

AGENDA - COUNCIL MEETING - TUESDAY - JUNE 18, 2013 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2013-0390 to 2013-0440
ORDINANCES – 2013-0581 to 2013-0617
RESOLUTION – None

2013-0389-1

Motion 2013-0410 - omitted

INVOCATION 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

NOTE: If a translator is required, please advise when reserving time to speak

Motion 2013-0390 – Procedural motion
Motion 2013-0391 – Procedural motion
Motion 2013-0392 – Procedural motion
Motion 2013-0393 – Procedural motion
Motion 2013-0394 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JUNE 19, 2013 - 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 51

MISCELLANEOUS - NUMBER 1

1. **Council Members Costello, Bradford and Adams tagged**

RECOMMENDATION from Director Finance Department to approve the Fiscal Year 2014-2018 Capital Improvement Plan (CIP) and establish a charge of \$75.00 plus postage for the adopted CIP documents and a charge of \$5.00 plus postage for a CD version

(proposed CIP amendments begins at page 14 – proposed motions were also tagged)

PURCHASING AND TABULATION OF BIDS - NUMBERS 2 through 7

2. **Motion 2013-0395**
RICHARDS CARLBERG, INC for 311 Mobile Application Marketing and Promotional Services for the Administration & Regulatory Affairs Department - \$250,000.00 - General and Houston Emergency Center Funds
3. **Ordinance 2013-0602**
ORDINANCE appropriating \$541,100.90 out of Parks Consolidated Construction Fund for Construction Services for Sitework at Shady Lane Park Playground for the General Services Department on behalf of the Parks and Recreation Department - \$220,000.00 - Grant Fund
- a. **Motion 2013-0399**
KRAFTSMAN LP dba KRAFTSMAN COMMERCIAL PLAYGROUNDS AND PARK EQUIPMENT for Construction Services for Sitework at Shady Lane Park Playground through the Interlocal Agreement for Cooperative Purchasing with BuyBoard for the General Services Department on behalf of the Parks and Recreation Department - \$724,858.00 and contingencies for a total amount not to exceed \$761,100.90; \$541,100.90 - Parks Consolidated Construction Fund and \$220,000.00 - Grant Fund - **DISTRICT B - DAVIS**
4. **Pulled-Not Considered**
TEXAS ASSOCIATION OF LOCAL HEALTH OFFICIALS, INC for Biosense Connection Interface Services for the Department of Health & Human Services - \$245,500.00 - Grant Fund
5. **Motion 2013-0396**
GOWAN, INC to Remove Existing Actuators and Furnish and Install New Actuators for the Department of Public Works & Engineering - \$149,715.98 - Enterprise Fund
6. **Ordinance 2013-0581**
ORDINANCE appropriating \$11,057,039.00 out of Water & Sewer System Consolidated Construction Fund for the purchase of Upgraded Hardware and Installation Services to Waste Water SCADA System and Interconnect Expansion of the WiMax/Microwave Radio System for Public Works & Engineering
- a. **Motion 2013-0397**
UNICOM GOVERNMENT, INC for Purchase of Hardware and Installation Services from U. S. Communities Government Purchasing Alliance contract for the Department of Public Works & Engineering
7. **Motion 2013-0398**
BUCKEYE CLEANING CENTER-HOUSTON for Janitorial Supplies for Various Departments 3 Years with two one-year options - \$857,090.00 - General Fund

ORDINANCES - NUMBERS 8 through 51

8. **Ordinance 2013-0582**
ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 90-1292 (as amended by City of Houston Ordinance No. 2013-432 and Exhibit "B" of Houston Ordinance No. 2010-512), to amend the Master Classification Ordinance and pay structure to add six new job classifications; change six job classifications; and delete nine job classifications; providing a repealer; providing for severability

ORDINANCES - continued

9. Ordinance 2013-0603

ORDINANCE **AMENDING VARIOUS PROVISIONS OF CHAPTERS 2 AND 15 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the transfer of certain duties and responsibilities from the department of Administration and Regulatory Affairs to the Department of Finance; containing findings and other provisions relating to the foregoing subject; providing for severability

10. Ordinance 2013-0583

ORDINANCE accepting the proposal from **TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL**, approving and authorizing the purchase of Radio Equipment and Tower Insurance - \$164,291.00 - Property and Casualty Fund

11. Ordinance 2013-0604

ORDINANCE approving and authorizing first amendment to agreement for the support, advancement and promotion of the arts between the City and **HOUSTON ARTS ALLIANCE, THE HOUSTON MUSEUM DISTRICT ASSOCIATION, MILLER THEATRE ADVISORY BOARD, INC**, and **THEATER DISTRICT IMPROVEMENT, INC**

12. Ordinance 2013-0584

ORDINANCE appropriating and transferring \$45,000.00 out of Miscellaneous Capital Projects/Acquisition Commercial Paper Series E Fund into the General Fund for expenditures related to the Decision Lens Software

13. Ordinance 2013-0585

ORDINANCE appropriating \$45,000.00 out of Miscellaneous Capital Projects/Acquisitions Commercial Paper Series E Fund to support the purchase and implementation of the DBC Debt Manager Software License ("License"); approving and authorizing a Program License and Support Agreement and Supplement One to said agreement for the above license between the City and **SS&C TECHNOLOGIES, INC**; providing a maximum contract amount

14. Ordinance 2013-0605

ORDINANCE approving and authorizing first amendment to agreement for Benefits Consulting Services between the City and the **SEGAL COMPANY (WESTERN STATES), INC**

15. Ordinance 2013-0606

ORDINANCE approving and authorizing first amendment to agreement for the collection of delinquent ad valorem taxes of the City of Houston between the City and **LINEBARGER GOGGAN BLAIR & SAMPSON, LLP**

16. Council Members Gonzalez, Burks and Green tagged

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **THE HOUSTON PARKS BOARD LGC, INC** for the Bayou Greenways 2020 Project

17. Council Member Rodriguez tagged

ORDINANCE approving and authorizing contract between the City of Houston and **COHEN GROUP, INC** for On-Call Marketing and Media Buy Consulting Services for the Houston Airport System; providing a maximum contract amount \$5,250,000.00 - 5 years with 2 one year options Enterprise Funds - **DISTRICTS B - DAVIS; E - MARTIN and I - RODRIGUEZ**

18. Ordinance 2013-0586

ORDINANCE approving and authorizing a contract between the City and **MGT OF AMERICA, INC**, for a comprehensive fee and cost of service study; providing a maximum contract amount Initial Allocation - 2 years - \$50,000.00 - General Fund

ORDINANCES - continued

19. Ordinance 2013-0615

ORDINANCE approving and authorizing third amendment to contract between the City of Houston and **AIR PRODUCTS AND CHEMICALS, INC** (Approved by Ordinance No. 2007-730, as amended) for Operation and Maintenance of the Oxygen Plant at the 69th Street Wastewater Treatment Facility for the Public Works & Engineering Department

20. Ordinance 2013-0587

ORDINANCE appropriating \$33,850.00 out of Solid Waste Consolidated Construction Fund for Emergency Remediation and Cleanup of Hazardous Waste at 1502 Central for the General Services Department on behalf of the Solid Waste Management Department - **DISTRICT I - RODRIGUEZ**

21. Ordinance 2013-0588

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CONCENTRA HEALTH SERVICES, dba CONCENTRA MEDICAL CENTERS** for Occupational Medical Testing Services for Various Departments

22. Ordinance 2013-0589

ORDINANCE consenting to the addition of 337.104 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 30**, for inclusion in its district

