

AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 6, 2020 - 1:30 P. M.

VIRTUAL MEETING

with notes of action taken

MOTIONS 2020-0511 to 2020-0518
ORDINANCES – 2020-0849 to 2020-0877
RESOLUTION – None

2020-0497-1

Due to health and safety concerns related to COVID-19, this meeting will be conducted virtually via Microsoft Teams, a web-conferencing platform and streamed as usual on the City's website (<https://www.houstontx.gov/htv/index.html>), Facebook site (<https://www.facebook.com/pg/HoustonTelevision/videos/>) and the municipal channel on public television. The Council Members will be participating by videoconference in accordance with the provisions of Section 551.127 of the Texas Government Code that have not been suspended by order of the Governor. Public comment will be allowed on Tuesday via teleconference at (936) 755-1521; Conference ID# 384 734 016# and details for signing up and participating are posted at <https://www.houstontx.gov/council/meetingsinfo.html>. Members of the public may call in Wednesday via teleconference at (936) 755-1521; Conference ID# 708 301 223#, however no public input will be allowed

1:30 P. M. - PRESENTATIONS

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

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 - OCTOBER 7, 2020 - 9:00 A. M.

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

MAYOR'S REPORT

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CONSENT AGENDA NUMBERS 1 through 37

MISCELLANEOUS - NUMBERS 1 and 2

1. **Motion 2020-0511**

CONFIRMATION of the reappointment of the following individuals to Positions 10 and 11 of the **HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM BOARD OF TRUSTEES**, for a three-year term:

Position 10 - **ADRIAN PATTERSON**

Position 11 - **DENISE CASTILLO-RHODES**

2. **Motion 2020-0512**

RECOMMENDATION from the Director Mayor's Office of Governmental Relations for annual renewal of membership in the **TEXAS MUNICIPAL LEAGUE** - \$94,348.00 - General Fund

PROPERTY - NUMBER 3

3. **Council Member Castex-Tatum tagged**

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay all costs of court in connection with eminent domain proceedings styled City of Houston v. Vikram and Aatri Mehta, et al.; Cause No. 1155557; for acquisition of Parcel CY19-001, for acquisition of the **WESTRIDGE REGIONAL LIFT STATION CONSTRUCTION PROJECT - DISTRICT K - CASTEX-TATUM**

PURCHASING AND TABULATION OF BIDS - NUMBERS 4 through 8

4. **Motion 2020-0513**

TEXAS COMMISSION ON FIRE PROTECTION for payment for Annual Re-certification Fees for Firefighters for Fire Department - \$412,200.00 - General Fund

5. **Motion 2020-0514**

AGILENT TECHNOLOGIES, INC for purchase of Thermal Desorber - Gas Chromatograph/Mass Spectrometer for the Houston Health Department - \$99,992.41 - Grant Fund

6. **Motion 2020-0515**

THE BRANDT COMPANIES, LLC. to purchase Heating, Ventilation, and Air Conditioning Services through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for Houston Public Works - 3 Years - \$5,730,750.00 - Enterprise Fund

7. **Motion 2020-0516**

CONTROVAL USA, LLC to Furnish and Install Electric Actuators for Houston Public Works - \$204,506.00 - Enterprise Fund

8. **Motion 2020-0517**

APPROVE spending authority for Emergency Purchase of Various Goods and Services related to the City's response to the COVID-19 Pandemic

ORDINANCES - NUMBERS 9 through 37

9. Ordinance 2020-0849

ORDINANCE approving and authorizing submission of an electronic application for and acceptance of Grant Funding through the **FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR THE FEMA FY19 FIRE PREVENTION AND SAFETY GRANT** (“Grant”); declaring the City’s eligibility for such Grant; authorizing the Chief of the Houston Fire Department to act as the City’s representative in the application process, to accept and expend the Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

10. Ordinance 2020-0874

ORDINANCE approving and authorizing submission of an electronic application for and acceptance of Grant Funding through the **FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR THE FEMA FY2019 ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM** (“Grant”); declaring the City’s eligibility for such Grant; authorizing the Chief of the Houston Fire Department to act as the City’s representative in the application process, to accept and expend the Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

