

**AGENDA - COUNCIL MEETING - WEDNESDAY - SEPTEMBER 5, 2018 - 1:30 P. M.**

**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**

**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

**MOTIONS – 2018-0446 to 2018-0460**

**2018-0445-1**

**ORDINANCES – 2018-0693 to 2018-0714**

**RESOLUTION – 2018-0033**

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 Cisneros

**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 2018-0446 – 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 42**

**MISCELLANEOUS** - NUMBER 1

1. **Motion 2018-0447**

RECOMMENDATION from Chief of Police for approval of extension of Injury on Duty Leave (Salary Continuation) for **OFFICER EDGAR DEJESUS** from May 21, 2018 through August 18, 2018

**ACCEPT WORK** - NUMBERS 2 through 8

**2. Motion 2018-0448**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$3,506,800.00 and acceptance of work on contract with **GADBERRY CONSTRUCTION COMPANY, INC** for Brays Bayou TIGER #3 - White Oak Path: Downtown 10.0% over the original contract amount and within the approved 10.0% contingency - **DISTRICT H - CISNEROS**

**3. Motion 2018-0449**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$2,518,502.00 and acceptance of work on contract with **GADBERRY CONSTRUCTION COMPANY, INC** for Brays Bayou TIGER #6 - Trail Improvements (MLK-OST) 5.51% over the original contract amount and within the approved 10.0% contingency **DISTRICTS D - BOYKINS and I - GALLEGOS**

**4. Motion 2018-0450**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$546,775.00 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Glenshire Park - 0.88% over the original contract amount and under the 5% contingency **DISTRICT K - CASTEX-TATUM**

**5. Motion 2018-0451**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$9,699,161.56 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Southpark and Southcrest Area Drainage and Paving Improvements (Subproject 2) - 1.14% over the original contract amount - **DISTRICT D - BOYKINS**

**6. Motion 2018-0452**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$2,922,860.21 and acceptance of work on contract with **TRIPLE B SERVICES, L.L.P.** for Hollister Road Paving and Drainage from White Oak Bayou to West Gulf Bank - 3.91% over the original contract amount - **DISTRICT A - STARDIG**

**7. Motion 2018-0453**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$2,161,106.77 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for FY2013 Storm Water Pump Station and Flood Warning System Improvements - 9.69% under the original contract amount - **DISTRICTS B - DAVIS and I - GALLEGOS**

**8. Motion 2018-0457**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$2,540,794.66 and acceptance of work on contract with **FUSED INDUSTRIES, LLC** for 24-Inch Water Line Replacement along W. Airport Blvd. from Fondren Road to Braewick Drive 1.98% under the original contract amount - **DISTRICT K - CASTEX-TATUM**

**PROPERTY** - NUMBERS 9 and 10

**9. Pulled-Not Considered**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Clara Road, a/k/a Clara Street, from its northern terminus south ± 1448 feet to an unnamed road south, from Clara Road, a/k/a Clara Street, west to its terminus, and Crawford Road, a/k/a Crawford Street, from the northern property line of Lot 7, Block 4, south ± 217 feet, located in the Clara Heights Subdivision and Independence Gardens Addition, and being out of the W.C.R.R. Co. Survey, Abstract No. 1185, Harris County, Texas; abandoning such streets to **USA WASTE OF TEXAS LANDFILLS, INC**, the abutting owner, in consideration of its payment to the City of \$188,632.00, conveyance to the City of three right of way easements for construction of cul-de-sacs at the termini of Clara Road, a/k/a Clara Street, and Crawford Road, a/k/a Crawford Street, also located within the Independence Gardens Addition, and other good and valuable consideration - **DISTRICT A - STARDIG**

**10. Pulled-Not Considered**

RECOMMENDATION from Director Houston Public Works, reviewed and approved by the Joint Referral Committee, on request from Phillip Reid Matthews, II, Golder Associates, on behalf of USA Waste of Texas Landfills, Inc, (James A. Wilson, Vice President), declining the acceptance of, rejecting, and refusing the dedication of Unnamed Road North, from Clara Road west to its terminus, located within Clara Heights Addition and Independence Gardens Addition, out of the Washington County Railroad Company Survey, A-1185, Parcel SY17-057 - **DISTRICT A - STARDIG**

**This item should only be considered after passage of Item 9 above**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 11 through 14

