

City Council Chamber, City Hall, Tuesday, January 12, 2016

The Houston City Council convened at 1:30 p.m., Tuesday, January 12, 2016; Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Harlan Heilman, Division Chief, Claims & Subrogation Division,; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega Agenda Office present.

At 1:33 p.m. Mayor Turner called the meeting of City Council to order and stated first order of business was the presentation portion. Council Members Stardig, Boykins, Martin, Gallegos, Laster, Knox and Robinson absent.

Council Member Christie stated he was honored to recognize someone that had given six plus years to public education and as they know propensity of this depends on public education and 90 percent of this was public education, HISD was the central core of the students that have 215,000 students in the surrounding District and led the helm that makes a huge difference on the future workforce and invited Dr. Terry Grier to the podium; that has led the Houston HISD in the national spotlight by meeting the immediate challenges of urban education while crafting a global vision of its 215,000 students on 283 campuses and in his six years as Superintendent the graduation rate had increased to an all time high and the dropout rates had decreased by more than 50 percent, HISD has gained in closing achievement gaps under his leadership, led the District to become the first two time winner of the Broad prize and those few Schools Board Members that had served before, the Broad Prize was the number one, a million dollar prize, given to the Urban District that leads the nation in Urban Education, its approach linking classroom learning to college and careers named HISD a 30 million, five year U.S. Race to the Top Grant, where he was the 2014 winner of the Council of the Great City School, Urban Educator of the Year, Green Garner award and had been named as the 2015 Children's Defense Fund Champion of Children for his leadership in connecting children in health care coverage and HISD consistent expansion of its successful dual language program was on target to have all Elementary Schools students learning two languages in five years; Dr. Grier was widely recognized for his leadership in turning around failing schools and as such and received was named Texas Superintendent of the Year award in 2014 and was a finalist for the National Title, he has every award that can be given out for a Superintendent and on December 1, 2015 he would embrace a new adventure as he would retire from the HISD and the City of Houston commends Dr. Terry Grier for his comment to academic achievement of Houston youth and best wishes for continued success and therefore Mayor Turner proclaimed January 12, 2016 as Dr. Terry Grier Day in Houston Texas. Council Members Stardig, Davis, Laster, Knox and Robinson absent.

Council Member Green stated that today they celebrate a neighborhood warrior that looks after her neighborhood but also an entire community, this was a person who you do not want to get on her bad side whether it business or a neighbor that puts the heavy trash out on the wrong day and because of her effects, not only has our neighborhood been able to move forward and thrive and invited Ms. Linda Scurlock to the podium; Ms. Scurlock was the Chairperson for the Service Committee of Delta Sigma Theta Sorority at the University of Houston and an advocacy organization for the hiring of Black Professors, Council at the University and in 1977 Ms. Scurlock community activism began when her and her husband moved to the Herman Clark area and she join the Keswick Place Ramblewood Civic Club and later served as the President in the 1980s, the 1990s, and the 2000s; in 1977 under she leadership the Keswick Place Ramblewood Civic Club reincorporated and has remained active

and she was currently the President; in 2009 she was named President of the South Houston Concerned Citizens Coalition and had served this position for the last seven years and as President she had intuited an e-newsletter and other information pertinent to the community; her community involvement includes being a member of the Tax Increment Reinvestment Zone No.25 Board of Directors, along as the Dowling Middle School and the Madison High School Project Advisory Teams and in 2012 she received a Life Time Service Award from the GTN Harris County Council of Organizations and this year she received an Award of Excellence for her continuous support of the Martin Luther King Jr. Early Childhood Center and on January 8, 2016 would be honored for her work and tireless commitment to the City of Houston; the City of Houston commends Ms. Scurlock on her accomplishments and extends best wishes for her continue success, she would be leaving her Presidency of the South Houston Concern Citizen and Council Member Green requested members that the community stand up as they recognized her and therefore Mayor Turner proclaimed January 12, 2016 as Linda Scurlock Day in Houston Texas. Council Members Laster and Knox absent.

At 1:53 p.m. Mayor Turner recognized Council Member Davis for the invocation and he invited Pastor Ken Campbell to the podium for the invocation and Council Member Davis led the pledge of alliance. Council Members Laster and Knox absent.

