

AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 11, 2005 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2005-0025 to 2005-0039
ORDINANCES – 2005-0016 to 2005-0055
RESOLUTIONS – 2005-0001 to 2005-0002

2005-0024-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Khan

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

2:00 P. M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

Motion 2005-0025 – Procedural motion
Motion 2005-0026 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JANUARY 12, 2005 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 55

MISCELLANEOUS - NUMBER 1

1. Motion 2005-0027

RECOMMENDATION from Chief of Police for allocation of funding for Forensic DNA Analysis Services as follows - General and Grant Funds:

IDENTIGENE, INC. - \$827,500.00

ORCHID BIOSCIENCES, INC. - \$797,500.00

RELIAGENE TECHNOLOGIES, INC - \$100,000.00

DAMAGES - NUMBER 2

2. Motion 2005-0028

RECOMMENDATION from City Attorney for settlement of lawsuit styled **SOUTHWESTERN BELL TELEPHONE, L.P.** v. City of Houston; in the County Civil Court at Law Number Two (2) of Harris County, Texas; Cause No. 804,208 - \$70,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBERS 3 through 7

3. Motion 2005-0029

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$313,450.50 and acceptance of work on contract with **ACM CONTRACTORS, INC** for Construction of Ley Road at Kirkpatrick Street Improvements, GFS N-0587B-01-3 (N-0587B-01) - 01.01% under the original contract amount - **DISTRICT B - GALLOWAY**

4. Motion 2005-0030

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,199,007.06 and acceptance of work on contract with **TEXAS STERLING CONSTRUCTION, L.P.** for Neighborhood Sewer System Improvements in Junction City and Pinewood Village, GFS R-2011-18-3 (4809-1) - 07.94% under the original contract amount - **DISTRICTS B - GALLOWAY and H - GARCIA**

5. Motion 2005-0031

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,590,073.85 and acceptance of work on contract with **GARVER CONSTRUCTION, LTD.** for Infiltration and Inflow Correction in the FWSD #23 and Red Gully Service Areas, GFS R-2014-02-3 (4795-1) - 07.08% under the original contract amount **DISTRICT B - GALLOWAY**

6. Motion 2005-0032

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,227,184.37 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Construction of Marylyn Estates and Sharpstown Area Water Line Replacement, GFS S-0035-60-3 (WA10591) - 06.07% under the original contract amount **DISTRICTS C - GOLDBERG and F - KHAN**

7. Motion 2005-0033

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,694,883.26 and acceptance of work on contract with **JALCO, INC** for Construction of 48-Inch Water Line along Westview Drive and Rail Road Easement from Wisterwood Drive to Katy-Addicks Pump Station, and 30-inch and 36-inch Water Lines along Brittmoore Road and Rail Road Easement from Timber Oak Drive to Old Katy Road, GFS S-0900-47-3 (WA10604) - 04.82% under the original contract amount - **DISTRICT A - LAWRENCE**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 and 9

8. Motion 2005-0034

STAGELIGHT, INC for Theater Projection Screens for Convention & Entertainment Facilities Department - \$44,239.00 - Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

9. Motion 2005-0035

RECOMMENDATION from Finance & Administration Department for approval of spending authority in an amount not to exceed \$207,889.00 for Automotive Tools and Equipment from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Various Departments, awarded to **SNAP-ON INDUSTRIAL** General, Enterprise and Fleet Management Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 10 through 55

10. Resolution 2005-0001

RESOLUTION of the City Council of the City of Houston, Texas, amending Resolution No. 2004-21 relating to declaring an intention to reimburse project expenditures

11. Not Received-Not Considered

ORDINANCE **AMENDING CHAPTER 3 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Sale of Alcohol within the City

12. Council Member Galloway tagged

ORDINANCE **AMENDING SECTION 14-182 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Removal. Demotion and Suspension of Employees

13. Council Member Galloway tagged

ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the term Department Director

14. Ordinance 2005-0016

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 9-foot wide portion of a 38-foot wide alley, located at 722 West 17th Street, adjacent to Lots 10 and 11, Block 127, Houston Heights Addition, John Austin Two League Survey, A-1, Harris County, Texas, containing 450 square feet (0.0103 acre) of land, more or less; vacating and abandoning said tract of land to John Palmer, the abutting owner, in consideration of owner's payment of \$4,800.00 and other consideration to the City - **DISTRICT H - GARCIA**

