

AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 28, 2017 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2017-0110 to 2017-0120
ORDINANCES – 2017-0098 to 2017-0112
RESOLUTIONS – 2017-0007 to 2017-0008

2017-0109-1

1:30 P. M. - PRESENTATIONS

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

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 2017-0121 – Procedural motion
Motion 2017-0122 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 1, 2017 - 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. **Held open**

PUBLIC HEARING relating to the Retail Gas Rates of **CENTERPOINT ENERGY ENTEX**
within the City of Houston, Texas

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 59

MISCELLANEOUS - NUMBERS 2 through 4

2. **Motion 2017-0129**

CONFIRMATION of the appointment of **DENISE CASTILLO-RHODES** to Position 11 of the **HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM BOARD OF TRUSTEES**, for a three year term

3. **Pulled-Not Considered**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE OLD SPANISH TRAIL/ALMEDA CORRIDORS ZONE**:

Position One - **ALGENITA SCOTT DAVIS**, reappointment, for a term to expire 5/6/2019

Position Two - **KATHLEEN L. O'REILLY**, appointment, for a term to expire 5/6/2018

Position Three - **ZINETTA A. BURNEY**, reappointment, for a term to expire 5/6/2019; and to serve as Chair for a term ending 12/31/2017

Position Four - **PAULETTE W. WAGNER**, appointment, for a term to expire 5/6/2018

Position Five - **MAX A. MILLER, JR.**, appointment, for a term to expire 5/6/2019

4. **Motion 2017-0130**

RECOMMENDATION from Director of the Library Department for approval to name the Central Library Plaza the **BARBARA BUSH LITERACY PLAZA** in honor of Barbara Bush - **DISTRICT I - GALLEGOS**

ACCEPT WORK - NUMBERS 5 and 6

5. **Motion 2017-0123**

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$34,666,110.20 and acceptance of work on contract with **SPAWGLASS CONSTRUCTION, CORP.** for Services related to Central Plant Upgrades at George Bush Intercontinental Airport/Houston Project No. 621 - 1.47% above the original contract amount - **DISTRICT B - DAVIS**

6. **Motion 2017-0124**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,621,596.95 and acceptance of work on contract with **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Friendly Acres Area - 4.71% under the original contract amount - **DISTRICT H - CISNEROS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 11

7. **Motion 2017-0131**

HOUSTON FREIGHTLINER, INC for Freightliner Cab & Chassis Replacement Parts and Repair Services for the Fleet Management Department - 3 Years with two one-year options \$3,779,700.00 - Fleet Management Fund

8. **Motion 2017-0125**

UNITED RESTORATION AND PRESERVATION, INC for Concrete Masonry Unit Wall Stabilization Repairs for General Services Department - \$157,146.12 and contingencies for a total amount not to exceed \$188,575.34 - Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

9. Motion 2017-0126

UNIVERSITY OF TEXAS MEDICAL BRANCH to develop partnerships with one or more Houston Independent School District middle and high schools to implement the "Fourth R (relationships)" curriculum - \$90,883.48 - Grant Fund

10. Motion 2017-0127

UR INTERNATIONAL, INC for the Towed Vehicle Reporting Management System for Houston Police Department - \$63,600.00 - Auto Dealers Fund

11. Motion 2017-0128

DXP ENTERPRISES, INC to Furnish and Deliver Floway Vertical Pump for the Department of Public Works & Engineering - \$68,500.00 - Enterprise Fund

RESOLUTIONS - NUMBERS 12 through 14

12. Resolution 2017-0010

RESOLUTION approving the issuance and sale by **VICTORY STREET PUBLIC FACILITY CORPORATION** of a Multifamily Mortgage Revenue Note (Independence Heights Apartments) Series 2017 - **DISTRICT H - CISNEROS**

13. Resolution 2017-0011

RESOLUTION designating the **OSCAR C. JERSIG HOUSE** located at 3005 Houston Avenue and within the City of Houston, Texas as a landmark and protected landmark - **DISTRICT H - CISNEROS**

