

AGENDA - COUNCIL MEETING - TUESDAY - JULY 31, 2007 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS - 2007-0791 to 2007-0816
ORDINANCES – 2007-0853 to 2007-0883
RESOLUTION – None

2007-0790-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Alvarado

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 2007-0791 – Procedural motion
Motion 2007-0792 – Procedural motion
Motion 2007-0793 – Procedural motion
Motion 2007-0794 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 1, 2007 - 9:00 A. M.

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

MAYOR'S REPORT

Motion 2007-0798 – Accept reports

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 and a Quarterly Investment Report by the City Controller

CONSENT AGENDA NUMBERS 1 through 53

MISCELLANEOUS - NUMBERS 1 through 3

Motion 2007-0795 – Suspend rules to consider Items 1 and 2 before the Financial Reports

1. Motion 2007-0796

REQUEST from Mayor for confirmation of the appointment of **MR. HARRY J. HAYES** as Director of the **SOLID WASTE MANAGEMENT DEPARTMENT**

2. Motion 2007-0797

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **BOARD OF DIRECTORS OF THE GREATER EAST END MANAGEMENT DISTRICT:**

Position Three - **MR. ROY ZERMENO**, appointment, for a term to expire 6/1/2009

Position Eight - **MR. KENNETH E. STALLMAN**, appointment, for a term to expire 6/1/2011

Position Nine - **MR. DONALD ROZUM**, reappointment, for a term to expire 6/1/2011

Position Ten - **DR. DANIEL E. JENKINS III**, reappointment, for a term to expire 6/1/2011

Position Eleven - **MR. EDMUNDO "BILL" GARCIA**, reappointment, for a term to expire 6/1/2011

Position Twelve - **MR. DIONICIO VIDAL (SONNY) FLORES**, reappointment, for a term to expire 6/1/2011

Position Thirteen - **MR. VIRGIL H. COX**, appointment, for a term to expire 6/1/2011

Position Fourteen - **MS. MARJORIE (MARGIE) PEÑA**, appointment, for a term to expire 6/1/2011

Position Fifteen - **MR. GARRY FLORES**, appointment, for a term to expire 6/1/2011

3. Council Members Wiseman, Johnson, Garcia and Green tagged

RECOMMENDATION from Director Affirmative Action and Contract Compliance for approval to set Affirmative Action Goal for the participation of Disadvantaged Business Enterprises in DOT/FAA funded contracts from October 1, 2007 through September 30, 2008, in compliance with DBE Ordinance 99-893 and DOT/FAA mandated requirements

ACCEPT WORK - NUMBERS 4 and 5

4. Council Member Green tagged

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$55,827,573.22 and acceptance of work on contract with **THE MORGANTI GROUP, INC** for Consolidated Rental Car Facility (CRCF) at George Bush Intercontinental Airport/Houston, Project 444B - 5.89% over the original contract amount - **DISTRICT B - JOHNSON**

5. Motion 2007-0810

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$577,578.95 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Lateral and Service Connection Replacement Contract for the Department of Public Works & Engineering - 2.91% under the original contract amount **DISTRICTS B - JOHNSON; D - EDWARDS; E - WISEMAN; F - KHAN; H - GARCIA and I - ALVARADO**

PROPERTY - NUMBERS 6 through 9

6. Motion 2007-0812

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Michael Van of Terramark, on behalf of Jack J. Terence, for abandonment and sale of a 10-foot-wide sanitary sewer easement within the former Morrison Street, located between Woodland Heights Annex No. 3 and Howard Terrace Annex, out of the John Austin Two League Grant, A-1, Parcel SY7-106 - **STAFF APPRAISERS DISTRICT H - GARCIA**

PROPERTY - continued

7. Motion 2007-0811

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from John G. Patterson of Archway Properties, L.P., on behalf of Rothway Stonington Partners, Ltd. (Mr. Donald E. Dennis, Jr., General Partner), declining the acceptance of, rejecting, and refusing the dedication of a 10-foot-wide alley from Stonington Street to Sprite Street, between Reo Street and Packard Street, within Block 1, Reserve A, Stonington Business Park, within the Third Subdivision of Fairbanks, Parcel SY7-055 - **DISTRICT A - LAWRENCE**

8. Motion 2007-0813

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY6-101, located at 10830 Old Katy Road, owned by LLA Investments, L.L.C., a Texas limited liability company, Leah Lee Kayem, President, for the **BRITTMOORE ROAD PAVING PROJECT from Old Katy Road to Hammerly Boulevard**, CIP N-000596-0001-2-01 - **DISTRICT A - LAWRENCE**

