

AGENDA - COUNCIL MEETING - TUESDAY - DECEMBER 13, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2011-0902 to 2011-0922
ORDINANCES - 2011-1120 to 2011-1181
RESOLUTION – 2011-0032

2011-0873-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Hoang

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 2011-0902 – Procedural motion
Motion 2011-0903 – Procedural motion
Motion 2011-0904 – Procedural motion
Motion 2011-0905 – Procedural motion
Motion 2011-0906 – Procedural motion
Motion 2011-0907 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - DECEMBER 14, 2011 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 77

MISCELLANEOUS - NUMBERS 1 through 3

1. **Motion 2011-0909**

RECOMMENDATION from Director Mayor's Office of Intergovernmental Relations for renewal of Annual Membership in the **HOUSTON-GALVESTON AREA COUNCIL** - \$78,145.24 - General Fund

MISCELLANEOUS - continued

2. Motion 2011-0910

RECOMMENDATION from Director General Services Department for approval of Computer Image for Dedication Plaque for Julia Ideson Building - Restoration and Addition - **DISTRICT I - RODRIGUEZ**

3. Motion 2011-0911

RECOMMENDATION from Director Department of Public Works & Engineering for payment of Subscriber Fees for **WATER ENVIRONMENT RESEARCH FOUNDATION** - 1 Year - \$86,989.68 Enterprise Fund

ACCEPT WORK - NUMBERS 4 through 7

4. Motion 2011-0912

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,655,420.51 and acceptance of work on contract with **TRIPLE B. SERVICES, L.L.P.** for Long Point Road: Blalock Blvd. Intersection and Approaches - 7.62% under the original contract amount - **DISTRICT A - STARDIG**

5. Motion 2011-0913

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,300,948.76 and acceptance of work on contract with **ROZCO CONTRACTING, INC** for North Park Drive from West Lake Houston Parkway to Mills Branch Drive - 8.74% under the original contract amount - **DISTRICT E - SULLIVAN**

6. Motion 2011-0914

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$569,144.91 and acceptance of work on contract with **METRO CITY CONSTRUCTION, L.P.** for Safe Sidewalk Program Work Authorization Project - 0.93% under the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**

7. Motion 2011-0915

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$435,953.84 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Valve Replacement and Installation - 50% under the original contract amount

PROPERTY - NUMBERS 8 through 10

8. Motion 2011-0916

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY8-287, located at 5618 Yale Street, owned by Camile Maenza-Gaudio, as Trustee of the Gaudio Non-exempt Marital Trust for the **YALE STREET IMPROVEMENTS PROJECT from Tidwell to Parker** - **DISTRICT H - GONZALEZ**

9. Motion 2011-0917

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY8-295, located at 6005 Yale Street, owned by Joyce Ng, Samuel W. Ng and Sydney W. Ng for the **YALE STREET IMPROVEMENTS PROJECT from Tidwell to Parker** - **DISTRICT H - GONZALEZ**

PROPERTY - continued

10. Motion 2011-0918

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY8-296, located at 6021 and 6025 Yale Street, owned by Camile Maenza-Gaudio, Individually and as Trustee of the Gaudio Non-exempt Marital Trust for the **YALE STREET IMPROVEMENTS PROJECT from Tidwell to Parker - DISTRICT H - GONZALEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 and 12

11. Motion 2011-0919

BAILEY'S FIREARMS COUNTRY, INC for Shotguns with Cases for the Houston Police Department - \$95,073.48 - Asset Forfeiture Fund

12. Motion 2011-0920

HUFF & MITCHELL, INC for Emergency Well Collection Line Repair Services for the Department of Public Works & Engineering - \$356,779.07 - Enterprise Fund - **DISTRICT C - CLUTTERBUCK**

RESOLUTIONS AND ORDINANCES - NUMBERS 13 through 77

13. Resolution 2011-0032

RESOLUTION approving and adopting a revised Investment Policy for the City of Houston, Texas

