

City Council Chamber, City Hall, Tuesday, September 9, 2015

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, August 4, 2015 with Mayor Annise Parker presiding with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Edward Gonzalez, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David W. Robinson, Michael Kubosh, and C. O. "Brad" Bradford, Jack Christie D. C., Ms. Donna Edmundson, City Attorney, and Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office, present. Council Member Oliver Pennington absent on city business.

At 8:28 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the items on the Agenda.

At 9:09 a.m. Mayor Parker called the meeting to order and recognized Council Member Boykins for the invocation and pledge of allegiance. Council Members Davis, Cohen and Martin absent.

Mayor Parker stated that in courtesy of HPOU the Pray for Police wrist bands which were distributed, this was a day of Prayer for our Police Officers across the city and across the nation and they hoped that Members of Council would wear the bands.

At 9:12 a.m. City Secretary called the roll. Council Member Oliver Pennington absent on city business.

Council Member Kubosh moved and seconded by Council Member Bradford that the rules be suspended for the purpose to amend minutes of August 25,2015 to correctly show for Motion 2015-0570 was made by Council Member Kubosh and seconded by Council Member Boykins, all voting aye, nays none. **MOTION 2015-0610 ADOPTED**

Council Member Kubosh moved that the minutes for September 1, 2015 be delayed for a week and seconded by Council Member Green, all voting aye, nays none. **MOTION ADOPTED**

Council Member Boykins stated that yesterday at 4:25 p.m. he received an E-mail from a constituent notifying that a Senior Citizen in his District was attacked by her neighbors pit bull while she was walking her dog for exercise, she was rushed to Memorial Hermann Hospital and had to undergo two major surgeries but she was in great spirit; the question he had was when was enough was enough that they as a governing body must do their part to provide a more safety net for their residents by creating stiffer penalties for those who violate their ordinances and he understands the current City of Houston ordinance fine people up to \$100 for a dangerous dog attack but he wants to look into changing the city ordinance by providing stiffer penalties for dog attacks on Houstonians.

Mayor Parker stated that she would be happy to work with him on that and it may be important to note that this incident did not happen yesterday, it actually happen on August 31,2015 and the dog had previous attacked the lady and had been aggressive with her and they had picked up the dog to get sprayed and neutered that they did everything they could that was available under the ordinance and she researched it after Council Member Boykins called her, she understood the lady did not follow through with a formal complaint for an aggressive dog hearing and she was going to request that BARC send all Council Members a lay out of what the procedures were.

Mayor Parker stated that the first item was the financial 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 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 and a Quarterly Investment Report by the City Controller.

Mr. Ronald Green, City Controller and Mr. Kelley Dowe, Director of Finance reviewed the Monthly Operation and Financial; Report, a copy of which is in the City Secretary's office for review and after a lengthy discussion, Council Member Costello moved to accept the monthly financial report, seconded by Council Member Gonzalez, all voting aye, nays none. **MOTION 2015-0611 ADOPTED**

Council Member Martin moved that the rules be suspended for the purpose of adding Mr. Andrew Burks to the list of speakers and seconded by Council Member Gonzalez, all voting aye, nays none. Council Member Kubosh absent. **MOTION 2015-0612 ADOPTED**

The City Secretary began calling the list of speakers.

Mr. Mahmoud Darwiche, 23911 Elden Hills Ct., Katy, 77949, (713)232-7353 appeared and presented information relative to the rerouting of Mason Road which he reviewed and stated that he and his wife owned about 12 acres of land out in Katy, this was retirement and security blanket for later years, they had no immediate plans for developing or selling this land, it was a long-term investment for them and he was present to urge Council not to approve agenda Item No. 3 relative to the major thoroughfare and freeway plan and send it back to the drawing board because it had arrived in front of Council as a result of improper material in their opinion with improper due process, questionable design decision and possible conflict of interest and requested Council to look at Exhibit A from his packet, what was presented to Council for approval would require them to give away not eminent domain but to give away one-third of their land to Harris County and respectfully they can not do that; that the situation they were in today should have never been allowed to happen. Council Member Gonzalez absent.