At 1:55 p.m. The roll was called.

Council Member Cohen moved that the previous minutes be adopted and seconded by Council Member Martin, all voting aye, nays none. **MOTION ADOPTED**

At 1:56 p.m. Mayor Turner requested the City Secretary to call the Speaker List.

Ms. Deborah Elaine 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.

Dr. Alkebu Motapa, 5022 Cosby, 77021, (713)741-5150 had reserved time to speak but was not present when his name was called.

Ms. Janet Carratala- Negrin, 16434 Ashpoint Ln., Sugarland, TX, 77498, (832)728-5989 had reserved time to speak but was not present when her name was called.

Mr. Lorenza Butler, Jr., 3906 Daphne St., 77021, (832)880-3733 had reserved time to speak but was not present when his name was called.

Council Member Boykins stated that he received a call from Mr. Butler and he stated that he was trying to get here and they would hear him when he comes in.

Ms. Leticia Elias, 3409 Topping St., 77093, (832)339-2865 had reserved time to speak but was not present when her name was called.

Ms. Jogreta Williams, Post Office Box 946, Bellaire, TX, 77042, (713)542-4842 appeared and stated that there were new faces in this room, there were old face in this room which might recognize her, she came into this room in 2002 and she was in a power chair and told that she would never walk again yet she was present and she heard everyone pray and she started praying with Members of Council then she stop because of January 13, 2000 the world and God stopped for her which later she came down to City Hall to make her case and each time she was ushered out with promise and nothing happened, that was Mayor Bill White; she came back for Mayor Annise Parker; that to Mayor Turner recognized her because she had been before him and told her that third one was the charm well here he sits, he was the Mayor;

she was standing before Mayor Turner stating that this was the third time and “as long as you believe in your dream” was what Mayor Turner said that she was present because Adult Protective Services and other agencies say they would help and she was going through a situation right now, she had moved more times in the 15 years than she had in her entire life because of the leasing agents and the landlords, managers, predators that they know no one was looking. Council Members Boykins and Martin absent.

Mayor Turner requested that Ms. Williams get with Citizens Assistance just one more time, so they could brief him. Council Members Boykins and Martin absent.

Ms. Alma Cooper, 5508 Hialeah Dr., 77092, (713)478-6657 had reserved time to speak but was not present when her name was called. Council Members Boykins and Martin absent.

The City Secretary advised that Mr. Butler was now present to speak.

Mr. Lorenza Butler, Jr., 3906 Daphne St., 77021, (832)880-3733 appeared and stated that the Law of Houston Frontiers, nonprofit organization was dedicated in providing education and charitable assistance to Minority students of the Greater Houston area, they sponsor two major activities each year for support of the Organization and one of which eight of the Council Members supported them at the Martin Luther King Jr. Memorial Breakfast which solely funds their scholarships; in 2015 they awarded 25 Scholarships and the net proceeds of the breakfast was used to fund the Scholarship Program, they had awarded over a million dollars in scholarships in the past 27 years and the proceeds for the 2016 breakfast would be used to help fund more; as a member of Law Houston Frontiers Club he was encouraging all of the Council Members to be at this year’s breakfast and it was important to support this organization and he would see them at the Mayor’s reception at 7:45 in the morning on Monday and he received some of the Council Members checks and still waiting on the others. Council Members Boykins and Martin absent.

Mr. William Beal, 4718 Boicewood St., 77016, (713)672-7571 had reserved time to speak but was not present when his name was called. Council Members Boykins and Martin absent.

Mr. David Sommer, 905 Oak St., 77018, (832)540-4191 had reserved time to speak but was not present when his name was called. Council Members Boykins and Martin absent.

