

**AGENDA - COUNCIL MEETING - TUESDAY - NOVEMBER 27, 2007 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

**MOTIONS - 2007-1149 to 2007-1175**  
**ORDINANCES – 2007-1295 to 2007-1339**  
**RESOLUTION – 2007-0045**

**2007-1148-1**

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Khan

**1:30 P. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

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

**5:00 P. M. - RECESS**

**RECONVENE**

**WEDNESDAY - NOVEMBER 28, 2007 - 9:00 A. M.**

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

**MAYOR'S REPORT**

**CONSENT AGENDA NUMBERS 1 through 66**

**MISCELLANEOUS** - NUMBERS 1 through 5

**1. Motion 2007-1156**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of additional allocation of funds for additional computational analysis service from **TEXAS TRANSPORTATION INSTITUTE** for video surveillance at railroad crossings, WBS N-000650-0037-3 - \$65,100.00 - Limited Use Roadway & Mobility Capital Fund No. 4034 **DISTRICTS B - JOHNSON; D - EDWARDS; E - WISEMAN; H - GARCIA and I - ALVARADO**

**MISCELLANEOUS** - continued

**2. Ordinance 2007-1333**

ORDINANCE appropriating \$157,961.00 out of Water & Sewer System Consolidated Construction Fund and \$331,459.00 out of Metro Project Commercial Paper Series E Fund as an additional appropriation for San Felipe Pavement Improvements from Fountainview to Chimney Rock, WBS N-000750-0002-4; approving and authorizing first amendment to construction contract between the City of Houston and **JFT CONSTRUCTION, INC** (approved by Ordinance No. 2006-510) - **DISTRICT G - HOLM**

**a. Motion 2007-1166**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of Change Order No. 3 in the amount of \$372,140.72 on contract with **JFT CONSTRUCTION, INC** for San Felipe Pavement Improvement from Fountainview Street to Chimney Rock Drive, WBS N-000750-0002-4 - **DISTRICT G - HOLM**

**3. Motion 2007-1157**

RECOMMENDATION from Director Department of Convention & Entertainment Facilities for the designation of a residential parking permit area in the Super Neighborhood of the Greater Heights **DISTRICT H - GARCIA**

**4. Motion 2007-1158**

RECOMMENDATION from Director Department of Convention & Entertainment Facilities for the designation of three residential parking permit areas in the Super Neighborhood of the Greater Third Ward - **DISTRICT D - EDWARDS**

**Motion 2007-1149 – Suspend rules to consider Items 5, 63, 8 and 9 out of order**

**5. Motion 2007-1150**

RECOMMENDATION from Director Solid Waste Management to rename the Northwest Service Center to the **THOMAS M. BUCHANAN NORTHWEST SERVICE CENTER** and the Southeast Service Center to the **CHARLES R. IDLEBIRD SOUTHEAST SERVICE CENTER** - **DISTRICTS A - LAWRENCE and I - ALVARADO**

**ACCEPT WORK** - NUMBERS 6 through 14

**6. Council Member Johnson tagged**

ORDINANCE appropriating \$1,962,279.08 out of HAS-SUB Lien Bond 1998B AMT Construction (8006) Fund, and approving and authorizing compromise and settlement agreement between the City of Houston and **EMCOR GOWAN, INC f/k/a GOWAN, INC** and **YORK INTERNATIONAL, INC** to settle a claim; a joint venture to settle a claim arising out of activities financed by the Fund, WBS A-000091-0004-4-01 - **DISTRICT B - JOHNSON**

**a. Council Member Johnson tagged**

RECOMMENDATION from Director Houston Airport System and the City Attorney for approval of final contract amount of \$16,115,483.67 and acceptance of work on contract with **EMCOR GOWAN, INC f/k/a GOWAN, INC** and **YORK INTERNATIONAL, INC** for Central Plant Equipment Pre-purchase at George Bush Intercontinental Airport/Houston, Project 424D, WBS A-000091-0004-4-01, Contract No. 50637 - 4.97% over the original contract amount **DISTRICT B - JOHNSON**

