

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 12, 2016 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2016-0021 to 2016-0028
ORDINANCES – 2016-0019 to 2016-0044
RESOLUTION – None

2016-0020-1

1:30 P. M. - PRESENTATIONS

2:00 P.M. - INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Davis

ROLL CALL AND 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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JANUARY 13, 2016 - 9:00 A. M.

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

MAYOR'S REPORT - Pothole Initiative

CONSENT AGENDA NUMBERS 1 through 32

MISCELLANEOUS - NUMBERS 1 through 4

1. Motion 2016-0023

RECOMMENDATION from the Chief Development Officer authorizing payment to the
GREATER HOUSTON PARTNERSHIP for Corporate membership at the managing partner
level \$80,000.00 - Houston Civic Events Special Revenue Fund

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MISCELLANEOUS - continued

2. Council Member Stardig tagged

RECOMMENDATION from Director Houston Health Department to deny request from **A MEDICS EMS LLC** for a letter of approval from City Council regarding emergency medical services

3. Council Member Stardig tagged

RECOMMENDATION from Director Houston Health Department on request from **PREFERRED NATIONAL MEDICAL TRANSPORT LLC** for a letter of approval from City Council regarding emergency medical services

4. Motion 2016-0021

RECOMMENDATION from Director Department of Public Works & Engineering to extend unpaid leave of absence for **NORMAN HODGE, Utility Worker**

ACCEPT WORK - NUMBER 5

5. Motion 2016-0024

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,202,103.16 and acceptance of work on contract with **BLASTCO TEXAS, INC** for Rehabilitation and New Water Storage Tanks at various locations - Package 5 5.42% under the original contract amount - **DISTRICTS A - STARDIG; G - TRAVIS and J - LASTER**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 8

6. Motion 2016-0022

3M COGENT, INC for Automated Fingerprint Identification System Maintenance for the Houston Police Department - \$75,000.00 - General Fund

7. Pulled-Not Considered

ORDINANCE appropriating \$2,142,502.00 out of Equipment Acquisition Consolidated Fund for Purchase of Automobiles, Utility Vehicles and Light-Duty Trucks for Various Departments

8. Pulled-Not Considered

CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET - \$7,702,737.00, **DONALDSON UMPHREY AUTOMOTIVE GROUP d/b/a SILSBEE TOYOTA** - \$588,072.00, **SILSBEE FORD, INC** - \$4,560,243.00 and **TOMBALL DODGE, INC** - \$9,176,699.00 for Automobiles, Utility Vehicles and Light-Duty Trucks for Various Departments \$22,027,751.00 - General, Enterprise and Other Funds

This item should only be considered after passage of Item 7 above

ORDINANCES - NUMBERS 9 through 32

9. Ordinance 2016-0023

ORDINANCE approving and authorizing contract between the City of Houston and **HEALTHCARE FOR THE HOMELESS-HOUSTON** to provide \$145,000.00 in Community Development Block Grant Funds for the Administration and Operation of Project Access Transportation Services Program for homeless individuals and families seeking health care and other supportive services

10. Ordinance 2016-0024

ORDINANCE amending Ordinance Number 2012-0157, as amended, to increase the maximum contract amount of the contract between the City and **EASTER SEALS OF GREATER HOUSTON, INC** for Respite Services provided through the Harris County Area Agency on Aging of the Houston Health Department

ORDINANCES - continued

11. Ordinance 2016-0025

ORDINANCE approving and authorizing submission of a grant application to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the National HIV Behavioral Surveillance Grant; declaring the City's eligibility for such grant; authorizing the Director of the Houston Health Department to act as the City's representative in the application process, to accept the grant and expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant

12. Ordinance 2016-0026

ORDINANCE approving and authorizing contract between the City and **CONTINENTAL AMERICAN INSURANCE COMPANY** for Voluntary Supplemental Insurance Coverage for Group Supplemental Hospital Indemnity Plan and Group Critical Illness with Cancer Insurance Plan for City employees, effective May 1, 2016

13. Ordinance 2016-0027

ORDINANCE approving and authorizing contract between the City and **HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY** for Voluntary Supplemental Insurance Coverage for Group Accident Insurance Plan for City employees, effective May 1, 2016

