

AGENDA - COUNCIL MEETING - WEDNESDAY - MAY 29, 2013 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2013-0326 to 2013-0348
ORDINANCES – 2013-0476 to 2013-0511
RESOLUTIONS – 2013-0027 to 2013-0033

2013-0325-1

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

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Green

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

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

Motion 2013-0343 – Procedural motion
Motion 2013-0344 – Procedural motion
Motion 2013-0345 – Procedural motion
Motion 2013-0346 – Procedural motion
Motion 2013-0347 – Procedural motion
Motion 2013-0348 – Procedural motion

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 63

MISCELLANEOUS - NUMBERS 1 and 2

1. **Motion 2013-0326**
REQUEST from Mayor for confirmation of the appointment of **MARTHA LEWIS STEIN** to Position One of the **PLANNING COMMISSION**, for a term to expire March 31, 2015
2. **Motion 2013-0327**
RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of residential parking permit areas in the Super Neighborhoods of Afton Oaks/River Oaks, Greater Third Ward-Montrose and MacGregor - **DISTRICTS C - COHEN and D - ADAMS**

ACCEPT WORK - NUMBERS 3 through 12

3. Motion 2013-0328

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$629,830.00 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Relocation of Historic Houses and Train - 4.87% over the original contract amount and under the 5% contingency - **DISTRICT I - RODRIGUEZ**

4. Motion 2013-0329

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$323,577.00 and acceptance of work on contract with **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Swimming Pool Upgrades - 16.60% over the original contract amount and under the approved 25% contingency - **DISTRICTS B - DAVIS; C - COHEN; H - GONZALEZ; I - PENNINGTON and K - GREEN**

5. Motion 2013-0338

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$216,416.00 and acceptance of work on contract with **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Swimming Pool Improvements - Chairlifts - 0.43% over the original contract amount and under the 5% contingency - **DISTRICTS A - BROWN; B - DAVIS; C - COHEN; D - ADAMS; E - MARTIN; F - HOANG; H - GONZALEZ; I - RODRIGUEZ ; J - LASTER and K - GREEN**

6. Motion 2013-0330

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$313,992.24 and acceptance of work on contract with **DCE CONSTRUCTION, INC** for Safe Sidewalk Project - 20.24% under the original contract amount - **DISTRICTS E - MARTIN and H - GONZALEZ**

7. Motion 2013-0339

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,203,632.73 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LTD.**, for Sabo Road Paving from Kingspoint Road to Fuqua Street and Kingspoint Road from Sabo Road to Kleckley Drive - 3.42% under the original contract amount - **DISTRICT D - ADAMS**

8. Motion 2013-0340

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,297,333.10 and acceptance of work on contract with **SLACK AND CO, CONTRACTING, INC** for North Eldridge Parkway Widening from Memorial Drive to I-10 7.44% under the original contract amount - **DISTRICT G - PENNINGTON**

9. Council Member Davis tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,225,230.46 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, L.P.**, for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 1.30% over the original contract amount and under the 5% contingency amount (4257-102) - **DISTRICTS B - DAVIS; C - COHEN; D - ADAMS; E - MARTIN and H - GONZALEZ**

10. Motion 2013-0331

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$671,319.86 and acceptance of work on contract with **R. J. CONSTRUCTION COMPANY, INC** for Quail Glen Lift Station Renewal - 3.68% under the original contract amount - **DISTRICT K - GREEN**

ACCEPT WORK - continued

11. Motion 2013-0341

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,559,776.94 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, L.P.**, for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 3.31% over the original contract amount and under the 5% contingency amount (4257-101) - **DISTRICTS C - COHEN; D - ADAMS; E - MARTIN; F - HOANG; G - PENNINGTON and J - LASTER**

12. Motion 2013-0332

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,759,556.13 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Kashmere Garden Area - 0.55% under the original contract amount - **DISTRICT B - DAVIS**

PROPERTY - NUMBER 13

13. Motion 2013-0333

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Scott Greer, Brooks & Sparks, Inc., on behalf of Pasadena Independent School District, (Steve Rice, Director of Facilities and Construction), declining the acceptance of, rejecting, and refusing the dedication of an unnamed platted street (commonly known as Tousineau Street or Windmill Lakes Boulevard), from Tavenor Street to the south property line of Tract 7, Block 10, in exchange for conveyance to the City of right-of-way for a cul-de-sac at the north end of the remaining section of Tousineau Street, South Houston Gardens Subdivision, Section 8, out of the John Robinson Survey, A-680, Parcels SY12-036 and AY12-089A and B - **DISTRICT I - RODRIGUEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 14 through 19

