

City Council Chamber, City Hall, Tuesday, September 12, 2017

A regular meeting of the Houston City Council was held at 1:30 p.m., Tuesday, September 12, 2017; Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Mike Laster, Robert Gallegos, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Randy Zamora, Legal Department and Marta Crinejo Agenda Director Agenda Office present.

At 1:37 p.m. Mayor Turner called the meeting to order and stated they would start the presentations. Council Members Stardig, Boykins, Cisneros, Laster, Robinson and Edwards absent.

Council Member Cohen stated that established in 1917 by William A. Vinson and James A. Elkins, Vinson & Elkins' time-tested role as trusted advisor has made it a go-to law firm for many of the world's leading businesses, especially in the energy and finance industries, as one of the largest law firms in Houston and one of the oldest, it has 16 offices throughout the world and while known for its energy practice, its Houston office is home to nearly 300 lawyers who handle some of the most high-profile transactions, investments, projects and disputes across the globe and a core value at Vinson & Elkins is giving back, the firm is deeply committed to empowering the Houston community through pro bono work for the underserved, devoting significant time and resources to those who cannot afford legal services and annually, the firm also contributes to approximately 160 charitable organizations around the city of Houston, Lawyers in the Houston office serve on more than 100 charitable boards, including Texas Children's Hospital, the Houston Food Bank Endowment and Houston Grand Opera, among many others and throughout August 25-29, 2017, Hurricane Harvey was the first major hurricane to make landfall in the United States since Wilma in 2005, ending a record 12-year drought in which no hurricanes made landfall at such an intensity in the country. Rebuilding from Harvey is a long-term process, so Vinson & Elkins established the Vinson & Elkins Hurricane Harvey Relief Fund for its lawyers and staff to contribute, matching every individual donation. It will provide financial aid directly to organizations that will be most impactful, providing flood relief and other critical needs for Houstonians, on September 12, 2017, Vinson & Elkins will celebrate its 100<sup>th</sup> anniversary and the City of Houston commends and appreciates Vinson & Elkins for its pro bono work, philanthropy in Houston and generosity towards Harvey victims and extends best wishes on all future endeavors and therefore, Mayor Turner hereby proclaimed September 12, 2017, as Vinson & Elkins 100<sup>th</sup> Anniversary Day in Houston, Texas. Council Members Travis, Cisneros and Gallegos absent.

Council Member Green stated that members of the Near Southwest Super Neighborhood has come together and worked many long hours to organize a Super Neighborhood Council that creates a manageable framework for community action and allows the City to provide services more efficiently and members of the Near Southwest Super Neighborhood have assembled a diverse group of community stakeholders to serve on the Super Neighborhood Council and members of the Near Southwest Super Neighborhood created an organizational framework and outlined bylaws that set out how the Council will conduct business and make decisions, members of the Near Southwest Super Neighborhood have shown a strong commitment to improving their overall community and a dedication to working with the City of Houston to achieve specific goals and will receive their assigned City liaison and on September 12, 2017, members of the Near Southwest Super Neighborhood will establish its Super Neighborhood Council. The City of Houston commends all those involved in the Near Southwest Super Neighborhood for its

accomplishments and commitment to their community and extends best wishes for continued success and therefore, Mayor Turner hereby proclaimed September 12, 2017, as Near Southwest Super Neighborhood Council Day in Houston, Texas.

At 2:00 p.m. Mayor Turner recognized Council Member Boykins for the invocation and the Pledge of Allegiance. Council Member Knox absent.

At 2:02 p.m. the Roll was called. Council Member Knox absent.

Council Member Cohen moved to adopted the minutes for August 8-9, 2017 and to postpone adoption of the balance of the minutes and seconded by Council Member Stardig, all voting aye, nays none. Council Member Knox absent. **MOTION ADOPTED**

Mayor Turner stated that tomorrow is Sergeant Perez's Funeral and it is schedule to start at 9:30 a.m. and he is going to request a motion for them to recess at the end of the Public Session until 12:00 noon tomorrow so that they can go directly to the funeral.

Council Member Robinson moved to recess after the Public Session until 12:00 noon September 13, 2017 and seconded by Council Member Green, all voting aye, nays none. Council Member Knox absent. **MOTION ADOPTED**

Mayor Turner moved to recognized Council Member Kubosh for a procedural motion and Council Member Kubosh moved to suspend the rules to hear Mr. Bruce Hotze out of order and seconded by Council Member Le, all voting aye, nays none. Council Member Knox absent. **MOTION 2017-0550 ADOPTED**

Mayor Turner recognized Council Member Boykins for a point of personal privilege; Council Member Boykins stated it is also amazing when they have individuals leading the City and become successful and he returned last week and today they have a young man that grew up in Houston and his name is Brain Michael Cox and he recognized him to stand to be recognized and for people that do not know him Brain is a Record Producer.

Mayor Turner further stated that they will start boarding the van at 8:30 a.m. for the Funeral and it will depart at 8:45 a.m.

Mayor Turner requested the City Secretary to call the List of Speakers.

Dr. Alkebu Motapa, 5022 Cosby, 77021, (713)741-5150 had reserved time to speak but was not present when his name was called. Council Members Boykins, Green and Knox absent.

