

City Council Chamber, City Hall, Wednesday, January 20, 2016

The Houston City Council convened at 9:00 a.m., Wednesday, 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.; Ms. Donna Edmundson, City Attorney; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega Agenda Office present.

At 8:40 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the items on the Agenda.

At 9:09 a.m. Mayor Turner called the meeting of City Council to order and recognized Council Member Green for the invocation and he invited Rabbi Dovid Goldstein to the podium for the invocation and Council Member Green led the pledge of alliance. Council Members Davis and Gallegos absent.

At 9:16 a.m. The roll was called.

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

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** regarding the designation of the **FAIRWAY ENERGY PARTNERS, LLC REINVESTMENT ZONE** for tax abatement purposes - **DISTRICT K – GREEN**- was presented and the City Secretary advised that no one had signed up for the Public Hearing.

Ms. Gwendolyn Tillotson, the Deputy Director of Economic Development presented information to Members of Council and made the following statement:

The public hearing this morning is to consider the establishment of a tax abatement reinvestment zone for Fairway Energy Partners, LLC ("Fairway") Houston Texas, which is a requirement pursuant to Chapter 312.204 of the Texas Tax Code. The zone must be established prior to the adoption of an ordinance to enter into a tax abatement agreement. The statute further describes that the governing body may not adopt an ordinance designating an area as a reinvestment zone until a public hearing has been held. The public hearing was published in the Houston Chronicle on January 12, 2016.

Section 312.202 of the Tax Code defines the criteria for designating a tax abatement reinvestment zone, one of which is that the area be reasonably likely to attract major investment in the zone that would be a benefit to the land.

The request to Council is to designate an approximate 410-acre site located at 11646 Almeda Road, Houston, TX 77045, and includes approximately 15.2 miles of pipelines as the Fairway Energy, Houston Reinvestment Zone for tax abatement purposes ('Zone'). This action will enable city council to consider approval of a tax abatement agreement for Fairway to support the investment in a new salt cavern and pipeline project for storage and transport of crude oil

Fairway, located in Houston, TX, was founded in June 2011 to pursue the development of midstream infrastructure.

Fairway has evaluated the strategic opportunity to enter the crude oil storage market and plans to develop a crude oil storage facility at the Pierce Junction site, which is an existing storage site situated on a salt dome generally located just south of NRG stadium. The Pierce Junction caverns have been in commercial use for many years hosting a variety of products including brine, natural gas and natural gas liquids and cannot be used for any other type of development than storage or related projects. The Fairway facility will have a very minimal impact to the current topography of the site with the only visible evidence of the storage facility being well heads at the cavern site and brine ponds. Slide 5 provides a pictorial of underground storage vs. above ground storage for 20MMbbls.

Since 2009, U.S. oil production has increased significantly, growing about 3 million barrels a day and output is projected to continue rising through 2019 (based on a report in the Wall Street Journal). The same report included that crude oil flowing from shale fields is pushing stockpiles of crude oil.

The storage sector in the Houston region is dominated by Enterprise Products, followed by Magellan, and then smaller players. These "above ground" facilities are mostly located near the ship channel, east of the city and some reside outside of the Houston corporate boundaries. Without adequate storage capacities, crude oil shippers may divert to other storage markets outside of the region, including Beaumont, TX or Cushing, OK. For those projects located outside of the City limits, we do not benefit from the taxes on the facilities or the crude oil inventory

Fairway intends to construct a crude oil storage project consisting of 8 existing caverns with nine separate wells to store up to 19.8 MMbbls at its full capacity located near the largest concentration of refining capacity in North America. The construction of the project is planned in two phases and the estimated investment is \$350M. Slide 6 of the material that I provided to you details the investment by phase and consists of the wells, central facilities, brine ponds and two bi-directional 24" pipelines to connect to two pipeline transfer hubs, Genoa Junction and Speed Junction. From those hubs, the oil will be shipped to refineries, other pipeline hubs, ships, barges and trucks for final deliveries to market.

