

AGENDA - COUNCIL MEETING - WEDNESDAY - JANUARY 4, 2006 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2006-0004 to 2006-0014
ORDINANCES – 2006-0001 to 2006-0015
RESOLUTIONS - None

2006-0003-1

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Wiseman

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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 2006-0004 - Procedural motion

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 24

MISCELLANEOUS - NUMBERS 1 and 2

1. Motion 2006-0005

REQUEST from Mayor for confirmation of the appointment of **MS. ANN KAUFMAN** to Position One of the **JOINT CITY/COUNTY COMMISSION ON CHILDREN**, for a term to expire December 31, 2006

2. Motion 2006-0006

REQUEST from Mayor for confirmation of the appointment of **MS. NINA ZILKHA**, to Position Eight of the **HOUSTON PARKS BOARD**, for a term to expire January 1, 2008

ACCEPT WORK - NUMBERS 3 through 6

3. Motion 2006-0008

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$446,018.00 and acceptance of work on contract with **AAR INCORPORATED** for Post Closure Soil Removal and Site Improvements at 1300 Dart Street, GFS G-0071-06-5 - 04.79% over the original contract amount - **DISTRICT H – GARCIA**

ACCEPT WORK - continued

4. Motion 2006-0007

RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$3,889,128.00 and acceptance of work on contract with **SWINERTON BUILDERS (formerly known as Swinerton & Walberg Co.)** for Terminal B Tenant Space Alterations at George Bush Intercontinental Airport/Houston; Project No. 533C; CIP A-0425 and A-0131 - 03.69% over the original contract amount - **DISTRICT B - JOHNSON**

5. Council Members Edwards and Green tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,241,210.58 awarded to **ENVIRONMENTAL ENGINEERS AND CONSTRUCTORS II, LTD.** and acceptance of work by final payment to the surety, **ST. PAUL TRAVELERS BOND, SURETY COMPANY** for Chocolate Bayou Wastewater Treatment Plant Improvements, GFS R-0512-10-3 (4768-3) - 00.66% over the original contract amount - **DISTRICT D - EDWARDS**

6. Motion 2006-0009

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,337,632.89 and acceptance of work on contract completed by the surety, **FIDELITY GUARANTY INSURANCE UNDERWRITERS, INC** on contract awarded to **PATE & PATE ENTERPRISES, INC** for Willow Meadows Relief Sewer, GFS R-2011-05-3 (4715) - 02.68% under the original contract amount - **DISTRICT C - CLUTTERBUCK**

PROPERTY - NUMBER 7

7. Council Member Garcia tagged

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY5-042, located in the 1200 block of Allen Street, owned by Southern Pacific Transportation Company, Paul G. Farrell, Senior Manager Contracts, for the **HOUSTON HERITAGE CORRIDOR BAYOU TRAILS EAST HIKE AND BIKE PROJECT**, CIP N-0420-17A-1 - \$356,675.00 - Street and Bridge Consolidated Construction Fund - **DISTRICT H - GARCIA**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 and 9

8. Motion 2006-0010

MOTOROLA, INC for Upgrades for Spectra Mobile Radios for Police Department - \$508,750.00 General Fund

9. Council Member Wiseman tagged

AMEND MOTION #2000-1552, 12/20/00, as amended by MOTION #2003-1450 and #2004-1056 TO EXTEND expiration date from June 22, 2006 to June 30, 2009, and **TO INCREASE** spending authority from \$1,429,193.40 to \$2,626,842.20 for a Vehicle Locator System for Various Departments, awarded to **TELETRAC, INC** - General, Enterprise and Other Funds

ORDINANCES - NUMBERS 10 through 24

10. Council Members Wiseman and Khan tagged

ORDINANCE **AMENDING CHAPTER 40 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Sale of Used Motor Vehicles at certain locations; containing findings and other provisions relating to the foregoing subject; providing for severability

ORDINANCES - continued

11. Ordinance 2006-0005

ORDINANCE relating to safety codes adopted for the protection and preservation of lives and property from fire and other perils; amending the Construction Code of the City of Houston, and containing other provisions relating to the foregoing subject; containing a repealer; containing a savings clause; providing for severability

12. Ordinance 2006-0006

ORDINANCE approving and authorizing Amendment No. 3 to a lease agreement between the City of Houston and **WILSON AIR CENTER - HOUSTON, INC** at William P. Hobby Airport Revenue - **DISTRICT I - ALVARADO**

13. Ordinance 2006-0007

ORDINANCE approving and authorizing the Mayor to accept Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant offers up to \$60,000,000.00 for Projects at George Bush Intercontinental Airport/Houston; CIP A-0304, A-0444 and A-0476, William P. Hobby Airport; CIP A-0312 and A-0379, and Ellington Field; CIP A-0470, A-0544 and A-0428; declaring the City's eligibility for such grants - **DISTRICTS B - JOHNSON; E - WISEMAN and I - ALVARADO**

14. Ordinance 2006-0001

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 468**

15. Council Member Lawrence tagged

ORDINANCE approving and authorizing interlocal agreement between the City and **HARRIS COUNTY FLOOD CONTROL DISTRICT** for Channel Improvements along Vogel Creek from Confluence of White Oak Bayou to Arncliffe Drive, GFS N-0793-01-2 (SB9220) - **DISTRICTS A - LAWRENCE and B - JOHNSON**

16. Ordinance 2006-0008

ORDINANCE approving and authorizing contract between the City of Houston and **INDUSTRIAL/ORGANIZATIONAL SOLUTIONS, INC** for Professional services in connection with the development and delivery of written test and assessment center process for promotion to the rank of Police Captain in the Houston Police Department - \$98,655.00 General Fund

