



RECOGNITION AND AWARDS NOTICE

Recognition by Mayor Reid of the following:

A Budget Award to the City of Pearland from the Government Finance Officers Association Past President Mr. William Michael Rodgers, CPA, To be accepted by Assistant Finance Director John McCarter, Senior Budget Analyst Neelie Walker, Budget Analyst Rachel Wynslow.

Presentation will be held:

**August 12, 2019
6:15 p.m.
Council Chambers
3519 Liberty Drive
Pearland, Texas 77581**



**CITY COUNCIL AGENDA
CITY OF PEARLAND
REGULAR COUNCIL MEETING
Monday, August 12, 2019 6:30 PM
COUNCIL CHAMBERS | PEARLAND CITY HALL | 3519 LIBERTY DRIVE**

- I. CALL TO ORDER**
- II. INVOCATION AND THE PLEDGE OF ALLEGIANCE TO THE UNITED STATES OF AMERICA FLAG AND TEXAS FLAG**
- III. ROLL CALL:**

Mayor Reid, Mayor Pro-Tem Little, Councilmembers Orlando, Reed, Moore, Hernandez, Perez and Owens.

IV. CITIZEN COMMENTS:

In order to hear all citizen comments at a reasonable hour, the City Council requests that speakers respect the three-minute time limit for individual comments and the five-minute time limit for an individual speaking on behalf of a group. This is not a question-answer session, however, it is an opportunity to voice your thoughts with City Council.

V. PUBLIC HEARING:

Docketed Public Hearing - Sixty Foot (60") ROW Abandonment generally located at the southwest corner of Magnolia Parkway and FM 1128.

[ROW Abandonment AIR-19-337](#)

STAFF REVIEW

CITIZEN COMMENTS

In order to hear all citizen comments at a reasonable hour, the City Council requests that speakers respect the three-minute time limit for individual comments and the five-minute time limit for an individual speaking on behalf of a group. This is not a question-answer session, however, it is an opportunity to voice your thoughts with City Council.

COUNCIL/STAFF DISCUSSION

VI. ADJOURNMENT OF THE PUBLIC HEARING

VII. CONSENT AGENDA:

All items listed under the "Consent Agenda" are considered to be routine and require little or no deliberation by the City Council. These items will be enacted/approved by one motion unless a councilmember requests separate action on an item, in which event the item will be removed from the Consent Agenda and considered by separate action (VI. matters removed from Consent Agenda). Approval of the Consent Agenda enacts the items of legislation.

- A. Approval of minutes of April 15, 2019, Joint Public Hearing held at 6:30 p.m.
- Approval of minutes of May 20, 2019, Joint Public Hearing held at 6:30 p.m.
- Approval of minutes of May 20, 2019, Joint Special Meeting held at 6:30 p.m.
- Approval of minutes of May 20, 2019, Regular Meeting held at 7:30 p.m.
- [2019-04-15 Joint Public Hearing Minutes](#)
- [2019-05-20 Joint Public Hearing Minutes](#)
- [2019-05-20 Joint Special Meeting](#)
- [2019-05-20 Regular Meeting Minutes](#)

- B. Consideration and Possible Action - Excuse the Absence of Councilmember J. David Little from the Regular Council Meeting held on July 22, 2019.**
[Excuse Councilmember Little. AIR-19-373](#)
- C. Consideration and Possible Action - Resolution No. R2019-187 - A Resolution of the City Council of the City of Pearland, Texas, renewing a unit supply contract for tree trimming and maintenance services with Yellowstone Landscape, in the estimated amount of \$150,000.00, for the period of August 31, 2019 through August 30, 2020.**
[Tree Trimming Services Renewal AIR-19-335](#)
- D. Consideration and Possible Action - Resolution No. R2019-195 - A Resolution of the City Council of the City of Pearland, Texas, authorizing a contract amendment with Costello Engineering for design services, in the additional amount of \$57,225.00 (total contract amount of \$572,827.00), associated with Phase II of the FM 521 Ground Storage Tank Project.**
[FM 521 GST Design Contract Amendment AIR-19-358](#)
- E. Consideration and Possible Action - Resolution No. R2019-201 - A Resolution of the City Council of the City of Pearland, Texas, renewing a contract to the Pearland Reporter News as the official newspaper of record for publishing City legal notices, at the price of \$3.00 per column inch, for the period of September 15, 2019 to September 14, 2020.**
[Official Newspaper AIR-19-357](#)
- F. Consideration and Possible Action - Resolution No. R2019-199 - A Resolution of the City Council of the City of Pearland, Texas, approving the U.S. Department of Housing and Urban Development Community Development Block Grant Program Fiscal Year 2020 Annual Action Plan, as part of its FY 2018-2022 CDBG 5-Year Consolidated Plan to be submitted to the U.S. Department of Housing and Urban Development.**
[CDBG FY2020/PY2019 Action Plan AIR-19-352](#)
- G. Consideration and Possible Action - Resolution No. R2019-205 - A Resolution and Order of the City Council of the City of Pearland, Texas, ordering the holding of a Special Election to be held on Tuesday November 5, 2019, for the purpose of a Special Election to fill a vacancy on Councilmember Position No. 2 an unexpired term expiring May 1, 2021, in and for the City of Pearland, Texas; establishing polling places; naming clerks; and establishing procedures for said Special Election.**
[Special Election AIR-19-350](#)
- H. Consideration and Possible Action - Resolution No. R2019-189 - A Resolution of the City Council of the City of Pearland, Texas, authorizing the City Manager or his designee to enter into a Multiple Use Agreement with the Texas Department of Transportation, for the sharing of fiber optic cable and related infrastructure.**
[Multiple Use Agreement for Fiber - TranStar AIR-19-328](#)