14. Ordinance 2011-1165

ORDINANCE **AMENDING CHAPTER 32 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to add a new Article XIII relating to Buffalo Bayou Park; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability

a. Ordinance 2011-1166

ORDINANCE approving Construction, Operating and Maintenance Agreement for Buffalo Bayou Park among **BUFFALO BAYOU PARTNERSHIP, HARRIS COUNTY FLOOD CONTROL DISTRICT, REINVESTMENT ZONE NUMBER THREE, DOWNTOWN REDEVELOPMENT AUTHORITY** and the City of Houston; approving associated exchanges of real property interests between the City and **GLENWOOD CEMETERY, INC** and between the City and **BETH YESHURUN CEMETERY ASSOCIATION - DISTRICTS H - GONZALEZ and I - RODRIGUEZ**

Motion by Council Member Lovell/seconded by Council Member Gonzalez to amend Item 15 as follows:

"Move to amend Item 15 "Ordinance amending the Construction Code and Chapter 42 of the Code of Ordinances, Houston, Texas, relating to the subdivision and development and residential buffering; containing findings and other provisions relating to the foregoing subject providing for severability; containing a savings clause" by striking Sec. 42-274(a)(6) and substituting the following:

(6) The area is comprised of contiguous tracts and contains no out tracts as determined by the director in his sole professional judgment; except that the non-contiguous tract of approximately 25.78 acres conveyed to the Texas Medical Center, Inc. by Special Warranty Deed dated June 30, 1976 and recorded under File No. E809678 in the Official Public Records of Real Property of Harris County, Texas, may be included in the Texas Medical Center Major Activity Center designation." – **Council Members Sullivan and Rodriguez tagged**

RESOLUTIONS AND ORDINANCES - continued

15. **Council Members Sullivan, Rodriguez and Jones tagged**
ORDINANCE AMENDING THE CONSTRUCTION CODE AND CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to subdivision and development and residential buffering; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a savings clause
- 15-1 **Ordinance 2011-1167**
ORDINANCE adopting guidelines and criteria, making certain elections regarding eligibility, and **AMENDING ARTICLE IV OF CHAPTER 44 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to tax abatements
16. **Ordinance 2011-1168**
ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, including the City of Houston Construction Code and the City of Houston Fire Code, relating to annual increases in permit and other fees charged by the City; removing various fee amounts from the three codes and providing for the creation and maintenance of a Comprehensive Online City Fee Schedule to facilitate the periodic updating of such fees; containing findings and other provisions relating to the foregoing subject; providing for severability
17. **Ordinance 2011-1120**
ORDINANCE amending Ordinance No. 2003-1034 relating to Special Event Temporary Information Signs to include as special events various Olympic and USA Sporting Events
18. **Ordinance 2011-1169**
ORDINANCE **AMENDING RULE 20 OF THE COUNCIL RULES OF PROCEDURE, which are set forth in SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the number of votes required to suspend council rules; containing findings and other provisions relating to the foregoing subject; providing for severability
19. **Ordinance 2011-1170**
ORDINANCE relating to the rescheduling or postponement of certain City Council meetings
20. **Ordinance 2011-1177**
ORDINANCE approving and authorizing an agreement between the City of Houston and the **GREATER HOUSTON PARTNERSHIP** for Economic Development; providing maximum contract amount - 1 Year - \$376,125.00 - Enterprise Fund
21. **Ordinance 2011-1121**
ORDINANCE relating to the retail electric rates of **ENTERGY TEXAS, INC** within the City of Houston, Texas; suspending for ninety days the effective date of new rates - **DISTRICT E - SULLIVAN**
22. **Ordinance 2011-1122**
ORDINANCE approving and authorizing an Inter-Jurisdictional Mutual Aid Agreement between the City of Houston and the **CITY OF FORT WORTH, TEXAS**
23. **Ordinance 2011-1123**
ORDINANCE approving and authorizing Sub-Recipient Award Agreement between the **TEXAS DEPARTMENT OF PUBLIC SAFETY** and the City of Houston to accept FY2011 Regional Catastrophic Preparedness Grant Program Funding; declaring the City's eligibility for such grant; authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to accept such grant funds; authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to execute the agreement and any subsequent amendments, and to apply for and accept all subsequent awards, if any; pertaining to the program

