

AGENDA - COUNCIL MEETING - TUESDAY - APRIL 18, 2006 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2006-0295 to 2006-0319
ORDINANCES – 2006-0346 to 2006-0380
RESOLUTION – None

2006-0294-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Wiseman

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

Motions 2006-0295 to 2006-0296 – Procedural motions

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - APRIL 19, 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 49

MISCELLANEOUS - NUMBERS 1 through 3

1. Ordinance 2006-0365

ORDINANCE appropriating \$102,232.68 out of Fire Consolidated Construction Fund as an additional appropriation for Downtown Fire Station No. 8 Pavement Removal Soil Remediation, under construction contract with **COLUMBIA ENVIRONMENTAL SERVICES, INC**, approved by Ordinance No. 2006-75, GFS C-0149-03-5 - **DISTRICT I - ALVARADO**

a. Motion 2006-0309

RECOMMENDATION from Director Building Services Department for approval of Change Order No. 2 in the amount of \$107,435.00 on contract with **COLUMBIA ENVIRONMENTAL SERVICES, INC** for Pavement Removal, Soil Remediation and Disposal for Downtown Fire Station No. 8, GFS C-0149-03-5 - **DISTRICT I - ALVARADO**

MISCELLANEOUS - continued

2. Motion 2006-0310

RECOMMENDATION from Director Health & Human Services Department for approval of revision of the clinic dental fee schedule for reimbursable dental procedures covered by Children's Health Insurance Program (CHIP) Dental for its enrollees

3. Motion 2006-0311

RECOMMENDATION from Director Department of Public Works & Engineering to approve refund for Water & Sewer Account to **MC PLAZA HOTEL L.P.** - \$44,491.90 - Enterprise Fund

DAMAGES - NUMBER 4

4. Motion 2006-0302

RECOMMENDATION from City Attorney for settlement of lawsuit styled **SOUTHWESTERN BELL TELEPHONE** vs. City of Houston; in the County Civil Court at Law No. Three (3) of Harris County, Texas, Cause No. 824,848 - \$55,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBERS 5 through 8

5. Motion 2006-0303

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$28,538,931.52 and acceptance of work on contract with **W. W. WEBBER, LLC (previously known as CHAMPAGNE-WEBBER, INC, TEXAS)** for Terminal "C" Southeast Ramp Upgrade and Widening at George Bush Intercontinental Airport/Houston; Project No. 554, CIP A-0184 and A-0377 - 01.54% under the original contract amount - **DISTRICT B - JOHNSON**

6. Motion 2006-0312

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$10,633,039.00 and acceptance of work on contract with **STEWART-MATL, LTD.** for Automated People Mover (APM) Maintenance & Storage Facility Building and Site Utilities at George Bush Intercontinental Airport Houston (IAH), Project No. 536B, CIP A-0354, A-0203 and A-0422 - 19.61% over the original contract amount - **DISTRICT B - JOHNSON**

7. Motion 2006-0313

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$710,079.71 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Parks Master Plan - Dodson Lake Park, GFS F-504A-19-3 - 00.16% over the original contract amount - **DISTRICT H - GARCIA**

8. Motion 2006-0304

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$752,342.50 and acceptance of work on contract with **CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Inspection and Rehabilitation by Point Repair Method, GFS R-0266-R8-3 (4277-12) - 00.64% under the original contract amount

PROPERTY - NUMBERS 9 and 10

9. Motion 2006-0305

RECOMMENDATION from Director Department of Public Works & Engineering to **RESCIND MOTION #2005-979, 10/12/05**, which authorized purchase of Parcel AY2-049, located at 9400 E. Avenue H, owned by Rafael Suarez and wife Maria A. Suarez, for the Central Street Grade Separation Project from Central Street Extension over Manchester Avenue to Train Yard, **TO AUTHORIZE** condemnation of said parcel - **DISTRICT I - ALVARADO**