- I. **Consideration and Possible Action - Resolution No. R2019-191** - A Resolution of The City Council of the City of Pearland, Texas, authorizing the City Manager or his designee to participate in an interlocal cooperative pricing arrangement through the Texas Association of School Boards (TASB) Buy Board for the replacement of safety surfaces associated with the Centennial Park, Pasternak Park, Zychlinkski Park and Woody Street Park Playgrounds, with McKenna Contracting, in the amount of \$82,862.00.
[Park Fall Zone Replacements AIR-19-322](#)

- J. **Consideration and Possible Action - Resolution No. R2019-198** - A Resolution of the City Council of the City of Pearland, Texas, authorizing a contract amendment for project management services with Cobb Fendley & Associates, associated with the Max Road Expansion Project (Reid Boulevard to Hughes Ranch Road), in the additional amount of \$53,000.00 (total contract amount of \$173,620.50).
[Max Road Project Manager Contract Amendment AIR-19-308](#)

- K. **Consideration and Possible Action - Resolution No. R2019-197** - A Resolution of the City Council of the City of Pearland, Texas, terminating prior Advanced Funding Agreements, and authorizing a new Advanced Funding Agreement with the Texas Department of Transportation (“TxDOT”), for the Shadow Creek Ranch Trail Project (Kingsley Road to Kirby Drive), in the amount of \$1,939,190.00.
[Shadow Creek Trail AFA AIR-19-303](#)

- L. **Consideration and Possible Action - Resolution No. R2019-190** - A Resolution of The City Council of the City of Pearland, Texas, authorizing the City Manager or his designee to participate in an interlocal cooperative pricing arrangement with the Texas Department of Information Resources (DIR) for the purchase of video equipment for the Traffic Operation Center, from DataVox, in the estimated amount of \$74,980.09.
[Traffic Operations Video Wall Upgrade AIR-19-311](#)

- M. **Consideration and Possible Action** - Authorizing City staff to proceed with the acquisition of real property for drainage and detention purposes as discussed in executive session at the August 5, 2019 Special City Council Meeting.

VIII. MATTERS REMOVED FROM CONSENT AGENDA:

IX. NEW BUSINESS:

- 1. **Consideration and Possible Action - First Reading of Ordinance No. 1580** - An Ordinance of the City council of the City of Pearland, Texas, abandoning a portion of certain right-of-way (Kincaid Road, generally located south of Magnolia Parkway and west of FM 1128) recorded in the plat records of, Brazoria County, Texas, within the corporate city limits of Pearland, Brazoria County, Texas; having a savings clause and a severability clause; and providing for an effective date.

2. **Consideration and Possible Action - First Reading of Ordinance No. 2000T-30** - An Ordinance of the City Council of the City of Pearland, Texas, amending selected provisions of the Unified Development Code regarding the following section; **reformatting the land uses table, definitions and off-street parking requirements of the Land Use Matrix (Section 2.5.2.1), providing new regulations for patio cover setbacks within the rear yards of residential lots (Section 2.6.1.1(f), Area & Building Regulations), removal of the parking lot prohibition within the front yard of the Old Townsite District (Section 2.4.3.4 OT, Old Townsite District), providing new regulations for L.E.D lighting on signage and storefronts (Section 2.4.5.1 Corridors Overlay District; Section 2.6.2.1 Applicability & Requirements; and Section 4.2.5.1 General Standards & Requirements), and providing for removal of dumpster screening and sidewalk requirements upon expansion of parking pavement and separation of landscape requirements for street trees and parking lot trees based on type of expansion (Section 4.1.3.2 Improvements & Related Triggers);** having a savings clause, a severability clause, and a repealer clause; providing for codification, publication and an effective date.
[First Reading - 2000T-30 Amendments to the Unified Development Code AIR-19-348](#)
3. **Consideration and Possible Action - First Reading of Ordinance No. 1416-2019** - An Ordinance of the City Council of the City of Pearland, Texas, amending Chapter 9, *Electricity*, of the City of Pearland Code of Ordinances, as it may have been, from time to time, amended; having a savings clause, a severability clause, and a repealer clause; and providing for codification -and an effective date.
[Chapter 9 update](#)
4. **Consideration and Possible Action - First Reading of Ordinance No. 1296-2019** - An Ordinance of the city council of the City of Pearland, Texas, amending Chapter 7, *Building*, of the City of Pearland Code of Ordinances, as it may have been, from time to time, amended (most recently by Ordinance Nos. 1209-2015, 1296-2015 and 1211-2015), by amending Chapter 7, *Building*; having a savings clause, a severability clause, and a repealer clause; and providing for codification -and an effective date.
[Chapter 7 update 2018 building codes adoption AIR-19-345](#)
5. **Consideration and Possible Action - First Reading of Ordinance No. 1210-2019** - An Ordinance of the city council of the City of Pearland, Texas, amending Chapter 23, *Plumbing and Gas*, of the City of Pearland Code of Ordinances, as it may have been, from time to time, to amend Section 23-1, entitled *Plumbing Code Adopted*; to amend Section 23-1.1, entitled *Local Amendments*; to amend Section 23-161, entitled *Fuel Gas Code Adopted*, and to amend Section 23-161.1, entitled *Local Amendments*; having a savings clause, a severability clause, and a repealer clause; and providing for codification -and an effective date.
[Chapter 23 updates](#)