**ACCEPT WORK** - continued

**7. Motion 2007-1159**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,750,595.02 and acceptance of work on contract with **TOTAL CONTRACTING LIMITED** for On-Call Drainage System Repair (Work Order Contract); WBS M-000243-0002-4 - 4.11% under the original contract amount - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK; D - EDWARDS; E - WISEMAN; G - HOLM and I - ALVARADO**

**8. Motion 2007-1153**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,302,309.19 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method, WBS R-000266-00A6-4 - 2.84% under the original contract amount - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; D - EDWARDS; F - KHAN; G - HOLM; H - GARCIA and I - ALVARADO**

**9. Motion 2007-1154**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,614,204.94 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, WBS R-000266-00A8-4 - 0.58% over the original contract amount - **DISTRICTS A - LAWRENCE; B - JOHNSON; D - EDWARDS; E - WISEMAN; H - GARCIA and I - ALVARADO**

**10. Motion 2007-1167**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$689,185.66 and acceptance of work on contract with **CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation, WBS R-000266-00B9-4 - 2.19% under the original contract amount - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; D - EDWARDS; E - WISEMAN; F - KHAN and I - ALVARADO**

**11. Motion 2007-1160**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$677,256.55 and acceptance of work on contract with **CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation, WBS R-000266-00C7-4 - 3.88% under the original contract amount - **DISTRICTS A - LAWRENCE; C - CLUTTERBUCK; D - EDWARDS; G - HOLM; H - GARCIA and I - ALVARADO**

**12. Motion 2007-1168**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$689,650.19 and acceptance of work on contract with **CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation, WBS R-000266-00C8-4 - 2.18% under the original contract amount - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; E - WISEMAN; G - HOLM; H - GARCIA and I - ALVARADO**

**13. Motion 2007-1169**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$740,244.84 and acceptance of work on contract with **CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation, WBS R-000266-00C9-4 - 5.00% over the original contract amount

**ACCEPT WORK** - continued

**14. Motion 2007-1170**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,352,198.21 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for On-Call Water Main and Sanitary Sewer Extensions, WBS S-000801-00P4-4 - 9.85% under the original contract amount

**PROPERTY** - NUMBER 15

**15. Motion 2007-1171**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Creative Consultants, on behalf of John C. Bybee Estate (Clinton Bybee, Administrator), for abandonment and sale of Hall Road, from the east right-of-way line of Monroe Road east  $\pm$ 900 feet, in exchange for the conveyance to the City of right-of-way for and construction of a 60-foot-wide road connecting the remainder of Hall Road south to the Beltway 8 right-of-way,  $\pm$ 42,724 square feet of right of way along the west side of Monroe Road for the widening of Monroe Road, and a 10-foot-wide water line easement, all out of the Robert Cameron Survey, A-211, Parcels SY8-023, AY8-059A, AY8-059B and KY8-102 - **DISTRICT E - WISEMAN**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 16 through 23

**16. Ordinance 2007-1299**

ORDINANCE appropriating \$7,208,642.03 out of Police Consolidated Construction Fund, awarding construction contract to **PRIME CONTRACTORS, INC** for Mounted Patrol Facility Relocation, WBS G-000117-0001-4; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering testing, construction management services, office furniture, civic art program, and contingencies relating to construction of facilities financed by Police Consolidated Construction Fund

**a. Motion 2007-1161**

**JIMENEZ CONTRACT SERVICES, LTD.** for Office Furniture through the State of Texas Building and Procurement Commission's Contract for Police Department - \$83,453.03

**17. Motion 2007-1162**

**EPI-USE AMERICA, INC** for EPI-USE Software Tools from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program under Section 211 of the Government Act 2000 for the Information Technology Department - \$105,213.00 - General Fund