Mr. Lincoln Dow, 6638 Community Dr., 77005, (281)772-1834 appeared and stated he was native and proud Houstonian and a student at Saint John School, he comes before Council today to express his concerns about the Downtown Aquarium that was owned and operated by Landry’s and in 2004 the Downtown Aquarium opened a white tiger exhibit after receiving approval from United States Department of Agriculture and credited agency of Zoos and Aquariums, at the time, Landry’s assured this City Council that the exhibit would increase tourism and the tigers would be well taken of, unfortunately those promises had not be filled, the cats at the aquarium were kept indoors at all time, in a small concrete enclose, the tigers route in and out of the main display area and a smaller cage area off limits to the public and in the 12 years the animals had never been outside at least once, this display was not education nor does it contribute to conservation, it was simply unnatural and inhumane and in the wild tigers typically occupy a territory between 20 to 40 miles which can not be replicated in this indoor environment; the current regulation were painfully weak and do not adequately protect these animals; in the last several months, activists including himself had launch a campaign to advocate for the closing of this exhibit and they had collect 70,000 petition signatures including thousands from Houston residents and they had contacted Landry’s Corporate Management

and last month they protested on the property and now they call upon City Council to take action and do everything in their power to protect these animals and to transfer them to a sanctuary, this includes rejecting the proposals put forward by Landry's to expand their property, Houston was a great city that he was proud to call home and they deserve better than a shameful display of animal exploitation. Council Members Martin and Green absent.

Mr. Dow was questioned by Council Members. Council Members Martin and Green absent.

Ms. Mary Taylor, 1403 Fashion Hill Dr., 77008, (281)445-0682 had reserved time to speak but was not present when her name was called. Council Members Martin and Green absent.

Mr. Patrick Restivo, 3431 Walnut Bend Ln., No. 2009, 77042, (512)659-3682 appeared and stated he was a driver with UBER in Houston and as some people already heard this past weekend that UBER had dropped it rates in many cities including Houston by 20 percent effecting all of the drivers and he was not present to request Council to start regulating corporate policies in regards to pay; there was a broader issue at hand that was public safety; Razor Technology had said that this price cut was to address a January slump that happens which the drivers had not seen any evidence of that and if they wanted to adjust for a decreased demand, they could simply freeze their hiring practice and if people spoke to the Permitting Office people would realize there was no slowdown in applications for new TNC permits; the rate that they had instituted now was 87 cents per mile and 11 cents per minute of which many drivers only see 72 percent of that after UBER takes their share and after miles off the clock that had been driven because they were only paid for the miles in which a passenger was present in the vehicle and times that was spent between rides and which in his case when he ran his numbers approximately 4 cents per mile before taxes and \$1.66 per hours before taxes; the reasons he said it was a public safety issue, number one, at these prices they cannot maintain their vehicles properly for safety for their passengers, also there was a problem of having to spend too many hours on the road to make a living at this rate and third was only economics, they could all just go get different jobs and let UBER go bankrupted because they have no competition. Council Members Davis and Martin absent.

Mr. Restivo was questioned by Council Members. Council Members Davis and Martin absent.

Ms. Paula Buffman, 320 Hamilton St., 77002, (832)935-0705 appeared and stated that it was an honor for her to speak here and she knew this was the right way to speak for progress in this country not in the street with protest signs and throwing rocks at the police officers, not burning down building or disrespecting the police; that she was present to volunteer to be a Board Member on the China Town Planning Committee, in the Third Ward that now was in development and she and that her son had ideas such as building a farmers market, they need a phone number and address to make contact to become volunteers and her number and e-mail was listed on the flyer that she presented to Council. Council Members Davis, Boykins and Martin absent.

Ms. Bridget Alexander McDaniels, Post Office Box 53993, 77052, (713)987-3854 had reserved time to speak but was not present when her name was called. Council Members Davis, Boykins and Martin absent.

Mr. Michael Miller, 201 Wilcrest Dr., 77042, (832)955-3671 appeared and stated he was an educator in Alief ISD and also was professor and present to speak on behalf of the new

Council Member, just a few issues on behalf of his concerns of dealing with the youth; since he had been in the education system in Alief, he had taken it upon himself to be an advocate with the community and the youth and since he had been there for the past nine years and the past Council Members had been present and he had seen them in the community such as Alief Community Garden, they came to his school, they also had come to his nonprofit organization that help send kids to college; his question today was, how was the new Council Member going to get involved with the urban kids and that the last Council Member came to him when he was doing community service with the youth and made himself present and told him that he could help him with his program and that was what he did, the previous Council Member was able to give him a grant called CASE and through that program he was able to travel with the kids and through this programs, six children had earn basketball scholarships including two girls and since 2013 13 children had earned a scholarship through this program and funding through the Council Members; again his question to the new Council Member was how was he going to get involved with them. Council Members Davis and Martin absent.

