

AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 17, 2009 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2009-0073 to 2009-0089
ORDINANCES – 2009-0100 to 2009-0139
RESOLUTIONS – 2009-0001 to 2009-0004

2009-0072-1

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 - FEBRUARY 18, 2009 - 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 54

MISCELLANEOUS - NUMBERS 1 through 3

1. **Motion 2009-0073**
REQUEST from Mayor for confirmation of the reappointment of **MR. ROBERT D. TANNER**, to Position Six, representing HISD, of the **SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire December 31, 2010
2. **Motion 2009-0074**
REQUEST from Mayor for confirmation of the reappointment of **MR. MARK WORSCHER**, to Position Three, representing HISD, of the **ST. GEORGE PLACE REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire December 31, 2010

MISCELLANEOUS - continued

3. Motion 2009-0075

RECOMMENDATION from Director Department Public Works & Engineering to accept the January 2009 Semiannual Report and Recommendations of the Planning Commission, acting as the Capital Improvements Advisory Committee, relating to the implementation of the Water and Wastewater Impact Fees Program and to transfer revenues and interest generated by the Water and Wastewater Impact Fees in the amount of \$5,952,846.07 for Revenue Bond Debt Service as recommended in the Report

ACCEPT WORK - NUMBER 4

4. Motion 2009-0076

RECOMMENDATION from Director General Services Department for approval of final contract amount of \$739,436.00 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Carverdale and Schwartz Park Improvements - 4.99% over the original contract amount **DISTRICT A - LAWRENCE**

PROPERTY - NUMBERS 5 through 9

5. Motion 2009-0081

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Greg Travis, Travis Law Firm, Inc., on behalf of MBI, Ltd., [MBGP, Inc., (Rex L. Mosser, President), General Partner], for abandonment and sale of Hohl Street, from the west line of Lot 2, Block 2, east to its terminus, and the sale of two tracts of fee-owned land, in exchange for the conveyance to the City of a full-width utility easement, a 40-foot storm sewer easement, and right-of-way necessary for the construction of a cul-de-sac at the terminus of Hohl Street, located in the E. O. Greiner Subdivision, out of the J. T. Harrel Survey, Parcels SY9-030A-C, VY9-027, LY9-030 and AY9-020 - **DISTRICT H**

6. Motion 2009-0077

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Hart Schleicher of Capital Real Estate Commercial, on behalf of Kurkel Manufacturing, Inc., (Bob Kurtz, President), for abandonment and sale of Semmes Street, from Brooks Street south to its terminus, located in the S. F. Noble Addition, Parcel SY9-028 - **DISTRICT B - JOHNSON**

7. Motion 2009-0078

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Barry Hunsworth, Gene Carroll & Assoc., L.P., on behalf of Medistar River Oaks Medical Center, Ltd., [Medistar River Oaks Management, LLC (Robert M. Hodge, Vice President), General Partner], Portsmouth Oaks, Ltd., [Portsmouth Management, LLC (Robert M. Hodge, Vice President), General Partner], and Hospital Properties of Houston, L.P. [HPH Management, LLC (Charles W. Johnson, President), General Partner], for abandonment and sale of a 10-foot-wide utility easement, within Reserve A, Block 1 of the Twelve Oaks Medical Center Subdivision, out of the A. C. Reynolds Survey, A-61, Parcels SY8-013, SY8-038 and SY8-039 - **DISTRICT C - CLUTTERBUCK**

8. Motion 2009-0082

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners, into the Registry of the Court, pay all costs of Court and file objections to the award in connection with eminent domain proceeding styled City of Houston v. Ha Phuong Corporation, a Texas Corporation, et al., Cause No. 887,616; for acquisition of Parcel AY6-029; for the **LONG POINT @ BLALOCK INTERSECTION IMPROVEMENTS PROJECT (Oak Tree - Freedonia) - DISTRICT A - LAWRENCE**

PROPERTY - continued

9. Motion 2009-0083

RECOMMENDATION from City Attorney to settle eminent domain proceeding styled City of Houston v. Autotronic Systems, Inc, et al., Cause No. 890,961; for acquisition of Parcel AY6-028; for the **LONG POINT @ BLALOCK INTERSECTION IMPROVEMENTS PROJECT (Oak Tree - Freedonia) - DISTRICT A - LAWRENCE**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 14

10. Motion 2009-0079

ORATOR PLUS, INC for Image Capturing Cameras and Panoramic Video Spherical Photograph Immersive Digital Recorders for the Mayor's Office of Public Safety and Homeland Security \$134,400.00 - Grant Fund

