

Council Chamber, City Hall, Tuesday, August 29, 2023

A regular meeting of the Houston City Council was held at 2:00 p.m., Tuesday, August 29, 2023, with Mayor Sylvester Turner presiding with Council Members Amy Peck, Tarsha Jackson, Abbie Kamin, Carolyn Evans-Shabazz, Dave Martin, Tiffany D. Thomas, Mary Nan Huffman, Karla Cisneros, Robert Gallegos, Edward Pollard, Martha Castex-Tatum, Mike Knox, David W. Robinson, Michael Kubosh and Sallie Alcorn; Randy Zamora, Legal Department, and Marta Crinejo, Agenda Director, present. Council Member Letitia Plummer absent on personal business.

At 1:35 p.m., Mayor Turner called the meeting to order and recognized Council Member Alcorn for the first proclamation.

Council Member Alcorn presented a proclamation to Chef Benchawan Jabthong Painter (“Chef G”) recognizing her for being selected for the James Beard Award as the best chef in Texas. Accepting the proclamation was Chef Benchawan Jabthong Painter (“Chef G”).

Council Member Jackson presented a proclamation to Mary Fontenot celebrating the Mayor’s Historic Preservation Award. Accepting the proclamation was Mary Fontenot.

Council Member Gallegos presented a proclamation to Kathleen Ownby, Executive Director of Houston SPARK Park, celebrating their 40<sup>th</sup> Anniversary. Accepting the proclamation were Kathleen Ownby, Dr. Carla Wyatt, Harris County Treasurer’s Office and Board Member, and Elizabeth Howley, Assistant Director.

Council Member Kamin presented a proclamation to Lock Arms for Life recognizing Gun Safety Awareness Month. Accepting the proclamation were Lessa Ross, CEO of Lock Arms for Life, Bill Odle, Board Member, members of Moms Demand Action, members of the Community Justice Action Fund and members of Every Town.

At 2:26 p.m., Mayor Turner recognized Council Member Gallegos for the Invocation. Council Member Gallegos invited Reverend Jeffrey Bame (Co-Cathedral of the Scared Heart) for the Invocation after which he led the Pledge of Allegiance.

### **ROLL CALL**

Council Member Letitia Plummer absent on personal business.

Council Member Castex-Tatum moved to delay the minutes and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION ADOPTED**

Mayor Turner recognized Council Member Kamin for a procedural motion. Council Member Kamin moved that the rules be suspended for the purpose of moving Barbara Aksamit to the bottom of the two (2) minute Non-Agenda List of Speakers and Terry Stone to the top of the three (3) minute Non-Agenda List of Speakers and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2023-0571 ADOPTED**

**At 2:28 p.m., Mayor Turner requested the City Secretary to call the List of Speakers**

**#1** - BRUCE NICHOLS – 12439 Huntington Dr. – 77024 – 713-249-7133 – TIRZ and Financial Policies - Items 54 and 55.

**#2** - CHRISTA STONEHAM – No address – 713-730-8682 – Houston Land Bank – Items 34 and 35.

**#3** - LACY WOLF – 2506 Sutherland St. – 77023 – 713-854-6187 – Houston Firefighters 'Association – Item 53.

**#4** - KOURTNEY REVELS – 9926 Valley Mill Ct. – 77078 – 281-745-8708 – TIRZ – Items 54 and 55.

**#5** - JANETTE SEXTON – 1627 Maywood Ln. – Pasadena, TX – 77503 - 713-594-1575 – Water privatization at Southeast Water Plant.

**#6** - TERRY STONE – 4115 Village Corner Dr. – 77059 – 713-446-2676 – Pickleball.

**#7** - DAVID GODWIN – 1615 Sandman St. – 77007 – 713-301-7276 – Sister Cities of Houston.

**#8** - ELLEN GOLDBERG – 5054 Oak Shadows Dr. – 77091 – 713-444-3555 – Concern about Sister Cities.

**#9** - SUSAN YOUNG – 2408 Bartlett St. – 77098 – 713-805-5661 – Sister Cities of Houston.

**#10** - WILLIAM OLIVER – 7131 Augustine Dr. – 77083 – God in my ear.

JERRY WADE – 737 Green Meadow Ln. – 77091 – Trucking Co/Loose dogs running around during the day. NOT PRESENT

MARION SCOTT – 6002 Rampart St. – 77081 – 281-620-0374 – Police Officers/Criminals. NOT PRESENT

STEVE WILLIAMS – No address – No phone – HPD attempting cover up of multiple crimes against Steve Williams. NOT PRESENT

JOLANDA BROUSSARD – 11835 Murr Way – 77048 – 832-709-5994 – HPD/Law enforcement. NOT PRESENT

