

AGENDA - OCTOBER 25, 2017 - PAGE 1

AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 24, 2017 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2017-0649 to 2017-0661

2017-0648-1

ORDINANCES – 2017-0820 to 2017-0846

RESOLUTION – None

1:30 P. M. - PRESENTATIONS

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

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 2017-0649 – Procedural motion

Motion 2017-0650 – Procedural motion

Motion 2017-0651 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 25, 2017 - 9:00 A. M.

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

HEARING - 9:00 A.M.

1. Motion 2017-0652 – Close hearing

PUBLIC HEARING in connection with the bond election to be held on Tuesday, November 7, 2017, on the proposed propositions regarding the issuance of pension obligation bonds and public improvement bonds

MAYOR'S REPORT

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CONSENT AGENDA NUMBERS 2 through 36

MISCELLANEOUS - NUMBER 2

2. **Motion 2017-0653**

RECOMMENDATION from Acting Director Department of Public Works & Engineering for approval to extend unpaid leave of absence for **ANTHONY JULIEN, Sr. Utility Mechanic**, beginning November 15, 2016, and continuing until November 28, 2016

ACCEPT WORK - NUMBER 3

3. **Motion 2017-0654**

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$960,759.19 and acceptance of work on contract with **JERDON ENTERPRISE, L.P.** for Wright Bemby Park - 4.44% over the original contract amount and under the 5% contingency
DISTRICT C - COHEN

PROPERTY - NUMBERS 4 through 6

4. **Motion 2017-0655**

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court to gain possession of the needed land and pay the costs of court in connection with eminent domain proceedings styled City of Houston v. Lift Industrial Texas Limited Partnership, et al., Cause No. 1081333, for acquisition of Parcels DY14-047 and DY14-021; for **NORTH CORRIDOR PLANT CONSOLIDATION PACKAGE 1B PROJECT - DISTRICT B - DAVIS**

5. **Motion 2017-0656**

RECOMMENDATION from City Attorney to settle the condemnation of Parcels KY13-201 and KY13-202, City of Houston v. Edward C. Kane, a/k/a E. C. Kane, et al; Cause No. 1056497; in connection with the **NORTHEAST TRANSMISSION 108-INCH WATER LINE EASEMENT ACQUISITION PROJECT**

6. **Motion 2017-0657**

RECOMMENDATION from Director General Services Department that City Council declare surplus and authorize the sealed bid sale of the following properties:

Parcel SY17-036	Sorters Rd., Montgomery Co. 77339	<u>DISTRICT E - MARTIN</u>
Parcel SY15-065	Channelside St. @ Fennell St., 77012	<u>DISTRICT I - GALLEGOS</u>

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 and 8

7. **Motion 2017-0658**

AMEND MOTION #2013-770, 12/4/13, TO INCREASE spending authority from \$1,536,704.00 to \$1,920,880.00 for Automotive Peterbilt Truck Replacement Parts and Repair Services for the Fleet Management Department, awarded to **RUSH TRUCK CENTERS OF TEXAS LP dba RUSH TRUCK CENTER, HOUSTON** - \$384,176.00 - Fleet Management Fund

8. **Motion 2017-0659**

BAYOU CITY LAWN INVESTMENTS LLC dba BAYOU CITY LAWN & EQUIPMENT for Outstanding Invoices for purchase of Automotive and Equipment Replacement Parts and Repair Services and Supplies for the Fleet Management Department - \$62,000.00 - Fleet Management Fund

ORDINANCES - NUMBERS 9 through 36

9. Ordinance 2017-0820

ORDINANCE authorizing, approving, confirming and ratifying certain matters relating to the City of Houston, Texas General Obligation Commercial Paper Notes, Series G-2, in an aggregate principal amount not to exceed \$125,000,000 for the purpose of financing certain authorized purposes; approving certain officers and employees to act on behalf of the City in the selling and delivery of such Notes in accordance with the procedures specified herein; approving and authorizing execution of a Credit Agreement, a Note and related agreements pertaining to such Credit Agreement; making certain covenants and agreements in connection therewith and resolving other matters incident and related to the issuance, sale, delivery and security of the Series G-2 Notes, including the approval of an Issuing and Paying Agency Agreement and an Offering Memorandum and the ratification of a Commercial Paper Dealer Agreement; ratifying and confirming certain matters pertaining to City of Houston, Texas General Obligation Commercial Paper Notes, Series G-1; and declaring an emergency

