

**AGENDA - COUNCIL MEETING - TUESDAY - JULY 25, 2006 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2006-0643 to 2006-0670**  
**ORDINANCES – 2006-0775 to 2006-0791**  
**RESOLUTION – None**

**2006-0642-1**

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

**1:30 P. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

**2:00 P. M. - PUBLIC SPEAKERS** - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

**Motions 2006-0643 to 2006-0647 – Procedural motions**

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

**RECONVENE**

**WEDNESDAY - JULY 26, 2006 - 9:00 A. M.**

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

**HEARING - 9:00 A.M.**

**Motions 2006-0648 to 2006-0649 – Procedural motions**

**1. Motions 2006-0650 – Close hearing**

City Council will conduct a hearing regarding the Juvenile Curfew Ordinance (Ch. 28, Art. V, City of Houston Code of Ordinances) to determine whether the Curfew Ordinance should be modified. Copies of the Curfew Ordinance and data provided by the Houston Police Department are available for inspection in the Office of the City Secretary  
To reserve time to appear and testify call the Office of the City Secretary (713) 247-1840 prior to the commencement of the hearing. Alternatively written comments may be submitted to the Office of the City Secretary.

**MAYOR'S REPORT** - General Obligation Bond Authorization - **Presented**

CONSENT AGENDA NUMBERS 2 through 46

MISCELLANEOUS - NUMBERS 2 through 4

2. **Motion 2006-0651**

REQUEST from Mayor for confirmation of the appointment of the following to the **BUILDING AND STANDARDS COMMISSION**:

PANEL D:

- Position 3 - **MS. MARCIA A. PERRY**, for a term to expire December 31, 2006
- Position 4a - **MS. SUSANI N. H. CLAYTON**, for a term to expire December 31, 2007

3. **Motion 2006-0652**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON COMMISSION ON DISABILITIES**:

- Position One - **MS. PAM MACKIE**, appointment, for an unexpired term ending July 26, 2007
- Position Two - **MS. ROBBIE MARIE ARRINGTON**, appointment, for a term to expire July 26, 2008
- Position Four - **MS. SOPHEAK PEN**, appointment, for a term to expire July 26, 2008
- Position Six - **MR. DAVID A. FOWLER**, reappointment, for a term to expire July 26, 2008
- Position Seven - **MS. TERI WATHEN**, appointment, for a term to expire July 26, 2007
- Position Eight - **MR. SCOTTY MACCLYMONDS**, appointment, for a term to expire July 26, 2008
- Position Ten - **MS. E. VERNELL JESSIE**, reappointment, for a term to expire July 26, 2008
- Position Twelve - **MS. EVE CUGINI**, appointment, for a term to expire July 26, 2008
- Alternate Position Two - **DR. STANLEY J. ZIMMERMAN**, appointment, for a term to expire July 26, 2008
- Alternate Position Four - **MR. DIEGO DEMAYA**, appointment, for a term to expire July 26, 2008

**Motion 2006-0669 - Call the question on Item 4**

4. **Motion 2006-0670 – Adopt without amendment**

RECOMMENDATION from Director Department of Planning & Development for the designation of four residential parking permit areas and related parking regulations in the Super Neighborhoods of University Place, Neartown-Montrose, and Upper Kirby / Greenway Area ~~and to [amend Motion #2002-237 to extend parking regulations for an existing permit area]~~ – **Council Member Edwards tagged - DISTRICTS C - CLUTTERBUCK and D - EDWARDS**

ACCEPT WORK - NUMBERS 5 through 11

5. **Motion 2006-0656**

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$326,351.41 and acceptance of work on contract with **COLUMBIA ENVIRONMENTAL SERVICES, INC** for Downtown Fire Station No. 8, Pavement Removal, Soil Remediation and Disposal, GFS C-0149-03-5 - 52.90% over the original contract amount - **DISTRICT I - ALVARADO**

6. **Motion 2006-0653**

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$1,112,463.64 and acceptance of work on contract with **TEXAS LIQUA TECH SERVICES, INC** for Police Administration Building Repairs, GFS G-0072-08-3 - 03.76% over the original contract amount - **DISTRICT I - ALVARADO**

**ACCEPT WORK** - continued

**7. Council Member Edwards tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,642,039.75 and acceptance of work on contract with **ACM CONTRACTORS, INC** for Neighborhood Street Reconstruction Project No. 432B, GFS N-0364-04-3 (SB9133) - 03.34% over the original contract amount - **DISTRICT D - EDWARDS**

**8. Council Member Edwards tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,331,729.07 and acceptance of work on contract with **ALLCO, INC** for Sanitary Sewer Rehabilitation by Point Repair Method, GFS R-0266-80-3 (4235-8) - 10.32% under the original contract amount

