

AGENDA - COUNCIL MEETING - WEDNESDAY - NOVEMBER 12, 2014 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

MOTIONS 2014-0990 to 2014-1001
ORDINANCES – 2014-0992 to 2014-1015
RESOLUTION – 2014-0044 to 2014-0047

2014-0989-1

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

INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Nguyen

9:00 A. M. - ROLL CALL

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

HEARINGS - 9:00 A.M.

1. Motion 2014-0990 – Close hearing

PUBLIC HEARING on proposals for the City of Houston to enter into separate strategic partnership agreements or amendments to strategic partnership agreements with the below named districts in Harris County, Fort Bend County and Montgomery County; and as indicated, 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. **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 2**
2. **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 30**
3. **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 118**
4. **DOWDELL PUBLIC UTILITY DISTRICT**
5. **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 62**

MAYOR'S REPORT - Nau Cultural Center

CONSENT AGENDA NUMBERS 2 through 33

ACCEPT WORK - NUMBERS 2 and 3

2. Motion 2014-0997 – Refer back to the Administration

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,336,839.37 and acceptance of work on contract with **TRAFFIC SYSTEMS CONSTRUCTION, INC** for Citywide Traffic Signal Rebuild Package #1 - 5.17% under the original contract amount - **DISTRICTS A - STARDIG; C - COHEN; D - BOYKINS; E - MARTIN; I - GALLEGOS; J - LASTER and K - GREEN**

ACCEPT WORK - continued

3. Motion 2014-0992

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,790,335.52 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Buckingham Place Area - 3.39% under the original contract amount - **DISTRICT B - DAVIS**

PROPERTY - NUMBERS 4 through 6

4. Motion 2014-0993

RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. Lonnie Ray Weynandt & Charlotte Ann Weynandt, et al., Cause No. 1019282; for acquisition of Parcel AY11-123; for the **RECONSTRUCTION OF PARKER ROAD PROJECT (Hardy Toll Rd. - US59/Eastex Fwy.)** - **DISTRICT H - GONZALEZ**

5. Motion 2014-0994

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Reverend Anthony Brodie, St. Marks Missionary Baptist Church, for the abandonment and sale of Armada Drive, from Mansfield Road to its terminus, along Lots 16B, 22, 23, 24, 25, 26, 27, 28 and 30 within the Highland Heights Annex, Section 5, out of the Ellis Benson Survey, Parcel SY15-014 - **DISTRICT B - DAVIS**

6. Motion 2014-0995

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Patrick Byrne, Big Red Dog - Houston, LLC, on behalf of Rosalind Ng, Dennis and Linda Conner (Michael Fuqua, Receiver), and Washington Shepherd Partners, Ltd. (Barry Pulaski, General Partner), for abandonment and sale of a 15-foot-wide prescriptive alley, from Durham Street to Sandman Street, located within Block 61, Brunner Addition, out of the John Austin Survey, A-1, Parcels SY15-037, SY15-046 and SY15-047 - **DISTRICT C - COHEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 and 8

7. Motion 2014-0996

NWN CORPORATION for Citywide Cisco SMARTnet Maintenance Agreement through the Texas Department of Information Resources for Houston Information Technology Services \$1,600,000.00 - Central Service Revolving Fund

8. Motion 2014-0998

ALL PRINT & OFFICE SUPPLY, INC for Special Purpose Clothing for Parks & Recreation Department - 3 Years with two 1 Year options - \$623,190.00 - General and Special Revenue Funds

RESOLUTIONS - NUMBERS 9 through 11

9. Resolution 2014-0045

RESOLUTION approving and adopting the Investment Policy for the City of Houston, Texas

10. Resolution 2014-0046

RESOLUTION supporting the request of a waiver of the Local Match Requirements for the Federal Off-System Bridge Program (for Kirkmeadow Drive at HCFCD Ditch) - **DISTRICTS D - BOYKINS and E - MARTIN**