14. Resolution 2017-0009

RESOLUTION confirming support for the proposed development as Affordable Rental Housing of certain properties, each located in the City of Houston, Texas, and the submittal of applications for Housing Tax Credits for such developments - **DISTRICT E - MARTIN**

ORDINANCES - NUMBERS 15 through 59

15. Ordinance 2017-0147

ORDINANCE approving and authorizing partially amended and restated declaration of Land Use Restrictions (Restrictive Covenants) by Leland Woods Redevelopment Authority II, joined by **TOWNE PARK DEVELOPMENT, LLC**, and with the consent of the City of Houston, to amend affordability restrictions and procedures encumbering an approximately 36.014 acre tract of land in the vicinity of 6300 Little York Road in Houston, Texas - **DISTRICT B - DAVIS**

16. Council Member Stardig tagged

ORDINANCE releasing certain territory consisting of approximately 31 acres in Harris County, adjacent to the City of Katy, Texas, located near Clay Road and Katy-Hockley Road, from the extraterritorial jurisdiction of the City of Houston

17. Not Received - Not Considered

ORDINANCE amending Ordinance 2014-0861, as amended, to increase the maximum contract amount; approving and authorizing second amendment to agreement for Professional Services between the City of Houston and **BAY AREA HOUSTON ECONOMIC PARTNERSHIP** for economic development support - \$50,000.00 - General Fund - **DISTRICT E - MARTIN**

ORDINANCES - continued

18. Not Received - Not Considered

ORDINANCE appropriating reimbursement of unspent funds of \$588,759.95 to Reinvestment Zone Number Fourteen, City of Houston, Texas (**FOURTH WARD**), and authorizing transfer of reimbursed funds to Reinvestment Zone Number Fourteen, City of Houston, Texas, pursuant to Ordinance No. 2011-0609

19. Ordinance 2017-0113

ORDINANCE appropriating \$384,000.00 out of Equipment Acquisition Consolidated Fund for Purchase and Installation of Radio Frequency Identification Sorters for the Houston Public Library Department (Approved by Ordinance No. 2015-1008) - **DISTRICTS B - DAVIS; D - BOYKINS; H - CISNEROS; I - GALLEGOS and K - GREEN**

20. Council Member Edwards tagged

ORDINANCE approving and authorizing amendment #1 to Advance Funding Agreement between the City of Houston and **THE TEXAS DEPARTMENT OF TRANSPORTATION** for the Hermann Park/Brays Bayou Trail Connectors Transportation Enhancement Project - **DISTRICT D - BOYKINS**

21. Ordinance 2017-0114

ORDINANCE approving and authorizing purchase of Boiler and Machinery Insurance Policy from **LIBERTY MUTUAL FIRE INSURANCE COMPANY**; providing a maximum contract amount \$186,437.00 - Property and Casualty Fund

22. Ordinance 2017-0115

ORDINANCE consenting to the creation of the **FALL CREEK MANAGEMENT DISTRICT** in the extraterritorial jurisdiction of the City of Houston, Texas and the inclusion of certain land within the District; ratifying the appointments of the five current Board of Directors of the District and appointing two new directors to the Board of Directors; approving a five-year Capital Improvement Plan and Budget for the District - **DISTRICT B - DAVIS**

23. Ordinance 2017-0148

ORDINANCE designating an area in the vicinity of Westheimer Road, from Mandell Street to Taft Street, along Montrose Boulevard, from Hyde Park Boulevard to Harold Street, as a special parking area within the City of Houston

24. Not Received - Not Considered

ORDINANCE approving and authorizing Interlocal Contract with **HOUSTON-GALVESTON AREA COUNCIL** for Grant Reimbursement Project relating to the Southeast Houston Mobility Plan; providing a maximum contract amount - **DISTRICTS D - BOYKINS and I - GALLEGOS**

