AGENDA - COUNCIL MEETING - WEDNESDAY - JANUARY 22, 2014 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2014-0057 to 2014-0088
ORDINANCES – 2014-0031 to 2014-0056
RESOLUTION – 2014-0001

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

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Pennington

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 2014-0069 – Procedural motion
Motion 2014-0070 – Procedural motion
Motion 2014-0071 – Procedural motion
Motion 2014-0072 – Procedural motion
Motion 2014-0073 – Procedural motion
Motion 2014-0074 – Procedural motion
Motion 2014-0075 – Procedural motion
Motion 2014-0076 – Procedural motion
Motion 2014-0077 – Procedural motion
Motion 2014-0078 – Procedural motion
Motion 2014-0079 – Procedural motion
Motion 2014-0080 – Procedural motion
Motion 2014-0081 – Suspend the rules to remain in session beyond the noon recess

HEARINGS - 9:00 A.M.

1. PUBLIC HEARING regarding the non-competitive 4% tax credit application for the Village At
Palm Center, located at 5110 Griggs Road - DISTRICT D - BOYKINS

a. Resolution 2014-0001
RESOLUTION expressing no objection to an application from Houston 5110 Griggs Road
Residential, LP to the Texas Department of Housing and Community Affairs for Tax Credits
for a Proposed Development for Affordable Rental Housing to be located at 5110 Griggs Road
in the City of Houston, Texas, and to be known as Village at Palm Center - DISTRICT D -
BOYKINS

MAYOR’S REPORT
MISCELLANEOUS - NUMBERS 2 and 3

2. Motion 2014-0059
   REQUEST from Mayor for confirmation of the reappointment of the following individuals to the BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS, ALSO KNOWN AS THE FOURTH WARD ZONE:
   Position Three - MARIAN MICHELLE DAVENPORT, for a term to expire June 8, 2015
   Position Four - OWEN B. BROWN, for a term to expire June 8, 2015
   Position Five - JACQUELINE BOSTIC, for a term to expire June 8, 2015, and to serve as Chair
   Position Six - ANTHONY W. HALL, III, for a term to expire June 8, 2014
   Position Seven - JESSE SAENZ, for a term to expire June 8, 2014

3. Pulled-Not Considered
   RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit areas in the Super Neighborhoods of Neartown-Montrose - DISTRICT C - COHEN

ACCEPT WORK - NUMBERS 4 through 6

4. Motion 2014-0060
   RECOMMENDATION from Director General Services Department for approval of final contract amount of $247,128.00 and acceptance of work on contract with SPECIALTY CONSTRUCTION for Keith Wiess Park - 5.00% over the original contract amount and within the 5% contingency - DISTRICT B - DAVIS

5. Motion 2014-0061
   RECOMMENDATION from Director General Services Department for approval of final contract amount of $130,623.00 and acceptance of work on contract with SPECIALTY CONSTRUCTION for Nieto Park Splash Pad - 4.94% over the original contract amount and under the approved 5% contingency - DISTRICT H - GONZALEZ

6. Motion 2014-0083
   RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of $1,250,728.56 and acceptance of work on contract with METRO CITY CONSTRUCTION, L.P. for Briar Drive and 12522 Old Oaks Drainage Improvements 11.50% under the original contract amount - DISTRICT G - PENNINGTON

PROPERTY - NUMBERS 7 through 10

7. Motion 2014-0062
   RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Debra Leger-Jordan, Network Development Services, on behalf of SMB Investments, Ltd, [EEC Interest, LLC, (Craig Calmes, President) General Partner], for sale of a ±979-square-foot tract of excess fee-owned property and a ±1,272-square-foot tract of excess fee-owned property, both located within the Rosslyn Heights Addition, out of the Samuel McClelland One Third League, A-544, Parcels SY14-046A and SY14-046B - DISTRICT C - COHEN
8. Motion 2014-0063
RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. Sanhedrin II, L.P, et al., Cause No. 1008877; for a total consideration of $1,200,000.00; for acquisition of Parcel LY11-011; for the MITIGATION PROGRAM FOR CAPITAL IMPROVEMENT PROJECTS - PARKER ROAD RECONSTRUCTION/GREENS BAYOU AND HALLS BAYOU and related tributaries - DISTRICT B - DAVIS