RESOLUTIONS AND ORDINANCES - continued

24. Ordinance 2011-1124

ORDINANCE approving and authorizing Sub-Grantee Award Agreement between **HARRIS COUNTY, TEXAS** and the City of Houston to accept FY2008 Port Security Grant Program Funding for Maritime Critical Infrastructure Task Force

25. Ordinance 2011-1125

ORDINANCE approving and authorizing Sub-Grantee Award Agreement between **HARRIS COUNTY, TEXAS** and the City of Houston to accept FY2009 Port Security Grant Program Funding for Radio System Testing and Verification

26. Ordinance 2011-1126

ORDINANCE approving and authorizing Sub-Recipient Award Agreement between the **TEXAS DEPARTMENT OF PUBLIC SAFETY** and the City of Houston to accept FY2011 Urban Area Security Initiative Grant Funding Program; declaring the City's eligibility for such grant; authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to accept such grant funds; authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to execute the agreement and any subsequent amendments, and to apply for and accept all subsequent awards, if any; pertaining to the program

27. Ordinance 2011-1178

ORDINANCE amending Ordinance Numbers 2007-1119, 2007-1288, 2008-0019, and 2008-0602, as amended, to increase the maximum contract amounts; approving and authorizing second amendments to various contracts for HIV/STD Services related to Social Marketing, Health Education/Risk Reduction, Counseling, Testing and Referral Services, and School-Based Programs between the City and the following contractors: (1) **AIDS FOUNDATION HOUSTON, INC**, (2) **BEE BUSY LEARNING ACADEMY, INC**, (3) **CAREER & RECOVERY RESOURCES, INC**, (4) **HOUSTON AREA COMMUNITY SERVICES, INC**, (5) **LEGACY COMMUNITY HEALTH SERVICES, INC**, (6) **MONTROSE COUNSELING CENTER, INC**, (7) **POSITIVE EFFORTS, INC**, (8) **ST. HOPE FOUNDATION, INC**, (9) **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, and (10) **YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF HOUSTON**; approving and authorizing second amendments to various contracts for implementation of routine, HIV Screening Services between the City and the following contractors: (1) **LEGACY COMMUNITY HEALTH SERVICES, INC**, (2) **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, (3) **MEMORIAL HERMANN HEALTHCARE SYSTEM**, and (4) **HARRIS COUNTY HOSPITAL DISTRICT**

28. Ordinance 2011-1127

ORDINANCE approving and authorizing the submission of a grant application to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the FY 2012 Epidemiology and Laboratory Capacity for Infectious Diseases Program Components; declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to act as the City's representative in the application process; authorizing the Director of Health and Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - 4 Years - \$3,039,954.00 - Grant Fund

29. Ordinance 2011-1171

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **SEARCH HOMELESS SERVICES**, providing up to an additional \$13,500.00 for the administration and operation of a Supportive Services Program under the Housing Opportunities For Persons With AIDS Program - **DISTRICT I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

30. Ordinance 2011-1128

ORDINANCE appropriating \$2,181,385.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation to the Court System Management and Resources Technology Implementation Project for the Municipal Courts Department

31. Council Members Adams, Gonzalez, Rodriguez, Johnson and Bradford tagged

ORDINANCE approving and authorizing HVAC Operation and Maintenance Services Agreement for the Houston Airport System between the City of Houston and **TDINDUSTRIES, INC**; providing a maximum contract amount - 3 Years with two one-year options - \$32,599,317.74 - Enterprise Fund - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**

32. Ordinance 2011-1179

ORDINANCE awarding contract to **PETROLEUM EXPRESS, INC** for Fuel Transportation Services for the Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$7,235,260.00 - Fleet Management Fund

33. Ordinance 2011-1180

ORDINANCE awarding contact to **TERRA RENEWAL, LLC** for On-Site Water Treatment, Sludge Dewatering and Disposal Service for the Public Works & Engineering Department; proving maximum contract amount - 3 Years with two one-year options - \$7,053,670.00 - Enterprise Fund **DISTRICT E - SULLIVAN**

