

City Council Chamber, City Hall, Wednesday, January 17, 2018

At 12:30 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the Items on the Agenda.

The Houston City Council convened at 1:00 p.m., Wednesday, January 17, 2018 Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, 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.; and Ronald C. Lewis, City Attorney; Marta Crinejo Agenda Director and Stella Ortega Agenda Office present. Council Member Le absent on personal business.

At 1:03 p.m. Mayor Turner called the meeting into order and stated the Invocation and Pledge of Allegiance would be led by Council Member Boykins.

The Roll was called. Council Member Steve Le absent on personal business.

Council Member Laster moved to delay the adoption of the minutes and seconded by Council Member Kubosh, all voting aye, nays none. **MOTION ADOPTED**

Mayor Turner stated he would move to the Mayor's Report

MAYOR'S REPORT

Mayor Turner stated that he wanted to thank everyone for being present with the change of the schedule and he does not need to tell anyone about the cold and winter weather in Houston and he been the coldest since 1989 and it's been real cold and for all the Houstonians and everyone in the region and he wanted to acknowledge the work of the Police Officers, the Firefighters, the Municipal workers again like Harvey they were out there and telling everyone to stay home and he wanted to thank all of them that been out there in the elements during the day and during the night, he believes that there were 2 Officers that were injured from a car accident and then he wanted to thank Chief Acevedo, Chief Pena, the HOT Team, the Homeless Coalition Partners that been out on the streets for the last 2 days to encourage people that are homeless and are on the streets to go to the warming centers and they did unfortunately lost one person, tonight there is going to be another hard freeze and tomorrow if nothing changes all City employees will resume normal operations and again he wanted to caution everyone and for everyone to be careful and when it comes to the Harvey relief he wants to continue to make sure that stays in front and center because there are still thousands of people that are still trying to recover throughout the Houston area and it is questionable if Congress will be voting on the Harvey Relief Package on the 19th and there are so many questions that are surrounding this whole issue and he wanted to recognize that this Winter Storm is impacting the same people that were impacted by Harvey and this is January and we had the tax day flood in April and history says that rain will come again in a major way and to not vote on the Harvey Relief Package and if it is postponed for another month, it is not going to put people in the best position to get prepared for the next storm or weather event and that is disappointing and it also is disappointing that they have not changed the Governor to be on board and that needs to happen right now and he encourages the Governor to acted right now, they need to have great representation and he will speak on this and this is his point of view that it unacceptable for the State of Texas to be sitting on a \$11 billion dollars Rainy Day Fund, again it is unacceptable that the State and the Leadership is not doing that anything to help with infrastructures, expanding basins, bayous and to start the work now before the next storm and the City can be in a better position.

Mayor Turner further stated that they are opening 3 more restoration centers and now there are 12 centers that help the flood victims near where they live and the 3 new ones will operate on Tuesday's and Thursday's and all 3 are operated by the Baker Ripley Non-Profit and the City has hired over 150 people for temporary positions.

At 1:44 p.m. Mayor Turner requested the City Secretary to call the List of Speakers.

Mr. Marco Bracamontes, 1330 Augusta Dr., No. 14, 77057, (281)793-8577 appeared and presented a calendar and stated on behalf of their Board of Directors the Houston Tampico Sister City Association would like to express thanks to Council Member Gallegos for leadership on many of their projects and Council Member Cisneros for her interest and her support, since their findings in 2004 the Houston Tampico Sister City Association have developed a program that is unique and generates material benefits with companies that are doing business with Tampico and Mexico and they are here with the Mexico energy industry offering many opportunities to Houston companies and individuals, the impact of Mexico energy reform will be in excess of \$1 trillion dollars for the Houston region and what is happening now in Houston and Mexico is the largest exchange of people and businesses in many years by acknowledge by their visit to Mexico City in 2017 and gifting a unique calendar in highlighting our common history in the oil industry this will generate a solid platform to start business and Houston has been building bridges with Mexico for 150 years, the publication has an English summary and has a timeline for non-Spanish speakers and they would like to hear City Council Members comments on this publication; another little information is that Tampico has not been hit with a hurricane in 50 years however the Southern region in Mexico has been hit by major earthquakes, the infrastructure has been devastating. Council Members Davis, Boykins and Le.

Members of Council thanked him and then took a picture with him.

