

AGENDA - COUNCIL MEETING - TUESDAY - MAY 12, 2020 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2020-0213 to 2020-0227
ORDINANCES – 2020-0401 to 2020-0427
RESOLUTIONS – 2020-0023 to 2020-0026

2020-0199-1

1:30 P. M. - PRESENTATIONS

No presentations will be made

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

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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MAY 13, 2020 - 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 43

MISCELLANEOUS - NUMBER 1

1. Motion 2020-0220

RECOMMENDATION from the Houston Fire Chief to approve the nominations for Executive Assistant Fire Chief, Assistant Fire Chief, Assistant Fire Chief and Assistant Fire Chief (Fire Marshal) positions

ACCEPT WORK - NUMBERS 2 through 4

2. Motion 2020-0213

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$7,047,477.45 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal - 1.48% under the original contract amount (4257-152) - **DISTRICTS A - PECK; B - DAVIS; C - KAMIN; D - EVANS-SHABAZZ; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - POLLARD and K - CASTEX-TATUM**

3. Motion 2020-0214

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$1,913,681.69 and acceptance of work on contract with **T CONSTRUCTION LLC** for Wastewater Collection System Rehabilitation and Renewal - 1.30% over the original contract amount and under the 5% contingency amount - **DISTRICTS C - KAMIN; F - THOMAS; G - TRAVIS; I - GALLEGOS; J - POLLARD and K - CASTEX-TATUM**

4. Motion 2020-0215

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$344,469.00 and acceptance of work on contract with **C. F. MCDONALD ELECTRIC, INC** for Burnett Bayland Park Ballfield Lighting for Parks and Recreation Department - **DISTRICT J - POLLARD**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 9

5. Motion 2020-0221

METRO FIRE APPARATUS SPECIALISTS, INC for purchase of Rescue Camera Kits for Mayor's Office of Public Safety and Homeland Security on behalf of Houston Fire Department - \$49,725.00 - Grant Fund

6. Motion 2020-0216

D. W. INDUSTRIES, INC for Hoses and Fittings for Houston Public Works - 3 Years with two one-year options - \$1,159,220.75 - Enterprise Fund

7. Motion 2020-0217

THE SCRUGGS COMPANY for purchase of Electric Actuators for the Houston Public Works \$61,202.00 - Enterprise Fund

8. Motion 2020-0218

LOCKWOOD, ANDREWS & NEWNAM, INC for Emergency Purchase for Engineering and Technical Support Services for Houston Public Works - \$225,000.00 - Enterprise Fund

9. Motion 2020-0219

HARPER BROTHERS CONSTRUCTION, LLC for Emergency Purchase for Repair and Restoration Services for the Houston Public Works - \$800,000.00 - Enterprise Fund

RESOLUTIONS - NUMBERS 10 through 13

Motion 2020-0222 – Motion by Council Member Kubosh to move the public hearing – “FAILED”

Motion 2020-0223 – Motion by Council Member Martin to reconsider Motion 2020-0222

Motion 2020-0224 – Amend Item 10 to change public hearing date to June 3, 2020

10. Resolution 2020-0026

RESOLUTION of the City Council setting a public hearing at 9:00 o'clock a.m. on May 27, 2020, in the City Council Chamber of City Hall, 901 Bagby Street, Second Floor, Houston, Texas, 77002, on the City Budgets for the time period July 1, 2020 through June 30, 2021; authorizing notice of such public hearing and making other provisions related to the subject

11. Resolution 2020-0023

RESOLUTION approving and authorizing the nomination of **CROWN CASTLE INTERNATIONAL CORPORATION**, located at 8020 Katy Freeway, Houston, Texas, to the Texas Economic Development Bank established by the Texas Economic Development and Tourism Office within the Office of the Governor for designation as an Enterprise Project - **DISTRICT A - PECK**

12. Resolution 2020-0024

RESOLUTION approving and authorizing the nomination of **POWELL ELECTRICAL SYSTEMS, INC**, located at 8550 Mosley Rd., Houston, Texas, and 7232 Airport Blvd., Houston, Texas, to the Texas Economic Development Bank established by the Texas Economic Development and Tourism Office within the Office of the Governor for designation as an Enterprise Project - **DISTRICT I - GALLEGOS**