11. Ordinance 2020-0850

ORDINANCE approving and authorizing submission of an application for Grant Assistance to the **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (“TCEQ”) FOR THE TEXAS VOLKSWAGEN EMISSION REDUCTION PROGRAM** to provide financial assistance for Emission Reduction Projects; declaring the City’s eligibility for such Grant; authorizing the Director of the Fleet Management Department to act as the City’s representative in the application process, to accept the Grant and Funds, and expend the Grant Funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the Grant; approving and authorizing a Grant Contract between the City and **TCEQ** for financial assistance for Emission Reduction Projects

12. Ordinance 2020-0851

ORDINANCE approving and authorizing submission of seven (7) grant applications for Grant Assistance to the **TEXAS GENERAL LAND OFFICE FOR FLOOD MITIGATION PROJECTS THROUGH THE FEDERAL HOUSING AND URBAN DEVELOPMENT DEPARTMENT’S COMMUNITY DEVELOPMENT BLOCK GRANT - MITIGATION PROGRAM**; declaring the City’s eligibility for such Grant; authorizing the Director of the City of Houston’s Department Houston Public Works (“Director”) to act as the City’s representative in the application process, to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

13. Ordinance 2020-0852

ORDINANCE approving and authorizing submission of a grant application under the **TEXAS WATER DEVELOPMENT BOARD FLOOD INFRASTRUCTURE FUND** to develop a Stormwater Modeling Tool for Sims Bayou Watershed and to initiate the One Water Collaborative Planning Process; declaring the City’s eligibility for such Grant; authorizing the Director of the City of Houston’s Department Houston Public Works (“Director”) to act as the City’s representative in the Grant application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

ORDINANCES - continued

14. Ordinance 2020-0875

ORDINANCE authorizing submission of an electronic application for Grant Assistance to **THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY FOR THE FY2020 PORT SECURITY GRANT** in accordance with the FY2020 Port Security Grant; declaring the City's eligibility for such Grant; authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to act as the City's representative in the application process, to accept the Grant and expend the Grant Funds as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

15. Ordinance 2020-0853

ORDINANCE authorizing the Director of the Mayor's Office of Public Safety and Homeland Security ("Director") to electronically submit applications for Grant Assistance to the **UNITED STATES DEPARTMENT OF HOMELAND SECURITY FOR THE SECURING THE CITIES PROGRAM** ("Program") Funding; declaring the City's eligibility for such Grant; authorizing the Director to act as the City's representative in the application process, to accept the Grant and expend the Grant Funds as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

16. Ordinance 2020-0854

ORDINANCE appropriating \$2,663,000.00 out of Equipment Acquisition Consolidated Fund and \$213,650.00 out of Contributed Capital Project Fund for Various Capital Equipment for the Houston Fire Department

17. Ordinance 2020-0855

ORDINANCE appropriating \$2,562,590.00 out of Airports Renewal and Replacement Fund, awarding Construction Contract to **JERDON ENTERPRISE, L.P.** for Terminals A & B Departure Area Paver Replacement and Approach Slab Repairs at George Bush Intercontinental Airport / Houston (IAH) Project No. 749; 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 testing, and contingencies relating to the Terminals A & B Departure Area Paver Replacement and Approach Slab Repairs financed by Airports Renewal and Replacement Fund - **DISTRICT B - DAVIS**

18. Ordinance 2020-0856

ORDINANCE approving and authorizing first amendment to contract between City of Houston and **ALFA LAVAL, INC** - 1 Year - (as Approved by Ordinance No. 2015-0356)

19. Ordinance 2020-0857

ORDINANCE amending Ordinance No. 2015-0663 to increase the maximum contract amount; approving and authorizing first amendment to agreement for Laboratory Testing Services between City and **QUEST DIAGNOSTICS CLINICAL LABORATORIES, INC** - 1 Year - \$85,000.00 - Grant Fund

