

AGENDA - COUNCIL MEETING - TUESDAY - OCTOBER 26, 2010 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS - 2010-0748 to 2010-0773
ORDINANCES - 2010-0816 to 2010-0836
RESOLUTION - None

2010-0747-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Costello

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 2010-0748 – Procedural motion
Motion 2010-0749 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 27, 2010 - 9:00 A. M.

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

HEARINGS - 9:00 A.M.

1. Motion 2010-0750

PUBLIC HEARING on proposals for the City of Houston to enter into separate strategic partnership agreements with the below named districts in Harris County and Fort Bend County; on separate proposals by the City of Houston to annex for limited purposes certain territory within said Districts; and on separate proposals by the City of Houston to annex for limited purposes certain territory in the vicinity of certain Districts:

- a. Cinco Southwest Municipal Utility District No. 4
- b. Faulkey Gully Municipal Utility District
- c. Harris County Water Control Improvement District No. 109
- d. Mills Road Municipal Utility District
- e. Mission Bend Municipal Utility District No. 1
- f. Fort Bend County Municipal Utility District No. 142
- g. Harris County Municipal Utility District No. 44
- h. Harris County Water Control Improvement District No. 91
- i. Bridgestone Municipal Utility District
- j. Chimney Hill Municipal Utility District
- k. Cinco Southwest Municipal Utility District No. 2
- l. Cy-Champ Public Utility District
- m. Harris County Fresh Water Supply District No. 61
- n. Harris County Municipal Utility District No. 11

HEARINGS - continued

Item 1 – continued

- o. Harris County Municipal Utility District No. 248
- p. Harris County Municipal Utility District No. 285
- q. North Belt Utility District
- r. Ponderosa Forest Utility District
- s. El Dorado Municipal Utility District
- t. Harris County Municipal Utility District No. 1
- u. Harris County Municipal Utility District No. 64
- v. Harris County Municipal Utility District No. 82
- w. Harris County Water Control Improvement District No. 132
- x. Kleinwood Municipal Utility District
- y. Louetta North Public Utility District
- z. North Green Municipal Utility District
- aa. Northgate Crossing Municipal Utility District No. 1
- bb. West Harris County Municipal Utility District No. 9
- cc. Woodcreek Municipal Utility District

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 52

MISCELLANEOUS - NUMBERS 2 through 9

2. Motion 2010-0751

REQUEST from Mayor for confirmation of the appointment of **MR. J. RICHARD HALL** to Position Three, on the **CIVIL SERVICE COMMISSION** for **MUNICIPAL EMPLOYEES OF THE CITY OF HOUSTON** and the **FIREFIGHTERS'** and **POLICE OFFICERS' CIVIL SERVICE COMMISSION**, for a term to expire June 14, 2011

3. Motion 2010-0752

REQUEST from Mayor for confirmation of the appointment of **MR. PHILIP J. JOHN** to Position Ten of the **GARDEN CENTER ADVISORY BOARD**, for term expiring on June 30, 2013

4. Motion 2010-0753

REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON BUSINESS DEVELOPMENT, INC BOARD OF DIRECTORS**, for three year terms commencing on the date of confirmation by City Council:

- Position One - **MS. KELLIE R. JENKS**
- Position Three - **MR. LARRY HAWKINS**
- Position Five - **MR. HECTOR C. CARREÑO**, and to serve as Chair
- Position Nine - **MR. ART MORALES**
- Position Eleven - **MR. A. PHILIP AITSEBAOMO**
- Position Thirteen - **MS. ALICE LEE**

5. Motion 2010-0754

REQUEST from Mayor for confirmation of the reappointment of **MR. JOHN THOMAS, (Houston Independent School District Representative)**, to Position Eight of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS, also known as the FOURTH WARD ZONE**, for a term to expire June 8, 2012

MISCELLANEOUS - continued

6. Motion 2010-0755

REQUEST from Mayor for confirmation of the reappointment of **MR. LOUIS S. SKLAR, (Houston Independent School District Representative)**, to Position Eight of the **BOARD OF DIRECTORS OF THE UPTOWN DEVELOPMENT AUTHORITY**, for a term to expire July 6, 2012

