

AGENDA - COUNCIL MEETING - TUESDAY - JUNE 14, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS – 2011-0452 to 2011-0468
ORDINANCES - 2011-0464 to 2011-0488
RESOLUTION – 2011-0014

2011-0451-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Bradford

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

HEARING - 1:30 P. M.

Motion 2011-0452 – Procedural motion
Motion 2011-0453 – Procedural motion
Motion 2011-0454 – Procedural motion

1. Motion 2011-0455 – Close hearing

PUBLIC HEARING on the City Budgets for the time period July 1, 2011 through June 30, 2012

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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JUNE 15, 2011 - 9:00 A. M.

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

HEARINGS - 9:00 A.M.

2. Motion 2011-0456 – Close hearing

PUBLIC HEARING relative to a fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Two (Midtown Zone) - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and I - RODRIGUEZ**

MAYOR'S REPORT

APPROXIMATELY 10:30 A. M.

3. Announced

Announcement by City Controller of the results of the electronic auction-style bidding for the sale of \$220,000,000.00 Tax and Revenue Anticipation Notes, Series 2011

a. Motion 2011-0468

MOTION awarding the Sale of \$220,000,000.00 Tax and Revenue Anticipation Notes, Series 2011, based on the lowest true interest cost, ratify and confirm the use of the Preliminary Official Statement provided to prospective bidders in connection with the offering for sale of the Notes, and authorize the distribution of the Official Statement
Awarded to Wells Fargo TIC – 0.19770%

CONSENT AGENDA NUMBERS 4 through 48

MISCELLANEOUS - NUMBER 4

4. Motion 2011-0457

REQUEST from Mayor for confirmation of the appointment of **HONORABLE SYLVIA R. GARCIA**, to the **INDEPENDENT POLICE OVERSIGHT BOARD** and to serve as Chair for a term to expire May 1, 2013

ACCEPT WORK - NUMBERS 5 through 7

5. Motion 2011-0458

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$30,550.00 and acceptance of work on contract with **ARC ABATEMENT, INC** for Asbestos Abatement, Demolition and Disposal at 815 Dorsett Street - 4.95% over the original contract amount - **DISTRICT I - RODRIGUEZ**

6. Motion 2011-0459

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,936,158.21 and acceptance of work on contract with **HUFF & MITCHELL, INC** for 72-inch Water Line along Fuqua from the Existing 96-inch Water Line near Beamer to Stover Street - 0.51% under the original contract amount - **DISTRICT E - SULLIVAN**

7. Motion 2011-0460

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,367,279.73 and acceptance of work on contract with **RELIANCE CONSTRUCTION SERVICES, L.P.** for FY 08 Water Service Line Replacement 0.24% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; E - SULLIVAN; F - HOANG and G - PENNINGTON**

PROPERTY - NUMBERS 8 through 10

8. Motion 2011-0461

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Steven Hicks, Executive Pastor of Ecclesia Church, for abandonment and sale of Kessler Street, from Elder Street east to its terminus, and Girard Street, from Elder Street east to its terminus, North Side Buffalo Bayou Addition, out of the John Austin Survey, A-1, Parcels SY11-022A, SY11-022B, SY11-062, SY11-063, and SY11-064 - **DISTRICT H - GONZALEZ**

9. Motion 2011-0462

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Chris Cahil of Mills Shirley, L.L.P., on behalf of SWS Holdings-Pasadena, L.P., (Sanjay Rao, General Partner), for abandonment and sale of Endor Street, from Frio Street east to its terminus at the Houston Ship Channel, in exchange for the conveyance to the City of a 20-foot-wide storm sewer easement, Harrisburg Addition, out of the J. R. Harris Survey, A-27, Parcels SY11-008 and LY11-013 - **DISTRICT I - RODRIGUEZ**

10. Motion 2011-0463

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY9-428, located at 8400 and 8430 Long Point Road, owned by NCNB Texas National Bank now known as Bank of America, N. A., formerly known as Nationsbank of Texas, N. A., Judith Lynn Wilkinson, Assistant Vice President, for the **LONG POINT RECONSTRUCTION (from Pech Road to Hollister Street) PROJECT** - **DISTRICT A - STARDIG**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 14

11. Motion 2011-0464

GRACE INDUSTRIES, INC for Automated Personnel Accountability and Emergency Signaling System for the Houston Fire Department - \$1,200,002.52 - Grant Fund

