

AGENDA - COUNCIL MEETING - TUESDAY - JUNE 5, 2012 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2012-0402 to 2012-0422
ORDINANCES – 2012-0524 2012-0538
RESOLUTIONS – 2012-0017 to 2012-0018

2012-0401-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Cohen

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 2012-0403 – Procedural motion
Motion 2012-0404 – Procedural motion
Motion 2012-0405 – Procedural motion
Motion 2012-0406 – Procedural motion

HEARING - 1:30 P. M.

1. **Motion 2012-0402 – Close hearing**
PUBLIC HEARING on the City Budgets for the time period July 1, 2012 through June 30, 2013

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JUNE 6, 2012 - 9:00 A. M.

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

Motion 2012-0407 – Suspend rules to consider Items 2 thru 6 and 14 after the Financial Report

Motion 2012-0408 – Accept report

9:00 A.M. - REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

MAYOR'S REPORT - Criminal Justice Infrastructure Plan

CONSENT AGENDA NUMBERS 2 through 31

MISCELLANEOUS - NUMBERS 2 through 6

2. **Motion 2012-0409**

REQUEST from Mayor for confirmation of the appointment of the following individuals to the **AUTOMOTIVE BOARD** for one-year terms:

Position One - **MR. JERRY M. SUTTON**

Position Two - **MR. RYAN WINKELMANN**

3. **Motion 2012-0410**

REQUEST from Mayor for confirmation of the appointment of **MS. KIM TUTCHER**, to Position Ten of the **HOUSTON CENTER FOR LITERACY (Formerly HOUSTON READ COMMISSION)**, for a term to expire January 1, 2015

4. **Motion 2012-0411**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON ZOO DEVELOPMENT CORPORATION BOARD OF DIRECTORS**:

Position Three - **MS. SYLVIA ANN MAYER**, reappointment, for a term to expire 6/30/2014

Position Five - **MR. TONY CHASE**, appointment, for an unexpired term ending 6/30/2013

Position Seven - **MR. STEPHEN M. KAUFMAN**, appointment, for a term to expire 6/30/2014

Position Nine - **MS. SUZANNE NIMOCKS**, appointment, for a term to expire 6/30/2014, and to serve as Chair for a year to commence 7/1/2012

5. **Motion 2012-0412**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE MIDTOWN REDEVELOPMENT AUTHORITY**:

Position Three - **MR. ROBERT D. SELLINGSLOH**, reappointment, for a term to expire 12/31/2012; and to serve as Chair

Position Four - **MS. PAMELA NGO TRANPARK**, appointment, for a term to expire 12/31/2012

Position Five - **MR. DERRICK M. MITCHELL**, reappointment, for a term to expire 12/31/2012

Position Six - **MR. ABE S. GOREN**, reappointment, for a term to expire 12/31/2013

Position Seven - **MR. BILLY J. BRISCOE**, appointment, for a term to expire 12/31/2013

6. **Motion 2012-0413**

REQUEST from Mayor for confirmation of the appointment of **MR. J. BRADLEY SPALDING**, to Position Three, on the **CIVIL SERVICE COMMISSION and the POLICE OFFICERS' and the FIRE FIGHTERS' CIVIL SERVICE COMMISSION**, for a three year term to commence on 6/15/2012 and to expire on 6/14/2015

PROPERTY - NUMBERS 7 through 8A

7. **Motion 2012-0414**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Timothy E. Buscha, on behalf of Frederick and Jane McCord, for abandonment and sale of a 10-foot-wide sanitary sewer easement, located in Lot 10, Tract 11A, and Tract 12A, Block 30, River Oaks Addition, Section Five, Parcels SY12-052 and SY12-090 - **DISTRICT G - PENNINGTON**

PROPERTY - continued

8. Motion 2012-0415

RECOMMENDATION from Director Department of Public Works & Engineering **TO RESCIND MOTION 2007-1100, 11/7/07, and APPROVE** a new motion declining the acceptance of, rejecting, and refusing the dedication of various portions of streets and alleys, all located within the Institute Place Addition, out of the P. W. Rose Survey, A-645, Parcels SY12-067A through W **DISTRICT D - ADAMS**

a. Motion 2012-0416

RECOMMENDATION from Director Department of Public Works & Engineering **TO RESCIND MOTION 2007-1100, 11/7/07, and APPROVE** a new motion for the abandonment and sale of various portions of streets and alleys, in exchange for conveyance to the City of right-of-way for and construction of the realignment of Hepburn Street and Pawnee Street, all located within the Institute Place Addition, out of the P. W. Rose Survey, A-645, Parcels SY12-049A through J, SY12-050A through B, and AY12-087A through D - **DISTRICT D - ADAMS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 13

