

AGENDA - COUNCIL MEETING - TUESDAY - DECEMBER 5, 2006 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2006-1083 to 2006-1118
ORDINANCES – 2006-1180 to 2006-1216
RESOLUTION – None

2006-1082-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Edwards

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 2006-1083 – Procedural motion
Motion 2006-1084 – Procedural motion
Motion 2006-1085 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - DECEMBER 6, 2006 - 9:00 A. M.

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

MAYOR'S REPORT - Multifamily Housing Redevelopment Initiative

Motion 2006-1086 – Suspend rules to consider the Monthly Financial Report out of order

Motion 2006-1087 – Accept report

9:00 A.M. - **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

CONSENT AGENDA NUMBERS 1 through 60

MISCELLANEOUS - NUMBERS 1 and 1A

1. Ordinance 2006-1202

ORDINANCE appropriating \$47,085.40 out of Street & Bridge Consolidated Fund as additional funding for contract with **TOTAL CONTRACTING LIMITED** for Construction of Safe Sidewalk Program C4 Project, WBS No. N-00610A-00C4-4 (approved by Ordinance No. 05-597) **DISTRICTS C - CLUTTERBUCK; F - KHAN and G - HOLM**

a. Motion 2006-1111

RECOMMENDATION from Director Department of Public Works & Engineering for approval of Change Order No. 1 in the amount of \$70,832.00 on contract with **TOTAL CONTRACTING LIMITED** for Construction of Safe Sidewalk Program C4 Projects, WBS No. N-00610A-00C4-4 (SB9049-4) - **DISTRICTS C - CLUTTERBUCK; F - KHAN and G - HOLM**

DAMAGES - NUMBER 2

2. Motion 2006-1096

RECOMMENDATION from City Attorney for settlement of claim of **STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY** as subrogee of **ZESTY CORPORATION** - \$41,060.76 Property and Casualty Fund

ACCEPT WORK - NUMBERS 3 through 6

3. Motion 2006-1097

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$323,681.00 and acceptance of work on contract with **NORTHEAST NOISE ABATEMENT CORP.** for Greenbriar Townhomes Residential Sound Insulation at George Bush Intercontinental Airport/Houston, Project No. 617B, CIP A-0476 and WBS #A-000476-0002-2-01 - 08.31% under the original contract amount - **DISTRICT B - JOHNSON**

4. Motion 2006-1098

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$17,916,563.46 and acceptance of work on contract with **W. W. WEBBER, LLC (formerly known as W. W. WEBBER INC)** for Rehabilitation of Runway 15L-33R at George Bush Intercontinental Airport/Houston, Project 603, WBS #A-000451-0001-4-01 - 01.42% under the original contract amount - **DISTRICT B - JOHNSON**

5. Motion 2006-1112

RECOMMENDATION from Director Building Services Department for approval of final contract amount and final payment of \$2,726,254.68 to the Surety, **X/L SPECIALTIES INSURANCE COMPANY** and acceptance of work on contract awarded to **STEPHENS CONSTRUCTION SERVICES, INC** for Construction of Fire Station 94, WBS No. C-000127-0001-4 - 03.09% over the original contract amount - **DISTRICT E - WISEMAN**

6. Council Member Edwards tagged

RECOMMENDATION from Director of Department of Public Works & Engineering for approval of final contract amount of \$1,562,746.76 and acceptance of work on contract with **C & C SERVICES** for Water Line Replacement in Cloverland-3 Subdivision, WBS No. S-000035-00A4-4 09.59% under the original contract amount - **DISTRICT D - EDWARDS**

PROPERTY - NUMBERS 7 through 11

7. Council Member Wiseman tagged

RECOMMENDATION from Director Department of Public Works & Engineering that City Council declare surplus and authorize the sealed bid sale of the following properties:

Parcel SY7-010 - 2303 Briarbrook Drive - **DISTRICT G - HOLM**

Parcel SY7-030 - 14000 block of Alameda Road

and authorize the City Secretary to advertise the properties for sealed bid sale to the highest bidder at the minimum appraised bid amount - **INDEPENDENT APPRAISERS**

PROPERTY - continued

8. Motion 2006-1113

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from David A. Sommermeyer of the Lutheran Education Association of Houston, for sale of a 38,807-square-foot tract of land, located at 12047 Ryewater Drive, and the adjacent 15- to 30-foot-wide access easement extending south to Ryewater Drive, out of the August Whitlock Survey, A-795, Parcels S95-050A and S95-050B **DISTRICT E - WISEMAN**

