

AGENDA - COUNCIL MEETING - WEDNESDAY - JANUARY 4, 2012 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS – 2012-0005 to 2012-0019
ORDINANCES – 2012-0001 to 2012-0017
RESOLUTION – None

2012-0004-1

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Pennington

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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 2012-0013 – Procedural motion
Motion 2012-0014 – Procedural motion
Motion 2012-0015 – Procedural motion
Motion 2012-0016 – Procedural motion
Motion 2012-0017 – Procedural motion
Motion 2012-0018 – Procedural motion
Motion 2012-0019 – Procedural motion

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 24

MISCELLANEOUS - NUMBERS 1 through 3

1. Motion 2012-0005

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF PUBLIC TRUSTS**, for terms to expire March 22, 2013:

Position One - **MS. PARVIN AHMADI MCVEY**, reappointment
Position Three - **MS. JERI BROOKS**, appointment
Position Five - **MS. KATHERINE M. YZAGUIRRE**, appointment
Position Seven - **MS. OLIVIA CARBAJAL de GARCIA**, appointment
Position Nine - **MS. LILLIE J. SCHECHTER**, reappointment

MISCELLANEOUS - continued

2. Motion 2012-0012

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **AIRPORT BOARD OF ADJUSTMENT**, for terms ending February 1, 2013:

- Position One - **MR. JOHN L. MARTINEC**, reappointment, and to serve as Chair
- Position Two - **MR. GARY F. SHIRLEY**, reappointment
- Position Three - **MR. WALLY HUERTA**, reappointment
- Position Four - **MS. CHRISTY B. SMIDT**, reappointment
- Position Five A - **MR. JOHNNY R. GANT**, reappointment (for matters relating to Bush Intercontinental Airport)
- Position Five B - **MR. HUGO C. ALVAREZ**, reappointment (for matters relating to Hobby Airport)
- Position Five C - **MR. JAMES H. COX, JR.**, appointment, (for matters relating to Ellington Field)
- Alternate Position One - **MR. JOHN C. ("JACK") ROSE**, appointment
- Alternate Position Two - **MR. THOMAS L. SEYMOUR**, appointment
- Alternate Position Three - **MR. LEE ALLEN KRAUSE**, appointment
- Alternate Position Four - **MR. JOE DOUGLAS WEBB**, reappointment
- Alternate Position Five A - **MR. JULIUS B. JOHNSON**, appointment (for matters relating to Bush Intercontinental Airport)
- Alternate Position Five B - **MS. ANN M. COLLUM**, reappointment (for matters relating to Hobby Airport)
- Alternate Position Five C - **MR. TRACY D. WHITEHEAD II**, appointment (for matters relating to Ellington Field)

3. Motion 2012-0006

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the 2012 Operations and Maintenance Budget for the **TRINITY RIVER AUTHORITY** \$3,248,830.00 - Enterprise Fund

ACCEPT WORK - NUMBER 4

4. Motion 2012-0007

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$341,590.00 and acceptance of work on contract with **O'DONNELL/SNIDER CONSTRUCTION, LP** for Wortham Theater Hot Water Piping Replacement - 19.86% over the original contract amount - **DISTRICT I - RODRIGUEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 8A

5. Ordinance 2012-0001

ORDINANCE appropriating \$130,382.00 out of Airports Improvement Fund for the purpose of Realigning existing Fuel Pipes at the Terminal B South Ramp for the Terminal B South Apron Reconstruction (Project No. 643F) for the Houston Airport System

a. Motion 2012-0008

CONSOLIDATED PIPE & SUPPLY COMPANY, INC for Fuel System Pipes and Fittings for the Houston Airport System - \$87,532.00 - Enterprise Fund

6. Ordinance 2012-0002

ORDINANCE appropriating \$274,485.00 out of Equipment Acquisition Consolidated Fund and \$12,825.00 out of Fleet / Equipment Special Revenue Fund for purchase of Ambulance Cabs & Chassis for the Houston Fire Department and additional equipment for the Fleet Management Department

PURCHASING AND TABULATION OF BIDS - continued

- a. **Motion 2012-0009**
CALDWELL COUNTRY CHEVROLET for Ambulance Cabs & Chassis for the Houston Fire Department - \$272,310.00
7. **Motion 2012-0010**
APPROVE Spending Authority to Address Emergency Concrete and Asphalt Restoration Services by **BOND RESTORATION, INC** in an amount not to exceed \$626,249.25 for the Department of Public Works & Engineering - Enterprise Fund
8. **Ordinance 2012-0003**
ORDINANCE appropriating \$915,370.05 out of Water & Sewer System Consolidated Construction Fund to Furnish and Install Generators and associated equipment for the Public Works and Engineering Department
- a. **Motion 2012-0011**
HOUMA ARMATURE WORKS HOUSTON, LLC - \$746,781.00 and contingencies for a total amount not to exceed \$784,120.05 and **C. F. MCDONALD ELECTRIC, INC** - \$125,000.00 and contingencies for a total not to exceed \$131,250.00 to Remove, Recondition and Re-Install Generators and Associated Equipment for the Department of Public Works & Engineering

