

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 3, 2018 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS – 2018-0157 to 2018-0185
ORDINANCES – 2018-0258 to 2018-0286
RESOLUTION – None

2018-0156-1

1:30 P. M. - PRESENTATIONS

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

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 2018-0157 – Procedural motion
Motion 2018-0158 – Procedural motion
Motion 2018-0159 – Procedural motion
Motion 2018-0160 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 4, 2018 - 9:00 A. M.

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

Motion 2018-0161 – Accept report

9:00 A.M. - 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 63

MISCELLANEOUS - NUMBERS 1 through 4

Motion 2018-0162 -Suspend rules to consider Items 1, 2, 3, 64, 65, 66 and 67 after the Mayor's report

1. Motion 2018-0163

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER TWENTY-SEVEN, CITY OF HOUSTON, TEXAS (MONTROSE ZONE)**:

- Position One - **LISA W. HUNT**, reappointment, for a term to expire 12/31/2019
- Position Three - **JOE DOUGLAS WEBB**, reappointment, for a term to expire 12/31/2019
- Position Five - **PAUL HINTON DICKERSON**, reappointment, for a term to expire 12/31/2019
- Position Seven - **A. KATHERINE HUBBARD**, reappointment, for a term to expire 12/31/2019

RANDY MITCHMORE, appointment, to serve as Chair, for a term to expire 12/31/2018

2. Motion 2018-0164

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HARRIS COUNTY-HOUSTON SPORTS AUTHORITY BOARD OF DIRECTORS**, for terms to expire August 31, 2019:

- Position Four - **MARTYE M. KENDRICK**, appointment
- Position Five - **LAURA G. MURILLO**, reappointment
- Position Eleven - **ROBERT WOODS**, reappointment

3. Motion 2018-0165

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals as **Municipal Court Associate Judges** for two-year terms

- | | |
|---|---|
| POLLY ELIZABETH GILLIGAN , reappointment | JERRY W. SIMONEAUX, JR. , reappointment |
| TERENCE J. ANDERSON , reappointment | AMAR SOOD , reappointment |
| TARA SHAW , appointment | ANDREW A. LEWIS , reappointment |
| CHRISTOPHER T. GORE , reappointment | TONI JONES-STROMAN , appointment |
| STEVEN M. HERSKOWITZ , reappointment | MARCELLOUS S. MCZEAL , reappointment |
| JOHN NA , appointment | DARRYL E. SCOTT , reappointment |
| DANA V. PERRY-DREXLER , reappointment | BREE PERRIN , reappointment |
| RADHA THIAGARAJAN , appointment | ALGENITA SCOTT-DAVIS , appointment |
| ANITA BRODERICK JAMES , reappointment | HEIDI L. WILLIAMS WASHINGTON , reappointment |

4. Motion 2018-0182

RECOMMENDATION from Director Houston Public Works for approval of permanent speed cushions in various neighborhoods as permanent traffic calming devices - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; D - BOYKINS; F - LE; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - LASTER and K - VACANT**

ACCEPT WORK - NUMBER 5

5. **Motion 2018-0183**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$18,547,779.51 and acceptance of work on contract with **BRH-GARVER CONSTRUCTION, L.P.** for Lift Station Renewal and Replacement - 54-inch Gravity Sewer Line - 0.14% over the original contract amount - **DISTRICTS C - COHEN and J - LASTER**

PROPERTY - NUMBERS 6 through 8

6. **Motion 2018-0176**

RECOMMENDATION from City Attorney to settle condemnation proceedings styled City of Houston v. Farren Family Holdings L.P., et al., Cause No. 1077540, for acquisition of Parcel DY14-027; for **NORTH CORRIDOR PLANT CONSOLIDATION PACKAGE 1B PROJECT DISTRICT B - DAVIS**

7. **Motion 2018-0184**

RECOMMENDATION from City Attorney to settle condemnation proceedings styled City of Houston v. Manzar Sheikh Olya, et al, Cause No. 1047785, for acquisition of Parcel of LY14-009 for **MAYFAIR PARK AREA DRAINAGE IMPROVEMENTS PROJECT - DISTRICT K - VACANT**

8. **Motion 2018-0177**

RECOMMENDATION from Director Houston Public Works to purchase Parcel KY17-019, located at O. Frank Road, owned by Harris County Flood Control District, for the Easement Acquisitions for **108-INCH WATER LINE (From MILNER ROAD TO ALDINE WESTFIELD ROAD) PROJECT DISTRICT B - DAVIS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 12