9. Motion 2006-1114

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Al Valencia of Brown & Gay Engineers, Inc., on behalf of Obra Homes, Inc., (Rodney Bray, Vice President), for abandonment and sale of a 60-foot-wide utility and roadway easement and two 15-foot-wide sanitary sewer easements in exchange for the conveyance to the City of two 60-foot-wide right of way easements and two 20-foot-wide sanitary sewer easements, all located in the John A. Dunn Survey, A-236, Parcels SY6-124A, SY6-124B, SY6-124C, AY7-258A, AY7-258B, DY7-026A and DY7-026B **STAFF APPRAISERS - DISTRICT B - JOHNSON**

10. Motion 2006-1115

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tom Fore, President, Coppage, Inc., for abandonment and sale of ±3,494 square feet of excess Westcott Street right of way in exchange for the conveyance to the City of the entire area as a utility easement, located in portions of Lots 14, 15, and 16, Block 2, Camp Logan First Addition, out of the John Reinerman Survey, A-642, Parcels SY7-023A, SY7-023B, VY7-028A and VY7-028B - **INDEPENDENT APPRAISERS DISTRICT H - GARCIA**

11. Motion 2006-1099

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Dale Cox of DMJM Management, on behalf of Houston Independent School District, for abandonment and sale of a water line easement, between 65th Street and 66th Street, within Blocks 36 and 46, Magnolia Park and Central Park Subdivisions, Parcel SY7-028 - **STAFF APPRAISERS - DISTRICT H - GARCIA**

PURCHASING AND TABULATION OF BIDS - NUMBERS 12 through 25

12. Motion 2006-1100

AIGIS BLAST PROTECTION LTD. for Mobile Threat Containment Vessels for Houston Airport System - \$239,425.00 - Enterprise Fund

13. Motion 2006-1101

ICX NEW HEIGHTS CORPORATION for Trailer-Mounted Surveillance Tower for Houston Airport System - \$46,530.00 - Enterprise Fund

14. Motion 2006-1102

BIO-RAD LABORATORIES, INC for Protein Array Detection System for Health & Human Services Department - \$57,090.00 - Grant Fund

15. Council Member Wiseman tagged

ALLSTEEL, INC for Modular Office Furniture from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Health & Human Services Department - \$571,657.17 – General, Grant and Equipment Acquisition Funds

PURCHASING AND TABULATION OF BIDS - continued

16. **Motion 2006-1103**
ACUSHNET COMPANY - \$80,600.00 and **A. M. PLAYER d/b/a MONTEREY CLUB** - \$32,500.00 for Resale Items for Golf Course Pro Shops for Parks and Recreation Department - Park Special Revenue Fund
17. **Motion 2006-1104**
C. A. RICHARDS & ASSOCIATES, INC for Diver-held Sonar for the Police Department \$92,585.00 - Grant Fund
18. **Motion 2006-1105**
SENSOR TECHNOLOGY ENGINEERING, INC for Hand-held Radiation Monitors for Police Department - \$40,000.00 - Grant Fund
19. **Motion 2006-1116**
CHERRY DEMOLITION for Swimming Pool Demolition Services for Police Department \$40,000.00 and contingencies for a total amount not to exceed \$42,000.00 - General Fund
20. **Motion 2006-1106**
WOLSTENHOLME AEROMED, INC for Haz-Probe 2002C for Police Department - \$29,902.50 Grant Fund
21. **Motion 2006-1107**
MEYER INSTRUMENTS, INC for Comparison Microscope for the Police Department - \$50,737.00 Grant Fund
22. **Motion 2006-1108**
BABY JACK II AUTOMOTIVE LTD. d.b.a. CALDWELL COUNTRY for Passenger Van and a Utility Vehicle through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Police Department - \$73,194.00 - Grant Fund
23. **Motion 2006-1117**
CHEMICAL LIME COMPANY for Chemicals, Fine Quicklime and Calcium Hydroxide Slurry in an amount not to exceed \$5,142,220.00 and payment in an amount not to exceed \$125,000.00 for Emergency purchase of Calcium Hydroxide Slurry for Department of Public Works & Engineering Enterprise Fund
24. **Motion 2006-1109**
SHI, GOVERNMENT SOLUTIONS, INC for Microsoft Office Software Upgrade through the City's Master Agreement with the Texas Department of Information Resources (DIR) for Texas CISV Master Catalog Purchases under Chapter 2157 of the Government Code for Department of Public Works & Engineering - \$180,104.00 - Enterprise Fund
25. **Motion 2006-1110**
ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC for Geographic Information Systems Software Maintenance and Support Services for Various Departments - 1 Year \$176,200.00 - General and Enterprise Funds

