

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 6, 2013 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2013-0531 to 2013-0552
ORDINANCES – 2013-0708 to 2013-0719
RESOLUTION – None

2013-0530-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Costello

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

2:00 P. M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

NOTE: If a translator is required, please advise when reserving time to speak

Motion 2013-0531 – Procedural motion
Motion 2013-0532 – Procedural motion
Motion 2013-0533 – Procedural motion
Motion 2013-0534 – Procedural motion
Motion 2013-0535 – Procedural motion
Motion 2013-0536 – Procedural motion
Motion 2013-0537 – Procedural motion
Motion 2013-0538 – Procedural motion
Motion 2013-0539 – Procedural motion
Motion 2013-0540 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 7, 2013 - 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 40

MISCELLANEOUS - NUMBERS 1 through 5

1. Motion 2013-0541

REQUEST from Mayor for confirmation of the appointment of **KIM KIMMEY**, to Position Six of the **ANIMAL SHELTER ADVISORY COMMITTEE**, for an unexpired term ending December 31, 2013

2. Motion 2013-0542

REQUEST from Mayor for confirmation of the appointment of the following to the **WATER ADJUSTMENT BOARD**, to serve three-year terms:

Position One - **ALIA VINSON**

Position Two - **MARTYE M. KENDRICK**

Position Three- **ARTHUR JUAREZ**

3. Motion 2013-0543

CONFIRMATION of the appointment of the following to the **PUBLIC SAFETY ADVISORY COMMITTEE**, for a three-year staggered term ending July 1, 2016:

Position A - **JUDI CARLSSON**

Position D - **REV. MANSON B. JOHNSON, II**

Position G - **FRANK JONES**

Position J - **SAMUEL BURTON**

At-Large Position No. 2 - **VIVIAN R. KING**

At-Large Position No. 5 - **ERICA R. CONTRERAS**

4. Motion 2013-0544

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to serve as Municipal Court Associate Judges, for two-year terms:

TERENCE J. ANDERSON, appointment

ELISA L. CONTRERAS, appointment

CHRISTOPHER T. GORE, appointment

ROBERT H. JACKSON, appointment

ANITA BRODERICK JAMES, appointment

MARCELLOUS S. MCZEAL, appointment

DARRYL E. SCOTT, appointment

DANNY D. VU, appointment

HEIDI L. WILLIAMS, appointment

CHERYL R. BIAS, reappointment

DAVID E. JENKINS, reappointment

ANDREW A. LEWIS, reappointment

BREE PERRIN, reappointment

5. Motion 2013-0545

RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit area in the Super Neighborhoods of Medical Center, Neartown-Montrose and Washington Avenue Coalition/Memorial Park - **DISTRICTS C - COHEN and D - ADAMS**

ACCEPT WORK - NUMBER 6

6. Motion 2013-0546

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,883,275.98 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Astoria Boulevard Paving and Drainage Improvements 2.58% under the original contract amount - **DISTRICT D - ADAMS**

DAMAGES - NUMBER 7

7. Motion 2013-0547

RECOMMENDATION from City Attorney for settlement of lawsuit styled **MEMORIAL ESTATE BUILDERS, LLC** v. City of Houston; in the County Civil Court at Law No. Three of Harris County, Texas - \$100,000.00 - Property and Casualty Fund

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 15

8. Motion 2013-0550

ORASURE TECHNOLOGIES, INC for Rapid Diagnostic HIV Test Kits for the Department of Health and Human Services - \$1,001,601.00 - 3 years with two one-year options to extend Grant Funds

9. Motion 2013-0548

SHI GOVERNMENT SOLUTIONS, INC for purchase of Proofpoint Archiving Governance Enterprise Security Software and Support Services through the Texas Local Government Purchasing Cooperative (BuyBoard) for the Houston Information Technology Services \$623,657.00 - Central Services Revolving Fund

10. Council Member Davis tagged

CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS for purchase of a Verizon Data (Air Cards) Plan through the Texas Department of Information Resources for the Houston Police Department - \$1,527,198.00 - General Fund

11. Motion 2013-0552

QIAGEN INC for purchase of Forensic Equipment, Supplies and Repair Services for the Houston Police Department - \$593,441.70 - 3 years with two one-year options to extend - Grant Funds

12. Motion 2013-0549

ESCAL INSTITUTE OF ADVANCES TECHNOLOGIES, INC DBA THE SANS INSTITUTE for purchase of User Licenses for Security Awareness Training - \$61,600.00 - Central Services Revolving Fund

13. Pulled-Not Considered

WASTE MANAGEMENT, INC for additional funding for FY2014 for Solid Waste Disposal Contract for the Solid Waste Management Department - \$500,000.00 - one year automatic renewal - General Fund