**11. Motion 2018-0454**

**R & C DISTRIBUTORS dba BLENDER DIRECT** for Automotive Lubricants for Fleet Management Department - 3 Years with two one-year options - \$3,124,015.26 - Fleet Management Fund

**12. Motion 2018-0458**

**RUSH TRUCK CENTERS OF TEXAS, LP** - \$2,645,498.39 and **MUSTANG MACHINERY COMPANY, LTD dba MUSTANG CAT** - \$1,162,900.00 for Caterpillar Engine Replacement Parts and Repair Services for Fleet Management Department - 3 Years with two one-year options \$3,808,398.39 - Fleet Management Fund

**13. Motion 2018-0455**

APPROVE spending authority in an amount not to exceed \$67,607.70 to purchase Tablets/Laptops, Accessories and a three year warranty through the Interlocal Agreement for Cooperative Purchasing with the National Intergovernmental Purchasing Alliance from **GOVCONNECTION, INC dba CONNECTION PUBLIC SECTOR SOLUTIONS, INC** for the Houston Health Department - Health Special Fund

**14. Motion 2018-0460**

**DOGGETT HEAVY MACHINERY** - \$78,500.00, **DOGGETT HEAVY MACHINERY SERVICES, LLC** - \$533,255.00 and **ASSOCIATED SUPPLY COMPANY** - \$915,202.20 for purchase of Earth Moving Equipment through the Interlocal Agreement for cooperative purchasing and the Houston-Galveston Area Council for the Department of Fleet Management on behalf of Houston Public Works - \$1,526,957.20 - Enterprise and Other Funds

**RESOLUTIONS** - NUMBER 15

**15. Resolution 2018-0033**

RESOLUTION authorizing submission of Loan Application to the **TEXAS WATER DEVELOPMENT BOARD'S** Clean Water State Revolving Fund Program

**ORDINANCES** - NUMBERS 16 through 42

**16. Ordinance 2018-0693**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of: 1) Bettina Court, from Kimberley Lane north to Barryknoll Lane; 2) Strey Lane, from Kimberley Lane north to Barryknoll Lane; 3) Kimberley Lane, from Strey Lane west to the proposed cul-de-sac; 4) and a 20-foot-wide alley, from Strey Lane east to its terminus, all located in the Memorial City Subdivision, Section 3, out of the Isaac Bunker Survey, Abstract No. 121, Harris County, Texas; abandoning the streets and alley to **MNC MEMORIAL CITY APARTMENTS, L.P.**, the abutting owner, in consideration of its payment to the City of \$5,698,127.00 and conveyance to the City of two right-of-way easements for construction of a cul-de-sac at the proposed terminus of Kimberley Lane, also located within the Memorial City Subdivision, and other good and valuable consideration - **DISTRICT G - TRAVIS**

**17. Ordinance 2018-0694**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 10-foot-wide water line easement, located in the southern 1/2 tract of the Timer Trace Subdivision, Section 1, and being out of the Thomas Hoskins Survey, Abstract no. 342, Harris County, Texas; abandoning the easement to Cederpost Square, L. P., in consideration of its payment to the City of \$46,222.00 and other good and valuable consideration **DISTRICT A - STARDIG**

**18. Pulled-Not Considered**

ORDINANCE approving and authorizing contract between the City of Houston and **TELOLOAPAN MEAT MARKET #8, INC**, to provide \$835,000.00 in Community Development Block Grant Funds (\$200,000.00 repayable loan and \$635,000.00 grant) for the purchase and installation of fixtures and equipment in a proposed grocery store to be constructed and leased at 5602 Lyons Avenue, Houston, Texas to carry out a CDBG Economic Development Activity that will make fresh affordable food and job opportunities available to low and moderate income residents of the Fifth Ward community - **DISTRICT B - DAVIS**

**Motion 2018-0456 – Procedural motion**

**19. Pulled-Not Considered**

ORDINANCE approving and authorizing submission of an application to the **TEXAS GENERAL LAND OFFICE** to request funding for the Community Development Block Grant - Disaster Recovery 2016 Flood Events (CDBG-DR16) in the amount of \$23,468,698.00 for a Housing Buyout Program; acceptance of the grant, if awarded

**ORDINANCES** - continued

**20. Ordinance 2018-0701**

ORDINANCE approving and authorizing application for grant assistance to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION (“CDC”)** for the Houston Childhood Lead Poisoning Prevention and Surveillance Program); authorizing the Director of the City of Houston Health Department (“Director”) to accept the grant award from CDC for the Grant; declaring the City’s eligibility for such Grant; authorizing the Director to expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the Grant

