

AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 14, 2006 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2006-0127 to 2006-0143
ORDINANCES – 2006-0141 to 2006-0168
RESOLUTION – 2006-0002

2006-0126-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Holm

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 15, 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 41

MISCELLANEOUS - NUMBER 1

1. **Motion 2006-0127**

RECOMMENDATION from the Chief of Police for the release of funds to **MICHAEL A. MARSHALL** - \$26,531.00 - Miscellaneous City Trust Fund

ACCEPT WORK - NUMBERS 2 through 6

2. **Motion 2006-0128**

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$592,868.21 and acceptance of work on contract with **PARALLAX BUILDERS, INC** for ADA Renovations at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Field, Project 454, CIP A-0402 - 00.74% over the original contract amount - **DISTRICTS B - JOHNSON; E - WISEMAN and I - ALVARADO**

ACCEPT WORK - continued

3. Motion 2006-0133

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$2,365,650.00 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Parks Master Plan - Bid Package No. 1 Shady Lane, Windsor Village, and Beverly Hills Parks, GFS F-504A-03-3, F-504A-09-3 and F-504A-14-3 - 05.00% over the original contract amount **DISTRICTS B - JOHNSON; D - EDWARDS and E - WISEMAN**

4. Motion 2006-0129

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$2,180,222.69 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Lyons Health Center Renovation, GFS H-0049-01-3 - 04.82% over the original contract amount - **DISTRICT H - GARCIA**

5. Motion 2006-0134

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,697,914.72 and acceptance of work on contract with **LAUGHLIN-THYSSEN, LTD.** for Water Line Replacement Work Orders, GFS S-0035-R2-3 (WA10633-02) 00.09% under the original contract amount

6. Motion 2006-0135

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,476,228.76 and acceptance of work on contract with **TROY CONSTRUCTION, L.L.P.** for Water Line Repairs by Point Repair Method, (WA10710) - 28.75% under the original contract amount

PROPERTY - NUMBER 7

7. Motion 2006-0130

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Mr. Robert M. Atkinson, Jr. of R. M. Atkinson, Jr. Engineers, Inc., on behalf of Harris County, for the sale to Harris County of a ±7,800-square-foot easement for road and/or bridge purposes out of the City's fee-owned West Canal property to extend Southwood Trace Lane, located in the John Anderson Survey, Abstract No. 97, and a right of entry for Harris County, Parcels SY6-065 - **STAFF APPRAISERS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 10

8. Motion 2006-0131

KNAPP CHEVROLET for Special Truck and Body Contract for Various Departments \$165,206.25 - General and Fleet Management Funds

9. Motion 2006-0132

DOSKOCIL MANUFACTURING COMPANY for Plastic Baggage Tubs Contract for Houston Airport System - \$57,000.00 - Enterprise Fund

10. Motion 2006-0136

HOUSTON G & G DEMOLITION COMPANY for Demolition, Site Clean-up and Fence Repair Services for Police Department - \$43,610.00 and contingencies for a total amount not to exceed \$45,790.50 - General and Dangerous Building Consolidated Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 11 through 41

11. Resolution 2006-0002

RESOLUTION in support of the Houston Police Department Training Academy

12. Ordinance 2006-0168

ORDINANCE amending Exhibits A and B to Ordinance No. 2006-91 to correct certain classifications, ratios and prevailing wage rates to be paid to workers in building and engineering (Heavy-Highway) construction classifications; substituting the amended Exhibits A and B as part of the current prevailing wage rates for construction crafts and trades to be used is such contracts on or after the effective date; providing a repealing clause; providing for severability

13. Ordinance 2006-0157

ORDINANCE providing for an ad valorem tax exemption on a historical site known as the Texas State Hotel Building located at 720 Fannin Street in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events, providing for severability

14. Council Member Wiseman tagged

ORDINANCE declaring the suspension or interruption of service by a regulated private water utility in violation of law to be a nuisance pursuant to Chapter 217 of the Local Government Code and authorizing the City Attorney to enforce the ordinance to prevent and summarily abate and remove such nuisance for all customers of any such utility within the City of Houston, Texas

15. Ordinance 2006-0158

ORDINANCE approving and authorizing the application for and acceptance of the FY2006 Edward Byrne Memorial Justice Assistance Grant from the U.S. Department Of Justice; declaring the city's eligibility for such grant; authorizing the Mayor to act as the City's Representative in the application process; authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program; and approving and authorizing an interlocal agreement with Harris County, A Joint Applicant and subrecipient of the grant

