

AGENDA - COUNCIL MEETING - TUESDAY - JULY 15, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0687 to 2014-0706
ORDINANCES – 2014-0707 to 2014-0725
RESOLUTION – 2014-0028

2014-0686-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Nguyen

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 2014-0687 – Procedural motion
Motion 2014-0688 – Procedural motion
Motion 2014-0689 – Procedural motion
Motion 2014-0690 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JULY 16, 2014 - 9:00 A. M.

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

HEARING - 9:00 A.M.

1. **Motion 2014-0691 – Close hearing**

PUBLIC HEARING on the re-adoption of Article XII Chapter 32, Code of Ordinances, City of Houston, regarding Standards of Care for the Houston Parks & Recreation Department Youth Recreation Programs

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 36

MISCELLANEOUS - NUMBERS 2 through 8

2. **Motion 2014-0692**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE BRAYS OAKS MANAGEMENT DISTRICT (HARRIS COUNTY IMPROVEMENT DISTRICT NO. 5)**, for terms to expire June 1, 2017:

- Position One - **STARLA K. TURNBO**, reappointment
- Position Two - **STEVEN C. MOORE**, appointment
- Position Three - **C. FRED MEYER**, reappointment
- Position Four - **MEHMET OKUMUS**, reappointment
- Position Five - **CINDY PEDEN CHAPMAN**, appointment
- Position Six - **IRA B. SCOTT, JR.**, appointment

3. **Motion 2014-0693**

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **INDEPENDENT POLICE OVERSIGHT BOARD**, for three year terms:

- Panel A2 - **ANDREA SCHMAUSS**
- Panel A4 - **ALFREDO BLANCO**
- Panel B2 - **DON HARRIS**
- Panel B4 - **BERTHA BROWN**
- Panel C2 - **WILBURN (DUB) WRIGHT, JR.**
- Panel C4 - **LINDA K. BROWN**
- Panel D2 - **GWENDOLYN J. SAMPLES**
- Panel D4 - **TIMOTHY WEBB**
- Panel DA - **MARGARET RODRIGUEZ**

Motion 2014-0698 – Suspend rules to consider Item 4 out of order

4. **Motion 2014-0699**

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **BOARD OF METROPOLITAN TRANSIT AUTHORITY**, for terms to expire April 7, 2016:

- Position One - **GILBERT ANDREW GARCIA**
- Position Two - **ALLEN DALE WATSON**
- Position Three - **JUDGE DWIGHT E. JEFFERSON**
- Position Four - **DIANN L. LEWTER**
- Position Five - **CHRISTOF SPIELER**

5. **Motion 2014-0694**

REQUEST from Mayor for confirmation of the appointment of **JEREMY RATCLIFF** to Position Nine of the **BOARD OF DIRECTORS OF THE MIDTOWN REDEVELOPMENT AUTHORITY**, for a term to expire December 31, 2015

6. **Motion 2014-0695**

REQUEST from Mayor for confirmation of the appointment of **KARIN R. MARSHALL** to Position Seven of the **MILLER THEATRE ADVISORY BOARD**, for a term to expire April 24, 2017

7. **Motion 2014-0696**

RECOMMENDATION from Director General Services Department to reallocate \$24,586.00 out of Public Health Consolidated Construction Fund under the Task Order/Job Order Contracting Program to Concrete Repair Services Contract with **TIMES CONSTRUCTION, INC**, for Fifth Ward Multi-Service Center Sidewalks for Various Departments - **DISTRICT B - DAVIS**

MISCELLANEOUS - continued

8. Motion 2014-0697

RECOMMENDATION from Director General Services Department to reallocate \$26,454.00 out of Public Health Consolidated Construction Fund under the Task Order/Job Order Contracting Program to Concrete Repair Services Contract with **TIMES CONSTRUCTION, INC**, for Crockett Warehouse Gravel Parking Lot for Various Departments - **DISTRICT H - GONZALEZ**

ACCEPT WORK - NUMBER 9

9. Motion 2014-0700

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,777,703.58 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 0.65% under the original contract amount (4257-111) - **DISTRICTS B - DAVIS; C - COHEN; G - PENNINGTON; H - GONZALEZ and K - GREEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 15

10. Motion 2014-0701

TIMES CONSTRUCTION, INC to Construct an Elevator Shaft and Furnish and Install a New Elevator for the General Services Department on behalf of the Houston Fire Department \$166,000.00 and contingencies for a total amount not to exceed \$182,600.00