23. Ordinance 2013-0590

ORDINANCE appropriating \$1,738,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for Professional Engineering Services Associated with the Design of Capital Improvements to Rampart Street drainage and paving, Shepherd Drive drainage and paving, and Airline Drive drainage and paving (Approved by Ordinance No. 2007-0596); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICTS C - COHEN; G - PENNINGTON and J - LASTER**

24. Ordinance 2013-0616

ORDINANCE appropriating \$287,000.00 out of Contribution for Capital Projects Fund, and \$294,200.00 out of Metro Projects Construction DDSRF as an additional appropriation to the Project Partnership Agreement between the City of Houston and the **UNITED STATES ARMY CORPS OF ENGINEERS** for Construction of the Sims Bayou Recreation Plan Project approved by Ordinance Number 2012-0029; approving and authorizing first amendment to the Project Partnership Agreement - **DISTRICTS D - ADAMS; I - RODRIGUEZ and K - GREEN**

25. Ordinance 2013-0607

ORDINANCE approving and authorizing first amendment and appropriating \$534,000.00 out of the Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **IDS ENGINEERING GROUP (Formerly PATE ENGINEERS, INC)** for Southpark and Southcrest Drainage and Paving Improvements (Approved by Ordinance No. 2011-0508); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICTS D - ADAMS and E - MARTIN**

ORDINANCES - continued

26. Ordinance 2013-0591

ORDINANCE appropriating \$750,000.00 out of Metro Projects Construction DDSRF and \$250,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LANDTECH CONSULTANTS, INC** for Negotiated Work Orders for Pre-Engineering of Local Streets Improvements; providing funding for construction of facilities financed by the Metro Projects Construction DDSRF and the Street & Traffic Control and Storm Drainage DDSRF

27. Ordinance 2013-0592

ORDINANCE appropriating \$1,670,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Architectural/Engineering Services Contract between the City of Houston and **HUITT-ZOLLARS, INC** for Building Improvements for Water Facilities at East Water Purification Plant (EWPP), Northeast Water Purification Plant (NEWPP), Southeast Water Purification Plant (SEWPP), and Ardmore; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - ADAMS and E - MARTIN**

28. Ordinance 2013-0608

ORDINANCE appropriating \$4,174,000.00 out of Street & Traffic Control & Storm Drainage DDSRF and \$1,546,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JFT CONSTRUCTION, INC** for Southpark and Southcrest Area Drainage and Paving 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 Street & Traffic Control & Storm Drainage DDSRF and the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**

29. Ordinance 2013-0593

ORDINANCE appropriating \$1,706,985.40 out of Street & Traffic Control and Storm Drainage DDSRF awarding contract to **METRO CITY CONSTRUCTION, L.P.** for White Oak Bayou Cottage Grove Subdivision Low Impact Development Demonstration 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 Street & Traffic Control and Storm Drainage DDSRF - \$238,014.60 Grant Fund - **DISTRICT C - COHEN**

30. Council Member Davis tagged

ORDINANCE appropriating \$13,028,034.00 out of Street & Traffic Control & Storm Drainage DDSRF and \$1,866,766.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **ANGEL BROTHERS ENTERPRISES, LTD.** for Paving of West Little York Road from Wheatley to T.C. Jester and West of T.C. Jester; 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 Street & Traffic Control & Storm Drainage DDSRF and the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - BROWN and B - DAVIS**

ORDINANCES - continued

31. Ordinance 2013-0594

ORDINANCE appropriating \$8,459,916.00 out of Street & Traffic Control and Storm Drainage DDSRF and \$2,486,884.00 out of Water & Sewer System Consolidate Construction Fund, awarding contract to **SER CONSTRUCTION PARTNERS, LLC** for Construction of Airline Drive: North Main to North Loop (IH610); 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 Street & Traffic Control and Storm Drainage DDSRF and Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GONZALEZ**

32. Ordinance 2013-0609

ORDINANCE appropriating \$5,128,964.00 out of Metro Projects Construction DDSRF and \$228,036.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS STERLING CONSTRUCTION CO.** for Bridge Widening for Parker Road over Hardy Toll Road; 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 Metro Projects Construction DDSRF and Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - DAVIS and H - GONZALEZ**

33. Ordinance 2013-0595

ORDINANCE appropriating \$2,518,950.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **INDUSTRIAL TX CORP.** for Wastewater Process Unit Cleaning and Evaluation; 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 the Water & Sewer System Consolidated Construction Fund

34. Ordinance 2013-0596

ORDINANCE appropriating \$8,651,035.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **SYNAGRO OF TEXAS-CDR, INC** for Wastewater Process Unit Cleaning and Evaluation; 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 the Water & Sewer System Consolidated Construction Fund

35. Ordinance 2013-0597

ORDINANCE appropriating \$1,341,993.00 out of Water & Sewer System Consolidated Construction Fund, awarding contact to **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation; 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 the Water & Sewer System Consolidated Construction Fund (4277-71)

ORDINANCES - continued

36. Ordinance 2013-0598

ORDINANCE appropriating \$1,369,561.00 out of Water & Sewer System Consolidated Construction Fund, awarding contact to **ENVIROWASTE SERVICES GROUP, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation; 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 the Water & Sewer System Consolidated Construction Fund (4277-72)

37. Ordinance 2013-0610

ORDINANCE appropriating \$4,459,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Grenshaw Lift Station and Force Main; 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 B - DAVIS**

38. Ordinance 2013-0599

ORDINANCE appropriating \$2,728,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **C. F. MCDONALD ELECTRIC, INC** for 69th Street Wastewater Treatment Plant - Main Lift Station Redundant Outdoor Electrical Switchgears 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 H - GONZALEZ**

39. Ordinance 2013-0611

ORDINANCE appropriating \$6,650,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CALCO CONTRACTING, LTD.** for Sewer Service to Unserved Areas of Golden Glade Estates Subdivision - 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 Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**

40. Ordinance 2013-0600

ORDINANCE appropriating \$1,557,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **GRAVA LLC** for Wastewater System/Substitute Service Support - Burgoyne and Lombardy; 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 C - COHEN; G - PENNINGTON and I - RODRIGUEZ**

ORDINANCES - continued

41. Ordinance 2013-0601

ORDINANCE appropriating \$13,042,400.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **OSCAR RENDA CONTRACTING, INC** for proposed 66-inch Water Line along Alameda-Genoa Rd and Monroe Rd from Monroe Rd to Airport Blvd; 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 D - ADAMS and I - RODRIGUEZ**

42. Ordinance 2013-0612

ORDINANCE appropriating \$7,401,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SER CONSTRUCTION PARTNERS, LLC.** for 42-Inch Water Line from West Airport to Braes 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 Water & Sewer System Consolidated Construction Fund **DISTRICT C - COHEN**

43. Ordinance 2013-0566 – Passed second reading

ORDINANCE No. 2013-566, passed first reading on June 12, 2013

ORDINANCE granting to **OIL MOP, LLC (d.b.a. OMI ENVIRONMENTAL SOLUTIONS), A Louisiana Limited Liability Company**, 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**

44. Ordinance 2013-0567 – Passed second reading

ORDINANCE No. 2013-567, passed first reading on June 12, 2013

ORDINANCE granting to **SOS LIQUID WASTE HAULERS, LTD CO., A Texas Limited Liability Company**, 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**

45. Ordinance 2013-0568 – Passed second reading

ORDINANCE No. 2013-568, passed first reading on June 12, 2013

ORDINANCE granting to **STANLEY VIVERETTE dba STANZ INTEGRATED CLEANING SOLUTIONS, 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**