10. Ordinance 2017-0821

A third amended and restated Ordinance authorizing, approving, confirming and ratifying certain matters relating to the City of Houston, Texas General Obligation Commercial Paper Notes, Series H-2, in an aggregate principal amount not to exceed \$100,000,000 for the purpose of financing certain authorized purposes; approving certain officers and employees to act on behalf of the City in the selling and delivery of such Notes in accordance with the procedures specified herein; approving and authorizing execution of a Credit Agreement, a Note and related agreements pertaining to such Credit Agreement; making certain covenants and agreements in connection therewith and resolving other matters incident and related to the issuance, sale, delivery and security of the Series H-2 Notes, including the approval of an Issuing and Paying Agency Agreement and an Offering Memorandum and the ratification of a Commercial Paper Dealer Agreement; and declaring an emergency

11. Ordinance 2017-0822

ORDINANCE authorizing the issuance of City of Houston, Texas, Convention & Entertainment Facilities Department Hotel Occupancy Tax and Special Revenue Refunding Bonds, Series 2017; authorizing the Mayor and City Controller to approve certain terms thereof and certain other procedures relating thereto; providing for the payment thereof; authorizing the defeasance, final payment, and discharge of certain outstanding bonds; making other provisions regarding such bonds and matters incident thereto; awarding the sale of the Series 2017 Bonds; authorizing a continuing covenant agreement, an escrow agreement and a paying agent/registrar agreement; making other provisions regarding such bonds; and declaring an emergency

12. Ordinance 2017-0830

ORDINANCE authorizing issuance of City of Houston, Texas, Subordinate Lien Hotel Occupancy Tax and Parking Revenue Flexible Rate Notes, Series A, in an aggregate principal amount not to exceed \$75,000,000; prescribing the terms and conditions thereof; providing for the payment thereof; approving and authorizing certain authorized officers and employees to act on behalf of the City in the selling and delivery of such flexible rate notes, within the limitations and procedures specified herein; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, security and delivery of such flexible rate notes, including the approval of a paying agent/registrar agreement and note purchase agreements; making other provisions regarding such flexible rate notes and matters incident thereto; authorizing a co-bond counsel agreement; and declaring an emergency

ORDINANCES - continued

13. Ordinance 2017-0831

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 241 square-foot sanitary sewer easement adjacent to Lot 21, Block 1; located within the Usener Addition, John Austin Survey, A-1, Harris County, Texas, abandoning the easement to THXGE Holdings, LLC, abutting owner, in consideration of its payment to the City of \$11,207.00 and other consideration - **DISTRICT H - CISNEROS**

14. Ordinance 2017-0832

ORDINANCE approving and authorizing the submission of a revised Action Plan (Action Plan) for Disaster Recovery-2015 Flood Events, including an application for additional Community Development Block Grant Disaster Recovery Funds associated with the 2015 flood events (CDBG - DR15) in the amount of \$20,532,000, to be used to address flooding impacts from major disasters declared in 2015 and future flood resiliency, to the United States Department of Housing and Urban Development; accepting the aforementioned grant funds, if awarded; approving and authorizing a second substantial amendment to Ordinance No. 2016-705, as amended, which authorized the submission of the original Action Plan, to include the additional CDBG-DR15 Funds

15. Ordinance 2017-0833

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT** to provide up to \$10,660,000 in Community Development Block Grant Disaster Recovery Flood Events Funds to perform voluntary property buyouts, demolition and relocation of families who are eligible property owner applicants in the targeted neighborhoods of Braeburn Glen, Glenburnie & Cashiola and Langwood - **DISTRICTS A - STARDIG; H - CISNEROS and J - LASTER**

16. Council Members Laster, Stardig, Knox and Davis tagged

ORDINANCE appropriating up to \$18,000,000.00 in Tax Increment Reinvestment Zone (TIRZ) Affordable Housing Funds for single family and multi family affordable housing programs, including the administration of the City's Affordable Housing Programs; approving and authorizing amendments to Ordinance No. 2005-1395 relating to the adoption of certain policies and procedures for funding affordable housing programs

17. Ordinance 2017-0834

ORDINANCE amending City of Houston Ordinance Nos. 2013-353 passed April 24, 2013, as amended, and 2016-340 passed April 27, 2016, as amended, which authorized the submission of the 2013 and 2016 Annual Action Plans to the United States Department of Housing and Urban Development, including the applications and budgets for the Community Development Block Grant Program, among others