12. Council Members Bradford and Jones tagged

ORDINANCE appropriating \$1,436,749.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation to the Court System Management And Resources Technology Implementation Project for the Municipal Courts Department

a. Pulled - Not Considered

HEWLETT-PACKARD COMPANY and **DELL MARKETING, LP** for Hardware and Software through the City's Master Agreement with the Texas Department of Information Resources for the Information Technology Department - \$65,756.25

13. Motion 2011-0465

HARRIS CORPORATION GOVERNMENT COMMUNICATION SERVICES DIVISION for Covert Surveillance Equipment, Software and Training for the Houston Police Department - \$399,107.00 Grant Fund

14. Council Member Jones tagged

RUSH TRUCK CENTERS OF TEXAS, L.P. for Dump Truck through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Department of Public Works & Engineering - \$134,894.00 - Enterprise Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 15 through 48

15. Resolution 2011-0014

RESOLUTION authorizing the filing of applications with the Federal Transit Administration, an Operating Administration of the United States Department of Transportation, for Federal Transportation Assistance authorized by 49 U.S.C. Chapter 53, Title 23 United States Code and other Federal Statutes Administered by the Federal Transit Administration
DISTRICTS C - CLUTTERBUCK; D - ADAMS and I - RODRIGUEZ

16. Ordinance 2011-0482

ORDINANCE authorizing the issuance of City of Houston, Texas, Convention & Entertainment Facilities Department Hotel Occupancy Tax and Special Revenue Refunding Bonds, Series 2011A and Hotel Occupancy Tax and Special Revenue Refunding Bonds, Series 2011B; authorizing the Mayor and City Controller to approve certain terms thereof and certain other procedures relating thereto; providing for the payment thereof; authorizing the defeasance, final payment, and discharge of certain outstanding bonds; making other provisions regarding such bonds and matters incident thereto; awarding the sale of the bonds; approving a Preliminary Official Statement and authorizing distribution thereof; approving preparation and distribution of a Final Official Statement; authorizing a Bond Purchase Agreement, an Escrow Agreement and a Paying Agent/Registrar Agreement

17. Ordinance 2011-0464

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of excess, fee-owned Sawyer Street right-of-way, located in the W. R. Baker Addition, John Austin Survey, A-1; waiving compliance with Section 15-1 (A) of the Code of Ordinances to permit the City to enter into a specific contract with a City employee; and abandoning the parcels to Glenwood Cemetery, Inc., and Michael Breazeale, owners, in consideration of their payment to the City of \$60,126.00 and other consideration; approving Special Warranty Deeds - **DISTRICT H - GONZALEZ**

18. Ordinance 2011-0465

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of South Lawn Avenue, from Stearns Street to Tierwester Street (Parcel SY9-068A); Alice Street, from Stearns Street east to its terminus (Parcel SY9-068B); and Cadillac Street, from Alice Street north approximately 212.87 feet (Parcel SY9-068C), in the South Lawn Addition or the Southland Addition, Louis Gladitch Survey, A-304, Houston, Texas; vacating and abandoning said tracts to the Lilly Grove Missionary Baptist Church, Houston, Texas, owner, in consideration of its payment to the City of \$139,645.00 - **DISTRICT D - ADAMS**

19. Ordinance 2011-0466

ORDINANCE authorizing participation with other Entergy Service Area Cities in matters concerning Entergy Texas, Inc. at the Public Utility Commission of Texas and the Federal Energy Regulatory Commission during Calendar Year 2011

20. Council Member Bradford tagged

ORDINANCE de-appropriating \$1,000,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Uptown Series 2004 Fund (Fund 2417) for use in the Workforce Housing Downpayment Assistance Program and appropriating \$1,000,000.00 out of Fund 2417 for use in the Homebuyers Assistance Program

21. Council Member Bradford tagged

ORDINANCE approving and authorizing an agreement to voluntarily terminate a contract between the City of Houston and the **TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS** funded under the Texas Neighborhood Stabilization Program - **DISTRICT D - ADAMS**

RESOLUTIONS AND ORDINANCES - continued

22. Council Member Clutterbuck tagged

ORDINANCE extending the duration of **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)** to December 31, 2033 - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and I - RODRIGUEZ**

a. Council Member Clutterbuck tagged

ORDINANCE approving the fourth amendment to the Project Plan and **REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)**; authorizing the City Secretary to distribute such plans - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and I - RODRIGUEZ**

b. Council Member Clutterbuck tagged

ORDINANCE relating to the Fiscal Affairs of the Midtown Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)**; approving the Fiscal Year 2012 Operation Budget for the Authority and Fiscal Years 2012-2016 Capital Improvements Budget for the Zone - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and I - RODRIGUEZ**