Council Member Le thanked him for coming down today and stated that he represented the entire District and they had certain funding for after school programs and he plans to reach out to everyone who was reaching out to him and to get some of the activities for the after school kids and keep them out of trouble; he plans to prioritize and that he was going to compare Mr. Miller program and other programs that had submitted their applications.

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 and Martin absent.

President Joseph Charles, Post office Box 524373, 77052-4373, Houston, TX, had reserved time to speak but was not present when his name was called. Council Members Davis and Martin absent.

Mr. R.J. Bobby Taylor, Post Office Box 202021, 77220, (832)870-7673 had reserved time to speak but was not present when his name was called. Council Members Davis and Martin absent.

Mr. Joseph Omo Omuari, 3939 North Freeway, No.210, 77022, (832)815-7006 had reserved time to speak but was not present when his name was called. Council Members Davis and Martin absent.

Mr. Carlos Calbillo, 407 Cordell St., 77009, (832)758-8640 had reserved time to speak but was not present when his name was called. Council Members Davis and Martin 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 2:43 p.m. The City Council was recessed until 9:00 a.m., Wednesday, January 13, 2016, Council Members Davis and Martin absent.

At 8:32 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, January 13, 2016, Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Ms. Donna Edmundson, City Attorney; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega Agenda Office present.

At 9:06 a.m. Mayor Turner called the meeting order. Council Members Stardig, Davis, Cohen, Boykins, Laster and Green absent.

Mayor Turner presented the Mayor's Report

### **MAYOR'S REPORT** - Pothole Initiative

Mayor Turner stated that he wanted to give a report to Council with regards to the pothole initiative that he announced a week ago on Monday, in the week since he announced that potholes reported to the City's 311 would be assessed and addressed by the next business day, they had already started to see some impressive results from it. The Department of Public Works, ARA, Finance Department and the Mayor's Department had laid out a plan to meet this new performance Matrix. They were working better together as a team, they were streamlining operations and improving customer support and as of midnight January 10, 2016, a total of 550 potholes service request were received by 311 and of these requests, 329 were assessed and had been actually potholes, 13 were another type of street condition and had been included in the priority report that would be sent to him with proposed action and timeline. 316 or 96.5 percent of the 29 actual potholes were assessed and repaired by the next business day and he wanted to give a lot of credit to the actual crews that were actually out on the field doing the work and the crews were going the extra mile to get this done and without these city employees this 96 percent would not been achieved. 172 of the service request were duplicates, posed no safety hazard or were the responsibility of the Texas Department of Transportation or another agency. During the same time period, the City proactively assessed and repaired 1,246 additional potholes and the "next day" initiatives was ambitious but given the data gathered during "soft launch" period which this program was not supposed to start off until the 19<sup>th</sup> and that it can be accomplished within the existing budget through the end of the current fiscal year.

Mayor Turner stated that he met Public Works, HIT, DON and Finance and they had changed the definition of a pothole, the City has expanded its definition of a pothole from four square feet or smaller to street conditions that are approximately 5 feet across or up to 25 square feet. All potholes will be repaired by the next business day, unless it is too cold for the asphalt to adhere to the surface, the road is wet or materials and equipment are not available. Service requests that turn out not to be potholes will be placed on a priority report to the him that includes the proposed action and timeline and a new program for direct contact for their customers, the people in their District, there would be formal rollout of the program and will include the debut of a new website, [www.houstonpotholes.org](http://www.houstonpotholes.org), as well as an automated customer notification process that will be managed by the Mayor's Citizens Assistance Office. Every constituent reporting a pothole will be contacted by email or phone about the status of their request and finally he encourages that all residents do not need to wait until the formal rollout next week to report potholes. Download the 311 app available from iTunes and Google, call 311 or visit [www.houstontx.gov/311](http://www.houstontx.gov/311).

Mayor Turner was questioned by Members of Council.