18. Ordinance 2017-0823

ORDINANCE approving and authorizing submission of an electronic application for grant assistance to the U.S. Department of Justice, Bureau of Justice assistance for the FY2017 Technology Innovation for Public Safety Grant Program; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept 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 Cooperative Agreement between the City of Houston and **U. S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE** relating to the Human Trafficking Identification System

ORDINANCES - continued

19. Ordinance 2017-0824

ORDINANCE approving and authorizing an updated Carrier Incentive Program for the Houston Airport System; providing a maximum program amount - 2 Years - \$18,000,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS and I - GALLEGOS**

20. Ordinance 2017-0835

ORDINANCE amending Ordinance No. 2008-1066 (Passed on December 3, 2008) to increase the maximum contract amount for contract between the City of Houston and **TETRA TECH, INC** for Disaster Management Recovery and Consulting Services for the Solid Waste Management Department - \$10,000,000 - Disaster Recovery Fund

21. Ordinance 2017-0836

ORDINANCE approving and authorizing Sole Source Agreement between the City of Houston and **FROST NATIONAL BANK** for Automated Filing Fee Payment Services for Various Departments; providing a maximum contract amount - \$392,500.00 - General and Other Fund

22. Ordinance 2017-0837

ORDINANCE relating to the fiscal affairs of the **OLD SPANISH TRAIL/ALMEDA CORRIDORS REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER SEVEN, CITY OF HOUSTON, TEXAS (OLD SPANISH TRAIL/ALMEDA CORRIDORS ZONE)**; approving the Fiscal Year 2018 Operating Budget for the Authority and the Fiscal Years 2018-2022 Capital Improvements Budget for the Zone - **DISTRICT D - BOYKINS**

23. Ordinance 2017-0838

ORDINANCE consenting to the addition of 2.8638 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 191**, for inclusion in its district

24. Ordinance 2017-0839

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 acquisition of easements for 66-inch water line interconnection along west Hardy Road from Beltway 8 to Greens Road; authorizing the acquisition of fee simple or easement interest to four parcels of land required for the project which are located in the William Sevey Survey, Abstract No. 699, in Harris County, Texas, said parcels of land being located along west Hardy Road from Beltway 8 to Greens Road, in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of 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 or easement interest to four parcels of land required for the project **DISTRICT B - DAVIS**

ORDINANCES - continued

25. Ordinance 2017-0840

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 42-inch water line from West Bellfort Avenue to Bissonnet Street along Braes Forest Drive and Centerpoint Energy Fee Strip Project authorizing the acquisition of fee simple title interests in or easement interests to four parcels of land required for the project and situated in the Louis Cotton Survey Abstract No. 1012, the E.R. Campbell Survey, Abstract No. 1632, the H.T. & B.R.R. Survey, Abstract No. 1184, and the John R. Black Survey, Abstract No 134, all in Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple title interest in or easement to the four parcels of land required for the project - **DISTRICTS J - LASTER and K - GREEN**

26. Ordinance 2017-0841

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 easement acquisitions for the 108-inch water line from Aldine Westfield to Willis Street Project; authorizing the acquisition of fee simple or easement interest to twenty parcels of land required for the project and situated in the W.S. Novell Survey, Abstract No. 602, the Malcolm McAuley Survey, Abstract No. 577, the Samuel W. Upshaw Survey, Abstract No. 821, and The Joseph Hopkins Survey, Abstract No. 334, in Harris County, Texas, said parcels of land being located along the north Beltway 8, between Aldine Westfield And Willis Street 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 or easement interest to the twenty parcels of land required for the project - **DISTRICT B - DAVIS**

27. Ordinance 2017-0842

ORDINANCE appropriating \$1,394,184.49 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **CIVILTECH ENGINEERING, INC** for Spring Shadows (North) Drainage and Paving Project (Approved by Ordinance No. 2014-0551); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT A - STARDIG**

28. Ordinance 2017-0825

ORDINANCE appropriating \$1,285,620.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **PAPE-DAWSON ENGINEERS, INC** for Rehabilitation of City owned Drainage Channels (as approved by Ordinance No. 2015-0432, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

