

AGENDA - COUNCIL MEETING - WEDNESDAY - NOVEMBER 9, 2011 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2011-0805 to 2011-0846
ORDINANCES - 2011-0932 to 2011-0959
RESOLUTION – None

2011-0805-1

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Gonzalez

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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

HEARINGS - 9:00 A.M.

1. Motion 2011-0806 – Close hearing

PUBLIC HEARING on proposals for the City of Houston to enter into separate strategic partnership agreements with the below named districts in Harris County, Fort Bend County and Montgomery County; on separate proposals by the City of Houston to annex for limited purposes certain territory within said Districts; and on separate proposals by the City of Houston to annex for limited purposes certain territory in the vicinity of certain Districts:

1. Fallbrook Utility District
2. Fort Bend County Municipal Utility District No. 50
3. Harris County Municipal Utility District No. 412
4. Harris County Municipal Utility District No. 166
5. Harris County Water Control and Improvement District No. 109
6. Northwest Harris County Municipal Utility District No. 21
7. Harris County Municipal Utility District No. 280
8. Fort Bend County Municipal Utility District No. 194
9. Fort Bend County Municipal Utility District No. 23
10. Harris County Municipal Utility District No. 36
11. Harris County Municipal Utility District No. 230
12. Harris-Fort Bend Counties Municipal Utility District No. 3
13. Bridgestone Municipal Utility District
14. Reid Road Municipal Utility District No. 1
15. Barker Cypress Municipal Utility District
16. Harris County Municipal Utility District No. 494
17. Fort Bend County Municipal Utility District No. 143
18. Harris County Municipal Utility District No. 96
19. Harris County Municipal Utility District No. 364
20. Reid Road Municipal Utility District No. 2
21. Harris County Municipal Utility District No. 238
22. Harris-Fort Bend Counties Municipal Utility District No. 1
23. Harris County Municipal Utility District No. 215
24. Harris County Municipal Utility District No. 205
25. Harris County Municipal Utility District No. 183
26. Southern Montgomery County Municipal Utility District
27. Montgomery County Municipal Utility District No. 19
28. Spring Creek Utility District
29. Fort Bend County Municipal Utility District No. 30

HEARINGS - continued

2. Motion 2011-0807 – Close hearing

PUBLIC HEARING relative to the fifth amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER THREE (MAIN STREET/MARKET SQUARE ZONE) DISTRICTS D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**

Motion 2011-0812 – Accept reports

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 and a Quarterly Investment Report by the City Controller

MAYOR'S REPORT

Motion 2011-0813 – Procedural motion

Motion 2011-0814 – Procedural motion

Motion 2011-0815 – Procedural motion

CONSENT AGENDA NUMBERS 3 through 58A

MISCELLANEOUS - NUMBERS 3 through 8

3. Motion 2011-0819

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **EAST DOWNTOWN MANAGEMENT DISTRICT BOARD OF DIRECTORS**, for terms to expire June 1, 2015:

- Position One - **MS. ANNY DANG**, reappointment
- Position Two - **MR. NORMAN R. PEGRAM, JR.**, reappointment
- Position Three - **MR. GORDON D. HARRIS, III**, appointment
- Position Four - **MR. GARY HORNBERGER**, reappointment
- Position Five - **MR. PIERRE BEJJANI**, appointment
- Position Six - **MS. PATRICIA ANN TORRESS**, reappointment
- Position Seven - **MR. DAN NIP**, reappointment
- Position Eight - **MS. STEPHANIE A. MACEY**, appointment
- Position Nine - **MR. SHAHIN O. NAGHAVI**, appointment

4. Motion 2011-0820

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE GREENSPPOINT DISTRICT OF HARRIS COUNTY**, for terms to expire June 1, 2015:

