

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 1, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0262 to 2014-0281
ORDINANCES – 2014-0249 to 2014-0272
RESOLUTION – None

2014-0261-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Bradford

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 2014-0262 – Procedural motion
Motion 2014-0263 – Procedural motion
Motion 2014-0264 – Procedural motion
Motion 2014-0265 – Procedural motion
Motion 2014-0266 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 2, 2014 - 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 33

MISCELLANEOUS - NUMBERS 1 through 3

1. Motion 2014-0267

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE HOUSTON DOWNTOWN MANAGEMENT DISTRICT**, for terms to expire June 1, 2017:

- Position Eight - **GENORA KENDRICK BOYKINS**, reappointment
- Position Nine - **DIANE HASELL ENGLET**, appointment
- Position Ten - **THOMAS NAULS**, appointment
- Position Eleven - **JEREMY L. BROWN**, appointment
- Position Twelve - **H. MILTON HOWE**, reappointment
- Position Thirteen - **TONI NIECE**, reappointment
- Position Fourteen - **THEODORE J. (TED) ZWIEG**, appointment
- Position Fifteen - **GREGORY A. BROTHERS**, reappointment

2. Motion 2014-0268

REQUEST from Mayor for confirmation of the appointment of **COUNCIL MEMBER JERRY V. DAVIS**, as the City Council designee, for Position One of the **HOUSTON DEFERRED COMPENSATION ADVISORY COMMITTEE**

3. Motion 2014-0269

REQUEST from Mayor for confirmation of the reappointment of **ARTHUR JUAREZ** to Position Three of the **WATER ADJUSTMENT BOARD**, for the remainder of a three-year term

ACCEPT WORK - NUMBERS 4 and 5

4. Motion 2014-0270

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$17,029,032.00 and acceptance of work on contract with **COMFORT SYSTEMS USA, SOUTH CENTRAL, INC** for Emergency Construction of Bypass Chilled Water Lines at George Bush Intercontinental Airport/Houston Project No. 622 - 0.23% under the original contract amount **DISTRICT B - DAVIS**

5. Motion 2014-0276

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$910,294.64 and acceptance of work on contract with **CAAN CONSTRUCTION SERVICES, INC** for Streetscape Enhancements along Light Rail Lines 3.39% over the original contract amount and under 5% contingency amount - **DISTRICT I - GALLEGOS**

PROPERTY - NUMBER 6

6. Motion 2014-0271

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Ferenc Dreef, on behalf of Raphaele and Alrik Thiriet, declining the acceptance of, rejecting, and refusing the dedication of a ±15-foot-wide alley, from Fowler Street east to its terminus, adjacent to Lot 3, Block 1 of the Upper West End Section 16 Subdivision, and Lots 4, 5, 6 and 7B, Block 85 of the Brunner Addition, all out of the John Austin Survey, A-1, Parcel SY14-072 - **DISTRICT C - COHEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 10

7. Motion 2014-0272

APPROVE spending authority increase of \$55,599.00 for purchase order with **TENNESSEE TRANSPORTATION AND LOGISTICS FOUNDATION** for the Administration and Regulatory Affairs Department

8. Motion 2014-0273

EPIC AVIATION, LLC for Aviation Gasoline and Turbine Fuel for the Fleet Management Department - \$2,666,205.95 - Fleet Management Fund

9. Motion 2014-0274

VALLEY SERVICES, INC for Emergency Purchase of Congregate Meal Services for the Houston Department of Health & Human Services - \$65,000.00 - Health Special Revenue Fund

10. Motion 2014-0275

APPROVE spending authority in an amount not to exceed \$2,011,305.00 to **ATKINS NORTH AMERICA, INC** for Bio-Monitoring, Chemical Testing & Reporting Services from the State of Texas Procurement Support Services Contract through the State of Texas Cooperative Purchasing Program for the Department of Public Works & Engineering - 48 Months - Enterprise Fund

ORDINANCES - NUMBERS 11 through 33

11. Ordinance 2014-0249

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON**, providing up to \$500,000 in additional Community Development Block Grant Funds for the continuing administration and operation of a Child Care Program

12. Ordinance 2014-0250

ORDINANCE approving and authorizing a first amendment to contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON**, providing up to \$500,000 in additional Community Development Block Grant Funds for the continuing administration and operation of a Juvenile Delinquency Prevention Program

13. Pulled-Not Considered

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY**, providing up to \$100,000.00 in Emergency Solutions Grant Funds for the continuing operation and maintenance of the Homeless Management Information System

14. Ordinance 2014-0251

ORDINANCE approving and authorizing eighth amendment reinstating, extending and amending the CDBG - Disaster Recovery Grant Contract, GLO Contract No. 09-6852-000-5275, formerly referred to as the Texas Department of Housing and Community Affairs Community Development Program Contract No. 70090001, between the City of Houston and the **TEXAS GENERAL LAND OFFICE** for Hurricane Ike/Dolly funding under the Consolidated Security Disaster Assistance and Continuing Appropriations Act of 2009

