

**AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 27, 2013 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

MOTIONS – 2013-0585 to 2013-0596  
ORDINANCES – 2013-0762 to 2013-0776  
RESOLUTIONS – 2013-0043 to 2013-0044

2013-0584-1

**INVOCATION AND PLEDGE OF ALLEGIANCE** - Council Member Noriega

**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 2013-0585 – Procedural motion

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - AUGUST 28, 2013 - 9:00 A. M.**

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

**9:00 A.M. - HEARING**

1. Motion 2013-0589 – Close hearing

**PUBLIC HEARING** regarding a fifth amendment to the **PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN** for Reinvestment Zone Number Seven (Old Spanish Trail/Alameda Corridors Zone) - **DISTRICT D - ADAMS**

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 2 through 23**

**MISCELLANEOUS** - NUMBERS 2 through 4

**2. Motion 2013-0587**

REQUEST from Mayor for confirmation of the appointment of the **MONICA SAVINO** for Position One to the **WASHINGTON AVENUE CORRIDOR ADVISORY COMMITTEE**, for an unexpired term ending May 10, 2014

**3. Motion 2013-0588**

CONFIRMATION of the appointment of the following individuals to the **HOUSTON CLEAN CITY COMMISSION BOARD OF DIRECTORS**, for terms ending January 1, 2015:

Position A - **MONICA GLAZE**

Position B - **EDNA GRIGGS**

Position C - **BEN PROLER**

Position D - **CHARLES CAVE**

Position E - **FRANK WEARY**

Position F - **RAZI ASADUDDIN**

Position G - **NANCY D. RUTHERFORD**

Position H - **ANN GONZALES**

Position I - **RAMIRO FONSECA**

Position J - **CHARMAINE LEBLANC**

Position K - **BECKY EDMONSON**

At-Large Position No. 1 - **JAN ROSE**

At-Large Position No. 2 - **JUAN A. SORTO**

At-Large Position No. 3 - **STEVEN PARKER**

At-Large Position No. 4 - **NOAH RATTLER**

At-Large Position No. 5 - **ALLY SMITH**

**4. Motion 2013-0589**

RECOMMENDATION from the Director of the Finance Department that the City Council receive the 2013 Appraisal Roll Information, Certification of the Anticipated Collection Rate and appoint Thy-Huyen Ruiz and Alma Tamborello to calculate and publish the City's Effective and Rollback Tax Rates in accordance with the "Truth-In-Taxation" provisions of the State Tax Code

**ACCEPT WORK** - NUMBERS 5 and 6

**5. Motion 2013-0591**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$13,245,949.00 and acceptance of work on contract with **GILBANE BUILDING COMPANY** for Renovation to the Parks and Recreation Department Campus and Park - 3.50% over the original contract amount and under the 5% contingency - **DISTRICT I - RODRIGUEZ**

**6. Motion 2013-0592**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,197,658.69 and acceptance of work on contract with **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 1.54% under the original contract amount (4257-100) - **DISTRICTS B - DAVIS; C COHEN; D - ADAMS; F - HOANG; G - PENNINGTON; H - GONZALEZ; I - RODRIGUEZ; J - LASTER and K - GREEN**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 7 and 7A

**7. Ordinance 2013-0768**

ORDINANCE appropriating \$1,600,000.00 out of Water & Sewer System Consolidated Construction Fund for Emergency Rehabilitation Work at the Clinton Drive Lift Station for the Public Works & Engineering Department - **DISTRICT B - DAVIS**

**a. Motion 2013-0593**

**BOYER, INC** for Emergency Rehabilitation Work at the Clinton Drive Lift Station for the Public Works & Engineering Department - **DISTRICT B - DAVIS**

**RESOLUTIONS AND ORDINANCES** - NUMBERS 8 through 23

**8. Resolution 2013-0044**

RESOLUTION approving and authorizing the nomination of Woman's Hospital of Texas to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as a Texas State Enterprise Zone Project - **DISTRICT K - GREEN**

**9. Resolution 2013-0043**

RESOLUTION authorizing the Municipal Courts Department to submit an application for a Juvenile Justice Delinquency Prevention Grant from 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

**10. Ordinance 2013-0762**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a storm sewer and utility easement, from Venice Street to the south property line of Lot 28, Block 30, Rice Military addition, John Reinermann Survey, A-642, Harris County, Texas; vacating and abandoning the easement to 57 Off Memorial Ventures, LLC, abutting owner, in consideration of its payment of \$97,500.00 to the City and other consideration - **DISTRICT C - COHEN**