9. **Motion 2018-0178**

TEQSYS, INC to approve spending authority in an amount not to exceed \$93,350.45 through the Texas Department of Information Resources for a License Code to increase eDiscovery software user capacity for the Legal Department - Property and Casualty Fund

10. **Motion 2018-0179**

AQUATECTURE, LLC for approval of payment to address Emergency Disaster Recovery Activities because of Hurricane Harvey for Wastewater Clarifier Trailer for Houston Public Works \$1,420,125.00 - Disaster Recovery Fund-CUS

11. **Motion 2018-0180**

GEO SPECIALTY CHEMICALS, INC for Supply of Chemicals, Inorganic Metal Salt Coagulants for Houston Public Works - 5 Years - \$16,555,065.00 - Enterprise Fund

12. **Motion 2018-0181**

HOWDEN ROOTS, LLC for Trailer Mounted Odor Control System for Houston Public Works \$227,613.00 - Enterprise Fund

ORDINANCES - NUMBERS 13 through 63

13. Ordinance 2018-0259

ORDINANCE approving and authorizing first amendment to Interlocal Agreement between the City of Houston and the **HARDY/NEAR NORTHSIDE REDEVELOPMENT AUTHORITY**, to increase the scope of work and to allow the transfer of \$87,381.00 of Federal Community Block Grant Disaster Relief Program - Non-Housing Activities Round 2.2 Funds from the Project Delivery Budget Category to the Engineering/Architectural Services Budget Category to assist with the rehabilitation of the Hernandez Tunnel and adjacent streets and Storm Water Mitigation Infrastructure, located in Houston, Texas near the intersection of North Main Street and Burnett Street - **DISTRICT H - CISNEROS**

14. Ordinance 2018-0268

ORDINANCE amending Ordinance No. 2014-0676, as amended, to increase the maximum contract amount for contract between the City and **THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON** for Routine HIV Screening Services - \$156,974.87 - Grant Fund

15. Not Received - Not Considered

ORDINANCE approving and authorizing contract between the City of Houston and **HARRIS COUNTY HOSPITAL DISTRICT, d/b/a HARRIS HEALTH SYSTEM**, for routine HIV Screening Services; providing a maximum contract amount - \$290,208.00 - Grant Fund

16. Ordinance 2018-0269

ORDINANCE approving and authorizing first amended and restated SafeClear™ Freeway Towing and Emergency Road Service Agreement Form to be executed by the City of Houston and each of the following contractors: **LOUIS MATTHEW TEAL, dba HUMBLE TOWING SERVICE; NORTH HOUSTON MOTORS, INC, dba NORTH HOUSTON MOTORS; T & T MOTORS, INC, dba A ALL NITE WRECKER; UNIFIED AUTO WORKS PAINT & BODY, INC, dba UNIFIED AUTO WORKS; CANNINO WEST, INC, dba BEST TOW; C.M. WRECKER SERVICE, INC, dba FIESTA WRECKER SERVICE; RBEX, INC, dba APPLE TOWING CO.; MILAM STREET AUTO STORAGE, INC, dba FAST TOW; STERLING INTEREST INVESTMENTS, INC, dba ELITE COLLISION CENTER; ALLIED COLLISION CENTER, INC; K. T. L. ENTERPRISES INC, dba SAFE TOW; DWIGHT CANNON, dba D.C. WRECKER; CORPORATE AUTO SERVICES, INC, dba MILLER'S AUTO & BODY REPAIR; HOUSTON AUTO TECH, INC, dba HOUSTON AUTO TECH; and SIBERIA HOUSTON LNA LLC d/b/a EXPRO AUTO COLLISION**; authorizing the Mayor to execute a first amended and restated SafeClear™ Freeway Towing and Emergency Road Service Agreement with each operator

17. Ordinance 2018-0270

ORDINANCE approving and authorizing agreement between the City of Houston and the **HOUSTON INDEPENDENT SCHOOL DISTRICT** in the amount of \$180,000.00 in Community Block Grant Funds for the administration of the 2018 After-School Achievement Program **DISTRICTS B - DAVIS; C - COHEN; D - BOYKINS; I - GALLEGOS and K - VACANT**

