

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 27, 2021 - 1:40 P. M.
VIRTUAL MEETING

with notes of action taken

MOTIONS 2021-0198 to 2021-0207
ORDINANCES – 2021-0296 to 2021-0327
RESOLUTION – 2021-0015

2021-0197-1

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# 784 052 951# 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# 495 192 310#, however no public comment will be allowed

1:40 P. M. - PRESENTATIONS

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

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 - APRIL 28, 2021 - 9:00 A. M.

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

HEARINGS - 9:00 AM

1. Motion 2021-0199 – Close hearing

PUBLIC HEARING regarding a proposal to amend Land Use Assumptions, a Capital Improvements Plan, and Impact Fees in accordance with Chapter 395 of the Texas Local Government Code

HEARINGS - 9:00 AM - continued

2. **Motion 2021-0200 – Close hearing**

PUBLIC HEARING regarding a proposal for the City of Houston to update amounts charged for Water and Sewer Utility Services under Chapter 47 of the Code of Ordinances, Houston, Texas

Motion 2021-0198 – 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 43

MISCELLANEOUS - NUMBERS 3 and 4

3. **Ordinance 2021-0296**

ORDINANCE appropriating \$23,632.50 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for contract between City of Houston and **MAIN LANE INDUSTRIES, LTD.** for 108-inch Water Line along City easements from John Ralston Road to Bellows Falls Lane (Approved by Ordinance No. 2019-0333) - **DISTRICT B - JACKSON**

4. **Motion 2021-0201**

RECOMMENDATION from Director Houston Public Works for approval of Change Order No. 5 in the amount of \$23,632.50 awarded to **MAIN LANE INDUSTRIES, LTD.** for a 108-inch Waterline along City Easements from John Ralston Road to Bellows Falls Lane - **DISTRICT B - JACKSON**
This item should only be considered after passage of Item 3 above

ACCEPT WORK - NUMBERS 5 through 7

5. **Motion 2021-0202**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$1,504,038.02 and acceptance of work on contract with **TOTAL CONTRACTING LIMITED** for Dunlavy Street Paving and Drainage from West Main Street to Richmond Avenue - 1.01% over the original contract amount and under 5% contingency amount - **DISTRICT C - KAMIN**

6. **Motion 2021-0203**

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$844,611.86 and acceptance of work on contract with **ISI CONTRACTING, INC** for Work Order Bridge Rehabilitation/Replacement Citywide 2017 - 9.38% under the revised contract amount - **DISTRICTS C - KAMIN and E - MARTIN**

ACCEPT WORK - continued

7. Motion 2021-0206

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$17,121,160.89 and acceptance of work on contract with **LEM CONSTRUCTION CO., INC** for Southwest Wastewater Treatment Plant Improvements (Package 3) - 4.03% under the original contract amount - **DISTRICT C - KAMIN**

PROPERTY - NUMBER 8

8. Motion 2021-0204

RECOMMENDATION from Director Houston Public Works, reviewed and approved by the Joint Referral Committee, on request from Ryan Moeckel, on behalf of Swift Transportation Company of Arizona (Joseph Manley, Director of Corporate Projects), declining the acceptance of, rejecting, and refusing the dedication of 1) Knute Street, from Kenton Street to the cul-de-sac terminus; 2) Kenton Street, from Mesa Road to Knute Street; and 3) Sparta Street, from Mesa Road to Fitzhugh Street, all located within the Portwood Subdivision, out of the J.L. Stanley Survey, A-700, and/or the Reels and Trobough Survey, A-59 - Parcels SY19-066B, SY19-066C, and SY19-066D - **DISTRICT B - JACKSON**

PURCHASING AND TABULATION OF BIDS - NUMBER 9

9. Motion 2021-0205

INGRAM TECHNOLOGIES, LLC to purchase Computer Hardware and related services through the Texas Department of Information Resources for the Houston Fire Department - \$591,231.60 - Equipment Acquisition Consolidated Fund

RESOLUTIONS - NUMBER 10

10. Resolution 2021-0015

RESOLUTION of the City Council adopting the Fiscal Year 2022 (July 1, 2021 through June 30, 2022) Budget Schedule for the City Budgets

