

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

with notes of action taken

MOTIONS 2016-0158 to 2016-183
ORDINANCES – 2016-0276 to 2016-0298
RESOLUTIONS – 2016-0011 to 2016-0014

2016-0157-1

1:30 P. M. - PRESENTATIONS

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

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 2016-0158 – Procedural motion
Motion 2016-0159 – Procedural motion
Motion 2016-0160 – Procedural motion
Motion 2016-0161 – Procedural motion
Motion 2016-0162 – Procedural motion
Motion 2016-0163 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 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

CONSENT AGENDA NUMBERS 1 through 41

MISCELLANEOUS - NUMBER 1

1. Motion 2016-0170

REQUEST from Mayor for confirmation of the reappointment of the following individuals to the
BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER TWENTY:
Position Two - **WELCOME W. WILSON, JR.** as Chair, for a term to expire 12/20/2016
Position Seven - **CANDICE ALEXANDER**, for a term to expire 12/20/2017

ACCEPT WORK - NUMBERS 2 through 4

2. Motion 2016-0171

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$248,932.22 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank Remediation, Removal and Replacement at Three Sites - 10.22% under the original contract amount - **DISTRICTS D - BOYKINS and J - LASTER**

3. Motion 2016-0164

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,047,465.71 and acceptance of work on contract with **CSA CONSTRUCTION, INC** for Bar Screen and Odor Control Renewal/Replacement for FWSD#23 Wastewater Treatment Plant - 8.22% under the original contract amount - **DISTRICT B - DAVIS**

4. Motion 2016-0165

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,617,188.72 and acceptance of work on contract with **SCOHIL CONSTRUCTION SERVICES, LLC** for Installation of Short Segment of Water Lines at Various Locations - 9.40% under the original contract amount - **DISTRICTS A - STARDIG; C - COHEN and H - CISNEROS**

PROPERTY - NUMBERS 5 through 7

5. Motion 2016-0166

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Kathy Savell, The Pinnell Group, LLC, on behalf of 6804 Properties, LLC, (Gary Hamby, Managing Member), declining the acceptance of, rejecting, and refusing the dedication of 1) Center Street, from Kingsway Street north to its terminus; 2) Community Drive, from Center Street east to Plainview Street; and 3) Plainview Street, from the southern property line of Lot 9 north to its terminus, all located within the Dixie Land Main Subdivision, out of the B. Prentiss Survey, Parcels SY16-037A, SY16-037B and SY16-037C - **DISTRICT I - GALLEGOS**

6. Motion 2016-0172

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay the costs of Court in connection with eminent domain proceeding styled City of Houston v. JK Long Point, LLC, a Texas limited liability company, et al., Cause No. 1063899; for acquisition of Parcel AY14-103; for the **GESSNER ROAD PAVING AND DRAINAGE PROJECT (Long Point - Neuens Rd.)** - **DISTRICT A - STARDIG**

7. Motion 2016-0173

RECOMMENDATION from City Attorney to deposit the amount of the Agreed Award of Special Commissioners into the Registry of the Court and pay the costs of Court incurred and settle eminent domain proceeding styled City of Houston v. Kenneth E. Winborn, III, et al, Cause No. 1063887; for acquisition of Parcel AY14-104; for the **GESSNER ROAD PAVING AND DRAINAGE PROJECT (Long Point - Neuens Rd.)** - **DISTRICT A - STARDIG**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 14

8. **Motion 2016-0167**
RUSH TRUCK CENTERS OF TEXAS, LP for Cummins Replacement Parts & Repair Services for the Fleet Management Department - 3 Years with two one-year options - \$944,890.00 - Fleet Management Fund
9. **Motion 2016-0168**
SAFEWARE, INC for BullEx Fire Behavior Training Simulator through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities for the Houston Fire Department - \$104,725.80 - Fire Training Academy Special Revenue
10. **Motion 2016-0174**
SIDDONS MARTIN EMERGENCY GROUP, LLC for purchase of two Fire Pumper Trucks through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Houston Fire Department - \$997,384.00 - Grant Fund
11. **Motion 2016-0169**
NORTHWEST ASSISTANCE MINISTRIES for payment of an emergency purchase order issued for Ongoing Nutrition and Transportation Services for the Houston Health Department \$315,508.05 - Grant Fund
12. **Motion 2016-0172**
GENERAL SALES ADMINISTRATION, INC d/b/a MAJOR POLICE SUPPLY for Vigilant Solutions LEARN Data Subscription from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Houston Police Department \$166,246.85 General Fund
13. **Council Members Christie and Kubosh tagged**
AMEND MOTION #2007-612, 6/20/07, TO INCREASE spending authority from \$48,897,335.53 to \$68,456,269.74, for Chemical, Sodium Hypochlorite for Department of Public Works & Engineering, awarded to **BRENTAG SOUTHWEST, INC (Formerly ALTIVIA CORPORATION)**
14. **Motion 2016-0183**
AT&T CORP. for approval of spending authority in an amount not to exceed \$12,800,000.00 to Purchase Telecommunication Services through the Texas Department of Information Resources Texas Agency Network Next Generation for Various Departments - Central Service Revolving Fund