9. Motion 2007-0814

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY6-108, located at 10801 Hammerly Boulevard, owned by Barnard Branca, Beth Branca, and Alexander Branca, for the **BRITTMOORE ROAD PAVING PROJECT from Old Katy Road to Hammerly Boulevard**, CIP N-000596-0001-2-01 - **DISTRICT A - LAWRENCE**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 and 11

10. Council Member Wiseman tagged

GRIMM TECHNOLOGIES, INC for Grimm Portable Aerosol Spectrometer and Accessories for Health & Human Services Department - \$30,650.00 - Health Special Revenue and Grant Funds

11. Council Members Wiseman and Lawrence tagged

INTEGRATED COMMERCIALIZATION SOLUTIONS, INC dba PARAGARD DIRECT for Interuterine (IUD) Copper Contraceptive Devices for Health & Human Services Department \$213,808.00 - General Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 53

Motion 2007-0800 – Suspend rules to consider Items 12, 13, 56 and 36 out of order

12. Ordinance 2007-0855

ORDINANCE **AMENDING CHAPTER 33 OF THE CODE OF ORDINANCES** relating to Historic Preservation; designating the Old Sixth Ward Protected Historic District pursuant thereto; adopting design criteria to be used in considering the criteria for approval of Certificates of Appropriateness in the Old Sixth Ward Protected Historic District; making findings and containing other provisions relating to the foregoing subject; containing a repealer; providing for severability **DISTRICT H - GARCIA**

13. Council Member Wiseman tagged

RESOLUTION designating certain properties within the City of Houston as historic landmarks: River Oaks Community Shopping Center and River Oaks Theatre 1952-2050 W. Gray, including the River Oaks Theatre at 2009 W. Gray - **DISTRICT D - EDWARDS**
Alabama Theatre and Alabama Community Shopping Center 2900 to 2946 S. Shepherd Drive, including The Alabama Theatre at 2922 S. Shepherd - **DISTRICT C - CLUTTERBUCK**

RESOLUTIONS AND ORDINANCES - continued

14. Council Member Garcia tagged

RESOLUTION transferring full maintenance, operation and jurisdiction of Hempstead Highway from IH 610 to 0.10 miles west of W. 18th Street to Interstate Highway System Inventory
DISTRICTS A - LAWRENCE and H - GARCIA

15. Council Member Johnson tagged

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2007-47 by adding four (4) Captain positions, sixteen (16) Engineer/Operator positions and sixteen (16) Fire Fighter positions; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance

16. Ordinance 2007-0863

ORDINANCE approving and authorizing first amendment to Lease Agreement between **BRAESWOOD DEVELOPMENT, LLC, A Texas Limited Liability Company, as landlord**, and the City of Houston, Texas, as tenant, for space at 8632 S. Braeswood, Houston, Texas, extending the term of the lease, establishing a new monthly rental, adding renewal terms, and providing for improvements to the leased premises, for use by the Department of Health and Human Services for its Women, Infants and Children (WIC) Program - **DISTRICT C - CLUTTERBUCK**

17. Ordinance 2007-0853

ORDINANCE appropriating \$3,000,000.00 from the Parks Consolidated Construction Fund, approving and authorizing the purchase of 22.435 acres of land at 7777 Dairy Ashford Drive, Houston, Texas, formerly known as the Hackberry Golf Course, with an additional \$1,888,000.00 contribution from the Houston Parks Board, a Texas Non-Profit Corporation, and approving and authorizing a \$500,000.00 development by the Houston Parks Board of the property into a City park; approving necessary documents related thereto - **DISTRICT F - KHAN**

18. Ordinance 2007-0870

ORDINANCE approving and authorizing contract between the City and the **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY** for Air Pollution Control Services - \$776,854.00 Grant Fund

19. Council Member Wiseman tagged

ORDINANCE approving and authorizing the submittal of an application to the Harris County Housing Authority for the continuance of the Focused Care Project that provides Case Management Services to the Hurricane Katrina affected population (the "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to act as the City's representative in the application process; authorizing the Director of Health and Human Services Department to accept the grant and the grant funds; if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$4,360,366.20 Grant Fund