13. Resolution 2020-0025

RESOLUTION repealing Resolution No. 2013-61, Houston, Texas, relating to the designation of the **WHITAKER-GRALIANO-BROWN HOUSE** located at 400 Cordell Street within the City of Houston as a Landmark and Protected Landmark - **DISTRICT H - CISNEROS**

ORDINANCES - NUMBERS 14 through 43

14. Ordinance 2020-0401

ORDINANCE designating the property municipally known as 400 Cordell Street within City of Houston, Texas as a protected landmark and known as the “**WHITAKER-GRALIANO-BROWN HOUSE**”; containing findings and other provisions related to the foregoing subject; providing for a penalty **DISTRICT H - CISNEROS**
This item should only be considered after passage of Item 13 above

15. Ordinance 2020-0402

ORDINANCE denying the application of **ENERGY TEXAS, INC**, for approval to amend its Distribution Cost Recovery Factor filed with Houston, Texas, on March 30, 2020

16. Ordinance 2020-0420

ORDINANCE accepting the proposal from the **HANOVER INSURANCE GROUP**, through member company, the **HANOVER INSURANCE COMPANY**, and approving and authorizing the purchase of Crime Insurance for Public Employee Dishonesty - \$31,511.00 - Property and Casualty Fund

ORDINANCES - continued

17. Ordinance 2020-0403

ORDINANCE approving and authorizing an Airline International Facilities Agreement (IFA) Blanket Amendment between City of Houston, Texas, and airlines who have executed an IFA for operations in Terminal D at George Bush Intercontinental Airport/Houston (IAH) - **DISTRICT B - DAVIS**

18. Ordinance 2020-0427

ORDINANCE approving and authorizing a Professional Services Agreement between City of Houston and **BALLARD SPAHR LLP** for Legal Assistance to the City of Houston related to matters involving Affordable Housing Federal Grants; providing a maximum contract amount - \$700,000.00 - Property and Casualty Fund

19. Ordinance 2020-0404

ORDINANCE approving and authorizing a Loan Agreement between City of Houston and **EDISON ARTS FOUNDATION** to provide a \$5,000,000.00 Performance Based Loan in Community Development Block Grant (“CDBG”) Funds for the development of a proposed Edison Performing Arts Center **DISTRICT K - CASTEX-TATUM**

20. Ordinance 2020-0405

ORDINANCE approving and authorizing first amendment to contract between City of Houston and **HOUSTON VOLUNTEER LAWYERS PROGRAM, INC**, to extend the term of the contract and provide an additional \$150,700.00 in Housing Opportunities for Persons with AIDS (HOPWA) Funds for the continuing administration of a Legal Supportive Services Program

21. Ordinance 2020-0406

ORDINANCE de-appropriating \$4,000,000.00 in TIRZ Affordable Housing Funds, including \$3,000,000.00 which was a part of a previous TIRZ appropriation authorized Pursuant to Ordinance No. 2017-759, as amended by several Ordinances, including Ordinance Nos. 2018-612 and 2018-937 to provide funding for Master Contractor Agreements and related documents under the new Home Development Program, and \$1,000,000.00 of which was a part of a previous TIRZ appropriation authorized Pursuant to Ordinance No. 2017-860, as amended by several Ordinances, including Ordinance Nos. 2018-56 and 2019-498 to provide funding for Master Contractor Agreements and related documents under the Home Repair Program

22. Ordinance 2020-0407

ORDINANCE approving and authorizing fifth amendment to Community Development Block Grant Disaster Recovery 2015 (CDBG-DR15) Action Plan to revise and replace the Housing Buyout Program with Property Buyout Program in the Strategic Buyout Program

23. Ordinance 2020-0421

ORDINANCE adopting the City of Houston Hurricane Harvey Economic Development Program Guidelines for Hurricane Harvey Disaster Recovery