ORDINANCES - NUMBERS 9 through 24

9. **Ordinance 2012-0013**
ORDINANCE **AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS** relating to the use of the City seal and department logos
10. **Ordinance 2012-0004**
ORDINANCE supplementing Ordinance No. 2009-1118 relating to the issuance of City of Houston, Texas, Combined Utility System Commercial Paper Notes, Series B; approving an additional Credit Agreement in connection therewith; approving an Updated Offering Memorandum; resolving other matters related thereto; and declaring an emergency
11. **Ordinance 2012-0005**
ORDINANCE finding and determining that public convenience and necessity no longer require the continued use as a public right-of-way of Paige Street, from Elgin Avenue south to its terminus; vacating and abandoning the right-of-way to Riverside General Hospital, Inc., abutting owner, in consideration of the conveyance to the City of Houston, Texas, of a variable-width combined storm sewer easement and sanitary sewer easement, Holman Outlot 32 Subdivision, J.S. Holman Survey, A-323, Harris County, Texas, payment to the City of \$162,909.00, and other consideration - **DISTRICT I - RODRIGUEZ**
12. **Ordinance 2012-0006**
ORDINANCE approving and authorizing Interlocal Agreement between the City and the **UNIVERSITY OF HOUSTON** for the Pilot, Development and Implementation of Antimicrobial Use Software for the reporting of Electronic Medication Administration Records; providing a maximum contract amount - 1 Year with four successive one-year renewals \$1,258,955.00 - Grant Fund

ORDINANCES - continued

13. Ordinance 2012-0007

ORDINANCE appropriating \$9,603,028.71 out of Airport System Consolidated 2004AMT Construction Fund and awarding Construction Contract to **SPAWGLASS CIVIL CONSTRUCTION, INC** for Terminal B South Apron Reconstruction Package 2 at George Bush Intercontinental Airport/Houston (Project 643B); 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 services and for contingencies relating to construction of facilities financed by such funds **DISTRICT B - DAVIS**

14. Ordinance 2012-0008

ORDINANCE approving and authorizing Compromise and Settlement Agreement between the City of Houston and **SOUTHWESTERN BELL TELEPHONE COMPANY**; to settle a lawsuit related to a City of Houston backhoe damaging Southwestern Bell Telephone line - \$90,000.00 Property and Casualty Fund

15. Ordinance 2012-0014

ORDINANCE appropriating \$130,000.00 out of Miscellaneous Capital Projects / Acquisition Fund for the SAP Project System Module Conversion

16. Ordinance 2012-0009

ORDINANCE appropriating \$961,100.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CAMP DRESSER & MCKEE, INC** for Homestead Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**

17. Ordinance 2012-0010

ORDINANCE appropriating \$1,134,100.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LANDTECH INC d/b/a LANDTECH CONSULTANTS, INC** for Water Line Replacement in East Tidwell Area and Water Line Replacement in Yale Village Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - DAVIS and H - GONZALEZ**

18. Ordinance 2012-0011

ORDINANCE appropriating \$1,299,400.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **COBB, FENDLEY, AND ASSOCIATES, INC** for Water Line Replacement in Inner Loop North Area and Water Line Replacement in Tall Timbers Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS G - PENNINGTON and H - GONZALEZ**

19. Ordinance 2012-0012

ORDINANCE appropriating \$1,232,700.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **IDCUS INC d/b/a IDC INC** for Water Line Replacement in Cambridge Park Area and Water Line Replacement in Hiram Clarke Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - COHEN and D - ADAMS**

ORDINANCES - continued

20. Ordinance 2012-0015

ORDINANCE appropriating \$1,665,750.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and **AECOM USA, INC dba AECOM USA GROUP, INC** (Approved by Ordinance No. 2009-1334) for services associated with the East Water Purification Plant; providing funding for CIP Cost Recovery relating to construction financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - SULLIVAN**

21. Ordinance 2011-1198 – Passed second reading

ORDINANCE No. 2011-1198, passed first reading December 21, 2011

ORDINANCE granting to **EXPRESS DUMPSTER INC, A Texas Cooperation**, 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**

22. Ordinance 2011-1199 – Passed second reading

ORDINANCE No. 2011-1199, passed first reading December 21, 2011

ORDINANCE granting to **GARNER ENVIRONMENTAL SERVICES, 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 - **SECOND READING**

23. Ordinance 2012-1200 – Passed second reading

ORDINANCE No. 2011-1200, passed first reading December 21, 2011

ORDINANCE granting to **COVENANT WASTE SERVICES, LLC, A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **SECOND READING**

24. Ordinance 2011-1164 – Passed third and final reading

ORDINANCE No. 2011-1164, passed second reading December 21, 2011

ORDINANCE granting to **GERARDO BERMUDEZ d/b/a GREASE RECYCLERS CO-OP & GREASE TRAP, 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 - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 25 and 26

25. Ordinance 2012-0016

ORDINANCE delegating to the Mayor the limited authority to select, approve and authorize an Electric Supply Agreement with a retail electric provider; providing a maximum contract amount

TAGGED BY COUNCIL MEMBER SULLIVAN

This was Item 14 on Agenda of December 21, 2011

26. Ordinance 2012-0017

ORDINANCE approving and authorizing contract between the City of Houston and **KIMLEY-HORN & ASSOCIATES, INC** for City-wide Parking Management Strategic Master Plan and Best Practices Assessment for the Administration & Regulatory Affairs Department; providing a maximum contract amount - \$438,140.00 - Parking Management Special Revenue Fund

TAGGED BY COUNCIL MEMBER SULLIVAN

This was Item 23 on Agenda of December 21, 2011

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Bradford 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

1/4/2012 – All Present