46. Ordinance 2013-0569 – Passed second reading

ORDINANCE No. 2013-569, passed first reading on June 12, 2013

ORDINANCE granting to **PHOENIX POLLUTION CONTROL & 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**

ORDINANCES - continued

47. Ordinance 2013-0570 - Passed second reading

ORDINANCE No. 2013-570, passed first reading on June 12, 2013

ORDINANCE granting to **NORTHSTAR ENVIRONMENTAL GROUP INC, A Tennessee 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**

48. Ordinance 2013-0571 – Passed second reading

ORDINANCE No. 2013-571, passed first reading on June 12, 2013

ORDINANCE granting to **ROBERT E. JENKO, INC dba RELIABLE PIPE CLEANING, 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**

49. Ordinance 2013-0572 – Passed second reading

ORDINANCE No. 2013-572, passed first reading on June 12, 2013

ORDINANCE granting to **SOUTHWASTE DISPOSAL, LLC, A Texas Limited Liability Company**, 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**

50. Ordinance 2013-0573 – Passed second reading

ORDINANCE No. 2013-573, passed first reading on June 12, 2013

ORDINANCE granting to **FIRST CLASS RENTALS, LLC, A Texas Limited Liability Company**, 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**

51. Ordinance 2013-0574 – Passed second reading

ORDINANCE No. 2013-574, passed first reading on June 12, 2013

ORDINANCE granting to **UNITED ENVIRONMENTAL SERVICES, A Texas Limited Liability Company**, 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 52 through 55B

52. Ordinance 2013-0613

ORDINANCE **AMENDING VARIOUS PROVISIONS OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to dance halls, containing findings and other provisions related to the foregoing subject; declaring certain conduct to be unlawful and providing penalties therefor; containing a savings clause; providing for severability

TAGGED BY COUNCIL MEMBER BROWN

This was Item 16 on Agenda of June 12, 2013

MATTERS HELD - continued

53. Motion 2013-0400 – Adopt

MOTION by Council Member Gonzalez/Seconded by Council Member Adams to adopt recommendation from Purchasing Agent to **AMEND MOTION #2011-345, 4/27/11, TO INCREASE** spending authority from \$375,937.76 to \$469,922.20 for Electrical Lighting for Various Departments, on award to **CONSOLIDATED ELECTRICAL DISTRIBUTORS, ASTRO dba CED INDUSTRIAL** - General and Enterprise Funds
POSTPONED BY MOTION #2013-389, 6/12/13

This was Item 60 on Agenda of June 12, 2013

FISCAL YEAR 2014 BUDGET MATTERS HELD

54. Ordinance 2013-0614

ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIa, Section 1 of the City Charter; creating the Forensic Transition Special Fund and authorizing an appropriation therefor; authorizing certain transfers; making other provisions related to the subject; containing a repealer and a severability clause - **TAGGED BY COUNCIL MEMBER LASTER**

This was Item 56 on Agenda of June 12, 2013

55. Consideration of proposed amendments to Item 55A below, submitted in writing on June 12, 2013 by Council Members Burks, Noriega, Bradford, Christie, Brown, Davis, Adams, Martin, Pennington, Gonzalez, Rodriguez, Laster and Green, as set forth in the attached Exhibits (Amendments will be considered in the order of a matrix prepared by the Administration)

TAGGED BY COUNCIL MEMBER GONZALEZ

a. Ordinance 2013-0617 – Adopt as amended

ORDINANCE related to the Fiscal Affairs of the City; approving the annual budgets of the City of Houston, Texas, for Fiscal Year 2014, including provisions for future adjustment to certain fund balances; making various amendments to the proposed budgets; authorizing certain transfers; re-designating a Cash Reserve in the Fund Balance; amending Sections 4-19, 20-38, 43-38, and 47-423 of the Code of Ordinances, Houston, Texas; amending Ordinance 2010-476 relating to the Parking Management Special Revenue Fund; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability - **TAGGED BY COUNCIL MEMBER GONZALEZ**

This was Item 57 on Agenda of June 12, 2013

b. Motion 2013-0440 – Adopt

MOTION, as required by Section 102.007(c) of the Texas Local Government Code, the City Council hereby ratifies the projected increase in property tax revenue reflected in the budget

TAGGED BY COUNCIL MEMBER BRADFORD

This was Item 57A on Agenda of June 12, 2013

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

6/18/2013 - Council Member Noriega absent on personal business

6/19/2013 - Council Member Noriega absent on personal business

**Council Member Al Hoang
District F**

Amendment to Capital Improvement Project # 0-000180 - Alief MSC, Community Center and Library

I move to amend Form A for Capital Improvement Project No. 0-000180 in the Proposed 2014-2018 CIP with the attached redline version.

The changes move \$100,000 to FY2014 in order to begin basic conceptual design work with the Alief community. The changes also reaffirm the city's commitment to begin construction in FY2019.

**Council Member Larry V. Green
District K**

Capital Improvement Plan Budget Amendment - 1%" Maximum Funding Allocation for Planting Trees

I move to reinstate the 1% maximum funding allocation for planting trees from CIP street and bridge projects as an ordinance (not resolution). The funding source will be implemented as part of the Public Works & Engineering Dept. let construction contracts. This amendment should begin with the FY14 CIP effective July 1, 2013.

**Council Member Mike Laster
District J**

Laster CIP Amendment No.1; Agenda Item 1, June 19, 2013 (Speed Cushion Program)

I move the following CIP Amendment for Item 1:

Line Number	Amendment Number	Amendment	Council Member
	CIP Speed Cushion Program	I move that \$750,000 to be taken from Fund No. 2310 Dedicated Drainage and Street Renewal Fund (Proposed Budget PageIX-57) to be allocated to Commit Item No. 532020 Transfers to Capital Projects (Proposed Budget, PageIX-68) for use in providing funds for the installation of neighborhood speed cushions and administration of the program; and that said transferred funds shall be allocated to 4042 Street and Traffic Control, and Storm Drainage (DDRSRF) for use in CIP Project No. N320660 Neighborhood Traffic Management Program (P.67, Form A, proposed CIP).	Laster

**Council Member Mike Laster
District J**

Laster CIP Amendment No.2; Agenda Item 1, June 19, 2013 (Lee LeClear Tennis Center)

I move the following CIP Amendment for Item 1 (See attached Form A):

Line Number	Amendment Number	Amendment	Council Member
	CIP Lee LeClear Tennis Center	For CIP Project No. F-00784; Funding Laster Source 4502 Parks Consolidated Fund; move the appropriations of "4" in FY 2017 and "229" in FY 2018 forward to read "4" in FY 2015 and "229" to FY 2016 respectively.	Laster

**Council Member Wanda Adams
District D**

Amendment to CIP

I move to amend the CIP to add number 9.01 Edgewood Park to the Parks Master Plan for design of a new park. Funding to be identified by the administration.

**Council Member Wanda Adams
District D**

Amendment to CIP

I move to amend the CIP to add number 9.02 MacGregor Park to the Parks Master Plan. Funding to be identified by the administration.

