

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 28, 2006 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2006-0162 to 2006-0194**  
**ORDINANCES – 2006-0195 to 2006-0224**  
**RESOLUTIONS – 2006-0003 to 2006-0004**

**2006-0161-1**

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Sekula-Gibbs

**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 2006-0162 to 2006-0163 – Procedural motions**

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

**RECONVENE**

**WEDNESDAY - MARCH 1, 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 54**

**MISCELLANEOUS** - NUMBERS 1 through 5

**Motion 2006-0168 – Suspend rules to consider Item 1 out of order**

**1. Motion 2006-0169**

CONFIRMATION of the appointment of the following to the **ETHICS COMMITTEE**:

Position Five - **MR. RICK CAGNEY**, for a term to expire December 31, 2007

Position Six - **MR. NOMAAN K. HUSAIN**, for a term to expire December 31, 2006

Position Seven - **MR. JOHN JAY DOUGLASS**, for a term to expire December 31, 2007

**MISCELLANEOUS** - continued

**Motion 2006-0164 – Suspend rules to consider Items 2 and 3 out of order**

**2. Motion 2006-0165**

REQUEST from Mayor for confirmation of the reappointment of the following as full-time **MUNICIPAL COURT JUDGES**, for two year terms:

**JUDGE LEIGH F. SAINT-GERMAIN**

**JUDGE FRANCELIA E. TOTTY**

**JUDGE GORDON G. MARCUM, II**

**JUDGE ADAM SILVERMAN**

**JUDGE ELAINE M. TIMBERLAKE**

**3. Motion 2006-0166**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following as part-time **MUNICIPAL COURT JUDGES**, for two year terms:

**JUDGE DAVID J. QUAN**, appointment

**JUDGE ANGELA E. PHEA**, reappointment

**JUDGE BARBARA E. HARTLE**, appointment

**Motion 2006-0167 – Suspend rules to hear from Judge Berta Mejia on Items 2 and 3**

**4. Motion 2006-0184**

RECOMMENDATION from Director Building Services to debar **JACKSON CONSTRUCTION SERVICES, INC** and **VICTOR WOODS**, President from receiving City public works contracts for a period of two years

**5. Motion 2006-0185**

RECOMMENDATION from Director Building Services to debar **PRIMIS CORPORATION** and **LOUIS CARRANZA**, President from receiving City public works contracts for a period of two years

**DAMAGES** - NUMBER 6

**6. Motion 2006-0173**

RECOMMENDATION from City Attorney for settlement of lawsuit styled **CATHERINA WALWYN v. City of Houston and Joseph Wimbley**; in the County Civil Court at Law Number Three (3) of Harris County, Texas - \$27,500.00 - Property and Casualty Fund

**ACCEPT WORK** - NUMBERS 7 through 11

**7. Motion 2006-0174**

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$82,159,165.85 and acceptance of work on contract with **W. W. WEBBER, LLC (previously known as CHAMPAGNE-WEBBER, INC, TEXAS)** for Runway 15R-33L Widening and Extension at Bush Intercontinental Airport/Houston (IAH), Project 556, CIP A-0222, A-0374, A-0378, A-0391, A-0416 - 00.76% over the original contract amount - **DISTRICT B - JOHNSON**

**8. Motion 2006-0175**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,885,612.43 and acceptance of work on contract with **JFT CONSTRUCTION, INC** for Storm Sewer Improvements in the Wilchester West Subdivision, GFS M-0246-01-3 (SM5005) - 04.98% over the original contract amount - **DISTRICT G - HOLM**

**ACCEPT WORK** - continued

**9. Motion 2006-0176**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,521,238.21 and acceptance of work on contract with **CONTRACTOR TECHNOLOGY, LTD.** for Construction of 20-inch Water Line along Elgin Boulevard and Calhoun Road from Adair Street to Wheeler Street, and authorize final payment to the Surety, **ST. PAUL FIRE AND MARINE INSURANCE COMPANY**, GFS S-0035-88-3 (WA10722) - 07.48% under the original contract amount - **DISTRICT D - EDWARDS**