Mr. Clark Martinson, 7625 Becky Jane Ln., 77055, (713)824-6808 appeared and stated that he is the Executive Director of the Energy Corridor District, the Energy Corridors District Offices have to be displaced but they are positive, they had to move some of their staff to inside the loop in Montrose and they have others meeting out of restaurants, hotel lobbies and they are here because of the West District, Turkey Creek Sewage Treatment Plants and he hope that they are quick to show data, numbers and notices of their full operation. Council Members Boykins, Green and Knox absent.

Members of Council questioned Mr. Martinson and Mayor Turner stated that the bypass system will be utilized for the next week or two, even though the plants are pumping, they are not operating at full compasity, they are going to continue to use the additional portables that will be out there and there are about 11 of them

Mr. Bruce Hotze, 5219 Shady River Dr., 77056, (713)960-1760 appeared and stated that he is a life time Houstonian and he is here to discuss four things, one, the million and half dollars in bonds in compliance with the City Charter, the purposed tax increase of 9% that he heard about that yesterday, the assessment of flooded homes in the City of Houston and the Legal update on the drainage, the drainage tax and under the City Charter, the City Elected Officials are required to perform duties like providing a vote on the long term debit to publish in the Houston's major newspaper at least 6 weeks prior to the election, analysis on debate service, revenues, expenditures, cash follows, debate cover services for each year until finally maturity and he believes it has not been done and it needs to be done, there also needs to be held 3 Public Hearings, 2 at night and one during the day and at least 10 days apart and he is asking to do their duties, secondly he hears in disbelief that Mayor Turner wants to increase taxes by 9% and he understands about the \$200 million dollars and the last time we had a FEMA incident, it was not even in the City of Houston and we got reimbursed 90% for taking care of the people in New Orleans and this City will get reimbursed and he believes that we do not need more than \$20 million dollars and this tax increase is crazy and even with the bonds there will be more taxes on top of that and he is asking before any property taxes are increased that they vote to re-appraised and reassess the flooded homes and number four, City Council Members that the tax charter changed.

Mayor Turner and Members of Council questioned Mr. Hotze at length.

Mr. Sam Smith, 7813 Glass St., 77016, (254)400-5446 appeared and stated that he stands here before them today, a couple months ago, he lost 2 cousins that got killed, he does not know where to start because he does not understand this, how can someone get killed when they have a Substation on the property and the Police see this stuff going on just sit there and watch and he brought this issue before with the property manager and he was told that it was not her problem and he goes to an apartment complex to help a disabled lady that is raising a child to help take her trash out because she is scared and when she did go outside, she was jacked and she was 65 years old and then they have people at the apartments that work there and are felons and they are going into their homes and stealing stuff from the apartments and when they go to tell the manager, the manager does not care and he brought this issue before to the City and no one helped them and then they have gangs and they come up there is fighting and their security over there but nothing is happening and it is dangerous, he has a 4 year old and what happen if he gets killed, how would you feel, if they come to your area and he does not think it is right and they need help. Council Members Martin, Travis and Kubosh absent.

Mayor Turner and Members of Council questioned Mr. Smith.

Mr. William Beal, 10 Remington Ln., 77005, no phone, had reserved time to speak but was not present when his name was called. Council Members Martin, Travis and Kubosh absent.

Ms. Somer Bishop, no address, (585)622-7676 appeared and stated that she is originally from New York and she came to Texas 5 months ago, she was not here for the flood, she is over at the GRB and she is ministering people and encouraging them and what she is seeing is unacceptable, the food is unacceptable, there is nothing for the children, the elderly are losing weight because they are not being feed properly, they are giving out cereal and boxes of crackers, bags of cookies.

Mayor Turner stated when she was talking about there is nothing for the children, he believes she means in the last few days and she advised the Mayor that she had been there since Monday the 4<sup>th</sup> and Mayor Turner stated that there was a particular playground for the children and Ms. Bishop stated that she was talking about food and there is no separate food for the children because they

do not like the adult food and Mayor Turner interrupted her and stated that he can speak on that because they have done an outstanding job at the George R. Brown Convention Center in terms of food, health care, medical clinic, the pharmacy that was present there, the clothing and they have done outstanding job.

Ms. Bishop stated that she is stating what she is seeing there, there are piles of shoes that they are trying to give to that are mix match and when she asked the Red Cross where are they taking the donations and her question is why are they not getting the donations that the American Public have given and she was told that they are giving it to other organizations to distribute and one of the organizations was Good Will and these people are not getting what was donated to them and there is a huge up roar about the homeless coming and she thinks what is the big tell about the homeless coming in and getting a meal, does the City not care about the homeless.

Mayor Turner stated that there was over 10,000 people at the George R. Brown and when she makes these types of statements, she is mis-characterizing all the volunteers that have been over then and continue to stay there and they have been provided excellent services at that shelter and even now they are planning to spend millions of dollars to provide housing for those who are remaining there and there are about 1300 of them. Council Members Stardig, Davis, Martin, Travis and Edwards absent.

