

AGENDA - COUNCIL MEETING - WEDNESDAY - MAY 30, 2012 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2012-0373 to 2012-0401
ORDINANCES – 2012-0477to 2012-0523
RESOLUTIONS – 2012-0016

2012-0372-1

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Brown

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 2012-0379 – Procedural motion
Motion 2012-0380 – Procedural motion
Motion 2012-0381 – Procedural motion
Motion 2012-0382 – Procedural motion
Motion 2012-0383 – Procedural motion
Motion 2012-0384 – Procedural motion

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 69

MISCELLANEOUS - NUMBERS 1 through 6

- 1. Motion 2012-0373**
REQUEST from Mayor for confirmation of the appointment of **MR. NEAL RACKLEFF** as Director of the **Housing and Community Development Department**
- 2. Motion 2012-0374**
REQUEST from Mayor for confirmation of the appointment of **MS. KATHERINE "KATYE" TIPTON** as Director of the **Department of Neighborhoods**
- 3. Motion 2012-0375**
REQUEST from Mayor for confirmation of the reappointment of **HONORABLE BARBARA E. HARTLE** as Presiding Judge

MISCELLANEOUS - continued

4. Motion 2012-0376

REQUEST from Mayor for confirmation of the reappointment of **MR. FRANKLIN D. R. JONES, JR. (HISD Representative)** to Position Six of the **OLD SPANISH TRAIL/ALMEDA CORRIDORS REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire May 6, 2014

5. Motion 2012-0377

REQUEST from Mayor for confirmation of the appointment of **MS. CANDICE ALEXANDER** to Position Seven of the **REINVESTMENT ZONE NUMBER TWENTY, SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY**, for a term to expire December 20, 2013

6. Motion 2012-0378

RECOMMENDATION from Director Mayor's Office of Business Opportunity for approval of a Leave of Absence without pay for **TIMIKA PRUDHOMME**, Employee #132265, for November 9, 2011 through January 2, 2012

ACCEPT WORK - NUMBERS 7 through 13

7. Motion 2012-0395

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$4,704,955.52 and acceptance of work on contract with **BOYER, INC** for Storm Water Improvements - IAH Fuel Committee Fuel Facility at George Bush Intercontinental Airport/Houston; Project No. 406 - 1.03% over the original contract amount and less than the original 5% contingency - **DISTRICT B - DAVIS**

8. Motion 2012-0396

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$3,637,946.00 and acceptance of work on contract with **THE GONZALEZ GROUP, LP** for Terminal A North, Gate A3 Expansion at George Bush Intercontinental Airport/Houston; Project No. 641 - 4.57% over the original contract amount and less than the original 5% contingency **DISTRICT B - DAVIS**

9. Motion 2012-0397

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,226,525.23 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Memorial Park Greenhouse - 6.93% over the original contract amount and under the 7% contingency - **DISTRICT C - COHEN**

10. Motion 2012-0388

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,383,833.73 and acceptance of work on contract with **TEXAS REEXCAVATION, L.C.** for Wastewater Collection System Rehabilitation and Renewal 0.053% under the original contract amount

11. Motion 2012-0389

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$867,444.99 and acceptance of work on contract with **MAR-CON SERVICES, L.L.C.** for Gulf Bank Paving from Vogel Creek to West Montgomery Road - 0.38% over the original contract amount and under 5% contingency amount - **DISTRICT A - BROWN**

ACCEPT WORK - continued

12. Motion 2012-0398

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,753,221.44 and acceptance of work on contract with **TIKON GROUP, INC** for Street and Traffic Enhancement for Near Northside Sidewalk Project - 4.05% over the original contract amount and under the 5% contingency amount - **DISTRICT H - GONZALEZ**

13. Motion 2012-0390

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$228,059.10 and acceptance of work on contract with **TEXAS REEXCAVATION, L.C.** for Neighborhood Back Lot Wastewater Substitute Service Program-First Montrose Commons - 0.77% under the original contract amount - **DISTRICT C - COHEN**

PROPERTY - NUMBER 14

14. Motion 2012-0391

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Chuck Davis, C. L. Davis & Company, on behalf of 7200 Main Corporation, (Joanne C. Stein, Vice President/Treasurer), for abandonment and sale of a portion of a 10-foot-wide utility easement, in exchange for conveyance to the City of a 10-foot-wide access easement, both within Block 8, Braeswood Addition, Section 1-A Replat, out of the P. W. Rose Survey, A-645, Parcels SY12-055 and AY12-090 - **DISTRICT K - GREEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 15 through 19