### **CONSENT AGENDA NUMBERS 1 through 32**

**MISCELLANEOUS** - 4

4. **RECOMMENDATION** from Director Department of Public Works & Engineering to extend unpaid leave of absence for **NORMAN HODGE, Utility Worker-** was presented, moved by Council Member Green and seconded by Davis, all voting aye, nays none. **MOTION 2016-0021 ADOPTED**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 6 through 8

6. **3M COGENT, INC** for Automated Fingerprint Identification System Maintenance for the Houston Police Department - \$75,000.00 - General Fund- was presented, moved by Council Member Green and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2016-0022 ADOPTED**
7. **ORDINANCE** appropriating \$2,142,502.00 out of Equipment Acquisition Consolidated Fund for Purchase of Automobiles, Utility Vehicles and Light-Duty Trucks for Various Departments- the City Secretary stated that the Item had been pulled by the Administration and would not be considered.
8. **CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET** - \$7,702,737.00, **DONALDSON UMPHREY AUTOMOTIVE GROUP d/b/a SILSBEE TOYOTA** - \$588,072.00, **SILSBEE FORD, INC** - \$4,560,243.00 and **TOMBALL DODGE, INC** - \$9,176,699.00 for Automobiles, Utility Vehicles and Light-Duty Trucks for Various Departments \$22,027,751.00 - General, Enterprise and Other Funds  
**This item should only be considered after passage of Item 7 above-** the City Secretary stated that the Item had been pulled by the Administration and would not be considered.

**ORDINANCES** - NUMBERS 16 through 30

16. **ORDINANCE** amending Ordinance No. 2012-0944 to increase the maximum contract amount for contract between the City of Houston and **SET ENVIRONMENTAL, INC** for Handling and Disposal of Hazardous Materials for Various Departments - \$3,625,000.00 - Enterprise and Stormwater Funds- was presented, all voting aye, nays none. **ORDINANCE 2016-0019 ADOPTED**
19. **MUNICIPAL** Setting Designation Ordinance prohibiting the use of designated groundwater beneath a tract of land containing 2.57 acres commonly known as 2538A/2530 Briar Ridge, Houston, Harris County, Texas, and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT G – TRAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0020 ADOPTED**

- 20. ORDINANCE** appropriating \$1,096,533.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an Interlocal Agreement between the City of Houston and **THE UPTOWN DEVELOPMENT AUTHORITY** for the Replacement of the existing water line along Westheimer Road from Sage Road to Post Oak Boulevard; providing a maximum contract amount; providing funding for contingencies and CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G – TRAVIS**- the City Secretary advised that the item had not been received and if received during the meeting, the item would be considered at the end of the agenda.
- 28. ORDINANCE** appropriating \$1,962,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LEM CONSTRUCTION CO., INC** for Greenridge Wastewater Treatment Plant Improvements; 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 K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2016-0021 ADOPTED**
- 30. ORDINANCE** appropriating \$993,400.00 out of Metro Construction - Other, awarding contract to **TIKON GROUP, INC** for Safe Sidewalk Program; 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 services, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Metro Construction - Other - **DISTRICTS B - DAVIS; D - BOYKINS and H-CISNEROS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0022 ADOPTED**

### **END OF CONSENT AGENDA**

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

- 1. RECOMMENDATION** from the Chief Development Officer authorizing payment to the **GREATER HOUSTON PARTNERSHIP** for Corporate membership at the managing partner level \$80,000.00 - Houston Civic Events Special Revenue Fund- was presented, moved by Council Member Gallegos and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2016-0023 ADOPTED**
- 2. RECOMMENDATION** from Director Houston Health Department to deny request from **A MEDICS EMS LLC** for a letter of approval from City Council regarding emergency medical services- was presented, moved by Council Member Green and seconded by Council Member Davis and tagged by Council Member Stardig.
- 3. RECOMMENDATION** from Director Houston Health Department on request from **PREFERRED NATIONAL MEDICAL TRANSPORT LLC** for a letter of approval from City Council regarding emergency medical services- was presented, moved by Council Member Green and seconded by Council Member Davis and tagged by Council Member Stardig.



5. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$3,202,103.16 and acceptance of work on contract with **BLASTCO TEXAS, INC** for Rehabilitation and New Water Storage Tanks at various locations - Package 5 5.42% under the original contract amount - **DISTRICTS A - STARDIG; G - TRAVIS and J – LASTER**- was presented, moved by Council Member Laster and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2016-0024 ADOPTED**
9. **ORDINANCE** approving and authorizing contract between the City of Houston and **HEALTHCARE FOR THE HOMELESS-HOUSTON** to provide \$145,000.00 in Community Development Block Grant Funds for the Administration and Operation of Project Access Transportation Services Program for homeless individuals and families seeking health care and other supportive services- was presented, all voting aye, nays none. **ORDINANCE 2016-0023 ADOPTED**
10. **ORDINANCE** amending Ordinance Number 2012-0157, as amended, to increase the maximum contract amount of the contract between the City and **EASTER SEALS OF GREATER HOUSTON, INC** for Respite Services provided through the Harris County Area Agency on Aging of the Houston Health Department- was presented, all voting aye, nays none. **ORDINANCE 2016-0024 ADOPTED**
11. **ORDINANCE** approving and authorizing submission of a grant application to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the National HIV Behavioral Surveillance Grant; declaring the City's eligibility for such grant; authorizing the Director of the Houston Health Department to act as the City's representative in the application process, to accept the grant and expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant- was presented, all voting aye, nays none. **ORDINANCE 2016-0025 ADOPTED**
12. **ORDINANCE** approving and authorizing contract between the City and **CONTINENTAL AMERICAN INSURANCE COMPANY** for Voluntary Supplemental Insurance Coverage for Group Supplemental Hospital Indemnity Plan and Group Critical Illness with Cancer Insurance Plan for City employees, effective May 1, 2016- was presented, all voting aye, nays none. **ORDINANCE 2016-0026 ADOPTED**
13. **ORDINANCE** approving and authorizing contract between the City and **HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY** for Voluntary Supplemental Insurance Coverage for Group Accident Insurance Plan for City employees, effective May 1, 2016- was presented, all voting aye, nays none. **ORDINANCE 2016-0027 ADOPTED**
14. **ORDINANCE** approving and authorizing 1) a Managed Care Dental Agreement (DHMO Plan) between the City and **DELTA DENTAL INSURANCE COMPANY/ALPHA DENTAL PROGRAMS, INC** and 2) a Group Dental Indemnity Agreement (DPPO Plan) between the City and **DELTA DENTAL INSURANCE COMPANY** for City employees, retirees, deferred retirees, survivors and certain dependents, effective May 1, 2016- was presented, all voting aye, nays none. **ORDINANCE 2016-0028 ADOPTED**

- 15. ORDINANCE** appropriating \$3,128,432.00 out of HAS Renewal and Replacement Fund and awarding construction contract to **RESTOCON CORPORATION** for Renovation of the Terminal A Parking Garage at George Bush Intercontinental Airport/Houston, (Project No.466); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for contingencies and engineering testing services relating to construction of facilities financed by such funds- was presented, all voting aye, nays none. **ORDINANCE 2016-0029 ADOPTED**
- 17. ORDINANCE** consenting to the addition of 121.495 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 400**, for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2016-0030 ADOPTED**
- 18. ORDINANCE** consenting to the addition of 211.7861 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5**, for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2016-0031 ADOPTED**
- 21. ORDINANCE** appropriating \$580,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AGC GROUP, INC** for Local Drainage Project Negotiated Design Work Orders; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF- was presented, all voting aye, nays none. **ORDINANCE 2016-0032 ADOPTED**
- 22. ORDINANCE** appropriating \$556,800.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KIMLEY-HORN AND ASSOCIATES, INC** for Traffic Signal Rebuild Package #11; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF- was presented, all voting aye, nays none. **ORDINANCE 2016-0033 ADOPTED**
- 23. ORDINANCE** appropriating \$580,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **PROGRESSIVE CONSULTING ENGINEERS, PLLC d/b/a PROGRESSIVE TRAFFIC & TRANSPORTATION** for Intersection Redesign and Safety Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF- was presented, all voting aye, nays none. **ORDINANCE 2016-0034 ADOPTED**
- 24. ORDINANCE** appropriating \$527,800.00 out of Metro Construction - Other Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SCHAUMBURG & POLK, INC** for Safe Sidewalk Program; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Construction - Other Fund- was presented, all voting aye, nays none. **ORDINANCE 2016-0035 ADOPTED**
- 25. ORDINANCE** appropriating \$522,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AIA ENGINEERS, LTD.** for General Work Order Contract for Neighborhood