7. Motion 2010-0756

RECOMMENDATION from the Mayor's Office of Intergovernmental Relations for renewal of membership in the **TEXAS MUNICIPAL LEAGUE** - 1 Year - \$75,881.00 - General Fund

8. Motion 2010-0768

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the 2011 Operations and Maintenance Budget for the **TRINITY RIVER AUTHORITY** \$3,397,170.00 - Enterprise Fund

9. Motion 2010-0757

RECOMMENDATION from Director Department of Public Works & Engineering for payment of invoice from **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY** Annual Consolidated Water Quality Fee for FY-11 - \$1,338,005.55 - Enterprise Fund

ACCEPT WORK - NUMBERS 10 through 13

10. Motion 2010-0758

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,422,487.36 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LTD.** for Safe Sidewalk Program D3 Project - 0.50% under the original contract amount - **DISTRICT D - ADAMS**

11. Motion 2010-0759

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,340,598.32 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Southeast Wastewater Treatment Plant Improvements - Package 2 - 4.39% under the original contract amount - **DISTRICT E - SULLIVAN**

12. Motion 2010-0760

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,782,574.01 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for FY 09 Fire Hydrant Replacement - 0.97% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ**

13. Council Member Jones tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$854,044.12 and acceptance of work on contract with **TEXAS BRIDGE, INC** for Rehabilitation of Two and Replacement of One Ground Storage Tank at Three Pumping Stations - 11.05% under the original contract amount - **DISTRICTS C - CLUTTERBUCK; E - SULLIVAN and G - PENNINGTON**

PROPERTY - NUMBERS 14 through 17

14. Motion 2010-0761

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Adriana Clowe, Bury+Partners, Inc., on behalf of Texas Abercrombie Family Interests, Ltd., [(R. Hayden Abercrombie, President) General Partner], for abandonment and sale of a 10-foot-wide prescriptive sanitary sewer easement, from the west property line of Tract 2A to Dunlavy Street, in exchange for the conveyance to the City of a variable-width sanitary sewer easement, from the proposed terminus of the sanitary sewer line north to West Alabama Street, and a 25-foot-wide sanitary sewer easement, from West Alabama Street diagonally to Dunlavy Street, all within Tract 2A out of the Obedience Smith Survey, A-696, Parcels SY11-009, DY11-013A and DY11-013B - **DISTRICT D - ADAMS**

15. Motion 2010-0762

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY10-008, located at 1000 South Victory Drive, owned by Artemio and Melania Ortega, for the **ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT from Little York to West Gulf Bank** - \$59,635.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

16. Motion 2010-0763

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY10-014, located at 8521 Wheatley Street, owned by Mary E. Jones, for the **ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT from Little York to West Gulf Bank** \$51,774.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

17. Motion 2010-0764

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY10-064, located at 8106 Wheatley Street, owned by Norma West, for the **ELLA BOULEVARD (WHEATLEY STREET) PAVING PROJECT from Little York to West Gulf Bank** \$89,981.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

PURCHASING AND TABULATION OF BIDS - NUMBERS 18 through 21A

18. Ordinance 2010-0816

ORDINANCE appropriating \$336,500.00 out of Equipment Acquisition Consolidated Fund for Purchase of Ambulance Cabs & Chassis for the Houston Fire Department

a. Motion 2010-0765

AMEND MOTION #2010-15, 1/13/10, TO PURCHASE additional Ambulance Cabs & Chassis for Houston Fire Department, awarded to **KNAPP CHEVROLET, INC**

19. Motion 2010-0766

APPLIED BIOSYSTEMS LLC for Fast Real-Time Polymerase Chain Reaction System for the Houston Department of Health & Human Services - \$60,102.99 - Grant Fund

20. Council Member Jones tagged

COMMUNICATION SUPPLY CORPORATION - \$1,528,386.40 and **GRAYBAR ELECTRIC COMPANY** - \$1,310,996.90 for Communication Cables and Supplies for Information Technology Department - Central Service Revolving Fund

PURCHASING AND TABULATION OF BIDS - continued

21. Ordinance 2010-0817

ORDINANCE appropriating \$1,213,250.00 out of Reimbursement of Equipment/Projects Fund for Purchase of Automated Recycling Containers for Solid Waste Management Department

a. Motion 2010-0767

TOTER INCORPORATED for Automated Recycling and Refuse Containers through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson, Arizona for the Solid Waste Management Department - \$499,961.50 - General Fund

