

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 22, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2011-0201 to 2011-0228
ORDINANCES - 2011-0192 to 2011-0223
RESOLUTION – 2011-0005

2011-0200-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Lovell

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 2011-0201 – Procedural motion
Motion 2011-0202 – Procedural motion
Motion 2011-0203 – Procedural motion
Motion 2011-0204 – Procedural motion
Motion 2011-0205 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 23, 2011 - 9:00 A. M.

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

Motion 2011-0206 – Suspend rules to consider Items 2 through 5 prior to the hearing

HEARINGS

Motion 2011-0211 – Procedural motion
Motion 2011-0212 – Procedural motion

1. Motion 2011-0213 – Close hearing

PUBLIC HEARING in accordance with Section 552.045 (c) of the Texas Local Government Code regarding proposed rates and exemptions to establish and levy a schedule of drainage charges for property subject to implementation of a Municipal Drainage Utility System

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 48

MISCELLANEOUS - NUMBERS 2 through 5

2. Motion 2011-0207

REQUEST from Mayor for confirmation of **MR. KELLY DOWE** as Director of the Finance Department

3. Motion 2011-0208

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE) BOARD OF DIRECTORS**, for terms to expire December 31, 2011:
Position Three - **MR. PHILIP IVY**, appointment
Position Five - **MR. STANLEY J. SARMAN**, reappointment, and as Chair

4. Motion 2011-0209 – Adopt as amended

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON ZOO DEVELOPMENT CORPORATION BOARD OF DIRECTORS**:

- Position One - **MS. DEANNA PENA GARCIA**, appointment, for a term to expire 6/30/2012
- Position Two - **MR. JONATHAN DAY**, reappointment, for a term to expire 6/30/2013
- Position Three - **MS. SYLVIA ANN MAYER**, appointment, for a term to expire 6/30/2011
- Position Four - **DR. BARBARA (BOBBI) G. SAMUELS**, appointment, for a term to expire 6/30/2012
- Position Five - ~~**MR. RUFUS P. CORMIER**, appointment, for a term to expire 6/30/2013, and as Chair for a term ending 12/31/2011 – Refer back to the Administration~~
- Position Six - **MR. DAMIAN E. LACROIX**, appointment, for a term to expire 6/30/2013
- Position Eight - **MR. E. WILLIAM BARNETT**, reappointment, for a term to expire 6/30/2012

5. Motion 2011-0210

RECOMMENDATION from Director Municipal Courts Department to designate the Municipal Courts Building located at 1400 Lubbock to be named the Herbert Gee Municipal Courts Building in honor of Judge Herbert W. Gee - **DISTRICT H - GONZALEZ**

ACCEPT WORK - NUMBERS 6 through 8

6. Council Member Jones tagged

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,364,500.00 and acceptance of work on contract with **STUDIO RED ARCHITECTS, LP** for Miller Outdoor Theatre Sound System Replacement - 5.98% over the original Guaranteed Maximum Price after execution of a change order - **DISTRICT D - ADAMS**

7. Motion 2011-0214

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,626,079.93 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Panagard and Bissonnet No. 1 Lift Station Replacement - 5.46% under the original contract amount - **DISTRICTS F - HOANG and G - PENNINGTON**

ACCEPT WORK - continued

8. Motion 2011-0215

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$9,328,959.87 and acceptance of work on contract with **INDUSTRIAL TX CORPORATION** for Alameda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements Package 1 - 4.79% under the original contract amount - **DISTRICT D - ADAMS**

PROPERTY - NUMBER 9

9. Motion 2011-0216

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Earnest Gibson III, President, Riverside General Hospital, for abandonment and sale of Paige Street, from Elgin Avenue south to its terminus, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Holman Outlot 32 Subdivision, out of the J.S. Holman Survey, A-323, Parcels SY11-033 and LY11-014 - **DISTRICT I - RODRIGUEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 17

10. Ordinance 2011-0192

ORDINANCE appropriating \$483,505.07 out of C & E Construction Fund for Purchase of New Carpet Tile including installation for the Convention & Entertainment Facilities Department

a. Motion 2011-0217

TEXAN FLOOR SERVICE, LTD. for Purchase of New Carpet Tile including installation from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Convention & Entertainment Facilities Department

