

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 22, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0331 to 2014-0344
ORDINANCES – 2014-0336 to 2014-0362
RESOLUTIONS – 2014-0011 to 2014-0014

2014-0330-1

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 2014-0331 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 23, 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 2014-0332 – Close hearing

PUBLIC HEARING on proposals for the City of Houston to enter into separate Strategic Partnership Agreements or amended and restated strategic partnership agreements with the below named districts in Harris County and Fort Bend County; on separate proposals by the City of Houston to annex for limited purposes certain territory within said Districts; and on a separate proposal by the City of Houston to annex for limited purposes certain territory in the vicinity of a certain District:

1. **HARRIS COUNTY MUD NO. 61**
2. **HARRIS COUNTY MUD NO. 286**
3. **CINCO MUD NO. 7**
4. **HARRIS COUNTY MUD NO. 287**
5. **HARRIS COUNTY MUD NO. 367**
6. **FORT BEND COUNTY MUD NO. 30**

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 46

MISCELLANEOUS - NUMBER 2

2. **Motion 2014-0333**

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **BOARD OF PUBLIC TRUSTS**, for terms to expire March 22, 2016:

Position Two - **YVONNE CABRAL**

Position Four - **LENORA SOROLA-POHLMAN**

Position Six - **WILLIAM J. HILL**

Position Eight - **BILL C. LITTLEJOHN**

ACCEPT WORK - NUMBERS 3 through 6

3. **Motion 2014-0334**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,056,803.71 and acceptance of work on contract with **JERDON ENTERPRISE, L.P.** for Glenbrook Park - Phase II, and Schwartz Park - 1.76% over the original contract amount and under the 5% contingency - **DISTRICTS A - STARDIG and I - GALLEGOS**

4. **Motion 2014-0335**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$369,964.00 and acceptance of work on contract with **MILLIS DEVELOPMENT AND CONSTRUCTION, INC** for Sunnyside Park Trail - 5% over the original contract amount and within the 5% contingency - **DISTRICT D - BOYKINS**

5. **Motion 2014-0336**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$429,750.00 and acceptance of work on contract with **AAR INCORPORATED** for Asbestos Abatement, Demolition and Underground Storage Tanks Removal at 801 Gillette Street 23.73% under the original contract amount - **DISTRICT C - COHEN**

6. **Motion 2014-0337**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$8,820,372.60 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC** for Greens Bayou Lift Station Replacement - 1.93% under the original contract amount - **DISTRICT I - GALLEGOS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 11A

7. **Ordinance 2014-0356**

ORDINANCE appropriating \$455,420.00 out of Equipment Acquisition Consolidated Fund for purchase of Computers and Installation Services for the Houston Fire Department

a. **Motion 2014-0340**

APPROVE spending authority in the total amount not to exceed \$1,051,750.79 to **MOBILE CONCEPTS TECHNOLOGY, INC** to Purchase Computers and Installation Services through the Texas Department of Information Resources for the Houston Fire Department - \$596,330.79 Grant Fund

PURCHASING AND TABULATION OF BIDS - continued

8. **Motion 2014-0338**
GLOBAL SUPPLY SOLUTIONS, LLC d/b/a GSS GEAR for Body Armor from the General Services Administration Schedule 84 Contract through the Cooperative Purchasing Program for the Houston Police Department - \$112,652.05 - General and Grant Funds
9. **Motion 2014-0341**
APPROVE spending authority in the amount of \$750,000.00 to **M. E. K. INTERIORS & FLOORS, LLC** to Purchase Floor Covering Supply and Installation Services from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Houston Police Department - General Fund
10. **Motion 2014-0339**
RESTOCON CORPORATION for Parking Garage Rehabilitation for the General Services Department on behalf of the Department of Public Works & Engineering - \$142,337.00 and contingencies for a total amount not to exceed \$156,570.70 - Enterprise Fund
11. **Ordinance 2014-0357**
ORDINANCE appropriating \$3,406,900.00 out of Reimbursement of Equipment/Projects Fund for Purchase of Automated Recycling Containers for Solid Waste Management Department
- a. **Motion 2014-0342**
TOTER LLC for Automated Recycling Containers through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson for the Solid Waste Management Department