**#11** - ROLANDO PEREZ – 1115 Hartwick Rd. - 77037 – 832-488-2254 – Water privatization.

**#12** - BENJAMIN BROADWAY – 8910 Shady Vista Ln. - 77028 – 832-573-1627 – Water privatization.

**#13** - CAROLYN RIVERA – 8221 Dockal Rd. – 77028 – 281-620-8731 – Water privatization.

**#14**- BRIDGETT JENSEN – 1920 W. Clay St. – 77019 – 713-417-2056 – Water privatization.

**#15** - BILLY GUEVARA – 8925 Kellett St. – 77078 – 713-302-9596 – Water privatization.

**#16** - ELIZABETH LUMIA – 1508 California St. – 77006 – 315-882-0908 – Water privatization.

GALEA JOHNSON – 3412 Market St. – 77020 – 832-935-3659 – Water privatization. NOT PRESENT

**#17** - ALICE LIU – 219 Marshall St. – 77006 – 979-574-2276 – Water privatization

DORIS BROWN – 9926 Woodwick St. – 77016 – 713-366-1060 – Water privatization. NOT PRESENT

**#18** - NEANDRA BOYD – 4925 Mayflower St. – 77033 – 713-264-2706 – Water.

**#19** - KATY EMDE – 6033 Glencove St. – 77007 – 713-628-7575 – Discriminatory water plan.

**#20** - NORMAN WHITTON – 3301 Upland Dr, Bldg. 5 - 77043 – 832-782-0362 – Building Codes for solar PV.

**#21** - CHARLES NUNU – 9406 Shady Ln Ct. – 77063 – 713-553-8479 – Building Code Ordinances/Short-term rentals.

SERREZA PAGE – No Address – 786-307-9436 – Metro Police/Housing. NOT PRESENT

**#22** - DR. THOMPSON AKWO – Post Office Box 16171 – 77091 – 832-322-5426 – General issues.

**#23** - JOHN BRANCH – 4430 Castor St. - 77022 – 310-710-4181 – Disrespect by CM Kubosh and Fire Chief Peña.

**#24** - LEON THOMAS – 204 Sage Dr. – Galena Park, TX - 77547 – 832-477-0595 – To salute and celebrate.

ELIZABETH ANDERSON – 2303 Midlane Ln. #739 – 77027 – 713-894-5848 – MWBE contract. NOT PRESENT

LOUIS DARLING – 427 Corwin St. - 77076 – 281-763-3620 – Parking speed bumps/parking in front of house. NOT PRESENT

LORRINE ADAMORE – 1401 Redford St. - 77034 - No phone – Obstruction of justice and public corruption. NOT PRESENT

JULIAN ADAMORE - 1401 Redford St. - 77034 - No phone – Obstruction of justice and public corruption. NOT PRESENT

EVELYN DATER – 5238 Cantu Dr. – 77048 – 832-767-7405 – Grandson in Harris County. NOT PRESENT

**#25** - KELVIN WILLIAMS – 4314 Yale St. – 77018 – 832-712-4306 – New organization.

**#26** - RANDY McCOY – 2102 Leeland St. – 77003 – 281-508-4775 – Scooter rentals.

KEITH WAINWRIGHT – 6205 Saxon Dr. – 77092 – 346-449-9798 – Bring the evil wickedness of this society to an end. NOT PRESENT

JARVIS TILLMAN – 483 Jarmese St. – 77033 – 281-948-3581 – Eviction notice. NOT PRESENT

**#27** - ILY MONTOYA-RIVAS – 18714 Jodywood Dr. – Humble, TX – 77346 – 936-466-7212 – Unemployment.

**#28** - SIMANAL DEROUSSELLE-FOSTER – 7522 Elder St. - 77028 – 713-634-8377 – Continuation.

RANDALL KALLINEN – 511 Broadway St. – 77012 – 713-320-3785 – Repeated missed. garbage pickup. NOT PRESENT

**#29** - VICKY MARTIN – No address – 713-410-9715 – TIRZ – Item 45.

**#30** - DOMINIC MAZUCH – 110 W. Rocky Creek Rd. – 77076 – 832-372-3998 – TIRZ – Items 54 and 55.

BARBARA AKSAMIT – 1130 Banks St. – 77006 – 713-398-7896 – Short Term rentals. NOT PRESENT

At 4:25 p.m., City Council was recessed until 9:00 a.m., Wednesday, August 30, 2023.

For more information and details from the speakers list, please click [here.houstontx.new.swagit.com/videos/270456](https://www.houstontx.new.swagit.com/videos/270456)

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

The Houston City Council reconvened at 9:00 a.m., Wednesday, August 30, 2023, with Mayor Sylvester Turner presiding with Council Members Tarsha Jackson, Abbie Kamin, Carolyn Evans-Shabazz, Dave Martin, Tiffany D. Thomas, Mary Nan Huffman, Karla Cisneros, Robert Gallegos, Edward Pollard, Martha Castex-Tatum, Mike Knox, David W. Robinson, Michael Kubosh, Letitia Plummer and Sallie Alcorn; Arturo Michel, City Attorney, and Marta Crinejo, Agenda Director, present. Council Member Amy Peck absent on personal business.

At 9:04 a.m., Mayor Turner called the meeting of the Houston City Council to order and moved to the Monthly Financial Report.

**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 - was presented, City Controller Chris Brown and Director of Finance Department, Will Jones, reviewed the Monthly Operation and Financial Report, copies of which are on file in the City Secretary's Office for review.

