

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 12, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0788 to 2014-0803
ORDINANCES – 2014-0760 to 2014-0785
RESOLUTIONS – 2014-0032 to 2014-0034

2014-0787-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Boykins

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 2014-0788 – Procedural motion

Motion 2014-0789 – Procedural motion

Motion 2014-0790 – Procedural motion

Motion 2014-0791 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 13, 2014 - 9:00 A. M.

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

HEARINGS

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 40

MISCELLANEOUS - NUMBERS 1 through 3

1. Motion 2014-0792

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

Class B terms to expire December 31, 2015;

Position One - **RICHARD J. CAMPO**, reappointment, and to serve as Chair;

Position Two - **KATY CALDWELL**, reappointment

Position Three - **HARRY GREENBLATT**, appointment

Position Four - **CHRIS PAPPAS**, appointment

Class A terms to expire December 31, 2014;

Position Six - **C. FERNANDO CUÉLLAR**, appointment

Position Seven - **DESRYE M. MORGAN**, reappointment

Position Eight - **DAVID L. SOLOMON**, reappointment

Position Nine - **PHYLLIS J. BAILEY**, appointment.

2. Council Member Christie tagged

REQUEST from Mayor for confirmation of the appointment of **COUNCIL MEMBER DAVE MARTIN** and **COUNCIL MEMBER DAVID W ROBINSON** as non-voting advisory members to the **BOARD OF DIRECTORS OF THE HOUSTON FIRST CORPORATION**

3. Motion 2014-0793

RECOMMENDATION from Director Planning & Development Department to designate an Honorary Street Marker to read "**Honoring P. E. BRYANT, SR. 2013**", for Bishop Prince E. W. Bryant Sr., to be located at the intersection of Gregg and Orange Street - **DISTRICT B - DAVIS**

PROPERTY - NUMBERS 4 and 5

4. Motion 2014-0798

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tom Shepard, owner of Candlelight Development, LLC, for the abandonment and sale of Goldspier Street, from Diamond Street to Del Norte Road, in exchange for conveyance to the City of right-of-way for Madeleine Leigh Lane, from Diamond Street to Del Norte Road, both located within the Deroloc Addition, out of the Samuel McClelland Survey, Parcels SY14-050 and AY14-152 - **DISTRICT C - COHEN**

5. Motion 2014-0799

RECOMMENDATION from Director General Services Department to declare the property at 2403 Milam Street the Houston Fire Museum and 205 Chartres the Parks and Recreation Maintenance Site as surplus - **DISTRICTS C - COHEN and I - GALLEGOS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 10

6. Motion 2014-0800

REESE SUPPLY COMPANY OF HOUSTON for Wide Format Printer for the Houston Airport System - \$79,107.70 - Enterprise Fund

7. Motion 2014-0794

LIBERTY AIRPORT SYSTEMS, INC for Airfield Lighting System for the Houston Airport System \$104,570.00 - Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

8. **Motion 2014-0795**
AT&T CORP. for AT&T Data Services for the Houston Police Department - \$518,180.00
General Fund
9. **Motion 2014-0796**
CELICO PARTNERSHIP d/b/a VERIZON WIRELESS for Verizon Data (Air Card) Plan for the
Houston Police Department - \$1,419,154.44 - General Fund
10. **Motion 2014-0801**
MUNICIPAL EMERGENCY SERVICES, INC for Scott AirPaks and Replacement Parts for
Various Departments - 3 years with two one-year options - \$3,028,183.00 - General Fund

RESOLUTIONS - NUMBERS 11 through 13

11. **Resolution 2014-0032**
RESOLUTION approving the issuance and sale by Houston Housing Finance Corporation of
Multifamily Housing Mortgage Revenue Bonds (Village at Palm Center Apartments Project)
Series 2014 - **DISTRICT D - BOYKINS**
12. **Resolution 2014-0033**
RESOLUTION authorizing Loan Application to the **TEXAS WATER DEVELOPMENT BOARD**
(Drinking Water State Revolving Fund Program)
13. **Resolution 2014-0034**
RESOLUTION authorizing Loan Application to the **TEXAS WATER DEVELOPMENT BOARD**
(Clean Water State Revolving Fund Program)