PROPERTY - continued

10. Motion 2006-0306

RECOMMENDATION from City Attorney to purchase in lieu of condemnation Parcel AY2-041, located at 1503 Central Street, owned by Merichem Company, a Delaware corporation, for the **CENTRAL STREET GRADE SEPARATION PROJECT from Central Street Extension over Manchester Avenue to Train Yard, CIP/GFS N-0676-01-2 - \$32,205.00 - DISTRICT I - ALVARADO**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 13

11. Motion 2006-0307

FERRARA FIREFIGHTING APPARATUS for spending authority to purchase Repair Parts for Ferrara Pumper and Ladder Trucks for Houston Fire Department - \$30,000.00 - General Fund

12. Motion 2006-0308

AAR, INCORPORATED - \$380,275.00 and contingencies for an amount not to exceed \$399,288.75 for Asbestos Abatement, Demolition, Site Clean-up and **TECHNOLOGY SERVING PEOPLE, INC** - \$48,800.00 for Professional Environmental Consulting Services for the Police Department - Dangerous Building Consolidated Fund - **DISTRICT A - LAWRENCE**

13. Motion 2006-0314

PRINTRAK, A MOTOROLA COMPANY for Computer Maintenance and Support Services for the Automated Fingerprint Identification System for the Houston Police Department - \$197,496.00 General Fund

ORDINANCES - NUMBERS 14 through 49

14. Council Member Wiseman tagged

ORDINANCE amending City of Houston Ordinance No. 2006-255, relating to unauthorized Off-Premise Signs; providing for severability

15. Ordinance 2006-0348

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 3,036 square foot portion of Shearn Street, Parcel No. SY4-040A, and a 10,115 square foot portion of Sawyerdale Street, Parcel No. SY4-040B; vacating and abandoning Parcel SY4-040A to Target Corporation ("Target"), the abutting owner, and Parcel SY4-040B to Sawyer Heights Village, Ltd. ("Sawyer Heights"), the abutting owner, in consideration of (a) the conveyance to the City by Target of (I) a tract of land containing 4,426 square feet, more or less, Parcel No. AY4-040A, located on the plat of Howard Haynes Addition, Lot 1, Block 1, John Austin Survey, A-1, Harris County, Texas, and construction of a cul-de-sac thereon and on the dead-end of Crockett Street, (II) a 10-foot-wide waterline easement containing 1,978 square feet of land, more or less, Parcel No. KY4-179A, in said Howard Haynes Addition, and (III) a water meter easement containing 401 square feet, more or less, Parcel No. KY4-179B, located in said John Austin Survey; (b) the conveyance to the City by TPO-GP, Inc ("TPO" and, collectively with Target and Sawyer Heights, "owner") of a tract of land containing 5,157 square feet, more or less, Parcel No. AY4-040B, located in said John Austin Survey; (c) a \$9,107.00 carryover credit granted to owner and their successors and assigns for their excess portion of the transaction, to apply only toward the future abandonment and sale of street rights-of-way and/or easements; and (d) other good and valuable consideration - **DISTRICT H - GARCIA**

ORDINANCES - continued

16. Ordinance 2006-0349

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of a prescriptive sanitary sewer easement, Parcel SY5-024, vacating and abandoning said easement to West Dallas, Ltd., the abutting owner, in consideration of its conveyance to the City of a 10-foot-wide replacement sanitary sewer easement, Parcel DY5-006, and its payment of \$3,600.00 and other consideration to the City; the abandonment parcel and the conveyance parcel both being out of a 5.738-acre tract, located within Tract 3, Unrestricted Reserve A, Obedience Smith Survey, Abstract 696, Houston, Harris County, Texas - **DISTRICT D - EDWARDS**

