

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 12, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS – 2011-0284 to 2011-0294
ORDINANCES - 2011-0255 to 2011-0272
RESOLUTION – None

2011-0283-1

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 2011-0284 – Procedural motion

Motion 2011-0285 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 13, 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.

1. Motion 2011-0294 – Close hearing

PUBLIC HEARING relative to establishment of Council Member District Boundaries as required by Article V, Section 3 of the Charter of the City of Houston, Texas

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 29

ACCEPT WORK - NUMBERS 2 through 5

2. **Motion 2011-0286**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,864,038.11 and acceptance of work on contract with **TRIPLE B SERVICES, L.L.P.** for Neighborhood Street Reconstruction Project 466 - 2.70% under the original contract amount - **DISTRICT G - PENNINGTON**

3. **Motion 2011-0287**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,866,168.32 and acceptance of work on contract with **TRAFFIC SYSTEMS CONSTRUCTION, INC** for North Zone Traffic Signal Construction - 7.67% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG and G - PENNINGTON**

4. **Motion 2011-0288**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,388,815.69 and acceptance of work on contract with **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods (4257-52) - 0.44% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON and H - GONZALEZ**

5. **Motion 2011-0289**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$553,428.61 and acceptance of work on contract with **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 1.37% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 9A

6. **Motion 2011-0290**

ENVISION CMOSRAY, LLC for Portable Digital X-Ray System from the General Services Administration Schedule 84 contract through the Cooperative Purchasing Program for the Houston Police Department - \$59,010.17 - Grant Fund

7. **Council Member Jones tagged**

HAHN EQUIPMENT CO., INC - \$850,515.00, **JERSEY EQUIPMENT COMPANY OF HOUSTON, INC** - \$161,269.00, **JDC FLUID EQUIPMENT** - \$236,789.00, **NEWMAN REGENCY GROUP** - \$82,864.00, **PUMP SOLUTIONS, INC** - \$863,605.00, **PUMPS & EQUIPMENT OF TEXAS** - \$90,718.00 and **SMITH PUMP CO.** - \$60,266.00 for Various Types and Size Pumps for Department of Public Works & Engineering - \$2,346,026.00 - Enterprise Fund

8. **Ordinance 2011-0255**

ORDINANCE appropriating \$1,100,000.00 out of Street & Bridge Consolidated Construction Fund (Approved by CM 2010-0613) for Purchase of Installation Services for a WiMAX Radio System for the Public Works & Engineering Department

a. **Motion 2011-0291**

CRYSTAL COMMUNICATIONS, LTD. - \$935,301.60 and **JTS** - \$164,698.40 for Installation Services for WiMax Radio System for the Department of Public Works & Engineering

PURCHASING AND TABULATION OF BIDS - continued

9. Ordinance 2011-0256

ORDINANCE appropriating \$763,180.00 out of Reimbursement of Equipment / Projects Fund for Stage III of the Houston Permitting Center Project (Approved by Ordinance No. 2010-0749)

a. Motion 2011-0292

GARTEK INC for Hardware, Software and Integration Associated with Stage III of the Houston Permitting Center Project

ORDINANCES - NUMBERS 10 through 29

10. Council Member Jones tagged

ORDINANCE **AMENDING RULE 6 OF SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to a code of conduct applicable to council members; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a repealer

11. Ordinance 2011-0257

ORDINANCE approving and authorizing submission of application for grant assistance to the Governor's Criminal Justice Division for the Juvenile Justice and Delinquency Prevention Program; declaring the City's eligibility for such grant; authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

12. Pulled - Not Considered

ORDINANCE approving and authorizing agreement between the City of Houston and **556 LINDA VISTA, L.P.** providing a Performance Based Loan of Federal Community Development Block Grant Disaster Relief Program Funds in an amount up to \$12,500,000.00 for the rehabilitation of 488 units at a 556 unit apartment property located in the 5500 block of DeSoto Street, Houston, Texas, of which 284 units will be restricted to occupancy by households with incomes at or below 80% of area median income - **DISTRICT B - JOHNSON**

13. Ordinance 2011-0258

ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON VOLUNTEER LAWYERS PROGRAM, INC** to provide \$150,000.00 in Housing Opportunities for Persons With AIDS Funds for Legal Supportive Services - **DISTRICT I - RODRIGUEZ**

14. Ordinance 2011-0259

ORDINANCE appropriating \$65,000.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing sole source contract between the City of Houston and **ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC** for an Enterprise License Agreement and related services for the Planning & Development Department; providing a maximum contract amount - 3 Years - Maximum contract amount \$2,145,000.00 - Central Service Revolving and Equipment Acquisition Consolidated Funds

