

Pat J. Daniel, Assistant City Secretary read the descriptions or captions of the Items on the Agenda.

City Council Chamber, City Hall, Wednesday, November 13, 2019

A Consolidated Meeting of the Houston City Council was held at 9:00 a.m., Wednesday, November 13, 2019; Mayor Sylvester Turner presiding with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Martha Castex-Tatum, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Ronald Lewis, City Attorney, Marta Crinejo, Agenda Director and Stella Ortega, Agenda Office present.

At 9:09 a.m. Mayor Turner called the meeting to order and recognized Council Member Stardig for the Invocation, and Council Member Stardig invited Sr. Captain Robert Delgado, the Chaplain of the Houston Fire Department and Officer Vincent Johnson, the Chaplain of the Houston Police Department to lead the Invocation. Council Member Stardig then led the Pledge of Alliance. Council Members Davis, Le, Travis, Gallegos and Knox absent.

The Roll was Called. Council Member Gallegos absent.

Council Member Cohen moved to adopt the Minutes of February 2019 through November 6, 2019 and seconded by Council Member Davis, all voting aye, nays none. Council Members Davis and Gallegos absent. **MOTION ADOPTED**

At 9:14 a.m. Mayor Turner requested the Assistant City Secretary to call the Public Hearing.

- PUBLIC HEARING** on 1) Proposed Strategic Partnership Agreement between the City of Houston, Texas, and **WILLOW POINT MUNICIPAL UTILITY DISTRICT** to annex for limited purposes certain territory located within and in the vicinity of such district in Fort Bend and Waller Counties, Texas; 2) proposed amendment to the existing Strategic Partnership Agreement between the City of Houston, Texas, and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 53** to annex for limited purposes certain territory located within and in the vicinity of such district in Harris County, Texas; 3) proposed amendments to the existing Strategic Partnership Agreements between the City of Houston, Texas, and **BAYBROOK MUNICIPAL UTILITY DISTRICT NO. 1, HARRIS COUNTY WATER CONTROL and IMPROVEMENT DISTRICT NO. 96, HARRIS COUNTY WATER CONTROL and IMPROVEMENT DISTRICT NO. 110, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 46, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 106, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 109, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 132, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 152, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 278, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 412, HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 494, and TRAIL OF THE LAKES MUNICIPAL UTILITY DISTRICT**; and 4) proposal of the City of Houston, Texas, to impose sales and use tax in such territories - **DISTRICTS B - DAVIS; E - MARTIN and F – LE**- was presented,

Mayor Turner invited Rupesh Koshy from the Planning and Development Department to the podium. Rupesh Koshy presented a Map of the Strategic Partnership Agreement to Members of Council. A copy of the map of the Agreement is in the Office of the City Secretary.

Rupesh Koshy made the following the remarks:

November 2019 SPA 2nd Hearing Text:

Since January 2001, the City has approved 370 Strategic Partnership Agreements or “SPAs” with 241 Municipal Utility Districts generating approximately \$577.856 million in revenue for the City as of June 2019. The Finance Department reports that \$59.7 million of that amount was from FY 2019. The revenue from SPAs now represents 8.62 percent of the sales tax collection for the City. This is the second of the two required public hearings. The first public hearing was held on November 6th. Following this public hearing, the Planning Department will be seeking Council approval for the SPAs and the limited purpose annexations on December 4th, 2019. If approved, tax collections will begin on April 1st, 2020.

Regarding the proposed annexation for limited purposes of two Districts included in this hearing, Harris County MUD No. 53 and Willow Point MUD of Fort Bend and Waller Counties, the City will levy a 1 percent sales tax, which it will divide evenly with the Districts. There are at present no residents in the areas to be annexed.

The proposed SPAs for December 2019 are as follows:

For the following District, the City will execute a new SPA and add territory:

Willow Point MUD of Fort Bend and Waller Counties

For the following District, the City will amend an existing SPA and add new territory:

Harris County MUD No. 53

In these two Districts, there is no territory outside the District to be included in the proposed annexation for limited purposes and hence the City is not required to provide any services.

The City will amend existing SPAs with the following two Districts to extend each of its term for an additional ten years:

Harris County WCID No. 96

Harris County WCID No. 110

The City will amend an existing SPA with the following district to correct a typographical error in the termination date from December 12, 2029 to January 1, 2031:

Baybrook MUD No. 1

The City will amend existing SPAs with the following Districts in the Atascocita area to modify a provision related to full-purpose annexation upon termination of the SPA:

Harris County MUD No. 46

Harris County MUD No. 106
Harris County MUD No. 109
Harris County MUD No. 132
Harris County MUD No. 152
Harris County MUD No. 153
Harris County MUD No. 278
Harris County MUD No. 412
Harris County MUD No. 494
Trail of The Lakes MUD

As required by Sec. 43.0751(d) of the Texas Local Government Code, notice of the public hearings was published on October 18 and 25, 2019, and contained a statement of the purpose of the hearings, the date, time, and place of the hearings, and the location where copies of the proposed SPAs may be obtained prior to the hearings.