24. Ordinance 2020-0408

ORDINANCE authorizing and approving amendment to Ordinance No. 2019-265 to increase the maximum allowable amount for individual Homeowner Assistance to allow compliance with homeowner association and other neighborhood requirements and for additional bedrooms based on eligible household size and need

ORDINANCES - continued

25. Ordinance 2020-0409

ORDINANCE approving and authorizing a Sole Source Contract between City of Houston and **AZTECA SYSTEMS, LLC** for Cityworks® Software License, Maintenance, and Services for the Parks and Recreation Department - 1 Year with four one-year options - \$681,600.00 - Maintenance Renewal and Replacement Fund

26. Ordinance 2020-0410

ORDINANCE approving and authorizing first amendment to Contract No. 4600014574 between City of Houston and **NETSYNC NETWORK SOLUTIONS, INC** to add additional terms to the Enterprise Agreement for Software Licensing, Hardware, Support, Maintenance, and Professional Services for Houston Information Technology Services (as approved by Ordinance No. 2017-0794)

27. Motion 2020-0225 – Refer back to the Administration

ORDINANCE approving and authorizing contract with **TEXAS DEPARTMENT OF CRIMINAL JUSTICE** for Tire Retreading Services, for the Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$4,184,440.00 - Fleet Management Fund

28. Ordinance 2020-0422

ORDINANCE amending Ordinance No. 2018-0254, as amended, to increase the maximum contract amount for contract between City and **EMPLOYMENT & TRAINING CENTERS, INC** for Professional Services for the administration of Hire Houston Youth Summer Jobs Program for the Mayor's Office of Education - \$1,236,941.00 - General Fund

29. Ordinance 2020-0411

ORDINANCE appropriating funds in the amount of \$40,000.00 out of General Improvement Consolidated Construction Fund, \$250,000.00 out of Parks Consolidated Construction Fund, \$85,000.00 out of Fire Consolidated Construction Fund, \$86,000.00 out of Police Consolidated Construction Fund, \$217,000.00 out of Solid Waste Consolidated Construction Fund, \$100,000.00 out of Public Health Consolidated Construction Fund, and \$50,000.00 out of Public Library Consolidated Construction Fund, for the Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contracting Program for FY2020 (Approved by Ordinance No. 2018-477)

30. Ordinance 2020-0412

ORDINANCE appropriating \$20,930.50 out of Woodlands Regional Participation Fund; \$188,374.50 out of Miscellaneous Capital Projects/Acquisition CP Series E Fund; and approving and authorizing a Professional Architectural Services Contract between City of Houston and **HARRISON KORNBERG ARCHITECTS, LLC**, to perform design and construction phase services for Lake Houston Wilderness Park On-Site Residence, Intern Cabin and Two Cottage Replacements for the Houston Parks and Recreation Department - **DISTRICT E - MARTIN**

31. Ordinance 2020-0413

ORDINANCE amending Ordinance No. 2017-990 to increase the maximum contract amount to \$1,700,000.00 for the Professional Project Management Services Task Order Contract between City of Houston and **VERGEL GAY & ASSOCIATES, LLC**, for Task Order and Job Order Contracting Program

32. Ordinance 2020-0414

ORDINANCE authorizing the conveyance of a pipeline easement from City of Houston, Texas to **M2E3, LLC**, upon a portion of the Sylvan Rodriguez Park - **DISTRICT E - MARTIN**

ORDINANCES - continued

33. Ordinance 2020-0415

ORDINANCE approving and authorizing an Indemnity Agreement between City of Houston, Texas and **M2E3, LLC**, pertaining to three pipeline easements upon three parcels of land - **DISTRICT D - EVANS-SHABAZZ**

34. Ordinance 2020-0416

ORDINANCE authorizing the conveyance of three pipeline easements from City of Houston, Texas to **M2E3, LLC**, upon three parcels of land - **DISTRICT D - EVANS-SHABAZZ**
This item should only be considered after Item 33 above

35. Ordinance 2020-0423

ORDINANCE establishing a special minimum lot size area Pursuant to Chapter 42 of the Code of Ordinances, comprised of properties within the Houston Heights and Studes Second Addition Subdivisions, within the City of Houston, Texas - **DISTRICT C - KAMIN**