16. Ordinance 2006-0159

ORDINANCE increasing the maximum contract amounts in Ordinance Numbers 2003-0848, 2003-0934, 2003-1052, 2004-0345 and 2004-0023 for contracts between the City of Houston and the **ASIAN AMERICAN FAMILY COUNSELING CENTER, THE CHINESE COMMUNITY CENTER, EYE CARE EXPRESS, HEIGHTS AUDIOLOGY, THE TIRR FOUNDATION, TEXAS SOUTHERN UNIVERSITY (CAREGIVER PROGRAM), SHELTERING ARMS** and **VN TEAMWORK** for services provided through the Harris County Area Agency On Aging \$789,142.00 - Grant Fund

Motion 2006-0137 – Suspend rules to consider Item 17 out of order

Motion 2006-0138 – Suspend rules to hear from Mr. Milton Wilson on Item 17

17. Ordinance 2006-0161

ORDINANCE appropriating \$250,000.00 out of Housing Special Revenue Fund and approving and authorizing contract between the City of Houston and **CENTER FOR AFRICAN-AMERICAN MILITARY HISTORY, INC** to provide a grant in connection with the construction of a Buffalo Soldiers National Museum on Southmore Boulevard, Houston, Texas - **DISTRICT D - EDWARDS**

RESOLUTIONS AND ORDINANCES - continued

Motion 2006-0139 – Suspend rules to consider Item 18 out of order

Motion 2006-0140 – Call the question on Item 18

18. Ordinance 2006-0162

ORDINANCE approving and authorizing contract between the City of Houston and the **JEWISH COMMUNITY CENTER OF HOUSTON, TEXAS**, to provide \$500,000.00 in Community Development Block Grant Funds for Partial funding of Renovation Work on a Public Facility located at 5601 South Braeswood - **DISTRICT C - CLUTTERBUCK**

19. Ordinance 2006-0160

ORDINANCE amending and restating the standards, terms, provisions, and conditions upon which the City Council bases its consent for the creation of, or inclusion of land in, a conservation and reclamation district in the area of extraterritorial jurisdiction of the City, pursuant to Section 42.042, Texas Local Government Code, to permit the issuance of bonds by conservation and reclamation districts for certain recreational, road and fire-fighting facilities; making findings and containing other provisions related to the foregoing subject; containing a repealer

20. Council Member Wiseman tagged

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 462**

21. Council Member Wiseman tagged

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 463**

22. Ordinance 2006-0141

ORDINANCE consenting to the addition of 0.3448 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district

23. Ordinance 2006-0142

ORDINANCE altering maximum prima facie speed limits in certain school zones in the City of Houston; making various findings and containing other provisions relating to the subject; declaring certain conduct to be unlawful and providing a penalty; providing for severability; containing a repealer; containing a savings clause

24. Council Members Green and Khan tagged

ORDINANCE approving and authorizing a contract between the City of Houston and **FELDMAN & ROGERS, LLP**, for Legal Services to include representation and counsel to the City of Houston relating to Thomas P. Nixon v City of Houston and Harold Hurtt; providing a maximum contract amount - \$100,000.00 - Property and Casualty Fund

25. Ordinance 2006-0143

ORDINANCE appropriating \$125,000.00 out of Airport System Consolidated 2000 AMT Construction Fund (530); authorizing the purchase of land and improvements thereon out of replat of Still Meadows Section One, Houston, Harris County, Texas, for Expansion of Bush Intercontinental Airport, CIP A-0421-12.1; approving purchase and sale agreement with the owner of the land (Michael T. Crabtree and Cindy Leigh Crabtree) - **DISTRICT B - JOHNSON**

26. Ordinance 2006-0144

ORDINANCE awarding contract to **U. S. FILTER RECOVERY SERVICES (MID-ATLANTIC)** for Parts Immersion Cleaning Services for Various Departments; providing a maximum contract amount - 3 Years with 2 one-year options - \$322,805.37 - General, Enterprise and Fleet Management Funds

RESOLUTIONS AND ORDINANCES - continued

27. Ordinance 2006-0145

ORDINANCE amending Ordinance No. 2000-0002 to increase the maximum contract amount to contract between the City of Houston and **GT FIRE EQUIPMENT CO., INC d/b/a AAA FIRE EQUIPMENT COMPANY** for Fire Extinguisher Equipment Inspection and Hydrostatics Testing Services for Various Departments - \$95,627.00 - General, Enterprise and Fleet Management Funds

