

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 13, 2015 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2015-0021 to 2015-0045
ORDINANCES – 2015-0027 to 2015-0038
RESOLUTION – None

2015-0020-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Laster

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 2015-0021 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JANUARY 14, 2015 - 9:00 A. M.

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

Motion 2015-0022 – Accept report

9:00 A.M. - 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 1 through 31

MISCELLANEOUS - NUMBERS 1 through 5

Motion 2015-0027 – Suspend rules to consider Item 1 out of order

1. Motion 2015-0028

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

- Position Two - **FEROZE (FRED) BHANDARA**, reappointment
- Position Three - **KAREN LOPER**, reappointment
- Position Four - **VU THANH THUY**, reappointment
- Position Six - **H. D. CHAMBERS**, appointment

2. Motion 2015-0023

REQUEST from Mayor for confirmation of the reappointment of the following to the **BOARD OF DIRECTORS OF THE UPTOWN DEVELOPMENT AUTHORITY**:

- Position Three - **MARTIN DEBROVNER**, for a term to expire 7/6/2015, and as Chair, for a term to expire 12/31/2015
- Position Four - **JUDSON W. ROBINSON, III**, for a term to expire 7/6/2015
- Position Five - **JANICE HALE-HARRIS**, for a term to expire 7/6/2015
- Position Six - **LISA MORRIS SIMON**, for a term to expire 7/6/2016
- Position Seven - **MARVIN KAPLAN**, for a term to expire 7/6/2016

3. Motion 2015-0024

RECOMMENDATION from Deputy Chief of Staff Mayor's Office of Intergovernmental Relations for renewal of Annual Membership in the **HOUSTON-GALVESTON AREA COUNCIL** \$83,978.04 - General Fund

4. Motion 2015-0025

RECOMMENDATION from Fire Chief for Extension of Injury Leave for Firefighter **RICHARD COTTON**

5. Motion 2015-0026

RECOMMENDATION from Fire Chief for Extension of Injury Leave for Engineer Operator **ANTHONY LIVESAY**

ACCEPT WORK - NUMBERS 6 through 10

6. Motion 2015-0029

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,766,307.34 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Sanitary Sewer Force Main Renewal and Replacement - Hedrick Crossing - 3.23% under the original contract amount - **DISTRICT H - GONZALEZ**

7. Motion 2015-0030

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,681,923.21 and acceptance of work on contract with **CALCO CONTRACTING, LTD.**, for Unserved Areas of Golden Glade Estates Subdivision Package 1 - 20.19% under the original contract amount - **DISTRICT D - BOYKINS**

8. Omitted

9. Omitted

ACCEPT WORK - NUMBERS 6 through 10

10. Motion 2015-0032

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,336,839.37 and acceptance of work on contract with **TRAFFIC SYSTEMS CONSTRUCTION, INC** for Citywide Traffic Signal Rebuild Package #1 - 5.17% under the original contract amount - **DISTRICTS A - STARDIG; C - COHEN; D - BOYKINS; E - MARTIN; I - GALLEGOS; J - LASTER and K - GREEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 13

11. Motion 2015-0033

IED SUPPORT SERVICES, LLC for Audio Control Services for the Houston Airport System \$325,083.75 - Enterprise Fund - **DISTRICTS B - DAVIS and I - GALLEGOS**

12. Motion 2015-0034

AMEND MOTION #2012-393, 5/30/12, TO INCREASE spending authority from \$4,533,745.50 to \$6,347,243.70, for Automotive, Whelen Light Bars Replacement Parts and Repair Services for the Fleet Management Department, awarded to **FLEET SAFETY EQUIPMENT, INC (Bid No. 2)** Equipment Acquisition Consolidated Fund

13. Motion 2015-0031

UTILITY SYSTEMS, SCIENCE AND SOFTWARE, INC to Furnish and Install Manhole and Sewer Level Monitoring Devices for the Department of Public Works & Engineering - \$546,800.00 Enterprise Fund

ORDINANCES - NUMBERS 14 through 31

Motion 2015-0035 – Suspend rules to hear from Mr. Gary Tinteron, Director of Museum of Fine Arts

14. Ordinance 2015-0033

ORDINANCE approving and authorizing an Economic Development Agreement between the City of Houston, Texas, and **THE MUSEUM OF FINE ARTS, HOUSTON ("MFAH")** for the Development and Construction of a project to expand the Main Campus of the MFAH and certain Public Works and Improvements related thereto - **DISTRICT C - COHEN**