18. Ordinance 2018-0260

ORDINANCE approving and authorizing Support and Maintenance Agreement between the City of Houston and **AMADEUS AIRPORT IT AMERICAS, INC** for the Houston Airport System; providing a maximum program amount - 60 Months - \$235,061.45 - Enterprise Fund

ORDINANCES - continued

19. Ordinance 2018-0261

ORDINANCE awarding contract to **M.U.I. SERVICES, LLC** for Meter Vault Services for Houston Public Works Department; providing a maximum contract amount - 3 Years with two one-year options - \$780,382.00 - Enterprise Fund

20. Ordinance 2018-0271

ORDINANCE awarding contract to **DM ELECTRICAL AND CONSTRUCTION, L.L.C.** for Electrical Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$3,474,640.62 - General, Enterprise and Other Funds

21. Ordinance 2018-0272

ORDINANCE awarding contract to **MARINE SERVICES, LLC dba NORTHSTAR ELECTRIC & SUPPLY** for Air Compressor Maintenance and Repair Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$3,249,579.61 General, Enterprise and Other Funds

22. Ordinance 2018-0262

ORDINANCE approving and authorizing Purchase and Sale Agreement between the City of Houston, Texas, Seller, and **ANGELEE MOODY RHYNE, Purchaser**, for the sale of approximately 0.6264 acre of land located at 12409 Lightcliffe Drive, in the H.T. & B.R.R. Company Survey, Abstract No. 1615, Houston, Harris County, Texas (Parcel No. SY15-026), for \$85,000.00 - **DISTRICT K - VACANT**

23. Ordinance 2018-0273

ORDINANCE approving and authorizing third amendment to the Lease Agreement between **WAYSIDE BUSINESS CENTER, LTD., as Landlord**, and the City of Houston, Texas, as tenant, for space at 4300 South Wayside, Houston, Texas, for use by the Engineering and Construction Division of the Houston Public Works Department - **DISTRICT I - GALLEGOS**

24. Ordinance 2018-0263

ORDINANCE appropriating \$3,245,928.50 out of Public Health Consolidated Construction Fund as an additional appropriation to Design-Build Contract between the City of Houston and **TIMES CONSTRUCTION, INC** for the John Peavy Senior Center Renovation Project (Approved by Ordinance No. 2017-0356); providing funding for the Civic Art Program; construction inspection services; engineering testing services and contingencies relating to construction of facilities financed by the Public Health Consolidated Construction Fund - **DISTRICT B - DAVIS**

25. Ordinance 2018-0274

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **4919 Braesheather Drive**, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT C - COHEN**

26. Ordinance 2018-0275

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **4951 Braesheather Drive**, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT C - COHEN**

ORDINANCES - continued

27. Ordinance 2018-0276

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **5102 Braesheather Drive**, Houston, Texas 77096 for federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT C - COHEN**

28. Ordinance 2018-0277

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **9710 Cliffwood Drive**, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT K - VACANT**

29. Ordinance 2018-0278

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **4935 Heatherglenn Drive**, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT C - COHEN**

30. Ordinance 2018-0279

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **4946 Heatherglenn Drive**, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT C - COHEN**

31. Pulled-Not Considered

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **8822 Kennard Drive**, Houston, Texas 77074 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT J - LASTER**

32. Ordinance 2018-0280

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **9703 Oasis Drive**, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT C - COHEN**

33. Ordinance 2018-0281

ORDINANCE approving and authorizing contract between the City and the property owner(s) at **5503 South Braeswood Blvd.**, Houston, Texas 77096 for Federal Emergency Management Agency Flood Mitigation Assistance Home Elevation Work to be performed by **ARKITEKTURA DEVELOPMENT, INC**; providing a maximum contract amount - **DISTRICT C - COHEN**

34. Ordinance 2018-0264

ORDINANCE consenting to the addition of 7.881 acres of land to **PORTER MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

ORDINANCES - continued

35. Ordinance 2018-0282

ORDINANCE appropriating \$329,225.19 out of Metro Projects Construction DDSRF to the Interlocal Agreement between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT** for the Brays Bayou Flood Damage Reduction Plan for replacement of the Ardmore Street Bridge (Approved by Ordinance No. 2003-1282); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF **DISTRICT D - BOYKINS**

