

AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 7, 2014 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2014-0903 to 2014-0920
ORDINANCES – 2014-0899 to 2014-0925
RESOLUTION – None

2014-0902-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Green

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 2014-0903 – Procedural motion
Motion 2014-0904 – Procedural motion
Motion 2014-0905 – Procedural motion
Motion 2014-0906 – Procedural motion
Motion 2014-0907 – Procedural motion
Motion 2014-0908 – Omitted

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 8, 2014 - 9:00 A. M.

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

HEARING - 9:00 A.M.

- 1. Motion 2014-0909 – Close hearing**
PUBLIC HEARING relating to the Proposed 2014 Tax Rate of \$0.63108/\$100 of value

MAYOR'S REPORT

AGENDA - OCTOBER 8, 2014 - PAGE 2
CONSENT AGENDA NUMBERS 2 through 41

MISCELLANEOUS - NUMBER 2

2. Motion 2014-0910

REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON TRANSPORTATION ACCESSIBILITY TASK FORCE:**

Position One - **VINH NGUYEN**
Position Two - **MICHELLE COLVARD**
Position Three - **GEORGE POWERS**
Position Four - **TOBY COLE**
Position Five - **SHARON EWING**
Position Six - **ANGELA WRIGGLESWORTH**
Position Seven - **KAREN BAYS PETTY**
Position Eight - **CHRIS NAKUTIS**
Position Nine - **ROMAN MARTINEZ**
Position Ten - **DUANE H. KAMINS**
Position Eleven - **JAMES DAVID DILLON**
Alternate - **LOUIS J. MAHER**

ACCEPT WORK - NUMBERS 3 through 5

3. Motion 2014-0911

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,676,915.69 and acceptance of work on contract with **REPIPE CONSTRUCTION, LTD.** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method - 2.61% over the original contract amount and under the 5% contingency amount (4258-39) - **DISTRICTS C - COHEN; D - BOYKINS; F - NGUYEN; G - PENNINGTON; I - GALLEGOS and J - LASTER**

4. Motion 2014-0912

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,162,235.68 and acceptance of work on contract with **COLLINS & COLLINS** for Waterline Replacement in Garden Villas West Area - 0.04% under the original contract amount - **DISTRICT I - GALLEGOS**

5. Motion 2014-0913

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,664,425.17 and acceptance of work on contract with **DCE CONSTRUCTION, INC** for Water Line Replacement in Windsor Village Area - 4.02% under the original contract amount - **DISTRICT K - GREEN**

PROPERTY - NUMBER 6

6. Motion 2014-0914

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Ricardo Real and Antonia Solano, declining the acceptance of, rejecting, and refusing the dedication of a 10-foot-wide walkway, from Toliver Street south to East Crosstimbers Road, within the Trenton Place Section Two Subdivision, out of the J. T. Harrell Survey, A-329, Parcel SY15-018 - **DISTRICT H - GONZALEZ**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 11

7. Motion 2014-0917

SHI GOVERNMENT SOLUTIONS for Hexis Cyber Solution through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Government Purchasing Cooperative (BuyBoard) for Cyber Security for the Houston Information Technology Services - \$1,440,000.00 - Equipment Acquisition Consolidated Fund

8. Motion 2014-0918

SHI GOVERNMENT SOLUTIONS for spending authority for Purchase of Proofpoint Enterprise Protection Support Services through the Texas Department of Information Resources for Houston Information Technology Services - 4 Years - \$3,414,540.28 - Central Service Revolving Fund

9. Ordinance 2014-0899

ORDINANCE appropriating \$651,475.00 out of Equipment Acquisition Consolidated Fund for Purchase of Modular Ambulance Bodies for the Houston Fire Department

10. Motion 2014-0915

FRAZER, LTD. for Modular Ambulance Bodies through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Houston Fire Department \$651,475.00 - Equipment Acquisition Consolidated Fund
This item should only be considered after passage of Item 9 above

11. Motion 2014-0916

CITY SUPPLY CO., INC for Plumbing Supplies for Various Departments - \$3,076,993.05 General, Enterprise and Other Funds - 3 Years with two one-year options