ORDINANCES - NUMBERS 14 through 40

14. **Ordinance 2014-0760**
ORDINANCE **AMENDING CHAPTER 34 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to disposition of abandoned, unclaimed, and stolen property in the
possession of the Police Department
15. **Ordinance 2014-0761**
ORDINANCE approving the acceptance of a grant award from the **HOGG FOUNDATION for MENTAL HEALTH** for the Transition-Age Youth Service Project (the "grant"); authorizing the
Director of the Health and Human Services Department to accept the grant and expend the
grant funds and to apply for and accept all subsequent supplemental awards, if any, pertaining
to the grant; approving and authorizing a contract between the City and the **HOGG FOUNDATION for MENTAL HEALTH** related to the grant - \$1,023,881.00 - Grant Fund
16. **Ordinance 2014-0762**
ORDINANCE approving the acceptance of a grant award from the **HOUSTON HEALTH FOUNDATION (Formerly called HOUSTON DEPARTMENT OF HEALTH AND HUMAN SERVICES FOUNDATION, INC)** for the See-To-Succeed Program (the "grant"); authorizing
the Director of Health and Human Services Department to accept the grant and expend the
grant funds and to apply for and accept all subsequent awards, if any, pertaining to the grant

ORDINANCES - continued

17. Ordinance 2014-0780

ORDINANCE approving and authorizing the submission of a grant application to the United States Department of Health and Human Services for grant assistance from the Centers for Disease Control and Prevention for the Affordable Care Act, for the Epidemiology and Laboratory Capacity for Infectious Diseases Program; declaring the City's eligibility for such grant; authorizing the Director of the Houston Department of Health and Human Services or his designee to act as the City's representative in the application process, with the authority to approve, accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

18. Council Member Gonzalez tagged

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and the **HARRIS COUNTY SHERIFF'S OFFICE** for the Internet Crimes Against Children Task Force Program - \$79,980.00 - Grant Fund

19. Ordinance 2014-0763

ORDINANCE approving and authorizing grant agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the STEP Comprehensive Commercial Motor Vehicle 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

20. Ordinance 2014-0781

ORDINANCE approving and authorizing grant agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the STEP Comprehensive Motor Vehicle 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

21. Ordinance 2014-0764

ORDINANCE approving and authorizing submission of an application for grant assistance to the **TEXAS PARKS AND WILDLIFE DEPARTMENT** for an Urban Outdoor Recreation Grant Fund, for improvements at Busby Park; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process, to accept and expend such grant funds, if awarded, and to apply for, accept and expend all subsequent awards, if any, pertaining to the program - **DISTRICT H - GONZALEZ**

22. Ordinance 2014-0765

ORDINANCE authorizing the conveyance of an access easement for Detention Facility Maintenance purposes from the City to the **HARRIS COUNTY FLOOD CONTROL DISTRICT**, across a portion of Keith-Wiess Park - **DISTRICT B - DAVIS**

23. Ordinance 2014-0766

ORDINANCE approving and authorizing contract between the City and **MCGRUFF, SEIBELS & WILLIAMS OF TEXAS, INC** for Professional Insurance Consulting and Insurance Broker of Record Services for the Administration and Regulatory Affairs Department; providing a maximum contract amount - 3 years with two-one year options - \$611,250.00 - Property & Casualty Fund

ORDINANCES - continued

24. Ordinance 2014-0767

ORDINANCE approving and authorizing Amendment No. 2 to Lease Agreement between the City of Houston and **AERO HOUSTON CENTRAL, LP** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS**

25. Ordinance 2014-0782

ORDINANCE approving and authorizing payment to the Houston Recovery Center LGC for full Fiscal Year 2015 Operational Expenses for the Houston Center for Sobriety pursuant to an Interlocal Agreement between the City of Houston and the **HOUSTON RECOVERY CENTER LGC** - \$1,646,624.00 - General Fund