Fairway plans to invest \$250M in phase I, which is currently underway. The construction for Phase I will be completed and the project operational by 1Qtr of 2017. Phase II will represent another \$100M and will be contingent on market demands. Fairway recognizes the importance of this significant investment to contractors and to the community. Fairway has become a member and is working cooperatively with the Houston Minority Supplier Development Council to obtain minority contractors and will use good faith efforts as it relates to the City's MWDBE program. This project will create at least 25 permanent jobs for the Houston market and more than 600-800 high skilled construction jobs at the peak of the project.

Fairway submitted a tax abatement application to the City on October 18, 2013. The justification for the abatement is to demonstrate the city's support and desire to compete in the crude oil storage market and minimize the customer's reluctance to contract with a new market entrant, reduce the cost of capital of a startup funded by private equity, offset potential oil storage discount rates for anchor tenants during the early leasing period and enhance the overall cash flow survivability and improve demand for phase II of the project. Based upon a 50% abatement rate, the City tax to be abated on the real property is estimated at \$265,000 - \$412,000 annually for a term of 10 years. The abatement will

only apply to the Fairway facilities and not on the crude oil inventory in storage. The estimated annual revenue from inventory from Phase I is approximately \$938,000 in the early years depending on oil prices and volume stored. In either scenario, the revenue from inventory is expected to exceed the abatement amount and produce a net benefit to the City.

The tax abatement proposal was presented to the Budget and Fiscal Affairs Committee on November 15, 2015. Additionally, the project was presented to several Council Members, various community groups including, adjacent property owners, elected officials from the area and meetings hosted by Council Member Green. In conclusion, the office of economic development respectfully requests your support for 10 year 50% abatement in real property taxes generated by Fairway, Houston TX. There is no action required today.

Ms. Tillotson was questioned by Members of Council.

After discussion, Mayor Turner stated that no one signed up to speak on the designation of the **FAIRWAY ENERGY PARTNERS, LLC REINVESTMENT ZONE** for tax abatement purposes and asked if anyone here who came and did not have an opportunity to sign up, seeing no one, he requested a motion to close this hearing.

Council Member Boykins moved that the Public Hearing for the **FAIRWAY ENERGY PARTNERS, LLC REINVESTMENT ZONE** for tax abatement purposes be closed and seconded by Council Member Robinson, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION 2016-0029 ADOPTED**

Mayor Turner stated that before they move to the Public Comments, he wanted to make couple of announcements, he wanted to wish Council Member Edwards a happy birthday and he also wanted to acknowledge Council Member Stardig from District A, who filled a pot hole yesterday and that she did a great job and he wanted to keep Officer Rhodes and his family in their prayers.

At 9:34 a.m. Mayor Turner requested that the City Secretary proceed to the Public Comments.

Mr. Michael Cruz, 8110 Glenview Dr., 77017, (832)646-3561 appeared and stated that he lives in Meadow Brook and across the street from Glen Brook Golf Course and that he was against the Houston Botanical Garden going into the golf course and he does not like that 133 acres of green space going into the hands of a private corporation which they would be taking the revenue for themselves, tax free and not going into the city budget, he does not see what the benefit it would bring and like their counter parts in the East End had made it clear that they do not want the Botanical Garden and they were able to block the garden from going into the East End and his community was trying to do the same thing with the help of Members of Council and thanks to Council Member Knox for going to their Civic Club Meeting and voicing his opinion about the Houston Botanical Garden and was requesting for support from all the Council Members At Large and Mayor Turner to block this private corporation for coming in especially when it would not be benefiting the City of Houston. Council Members Davis, Travis and Laster absent.

Mr. Cruz was questioned at length by Members of Council.

Council Member Boykins requested that Ms. Ada Edwards be moved to the top of the three minutes non-agenda list.

Ms. Ada Edwards, 1033 Theresa St., 77051, (713)501-3786 appeared and stated she first wanted to congratulate everyone for their elections and stated that she lives in the Sunnyside area;

Sunnyside was an independent city which was annexed by the City of Houston and she was very proud of that area and the history of the area and she was saddened what was going on in the Sunnyside area now; last week she was robbed and the only thing that meant value was her grandma's jewelry and she called the police which the officers just stood in her living room, did not touch anything and all he did for her was give her a piece of paper and then she called her Council Member and requested how many group homes were in the area which they told her they did not know and she called her State Representative and they gave her a number of 23 group homes and she would like to know what the City of Houston procedures were when a home had been burglaries and who was in charge of the group homes that were in her area.

