

AGENDA - COUNCIL MEETING - TUESDAY - JUNE 21, 2011 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2011-0469 to 2011-0520
ORDINANCES - 2011-0489 to 2011-0547
RESOLUTION – None

2011-0468-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Rodriguez

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 2011-0469 – Procedural motion
Motion 2011-0470 – Procedural motion
Motion 2011-0471 – Procedural motion
Motion 2011-0472 – Procedural motion
Motion 2011-0473 – Procedural motion
Motion 2011-0474 – Procedural motion
Motion 2011-0475 – Procedural motion
Motion 2011-0476 – Procedural motion
Motion 2011-0477 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JUNE 22, 2011 - 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 1 through 61

ACCEPT WORK - NUMBERS 1 through 4

1. Motion 2011-0483

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$4,481,860.58 and acceptance of work on contract with **TEAL CONSTRUCTION COMPANY** for Bracewell Library - 3.62% under the guaranteed maximum price - **DISTRICT E - SULLIVAN**

ACCEPT WORK - continued

2. Motion 2011-0478

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$7,772,828.00 and acceptance of work on contract with **DIVISION ONE CONSTRUCTION LLC** for Cullen Maintenance Facility - 3.85% over the original contract amount **DISTRICT D - ADAMS**

3. Motion 2011-0479

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,737,478.62 and acceptance of work on contract with **TOTAL SITE, INC** for Neighborhood Street Reconstruction Project 462 - 0.07% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON and H - GONZALEZ**

4. Motion 2011-0484

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,710,274.14 and acceptance of work on contract with **BEYER CONSTRUCTION , L.L.P.** for Wilcrest Drive Rehabilitation from Bellaire Blvd. to Beechnut Street 0.34% under the original contract amount - **DISTRICT F - HOANG**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 7

5. Motion 2011-0480

ELECTRIC TRANSPORTATION ENGINEERING CORPORATION dba ECOTALITY NORTH AMERICA for Electric Vehicle Supply Equipment for the Fleet Management Department \$156,568.00 and contingencies for a total amount not to exceed \$164,396.40 - Grant Fund

6. Motion 2011-0481

PROVIDENCE ENGINEERING AND ENVIRONMENTAL GROUP, LLC for Equipment, Maintenance and Installation; and Integration of Equipment and Software for the Mobile Ambient Air Monitoring Laboratory for the Houston Department of Health & Human Services - \$183,900.00 Grant Fund

7. Motion 2011-0482

ARAMARK CORRECTIONAL SERVICES, LLC for Emergency Purchase Order for Jail Food Services for the Houston Police Department - \$155,000.00 - General Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 8 through 61

8. Council Members Costello and Bradford tagged

RESOLUTION supporting the implementation activities by the Bacteria Implementation Group (more commonly known as the "BIG") for local watersheds in Houston, Texas, that do not meet the water quality standards for bacteria

9. Ordinance 2011-0489

ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to scheduled ground transportation licenses; containing findings and other provisions relating to the foregoing subject; providing for severability

10. Ordinance 2011-0490

ORDINANCE amending Exhibits "A" of City of Houston Ordinance No. 90-1292 (as amended by City of Houston Ordinance No. 2010-989), to amend the Master Classification Ordinance to add four new job classifications and to revise one job classification; providing a repealer; providing for severability

RESOLUTIONS AND ORDINANCES - continued

11. Ordinance 2011-0491

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of two easements; vacating and abandoning the easements to Oct Heights, Ltd., owner, in consideration of its dedication of a sanitary sewer easement and a corner clip, located in the Houston Heights Addition, John Austin League, A-1, Harris County, Texas, payment to the City of \$111,213.00 and other consideration - **DISTRICT H - GONZALEZ**

12. Ordinance 2011-0492

ORDINANCE amending City of Houston Ordinance No. 2010-372, Passed on May 12, 2010, which approved and authorized the submission to the United States Department of Housing and Urban Development of the 2010 Consolidated Action Plan (Also referred to as the 2010-2014 Consolidated Plan and 2010 Action Plan), including a grant application for the Housing Opportunities for Persons With AIDS Program among others

a. Ordinance 2011-0493

ORDINANCE approving and authorizing contract between the City of Houston and **AIDS FOUNDATION HOUSTON, INC**, providing up to \$331,684.00 in Housing Opportunities for Persons with AIDS Funds for the administration and operation of Community Residences, along with the provision of supportive services - **DISTRICT B - JOHNSON**

13. Ordinance 2011-0494

ORDINANCE approving and authorizing contract between the City of Houston and **NEW HOPE COUNSELING CENTER, INC**, providing up to \$169,595.00 in Housing Opportunities for Persons with AIDS Funds for the administration and operation of a Short-Term Rent, Mortgage and Utility Assistance Program and the provision of supportive services

14. Ordinance 2011-0502

ORDINANCE approving and authorizing the submission of application for grant assistance to the **U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS)**, for the FY2011 COPS Hiring Program for the Houston Police Department; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department 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

