

AGENDA - COUNCIL MEETING - WEDNESDAY - NOVEMBER 8, 2017 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2017-0672 to 2017-0680
ORDINANCES – 2017-0861 to 2017-0877
RESOLUTION – None

2017-0661-1

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 Gallegos

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 2017-0673 – Procedural motion

Motion 2017-0674 – Procedural motion

HEARINGS - 9:00 A.M.

1. Motion 2017-0672 – Close hearing

PUBLIC HEARING on proposals for the City of Houston to enter into separate strategic partnership agreements or amended and restated strategic partnership agreements with the below named districts in Harris and Fort Bend Counties; on separate proposals by the City of Houston to annex for limited purposes certain territory within said districts; and on separate proposals by the City of Houston to annex for limited purposes certain territory in the vicinity of certain districts:

- 1. CYPRESS CREEK UTILITY DISTRICT**
- 2. HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 525**
- 3. HARRIS COUNTY IMPROVEMENT DISTRICT NO. 17**
- 4. HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 191**
- 5. HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 278**
- 6. HARRIS-FORT BEND COUNTIES MUNICIPAL UTILITY DISTRICT NO. 5**

MAYOR'S REPORT

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CONSENT AGENDA NUMBERS 2 through 25

MISCELLANEOUS - NUMBER 2

2. **Motion 2017-0675**

RECOMMENDATION from Acting Director Department of Public Works & Engineering for approval of extended unpaid leave of absence for **JULIUS TATUM, Equipment Worker**, beginning February 27, 2016 and continuing until July 24, 2017

ACCEPT WORK - NUMBERS 3 through 5

3. **Motion 2017-0677**

RECOMMENDATION from Acting Director Department of Public Works & Engineering, for approval of final contract amount of \$3,936,082.74 and acceptance of work on contract with **PORTLAND UTILITIES CONSTRUCTION COMPANY, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, (4257-131) - 2.57% over the original contract amount - Enterprise Fund **DISTRICTS A - STARDIG; B - DAVIS; D - BOYKINS; H - CISNEROS; J - LASTER and K - GREEN**

4. **Motion 2017-0678**

RECOMMENDATION from Acting Director Department of Public Works & Engineering, for approval of final contract amount of \$14,578,329.69 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Neighborhood Street Reconstruction Project 465 - 4.70% under the original contract amount - **DISTRICT A - STARDIG**

5. **Motion 2017-0676**

RECOMMENDATION from Acting Director Department of Public Works & Engineering, for approval of final contract amount of \$5,724,203.67 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC** for Silber Paving & Drainage from IH 10 to Hartland 2.90% under the original contract amount - **DISTRICT A - STARDIG**

PURCHASING AND TABULATION OF BIDS - NUMBER 6

6. **Motion 2017-0679**

DIGITAL SANDBOX, INC for purchase of Software Enhancements and Support Services for the Digital Sandbox System from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Mayor's Office of Public Safety and Homeland Security \$193,000.00 - Grant Fund

ORDINANCES - NUMBERS 7 through 25

7. Ordinance 2017-0869

ORDINANCE authorizing one or more series of City of Houston, Texas Public Improvement Refunding Bonds as may be further designated, described and provided herein; authorizing the payment and security thereof and certain designated officials to approve the principal amount, interest rates, prices, terms and sale thereof in accordance with the parameters described herein; authorizing such officials to determine the outstanding obligations to be refunded and/or defeased; approving certain other procedures, provisions and agreements related thereto, including authorizing the execution and delivery of one or more purchase contracts, Paying Agent/Registrar Agreements, Escrow Agreements, and other agreements; approving the preparation, distribution and use of a Preliminary Official Statement and Official Statement in connection with such offering; authorizing the engagement of Bond Counsel and Special Disclosure Counsel; making certain findings and other declarations necessary and incidental to the issuance of such refunding bonds; and declaring an emergency

