

AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 11, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0118 to 2014-0133
ORDINANCES – 2014-0098 to 2014-0115
RESOLUTION – None

2014-0117-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Gallegos

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 2014-0118 – Procedural motion
Motion 2014-0119 – Procedural motion
Motion 2014-0120 – Procedural motion
Motion 2014-0121 – Procedural motion
Motion 2014-0122 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - FEBRUARY 12, 2014 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 31

MISCELLANEOUS - NUMBERS 1 through 5

1. Motion 2014-0123

REQUEST from Mayor for confirmation of the appointment of the following individuals to the
OFFICE OF BUSINESS OPPORTUNITY ADVISORY BOARD, for terms to expire 1/2/2015

Position Three - **TROI L. TAYLOR**

Position Nine - **NICOLE C. WEST**

MISCELLANEOUS - continued

2. Motion 2014-0124

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **FIRE CODE BOARD OF APPEALS**, for terms to expire 12/31/2015:

Position Five - **REY DE LA REZA**
Position Eight - **MARGIA M. BLANKENSHIP**
Position Ten - **BRUCE J. MALCOLM**
Position Eleven - **LEONARDO CAMARGO**

3. Motion 2014-0125

REQUEST from Mayor for confirmation of the reappointment of **ABE S. GOREN** to Position Six to the **BOARD OF DIRECTORS OF THE MIDTOWN REDEVELOPMENT AUTHORITY**, for a term to expire 12/31/2015

4. Motion 2014-0126

REQUEST from Mayor for confirmation of the reappointment of **ABE S. GOREN** to Position Six to the **REINVESTMENT ZONE NUMBER TWO (ALSO KNOWN AS THE MIDTOWN ZONE), BOARD OF DIRECTORS**, for a term to expire 12/31/2015

5. Motion 2014-0127

RECOMMENDATION from Director Department of Public Works & Engineering for payment of \$822,000.00 to the **HARRIS-GALVESTON SUBSIDENCE DISTRICT** for 2014 groundwater withdrawal permit fees - Enterprise Fund

ACCEPT WORK - NUMBER 6

6. Motion 2014-0128

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$386,943.00 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Dow Park Basketball Court and Pavilion Restorations at Various Locations - 7.99% over the original contract amount and under 8% contingency amount - **DISTRICTS D - BOYKINS; H - GONZALEZ; I - GALLEGOS and K - GREEN**

PROPERTY - NUMBERS 7 through 9

7. Motion 2014-0129

RECOMMENDATION from Director Department of Public Works & Engineering, on request from Nedwan Winters, Ziegler Cooper Architects, on behalf of The Varnett Schools, Inc., (Dr. M. Annette Cluff, President) for the abandonment and sale of a 10-foot-wide water line easement, in exchange for conveyance to the City of a 20-foot wide water line easement and a 200-square-foot water meter easement, all located within Tract 45F, out of the Eli Nolan Survey, A-600, Parcels SY14-034, KY14-093A and KY14-093B - **DISTRICT B - DAVIS**

8. Motion 2014-0130

RECOMMENDATION from Director Department of Public Works & Engineering, **AMEND MOTION #2013-0524, 7/31/13** for the abandonment and sale of Rosalie Street, from Main Street to Travis Street, located within the Fair Ground First Addition, out of the Obedience Smith Survey, A-676, Parcel SY13-065 to appoint appraisers - **DISTRICTS C - COHEN and D - BOYKINS**

PROPERTY - continued

9. Motion 2014-0131

RECOMMENDATION from Director Department of Public Works & Engineering disclaiming, releasing and relinquishing the City's right, title, interest, claim and demand in on request from Camilo Parra of Urbaniza Limited Partnership, [Meoli, LLC (CAMILO Parra, Manager), General Partner] and to a ±2,756-square-foot section of Drew Avenue, out of the J.S. Holman Survey, Parcel SY14-049 - **DISTRICT D - BOYKINS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 and 11

10. Motion 2014-0132

M.E.K. INTERIORS & FLOORS, LLC for purchase of Carpet Tile and Installation Services from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Houston Airport System \$61,276.37 - Enterprise Fund

11. Motion 2014-0133

INTERNATIONAL TRUCKS OF HOUSTON for Automotive, International Trucks, Gas/Diesel Replacement Parts and Repair Services for Various Departments - \$614,394.00 Fleet Management Fund

