# AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 29, 2024 - 1:30 P. M. COUNCIL CHAMBER - SECOND FLOOR - CITY HALL 901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2024-0815 to 2024-0840 ORDINANCES 2024-0816 to 2024-0831 RESOLUTIONS 2024-0046

2024-0814-1

## 1:30 P. M. - PRESENTATIONS

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

## **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 2024-0815 - Procedural motion

Motion 2024-0816 - Procedural motion

Motion 2024-0817 - Procedural motion

Motion 2024-0818 - Procedural motion

Motion 2024-0819 - Procedural motion

Motion 2024-0820 - Procedural motion

Motion 2024-0821 - Procedural motion

5:00 P. M. - RECESS

#### RECONVENE

## WEDNESDAY - OCTOBER 30, 2024 - 9:00 A. M.

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

## **HEARINGS - 9:00 A.M.**

1. Motion 2024-0824 - Close hearing

PUBLIC HEARING regarding the amendment of ARTICLE XVI, CHAPTER 40 OF THE CODE OF ORDINANCES, proposed extension of the Civility Ordinance to Magnolia Park

2. Motion 2024-0825 - Close hearing

**PUBLIC HEARING** to provide a Resolution of No Objection for the 4% tax credit application of **Enclave on Louetta** 

# Motion 2024-0822 - Accept reports

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 and a Quarterly Investment Report by the City Controller

## **MAYOR'S REPORT**

# **CONSENT AGENDA NUMBERS 3 through 42**

# MISCELLANEOUS - NUMBERS 3 through 5

#### 3. Motion 2024-0823

REQUEST from Mayor for confirmation of the appointment of **CYLENTHIA HOYRD** as Director of the **OFFICE OF BUSINESS OPPORTUNITY** 

# 4. Council Member Kamin tagged

REQUEST from Mayor for confirmation of the appointment of **JUAN C. GARCIA** as Chair of the **HARRIS COUNTY-HOUSTON SPORTS AUTHORITY BOARD OF DIRECTORS**, for a term to expire August 31, 2025

#### 5. Motion 2024-0828

RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit area in the 1000 block of Gardendale and the 2900 block of Bammel - **DISTRICT C - KAMIN** 

# **ACCEPT WORK - NUMBERS 6 through 9**

## 6. Motion 2024-0833

RECOMMENDATION from Chief Operating Officer, Houston Public Works, for approval of final contract amount of \$15,233,742.81 and acceptance of work on contract with **VADNAIS TRENCHLESS SERVICES, INC** for Abandonment and Flow Diversion of Interwood, M.U.D. #266 and Vickery Lift Stations - 2.15% over the original contract amount - **DISTRICT B - JACKSON** 

#### 7. Motion 2024-0834

RECOMMENDATION from Chief Operating Officer, Houston Public Works, for approval of final contract amount of \$5,372,051.84 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC dba IPR SOUTH CENTRAL** for Wastewater Collection System Rehabilitation and Renewal - 0.90% over the original Contract Amount - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; F - THOMAS; G - HUFFMAN and J - POLLARD** 

#### 8. Motion 2024-0835

RECOMMENDATION from Chief Operating Officer, Houston Public Works, for approval of final contract amount of \$4,953,028.74 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, LLC dba IPR SOUTH CENTRAL** for Wastewater Collection System Rehabilitation and Renewal - 3.28% over the original Contract Amount - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; E - FLICKINGER; G - HUFFMAN; H - CASTILLO; I - MARTINEZ; J - POLLARD and K - CASTEX-TATUM** 

## **ACCEPT WORK** - continued

#### 9. Motion 2024-0836

RECOMMENDATION from Chief Operating Officer, Houston Public Works for approval of final contract amount of \$12,885,149.72 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC** for West Alabama Paving and Drainage: Weslayan to Buffalo Speedway - 4.47% over the original contract amount - **DISTRICT C - KAMIN** 

## **PROPERTY** - NUMBER 10

### 10. Motion 2024-0829

RECOMMENDATION from City Attorney to settle the condemnation matter of City of Houston v. Greens 69 Owner LP et al, Cause No. 1187622, for an additional \$2,899,456.00 above the Award of the Special Commissioners for a total compensation of \$7,000,000.00

## PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 14

#### 11. Motion 2024-0830

**BERNARD CONTROLS, INC** to Remove, Furnish and Install Electric Actuators for Houston Public Works - \$153,976.00 - Enterprise Fund

