

AGENDA - COUNCIL MEETING - TUESDAY - SEPTEMBER 10, 2024 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2024-0680 to 2024-0701
ORDINANCES 2024-0654 to 2024-0681
RESOLUTIONS None

2024-0679-1

1:30 P. M. - PRESENTATIONS

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

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 2024-0680 - Procedural motion
Motion 2024-0681 - Procedural motion
Motion 2024-0682 - Procedural motion
Motion 2024-0683 - Procedural motion
Motion 2024-0684 - Procedural motion
Motion 2024-0685 - Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - SEPTEMBER 11, 2024 - 9:00 A. M.

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

Motion 2024-0686 – Accept report

9:00 A.M. - **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 1 through 43

MISCELLANEOUS - NUMBERS 1 through 4

1. Motion 2024-0687

REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON ZOO, INC BOARD OF DIRECTORS:**

Position Three - **NICK HELLYAR**, for an unexpired term ending June 30, 2026

Position Five - **SADIE RUCKER**, for a term to expire June 30, 2027

Position Six - **CHARLES H. DRESSER IV**, for a term to expire June 30, 2027

2. Motion 2024-0688

RECOMMENDATION from the Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON COMMISSION ON DISABILITIES:**

Position Two - **CAITLIN CONNER**, appointment for a term to expire July 26, 2026

Position Four - **KATIE CROUCH**, appointment for a term to expire July 26, 2026

Position Seven - **ADAM FARRIS**, appointment for an unexpired term ending July 26, 2025

Position Ten - **MERIDITH SILCOX**, reappointment for a term to expire July 26, 2026 and will serve as Chair

Position Twelve - **MELISA ROSARIO-DIAZ**, appointment for a term to expire July 26, 2026

Position Fourteen - **ADELE HENRY**, appointment for a term to expire July 26, 2026

3. Ordinance 2024-0654

ORDINANCE appropriating \$326,833.93 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **LEM CONSTRUCTION COMPANY, INC** for Groundwater Facility/Re-Pump Station/HVAC and Ventilations System Improvements at Various Locations-Package 1 for Change Order No. 11 (Approved by Ordinance No. 2020-0871); providing funding for CIP Cost Recovery to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICTS E - FLICKINGER and J - POLLARD**

4. Motion 2024-0689

RECOMMENDATION from Chief Operating Officer, Houston Public Works for approval of Change Order No. 11 for Groundwater Facility/Re-Pump Station HVAC & Ventilations System Improvements at Various Locations - Package 1, on award to **LEM CONSTRUCTION COMPANY, INC** - **DISTRICTS E - FLICKINGER and J - POLLARD**

This item should only be considered after passage of Item 3 above

ACCEPT WORK - NUMBERS 5 and 6

5. Motion 2024-0698

RECOMMENDATION from Chief Operating Officer, Houston Public Works for approval of final contract amount of \$8,392,427.63 and acceptance of work on contract with **TIKON GROUP, INC** for FY2023 Roadway Rehabilitation Project #1 - 4.91% over the original contract amount and under the 5% contingency amount - **DISTRICTS A - PECK; C - KAMIN; H - CASTILLO; I - MARTINEZ and K - CASTEX-TATUM**

ACCEPT WORK - continued

6. Motion 2024-0699

RECOMMENDATION from Chief Operating Officer, Houston Public Works for approval of final contract amount of \$3,722,976.56 and acceptance of work on contract with **MAIN LANE INDUSTRIES, LTD.** for Windfern Road: Clay Road to Wingfoot Road - 3.84% under the revised contract amount - **DISTRICT A - PECK**

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 15

7. Pulled - Not Considered

SHERWIN INDUSTRIES, INC for Purchase of Airfield Marking Paint through the Sourcewell Purchasing Cooperative for the Houston Airport System - Through January 13, 2027 - \$2,565,738.75 - Enterprise Fund

8. Motion 2024-0690

METRO FIRE APPARATUS SPECIALISTS, INC for Purchase of Paratech Air Bag and various accompanying accessories through the Buyboard Purchasing Cooperative for the Mayor's Office of Public Safety and Homeland Security on behalf of the Houston Fire Department - \$128,712.29 - Grant Fund

9. Motion 2024-0691

AMEND MOTION #2020-0231, 5/30/2020, TO INCREASE the Spending Authority from \$1,793,649.31 to \$2,242,061.64 for Purchase of Chrysler/Dodge OEM Replacement and Repair Services for Fleet Management Department, awarded to **MAC HAIK DODGE CHRYSLER JEEP** - \$448,412.33 - Fleet Management Fund

10. Motion 2024-0692

APPROVE spending authority for Professional Helicopter Pilot and Maintenance Training Services for the Houston Police Department, awarded to **MD HELICOPTERS, LLC.** - \$132,336.00 - Police Special Services Fund