28. Ordinance 2006-0163

ORDINANCE approving and authorizing third amendment to contract between the City of Houston and **POST, BUCKLEY, SCHUH & JERNIGAN, INC** for Preparation of Wastewater Permit Applications, Biomonitoring, and Toxicity Reduction Evaluations; providing a maximum contract amount - 2 Years - \$1,160,000.00 - Enterprise Fund

29. Pulled-Not Considered

ORDINANCE appropriating \$7,235,508.51 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an Advanced Funding Agreement and second amendment to the Interlocal Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Central Street Extension over Manchester Train Yard, GFS N-0676-01-3, R-0521-A3-3, S-0521-A3-3 (N-0676-01) - **DISTRICT I - ALVARADO**

30. Ordinance 2006-0146

ORDINANCE approving and authorizing contracts between the City and **ARIAS & ASSOCIATES, INC** for Engineering Materials Testing Services for the Department of Public Works and Engineering and the Houston Airport System

31. Ordinance 2006-0147

ORDINANCE approving and authorizing contracts between the City and **AUSTIN-REED ENGINEERS, LLC** for Engineering Materials Testing Services for the Department of Public Works and Engineering and the Houston Airport System

32. Ordinance 2006-0148

ORDINANCE approving and authorizing contracts between the City and **RONE ENGINEERING SERVICES, INC** for Engineering Materials Testing Services for the Department of Public Works and Engineering and the Houston Airport System

33. Ordinance 2006-0149

ORDINANCE approving and authorizing contracts between the City and **SOLUM ENGINEERING, INC** for Engineering Materials Testing Services for the Department of Public Works and Engineering and the Houston Airport System

34. Ordinance 2006-0150

ORDINANCE approving and authorizing contract between the City of Houston and **JOHN KIRKSEY ASSOCIATES, ARCHITECTS, INC. D/B/A KIRKSEY** for Renovation and Expansion of Magnolia Health and Multiservice Center, GFS D-0080-01-2; providing funding for Civic Art Program and contingencies relating to construction of facilities financed by the Community Development Block Grant - \$389,500.00 - **DISTRICT I - ALVARADO**

35. Ordinance 2006-0151

ORDINANCE appropriating \$275,000.00 out of Drainage Improvements Commercial Paper Series F, Fund No. 49R and approving and authorizing Professional Engineering Services Contract between the City of Houston and **POLYTECH, INC. D/B/A PTI, INCORPORATED** for Negotiated Storm Drainage System Work Orders, GFS M-0126-56-2 (SM5062); providing funding for contingencies relating to construction of facilities financed by the Drainage Improvements Commercial Paper Series F, Fund No. 49R

RESOLUTIONS AND ORDINANCES - continued

36. Ordinance 2006-0152

ORDINANCE appropriating \$550,700.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **JONES AND CARTER, INC** for Design of Sabo Road Paving from Kingspoint to Fuqua Road and Kingspoint Road from Sabo to Kleckley Drive, GFS N-0688-01-2 (SB9233); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT E - WISEMAN**

37. Ordinance 2006-0153

ORDINANCE appropriating \$441,100.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CLR, INC** for Design of Paving Extension of Buffalo Speedway from West Airport Blvd. to Holmes Rd., GFS N-0784-01-2 (SB9240); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund **DISTRICT D - EDWARDS**

38. Ordinance 2006-0154

ORDINANCE appropriating \$1,204,969.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **CLAUNCH & MILLER, INC** for Design of Sanitary Sewer Services for Unserved Areas - Magnolia Point Subdivision, Plantation Hills Subdivision, Strange's Camp Subdivision Lift Station and Force Main from Hidden Echo to Huffman Eastgate, GFS R-0801-13-2 (WW4908); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - WISEMAN**

39. Ordinance 2006-0164

ORDINANCE appropriating \$1,628,061.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation and approving and authorizing first amendment for Engineering Services associated with the Design of Water Line Replacement in the Ellena Gardens North, GFS S-0035-N4-2, Shepherd Park Terrace, GFS S-0035-N5-2, Shepherd Park Plaza, GFS S-0035-N6-2 and Garden City Park, GFS S-0035-N7-2 under Professional Engineering Services Contract with **AMANI ENGINEERING, INC** (approved by Ordinance No. 2005-0316); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - LAWRENCE and H - GARCIA**