Projects; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF- was presented, all voting aye, nays none. **ORDINANCE 2016-0036 ADOPTED**

- 26. ORDINANCE** appropriating \$535,500.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **GC ENGINEERING, INC** for Citywide Overlay / Rehabilitation Project; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF- was presented, all voting aye, nays none. **ORDINANCE 2016-0037 ADOPTED**
- 27. ORDINANCE** appropriating \$2,804,017.00 out of Street & Traffic Control and Storm Drainage DDSRF-A, awarding contract to **MAIN LANE INDUSTRIES, LTD.** for Panel Replacement FY15; 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 Street & Traffic Control and Storm Drainage DDSRF-A- was presented, all voting aye, nays none. **ORDINANCE 2016-0038 ADOPTED**
- 29. ORDINANCE** appropriating \$2,737,484.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, 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 (WW4235-82)- was presented, all voting aye, nays none. **ORDINANCE 2016-0039 ADOPTED**
- 31. ORDINANCE** appropriating \$13,235,750.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Keegans Bayou and Greenridge Wastewater Treatment Plant Improvements; 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 the construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS J - LASTER and K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2016-0040 ADOPTED**
- 32. ORDINANCE** appropriating \$659,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **MMG CONTRACTORS LLC** for Wastewater System/Substitute Service Support - Braesmont Package 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; 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 C – COHEN**- was presented, all voting aye, nays none. **ORDINANCE 2016-0041 ADOPTED**

## **MISCELLANEOUS**

**33. MOTION** to suspend the rules to receive nominations and confirm appointment for Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2016- was presented, moved by Council Members Green and seconded by Council Member Robinson, all voting aye, nays none.

**34. RECEIVE** nominations for Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2016

**This item should only be considered after passage of Item 33 above-** was present,

Council Member Travis nominated Council Member Jerry Davis for Position One of the Houston-Galveston Area Council Board of Directors.

Council Members Davis nominated Council Member Greg Travis for Position Two of the Houston-Galveston Area Council Board of Directors.

Council Member Christie nominated Council Member Robert Gallegos for Alternate At-Large for the Houston-Galveston Area Council Board of Directors.

Council Member Gallegos nominated Council Member Jack Christie for Alternate At-Large for the Houston-Galveston Area Council Board of Directors.

Mayor Turner asked if there were any more nomination and seeing none, requested a Motion to close the nominations.

Council Member Davis moved that the nominations for Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS** to be closed and seconded by Council Member Cohen, all voting aye, nays none. **MOTION 2016-0026 ADOPTED**

**35. MOTION** to confirm the appointment of individuals from nominees to Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2016

**This item should only be considered after passage of Item 34 above-** was presented, moved by Council Member Robinson to confirm the appointment of Council Member Jerry Davis for Position One, Council Member Greg Travis for Position Two and Council Member Robert Gallegos and Council Member Jack Christie for Alternate At Large Position and seconded by Council Member Knox, all voting aye, nays none. **MOTION 2016-0027 ADOPTED**

**36. REVIEW** on the record and make determination relative to the appeal from the decision of the Houston Planning Commission to uphold the Houston Archaeological and Historical Commission, regarding the denial of a Certificate of Appropriateness to demolish a structure at 1932 South Blvd. a.k.a. 5115 Hazard Street, filed by Timothy B. Kirwin, Randle Law Office Ltd.,

L.L.P., on behalf of Timothy Kirwin (Applicant) for Doug and Ellen Heller (Owners)- was presented and after a lengthy discussion was tagged by Council Members Laster, Knox and Stardig.