**10. Motion 2006-0177**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,258,837.94 and acceptance of work on contract with **LAYNE-TEXAS, a division of LAYNE CHRISTENSEN CO.** for Rehabilitation of Existing Water Wells FY2004, GFS S-0200-14-3 (WA10562-3) - 02.93% over the original contract amount

**11. Motion 2006-0186**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,930,113.77 and acceptance of work on contract with **INSITUFORM INDUSTRIES** for Completion of Concrete Repairs at various locations, GFS N-0655-02-3 18.71% over the original contract amount

**PROPERTY** - NUMBERS 12 and 13

**12. Motion 2006-0178**

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel LY5-011, located in the 8100 block of Basset Street, owned by Nathaniel F. Starr, for the **SUNNYSIDE COURT STORM SEWER LATERALS PROJECT**, CIP M-0217-01-2 - **DISTRICT D - EDWARDS**

**13. Motion 2006-0179**

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcels DY4-009, DY4-010, DY4-010A and DY4-010B, located in the 500 block of Greens Road, owned by the Greater Greenspoint Management District of Harris County, Jack Drake, President, for the **NORTHBOROUGH CONVEYANCE SYSTEM WWTP ABANDONMENT PROJECT**, CIP R-0536-02-3 - **DISTRICT B - JOHNSON**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 14 through 20

**14. Motion 2006-0180**

**TYMCO INTERNATIONAL, LTD.** - \$135,786.70 and **KINLOCH EQUIPMENT AND SUPPLY, INC** \$80,525.03 for Street Sweepers through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Houston Airport System - Enterprise Fund

**15. Council Member Clutterbuck tagged**

**CXT PRECAST PRODUCTS** for Modular Restroom from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Building Services Department - \$111,285.29 and contingencies for a total amount not to exceed \$116,849.55 - Grant Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**16. Motion 2006-0181**

**SHI GOVERNMENT SOLUTIONS, INC** for Maintenance Agreement and License Upgrade of NetIQ Software 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 - \$203,700.00 - Central Service Revolving Fund

**17. Council Member Sekula-Gibbs tagged**

ORDINANCE appropriating \$144,975.18 out of Police Consolidated Construction Fund for VOIP System and Computer Equipment Purchase for South Central Police Station Replacement for the Building Services Department, CIP G-0058-02-3

**a. Council Member Sekula-Gibbs tagged**

**GLOBAL DATA SYSTEMS, INC** - \$73,392.18, **HEWLETT PACKARD (HP)** - \$61,559.00 and **SHI** - \$10,024.00 for VOIP System and Computer Equipment Purchase for South Central Police Station Replacement for the Building Services Department

**18. Motion 2006-0182**

**L-3 COMMUNICATIONS SECURITY & DETECTION SYSTEMS** for Security X-Ray Equipment from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Municipal Courts-Administration Department \$32,115.00 - Municipal Courts Building Security Fund

**19. Motion 2006-0183**

**ALLSTEEL, INC** - \$97,154.34, **THE HON COMPANY** - \$177,326.12 and **TEXAS CORRECTIONAL INDUSTRIES** - \$31,424.00 for Office Furniture from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Various Departments - General, Enterprise and Other Funds

**Motion 2006-0187 – Postpone Item 20 to the end of the Agenda**

**20. Motion 2006-0193**

**GODWIN PUMPS OF AMERICA, INC** - \$136,180.00, **BRIGGS EQUIPMENT TRUST dba BRIGGS EQUIPMENT** - \$157,606.00 and **NES RENTALS HOLDINGS, INC** - \$141,580.00 for Equipment Rental Contract for Various Departments - General and Enterprise Funds

