

AGENDA - COUNCIL MEETING - TUESDAY - NOVEMBER 22, 2005 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2005-1113 to 2005-1136
ORDINANCES – 2005-1267 to 2005-1301
RESOLUTIONS – 2005-0022 to 2005-0023

2005-1112-1

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Khan

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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

Motions 2005-1117 to 2005-1118 – Procedural motions

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 43

MISCELLANEOUS - NUMBERS 1 through 3

1. Motion 2005-1131

RECOMMENDATION from Chief of Police for Disbursement of Asset Forfeiture proceeds from joint operations with **U. S. IMMIGRATION AND CUSTOMS ENFORCEMENT** - \$692,061.67

Motion 2005-1114 – Suspend rules to consider Items 2, 14, 27-1, 9 and 33 out of order

2. Council Member Edwards tagged

RECOMMENDATION from Finance & Administration Department for approval of payment of membership dues for the City of Houston membership in the **ALLIANCE FOR I-69 TEXAS** \$30,000.00 - General Fund

3. Motion 2005-1124

RECOMMENDATION from Director Department of Public Works & Engineering for payment of FY 2006 Annual Membership dues for the **AMERICAN WATER WORKS ASSOCIATION RESEARCH FOUNDATION** Subscription Program - \$228,493.00 - Enterprise Fund

ACCEPT WORK - NUMBER 4

4. Council Members Green, Khan and Galloway tagged

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$21,918,914.18 and acceptance of work on contract with **J. D. ABRAMS, L. P.** for APM Guideway Extension, Roadways and Site Utilities at George Bush Intercontinental Airport/Houston; Project No. 536A, CIP A-0203 and A-0354 - 13.73% over the original contract amount - **DISTRICT B - GALLOWAY**

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 11

5. Motion 2005-1125

D. S. BROWN COMPANY - \$2,103,931.75, **INDUSTRIAL POLYMERS, INC** - \$879,937.80, **INTERNATIONAL ROADWAY RESEARCH** - \$97,405.00, **OLSEN & GUERRA LUMBER CO.** - \$115,978.80 and **REMMEL ENTERPRISE, INC dba STACO** - \$64,557.50 for Runway and Taxiway Repair Materials for Houston Airport System - \$3,261,810.85 - Enterprise Fund

6. Motion 2005-1126

AAR, INCORPORATED for Asbestos Abatement, Demolition and Site Clean-up Services for Police Department - \$61,950.00 and contingencies for a total amount not to exceed \$65,047.50 Dangerous Buildings Consolidated Fund

7. Motion 2005-1127

ASSURED ENVIRONMENTAL QUALITY, INC for Asbestos Abatement, Demolition and Site Clean-up Services for Police Department - \$73,145.00 and contingencies for a total amount not to exceed \$76,802.25 - Dangerous Buildings Consolidated Fund

8. Motion 2005-1128

COMMERCIAL GRAPHICS & EMBROIDERY for Automotive, Police Car Decals Contract for Police Department - \$263,134.55 - General Fund

9. Council Members Edwards and Sekula-Gibbs tagged

RUSH TRUCK CENTERS OF TEXAS, L.P. - \$1,080,453.00 and **UNDERGROUND, INC d.b.a. UNDERGROUND MARKETING** - \$877,291.59 for Cabs & Chassis and Truck Bodies through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Department of Public Works & Engineering - Storm Water Fund

10. Motion 2005-1129

AMEND MOTION #2004-814, 7/7/04, TO INCREASE spending authority by \$41,891.28, for Traffic Signal Equipment Contracts for Department of Public Works & Engineering, awarded to **LEOTEK ELECTRONICS USA CORP.** and **GENERAL TRAFFIC EQUIPMENT CORP.** - General Fund

11. Motion 2005-1130

ALLSTEEL, INC - \$184,553.67 and **THE HON COMPANY** - \$43,687.79 for Office Furniture from the State of Texas Building and Procurement Commission's Contracts through the State of Texas Cooperative Purchasing Program for Various Departments - General, Grant, Enterprise and Equipment Acquisition Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 43

12. Resolution 2005-0022

RESOLUTION requesting financial assistance from the **TEXAS WATER DEVELOPMENT BOARD**; authorizing the submission of the application for such financial assistance; and designating the authorized representatives for executing the application and appearing before the Board

