

AGENDA - COUNCIL MEETING - TUESDAY - JULY 3, 2012 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS – 2012-0562 to 2012-0575
ORDINANCES – 2012-0620 to 2012-0630
RESOLUTIONS – 2012-0020 to 2012-0021

2012-0561-1

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

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Laster

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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 2012-0565 – Procedural motion
Motion 2012-0566 – Procedural motion
Motion 2012-0567 – Procedural motion

Motion 2012-0562 – 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 1 through 24

MISCELLANEOUS - NUMBERS 1 and 2

1. Motion 2012-0563

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE HOUSTON AMATEUR SPORTS PARK LGC, INC**, for terms to expire January 1, 2015

Position Six - **MR. MAXIMILIANO CÁRDENAS, III**
Position Seven - **MR. MARTIN FOX**

MISCELLANEOUS - continued

2. Motion 2012-0564

REQUEST from Mayor for confirmation of the reappointment of the following to the **BOARD OF THE METROPOLITAN TRANSIT AUTHORITY**, for terms to expire April 7, 2014:

- Position One - **MR. GILBERT ANDREW GARCIA**
- Position Two - **MR. ALLEN DALE WATSON**
- Position Three - **THE HONORABLE DWIGHT E. JEFFERSON**
- Position Four - **MS. CARRIN F. PATMAN**
- Position Five - **MR. CHRISTOF SPIELER**

ACCEPT WORK - NUMBERS 3 through 6

3. Motion 2012-0573

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$6,584,250.21 and acceptance of work on contract with **SPAW GLASS CONSTRUCTION CORPORATION** for HPD Fondren Police Station - District 17 - 4.58% over the original contract amount and under the 5% contingency - **DISTRICT K - GREEN**

4. Motion 2012-0568

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$62,042.50 and acceptance of work on contract with **RESICOM, INC** for On-Call Clearing and Grubbing-Work Order Contract - 68.98% under the original contract amount **DISTRICT H - GONZALEZ**

5. Motion 2012-0569

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$487,761.02 and acceptance of work on contract with **ENVIROWASTE SERVICES GROUP, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 0.18% under the original contract amount

6. Motion 2012-0570

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$587,499.64 and acceptance of work on contract with **PIPELINE VIDEO INSPECTION, LLC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 1.47% under the original contract amount

PROPERTY - NUMBER 7

7. Motion 2012-0571

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tracy Youngblood, Brown and Gay Engineers, Inc., on behalf of Waste Corporation of Texas, L.P. (Steve Seed, Region Vice President), Bulldog Tire Recycling, Inc. (Theodore Theilen, President), and Novus Wood Group, I, L.P. (William H. Winters, President), for abandonment and sale of the northern portion of Haynesworth Lane, from Old Genoa-Red Bluff Road south to its terminus, ±8,475 square feet of the southern portion of Haynesworth Lane, two cul-de-sacs, and a 55-foot-wide drainage easement, in exchange for conveyance to the City of right-of-way for and construction of a cul-de-sac, all located in the J. O. Ross Subdivision, out of the H. C. Burnett Survey, A-1063, and/or Genoa Gardens Subdivision, out of the H.C.M.R., H.T. & B. R.R. Company Survey, A-387 Parcels SY12-040A through SY12-040E, SY12-089 and AY12-092 - **DISTRICT E - SULLIVAN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 11A

8. Motion 2012-0574

DACO FIRE EQUIPMENT, INC for Aircraft Rescue and Firefighting Vehicle from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Houston Airport System - \$937,000.00 - Enterprise Fund

9. Motion 2012-0572

VERMEER EQUIPMENT OF TEXAS, INC d/b/a VERMEER-TEXAS LOUISIANA for Trailer-Mounted Brush Chipper and a Trailer-Mounted Vacuum System through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Houston Airport System \$84,570.99 - Enterprise Fund

10. Ordinance 2012-0625

ORDINANCE appropriating \$200,000.00 out of Fire Consolidated Construction Fund for Purchase of Construction Services for Heating, Ventilation and Air Conditioning System Replacements at Fire Station Nos. 7, 28, 51 and the Val Jahnke Training Facility for the General Services Department

a. Motion 2012-0575

BASELINE PAVING AND CONSTRUCTION, INC for Construction Services for Heating, Ventilation and Air Conditioning System Replacements at Fire Station Nos. 7, 28, 51 and the Val Jahnke Training Facility through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for General Services Department - \$195,519.75 and contingencies for a total amount not to exceed \$200,000.00 - **DISTRICTS D - ADAMS; J - LASTER and I - RODRIGUEZ**

11. Council Member Pennington tagged

ORDINANCE approving and authorizing contract Addendum No. 2 between the City of Houston, the **STATE OF TEXAS** and the **U.S. BANK NATIONAL ASSOCIATION, ND**, for City participation in the State of Texas Fuel Card for Fleet Services Program

a. Council Member Pennington tagged

APPROVE spending authority in an amount not to exceed \$39,000,000.00 for Fuel Cards and related services from the Texas State Council on Competitive Government contract through the State of Texas Cooperative Purchasing Program for Fleet Management Department, awarded to **U.S. BANK NATIONAL ASSOCIATION ND**

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 24

12. Resolution 2012-0021

RESOLUTION approving Bylaws for **HOUSTON FORENSIC SCIENCE LGC, INC.**, A Local Government Corporation

13. Resolution 2012-0020

RESOLUTION of the City Council of the City of Houston, Texas approving the issuance of Tax-Exempt Revenue Refunding Bonds by **MISSION ECONOMIC DEVELOPMENT CORPORATION** on behalf of **REPUBLIC SERVICES, INC** - **DISTRICTS B - DAVIS; E - SULLIVAN and K - GREEN**