23. Ordinance 2011-0467

ORDINANCE approving and authorizing agreement to reimburse **FORT BEND INDEPENDENT SCHOOL DISTRICT** for payment of School Crossing Guards from the Child Safety Fund 3 Years

24. Council Members Jones and Bradford tagged

ORDINANCE amending Ordinance No. 2009-392 (Passed by City Council on May 6, 2009) to increase the maximum contract amount and approving and authorizing Change Orders 7 & 8 to the contract between the City of Houston and **TIBURON, INC** to add additional functionality, interfaces, software licenses, equipment and third party components for the Automated Records Management System being implemented for the Houston Police Department

25. Ordinance 2011-0468

ORDINANCE establishing the south side of the 3700 block of Parkwood Avenue within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**

26. Ordinance 2011-0469

ORDINANCE establishing the south side of the 1700 block of Vassar Avenue within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - CLUTTERBUCK**

27. Ordinance 2011-0470

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **SOUTHERN OAKS SUBDIVISION, SECTION 1** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT C - CLUTTERBUCK**

28. Ordinance 2011-0471

ORDINANCE approving and authorizing contract between the City of Houston and **HONEYWELL INTERNATIONAL, INC** for Enhanced Software Support Services for the Houston Airport System; providing maximum contract amount - 5 years - \$ 1,197,410.01 - Enterprise Fund **DISTRICTS B - JOHNSON and I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

29. Council Member Jones tagged

ORDINANCE amending Ordinance No. 2007-1413 passed on December 5, 2007, to increase the maximum contract amount for contract between the City of Houston and **FOX, SMOLEN & ASSOCIATES, INC** for Audit of Commercial Solid Waste Operators Franchises for the Administration and Regulatory Affairs Department - \$124,000.00 - General Fund

30. Council Member Jones tagged

ORDINANCE awarding contract to **CENTRAL LANDSCAPE & MAINTENANCE, INC** for Grounds Maintenance and Landscaping Services for the General Services Department; providing a maximum contract amount - 3 years with 2 one year options - \$1,165,922.50 - General Fund

31. Ordinance 2011-0472

ORDINANCE consenting to the addition of 8.9717 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 55**, for inclusion in its district

32. Ordinance 2011-0473

ORDINANCE consenting to the addition of 9.9726 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 200**, of Harris County, Texas, for inclusion in its district

33. Ordinance 2011-0474

ORDINANCE consenting to the addition of 7.020 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 15**, for inclusion in its district

34. Ordinance 2011-0475

ORDINANCE appropriating \$7,623,542.00 out of Street & Bridge Consolidated Construction Fund and \$1,556,458.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract **TOTAL CONTRACTING LIMITED** for Aldine Westfield Paving and Drainage from Tidwell to Little York Street; 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, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and Water & Sewer System Consolidated Construction Fund **DISTRICT B - JOHNSON**

35. Ordinance 2011-0476

ORDINANCE appropriating \$2,066,920.00 out of Metro Projects Construction Fund and \$138,080.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CONRAD CONSTRUCTION COMPANY LTD.** for Manchester Street from 97th to Port Terminus and Japhet Street from Clinton Drive to Dick Street; 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 Metro Projects Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ**

36. Ordinance 2011-0477

ORDINANCE appropriating \$2,739,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Lime Feed System at the Northeast Water Purification Plant; 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 - SULLIVAN**

RESOLUTIONS AND ORDINANCES - continued

37. Ordinance 2011-0478

ORDINANCE appropriating \$1,161,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PEPPER-LAWSON CONSTRUCTION, L.P.**, for Rehabilitation of chlorine scrubbers at the East Water Purification Plant and Southwest Repump Station; 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 - **DISTRICTS C - CLUTTERBUCK and E - SULLIVAN**

38. Ordinance 2011-0479 – Passed first reading

ORDINANCE granting to **MIDSTATE ENVIRONMENTAL SERVICES LP, A Texas Limited Partnership**, 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 - **FIRST READING**

39. Ordinance 2011-0480 – Passed first reading

ORDINANCE granting to **TEXAS PRIDE SEPTIC, INC, A Texas Corporation**, 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 - **FIRST READING**

40. Ordinance 2011-0481 – Passed first reading

ORDINANCE granting to **THERMO FLUIDS, INC, A Texas Corporation**, 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 - **FIRST READING**

41. Ordinance 2011-0424 – Passed third and final reading

ORDINANCE No. 2011-424, passed second reading June 8, 2011

ORDINANCE granting to **A-VAC SEPTIC SERVICE, LLC, A Texas Limited Liability Corporation**, 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**