ORDINANCES - NUMBERS 22 through 52

22. Council Member Adams tagged

ORDINANCE creating the BARC Special Revenue Fund (The "Fund"); establishing the sources and uses of the Funds therein for the Operation and Maintenance of the City of Houston Bureau of Animal Regulation and Care Animal Shelter Facilities and Programs; transferring \$6,121,549 to the Fund from the accounts set out in Attachment A to this ordinance; appropriating any and all funds donated to or received into the Fund for the purposes set out herein; approving the budget for the Fund attached as Attachment B

23. Ordinance 2010-0831

ORDINANCE **AMENDING ARTICLE XIV OF CHAPTER 40 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the grant of privileges to Telecommunications providers to place telecommunication facilities across, along or under public ways

24. Ordinance 2010-0832

ORDINANCE supplementing and amending City of Houston Ordinance No. 2002-1178 as it relates to City of Houston, Texas, Subordinate Lien Hotel Occupancy Tax and Parking Revenue Commercial Paper Notes, Series A, in an aggregate principal amount not to exceed \$75,000,000; authorizing the substitution of a Replacement Credit Agreement; approving the use of an Offering Memorandum in connection with the sale and delivery of the Commercial Paper Notes; making other provisions regarding such Commercial Paper Notes and matters incident thereto; authorizing a Bond Counsel Agreement; and declaring an emergency

25. Ordinance 2010-0818

SECOND AMENDED AND RESTATED CONCURRENT ORDINANCE creating a Freight Rail District pursuant to Chapter 171, Texas Transportation Code

26. Council Members Johnson, Sullivan and Stardig tagged

ORDINANCE appropriating \$160,000.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing Development Agreement between the City and **SHINE PROPERTY DEVELOPMENT, LLC** to develop two (2) Affordable Single-Family Model Homes in the Trinity Gardens Area to be later sold to qualified low-income and very low-income families - **DISTRICT B - JOHNSON**

27. Council Members Johnson, Sullivan and Stardig tagged

ORDINANCE appropriating \$160,000.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing Second Lien Construction Financing Agreement between the City of Houston and **GUIDING LIGHT COMMUNITY DEVELOPMENT CORPORATION** to develop two (2) Affordable Single-Family Homes in the Trinity Gardens Houston Hope Area to be sold to qualified low-income and very low-income families - **DISTRICT B - JOHNSON**

ORDINANCES - continued

28. Council Member Johnson tagged

ORDINANCE amending Ordinance No. 2010-572 relating to the Fiscal Affairs of the Fifth Ward Redevelopment Authority on behalf of Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone); approving an amendment to the Fiscal Year 2010 Operating Budget for the Authority - **DISTRICTS B - JOHNSON and H - GONZALEZ**

29. Ordinance 2010-0819

ORDINANCE approving second amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF HOUSTON, TEXAS (OLD SIXTH WARD ZONE)**; authorizing the City Secretary to distribute such plans - **DISTRICT H - GONZALEZ**

30. Ordinance 2010-0820

ORDINANCE amending Ordinance No. 2010-541 approving the issuance of bonds by the **OLD SPANISH TRAIL/ALMEDA CORRIDORS REDEVELOPMENT AUTHORITY** - **DISTRICTS D - ADAMS and I - RODRIGUEZ**

31. Ordinance 2010-0821

ORDINANCE approving and authorizing Interlocal Agreements between the City of Houston and **THE TEXAS DEPARTMENT OF PUBLIC SAFETY, THE METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY** and **FORT BEND COUNTY**; for their participation in the Houston Auto Crimes Task Force/19 Grant

32. Ordinance 2010-0822

ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Criminal Justice Division, Office of the Governor, for the FY-11 Gang Disruption Initiative; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police 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

33. Ordinance 2010-0833

ORDINANCE approving and authorizing SafeClear Freeway Towing and Emergency Road Service Contracts between the City of Houston and **STERLING INTEREST INVESTMENTS, INC dba ELITE COLLISION CENTER, HOUSTON AUTO TECH, INC** and **RBEX, INC dba APPLE TOWING** for Towing Services related to the SafeClear Major Freeway Towing and Emergency Road Service Program