**21. Ordinance 2018-0695**

ORDINANCE amending Ordinance No. 2014-0055, as amended, to increase the maximum contract amount of contract between the City of Houston and **FUNDACION LATINOAMERICANA DE ACCION SOCIAL, INC** for HIV Counseling, Testing and Referral Services - \$15,000.00 Grant Fund

**22. Ordinance 2018-0702**

ORDINANCE authorizing submission of an electronic application for grant assistance to the **STATE OF TEXAS THROUGH THE OFFICE OF THE GOVERNOR’S CRIMINAL JUSTICE DIVISION** to fund the Body Worn Camera Program; declaring the City’s Eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City’s representative in the application process, to accept the grant and expend the grant funds as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the Program

**23. Ordinance 2018-0703**

ORDINANCE appropriating \$400,000.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation for contract between the City of Houston and **ENFORCEMENT VIDEO, LLC d/b/a WATCHGUARD VIDEO** (Approved by Ordinance No. 2017-0037) for purchase of in-car video cameras, software, hardware and services for the Houston Police Department

**24. Ordinance 2018-0704**

ORDINANCE amending Section 11(b) of City of Houston Ordinance No. 96-86; to increase the maximum number of officers in the Police Department of the City of Houston, Texas that can be assigned hazardous duty assignment pay for the Dive Team from fifteen to twenty; providing a repealer; providing for severability

**25. Ordinance 2018-0705**

ORDINANCE appropriating \$300,000.00 out of Library Special Revenue Fund for Houston Public Library’s establishment of the Mayor’s Office of Adult Literacy and Administration of Adult Literacy Services

**26. Pulled-Not Considered**

ORDINANCE appropriating \$533,000.00 out of Building Inspection Fund; approving Purchase and Sale Agreement between **UNION PACIFIC RAILROAD COMPANY, Seller**, and the City of Houston, Purchaser, for acquisition of approximately 0.4426 acre of land locate at the vicinity of Washington Avenue and Goliad [WBS No. D-200001-0001-2-01; Parcel No. QY16-002] for use by the Houston Public Works Department’s Permitting Center Parking - **DISTRICT H - CISNEROS**

**ORDINANCES** - continued

**27. Ordinance 2018-0706**

ORDINANCE approving and authorizing first amendment to Lease Agreement between **MIDTOWN CENTRAL SQUARE, LLC.**, as landlord, and the City of Houston, Texas, as tenant, for additional Office Space at the property located at 2100 Travis Street, Houston, Texas, for use by the Housing and Community Development Department and its contractors working on disaster recovery activities - **DISTRICT C - COHEN**

**28. Ordinance 2018-0707**

ORDINANCE relating to the Fiscal Affairs of the **MEMORIAL-HEIGHTS REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER FIVE, CITY OF HOUSTON, TEXAS (MEMORIAL HEIGHTS ZONE)**; approving the Fiscal Year 2019 Operating Budget for Authority and the Fiscal Years 2019-2023 Capital Improvement Projects Budget for the Zone **DISTRICTS C - COHEN and H - CISNEROS**

**29. Council Members Kubosh and Stardig tagged**

ORDINANCE relating to the Fiscal Affairs of the **OLD SIXTH WARD REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF HOUSTON, TEXAS (OLD SIXTH WARD ZONE)**; approving the Fiscal Year 2019 Operating Budget for the Authority and the Fiscal Years 2019-2023 Capital Improvement Projects Budget for the Zone - **DISTRICT H - CISNEROS**

**30. Ordinance 2018-0708**

ORDINANCE relating to the Fiscal Affairs of **HARDY/NEAR NORTHSIDE REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (HARDY/NEAR NORTHSIDE ZONE)**; approving the Fiscal Year 2019 Operating Budget for the Authority and the Fiscal Years 2019-2023 Capital Improvement Plan Budget for the Zone - **DISTRICT H - CISNEROS**

**31. Ordinance 2018-0709**

ORDINANCE relating to the Fiscal Affairs of **HIRAM CLARKE/FORT BEND REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWENTY-FIVE, CITY OF HOUSTON, TEXAS (HIRAM CLARKE/FORT BEND ZONE)**; approving the Fiscal Year 2019 Operating Budget for the Authority and the Fiscal Years 2019-2023 Capital Improvement Plan Budget for the Zone - **DISTRICT K - CASTEX-TATUM**