8. Ordinance 2017-0870

ORDINANCE pursuant to and implementing the provisions of Ordinance No. 2017-168, approving and authorizing the City to borrow from the United States Department of Housing and Urban Development ("HUD") \$5,062,000.00 of loan funds provided under Section 108 of the Housing and Community Development Act of 1974 ("Section 108"); appropriating \$5,062,000.00 of Section 108 Funds and allocating \$8,800,000.00 of Economic Development Initiative Grant Funds to fund the purchase of approximately 9.177 acres of land out of the G.P. Foster Survey, Abstract No. 273, Harris County, Texas, for a purchase price of \$13,850,000.00 and related closing costs of \$12,000.00; approving and authorizing a contract for loan guarantee assistance, a promissory note, and related documents between the City of Houston and HUD relating to the loan of the Section 108 Funds - **DISTRICT D - BOYKINS**

9. Ordinance 2017-0871

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Felix Street, from Harrisburg Street south to its terminus, located within the Harrisburg Market Subdivision out of the S.M. Williams Survey, A-87; vacating and abandoning the street easement to BakerRipley and Harrisburg Blue Willow, Ltd., the abutting owners, in consideration of their payment to the City of \$245,959.00, and other consideration - **DISTRICT H - CISNEROS**

10. Ordinance 2017-0872

ORDINANCE authorizing the sale of a 30-foot-wide subsurface pipeline easement traversing the City of Houston Southeast Water Purification Plant, located in the W.C. R.R. Co. Survey, Abstract No. 933, the William H. Anthony Survey, Abstract No. 1460, and the Day Land & Cattle Survey, Abstract No. 1042, Harris County, Texas, to Seabrook Pipeline, LLC, in consideration of its payment to the City of \$56,493.00 and other consideration - **DISTRICT E - MARTIN**

11. Ordinance 2017-0873

ORDINANCE relating to the Fiscal Affairs of the **EAST DOWNTOWN REDEVELOPMENT AUTHORITY** on behalf of **REINVESTMENT ZONE NUMBER FIFTEEN, CITY OF HOUSTON, TEXAS (EAST DOWNTOWN ZONE)**; approving the Fiscal Year 2018 Operating Budget for the Authority and the Fiscal Years 2018-2022 Capital Improvements Budget for the Zone - **DISTRICT I - GALLEGOS**

12. Ordinance 2017-0861

ORDINANCE establishing the north side of the **1400 block of Lombardy 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**

ORDINANCES - continued

13. Ordinance 2017-0862

ORDINANCE establishing the east side of the **1700-1800 block of Lombardy 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**

14. Ordinance 2017-0863

ORDINANCE establishing the north and south sides of the **2200 block of McClendon 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 C - COHEN**

15. Ordinance 2017-0864

ORDINANCE establishing certain areas known as **North MacGregor Oaks Subdivision and Timber Crest Subdivision**, within the City of Houston, as special minimum lot size areas pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - BOYKINS**

16. Ordinance 2017-0865

ORDINANCE establishing the east and west sides of the **5200 block of Sue Marie Lane**, 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 B - DAVIS**

17. Ordinance 2017-0866

ORDINANCE approving payment of \$11,432.38 to **TIMES CONSTRUCTION, INC** under contract with the City for Concrete Channel at 10418 Raymondville Road at Charles Street authorized by Ordinance No. 2015-0624 - **DISTRICT B - DAVIS**

18. Ordinance 2017-0874

ORDINANCE appropriating \$443,000.00 out of Fire Consolidated Construction Fund; \$748,000.00 out of Parks Consolidated Construction Fund; \$135,000.00 out of Solid Waste Consolidated Construction Fund; \$653,000.00 out of Police Consolidated Construction Fund; \$352,000.00 out of Public Library Consolidated Construction Fund; \$266,000.00 out of Public Health Consolidated Construction Fund; and \$623,000.00 out of General Improvement Consolidated Construction fund for reimbursement project management costs for FY18 Capital Improvement Plan Projects for City departments

