

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 26, 2021 - 1:50 P. M.

VIRTUAL MEETING

with notes of action taken

MOTIONS 2021-0031 to 2021-0044
ORDINANCES – 2021-0044 to 2021-0065
RESOLUTION – 2021-0001

2021-0030-1

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# 195 546 926# 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# 644 243 489#, however no public comment will be allowed

1:50 P. M. - PRESENTATIONS

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

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 - JANUARY 27, 2021 - 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 35

MISCELLANEOUS - NUMBERS 1 through 6

1. Motion 2021-0031

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 (TIRZ NO. 7)**:

- Position One - **ALGENITA SCOTT DAVIS**, reappointment, for a term to expire 5/6/2021
- Position Two - **HEXSER J. HOLLIDAY II**, reappointment, for a term to expire 5/6/2022
- Position Three - **ZINETTA A. BURNEY**, reappointment, for a term to expire 5/6/2021; and to serve as Chair for a term ending 12/31/2021
- Position Four - **BRIAN G. SMITH**, reappointment, for a term to expire 5/6/2022
- Position Five - **LAUREN HALLER FONTAINE**, appointment, for a term to expire 5/6/2021
- Position Seven - **ANTOINE BRYANT**, appointment, for a term to expire 5/6/2021

2. Motion 2021-0032

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 REDEVELOPMENT AUTHORITY**:

- Position One - **ALGENITA SCOTT DAVIS**, reappointment, for a term to expire 5/6/2021
- Position Two - **HEXSER J. HOLLIDAY II**, reappointment, for a term to expire 5/6/2022
- Position Three - **ZINETTA A. BURNEY**, reappointment, for a term to expire 5/6/2021; and to serve as Chair for a term ending 12/31/2021
- Position Four - **BRIAN G. SMITH**, reappointment, for a term to expire 5/6/2022
- Position Five - **LAUREN HALLER FONTAINE**, appointment, for a term to expire 5/6/2021
- Position Seven - **ANTOINE BRYANT**, appointment, for a term to expire 5/6/2021

3. Motion 2021-0033

REQUEST from Mayor for confirmation of the reappointment of **VICTORIA LARA** to Position Three of the **HOUSTON ARTS ALLIANCE BOARD OF DIRECTORS**, for a term to expire June 30, 2023

4. Motion 2021-0034

RECOMMENDATION from Director Houston Public Works for approval of the 2021 Operations and Maintenance Budget for the **LUCE BAYOU SYSTEM PROJECT** operated by the Coastal Water Authority \$3,708,700.00 - Enterprise Fund

5. Motion 2021-0035

RECOMMENDATION from the Fire Chief, for approval of Extension of Injury on Duty Leave (Salary Continuation) for **Firefighter ELBERT HOWARD**, for the period January 24, 2021 to April 23, 2021

6. Motion 2021-0036

RECOMMENDATION from the Fire Chief, for approval of Extension of Injury on Duty Leave (Salary Continuation) for **Engineer/Operator REGGINAL BROWN**, for the period January 12, 2021 through April 11, 2021

ACCEPT WORK - NUMBER 7

7. Motion 2021-0037

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$2,137,789.49 and acceptance of work on contract with **McKINNEY CONSTRUCTION, INC** for Water Line Replacement in Binglewood Area - 3.17% over the original contract amount - **DISTRICT A – PECK**

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PROPERTY - NUMBER 8

8. Motion 2021-0038

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. Akshaj Hotels, et al.; Cause No. 1158115; for acquisition of Parcel DY19-021, for the **WESTRIDGE REGIONAL LIFT STATION CONSTRUCTION PROJECT - DISTRICT K - CASTEX-TATUM**

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 15

9. Motion 2021-0039

THE SPENCER TURBINE COMPANY to provide Purge Blowers for Houston Public Works \$193,830.00 - Enterprise Fund

