

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 18, 2017 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2017-0197 to 2017-0212
ORDINANCES – 2017-0262 to 2017-0271
RESOLUTIONS – 2017-0015 to 2017-0018

2017-0196-1

1:30 P. M. - PRESENTATIONS

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

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 2017-0197 – Procedural motion

Motion 2017-0198 – Procedural motion

Motion 2017-0199 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 19, 2017 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 36

MISCELLANEOUS - NUMBERS 1 through 4

1. Motion 2017-0208

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE) BOARD OF DIRECTORS**:

Position One - **ALBERTO P. CÁRDENAS, JR.**, appointment, for a term to expire 12/9/2017

Position Two - **MARY K. VARGO**, appointment, for a term to expire 12/9/2018

Position Three - **TRACY STEPHENS**, reappointment, for a term to expire 12/9/2017

Position Four - **MEDARDO E. "SONNY" GARZA**, reappointment, for a term to expire 12/9/2018, and to serve as Chair for a term ending 12/31/2017

Position Five - **GUSTA BOOKER, III**, appointment, for a term to expire 12/9/17

MISCELLANEOUS - continued

2. Motion 2017-0209

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **GULFGATE REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS:**

Position One - **ALBERTO P. CÁRDENAS, JR.**, appointment, for a term to expire 12/9/2017

Position Two - **MARY K. VARGO**, appointment, for a term to expire 12/9/2018

Position Three - **TRACY STEPHENS**, reappointment, for a term to expire 12/9/2017

Position Four - **MEDARDO E. "SONNY" GARZA**, reappointment, for a term to expire 12/9/2018, and to serve as Chair for a term ending 12/31/2017

Position Five - **GUSTA BOOKER, III**, appointment, for a term to expire 12/9/17

3. Ordinance 2017-0262

ORDINANCE appropriating \$293,454.66 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to construction contract between the City of Houston and **PEPPER-LAWSON WATERWORKS, LLC** for Plants 1 & 2 Flocculator and Bar Screens Rehabilitation at the East Water Purification Plant (Approved by Ordinance No. 2013-0561) **DISTRICT E - MARTIN**

4. Motion 2017-0200

RECOMMENDATION from Interim Director Department of Public Works & Engineering for approval of Change Order No. 3 in the amount of \$293,454.66 for Flocculator and Bar Screens Rehabilitation at the East Water Purification Plant on contract with **PEPPER LAWSON WATERWORKS, LLC** - 8.20% above the original contract amount - **DISTRICT E - MARTIN**

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

ACCEPT WORK - NUMBERS 5 through 9

5. Motion 2017-0201

RECOMMENDATION from Interim Director General Services Department for approval of final contract amount of \$2,200,220.00 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Hermann Park Electrical Upgrades - 9.22% over the original contract amount and within the approved 9.22% contingency - **DISTRICT D - BOYKINS**

6. Motion 2017-0202

RECOMMENDATION from Interim Director Department of Public Works & Engineering for approval of final contract amount of \$4,677,346.25 and acceptance of work on contract with **MAIN LANE INDUSTRIES, LTD.** for South Wayside and West Airport Panel Replacement - 2.37% under the original contract amount and under 5% contingency amount - **DISTRICTS I - GALLEGOS and K - GREEN**

7. Motion 2017-0203

RECOMMENDATION from Interim Director Department of Public Works & Engineering for approval of final contract amount of \$865,827.71 and acceptance of work on contract with **TIKON GROUP, INC** for Kirkwood and Dairy Ashford Panel Replacement Project - 2.93% over the original contract amount and under 5% contingency amount - **DISTRICTS F - LE and G - TRAVIS**

8. Motion 2017-0204

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$658,718.19 and acceptance of work on contract with **CES UTILITIES, INC (Formerly COMPLETE ELECTRICAL SERVICES OF TEXAS, INC)** for Waterline Wrap Repairs - 57.15% under the original contract amount

ACCEPT WORK - continued

9. Motion 2017-0210

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,074,143.45 and acceptance of work on contract with **VACA UNDERGROUND UTILITIES, INC** for Water Line Replacement in East Tidwell Area 5.57% under the original contract amount - **DISTRICTS B - DAVIS and H - CISNEROS**

PROPERTY - NUMBER 10

10. Motion 2017-0211

RECOMMENDATION from the City Attorney to deposit the amount of the Award of Special Commissioners into the registry of the Court and pay the City's costs of court incurred in connection with eminent domain proceeding styled City of Houston v. St. Luke's Methodist Church Foundation, a Texas not-for-profit corporation, Cause No. 1074492, for acquisition of Parcels AY15-060, AY15-064, AY15-065 and AY065A; for the **WEST ALABAMA STREET PAVING & DRAINAGE PROJECT - DISTRICT C - COHEN**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 14