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 46

12. **Resolution 2014-0014**
RESOLUTION requesting the Sheriff and Constables of Harris County, Texas, or their official representative to conduct a public auction for the sale of delinquent tax foreclosure properties
13. **Resolution 2014-0011**
RESOLUTION expressing no objection to an application from **UVALDE CENTER I, LTD.** to the Texas Department of Housing and Community Affairs for Tax Credits for proposed development for affordable single family rental housing, known as Bayou Fifth, to be located on scattered sites in the Greater Fifth Ward in the City of Houston, Texas - **DISTRICT B - DAVIS**
14. **Resolution 2014-0012**
RESOLUTION expressing no objection to an application from **CLEME MANOR HOLDINGS, LLC** to the Texas Department of Housing and Community Affairs for Tax Credits for proposed renovation of an affordable rental housing community, known as Cleme Manor, located at 5300 Coke Street in the City of Houston, Texas
15. **Resolution 2014-0013**
RESOLUTION expressing no objection to an application from **AVENUE COMMUNITY DEVELOPMENT CORPORATION** to the Texas Department of Housing and Community Affairs for Tax Credits for proposed development for affordable rental housing to be located at 2010 North Main Street in the City of Houston, Texas - **DISTRICT H - GONZALEZ**
16. **Not Received - 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

RESOLUTIONS AND ORDINANCES - continued

17. Ordinance 2014-0336

ORDINANCE **AMENDING ARTICLE XIV OF CHAPTER 47 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Municipal Drainage Utility System; containing findings and other provisions relating to the foregoing subject; providing for severability

18. Ordinance 2014-0337

ORDINANCE approving and authorizing the City of Houston to submit the 2014 Annual Action Plan to the United States Department of Housing and Urban Development, including the following 2014 grant applications and budgets: 1) 40th Program Year Community Development Block Grant in the amount of \$22,934,233 (which amount includes \$186,813 in program income); 2) Home Investment Partnerships Grant in the amount of \$7,304,908 (which amount includes \$90,943.00 in program income); 3) Housing Opportunities for Persons With AIDS Grant in the amount of \$10,895,746; and 4) Emergency Solutions Grant, formerly known as the Emergency Shelter Grants, in the amount of \$1,926,568; and to accept funds from the aforementioned grants, if awarded

19. Ordinance 2014-0338

ORDINANCE approving and authorizing second amendment of Land Use Restriction Agreement (Restrictive Covenants) and release of Declaration of Land Use Restrictions (Restrictive Covenants) between the City of Houston and **2013 HOUSTON SUNNYSIDE STREET, LLC** for La Casita Apartments, an affordable rental housing community located in the vicinity of 313 Sunnyside Street, Houston, Texas - **DISTRICT H - GONZALEZ**

20. Ordinance 2014-0339

ORDINANCE approving and authorizing contract between the City of Houston and **AIDS FOUNDATION HOUSTON, INC**, to provide \$839,340.18 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of four multi-unit residential facilities, along with the provision of supportive services

21. Ordinance 2014-0340

ORDINANCE approving and authorizing contract between the City of Houston and **MONTROSE COUNSELING CENTER, INC**, providing up to \$982,496.21 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of a Short-Term Rent Mortgage and Utility Assistance Program, along with the provision of supportive services

22. Ordinance 2014-0341

ORDINANCE approving and authorizing contract between the City of Houston and the **VILLAGE LEARNING CENTER, INC**, to provide \$113,700.00 in Community Development Block Grant Funds for a Vocational/Educational Training Program serving a special needs population