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FY2014 Budget Amendments

Line Number	Amendment Number	Amendment	Council Member
1	12.01 Motion 2013-0405 - Adopt	All General Fund revenues and resources received in FY2014 in excess of \$2,207,376,250 shall be designated to the Fund Balance and shall not be appropriated for FY2014 expenditures. (Same effect as Martin 10.01)	Support – The Mayor will oppose all revenue decreases and all spending increases if this amendment is adopted.
2	10.01 Withdrawn	As adopted in the FY14 City of Houston Proposed Operating Budget, the City of Houston must commit to spending \$2,071,196,890 general fund dollars contained within the “General Fund Summary,” section II page 3, line item “Total Expenditures and Other Uses.” The City of Houston must not use any additional revenues for operations and must allocate all excess revenue to unassigned fund balance.	Support – The Mayor will oppose all revenue decreases and all spending increases if this amendment is adopted.
3	6.03 Refer to Fiscal Affairs Committee	The City of Houston shall have an independent third-party analysis on the quality, efficiency, and cost-effectiveness of citywide operations and support processes. The third-party analysis shall include recommended improvements and suggested plan for implementing those improvements. These firms shall be barred from contracting work with the city as a result of their recommendations. If fund do not exceed 7.8% within 90 days, the administration will return to council with the recommendation of an appropriate funding source. This budget amendment passed City Council on June 20, 2012. <u>Funding Source:</u> up to \$2,000,000.00 when projected fund balance exceeds 7.8% Council Member Brown withdrew substitute and referred to committee by consent of the Chair	Request withdrawal – The proposed budget already provides funds for 3 rd party review of the procurement process. Funds have also been set aside for internal reviews.
4	4.05 Withdrawn	This Amendment provides additional property tax relief for qualified older homeowners and assists them in keeping their homes. Currently, Harris County offers a \$160,000.00 over-65 homestead exemption. However, the City of Houston offers a \$70,862.00 exemption. This Amendment would raise the City of Houston exemption to \$160,000.00 for those homeowners over 65 years of age, effective January 1, 2014. Funding Option: Not Applicable	Request withdrawal – Since the cost of this action would be \$26.7M, the administration cannot accommodate this request without also considering budget and service cuts to off-set the deficit this amendment would create.
5	4.06 Motion 2013-0406 - Adopt	This Amendment provides additional property tax relief for qualified older homeowners and assists them in keeping their homes. Currently, Harris County offers a \$160,000.00 over-65 homestead exemption. However, the City of Houston offers a \$70,862.00 exemption. This Amendment would raise the City of Houston exemption to \$80,000.00 for those homeowners over 65 years of age, effective January 1, 2014. Eligible homeowners’ savings would range from \$0 to approximately \$58.00 annually. Funding Option: Not Applicable	Request withdrawal – Since the cost of this action would be \$3.8M, the administration cannot accommodate this request without also considering budget and service cuts the deficit this amendment would create. Should this item pass, the Mayor will vote against all amendments requiring additional spending.

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6	4.04 Withdrawn	<p>This Amendment provides additional property tax relief for qualified older homeowners and assists them in keeping their homes. Currently, Harris County offers a \$160,000.00 over-65 homestead exemption. However, the City of Houston offers a \$70,862.00 exemption. This Amendment would “freeze” or place a ceiling at this year’s (2013) appraisals of homes appraised between \$70,862.00 and \$160,000.00 for those homeowners over 65 years of age, effective January 1, 2014. However, in the future if the appraised value reaches \$160,000.00, the exemption shall not apply to any value exceeding \$160,000.00. Eligible homeowners’ savings would range from \$0 to approximately \$569.00 annually.</p> <p>Funding Option: Not Applicable</p>	<p>Request withdrawal – The City of Houston does not have the legal authority to mandate the actions of the Harris County Appraisal District, such as freezing appraisals at 2013 rates. Additionally, we cannot legally obligate councils or budgets beyond FY 14.</p>
7	2.01 Withdrawn	<p>Raise the Homestead exemption to \$125,000 in FY2015 for the over-65/ disabled persons. Increase this exemption by 5% each year until it is the equivalent of \$160,000.</p> <p>Explanation: In two years, Chapter 42 will raise property values.</p>	<p>Request withdrawal – This is not a legal motion. We cannot legally obligate future councils or budgets beyond FY14</p>
8	6.01 Withdrawn	<p>Currently, the City of Houston gives a \$70,862.00 over-65/disabled exemption. Harris County offers a \$160,000.00 over-65/disabled exemption. Following the trend of increased property values, in light of potential accelerated property value increases due to new chapter 42 high density growth city-wide, and in order to protect home-owners ability to keep their properties during this trend; this Amendment will increase the over-65/disabled exemption by \$14,138.00 to \$85,000.00 effective January 1, 2014, and will include an automatic \$15,000.00 a year increase in the exemption for the following five years (to match by 2019, the Harris County exemption of \$160,000.00).</p> <p><u>Funding Source:</u> Not Applicable (or General Revenue Fund 100 from unassigned projected ending fund balance of \$137,882,363.00)</p>	<p>Request withdrawal – This is not a legal motion. We cannot legally obligate future councils or budgets beyond FY14.</p>
9	7.01 Motion 2013-0411 – Adopt as amended	<p>The administration will allocate funding to purchase 25 surveillance camera systems for monitoring of chronic illegal dumping areas throughout council districts B, D, H, I, and K. These council districts have been identified by the Solid Waste Department as having the greatest issues with illegal dumping. Each council district will receive 5 camera systems for sole use within each said council district’s boundaries for illegal dumping surveillance. The camera systems cost approximately \$10,000.00 per unit creating a total funding amount of \$250,000.00.</p> <p>Proposed Substitute: The administration shall allocate funding to purchase 5 surveillance camera systems for monitoring of a chronic illegal dumping area in council district B. This council district area will be used to test a Pilot Program aimed at discouraging and prosecuting illegal dumping. The goal of the Pilot Program will be to determine the operational requirements to install, monitor or review, store date from, and staff the 5 cameras, as well as provide benchmarking for anticipated benefits of expansion of the program to other areas of the city similarly plagued by illegal dumping. A report will be made to the appropriate committee before December 31, 2013.</p>	<p>Request Motion to Substitute</p>

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<p>10</p>	<p>15.04 Motion 2013-0412 – Adopt written substitute motion</p>	<p>I move that during FY 2014 that the Legal Department and Mayor’s Office Of Economic Development:</p> <ol style="list-style-type: none"> 1. Draft and present to City Council for approval an ordinance that would create the “Clean It or Green It Tax Credit” to be applicable to ad valorem taxes on commercial or residential properties located inside the city limits and the extra-territorial jurisdiction of the City of Houston for the purposes if providing a financial incentive for the demolition of abandoned, dangerous or dilapidated buildings to create tracts of land that are ready for future re-development or for use in flood control mitigation purposes (the Tax Credit); 2. Establish regulations, guidelines and procedures for the implementation of the Tax Credit; 3. Establish a procedural time line or deadline of not later than January 1, 2016 by which the Tax Credit will be available for use on approved properties; 4. Establish administrative regulations providing that the Tax Credit shall be operated and administered by the Mayor’s Office of Economic Development, or other appropriate division or department of the City as may in later years be appropriate; 5. Establish a budget(s) for the annual management of the Tax Credit; and, 6. Allocating the amount of not less than \$15,000 to be taken from the Reserve Fund balance existing over 7.5% for the next fiscal year to be used in the initial implementation of the Tax Credit. <p>Written Substitute: In connection with the reauthorization of the City’s tax abatement guidelines that will expire in December 2013, examine the possibility of using tax abatements to encourage the demolition of deteriorating or deteriorated residential or commercial structures and the subsequent construction of new improvements on the property and , if determined possible, make recommendations for changes in the guidelines necessary to implement the program.</p>	<p>Request Motion to Substitute</p>
<p>11</p>	<p>2.05 Motion 2013-0413 - Adopt</p>	<p>HITS to work with appropriate departments to develop up-to-date electronic access available to Councilmembers that would eliminate the need for printed Agendas, Backups, MFOR’s, Quarterly Investment Reports and Budget Books that are traditionally used during City Council and Council Committee meetings.</p>	<p>Agree – This process has already begun.</p>