- Position Twelve - **MR. JAMES N. CURRY**, reappointment
- Position Thirteen - **MS. ANNE SEELEY**, reappointment
- Position Fourteen - **MS. WEI HUANG**, reappointment
- Position Fifteen - **MS. MELODY KELLY DOUGLAS**, reappointment
- Position Sixteen - **MS. GRACE Y. CERVIN**, appointment
- Position Seventeen - **MS. MICHELLE WOGAN**, reappointment
- Position Eighteen - **MR. JERRY PADUANO**, reappointment
- Position Nineteen - **MR. GERARD LEUTNER**, appointment
- Position Twenty - **MS. ROSA ISELA (ROSE) LOPEZ**, reappointment
- Position Twenty One - **MR. GEORGE W. LUNNON, JR.**, reappointment
- Position Twenty Two - **MR. JOHN E. WALLACE**, reappointment

MISCELLANEOUS - continued

Motion 2011-0809 – Suspend rules to consider Items 5 and 6 out of order

5. Motion 2011-0810

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON READ COMMISSION**, for terms to expire June 1, 2014:

Position Twelve - **MR. NICHOLAS PHILLIPS**, appointment

Position Fifteen - **MS. ROSIE CANALES**, reappointment

6. Motion 2011-0811

REQUEST from Mayor for confirmation of the appointment of the following individual to the **INDEPENDENT POLICE OVERSIGHT BOARD**:

Name	District	Panel	Term
Maryanne Fortson	E	C5	3 years

7. Motion 2011-0821

REQUEST from Mayor for confirmation of the appointment of **MR. BARRY MANDEL**, to Position Nine of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON, TEXAS (MAIN STREET MARKET SQUARE ZONE)**, for a term to expire December 31, 2011

8. Motion 2011-0822

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **WESTCHASE DISTRICT BOARD OF DIRECTORS**, for terms to expire June 1, 2015:

Position Nine - **MR. MARK D. SMITH**, appointment

Position Ten - **MR. MARK TAYLOR**, reappointment

Position Eleven - **MR. GARY BLUMBERG**, reappointment

Position Twelve - **MR. BRAD FRICKS**, reappointment

Position Thirteen - **MR. DAVID J. LEE**, reappointment

Position Fourteen - **MR. PHILIP M. SCHNEIDAU**, reappointment

Position Fifteen - **MR. PATRICK MANCHI**, appointment

Position Sixteen - **MR. ALFREDO MATOS**, reappointment

Position Seventeen - **MR. ANDREW R. LEAR**, reappointment

ACCEPT WORK - NUMBERS 9 through 16

9. Motion 2011-0823

RECOMMENDATION from Director of Houston Airport System for approval of final contract amount of \$7,251,315.40 and acceptance of work on contract with **AXIOM CONSTRUCTION COMPANY, INC** for Hurricane Ike repairs at George Bush Intercontinental Airport/Houston 1.68% over the original contract amount - **DISTRICT B - JOHNSON**

10. Motion 2011-0824

RECOMMENDATION from Director of Houston Airport System for approval of final contract amount of \$37,211,940.00 and acceptance of work on contract with **MANHATTAN CONSTRUCTION COMPANY** for Automated People Mover Phase 3, Packages 3 & 4 at George Bush Intercontinental Airport/Houston - 2.49% over the original contract amount - **DISTRICT B - JOHNSON**

11. Motion 2011-0825

RECOMMENDATION from Director of General Services Department for approval of final contract amount of \$55,349.50 and acceptance of work on contract with **AAR INCORPORATED** for Soil Remediation, Removal and Replacement at Tony Marron Park Property - 14.51% under the original contract amount - **DISTRICT H - GONZALEZ**

ACCEPT WORK - continued

12. Motion 2011-0826

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,628,701.98 and acceptance of work on contract with **ANGEL BROTHERS ENTERPRISES, LTD** for American Recovery and Reinvestment Act - Local Rehabilitation Projects STP 2011 (212) ES - 4.06% over the original contract amount **DISTRICTS B - JOHNSON; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**

13. Motion 2011-0827

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,423,029.65 and acceptance of work on contract with **CONRAD CONSTRUCTION CO., LTD** for Reconstruction of North Main Street from IH-45 to Airline Drive 0.79% over the original contract amount - **DISTRICT H - GONZALEZ**