Mayor Parker stated she wanted to make sure that they were clear that this was a Harris County project while this was a use of property for a road; he was not being expected to give his land away that he would be fully compensated. Council Member Gonzalez absent.

Mr. Sho Muhammad, Post Office 38372, 77238, (281)235-6460 appeared and stated he was present to speak about the job situation in Houston, he believes businesses and government offices should avoid background check because it encourages more crime, once a person does their sentence in jail or prison, they were doing time again in society by being punished by not being able to obtain employment because of the discriminating practices of a criminal background check and a lot of companies still allow these discriminating individuals to work for them but through a practice of hiring them through a temporary agency which employs these individuals by sending them to work for these companies and in a nut shell, it was one big racket designed to make money off of discriminated individuals and there something that needs to be done or considered. Council Member Gonzalez absent.

Mayor Parker stated that Mayors across the country had been discussing this matter for a while and there was nationwide initiative to not have a check off box on the front of an application requesting information on criminal convictions and does not mean that criminal background check

should not be part of the hiring process, it just means that there should be a comprehensive bar, it was just an easy way to eliminate people but there were many jobs where someone with a criminal conviction should not be considered and certain types of criminal convictions should not be considered but this was something they encourage the private sector to do and to follow the lead of public sector as they try to figure out ways to make their hiring process more equitable. Council Member Gonzalez absent.

Mr. Andrew Burks, no address, no phone appeared and stated he was present to speak about the BP situation and settlement which they had and he was concerned about it because he was happy they came to a settlement but when people were left out and not being paid, that makes him have a problem and especially Hamilton Rucker, who was in the meeting and originally asked the attorney along with Norman Jolly in the beginning when they started talking about the matter with Dave Fieldman; Hamilton was a minority attorney and for him not to get paid was insulting to this city; now the other two attorneys that were added into the team with the City of Houston, they came in 8 to 9 months later, Hamilton was in the beginning and Norman Jolly left the team and gave his proxy over to Hamilton, now it seems to be a problem with Hamilton being given the right revenues that he had worked and earned and the restaurants around the city had not ever been able to received or make a claim to BP for their losses. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

Mayor Parker stated she acknowledged that there was a dispute among the attorneys who represented the city in this lawsuit on a contingent fee basis and not wanting to get in the middle of this dispute among the attorneys, they put their portion of the BP settlement in the registry of the court and let them fight it out, the city had received their portion and there had been a set aside as they work their way through their dispute and it was not actually in the hands of the city any longer. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

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

Mr. Roland Curry, 5911 Bent Nough Ln., 77088, (832)977-9305 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

Ms. Morgan Cain, no address, (832)815-8640 had reserved time to speak but was not present when her name was called. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

Ms. Janice Brantly, 4002 Corder, Apt. 41, 77021, (713)885-4489 had reserved time to speak but was not present when her name was called. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

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. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

Mr. Barry Rosette, 3618 Lindenfield, Katy, 77449, (832)366-7284 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

Mr. Nwamri Diogu, 11847 Acadian Dr., 77099, (832) 493-4920 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

Mr. John Gaspari, 1616 West Dallas St., 77019, (815)545-7652 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Martin, Nguyen and Laster absent.

Mr. Andre Steele, 2506 Sutherland St., 77023, (646)831-3368 appeared and stated he was representative of United Here Hospitality Union and behalf of his Union he would like to inform Council of some very exciting news, last week they completed negotiation at the Hilton Americas in a new five year collective bargaining agreement and were actually in the process of ratifying the contract today and he would like to thank Council for their support, in particular Council Member Gallegos for his efforts in resolving the issue with parking and to Mayor Parker as she had been a great Mayor to them here in Houston and would also like to congratulate Hilton Management for negotiating in good faith with them and he had one last announcement; they recently completed collective bargaining agreement for concession workers at the airport with SSP America and he thanked them. Council Members Davis, Cohen and Laster absent.