11. Motion 2014-0702

INTEGRATED MICROWAVE TECHNOLOGIES for Equipment and Services for the Public Safety Video Initiative to expand and enhance Helicopter Video Uplink/Downlink Capabilities for the Mayor's Office of Public Safety and Homeland Security - \$337,732.17 - Grant Fund

12. Motion 2014-0706

AMEND MOTION #2007-612, 6/20/12, subsequently amended by Motion #2012-419, 6/6/12, **TO EXTEND** term from June 25, 2015 to June 24, 2018, for Chemical, Sodium Hypochlorite for the Department of Public Works & Engineering

13. Motion 2014-0703

RUSH TRUCK CENTERS OF TEXAS, LP for Asphalt Road Patching Trucks through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Department of Public Works & Engineering - \$1,032,360.00 - Dedicated Drainage & Street Renewal Fund

14. Motion 2014-0704

GODWIN PUMPS OF AMERICA, INC for Spending Authority to Purchase 2" Electric Submersible Trash Pumps through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Department of Public Works & Engineering - \$375,853.92 Enterprise Fund

15. Motion 2014-0705

LYTX, INC for Tier 3 Management Services and DriveCam Online Subscription Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Solid Waste Management Department - 12 Months - \$153,216.00 - General Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 16 through 36

16. Resolution 2014-0028

RESOLUTION amending Resolution No. 2008-21 and repealing Resolution 2013-25 to remove the designation from the Reid Memorial Methodist Church at 5203 Fulton Street in the City of Houston as a landmark and protected landmark - **DISTRICT H - GONZALEZ**

17. Ordinance 2014-0721

ORDINANCE **AMENDING SECTION 6-5 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to designation of the City as Caretaker for animals received at the City's BARC Animal Shelter

18. Ordinance 2014-0707

ORDINANCE confirming the authorization to issue City of Houston, Texas Airport System Special Facilities Taxable Revenue Refunding Bonds (Consolidated Rental Car Facility Project), Series 2014 (AMT); authorizing certain authorized officers to approve the terms, interest rates and redemption features relating to such bonds; ratifying a prior ordinance relating to the matter; making certain findings with respect thereto; and declaring an emergency

19. Ordinance 2014-0722

ORDINANCE approving and authorizing agreement between the City of Houston and **THE JOINT VENTURE FOR THE ADVERTISING CONCESSION AT HOUSTON AIRPORTS, LLC**, for Airport Advertising Concession at William P. Hobby Airport - Revenue - **DISTRICT I - GALLEGOS**

20. Omitted

21. Ordinance 2014-0708

ORDINANCE appropriating \$3,866,110.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 4 to the Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Terminal D Phase III Equipment, Materials and Preconstruction Service at George Bush Intercontinental Airport/ Houston (Project No. 500N; Contract No. 4600010038); providing funding for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - DAVIS**

22. Ordinance 2014-0709

ORDINANCE approving and authorizing Sub-Grant Agreement between the **UNITED STATES SOCCER FEDERATION FOUNDATION, INC** and the City of Houston Parks and Recreation Department for the Houston Soccer for Success After-School Program - 2 Years - \$570,000.00 General, Grant and Other Funds - **DISTRICTS A - STARDIG; B - DAVIS; D - BOYKINS; E - MARTIN; H - GONZALEZ and I - GALLEGOS**

23. Ordinance 2014-0710

ORDINANCE approving and authorizing agreement between the City of Houston, the **FIRST TEE of GREATER HOUSTON, INC** and the **HOUSTON GOLF ASSOCIATION** for administration of the First Tee Education Program and operation and maintenance of F.M. Law Park Junior Golf Course - **DISTRICT D - BOYKINS**

24. Ordinance 2014-0723

ORDINANCE authorizing and approving the establishment of a Limited Use Bank Account at the Houston Police Federal Credit Union for the Houston Police Department to be used during times of emergency - \$5.25 - General Fund

RESOLUTIONS AND ORDINANCES - continued

25. Ordinance 2014-0711

ORDINANCE appropriating \$2,237,230.00 out of Equipment Acquisition Consolidated Fund for Purchase of Conducted Energy Devices and Accessories for the Houston Police Department under contract with **TASER INTERNATIONAL, INC** (Approved by Ordinance No. 2013-0786)