**9. Council Members Edwards, Alvarado and Green tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$912,142.26 and acceptance of work on contract with **RELIANCE CONSTRUCTION SERVICES, L.P.** for Water Line Replacement Project in Airport South Subdivision and Yale Street Bridge Crossing, GFS S-0035-A1-3 (WA10761) - 04.63% under the original contract amount - **DISTRICTS D - EDWARDS and H - GARCIA**

**10. Council Member Edwards tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,103,037.99 and acceptance of work on contract with **R. K. WHEATON, INC** for Construction of Water Line Replacement in Sunbeam Area, GFS S-0035-A9-3 (WA10769) - 04.45% under the original contract amount - **DISTRICT D - EDWARDS**

**11. Council Member Edwards tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$7,829,129.50 and acceptance of work on contract with **JALCO, INC** for Slipline of existing 42-inch water line with 36-inch HDPE from Holmes Road to Sims Bayou Pump Station, GFS S-0900-A8-3 (WA10448-10) - 04.19% under the original contract amount **DISTRICTS C - CLUTTERBUCK and D - EDWARDS**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 12 through 23

**12. Council Member Wiseman tagged**

**REPUBLIC WASTE SERVICES OF TEXAS, LTD.** for Two Self-Contained Compactors for Houston Airport System - \$43,094.00 - Enterprise Fund

**13. Motion 2006-0654**

**TOMMIE VAUGHN MOTORS, INC** - \$175,488.00 and **PHILPOTT MOTORS, LTD. d.b.a. PHILPOTT FORD** - \$35,593.00 for Aircraft Rescue & Firefighting Vehicles for Houston Airport System - Enterprise Fund

**14. Motion 2006-0657**

**XEROX** for spending authority to lease a Wide-Format Scanner/Copier from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Building Services Department - \$55,256.40 - General Fund

**15. Motion 2006-0658**

**DUNCAN PARKING TECHNOLOGIES, INC** - \$305,000.00 and **POM INCORPORATED** \$95,000.00 for Parking Meter Parts for Convention & Entertainment Facilities Department General Fund

**PURCHASING AND TABULATION OF BIDS** - continued

16. **Motion 2006-0655**  
**FERRARA FIRE APPARATUS, INC** for Ladder Truck Repair Service for Fire Department  
\$58,932.50 - General Fund
17. **Motion 2006-0659**  
**VARIAN, INC** for One Spectrometer from the State of Texas Building and Procurement  
Commission's Contract through the State of Texas Cooperative Purchasing Program for  
Health & Human Services Department - \$85,995.00 - Grant Fund
18. **Motion 2006-0660**  
**Q-STAR TECHNOLOGY, LLC** for Cameras for Parks & Recreation Department - \$54,435.00  
Grant Fund
19. **Motion 2006-0661**  
**CHOICEPOINT GOVERNMENT SERVICES, INC** for spending authority to purchase  
background retrieval database services from the State of Texas Building and Procurement  
Commission's Contract through the State of Texas Cooperative Purchasing Program for  
Houston Police Department - \$144,000.00 - General Fund
20. **Council Member Lawrence tagged**  
**ADOBE EQUIPMENT** for spending authority to Address Emergency Retrofit of Fuel Transport  
Vehicles for Department of Public Works & Engineering - \$236,500.00 - Fleet Management  
Fund
21. **Motion 2006-0662**  
**OIL PATCH-BRAZOS VALLEY, INC** for spending authority to Address Emergency Purchase  
of Fuel Transportation Services for Various Departments - \$124,775.00 - Central Service  
Revolving Fund
22. **Motion 2006-0663**  
**ADA RESOURCES, INC** for spending authority to Address Emergency Purchase of Texas  
Low Emission Diesel and Reformulated Unleaded Fuel for Various Departments -  
\$3,099,698.67 Central Service Revolving Fund
23. **Motion 2006-0664**  
**MOTIVA ENTERPRISES LLC** for spending authority to Address Emergency Purchase of  
Texas Low Emission Diesel and Reformulated Unleaded Fuel for Various Departments -  
\$11,937,957.00 Central Service Revolving Fund

**ORDINANCES** - NUMBERS 24 through 46

24. **Ordinance 2006-0783**  
**ORDINANCE AMENDING ARTICLE VII OF CHAPTER 33 OF THE CODE OF  
ORDINANCES, HOUSTON, TEXAS**, relating to Historic Preservation
25. **Omitted**

