

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 4, 2015 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2015-0516 to 2015-0546
ORDINANCES – 2015-0735 to 2015-0757
RESOLUTION – None

2015-0515-1

1:30 P. M. - PRESENTATIONS

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

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

Motion [2015-0516](#) – Procedural motion
Motion [2015-0517](#) – Procedural motion
Motion [2015-0518](#) – Procedural motion
Motion [2015-0519](#) – Procedural motion
Motion [2015-0520](#) – Procedural motion
Motion [2015-0521](#) – Procedural motion
Motion [2015-0522](#) – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 5, 2015 - 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 [2015-0527](#) – Close hearing

PUBLIC HEARING relative to providing Resolutions of No Objection to the 4% Housing Tax Credit applications of the following for three affordable housing communities:

SUNRISE ORCHARD	5300 Sunrise Road	<u>DISTRICT D - BOYKINS</u>
FENIX ESTATES	4001 Gulf Freeway	<u>DISTRICT I - GALLEGOS</u>
SAGETREE TERRACE	15505 Bammel N. Houston Rd.	

Motion [2015-0523](#) – Accept report

REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds and a Quarterly Investment Report by the City Controller

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 34

MISCELLANEOUS - NUMBERS 2 through 4

Motion [2015-0524](#) – Suspend rules to consider Items 2 and 3 prior to the hearing

2. Motion [2015-0525](#)

CONFIRMATION of the appointment of the following individuals to the **HOUSTON AREA LIBRARY AUTOMATED NETWORK (H.A.L.A.N.) ADVISORY BOARD**, for two year terms:

Position One - **CHRISTOPHER BUSBY**

Position Three - **DR. REAGAN D. FLOWERS**

3. Motion [2015-0526](#)

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **PLANNING COMMISSION**:

Position One - **MARTHA LEWIS STEIN**, reappointment, for a term to expire 6/30/2017

Position Two - **TRUMAN C. EDMINISTER, III**, reappointment, for a term to expire 6/30/2016

Position Three - **JAMES R. JARD**, reappointment, for a term to expire 6/30/2017

Position Four - **SUSAN ALLEMAN**, reappointment, for a term to expire 6/30/2016

Position Five - **MARK A. KILKENNY**, reappointment, for a term to expire 6/30/2017

Position Six - **FERNANDO L. BRAVE**, reappointment, for a term to expire 6/30/2016

Position Seven - **SHAFIK I. RIFAAT**, appointment, for a term to expire 6/30/2017

Position Eight - **PATRICIO SANCHEZ**, appointment, for a term to expire 6/30/2016

Position Nine - **LISA CLARK**, reappointment, for a term to expire 6/30/2017

Position Ten - **KENNETH BOHAN**, appointment, for a term to expire 6/30/2016

Position Eleven - **SHAUKAT ZAKARIA**, appointment, for a term to expire 6/30/2017

Position Twelve - **ALGENITA SCOTT DAVIS**, reappointment, for a term to expire 6/30/2016

Position Thirteen - **EILEEN SUBINSKY**, reappointment, for a term to expire 6/30/2017

Position Eighteen - **PAUL R. NELSON**, reappointment, for a term to expire 6/30/2016

Position Nineteen - **LINDA PORRAS-PIRTLE**, reappointment, for a term to expire 6/30/2017

Position Twenty - **ANTOINE BRYANT**, reappointment, for a term to expire 6/30/2016

Position Twenty-One - **MEDARDO "SONNY" GARZA**, reappointment, for a term to expire 6/30/2017

4. Motion [2015-0528](#)

RECOMMENDATION from Director Department of Public Works & Engineering for payment of Annual Fees for **WATER ENVIRONMENT RESEARCH FOUNDATION** for Subscription Year 2015 (09/01/15 to 08/31/2016) - \$93,841.00 - Enterprise Fund

ACCEPT WORK - NUMBER 5

5. **Motion** [2015-0529](#)