Motion 2007-0809 – Suspend rules to consider Items 20 through 26 out of order

20. Ordinance 2007-0857

ORDINANCE approving and authorizing first amendment to agreement between the City of Houston and **HOUSTON SHIFA SERVICES FOUNDATION, INC** to provide \$300,000.00 in Community Development Block Grant Funds as supplemental funding for the Construction of a Healthcare Clinic and Community Center located at 10415 Synott Road, Houston, Texas
DISTRICT F - KHAN

RESOLUTIONS AND ORDINANCES - continued

21. Ordinance 2007-0858

ORDINANCE approving and authorizing grant agreement between the City of Houston and **NHDC SUNFLOWER TERRACE, LLC** to provide \$3,140,059.00 in Home Investment Partnerships Funds to be used for the Rehabilitation of a 160 Unit Affordable Housing Complex known as the Sunflower Terrace Apartments located at 5050 Sunflower Street - **DISTRICT D - EDWARDS**

22. Ordinance 2007-0859

ORDINANCE amending City of Houston Ordinance Nos. 2004-685, and 2005-607, passed on June 30, 2004 and on May 11, 2005, respectively, which approved and authorized the submission of the 2004 and 2005 Consolidated Plans, to the United States Department of Housing and Urban Development, including grant applications for the Home Investment Partnerships ("HOME") Program under the authority of Title II of the Cranston-Gonzalez National Affordable Housing Act, as amended

23. Ordinance 2007-0860

ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON SRO HOUSING CORPORATION** to provide funding for the Operation of a Single Room Occupancy Community Residence located at 1111 McIlhenny and the provision of supportive services under the Housing Opportunities For Persons With AIDS ("HOPWA") Program \$78,728.00 - Grant Fund - **DISTRICT I - ALVARADO**

Motion 2007-0803 – Suspend rules to consider Item 24 out of order

24. Ordinance 2007-0856

ORDINANCE appropriating \$134,600.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing contract between the City and the **VILLAGE LEARNING CENTER, INC** to provide funding for the Renovation of the Village at Stoney Glen Adult Residence Facility located at 23910 Eastex Freeway, Kingwood, Texas

25. Ordinance 2007-0861

ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$743,902.00 in Community Development Block Grant ("CDBG") Funds for the implementation, oversight and delivery of a Child Care Program, which amount includes a limitation on additional funding in the amount of \$493,902.00 1 Year

26. Ordinance 2007-0862

ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$809,904.72 in Community Development Block Grant ("CDBG") Funds for the implementation, oversight and delivery of a Juvenile Delinquency Prevention Program, which amount includes a limitation on additional funding in the amount of \$509,902.00 - 1 Year

Motion 2007-0799 – Suspend rules to consider Items 27 and 59 out of order

27. Ordinance 2007-0854

ORDINANCE appropriating \$2,655,645.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing grant agreement between the City and **TEMENOS COMMUNITY DEVELOPMENT CORPORATION** to construct a single-room occupancy facility at 1719 Gray, Houston, Texas, to house qualified low-income persons

RESOLUTIONS AND ORDINANCES - continued

28. Ordinance 2007-0871

ORDINANCE appropriating \$275,000.00 out of Library Special Revenue Fund and approving and authorizing contract among the City of Houston, the **UNIVERSITY OF HOUSTON**, and **DIAGNOSTIC MARKETING GROUP** for the Houston Oral History Project - 1 Year

29. Ordinance 2007-0872

ORDINANCE approving and authorizing the submission of an application for grant assistance to the Bureau of Justice Assistance under the FY2007 Edward Byrne Memorial Discretionary Grant Program for the Broadway Crime Reduction Initiative; 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 - **DISTRICT I - ALVARADO**

30. Ordinance 2007-0873

ORDINANCE approving and authorizing the submission of an application for grant assistance to the Bureau of Justice Assistance under the FY 2007 Edward Byrne Memorial Discretionary Grant Program for Targeting Violent Crime; 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 - **DISTRICTS C - CLUTTERBUCK; F - KHAN and G - HOLM**

31. Ordinance 2007-0874

ORDINANCE approving and authorizing the submission of an application for grant assistance to the Bureau of Justice Assistance under the FY2007 Edward Byrne Memorial Discretionary Grant Program for the Houston Crime Free Zone Initiative; 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

32. Ordinance 2007-0875

ORDINANCE approving and authorizing the submission of an application for grant assistance to the US Department of Justice and acceptance of the FY2007 Edward Byrne Memorial Justice Assistance Grant; 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