26. Ordinance 2014-0712

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **MONTGOMERY COUNTY, TEXAS** for Use of Alert FM System - \$12,000.00 - Grant Fund

27. Ordinance 2014-0713

ORDINANCE approving and authorizing Agreement among the City of Houston, Texas, Reinvestment Zone Number Twenty-Four, City of Houston, Texas (Greater Houston Zone), and the **HARRIS COUNTY REDEVELOPMENT AUTHORITY** in connection with Reinvestment Zone Number Twenty-Four, City of Houston, Texas (Greater Houston Zone) - **DISTRICTS D - BOYKINS; H - GONZALEZ; I - GALLEGOS and K - GREEN**

28. Ordinance 2014-0714

ORDINANCE approving and authorizing Interlocal Agreement among the City of Houston, Texas, Harris County, Texas, Reinvestment Zone Number Twenty-Four, City of Houston, Texas (Greater Houston Zone), and the **HARRIS COUNTY REDEVELOPMENT AUTHORITY** relating to the participation of Harris County in Reinvestment Zone Number Twenty-Four, City of Houston, Texas (Greater Houston Zone) - **DISTRICTS D - BOYKINS; H - GONZALEZ; I - GALLEGOS and K - GREEN**

29. Ordinance 2014-0715

ORDINANCE consenting to the addition of 75.753 acres of land to **MONTGOMERY COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1**, for inclusion in its district

30. Ordinance 2014-0724

ORDINANCE approving and authorizing contract between the City and **JPMORGAN CHASE BANK, N.A.** for Depository Banking Services and Securities Safekeeping and Custody Services; providing a maximum contract amount - \$2,152,932.00 - General, Enterprise and Other Funds

31. Ordinance 2014-0716

ORDINANCE amending Ordinance No. 2008-0300 (*Passed on April 9, 2008*) to increase the maximum contract amount for contract between the City of Houston and **SAFARILAND, LLC (Formerly known as ARMOR HOLDINGS PRODUCTS, LLC)**, for Bullet-Resistant Body Armor for the Houston Police Department - \$1,218,928.25 - General Fund

32. Ordinance 2014-0717

ORDINANCE awarding contract to **ALLIANCE HEALTH RESOURCES MOBILE DIVISION, LTD** for Occupational Medical Testing Services for Various Departments; providing a maximum contract amount - \$1,213,808.00 - General and Other Funds

33. Ordinance 2014-0718

ORDINANCE appropriating \$458,382.32 out of Public Health Consolidated Construction Fund for contract (Approved by Ordinance No. 2007-0972) between the City of Houston and **BL TECHNOLOGY, INC** to Install Electronic Key System at 24 Health Department facilities **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; F - NGUYEN; G - PENNINGTON; H - GONZALEZ; I - GALLEGOS; J - LASTER and K - GREEN**

RESOLUTIONS AND ORDINANCES - continued

34. Ordinance 2014-0719

ORDINANCE appropriating \$70,000.00 out of Parks Consolidated Construction Fund as an additional appropriation; approving first amendment to construction contract between the City of Houston and **JERDON ENTERPRISE, L.P.**, for additional improvements at Hidalgo Park (Approved by Ordinance 2013-671) - **DISTRICT I - GALLEGOS**

35. Ordinance 2014-0720 – Passed first reading

ORDINANCE granting to **PEDRO CORDOVA dba PEDRO CORDOVA CO., 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

FIRST READING

36. Ordinance 2014-0700 – Passed second reading

ORDINANCE No. 2014-700, passed first reading July 9, 2014

ORDINANCE granting to **TNT WASTE CONTAINER SERVICE, 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

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBER 37

37. Ordinance 2014-0725

ORDINANCE approving and authorizing agreement for Legal Services between the City of Houston and **SUSMAN GODFREY L.L.P.** for representation of the City in pursuit of claims against Towers Watson & Co f/n/a Towers Perrin Associated with actuarial work related to HFD Relief and Retirement Fund and impacting the City of Houston; providing a maximum contract amount - \$970,000.00 - General Fund

TAGGED BY COUNCIL MEMBERS BRADFORD and GREEN

This was Item 29 on Agenda of July 9, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Boykins 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

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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

**7/15/2014 - Council Member Cohen out of the City
Council Member Martin absent on personal business**

7/16/2014 - Council Member Cohen out of the City