ORDINANCES - NUMBERS 26 through 60

26. **Council Members Alvarado and Wiseman tagged**
ORDINANCE AMENDING CHAPTER 18 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, to require the electronic filing of Campaign Finance Reports, providing an exception to such requirement; providing a penalty; containing other provisions relating to the foregoing subject; providing a repealer; providing for severability

ORDINANCES - continued

27. Ordinance 2006-1203

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 10-foot-wide sanitary sewer easement (Parcel SY6-085) from Greenbriar Drive east to its terminus, out of Restricted Reserve "A", Block 1, Woman's Hospital of Texas Estates, located in the P. W. Rose Survey, A-645, Houston, Harris County, Texas; vacating and abandoning said easement to CHCA Woman's Hospital, L.P., the abutting owner, in consideration of its payment of \$85,680.00 and other consideration to the City - **DISTRICT D - EDWARDS**

28. Ordinance 2006-1183

ORDINANCE consenting to the creation of **FORT BEND COUNTY EMERGENCY SERVICES DISTRICT NO. 5** to include certain territory within the extraterritorial jurisdiction of the City of Houston

29. Ordinance 2006-1204

ORDINANCE consenting to the addition of 156.9 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 290**, for inclusion in its district

30. Ordinance 2006-1184

ORDINANCE consenting to the addition of 33.005 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 368**, for inclusion in its district

31. Ordinance 2006-1185

ORDINANCE consenting to the addition of 49.3460 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 401**, for inclusion in its district

32. Ordinance 2006-1186

ORDINANCE consenting to the addition of 301.9837 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5**, for inclusion in its district

33. Ordinance 2006-1187

ORDINANCE consenting to the addition of 80.7843 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11**, for inclusion in its district

34. Ordinance 2006-1188

ORDINANCE providing for an ad valorem tax exemption on a historical site located at 232 Emerson Street in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events; providing for severability - **DISTRICT D - EDWARDS**

35. Ordinance 2006-1189

ORDINANCE providing for an ad valorem tax exemption on a historical site known as the Roy and Margaret Farrar House located at 511 Lovett Boulevard in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events; providing for severability - **DISTRICT D - EDWARDS**

36. Ordinance 2006-1190

ORDINANCE approving and authorizing first amendment to the lease agreement between **NORTHPARK OFFICE TOWER, L.P.**, a Texas Limited Partnership, as landlord ("Landlord"), and the City of Houston, Texas, as tenant (the "City"), for 2,602 net rentable square feet of office space at 1415 North Loop West, Houston, Harris County, Texas 77008, for sixty (60) months at a tiered monthly rental for use by the Houston Police Department - General Fund - **DISTRICT A - LAWRENCE**

ORDINANCES - continued

37. Ordinance 2006-1180

ORDINANCE consenting to the assignment by Texas and Kansas City Cable Partners, L.P. to **HOUSTON TKCCP HOLDINGS, LLC** of the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston, pursuant to City of Houston Ordinance No. 98-1044 consenting to the assignment to Texas Cable Partners, L.P. of various cable television franchises

38. Ordinance 2006-1191

ORDINANCE relating to the Fiscal Affairs of the Southwest Houston Redevelopment Authority on behalf of Reinvestment Zone Number Twenty, City of Houston, Texas (Southwest Houston Zone); approving the Fiscal Year 2007 Operating Budget for the Authority - **DISTRICT F - KHAN**

39. Ordinance 2006-1192

ORDINANCE approving and authorizing the submission of an application for grant assistance to the Bureau of Justice Assistance for the 2006 Bulletproof Vest Partnership Grant 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 grant funds and to apply for and accept all subsequent awards, if any, pertaining to the program

40. Council Member Wiseman tagged

ORDINANCE amending Ordinance No. 2003-0927 to increase the maximum contract amount and approving and authorizing first amendment to contract #C55367 between the City of Houston and **PERFICIENT, INC (as successor in interest to DIGITAL CONSULTING & SOFTWARE SERVICES, INC)** for the Support and Maintenance of the 3-1-1 Houston Helpline Services Call Center for the Information Technology Department - 2 Years - \$2,410,000.00 - Central Service Revolving Fund