15. Ordinance 2011-0539

ORDINANCE approving and authorizing an Economic Development Agreement between the City of Houston, Texas, and **HEB GROCERY COMPANY, LP** for the development and operation of a grocery store in the Gulfgate Shopping Center - **DISTRICT I - RODRIGUEZ**

16. Ordinance 2011-0540

ORDINANCE approving and authorizing Special Warranty Deed conveying to the Independent Arts Collaborative a parcel of land located at 3400 Main Street, being all of Block 6 in the Main Street Addition Subdivision, Houston, Harris County, Texas, for \$2,500,000.00 - Revenue **DISTRICT D - ADAMS**

a. Ordinance 2011-0546

ORDINANCE approving and authorizing an Economic Development Agreement between the City of Houston, Texas, and **INDEPENDENT ARTS COLLABORATIVE** for the development, construction, and operation of a Multi-Tenant Performing Arts Facility in the City

17. Council Members Noriega and Jones tagged

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **ABITIBI-CONSOLIDATED CORPORATION** (Approved by Ordinance No. 2005-0736) for the purchase of Comingled Recyclable Materials

RESOLUTIONS AND ORDINANCES - continued

18. Council Members Noriega and Jones tagged

ORDINANCE approving and authorizing second amendment to Lease Agreement between the City of Houston and **CHAMPION RECYCLING CORPORATION** (Approved by Ordinance Nos. 92-0391 and 98-0361) for the construction and operation of a Waste Paper Processing Plant

19. Ordinance 2011-0495

ORDINANCE approving and authorizing Purchase Agreement between the City of Houston and **TRAVELERS INSURANCE COMPANY** for Radio Equipment and Tower Insurance; providing maximum contract amount - 1 Year - \$216,038.00 - Property and Casualty Fund

20. Ordinance 2011-0496

ORDINANCE amending Ordinance No. 2008-0675 (Passed on July 30, 2008) to increase the maximum contract amount for contract between the City of Houston and **DISCOVERY SERVICES OF TEXAS, INC** for Legal Duplicating and Litigation Support Services for the Legal Department \$35,837.35 - Property and Casualty Fund

21. Ordinance 2011-0497

ORDINANCE amending Ordinance No. 2008-964 to increase the maximum contract amount between the City of Houston and **SCHNEIDER ELECTRIC USA, INC (Formerly known as SQUARE D COMPANY)** for Maintenance and Repair Services for Electric 138KV Substations for the Public Works & Engineering Department - \$399,063.50 - Enterprise Fund

22. Ordinance 2011-0498

ORDINANCE awarding contract to **GARTEK TECHNOLOGIES, INC** for the Maintenance and Development of the Integrated Land Management System for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options \$5,200,000.00 - Building Inspection Fund

23. Ordinance 2011-0503

ORDINANCE appropriating \$698,557.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Architectural Services Contract between the City of Houston and **JOHN KIRKSEY ASSOCIATES, ARCHITECTS, INC** for Traffic and Transportation Maintenance Facility Replacement; providing funding for the Civic Art Program, Environmental Consulting Services and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

24. Ordinance 2011-0504

ORDINANCE awarding construction contract to **BUTCH'S WATERPROOFING, L.P.** for 611 Walker Exterior Renovations and Repair; 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 quality assurance inspection services and contingencies relating to construction of facilities financed by the PWE-Water & Sewer System Operating Fund - \$1,174,130.00 - Enterprise Fund - **DISTRICT I - RODRIGUEZ**

25. Ordinance 2011-0499

ORDINANCE appropriating \$930,000.00 out of Parks Consolidated Construction Fund, \$193,000.00 out of Solid Waste Consolidated Construction Fund, \$520,000.00 out of Police Consolidated Construction Fund, \$448,000.00 out of Public Library Consolidated Construction Fund, \$365,000.00 out of Public Health Consolidated Construction Fund, \$469,000.00 out of General Improvement Consolidated Construction Fund, and \$105,000.00 out of Street & Bridge Consolidated Construction Fund, for Project Management Costs

RESOLUTIONS AND ORDINANCES - continued

26. Ordinance 2011-0541

ORDINANCE appropriating \$1,536,009.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing an agreement between the City of Houston, Texas Department of Transportation and **HARRIS COUNTY** for the Construction of Clinton Drive from the Port of Houston Authority Gate 8 Entrance to IH 610; providing funding for CIP Cost Recovery relating to construction financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT I - RODRIGUEZ**

27. Ordinance 2011-0542

ORDINANCE appropriating \$254,246.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing an Interlocal Agreement between the City of Houston and **HARRIS COUNTY** for the Relocation of City of Houston utilities on Gulf Bank Road at Sweetwater Lane; providing funding for CIP Cost Recovery relating to construction financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JOHNSON**

28. Ordinance 2011-0500

ORDINANCE amending Ordinance No. 2011-0181, which prohibited the use of designated groundwater beneath three tracts of land containing 18.180 acres commonly known as 800 Burnett Street, Houston, Texas and portions of Keene Street, Trentem Street (a/k/a Trentham Street), North Main Street, Naylor Street, Vine Street, and Daly Street rights of way, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT H - GONZALEZ**