Members of Council commented and questioned City Controller, Chris Brown, and Director of Finance Department, Will Jones.

Council Member Martin moved to accept the Monthly Financial Report dated July 31, 2023 as presented and Seconded by Council Member Robinson, all voting aye, nays none.

**MOTION 2023-0572 ADOPTED**

Before the Mayor's Report, Mayor Turner wanted to make a note concerning the conversations about the ARPA funding running away. As you can recall, the City received about \$606M in the ARPA funding. This fund balance represents more than two-thirds of the ARPA funding. Even though the ARPA funding goes away, two-thirds of that ARPA funding is still now in this fund balance. So, for anybody that is taking over in January of 2024, there is a hefty fund balance that represents more than two-thirds of those ARPA dollars that are available.

**At 9:13 a.m., Mayor Turner moved to the Mayor's Report.**

**MAYOR'S REPORT**

Right now, there's a hearing in Austin on HB2127, which is the super preemption bill. Today, the judge is taking up the City's challenge to the so called super preemption bill. They've been joined by other cities like Austin, San Antonio and a number of cities in the northern part of Texas. They are asking for HB2127 to be declared unconstitutional. Otherwise, it takes effect on Friday, September 1, 2023. The new law will prevent cities like Houston from adopting or enforcing local regulations that are needed. We also believe that HB2127 violates the home-rule amendment of the Texas Constitution. It is unconstitutionally vague and impermissibly delegates the Texas Legislature's policymaking authority to the courts. Other cities have joined our challenge including San Antonio, El Paso and Austin and we are supported by several of the large and small Texas cities.

Mayor Turner addressed the extreme heat we are currently experiencing. It's a little better but it's still hot. A few people got some rain but it's still extremely dry and the ground continues to shift. We've added 10 outside contractors to repair and fix water main leaks. The appeal made on last week for more contractors, those contractors have responded. They are being vetted. He is asking people to continue to comply with stage 2 because that helps with the water pressure for everybody. Bear in mind, there are more than 500 water leaks out there so it may take them a week to come and fix the leaks. He wants to thank the Public Works Department, all the contractors and the employees who are out there. He also wants to thank all of the city employees, like Solid Waste and others who are working outside in this extreme heat.

Last Friday marked the 6<sup>th</sup> anniversary of Hurricane Harvey and a lot of rain went into the basement. They have been working on that for the last 5 years and he toured downstairs and it is pretty much substantially completed. There are more meeting rooms, training spaces and a wellness center for the employees. On Friday, September 15<sup>th</sup>, they are planning an open house

for people to see the repairs and celebrate the recovery. He wants to thank C.J. Messiah and GSD for taking the leadership on the project.

Next September, they will be cutting the ribbon on the Lynn Wyatt Square grand opening. He saw Lynn the other night and she is so excited and she can't wait. At the same time, there will be an opening for Jones Hall, in terms of the repairs that they'll be making there, as well. He wants to thank Lynn Wyatt and her family for contributing \$10M for that opening.

Members of Council commented and questioned Mayor Turner on the Mayor's report.

**At 9:34 a.m., Mayor Turner requested the City Secretary to call the Agenda.**

### **CONSENT AGENDA NUMBERS 1 through 52**

#### **MISCELLANEOUS** - NUMBERS 1 through 3

1. **REQUEST** from Mayor for confirmation of the appointment of **CRAIG A GARCIA** to Position One of the **GENERAL APPEALS BOARD**, for a term to expire January 2, 2025 - was presented, moved by Council Member Castex-Tatum and seconded by Council Member Robinson, all voting aye, nays none. Council Member Pollard absent.

**MOTION 2023-0573 ADOPTED**

2. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON FORENSIC SCIENCE CENTER BOARD OF DIRECTORS**, for a term to expire June 30, 2026:

Position Two - **ANNA VASQUEZ**, reappointment

Position Four - **JED SILVERMAN**, appointment

Position Six - **ELLEN R. COHEN**, reappointment

- was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none. Council Member Pollard absent.

**MOTION 2023-0574 ADOPTED**

3. **RECOMMENDATION** from Director General Services Department for approval to issue Job Order Contract Work Order to **HORIZON INTERNATIONAL GROUP, LLC** for Construction Services in connection with City Hall Exterior Waterproofing – **DISTRICT I - GALLEGOS** - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none. Council Member Pollard absent.