14. Motion 2011-0828

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$403,911.00 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Utility System Infrastructure Improvement Contract - 33.88% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**

15. Motion 2011-0829

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,284,366.42 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods (4257-96) - 1.88% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; D - ADAMS; F - HOANG and H - GONZALEZ**

16. Motion 2011-0830

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$748,153.77 and acceptance of work on contract with **TEXAS ReEXCAVATION, L.C.** for Wastewater Collection System Rehabilitation and Renewal (4235-43) - 0.67% under the original contract amount

PROPERTY - NUMBERS 17 through 21

17. Motion 2011-0831

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tracy Youngblood, on behalf of Apartments at Post Oak Hills, Ltd., (Jennette M. Hunnicutt, President), for abandonment and sale of a variable-width utility easement, a variable-width water main easement, two 6-foot-wide fire hydrant easements, and an 8-foot-wide water meter easement, in exchange for the conveyance to the City of a 20-foot-wide water line easement, all located within the 807 South Post Oak Lane Apartments Addition, out of the William White Survey, A-836, Parcels SY12-010 A through E and KY12-042 - **DISTRICT G - PENNINGTON**

18. Motion 2011-0837

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Meysam Mosaheb, for abandonment and sale of a ±2,934-square-foot portion of excess Wirt Road, Harwood Terrace Subdivision, Section 2, out of the John Flowers 1/3 League Survey, Parcel SY12-012 - **DISTRICT A - STARDIG**

PROPERTY - continued

19. Motion 2011-0838

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Daniel D. Lloyd, declining the acceptance of, rejecting, and refusing the dedication of McNulty Street from Allison Road to 5 feet south of the Alameda Genoa Road right-of-way line, located in the Minnetex Place Subdivision, Parcels SY12-004 and AY12-065 - **DISTRICT E - SULLIVAN**

20. Motion 2011-0832

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay the costs of Court in connection with eminent domain proceeding styled City of Houston v. Sunshine Development One, LP, et al., Cause No. 982,647; for acquisition of Parcel LY10-002; for **BELLAIRE WEST DRAINAGE IMPROVEMENTS PROJECT - DISTRICT F - HOANG**

21. Motion 2011-0839

RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. J. E. Fisher Investments, Ltd., et al., Cause No. 922,974; for acquisition of Parcels LY6-019, LY6-020, LY6-021, LY6-022, LY8-027, LY8-028A and LY8-028B; for the **PINEMONT PAVING: T. C. JESTER TO ELLA BLVD. DETENTION POND CONSTRUCTION PROJECT - DISTRICT A - STARDIG**

PURCHASING AND TABULATION OF BIDS - NUMBERS 22 through 27

22. Ordinance 2011-0934

ORDINANCE appropriating \$125,310.56 out of Parks Special Fund for Modular Office Building at Keith Wiess Park for the General Services Department

a. Motion 2011-0833

NORTEX MODULAR SPACE, INC for Modular Office Building from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for General Services Department on behalf of the Parks & Recreation Department **DISTRICT B - JOHNSON**

23. Motion 2011-0834

GODWIN PUMPS OF AMERICA, INC for the Emergency Pumping Bypass Services at the 69th Street Wastewater Treatment Plant for the Department of Public Works & Engineering \$352,499.10 - Enterprise Fund

24. Motion 2011-0835

RDI MECHANICAL, INC for Construction Services to provide an Air Conditioning System and Chiller Replacements from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Department of Public Works & Engineering - \$363,520.50 - Enterprise Fund

25. Motion 2011-0836

PUMPS SOLUTIONS, INC for the Purchase of Submersible Pumps for the Department of Public Works & Engineering - \$84,892.00 - Enterprise Fund

26. Council Member Jones tagged

SMITH PUMP COMPANY, INC to Furnish Pumps and Parts for the Department of Public Works & Engineering - \$669,761.00 - Enterprise Fund