RESOLUTIONS - continued

11. Resolution 2014-0047

RESOLUTION supporting the request of a waiver of the Local Match Requirements for the Federal Off-System Bridge Program (for Hueni Road Bridge at Mills Branch) - **DISTRICTS E - MARTIN and H - GONZALEZ**

ORDINANCES - NUMBERS 12 through 33

12. Ordinance 2014-0993

ORDINANCE authorizing the issuance, sale and delivery of City of Houston, Texas, Airport System Special Facilities Revenue Bonds, Series 2014B-1 (AMT) and City of Houston, Texas, Airport System Special Facilities Revenue Refunding Bonds, Series 2014B-2 (AMT); authorizing certain designated City officials to determine any outstanding obligations to be refunded and/or defeased, and to approve certain other procedures, provisions and agreements related thereto; ratifying the Special Facilities Lease Agreement; approving the form and substance, and authorizing the execution and delivery, of the Third Supplemental Terminal Trust Indenture and the Purchase Contract and related transaction documents; approving the use and distribution of a Preliminary Official Statement; making certain findings with respect thereto and containing other provisions relating to the subject; and declaring and emergency

13. Ordinance 2014-0994

ORDINANCE authorizing the issuance, sale and delivery of City of Houston, Texas Airport System Special Facilities Revenue Refunding Bonds, Series 2014C (AMT); authorizing certain designated City officials to determine any outstanding obligations to be refunded and/or defeased, and to approve certain other procedures, provisions and agreements related thereto; ratifying the Special Facilities Lease Agreement; approving the form and substance, and authorizing the execution and delivery, of the Second Supplemental Non-Terminal Trust Indenture and the Purchase Contract and related transaction documents; approving the use and distribution of a Preliminary Official Statement and the use and distribution of an Official Statement; making certain findings with respect thereto and containing other provisions relating to the subject; and declaring and emergency

14. Ordinance 2014-0995

ORDINANCE approving the issuance and sale of Coastal Water Authority Contract Revenue Refunding Bonds, Series 2014 (City of Houston Projects), approving the form, terms, and substance of the supplemental resolution of the Authority relating to the Bonds and related agreements; containing other provisions relating to the subject; and declaring an emergency

15. Council Members Pennington, Green, Boykins and Stardig tagged

ORDINANCE amending and restating the City of Houston's Financial Policies adopted by Ordinance No. 2003-474

16. Ordinance 2014-0996

ORDINANCE relating to the Retail Water and Sewer Rates of **BLUE BELL MANOR UTILITY COMPANY, INC**; suspending for ninety days the effective date of the new rates and maintaining the current rates of Blue Bell Manor Utility Company, Inc., within the City of Houston, Texas, until changed as provided by the Texas Water Code - **DISTRICT B - DAVIS**

17. Ordinance 2014-0997

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **BERING OMEGA COMMUNITY SERVICES** providing up to \$1,714,050.00 in Housing Opportunities for Persons With AIDS Funds for the continuing administration and operation of a Tenant-Based Rental Assistance Program, Short-Term Rent, Mortgage, and Utility Assistance Program and the provision of other supportive services

ORDINANCES - continued

18. Ordinance 2014-0998

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **BRENTWOOD ECONOMIC COMMUNITY DEVELOPMENT CORPORATION** providing up to \$476,342 in Housing Opportunities for Persons With AIDS Funds for the continuing administration and operation of a Community Residence and a Short-Term Rent, Mortgage and Utility Assistance Program, along with supportive services

19. Ordinance 2014-0999

ORDINANCE approving and authorizing agreement (third amendment) among the City of Houston, **PLEASANT HILL COMMUNITY DEVELOPMENT CORPORATION** and **PLEASANT HILL COMMUNITY APARTMENTS, L.P.** to extend the maturity of a \$757,000.00 loan of Federal Community Development Block Grant Funds for an Affordable Seniors Housing Community located at the intersection of Lyons Avenue and Pannell Street in Houston, Texas - **DISTRICT B - DAVIS**