34. Council Members Sullivan and Bradford tagged

ORDINANCE appropriating \$235,000.00 out of Water & Sewer System Consolidated Construction Fund for Legal Services; approving and authorizing contract between the City of Houston and **ANDREWS KURTH LLP** for Professional Services and Representation of the City in connection with Cause Numbers: 03-10-00423-CV, 03-10-00433-CV and 03-00497-CV; all styled Bruce R. Hotze and Paul Bettencourt v. City of Houston; in the Third Court of Appeals of the State of Texas; providing a maximum contract amount

35. Ordinance 2010-0823

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **GULF MEADOWS SUBDIVISION, SECTION 1** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT E - SULLIVAN**

ORDINANCES - continued

36. Ordinance 2010-0824

ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **GULF MEADOWS SUBDIVISION, SECTIONS 2 - 4** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT E - SULLIVAN**

37. Council Members Jones, Adams and Bradford tagged

ORDINANCE amending Ordinance No. 2005-0705 (Passed on June 8, 2005) to increase the maximum contract amount for contract between the City of Houston and **GENUINE PARTS COMPANY dba NAPA AUTO PARTS** for Automotive and Equipment Parts and Repair Services for the Public Works & Engineering Department - \$3,750,000.00 - Fleet Management Fund

38. Ordinance 2010-0835

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **AUTOMATION NATION, INC** for Marketing and Sale of Heat-Dried Bio-Solids - Revenue **DISTRICTS D - ADAMS and I - RODRIGUEZ**

39. Ordinance 2010-0825

ORDINANCE approving and authorizing Amendment No. 3 to an Air Show Agreement between the City of Houston and **COMMEMORATIVE AIR FORCE, INC**, for Conducting Annual Air Show at Ellington Airport - **DISTRICT E - SULLIVAN**

40. Council Member Jones tagged

ORDINANCE approving and authorizing the Mayor to accept Federal Aviation Administration Grant offers up to \$50,000,000.00 for Projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Airport; declaring the City's eligibility for such grants **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**

41. Not Received - Not Considered

ORDINANCE appropriating \$514,855.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 2 to an agreement for Professional Architectural/Engineering Services between the City of Houston and **3D/INTERNATIONAL, INC** (Project No. 490M); providing funding for the Civic Art Program - **DISTRICT B - JOHNSON**

42. Not Received - Not Considered

ORDINANCE appropriating \$10,321,232.78 out of Airports Improvement Fund and awarding construction contract to **UNITED RESTORATION AND PRESERVATION, INC** for the Repair of Parking Structures at William P. Hobby Airport (Project 592); 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 Civic Art Program, engineering testing services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT I - RODRIGUEZ**

43. Ordinance 2010-0826

ORDINANCE appropriating \$39,641.00 out of Parks Consolidated Construction Fund; awarding construction contract to **ARC ABATEMENT, INC**, for Asbestos Abatement, Demolition and Disposal at 815 Dorsett Street; 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 project management and construction oversight and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT I - RODRIGUEZ**

ORDINANCES - continued

44. Council Members Costello and Stardig tagged

ORDINANCE approving and authorizing an amendment to the Interlocal Agreement (Approved by Ordinance No. 2007-0722) between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT** for Sims Bayou Flood Damage Reduction Project - **DISTRICTS D - ADAMS; E - SULLIVAN and I - RODRIGUEZ**

45. Ordinance 2010-0827

ORDINANCE appropriating \$781,896.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **LANDTECH CONSULTANTS, INC** for Holmes Road from Main Street to Kirby Drive (Approved by Ordinance No. 2006-0224) - **DISTRICTS C - CLUTTERBUCK and D - ADAMS**

46. Council Member Jones tagged

ORDINANCE appropriating \$262,240.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract with **COBB FENDLEY & ASSOCIATES, INC** for Technical Assistance for Interagency Project Reviews (Approved by Ordinance No. 2007-0028) - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ**

47. Ordinance 2010-0828

ORDINANCE appropriating \$145,466.37 out of Water & Sewer System Consolidated Construction Fund to Reimburse the Houston Museum of Natural Science for the cost of relocating a City of Houston 24' water main - **DISTRICT D - ADAMS**