10. Motion 2021-0040

TRANTEX TRANSPORTATION PRODUCTS OF TEXAS INC for purchase of one Pavement Marker for Houston Public Works - \$15,500.00 - Enterprise Fund

11. Motion 2021-0041

DIARCO LLC for the purchase of a Belt Press Conveyor for Houston Public Works - \$39,730.00 Enterprise Fund - **DISTRICT F - THOMAS**

12. Motion 2021-0042

PLANET CELLULAR INC for purchase of Radar Sensors for Liquid Level Detection in Wastewater Operations for Houston Public Works - \$21,060.00 - Enterprise Fund

13. Motion 2021-0043

TRANTEX TRANSPORTATION PRODUCTS OF TEXAS INC for purchase of Fire Hydrant Pavement Markers and Adhesive for Houston Public Works - \$45,840.00 - Enterprise Fund

14. Motion 2021-0044

SOUTH WESTERN ENVIRONMENTAL EQUIPMENT TECHNICIANS (SWEET) - \$285,000.00; **ENVIRONMENTAL IMPROVEMENT, INC** - \$117,500.00; **JDC FLUID EQUIPMENT** - \$95,736.00; **SMITH PUMP COMPANY, INC** - \$1,121,233.00; **JERSEY EQUIPMENT COMPANY OF HOUSTON** - \$13,500.00; **GLOBAL WET, LLC.** - \$533,669.40; **HAHN EQUIPMENT COMPANY, INC** - \$967,578.00; **OMNI-PUMP REPAIRS, INC** - \$993,952.00; **WASTEWATER SOLUTIONS, LLC.** - \$428,124.00 and **NEWMAN REGENCY GROUP, INC** - \$266,719.00 for Various Types, Sizes of Pumps and Accessories for the Houston Public Works - \$4,823,011.40 - Enterprise Fund

15. Pulled - Not Considered

PPG ARCHITECTURAL FINISHES, INC - \$934,911.96; **SOUTHWESTERN PAINT AND WALLPAPER CO., INC** - \$144,000.00; and **ENVIRONMENTAL SORBENTS, LLC** - \$209,423.57; for Paints, Solvents, Supplies and Equipment for Various Departments - 3 Years with two one-year options - General and Enterprise Funds

RESOLUTIONS - NUMBER 16

16. Resolution 2021-0001

RESOLUTION amending Exhibit B of Resolution No. 2007-0048 relating to designating Houston Heights Historic District West as an historic district by changing the building status of the structures located at 1441 Ashland St. - **DISTRICT C - KAMIN**

ORDINANCES - NUMBERS 17 through 35

17. Ordinance 2021-0044

ORDINANCE **AMENDING SECTION 15-1 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the ability of City of Houston employees to participate in certain City of Houston Assistance Programs and enter into agreements with the City regarding the same

18. Ordinance 2021-0045

ORDINANCE creating “CAA 2021” Fund; establishing the sources and uses of the funds therein to aid in the economic relief pertaining to the COVID-19 Pandemic

19. Ordinance 2021-0046

ORDINANCE approving and authorizing second amendment to contract between City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY**, extending the term of the contract and providing up to \$130,000.00 in additional Community Development Block Grant (“CDBG”) Funds for the continuation of Strategic Homeless Planning Services/Activities

20. Ordinance 2021-0047

ORDINANCE approving and authorizing partial release of lien and first amendment to Deed of Trust, Security Agreement and Financing Statement, first amendment to agreement and Land Use Restriction and first amendment to Memorandum of Agreement and Land Use Restriction between City of Houston and **VOLUNTEERS OF AMERICA TEXAS, INC** to partially release the lien on 0.7789 acres, being a portion of land encumbered by that certain Deed of Trust executed pursuant to Ordinance No. 1998-524 and correct an error contained in that certain Deed of Trust, Agreement and related documents executed pursuant to Ordinance No. 1998-524