9. Motion 2012-0417

INX, LLC for Cisco Network Equipment through the Texas Department of Information Resources for the Houston Airport System - \$376,853.11 - Enterprise Fund

10. Ordinance 2012-0524

ORDINANCE appropriating \$93,105.60 out of Water & Sewer System Consolidated Construction Fund for Fiberglass Buildings for the Public Works & Engineering Department

a. Motion 2012-0418

E CONTRACTORS USA, LLC for Fiberglass Buildings through the Interlocal Agreement for Cooperative Purchasing with Harris County Department of Education for Department of Public Works & Engineering

11. Motion 2012-0419

AMEND MOTION #2007-612, 6/20/07, TO EXTEND the term from June 26, 2012 to June 25, 2015 for Chemical, Sodium Hypochlorite for the Department of Public Works & Engineering, awarded to **ALTIVIA CORPORATION**

12. Motion 2012-0421

APPROVE spending authority for Emergency Replacement of the Pakscan System at the Northeast Water Purification Plant for the Department of Public Works & Engineering, awarded to **ENVIRONMENTAL IMPROVEMENTS, INC** - \$170,000.00 - Enterprise Fund

13. Motion 2012-0420

APPROVE spending authority for Emergency Filter Repair Services at the Northeast Water Purification Plant for the Department of Public Works & Engineering, awarded to **HARTWELL ENVIRONMENTAL CORPORATION** - \$311,190.00 - Enterprise Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 14 through 31

14. Resolution 2012-0017

RESOLUTION authorizing the City's creation of **HOUSTON FORENSIC SCIENCE LGC, INC, a Local Government Corporation**, approving the certificate of formation

RESOLUTIONS AND ORDINANCES - continued

15. Resolution 2012-0018

RESOLUTION designating the **H. GEORGE SCHNEIDER HOUSE** located at 3434 Del Monte Drive and the **BIRDSALL P. BRISCOE HOUSE** located at 1829 Sharp Place and the **JOHN F. STAUB HOUSE** located at 3511 Del Monte Drive within the City of Houston as historic landmarks **DISTRICT G - PENNINGTON**

16. Council Member Brown tagged

ORDINANCE approving and authorizing contract between the City of Houston and **AIDS FOUNDATION HOUSTON, INC**, to provide \$507,750.51 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of A Friendly Haven and the Help House, two community residences, along with the provision of supportive services

17. Council Member Brown tagged

ORDINANCE approving and authorizing contract between the City of Houston and **AIDS FOUNDATION HOUSTON, INC**, to provide \$467,804.00 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of the Bures Street Apartments and Chupik House, two community residences, along with the provision of supportive services

18. Ordinance 2012-0525

ORDINANCE appropriating \$80,000.00 out of Equipment Acquisition Fund for the Refurbishment of the Video Arraignment System for the Municipal Courts Department

19. Ordinance 2012-0526

ORDINANCE consenting to the addition of 2.7472 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 220**, for inclusion in its district

20. Ordinance 2012-0527

ORDINANCE awarding contract to **QUALITY TOWER SERVICES, LTD.** for Repair & Maintenance Services for Communications Towers for the Information Technology Department; providing a maximum contract amount - 3 Years with two one-year options - \$95,309.38 General Fund

21. Ordinance 2012-0528

ORDINANCE awarding sole source contract to **GE INTELLIGENT PLATFORMS, INC**, for Human Machine Interface Software and Services for the Public Works & Engineering Department; providing a maximum contract amount - 5 Years - \$1,385,000.00 - Enterprise Fund

22. Council Member Costello tagged

ORDINANCE awarding contract to **HOWARD TREY RON DISTRIBUTORS, INC** for Ice Machine Rental Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$1,234,665.60 - General, Enterprise and Special Revenue Funds

