

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 15, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0305 to 2014-0330
ORDINANCES – 2014-0304 to 2014-0335
RESOLUTION – None

2014-0304-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Martin

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 2014-0305 – Procedural motion
Motion 2014-0306 – Procedural motion
Motion 2014-0307 – Procedural motion
Motion 2014-0308 – Procedural motion
Motion 2014-0309 – Procedural motion
Motion 2014-0310 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 16, 2014 - 9:00 A. M.

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

HEARINGS - 9:00 A. M.

1. **Motion 2014-0311 – Close hearing**

PUBLIC HEARING relative to providing a Resolution of No Objection for the 4% tax credit application of **AVENUE COMMUNITY DEVELOPMENT CORPORATION** for an affordable housing community at 2010 North Main Street - **DISTRICT H - GONZALEZ**

2. **Motion 2014-0312 – Close hearing**

PUBLIC HEARING relative to providing a Resolution of No Objection to the 4% tax credit application of **BAYOU FIFTH INVESTMENTS LLC** for an affordable housing scattered-site community in the Greater Fifth Ward - **DISTRICT B - DAVIS**

HEARINGS - 9:00 A. M. - continued

3. Motion 2014-0313 – Close hearing

PUBLIC HEARING relative to providing a Resolution of No Objection to the 4% tax credit application of **NHP FOUNDATION FOR CLEME MANOR** for an affordable housing community located at 5300 Coke Road - **DISTRICT B - DAVIS**

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 4 through 45

MISCELLANEOUS - NUMBER 4

4. Motion 2014-0314

REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON PUBLIC LIBRARY FOUNDATION BOARD OF DIRECTORS:**

Position Ten - **SUE LOVELL**, for a term to expire March 1, 2015

Position Eleven - **RYAN M. LEACH**, for a term to expire March 1, 2016

Position Eighteen - **DAVID S. LOPEZ**, for a term to expire March 1, 2015

ACCEPT WORK - NUMBERS 5 and 6

5. Motion 2014-0315

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$400,772.00 and acceptance of work on contract with **TRI-POINT CONSTRUCTION SERVICES INCORPORATED** for Townwood Park - Ballfield Lighting and Parking Overlay 0.70% over the original contract amount and under the 5% contingency - **DISTRICT K - GREEN**

6. Motion 2014-0316

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,600,883.00 and acceptance of work on contract with **DCE CONSTRUCTION, INC** for Water Line Replacement in Spring Shadows-East Area 0.54% under the original contract amount - **DISTRICT A - STARDIG**

PROPERTY - NUMBERS 7 and 8

7. Motion 2014-0317

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Randy Oinet, Walter P. Moore and Associates, Inc., on behalf of South Winstone, LLC. (Windi Grimes, President) for abandonment and sale of a 10-foot-wide prescriptive utility easement, from the east boundary line of Lots 1 and 8 east ±120-feet to the west boundary line of Lot 5, within the Mayfair Section 1 Subdivision, out of the A. C. Reynolds Survey, Parcel SY14-054 - **DISTRICT C - COHEN**

8. Motion 2014-0324

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from George Williams, on behalf of Pilgrim Rest Missionary Baptist Church (Reverend James Blake, Pastor), declining the acceptance of, rejecting, and refusing the dedication of Schumacher Lane, from Jeanetta Road east ±255 feet to its terminus, located within the Carver Crest Subdivision, out of the E. P. Whitehead Survey, Parcel SY14-063 - **DISTRICT F - NGUYEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 18

