

City Council Chamber, City Hall, Tuesday, October 13, 2020

A regular meeting of the Houston City Council was held at 2:00 p.m., Tuesday, October 13, 2020 with Mayor Sylvester Turner presiding with Council Members Amy Peck, Jerry Davis, Abbie Kamin, Carolyn Evans-Shabazz, Dave Martin, Tiffany Thomas, Greg Travis, Karla Cisneros, Robert Gallegos, Edward Pollard, Martha Castex-Tatum, Mike Knox, David W. Robinson, Letitia Plummer and Sallie Alcorn; Randy Zamora, Legal Department, Marta Crinejo, Agenda Director present. Council Member Michael Kubosh absent on Personal Business.

At 1:57 p.m. Mayor Turner called the meeting to order and the first order of business is to present Proclamations by Council Member Cisneros.

Council Member Cisneros presented a Proclamation to Comp-U-Dopt for their work during COVID-19 and to accept the Proclamation is Colin Dempsey the Executive Director of Comp-U-Dopt.

Mayor Turner recognized Council Member Cisneros and she invited Father Anil Thomas (Holy Name Catholic Church which in September 2020 celebrated their 100th Anniversary) for the Invocation after which she led the Pledge of Allegiance.

At 2:10 p.m. Mayor Turner requested the Interim City Secretary to call the Roll.

ROLL CALL

Council Member Michael Kubosh absent on Personal Business.

Council Member Castex-Tatum moved to Adopt the Minutes of 10/6-10/7, 2020 and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION ADOPTED**

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# 182 269 897# 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# 602 285 950#, however no public input will be allowed.

Mayor Turner stated that he wanted to review some of the procedures for conducting the Virtual Public Session. He is requesting for Council Members to speak slowly and clearly because this will help the City Secretary, the Close Captioner and the General Public. After Roll Call they established there was a Quorum. If by chance for example if they have to leave, just let them know on the Chat screen if they are leaving temporarily or if they are leaving for the duration because otherwise, they will assume that Council Members are present. If they are making the

Motion or Seconding a Motion, they will need to state their name and their action clearly so they can have it down for the record. The Agenda Director will be monitoring the Chat and will provide him their names. Please don't use the Chat Room just for chatting. Please mute themselves when they are not speaking and unmute themselves when they are recognized to speak. For the General Public in order to be recognized as a Public Speaker, they have to sign up for the meeting on Monday before 5:00 p.m. in the Office of the City Secretary and then they will call the Speakers name in the order that they have signed up. When their name is called press Star 6 to unmute themselves when their name is called. They may only speak when recognized and to please note that if they speak during the meeting and he hasn't recognized them, he will have to mute and/or remove them off the call.

Mayor Turner recognized Council Member Alcorn for a Procedural Motion; Council Member Alcorn moved that the rules be suspended for the purpose of adding Brandon Heavey to the top of the one minute Non-Agenda List of Speakers and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2020-0519 ADOPTED**

At 2:15 p.m. Mayor Turner requested the Interim City Secretary to call the List of Speakers

#8 - AMAR MOHITE – 1310 Prairie Street, Ste. #370 – 77002 – 713-689-9309 – Item No. 23 – Chapter 26/On-Street Parking Restrictions in Dedicated Bicycle Lanes.

#1- Brandon Heavey – No Address – No Phone.

#2- MOE BOUGHABA – 5335 Hidalgo – 77056 – 713-478-9317 – Extension of Limo Business.

#3- OZELL JOHNSON – 3337 Parkwood Dr. – 77021 – 713-748-6594 – Burglary of home.

#9- ANN WHITLOCK – 6700 Bellaire Blvd. – 77074 – 713-303-2760 - Connect South Apts./Textile Lab.

#10- MARIA RIVERA – 6233 Gulfton St., Apt. #1121 – 77081 - 832-206-6084 – Connect South Apts./Textile Lab – **SPANISH TRANSLATION.**

#15- HALAH ABBOOD – 6730 De Moss Dr., Apt. #133 – 77074 - 713-291-4189 - Connect South Apts./Textile Lab – **ARABIC TRANSLATION.**

TAYIBA TULLU – 6606 De Moss Dr., Apt. #1201 – 77074 - 346-260-0111 - Connect South Apts./Textile Lab – **AMHARIC TRANSLATION. NOT PRESENT**

#14- ERIKA ABDALLAH – 6960 Bellaire – 77074 - 860-908-9273 - Connect South Apts./Textile Lab – **ARABIC TRANSLATION.**

#11- SANDRA RODRIGUEZ – 6060 Gulfton St., Apt. #2801 – 77081 - 832-875-0179 - Connect South Apts./Textile Lab.