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12	3.02 Motion 2013-0414 – Substitute to refer to Transportation Technology and Infrastructure Committee for report within 90 days	Within 180 days the city will create an online 311 dashboard to provide 311 analytics to the public. This system will be created and monitored by ARA and will include as a minimum: number of reports by type, department issue referred to, resolution (no violation, resolved by land owner, resolved by city, not resolved, etc.), average, median, max, min and standard deviation of time to resolution. Other metrics shall be included as appropriate to fully evaluate the City’s response to 311 issues. An exception report of unresolved issues will be published online and provided to Council Member every 90 days. Allocate the amount of not less than \$10,000 to be taken from the Maintenance Renewal and Replacement Fund (529999)(Same as Adams 9.09).	Agree – The administration agrees with the need for this but it is already being accomplished with existing budgeted resources. Will report to Transportation, Technology and Infrastructure within 90 days.
13	4.08 Motion 2013-0415 - Adopt	<p>Super Neighborhood Councils represent geographically designated areas where residents, civic organizations, institutions and businesses work together to identify, plan, and set priorities to address the needs and concerns of their community. They form organizational structures, draft by-laws, and they are officially recognized by the Mayor and Council Members. To accomplish their objectives, Super Neighborhood representatives need information and statistical data that is organized, easily accessible, and geographically specific. To the extent existing City of Houston personnel and resources are available and adequate, this amendment requires the initiation of a process within 30 days after approval of the FY2014 Budget by the Police, Fire, Public Works and Engineering, Solid Waste Management, Parks and Recreation, Houston Emergency Center, Administration and Regulatory Affairs departments to utilize technology to sort information and statistical data via Super Neighborhood boundaries and make it available.</p> <p>This amendment only proffers the use of existing City personnel and resources; therefore no additional funding source needs to be identified. Funding Option: Not Applicable</p>	Agree – This capability already exists through MyCity. There is a data layer in the City’s GIS system for Super Neighborhoods. Any geographic data can be uploaded and displayed by Super Neighborhoods. The respective departments can work with the Planning Department’s GIS Division for further research and production.
14	9.06 Motion 2013-0416 - Adopt	Request that the Houston Public Library/Library Board establish a policy that would review funding sources for the Houston Center for Literacy in the amount of \$100,000. The need for the additional funding is due to the increase in providers that need the resources to assist with adult literacy programs. Allocate \$100,000 from Fund Balance 7.5% threshold per ordinance 2003-474.	Agree – The administration supports adult literacy programs and the proposed budget already provides \$400,000 per year to the Houston Center for Literacy
15	10.04 Withdrawn	Reassign (2) Houston Permitting Center full time employees to the Clear Lake HPD Substation/Municipal Court Annex, located at 2855 Bay Area Boulevard. For one day each week between the hours of 8:00am-5:00pm, with the exception of Thursdays. No additional funding is required.	Agree – The administration is currently accommodating this request and will assign staff once space and staffing are confirmed and available.

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16	13.03 Motion 2013-0417 – Substitute refer to committee for report in 90 days	The city will review current fire & building code requirements, including but not limited to sprinkler systems. The city will examine the current fee structure to ensure that it adequately supports the current safety of first responders and all citizens in the case of an emergency. Relevant stakeholders should be involved in the review process. An update should be presented to the Public Safety Committee within 90 days. Any related costs should be taken from remaining funds in the unrestricted reserve in excess of 7.5%.	Agree – PWE and HFD review building and fire codes respectively on a regular basis and the Finance Department reviews fees to ensure full cost recovery. The administration doesn't object if this is reviewed in committee.
17	14.02 Motion 2013-0418 – Adopt substitute	Dedicate 10% of overall BARC budget to intake prevention (ie. spay/neuter, micro chipping, and education awareness).	Agree – The proposed FY14 budget for BARC allocates 10354% of its budget for intake prevention.
18	14.03 Motion 2013-0419 - Adopt	Create a taskforce charged with developing a comprehensive plan to increase BARC budget annually with an overall goal of reducing intake and increasing live release rate by 50% within the next five years (10% annually).	Agree – The Administration is committed to increasing the live-release rate and has the elements in place for the proposed task force. Presentations were made to the Quality of Life committee during FY13 about BARC and will continue to do so in order to ensure Council Member input.
19	16.02 Motion 2013-0420 - Adopt	Respectfully incorporate the street lighting program within the City's CDBG funding for areas within low-moderate income areas (local streets only). HUD approved initiative. <u>Funding source:</u> CDBG dollars.	Agree – The Administration supports in principle and, upon reviewing our planned CDBG allocation for the upcoming fiscal year, we have determined that we can provide up to \$50K of CDBG funds for eligible street lighting activities. Council offices will need to contact HCD'S Public Facilities Division, and all proposals will have to go through the standard Public Facilities evaluation process to determine program eligibility.
20	2.02 Withdrawn	Eliminate the cost for a Performance Management Review and using these funds plus additional funding of \$300,000 from PWE, add to 3 additional FTE's to the Office of Business Opportunity for the contracts compliance team.	Request withdrawal – While the administration recognizes that there is a need for additional staff in OBO, we request the opportunity to verify the extent of that need through the Performance Management Review which is already underway.

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21	9.03 Withdrawn	Recommend that the Public Works Department budget for Contract Compliance Officers from their enterprise fund for the Department of Business Opportunity. Currently PWE provides a reimbursement for the expenses \$77, 156 incurred by OBO for an employee specifically designed for Public Works Contracts. Request that the \$77,156 remain in Department of Business Opportunity.	Request withdrawal – While the administration recognizes that there is a need for additional staff in OBO, we request the opportunity to verify the extent of that need through the Performance Management Review which is already underway.
22	4.03 Withdrawn	The Office of Business Opportunity (OBO) has requested and is scheduled to receive an increase of two (2) FTEs (Full-Time Equivalents) to be funded via the General Fund. Much of OBO’s daily activity deals with contract compliance and vendor services related to the Department of Public Works and Engineering (PWE) activities. Therefore, the costs of funding these two positions are recoverable from the Combined Utility System (CUS). This Amendment requires the Administration to charge-back or “cross-bill” the CUS of the PWE Department and recover these costs. Funding Option: CUS Fund No. 8300/8301/8305, FY2014 projected revenues \$1,001,651,700.00. Alternate Funding Option: Dedicated Drainage & Street Renewal Fund (DDSRF) Fund No. 2310/2000, FY2014 projected revenues \$176,907,700.00.	Request withdrawal – PWE funds are billed for OBO costs through the City’s Indirect Cost Allocation Plan. In FY14, the amount that PWE is being billed for OBO’s work through the Indirect Cost Allocation Plan is \$686 thousand. Since the Indirect Cost Allocation Plan is designed to charge funds based on the amount of support given to that fund, there is no legal justification to charge PWE funds more than they are paying already.
23	9.09 Withdrawn	Within 180 days the city will create an online 311 dashboard to provide 311 analytics to the public. This system will be created and monitored by ARA and will include as a minimum: number of reports by type, department issue referred to, resolution (no violation, resolved by land owner, resolved by city, not resolved, etc.), average, median, max, min and standard deviation of time to resolution. Other metrics shall be included as appropriate to fully evaluate the City’s response to 311 issues. An exception report of unresolved issues will be published online and provided to Council Member every 90 days. Allocate the amount of not less than \$10,000 to be taken from the Maintenance Renewal and Replacement Fund (529999)(Supported by Noriega 3.02)	Request withdrawal – addressed in 3.02