Mr. Joshua Bullard, 3328 McGowen St., 77004, (832)258-7511 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen and Laster absent.

Mr. Robert Reed, 8109 Comal St., 77051, (713)734-9223 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen and Laster absent.

Mr. James Partsch-Galvan, 2705 Terry St., 77009, (713)528-2607 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen and Laster absent.

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. Council Members Davis, Cohen and Laster absent.

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. Council Members Davis, Cohen, Gallegos and Laster absent.

**Note:** During the public session motions were offered to extend time for questions of various speakers, and votes taken, which were not prepared in written form and may be viewed on HTV Houston or on disc.

At 10:27 a.m. End of the public speaking and moving to the consent agenda.

### **CONSENT AGENDA NUMBERS 1 through 28**

#### **MISCELLANEOUS** - NUMBERS 1 through 5

1. **REQUEST** from Mayor for confirmation of the appointment of the following individuals to the **BOARD OF DIRECTORS OF HARRIS COUNTY IMPROVEMENT DISTRICT NO. 12**, for unexpired terms ending June 1, 2019:

Position One - **MICHELE POLA**

Position Four - **LAURA OSTLIND THOMAS-**

was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2015-0613 ADOPTED**

4. **ORDINANCE** appropriating \$809,681.34 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **OSCAR RENDA CONTRACTING, INC** for the Northside Sewer Relief Tunnel Rehabilitation Area No. 4 (Approved by Ordinance No. 2012-0582) - **DISTRICTS B - DAVIS and H – GONZALEZ-** was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0844 ADOPTED**
  
5. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of Change Order No. 1 in the amount of \$809,681.34 for the Northside Sewer Relief Tunnel Rehabilitation Area No. 4 on contract with **OSCAR RENDA CONTRACTING, INC - DISTRICTS B - DAVIS and H - GONZALEZ**  
**This item should only be considered after passage of Item 4 above-** was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2015-0614 ADOPTED**

**ACCEPT WORK** - NUMBERS 6 through 8

6. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,584,232.34 and acceptance of work on contract with **GRAVA, LLC** for Fire Hydrant Replacement - 1.11% over the original contract amount and under the 5% contingency amount (WA11128)- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2015-0615 ADOPTED**
  
7. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$2,092,101.94 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Water Distribution System Rehabilitation and Renewal II - 2.56% under the original contract amount (WA11140)- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2015-0616 ADOPTED**
  
8. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$3,017,410.03 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Large Diameter Waterline Valve Replacement Project 1.98% under the original contract amount (WA11047)- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2015-0617 ADOPTED**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 9 through 12

9. **IDEXX DISTRIBUTION, INC** for Snap Test Kits for the Administration & Regulatory Affairs Department - 3 Years with two one-year options - \$700,375.00 - General Fund- the City Secretary announced that the item had been pulled by the administration and would not be considered.
  
11. **AMEND MOTION #2015-251, 4/15/2015, TO INCREASE** spending authority from \$1,160,316.87 to \$1,491,835.98 for Emergency Energy Management and Maintenance Services for the General Services Department, awarded to **JOHNSON CONTROLS, INC** - \$331,519.11 - Maintenance Renewal and Replacement Fund- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2015-0618 ADOPTED**
  
12. **FUJIFILM NORTH AMERICA CORPORATION** to Furnish and Install Digital Minilab Photographic Equipment for the Houston Police Department - \$71,089.84 - General Fund- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2015-0619 ADOPTED**

**RESOLUTIONS** - NUMBER 13

13. **RESOLUTION** authorizing Loan Application to the Texas Water Development Board (Clean Water State Revolving Fund Program) - was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **RESOLUTION 2015-0030 ADOPTED**

**ORDINANCES** - NUMBERS 14 through 28

14. **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.
  