41. Ordinance 2006-1193

ORDINANCE approving and authorizing first amendment to contract #C53353 between the City of Houston and **BAKER & TAYLOR, INC** for the provision of acquisition, cataloging and processing services for the Houston Public Library

42. Pulled-Not Considered

ORDINANCE approving and authorizing Resolution and an Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Trail Improvements at Scottcrest Park (WBS No. F-000630-0001-3)

43. Ordinance 2006-1194

ORDINANCE approving and authorizing third amendment to the Communication Equipment License #C37033 between the City of Houston and **HOUSTON CELLULAR TELEPHONE COMPANY, L.P., through its general partner, NEW CINGULAR WIRELESS, P.C.S., L.L.C.** for lease space in the Houston Police Department's Police Administration Building Parking Garage at 1200 Travis Street - Revenue - **DISTRICT I - ALVARADO**

44. Council Member Lawrence tagged

ORDINANCE approving and authorizing an amended and restated Joint Sewage Conveyance and Treatment Facilities purchase and Water Supply Agreement between the City of Houston and **AQUA UTILITIES, INC. DBA AQUA TEXAS - DISTRICT A - LAWRENCE**

45. Ordinance 2006-1195

ORDINANCE awarding contract to **INDUSTRIAL AUDIO/VIDEO, INC** for Municipal Channel Technology Upgrade - \$407,195.80 - Cable Television Fund

ORDINANCES - continued

46. Ordinance 2006-1196

ORDINANCE awarding contract to **RIGHT NOW TERMITE AND PEST CONTROL, INC** for Pest Control Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$657,305.00 - General, Enterprise, Fleet Management and Storm Water Utility Funds

47. Ordinance 2006-1197

ORDINANCE amending Ordinance No. 2001-0848 to increase maximum contract amount to contract between the City of Houston and **JLH COASTAL FUMIGATORS, INC d/b/a END-O-PEST** for Pest Control Services for Various Departments - \$41,123.00 - General and Enterprise Funds

48. Ordinance 2006-1198

ORDINANCE approving and authorizing second amendment to contract between the City of Houston and **AIR PRODUCTS AND CHEMICALS, INC (#C53147)** for Operation and Maintenance of the Oxygen Plant at the City of Houston 69th Street Wastewater Treatment Facility for the Public Works & Engineering Department

49. Ordinance 2006-1199

ORDINANCE appropriating \$46,440.11 out of Water & Sewer Consolidated Construction Fund as an additional appropriation for construction of the City's Water & Sanitary Sewer Lines in Metro Downtown/Midtown Transit Street Program - McKinney Street from Bagby Street to La Branch Street (WBS No. R-000537-0008-4) under Transportation Improvement Agreement with the Metropolitan Transit Authority (approved by Ordinance No. 93-274); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund - **DISTRICT I - ALVARADO**

50. Council Member Clutterbuck tagged

ORDINANCE approving and authorizing an interlocal agreement between the City of Houston and **TEXAS MEDICAL CENTER** for the Widening of Dryden Road from Main Street to Fannin Street (WBS No. N-000396-0009-3) - **DISTRICTS C - CLUTTERBUCK and D - EDWARDS**

51. Council Member Wiseman tagged

ORDINANCE approving and authorizing Professional Services Contract by and between the City of Houston and **CONWAY CONSULTING, INC** for Airport Consulting Services - 1 Year \$100,000.00 - Enterprise Fund - **DISTRICTS B - JOHNSON and I - ALVARADO**

52. Ordinance 2006-1205

ORDINANCE appropriating \$1,350,000.00 out of Airport System Subordinate Lien Revenue Bonds, Series 1998B (AMT) Construction Fund and approving and authorizing contract between the City of Houston and **S&B INFRASTRUCTURE, LTD.**, for Professional Consulting Services at George Bush Intercontinental Airport/Houston (WBS No. A-000522-0001-3-01) - **DISTRICT B - JOHNSON**

53. Ordinance 2006-1200

ORDINANCE appropriating \$1,375,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **CIVILTECH ENGINEERING, INC**, for Professional Consulting Services at William P. Hobby Airport (WBS No. A-000529-0001-3-01) **DISTRICT I - ALVARADO**