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24	15.02 Motion 2013-0421 – Substitute refer to appropriate committee	<p>I move that during FY 2014 that the Planning and Development Department, Legal Department and the Department of Neighborhoods, and the Mayor’s Office Of Economic Development:</p> <ol style="list-style-type: none"> 1. Begin the process of creating a database of each and all available written deed restrictions including plat maps associated with said restrictions “Deed Restriction Database” for neighborhoods located inside the city limits and the extra-territorial jurisdiction of the City of Houston (collectively the “Combined Limits of the City”) that have been recorded in the Official Public Records of Real Property of Harris, Montgomery, Fort Bend and Brazoria Counties or any other county within which the Combined Limits of the City may extend (“Officially Recorded Deed Restrictions”); 2. Establish administrative regulations providing that the Deed Restriction Database shall be operated and managed by the appropriate Department of the City of Houston. 3. Establish a budget(s) for the annual up-grade and operational management of the Deed Restriction Database; and, 4. Allocating the amount of not less than \$1,000,000 to be taken from the Reserve Fund balance existing over 7.5% for the next fiscal year to be used in the initial creation of the Deed Restriction Database. (Supported by Noriega 3.03) 	<p>Refer to committee. The Planning Department agrees to work with Council Members following a pilot establishment by Council Member Green’s office where district council members collect the restrictions from their civic clubs and HOAs and the boundaries that are covered by the restrictions. The City’s EGIS group in Planning will take the information supplied by District Council Offices and produce an online map feature in My City with the associated deed restriction data.</p>
25	3.03 Motion 2013-0422 – Substitute refer to committee	<p>Within 180 days the City shall establish an online database for neighborhood deed restrictions. The database may be stand alone or may use the GIS system as a platform. The database shall include all active deed restrictions within the City of Houston. Allocate the amount of not less than \$10,000 to be taken from GIS Revolving Fund Services (521630).(Encompassed in Laster 15.02)</p>	<p>Request withdrawal – Addressed in Laster 15.02</p>
26	9.04 Withdrawn	<p>Within 60 days, the Legal Department, Planning Department and Department of Neighborhoods draft a policy in addressing the Pro Bono Lawyers program that will assist in altering, amending or creating deed restrictions. The Legal Department will provide a set of deed restrictions for neighborhoods to choose in order to renew or implement deed restrictions in the City of Houston neighborhoods. Allocate \$2,000 from Legal Department Miscellaneous Support Services</p>	<p>Request withdrawal – Sample deed restrictions are already available on the Planning Department website. Additionally, there are extensive FAQs and resources for pursuing violations on the Legal Department’s website. A Pro Bono Lawyer Program has been created for the Chapter 42 roll-out.</p>

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27	14.05 Withdrawn	Increase funding to Legal Department FY 2014 Budget to create two additional attorney positions charged with enforcing neighborhood deed restrictions.	Request withdrawal. The Legal Department has no backlog in deed restriction enforcement. However, there is a need for assistance with dangerous buildings and, if funds are available throughout the fiscal year, the administration will make them available to the Legal Department for that purpose.
28	4.02 Motion 2013-0424 - FAILED	<p>Many of the City of Houston's After-School Program Initiatives (14 of 18) are dependent on grant dollars as a funding source or have no designated funding source at all. The unpredictability of grant dollars as a funding source does not allow for planned, ongoing, structured-type activities that are needed to help protect youth from crime, general victimization, or other destructive activities. Parents, program planners and youth need a recurring, dependable funding source to leverage the full benefits of out-of-school time activities. Also, a General Fund source would place the proper, and much needed, priority on After-School Programs as effective crime prevention strategies. This Amendment requires the Administration to identify \$1,500,000.00 to fund the participation for fifty (50) youth at each of thirty (30) locations designated by respective District Council Members.</p> <p>Funding Option: General Fund No. 1000, FY2014 projected revenues \$2,196,579,253.00.</p> <p>Alternate Funding Option: Police Department Asset Forfeiture Fund No. 2202/2203/2204/1000, FY2014 projected revenues \$12,600,000.00.</p> <p>Alternate Funding Option: Housing Department's Community Development Block Grant (CDBG).</p>	Request withdrawal – The administration already spends \$7M on after school programs. Additionally, all CDBG funds for services are committed through the 3 rd quarter of 2014 and are unavailable for this expenditure. The administration cannot support this amendment without consideration of budget and service cuts to off-set the deficit this amendment would create.

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<p>29</p>	<p>4.01 Motion 2013-0425 - FAILED</p>	<p>As of February 21, 2013, the Houston Police Department documented nearly 20,000 gang members in the Houston area. This represents a 33% increase in documented gang memberships in just the last three (3) years. Recognizing that summer jobs and after-school programs are effective crime prevention strategies, this Amendment addresses a real need to do something different because too many youth are still being detained, arrested and victimized. This Amendment requires the Administration to identify not less than \$3,000,000.00 to fund a Summer Jobs Program for Houston's Youth. The Program shall commence as soon as practical after approval of the FY2014 Budget, however, it shall commence no later than thirty (30) days after the Budget is approved. The Program shall continue until the allocation of funds has been depleted. Funding Option: Funding for such program is available and permissible under the Housing Department's Community Development Block Grant (CDBG) guidelines, FY2014 revenues \$21,805,465.00. ("Public Services" 16% = \$3,600,000.00) Alternate Funding Option: General Fund No. 1000/General Government 9900 / Commitment Item 520755 Contingency, FY2014 assigned revenue \$5,600,000.00. Alternate Funding Option: General Fund No. 1000 / FY13 Ending Fund Balance-Unassigned \$164,487,874.00.</p>	<p>Request withdrawal – All CDBG funds for services are committed through the 3rd quarter of 2014 and are unavailable for this expenditure. The administration cannot support this amendment without consideration of budget and service cuts to off-set the deficit this amendment would create. Depending of the status of prior amendments, the administration is supportive of using revenues above the 7.5%.</p>
<p>30</p>	<p>4.07 Withdrawn</p>	<p>The General Fund FY2014 ending fund balance shall be maintained at the preferred 7.5% level (of total operating expenditures, excluding debt service). Any accrued reserves exceeding the 7.5% level shall be allocated to increase the City's Rainy Day Fund above the assigned \$20,000,000.00 or allocated to assist in funding a Summer Jobs Program for Houston's Youth. Funding Option: Not Applicable</p>	<p>If 4.01 passes, then this amendment is duplicative. The administration also opposes adding to the Rainy Day Fund since those monies are intended to bridge the financial gap until FEMA funds are received and the \$20M budgeted is sufficient for that purpose. Depending of the status of prior amendments, the administration is supportive of using revenues above the 7.5%.</p>