27. Motion 2011-0840

A. C. SALES CO. for Beverage, Electrolyte Replenishment for Various Departments \$233,856.16 - 5 years - General and Enterprise Funds

ORDINANCES - NUMBERS 28 through 58A

Motion 2011-0808 – Suspend rules to consider Items 28 and 29 prior to the Financial Report

28. Ordinance 2011-0932

A third amended and restated ordinance authorizing, approving, confirming and ratifying certain matters relating to the City of Houston, Texas, General Obligation Commercial Paper Notes, Series G and such related Sub-Series, in an aggregate principal amount not to exceed \$200,000,000 for the purpose of providing financing for certain authorized purposes; approving and authorizing certain authorized officials and designated employees to act on behalf of the City in the selling and delivery of such Notes within the limitations and procedures specified herein; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of the Notes, including the approval of an amended and restated Issuing and Paying Agency Agreement, one or more Credit Agreements, an Offering Memorandum and one or more Commercial Paper Dealer Agreements; making certain findings and determinations regarding such Commercial Paper Program and other General Obligation Commercial Paper Programs

29. Ordinance 2011-0933

ORDINANCE approving Pricing Certificate relating to City of Houston, Texas, Airport System Special Facilities Revenue and Refunding Bonds, Series 2011; ratifying other actions and making certain findings with respect thereto

30. Motion 2011-0817 – Postpone two (2) weeks

ORDINANCE **AMENDING CHAPTERS 1 AND 8 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to the regulation of automotive towing and storage; containing findings and other provisions relating to the foregoing subject; providing for severability

Written motion by Council Member Pennington to amend Item 31 as follows:

“Section 38-34 (a) to change 90 or more consecutive days to 180.”

31. Motion 2011-0818 – Postpone ordinance and proposed amendment two (2) weeks

ORDINANCE **AMENDING CHAPTERS 8 AND 28 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to the regulation of automotive businesses; containing findings and other provisions relating to the foregoing subject; providing for severability

32. Council Member Jones tagged

ORDINANCE **AMENDING SECTION 16-9 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to Juvenile Case Managers for the Municipal Courts Department; containing findings and other provisions relating to the foregoing subject; providing for severability

33. Council Member Jones tagged

ORDINANCE approving and authorizing Memorandum of Understanding between the City of Houston and **HOUSTON INDEPENDENT SCHOOL DISTRICT** for the Juvenile Case Manager Program for the 2011-2012 Academic Year

34. Council Member Jones tagged

ORDINANCE **AMENDING SECTION 16-47 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to failure of defendants to appear in Municipal Courts; containing findings and other provisions relating to the foregoing subject; providing for severability

ORDINANCES - continued

35. Ordinance 2011-0952

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **HEALTHCARE FOR THE HOMELESS-HOUSTON**, providing up to an additional \$32,880 for the continuing administration and operation of Project Access, which offers transportation services to homeless individuals and families seeking health care and supportive services

36. Pulled - Not Considered

ORDINANCE approving and authorizing Performance Based Loan Agreement between the City of Houston and **THE VILLAGE LEARNING CENTER, INC**, as borrower, to provide \$881,000 of Federal "HOME" Funds to assist with the construction of a 15 unit affordable housing complex for individuals with developmental and physical disabilities to be located in the vicinity of 3819 Plum Valley, Kingwood, Texas, that will provide affordable housing to low and moderate income persons - **DISTRICT E - SULLIVAN**

37. Ordinance 2011-0953

ORDINANCE relating to the City of Houston's Neighborhood Stabilization Program approving and authorizing third amendment to loan agreement between the City of Houston and **HOUSTON HABITAT FOR HUMANITY, INC**, to increase the annual income ceiling for eligible purchasers of rehabilitated property from fifty percent of the Area Median Income (AMI) to one hundred twenty percent of the AMI - **DISTRICTS A - STARDIG; B - JOHNSON; D - ADAMS; E - SULLIVAN; H - GONZALEZ and I - RODRIGUEZ**

