

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 24, 2010 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2010-0619 to 2010-0636
ORDINANCES – 2009-0678 to 2009-0686
RESOLUTIONS – 2010 to 2010-0054

2010-0618-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Noriega

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

Motion 2010-0619 – Procedural motion
Motion 2010-0620 – Procedural motion
Motion 2010-0621 – Procedural motion
Motion 2010-0622 – Procedural motion
Motion 2010-0623 – Procedural motion
Motion 2010-0624 – Procedural motion
Motion 2010-0625 – Procedural motion
Motion 2010-0626 – Procedural motion
Motion 2010-0627 – Procedural motion
Motion 2010-0628 – Procedural motion
Motion 2010-0629 – Procedural motion

MATTERS RELATING TO THE NOVEMBER 2, 2010 ELECTION

1. Ordinance 2010-0678

ORDINANCE ordering a Special Election to be held on November 2, 2010, for the purpose of submitting to the qualified voters of the City of Houston, Texas, a proposition to amend the City Charter to prohibit the use of Photographic Traffic Signal Enforcement Systems (Red Light Cameras)

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 25, 2010 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 17

MISCELLANEOUS - NUMBERS 2 and 3

2. **Motion 2010-0634**
REQUEST from Mayor for confirmation of the appointment of **MR. JOSEPH G. SOLIZ**, to Position One on the **CIVIL SERVICE COMMISSION** for a term to expire June 14, 2013
3. **Motion 2010-0630**
RECOMMENDATION from Director of Human Resources Department for approval of the Holiday Schedule for Calendar Year 2011

ACCEPT WORK - NUMBERS 4 and 5

4. **Motion 2010-0631**
RECOMMENDATION from Interim Director General Services Department for approval of final contract amount of \$32,137.00 and acceptance of work on contract with **INLAND ENVIRONMENTS, LTD.**, for Asbestos Abatement and Demolition at Kingwood Library **DISTRICT E - SULLIVAN**
5. **Motion 2010-0632**
RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,803,242.26 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Grid Extensions along North Park, N. Wayside, Mt. Houston, Homestead and Winfield - 1.64% under the original contract amount - **DISTRICTS B - JOHNSON and E - SULLIVAN**

PURCHASING AND TABULATION OF BIDS - NUMBER 6

6. **Motion 2010-0633**
ORACLE USA, INC for Oracle Technical Support Services through the City's Master Agreement with the Texas Department of Information Resources for the Information Technology Department \$309,820.50 - Central Services Revolving Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 7 through 17

7. **Resolution 2010-0053**
RESOLUTION approving and authorizing nomination of **CAMERON INTERNATIONAL CORPORATION** to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as an Enterprise Project
8. **Resolution 2010-0054**
RESOLUTION approving and authorizing nomination of **JPMORGAN CHASE BANK, NATIONAL ASSOCIATION** to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as an Enterprise Project
9. **Ordinance 2010-0683**
ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Public Parking Commission; dissolving the Commission and **AMENDING CHAPTER 33 OF THE CODE OF ORDINANCES** to transfer certain of the Commission's responsibilities to the Planning Commission; containing findings and other provisions relating to the foregoing subject; containing a repealer; providing for severability

RESOLUTIONS AND ORDINANCES - continued

10. Council Member Jones tagged

ORDINANCE approving Oil and Gas Lease with **SOUTHERN STAR EXPLORATION, LLC**, as Lessee, for prospecting for and producing oil and gas from the City's Herman Brown Park, Brock Park, parts of Maxey Park, and Public Works McCarty Road Service Center - **DISTRICTS B - JOHNSON and I - RODRIGUEZ**

11. Council Member Jones tagged

ORDINANCE appropriating \$2,204,176.69 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 administrative expenses, payments to Houston Independent School District, and payment to certain redevelopment authorities as provided herein

12. Ordinance 2010-0679

ORDINANCE approving and authorizing Master Services Agreement between the City of Houston and **ADP, INC** for Payroll Services - 1 Year with two one-year options - \$97,500.00 - Central Services Revolving Fund