11. Motion 2024-0693

FERGUSON ENTERPRISES LLC for Purchase of Fire Hydrants through the National Cooperative Purchasing Alliance for Houston Public Works - \$379,676.04 - Enterprise Fund

12. Motion 2024-0694

CONSOLIDATED TRAFFIC CONTROLS, INC for Purchase of Traffic Equipment through the Houston-Galveston Area Council Cooperative Purchasing Program for Houston Public Works \$306,578.00 - Special Revenue Fund

13. Motion 2024-0695

ASSOCIATED SUPPLY COMPANY, INC for Purchase of Portable Air Compressors through the Buyboard Cooperative Purchasing Program for the Fleet Management Department on behalf of Houston Public Works - \$78,455.82 - Enterprise Fund

14. Motion 2024-0696

AMEND MOTION #2019-0394, 7/24/2019, previously amended by #2023-0156, 03/01/23, TO EXTEND the award and TO INCREASE spending authority from \$18,322,703.00 to \$25,651,784.20 for Purchase of Liquid Sodium Bisulfite Chemical for Houston Public Works, awarded to **SOUTHERN IONICS, INC** - 1 Year - \$7,329,081.20 - Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

15. Motion 2024-0697

APPROVE spending authority in an amount not to exceed \$1,095,000.00 for Portable Restroom Rentals and Services through an Interlocal Agreement with the City of Bellaire for Various Departments, awarded to **TEXAS outhouse, INC**, Through September 30, 2025 - General, Enterprise and Other Funds

ORDINANCES - NUMBERS 16 through 43

16. Ordinance 2024-0655

ORDINANCE **AMENDING ARTICLE XVI, CHAPTER 40, CODE OF ORDINANCES, HOUSTON, TEXAS**, by adding an area within and surrounding Museum Park Area between Palm Street and Southwest Freeway (59/69) to the north, South Freeway (288) to the east, Hermann Drive to the south, and Main Street and Fannin Street to the west as a Designated Area covered by such Article - **DISTRICT D - EVANS-SHABAZZ**

17. Ordinance 2024-0678

ORDINANCE approving and authorizing first amendment to Subrecipient Agreement between City of Houston and **AIDS FOUNDATION HOUSTON, INC, d/b/a ALLIES IN HOPE**, to extend term of Subrecipient Agreement and provide additional Housing Opportunities for Persons With AIDS Funds to continue to maintain and operate three separate Multi-Unit Permanent Residential Facilities with Supportive Services, provide Short-Term Rent, Mortgage, and Utility Assistance, and Tenant-Based Rental Assistance to low-income households affected by or living with HIV/AIDS - \$2,385,899.89 - Grant Funds - **DISTRICT C - KAMIN; H - CASTILLO and I - MARTINEZ**

18. Ordinance 2024-0656

ORDINANCE approving and authorizing second amendment to Subrecipient Agreement between City of Houston and **WEST HOUSTON ASSISTANCE MINISTRIES, INC** to extend term of agreement for continuing administration and operation of Rapid Re-Housing and Case Management Services to households who have been impacted by COVID-19 - **DISTRICT F - THOMAS**

19. Ordinance 2024-0657

ORDINANCE approving and authorizing second amendment to Subrecipient Agreement between City of Houston and **THE SALVATION ARMY** to extend term of agreement for continuing administration and operation of Diversion Services to households who are at risk of immediate homelessness - **DISTRICT I - MARTINEZ**

20. Ordinance 2024-0658

ORDINANCE approving and authorizing second amendment to Subrecipient Agreement between City of Houston and **NORTHWEST ASSISTANCE MINISTRIES** to extend term of agreement for continuing administration and operation of Case Management and Homeless Diversion Services

21. Ordinance 2024-0679

ORDINANCE approving and authorizing second amendment between City of Houston and **THE TEXAS GENERAL LAND OFFICE** to amend Community Development Block Grant-Disaster Recovery Harvey Subrecipient Agreement #21-134-000-C788 with the Texas General Land Office

ORDINANCES - continued

22. Pulled - Not Considered

ORDINANCE approving and authorizing Subrecipient Agreement between City of Houston and **EVERY BODY TEXAS** in connection with **WOMEN'S HEALTH AND FAMILY PLANNING ASSOCIATION OF TEXAS** under Title X Subaward for the Department's Family Planning Services for Health Departments Project; authorizing the Director of the Houston Health Department 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; declaring the City's eligibility for such Grant

23. Ordinance 2024-0659

ORDINANCE approving and authorizing an agreement between City of Houston and **BRACEWELL LLP** for Bond Counsel Services for Various Departments; providing a maximum contract amount. Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to issue bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance or refinance current expenses. The proposed bond counsel, Bracewell LLP ("Bracewell") is a full-service firm that includes a public finance practice and has the necessary competence, qualification and experience to serve as bond counsel for the City. Bracewell has previously represented the City in connection with the issuance of various bonds and other obligations. The engagement of Bracewell is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.

