

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 21, 2012 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

MOTIONS – 2012-099 to 2012-0114

2012-0098-1

ORDINANCES – 2012-0148 to 2012-0169

RESOLUTION – None

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Bradford

**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 2012-0099 – Procedural motion

Motion 2012-0100 – Procedural motion

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - FEBRUARY 22, 2012 - 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 37**

**MISCELLANEOUS** - NUMBERS 1 and 2

1. **Motion 2012-0106**

REQUEST from Mayor for confirmation of the appointment of **MR. DOUGLAS A. ERWING, State District 147 Representative**, to Position Two of the **BOARD OF DIRECTORS OF THE MIDTOWN REDEVELOPMENT AUTHORITY**, for a term to expire December 31, 2013

**MISCELLANEOUS** - continued

**Motion 2012-0101 – Suspend rules to consider Item 2 out of order**

**Motion 2012-0102 – Suspend rules to hear from Mr. David Hawes on Item 2**

**Motion 2012-0103 – Divide the question to consider Position 5 separately on Item 2 and postpone two (2) weeks – “**FAILED**”**

**Motion 2012-0104 – Postpone Item 2 for two (2) weeks – “**FAILED**”**

**2. Motion 2012-0105**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **SPRING BRANCH MANAGEMENT DISTRICT**, for terms to expire June 1, 2015

Position One - **MR. C. DAVID SCHWAB, JR.**, reappointment

Position Two - **MR. THOMAS G. SUMNER**, appointment

Position Three - **MS. CATHERINE M. BARCHFELD-ALEXANDER**, reappointment

Position Four - **MS. SHERRI OLDHAM**, appointment

Position Five - **MR. VICTOR ALVAREZ**, reappointment

Position Six - **MR. MAURICIO VALDES**, reappointment

Position Seven - **MR. DAN SILVESTRI**, reappointment

**ACCEPT WORK** - NUMBER 3

**3. Motion 2012-0109**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,853,926.26 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Market Street Reconstruction from N. Wayside to Lockwood Drive 3.77% over the original contract amount - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ**

**PROPERTY** - NUMBER 4

**4. Motion 2012-0107**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Dennis McQueen, on behalf of Elsaifi Interests, LP (Diran Elsaifi President), for abandonment and sale of a ±15-foot-wide alley, from Durham Drive east to Shepherd Drive, Brunner Addition, out of the John Austin Survey, Parcels SY12-013 and SY12-027 - **DISTRICT C - COHEN**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 5 through 8A

**5. Ordinance 2012-0148**

ORDINANCE appropriating \$19,560.00 out of Woodlands Regional Participation Fund for Purchase of Log Cabin Furniture for Parks & Recreation Department

**a. Motion 2012-0108**

**3MB INTERIOR PLUS** for Purchase of Log Cabin Furniture for Parks & Recreation Department

**6. Motion 2012-0110**

**SAFE BOATS INTERNATIONAL LLC** for Purchase of a Full-Cabin Boat from the General Services Administration Schedule 84 Contract through the Cooperative Purchasing Program under the Local Preparedness Acquisition Act for the Houston Police Department - \$367,462.78 Grant Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**7. Council Member Adams tagged**

**AMEND MOTION #2007-588, 6/13/07, as amended by Motion #2011-406, TO INCREASE** spending authority from \$9,000,000.00 to \$10,080,000.00 for Chemical, Liquid Polymer Flocculent for the Department of Public Works, awarded in part to **POLYDYNE, INC** - Enterprise Fund

**8. Ordinance 2012-0155**

ORDINANCE appropriating \$1,598,523.33 out of Equipment Acquisition Consolidated Fund and \$593,641.00 out of Fleet/Equipment Special Revenue Fund for Purchase of Automobiles, Van, Utility Vehicles and Light-Duty Trucks for Various Departments

