

City Council Chamber, City Hall, Wednesday, January 6, 2016

The Houston City Council convened at 9:00 a.m., Wednesday, January 6, 2016; Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Ms. Donna Edmundson, City Attorney; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega Agenda Office present.

At 8:33 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the items on the Agenda.

At 9:04 a.m. Mayor Turner called the meeting of City Council to order and recognized Council Member Cohen for the invocation and pledge of alliance.

At 9:06 a.m. The roll was called.

Council Member Green moved that the previous minutes be adopted and seconded by Council Member Knox, all voting aye, nays none. **MOTION ADOPTED**

Mayor Turner recognized Council Member Boykins for point of personal privilege.

Council Member Boykins stated that he wanted to congratulate the University of Houston for their win at the Peach Bowl and presented a bowl of peaches to Members of Council.

Mayor Turner stated that they would move to the monthly financial report.

REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING

THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds- was presented

Mr. Chris Brown, City Controller and Mr. Kelley Dowe, Director of Finance reviewed the Monthly Operation and Financial report; copies of which are on file in the City Secretary's office for review. After a lengthy discussion, Council Member Cohen moved to accept the monthly financial report and seconded by Council Member Kubosh, all voting aye, nays none. **MOTION 2016-0005 ADOPTED**

Council Member Davis moved to suspend the rules to consider Item 17 out of order and seconded by Council Member Cohen, all voting aye, nays none. **MOTION 2015-0006 ADOPTED**

17. ORDINANCE accepting into the City collection "Malcolm Marco Malcolm Marco" mural by Houston Artist and Conservator Mr. Bertram E. Samples, to be located in the Deluxe Theater, and approving and authorizing an agreement between the City of Houston and **MR. BERTRAM E. SAMPLES** for donation of such work of art - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0001 ADOPTED**

Mayor Turner recognized Council Member Davis for a personal privilege and Council Member Davis invited Mr. Bertram E. Samples to the podium.

Council Member Davis stated he wanted to thank him for coming to City Hall to be recognized, not only for his generous donation of the Malcolm Marco Malcolm Marco mural and for his 30 plus years for working as a Houston artist.

Mr. Samples stated that he was very fortunate for this opportunity to come to him and this mural has been looking for a home since he did it in the 80's and for the home to be in the Fifth Ward at the Deluxe Theater and he thanked Members of Council.

At 10:12 a.m. Mayor Turner stated that they would move to the Public Session.

Speaker List:

Mr. Joe Roach, no address, (281)908-8055 had reserved time to speak but was not present when his name was called.

Mr. Andre Steele, 2506 Sutherland St., 77023, (310)946-2541 appeared and stated he was a representative of UNITE HERE, hundreds of their members were the first to greet visitors of this great city at restaurants and at IAH Airport, hundreds of their Members cook their meals, clean the rooms at hotels like Hilton Americas; a couple of months ago, he stood here and had announced a new agreement at the Hilton Americas with no disruption and the few weeks after that they reach another agreement with the IAH Airport with no disruption; now, he was excited to announced that they were going into negotiations with HMS Host and they have expectation that these negotiations would reach the same conclusions as the other agreements and the convention and tourism industry was very competitive which Houston was a competitive city, we compete with cities like Los Angeles, New York and New Orleans and they would like to congratulate these employers for working together with them to make the kind of atmosphere that would continue to make Houston a top competitive tourism destination.

Council Member Green moved to suspend the rules to hear from Mr. Gary Wade out of order and seconded by Council Member Boykins, all voting aye, nays none. **MOTION 2015-0007 ADOPTED**

Ms. Lakera Hornsby, 2506 Sutherland St., 77023, (310)946-2541 had reserved time to speak but was not present when her name was called.

Mr. Ramone Dixon, 5350 Aeropark Dr., No.1003, 77032, (832)860-3302 appeared and stated he was a concession worker at IAH Airport and a proud Union Member of UNITE HERE, he was present with his Union brother and sisters who work for many of the concessions at IAH Airport when guest visit Houston, they were the first people that guest see, they were the face of Houston and they were proud to represent Houston and several months ago the city awarded a new concession contract at IAH Airport and the city gave them an opportunity who were already working there to show that they could do the job; well, he has some good news, it worked and hundreds of workers transitioned without any disruptions and now they were working with major concessionaries to make the airport number one in customer service and he would like to thank all the workers for doing the right thing and for all of Council for the continued support. Council Member Cohen absent.