11. Ordinance 2011-0193

ORDINANCE appropriating \$68,714.50 out of Fire Consolidated Construction Fund for Emergency Purchase of Mold Remediation Services and Professional Air Quality Assessment and Air Monitoring for the General Services Department

a. Motion 2011-0218

INLAND ENVIRONMENTS LTD. for Emergency Purchase of Mold Remediation Services and Professional Air Quality Assessment and Air Monitoring for the General Services Department

12. Motion 2011-0219

BROADCAST MICROWAVE SERVICES for Public Safety Video Initiative Video Management Software Procurement for the Houston Police Department - \$178,279.75 - Grant Fund

13. Motion 2011-0220

TACTICAL ELECTRONICS & MILITARY SUPPLY, LLC for Specialty Backpacks, Rip Kits and Tool Kits for Houston Police Department - \$90,976.48 - Grant Fund

14. Pulled - Not Considered

PHILPOTT MOTORS, LTD. for Aerial Manlift Truck through the Interlocal Agreement for Cooperative Purchasing with BuyBoard for the Houston Police Department - \$91,721.35 Supplemental Environmental Project Fund

15. Motion 2011-0221

BEVCO COMPANY, INC for a Long Range Thermal Binocular for the Houston Police Department \$61,613.00 - Grant Fund

PURCHASING AND TABULATION OF BIDS - continued

16. Motion 2011-0222

ALLEN VANGUARD for Two Bomb Suits under the Urban Area Security Initiative Grant Program of the U. S. Department of Homeland Security for the Houston Police Department - \$62,674.00 Grant Fund

17. Motion 2011-0223

MCCAIN WATERWORKS MARKETING, LLC for Valve Insertions for Department of Public Works & Engineering - \$80,530.00 - Enterprise Fund

ORDINANCES - NUMBERS 18 through 48

18. Ordinance 2011-0194

ORDINANCE AMENDING ARTICLE XI OF CHAPTER 47 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to the transportation of certain liquid wastes

19. Ordinance 2011-0214

ORDINANCE approving the fifth amended and restated ordinance relating to the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series E; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of such notes, including the approval of two Substitute Credit Agreements, a fifth amended and restated Dealer Agreement, a fifth amended and restated Issuing and Paying Agency Agreement and one or more Offering Memorandums; and declaring an emergency

20. Ordinance 2011-0215

ORDINANCE accepting the individual proposals from **WESTCHESTER FIRE INSURANCE COMPANY, LEXINGTON INSURANCE COMPANY, UNDERWRITERS AT LLOYDS, RSUI INDEMNITY COMPANY, SWISS RE INTERNATIONAL SE, ENDURANCE AMERICAN SPECIALTY INSURANCE COMPANY, AXIS SURPLUS INSURANCE COMPANY, ARCH SPECIALTY INSURANCE COMPANY, EVANSTON INSURANCE COMPANY, ASPEN SPECIALTY INSURANCE COMPANY**, which are participating in the Layered Property Insurance Program and approving and authorizing the purchase of a General City Property Insurance Policy \$8,552,113.87 - Property & Casualty Fund

21. Ordinance 2011-0195

ORDINANCE accepting the proposal from **LEXINGTON INSURANCE COMPANY**, approving and authorizing the purchase of Terrorism Insurance for the proposed City-Wide Insurance Policy for all scheduled City of Houston locations - \$668,287.61 - Property & Casualty Fund

22. Ordinance 2011-0196

ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON-GALVESTON AREA COUNCIL** for Hurricane Ike Recovery Assistance Services from Social Services Block Grant Funds for the Houston Health & Human Services Department \$1,715,393.00 - Grant Fund

23. Ordinance 2011-0197

ORDINANCE approving and authorizing second amendment to the **Texas Department of Housing and Community Affairs ("TDHCA")** Community Development Program Contract No. 70090001 between the City of Houston and **TDHCA**, an Agency of the State of Texas, for Hurricane Ike/Dolly funding under the Consolidated Security Disaster Assistance and Continuing Appropriations Act of 2009 Community Development Block Grant - Disaster Recovery