**MOTION 2023-0575 ADOPTED**

#### **PURCHASING AND TABULATION OF BIDS** - NUMBERS 7 through 14

7. **HOUSTON'S AMAZING PLACE, INC** for Emergency Purchase of Aging and Respite Care Support Services for the Houston Health Department - \$75,000.00 - Grant Fund - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2023-0576 ADOPTED**

8. **SHI GOVERNMENT SOLUTIONS, INC** for Purchase of Microsoft Server Cloud Enrollment Licensing through the Texas Department of Information Resources Cooperative Purchasing Program for Houston Information Technology Services - \$567,458.64 - Central Service Revolving Fund - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2023-0577 ADOPTED**
9. **SHI GOVERNMENT SOLUTIONS, INC** for Purchase of an Enterprise Email Archival System through the Texas Department of Information Resources Cooperative Purchasing Program for Houston Information Technology Services and Various Departments - \$2,244,135.65 - Central Service Revolving Fund - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none.  
**MOTION 2023-0578 ADOPTED**
11. **PATRICIA TECH SUPPLY AND SERVICE** for Purchase of Lighting Ballasts for Houston Public Works \$6,605.00 - Special Revenue Fund - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none.  
**MOTION 2023-0579 ADOPTED**
12. **MUNICIPAL VALVE AND EQUIPMENT COMPANY** for Purchase of Pneumatic and Mud Valves through the Interlocal Agreement for Cooperative Purchasing with The Interlocal Purchasing System for Houston Public Works - \$217,897.24 - Enterprise Funds - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2023-0580 ADOPTED**
14. **KINETIC MOTORWERKS, LLC** to furnish Chemical Tanks for Houston Public Works - \$116,106.00 - Enterprise Fund - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none.  
**MOTION 2023-0581 ADOPTED**

**ORDINANCES** - NUMBERS 15 through 52

15. **ORDINANCE** approving and authorizing Loan Agreement between the City of Houston and **HARRIS CENTER FOR MENTAL HEALTH AND IDD**, to provide a loan of Home Investment Partnerships Program Funds to partially finance the construction of 6168 South Loop East Apartments, a 26-unit Mental Health Services Facility located at 6168 South Loop East Freeway, Houston, Texas - **DISTRICT I - GALLEGOS** - was presented, all voting aye, nays none. **ORDINANCE 2023-0688 ADOPTED**
17. **ORDINANCE** authorizing and approving Developer Agreement (CHDO Single-Family Home Development Program) between City of Houston and **HEART OF HOUSTON COMMUNITY DEVELOPMENT CORPORATION, INC** to provide Federal Home Investment Partnership Funds to develop up to eleven affordable single-family homes; authorizing the Mayor to said developer execute said Developer Agreement with Heart of Houston Community Development Corporation, Inc, setting a maximum contract amount - **DISTRICT D - EVANS-SHABAZZ** - was presented, all voting aye, nays none. **ORDINANCE 2023-0689 ADOPTED**

18. **ORDINANCE** amending Ordinances 2018-612 and 2019-543 to deallocate TIRZ Affordable Housing Funds previously allocated by Ordinance 2019-543 to the new Home Development Program Master Contractor Agreements and Tri-Party Agreements; containing findings and other provisions related to the foregoing subject; decreasing the maximum contract amount - was presented, all voting aye, nays none. **ORDINANCE 2023-0690 ADOPTED**
19. **ORDINANCE** approving and authorizing second amendment to Loan Agreement between City of Houston and **CANTWELL-ANDERSON, INC**, joined by **4600 MAIN STREET HOUSING, L.P.** to clarify the applicability of certain federal rules and obligations, related to the Home Program for the Light Rail Lofts Project - **DISTRICT C - KAMIN** - was presented, all voting aye, nays none. **ORDINANCE 2023-0691 ADOPTED**
20. **ORDINANCE** approving and authorizing second amendment to Subrecipient Agreement between City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY**, providing Homeless Housing and Services Program Funds for the operation of the Housing Navigation Center located at 2903 Jensen Drive, Houston, Texas 77026 - **DISTRICT B - JACKSON** - was presented, all voting aye, nays none. **ORDINANCE 2023-0692 ADOPTED**
22. **ORDINANCE** approving and authorizing Director of the City of Houston Health Department (“Director”) to accept Grant Award from the **TEXAS DEPARTMENT OF STATE HEALTH SERVICES** for the **Texas Healthy Communities Grant Program** for Amendment No. 4 to the Department of State Health Contract; authorizing the Director to 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 2023-0693 ADOPTED**
23. **ORDINANCE** approving and authorizing Director of City of Houston Health Department (“Director”) to accept Grant Award from the **U.S. DEPARTMENT OF HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION (“CDC”)** for the **Public Health Crisis Response Grant**; authorizing the Director to 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 2023-0694 ADOPTED**
24. **ORDINANCE** appropriating \$29,392,520.00, out of Equipment Acquisition Consolidated Fund, \$1,302,000.00 out of Miscellaneous Capital Projects/Acquisitions Fund, \$1,105,000.00 out of Fleet Equipment Special Revenue Fund and \$644,021.00 out of Contributed Capital Project Fund for Vehicles and Related Equipment for Various City Departments - was presented, all voting aye, nays none. **ORDINANCE 2023-0695 ADOPTED**
25. **ORDINANCE** approving and authorizing Director of the Houston Airport System to apply for and accept Entitlement Airport Improvement Program (AIP) Entitlement Grant Awards from the **FEDERAL AVIATION ADMINISTRATION (FAA)** for Various Projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport, and Ellington Airport; declaring the City's eligibility for such Grants; authorizing the Director of the Houston Airport System to expend the Grant Award and to apply for and accept all subsequent awards - **DISTRICT B - JACKSON; E - MARTIN and I - GALLEGOS** - was presented, all voting aye, nays none. **ORDINANCE 2023-0696 ADOPTED**