**MATTERS HELD** - NUMBERS 37 through 41

**37. ORDINANCE** approving and authorizing first amendment to Power Purchase Agreement for Installed Capacity, Energy and Environmental Attributes between the City of Houston, **HECATE ENERGY BREWSTER LLC**, and **RELIANT ENERGY RETAIL SERVICES LLC** (Approved by Ordinance No. 2015-1120) - **TAGGED BY COUNCIL MEMBER COHEN**

This was Item 16 on Agenda of January 6, 2016- was presented, all voting aye, nays none. Council Members Boykins and Christie absent. **ORDINANCE 2016-0042 ADOPTED**

**38. ORDINANCE** approving and authorizing third amendment to contract for Professional Engineering Services for Project Advisor/Technical Consultant for Northeast Water Purification Plant Expansion between the City of Houston and **CAROLLO ENGINEERS, INC** (Approved by Ordinance No. 2012-0121) - **DISTRICT E - MARTIN**

**TAGGED BY COUNCIL MEMBERS STARDIG AND GREEN**

This was Item 30 on Agenda of January 6, 2016- was presented, all voting aye, nays none. **ORDINANCE 2016-0043 ADOPTED**

Mayor Turner stated with regards to Items 39, 40, 41 he would like to take this opportunity to look at this more and would request a motion to delay the Items for one week.

Council Member Cohen moved to delay Items 39, 40, and 41 for one week and seconded by Council Member Green, all voting aye, nays none. **MOTION 2016-0028 ADOPTED**

**39. WRITTEN** Motion by Council Member Gallegos to amend Section 32-60 of Item 41 below:

I move to amend Section 32-60 (1) and (2) as shown in Exhibit A as follows:

Any group activity or organized event involving more than 50 people, including but not limited to picnics, parties, family, church, community or school events, or other similar activities; or

Any group activity or organized event involving fewer than 50 people that involves the reservation or temporary exclusive use of a designated ~~areas~~ area of a park, park road, or other park property

**DELAYED BY MOTION #2015-871, 12/9/15**

Delayed for one week by Motion No. 2016-0028, 1/13/16

**40. WRITTEN** Motion by Council Member Laster to amend Item 41 below as follows:

I move to amend Exhibit A of the proposed Ordinance as follows:

1. Deleting the definition of the term central business district in Section 32-222.
2. Amending the definition of the term food truck in Section 32-222 by inserting the word park before the phrase food service establishment.
3. Amending the definition of the term mobile food unit by adding the phrase for purposes of this chapter to the end of the last sentence thereof.

4. Amending Item (3) of Section 32-225 to read as follows:

"(3) A letter or other notice from the health officer, by which the director of public health certifies that, under chapter 20 of this Code, the applicant meets the requirement for a food dealer's permit and, if applicable, the mobile food unit meets the requirements for a mobile food unit medallion;"

5. Amending Section 32-231(a)(4) by replacing the phrase city's department of health and human services with the phrase Houston Health Department.

I move to amend Exhibit B, the definition of licensed park vending unit in Section 4 of the proposed Ordinance by adding the phrase fixed location before the phrase mobile food unit.

**DELAYED BY MOTION #2015-871, 12/9/15**

Delayed for one week by Motion No. 2016-0028, 1/13/16

**41. ORDINANCE UPDATING AND AMENDING CHAPTER 32 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Parks and Recreation and making conforming amendments to other Chapters of the Code of Ordinances - **DELAYED BY MOTION #2015-871, 12/9/15**

This was Item 78 on the Agenda of December 9, 2015

**This item should only be considered after consideration of Items 39 and 40 above**

Delayed for one week by Motion No. 2016-0028, 1/13/16

The City Secretary advised that Item 20 had been received.

**20.ORDINANCE** appropriating \$1,096,533.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an Interlocal Agreement between the City of Houston and **THE UPTOWN DEVELOPMENT AUTHORITY** for the Replacement of the existing water line along Westheimer Road from Sage Road to Post Oak Boulevard; providing a maximum contract amount; providing funding for contingencies and CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G – TRAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0044 ADOPTED**

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

Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 11:22 a.m. Council Members Boykins and Martin absent.

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

**MINUTES READ AND APPROVED**

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Anna Russell, City Secretary

