

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 7, 2017 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2017-0132 to 2017-0146
ORDINANCES – 2017-0155 to 2017-0185
RESOLUTION – 2017-0013

2017-0131-1

1:30 P. M. - PRESENTATIONS

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

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 2017-0132 – Procedural motion
Motion 2017-0133 - Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 8, 2017 - 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. **Hearing was adjourned**

PUBLIC HEARING relating to the Retail Gas Rates of **CENTERPOINT ENERGY ENTEX** within the City of Houston, Texas

Motion 2017-0134 – Accept report

REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 47

MISCELLANEOUS - NUMBERS 2 through 6

2. Motion 2017-0140

REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION OF THE CITY OF HOUSTON**:

Position Three - **JASON CANTU**, for a term to expire 3/1/2019

Position Six - **SUE LOVELL**, for a term to expire 3/1/2018

3. Motion 2017-0141

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY FOUR (GREATER HOUSTON ZONE)**:

Position One - **JAI L. DAGGETT**, appointment, for a term to expire 12/31/2018

Position Two - **DAVID TURKEL**, reappointment, as Chair, for a term to expire 12/31/2017

Position Three - **KATHY LUHN**, reappointment, for a term to expire 12/31/2018

Position Four - **BRANDON DUDLEY**, appointment, for an unexpired term ending 12/31/2017

Position Five - **DAVE WALDEN**, reappointment, for a term to expire 12/31/2018

Position Six - **STEVE DORMAN**, appointment, for an unexpired term ending 12/31/2017

Position Seven - **CHERYL GUENTHER**, reappointment, for a term to expire 12/31/2018

Motion 2017-0142 – Amend Item 4, Section 33.594(b) of Exhibit A to change Mayor to City Council

4. Council Members Travis, Kubosh, Knox, Martin and Le tagged

ORDINANCE AMENDING CHAPTER 33 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS; adding Article IX relating to major City plans, including the Major Thoroughfare and Freeway Plan; providing for the adoption of the Bicycle Master Plan and creation of the Bicycle Advisory Committee; containing findings and other provisions relating to the foregoing subject; containing a repealer; providing for severability

5. Council Members Travis, Kubosh, Knox, Martin and Le tagged

RECOMMENDATION from Director Planning & Development Department for approval of the Houston Bike Plan

This item should only be considered after passage of Item 4 above

6. Motion 2017-0135

RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of the following residential parking permit areas:

2400-2500 block of Wheeler (between Dowling/Emancipation & Live Oak) - **DISTRICT D - BOYKINS**

1800 block of Cherryhurst, (between Mandell and Ridgewood) - **DISTRICT C - COHEN**

4000 block of Lillian, south side (between Leverkusen and Jackson Hill) - **DISTRICT C - COHEN**

ACCEPT WORK - NUMBERS 7 through 9

7. Motion 2017-0136

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$5,648,039.84 and acceptance of work on contract with **TEAL CONSTRUCTION COMPANY** for the new BARC Adoption Center - 8.77% over the original construction amount and under the 8.80% contingency - **DISTRICT B - DAVIS**

ACCEPT WORK - continued

8. Motion 2017-0137

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,667,716.69 and acceptance of work on contract with **METRO CITY CONSTRUCTION, L.P.** for White Oak Bayou Cottage Grove Substation Low Impact Development Demonstration Project - 0.48% under the original contract amount - **DISTRICT C - COHEN**

9. Motion 2017-0143

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,188,695.89 and acceptance of work on contract with **TRAFFIC SYSTEMS CONSTRUCTION, INC** for Intersection Redesign - 5.59% under the original contract amount - **DISTRICTS A - STARDIG and F - LE**

PROPERTY - NUMBER 10

10. Motion 2017-0138

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcels DY15-120, DY15-121, DY15-122, VY15-007 and VY15-008, located along Tanglewood Boulevard between Sugar Hill Drive and Cranbrook Road, owned by ELPH Enterprises, Ltd., a Texas limited partnership and formerly known as ELPH Enterprises, LLC, a Texas limited liability company [ELPH One LLC, a Texas limited liability company, its General Partner], for the **NEIGHBORHOOD STREET RECONSTRUCTION PROJECT 454 - DISTRICT G - TRAVIS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 15

11. Ordinance 2017-0155

ORDINANCE appropriating \$85,678.00 out of Fleet/Equipment Special Revenue Fund for purchase of Jet-A and AVGAS Hose Reel Units and Associated Equipment for Fleet Management Department