**32. Ordinance 2018-0710**

ORDINANCE amending contract between the City of Houston and **BAYLOR COLLEGE of MEDICINE** for Professional Staffing Services for the Houston Fire Department Base Station to extend the term to March 31, 2019 and amending Ordinance No. 2013-1001, as amended by Ordinance 2016-0948 to increase the maximum contract amount for contract between the City of Houston and Baylor College of Medicine - \$1,575,000.00 - General Fund

**33. Ordinance 2018-0696**

ORDINANCE approving and authorizing fifth amendment to the pay connexion service terms contract between the City and **JPMORGAN CHASE BANK, N.A.**

**34. Ordinance 2018-0697**

ORDINANCE approving and authorizing second amendment to the agreement for Credit Card Processing Services between the City of Houston and **WELLS FARGO BANK, N.A.** and **WELLS FARGO MERCHANT SERVICES, LLC**

**ORDINANCES** - continued

**35. Ordinance 2018-0711**

ORDINANCE consenting to the addition of 3.7246 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 2**, for inclusion in its district

**36. Council Member Stardig tagged**

ORDINANCE consenting to the addition of 611.81 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 489**, for inclusion in its district

**37. Ordinance 2018-0712**

ORDINANCE consenting to the addition of 0.6267 acre of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 58**, for inclusion in its district

**38. Ordinance 2018-0713**

ORDINANCE approving and authorizing an Interlocal Agreement between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT** for Drainage and Flood Control Study of Brick House Gully, Harris County Flood Control Unit No. E115-00-00 (Approved by Ordinance No. 2014-0350) - **DISTRICT A - STARDIG**

**39. Pulled-Not Considered**

ORDINANCE appropriating \$59,546.68 out of Water & Sewer System Consolidated Construction Fund to an Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Voluntary Utility Relocation Contributions on State Highway Improvement Projects from FM 525 from Lee Road to US 59; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**

**40. Ordinance 2018-0698**

ORDINANCE appropriating \$440,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **EJES INCORPORATED** for the FY2017 Local Drainage Project Work Order Design (Contract #3) (as Approved by Ordinance No. 2017-0351); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

**41. Ordinance 2018-0699**

ORDINANCE appropriating \$84,614.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to the Construction Management and Inspection Services Contract between the City of Houston and **IDS ENGINEERING GROUP, INC** for the Almeda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements - Package #3 (Approved by Ordinance No. 2011-1211) - **DISTRICT D - BOYKINS**

**ORDINANCES** - continued

**42. Ordinance 2018-0700**

ORDINANCE appropriating \$1,166,269.30 out of the Water & Sewer System Consolidated Construction Fund and \$7,874,963.04 out of Street & Traffic Control and Storm Drainage DDSRF, awarding contract to **MAIN LANE INDUSTRIES, LTD.** for Neighborhood Street Reconstruction Project Number 468; 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, construction management, and contingencies relating to construction of facilities financed by the Water and Sewer System Consolidated Construction Fund and the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICTS D - BOYKINS and K - CASTEX-TATUM**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**NON CONSENT AGENDA** - NUMBER 43

**MISCELLANEOUS**

**43. Motion 2018-0459 – Set date to September 12, 2018**

MOTION to set a date not less than seven days from September 5, 2018, to receive nominations for Positions 6 and 7 of the **HOUSTON LAND BANK** for terms to expire two years from appointment date

**MATTERS HELD** - NUMBER 44

**44. Ordinance 2018-0714**

ORDINANCE approving Interlocal Agreement between the City of Houston, Texas and **HARRIS COUNTY, TEXAS**, for co-ownership of approximately 1.602 acres tract of land located at 6941 Avenue S and owned by the County, to be used to connect the County's Yolanda Black Navarro Buffalo Bend Nature Park and the City's Hidalgo Park; appropriating \$150,000.00 out of Park and Recreation Dedication Fund to be paid to County for a 20% interest in the land for use by the Houston Parks and Recreation Department - **DISTRICT I - GALLEGOS**

**TAGGED BY COUNCIL MEMBER EDWARDS**

This was Item 20 on Agenda of August 29, 2018

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Gallegos 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

**09/05/2018 -Council Member Le absent on personal business**