15. Ordinance 2015-0027

ORDINANCE appropriating \$7,000,000.00 out of Airports Improvement Fund as an additional appropriation to Three On-Call Professional Aviation Planning Consulting Services Contracts between the City of Houston and **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 - GALLEGOS**

16. Ordinance 2015-0028

ORDINANCE establishing the east and west sides of the 800 block of Allston Street, between W. 8th Street and W. 9th Street, within the City of Houston as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas

17. Ordinance 2015-0029

ORDINANCE establishing the east and west sides of the 8500-8600 block of Observatory Street, between Ellington Street and Ferguson Way, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas

ORDINANCES - continued

18. Council Member Martin tagged

ORDINANCE approving and authorizing Professional Services Agreement between the City of Houston and **ALVAREZ & MARSAL, GLOBAL FORENSIC AND DISPUTE SERVICES, LLC, also known as ALVAREZ & MARSAL, GLOBAL FORENSIC & DISPUTE SERVICES, LLC** for Expert Witness Services; providing a maximum contract amount

19. Ordinance 2015-0030

ORDINANCE amending Ordinance No. 2011-0939 (Passed November 9, 2011) to increase the maximum contract amount for contract between the City of Houston and **THE CAPTIONING COMPANY, INC** for Closed Captioning Services for the Mayor's Office of Houston Television \$58,500.00 - State Cable TV Fund

20. Not Received - Not Considered

ORDINANCE awarding contract to **BIO LANDSCAPE & MAINTENANCE, INC** for Grounds Maintenance and Landscaping Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$2,335,967.15 - General and Other Funds

21. Ordinance 2015-0031

ORDINANCE awarding contract to **COMFORT SYSTEMS USA (SOUTH CENTRAL), INC** for Heating, Ventilation and Air Conditioning for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$7,128,396.18 - General and Other Funds

22. Not Received - Not Considered

ORDINANCE approving and authorizing agreement between the City of Houston and **SIGNAD OUTDOOR ADVERTISING** pertaining to certain Off Premise Signs

23. Ordinance 2015-0037

ORDINANCE finding and determining that public convenience and necessity for the acquisition of real property interests in connection with the Public Improvement Project known as the Fire Station No. 55 Replacement Project; authorizing the acquisition of fee simple interest in one parcel of land required for the project and situated in the John Holloway Survey, Abstract No. 339, in Harris County, Texas, said parcel of land being located along the east line of Cullen Boulevard in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing the 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 interest in one parcel of land required for the project - **DISTRICT D - BOYKINS**

24. Ordinance 2015-0038

ORDINANCE appropriating \$14,000.00 from the Metro Projects Construction - Other Fund; approving and authorizing an agreement between the City of Houston and **UNION PACIFIC RAILROAD (UPRR)** for the Bringhurst Pedestrian Bridge Over UPRR Railroad Tracks **DISTRICT B - DAVIS**

25. Ordinance 2015-0032

ORDINANCE consenting to the division of **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 134A** into three districts; Fort Bend Municipal Utility District No. 134A, Fort Bend Municipal Utility District No. 134D and Fort Bend Municipal Utility District No. 134E

ORDINANCES - continued

26. Council Member Stardig tagged

ORDINANCE approving and authorizing amendment to Professional Engineering Services Agreement between the City of Houston and **PROFESSIONAL SERVICE INDUSTRIES, INC** for Testing Laboratory Services for Street Maintenance Projects (as approved by Ordinance No. 2010-0104)

27. Ordinance 2015-0034

ORDINANCE appropriating \$2,611,875.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **GRAVA LLC** for Wastewater Collection System Rehabilitation and Renewal; 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 (WW 4235-75)

28. Ordinance 2015-0035

ORDINANCE appropriating \$6,169,238.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PORTLAND UTILITIES CONSTRUCTION COMPANY, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods; 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 (WW 4257-144)

29. Ordinance 2015-0036

ORDINANCE appropriating \$16,228,650.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PEPPER-LAWSON WATERWORKS, LLC** for 69th Street Wastewater Treatment Plant Improvements (Package 5); 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 Consolidated Construction Fund - **DISTRICT H - GONZALEZ**

30. Council Member Davis tagged

ORDINANCE appropriating the \$2,627,056.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LLC dba IPR SOUTH CENTRAL, LLC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method); 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 (WW 4258-62)

