

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 19, 2008 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

**MOTIONS - 2008-0133 to 2008-0150**  
**ORDINANCES - 2008-0129 to 2008-0152**  
**RESOLUTIONS – 2008-0004 to 2008-0005**

**2008-0132-1**

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

**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 2008-0133 – Procedural motion**  
**Motion 2008-0134 – Procedural motion**  
**Motion 2008-0135 – Procedural motion**

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

**RECONVENE**

**WEDNESDAY - FEBRUARY 20, 2008 - 9:00 A. M.**

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

**MAYOR'S REPORT** - Affordable Housing Fair and Green Consumer Expo

**CONSENT AGENDA NUMBERS 1 through 45**

**MISCELLANEOUS** - NUMBER 1

1. **Motion 2008-0137**

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **ROCKWELL MANAGEMENT CORP. (Bellfort SW IV & V Apartments)** for law enforcement services of one (1) deputy from Harris County Constable Precinct 7 - **DISTRICT C - CLUTTERBUCK**

**ACCEPT WORK - NUMBER 2**

**2. Motion 2008-0138**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,827,350.88 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, WBS R-000294-0002-4 - 0.98% under the original contract amount - **DISTRICTS D - ADAMS; E - SULLIVAN and I - RODRIGUEZ**

**PROPERTY - NUMBERS 3 through 6**

**3. Motion 2008-0145**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Robert Baldwin, Baldwin Associates, on behalf of Teachers Insurance and Annuity Association of America, for abandonment and sale of ±10,000-square-feet of excess fee-owned right-of-way and the remainder of a street easement, located in the 8600 Block of Westpark, all out of Block "U", Block "T" and the remainder of an unnamed platted street, in the Jeanetta Townsite, Parcel SY8-015 - **APPRAISERS - DISTRICT G - HOLM**

**4. Motion 2008-0146**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Barry Hunsworth, Gene Carroll and Associates, L.P., on behalf of San Felipe/Midlane, LP [Morgan Group Midlane, L.L.C. (E. Alan Patton, Vice President) General Partner], for abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 6 through 16 and a portion of Lot 5 (Tract 1), Block 3, located in the Briarglen Subdivision, out of the William White Survey, A-836, Parcel SY8-024 - **APPRAISERS - DISTRICT G - HOLM**

**5. Motion 2008-0147**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Derek Weiner, R. G. Miller Engineers, Inc., on behalf of San Felipe Partners, L.P. [Green San Felipe, LLC (Lorenzo Montezzerdi, President) General Partner], for abandonment and sale of a 10-foot-wide utility easement and the attendant aerial easement, within Lots 1 through 4 and a portion of Lot 5 (Tract II), Block 3, in exchange for conveyance to the City of a 20-foot-wide storm sewer easement, both located in the Briarglen Subdivision, out of the William White Survey, A-836, Parcels SY8-025 and LY8-026 **APPRAISERS - DISTRICT G - HOLM**

**6. Motion 2008-0148**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Daniel H. Massiatte, Century Engineering, Inc., on behalf of Shaheen Floor Coverings, Inc., for abandonment and sale of Bluebell Avenue, from 80 feet east of Buttercup Street and continuing east ±440 feet, and the sale of excess fee-owned Richmond Avenue right of way out of Lots 11, 12, 13, 14, 15, 16 and 17, Block 13, in exchange for the conveyance back to the City of the entire area as a utility easement, all out of the Blossom Heights Addition, Section 2, Parcels SY8-060 and VY8-036 **APPRAISERS - DISTRICT G - HOLM**

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

**7. Motion 2008-0139**

**AMEND MOTION #2007-218, 2/28/07, subsequently amended by Motion #2007-781, 7/18/07, TO PURCHASE** additional Patrol Vehicles for Houston Airport System, awarded to **PHILPOTT MOTORS, LTD., d/b/a PHILPOTT FORD** - \$282,513.00 - Enterprise Fund

