

AGENDA - COUNCIL MEETING - WEDNESDAY - MAY 31, 2023 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS – 2023-0354 to 2023-0368

2023-0353-1

ORDINANCES – 2023-0377 to 2023-0401

RESOLUTION – None

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

9:00 A.M. - INVOCATION AND PLEDGE OF ALLEGIANCE - Council Member Alcorn

ROLL CALL AND ADOPT MINUTES OF PREVIOUS MEETING

9:30 A.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 2023-0360 – Procedural motion

HEARINGS - 9:00 A.M.

1. **Motion 2023-0355 – Close hearing**

PUBLIC HEARING on the City Budgets for the time period July 1, 2023 through June 30, 2024

Motion 2023-0354 – Accept report

REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a 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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 40

MISCELLANEOUS - NUMBERS 2 through 7

2. **Motion 2023-0356**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON FOOD INSECURITY BOARD**, for a term to expire January 2, 2025:

- Position One - **VALHALLA CLACK**, reappointment
- Position Two - **BILLYSSIA PIERCE**, reappointment
- Position Three - **GABRIELLE S. DIRDEN**, reappointment
- Position Six - **CHARMAINE A. LEBLANC**, reappointment
- Position Eight - **VIPIN KUMAR**, reappointment
- Position Nine - **ZAHOOR A. GIRE**, reappointment
- Position Eleven - **KATHY FLANAGAN-PAYTON**, reappointment
- Position Twelve - **MEGAN HOAG**, reappointment
- Position Fifteen - **CHRISTOPHER F. KULESZA**, appointment
- Position Eighteen - **SHARIQ ABDUL GHANI**, reappointment
- Position Nineteen - **MARLEN J. TRUJILLO**, appointment

3. **Motion 2023-0357**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON PARKS BOARD LGC, INC**:

- Position Two - **BARRY MANDEL**, appointment, for a term to expire 1/1/2025
- Position Three - **WILLIAM TAYLOR**, appointment, for a term to expire 1/1/2025
- Position Four - **TOM FLAHERTY**, reappointment, for a term to expire 1/1/2024
- Position Five - **JILL JEWETT**, reappointment, for a term to expire 1/1/2024
- Position Six - **CHRIS PORTER**, reappointment, for a term to expire 1/1/2024
- Position Seven - **MINDY HILDEBRAND**, reappointment, for a term to expire 1/1/2026
- Position Eight - **TANTRI EMO**, appointment, for a term to expire 1/1/2026
- Position Nine - **BARRON WALLACE**, reappointment, for a term to expire 1/1/2026
- Position Ten - **NICK TOBENKIN**, appointment, for a term to expire 1/1/2025
- Position Eleven - **ANN LENTS**, reappointment, for a term to expire 1/1/2024
- Position Twelve - **CHRIS GEORGE**, reappointment, for a term to expire 1/1/2026
- Position Thirteen - **CULLEN GEISELMAN**, reappointment, for a term to expire 1/1/2025
- Position Fourteen - **ANDREW PRICE**, reappointment, for a term to expire 1/1/2024
- Position Fifteen - **LAURA SPANJIAN**, reappointment, for a term to expire 1/1/2026
- Position Sixteen - **DINA ALSOWAYEL**, reappointment, for a term to expire 1/1/2025
- Position Seventeen - **BETO CÁRDENAS**, reappointment, for a term to expire 1/1/2024
- Position Eighteen - **DON WOO**, reappointment, for a term to expire 1/1/2026
- Position Nineteen - **JENNY PHILLIP**, appointment, for a term to expire 1/1/2025
- Position Twenty - **THOMAS BACON**, reappointment, for a term to expire 1/1/2024

4. **Motion 2023-0358**

REQUEST from Mayor for confirmation of the appointment of **YUSEF J. BURGESS** to Position Fifteen of the **OFFICE OF BUSINESS OPPORTUNITY ADVISORY BOARD**, for a term to expire January 2, 2025

5. **Motion 2023-0359**

REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON CLEAN CITY COMMISSION**, for a term to expire February 1, 2024:

- Position Sixteen - **DANA M. VAZQUEZ**
- Position Twenty-Eight - **CHRIS PATTEN**