24. Ordinance 2024-0660

ORDINANCE approving and authorizing an agreement between City of Houston and **GREENBERG TRAUIG, LLP** for Disclosure Counsel Services for Various Departments; providing a maximum contract amount. Pursuant to Texas Government Code Section 2254.1036, the following written notice is given to the public: The City desires to issue bonds for public purposes as authorized by State law and as further set forth in the ordinance to finance or refinance current expenses. The proposed disclosure counsel, Greenberg Traurig LLP ("Greenberg Traurig") is a full-service firm that includes a public finance practice and has the necessary competence, qualification and experience to serve as disclosure counsel for the City. Greenberg Traurig has previously represented the City in connection with the issuance of various bonds and other obligations. The engagement of Greenberg Traurig is in the best interest of the City, since the legal services requested require specialized experience in municipal finance, federal tax, and state securities law and therefore cannot be adequately performed by the attorneys and supporting personnel of the City. Furthermore, such legal services cannot be reasonably obtained from attorneys in private practice for the payment of hourly fees without contingency because the City will not be obligated to pay any legal fees unless the transaction successfully closes.

25. Ordinance 2024-0661

ORDINANCE approving and authorizing execution of Compromise, Settlement, Release and Indemnification Agreement between **PORFIRIO RODRIGUES** and the City of Houston to settle a lawsuit - \$75,000.00 - Property & Casualty Fund

26. Ordinance 2024-0662

ORDINANCE appropriating \$150,000.00 out of FY25 Equipment Acquisition Consolidated Fund for CSMART Infrastructure Mitigation Project for the Houston Information Technology Services

27. Ordinance 2024-0663

ORDINANCE appropriating of \$60,000.00 out of FY25 Equipment Acquisition Consolidated Fund for NICE Recording System Upgrade for the Houston Information Technology Services

ORDINANCES - continued

28. Ordinance 2024-0664

ORDINANCE appropriating \$2,250,000.00 out of FY25 Equipment Acquisition Consolidated Fund for Citywide PC Refresh Project for the Houston Information Technology Services

29. Ordinance 2024-0665

ORDINANCE approving and awarding Sole Source Agreement between City of Houston and **STRYKER SALES, LLC, fka STRYKER SALES CORPORATION** for Stretcher Maintenance and Repairs for the Houston Fire Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$2,346,327.00 - General Fund

30. Ordinance 2024-0666

ORDINANCE approving and authorizing agreement for Professional Legal Services between City of Houston and **BICKERSTAFF HEATH DELGADO ACOSTA LLP** for Legal Representation in Water Rights Matters for Houston Public Works; providing a maximum contract amount - 3 Years with 2 one-year options - \$850,000.00 - Enterprise Fund

31. Motion 2024-0700 – Refer back to the Administration

ORDINANCE amending Ordinance No. 2019-857 to increase maximum contract amount for agreement between City of Houston and **ALWAYS IN SEASON DECORATING SERVICES, INC** for Seasonal Interior Design Services for the Houston Airport System - \$182,306.95 - Enterprise Fund

32. Ordinance 2024-0667

ORDINANCE approving and authorizing Interlocal Agreement between City of Houston, Texas, and **GULFGATE REDEVELOPMENT AUTHORITY** for construction of improvements to Charlton Park - **DISTRICT I - MARTINEZ**

33. Ordinance 2024-0668

ORDINANCE appropriating \$1,500,000.00 out of Parks Consolidated Construction Fund for construction of improvements to MacGregor Park related to Development, Construction, Operations, Maintenance and Concession Agreement between City of Houston, Texas and **HOUSTON PARKS BOARD - DISTRICT D - EVANS-SHABAZZ**

34. Ordinance 2024-0669

ORDINANCE establishing the south side of the 1200 Block of Cavalcade Street, between Cochran Street and Gano 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 - CASTILLO**

35. Ordinance 2024-0670

ORDINANCE renewing the establishment of the east and west sides of the 1200 Block of Arlington Street, between E. 12th and E. 13th Streets within the City of Houston, Texas as a Special Minimum Lot Size Block pursuant to the Code of Ordinances, Houston, Texas - **DISTRICT C - KAMIN**

ORDINANCES - continued

36. Ordinance 2024-0671

ORDINANCE finding and determining the public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the South Post Oak Intersection Improvements Project; authorizing the acquisition of fee simple or easement interest to four parcels of land required for the project and situated in the Joseph Kopman Survey, Abstract No. 186 and the James Jeffries Survey, Abstract No. 492, in Harris County, Texas, said parcels of land being located near West Orem Drive and Hiram Clarke Road 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 four parcels of land required for the project - **DISTRICT K - CASTEX-TATUM**