ORDINANCES - NUMBERS 12 through 31

12. Council Member Martin tagged

ORDINANCE supplementing the City of Houston, Texas Combined Utility System Master Ordinance; providing for the issuance of Combined Utility System First Lien Revenue Refunding Bonds, Series 2014B and Combined Utility System First Lien Revenue Refunding Bonds, Series 2014C in one or more series or subseries as may be further designated; authorizing the Mayor and City Controller to approve the amounts, interest rates, prices, and terms thereof and certain other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds including the use of one or more Preliminary Official Statements and authorizing the preparation and distribution of one or more Official Statements and matters incident thereto; awarding the sale of the Bonds; authorizing the defeasance, final payment, and discharge of Certain Outstanding Combined Utility System First Lien Revenue Refunding Bonds; authorizing the execution and delivery of one or more Escrow Agreements; authorizing the purchase of and subscription for Certain Escrowed Securities; authorizing Escrow Verification and Engagement of an Escrow Agent; authorizing a Co-Bond Counsel Agreement, and a Special Disclosure Co-Counsel Agreement; authorizing the execution and delivery of a Paying Agent/Registrar Agreement and other related documents; making other provisions regarding such bonds; and declaring an emergency

13. Ordinance 2014-0111

ORDINANCE approving and authorizing a reinstatement, renewal and extension agreement (second amendment) among the City of Houston, **PLEASANT HILL COMMUNITY DEVELOPMENT CORPORATION** and **PLEASANT HILL COMMUNITY APARTMENTS, L.P.** **DISTRICT B - DAVIS**

14. Ordinance 2014-0112

ORDINANCE approving and authorizing an Interlocal Agreement between the City and Harris County, Texas, for County Game Room Regulation Permitting and Enforcement within City Limits

ORDINANCES - continued

15. Pulled-Not Considered

ORDINANCE approving and authorizing a lease agreement between **COLE REGENTS PARK, LTD.**, as landlord, and the City of Houston, Texas, as tenant, at 1335 Regents Park Drive, Houston, Texas, for use by the Houston Permitting Center - \$37,159.49 - Building Inspection Fund - 2 years with a renewal option - **DISTRICT E - MARTIN**

16. Ordinance 2014-0098

ORDINANCE directing the Department of Planning and Development to prepare a service plan that provides for the extension of municipal services into certain territory in the vicinity of Aldine Westfield southeast of Richey Road, in Harris County, Texas; calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston to annex certain territory in the vicinity of Aldine Westfield southeast of Richey Road, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability - **DISTRICT B - DAVIS**
HEARING DATES WEDNESDAY - 9:00 A.M. - MARCH 5 AND 12, 2014

17. Ordinance 2014-0099

ORDINANCE awarding contract **KENTECH, INC** for Maintenance, Repair and Testing of Emergency Power Units for Various Departments; providing maximum contract amount \$1,278,914.50 - 3 years with two one-year options - General , Enterprise and Other Funds

18. Ordinance 2014-0100

ORDINANCE consenting to the addition of 5.6583 acres of land to **MORTON ROAD MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

19. Ordinance 2014-0101

ORDINANCE consenting to the addition of 123.768 acres of land to **EAST MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 6**, for inclusion in its district

20. Ordinance 2014-0102

ORDINANCE consenting to the addition of 235.932 acres of land to **EAST MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 7**, for inclusion in its district

21. Ordinance 2014-0103

ORDINANCE consenting to the addition of 1.208 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 205**, for inclusion in its district

22. Ordinance 2014-0104

ORDINANCE consenting to the creation of **INTERCONTINENTAL CROSSING MUNICIPAL UTILITY DISTRICT**

23. Ordinance 2014-0105

ORDINANCE making findings concerning the use of approximately 6,986 square feet of Stuebner-Airline Park for a sanitary sewer easement in connection with the abandonment of the Willow Run Wastewater Treatment Plant and Flow Diversion for the West Mount Houston and Rutherford Lift Stations - **DISTRICT B - DAVIS**

24. Ordinance 2014-0106

ORDINANCE issuing permit to **SOUTHWEST AIRLINES CO.** 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 provision under which the permit is issued; providing for severability - **DISTRICT I - GALLEGOS**

ORDINANCES - continued

25. Ordinance 2014-0113

ORDINANCE appropriating \$1,000,000.00 out of Water & Sewer Consolidated Construction Fund and \$500,000.00 out of Street & Traffic Control and Storm Drainage DDSRF-A Fund for the Developer Participation Contracts (approved by Ordinance No. 2008-307)