26. **ORDINANCE** approving and authorizing the Director of the Houston Airport System to apply for and accept Discretionary Airport Improvement Program (AIP) Discretionary Grant Awards from the **FEDERAL AVIATION ADMINISTRATION (FAA)** for Various Projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport, and Ellington Airport; declaring the City's eligibility for such Grants; authorizing the Director of the Houston Airport System to expend the Grant Award and to apply for and accept all subsequent awards - **DISTRICTS B - JACKSON; E - MARTIN and I - GALLEGOS** - was presented, all voting aye, nays none. **ORDINANCE 2023-0697 ADOPTED**
27. **ORDINANCE** appropriating \$150,000,000.00 out of Airport System Consolidated 2011 Construction Fund and \$100,000,000.00 out of Airports Improvement Fund; approving and authorizing Amendment No. 2 to an Airport Use and Lease Agreement at William P. Hobby Airport between City of Houston and **SOUTHWEST AIRLINES CO - DISTRICT I - GALLEGOS** - was presented, all voting aye, nays none. **ORDINANCE 2023-0698 ADOPTED**
29. **ORDINANCE** appropriating \$11,982,349.00 out of Airports Improvement Fund; approving and authorizing Amendment No. 3 to two contracts between City of Houston and 1) **HOUSTON AVIATION ALLIANCE, A JOINT VENTURE**, and 2) **PARSONS & H.J. RUSSELL IAH TEAM, A JOINT VENTURE**, for Program Management Support Services for the Houston Airport System (Project No. 801) (as approved by Ordinance No. 2015-314 and amended by Ordinance Nos. 2016-801 and 2019-349) - **DISTRICT B - JACKSON** - was presented, all voting aye, nays none. **ORDINANCE 2023-0699 ADOPTED**
31. **ORDINANCE** amending Ordinance No. 2022-035 (Passed on January 19, 2022) to increase the maximum contract amount for contract between City of Houston and **MAGNA FLOW ENVIRONMENTAL SERVICES, INC** for City-Wide Special Waste and Stormwater Interceptor Pump Outs - \$780,000.00 - General Fund - was presented, all voting aye, nays none. **ORDINANCE 2023-0700 ADOPTED**
33. **ORDINANCE** approving and authorizing Sole Source Contract between City of Houston and **INDUCTIVE HEALTH INFORMATICS, LLC** for Use and Support of ESSENCE for Syndromic Surveillance, Anomaly Detection, and Alerting System for the Houston Health Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$816,729.16 - Grant Fund - was presented, all voting aye, nays none. **ORDINANCE 2023-0701 ADOPTED**
37. **ORDINANCE** appropriating \$17,536,650.00 out of City of Houston, Texas, Tax Increment Funds for **REINVESTMENT ZONE NUMBERS ONE (SAINT GEORGE PLACE ZONE), TWO (MIDTOWN ZONE), THREE (MAIN STREET/MARKET SQUARE ZONE), SIX (EASTSIDE ZONE), SEVEN (OLD SPANISH TRAIL/ALMEDA CORRIDORS ZONE), EIGHT (GULFGATE ZONE), NINE (SOUTH POST OAK ZONE), TWELVE (CITY PARK ZONE), THIRTEEN (OLD SIXTH WARD ZONE), FOURTEEN (FOURTH WARD ZONE), FIFTEEN (EAST DOWNTOWN ZONE), SIXTEEN (UPTOWN ZONE), and EIGHTEEN (FIFTH WARD ZONE) CITY OF HOUSTON, TEXAS**, for payments to City's affordable housing costs, payments to Houston Independent School District Educational Facilities Project costs, and payments to certain Redevelopment Authorities as provided herein - was presented, all voting aye, nays none. **ORDINANCE 2023-0702 ADOPTED**

