

City Council Chamber, City Hall, Tuesday, September 1, 2015

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, September 1, 2015 with Mayor Annise Parker presiding with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Edward Gonzalez, Robert Gallegos, Mike Laster, David W. Robinson, Michael Kubosh, and C. O. "Brad" Bradford, Jack Christie D. C., Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division; and Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office, present. Council Members Larry V. Green and Stephen C. Costello absent on personal business.

At 1:40 p.m. Mayor Parker called the meeting to order and stated they would start with the presentation portion of the City Council meeting. Council Members Davis, Cohen, Pennington, Gallegos and Laster absent.

Council Member Christie stated that today they were honoring the victors on the 70th Anniversary of the end of World War II and when they think of the beginning of the end that Normandy Beach was the beginning of the end which was the place that his dad landed but 50 days later the liberation of Paris which he displayed a picture of General Eisenhower, a French General and Soldiers and one of the soldiers was his father, he thinks about all the Veterans that we have in this city, that Tom Brokaw talks about the greatest generation, not to take anything away from the Veterans we have today but probably the military was one of the smartest, most focused professional military in the history of mankind, they all gave themselves, like back then all volunteers and they have the Veterans with them today of that greatest generation and requested all the Veterans to stand in the audience and asked for everyone to applaud those World War II Veterans.

The Veterans received a standing ovation and all the Veterans that were present for the presentation and group picture was taken. Council Member Christie stated that this was the 70th Anniversary of the end of World War II, where the allied countries saved the world from an evil dominating force and gave their lives, 60 million people lost their lives and they all were present to honor those who gave those sacrifices; the surrender was on August 15, 1945 when the allies joined together to end a horrific war and Mayor Parker would give the proclamation to their Veteran Affairs individually and therefore she proclaimed September 1, 2015 as Our Celebration of the 70th Anniversary of the End of World War II in Houston Texas.

Council Member Robinson stated he had the pleasure to introduce a dear friend of his and his immediate successor as President of the Super Neighborhood Alliance and she does not need any introduction Ms. Tomaro Bell; an outstanding activist, phenomenal woman, wonderful mother, an extraordinary wife and a proud American with a heart of compassion for the people were a of the many characteristic exemplify in her and she was known to hold the Legislators and Elected Officials to their word and when they were not representing according, she aggressively challenge them on the behalf of seniors who were in need of an advocate for their health care issues, on behalf of the young people who were trying to obtain a quality education and when issues of the impoverished of unrecognized and her dedication and readiness to being a true servant had been shown in her immediate reaction to some of Houston's Major Hurricanes, the City of Houston commends Tomaro Bell for her accomplishments and commitment to the community and therefore Mayor Parker proclaimed September 1, 2015 as Ms. Tomaro Bell Day in Houston Texas. Council Members Davis, Boykins, and Pennington absent.

Council Member Stardig stated it was her pleasure to once again recognize they have so many great Houstonians that volunteer their time, watch out for their neighbors and was always good neighbors to the entire community and invited the Rudichuk's to the podium; in the Spring Branch community they had so many people that were impacted by the Memorial Day flood and Mr. and Mrs. Rudichuk were one of the couples that stepped up for their neighbor that was in his late 80's and he did not know what to do when a tree fell on his house which there were so many stories like this and they can not miss an opportunity to recognize good neighbors; Mr. and Mrs. Rudichuk are residents of the Spring Branch Oak Civic Subdivision along with their daughter, Gregory was a founding principle and the President of EXCEL Midstream Solution Inc. and Carla works by assisting in various job duties, a homemaker, school teacher and they had remained encouraged and engaged in their Homeowner's Association and worked to improving the situation in the area and therefore Mayor Parker proclaimed September 1, 2015 as Gregory and Carla Rudichuk Day in Houston Texas. Council Members Davis, Boykins and Pennington absent.

At 2:33 p.m. Mayor Parker recognized Council Member Christie for the invocation and he led the pledge of allegiance. Council Members Davis and Pennington absent.

At 2:36 p.m. City Secretary called the roll. Council Members Davis and Pennington absent. Council Members Larry V. Green and Stephen C. Costello absent on personal business.

Council Member Gonzalez moved to adopt the minutes from the previous meeting and seconded by Council Member Bradford and Council Member Kubosh moved that the adoption of the minutes be delayed for one week and seconded by Council Member Pennington, all voting aye, nays none.

Council Member Nguyen stated he would like to introduce the AYANMS International from Katy that aim to promote students and enrichment for student on educational tours and this week they brought the School Administrators from Nigeria and he wanted to welcome them. Council Members Cohen and Pennington absent.