**Motion 2007-1152 – Suspend rules to consider Items 18, 25 and 71 out of order**

**18. Motion 2007-1155**

**POWERLOGICS, INC** for Telecommunication Radio Tower and Equipment Shelters from the General Services Administration (GSA) Schedule 70 contract through the Cooperative Purchasing Program under Section 211 of the Government Act 2000 for the Mayor's Office of Public Safety and Homeland Security - \$1,978,588.96 - Grant Fund

**19. Motion 2007-1172**

**AMEND MOTION #2005-198, 3/2/05, as amended by Motion #2007-1009, 10/10/07, TO EXTEND** expiration date from March 2, 2008 to March 1, 2010, and **TO INCREASE** the award amount from \$749,701.96 to \$1,249,701.96 for Barcoded Traffic and Non-Traffic Citations for the Municipal Courts, awarded to **WORKFLOW ONE (formerly THE RELIZON COMPANY)**

**PURCHASING AND TABULATION OF BIDS** - continued

**20. Motion 2007-1163**

**AAR INCORPORATED** for Asbestos Abatement, Demolition, and Site Clean-up Services for Police Department - \$123,905.00 and contingencies for a total amount not to exceed \$130,100.25 Dangerous Building Fund - **DISTRICTS B - JOHNSON; H - GARCIA and I - ALVARADO**

**21. Ordinance 2007-1300**

ORDINANCE appropriating \$431,340.00 out of Equipment Acquisition Consolidated Fund for Purchase of Software and Professional Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Houston Police Department

**a. Motion 2007-1164**

**INFORMATION BUILDERS, INC** for Software and Professional Services from the General Services Administration Schedule (GSA) 70 Contract through the Cooperative Purchasing Program under Section 211 of the Government Act 2000 for the Houston Police Department

**22. Ordinance 2007-1301**

ORDINANCE appropriating \$220,721.90 out of Equipment Acquisition Consolidated Fund for Purchase of Thermolay Pothole Patch Bodies for Public Works & Engineering Department

**a. Motion 2007-1165**

**BERGKAMP, INC** for Thermolay Pothole Patch Bodies through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Department of Public Works & Engineering

**23. Council Member Wiseman tagged**

**RANGE KLEEN MFG., INC** for Fat Trapper Containers and Bags for Department of Public Works & Engineering - \$63,600.00 - Enterprise Fund

**RESOLUTIONS AND ORDINANCES** - NUMBERS 24 through 66

**24. Resolution 2007-0045**

RESOLUTION appointing **GARY W. STEIN** to serve as the City's representative on the **BOARD OF DIRECTORS of the HARRIS COUNTY APPRAISAL DISTRICT** for a two-year term commencing on January 1, 2008 and ending on December 31, 2009

**25. Ordinance 2007-1297**

ORDINANCE **AMENDING CHAPTER 16 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the creation of a Juvenile Case Manager Fund; containing other provisions relating to the foregoing subject; providing for severability

**26. Ordinance 2007-1334**

ORDINANCE **AMENDING ARTICLE VIII OF CHAPTER 26 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Off-Street Parking and Loading Requirements in the South Main/Texas Medical Center Area; containing other provisions relating to the foregoing subject; providing for severability - **DISTRICT D - EDWARDS**

**27. Ordinance 2007-1302**

ORDINANCE consenting to the addition of 10.335 acres of land to **CHIMNEY HILL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**28. Ordinance 2007-1303**

ORDINANCE consenting to the addition of 21.64 acres of land to **CINCO SOUTHWEST MUNICIPAL UTILITY DISTRICT NO. 2**, for inclusion in its district

**RESOLUTIONS AND ORDINANCES** - continued

**29. Ordinance 2007-1304**

ORDINANCE consenting to the addition of 27.0650 acres of land to **GRANT ROAD PUBLIC UTILITY DISTRICT**, for inclusion in its district