RESOLUTIONS AND ORDINANCES - continued

13. Resolution 2005-0023

RESOLUTION designating certain properties located at 3362 Del Monte Drive (Albert L. Ladner House) and 3900 Milam Street (Cochran-Hofheinz House) in the City of Houston as Historic Landmarks - **DISTRICTS G - HOLM and I - ALVARADO**

14. Council Members Edwards, Wiseman, Quan, Lawrence and Green tagged

ORDINANCE **AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the City Treasurer

15. Council Member Sekula-Gibbs tagged

ORDINANCE **AMENDING ARTICLE V OF CHAPTER 36 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Solicitation of Funds for Charitable purposes

Written motion by Council Member Lawrence to amend Item 16 as follows:

“Section 1. That Section 45-2 of the Code of Ordinances, Houston, Texas is hereby amended by adding, in the appropriate alphabetical order, the following definitions:

“*Esplanade* has the meaning ascribed in section 33-101 of this code.”

“*Median strip* means the dividing area, either landscaped or paved, between opposing highway traffic lanes.”

“*Traffic island* means a raised area over which vehicles may not pass, placed at a junction of streets or between opposing traffic lanes.”

“*Animal* has the meaning ascribed in Texas Agricultural Code section 141.001 which states an animate being that is not human and has the power of voluntary action.”

“*Livestock* has the meaning ascribed in Texas Agricultural Code 1.003 means cattle, horses, mules, asses, sheep, goats, and hogs, unless otherwise defined.”

Section 2. That Chapter 45 of the Code of Ordinances, Houston, Texas is hereby amended by adding a new Section 45-135, which reads as follows:

“Section 45-135 Use of esplanade, median strip or traffic island.

(a) It shall be unlawful for any person to ride, operate, leave unattended any animal and/or livestock or park any vehicle on, over or across any esplanade, median strip or traffic island.

(b) In addition to any applicable fine or penalty, any animal and/or livestock left unattended or vehicle parked upon an esplanade, median strip or traffic island in violation of this section shall be subject to being removed or towed at the direction of any law enforcement office or parking enforcement officer.

(c) The provisions of this section shall not apply to any city employee, city contractor or employee thereof, or any person whose duty it is to maintain the esplanade, median strip or traffic island or any equipment thereon.”

Council Members Sekula-Gibbs and Khan tagged

16. Council Members Sekula-Gibbs and Khan tagged

ORDINANCE **AMENDING CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to use of Esplanades

Motion 2005-1113 – Suspend rules to consider Items 17, 15, 16, 48, 49, 39 and 52 out of order

17. Ordinance 2005-1267

ORDINANCE **AMENDING THE CITY OF HOUSTON FIRE CODE** relating to requirements for High-Rise Buildings; containing other provisions relating to the foregoing subject; providing an effective date; providing for severability

RESOLUTIONS AND ORDINANCES - continued

18. Pulled-Not Considered

ORDINANCE amending Exhibit "A" of the City of Houston Ordinance No. 2005-1133 by adding eight (8) Fire Fighter Positions, four (4) Engineer/Operator Positions and four (4) Senior Captain Positions; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance

19. Council Member Garcia tagged

ORDINANCE approving and authorizing third amendment to Meet and Confer Agreement between the City of Houston and the **HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM ('HMEPS')** pertaining to certain Phase Down/Drop issues

20. Council Member Garcia tagged

ORDINANCE approving and authorizing fourth amendment to Meet and Confer Agreement between the City of Houston and the **HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM**

21. Ordinance 2005-1278

ORDINANCE establishing City of Houston Election Precincts and designating Polling Places for the City of Houston Runoff Election to be held on December 10, 2005

22. Ordinance 2005-1280

ORDINANCE approving and authorizing the submission of an application for grant assistance to the **STATE OF TEXAS THROUGH THE CRIMINAL JUSTICE DIVISION, OFFICE OF THE GOVERNOR ("CJD")** for the Coverdell Forensic Science Program, declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

23. Ordinance 2005-1281

ORDINANCE authorizing the Mayor to execute a Sub-Recipient Agreement with the **GOVERNOR'S DIVISION OF EMERGENCY MANAGEMENT (GDEM)** to accept FY2005 Homeland Security Grant Funding and authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to request and/or accept any amendments or modifications to this agreement or any subsequent agreements necessary to secure the city's allocations through these grant programs