**PURCHASING AND TABULATION OF BIDS** - continued

8. **Motion 2008-0140**  
**METRO FIRE APPARATUS SPECIALISTS, INC** for Mobile Technology Lab Vehicle for the Library Department - \$246,267.00 - Community Development Block Grant Fund
9. **Motion 2008-0141**  
**AAR INCORPORATED**, for Asbestos Abatement, Demolition and Site Clean-up Services for Police Department - \$206,730.00 and contingencies for a total amount not to exceed \$217,066.50 Dangerous Building Consolidated Fund - **DISTRICTS A - LAWRENCE; B - JOHNSON; D - ADAMS and H - GARCIA**
10. **Motion 2008-0142**  
**ROAM SECURE, INC** for Software Roam Secure Alert Network Licenses and Software Maintenance Services for an Emergency Notification System for the Department of Public Works & Engineering - \$60,400.00 - Enterprise Fund
11. **Council Members Lawrence and Clutterbuck tagged**  
**MUSTANG MACHINERY COMPANY, LTD. dba MUSTANG CAT** for Equipment, Caterpillar Engine Parts and Service for Various Departments - \$230,400.00 - General and Fleet Management Funds
12. **Motion 2008-0143**  
**AMEND MOTION #2005-734, 8/3/05, TO EXTEND** expiration date from August 8, 2008 to August 7, 2010, for Concrete Saw Blades for Various Departments, awarded to **CDP DIAMOND PRODUCTS, INC**

**RESOLUTIONS AND ORDINANCES** - NUMBERS 13 through 45

13. **Resolution 2008-0004**  
RESOLUTION designating **HOUSTON HEIGHTS HISTORIC DISTRICT EAST** as an historic district - **DISTRICT H - GARCIA**
14. **Resolution 2008-0005**  
RESOLUTION designating certain properties within the City of Houston as historic landmarks - **DISTRICT G - HOLM**  
**Dr. Conway and Bessie Blume House**  
3640 Inwood Drive  
**J. Robert Neal House**  
2960 Lazy Lane
15. **Ordinance 2008-0130**  
Ordinance amending fourth amended and restated ordinance relating to the Issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series D; and declaring an emergency

**RESOLUTIONS AND ORDINANCES** - continued

**16. Not Received-Not Considered**

ORDINANCE appropriating a total of \$15,542,042.00 from the reimbursement of Equipment/Projects Fund (Fund 1850), approving and authorizing the purchase of land known as Blocks 203, 204, 205, 218 and 219, SSBB, Harris County, Texas, from the following parties, as their respective interests appear: (1) Louis Macey, Trustee, on behalf of a trust created pursuant to an agreement dated November 17, 1997, (2) Louis Macey, Trustee, on behalf of undisclosed parties; (3) Macey Family Properties, Ltd., a Texas Limited Partnership; and (4) Macey Family Properties II, Ltd., a Texas Limited Partnership; approving necessary documents related thereto; finding and determining that public convenience and necessity no longer require the continued use of a portion of public street right-of-way consisting of Jackson Street between Rusk Avenue and Capitol Avenue, vacating and abandoning said public street right-of-way to the abutting owner Macey Family Properties II, Ltd., a Texas Limited Partnership and to LAM Block 100, Ltd., a Texas Limited Partnership, as their respective interests appear, for the appraised fair market value; approving the conveyance of the City's interest in the real property underlying such street to the abutting owners Macey Family Properties II, Ltd., a Texas Limited Partnership and to LAM Block 100, Ltd., a Texas Limited Partnership, as their respective interests appear, for the appraised fair market value while reserving and retaining easement rights for the public utilities currently in place until the abutting owners grant acceptable permanent utilities easements to the City and move the utilities to such easements at their expense - **DISTRICT I - RODRIGUEZ**

**17. Not Received-Not Considered**

ORDINANCE approving and authorizing the conveyance of land known as Block 193, SSBB, Harris County, Texas and the improvements thereon in exchange for (1) \$250,000.00, (2) the acquisition of land known as Block 220, SSBB, Harris County, Texas, and the improvements thereon, from 800 Dowling, LP, a Texas Limited Partnership; and the entering into of a lease-back agreement by the City as "Tenant" and 800 Dowling, LP as "Landlord" of Block 193, SSBB, and the improvements thereon; approving necessary documents related thereto - **DISTRICT I - RODRIGUEZ**

**18. Ordinance 2008-0131**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Rookin Street from Highstar Drive to Sandspoint Drive, consisting of 0.3989 acre (17,376 square feet), of land, more or less, located in the Sharpstown Industrial Park, Section Six, out of the G. C. & S. F. R. R. Survey, A-1026, and the C. McKinzie Survey, A-560, Harris County, Texas, as recorded at Volume 67, Page 55 of the Map Records of Harris County, Texas; vacating and abandoning said tract of land to Neighborhood Centers Inc., a Texas Nonprofit Corporation, abutting owner, in consideration of said owner's relinquishment to the City of its underlying fee interest in said street to allow for the entire area to be designated as a utility corridor, construction of a pedestrian plaza, and other consideration - **DISTRICT F - KHAN**