29. Ordinance 2011-0543

ORDINANCE appropriating \$115,799.00 from Drainage Improvement Commercial Paper Series F Fund 4030 and approving and authorizing purchase of a storm sewer drainage easement for the Kirkwood Drive Drainage Improvements Project, in the Woods of Lakeside Subdivision, H. K. Lewis Survey, A-42, Harris County, Texas; approving and ratifying a Purchase Agreement with Robert C. Briggs and Gayle J. Briggs, and approving a form of easement conveyance - **DISTRICT G - PENNINGTON**

30. Ordinance 2011-0501

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests for rights-of-way in connection with the public improvement project known as the 48/42 inch waterline from Sims Bayou to Hillcroft Project; authorizing the acquisition of certain real property interests required for the project and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title interest in or easements to two parcels of land situated in the C. W. Adams Survey, Abstract No. 101, in Harris County, Texas, said parcels of land being out of and part of two larger tracts of land described in deeds recorded under Harris County Clerk's File No. H445973 and No. G130472 in Houston, Harris County, Texas - **DISTRICT D - ADAMS**

31. Ordinance 2011-0505

ORDINANCE appropriating \$1,150,000.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **BROWN & GAY ENGINEERS, INC** for Negotiated Work Orders for Pre-Engineering of Storm Water Drainage Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund

RESOLUTIONS AND ORDINANCES - continued

32. Ordinance 2011-0506

ORDINANCE appropriating \$952,585.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TRW ENGINEERS, INC D/B/A TSC ENGINEERING** for Meyerland and Marilyn Estates Drainage and Paving and Braesmont Drive (Braeswood to Lymbar) Drainage and Paving (Sub-Project 1); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT C - CLUTTERBUCK**

33. Ordinance 2011-0507

ORDINANCE appropriating \$6,000.00 out of Street & Bridge Consolidated Construction Fund and \$6,000.00 out of Drainage Improvement Commercial Paper Series Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **SOWELLS CONSTRUCTION MANAGEMENT AND INSPECTION** for Storm Sewer and Paving Projects

34. Ordinance 2011-0508

ORDINANCE appropriating \$752,000.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **PATE ENGINEERS, INC** for Southpark and Southcrest Drainage and Paving; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT D - ADAMS**

35. Ordinance 2011-0509

ORDINANCE appropriating \$587,300.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **EDMINSTER, HINSHAW, RUSS AND ASSOCIATES, INC** for Safe Sidewalk Program; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

36. Ordinance 2011-0510

ORDINANCE appropriating \$1,057,662.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CH2M HILL ENGINEERS, INC** for Sanitary Sewer Force Main Renewal and Replacement; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS F - HOANG; H - GONZALEZ and I - RODRIGUEZ**

37. Ordinance 2011-0511

ORDINANCE appropriating \$994,660.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **WESTON SOLUTIONS, INC** for New and/or Rehabilitation of Bar Screens and Odor Control System for White Oak, Westway Mud, Easthaven, Upper Braes and Beltway Wastewater Treatment Plants; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG; F - HOANG; G - PENNINGTON and I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

38. Ordinance 2011-0512

ORDINANCE appropriating \$192,855.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **CP&Y, INC (Formerly CHIANG, PATEL AND YERBY, INC)** for Pump and Lift Station Renewal and Replacement (Approved by Ordinance No. 2004-0713); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and D - ADAMS**

39. Ordinance 2011-0513

ORDINANCE appropriating \$988,572.00 out of Water & Sewer System Consolidated Construction Fund and \$221,635.00 out of the Drainage Improvements Commercial Paper Series F Fund; approving and authorizing Professional Engineering Services Contract between the City of Houston and **S & B INFRASTRUCTURE, LTD.** for Pump and Lift Station Renewal and Replacement - Westheimer No. 1, Gulfton, Bering, San Felipe and MUD No. 25 Storm Water Right of Way Maintenance; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund and the Drainage Improvements Commercial Paper Series F Fund - **DISTRICTS A - STARDIG; F - HOANG and G - PENNINGTON**

40. Ordinance 2011-0514

ORDINANCE appropriating \$296,200.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LJA ENGINEERING & SURVEYING, INC** for Phase II and Phase III Services for Halls Bayou Regional / Sub-Regional Detention; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT B - JOHNSON**

41. Ordinance 2011-0515

ORDINANCE appropriating \$136,835.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **CHARLES D. GOODEN CONSULTING ENGINEERS, INC** for Brittmoore Paving and Drainage: Hammerly to Clay (Approved by Ordinance No. 1999-0055); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT A - STARDIG**

42. Council Member Jones tagged

ORDINANCE appropriating \$666,173.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **ARCADIS U.S., INC**, for Lift Station Renewal / Replacement (Approved by Ordinance No. 2005-0332); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**

43. Ordinance 2011-0516

ORDINANCE appropriating \$1,779,398.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KUO & ASSOCIATES, INC** for Design of Water Line Replacement in Sagemont Park Area-1, Garden Villas West Area, and Sagemont Park Area-2; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - SULLIVAN**

