

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 4, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0190 to 2014-0211
ORDINANCES – 2014-0176 to 2014-0192
RESOLUTION – 2014-0005

2014-0189-1

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 2014-0190 – Procedural motion

Motion 2014-0191 – Procedural motion

Motion 2014-0192 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 5, 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 2014-0199 – Close hearing

PUBLIC HEARING on a proposal for the City of Houston to annex certain territory in the vicinity of Aldine Westfield southeast of Richey Road, in Harris County, Texas - **DISTRICT B - DAVIS**

Motion 2014-0194 – Accept report

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 34

MISCELLANEOUS - NUMBERS 2 through 8

Motion 2014-0193 – Suspend rules to consider Items 2, 3, 4 and 5 after the financial report

2. Motion 2014-0195

REQUEST from Mayor for confirmation of the appointment or reappointment of the following as **FULL-TIME MUNICIPAL COURT JUDGES** for two year terms:

OSWALD J. SCOTT, JR. - appointment

LAWRENCE A. ROUSSEAU - reappointment

3. Motion 2014-0196

REQUEST from Mayor for confirmation of the reappointment of **DANA V. PERRY-DREXLER** as **MUNICIPAL COURT ASSOCIATE JUDGE** for a two year term

4. Motion 2014-0197

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON PUBLIC LIBRARY FOUNDATION BOARD OF DIRECTORS**:

Position Six - **NEIL THOMAS**, appointment, for a term to expire 3/1/2015

Position Seven - **ZARINE M. BOYCE**, reappointment, for a term to expire 3/1/2016

Position Eight - **CARME WILLIAMS**, appointment, for a term to expire 3/1/2015

Position Nine - **LICIA A. GREEN**, appointment, for a term to expire 3/1/2016

Position Thirteen - **TINA ARIAS PETERMAN**, reappointment, for a term to expire 3/1/2015

5. Motion 2014-0198

REQUEST from Mayor for confirmation of the appointment of **MARK O. SIKES**, to Position Seven of the **PLANNING COMMISSION**, for a term to expire September 30, 2015

6. Council Member Pennington tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the 2014 Operations and Maintenance Budget for the **LAKE HOUSTON FACILITY** project operated by the Coastal Water Authority - \$2,401,165.00 - Enterprise Fund

7. Motion 2014-0200

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the 2014 Operations and Maintenance Budget for the **TRINITY RIVER WATER CONVEYANCE PROJECT** operated by the Coastal Water Authority - \$22,989,738.00 - Enterprise Fund

8. Council Member Pennington tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the 2014 Operations and Maintenance Budget for the **TRINITY RIVER AUTHORITY** \$3,417,314.00 - Enterprise Fund

ACCEPT WORK - NUMBERS 9 and 10

9. Motion 2014-0201

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$112,587.60 and acceptance of work on contract with **INLAND ENVIRONMENTS, LTD.**, for Asbestos/Lead Abatement and Demolition at Department of Public Works & Engineering Water Plants - 34.85% under the original contract amount - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; E - MARTIN; H - GONZALEZ; I - GALLEGOS and J - LASTER**

ACCEPT WORK - continued

10. Motion 2014-0209

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,595,292.90 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Waterline Replacement in Park Place Area - 3.15% over the original contract amount and under 5% contingency - **DISTRICT I - GALLEGOS**

PROPERTY - NUMBERS 11 through 13

11. Council Member Cohen tagged

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from David Sepulveda, Terra Associates, on behalf of Kady Real Estate Investments, Ltd., (David Danburg, President), for abandonment and sale of a 15-foot-wide alley, from 5th Street ±350 feet north to the northern property line of Reserve A, in exchange for conveyance to the City of a 25-foot-wide alley easement along the northern property line of Reserve A, located within Block 292, Houston Heights and Danburg Estates Subdivisions, out of the John Austin Survey, A-1, Parcels SY13-089 and AY14-070 **DISTRICT C - COHEN**

12. Motion 2014-0202

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Mary Lou Henry, TBG Partners, on behalf of New Nurseries, LLC (F. Taylor Moore, Owner and Managing Partner) and Stephen Kelso, for abandonment and sale of 1) a prescriptive water line easement in the location of the remaining one-half of Lockfield Street, from the south right-of-way line of Pinemont Drive to the north of right-of-way line of Cherry Street; 2) a prescriptive water line easement in the location of Rose Avenue, from the east right-of-way line of Bingle Road east ±95 feet; 3) a prescriptive storm sewer easement in the location of Rose Avenue, from the east right-of-way line of Bingle Road east ±25 feet; and 4) a prescriptive storm sewer easement in the location of the unnamed street adjacent to Lot 28, from the south right-of-way line of Pinemont Drive south ±15 feet, in exchange for conveyance to the City of a 15-foot-wide by 25-foot-wide water meter easement, all located within the Rosslyn Addition, out of the Joseph Box Survey, Parcels SY14-016A, SY14-016B, SY14-016C, SY14-025A, SY14-025B, SY14-025C and KY14-094 - **DISTRICT C - COHEN**

