

AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 13, 2020 - 1:50 P. M.

VIRTUAL MEETING
with notes of action taken

MOTIONS 2020-0519 to 2020-0526
ORDINANCES – 2020-0878 to 2020-0893
RESOLUTION – None

2020-0518-1

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# 182 269 897# 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# 602 285 950#, however no public input will be allowed.

1:50 P. M. - PRESENTATIONS

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

ROLL CALL AND ADOPT MINUTES OF PREVIOUS MEETING

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

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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 14, 2020 - 9:00 A. M.

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

MAYOR'S REPORT

AGENDA – OCTOBER 14, 2020 - PAGE 2

CONSENT AGENDA NUMBERS 1 through 20

MISCELLANEOUS - NUMBERS 1 through 3

1. **Motion 2020-0520**

RECOMMENDATION from Fire Chief for Extension of Injury on Duty Leave (Salary Continuation) for **Engineer/Operator REGGINAL BROWN**, beginning October 14, 2020 through January 11, 2021

2. **Motion 2020-0522**

RECOMMENDATION from Director Houston Public Works for payment of \$1,218,373.77 to the **HARRIS-GALVESTON SUBSIDENCE DISTRICT** for Groundwater Over Conversion Credits - Enterprise Fund

3. **Motion 2020-0523**

RECOMMENDATION from Director of Finance to place the proposed 2020 tax rate of \$0.561840 on each \$100 of taxable value, on the October 21, 2020 City Council Agenda and set a date for a public hearing

HEARING DATE - 9:00 A.M. - WEDNESDAY - OCTOBER 21, 2020

ACCEPT WORK - NUMBER 4

4. **Motion 2020-0521**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$1,977,349.15 and acceptance of work on contract with **CSI CONSOLIDATED, LLC dba CLEAN SERVE, LLC** for Large Diameter Sanitary Sewer Inspection Using Robotic Technology - 7.60% under the original contract amount and under the 5% contingency amount (4277-92) - **DISTRICTS A - PECK; B - DAVIS; C - KAMIN; D - EVANS-SHABAZZ; E - MARTIN; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - POLLARD and K - CASTEX-TATUM**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 and 6

5. **Ordinance 2020-0884**

ORDINANCE appropriating \$2,855,208.00 out of Airports Renewal and Replacement Fund for costs associated with the Emergency Repair of the Inter-Terminal Train Tunnel at George Bush Intercontinental Airport/Houston; (Project No. 244); providing funding for construction services - **DISTRICT B - DAVIS**

6. **Motion 2020-0524**

HENSEL PHELPS CONSTRUCTION for approval of Emergency Repairs of the Inter-Terminal Train Tunnel for the Houston Airport System - \$2,855,208.00 - Enterprise Fund
This item should only be considered after passage of Item 5 above

ORDINANCES - NUMBERS 7 through 20

7. Ordinance 2020-0885

ORDINANCE supplementing City of Houston, Texas Master Ordinance No. 2004-299; providing for the issuance of City of Houston, Texas, Combined Utility System Subordinate Lien Revenue Bonds, Series 2020E, providing for the amounts, interest rates, prices, and terms thereof and other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency

8. Ordinance 2020-0886

ORDINANCE amending Ordinance No. 2018-894 (Passed on November 7, 2018) to decrease the maximum contract amount of agreement for Outreach, Intake and Case Management Services between City of Houston and **ICF INCORPORATED, L.L.C.**, for Hurricane Harvey Disaster Recovery Services; approving and authorizing Amendment No. 1 to said agreement

9. Ordinance 2020-0887

ORDINANCE approving and authorizing amendment to Loan Agreement between City of Houston and **GALA AT MACGREGOR, LP.** Approved pursuant to Ordinance No. 2020-326, and related loan documents - **DISTRICT D - EVANS-SHABAZZ**

10. Ordinance 2020-0878

ORDINANCE appropriating \$4,712,142.27 out of Airports Renewal and Replacement Fund and approving and authorizing a Derivative Contract between City of Houston and **LEE CONSTRUCTION AND MAINTENANCE COMPANY, d/b/a LMC CORPORATION** for replacement of South Concourse Flooring at William P. Hobby Airport/Houston; (Project No. 241); providing a maximum contract amount and providing funding for construction services and contingency - **DISTRICT I - GALLEGOS**

11. Ordinance 2020-0888

ORDINANCE appropriating \$250,000.00 out of Airports Renewal and Replacement Fund pursuant to Lease Agreement between City of Houston and **UNITED AIRLINES, INC.**, for Moving Fees to exit Terminal C North at George Bush Intercontinental Airport/Houston (as Approved by Ordinance No. 2015-0270); (Project No. 830) - **DISTRICT B - DAVIS**

