1:30 P. M. - PRESENTATIONS

2:00 P.M. - INVOCATION AND PLEDGE OF ALLEGIANCE - Mayor Turner

ROLL CALL AND ADOPT MINUTES OF PREVIOUS MEETING

2:00 P.M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

NOTE: If a translator is required, please advise when reserving time to speak

Motion 2016-0470 – Procedural motion
Motion 2016-0471 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 5, 2016 - 9:00 A.M.

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

HEARINGS - 9:00 A.M.

1. Motion 2016-0481
   PUBLIC HEARING for the proposed amendment of Chapter 40, Code of Ordinances, to extend the provisions of the Civility Ordinance to the Near Northside - DISTRICT H - CISNEROS

2. Motion 2016-0482
   PUBLIC HEARING on request to provide a Resolution of No Objection for the 4% Housing Tax Credit application for the following affordable housing community:
   INDEPENDENCE HEIGHTS 8606 North Main Street DISTRICT H - CISNEROS

3. Motion 2016-0483 – Delayed three (3) weeks
   PUBLIC HEARING regarding just and reasonable rates to be observed within the City of Houston relating to the Retail Water and Sewer Rates of NITSCH AND SON UTILITY COMPANY, INC DISTRICT H - CISNEROS
REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

MAYOR’S REPORT

CONSENT AGENDA NUMBERS 4 through 43

MISCELLANEOUS - NUMBERS 4 through 9

Motion 2016-0472 Suspend rules to consider Items 4 thru 8 out of order

4. Motion 2016-0473
REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the COASTAL WATER AUTHORITY BOARD OF DIRECTORS, for terms to expire March 31, 2018:
   Position One - GITI ZARINKELK, reappointment
   Position Two - JOSEPH G. SOLIZ, appointment

5. Motion 2016-0474
REQUEST from Mayor for confirmation of the appointment of the following individuals to the HARRIS COUNTY-HOUSTON SPORTS AUTHORITY BOARD OF DIRECTORS, for terms to expire August 31, 2018:
   Position One - CINDY CLIFFORD
   Position Two - RONALD G. FRANKLIN
   Position Three - WILLIE J. ALEXANDER

6. Motion 2016-0475
REQUEST from Mayor for confirmation of the appointment of the following individuals to the HOUSTON BARC FOUNDATION BOARD OF DIRECTORS, for an unexpired term ending December 31, 2017:
   Position Five - MICHLE MATALON HEDGES
   Position Thirteen - FRANCES CASTAÑEDA DYESS

7. Motion 2016-0476
REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the HOUSTON COMMISSION ON DISABILITIES, for terms to expire July 26, 2018:
   Position Two - LESA JACKSON-LAZARD, appointment
   Position Four - TOBIAS A. COLE, appointment
   Position Six - RICHARD E. PETTY, appointment, and to serve as Chair
   Position Eight - EMMANUEL ARIZONA EZIASHI, appointment
   Position Ten - ASHA DHUKA, appointment
   Position Twelve - SHELLEY A. TOWNSEND, reappointment
   Alternate Position Two - MICHAEL MCCULLOCH, appointment
   Alternate Position Four - ELIZABETH C. DELLEDERA, reappointment

8. Motion 2016-0477
REQUEST from Mayor for confirmation of the appointment of LISA KENT as CHIEF INFORMATION OFFICER and DIRECTOR of the HOUSTON INFORMATION TECHNOLOGY SERVICES DEPARTMENT
MISCELLANEOUS - continued

9. **Motion 2016-0486**
   RECOMMENDATION from Director Planning & Development Department for approval of an Honorary Street Marker honoring **REVEREND FRANKLIN DELANO SAMPSON, SR.**, to be located at the intersection of Lockwood Drive and Bennington Street - **DISTRICT B - DAVIS**

ACCEPT WORK - NUMBERS 10 through 12

10. **Council Member Green tagged**
   RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of $810,776.71 and acceptance of work on contract with **TIKON GROUP, INC** for Safe Sidewalk Program - 16.17% under the original contract amount
   - **DISTRICTS F - LE; G - TRAVIS; J - LASTER and K - GREEN**

11. **Motion 2016-0488**
   RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of $12,938,738.00 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC** for Parker Road Paving and Drainage: Hardy Toll Road to Eastex Freeway 1.89% over the original contract amount and under 5% contingency amount - **DISTRICTS B - DAVIS and H - CISNEROS**