13. Motion 2014-0203

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel KY13-169, located at 4340 Southwest Freeway, owned by HF Properties, Ltd., a Texas limited partnership by Ned S. Holmes Investments, Inc., a Texas corporation, its sole general partner, Ned S. Holmes, Chairman, for the **SOUTHWEST PUMP STATION IMPROVEMENTS PROJECT - DISTRICT G - PENNINGTON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 14 through 18

14. Motion 2014-0204

VOGEL TRAFFIC SERVICES, INC d/b/a EZ-LINER INDUSTRIES for Runway and Taxiway Paint Stripers through the Interlocal Agreement for Cooperative Purchasing with H-GAC for the Houston Airport System - \$73,854.00 - Enterprise Fund

15. Motion 2014-0205

DTC COMMUNICATIONS, INC for Surveillance Equipment for the Houston Police Department \$48,865.03 - General Fund

PURCHASING AND TABULATION OF BIDS - continued

16. Ordinance 2014-0176

ORDINANCE appropriating \$234,000.00 out of Equipment Acquisition Consolidated Fund for purchase of Learning Management System Software Licenses and Installation Services for the Houston Human Resources Department

a. Motion 2014-0206

APPROVE spending authority in an amount not to exceed \$902,595.30 to **PCMG, INC** for Learning Management System Software Licenses and Installation Services for the Houston Human Resources Department - \$668,595.00 - Enterprise and Other Funds

17. Motion 2014-0207

FLIGHTSAFETY INTERNATIONAL for Training Services for the Houston Police Department \$102,690.00 - Grant Fund

18. Motion 2014-0208

ENVIRONMENTAL IMPROVEMENTS, INC (aka EI²) for Emergency Chain of Flight Sludge Conveyor System Repair Parts for the Department of Public Works & Engineering - \$149,857.30 Enterprise Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 19 through 34

19. Resolution 2014-0005

RESOLUTION to amend Resolution 2011-16 designating Woodland Heights Historic District to correct clerical errors in the exhibits thereto - **DISTRICT H - GONZALEZ**

20. Ordinance 2014-0177

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 10-foot-wide sanitary sewer easement located in Lot 12, Block 30, River Oaks, Section Five, A.C. Reynolds Survey, A-61, Houston, Texas; abandoning the easement to Manuel A. Sanchez, III and Karen Sanchez, the underlying fee owners, in consideration of their payment to the City of \$52,416.00 and other consideration - **DISTRICT G - PENNINGTON**

21. Council Member Pennington tagged

ORDINANCE approving and authorizing Amendment No. 1 to Airport Use and Lease Agreement at William P. Hobby Airport between the City of Houston and **SOUTHWEST AIRLINES CO.** **DISTRICT I - GALLEGOS**

22. Ordinance 2014-0178

ORDINANCE approving and authorizing Amendment No. 1 to Lease Agreement between the City of Houston and **AERO HOUSTON CENTRAL, LP** for certain premises at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B - DAVIS**

23. Ordinance 2014-0179

ORDINANCE approving and authorizing execution of Lease Agreement and Amendment No. 1 between the City of Houston and the **UNITED STATES OF AMERICA**, acting by and through the General Services Administration on behalf of Transportation Security Administration for lease of space at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS**

RESOLUTIONS AND ORDINANCES - continued

24. Ordinance 2014-0192

ORDINANCE appropriating \$51,359,572.00 out of Houston Airport System Commercial Paper Fund and \$795,392.00 out of Airport Improvement Fund and awarding construction contract to **SPAWGLASS CONSTRUCTION, CORPORATION**, for construction of the New Parking Garage at William P. Hobby Airport/Houston (Project No. 597A); 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 the Civic Art Program, engineering testing services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT I - GALLEGOS**

25. Ordinance 2014-0180

ORDINANCE approving and authorizing Amendment No. 4 to Parking Operations and Management Concession Agreement between the City of Houston and **NEW SOUTH PARKING - TEXAS** for the Houston Airport System; providing a maximum contract amount - Revenue **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS**

26. Ordinance 2014-0181

ORDINANCE approving and authorizing contract between the City of Houston and **ASSOCIATION FOR THE ADVANCEMENT OF MEXICAN-AMERICANS**, providing up to \$196,500.00 in Housing Opportunities for Persons With AIDS ("HOPWA") Funds for the administration and operation of a HOPWA Supportive Services Program