24. Ordinance 2005-1282

ORDINANCE approving and authorizing contract between the City and **SCIENTIFIC TECHNOLOGIES CORPORATION** for Technological Modifications within the Houston-Harris County Immunization Registry; providing a maximum contract amount - \$130,480.00 - Grant Fund

25. Ordinance 2005-1283

ORDINANCE approving and authorizing contract between the City and **DEPARTMENT OF STATE HEALTH SERVICES, BUREAU OF LABORATORY** for Prenatal Screening Services; providing a maximum contract amount - \$66,000.00 - General Fund

26. Ordinance 2005-1284

ORDINANCE approving and authorizing Interlocal Agreement and grant award from the Houston-Galveston Area Council (HGAC) for the City of Houston to provide Ambient Water Quality Sampling under the Texas Clean Rivers Program - \$100,000.00 - Grant Fund

RESOLUTIONS AND ORDINANCES - continued

27. Ordinance 2005-1285

ORDINANCE approving and authorizing Interlocal Agreement between the City and the Houston-Galveston Area Council (HGAC) for Preventive Mental Health Services to persons impacted by Hurricanes Katrina and Rita; providing a maximum contract amount - \$976,706.00 - Grant Fund

27-1 Ordinance 2005-1273

ORDINANCE approving and authorizing contract between the City and **SOUTH CENTRAL HOUSTON ACTION COUNCIL, INC D/B/A SOUTH CENTRAL COMMUNITY HEALTH CENTER** for Primary Care Services at Riverside Health Center; providing a maximum contract amount - \$1,560,000.00 - General and CDBG Funds

28. Ordinance 2005-1279

ORDINANCE consenting to the addition of 20.57 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 371**, for inclusion in its district

29. Ordinance 2005-1287

ORDINANCE establishing the south side of the 2400 and 2500 blocks of Cleburne Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - ALVARADO**

30. Ordinance 2005-1288

ORDINANCE establishing the north side of the 2400 and 2500 blocks of Eagle Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - ALVARADO**

31. Ordinance 2005-1289

ORDINANCE establishing the south side of the 2600 and 2700 blocks of Wheeler Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - ALVARADO**

32. Ordinance 2005-1290

ORDINANCE approving and authorizing thirteenth contract amendment between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** to provide an extension of such contract and additional funding in the amount of \$1,566,445.00 (\$993,267.00 in Emergency Shelter Grants Program Funds and \$573,178.00 in Community Development Block Grant Funds) for the Administration of an Emergency Shelter Grants Program

33. Ordinance 2005-1274

ORDINANCE authorizing the City of Houston to accept \$72,168.00 Economic Development Initiative ("EDI") Special Projects Grant awarded by the United States Department of Housing and Urban Development ("HUD") in connection with the Redevelopment of Gregory School in the Fourth Ward as an African-American Archival/Cultural Center; authorizing the Mayor to execute and submit grant documents to HUD - **DISTRICT I - ALVARADO**

34. Ordinance 2005-1291

ORDINANCE appropriating \$180,000.00 out of Airport System Consolidated 2001 AMT Construction Fund (548); authorizing purchase of land and improvements thereon out of the McAuley Survey, A-577, Houston, Harris County, Texas, for a Noise Compatibility Program at Bush Intercontinental Airport, CIP A-0476-70.1; approving purchase and sale agreement with the owner of the land (Deutsche Bank National Trust Company) - **DISTRICT B - GALLOWAY**

RESOLUTIONS AND ORDINANCES - continued

Motion 2005-1115 – Suspend rules to consider Item 35 out of order

35. Ordinance 2005-1275

ORDINANCE approving and authorizing Airport Joint Use Agreement between the City of Houston and the **UNITED STATES OF AMERICA** and the **STATE OF TEXAS** regarding the use of Ellington Field - **DISTRICT E - WISEMAN**

36. Ordinance 2005-1292

ORDINANCE amending Ordinance No. 2002-0441 to increase the maximum contract amount to Contract #C53887 between the City of Houston and **CHOICEPOINT BUSINESS AND GOVERNMENT SERVICES, INC** for Internet Retrieval of Background Information for the Houston Police Department - \$15,000.00 - General Fund