#12- CORALY PEREZ – 5402 Renwick Dr., Apt. #1122 – 77081 – 713-446-8980 - Connect South Apts./Textile Lab.

#13- MARIA HERNANDEZ – 7026 Beechnut St. – 77074 – 832-279-3632 - Connect South Apts./Textile Lab.

JEROME WALD – 6550 Ferris Dr., Apt. #38 – 77081 – 713-291-5103 - Connect South Apts./Textile Lab. **NOT PRESENT**

JESSICA TORRES – 6060 Gulfton St., Apt. #2801 – 77081 – 713-380-8166 - Connect South Apts./Textile Lab. **NOT PRESENT**

#4-MARKESHA FRIEND – 2901 Fulton Rd., Apt. #316 – 77009 – 346-337-2590 – Housing issues.

#5-CHARLEEN JONES – 2652 Oakdale St. – 77004 – 832-641-3095 – Sewer issue reimbursement.

#6- DERRICK MOTEN – Post Office Box 1137 – 77383 – 346-760-6909 – Police misconduct.

STEVE WILLIAMS – No Address – 832-394-0200 – Metro/HPD. **NOT PRESENT**

#7- RALPH KIRBY – 14519 Cross Haven Dr. – 77015 – 281-703-3629 – Current events.

At 2:42 p.m. Council Member Knox left the meeting.

Note: During the public session motions were offered to extend time for questions of various speakers, and votes taken, which were not prepared in written form and may be viewed on HTV Houston or on disc.

At 3:10 p.m. The City Council was recessed until 9:00 a.m., Wednesday, October 14, 2020.

For more information and details from the Speakers List, please click here: <https://houstontx.swagit.com/play/10142020-607>

Pat J. Daniel, Interim City Secretary read the description or captions of the Items on the Agenda.

The Houston City Council reconvened at 9:00 a.m., Wednesday, October 14, 2020 Mayor Sylvester Turner presiding, with Council Members Amy Peck, Jerry Davis, Abbie Kamin, Carolyn Evans-Shabazz, Dave Martin, Tiffany Thomas, Greg Travis, Karla Cisneros, Robert Gallegos, Edward Pollard, Martha Castex-Tatum, Mike Knox, David Robinson, Michael Kubosh, Letitia Plummer and Sallie Alcorn; Ronald Lewis, City Attorney, Marta Crinejo, Agenda Director present.

At 9:00 a.m. Mayor Turner called the meeting to order and requested the Interim City Secretary to call the Roll.

ROLL CALL

All Present

MAYOR'S REPORT

Mayor Turner stated on Monday they announced that the City of Houston had achieved its goal of 5% positivity rate of COVID-19 and it's quite a milestone because we have been at one point in the high of 20% positivity. He wants to take the time out to thank everyone in the City of Houston for helping us achieve that. At the same time, he wants to underscore that this is a very fluid situation even though we are at 5%, it needs to be lower. The reason we've been able to reduce the positivity rate because people have been wearing mask; social distancing and washing their hands. He's concerned as we move into the fall and as things open up even more that this virus will feed on this enhance socialization as they open to 75% captivity on bars and others. Mayor Turner looked at the TMBC report this morning and all of their indicators are up. He wants to remind people again and he wants to encourage all Council Members to remind their constituents again that how they manage this virus depends on us. He wants to push this 5% down even more.

He stated that early voting began in the City of Houston and he wants to thank the people in Houston and Harris County for a record breaking in early voting, about 128,000 people voted in person. And to give that some credit that is more then the people in the entire State of Georgia. Early voting will continue until October 30th and he is hoping that today again will be another record-breaking day on people going to vote. "Your vote is your Voice". Mayor Turner wanted to also thank Texas Southern University and Rice University for participating in the Mayor's Vote Challenge and they will see which one of those Universities will have the most early voting by October 30th and they have taken it very seriously and he wants to thank them.

In regards to the Census, they have heard by the United States Supreme Court is allowing the Administration to cut off the Census which is disappointing, and he thinks that the cut off point is going to be on the 15th. The Office of the Business and Opportunity, the Workforce Solutions in District D are hosting a virtual Turn Around Houston Readiness Fair this this year on Thursday, October 22 from 10:00 a.m. to 2:00 p.m. and there is more than 1300 job opening from entry level to experienced positions. They can sign up online @ houstontx.gov/turnaround and he launched this initiative in 2016.