23. Ordinance 2012-0531

ORDINANCE approving and authorizing the acceptance of the artworks of **Cosmonaut Y. A. Gagarin** and **Astronaut John Glenn** into the City Art Collection to be located at Gragg Park, Headquarters of the Houston Parks and Recreation Department - **DISTRICT I - RODRIGUEZ**

24. Ordinance 2012-0532

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and the **CITY OF SAN ANTONIO** to Support the SunShot Initiative: Rooftop Solar Challenge

RESOLUTIONS AND ORDINANCES - continued

25. Ordinance 2012-0533

ORDINANCE appropriating \$140,000.00 out of Parks Consolidated Construction Fund as an additional appropriation for the City Wide Roof Consulting Services Task Order Contract between the City of Houston and **BUILDING ENVELOPE CONSULTANTS, LLC** for Various City Departments; amending Ordinance No. 2008-0890 to increase the maximum contract amount **DISTRICTS A - BROWN; H - GONZALEZ and I - RODRIGUEZ**

26. Ordinance 2012-0534

ORDINANCE appropriating \$699,025.00 out of Fire Consolidated Construction Fund and approving and authorizing Professional Architectural Services Contract between the City of Houston and **BROWN REYNOLDS WATFORD ARCHITECTS, INC** for Design and Construction Phase Services for the New Fire Station 84; providing funding for the Civic Art Program and contingencies relating to construction of facilities financed by the Fire Consolidated Construction Fund - **DISTRICT B - DAVIS**

27. Ordinance 2012-0529

ORDINANCE appropriating \$5,708,083.69 out of Street & Traffic Control & Storm Drainage DDSRF and \$503,107.38 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JFT CONSTRUCTION, INC** for Neighborhood Street Reconstruction Project 446A; 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 services, CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF and the Water & Sewer System Consolidated Construction Fund - **DISTRICT K - GREEN**

28. Ordinance 2012-0535

ORDINANCE appropriating \$1,098,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Jadewood 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, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - BROWN**

29. Ordinance 2012-0530

ORDINANCE appropriating \$7,021,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LEM CONSTRUCTION COMPANY, INC** for Almeda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements Package 2; 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 D - ADAMS**

30. Ordinance 2012-0460 – Passed third and final reading

ORDINANCE No. 2012-0460, passed second reading May 30, 2012

ORDINANCE granting to **JOSE PULIDO dba PULIDO TRUCKING 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 **THIRD AND FINAL READING**

RESOLUTIONS AND ORDINANCES - continued

31. Ordinance 2012-0461 – Passed third and final reading

ORDINANCE No. 2012-0461, passed second reading May 30, 2012

ORDINANCE granting to **PAMELA BUSSEY dba 1ST CHOICE GREASE 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 - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 32

MISCELLANEOUS

32. Motion 2012-0422 – Close nominations

RECEIVE nominations for appointments or reappointments to Positions 19 and 22 on the **HOUSTON CENTER FOR LITERACY (Formerly HOUSTON READ COMMISSION)**, for three-year staggered terms

Council Member Rodriguez nominated Ms. Adriana Tamez for reappointment to Position 19
Council Member Costello nominated Ms. Shelli Mims Lindley for appointment to Position 22

MATTERS HELD - NUMBERS 33 through 35

33. Ordinance 2012-0536

ORDINANCE approving and authorizing an Economic Development Agreement between the City of Houston, Texas, and **EASTGROUP PROPERTIES, LP** for the development, construction and operation of a Commercial and Industrial Development - **DISTRICT B - DAVIS**

TAGGED BY COUNCIL MEMBER SULLIVAN

This was Item 27 on Agenda of May 30, 2012

34. Ordinance 2012-0537

ORDINANCE appropriating \$90,000.00 out of Solid Waste Consolidated Construction Fund; \$40,000.00 out of Public Health Consolidated Construction Fund for Professional Environmental Consulting Services Task Order Program - **TAGGED BY COUNCIL MEMBER GREEN**

This was Item 48 on Agenda of May 30, 2012

35. Ordinance 2012-0538

ORDINANCE appropriating \$3,445,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.**, for Northeast Water Purification Plant Improvements - Sedimentation Basin Sludge Collector Replacements; 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** - **TAGGED BY COUNCIL MEMBER SULLIVAN**

This was Item 66 on Agenda of May 30, 2012

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Sullivan first

ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER

NOTE - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

06/05/2012 - All Present

06/06/2012 - All Present