Ms. Towana Bryant, no address, (281)431-0011 appeared and stated that she is a native Houstonian, President of Trinity Freights Services a 3rd party logistics company and an active Subcontractor on City Projects and first she quoted her favorite Proverbs 4:17 Wisdom is the principal thing; therefore get wisdom and with all they get understanding; secondly, according to January 4th report by the Texas Monitor, Mayor Turner stated " I expected the public information officers to make sure that these request are answered completely and fully", she have 4 open request that have been pending since October 17, 2017 and more specifically, 3 responses due from the Office of Business Opportunity and 1 response due from the Solid Waste Department which she asked them to look at the exhibits that she presented to them and responses to her initial inquiries were indefinite and non-responsive until recently but the responses are incomplete and inconsistent based on the above examples and many others, she has lost confidence in the integrity of the source and the integrity of the information itself and this is alarming because the information request is non-confidential and narrow scope to minimize any burden on City resources and it appears that the Legal Department intentionally elected to delay submitting request to OAG for exceptions and are now delaying submitting request to OAG for exceptions and are now delaying releasing non-confidential information that does require an opinion form the OAG Office and please note that the letters were due on November 7th and the legal Department did not file until December 8th and in some case not at all and a sample of recent communications with Departments are exhibited in the handouts and in addition to the force mentioned they are experiencing unfair and inequitable treatment from the OBO, PWE and SWD Department and in particular OBO and SWD and when seeking assistance from OBO they are habitually met with contention and hostility that is highly stressful, discouraging and counter-productive and it appears no amount of kindness extended or clarity of her disposition will cure the situation, she is certain

and it is apparent that these repressive tactics are related to her asserting her rights to request open records. Council Members Davis, Travis, Laster and Christie absent.

Members of Council questioned Ms. Bryant at length and Mayor Turner stated that just because someone comes down here to present a case, does not mean that the fault lays on the Administration or anyone that works for the Administration and there is accountability throughout their entire system, within all 23 Department in the City of Houston.

Ms. Dell Trahan, no address, (832)452-3913 appeared and presented information and stated she is a native Houstonian, the President and Owner of a family owned and certified business called T&K's Mobile Detailing & Pressure Washing. Inc., they were in business for 11 years and as of January 2017 she had to stop her business for unforeseen situation and in April 2017, she started assisting Ms. Towana Bryant, the President/Owner of Trinity Freight Services LLC with growing her business and one of her projects was picking up where she left off with the City of Houston's correspondence on her signed Dresser Inc./GE/Howden Root contract and in the information presented they will find some brief details of emails dating from September 2013 to January 2018 and as of today the City of Houston's Contract Compliance Department has not resolved the issue between Trinity Freight Services LLC & Prime Contractor (Howden Root) to comply with executed contract agreement, they noticed on January 3, 2018 that Howden Root was a tagged item on City Council Agenda by Council Members Stardig and Edwards to increase the maximum contract amount on City Contract Ordinance No. 2013-1095 for PWE Department and a list of a few exhibits of e-mails that she is not going though and if they are interested in more e-mails and exhibits to please contact her. Council Members Davis, Travis and Christie absent.

Mayor Turner and Members of Council questioned Ms. Trahan.

Ms. Marie Swanson, P.O. Box 662315, 77266, no phone had reserved time to speak but was not present when her name was called. Council Members Davis, Travis and Christie absent.

Dr. Alkebu Motapa, 5022 Cosby, 77021, (713)741-5150 no phone had reserved time to speak but was not present when his name was called. Council Members Davis, Travis and Christie absent.

Ms. Delma Khan, 6606 DeMoss, 77074, (832)629-0591 no phone had reserved time to speak but was not present when her name was called. Council Members Davis, Travis and Christie absent.

Ms. Gwendolyn Johnson, 6701 Sands Point Dr. No.131, 77074, (713)518-5427 no phone had reserved time to speak but was not present when her name was called. Council Members Davis, Travis and Christie absent.

Mr. Otis Myles, 5606 Yorkwood St., 77016, (713)633-8067 no phone had reserved time to speak but was not present when his name was called. Council Members Davis, Travis and Christie absent.

Mr. James Potter, 1312 Cortlandt, 77008, (832)715-8992 no phone had reserved time to speak but was not present when his name was called. Council Members Davis, Travis and Christie absent.

Ms. Deborah Wilkerson, no address, (713)499-9671 appeared and stated that she is being stalked and she has had enough. Council Members Davis, Travis and Green absent.