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,665,124.72 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Ashford Forest Area - 2.40% under the original contract amount - **DISTRICT G - PENNINGTON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 17

6. **Motion** [2015-0530](#)

AMEND MOTION #2011-543, 7/6/11, TO APPROVE spending authority in the total amount not to exceed \$271,245.63 for Hosting Subscription Services from the General Services Administration Schedule 70 contract through the Cooperative Purchasing Program for the Houston Airport System, awarded to **EVERBRIDGE, INC** - 49 Months - \$57,570.50 - Enterprise Fund

7. **Motion** [2015-0536](#)

AMEND MOTION #2014-815, 8/20/14, TO INCREASE spending authority from \$2,790,000.00 to \$2,890,000.00 for SAP Employee Self-Service and Management Self-Service Project for the Houston Information Technology Services, awarded to **NEOS CONSULTING GROUP, LLC** \$100,000.00 - Equipment Acquisition Consolidated Fund

8. **Ordinance** [2015-0744](#)

ORDINANCE appropriating \$1,200,000.00 out of Reimbursement of Equipment/Projects Fund and \$650,000.00 out of Parks Consolidated Construction Fund to address an Emergency to reconstruct the Metropolitan Multi-Service Center for the General Services Department on behalf of the Houston Parks and Recreation Department - **DISTRICT C - COHEN**

9. **Motion** [2015-0537](#)

APPROVE spending authority to address an Emergency to Reconstruct the Metropolitan Multi-Service Center for the General Services Department on behalf of the Houston Parks and Recreation Department and award to **HORIZON INTERNATIONAL GROUP, LLC** in an amount not to exceed \$1,700,000.00, **WALTER P. MOORE AND ASSOCIATES** in an amount not to exceed \$100,000.00 and **BUILDING ENVELOPE CONSULTANTS, LLC** in an amount not to exceed \$50,000.00 - **DISTRICT C - COHEN**

This item should only be considered after passage of Item 8 above

10. **Motion** [2015-0531](#)

AMEND MOTION #2012-620, 8/8/2012, TO INCREASE spending authority from \$770,000.00 to \$962,500.00 for Maintenance, Repair and Operating Commodities and Related Services through the Master Intergovernmental Cooperative Purchasing Agreement with the U.S. Communities for the Department of Public Works & Engineering, awarded to **APPLIED INDUSTRIAL TECHNOLOGIES, INC** - \$192,500.00 - Enterprise Fund

11. **Motion** [2015-0532](#)

EGW UTILITIES, INC to Furnish and Deliver Lightweight Aluminum Trench Shield Safety Systems for the Department of Public Works & Engineering - \$183,362.00 - Enterprise Fund

12. **Motion** [2015-0538](#)

BUREAU VERITAS NORTH AMERICA, INC for Inspection Services for Waterline Rehabilitation through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Department of Public Works & Engineering - 5 Years - \$3,500,000.00 Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

13. Motion [2015-0533](#)
ENNIS PAINT, INC for Paint, Street Marking for the Department of Public Works & Engineering 3 Years with two one-year options - \$396,750.00 - Dedicated Drainage & Street Renewal Fund
14. Motion [2015-0534](#)
HERTZ EQUIPMENT RENTAL CORPORATION for Rental of Various Types of Construction Equipment through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities for the Department of Public Works & Engineering - Through March 31, 2019 \$2,218,500.00 - Enterprise and Dedicated Drainage & Street Renewal Funds
15. Motion [2015-0535](#)
AZTECA SYSTEMS, INC for Software Maintenance and Support Services Agreement for Infrastructure Management System for Department of Public Works & Engineering - 1 Year \$296,590.00 - Enterprise Fund
16. Motion [2015-0539](#)
INFOR PUBLIC SECTOR, INC for purchase of Infor Software Maintenance and Professional Services from the General Services Administration Schedule 70 Contract for the Department of Public Works & Engineering in an amount not to exceed \$766,216.82 - 1 Year - Enterprise Fund
17. Council Member Christie tagged
MOORE MEDICAL, LLC for Durable Medical Goods, First Aid and Safety Related Supplies, Equipment and Services through the Cooperative Purchasing Agreement with the National Joint Powers Alliance for Various Departments - 3 Years with a one-year renewal option \$3,500,000.00 - General Fund