15. Motion 2012-0392

HANSEN INFORMATION TECHNOLOGIES for Purchase of Infor Enterprise Asset Management Software Subscription Services, Mobile Licenses and Mobile Maintenance Support Services from the General Services Administration Schedule 70 contract through the Cooperative Purchasing Program for the Houston Airport System - \$328,450.96 - Enterprise Fund

16. Motion 2012-0393

FLEET SAFETY EQUIPMENT, INC (Bid No. 2) for Automotive, Whelen Light Bars Replacement Parts and Repair Services for the Fleet Management Department - 3 Years with two one-year options - \$4,533,745.50 - Fleet Management Fund

17. Ordinance 2012-0478

ORDINANCE appropriating \$599,000.00 out of Water & Sewer System Consolidated Construction Fund to remove existing Bar Screen Systems and Furnish and Install new Bar Screen Systems & associated equipment for the Public Works & Engineering Department

a. **Motion 2012-0394**

INDUSTRIAL TX CORP. to Remove Existing Bar Screen Systems and Furnish and Install new Bar Screen Systems and Associated Equipment for Department of Public Works & Engineering

18. Ordinance 2012-0502

ORDINANCE appropriating \$912,410.00 out of Water & Sewer System Consolidated Construction Fund for Purchase of Nine Trailer Mounted Generators for Public Works & Engineering Department

PURCHASING AND TABULATION OF BIDS - continued

a. Motion 2012-0399

VOLVO CONSTRUCTION EQUIPMENT RENTS, INC for Trailer-Mounted Generators through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Department of Public Works & Engineering - \$518,112.00 - Enterprise Fund - \$1,430,522.00

19. Motion 2012-0400

UNISOURCE WORLDWIDE, INC - \$1,947,774.63, **OLMSTED-KIRK PAPER CO.** - \$460,763.86 and **OFFICEMAX, INCORPORATED** - \$345,656.82 for Copy Paper and Miscellaneous Paper Products for Various Departments - 5 Years - General, Enterprise and Other Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 20 through 69

20. Resolution 2012-0016

RESOLUTION designating the **R. KINGSLEY and ALMA MCHENRY HOUSE** located at 3660 Chevy Chase Drive and **DUKE/SHAPIRO HOUSE** located at 3441 N. Parkwood Drive within the City of Houston as historic landmarks - **DISTRICTS D - ADAMS and G - PENNINGTON**

21. Ordinance 2012-0479

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Brazos Street, from McKinney Street to Lamar Avenue; vacating and abandoning the street to the City of Houston, abutting owner, and dedicating a utility corridor, all in the John Austin Survey, A-1, Harris County, Texas, Parcels IT12-001 and VY12-016 **DISTRICT I - RODRIGUEZ**

22. Ordinance 2012-0480

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a variable width sanitary easement at the intersection of Waugh Drive and West Pierce Street, Obedience Smith Survey, A-696, Harris County, Texas; vacating and abandoning the easement to West Gray Residential LP, abutting owner, in consideration of owner's dedication to the City of a 45-foot-wide storm sewer easement, payment of \$300.00 and other consideration, Parcels SY11-101 and LY12-003 - **DISTRICT C - COHEN**

23. Ordinance 2012-0481

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of Briarway Court, Ivy Oaks Subdivision, William White Survey, A-836, Harris County, Texas; abandoning the easement to EBH Development, LP, abutting owner, in consideration of its payment to the City of \$426,630.00 and other consideration, Parcel SY9-010 **DISTRICT G - PENNINGTON**

24. Ordinance 2012-0482

ORDINANCE authorizing the sale to **HARRIS COUNTY, TEXAS**, of two easements out of Sand Canyon Park in consideration of payment to the City of \$6,735.00 and other consideration, Parcels SY12-006A and B

RESOLUTIONS AND ORDINANCES - continued

Motion 2012-0385 – Suspend rules to consider Item 25 out of order

Motion 2012-0386 – Suspend rules to extend time for Council Member Bradford to ask questions on Item 25

Motion 2012-0387 – Suspend rules to hear from Mr. Gary Kelly, CEO of Southwest Airlines on Item 25

25. Ordinance 2012-0477

ORDINANCE approving and authorizing Memorandum of Agreement by and between the City of Houston and **SOUTHWEST AIRLINES CO.** for the William P. Hobby International Expansion Project - **DISTRICT I - RODRIGUEZ**