38. Ordinance 2011-0935

ORDINANCE appropriating \$3,101,439.00 from TIRZ Affordable Housing Fund (2409); approving and authorizing the fourth of five repayment installments in the amount of \$3,101,439.00 to the **UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT** for the resolution of outstanding issues raised in HUD Monitoring Reports from 2004, and 2005 relating to the City's HOME, CDBG, and HOPWA Programs

39. Pulled - Not Considered

ORDINANCE relating to the rental of certain spaces in the Julia Ideson Library for public use; authorizing and approving an agreement between the City of Houston and the **JULIA IDESON PRESERVATION PARTNERS**; establishing the fees for the use of the Julia Ideson Event Spaces and authorizing adjustments thereto; amending Section 7 of Ordinance No. 2009-278 to create an account within the Historic Preservation Fund for the deposit and use of gifts and the net revenue from the rental of certain spaces in the Julia Ideson Library

40. Council Member Sullivan tagged

ORDINANCE appropriating \$1,815,511.90 out of Equipment Acquisition Consolidated Fund for the purchase of Capital Equipment for the Houston Fire Department

41. Ordinance 2011-0936

ORDINANCE \$19,341.00 out of Equipment Acquisition Fund to Purchase Capital Equipment for the Parks and Recreation Department

Motion 2011-0841 – Suspend rules to hear from Mr. Tom Sorley relative to Item 42

42. Ordinance 2011-0954

ORDINANCE appropriating \$10,295,826.00 out of Water & Sewer System Consolidated Construction Fund and \$2,018,699.00 out of the Airport Improvement Fund; approving and authorizing the Continued Project Implementation in the Public Safety Radio System Project for the Information Technology Department

ORDINANCES - continued

43. Council Member Jones tagged

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **SAM HOUSTON STATE UNIVERSITY REGIONAL CRIME LAB** for Laboratory Testing Services in DUI/DWI Cases for the Houston Police Department; establishing a maximum contract amount \$65,000.00 - General Fund

44. Ordinance 2011-0937

ORDINANCE approving and authorizing first amendment to Antenna Site License Agreement between **TEXAS TOWER LIMITED, LICENSOR**, and the City of Houston, Texas, Licensee, to allow for the installation of additional equipment at 600 Travis Street, Houston, Texas, in connection with a New Public Safety Radio System - **DISTRICT I - RODRIGUEZ**

45. Ordinance 2011-0938

ORDINANCE approving Lease Agreement between the City of Houston, Texas, Landlord, and **LEGACY COMMUNITY HEALTH SERVICES, INC**, Tenant, for 23,250 square feet of space at 5602 Lyons Avenue, Houston, Texas, for use by tenant to provide health care services to low-income persons - **DISTRICT H - GONZALEZ**

46. Ordinance 2011-0939

ORDINANCE awarding contract to the **CAPTIONING COMPANY, INC** for Closed Captioning Services the Mayor's Office (Houston Television); providing a maximum contract amount 3 Years with two one-year options - \$234,000.00 - Cable Television Fund

47. Council Member Pennington tagged

ORDINANCE approving and authorizing contract between the City and **MUNISERVICES, LLC** for Sales/Use Tax Audit and Sales/Use Tax Analysis and Reporting Services; providing a maximum contract amount - 4 years - \$850,000.00 - General Fund

48. Ordinance 2011-0940

ORDINANCE appropriating \$88,000.00 out of HAS Consolidated 2001 Non-Amt Construction Fund (8202); authorizing the purchase of approximately 0.435 acre of vacant land in the G. W. Sherrick Survey, A-1113, Houston, Harris County, Texas (8500 block of Airport Boulevard) for Hobby Airport; approving Purchase and Sale Agreement with the owner of the land (Pasadena Independent School District) - **DISTRICT I - RODRIGUEZ**