12. **Motion 2016-0485**
   RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of $1,973,081.90 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Waterline Repair Project 1 - 5.02% under the original contract amount (WA 11144)

PURCHASING AND TABULATION OF BIDS - NUMBERS 13 and 14

13. **Motion 2016-0489**
   **HACH COMPANY** for Water Testing Chemical Materials for Various Departments - 3 Years with two one-year options - $2,031,408.00 - Enterprise and Grant Funds

14. **Motion 2016-0490**
   **TOTER, LLC** for Automated Refuse Carts through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson, Arizona for the Solid Waste Management Department $456,100.00 - General Fund

RESOLUTIONS - NUMBER 15

15. **Resolution 2016-0039**
   RESOLUTION designating the Peacock and Plaza Court Apartments located at 1414-1416 Austin Street, within the City of Houston as a landmark - **DISTRICT I - GALLEGOS**

ORDINANCES - NUMBERS 16 through 43

16. **Ordinance 2016-0748**
   ORDINANCE ratifying and confirming the authority delegated pursuant to Ordinance No. 2015-1004 relating to the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds as may be further designated and described therein; ratifying and confirming various related agreements; and making certain findings and other declarations necessary and incidental to the issuance of bonds; and declaring an emergency
17. Ordinance 2016-0738

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Linwood Street, from Texas Avenue to north Capitol Avenue; north Capitol Avenue, from Norwood Street to Linwood Street; Norwood Street, from Texas Avenue to north Capitol Avenue; a corner clip located at the intersection of Linwood Street and Texas Avenue; four utility easements; four general utility easements; two prescriptive utility easements; three prescriptive sanitary sewer easements and a prescriptive water line easement; vacating and abandoning the streets, corner clip and all easements to the Metropolitan Transit Authority of Harris County, Texas (Metro) and HOUSTON ARMATURE WORKS, INC (HAW), abutting owners, in consideration of HAW's payment to the City of $31,556.00, METRO's payment to the City of $650,621.00 ($18,700.00 in cash and the remainder deducted from the balance of the credit account established pursuant to the agreement between the City and METRO authorized by Ordinance No. 2013-0954), the conveyance to the City of a 25-foot-wide storm sewer easement, a 25-foot-wide sanitary sewer easement and a 20-foot-wide water line easement, all located in the Young Men's Addition, S.M. Williams Survey, A-87, Harris County, Texas, and other consideration - DISTRICTS H - CISNEROS and I - GALLEGOS

18. Ordinance 2016-0739

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of the northern portion of excess Memel Street, from Des Chaumes Street (aka Des Jardines Street) east 100 feet, more or less, located in the Bay Street Gardens Subdivision; vacating and abandoning the street to Al Tonette Aileen Perry, abutting owner, in consideration of the payment of $5,250.00 to the City and other consideration - DISTRICT B - DAVIS

19. Ordinance 2016-0740

ORDINANCE declaring Parcel SY16-082 surplus property; approving and authorizing Purchase and Sale Agreement between the City of Houston, Texas, Seller, and TEXAS BASTROP STREET, LLC, Buyer, for the sale of 5,051 square feet located at 2311 Texas Avenue, Houston, Harris County, Texas, within Reinvestment Zone Number Fifteen, City of Houston, Texas for $313,162.00 - DISTRICT I - GALLEGOS

20. Ordinance 2016-0749

ORDINANCE approving and authorizing agreement of resolution between the City of Houston (City) and the HOUSTON BUSINESS DEVELOPMENT, INC (HBDI), relating to the City’s Section 108 Loan Guarantee Assistance Program, to provide for the resolution of HBDI’S Section 108 Small Business Loan Balance in exchange for the provision of bridge financing for future economic development projects in partnership with the City - DISTRICT D - BOYKINS

21. Ordinance 2016-0750

ORDINANCE approving and authorizing Amendment #2 to contract for the Texas Lifespan Respite Care Program between the City of Houston and The TEXAS DEPARTMENT OF AGING AND DISABILITY SERVICES (DADS) (DADS Contract No. 539-16-0031-00003) for the Houston Health Department; approving the acceptance and disbursement of grant funds thereunder