36. Ordinance 2018-0283

ORDINANCE appropriating \$606,966.00 out of Metro Projects Construction DDSRF as an additional appropriation; approving and authorizing a second amendment to a professional engineering services contract between the City of Houston and **AECOM f/k/a URS CORPORATION** for West Alabama Paving and Drainage; Wesleyan to Buffalo Speedway (Approved by Ordinance No. 2009-0334, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by Metro Projects Construction DDSRF - **DISTRICT C - COHEN**

37. Ordinance 2018-0284

ORDINANCE appropriating \$762,000.00 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 **COBB, FENDLEY & ASSOCIATES, INC** for Neighborhood Street Reconstruction (NSR) 460 (Approved by Ordinance No. 2014-0401); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street and Traffic Control and Storm Drainage DDSRF - **DISTRICTS C - COHEN and H - CISNEROS**

38. Pulled-Not Considered

ORDINANCE authorizing the transfer of \$5,052,646.32 from the NEWPP Expansion–Swift Fund into the PWE-NEWPP Construction Fund, appropriating \$5,052,646.32 from the PWE-NEWPP Construction Fund, and approving the expenditure of said sum from the PWE-NEWPP Construction Fund for services associated with the Northeast Water Purification Plant (“NEWPP”) Expansion Project; appropriating \$40,463,127.68 from the Water Authorities Capital Contrib-NEWPP Fund and approving the expenditure of said sum from the Water Authorities Capital Contrib-NEWPP Fund for the Northeast Water Purification Plant Expansion Project; approving and authorizing a sixth amendment to the Design-Build Agreement between the City of Houston and **HOUSTON WATERWORKS TEAM**, a joint venture between **CH2M HILL ENGINEERS, INC** and **CDM CONSTRUCTORS INC** (Approved by Ordinance No. 2015-1260) for the Project; amending Ordinance No. 2015-1260 to increase the maximum project amount

39. Pulled-Not Considered

ORDINANCE appropriating \$1,252,012.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** for New Front Easement Reconnections; 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

ORDINANCES - continued

40. Pulled-Not Considered

ORDINANCE appropriating \$1,969,354.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REDZONE ROBOTICS INC** for Large Diameter Sanitary Sewer Inspection Using Robotic Technology; 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

41. Ordinance 2018-0265 – Passed first reading

ORDINANCE granting to **GTE SOLUTIONS, INC, dba GREEN TEAM SERVICES, 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**

42. Ordinance 2018-0266 – Passed first reading

ORDINANCE granting to **KRAMERCO, 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, and making certain findings related thereto - **FIRST READING**

43. Ordinance 2018-0267 – Passed first reading

ORDINANCE granting to **STRIPES & STOPS 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, and making certain findings related thereto - **FIRST READING**

44. Ordinance 2018-0232 – Passed second reading

ORDINANCE No. 2018-0232, passed first reading March 28, 2018

ORDINANCE granting to **A & D SERVICES, 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 - **SECOND READING**

45. Ordinance 2018-0233 – Passed second reading

ORDINANCE No. 2018-0233, passed first reading March 28, 2018

ORDINANCE granting to **BAY CLEAN POWER WASH, 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 - **SECOND READING**

ORDINANCES - continued

46. Ordinance 2018-0234 – Passed second reading

ORDINANCE No. 2018-0234, passed first reading March 28, 2018

ORDINANCE granting to **BLASTIN CLEAN, 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 - **SECOND READING**

47. Ordinance 2018-0235 – Passed second reading

ORDINANCE No. 2018-0235, passed first reading March 28, 2018

ORDINANCE granting to **DOYLE INTERESTS, INC dba JUNKLUGGERS OF CENTRAL HOUSTON, 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 - **SECOND READING**

48. Ordinance 2018-0236 – Passed second reading

ORDINANCE No. 2018-0236, passed first reading March 28, 2018

ORDINANCE granting to **GREENS WAY TRUCKING, 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, and making certain findings related thereto - **SECOND READING**

49. Ordinance 2018-0237 – Passed second reading

ORDINANCE No. 2018-0237, passed first reading March 28, 2018

ORDINANCE granting to **HARDY & HARDY, 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 - **SECOND READING**

50. Ordinance 2018-0238 – Passed second reading

ORDINANCE No. 2018-0238, passed first reading March 28, 2018

ORDINANCE granting to **JOHN ESTER, dba JME PRESSURE WASHING, 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, and making certain findings related thereto - **SECOND READING**