RESOLUTIONS AND ORDINANCES - continued

44. Ordinance 2011-0517

ORDINANCE appropriating \$12,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Construction Management and Inspection Services Contract between the City of Houston and **HDR ENGINEERING, INC** for Various Water Line Replacement and Sanitary Sewer Replacement Projects

45. Ordinance 2011-0518

ORDINANCE appropriating \$122,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and **LOCKWOOD, ANDREWS & NEWNAM, INC** (Approved by Ordinance No.2009-0333) for Design of Groundwater Treatment Plants Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG; B - JOHNSON; D - ADAMS and F - HOANG**

46. Ordinance 2011-0519

ORDINANCE appropriating \$1,520,000.00 out of Drainage Improvement Commercial Paper Series F Fund, awarding contract to **T CONSTRUCTION, LLC** for FY2011 Local Drainage Project Negotiated Construction Work Orders; 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 Drainage Improvement Commercial Paper Series F Fund

47. Ordinance 2011-0544

ORDINANCE appropriating \$968,620.00 out of Drainage Improvement Commercial Paper Series F Fund and \$6,611,379.10 out of Reimbursement of Equipment/Projects Fund, awarding contract to **HUFF & MITCHELL, INC** for Airline Drive Drainage Improvements Segment 1; 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 Drainage Improvement Commercial Paper Series F Fund; and the Reimbursement of Equipment/Projects Fund - **DISTRICT H - GONZALEZ**

48. Ordinance 2011-0520

ORDINANCE appropriating \$11,516,000.00 out of Drainage Improvement Commercial Paper Series F Fund and \$1,432,000.00 out of Water & Sewer Consolidated Construction Fund, awarding contract to **SER CONSTRUCTION PARTNERS, LLC.** for Kirkwood Dr. (Briar Forest) Drainage and Paving; 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 Drainage Improvement Commercial Paper Series F Fund and Water & Sewer Consolidated Construction Fund - **DISTRICT G - PENNINGTON**

49. Ordinance 2011-0545

ORDINANCE appropriating \$665,861.70 out of Drainage Improvement Commercial Paper Series F Fund and \$4,715,038.30 out of Reimbursement of Equipment/Projects Fund; awarding contract **SPRINT SAND & CLAY, LLC** for Bretshire Stormwater Detention Basin; 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 Drainage Improvement Commercial Paper Series F Fund and Reimbursement of Equipment/Projects Fund - **DISTRICT B - JOHNSON**

RESOLUTIONS AND ORDINANCES - continued

50. Ordinance 2011-0521

ORDINANCE appropriating \$8,459,365.00 out of the Street & Bridge Consolidated Construction Fund and \$3,076,425.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **REYTEC CONSTRUCTION RESOURCES, INC** for Neighborhood Street Reconstruction Project No. 435A; 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 Street & Bridge Consolidated Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG**

51. Ordinance 2011-0522

ORDINANCE appropriating \$410,000.00 out of Street & Bridge Consolidated Construction Fund, awarding contract to **JERDON ENTERPRISES, L.P.** for West White Oak Bayou Trail Extension - Segments 3 & 5; 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 Street & Bridge Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON**

52. Ordinance 2011-0523

ORDINANCE appropriating \$1,535,767.00 out of Metro Projects Construction Fund, awarding contract to **STATEWIDE TRAFFIC SIGNAL COMPANY** for 2011 Traffic Signal Construction - Group B; 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 - **DISTRICTS A - STARDIG; B - JOHNSON; E - SULLIVAN; H - GONZALEZ and I - RODRIGUEZ**

53. Ordinance 2011-0524

ORDINANCE appropriating \$722,000.00 out of Metro Projects Construction Fund, awarding contract to **METRO CITY CONSTRUCTION, L.P.** for On-Call Pavement Modification Project; 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

54. Ordinance 2011-0525

ORDINANCE appropriating \$5,926,415.00 out of Metro Projects Construction Fund and \$527,065.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CONRAD CONSTRUCTION CO., LTD.** for W. Little York paving from T. C. Jester to Alabanson/Deep Forest; 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, Construction Management and contingencies relating to construction of facilities financed by the Metro Projects Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON**

RESOLUTIONS AND ORDINANCES - continued

55. Ordinance 2011-0526

ORDINANCE appropriating \$5,839,291.00 out of Metro Projects Construction Fund, awarding contract to **DURWOOD GREENE CONSTRUCTION CO.** for City Wide Overlay / Rehabilitation Project Package #16 (Work Order Contract); 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

56. Ordinance 2011-0527

ORDINANCE appropriating \$6,719,582.00 out of Metro Projects Construction Fund and \$1,142,596.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TRIPLE B. SERVICES, LLP** for Ley Road Paving and Drainage from Mesa to Grade Separation; 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, Construction Management and contingencies relating to construction of facilities financed by the Metro Projects Construction Fund and Water & Sewer System Consolidated Construction Fund **DISTRICT B - JOHNSON**

57. Ordinance 2011-0528

ORDINANCE appropriating \$7,481,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PEPPER-LAWSON CONSTRUCTION, L.P.** for Rehabilitation of Flocculators, Clarifiers and Thickeners at East 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**