26. Ordinance 2012-0483

ORDINANCE supplementing the City of Houston, Texas Combined Utility System Master Ordinance; providing for the issuance of Combined Utility System First Lien Revenue Refunding Bonds, Series 2012 in one or more series or subseries as may be further designated and described herein to refund the City's Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B-1; authorizing the Mayor and City Controller to approve the amounts, interest rates, prices, and terms thereof and certain other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds including the use of a Preliminary Official Statement and authorizing the preparation and distribution of an Official Statement and matters incident thereto; awarding the sale of the bonds; authorizing the defeasance, final payment, and discharge of Certain Outstanding Combined Utility System First Lien Revenue Bonds; authorizing the execution and delivery of an Escrow Agreement; authorizing the purchase of and subscription for Certain Escrowed Securities; authorizing Escrow Verification and Engagement of an Escrow Agent, authorizing a Co-Bond Counsel Agreement and a Special Disclosure Counsel Agreement; authorizing the execution and delivery of a Paying Agent/Registrar Agreement, a Remarketing Agreement and other related documents; making other provisions regarding such bonds; and declaring an emergency

27. Council Member Sullivan tagged

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**

28. Ordinance 2012-0503

ORDINANCE approving and authorizing Airport Use and Lease Agreement by and between the City of Houston and **JETBLUE AIRWAYS CORPORATION** for certain premises at William P. Hobby Airport - **DISTRICT I - RODRIGUEZ**

29. Ordinance 2012-0504

ORDINANCE amending Ordinance No. 2010-1046 to establish a maximum contract amount for contract between the City and **HARRIS COUNTY HOSPITAL DISTRICT** for HIV Health Education, Risk Reduction and Testing Services for the Houston Department of Health and Human Services - \$106,000.00 - Grant Fund

30. Ordinance 2012-0505

ORDINANCE approving and authorizing Loan Agreement between the City of Houston and **VILLAGE AT HICKORY GLEN APARTMENT HOMES, INC.**, to provide \$881,000 of Federal "HOME" Funds to assist with the construction of a 15 unit housing complex for low to moderate income persons with disabilities, to be located in Kingwood - **DISTRICT E - SULLIVAN**

RESOLUTIONS AND ORDINANCES - continued

31. Ordinance 2012-0506

ORDINANCE approving and authorizing Master Contractor Agreement between the City of Houston and **ALTURA HOMES DFW, LP**, as Contractor, and providing \$2,594,592.00 of Community Development Block Grant (Disaster Recovery) Funds for the Reconstruction of up to twenty-eight single family homes; approving and authorizing the form of Reconstruction Agreements for each of the single family home Reconstruction Projects; approving the guidelines applicable to such agreements; authorizing the Director of the Housing and Community Development Department to select, pursuant to the guidelines, eligible properties to be reconstructed - **DISTRICTS A - BROWN; B - DAVIS; D - ADAMS; H - GONZALEZ; I - RODRIGUEZ and K - GREEN**

32. Ordinance 2012-0507

ORDINANCE approving and authorizing contract between the City of Houston and **BREAD OF LIFE, INC**, in the amount of \$59,138.68 in Below Market Interest Rate Funds for the provision of Homeless Services in connection with the Texas Homeless Housing and Services Program **DISTRICT I - RODRIGUEZ**

33. Ordinance 2012-0508

ORDINANCE approving and authorizing contract between the City of Houston and **BREAD OF LIFE, INC**, in the amount of \$311,950.00 in Housing Trust Funds for the provision of Homeless Services in connection with the Texas Homeless Housing and Services Program - **DISTRICT I - RODRIGUEZ**

34. Ordinance 2012-0509

ORDINANCE approving and authorizing contract between the City of Houston and **SEARCH HOMELESS SERVICES, Formerly known as SERVICE of the EMERGENCY AID RESOURCE CENTER for the HOMELESS, INC**, in the amount of \$59,138.65 in Below Market Interest Rate Funds for the provision of Homeless Services in connection with the Texas Homeless Housing and Services Program - **DISTRICT I - RODRIGUEZ**

35. Ordinance 2012-0510

ORDINANCE approving and authorizing contract between the City of Houston and **SEARCH HOMELESS SERVICES, Formerly known as SERVICE of the EMERGENCY AID RESOURCE CENTER for the HOMELESS, INC**, in the amount of \$310,966.00 in Housing Trust Funds for the provision of Homeless Services in connection with the Texas Homeless Housing and Services Program - **DISTRICT I - RODRIGUEZ**