Council Member Boykins moved that the rules be suspended for the purpose of hearing Reverend James Nash out of order and seconded by Council Member Gonzalez, all voting aye, nays none. Council Members Cohen and Pennington absent. **MOTION 2015-0589 ADOPTED**

Council Member Christie stated he wanted to recognize his sister that was present from Dallas and was present to see what he was all about. Council Members Cohen and Pennington absent.

Council Member Christie moved that the rules be suspended for the purpose of hearing Ms. Carolyn Elliott out of order, all voting aye, nays none. Council Members Cohen and Pennington absent. **MOTION 2015-0590 ADOPTED**

The City Secretary began calling the list of speakers.

Mr. Jeff Heflin, 13626 Kluge Rd., Cypress, 77429, (281)830-3052 had reserved time to speak but was not present when his name was called. Council Members Gonzalez, Gallegos and Laster absent.

Mr. Kenton Andrews, 3900 Essex Lane, Suite 800, 77027 had reserved time to speak but was not present when his name was called. Council Members Gonzalez, Gallegos and Laster absent.

Mr. William B. Westcott, 3900 Lane, Suite 800, 77027 had reserved time to speak but was not present when his name was called. Council Members Gonzalez, Gallegos and Laster absent.

Mr. Bruce Nichols, 12439 Huntingwick Dr., 77024, (713) 249-7133 appeared and stated he was present to call attention to the to the fact that Item 5 on the agenda there appeared to be no representative on the board from the residential neighborhood around Memorial City and given the negative impact that commercial development in the area was having on area homeowners was worth considering or at the very least they should be considering a broadening of voting membership to reach beyond the developer network, the Memorial City Management District calls for it not the interest of member developers but for the interest of the public welfare. Council Members Gonzalez, Gallegos and Laster absent.

Pastor James Nash, 8418 Colonial Lane, 77051, (713)725-1664 appeared and stated that he appeared some time ago, talking about the possibility of being a Ferguson or Baltimore in Houston, that were having problems with police shooting of citizens and one of the things he was requesting for more community policing and wanted the Chief of the Houston Police Department to commit to telling them what was the plan and also wanted to know what the Mayor's plan for protecting the citizen of the communities. Council Members Davis, Pennington and Laster absent.

Mayor Parker stated that she believes they had been practicing community oriented policing since early on in the history of the Police Department but had been more focused since Chief Lee Brown's day but she had to say that she thinks that Chief McClelland was the most accessible Police Chief the city has ever had, he has more town home meetings, he reaches out proactively and she understands that tension was high now but she also thinks that there was a history of experience in Houston that other cities may not have in terms of positive interaction between the Police Department and the communities but she believes if there was a need and request of a series of town hall meeting she believe the Chief would step up and she would be more then welcomed to have her present there if needed. Council Members Davis, Pennington and Laster absent.

Dr. Alkebu Motata, 5022 Cosby, 77021, (713)741-5150 had reserved time to speak but was not present when his name was called. Council Members Davis, Pennington and Laster absent.

Ms. Jane West, 2114 Lubbock, 77007, (832)721-9080 appeared and stated she was a Chair of the Super Neighborhood Alliance and was present in support of the people from Spring Branch who were present to speak about the flooding and drainage issues and to remind all that their Item No.3 on the top ten list of the Super Neighborhood Alliance from two years ago in Chapter 42 was amended, was to end the grandfathering for detention and know they had been waiting a long time for Chapter 9 and the infrasture design manual was issued on July 1 and they had been told the grandfathering for detention would be ended and the situation would improve but she did not get any farther than the first page when she saw the situation did not improve in the amended version of Chapter 9, it worsen; there was no requirements relative to lots drainage on neighbor's property. Council Members Davis, Boykins and Martin absent.

Ms. Virginia Gregory, 9806 Westview Drive, 77055, (713)465-5814 appeared and stated was present to tell the story of her neighborhood, that they were also were affected by the elevation of development around her area, she displayed a map to show their neighborhood that was flooded on May 24, 2015 and then presented a photo of the information that she showed Council last month about the detention pond that was 60 acres and that was declared dysfunctional, it does not work and it was two feet over the level on that Memorial Day and was told that the pumps did not need to be tweak and in this photo was taken with no electricity, the pumps could not work because the generator was not working and another picture from August 20, 2015 going down Genesser which was down the road from her and there was no excuse for this water to be so high because this was backing up because the pumps, pumped it completely dry and the City of Houston would not contain it because they gave it to the TIRZ 17 and in return they were going to repurpose it, they wanted to make it all into a water interest park. Council Members Davis, Boykins, Martin, Kubosh and Bradford absent.