58. Ordinance 2011-0529

ORDINANCE appropriating \$1,850,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to the contract between the City of Houston and **CORPRO COMPANIES, INC** (Approved by Ord. No. 2008-0965) for Corrosion Prevention Services for the Public Works & Engineering Department

59. Ordinance 2011-0479 – Passed second reading in full

ORDINANCE No. 2011-479, passed first reading June 15, 2011

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 - **SECOND READING**

60. Ordinance 2011-0480 – Passed second reading in full

ORDINANCE No. 2011-480, passed first reading June 15, 2011

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 - **SECOND READING**

RESOLUTIONS AND ORDINANCES - continued

61. Ordinance 2011-0481 – Passed second reading in full

ORDINANCE No. 2011-481, passed first reading June 15, 2011

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 - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 62 through 70A

62. Ordinance 2011-0530

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

TAGGED BY COUNCIL MEMBERS BRADFORD and JONES

This was Item 12 on Agenda of June 15, 2011

63. Motion 2011-0485 – Adopt

RECOMMENDATION from Purchasing Agent to award to **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 - **TAGGED BY COUNCIL MEMBER JONES**

This was Item 14 on Agenda of June 15, 2011

64. Ordinance 2011-0531

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 - **TAGGED BY COUNCIL MEMBER BRADFORD**

This was Item 20 on Agenda of June 15, 2011

65. Ordinance 2011-0532

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**

TAGGED BY COUNCIL MEMBER BRADFORD

This was Item 21 on Agenda of June 15, 2011

66. Ordinance 2011-0533

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**

MATTERS HELD – continued

a. **Ordinance 2011-0534**

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. **Ordinance 2011-0535**

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**

TAGGED BY COUNCIL MEMBER CLUTTERBUCK

These were Items 22, 22A and 22B on Agenda of June 15, 2011

67. **Ordinance 2011-0536**

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

TAGGED BY COUNCIL MEMBERS JONES and BRADFORD

This was Item 24 on Agenda of June 15, 2011

68. **Ordinance 2011-0537**

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

TAGGED BY COUNCIL MEMBER JONES

This was Item 29 on Agenda of June 15, 2011

69. **Ordinance 2011-0538**

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

TAGGED BY COUNCIL MEMBER JONES

This was Item 30 on Agenda of June 15, 2011

70. Consideration of proposed amendments to Item 70A below, submitted in writing on June 15, 2011 by Council Members Costello, Noriega, Jones, Clutterbuck, Adams, Sullivan, Pennington and Rodriguez as set forth in the attached Exhibits (Amendments will be considered in the order of a matrix prepared by the Administration)

MATTERS HELD – continued

a. Ordinance 2011-0547

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

TAGGED BY COUNCIL MEMBERS JONES, JOHNSON and BRADFORD

This was Item 48 on Agenda of June 15, 2011

Motion 2011-0496 – Suspend rules to remain in session beyond the scheduled noon recess

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Johnson 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

6/21/2011 - Council Member Lovell absent on personal business

6/22/2011 - All Present

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FY2012 Budget Amendments

| Line | Amendment Number | Council Member | Amendment | Administration Comments |
|------|---|----------------|---|--|
| 1 | 1.01 Motion 2011-0486 – adopt substitute motion | Costello (1) | <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> <p>Substitute Amendment: 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 <u>Systems</u> 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. <u>The Controller shall also be represented on the Task Force; however his representative shall neither be appointed by the Mayor nor confirmed by City Council.</u></p> | Agree as Amended Also presented and supported by Noriega (3.01), Clutterbuck (8.02), Pennington (12.01) |

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| | | | <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 <u>recommendations report to the Mayor followed by a meeting of a Committee of the Whole Council</u> no later than January 31, 2012. <u>The final report will include a recommendation on whether continued existence of the group, in its current or altered form, would be beneficial.</u> The Task Force shall maintain as privileged and confidential any work product or draft document used to <u>compose its final report.</u> 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> | |
| 2 | 1.02 Withdrawn | Costello (1) | 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 on call for Public Works and Engineering projects | Opposed Public Works and Planning staff work together in this endeavor without duplicative effort. The department director is the best person to determine the staffing needs of the department |
| 3 | 1.03 Motion 2011-0487 | Costello (1) | Reduce number of total FTEs in Project Cost Recovery Fund (1001) to 320. This is to be on line with FY2010 and FY2011 actuals | Opposed. The department director is the best person to determine the staffing needs of the department |
| 4 | 1.04 Withdrawn | Costello (1) | Increase performance measures for the Storm Water Maintenance Division in the Storm Water Fund (2302) by 4.6%. (equivalent to the increase of FTEs) | Opposed. Performance measures are based on full staffing of 382 FTE's. FY11 estimate FTE count is lower but continuation of understaffing would result in inability to meet goals listed. |
| 5 | 1.05 Withdrawn | Costello (1) | Keep the current number of FTEs in the Street and Drainage Division (281 FTEs) in the Dedicated Drainage & Street Renewal Fund (2310). | Opposed. The department director is the best person to determine the staffing needs of the department |
| 6 | 1.06 Motion 2011-0488 – Adopt | Costello (1) | 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. | Agree. Efforts are ongoing and the Administration will keep Council Members informed of all progress. |