17. Ordinance 2006-0350

ORDINANCE finding and declaring public convenience and necessity for the acquisition of rights-of-way in connection with the public improvement project known as the Fuqua Road Grade Separation at Mykawa Road Project; authorizing the acquisition of certain real property interests within the right-of-way alignment and payment of the costs of such purchases and/or condemnations of such real property and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of construction easements in, over, upon and across tracts of land situated in the William J. Lovett Survey, Abstract No. 526, and being more specifically situated out of Lot 199 of Langston Place Section Two, Subdivision 191 of Minnetex Place Subdivision, in Houston, Harris County, Texas, and Fee Simple Title to parcels of land situated in the William J. Lovett Survey, Abstract No. 526, and the William B. Walker Survey, A-857, Harris County, Texas, being more specifically located out Lots 190, 191, 192, 193, 194 of Minnetex Place Subdivision, Harris County, Texas, out of land described in deed records of Harris County in Volume 6033, Page 21, Volume 426, Page 17, Volume 3957, Page 554 and recorded under County Clerk File G544911 **DISTRICT E - WISEMAN**

18. Ordinance 2006-0366

ORDINANCE authorizing the City of Houston to apply for and receive grant funds from the **UNITED STATES DEPARTMENT OF JUSTICE** to fund the City of Houston Katrina Response Program; 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 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

19. Ordinance 2006-0367

ORDINANCE approving and authorizing application to the Office of the Governor, Criminal Justice Division, for assistance under the Juvenile Accountability Block Grant Program; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's Representative in the application process, with the authority to approve, accept, reject, alter or terminate such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

20. Ordinance 2006-0368

ORDINANCE approving and authorizing Resolution and submission of grant application, and further authorizing acceptance of Title V funding through the Office of the Governor's Criminal Justice Division to support the Mayor's After-School Achievement Program

21. Ordinance 2006-0369

ORDINANCE approving and authorizing Resolution and submission of grant application, and further authorizing acceptance of Juvenile Justice and Delinquency Prevention (JJDP) funding through the Office of the Governor's Criminal Justice Division to support the Mayor's After-School Achievement Program

ORDINANCES - continued

22. Ordinance 2006-0370

ORDINANCE approving and authorizing Resolution and submission of a nomination, by the Parks and Recreation Department to the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)**, of the Hermann Park Esplanade Enhancements Project for the Statewide Transportation Enhancement Program - **DISTRICT D - EDWARDS**

23. Ordinance 2006-0371

ORDINANCE approving and authorizing Resolution and submission of a nomination, by the Parks and Recreation Department to the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)**, of the Mason Park Bridge Project for the Statewide Transportation Enhancement Program **DISTRICT I - ALVARADO**

24. Ordinance 2006-0372

ORDINANCE approving and authorizing Resolution and submission of a nomination, by the Parks and Recreation Department to the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)**, of the Memorial Park Bridge Project for the Statewide Transportation Enhancement Program **DISTRICT G - HOLM**

25. Ordinance 2006-0380

ORDINANCE approving and authorizing Resolution and submission of a nomination, by the Parks and Recreation Department to the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)**, of the Native Naturalized Esplanades Project for the Statewide Transportation Enhancement Program - **DISTRICTS A - LAWRENCE; D - EDWARDS; H - GARCIA and I - ALVARADO**

26. Ordinance 2006-0373

ORDINANCE approving and authorizing Resolution and submission of candidate projects to the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for nomination under the Statewide Transportation Enhancement Program and Federal Funding under the Transportation Equity Act of 2005 to be administered by TXDOT, approving local matching funds for such projects, and authorizing the Mayor to sign the Resolution

27. Ordinance 2006-0374

ORDINANCE approving and authorizing submittal of grant application to the **U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA)** for a Mobile Laboratory to measure air toxics in the Houston Ship Channel Area, declaring the City's eligibility for such grant; authorizing the Director of the Health & Human Services Department to act as the City's Representative in the application process; authorizing the Director of Health & Human Services Department to accept the grant and the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant

Motion 2006-0298 – Suspend rules to consider Item 28 out of order

28. Ordinance 2006-0347

ORDINANCE approving and authorizing interlocal agreement between the City of Houston and the **MIDTOWN REDEVELOPMENT AUTHORITY** for the construction of an addition to the Houston Technology Center (402 and 410 Pierce Street) - **DISTRICTS D - EDWARDS and I - ALVARADO**

ORDINANCES - continued

29. Pulled-Not Considered

ORDINANCE appropriating \$1,500,000.00 out of TIRZ Affordable Housing Fund 872; deobligating \$1,500,000.00 of Federal "HOME" Funds appropriated by Ordinance 2004-562; amending Ordinance 2004-562 to substitute the funds hereby appropriated for the funds hereby deobligated as the funding source in connection with the construction costs of an apartment complex in the 100 block of Aldine-Bender Road, Houston, Texas, to house low and very-low income elderly residents; approving compromise and settlement agreement with **TX ALDINE-BENDER HOUSING, L.P.**, the owner of the apartment complex - **DISTRICT B - JOHNSON**

30. Council Members Wiseman, Sekula-Gibbs and Edwards tagged

ORDINANCE appropriating \$800,000.00 out of TIRZ Affordable Housing Fund 872; deobligating \$800,000.00 of Federal "HOME" Funds appropriated by Ordinance 2003-1259; amending Ordinance 2003-1259 to substitute the funds hereby appropriated for the funds hereby deobligated as the funding source in connection with the construction costs of an apartment complex in the 5000 and 5100 blocks of Airline Drive, Houston, Texas, to house low and very-low income elderly residents; approving compromise and settlement agreement with **PRIMROSE HOUSTON 7 HOUSING, L.P.**, the owner of the apartment complex - **DISTRICT H - GARCIA**

31. Ordinance 2006-0375

ORDINANCE approving and authorizing first amendment to contract with **HOUSTON BUSINESS DEVELOPMENT, INC (Formerly known as the HOUSTON SMALL BUSINESS DEVELOPMENT CORPORATION)** to provide additional Community Development Block Grant ("CDBG") Funds in the amount of \$300,000.00 to implement a Micro-Enterprise Express Loan Program

32. Ordinance 2006-0351

ORDINANCE consenting to the addition of 1.0993 acres of land to **CYPRESS HILL MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district

33. Ordinance 2006-0352

ORDINANCE consenting to the addition of 3.51 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 109**, for inclusion in its district

34. Ordinance 2006-0353

ORDINANCE consenting to the addition of 133.5590 acres of land to **HARRIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 84**, for inclusion in its district

35. Pulled-Not Considered

ORDINANCE approving and authorizing Communication Equipment License between the City of Houston and **HOUSTON CELLULAR TELEPHONE COMPANY, LP, BY ITS GENERAL PARTNER, NEW CINGULAR WIRELESS PCS, LLC** at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B - JOHNSON**

36. Ordinance 2006-0354

ORDINANCE appropriating \$150,000.00 out of Airport System Consolidated 2001 AMT Construction Fund (548) as an additional appropriation for payments required by the Federal Uniform Relocation Assistance Act to persons displaced from property acquired for a Noise Compatibility Program at Bush Intercontinental Airport, CIP A-0476-71.1, (approved by Ordinances 2003-1300, 2004-0617, 2004-1068 and 2005-0676) (Project 617) - **DISTRICT B - JOHNSON**

ORDINANCES - continued

37. Ordinance 2006-0355

ORDINANCE issuing permit to **SYSCO CORPORATION** for constructing, using, occupying, operating, maintaining and repairing a 48-inch private storm sewer across, along, under and within Enclave Parkway, 255 feet north of Forkland Drive, a public street right-of-way of the City of Houston, Texas; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT C - CLUTTERBUCK**