Mayor Turner stated with respect to the homes, he does know that the TDCJ was doing a study of half way homes, boarding homes, re-entry homes and group homes that were in the City of Houston as a whole to see how many homes from all categories and he would ask them to include her area in the study; as with HPD in that area he was going to request that HPD get with her and his Chief of Staff on this issue and that he was going to ask the City Attorney about what the City can do after Council Member make their remarks about a burglary.

After a lengthy discussion with Ms. Edwards, Mayor Turner stated that he was working in collaboration with TCDJ, there was a million dollar grant that was coming to the City of Houston that would be targeting towards re-entry and that San Antonio does not have half way home or group homes in the city and that they should join in with the TCDJ on that study to do a broader study about the number of facilities and they should collaborate with HPD and third he wanted to check on the restriction of having no half way home in San Antonio.

Mr. Robert Meany, 15914 Laurelfield Dr., 77059, (281)286-0246 appeared and stated he was present because of dealing with HPD and the lack of response due to a burglary and on the 11th which was a week ago, his neighbor came into his house with her 10 year old son and stated that their house was broken into and she had already made two phone calls to 911 between 10 to 15 minutes apart and then he made 2 more calls to 911 between 10 to 15 minutes apart, no response and then the next call went into HPD Clear Lake Substation, he spoke with the officers that picked the phone up and explain the situation and then the officer informed him that they could not dispatched an officer without 911 contact; later on he called his Council Members Office and left a recording and only after the neighbors husband got into the house and cleared the area, she went on Facebook and told her story to friends and one of her friends husband was an HPD Officer which he came over by 7 o'clock that night and still no response from HPD from the previous calls which he looked over the house and still the next morning there was no HPD response from the burglary and the couple later went to the police station and the HPD Officer explain to them, that there was a situation at Baybrook Mall construction and when the couple to him that he did some research and that he found out the Baybrook Mall area was a County Area not a City issue; later that morning on the 12th, he called the Council Member Office again which was told that he spoke to a gentlemen that said he would get a response for him and then later on that day on the 12th he received a text message from the Sergeant from HPD. Council Members Davis, Boykins and Laster absent.

Mr. Meany was questioned by Members of Council.

Mr. Alexander Okafor, 1106 Curtis Crossing, Missouri City, TX, 77489, (832) 542-5381 appeared and stated that he was an U.S Citizen, a High School Professor, a driver and was present to make a claim to Members of Council; on November 19th of last year, a Police Officer stopped him when he a passengers in the car which he gave the Officer his information which the Police Officer came back and told him that to get out of the car and put his hands behind is back, which then he asked the Police Officer why was he doing this and the Police Officer stated that he had a warrant out

for his arrest because of a previous ticket and told the Officer that the case was dismissed, the Police Officer did not believe him and continued to take him to jail and when he got to jail he continued to tell the Police Officers that this case was dismissed already and then in the morning he asked the Officer when was his new case date and the Police Officer stated that it was dismissed which he told the Officer that last night when he was arresting him; they took his cab. Council Members Stardig, Davis, Cohen and Boykins absent.

Mayor Turner asked him if he filed a complaint and requested that Mr. Okafor get with Mayor's Citizens Assistance Office and they would help him.

Mr. Blas Rodriguez Jr., 1202 Fennell St., 77012, (832)865-5089 appeared and stated he lives in the Southeast area and that he had a case pending for many years that an Police Officer came to his home and dramatized him and he was trying to get pointed in the right direction because the Police Officer that came into his home had been reprimanded and that there was five Police Officers that were involved in this case but when he was arrested he would go to the Internal Affairs and they seemed like they did not want to help him which he found out later on that Police Officer was reprimanded and he thinks the other four Police Officers were also which he had the documents to provide that; they came into his house with no warrants, took him to jail, and he called two other Officer to take him in because he did not want to handle him and then he got out of jail, they went to court and the Police Officer planted something on him to build the case up but all he wanted to do was to find someone to open his case up and speak with the DA Office about the case. Council Members Stardig, Davis, Cohen, Boykins and Robinson absent.