20. Ordinance 2020-0858

ORDINANCE amending Ordinance No. 2008-674, as amended, to increase the maximum contact amount for contract with **TITLE DATA, INC** for the continuation of a Subscription Agreement allowing access to and use of its Title Plant and Image Library for Harris County, Texas - \$65,000.00 - General Fund

ORDINANCES - continued

21. Ordinance 2020-0876

ORDINANCE designating the property municipally known as 3004 Bagby Street within the City of Houston, Texas as a protected landmark and known as the “**LULAC COUNCIL 60 CLUBHOUSE**”;
DISTRICT C - KAMIN

22. Ordinance 2020-0859

ORDINANCE approving and authorizing an increase in spending authority for Lease Agreement between **HAZARI, LLC**, Landlord, and City of Houston, Texas, Tenant, approved by Ordinance No. 2020-278 \$578,700.00 - Grant Fund

23. Ordinance 2020-0860

ORDINANCE approving and authorizing Interlocal Agreement between City of Houston, Texas and **HARRIS COUNTY, TEXAS** relating to cost sharing for operating COVID-19 Emergency Shelter Facilities

24. Ordinance 2020-0877

ORDINANCE relating to Fiscal Affairs of **MEMORIAL-HEIGHTS REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER FIVE, CITY OF HOUSTON, TEXAS (MEMORIAL HEIGHTS ZONE)**; approving Fiscal Year 2021 Operating Budget for the Authority and Fiscal Years 2021-2025 Capital Improvement Projects Budget for the Zone - **DISTRICTS C - KAMIN and H - CISNEROS**

25. Ordinance 2020-0861

ORDINANCE relating to Fiscal Affairs of **EAST DOWNTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER FIFTEEN, CITY OF HOUSTON, TEXAS (EAST DOWNTOWN ZONE)**; approving Fiscal Year 2021 Operating Budget for the Authority and Fiscal Years 2021-2025 Capital Improvement Projects Budget for the Zone - **DISTRICT I - GALLEGOS**

26. Ordinance 2020-0862

ORDINANCE renewing the establishment of the north and south sides of the 1800 block of Missouri Street within the City of Houston, Texas, as a special minimum building line requirement block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - KAMIN**

27. Ordinance 2020-0863

ORDINANCE appropriating \$111,008.00 out of Parks Special Fund; authorizing remittance to **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY** for the amount of \$111,008.00 received by City of Houston, Texas, from **M2E3, LLC**, representing payments for the conveyance of three pipeline easements upon three parcels of land - **DISTRICT D - EVANS-SHABAZZ**

28. Ordinance 2020-0864

ORDINANCE consenting to the addition of 45.580 acres of land to **BAMMEL UTILITY DISTRICT**, for inclusion in the district

29. Ordinance 2020-0865

ORDINANCE consenting to the addition of 5.1014 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 24**, for inclusion in the district

30. Ordinance 2020-0866

ORDINANCE consenting to the addition of 9.530 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 368**, for inclusion in the district

ORDINANCES - continued

31. Ordinance 2020-0867

ORDINANCE consenting to the addition of 9.99 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 542**, for inclusion in the district

32. Ordinance 2020-0868

ORDINANCE consenting to the addition of 2.4844 acres of land to **SUNBELT FRESH WATER SUPPLY DISTRICT** of Harris County, Texas, for inclusion in the district

33. Ordinance 2020-0869

ORDINANCE appropriating \$2,886,717.90 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between City of Houston and **HR GREEN, INC** for North Corridor Consolidation Package 4-36" Gravity Sewer from MUD 203 to Northgate Regional LS; providing funding for CIP Cost Recovery financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**

34. Ordinance 2020-0870

ORDINANCE appropriating \$207,334.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between City of Houston and **JACOB ENGINEERING GROUP, INC** for North Corridor Consolidation Package 1; Northgate Regional Pump Station-37 MGD Lift Station at Northgate and Force Mains (Approved by Ordinance No. 2006-0273); providing funding for CIP Cost Recovery relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT B - DAVIS**