RESOLUTIONS - NUMBERS 15 through 18

Motion 2016-0176 – Amend receipt of proposed amendments for May 13 to Monday at 6pm

15. **Resolution 2016-0013**
RESOLUTION of the City Council adopting the Fiscal Year 2017 (July 1, 2016 through June 30, 2017) budget schedule for the City Budgets
16. **Resolution 2016-0014**
RESOLUTION expressing no objection to certain applications for non-competitive 4% Federal Tax Credits for Reconstruction or Construction of developments for Affordable Rental Housing located in the City of Houston, Texas or its extraterritorial jurisdiction
(PADDOCK AT SUNNYSIDE 4410 Reed Rd. DISTRICT D - BOYKINS)
(POINTE AT CRESTMONT 5602 Selinsky Rd. DISTRICT D - BOYKINS)

RESOLUTIONS - continued

17. Resolution 2016-0011

RESOLUTION amending Resolution No. 2015-0043, a Resolution supporting the request of a Waiver of the Local Match Requirements in the Federal Off-System Bridge Program (for Lee Road at HCFCD Ditch) - **DISTRICTS B - DAVIS and D - BOYKINS**

18. Resolution 2016-0012

RESOLUTION amending Resolution No. 2015-0045, a Resolution supporting the request of a Waiver of the Local Match Requirements in the Federal Off-System Bridge Program (for Botany Street at HCFCD Ditch) - **DISTRICTS A - STARDIG and D - BOYKINS**

ORDINANCES - NUMBERS 19 through 41

19. Ordinance 2016-0291

ORDINANCE appropriating \$1,595,068.00 from the TIRZ Affordable Housing Fund; approving and authorizing Performance-Based Loan of the appropriated funds and \$3,404,932.00 of Federal Community Development Block Grant Funds from the City of Houston to **HOUSTON ESPERANZA** to assist with acquisition and reconstruction of a 192 unit Multifamily Housing Community, located in the vicinity of 5602 Selinsky Road, in Houston, Texas, that will provide affordable housing to low income families - **DISTRICT D - BOYKINS**

20. Pulled-Not Considered

ORDINANCE approving and authorizing third contract amendment between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** to provide up to \$2,482,628 (\$1,857,628 - Emergency Solutions Grants Funds; \$525,000 - Community Development Block Grant Funds; \$100,000 - Homeless Housing and Services Program Funds) for the continuing administration and operation of the City's Homeless Services Program

21. Ordinance 2016-0276

ORDINANCE releasing certain territory consisting of approximately 16.577 acres in Harris County, adjacent to the extraterritorial jurisdiction of the City of Tomball, Texas, located at the southeast corner of FM 2920 and Telge Road, from the extraterritorial jurisdiction of the City of Houston

22. Ordinance 2016-0292

ORDINANCE approving and authorizing submission of an electronic application for grant assistance to the **FEDERAL EMERGENCY MANAGEMENT AGENCY**, for the FY2015 Assistance to Firefighters Grant Program; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Fire Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

23. Ordinance 2016-0277

ORDINANCE appropriating \$129,924.85 out of Equipment Acquisition Consolidated Fund for the purchase of Capital Equipment for the Houston Fire Department

24. Ordinance 2016-0293

ORDINANCE approving Purchase and Sale Agreement between Fertile Real Estate, LLC, Seller, and the City of Houston, Texas, Purchaser, for acquisition of 277,014 square feet of land, located at 5353 De Soto Street, Houston, Harris County, Texas, [Parcel No. BY16-011], for use by the Houston Parks & Recreation Department; providing \$652,049.00 of Federal Community Development Block Grant Funds, appropriating \$100,000.00 out of Parks & Recreation Dedicated Fund, and appropriating \$100,000.00 out of Reimbursement of Equipment/Projects Consolidated Fund - **DISTRICT A - STARDIG**