**a. Motion 2012-0111**

**PHILPOTT MOTORS, LTD., dba PHILPOTT FORD** - \$88,375.00, **FRED HAAS TOYOTA COUNTRY** - \$70,350.00, **CALDWELL AUTOMOTIVE PARTNERS, LLC dba CALDWELL COUNTRY CHEVROLET** - \$692,973.00, **CALDWELL AUTOMOTIVE PARTNERS, LLC dba CALDWELL COUNTRY FORD** - \$1,657,177.00, **TOMMIE VAUGHN MOTORS, INC** - \$394,240.00 and **RON CARTER AUTOMOTIVE** - \$194,537.00 for Automobiles, Vans, Utility Vehicles and Light-Duty Trucks for Various Departments - \$3,097,652.00

**ORDINANCES** - NUMBERS 9 through 37

**9. Council Member Adams tagged**

ORDINANCE amending Exhibits "A" of City of Houston Ordinance No. 90-1292 (As amended by City of Houston Ordinance No. 2011-0490), to amend the Master Classification Ordinance to add three new job classifications and changing one job classification title; providing a repealer; providing for severability

**10. Council Member Brown tagged**

ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF HOUSTON, TEXAS, (OLD SIXTH WARD ZONE) - DISTRICT H - GONZALEZ**

**a. Council Member Brown tagged**

ORDINANCE approving the third amendment to the **PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF HOUSTON, TEXAS, (OLD SIXTH WARD ZONE)**; authorizing the City Secretary to distribute such plans - **DISTRICT H - GONZALEZ**

**11. Ordinance 2012-0156**

ORDINANCE amending Ordinance No. 2003-1034 relating to Special Event Temporary Information Signs

**12. Council Member Brown tagged**

ORDINANCE adopting a three-year Annexation Plan in accordance with Section 43.052 of the Texas Local Government Code

**13. Ordinance 2012-0157**

ORDINANCE approving and authorizing contract between the City and **EASTER SEALS OF GREATER HOUSTON, INC** for Respite Services provided through the Harris County Area Agency on Aging of the Houston Department of Health and Human Services; providing a maximum contract amount - Through August 31, 2013 with three one-year renewals \$350,000.00 - Grant Fund

**ORDINANCES** - continued

**14. Ordinance 2012-0158**

ORDINANCE appropriating and transferring \$400,000.00 out of Contractor's Responsibility Fund into the Health Special Revenue Fund for the provision of services under the Care Houston Program for the Department of Health and Human Services

**15. Ordinance 2012-0159**

ORDINANCE amending Ordinance No. 2009-152 to increase the maximum contract amount for contract between the City and **THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON** for Behavioral Surveillance Services - \$388,918.00 - Grant Fund

**16. Ordinance 2012-0149**

ORDINANCE approving and authorizing second amendment to loan agreement between the City of Houston and **CLOUDBREAK HOUSTON, LLC** to extend the deadline for completion of work in connection with the renovation of a multi-unit residential development located at 4640 Main Street to house qualifying U.S. Veterans - **DISTRICT C - COHEN**

**17. Ordinance 2012-0160**

ORDINANCE approving and authorizing grant agreement between the City of Houston and the **STAR OF HOPE MISSION** to provide \$300,000.00 in Community Development Block Grant Funds for the renovation of the Women and Family Emergency Shelter Facility located at 419 Dowling Street, Houston, Texas - **DISTRICT I - RODRIGUEZ**

**18. Council Member Brown tagged**

ORDINANCE approving and authorizing Master Contractor Agreement between the City of Houston and **ALTURA HOMES DFW, LP, AS CONTRACTOR**, and providing \$3,508,560.00 of Community Development Block Grant (Disaster Recovery) Funds for the reconstruction of up to forty single family homes; approving revised Hurricane Ike/Dolly Housing Assistance Guidelines; approving and authorizing the form of reconstruction agreements for each of the Single Family Home Reconstruction Projects; authorizing the Director of the Housing and Community Development Department to select, pursuant to the guidelines, eligible properties to be reconstructed

**19. Ordinance 2012-0161**

ORDINANCE appropriating \$480,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund for use in the Single Family Home Repair Program

**20. Council Member Brown tagged**

ORDINANCE appropriating \$1,500,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City and **NETVERSANT SOLUTIONS, LLC** for Telecommunication Services for the Houston Airport System; providing a maximum contract amount - 3 Years with two one-year options - \$10,489,626.92 - Enterprise Fund

