

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 15, 2000 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2000-0988 to 2000-1018
ORDINANCES 2000-0716 to 2000-0728
RESOLUTIONS 2000-0040 to 2000-41

2000-0987-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Boney

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 2000-0988 - Suspend rules to hear Ms. Glenda Barrett after Ms. Judith Jones

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 16, 2000 - 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 48

MISCELLANEOUS - NUMBERS 1 through 5

1. Motion 2000-1006 - Postpone two (2) weeks

REQUEST from Mayor for confirmation of the appointment of the following to the **MUNICIPAL COURTS**:

JUDGE

Position 15 - **MR. HERBERT GEE**, for a term to expire two years from the date of appointment
Position 18 - **MS. ESMERALDA PENA GARCIA**, for a term to expire two years from the
date of appointment

SUBSTITUTE JUDGE

Position 7 - **MR. G. HARLAN COLEMAN**, appointment, to complete an unexpired term ending
July 1, 2001

MISCELLANEOUS - continued

2. Motion 2000-0989

RECOMMENDATION from Finance & Administration Department to authorize and grant a waiver of certain requirements under the City of Houston Ordinance No. 97-416 with respect to the terms and conditions of certain refunding bonds to be issued by **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 165**

3. Motion 2000-0990

RECOMMENDATION from Finance & Administration Department to authorize and grant a waiver of certain requirements under the City of Houston Ordinance No. 97-416 with respect to the terms and conditions of certain refunding bonds to be issued by **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 250**

4. Motion 2000-0991

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **KIRKWOOD COUNTRY HOMEOWNERS ASSOCIATION** for a period of four months and six days - **DISTRICT C - GOLDBERG**

5. Council Member Quan tagged

RECOMMENDATION from Director Department of Solid Waste Management for additional funding in the amount of \$1,320,000.00 on contract with **WASTE MANAGEMENT, INC** for Solid Waste Disposal - General Fund

DAMAGES - NUMBER 6

6. Motion 2000-1007

RECOMMENDATION from City Attorney for settlement of claim of **CHASE BANK OF TEXAS, N.A.** - \$17,475.00 - Property and Casualty Fund

ACCEPT WORK - NUMBER 7

7. Council Member Keller tagged

RECOMMENDATION from Acting Director Department of Public Works & Engineering for approval of final contract amount of \$13,181,911.50 and acceptance of work on contract with **STEWART BUILDERS, INC/STEWART-MATL, LTD. CO.** for Construction of Wastewater Operations Laboratory, GFS R-0526-01-3 (4287-2) - 02.39% over the original contract amount **DISTRICT F - ELLIS**

PROPERTY - NUMBERS 8 through 15

8. Motion 2000-0992

RECOMMENDATION from Acting Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from F. Charles LeBlanc, executive director of Midtown Redevelopment Authority, for encroachment agreement for (1) a ±2.31-foot building encroachment into the Brazos Street and Pierce Avenue rights of way, (2) two ±3.15-foot building overhang encroachments into the Pierce Avenue right of way, and (3) a ±1.88-foot and a ±2.06-foot brick wall encroachment into the Brazos Street right of way, all adjacent to Lot 2, Block 13, Hadley and Franklin Addition, Parcel ENY1-01A-E - **DISTRICT D - BONEY**

9. Motion 2000-0993

RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 5.776 acre tract of land located in the T. S. Roberts Survey, A-660, Houston, Harris County, owned by Michael E. Riley, Joint Venture ("owner") for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH), CIP A-0024** -

PROPERTY - continued

10. Motion 2000-0994

RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 4.532 acre tract of land and a 2.499 acre tract of land located in the T. S. Roberts Survey, A-659, Houston, Harris County, owned by Lawson Land Company, Ltd., and Robert M. Atkinson, Jr., (collectively "owners") for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B - GALLOWAY**

11. Motion 2000-0995

RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 1.0 acre tract of land located in the T. S. Roberts Survey, A-659, Houston, Harris County, owned by Jacob Deckard, deceased, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B - GALLOWAY**

12. Motion 2000-0996

RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 0.5006 acre tract of land located in the T. S. Roberts Survey, A-659, Houston, Harris County, owned by Gill and Melissa Clay, deceased, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B - GALLOWAY**

13. Motion 2000-0997

RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 1.366 acre tract of land located in the Charles Huffman Survey, A-319, Houston, Harris County, owned by James E. Canion, Trustee, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B - GALLOWAY**