**Motion 2008-0144 – Suspend rules to consider Item 19 out of order**

**19. Council Members Jones, Rodriguez, Lovell, Lawrence, Johnson, Khan, Green, Brown and Noriega tagged**

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2007-1281 by adding two (2) Inspector positions and deleting one (1) Communications Senior Captain Position; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance

**RESOLUTIONS AND ORDINANCES** - continued

**Motion 2008-0149 – Postpone Item 20 to the end of the Agenda**

**20. Ordinance 2008-0152**

ORDINANCE establishing conditions for payment of a hiring incentive amount for police trainees \$2,800,000.00 - General Fund

**21. Council Members Jones and Lawrence tagged**

ORDINANCE amending City of Houston Ordinance No. 91-392, which authorized assignment pay for the Police Mentor Program and authorized the Chief of Police to promulgate internal rules and/or guidelines to implement the Police Mentor Program - \$200,000.00 - General Fund

**22. Ordinance 2008-0132**

ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON AREA COMMUNITY SERVICES, INC** providing up to \$1,045,000.00 in Housing Opportunities For Persons With AIDS (“HOPWA”) Funds for the administration and operation of a “Tenant-Based Rental Assistance” Program with Supportive Services

**23. Council Member Lawrence tagged**

ORDINANCE approving and authorizing prepositioned contracts between the City of Houston and **COYTRECAN PROPERTIES, INC** and **GMC CONSULTANTS, LLC** for Emergency Relocation Services; providing a maximum contract amount - \$200,000.00 - Housing Special Revenue Fund

**24. Ordinance 2008-0133**

ORDINANCE approving and authorizing the City of Houston to enter into first contract amendment with **HOUSTON INDEPENDENT SCHOOL DISTRICT** to add seven school sites and to provide additional \$180,000.00 to administer an After School Achievement Program - Grant Funds - **DISTRICTS B - JOHNSON; D - ADAMS; F - KHAN; H - GARCIA and I - RODRIGUEZ**

**25. Ordinance 2008-0134**

ORDINANCE approving and authorizing the Mayor to accept Federal Aviation Administration (FAA) Grant offers up to \$65,000,000.00 for projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Field; declaring the City’s eligibility for such grants - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ**

**26. Council Member Holm tagged**

ORDINANCE authorizing the City of Houston to release and relinquish the City’s right, title and interest in and to a 25-foot building setback line on Garretson Lane between South Post Oak Boulevard and San Felipe Road, located in the William White One-Third League, A-836, Harris County, Texas - **DISTRICT G - HOLM**

**27. Ordinance 2008-0135**

ORDINANCE consenting to the addition of 117.5138 acres of land to **ENCANTO REAL UTILITY DISTRICT**, for inclusion in its district

**28. Ordinance 2008-0136**

ORDINANCE consenting to the addition of 0.647 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 84**, for inclusion in its district

**29. Ordinance 2008-0137**

ORDINANCE consenting to the addition of 3.89 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 98**, for inclusion in its district

**RESOLUTIONS AND ORDINANCES** - continued

**30. Ordinance 2008-0138**

ORDINANCE consenting to the addition of 38.04 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district

**31. Ordinance 2008-0139**

ORDINANCE establishing the north and south sides of the 1300 block of Kipling 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 D - ADAMS**

**32. Ordinance 2008-0140**

ORDINANCE renaming Colling Park Drive to Green Colling Park Drive from West Orem Drive South approximately 1,246.06 feet to its terminus - **DISTRICT D - ADAMS**

**33. Ordinance 2008-0141**

ORDINANCE appropriating \$125,000.00 out of Equipment Acquisition Fund and approving and authorizing contract between the City of Houston and **ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC** for an Enterprise License Agreement and related services; providing a maximum contract amount - 3 Years - \$1,810,000.00 - Equipment Acquisition and Central Service Revolving Funds

**34. Ordinance 2008-0142**

ORDINANCE awarding contract to **UNIVERSAL ENGINE SERVICES, LLC** for Maintenance, Testing and Repair of Emergency Power Units for Various Departments; providing a maximum contract amount - 3 Years - \$1,371,154.50 - General and Fleet Maintenance Funds