**30. Ordinance 2007-1305**

ORDINANCE consenting to the addition of 4.92 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 109**, for inclusion in its district

**31. Ordinance 2007-1306**

ORDINANCE consenting to the addition of 27.1410 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 172**, for inclusion in its district

**32. Ordinance 2007-1307**

ORDINANCE consenting to the addition of 2.434 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 216**, for inclusion in its district

**33. Ordinance 2007-1308**

ORDINANCE consenting to the addition of 3.22 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 391**, for inclusion in its district

**34. Ordinance 2007-1309**

ORDINANCE consenting to the addition of 63.94 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 96**, for inclusion in its district

**35. Ordinance 2007-1310**

ORDINANCE consenting to the addition of 1.822 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 155**, for inclusion in its district

**36. Ordinance 2007-1311**

ORDINANCE establishing the north and south sides of the 600 block of Highland 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 H - GARCIA**

**37. Ordinance 2007-1312**

ORDINANCE establishing the north and south sides of the 1600 block of Kipling Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code Ordinances, Houston, Texas - **DISTRICT D - EDWARDS**

**38. Ordinance 2007-1313**

ORDINANCE establishing the south side of the 2300 block of McClendon 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 C - CLUTTERBUCK**

**39. Ordinance 2007-1314**

ORDINANCE establishing City of Houston Election Precincts and designating polling places for the City of Houston Run-Off Election to be held on December 8, 2007

**40. Ordinance 2007-1315**

ORDINANCE relating to the rescheduling or postponement of certain City Council meetings

**41. Ordinance 2007-1316**

ORDINANCE approving and authorizing agreement between the City of Houston and **CHINESE COMMUNITY CENTER, INC** to provide \$500,000.00 in Community Development Block Grant Funds for the Renovation of a public facility located at 9800 Town Park Drive, Houston, Texas **DISTRICT F - KHAN**

**RESOLUTIONS AND ORDINANCES** - continued

**42. Ordinance 2007-1317**

ORDINANCE approving and authorizing first amendment to Loan Agreement between the City of Houston and **SSFP REED ROAD V LP - DISTRICT D - EDWARDS**

**Motion 2007-1151 – Suspend rules to consider Item 42-1 out of order**

**42-1 Ordinance 2007-1296**

ORDINANCE approving and authorizing Compromise and Settlement Agreement between **MARIO GALLEGOS** and the City of Houston to settle a suit, Cause No. 2005-76353, 190th Judicial District Court, Harris County, Texas

**43. Ordinance 2007-1318**

ORDINANCE approving and authorizing contract between the City of Houston and **CLARENCE A. WEST**, Attorney at Law, for Legal Services to include the representation of the City of Houston in connection with Access Line Reviews of certain telecommunications providers (“CTPs”); providing a maximum contract amount - \$175,000.00 - General Fund

**44. Ordinance 2007-1319**

ORDINANCE approving and authorizing contract between the City of Houston and **SMYSER KAPLAN & VESELKA, L.L.P.** for Legal Services relating to the representation of the City of Houston in Civil Action No. H-07-02944; RTM Media, LLC v. City of Houston; in the United States District Court for the Southern District of Texas; Cause No. 906556; Do Thanh Tran and Ana Alexia Tran V. City of Houston; in the Harris County Civil Court at Law No. 4, Harris County, Texas; and Cause No. 2007-66446; City of Houston v. Do Thanh Tran, et al.; in the 333rd District Court of Harris County, Texas; providing a maximum contract amount - \$225,000.00 – Property & Casualty Fund

**45. Ordinance 2007-1335**

ORDINANCE approving and authorizing Legal Services Engagement Letter Agreements between the City of Houston and **ANDREWS KURTH LLP** and **FULBRIGHT & JAWORSKI L.L.P.** for Legal Services associated with the restructuring of the Combined Utility System (CUS) Variable Bond Series 2004C Debt from Taxable to Tax-exempt Status; providing a maximum contract amount - Not to exceed \$595,000.00 - Enterprise Fund