26. Ordinance 2014-0768

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the Public Improvement Project known as the **HOMESTEAD ROAD GRADE SEPARATION PROJECT**; authorizing the acquisition of fee simple title interest in or easement to a parcel of land required for the project and situated in the Harris and Wilson Survey, Abstract No. 32, Harris County, Texas, by gift, dedication, purchase or the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple title interest in or easement to the parcel of land required for the project - **DISTRICT B - DAVIS**

27. Ordinance 2014-0769

MUNICIPAL Setting Designation ordinance prohibiting the use of designated groundwater beneath a tract of land containing 5.70 acres commonly known as 2902 W. 12th Street, 1247 Ella Boulevard, and 1321 Ella Boulevard, and portions of the rights-of-way of W. 12th Street and Ella Boulevard, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality

28. Ordinance 2014-0770

ORDINANCE consenting to the addition of 89.878 acres of land to **DOWDELL PUBLIC UTILITY DISTRICT**, for inclusion in its district

29. Ordinance 2014-0771

ORDINANCE consenting to the addition of 9.011 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 25**, of Fort Bend County, Texas, for inclusion in its district

30. Pulled-Not Considered

ORDINANCE consenting to the addition of 98.59 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 167**, for inclusion in its district

31. Ordinance 2014-0772

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 535**, for inclusion in its district

32. Ordinance 2014-0783

ORDINANCE consenting to the addition of 94.643 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 137**, for inclusion in its district

33. Ordinance 2014-0773

ORDINANCE consenting to the addition of 249.189 acres of land to **NEW CANEY MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

ORDINANCES - continued

34. Ordinance 2014-0774

ORDINANCE consenting to the addition of 4.9095 acres of land to **NORTHWOOD MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district - **DISTRICT B - DAVIS**

35. Ordinance 2014-0775

ORDINANCE consenting to the addition of 58.15 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 2**, for inclusion in its district

36. Ordinance 2014-0776

ORDINANCE appropriating \$2,261,004.00 out of the Street & Traffic Control & Storm Drainage DDSRF 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 US 59 (North); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control & Storm Drainage DDSRF **DISTRICT B - DAVIS**

37. Ordinance 2014-0777

ORDINANCE approving and authorizing first supplement to the Groundwater Reduction Plan Water Supply Agreement between the City of Houston and the **CITY OF SPRING VALLEY VILLAGE** (Approved by Ordinance No. 2003-0519 as amended) for the purchase of treated water Revenue

38. Ordinance 2014-0778

ORDINANCE issuing a permit to **SOUTHTEX 66 PIPELINE COMPANY, LTD.** to operate, maintain, improve, repair and replace two existing pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued **DISTRICTS D - BOYKINS and E - MARTIN**

39. Pulled-Not Considered

ORDINANCE issuing a permit to **DENBURY GREEN PIPELINE-TEXAS, LLC** to operate, maintain, improve, repair and replace one 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 - MARTIN**

40. Ordinance 2014-0779

ORDINANCE issuing a permit to **ERGON-TEXAS PIPELINE, INC** to operate, maintain, improve, repair and replace one 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 D - BOYKINS; E - MARTIN and K - GREEN**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 41

PURCHASING AND TABULATION OF BIDS

41. **Motion 2014-0802**

RECOMMENDATION from Purchasing Agent to make the following awards for Lawn, Garden, and Insecticide Chemicals for Various Departments - 3 years with two one-year options - \$3,223,400.75 - General, Enterprise and Parks Golf Special Funds:

PRO ALLIANCE - \$470,894.00

TARGET SPECIALTY PRODUCTS - \$67,095.00

AGRIUM ADVANCED TECHNOLOGIES - \$54,730.65

RED RIVER SPECIALTIES, INC - \$626,592.40

BWI-SCHULENBURG - \$223,406.78

WINFIELD SOLUTIONS, LLC - \$1,310,761.42

ENVIRONMENTAL SORBENTS, LLC - \$225,260.00

COUNCIL DRAW LOTS

GROUP NO. 1, ITEM NO. 4, GROUP NO. 2, ITEM NOS. 44 and 46 and GROUP NO. 4, ITEM NOS. 1 and 20 due to receiving identical bids from **TARGET SPECIALTY PRODUCTS, AGRIUM ADVANCED TECHNOLOGIES, BWI-SCHULENBURG** and **WINFIELD SOLUTIONS, LLC** in the amount of \$177,972.50; - **WINFIELD SOLUTIONS, LLC drawn**

