

**AGENDA - COUNCIL MEETING - TUESDAY - NOVEMBER 19, 2013 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

MOTIONS – 2013-0746 to 2013-0755  
ORDINANCES – 2013-1062 to 2013-1088  
RESOLUTIONS – 2013-0057 to 2013-0061

2013-0744-1

**INVOCATION AND PLEDGE OF ALLEGIANCE** - Council Member Laster

**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 2013-0746 – Procedural motion  
Motion 2013-0747 – Procedural motion  
Motion 2013-0748 – Procedural motion

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - NOVEMBER 20, 2013 - 9:00 A. M.**

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

**HEARINGS**

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 36**

**MISCELLANEOUS** - NUMBERS 1 and 2

**1. Motion 2013-0749**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HARRIS COUNTY IMPROVEMENT DISTRICT NO 9 (HOBBY AREA MANAGEMENT DISTRICT) BOARD OF DIRECTORS:**

- Position One - **DANNY R. PERKINS**, reappointment, for a term to expire 6/1/2017
- Position Two - **HELEN PERRONE BONSAI**, reappointment, for a term to expire 6/1/2017
- Position Three - **TODD SZILAGYI**, appointment, for a term to expire 6/1/2017
- Position Four - **PERRY J. MILLER**, appointment, for a term to expire 6/1/2017
- Position Five - **ANN COLLUM**, reappointment, for a term to expire 6/1/2017
- Position Six - **SUE DE HAVEN**, reappointment, for a term to expire 6/1/2015
- Position Seven - **MARJORIE ELLEN EVANS**, reappointment, for a term to expire 6/1/2015
- Position Eight - **JO ANN LEMON**, reappointment, for a term to expire 6/1/2015
- Position Nine - **DARRYL BAILEY**, reappointment, for a term to expire 6/1/2015

**MISCELLANEOUS** - continued

**2. Motion 2013-0750**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **FIRE CODE BOARD OF APPEALS:**

- Position One - **THOMAS C. BALLOU**, reappointment, for a term to expire on 12/31/2014; and to serve as Chair
- Position Five - **REY DE LA REZA**, reappointment, for a term to expire on 12/31/2013
- Position Seven - **FRED K. WHITTY**, reappointment, for a term to expire on 12/31/2014
- Position Eight - **MARGIA M. BLANKENSHIP**, reappointment, for a term to expire on 12/31/2013
- Position Nine - **RALPH GREEN**, reappointment, for a term to expire on 12/31/2014
- Position Ten - **BRUCE J. MALCOLM**, reappointment, for a term to expire on 12/31/2013
- Position Eleven - **LEONARDO CAMARGO**, reappointment, for a term to expire on 12/31/2013

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 3 through 6A

**3. Ordinance 2013-1062**

ORDINANCE appropriating \$850,000.00 out of Equipment Acquisition Consolidated Fund for the Identity and Access Management Project

**a. Motion 2013-0751**

**DLT SOLUTIONS, LLC** for purchase of Professional Services, Equipment, Software and Licenses for the Identity and Access Management Project through the City's Master Agreement with the Texas Department of Information Resources

**4. Motion 2013-0752**

**TACTICAL ELECTRONICS & MILITARY SUPPLY LLC** for purchase of Specialized Training for the Houston Police Tactical Operations Division - \$118,141.95 - Grant Funds

**5. Motion 2013-0753**

**DIGITAL SANDBOX, INC** for purchase of Software Enhancements and Support Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Mayor's Office of Public Safety and Homeland Security - \$175,000.00 Grant Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**6. Ordinance 2013-1080**

ORDINANCE appropriating \$2,310,596.00 out of Reimbursement Equipment/Projects Fund for the purchase of Refuse and Recycling Trucks for the Solid Waste Management Department