22. Ordinance 2016-0741

ORDINANCE appointing Presiding and Alternate Judges for the Early Voting Ballot Boards, Central Counting Station and voting precincts for the City of Houston Special Election to be held on November 8, 2016; relating to the legalization of the sale of beer and wine for off-premise consumption only in the area formerly known as the City of Houston Heights as it existed on February 19, 1918; prescribing the maximum number of election clerks for each voting precinct - DISTRICT C - COHEN
23. Ordinance 2016-0752
ORDINANCE approving and authorizing Amendment No. 1 to Professional Services Contract between the City of Houston and TURNER & TOWNSEND, INC for Executive Program Management Services for the Houston Airport System (Project No. 800; Contract No. 4600013156) - DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS

24. Ordinance 2016-0752
ORDINANCE approving and authorizing third amendment to Ordinance No. 2007-821 to increase the maximum contract amount in the contract between the City and MUNICIPAL CODE CORPORATION for Codification Services of the City’s Code of Ordinances which was approved and authorized by the foregoing ordinance - $100,000.00 - General Fund

25. Ordinance 2016-0753
ORDINANCE appropriating $344,264.20 out of FY2017 Equipment Acquisition Consolidated Fund for Purchase of Capital Equipment for Houston Fire Department

26. Ordinance 2016-0742
ORDINANCE awarding contract to HERITAGE-CRYSTAL CLEAN, LLC, for Parts Immersion Cleaning Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - $804,781.55 - Enterprise and Fleet Management Funds

27. Ordinance 2016-0743
ORDINANCE consenting to the addition of 8.661 acres of land to NORTHPOINTE WATER CONTROL AND IMPROVEMENT DISTRICT for inclusion in its district

28. Ordinance 2016-0744
ORDINANCE consenting to the addition of 57.29 acres of land to NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5, for inclusion in its district

29. Ordinance 2016-0745
ORDINANCE consenting to the addition of 1.7917 acres of land to TIMBER LANE UTILITY DISTRICT, for inclusion in its district

30. Ordinance 2016-0754
ORDINANCE establishing the Denver Harbor Addition Sections 1, 2, & 3 Subdivisions and Harbourdale Section 1 Subdivision, within the City of Houston as a special minimum lot size area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - DISTRICT H - CISNEROS

31. Ordinance 2016-0755
ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on: proposed amendments to the Strategic Partnership Agreements between the City of Houston and FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 142 and MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 119 and on a proposal to annex for limited purposes territory located within and in the vicinity of such districts in Fort Bend and Montgomery Counties; proposed amendments to Strategic Partnership Agreements between the City of Houston and LAKE FOREST UTILITY DISTRICT, REID ROAD MUNICIPAL UTILITY DISTRICT NO. 1, and TRAIL OF THE LAKES MUNICIPAL UTILITY DISTRICT and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Harris County; proposals of the City of Houston to impose the City of Houston’s sales and use tax in such territories; providing for the publication of notice of such hearings - DISTRICTS A - STARDIG; E - MARTIN and F - LE
ORDINANCES - continued

32. Ordinance 2016-0756
ORDINANCE amending Ordinance Number 2016-485 to include the acquisition of two additional parcels of land situated in the Callahan and Vance Survey, Abstract No. 9, in Harris County, Texas, for the acquisitions of real estate for lift station renewal and replacement - Findlay, Garden Villas, Goodyear and Reveille Lift Station Project; said parcels of land being located along the southeasterly line of Sims Bayou and the southerly line of State Highway 225 in Houston, Harris County, Texas, and further finding and determining public convenience and necessity for the acquisition of such parcels by gift, dedication, purchase and if necessary the use of eminent domain - DISTRICT E - MARTIN

33. Ordinance 2016-0757
ORDINANCE appropriating $3,000,000.00 out of Street & Traffic Control and Storm Drainage DDSRF; approving and authorizing purchase of land acquisitions and other interests in real property and payment of the costs of such purchases and/or condemnations, with associated costs for appraisal fees, title policies and services, expenses associated with removing improvements from the right-of-way, relocation expenses, recording fees and other services, in connection with negotiations to settle purchases, court costs and expert witness fees for and in connection with construction of facilities financed by Street & Traffic Control and Storm Drainage DDSRF