**ORDINANCES** - continued

**26. Ordinance 2006-0775**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (1) a portion of the street right-of-way of Hurley Street, from Shoreham Avenue East to its terminus, containing 4,012 square feet of land, more or less, Parcel SY5-059, vacating and abandoning said tract of land to Key West Interests, LLC, abutting owner, in consideration of said owner's dedication of Parcel VY5-013, a 5-foot utility easement containing 200 square feet of land, more or less, located on the plat of Shoreham Place Subdivision, Houston, Harris County, Texas, and payment of \$3,912.00, and (2) a portion of the street right-of-way of Hurley Street, from Shoreham Avenue East to its terminus, containing 4,012 square feet of land, more or less, Parcel SY5-062, vacating and abandoning said tract of land to Jose Raul Velazco, abutting owner, in consideration of said owner's dedication of Parcel VY5-014, a 5-foot utility easement containing 200 square feet of land, more or less, located on the plat of Shoreham Place Subdivision, Houston, Harris County, Texas, and payment of \$3,912.00, and other consideration to the City - **DISTRICT H - GARCIA**

**27. Ordinance 2006-0776**

ORDINANCE approving and authorizing Special Warranty Deed conveying to Southern Stone Properties, Inc., a parcel of land containing 7,403 square feet, more or less, being out of Lot 2, Block 3, Settegast Gardens Subdivision, Section 1, located in J. L. Stanley Survey, A-700, Harris County, Texas (excess North Wayside Drive right-of-way located at North Wayside Drive at Saint Louis, Parcel S85-052); and in consideration of Southern Stone Properties, Inc's., payment of \$13,254.00, and other consideration to the City - **DISTRICT B - JOHNSON**

**28. Ordinance 2006-0777**

ORDINANCE approving and authorizing Special Warranty Deed conveying to Southern Stone Properties, Inc., a parcel of land containing 15,807 square feet, more or less, being out of Lot 2 and Lot 4, Block 4, Settegast Gardens Addition Subdivision, located in J. L. Stanley Survey, A-700, Harris County, Texas (excess North Wayside Drive right-of-way located at North Wayside Drive at Howton Street, Parcel S85-074); and in consideration of Southern Stone Properties, Inc's., payment of \$25,000.00, and other consideration to the City - **DISTRICT B - JOHNSON**

**29. Ordinance 2006-0778**

ORDINANCE repealing Ordinance Number 87-862, rescinding authority set out therein to sell a certain parcel to Frank J. Cade because bidder failed to consummate the purchase; declaring Parcel Number S84-072 to be surplus property, and approving authorizing the sale of said parcel by sealed bid sale, subject to the City's Billboard Restrictions, all easements, all public utilities, and the applicable covenants, conditions and restrictions - **DISTRICT D - EDWARDS**

**30. Ordinance 2006-0779**

ORDINANCE consenting to the addition of 5.3888 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 48**, for inclusion in its district

**31. Ordinance 2006-0780**

ORDINANCE consenting to the addition of 158.36 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 12**, for inclusion in its district

**32. Ordinance 2006-0784**

ORDINANCE establishing the north and south sides of the 300 block of East 25th Street and the south side of the 400 block of East 25th Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas **DISTRICT H - GARCIA**

**ORDINANCES** - continued

**33. Ordinance 2006-0781**

ORDINANCE establishing the north and south sides of the 4400 and 4500 blocks of Walker Street within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - ALVARADO**

**34. Ordinance 2006-0785**

ORDINANCE issuing permit to **CHRISTUS ST. JOSEPH'S HEALTH SYSTEM, A Texas Nonprofit corporation**, for using, occupying, operating, maintaining and repairing a transformer vault, an overpass over LaBranch Street and subterranean tunnels under LaBranch and Crawford Streets, a utility tunnel under Calhoun Avenue, column footings in Calhoun Avenue right-of-way, and a four-inch steam supply line and one and one-half inch condensate return line under Jackson Street; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT I - ALVARADO**

**35. Ordinance 2006-0782**

ORDINANCE issuing permit to **VALERO TERMINALING AND DISTRIBUTION COMPANY** to own, acquire, construct, operate, maintain, improve, repair, and replace pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued - **DISTRICTS E - WISEMAN and I - ALVARADO**

**36. Council Member Wiseman tagged**

ORDINANCE approving and authorizing contract between the City and the **U. S. DEPARTMENT OF HEALTH & HUMAN RESOURCES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for Participation in a National Network for Laboratory Surveillance known as Pulsenet USA Public Health Laboratories

**37. Ordinance 2006-0786**

ORDINANCE approving and authorizing first amendment to contract between the City and **SCIENTIFIC TECHNOLOGIES CORPORATION** for additional Technological Modifications to the Houston-Harris County Immunizations Registry

**38. Not Received – Not Considered**

ORDINANCE approving and authorizing interlocal agreement between the City of Houston and **HARRIS COUNTY** to receive and utilize funds from the Metropolitan Statistical Area Cities Readiness Initiative Grant - \$73,161.00 - Grant Fund

**39. Council Member Wiseman tagged**

ORDINANCE approving and authorizing first amendment to contract between the City and **BAKER BOTTS L.L.P.** for Legal Services pertaining to Houston's SafeClear Program