ORDINANCES - NUMBERS 18 through 34

18. Ordinance [2015-0745](#)
ORDINANCE READOPTING THE HOUSTON YOUTH RECREATION PROGRAMS STANDARDS OF CARE AS CODIFIED AT ARTICLE XII OF CHAPTER 32 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS; containing findings and other provisions related to the subject; providing an effective date; providing for severability
19. Ordinance [2015-0746](#)
ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Chenevert Street, from Rusk Street to Capitol Avenue, and Hamilton Street, from Rusk Street to Capitol Avenue, both located within South Side Buffalo Bayou Addition, out of the J. S. Holman Survey, A-323, Houston, Texas; vacating and abandoning said parcels to Houston First Corporation, the abutting owner - **DISTRICT I - GALLEGOS**
20. Ordinance [2015-0735](#)
ORDINANCE approving and authorizing contract between the City and **DEPARTMENT OF STATE HEALTH SERVICES ("DSHS")** for the Current Population Statistics-Hazards Public Health Emergency Preparedness (DSHS Contract No. 2016-001219-00) - \$1,275,704.00 - Grant Fund
21. Ordinance [2015-0747](#)
ORDINANCE approving and authorizing Loan Agreement between the City of Houston and **WOODLAND CHRISTIAN TOWERS, INC** to provide \$3,452,905.00 of Federal "HOME" Funds to assist with renovation of a 127 unit Affordable Housing Community in the vicinity of 600 East Tidwell Road in Houston, Texas - **DISTRICT H - GONZALEZ**

ORDINANCES - continued

22. Ordinance [2015-0748](#)

ORDINANCE approving and authorizing first amendment to agreement for Towing and Storage Services for Seized Vehicles for the Houston Police Department between the City of Houston and **RBEX, INC, d/b/a APPLE TOWING CO.**

23. **Pulled-Not Considered**

ORDINANCE appropriating \$9,342,000.00 out of Public Library Consolidated Construction Fund and award Design Build Contract between City of Houston and **BALFOUR BEATTY CONSTRUCTION, LLC.**, to Perform Design and Construction Phase Services to the Robinson-Westchase Neighborhood Library Project; containing provisions related to the subject; providing funding for the Civic Art Program - **DISTRICT F - NGUYEN**

24. **Pulled-Not Considered**

ORDINANCE appropriating \$19,749,375.00 out of Police Consolidated Construction Fund to contract between City of Houston and **MANHATTAN CONSTRUCTION COMPANY** (as approved by Ordinance No. 2014-167) for construction of the Southwest Police Station, to **TERRACON CONSULTANTS, INC**, to **BRIAN SMITH CONSTRUCTION INSPECTION, INC**, to **RD1R ARCHITECTS, INC** and to **ROTH + SHEPPARD ARCHITECTS, LLP**; providing funding for the Civic Art Program - **DISTRICT K - GREEN**

25. Ordinance [2015-0736](#)

ORDINANCE approving and authorizing Sole Source Service Contract between the City of Houston and **PURE TECHNOLOGIES U.S., INC** for Underground Monitoring of Acoustic Fiber Optic Services for the Department of Public Works & Engineering; providing a maximum contract amount - 3 Years with two one-year options - \$689,456.40 - Enterprise Fund - **DISTRICTS E - MARTIN; H - GONZALEZ and I - GALLEGOS**

26. Ordinance [2015-0737](#)

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 West Alabama Street Paving and Drainage Project (from Wesleyan Street to Buffalo Speedway); authorizing the acquisition of fee simple title interest in or easement to seventeen parcels of land required for the project and situated in the Allen C. Reynolds Survey, Abstract No. 61, in Harris County, Texas, said parcels of land being located along the north lines and south lines of West Alabama Street between Wesleyan and Buffalo Speedway 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 easement to the seventeen parcels of land required for the project - **DISTRICTS C - COHEN and G - PENNINGTON**