Ms. Carolyn Elliott, 12434 Huntingwick Dr., 77024, (713)468-4840 appeared and stated she was resident of the Frostwood Subdivision and was present to voice concern of the lack of drainage issues that had caused her house to flood because of commercial developments and lack of detention pond and requested for the detention ponds to be Councils top priority. Council Members Davis, Boykins and Martin absent.

Ms. Leticia Elias, 3409 topping Street, 77093, (832)339-2865 appeared and stated she was present to speak about a roofing project that they performed on Fire Station 84; that she was the owner of Elias Commercial Roof Systems, she received her roofing license for commercial and residential contracting in 1994 and in February of 2014 she was contracted with J.E. Dunn Construction to do roofing for Fire Station 84, the project was already two months behind when she started and she finished the job two weeks ahead pending perimeter application and J.E. Dunn decided to withhold funds received from their roofing work and accused her from delaying the job for 32 days, the issue was related to design of wall panels, not the roof and OBO, The General Services Department as well as the Project Manager had attempted to assist Elias in recovering payment for the service rendered and J.E. Dunn has refused and her request was simple, the funds from the retainage being held of approximately \$650,000 be appropriated to pay the \$192,00 for the materials, labor, and service rendered as noted in the warranty then she would and can legally issue it to the City of Houston and her only other option was to void the warranty for cause . Mayor Parker, Council Members Davis, Cohen, Boykins, Martin, Kubosh and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Stephanie Minor, 13137 Clarewood Dr., 77072, (832)529-8070 8832 had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Davis, Cohen, Boykins, Martin, Kubosh and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Susan J. Daugherty, no address, no phone appeared and stated she was present to voice concern of the flooding in her neighborhood, that she had to watch the water raise to her house due to drainage issues, detention issues and expressed her opinion on TIRZ 17 and what they wanted to do with the detention pond. Mayor Parker, Council Members Davis, Cohen, Boykins, Martin, Nguyen and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Karen Kleypas, 10203 Chatterton Dr., 77043, (281)610-4610 appeared and stated she lives on Conrad Saur, close to that detention pond that TIRZ 17 wants to repurpose, the detention was built for their homes to help flooding and expressed her concerns about TIRZ and

concern about flooding in her neighborhood. Mayor Parker, Council Members Davis, Cohen, Boykins, Martin, Nguyen, Gonzalez and Christie absent. Council Member Stardig presiding.

Ms. Sherry Kelm, 9930 Shadow Wood Dr., no phone, appeared and stated she also had a house that flooded twice in 2009 and this pasted year which now she was considered by FEMA to be severe repetitive loss and expressed concern of the flooding in her neighborhood due to the lack of drainage and detention pond issues. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Pennington, Gonzalez, Laster and Christie absent. Council Member Stardig presiding.

Ms. Cyd Dillahunty, 1120 Springrock Lane, 77055, (713)464-8120 appeared and stated she was present for the TIRZ 17 meeting and expressed her opinion about the meeting and TIRZ 17 plan for the detention pond and her concerns of flooding in her neighborhood. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez, Laster and Christie absent. Council Member Stardig presiding.

Ms. Lois Myers, 9701 Westview Dr., 77055, (713)461-7447 appeared and stated she was present to express concerns of TIRZ 17, that she had solution, also expressing her feeling of her house getting flooded twice in six years and ask where were the detention ponds that were agreed when Council signed the contract in 2013 and why the contract not enforced and to amend Chapter 9 be put on the agenda. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Mr. Ed Browne, 41 Rollingwood Drive, 77080, (713)208-2958 appeared and stated he was present for the TIRZ 17 meeting and expressed his opinion about the meeting and TIRZ 17 plan for the detention pond and his concerns of flooding in his neighborhood. Mayor Parker, Council Members Davis, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Ms. Cynthia Neely, 403 Hollow Drive, 77024, (713)563-1483 appeared and stated that she was nearly deaf and she had been enjoying reading all captions but she was present to expressed concern of the flooding in her neighborhood due to the lack of drainage and detention pond issues. Mayor Parker, Council Members Davis, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Mr. Saleem Zaidi, 2942 Scott Street, 77004, (713)851-5862 had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Mr. Bobby Taylor, P.O. Box 202021, 77220, (832)870-7673 had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Mr. Robert Haley, 16614 Darby House St., Cypress, 77429, (713)253-0499 had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Mr. John Noflin, 12903 Brent Rock Dr. No.703, 77082, (832)208-1498 had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Mr. James Partsch-Galvan, 1611 Holman, 77004, (713)528-2607 had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Mr. Kevin Itima, 6000 Reims No. 4403, 77036, (832)630-0799 had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

Ms. Deborah Allen, 12000 Martin Luther King, No. 2059, 77048, (713)264-0127 had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez and Laster absent. Council Member Stardig presiding.