38. **ORDINANCE** approving and authorizing Compromise, Settlement and Release Agreement between City of Houston and **DRC EMERGENCY SERVICES, LLC**; providing a settlement amount - \$587,000.00 General Fund - was presented, all voting aye, nays none.  
**ORDINANCE 2023-0703 ADOPTED**
39. **ORDINANCE** establishing the north and south sides of the 1000 block of Bayland Avenue, between Michaux Street and Norhill Boulevard, 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 - CISNEROS** - was presented, all voting aye, nays none.  
**ORDINANCE 2023-0704 ADOPTED**
40. **ORDINANCE** designating the property municipally known as 5330 Mandell Street and also known as "Earl and Berthea Carpenter House" being located within the City of Houston, Texas, as a Protected Landmark - **DISTRICT C - KAMIN** - was presented, all voting aye, nays none.  
**ORDINANCE 2023-0705 ADOPTED**
41. **ORDINANCE** designating the property municipally known as 2506 Rosedale Street and also known as "The Wilbanks-Hannah House" being located within the City of Houston, Texas, as a Protected Landmark - **DISTRICT D - EVANS-SHABAZZ** - was presented, all voting aye, nays none. **ORDINANCE 2023-0706 ADOPTED**
42. **ORDINANCE** designating the property municipally known as 2201 Albans Road and also known as "Three Oaks, Mr. & Mrs. H. Arch Spradley House" being located within the City of Houston, Texas, as a Protected Landmark - **DISTRICT C - KAMIN** - was presented, all voting aye, nays none. **ORDINANCE 2023-0707 ADOPTED**
43. **ORDINANCE** designating the property municipally known as 3019 Gray Street, Houston, TX 77004 and also known as "Spencer and Lela Robinson House" being located within the City of Houston, Texas, as a Protected Landmark - **DISTRICT D - EVANS-SHABAZZ** - was presented, all voting aye, nays none. **ORDINANCE 2023-0708 ADOPTED**
44. **ORDINANCE** designating the property municipally known as 426 Westmoreland Street, Houston, and also known as "Goodman House" being located within the City of Houston, Texas, as a Protected Landmark - **DISTRICT C - KAMIN** - was presented, all voting aye, nays none. **ORDINANCE 2023-0709 ADOPTED**
46. **ORDINANCE** designating the property municipally known as 215 E. 30th Street, Independence Heights and also known as "Thompson-Brown House" being located within the City of Houston, Texas, as a Protected Landmark - **DISTRICT H - CISNEROS** - was presented, all voting aye, nays none. **ORDINANCE 2023-0710 ADOPTED**
47. **ORDINANCE** approving and authorizing first amendment to Development Agreement between City of Houston, **CLAY ROAD 628 DEVELOPMENT, L.P.** and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 525** (Approved by Ordinance No. 2015-0964, as amended) for a Wastewater Treatment Plant Site - was presented, all voting aye, nays none.  
**ORDINANCE 2023-0711 ADOPTED**

50. **ORDINANCE** appropriating \$6,900,000.00 out of Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax; awarding contract to **J. RIVAS CONSTRUCTION, LLC** for FY2024 Street & Drainage Rehabilitation Contract #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, contingency and CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Ad Valorem Tax - was presented, all voting aye, nays none. **ORDINANCE 2023-0712 ADOPTED**
51. **ORDINANCE** appropriating \$10,800,000.00 out of the Dedicated Drainage and Street Renewal Capital Fund – Ad Valorem Tax awarding contract to **TOTAL CONTRACTING LIMITED** for FY2023 Roadway Rehabilitation Project #3; 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 - was presented, all voting aye, nays none. **ORDINANCE 2023-0713 ADOPTED**
52. **ORDINANCE** appropriating \$7,970,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SERVOX, LLC** for Rehabilitation of John F. Kennedy Lift Station and Abandonment and Flow Diversion of John F. Kennedy No. 2 Lift Station; 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, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JACKSON** - was presented, all voting aye, nays none. **ORDINANCE 2023-0714 ADOPTED**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

4. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$1,397,656.92 and acceptance of work on contract with **GRAVA, LLC** for FY2021 Ditch Maintenance Work Order Contract - 3.61% under the revised Contract Amount - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; E - MARTIN; F - THOMAS; 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 2023-0582 ADOPTED**
5. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$2,741,289.80 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Citywide Work Orders for Council District Service Fund Project #8 - 4.10% over the original contract amount and under the 5% contingency amount - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; F - THOMAS; G - HUFFMAN; I - GALLEGOS and K - CASTEX-TATUM** - was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2023-0583 ADOPTED**

6. **RECOMMENDATION** from Director Houston Public Works for approval of final contract amount of \$782,542.64 and acceptance of work on contract with **BCAC UNDERGROUND, LLC**, for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 2.27% under the original contract amount - **DISTRICTS A - PECK; B - JACKSON; C - KAMIN; D - EVANS-SHABAZZ; F - THOMAS; G - HUFFMAN; 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 2023-0584 ADOPTED**
10. APPROVE spending authority in the amount not to exceed \$2,345,840.00 for Purchase of Microsoft Unified Support Services supporting Microsoft products through the Texas Department of Information Resources for Houston Information Technology Services and Various City Departments, awarded to **MICROSOFT CORPORATION** - Enterprise and Central Service Revolving Funds - Was presented, moved by Council Member Castex-Tatum and Seconded by Council Member Robinson. **Tagged by Council Member Thomas.**
13. **FERGUSON WATERWORKS** for Purchase of Air Release Valves through the Interlocal Agreement for Cooperative Purchasing with the National Cooperative Purchasing Alliance for Houston Public Works \$315,139.02 - Enterprise Fund - was presented and **Tagged by Council Member Plummer.**
16. **ORDINANCE** approving and authorizing amendment to the Renovation, Operations and Management Agreement between City of Houston, Texas, and **HOUSTON BUSINESS DEVELOPMENT INC** the amendment will add CDBG Funds and General Funds for Phase II of the project to Renovate, Operate, and Manage five buildings on the property located at 2500 South Victory Drive, Houston, Texas 77088 - **DISTRICT B - JACKSON** – was presented, all voting aye, nays none. **ORDINANCE 2023-0715 ADOPTED**
21. **ORDINANCE** authorizing and approving Subrecipient Agreement between City of Houston and **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER** to collaborate and share metrics concerning the effects of asthma on a wide breadth of social, economic, and environmental triggers to eliminate asthma health disparities and improve health outcomes for the Houston Health Department - was presented, all voting aye, nays none.  
**ORDINANCE 2023-0716 ADOPTED**
28. **ORDINANCE** appropriating \$13,108,044.31 out of Airports Improvement Fund for the IAH Skyway Automated People Mover System Operations and Maintenance Services Agreement between City of Houston and **ALSTOM TRANSPORT USA INC** - **DISTRICT B - JACKSON** - was presented, all voting aye, nays none. **ORDINANCE 2023-0717 ADOPTED**
30. **ORDINANCE** appropriating \$1,500,000.00 from the Library Special Revenue Fund for the administration of Adult Literacy for the Mayor's Office for Adult Literacy - was presented, all voting aye, nays none. **ORDINANCE 2023-0718 ADOPTED**
32. **ORDINANCE** approving and authorizing Lease Agreement between **CARLOTAS PROPERTIES, INC**, as Landlord, and City of Houston, Texas, as Tenant for space at 5005 Mitchelldale, Houston, Texas for use as offices for Houston Public Works Department - **DISTRICT C - KAMIN** - was presented, all voting aye, nays none.  
**ORDINANCE 2023-0719 ADOPTED**