GROUP NO. 1, ITEM NO. 5 due to receiving identical bids from **AGRIUM ADVANCED TECHNOLOGIES, BWI-SCHULENBURG** and **WINFIELD SOLUTIONS, LLC** in the amount of \$5,837.50; - **BWI-SCHULENBURG drawn**

GROUP NO. 1, ITEM NO. 7 due to receiving identical bids from **TARGET SPECIALTY PRODUCTS, AGRIUM ADVANCED TECHNOLOGIES** and **WINFIELD SOLUTIONS, LLC** in the amount of \$951.00; - **WINFIELD SOLUTIONS, LLC drawn**

GROUP NO. 2, ITEM NO. 39 due to receiving identical bids from **RED RIVER SPECIALTIES, INC, WINFIELD SOLUTIONS, LLC** and **ENVIRONMENTAL SORBENTS, LLC** in the amount of \$44,959.50; - **WINFIELD SOLUTIONS, LLC drawn**

GROUP NO. 5, ITEM NO. 9 due to receiving identical bids from **WINFIELD SOLUTIONS, LLC** and **ENVIRONMENTAL SORBENTS, LLC** in the amount of \$6,450.00; and - **ENVIRONMENTAL SORBENTS, LLC drawn**

GROUP NO. 5, ITEM NO. 15 due to receiving identical bids from **TARGET SPECIALTY PRODUCTS** and **WINFIELD SOLUTIONS, LLC** in the amount of \$8,490.00 - **WINFIELD SOLUTIONS, LLC drawn**

MATTERS HELD - NUMBERS 42 through 45

42. **Motion 2014-0797 – Refer back to the administration**

MOTION by Council Member Gonzalez/Seconded by Council Member Laster for confirmation of the appointment by Mayor Parker of **COUNCIL MEMBER ROBERT GALLEGOS** as a non-voting advisory member to the **BOARD OF DIRECTORS OF THE HOUSTON FIRST CORPORATION DELAYED BY MOTION #2014-661, 7/9/14**

This was Item 6 on Agenda of July 9, 2014

MATTERS HELD – continued

43. Motion 2014-0803

MOTION by Council Member Gonzalez/Seconded by Council Member Costello to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Erica Sanchez, Walter P. Moore and Associates, Inc., on behalf of Conoco Phillips Company (Stephen Matthews, Attorney-in-fact), for abandonment and sale of Old Katy Road right-of-way, from the I-10 frontage road north to Dairy Ashford Road, and the conveyance to the City of a 20-foot-wide water line easement, all located within the Woodcreek Park Subdivision, Section Two, out of the William Hardin Survey, A-24, Parcels SY14-082 and KY14-313 - **DISTRICT A - STARDIG**

TAGGED BY COUNCIL MEMBER STARDIG

This was Item 8 on Agenda of August 6, 2014

44. Ordinance 2014-0784

ORDINANCE amending Ordinance No. 2013-1013, as amended, to increase the maximum contract amount for a contract between the City of Houston and **CONNELLY BAKER WOTRING LLP** for legal services for representation of the City in negotiations with the United States Environmental Protection Agency - \$1,420,000.00 - Enterprise Fund

TAGGED BY COUNCIL MEMBER COSTELLO

This was Item 21 on Agenda of August 6, 2014

45. Ordinance 2014-0785

ORDINANCE appropriating \$1,564,850.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **INDUSTRIAL TX CORP.** for Riverwood Estates No. 1 Lift Station Replacement; 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 MEMBERS KUBOSH and COSTELLO

This was Item 31 on Agenda of August 6, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Gonzalez 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

8/12/2014 - Council Members Martin and Robinson absent on personal business

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