

AGENDA - COUNCIL MEETING - WEDNESDAY - MAY 31, 2017 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2017-0254 to 2017-0284
ORDINANCES – 2017-0379 to 2017-0396
RESOLUTION – 2017-0022

2017-0253-1

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

9:00 A. M. - INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Laster

ROLL CALL AND ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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 2017-0254 – 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 1 through 30

MISCELLANEOUS - NUMBERS 1 and 2

Motion 2017-0255 – Suspend rules to consider Item Items 1 and 2 out of order

1. Motion 2017-0256

REQUEST from Mayor for confirmation of the appointment or reappointment to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER EIGHTEEN, CITY OF HOUSTON, TEXAS, FIFTH WARD ZONE:**

Position One - **RICHARD R. FARIAS**, reappointment, for a term to expire 7/20/2019

Position Two - **HARVEY CLEMONS, JR.**, reappointment, for a term to expire 7/20/2018
and to serve as Chair for a term ending 12/31/2017

Position Three - **KATHY FLANAGAN-PAYTON**, reappointment, for a term to expire 7/20/2019

Position Four - **ELEANOR D. JONES**, reappointment, for a term to expire 7/20/2018

Position Five - **STEPHEN J. "JAMIE" BRYANT**, appointment, for a term to expire 7/20/2019

MISCELLANEOUS - continued

2. Motion 2017-0257

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER TWENTY:**

Position Two - **WELCOME W. WILSON, JR.**, reappointment, for a term to expire 12/20/18 and reappointment as Chair to expire 12/31/2017

Position Four - **STEPHEN T. LE**, reappointment, for a term to expire 12/20/2018

Position Six - **DALE DAVIDSON**, reappointment, for a term to expire 12/20/2018

Position Seven - **FEROZE (FRED) BHANDARA**, appointment, for a term to expire 12/20/2017

Motion 2017-0257A – Suspend rules to hear Mr. Judson Robinson out of order

ACCEPT WORK - NUMBERS 3 through 6

3. Motion 2017-0276

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$10,066,146.89 and acceptance of work on contract with **TOTAL CONTRACTING LIMITED** for Neighborhood Street Reconstruction Project 453 - 0.87% under the original contract amount - **DISTRICT G - TRAVIS**

4. Motion 2017-0277

RECOMMENDATION from Director, Department of Public Works & Engineering, for approval of final contract amount of \$3,380,032.21 and acceptance of work on contract with **NORTH HOUSTON POLE LINE, L. P.**, for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, (WW4257-104) - 0.17% under the original contract amount - Enterprise Fund **DISTRICTS B - DAVIS; C - COHEN; G - TRAVIS and I - GALLEGOS**

5. Motion 2017-0280

RECOMMENDATION from Director Department of Public Works & Engineering, for approval of final contract amount of \$5,469,923.52 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, (WW4257-129) - 2.60% over the original contract amount - **DISTRICTS A - STARDIG; C - COHEN; F - LE; H - CISNEROS; J - LASTER and K - GREEN**

6. Motion 2017-0278

RECOMMENDATION from Director Department of Public Works & Engineering, for approval of final contract amount of \$4,927,423.87 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, (WW4257-130) - 0.82% over the original contract amount - **DISTRICTS B - DAVIS; C - COHEN; G - TRAVIS; H - CISNEROS and K - GREEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 11

7. Motion 2017-0281

SEGWAY, INC for Four Three-Wheel Personal Electric Transport Scooters - \$53,048.00 Enterprise Fund

8. Motion 2017-0282

JETS FIRE & SAFETY dba DELTA INDUSTRIAL SERVICE & SUPPLY for Personal Protective Gear for the Houston Fire Department - \$2,293,883.50 - General Fund

PURCHASING AND TABULATION OF BIDS - continued

9. Motion 2017-0283

PRECISION DELTA CORPORATION - \$57,440.80 and **BAILEY'S HOUSE OF GUNS, INC** - \$201,055.00 for Ammunition and Accessories, Part II for the Houston Police Department 2 Years with two one-year options - General Fund