**40. Ordinance 2006-0787**

ORDINANCE approving and authorizing contract between the City and **AMIGOS LIBRARY SERVICES** for Virtual Reference Services for the Houston Area Library System; providing a maximum contract amount - \$244,005.00 - Grant Fund

**41. Ordinance 2006-0788**

ORDINANCE amending Ordinance Number 2001-849 to increase the maximum contract amount of contract between the City of Houston and **STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES** for Telecommunications and Internet Services Citywide \$396,291.00 - Central Service Revolving Fund

**ORDINANCES** - continued

**42. Ordinance 2006-0789**

ORDINANCE approving and authorizing grant agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Impaired Driving Mobilization Selective Traffic Enforcement 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

**43. Ordinance 2006-0790**

ORDINANCE awarding contract to **HOUCHEN BINDERY LTD. AND DIVISIONS** for Bookbinding, Rebinding and Repair Services for the Library Department; providing a maximum contract amount 3 Years with two one-year options - \$311,606.25 - General Fund

**44. Ordinance 2006-0766 – Passed third and final reading**

ORDINANCE No. 2006-766, passed second reading July 12, 2006

ORDINANCE granting to **UNITED WASTE SERVICES, INC, a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**

**45. Ordinance 2006-0755 – Passed third and final reading**

ORDINANCE No. 2006-755, passed second reading July 12, 2006

ORDINANCE granting to **SURE DISPOSAL SERVICES, INC a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**

**46. Ordinance 2006-0756 – Passed third and final reading**

ORDINANCE No. 2006-756, passed second reading July 12, 2006

ORDINANCE granting to **QUICK SILVER HAULING, LLC, a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING**

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBERS 47 and 48

**PROPERTY**

**47. Motion 2006-0665**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from C. Fred Meyer of Luel Partnership. Ltd. [M. C. Interests, L. C. (C. Fred Meyer and Ellen C. King, Managers), General Partner], for abandonment and sale of Meyer Park Boulevard, from Meyer Forest Drive to its cul-de-sac terminus, in exchange for the conveyance to the City of a sanitary sewer easement, all located in Reserve A2, Meyer Park South Replat, Parcels SY6-092 and DY6-037 – **(Travis Cooper and Samuel Stewart, appraisers and Lee Burns, alternate) - TWO APPRAISERS and one ALTERNATE APPRAISER - DISTRICT C - CLUTTERBUCK**

**48. Motion 2006-0666**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Paul J. Coselli, on behalf of Schumacher Co., Inc., (Paul J. Coselli, President) and Admiral Glass, (Les Craft, Chief Executive Officer), for abandonment and sale of a portion of Clay Avenue, from Hughes Street east to its terminus, located in the Swope addition, out of the Luke Moore League, A-51, Parcels SY6-093 and SY6-122 – **(George Coleman, Jr. and Jasmine Quinerly, appraisers and Frank Flores, alternate) - TWO APPRAISERS and one ALTERNATE APPRAISER - DISTRICT I - ALVARADO**

**MATTERS HELD** - NUMBERS 49 through 51

**49. Motion 2006-0667 – Adopt**

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$1,587,255.00 and acceptance of work on contract with **STEWART BUILDERS, LTD.**, for Parks Master Plan - Bid Package No. 5 Settegast Park and Swiney Park, GFS F-504B-13-3 and F-0507-00-3 - 04.98% over the original contract amount - **DISTRICTS B - JOHNSON and H - GARCIA** - TAGGED BY COUNCIL MEMBER GARCIA  
This was Item 2 on Agenda of July 12, 2006

**50. Ordinance 2006-0791**

ORDINANCE approving and authorizing Amendment No. 1 to Lease Agreement between the City of Houston and **TRAMMELL CROW COMPANY IAH INTERNATIONAL AIR CARGOCENTRE II, L.P.** for certain premises at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B - JOHNSON** - TAGGED BY COUNCIL MEMBER **SEKULA-GIBBS**  
This was Item 9 on Agenda of July 12, 2006

**51. Motion 2006-0668 – Refer back to Administration**

ORDINANCE approving and authorizing compromise and settlement agreement with **ADVENTURES IN BIRDS & PETS, INC** and **BETTY JEAN JORDAN** to settle a lawsuit and appropriating \$65,000.00 out of Water & Sewer System Consolidated Construction Fund No. 755, which lawsuit arose out of activities financed by the Fund  
**POSTPONED BY MOTION #2006-642, 7/12/06**  
This was Item 24 on Agenda of July 12, 2006

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

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

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

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

**7/25/2006 – Council Member Johnson out of the City on City business**

**Council Member Clutterbuck absent on personal business**

**7/26/2006 – Council Member Johnson out of the City on City business**