36. Ordinance 2012-0511

ORDINANCE approving and authorizing an amendment to Loan Agreement between the City of Houston and **STERLING GROVE, L.P.** to extend the deadline for completion of work in connection with the Repair and Rehabilitation of Sterling Grove Apartments, located at 6240 Antoine, Houston, Texas to house low to moderate income households - **DISTRICT A - BROWN**

37. Ordinance 2012-0512

ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON CENTER FOR LITERACY** to support the Mayor's Coalition for Literacy for the Houston Public Library Department; providing a maximum contract amount - 5 Years - \$2,000,000.00 - General Fund

RESOLUTIONS AND ORDINANCES - continued

38. Ordinance 2012-0513

ORDINANCE approving and authorizing contract between the City of Houston and **MILAM STREET AUTO STORAGE, INC d/b/a FAST TOW** for Vehicle Towing and Storage (Boot and Residential Permit Parking Program) for the Administration & Regulatory Affairs Department 3 Years with 2 one-year options

39. Ordinance 2012-0514

ORDINANCE appropriating \$99,098.39 out of Equipment Acquisition Consolidated Fund and \$48,623.04 out of Fleet/Equipment Special Revenue Fund for the Purchase of Capital Equipment for the Fleet Management Department

40. Ordinance 2012-0515

ORDINANCE appropriating \$300,000.00 out of Fire Consolidated Construction Fund and awarding contract to **TIMES CONSTRUCTION, INC** for Concrete Repair Services for Various Departments; establishing a maximum contract amount - 3 Years with two one-year options \$137,080.00 - General Fund - \$5,300,345.00 - Maximum contract amount

41. Ordinance 2012-0484

ORDINANCE approving and adopting an updated ongoing Service and Assessment Plan for and on behalf of the **LAMAR TERRACE PUBLIC IMPROVEMENT DISTRICT NO. 2** covering the period 2012 through 2021 pursuant to Chapter 372 of the Texas Local Government Code **DISTRICT G - PENNINGTON**

42. Ordinance 2012-0482

ORDINANCE appropriating \$215,046.23 out of Fund 7508, Lamar Terrace Public Improvement District No. 2 Fund, for payment to **SAINT GEORGE PLACE REDEVELOPMENT AUTHORITY** pursuant to Ordinance No. 2003-0432 - **DISTRICT G - PENNINGTON**

43. Ordinance 2012-0516

ORDINANCE appropriating \$56,646,396.09 out of Tax Increment Funds for Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone), Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), Reinvestment Zone Number Three, City of Houston, Texas (Main Street/Market Square Zone), Reinvestment Zone Number Four, City of Houston, Texas (Village Enclaves Zone), Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone), Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Almeda Corridors Zone), Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate Zone), Reinvestment Zone Number Nine, City of Houston, Texas (South Post Oak Zone), Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone), Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone), Reinvestment Zone Number Twelve, City of Houston, Texas (City Park Zone), Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone), Reinvestment Zone Number Fourteen, City of Houston, Texas (Fourth Ward Zone), Reinvestment Zone Number Fifteen, City of Houston, Texas (East Downtown Zone), Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone), Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone), and Reinvestment Zone Number Nineteen, City of Houston, Texas (Upper Kirby Zone), for affordable housing, administrative expenses, payment of project costs, payments to Houston Independent School District, Aldine Independent School District, Houston Housing Finance Corporation, and certain redevelopment authorities as provided herein

RESOLUTIONS AND ORDINANCES - continued

44. Ordinance 2012-0517

ORDINANCE appropriating \$67,192,791.64 out of Tax Increment Funds for Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone), Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), Reinvestment Zone Number Three, City of Houston, Texas (Main Street/Market Square Zone), Reinvestment Zone Number Four, City of Houston, Texas (Village Enclaves Zone), Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone), Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Almeda Corridors Zone), Reinvestment Zone Number Eight, City Of Houston, Texas (Gulfgate Zone), Reinvestment Zone Number Nine, City of Houston, Texas (South Post Oak Zone), Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone), Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone), Reinvestment Zone Number Twelve, City of Houston, Texas (City Park Zone), Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone), Reinvestment Zone Number Fourteen, City of Houston, Texas (Fourth Ward Zone), Reinvestment Zone Number Fifteen, City of Houston, Texas (East Downtown Zone), Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone), Reinvestment Zone Number Seventeen, City of Houston, Texas (Memorial City Zone), Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone), Reinvestment Zone Number Nineteen, City of Houston, Texas (Upper Kirby Zone), Reinvestment Zone Number Twenty, City of Houston, Texas (Southwest Houston Zone), Reinvestment Zone Number Twenty-One, City of Houston, Texas (Hardy/Near Northside Zone), and Reinvestment Zone Number Twenty-Two, City of Houston Texas (Leland Woods Zone), for payment of affordable housing costs, payment of administrative expenses, payment of project costs, payment to Houston Housing Finance Corporation, and payments to certain redevelopment authorities as provided herein