## 12. Motion 2024-0831

**POLARIS SALES INC** for Purchase of Polaris All-Terrain Vehicles through Sourcewell Cooperative Contract for the Fleet Management Department on behalf of the Houston Police Department \$90.314.70 - General and Other Funds

## 13. Motion 2024-0837

CHASTANG ENTERPRISE HOUSTON LLC / dba CHASTANG FORD - \$5.409,100.00, SILSBEE FORD - \$519,577.50 and SILSBEE TOYOTA \$1,217,146.70 for Purchase of Ford Police Interceptor Vehicles through the Texas Local Government Purchasing Cooperative (BuyBoard) through The Interlocal Purchasing System (TIPS) Cooperative for the Fleet Management Department on behalf of the Houston Police Department - \$7,145,824.20 - General and Other Funds

#### 14. Motion 2024-0832

**LAKE COUNTRY CHEVROLET** - \$355,262.50, **SILSBEE FORD** - \$525,605.50 and **SILSBEE TOYOTA** - \$1,455,608.10 for Purchase of Electric and Hybrid Vehicles through The Interlocal Purchasing System (TIPS) for the Fleet Management Department on behalf of Various Departments - \$2,336,476.10 - Equipment Acquisition Consolidated and Other Funds

## **RESOLUTIONS** - NUMBER 15

#### 15. Resolution 2024-0046

RESOLUTION approving and authorizing nomination of **INTEGRA MISSION CRITICAL LLC**, located at 15550 Milner Road, Houston, Texas, to Office of the Governor Economic Development & Tourism through Economic Development Bank as an Enterprise Project - **DISTRICT B - JACKSON** 

# **ORDINANCES** - NUMBERS 16 through 42

#### 16. Ordinance 2024-0816

ORDINANCE approving and authorizing Community Development Block Grant - Disaster Recover 2017 (CDBG-17) Funds to pay Property Owners Association Fees to **CITY PARK COMMERCIAL ASSOCIATION, INC** and to create a reserve account for future assessments

#### 17. Ordinance 2024-0824 - "FAILED"

ORDINANCE approving and authorizing Loan Agreement between City of Houston and **HTG RUSHMORE, LLC**. to provide Home Investment Partnerships Program Funds towards Construction and Acquisition Costs for new multifamily apartment development to be known as The Rushmore, located at 800 Highway 6 South, Houston, TX 77079 - **DISTRICT G - HUFFMAN** 

## 18. Council Member Plummer tagged

ORDINANCE authorizing the Issuance, Sale and Delivery of Airport System Special Facilities Revenue Bonds (United Airlines, Inc Terminal Improvement Projects), Series 2024B (AMT) and providing for the security thereof; approving and authorizing the execution and delivery of a Supplemental Terminal Trust Indenture, an amendment to Second Amended and Restated Special Facilities Lease Agreement, and other related or Ancillary Transaction Agreements; approving the form, use and distribution of a Preliminary Official Statement and an Official Statement; making certain findings with respect thereto and containing other provisions relating to the subject; and declaring an emergency

#### 19. Ordinance 2024-0817

ORDINANCE appropriating \$345,959.15 out of Airports Improvement Fund and de-appropriating \$25,000.00 approved under Ordinance 2023-1094 from Airports Improvement Fund, and approving and authorizing Amended and Restated Design-Build Contract between City of Houston and **FLINTCO, LLC**, for Texas Southern University Flight Academy at Ellington Airport (Project No. 1030) - **DISTRICT E - FLICKINGER** 

#### 20. Ordinance 2024-0818

ORDINANCE approving and authorizing Creation and Execution of Form International Facilities Agreement (IFA) Amendments No. 1 which will modify existing IFAS with airlines that operate and have their own lounges at Terminal D of George Bush Intercontinental Airport/Houston - **DISTRICT B - JACKSON** 

#### 21. Ordinance 2024-0819

ORDINANCE appropriating additional funds in amount of \$945,000.00 out of Public Library Consolidated Construction Fund for Construction Manager-At-Risk Contract with **ANSLOW BRYANT CONSTRUCTION**, **LTD**, for Vinson Library Tech Link Project; providing funding for contingency, additional design services and Civic Art - **DISTRICT K - CASTEX-TATUM** 

## 22. Ordinance 2024-0825

ORDINANCE declaring surplus and authorizing sale of certain real property consisting of the following parcels: 1) approximately 1.248 acres of land located at 8418 and 8422 Jensen Dr., Houston, Harris County, Texas 77093, and identified as Parcel P99-002, and 2) approximately 0.64 acre of land located at 7131 Cullen Blvd., Houston, Harris County, Texas 77021, and identified as Parcel RP77-001; approving and authorizing Real Estate Marketing Agreement between City of Houston, Texas, and WOMACK DEVELOPMENT & INVESTMENT REALTORS, INCORPORATED, for Marketing and Sale of Surplus Property - DISTRICTS D - EVANS-SHABAZZ and H - CASTILLO