Ms. Denise Ellison, 12096 Beechnut, 77072, (832)960-0298 appeared and stated that her issues are not with the City of Houston at all or with the Council Members because if it was not for the City and the GRB, she is a Houston resident, she been in this City since 2001 and loves this City to death, she represents Alief, her family has been in Alief for 50 plus years and there are things that are going on at the GRB that Council may not be aware of and you all as a City is really the only help that they have gotten, Native Texans, Native Houstonians are the ones that are taking care of each other not the Red Cross and she wanted to make that clear and she read a note to Mayor Turner and Members of Council in which, she explained how she personally watched and became victim of the blatant discrimination and racism, classism and etc. that has been occurring at the GRB, she has seen Officials and celebrities come and go with photos that have been taken but no one is asking them and no one is stopping to ask them what they are going through, they do not own property, they are renters, she have not heard anyone that represents the renters positions, they have lost everything, they were already in poverty, where is their representation, 5 Generations of her family have been effected by this, they tried not to go to any shelter, they tried to stay in one home and that home got affected and when they released the waters, her mother's home got affected and in the beginning they did do a good job because they were there, there where checks and balances in place and now that these checks and balances have gone away, they do not matter, FEMA is not helping them, she had personally been to the DNC 5 times with a City representative, with her manager that the City provided and it took her to talk with her personally to get any answers. Council Members Davis, Cohen, Martin, Travis and Edwards absent.

Mayor Turner stated that it is important to provide all the information that there are 1300 people there that remained at the George R. Brown, the plan is to provide housing for all of those families and individuals and with all respect to FEMA and the cost of that and about 9 million dollars is going to come from FEMA in order to provide housing.

Mr. Josh Anderson, 23234 Lowridge Rd., Spring, TX, 77373, (713)289-0867 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Martin, Travis and Edwards absent.

Ms. Deborah Elaine Allen, Post Office Box 263252, 77027, (713)264-0127 had reserved time to speak but was not present when her name was called. Council Members Davis, Cohen, Martin, Travis and Edwards absent.

Mr. Rodney Underwood, 2221 Wentworth, 77087, (832)868-7219 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Martin, Travis and Edwards absent.

Mr. Steve Williams, no address, no phone, had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Martin, Travis and Edwards absent.

Mr. Antonio Henderson, 10155 Bammel North Rd., 77086, (346)801-2314 appeared and stated that he is being racial profiled really bad, he has pictures, he has videos, he cannot go to the store with his kid, he is not a drug dealer, not a robber or a thief and this has gone on for many years, it out of hand when his life was threatened, he has to change phone numbers every month, calling him names, pulling him over and his Caucasian finance has experienced this with him and they can pull them apart and she would be able to tell them exactly what he had been said and a lot of time she would be holding the camera and it started off with just State Troopers. Council Members Davis, Martin, Travis and Edwards absent.

Mayor Turner questioned Mr. Henderson.

Mr. Bruce Winfrey, 4910 Tilbury Estates Dr., 77056, (713)397-9667 appeared and thanked the Mayor and Members of Council on the good job that they did and stated he has been a Houstonian for 32 years and he is here to get some information, he is going to the City and going to go to the County and to FEMA to get information on how he can help out, he is a home builder and how can he start out and had been a custom builder for 32 years and they were fortunate enough not to get flooded but they had 72 houses down the street that went underneath water that they helped to rescue, the water got up to the 2<sup>nd</sup> floor and the houses are going to be abandoned which he is not sure and what he is starting is a Texas Home Production Company where they help people get started again and he is looking for someone that is knowledgeable that he can go to that can help them and he has some good ideas and he has many years of experience and he thinks he can make a difference and he has some good sources in helping to get people back on their feet again. Mayor Turner, Council Members Davis, Boykins, Martin and Travis absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Winfrey.

Ms. Susanne Winfrey, 4910 Tilbury Estates Dr., 77056, (713)397-9667 appeared and stated that she wanted to clarify that their intention is to work with the City, they are working with architects, engineers and even with people from other Countries to help to actually rebuild the entire City, they want to coordinate with City Officials because this cannot keep happening and this is a change that they believe is important to become friends with the water and it is not working that they are trying to fight the water, that we need to live with the water and they have some ideas, some solutions to propose and that is what they are asking and for them to point them in the right direction and she would like to see Houston taking some action to come up with a different type of solution, something that is a long term solution that will work and when it does flood that this would not keep happening. Mayor Turner, Council Members Davis, Boykins, Martin, Travis, Laster and Green absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Ms. Winfrey.

**Note:** During the public session motions were offered to extend time for questions of various speakers, and votes taken, which were not prepared in written form and may be viewed on HTV Houston or on disc.

At 3:56 p.m. The City Council was recessed until 12:00 noon, Wednesday, September 13, 2017, Mayor Turner, Council Members Davis, Boykins, Martin, Travis, Laster and Green absent. Mayor Pro Tem Cohen presiding.

At 8:20 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the Items on the Agenda.

The Houston City Council reconvened at 12:00 p.m., Wednesday, September 13, 2017 Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dave Martin, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Ronald Lewis, City Attorney, Marta Crinejo, Agenda Director and Stella Ortega Agenda Office present. Council Member Steve Le absent on personal business. Council Member Dwight Boykins absent on city business.