ORDINANCES - continued

27. Ordinance [2015-0749](#)

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the Public Improvement Project known as North Corridor Plant Consolidation Package 1A Project; authorizing the acquisition of fee simple title interest in or easement to ten parcels of land required for the project and situated in the S.W. Upshaw Survey, Abstract No. 821 and the Malcom McAuley Survey, Abstract 577, in Harris County, Texas, said parcels of land being located within an area south of Rankin Road, west of Aldine Westfield Road, north of the Hardy Airport Connector and east of Air Center 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 easement to the ten parcels of land required for the project - **DISTRICT B - DAVIS**

28. Ordinance [2015-0738](#)

ORDINANCE granting consent to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 460** to Exercise Road Powers and authorizing the district to issue bonds for road facilities within the City of Houston, Texas, subject to certain conditions - **DISTRICTS D - BOYKINS and E - MARTIN**

29. Ordinance [2015-0739](#)

MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 16.8939 acres commonly known as Densimix, LLC, at 13501 Industrial Road, Houston, Harris County, Texas, and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality

30. Ordinance [2015-0740](#)

MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 54.0464 acres commonly known as Rescar Companies, at 407 West Brentwood Drive, Channelview, Harris County, Texas, and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality

31. Ordinance [2015-0741](#)

ORDINANCE approving and authorizing first amendment to agreement between the City of Houston and **AWC, INC** for Purchase of Siemens and related Process Control and Data Acquisition Equipment/Replacement Parts, Professional Services, Training, and Technical Services (Approved by Ordinance No. 2010-674)

32. Ordinance [2015-0742](#)

ORDINANCE appropriating \$1,085,400.00 out of Metro Construction - Other, awarding contract to **JOHN REED & COMPANY, LLC** for Bringhurst Bridge over UPRR; 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 Metro Construction - Other - \$1,600,000.00 - Grant Fund - **DISTRICT B - DAVIS**

33. Ordinance [2015-0743](#)

ORDINANCE appropriating \$1,315,000.00 out of Street & Traffic Control and Storm Drainage Fund as an additional appropriation to Professional Engineering Services Contract with **R. G. MILLER ENGINEERS, INC** for Houston Heights, John Brashear and Memorial Heights Paving and Drainage (Approved by Ordinance No. 2015-0450) - **DISTRICTS C - COHEN and H - GONZALEZ**

ORDINANCES - continued

34. Ordinance 2015-0716 – Passed second reading

ORDINANCE NO. 2015-716, passed first reading July 29, 2015

ORDINANCE granting to **RELIABLE ROLL OFF SERVICES, L.L.C., 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; and making certain findings related thereto - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 35 through 38

Motion 2015-0540 – Procedural motion

Motion 2015-0541 – Procedural motion

35. Motion 2015-0542

AMEND MOTION #2015-455, 6/24/15, TO REVISE the vendor allocation and **INCREASE** spending authority for the purchase of tariffed telecommunication services from \$920,000.00 to \$935,000.00 for a total amount not to exceed \$935,000.00, awarded to **VERIZON SOUTHWEST, INC** - \$850,000.00, **VERIZON BUSINESS NETWORK SERVICES INC dba VERIZON BUSINESS** - \$85,000.00 - **REQUIRES THREE MOTIONS**

Motion 2015-0543 – Suspend rules to postpone Items 36, 37 and 38 to the end of the Agenda

Motion 2015-0545 – Council Member Bradford amend Item 36 – “FAILED”

36. Ordinance 2015-0756 – “FAILED**”**

ORDINANCE repealing Ordinance No. 2014-530, also known as the Houston Equal Rights Ordinance or “HERO”