9. Motion 2014-0064
RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. Richard Nguyen and Nancy Huynh, et al., Cause No. 1011755; for a total consideration of $250,000.00; for acquisition of Parcels AY8-285 & AY8-290; for the YALE STREET PAVING AND DRAINAGE PROJECT (Tidwell - W. Parker) - DISTRICT H - GONZALEZ

10. Motion 2014-0065
RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. Pepperwood, Inc., et al., Cause No. 1027572; for a total consideration of $75,000.00; for acquisition of Parcel VY12-028; for the WILLOWCHASE LIFT STATION DIVERSION PROJECT (Mills - Willowchase) - DISTRICT A - STARDIG

11. Motion 2014-0066
HILL’S PET NUTRITION SALES, INC for Dry Pet Food for the Administration & Regulatory Affairs Department - $183,555.50 - BARC Special Revenue Fund

12. Motion 2014-0084
UNICOM GOVERNMENT, INC for spending authority to purchase the Client Track Case Management Software System through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities for the Department of Health and Human Services $1,000,000.00 - Essential Public Health Services Fund

13. Motion 2014-0067
MD HELICOPTERS, INC for Training Services for the Houston Police Department - $84,755.00 Police Special Services Fund

14. Ordinance 2014-0031
ORDINANCE appropriating $3,299,000.00 out of Water & Sewer System Consolidated Construction Fund to Remove, Furnish and Install Gate Valves and associated equipment for the Public Works & Engineering Department

a. Motion 2014-0068
PEPPER-LAWSON WATERWORKS, LLC to Remove, Furnish and Install Gate Valves and Associated Equipment for the Department of Public Works & Engineering - Enterprise Fund

15. Ordinance 2014-0032
ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of five utility easements in the Rosslyn Subdivision, Houston, Texas; abandoning the easements to BWS Humble Center, LP, owner, in consideration of its payment to the City of $33,079.00 and other consideration - DISTRICT A - STARDIG
16. Ordinance 2014-0046
ORDINANCE supplementing the City of Houston, Texas Master Ordinance No. 2004-299; providing for the issuance of the City of Houston, Texas, Combined Utility System First Lien Revenue Bonds, Series 2014A, providing for the amounts, interest rates, prices, and terms thereof and other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; authorizing a Co-Bond Counsel Agreement, authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency

17. Ordinance 2014-0047
ORDINANCE approving and authorizing contract between the City of Houston and EDUCATIONAL PROGRAMS INSPIRING COMMUNITIES, INC, to provide $250,000.00 in Community Development Block Grant Funds for the administration and operation of the H.E.A.R.T. Program, a program that will provide job training and placement for developmentally disabled low and moderate income adult individuals - 1 Year

18. Ordinance 2014-0048
ORDINANCE approving and authorizing contract between the City of Houston and CATHOLIC CHARITIES OF THE ARCHDIOCESE OF GALVESTON-HOUSTON providing up to $700,132.84 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of a tenant-based rental assistance program, short-term rent, mortgage, and utility assistance program and the provision of other supportive services - 1 Year with one-year renewal option

19. Ordinance 2014-0033
ORDINANCE approving and authorizing contract between the City of Houston and SEARCH HOMELESS SERVICES, (FORMERLY SERVICE OF THE EMERGENCY AID RESOURCE CENTER FOR THE HOMELESS, INC) to provide up to $83,796.00 in Housing Opportunities for Persons with AIDS Funds for the administration and operation of a supportive services program offering childcare for homeless families affected by HIV - 1 Year with one-year renewal option

20. Ordinance 2014-0034
ORDINANCE approving and authorizing contract between the City of Houston and HOUSTON SRO HOUSING CORPORATION to provide up to $98,955.68 in Housing Opportunities for Persons with AIDS Funds for the operation of a single room occupancy/community residence located at 1111 McIlhenny Street and the provision of other supportive services - 1 Year with one-year renewal option

