

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

with notes of action taken

MOTIONS 2017-0163 to 2017-0173
ORDINANCES – 2017-0210 to 2017-0231
RESOLUTION – None

2017-0162-1

1:30 P. M. - PRESENTATIONS

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

ROLL CALL AND ADOPT MINUTES OF PREVIOUS MEETING

2:00 P.M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

NOTE: If a translator is required, please advise when reserving time to speak

Motion 2017-0163 – Procedural motion
Motion 2017-0164 – Procedural motion
Motion 2017-0165 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 29, 2017 - 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 28

MISCELLANEOUS - NUMBERS 1 and 2

Motion 2017-0166 – Suspend rules to consider Items 1 and 2 prior to the Mayor's report

1. Motion 2017-0167

CONFIRMATION of the appointment or reappointment of the following individuals to the **HOUSTON CLEAN CITY COMMISSION BOARD OF DIRECTORS**, for terms ending January 1, 2019:

Position A - **WARREN SLOAN**, reappointment

Position C - **BEN PROLER**, reappointment

Position D - **JONATHAN HOWARD**, appointment

Position E - **BRIAN GRUEL**, appointment

Position F - **CLAY BROLLIER**, reappointment

Position G - **NANCY D. RUTHERFORD**, reappointment

Position I - **RAMIRO FONSECA**, reappointment

Position J - **JOYCE AKINS**, reappointment

Position K - **BECKY EDMONSON**, reappointment

At-Large Position No. 1 - **JAN ROSE**, reappointment

At-Large Position No. 3 - **LORA-MARIE BERNARD**, reappointment

At-Large Position No. 4 - **KOURTNEY JAMES PERRY**, appointment

At-Large Position No. 5 - **JESSICA MAHAFFEY**, reappointment

MISCELLANEOUS - continued

2. Motion 2017-0168

REQUEST from Mayor for confirmation of the appointment of **DR. KARUN SREERAMA** as **DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS & ENGINEERING**

PURCHASING AND TABULATION OF BIDS - NUMBERS 3 through 5

3. Motion 2017-0170

DIXON-SHANE, LLC dba R&S NORTHEAST, LLC for a 340B Drug Pricing Program for Family Planning Contraceptives, Vaccines, and Over-The-Counter Medications for the Houston Health Department - 36 Months with two one-year options - \$1,476,111.30 - General, Grant and Other Funds

4. Ordinance 2017-0210

ORDINANCE appropriating \$54,432.25 out of Contributed Capital Project Fund for the purchase of Replacement Parts for the Parks and Recreation Department

5. Motion 2017-0169

LONE STAR RECREATION, INC for Playground Replacement Parts through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Government Purchasing Cooperative (BuyBoard) for the Parks & Recreation Department - \$54,432.25 - Contributed Capital Project Fund

This item should only be considered after passage of Item 4 above

ORDINANCES - NUMBERS 6 through 28

6. Motion 2017-0171 – Delay proposed amendments by Council Members Stardig, Gallegos, Laster and Knox for Item 6-2 for two (2) weeks

ORDINANCE **AMENDING CHAPTER 21 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to encampments in public places; declaring certain conduct to be unlawful and providing penalties therefor; containing findings and other provisions relating to the foregoing subject; providing for severability

7. Motion 2017-0172 – Delay proposed amendments by Council Members Stardig, Gallegos and Knox on Item 7 for two (2) weeks

ORDINANCE **AMENDING SECTION 28-46 OF THE CODE OF ORDINANCES, CITY OF HOUSTON**, relating to aggressive panhandling and impeding the use of a roadway; declaring certain conduct to be unlawful; containing findings and other provisions relating to the foregoing subject; providing for severability

8. Ordinance 2017-0219

ORDINANCE **AMENDING ARTICLE XVI, CHAPTER 40, CODE OF ORDINANCES, HOUSTON, TEXAS**, by adding an area surrounding South Post Oak and West Belfort as a designated area covered by such article (Civility Ordinance)