At 12:40 p.m. Mayor Turner called the meeting to order and recognized Council Member Cohen for a procedural motion. Council Members Davis, Boykins, Martin, Gallegos, Kubosh and Edwards absent.

Council Member Cohen moved to consider Items 2 through 7 out of order and seconded by Council Member Stardig, all voting aye, nays none. Council Members Davis, Boykins, Martin and Gallegos absent. **MOTION 2017-0551 ADOPTED**

2. **CONFIRMATION** of the appointment of **ED TARAVELLA** to Position 7 of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER ONE (ST. GEORGE PLACE), CITY OF HOUSTON, TEXAS**, for the remainder of the designated two-year term- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Member Davis absent. **MOTION 2017-0552 ADOPTED**

3. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOILER CODE REVIEW AND LICENSING BOARD**:

Position Two - **ROGER STEPHENS**, reappointment, for terms to expire 1/2/2018, and to serve as Chair

Position Three - **FILIBERTO (BETO) CÁRDENAS**, appointment, for a term to expire 1/2/2019

Position Four - **JOSE DEVORA**, reappointment, for terms to expire 1/2/2018-

Was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2017-0553 ADOPTED**

4. **REQUEST** from Mayor for confirmation of the reappointment of the following individuals to the **COASTAL WATER AUTHORITY BOARD OF DIRECTORS**, for terms to expire March 31, 2019:

Position Three - **TONY L. COUNCIL**

Position Four - **D. WAYNE KLOTZ** –

Was presented, moved by Council Member Cohen and seconded by Council Member Laster, all voting aye, nays none. **MOTION 2017-0554 ADOPTED**

5. **REQUEST** from Mayor for confirmation of the reappointment of **J. KENT FRIEDMAN** as Chair of the **HARRIS COUNTY-HOUSTON SPORTS AUTHORITY**, for a term to expire August 31, 2019- was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2017-0555 ADOPTED**
6. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON PARKS BOARD LGC, INC:**
- Position One - **DAVID KINDER**, appointment, for a term to expire 1/1/2019
  - Position Seven - **MINDY HILDEBRAND**, reappointment, for a term to expire 1/1/2020
  - Position Eight - **NINA ZILKHA**, reappointment, for a term to expire 1/1/2020
  - Position Nine - **BARRON F. WALLACE**, reappointment, for a term to expire 1/1/2020
  - Position Twelve - **DIANA ESPITIA**, reappointment, for a term to expire 1/1/2020
  - ~~Position Fifteen - **STEVEN J. GIBSON**, reappointment, for a term to expire 1/1/2020~~
  - Position Sixteen - **DINA ALSOWAYEL**, appointment, for a term to expire 1/1/2019
  - Position Eighteen - **DON M. WOO**, reappointment, for a term to expire 1/1/2020-
- Was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2017-0556 ADOPTED**

**NOTE:** The City Secretary advised that appointment to Position Fifteen had been pulled from the Agenda and will not be considered.

7. **REQUEST** from Mayor for confirmation of the appointment of **ADRIAN GARCIA** to Position Eight to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS also known as the FOURTH WARD ZONE**, for a term to expire June 8, 2018- was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2017-0557 ADOPTED**

At 12:52 p.m. Mayor Turner requested the City Secretary to call the Public Hearing.

## **HEARINGS**

1. **PUBLIC HEARING** on the proposal to convey to CenterPoint Energy Houston Electric, LLC an easement for electrical facilities within an area consisting of approximately 13,734 square feet within and adjacent to Cambridge Drive within Hermann Park - **DISTRICT D – BOYKINS-** was presented,  
Director Steve Wright and Ms. Mary Buzak made the following remarks to Members of Council:

Steve Wright, Director of the Houston Parks and Recreation Department and made the following statement:

With me is Mary Buzak, Senior Assistant City Attorney from the Real Estate section of the Legal Department and Representatives from CenterPoint and Memorial Hermann Hospital are here to answer any questions; CenterPoint Energy has requested an easement from the City of Houston for the construction, maintenance, repair, replacement, removal, and operation of electrical facilities within an area consisting of approximately 13,734 square feet within and adjacent to

Cambridge Drive within Hermann Park and Chapter 26 of the Texas Parks & Wildlife Code requires the City Council to hold a public hearing before approving the request for an easement. Section 26.001 of the Texas Parks & Wildlife Code provides that a city may not approve any program or project for the use of land designated as park land unless, after a public hearing, its governing body determines that: (1) there is no feasible and prudent alternative to the use of the park land for the program or project, and (2) the program or project includes all reasonable planning to minimize harm to the park land and Hermann Park is comprised of approximately 445 acres of land, generally bounded by Fannin Street on the west, Hermann Drive on the north, Almeda Road on the east, and Brays Bayou on the south. The Park is in City Council District D.