10. Motion 2017-0279

SEWERLOCK to Furnish and Deliver Manhole Inner Locks for the Department of Public Works & Engineering - \$596,050.00 - Enterprise Fund

11. Motion 2017-0284

AMEND MOTION #2015-605, 9/2/2015, TO INCREASE spending authority from \$2,006,203.72 to \$2,896,203.72 for Public Safety and Emergency Preparedness Equipment and Related Services for Various Departments, awarded to **SAFEWARE, INC**, through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities - \$890,000.00 - General and Grant Funds

RESOLUTIONS - NUMBER 12

12. Resolution 2017-0022

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 13 through 30

Motion 2017-0258 – Suspend rules to consider Items 13, 14 and 15 out of order

13. Ordinance 2017-0379

ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIa, Section 1 of the City Charter; authorizing certain transfers; closing the Supplemental Environmental Protection Fund; making other provisions related to the subject; containing a repealer and a severability clause

Motion 2017-0261 – Restore Council District Service Fund to \$1 million per district council office (\$500,000 General Fund to each). Transfer \$3 million to Cost Centers 5500020001 through 5500020011. There is no additional cost incurred as these funds are essentially transfers within departments based on council directive and Mayoral approval.

Motion 2017-0262 – An administrative fee, service charge, or any other similar fee shall not be charged by any City of Houston department for any project funded with Council District Service Funds if the City of Houston already performs the service.

ORDINANCES - continued

Motion 2017-0263 - Market Based Revenue Opportunities

This amendment is follow up to an amendment I proposed last year that asked to City to begin looking at opportunities for new streams of revenue through advertisements. Since tabling my amendment, the City's own consultant firm has identified this potential stream of revenue as an opportunity to support the long range financial outlook for the City.

Market Based Revenue Opportunities (MBRO) simply put is utilizing the existing assets the City of Houston has (i.e. building, fleet, population, etc.) and finding innovative ways to monetize these assets. Some examples are advertising, Municipal Marketing Partnerships, and Secondary use of public real estate.

Peer cities such as "Chicago, Los Angeles, New York and Philadelphia all generate significant revenue from MBROs" (PFM). In fact the City of Houston Combined Utility System currently participates in an MBRO program for it's sludge.

This amendment requires that within 90 days the City will determine whether to hire a firm that will identify Market Based Revenue Opportunities for the City. A report will be given to City Council Economic Development Committee on the City's findings.

Motion 2017-0267 - Disallow use of Dedicated Drainage and Street Renewal Fund to reimburse developers new Chapter 380 Agreements.

Motion 2017-0268 – Require unanticipated FY 2017 departmental savings to flow to fund balance. Within 60 days, require finance department officials to present a report to the Budget and Fiscal Affairs Committee detailing General Fund FY 2017 savings by department. Show how much each department came in under projected FY 2017 spending of \$2,043,578,610. Require total amount saved to remain in the city's fund balance and not spent on FY 2018 operating expenses.

Motion 2017-0269 - The Mayor's Office of Special Events (MOSE) shall explore establishing a mechanism for reimbursing The Heritage Society (THS) at Sam Houston Park annually for lost revenue as a result of non-THS events that are planned or permitted by MOSE at the park.

Motion 2017-0270 - The Public Works Department shall explore expanding services provided under the "Safe Sidewalk" program to include curb, gutter and culvert repairs. An update shall be presented to the Regulation & Neighborhood Affairs Committee, or the Transportation, Technology & Infrastructure Committee within 60 days of the approval of the amendment.

Motion 2017-0271 - All RCA's (Requests for Council Action) related to the Public Works & Engineering Department, the Rebuild Houston program, or any related projects brought to City Council for consideration shall state on the cover sheet whether or not any resources from the drainage utility charge are being utilized for that particular item. If any drainage utility charge resources are being utilized, then the RCA shall clearly state the dollar amount utilize for each year including any multiyear contract. If no drainage utility charge resources are being utilized, then the RCA shall state, "No Drainage Utility Charge Resources are being obligated for this item."