15. Ordinance 2005-0046

ORDINANCE issuing a permit to **SJPB, LLC** for using, occupying, operating, maintaining, and repairing a pedestrian tunnel and basement Vault space abutting Block 417 S.S.B.B. and within Gray Avenue, Crawford Street and Pierce Avenue, Public Street rights-of-way of the City of Houston, Texas; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT I - ALVARADO**

16. Ordinance 2005-0047

ORDINANCE approving and authorizing Occupancy Agreement between **HEAR O'ISREAL INTERNATIONAL D/B/A LISTEN TO THE CRIES OF THE CHILDREN NATIONAL**, as occupant, and the City of Houston, Texas, as owner, for space in the Magnolia Multi-Service Center **DISTRICT I - ALVARADO**

17. Ordinance 2005-0048

ORDINANCE approving and authorizing Occupancy Agreement between **ARC OF GREATER HOUSTON**, as occupant, and the City of Houston, Texas, as owner, for space in the Metropolitan Multi-Service Center - **DISTRICT D - EDWARDS**

RESOLUTIONS AND ORDINANCES - continued

18. Ordinance 2005-0055

ORDINANCE approving and authorizing contract between the City of Houston and **RIVER OAKS HEALTH ASSOCIATION** providing up to \$376,910.00 in Housing Opportunities For Persons With AIDS Funds, which sum includes a limitation of additional funding in the amount of \$188,455.00, for the Administration of a Housing Assistance and Supportive Services Program in connection with a Community Residence - **DISTRICT D - EDWARDS**

19. Council Members Edwards, Lawrence, Khan, Sekula-Gibbs, Quan, Holm and Ellis tagged

ORDINANCE approving and authorizing agreement for Legal Services between the City and **VINSON & ELKINS L.L.P.** for Litigation Support related to passage of Proposition 1 and Proposition 2 on the November 2, 2004, Ballot; providing a maximum contract amount \$250,000.00 - General Fund

20. Ordinance 2005-0049

ORDINANCE approving and authorizing Legal Services Agreement between the City of Houston and **JACKSON, SJOBERG, MCCARTY & WILSON, L.L.P.** for Representation before the TCEQ and other Regulatory Agencies on water, wastewater and storm water issues - \$225,000.00 Enterprise Fund

21. Ordinance 2005-0017

ORDINANCE awarding contract to **PRAGER, INC** for Lightnin Mixer Repair/Overhaul Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$2,203,724.00 - Enterprise Fund

22. Ordinance 2005-0050

ORDINANCE approving and authorizing agreement for Automated People Mover Operations and Maintenance Services at George Bush Intercontinental Airport/Houston by and between the City of Houston, Texas and **BOMBARDIER TRANSPORTATION (HOLDINGS) USA, INC;** providing a maximum contract amount - \$5,219,419.00 - Enterprise Fund - **DISTRICT B - GALLOWAY**

23. Ordinance 2005-0018

ORDINANCE appropriating \$14,947.50 out of Police Consolidated Construction Fund for **CACTUS BUILDERS, INC** for Construction Services in connection with the AFIS Upgrade Project, CIP G-0071-07-3 - **DISTRICT H - GARCIA**

24. Ordinance 2005-0019

ORDINANCE de-appropriating \$400,000.00 from Convention and Entertainment Construction Fund appropriated under Ordinance No. 2002-0284, \$700,000.00 from Convention & Entertainment Development Fund appropriated under Ordinance No. 2001-0812; appropriating \$400,000.00 from Convention & Entertainment Construction Fund, \$700,000.00 from Convention & Entertainment Development Fund, and \$913,825.00 out of Convention & Entertainment Construction Fund, awarding construction contract to **DIVISIONONE CONSTRUCTION, LLC** for Construction of Wortham Center Orchestra Pit Enhancement, GFS B-0078-01-3, setting a deadline for bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; providing funding for engineering and testing services, construction management and contingencies relating to the construction of facilities financed by the Convention & Entertainment Construction Fund and Convention & Entertainment Development Fund - **DISTRICT I - ALVARADO**

RESOLUTIONS AND ORDINANCES - continued

25. Ordinance 2005-0051

ORDINANCE appropriating \$59,200.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Advanced Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction on Beltway 8 from Bissonnet St. to Beechnut St., GFS S-0521-R9-3 (SB9204-01); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - KHAN**

26. Council Member Goldberg tagged

ORDINANCE appropriating \$332,162.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Advanced Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction on IH-610 South Loop from N. Braeswood Blvd to Kirby Drive, GFS S-0521-S3-3 (WA10852); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - GOLDBERG**