Mr. Wright further stated that much of the property comprising the Park was donated to the City by George Hermann or subsequently acquired by the City from the trustees of Mr. Hermann's estate with the requirement that the land be used for park purposes, subject to a reverter held by the Hermann Hospital Estate in the event that the park purposes condition is violated and Memorial Hermann Hospital ("Memorial Hermann") is in the process of constructing a major new facility on Cambridge Drive across from the Park. The section of Cambridge Drive across from Memorial Hermann is a park road that was conveyed to the City by the Hermann Hospital Estate and since this section of Cambridge Drive is not a public right-of-way, it is not subject to the existing franchise agreement between CenterPoint and the City. Therefore, CenterPoint has requested a non-exclusive easement from the City within and adjacent to Cambridge Drive within the Park to install the necessary electrical facilities to serve the new Memorial Hermann facility.

Mr. Wright further stated the proposed easement is within an area of the Park that is subject to park use restrictions and the reverter held by the Hermann Hospital Estate. The Hermann Hospital Estate, by and through its Trustees, has consented to the conveyance of the easement to CenterPoint and has agreed that the conveyance of the easement will not trigger the reverter and due to the location of Memorial Hospital directly across Cambridge Drive from the Park and the need for electrical facilities to provide power to the new Memorial Hermann facility, there is no feasible and prudent alternative to the use of a portion of the Park for the Project. CenterPoint and Memorial Hermann have worked with the City to plan the Project in a way that minimizes harm to the Park and in the coming weeks, City Council will be asked to approve an ordinance making the findings required by Chapter 26 and authorizing the conveyance of the easement to CenterPoint.

Members of Council questioned Mr. Wright.

Mayor Turner asked if there was anyone in the audience who would like to speak on this Public Hearing and seeing none and requested a motion to close the hearing.

Council Member Cohen moved to close the Public hearing and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2017-0558 ADOPTED**

Council Member Cohen moved to consider Item 41 out of order and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2017-0559 ADOPTED**

**41. ORDINANCE** relating to the use of certain property located at 419 Emancipation Avenue ("Property") for the operation of a shelter facility providing emergency housing for persons displaced by Hurricane Harvey; authorizing the Mayor or the Mayor's designee to negotiate the terms and conditions and execute (1) a lease agreement for the property between **419 HOPE PARTNERS, LLC, LANDLORD**, and the City of Houston, Lessee, for a period of time

not to exceed twelve months ("Lease Agreement"); and (2) a Management Agreement between the City of Houston and **NEW HOPE HOUSING, INC** for the operation of a shelter on the property for a period of time not to exceed twelve months ("Management Agreement"); appropriating \$500,000.00 out of TIRZ Affordable Housing Fund; allocating the aforementioned funds as follows: (1) \$155,000 to the Lease Agreement and (2) \$345,000 to the Management Agreement

**TAGGED BY COUNCIL MEMBER DAVIS**

This was Item 5 on Agenda of September 6, 2017- was presented, after a lengthy discussion a vote was called, all voting aye, nays none. **ORDINANCE 2017-0687 ADOPTED**

At 1:14 p.m. Mayor Turner moved to the Mayor's Report.

**MAYOR'S REPORT**

Mayor Turner stated that they are moving aggressively as much as they can on the debris removal, they are continuing to add more Contractors and FEMA has given them a letter that authorizes them to pay a little bit more for Contractors which would ramp things up and what he has asked Director Hayes to do and what they can do is that every morning that the crews are getting out to go out, they can notify the Council Members on where they are going to be that morning and the other big deal is housing and if they know of apartment owners that know where there are units that are available and where they would take FEMA Vouchers to please let his team know and if they know Seniors that live at home and need help to rehab their homes, especially Seniors because he has a special sensitive side for Seniors and people with special needs and if they know of those people that need help to let his team know.

Mayor Turner stated he also wanted to talk about the Tax Rate deal, this was the time to set the tax rate and what they are going to do which he told his team as late as this morning, they are going to do their best to stay within what we can deal with, they are going to be short in regardless and where they can scale things down, they will attempt to scale things down and what people need to bear in mind about the Fund Balance, there was a great deal of overtime for our First Responders and they overtime needs to be paid right now and Kelly is working through that and the Finance Team and that is one example that they need to bear in mind because they cannot wait on FEMA, they worked that overtime and they deserve that overtime, they are going to be very sensitive to the fact there are number of people this City that do not have Flood Insurance and there are numbers of people trying to get into their homes and there is no question that they are going to have to raise the rate, it's an emergency, it is a onetime deal and they will see what the rate ends up being and they are going to try everything they can to scale it down and they will see many of the cost will be reimbursable and some will not and in the next few weeks they will better ascertain what will be reimbursable and what will not and once they go through that exercise, they will be in a better position to say what the tax rate should be and this is the process having to work through and let see where things are over the next couple of weeks.

Mayor Turner further stated during this Mayor's Report, he wanted to acknowledge because they had employees across the board that were out working extra hours and in some tough conditions, there were Police Officers, there were Firefighters and there were Municipal Workers and he wants to thank all of them and he also wanted them to remember of the life of Joseph Dowe, he was a Public Works Employee and he was on his way to work on August 27<sup>th</sup> where he lost his life in the flood water.