That completes my report, I'm happy to take questions at this time.

Council Member Cohen moved to close Public Hearing for Proposed Strategic Partnership Agreement and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2019-0567 ADOPTED**

Mayor Turner requested Assistant City Secretary to call for Items 2-4 at this time.

MISCELLANEOUS - NUMBERS 2 through 4

2. REQUEST from Mayor for confirmation of the appointment or reappointment to the **BOARD OF DIRECTORS OF HARRIS COUNTY IMPROVEMENT DISTRICT NO. 12:**

- Position One - **KENNETH S. FREED**, appointment, for a term to expire 6/1/2023
- Position Two - **STEPHEN C. HELM**, reappointment, for a term to expire 6/1/2023
- Position three - **DAVID BALE**, reappointment, for a term to expire 6/1/2023
- Position Four - **PRESTON MOORE**, reappointment, for a term to expire 6/1/2023
- Position Five - **ASHLEE E. ROSS**, appointment, for an unexpired term ending 6/1/2021
- Position Seven - **BILLY J. BRISCOE**, reappointment, for a term to expire 6/1/2021-

Was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2019-0568 ADOPTED**

3. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE UPTOWN DEVELOPMENT AUTHORITY:**

- Position Three - **STEVEN LERNER**, appointment, for a term to expire 7/6/2021, and will serve as Chair for a term ending 12/31/2019
- Position Four - **JUDSON W. ROBINSON, III**, reappointment, for a term to expire 7/6/2021
- Position Five - **ETHEL JOHNSON**, appointment, for a term to expire 7/6/2021
- Position Six - **LISA M. SIMON**, reappointment, for a term to expire 7/6/2020
- Position Seven - **ROBERT CLAY**, appointment, for a term to expire 7/6/2020
- Position Nine - **MARICARMEN TAMEZ**, reappointment, for a term to expire 7/6/2020

Was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2019-0569 ADOPTED**

4. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER SIXTEEN:**
- Position Three - **STEVEN LERNER**, appointment, for a term to expire 7/6/2021, and will serve as Chair for a term ending 12/31/2019
 - Position Four - **JUDSON W. ROBINSON, III**, reappointment, for a term to expire 7/6/2021
 - Position Five - **ETHEL JOHNSON**, appointment, for a term to expire 7/6/2021
 - Position Six - **LISA M. SIMON**, reappointment, for a term to expire 7/6/2020
 - Position Seven - **ROBERT CLAY**, appointment, for a term to expire 7/6/2020
 - Position Nine - **MARICARMEN TAMEZ**, reappointment, for a term to expire 7/6/2020

Was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. Council Member Knox absent. **MOTION 2019-0570 ADOPTED**

At 9:21 a.m. Mayor Turner turned to the Mayor's Report

MAYOR'S REPORT

Mayor Turner stated that he is very glad, but he is not surprised, the respected Princeton Review reported that "Houston is the best place to get an education and how to start new businesses". The Bauer College at the University of Houston got the best rating in entrepreneurship education at the undergraduate level and the Jones School of Business at Rice University got the number one rating for the graduate level, so Houston is a business town. Mayor Turner wanted to congratulate the University of Houston and Rice University. The Veteran's Day parade and the ceremonies were a great success and thanks to the hard work of the City Staff and so many other people including their keynote speaker and parade Grant Marshall Joe Walsh. Mayor Turner stated to bear in mind that the runoff Election to fill some of these seats at this horseshoe will start by taking place Saturday, December 14 and early voting is scheduled to start on November 27 and after Thanksgiving it will pick up again on December 2 through the 10th of December but the final date to vote is on December 14. Please exercise your right to vote for the Local Leaders. Harris County voters should go to harriscounty.org for more information and City residents in Fort Bend and Montgomery County should contact their County Officials.

Members commented and thanked people that helped with the Veteran's Day Parade and commented about the Runoff Election.

At 9:25 a.m. Mayor Turner requested Assistant City Secretary to return to the Agenda

PURCHASING AND TABULATION OF BIDS - NUMBER 10

10. **HERBERT L. FLAKE COMPANY, LLC dba H. L. FLAKE SECURITY HADWARE** for Padlocks/Door locks and associated hardware for the Houston Airport System - 3 Years with

two one-year options - \$\$40,000.00 - Enterprise Fund- was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. Council Members Boykins and Knox absent. **MOTION 2019- 0571 ADOPTED**

ORDINANCES - NUMBERS 16 through 46

16. ORDINANCE approving and authorizing the City to borrow from the **UNITED STATES DEPARTMENT of HOUSING and URBAN DEVELOPMENT ("HUD")** \$22,700,000.00 of loan funds provided under Section 108 funds; authorizing the issuance of Non-Recourse City of Houston Notes in the amount of the Section 108 funds, a contract for loan guaranty assistance and related documents between the City and HUD and an agreement between the City and **EAST END MAKER HUB SPONSOR LLC** to provide a loan of the Section 108 Funds and a performance-based grant of Federal Community Development Block Grant funds to finance a portion of the costs to acquire and renovate a project to be known as East End Maker HUB to be located near 6501 Navigation Boulevard, Houston, Texas; ratifying the City's application to HUD to borrow the Section 108 funds - \$24,090,000.00 - Grant Fund - **DISTRICT H - CISNEROS**

This item should only be considered after passage of Item 15 above- the Assistant City Secretary advised that Item 16 has not been received but if received, it will be considered at the end of the Agenda.