14. Ordinance 2016-0028

ORDINANCE approving and authorizing 1) a Managed Care Dental Agreement (DHMO Plan) between the City and **DELTA DENTAL INSURANCE COMPANY/ALPHA DENTAL PROGRAMS, INC** and 2) a Group Dental Indemnity Agreement (DPPO Plan) between the City and **DELTA DENTAL INSURANCE COMPANY** for City employees, retirees, deferred retirees, survivors and certain dependents, effective May 1, 2016

15. Ordinance 2016-0029

ORDINANCE appropriating \$3,128,432.00 out of HAS Renewal and Replacement Fund and awarding construction contract to **RESTOCON CORPORATION** for Renovation of the Terminal A Parking Garage at George Bush Intercontinental Airport/Houston, (Project No. 466); 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 and engineering testing services relating to construction of facilities financed by such funds

16. Ordinance 2016-0019

ORDINANCE amending Ordinance No. 2012-0944 to increase the maximum contract amount for contract between the City of Houston and **SET ENVIRONMENTAL, INC** for Handling and Disposal of Hazardous Materials for Various Departments - \$3,625,000.00 - Enterprise and Stormwater Funds

17. Ordinance 2016-0030

ORDINANCE consenting to the addition of 121.495 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 400**, for inclusion in its district

18. Ordinance 2016-0031

ORDINANCE consenting to the addition of 211.7861 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5**, for inclusion in its district

19. Ordinance 2016-0020

MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 2.57 acres commonly known as 2538A/2530 Briar Ridge, Houston, Harris County, Texas, and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT G - TRAVIS**

ORDINANCES - continued

20. Ordinance 2016-0044

ORDINANCE appropriating \$1,096,533.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an Interlocal Agreement between the City of Houston and **THE UPTOWN DEVELOPMENT AUTHORITY** for the Replacement of the existing water line along Westheimer Road from Sage Road to Post Oak Boulevard; providing a maximum contract amount; providing funding for contingencies and CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - TRAVIS**

21. Ordinance 2016-0032

ORDINANCE appropriating \$580,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AGC GROUP, INC** for Local Drainage Project Negotiated Design Work Orders; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

22. Ordinance 2016-0033

ORDINANCE appropriating \$556,800.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KIMLEY-HORN AND ASSOCIATES, INC** for Traffic Signal Rebuild Package #11; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF

23. Ordinance 2016-0034

ORDINANCE appropriating \$580,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **PROGRESSIVE CONSULTING ENGINEERS, PLLC d/b/a PROGRESSIVE TRAFFIC & TRANSPORTATION** for Intersection Redesign and Safety Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF

24. Ordinance 2016-0035

ORDINANCE appropriating \$527,800.00 out of Metro Construction - Other Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SCHAUMBURG & POLK, INC** for Safe Sidewalk Program; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Construction - Other Fund

25. Ordinance 2016-0036

ORDINANCE appropriating \$522,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AIA ENGINEERS, LTD.** for General Work Order Contract for Neighborhood Projects; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

26. Ordinance 2016-0037

ORDINANCE appropriating \$535,500.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **GC ENGINEERING, INC** for Citywide Overlay / Rehabilitation Project; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF

ORDINANCES - continued

27. Ordinance 2016-0038

ORDINANCE appropriating \$2,804,017.00 out of Street & Traffic Control and Storm Drainage DDSRF-A, awarding contract to **MAIN LANE INDUSTRIES, LTD.** for Panel Replacement FY15; 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 Street & Traffic Control and Storm Drainage DDSRF-A

28. Ordinance 2016-0021

ORDINANCE appropriating \$1,962,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LEM CONSTRUCTION CO., INC** for Greenridge Wastewater Treatment Plant Improvements; 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 K - GREEN**

29. Ordinance 2016-0039

ORDINANCE appropriating \$2,737,484.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal; 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 (WW4235-82)

30. Ordinance 2016-0022

ORDINANCE appropriating \$993,400.00 out of Metro Construction - Other, awarding contract to **TIKON GROUP, INC** for Safe Sidewalk Program; 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 services, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Metro Construction - Other - **DISTRICTS B - DAVIS; D - BOYKINS and H - CISNEROS**

31. Ordinance 2016-0040

ORDINANCE appropriating \$13,235,750.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Keegans Bayou and Greenridge Wastewater Treatment Plant Improvements; 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, construction management, and contingencies relating to the construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS J - LASTER and K - GREEN**