**a. Motion 2013-0754**

**CHASTANG ENTERPRISES, INC d/b/a CHASTANG'S BAYOU CITY FORD** - \$1,292,728.00; **MCNEILUS FINANCIAL, INC d/b/a MCNEILUS TRUCK AND MANUFACTURING CO.** \$1,017,868.00 for purchase of Refuse and Recycling Trucks through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Government Purchasing Cooperative (BuyBoard) for the Solid Waste Management Department - \$2,310,596.00

**RESOLUTIONS AND ORDINANCES** - NUMBERS 7 through 36

**7. Resolution 2013-0057**

RESOLUTION designating the **DONALD AND DOROTHY THORNBURY HOUSE** located at 1903 Olympia Drive within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

**8. Resolution 2013-0058**

RESOLUTION designating the **JEFFERSON DAVIS HOSPITAL** located at 1101 Elder Street within the City of Houston as a landmark and protected landmark - **DISTRICT H - GONZALEZ**

**9. Resolution 2013-0059**

RESOLUTION designating the **RAYMOND AND CONNIE GARRISON HOUSE** located at 3014 San Felipe Street within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

**10. Resolution 2013-0059**

RESOLUTION designating the **ROY P. ETCHISON HOUSE** located at 2140 Pine Valley Drive within the City of Houston as a historic landmark - **DISTRICT G - PENNINGTON**

**11. Resolution 2013-0060**

RESOLUTION designating the **WHITAKER-GRALIANO-BROWN HOUSE** located at 400 Cordell Street within the City of Houston as a landmark and protected landmark - **DISTRICT H - GONZALEZ**

**12. Ordinance 2013-1063**

ORDINANCE adopting design guidelines designating the **GERMANTOWN AREA** of the City of Houston as a Historic District - **DISTRICT H - GONZALEZ**

**13. Ordinance 2013-1064**

ORDINANCE authorizing the issuance of City of Houston, Texas Airport System Senior Lien Commercial Paper Notes, Series A and Series B Program; authorizing the amendment and restatement of such program and providing for the payment with respect thereto; authorizing certain designated city officials to approve certain terms including interest rate, price and terms relating to the sale and delivery of the notes; authorizing a credit agreement relating to the security of the notes; authorizing the execution and delivery of one or more dealer agreements, an issuing and paying agent agreement and other related agreements; approving the form of an offering memorandum; authorizing a co-bond counsel agreement; making certain findings and other declarations necessary and incidental to the issuance of notes; and declaring an emergency

**RESOLUTIONS AND ORDINANCES** - continued

**14. Ordinance 2013-1081**

ORDINANCE **AMENDING CHAPTERS 1 AND 15 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to wage theft; declaring the policy of the City regarding wage theft; defining certain terms; providing for the creation of a wage theft database and procedures relating to its use; providing sanctions relating to wage theft; containing findings other provisions relating to the foregoing subject; providing for severability; providing an effective date

**15. Ordinance 2013-1065**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 10-foot-wide utility easement, a 10-foot-wide water line easement, a 200-square-foot water meter easement, two 150-square-foot fire hydrant easements and one 225-square-foot fire hydrant easement, all located in the Westcreek Apartments Section 2 Subdivision and the Savannah Club Apartments Subdivision, Harris County, Texas; vacating and abandoning the easements to OMB Houston, LP, owner, in consideration of its payment to the city of \$916,770.00 and other consideration - **DISTRICT G - PENNINGTON**

**16. Ordinance 2013-1066**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of excess right-of-way adjacent to Mid Lane and Bettis Drive, William Harris Survey, Harris County, Texas; vacating and abandoning the right-of-way to GIIC Houston, LLC, abutting owner, in consideration of its payment to the City of Houston, Texas, of \$329,130.00 and other consideration - **DISTRICT G - PENNINGTON**

**17. Ordinance 2013-1067**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a water line easement in Verde Studemont Subdivision, Harris County, Texas; vacating and abandoning the easement to Kroger Texas, L.P., owner, in consideration of owner's conveyance to the City of Houston, Texas, of a 60-foot-wide street right-of-way (Summer Street), from Givens Street to Diesel Street, payment to the City of \$300.00, and other consideration **DISTRICT H - GONZALEZ**