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| 7 | 1.07 Withdrawn | Costello (1) | <p>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.</p> | <p>Opposed. 380 agreements are regulated by state law and the City maintains compliance. The administration would also oppose standardization of this process since the goal of each scenario and agreement is unique. Council also retains the ultimate discretion as to whether to proceed.</p> |
| 8 | 3.01 Withdrawn | Noriega (3) | <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> | <p>Request motion to table. Addressed in Costello 1.01. Also presented and supported by Clutterbuck (8.02) and Pennington (12.01)</p> |
| 9 | 3.02 Motion 2011-0489 – Tabled | Noriega (3) | <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> | <p>Request motion to table. The Administration believes that this could be useful but requests the ability to see if it can be added to the Budget Balancing website at a minimal cost and will report back within 60 days.</p> |

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| 10 | 3.03 Motion 2011-0490 - Adopt | Noriega (3) | 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. | Agree. There is already a task force in place to accomplish this goal within the timeframe proposed. |
| 11 | 5.01 Withdrawn | Jones (5) | 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). | Opposed. Policy is already in place to require purchase through purchasing agreement when possible but allows the Purchasing Agent leeway to procure items not included. |
| 12 | 5.02 Motion 2011-0491 - Tabled | Jones (5) | 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. | Request Motion to Table - The Administration agrees and is working with all deliberate speed to reach agreements with other involved entities and will schedule an update before the appropriate Council committee. |
| 13 | 5.03 Motion 2011-0491 - Tabled | Jones (5) | 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. | Request Motion to Table - The Administration agrees and is working with all deliberate speed to reach agreements with other involved entities and will schedule an update before the appropriate Council committee. |
| 14 | 5.04 Motion 2011-0492 - Tabled to appropriate committee | Jones (5) | 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. | Request Motion to Table - The Administration believes HCDD is working diligently to comply with all HUD regulations and, should there be a compliance issue, the Mayor would take appropriate administrative action. |
| 15 | 5.05 Withdrawn | Jones (5) | 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. | Opposed - City goals are established by an independent disparity study and are periodically reviewed by Council. The City is prohibited from assigning arbitrary MWBE goals. |
| 16 | 5.06 Motion 2011-0493 - Tabled to appropriate committee | Jones (5) | Respectfully request that MWBE mentorship potential/participation be worth "points" when ranking firms during the contract bidding process. | Request motion to table. The City is prohibited from giving more favorable consideration to a bidder based on factors unrelated to the quality, price or function of a good or service. However, with the recent signing of "Local Hire" legislation at the state level (HB 1869) we are exploring options for possible changes and will report to the appropriate Council committee. |
| 17 | 5.07 Motion 2011-0494 - Tabled | Jones (5) | Respectfully request that all recommendations of the MWDDBE Transition Task Force Implementation Plan be implemented within 90 days. | Request motion to table. There is a new Director of the Office of Business Opportunity in place and the administration supports her prerogative to reorganize the staff within the confines of the OBO budget. |

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| 18 | 5.08 Motion 2011-0495 – Failed | Jones (5) | 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. | Request motion to table. See Clutterbuck 8.01 |
| 19 | 8.01 Withdrawn | Clutterbuck (8) | 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 | Request motion to table. The administration agrees in principle and has made great strides in finding public and private monies to fund these activities. Currently all community centers will be open for the summer months and the Administration commits to finding funds to keep the centers open for the rest of the fiscal year. The Administration commits to reviewing the cost centers listed. |
| 20 | 8.02 Withdrawn | Clutterbuck (8) | <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> | Request motion to table. Addressed in Costello 1.01. Also presented and supported by Noriega (3.01) and Pennington (12.01) |
| 21 | 9.01 Motion 2011-0497 – Tabled | Adams (9) | 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 | Request motion to table. The City currently has policies and guidelines related to EPE's which are the subject of on-going Meet and Confer negotiations. |

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| 22 | 9.02 Motion 2011-0498 – Adopt substitute motion | Adams (9) | 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 Substitute Amendment: Within 30 60 days the Administration shall present to Council the ordinance necessary to <u>create</u> the <u>Neighborhood Services Department of Neighborhoods</u> which will then present its budget, operational summary, organizational chart and employee responsibility, to the Neighborhood Protection and Quality of Life Committee | Agree as amended. |
| 23 | 9.04 Motion 2011-0499 – Adopt | Adams (9) | 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 | Agree. |
| 24 | 9.05 Motion 2011-0501 – Substitute motion failed | Adams (9) | 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 | Opposed. While the administration appreciates Council's ability to vote on it's own budget, reverting to the Adopted FY2011 total budget would not be sufficient to fund the two new Council Members and their staffs. |
| 25 | 9.06 Motion 2011-0502 – Tabled | Adams (9) | 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 | Request motion to table. HPD is currently preparing a response and will present their findings to the appropriate Council committee. |