ORDINANCES - continued

32. Ordinance 2016-0041

ORDINANCE appropriating \$659,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **MMG CONTRACTORS LLC** for Wastewater System/Substitute Service Support - Braesmont Package 1; 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 C - COHEN**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 33 through 36

MISCELLANEOUS

33. Motion 2016-0025

MOTION to suspend the rules to receive nominations and appointment for Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2016

34. Motion 2016-0026

RECEIVE nominations for Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2016

This item should only be considered after passage of Item 33 above

35. Motion 2016-0027

MOTION to confirm the appointment of individuals from nominees to Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2016

This item should only be considered after passage of Item 34 above

Council Member Davis appointed to Position 1

Council Member Travis appointed to Position 2

Council Member Gallegos appointed to Alternate At-Large

Council Member Christie appointed to Alternate At-Large

36. Council Members Knox, Laster and Stardig tagged

REVIEW on the record and make determination relative to the appeal from the decision of the Houston Planning Commission to uphold the Houston Archaeological and Historical Commission, regarding the denial of a Certificate of Appropriateness to demolish a structure at 1932 South Blvd. a.k.a. 5115 Hazard Street, filed by Timothy B. Kirwin, Randle Law Office Ltd., L.L.P., on behalf of Timothy Kirwin (Applicant) for Doug and Ellen Heller (Owners)

MATTERS HELD - NUMBERS 37 through 41

37. Ordinance 2016-0042

ORDINANCE approving and authorizing first amendment to Power Purchase Agreement for Installed Capacity, Energy and Environmental Attributes between the City of Houston, **HECATE ENERGY BREWSTER LLC**, and **RELIANT ENERGY RETAIL SERVICES LLC** (Approved by Ordinance No. 2015-1120) - **TAGGED BY COUNCIL MEMBER COHEN**

This was Item 16 on Agenda of January 6, 2016

MATTERS HELD - continued

38. Ordinance 2016-0043

ORDINANCE approving and authorizing third amendment to contract for Professional Engineering Services for Project Advisor/Technical Consultant for Northeast Water Purification Plant Expansion between the City of Houston and **CAROLLO ENGINEERS, INC** (Approved by Ordinance No. 2012-0121) - **DISTRICT E - MARTIN**

TAGGED BY COUNCIL MEMBERS STARDIG AND GREEN

This was Item 30 on Agenda of January 6, 2016

39. Motion 2016-0028 – Delay one (1) week

WRITTEN Motion by Council Member Gallegos to amend Section 32-60 of Item 41 below:

I move to amend Section 32-60 (1) and (2) as shown in Exhibit A as follows:

Any group activity or organized event involving more than 50 people, including but not limited to picnics, parties, family, church, community or school events, or other similar activities; or

Any group activity or organized event involving fewer than 50 people that involves the reservation or temporary exclusive use of a designated ~~areas~~ area of a park, park road, or other park property

DELAYED BY MOTION #2015-871, 12/9/15

40. Motion 2016-0028 – Delay one (1) week

WRITTEN Motion by Council Member Laster to amend Item 41 below as follows:

I move to amend Exhibit A of the proposed Ordinance as follows:

1. Deleting the definition of the term central business district in Section 32-222.
2. Amending the definition of the term food truck in Section 32-222 by inserting the word park before the phrase food service establishment.
3. Amending the definition of the term mobile food unit by adding the phrase for purposes of this chapter to the end of the last sentence thereof.
4. Amending Item (3) of Section 32-225 to read as follows:
"(3) A letter or other notice from the health officer, by which the director of public health certifies that, under chapter 20 of this Code, the applicant meets the requirement for a food dealer's permit and, if applicable, the mobile food unit meets the requirements for a mobile food unit medallion;"
5. Amending Section 32-231(a)(4) by replacing the phrase city's department of health and human services with the phrase Houston Health Department.

I move to amend Exhibit B, the definition of licensed park vending unit in Section 4 of the proposed Ordinance by adding the phrase fixed location before the phrase mobile food unit.

DELAYED BY MOTION #2015-871, 12/9/15

41. Motion 2016-0028 – Delay one (1) week

ORDINANCE **UPDATING AND AMENDING CHAPTER 32 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Parks and Recreation and making conforming amendments to other Chapters of the Code of Ordinances - **DELAYED BY MOTION #2015-871, 12/9/15**

This was Item 78 on the Agenda of December 9, 2015

This item should only be considered after consideration of Items 39 and 40 above

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Cisneros 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

1/12/2016 – All present

1/13/2016 - All present