15. **ORDINANCE** approving and authorizing submission of an application for and acceptance of a U.S. Department of Transportation FY16 Federal Motor Carrier Safety Assistance Program High Priority Grant; 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 such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program- was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0845 ADOPTED**

17. **ORDINANCE** relating to the Fiscal Affairs of the **EAST DOWNTOWN REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER FIFTEEN, CITY OF HOUSTON, TEXAS (EAST DOWNTOWN ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvement Projects Budget for the Zone **DISTRICTS H - GONZALEZ and I – GALLEGOS-** was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0846 ADOPTED**
19. **ORDINANCE** approving and authorizing third amendment to Lease Agreement between **BANK OF AMERICA, NATIONAL ASSOCIATION**, as Landlord, and the City of Houston, Texas, as tenant, for approximately 6,173 square feet of leased space at 8400 Long Point Road, Houston, Harris County, Texas, at a monthly rental of \$2,000.00, for the Spring Branch Storefront, Houston Police Department - **DISTRICT A – STARDIG-** was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0847 ADOPTED**
20. **ORDINANCE** approving and authorizing first amendment to Lease Agreement between **KITCHCO REALTY, LTD., METCO REALTY, LTD. and ACR-S HOLDINGS I, LTD.**, as Landlords, and the City of Houston, Texas, as Tenant, for 0.996 acres of leased space at 1010 Washington Avenue, Houston, Harris County, Texas, at a monthly rental of \$17,135.16, for parking for the Houston Permitting Center - **DISTRICT H – GONZALEZ-** was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0848 ADOPTED**
21. **ORDINANCE** amending Ordinance No. 2012-0092 (Passed on February 1, 2012) to increase the maximum contract amount for contract between the City of Houston and **HOV SERVICES, INC** for Mail Processing Services for Utility Water Bills for the Department of Public Works & Engineering \$731,550.00 - Enterprise Fund- was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0849 ADOPTED**
22. **ORDINANCE** approving and authorizing Interlocal Agreement between the City and **DEPARTMENT OF STATE HEALTH SERVICES ("DSHS")** for Analytical Laboratory Testing Services for the Public Works & Engineering Department (DSHS Contract No. 2016-047864) 1 Year - \$54,000.00 - Enterprise Fund- was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0850 ADOPTED**
24. **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- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2015-0851 ADOPTED**

25. **ORDINANCE** consenting to the addition of 55.017 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 231**, for inclusion in its district - **DISTRICT B - DAVIS and ETJ**- was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0852 ADOPTED**
  
26. **ORDINANCE** approving and authorizing Partial Assignment of rights to a Groundwater Reduction Plan Agreement between the City of Houston and **NORTHWOOD MUNICIPAL UTILITY DISTRICT NO. 1** and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 231 - DISTRICT B - DAVIS and ETJ** was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0853 ADOPTED**
  
27. **ORDINANCE** awarding contract to **T CONSTRUCTION, LLC** for FY2016 Ditches Rehab Work Orders #1; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines- was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0854 ADOPTED**
  
28. **ORDINANCE** appropriating \$2,660,070.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **NERIE CONSTRUCTION, LLC** for Wastewater Collection System Rehabilitation and Renewal; 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 (WW4235-83)- was presented, all voting aye, nays none. Council Members Davis and Gallegos absent. **ORDINANCE 2015-0855 ADOPTED**

### **END OF CONSENT AGENDA**

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

2. **RECOMMENDATION** from Director of Finance to place the proposed 2015 tax rate of \$0.601120/\$100 of value on the Wednesday, October 21, 2015 Council Agenda, or such other date that meets the requirements of the Texas Property Tax Code, call three public hearings at which interested persons will be given the opportunity to be heard on the proposed tax rate and provide for the publication of the notice of such hearings and other related information  
**HEARING DATES:**  
6:00 P.M. - Tuesday - September 22, 2015;  
6:00 P.M. - Tuesday - September 29, 2015; and  
9:00 A.M. - Wednesday - October 7, 2015-  
was presented, moved by Council Member Gonzalez and seconded by Council Member Green, all voting aye, nays none. Council Member Davis absent. **MOTION 2015-0620 ADOPTED**
  
3. **RECOMMENDATION** from Director Planning & Development Department to approve amendments to the 2014 Major Thoroughfare and Freeway Plan (MTFP) and authorize publication of the 2015 MTFP in map form- was presented, moved by Council Member Gonzalez



and seconded by Council Member Green and tagged by Council Member Stardig. Council Member Davis absent.