14. Ordinance 2013-0476

ORDINANCE appropriating \$174,577.00 out of Public Library Consolidated Construction Fund for Emergency HVAC Repair Services for the General Services Department

a. **Motion 2013-0334**

JOHNSON CONTROLS, INC for Emergency HVAC Repair Services for the General Services Department - **DISTRICTS C - COHEN; I - RODRIGUEZ and K - GREEN**

15. Motion 2013-0335

RAPISCAN SYSTEMS, INC for X-Ray Screening System Maintenance Agreement from the General Services Administration Schedule 84 Contract through the Cooperative Purchasing Program for the General Services Department - 37 Months - \$213,792.00 - General Fund

16. Ordinance 2013-0477

ORDINANCE appropriating \$437,850.00 out of Police Consolidated Construction Fund to Relocate Emergency Back-Up Generators for the Houston Police Department

a. **Motion 2013-0336**

TIMES CONSTRUCTION, INC to Relocate Emergency Back-Up Generators for the Houston Police Department - \$920,000.00 and contingencies for a total amount not to exceed \$1,104,000.00 - Police Consolidated Construction and GSD-In-House Renovation Revolving Funds

PURCHASING AND TABULATION OF BIDS - continued

17. Ordinance 2013-0478

ORDINANCE appropriating \$186,085.00 out of Equipment Acquisition Consolidated Fund for the purchase of Intermediate 4-Door Sedans for the Police Department

a. Motion 2013-0337

CALDWELL AUTOMOTIVE PARTNERS, LLC d/b/a CALDWELL COUNTRY FORD for Intermediate 4-Door Sedans through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council (H-GAC) for the Police Department

18. Council Member Green tagged

FLINT TRADING, INC for Thermoplastic Pavement Marking Pre-Form Materials for the Department of Public Works & Engineering - 3 Years with two one-year options - \$1,442,066.95 Dedicated Drainage & Street Renewal Fund

19. Motion 2013-0342

HEWLETT-PACKARD COMPANY for Computers and Hardware Equipment through the Texas Department of Information Resources for the Houston Public Library - \$518,476.20 - General Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 20 through 63

20. Resolution 2013-0027

RESOLUTION of the City Council prescribing the date, time, and location of a public hearing on the City Budgets for the time period July 1, 2013 through June 30, 2014; authorizing notice of such public hearing and making other provisions related to the subject

HEARING DATE - TUESDAY - 1:30 P.M. - JUNE 11, 2013

21. Resolution 2013-0029

RESOLUTION designating the **BALDWIN-RIDDELL HOUSE** located at 3963 Del Monte Drive within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

22. Resolution 2013-0030

RESOLUTION designating the **LUCIAN AND KATE CARROLL HOUSE** located at 3247 Inwood Drive within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

23. Resolution 2013-0031

RESOLUTION designating the **COOPER-BLAND HOUSE** located at 3262 Ella Lee Lane within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

24. Resolution 2013-0032

RESOLUTION designating the **WILLIAM B. FERGUSON HOUSE** located at 3003 Chevy Chase Drive within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

25. Resolution 2013-0033

RESOLUTION designating the **HERBERT A. and ELIZABETH KIPP HOUSE** located at 2455 Pine Valley Drive within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

26. Resolution 2013-0028

RESOLUTION adopting a revised Drought Contingency Plan

RESOLUTIONS AND ORDINANCES - continued

27. Ordinance 2013-0479

ORDINANCE **AMENDING SECTION 26-157 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to exemption from payment of parking meters for law enforcement vehicles

28. Ordinance 2013-0480

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 14-foot-wide alley in the Cascara Addition, Harris County, Texas; vacating and abandoning the alley to the Houston Independent School District, owner, in consideration of owner's conveyance to the City of a 16-foot-wide alley in another location, construction of the alley to City standards, payment to the City of \$4,340.00, and other consideration - **DISTRICT H - GONZALEZ**

29. Ordinance 2013-0481

ORDINANCE establishing the name of a private street as **WATERWALL DRIVE (PVT)**, located between Hidalgo Street and West Alabama Street - **DISTRICT G - PENNINGTON**