**46. Ordinance 2007-1336**

ORDINANCE amending Ordinance Number 2003-0529 to increase the maximum contract amount for contract between the City and **DELOITTE & TOUCHE LLP** for Professional Auditing Services (#55019) - \$1,795,000.00 - General Fund

**47. Ordinance 2007-1320**

ORDINANCE awarding contract to **WINGO SERVICE COMPANY, INC** for Water Meter Instrumentation, Calibration and Repair Services for the Public Works and Engineering Department; providing a maximum contract amount - 3 years with two one-year options \$253,500.00 - Enterprise Fund

**48. Ordinance 2007-1321**

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **GHX POWER SYSTEMS, INC (Formerly known as TOTAL POWER SYSTEMS, INC)** for Pump, Submersible-Large Repair Services for Public Works & Engineering Department approved and authorized by Ordinance No. 2003-802

**RESOLUTIONS AND ORDINANCES** - continued

**49. Ordinance 2007-1322**

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **PUMPS OF HOUSTON, INC** for Pump, Submersible-Large Repair Services for Public Works & Engineering Department approved and authorized by Ordinance No. 2003-801

**50. Ordinance 2007-1337**

ORDINANCE approving and authorizing contract between the City of Houston and the **HOUSTON ARTS ALLIANCE** for civic art and conservation administration services on behalf of the General Services Department; providing a maximum contract amount - \$1,617,636.05 - Civic Art Funds

**51. Ordinance 2007-1338**

ORDINANCE approving and authorizing contract between the City of Houston and the **HOUSTON ARTS ALLIANCE** for city-wide art consulting services on behalf of the General Services Department - \$48,750.00 - General Fund

**52. Ordinance 2007-1323**

ORDINANCE appropriating \$132,275.00 out of Fire Consolidated Construction Fund, awarding construction manager at Risk Contract to **GILBANE BUILDING COMPANY** for Fire Station No. 37, WBS C-000147-0002-4, and Fire Station No. 90, WBS C-000065-0002-4; providing funding for Civic Art Program financed by the Fire Consolidated Construction Fund - **DISTRICTS A - LAWRENCE and C - CLUTTERBUCK**

**53. Ordinance 2007-1324**

ORDINANCE appropriating \$254,375.00 out of Public Library Consolidated Construction Fund, awarding construction manager at Risk Contract to **TEAL CONSTRUCTION COMPANY** for Bracewell Library, WBS E-000114-0001-4; Kendall Library, WBS E-000094-0001-4 and Oak Forest Library, WBS E-000073-0001-4; providing funding for Civic Art Program financed by the Public Library Consolidated Construction Fund - **DISTRICTS A - LAWRENCE; E - WISEMAN and G - HOLM**

**54. Ordinance 2007-1325**

ORDINANCE appropriating \$50,000.00 out of Fire Consolidated Construction Fund; \$80,000.00 out of Police Consolidated Construction Fund; \$30,000.00 out of Solid Waste Consolidated Construction Fund; \$40,000.00 out of General Improvements Consolidated Construction Fund; and approving and authorizing Professional Consulting Services Agreement for Asbestos and Lead Program and General Environmental Services between the City of Houston and **SKA CONSULTING, L.P.**, WBS C-000170-0010-4, G-000122-0001-4, L-000052-0001-4, D-000073-0011-4

**55. Ordinance 2007-1326**

ORDINANCE appropriating \$100,000.00 out of Parks Consolidated Construction Fund; \$20,000.00 out of Fire Consolidated Construction Fund; and \$80,000.00 out of General Improvements Consolidated Construction Fund; approving and authorizing Professional Consulting Services Agreement for Asbestos and Lead Program and General Environmental Services between the City of Houston and **BROWN AND CALDWELL**, WBS F-000509-0050-4, C-000170-0010-4, and D-000073-0009-4