ORDINANCES - NUMBERS 12 through 41

12. Ordinance 2014-0913

ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the prohibition of illicit synthetic drugs; containing findings and other provisions relating to the foregoing subject; declaring certain conduct to be unlawful and providing a penalty therefor; providing for severability

13. Ordinance 2014-0914

ORDINANCE **AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to regulation of vehicles for hire; standardizing licensee appearance requirements; standardizing the vehicle for hire passenger solicitation prohibition; amending taxicab identification and airport use fee provisions; declaring certain conduct unlawful and providing penalties therefore; containing findings and other provisions relating to the foregoing subject; providing for severability

14. Ordinance 2014-0915

ORDINANCE relating to the issuance of taxicab permits; delaying the 2014 Taxicab Permit Issuance Process; containing findings and other provisions relating to the foregoing subject; providing for severability

15. Ordinance 2014-0900

ORDINANCE authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to execute an agreement between the City of Houston and the **UNITED STATES DEPARTMENT OF HOMELAND SECURITY** accepting a FY 2014 Port Security Grant in accordance with the FY 2014 Port Security Grant Program Investment Justification; declaring the City's eligibility for such grant; authorizing the Director to execute any subsequent documents necessary to secure the City's allocations throughout the life of this grant program

ORDINANCES - continued

16. Ordinance 2014-0901

ORDINANCE approving and authorizing the Director of the City of Houston Department of Health and Human Services to accept grant funds from the **TEXAS DEPARTMENT OF STATE HEALTH SERVICES** for the Women, Infant and Children Program; declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to expend the grant funds and to apply for and accept all subsequent awards, if any, pertaining to the grant

17. Ordinance 2014-0902

ORDINANCE appropriating 1) \$126,500.00 out of Health Special Revenue Fund Fund Balance, 2) \$89,900.00 out of Essential Public Health Services Fund Fund Balance, and 3) \$1,743,352 out of Special Waste Fund Fund Balance, for the Houston Department of Health and Human Services' Capital Expenditures for Vehicles and Construction Site Work Services in FY2015

18. Ordinance 2014-0916

ORDINANCE approving and authorizing submission of an application for and acceptance of a U.S. Department of Transportation FY14 Federal Motor Carrier Safety Assistance Program High Priority Grant; 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

19. Ordinance 2014-0917

ORDINANCE appropriating \$925,000.00 out of Parks & Recreation Dedication Fund for Land Purchase and Title Services, for and in connection with the purchase of Parcel BY15-002, consisting of 12,500 square feet of land (located at 924 West Dallas Street, Houston, Harris County, Texas), owners being Frank Joseph Cutaia, Albert F. Cutaia and Brent Anthony Garza **DISTRICT C - COHEN**

20. Ordinance 2014-0903

ORDINANCE appropriating \$60,123.00 out of Parks & Recreation Dedication Fund as an additional appropriation; approving first amendment to construction contract between the City of Houston and **TIMES CONSTRUCTION, INC** for Hermann Square Park (Approved by Ordinance 2014-0248) - **DISTRICT I - GALLEGOS**

21. Ordinance 2014-0918

ORDINANCE approving and authorizing second amendment to agreement between the City of Houston and **A. JOE WINTER INVESTIGATIONS CO.** for Professional Background Investigation and Motor Vehicle Reporting Services (Approved by Ordinance No. 2008-0887)

22. Ordinance 2014-0919

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a Strategic Partnership Agreement between the City of Houston and **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 118** and on a proposal for the City of Houston to annex for limited purposes certain territory located within such district in Harris and Montgomery Counties; proposed amendments to Strategic Partnership Agreements between the City of Houston and **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 2** and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 30** and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Harris and Fort Bend Counties; proposed amendments to Strategic Partnership Agreement between the City of Houston and **DOWDELL PUBLIC UTILITY DISTRICT** and on proposals for the City of Houston to annex for limited purposes territory within and in the vicinity of such district in Harris County; proposed amendments to Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 62**; proposals of the City of Houston to impose the City of Houston's sales and use tax in such territory; providing for the publication of notice of such hearings