37. Council Member Khan tagged

ORDINANCE awarding contract to **INFRASTRUCTURE SERVICES, INC** for Concrete Pavement Repair Services for Public Works & Engineering Department; providing a maximum contract amount - 1 Year with two one-year options - \$6,252,510.00 - General Fund

38. Ordinance 2005-1293

ORDINANCE appropriating \$79,080.00 out of Parks Consolidated Construction Fund, and approving and authorizing first amendment to construction contract between the City of Houston and **MERIDIAN COMMERCIAL L.P.** for Construction of Parks Master Plan - Cloverland Park, GFS F-504A-12-3 - **DISTRICT D - EDWARDS**

39. Ordinance 2005-1270

ORDINANCE appropriating \$190,500.00 out of Water & Sewer System Consolidated Construction Fund and appropriating \$210,000.00 out of the TIRZ Affordable Housing Uptown Fund; approving and authorizing Developer Participation Contract between the City of Houston and **VILLAS DEL PARQUE, L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve the Villas Del Parque Rittenhouse Subdivision, CIP S-0800-G9-03 and R-0800-G9-03 - **DISTRICT H - GARCIA**

40. Ordinance 2005-1294

ORDINANCE appropriating \$322,931.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing amendment to Developer Participation Contract between the City of Houston and **GARC ENTERPRISES, LTD** for Construction of Water and Sanitary Sewer Line to serve the Southridge Crossing Subdivision, CIP R-0802-35-3 **DISTRICT E - WISEMAN**

41. Ordinance 2005-1295

ORDINANCE appropriating \$1,899,741.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **UNDERGROUND TECHNOLOGIES, INC** for Wastewater Collection System Rehabilitation and Renewal, GFS R-0266-E4-3 (WW4235-28); 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 engineering and testing, construction management, and contingencies relating to construction of facilities financed out of the Water & Sewer System Consolidated Construction Fund

RESOLUTIONS AND ORDINANCES - continued

42. Ordinance 2005-1296

ORDINANCE appropriating \$1,946,680.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **C AND C SERVICES** for Water Line Replacement in Lake Houston-East Subdivision, GFS S-0035-C6-3 (WA10788); 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 engineering, testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT E - WISEMAN**

43. Ordinance 2005-1297

ORDINANCE appropriating \$1,709,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LEM CONSTRUCTION CO., INC** for Pressure Reducing Valve Station Improvements Package III, GFS S-0900-A7-3 (WA10658-03); 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 engineering, testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 44 through 55

Motion 2005-1134 – Suspend rules to consider Item 44 out of order

44. Motion 2005-1135 – Adopt

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Finance & Administration Department for renewal of membership in the **NATIONAL LEAGUE OF CITIES** - \$35,787.00 - General Fund

POSTPONED BY MOTION #2005-1074, 11/9/05

This was Item 75 on Agenda of November 9, 2005

45. Motion 2005-1136 – Adopt

RECOMMENDATION from Director Finance & Administration to award to **PENCCO, INC** for Chemical, Liquid Ferrous Iron Solution Contract for Department of Public Works & Engineering \$3,580,672.46 - Enterprise Fund

TAGGED BY COUNCIL MEMBERS KHAN, GALLOWAY and GREEN

This was Item 10 on Agenda of November 16, 2005

MATTERS HELD - continued

Motion 2005-1121 – Suspend rules to consider Items 46 and 46a out of order

46. Motion 2005-1122 – Refer back to the Administration

MOTION by Council Member Goldberg/Seconded by Council Member Ellis that Item 46A be amended as follows:

Amendment 1:

Section 45-243 be amended to read:

The fee for the cost of City employees to deploy traffic control devices and provide the requisite public health and safety precautions for parades shall be \$1,000.00 per street intersection in the parade route for each intersection in excess of 15 intersections.”

Amendment 2:

Section 45-232 (d) be amended to read:

The city shall provide all necessary traffic control along the parade route for non-commercial parades, up to 15 intersections.

Amendment 3:

Section 45-232 (e) (2) be amended to read:

Reimburse the city for the actual costs of using city employees to deploy traffic control devices and direct or control traffic for each intersection in the parade route after the first 15 intersections.