RESOLUTIONS AND ORDINANCES - continued

14. Ordinance 2012-0626

ORDINANCE directing the Department of Planning and Development to prepare a Service Plan that provides for the extension of municipal services into certain territory in the vicinity of the Commons of Lake Houston near Kingwood Drive on the East Side of Lake Houston, in Harris County, Texas; calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston to annex certain territory in the vicinity of the Commons of Lake Houston near Kingwood Drive on the East Side of Lake Houston, in Harris County, Texas; providing for the publication of notice of such hearings - **DISTRICT E - SULLIVAN**

15. Ordinance 2012-0620

ORDINANCE approving and authorizing Master Contractor Agreement between the City of Houston and **JOSHUA DADE CONTRACTORS CORPORATION**, as contractor for Reconstruction of twenty-three (23) homes; providing \$2,006,917.00 of Community Development Block Grant (Disaster Recovery) Funds for the reconstruction of twenty-two (22) single family homes; providing \$86,317.00 in Community Development Block Grant Funds for the reconstruction of one (1) single family home; approving and authorizing the form of reconstruction agreements for each of the single family homes; authorizing the Director of the Housing and Community Development Department to approve plans and budgets for each property to be reconstructed - **DISTRICTS B - DAVIS; D - ADAMS; H - GONZALEZ; I - RODRIGUEZ and K - GREEN**

16. Ordinance 2012-0627

ORDINANCE amending City of Houston Ordinances Nos. 2002-512 passed June 12, 2002, 2004-685 passed June 30, 2004, 2006-628 passed June 14, 2006, 2007-648 passed June 6, 2007, 2008-385 passed April 30, 2008, 2009-420 passed May 13, 2009, 2010-372 passed May 12, 2010, and 2011-281 passed April 25, 2011, which approved and authorized the submission to the United States Department of Housing and Urban Development of the 2002, 2004, 2006, 2007, 2008, 2009, 2010 and 2011 Consolidated Annual Plans, including the Home Investment Partnerships Program Grant applications

17. Ordinance 2012-0628

ORDINANCE approving second amendment to Lease and Development Agreement between the City of Houston, Texas, and **HOUSTON AQUARIUM, INC**, with Joinders by Landry's Inc and Landry's Management, L.P., relating to development of the City Fire Alarm Building Property and Settlement of a Tax Abatement Dispute - **DISTRICT H - GONZALEZ**

18. Ordinance 2012-0629

ORDINANCE amending Ordinance No. 2011-800 to increase the maximum contract amount for the second phase of contract between the City of Houston and **ALVAREZ & MARSAL BUSINESS CONSULTING, LLC** for Consulting Services for Citywide Accounts Receivables and Collections Improvement for the Finance Department; approving and authorizing the reimbursement of the Miscellaneous Capital Projects/Acquisitions Commercial Paper Series E Fund (Fund 4039) in the amount of \$1,147,183.65 by authorizing the transfer from the General Fund to Fund 4039 - \$1,460,000.00 General Fund

19. Ordinance 2012-0621

ORDINANCE appropriating \$859,266.40 out of Equipment Acquisition Consolidated Fund and approving and authorizing a supplemental schedule to an agreement between the City of Houston and **DELL FINANCIAL SERVICES, LLC** for Microsoft Software and License Maintenance Services for the Fleet of City Desktops; authorizing the issuance of purchase order(s) for the purchase of software

RESOLUTIONS AND ORDINANCES - continued

20. Council Member Green tagged

ORDINANCE approving and authorizing amendment to agreement between the City of Houston and **GOWAN, INC** for Backflow Preventers Certification, Testing and Repair Services (Approved by Ordinance No. 2007-1127)

21. Ordinance 2012-0622

ORDINANCE appropriating \$100,000.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 3 to contract between the City of Houston and **AMANI ENGINEERING, INC**, for Professional Engineering Services for Upgrade of Sanitary Sewer Lift Stations and Storm Water Lift Stations at George Bush Intercontinental Airport/Houston (Project No. 638) - **DISTRICT B - DAVIS**

22. Ordinance 2012-0623

ORDINANCE appropriating \$426,000.00 out of Parks Consolidated Construction Fund and \$465,336.00 out of Parks & Recreation Dedication Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for Briarmeadow Park; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for construction management, engineering testing services, Civic Art Program, and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund and Parks & Recreation Dedication Fund - **DISTRICT F - HOANG**

23. Ordinance 2012-0624

ORDINANCE appropriating \$166,240.00 from Street & Traffic Control and Storm Drainage DDSRF; approving and authorizing Public Highway At-Grade Crossing Agreement between the City of Houston, Texas, and **UNION PACIFIC RAILROAD COMPANY** for Reconstruction of Harvey Wilson Drive from Lockwood Drive to Clinton Drive - **DISTRICT H - GONZALEZ**

24. Ordinance 2012-0630

ORDINANCE appropriating \$4,770,913.00 out of Houston Airport Improvement Fund and awarding construction contract to **BOYER, INC** for Storm Water & Sanitary Sewer Lift Stations Upgrade and Sanitary Sewer Re-routing in Central Cargo Area at George Bush Intercontinental Airport/Houston (Project Nos. 638A & 698); 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 services and for contingencies relating to construction of facilities financed by such funds **DISTRICT B - DAVIS**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Hoang 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

**07/03/2012 - Mayor Parker out of the City on City business
Council Member Brown absent on City business
Council Member Hoang absent on personal business
Council Member Noriega absent due to being ill
Mayor Pro-tem Gonzalez presiding**