23. Ordinance 2014-0342

ORDINANCE approving and authorizing contract between the City of Houston and **CAPITAL INVESTING IN DEVELOPMENT AND EMPLOYMENT OF ADULTS, INC**, to provide up to \$250,000.00 in Community Development Block Grant Funds for the administration, implementation, oversight and delivery of a Workforce Development Program

24. Ordinance 2014-0343

ORDINANCE approving and authorizing first contract amendment between the City of Houston and **AIDS FOUNDATION HOUSTON, INC**, to provide \$186,544.70 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of two community residences, along with the provision of supportive services

RESOLUTIONS AND ORDINANCES - continued

25. Ordinance 2014-0358

ORDINANCE approving and authorizing submission of an application for grant assistance to the **US DEPARTMENT OF TRANSPORTATION** for the Transportation Investment Generating Economic Recovery Discretionary Grant Project; declaring the City's eligibility for such grant; authorizing the Director of the Parks & Recreation 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 - **DISTRICTS F - NGUYEN and J - LASTER**

26. Ordinance 2014-0344

ORDINANCE approving and authorizing the submission of an application for grant assistance to the **US DEPARTMENT OF TRANSPORTATION** for the Transportation Investment Generating Economic Recovery Discretionary Grant Project; declaring the City's eligibility for such grant; authorizing the Director of the Public Works & Engineering 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

27. Not Received - Not Considered

ORDINANCE appropriating \$238,890.47 out of Equipment Acquisition Consolidated Fund for purchase of Capital Equipment for the Houston Fire Department

28. Ordinance 2014-0359

ORDINANCE amending Ordinance No. 2014-138 (Passed by City Council on February 19, 2014) to increase the maximum contract amount for contract between the City of Houston and **DENTON, NAVARRO, ROCHA, BERNAL, HYDE & ZECH, P.C.** for Legal Representation of the City of Houston in negotiation of Fire Department Employee Agreements; establishing a maximum contract amount - \$75,000.00 - General Fund

29. Ordinance 2014-0345

ORDINANCE approving and authorizing Confidential Settlement and General Release Agreement between the City of Houston, Texas, and **WASTE CORPORATION OF TEXAS, L.P.**; to resolve threatened litigation

30. Ordinance 2014-0346

ORDINANCE establishing the north and south sides of the 1600 block of California 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**

31. Ordinance 2014-0347

ORDINANCE establishing the east side of the 2700 block of Yupon Street, between California and Westheimer Streets, 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**

32. Council Member Martin tagged

ORDINANCE approving and authorizing Amendment No. 1 to contract between the City of Houston and **GREATER HOUSTON PARTNERSHIP, INC** for Professional Consulting Services for the Houston Airport System - \$810,000.00 - Enterprise Fund

33. Ordinance 2014-0360

ORDINANCE approving and authorizing contract between the City of Houston and **JOHN BEAN TECHNOLOGIES CORPORATION** for Baggage Handling and Aircraft Support Systems Maintenance and Hardstand Operations Services for the Houston Airport System; providing a maximum contract amount; providing funding for contingencies - 3 years with two one-year options - \$26,496,824.70 - Enterprise Fund - **DISTRICTS B - DAVIS and I - GALLEGOS**

RESOLUTIONS AND ORDINANCES - continued

34. Council Member Martin tagged

ORDINANCE awarding contract to **WESTERN HORTICULTURAL SERVICES, INC** for Landscape and Horticultural Services for the Houston Airport System; providing a maximum contract amount - 3 years with two one-year options - \$10,018,942.00 - Enterprise Fund
DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS

35. Ordinance 2014-0348

ORDINANCE awarding contract to **FCC ENVIRONMENTAL, LLC** for Residual Transportation Services for Public Works & Engineering Department; providing a maximum contract amount 5 Years - \$28,209,538.80 - Enterprise Fund