Mayor Turner stated that as they heard about Southwest Airlines travels at the "Big Apple" and will soon have more choices and Southwest Airlines have announced this Monday that it will offer service from George Bush Intercontinental Airport by next year. They want to continue to lift up the ASTROS!!!

Members of Council commented and questioned Mayor Turner about the Mayor's Report.

At 9:20 a.m. Mayor Turner requested Interim City Secretary to call the Agenda.

CONSENT AGENDA NUMBERS 1 through 20

MISCELLANEOUS - NUMBER 1

1. **RECOMMENDATION** from Fire Chief for Extension of Injury on Duty Leave (Salary Continuation) for **Engineer/Operator REGGINAL BROWN**, beginning October 14, 2020 through January 11, 2021 – Was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none.

MOTION 2020-0520 ADOPTED

ACCEPT WORK - NUMBER 4

4. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$1,977,349.15 and acceptance of work on contract with **CSI CONSOLIDATED, LLC dba CLEAN SERVE, LLC** for Large Diameter Sanitary Sewer Inspection Using Robotic Technology - 7.60% under the original contract amount and under the 5% contingency amount (4277-92) - **DISTRICTS A - PECK; B - DAVIS; C - KAMIN; D - EVANS-SHABAZZ; E - MARTIN; G - TRAVIS; H - CISNEROS; I - GALLEGOS; J - POLLARD and K - CASTEX-TATUM** - Was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none.

MOTION 2020-0521 ADOPTED

ORDINANCES - NUMBERS 10 through 20

10. **ORDINANCE** appropriating \$4,712,142.27 out of Airports Renewal and Replacement Fund and approving and authorizing a Derivative Contract between City of Houston and **LEE CONSTRUCTION AND MAINTENANCE COMPANY, d/b/a LMC CORPORATION** for replacement of South Concourse Flooring at William P. Hobby Airport/Houston; (Project No. 241); providing a maximum contract amount and providing funding for construction services and contingency - **DISTRICT I – GALLEGOS** – Was presented, all voting aye, nays none.
ORDINANCE 2020-0878 ADOPTED
13. **ORDINANCE** approving and authorizing the submission of a grant application to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION, FOR INTEGRATED VIRAL HEPATITIS SURVEILLANCE AND PREVENTION** for the City of Houston Health Department (the “Grant”); declaring the City’s eligibility for such Grant; authorizing the Director of the Houston Health Department to act as the City’s representative in the application process; authorizing the Director of the Houston Health Department to accept the Grant and expend the Grant Funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the Grant - Was presented, all voting aye, nays none. **ORDINANCE 2020-0879 ADOPTED**
15. **ORDINANCE** relating to Fiscal Affairs of **MIDTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)**; approving Fiscal Year 2021 Operating Budget for the Authority and Fiscal Years 2021-2025 Capital Improvements Plan Budget for the Zone - **DISTRICTS C - KAMIN and D - EVANS-SHABAZZ** - Was presented, all voting aye, nays none.
ORDINANCE 2020-0880 ADOPTED
18. **ORDINANCE** renewing the establishment of the north and south sides of the 1700 and 1800 block of Maryland Street within the City of Houston, Texas, as a special minimum building line requirement block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C – KAMIN** - Was presented, all voting aye, nays none. **ORDINANCE 2020-0881 ADOPTED**

19. **ORDINANCE** establishing the north and south sides of the 5100 block of Stonewall 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 I – GALLEGOS** - Was presented, all voting aye, nays none. **ORDINANCE 2020-0882 ADOPTED**
20. **ORDINANCE** granting to **FEDERAL MAINTENANCE 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. **ORDINANCE 2020-0883 PASSED 1ST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