11. Motion 2017-0205

FLOTEC, INC for Medical Oxygen and Flowmeters for the Houston Fire Department - 3 Years with two one-year options - \$123,131.05 - General Fund

12. Motion 2017-0212

KINLOCH EQUIPMENT & SUPPLY, INC for Petersen Replacement Parts and Repair Services for the Fleet Management Department - 3 Years with two one-year options - \$1,770,200.30 - Fleet Management Fund

13. Motion 2017-0206

TIBURON, INC for Software, Maintenance Support and Services for the conversion from Uniform Crime Report to National Incident Based Reporting System for the Houston Police Department \$644,588.32 - General and Grant Funds

14. Motion 2017-0207

TEQSYS, INC for approval of spending authority in an amount not to exceed \$80,670.00 for Year Two Maintenance, Support and Processing Capacity for eDiscovery Software for Various Departments - Property and Casualty Fund

RESOLUTIONS - NUMBERS 15 through 19

15. Council Member Le tagged

RESOLUTION of the City Council adopting the Fiscal Year 2018 (July 1, 2017 through June 30, 2018) Budget Schedule for the City Budgets

16. Resolution 2017-0018

RESOLUTION expressing no objection to an application for non-competitive 4% Federal Tax Credits for Rehabilitation of **LAKECREST VILLAGE APARTMENTS**, an Affordable Multi-Family Rental Community located near 9393 East Tidwell Road in the City of Houston, Texas **DISTRICT B - DAVIS**

17. Resolution 2017-0015

RESOLUTION amending Resolution No. 2015-0043, a Resolution supporting the request of a Waiver of the Local Match Requirements in the Federal Off-System Bridge Program (for Lee Road at HCFCD Ditch) - **DISTRICTS B - DAVIS and D - BOYKINS**

RESOLUTIONS - continued

18. Resolution 2017-0016

RESOLUTION amending Resolution No. 2015-0045, a Resolution supporting the request of a Waiver of the Local Match Requirements in the Federal Off-System Bridge Program (for Botany Street at HCFCD Ditch) - **DISTRICTS A - STARDIG and D - BOYKINS**

19. Resolution 2017-0017

RESOLUTION amending Resolution No. 2015-0046, a Resolution supporting the request of a Waiver of the Local Match Requirements in the Federal Off-System Bridge Program (for Grapevine Street at HCFCD Ditch) - **DISTRICTS B - DAVIS and K - GREEN**

ORDINANCES - NUMBERS 20 through 36

20. Ordinance 2017-0266

ORDINANCE approving and authorizing second amendment to Community Development block Grant Disaster Recovery Program Round 2.2 Non-Housing Grant Agreement between the City of Houston and **THE GENERAL LAND OFFICE OF THE STATE OF TEXAS**, to extend the term and to revise the Performance Statement And Implementation Schedule - **DISTRICTS B - DAVIS; D - BOYKINS and H - CISNEROS**

21. Ordinance 2017-0267

ORDINANCE appropriating \$2,050,000.00 from the TIRZ Affordable Housing Fund; approving and authorizing loan of the appropriated funds and \$3,900,000.00 of Federal Home Investment Partnership Funds from the City of Houston to **HCHA DEVELOPMENT CORPORATION** to assist with development of Fenix Estates, a 200 unit Affordable Housing Community, located in the vicinity of 1933 Hussion Street, in Houston, Texas - **DISTRICT I - GALLEGOS**

22. Ordinance 2017-0268

ORDINANCE approving and authorizing Software License Agreement for Electronic Surveillance System for the Early Notification of Community-Based Epidemics between the City and **THE JOHNS HOPKINS UNIVERSITY APPLIED PHYSICS LABORATORY LLC**; providing a maximum contract amount - \$95,000.00 - Grant Fund

23. Ordinance 2017-0271

ORDINANCE amending Ordinance No. 2016-910, as amended, to increase the maximum contract amount for Professional Services Agreement between the City of Houston and **NORTON ROSE FULBRIGHT US LLP** for Legal Services to the City in connection with Pension Reform \$275,000.00 - General Fund

24. Ordinance 2017-0263

ORDINANCE amending Ordinance No. 2016-179, as amended, to increase the maximum contract amount for an agreement for Legal Services between the City and **HERRERA & BOYLE, PLLC**, for representation of the City in pending complaint of Extenet Network Systems, Inc, against the City of Houston for imposition of fees for use of public right-of-way before the Public Utility Commission of Texas ("PUC") (PUC Docket No. 45280) - \$50,000.00 - Property and Casualty Fund

