

**AGENDA - COUNCIL MEETING - WEDNESDAY - JANUARY 10, 2007 - 9:00 A. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2007-0026 to 2007-0046**  
**ORDINANCES – 2007-0030 to 2007-0057**  
**RESOLUTION – None**

**2007-0025-1**

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

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

**9:00 A. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

**Motion 2007-0026 – Procedural motion**  
**Motion 2007-0027 – Procedural motion**

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

1. **Motion 2007-0028 – Close hearing**  
**PUBLIC HEARING** on proposed amendments to **CHAPTER 42, CODE OF ORDINANCES, HOUSTON, TEXAS** relating to the subdivision and development of property

**Motion 2007-0029 – Suspend rules to hear the Financial Report prior to the Public Session**

**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 2007-0031 – Procedural motion**  
**Motion 2007-0032 – Suspend rules to remain in session beyond the scheduled 12 noon recess to complete the Agenda**

**MAYOR'S REPORT**

**Motion 2007-0030 – Accept Report**  
**REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

**CONSENT AGENDA NUMBERS 2 through 37**

**ACCEPT WORK** - NUMBERS 2 through 6

2. **Motion 2007-0033**  
RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,027,090.09 and acceptance of work on contract with **DURWOOD GREENE CONSTRUCTION, L.P.** for Generic Citywide Overlay Package #5, WBS No. N-001037-0040-4 - 01.31% over the original contract amount - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; H - GARCIA and F - KHAN**

**ACCEPT WORK** - continued

**3. Motion 2007-0034**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,978,579.86 and acceptance of work on contract with **JALCO, INC** for Richmond No. 1 Lift Station Rehabilitation and Westpark No. 2 Lift Station Diversion, WBS No. R-000267-00A4-4 - 01.64% over the original contract amount - **DISTRICT G - HOLM**

**4. Motion 2007-0035**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,078,025.98 and acceptance of work on contract with **JALCO, INC** for Epps Lift Station Force Main Replacement, WBS No. R-002011-0047-4 - 07.46% under the original contract amount - **DISTRICT I - ALVARADO**

**5. Motion 2007-0036**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,029,152.18 and acceptance of work on contract with **WESTERN SUMMIT CONSTRUCTORS, INC** for Sludge Handling System Improvements Project 1B; WBS No. S-000056-0011-4 - 01.62% over the original contract amount - **DISTRICT E - WISEMAN**

**6. Motion 2007-0037**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,418,778.23 and acceptance of work on contract with **LAUGHLIN-THYSSEN, LTD.** for 48-inch Water Line and 24/20-inch Well Collection Line along North Dairy Ashford Road, Old Katy Road and Well Site #2 Private Access Drive from North Eldridge Parkway to Wickchester Lane, WBS No. S-000900-0084-4 - 09.65% under the original contract amount **DISTRICT A - LAWRENCE**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 7 through 12

**7. Ordinance 2007-0046**

ORDINANCE appropriating \$880,812.45 out of Fire Consolidated Fund for Continuous Power Sources, for the Building Services Department (WBS C-000162)

**a. Motion 2007-0041**

**C. F. MCDONALD ELECTRIC, INC** for Continuous Power Sources for Building Services Department - \$838,869.00 and contingencies for a total amount not to exceed \$880,812.45

**8. Motion 2007-0038**

**ARC ABATEMENT, INC** for Asbestos Abatement, Demolition and Site Clean-up Services for Police Department - \$58,000.00 and contingencies for a total amount not to exceed \$60,900.00 Dangerous Building Consolidated Fund - **DISTRICT H - GARCIA**

**9. Motion 2007-0042**

**AAR INCORPORATED** - \$188,800.00 and contingencies for a total amount not to exceed \$198,240.00 for Asbestos Abatement, Demolition and Site Clean-up Services and **HONESTY ENVIRONMENTAL SERVICES, INC** - \$50,390.00 for Asbestos Consulting/Air Monitoring Services for Police Department - Dangerous Building Consolidated Fund - **DISTRICT C - CLUTTERBUCK**

**10. Motion 2007-0039**

**PENCCO, INC** for Chemical, Hydrofluorosilicic Acid for Department of Public Works & Engineering - \$1,956,892.00 - Enterprise Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**11. Motion 2007-0040**

**NATIONAL ENVELOPE-HOUSTON LLC** for Envelopes, Utility Customer Service for Department of Public Works & Engineering - \$906,633.00 - Enterprise Fund