51. Ordinance 2018-0239 – Passed second reading

ORDINANCE No. 2018-0239 passed first reading March 28, 2018

ORDINANCE granting to **S.S.L. & M., LLC, dba SOUTHERN SELECT MAINTENANCE & LANDSCAPE, 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, and making certain findings related thereto - **SECOND READING**

ORDINANCES - continued

52. Ordinance 2018-0240 – Passed second reading

ORDINANCE No. 2018-0240, passed first reading March 28, 2018

ORDINANCE granting to **SATCO SERVICES, INC dba SOUTHERN CARE SWEEPING & PAVING CO., 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 - **SECOND READING**

53. Ordinance 2018-0241 – Passed second reading

ORDINANCE No. 2018-0241, passed first reading March 28, 2018

ORDINANCE granting to **SERVICE MANAGEMENT SYSTEMS, INC, a Tennessee 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 - **SECOND READING**

54. Ordinance 2018-0242 – Passed second reading

ORDINANCE No. 2018-0242, passed first reading March 28, 2018

ORDINANCE granting to **SHINE AUTOSPA, 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, and making certain findings related thereto - **SECOND READING**

55. Ordinance 2018-0243 – Passed second reading

ORDINANCE No. 2018-0243, passed first reading March 28, 2018

ORDINANCE granting to **TRIGON UNITED OF TEXAS, 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, and making certain findings related thereto - **SECOND READING**

56. Ordinance 2018-0188 – Passed third and final reading

ORDINANCE No. 2018-0188, passed second reading March 28, 2018

ORDINANCE granting to **CLEAN PRESSURE WASH, 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; and making certain findings related thereto - **THRID AND FINAL READING**

57. Ordinance 2018-0189 – Passed third and final reading

ORDINANCE No. 2018-0189, passed second reading March 28, 2018

ORDINANCE granting to **EMPIRE PARKING AREA MAINTENANCE AND CONSTRUCTION, 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; and making certain findings related thereto - **THRID AND FINAL READING**

ORDINANCES - continued

58. Ordinance 2018-0190 – Passed third and final reading

ORDINANCE No. 2018-0190, passed second reading March 28, 2018

ORDINANCE granting to **HUDSON PRESSURE WASHING, 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 - **THRID AND FINAL READING**

59. Ordinance 2018-0191 – Passed third and final reading

ORDINANCE No. 2018-0191, passed second reading March 28, 2018

ORDINANCE granting to **JESUS SAENZ dba JS GREASE SERVICES, 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; and making certain findings related thereto - **THRID AND FINAL READING**

60. Ordinance 2018-0192 – Passed third and final reading

ORDINANCE No. 2018-0192, passed second reading March 28, 2018

ORDINANCE granting to **PROFESSIONAL JANITORIAL SERVICE OF HOUSTON, 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 - **THRID AND FINAL READING**

61. Ordinance 2018-0193 – Passed third and final reading

ORDINANCE No. 2018-0193, passed second reading March 28, 2018

ORDINANCE granting to **SUPERIOR BUILDING SERVICES, 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 - **THRID AND FINAL READING**

62. Ordinance 2018-0194 – Passed third and final reading

ORDINANCE No. 2018-0194, passed second reading March 28, 2018

ORDINANCE granting to **TEXAS SEPTIC SOLUTIONS, 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; and making certain findings related thereto - **SECOND READING**

63. Ordinance 2018-0195 – Passed third and final reading

ORDINANCE No. 2018-0195, passed second reading March 28, 2018

ORDINANCE granting **A WHITE STAR POWER WASHING SERVICE, 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; and making certain findings related thereto - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 64 through 69

Motion 2018-0166 – Allow substitute for Item 64 for Council Member Christie

64. WRITTEN Motion by Council Member Christie to amend Item 67 (Article III, Division 2 of Chapter 19 of the Code of Ordinances relating to the Floodplain) to add the following Language:

Sec. 19-33 Base flood elevation requirements in Houston special flood hazard areas

Properties located in the 500 year (.2%) floodplain shall be regulated by the City of Houston as follows:

1) Submission of plans to the flood management office to determine the level of risk for the proposed construction;

2) "Level of Risk" is as follows:

a. Previous flooding into living structure.

b. Finished floor of living structure below 500 year BFE at property.

c. No previous flooding into living structure.

d. Current or proposed finished floor for living structure is at or above 500 year BFE for property.