ORDINANCES - continued

9. Ordinance 2017-0220

ORDINANCE supplementing the City of Houston, Texas Combined Utility System Master Ordinance; providing for the issuance of Combined Utility System First Lien Revenue and Refunding Bonds, Series 2017B in one or more series or subseries as may be further designated; authorizing the Mayor and City Controller to approve the amounts, interest rates, prices, and terms thereof and certain other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds including the use of a Preliminary Official Statement and authorizing the preparation and distribution of an Official Statement and matters incident thereto; awarding the sale of the bonds; authorizing the defeasance, final payment, and discharge of certain outstanding Combined Utility Commercial Paper Notes and certain Combined Utility System Bonds; authorizing a Bond Counsel Agreement, and a Special Disclosure Counsel Agreement; authorizing the execution and delivery of a Paying Agent/Registrar Agreement and other related documents; making other provisions regarding such bonds; and declaring an emergency

10. Ordinance 2017-0221

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use, by the City of Houston, Texas, of Aldine High School Loop Road, circling from Airline Drive to Airline Drive within the Aldine Senior High School Campus, out of the Simon Contreras Survey, A-220; vacating, abandoning and selling said parcel to Aldine Independent School District, the abutting owner, in consideration of (A) owner's payment to the City of \$183,436.00 in cash, (B) the conveyance by owner to the City in Fee Simple Title of a 39,810 square feet tract of land located at Ella Boulevard and West Greens Road for Ground Water Well use by the City, (C) the conveyance by owner to the City of two 10-foot wide water line easements, all situated in the B.B.B. & C.R.R. Co. Survey, A-175, Harris County, Texas, and (D) other good and valuable consideration - Parcels SY16-075, JY16-003, KY16-278 and KY16-279 - **DISTRICT B - DAVIS**

11. Ordinance 2017-0211

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of: (1) Burnett Street, from Maffitt Street east to the Southern Pacific Right-of-Way Line; (2) Semmes Street, from Burnett Street south to the Southern Pacific Right-of-Way Line; (3) Maffitt Street, from Burnett Street south to the Southern Pacific Right-of-Way Line; (4) Brooks Street, from Maffitt Street east 417 feet to Chase Street; and (5) Semmes Street, from Brooks Street north to Harrington Street, all located within the S.F. Noble's Addition, out of the S.M. Harris Survey, A-327; abandoning the streets to Kurtz Properties, Ltd., abutting owner, in consideration of its payment to the City of \$787,088.00 - **DISTRICTS B - DAVIS and H - CISNEROS**

12. Ordinance 2017-0212

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 20-foot-wide water line easement; abandoning the easement to the Museum of Fine Arts, Houston, the abutting owner, in consideration of: (A) its conveyance to the City of a 23-foot-wide water line easement; (B) its payment to the City of \$300.00; and (C) other good and valuable consideration; located within Block 77 of the Turner's Addition, out of the Obedience Smith Survey, A-696, and Joseph Gamble Survey, A-309 - **DISTRICTS C - COHEN and D - BOYKINS**

13. Pulled-Not Considered

ORDINANCE appropriating \$2,050,000.00 from the TIRZ Affordable Housing Fund; approving and authorizing loan of the appropriated funds and \$3,900,000.00 of Federal Home Investment Partnership Funds from the City of Houston to **HARRIS COUNTY HOUSING AUTHORITY** to assist with development of Fenix Estates, a 200 unit Affordable Housing Community, located in the vicinity of 3815 Gulf Freeway, In Houston, Texas - **DISTRICT I - GALLEGOS**

ORDINANCES - continued

14. Ordinance 2017-0222

ORDINANCE approving and authorizing second amendment to contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON**, providing up to \$400,000 in additional Community Development Block Grant Funds for the continuing administration and operation of a Child Care Program

15. Ordinance 2017-0223

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** to provide up to \$1,817,200 (\$1,292,200 - Emergency Solutions Grant Funds; \$525,000 - Community Development Block Grant Funds) for the continuing administration and operation of the City's Homeless Services Program

16. Ordinance 2017-0224

ORDINANCE approving and authorizing second amendment to contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON**, providing up to \$400,000 in additional Community Development Block Grant Funds for the continuing administration and operation of a Juvenile Delinquency Program

