

AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 10, 2015 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2015-0108 to 2015-0125
ORDINANCES – 2015-0108 to 2015-0128
RESOLUTION – 2015-0004

2015-0086-1

1:30 P. M. - PRESENTATIONS

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

ROLL CALL AND ADOPT MINUTES OF PREVIOUS MEETING – delayed one (1) week

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 - FEBRUARY 11, 2015 - 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 39

MISCELLANEOUS - NUMBERS 1 through 6

1. **Motion 2015-0108**

CONFIRMATION of the appointment of **KAMAL RASHEED** to Position 4 of the **WASTEWATER CAPACITY RESERVATION REVIEW BOARD**, for the remainder of the designated two year term

2. **Motion 2015-0109**

CONFIRMATION of the appointment of the following individuals to the **HOUSTON CENTER FOR LITERACY BOARD OF DIRECTORS**, for the remainder of the three-year term that will end January 1, 2018:

Position 21 - **DAVID ROSEN**

Position 22 - **RYAN LEACH**

MISCELLANEOUS - continued

3. Motion 2015-0110

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON CENTER FOR LITERACY (Formerly HOUSTON READ COMMISSION)**:

- Position One - **LANCE MENSTER**, appointment, as a HISD representative
- Position Four - **LEISA HOLLAND-NELSON**, reappointment, for a term to expire 1/1/2018
- Position Seven - **LISA PREWITT LANGSTON**, reappointment, for a term to expire 1/1/2018
- Position Nine - **AMBER WOOTTON**, appointment, for an unexpired term ending 1/1/2017
- Position Ten - **KIM TUTCHER**, reappointment, for a term to expire 1/1/2018
- Position Thirteen - **LEIGH VAN HORN**, reappointment, for a term to expire 1/1/2018
- Position Fourteen - **KIMBERLY Y. CORSON**, appointment, for an unexpired term ending 1/1/2016
- Position Sixteen - **MARTHA GIDDINGS MACRIS**, appointment, for a term to expire 1/1/2018
- Position Seventeen - **JACKIE AGUILERA**, appointment, for an unexpired term ending 1/1/2016

4. Motion 2015-0116

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **OFFICE OF BUSINESS OPPORTUNITY CONTRACT COMPLIANCE COMMISSION**, for terms to expire January 1, 2017:

- Position One - **ISAIAH "IKE" ALLEN**, reappointment, and to serve as Chair
- Position Two - **ELIAS DE LA GARZA**, reappointment
- Position Three - **CONNIE BARNABA**, appointment

5. Motion 2015-0111

RECOMMENDATION from Director Houston Airport System for approval of membership fees in the Airports Council International for the Calendar Year 2015 - \$138,421.00 - Enterprise Fund

6. Motion 2015-0117

RECOMMENDATION from Director General Services Department for approval of Pre-qualified Asbestos/Lead Abatement, Mold and Soil Remediation, Demolition and Petroleum Storage Tank Removal Contractors and rescind Motion #2012-0180

ACCEPT WORK - NUMBERS 7 through 9

7. Motion 2015-0118

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,393,753.67 and acceptance of work on contract with **REPIPE CONSTRUCTION, LTD**, for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method 3.33% over the original contract amount and under the 5% contingency amount (4258-36) **DISTRICTS B - DAVIS; C - COHEN; E - MARTIN; G - PENNINGTON; H - GONZALEZ; I - GALLEGOS; J - LASTER and K - GREEN**

8. Motion 2015-0112

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,255,039.17 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Jensen Drive Area - 0.20% under the original contract amount - **DISTRICTS B - DAVIS and H - GONZALEZ**

9. Motion 2015-0113

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,677,276.91 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Southpark and Southcrest Area Drainage and Paving Improvements 4.88% under the original contract amount - **DISTRICT D - BOYKINS**

PROPERTY - NUMBER 10

10. Motion 2015-0119

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Alejandro Muller and Jorge F. DeLara, declining the acceptance of, rejecting, and refusing the dedication of San Antonio Street, from Lawndale Avenue to Bowie Street, located within the Harrisburg Addition, out of the J.R. Harris Survey, A-72, Parcel SY15-032 - **DISTRICT I - GALLEGOS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 16

11. Motion 2015-0120

RAPISCAN SYSTEMS, INC for X-Ray Scanners and Walk-Thru Metal Detectors from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the General Services Department - \$109,453.00 - Grant Fund

12. Motion 2015-0121

SANOFI PASTEUR, INC for Yellow Fever Vaccine from State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Houston Department of Health & Human Services - \$39,069.36 - Health Special Revenue Fund