ORDINANCES - continued

25. Ordinance 2016-0278

ORDINANCE appropriating \$119,000.00 out of Equipment Acquisition Consolidated Fund for the purchase of Professional Services to Complete Phase 1 of the Enterprise Service Management Portal for the Houston Information Technology Services

26. Pulled-Not Considered

ORDINANCE approving and authorizing agreement between the City of Houston and **AT&T CORPORATION** for Purchase of Telecommunication Expense Management Services through the Texas Department of Information Resources for Various Departments

27. Ordinance 2016-0279

ORDINANCE appropriating \$18,153.65 out of Reimbursement of Equipment/Project Fund for Purchase and Installation of Fences at Post Oak Village Park and Westbury Park - **DISTRICT K - GREEN**

28. Ordinance 2016-0280

ORDINANCE awarding contract to **VALLEY TANK TESTING, L.L.C.** for Fuel System Tank Testing Services for Fleet Management Department; providing a maximum contract amount 3 Years with two one-year options - \$466,350.00 - Fleet Management Fund

29. Ordinance 2016-0294

ORDINANCE approving and authorizing first amendment to agreement for Unleaded Gasoline between the City of Houston and **PHILLIPS 66 COMPANY f/k/a CONOCOPHILLIPS COMPANY** (amending Ordinance No. 2011-826) - 1 Year

30. Ordinance 2016-0281

ORDINANCE appropriating \$1,700,000.00 out of Fire Consolidated Construction Fund, \$539,000.00 out of Parks Consolidated Construction Fund and \$190,000.00 out of Police Consolidated Construction Fund as an appropriation to Task Order and Job Order Contracting Program to address Facility Condition Assessments Priority 1 and 2 Deficiencies (Approved by Ordinance Number 2011- 1208)

31. Ordinance 2016-0282

ORDINANCE establishing the Briar Village Subdivision Sections 1, 2 and 3, within the City of Houston as a special minimum lot size area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT G - TRAVIS**

32. Ordinance 2016-0283

ORDINANCE establishing Briar Village Subdivision, Sections 1 and 4, within the City of Houston as a special minimum lot size area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT G - TRAVIS**

33. Ordinance 2016-0284

ORDINANCE establishing the east and west sides of the 4000-4100 block of Clarblak Lane, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT A - STARDIG**

34. Ordinance 2016-0285

ORDINANCE consenting to the addition of 3.900 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 26**, for inclusion in its district

ORDINANCES - continued

35. Ordinance 2016-0286

MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 0.11 acres commonly known as 1436 Studewood Street, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT H - CISNEROS**

36. Ordinance 2016-0287

ORDINANCE approving and authorizing Professional Environmental Consulting Services Contract between the City of Houston and **E2 MANAGETECH, INC** in support of the Brownfields Redevelopment Program; providing a maximum contract amount - \$125,600.00 Grant Fund

37. Ordinance 2016-0288

ORDINANCE approving and authorizing Professional Environmental Consulting Services Contract between the City of Houston and **TERRACON CONSULTANTS, INC** in support of the Brownfields Redevelopment Program; providing a maximum contract amount - \$124,400.00 Grant Fund

38. Ordinance 2016-0289

ORDINANCE approving and authorizing Professional Environmental Consulting Services Contract between the City of Houston and **WESTON SOLUTIONS, INC** in support of the Brownfields Redevelopment Program; providing a maximum contract amount - \$124,400.00 Grant Fund

39. Ordinance 2016-0290

ORDINANCE appropriating \$750,000.00 out of Metro Projects Construction DDSRF; approving and authorizing Professional Engineering Services Contract between the City of Houston and **TRAFFIC ENGINEERS, INC** for Negotiated Work Orders for Pre-Engineering of (Thoroughfares) Improvements

40. Ordinance 2016-0295

ORDINANCE approving payment of \$710,050.37 to **REDDY ENGINEERS & CONTRACTORS, LTD.** under contract with the City for East Water Purification Plant Sludge Handling System Improvements Contract 2 authorized by Ordinance No. 2004-0629 - **DISTRICT E - MARTIN**