**RESOLUTIONS AND ORDINANCES** - NUMBERS 21 through 54

**21. Resolution 2006-0003**

RESOLUTION approving the issuance and sale by **HOUSTON HOUSING FINANCE CORPORATION** of Multifamily Housing Revenue Bonds (GNMA Collateralized Mortgage Loan -North Oaks Apartments) Series 2006 and approving the Preliminary Official Statement with respect to such bonds

**21-1 Resolution 2006-0004**

RESOLUTION approving the action of the **CITY OF HOUSTON HIGHER EDUCATION FINANCE CORPORATION** for its Higher Education Revenue Refunding Bonds (Rice University Project) Series 2006

**RESOLUTIONS AND ORDINANCES** - continued

**22. Ordinance 2006-0197**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 2,809 square foot portion of a 10 foot wide waterline easement, Parcel No. SY5-043; vacating and abandoning said parcel to Baybrook Mall, L.P., the abutting owner ("Owner"), in consideration of owner's conveyance to the City of a 10 foot wide waterline easement containing 2,919 square feet of land, more or less, Parcel KY5-151, out of restricted Reserve "M" of the plat of Baybrook Mall Section One in the August Whitlock Survey, A-793, and other good and valuable consideration - **DISTRICT E - WISEMAN**

**23. Ordinance 2006-0198**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of West 26th Street right of way, containing 14,049 square feet of land, more or less, out of the resubdivision of Shady Acres Second Addition, in the Henry Reinerman Survey, A-644, Houston, Harris County, Texas; Parcel SY2-010, vacating and abandoning Parcel SY2-010 to Memorial Hermann Hospital System, the abutting owner, in consideration of owner's payment of \$105,368.00 and other consideration to the City - **DISTRICT H - GARCIA**

**24. Ordinance 2006-0211**

ORDINANCE approving and authorizing Utility Functions and Services Allocation Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 407** **DISTRICT G - HOLM**

**25. Pulled-Not Considered**

ORDINANCE approving and authorizing Utility Functions and Services Allocation Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 439** **DISTRICT B - JOHNSON**

**26. Ordinance 2006-0212**

ORDINANCE consenting to the addition of 120.171 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 82**, for inclusion in its district

**27. Ordinance 2006-0213**

ORDINANCE renaming streets Asheburton Springs Drive to Angel Lane and Amery Knoll Drive to New Hope View Lane within the Village at Glen Iris Subdivision - **DISTRICT D - EDWARDS**

**28. Ordinance 2006-0214**

ORDINANCE authorizing sale of surplus residential Improvements at George Bush Intercontinental Airport/Houston to Community Housing Development Organizations for the purpose of providing affordable and low income housing for City of Houston residents and approving and authorizing related Purchase Agreements and Bills of Sale - **DISTRICT B - JOHNSON**

**29. Council Member Wiseman tagged**

ORDINANCE adopting administrative guidelines for the City's Good Neighbor Next Door Housing Assistance Program - **DISTRICTS B - JOHNSON; D - EDWARDS; H - GARCIA and I - ALVARADO**

**Motion 2006-0194 – Suspend rules to remain in session beyond the scheduled noon recess**

**RESOLUTIONS AND ORDINANCES** - continued

**30. Council Member Clutterbuck tagged**

ORDINANCE amending City of Houston Ordinance No. 2005-607, passed on May 11, 2005 which approved and authorized the submission of the 2005 Consolidated Plan and the grant application for the 31st Year Community Development Block Grant ("CDBG"), among others

**Motion 2006-0170 – Suspend rules to consider Items 31 and 29 out of order**

**31. Council Member Edwards tagged**

ORDINANCE rescinding Ordinance Numbers 2005-1285 and 2005-1394 relating to an interlocal agreement between the City and the **HOUSTON GALVESTON AREA COUNCIL ("HGAC")**; approving and authorizing new Interlocal Agreement between the City and **HGAC** for Preventive Mental Health and HIV/STD services to persons impacted by Hurricanes Katrina and Rita; providing a maximum contract amount - \$1,833,650.00 - Grant Fund