48. Council Members Jones, Bradford and Sullivan tagged

ORDINANCE approving and authorizing contract between the City of Houston and **NRG ENERGY SERVICES LLC** for Electric Reliability Services to implement Texas Senate Bill 361; approving and authorizing three Lease Agreements between the City of Houston (as Landlord) and NRG Energy Services LLC (as Tenant) in connection therewith for the purpose of locating Backup Generation Equipment near the City's East, Southeast and Northeast Water Treatment Plants - \$55,861,466.00 - Enterprise Fund

49. Council Member Jones tagged

ORDINANCE appropriating \$471,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Neighborhood Back Lot Wastewater Substitute Service Program - W. Clay, W. Pierce, and W. Bell; 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, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS**

50. Ordinance 2010-0836

ORDINANCE appropriating \$1,473,797.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **TEXAS REEXCAVATION, L.C.** for Wastewater Collection 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 Consolidated Construction Fund

ORDINANCES - continued

51. Ordinance 2010-0829

ORDINANCE appropriating \$3,530,742.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LTD.** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method; 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 Consolidated Construction Fund - Project No. WW 4258-44

52. Ordinance 2010-0830

ORDINANCE appropriating \$2,361,075.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LTD.** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (LDS); 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 Consolidated Construction Fund - Project No. WW 4258-46

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 53

MISCELLANEOUS

53. Motion 2010-0771 – Close nominations

RECEIVE nominations for Positions 2, 4, 6, 8, 10 and 12 of the **HOUSTON BUSINESS DEVELOPMENT INC**, for three year terms

Council Member Clutterbuck nominated Ms. Elle Shebay for Position 2

Council Member Hoang nominated Mr. Michael A. Nebgen, Jr. for Position 4

Council Member Jones nominated Mr. Chad Khan for Position 6

Council Member Bradford nominated Mr. Robert N. Collier for Position 8

Council Member Costello nominated Ms. Angela Blanchard for Position 10

Council Member Adams nominated Ms. Zwandi Bryant for Position 12

MATTERS HELD - NUMBERS 54 through 56

54. Motion 2010-0772 – Adopt

RECOMMENDATION from Interim Director General Services Department for approval of final contract amount of \$4,404,659.00 and acceptance of work on contract with **PYRAMID CONSTRUCTORS, L.L.P.** for Renovation of Magnolia Health and Multi-Service Center - 13.69% over the original contract amount - **DISTRICT I - RODRIGUEZ**

TAGGED BY COUNCIL MEMBER HOANG

This was Item 1 on Agenda of October 13, 2010

MATTERS HELD - continued

55. Motion 2010-0773 – Adopt

RECOMMENDATION from Purchasing Agent to award to **FORMS + SURFACES, INC** for Stainless Steel Litter and Recycling Receptacles for the Houston Airport System - \$386,873.00 Enterprise Fund - **TAGGED BY COUNCIL MEMBERS SULLIVAN and CLUTTERBUCK**

This was Item 4 on Agenda of October 13, 2010

Motion 2010-0769 – Suspend rules to consider Item 56 out of order

Motion 2010-0770 – Written motion by Council Member Lovell to amend Item 56 as follows:

“In Exhibit a to the proposed Ordinance, amend Subsections (b) and (c) of Section 46-175 to read as follows:

(b) It shall be unlawful for any person to operate a pedicab on a street where the posted speed limit exceeds 35 miles per hour, except for the purpose of crossing that street.

(c) It shall be unlawful for any person, while operating a pedicab, to pick up or drop off passengers on a street where the posted speed limit exceeds 35 miles per hour.” –

Adopt

56. Ordinance 2010-0834 – Adopt as amended

ORDINANCE **AMENDING VARIOUS PROVISIONS OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to creation of a Regulatory Framework for the operation of Pedicabs and Low-Speed Shuttles as Vehicles for Hire; declaring certain conduct to be unlawful and providing penalties therefor; containing findings and other provisions relating to the foregoing subject; providing for severability - **TAGGED BY COUNCIL MEMBER RODRIGUEZ**

This was Item 11 on Agenda of October 13, 2010

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Sullivan 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

10/26/2010 – Council Member Pennington absent on personal business

**10/27/2010 – Council Member Pennington absent on personal business
Council Member Noriega absent due to being ill**