ORDINANCES - continued

23. Ordinance 2014-0920

ORDINANCE establishing a portion of **RIVERSIDE TERRACE SECTIONS 12 and 15** within the City of Houston as a special minimum lot size area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**

24. Ordinance 2014-0921

ORDINANCE relating to the Fiscal Affairs of the **FIFTH WARD REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER EIGHTEEN, CITY OF HOUSTON, TEXAS (FIFTH WARD ZONE)**; approving the Fiscal Year 2015 Operating Budget for the Authority and the Fiscal Years 2015-2019 Capital Improvement Projects Budget for the Zone - **DISTRICTS B - DAVIS and H - GONZALEZ**

25. Ordinance 2014-0922

ORDINANCE relating to the Fiscal Affairs of the **UPPER KIRBY REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER NINETEEN, CITY OF HOUSTON, TEXAS (UPPER KIRBY ZONE)**; approving the Fiscal Year 2015 Operating Budget for the Authority and the Fiscal Years 2015-2019 Capital Improvements Budget for the Zone **DISTRICTS C - COHEN and G - PENNINGTON**

26. Ordinance 2014-0923

ORDINANCE relating to the Fiscal Affairs of the **HARDY/NEAR NORTHSIDE REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (HARDY/NEAR NORTHSIDE ZONE)**; approving the Fiscal Year 2015 Operating Budget for the Authority and the Fiscal Years 2015-2019 Capital Improvements Budget for the Zone - **DISTRICTS B - DAVIS and H - GONZALEZ**

27. Ordinance 2014-0924

ORDINANCE awarding contract to **BL TECHNOLOGY, INC** for Security Systems Installation and Repair Services for General Services Department; providing a maximum contract amount 3 Years with two one-year options - \$13,901,006.30 - General and Other Funds

28. Ordinance 2014-0904

ORDINANCE appropriating \$1,000,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing a Water Rights Protest Settlement Agreement between the City of Houston and **BRAZOS RIVER AUTHORITY**; providing a maximum contract amount

29. Ordinance 2014-0905

ORDINANCE consenting to the addition of 127.33 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 449**, for inclusion in its district

30. Ordinance 2014-0906

ORDINANCE appropriating \$120,349.54 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing a Utility Reimbursement Services Agreement between the City of Houston and **MCI COMMUNICATIONS SERVICES, INC** for Hirsch Road Paving and Drainage: Kelley to East Crosstimbers - **DISTRICTS B - DAVIS and H - GONZALEZ**

31. Ordinance 2014-0907

ORDINANCE appropriating \$122,555.90 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing a Utility Reimbursement Services Agreement between the City of Houston and **SPRINT COMMUNICATIONS COMPANY, L.P.** for Hirsch Road Paving and Drainage - **DISTRICTS B - DAVIS and H - GONZALEZ**

ORDINANCES - continued

32. Ordinance 2014-0908

ORDINANCE appropriating \$3,485,830.00 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 Method; 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 (WW4258-60)

33. Ordinance 2014-0909 – Passed first reading

ORDINANCE granting to **FCC ENVIRONMENTAL SERVICES, LLC, A Delaware Limited Liability Company**, 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 **FIRST READING**

34. Ordinance 2014-0910 – Passed first reading

ORDINANCE granting to **BIG R TRUCKING, LLC, A Texas Limited Liability Company**, 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 - **FIRST READING**

35. Ordinance 2014-0911 – Passed first reading

ORDINANCE granting to **ENVIRONMENTAL INDUSTRIAL SERVICES GROUP, INC, A Texas Corporation**, 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 **FIRST READING**

36. Ordinance 2014-0912 – Passed first reading

ORDINANCE granting to **ANDERSON POLLUTION CONTROL, INC, A Texas Corporation**, 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 - **FIRST READING**

37. Ordinance 2014-0886 – Passed second reading

ORDINANCE No. 2014-0886, passed first reading October 1, 2014

ORDINANCE granting to **CHING LO dba A. URANUS SERVICE, A Texas Sole Proprietorship**, 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 **SECOND READING**