ORDINANCES - continued

24. Ordinance 2011-0216

ORDINANCE accepting into the City Collection "Tolerance", a work of art by Jaume Plensa consisting of seven kneeling figures rendered in stainless steel alphabet mesh set atop unique boulders, located in Buffalo Bayou Park and approving and authorizing agreement between the City of Houston and **GREATER HOUSTON COMMUNITY FOUNDATION** for donation of such work of art - **DISTRICT D - ADAMS**

25. Ordinance 2011-0217

ORDINANCE approving and authorizing payment of Mediated Settlement Agreement pursuant to Court Order in Bazile, et al v. City of Houston, H-08-2404, which payment represents back pay accumulated for promotions to Captain and Sr. Captain in the Houston Fire Department and Attorneys Fees to Plaintiffs Attorneys - \$301,165.12 - General and Property & Casualty Funds

26. Council Members Clutterbuck and Johnson tagged

ORDINANCE amending City of Houston Ordinance No. 2004-1003 relating to employment conditions, compensation and benefits of classified police officers of the City of Houston; ratifying the 2011 Meet and Confer Agreement between the City of Houston and the **HOUSTON POLICE OFFICERS' UNION**, and containing other provisions relating to the foregoing subject; suspending the operation of certain ordinances; providing for severability

27. Ordinance 2011-0198

ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Homicide Division's Interview Room/Equipment Upgrade; 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

28. Ordinance 2011-0199

ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Fugitive Apprehension/Crime Reduction Program; 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

29. Ordinance 2011-0200

ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Gun Violence Reduction Initiative; 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

30. Ordinance 2011-0201

ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Parole Violation Warrant Initiative; 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

ORDINANCES - continued

31. Ordinance 2011-0202

ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Office of the Governor's Criminal Justice Division for the Targeted Abuser Round Up; 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

32. Ordinance 2011-0218

ORDINANCE appropriating \$2,500,000.00 out of Airports Improvement Fund and approving and authorizing Professional Noise Compatibility Consulting Services Contract between the City of Houston and **CALOCERINOS & SPINA ENGINEERS, INC d/b/a C&S ENGINEERS, INC** for Management and Implementation of the George Bush Intercontinental Airport/Houston Residential Sound Insulation Program (Project 676) - 3 Years - **DISTRICT B - JOHNSON**

33. Ordinance 2011-0219

ORDINANCE approving and authorizing amendment to Tax Abatement Agreement between the City of Houston, Texas and **CHEVRON U.S.A. INC** for certain property located within the Houston, Texas, Enhanced Enterprise Community approved by City Council by Ordinance No. 2004-181 - **DISTRICT I - RODRIGUEZ**

34. Council Members Jones and Hoang tagged

ORDINANCE approving and authorizing contract between the City and **XEROX CORPORATION** for Multi-Function Office Machines for Various Departments for the City of Houston; providing a maximum contract amount - 3 Years with 2 one-year options - \$12,000,000.00 - Central Service Revolving Fund

35. Ordinance 2011-0203

ORDINANCE issuing a permit to **BASF CORPORATION** to operate, maintain, improve, repair, and replace an existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICT E - SULLIVAN**

36. Ordinance 2011-0204

ORDINANCE issuing a permit to **COPANO NGL SERVICES, L.P.** to operate, maintain, improve, repair and replace an existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICTS C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON and I - RODRIGUEZ**

37. Ordinance 2011-0205

ORDINANCE appropriating \$7,988.85 out of Solid Waste Consolidated Construction Fund for Liquid Waste Storage Tanks for Used Oil and Antifreeze Recycling Operations for the Solid Waste Management Department

38. Ordinance 2011-0220

ORDINANCE approving and authorizing amendment to agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 382** (Approved by Ordinance No. 2008-843) - **DISTRICT E - SULLIVAN**

ORDINANCES - continued

39. Ordinance 2011-0206

ORDINANCE deappropriating \$102,843.00 from the Street & Bridge Consolidated Construction Fund (Approved by Ordinance 2006-0127, C62109) and appropriating \$349,900.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AECOM TECHNICAL SERVICES, INC** for Design of Greens Road from John F. Kennedy Boulevard to U.S. 59 (North); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