17. Ordinance 2006-0009

ORDINANCE establishing south side of the 1700 block of Albans 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; making finding and containing other provisions related thereto - **DISTRICT C - CLUTTERBUCK**

18. Ordinance 2006-0010

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of Kendall Street right-of-way (Parcel No. IT6-005), from Lovejoy Street northward 135 feet, more or less, to its dead-end, being out of the replat of Shannon Addition, S.M. Williams Survey, A-87, Harris County, Texas and being located within a 10-acre tract currently owned by the City of Houston; vacating and abandoning said parcel to the City of Houston, fee owner, for the purposes of creating an unencumbered fee ownership to the abutting 10-acre tract necessary to complete the sale of the 10-acre tract, previously authorized by Ordinance No. 05-1223; containing various findings and other provisions related to the subject - **DISTRICT H - GARCIA**

ORDINANCES - continued

19. Ordinance 2006-0011

ORDINANCE appropriating \$271,406.50 out of Water & Sewer System Consolidate Construction Fund and \$243,000.00 out of TIRZ Affordable Housing Fund, and approving and authorizing developer participation contract between the City of Houston and **S.S.M., L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve section Four of the West Orem place Subdivision (CIP R-0800-H2-3 and S-0800-H2-3) - **DISTRICT D - EDWARDS**

20. Ordinance 2006-0012

ORDINANCE appropriating \$62,990.55 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing developer participation contract between the City of Houston and **SAWYER HEIGHTS VILLAGE, LTD** for Construction of Sanitary Sewer Lines to serve its development on Shearn Street; CIP R-0802-38-03 - **DISTRICT H - GARCIA**

21. Ordinance 2006-0002

ORDINANCE appropriating \$100,548.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing developer participation contract between the City of Houston and **MANAGEMENT INVESTMENT SERVICES OF TEXAS, INC** for Construction of Sanitary Sewer Lines to serve its development on Fannin Street; CIP S-0802-37-3 and R-0802-37-3 - **DISTRICT D - EDWARDS**

22. Ordinance 2006-0003

ORDINANCE appropriating \$115,720.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for professional engineering services contract between the City of Houston and **JNS CONSULTING ENGINEERS, INC** for Design of reconstruction of Mesa Road from Green River to Little York Road (approved by Ordinance No. 98-1126); GFS N-0680-01-2 (SB9100); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - JOHNSON**

23. Ordinance 2006-0004

ORDINANCE appropriating \$4,804,964.00 out of Water & Sewer System Consolidate Construction Fund, awarding contract to **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0266-E9-3 (WW4257-68), setting a deadline for the bidder's execution of the contract and deliver 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

24. Ordinance 2006-0013

ORDINANCE appropriating \$5,315,402.00 out of Water & Sewer System Consolidate Construction Fund, awarding contract to **PM CONSTRUCTION & REHAB., L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0294-10-3 (WW4257-71), setting a deadline for the bidder's execution of the contract and deliver 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 - **DISTRICTS D - EDWARDS; E - WISEMAN; H - GARCIA and I - ALVARADO**

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 25 through 29

25. Motion 2006-0011

MOTION by Council Member Quan /Seconded by Council Member Sekula-Gibbs to adopt recommendation from Director Finance & Administration to **AMEND MOTION #2005-901, 9/14/05**, which authorized condemnation of Parcels AY2-173 and AY2-173A, located in the 2300 block of Dixie Drive, for the **COLUMBIA TAP HIKE AND BIKE TRAIL PROJECT, TO REFLECT** that Parcel AY2-173A is a Temporary Construction Easement, CIP N-0420-22-2 - **DISTRICT D - EDWARDS**

TAGGED BY COUNCIL MEMBERS GREEN and SEKULA-GIBBS

This was Item 9 on Agenda of December 20, 2005

26. Motion 2006-0012

MOTION by Council Member Khan/Seconded by Council Member Quan to adopt recommendation from Director Finance & Administration to award to **PHILPOTT MOTORS, LTD.** for Automobiles and Utility Vehicles from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Public Works & Engineering and Police Departments - \$1,798,256.00 - Grant and Other Funds - **TAGGED BY COUNCIL MEMBER HOLM**

This was Item 16 on Agenda of December 20, 2005

27. Motion 2006-0013

MOTION by Council Member Khan/Seconded by Council Member Quan to adopt recommendation from Director Finance & Administration to **AMEND MOTION #2005-176, 2/23/05, TO PURCHASE** additional Hybrid-Electric Sedans for Various Departments, awarded to **PHILPOTT MOTORS, LTD.** - \$719,141.00 - Enterprise and Other Funds

TAGGED BY COUNCIL MEMBER HOLM

This was Item 18 on Agenda of December 20, 2005

28. Ordinance 2006-0014

ORDINANCE approving and authorizing first amendment to an Electric Supply Agreement between the City of Houston and **TEXAS GENERAL LAND OFFICE** (approved by Ordinance No. 04-0273); providing a maximum contract amount

TAGGED BY COUNCIL MEMBERS QUAN and KHAN

This was Item 27 on Agenda of December 20, 2005

29. Ordinance 2006-0015

ORDINANCE appropriating \$181,486.36 out of Street & Bridge Consolidated Construction Fund for Landscaping and Beautification of City Streets and Thoroughfares, GFS N-0675-06-3 (SB9126-02); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - LAWRENCE; B - GALLOWAY; D - EDWARDS; E - WISEMAN; G - HOLM and H - GARCIA** - **TAGGED BY COUNCIL MEMBER GOLDBERG**

This was Item 40 on Agenda of December 20, 2005

Motion 2006-0014 - Suspend rules to remain in session beyond the scheduled noon recess to complete the Agenda

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

1/04/2006 - All Present