27. Ordinance 2005-0052

ORDINANCE appropriating \$89,950.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Advanced Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction on Broadway Blvd Intersection at the IH-610 Loop, GFS S-0521-S4-3 (WA10853); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO**

28. Council Member Edwards tagged

ORDINANCE appropriating \$177,045.26 out of Water & Sewer System Consolidated Construction Fund and \$240,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund, approving and authorizing Developer Participation Contract between the City of Houston and **RICO DEVELOPMENT, INC** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve the Almeda Meadows Subdivision, CIP S-0800-D5-03 and R-0800-D5-03 **DISTRICT D - EDWARDS**

29. Council Member Edwards tagged

ORDINANCE appropriating \$186,100.00 out of Water & Sewer System Consolidated Construction Fund and \$219,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund and approving and authorizing Developer Participation Contract between the City of Houston and **JACK C. CANNATA, dba CANNATA CONSTRUCTION** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve Section Two of the Pierce Junction Village Subdivision, CIP S-0800-F5-03 and R-0800-F5-03 - **DISTRICT D - EDWARDS**

30. Ordinance 2005-0020

ORDINANCE appropriating \$167,690.00 out of Water & Sewer System Consolidated Construction Fund and \$204,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund, approving and authorizing Developer Participation Contract between the City of Houston and **KB HOME LONE STAR, L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve Section Two of the Sierra Vista Subdivision, CIP S-0800-F7-03 and R-0800-F7-03 **DISTRICT I - ALVARADO**

RESOLUTIONS AND ORDINANCES - continued

31. Ordinance 2005-0021

ORDINANCE appropriating \$1,915,000.00 out of Water & Sewer Consolidated Construction Fund, awarding construction contract to **C & C SERVICES** for Construction of Water Line Replacement in Alabama Subdivision Area, GFS S-0035-A2-3 (WA10762); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required a contract documents to the City; providing funding for engineering and testing services, project management and contingencies relating to the construction of facilities financed by the Water & Sewer Consolidated Fund - **DISTRICT C - GOLDBERG**

32. Ordinance 2005-0022

ORDINANCE awarding construction contract to **SER CONSTRUCTION PARTNERS, LTD.** for Construction of Water, Sanitary Sewer and Storm Drainage Systems to serve the Majestic Estates Subdivision, CIP S-0800-B6-03 and R-0800-B6-03 (DPC-69); approving and authorizing assignment of the construction contract to **MAJESTIC HOMEBUILDERS, INC;** 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 **DISTRICT I - ALVARADO**

**MATTERS RELATED TO THE CALLING OF PUBLIC HEARINGS TO BE HELD ON
FEBRUARY 9 AND 16, 2005** - NUMBERS 33 through 55

33. Ordinance 2005-0023

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **GRAND LAKES MUNICIPAL UTILITY DISTRICT NO. 1** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **GRAND LAKES MUNICIPAL UTILITY DISTRICT NO. 1**, in Fort Bend County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

34. Ordinance 2005-0024

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **GRAND LAKES MUNICIPAL UTILITY DISTRICT NO. 4** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **GRAND LAKES MUNICIPAL UTILITY DISTRICT NO. 4** and certain territory located in the vicinity of Grand Lakes Municipal Utility District No. 4, in Fort Bend County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

35. Ordinance 2005-0025

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **GRAND LAKES MUNICIPAL UTILITY DISTRICT NO. 2** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **GRAND LAKES MUNICIPAL UTILITY DISTRICT NO. 2**, in Fort Bend County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

RESOLUTIONS AND ORDINANCES - continued

36. Ordinance 2005-0026

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 35** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 35**, in Fort Bend County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

37. Ordinance 2005-0027

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 50** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 50** and certain territory located in the vicinity of Fort Bend County Municipal Utility District No. 50, in Fort Bend County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

38. Ordinance 2005-0028

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **CINCO MUNICIPAL UTILITY DISTRICT NO. 12** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **CINCO MUNICIPAL UTILITY DISTRICT NO. 12** and certain territory located in the vicinity of Cinco Municipal Utility District No. 12, in Fort Bend County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

39. Ordinance 2005-0029

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **CHARTERWOOD MUNICIPAL UTILITY DISTRICT** to enter into an amendment to the strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **CHARTERWOOD MUNICIPAL UTILITY DISTRICT**, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

40. Ordinance 2005-0030

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 276** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 276**, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

RESOLUTIONS AND ORDINANCES - continued

41. Ordinance 2005-0031

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 132** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 132** and certain territory located in the vicinity of Harris County Municipal Utility District No. 132, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

42. Ordinance 2005-0032

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 152** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 152**, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