11. Motion 2009-0084

GILBREATH COMMUNICATIONS, INC for Public/Disaster Preparedness Education/Outreach Programs and Companion Marketing through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council - \$581,595.00 - Grant Fund

12. Motion 2009-0080

KNAPP CHEVROLET, INC for an Ambulance through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Houston Fire Department - \$92,225.00 Equipment Acquisition Consolidated Fund

13. Ordinance 2009-0119

ORDINANCE appropriating \$1,596,132.75 out of Equipment Acquisition Consolidated Fund for Purchase of Medium- and Heavy-Duty Cabs & Chassis and Truck Bodies for Various Departments

a. Motion 2009-0085

RUSH TRUCK CENTERS OF TEXAS, L.P. - \$2,747,108.84, **TEXAS UNDERGROUND, INC** - \$328,141.68, **SANTEX TRUCK CENTER, LTD.** - \$388,690.00 and **HOUSTON FREIGHTLINER, INC** - \$86,719.00 for Medium- and Heavy-Duty Cabs & Chassis and Truck Bodies through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Various Departments - \$3,550,659.52 – Enterprise, Equipment Acquisition Consolidated and Stormwater Funds

14. Motion 2009-0086

BASELINE PAVING AND CONSTRUCTION, INC for HVAC Replacement at Fire Station No. 44 for General Services Department - \$62,652.00 and contingencies for a total amount not to exceed \$68,917.20 - In-House Renovation Revolving Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 15 through 54

15. Resolution 2009-0001

RESOLUTION acknowledging and supporting the development and construction of Costa Vizcaya II Multi-Family Project located in Council District A, for purposes of the Texas Department of Housing and Community Affairs requirement for a proposed new Affordable Housing Tax Credit Development which is to be located within one (1) linear mile from an existing Affordable Housing Tax Credit Development which received an allocation of Housing Tax Credits within the last three years and which will be located in a Census Tract that has more than 30% Housing Tax Credit units per total households in the Census Tract - **DISTRICT A - LAWRENCE**

RESOLUTIONS AND ORDINANCES - continued

16. Resolution 2009-0002

RESOLUTION acknowledging and supporting the development and construction of South Acres Ranch II, a Single-Family Project located in Council District D, for purposes of the Texas Department of Housing and Community Affairs requirements for a proposed new Affordable Housing Tax Credit Development which is to be located within one (1) linear mile from an existing Affordable Housing Tax Credit Development which received an allocation of Housing Tax Credits within the last three years - **DISTRICT D - ADAMS**

17. Resolution 2009-0003

RESOLUTION designating certain properties within the City of Houston as historic landmarks:

Western Electric Company Building	100 Jackson Street	<u>DISTRICT I - RODRIGUEZ</u>
Eller Wagon Works -		
Pittsburgh Plate Glass Building	101 Crawford Street	<u>DISTRICT I - RODRIGUEZ</u>
Waddell's Housefurnishing		
Company Buildings	806-810 Sampson Street	<u>DISTRICT I - RODRIGUEZ</u>

18. Resolution 2009-0004

RESOLUTION designating certain properties within the City of Houston as landmarks and protected landmarks:

Houston Heights Church of		
Christ Building	1548 Heights Boulevard	<u>DISTRICT H</u>
Richardson House	3307 Austin Street	<u>DISTRICT I - RODRIGUEZ</u>
Elbert C. Crawford House	428 Westmoreland Avenue	<u>DISTRICT H</u>
Daisy Wilson Bland House	227 W. 18th Street	<u>DISTRICT H</u>
Farnsworth and Chambers		
Building	2999 South Wayside Drive	<u>DISTRICT I - RODRIGUEZ</u>

19. Ordinance 2009-0100

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 20-foot wide storm sewer easement, out of Restricted Reserve "B" of Houston Intercontinental Trade Center Partial Replat No. 3; Parcel SY8-065; vacating and abandoning said parcel to AMB HFC, L.P., the abutting owner, in consideration of its conveyance to the City of a 20-foot-wide storm sewer easement out of a 5.5577-acre tract of land, situated in the Jacob Armstrong Survey, A-89, Houston, Harris County, Texas; Parcel LY8-032; and its payment of \$300.00 (minimum fee) and other consideration to the City - **DISTRICT B - JOHNSON**

20. Ordinance 2009-0120

ORDINANCE consenting to the addition of 2.00 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153**, for inclusion in its district

21. Ordinance 2009-0121

ORDINANCE consenting to the addition of 35.42 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153**, for inclusion in its district