Mayor Turner asked him to get with the Mayor's Citizens Assistance Department and they would help him.

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 Stardig, Davis, Cohen, Boykins and Robinson absent.

Mr. John Jones, 4002 Dawn St., 77093, (346)304-0641 appeared and stated he was a Lone Star Cab Driver for 38 years; that it was illegal for a personal car to act like a taxi cab, that there were a lot of UBER cabs out there that do not have permits, there were a lot UBER Drivers that do not have a license to even driver for UBER, that he was assaulted by a UBER Driver about three weeks ago and he had yet heard from the investigator and charges had been filed against the UBER Driver; he also had pictures on his phone about UBER Drivers being parked in areas that they were not supposed to be, they buy trips from the Hilton American, they buy trips from the Double Tree and that these Doormen at these hotels were selling these trips to UBER and he believes that Houston does not need UBER here because UBER had a bad reputation all the United States because they had already assaulted people, they take the cab drivers customers, and they surcharge people and if that was the case why can't cab drivers do the same and in Midtown they had piles of UBER Drivers just sitting around and they were not supposed to be sitting which they have two designated area that they can sit on which was Bush or Hobby. Council Members Stardig, Davis, Boykins and Green absent.

Mayor Turner stated if he had any evidence of any sort of violations, for him to speak with Me. Lara Cottingham which was standing right behind him.

Mr. Arthur Wayne Curry, 1122 Braesridge Dr., No.3424, 77071, (832)7816 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins and Green absent.

Ms. Olevia Randle, 6023 Beldart St., 77033, (713)733-2348 had reserved time to speak but was not present when her name was called. Council Members Stardig, Davis, Boykins and Green absent.

Mr. Sean Krieger, no address, (979)220-9634 appeared and stated he created Krieger Containers, they build shipping container homes in the City of Houston and they were starting off at the low cost of \$55 per square foot and selling around \$65 a square foot to low income families and he believes that they were the highest quality home builders for low income families, they were new and just getting started and they just finished one and he just displayed a picture of a completed house online which they received a million views throughout the United States with great feedback; he also requested for Council to bring the Dollar Lot Program to expand it to the South Union Area and the program right now was in the Sunnyside area which was close to the area he was speaking about and hopefully they were going to hear back from that program sometime this week or next week and he also wanted to talk about the District Attorney Office because he believes there was a case that was pending that he had been working with her on which needs to be brought to City Council which it involves contractor theft; gave a contractor some money to do the job which the man took the down payment and never showed up again and it was very common in the construction industry and because of this it drives prices up; he has the suspects driver license, a signed contract, a proof of payment and he had a confession from his e-mail saying that he was not going to do the work and keep the money, he brought this to the District Attorney Office and had a signed statement that they would not prosecute this, which he had given them all the information to prosecute the man and she was still refusing to prosecute. Council Members Davis and Boykins absent.

Mr. Krieger was questioned by Members of Council.

Mr. Steve Williams, no address, no phone had reserved time to speak but was not present when his name was called. Council Members Davis and Boykins absent.

Mr. Isiaka Owolabi, 7447 Neal Ridge Dr., Missouri City, TX, 77489 had reserved time to speak but was not present when his name was called. Council Members Davis and Boykins 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 and Boykins absent.

Ms. Shawna Semiens, 14418 Junction Place Dr., 77045, (832)453-8959 had reserved time to speak but was not present when her name was called. Council Members Davis and Boykins 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 and Boykins absent.

Mr. Francisco Garcia, 3530 Green Crest, 77083, (832)245-3999 appeared and stated he was a lifetime resident of the Alief Community and a strong Community Volunteer for any Alief Projects that had taken place in the past decade and he was present to request the assistance and action in honesty of the local elections especially the District F race, Alief was the most diverse community in this City, for many years District F had been under served in many factors and one of the things in his opinion was the corruption of the District F election process, over and over again, candidates for District F, Council seat had been accepted by the City even through there was no proof of residency in District F like it states in the City Charter which this had impacted their community issues with development and community needs in his District; the Alief Community was concern when they have a Council Member that makes decisions for their community when he knows little to nothing about the community issues or shows no interest, why does the City of Houston continually allow those who do not met the residency requirements for a District to run for a District, was this a problem in other

Districts or had been allow to continue because it became business as usually in District F and if there were rules for voters why are there not rules for candidates to be enforced and the community of Alief had reason to doubt the eligibility for the current Council Member of District F and until this was resolved they do not want the current Council Member to make any vote for any issues that had to deal with District F. Council Members Davis, Boykins and Travis absent.

