

AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 25, 2016 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2016-0511 to 2016-0528
ORDINANCES – 2016-0803 to 2016-0826
RESOLUTION – 2016-0040

2016-0510-1

1:30 P. M. - PRESENTATIONS

2:00 P.M. - INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Gallegos

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 2016-0511 – Procedural motion

Motion 2016-0512 – Procedural motion

Motion 2016-0513 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 26, 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.

Motion 2016-0514 – Suspend rules to consider Items 1, 2, 14 and 15 out of order

1. Motion 2016-0515 – Accept the report that issues have been settled

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**

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 43

MISCELLANEOUS - NUMBERS 2 through 4

2. Motion 2016-0516

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to **REINVESTMENT ZONE NUMBER NINE, CITY OF HOUSTON, TEXAS (SOUTH POST OAK ZONE) BOARD OF DIRECTORS;**

Position Three - **ALGENITA SCOTT DAVIS**, reappointment, for a term to expire 12/31/2017, and to serve as Chair for a term ending 12/31/2016

Position Four - **PAUL E. JEFFERSON**, appointment, for a term to expire 12/31/2017

Position Five - **TANDELYN ATKINSON WEAVER**, reappointment, for a term to expire 12/31/2017

3. Motion 2016-0517

RECOMMENDATION from Director of Aviation to extend unpaid leave of absence for **MARTHA GONZALEZ**, Semi-Skilled Laborer

4. Motion 2016-0518

RECOMMENDATION from Director of Aviation to extend unpaid leave of absence for **GREGG PHIPPS**, Operations Coordinator

ACCEPT WORK - NUMBERS 5 through 8

5. Motion 2016-0519

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$665,703.95 and acceptance of work on contract with **IIU-FEI SAFE SIDEWALK JV** for Safe Sidewalk Program - 7.25% under the original contract amount **DISTRICTS B - DAVIS; E - MARTIN; F - LE and I - GALLEGOS**

6. Motion 2016-0520

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$8,369,060.27 and acceptance of work on contract with **CSA CONSTRUCTION, INC** for FWSD No. 23 Wastewater Treatment Plant Improvements 7.00% under the original contract amount - **DISTRICT B - DAVIS**

7. Motion 2016-0521

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$843,879.03 and acceptance of work on contract with **C. F. MCDONALD ELECTRIC, INC** for Generator Relocation from Southwest Wastewater Treatment Plant to Northwest Wastewater Treatment Plant - 1.13% over the original contract amount and under 5% contingency amount - **DISTRICT A - STARDIG**

8. Motion 2016-0522

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,246,345.47 and acceptance of work on contract with **S.J. LOUIS CONSTRUCTION OF TEXAS LTD.** for 42- inch Water Line along Bellaire Boulevard from Bellaire Braes Pump Station to South Kirkwood Road - **DISTRICT F - LE**

PROPERTY - NUMBER 9

9. Motion 2016-0524

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay the costs of court and settle the case in connection with eminent domain proceedings styled City of Houston v. Parkwood Baptist Church, a Texas non-profit corporation, et al, Cause No. 1065634; for acquisition of Parcel KY14-069; for the **NORTHEAST TRANSMISSION 108-INCH WATER LINE EASEMENT ACQUISITION PROJECT (LEE RD - VICKERY DR.)** - 0.25% under the original contract amount - **DISTRICT B - DAVIS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 13

10. Motion 2016-0523

ADVANCED PUBLIC SAFETY for Software Maintenance and Support Services for the Electronic Citation Software PocketCitation™ for the Houston Police Department - 1 Year \$143,769.59 General Fund

11. Motion 2016-0525

INFOR PUBLIC SECTOR, INC for approval of spending authority in the amount not to exceed \$995,000.00 for purchase of Professional Services for Department of Public Works & Engineering Enterprise and Other Funds

12. Ordinance 2016-0817

ORDINANCE appropriating \$37,826.00 out of Fleet Equipment Special Revenue Fund for the purchase of Transit and Cargo Vans for the Fleet Management Department

13. Motion 2016-0526

SILSBEE FORD, INC - \$424,354.33, **CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET, LLC** - \$175,370.00, **COWBOY DODGE** - \$201,840.01, for Transit and Cargo Vans through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council and the Texas Local Government Purchasing Cooperative (BuyBoard) for Various Departments - \$801,564.34 - Equipment Acquisition Consolidated, Fleet Equipment Special Revenue Fund and Other Funds
This item should only be considered after passage of Item 12 above

RESOLUTIONS - NUMBER 14

14. Resolution 2016-0040

RESOLUTION in support of the City's plan to reform the City's three Pension Systems, the Houston Police Officers' Pension System, the Houston Municipal Employees Pension System, and the Houston Firefighters' Relief And Retirement Fund, to ensure long-term, secure, and dependable retirement systems