3) If 2) a. or b. above apply to applicant's living structure, then the permitting process should: Follow current BFE requirements in Section 19-33(b)(1) for properties located in Zone AO or 1%, any residential structure within this Zone shall have the lowest floor and all utilities elevated above the highest adjacent grade to at least 12 inches above the depth number in feet specified on the FIRM for the site or at least three feet above the highest adjacent grade if no depth number is specified.

4) If only 2) c. and d. apply to applicant, then regular permitting process and move forward without need of flood management approval.

Properties located in the 100 year (1%) floodplain shall be regulated by the City of Houston as follows:

1) Submission of plans to the flood management office to determine the level of risk for the proposed construction;

2) "Level of Risk" is as follows:

a. Previous flooding into living structure.

b. Finished floor of living structure below 100 year BFE at property.

c. No previous flooding into living structure.

d. Current or proposed finished floor for living structure is at or above 100 year BFE for property.

3) If 2) a. or b. above apply to applicant's living structure, then the permitting process should follow —

Section 19-33(d) should be amended to read that properties located in Zone X or 0.2% should be elevated to at least 24 inches above the elevation that is subject to a 0.2 percent or greater chance of flooding.

4) If only 2) c. and d. apply to applicant, then regular permitting process and move forward without need of flood management approval.

Section 19-33(d) should be amended to read that properties located in Zone X or 0.2% should be elevated to at least 12 inches above the elevation that is subject to a 0.2 percent or greater chance of flooding. - **TAGGED BY COUNCIL MEMBERS ROBINSON, KUBOSH, LASTER, CHRISTIE, KNOX and TRAVIS**

MATTERS HELD – continued

Motion 2018-0167 – Written motion by Council Member Christie (replacement) to amend Item 67 as follows:

“I move to amend Item #64 (Article I and Article III, Division 2 of Chapter 19 of the Code of Ordinances relating to the Floodplain) to add the following Language:

Sec. 19-2. Definitions.

Minimum flood protection elevation shall mean in Zones A1—30, AE, AH, A, AO and A99 the base flood elevation plus 2 feet and shall mean in the X Shaded Zone the 0.2 percent flood elevation.

Sec. 19-33. Base flood elevation requirements in Houston special flood hazard areas.

(a) The following additional requirements shall apply in Zones A1—30, AE, AH, A, and A99:

- (1) For any addition to, and new construction and substantial improvement of, any residential structure:
 - a. Have the Flood Plain Management Office determine the “Level of Risk” as follows:
 - 1) Previous flooding into residential structure.
 - 2) Lowest finished floor of residential structure below minimum flood protection elevation at the property.
 - 3) No previous flooding into residential structure.
 - 4) Current or proposed lowest finished floor for residential structure is at or above minimum flood protection elevation at the property.
 - b. If (1) a.1) or 2) above apply to applicant’s residential structure, then:
 - 1) All additions to, and new construction and substantial improvement of, any residential structures within the special flood hazard areas shall have the lowest finished floor and all utilities elevated to at least the minimum flood protection elevation at the property.
 - 2) If the flood elevation of a garage attached to an addition is lower than the minimum flood protection elevation, the garage must meet the requirements of item (8) of section 19-32 of this Code.
 - c. If only (1) a. 3) and 4). apply to applicant, then regular permitting process proceeds, and obtain Flood Management Office approval.
- (2) Any addition to, and new construction of nonresidential structure:
 - a. Have the Flood Plain Management Office determine the “Level of Risk” as follows:
 - 1) Previous flooding into nonresidential structure.
 - 2) Lowest finished floor of nonresidential structure below minimum flood protection elevation at property.
 - 3) No previous flooding into nonresidential structure.
 - 4) Current or proposed lowest finished floor for nonresidential structure is at or above minimum flood protection elevation at the property.
 - b. If (1) a.1) or 2) above apply to applicant’s nonresidential structure, then:
 - 1) All additions to, and new construction and substantial improvement of, any nonresidential structures within the special flood hazard areas shall have the lowest finished floor and all utilities elevated to at least the minimum flood protection elevation at the property.
 - 2) If the flood elevation of a garage attached to an addition is lower than the minimum flood protection elevation, the garage must meet the requirements of item (8) of section 19-32 of this Code.

MATTERS HELD – continued

Motion 2018-0167 – continued

- c. If only (1) a. 3) and 4). apply to applicant, then regular permitting process proceeds, and obtain Flood Management Office approval.