40. Ordinance 2006-0155

ORDINANCE awarding construction contract to **SUMCO, INC** for Construction of Hermann Park Greenway, GFS F-0525-01-3; 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; approving and authorizing an assignment of the construction contract to Hermann Park Conservancy (Ordinance 2005-0401) - \$1,000,000.00 Texas Parks and Wildlife Regional Park Initiative Grant - **DISTRICT D - EDWARDS**

41. Ordinance 2006-0156

ORDINANCE appropriating \$1,390,649.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Cleaning and Television Inspection in support of Rehabilitation, GFS R-0266-E8-3 (WW4277-27); 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 42 through 46

42. Motion 2006-0141 – Adopt

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Planning & Development Department to accept the January 2006 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 - **TAGGED BY COUNCIL MEMBER WISEMAN**

a. Motion 2006-0142 – Adopt

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Department of Public Works & Engineering to transfer revenues and interest generated by Water and Wastewater Impact Fees in the amount of \$9,163,641.14 to Revenue Bond Debt Service as recommended in the January 2006 Semiannual Report of the Capital Improvements Advisory Committee (CIAC)

TAGGED BY COUNCIL MEMBER WISEMAN

These were Items 2 and 2A on Agenda of February 8, 2006

43. Motion 2006-0143 – Adopt

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Finance & Administration Department to award to **HEWLETT PACKARD** for Hewlett-Packard Computer Hardware through the City's Master Agreement with the Texas Department of Information Resources (DIR) for Texas CISV Master Catalog Purchases under Chapter 2157 of the Government Code for Information Technology Department - \$1,380,792.00 Special Non-Recurring Project Fund - **TAGGED BY COUNCIL MEMBER SEKULA-GIBBS**

This was Item 8 on Agenda of February 8, 2006

44. Ordinance 2006-0165

ORDINANCE amending Exhibit A of the City of Houston Ordinance No. 2005-1338 (the Master Classification Ordinance) by creating a new classification of Senior Police Trainee; establishing the qualifications and pay grade for that classification; establishing conditions for payment of a hiring incentive amount; providing for prior experience credit; providing for severability

TAGGED BY COUNCIL MEMBERS WISEMAN, EDWARDS, HOLM, KHAN, SEKULA-GIBBS and GREEN

This was Item 12 on Agenda of February 8, 2006

45. Ordinance 2006-0166

ORDINANCE amending Ordinance 2004-0770 to increase the maximum contract amount of contracts between the City of Houston and **A-1 PERSONNEL OF HOUSTON INC, ALLTECH SYSTEMS, INC, RUSHMORE CORPORATION d/b/a ALL TEMPS 1 PERSONNEL, ALSO TEMPS, INC, APPLE ONE TEXAS, INC, AT-TECH STAFFING SERVICES, INC, BERGAILA & ASSOCIATES, INC, CRINER-DANIELS & ASSOCIATES, INC, DATALOGIC CONSULTING, INC, ELITE COMPUTER CONSULTANTS, L.P., ELITE PERSONNEL CONSULTANTS, INC d/b/a EVINS TEMPORARIES, EXECUTEAM CORPORATION, PDS TECHNICAL SERVICES, INC and SILVER & ASSOCIATES, INC**, for Temporary Administrative/Industrial and Information Technology Staffing - \$12,000,000.00 - Central Service Revolving Fund

TAGGED BY COUNCIL MEMBERS HOLM and SEKULA-GIBBS

This was Item 27 on Agenda of February 8, 2006

MATTERS HELD - continued

46. Ordinance 2006-0167

ORDINANCE awarding construction contract to **TRIPLE B SERVICES, L.L.P.** for Water, Sanitary Sewer and Storm Drainage Systems to serve Section One of the El Tesoro Subdivision; approving and authorizing an assignment of the construction contract to **EL TESORO DEVELOPMENT, LTD.**, CIP S-0800-C6-03 and R-0800-C6-03 (DPC-084) - **DISTRICT E - WISEMAN**

TAGGED BY COUNCIL MEMBERS WISEMAN, LAWRENCE, GREEN and SEKULA-GIBBS
This was Item 35 on Agenda of February 8, 2006

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Brown 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

2/14/2006 – Council Member Holm out of the City

2/15/2006 – Council Member Lawrence absent due to being ill