21. Ordinance 2021-0048

ORDINANCE approving and authorizing first amendment to Grant Contract between City and **TEXAS HEALTH AND HUMAN SERVICES COMMISSION** for the Implementation of Projects for the Older Adults Opioid Grant Program

22. Ordinance 2021-0049

ORDINANCE amending Ordinance No. 2019-0843 to increase the maximum contract amount; approving and authorizing first amendment to contract between City and **THE HOUSTON RECOVERY CENTER** for the First Responder Opioid Overdose Naloxone Training and Linkage into needed Evidence-Based Services (“Frontlines”) Project - \$588,000.00 - Grant Fund

23. Ordinance 2021-0059

ORDINANCE appropriating \$200,000.00 from the Contributed Capital Project Fund for Professional Services supporting **INFOR** Enterprise Platform for Houston Information Technology Services and Various Other Departments

ORDINANCES - continued

24. Ordinance 2021-0050

ORDINANCE approving and authorizing agreement between City of Houston and **ORRICK HERRINGTON & SUTCLIFFE LLP** for Bond Counsel Services for Various Departments; providing a maximum contract amount

Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to sell bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance or refinance various public projects. The proposed bond counsel, Orrick Herrington & Sutcliffe LLP (“Orrick”), is a full service firm that includes a national public finance practice and has the necessary competence, qualification and experience to serve as bond counsel for the City. Orrick has previously represented the City in connection with the issuance of various bonds and other obligations since 2018, and prior to such time the same attorneys represented the City in connection with the issuance of bonds at a prior firm. The engagement of Orrick is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.

25. Ordinance 2021-0051

ORDINANCE approving and authorizing agreement between City of Houston and **BRACEWELL LLP** for Bond Counsel Services related to replacement of a Credit Facility for Various City Departments; providing a maximum contract amount

Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to sell bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance or refinance various public projects. The proposed bond counsel, Bracewell LLP (“Bracewell”), is a full service firm that includes a national public finance practice and has the necessary competence, qualification and experience to serve as bond counsel for the City. Bracewell has previously represented the City in connection with the issuance of various bonds and other obligations since 2012, and prior to such time the same attorneys represented the City in connection with the issuance of bonds at a prior firm. The engagement of Bracewell is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.

ORDINANCES - continued

26. Ordinance 2021-0052

ORDINANCE approving and authorizing agreement between City of Houston and **McCALL, PARKHURST & HORTON LLP** for Special Disclosure Counsel Services for Various Departments; providing a maximum contract amount

Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to sell bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance various public projects. The proposed special disclosure counsel, McCall, Parkhurst & Horton, LLP ("McCall"), is a nationally recognized public finance law firm and has the necessary competence, qualification and experience to serve as special disclosure counsel for the City. McCall has represented the City and various issuers in connection with the issuance of various bonds and other obligations. The engagement of McCall is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.

27. Ordinance 2021-0053

ORDINANCE appropriating \$1,509,689.00 out of Police Consolidated Construction Fund; awarding Construction Contract to **DNB ENTERPRISES, INC** for Underground Storage Tank Removal and Remediation and Underground Storage Tank Installation at Southeast Patrol Station; 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 contingency, materials and engineering testing professional services, and project management and construction oversight services relating to construction of facilities financed by the Police Consolidated Construction Fund - **DISTRICT D - EVANS-SHABAZZ**

28. Ordinance 2021-0060

ORDINANCE approving and authorizing Interlocal Agreement between City of Houston, Texas and **HARRIS COUNTY** for Placement and Maintenance of Air Monitors in Hartman Park - **DISTRICT I - GALLEGOS**

29. Ordinance 2021-0054

ORDINANCE establishing the north side of the 2000 block of Alabama Street, within the City of Houston, Texas, as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - EVANS-SHABAZZ**

30. Ordinance 2021-0055

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 576**, containing approximately 617.0 acres of land within the extraterritorial jurisdiction of the City of Houston, Texas authorizing the district to issue bonds, subject to certain conditions