9. **Motion 2014-0318**
NWN CORPORATION for CISCO Network Equipment through the Texas Department of Information Resources for the Houston Airport System - \$530,801.20 - Enterprise Fund
10. **Motion 2014-0325**
GLOBE ELECTRIC CO., INC for Personal Radiation Monitors for the Houston Police Department \$86,190.00 - Grant Fund
11. **Motion 2014-0319**
SAFE BOATS INTERNATIONAL, LLC for Purchase of a 25-foot, T-Top, Power Driven Boat from the General Services Administration Schedule 84 Contract through the Cooperative Purchasing Program for the Houston Police Department - \$186,161.06 - Grant Fund
12. **Motion 2014-0320**
GLM CONTRACTING, INC for Spending Authority to Address Citywide Emergency Concrete and Asphalt Restoration Services for the Department of Public Works & Engineering - \$650,000.00 Enterprise Fund
13. **Motion 2014-0321**
GLOBE ELECTRIC CO., INC to Furnish and Deliver Industrial Exhaust Fan Equipment for the Department of Public Works & Engineering - \$570,772.00 - Enterprise Fund
14. **Motion 2014-0322**
KEYSTONE ENGINEERING & MANUFACTURING CORP. for Mini-Milling Machines for the Department of Public Works & Engineering - \$96,600.00 - Dedicated Drainage & Street Renewal Fund
15. **Council Members Kubosh, Martin, Stardig and Costello tagged**
TOMMIE VAUGHN MOTORS, INC for Automotive, Ford Car/Light Truck Replacement Parts and Repair Services for Various Departments - 36 Months with two one-year options - \$7,030,325.00 Fleet Management Fund
16. **Motion 2014-0323**
J. TYLER SERVICES, INC - \$425,076.87 and **CONTRACT RESOURCE GROUP, LLC** - \$94,659.30 for Office Furniture from the State of Texas Procurement and Support Services Contract through the State Cooperative Purchasing Program for Various Departments - General and Other Funds
17. **Ordinance 2014-0316**
ORDINANCE appropriating \$197,962.00 out of Equipment Acquisition Consolidated Fund for Purchase of Cabs & Chassis, Truck Bodies, Vans and Utility Vehicles for Various Departments
- a. **Motion 2014-0326**
CHASTANG ENTERPRISES, INC d/b/a CHASTANG'S BAYOU CITY FORD - \$324,692.03, **CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET, LLC** - \$220,996.00, **CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET, LLC** - \$89,146.00 and **SILSBEE FORD, INC** - \$553,483.40 for Cabs & Chassis, Truck Bodies, Vans and Utility Vehicles through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council and Texas Local Government Purchasing Cooperative (BuyBoard) for Various Departments - \$1,188,317.43 - Enterprise and Other Funds

PURCHASING AND TABULATION OF BIDS - continued

18. Council Member Davis tagged

YES AMERICA NOW, INC dba YES AMERICA ENTERPRISES - \$871,769.00 and **TEXAN TREE DEPOT LP** - \$98,631.00 for Landscape, Plants, Trees, Grass and Associated Landscape Materials for Various Departments - General and Enterprise Funds

ORDINANCES - NUMBERS 19 through 45

19. Pulled-Not Considered

ORDINANCE AMENDING CHAPTERS 41 AND 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to street naming and property addressing; making conforming amendments to other Chapters of the Code of Ordinances; making findings and containing other provisions relating to the foregoing subject; containing a repealer; providing for severability

20. Ordinance 2014-0317

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (1) Jackson Street, from Rusk Street south to its terminus, (2) a 10-foot-wide portion of Walker Street, from Crawford Street to Avenida de Las Americas, (3) two visibility triangle easements, and (4) a 10-foot-wide sanitary sewer easement, all located in Blocks 99 and 121, South Side Buffalo Bayou Addition, A-323, Harris County, Texas; finding and determining that public convenience and necessity no longer require the use of those streets and easements and abandoning them to Houston First Foundation, abutting owner; authorizing the conveyance of (a) a 13-foot-wide aerial easement along Walker Street, from Crawford Street to Avenida de Las Americas, and (b) a 5-foot-wide aerial easement along Crawford Street, from Rusk Street to Walker Street - **DISTRICT I - GALLEGOS**

21. Ordinance 2014-0318

ORDINANCE approving and authorizing License Agreement between the City of Houston and **HOUSTON CONVENTION CENTER HOTEL, LLC** for the use of a portion of the Crawford Street right-of-way for valet parking purposes - **DISTRICT I - GALLEGOS**

22. Ordinance 2014-0319

ORDINANCE amending Ordinance No. 2012-739 relating to the Downtown Living Initiative Chapter 380 Program; authorizing and approving first amendment to the Master Economic Development and Program Administration Agreement between the City of Houston, Texas, and the **HOUSTON DOWNTOWN MANAGEMENT DISTRICT** approved thereby

23. Ordinance 2014-0320

ORDINANCE approving and authorizing contract between the City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY**, providing up to \$100,000.00 in Emergency Solutions Grant Funds for the operation and maintenance of the Homeless Management Information System