ORDINANCES - NUMBERS 11 through 43

11. Council Members Gallegos, Robinson and Alcorn tagged

ORDINANCE **AMENDING CHAPTER 40 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to allow for the placement of Interactive Informational Wayfinding Kiosks in the City's Rights-of-Way

12. Council Members Travis, Gallegos, Robinson and Alcorn tagged

ORDINANCE approving and authorizing Revenue Contract between City of Houston and **IKE SMART CITY, LLC** for Interactive Digital Kiosks for the Mayor's Office of Economic Development and the Mayor's Office of Innovation

This item should only be considered after passage of Item 11 above

13. Ordinance 2021-0318

ORDINANCE making a general appropriation of certain revenues of the City in support of Annual Budgets for Fiscal Year 2021; authorizing certain transfers

ORDINANCES - continued

14. Ordinance 2021-0297

ORDINANCE supplementing and amending the City of Houston, Texas Combined Utility System Master Ordinance No. 2004-299, Ordinance No. 2012-483, Ordinance No. 2018-469; authorizing the substitution of a Liquidity Facility, the Execution and Delivery of a Standby Bond Purchase Agreement, Fee Letter, a Remarketing Agreement, a Paying Agent/Registrar Agreement and other Documents and Instruments necessary or convenient to carry out the substitution of a Liquidity Facility for the Series 2012B Bonds including the use of a Remarketing Memorandum, and matters incident thereto; authorizing and ratifying other actions

15. Ordinance 2021-0298

ORDINANCE approving and authorizing Loan and Subrecipient Agreement between City of Houston and **APV REDEVELOPMENT CORPORATION** to provide a loan of Hurricane Harvey Community Development Block Grant Disaster Recovery Funds for the City's Harvey Multifamily Program, to partially finance the acquisition and reconstruction of 2100 Memorial Drive Apartments, a 197-unit senior affordable rental housing community, located in the vicinity of 2100 Memorial Drive, Houston, Texas - **DISTRICT H - CISNEROS**

16. Ordinance 2021-0299

ORDINANCE approving and authorizing fifth amendment to Grant Agreement between City of Houston and **HOUSTON HEIGHTS TOWERS** for the rehabilitation of a 223 unit affordable housing community for seniors and the disabled, located in the vicinity of 330 West 19th Street, Houston, Texas, to provide for the refinance of the senior loan with proceeds from Centrant Community Capital - **DISTRICT C - KAMIN**

17. Ordinance 2021-0300

ORDINANCE approving and authorizing the sale of a 556-unit apartment property located in the 5500 block of De Soto Street, Houston, Texas; approving and authorizing a satisfaction of debt and release of lien and guaranty regarding the note subject to the loan agreement between the City of Houston ("City") and **556 LINDA VISTA LP**; approving and authorizing agreement to comply with and amend land-use restrictions; and approving and authorizing a compliance agreement between the City and **THE LIFE AT DE SOTO LP** - **DISTRICT B - JACKSON**

18. Ordinance 2021-0301

ORDINANCE appropriating of \$148,966,500.00 out of Airport System Consolidated ITRP AMT Construction Fund and of \$1,792,508.00 out of the Airports Improvement Fund as additional appropriation for the Construction Manager-At-Risk (CMAR) Services Contract between City of Houston and **AUSTIN GILBANE JOINT VENTURE** for the Mickey Leland International Terminal Project D-West Pier and Terminal D Packages at George Bush Intercontinental Airport/Houston (Approved by Ordinance No. 2020-975) (Project No. 826); providing funding for the CMAR Contract, Civic Art Fund, Owner's Reserve and engineering materials testing and inspections relating to construction of facilities financed by such funds - **DISTRICT B JACKSON**

19. Ordinance 2021-0302

ORDINANCE appropriating \$5,870,864.53 out of Airport System Grants Fund and \$1,956,954.84 out of Airport System Consolidated 2011 Construction Fund, awarding Construction Contract to **SPAWGLASS CIVIL CONSTRUCTION, INC**, for the Runway 17-35 Demolition Project at William P. Hobby Airport (HOU) Project No. 770B; 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, and contingencies relating to the Runway 17-35 Demolition financed by Airport System Grants Fund and Airport System Consolidated 2011 Construction Fund **DISTRICT I - GALLEGOS**