Mr. Gary Wade, 3100 W. Fuqua St., 77045, (713)222-7891 appeared and stated that he was a poor little boy from the Sunnyside Area that loves his city and he come before Members of Council to address what he believes was a problem with OBO and the MWBE community, as Council knows that the OBO was responsible for maintaining, monitors and obtaining the MWBE program and as he

understood from OBO that this city seeks to create a competitive and diverse division through environmental and development of small business in the city which he got that directly at the OBO website, for too long the MWBE community had suffered in particular the OBO Office, Public Works, Minority owned firms and prime contracts alike, the system was broken, the spirit of the MWBE program needs to be repaired and he can go over many things that need to be done; first, the vast majority of the MWBE certified company in the city directory do not meet commercial use function and what he was saying was that the companies that were certified, those companies were not qualified to do what were hired to do and that was a problem; number two, the prime contractors that compete for business in this city, they were aware that these companies were not CUF qualified but yet they still go to that directory as a Bible to create business for the minority companies and what was really troubling that those companies have no clue of what commercial use means and by all means he was not present bashing the OBO but he does not think they had the resources to work with according to what he had been told; he presented an e-mail that he received this morning, an e-mail that he was requesting for, for about three years about developing the MWBE program they want to help educate the minority owned business.

Mr. Wade was questioned at length by Members of Council.

Ms. Deborah Elaine Allen, 12000 Martin Luther King, No. 2059, 77048, (713)264-0127 had reserved time to speak but was not present when her name was called.

Mr. Derek Wills, 2427 Wentworth St., 77004, (281)935-7505 appeared and presented information and stated he present in speaking in hopes of correcting the unintentional justice of taxation without representation across the City of Houston, it affects every citizen in the City of Houston, a lot of the business owners in Houston were not residents of this city, despite the fact that the vast majority of the Code of Ordinances applies to them and the fact that they were a steady source of revenue for the city, they do not get a vote in City Elections just because they do not leave in the City of Houston limits; he had drafted an amendment to the City Charter that would be secure and protect their rights to vote in City Election and it would give the business owners their rights that they rightfully deserve; the City Charter does not currently define who qualifies as a voter was and his proposed amendment contained most of the definition that contain in the Texas Election Code Section 11.002 with these additions, one, a qualified voter needs to be within the City Houston limits or a resident of the residents of the State of Texas and be the sole proprietor, majority partner, shareholder of a business that has at least one permanent address within the limits of the City Houston; two, business owners who meet the criteria who leave outside of the City of Houston limits can only be eligible to cast a vote for ballot propositions and the following City Offices, Mayor, Council Members At- Large and the City Controller; three, and prohibits to vote more than once and that a business owner was taxed more than a resident in the form of permitting and cost and compliance and in addition business owners were impacted by most of the Ordinances that were passed by City Council and he found that 75% directly affect business owners and not with residents, he believes that this needs to be corrected this and would greatly appreciate that Council would place this amendment on the ballot for vote as soon as possible. Council Member Christie absent.

Council Member Kubosh advised Mr. Willis of procedures to amend the City Charter.

Mr. Jonathan C.C. Day, 624 Highland St., 77004, (832)673-0220 appeared and stated that there were several of them present to speak about the L.E.D lights and that 165,000 street lights that shine down on them and were all going to be changed which he supports that change but was present to request that Members of Council pause the project to study what light bulb they should be using; he plays every night under a street light with his kids with some of the neighbor kids and he came to know of this change because there was a light bulb at the corner of his street that for several

days which he thought there was a car coming but he went around and looked up at the street light and they were a lot different, that they have a definite security light feeling not what they were use too, they call it a cold light; so he wanted to find out if there was an alternative and he spent several days on his spare time and got nowhere and then Deborah Moran which was present to speak after him told him about UC Davis and the City of Davis who worked in partnership which they hope to see it here where their Public Work Department study for the lighting alternative and they made recommendation to their Council about a light that cost the same, that was much preferred and importantly saved 30% in electricity which was in the hand out that he presented to Members of Council which shows the light that was preferred and the report from City Council in Davis; the second handout was the tariff agreement that Council signed and he believes if Council looks at the agreement the Council made it very clear that these lights were very satisfactory to them on efficiency and the quality of life and in brief he would request that Members of Council ask Public Works and Centerpoint to pause the project and to perform the type study UC Davis performed.