**21. Ordinance 2012-0150**

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **MOTOROLA SOLUTIONS, INC (Formerly MOTOROLA, INC)** for Radio and Mobile Data Computer Repair Services for the Houston Police and Fire Departments

**22. Ordinance 2012-0151**

ORDINANCE approving and authorizing third amendment to contract between the City and **DATABANK IMX LLC, Formerly IMAGEMAX, INC** (Approved by Ordinance No. 2000-194) for Document Scanning and Retrieval Services for the Controller's Office

**ORDINANCES** - continued

**23. Pulled - Not Considered**

ORDINANCE amending Ordinance No. 2008-0099 (Passed on February 6, 2008) to increase the maximum contract amount for contract between the City of Houston and **TEXAS CORRECTIONAL INDUSTRIES DARRINGTON TIRE RETREADING FACILITY** for Tire retreading and repair services for the Fleet Management Department - \$114,697.63 - General Fund

**24. Ordinance 2012-0162**

ORDINANCE awarding contract to **COMMERCIAL CHEMICAL PRODUCTS, INC d/b/a POOLSURE** for Swimming Pool Maintenance Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$4,441,890.00 - General Fund

**25. Ordinance 2012-0163**

ORDINANCE awarding Technical and Installation Services Agreement to **TRIUMPH CABLING SYSTEMS, LLC** for Houston Public Library Broadband Technology Opportunities Program; 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 contingencies relating to construction of facilities financed by the Digital Houston WIFI Fund and the American Recovery and Reinvestment Act Fund \$25,000.00 Digital Houston WIFI - \$134,546.80 Grant Fund - **DISTRICTS A - BROWN; B - DAVIS; C - COHEN; D - ADAMS; F - HOANG; G - PENNINGTON; H - GONZALEZ; I - RODRIGUEZ; J - LASTER and K - GREEN**

**26. Ordinance 2012-0164**

ORDINANCE appropriating \$3,000,000.00 out of Airports Improvement Fund and approving and authorizing contract for Professional Engineering Services between the City of Houston and **ATKINS NORTH AMERICA, INC** for Reconstruction of Taxiway "NB" at George Bush Intercontinental Airport/Houston, (Project No. 647) - **DISTRICT B - DAVIS**

**27. Ordinance 2012-0165**

ORDINANCE appropriating \$191,958.00 out of Metro Projects Construction - Dedicated Drainage and Street Renewal Fund and approving and authorizing Signal Interconnect Agreement between the City and **UNION PACIFIC RAILROAD COMPANY** for the proposed installation, maintenance, and operation of a Signal Interconnect Facility at the Little York Road At-Grade Public Road Crossing - **DISTRICT B - DAVIS**

**28. Ordinance 2012-0166**

ORDINANCE appropriating \$163,800.00 out of Street & Traffic Control and Storm Drainage DDSRF Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **JONES & CARTER, INC** for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration Project; providing funding for contingencies relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF Fund - \$178,000.00 - Grant Fund - **DISTRICT C - COHEN**

**29. Ordinance 2012-0152**

ORDINANCE appropriating \$821,939.81 out of Street & Traffic Control and Storm Drainage DDSRF Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **JACOBS ENGINEERING GROUP, INC** for Neighborhood Street Reconstruction Project 453 (Approved by Ordinance No. 2011-0409, as amended); providing funding for CIP Cost Recovery relating to construction financed by the Street & Traffic Control and Storm Drainage DDSRF Fund - **DISTRICT G - PENNINGTON**

**ORDINANCES** - continued

**30. Ordinance 2012-0153**

ORDINANCE appropriating \$3,268,400.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal; 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, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (4235-54)

**31. Ordinance 2012-0154**

ORDINANCE appropriating \$10,460,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SER CONSTRUCTION PARTNERS, LLC** for Greens Bayou Lift Station Replacement; 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 Water & Sewer System Consolidated Construction Fund - **DISTRICT I - RODRIGUEZ**

**32. Ordinance 2012-0132 – Passed second reading**

ORDINANCE No. 2012-0132, passed first reading February 15, 2012

ORDINANCE granting to **ADAM H. BELMONT d/b/a BETO'S HYDRO & SANITATION, 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 - **SECOND READING**