ORDINANCES - NUMBERS 15 through 43

15. Ordinance 2016-0803

ORDINANCE approving and authorizing amendment to Legislature Issues Provision of the 2011 Meet and Confer Agreement between the City of Houston and the **HOUSTON POLICE OFFICERS' PENSION SYSTEM**

ORDINANCES - continued

16. Council Member Gallegos tagged

ORDINANCE **AMENDING CHAPTER 41 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to street naming; making conforming amendments to other chapters of the Code of Ordinances

17. Council Member Stardig tagged

ORDINANCE **AMENDING ARTICLE XII OF CHAPTER 47 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, including the repeal of Sections 47-674 and 47-675; relating to Storm Water Discharge; containing findings and other provisions relating to the foregoing subject; providing for severability; declaring an effective date

18. Council Member Laster tagged

ORDINANCE amending the City of Houston Construction Code by adopting a revised Commercial Energy Conservation Code based on the 2015 International Energy Conservation Code-Commercial Provisions and the American Society of Heating, Refrigeration and Air Conditioning Engineers Standard 90.1-2013; containing findings and other provisions relating to the foregoing subject; containing a repealer; containing a savings clause; providing an effective date; providing for severability

19. Ordinance 2016-0804

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Castlebay Street, from the east right-of-way line of Burr Oak Street east to the east property line of the remaining portion of Lot 13, Block 6 and a 10 foot-wide prescriptive water line easement, in the former Belmore Street, from the south right-of-way line west Tidwell Road south 35 feet, located in the Rosslyn Subdivision, out of the Joseph Bays Survey, A-127, Houston, Texas; vacating and abandoning the street to Contempo Builder LLC, abutting owner, in consideration of the payment of \$173,580.00 to the City and other consideration - **DISTRICT A - STARDIG**

20. Ordinance 2016-0818

ORDINANCE approving and authorizing the Director of the City of Houston Health Department to accept continuation grant funds from the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, for the City's HIV Prevention Activities; declaring the City's eligibility for such grant; authorizing the Director to expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant

21. Ordinance 2016-0819

ORDINANCE approving and authorizing amendment to Loan Agreement between the City of Houston and **AVENUE COMMUNITY DEVELOPMENT CORPORATION**, to provide a Performance-Based Loan of an additional \$481,135.00 of Federal Community Block Grant Disaster Relief Program - Rental Housing Projects Round 2 Funds to assist with construction of a 68 unit Mixed-Income Apartment Development, including 52 affordable units, located in Houston, Texas, near 2010 North Main Street - **DISTRICT H - CISNEROS**

22. Ordinance 2016-0820

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **BRENTWOOD ECONOMIC COMMUNITY DEVELOPMENT CORP., doing business as BRENTWOOD COMMUNITY FOUNDATION**, extending the term of the contract and providing up to \$551,607.75 in Housing Opportunities for Persons with AIDS Funds for the continuing administration and operation of a community residence and the administration of a Short-Term Rent, Mortgage and Utility Assistance Program, along with supportive services

ORDINANCES - continued

23. Ordinance 2016-0821

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CATHOLIC CHARITIES OF THE ARCHDIOCESE OF GALVESTON-HOUSTON** extending the term of the contract and providing up to an additional \$995,166.75 in Housing Opportunities for Persons with AIDS Funds for the continuing 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

24. Ordinance 2016-0822

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **HOUSTON SRO HOUSING CORPORATION** to extend the term of the contract and provide up to \$141,365.00 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

25. Ordinance 2016-0823

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **SEARCH HOMELESS SERVICES formerly SERVICE OF THE EMERGENCY AID RESOURCE CENTER FOR THE HOMELESS, INC**, to extend the term of the contract and provide up to \$144,551.00 in Housing Opportunities for Persons With AIDS Funds for the continuing administration and operation of a Supportive Services Program offering childcare for homeless families affected by HIV/AIDS

26. Ordinance 2016-0805

ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **BPM AIRPORT, LLC**, for certain premises at William P. Hobby Airport - **DISTRICT I - GALLEGOS**

27. Ordinance 2016-0806

ORDINANCE amending Ordinance 2016-755 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 HEARING DATES - 9:00 A.M. - WEDNESDAY - NOVEMBER 9 and 16, 2016**

28. Ordinance 2016-0824

ORDINANCE amending Ordinance No. 2005-0619, as amended, to increase the maximum contract amount for agreement for Professional Legal Services (Contract No. C56949) between the City and **CLARENCE A. WEST, ATTORNEY AT LAW**

29. Ordinance 2016-0807

ORDINANCE establishing the north side of the 1400 block of Michigan 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 C - COHEN**