**35. Ordinance 2008-0143**

ORDINANCE appropriating \$38,000.00 out of Parks Consolidated Construction Fund for Emergency Mold Remediation at Tidwell Park for the General Services Department, WBS F-000509-0060-4 - **DISTRICT B - JOHNSON**

**36. Ordinance 2008-0144**

ORDINANCE awarding contract to **SYNAGRO OF TEXAS-CDR, INC** for Dewatering, Processing, Hauling and Disposal of Biosolids from the City's Wastewater Treatment Plants; providing a maximum contract amount - 5 Years - \$28,250,000.00 - Enterprise Fund

**37. Ordinance 2008-0145**

ORDINANCE appropriating \$36,953.00 out of Equipment Acquisition Consolidated Fund for Purchase of a Supply Delivery Van for Fire Department

**38. Council Members Holm and Lawrence tagged**

Ordinance 2008-ORDINANCE approving Compromise and Settlement Agreement to facilitate payment to vendors with outstanding purchase orders and approving and authorizing a third amendment to the Master Agreement (C#51399) between the City of Houston and **TEXAS PROCUREMENT CENTER, L.L.C.**, for Professional Consulting Services; providing a maximum contract amount

**39. Ordinance 2008-0146**

ORDINANCE appropriating \$500,000.00 out of Street & Bridge Consolidated Construction Fund (Number N-00663A-00RE-2-01), and approving and authorizing the purchase of easements and other interests in real property 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, for and in connection with, and finding a public necessity for the Hirsch Road Paving Project as identified in the body of this ordinance **DISTRICT B - JOHNSON**

**RESOLUTIONS AND ORDINANCES** - continued

**40. Ordinance 2008-0147**

ORDINANCE approving Purchase and Sale Agreement with **EXXON MOBIL CORPORATION** for the acquisition of 3.5 acres of land out of the Sylvester Murphy League, A-53, Houston, Harris County, Texas, for the Expansion of the Southeast Water Purification Plant (Parcel JY6-030, CIP S-000012) - **DISTRICT E - SULLIVAN**

**41. Ordinance 2008-0148**

ORDINANCE appropriating \$680,000.00 out of Police Consolidated Construction Fund and approving and authorizing Professional Services Contract between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for consolidation of various HPD Facilities, WBS G-000103-0001-3

**42. Ordinance 2008-0149**

ORDINANCE appropriating \$540,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **BROWN & GAY ENGINEERS, INC** for Design of Rehabilitation of Water Storage Tanks and Cathodic Protection Systems at various locations, WBS S-000600-0034-3; providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; F - KHAN and G - HOLM**

**Motion 2008-0136 – Suspend rules to consider Item 43 out of order**

**43. Ordinance 2008-0129**

ORDINANCE appropriating \$591,700.00 out of General Improvements Consolidated Construction Fund and approving and authorizing Professional Architectural Services Contract between the City of Houston and **JOHN KIRKSEY ASSOCIATES, ARCHITECTS, INC** for Design of New Kingwood Library, WBS E-000097-0002-3; providing funding for the Civic Art Program **DISTRICT E - SULLIVAN**

**44. Ordinance 2008-0151**

ORDINANCE appropriating \$793,316.00 out of Parks Consolidated Construction Fund; awarding construction contract to **CARRERA CONSTRUCTION, INC** for Carverdale and Schwartz Park Improvements, WBS F-0504C2-0001-4/F-0504C2-0002-4, 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 services, construction management, Civic Art Program, and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT A - LAWRENCE**

**45. Ordinance 2008-0150**

ORDINANCE appropriating \$2,706,004.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods, WBS R-000266-0114-4; 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 System Consolidated Construction Fund

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBER 46

**MISCELLANEOUS**

**46. Motion 2008-0150**

**SET A PUBLIC HEARING DATE** relative to proposed amendment of the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number 15, City of Houston, Texas (East Downtown Zone) - **DISTRICT I - RODRIGUEZ**  
**SUGGESTED HEARING DATE - WEDNESDAY - FEBRUARY 27, 2008 - 9:00 A.M.**

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Clutterbuck 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

**2/19/2008 – Council Member Garcia out of the City on City business**

**2/20/2008 – Council Member Adams out of the City on City business**

**Council Member Garcia out of the City on City business**