22. Ordinance 2009-0101

ORDINANCE consenting to the addition of 3.034 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153**, for inclusion in its district

23. Ordinance 2009-0102

ORDINANCE consenting to the addition of 12.2780 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 157**, for inclusion in its district

RESOLUTIONS AND ORDINANCES - continued

24. Ordinance 2009-0103

ORDINANCE consenting to the addition of 54.78 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 368**, for inclusion in its district

25. Ordinance 2009-0104

ORDINANCE consenting to the addition of 184.397 acres of land to **HARRIS-FORT BEND COUNTIES MUNICIPAL UTILITY DISTRICT NO. 3**, of Harris and Fort Bend Counties, Texas, for inclusion in its district

26. Ordinance 2009-0122

ORDINANCE establishing the south side of the 1700 block of Norfolk Street within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - ADAMS**

27. Ordinance 2009-0123

ORDINANCE establishing the south side of the 1700 block of Norfolk 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 D - ADAMS**

28. Ordinance 2009-0105

ORDINANCE establishing the north and south sides of the 700 block of Omar Avenue within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H**

29. Ordinance 2009-0106

ORDINANCE establishing the north and south sides of the 700 block of Omar Avenue 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**

30. Ordinance 2009-0124

ORDINANCE establishing the south side of the 1800 block of Portsmouth 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 D - ADAMS**

31. Ordinance 2009-0107

ORDINANCE establishing the east and west sides of the 200 block of Vincent Street within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H**

32. Ordinance 2009-0108

ORDINANCE establishing the east and west sides of the 200 block of Vincent 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**

33. Ordinance 2009-0109

ORDINANCE specifying locations for Early Voting by Personal Appearance and the dates and hours such voting shall occur in the Special Election to be held on May 9, 2009, to fill a vacancy in the office of Council Member, District H, on the Houston City Council

34. Ordinance 2009-0110

ORDINANCE approving and authorizing Foreign Currency Exchange and Business Services Concession Agreement between the City of Houston and **LENLYN LIMITED, d/b/a ICE CURRENCY SERVICES USA**, at George Bush Intercontinental Airport/Houston and William P. Hobby Airport - Revenue - **DISTRICTS B - JOHNSON and I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

35. Ordinance 2009-0111

ORDINANCE approving first amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Twenty, City of Houston, Texas (the Southwest Houston Zone); authorizing the City Secretary to distribute such plans - **DISTRICTS F - KHAN and G - HOLM**

36. Ordinance 2009-0112

ORDINANCE approving and authorizing contract between the City and the **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON** for Tuberculosis Physical Services; providing a maximum contract amount - 1 Year with 3 successive one-year renewals - \$62,400.00 Grant Fund

37. Ordinance 2009-0113

ORDINANCE approving and authorizing contract between the City and **GATEWAY TO CARE** for Elderly Services provided through the Harris County Area Agency on Aging - \$357,832.00 - Grant Fund

38. Council Member Jones tagged

ORDINANCE approving and authorizing Amended and Restated Pre-Development Loan Agreement between the City of Houston and **AVENUE COMMUNITY DEVELOPMENT CORPORATION** to provide additional funding for the development of Affordable Multi-Family Rental Housing located at 4004 Irvington Street, Houston, Texas - \$100,000.00 - HOME Grant Fund - **DISTRICT H**

39. Council Member Jones tagged

ORDINANCE approving and authorizing Amended and Restated Agreement between the City of Houston and **AVENUE COMMUNITY DEVELOPMENT CORPORATION** to provide additional funding to cover operating expenses for capacity building in connection with the development of Affordable Housing - \$100,000.00 - HOME Grant Fund - **DISTRICT H**

40. Ordinance 2009-0125

ORDINANCE approving and authorizing the submission of an application for grant assistance to the **U.S. DEPARTMENT OF JUSTICE JUVENILE AND DELINQUENCY PREVENTION ACT FUND**, administered by the Governor's Criminal Justice Division (CJD), to support the After-School Achievement Program; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

41. Ordinance 2009-0126

ORDINANCE approving and authorizing the submission of an application for grant assistance (as approved by Ordinance No. 2008-0003) to the **U.S. DEPARTMENT OF EDUCATION SAFE AND DRUG FREE SCHOOLS AND COMMUNITIES ACT FUND**, administered by the Governor's Criminal Justice Division (CJD), to support the After-School Achievement Program; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

