

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 15, 2013 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS – 2013-0022 to 2013-0045
ORDINANCES – 2013-0027 to 2013-0049
RESOLUTION – None

2013-0021-1

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Pennington

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 2013-0022 – Procedural motion
Motion 2013-0023 – Procedural motion
Motion 2013-0024 – Procedural motion
Motion 2013-0025 – Procedural motion
Motion 2013-0026 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JANUARY 16, 2013 - 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 2013-0027 – Close hearing**
PUBLIC HEARING regarding the granting of a pipeline easement at Lake Houston Wilderness Park - **DISTRICT E - MARTIN**
2. **Motion 2013-0028 – Close hearing**
PUBLIC HEARING relating to the adoption of Land Use Assumptions and a Capital Improvement Plan for the possible adoption of Impact Fees for Drainage

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 3 through 34

MISCELLANEOUS - NUMBER 3

3. Motion 2013-0034

CONFIRMATION of the appointment of the following to the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one year terms to expire December 31, 2013:

Position One - Council Member Oliver Pennington

Position Two - Mayor Annise D. Parker

Alternate At-Large - Council Member Ellen R. Cohen

Alternate At-Large - Council Member Jerry Davis

ACCEPT WORK - NUMBER 4

4. Motion 2013-0035

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$716,836.23 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Piping Rock Lift Station Replacement - 5.36% under the original contract amount **DISTRICT G - PENNINGTON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 10

5. Motion 2013-0036

BILLINGS FLYING SERVICE for sale of used Hughes/MD 500 Helicopters for the Houston Police Department - \$730,000.00 - Revenue

6. Motion 2013-0037

AMEND MOTION #2008-653, 8/20/08, TO INCREASE the maximum spending authority from \$6,499,140.00 to \$7,333,140.00, for leasing vehicles and related items for the Houston Police Department Interlocal Agreement with Harris County, awarded to **EAN HOLDINGS, LLC d/b/a ENTERPRISE LEASING COMPANY, INC** - Grant, Auto Dealers, Asset Forfeiture and Police Special Services Funds

7. Ordinance 2013-0027

ORDINANCE appropriating \$833,930.90 out of Water & Sewer System Consolidated Construction Fund for Plugging of Decommissioned Water Wells for the Public Works & Engineering Department

a. Motion 2013-0038

WEISINGER INCORPORATED for Plugging of Decommissioned Water Wells for Department of Public Works & Engineering - \$758,119.00 and contingencies for a total amount not to exceed \$833,930.90 - Enterprise Fund

8. Motion 2013-0039

AMEND MOTION #2011-360, 5/4/11, TO INCREASE spending authority from \$478,952.00 to \$598,690.00, for Automotive Tools and Equipment from the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program awarded to State contract supplier, **SNAP-ON INDUSTRIAL a Division of IDSC Holding, LLC** for Various Departments - Enterprise Fund

9. Motion 2013-0041

SAFETY SHOE DISTRIBUTORS, LLP (BID #3) for Safety Footwear for Various Departments \$5,312,021.10 - General and Other Funds

PURCHASING AND TABULATION OF BIDS - continued

10. Motion 2013-0040

SOUTHWESTERN PAINT AND WALLPAPER COMPANY - \$527,886.91, **THE SHERWIN-WILLIAMS COMPANY - TX (Bid #2)** - \$232,519.24 and **PITTSBURGH PAINTS** - \$102,467.25 for Paints, Solvents and Supplies for Various Departments - General and Enterprise Funds

ORDINANCES - NUMBERS 11 through 34

11. Council Members Cohen, Burkes, Brown, Green and Adams tagged

ORDINANCE AMENDING SECTIONS 45-114 AND 45-115 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to angle parking on streets; containing findings and other provisions relating to the foregoing subject; providing for severability

12. Ordinance 2013-0036

ORDINANCE approving and authorizing submittal of grant application to the **U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for the City's HIV Prevention Activities - Health Department Based (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant

13. Ordinance 2013-0037

ORDINANCE approving and authorizing submittal of grant application to the **U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for the City's Immunization and Vaccines for Children Program Services (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant

14. Ordinance 2013-0038

ORDINANCE approving and authorizing submittal of grant application to the **U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for the City's Human Immunodeficiency Virus/Acquired Immunodeficiency Virus Syndrome Surveillance Activities (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant

15. Ordinance 2013-0039

ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$439,572.00 in Community Development Block Grant Funds for the implementation, oversight and delivery of a Juvenile Delinquency Prevention Program

16. Ordinance 2013-0040

ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$421,410.00 in Community Development Block Grant Funds for the implementation, oversight and delivery of a Child Care Program

ORDINANCES - continued

17. Ordinance 2013-0041

ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$3,478,518.00 (Emergency Solutions Grants Funds - \$2,897,023.00; Community Development Block Grant Funds - \$581,495.00) for the administration and operation of an Emergency Solutions Grants Program

18. Ordinance 2013-0042

ORDINANCE approving and authorizing Child Care Local Match Certification Agreement between the City of Houston and **GULF COAST WORKFORCE BOARD** for the certification of After School Achievement Program expenditures to obtain additional Federal funding for child care services

19. Ordinance 2013-0043

ORDINANCE approving and authorizing Interlocal Agreements between the City of Houston and the **CITY OF LA PORTE POLICE DEPARTMENT** and **FORT BEND COUNTY** for the FY2012 Internet Crimes Against Children Task Force

20. Council Member Rodriguez tagged

ORDINANCE authorizing the **GREATER EAST END MANAGEMENT DISTRICT** to issue a Promissory Note for a \$750,000.00 Line of Credit - **DISTRICTS B - DAVIS; H - GONZALEZ and I - RODRIGUEZ**