President Joseph Charles, Post office Box 524373, 77052-4373, Houston, TX, appeared and stated his subject was absolute Marshal Law, Salaries, Revoked, H/City, Texas/State, and Government Systems and continued to voice his personal experiences until his time expired. Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez, Laster and Kubosh absent. Council Member Stardig presiding. **NO QUORUM**

Note: During the public session many 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 4:04 p.m. The City Council was recessed until 9:00 a.m., Wednesday, September 2, 2015, Mayor Parker, Council Members Davis, Boykins, Martin, Nguyen, Gonzalez, Laster and Kubosh absent. Council Members Larry V. Green and Stephen C. Costello absent on personal business. Council Member Stardig presiding. **NO QUORUM**

At 8:20 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the items on the Agenda.

The Houston City Council reconvened at 9:00 a.m., Wednesday September 2, 2015, Mayor Annise Parker presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Edward Gonzalez, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David Robinson, Michael Kubosh, C.O."Brad" Bradford, Jack Christie D.C. Ms. Donna Edmundson, City Attorney; Ms. Marta Crinejo and Ms. Stella Ortega Agenda Director, present.

At 9:07 a.m. Mayor Parker called the meeting order and requested the City Secretary to precede with the consent agenda. Council Members Stardig, Davis, Cohen, Martin, Nguyen and Robinson absent.

Mayor Parker stated she wanted to wish the City Attorney Ms. Donna Edmundson a belated happy birthday, her birthday was yesterday.

Council Member Costello moved that the rules be suspended for the purpose of considering Items 1-8 out of order before the Mayor's Report and seconded by Council Member Gonzalez, all voting aye, nays none. Council Members Davis and Robinson absent. **MOTION 2015-0591 MOTION**

1. **CONFIRMATION** of the appointment of **SHERRIE L. MATULA** for Position Two on the **HOUSTON AREA LIBRARY AUTOMATED NETWORK (H.A.L.A.N.) ADVISORY BOARD**, for two year term- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Robinson absent. **MOTION 2015-0592 ADOPTED**

2. **REQUEST** from Mayor for confirmation of the reappointment of the following individuals to the **COASTAL WATER AUTHORITY'S BOARD OF DIRECTORS**:
 - Position One - **GITI ZARINKELK**, for a term to expire 3/31/2016
 - Position Two - **JOHN ODIS COBB**, for a term to expire 3/31/2016
 - Position Three - **TONY L. COUNCIL**, for a term to expire 3/31/2017
 - Position Four - **D. WAYNE KLOTZ**, for a term to expire 3/31/2017- was presented, moved by Council Member Gonzalez and seconded by Council Member Costello, all voting aye, nays none. Council Members Davis, Laster and Robinson absent. **MOTION 2015-0593 ADOPTED**

3. **REQUEST** from Mayor for confirmation of the reappointment of the following individuals to the **GREATER SOUTHEAST MANAGEMENT DISTRICT BOARD OF DIRECTORS**, for terms to expire June 1, 2019:
 - Position Twelve - **CHRIS HAGENEY**
 - Position Thirteen - **TEDDY A. MCDAVID**
 - Position Fourteen - **BRIAN G. SMITH**
 - Position Fifteen - **ROBERT S. MUHAMMAD**
 - Position Sixteen - **ROBERT C. COMBRE**
 - Position Seventeen - **JANICE M. SIBLEY-REID-**
was presented, moved by Council Member Gonzalez and seconded by Council Member Costello, all voting aye, nays none. Council Member Robinson absent. **MOTION 2015-0594 ADOPTED**

4. **REQUEST** from Mayor for confirmation of the reappointment of the following individuals to the **FIRE CODE BOARD OF APPEALS**, for terms to expire December 31, 2016:
 - Position Seven - **FRED K. WHITTY**
 - Position Nine - **RALPH GREEN-**
was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Robinson absent. **MOTION 2015-0595 ADOPTED**

5. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HARRIS COUNTY MUNICIPAL MANAGEMENT DISTRICT NO. 1 (MEMORIAL CITY MANAGEMENT DISTRICT) BOARD OF DIRECTORS**, for terms to expire June 1, 2019:
 - Position One - **STEVEN W. GOSS**, reappointment
 - Position Two - **TRACY SMITH SARE**, appointment
 - Position Three- **DAN MOODY, III**, appointment
 - Position Four - **GLENN AIROLA**, reappointment
 - Position Six - **WILLIAM M. MOSLEY, JR.**, reappointment-
was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Robinson absent. **MOTION 2015-0596 ADOPTED**

6. **REQUEST** from Mayor for confirmation of the reappointment of the following to the **HOUSTON PUBLIC LIBRARY FOUNDATION BOARD OF DIRECTORS**, for terms to expire March 1, 2017:

Position Six - **NEIL THOMAS**
Position Eight - **CARME WILLIAMS**
Position Ten - **SUE LOVELL**

Position Thirteen - **TINA ARIAS PETERMAN-**

was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Robinson absent. **MOTION 2015-0597 ADOPTED**

7. **REQUEST** from Mayor for confirmation of the reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE OLD SPANISH TRAIL/ALMEDA CORRIDORS ZONE**:

Position One - **ALGENITA SCOTT DAVIS**, for a term to expire 5/6/2017

Position Three - **ZINETTA A. BURNEY**, for a term to expire 5/6/2017, and to serve as Chair for a term ending 12/31/2015-

was presented, moved by Council Member Gonzalez and seconded by Council Member Boykins, all voting aye, nays none. **MOTION 2015-0598 ADOPTED**

8. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **WESTCHASE DISTRICT BOARD OF DIRECTORS**, for terms to expire June 1, 2019:

Position Nine - **MARK D. SMITH**, reappointment
Position Ten - **MARK TAYLOR**, reappointment
Position Eleven - **TREY STONE**, appointment
Position Twelve - **BRAD FRICKS**, reappointment
Position Thirteen - **DAVID LEE**, reappointment
Position Fourteen - **PHILIP M. SCHNEIDAU**, reappointment
Position Fifteen - **PATRICK MANCHI**, reappointment
Position Sixteen - **HARRY GREENBLATT**, appointment
Position Seventeen - **ANDREW R. LEAR**, reappointment-

was presented, moved by Council Member Gonzalez and seconded by Council Member Costello, all voting aye, nays none. **MOTION 2015-0599 ADOPTED**

MAYOR'S REPORT - Overview of TIRZ budgets and CIP- was presented by the Chief Development Officer, Mr. Andy Icken and the Deputy Director Economic Development Ms. Gwendolyn Tillotson a copy of which is available in the Office of the City Secretary. Mr. Icken and Ms. Tillotson were questioned at length by Members of Council.

CONSENT AGENDA NUMBERS 1 through 44

ACCEPT WORK - NUMBERS 10 through 15

10. **RECOMMENDATION** from Director General Services Department for approval of final contract amount of \$224,878.96 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Remediation, Removal and Installation of Underground Storage Tanks at Fire Station No. 19 for the Houston Fire Department - 4.05% under the original contract amount **DISTRICT B – DAVIS**- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0600 ADOPTED**

12. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$8,041,725.06 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC** for Braesmont Drive Area Drainage and Paving Improvements - 3.91% over the original contract amount and under 5% contingency amount **DISTRICT C – COHEN**- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0601 ADOPTED**

13. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$2,874,097.67 and acceptance of work on contract with **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Imperial Valley Area Package I 2.86% under the original contract amount - **DISTRICT B – DAVIS**- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0602 ADOPTED**

14. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$3,231,733.09 and acceptance of work on contract with **D.L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in the Inwood Pines Area - 1.36% over the original contract amount and under 5% contingency amount - **DISTRICTS A - STARDIG and B - DAVIS** - was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0603 ADOPTED**

PURCHASING AND TABULATION OF BIDS - NUMBERS 17 through 20

17. **MEGGITT TRAINING SYSTEMS, INC** for a Firearms Targeting System and Shooting Booths for the Houston Police Department - \$389,995.12 - Police Special Services Fund- was presented, moved by Council member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0604 ADOPTED**

18. **APPROVE** spending authority in an amount not to exceed \$2,006,203.72 to purchase Public Safety and Emergency Preparedness Equipment and Services through the Master Intergovernmental Cooperative Purchasing Agreement with **SAFEWARE, INC** for Various Departments - General Fund- was presented, moved by Council member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0605 ADOPTED**