34. Pulled - Not Considered

ORDINANCE approving and authorizing Lease Agreement between the City of Houston, Texas, as Landlord, and **FIFTH WARD REDEVELOPMENT CORPORATION, as Tenant**, for approximately 2,500 square feet of space at 3301, 3303 and 3305 Lyons Avenue, Houston, Texas **DISTRICT B - JOHNSON**

35. Pulled - Not Considered

ORDINANCE approving and authorizing Lease Agreement between the City of Houston, Texas, as Landlord, and **TEXAS SOUTHERN UNIVERSITY, as Tenant**, for approximately 8,500 square feet of space at 3301, 3303 and 3305 Lyons Avenue, Houston, Texas - **DISTRICT B - JOHNSON**

36. Ordinance 2011-1129

ORDINANCE appropriating \$653,702.00 out of Public Health Consolidated Construction Fund; authorizing the purchase of about 33,000 square feet of land out of Lot 68 of the S.M. Williams Survey, Abstract 87, in Houston, Harris County, Texas and including warehouse improvements thereon (3301 Commerce) for the Department of Health and Human Services; approving a Purchase and Sale Agreement with the owner of the land (**TYSON M. TIPTON**) - **DISTRICT I - RODRIGUEZ**

37. Ordinance 2011-1181

ORDINANCE appropriating \$489,000.00 out of Julia Ideson Library Contributions Fund to add additional funds to the Construction Management At Risk Contract with **BALFOUR BEATTY CONSTRUCTION, LLC fka SPAWMAXWELL COMPANY, L.P.**; approving and authorizing the continued project implementation of Phase II - Restoration of the Julia Ideson Building **DISTRICT I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

38. Ordinance 2011-1130

ORDINANCE appropriating \$6,000.00 out of Street & Bridge Consolidated Construction Fund and \$6,000.00 out of Drainage Improvement Commercial Paper Series F Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **HUITT-ZOLLARS, INC** for Street & Storm Sewer Projects

39. Ordinance 2011-1172

ORDINANCE appropriating \$291,375.00 out of Parks Consolidated Construction Fund, awarding Construction Contract to **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Swimming Pool Upgrades; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**

40. Ordinance 2011-1131

ORDINANCE appropriating \$999,752.00 out of Police Consolidated Construction Fund; awarding Construction Contract to **P.R.C. ROOFING CO., INC** for Roof Replacement at the Houston Police Department Westside Command Station; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for contingencies relating to construction of facilities financed by the Police Consolidated Construction Fund **DISTRICT G - PENNINGTON**

41. Ordinance 2011-1132

ORDINANCE approving and authorizing contract between the City and **PAPPAS & SUCHMA, P.C.** for Legal Services relating to the City's Workers' Compensation Benefits Program; providing a maximum contract amount - 5 Years - \$1,170,000.00 - Workers Compensation Revolving Fund

42. Council Member Rodriguez tagged

ORDINANCE approving Interlocal Agreement between the City of Houston, Texas and **MIDTOWN MANAGEMENT DISTRICT** for the maintenance of Elizabeth Baldwin Park **DISTRICT I - RODRIGUEZ**

43. Ordinance 2011-1133

ORDINANCE approving Interlocal Agreement among the City of Houston, Texas, **MIDTOWN REDEVELOPMENT AUTHORITY** and **MIDTOWN MANAGEMENT DISTRICT** for the development and maintenance of Elizabeth Glover Park - **DISTRICT D - ADAMS**

44. Ordinance 2011-1173

ORDINANCE authorizing the Chief of the City of Houston Police Department to accept grant funds from the **U.S. DEPARTMENT OF JUSTICE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES** to implement the first Teen And Police Service Academy Program and approving a related agreement with a subgrantee, the University of Houston Clear Lake; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$468,660.00 - Grant Fund

RESOLUTIONS AND ORDINANCES - continued

45. Ordinance 2011-1134

ORDINANCE approving and authorizing Lease Purchase Agreement to **GTSI CORPORATION** through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities for Computer Products and Services for the Public Works & Engineering Department; providing a maximum contract amount - 5 Years - \$2,278,690.00 - Enterprise Fund