**32. Ordinance 2006-0215**

ORDINANCE approving and authorizing contract between the City of Houston and **ORCHID CELLMARK, INC**, for DNA Training and Oversight Services for the Police Department; providing a maximum contract amount - 1 Year - \$102,000.00 - Grant Fund

**33. Council Member Green tagged**

ORDINANCE approving and authorizing contract between the City of Houston and **CHICAGO TITLE INSURANCE COMPANY** for Title Plant Services in connection with the City Legal Department's Title Operations; providing a maximum contract amount - 5 Years - \$600,000.00 General Fund

**34. Council Member Wiseman tagged**

ORDINANCE approving and authorizing Intergovernmental Agreement between the City of Houston and the **COUNTY OF LOS ANGELES** for the Purchase of Office Supplies for Various Departments from the County's Master Agreement with Office Depot; providing a maximum contract amount - 5 Years - \$14,510,084.40 - General, Grant, Enterprise and Other Funds

**35. Ordinance 2006-0216**

ORDINANCE amending Ordinance No. 2002-0474 to increase the maximum contract amount to contract between the City of Houston and **COASTAL PUMP SERVICES, INC** for Submersible Pump Repair Services for the Public Works & Engineering Department - \$342,373.25 - Enterprise Fund

**36. Council Member Wiseman tagged**

ORDINANCE disencumbering \$30,000.00 out of Contract No. C56633 between the City of Houston and **CLARENCE A. WEST** relating to Cable Television Franchise Renewal, future community needs assessment and performance review of Time Warner; and amending Ordinance #2004-1223 to provide a maximum contract amount for contract #C56514 between the City of Houston and **CLARENCE A. WEST**, in connection with Franchise Compliance and Access Line Reviews

**37. Council Member Clutterbuck tagged**

ORDINANCE appropriating \$100,304.88 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to reimburse Metropolitan Transit Authority ("METRO") for Construction of Light Rail Transit System along Main Street and Fannin Street between Reliant Park and Downtown Houston - Segment Nos. 1 to 5, GFS N-0671-05-3 (SB9253) under Consent Agreement with Metro (approved by Ordinance No. 00-1028); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS C - CLUTTERBUCK; D - EDWARDS and I ALVARADO**

**RESOLUTIONS AND ORDINANCES** - continued

**38. Ordinance 2006-0199**

ORDINANCE approving and authorizing Advanced Funding Agreement between the City and **TEXAS DEPARTMENT OF TRANSPORTATION** for Replacement of Turney Road Bridge at Halls Bayou GFS N-0611-51-3; (SB9248) - **DISTRICT B - JOHNSON**

**39. Ordinance 2006-0200**

ORDINANCE approving and authorizing second amendment to the Funding Agreement between the City and **TEXAS DEPARTMENT OF TRANSPORTATION** for Ley Road Grade Separation at UPRR; GFS N-587B-01-2 (N-587B-01) - **DISTRICT B - JOHNSON**

**40. Council Members Green, Lawrence and Sekula-Gibbs tagged**

ORDINANCE appropriating \$322,609.39 out of Water & Sewer System Consolidated Construction Fund and \$240,000.00 out of Homeless and Housing Consolidated Bond Fund; approving and authorizing developer participation contract between the City of Houston and **18 ACRE ALMEDA GENOA, L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines for Section One of the Almeda Trace Subdivision; CIP S-0800-11-3 & R-0800-11-3 - **DISTRICT D - EDWARDS**

**41. Council Members Green, Lawrence and Sekula-Gibbs tagged**

ORDINANCE appropriating \$88,096.57 out of Water & Sewer System Consolidated Construction Fund and \$11,627.16 out of Homeless and Housing Consolidated Bond Fund; approving and authorizing developer participation contract between the City of Houston and **18 ACRE ALMEDA GENOA, L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines for Section Two of the Almeda Trace Subdivision; CIP S-0800-12-03 & R-0800-12-03 - **DISTRICT D - EDWARDS**