25. Ordinance 2017-0149

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 Houston Permitting Center Parking Expansion Project; authorizing the acquisition of fee simple or easement interest to one parcel of land required for the project and situated in the John Austin Two – League Grant, Abstract No. 1, in Harris County, Texas, said parcel of land being out of and a part of that certain tract of land conveyed to Houston and Texas Central Railroad Company, as described in the deed recorded in Volume 58, Page 128 of Harris County Deed Records (H.C.D.R.), in Houston, 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 parcel of land required for the project **DISTRICT H - CISNEROS**

ORDINANCES - continued

26. Ordinance 2017-0150

ORDINANCE awarding contract to **TIBH INDUSTRIES, INC** for Plastic Meter Box and Cover Installation Services for the Department of Public Works & Engineering; providing a maximum contract amount - 3 Years with two one-year options - \$3,187,000.00 - Enterprise Fund

27. Ordinance 2017-0116

ORDINANCE appropriating \$575,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ENTECH CIVIL ENGINEERS, INC** for Dunlavy Paving and Drainage from West Gray to Dallas; providing funding for contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT C - COHEN**

28. Council Member Laster tagged

ORDINANCE awarding contract to **T CONSTRUCTION, LLC** for FY2017 Clearing and Grubbing for Open Drainage Systems Work Orders #1; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines - 3 Years - \$4,500,000.00 - Storm Water Fund

29. Ordinance 2017-0117

ORDINANCE appropriating \$5,303,026.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **LOPEZ UTILITIES CONTRACTOR, 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 (4257-153)

30. Ordinance 2017-0118

ORDINANCE appropriating \$3,992,900.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Almeda Sims Wastewater Treatment Plant and Sludge Processing Facility Improvements - Package 4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, design services during construction, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - BOYKINS**

31. Ordinance 2017-0119

ORDINANCE appropriating \$609,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **HORSESHOE CONSTRUCTION, INC** for Wastewater System/Substitute Service Support - Craigmont; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, design services during construction, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT I - GALLEGOS**

32. Ordinance 2017-0120

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **A&R ENGINEERING AND TESTING, INC** for Materials Engineering Testing Services

ORDINANCES - continued

33. Ordinance 2017-0121

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **ALLIANCE LABORATORIES, INC** for Materials Engineering Testing Services

34. Ordinance 2017-0122

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **ALL-TERRA ENGINEERING, INC** for Materials Engineering Testing Services

35. Ordinance 2017-0123

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **ALPHA TESTING, INC** for Materials Engineering Testing Services

36. Ordinance 2017-0124

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **ASSOCIATED TESTING LABORATORIES, INC** for Materials Engineering Testing Services

37. Ordinance 2017-0125

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **ATSER, L.P.** for Materials Engineering Testing Services

38. Ordinance 2017-0126

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **AUSTIN REED ENGINEERS, LLC** for Materials Engineering Testing Services

39. Ordinance 2017-0127

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **AVILES ENGINEERING CORPORATION** for Materials Engineering Testing Services

40. Ordinance 2017-0128

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **COASTAL TESTING LABORATORIES, INC** for Materials Engineering Testing Services

41. Ordinance 2017-0129

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **EARTH ENGINEERING, INC** for Materials Engineering Testing Services

42. Ordinance 2017-0130

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **FUGRO USA LAND, INC** for Materials Engineering Testing Services

ORDINANCES - continued

43. Ordinance 2017-0131

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **GEOSCIENCE ENGINEERING & TESTING, INC** for Materials Engineering Testing Services

44. Ordinance 2017-0132

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **DAE AND ASSOCIATES, LTD., dba GEOTECH ENGINEERING AND TESTING** for Materials Engineering Testing Services

45. Ordinance 2017-0133

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **GEOTEST ENGINEERING, INC** for Materials Engineering Testing Services

46. Ordinance 2017-0134

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **GORRONDONA ENGINEERING SERVICES, INC** for Materials Engineering Testing Services

47. Ordinance 2017-0135

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **HTS, INC CONSULTANTS** for Materials Engineering Testing Services

48. Ordinance 2017-0136

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **HVJ ASSOCIATES, INC** for Materials Engineering Testing Services

49. Ordinance 2017-0137

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **JRB ENGINEERING LLC** for Materials Engineering Testing Services