25. Council Member Stardig tagged

ORDINANCE amending Exhibit "A" of the City of Houston Ordinance No. 2015-642 to add four (4) Engineer Operator positions, delete four (4) Firefighter positions, and substituting the amended exhibit as part of the current Houston Fire Department Classified Personnel Ordinance; providing a repealer; providing for severability

ORDINANCES - continued

26. Ordinance 2017-0270

ORDINANCE approving and authorizing first amendment to Lease Agreement between **BRAYS OAKS TOWERS, LTD, as Landlord**, and the City of Houston, Texas, as tenant, for 10,409 square feet of leased space at 10103 Fondren Road, Suite 100, Houston, Harris County, Texas, for the Houston Public Library (Frank Branch HPL Express) - **DISTRICT K - GREEN**

27. Ordinance 2017-0269

ORDINANCE appropriating \$300,000.00 out of Solid Waste Consolidated Construction Fund; amending Ordinance No. 2015-190 (Passed on March 4, 2015) to increase the maximum contract amount for Professional Environmental Consultant Services Task Order Contract between the City of Houston and **ARCADIS U.S., INC** for the Holmes Road Incinerator Project for the Solid Waste Management Department - **DISTRICT B - DAVIS**

28. Pulled-Not Considered

ORDINANCE appropriating \$175,000.00 out of General Improvement Consolidated Construction Fund, \$300,000.00 out of Equipment Acquisition Consolidated Fund, \$400,000.00 out of Police Consolidated Construction Fund, \$400,000.00 out of Equipment Acquisition Consolidated Fund, \$465,000.00 out of Parks Consolidated Construction Fund, \$28,759.00 out of Parks & Recreation Dedication Fund, and \$5,000.00 out of Reimbursement of Equipment/Projects Fund as an additional appropriation to the FY2017 Task Order and Job Order (TOC/JOC) Contracting Program for Professional and Construction Services for General Government, Library, Police, Parks and Recreation Departments (Approved by Ordinance Number 2013-1093; 2013-1201; 2015-0610; 2016-0264)

29. Ordinance 2017-0264

ORDINANCE consenting to the addition of 7.493 acres of land into **FORT BEND COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2**, for inclusion in its district **DISTRICT K - GREEN**

30. Ordinance 2017-0265

ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the Pump and Lift Station Renewal and Replacement - Howard Drive, Easthaven, Gulfway and Gulf Freeway # 2 Project; authorizing the acquisition of fee simple or easement interest to one parcel of land required for the project and situated in the J.R. Harris Survey, Abstract No. 27, in Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchase and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple or easement interest to the one parcel of land required for the project - **DISTRICTS E - MARTIN and I - GALLEGOS**

31. Council Member Kubosh tagged

ORDINANCE appropriating \$3,228,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **HALFF ASSOCIATES, INC** for the Storm Water Engineering Program Support (Approved by Ordinance No. 2015-0621, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

ORDINANCES - continued

32. Council Member Kubosh tagged

ORDINANCE appropriating \$750,000.00 out of Street & Traffic Control and Storm Drainage DDSRF; approving and authorizing Professional Engineering Services Contract between the City of Houston and **HUITT-ZOLLARS, INC** for Negotiated Work Orders for Pre-Engineering of Storm Water Drainage Improvements

33. Ordinance 2017-0239 – Passed third and final reading

ORDINANCE No. 2017-239, passed second reading April 12, 2017

ORDINANCE granting to **BOZE ENTERPRISES II, LLC dba OAKMONT MAINTENANCE & RENTAL, a Texas corporation**, 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 - **THIRD AND FINAL READING**

34. Ordinance 2017-0240 – Passed third and final reading

ORDINANCE No. 2017-240, passed second reading April 12, 2017

ORDINANCE granting to **M.A. REYES TRUCKING, 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 - **THIRD AND FINAL READING**

35. Ordinance 2017-0241 – Passed third and final reading

ORDINANCE No. 2017-241, passed second reading April 12, 2017

ORDINANCE granting to **PUPO 66, LLC dba INSTANT SOLUTIONS, a Texas corporation**, 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 - **THIRD AND FINAL READING**

36. Ordinance 2017-0242 – Passed third and final reading

ORDINANCE No. 2017-242, passed second reading April 12, 2017

ORDINANCE granting to **WELLKEPT PROPERTY SERVICES, LLC, a Delaware 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 - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Stardig 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

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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

4/18/2017 - Council Member Kubosh absent on personal business

4/19/2017 - All present