42. Ordinance 2011-0425 – Passed third and final reading

ORDINANCE No. 2011-425, passed second reading June 8, 2011

ORDINANCE granting to **BAY AREA VACUUM SERVICES, LLC, A Texas Limited Liability Corporation**, 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**

RESOLUTIONS AND ORDINANCES - continued

43. Ordinance 2011-0426 – Passed third and final reading

ORDINANCE No. 2011-426, passed second reading June 8, 2011

ORDINANCE granting to **ELTON CHILDS d/b/a A-AFFORDABLE VACUUM SERVICE, 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; and making certain findings related thereto - **THIRD AND FINAL READING**

44. Ordinance 2011-0427 – Passed third and final reading

ORDINANCE No. 2011-427, passed second reading June 8, 2011

ORDINANCE granting to **MILSTEAD ENVIRONMENTAL, LLC, A Texas Limited Liability Corporation**, 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**

45. Ordinance 2011-0428 – Passed third and final reading

ORDINANCE No. 2011-428, passed second reading June 8, 2011

ORDINANCE granting to **PEDRO CISNEROS d/b/a METRO GREASE TRAP, 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; and making certain findings related thereto - **THIRD AND FINAL READING**

46. Ordinance 2011-0429 – Passed third and final reading

ORDINANCE No. 2011-429, passed second reading June 8, 2011

ORDINANCE granting to **WASTEWATER TRANSPORT SERVICES, LLC, A Texas Limited Liability Corporation**, 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**

FISCAL YEAR 2012 BUDGET MATTERS

47. Ordinance 2011-0483

ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIa, Section 1 of the City Charter; authorizing certain transfers; making other provisions related to the subject; containing a repealer and a severability clause

48. Council Members Jones, Johnson and Bradford tagged

ORDINANCE related to the Fiscal Affairs of the City; approving the annual budgets of the City of Houston, Texas, for Fiscal Year 2012 including providing for future adjustment to certain fund balances; making various amendments to the proposed budgets; authorizing various other transfers; establishing a cost for copies of the budget; approving the creation of the Parks Golf Special Fund and authorizing a transfer therefor; amending Section 32-7 of the Code of Ordinances, Houston, Texas; amending the Houston Building Code and/or Houston Fire Code to establish or increase certain fees; authorizing a transfer of certain fund balances in the Convention and Entertainment Facilities Department to the Houston First Corporation; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 49 through 55

49. Motion 2011-0466 – Adopt

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,722,706.82 and acceptance of work on contract with **PACE SERVICES, L.P.** for Edloe Storm Drainage Improvements Project Segment 2 - 1.77% under the original contract amount - **DISTRICT C - CLUTTERBUCK**

TAGGED BY COUNCIL MEMBER JONES

This was Item 4 on Agenda of June 8, 2011

50. Motion 2011-0467 – Adopt

RECOMMENDATION from Purchasing Agent to award to **VERIZON WIRELESS** for Verizon Data (Air Card) Plan through the City's Master Agreement with the Texas Department of Information Resources for the Houston Police Department - 1 year - \$1,042,825.50 - General Fund

TAGGED BY COUNCIL MEMBER JONES

This was Item 9 on Agenda of June 8, 2011

51. Ordinance 2011-0484

ORDINANCE authorizing the issuance of City of Houston, Texas Airport System Subordinate Lien Revenue Bonds in one or more series as may be further designated and described herein and providing for the payment thereof; authorizing the Mayor, the City Controller and/or certain other designated City Officials to approve the amount, interest rates, prices, and terms thereof, to determine the Outstanding Bonds or other obligations to be refunded and/or defeased and to approve certain other procedures, provisions and agreements relating thereto; authorizing the refunding and/or defeasance of Certain Outstanding Airport System Bonds and other obligations relating to Special Facilities Bonds; approving the sale of the Bonds and authorizing the execution and delivery of a Bond Purchase Agreement; authorizing the execution and delivery of a Paying Agent/Registrar Agreement, one or more Escrow Agreements, and other agreements relating to the Bonds or the security of the same; authorizing a Co-Bond Counsel Agreement and a Special Disclosure Co-Counsel Agreement; authorizing an Official to declare intent to reimburse; approving a form of Agreement with Bond Insurer and Debt Service Reserve Fund Policy Agreement; and making certain findings and other declarations necessary and incidental to the issuance of the bonds; and declaring an emergency