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31	16.04 Motion 2013-0426 – Substitute fund \$1.5M for calendar year 2014 – General Contingency Fund	Respectfully allocated \$3,000,000.00 to establish the City of Houston Youth Summer Jobs Program. <u>Funding source:</u> HPD Police Asset Forfeiture Fund or overage of 2.5% from Rainy Day Fund or Not Applicable (<i>General Revenue Fund 100 from unassigned projected ending fund balance of \$137,882,363.00</i>). (Bradford 4.07)	Request withdrawal – The proposed budget fully allocates the Asset Forfeiture funds to the purchase of body armor replacements and tasers for HPD to ensure the safety of our HPD officers. Depending of the status of prior amendments, the administration is supportive of using revenues above the 7.5%.
32	5.02 Motion 2013-0427 - Adopt	General Fund—General Government: Transfer \$4,400 from the budget of Council Member Christie to the Parks & Recreation Department General Fund budget to continue Positive Coaching Alliance programming for youth sports.	Request withdrawal – Positive Coaching Alliance is not currently a contractor with HPARD but has provided their services free of charge to the Department with funding from a private sponsor. Additionally, Department staff and coaching volunteers receive similar services through grants such as the U.S. Soccer Foundation and youth sports affiliations such as The First Tee and National Junior Tennis and Learning at no cost to the city.
33	2.03 Withdrawn	Utilize Houston Community College to facilitate HPD classes required for completion of required police training including TCLOSE requirements. Allow HPD officers to serve as HCC instructors.	Request withdrawal – This is subject to the city's normal procurement process to ensure best use of taxpayer dollars.
34	2.04 Withdrawn	Utilize Houston Community College to facilitate classes required for completion of required Fire Academy training for HFD.	Request withdrawal – This is subject to the city's normal procurement process to ensure best use of taxpayer dollars.
35	9.05 Motion 2013-0428 – Refer to committee	Within 60 days, the Legal Department and Houston Police Department develop an amendment to address Game Room hours of operation in the City of Houston. This amendment will impact stand-alone gaming rooms with four or more eight liner machines. Allocate \$2,000 from the Asset Forfeiture Fund.	Request withdrawal – The administration is already pursuing all available avenues to better police and regulate eight-liners using currently budgeted resources.

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36	10.07 Withdrawn	Purchase additional bicycles for the HPD-Kingwood Substation for increased patrol on the greenbelts.	Request withdrawal – The administration supports bike patrols when the Chief of Police deems it operationally feasible. He will review the operational needs in Kingwood specific to this request.
37	10.08 Withdrawn	Hire (1) full time employee (FTE) for the Houston Police Department to solicit federal and commercial grant funds. This additional FTE would be self-funded through the existing Houston Police Department grant program.	Request withdrawal – HPD currently has four (4) civilian staff, including one supervisor, dedicated to grant research and applications. Additionally, there is staff in the Mayor's Office and in the Mayor's Office of Homeland Security dedicated to identifying, applying for, and tracking grants. Additional staff is not needed.
38	13.05 Motion 2013-0429 – Substitute refer to Public Safety Committee	Within 180 days, give an update to the Public Safety Committee to identify the cost to provide tactical armor to appropriate HPD personnel. If the committee finds that tactical armor is needed, funds should be allocated from the Asset Forfeiture Fund (551040)	Refer to Committee – HPD has already purchased 300 sets of tactical armor for HPD patrol personnel with grant funding. Additionally, the proposed budget already includes use of \$641,250 of Asset Forfeiture funds for ballistic vest replacements for HPD. An additional \$2,720,000 is needed to complete the replacement cycle in the next few years and will appropriately budgeted by the Administration.
39	16.01 Motion 2013-0430 – Adopt substitute (funding deleted)	Respectfully increase 1 FTE for a PSO (Public Service Officer) specifically for the Fort Bend Houston HPD Satellite Office (estimated cost of \$60,000 inclusive of salary, benefits and pension). <u>Funding source:</u> HPD Police Asset Forfeiture Fund or overage of 2.5% from Rainy Day Fund or Not Applicable (<i>General Revenue Fund 100 from unassigned projected ending fund balance of \$137,882,363.00</i>).	Request withdrawal – Because of the lack of use of storefronts citywide (average of less than 6 visits per storefront per day), this is not an effective use of taxpayer dollars.

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40	10.05 Withdrawn	Purchase one utility cart and trailer, similar to utility cart at HFD station #103, and deploy at a Houston Fire station in the southern portion of District E.	Request withdrawal – While the administration appreciates this request, the operational needs of the department would prioritize Memorial Park over the southern portion of District E for the assignment of a utility cart. The administration will look at funding options, however.
41	10.06 Withdrawn	Purchase an emergency back-up generator for HFD station #72, located in District E.	Request withdrawal – FS 72 currently has a generator that supports all essential systems such as communications, overhead doors, shore power and minimal lighting for egress purposes. To provide a generator that would supply 100% emergency power would require an upgrade of the generator and switchgear system and is estimated at approximately \$100,000.00. Currently, less than half of the city's fire stations have 100% emergency power but the current policy is that, as fire stations are remodeled, they are upgraded to 100% emergency power. Unfortunately, FS 72 is not yet in the CIP for renovation.

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<p>42</p>	<p>14.01 Motion 2013-0431 – Adopt written amendment fund out of General Government line item using the dollars set aside for HFD work demands analysis</p>	<p>Increase funding to HFD FY 2014 Budget to include replacement of 4 ambulance units (of 7 committed to in FY2013 amendments) back in service that were taken out in December 2010 due to budget shortfall.</p>	<p>Request withdrawal – The administration has already added funds for 4 cadet classes and \$3M for recertification of EMTs. The estimated additional OT needed for this amendment is approximately \$1.9M to cover the increase in daily minimum staffing of 8 firefighters and no off-setting budget or service reduction is identified by this amendment. A study is proposed which would determine the best mix of equipment and personnel for HFD. The administration respectfully asks that this decision wait for the results of the study. Once the study is complete, a report will be made to the Public Safety committee.</p>
<p>43</p>	<p>3.01 Motion 2013-0433 – Refer to appropriate committee</p>	<p>Within 180 days the city will implement a pilot program to assist residents and businesses with sidewalk replacement. PWE will issue a Job Order Contract RFP and select one or more vendors for sidewalk replacement on a per foot cost basis. The department of Neighborhoods will establish a process to allow land owners to apply and pay for needed sidewalks. Sidewalks will be grouped by areas and the work will be completed on each sidewalk within 1 year of the owner's application. The details of this program will be presented to a joint meeting of the Transportation Technology and Infrastructure and Housing, Sustainable Growth and Development Committees at least 30 days prior to implementation. Allocate the amount of not less than \$10,000 to be taken from Transfers to Capital Projects Fund (532020) (Gonzalez 13.01).</p>	<p>Refer to committee – The administration supports in principle however there are many policies and procedures to research and establish prior to launching such a program. The administration will report progress of the creation of this program to a joint meeting of the Transportation, Technology, and Infrastructure and Housing, Sustainable Growth and Development committees within 90 days.</p>

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44	13.01 Withdrawn	Within 180 days the city will implement a pilot program to assist residents and businesses with sidewalk replacement. PWE will issue a Job Order Contract RFP and select one or more vendors for sidewalk replacement on a per foot cost basis. The department of Neighborhoods will establish a process to allow land owners to apply and pay for needed sidewalks. Sidewalks will be grouped by areas and the work will be completed on each sidewalk within 1 year of the owner's application. The details of this program will be presented to a joint meeting of the Transportation Technology and Infrastructure and Housing, Sustainable Growth and Development Committees at least 30 days prior to implementation. Allocate the amount of not less than \$10,000 to be taken from Transfers to Capital Projects Fund (532020) (Noriega 3.01)	Request withdrawal. Addressed in Noriega 3.01
45	6.02 Motion 2013-0434 - FAILED	In 2010 the Water Rate was increased 20%. Since then, there were automatic annual increases including 8.9% increase April 2013. This amendment would freeze the water rate – no annual automatic increase in 2014. <u>Funding Source:</u> Not Applicable (or General Revenue Fund 100 from unassigned projected ending fund balance of \$137,882,363.00)	Request withdrawal. We are currently recovering cost of service for all customer classes. Increases are tied to CIP or PPI and allow us to continue recovering costs. All three rating agencies note our automatic rate increases as one of the strengths that helps us maintain our strong credit ratings.
46	6.04 Motion 2013-0435 - FAILED	Since Rebuild Houston was approved by voters because of the need for additional funds to address drainage, this amendment will limit Dedicated Drainage and Street Renewal Fund 2310 funds by excluding day-to-day operational costs such as staffing (\$32,481,400.00) and supply needs such as vehicle purchases (\$3,199,600.00). <u>Funding Source:</u> General Revenue Fund 100 - \$35,681,000.00 from unassigned ending fund balance (projected \$137,882,363.00).	Oppose – Rebuild Houston is made up of multiple revenue streams including DDSRF. Personnel, vehicles, and supplies are essential to the overall city road and drainage system.
47	9.07 Withdrawn	Within 60 days, the Department of Public Works install permanent traffic mitigation devices for Central City Subdivision of the City of Houston. Allocate \$150,000 from the Sale of capital assets.	Request withdrawal – This project is currently in its final phase and will be submitted to City Council for final approval within 60 days. The Council action will mae the already installed temporary devices permanent, as require by ordinance. PWE will continue to maintain the devices that are currently in place.
48	9.08 Withdrawn	Within 60 days, the Legal Department will present before council an ordinance addressing Alternative Product Use Loans or Credit Access Business. Allocate \$2,000 from the Legal Department Miscellaneous Support Services.	Request withdrawal – The administration has previously announced it will present an ordinance for Council to consider that would address this issue.