13. Motion 2015-0114

HD SUPPLY WATERWORKS, LTD - \$198,786.00 and **KARAMI PLUMBING AND CONSTRUCTION SUPPLY, LLC** - \$951,700.14 for Concrete and High Density Polyethylene Drainage Materials for the Department of Public Works & Engineering - Dedicated Drainage & Street Renewal and Stormwater Funds - 3 Years with 2 one-year options

14. Ordinance 2015-0120

ORDINANCE appropriating \$227,579.28 out of Water & Sewer System Consolidated Construction Fund for Purchase of Communication Tower Installation Construction Services for the Department of Public Works & Engineering

15. Motion 2015-0122

JOHNSTON TECHNICAL SERVICES, INC d/b/a JTS for Communication Tower Installation Construction Services through the Texas Department of Information Resources for the Department of Public Works & Engineering - \$227,579.28 - Enterprise Fund
This item should only be considered after passage of Item 14 above

16. Motion 2015-0115

VULCAN, INC dba VULCAN ALUMINUM for Aluminum Traffic Sign Blanks for Various Departments - 3 Years with 2 one-year options - \$1,668,136.90 - Enterprise and Dedicated Drainage & Street Renewal Funds

RESOLUTIONS - NUMBER 17

17. Resolution 2015-0004

RESOLUTION authorizing the City of Houston Municipal Courts Department to submit an application for a Juvenile Justice Delinquency Prevention Grant to the Criminal Justice Division of the Office of the Governor of Texas for the Juvenile Case Manager Program Delinquency Prevention Initiative; to accept the funds, if awarded

ORDINANCES - NUMBERS 18 through 39

18. Council Member Laster tagged

ORDINANCE **AMENDING SECTIONS 1-11, 10-3, 10-3.1, 10-247, and 29-6 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to unsworn declarations required for the issuance of licenses, permits and certificates

19. Ordinance 2015-0121

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of two 10-foot-wide water line easements located within Greenway Gardens Apartments and amending plat of a replat of Greenway Gardens Apartments, out of the A.C. Reynolds League Survey, A-61, Houston, Texas; abandoning the easements to **CWS GREENWAY, LLC** and **GREENWAY GARDENS, LLC**, the fee owners, in consideration of their payment to the City of \$505,320.00 and other consideration - **DISTRICT C - COHEN**

20. Ordinance 2015-0122

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 5-foot-wide utility easement and its attendant aerial easement located between Cummins Street and Timmons Lane, situated in the A.C. Reynolds Survey, A-61, Houston, Texas; abandoning the easements to **RICHMOND CUMMINS, L.P.** and **DANA'S WISH RICHMOND, LTD.**, the abutting owners, in consideration of their payment to the City of \$114,137.00 and other consideration - **DISTRICT C - COHEN**

21. Ordinance 2015-0108

ORDINANCE approving and authorizing a District Office Lease Agreement between the City of Houston, Texas, as Landlord, and the **HONORABLE SHEILA JACKSON LEE**, member of the U.S. House of Representatives, as Tenant, for lease space located at the Acres Homes Multi-Service Center at 6719 West Montgomery Road, Houston, Texas - **DISTRICT B - DAVIS**

22. Ordinance 2015-0123

ORDINANCE approving and authorizing agreement between the City of Houston and **HOUSTON COMMUNITY COLLEGE SYSTEM** to provide a \$700,000.00 grant of Federal Community Development Block Grant Funds for costs associated with the acquisition of property located at the intersection of West Bellfort and Riceville Road, Houston, Texas, upon which an educational facility for Workforce Development and Training Classes will be constructed and operated **DISTRICT K - GREEN**

23. Ordinance 2015-0124

ORDINANCE establishing the east and west sides of the 200 block of Archer Street, between Cottage Street and Temple Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

24. Ordinance 2015-0109

ORDINANCE establishing the east and west sides of the 400 block of Archer Street, between East Fugate Street and Melwood Street, within the City of Houston as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

25. Ordinance 2015-0110

ORDINANCE establishing the east and west sides of the 400 block of Cordell Street, between Melwood Street and Fugate Street, within the City of Houston as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

ORDINANCES - continued

26. Ordinance 2015-0111

ORDINANCE establishing the east and west sides of the 400 block of Cordell Street, between Melwood Street and Fugate Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

27. Ordinance 2015-0112

ORDINANCE establishing the east and west sides of the 500 block of Cordell Street, between Fugate Street and Gardner Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

28. Ordinance 2015-0113

ORDINANCE establishing the south side of the 500 block of Frisco Street, between Helmers Street and Lazaras Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

29. Ordinance 2015-0114

ORDINANCE establishing the south side of the 600 block of Frisco Street, between Lazaras Street and Lloyd Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GONZALEZ**

30. Ordinance 2015-0115

ORDINANCE establishing the south side of the 4800-4900 block of Marietta Lane, between Ventura Lane and Milart Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**

