

AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 15, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2011-0102 to 2011-0123
ORDINANCES - 2011-0109 to 2011-0118
RESOLUTION – None

2011-0101-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Costello

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 2011-0102 – Procedural motion
Motion 2011-0103 – Procedural motion
Motion 2011-0104 – Procedural motion
Motion 2011-0105 – Procedural motion
Motion 2011-0106 – Procedural motion
Motion 2011-0107 – Procedural motion
Motion 2011-0108 – Procedural motion
Motion 2011-0109 – Procedural motion
Motion 2011-0110 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - FEBRUARY 16, 2011 - 9:00 A. M.

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

Motion 2011-0111 – Suspend rules to consider the consent agenda prior to the hearing

HEARING - 9:00 A.M.

Motion 2011-0117 – Suspend rules to hear from Asst. Chief Timothy Oettmeier relative to Item 1

1. **Motion 2011-0118**

HEARING for **JUSTICE TRAX** to protest award to Porter Lee Corporation for Laboratory Information Management System for the Police Department – **Recess Item 1 to the next meeting**

Motion 2011-0119 – Suspend rules to continue with the Agenda prior to the Mayor’s Report

MAYOR’S REPORT - Collections

CONSENT AGENDA NUMBERS 2 through 24

MISCELLANEOUS - NUMBER 2

2. Motion 2011-0120

RECOMMENDATION from Fire Chief to approve the sale of Decommissioned Firefighting Bunker Gear to the Sister City of Guayaquil, Ecuador

ACCEPT WORK - NUMBERS 3 through 5

3. Council Member Jones tagged

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$392,745.00 and acceptance of work on contract with **ARC ABATEMENT, INC** for Asbestos Abatement at 1200 Travis Parking Garage - 4.90% over the original contract amount **DISTRICT I - RODRIGUEZ**

4. Council Member Jones tagged

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$137,167.60 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Fuel System Upgrade at Solid Waste Maintenance Facilities 2.42% over the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK and H - GONZALEZ**

5. Motion 2011-0112

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$825,418.25 and acceptance of work on contract with **CHIEF SOLUTIONS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 1.49% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; F - HOANG; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**

PROPERTY - NUMBER 6

6. Motion 2011-0113

RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. Hong C. Hoang and Luyen T. Nguyen, et al., Cause No. 946,541; for acquisition of Parcel AY8-115; for the **HOMESTEAD ROAD GRADE SEPARATION PROJECT (Ley Road - Firnat Street)** - **DISTRICT B - JOHNSON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 9A

7. Motion 2011-0114

ARAMARK CORRECTIONAL SERVICES, LLC for Purchase of Jail Food Services for the Houston Police Department - \$166,000.00 - General Fund

8. Motion 2011-0115

EAGLE COPTERS, LTD. for a Refurbished Twin-Engine Helicopter for the Houston Police Department - \$8,236,301.00 - Grant Funds

PURCHASING AND TABULATION OF BIDS - continued

9. Ordinance 2011-0109

ORDINANCE appropriating \$73,803.90 out of Water & Sewer System Consolidated Construction Fund for Emergency Replacement of a 16" Back Flow Valve and Water Line Repair for the Public Works & Engineering

a. Motion 2011-0116

REYTEC CONSTRUCTION RESOURCES, INC for Emergency Replacement of a 16" Back Flow Valve and Water Line Repair for the Department of Public Works & Engineering - Enterprise Fund

ORDINANCES - NUMBERS 10 through 24

10. Ordinance 2011-0114

ORDINANCE amending Ordinance Nos. 2008-385 and 2009-420, passed April 30, 2008 and May 13, 2009, respectively, which approved and authorized the submission of the 2008 and 2009 Consolidated Action Plans, including the Housing Opportunities for Persons With AIDS Grant Applications

11. Ordinance 2011-0115

ORDINANCE approving and authorizing agreement between the City of Houston and **IBN SINA FOUNDATION, INC** to provide a grant of \$1,200,000.00 in Community Development Block Grant Funds for partial funding of land acquisition and construction of a building to be located at 16345 South Post Oak Road which is to be used as a Community Health Clinic whose services will benefit low to moderate income families in the Southwest Houston Area - **DISTRICT D - ADAMS**

12. Ordinance 2011-0116

ORDINANCE approving and authorizing submission of an application for grant assistance to the **U.S. JUSTICE DEPARTMENT, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS)**, for the FY2010 COPS Hiring Program for the Houston Police Department; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

13. Council Member Jones tagged

ORDINANCE amending Ordinance No. 2009-1359 to increase the maximum contract amount for contract between the City and **RON SMITH & ASSOCIATES, INC** for Latent Print Support services - \$300,000.00 - General Fund

14. Council Member Jones tagged

ORDINANCE amending Ordinance No. 2010-0223 (Passed by City Council on March 24, 2010) to increase the maximum contract amount; approving and authorizing first amendment to contract between the City of Houston and **BUSINESS ENTERPRISE MAPPING, INC** for Consulting Services to attain ISO 9001:2008 Certification for the Houston Police Department Emergency Communications and Property and Supply Divisions - \$35,900.00 - General Fund