21. Ordinance 2014-0035
ORDINANCE approving and authorizing second amendment to Loan Agreement between the City of Houston and STERLING GROVE, L.P. for Sterling Grove Apartments (now known as Reserve at White Oak Apartments), an Affordable Rental Housing Community located in the vicinity of 6240 Antoine Drive, Houston, Texas - DISTRICT A - STARDIG

22. Ordinance 2014-0036
ORDINANCE accepting eight artwork installations for temporary placement in various locations in Hermann Park on a Temporary Loan Basis in celebration of the Park’s Centennial and approving and authorizing agreement between the City of Houston and the HERMANN PARK CONSERVANCY for donation and temporary loan of such works of art - DISTRICT D - BOYKINS
23. Ordinance 2014-0037  
ORDINANCE relating to the Lillie and Roy Cullen Sculpture Garden (The “Sculpture Garden”); making findings and approving the use of a portion of the Sculpture Garden for an underground tunnel for pedestrian and vehicular use; authorizing the conveyance of an access easement from the City to the Museum of Fine Arts, Houston, across a portion of the Sculpture Garden; authorizing the extension of an Operating Agreement for the Sculpture Garden between the City and the MUSEUM OF FINE ARTS, HOUSTON - DISTRICT C - COHEN

24. Ordinance 2014-0038  
ORDINANCE approving and authorizing Purchase Agreement between the City of Houston, Texas, Seller, and TRILATERALGROUP, LLC, Purchaser, to sell 5.9857 acres of land located at 2001 Dairy Ashford Road, Houston, Texas - DISTRICT G - PENNINGTON

25. Ordinance 2014-0049  
ORDINANCE approving and authorizing Purchase and Sale Agreement between DARRELL ROGERS, Individually, ROSLYN ANN JOHNSON, Individually, and JP MORGAN CHASE BANK, N.A. Trustee of the Virginia Rogers Trust, Sellers, and the City of Houston, Purchaser, for the purchase of 16,200 square feet of land, located at 1220 Washington Avenue, Houston, Texas; appropriating the sum of $658,000.00 out of the Police Consolidated Construction Fund (4504) for the purchase price of $648,000.00 and associated closing costs in the amount of $10,000.00 - DISTRICT H - GONZALEZ

26. Ordinance 2014-0050  
ORDINANCE approving an agreement between the City of Houston, Texas, REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS AND THE LAKE HOUSTON REDEVELOPMENT AUTHORITY in connection with the CITY’S REINVESTMENT ZONE NUMBER TEN IN THE LAKE HOUSTON AREA - DISTRICT E - MARTIN

27. Council Members Bradford, Laster, Davis, Green, Gallegos and Nguyen tagged  
ORDINANCE approving and authorizing Airport Advertising Concession Agreement between the City of Houston and THE JOINT VENTURE FOR THE ADVERTISING CONCESSION AT HOUSTON AIRPORTS, LLC for George Bush Intercontinental Airport/Houston - DISTRICT B - DAVIS

28. Ordinance 2014-0039  
ORDINANCE approving and authorizing Amendment No. 2 to Lease Agreement between the City of Houston and CONOCOPHILLIPS COMPANY for certain premises at George Bush Intercontinental Airport/Houston (IAH) - Revenue - DISTRICT B - DAVIS

29. Ordinance 2014-0040  
ORDINACE approving and authorizing Amendment No. 2 to Lease Agreement between City of Houston and F 2000, INC, as assigned from Knickerbocker Corporation for certain premises at William P. Hobby Airport - Revenue - DISTRICT I - GALLEGOS

30. Ordinance 2014-0056  
ORDINANCE approving and authorizing contract between the City and VIRTUO GROUP CORPORATION for Professional Information Technology Consulting Services for Various Departments; providing a maximum contract amount - $5,646,000.00 - 3 Years with two one year options - Equipment Acquisition and Enterprise Funds
ORDINANCES - continued

31. Ordinance 2014-0041
ORDINANCE approving and authorizing an agreement for professional services between the City of Houston and BERLITZ LANGUAGES, INC for Conversational Language Testing Services for the Police and Fire Departments; providing a maximum contract amount - $340,000.00 – 3 years with two one-year options - General Fund