**42. Council Member Lawrence tagged**

ORDINANCE appropriating \$388,844.81 out of Water & Sewer System Consolidated Construction Fund and \$240,000.00 out of the Tax Increment Reinvestment Zone Affordable Housing Fund; approving and authorizing developer participation contract between the City of Houston and **NEWMARK HOMES, LP. (Trophy Homes Division)** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve Section One of the Rosslyn Landing Subdivision; CIP S-0800-16-3 & R-0800-16-3 - **DISTRICT A - LAWRENCE**

**43. Council Member Lawrence tagged**

ORDINANCE appropriating \$311,880.27 out of Water & Sewer System Consolidated Construction Fund and \$210,000.00 out of the Tax Increment Reinvestment Zone Affordable Housing Uptown Fund; approving and authorizing developer participation contract between the City of Houston and **NEWMARK HOMES, LP. (Trophy Homes Division)** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve Section Two of the Rosslyn Landing Subdivision; CIP S-0800-17-3 & R-0800-17-3 - **DISTRICT A - LAWRENCE**

**44. Council Member Lawrence tagged**

ORDINANCE appropriating \$147,192.30 out of Water & Sewer System Consolidated Construction Fund and \$147,000.00 out of the Tax Increment Reinvestment Zone Affordable Housing Uptown Fund; approving and authorizing developer participation contract between the City of Houston and **NEWMARK HOMES, LP. (Trophy Homes Division)** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve Section Three of the Rosslyn Landing Subdivision; CIP S-0800-18-3 & R-0800-18-3 - **DISTRICT A - LAWRENCE**

**RESOLUTIONS AND ORDINANCES** - continued

**45. Ordinance 2006-0201**

ORDINANCE appropriating \$314,447.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **NATHELYNE A. KENNEDY & ASSOCIATES, L.P. d/b/a NATHELYNE A. KENNEDY & ASSOCIATES** for Design of Broadway Street from IH 45 to Airport Boulevard; GFS N-0573-01-2 (SB9230); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT I - ALVARADO**

**46. Ordinance 2006-0202**

ORDINANCE awarding contract to **CUT CREW LANDSCAPE MAINTENANCE, INC** for Grounds Maintenance/Landscaping Services for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$1,122,590.00 - Enterprise and Houston Transtar Funds - **DISTRICTS A - LAWRENCE; C - CLUTTERBUCK; F - KHAN; G - HOLM; H - GARCIA and I - ALVARADO**

**47. Ordinance 2006-0203**

ORDINANCE approving and authorizing first amendment to Professional Architectural Services Contract between the City of Houston and **CLARK CONDON ASSOCIATES, INC** for Swimming Pool Renovations at Dodson Lake Park, Cloverland Park, and Sagemont Park, GFS F-0494-01-2 **DISTRICTS D - EDWARDS; E - WISEMAN and H - GARCIA**

**48. Ordinance 2006-0204**

ORDINANCE appropriating \$505,840.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **DANNENBAUM ENGINEERING COMPANY-HOUSTON, LLC** for Design of Homestead Road Grade Separation, GFS N-0713-01-2 (SB9237); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

**49. Ordinance 2006-0205**

ORDINANCE appropriating \$5,621,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **CSA CONSTRUCTION, INC** for Sims South WWTP Improvements (Package 1), GFS R-0265-30-3 (WW4874); 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 I - ALVARADO**

**50. Ordinance 2006-0206**

ORDINANCE appropriating \$1,518,550.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **WESTON SOLUTIONS, INC** for Design of Scott Wet Weather Facility and Related Lift Stations Evaluation and Upgrade; GFS R-0294-08-2 (WW4902); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and I - ALVARADO**