6. **Consideration and Possible Action - First Reading of Ordinance No. 1211-2019** - An Ordinance of the city council of the City of Pearland, Texas, amending Chapter 10, *Fire Prevention and Protection*, of the City of Pearland Code of Ordinances, as it may have been, from time to time, amended (most recently by Ordinance Nos. 1211-2015), by amending Chapter 10, *Fire Prevention and Protection*; having a savings clause, a severability clause, and a repealer clause; and providing for codification -and an effective date.
[Code of Ordinance Chapter 10 update AIR-19-366](#)
7. **Consideration and Possible Action - Resolution No. R2019-204** - A Resolution of the City Council of the City of Pearland, Texas, adopting a Five-Year Capital Improvement Program (2020-2024).
[FY 2020-2024 CIP AIR-19-362](#)
8. **Consideration and Possible Action - Resolution No. R2019-200** - A Resolution of the City Council of the City of Pearland, Texas, authorizing the City Manager or his designee to enter into a Reimbursement Agreement between the City and the Pearland Economic Development Corporation; and awarding competitive sealed proposals for Phases II and III of the SH 288 Corridor Master Improvement Plan to Landscape Art, Inc., in the amount of \$1,045,492.40 (Phase II) and \$647,064.14 (Phase III).
[SH 288 Aesthetic Improvements Project AIR-19-351](#)
9. **Consideration and Possible Action - Resolution No. R2019-196** - A Resolution of the City Council of the City of Pearland, Texas, authorizing the Pearland Economic Development Corporation to amend a contract for professional services with Clark Condon Associates, for the SH 288 Corridor Master Improvement Plan, in the additional amount of \$85,000.00 (total contract amount of \$374,540.00).
[SH 288 Landscape Architecture Services AIR-19-354](#)
10. **Consideration and Possible Action – Resolution No. R2019-182** - A Resolution of the City Council of the City of Pearland, Texas, awarding a unit-supply bid for manhole rehabilitation services to National Works, Inc., in the amount of \$850,000.00, for the period of August 19, 2019 to August 18, 2020.
[Sanitary Sewer Manhole Rehabilitation at Various Locations AIR-19-323](#)
11. **Consideration and Possible Action - Resolution No. R2019-192** - A Resolution of the City Council of the City of Pearland, Texas, authorizing Task Order No. 4 with Ardurra Group LLC, in the amount of \$2,961,369.64, for work related to the design and construction services associated with the City's Surface Water Treatment Plant.
[Owner's Representative Surface Water Treatment Plant AIR-19-310](#)
12. **Consideration and Possible Action - Resolution No. R2019-177** - A Resolution of the City Council of the City of Pearland, Texas, authorizing the City Manager or his designee to enter into an Interlocal Agreement with Brazoria Drainage District No. 4 (“BDD4”) regarding the purchase of real

property for the construction of drainage detention, in the amount of \$1,607,872.00 (City portion \$1,007,872.00 and BDD4's portion \$600,000.00).
[BDD4 Interlocal for Wong Property AIR-19-304](#)

- 13. Consideration and Possible Action - Resolution No. R2019-203** - A Resolution of the City Council of the City of Pearland, Texas, authorizing a contract for design services with Freese & Nichols, Inc., in the amount of \$1,019,070.00, associated with the Bailey Road Expansion Project (Veterans Dr. to SH 35).
[Bailey Road Design Contract AIR-19-256](#)

- 14. Consideration and Possible Action - Resolution No. R2019-202** - A Resolution of the City Council of the City of Pearland, Texas, authorizing a contract with Cobb Fendley Associates, Inc. for design services, associated with the Willowcrest Subdivision Drainage Improvement Project, in the estimated amount of \$1,151,953.00.
[Willowcrest Drainage Design Contract AIR-19-343](#)

X. MAYOR/COUNCIL ISSUES FOR CITY COUNCIL DISCUSSION: None

XI. OTHER BUSINESS: None

XII. ADJOURNMENT

This site is accessible to disabled individuals. For special assistance, please call 281.652.1840 prior to the meeting so that appropriate arrangements can be made.

All agenda supporting documents are available @ www.pearlandtx.gov