38. Ordinance 2006-0356

ORDINANCE appropriating \$1,739,110.00 out of Water & Sewer System Consolidated Construction Fund as additional funding for an engineering services agreement between the City of Houston and **CORRPRO COMPANIES, INC** for Corrosion Prevention and Rehabilitation Program for Water and Wastewater Mains, CIP S-0037-02-2; providing a maximum contract amount - \$157,448.00 - Enterprise Fund

39. Ordinance 2006-0357

ORDINANCE appropriating \$87,518.19 out of Drainage Improvement Commercial Paper Series F Fund and \$171,811.26 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for Construction of the City's Water, Sanitary, and Storm Sewer Lines in the Downtown/Midtown Transit Streets Program - Smith Street from Spur 527 to West Gray, GFS S-0443-12-3, R-0537-34-3 & M-0671-12-3, under Transportation Improvement Agreement with the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY** (approved by Ordinance No. 93-274); providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series and the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS**

40. Ordinance 2006-0358

ORDINANCE appropriating \$720,692.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation and approving and authorizing first amendment to Professional Engineering Services Contract with **PATE ENGINEERS, INC** for Hayes Street Paving Improvements from Briar Forest to Lakeside Place, GFS N-0780-02-2 (SB9132-02) and Yale Street Rehabilitation from IH-10 to IH-610, GFS N-0724-01-2 (SB9202), (approved by Ordinance No. 2005-557); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS G - HOLM and H - GARCIA**

41. Ordinance 2006-0359

ORDINANCE appropriating \$430,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation and approving and authorizing first amendment to Professional Engineering Services Contract with **WESTON SOLUTIONS, INC** for Wastewater Treatment Plants Improvements, GFS R-0265-37-2 (WW4883), (approved by Ordinance No. 2005-0331); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - HOLM**

42. Ordinance 2006-0360

ORDINANCE appropriating \$550,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation and approving and authorizing first amendment to Professional Engineering Services Contract with **ARCADIS G & M, INC** (approved by Ordinance No. 2005-0332) for Lift Station Renewal and Replacement, GFS R-0267-84-2 (WW4885); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and E - WISEMAN**

ORDINANCES - continued

43. Ordinance 2006-0361

ORDINANCE appropriating \$97,750.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Construction Management and Inspection Services Contract between the City of Houston and **SCL ENGINEERING** for Construction Management and Inspection Services associated with the Replacement of the Ridgecreek Wastewater Lift Station and Rehabilitation of the Synott No. 2 Lift Station, GFS R-0267-82-3 (WW4861-04) and GFS R-0267-85-3 (WW4861-06) - **DISTRICTS D - EDWARDS and G - HOLM**

44. Ordinance 2006-0362

ORDINANCE appropriating \$1,623,006.00 out of Series E Commercial Paper Metro Projects Fund, \$375,000.00 out of Street & Bridge Construction Fund and \$84,356.00 out of Water & Sewer System Consolidated Construction Fund; awarding construction contract to **LONE STAR ROAD CONSTRUCTION, LTD.**, for Hillcroft Avenue Paving Project, GFS N-0792-01-3 (SB9206); 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 Series E Commercial Paper Metro Projects Fund, the Street & Bridge Construction Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS**

45. Ordinance 2006-0363

ORDINANCE appropriating \$2,416,400.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in the Lindale Area, GFS S-0035-C7-3 (WA10789); 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, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT H - GARCIA**

46. Council Member Brown tagged

ORDINANCE awarding construction contract to **PACE SERVICES, L.P.** for Construction of Water, Sanitary Sewer and Storm Drainage Systems to serve Section Two of the Majestic Estates Subdivision; approving and authorizing an assignment of the construction contract to Majestic Homebuilders, Inc., CIP S-0800-G3-3 & R-0800-G3-3 (DPC-092) - **DISTRICT E - WISEMAN**

47. Council Member Wiseman tagged

ORDINANCE appropriating \$1,695,671.13 out of Parks Consolidated Construction Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for Construction of Blackhawk Park, GFS F-504B-07-3; 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; providing funding for engineering and testing services, construction management, Civic Art, and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT E - WISEMAN**