**RESOLUTIONS AND ORDINANCES** - continued

**51. Ordinance 2006-0207**

ORDINANCE appropriating \$1,969,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **BINKLEY AND BARFIELD, INC** for Design of Almeda Sims Wastewater Treatment Plant and Sludge Processing Facility; GFS R-0298-04-2 (4903); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS**

**52. Ordinance 2006-0208**

ORDINANCE appropriating \$498,080.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **INFRASTRUCTURE ASSOCIATES, INC** for Design of Neighborhood Sewer System Improvements; GFS R-2011-52-2 (WW4914); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and G - HOLM**

**53. Ordinance 2006-0209**

ORDINANCE appropriating \$2,633,200.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **R. K. WHEATON, INC** for Water Line Replacement in Irvington Area, GFS S-0035-C3-3 (WA10785); 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**

**54. Ordinance 2006-0210**

ORDINANCE appropriating \$247,293.70 out of Drainage Improvements Commercial Paper Series F, Fund 49R and authorizing purchase of easements and other interests in real property and payment of the costs of such purchase and/or condemnation of such real property and associated costs for Appraisal Fees, Title Policy/Services, Recording Fees, Court Costs and Expert Witness Fees, for and in connection with and finding a public necessity for, the Capital Improvement Projects for Wilchester, Memorial Way and Memorial Trails Improvements and Kirby Drive Storm Improvements (S.W. Freeway to Brays Bayou) - **DISTRICTS C - CLUTTERBUCK and G - HOLM**

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBER 55

**PROPERTY**

**55. Motion 2006-0188**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from William A. Gray of William A. Gray Real Estate Investments, Limited, LLP (William A. Gray, general partner), for abandonment and sale of a 10-foot-wide water line easement and two 10-foot-wide sanitary sewer easements in exchange for the conveyance to the City of a 10-foot-wide sanitary sewer easement, located within Unrestricted Reserves B and C, Monroe Crossing Subdivision, Parcels SY6-060A, SY6-060B, SY6-060C and DY6-020 – **(Terrance O'Rourke and Sheila Stewart, appointed and Ronald Little, alternate) - TWO APPRAISERS and one ALTERNATE APPRAISER DISTRICT I - ALVARADO**

**MATTERS HELD** - NUMBERS 56 through 69

**56. Motion 2006-0189 – Adopt**

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from City Attorney for allocation of additional funds in the amount of \$25,000.00 for Legal Services Agreement with **COATS ROSE YALE RYMAN & LEE P. C.** in connection with construction close out issues for the expansion of the George R. Brown Convention Center Enterprise Fund - **TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 3 on Agenda of February 22, 2006

**57. Motion 2006-0190 – Adopt**

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Finance & Administration Department to **AMEND MOTION #2001-1102, 10/3/01, as amended by MOTION #2004-822 and 2005-321, TO INCREASE** spending authority from \$12,475,677.50 to \$15,594,596.88 for Water Meters, Cold Water Contract for Department of Public Works & Engineering, awarded to **BADGER METER, INC** - \$3,118,919.38 - Combined Utility System General Purpose Fund  
**TAGGED BY COUNCIL MEMBERS WISEMAN, BERRY and SEKULA-GIBBS**  
This was Item 13 on Agenda of February 22, 2006

**58. Ordinance 2006-0217**

ORDINANCE approving and authorizing distribution of the Preliminary Official Statement related to the City of Houston, Texas Taxable Pension Obligation Bonds, Series 2006A; City of Houston, Texas Public Improvement Refunding Bonds, Series 2006B; City of Houston, Texas Certificates of Obligation, Series 2006C; approving or declaring other matters incidental to the issuance and sale of such bonds; making various findings and provisions related thereto; and declaring an emergency - **TAGGED BY COUNCIL MEMBERS HOLM and GARCIA**  
This was Item 16 on Agenda of February 22, 2006