**12. Motion 2007-0043**

**AMEND MOTION #2004-918, 8/18/04, TO INCREASE** spending authority from \$400,025.96 to \$500,032.45, for Landscape, Plants, Trees, Grass and Associated Materials Contract for Various Departments, awarded to **HALL'S LANDSCAPING AND MAINTENANCE LLP (Bids #1 and #2)** \$100,006.49 - Parks Special Revenue Fund

**RESOLUTIONS AND ORDINANCES** - NUMBERS 13 through 37

**13. Council Member Wiseman tagged**

RESOLUTION evidencing the annual review of the Investment Policy for the City of Houston

**14. Ordinance 2007-0047**

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2006-658 by changing two (2) Communications Job Titles, adding two (2) Chief Communication Officer Positions and by deleting two (2) Communications Senior Captain Positions and one (1) Mechanic Position; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance

**15. Ordinance 2007-0048**

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2005-1116 by adding one hundred (100) Senior Police Office Positions, Thirty-four (34) Sergeant Positions, Eleven (11) Lieutenant Positions, Three (3) Identification Officer Positions, one (1) Senior Identification Officer Position and by deleting one hundred eighty-three (183) Police Officer Positions, one (1) Police Communication Specialist I Position, one (1) Police Communications Specialist III Position, and one (1) Deputy Administrator, ID Division Position; substituting the amended exhibit as part of the current Police Department Classified Personnel Ordinance

**16. Ordinance 2007-0049**

ORDINANCE issuing a permit to **HOUSTON COMMUNITY COLLEGE SYSTEM** for constructing, using, occupying, operating, maintaining and repairing the following: (I) one eighteen-inch chilled water supply line and one eighteen-inch chill water return line, one, one and one-half-inch conduit for controls and two six-inch and three four-inch conduits for telecommunication cables all in 54 inch steel casing under and within Alabama Street, (II) one eight-inch chilled water supply line and one eight-inch chilled water return line, one, one and one-half inch conduit for controls and two six-inch conduits for telecommunications cables, all in a 36 inch steel casing, under and within Holman Street, (III) one six-inch chilled water supply line and one six-inch chilled water return line, one, one and one-half-inch conduit for controls and one six-inch conduit for telecommunications cables, all in a 36-inch steel casing under and within Caroline Street and (IV) one six-inch chilled water supply line and one six-inch chilled water return line, one, one and one-half-inch conduit for controls and one six-inch conduit for telecommunications cables, all in a 36-inch steel casing under and within Francis Street; Alabama, Holman, Caroline and Francis Streets, all being public street rights-of-way of the City of Houston, Texas; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT I - ALVARADO**

**17. Ordinance 2007-0030**

ORDINANCE approving and authorizing Memorandum of Agreement between the City of Houston and **THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION** for Navigation, Communication and Weather Aid Facilities at Ellington Field **DISTRICT E - WISEMAN**

**RESOLUTIONS AND ORDINANCES** - continued

**18. Ordinance 2007-0031**

ORDINANCE approving and authorizing Memorandum of Agreement between the City of Houston and **THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION** for Navigation, Communication and Weather Aid Facilities at William P. Hobby Airport - **DISTRICT I - ALVARADO**

**19. Ordinance 2007-0032**

ORDINANCE approving and authorizing lease agreement between the City of Houston and **THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION** for Outer Marker Facility Site for Runway 22 at Ellington Field - **DISTRICT E - WISEMAN**

**20. Ordinance 2007-0033**

ORDINANCE approving and authorizing lease agreement between the City of Houston and **THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION** for Outer Marker Facility Site for Runway 12 at William P. Hobby Airport **DISTRICT I - ALVARADO**

**21. Council Member Johnson tagged**

ORDINANCE appropriating \$5,000,000.00 out of Airports Improvement Fund and approving and authorizing a Carrier Incentive Program for the Houston Airport System - **DISTRICTS B - JOHNSON; E - WISEMAN; I - ALVARADO**

**22. Council Member Johnson tagged**

ORDINANCE appropriating \$5,789,699.00 out of Houston Airport System Consolidated 2000 AMT Construction Fund, approving and authorizing contract between the City of Houston and **HONEYWELL INTERNATIONAL, INC** for Closed-Circuit Television Modifications and Upgrades at George Bush Intercontinental Airport/Houston; WBS A-000372-0004-4-01, Project 612Z; providing funding for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - JOHNSON**

**23. Ordinance 2007-0034**

ORDINANCE approving the first amendment to Joint Development Agreement between the City of Houston and the **HOUSTON PARKS BOARD** for a 5 acre portion of the land (West 11th Street Park); amending Ordinance 2006-1169 (Nov. 29, 2006) to re-describe the land designated as park property; approving necessary documents related thereto - **DISTRICT A - LAWRENCE**