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49	10.02 Withdrawn	In section VII- 4, reduce line item # 520760; Contributions, by \$25,000 and distribute to the FY14 allocation for the Bay Area Houston Economic Partnership to be added to the \$100,000 they traditionally get which would total \$125,000.	Request withdrawal – This fund is obligated to ongoing contracts. The Administration is committed to reviewing future allocations to BAHEP and will work with them on this issue.
50	10.03 Withdrawn	In section VII- 4, reduce line item # 520760; Contributions, by \$25,000 and allocate towards Space Center Houston to enhance and extend local economic development efforts by marketing Space Center Houston as a tourist attraction.	Request withdrawal – This fund is obligated to ongoing contracts. The Administration is committed to reviewing future allocations Space Center Houston and will work with them on this issue.
51	13.02 Motion 2013-0436 – Substitute refer to committee to report in 60 days	The city's Legal Department will review and study the potential to adopt an 'Immigration Service Providers' ordinance and will provide a report to the Mayor and Council Members within 180 days. This is a consumer protection issue which impacts vulnerable residents; the intent would be to examine if any predatory practices are currently used by "notarios" or immigration service providers. The city's Legal Department will determine whether or not a registration process and fine structure is necessary. Any related costs should be taken from remaining funds in the unrestricted reserve in excess of 7.5%.	Refer to committee – The administration will report to appropriate committee in 60 days.
52	14.04 Motion 2013-0437 – Substitute refer to Quality of Life Committee	Implement a Shopping Cart Ordinance within 6 months that would require new & remodeled businesses with shopping carts to take measures (ie. installing disabling devices on shopping carts, hiring on-site security guards to prevent cart thefts, or installing barriers around the store property) to prevent removal of shopping carts from respective property and fine those who do not comply.	Refer to committee – The administration will support a review of this in the Quality of Life Committee.
53	13.04 Withdrawn	Chapter 42 revisions are expected to increase the number of building and replat permits issued by the city. Identify any new revenue generated above the average collected over the last 5 years. Allocate an appropriate increment of that amount to increased staffing to assist with a more efficient and effective process that supports both increased development and better city oversight. Provide an update of collected revenue and actions taken related to increased Chapter 42 building and replat permits to the appropriate committee(s) within 180 days. Any related costs should be taken from remaining funds in the unrestricted reserve in excess of 7.5%.	Request withdrawal – The Planning and Development Department's proposed budget includes 4 new FTE's to address the increased work in platting and permitting. We will evaluate the workload and report back to Council on staffing gaps within 180 days.

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54	15.03 Withdrawn	<p>I/We move that during FY 2014 that the Legal Department, the Mayor's Office of Economic Development, and any other appropriate Department:</p> <ol style="list-style-type: none"> 1. Draft and present to City Council for approval an ordinance that would create a "Flood Control Mitigation Property Registry" ("Registry") by and in which approved properties would be identified as being appropriate for use in flood control mitigation purposes 2. Establish a budget(s) for the annual management of the Registry; and, determine which department or division shall be charged with administering this program. 3. Allocating the amount of not less than \$15,000 to be taken from the Reserve fund balance existing over 7.5% for the next fiscal year to be used in the initial implementation of the Registry. 	<p>Request withdrawal – Between FEMA lists of flooded and repetitively flooded properties, field verified structural flooding through 311 requests, TSARP modes, and the city's SWEET evaluation, such a list would be duplicative.</p>
55	3.04 Motion 2013-0438 – Refer to appropriate committee	<p>Within 90 days determine, develop and implement standard operating procedures (to include mission, goals, processes and training) for all Public Information Officers (PIOs) working for a City of Houston department. Allocate funding to establish a comprehensive city-wide PIO training program and continual workshops.</p> <p>Development of standards, training and continual workshops would allow PIOs to fully understand their mission and role in the department and city, provide them with best practices in the communications, crisis management, emergency management, media and public relations fields to assist them in fulfilling their responsibilities.</p> <p>Allocate the amount of not less than \$10,000 to be taken from the Other Interfund Services Fund (522795).</p>	<p>Request withdrawal – Training of PIOs and quarterly meetings to review PIO work product are already conducted by the Mayor's Press Office. Additionally, all PIOs who are qualified to respond in the event of a hurricane and other disasters must complete training specific to emergency communications operations.</p>
56	5.01 Withdrawn	<p>If the combination of property tax and sales tax revenues in Fiscal Year 2014 exceeds the projected \$1,575,010,000, all revenues over projection must be applied towards funding the City's general fund Governmental Accounting Standards Board actuarially required contribution for the Houston Municipal Employees Pension System, and the Houston Police Officers' Pension System. In the event an amendment is adopted (prior to consideration of 5.01) which diverts excess revenue from the above two sources, this amendment shall be operative for any unallocated amount.</p>	<p>Request withdrawal. The City agreements with the police and municipal employee pension systems are set at levels other than the ARC, and, per statute, the firefighter pension system contribution rate is set by its board.</p>
57	9.01 Withdrawn	<p>Recommend the Parks and Recreation Department amend the CIP to add Edgewood Park to the Parks Master Plan for design of new park. Allocate the amount of \$300,000 to be taken from the Construction Site Work Services Special Fund X-139 Committed number 520126.</p>	<p>Request withdrawal – this is a CIP amendment and not a budget amendment</p>
58	9.02 Withdrawn	<p>Recommend that the Parks and Recreation Department add Macgregor Park to the Parks Master Plan list. Allocate \$250,000 from Asset Forfeiture Public Safety</p>	<p>Request withdrawal – this is a CIP amendment and not a budget amendment</p>

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59	15.01 Withdrawn by Motion 2013-0432	I move that \$750,000 to be taken from Fund No. 2310 Dedicated Drainage and Street Renewal Fund (Proposed Budget Page IX-57) to be allocated to Commit Item No. 532020 Transfers to Capital Projects (Proposed Budget, Page IX-68) for use in providing funds for the installation of neighborhood speed cushions and administration of the program.	Request withdrawal – this is a CIP amendment and not a budget amendment
60	16.03 Withdrawn	Respectfully reinstate the 1% funding allocation for planting trees from CIP street and bridge projects as an ordinance (<u>not resolution</u>). <u>Funding source:</u> Implemented as part of let contract.	Request withdrawal – this is a CIP amendment and not a budget amendment