2. **RECOMMENDATION** from Director Houston Public Works for payment of \$1,218,373.77 to the **HARRIS-GALVESTON SUBSIDENCE DISTRICT** for Groundwater Over Conversion Credits - Enterprise Fund – Was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2020-0522 ADOPTED**
3. **RECOMMENDATION** from Director of Finance to place the proposed 2020 tax rate of \$0.561840 on each \$100 of taxable value, on the October 21, 2020 City Council Agenda and set a date for a public hearing
HEARING DATE - 9:00 A.M. - WEDNESDAY - OCTOBER 21, 2020 -Was presented, moved by Council Member Castex-Tatum to set the date and Seconded by Council Member Robinson, Council Member Peck voting no, balance voting aye. **MOTION 2020-0523 ADOPTED**
5. **ORDINANCE** appropriating \$2,855,208.00 out of Airports Renewal and Replacement Fund for costs associated with the Emergency Repair of the Inter-Terminal Train Tunnel at George Bush Intercontinental Airport/Houston; (Project No. 244); providing funding for construction services - **DISTRICT B – DAVIS** – Was presented, all voting aye, nays none. **ORDINANCE 2020-0884 ADOPTED**
6. **HENSEL PHELPS CONSTRUCTION** for approval of Emergency Repairs of the Inter-Terminal Train Tunnel for the Houston Airport System - \$2,855,208.00 - Enterprise Fund
This item should only be considered after passage of Item 5 above - Was presented, moved by Council Member Robinson and Seconded by Council Castex-Tatum, all voting aye, nays none. **MOTION 2020-0524 ADOPTED**
7. **ORDINANCE** supplementing City of Houston, Texas Master Ordinance No. 2004-299; providing for the issuance of City of Houston, Texas, Combined Utility System Subordinate Lien Revenue Bonds, Series 2020E, providing for the amounts, interest rates, prices, and terms thereof and other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency – Was presented, all voting aye, nays none. **ORDINANCE 2020-0885 ADOPTED**

8. **ORDINANCE** amending Ordinance No. 2018-894 (Passed on November 7, 2018) to decrease the maximum contract amount of agreement for Outreach, Intake and Case Management Services between City of Houston and **ICF INCORPORATED, L.L.C.**, for Hurricane Harvey Disaster Recovery Services; approving and authorizing Amendment No. 1 to said agreement — Was presented, all voting aye, nays none.
ORDINANCE 2020-0886 ADOPTED
9. **ORDINANCE** approving and authorizing amendment to Loan Agreement between City of Houston and **GALA AT MACGREGOR, LP**. Approved pursuant to Ordinance No. 2020-326, and related loan documents - **DISTRICT D - EVANS-SHABAZZ** - Was presented, all voting aye, nays none. **ORDINANCE 2020-0887 ADOPTED**
11. **ORDINANCE** appropriating \$250,000.00 out of Airports Renewal and Replacement Fund pursuant to Lease Agreement between City of Houston and **UNITED AIRLINES, INC**, for Moving Fees to exit Terminal C North at George Bush Intercontinental Airport/Houston (as Approved by Ordinance No. 2015-0270); (Project No. 830) - **DISTRICT B – DAVIS** -Was presented, all voting aye, nays none. **ORDINANCE 2020-0888 ADOPTED**
12. **ORDINANCE** approving and authorizing Grant Contract between City and **TEXAS HEALTH AND HUMAN SERVICES COMMISSION** (Contract No. HHS000804700001) under the Women, Infants and Children’s (WIC) Nutrition Grant Program; declaring the City’s eligibility for the Grant under the WIC Program; authorizing the Director of the Houston Health Department to accept and expend such Grant Funds and accept and expend all subsequent awards, if any, pertaining to the WIC Program - Was presented, all voting aye, nays none.
ORDINANCE 2020-0889 ADOPTED
14. **ORDINANCE** approving and authorizing settlement and release agreement between the *City of Houston* and **UNITED STATES OF AMERICA** and **ENA JANE DRAYCOTT** (USDC Civil Action Number 4:18-CV-0644) to settle a lawsuit - Was presented, all voting aye, nays none.
ORDINANCE 2020-0890 ADOPTED
16. **ORDINANCE** relating to Fiscal Affairs of **MEMORIAL CITY REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SEVENTEEN, CITY OF HOUSTON, TEXAS (MEMORIAL CITY ZONE)**; ratifying Fiscal Year 2020 Operating Budget for the Authority and Fiscal Years 2020-2024 Capital Improvements Budget for the Zone - **DISTRICTS A - PECK and G – TRAVIS** - Was presented, all voting aye, nays none.
ORDINANCE 2020-0891 ADOPTED
17. **ORDINANCE** relating to Fiscal Affairs of **MEMORIAL CITY REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SEVENTEEN, CITY OF HOUSTON, TEXAS (MEMORIAL CITY ZONE)**; approving Fiscal Year 2021 Operating Budget for the Authority and Fiscal Years 2021-2025 Capital Improvements Budget for the Zone - **DISTRICTS A - PECK and G – TRAVIS** - Was presented, all voting aye, nays none.
ORDINANCE 2020-0892 ADOPTED