20. Ordinance 2014-1000

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CATHOLIC CHARITIES OF THE ARCHDIOCESE OF GALVESTON-HOUSTON** providing up to \$797,832.45 in Housing Opportunities for Persons With AIDS Funds for the continuing administration and operation of a Tenant-Based Rental Assistance Program, Short-Term Rent, Mortgage, and Utility Assistance Program and the provision of other supportive services

21. Ordinance 2014-1001

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **SEARCH HOMELESS SERVICES, (Formerly SERVICE OF THE EMERGENCY AID RESOURCE CENTER FOR THE HOMELESS, INC)** to provide up to \$83,796.00 in Housing Opportunities for Persons With Aids Funds for the continuing administration and operation of a Supportive Services Program offering Childcare for homeless families affected by HIV/AIDS

22. Council Member Cohen tagged

ORDINANCE relating to the Fiscal Affairs of the **MIDTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)**; approving a waiver and release of a restriction on a certain tract of land located at 3300 Main Street in the Main Street Addition Subdivision, Houston, Harris County, Texas; approving the Fiscal Year 2015 Operating Budget for the Authority and the Fiscal Years 2015-2019 Capital Improvements Budget for the Zone - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**

23. Ordinance 2014-1002

ORDINANCE appropriating \$7,292,068.00 out of Tax Increment Funds for Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone), Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), Reinvestment Zone Number Three, City of Houston, Texas (Main Street/Market Square Zone), Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone), Reinvestment Zone Number Six, City of Houston, Texas (Eastside Zone), Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Alameda Corridors Zone), Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate Zone), Reinvestment Zone Number Nine, City of Houston, Texas (South Post Oak Zone), Reinvestment Zone Number Twelve, City of Houston, Texas (City Park Zone), and Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone) for affordable housing and payments to Houston Independent School District as provided herein

ORDINANCES - continued

24. Ordinance 2014-1003

ORDINANCE appropriating \$1,004,116.21 out of Tax Increment Funds for Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone), and Reinvestment Zone Number Three, City of Houston, Texas (Main Street/Market Square Zone) for administrative expenses and payments to certain redevelopment authorities as provided herein

25. Ordinance 2014-1004

ORDINANCE approving and authorizing Maintenance Agreement for right-of-way improvements between the City of Houston and the **SAINT GEORGE PLACE REDEVELOPMENT AUTHORITY DISTRICTS G - PENNINGTON and J - LASTER**

26. Ordinance 2014-1005

ORDINANCE approving and authorizing Purchase and Sale Agreement between the City of Houston, Texas, Seller, and **PABLO CHAVEZ**, Purchaser, for the sale of 19.390 acres of land located at 800 and 815 Dorsett Street, being a part of the John Brown Survey, Abstract Number 8, Houston, Harris County, Texas, for \$3,505,127.35; approving and authorizing a Special Warranty Deed - **DISTRICT H - GONZALEZ**

27. Ordinance 2014-1006

ORDINANCE appropriating \$1,969,000.00 out of Equipment Acquisition Consolidated Fund for Purchase of Equipment, Software and Services for the Houston Police Department

28. Ordinance 2014-1007

ORDINANCE approving an Interlocal Agreement between the City of Houston and **MONTGOMERY COUNTY ESD #7** and **MONTGOMERY COUNTY HOSPITAL DISTRICT** for the purpose of providing Fire Protection Services and Emergency Medical Services to Lake Houston Wilderness Park

29. Ordinance 2014-1012

ORDINANCE establishing the west side of the 200-300 block of Terrace Drive, between Memorial Drive and Blossom Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN**

30. Ordinance 2014-1008

ORDINANCE appropriating \$547,993.34 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Utility Relocations affected by the widening and reconstruction of US 290 from east of West Little York to west of Fairbanks North Houston - **DISTRICT A - STARDIG**

31. Ordinance 2014-1009

ORDINANCE appropriating \$115,974.56 out of Houston HAS Airport Improvement Fund; \$463,898.21 out of HAS FAA Grants Fund and awarding construction contract to **KENMAR GENERAL CONTRACTING, LLC** for the Residential Noise Mitigation of eleven (11) homes in the North Hollow Subdivision in the vicinity of George Bush Intercontinental Airport/Houston (Project No. 676); 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