30. Council Member Brown tagged

ORDINANCE approving and authorizing the submission of an application to the Department of State Health Services for Immunization and Vaccines for Children Services for the City of Houston's Immunization Program; declaring the City's eligibility for such grant; authorizing the Director of the Houston Department of Health and Human Services to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

31. Council Member Brown tagged

ORDINANCE approving and authorizing an agreement for Professional Services between the City and **HARMONY HOUSE, INC** for a facility to house TB patients under medical supervision; providing a maximum contract amount - 1 Year with four successive renewals - \$1,000,000.00 General Fund

32. Ordinance 2013-0482

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **HARRIS COUNTY** for the Gulfton Community Youth Development Program for continued operation of the Campo Del Sol Summer Day Camp at Burnett Bayland Park - \$34,000.00 - Grant Fund - **DISTRICT J - LASTER**

33. Ordinance 2013-0496

ORDINANCE approving and authorizing first amendment to agreement between the City of Houston and **HOUSTON BIKE SHARE** to extend the contract for five years (Contract No. 74862)

RESOLUTIONS AND ORDINANCES - continued

34. Ordinance 2013-0497

ORDINANCE appropriating \$53,377,021.03 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 Six, City of Houston, Texas (Eastside 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

35. Ordinance 2013-0498

ORDINANCE appropriating \$68,905,211.98 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 Six, City of Houston, Texas (Eastside 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), Reinvestment Zone Number Twenty-Two, City of Houston Texas (Leland Woods Zone), and Reinvestment Zone Number Twenty-Three, City of Houston Texas (Harrisburg 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

RESOLUTIONS AND ORDINANCES - continued

36. Ordinance 2013-0499

ORDINANCE approving and authorizing contract between the City and **AIS INTERNATIONAL, LTD, d/b/a BTLIMS TECHNOLOGIES** for agreement for Laboratory Information Management System for Environmental Health Testing; providing a maximum contract amount - 3 years with 2 one-year options - \$152,136.48 - General and Grant Funds

37. Ordinance 2013-0483

ORDINANCE awarding contract to **SYNAGRO OF TEXAS - CDR, INC** for On-Site Water Treatment, Sludge Dewatering and Disposal Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options \$3,111,280.00 - Enterprise Fund

38. Ordinance 2013-0484

ORDINANCE approving and authorizing fourth amendment to contract between the City and **DATABANK IMX, LLC (Formerly IMAGEMAX, INC)** for Document Scanning and Retrieval Services for the Controller's Office

39. Ordinance 2013-0485

ORDINANCE appropriating \$788,621.65 out of Equipment Acquisition Consolidated Fund for the Purchase of Police Emergency Vehicle Equipment for the Houston Police Department

40. Ordinance 2013-0486

ORDINANCE consenting to the addition of 67.1518 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 185**, for inclusion in its district

41. Ordinance 2013-0487

ORDINANCE consenting to the addition of 54.25 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 119**, for inclusion in its district

42. Ordinance 2013-0500

MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 10.520 acres commonly known as 801 Gillette Street, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT C - COHEN**

43. Council Member Green tagged

ORDINANCE appropriating \$1,000,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing payments for land acquisition costs, condemnations, appraisal fees, title services, relocation expenses and other services for various water projects; finding a public necessity for such projects and for the design and construction of transmission and distribution lines to convey treated water from surface water facilities

44. Ordinance 2013-0501

ORDINANCE issuing a permit to **GENESIS NATURAL GAS PIPELINE, 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 **DISTRICT E - MARTIN**

RESOLUTIONS AND ORDINANCES - continued

45. Ordinance 2013-0502

ORDINANCE issuing a permit to **KINDER MORGAN LIQUID TERMINALS LLC** to operate, maintain, improve, repair and replace nine existing pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued **DISTRICT E - MARTIN**

46. Ordinance 2013-0503

ORDINANCE issuing a permit to **PHILLIPS 66 PIPELINE, LLC** 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 - **DISTRICT E - MARTIN**

47. Ordinance 2013-0504

ORDINANCE issuing a permit to **TOLEDO GAS GATHERING, LLC** to operate, maintain, improve, repair and replace two 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 E - MARTIN and I - RODRIGUEZ**