12. Ordinance 2020-0889

ORDINANCE approving and authorizing Grant Contract between City and **TEXAS HEALTH AND HUMAN SERVICES COMMISSION** (Contract No. HHS000804700001) under the Women, Infants and Children's (WIC) Nutrition Grant Program; declaring the City's eligibility for the Grant under the WIC Program; authorizing the Director of the Houston Health Department to accept and expend such Grant Funds and accept and expend all subsequent awards, if any, pertaining to the WIC Program

13. Ordinance 2020-0879

ORDINANCE approving and authorizing the submission of a grant application to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION, FOR INTEGRATED VIRAL HEPATITIS SURVEILLANCE AND PREVENTION** for the City of Houston Health Department (the "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; authorizing the Director of the Houston Health Department 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

ORDINANCES - continued

14. Ordinance 2020-0890

ORDINANCE approving and authorizing settlement and release agreement between the City of Houston and **UNITED STATES OF AMERICA** and **ENA JANE DRAYCOTT** (USDC Civil Action Number 4:18-CV-0644) to settle a lawsuit

15. Ordinance 2020-0880

ORDINANCE relating to Fiscal Affairs of **MIDTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)**; approving Fiscal Year 2021 Operating Budget for the Authority and Fiscal Years 2021-2025 Capital Improvements Plan Budget for the Zone - **DISTRICTS C - KAMIN and D - EVANS-SHABAZZ**

16. Ordinance 2020-0891

ORDINANCE relating to Fiscal Affairs of **MEMORIAL CITY REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SEVENTEEN, CITY OF HOUSTON, TEXAS (MEMORIAL CITY ZONE)**; ratifying Fiscal Year 2020 Operating Budget for the Authority and Fiscal Years 2020-2024 Capital Improvements Budget for the Zone - **DISTRICTS A - PECK and G - TRAVIS**

17. Ordinance 2020-0892

ORDINANCE relating to Fiscal Affairs of **MEMORIAL CITY REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SEVENTEEN, CITY OF HOUSTON, TEXAS (MEMORIAL CITY ZONE)**; approving Fiscal Year 2021 Operating Budget for the Authority and Fiscal Years 2021-2025 Capital Improvements Budget for the Zone - **DISTRICTS A - PECK and G - TRAVIS**

18. Ordinance 2020-0881

ORDINANCE renewing the establishment of the north and south sides of the 1700 and 1800 block of Maryland Street within the City of Houston, Texas, as a special minimum building line requirement block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - KAMIN**

19. Ordinance 2020-0882

ORDINANCE establishing the north and south sides of the 5100 block of Stonewall Drive, 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**

20. Ordinance 2020-0883 – Passed first reading

ORDINANCE granting to **FEDERAL MAINTENANCE SERVICES, 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 - **FIRST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 21 through 23

21. Motion 2020-0525 – Adopt

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

TAGGED BY COUNCIL MEMBER CASTEX-TATUM

This was Item 3 on Agenda of October 7, 2020

22. Motion 2020-0526 – Adopt

WRITTEN Motion by Council Member Plummer to amend Item 23 below by replacing Section 2 and Section 3 of the proposed ordinance with the following:

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

“Sec. 26-100. Blocking bicycle lanes.

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

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

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

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

Bicyclist means a person riding a bicycle.

- (b) No person shall stop, stand, or park any vehicle upon a bicycle lane. The provision of this subsection shall not apply to on-street bikeways where travel lanes are shared by vehicles and bicyclists and where the City permits on-street parking.
- (c) In lieu of paying a fine pursuant to section 26-10 of this Code, a person who has not previously received a citation for violation of this section may appear for an instanter hearing before an adjudication hearing officer within 30 days of the date of the offense and make a request to take an Approved Bicycle Friendly Driver Training Class. A person who requests to take an Approved Bicycle Friendly Driver Training Class must do so within 90 days of the request being granted and shall return proof of completion within that time period. Upon receiving acceptable proof of completion, an adjudication hearing officer shall enter a finding of not liable in the case. The presiding judge of the municipal courts department and the parking official are authorized to prescribe rules and regulations for the administration of this section.

MATTERS HELD – continued

Item 22 - continued

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

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

DELAYED BY MOTION #2020-518, 10/7/2020

This Item must be considered prior to consideration of Item 23 below

23. Ordinance 2020-0893 – Adopt as amended

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

DELAYED BY MOTION #2020-518, 10/7/2020

This was Item 38 on Agenda of October 7, 2020

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Plummer 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

10/13/2020 - Council Member Kubosh absent on personal business

10/14/2020 - All present