34. Ordinance 2016-0758
ORDINANCE appropriating $9,000,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnations, with associated costs for appraisal fees, title policies and services, expenses associated with removing improvements from the purchased interest, relocation expenses, recording fees and other services, in connection with negotiations to settle purchases, court costs and expert witness fees for and in connection with construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

35. Ordinance 2016-0759
ORDINANCE approving and authorizing Joint Funding Agreement between the City of Houston and UNITED STATES GEOLOGICAL SURVEY for Water Resource Investigation and Monitoring

36. Ordinance 2016-0746
ORDINANCE appropriating $21,111.00 out of Metro Projects Construction DDSRF Fund; approving and authorizing Interlocal Agreement between the City of Houston and HARRIS COUNTY FLOOD CONTROL DISTRICT for costs associated with U.S. Army Corps of Engineers review of Yale Street Bridge over White Oak Bayou (Approved by Ordinance No. 2012-0027) DISTRICT C - COHEN

37. Ordinance 2016-0747
ORDINANCE appropriating $10,868.68 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to an Advanced Funding Agreement between the City of Houston and TEXAS DEPARTMENT OF TRANSPORTATION for construction of the White Heather Street and Storm Sewer Improvements (Approved by Ordinance No. 2008-0917, as amended) - DISTRICT K - GREEN

38. Ordinance 2016-0760
ORDINANCE approving and authorizing Treated Water Supply Contract between the City of Houston and HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT - FONDREN ROAD
ORDINANCES - continued

39. Ordinance 2016-0761
ORDINANCE approving and authorizing agreement to terminate Water Supply Contract between the City of Houston and SOUTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 1

40. Ordinance 2016-0762
ORDINANCE appropriating $750,000.00 out of Metro Projects Construction DDSRF as an additional appropriation; approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and GUNDA CORPORATION, LLC for Negotiated Work Orders for Pre-engineering for Street and Traffic (Thoroughfares) Improvements (Approved by Ordinance No. 2014-502)

41. Ordinance 2016-0763
ORDINANCE appropriating $520,506.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to Construction Management and Inspection Services Agreement between the City of Houston and S&B INFRASTRUCTURE, LTD. for Water and Sewer Capital Projects (Approved by Ordinance No. 2012-0145, as amended)

42. Ordinance 2016-0764
ORDINANCE awarding Work Order Sidewalk Repair Contract to GRAVA LLC; appropriating any and all contributed funds as received into the fund for the purposes set out herein

43. Ordinance 2016-0726 – Passed second reading
ORDINANCE No. 2016-726, passed first reading September 28, 2016
ORDINANCE granting to BJ PORTACAN, LLC, a Texas Limited Liability Company, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - SECOND READING

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 44 through 46

44. Motion 2016-0491 – Adopt
MOTION by Council Member Cohen/Seconded by Council Member Robinson to adopt recommendation from Director Administration & Regulatory Affairs Department for the designation of a residential permit parking area in the Super Neighborhoods of Neartown/Montrose Super Neighborhood, Montrose Management District, East Montrose Civic Association, Museum Park Super Neighborhood, and the Southeast Management District - DISTRICTS C - COHEN; D - BOYKINS and G - TRAVIS - TAGGED BY COUNCIL MEMBER KUBOSH
This was Item 2 on Agenda of September 28, 2016
MATTERS HELD – continued

Motion 2016-0484 – Suspend rules to consider Items 45 and 46 out of order

45. Ordinance 2016-0736

ORDINANCE AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Vehicles for Hire, including the promulgation of a designated Electronic Dispatching Application for Vehicles for Hire; declaring certain conduct unlawful and providing penalties therefore - TAGGED BY COUNCIL MEMBER TRAVIS

This was Item 19 on Agenda of September 28, 2016

46. Ordinance 2016-0737

ORDINANCE approving and authorizing contract between the City of Houston and ARRO INC for services relating to a Dispatch Application for Vehicles for Hire

TAGGED BY COUNCIL MEMBER TRAVIS

This was Item 20 on Agenda of September 28, 2016

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

ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER

NOTE - WHenever any agenda item, whether or not on the consent agenda, is not ready for council action at the time it is reached on the agenda, that item shall be placed at the end of the agenda for action by council when all other agenda items have been considered

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

10/4/2016 - All present
10/5/2016 - All present