15. Council Members Clutterbuck and Rodriguez tagged

ORDINANCE approving Tri-Party Development Agreement between **BUFFALO BAYOU PARTNERSHIP, HARRIS COUNTY FLOOD CONTROL DISTRICT** and the City of Houston concerning the Greenway on Buffalo Bayou Project - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ**

ORDINANCES - continued

16. Ordinance 2011-0110

ORDINANCE amending Ordinance Number 2010-768 to increase the maximum contract amount for contract between the City of Houston and **HARRIS COUNTY** relating to the Joint Elections held on November 2, 2010 - \$7,153.94 - General Fund

17. Council Member Jones tagged

ORDINANCE appropriating \$175,000.00 out of Street & Bridge Consolidated Construction Fund and \$132,000.00 out of Water & Sewer System Consolidated Construction Fund and awarding contract to **SET ENVIRONMENTAL, INC** for Handling and Disposal of Hazardous Materials for Various Departments; establishing a maximum contract amount - 3 Years with two one-year options - \$2,194,454.19 - General, Enterprise and Revolving Funds

18. Ordinance 2011-0111

ORDINANCE appropriating \$75,000.00 out of General Improvement Consolidated Construction Fund, \$50,000.00 out of Public Health Consolidated Construction Fund, \$50,000.00 Public Library Consolidated Construction Fund, and \$105,000.00 out of Police Consolidated Construction Fund and amending Ordinance No. 2008-0374 (Passed April 30, 2008) to increase the maximum contract amount and approving first amendment to contract between the City of Houston and **BRAVE/ARCHITECTURE INC** for Architectural Services Task Order Contract for Various City Departments

19. Council Member Clutterbuck tagged

ORDINANCE appropriating \$1,601,325.00 out of Parks Consolidated Construction Fund; awarding construction contract to **CARRERA CONSTRUCTION, INC** for Sagemont 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 engineering and materials testing services, air monitoring services, Civic Art Program and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund and Texas Parks and Wildlife Department Fund \$1,000,000.00 - Grant Fund - **DISTRICT E - SULLIVAN**

20. Ordinance 2011-0112

ORDINANCE appropriating \$230,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ENTECH CIVIL ENGINEERS, INC** for On-Call Citywide Rehabilitation and Replacement of Bridge Structures/Roadways; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

21. Ordinance 2011-0113

ORDINANCE appropriating \$1,592,300.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to the Professional Engineering Services Contract between the City of Houston and **CHIANG, PATEL & YERBY, INC** for On-Call Engineering for Water/Wastewater Utility Facilities Improvements (Approved by Ordinance Nos. 2007-0216 and 2008-0061)

22. Ordinance 2011-0117

ORDINANCE approving and authorizing contract between the City of Houston and **MEDORA ENVIRONMENTAL, INC dba SOLARBEE, INC** for Maintenance and Support Services for Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$331,540.00 - Enterprise Fund

ORDINANCES - continued

23. Council Member Jones tagged

ORDINANCE appropriating \$545,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RESICOM, INC** for Chemical Feed Station Repairs and Containment Walls at Dollywright, Garden Villas and Eddington Lift Stations; 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 B - JOHNSON and I - RODRIGUEZ**

24. Ordinance 2011-0102 – Passed second reading

ORDINANCE No. 2011-102 passed first reading February 9, 2011

ORDINANCE granting to **SOS LIQUID WASTE HAULERS, LTD, 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 - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 25

MISCELLANEOUS

25. Motion 2011-0121

SET A HEARING DATE relating to proposed amendments to Article VI, Chapter 9 of the Code of Ordinances, to amend land use regulations in the vicinity of George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Airport - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**
HEARING DATE - WEDNESDAY - MARCH 9, 2011 - 9:00 A.M.

MATTERS HELD - NUMBERS 26 through 28

26. Motion 2011-0122 – Adopt

MOTION by Council Member Lovell/seconded by Council Member Gonzalez to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$17,086,999.40 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Storm Drainage Improvements in the Fonn Villas Subdivision - 4.99% over the original contract amount - **DISTRICT G - PENNINGTON**
TAGGED BY COUNCIL MEMBER PENNINGTON
This was Item 3 on Agenda of February 9, 2011

MATTERS HELD - continued

27. Ordinance 2011-0118

ORDINANCE approving and authorizing Lease Agreement by and between the City of Houston, Texas (“Lessor”) and the **HONORABLE SHEILA JACKSON LEE**, as (“Lessee”) for space in the Acres Homes Multi-Service Center located at 6719 W. Montgomery Road, Houston, Harris County, Texas - **DISTRICT B - JOHNSON** - **TAGGED BY COUNCIL MEMBER STARDIG**

This was Item 16 on Agenda of February 9, 2011

28. Motion 2011-0123 – Refer back to the Administration

ORDINANCE approving and authorizing contract between the City of Houston and **BICKERSTAFF HEATH DELGADO ACOSTA, LLP** for Legal Services relating to redistricting issues; providing a maximum contract amount - \$100,000.00 - General Fund

TAGGED BY COUNCIL MEMBERS ADAMS, JONES and NORIEGA

This was Item 17 on Agenda of February 9, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Sullivan 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

2/15/2011 – All Present

2/16/2011 – Council Member Sullivan absent on City business