ORDINANCES - continued

Motion 2017-0273 - In order to cultivate innovation in a manner that enhances quality of life for Houstonians and helps brand Houston as a smart city of the future, the City of Houston may adopt through future grant funding adopt a Smart Cities Initiative Strategic Plan within Fiscal Year 2018 that identifies its objectives, and its strategies for establishing partnerships and grant funding for the use of smart city technologies.

Motion 2017-0274 - In an effort to safeguard against the adverse impact of unexpected multi-million dollar lump sum settlements owed by the City of Houston (within a fiscal year) resulting from residential or commercial property tax disputes with the applicable appraisal districts, the City of Houston may seek to enter into Memorandums of Understanding (MOUs) with the applicable appraisal districts in Fiscal Year 2018, to formalize a process of notification by which the appraisal districts provide to the City of Houston notice of any large scale property tax refund litigation that may have a multi-million dollar impact in a particular fiscal year, so that the City of Houston may have the opportunity to negotiate and enter into multi-year settlement agreements, as needed, rather than lump sum settlements or payments.

Motion 2017-0275 - In order to increase transparency and allow for increased oversight of the City's finances, the City of Houston Finance Department shall analyze each Special Revenue Fund to evaluate the following: (1) the source of revenue within the Special Revenue Fund; (2) the manner in which the Special Revenue Fund was created; and (3) the use of such funds within the Special Revenue Fund. The Finance Department also shall provide recommendation regarding the continued use of each Special Revenue Fund. The Finance Department's review of the Special Revenue Funds shall be presented to the Budget and Fiscal Affairs Committee no later than the end of FY2018 Q2 or September 30, 2017

14. Ordinance 2017-0380

ORDINANCE related to the Fiscal Affairs of the City; approving the annual budgets of the City of Houston, Texas, for Fiscal Year 2018, including provisions for future adjustment to certain fund balances; making various amendments to the proposed budgets; authorizing certain transfers; re-designating a cash reserve in the Fund Balance; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause, providing for severability

15. Ordinance 2017-0381

ORDINANCE ratifying the adoption of the Fiscal Year 2018 annual budgets raising more revenue from ad valorem (property) taxes due to increased property valuations and the addition of property to the tax roll than in Fiscal Year 2017; setting an effective date
This item should only be considered after passage of Item 14 above

16. Ordinance 2017-0387

ORDINANCE approving and authorizing grant contract between the City and the **DEPARTMENT OF STATE HEALTH SERVICES** under the Regional Local Services System / Local Public Health Services Grant Program; approving the acceptance and disbursement of funds thereunder \$595,400.00 - Grant Fund

ORDINANCES - continued

17. Ordinance 2017-0388

ORDINANCE appropriating \$1,992,263.00 from the TIRZ Affordable Housing Fund; approving and authorizing a grant of the appropriated funds from the City of Houston to **HARMONY HOUSE, INC** to assist with construction of a facility to be located in the vicinity of 702 Girard Street, in Houston, Texas, that will provide housing and supportive services to serve the low income population

18. Ordinance 2017-0382

ORDINANCE releasing certain territory consisting of approximately 16.5 acres of land in Harris County, adjacent to the extraterritorial jurisdiction of the City of Tomball, Texas, located at 15719 Triechel Road, from the extraterritorial jurisdiction of the City of Houston

19. Ordinance 2017-0389

ORDINANCE approving and authorizing first amendment to Lease and Service Agreement between the City of Houston, Texas, as Landlord, and **HOUSTON ZOO DEVELOPMENT CORPORATION, as Tenant**, relating to the Houston Zoo located at Hermann Park - **DISTRICT D - BOYKINS**

20. Ordinance 2017-0390

ORDINANCE approving and authorizing Mutual Aid Fire Protection & Agreement between the City of Houston and **EMERGENCY SERVICES PROVIDERS** that are fire based or 9-1-1 initiated, including but not limited to Fire Departments, 9-1-1 EMS Services, Emergency Service Districts and Cities in Harris County for the provisions of Mutual Aid Fire Protection Services