ORDINANCES - continued

54. Ordinance 2006-1206

ORDINANCE appropriating \$56,100.00 out of Street & Bridge Consolidated Fund as an additional appropriation for Professional Engineering Services contract between the City of Houston and **CHARLES D. GOODEN CONSULTING ENGINEERS, INC** for Design of Buffalo Speedway Paving Extension from West Orem Drive to West Airport Boulevard (approved by Ordinance No. 04-0399) (WBS No. N-000619-0001-3); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Fund - **DISTRICT D - EDWARDS**

55. Ordinance 2006-1207

ORDINANCE appropriating \$1,147,305.00 out of Water & Sewer Consolidated Construction Fund, awarding contract to **CHIEF SOLUTIONS, INC** for Sanitary Sewer Cleaning and Television Inspection in support of Rehabilitation, WBS #R-000266-00F6-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund

56. Ordinance 2006-1208

ORDINANCE appropriating \$3,943,205.00 out of Water & Sewer Consolidated Construction Fund, awarding contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, WBS #R-000294-0011-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund

57. Ordinance 2006-1209

ORDINANCE appropriating \$3,855,791.00 out of Water & Sewer Consolidated Construction Fund, awarding contract to **NORTH HOUSTON POLE LINE, L.P.**, for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, WBS #R-000295-0010-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund

58. Ordinance 2006-1210

ORDINANCE appropriating \$3,904,194.00 out of Water & Sewer Consolidated Construction Fund, awarding contract to **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method, WBS #R-000295-0012-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund

59. Ordinance 2006-1201

ORDINANCE appropriating \$2,199,700.00 out of Water & Sewer Consolidated Construction Fund, awarding contract to **R. K. WHEATON, INC** for Water Line Replacement in the Parkhurst Area, WBS #S-000035-00D2-4; 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund - **DISTRICT B - JOHNSON**

ORDINANCES - continued

60. Council Member Wiseman tagged

ORDINANCE appropriating \$21,672,979.00 out of Equipment Acquisition Consolidated Fund for the purchase of FY 2007 Rolling Stock and other equipment

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 61

MISCELLANEOUS

61. Motion 2006-1118

MOTION to set a date not less than seven (7) days from December 6, 2006, to receive nominations for appointment or reappointment to Positions Four and Six of the Ethics Committee, with two-year staggered terms

MATTERS HELD - NUMBERS 62 through 71

Written motion by Council Member Holm as follows:

"I move that Agenda Item 62 be amended to order a certification election under Section 146.005 of the Texas Local Government Code to determine whether the association represents a majority of the covered employees rather than grant recognition of HOPE"
- Tagged by Council Members Alvarado and Garcia

Motion 2006-1088 – Suspend rules to consider Items 62, 26, 37, 6, 67, 68, 71, 7, 15, 40, 51 and 60

Motion 2006-1089 – Motion by Council Member Wiseman/Seconded by Council Member Holm to override the tag of Council Member Holm to amend Item 62 – “FAILED”

Motion 2006-1090 – Motion by Council Member Holm/Seconded by Council Member Wiseman to postpone Item 62 for one (1) week – “FAILED”

Motion 2006-1091 – Motion by Council Member Edwards/Seconded by Council Member Alvarado to call the question on Motion by Council Member Berry to postpone Item 62 for two (2) weeks

Motion 2006-1092 – Motion by Council Member Berry/Seconded by Council Member Wiseman to postpone Item 62 for two (2) weeks – “FAILED”

Motion 2006-1093 – Motion to call the question on Item 62

62. Motion 2006-1094 – Adopt

RECOMMENDATION from the Acting Director Human Resources Department to recognize the Houston Organization of Public Employees (H.O.P.E.) as the exclusive bargaining agent for all covered City municipal employees and authorize the parties to negotiate a meet and confer agreement - **TAGGED BY COUNCIL MEMBERS WISEMAN, LAWRENCE and CLUTTERBUCK**

This was Item 12 on Agenda of November 29, 2006

MATTERS HELD – continued

63. Ordinance 2006-1211

ORDINANCE approving and authorizing a five (5) year Telecommunications License Agreement, with two (2) renewals of five (5) years each, between the City of Houston, Texas, as licensor, and **T-MOBILE TEXAS, L.P.**, as licensee, for Ground Space at Fire Station 15, 5306 North Main Street, Houston, Texas, in consideration of a license fee of \$1,000.00 per month to be paid to the City, and a similar fee in the event of sub-licensing, both fees to increase by 2.5% each year, for the purpose of licensee's constructing a new communications tower and installing antennas and radio equipment, such tower to become the property of the city at the expiration of the agreement **DISTRICT H - GARCIA** - **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 34 on Agenda of November 29, 2006