ORDINANCES - continued

20. Ordinance 2021-0303

ORDINANCE appropriating \$155,000.00 out of General Improvement Consolidated Construction Fund; \$200,000.00 out of Parks Consolidated Construction Fund; \$66,300.00 out of Fire Consolidated Construction Fund; \$91,300.00 out of Police Consolidated Construction Fund; \$50,000.00 out of Public Health Consolidated Construction Fund and \$25,000.00 out of Public Library Consolidated Construction Fund, for Environmental Remediation, Underground Storage Tank Removal and Demolition Services Task Order Contracting Program for FY21 (Approved by Ordinance No. 2019-230)

21. Ordinance 2021-0319

ORDINANCE appropriating \$4,723,097.50 out of Miscellaneous Capital Projects/Acquisitions CP Series E, awarding contract to **GADBERRY CONSTRUCTION COMPANY, INC**, for Kendall Neighborhood Library and Community Center Restoration Hurricane Harvey Project; 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 materials testing services, contingencies and civic art relating to construction of facilities financed by the Miscellaneous Capital Projects/Acquisitions CP Series E - **DISTRICT G - TRAVIS**

22. Ordinance 2021-0304

ORDINANCE de-appropriating \$40,000.00 out of Construction Manager at Risk Contract with **SCHNEIDER ELECTRIC BUILDINGS AMERICA, INC** (Approved by Ordinance No. 2016-783); and appropriating \$40,000.00 out of General Improvement Consolidated Construction Fund to the Task Order and Job Order Contracting Program for Professional Engineering Services for the City Hall Annex Electrical Switchgear Project - **DISTRICT I - GALLEGOS**

23. Ordinance 2021-0305

ORDINANCE approving and authorizing contract with **CORNERSTONE MAINTENANCE & LANDSCAPING, LLC** for Grounds Maintenance and Landscaping Services, for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$1,945,441.66 - General Fund

24. Not Received - Not Considered

ORDINANCE approving and authorizing contract with **LANDSCAPE CONSULTANTS OF TEXAS, INC, dba LANDSCAPE PROFESSIONALS OF TEXAS** for Grounds Maintenance and Landscaping Services, for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$1,249,971.68 - General Fund

25. Council Member Castex-Tatum tagged

ORDINANCE approving and authorizing contract with **YELLOWSTONE LANDSCAPE CENTRAL INC** for Grounds Maintenance and Landscaping Services, for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$879,969.66 - General Fund

26. Ordinance 2021-0306

ORDINANCE amending Ordinance No. 2019-0939 (Passed on December 4, 2019) to increase the maximum contract amount between City of Houston and **SITA INFORMATION NETWORKING COMPUTING USA INC** for Common Use Terminal Equipment and Common Use Self-Service Support and Maintenance for the Houston Airport System - \$114,723.00 - Enterprise Fund

ORDINANCES - continued

27. Ordinance 2021-0307

ORDINANCE awarding contract to **MCA COMMUNICATIONS, INC** for Cabling Installation and Repair Services for the Houston Airport System; providing a maximum contract amount - 3 Years with two one-year options - \$4,267,220.20 - Enterprise Fund

28. Council Member Thomas tagged

ORDINANCE approving and authorizing contract between City of Houston and **HILLTOP SECURITIES ASSET MANAGEMENT, LLC** for Arbitrage Rebate Computation and Consulting Services for the Office of the City Controller; providing a maximum contract amount - 3 Years with two one-year options - \$476,820.00 - General, Enterprise and Other Funds

29. Ordinance 2021-0308

ORDINANCE appropriating \$600,000.00 from Equipment Acquisition Consolidated Fund for the relocation of the Primary Data Center for the Houston Police Department

30. Ordinance 2021-0309

ORDINANCE approving and authorizing the execution of an Interlocal Agreement between City of Houston and **FORT BEND COUNTY** related to the Internet Crimes Against Children Task Force