41. Ordinance 2016-0296

ORDINANCE appropriating \$1,453,515.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PORTLAND UTILITIES CONSTRUCTION COMPANY, LLC** for Site Specific Sanitary Sewer Rehabilitation by Pipe Bursting and Cured-In-Place Pipe Methods; 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 (WW4235-85) - **DISTRICTS G - TRAVIS and H - CISNEROS**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 42 through 45

MISCELLANEOUS

42. Motion 2016-0177

MOTION to set a date not less than seven days from April 13, 2016, to receive nominations for Positions One through Four, for the **ANIMAL SHELTER ADVISORY COMMITTEE BOARD OF DIRECTORS**, for the remainder of a two year term that will end December 31, 2017

43. Motion 2016-0178

MOTION to set a date not less than seven days from April 13, 2016, to receive nominations for Position Four, for the City of Houston Representative of the **HARRIS COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS**, for the remainder of a two year term that will end December 31, 2017

44. Motion 2016-0179

MOTION to set a date not less than seven days from April 13, 2016, to receive nominations for Positions 10 and 12 of the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION BOARD OF DIRECTORS**, for a term that will end March 1, 2018

45. Motion 2016-0180

MOTION to set a date not less than seven days from April 13, 2016, to receive nominations for Position Four, of the **WASTEWATER CAPACITY RESERVATION REVIEW BOARD**, for the remainder of the designated two year term that will end March 1, 2018

MATTERS HELD - NUMBERS 46 through 50

46. Ordinance 2016-0297

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 Emancipation Park Expansion Project; authorizing the acquisition of fee simple interest in two parcels of land required for the project and situated in the J. Holman Survey, Abstract No. 323, in Harris County, Texas, said parcels of land being located along and off the northerly side of Tuam Street, between Dowling and Hutchins 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 interest in two parcels of land required for the project - **DISTRICT D - BOYKINS** - **DELAYED BY MOTION #2016-136, 3/30/16**

This was Item 45 on Agenda of March 30, 2016

47. Motion 2016-0181

MOTION by Council Member Laster/Seconded by Council Member Stardig to adopt request from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER SEVENTEEN (MEMORIAL CITY), CITY OF HOUSTON, TEXAS BOARD OF DIRECTORS**, for terms to expire July 20, 2017:

Position One - **MARSHALL BARD HEINS**, appointment
Position Three - **DAVID P. DURHAM**, appointment
Position Five - **ZACHARY R. HODGES**, reappointment
Position Seven - **GLENN E. AIROLA**, reappointment

TAGGED BY COUNCIL MEMBER TRAVIS

This was Item 2 on Agenda of April 6, 2016

MATTERS HELD – continued

48. Motion 2016-0182

MOTION by Council Member Cohen/Seconded by Council Member Robinson to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$986,790.46 and acceptance of work on contract with **DCE CONSTRUCTION, INC** for Cambridge Street from Old Spanish Trail to Holly Hall Street 2.78% over the original contract amount and under 5% contingency amount - **DISTRICTS D - BOYKINS and K - GREEN**
TAGGED BY COUNCIL MEMBERS GREEN and BOYKINS
This was Item 5 on Agenda of April 6, 2016

49. Withdrawn by Council Member Boykins

WRITTEN Motion by Council Member Boykins to amend Item 50 as follows:
(1) Amend the Fifth Recital of the Ordinance to read as shown on the written motion
Amend to add immediately following the Twelfth Recital as shown on the written motion
(2) Amend Section 2.2 and Section 14.2 as shown on the written motion
TAGGED BY COUNCIL MEMBER LASTER
This was Item 37 on Agenda of April 6, 2016

50. Ordinance 2016-0298

ORDINANCE appropriating \$2,000,000.00 out of TIRZ Affordable Housing Fund and approving and authorizing Repair Agency Agreement between the City of Houston and **REBUILDING TOGETHER HOUSTON**, as Repair Agency, for performance of minor critical emergency repairs to homes owned by qualified households; establishing a maximum contract amount; approving the second amended and restated administrative guidelines for the Minor Critical Emergency Home Repair Program - **DELAYED BY MOTION #2016-157, 4/6/16**
This was Item 38 on Agenda of April 6, 2016
This item should only be considered after passage of Item 49 above

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Le 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

4/12/2016 - All present
4/13/2016 - All present