33. Ordinance 2007-0876

ORDINANCE approving and authorizing an application to the Office of the Governor, Criminal Justice Division, for Assistance under the Juvenile Accountability Block Grant Program; declaring the City's eligibility for such grant; authorizing the Mayor or his designee to act as the City's Representative in the application process, with the authority to approve, accept, reject, alter or terminate such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

34. Council Member Wiseman tagged

ORDINANCE approving and authorizing contract between the City of Houston and **VIDSYS, INC** for Professional Consulting Services for the City's Public Safety Video Initiative; providing a maximum contract amount - \$375,000.00 - Grant Fund

RESOLUTIONS AND ORDINANCES - continued

35. Council Member Wiseman tagged

ORDINANCE approving and authorizing contract between the City and **MILAM STREET AUTO STORAGE, INC** for Vehicle Towing and Storage (Boot Program) Services for the Convention & Entertainment Department - **DISTRICT I - ALVARADO**

36. Council Members Wiseman and Johnson tagged

ORDINANCE amending Ordinance #2006-0973 to increase the maximum contract amount for contracts between the City and **NORTH HOUSTON MOTORS, INC, UNIFIED AUTO WORKS, T&T MOTORS, CANNINO WEST, INC, FIESTA WRECKER SERVICE, NATIONAL AUTO COLLISION, INC, MILAM STREET AUTO STORAGE, INC, ALLIED COLLISION CENTER, KTL ENTERPRISES, INC, WESTSIDE WRECKER SERVICE, INC** and **CORPORATE AUTO SERVICES, INC** for the Safe Clear Major Freeway Towing Program - \$1,869,474.00 - Police Special Services Fund (from METRO Mobility Fund)

37. Ordinance 2007-0877

ORDINANCE approving and authorizing contract between the City of Houston and **eCIVIS, INC** for Grants Locator Database Service for the Mayor's Office; providing a maximum contract amount - 3 Years - \$227,042.00 - General Fund

38. Ordinance 2007-0878

ORDINANCE amending Ordinance No. 2002-695 to increase the maximum contract amount and approving and authorizing first amendment to contract between the City of Houston and **PHYSIO-CONTROL, INC (formerly known as MEDTRONIC PHYSIO-CONTROL CORPORATION)** for Defibrillator Maintenance and Repair Services - \$1,526,275.00 - General Fund

39. Ordinance 2007-0864

ORDINANCE approving and authorizing contract between the City of Houston and **STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES ("DIR")** for Telecommunications and Internet Services Citywide; providing a maximum contract amount - 3 Years with two one-year options - \$653,200.00 - Central Services Revolving Fund

40. Ordinance 2007-0879

ORDINANCE appropriating \$67,023.70 out of Fire Consolidated Construction Fund for Construction Services for Fire Station No. 69, WBS C-000090-0001-4 under an existing contract with **CHARTER ROOFING COMPANY, INC - DISTRICT G - HOLM**

41. Ordinance 2007-0865

ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **FEDERAL AVIATION ADMINISTRATION** for Office/Warehouse Space in connection with its Environmental Support Unit at George Bush Intercontinental Airport/Houston - **DISTRICT B - JOHNSON**

42. Council Member Wiseman tagged

ORDINANCE appropriating \$2,500,000.00 out of Airports Improvement Fund for a supplemental allocation for Contract No. 55990 by and between the City of Houston and **4B TECHNOLOGY GROUP, LLC** for Information Technology and Telecommunications Infrastructure Field Inspection Services at George Bush Intercontinental Airport/Houston, William P. Hobby Airport, and Ellington Field, WBS A-000138-0006-3-01; Proj. 577

RESOLUTIONS AND ORDINANCES - continued

43. Ordinance 2007-0866

ORDINANCE appropriating \$200,000.00 out of Airports Improvement Fund, and approving and authorizing Amendment No. 1 to Construction Contract No. 60904 between the City of Houston and **EAS CONTRACTING, LP** for Miscellaneous Airfield Lighting Improvements, Generators, & Generator Buildings at Ellington Field; WBS A-000428-0001-4-01, (Proj. 588) - **DISTRICT E - WISEMAN**

44. Ordinance 2007-0880

ORDINANCE appropriating \$17,392,667.00 out of HAS Consolidated 2004 NONAMT Construction Fund, WBS A-000438-0002-4-01 and awarding construction contract to **EAS CONTRACTING, LP** for Rehabilitation of Runway 12R-30L and Miscellaneous Electrical Work at William P. Hobby Airport, (Project 619); setting a deadline for EAS Contracting, LP's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding EAS Contracting, LP in default if it fails to meet the deadlines; providing funding for engineering testing services, and for contingencies relating to construction of the facilities financed by such fund - **DISTRICT I - ALVARADO**