12. Motion 2017-0139

BASSCO SERVICES, INC for Jet-A and AVGAS Hose Reel Units and Associated Equipment for Fleet Management Department - \$7,022.00 General Fund for a total amount of \$92,700.00
This item should only be considered after passage of Item 11 above

13. Ordinance 2017-0167

ORDINANCE de-appropriating \$100,989.79 out of Public Health Consolidated Construction Fund (Approved by Ordinance No. 2016-404); re-appropriating \$100,989.79 out of Public Health Consolidated Construction Fund; appropriating \$190,000.00 out of Public Health Consolidated Construction Fund for Purchase and Installation of Modular Furnishings at the Ardmore Facility for the Houston Health Department - **DISTRICT D - BOYKINS**

14. Motion 2017-01144

CONTRACT RESOURCE GROUP, LLC for Purchase of Modular Furnishings, Furniture and Installation Services at the Ardmore Facility from the State of Texas Procurement and Support Services Contract through the State Cooperative Purchasing Program for the Houston Health Department - **DISTRICT D - BOYKINS**
This item should only be considered after passage of Item 13 above

15. Council Member Stardig tagged

CALDWELL AUTOMOTIVE PARTNERS, LLC dba CALDWELL COUNTRY FORD, LLC - \$597,070.00 and **HOUSTON FREIGHTLINER, INC** - \$8,540,045.00 for Medium- Heavy-Duty Cabs and Chassis and Truck Bodies for Various Departments - Dedicated Drainage and Street Renewal and Equipment Acquisition Consolidated and Other Funds

RESOLUTIONS - NUMBER 16

16. Resolution 2017-0013

RESOLUTION approving the issuance and sale by Houston Housing Finance Corporation of Multifamily Mortgage Revenue Note (The Pointe at Crestmont Apartments) Series 2017
DISTRICT D - BOYKINS

ORDINANCES - NUMBERS 17 through 47

17. Ordinance 2017-0168

ORDINANCE authorizing the purchase of approximately 9.177 acres of land out of the G.P. Foster Survey, Abstract No. 273, Harris County, Texas (the "Property"), for a purchase price of \$13,850,000.00 and related closing costs of \$12,000.00; approving and authorizing a Purchase and Sale Agreement for the property between **HOUSTON COMMUNITY COLLEGE, Seller**, and the City of Houston, Texas, Purchaser; approving and authorizing the submission of applications to the U.S. Department of Housing and Urban Development ("HUD") for the use of funds provided under Section 108 of the Housing and Community Development Act of 1974 and for the use of Economic Development Initiative Grant Funds (collectively, the "HUD Funds") to fund the purchase of the property; declaring the City's eligibility for the HUD Funds; authorizing the Director of the Housing and Community Development Department to accept the HUD Funds and expend the HUD Funds, if awarded, to fund the purchase of the property, and to apply for and accept all subsequent awards, if any, pertaining to the use of the HUD Funds to fund the purchase of the property - **DISTRICT D - BOYKINS**

18. Ordinance 2017-0169

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **A CARING SAFE PLACE, INC**, to add up to \$728,374 in Housing Opportunities for Persons with AIDS Funds for the continuing maintenance and operation of a SRO Community Residence and a Transitional Housing Facility, along with the provision of supportive services - **DISTRICTS B - DAVIS and H - CISNEROS**

19. Ordinance 2017-0170

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **AIDS FOUNDATION HOUSTON, INC**, to add up to \$1,048,229 in Housing Opportunities for Persons with AIDS Funds for the continuing administration and operation of four Multi-Unit Residential Facilities, along with the provision of supportive services

20. Ordinance 2017-0171

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **HOUSTON VOLUNTEER LAWYERS PROGRAM, INC**, to add up to \$150,000.00 in Housing Opportunities for Persons with AIDS Funds for legal supportive services

21. Ordinance 2017-0172

ORDINANCE approving and authorizing International Facilities Agreements by and between the City of Houston and **TACA INTERNATIONAL AIRLINES, S.A., TÜRK HAVA YOLLARI ANONIM ORTAKLIĞI - TURKISH AIRLINES INC** and all **NIPPON AIRWAYS CO., LTD.** at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS**

22. Ordinance 2017-0156

ORDINANCE appropriating \$100,000.00 out of Airports Improvement Fund and approving and authorizing Reimbursable Agreement between the City of Houston and the **FEDERAL AVIATION ADMINISTRATION** for Design Review related to the Relocation of Remote Transmitter Receiver Antenna at William P. Hobby Airport - **DISTRICT I - GALLEGOS**