34. **ORDINANCE** relating to the expansion of the capacity and mission of the **HOUSTON LAND BANK (“HLB”)**; approving and authorizing amendment to the Certificate of Formation of HLB and HLB Policies and Procedures - was presented, all voting aye, nays none.  
**ORDINANCE 2023-0720 ADOPTED**
35. **ORDINANCE** approving and authorizing Interlocal Agreement between City of Houston and **HOUSTON LAND BANK (“HLB”)** for the transfer of real property tax revenues collected by the City on subject properties pursuant to Section 379H.203 of the Texas Local Government Code; approving the creation of the HLB Tax Rev Fund to receive real property tax revenues collected from properties subject to the agreement; appropriating any and all property tax revenues received into the fund for the purposes set out in the agreement  
**This item should only be considered after passage of Item 34 above.**  
- was presented and **Tagged by Council Member Thomas.**
36. **ORDINANCE** relating to Fiscal Affairs of **FIFTH WARD REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER EIGHTEEN, CITY OF HOUSTON, TEXAS (FIFTH WARD ZONE)**; approving Fiscal Year 2023 Operating Budget for the Authority and Fiscal Years 2023-2027 Capital Improvement Budget for the Zone - **DISTRICT B - JACKSON** - was presented, all voting aye, nays none. **ORDINANCE 2023-0721 ADOPTED**
45. **ORDINANCE** designating the property municipally known as 1300 Court St, Houston, TX 77007 and also known as “Olivewood Cemetery” being located within the City of Houston, Texas, as a Protected Landmark - **DISTRICT C - KAMIN** - was presented, all voting aye, nays none. **ORDINANCE 2023-0722 ADOPTED**
48. **ORDINANCE** appropriating \$787,500.00 out of Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge as an additional appropriation; approving and authorizing second amendment to Professional Engineering Services Contract between City of Houston and **QUIDDITY ENGINEERING, LLC** for FY16 - Mitigation Program for Capital Improvement Projects (CIP) (as approved by Ordinance No. 2016-0095, as amended); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge - was presented, Council Members Huffman and Knox voting no, balance voting aye. **ORDINANCE 2023-0723 ADOPTED**
49. **ORDINANCE** appropriating \$1,514,415.00 out of Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge and approving and authorizing Professional Engineering Services Contract between City of Houston and **DE CORP** for Boone Park and Hackberry Park Detention Basins; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Dedicated Drainage and Street Renewal Capital Fund - Drainage Charge - **DISTRICT F - THOMAS** - was presented, Council Members Huffman and Knox voting no, balance voting aye. **ORDINANCE 2023-0724 ADOPTED**

**MATTERS HELD** - NUMBERS 53 through 55

53. **ORDINANCE** amending Ordinance 2017-0612, as amended by Ordinance 2018-1033, as amended by Ordinance 2021-0325 to increase the maximum contract amount for agreement for Legal Services between City of Houston 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 - \$468,500.00 - Property and Casualty Fund

**TAGGED BY COUNCIL MEMBER KUBOSH**

This was Item 34 on Agenda of August 23, 2023

- was presented, Council Members Kubosh and Plummer voting no, balance voting aye.