45. Pulled-Not Considered

ORDINANCE appropriating \$2,500,000.00 out of Airports Improvement Fund, and approving and authorizing Amendment No. 1 to Contract No. 55521 between the City of Houston and **KELLOGG BROWN & ROOT SERVICES, INC** for Job Order Contracting Services with the Houston Airport System; WBS #A-000348-0001-4-01 (Proj. 516) - **DISTRICTS B - JOHNSON; E - WISEMAN and I - ALVARADO**

46. Pulled-Not Considered

ORDINANCE approving and authorizing an Interlocal Agreement between the City of Houston and **HARRIS COUNTY** for Tanner Road Paving from Triway Road to Beltway 8, WBS N-000589-0001-3 - **DISTRICT A - LAWRENCE**

47. Ordinance 2007-0867

ORDINANCE approving and authorizing contract between City of Houston and **THE PORT OF HOUSTON AUTHORITY** for the Reconstruction of the Storm Sewer Outfall at Wharf No.1 East at the Turning Basin of the Houston Ship Channel, WBS M-000126-00S7-4 - \$246,162.00 - Storm Water Utility Fund - **DISTRICT I - ALVARADO**

Motion 2007-0801 – Suspend rules to consider Item 48 out of order

48. Council Members Wiseman and Lawrence tagged

ORDINANCE finding and determining the existence of a public necessity for the acquisition of real property interests in connection with the public improvement project known as the Broad Oaks Waterline Replacement Project; authorizing the acquisition, by donation, purchase, or eminent domain proceedings, of permanent easements in, over, under, and across certain property in Lot 8, Block 3 of Broad Oaks Subdivision as recorded in Volume 17, Page 49 of the Map Records of Harris County, Texas, being situated in the Charles Sage Survey, Abstract No. 697, Harris County, Texas; providing for the payment of the costs of such acquisitions, including Appraisal Fees, Fees for Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees **DISTRICT G - HOLM**

49. Ordinance 2007-0868

ORDINANCE approving and authorizing Professional Contract between the City of Houston and **TSC SURVEYING COMPANY** for On-Call Professional Surveying Services - \$150,000.00 General Fund

RESOLUTIONS AND ORDINANCES - continued

50. Ordinance 2007-0869 – Passed first reading

ORDINANCE granting to **DESIGNING TECHNIQUES, LLC, a Texas Limited Liability Corporation, dba DURAN'S YOUR DUMPSTER.COM**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**

51. Ordinance 2007-0836 – Passed second reading

ORDINANCE No. 2007-836, passed first reading July 18, 2007

ORDINANCE granting to **EAGLE PRENTICE, a Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

52. Ordinance 2007-0837 – Passed second reading

ORDINANCE No. 2007-837, passed first reading July 18, 2007

ORDINANCE granting to **HAZWASTE ENVIRONMENTAL, a Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

53. Ordinance 2007-0838 – Passed second reading

ORDINANCE No. 2007-838, passed first reading July 18, 2007

ORDINANCE granting to **SPECIALIZED MAINTENANCE SERVICES, INC, a Texas Corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 54 through 64

Motion 2007-0802 – Suspend rules to consider Item 54 out of order

Motion 2007-0806 – Postpone Item 54 one (1) week – “FAILED**”**

Motion 2007-0807 – Call the question on Item 54 – “FAILED**”**

54. Motion 2007-0808 – Appeal granted

REVIEW on the record and make determination relative to the appeal from the decision of the General Appeals Board, filed by **TERESA ARGUETA** on the denial of an Application for a Manufactured Home Hardship Extension at 7911 Brays - **DISTRICT I - ALVARADO**

POSTPONED BY MOTION #2007-763, 7/11/07

This was Item 26 on Agenda of July 11, 2007

MATTERS HELD – continued

55. Motion 2007-0815 – Refer back to the Administration

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Finance & Administration Department to award to **BOWLING BICYCLES, INC** for Mountain Bicycles for Police Department - \$239,746.20 - General Fund
TAGGED BY COUNCIL MEMBER CLUTTERBUCK
This was Item 10 on Agenda of July 18, 2007