46. Ordinance 2011-1135

ORDINANCE consenting to the addition of 4.7955 acres of land to **BRIDGESTONE MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

47. Ordinance 2011-1136

ORDINANCE consenting to the addition of 12.4079 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 110**, for inclusion in its district

48. Ordinance 2011-1137

ORDINANCE consenting to the addition of 3.1779 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150**, for inclusion in its district

49. Ordinance 2011-1138

ORDINANCE consenting to the addition of 10.89 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 368**, for inclusion in its district

50. Ordinance 2011-1139

ORDINANCE consenting to the addition of 17.9980 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 368**, for inclusion in its district

51. Ordinance 2011-1174

ORDINANCE consent to the creation of **JFK MUNICIPAL UTILITY DISTRICT**

52. Ordinance 2011-1140

ORDINANCE consenting to the addition of 12.30 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 494**, for inclusion in its district

a. Ordinance 2011-1141

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 494**

b. Ordinance 2011-1142

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 494** and certain territory located in the vicinity of Harris County Municipal Utility District No. 494, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas within and in the vicinity of Harris County Municipal Utility District No. 494; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Municipal Utility District No. 494 annexed for limited purposes; assigning annexed areas to the adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter

53. Ordinance 2011-1143

ORDINANCE granting the petition of **NASH CINCO NW, L.L.C.** to include approximately 124.42 acres near Fort Bend County Municipal Utility District No. 58 in Fort Bend County, Texas within the extraterritorial jurisdiction of the City of Houston; expanding and extending the extraterritorial jurisdiction of the City of Houston to include all of such land in accordance with section 42.022(b) of the Texas Local Government Code

RESOLUTIONS AND ORDINANCES - continued

a. **Ordinance 2011-1144**

ORDINANCE consenting to the addition of 292.122 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 58**, for inclusion in its district

54. **Ordinance 2011-1145**

ORDINANCE approving and authorizing Advance Funding Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Houston Southeast Downtown Sidewalks Transportation Enhancement Project; appropriating \$396,477.00 out of Reimbursement of Equipment/Projects Fund (Fund 1850) for the City's advance payment of the twenty percent required match of funds for the project; approving and authorizing Sponsorship Agreement between the City and the **MAIN STREET/MARKET SQUARE REDEVELOPMENT AUTHORITY d/b/a DOWNTOWN REDEVELOPMENT AUTHORITY**, on behalf of Reinvestment Zone Number Three, to reimburse the City's advance payment; authorizing the Director of the Department of Public Works & Engineering to accept the Sponsorship Agreement and the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant; authorizing the Director of the Department of Public Works & Engineering to expend grant funds received under the Sponsorship Grant Agreement

55. **Pulled - Not Considered**

ORDINANCE approving and authorizing Construction Agreement between the **SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY** and the City of Houston, as Construction Manager, to construct certain improvements in the Bellaire Corridor

56. **Pulled - Not Considered**

ORDINANCE relating to the fiscal affairs of the **SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)**; approving the Fiscal Year 2012 Operating Budget for the Authority and the Fiscal Years 2012-2016 Capital Improvement Projects Budget for the Zone

57. **Ordinance 2011-1146**

ORDINANCE appropriating \$444,015.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing an Aquatic Resources Compensatory Mitigation Credit Sales Contract (Stream Mitigation Agreement) between the City of Houston and **RESTORATION SYSTEMS, LLC** for South Shaver Paving and Drainage, IH-45 to State Highway 3; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT E - SULLIVAN**

58. **Ordinance 2011-1147**

ORDINANCE finding and determining public convenience and necessity for the acquisition of Fee Simple Title Interest in real property in connection with the public improvement project known as the Mitigation for Capital Improvements Projects - Parker Road Reconstruction / Greens Bayou, Halls Bayou and related Tributaries Project; authorizing the acquisition of Fee Simple Interest in a parcel of land situated in the E. Johnson Survey, Abstract No. 1082, in Harris County, Texas, said parcel of land being all of the same property tract of land described in a Deed Recorded under Harris County Clerk's File No. Z478243 in Houston, Harris County, Texas by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in the land required for the project - **DISTRICT B - JOHNSON**