49. Ordinance 2011-0941

ORDINANCE authorizing payment of \$1,257,500.00 for land acquisition costs and authorizing Purchase and Sale Agreement between **RAILWORKS TRACK SYSTEMS - TEXAS, INC**, Seller and the City of Houston, Texas, Purchaser, for 147,176 square feet of Improved Commercial Land located at 6040 and 6060 Armour Drive, Houston, Texas, for the 69th Street Wastewater Plant Expansion and Buffer and Zone Project - Enterprises Fund - **DISTRICT I - RODRIGUEZ**

50. Ordinance 2011-0942

ORDINANCE approving and authorizing agreement between the City of Houston and **HOUSTON PARKS BOARD** (Approved by Resolution 2011-21) for the provision and acceptance of local matching funds for Construction of the Brays Path Project - **DISTRICTS D - ADAMS and I - RODRIGUEZ**

a. Pulled - Not Considered

ORDINANCE approving and authorizing agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction of the Brays Path Project - **DISTRICTS D - ADAMS and I - RODRIGUEZ**

ORDINANCES - continued

51. Ordinance 2011-0943

ORDINANCE approving and authorizing agreement between the City of Houston and **HOUSTON PARKS BOARD** (Approved by Resolution 2011-21) for the provision and acceptance of local matching funds for Construction of the Cullen Park Path Project - **DISTRICTS A - STARDIG; and G - PENNINGTON**

a. Pulled - Not Considered

ORDINANCE approving and authorizing agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction of the Cullen Park Path Project **DISTRICTS A - STARDIG; and G - PENNINGTON**

52. Ordinance 2011-0944

ORDINANCE approving and authorizing agreement between the City of Houston and **INTERNATIONAL MANAGEMENT DISTRICT** (Approved by Resolution 2011-21) for the provision and acceptance of local matching funds for Construction of the IMD Bikeway Project **DISTRICT F - HOANG**

a. Pulled - Not Considered

ORDINANCE approving and authorizing agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction of the IMD Bikeway Project **DISTRICT F - HOANG**

53. Ordinance 2011-0945

ORDINANCE approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and **KIMLEY-HORN & ASSOCIATES, INC** for Comprehensive Mobility Planning Phase Two (Approved by Ordinance No. 2008-0310) \$728,817.00 - Mobility Response Team Fund

54. Ordinance 2011-0946

ORDINANCE appropriating \$64,600.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to a Professional Engineering Services contract between the City of Houston and **PATE ENGINEERS, INC** for Keegans Bayou Trail (Approved by Ordinance No. 2005-0749); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS C - CLUTTERBUCK and F - HOANG**

55. Ordinance 2011-0947

ORDINANCE appropriating \$1,696,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **R J CONSTRUCTION COMPANY, INC** for Pump and Lift Station Renewal and Replacement - Green Crest and Fairway Lift Station; setting a deadline for the bidders' 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 **DISTRICTS G - PENNINGTON and I - RODRIGUEZ**

56. Ordinance 2011-0948

ORDINANCE appropriating \$15,949,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PEPPER-LAWSON WATERWORKS, LLC** for 69th Street Wastewater Treatment Plant Improvements (Package 4); setting a deadline for the bidders' 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 I - RODRIGUEZ**

ORDINANCES - continued

57. Ordinance 2011-0949

ORDINANCE appropriating \$2,118,168.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Water Service Line Replacement; setting a deadline for the bidders' 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

58. Ordinance 2011-0950

ORDINANCE repealing Ordinance No. 2011-914 relating to a Boundary Adjustment Agreement between the City of Houston and the **CITY OF WEBSTER** near the intersection of the southwest boundary line of El Camino Village Apartments Subdivision and the southeast row line of El Camino Village Drive; containing findings and other provisions relating to the foregoing subject; and providing for severability; and declaring an emergency - **DISTRICT E - SULLIVAN**

a. Ordinance 2011-0951 – Passed first reading

ORDINANCE approving and authorizing a Boundary Adjustment Agreement between the City of Houston and the **CITY OF WEBSTER** involving the relinquishment of 1.7 acres and the annexation of 4.6 acres by the City of Houston near the intersection of the southwest boundary line of El Camino Village Apartments Subdivision and the southeast row line of El Camino Village Drive; containing findings and other provisions relating to the foregoing subject; and providing for severability - **FIRST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 59 through 61