31. Ordinance 2021-0056

ORDINANCE consenting to the addition of 131.516 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 168**, for inclusion in the district

32. Ordinance 2021-0057

ORDINANCE issuing permit to **BAYMARK PIPELINE LLC** to Construct, Operate, Maintain, Improve, Repair and Replace One New Pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICT E – MARTIN**

ORDINANCES - continued

33. Ordinance 2021-0061

ORDINANCE appropriating \$1,533,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between City of Houston and **AMANI ENGINEERING, INC** for Sanitary Sewer Improvements Engineering Services Package 1; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund

34. Ordinance 2021-0058

ORDINANCE appropriating \$3,150,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Engineering Services Contract between City of Houston and **HR GREEN, INC** for Wastewater Operations Engineering Support Services; providing funding for CIP Cost Recovery financed by the Water & Sewer System Consolidated Construction Fund

35. Ordinance 2021-0062

ORDINANCE appropriating \$2,828,940.77 out of Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge; and \$411,059.23 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation; approving and authorizing first amendment to contract between City of Houston and **DL GLOVER, INC** for FY2020 Local Drainage Rehab Storm Water Action Team (SWAT) Work Orders #1 (as approved by Ordinance No. 2019-0933); providing funding for CIP Cost Recovery and engineering and testing services relating to construction of facilities financed by Dedicated Drainage and Street Renewal Capital Fund – Drainage Charge and the Water & Sewer System Consolidated Construction Fund

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 36 through 38

36. Ordinance 2021-0063 – Adopt

ORDINANCE approving and authorizing agreement between City of Houston and **BRACEWELL LLP** for Bond Counsel Services for Various City Departments; providing a maximum contract amount **Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to sell bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance or refinance various public projects. The proposed bond counsel, Bracewell LLP (“Bracewell”), is a full service firm that includes a national public finance practice and has the necessary competence, qualification and experience to serve as bond counsel for the City. Bracewell has previously represented the City in connection with the issuance of various bonds and other obligations since 2012, and prior to such time the same attorneys represented the City in connection with the issuance of bonds at a prior firm. The engagement of Bracewell is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.**

TAGGED BY COUNCIL MEMBER POLLARD

This was Item 7 on Agenda of January 13, 2021

MATTERS HELD – continued

37. Ordinance 2021-0064 – Adopt

ORDINANCE approving and authorizing agreement between City of Houston and **MCCALL, PARKHURST & HORTON LLP** for Bond Counsel Services for Various Departments; providing a maximum contract amount

Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to sell bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance various public projects. The proposed bond counsel, McCall, Parkhurst & Horton, LLP ("McCall"), is a nationally recognized public finance law firm and has the necessary competence, qualification and experience to serve as bond counsel for the City. McCall has represented the City and various issuers in connection with the issuance of various bonds and other obligations. The engagement of McCall is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.

TAGGED BY COUNCIL MEMBER POLLARD

This was Item 8 on Agenda of January 13, 2021

38. Ordinance 2021-0065 – Adopt

ORDINANCE approving agreement between City of Houston and **NORTON, ROSE FULBRIGHT US LLP** for Disclosure Counsel Services for Various Departments; providing a maximum contract amount

Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to issue bonds for public purposes as authorized by State law, in accordance with federal securities law, and as further set forth in the ordinance to finance or refinance various public projects. The proposed disclosure counsel, Norton Rose Fulbright US LLP ("Norton Rose Fulbright"), is a full service firm that includes a national public finance practice and has the necessary competence, qualification and experience to serve as disclosure counsel for the City. Norton Rose Fulbright has previously represented the City in connection with the issuance of various bonds and other obligations for several years. The engagement of Norton Rose Fulbright is in the best interest of the residents of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.

TAGGED BY COUNCIL MEMBER POLLARD

This was Item 9 on Agenda of January 13, 2021

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

1/26/2021 - All present

1/27/2021 - All present