(b) The following additional requirements apply in X Shaded Zone:

(1) Any addition to, and new construction of any residential structure shall:

a. Have the Flood Plain Management Office determine the “Level of Risk” as follows:

- 1) Previous flooding into residential structure.
- 2) Lowest finished floor of residential structure below minimum flood protection elevation at the property.
- 3) No previous flooding into residential structure.
- 4) Current or proposed lowest finished floor for residential structure is at or above minimum flood protection elevation at the property.

b. If (1) a.1) or 2) above apply to applicant’s residential structure, then:

- 1) All additions to, and new construction and substantial improvement of, any residential structures within the special flood hazard areas shall have the lowest finished floor and all utilities elevated to at least the minimum flood protection elevation at the property.
- 2) If the flood elevation of a garage attached to an addition is lower than the minimum flood protection elevation, the garage must meet the requirements of item (8) of section 19-32 of this Code.

c. If only (1) a. 3) and 4). apply to applicant, then regular permitting process and move forward without need of Flood Plain Management Office approval. Establish appropriate fee for analysis by Floodplain Management Office for this process.

(2) Any addition to, and new construction of nonresidential structure:

a. Have the Flood Plain Management Office determine the “Level of Risk” as follows:

- 1) Previous flooding into nonresidential structure.
- 2) Lowest finished floor of nonresidential structure below minimum flood protection elevation at property.
- 3) No previous flooding into nonresidential structure.
- 4) Current or proposed lowest finished floor for nonresidential structure is at or above the minimum flood protection elevation at the property.

b. If (1) a.1) or 2) above apply to applicant’s nonresidential structure, then:

- 1) All additions to, and new construction and substantial improvement of, any nonresidential structures within the special flood hazard areas shall have the lowest finished floor and all utilities elevated to at least the minimum flood protection elevation at the property.
- 2) If the flood elevation of a garage attached to an addition is lower than the minimum flood protection elevation, the garage must meet the requirements of item (8) of section 19-32 of this Code.

c. If only (1) a. 3) and 4). apply to applicant, then regular permitting process and move forward without need of Flood Plain Management Office approval. Establish appropriate fee for analysis by Floodplain Management Office for this process.

- **Council Member Travis moved to amend the above motion by Council Member Christie to provide that the amendment only apply to the 500 year flood plain – Council Member Knox second failed**
- **Vote on main motion by Council Member Christie failed**

MATTERS HELD – continued

Motion 2018-0168 – Remain in session beyond the scheduled noon recess to complete the Agenda

Motion 2018-0169 – Written motion by Council Member Robinson as substitute for Item 65 as follows:

“Amend the adopting ordinance to add a new Section 5 regarding review of new FEMA flood maps, and renumbering existing Section 5 as Section 6.

Section 5. That upon the adoption, by FEMA, of new effective flood insurance rate maps that reflect the NOAA Atlas 14 rainfall totals, the Director of Houston Public Works shall review those maps and prepare and make available a recommendation to the Mayor regarding the regulated area.

Section 5. 6. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect on 12:01 a.m. on September 1, 2018.

Council Members Robinson and Cohen moved to amend to add “and City Council” – carried

Council Members Martin and Davis amend to add “within 60 days” – carried

Main substitute motion as amended - adopted

65. Motion 2018-0169

WRITTEN Motion by Council Member Travis to amend Item 67 as follows:

Section 5: That upon the adoption of new effective flood insurance rate maps by the Federal Emergency Management Administration, the application of this ordinance be limited to the area of the 100-year floodplain as shown thereon.

~~Section 5:~~ Section 6: That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect on 12:01 a.m. on September 1, 2018

TAGGED BY COUNCIL MEMBERS ROBINSON, KUBOSH, LASTER, CHRISTIE, KNOX and TRAVIS

66. Motion 2018-0170 – Adopted

WRITTEN Motion by Council Member Travis to amend Item 67 as follows:

Article III. STANDARDS FOR FLOOD HAZARD REDUCTION

DIVISION 2: STANDARDS IN HOUSTON SPECIAL FLOOD HAZARD AREAS

Sec. 19-34. Additional standards for design and mitigation.

(a)(5) In the area covered by the 0.2 percent flood level, for a single-family residential structure constructed on a lot less than or equal to 15,000 square feet, net fill is allowed in a manner consistent with the requirements of Chapter 9 of the City of Houston Infrastructure Design Manual and Chapter 42 of the Code of Ordinances which regulate single-family home development.