ORDINANCES - continued

23. Ordinance 2017-0157

ORDINANCE appropriating \$50,000.00 out of Airports Improvement Fund and approving and authorizing Reimbursable Agreement between the City of Houston and the **FEDERAL AVIATION ADMINISTRATION** for Design Review related to the Relocation of Automated Surface Observation System Design Package at William P. Hobby Airport - **DISTRICT I - GALLEGOS**

24. Ordinance 2017-0158

ORDINANCE appropriating \$700,900.00 out of Airports Improvement Fund and approving and authorizing Reimbursable Agreement between the City of Houston and the **FEDERAL AVIATION ADMINISTRATION** for Relocation of Remote Transmitter Receiver Antenna at William P. Hobby Airport - **DISTRICT I - GALLEGOS**

25. Ordinance 2017-0173

ORDINANCE appropriating \$9,326,294.00 out of Airports Improvement Fund and \$3,100,600.00 out of HAS Grant Fund and awarding construction contract to **CLARK CONSTRUCTION GROUP-TEXAS, LP** for reconstruction of the Air Traffic Control Tower and Flatwork at Ellington Airport/Houston Project No. 629; 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 Civic Art Program, engineering testing services and for contingencies relating to construction of the facilities financed by such funds - **DISTRICT E - MARTIN**

26. Ordinance 2017-0185

ORDINANCE approving the fourth amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)**; increasing the portion of tax increment the City will pay from certain area annexed into the Zone; extending the duration of the Zone to December 31, 2040 **DISTRICTS F - LE and J - LASTER**

27. Not Received - Not Considered

ORDINANCE amending Ordinance 2014-0861, as amended, to increase the maximum contract amount; approving and authorizing second amendment to agreement for Professional Services between the City of Houston and **BAY AREA HOUSTON ECONOMIC PARTNERSHIP** for economic development support - \$50,000.00 - General Fund - **DISTRICT E - MARTIN**

28. Pulled-Not Considered

ORDINANCE appropriating reimbursement of unspent funds of \$588,759.95 to Reinvestment Zone Number Fourteen, City of Houston, Texas (**FOURTH WARD**), and authorizing transfer of reimbursed funds to Reinvestment Zone Number Fourteen, City of Houston, Texas, pursuant to Ordinance No. 2011-0609

29. Ordinance 2017-0174

ORDINANCE approving and authorizing Compromise and Settlement Agreement between the City of Houston and **BILLY JOE LIVING** to settle a lawsuit - \$180,000.00 - Property and Casualty Fund

30. Ordinance 2017-0159

ORDINANCE approving and authorizing Compromise and Settlement Agreement between the City of Houston and **CONRAD CONSTRUCTION CO., LTD.** to settle a lawsuit and appropriating \$82,500.00 out of METRO Projects Construction DDSRF

ORDINANCES - continued

31. Ordinance 2017-0175

ORDINANCE releasing certain territory consisting of approximately 105 acres in Waller County, adjacent to the extraterritorial jurisdiction of the City of Katy, Texas, located near Woods Road and US Hwy 90, from the extraterritorial jurisdiction of the City of Houston

32. Ordinance 2017-0176

ORDINANCE approving and authorizing Interlocal Contract with **HOUSTON-GALVESTON AREA COUNCIL** for Grant Reimbursement Project relating to the Southeast Houston Mobility Plan; providing a maximum contract amount - **DISTRICTS D - BOYKINS and I - GALLEGOS**

33. Ordinance 2017-0160

ORDINANCE establishing the east side of 2300 block of Ashland Street within the City of Houston, Texas as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

34. Ordinance 2017-0161

ORDINANCE establishing the east and west sides of the 1400 block of Elliot 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**

35. Ordinance 2017-0162

ORDINANCE establishing the north side of 6000 block of Memorial Drive, 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 C - COHEN**

36. Ordinance 2017-0163

ORDINANCE establishing the south side of the 1500 block of Pearson and Elliot Streets, 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**

37. Ordinance 2017-0164

ORDINANCE establishing the east side of 1300 block of Tabor Street, between Petit and West Cavalcade Streets, and the west side of the 1200 and 1300 blocks of Tabor Street, between Mathis and West Cavalcade Streets, 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 H - CISNEROS**