31. Council Member Davis tagged

ORDINANCE appropriating the \$3,288,272.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LLC dba IPR SOUTH CENTRAL, LLC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method); 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 (WW 4258-63)

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 32 and 33

MISCELLANEOUS

32. Motion 2015-0036

MOTION TO SET A DATE not less than seven days from January 14, 2015, to receive nominations for Position One on the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY**, for a two year term ending February 1 of each odd-numbered year

Motion 2015-0037 – Delay receipt of nomination for Position F for one (1) week

Motion 2015-0038 – Delay receipt of nomination for Position At-Large Position 3 for one (1) week

Motion 2015-0039 – Close nominations for Item 33

33. Motion 2015-0040 – Close nominations and accept Position F and At- Large 3

RECEIVE nominations for Positions A, B, C, D, E, F, G, H, I, J, K, and At-Large Positions 1, 2, 3, 4 and 5 of the **HOUSTON CLEAN COMMISSION BOARD OF DIRECTORS**, for terms ending January 1, 2017

MATTERS HELD - NUMBERS 34 through 38

34. Motion 2015-0041 – Refer back to Administration

MAKE determination and select one of the following options:

(Option 1.A) RESOLUTION supporting repair of Municipal Courts and Houston Police Departments Downtown Facilities through the use of existing debt capacity in the Capital Improvement Plan (Option 1.A)

(Option 1.B) RESOLUTION supporting repair of Municipal Courts and Houston Police Departments Downtown Facilities through New Revenue (Option 1.B)

(Option 2) RESOLUTION supporting construction of new facilities for the Municipal Courts and Houston Police Departments through New Revenue (Option 2)

DELAYED BY MOTION #1082, 12/17/14

This was Item 53 on Agenda of December 17, 2014

35. Motion 2015-0042 – Delay one (1) week

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Antoinette Green, ADG Interests, LLC, for abandonment and sale of Pleasantville Drive, from Munn Street Extension north ±175 feet along Lot 36B-1, Block 3, and Lot 36B-2, Block 4, in exchange for conveyance to the City of right-of-way for and construction of a cul-de-sac built to City standards, located in the Pleasanton Manor Section 2 Subdivision, out of the John Brown Survey, A-8, Parcels SY15-006, AY15-083A and AY15-083B - **DISTRICT B - DAVIS**

TAGGED BY COUNCIL MEMBER DAVIS

This was Item 16 on Agenda of January 7, 2015

MATTERS HELD - continued

36. Motion 2015-0043 – Adopt

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Chris Rhodes, Civil-Surv Land Surveying, L.C., on behalf of WOIH Partners, LLC, (Will Garwood, Manager), for abandonment and sale of Ideal Street, from Glen Park Avenue south ±235 feet, in exchange for the conveyance to the City of a 20-foot wide storm sewer easement, and the reversion of a water line easement and four sanitary sewer easements, located in the Glen Park Subdivision, out of the John Austin Two League Grant Survey, A-1, Parcels SY15-012, SY15-077, SY15-078, SY15-079, SY15-080, SY15-081 and LY15-003 - **DISTRICT H - GONZALEZ**

TAGGED BY COUNCIL MEMBER ROBINSON

This was Item 17 on Agenda of January 7, 2015

37. Motion 2015-0044 – Adopt

MOTION by Council Member Davis/Seconded by Council Member Pennington to adopt recommendation from Director of Health & Human Services Department for sole source award to **BIO-DEFENSE NETWORK** to recruit Closed Point of Dispensing partners for Houston Department of Health & Human Services - \$270,000.00 - Grant Fund

TAGGED BY COUNCIL MEMBER KUBOSH

This was Item 19 on Agenda of January 7, 2015

38. Motion 2015-0045 – Uphold the decision of Planning Commission

REVIEW on the record and make determination relative to the appeal from the decision of the Houston Planning Commission to uphold the Houston Archaeological and Historical Commission, regarding the granting of a Certificate of Appropriateness, with conditions, to construct a new house at 1201 Rutland Street, filed by Timothy B. Kirwin, Randle Law Office Ltd., L.L.P., on behalf of Sam Gianukus, Creole Design (Applicant) for Michael Bastian (Owner) **TAGGED BY COUNCIL MEMBERS COHEN; LASTER and BRADFORD**

This was Item 51 on Agenda of January 7, 2015

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Pennington 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

- 1/13/2015 - **Council Member Gallegos out of the City**
Council Members Stardig, Boykins, Martin and Nguyen absent
- 1/14/2015 - **All present**