TAGGED BY COUNCIL MEMBERS NORIEGA, JONES and GONZALEZ

This was Item 15 on Agenda of June 8, 2011

MATTERS HELD – continued

52. Ordinance 2011-0485

ORDINANCE appropriating \$43,907,904.02 out of Tax Increment Funds for Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone), Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), Reinvestment Zone Number Three, City of Houston, Texas (Main Street/Market Square Zone), Reinvestment Zone Number Four, City of Houston, Texas (Village Enclaves Zone), Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone), Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Almeda Corridors Zone), Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate Zone), Reinvestment Zone Number Nine, City of Houston, Texas (South Post Oak Zone), Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone), Reinvestment Zone Number Twelve, City of Houston, Texas (City Park Zone), Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone), Reinvestment Zone Number Fourteen, City of Houston, Texas (Fourth Ward Zone), Reinvestment Zone Number Fifteen, City of Houston, Texas (East Downtown Zone), Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone), Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone), and Reinvestment Zone Number Nineteen, City of Houston, Texas (Upper Kirby Zone), for affordable housing, administrative expenses, payment of project costs, payments to Houston Independent School District, Spring Independent School District, Houston Housing Finance Corporation, and certain redevelopment authorities as provided herein

TAGGED BY COUNCIL MEMBER COSTELLO

This was Item 17 on Agenda of June 8, 2011

53. Ordinance 2011-0486

ORDINANCE appropriating \$59,280,370.16 out of Tax Increment Funds for Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone), Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), Reinvestment Zone Number Three, City of Houston, Texas (Main Street/Market Square Zone), Reinvestment Zone Number Four, City of Houston, Texas (Village Enclaves Zone), Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone), Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Almeda Corridors Zone), Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate Zone), Reinvestment Zone Number Nine, City of Houston, Texas (South Post Oak Zone), Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone), Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone), Reinvestment Zone Number Twelve, City of Houston, Texas (City Park Zone), Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone), Reinvestment Zone Number Fourteen, City of Houston, Texas (Fourth Ward Zone), Reinvestment Zone Number Fifteen, City of Houston, Texas (East Downtown Zone), Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone), Reinvestment Zone Number Seventeen, City of Houston, Texas (Memorial City Zone), Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone), Reinvestment Zone Number Nineteen, City of Houston, Texas (Upper Kirby Zone), Reinvestment Zone Number Twenty, City of Houston, Texas (Southwest Houston Zone), Reinvestment Zone Number Twenty-One, City of Houston, Texas (Hardy/Near Northside Zone), and Reinvestment Zone Number Twenty-Two, City of Houston Texas (Leland Woods Zone), for payment of affordable housing costs, payment of administrative expenses, payment of project costs, payment to Houston Housing Finance Corporation, and payments to certain redevelopment authorities as provided herein - **TAGGED BY COUNCIL MEMBER COSTELLO**

This was Item 18 on Agenda of June 8, 2011

MATTERS HELD – continued

54. Ordinance 2011-0487

ORDINANCE appropriating \$125,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund; approving and authorizing an Interlocal Funding Agreement between the City of Houston and the **HOUSTON GALVESTON AREA COUNCIL** for the creation of a Regional Plan for Sustainable Development - \$20,000.00 - General Fund

TAGGED BY COUNCIL MEMBER JONES

This was Item 20 on Agenda of June 8, 2011

55. Ordinance 2011-0488

ORDINANCE appropriating \$1,576,000.00 out of Metro Projects Construction Fund as appropriation to the Interlocal Contract between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction of a Joint Bikeway Project (Approved by Ordinance Nos. 1995-1290, 1997-0935, and 2007-1276); providing funding for CIP Cost Recovery relating to construction financed by the Metro Projects Construction Fund -

DISTRICTS D - ADAMS; H - GONZALEZ and I - RODRIGUEZ

TAGGED BY COUNCIL MEMBER COSTELLO

This was Item 31 on Agenda of June 8, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Lovell 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

6/14/2011 - Council Member Pennington absent on City business

6/15/2011 - All Present

AGENDA - JUNE 15, 2011 - PAGE 12

The following are written motions submitted by Council Members Costello, Noriega, Jones, Clutterbuck, Adams, Sullivan, Pennington and Rodriguez to amend Item 48 and tagged by Council Members Jones, Johnson and Bradford