24. Ordinance 2014-0321

ORDINANCE approving and authorizing contract between the City of Houston and **AIDS COALITION OF COASTAL TEXAS, INC**, providing up to \$370,461.00 in Housing Opportunities For Persons With AIDS Funds for the administration of a Tenant-Based Rental Assistance and Short-Term Rent, Mortgage, and Utility Assistance Program, including supportive services

ORDINANCES - continued

25. Ordinance 2014-0322

ORDINANCE approving and authorizing submission of an application for grant assistance to the **TEXAS AUTOMOBILE BURGLARY & THEFT PREVENTION AUTHORITY** for the Houston Auto Crimes Task Force Grant/23; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department 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

26. Ordinance 2014-0323

ORDINANCE establishing the south side of the 1800 block of Fairview Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

27. Ordinance 2014-0324

ORDINANCE establishing the south side of the 1800 block of Fairview Street within the City of Houston as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

28. Ordinance 2014-0325

ORDINANCE establishing the north side of the 1700 block of Cherryhurst Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

29. Ordinance 2014-0326

ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **TAZMANIAN FREIGHT FORWARDING, INC** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS**

30. Ordinance 2014-0329

ORDINANCE approving and authorizing supplemental schedule to Master Agreement between the City of Houston and **DELL FINANCIAL SERVICES, L.L.C.** for Professional Services, Equipment, Software and Licenses for the Identity Access Management Project; providing a maximum contract amount - \$1,663,799.44 - Equipment Acquisition Consolidated and Central Revolving Funds

31. Ordinance 2014-0330

ORDINANCE appropriating \$31,070,835.00 out of Houston Airport System Consolidated 2014AMT Construction Fund and \$321,942.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 1 to a Construction Manager-At-Risk Agreement between the City of Houston and **HENSEL PHELPS CONSTRUCTION COMPANY/CBIC CONSTRUCTION & DEVELOPMENT, LLC (Joint Venture)** and approving a guaranteed maximum price for Phase I Construction Services for Roadway and Satellite Utilities Plant at William P. Hobby Airport (Project Nos. 685, 692); providing funding for engineering testing services, contingencies relating to construction of facilities financed by such funds and the Civic Art Program - **DISTRICT I - GALLEGOS**

32. Ordinance 2014-0304

ORDINANCE approving and authorizing first amendment to Lease Agreement between the City of Houston, Texas, Landlord, and **HOUSTON METROPOLITAN FEDERAL CREDIT UNION**, Tenant, for space located at 611 Walker, Houston, Harris County, Texas - **DISTRICT I - GALLEGOS**

ORDINANCES - continued

33. Ordinance 2014-0305

ORDINANCE appropriating \$47,786.00 out of Parks & Recreation Dedication Fund as an additional appropriation for construction contract between the City of Houston and **TIMES CONSTRUCTION, INC** (Approved by Ordinance No. 2013-717) for additional improvements to the Westside Trail; providing funding for engineering and testing services, and contingencies relating to construction of facilities financed by Parks & Recreation Dedication Fund - **DISTRICT F - NGUYEN**

34. Ordinance 2014-0306

ORDINANCE approving and authorizing Task Order Contracts between the City of Houston and **PROFESSIONAL SERVICES INDUSTRIES, INC, HTS, INC. CONSULTANTS, and GEOTEST ENGINEERING, INC** for Professional Materials Engineering and Testing Services, contingent on contractors' submission of all required contract documents; providing a maximum contract amount \$150,000.00 each contract - **DISTRICTS A - STARDIG; C - COHEN; D - BOYKINS; H - GONZALEZ and I - GALLEGOS**

35. Ordinance 2014-0327

ORDINANCE appropriating \$341,708.00 out of Metro Projects Construction DDSRF for the relocation of a pipeline for the Buffalo Speedway Paving and Drainage: Holmes Road to West Airport Boulevard Project; approving a Pipeline Adjustment Reimbursement Agreement with **ERGON - TEXAS PIPELINE, INC** - **DISTRICT K - GREEN**

36. Ordinance 2014-0328

ORDINANCE appropriating \$344,909.00 out of Metro Projects Construction DDSRF for the relocation of a pipeline for the Buffalo Speedway Paving and Drainage: Holmes Road to West Airport Boulevard Project; approving a Pipeline Adjustment Reimbursement Agreement with **ENERFIN FIELD SERVICES LLC** - **DISTRICT K - GREEN**

37. Ordinance 2014-0307

ORDINANCE appropriating \$3,000,000.00 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