RESOLUTIONS AND ORDINANCES - continued

59. Ordinance 2011-1148

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests for rights-of-way in connection with the public improvement project known as the Parker Road Reconstruction from the Hardy Toll Road to US 59 Eastex Freeway Project; authorizing the acquisition of Fee Simple Title Interest in or easement to 93 parcels of land required for the project and situated in the H.&T.C.R.R. Co. Survey, Section 1, Block 1, Abstract No. 449; the E. Johnson Survey, Abstract No. 1082; and the Burt L. Turner Survey, Abstract No. 1578, in Harris County, Texas, said parcels of land being along the north and south lines of Parker Road from the Hardy Toll Road to US 59 Eastex Freeway in Houston, Harris County, Texas by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in or easement to the 93 parcels of land required for the project - **DISTRICTS B - JOHNSON and H - GONZALEZ**

60. Ordinance 2011-1149

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the MKT Spur Hike and Bike Trail Project; authorizing the acquisition of Fee Simple Title Interest in or easements to two parcels of land situated in the John Austin Survey, Abstract No. 1, in Harris County, Texas, said parcels of land being out of the same tract of land described in deeds recorded under Harris County Clerk's File No's. F571732 and S802786 in Houston, Harris County, Texas by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in or easements to the land required for the project **DISTRICT H - GONZALEZ**

61. Ordinance 2011-1150

ORDINANCE appropriating \$100,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing payments for land acquisition costs, Appraisal Fees, Relocation Expenses and other services for the Hike and Bike Trail Program

62. Ordinance 2011-1151

ORDINANCE appropriating \$500,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TEDSI INFRASTRUCTURE GROUP, INC** for Traffic Signal Management Program / Intelligent Transportation Systems; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

63. Ordinance 2011-1152

ORDINANCE appropriating \$500,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KIMLEY-HORN AND ASSOCIATES, INC** for Traffic Signal Management Program / Intelligent Transportation Systems; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

RESOLUTIONS AND ORDINANCES - continued

64. Ordinance 2011-1153

ORDINANCE appropriating \$1,303,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KIT PROFESSIONALS, INC** for Water Line Replacement in Imperial Valley Area Package I and Water Line Replacement in Inwood Pines Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON**

65. Ordinance 2011-1154

ORDINANCE appropriating \$1,318,700.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AIA ENGINEERS, LTD.** for Water Line Replacement in Friendly Acres Area and Water Line Replacement in Oak Park Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GONZALEZ**

66. Ordinance 2011-1155

ORDINANCE appropriating \$1,315,800.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **VAN DE WIELE & VOGLER, INC** for Water Line Replacement in Hammerly Area and Water Line Replacement in Spring Woods South Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG**

67. Ordinance 2011-1156

ORDINANCE appropriating \$1,271,400.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **QUADRANT CONSULTANTS INC** for Water Line Replacement in Fairlawn and Water Line Replacement in Hughes Road Area - Package I; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS E - SULLIVAN and I - RODRIGUEZ**

68. Ordinance 2011-1157

ORDINANCE appropriating \$123,273.10 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **NATHELYNE A. KENNEDY ASSOCIATES, INC** for Broadway Street Reconstruction from IH 45 to Airport Blvd (Approved by Ordinance No. 2006-0201, as amended) **DISTRICT I - RODRIGUEZ**

69. Ordinance 2011-1158

ORDINANCE appropriating \$72,500.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **AECOM USA, INC** for the Design of South Shaver Road from Gulf Freeway (IH-45) to Galveston Road (State Highway 3) (Approved by Ordinance No. 2000-0313, as amended) **DISTRICT E - SULLIVAN**

RESOLUTIONS AND ORDINANCES - continued

70. Ordinance 2011-1159

ORDINANCE appropriating \$7,776,050.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CSA CONSTRUCTION, INC** for FWSD #23 Wastewater Treatment Plant Improvements (Package 2); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JOHNSON**