Mr. Patrick Restivo, 3431 Walnut Bend Ln., No. 2009, 77042, (512)659-3682 appeared and stated he was present to address some of the concerns from last week about independent rideshares operators and the company of UBER and he was not a representative of UBER, they were independent rideshare operators; this service was needed in this City, the cab companies were not getting the job done because of the drop in DUIs since rideshares came to Houston, however at the rates that they were now being given, they can not safety and properly maintain their vehicles or rest between work days to keep their riders safe, there need action by Council and they were requesting to set a floor rate for rideshare operators in the city regardless of company. Council Members Davis, Boykins and Travis absent.

President Joseph Charles, Post office Box 524373, 77052-4373, Houston, TX, appeared and stated that he appreciated the extra minute 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, Boykins and Travis absent.

Mr. Joseph Omo Omuari, 3939 North Freeway, No.210, 77022, (832)815-7006 appeared and stated he was present to voice his opinion about the local government harassing him and his company until his time expired. Council Member Davis 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 11:14 a.m. Mayor Turner stated that they would move to the Consent Agenda.

CONSENT AGENDA NUMBERS 3 through 27

PURCHASING AND TABULATION OF BIDS - NUMBERS 3 and 4

3. **ORDINANCE** appropriating \$5,111,806.00 out of Equipment Acquisition Consolidated Fund for purchase of Various Firefighting Trucks for the Houston Fire Department and the Houston Airport System- 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.
4. **METRO FIRE APPARATUS SPECIALISTS, INC** - \$3,385,406.00, **TYLER MOTOR COMPANY, INC. d/b/a HALL VOLVO GMC** - \$1,726,400.00, **DACO FIRE EQUIPMENT, INC** - \$1,843,364.00 for Purchase of one Fire Rescue Truck, two Aerial Ladder Trucks, two Aircraft Rescue Firefighting Vehicles and six Pumper Trucks through the Interlocal Agreement for Cooperative Purchasing

with the Houston-Galveston Area Council - \$6,955,170.00 - Equipment Acquisition Consolidated and Enterprise Funds

This item should only be considered after passage of Item 3 above- 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.

ORDINANCES - NUMBERS 8 through 27

8. **ORDINANCE** approving and authorizing contract between the City of Houston and **SEARCH HOMELESS SERVICES (Formerly SERVICE OF THE EMERGENCY AID RESOURCE CENTER for the HOMELESS, INC)** to provide up to \$144,551.00 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of a Supportive Services Program offering Childcare and Homeless Families affected by HIV/AIDS- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0045 ADOPTED**
9. **ORDINANCE** approving and authorizing contract between the City of Houston and **CATHOLIC CHARITIES OF THE ARCHDIOCESE OF GALVESTON-HOUSTON** providing up to \$982,627.80 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of a Tenant-Based Rental Assistance Program, a Short-Term Rent, Mortgage, and Utility Assistance Program and the provision of other supportive services- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0046 ADOPTED**
10. **ORDINANCE** approving and authorizing contract between the City of Houston and **HOUSTON SRO HOUSING CORPORATION** to provide up to \$141,364.49 in Housing Opportunities for Persons with AIDS Funds for the operation of a Single Room Occupancy/Community Residence and the provision of other supportive services- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0047 ADOPTED**
11. **ORDINANCE** approving and authorizing contract between the City of Houston and **HOUSTON AREA COMMUNITY SERVICES, INC**, providing up to \$4,230,750.00 in Housing Opportunities for Persons With AIDS Funds for the administration of a Tenant-Based Rental Assistance Program and Short Term Rent, Mortgage and Utility Assistance Programs, along with supportive services, and the operation of a Transitional Medical Respite Facility- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0048 ADOPTED**
13. **ORDINANCE** approving and authorizing first amendment to Lease Agreement between **WOODBROUGH TOWER, LLC., A Delaware Limited Liability Company**, as Landlord, and the City of Houston, Texas, for the Houston Police Department, as tenant, for the leased premises being Market Square Garage at 300 Milam Street, Houston, Harris County, Texas - **DISTRICT I – GALLEGOS**- 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.
17. **ORDINANCE** establishing the south side of the 1200 block of Posey Street, between Armstead Street and Northwood Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H – CISNEROS**- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0049 ADOPTED**