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| 26 | 9.07 Motion 2011-0503 – Adopt substitute motion | Adams (9) | <p>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</p> <p>Substitute Amendment <u>Within 60 days that Administration shall present to City Council Amendments to the appropriate Sections 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 ensure full cost recovery.</u> Cost analysis demonstrates that the City of Houston incurs an administrative and enforcement cost <u>which should be recovered</u> 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. The changes will be presented to the appropriate Council Committee.</p> | Agree as amended |
| 27 | 9.08 Motion 2011-0504 – Adopt substitute motion | Adams (9) | <p>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</p> <p>Substitute Amendment: <u>Within 90 days the Houston Planning appropriate city departments will establish an ordinances/policies for the use of parking lifts. The ordinances should include lift standards, installation and permit fees</u></p> | Agree as amended. Already in progress |
| 28 | 10.01 Motion 2011-0505 – Failed | Sullivan (10) | Cut City Council Members Pay by Five Percent; Savings of \$41,827.50 | Opposed. Council Member salaries are set by Local Government Code Sec. 141.005 which also dictates the manner in which salary changes may be made. If they choose to, individual Council Members can voluntarily agree to take a salary cut. |
| 29 | 10.02 Motion 2011-0506 – Failed | Sullivan (10) | Cut the Mayor's Pay by 5 Percent; Savings of \$10,457 | Opposed. The Mayor's salary is set by Local Government Code 141.005 which also dictates the manner in which salary changes may be made. |
| 30 | 10.03 Motion 2011-0507 – Failed | Sullivan (10) | Eliminate Increase for Mayor's Services Strategy in the ARA Budget; Savings of \$6,227,386 | Opposed. Not actual budget increase. This would eliminate Neighborhood Protection which was transferred from HPD into this area in the FY12 budget |

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| 31 | 10.04 Withdrawn | Sullivan (10) | Cap Audiovisual Supplies allocation to the estimated expenditures in FY2011; Savings of \$167,654 | Request motion to table. Increase is primarily due to a scrivener's error that increased this line instead of the Misc. Parts and Supplies line by approximately \$155,000. The cost will be reclassified within the HFD budget at the beginning of FY12 |
| 32 | 10.05 Motion 2011-0508 - Failed | Sullivan (10) | Cap Food Supplies allocation to the estimated expenditures in FY2011; Savings of \$128,628 | Opposed. These funds are required to purchase food for essential personnel during emergency deployments (ex: hurricane) |
| 33 | 10.06 Withdrawn | Sullivan (10) | Cap Education and Training allocation to the estimated expenditures in FY2011; Savings of \$509,743 | Request Motion to Table. Savings based on citywide savings in proposed budget. General Fund budget is \$393,850 lower than FY2011; amendment would increase General Fund budget. |
| 34 | 10.07 Withdrawn | Sullivan (10) | Cap Contract/Sponsorship allocation to the estimated expenditures in FY2011; Savings of \$881,186 | Request Motion to Table. After redline, citywide budget is \$2,506,314 lower than FY2011. General Fund budget is \$18,414 lower than FY2011. Amendment would increase Citywide and General Fund budgets. |
| 35 | 10.08 Withdrawn | Sullivan (10) | Cap Tuition Reimbursements allocation to the estimated expenditures in FY2011; Savings of \$128,449 | Opposed. The funds are required in General Fund due to FY2012 Meet and Confer contractual obligations. |
| 36 | 10.09 Motion 2011-0509 - Adopt substitute motion | Sullivan (10) | Cap Building Maintenance Services allocation to the estimated expenditures in FY2011; Savings of \$6,505,969 | Opposed. After redline, citywide spending will be \$5,645,848 less than proposed budget; General Fund increase of \$443,554 is due to maintenance costs taken on by GSD to be reimbursed by other funds for services rendered. |
| 37 | 10.10 Withdrawn | Sullivan (10) | Cap Miscellaneous Other Services and Charges allocation to the estimated expenditures in FY2011; Savings of \$3,689,012 | Request Motion to Table. Savings noted in amendment not based on the FY2011 level. |
| 38 | 10.11 Motion 2011-0510 - Failed | Sullivan (10) | Cap Mail/Delivery Services allocation to the estimated expenditures in FY2011; Savings of \$834,207 | Opposed. General Fund portion increase of \$470,622 is due to additional funding needed for scofflaw program which will be offset by higher revenue. |
| 39 | 10.12 Withdrawn | Sullivan (10) | Cap Temporary Personnel Services allocation to the estimated expenditures in FY2011; Savings of \$780,092 | Request Motion to Table. Savings in amendment based on citywide savings in proposed budget. General Fund budget is \$586,805 lower than FY2011; amendment would increase General Fund budget. |
| 40 | 10.13 Withdrawn | Sullivan (10) | Cut Advertising Services allocation by 50 percent; Savings of \$8,649,894 | Request Motion to Table. After redline, citywide budget of \$3,251,767 is \$12,008,270 lower than FY2011. |
| 41 | 10.14 Withdrawn | Sullivan (10) | Cap Furniture Fixtures and Equipment purchases allocation to the estimated expenditures in FY2011; Savings of \$658,784 | Request Motion to Table. Based on citywide savings in proposed budget. There is no General Fund budget for this line item in FY2012. Amendment would increase General Fund budget by \$30,218. |
| 42 | 10.15 Withdrawn | Sullivan (10) | Cap Computer Hardware and Developed Software purchases to the estimated expenditures in FY2011; Savings of \$2,406,737 | Request Motion to Table. Based on citywide savings in proposed budget. There is no General Fund budget for this line item in FY2011 or FY2012. |