MISCELLANEOUS - continued

6. Ordinance 2023-0377

ORDINANCE authorizing the transferring of \$1,579,563.98 from the NETL Expansion - SWIFT Fund into the HPW-NETL Construction Fund and appropriating said sum out of the HPW-NETL Construction Fund, appropriating \$2,122,249.89 out of Water Authorities Capital Contribution - NETL Fund, appropriating \$102,186.13 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to Contract between City of Houston and **FIVE COMPANIES, LLC** for Change Order No. 6 for a 108-inch water line along City easements from Willis Street to Imperial Valley drive (Approved by Ordinance No. 2020-0949); providing funding for CIP Cost Recovery, construction management costs and construction program management services relating to construction of facilities financed by Water Authorities Capital Contribution - NETL Fund, the HPW-NETL Construction Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JACKSON**

7. Motion 2023-0361

RECOMMENDATION from Director Houston Public Works for approval of Change Order No 6 in the amount of \$3,386,134.97 awarded to **FIVE COMPANIES, LLC.** for a 108-Inch Water Line along City Easements from Willis Street to Imperial Valley Drive - 10.75% above the original contract amount **DISTRICT B - JACKSON**

This item should only be considered after passage of Item 6 above

ACCEPT WORK - NUMBERS 8 and 9

8. Motion 2023-0362

RECOMMENDATION from Director of Houston Public Works for approval of final contract amount of \$3,139,289.68 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for East Water Purification Plant Chlorine System Improvements - Replace Wet Scrubbers with Dry Scrubbers - 3.45% under the original contract amount and under the 5% contingency amount - **DISTRICT E - MARTIN**

9. Motion 2023-0363

RECOMMENDATION from Director of Houston Public Works for approval of final contract amount of \$2,477,012.70 and acceptance of work on contract with **STORM MAINTENANCE AND MONITORING, INC** for FY2020 Local Drainage Program Contract #3 - 0.92% under the original contract amount and under the 5% contingency amount - **DISTRICTS B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; E - MARTIN; H - CISNEROS; I - GALLEGOS; J - POLLARD and K - CASTEX-TATUM**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 14

10. Motion 2023-0364

KIRILA FIRE TRAINING FACILITIES, INC for Purchase of Industrial Fire/Ship Manifold Prop for the Public Safety and Homeland Security Division on behalf of the Houston Fire Department - \$295,000.00 - Grant Fund

11. Motion 2023-0365

SHOTOVER SYSTEMS, INC for Purchase of Augmented Reality Mapping System and Night Vision Goggle Keyboards for the Public Safety and Homeland Security on behalf of the Houston Police Department - \$74,000.00 - Grant Fund

PURCHASING AND TABULATION OF BIDS - continued

12. Motion 2023-0368

HOUSTON FIRST CORPORATION for approval of final payment for use of the George R. Brown Convention Center as an Emergency Sheltering Center for Public Safety and Homeland Security \$103,484.92 - General Fund

13. Motion 2023-0366

RELIANCE TRUCK & EQUIPMENT for Purchase of a Quickzoom Sewer Camera through the Cooperative Purchasing Agreement with Buyboard for Houston Public Works - \$24,216.60 - Storm Water Fund

14. Motion 2023-0367

PARADIGM TRAFFIC SYSTEMS, INC for Purchase of Orange Traffic GPS Time Sync Kits through the Cooperative Purchasing Agreement with Buyboard for Houston Public Works - \$34,125.00 - Special Revenue Fund

ORDINANCES - NUMBERS 15 through 40

15. Ordinance 2023-0378

ORDINANCE supplementing Master Ordinance relating to issuance of Airport System Subordinate Lien Revenue Bonds and/or Revenue Refunding Bonds in one or more Series; providing for security and payment thereof; authorizing certain designated City Officials to approve the terms thereof; authorizing the defeasance, discharge, redemption and/or tender of outstanding bonds or other obligations and other related procedures, provisions and agreements pertaining thereto; authorizing the execution and delivery of one or more Bond Purchase Agreements, Paying Agent/Registrar Agreements, Escrow Agreements, and such other Agreements relating to the bonds or the security therefor; approving the form of Credit Enhancement Agreements; making certain findings and other declarations necessary and incidental to the issuance of the bonds; and declaring an emergency

16. Pulled - Not Considered

ORDINANCE **AMENDING CHAPTERS 16 AND 26 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Parking Regulations; declaring certain conduct to be unlawful and providing a penalty therefor