18. **ORDINANCE** establishing the east and west sides of the 600 block of Tabor Street, between Gardner Street and Heslep Street, within the City of Houston as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H – CISNEROS**- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0050 ADOPTED**
19. **ORDINANCE** establishing the east and west sides of the 500 block of Vincent Street, between Fugate Street and Gardner Street, within the City of Houston as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H – CISNEROS**- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0051 ADOPTED**
21. **ORDINANCE** amending Ordinance No. 2015-682, relating to the addition of land to **FORT BEND MUNICIPAL UTILITY DISTRICT NO. 134E**, for inclusion in its district- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0052 ADOPTED**
22. **ORDINANCE** appropriating \$503,440.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **INTEGRATED MANAGEMENT SERVICES, PA, dba IMS ENGINEERS, INC** for Engineering Work Order Contract for Lawndale and Magnolia Park Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT I – GALLEGOS**- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0053 ADOPTED**
23. **ORDINANCE** appropriating \$805,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SANDER ENGINEERING CORPORATION** for Work Order Engineering Services for Wastewater System / Substitute Service Support; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0054 ADOPTED**
24. **ORDINANCE** appropriating \$805,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **NEDU ENGINEERING SERVICES, INC** for Work Order Engineering Services for Wastewater System/Substitute Service Support; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0055 ADOPTED**
26. **ORDINANCE** appropriating \$871,568.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **CSI CONSOLIDATED, LLC dba CLEAN SERVE LLC** for sanitary sewer cleaning and television inspection in support of rehabilitation; 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 relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (WW4277-89)- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0056 ADOPTED**

27. **ORDINANCE** granting to **A & A GREASE TRAP CLEANING**, 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 - **FIRST READING**- was presented, all voting aye, nays none. Council Member Davis absent. **PASSED FIRST READING IN FULL ORDINANCE 2016-0057**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

2. **RECOMMENDATION** from Director Department of Public Works & Engineering to purchase Parcel LY15-009, located at 4700 Laura Koppe Road, owned by Jehovah Raphas' House of Healing Church, for the **LAURA KOPPE PAVING AND DRAINAGE PROJECT from Hirsch Road to Homestead Road - DISTRICT B – DAVIS**- was presented, moved by Council Member Green and seconded by Council Member Cohen, all voting aye, nays none. Council Member Davis absent. **MOTION 2016-0030 ADOPTED**
5. **ORDINANCE** appropriating \$1,534,411.00 out of Equipment Acquisition Consolidated Fund for Purchase of Automobiles, Utility Vehicles and Light-Duty Trucks for Various Departments- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0058 ADOPTED**
6. **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 5 above- was presented, moved by Council Member Green and seconded by Council Member Cohen, Council Member Christie voting no, balance voting aye. Council Member Davis absent. **MOTION 2016-0031 ADOPTED**
7. **ORDINANCE** supplementing the City of Houston, Texas Combined Utility System Master Ordinance; providing for the issuance of Combined Utility System First Lien Revenue and Refunding Bonds, Series 2016B in one or more Series or Subseries as may be further designated; authorizing the Mayor and City Controller to approve the amounts, interest rates, prices, and terms thereof and certain other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds including the use of a Preliminary Official Statement and authorizing the preparation and distribution of an Official Statement and matters incident thereto; awarding the sale of the Bonds; authorizing the defeasance, final payment, and discharge of Certain Outstanding Combined Utility Commercial Paper Notes and Certain Combined Utility System Bonds; authorizing the execution and delivery of an Escrow Agreement; authorizing the purchase of and subscription for certain escrowed securities; authorizing escrow verification and engagement of an Escrow Agent; authorizing a Co-Bond Counsel Agreement, and a Special Disclosure Co-Counsel Agreement; authorizing the execution and delivery of a Paying Agent/Registrar Agreement and other related documents; making other provisions regarding such