## **ORDINANCES** - continued

#### 23. Ordinance 2024-0820

ORDINANCE for expenses Parking License Agreement between City of Houston and **SP PLUS CORPORATION**, as Licensor, and City of Houston, Texas, as Licensee, for spaces at 1600 Smith Street, Houston, Texas, for use by the Houston Police Department - \$1,050,000.00 - General Fund

#### 24. Ordinance 2024-0821

ORDINANCE amending Ordinance No. 2022-0006 to increase maximum contract amount; for agreement between City of Houston and **STRYKER SALES CORPORATION** for Defibrillator Maintenance Services for Various Departments - \$889,237.05 - General, Enterprise and Other Funds

#### 25. Ordinance 2024-0826

ORDINANCE approving and authorizing contract between City of Houston and **PM AM CORPORATION** for Burglar Alarm Administration Services for the Administration and Regulatory Affairs Department - 5 Years with 3 one-year options

## 26. Ordinance 2024-0822

ORDINANCE relating to Fiscal Affairs of **SAINT GEORGE PLACE REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER ONE, CITY OF HOUSTON, TEXAS**; approving Fiscal Year 2025 Operating Budget for the Authority and Fiscal Years 2025-2029 Capital Improvements Budget for the Zone - **DISTRICT J - POLLARD** 

#### 27. Ordinance 2024-0827

ORDINANCE relating to Fiscal Affairs of MAIN STREET/MARKET SQUARE REDEVELOPMENT AUTHORITY d/b/a DOWNTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON, TEXAS (MAIN STREET/MARKET SQUARE ZONE); approving Fiscal Year 2025 Operating Budget for the Authority and Fiscal Years 2025-2029 Capital Improvement Plan Budget for the Zone - DISTRICTS C - KAMIN; H - CASTILLO and I - MARTINEZ

### 28. Ordinance 2024-0828

ORDINANCE relating to Fiscal Affairs of **UPTOWN DEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS**; approving Fiscal Year 2025 Operating Budget for the Authority and Fiscal Years 2025-2029 Capital Improvements Budget for the Zone - **DISTRICTS C - KAMIN; G - HUFFMAN and J - POLLARD** 

#### 29. Pulled - Not Considered

ORDINANCE amending Ordinance No. 2024-118 (Passed on March 6, 2024) for acceptance of Grant Funds from the **TEXAS DEPARTMENT OF TRANSPORTATION FY2025 Selective Traffic Enforcement Program Comprehensive Motor Vehicle Traffic Safety Grant**; declaring the City's eligibility for such Grant; authorizing the Chief of the Houston Police Department to act as the City's representative to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

# 30. Pulled - Not Considered

ORDINANCE amending Ordinance No. 2024-119 (Passed on March 6, 2024) for acceptance of Grant Funds from the TEXAS DEPARTMENT OF TRANSPORTATION FY2025 Selective Traffic Enforcement Program Commercial Motor Vehicle Traffic Safety Grant; declaring the City's eligibility for such Grant; authorizing the Chief of the Houston Police Department to act as the City's representative to accept such Grant Funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

## **ORDINANCES** - continued

#### 31. Ordinance 2024-0823

MUNICIPAL Setting Designation Ordinance prohibiting use of designated groundwater beneath tract of land containing 0.412 acres commonly known as 1733 Wirt Road, Houston, Harris County, Texas; supporting issuance of Municipal Setting Designation by the Texas Commission on Environmental Quality at the request of **COBB INTERESTS, INC - DISTRICT A - PECK** 

#### 32. Ordinance 2024-0829

ORDINANCE appropriating \$10,314,889.87 out of Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax; approving and authorizing Professional Engineering Services Contract between City of Houston and **TRANSYSTEMS CORPORATION dba TRANSYSTEMS CORPORATION CONSULTANTS** for West Belt Railroad Grade Separation; providing funding for contingencies relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax - **DISTRICTS H - CASTILLO and I - MARTINEZ** 

#### 33. Ordinance 2024-0830

ORDINANCE awarding Professional Services Contract to **GOODMAN CORPORATION** for Grant Consulting Services for Houston Public Works - 2 Years with 1 one 1-year option - \$1,000,000.00 - Enterprise Fund