ORDINANCES - continued

32. Ordinance 2014-1010

ORDINANCE appropriating \$7,241,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORPORATION**, for East Water Purification Plant: Plant 3 Sedimentation Basin Clarifier Drives and Mechanisms and Electrical Conduits Replacement; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - MARTIN**

33. Ordinance 2014-1011

ORDINANCE appropriating \$1,606,100.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **ALSAY INCORPORATED** for Park Ten Water Well No. 5; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 34 through 36

MISCELLANEOUS

34. Motion 2014-0999

SET A HEARING DATE for the second amendment to the Project Plan and Reinvestment Zone Financing Plan for **TIRZ NO. 17 (MEMORIAL CITY ZONE)** - **DISTRICTS A - STARDIG and G - PENNINGTON**
HEARING DATE - 9:00 A.M. - WEDNESDAY - DECEMBER 3, 2014 – Set to December 3, 2014

35. Motion 2014-1000

SET A HEARING DATE for the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWO (MIDTOWN ZONE)** - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**
HEARING DATE - 9:00 A.M. - WEDNESDAY - DECEMBER 3, 2014 – Set to December 3, 2014

36. Motion 2014-1001

SET A HEARING DATE for the third amendment to the Project Plan and Reinvestment Zone Financing Plan for **TIRZ NO. 8 (GULFGATE ZONE)** - **DISTRICTS D - BOYKINS; E - MARTIN and I - GALLEGOS**
HEARING DATE - 9:00 A.M. - WEDNESDAY - DECEMBER 3, 2014 – Set to December 3, 2014

MATTERS HELD - NUMBERS 37 through 42

Motion 2014-0991 – Suspend rules to consider Items 37, 38 and 39 out of order

37. Motion withdrawn

MOTION by Council Member Stardig/Seconded by Council Member Kubosh that the proposed Resolution authorizing the creation of Houston Civic Events, Inc., A Local Government Corporation, be amended to provide that it be brought back to Council in five years for review

TAGGED BY COUNCIL MEMBER LASTER

This Item should be considered prior to consideration of Item 38 below

38. Resolution 2014-0044

RESOLUTION authorizing the creation of **HOUSTON CIVIC EVENTS, INC**, a Local Government Corporation; approving the Certificate of Formation; approving the initial By-Laws; appointing the initial Board of Directors and Chair of the Board - **TAGGED BY COUNCIL MEMBER LASTER**

This was Item 13 on Agenda of November 5, 2014

39. Ordinance 2014-0992

ORDINANCE **AMENDING SECTION 25-18 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Special Events Accounting Practices

This item should only be considered upon passage of Item 38 above

TAGGED BY COUNCIL MEMBER LASTER

This was Item 14 on Agenda of November 5, 2014

40. Ordinance 2014-1013

ORDINANCE **AMENDING DIVISION 3 OF ARTICLE II OF CHAPTER 9 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Ground Transportation at City Airports

TAGGED BY COUNCIL MEMBER MARTIN

This was Item 15 on Agenda of November 5, 2014

41. Ordinance 2014-1014

ORDINANCE approving and authorizing contract between the City of Houston and **JOHNSON & JOHNSON** for representation of the City before the Texas Legislature during the next Legislative Session - 2 Year term - \$757,050.00 - General Fund

TAGGED BY COUNCIL MEMBER KUBOSH

This was Item 17 on Agenda of November 5, 2014

42. Ordinance 2014-1015

ORDINANCE appropriating \$1,177,185.00 out of Parks & Recreation Dedication Fund for Land Purchase and Title Services, for and in connection with the purchase of property consisting of 10,000 square feet of land, located at 424 Westheimer Road, Houston, Harris County, Texas; approving a Purchase and Sale Agreement between Sylvia Wang Cumberland, Seller, and the City of Houston, Texas, Purchaser - **DISTRICT C - COHEN**

POSTPONED BY MOTION #2014-989, 11/5/14

This was Item 36 on Agenda of November 5, 2014

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Boykins 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

11/12/2014 - All present