15. Council Member Jones tagged

ORDINANCE amending Ordinance No. 2007-0127 (Passed on January 31, 2007) to increase the maximum contract amount for contract between the City of Houston and **HOUMA ARMATURE WORKS HOUSTON, LLC (Formerly GHX POWER SYSTEMS, LLC)** for Electric Motor Repair Services for the Public Works & Engineering Department - \$654,593.00 - Enterprise Fund

ORDINANCES - continued

16. Ordinance 2011-0260

ORDINANCE amending Ordinance No. 2006-0974 to increase the maximum contract amount for contract between the City of Houston and **MOTIVA ENTERPRISES LLC** for Low Emission Diesel Fuel and Unleaded Gasoline for Various Departments - \$10,500,000.00 - Central Service Revolving Fund

17. Ordinance 2011-0261

ORDINANCE amending Ordinance No. 2006-0975 to increase the maximum contract amount for contract between the City of Houston and **OIL PATCH-BRAZOS VALLEY, INC** for Fuel Transportation Services for Various Departments - \$96,000.00 - Central Service Revolving Fund

18. Ordinance 2011-0271

ORDINANCE approving and authorizing contract between the City of Houston and **AMERESCO SOLAR SOLUTIONS, INC** for Purchase and Installation of Emergency Solar Generators to designated sites - \$1,352,525.00 - American Recovery and Reinvestment Act Fund

19. Ordinance 2011-0272

ORDINANCE authorizing the sale of an easement (Parcel SY11-012) to Harris County Municipal Utility District No. 424 over a 375 square foot parcel of land in the City-owned Northeast Water Purification Plant, located in the Victor Blanco Five League Grant, A-2, Houston, Harris County, Texas, in consideration of payment of \$300.00 and other consideration to the City - **DISTRICT E - SULLIVAN**

20. Ordinance 2011-0262

ORDINANCE appropriating \$746,028.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **ITRON, INC** for Radio Automated Meter Reading and Fixed Network/Advanced Meter Infrastructure Systems (Approved by Ordinance No. 98-575)

21. Ordinance 2011-0263

ORDINANCE appropriating \$253,972.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **BADGER METER, INC** for Water Meters and Water Meter Replacement Parts (Approved by Ordinance No. 2010-183)

22. Ordinance 2011-0264

ORDINANCE appropriating \$288,351.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **IDC, INC** for Design of Pinemont Drive: Ella Street to North Shepherd Drive; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON**

23. Ordinance 2011-0265

ORDINANCE appropriating \$333,484.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **GUNDA CORPORATION, L.L.C.** for Reconstruction of Wallisville Road from Lockwood to IH-610; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GONZALEZ**

ORDINANCES - continued

24. Ordinance 2011-0266

ORDINANCE appropriating \$57,500.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LANDTECH CONSULTANTS, INC** for Street and Bridge Program Management / Technical Studies Survey for sidewalks and bikeways; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

25. Ordinance 2011-0267

ORDINANCE approving the change of control of **NORTHLAND CABLE PROPERTIES, INC** that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston pursuant to City of Houston Ordinance No. 2002-1083

26. Ordinance 2011-0268 – Passed first reading

ORDINANCE granting to **HOA VINH TRAN dba A-EVERGREEN 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 - **FIRST READING**

27. Ordinance 2011-0269 – Passed first reading

ORDINANCE granting to **FRANCISCO R. PADILLA dba FRP TRUCKING, 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 - **FIRST READING**

28. Ordinance 2011-0270 – Passed first reading

ORDINANCE granting to **PIPELINE VIDEO INSPECTION LLC, A Foreign For-Profit Limited Liability Company**, 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**

29. Ordinance 2011-0249 – Passed second reading

ORDINANCE NO. 2011-249, passed first reading April 6, 2011

ORDINANCE granting to **DAVID R. PATTERSON d/b/a DUMPSTER DAVE, INC, 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 - **SECOND READING AS AMENDED**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MISCELLANEOUS

30. Motion 2011-0293

MOTION to set a date not less than seven days from April 20, 2011, to receive nominations for City Council Appointees to the Rebuild Houston Oversight Committee

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

- 4/12/2011 – Council Member Clutterbuck absent due to death in family
Council Member Sullivan absent on City business**
- 4/13/2011 – Council Member Clutterbuck absent due to death in family**