Mr. Day was question at length by Members of Council.

Ms. Deborah Moran, 5615 Grape St., 77096, (713)562-7670 appeared and stated she had been to Council twice before and in Council Members Cohen and Christie offices and they suggested that she try again with the new Mayor and she was really happy that Mr. Day found the tariff agreement which was very open ended; that a lot of cities know while installing the lights which takes several years and LED technology changes and she made it clear on the picture that was presented to Members of Council from the previous speaker and the picture on the right was the light that they want, it was a LED light that was better shielded, warm and less intense which all three of those things cut glare, glare was what make shadows extremely dark on the left side of the picture; people in neighborhoods that have a lot of trees do not see these lights were everywhere and some not shielded and she found a street on North MacGregor that the same lighting with no trees and find that the visors needed to be down in able to drive underneath the LED and she found out that more cities were over lighting with the white light and Mr. Bill Wren was present as an expert and that she did not call for help, they came to her and Mr. Wren was well known and been in the Houston Chronicle twice for correcting oil rigs lights and the lights that they were advocating would improve visibility and save on energy to the City of Houston. Council Members Martin and Robinson absent.

Ms. Moran was questioned be Members of Council.

Mr. Bill Wren, 82 Mount Lock Rd., Fort Davis, TX, 79734, (432)386-6947 appeared and stated that a lot had been said about the lighting issue and all of the major themes had been touched upon and he was the Special Assistant to the Superintendent of the University of Texas McDonald Observatory and he believes he won the prize for having come the farthest to attending this meeting but his job at the Observatory was to keep the skies dark for Astronomical Research for the Observatory which in recent years had been threaten by ongoing oil and gas development so he had been working with the oil and gas companies for the past couple of years which Ms. Moran spoke about, the first thing he was told when he was visiting an oil rig was to do an assessment of the lighting which there cannot be too much light on an oil rig and he believes was basically true as long as the lighting was on the rig but he found out that a lot of the light was going to the eyes of the workers which was creating a lot of glare; glare was the key word here in what needs to be considered as far as the coloring of the light, the whiter, blue has the more glare created, the softer white and warmer white has less glare and easier to see and when they began shielding lights on the rigs, the workers were smiling because they could see, the workers were stuffing rags into the light to knock the glare down and when they put a shield by the manufacturer and the workers did not have to hold their hands up to block the light and when he was driving under the streets in Houston last night with the newer lights and there was a lot of glare, what people want to see was the roadway, the

intersection, the sidewalks and do not want to see the source of the light from three blocks away and that was glare, criminals know about glare and they take advantage of that and how to hide and take advantage of the dark shadows; this was not an anti-lighting campaign, they were in favor of good lighting for security, the LED was here to stay. Council Members Davis, Cohen, Travis and Laster absent.

Mr. Wren was questioned by Members of Council.

Mr. William Spizzirri, 28239 Chalet Park Dr., Katy, TX, 77494, (847)710-0210 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Travis and Laster absent.

Mr. William Beal, 4718 Boicewood St., 77016, (713)672-7571 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Travis and Laster absent.

Mr. Aubrey Jefferson, 5414 Blythewood, 77021, (281)964-9307 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Travis and Laster absent.

Dr. Alkebu Motapa, 5022 Cosby, 77021, (713)741-5150 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Travis and Laster absent.

Ms. Loretta Brock, 3100 Cleburne St., 77004, (832)572-2521 had reserved time to speak but was not present when her name was called. Council Members Davis, Cohen, Travis and Laster absent.