21. Ordinance 2013-0028

ORDINANCE appropriating \$1,000,000.00 out of Street & Traffic Control & Storm Drainage DDSRF for the Developer Participation Contracts (Approved by Ordinance No. 2008-307)

22. Ordinance 2013-0029

ORDINANCE approving and authorizing Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the rehabilitation or replacement of Yale Street Bridge at White Oak Bayou - **DISTRICT C - COHEN**

23. Ordinance 2013-0030

ORDINANCE approving and authorizing first supplement to a projects contract between the City of Houston and the **COASTAL WATER AUTHORITY** approved by Ordinance No. 2009-053; authorizing a pledge for additional funds out of the Water & Sewer General Purpose Fund established under Ordinance No. 2004-299, consistent with the first supplement; making various findings and provisions related thereto

24. Ordinance 2013-0044

ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project

25. Ordinance 2013-0045

ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **CENTRAL HARRIS COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project

26. Ordinance 2013-0046

ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **WEST HARRIS COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project

ORDINANCES - continued

27. Ordinance 2013-0047

ORDINANCE approving and authorizing first amendment to the first supplement to the Water Supply Contract between the **NORTH FORT BEND COUNTY REGIONAL WATER AUTHORITY** and the City of Houston for the Luce Bayou Inter-Basin Transfer Project

28. Council Member Brown tagged

ORDINANCE appropriating \$47,772.00 out of Woodlands Regional Participation Fund as an additional appropriation to Professional Landscape Architectural Services Contract between the City of Houston and **CLARK CONDON ASSOCIATES, INC** for the Design of Museum District/Main Street Corridor Improvement Project (Approved by Ordinance No. 2009-0973, as amended); approving and authorizing second amendment to the contract - **DISTRICTS C - COHEN and D - ADAMS**

29. Ordinance 2013-0031

ORDINANCE appropriating \$1,812,700.00 out Houston Airport Improvement Fund and awarding construction contract to **R & B GROUP, INC** for Sanitary Sewer Lift Stations Upgrade at George Bush Intercontinental Airport/Houston (Project 638B); 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 the engineering testing services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - DAVIS**

30. Ordinance 2013-0032

ORDINANCE appropriating \$460,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **R. G. MILLER ENGINEERS, 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

31. Ordinance 2013-0033

ORDINANCE appropriating \$460,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, 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

32. Ordinance 2013-0034

ORDINANCE appropriating \$500,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ALAN PLUMMER ASSOCIATES, INC** for Odor Control Improvements for City's Wastewater Systems; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

33. Ordinance 2013-0048

ORDINANCE appropriating \$658,468.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for North Corridor Consolidation Package 1A; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**

ORDINANCES - continued

34. Ordinance 2013-0035

ORDINANCE appropriating \$1,344,600.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ISANI CONSULTANTS, L.P.** for Water Line Replacement In Shepherd Forest II Area and Blalock Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS A - BROWN; C - COHEN and H - GONZALEZ**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 35 through 39

MISCELLANEOUS

35. Motion 2013-0042 – Close nominations

RECEIVE nominations for Positions Four, Five, Six and Seven on the **HOUSTON ETHICS COMMISSION**, for two-year staggered terms

Dr. Franklin D. Jones was nominated by Council Member Bradford

Mr. Rick Cagney was nominated by Council Member Green

Mr. Nomaan Husain was nominated by Council Member Gonzalez

Mr. John Jay Douglass was nominated by Council Member Pennington

36. Motion 2013-0043 – Close nominations

RECEIVE nominations for Positions One, Two and Three on the **HOUSTON AREA LIBRARY AUTOMATED NETWORK ADVISORY BOARD**, for two year terms

Ms. Debbie Allen was nominated by Council Member Davis to Position 1

Syma Zerkow was nominated by Council Member Noriega to Position 2

Mr. Gene Rollins was nominated by Council Member Noriega to Position 3

37. Motion 2013-0044

MOTION to set a date not less than seven days from January 16, 2013, to receive nominations for Position 10 of the **HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM BOARD OF TRUSTEES**, for a three year term

Motion 2013-0029 – Suspend rules to consider Items 38 and 38a out of order

38. Motion 2013-30

MOTION to suspend the rules to receive nominations and consider appointment for Position 7 of the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY**

Motion 2013-0031 – Motion to cease nominations on Item 38a

a. Motion 2013-0032 – Close nominations

MOTION to confirm the appointment of Mr. Dean Corgey to Position 7 of the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY** for a two year term

Confirm appointment of Dean Corgey

MISCELLANEOUS - continued

Motion 2013-0033 – Suspend rules to allow Mr. Dean Corgey to address Council

39. Motion 2013-0045

SETTING A HEARING DATE regarding the decommissioning of a portion of 2.1748 acres of Levy Park to allow for redesign and future expansion of the park - **DISTRICTS C - COHEN**
HEARING DATE - 9:00 A.M. - WEDNESDAY - FEBRUARY 13, 2013

MATTERS HELD - NUMBER 40

40. Ordinance 2013-0049

ORDINANCE relating to the Retail Gas Utility Rates of CenterPoint Energy Resources Corp. d/b/a CenterPoint Energy Entex and as CenterPoint Energy Texas Gas; requiring a rate filing; maintaining current rates in effect until changed - **POSTPONED BY MOTION #2013-4, 1/2/13**
This was Item 22 on Agenda of January 2, 2013

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Bradford 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

1/15/2013 - Council Member Hoang absent on City business
1/16/2013 - Council Member Hoang absent on City business