**24. Ordinance 2007-0035**

ORDINANCE approving and authorizing a first amendment to Loan Agreement between the City of Houston and **TX COMMONS OF GRACE, LP** - **DISTRICT B - JOHNSON**

**25. Ordinance 2007-0036**

ORDINANCE approving and authorizing a first amendment to Loan Agreement between the City of Houston and **COVENANT NEIGHBORHOODS, INC** - **DISTRICT E - WISEMAN**

**26. Ordinance 2007-0037**

ORDINANCE approving and authorizing Indemnity and Maintenance Agreement between the City of Houston and **THE GREATER SOUTHEAST MANAGEMENT DISTRICT** for Right-of-way Improvements - **DISTRICTS D - EDWARDS and I - ALVARADO**

**RESOLUTIONS AND ORDINANCES** - continued

**27. Ordinance 2007-0050**

ORDINANCE approving and authorizing settlement and payment of claims of 22 Firefighters in Cause No. 06-0508, City of Houston v. the Houston Firefighters' Relief and Retirement Fund, et al, in connection with claims for prior service credit, in the total amount of \$1,258,151.11, consistent with the terms of an agreement

**28. Ordinance 2007-0038**

ORDINANCE approving and authorizing agreement between the City of Houston, Texas and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for a Waterline Attachment to the IH-610 Bridge at Hunting Bayou (WBS No. S-000521-00W1-3) - **DISTRICT B - JOHNSON**

**29. Ordinance 2007-0039**

ORDINANCE approving and authorizing a Sanitary Sewer Service Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 220**

**30. Ordinance 2007-0040**

ORDINANCE approving and authorizing Treated Surface Water Contract between the City of Houston and **LAND DEVELOPMENT COMPANY, LTD.** and **SOWELL EQUITIES-FORESTWOOD, L. P.** on behalf of the proposed Harris County Municipal Utility District No. 421

**31. Ordinance 2007-0041**

ORDINANCE appropriating \$200,138.35 out of Water & Sewer Consolidated Construction Fund and \$222,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund; approving and authorizing Developer Participation Contract between the City of Houston and **PASQUINELLI PORTRAIT HOMES - AVONDALE L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines for Section One of the Avondale Place Subdivision (WBS Nos. S-000800-00L6, R-000800-L6 & M-0800-00L6) - **DISTRICT A - LAWRENCE**

**32. Ordinance 2007-0042**

ORDINANCE appropriating \$193,327.13 out of Water & Sewer Consolidated Construction Fund and \$258,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund; approving and authorizing Developer Participation Contract between the City of Houston and **PASQUINELLI PORTRAIT HOMES - AVONDALE L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines for Section Two of the Avondale Place Subdivision (WBS Nos. S-000800-00L7, R-000800-L7 & M-0800-00L7) - **DISTRICT A - LAWRENCE**

**33. Ordinance 2007-0043**

ORDINANCE amending Ordinance No. 2003-194 to increase the maximum contract amount to Contract 4600000717 (C54734) between the City of Houston and **SOLUTIONS SAFETY SERVICES, INC** for Cleaning, Decontamination and Repair Services on Fire Fighting Protective Ensembles for Fire Department & Houston Airport System - \$570,162.18 - General Fund

**34. Ordinance 2007-0044**

ORDINANCE approving and authorizing an amendment to Professional Environmental Consulting Services Contract between the City of Houston and **TECHNOLOGY SERVING PEOPLE, INC** to extend existing contract / WBS. No. R-000019-0005-3

**RESOLUTIONS AND ORDINANCES** - continued

**35. Ordinance 2007-0045**

ORDINANCE appropriating \$2,949,300.00 out of Water & Sewer Consolidated Construction Fund, awarding contract to **METRO CITY CONSTRUCTION, L.P.** for Water Line Replacement in Brookhaven Area, WBS No. S-000035-00E2-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund - **DISTRICT D - EDWARDS**

**36. Ordinance 2007-0051**

ORDINANCE appropriating \$1,897,476.97 out of Water & Sewer Consolidated Construction Fund, awarding contract to **TROY CONSTRUCTION, L.L.P.** for Citywide Fire Hydrant Replacement and Height Correction, WBS No. S-000035-00V4-4; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund

**37. Ordinance 2007-0052**

ORDINANCE appropriating \$208,857.00 out of Fire Consolidated Fund, \$328,586.00 out of General Improvement Consolidated Fund, \$170,028.00 out of Public Health Consolidated Fund, \$463,108.00 out of Public Library Consolidated Fund, \$500,000.00 out of Parks Consolidated Fund, \$263,000.00 out of Police Consolidated Fund, \$142,196.00 out of PWE-W & S Consolidated Construction Fund and \$110,111.00 out of Solid Waste Consolidated Fund for project management costs; containing provisions relating to the subject

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBER 38

**MISCELLANEOUS**

**38. Motion 2007-0044**

**SET HEARING DATE** on proposed amendment to Project and Financing Plan for **REINVESTMENT ZONE NUMBER NINETEEN, CITY OF HOUSTON, TEXAS (UPPER KIRBY) DISTRICTS C - CLUTTERBUCK and G - HOLM**  
**SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - 2 WEEKS FROM DATE OF PASSAGE**

**MATTERS HELD** - NUMBERS 39 through 45

**39. Motion 2007-0045 – Postpone one (1) week**

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel AY5-042, located in the 1200 block of Allen Street, owned by Southern Pacific Transportation Company, Linda Baburek, Real Estate Property Manager, for the **HOUSTON HERITAGE CORRIDOR BAYOU TRAILS EAST HIKE AND BIKE PROJECT, N-000420-0002-2-01-01 - DISTRICT H - GARCIA - POSTPONED BY MOTION #2006-1178, 12/20/06**

This was Item 60 on Agenda of December 20, 2006

**MATTERS HELD** - continued

**40. Motion 2007-0046 – Adopt**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Rene Rodriguez of South Texas Surveying Associates, Inc., on behalf of Hartford Homes, Inc., (Hossein Nikooi, President) for abandonment and sale of a 10-foot-wide utility easement within Lots 1 and 2, Block 1, Lailah Trustee Townhomes Subdivision, a replat of the Camp Logan First Addition, Parcel SY7-038  
**STAFF APPRAISERS - DISTRICT G - HOLM - TAGGED BY COUNCIL MEMBER HOLM**  
This was Item 18 on Agenda of January 3, 2007

**41. Ordinance 2007-0053**

ORDINANCE authorizing the Mayor to execute a revised Freight Rail District Ordinance to remove the thirty-day limit on execution by the parties; adopting the revised ordinance in lieu of Ordinance No. 2006-1154 - **TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 27 on Agenda of January 3, 2007

**42. Ordinance 2007-0054**

ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON AREA COMMUNITY SERVICES, INC**, providing up to \$642,000.00 in Housing Opportunities For Persons with AIDS (“HOPWA”) Funds for the Administration and Operation of a “Tenant-Based Rental Assistance” Program with Supportive Services - **DISTRICT C - CLUTTERBUCK**  
**TAGGED BY COUNCIL MEMBER CLUTTERBUCK**  
This was Item 44 on Agenda of January 3, 2007

**43. Ordinance 2007-0055**

ORDINANCE appropriating \$1,507,000.00 out of Equipment Acquisition Fund; \$253,000.00 out of Airports Improvement Fund; and transferring \$440,000.00 out of Combined Public Utilities System Fund to the Non-Recurring Projects Fund and appropriating the same amount out of the Non-Recurring Projects Fund as an additional appropriation for contract with **SAP PUBLIC SERVICES, INC** for an Enterprise Resource Planning System; amending Ordinance No. 2005-405, which approved the SAP contract to increase the maximum contract amount  
**TAGGED BY COUNCIL MEMBER WISEMAN, EDWARDS, HOLM, KHAN and CLUTTERBUCK**  
This was Item 47 on Agenda of January 3, 2007

**44. Ordinance 2007-0056**

ORDINANCE amending Ordinance No. 2006-118 to increase the maximum contract amount for the contract between the City of Houston and **PHOENIX BUSINESS CONSULTING** for Computer Consulting Services relating to the ERP Project  
**TAGGED BY COUNCIL MEMBERS WISEMAN, KHAN and CLUTTERBUCK**  
This was Item 48 on Agenda of January 3, 2007

**45. Ordinance 2007-0057**

ORDINANCE appropriating \$350,000.00 out of Parks Consolidated Fund and approving and authorizing Professional Services Contract between the City of Houston and **CLARK CONDON ASSOCIATES, INC** for Houston Parks Master Plan Update (WBS No. F-000519-0001-3); providing funding for contingencies relating to construction of facilities financed by the Parks Consolidated Fund - **TAGGED BY COUNCIL MEMBERS HOLM and GARCIA**  
This was Item 51 on Agenda of January 3, 2007

**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

**1/10/2007 – All Present**