14. Council Member Rodriguez tagged

AT&T CORPORATION for purchase of Telecommunication Services through the Texas Department of Information Resources for Various Departments - Through July 1, 2016 \$9,900,000.00 - Central Services Revolving Fund

15. Pulled-Not Considered

KEY MAPS, INC for Directories, Street Guides for Various Departments - \$318,863.00 - 3 years with two one-year options to extend - General, Fleet Management, Enterprise and other Funds

ORDINANCES - NUMBERS 16 through 40

16. Ordinance 2013-0708

ORDINANCE designating a contiguous geographic area within the City of Houston located southwest of the central City of Houston generally bounded by South Main Street on the north, McHard Road on the south, and Interstate 288 on the east as **REINVESTMENT ZONE NUMBER TWENTY-FIVE, CITY OF HOUSTON, TEXAS (HIRAM CLARKE/FORT BEND ZONE)**, for Tax Increment Financing purposes pursuant to Chapter 311 of the Texas Tax Code; creating a Board of Directors for such Zone; containing findings and other provisions relating to the foregoing subject; providing a severability clause - **DISTRICT K - GREEN**

17. Ordinance 2013-0709

ORDINANCE designating the **CHEVRON U.S.A. INC REINVESTMENT ZONE** for Tax Abatement purposes Pursuant to Article IV of Chapter 44 of the Code of Ordinances, Houston, Texas **DISTRICT I - RODRIGUEZ**

a. Ordinance 2013-0710

ORDINANCE approving and authorizing a Tax Abatement Agreement between the City of Houston, Texas, and **CHEVRON U.S.A. INC** for property located within the Chevron U.S.A. Inc Reinvestment Zone; granting a variance to certain requirements of Chapter 44 of the Code of Ordinances - **DISTRICT I - RODRIGUEZ**

18. Ordinance 2013-0711

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a utility easement in the replat of Section 1-A Braeswood, Harris County, Texas; vacating and abandoning the easement to 7200 Main Corporation, owner, in consideration of its conveyance to the City of Houston, Texas, of an access easement, payment to the City of \$300.00, and other consideration - **DISTRICT K - GREEN**

19. Ordinance 2013-0712

ORDINANCE approving and authorizing Amendment No. 1 to an agreement between the City of Houston and **SCIENCE APPLICATIONS INTERNATIONAL CORPORATION** for Disaster Management Recovery and Consulting Services for the Solid Waste Management Department

20. Ordinance 2013-0713

ORDINANCE awarding contract to **ALLIED CONTAMINATION CONTROL AND PROTECTION, INC** for Pick Up Removal and Disposal of USDA Regulated Garbage Services for the Houston Airport System; providing a maximum contract amount - 3 years with two one-year options \$943,460.41 - Enterprise Fund - **DISTRICTS B - DAVIS; E - MARTIN and I - RODRIGUEZ**

21. Ordinance 2013-0716

ORDINANCE appropriating \$348,000.00 out of Public Library Consolidated Construction Fund and approving and authorizing Professional Services Contract between the City of Houston and **PAGE SOUTHERLAND PAGE, LLP** for a Master Plan for the Houston Public Library

22. Ordinance 2013-0717

ORDINANCE appropriating \$836,700.00 out of Parks Consolidated Construction Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for Westside Trail; 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 materials testing and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT F - HOANG**

ORDINANCES - continued

23. Ordinance 2013-0714

ORDINANCE appropriating \$1,430,410.00 out of Parks Consolidated Construction Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for Keith Wiess Park Improvement; 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 materials testing, Civic Art Program, and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT B - DAVIS**

24. Ordinance 2013-0715

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 529 - DISTRICT G - PENNINGTON**

25. Ordinance 2013-0685 – Passed second reading

ORDINANCE No. 2013-0685, passed first reading July 31, 2013

ORDINANCE granting to **NATION WASTE, INC., A Texas 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 - **SECOND READING**

26. Ordinance 2013-0686 – Passed second reading

ORDINANCE No. 2013-686, passed first reading July 31, 2013

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

27. Ordinance 2013-0687 – Passed second reading

ORDINANCE No. 2013-0687, passed first reading July 31, 2013

ORDINANCE granting to **DARLING INTERNATIONAL, INC., A Delaware 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 - **SECOND READING**

28. Ordinance 2013-0688 – Passed second reading

ORDINANCE No. 2013-0688, passed first reading July 31, 2013

ORDINANCE granting to **YC DISPOSAL, INC., A Texas 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 - **SECOND READING**