**18. Ordinance 2013-1068**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a water line and access easement in the Victor Blanco Survey, Harris County, Texas; abandoning the easement to Waste Management of Texas, Inc., owner, in consideration of its conveyance to the City of Houston, Texas, of a water line and access easement, payment to the City of \$300.00, and other consideration

**19. Ordinance 2013-1069**

ORDINANCE establishing City of Houston Election Precincts and Designating Polling Places for the City of Houston Run-Off Election to be held on December 14, 2013

**20. Ordinance 2013-1087**

ORDINANCE approving and authorizing contract between the City of Houston and **HARRIS COUNTY** relating to the Run-Off Election to be held on December 14, 2013; providing a maximum contract amount

**21. Ordinance 2013-1070**

ORDINANCE approving and authorizing a Joint Election Agreement between the City of Houston and **HOUSTON COMMUNITY COLLEGE SYSTEM** for the Run-Off Election to be held on December 14, 2013

**RESOLUTIONS AND ORDINANCES** - continued

**22. Ordinance 2013-1071**

ORDINANCE approving and authorizing the submission of a continuation grant application to the Merck Company Foundation for the Expanded Linkage to Care Initiative; declaring the City's eligibility for such grant; authorizing the Director of the Houston Department of Health and Human Services or his designee to act as the City's representative in the application process, with the authority to approve, accept, reject or alter the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

**23. Ordinance 2013-1072**

ORDINANCE authorizing and approving a purchase and sale agreement between Midtown Redevelopment Authority (seller) and the City of Houston (purchaser), for the purchase of 6,989 square feet of land located at 2806 Dowling Street, Houston, Harris County, Texas at a price, including due diligence and closing costs, of \$111,335.00; appropriating the sum of \$55,667.50 out of the Park Consolidated Construction Fund for the expansion of Emancipation Park \$55,667.50 - Grant Funds - **DISTRICT D - ADAMS**

**24. Ordinance 2013-1082**

ORDINANCE approving and authorizing a contract between the City and **GREAT-WEST LIFE AND ANNUITY INSURANCE COMPANY** for Third-Party Administration Services for the City's Section 457 Deferred Compensation Plan - 3 years with two one-year options

**25. Ordinance 2013-1088**

ORDINANCE amending Ordinance No. 2012-730 to increase the maximum contract amount and authorizing a second amendment to the agreement between the City of Houston and **THE LONE STAR COLLEGE SYSTEM** to provide Paramedic and Emergency Medical Technician practical continuing education training to the Houston Fire Department; extending the renewal terms to December 31, 2017 - \$1,600,000.00 - General Fund

**26. Ordinance 2013-1073**

ORDINANCE appropriating \$407,829.00 out of Equipment Acquisition Consolidated Fund for the Information and Cyber Security Program

**27. Ordinance 2013-1074**

ORDINANCE approving and authorizing contract between the City and **WEST, a Thomson Reuters Business**, through Council on Competitive Government Computer-Assisted Legal & Investigative Research Agreement, for a subscription of CLEAR Services for the Houston Police Department; providing a maximum contract amount - \$277,860.00 - 3 years - General Fund

**28. Not Received - Not Considered**

ORDINANCE awarding, approving and authorizing contract between the City and **DRESSER, INC** for Blower Replacement Parts and Services for the Public Works and Engineering Department; providing a maximum contract amount - \$8,000,000.00 – 3 years with two one-year options Enterprise Fund

**29. Ordinance 2013-1075**

ORDINANCE approving and authorizing a Comprise and Settlement Agreement between the City of Houston **MARGARET SHUN CHEUNG**; to settle a lawsuit

**30. Ordinance 2013-1076**

ORDINANCE consenting to the addition of 40.186 acres of land to **CY-CHAMP PUBLIC UTILITY DISTRICT**, for inclusion in its district