56. Motion 2007-0805 – Postpone sixty (60) days

ORDINANCE **AMENDING CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to vehicle dimensions and the effects of operation on City streets; declaring certain conduct to be unlawful and providing a penalty therefor; containing findings and other provisions relating to the foregoing subject; providing for severability
TAGGED BY COUNCIL MEMBERS WISEMAN, CLUTTERBUCK, GARCIA and LAWRENCE
This was Item 15 on Agenda of July 18, 2007

57. Ordinance 2007-0881

ORDINANCE consenting to the creation of the **HARRIS COUNTY ROAD IMPROVEMENT DISTRICT NO. 1** and the inclusion of certain land within the district - **DISTRICT E - WISEMAN**
TAGGED BY COUNCIL MEMBER WISEMAN
This was Item 21 on Agenda of July 18, 2007

58. Ordinance 2007-0882

ORDINANCE approving and authorizing one-year contract, with four one-year options for renewal, between the City of Houston and **TUTOR.COM, INC** to provide online live homework help services to students verified as Houston Public Library Users; providing a maximum contract amount - 5 Years - \$994,615.00 - General Fund
TAGGED BY COUNCIL MEMBERS LAWRENCE, WISEMAN and CLUTTERBUCK
This was Item 27 on Agenda of July 18, 2007

59. Motion 2007-0804 – Postpone one (1) week

ORDINANCE approving and authorizing contract between the City of Houston and the **HOUSTON-GALVESTON AREA COUNCIL (H-GAC)** for Hurricane Evacuation Education Program - \$34,855.00 - Greater Houston Transportation and Emergency Center Fund
TAGGED BY COUNCIL MEMBER EDWARDS
This was Item 29 on Agenda of July 18, 2007

60. Motion 2007-0816 – Postpone two (2) weeks

ORDINANCE appropriating \$422,583.49 out of the Water & Sewer System Consolidated Construction Fund and \$426,000.00 out of Homeless and Housing Consolidated Fund; approving and authorizing Developer Participation Contract between the City of Houston and **OBRA HOMES, INC** for Construction of Water, Sanitary Sewer and Storm Sewer Lines for Section One of the Lake Way Village Subdivision, WBS S-000800-00M4-4/R-000800-00M4-4/M-000800-00M4-4 - **DISTRICT E - WISEMAN** - **TAGGED BY COUNCIL MEMBER WISEMAN**
This was Item 30 on Agenda of July 18, 2007

61. Motion 2007-0816 – Postpone two (2) weeks

ORDINANCE appropriating \$275,828.34 out of Water & Sewer System Consolidated Construction Fund and \$225,000.00 out of Drainage Improvement CPaper Series F Fund; approving and authorizing Developer Participation Contract between the City of Houston and **OBRA HOMES, INC** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve Section One of the Riverbend Village Subdivision, WBS S-000800-00M2-4/R-000800-00M2-4/M-000800-00M2-4 **DISTRICT B - JOHNSON** - **TAGGED BY COUNCIL MEMBER WISEMAN**
This was Item 31 on Agenda of July 18, 2007

MATTERS HELD – continued

62. Motion 2007-0816 – Postpone two (2) weeks

ORDINANCE appropriating \$420,496.01 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **OBRA HOMES, INC** for Construction of Water and Sanitary Sewer Lines for Section One of South Meadow Place Subdivision, WBS S-000800-00M5-4/R-000800-00M5-4 - **DISTRICT E - WISEMAN** - **TAGGED BY COUNCIL MEMBER WISEMAN**
This was Item 32 on Agenda of July 18, 2007

63. Motion 2007-0816 – Postpone two (2) weeks

ORDINANCE appropriating \$101,975.60 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **FAFB, LLC** for Construction of Water and Sewer Lines to serve the Red Robin Square Subdivision, WBS S-000800-0104-4 and R-000800-0104-4 - **DISTRICT E - WISEMAN**
TAGGED BY COUNCIL MEMBER WISEMAN
This was Item 33 on Agenda of July 18, 2007

64. Ordinance 2007-0883

ORDINANCE approving and authorizing contract between the City of Houston and **BECK DISASTER RECOVERY, INC** for Disaster Management Recovery and Consulting Services for the Solid Waste Management Department - 5 Years with two one-year options
TAGGED BY COUNCIL MEMBER WISEMAN
This was Item 34 on Agenda of July 18, 2007

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Noriega 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

7/31/2007 – Council Members Clutterbuck and Noriega out of the City

8/01/2007 – Council Members Clutterbuck and Noriega out of the City