**RESOLUTIONS AND ORDINANCES** - continued

**56. Ordinance 2007-1327**

ORDINANCE appropriating \$100,000.00 out of General Improvements Consolidated Construction Fund; and \$100,000.00 out of Parks Consolidated Construction Fund; approving and authorizing Professional Consulting Services Agreement for Asbestos and Lead Program and General Environmental Services Contract between the City of Houston and **ENVIRONMENTAL RESOURCE CONSULTANTS, INC**, WBS D-000073-0012-4 and F-000509-0040-4

**57. Ordinance 2007-1328**

ORDINANCE appropriating \$50,000.00 out of Water & Sewer System Consolidated Construction Fund; \$75,000.00 out of Solid Waste Consolidated Construction Fund; \$25,000.00 out of General Improvements Consolidated Construction Fund; \$50,000.00 out of Parks Consolidated Construction Fund; and approving and authorizing Professional Consulting Services Agreement for Asbestos and Lead Program and General Environmental Services between the City of Houston and **MALCOLM PIRNIE, INC**, WBS R-000268-0060-4, L-000052-0001-4, D-000073-0008-4, F-000676-0001-4

**58. Ordinance 2007-1329**

ORDINANCE appropriating \$1,370,000.00 out of General Improvements Consolidated Construction Fund, and \$2,513,000.00 out of Public Health Consolidated Construction Fund; awarding construction contract to **THE GONZALEZ GROUP, LP** for Renovation of Kashmere Multi-Service Center, WBS H-000053-0001-4; 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 services, air quality monitoring, civic art program, construction management, and contingencies relating to construction of facilities financed out of the General Improvements Consolidated Construction Fund and Public Health Consolidated Construction Fund - **DISTRICT B - JOHNSON**

**59. Ordinance 2007-1330**

ORDINANCE approving and authorizing Untreated Water Supply Contract between the City of Houston and **HARRIS COUNTY**

**60. Ordinance 2007-1339**

ORDINANCE finding and declaring public convenience and necessity for the acquisition of Fee Simple Title or easements for rights-of-way in connection with the public improvement project known as the Kirby Drive Storm Sewer Relief Project, Segment 4 (from Robinhood Street to Interstate 59); authorizing the acquisition of certain real property interests within the right-of-way alignment and payment of the costs of such purchases and/or condemnations of such real property and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple or easements in, over, upon, under, and across 15 parcels of land situated in the A.C. Reynolds Survey, Abstract No. 61, Harris County, Texas, and being more specifically situated within Blocks 1, 4, 9, 12, 13, and 20 of West Houston Addition Subdivision, according to the plat thereof as recorded in Volume 60, Page 184 of the Harris County Map Records, Blocks 5 and 8 of Sunset Court Addition according to the plat thereof as recorded in Volume 725, Page 596 of the Harris County Deed Records, Block 3 of the Mellon Addition a Subdivision according to the plat thereof as recorded in Volume 572, Page 276 of the Harris County Deed Records, and Block 2 of Monona Court Subdivision according to the plat therefore as recorded in Volume 7, Page 69 of the Harris County Map Records in Harris County, Texas

**RESOLUTIONS AND ORDINANCES** - continued

**61. Ordinance 2007-1331**

ORDINANCE appropriating \$270,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Construction Management and Inspection Services contract between the City of Houston and **ATSER, L.P.** for 69th Street Wastewater Treatment Plant Improvement - Package 1, WBS R-000509-0010-4 - **DISTRICT I - ALVARADO**

**62. Ordinance 2007-1332**

ORDINANCE appropriating \$2,187,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **R.K. WHEATON, INC** for Water Line Replacement in Spring Oaks, WBS S-000035-00L4-4; 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, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - LAWRENCE**

**63. Ordinance 2007-1295**

ORDINANCE appropriating \$11,189,867.03 out of Street & Bridge Consolidated Construction Fund, \$342,932.97 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JFT CONSTRUCTION, INC** for Neighborhood Street Reconstruction Project No. 448, WBS N-000380-0001-4, S-000500-0062-4; 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, construction management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund & Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and E - WISEMAN**