42. Ordinance 2009-0127

ORDINANCE approving and authorizing second amendment to contract between the City of Houston and **GLOBAL TEL*LINK CORPORATION** for Jail Inmate Telephone and Security/Surveillance Systems for the Houston Police Department to increase the commission rate, allow the City to replace outdated security camera equipment and to extend the term of the Concession Agreement - Revenue

RESOLUTIONS AND ORDINANCES - continued

43. Ordinance 2009-0128

ORDINANCE awarding contract to **TEXAS UNDERGROUND, INC** for Sewer Cleaning Equipment Maintenance, Repair and Replacement Parts Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options \$854,343.79 - Fleet Management Fund

44. Ordinance 2009-0129

ORDINANCE awarding contract to **BALAR HOLDING CORPORATION** for Sewer Cleaning Equipment Maintenance, Repair and Replacement Parts Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$1,353,955.00 - Fleet Management Fund

45. Ordinance 2009-0130

ORDINANCE awarding contract to **KINLOCH EQUIPMENT & SUPPLY, INC** for Sewer Cleaning Equipment Maintenance, Repair and Replacement Parts Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$1,312,287.50 - Fleet Management Fund

46. Ordinance 2009-0114

ORDINANCE amending Ordinance No. 2006-1237 (passed on December 13, 2006) to increase the maximum contract amount for contract between the City of Houston and **PROVIDENCE ENGINEERING AND ENVIRONMENTAL GROUP LLC** for Mobile Ambient Air Monitoring Laboratory for the Houston Department of Health & Human Services - \$137,295.50 - Grant Funds

47. Ordinance 2009-0115

ORDINANCE appropriating \$126,173.00 out of Parks Consolidated Construction Fund to Purchase and Install New Security, Phone and Networking Equipment including Card Readers, Cameras and Motion Detection System Equipment under existing citywide contracts with **BL TECHNOLOGY, INC, DC SERVICES, LLC** and **INX, INC** for the Newly Renovated Forestry Complex for the Parks & Recreation Department - **DISTRICT A - LAWRENCE**

48. Ordinance 2009-0131

ORDINANCE amending Ordinance No. 2008-0617 (passed by City Council on July 1, 2008) to increase the maximum contract amount for Contract #4600008932 between the City of Houston and the **LAW OFFICES OF PATRICK ZUMMO** for Legal Services relating to the City's continued enforcement of the Sexually Oriented Business Ordinance; establishing a maximum contract amount - \$118,200.00 - Property and Casualty Fund

49. Ordinance 2009-0132

ORDINANCE appropriating \$1,000,000.00 out of Public Library Consolidated Construction Fund, \$486,000.00 out of Parks Consolidated Construction Fund, \$650,000.00 out of General Improvement Consolidated Construction Fund, \$300,000.00 out of Police Consolidated Construction Fund and \$100,000.00 out of Public Health Consolidated Construction Fund for minor construction, repairs, rehabilitations or alterations of various facilities under existing Job Order Contracts with **WILLIAMS & THOMAS LP dba JAMAIL CONSTRUCTION, INC** and **RHJ-JOC, INC**

50. Ordinance 2009-0116

ORDINANCE appropriating \$445,300.00 out of Reimbursement of Equipment/Projects Fund and \$120,000.00 out of General Improvement Consolidated Construction Fund as an additional appropriation for Roof Repair/Replacement Services and Task Order Roofing Consultant Services for the Denver Harbor MultiService Center Roof Replacement under existing contracts with **CHARTER ROOFING COMPANY, INC** and **BUILDING ENVELOPE CONSULTANTS, INC** **DISTRICT I - RODRIGUEZ**

RESOLUTIONS AND ORDINANCES - continued

51. Ordinance 2009-0117

ORDINANCE appropriating \$152,064.96 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to the Agreement between the City of Houston and **INFRASTRUCTURE ASSOCIATES, INC** for the Transportation Enhancements for Near Northside, Package II (approved by Ordinance 2002-0618) - **DISTRICT H**

52. Ordinance 2009-0118

ORDINANCE appropriating \$136,400.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Engineering Services Contract between the City of Houston and **NATHELYNE A. KENNEDY & ASSOCIATES** for the Reconstruction of Buffalo Speedway from North Braeswood Boulevard to Holcombe Boulevard (approved by Ordinance No. 2007-0529) **DISTRICT C - CLUTTERBUCK**

53. Ordinance 2009-0133

ORDINANCE allocating \$1,301,630.00 out of Water & Sewer System Operating Fund; awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Distribution System Rehabilitation and Renewal, 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, and contingencies relating to construction of facilities financed by the Water & Sewer System Operating Fund