#### 34. Ordinance 2024-0831

ORDINANCE awarding Professional Services Contract to **WSP USA**, **INC** for Grant Consulting Services; providing a maximum contract amount - 3 Years with 2 one-year options - \$1,000,000.00 - Enterprise Fund

## 35. Ordinance 2024-0783 - Passed third and final reading

ORDINANCE NO. 2024-783, passed second reading October 23, 2024

ORDINANCE granting to **A EVERGREEN VACUUM SERVICES**, a Texas Sole Proprietorship, 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** 

# 36. Ordinance 2024-0784 - Passed third and final reading

ORDINANCE NO. 2024-784, passed second reading October 23, 2024

ORDINANCE granting to **BUCK WASTE LLC**, a Texas Limited Liability Company, 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** 

#### 37. Ordinance 2024-0785 - Passed third and final reading

ORDINANCE NO. 2024-785, passed second reading October 23, 2024

ORDINANCE granting to **CONTROL WASTE SERVICES**, **LLC**, a Texas Limited Liability Company, 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** 

# 38. Ordinance 2024-0786 - Passed third and final reading

ORDINANCE NO. 2024-786, passed second reading October 23, 2024

ORDINANCE granting to **DANIELS SHARPSMART**, **INC**, a Foreign For-Profit 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 - **THIRD AND FINAL READING** 

## **ORDINANCES** - continued

# 39. Ordinance 2024-0787 - Passed third and final reading

ORDINANCE NO. 2024-787, passed second reading October 23, 2024

ORDINANCE granting to **GB RECYCLE LLC**, a Texas Limited Liability Company, 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** 

## 40. Ordinance 2024-0788 - Passed third and final reading

ORDINANCE NO. 2024-788, passed second reading October 23, 2024

ORDINANCE granting to **GFL OF TEXAS, LP**, a Texas Limited Liability Company, 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** 

# 41. Ordinance 2024-0789 - Passed third and final reading

ORDINANCE NO. 2024-789, passed second reading October 23, 2024

ORDINANCE granting to **GFL PLANT SERVICES LP**, a Texas Limited Liability Company, 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** 

## 42. Ordinance 2024-0790 - Passed third and final reading

ORDINANCE NO. 2024-790, passed second reading October 23, 2024

ORDINANCE granting to **HERITAGE-CRYSTAL CLEAN, LLC**, an Indiana Limited Liability Company, 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** 

# **END OF CONSENT AGENDA**

## CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

### NON CONSENT AGENDA - NUMBERS 43 and 44

## **MISCELLANEOUS**

43. Motion 2024-0838 – Set to November 13, 2024

SET A PUBLIC HEARING DATE regarding the proposed tax abatement agreement with INTEGRA MISSION CRITICAL LLC

HEARDING DATE - 9:00 A.M. - WEDNESDAY - NOVEMBER 13, 2024

#### 44. Motion 2024-0839 – Set to November 20, 2024

**SET A PUBLIC HEARING DATE** regarding the designation of a Landmark, Protected Landmark or Significant Structure upon application by the property owner(s)

HEARDING DATE - 9:00 A.M. - WEDNESDAY - NOVEMBER 20, 2024

## MATTERS HELD - NUMBERS 45 and 46

Motion 2024-0826 - Suspend rules to consider Item 45 out of order

#### 45. Motion 2024-0827

MOTION by Council Member Castex-Tatum/Seconded by Council Member Peck to adopt recommendation from the Mayor's Office for renewal of membership in the **HOUSTON-GALVESTON AREA COUNCIL** - \$92,183.20 - General Fund - **TAGGED BY COUNCIL MEMBER POLLARD** This was Item 1 on Agenda of October 23, 2024

## 46. Motion 2024-0840

MOTION by Council Member Castex-Tatum/Seconded by Council Member Peck to adopt recommendation from Director Houston Public Works for approval of final contract amount of \$6,191,001.73 and acceptance of work on contract with **SPECIALIZED MAINTENANCE SERVICES**, **INC** for Sanitary Sewer Preventive Maintenance Cleaning and Television Inspection (WW5200-02) 2.87% under the original contract amount - **TAGGED BY COUNCIL MEMBER POLLARD** This was Item 4 on Agenda of October 23, 2024

# MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Alcorn 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

- 10/29/2024 Council Members Kamin, Evans-Shabazz, Thomas, Ramirez, Davis and Carter absent on personal business
- 10/30/2024 Council Members Evans-Shabazz, Thomas, Ramirez and Carter absent on personal business