64. Ordinance 2006-1212

ORDINANCE approving and authorizing a five (5) year Telecommunications License Agreement, with two (2) renewals of five (5) years each, between the City of Houston, Texas, as licensor, and **T-MOBILE TEXAS, L.P.**, as licensee, for Ground Space at Fire Station 19, 1811 Gregg Street, Houston, Texas, in consideration of a license fee of \$1,000.00 per month to be paid to the City, and a similar fee in the event of sub-licensing, both fees to increase by 2.5% each year, for the purpose of licensee's constructing a new communications tower and installing antennas and radio equipment, such tower to become the property of the city at the expiration of the agreement **DISTRICT B - JOHNSON** - **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 35 on Agenda of November 29, 2006

65. Ordinance 2006-1213

ORDINANCE approving and authorizing a five (5) year Telecommunications License Agreement, with two (2) renewals of five (5) years each, between the City of Houston, Texas, as licensor, and **T-MOBILE TEXAS, L.P.**, as licensee, for Ground Space at Fire Station 64, 3000 Greens Road, Houston, Texas, in consideration of a license fee of \$1,000.00 per month to be paid to the City, and a similar fee in the event of sub-licensing, both fees to increase by 2.5% each year, for the purpose of licensee's constructing a new communications tower and installing antennas and radio equipment, such tower to become the property of the city at the expiration of the agreement **DISTRICT B - JOHNSON** - **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 36 on Agenda of November 29, 2006

66. Ordinance 2006-1214

ORDINANCE approving and authorizing a five (5) year Telecommunications License Agreement, with two (2) renewals of five (5) years each, between the City of Houston, Texas, as licensor, and **T-MOBILE TEXAS, L.P.**, as licensee, for Ground Space at Fire Station 103, 2907 High Valley Drive, Houston, Texas, in consideration of a license fee of \$1,000.00 per month to be paid to the City, and a similar fee in the event of sub-licensing, both fees to increase by 2.5% each year, for the purpose of licensee's constructing a new communications tower and installing antennas and radio equipment, such tower to become the property of the city at the expiration of the agreement **DISTRICT E - WISEMAN** - **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 37 on Agenda of November 29, 2006

67. Motion 2006-1095 – Postpone one (1) week

ORDINANCE adopting second amended and restated Administrative Guidelines for the City's Good Neighbor Next Door Housing Assistance Program

TAGGED BY COUNCIL MEMBERS WISEMAN and LAWRENCE

This was Item 49 on Agenda of November 29, 2006

MATTERS HELD – continued

68. Ordinance 2006-1181

ORDINANCE approving and authorizing agreement between the City of Houston and **ROW HOUSE COMMUNITY DEVELOPMENT CORPORATION** to provide \$974,169.00 in Home Investment Partnerships (Home) Funds for eligible costs in connection with the Construction of Eight Two Story Duplexes (16 Affordable Housing Units) to be located at 2411 - 2417 Division Street, Houston, Texas to house low income families - **DISTRICT I - ALVARADO**

TAGGED BY COUNCIL MEMBER WISEMAN

This was Item 51 on Agenda of November 29, 2006

69. Ordinance 2006-1215

ORDINANCE approving and authorizing submission of an application for grant assistance to the Texas Attorney General's Office for funding for a Hispanic Victims Outreach Project; declaring the City's eligibility for such grants; authorizing the director of the Mayor's Office of Public Safety and Homeland Security to act as the authorized signator to accept such grant funds and to apply for and accept all subsequent awards, if any, pertaining to the program

TAGGED BY COUNCIL MEMBER WISEMAN

This was Item 52 on Agenda of November 29, 2006

70. Ordinance 2006-1216

ORDINANCE approving and authorizing contract between the City and **CRAIG T. MASON** for Consulting Services related to the City's three pension systems; providing a maximum contract amount - 1 Year - \$98,400.00 - General Fund - **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 53 on Agenda of November 29, 2006

71. Ordinance 2006-1182 – Adopt

ORDINANCE approving and authorizing contract between the City of Houston and **NICKENS KEETON LAWLESS FARRELL & FLACK LLP** for Legal Services in connection with the Collection of Hotel Occupancy Taxes from Internet-based Hotel Room Reseller

TAGGED BY COUNCIL MEMBER WISEMAN

This was Item 60 on Agenda of November 29, 2006

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Green 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

12/5/2006 – All Present

12/6/2006 – All Present