50. Ordinance 2017-0138

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **KENALL, INC** for Materials Engineering Testing Services

51. Ordinance 2017-0139

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **NINYO & MOORE GEOTECHNICAL AND ENVIRONMENTAL SCIENCES CONSULTANTS** for Materials Engineering Testing Services

52. Ordinance 2017-0140

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **PARADIGM CONSULTANTS, INC** for Materials Engineering Testing Services

53. Ordinance 2017-0141

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **PROFESSIONAL SERVICE INDUSTRIES, INC** for Materials Engineering Testing Services

ORDINANCES - continued

54. Ordinance 2017-0142

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **QC LABORATORIES, INC** for Materials Engineering Testing Services

55. Ordinance 2017-0143

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **RABA KISTNER, INC** for Materials Engineering Testing Services

56. Ordinance 2017-0144

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **TERRACON CONSULTANTS, INC** for Materials Engineering Testing Services

57. Ordinance 2017-0145

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **MURILLO COMPANY, INC** for Materials Engineering Testing Services

58. Ordinance 2017-0146

ORDINANCE approving and authorizing Professional Materials Engineering Laboratory Agreement between the City of Houston and **TOLUNAY-WONG ENGINEERS, INC** for Materials Engineering Testing Services

59. Ordinance 2017-0103 – Passed second reading

ORDINANCE No. 2017-103, passed first reading February 22, 2017

ORDINANCE granting to **ROBERT W. WATSON dba F. B. PORT-A-CAN, 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 **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 60 through 63

60. Ordinance 2017-0151

ORDINANCE **AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to off-street parking and loading
TAGGED BY COUNCIL MEMBERS LASTER, STARDIG and KNOX
This was Item 8 on Agenda of February 22, 2017

MATTERS HELD - continued

61. Ordinance 2017-0152

ORDINANCE approving and authorizing a Sponsored Research Agreement between the City and the **UNIVERSITY OF HOUSTON** for the development of a Clostridium difficile and carbapenem-resistant Enterbacteriaceae Surveillance Network; providing a maximum contract amount \$140,137.00 - Grant Fund - **TAGGED BY COUNCIL MEMBERS LE and TRAVIS**
This was Item 10 on Agenda of February 22, 2017

62. Ordinance 2017-0153

ORDINANCE approving and authorizing Parking Agreement between **SP PLUS CORPORATION, as Licensor**, and the City of Houston, Texas, as Licensee, for spaces at 1600 Smith Street, Houston, Texas, for use by the Houston Police Department - 3 Years with an extended term of two years - \$945,000.00 - General Fund - **DISTRICT I - GALLEGOS**
TAGGED BY COUNCIL MEMBERS DAVIS and GREEN
This was Item 14 on Agenda of February 22, 2017

63. Ordinance 2017-0154

ORDINANCE awarding contract to **YES AMERICA NOW, INC dba YES AMERICA ENTERPRISES** for Street Sweeping Services, Downtown for Department of Public Works & Engineering; providing a maximum contract amount - 3 Years with two one-year options \$1,310,262.00 - Stormwater Fund - **TAGGED BY COUNCIL MEMBER LASTER**
This was Item 21 on Agenda of February 22, 2017

SUPPLEMENTAL NOTICE FOR AGENDA OF FEBRUARY 28 AND MARCH 1, 2017

NOTICE IS HEREBY GIVEN that the City Council of the City of Houston at its regular meeting Wednesday, March 1, 2017, which will convene at 9:00 a.m. in the City Council Chamber, Second Floor, City Hall, 901 Bagby, Houston, Texas, will consider the following item:

64. Resolution 2017-0012

RESOLUTION confirming no objection to the proposed development as Affordable Rental Housing of certain properties, each located in the City of Houston, Texas, or to the submittal of applications for Housing Tax Credits for such developments **DISTRICT B - DAVIS**

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Martin 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

- 2/28/2017 - Council Members Davis, Boykins and Green absent on personal business
Council Member Martin absent on City business**
- 3/1/2017 - Council Members Boykins and Green absent on personal business**