Mr. Dominic Mazoch, 110 West Rocky Creek Rd., 77076, (713)697-0748 appeared and stated that he came to this meeting on Metro routes, he was involved in the Transportation Advisory group that helped form Metro back in the late 70's and presented information the 1970s and his concern was public transportation which he wanted well done in the City of Houston; one thing was when he went to the Mayor's inauguration party on Sunday and he received an e-mail from Mayor Turners office but he had nice information about parking for free but there was no information about how to get there on a bus or the rail lines, there should be a balance there, there were some people that can not get from a to b because they do not have a car and even route 44 came by his inauguration party, so his concern was about a couple of things, number one, it seems like if someone rides the bus or the rail some people in the City of Houston think that something was wrong with the people that uses local transit, it was infrastructure and it needs to change; the second thing was Mayor Turner can appoint five members to the Metro Board, two were from the multi cities and two from the county and out of the nine members that were on the board only one usually uses transit, how can they run an organization if they do not use the product and he thinks now that the prime thing they have to have was transit users on the Board and one of the users has to be Metro Lift Patron which they have sensitive issues and there was no one representing them and he knows that Council talked about the finances this morning but he thinks that the city should give them an introductory wage. Council Members Boykins and Laster absent.

Mr. Steven Williams, no address, no phone, had reserved time to speak but was not present when his name was called. Council Members Boykins and Laster absent.

Mr. R.J. Bobby Taylor, Post Office Box 202021, 77220, (832)870-7673 appeared and reviewed his personal opinion and experiences in his life from the years of 1969, 1972 and 1979 until his time expired. Council Members Boykins, Laster and Green absent.

Mr. Carlos Calbillo, 407 Cordell St., 77009, (832)758-8640 appeared and stated he was an East End Activist and resident in District I, he came to address a continuing issues with the James B. Park currently a vital green space just north of downtown and gateway to 2nd Ward, his group SAVE Second Ward, had worked over a year to help preserve and develop the area, this park contains recognizes antique sites of Frost Town, Schripfs Valley and El Barrio Del Alacran where a lot families originated, this park was located within City Districts H under the control of Harris County Commissioner Precinct 2 it was one time considered for acquisition by Precinct 1 and it would have been favorable to their community if it had been passed to the care and control of El Franco Lenard, would have enhanced the value as a family park space which was much needed in Houston and a little history was that their group was founded and the park was overrun by vagrants when it came to the homeless, drug dealers, crime and Churches that would feed the homeless and the last administration designated a plan to move these out of downtown which caused it to gravitate to the park and the focal point was to beautify the park and they would go forward to find solution toward sanity in the push to build, build, build in the area called to by much of the upper crowd and some of the City Agencies that the name had any heritage, history or soul attach to it and now with the opportunity with the Art Environmental Architect Inc. that was a non-profit organization working in the area had come up with a plan for a bandstand, boating dock, living history tours, and other amenities which would bring the park of attraction to those who use it. Council Members Boykins, Le and Green absent.

Mr. James Partsch- Galvan, 2705 Terry St., 77009, (713)528-2607 had reserved time to speak but was not present when his name was called. Council Members Boykins, Le and Green absent.

Ms. Tiffany Scales, 8450 Willow Place Dr., Apt.1314, 77070, (832)683-6470 appeared and stated she was the Founder of Toiletries for Families which many of the Council Members were not familiar with her face because she was new to them, she was present in Houston and the surrounding Cities and other States and within the last five years they had reached at least 15 States and 3 Countries without funding, without Council knowledge of their existence, without their money and she was requesting that Members of Council help her to help more, having in excess of 3 million people in the City of Houston, there were too many people going without essential care items to establish a sense of Hygiene and dignity for dealing with homelessness and poverty levels and had presented a card to Members of Council with her number and requesting for Members of Council to help to donate time, money and voice, the benefit that they do not get funded was that they do not to pay more taxes or have to get security to cover the cost of things being stolen. Council Members Boykins and Le absent.