21. Ordinance 2017-0383

ORDINANCE de-appropriating \$695,000.00 out of Police Consolidated Construction Fund (Approved by Ordinance No. 2014-167); appropriating \$695,000.00 out of Police Consolidated Construction Fund; approving and authorizing first amendment to Construction Manager At Risk Contract between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for the Southwest Police Station - **DISTRICT K - GREEN**

22. Ordinance 2017-0391

ORDINANCE appropriating \$260,000.00 out of Public Health Consolidated Construction Fund; approving and authorizing Design-Build Contract between the City of Houston and **FLINTCO, LLC** for the Acres Homes Multi-Service Center Renovation Project - **DISTRICT B - DAVIS**

Motion 2017-0259 – Suspend rules to remain in session beyond the scheduled noon recess

23. Ordinance 2017-0384

ORDINANCE consenting to the addition of 193.5943 acres of land to **CROSBY MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

24. Ordinance 2017-0392

ORDINANCE authorizing transfer of \$95,976.00 from NEWPP Expansion–Swift Fund (Fund 8434) into the PWE-NEWPP Construction Fund (Fund 8506), appropriating \$95,976.00 from Fund 8506, and approving expenditure of said sum from Fund 8506 for purchase of Stream Mitigation Credits necessary for the Northeast Water Purification Plant Expansion Project; appropriating \$503,874.00 from the Water Authorities Capital CONTRIB-NEWPP Fund (Fund 8505), and approving expenditure of said sum from Fund 8505 for the purchase of Stream Mitigation Credits necessary for the project; approving and authorizing an agreement for the Reservation/Sale and Purchase of Mitigation Credits for the City of Houston Northeast Water Purification Plant Expansion Project in Harris County between the City of Houston and **FORESTAR (USA) REAL ESTATE GROUP INC - DISTRICT E - MARTIN**

ORDINANCES - continued

25. Ordinance 2017-0393

ORDINANCE appropriating \$646,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ENTECH CIVIL ENGINEERS, INC** for Concrete Panel Replacement FY 17; providing funding for contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF

26. Ordinance 2017-0385

ORDINANCE approving and authorizing first amendment to Work Order Contract for Concrete Repair Services Contract between the City of Houston and **TIMES CONSTRUCTION, INC** (Approved by Ordinance No. 2012-0515)

27. Council Member Green tagged

ORDINANCE awarding contract to **DENALI WATER SOLUTIONS LLC** for On-Site Water Treatment and Sludge Dewatering and Disposal Services for the Department of Public Works & Engineering; providing a maximum contract amount - 3 Years with two one-year options \$12,569,673.00 - Enterprise Fund

28. Ordinance 2017-0394

ORDINANCE awarding contract to **THE FIERRO GROUP, LTD. CO. dba FENCEMASTER of HOUSTON** for Metal and Wood Fence Installation and Repair Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$6,016,075.00 General, Enterprise and Other Funds

29. Ordinance 2017-0386

ORDINANCE appropriating \$3,814,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORPORATION** for Lift Station Renewal and Replacement - Tidwell Road No. 1, Iroquois, West Canino Road and John Alber Road; 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, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - DAVIS and H - CISNEROS**

30. Ordinance 2017-0395

ORDINANCE approving and authorizing Vendor Agreement between the City of Houston and **PURFOODS LLC dba MOM'S MEALS NOURISHCARE**, for Home Delivered Meals Pilot Program to Senior Adults provided through the Harris County Area Agency on Aging of the Houston Health Department; providing a maximum contract amount - Grant Fund \$500,000.00 - Initial Allocation \$35,000.00

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBER 31

31. Ordinance 2017-0396 – Adopt

ORDINANCE approving and authorizing Purchase and Sale Agreement between the City of Houston, Texas, Seller, and **AWAD INVESTMENT GROUP, INC, Purchaser**, for the sale of 5.033 acres of land located at 800 Dorsett Street, being a part of the John Brown Survey, Abstract Number 8, Houston, Harris County, Texas for \$863,000.00; approving and authorizing a Special Warranty Deed - **DISTRICT H - CISNEROS**

TAGGED BY COUNCIL MEMBERS CISNEROS AND KUBOSH

This was Item 6 on Agenda of May 24, 2017

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Knox 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

05/31/2017 - All present