31. Ordinance 2021-0320

ORDINANCE approving and authorizing second amendment to agreement between City and **THE HARRIS CENTER FOR MENTAL HEALTH AND INTELLECTUAL AND DEVELOPMENT DISABILITIES (HARRIS CENTER)** for the creation and operation of a Crisis Call Diversion Program, to provide for additional funding by the Harris Center and a cash match by the City

32. Ordinance 2021-0310

ORDINANCE approving and authorizing the execution of a Subaward Agreement between City of Houston and **THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER** for the Comprehensive Opioid Abuse Program

33. Ordinance 2021-0311

ORDINANCE consenting to the addition of 50.671 acres of land to **HARRIS-MONTGOMERY COUNTIES MANAGEMENT DISTRICT**, for inclusion in the district

34. Ordinance 2021-0312

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 Greens Road Paving and Drainage Improvements Project: from John F. Kennedy Boulevard to US 59; authorizing the acquisition of fee simple or easement interest to parcels of land required for the project with twenty three parcels situated in the F. Hamilton Survey Abstract 1078, T.S. Roberts Survey Abstract 659, the W.C.R.R. CO. Survey Abstract 893, W. Lloyd Survey Abstract 1407, A.R. Bodman Survey Abstract 141 and Abstract 1520 and George S. Garner Survey Abstract 288 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 or easement interests to the twenty three parcels of land required for the Project **DISTRICT B - JACKSON**

ORDINANCES - continued

35. Ordinance 2021-0313

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of Tierwester Street, from Elgin Street to Rosalie Street, out of the Tierwester Survey, Abstract No. 75, Harris County, Texas; abandoning the street portion to **CHANGE HAPPENS COMMUNITY DEVELOPMENT CORPORATION**, the abutting owner, in consideration of its payment to the City of \$120,331.00, and other good and valuable consideration - **DISTRICT D - EVANS -SHABAZZ**

36. Ordinance 2021-0314

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of Knute Street, from Attwater Street to Kenton Street, out of the J.L. Stanley Survey, Abstract No. 700, Harris County, Texas; abandoning the street portion to **SWIFT TRANSPORTATION COMPANY OF ARIZONA, LLC**, the abutting owner, in consideration of its payment to the City of \$66,570.00, and other good and valuable consideration - **DISTRICT B - JACKSON**

37. Ordinance 2021-0321

ORDINANCE approving and authorizing a new contract between the City and **Property Owner(s) at 9410 Cadman Court, Houston, Texas 77096** for the 2015 Flood Mitigation Assistance Home Elevation Project to be performed by **ARKITEKTURA DEVELOPMENT, INC** (Approved by Ordinance No. 2016-0735); repealing Ordinance No. 2018-0028 (Passed Council on January 10, 2018); providing a maximum contract amount - **DISTRICT C - KAMIN**

38. Ordinance 2021-0322

ORDINANCE authorizing and approving contract between City of Houston and **Property Owner(s) at 9410 Cadman Court, Houston, Texas 77096** for a 2015 Flood Mitigation Assistance Home Elevation Project Deposit Agreement; appropriating an additional amount of \$20,602.56 from the Grant Match Fund to pay for non grant-eligible work related to the contract between City of Houston and the Property Owner(s) at 9410 Cadman Court, Houston, Texas 77096 for 2015 Flood Mitigation Assistance Home Elevation Project to be performed by **ARKITEKTURA DEVELOPMENT, INC - DISTRICT C - KAMIN**
This item should only be considered after passage of Item 37 above

39. Ordinance 2021-0323

ORDINANCE approving and authorizing a Right of First Refusal Agreement for completion for Flood Mitigation Assistance Home Elevation Project between City of Houston and **Property Owner(s) at 9410 Cadman Court, Houston, Texas 77096 - DISTRICT C - KAMIN**
This item should only be considered after passage of Item 38 above