29. Ordinance 2013-0689 – Passed second reading

ORDINANCE No. 2013-0689, passed first reading July 31, 2013

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

ORDINANCES - continued

30. Ordinance 2013-0690 – Passed second reading

ORDINANCE No. 2013-0690, passed first reading July 31, 2013

ORDINANCE granting to **PERFORMANCE CONTRACTING, INC, A Kansas 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 - **SECOND READING**

31. Ordinance 2013-0691 – Passed second reading

ORDINANCE No. 2013-0691, passed first reading July 31, 2013

ORDINANCE granting to **OIL PATCH TRANSPORTATION, INC, A Texas 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 - **SECOND READING**

32. Ordinance 2013-0692 – Passed second reading

ORDINANCE No. 2013-0692, passed first reading July 31, 2013

ORDINANCE granting to **GERARDO BERMUDA DBA GREASE RECYCLERS CO-OP GREASE TRAP & SEPTIC, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING**

33. Ordinance 2013-0693 – Passed second reading

ORDINANCE No. 2013-0693, passed first reading July 31, 2013

ORDINANCE granting to **ARC ABATEMENT, INC, A Texas 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 - **SECOND READING**

34. Ordinance 2013-0694 – Passed second reading

ORDINANCE No. 2013-0694, passed first reading July 31, 2013

ORDINANCE granting to **JIANQI AN DBA GREENLAND WASTE COLLECTION, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **SECOND READING**

35. Ordinance 2013-0695 – Passed second reading

ORDINANCE No. 2013-0695, passed first reading July 31, 2013

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

36. Ordinance 2013-0696 – Passed second reading

ORDINANCE No. 2013-0696, passed first reading July 31, 2013

ORDINANCE granting to **HILARIA DUARTE DBA EAGLE PRENTICE, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **SECOND READING**

ORDINANCES - continued

37. Ordinance 2013-0697 – Passed second reading

ORDINANCE No. 2013-0697, passed first reading July 31, 2013

ORDINANCE granting to **EXPRESS DUMPSTER INC., A Texas 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 - **SECOND READING**

38. Ordinance 2013-0698 – Passed second reading

ORDINANCE No. 2013-0698, passed first reading July 31, 2013

ORDINANCE granting to **OMAR PATRICIA ENTERPRISES, INC. DBA O.P. ENTERPRISE WASTE SERVICES, A Texas 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 - **SECOND READING**

39. Ordinance 2013-0699 – Passed second reading

ORDINANCE No. 2013-0699, passed first reading July 31, 2013

ORDINANCE granting to **TEXAS PRIDE SEPTIC, INC., A Texas 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 - **SECOND READING**

40. Ordinance 2013-0700 – Passed second reading

ORDINANCE No. 2013-0700, passed first reading July 31, 2013

ORDINANCE granting to **G.I. ENVIRONMENTAL VACUUM SERVICE, INC., A Texas 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 **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 41 through 43

41. Motion 2013-0718 – Adopt

ORDINANCE approving and authorizing Amendment No. 5 to an Air Show Agreement between the City of Houston and **COMMEMORATIVE AIR FORCE, INC** for Conducting Annual Air Shows at Ellington Airport - Revenue - **DISTRICT E - MARTIN**

TAGGED BY COUNCIL MEMBER CHRISTIE

This was Item 20 on Agenda of July 31, 2013

42. Motion 2013-0551 – Postpone one (1) week

ORDINANCE appropriating \$4,500,000.00 out of Airports Improvement Fund as an additional appropriation to three On-Call Professional Aviation Planning Consulting Services contracts between the City of Houston **HNTB CORPORATION, LEIGHFISHER, INC AND RICONDO & ASSOCIATES, INC** (Project Nos. 688A, 688B and 688C); amending Ordinance No. 2012-677 to increase the maximum contract amount - **DISTRICTS B - DAVIS; E - MARTIN and I - RODRIGUEZ**

TAGGED BY COUNCIL MEMBERS BURKS AND ADAMS

This was Item 21 on Agenda of July 31, 2013

MATTERS HELD - continued

43. Ordinance 2013-0719 – Adopt

ORDINANCE approving and authorizing contract between the City and **DIGITECH COMPUTER, INC** for EMS Billing and Collection Fee Services - 4 years with four one-year renewal options

TAGGED BY COUNCIL MEMBER BRADFORD AND RODRIGUEZ

This was Item 23 on Agenda of July 31, 2013

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Green 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

- 8/6/2013 - Council Member Davis absent on personal business**
- Council Member Pennington absent on personal business**
- Council Member Costello absent due to being ill**
- 8/7/2013 - Council Member Pennington absent on personal business**