38. Ordinance 2014-0308

ORDINANCE consenting to the addition of 37.643 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 30**, for inclusion in its district

39. Ordinance 2014-0309

ORDINANCE consenting to the addition of 4.303 acres of land to **MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

40. Ordinance 2014-0310

ORDINANCE consenting to the addition of 91.316 acres of land to **NORTHPOINTE WATER CONTROL AND IMPROVEMENT DISTRICT**, for inclusion in its district

41. Ordinance 2014-0311

ORDINANCE appropriating \$1,316,050.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ATKINS NORTH AMERICA, INC** for Northwest Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG**

ORDINANCES - continued

42. Ordinance 2014-0312

ORDINANCE approving and authorizing first amendment to the contract between **ALAN PLUMMER ASSOCIATES, INC** and the City of Houston for Air Permitting, Storm Water, and Wastewater Permitting, and other Environmental Services for Various Wastewater Treatment Facilities (Approved by Ordinance No. 2009-0332)

43. Ordinance 2014-0313

ORDINANCE appropriating \$200,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **GC ENGINEERING, INC** for City Wide Panel Replacement Design (FY2014); providing funding for contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF

44. Ordinance 2014-0314

ORDINANCE appropriating \$750,000.00 out of Street & Traffic Control and Storm Drainage DDSRF-A and approving and authorizing Professional Engineering Services Contract between the City of Houston and **HALFF ASSOCIATES, INC** for Negotiated Work Orders for pre-engineering for Street and Traffic (Local Streets) Improvements

45. Ordinance 2014-0315

ORDINANCE appropriating \$4,920,000.00 out of Street & Traffic Control and Storm Drainage DDSRF; awarding contract to **MENADE, INC** for Sagemont Drainage and Paving; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT D - BOYKINS**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 46 through 50

46. Ordinance 2014-0331

ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to hoarding and related behaviors - **TAGGED BY COUNCIL MEMBER NGUYEN**
This was Item 17 on Agenda of April 9, 2014

Motion 2014-0327 – Call the question on motion to amend – “FAILED”

Motion 2014-0328 – Recess for fifteen (15) minutes – “FAILED”

Motion 2014-0329 – Amend Item 47 to add the following:

“(ii) in the event that the Corporation conveys or enters into an agreement to convey the Land to another person or private entity, the Land will revert to the City.”

MATTERS HELD – continued

Motion 2014-0330 – Call the question on Item 47

47. Ordinance 2014-0332 – As amended

ORDINANCE approving and authorizing conveyance by the City to **HOUSTON FIRST CORPORATION** of a tract of real property generally bounded (a) on the east by U.S. Highway 59, (b) on the south by Rusk Street, (c) on the west by Avenida de Las Americas and (d) on the north by Capital Street, subject to certain exceptions and reservations; approving a special warranty deed - **TAGGED BY COUNCIL MEMBER LASTER**

This was Item 19 on Agenda of April 9, 2014

48. Ordinance 2014-0333

ORDINANCE approving and authorizing first amendment to the Economic Development Agreement between the City of Houston and **HOUSTON REDEVELOPMENT AUTHORITY** to provide \$1,000,000.00 in Community Development Block Grant (“CDBG”) Funds for a Working Capital Advance in connection with the increase and expansion of economic development activities authorized under the CDBG Program - **TAGGED BY COUNCIL MEMBER COSTELLO**

This was Item 23 on Agenda of April 9, 2014

49. Ordinance 2014-0334

ORDINANCE appropriating \$4,000,000.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation for the Houston Municipal Courts Case Management System (C-SMART) (“System”) originally approved by Ordinance No. 2009-803; providing for expenses relating to the development and implementation of the system

TAGGED BY COUNCIL MEMBERS KUBOSH and BRADFORD

This was Item 30 on Agenda of April 9, 2014

50. Ordinance 2014-0335

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the Northeast Water Line Easement Acquisition Project; authorizing the acquisition of Fee Simple Title interest in or easement to a parcel of land required for the project and situated in the Adam Smith Survey, Abstract No. 694, Harris County, Texas, by gift, dedication, purchase or the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple title interest in or easement to the parcel of land required for the project - **ETJ - TAGGED BY COUNCIL MEMBER DAVIS**

This was Item 34 on Agenda of April 9, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Cohen 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

4/15/2014 - Council Member Gonzalez absent on personal business

4/16/2014 - Council Member Gonzalez absent on personal business