TAGGED BY COUNCIL MEMBERS ROBINSON, KUBOSH, LASTER, CHRISTIE, KNOX and TRAVIS

Motion 2018-0171 – Written motion to amend Item 67 as follows:

“1. Amend the adopting ordinance to delete the first Section 4 regarding the establishment of a Mitigation Facility Recertification fee.

~~Section 4. That the City Council hereby approves the new Mitigation Facility Recertification fee established in Section 19.16(c) of the Code of Ordinances, Houston, Texas, in the amount of \$199.52. The Director of Finance shall incorporate the new fee in the City Fee Schedule.~~

- **Adopted**

MATTERS HELD – continued

Motion 2018-0172 – Written motion to amend Item 67 as follows:

“Amend Section 19-2 in Appendix A attached to the adopting ordinance to amend the definition of “Utilities” to read as follows:

Utilities means all building utilities including, but not limited to, electrical, heating, ductwork, ventilating, plumbing, air-conditioning equipment, water softener equipment, and other service facilities to a building. For purposes of this chapter only, it does not include pool lighting and equipment, sewer cleanouts, sampling well access, interceptor access, landscaping irrigation systems, or any similar items and equipment not servicing a building, or that are otherwise sealed.

- **Adopted**

Motion 2018-0173 – Written motion to amend Item 67 as follows:

“Amend Section 19-2 in Appendix A attached to the adopting ordinance to change the phrase “shall mean” to “means” immediately following the defined term, for 47 definitions.

REDLINE of affected definitions in Section 19-2 is attached as Exhibit A.

- **Adopted**

Motion 2018-0174 – Written motion to amend Item 67 as follows:

“Amend Section 19-2 in Appendix A attached to the adopting ordinance to re-letter Section 19-22(k) to 19-22(j).

REDLINE of section 19-22(k):

- (i) A variance is unique to and applies to only the property for which it is granted.
- (j) Modification to the development scope or detail in an approved variance shall void the variance.

- **Adopted**

Motion 2018-0175 – Motion to refer Item 67 back to the Administration

67. Ordinance 2018-0258

ORDINANCE AMENDING CHAPTER 19 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Floodplains; containing findings and other provisions relating to the foregoing subject; providing for severability; and containing an effective date - **TAGGED BY COUNCIL MEMBERS ROBINSON, KUBOSH, LASTER, CHRISTIE, KNOX and TRAVIS**

This was Item 5 on Agenda of March 28, 2018

68. Ordinance 2018-0285 – Adopted

ORDINANCE approving and authorizing Settlement Agreement and Mutual Release between the City of Houston and **WTW DELAWARE HOLDINGS LLC f/k/a TOWERS WATSON & CO. f/k/a TOWERS PERRIN** in the case styled: City of Houston v. Towers Watson & Co: Civil Action No. 14-C-02213; making certain findings as required by State Law; delegating authority to the City Attorney to approve distribution of a portion of the resulting settlement proceeds to Susman Godfrey L.L.P. pursuant to its Professional Services Agreement with the City (Authorized by Ordinance 2017-991) and subsequent release letter

TAGGED BY COUNCIL MEMBER TRAVIS

This was Item 9 on Agenda of March 28, 2018

MATTERS HELD – continued

Motion 2018-0185 – Council Member Stardig submitted the following amendment to amend Item 69 as follows:

“I move to amend Agenda Item 69 by amending the definition of the term covered person set forth in Section 3 of the proposed Ordinance (amending Section 2-302 of the City Code), to read as follows:

“Covered person means a person who is or was:

- (1) The Mayor, the city controller, or a member of city council;
- (2) A member of a city board, commission, or committee created by Charter, ordinance, or resolution of the city;
- (3) An employee of the city; or
- (4) A volunteer who has been approved in writing by and works under the direction of the mayor, the city controller, a member of city council, or a city employee and who has been issued a city identification badge by the security official for use while acting as such a volunteer.”

- **Adopted**

69. Ordinance 2018-0286 – Adopt as amended

ORDINANCE AMENDING ARTICLE X, CHAPTER 2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to the City’s provision of Legal Representation to and Indemnification of City Officers and Employees - **DELAYED BY MOTION #2018-156, 3/28/18**
This was Item 46 on Agenda of March 28, 2018

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Cohen 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

4/3/2018 - **Council Member Martin absent on City business**
4/4/2018 - **All present**