MISCELLANEOUS

59. Motion 2011-0842

SET A PUBLIC HEARING DATE to consider whether a property tax exemption will be mandatorily applied to certain goods-in-transit on January 1, 2012

SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - NOVEMBER 16, 2011

60. Motion 2011-0843

SET A PUBLIC HEARING DATE regarding the designation of a banner district in the **HOUSTON MUSEUM DISTRICT**

SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - NOVEMBER 16, 2011

61. Motion 2011-0844

SET A PUBLIC HEARING DATE regarding the designation of a banner district in the **INTERNATIONAL MANAGEMENT DISTRICT**

SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - NOVEMBER 16, 2011

MATTERS HELD - NUMBERS 62 through 68

62. Motion 2011-0845 – Adopt

MOTION by Council Member Gonzalez/Seconded by Council Member Hoang to adopt recommendation to award to **REPUBLIC INTELLIGENT TRANSPORTATION SERVICES, INC** for Traffic Signal System Parts for Department of Public Works & Engineering - \$739,645.44 Grant Fund - **DISTRICTS A - STARDIG; C - CLUTTERBUCK and G - PENNINGTON**

TAGGED BY COUNCIL MEMBER JONES

This was Item 11 on Agenda of October 26, 2011

63. Motion 2011-0846 – Adopt

MOTION by Council Member Gonzalez/Seconded by Council Member Noriega to adopt recommendation to **AMEND MOTION #2008-380, 6/4/08, TO INCREASE** spending authority from \$229,724.95 to \$321,614.93 for Chemical, Liquid Ammonium Sulfate for Department of Public Works & Engineering, awarded to **ALTIVIA CORPORATION**

TAGGED BY COUNCIL MEMBER JONES

This was Item 12 on Agenda of October 26, 2011

64. Ordinance 2011-0955

ORDINANCE appropriating \$1,538,280.00 out of Equipment Acquisition Consolidated Fund and amending Ordinance No. 2010-1007 (Passed on December 8, 2010) to increase the maximum contract amount for contract between the City of Houston and **LAGAN TECHNOLOGIES, INC** for Constituent Relationship Management Solution Upgrade for the Houston 3-1-1 Helpline for the Information Technology Department - \$52,016.00 - Central Services Revolving Fund

TAGGED BY COUNCIL MEMBER JONES

This was Item 19 on Agenda of October 26, 2011

65. Ordinance 2011-0956

ORDINANCE awarding contract to **VALLEY TANK TESTING, LLC** for Fuel System Tank Testing Service for the Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$344,335.00 - Fleet Management Revolving Fund

TAGGED BY COUNCIL MEMBER JONES

This was Item 20 on Agenda of October 26, 2011

66. Ordinance 2011-0957

ORDINANCE awarding contract to **PROFESSIONAL AUDIO VIDEO SERVICE, INC** for Television Production Equipment Repairs & Routine Maintenance Services for the Mayor's Office (HTV); providing a maximum contract amount - 3 Years with two one-year options - \$230,125.00 Special Cable Fund - **TAGGED BY COUNCIL MEMBER JONES**

This was Item 21 on Agenda of October 26, 2011

67. Ordinance 2011-0958

ORDINANCE appropriating \$3,766,576.28 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **ITRON, INC** for Radio Automated Meter Reading and Fixed Network/Advanced Meter Infrastructure Systems (Approved by Ordinance No. 98-575, as amended)

TAGGED BY COUNCIL MEMBER JONES

This was Item 37 on Agenda of October 26, 2011

MATTERS HELD - continued

68. Ordinance 2011-0959

ORDINANCE appropriating \$595,057.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **ENVIROWASTE SERVICES GROUP, INC** 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 - (4277-66)

TAGGED BY COUNCIL MEMBER JONES

This was Item 39 on Agenda of October 26, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Clutterbuck 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

11/09/2011 – Council Member Bradford absent on personal business