ORDINANCES - continued

29. Ordinance 2017-0826

ORDINANCE appropriating \$216,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Local Drainage Project Design Work Orders (Approved by Ordinance No. 2013-0033, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

30. Ordinance 2017-0827

ORDINANCE appropriating \$180,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **UNITED ENGINEERS, INC** for Local Drainage Project Design Work Orders (Approved by Ordinance No. 2012-0228, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

31. Ordinance 2017-0843

ORDINANCE approving and authorizing Professional Engineering Services Contract between the City of Houston and **HR GREEN, INC** for DR15 SWAT 4A Northside/Northline Drainage and Paving Improvements - \$1,392,000.00 - Grant Fund - **DISTRICT H - CISNEROS**

32. Ordinance 2017-0844

ORDINANCE approving and authorizing Professional Engineering Services Contract between the City of Houston and **R.G. MILLER ENGINEERS, INC** for DR15 SWAT 12A Bonita Gardens Drainage and Paving Improvements - \$1,392,000.00 - Grant Fund - **DISTRICTS B - DAVIS and H - CISNEROS**

33. Ordinance 2017-0845

ORDINANCE appropriating \$240,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **R.G. MILLER ENGINEERS, INC** for Local Drainage Project Negotiated Design Work Orders (Approved by Ordinance No. 2013-0032, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

34. Ordinance 2017-0828

ORDINANCE appropriating \$1,800,000.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation; approving and authorizing first amendment to a construction contract between the City of Houston and **T CONSTRUCTION, LLC** for the FY2014 Local Drainage Project construction work orders #1 (approved by Ordinance No. 2014-0142); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF

35. Ordinance 2017-0829

ORDINANCE appropriating \$6,180,000.00 out of Street & Traffic Control and Storm Drainage DDSRF, awarding contract to **CONRAD CONSTRUCTION COMPANY, LTD** for Sagemont Drainage and Paving Improvements; 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, construction management, and contingencies relating to construction of facilities financed by Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT D - BOYKINS**

ORDINANCES - continued

36. Ordinance 2017-0782 – Passed third and final reading

ORDINANCE No. 2017-0782, passed second reading October 18, 2017

ORDINANCE granting to **JSI HOUSTON TRANSFER STATION, INC, a Texas Corporation**, the right, privilege, and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 37 through 39

37. Motion 2017-0660 – Adopt

MOTION by Council Member Cohen/Seconded by Council Member Robinson to adopt recommendation from Chief Procurement Officer for Hurricane Harvey Disaster Debris Removal Services awarded to the following contractors for the Solid Waste Management Department in an amount not to exceed \$32,028,976.70 - Disaster Recovery Fund:

1. Ceres Environmental Services, Inc
2. Ontario Specialty Contracting, Inc, d/b/a OSC Texas
3. JLS Consulting, LLC d/b/a Terraworx Construction
4. Sun Packing, Inc
5. J.H. Reid General Contractor
6. NOLA Construction & Development Group, LLC
7. Basal Solutions, LLC
8. Fisher Construction, Inc
9. Harris Builder, LLC
10. TMG Services, Inc. & Perk Company, Inc, Joint Venture, LP
11. Webb Trucking and Landclearing, Inc dba WLT Corporation
12. Sustainable Freight Group Corporation

TAGGED BY COUNCIL MEMBERS TRAVIS and GALLEGOS

This was Item 18 on Agenda of October 18, 2017

38. Motion 2017-0661 – Refer back to the Administration

ORDINANCE releasing certain territory consisting of approximately 33.5 acres of land in Waller County, adjacent to the City of Prairie View, Texas, located near the intersection of James Muse Parkway and US Highway 290, from the extraterritorial jurisdiction of the City of Houston

TAGGED BY COUNCIL MEMBER STARDIG

This was Item 24 on Agenda of October 18, 2017

39. Ordinance 2017-0846

ORDINANCE relating to the Fiscal Affairs of the **HARDY/NEAR NORTHSIDE REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (HARDY/NEAR NORTHSIDE ZONE)**; approving the Fiscal Year 2018 Operating Budget for the Authority and the Fiscal Years 2018-2022 Capital Improvement Plan Budget for the Zone - **DISTRICT H - CISNEROS**

TAGGED BY COUNCIL MEMBER EDWARDS

This was Item 33 on Agenda of October 18, 2017

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MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Boykins 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

10/24/2017 - Council Members Davis and Martin absent on personal business

10/25/2017 - All present