Members of Council questioned Mayor Turner about the tax rate and he requested Director Kelly Dowe to answer questions that Members of Council had about the tax rate.

At 2:06 p.m. Mayor Turner requested the City Secretary to call the Agenda.

**CONSENT AGENDA NUMBERS 8 through 39**

**MISCELLANEOUS** – NUMBER 8

8. **RECOMMENDATION** from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit area at specific times of day and days of the week in the following areas:

900-1200 block of Columbus, west side (between West Clay and West Dallas)

2100 block of Crocker; the 2100 block of Converse; and 800 block of Welch

2200-2300 block of Wentworth (between Emancipation Blvd, and South Freeway)

3200 block of Locke Lane, north side, (between Eastside and River Oaks Blvd.)

**DISTRICTS C - COHEN and G – TRAVIS-** was presented, moved by Council Member Green and seconded by Council Member Cohen, all voting aye, nays none. **MOTION 2017-0560 ADOPTED**

**PROPERTY** - NUMBER 12

12. **RECOMMENDATION** from Acting Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Samuel F. Brocato, declining the acceptance of, rejecting, and refusing the dedication of an alley, from West Montgomery Road south to its terminus, located within Block 27 of the Highland Heights Addition, Parcel SY17-064 **DISTRICT B – DAVIS-** was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Member Davis absent. **MOTION 2017-0561 ADOPTED**

**ORDINANCES** - NUMBERS 16 through 39

16. **ORDINANCE** finding and determining that public convenience and necessity no longer require the continued use of the rights-of-way for Burnett Street, from Maury Street to Maffitt Street, and Maffitt Street from Brooks Street south 359 feet, more or less; vacating and abandoning said rights-of-way to **Kurtz Properties, Ltd.**, abutting owner, in consideration of its payment of \$840,593.00 to the City and the conveyance to the City of a 20 foot-wide storm sewer easement within Maffitt Street, all located in the S.F. Nobles Addition, John Austin Survey, A-1, Harris County, Texas, and other consideration - **DISTRICTS B - DAVIS and H – CISNEROS-** was presented, all voting aye, nays none. **ORDINANCE 2017-0688 ADOPTED**

17. **ORDINANCE** making findings concerning the permanent taking of approximately 0.31 acre

(13,506 square feet) of R.L. and Cora Johnson Park to widen and make other improvements to Tanner Road as part of the rehabilitation and reconstruction of a portion of Tanner Road from Triway Lane to Campbell Road - **DISTRICT A – STARDIG-** was presented, all voting aye, nays none. **ORDINANCE 2017-0689 ADOPTED**

19. **ORDINANCE** approving and authorizing first amendment to agreement between the City of Houston and **RESCUED PETS MOVEMENT, INC** (Approved by Ordinance No. 2015-0665 approved July 8, 2015) for Animal Transport Operations- the City Secretary advised that Item 19 had been pulled by the Administration and will not be considered.
  
21. **ORDINANCE** amending Ordinance No. 2011-0300 to increase the maximum contract amount to the agreement for On-Line Library Bibliographic Subscription Services between the City of Houston and **OCLC ONLINE COMPUTER LIBRARY CENTER, INC** for the Houston Public Library \$133,000.00 - General Fund- was presented, all voting aye, nays none. **ORDINANCE 2017-0690**
  
22. **ORDINANCE** approving and authorizing Professional Services Contract between the City of Houston and the **BRAINFUSE, INC** for Live Homework Assistance Services; providing a maximum contract amount - 3 Years with two one-year options - \$852,000.00 - General Fund- the City Secretary advised that Item 22 had been pulled by the Administration and will not be considered.
  
23. **ORDINANCE** appropriating \$535,000.00 out of Parks Consolidated Construction Fund and \$57,962.50 out of Parks & Recreation Dedication Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for Glenshire Park; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and materials testing, Civic Art Program and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund and the Parks and Recreation Dedication Fund **DISTRICT K – GREEN-** was presented, all voting aye, nays none. **ORDINANCE 2017-0691 ADOPTED**
  
26. **ORDINANCE** approving and authorizing fifth supplement to projects contract between the City of Houston and **THE COASTAL WATER AUTHORITY** approved by Ordinance No. 2009-0053; authorizing a pledge for additional funds out of the Water and Sewer General Purpose Fund established under Ordinance No. 2004-299, consistent with the fifth supplement; authorizing a continuing disclosure undertaking- was presented, all voting aye, nays none. **ORDINANCE 2017-0692 ADOPTED**
  