19. **ORDINANCE** appropriating \$46,384.88 out of Equipment Acquisition Consolidated Fund for the Purchase of Equipment and Landscape Trailers for Various Departments- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0824 ADOPTED**

20. **TRAILER WHEEL & FRAME COMPANY** for Purchase of Equipment and Landscape Trailers for Various Departments - \$50,947.93 - Enterprise Fund
This item should only be considered after passage of Item 19 above- was presented, moved by Council member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0606 ADOPTED**

ORDINANCES - NUMBERS 24 through 44

24. **ORDINANCE** approving submission of a grant application to the **U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT** for the 2015 Lead Hazard Reduction Demonstration Grant Program (The "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Houston Health and Human Services Department ("Director") to act as the City's representative in the application process; authorizing the Director 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 above-mentioned Grant Program; approving the City's matching contribution from Community Development Block Grant Funds from the Housing and Community Development Department- was presented and the City Secretary announced that the item had not been received and would be considered at the end of the agenda if received during the meeting.

26. **ORDINANCE** approving and authorizing Amendment No. 2 to Lease Agreement between the City of Houston and the **UNITED STATES OF AMERICA**, acting by and through the General Services Administration on behalf of Transportation Security Administration for Lease of space at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0825 ADOPTED**

27. **ORDINANCE** relating to the Fiscal Affairs of the **CITY PARK REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWELVE, CITY OF HOUSTON, TEXAS (CITY PARK ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority - **DISTRICT C – COHEN**- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0826 ADOPTED**

28. **ORDINANCE** relating to the Fiscal Affairs of **HARRISBURG REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWENTY-THREE, CITY OF HOUSTON, TEXAS (HARRISBURG ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Harrisburg Redevelopment Authority - **DISTRICTS B - DAVIS; H - GONZALEZ and I – GALLEGO**- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0827 ADOPTED**

30. **ORDINANCE** approving and adopting an updated ongoing service and assessment plan for and on behalf of the **LAMAR TERRACE PUBLIC IMPROVEMENT DISTRICT NO. 2**, covering the

period 2015 through 2024 pursuant to Chapter 372 of the Texas Local Government Code; containing other provisions related to the subject; providing for severability - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0828 ADOPTED**

32. **ORDINANCE** appropriating \$11,286.00 out of Reimbursement of Equipment / Project Fund for the Purchase and Installation of Sod for the New Pleasanton Manor Park Baseball Field - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0829 ADOPTED**

34. **ORDINANCE** approving and authorizing a second amendment to the contract between **HOYT BREATHING AIR PRODUCTS, INC** and the City of Houston to increase the spending authority from \$826,080.00 to \$1,032,600.00 for Inspection, Maintenance, Repair and Testing on Self-Contained Breathing Apparatus for Various Departments- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0830 ADOPTED**

35. **ORDINANCE** awarding contract to **Q ENVIRONMENTAL, INC** for Oil Water Separators and Interceptors Maintenance Services for Solid Waste Management Department; providing a maximum contract amount - \$285,150.00 - General Fund- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0831 ADOPTED**

36. **ORDINANCE** appropriating \$1,144,000.00 out of Equipment Acquisition Consolidated Fund for the purchase of Equipment, Software and Services for the Houston Police Department- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0832 ADOPTED**

37. **ORDINANCE** consenting to the addition of 0.5165 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 109**, for inclusion in its district- was presented, all voting aye, nays none. Council Member Laster absent. **ORDINANCE 2015-0833 ADOPTED**

38. **ORDINANCE** approving and authorizing second supplement to Projects Contract between the City of Houston and the **COASTAL WATER AUTHORITY** approved by Ordinance No. 2009-0053; authorizing a pledge for additional funds out of the Water and Sewer General Purpose Fund established under Ordinance No. 2004-299, consistent with the second supplement- the City Secretary announced that the item had been pulled by the administration and would not be considered.

40. **ORDINANCE** appropriating \$3,655,116.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LLC dba IPR SOUTH CENTRAL, LLC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method; 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 (WW4258-66)- was presented, all voting aye, nays none. Council Member Laster absent.
ORDINANCE 2015-0834 ADOPTED

