

**AGENDA - COUNCIL MEETING - TUESDAY - APRIL 11, 2006 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

**MOTIONS 2006-0287 to 2006-0294**  
**ORDINANCES – 2006-0322 to 2006-0345**  
**RESOLUTION – None**

**2006-0286-1**

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

**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 - APRIL 12, 2006 - 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 33**

**MISCELLANEOUS** - NUMBERS 1 through 4

**1. Motion 2006-0287**

REQUEST from Mayor for confirmation of the reappointment of the following to the **HOUSTON LIBRARY BOARD OF DIRECTORS**, for terms to expire March 1, 2008:

Position One - **MS. ANN SHORT**  
Position Three - **MS. PATRICIA J. LASHER**  
~~Position Five - **MR. JACK S. BLANTON, JR.**~~  
Position Seven - **MS. ZARINE M. BOYCE**  
Position Nine - **MS. ANNETTE L. MULLINS**  
Position Eleven - **MR. FRANKLIN D. R. JONES, JR.**  
Position Fifteen - **MS. ALISON LELAND**  
Position Nineteen - **MR. J. MICHAEL TREVIÑO**

**MISCELLANEOUS** - continued

**2. Motion 2006-0288**

REQUEST from Mayor for confirmation of the reappointment of the following to the Board of the **METROPOLITAN TRANSIT AUTHORITY**, for two year terms:

Position 1 - **MR. DAVID WOLFF**

Position 2 - **MR. GEORGE A. DEMONTROND, III**

Position 3 - **MR. JAMES W. E. DIXON, II**

Position 4 - **MS. CARMEN ORTA**

Position 5 - **MR. GERALD B. SMITH**

**3. Motion 2006-0289**

RECOMMENDATION from Director Building Services Department for approval of Computer Image for Dedication Plaque for Crestmont Park, GFS F-504A-10-3 - **DISTRICT D - EDWARDS**

**4. Motion 2006-0290**

RECOMMENDATION from Director Building Services Department for approval of Computer Image for Dedication Plaque for Garden Villas Park, GFS F-504A-20-3 - **DISTRICT I - ALVARADO**

**ACCEPT WORK** - NUMBER 5

**5. Motion 2006-0291**

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$904,827.64 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Parks Master Plan - Squatty Lyons Park, GFS F-504B-00-3 - 04.73% over the original contract amount - **DISTRICT B - JOHNSON**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 6 through 10

**6. Motion 2006-0292**

**CREATIVE COMPUTER APPLICATIONS, INC** for Preventative Maintenance Agreement for the Laboratory Information System for Health & Human Services Department - \$48,324.00 - General Fund

**7. Ordinance 2006-0322**

ORDINANCE appropriating \$26,901.00 out of Police Consolidated Construction Fund for Asbestos Abatement Services at the Police Department's South Central Substation, located at 2202 St. Emanuel, for the Building Services Department, CIP G-0058

**a. Motion 2006-0293**

**ARROW SERVICES, INC** for Asbestos Abatement Services for Building Services Department \$25,620.00 and contingencies for a total amount not to exceed \$26,901.00

**8. Motion 2006-0294**

**PHILPOTT MOTORS, LTD.**, for Special Duty Vehicles through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Police Department \$241,116.00 - Grant and Asset Forfeiture Funds

**9. Council Member Wiseman tagged**

**PHILPOTT MOTORS, LTD. d.b.a. PHILPOTT FORD** - \$1,304,298.00, **BABY JACK FORD AUTOMOTIVE, LTD.** - \$855,632.00 and **TOMMIE VAUGHN MOTORS, INC** - \$31,172.00 for Automobiles, Vans, Utility Vehicles and Light-Duty Trucks over 8,500-lbs. Gross Vehicle Weight Rating for Various Departments - Equipment Acquisition Consolidated and Other Funds

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 6 through 10

**10. Council Member Wiseman tagged**

**PHILPOTT MOTORS, LTD. d.b.a. PHILPOTT FORD** - \$660,543.00 and **BABY JACK II AUTOMOTIVE, LTD.** - \$297,877.00 for Automobiles, Vans, Utility Vehicles and Pickup Trucks under 8,500-lbs. Gross Vehicle Weight Rating for Various Departments - Equipment Acquisition Consolidated and Other Funds