40. Ordinance 2011-0207

ORDINANCE appropriating \$9,006,300.00 out of Drainage Improvement Commercial Paper Series F, Fund and \$619,700.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **JFT CONSTRUCTION, INC** for Whiteheather Storm Sewer Improvements Segment III; 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 Drainage Improvement Commercial Paper Series F, Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**

41. Ordinance 2011-0208

ORDINANCE appropriating \$6,186,000.00 out of Drainage Improvement Commercial Paper Series F Fund and \$1,036,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **SER CONSTRUCTION PARTNERS, LTD.** for Brays Village Drainage Improvements; 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, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - HOANG**

42. Ordinance 2011-0209

ORDINANCE appropriating \$2,124,000.00 out of Street & Bridge Consolidated Construction Fund, awarding contract to **DCE CONSTRUCTION, INC** for Safe Sidewalk 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, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - STARDIG; F - HOANG and G - PENNINGTON**

43. Council Member Jones tagged

ORDINANCE appropriating \$2,312,400.00 out of Street & Bridge Consolidated Construction Fund, awarding contract to **RESICOM, INC** for Safe Sidewalk 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, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK and H - GONZALEZ**

ORDINANCES - continued

44. Ordinance 2011-0210

ORDINANCE appropriating \$643,633.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PIPELINE VIDEO INSPECTION, LLC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation; 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 2011-0211

ORDINANCE amending Ordinance No. 2008-0260 (Passed March 25, 2008) to increase the maximum contract amount under the Professional Services Contract for the Residential Energy Efficiency Program with **ESPA CORPORATION**

46. Ordinance 2011-0212

ORDINANCE awarding construction contract to **TEXAS LIQUA TECH SERVICES, INC** for Roof Replacement at Health & Human Services Headquarters; 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 Roof Inspection Services and contingencies relating to construction of facilities financed by the Hurricane Ike AID and Recovery Fund - \$563,266.00 - Grant Fund - **DISTRICT D - ADAMS**

47. Council Member Jones tagged

ORDINANCE appropriating \$1,984,500.00 out of Woodlands Regional Participation Fund; awarding construction contract to the **GONZALEZ GROUP, L.P.** for Lake Houston Park Phase One; 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 engineering and materials testing, Civic Art Program and contingencies relating to construction of facilities financed by Woodlands Regional Participation Fund

48. Ordinance 2011-0213 – Passed first reading

ORDINANCE granting to **POT-O-GOLD RENTALS, INC, A Foreign For-Profit Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 49 through 54

49. Ordinance 2011-0221

ORDINANCE **AMENDING ARTICLE VI OF CHAPTER 9 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Airport Compatible Land Use Regulations; making findings and containing other provisions relating to the foregoing subject; providing for an effective date; providing for severability

TAGGED BY COUNCIL MEMBERS RODRIGUEZ, NORIEGA, JONES and JOHNSON

This was Item 3A on Agenda of March 9, 2011

MATTERS HELD - continued

50. Motion 2011-0224 – Adopt

RECOMMENDATION from Director Planning & Development Department to accept reports on the reconsideration of the following six historic districts - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and H - GONZALEZ:**

Avondale West	Heights East
Boulevard Oaks	Heights West
First Montrose Commons	Norhill

TAGGED BY COUNCIL MEMBER LOVELL

a. Resolution 2011-0005

RESOLUTION amending Resolution No. 2010-39; changing the boundaries of the First Montrose Commons Historic District - **TAGGED BY COUNCIL MEMBERS CLUTTERBUCK and JONES**

These were Items 4 and 4A on Agenda of March 9, 2011

51. Motion 2011-0225 – Adopt

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$145,222.00 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank Remediation, Removal and Installation at Fire Station 28 - 4.69% below the original contract amount - **DISTRICT C - CLUTTERBUCK**

TAGGED BY COUNCIL MEMBER JONES

This was Item 6 on Agenda of March 9, 2011

Motion 2011-0226 – Suspend rules to remain in session beyond the scheduled noon recess

Written motion by Council Member Gonzalez to amend Item 52 as follows:

“motion to amend Item 52 on the agenda to reduce the appropriation from \$2,766,738.74 to \$1,637,205.11.”