10. **ESSC, INC dba MEDIXSAFE, INC** for Payment for the Emergency Purchase of Biometric Security Cabinets for the Houston Fire Department - \$60,000.02 - Equipment Acquisition Consolidated Fund- was presented, moved by Council Member Gonzalez and seconded by Council Member Green, all voting aye, nays none. Council Member Davis absent. **MOTION 2015-0621 ADOPTED**
  
16. **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 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvement Projects Budget for the Zone **DISTRICTS C - COHEN; G - PENNINGTON and H – GONZALEZ**- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2015-0856 ADOPTED**
  
18. **ORDINANCE** relating to the Fiscal Affairs of the **UPPER KIRBY REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER NINETEEN, CITY OF HOUSTON, TEXAS (UPPER KIRBY ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvements Budget for the Zone **DISTRICTS C - COHEN and G – PENNINGTON**- was presented and tagged by Council Members Cohen and Christie.
  
23. **ORDINANCE** appropriating \$866,000.00 out of Parks Consolidated Construction Fund and \$89,087.50 out of Parks and Recreation Dedication Fund; re-allocating \$98,950.00 out of Fire Consolidated Construction Fund; awarding construction contract to **LEVEL INFRASTRUCTURE, LLC** for Braeburn Glen Park Parking Lot and Haden Park Parking Lot; 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 materials testing services, inspection services and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund, the Parks and Recreation Dedication Fund and the Fire Consolidated Construction Fund **DISTRICTS A - STARDIG and J – LASTER**- was presented, all voting aye, nays none. **ORDINANCE 2015-0857 ADOPTED**

**NON CONSENT AGENDA** - NUMBER 29

**MISCELLANEOUS**

29. **SET A PUBLIC HEARING DATE** relating to Planning and Development, providing for the adoption of the General Plan  
**HEARING DATE - 9:00 A.M. - WEDNESDAY - SEPTEMBER 16, 2015**- was presented, Council Member Gonzalez moved to set 9:00 a.m. Wednesday, September 16, 2015 as the hearing date and seconded by Council Member Christie, all voting aye, nays none. Council Member Davis absent. **MOTION 2015-0622 ADOPTED**

**MATTERS HELD** - NUMBERS 30 through 32

30. **MOTION** by Council Member Gonzalez/Seconded by Council Member Christie to adopt 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**  
**TAGGED BY COUNCIL MEMBERS GREEN and BRADFORD**

This was Item 11 on Agenda of September 2, 2015- was presented, all voting aye, nays none. Council Member Davis absent. **MOTION 2015-0623 ADOPTED**

31. **MOTION** by Council Member Gonzalez/Seconded by Council Member Pennington to adopt 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**  
**TAGGED BY COUNCIL MEMBERS GREEN, BRADFORD and DAVIS**

This was Item 15 on Agenda of September 2, 2015- was presented, all voting aye, nays none. Council Member Davis absent. **MOTION 2015-0624 ADOPTED**

32. **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

**TAGGED BY COUNCIL MEMBERS BOYKINS, COSTELLO, KUBOSH and CHRISTIE**

This was Item 33 on Agenda of September 2, 2015- was presented, Council Member Kubosh voting no, balance voting aye. Council Member Davis absent. **ORDINANCE 2015-0858 ADOPTED**

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Laster first

Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 11:34 a.m.

Council Members Boykins, Martin, Gonzalez, Gallegos, Laster, Kubosh and Bradford absent. Council Member Oliver Pennington absent on city business.

**DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY**

**MINUTES READ AND APPROVED**

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Anna Russell, City Secretary