38. Ordinance 2014-0887 – Passed second reading

ORDINANCE No. 2014-0887, passed first reading October 1, 2014

ORDINANCE granting to **PROGRESSIVE WASTE SOLUTIONS OF TX, INC, A Texas Corporation**, 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 **SECOND READING**

ORDINANCES - continued

39. Ordinance 2014-0888 – Passed second reading

ORDINANCE No. 2014-0888, passed first reading October 1, 2014

ORDINANCE granting to **ARROW SERVICES 123, INC, A Texas Corporation**, 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 - **SECOND READING**

40. Ordinance 2014-0889 – Passed second reading

ORDINANCE No. 2014-0889, passed first reading October 1, 2014

ORDINANCE granting to **MIGGINS INTERESTS, LLC dba HYDRO TECH UTILITIES, A Texas Limited Liability Company**, 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 - **SECOND READING**

41. Ordinance 2014-0890 – Passed second reading

ORDINANCE No. 2014-0890, passed first reading October 1, 2014

ORDINANCE granting to **MOUSER CONTAINER SERVICE, INC, A Texas Corporation**, 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 - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 42 and 43

MISCELLANEOUS

42. Motion 2014-0919 – Close nominations

RECEIVE nominations for Position B13 for the **HOUSTON FIRST CORPORATION BOARD OF DIRECTORS**, for a two year term ending December 31, 2015

Council Member Boykins nominated Gerald Womack

Council Member Christie nominated Diana Untermeyer

43. Council Members Nguyen and Pennington tagged

REVIEW on the record and make determination relative to the appeal from the decision of the Automotive Board, filed by Paul Kubosh and Associates, Attorney at Law, on behalf of Eid's Car Care, 9650 South Kirkwood Drive, 77099, regarding the revocation of license

MATTERS HELD - NUMBERS 44 through 46

44. Motion 2014-0920 – Adopt

MOTION by Council Member Costello/Seconded by Council Member Laster to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$4,232,057.02 and acceptance of work on contract with **HUFF AND MITCHELL, INC** for North 60-inch Condition Assessment Support Package - 17.60% under the original contract amount - **DISTRICT I - GALLEGOS**

TAGGED BY COUNCIL MEMBER GREEN

This was Item 10 on Agenda of October 1, 2014

MATTERS HELD – continued

45. Council Member Martin tagged

MOTION by Council Member Stardig/Seconded by Council Member Green to **AMEND MOTION #2011-0029, 1/12/11, TO APPOINT** John Fox and David Dominy as independent appraisers to determine the fair market value for the portion of right-of-way on the north side of Wheeler Avenue, ±400 feet from the intersection of Wheeler Avenue and Calhoun Street, to ±368 feet from the intersection of Wheeler Avenue and Cullen Boulevard in exchange for fee-owned land from the University of Houston for the construction of Wheeler Street, from Scott Street east to Calhoun Road, out of the Luke Moore Survey, A-51, Parcels SY10-074, AY10-331, AY10-332A through AY10-332D, QY10-007 and VY10-039 - **DISTRICT D - BOYKINS**
TAGGED BY COUNCIL MEMBER BOYKINS
This was Item 14 on Agenda of October 1, 2014

46. Ordinance 2014-0925

ORDINANCE approving and authorizing contracts between the City of Houston and **A-1 PERSONNEL OF HOUSTON, INC, AT WORK STAFFING, INC, EXECUTEAM STAFFING L.P., ICON INFORMATION CONSULTANTS, L.P., LANESTAFFING, INC, SILVER & ASSOCIATES CONSULTING, INC, SMITH & DEAN, INC d/b/a DEAN'S PROFESSIONAL SERVICES, TOPP KNOTCH PERSONNEL, INC, and MSHANA GROUP LLC d/b/a ARIES PRO** for Temporary Employee Staffing Services and Information Technology Staffing Resources; providing a maximum contract amount - 3 Years with two one-year options - \$75,000,000.00 Central Services Revolving Fund
DELAYED BY MOTION #2014-900, 10/1/14
This was Item 43 on Agenda of October 1, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Kubosh 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

10/7/2014 - All present

10/8/2014 – All present