Line Number	Amendment Number	Amendment	Council Member
	1.01	<p>City Council requires adequate input information to address both the short and long term financial needs of the City. Within 60 days, the administration shall appoint, with Council approval, a Long-Range Financial Management Task Force consisting of at least two Council Members, a representative of the Administration, a representative of the Finance Department, a representative from each of the City's three Labor Unions, a representative from each of the City's three Pension Boards, a representative of the Controller's Office, five members of the community representing businesses and residents comprised of financial and actuarial experts, business interests and community leaders.</p> <p>The Task Force will review the City's long-term financial situation and develop recommendations for a long-term plan of action for Council discussion and adoption. The Task Force will address long-range plans to include the City's unfunded liabilities, pension plans, benefit management, long-term indebtedness, the debt model, and all other City financial obligations. The task force shall present its final recommendations to the Council no later than January 31, 2012. The Task Force shall be advisory only, and its existence will terminate when the final report has been issued and submitted to the Mayor and City Council.</p>	Costello (1)
	1.02	Move all GIS staff from Public Works and Engineering Department to the Planning Department. Planning will designate an appropriate number of GIS staff to be always be on call for Public Works and Engineering projects	Costello (1)
	1.03	Reduce number of total FTEs in Project Cost Recovery Fund (1001) to 320. This is to be on line with FY2010 and FY2011 actuals	Costello (1)

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	1.04	Increase performance measures for the Storm Water Maintenance Division in the Storm Water Fund (2302) Performance measures by 4.6%. (equivalent to the increase of FTEs)	Costello (1)
	1.05	Keep the current number of FTEs in the Street and Drainage Division (281 FTEs) in the Dedicated Drainage & Street Renewal Fund (2310).	Costello (1)
	1.06	Within 60 days, the Houston Parks and Recreation Department shall make recommendations to: 1) create partnerships with residents, community groups, management districts, and other affected parties for the management and operations of the City's community centers; 2) enhance revenue generating opportunities for the City's community centers; 3) implement best practices based on operational and programmatic models utilized by other cities and counties for their community centers; and 4) increase flexibility to adjust community center operations and programs to meet the needs of the community.	Costello (1)
	1.07	Within 120 days, the administration shall implement policy establishing qualifying guidelines for 380 agreements. The City shall give priority to projects aimed at stimulating economic development and addressing socioeconomic issues, such as food access, in underserved communities.	Costello (1)

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3.01	<p>City Council Requires adequate input and information to address both the short term and long term financial needs of the City. Within 60 days, the administration shall appoint, with Council approval, a Long-Range Financial Management Task Force consisting of at least two Council Members, a representative of the Administration, a representative of the Finance Department, a representative from each of the City's three Labor Unions, a representative from each of the City's three Pension Boards, a representative of the Controller's Office, and five members of the community representing businesses and residents comprised of financial and actuarial experts, business interests and community leaders.</p> <p>The Task Force will review the City's long-term financial situation and develop recommendations for a long-term plan of action for Council discussion and adoption. The Task Force will address long-range plans to include the City's unfunded liabilities, pension plans, benefit management, long-term indebtedness, the debt model, and all other City financial obligations. The task force shall present its final recommendations to the Council no later than January 31, 2012. The Task Force shall be advisory only, and its existence will terminate when the final report has been issued and submitted to the Mayor and City Council</p>	Noriega (3)
3.02	<p>Within 90 days, the administration shall create a "Houston Property Tax" Calculator page for the City website. The page will include a graphic representation and listing of the amount of each dollar that the City collects in Taxes is spent in each major category, including as a minimum: Police, Fire, Homeland Security, Solid Waste, Library, Parks, Debt Repayment, Housing, and Health and Human Services. The calculator also shall allow residents to input their address, and have the interactive calculator detail the dollar amount dedicated to each of the same categories from the taxes paid for that address.</p>	Noriega (3)

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3.03	Within 180 days the administration shall create a "Fast Track" service for permits, plan reviews, and other City services. These special "Fast Track" services shall be available for an increased fee which covers all costs associated with the faster service, including additional equipment, personnel, additional training, implementation of best practices and new technology.	Noriega (3)
5.01	Respectfully request in an effort to get the best value for tax payer dollars through competitively bid suppliers, all departments shall make purchases for supplies through authorized vendors as per Strategic Purchasing Agreement, including purchases less than \$50,000 (which are not required to come before City Council for approval).	Jones (5)
5.02	Respectfully request that the Administration review and consider the cost to outsource or financially collaborate with other governmental entities (i.e., the county) the duties of the City of Houston jails from the FY '12 Houston Police Department budget or any identified budget surplus.	Jones (5)
5.03	Respectfully request that the Administration review and consider the cost to outsource or financially collaborate with other governmental entities (i.e., the county) the duties of the Houston Police Department's (HPD) crime labs (drugs, evidence receiving, firearms, toxicology and serology/DNA) from the FY '12 HPD budget or any identified budget surplus.	Jones (5)
5.04	Respectfully request that the Housing and Community Development Department (Department) follow all federal (HUD) and state regulations and that if they do not, the Department face sanctions from the Administration.	Jones (5)
5.05	Respectfully request that MWBE goals of 35% be assigned to all City contracts greater than \$100,000.00 and that only money spent on the core component(s)/function(s) of the contract count towards meeting that goal.	Jones (5)
5.06	Respectfully request that MWBE mentorship potential/participation be worth "points" when ranking firms during the contract bidding process.	Jones (5)