**64. Ordinance 2007-1256 – Passed third and final reading**

ORDINANCE No. 2007-1256, passed second reading November 14, 2007

ORDINANCE granting to **FOWLER'S TRANSFER, 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 - **THIRD AND FINAL READING**

**65. Ordinance 2007-1257 – Passed third and final reading**

ORDINANCE No. 2007-1257, passed second reading November 14, 2007

ORDINANCE granting to **COOPERS-SANITECH, 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 - **THIRD AND FINAL READING**

**66. Ordinance 2007-1258 – Passed third and final reading**

ORDINANCE No. 2007-1258, passed second reading November 14, 2007

ORDINANCE granting to **RUSTIN TRANSPORTATION COMPANY, L.P., a Texas Limited Partnership**, 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 - **THIRD AND FINAL READING**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**NON CONSENT AGENDA** - NUMBER 67

**MISCELLANEOUS**

**67. Motion 2007-1173**

**SET DATE FOR PUBLIC HEARINGS** relative to proposed amendments to Project and Financing Plans for Tax Increment Reinvestment Zone No. 3 (Main Street/Market Square Zone) and Tax Increment Reinvestment Zone No. 14 (Fourth Ward Zone)

**SUGGESTED DATE FOR HEARINGS - 9:00 A.M. - WEDNESDAY - DECEMBER 5, 2007**

**MATTERS HELD** - NUMBERS 68 through 71

**68. Motion 2007-1174**

RECOMMENDATION from City Attorney to allocate an additional \$120,000.00 to contract for litigation support services between the City of Houston and **BECK REDDEN AND SECREST, L.L.P.** - CIP Cost Recovery Fund - **TAGGED BY COUNCIL MEMBER GREEN**

This was Item 5 on Agenda of November 14, 2007

**69. Motion 2007-1175**

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from the Mayor's Office of Government Affairs for renewal of membership in the **TEXAS MUNICIPAL LEAGUE** - 1 Year - \$72,558.00 - General Fund

**TAGGED BY COUNCIL MEMBER LAWRENCE**

This was Item 7 on Agenda of November 14, 2007

**70. Council Member Wiseman tagged**

RECOMMENDATION from Director General Services Department to declare the following properties surplus - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK; E - WISEMAN; F - KHAN; H - GARCIA and I - ALVARADO:**

8600 Block of West Airport	Former Water Facility
9002 Stella Link	Former Water Facility
12500 Block of Frazier River	Former Water Facility
11451 New Brook Drive	Former Water Facility
1400 Block of Hussion (east)	Former Water Facility
1400 Block of Hussion (west)	Former Water Facility
1400 Block of Milby	Former Water Facility
1400 Block of Miller	Former Water Facility
Edwards Drive	Former Wastewater Facility
6331 Micollet	Former Water Facility
7800 Block of Tidwell Road	Unused Remaining Right of Way
5000 Block of Hirsch	Unused Remaining Right of Way
5000 Block of Hirsch	Unused Remaining Right of Way
Old Galveston Road/Beltway 8	Former Public Utility Site
803 Ennis	Former Maintenance Facility

**TAGGED BY COUNCIL MEMBER BROWN**

This was Item 10 on Agenda of November 14, 2007

**MATTERS HELD** - continued

**71. Ordinance 2007-1298**

**ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to fire alarm systems and various fees; containing findings and other provisions relating to the foregoing subject; providing for a collection fee; providing an effective date; providing for severability - **TAGGED BY COUNCIL MEMBER LAWRENCE**  
This was Item 23 on Agenda of November 14, 2007

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Wiseman 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

**11/27/2007 – Council Members Wiseman and Noriega absent on personal business**

**Council Member Edwards absent due to being ill**

**11/28/2007 – All Present**