**11. Ordinance 2013-0763**

ORDINANCE appropriating \$315,000.00 out of Park & Recreation Dedication Fund; approving and authorizing an Interlocal Agreement between the City and the **HOUSTON PARKS BOARD LGC, INC** for the Construction of Improvements to Mandell Park - **DISTRICT C - COHEN**

**12. Council Member Bradford tagged**

ORDINANCE approving and authorizing an agreement between the City of Houston and the Metropolitan Transit Authority of Harris County, Texas for the use of 4 city owned parcels of land located on Griggs Road at the Palm Center and authorizing the Houston Business Development, Inc. ("HBDI") to sell to Metro 2 HBDI owned parcels of land located on Griggs Road at the Palm Center, for the purpose of a public right of way to improve access to public transportation, specifically in connection with Metro's Southeast Corridor Light Rail Line - **DISTRICT D - ADAMS**

**13. Ordinance 2013-0769**

ORDINANCE approving and authorizing Amendment No. 1 to a professional services contract between the City of Houston and **ALWAYS IN SEASON DECORATING SERVICES, INC** for Seasonal Interior Design Services for the Houston Airport System - **DISTRICTS B - DAVIS; E - MARTIN and I - RODRIGUEZ**

**RESOLUTIONS AND ORDINANCES** - continued

**14. Ordinance 2013-0770**

ORDINANCE amending Ordinance No. 2011-800, as amended, to increase the maximum contract amount to an agreement between the City of Houston and **ALVAREZ & MARSAL BUSINESS CONSULTING, LLC** ("ALVAREZ & MARSAL") for Phase III of consulting services for accounts receivables and collections improvement for the Finance Department; approving a change order by the Finance Department to include Phase III of consulting services to the scope of work; approving and authorizing a first amendment to the above-mentioned agreement between the City and **ALVAREZ & MARSAL** - \$250,000.00 - General Fund

**15. Ordinance 2013-0764**

ORDINANCE awarding contract to **EMR ELEVATOR, INC** for Elevators, Escalators, Booklifts and Manlifts Maintenance and Repair Services for Various Departments; providing a maximum contract amount - \$3,969,144.00 - 3 years with two one-year options - General, Fleet Management and Enterprise Funds

**16. Ordinance 2013-0765**

ORDINANCE approving and authorizing a first amendment to the contract between **WATER ENGINEERING TECHNOLOGIES, INC** and the City of Houston for Design and Implementation of a Web-Based, automated Sub-Meter Data Collection System

**17. Ordinance 2013-0771**

ORDINANCE issuing a permit to **TEXACO DOWNSTREAM PROPERTIES, INC** 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 B - DAVIS and E - MARTIN**

**18. Ordinance 2013-0772**

ORDINANCE approving and authorizing a Professional Engineering Services contract between the City of Houston and **TLC ENGINEERING, INC** for Open Drainage Assets Inventory and Survey Project - \$2,396,542.00 - Stormwater Fund

**19. Ordinance 2013-0766**

ORDINANCE appropriating \$621,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing a professional engineering services contract between the City of Houston and **WALTER P. MOORE AND ASSOCIATES, INC** for Scott Street (Loop 610 to Old Spanish Trail) area drainage and paving improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT D - ADAMS**

**20. Ordinance 2013-0767**

ORDINANCE appropriating \$2,614,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **HUFF & MITCHELL, INC** Rehabilitation to Large Diameter Water Lines, Valves and Appurtenances Package No. 11; 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, Phase III - Construction Phase Services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**RESOLUTIONS AND ORDINANCES** - continued