27. **ORDINANCE** authorizing the transfer of \$645,840.00 from the NEWPP Expansion – Swift Fund into the PWE - NEWPP Construction Fund, appropriating \$645,840.00 from the PWE - NEWPP Construction Fund, and approving the expenditure of said sum from PWE - NEWPP Construction Fund for the purchase of Wetland Mitigation Credits necessary for the Northeast Water Purification Plant (“NEWPP”) Expansion Project (“Project”); appropriating \$3,390,660.00 from the Water Authorities Capital Contrib - NEWPP Fund, and approving the expenditure of said sum from PWE - NEWPP Construction Fund for the purchase of Wetland Mitigation Credits necessary for the Project; approving and authorizing Purchase and Sale Agreement for Mitigation Credits between the City of Houston, **GIN CITY RESTORATION, LLC** and **MITIGATION SOLUTIONS USA, LLC DISTRICT E – MARTIN-** was presented, all voting aye,

nays none. **ORDINANCE 2017-0693 ADOPTED**

28. **ORDINANCE** establishing the north and south sides of the 1400 block of Lawson Street, within the City of Houston, Texas, as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I – GALLEGOS-** was presented, all voting aye, nays none. **ORDINANCE 2017-0694 ADOPTED**
29. **ORDINANCE** establishing the north and south sides of the 1500 block of Scharpe Street, within the City of Houston, Texas, as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I – GALLEGOS-** was presented, all voting aye, nays none. **ORDINANCE 2017-0695 ADOPTED**
30. **ORDINANCE** approving and authorizing third amendment to the Hermann Park Development Agreement between the City of Houston and **HERMANN PARK CONSERVANCY - DISTRICT D – BOYKINS-** was presented, all voting aye, nays none. **ORDINANCE 2017-0696 ADOPTED**
33. **ORDINANCE** appropriating \$350,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation; approving and authorizing first amendment to Professional Construction Management and Inspection Services Contract between the City of Houston and **STANTEC CONSULTING SERVICES, INC** for Large Diameter Water Line Construction Project (Approved by Ordinance No. 2014-0414)- was presented, all voting aye, nays none. **ORDINANCE 2017-0697 ADOPTED**
34. **ORDINANCE** appropriating \$14,993,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORPORATION** for SEWPP Treatment Modules Rehabilitation, Transfer Pump Station Improvements and Electrical Substation Upgrades; 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 testing services, CIP Cost Recovery, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E – MARTIN-** was presented, all voting aye, nays none. **ORDINANCE 2017-0698 ADOPTED**
36. **ORDINANCE** appropriating \$4,592,900.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **HUFF and MITCHELL INC** for Neighborhood Sewer System Improvements - Basin AS074 and Fuqua Lift Station Force Main Discharge; setting a deadline for the bidder's execution of the contract delivery of all bond, insurance and all other required documents to the City; holding the bidder in default if it fails to meeting the deadlines; providing funding for all testing services CIP Cost Recovery, construction management and contingencies related to construction of the facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS C - COHEN; D - BOYKINS and K – GREEN-** was presented, all voting aye, nays none. **ORDINANCE 2017-0699 ADOPTED**
37. **ORDINANCE** awarding contract to **CSI CONSOLIDATED, LLC dba CLEAN SERVE LLC** for Sewer Stoppage Cleaning and Television Inspection V; 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 contingencies relating to construction of facilities financed by the Water & Sewer System Operating Fund (WW5100-05)- was presented, all voting aye, nays none.  
**ORDINANCE 2017-0700 ADOPTED**

**38. ORDINANCE** granting to **REPUBLIC INDUSTRIAL AND ENERGY SOLUTIONS, LLC**, a Delaware Corporation, 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 - **FIRST READING-** was presented, all voting aye, nays none. **ORDINANCE 2017-0701 PASSED FIRST READING IN FULL**

**39. ORDINANCE** granting to **STEEL WASTE INC, a Texas Corporation**, 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 **FIRST READING-** was presented, all voting aye, nays none. **ORDINANCE 2017-0702 PASSED FIRST READING IN FULL**

### **END OF CONSENT AGENDA**

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

**9. RECOMMENDATION** from Director of Finance to place the proposed 2018 tax rate of \$0.638750/\$100 of value on the Wednesday, October 18, 2017 Council Agenda, or such other date that meets the requirements of the Texas Property Tax Code, call three public hearings at which interested persons will be given the opportunity to be heard on the proposed tax rate and provide for the publication of the notice of such hearings and other related information

**HEARING DATES:**

6:00 P.M. - Tuesday - September 26, 2017;

6:00 P.M. - Tuesday - October 3, 2017; and

9:00 A.M. - Wednesday - October 11, 2017-

Was presented, Council Member Cohen moved to adopt the recommendation and set Public Hearing at City Hall 6:00 P.M. - Monday - September 25, 2017;

6:00 P.M. - Monday - October 2, 2017; and

9:00 A.M. - Wednesday - October 11, 2017

And seconded by Council Member Robinson, after a lengthy discussion a vote was called, Council Members Travis, Kubosh and Christie voting no, balance voting aye. **MOTION 2017-0562 ADOPTED**

**10. RECOMMENDATION** from Director General Services Department for approval final contract amount of \$615,047.11 and acceptance of work on contract **JERDON ENTERPRISE, L. P.** for construction services in connection with the Cullen Park - Playgrounds for the Houston Parks

and Recreation Department - **DISTRICT A – STARDIG**- was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2017-0563 ADOPTED**

11. **RECOMMENDATION** from Acting Director, Department of Public Works & Engineering, for approval of final contract amount of \$3,884,587.16 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods (4257-136) - **DISTRICT A - STARDIG; DISTRICT B - DAVIS and DISTRICT H – CISNEROS** was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2017-0564 ADOPTED**
  
13. **CHANNELVIEW SUPPLY COMPANY** for Onan Generator OEM Replacement Parts & Repair Services for the Fleet Management Department - 3 Years with two one-year options - \$909,039.40 Fleet Management Fund- was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2017-0565 ADOPTED**
  
14. **PD BAYOU CITY LAWN INVESTMENTS, LLC** - \$1,393,611.88 and **PROFESSIONAL TURF PRODUCTS, LP** - \$562,386.83 for Toro, Kohler and Kawasaki Tractor and Mower Replacement Parts and Repair Services for the Fleet Management Department - 3 Years with two one-year options - Fleet Management Fund- was presented, moved by Council Member Cohen and seconded by Council Member Davis and tagged by Council Member Edwards.
  