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	5.07	Respectfully request that all recommendations of the MWDBE Transition Task Force Implementation Plan be implemented within 90 days.	Jones (5)
	5.08	Respectfully request that other ways be found, including but not limited to examining the City's overtime and DROP policies, to fund all City pools, all community centers, full library hours, all existing park activities/leagues, and the Mayor's Office of Disabilities.	Jones (5)
	8.01	After all alternative public and private funding sources have been applied to Parks and Recreation Community Centers Operation Division, the remaining funding necessary to keep all community centers open shall be taken from cost centers 1000010001, 1000010002, and 1000010004 at the administration's discretion. This amendment shall not impact the employment status of classified officers of the Houston Police Department	Clutterbuck (8)

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	8.02	<p>City Council requires adequate input and information to address both the short term and long term financial needs of the City. Within 60 days, the administration shall appoint, with Council approval, a Long-Range Financial Management Task Force consisting of at least two Council Members, a representative of the Administration, a representative of the Finance Department, a representative from each of the City's three Labor Unions, a representative from each of the City's three Pension Boards, a representative of the Controller's Office, and five members of the community representing businesses and residents comprised of financial and actuarial experts, business interests and community leaders.</p> <p>The Task Force will review the City's long-term financial situation and develop recommendations for a long-term plan of action for Council discussion and adoption. The Task Force will address long-range plans to include the City's unfunded liabilities, pension plans, benefit management, long-term indebtedness, the debt model, and all other City financial obligations. The task force shall present its final recommendations to the Council no later than January 31, 2012. The Task Force shall be advisory only, and its existence will terminate when the final report has been issued and submitted to the Mayor and City Council</p>	Clutterbuck (8)
	9.01	<p>Within 90 days, the Human Resource Department will have established guidelines in preparing Employee Performance Evaluations (EPE). The policy should explain the timelines and the due dates that all (EPE's) should be given to Supervisors and or Directors. An Audit plan needs to be established in making sure that all EPE' are done and completed. The policy changes should be presented to the appropriate council committee for discussion and review</p>	Adams (9)

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9.02	Within 30 days the Neighborhood Services Department will present its budget, operational summary, organizational chart and employee responsibility, to the Neighborhood Protection and Quality of Life Committee	Adams (9)
9.04	HPD will develop a written policy within 90 days on how Neighborhood Police Storefronts will be staffed in the absence of the HPD and the Public Safety Officers. All listed times of closures for each storefront will be listed on the HPD website and sent to Members of City Council 90 days of the passing of the 2012 FY Budget	Adams (9)
9.05	Recommend that the City Council Members Budget remain as the current Adopted FY 2011 Budget in the amount of \$5,473,508 for this upcoming budget year 2012	Adams (9)
9.06	Within the 90 days the administration and the HPD will provide council a policy that would protect the safety of officers on the scene of a traffic accident at the hours of darkness. Recommend that a policy be in place that would establish guidelines that would have crime scene secured to protect the officer's safety on the freeway with the use of an Arrow Board	Adams (9)
9.07	Amend Section 5-172 of the Code of Ordinances to increase the annual Game Room permit fee to \$500.00 and monthly Game Room permit to \$40. Cost analysis demonstrates that the City of Houston incurs an administrative and enforcement cost of approximately \$529.11 per permit. The current Game Room permit fee is \$100, resulting in a loss of \$429.11 per permit. 215 Game Room permits have been issued in FY11 to date. Potential revenue increase - \$86,000	Adams (9)
9.08	Within 90 days the Houston Planning Department will establish an ordinance/policy for the use of parking lifts. The ordinance should include lift standards, installation and permit fees	Adams (9)
10.01	Cut City Council Members Pay by Five Percent; Savings of \$41,827.50	Sullivan (10)
10.02	Cut the Mayor's Pay by 5 Percent; Savings of \$10,457	Sullivan (10)
10.03	Eliminate Increase for Mayor's Services Strategy in the ARA Budget; Savings of \$6,227,386	Sullivan (10)