18. ORDINANCE approving and authorizing an agreement between the City of Houston and **SKYTRAX RESEARCH** for audit and research services for George Bush Intercontinental Airport/Houston and William P. Hobby Airport; providing a maximum contract amount - 5 Years with two one-year options - \$373,130.00 - Enterprise Fund- was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0864 ADOPTED**

22. ORDINANCE appropriating \$225,000.00 out of Miscellaneous Capital Projects/Acquisitions Series E Fund; approving and authorizing Professional Engineering Services Contract between the City of Houston and **HIRSCH ENGINEERING, INC** for City Hall - Electrical Switchgear Replacement Project; declaring the City's intent to seek reimbursement from the Federal Emergency Management Agency (FEMA) and other eligible sources for such expenditures- was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0865 ADOPTED**

23. ORDINANCE approving and authorizing first amendment to the lease agreement between the City of Houston, Texas, Tenant, and **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY, TEXAS**, Landlord, for use of the property located at Northside Turning Basin along Clinton Drive as Tower Site and increasing the spending authority granted under Ordinance No. 2009-737 - **DISTRICT B – DAVIS-** was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0866 ADOPTED**

35. ORDINANCE appropriating \$187,789.07 out of the Metro Projects Construction DDSRF as an additional appropriation to the Construction Management and Inspection Services Agreement between the City of Houston and **ERGONOMIC TRANSPORTATION SOLUTIONS, INC.** for Citywide Intersection Redesign and Safety Improvements Package #8 (as approved by Ordinance No. 2016-0225) - **DISTRICTS D - BOYKINS; G - TRAVIS; I -**

GALLEGOS; J - LASTER and K - CASTEX-TATUM- the Assistant City Secretary advised that Item 35 has not been received but if received, it will be considered at the end of the Agenda.

- 36. ORDINANCE** appropriating \$59,621,409.20 out of Water & Sewer System Consolidated Construction Fund and \$133,490.80 out of Water and Sewer Contributed Capital Fund, awarding contract to **HARPER BROTHERS CONSTRUCTION, LLC** for 72-inch water line from Emancipation to Tuam along Polk, Hutchins, Clay, Chenevert, Hadley and Crawford; 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, CIP Cost Recovery, construction phase engineering services, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund and Water and Sewer Contributed Capital Fund - **DISTRICTS D - BOYKINS and I – GALLEGOS-** the Assistant City Secretary advised that Item 16 has not been received but if received, it will be considered at the end of the Agenda.
- 38. ORDINANCE** granting to **BLACKWOOD PORTABLE RESTROOMS, 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; providing for related terms and conditions - **FIRST READING-** was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0867 ADOPTED**
- 39. ORDINANCE** granting to **BLUE WATER GREASE 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-** was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0868 ADOPTED**
- 40. ORDINANCE** granting to **ENVIRONMENTAL EARTH-WISE, INC ENVIRONMENTAL REMEDIATION & CONSTRUCTION**, 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; providing for related terms and conditions - **FIRST READING-** was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0869 ADOPTED**
- 41. ORDINANCE** granting to **LEL ENVIRONMENTAL LTD.**, a Texas limited partnership, 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-** was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0870 ADOPTED**

- 42. ORDINANCE** granting to **MILLENNIAL TRUCKING, 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; providing for related terms and conditions - **FIRST READING**- was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **ORDINANCE 2019-0871 ADOPTED**
- 43. Ordinance** No. 2019-848, passed first reading November 6, 2019
ORDINANCE granting to **AMERITEX RENTALS, 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; providing for related terms and conditions - **SECOND READING**- was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **PASSED 2ND READING IN FULL**
- 44. Ordinance** No. 2019-849, passed first reading November 6, 2019
ORDINANCE granting to **K7 CONSTRUCTION, 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; providing for related terms and conditions - **SECOND READING**- was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **PASSED 2ND READING IN FULL**
- 45. Ordinance** No. 2019-850, passed first reading November 6, 2019
ORDINANCE granting to **MANUEL ANAYA d/b/a MANUEL ANAYA TRUCKING**, 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; providing for related terms and conditions **SECOND READING**- was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **PASSED 2ND READING IN FULL**
- 46. Ordinance** No. 2019-860, passed first reading November 6, 2019
ORDINANCE granting to **MARATHON 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; providing for related terms and conditions **SECOND READING**- was presented, all voting aye, nays none. Council Members Boykins and Knox absent. **PASSED 2ND READING IN FULL**