**33. Ordinance 2012-0133 – Passed second reading**

ORDINANCE No. 2012-0133, passed first reading February 15, 2012

ORDINANCE granting to **C.R. MCCASKILL ENTERPRISES, INC dba TIDELAND GREASE TRAP SERVICE, 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 - **SECOND READING**

**34. Ordinance 2012-0134 – Passed second reading**

ORDINANCE No. 2012-0134, passed first reading February 15, 2012

ORDINANCE granting to **JERRY BRUMFIELD d/b/a BRUMFIELD SANITATION 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 - **SECOND READING**

**35. Ordinance 2012-0135 – Passed second reading**

ORDINANCE No. 2012-0135, passed first reading February 15, 2012

ORDINANCE granting to **SONYA CARR BERTRAN d/b/a ANITA'S 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 - **SECOND READING**

**ORDINANCES** - continued

**36. Ordinance 2012-0136 – Passed second reading**

ORDINANCE No. 2012-0136, passed first reading February 15, 2012

ORDINANCE granting to **CIMA SERVICES, L.P., 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 - **SECOND READING**

**37. Ordinance 2012-0137 – Passed second reading**

ORDINANCE No. 2012-0137, passed first reading February 15, 2012

ORDINANCE granting to **WASTE PARTNERS OF TEXAS, INC d/b/a JACKPOT SANITATION SERVICES, 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 - **SECOND READING**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**MATTERS HELD** - NUMBERS 38 through 42

**38. Ordinance 2012-0167**

ORDINANCE appropriating \$119,784.00 out of Equipment Acquisition Consolidated Fund for the purchase of Utility Vehicles for the Houston Police Department

**a. Motion 2012-0112 – Adopt**

RECOMMENDATION from Purchasing Agent to award to **CALDWELL AUTOMOTIVE PARTNERS, LLC d/b/a CALDWELL COUNTRY CHEVROLET** for Police Utility Vehicles for the Houston Police Department - **TAGGED BY COUNCIL MEMBERS PENNINGTON and HOANG**

These were Items 5 and 5A on Agenda of February 15, 2012

**39. Motion 2012-0113 – Adopt**

RECOMMENDATION from Purchasing Agent to **AMEND MOTION #2010-200, 4/7/10 as amended by MOTION #2011-395 and #2011-644, TO INCREASE** award amount from \$10,268,000.00 to \$13,068,000.00 for Purchase of Fuel Cards and related services from the Texas Facilities Commission formerly known as the Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Various Departments, awarded to **COMDATA NETWORK, INC** - \$2,800,000.00 - Fleet Management Fund - **TAGGED BY COUNCIL MEMBER HOANG**

This was Item 6 on Agenda of February 15, 2012

**40. Ordinance 2012-0168**

ORDINANCE appropriating \$3,500,000.00 from TIRZ Affordable Housing Fund (2409) and authorizing the use of \$3,500,000.00 in TIRZ Affordable Housing Funds for the demolition of dangerous single and multi-family vacant buildings under the City of Houston's "Distressed Properties Intervention & Demolition Initiative" - **TAGGED BY COUNCIL MEMBER ADAMS**

This was Item 19 on Agenda of February 15, 2012

**MATTERS HELD** – continued

**41. Motion 2012-0114 – Postpone one (1) week**

ORDINANCE approving and authorizing first amendment to contract (Approved by Ordinance No. 2007-0972) between the City of Houston and **BL TECHNOLOGY, INC** for Security System Installation and Repair Services for the General Services Department - **DISTRICT A - BROWN**

**TAGGED BY COUNCIL MEMBER GONZALEZ**

This was Item 22 on Agenda of February 15, 2012

**42. Ordinance 2012-0169**

ORDINANCE appropriating \$7,218,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LEM CONSTRUCTION CO., INC** for West District and Upper Brays Wastewater Treatment Plant Improvements; 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 F - HOANG and G - PENNINGTON** - **TAGGED BY COUNCIL MEMBER HOANG**

This was Item 26 on Agenda of February 15, 2012

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Adams 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

**2/21/2012 - Mayor Parker and Council Member Hoang out of the City on City business**

**2/22/2012 - Council Member Hoang out of the City on City business**