37. Ordinance 2024-0672

ORDINANCE consenting to the addition of 19.2632 acres of land to **WOODLANDS ROAD UTILITY DISTRICT NO. 1**, for inclusion in its district

38. Ordinance 2024-0673

ORDINANCE approving and authorizing Emergency Backup Supply Agreement between City of Houston and **SPANISH COVE PUBLIC UTILITY DISTRICT** to obtain a supply of Potable Water for emergency situations

39. Ordinance 2024-0674

ORDINANCE appropriating \$2,500,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Interlocal Agreement between City of Houston and **COASTAL WATER AUTHORITY** to complete the Lake Houston Dam Spillway Improvements for Houston Public Works; providing a maximum contract amount; containing provisions relating to the subject - **DISTRICT E - FLICKINGER**

40. Ordinance 2024-0675

ORDINANCE amending Ordinance No. 2020-232 to increase maximum contract amount; approving and authorizing first amendment to Interlocal Agreement for Lake Houston Dam Spillway Improvements Project between City of Houston and **COASTAL WATER AUTHORITY** for FEMA Hazard Mitigation Grant Program for Houston Public Works - \$11,560,591.00 - Grant Fund - **DISTRICT E - FLICKINGER**

41. Council Members Peck and Kamin tagged

ORDINANCE appropriating \$1,720,791.56 out of Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax; approving and authorizing Professional Engineering Services Contract between City of Houston and **QUIDDITY ENGINEERING, LLC** for Antoine Drive Paving and Drainage: US 290 to Acorn Street; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax - **DISTRICT C - KAMIN**

42. Ordinance 2024-0676

ORDINANCE appropriating \$880,000.00 out of Metro Projects Construction DDSRF as an additional appropriation to Professional Engineering Services Contract between City of Houston and **COBB, FENDLEY & ASSOCIATES, INC** for FY23 Street Rehabilitation Projects Contract #2 (as approved by Ordinance No. 2022-0689); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Metro Projects Construction DDSRF

ORDINANCES - continued

43. Ordinance 2024-0677

ORDINANCE appropriating \$10,834,431.07 out of Metro Projects Construction - DDSRF; awarding contract to **GRAVA, LLC** for FY2023 Asphalt Overlay Rehab Package #1; 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 and CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 44 through 46

44. Motion 2024-0701 – Adopt

MOTION by Council Member Castex-Tatum/Seconded by Council Member Thomas to adopt recommendation from Director Houston Airport System for approval of final contract amount of \$23,448,956.75 and acceptance of work with **J. E. DUNN CONSTRUCTION COMPANY** for the Vehicle Maintenance Facility Project at George Bush Intercontinental Airport/Houston (IAH) (Project No. 740) 0.76% over the original contract amount - **DISTRICT B - JACKSON**
TAGGED BY COUNCIL MEMBERS JACKSON AND MARTINEZ
This was Item 4 on Agenda of August 28, 2024

45. Ordinance 2024-0680 – Adopt

ORDINANCE approving and authorizing agreements to reimburse **ALDINE I.S.D., ALIEF I.S.D., AMIGOS POR VIDA, ANNUNCIATION ORTHODOX, CLEAR CREEK I.S.D., FORT BEND I.S.D., GALENA PARK I.S.D., HOUSTON I.S.D., HUFFMAN I.S.D., KATY I.S.D., PASADENA I.S.D., PRESBYTERIAN SCHOOL, RIVER OAKS BAPTIST, SPRING BRANCH I.S.D., ST. ANNE CATHOLIC SCHOOL, ST. JOHN'S SCHOOL, and ST. VINCENT DE PAUL SCHOOL** for payment of School Crossing Guards from Child Safety Fund - 5 Years
TAGGED BY COUNCIL MEMBER THOMAS
This was Item 32 on Agenda of August 28, 2024

46. Ordinance 2024-0681 – Adopt

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 589**, containing approximately 177.5513 acres of land, within the City of Houston, Texas, authorizing the district to issue bonds, subject to certain conditions - **DISTRICT B - JACKSON**
DELAYED BY MOTION #2024-679, 8/28/2024
This was Item 52 on Agenda of August 28, 2024

PROPOSITION A COUNCIL MEMBER ITEM - NUMBER 47

47. Council Members Evans-Shabazz and Pollard tagged

ORDINANCE amending Sections 40-553 and 40-560 of the Code of Ordinances, Houston, Texas, relating to the required approval of a Sidewalk Plan or payment of a fee-in-lieu thereof for the construction of a new single-family residential use, other than a secondary dwelling unit

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Huffman 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

9/10/2024 - Council Member Thomas out of the City on City business

9/11/2024 - Council Members Thomas and Plummer out of the City on City business