**ORDINANCE 2023-0725 ADOPTED**

54. **WRITTEN** Motion by Council Member Alcorn to amend Item 55 below as follows:

**NOTE: The following Item may be moot contingent upon passage of Item 55 below**

**N. Tax Increment Reinvestment Zone (TIRZ) Policies**

The Mayor's Office of Economic Development (MOED) will manage, administer and govern the City of Houston's Tax Increment Reinvestment Zone (TIRZ) Program in accordance with the guidelines defined in the TIRZ Administrative Procedures developed in 2023 and in alignment with the TIRZ Policies reflected in this section. The MOED will be required to present the compliance of items #1-#5 below to the Economic Development Committee on an annual basis if any actions were approved by council in the prior year. For any council-approved action that is noncompliant, the MOED must provide the rationale for noncompliance.

1. Creation: Tax Increment Reinvestment Zones will be considered only when the area proposed clearly demonstrates a nexus between the proposed eligible TIRZ projects and economic growth spurred by new investment within the proposed geographic boundary. Evidence must demonstrate:
  - a. at least 50% projected increase in the Assessed Value from development during the initial TIRZ term life (30 years or as defined in the TIRZ creation document);
  - b. clearly defined goals, defined projects and a plan for attracting private investment.
  - c. immediate or near term "committed or known" private investment within year one and.
  - d. ability to meet stated development and revenue goals reflected in an Economic Impact Study.
2. Life Extensions: The life extension of an existing TIRZ will be evaluated and considered for any of the following scenarios:
  - a. is required to secure financing for an approved project to expedite construction.
  - b. will provide for additional time to complete an approved project.
  - c. will generate revenue for projects reflected in a project plan if supported by a planned new investment or;
  - d. is needed to leverage new local, state, federal or philanthropic funding.
3. Termination: Termination will be recommended if:
  - a. a TIRZ has either met the objectives defined in the zone's project plan, or
  - b. a TIRZ has "underperformed" and has been unsuccessful at meeting the objectives defined in the Zone's project plan after 15 years from its creation.
4. Boundary Adjustments:
  - a. Annexations into existing Zones will be evaluated and considered for any of the following scenarios:
    - i. further the objectives of the TIRZ's project plan.
    - ii. will attract private investment in the proposed area.
    - iii. support an application to the state or federal housing agency for the development and construction of low-income housing or.
    - iv. support an application for state, federal, or philanthropic funding for transportation, park or other infrastructure.
  - b. De-annexations will be evaluated and considered if the reduction in the boundary will either:
    - i. increase the revenue generated in the area remaining after the reduction, or.
    - ii. .increase the City's capacity to designate other areas for Tax Increment Financing considering the 25% statutory limitation.

ITEM 54 – continued

5. Non-Contiguous TIRZ: Non-Contiguous TIRZs will be evaluated and considered on a case-by-case basis where the criteria in Chapter 311 are met. Additional considerations must include an alignment between the area proposed for annexation with the existing TIRZ and the existing TIRZ's capacity to generate revenue sufficient to meet its project plan objectives and to fund public capital infrastructure in the proposed area that is likely to encourage private investment or spur economic development.
6. TIRZ Performance: Mayor's Office of Economic Development Division will engage regularly with each TIRZ Board to assess and evaluate the TIRZ's performance relative to the goals, revenue generation, and timeline for the delivery of capital projects stated in the project plan.  
TIRZs that are either not performing or underperforming to the project plan will be required to provide an action plan that will encourage and attract private investment ultimately increasing the revenue generated within the Zone to construct projects as defined in the project plan.
7. TIRZ Budgets and Capital Improvement Plans: The Annual Budget and CIP will be presented to City Council for approval only after the operating budget and capital projects have been reviewed and approved by the Mayor or designee, Finance, Houston Public Works, and the TIRZ/Redevelopment Authority Boards.  
The budget will only reflect projects with identified funding sources (including existing funding sources or approved future funding sources) and contain a minimal capital reserve as established by the Finance Department.
8. Debt Authorization and Issuance: The City's Finance Department and the TIRZ Bond Team will work cooperatively on all bond related matters including "pre-issuance" meetings, appointment of bond-related providers to ensure governance and to benefit from the City's providers which may have lower issuance cost options.  
- was presented, all voting aye, nays none. **MOTION 2023-0585 ADOPTED**

55. **ORDINANCE** amending Ordinance No. 2020-999 to revise and update the amended and restated City of Houston's Financial Policies adopted thereunder.  
**DELAYED BY MOTION #2023-570, 8/23/2023.**  
These were Items 71 and 72 on Agenda of August 23, 2023  
- was presented, Council Member Huffman voting no, balance voting aye.  
**ORDINANCE 2023-0726 ADOPTED**

**Note: Council Member Thomas released her tag on Item 35.**

35. **ORDINANCE** approving and authorizing Interlocal Agreement between City of Houston and **HOUSTON LAND BANK ("HLB")** for the transfer of real property tax revenues collected by the City on subject properties pursuant to Section 379H.203 of the Texas Local Government Code; approving the creation of the HLB Tax Rev Fund to receive real property tax revenues collected from properties subject to the agreement; appropriating any and all property tax revenues received into the fund for the purposes set out in the agreement - was presented, all voting aye, nays none. **ORDINANCE 2023-0727 ADOPTED**

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Kamin first.

There being no further business before Council, the City Council adjourned at 11:10 a.m.

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

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Pat J. Daniel, City Secretary