15. **AMEND MOTION #2016-0526, 10/26/16, TO INCREASE** award to purchase additional vans through the Houston-Galveston Area Council (H-GAC) and the Texas Local Government Purchasing Cooperative (BuyBoard) for Various Departments, awarded to **SILSBEE FORD, INC** from \$424,354.33 to \$444,337.78; **CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET, LLC** from \$175,370.00 to \$186,996.00; **COWBOY DODGE** from \$201,840.01 to \$209,370.01 - Enterprise and Other Funds- was presented, moved by Council Member Cohen and seconded by Council Member Davis and tagged by Council Member Edwards.
  
18. **ORDINANCE** amending the City's Master Classification Ordinance (City of Houston Ordinance No. 90-1292, as most recently amended by City of Houston Ordinance No. 2017-12); to add thirteen new job classifications and change two classification titles; providing a repealer; providing for severability- was presented, all voting aye, nays none. **ORDINANCE 2017-0703 ADOPTED**
  
20. **ORDINANCE** appropriating \$4,939,517.59 out of Contributed Capital Project Fund for various Council District Service Fund Projects- was presented, all voting aye, nays none. **ORDINANCE 2017-0704 ADOPTED**
  
24. **ORDINANCE** approving and authorizing contract between the City of Houston and **THE OLSON GROUP, LTD.** for Houston Regional Exercise Planning and Implementation Support; providing a maximum contract amount - 1 Year with two one-year options - \$109,848.36 - Grant Fund- was presented, all voting aye, nays none. **ORDINANCE 2017-0705 ADOPTED**
  
25. **ORDINANCE** approving and authorizing fourth supplement to projects contract between the City of Houston and **THE COASTAL WATER AUTHORITY** approved by Ordinance No. 2009-

0053; authorizing a pledge for additional funds out of the Water and Sewer General Purpose Fund established under Ordinance No. 2004-299, consistent with the fourth supplement- was presented, all voting aye, nays none. **ORDINANCE 2017-0706 ADOPTED**

31. **ORDINANCE** approving and authorizing fourth amendment to the Hermann Park Pedal Boat and other Concessions Agreement between the City of Houston and **HERMANN PARK CONSERVANCY - DISTRICT D-BOYKINS-** was presented, all voting aye, nays none. **ORDINANCE 2017-0707 ADOPTED**
32. **ORDINANCE** awarding contract to **ALL PUMP & EQUIPMENT CO.** for Non-Submersible Pump Repair and Replacement Services for the Department of Public Works & Engineering; providing a maximum contract amount - 3 Years with two one-year options - \$13,617,439.50 - Enterprise Fund- was presented, all voting aye, nays none. **ORDINANCE 2017-0708 ADOPTED**
35. **ORDINANCE** appropriating \$1,054,590.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **CSI CONSOLIDATED, LLC dba CLEAN SERVE, LLC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation; 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 (4277-97)- was presented, all voting aye, nays none. **ORDINANCE 2017-0709 ADOPTED**

**NON CONSENT AGENDA** - NUMBER 40

**MISCELLANEOUS**

40. **SET A PUBLIC HEARING DATE** to provide a Resolution of No Objection to the 4% Housing Tax Credit application of **VILLA AMERICANA HOUSING PARTNERS L.P., 5901 Selinsky - DISTRICT D - BOYKINS** **HEARING DATE - 9:00 A.M. - WEDNESDAY - SEPTEMBER 20, 2017-** was presented, Council Member Laster moved to set September 20, 2017 as the hearing date and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2017-0566 ADOPTED**

**MATTERS HELD** - NUMBER 42

42. **MOTION** by Council Member Robinson/Seconded by Council Member Davis to adopt recommendation from the Chief Procurement Officer to award to **INTERNATIONAL NAME PLATE U.S., INC** for Vehicle Decals and Decal Materials for the Fleet Management Department - 3 Years with two one-year options - \$1,028,624.27 - Fleet Management Fund **DELAYED BY MOTION #2017-548, 9/6/17**  
**This was Item 15 on Agenda of September 6, 2017-** was presented, all voting aye, nays none. **MOTION 2017-0567 ADOPTED**

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Le first

Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 2:47 p.m. Council Members Stardig, Davis, Martin, Travis, Laster, Green, Knox, Robinson, Kubosh and Edwards absent. **DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY**

**MINUTES READ AND APPROVED**

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Anna Russell, City Secretary