Bonds; and declaring an emergency- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0059 ADOPTED**

12. **ORDINANCE** appropriating \$403,000.00 out of Public Health Consolidated Construction Fund and approving and authorizing contract between the City of Houston and **PAGE SOUTHERLAND PAGE, INC** for Professional Services related to Facility and Strategic Planning Services for a Master Plan for the Houston Health Department- was presented and tagged by Council Member Le. Council Member Davis absent.
14. **ORDINANCE** accepting into the City Collection "Oaks - Morning, Noon and Night" photographs by Houston photographer M.S. (Mike) Stude, and approving and authorizing an agreement between the City of Houston and **MR. M.S. STUDE** for donation of such work of art- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0060 ADOPTED**
15. **ORDINANCE** extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **CLOVERLAND SUBDIVISION SECTION 1, SECTION 5 & EXTN R/P, AND SECTIONS 6-8**, to prohibit parking vehicles in the front or side yards of such residences - **DISTRICT D – BOYKINS**- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0061 ADOPTED**
16. **ORDINANCE** establishing the north side of the 1500 block of East 33rd Street, between Bayou Drive and the east end of East 33rd Street; and the south side of the 1400-1500 block of East 33rd Street, between Avernus Street and the east end of East 33rd Street, within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H – CISNEROS**- was presented, all voting aye, nays none. Council Member Davis absent. **ORDINANCE 2016-0062 ADOPTED**
20. **ORDINANCE** establishing the White Oak Terrace Subdivision, Tract F and Tracts 332 and 361 of Tract E, within the City of Houston as a special minimum lot size area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0063 ADOPTED**
25. **ORDINANCE** appropriating \$3,604,351.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PORTLAND UTILITIES CONSTRUCTION COMPANY, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods; 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 (WW4257-151)- was presented, all voting aye, nays none. **ORDINANCE 2016-0064 ADOPTED**

MATTERS HELD - NUMBERS 28 through 33

28. **MOTION** by Council Member Green/Seconded by Council Member Davis to adopt 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

TAGGED BY COUNCIL MEMBER STARDIG

This was Item 2 on Agenda of January 13, 2016- was presented, all voting aye, nays none.
MOTION 2016-0032 ADOPTED

29. **MOTION** by Council Member Green/Seconded by Council Member Davis to adopt 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 - **TAGGED BY COUNCIL MEMBER STARDIG**
This was Item 3 on Agenda of January 13, 2016- was presented, all voting aye, nays none.
MOTION 2016-0033 ADOPTED

30. **WRITTEN** Motion by Council Member Gallegos to amend Section 32-60 of Item 32 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 #2016-28, 1/13/16

This was Item 39 on Agenda of January 13, 2016- was presented,

Council Member Gallegos stated that he would withdraw his original Amendment and he had distributed a new Amendment as followed:

I MOVED to amend Exhibit A of the proposed Ordinance by amending the definition of the term *park event* in Section 32-60 to read as follows:

Park event means:

- (1) Any group activity or organized event of more than 75 people, including but not limited to picnics, parties, family, church, community or school events, or other similar activities; or
- (2) Any group activity or organized event that involves the reservation or temporary exclusive use of a designated area of a park, park road, or other park property.

REDLINE

Park event means:

- (1) Any group activity or organized event ~~involving of~~ more than 30 75 people, including but not limited to picnic, parties, family, church, community or school events, or similar activities; or
- (2) Any group activity or organized event ~~involving fewer than 30 people~~ that involves the reservation or temporary exclusive use of a designated areas of a park, park road, or other park property.

Mayor Turner requested a friendly Amendment to change Church to Religious Institution which was accepted by Council Member Gallegos.