45. Ordinance 2012-0486

ORDINANCE issuing a permit to **COWBOY PIPELINE SERVICES COMPANY, L.P.** to operate, maintain, improve, repair and replace one existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued **DISTRICTS E - SULLIVAN and I - RODRIGUEZ**

46. Ordinance 2012-0487

ORDINANCE issuing a permit to **TRANSCONTINENTAL GAS PIPE LINE COMPANY, LLC** to operate, maintain, improve, repair and replace existing pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICTS A - BROWN; B - DAVIS; E - SULLIVAN and F - HOANG**

47. Ordinance 2012-0518

ORDINANCE appropriating \$2,766,868.00 out of Parks Special Fund; awarding construction contract to **J.E. DUNN CONSTRUCTION COMPANY** for Bethel Park; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and materials testing services, and contingencies relating to construction of facilities financed by Parks Special Fund - **DISTRICT C - COHEN**

48. Council Member Green tagged

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

RESOLUTIONS AND ORDINANCES - continued

49. Ordinance 2012-0519

ORDINANCE approving and authorizing License Agreement between the City of Houston and **SMG** as Manager of Reliant Park, for the use of Reliant Park facilities by the Department of Health & Human Services to conduct the Sixth Annual Hip Hop for HIV Awareness Campaign \$78,547.43 - Grant Fund - **DISTRICT K - GREEN**

50. Ordinance 2012-0488

ORDINANCE appropriating \$519,361.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for contract between the City of Houston and **BL TECHNOLOGY, INC** (Approved by Ordinance No. 2007-0972) for Safety and Security Services at Kingwood, Beltway and West District Wastewater Treatment Plants for the Public Works & Engineering Department - **DISTRICTS E - SULLIVAN; F - HOANG and G - PENNINGTON**

51. Ordinance 2012-0489

ORDINANCE approving and authorizing first amendment to Lease Agreement between **TELTCHIK ACADEMY, INC, A Texas Corporation, dba TRAFTON ACADEMY**, as Tenant, and the City of Houston, Texas, as landlord, for 1.0066 acres of land (Parcel LE 94- 4), more or less, located at 10500 Cliffwood, Houston, Harris County, Texas - Revenue - **DISTRICT K - GREEN**

52. Ordinance 2012-0520

ORDINANCE appropriating \$226,275.00 out of Parks Consolidated Construction Fund; awarding construction contract to **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Swimming Pool Improvements - Chairlifts; 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 contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund

53. Ordinance 2012-0490

ORDINANCE approving and authorizing agreement between the City of Houston and **SEQUOIA IMPROVEMENT DISTRICT** for Sanitary Sewer Services

54. Ordinance 2012-0521

ORDINANCE appropriating \$3,000,000.00 out of Street & Traffic Control and Storm Drainage DDSRF; approving and authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnations of such real property and associated costs for Appraisal Fees, Title Policies/Services, expenses associated with removing improvements from the right-of-way, relocation expenses, Recording Fees, other services in connection with negotiations to settle purchases, Court Costs and Expert Witness Fees, for and in connection with construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF and finding a public necessity for DDSRF projects

55. Ordinance 2012-0491

ORDINANCE appropriating \$917,875.38 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **IDCUS, INC** for Pinemont Drive: Ella Street to North Shepherd Drive (Approved by Ordinance No. 2011-0264); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF **DISTRICT C - COHEN**

RESOLUTIONS AND ORDINANCES - continued

56. Ordinance 2012-0492

ORDINANCE appropriating \$684,600.87 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **OTHON, INC** for Hughes Road from Beltway 8 to City Limits (Approved By Ordinance No. 2008-0816, as amended) and approving and authorizing a first amendment to the contract; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT D - ADAMS**

57. Ordinance 2012-0493

ORDINANCE appropriating \$1,907,063.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **WALTER P. MOORE AND ASSOCIATES, INC** for Almeda Road Reconstruction from MacGregor to Old Spanish Trail and Almeda Bridge Replacement over Brays Bayou (Approved by Ordinance No. 2011-0295); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control And Storm Drainage DDSRF **DISTRICT D - ADAMS**