ORDINANCES - continued

15. Ordinance 2014-0252

ORDINANCE approving and authorizing submission of an application for grant assistance to the **STATE OF TEXAS through the OFFICE OF THE GOVERNOR'S CRIMINAL JUSTICE DIVISION** for the FY2015 Police Storefront Crisis Team Grant; 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

16. Ordinance 2014-0253

ORDINANCE approving and authorizing submission of an application for grant assistance to the **STATE OF TEXAS through the OFFICE OF THE GOVERNOR'S CRIMINAL JUSTICE DIVISION** to fund the FY2015 Paroled Offenders 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

17. Ordinance 2014-0254

ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE) - DISTRICT E - MARTIN**

a. Ordinance 2014-0255

ORDINANCE approving fourth amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE)**; authorizing the City Secretary to distribute such plans - **DISTRICT E - MARTIN**

b. Ordinance 2014-0256

ORDINANCE appropriating \$827,448.99 out of Tax Increment Funds for **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE)** to the Lake Houston Redevelopment Authority pursuant to agreement authorized by Ord. No. 2014-0050

18. Ordinance 2014-0268

ORDINANCE establishing the north and south sides of the 1600 block of Haver Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

19. Ordinance 2014-0269

ORDINANCE establishing the south side of the 1700 block of Haver Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

20. Ordinance 2014-0270

ORDINANCE establishing the northeast side of the 2600 block of Yupon Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

21. Ordinance 2014-0257

ORDINANCE approving and authorizing three contracts between the City of Houston and 1) **ALVAREZ & MARSAL BUSINESS CONSULTING, LLC**, 2) **BRIDGEPOINT CONSULTING, LLC**, and 3) **WEAVER AND TIDWELL, L.L.P.**, respectively, for Consulting Services related to Citywide Enterprise Risk Management and Control Self-Assessment, for the Finance Department; providing maximum contracts amounts - 3 Years with 2 one-year options each - \$3,000,000.00 General Fund

ORDINANCES - continued

22. Ordinance 2014-0258

ORDINANCE appropriating \$2,892,200.00 out of Fire Consolidated Construction Fund and \$2,200,000.00 out of Police Consolidated Construction Fund to the In-House Renovation Revolving Fund for Renovation, Office Build-Outs and Facilities Condition Assessment Projects for various City facilities during Fiscal Year 2014

23. Ordinance 2014-0271

ORDINANCE appropriating \$150,000.00 out of Parks Special Fund; awarding construction contract to **CARRERA CONSTRUCTION, INC** for TIGER Project #4 Buffalo Bayou Path; 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 the Parks Special Fund, Federal Government Grant - USDOT TIGER Discretionary Fund and other Government Grant - Buffalo Bayou Partnership Fund - \$3,576,704.00 Total - Grant Fund **DISTRICTS H - GONZALEZ and I - GALLEGOS**

24. Ordinance 2014-0259

ORDINANCE appropriating \$914,967.00 out of Police Consolidated Construction Fund for contract (Approved by Ordinance No. 2007-0972) between the City of Houston and **BL TECHNOLOGY, INC** for Safety and Security Improvements for Kingwood, Clear Lake, Northeast, Southeast, Westside and North Police Stations - **DISTRICTS B - DAVIS; D - BOYKINS; E - MARTIN and F - NGUYEN**

25. Ordinance 2014-0260

ORDINANCE appropriating \$297,000.00 out of Metro Projects Construction DDSRF, awarding contract to **PERSONAL CARE, INC dba DEWALT CONSTRUCTION COMPANY** for Work Order Clearing and Grubbing; 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 CIP Cost Recovery, and contingencies relating to construction of facilities financed by Metro Projects Construction DDSRF

26. Ordinance 2014-0261

ORDINANCE appropriating \$824,916.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **BLACK & VEATCH CORPORATION** for Northbelt Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**

27. Ordinance 2014-0262

ORDINANCE appropriating \$1,206,700.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ARCADIS U.S., INC** for diversion and abandonment of Kirkwood #3 Lift Station to New Harvest Moon Lift Station; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - PENNINGTON**

28. Ordinance 2014-0263

ORDINANCE appropriating \$1,535,582.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **HAZEN AND SAWYER, P.C.** for facilities consolidation: Chelford City Diversion Package 1; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT F - NGUYEN**

ORDINANCES - continued

29. Ordinance 2014-0264

ORDINANCE appropriating \$932,552.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **OTHON, INC** for Magnolia Point Unserved Area Sanitary Sewer Services Package 3; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - MARTIN**

30. Ordinance 2014-0265

ORDINANCE appropriating \$112,000.00 out of Metro Projects Construction DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **HNTB CORPORATION** for the Design of Fulton Paving and Drainage from Tidwell Road to Parker Road (Approved by Ordinance No. 2007-0498); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF **DISTRICT H - GONZALEZ**

31. Ordinance 2014-0266

ORDINANCE appropriating \$955,141.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Wastewater Collection System Rehabilitation and Renewal (Force Main); 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 (WW4235-67)