31. Ordinance 2015-0116

ORDINANCE establishing the south side of the 1200 block of West Drew Street, between Van Buren Street and Waugh Drive, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

32. Not Received - Not Considered

ORDINANCE approving, authorizing, and awarding contract between the City of Houston and **GTE MOBILNET OF SOUTH TEXAS LIMITED PARTNERSHIP (d/b/a VERIZON WIRELESS)** for Wireless Communications Equipment and Services for Houston Information Technology Services and Various Other Departments; providing a maximum contract amount - 3 Years with 2 one-year options - \$26,666,666.00 - Central Services Revolving Fund

33. Not Received - Not Considered

ORDINANCE approving and authorizing contract between the City of Houston and **HEWLETT-PACKARD COMPANY** for Computer Products and related services for Various Departments; providing a maximum contract amount - 3 Years with 2 one-year options - \$9,000,000.00 Various Funds

ORDINANCES - continued

34. Ordinance 2015-0117

MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 1.706 acres commonly known as 3939 Montrose Boulevard, Houston, Harris County, Texas; 0 Branard Street, Houston, Harris County, Texas; and adjacent portions of the rights-of-way of Branard Street and an unnamed alley, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT C - COHEN**

35. Ordinance 2015-0125

ORDINANCE approving and authorizing Professional Services Agreement between the City of Houston and **PETER LAWRENCE** for Professional Services to the City in the context of pending litigation with Xerox State and Local Solutions, Inc a/k/a and f/n/a ACS State and Local Solutions, Inc.; providing a maximum contract amount - \$150,000.00 - Property and Casualty Fund

36. Ordinance 2015-0128

ORDINANCE appropriating \$328,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **IDS ENGINEERING GROUP, INC** for Southpark and Southcrest Drainage and Paving Improvements Sub-Project 2 and Arlington Heights Area Drainage Improvements Sub-Project 1 (Approved by Ordinance No. 2011-0508, as amended); and as additional funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICTS D - BOYKINS and E - MARTIN**

37. Ordinance 2015-0118

ORDINANCE appropriating \$1,878,060.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation; approving and authorizing first amendment to Professional Engineering Services Agreement between the City of Houston and **ISANI CONSULTANTS, L.P.** for Engineering Services associated with the Design of Water Line Replacement in Post Oak Area and Bellaire West Area (as approved by Ordinance No. 2014-0415); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS F - NGUYEN; G - PENNINGTON and K - GREEN**

38. Ordinance 2015-0119

ORDINANCE appropriating \$504,348.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TEDSI INFRASTRUCTURE GROUP, INC** for Traffic Signal Management Program / Intelligent Transportation System; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF

39. Ordinance 2015-0126 – Passed first reading

ORDINANCE granting to **CITY WASTE LP dba COASTAL COMPACTION, A Texas Limited Partnership**, 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**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 40 through 42

40. Motion 2015-0123 – Adopt

MOTION by Council Member Bradford/Seconded by Council Member Davis to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Dan Elkins, Kimley-Horn and Associates, on behalf of Stanmore/ADEF Blalock, L.P., and Palmetto/Stammore Blalock, L.P., [Stanmore GPBW, LLC, (Jason Schlanger, Vice President), General Partner of both businesses], for abandonment and sale of a 10-foot-wide water line easement and two 150-square-foot water meter easements, located in the Blalock Woods Apartments, out of the Thomas A. Hoskins Survey, A-342, Parcels SY15-052A, SY15-052B, SY15-052C and SY15-052D - **DISTRICT A - STARDIG** - **TAGGED BY COUNCIL MEMBER STARDIG**

This was Item 6 on Agenda of February 4, 2015

41. Ordinance 2015-0127

ORDINANCE awarding contract to **MGT OF AMERICA, INC** for a Permit Fee Study for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$88,378.00 - Building Inspection Fund

TAGGED BY COUNCIL MEMBERS STARDIG, PENNINGTON and KUBOSH

This was Item 25 on Agenda of February 4, 2015

Motion 2015-0124 – Call the question on Item 42

42. Motion 2015-0125 – Overturn decision of Board and grant appeal

REVIEW on the record and make determination relative to the appeal from the decision of the General Appeals Board to uphold the decision of the Sign Administration denying an On-premise Sign Permit to Progressive Insurance, filed by Catarina Gonzales, Randle Law Office Ltd., LLP. regarding sign located at 1045 Wisterwood

TAGGED BY COUNCIL MEMBERS STARDIG, LASTER and COSTELLO

This was Item 41 on Agenda of February 4, 2015

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

02/10/2015 - Council Member Robinson absent on City business

02/11/2015 - All present