58. Ordinance 2012-0494

ORDINANCE appropriating \$4,591,933.85 out of Street & Traffic Control and Storm Drainage DDSRF and \$951,651.73 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JFT CONSTRUCTION, INC** for Neighborhood Street Reconstruction Project 451; 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, 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**

59. Ordinance 2012-0495

ORDINANCE appropriating \$5,652,802.58 out of Metro Projects Construction DDSRF, \$2,482,076.52 out of Water & Sewer System Consolidated Construction Fund, \$1,738,120.90 out of Street & Traffic Control and Storm Drainage DDSRF awarding contract to **ANGEL BROTHERS ENTERPRISES, LTD.** for Ella (Wheatley) Paving and Drainage, W. Little York to W. Gulf Bank; 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 Metro Projects Construction DDSRF, Water & Sewer System Consolidated Construction Fund and Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT B - DAVIS**

60. Ordinance 2012-0496

ORDINANCE appropriating \$2,802,277.00 out of Metro Projects Construction DDSRF, awarding contract to **TRAFFIC SYSTEMS CONSTRUCTION, INC** for Citywide Traffic Signal Rebuild Package #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, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICTS A - BROWN; C - COHEN; D - ADAMS; E - SULLIVAN; I - RODRIGUEZ; J - LASTER and K - GREEN**

RESOLUTIONS AND ORDINANCES - continued

61. Ordinance 2012-0497

ORDINANCE appropriating \$1,445,226.00 out of Metro Projects Construction DDSRF, awarding contract to **TRAFFIC SYSTEMS CONSTRUCTION, INC** for 2012 Intersection Redesign; 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 DDSRF **DISTRICTS A - BROWN and F - HOANG**

62. Ordinance 2012-0498

ORDINANCE appropriating \$313,000.00 out of Metro Projects Construction DDSRF, awarding contract to **MAR-CON SERVICES, LLC** for Replacement of Timber Bridge at Shawnee Street across HCFCD #106-03-00; 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 Metro Projects Construction DDSRF - **DISTRICT E - SULLIVAN**

63. Ordinance 2012-0499

ORDINANCE appropriating \$229,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CONGO LLC** for Wastewater System/substitute Service Support - Peden, Bomar; 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 C - COHEN**

64. Ordinance 2012-0500

ORDINANCE appropriating \$254,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CONGO LLC** for Wastewater System/substitute Service Support - Peden, Bomar, 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, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - COHEN**

65. Ordinance 2012-0501

ORDINANCE appropriating \$3,250,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D.L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Forest West II Area; 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 - **DISTRICTS A - BROWN and C - COHEN**

RESOLUTIONS AND ORDINANCES - continued

66. Council Member Sullivan tagged

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**

67. Ordinance 2012-0460 – Passed second reading

ORDINANCE No. 2012-0460, passed first reading May 16, 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 **SECOND READING**

68. Ordinance 2012-0461 – Passed second reading

ORDINANCE No. 2012-0461, passed first reading May 16, 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 - **SECOND READING**

69. Ordinance 2012-0428 – Passed third and final reading

ORDINANCE No. 2012-0428, passed second reading May 16, 2012

ORDINANCE granting to **MAGNA FLOW INTERNATIONAL, INC dba MAGNA FLOW ENVIRONMENTAL, 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 - **THIRD READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 70

MISCELLANEOUS

70. Motion 2012-0401

MOTION TO SET A DATE not less than seven days from May 30, 2012, to 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 – Set June 6, 2012

MATTERS HELD - NUMBERS 71 and 72

71. Ordinance 2012-0522

ORDINANCE **AMENDING ARTICLE XII OF CHAPTER 40 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to monitoring wells and environmental test boring facilities, containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability - **TAGGED BY COUNCIL MEMBER BROWN**

This was Item 15 on Agenda of May 16, 2012

72. Ordinance 2012-0523

ORDINANCE appropriating \$284,405.00 out of Metro Projects Construction DDSRF, \$284,405.00 out of Contribution for Capital Projects Fund; approving and authorizing Professional Engineering Services Contract between the City of Houston and **FCM ENGINEERS, P.C.** for S. Post Oak Paving and Drainage from Beltway 8 to FM 2234; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF and Contribution for Capital Projects Fund - **DISTRICT K - GREEN**

TAGGED BY COUNCIL MEMBER GREEN

This was Item 32 on Agenda of May 16, 2012

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Rodriguez 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

5/30/2012 – All Present