32. Ordinance 2014-0042
ORDINANCE awarding contract to AMERICAN ROAD MAINTENANCE for Cleaning and Sealing of Asphalt Streets Citywide for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - $1,794,775.00 - Dedicated Drainage and Street Renewal Fund

33. Ordinance 2014-0051
ORDINANCE consenting to the creation of the GENERATION PARK MANAGEMENT DISTRICT in the extraterritorial jurisdiction of the City

34. Ordinance 2014-0043
ORDINANCE consenting to the addition of 0.9448 acres of land to NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 24, for inclusion in its district

35. Council Member Green tagged
ORDINANCE altering maximum prima facie speed limits in certain school zones in the City of Houston; making various findings and containing other provisions relating to the subject; declaring certain conduct to be unlawful and providing a penalty; providing for severability; containing a repealer; containing a savings clause

36. Ordinance 2014-0044
ORDINANCE issuing a permit to COPANO PIPELINES/UPPER GULF COAST, L.P. 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 A - STARDIG; B - DAVIS and H - GONZALEZ

37. Ordinance 2014-0045
ORDINANCE issuing a permit to MAGELLAN CRUDE OIL PIPELINE COMPANY, 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 - DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 38

MISCELLANEOUS

38. Motion 2014-0085 – Close nominations
RECEIVE nominations for Positions One through Four of the ANIMAL ADVISORY COMMITTEE BOARD OF DIRECTORS, for the remainder of a two year term ending December 31, 2015
Dr. Taffi Tippit, Dr. Chris Souders, Kappy Muenzer and Neil Jackheim all nominated for reappointment
39. **Motion 2014-0086 – Adopt**

RECOMMENDATION from Director Department Public Works & Engineering to accept the January 2014 Semiannual Report of the Planning Commission, acting as the Capital Improvements Advisory Committee, relating to the implementation of the Water and Wastewater Impact Fees Program and to transfer revenues and interest generated by the Water and Wastewater Impact Fees in the amount of $16,071,354.30 to the Combined Utilities System Operating Fund for Revenue Bond Debt Service as recommended in the Report.

**TAGGED BY COUNCIL MEMBER MARTIN**

This was Item 7 on Agenda of January 15, 2014

40. **Motion 2014-0087 – Adopt**

MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Virgil Robertson, declining the acceptance of, rejecting, and refusing the dedication of Tam Tam Street from Green River Drive south to its terminus, located within the Green River Gardens Subdivision, out of the J. L. Stanley Survey, Parcel SY13-055 - **DISTRICT B - DAVIS**

**TAGGED BY COUNCIL MEMBER GREEN**

This was Item 12 on Agenda of January 15, 2014

41. **Council Member Davis tagged**

MOTION by Council Member Gonzalez/Seconded by Council Member Costello to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Robert Perry, The Pinnell Group, on behalf of 6804 Properties, LLC. (Gary Hamby, Director) and John C. Stephen, Hall and Stephen, P.C., on behalf of Ruth Rental Real Estate, Ltd. (Ruth Rental Real Estate Management, Inc. [Joel Ruth, President], General Partner) for abandonment and sale of Plainview Street, from La Paseo Street south to its terminus, located within the Dixie Acres Subdivision, out of the H.B. Prentice Survey, Parcels SY13-092 and SY14-017 - **DISTRICT I - GALLEGOS**

**TAGGED BY COUNCIL MEMBER GREEN**

This was Item 14 on Agenda of January 15, 2014

42. **Council Member Davis tagged**

MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tracy Youngblood, Brown & Gay Engineers, Inc., on behalf of Harris County Municipal Utility District 529 ( Dan Quinlan, President), and Lakes of Parkway Homeowners Association, Inc., (William F. Schwind Jr., President), for abandonment and sale of Colecrest Lane, from its southern terminus north to its cul-de-sac terminus at Barton Gate Lane, in exchange for conveyance to the City of a public utility easement in the same location, all located within the Lakes of Parkway Subdivision, Section 17, out of Joel Wheaton Survey, A-80, Parcels SY14-042, SY14-047, VY14-004 and VY14-005 - **DISTRICT G - PENNINGTON** - **TAGGED BY COUNCIL MEMBER GREEN**