17. Ordinance 2023-0379

ORDINANCE approving and authorizing first amendment to Loan Agreement between City of Houston and **EDISON ARTS FOUNDATION** to further extend the deadline of completion of the facility and further extend the agreement term, and to provide approval of third-party financing - **DISTRICT K - CASTEX-TATUM**

18. Ordinance 2023-0380

ORDINANCE relating to Retail Gas Rates of **SIENERGY, LP**, within the City of Houston, Texas; suspending for ninety days the effective date of Sienergy, LP's Statement of Intent to increase gas utility rates within Houston, Texas; maintaining current rates in effect - **DISTRICT D - EVANS-SHABAZZ**

19. Ordinance 2023-0381

ORDINANCE appropriating \$41,551,531.00 out of Airports Improvement Fund to fund year three of the Parking Operations and Management Services Agreement between City of Houston and **SP PLUS GLOBAL IMS** - **DISTRICTS B - JACKSON and I - GALLEGOS**

ORDINANCES - continued

20. Ordinance 2023-0382

ORDINANCE approving and authorizing Electronic Grant Application for and acceptance of Grant Funds through the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES' HEALTH RESOURCES AND SERVICES ADMINISTRATION (HRSA)** for the See To Succeed Program with terms for Federal Legislative Funding; declaring the City's eligibility for such Grant; authorizing the Director of the Houston Health Department ("Director") to act as the City's representative in the application process, to apply for, accept, and expend the Grant Funds as awarded and to apply for, accept, and expend all subsequent awards, if any, pertaining to the Grant and to extend the budget period

21. Ordinance 2023-0383

ORDINANCE appropriating \$422,555.00 out of Fire Consolidated Construction Fund; awarding Construction Contract to **DNB ENTERPRISES, INC** for Underground Storage Tank Removal and Remediation and Underground Storage Tank Installation at Fire Station 82; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for contingency, materials and engineering testing professional services relating to construction of facilities financed by the Fire Consolidated Construction Fund - **DISTRICT K - CASTEX-TATUM**

22. Ordinance 2023-0384

ORDINANCE awarding Sole Source Contract to **ESI ACQUISITION, INC (A JUVARE COMPANY)** for Service Agreement for Crisis Information Management Systems for Mayor's Office of Public Safety and Homeland Security; providing a maximum contract amount - 3 Years with 2 one-year options \$453,163.70 - Grant Fund

23. Ordinance 2023-0385

ORDINANCE approving and awarding contract to **SOUTHERN TIRE MART, LLC** for Tire Repair Services for the Fleet Management Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$2,060,690.00 - Fleet Management Fund

24. Ordinance 2023-0386

ORDINANCE amending Ordinance No. 2021-0164 (Approved March 10, 2021) to increase the maximum contract amount for Contract No. 4600016421 between City of Houston and **NEWSBANK, INC** for Subscription Services to access Digital Archives of the Houston Chronicle for the Houston Public Library; approving and authorizing first amendment to amend Exhibit B (Fee Schedule) to add Subscription Services for the Houston Public Library - \$2,198,997.00 - General Fund

25. Ordinance 2023-0387

ORDINANCE approving and authorizing City of Houston's payment to Houston Independent School District, Seller for the release of a reversionary interest and removal of property restrictions placed on the former Rufus Cage School Property by Houston Independent School District; said payment being a credit to the balance on the credit account established pursuant to an Interlocal Agreement between City of Houston and **HOUSTON INDEPENDENT SCHOOL DISTRICT** in the amount of \$144,750.00 in lieu of a cash payment; approving a form of an amended Special Warranty Deed - **DISTRICT I - GALLEGOS**

26. Ordinance 2023-0388

ORDINANCE establishing the north and south sides of the 7700 block of Janak 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 A - PECK**

ORDINANCES - continued

27. Ordinance 2023-0389

ORDINANCE establishing the north and south sides of the 7700 block of Janak Drive, within the City of Houston, Texas, as a Special Minimum Building Line Block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT A - PECK**

28. Ordinance 2023-0390

ORDINANCE establishing the east side of the 1800 block of Oxford Street, between E. 18th Street and the alley on Oxford 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 C - KAMIN**

29. Ordinance 2023-0391

ORDINANCE designating a residential area in the Braeburn Glen Subdivision, Sections 1 and 2, pursuant to Section 28-303 of the Code of Ordinances, City of Houston, Texas, and extending the application of Code Section 28-303 to such residential area, to prohibit the parking of vehicles on unimproved surfaces in the front and side yards of single-family residences in such residential area **DISTRICT J - POLLARD**