27. Ordinance 2014-0182

ORDINANCE approving and authorizing contract between the City of Houston and **GOODWILL INDUSTRIES OF HOUSTON** providing up to \$150,000.00 in Housing Opportunities for Persons With AIDS Funds for the administration of a Supportive Services Program

28. Ordinance 2014-0183

ORDINANCE approving the Purchase and Sale Agreement between **HOUSTON PARKS BOARD LGC, INC, Seller**, and the City of Houston, Buyer, for the purchase of approximately 0.267 acres of land located at 3018 Sumpter Street, Houston, Texas; appropriating \$16,800.00 out of Park & Recreation Dedication Funds and \$500.00 out of Parks Special Funds for the purchase price of \$17,300.00 including closing costs associated with this transaction - **DISTRICT B - DAVIS**

29. Ordinance 2014-0184

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 Mayfair Park Area Drainage Improvements Project; authorizing the acquisition of Fee Simple Title Interest in or easement to 9 parcels of land required for the project and situated in the T.T.R.R. Co. Survey, Abstract No. 1023; in 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 9 parcels of land required for the project - **DISTRICT K - GREEN**

30. Ordinance 2014-0185

ORDINANCE approving and authorizing fourth amendment to Professional Construction Management and Inspection Services Agreement between the City of Houston and **OMEGA ENGINEERS, INC** for Emergency Repairs of water service connection breaks (Approved by Ordinance No. 2011-0412, as amended); providing a maximum contract amount \$500,000.00 - Enterprise Fund

RESOLUTIONS AND ORDINANCES - continued

31. Ordinance 2014-0186

ORDINANCE appropriating \$152,553.00 out of Metro Projects Construction DDSRF as an additional appropriation; approving and authorizing second amendment to Professional Engineering Services Contract between the City of Houston and **SCIENTECH ENGINEERS, INC** for Cambridge Bridge Paving and Drainage: Completion and Corrections of Construction Contract (Approved by Ordinance No. 2004-0504); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT D - BOYKINS**

32. Ordinance 2014-0187

ORDINANCE appropriating \$500,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **EPIC TRANSPORTATION GROUP, LP** for Traffic Signal Management Program / Intelligence Transportation System; providing funding for contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF

33. Ordinance 2014-0188

ORDINANCE appropriating \$1,670,012.00 out of Metro Projects Construction DDSRF, awarding contract to **MAIN LANE INDUSTRIES, LTD.** for Concrete Panel Replacement Program; 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 services, CIP Cost Recovery, and contingencies relating to construction of facilities financed by Metro Projects Construction DDSRF

34. Ordinance 2014-0189

ORDINANCE appropriating \$3,138,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for WCID #47 Wastewater Treatment Plant Improvements; 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 E - MARTIN**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 35 and 36

MISCELLANEOUS

35. Motion 2014-0210

SET A PUBLIC HEARING DATE regarding the Fourth Amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TEN (LAKE HOUSTON ZONE) DISTRICT E - MARTIN**
HEARING DATE - 9:00 A. M. - WEDNESDAY - MARCH 26, 2014 – Set to March 26, 2014

36. Motion 2014-0211

SET A PUBLIC HEARING DATE on the proposal to take approximately 0.2125 acres of Braeburn Glen Park to expand the parking lot for Fire Station No. 68 - **DISTRICT J - LASTER**
HEARING DATE - 9:00 A. M. - WEDNESDAY - APRIL 2, 2014 – Set to April 2, 2014

MATTERS HELD - NUMBERS 37 and 38

37. Ordinance 2014-0190

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 Sharpstown II Area Waterline Easement Replacement Project from Beechnut Street on the north, Bissonnet and Nairn Streets on the south, Fondren Road on the east, and Brae Acres Road on the west; authorizing the acquisition of fee simple title interest in or easement to 16 parcels of land required for the project and situated in the J.R. Black Survey, Abstract No. 134; in 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 5 parcels of land required for the project - **DISTRICT J - LASTER**

TAGGED BY COUNCIL MEMBER LASTER

This was Item 33 on Agenda of February 26, 2014

38. Ordinance 2014-0191

ORDINANCE appropriating \$2,951,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **DCE CONSTRUCTION, INC** for Water Line Replacement in Sharpstown Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other require 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 J - LASTER**

TAGGED BY COUNCIL MEMBER LASTER

This was Item 46 on Agenda of February 26, 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

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

3/4/2014 - Council Member Costello absent on personal business

3/5/2014 - All present