This was Item 15 on Agenda of January 15, 2014
43. **Motion 2014-0088 – Adopt**
   
   MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to adopt recommendation from Purchasing Agent to award to **TOMMIE VAUGHN MOTORS, INC** for Automotive, GM Car and Truck OEM Replacement Parts and Repair Services for the Fleet Management Department - $2,390,500.00 - 3 years with two one-year options Fleet Management Fund - **TAGGED BY COUNCIL MEMBERS MARTIN and STARDIG**
   
   This was Item 16 on Agenda of January 15, 2014

44. **Ordinance 2014-0052**

   ORDINANCE amending Exhibit “A” of City of Houston Ordinance No. 2010-306 adding two Lieutenant Positions; substituting the amended Exhibit as part of the current Police Department Classified Personnel Ordinance; providing for severability
   
   **TAGGED BY COUNCIL MEMBER BRADFORD**
   
   This was Item 29 on Agenda of January 15, 2014

45. **Ordinance 2014-0053**

   ORDINANCE approving and authorizing a Child Care Local Match Certification Agreement between the City of Houston and **GULF COAST WORKFORCE BOARD** for the certification of After School Achievement Program expenditures to obtain additional federal funding for Child Care Services - **TAGGED BY COUNCIL MEMBER GREEN**
   
   This was Item 36 on Agenda of January 15, 2014

46. **Ordinance 2014-0054**

   ORDINANCE approving and authorizing a sole source Lease Agreement and an addendum between the City of Houston and **TOMCO2 SYSTEMS COMPANY** for two Carbon Dioxide Storage Tanks and to complete Feed System for Public Works & Engineering Department; providing a maximum contract amount - $312,000.00 - 3 years with two one-year options
   
   **Enterprise Fund - DISTRICT J - LASTER - TAGGED BY COUNCIL MEMBER LASTER**
   
   This was Item 38 on Agenda of January 15, 2014

47. **Council Member Davis tagged**

   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 Pinemont Drive Paving and Drainage Improvements Project from Ella Boulevard to N. Shepherd Drive; authorizing the acquisition of fee simple title interest in or easement to 15 parcels of land required for the project and situated in the S. McClelland Survey, Abstract No. 544 and the S. W. Allen Survey, Abstract No. 94; 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 15 parcels of land required for the project - **DISTRICTS B - DAVIS and C - COHEN - TAGGED BY COUNCIL MEMBER GREEN**
   
   This was Item 42 on Agenda of January 15, 2014
MATTERS HELD - continued

48. Ordinance 2014-0055
ORDINANCE approving and authorizing various contracts between the City of Houston and
1) MONTROSE COUNSELING CENTER, INC, 2) BEE BUSY LEARNING ACADEMY, INC,
3) ST. HOPE FOUNDATION, INC, 4) LEGACY COMMUNITY HEALTH SERVICES, INC,
5) POSITIVE EFFORTS, INC, 6) AIDS FOUNDATION HOUSTON, INC, and (7) FUNDACION
LATINOAMERICANA DE ACCION SOCIAL, INC, respectively, for Various HIV/STD
Prevention Services; providing maximum contract amounts - $12,459,368.75 - 1 year with four
automatic one-year renewals - Grant Fund - TAGGED BY COUNCIL MEMBERS
BRADFORD, MARTIN, LASTER, COSTELLO, STARDIG, GREEN and GALLEGOS
This was Item 34 on Agenda of January 15, 2014

49. Council Member Davis tagged
ORDINANCE approving and authorizing contract between the City of Houston and
CIGNA HEALTH AND LIFE INSURANCE COMPANY for Administrative Services for Self-
Funded Integrated Medical and Pharmacy Health Plans effective May 1, 2014; providing a
maximum contract amount; containing other provisions relating to the foregoing subject;
providing for severability - $29,200,000.00 - 3 years - Health Benefits Fund
TAGGED BY COUNCIL MEMBERS BRADFORD, MARTIN, LASTER, COSTELLO,
STARDIG, GREEN and GALLEGOS
This was Item 27 on Agenda of January 15, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Stardig 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

1/22/2014 - All present