26. Ordinance 2014-0107

ORDINANCE appropriating \$600,000.00 out of the Metro Projects Construction DDSRF and approving and authorizing professional engineering services contract between the City of Houston and **AIA ENGINEERS, LTD.** for Intersection Redesign & Safety Improvements; providing funding for contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF

27. Ordinance 2014-0108

ORDINANCE appropriating \$3,779,652.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract 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 - (WW-4257-140)

28. Ordinance 2014-0109

ORDINANCE appropriating \$4,296,651.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LLC dba IPR SOUTH CENTRAL, LLC** for Sanitary Sewer Rehabilitation by Cured-in-Place Pipe 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 (WW-4258-58)

29. Ordinance 2014-0110

ORDINANCE appropriating \$3,404,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Imperial Valley Area Package I; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**

30. See ordinances below

ORDINANCES Nos. 2014-89 to 2014-90, passed first reading February 5, 2014 for Ordinances granting to the following listed as A and B, 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 2014-0089 - GRANTING TO LONE STAR DISPOSAL, LP**, a Texas Limited Partnership – passed second reading
- B. **Ordinance 2014-0090 - SUN COAST RESOURCES, INC.**, a Texas Corporation – passed second reading

ORDINANCES - continued

31. See ordinances below

ORDINANCES Nos. 2014-64 to 2014-74, passed first reading February 5, 2014 for Ordinances granting to the following listed as A through K, 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

THIRD AND FINAL READING

- A. **Ordinance 2014-0064 - FRESH CAN LLC D/B/A TEXAS WASTE CO.**, a Texas Limited Liability Company – passed second reading
- B. **Ordinance 2014-0065 - TRUE BLUE SOLUTIONS, LLC**, a Texas Limited Liability Company – passed third and final reading
- C. **Ordinance 2014-0066 - SNEAD’S, INC**, a Texas Corporation – passed second reading
- D. **Ordinance 2014-0067 - CONTROL WASTE SERVICES, LTD.**, a Texas Limited Partnership – passed third and final reading
- E. **Ordinance 2014-0068 - EVERGREEN ENVIRONMENTAL SERVICES, LLC**, a Texas Limited Liability Company – passed third and final reading
- F. **Ordinance 2014-0069 - SAFETY-KLEEN CORP.**, a Wisconsin Corporation – passed third and final reading
- G. **Ordinance 2014-0070 - HOA TRAN DBA A-EVERGREEN VACUUM SERVICE**, a Texas Sole Proprietorship – passed third and final reading
- H. **Ordinance 2014-0071 - DAVID PATTERSON DBA DUMPSTER DAVE**, a Texas Sole Proprietorship – passed third and final reading
- I. **Ordinance 2014-0072 - PHILIP RECLAMATION SERVICES, HOUSTON, LLC**, a Texas Limited Liability Company – passed third and final reading
- J. **Ordinance 2014- 0073 - NEXUS DISPOSAL, LLC**, a Texas Limited Liability Company – passed third and final reading
- K. **Ordinance 2014-0074 - WASTE CONNECTIONS OF TEXAS, LLC**, a Delaware Limited Liability Company – passed third and final reading

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 32 and 33

32. Ordinance 2014-0114

ORDINANCE approving and authorizing first amendment to Interlocal Agreement between the City of Houston and the **GREATER EAST END MANAGEMENT DISTRICT** for the Design and Construction of Projects funded by the US DOT TIGER Grant (approved by Ordinance No. 2013-433) - **DISTRICTS H - GONZALEZ and I - GALLEGOS**

TAGGED BY COUNCIL MEMBER DAVIS

This was Item 7 on Agenda of February 5, 2014

33. Ordinance 2014-0115

ORDINANCE approving and authorizing contracts between the City and **(1) AAR INCORPORATED, (2) R&A BUILDING SPECIALISTS, (3) ORTHO CONSTRUCTION/RENOVATION COMPANY INC., (4) TREBOR INCORPORATED, AND (5) WATSON CONSOLIDATED** for the City’s Lead-Based Paint Hazard Reduction Control Program; providing maximum contract amount - 3 Years with two one-year options - \$12,500,000.00 - Grant Fund

TAGGED BY COUNCIL MEMBERS GREEN and LASTER

This was Item 11 on Agenda of February 5, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Christie 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

2/11/2014 - All Present

**2/12/2014 - Council Member Gonzalez out of the City on City business
Council Member Bradford absent on personal business**