Mr. Risheem Muhammad, 8411 Storm Creek Ct., 77088, (713)377-1155 appeared and stated that he was a disabled Vet and a homeless Vet for about two years, he lost his wife to cancer two years ago which put him in a homeless status, at that time he was living out of his office that was located in Bellaire and he grew up in Acres Homes, he became a College Professor, he had the same concerns that Mr. Wade spoke about, being a minority, disabled Vet, and not being granted some of the opportunities to deal in the HISD community and he was not present to slam the Members of Council but he wanted help to work the organizations that were here along with the Vets and Business Organizations to be able to create something like committee or advisory to assist Vets in his kind of situation because there was no assistance for him when he needed it; he was granted the Chapter 31 by the VA to be able to pursue in getting his PHD and also right now he was licensed with

TWC and TBC to give the Telecommunication training because Google fiber optics was expanding their operations throughout the United States and Houston was on the map next and he wanted to be able to train the Vets that were here, that were disabled and were coming out of war, trained in the military to be able to assist in the industries of security, home automation, telecommunications; he would like to know what they have in place to keep Houston first, to deal with small businesses that were home grown to develop them into fortunate 100 countries and to expand the companies which really has nothing else to say along those lines outside of that, that he was a business man, not a good public speaker and that he was glad to be here and hopes they all can work together. Council Members Boykins and Le absent.

Mayor Turner stated that they have the Director of Veterans Affairs and the Citizens Assistance Office present and he would like to direct him to them and they could further assist him.

Mr. Willie Worthy, 815 Sweet Flower Dr., 77073, (281)408-3558 had reserved time to speak but was not present when his name was called. Council Member Boykins absent.

President Joseph Charles, Post office Box 524373, 77052-4373, Houston, TX, appeared and stated that he appreciated the extra minute and stated his subject was absolute Marshal Law, Salaries, Revoked, H/City, Texas/State, and Government Systems and continued to voice his personal experiences until his time expired.

Mr. Joseph Omo Omuari, 3939 North Freeway, No.210, 77022, (832)815-7006 had reserved time to speak but was not present when his name was called.

11:58 a.m. The Public Session was completed.

Note: During the public session motions were offered to extend time for questions of various speakers, and votes taken, which were not prepared in written form and may be viewed on HTV Houston or on disc.

Council Member Kubosh moved that the rules be suspended to remain in session beyond the scheduled 12:00 p.m. recess and seconded by Council Member Robinson, all voting aye, nays none.
MOTION 2016-0008 ADOPTED

CONSENT AGENDA NUMBERS 1 through 33

MISCELLANEOUS - NUMBERS 1 through 5

1. **RECOMMENDATION** from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit area in the 100 block of Dennis (north side), between Helena and Albany - **DISTRICT C – COHEN**- was presented, moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0009 ADOPTED**

2. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of the 2016 Operations and Maintenance Budget for the **LAKE HOUSTON FACILITY PROJECT** operated by the Coastal Water Authority - \$2,715,908.00 - Enterprise Fund- was presented, moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0010 ADOPTED**
3. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of the 2016 Operations and Maintenance Budget for the **LUCE BAYOU CANAL PROJECT** operated by the Coastal Water Authority - \$772,765.00 - Enterprise Fund- was presented, moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0011 ADOPTED**
4. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of the 2016 Operations and Maintenance Budget for the **TRINITY RIVER WATER CONVEYANCE PROJECT** operated by the Coastal Water Authority - \$20,752,165.00 - Enterprise Fund- was presented, moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0012 ADOPTED**
5. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of the 2016 Operations and Maintenance Budget for the **TRINITY RIVER AUTHORITY** \$3,640,196.00 - Enterprise Fund- was presented moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0013 ADOPTED**