Council Member Adams tagged

Written motion by Council Member Gonzalez to amend Item 52 as follows:

“motion to amend Item 52a on the agenda to reduce the authority for purchase orders to certain vendors as follows:

Philpott Motors Ltd, d/b/a Philpott Ford	\$2,413,764.00
Ron Carter Automotive	\$560,293.00
Caldwell Automotive Partners, LLC d/b/a Caldwell County Chevrolet	\$258,902.00
Jonson Whitesboro Ford d/b/a Holiday Ford	\$385,922.10
Fred Haas Toyota Country	\$164,137.00”

Council Member Adams tagged

52. Council Member Adams tagged

ORDINANCE appropriating \$2,766,738.74 out of Equipment Acquisition Consolidated Fund for Purchase of Automobiles, Vans, Utility Vehicles, and Light-Duty Trucks for Various Departments

MATTERS HELD – continued

a. **Council Member Adams tagged**

PHILPOTT MOTORS, LTD., d/b/a PHILPOTT FORD - \$3,006,220.00, RON CARTER AUTOMOTIVE - \$671,943.00, CALDWELL AUTOMOTIVE PARTNERS, LLC d/b/a CALDWELL COUNTRY CHEVROLET - \$627,321.00, TOMMIE VAUGHN MOTORS, INC - \$466,896.00, JOHNSON WHITESBORO FORD d/b/a HOLIDAY FORD - \$492,866.83, FRED HAAS TOYOTA COUNTRY - \$409,136.00 and CALDWELL AUTOMOTIVE PARTNERS, LLC d/b/a CALDWELL COUNTRY FORD - \$61,635.00 for Automobiles, Vans, Utility Vehicles, and Light-Duty Trucks for a total of \$5,736,017.83 for Various Departments - \$2,969,279.09 - Enterprise, Stormwater and Other Funds - **TAGGED BY COUNCIL MEMBERS CLUTTERBUCK, JONES, HOANG, PENNINGTON and NORIEGA
These were Items 9 and 9A on Agenda of March 9, 2011**

Motion 2011-0227 – Call the question on Item 53

53. Ordinance 2011-0222

ORDINANCE approving and authorizing various contracts between the City of Houston and 1) **CONNECTICUT GENERAL LIFE INSURANCE COMPANY** for an Administrative Services Agreement related to the administration of various health plans; 2) **NATIONAL PACIFIC DENTAL, INC** related to the Managed Care Dental Agreement; 3) **UNITEDHEALTHCARE INSURANCE COMPANY** related to the Group Dental Indemnity Agreement; 4) **AMERICAN FAMILY LIFE ASSURANCE COMPANY OF COLUMBUS** related to the agreement for voluntary supplemental insurance coverage and administration of flexible spending accounts; and 5) the amendment and restatement of the City of Houston Employees' Section 125 Plan, including healthcare and dependent care reimbursement arrangements, all effective May 1, 2011; approving and authorizing various health care plans, dental plans and supplemental insurance benefits for City employees, retirees, deferred retirees, survivors and certain dependents, effective May 1, 2011 - 3 Years with two one-year options - \$84,000,000.00 - Health Benefits Fund - **TAGGED BY COUNCIL MEMBERS JONES, BRADFORD, RODRIGUEZ, JOHNSON, NORIEGA and HOANG**
This was Item 12 on Agenda of March 9, 2011

Motion 2011-0228 – Written motion by Council Member Stardig that the question contained in Item 53, the proposed Ordinance relating to the Administration of Various health plans, be divided to Vote on Item 1 and Item 2 through 5 separately and once divided that CIGNA be selected as the Vendor, subject to further negotiation and presentation of another agreement to Council.

54. Ordinance 2011-0223

ORDINANCE approving and authorizing contract between the City of Houston and **AKIN GUMP STRAUSS HAUER & FELD LLP** for representation before the United States Congress and Federal Agencies; establishing a maximum contract amount - 3 Years - \$828,000.00 - General Fund - **TAGGED BY COUNCIL MEMBERS JONES, RODRIGUEZ and SULLIVAN**
This was Item 15 on Agenda of March 9, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Noriega 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

3/22/2011 – All Present

3/23/2011 – All Present