**59. Ordinance 2006-0218**

ORDINANCE consenting to the addition of 174.9161 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 172**, for inclusion in its district  
**TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 18 on Agenda of February 22, 2006

**60. Ordinance 2006-0219**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 470** - **TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 19 on Agenda of February 22, 2006

**61. Ordinance 2006-0220**

ORDINANCE consenting to the addition of 12.314 acres of land to **HARRIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 155**, for inclusion in its district  
**TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 20 on Agenda of February 22, 2006

**62. Ordinance 2006-0221**

ORDINANCE consenting to the addition of 367.672 acres of land to **TIMBER LANE UTILITY DISTRICT**, for inclusion in its district - **TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 21 on Agenda of February 22, 2006

**MATTERS HELD** – continued

**63. Ordinance 2006-0222**

ORDINANCE approving and authorizing second amendment to contract #C52180 between the City of Houston and **ELECTRONIC DATA SYSTEMS CORPORATION** to provide Burglar Alarm Billing Services - **TAGGED BY COUNCIL MEMBERS KHAN and GARCIA**  
This was Item 28 on Agenda of February 22, 2006

**64. Ordinance 2006-0223**

ORDINANCE approving and authorizing contract between the City of Houston and **XEROX CORPORATION** for Supply, Management and Support of Multifunction Devices for Printing, Copying, Faxing and Scanning; providing a maximum contract amount - 3 Years with two one-year options - \$9,195,777.80 - Central Service Revolving Fund  
**TAGGED BY COUNCIL MEMBERS WISEMAN, KHAN, GREEN and BERRY**  
This was Item 35 on Agenda of February 22, 2006

**65. Ordinance 2006-0224**

ORDINANCE appropriating \$239,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LANDTECH CONSULTANTS, INC** for Reconstruction of Holmes Road from Main Street to Kirby Drive, GFS N-0590-01-2 (SB9188); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund **DISTRICTS C - CLUTTERBUCK and D - EDWARDS**  
**TAGGED BY COUNCIL MEMBERS CLUTTERBUCK and EDWARDS**  
This was Item 37 on Agenda of February 22, 2006

**66. Motion 2006-0191 – Postpone one (1) week**

ORDINANCE appropriating \$400,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Design of Safe Sidewalk Program, GFS N-0610A-D0-2 (SB9257); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund  
**TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 38 on Agenda of February 22, 2006

**67. Motion 2006-0192 – Close nominations**

RECEIVE nominations for Position Four of the **ETHICS COMMITTEE**, for a term to expire December 31, 2006 - **POSTPONED BY MOTION #2006-157, 2/22/06**  
This was a portion of Item 49 on Agenda of February 22, 2006

**Motion 2006-0171 – Suspend rules to consider Items 68 and 69 out of order**

**Motion 2006-0172 – Amend Section 4 of Ordinance and Section IV(E) of contract to limit contract to \$50,000.00 unless increased by City Council - ADOPTED**

**68. Ordinance 2006-0195 – Adopt as amended**

ORDINANCE approving and authorizing 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~~ \$50,000.00 - Property and Casualty Fund  
**POSTPONED BY MOTION #2006-161, 2/22/06**  
This was Item 53 on Agenda of February 22, 2006

**MATTERS HELD** – continued

**69. Ordinance 2006-0196 – Adopt**

ORDINANCE relating to Healthcare, Dental and Supplemental Insurance Benefits for City Employees, Retirees, Deferred Retirees, Survivors and certain dependents; approving and authorizing various plans and agreements regarding Health Care, Dental, Supplemental Insurance, including flexible spending arrangements, for the aforementioned beneficiaries

**TAGGED BY COUNCIL MEMBERS WISEMAN, JOHNSON, EDWARDS, GARCIA, HOLM, SEKULA-GIBBS and KHAN**

This was Item 17 on Agenda of February 22, 2006

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

**ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER**

**NOTE** - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

**2/28/2006 – All Present**

**3/1/2006 – All Present**