37. Ordinance 2015-0747

[If Ordinance No. 2014-530 is not repealed]: ORDINANCE ordering a Special Election to be held on November 3, 2015, for the purpose of submitting to the qualified voters of the City of Houston, Texas, Ordinance No. 2014-530, also known as the Houston Equal Rights Ordinance or “HERO”

Council Member Davis amend Item 38 – Council Member Laster tagged

38. Council Member Laster tagged

ORDINANCE ordering a Special Election to be held on November 3, 2015, for the purpose of submitting to the qualified voters of the City of Houston, Texas, a proposition to amend the City Charter to reduce the number of terms of elective offices to no more than two terms in the same office and limit the length for all terms of elective office to four years, beginning in January 2020; and provide for transition; containing findings and other provisions related to the foregoing subject; providing for severability

MATTERS HELD - NUMBERS 39 through 45

39. Ordinance [2015-0750](#)

ORDINANCE appropriating \$565,510.00 out of Metro Projects Construction Fund for Purchase of Pavement Management Data Collection Services for the Department of Public Works & Engineering - **TAGGED BY COUNCIL MEMBER MARTIN**

This was Item 8 on Agenda of July 29, 2015

40. Motion [2015-0544](#) – Adopt

MOTION by Council Member Gonzalez/Seconded by Council Member Cohen to adopt recommendation from Purchasing Agent to award to **DATA TRANSFER SOLUTIONS, LLC** for Pavement Management Data Collection Services through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Department of Public Works & Engineering - 10 Months - \$1,715,420.00 Dedicated Drainage & Street Renewal Fund

This item should only be considered after passage of Item 39 above

TAGGED BY COUNCIL MEMBER MARTIN

This was Item 9 on Agenda of July 29, 2015

41. Ordinance [2015-0751](#)

ORDINANCE approving and authorizing contract between the City and **DEPARTMENT OF STATE HEALTH SERVICES ("DSHS")** for the Current Population Statistics-Cities Readiness Initiative Program (DSHS Contract No. 2016-001208-00) - \$479,443.00 - Grant Fund

TAGGED BY COUNCIL MEMBER CHRISTIE

This was Item 19 on Agenda of July 29, 2015

42. Ordinance [2015-0752](#)

ORDINANCE approving submission of grant application to the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services for the support of Navigators in Federally-Facilitated and State Partnership Health Insurance Marketplaces in connection with the Houston Expansion of ACA Participation Project (The "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Houston Health and Human Services Department to act as the City's representative in the application process; authorizing the Director 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 - \$7,727,257.00 - Grant Fund

TAGGED BY COUNCIL MEMBER STARDIG

This was Item 20 on Agenda of July 29, 2015

43. Ordinance [2015-0753](#)

ORDINANCE amending Exhibit "A" of the City of Houston Ordinance No. 2015-642 to change two (2) Fire Prevention Job Titles, and substituting the amended exhibit as part of the current Houston Fire Department Classified Personnel Ordinance; providing a repealer; providing for severability

TAGGED BY COUNCIL MEMBERS BOYKINS, KUBOSH, LASTER AND STARDIG

This was Item 21 on Agenda of July 29, 2015

44. Ordinance [2015-0754](#)

ORDINANCE awarding contract to **FACETS CONSULTING, LLP** for Response Time and Staffing Analysis Model for the Houston Fire Department; providing a maximum contract amount \$297,000.00 - General Fund - **TAGGED BY COUNCIL MEMBER MARTIN**

This was Item 22 on Agenda of July 29, 2015

MATTERS HELD – continued

45. Ordinance [2015-0755](#)

ORDINANCE approving and authorizing an Interlocal Agreement between the City of Houston, Texas, and the **CITY OF MISSOURI CITY, TEXAS** regarding the development of the Park 8Ninety Industrial Business Park located in both municipalities

TAGGED BY COUNCIL MEMBER GREEN

This was Item 29 on Agenda of July 29, 2015

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Robinson 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

8/4/2015 - Council Member Pennington absent on personal business

8/5/2015 - All present