71. Ordinance 2011-1160

ORDINANCE appropriating \$1,680,915.00 out of Metro Projects Construction Fund and \$86,085.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SLACK & CO. CONTRACTING, INC** for North Eldridge Parkway Widening from Memorial Drive to I-10; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Metro Projects Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICT G - PENNINGTON**

72. Ordinance 2011-1161

ORDINANCE appropriating \$1,394,000.00 out of Street & Bridge Consolidated Construction Fund, awarding construction contract to **TOTAL CONTRACTING LIMITED** for Quiet Zone Work Order Construction; 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 Street & Bridge Consolidated Construction Fund

73. Ordinance 2011-1162

ORDINANCE appropriating \$5,576,124.00 out of Metro Projects Construction Fund, awarding contract to **ANGEL BROTHERS ENTERPRISES, LTD.** for City Wide Overlay / Rehabilitation Project Package #17 (Work Order Contract); 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 services, CIP Cost Recovery, and contingencies relating to construction of facilities financed by Metro Projects Construction Fund

74. Ordinance 2011-1163

ORDINANCE appropriating \$13,794,900.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for Northside Sewer Relief Tunnel Rehabilitation Area No. 5; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GONZALEZ**

75. Ordinance 2011-1164 – Passed first reading

ORDINANCE granting to **GERARDO BERMUDEZ d/b/a GREASE RECYCLERS CO-OP & GREASE TRAP, 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 - **FIRST READING**

RESOLUTIONS AND ORDINANCES - continued

76. Ordinance 2011-1007 – Passed third and final reading
ORDINANCE No. 2011-1007, passed second reading December 7, 2011
ORDINANCE granting to **CELESTINE HOLCOMB d/b/a HOLCOMB ENVIRONMENTAL WASTE OIL SERVICE, 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 - **THIRD AND FINAL READING**
77. Ordinance 2011-0951 – Passed third and final reading
ORDINANCE No. 2011-0951, passed first reading November 9, 2011
ORDINANCE approving and authorizing Boundary Adjustment Agreement between the City of Houston and the **CITY OF WEBSTER** relating to the relinquishment of 1.7 acres and the annexation of 4.6 acres near the intersection of the southwest boundary line of El Camino Village Apartments Subdivision and the southeast row line of El Camino Village Drive
DISTRICT E - SULLIVAN **SECOND AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 78 through 80

Motion 2011-0908 – Suspend rules to consider Item 78 at the end of the Consent Agenda

78. Motion 2011-0921 – Adopt
RECOMMENDATION from the Mayor's Office of Public Safety and Homeland Security for approval of the **GREATER HARRIS COUNTY 9-1-1 EMERGENCY NETWORK** Budget for Fiscal Year 2012 (January 1, 2012 - December 31, 2012)
TAGGED BY COUNCIL MEMBER NORIEGA
This was Item 2 on Agenda of December 7, 2011

- Motion 2011-0922 - Written motion by Council Member Lovell to amend Item 79 as follows:
"1. Deleting the phrase "requirements that valet zone designations be obtained when valet operators store vehicles on the roadway;" from the second "whereas" clause; and
2. Deleting Sections 27 through 46 and renumbering the subsequent Sections accordingly." – **Adopted**

79. Ordinance 2011-1175 – Adopt as amended
ORDINANCE **AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to On-Street Parking Regulations; containing findings and other provisions relating to the foregoing subject; providing for severability - **TAGGED BY COUNCIL MEMBERS GONZALEZ, ADAMS, JONES, BRADFORD, HOANG and RODRIGUEZ**
This was Item 13 on Agenda of December 7, 2011

MATTERS HELD - continued

80. Ordinance 2011-1176

ORDINANCE approving and authorizing the Chief of the City of Houston Police Department to accept grant funds from the National Institute of Justice for funding for Strategic Approaches to Sexual Assault Kit (SAK) Evidence: Phase II Houston SAK Task Force; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

POSTPONED BY MOTION #2011-901, 12/7/11

This was Item 91 on Agenda of December 7, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Jones 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

**12/13/2011 – Mayor Parker absent on City business
Council Member Lovell absent**

12/14/2011 - All Present