38. Ordinance 2017-0177

ORDINANCE altering and establishing prima facie speed limits in certain zones in the City of Houston; containing findings and other provisions relating to the foregoing subject; providing a repealer; containing a savings clause; providing for severability; declaring certain conduct to be unlawful and providing a penalty

39. Ordinance 2017-0178

ORDINANCE awarding contract to **NOSLAR T.I., INC** for Television Production Equipment Repairs & Routine Maintenance Services for the Houston Television Department; providing a maximum contract amount - 3 Years with two one-year options - \$210,985.00 - State Cable TV Fund

40. Pulled-Not Considered

ORDINANCE approving and authorizing contract between the City of Houston and **TEXAS A&M FOREST SERVICE** for services related to All-Hazards Position Specific Training; providing a maximum contract amount; containing provisions related to the subject

ORDINANCES - continued

41. Ordinance 2017-0165

ORDINANCE appropriating \$550,156.46 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to an Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for services related to a Water Line Relocation associated with the FM 2234 (McHard Road) Phase II Project from Fort Bend Toll Road to FM 521 (Approved by Ordinance No. 2015-1143); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT K - GREEN**

42. Ordinance 2017-0166

ORDINANCE appropriating \$5,113,463.00 out of METRO Projects Construction DDSRF and \$213,125.00 from Street & Traffic Control and Storm Drainage DDSRF, awarding contract to **JAMES CONSTRUCTION GROUP, LLC** for Buffalo Speedway Grade Separation over Holmes Road and Union Pacific Railroad Tracks; 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, design services during construction, construction direct state cost and contingencies relating to construction of facilities financed by METRO Projects Construction DDSRF and Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT K - GREEN**

43. Ordinance 2017-0179

ORDINANCE appropriating \$1,003,958.00 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 contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (WW4277-95)

44. Ordinance 2017-0180

ORDINANCE appropriating \$2,012,152.74 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **GRAVA, LLC** for Waterline Rehab and Replacement Project; 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

45. Ordinance 2017-0181

ORDINANCE appropriating \$2,606,249.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **TEXAS PRIDE UTILITIES, LLC** for Wastewater Collection System Rehabilitation and Renewal; 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 (4235-89)

ORDINANCES - continued

46. Ordinance 2017-0182

ORDINANCE appropriating \$1,009,474.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **SPECIALIZED MAINTENANCE SERVICES, INC** 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 contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (4277-96)

47. Ordinance 2017-0103 – Passed third and final reading

ORDINANCE No. 2017-103, passed second reading March 1, 2017

ORDINANCE granting to **ROBERT W. WATSON dba F. B. PORT-A-CAN, A Texas Sole Proprietorship**, 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 **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 48

MISCELLANEOUS

48. Motion 2017-0145

MOTION TO SET A DATE not less than seven days from March 8, 2017, to receive nominations for Positions A, B, C, D, E, F, G, H, I, J, K, and At-Large Positions 1, 2, 3, 4 and 5 of the **HOUSTON CLEAN COMMISSION BOARD OF DIRECTORS**, for terms ending January 1, 2019 – **set to March 22, 2017**

MATTERS HELD - NUMBERS 49 through 51

49. Motion 2017-0146 – Delay two (2) weeks

ORDINANCE releasing certain territory consisting of approximately 31 acres in Harris County, adjacent to the City of Katy, Texas, located near Clay Road and Katy-Hockley Road, from the extraterritorial jurisdiction of the City of Houston - **TAGGED BY COUNCIL MEMBER STARDIG**

This was Item 16 on Agenda of March 1, 2017

50. Ordinance 2017-0183

ORDINANCE approving and authorizing amendment #1 to Advance Funding Agreement between the City of Houston and **THE TEXAS DEPARTMENT OF TRANSPORTATION** for the Hermann Park/Brays Bayou Trail Connectors Transportation Enhancement Project - **DISTRICT D - BOYKINS** - **TAGGED BY COUNCIL MEMBER EDWARDS**

This was Item 20 on Agenda of March 1, 2017

MATTERS HELD - continued

51. Ordinance 2017-0184

ORDINANCE awarding contract to **T CONSTRUCTION, LLC** for FY2017 Clearing and Grubbing for Open Drainage Systems Work Orders #1; 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 - 3 Years - \$4,500,000.00 - Storm Water Fund - **TAGGED BY COUNCIL MEMBER LASTER**
This was Item 28 on Agenda of March 1, 2017

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Christie 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

**3/7/2017 - Council Member Davis absent due to being ill
Council Member Martin out of the City on City business
Council Member Green absent on vacation**

3-8-2017 - All present