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10.04	Cap Audiovisual Supplies allocation to the estimated expenditures in FY2011; Savings of \$167,654	Sullivan (10)
10.05	Cap Food Supplies allocation to the estimated expenditures in FY2011; Savings of \$128,628	Sullivan (10)
10.06	Cap Education and Training allocation to the estimated expenditures in FY2011; Savings of \$509,743	Sullivan (10)
10.07	Cap Contract/Sponsorship allocation to the estimated expenditures in FY2011; Savings of \$881,186	Sullivan (10)
10.08	Cap Tuition Reimbursements allocation to the estimated expenditures in FY2011; Savings of \$128,449	Sullivan (10)
10.09	Cap Building Maintenance Services allocation to the estimated expenditures in FY2011; Savings of \$6,505,969	Sullivan (10)
10.10	Cap Miscellaneous Other Services and Charges allocation to the estimated expenditures in FY2011; Savings of \$3,689,012	Sullivan (10)
10.11	Cap Mail/Delivery Services allocation to the estimated expenditures in FY2011; Savings of \$834,207	Sullivan (10)
10.12	Cap Temporary Personnel Services allocation to the estimated expenditures in FY2011; Savings of \$780,092	Sullivan (10)
10.13	Cut Advertising Services allocation by 50 percent; Savings of \$8,649,894	Sullivan (10)
10.14	Cap Furniture Fixtures and Equipment purchases allocation to the estimated expenditures in FY2011; Savings of \$658,784	Sullivan (10)
10.15	Cap Computer Hardware and Developed Software purchases to the estimated expenditures in FY2011; Savings of \$2,406,737	Sullivan (10)
10.16	Limit Infrastructure Budget Item Under Equipment to estimated FY2011 expenditures; Savings of \$2,250,789	Sullivan (10)
10.17	Eliminate Funding for Affirmative Action Monitoring; Savings of \$2,018,421	Sullivan (10)
10.18	Conduct a thorough traffic and mobility study in the Clear Lake portion of District E, similar to the Parsons study conducted in December 2004.	Sullivan (10)
10.19	Maintain funding for Bay Area Houston Economic Partnership at \$100,000 for FY2012.	Sullivan (10)
10.20	Increase funding to HFD so annual inspection of common attics can be made at all multi-family projects.	Sullivan (10)
10.21	Purchase and install thirty-one back-up power generators for Kingwood lift stations.	Sullivan (10)

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	10.22	Purchase and install fourteen power generators for South-Belt portion of District E.	Sullivan (10)
	10.23	Increase quiet zone program 50% of approved and qualifying applications.	Sullivan (10)
	10.24	Add one FTE to the Finance Department for the sole purpose of sales tax audit compliance.	Sullivan (10)
	10.25	Discontinue the practice of city departments paying permit fees to other city departments.	Sullivan (10)
	10.26	Review take-home vehicle policy for all non-public safety personnel, and if there have been no after-hours call out within the last 30 days (or pick some other arbitrary period of time) evaluate the need for that employee to continue to take a vehicle home. Consider a vehicle allowance, or reimbursement policy, for any legitimate city business for after hours use as an alternative policy.	Sullivan (10)
	10.27	Conduct a performance audit of the Mayor's Citizens Assistance Office, and determine if it is "mission critical" to core city services.	Sullivan (10)
	10.28	(verbal) Conduct a thorough inspection, report, recommended repairs, and timeline for all Houston Fire Stations. This to be accomplished within 6 months of adoption of the 2012 Fiscal Year Budget	Sullivan (10)

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	12.01	<p>City Council requires adequate input and information to address both the short term and long term financial needs of the City. Within 60 days, the administration shall appoint, with Council approval, a Long-Range Financial Management Task Force consisting of at least two Council Members, a representative of the Administration, a representative of the Finance Department, a representative from each of the City's three Labor Unions, a representative from each of the City's three Pension Boards, a representative of the Controller's Office, and five members of the community representing businesses and residents comprised of financial and actuarial experts, business interests and community leaders.</p> <p>The Task Force will review the City's long-term financial situation and develop recommendations for a long-term plan of action for Council discussion and adoption. The Task Force will address long-range plans to include the City's unfunded liabilities, pension plans, benefit management, long-term indebtedness, the debt model, and all other City financial obligations. The task force shall present its final recommendations to the Council no later than January 31, 2012. The Task Force shall be advisory only, and its existence will terminate when the final report has been issued and submitted to the Mayor and City Council.</p>	Pennington (12)
	14.01	The administration will assist the Parks Department in identifying funds to continue operating the Charlton Park Community Center.	Gonzalez (14)