35. Ordinance 2020-0871

ORDINANCE appropriating \$13,808,300.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LEM CONSTRUCTION CO., INC** for Groundwater Facility/Re-Pump Station/ HVAC & Ventilation System Improvements at Various Locations Package No. 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; providing funding for testing services, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - PECK; B - DAVIS; E - MARTIN; F - THOMAS and J - POLLARD**

36. Ordinance 2020-0872

ORDINANCE appropriating \$12,640,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for 69th Street WWTP Electrical Substation Rehabilitation/Replacement; 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 testing services, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - CISNEROS**

37. Ordinance 2020-0873

ORDINANCE appropriating \$3,425,000.00 out of Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge, awarding contract to **GRAVA, LLC** for FY2021 Local Drainage Program (LDP) Contract #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; providing funding for testing services, contingency, and CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBER 38

Motion 2020-0518 – Delay one (1) week

Motion to amend Item 38 (formerly Item 11 on the September 30, 2020 agenda) by replacing Section 2 and Section 3 of the proposed ordinance with the following:

Section 2. That Article II of Chapter 26 of the Code of Ordinances, Houston, Texas, is hereby amended by adding a new section that reads as follows:

“Sec. 26-100. Blocking bicycle lanes.

(a) *Definitions.* As used in this section, the following terms and phrases shall have the following meanings:

Approved Bicycle Friendly Driver Training Class means a class, approved by the parking official, designed to teach violators best practices in considering the road safety of bicyclists and other non-motorists on shared rights-of-way.

Bicycle means a vehicle with two wheels in tandem, usually propelled by pedals connected to the rear wheel by a chain or an integrated motor, and having handlebars for steering and a saddle-like seat.

Bicycle Lane means a dedicated portion of the roadway separated from motor vehicle traffic with striping and/or physical delineation intended for the exclusive use of bicyclists.

Bicyclist means a person riding a bicycle.

(b) No person shall stop, stand, or park any vehicle upon a bicycle lane. The provision of this subsection shall not apply to on-street bikeways where travel lanes are shared by vehicles and bicyclists and where the City permits on-street parking.

(c) In lieu of paying a fine pursuant to section 26-10 of this Code, a person who has not previously received a citation for violation of this section may appear for an instanter hearing before an adjudication hearing officer within 30 days of the date of the offense and make a request to take an Approved Bicycle Friendly Driver Training Class. A person who requests to take an Approved Bicycle Friendly Driver Training Class must do so within 90 days of the request being granted and shall return proof of completion within that time period. Upon receiving acceptable proof of completion, an adjudication hearing officer shall enter a finding of not liable in the case. The presiding judge of the municipal courts department and the parking official are authorized to prescribe rules and regulations for the administration of this section.

(d) In addition to any applicable fine, any vehicle parked or left in violation of this section shall be subject to being towed to a place of impoundment in the manner provided by law.”

Section 3. That violations of Section 26-100 of the Code of Ordinances, Houston, Texas, as adopted in **Section 2** of this Ordinance, are civil offenses and punishable by not less than \$1.00 nor more than \$200.00 as provided in Section 26-10 of the Code of Ordinances, Houston, Texas. The parking official shall post a list of Approved Bicycle Friendly Driver Training Classes on the ParkHouston and Municipal Courts website no later than 90 days after the effective date of this Ordinance.

38. Motion 2020-0518 – Delay one (1) week

ORDINANCE AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, by adding a new Section 26-100, relating to On-Street Parking Restrictions in Dedicated Bicycle Lanes; declaring certain conduct to be unlawful and providing a civil penalty therefor

TAGGED BY COUNCIL MEMBERS PECK, EVANS-SHABAZZ AND PLUMMER

This was Item 11 on Agenda of September 30, 2020

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

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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

10/6/2020 - Council Member Knox absent on personal business

10/7/2020 - All present