13. Ordinance 2010-0684

ORDINANCE awarding contract to **RUSH TRUCK CENTERS OF TEXAS, L.P. dba RUSH TRUCK CENTER, HOUSTON** for Peterbilt Truck Repair Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$624,975.00 - Fleet Management Fund

14. Ordinance 2010-0680

ORDINANCE approving and authorizing Maintenance Agreement between the City and the **GREATER SHARPSTOWN MANAGEMENT DISTRICT** for Right of Way Improvements **DISTRICTS C - CLUTTERBUCK; F - HOANG and G - PENNINGTON**

15. Ordinance 2010-0685

ORDINANCE de-appropriating \$104,767.00 of Street & Bridge Consolidated Construction Funds from a Construction Management At Risk Contract with **JE DUNN SOUTH CENTRAL, INC** for Right-of-Way and Fleet Maintenance Facilities Expansion (Approved by Ordinance No. 2009-746), appropriating \$104,767.00 out of Street & Bridge Consolidated Construction Funds to the CIP Salary Recovery Fund for Project Management Costs associated with Right-of-way and Fleet Maintenance Facilities Expansion Project for FY 2010 and FY 2011 - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

16. Ordinance 2010-0681

ORDINANCE appropriating \$41,280.00 out of General Improvement Consolidated Construction Fund; awarding construction contract to **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank Removal at Bureau of Animal Regulation and Care (B.A.R.C.); 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 project management and construction oversight, and contingencies relating to construction of facilities financed by the General Improvement Consolidated Construction Fund **DISTRICT B - JOHNSON**

17. Ordinance 2010-0682 – Passed first reading

ORDINANCE granting to **GI ENVIRONMENTAL VACUUM SERVICE, 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 **FIRST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 18 through 20

Motion 2010-0635 – Call the question on Item 18

18. Ordinance 2010-0686

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **NORTH FOREST INDEPENDENT SCHOOL DISTRICT** under the American Recovery and Reinvestment Act for Installation of New Energy Efficient Roof - \$1,500,000.00 - American Recovery and Reinvestment Act Fund - **DISTRICT B - JOHNSON**
TAGGED BY COUNCIL MEMBER CLUTTERBUCK
This was Item 21 on Agenda of August 18, 2010

Written motion by Council Member Stardig to amend Item 19 as follows:

“Section 1.04. Government Requirements and Approvals. DEVELOPER will apply for and use its best efforts to obtain, at its own expense, any and all necessary subdivision plats, permits, licenses, variances and approvals that are necessary to construct the Project, including any environmental controls. DEVELOPER shall satisfy all permitting requirements, including but not limited to detention and building permitting requirements.”
– **Council Member Stardig tagged**

19. Motion 2010-0636 – Postpone one (1) week

ORDINANCE approving agreement between the City of Houston, Texas and **INTOWN HOMES, LTD.** pursuant to Chapter 380 of the Texas Local Government Code for Economic Development Assistance for development of three residential subdivisions in the City - **DISTRICTS A - STARDIG and H - GONZALEZ** - **TAGGED BY COUNCIL MEMBER GONZALEZ**
This was Item 23 on Agenda of August 18, 2010

MATTERS HELD - continued

20. Council Member Jones tagged

ORDINANCE approving and authorizing contract between the City of Houston and **GT DISTRIBUTORS, INC** for Conducted Energy Devices (Tasers), Accessories, Supplies and Repair Services for the Houston Police Department; providing a maximum contract amount 5 Years - \$4,452,310.25 - General Fund

TAGGED BY COUNCIL MEMBERS BRADFORD and ADAMS

This was Item 27 on Agenda of August 18, 2010

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

8/24/2010 – Council Members Adams, Pennington and Castillo absent on personal business

8/25/2010 – Council Members Adams, Pennington, Castillo absent on personal business

Council Member Sullivan absent on City business