ORDINANCES - continued

30. Council Member Boykins tagged

ORDINANCE approving and authorizing contract between the City and **MUNISERVICES, LLC** for Sales/Use Tax Audit and Sales/Use Tax Analysis and Reporting Services; providing a maximum contract amount - 3 Years with 2 one-year options - \$3,150,000.00 - General Fund

31. Council Member Edwards tagged

ORDINANCE approving and authorizing fourth amendment to the Pay Connexion Service Terms Contract, as amended, between the City and **JPMORGAN CHASE BANK, N.A.** to provide for additional Credit Card Transaction Services for the Houston Permitting Center and the Houston Airport System

32. Ordinance 2016-0808

ORDINANCE approving and authorizing Interlocal Agreement between the City and **DEPARTMENT OF STATE HEALTH SERVICES** for Analytical Laboratory Testing Services for the Public Works and Engineering Department (DSHS Contract No. 2017-049754-001); providing a maximum contract amount - \$152,400.00 - Enterprise Fund

33. Ordinance 2016-0825

ORDINANCE approving payment of \$13,356.88 to **HOUSTON HARRIS DIVISION PATROL, INC** for Emergency Armed Security Guard Services for various Houston Health Departments and Solid Waste Management Departments - General Fund - **DISTRICTS B - DAVIS; C - COHEN; D - BOYKINS; H - CISNEROS; I - GALLEGOS and J - LASTER**

34. Ordinance 2016-0809

ORDINANCE approving and authorizing Professional Materials Engineering and Testing Services Laboratory Contracts between the City of Houston and (1) **AUSTIN-REED ENGINEERS, LLC**, (2) **KLEINFELDER, INC**, (3) **RABA- KISTNER, INC**, (4) **ALL-TERRA ENGINEERING, INC**, (5) **ASSOCIATED TESTING LABORATORIES, INC**, (6) **PROFESSIONAL SERVICES INDUSTRIES, INC**, (7) **GEOTECH ENGINEERING AND TESTING, INC**, (8) **ECS TEXAS, LLP**, (9) **ALPHA TESTING, INC**, (10) **QC LABORATORIES, INC**, (11) **GORRONDONA ENGINEERING SERVICES, INC**, (12) **KENALL, INC**, (13) **GEOTEST ENGINEERING, INC**, respectively

35. Ordinance 2016-0810

ORDINANCE consenting to the addition of 9.98 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 64**, for inclusion in its district

36. Ordinance 2016-0811

ORDINANCE consenting to the addition of 45.3788 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 148**, for inclusion in its district

37. Ordinance 2016-0812

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 538**

38. Ordinance 2016-0813

ORDINANCE consenting to the addition of 4.4822 acres of land to **MONTGOMERY COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1**, for inclusion in its district

39. Ordinance 2016-0814

ORDINANCE consenting to the addition of 3.837 acres of land to **REID ROAD MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district

ORDINANCES - continued

40. Ordinance 2016-0826

ORDINANCE appropriating \$3,000,000.00 out of Water & Sewer System Consolidated Construction Fund and \$1,018,000.00 out of Street & Traffic Control & Storm Drainage DDSRF for Fiscal Year 2017 Funding for Developer Participation Contracts (Approved by Ordinance No. 2008-0307, as amended)

41. Pulled-Not Considered

ORDINANCE awarding contracts to **MAIN LANE INDUSTRIES, LTD.** and **ISI CONTRACTING, INC** for Concrete Panel Replacement for City streets for the Department of Public Works & Engineering; 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 - Four-years with one option year to extend - \$32,992,042.60 - Dedicated Drainage & Street Renewal Fund

42. Ordinance 2016-0815

ORDINANCE appropriating \$1,395,253.50 out of Street & Traffic Control and Storm Drainage DDSRF Fund; awarding contract to **ISI CONTRACTING, INC** for On-Call Neighborhood Traffic Management Program Construction contract; 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 and testing services relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF Fund

43. Ordinance 2016-0816

ORDINANCE appropriating \$1,938,410.00 out of Water & Sewer System Consolidated Construction Fund for installation of a Main Canal Radial Gate Bypass supplying raw water to the City of Houston under contract awarded by Coastal Water Authority to **BRH GARVER CONSTRUCTION, L.P.** pursuant to an operating contract with the Coastal Water Authority (as approved by Ordinance No. 1995-676);

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 44

MISCELLANEOUS

44. Motion 2016-0527

SET A PUBLIC HEARING DATE regarding a proposal to convey an easement in Keith-Wiess Park for Storm Sewer Outfall related to the Aldine Town Center Project - **DISTRICT B - DAVIS**
HEARING DATE - WEDNESDAY - 9:00 A.M. - NOVEMBER 30, 2016

Motion 2016-0528 – Procedural motion

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Laster 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

10/25/2016 - Council Member Kubosh absent on personal business

10/26/2016 - All present