43. Ordinance 2005-0033

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 109** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 109** and certain territory located in the vicinity of Harris County Municipal Utility District No. 109, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

44. Ordinance 2005-0034

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153**, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

45. Ordinance 2005-0035

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 120** to enter into an amendment to the strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 120** and certain territory located in the vicinity of Harris County Municipal Utility District No. 120, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

RESOLUTIONS AND ORDINANCES - continued

46. Ordinance 2005-0036

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 133** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 133** and certain territory located in the vicinity of Harris County Water Control And Improvement District No. 133, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

47. Ordinance 2005-0037

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 186** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 186** and certain territory located in the vicinity of Harris County Municipal Utility District No. 186, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

48. Ordinance 2005-0038

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

49. Ordinance 2005-0039

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **FOUNTAINHEAD MUNICIPAL UTILITY DISTRICT** to enter into an amendment to the strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **FOUNTAINHEAD MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Fountainhead Municipal Utility District, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

50. Ordinance 2005-0040

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 61** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 61** and certain territory located in the vicinity of Harris County Fresh Water Supply District No. 61, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

RESOLUTIONS AND ORDINANCES - continued

51. Ordinance 2005-0041

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 29** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 29**, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

52. Ordinance 2005-0042

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **NORTH PARK PUBLIC UTILITY DISTRICT** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **NORTH PARK PUBLIC UTILITY DISTRICT**, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

53. Ordinance 2005-0043

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 36** to enter into a strategic partnership agreement and on a proposal by the City of Houston to annex for limited purposes certain territory within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 36** and certain territory located in the vicinity of Harris County Water Control and Improvement District No. 36, in Harris County, Texas; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

54. Ordinance 2005-0044

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 63** to enter into an amendment to the strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 63**; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

55. Ordinance 2005-0045

ORDINANCE calling public hearings at which interested persons will be given the opportunity to be heard on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 62** to enter into an amendment to the strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 62**; providing for the publication of notice of such hearings; containing other provisions relating to the foregoing subject; providing for severability; and declaring an emergency

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 56 through 58

MISCELLANEOUS

56. Motion 2005-0036

RECEIVE nominations for Position 18 of **HOUSTON READ COMMISSION**, with a three-year term from the date of appointment – **SET DATE TO WEDNESDAY, JANUARY 19, 2005**

Motion 2005-0037 – Delete Position 17 on Item 57

57. Motion 2005-0038 – Close nominations

RECEIVE nominations for Positions 17, 20 and 21 of **HOUSTON READ COMMISSION**, with three-year staggered terms from the date of appointment

Position 20 – Ms. Etta Hill - nominated

Position 21 – Ms. Diana M. Valverde - nominated

58. Motion 2005-0039

RECOMMENDATION from Director Finance & Administration for membership renewal in the United States Conference of Mayors - \$40,487.00 - General Fund

MATTERS HELD - NUMBERS 59 through 61

59. Resolution 2005-0002

RESOLUTION approving the issuance and sale by Houston Housing Finance Corporation of Variable Rate Demand Multifamily Housing Revenue Bonds, Series 2005 (Fairlake Cove Apartments) and approving the Official Statement with respect to such bonds - **DISTRICT E - WISEMAN** - **TAGGED BY COUNCIL MEMBERS WISEMAN and SEKULA-GIBBS**

This was Item 22 on Agenda of January 5, 2005

60. Ordinance 2005-0053

ORDINANCE approving and authorizing contract between the City of Houston and **CLARENCE A. WEST**, Attorney at Law, for Advice and Counsel to the City of Houston relating to Cable Television Franchise Renewal, Future Community Needs Assessment and Performance Review of Time Warner; providing a maximum contract amount - \$160,000.00 Maximum contract amount General Fund - **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 29 on Agenda of January 5, 2005

61. Ordinance 2005-0054

ORDINANCE deappropriating \$272,348.82 from the General Improvement Consolidated Construction Fund appropriated under Ordinance No. 97-1032 and \$703,073.28 from the Fire Consolidated Construction Fund appropriated under Ordinance Nos. 96-20, 99-230, 00-131, 01-279, 02-53, and 03-48 for the Renovation/Reconstruction of various Fire Department Facilities

TAGGED BY COUNCIL MEMBERS GARCIA, WISEMAN and SEKULA-GIBBS

This was Item 35 on Agenda of January 5, 2005

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

ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER

NOTE - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

1/11/2005 – Council Member Galloway, Quan and Green out of the City on City business

1/12/2005 – All Present