36. Ordinance 2020-0426

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 Windermere Outfall Repair Project for two parcels of land required for the project and situated in John D Taylor Survey, Abstract 72, in Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases 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 title interest in or easement to the two parcels of land required for the project - **DISTRICT G - TRAVIS**

37. Ordinance 2020-0417

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 Northpark Drive Overpass Project; authorizing the acquisition, by gift, dedication, purchase, or eminent domain proceedings, of the fee simple title or easements in and to twenty-nine parcels of land required for the project and situated in the Mary Owens Survey, Abstract No. 405, Montgomery County, Texas, said parcels of land being located along the north and south lines of Northpark Drive in Houston, Montgomery County, Texas; authorizing payment of the costs of such acquisitions, including the purchase prices for the property interests and costs associated with relocation assistance, appraisal fees, title policies/services, recordation of instruments, eminent domain proceedings, court costs, and expert witness fees, and authorizing the retention of special counsel in connection with the acquisition of fee simple or easement interests to twenty-nine parcels of land required for the project

38. Ordinance 2020-0418

ORDINANCE approving and authorizing first amendment to the Advanced Funding Agreement between City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for Building Improvements for Houston TranStar Center (as approved by Ordinance No. 2019-0073)

39. Ordinance 2020-0419

ORDINANCE approving and authorizing a Professional Materials Engineering Laboratory Agreement between City of Houston and **BRAUN INTERTEC CORPORATION** for Engineering Materials Testing System

ORDINANCES - continued

40. Ordinance 2020-0390 – Passed second reading

ORDINANCE No. 2020-390, passed first reading May 6, 2020

ORDINANCE granting to **ADVANCED SUPERWASH INC, 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 - **SECOND READING**

41. Ordinance 2020-0391 – Passed second reading

ORDINANCE No. 2020-391, passed first reading May 6, 2020

ORDINANCE granting to **IMELDA MARQUEZ, dba J & M RECYCLING, 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; and making certain findings related thereto - **SECOND READING**

42. Ordinance 2020-0392 – Passed second reading

ORDINANCE No. 2020-392, passed first reading May 6, 2020

ORDINANCE granting to **UNITED RENTALS (NORTH AMERICA), INC, dba RELIABLE ONSITE SERVICES, a Delaware 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; and making certain findings related thereto - **SECOND READING**

43. Ordinance 2020-0358 – Passed third and final reading

ORDINANCE No. 2020-358, passed second reading May 6, 2020

ORDINANCE granting to **HOUSTON WASTE SERVICES 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 - **THIRD READING AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 44 through 46

44. Motion 2020-0226 – Adopt

AIR GAS USA LLC for Industrial, Medical, and Specialty Gases for Various Departments - 3 Years with two one-year options - \$1,647,937.59 - General, Enterprise and Other Funds

TAGGED BY COUNCIL MEMBER MARTIN

This was Item 8 on Agenda of May 6, 2020

45. Ordinance 2020-0424 – Adopt

ORDINANCE **AMENDING CHAPTER 44 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Tax Abatement

TAGGED BY COUNCIL MEMBERS CASTEX-TATUM; PLUMMER and ALCORN

This was Item 10 on Agenda of May 6, 2020

MATTERS HELD - continued

Motion 2020-0227 – Motion by Council Member Kubosh to amend Item 46 to sunset in 4 years

46. Ordinance 2020-0425 – Adopt as amended

ORDINANCE AMENDING SECTIONS 39-1, 39-49, 39-62, AND 39-63 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, establishing a fee for the Lease and Management of Containers for Garbage and Recyclables for Residential Units; establishing an effective date

DELAYED BY MOTION #2020-212, 5/6/2020

This was Item 45 on Agenda of May 6, 2020

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Gallegos 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

5/12/2020 - Council Members Peck, Davis, Kamin, Knox, Plummer and Alcorn absent on personal business

5/13/2020 - Council Members Thomas, Plummer and Alcorn absent on personal business