19. Not Received - Not Considered

ORDINANCE appropriating \$600,000.00 out of Street and Traffic Control and Storm Drainage DDSRF as an additional appropriation; approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and **JONES & CARTER, INC** for FY16 Mitigation Program for Capital Improvement Projects (Approved by Ordinance No. 2016-0095); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

20. Ordinance 2017-0875

ORDINANCE finding and determining public convenience and necessity for the acquisition of easements through dedication, purchase or condemnation, in connection with the public improvement project known as the 108-inch water line from Imperial Valley Drive to Green Plaza Drive Project; authorizing the payment of costs for parcel purchases/condemnations, relocation assistance expenses, appraisal fees, title policies/ services, recording fees, court costs, expert witness fees and other acquisition costs in connection with the project, located in the William Sevey Survey, A-699 and the Simon Contreras Survey, A-220, Houston, Harris County, Texas - **DISTRICT B - DAVIS**

ORDINANCES - continued

21. Ordinance 2017-0876

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests through dedication, purchase or condemnation, in connection with the public improvement project known as Shepherd and Durham Paving and Drainage (from Washington Avenue to Dickson Street) Project; authorizing the acquisition of fee simple title interest in or easement purchase and the use of eminent domain and authorizing the payment of costs for parcel purchases/condemnations, relocation assistance expenses, appraisal fees, title policies/ services, recording fees, court costs, expert witness fees and other acquisition costs in connection with the project, located in the John Austin Survey, A-1, Houston, Harris County, Texas - **DISTRICT C - COHEN**

22. Ordinance 2017-0877

ORDINANCE appropriating \$2,760,878.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PORTLAND UTILITIES CONSTRUCTION COMPANY, 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 the engineering and testing, and contingencies relating to the construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (WW4235-102)

23. Ordinance 2017-0867

ORDINANCE appropriating \$3,222,181.00 out of Metro Projects Construction DDSRF, awarding contract to **PRECISE SERVICES, INC** for Roadway Pavement Replacement Project: Martinville Drive and Sunbeam Street; 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, and contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICTS D - BOYKINS and E - MARTIN**

24. Ordinance 2017-0868

ORDINANCE appropriating \$6,350,000.00 out of Street & Traffic Control and Storm Drainage DDSRF awarding contract to **SER CONSTRUCTION PARTNERS, LLC.** for Yorkshire Area Drainage and Paving Improvements; 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, CIP Cost Recovery, Construction Management, and Contingencies relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT G - TRAVIS**

25. Ordinance 2017-0851 – Passed second reading

ORDINANCE No. 2017-851 passed first reading November 1, 2017

ORDINANCE granting to **ABRACADABRA SEPTIC PUMPING, LP, a Texas Limited Partnership**, 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 - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 26 and 27

26. Motion 2017-0680 – Adopt

RECOMMENDATION from Acting Director Department of Public Works & Engineering for approval of final contract amount of \$1,577,278.62 and acceptance of work on contract with **CES UTILITIES, INC** for Fire Hydrant Replacement Project - 8.37% under the original contract amount (WA11180)
DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; E - MARTIN; F - LE; G - TRAVIS;

I - GALLEGOS; J - LASTER and K - GREEN

TAGGED BY COUNCIL MEMBER GREEN

This was Item 4 on Agenda of November 1, 2017

27. Council Member Robinson tagged

MOTION by Council Member Cohen/Seconded by Council Member Knox to adopt recommendation from Chief Procurement Officer, to award to **RUSH TRUCK CENTERS OF TEXAS, LP** for Cummins replacement parts and repair services for the Fleet Management Department - 3 Years with two one-year options - \$6,388,814.00 - Fleet Management Fund

TAGGED BY COUNCIL MEMBERS GREEN and BOYKINS

This was Item 5 on Agenda of November 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

11/8/2017 - All present