TAGGED BY COUNCIL MEMBER WISEMAN

a. Motion 2005-1123 – Postpone one (1) week

ORDINANCE AMENDING ARTICLE IX OF CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Parades - TAGGED BY COUNCIL MEMBER WISEMAN

This was Item 14 on Agenda of November 16, 2005

47. Ordinance 2005-1298

ORDINANCE issuing permit to **EQUISTAR CHEMICALS, LP**, to own, acquire, construct, operate, maintain, improve, repair, and replace pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued **DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO**

TAGGED BY COUNCIL MEMBER ALVARADO

This was Item 25 on Agenda of November 16, 2005

48. Ordinance 2005-1268

ORDINANCE approving and authorizing interlocal agreement between the City and the **HARRIS COUNTY HOSPITAL DISTRICT** to Facilitate Continuity of Care and Optimize Health Services at La Nueva Casa De Amigos Health Center; providing a maximum contract amount - 5 Years \$1,000,000.00 - General Fund - **DISTRICT H - GARCIA**

TAGGED BY COUNCIL MEMBER SEKULA-GIBBS

This was Item 33 on Agenda of November 16, 2005

49. Ordinance 2005-1269

ORDINANCE approving and authorizing lease agreement between the **UNIVERSITY OF HOUSTON**, as tenant, and the City of Houston, as landlord, for the purpose of having the University of Houston College of Optometry offer Primary Eye Care Services at the La Nueva Casa De Amigos Health Center - **DISTRICT H - GARCIA**

TAGGED BY COUNCIL MEMBER SEKULA-GIBBS

This was Item 34 on Agenda of November 16, 2005

MATTERS HELD - continued

50. Ordinance 2005-1299

ORDINANCE appropriating \$262,719.00 out of Public Library Consolidated Construction Fund as an additional appropriation and approving and authorizing Change Order Number 24 to contract (Contract Number C51012) between the City of Houston and **JOHNSON CONTROLS, INC** for Energy Management and Maintenance Services for the Library Department, CIP E-0159-01-3 **DISTRICT I - ALVARADO** - **TAGGED BY COUNCIL MEMBER GREEN**

This was Item 38 on Agenda of November 16, 2005

51. Ordinance 2005-1300

ORDINANCE appropriating \$14,000.00 out of Public Health Consolidated Construction Fund for payment to **ARROW SERVICES, INC** for Environmental Services and \$187,422.00 out of Public Health Consolidated Construction Fund as an additional appropriation under contract with **CHARTER ROOFING COMPANY, INC** for Roof Repair Services for the Department of Health and Human Services, CIP H-0018 - **DISTRICT I - ALVARADO** **TAGGED BY COUNCIL MEMBERS GREEN and SEKULA-GIBBS**

This was Item 42 on Agenda of November 16, 2005

52. Motion 2005-1119 – Adopt

WRITTEN Motion by Council Member Berry to amend Item 52B below as follows:

1. In Section 2, which amends Section 8-101 of the Code of Ordinances, Houston, Texas, by adding thereto, in the appropriate alphabetical order, a new definition that reads as follows:

“Tow means the removal from public or private property of a vehicle, including a trailer towed by the vehicle, by means of an auto wrecker only.”

2. In Section 6, which amends Section 8-123 of the Code of Ordinances, Houston, Texas, by adding thereto a new Subsection (g) that reads as follows:

“(g) The towing of a vehicle and a trailer being towed by the vehicle shall constitute two separate tows and shall require the removal of both the vehicle and the trailer to the same licensed storage facility, unless otherwise authorized by a law enforcement officer.”

3. In Section 7, which amends Section 8-126 of the Code of Ordinances, Houston, Texas, by amending Item (1) of Subsection (e) thereof to read as follows:

“(1) Each auto wrecker shall be allowed to perform police-authorized tows in only one ‘zone,’ which for purposes of the agreements shall mean one of the five service areas that are described and depicted in Exhibits A and B to Ordinance 84-560. Consistent with the foregoing requirement, the agreement shall include the following clause:

‘Operator shall choose one specific zone for each auto wrecker that is to be utilized by the Operator to perform police-authorized tows. Operator shall not allow an auto wrecker to tow any vehicle outside of the approved zone, except when authorized by the police department. No tow hereunder shall exceed a maximum distance of 20 miles unless the tow destination is located within the zone. Violation of this provision is grounds for revocation of this Agreement.’”

