORE B SUBDIVISION, SECTION 1, AND MEADOWGREEN SUBDIVISION SECTION 1** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT E - SULLIVAN**

**16. Ordinance 2010-0205**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **CLEAR LAKE CITY SUBDIVISION, SECTIONS 1 - 3** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT E - SULLIVAN**

**17. Ordinance 2010-0206**

ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **ESC POLYTECH CONSULTANTS, INC** for certain premises at William P. Hobby Airport Revenue - **DISTRICT I - RODRIGUEZ**

**18. Ordinance 2010-0210**

ORDINANCE approving and authorizing first amendment to an Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** and a first amendment to contract between the City of Houston and the **OST/ALMEDA CORRIDORS REDEVELOPMENT AUTHORITY** for the OST and Griggs Road Landscape Project (Approved by Ordinance Nos. 2003-0708 and 2003-1183) - **DISTRICT D - ADAMS**

**19. Ordinance 2010-0207**

ORDINANCE appropriating \$124,855.66 out of Parks Consolidated Construction Fund as an additional appropriation for Forestry Complex Relocation and approving and authorizing first amendment to construction contract between the City of Houston and **THE GONZALEZ GROUP, LP**, (Approved by Ordinance No. 2008-475); providing funding for contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT A - STARDIG**

**20. Ordinance 2010-0208**

ORDINANCE approving and authorizing contract between the City and the **HOUSTON-GALVESTON AREA COUNCIL** pertaining to the Hurricane Ike Recovery Assistance Grant authorized by Ordinance Number 2010-73, for services to be provided by the Houston Health & Human Services Department - \$4,610,243.00 - Grant Fund

**RESOLUTIONS AND ORDINANCES** - continued

**21. Pulled - Not Considered**

ORDINANCE approving and authorizing contract between the City of Houston and **STOP TURNING ENTERING PRISON, INC**, providing up to \$582,901.04 in Housing Opportunities For Persons With AIDS Funds, which amount includes a limitation on additional funding in the amount of \$291,450.52, for the administration and operation of a Transitional Housing Program and the provision of supportive services - **DISTRICT B - JOHNSON**

**22. Ordinance 2010-0211**

ORDINANCE amending Ordinance No. 2009-392 (Passed by City Council on May 6, 2009) to increase the maximum contract amount and approving and authorizing Change Order to the contract between the City of Houston and **TIBURON, INC** to add the National Access Subscription to the LeadsOnline Pawn Information Database for the Automated Records Management System being implemented for the Houston Police Department - \$79,118.00 - Police Special Services Fund

**23. Ordinance 2010-0182 – Passed second reading**

ORDINANCE No. 2010-182, passed first reading March 3, 2010

ORDINANCE granting to **I.G.S. ENVIRONMENTAL, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**

**24. Ordinance 2010-0169 – Passed third and final reading**

ORDINANCE No. 2010-169, passed second reading March 3, 2010

ORDINANCE granting to **DOUBLE T SERVICES, LLC, A Texas Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**MATTERS HELD** - NUMBERS 25 through 28

**25. Motion 2010-0127 – Adopt**

MOTION by Council Member Clutterbuck/Seconded by Council Member Lovell to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$2,922,397.10 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method 3.12% under the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON and I - RODRIGUEZ**

**TAGGED BY COUNCIL MEMBER JONES**

**This was Item 1 on Agenda of March 3, 2010**

**MATTERS HELD** - continued

**26. Motion 2010-0128 – Adopt**

MOTION by Council Member Clutterbuck/Seconded by Council Member Lovell to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$5,552,143.17 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method 0.19% over the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS and H - GONZALEZ** - **TAGGED BY COUNCIL MEMBER JONES**  
This was Item 2 on Agenda of March 3, 2010

**27. Ordinance 2010-0212**

ORDINANCE **AMENDING CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to subdivision and development; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a savings clause  
**TAGGED BY COUNCIL MEMBER JONES**  
This was Item 5 on Agenda of March 3, 2010

**28. Ordinance 2010-0213**

ORDINANCE de-appropriating \$2,000,000 out of Affordable Housing Uptown Series 2004 Fund (2417); de-appropriating \$650,000 out of TIRZ Affordable Housing Fund (2409); and appropriating \$2,000,000 out of Affordable Housing Uptown Series 2004 Fund (2417) and appropriating \$950,000 out of TIRZ Affordable Housing Fund (2409) for a total appropriation of \$2,950,000 to the City's Housing and Community Development Department to continue implementation of the City's Workforce Housing Downpayment Assistance Program - **DISTRICTS A - STARDIG; B - JOHNSON; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**  
**TAGGED BY COUNCIL MEMBER GONZALEZ**  
This was Item 17 on Agenda of March 3, 2010

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Sullivan 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 POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

**3/9/2010 – All Present**

**3/10/2010 – All Present**