17. Ordinance 2017-0213

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

18. Ordinance 2017-0225

ORDINANCE releasing certain territory consisting of approximately 606.1394 acres in Harris County, adjacent to the extraterritorial jurisdiction of the City of Tomball, Texas, located near the intersection of S.H.249 and Humble Road, from the extraterritorial jurisdiction of the City of Houston

19. Ordinance 2017-0226

ORDINANCE establishing the west side of the 900 block of **Henke 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 H - CISNEROS**

20. Ordinance 2017-0227

ORDINANCE establishing the north and south sides of the 1400 block of **Munger 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 I - GALLEGOS**

21. Ordinance 2017-0214

ORDINANCE establishing the north side of the 4400-4500 blocks of **Rusk 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 I - GALLEGOS**

22. Ordinance 2017-0215

ORDINANCE establishing the north and south sides of the 1400 block of **Scharpe 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 I - GALLEGOS**

23. Ordinance 2017-0228

ORDINANCE appropriating \$50,000 out of Contributed Capital Project Fund to Reimburse **SCENIC HOUSTON** for Esplanade Beautification on Broadway Street between Interstate 45 and Hobby Airport - **DISTRICT I - GALLEGOS**

ORDINANCES - continued

24. Ordinance 2017-0216

ORDINANCE appropriating \$1,400,000.00 out of Fire Consolidated Construction Fund and \$500,000.00 out of Police Consolidated Construction Fund to the In-House Renovation Revolving Fund for FY2017 Renovations of the Houston Fire Department Fire House No. 32 and Houston Police Department Gerson Building and Central Police Complex - **DISTRICTS B - DAVIS and H - CISNEROS**

25. Ordinance 2017-0217

ORDINANCE appropriating \$107,734.00 from the Metro Projects Construction DDSRF Fund; approving and authorizing Public Highway Overpass Agreement between the City of Houston and **UNION PACIFIC RAILROAD** for the Buffalo Speedway Grade Separation Project - **DISTRICT K - GREEN**

26. Ordinance 2017-0229

ORDINANCE appropriating \$131,200.00 out of Metro Projects Construction DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **BRIDGEFARMER & ASSOCIATES, INC** for Antoine Paving and Drainage from Hammerly to Hempstead Hwy. (Approved by Ordinance No. 2015-0329); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF - **DISTRICT A - STARDIG**

27. Ordinance 2017-0230

ORDINANCE appropriating \$2,150,500.00 out of Metro Construction - Other, awarding contract to **TIKON GROUP, INC** for Safe Sidewalk Program Work Authorization Project; 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 Construction - Other

28. Ordinance 2017-0218

ORDINANCE appropriating \$2,540,792.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal; 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

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 29 and 30

29. Motion 2017-0173 – Close nominations

RECEIVE nominations for Positions B, H and At-Large Position 2 of the **HOUSTON CLEAN CITY COMMISSION BOARD OF DIRECTORS**, for terms ending January 1, 2019
DELAYED BY MOTION #2017-159, 3/22/17
This was a portion of Item 35 on Agenda of March 22, 2017

MATTERS HELD - continued

30. Ordinance 2017-0231

ORDINANCE authorizing the transfer of \$480,000.00 from the NEWPP Expansion–Swift Fund (Fund 8434) into the PWE-NEWPP Construction Fund (Fund 8506), appropriating \$480,000.00 from Fund 8506, and approving the expenditure of said sum from Fund 8506 for services associated with the Northeast Water Purification Plant (“NEWPP”) Expansion Project (“Project”); appropriating \$2,520,000.00 from the Water Authorities Capital Contrib-Newpp Fund (Fund 8505) and approving the expenditure of said sum from Fund 8505 for services associated with Project; approving and authorizing second amendment to the Design-Build Agreement between the City of Houston and **HOUSTON WATERWORKS TEAM**, a Joint Venture between **CH2M HILL ENGINEERS, INC** and **CDM CONSTRUCTORS, INC** (Approved by Ordinance No. 2015-1260) for the Project; amending Ordinance No. 2015-1260 to increase the maximum project amount

TAGGED BY COUNCIL MEMBER DAVIS

This was Item 40 on Agenda of March 22, 2017

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Cohen 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

**3/28/2017 - Mayor Turner out of the City on City business
Mayor Pro-tem Cohen presiding**

3/29/2017 - All present