ACCEPT WORK - NUMBERS 6 through 9

6. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,987,745.76 and acceptance of work on contract with **T CONSTRUCTION, LLC** for FY2012 Local Drainage Project Negotiated Construction Work Order #2 - 0.61% under the original contract amount - **DISTRICTS E - MARTIN; F - LE; G - TRAVIS; H - CISNEROS; I - GALLEGOS and K - GREEN**- was presented, moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent **MOTION 2016-0014 ADOPTED**
7. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$2,525,095.25 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Water Control Improvement District #47 Wastewater Treatment Plant Improvements 8.80% under the original contract amount - **DISTRICT E - MARTIN**- was presented, moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0015 ADOPTED**
8. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$476,146.65 and acceptance of work on contract with **TEXAS ReEXCAVATION, L.C.** for New Front Easement Reconnections - 3.05% over the original contract amount (WW5019-06) - **DISTRICTS B - DAVIS; C - COHEN; D - BOYKINS; G - TRAVIS; H - CISNEROS; I - GALLEGOS and K - GREEN**- was presented, moved by Council Member

Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0016 ADOPTED**

9. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,774,335.03 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for Fire Hydrant Replacement Project - 4.33% under the original contract amount- was presented, moved by Council Member Laster and seconded by Council Member Cohen, all voting aye, nays none. Council Member Boykins absent. **MOTION 2016-0017 ADOPTED**

PURCHASING AND TABULATION OF BIDS - NUMBER 10

10. **PEPPER LAWSON WATERWORKS, LLC** for Emergency Surge Basin Rake Arm Replacement Services for the Department of Public Works & Engineering - \$87,822.00 - Enterprise Fund **DISTRICT E – MARTIN**- was presented, all voting aye, nays none. Council Member Boykins absent. **RESOLUTION 2016-0001 ADOPTED**

ORDINANCES - NUMBERS 13 through 33

13. **ORDINANCE** approving and authorizing submission of a grant application to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the National HIV Behavioral Surveillance Grant; declaring the City's eligibility for such grant; authorizing the Director of the Houston Health Department 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 grant- the City Secretary advised that the item had not been received and if received during the meeting, the item would be considered at the end of the agenda.
15. **ORDINANCE** appropriating \$153,744.08 out of Equipment Acquisition Consolidated Fund for the purchase of Capital Equipment for the Houston Fire Department- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0002 ADOPTED**
18. **ORDINANCE** amending Ordinance No. 2014-1184 (Passed by City Council on December 17, 2014) to increase the maximum contract amount for the Sole Source Contract with **MULTIFORCE SYSTEMS CORPORATION** for Hardware and Software Maintenance and Support Services for the Automated Fuel Management System for the Fleet Management Department - \$366,000.00 Fleet Management Fund- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0003 ADOPTED**
20. **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 12-inch water line along I-10 from Baca to Centerwood Project; authorizing the acquisition of fee simple title interest in or easement to six parcels of land required for the project and situated in the Conception Martinez Survey, Abstract No. 545, Harris, County, Texas, said parcels of land being located along the northerly line of interstate Highway No. 10 in Houston, 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 six parcels of land required for the project - **DISTRICT I – GALLEGOS**- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0004 ADOPTED**

- 21. 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 Lift Station Renewal and Replacement Project - Willie and Dockal; authorizing the acquisition of fee simple title interest in or easement to two parcels of land required for the project and situated in the M.B. Terrell Survey, Abstract No. 772, and the J.L. Stanley Survey, Abstract No. 700, in Harris, County, Texas, said parcels of land being located along the east line of Willie Street and the south line of Dockal Road in Houston, 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 - **DISTRICTS B - DAVIS and H – CISNEROS**- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0005 ADOPTED**
- 22. ORDINANCE** approving and authorizing Interlocal Agreement between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT** for Drainage and Flood Reduction Study of Harris County Flood Control Ditch Unit No. C118-00-00 (Salt Water Ditch) including Storm Drainage Analysis for City of Houston Pre-Engineering Need Area M-2014-D01(034) - **DISTRICT D – BOYKINS**- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0006 ADOPTED**
- 25. ORDINANCE** approving and authorizing first amendment to Miscellaneous Professional Materials Engineering Laboratory Contracts between the City of Houston and **ASSOCIATED TESTING LABORATORIES, INC** (Approved by Ordinance No. 2011-0081), and between the City of Houston and **PARADIGM CONSULTANTS, INC** (Approved by Ordinance No. 2011-0081)- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0007 ADOPTED**
- 26. ORDINANCE** appropriating \$3,811,700.00 out of Street & Traffic Control and Storm Drainage DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **PIERCE GOODWIN ALEXANDER & LINVILLE, INC** for Garden Oaks and Shepherd Park (West) and (East) Drainage and Paving; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICTS C - COHEN and H – CISNEROS**- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0008 ADOPTED**
- 27. ORDINANCE** appropriating \$141,500.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **HUITT-ZOLLARS, INC** for Linkwood Paving and Drainage (Approved by Ordinance No. 2014-0454) - **DISTRICT K – GREEN**- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2016-0009 ADOPTED**