MATTERS HELD - NUMBERS 21 through 23

21. **RECOMMENDATION** from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court and pay all costs of court in connection with eminent domain proceedings styled City of Houston v. Vikram and Aatri Mehta, et at.; Cause No. 1155557; for acquisition of Parcel CY19-001, for acquisition of the **WESTRIDGE REGIONAL LIFT STATION CONSTRUCTION PROJECT - DISTRICT K-CASTEX-TATUM** **TAGGED BY COUNCIL MEMBER CASTEX-TATUM**

This was Item 3 on Agenda of October 7, 2020 – Was presented, all voting aye, nays none.
MOTION 2020-0525 ADOPTED

22. **WRITTEN** Motion by Council Member Plummer to amend Item 23 below by replacing Section 2 and Section 3 of the proposed ordinance with the following:
Section 2. That Article II of Chapter 26 of the Code of Ordinances, Houston, Texas, is hereby amended by adding a new section that reads as follows:

“Sec. 26-100. Blocking bicycle lanes.

- (a) *Definitions.* As used in this section, the following terms and phrases shall have the following meanings:
Approved Bicycle Friendly Driver Training Class means a class, approved by the parking official, designed to teach violators best practices in considering the road safety of bicyclists and other non-motorists on shared rights-of-way.
Bicycle means a vehicle with two wheels in tandem, usually propelled by pedals connected to the rear wheel by a chain or an integrated motor and having handlebars for steering and a saddle-like seat.
Bicycle Lane means a dedicated portion of the roadway separated from motor vehicle traffic with striping and/or physical delineation intended for the exclusive use of bicyclists.
Bicyclist means a person riding a bicycle.
- (b) No person shall stop, stand, or park any vehicle upon a bicycle lane. The provision of this subsection shall not apply to on-street bikeways where travel lanes are shared by vehicles and bicyclists and where the City permits on-street parking.
- (c) In lieu of paying a fine pursuant to section 26-10 of this Code, a person who has not previously received a citation for violation of this section may appear for an instant hearing before an adjudication hearing officer within 30 days of the date of the offense and make a request to take an Approved Bicycle Friendly Driver Training Class. A person who requests to take an Approved Bicycle Friendly Driver Training Class must do so within 90 days of the request being granted and shall return proof of completion within that time period. Upon receiving acceptable proof of completion, an adjudication hearing officer shall enter a finding of not liable in the case. The presiding judge of the municipal courts department and the parking official are authorized to prescribe rules and regulations for the administration of this section.
- (a) In addition to any applicable fine, any vehicle parked or left in violation of this section shall be subject to being towed to a place of impoundment in the manner provided by law.”

Section 3. That violations of Section 26-100 of the Code of Ordinances, Houston, Texas, as adopted in **Section 2** of this Ordinance, are civil offenses and punishable by not less than \$1.00 nor more than \$200.00 as provided in Section 26-10 of the Code of Ordinances, Houston, Texas. The parking official shall post a list of Approved Bicycle Friendly Driver Training Classes on the ParkHouston and Municipal Courts website no later than 90 days after the effective date of this Ordinance

DELAYED BY MOTION #2020-518, 10/7/2020

This Item must be considered prior to consideration of Item 23 below

Was presented, all voting aye, nays none. **MOTION 2020-0526 ADOPTED**

23. ORDINANCE AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, by adding a new Section 26-100, relating to On-Street Parking Restrictions in Dedicated Bicycle Lanes; declaring certain conduct to be unlawful and providing a civil penalty therefor

DELAYED BY MOTION #2020-518, 10/7/2020

This was Item 38 on Agenda of October 7, 2020 – Was presented, Council Members Pollard and Knox voting no, balance voting aye. **ORDINANCE 2020-0893 ADOPTED AS AMENDED**

For more information and details from the City Council Meeting, please click here:
<https://houstontx.swagit.com/play/10142020-607>

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Plummer first

Members of Council announced events and discussed matters of interest.

There being no further business before Council, the City Council adjourned at 10:44 a.m. Council Members Travis and Kubosh absent.

**DETAILED INFORMATION ON FILE IN THE OFFICE OF THE CITY SECRETARY MINUTES
READ AND APPROVED**

Pat J. Daniel, Interim City Secretary