**RESOLUTIONS AND ORDINANCES** - NUMBERS 10-1 through 33

**10-1 Council Members Wiseman, Johnson, Edwards, Alvarado, Sekula-Gibbs and Khan tagged** RESOLUTION authorizing the City Attorney to take appropriate legal action against **VALERO REFINING - TEXAS L.P.** and any other responsible persons to enforce the provisions of environmental laws and regulations

**11. Ordinance 2006-0331**

ORDINANCE consenting to the addition of 24.621 acres of land to **FALLBROOK UTILITY DISTRICT**, for inclusion in its district

**12. Ordinance 2006-0332**

ORDINANCE consenting to the addition of 211.238 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 105**, for inclusion in its district

**13. Ordinance 2006-0323**

ORDINANCE consenting to the addition of 130.0 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 374**, for inclusion in its district

**14. Ordinance 2006-0324**

ORDINANCE consenting to the addition of 2.64 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 419**, for inclusion in its district

**15. Ordinance 2006-0325**

ORDINANCE consenting to the addition of 60.205 acres of land to **SPRING CREEK UTILITY DISTRICT**, for inclusion in its district

**16. Ordinance 2006-0326**

ORDINANCE consenting to the addition of 286.388 acres of land to **VALLEY RANCH MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district

**17. Ordinance 2006-0327**

ORDINANCE establishing the north and south sides of the 2100 through the 2200 blocks of Bartlett Street, the north side of the 2300 through the 2400 blocks of Bartlett Street, and the north side of the 2100 through the 2300 blocks of South Boulevard 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**

**18. Ordinance 2006-0328**

ORDINANCE establishing the south side of the 1600 block of Vassar 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**

**RESOLUTIONS AND ORDINANCES** - continued

**19. Council Member Wiseman tagged**

ORDINANCE approving and authorizing the **IMPAIRED DRIVING MOBILIZATION SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (IDM STEP)** Amendment No. 1 extending the grant period and increasing the maximum amount of overtime eligible for reimbursement; 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 or the Acting 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 - \$82,578.00 - Grant Fund

**Written motion by Council Member Garcia to amend Item 20 as follows:**

"The City of Houston will provide official forms that will be used to determine billing amounts to be paid by the city and these forms will include a notice line as follows:

This form is considered an official government document and any false information submitted will be considered a criminal offense and punishable by law."

**Council Member Wiseman tagged**

**20. Council Member Wiseman tagged**

ORDINANCE approving and authorizing first amendment to Contract No. 51583 between the City of Houston and **REPUBLIC WASTE SERVICES OF TEXAS, LTD**

**21. Ordinance 2006-0333**

ORDINANCE amending Ordinance No. 2005-1141 to increase the maximum contract amount to a contract between the City of Houston and **HARRIS COUNTY** relating to Joint Elections held on November 8, 2005 and subsequent Run-Off Election; allocating funds to such contract \$244,901.16 - General Fund

**22. Council Members Wiseman, Sekula-Gibbs and Holm tagged**

ORDINANCE approving and authorizing contract between the City of Houston and **GIBBS & BRUNS, LLP**, for Legal Services in connection with the collection of Hotel Occupancy Taxes from Internet-Based Hotel Room Resellers

**23. Council Member Wiseman tagged**

ORDINANCE approving and authorizing Amendment No. 2 to engagement letter between the City of Houston and **ZUCKERT, SCOTT & RASENBERGER, L.L.P.** for the Provision of Specialized Legal Services for the Houston Airport System; providing a maximum contract amount - 3 years and nine months - \$1,800,000.00 - **DISTRICTS B - JOHNSON; E - WISEMAN and I - ALVARADO**

**24. Council Member Wiseman tagged**

ORDINANCE approving and authorizing agreement for Professional Engineering Services between the City of Houston and **TRAFFIC ENGINEERS, INC** for Development and Implementation of a Traffic Management Program at George Bush Intercontinental Airport/Houston - 5 Years - \$450,000.00 - Enterprise Fund