48. Ordinance 2013-0505

ORDINANCE issuing a permit to **WILLIAMS PURITY PIPELINES, LLC** to operate, maintain, improve, repair and replace two 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 D - ADAMS; E - MARTIN and I - RODRIGUEZ**

49. Ordinance 2013-0506

ORDINANCE approving and authorizing Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Rehabilitation or Replacement of Hollister Road at Proetzel's Branch - **DISTRICT A - BROWN**

50. Ordinance 2013-0488

ORDINANCE approving and authorizing Funding Agreement between the City of Houston and **UNION PACIFIC RAILROAD** for the Belt Junction Grade Crossing Safety Improvements within the boundaries of the City of Houston - **DISTRICT H - GONZALEZ**

51. Ordinance 2013-0489

ORDINANCE appropriating \$1,474,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CP&Y, INC** for Lift Stations Renewal and Replacement; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - COHEN; D - ADAMS; G - PENNINGTON and K - GREEN**

52. Ordinance 2013-0490

ORDINANCE approving and authorizing first amendment and appropriating \$525,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **KALLURI GROUP, INC** for Engineering Services associated with Plant 1 & 2 Intertie Switchgear and Motor Control Center Replacement at East Water Purification Plant (Approved by Ordinance No. 2012-0022); providing funding for CIP Cost Recovery relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT E - MARTIN**

RESOLUTIONS AND ORDINANCES - continued

53. Ordinance 2013-0491

ORDINANCE appropriating \$1,042,031.00 out of Water & Sewer System Consolidated Construction Fund, awarding contact to **NERIE CONSTRUCTION** for Wastewater Collection System Rehabilitation and Renewal; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (4235-64)

54. Ordinance 2013-0492

ORDINANCE appropriating \$4,312,448.00 out of Water & Sewer System Consolidated Construction Fund, awarding contact to **PM CONSTRUCTION & REHAB, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Busting Methods; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (4257-136)

55. Ordinance 2013-0507

ORDINANCE appropriating \$7,171,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contact to **INDUSTRIAL TX CORP.** for Pump and Lift Station Renewal and Replacement; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - BROWN; B - DAVIS; and E - MARTIN**

56. Ordinance 2013-0508

ORDINANCE appropriating \$2,210,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding contact to **HUFF & MITCHELL, INC** for Neighborhood Sewer System Improvements; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - DAVIS; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**

57. Ordinance 2013-0509

ORDINANCE appropriating \$2,186,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **DCE CONSTRUCTION, INC** for Water Line Replacement in Farrington Place 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 and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - DAVIS and H - GONZALEZ**

RESOLUTIONS AND ORDINANCES - continued

58. Council Member Davis tagged

ORDINANCE appropriating \$2,958,400.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Aldine Westfield 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 B - DAVIS and H - GONZALEZ**

59. Ordinance 2013-0493

ORDINANCE appropriating \$4,015,700.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Sagemont Park Area 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, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT D - ADAMS**

60. Ordinance 2013-0494

ORDINANCE appropriating \$3,427,200.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Shepherd Forest 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 **DISTRICT C - COHEN**

61. Ordinance 2013-0495

ORDINANCE appropriating \$5,014,300.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **S. J. LOUIS CONSTRUCTION OF TEXAS, LTD.** for proposed 42-inch Water Line along Bellaire Boulevard from Bellaire Braes Pump Station to South Kirkwood 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 testing, CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - HOANG**

62. Ordinance 2013-0510

ORDINANCE appropriating \$4,445,300.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **SER CONSTRUCTION PARTNERS, LLC.** for proposed 42-inch Discharge Water Line from Katy Addicks Repump Station to Church Lane; 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 K - GREEN**

RESOLUTIONS AND ORDINANCES - continued

63. Ordinance 2013-0453 – Passed second reading

ORDINANCE No. 2013-453, passed first reading on May 15, 2013

ORDINANCE granting to **TRC WASTE SERVICE 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**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBER 64

64. Ordinance 2013-0511

ORDINANCE approving the closings to vehicular traffic of At-Grade Street Railroad Crossings at Bell Street, Pease Street, Sherman Street, and Brady Street at the Union Pacific Railroad Company's Crossings related to the East End I Quiet Zone requirements - **DISTRICT I - RODRIGUEZ** - **TAGGED BY COUNCIL MEMBER NORIEGA**

This was Item 40 on Agenda of May 15, 2013

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Martin 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

05/29/2013 - Council Member Gonzalez out of the City on city business