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 2:32 p.m. Mayor Turner stated that they would move to the Agenda.

CONSENT AGENDA NUMBERS 1 through 20

MISCELLANEOUS - NUMBER 1

1. **RECOMMENDATION** from Director Department of Parks & Recreation to accept the sculpture "High Plains Drifter" by Peter Reginato into the City of Houston Art Collection for the Parks & Recreation Department- the City Secretary advised that Item 1 have not been received and if received during the meeting, it will be considered at the end of the Agenda.

ACCEPT WORK - NUMBERS 3 and 4

3. **RECOMMENDATION** from Acting Director Department of Public Works & Engineering, for approval of final contract amount of \$2,477,196.66 and acceptance of work on contract with **PEPPER-LAWSON WATERWORKS, LLC** for Rehabilitation of Grit Removal Systems at Upper Braes Wastewater Treatment Plant - 2.61% under the original contract amount - **DISTRICT F – LE**- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Member Davis absent. **MOTION 2018-0035 ADOPTED**
4. **RECOMMENDATION** from Acting Director Department of Public Works & Engineering for approval of final contract amount of \$2,399,000.00 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Wastewater Process Unit Cleaning & Evaluation - **DISTRICTS A - STARDIG; B - DAVIS; D - BOYKINS and I – GALLEGOS**- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Member Davis absent. **MOTION 2018-0036 ADOPTED**

PURCHASING AND TABULATION OF BIDS - NUMBER 5

5. **APPROVE** payment to **GLOBAL WET** for the purchase of four NETZSCH NEMO Progressive Cavity Pumps to address disaster recovery activities due to Hurricane Harvey for the Department of Public Works & Engineering - \$64,677.00 - Disaster Recovery Fund-CUS- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Member Davis absent. **MOTION 2018-0037 ADOPTED**

ORDINANCES - NUMBERS 8 through 20

8. **ORDINANCE** appropriating \$99,878.71 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 D (RTR-D) Antenna at William P. Hobby Airport (Project No. 792D) **DISTRICT I – GALLEGOS-** was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2018-0038 ADOPTED**

9. **ORDINANCE** appropriating \$183,075.99 out of Airports Improvement Fund and approving and authorizing a reimbursable agreement between the city of Houston and the **FEDERAL AVIATION ADMINISTRATION** for Relocation of Field Communications Cable at William P. Hobby Airport (Project No. 792C) - **DISTRICT I – GALLEGOS-** was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2018-0039 ADOPTED**

11. **ORDINANCE** appropriating \$450,817.50 out of Parks Consolidated Construction Fund, awarding construction contract to **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Pools/Splashpad – MacGregor, De Zavala, Lincoln, Oak Forest, and Hidalgo Parks; 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 Parks Consolidated Construction Fund - **DISTRICTS B - DAVIS; C - COHEN; D - BOYKINS and I – GALLEGOS-** was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2018-0040 ADOPTED**

12. **ORDINANCE** consenting to the addition of 36.872 acres of land to **BRIDGELAND MANAGEMENT DISTRICT** for inclusion in its district- the City Secretary advised that Item 12 had been pulled by the Administration and will not be considered.

16. **ORDINANCE** awarding contract to **CSI CONSOLIDATED, LLC dba CLEANSERVE, LLC** for FY 2018 Storm Sewer Inspection\Cleaning WO#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 - \$2,500,000.00 - Enterprise Fund- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2018-0041 ADOPTED**

17. **ORDINANCE** No. 2018-15, passed first reading January 10, 2018
ORDINANCE granting to **A-Z PRESSURE WASH COMPANY, 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 - **SECOND READING-**was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2018-0015 PASSED SECOND READING IN FULL**

18. **ORDINANCE** No. 2018-16, passed first reading January 10, 2018
ORDINANCE granting to **HERITAGE SANITATION, 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 - **SECOND READING-** was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2018-0016 PASSED SECOND READING IN FULL**

- 19. ORDINANCE** No. 2018-17, passed first reading January 10, 2018
ORDINANCE granting to **MILLSAP WATERPROOFING, INC, a Texas Limited 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 **SECOND READING-** was presented, all voting aye, nays none. Council Member Davis absent.
ORDINANCE 2018-0017 PASSED SECOND READING IN FULL
- 20. ORDINANCE** No. 2018-18, passed first reading January 10, 2018
ORDINANCE granting to **SEP PROS WASTE RECOVERY, LLC, a Texas Limited Liability Company**, 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 **SECOND READING-** was presented, all voting aye, nays none. Council Member Davis absent.
ORDINANCE 2018-0018 PASSED SECOND READING IN FULL