41. **ORDINANCE** NO. 2015-795, passed first reading August 25, 2015
ORDINANCE granting to **A GAIA AMERICA, 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**- was presented, all voting aye, nays none. Council Member Laster absent. **PASSED SECONDED READING IN FULL**
42. **ORDINANCE** NO. 2015-796, passed first reading August 25, 2015
ORDINANCE granting to **MACKAY COMPANY, INC., a Utah 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**- was presented, all voting aye, nays none. Council Member Laster absent. **PASSED SECONDED READING IN FULL**
43. **ORDINANCE** NO. 2015-797, passed first reading August 25, 2015
ORDINANCE granting to **SOUTHERN TRANSPORT, INC., 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**- was presented, all voting aye, nays none. Council Member Laster absent. **PASSED SECONDED READING IN FULL**
44. **ORDINANCE** NO. 2015-816, passed first reading August 25, 2015
ORDINANCE granting to **AAA ACTION SEPTIC SERVICE, L.L.C., 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**- was presented, all voting aye, nays none. Council Member Laster absent. **PASSEDSECONDED READING IN FULL**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

9. **RECOMMENDATION** from the Director of the Finance Department that the City Council receive the 2015 Appraisal Roll Information, Certification of the Anticipated Collection Rate and appoint Thy-Huyen Ruiz and Alma Tamborello to calculate and publish the City's Effective and Rollback Tax Rates in accordance with the "Truth-In-Taxation" provisions of the State Tax Code and Local Government Code- was presented, moved by Council Member Gonzalez and seconded by

Council Member Pennington, all voting aye, nays none. Council Member Laster absent. **MOTION 2015-0607 ADOPTED**

11. **RECOMMENDATION** from Director General Services Department for approval of final contract amount of \$2,896,046.00 and acceptance of work on contract with **J.E. DUNN CONSTRUCTION COMPANY** for Bethel Park for the Houston Parks and Recreation Department - 13.08% over the original contract amount and under the 14.17% approved contingency - **DISTRICT C – COHEN**- was presented, moved by Council Member Gonzalez and seconded by Council Member Christie and tagged by Council Members Green and Bradford. Council Member Laster absent.

15. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,306,705.51 and acceptance of work on contract with **METRO CITY CONSTRUCTION, INC** for Construction of W. Tidwell (Tanner) and Hempstead Highway Intersection - 4.82% under the original contract amount - **DISTRICT A – STARDIG**- was presented, moved by Council Member Gonzalez and seconded by Council Member Pennington and tagged by Council Members Davis, Green and Bradford.

Council Members discussed at length the requirements for MWBE goals and Council Member Costello advised that representatives of OBO would be present at the next committee meeting for discussion.

16. **CLIENTTRACK, INC** for Purchase of Hosted-Active User Licenses, Continual Improvement Services and Training for the ClientTrack Case Management Software System for the Department of Health & Human Services - \$1,000,000.00 - Essential Public Health Services Fund- was presented, moved by Council Member Gonzalez and seconded by Council Member Pennington, all voting aye, nays none. **MOTION 2015-0608 ADOPTED**

21. **ORDINANCE AMENDING SECTION 14-168 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Attendance, Workweek, and Overtime Compensation; containing findings and other provisions relating to the foregoing subject; providing for severability- was presented, all voting aye, nays none. **ORDINANCE 2015-0835 ADOPTED**

22. **ORDINANCE** appropriating \$4,100,000.00 out of Homeless and Housing Consolidated Bond Fund; approving and authorizing first amendment to grant agreement among the City of Houston, **HOUSTON AREA COMMUNITY DEVELOPMENT CORPORATION** and **NHH AT REED, LTD.** to increase the number of affordable housing units and to add the appropriated funds to a grant for site acquisition and construction of 187 unit housing community, to be located in the vicinity of 2620 Reed Road in Houston, Texas, that will provide affordable housing to low income households - **DISTRICT D – BOYKINS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0836 ADOPTED**

23. **ORDINANCE** approving the submission of a grant application to the **TEXAS DEPARTMENT OF AGING AND DISABILITY SERVICES** for the operation of the care connection Aging and Disability Resource Center for 2015-2016; declaring the City's eligibility for such grant; authorizing the Director of the Houston Health and Human Services Department ("Director") to act as the City's representative in the application process; authorizing the director 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 grant- was presented, all voting aye, nays none. **ORDINANCE 2015-0837 ADOPTED**

25. **ORDINANCE** approving and authorizing an agreement between the City of Houston and **AIRPORT MINORITY ADVISORY COUNCIL** for the Sponsorship, Coordination and Management of the 2017 Business Diversity Conference to be hosted by the Houston Airport System; providing a maximum contract amount - \$500,000.00 - Enterprise Fund- was presented, all voting aye, nays none. **ORDINANCE 2015-0838 ADOPTED**

29. **ORDINANCE** relating to the Fiscal Affairs of **LAKE HOUSTON REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvement Projects Budget for the Zone - **DISTRICT E – MARTIN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0839 ADOPTED**

31. **ORDINANCE** appropriating \$224,916.29 out of Lamar Terrace Public Improvement District No. 2 Fund for payment to **SAINT GEORGE PLACE REDEVELOPMENT AUTHORITY** pursuant to Ordinance No. 2003-0432 - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0840 ADOPTED**

33. **ORDINANCE** awarding contract to **TDINDUSTRIES, INC** for Facilities Maintenance Services for the General Services Department; providing a maximum contract amount - \$34,280,289.00 General, Enterprise and Other Funds – was presented and tagged by Council Members Boykins, Costello, Kubosh and Christie.