**25. Ordinance 2006-0329**

ORDINANCE appropriating \$223,137.00 out of Parks Consolidated Construction Fund and approving and authorizing first amendment to Professional Architectural Services Contract between the City of Houston and **3D/INTERNATIONAL, INC** for Design of Mounted Patrol Facility - Relocation and Forestry Complex - Relocation (approved by Ordinance No. 05-0924), GFS G-0117-01-2 and F-504A-17-2

**RESOLUTIONS AND ORDINANCES** - continued

**26. Ordinance 2006-0334**

ORDINANCE appropriating \$205,700.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **CARTER & BURGESS, INC** for Design of Water Lines and Street Reconstruction in the Freedmen's Town Area (approved by Ordinance No. 96-0594), GFS S-0455-01-2 and N-1315-01-2 (SB10378); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT I - ALVARADO**

**27. Ordinance 2006-0335**

ORDINANCE appropriating \$300,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation and approving and authorizing first amendment to the Professional Engineering Services Contract with **PIERCE GOODWIN ALEXANDER & LINVILLE, INC** for Northline Paving from Parker to Canino (approved by Ordinance No. 2005-0430), GFS N-0696-01-2 (SB9234); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GARCIA**

**28. Ordinance 2006-0330**

ORDINANCE appropriating \$1,499,676.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CHIEF SOLUTIONS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation, GFS R-0266-F3-3 (WW4277-28); 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, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**29. Council Member Alvarado tagged**

ORDINANCE appropriating \$1,580,900.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **COLT UTILITIES, INC** for Delafield Street and Lidstone Street Sewer Relocation, GFS R-2011-40-3 (WW4808-02); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO**

**30. Ordinance 2006-0336**

ORDINANCE appropriating \$2,042,800.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **RWL CONSTRUCTION INC** for Water Line Replacement in the Junction City Area, GFS S-0035-C5-3 (WA10787); 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, construction management, project management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GARCIA**

**MATTERS RELATED TO CITY GOLF COURSE GREEN FEES**

**31. Council Members Lawrence and Khan tagged**

RECOMMENDATION from Director Parks and Recreation Department for approval of amendments to the Schedule of Park User Fees relating to golf green fees - **DISTRICTS B - JOHNSON; F - KHAN; G - HOLM and I - ALVARADO**

**32. Ordinance 2006-0337**

ORDINANCE approving and authorizing first amendment to the amended and restated Glenbrook Park Golf Course Concession Contract with **LOPEZ MANAGEMENT GROUP, INC** (approved by Ordinance No. 2003-1129) - **DISTRICT I - ALVARADO**

**33. Ordinance 2006-0338**

ORDINANCE approving and authorizing a fourth amendment to the Hermann Park Golf Concession Contract with **BSL CORP** (approved by Ordinance No. 89-293) - **DISTRICT D - EDWARDS**

**END OF CONSENT AGENDA**

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

**MATTERS HELD** - NUMBERS 34 through 40

**34. Ordinance 2006-0339**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 424 - TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 21 on Agenda of April 5, 2006

**35. Ordinance 2006-0340**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 425 - TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 22 on Agenda of April 5, 2006

**36. Ordinance 2006-0341**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 426 - TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 23 on Agenda of April 5, 2006

**37. Ordinance 2006-0342**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 427 - TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 24 on Agenda of April 5, 2006

**38. Ordinance 2006-0343**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 428 - TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 25 on Agenda of April 5, 2006

**39. Ordinance 2006-0344**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 429 - TAGGED BY COUNCIL MEMBER JOHNSON**  
This was Item 26 on Agenda of April 5, 2006

**MATTERS HELD** - continued

**40. Ordinance 2006-0345**

ORDINANCE approving and authorizing engagement letter between the City of Houston and **RICHARD K. SIMON, ESQ.** for Legal Services regarding Aircraft Noise Impacts at the City's Airports; providing a maximum contract amount - \$600,000.00 - Enterprise Fund - **DISTRICTS**

**B - JOHNSON; E - WISEMAN and I - ALVARADO**

**TAGGED BY COUNCIL MEMBERS KHAN and WISEMAN**

This was Item 32 on Agenda of April 5, 2006

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

**4/11/2006 – Council Member Green out of the City on City business**

**4/12/2006 – All Present**