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

- 2. RECOMMENDATION** from Acting Director Department of Public Works & Engineering for approval of final contract amount of \$6,491,737.84 and acceptance of work on contract with **TEXAS STERLING CONSTRUCTION CO.** for Pleasantville Drainage and Paving Sub (Project1A) - 5.12% under the original contract amount - **DISTRICT B – DAVIS-** was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2018-0038 ADOPTED**
- 6. ORDINANCE** authorizing and approving form of Master Contractor Agreement (“Master Contractor Agreement”) for the City of Houston Home Repair Program to be executed by the City of Houston, Texas (“City”), and each of the following contractors (a “Contractor”): **SLSCO, LTD.; PMG CONSTRUCTION, INC; THE BAPTISTE GROUP LLC; DSW HOMES, LLC; HOUSTON HABITAT FOR HUMANITY, INC; CROWN RIDGE BUILDERS, LLC; THOMPSON CONSTRUCTION GROUP, INC; BURGHLI INVESTMENTS INC dba BURGHLI HOMES; MAYBERRY HOMES, INC; REBUILDING TOGETHER - HOUSTON; JAMES W. TURNER CONSTRUCTION, LTD.;** and **BYRDSON SERVICES LLC dba EXCELLO HOMES;** authorizing and approving a form of Home Repair Program Rehabilitation and Reconstruction Tri-Party Agreement (a “Tri-Party Agreement”) to be executed by the City, a contractor, and the owner or occupant of a single-family structure who qualifies for participation in the Home Repair Program; authorizing the Mayor to execute a Master Contractor Agreement with each contractor and Tri-Party Agreements with a contractor and an owner or occupant of a single-family structure who qualifies for participation in the Home Repair Program; allocating the sum of \$10,000,000 out of the TIRZ Affordable Housing Funds to the aforementioned agreements- was presented and tagged by Council Member Gallegos.

7. **ORDINANCE** approving and authorizing an agreement between the City of Houston and **CHILDREN AT RISK, INC** to satisfy the conditions of the FY2017 Technology Innovation for Public Safety Grant Program through the Bureau of Justice Assistance - \$371,094.00 Grant Fund- was presented, all voting aye, nays none. **ORDINANCE 2018- 0042 ADOPTED**

10. **ORDINANCE** approving and authorizing an amendment to the Interlocal Agreement between the City of Houston, Texas, and **HARRIS COUNTY, TEXAS**, relating to the operation and maintenance of Alabonson Park located in Houston, Texas - **DISTRICT A – STARDIG-** was presented, all voting aye, nays none. **ORDINANCE 2018-0043 ADOPTED**

13. **ORDINANCE** approving and authorizing contract between the City and the property owner(s) at 4923 Braesheather Drive, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **PLANET THREE CONSULTING CORP**; providing a maximum contract amount - **DISTRICT C – COHEN-** was presented, Council Members Martin, Travis, Kubosh and Christie voting no, balance voting aye. **ORDINANCE 2018-0044 ADOPTED**

14. **ORDINANCE** approving and authorizing contract between the City and the property owner(s) at 4411 Breakwood Drive, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **TITAN LIFETIME FOUNDATIONS, LLC and LINDA HEANER d/b/a ABSOLUTE CONCRETE**; providing a maximum contract amount - **DISTRICT C – COHEN-** was presented, Council Members Martin, Travis, Kubosh and Christie voting no, balance voting aye. **ORDINANCE 2018-0045 ADOPTED**

15. **ORDINANCE** approving and authorizing contract between the City and the property owner(s) at 5115 South Braeswood Boulevard, Houston Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **TITAN LIFETIME FOUNDATIONS, LLC and LINDA HEANER d/b/a ABSOLUTE CONCRETE**; providing a maximum contract amount - **DISTRICT C – COHEN-** was presented, Council Members Martin, Travis, Kubosh and Christie voting no, balance voting aye. **ORDINANCE 2018-0046 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 3:56 p.m. Mayor Turner, Council Members Stardig, Davis, Martin, Travis, Laster, Green, Knox, Kubosh, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY**

MINUTES READ AND APPROVED

Anna Russell, City Secretary