**RESOLUTIONS AND ORDINANCES** - continued

**31. Ordinance 2013-1077**

ORDINANCE consenting to the addition of 23.2096 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 182**, for inclusion in its district

**32. Ordinance 2013-1083**

ORDINANCE consenting to the addition of 1.464 acres of land to **PORTER MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**33. Ordinance 2013-1078**

ORDINANCE consenting to the addition of 30.22 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district

**34. Ordinance 2013-1084**

ORDINANCE appropriating \$250,000.00 out of Reimbursement of Equipment/Project Fund; awarding construction contract to **PRIME CONTRACTORS, INC** for Fifth Ward Deluxe Theater Renovation; setting a deadline for the proposer's execution of the contract and delivery of all bonds; insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and testing and contingences relating to construction of facilities financed out of Reimbursement of Equipment/Project Fund - \$4,141,500.00 - Grant Fund - **DISTRICT B - DAVIS**

**35. Ordinance 2013-1079**

ORDINANCE appropriating \$1,631,089.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** 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 contingences relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - (WW 4235-71)

**36. See Ordinances below**

ORDINANCES Nos. 2013-1045 to 2013-1052, passed first reading November 13, 2013 for Ordinances granting to the following listed as A through H, 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 and making certain findings related thereto

**SECOND READING**

- A. **Ordinance 2013-1045 - MIDSTATE ENVIRONMENTAL SERVICES**, a Texas Limited Partnership – Passed second reading
- B. **Ordinance 2013-1046 - GLOBAL WASTE SERVICES, LLC**, a Texas Limited Liability Company – Passed second reading
- C. **Ordinance 2013-1047 - TWISTER WASTE, INC**, a Texas Corporation – Passed second reading
- D. **Ordinance 2013-1048 - NORTHSIDE GARBAGE SERVICE, INC**, a Texas Corporation – Passed second reading
- E. **Ordinance 2013-1049 - REPIPE CONSTRUCTION DBA IPR SOUTH CENTRAL, LLC**, a Texas Limited Liability Company – Passed second reading
- F. **Ordinance 2013-1050 - ASTRO WASTE, INC**, a Texas Corporation – Passed second reading
- G. **Ordinance 2013-1051 - AZTEC PORTACANS AND CONTAINERS LTD**, a Texas Limited Partnership – Passed second reading
- H. **Ordinance 2013-1052 - NATIONAL WORKS, INC**, a Texas Corporation – Passed second reading

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**NON CONSENT AGENDA - NUMBER 37**

**MISCELLANEOUS**

**37. Motion 2013-0755**

**MOTION TO SET A DATE** not less than seven days from November 20, 2013, to receive nominations for the City of Houston representative of the **HARRIS COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS**, for a two year term

**MATTERS HELD** - NUMBERS 38 and 39

**38. Ordinance 2013-1085 – Adopt**

ORDINANCE relating to the Fiscal Affairs of the **CITY PARK REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWELVE, CITY OF HOUSTON, TEXAS (CITY PARK ZONE)**; approving the Fiscal Year 2014 Operating Budget for the Authority **DISTRICT C - COHEN - TAGGED BY COUNCIL MEMBER NORIEGA**  
This was Item 43 on Agenda of November 13, 2013

**39. Ordinance 2013-1086 – Adopt**

ORDINANCE relating to the Fiscal Affairs of **REINVESTMENT ZONE NUMBER TWENTY-THREE, CITY OF HOUSTON, TEXAS (HARRISBURG ZONE)**; approving the Fiscal Year 2014 Operating Budget for the Zone - **DISTRICTS B - DAVIS; H - GONZALEZ and I - RODRIGUEZ**  
**TAGGED BY COUNCIL MEMBER NORIEGA**  
This was Item 44 on Agenda of November 13, 2013

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Hoang 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

**11/19/2013 - Council Member Brown absent due to being ill**

**Council Members Davis, Adams and Noriega absent on personal business**

**11/20/2013 - Council Members Brown and Adams absent on personal business**