- 33. ORDINANCE** No. 2015-1237, passed second reading December 16, 2015
ORDINANCE granting to **NORTHSTAR DEMOLITION AND REMEDIATION, LP, A Texas Limited Partnership**, 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 - **THIRD AND FINAL READING**- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2015-1237 ADOPTED THRID AND FINAL READING IN FULL**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

- 11. RESOLUTION** supporting the request of a Waiver of the Local Match Requirements for the Federal Off-System Bridge Program for Synott Road at HCFCD Ditch administered by the Texas Department of Transportation - **DISTRICTS F - LE and H – CISNEROS**- was presented, all voting aye, nays none. **RESOLUTION 2016-0001 ADOPTED**
- 12. ORDINANCE** approving and authorizing second contract amendment between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** to provide up to \$304,921.00 in additional Emergency Solutions Grants Funds for the continuing administration and operation of the City's Homeless Services Program- was presented, all voting aye, nays none. **ORDINANCE 2016-0010 ADOPTED**
- 14. ORDINANCE** approving agreement for Professional Services, between the City of Houston and **AYRES LAW OFFICE P.C.** for Legal Services in connection with a United States Drug Enforcement Administration Hearing; providing a maximum contract amount- was presented, all voting aye, nays none. **ORDINANCE 2016-0011 ADOPTED**
- 16. ORDINANCE** approving and authorizing first amendment to Power Purchase Agreement for Installed Capacity, Energy and Environmental Attributes between the City of Houston, **HECATE ENERGY BREWSTER LLC**, and **RELIANT ENERGY RETAIL SERVICES LLC** (Approved by Ordinance No. 2015-1120)- was presented and tagged by Council Member Cohen.
- 19. ORDINANCE** authorizing the Mayor to accept funding in an amount not exceeding \$33,020,959.00 by executing an Other Transaction Agreement by and between the City of Houston and the **DEPARTMENT OF HOMELAND SECURITY TRANSPORTATION SECURITY ADMINISTRATION** for the Terminal C and E Recapitalization and Consolidation Project at George Bush Intercontinental Airport/Houston (Project No. 689A) - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0012 ADOPTED**
- 23. ORDINANCE** issuing a permit to **FAIRWAY ENERGY PARTNERS, LLC** to construct, operate, maintain, improve, repair and replace two new pipelines in certain portions of specified public

street rights-of-way and prescribing the conditions and provisions under which the permit is issued **DISTRICT D – BOYKINS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0013 ADOPTED**

24. **ORDINANCE** approving and authorizing Maintenance Agreement between the City of Houston and **FIVE CORNERS IMPROVEMENT DISTRICT**, Harris County, Texas - **DISTRICTS D - BOYKINS and K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2016-0014 ADOPTED**
28. **ORDINANCE** appropriating \$535,500.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **NEEL-SCHAFFER, INC** for Concrete Panel Replacement FY 16; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF- was presented, all voting aye, nays none. **ORDINANCE 2016-0015 ADOPTED**
29. **ORDINANCE** appropriating \$424,000.00 out of Metro Projects Construction DDSRF and \$200,000.00 out of Street & Traffic Control and Storm Drainage DDSRF-A and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AIA ENGINEERS, LTD** for Roadway Surface Replacement FY16; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF and the Street & Traffic Control and Storm Drainage DDSRF-A- was presented, all voting aye, nays none. **ORDINANCE 2016-0016 ADOPTED**
30. **ORDINANCE** approving and authorizing third amendment to contract for Professional Engineering Services for Project Advisor/Technical Consultant for Northeast Water Purification Plant Expansion between the City of Houston and **CAROLLO ENGINEERS, INC** (Approved by Ordinance No. 2012-0121) - **DISTRICT E – MARTIN**- was presented and was tagged by Council Members Stardig and Green.
31. **ORDINANCE** appropriating \$3,748,044.00 out of Metro Projects Construction DDSRF Fund; awarding contract to **ANGEL BROTHERS ENTERPRISES, LTD.** for Overlay Package #22; 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, and contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF Fund- was presented, all voting aye, nays none. **ORDINANCE 2016-0017 ADOPTED**
32. **ORDINANCE** appropriating \$3,604,351.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PORTLAND UTILITIES CONSTRUCTION COMPANY, 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 (WW4257-150)- was presented, all voting aye, nays none. **ORDINANCE 2016-0018 ADOPTED**