TAGGED BY COUNCIL MEMBERS QUAN, WISEMAN and SEKULA-GIBBS

a. Motion 2005-1120 – “FAILED**”**

WRITTEN Motion by Council Member Sekula-Gibbs to amend Item 52B below as follows:

The SafeClear Program shall be open to all wrecker service operators who can demonstrate the ability to provide the services and comply with the requirements required under the agreements, whether operating alone or as a partnership or joint venture

TAGGED BY COUNCIL MEMBER QUAN

This was Item 52 on Agenda of November 16, 2005

MATTERS HELD – continued

Item 52 – continued

b. **Ordinance 2005-1271 – Adopt as amended**

ORDINANCE **AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Towing of Vehicles from freeways, containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability

TAGGED BY COUNCIL MEMBER QUAN

This was Item 52A on Agenda of November 16, 2005

c. **Ordinance 2005-1272**

ORDINANCE approving and authorizing third amended and restated SafeClear Freeway Tow Agreements with Towing Company Operators and authorizing the Chief of Police to enter into contracts between the City of Houston and **ALLIED COLLISION CENTER, CANNINO WEST, INC, CORPORATE AUTO SERVICES, INC, FIESTA WRECKER SERVICE, KTL ENTERPRISES, INC, MILAM STREET AUTO STORAGE, INC, NATIONAL AUTO COLLISION, INC, NORTH HOUSTON MOTORS, INC, T&T MOTORS, UNIFIED AUTO WORKS** and **WESTSIDE WRECKER SERVICE, INC**, for SafeClear Freeway Towing and Emergency Road Service - **TAGGED BY COUNCIL MEMBER QUAN**

This was Item 52B on Agenda of November 16, 2005

Motion 2005-1116 – Suspend rules to consider Items 53 and 53a out of order

53. **Ordinance 2005-1276**

ORDINANCE approving and adopting an Updated Ongoing Service and Assessment Plan for and on behalf of the Sharpstown Public Improvement District covering the period 2006 through 2010 pursuant to Chapter 372 of the Texas Local Government Code

POSTPONED BY MOTION #2005-1109, 11/16/05

This was Item 56 on Agenda of November 16, 2005

a. **Ordinance 2005-1277**

ORDINANCE approving the Fiscal Year 2006 Budget for the Sharpstown Economic Development Authority on behalf of the Sharpstown Public Improvement District pursuant to Ordinance No. 2002-1077; appropriating \$324,000.00 out of Fund 928 (Sharpstown Public Improvement District Fund) for payment to the Sharpstown Economic Development Authority for expenditures consistent therewith - **DISTRICT F - KHAN**

POSTPONED BY MOTION #2005-1110, 11/16/05

This was Item 56A on Agenda of November 16, 2005

Motion 2005-1132 – Suspend rules to consider Item 54 out of order

54. **Ordinance 2005-1286 – Adopt as amended**

ORDINANCE awarding contract to **ARAMARK CORRECTIONAL SERVICES, INC** for Jail Food Services for Police Department; providing a maximum contract amount - 3 Years with two one-year options - \$3,239,075.00 - General Fund

POSTPONED BY MOTION #2005-1111, 11/16/05

This was Item 57 on Agenda of November 16, 2005

MATTERS HELD - continued

Motion 2005-1133 – Motion by Council Member Green/Seconded by Council Member Alvarado to amend Item 54 as follows:

“amend the contract, with Aramark Correctional Services, Inc., to increase the MWBE goal from 6% to 12%, to read as follows:

(Page 11, Section I)

MWBE Compliance

Contractor shall comply with the City’s Minority and Women Business Enterprise (“MWBE”) programs as set out in Chapter 15, Article V of the City of Houston Code of Ordinances. Contractor shall make good faith efforts to award subcontracts or supply agreements in at least **12%** of the value of this Agreement to MWBEs.

- ADOPTED

55. Ordinance 2005-1301

ORDINANCE approving and authorizing contract between the City and **SMART CITY NETWORKS, L.P.** for Telecommunications Services at the George R. Brown Convention Center Revenue - **DISTRICT I - ALVARADO** - **POSTPONED BY MOTION #2005-1112, 11/16/05**

This was Item 60 on Agenda of November 16, 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

11/22/2005 – All Present