Council Member Davis moved to suspend the rules to hear from Joe Turner, Director of Parks and Recreation relative to Items 30, 31 and 32, and seconded by Council Member Laster, all voting aye, nays none. **MOTION 2016-0034 ADOPTED**

Director Turner was questioned and after a lengthy discussion, a vote was called on Council Member Gallegos Amendment, Council Members Travis, Cisneros and Kubosh voting no, balance voting aye. **MOTION 2016-0035 ADOPTED**

Mayor Turner stated that the item could be returned in six months for review.

31. **WRITTEN** Motion by Council Member Laster to amend Item 32 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 #2016-28, 1/13/16

This was Item 40 on Agenda of January 13, 2016- was presented, all voting aye, nays none. **MOTION 2016-0036 ADOPTED**

32. **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 #2016-28, 1/13/16**

This was Item 41 on Agenda of January 13, 2016

This item should only be considered after consideration of Items 30 and 31 above- was presented, all voting aye, nays none. **ORDINANCE 2016-0065 ADOPTED AS AMENDED.**

33. **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)

TAGGED BY COUNCIL MEMBERS KNOX, LASTER and STARDIG

This was Item 36 on Agenda of January 13, 2016- was presented,
After a lengthy discussion relating to the regulations relating to appeals to City Council.

Council Member Robinson moved that the decision of the 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) be upheld and the appeal denied and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2016-0037 ADOPTED**

The City Secretary advised that they had received Items 3, 4, and 13

3. **ORDINANCE** appropriating \$5,111,806.00 out of Equipment Acquisition Consolidated Fund for purchase of Various Firefighting Trucks for the Houston Fire Department and the Houston Airport System- was presented, all voting aye, nays none. Council Members Martin and Christie absent. **ORDINANCE 2016-0066 ADOPTED**

Council Member Cohen moved to suspend the rules to remain in session beyond the scheduled noon recess and seconded by Council Member Laster, all voting aye, nays none. **MOTION 2016-0038 ADOPTED**

4. **METRO FIRE APPARATUS SPECIALISTS, INC** - \$3,385,406.00, **TYLER MOTOR COMPANY, INC. d/b/a HALL VOLVO GMC** - \$1,726,400.00, **DACO FIRE EQUIPMENT, INC** - \$1,843,364.00 for Purchase of one Fire Rescue Truck, two Aerial Ladder Trucks, two Aircraft Rescue Firefighting Vehicles and six Pumper Trucks through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council - \$6,955,170.00 - Equipment Acquisition Consolidated and Enterprise Funds
This item should only be considered after passage of Item 3 above- was presented, moved by Council Member Laster and seconded by Council Member Green, all voting aye, nays none. Council Members Boykins, Martin and Christie absent. **MOTION 2016-0039 ADOPTED**

13. **ORDINANCE** approving and authorizing first amendment to Lease Agreement between **WOODBROUGH TOWER, LLC., A Delaware Limited Liability Company**, as Landlord, and the City of Houston, Texas, for the Houston Police Department, as tenant, for the leased premises being Market Square Garage at 300 Milam Street, Houston, Harris County, Texas - **DISTRICT I – GALLEGOS**- was presented, all voting aye, nays none. Council Member Martin absent. **ORDINANCE 2016-0067 ADOPTED**

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

Members of Council announced events and discussed matters of interest.

Mayor Turner stated that he had an update about the San Antonio situation on the half way homes which they do not have an Ordinance but they do impose a high staffing requirements that make it very difficult and it makes it cost prohibitive to put in halfway homes in the San Antonio area which they were still checking on the situation; he wanted to acknowledge Chevron and Amoco for their generous partnership in the marathon; he also wanted to give a special thanks to the Special Events team because they did an outstanding job and a special thanks for everyone that was involved in the MLK Celebration.

Mayor Turner stated that on another note, lastly with respect to their initiative of rebuilding their streets, he wanted to inform that the City of Houston, passed the 1,000 marks in terms of filling the potholes, 1,000 in two weeks which was amazing and he wanted to give a special thanks and attention to Public Works employees that had worked so hard and had worked over time to get this done.

There being no further business before Council; the City Council adjourned at 12:52 p.m. Council Members Davis, Martin, Laster and Christie absent.

DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY

MINUTES READ AND APPROVED

Anna Russell, City Secretary