54. Ordinance 2009-0134 – Passed first reading

ORDINANCE granting to **CONTRACTORS ROOFING & SUPPLY OF TEXAS, LLC, A Limited Liability 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 - **FIRST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 55 through 55B

MISCELLANEOUS

55. Pulled - Not Considered

ORDINANCE appropriating \$875,000.00 out of Water & Sewer System Consolidated Construction Fund for Legal Services in connection with litigation styled Maguire Oil Company v. City of Houston

a. Motion 2009-0087

RECOMMENDATION from City Attorney for additional and final funding for legal services contract with **ANDREWS KURTH LLP** to represent the City in Maguire Oil Company v. City of Houston

MISCELLANEOUS - continued

b. Ordinance 2009-0135

ORDINANCE approving and authorizing contract between the City of Houston and **ANDREWS KURTH LLP** for Legal Services and Representation of the City in connection with all matters relating to Cause No. 817,512; Maguire Oil Company v. City of Houston in the County Civil Court at Law No. 4 of Harris County, Texas and Cause No. 9355813; Maguire Oil Company v. City of Houston; in the 55th Judicial District Court of Harris County, Texas; establishing a maximum contract amount

MATTERS HELD - NUMBERS 56 through 60

Motion 2009-0088 - Motion to amend Item 56 to substitute a revised ordinance

56. Ordinance 2009-0136

ORDINANCE determining the population of the City and the population of each of the Council Districts ~~and determining that the populations of the existing City Council Districts are not materially unbalanced~~ for purposes of Article V Section 3 of the City Charter; making various findings and provisions related to the subject

POSTPONED BY MOTION #2009-54, 2/4/09

This was Item 33 on Agenda of February 4, 2009

57. Ordinance 2009-0137

ORDINANCE appropriating \$1,633,796.26 out of Equipment Acquisition Consolidated Fund for Purchase of Hardware, Software, Installation Services, and a Maintenance Agreement for Phase III of the Contact Center Implementation for the Information Technology Department

TAGGED BY COUNCIL MEMBER JONES

a. Motion 2009-0089

NORTH AMERICAN COMMUNICATIONS RESOURCES, INC - \$1,028,220.96, **AVAYA, INC** - \$111,367.54 and **HEWLETT-PACKARD COMPANY** - \$278,975.30 for Hardware, Software, Installation Services, and a Maintenance Agreement for Phase III of the Contact Center Implementation through the City's Master Agreement with the Texas Department of Information Resources (DIR) for the Information Technology Department - Total \$1,745,163.80 - General, Equipment Acquisition Consolidated and Municipal Court Technology Funds

TAGGED BY COUNCIL MEMBER JONES

These were Items 6 and 6A on Agenda of February 11, 2009

58. Council Member Rodriguez tagged

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of Midvale Avenue (Parcel SY8-095), from Cedar Crest Boulevard West to its terminus at the easterly right-of-way line of the G.C.&S.F. Railroad or H.B.&T. Railroad Company, containing 6,223.86 square feet of land, more or less; vacating and abandoning said tract to Macey Family Properties, Ltd., abutting owner, in consideration of owner's conveyance to the City of a 20-foot-wide water line easement (Parcel KY8-270), containing, 2,177.41 square feet of land, more or less; all located in the Golfview Manor Subdivision and Kings Court Addition, H. P. Prentiss Survey, A-56, Houston, Harris County, Texas, and owner's payment to the City of \$3,903.00 - **DISTRICT I - RODRIGUEZ**

TAGGED BY COUNCIL MEMBERS NORIEGA and LOVELL

This was Item 11 on Agenda of February 11, 2009

MATTERS HELD – continued

59. Ordinance 2009-0138

ORDINANCE appropriating \$463,800.00 out of Water & Sewer Consolidated Construction Fund and approving and authorizing Professional Construction Management Contract between the City of Houston and **WESTON SOLUTIONS, INC** for Sanitary Sewer Replacement and Rehabilitation Projects - **TAGGED BY COUNCIL MEMBERS JONES and LAWRENCE**

This was Item 20 on Agenda of February 11, 2009

60. Ordinance 2009-0139

ORDINANCE appropriating \$500,000.00 out of Metro Project Commercial Paper Series E Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **BURY+PARTNERS-HOUSTON, INC** for Generic Citywide Asphalt Overlay Project

TAGGED BY COUNCIL MEMBER JONES

This was Item 22 on Agenda of February 11, 2009

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Jones 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

2/17/2009 – Council Member Johnson out of the City on City business

2/18/2009 – Council Member Johnson out of the City on City business