MISCELLANEOUS

34. MOTION TO SET A DATE not less than seven days from January 6, 2016, to receive nominations for Positions One and Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2016- was presented, moved by Council Member Laster to set January 13, 2016 to receive nominations and seconded by Council Member Christie, all voting aye, nays none. **MOTION 2016-0019 ADOPTED**

35. SET A PUBLIC HEARING DATE regarding the designation of the **FAIRWAY ENERGY PARTNERS, LLC REINVESTMENT ZONE** for tax abatement purposes - **DISTRICT K - GREEN HEARING DATE - WEDNESDAY - 9:00 A.M. - JANUARY 20, 2016**- was presented, moved by Council Member Green and seconded by Council Laster to set 9:00 a.m. January 20, 2016 as the date for the hearing, all voting aye, nays none. **MOTION 2016-0020 ADOPTED**

MATTERS HELD - NUMBERS 36 through 38

The City Secretary stated that Items 36-38 had been pulled from the agenda by the administration and would not be considered because there was not a 30 day notice.

36. WRITTEN Motion by Council Member Gallegos to amend Section 32-60 of Item 38 below:
I move to amend Section 32-60 (1) and (2) as shown in Exhibit A as follows:

Any group activity or organized event involving more than 50 people, including but not limited to picnics, parties, family, church, community or school events, or other similar activities; or

Any group activity or organized event involving fewer than 50 people that involves the reservation or temporary exclusive use of a designated ~~areas~~ area of a park, park road, or other park property

DELAYED BY MOTION #2015-871, 12/9/15- PULLED- NOT CONSIDERED

37. WRITTEN Motion by Council Member Laster to amend Item 38 below as follows:
I move to amend Exhibit A of the proposed Ordinance as follows:

1. Deleting the definition of the term central business district in Section 32-222.
2. Amending the definition of the term food truck in Section 32-222 by inserting the word park before the phrase food service establishment.
3. Amending the definition of the term mobile food unit by adding the phrase for purposes of this chapter to the end of the last sentence thereof.
4. Amending Item (3) of Section 32-225 to read as follows:

"(3) A letter or other notice from the health officer, by which the director of public health certifies that, under chapter 20 of this Code, the applicant meets the requirement for a food dealer's permit and, if applicable, the mobile food unit meets the requirements for a mobile food unit medallion;"

5. Amending Section 32-231(a)(4) by replacing the phrase city's department of health and human services with the phrase Houston Health Department.
I move to amend Exhibit B, the definition of licensed park vending unit in Section 4 of the proposed Ordinance by adding the phrase fixed location before the phrase mobile food unit.

DELAYED BY MOTION #2015-871, 12/9/15- PULLED- NOT CONSIDERED

- 38. ORDINANCE UPDATING AND AMENDING CHAPTER 32 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Parks and Recreation and making conforming amendments to other Chapters of the Code of Ordinances - **DELAYED BY MOTION #2015-871, 12/9/15**

This was Item 78 on the Agenda of December 9, 2015

This item should only be considered after consideration of Items 36 and 37 above- **PULLED- NOT CONSIDERED**

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS – Council Member Knox first

Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 12:34 p.m.

DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY

MINUTES READ AND APPROVED

Anna Russell, City Secretary