39. **ORDINANCE** finding and determining public convenience and necessity for the acquisition of real property interests in connection with the Public Improvement Project known as the Bayou Greenway 2020 Project (on Halls Bayou from Confluence Street to Jensen Drive, on Greens Bayou from Northborough to Greens/Gears Road, on Sims Bayou from Buffalo Speedway to S. Post Oak and on Hunting Bayou from Hutcheson to Leeland Park); authorizing the acquisition of Fee Simple Title in or permanent easements to fifty-four parcels of land required for the project and situated in the Eli Noland Survey, Abstract No. 600, the Malcolm B. Terrell Survey, Abstract No. 772, the B.B.B. & C.R.R. Survey, Abstract No. 174, the Wyley Smith Survey, Abstract No. 711, the James Bailey Survey, Abstract No. 145, the H.S. Bachelder Survey, Abstract No. 147 and the William P. Harris and Robert Wilson Survey, Abstract No. 32, in Harris County, Texas, said parcels of land being located along Halls Bayou from Confluence Street to Jensen Drive, Greens Bayou from Northborough to Greens/Gears Road, Sims Bayou from Buffalo Speedway to S. Post Oak and Hunting Bayou from Hutcheson to Leeland Park in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in or permanent easement to the fifty-four parcels of land required for the project **DISTRICTS B - DAVIS and K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0841 ADOPTED**

NON CONSENT AGENDA - NUMBER 45

MISCELLANEOUS

45. **SET A PUBLIC HEARING** on proposal to permanently take approximately 13.5781 acres of Cambridge Village Park for the new Houston Police Department Southwest Police Station **HEARING DATE - 9:00 A. M. - WEDNESDAY – NOVEMBER 11, 2015** was presented and Council Member Gonzalez moved to set 9:00 a.m. Tuesday, November 10, 2015 as the hearing date and seconded by Council Member Cohen, all voting aye, nays none. **MOTION 2015-0609 ADOPTED**

MATTERS HELD - NUMBERS 46 and 47

46. **ORDINANCE** appropriating \$19,814,000 Parks Consolidated Construction Fund to fulfill the obligations of the City in the Interlocal Agreement for Bayou Greenways 2020 between the City of Houston and the **HOUSTON PARKS BOARD LGC** approved by Ordinance 2013-635 **DISTRICT B - DAVIS - TAGGED BY COUNCIL MEMBER MARTIN**
This was Item 28 on Agenda of August 26, 2015- was presented and after discussion a roll call vote was requested:

ROLLED CALL VOTE:

Mayor Parker- voting aye
Council Member Stardig- voting aye
Council Member Davis- voting aye
Council Member Cohen- voting aye
Council Member Boykins- voting no
Council Member Martin- voting no
Council Member Nguyen- voting aye
Council Member Pennington- voting no
Council Member Gonzalez- voting aye
ORDINANCE 2015-0842 ADOPTED

Council Member Gallegos- voting aye
Council Member Laster- voting aye
Council Member Green- voting aye
Council Member Costello- voting aye
Council Member Robinson- voting aye
Council Member Kubosh- voting no
Council Member Bradford- voting no
Council Member Christie- voting no

47. **ORDINANCE** appropriating \$9,181,539.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **HUFF & MITCHELL, INC** for Condition Assessment Support Package for existing 96-inch water line along Clinton Drive; 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, contingencies, and construction management relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - DAVIS; H - GONZALEZ and I - GALLEGOS** **TAGGED BY COUNCIL MEMBERS DAVIS and GREEN**
This was Item 53 on Agenda of August 26, 2015- was presented, all voting aye, nays none. Council Members Davis and Kubosh absent.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Martin first

Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 11:26 a.m. Council Members Davis, Boykins, Martin, Pennington, Gallegos, Laster, Green, Kubosh and Bradford absent.

DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY

MINUTES READ AND APPROVED

Anna Russell, City Secretary