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| 43 | 10.16 Withdrawn | Sullivan (10) | Limit Infrastructure Budget Item Under Equipment to estimated FY2011 expenditures; Savings of \$2,250,789 | Request Motion to Table. Based on citywide savings in proposed budget. There is no General Fund budget for this line item in FY2011 or FY2012. |
| 44 | 10.17 Motion 2011-0511 – Failed | Sullivan (10) | Eliminate Funding for Affirmative Action Monitoring; Savings of \$2,018,421 | Opposed. Elimination of this monitoring would render the City unable to comply with requirements for federal grant funding, state and federal prevailing wage law, as well as the City's Affirmative Action ordinance. |
| 45 | 10.18 Motion 2011-0512 – Tabled for further analysis and discussion | Sullivan (10) | Conduct a thorough traffic and mobility study in the Clear Lake portion of District E, similar to the Parsons study conducted in December 2004. | Request motion to table. PWE conducted a comprehensive study finalized in December 2009 which found that most of the current issues in Clear Lake are in surrounding jurisdictions |
| 46 | 10.19 Motion 2011-0513 – Adopt | Sullivan (10) | Maintain funding for Bay Area Houston Economic Partnership at \$100,000 for FY2012. | Request Motion to table. This expense is already included in the FY12 redline budget and is not a General Fund expense. |
| 47 | 10.20 Motion 2011-0514 – Tabled | Sullivan (10) | Increase funding to HFD so annual inspection of common attics can be made at all multi-family projects. | Request motion to Table. While there is no identified source of funding for this enforcement activity, HFD does inspect common attics on a periodic basis. |
| 48 | 10.21 Motion 2011-0515 - Tabled and referred back to appropriate committee | Sullivan (10) | Purchase and install thirty-one back-up power generators for Kingwood lift stations. | Opposed. There is no identified source of funding for these generators and no purpose identified. Cost to implement would be \$10.4M. The city has portable generators available for use if needed. |
| 49 | 10.22 Motion 2011-0515 – Tabled and referred back to appropriate committee | Sullivan (10) | Purchase and install fourteen power generators for South-Belt portion of District E. | Opposed. There is no identified source of funding for these generators and no purpose identified. Cost to implement would be \$7.1M. The city has portable generators available for use if needed. |
| 50 | 10.23 Motion 2011-0516 – Tabled and refer back to appropriate committee | Sullivan (10) | Increase quiet zone program 50% of approved and qualifying applications. | Request motion to table. Not a General Fund item. |
| 51 | 10.24 Motion 2011-0517 – Adopt | Sullivan (10) | Add one FTE to the Finance Department for the sole purpose of sales tax audit compliance. | Request motion to table. The necessary FTE is already included in the FY12 budget. |
| 52 | 10.25 Withdrawn | Sullivan (10) | Discontinue the practice of city departments paying permit fees to other city departments. | Request motion to table. It is the Administrations position that all costs for services be recovered and notes that a permit issued to another City department is not costless. It is the Administration's position that it is appropriate for Enterprise Funds to pay for General Fund services. |

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| 53 | 10.26 Motion 2011-0518 – Adopt | Sullivan (10) | 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. | Request motion to table. The take home vehicle policy was recently rewritten, reviewed and resulted in a fleet reduction of over 200 units. While the Fleet Management Department will continue to monitor vehicle usage, the policies for vehicle use by individual employees is a mangement decision and is left to the discretion of the Department Director. |
| 54 | 10.27 Motion 2011-0519 – Failed | Sullivan (10) | Conduct a performance audit of the Mayor's Citizens Assistance Office, and determine if it is "mission critical" to core city services. | Request motion to table. After review of this office and its function, the Administration reorganized it into the Department of Neighborhoods (to be created per 9.02) and functions have been reassigned. |
| 55 | 10.28 Motion 2011-0520 – Adopt | Sullivan (10) | (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 | Request motion to table. A full facilities assessment is already planned by GSD and will be completed by the end of FY12. The assessment will be used to target an appropriate level of preventative maintenance for all facilities, including fire stations. |
| 56 | 12.01 Withdrawn | Pennington (12) | <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> | Request motion to table. Addressed in Costello 1.01. Also presented and supported by Noriega (3.01) and Cutterbuck (9.02) |
| 57 | 14.01 Withdrawn | Rodriguez (14) | The administration will assist the Parks Department in identifying funds to continue operating the Charlton Park Community Center. | Request motion to table. See Clutterbuck 8.01 |