**Motion 2013-0594 – Written motion by Council Member Adams to substitute Exhibit “A” in Item 21**

**21. Council Member Bradford tagged as amended by Motion 2013-0594**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to certain improved single-family residential lots within **A&K CUSTOM HOMES ON ARBOR COURT, ABST 212 J CHRISTY, ALMEDA PLACE, ALMEDA PLACE ANNEX, ARBOR SQUARE AMEND, AUSTIN COURT, AUSTIN GREEN, AUSTIN STREET T/H AMEND, BALCOR, BLODGETT PARK T/H, BLODGETT PARK TOWNHOMES SEC 2, CALUMET PARK, CAROLINE MANOR, CAROLINE OAKS, CATCO CRAWFORD PARK, CRAWFORD STREET MANORS, DAYBREAK HOMES ON WICHITA STREET, FIVE THOUSAND ONE HUNDRED AND SIX CRAWFORD STREET T/H, FORTY NINE HUNDRED CAROLINE BOULEVARD, GALWAN T/H, GRAYWOOD PLACE, HAMPTON T/H, HERMANN PARK, JACKSON STREET, JACKSON STREET T/H SEC 2, JACKSON T/H, LA BRANCH PALMS, LABRANCH PLACE, MACGREGOR & DEMERITTS SOUTHMORE SEC 2 R/P, MACGREGOR BLODGETT PARK SEC 1, MACGREGORS BLODGETT PARK SEC 2, MACGREGORS BLODGETT PARK SEC 2 PAR R/P 3, MACGREGORS BLODGETT PARK SEC 3, MANORS OF AUSTIN GREEN, MAREDIA HOMES AT PROSPECT STREET, METRO LOFTS AT CHENEVERT, METRO LOFTS AT PROSPECT STREET, MUSEUM GALLERIE AMEND, MUSEUM WALK R/P, NEC SOUTHMORE AND JACKSON, OAKDALE AVENUE, OAKDALE PLACE, OAKDALE TERRACE, OAKS AT CAROLINE, OAKS OF SOUTHMORE, PALM AVENUE T/H, PALM PLACE AMEND, PAWL TERRACE, PROSPECT STREET T/H, PROSPECT TOWNHOMES SEC 1, REGENTS GREEN, ROSEDALE AVENUE PLACE, ROSEDALE AVENUE PLACE SEC 2, ROSEDALE PARK, ROSEWOOD, ROSEWOOD GREEN, ROSEWOOD LOFTS, ROSEWOOD MIDTOWN, ROSEWOOD TERRACE, ROSEWOOD TOWNHOMES, ROSEWOOD VILLAS, RUTH STREET MANOR, RUTH STREET T/H, SOUTHMORE 106, SOUTHMORE 107, SOUTHMORE 108, SOUTHMORE 116, SOUTHMORE 117, SOUTHMORE 118, SOUTHMORE GARDENS AMEND, SOUTHMORE OUTLOT 109, SOUTHMORE SEC 2 PAR R/P, SOUTHMORE T/H U/R SOUTHMORE 118, SOUTHMORE TERRACE AMEND, SOUTHMORE TWO VILLAS, STOECKLI PLACE ANNEX, SUTTON PLACE PATIO HOMES SOUTHMORE 108 R/P, THURMAN MANORS, TRACT 11, HOLMAN OUTLOT 68, TRACT 4, BLOCK 24, EMPIRE, TRINITY AT CHENEVERT, TUSCAN ONE, VILLAS AT ROSEDALE, W D SIMPSON NO. 1, WENTWORTH HOMES, WHEELER PLACE, WHEELER PLACE R/P, WICHITA JACKSON T/H, AND WICHITA RIDGE to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT D - ADAMS****

**22. Ordinance 2013-0773**

ORDINANCE amending Ordinance No. 2013-0400, relating to the approval and authorization of the first amended and restated Strategic Partnership Agreement between the City and **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5 - DISTRICT A - BROWN**

**a. Ordinance 2013-0774**

ORDINANCE amending Ordinance No. 2013-0401, relating to the annexation for limited purposes of a certain area located within **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5**, in Harris County, Texas - **DISTRICT A - BROWN**

**23. Ordinance 2013-0775**

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to certain improved single-family residential properties within **HOLLISTER PLACE SUBDIVISION, WELLER SUBDIVISION AND ABST 556 A T MILES** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - BROWN**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**NON CONSENT AGENDA** - NUMBERS 24 and 25

**MISCELLANEOUS**

**24. Motion 2013-0595**

**MOTION TO SET A DATE** not less than seven days from August 28, 2013, to receive nominations for Position 3 on the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY**, for a two year term

**25. Motion 2013-0596**

**MOTION TO SET A DATE** not less than seven days from August 28, 2013, to receive nominations for Position 4 of **WASTEWATER CAPACITY RESERVATION REVIEW BOARD**, for the remainder of the designated two year term

**MATTERS HELD** - NUMBER 26

**26. Ordinance 2013-0776 – Adopt**

ORDINANCE appropriating \$5,558,735.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 3 to the Construction Management at Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Terminal D Phase IIB Refresh of Ramp Areas and FIDS Upgrade at George Bush Intercontinental Airport/Houston (Project No. 500N; Contract No. 4600010038); providing funding for The Civic Art Program \$1,308,762.00 - Enterprise Fund - **DISTRICT B - DAVIS**

**TAGGED BY COUNCIL MEMBER DAVIS**

This was Item 13 on Agenda of August 21, 2013

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Cohen 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

- 8/27/2013 - Mayor Parker out of the City on City business  
Council Members Martin and Pennington absent on personal business  
Mayor Pro tem Gonzalez presiding**
- 8/28/2013 - Council Member Pennington absent on personal business**