40. Ordinance 2021-0315

ORDINANCE approving and authorizing third amendment to contract between City of Houston and **Property Owner(s) at 4718 North Braeswood Boulevard, Houston, Texas 77096** for the 2015 Flood Mitigation Assistance Home Elevation Project to reflect changes in contractors cost of performance, to incorporate an amended homeowner agreement and to incorporate an amended "Final Mitigation Offer" agreement (as approved by Ordinance No. 2017-0560, as amended) - **DISTRICT C - KAMIN**

ORDINANCES - continued

41. Ordinance 2021-0324

ORDINANCE approving and authorizing contract between City and **Property Owner(s) at 4418 Woodvalley Drive, Houston, Texas 77096** for 2016 Flood Mitigation Assistance Home Elevation Project to be performed by **PLANET THREE CONSULTING CORP**; providing a maximum contract amount - **DISTRICT C - KAMIN**

42. Ordinance 2021-0316

ORDINANCE relating to funding for an Interlocal Agreement by and among City of Houston, Texas, **HARRIS COUNTY, TEXAS**, and **TEXAS SOUTHERN UNIVERSITY**; appropriating \$1,106,390.00 out of Water & Sewer System Consolidated Construction Fund, for the Design and Reconstruction, together with certain improvements, of Cleburne Street, between Ennis and Scott Streets - **DISTRICT D - EVANS-SHABAZZ**

43. Ordinance 2021-0317

ORDINANCE appropriating \$647,495.10 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation; approving and authorizing second amendment to Professional Engineering Services Contract between City of Houston and **FREESE AND NICHOLS, INC** for Design of Groundwater Facility/Re-Pump Station/HVAC & Ventilation System Improvements at Various Locations (Approved by Ordinance No. 2014-0523, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - PECK; B - JACKSON; E - MARTIN; F - THOMAS; G - TRAVIS; J - POLLARD and K - CASTEX-TATUM**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 44 through 47

44. Motion 2021-0207 – Adopt

RECOMMENDATION from Director Houston Public Works for approval of final contract amount of \$4,504,100.74 and acceptance of work on contract with **T. CONSTRUCTION, LLC** for FY2014 Local Drainage Project Construction Work Orders #2 - 0.09% over the revised contract amount and under the 5% contingency amount - **TAGGED BY COUNCIL MEMBER CASTEX-TATUM**
This was Item 4 on Agenda of April 21, 2021

45. Ordinance 2021-0325 – Adopt

ORDINANCE amending Ordinance No. 2017-0612, as amended by Ordinance No. 2018-1033 to increase the maximum contract amount for agreement for Legal Services between City and **DENTON NAVARRO ROCHA BERNAL & ZECH, P.C.** for Legal Representation of the City of Houston in Houston Professional Fire Fighters' Association, Local 341, Plaintiff vs. City of Houston, Texas, Defendant, pending in Cause No. 2017-42885 in the 234th Judicial District Court of Harris County, Texas \$92,000.00 - Property & Casualty Fund
TAGGED BY COUNCIL MEMBERS PECK and KUBOSH
This was Item 28 on Agenda of April 21, 2021

MATTERS HELD - continued

46. Ordinance 2021-0326 – Adopt

ORDINANCE approving and authorizing Professional Services Agreement between **BECK REDDEN LLP** and City of Houston (“City”) relating to a consolidated lawsuit filed against the City and against Art Acevedo, in his official capacity of Houston Police Chief; establishing a maximum contract amount \$1,250,637.50 - Property & Casualty Fund

TAGGED BY COUNCIL MEMBERS JACKSON and PLUMMER

This was Item 29 on Agenda of April 21, 2021

47. Ordinance 2021-0327 – Adopt

ORDINANCE approving and authorizing contract between City and the **Property Owner(s) at 14235 Kellywood Lane, Houston, Texas 77079** for 2016 Flood Mitigation Assistance Home Elevation Project to be performed by **PLANET THREE CONSULTING CORP**; providing a maximum contract amount - **DISTRICT G - TRAVIS** - **TAGGED BY COUNCIL MEMBER TRAVIS**

This was Item 44 on Agenda of April 21, 2021

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Cisneros 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

4/27/2021 - All present

4/28/2021 - All present