32. Ordinance 2014-0267 – Passed First Reading

ORDINANCE annexing to the City of Houston, Texas territory located in the vicinity of **ALDINE WESTFIELD SOUTHEAST of RICHEY ROAD**, in Harris County, Texas; extending the corporate limits of the City of Houston, Texas, to embrace and include territory within such boundaries; instituting proceedings to annex to its corporate limits the territory included in such boundaries; adopting a service plan for certain area in the vicinity of Aldine Westfield Southeast of Richey Road; assigning the annexed area to 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; containing findings and other provisions relating to the foregoing subject; and providing for severability - **DISTRICT B - DAVIS - FIRST READING**

33. See Ordinances below

ORDINANCES Nos. 2014-202 to 2014-206, passed second reading March 26, 2014

ORDINANCES granting to the following listed as A through E, 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 **THIRD AND FINAL READING**

- A. **Ordinance 2014-0202 - COREY PETERS dba AFFORDABLE ENVIRONMENTAL SERVICE**, a Texas Sole Proprietorship – Passed third and final reading
- B. **Ordinance 2014-0203 - AMIR BENJAMIN dba JAYCO VACUUM SERVICES**, a Texas Sole Proprietorship – Passed third and final reading
- C. **Ordinance 2014-0204 - DANIEL RODRIGUEZ dba A-HAWK GREASE TRAP**, a Texas Sole Proprietorship – Passed third and final reading
- D. **Ordinance 2014-0205 - ADAM HUMBERTO BELMONT dba BETOS HYDRO SANITATION**, a Texas Sole Proprietorship – Passed third and final reading
- E. **Ordinance 2014-0206 - C4 ENVIRONMENTAL SERVICES, LLC**, a Texas Limited Liability Company – Passed third and final reading

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 34 through 36

MISCELLANEOUS

34. Motion 2014-0277

RECEIVE nominations for Positions 10 and 12 of the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION BOARD OF DIRECTORS**, for the remainder of the two-year term that will end March 1, 2016

Ann Collum nominated for reappointment by Council Member Gallegos to Position 10

Charles Stava nominated for reappointment by Council Member Gallegos to Position 12

35. Motion 2014-0278

RECEIVE nominations for Positions 18, 20 and 21 of the **HOUSTON CENTER FOR LITERACY BOARD OF DIRECTORS**, for the remainder of the three-year term that will end January 1, 2017

John Canales Gorczynski nominated for reappointment to Position 18

Amitav Misra nominated for appointment by Council Member Cohen to Position 20

No nominations received for Position 21

36. Motion 2014-0279

SET A PUBLIC HEARING DATE for amendments to Chapter 42 of the Code of Ordinances relating to property addressing

HEARING DATE - 9:00 A. M. - WEDNESDAY - APRIL 9, 2014 – Hearing set

MATTERS HELD - NUMBERS 37 and 38

Motion 2014-0280 – Written motion by Council Member Green to amend the proposed ordinance authorizing an Interlocal Agreement with the Houston Galveston Area Council for administration of the Summer Jobs Program, be amended as follows:

“I move to amend the proposed Interlocal Agreement between the City of Houston and the Houston-Galveston Area Council for Administration of Summer Jobs Program.

The fourth recital on page 1 is amended to read as follows:

WHEREAS, H-GAC agrees to provide additional funds in the amount equal to the City's Administrative Costs to maximize the number of jobs provided for the SJP (“Supplemental Funds”).

Article 6, 4th paragraph on page 3 is amended to read as follows:

Administrative costs, such costs of personnel, space, and other overhead related to the management and processing of subcontracts, payments, and record keeping (collectively, “Administrative Costs”), shall not exceed \$50,000. Administrative Costs shall be itemized and included on invoices to the City. H-GAC agrees that the amount of Supplemental Funds will equal the Administrative Costs paid by the City in order to maximize the number of youth served by the SJP.

MATTERS HELD – continued

Motion 2014-0280 - continued

Exhibit A “Scope of Services,” last bullet point in Section C on page 2 is amended to read as follows:

C. Program Parameters

- Contractor agrees to supplement City funds in the amount equal to the City’s Administrative Costs outlines in the Agreement in order to maximize the number of youth jobs provided by the SJP.

- **Adopted**

37. Ordinance 2014-0272 – Adopt as amended

ORDINANCE approving and authorizing an Interlocal Agreement between City of Houston and the **HOUSTON-GALVESTON AREA COUNCIL** for administration of the City of Houston Summer Jobs Program - \$1,500,000.00 - General Fund - **TAGGED BY COUNCIL MEMBER GREEN**

This was Item 18 on Agenda of March 26, 2014

38. Motion 2014-0281 – Postpone one (1) week

ORDINANCE appropriating \$4,629,300.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BRH-GARVER CONSTRUCTION, L.P.** for Lift Station Abandonment and Flow Diversion - Knox, Randolph and Grenshaw; 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 - DAVIS** - **TAGGED BY COUNCIL MEMBER GREEN**

This was Item 41 on Agenda of March 26, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Costello 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

- 4/1/2014 - Council Member Martin absent due to death in the family
Council Member Gonzalez out of the City on City business
- 4/2/2014 - Council Member Martin absent due to death in the family
Council Member Gonzalez out of the City on City business