48. Ordinance 2006-0364

ORDINANCE appropriating \$395,166.25 out of Parks Consolidated Construction Fund; awarding construction contract to **RESICOM, INC** for Construction of Grady Park, GFS F-504B-11-3; 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; providing funding for engineering and testing services, construction management and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT G - HOLM**

ORDINANCES - continued

49. Pulled-Not Considered

ORDINANCE approving and authorizing the fourth amendment to contract between the City of Houston and **McCLELLAN ENTERPRISES INC** for Melrose Golf Course Concession

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 50 and 51

PROPERTY

50. Motion 2006-0315

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Shelley Barrett of R. G. Miller Engineers, Inc., on behalf of Memorial Hermann Hospital System (Dan S. Wilford, President), for abandonment and sale of a portion of West 27th Street, from ±245 feet west of Ella Boulevard west to its dead-end, in exchange for the conveyance to the City of a full-width utility easement, all located in the Resubdivision of Shady Acres Second Addition, Henry Reinerman Survey, A-644, Parcels SY6-062 and VY6-021 – **(Frank Flores and John Fox, appointed – Patrick O’Connor, alternate) - TWO APPRAISERS and one ALTERNATE APPRAISER DISTRICT H - GARCIA**

51. Motion 2006-0316

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Frank B. Petrosky, Landtech Consultants, Inc., on behalf of the Housing Authority of the City of Houston, for abandonment and sale of the Lawn Street cul-de-sac and a 10-foot-wide water main easement, both located in the plat of Lincoln Park Apartments, Parcels SY6-079A and SY6-079B – **(Travis Cooper and George Wyche, appointed – Jasmine Quinerly, alternate) - TWO APPRAISERS and one ALTERNATE APPRAISER - DISTRICT B - JOHNSON**

MATTERS HELD - NUMBERS 52 through 61

52. Motion 2006-0317 – Postpone one (1) week

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt 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**
TAGGED BY COUNCIL MEMBERS LAWRENCE and KHAN
This was Item 31 on Agenda of April 12, 2006

53. Motion 2006-0318 – Adopt

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Finance & Administration to award to **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 - **TAGGED BY COUNCIL MEMBER WISEMAN**
This was Item 9 on Agenda of April 12, 2006

MATTERS HELD - continued

54. Motion 2006-0319 – Adopt

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Finance & Administration to award to **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 - **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 10 on Agenda of April 12, 2006

55. Motion 2006-0300 – Refer back to the Administration

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

This was Item 10-1 on Agenda of April 12, 2006

56. Ordinance 2006-0376

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 **TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 19 on Agenda of April 12, 2006

57. Motion 2006-0299

WRITTEN Motion by Council Member Garcia to amend Item 57A below 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.”

TAGGED BY COUNCIL MEMBER WISEMAN

a. Ordinance 2006-0346

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

TAGGED BY COUNCIL MEMBER WISEMAN

This was Item 20 on Agenda of April 12, 2006

58. Motion 2006-0301 – Postpone one (1) week

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

TAGGED BY COUNCIL MEMBERS WISEMAN, SEKULA-GIBBS and HOLM

This was Item 22 on Agenda of April 12, 2006

MATTERS HELD - continued

59. Ordinance 2006-0377

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** - **TAGGED BY COUNCIL MEMBER WISEMAN**
This was Item 23 on Agenda of April 12, 2006

60. Ordinance 2006-0378

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
TAGGED BY COUNCIL MEMBER WISEMAN
This was Item 24 on Agenda of April 12, 2006

61. Ordinance 2006-0379

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** - **TAGGED BY COUNCIL MEMBER ALVARADO**
This was Item 29 on Agenda of April 12, 2006

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Holm 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

**4/18/2006 – Mayor White and Council Member Wiseman absent on City business
Council Member Green out of the City on City business**

4/19/2006 – Council Member Green out of the City on City business