36. Ordinance 2014-0361

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 Almeda Road Reconstruction Project from MacGregor to Old Spanish Trail; authorizing the acquisition of fee simple title interest in or permanent easement to 3 parcels of land required for the project and situated in the DWC Survey, Abstract No. 325, in Harris County, Texas, said parcels of land being located along the south-westerly corner of Old Spanish Trail and Almeda Road and the northerly line of Holcombe Boulevard between Almeda Road and Grand Boulevard in Houston, Harris County, Texas, by gift, dedication, purchase and 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 permanent easement to the 3 parcels of land required for the project - **DISTRICT D - BOYKINS**

37. Ordinance 2014-0362

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 Hirsch Road Reconstruction Project II from Kelly to Crosstimbers; authorizing the acquisition of fee simple title interest in or easement to 5 parcels of land required for the project and situated in the Harris and Wilson Two League Grant, Abstract No. 32; in 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 5 parcels of land required for the project - **DISTRICT B - DAVIS**

38. Ordinance 2014-0349

ORDINANCE appropriating \$548,000.00 out of Street & Traffic Control and Storm Drainage DDSRF-A as an additional appropriation to the Professional Engineering Services Contract between the City of Houston and **HR GREEN, INC** for Binglewood Drainage and Paving (Sub-Project 1) (Approved by Ordinance No. 2012-0415); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF-A - **DISTRICT A - STARDIG**

39. Ordinance 2014-0350

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 **HDR ENGINEERING, INC** for Negotiated Work Orders for Pre-Engineering of Storm Water Drainage Improvements

RESOLUTIONS AND ORDINANCES - continued

40. Ordinance 2014-0351

ORDINANCE approving and authorizing Professional Engineering Services Contract between the City of Houston and **LANDTECH CONSULTANTS, INC** for Negotiated Work Orders for Pre-Engineering for Street and Traffic (Thoroughfares) Improvements

41. Ordinance 2014-0352

ORDINANCE appropriating \$750,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **JACOBS ENGINEERING GROUP, INC** for Negotiated Work Orders for Pre-Engineering for Street and Traffic (Thoroughfares) Improvements

42. Ordinance 2014-0353

ORDINANCE appropriating \$750,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TRAFFIC ENGINEERS, INC** for Negotiated Work Orders for Pre-Engineering of Street and Traffic (Thoroughfares) Improvements

43. Ordinance 2014-0354

ORDINANCE appropriating \$563,670.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LJA ENGINEERING, INC** for Westway 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**

44. Pulled-Not Considered

ORDINANCE appropriating \$1,658,900.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **IDS ENGINEERING GROUP, INC** for Lift Station Renewal and Replacement - Highstar, Alief Village, WCID #78, Roark #3, Belle Park #2, and WCID #94; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS F - NGUYEN and J - LASTER**

45. Ordinance 2014-0355

ORDINANCE appropriating \$1,341,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **VAN DE WIELE & VOGLER, INC** for Water Line Replacement in Binglewood Area and Water Line Replacement in Tanglewilde Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG; F - NGUYEN and I - GALLEGOS**

46. Pulled-Not Considered

ORDINANCE appropriating \$5,066,880.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **INDUSTRIAL TX CORP.** for Lift Station Wet Well 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 (WW5170)

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 47 and 48

47. Motion 2014-0343 – Postpone one (1) week

MOTION by Council Member Pennington/Seconded by Council Member Bradford to adopt recommendation to award to **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

TAGGED BY COUNCIL MEMBERS KUBOSH, MARTIN, STARDIG and COSTELLO

This was Item 15 on Agenda of April 16, 2014

48. Motion 2014-0344 – Adopt

MOTION by Council Member Boykins/Seconded by Council Member Costello to adopt recommendation to award to **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

TAGGED BY COUNCIL MEMBER DAVIS

This was Item 18 on Agenda of April 16, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Pennington 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

4/22/2014 - All present

4/23/2014 - All present