30. Ordinance 2023-0392

ORDINANCE consenting to the addition of 8.065 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 148**, for inclusion in its district

31. Ordinance 2023-0393

ORDINANCE consenting to the addition of 1.816 acres of land to **HARRIS-FORT BEND COUNTIES MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in the district

32. Ordinance 2023-0394

ORDINANCE consenting to the addition of 45.709 acres of land to **HARRIS-WALLER COUNTIES MUNICIPAL UTILITY DISTRICT NO. 7**, for inclusion in the district

33. Pulled - Not Considered

ORDINANCE approving and authorizing Purchase and Sale Agreement between City of Houston, Texas, Seller, and **MEYSAM MOSAHEB**, Purchaser, for the sale of approximately 14,632 square-feet of land, at the corner of Donegal Way and Hiford Drive, being Lot 3, Block 16 of the Shamrock Manor Addition, in the Thomas Tobin Survey, Abstract 774, Harris County, Texas, for \$60,600.00 - Revenue **DISTRICT D - EVANS-SHABAZZ**

34. Pulled - Not Considered

ORDINANCE approving and authorizing Purchase and Sale Agreement between City of Houston, Texas, Seller, and **FREDY RUIZ**, Purchaser, for the sale of approximately 16,391 square-feet of land, being Lot 58, Block 1, of Eastex Oaks Village, Section #2, in the Adam Smith Survey, Abstract #694, Harris County, Texas, for \$64,500.00 - Revenue - **DISTRICT B - JACKSON**

35. Ordinance 2023-0395

ORDINANCE appropriating \$3,015,941.25 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between City of Houston and **WESTON SOLUTIONS, INC** for Northwest Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - PECK**

ORDINANCES - continued

36. Ordinance 2023-0396

ORDINANCE appropriating \$1,050,000.00 out of Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge; approving and authorizing Professional Engineering Services Contract between City of Houston and **ISANI CONSULTANTS, L.P.** for FY23 Stormwater Action Team (S.W.A.T.) Drainage Rehabilitation Projects Contract 4; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge

37. Ordinance 2023-0397

ORDINANCE appropriating \$931,250.00 out of Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge as an additional appropriation; approving and authorizing first amendment to contract between City of Houston and **DL GLOVER, INC** for FY2021 Drainage Rehabilitation Storm Water Action Team (SWAT) Work Orders #3 (as approved by Ordinance No. 2021-0863); providing funding for CIP Cost Recovery and testing services relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund–Drainage Charge

38. Ordinance 2023-0398

ORDINANCE appropriating \$4,821,614.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **CRUZ TEC, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method; 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 CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund, contingency and testing services

39. Ordinance 2023-0399

ORDINANCE awarding contract to **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Preventive Maintenance Cleaning and Television Inspection; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Operating Fund; providing a maximum contract amount - \$9,537,816.00 - Enterprise Fund

40. Ordinance 2023-0400

ORDINANCE appropriating \$3,886,982.00 out of Water & Sewer System Consolidated Construction Fund, \$21,523,161.60 out of Dedicated Drainage and Street Renewal, Capital Fund-Ad Valorem Tax, awarding contract to **MAIN LANE INDUSTRIES, LTD** for Kirkwood Paving and Drainage; Briar Forest Drive to Westheimer Road; setting a deadline for the bidder's execution of 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 CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund and Dedicated Drainage and Street Renewal Capital Fund-Ad Valorem Tax, contingency, testing services, and construction management - **DISTRICT G - HUFFMAN**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBER 41

41. Ordinance 2023-0401 – Adopt

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a ±10 foot-wide Waterline Easement, from Winrock Boulevard west ±173 feet, situated in the John D. Taylor Survey, Abstract No. 72, being out of the Briarwest Apartments, Harris County, Texas; abandoning said easement to **WINROCK NORTH PFC**, the underlying fee owner, in consideration of its cash payment to the City in the amount of \$17,160.00, and other good and valuable consideration - **DISTRICT G - HUFFMAN** - **TAGGED BY COUCIL MEMBER HUFFMAN**
This was Item 31 on Agenda of May 24, 2023

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Knox 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

5/31/2023 - Council Members Castex-Tatum and Knox absent on personal business