14. Motion 2000-0998

RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 1.001 acre tract and a 1.612 acre tract of land located in the Amos Barber Survey, A-125, Houston, Harris County, owned by the heirs of Willie C. Hill, deceased, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 **DISTRICT B - GALLOWAY**

15. Motion 2000-0999

RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 10.026 acre tract of land located in the Amos Barber Survey, A-125, Houston, Harris County, the heirs of Alfred Wilkinson, deceased, and Catherine Wilkinson, deceased; the heirs of P. Worden, deceased and wife, Bessa Worden, deceased; John Kattar; Lenetta Myrtle Cavalier; Elmer C. Brain or his heirs; J. O. Holbrook; H. H. Farhart; and pursuant to a judgment, execution, and sale in a tax foreclosure lawsuit, Aldine I.S.D., City of Houston and Harris County, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B - GALLOWAY**

PURCHASING AND TABULATION OF BIDS - NUMBERS 16 through 28

LOW BIDS

16. Motion 2000-1008

DIRECT CHEMICALS for Chemical, Hydrocarbon Dispersion for Fire Department - \$108,259.20 General Fund

PURCHASING AND TABULATION OF BIDS - continued

LOW BIDS - continued

17. Motion 2000-1009

JONES TRAILER COMPANY, INC for 12 Sets of Animal Cages for Health & Human Services Department - New - \$155,544.00 - Equipment Acquisition Consolidated Fund

18. Motion 2000-1010

ATLANTIC PACIFIC COMMUNICATIONS, INC for Upgrade of Telecommunication and Electrical Wiring for the Police Department - \$19,176.60 and contingencies for a total amount not to exceed \$20,135.43 - General Fund

19. Motion 2000-1011

D. F. SALES for Screw Fasteners for Various Departments - \$360,000.00 - General, Enterprise, Fleet Management and METRO Funds

OTHER

20. Motion 2000-1012

DECLARE **ALLMAC ASSOCIATES, INC DECORATED PRODUCTS** in default and hold them non-responsible for two years

21. Motion 2000-1013

DECLARE **U. S. PARTS CORPORATION** in default and hold them non-responsible for two years

22. Council Member Goldberg tagged

EMERGENCY ONE, INC for Pumper Truck Repair Service for the Fire Department - \$183,094.12 General Fund

23. Motion 2000-1000

TITLEIST/FOOTJOY WORLDWIDE - \$72,200.00, **SLAZENGER GOLF-USA** - \$30,000.00, **RALPH LAUREN** - \$20,000.00, **ASHWORTH APPAREL CO.** - \$25,000.00 and **WILSON SPORTING GOODS CO.** - \$37,573.00 for Resale Items for Pro Shops for Parks and Recreation Department - \$184,773.00 - Parks Special Revenue Fund

24. Motion 2000-1014

RUSH EQUIPMENT CENTERS OF TEXAS, INC for Two Trailers for Parks & Recreation Department - Replacement - \$83,690.64 - Equipment Acquisition Consolidated Fund

25. Motion 2000-1015

RAY SMITH CONSTRUCTION, INC for Emergency Purchase of Demolition and Clean-up Services for Department of Public Works & Engineering - \$33,460.00 - Dangerous Building Consolidated Fund - **DISTRICTS I - CASTILLO**

26. Motion 2000-1001

CENTRAL POLY CORPORATION - \$244,162.80 and **ALL AMERICAN POLY** - \$33,893.08 for Polyethylene Linear Low Density Bags Contract for Part II for Various Departments - General, Enterprise and METRO Funds

27. Council Member Quan tagged

HACH COMPANY for Chemicals, Water Test Materials for Various Departments - \$614,198.66 General and Enterprise Funds

PURCHASING AND TABULATION OF BIDS - continued

OTHER - continued

28. Motion 2000-1002

HOUSTON-GALVESTON AREA COUNCIL (HGAC) for Two Garbage Trucks and Four Medium-Duty Utility Vehicles through the Interlocal Agreement for Cooperative Purchasing for Various Departments - \$329,522.19 - Enterprise Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 29 through 48

29. Resolution 2000-0040

RESOLUTION approving the creation of the **OLD SIXTH WARD REDEVELOPMENT AUTHORITY**; approving the Articles of Incorporation and the Bylaws thereof; confirming the appointment of the Initial Directors and Chairperson - **DISTRICT H - VASQUEZ**

30. Council Members Bell, Ellis and Keller tagged

ORDINANCE authorizing the issuance of City of Houston, Texas, Airport System Subordinate Lien Revenue Bonds, Series 2000A, Series 2000P1 and Series 2000P2; authorizing the Mayor and City Controller to approve the amount, the interest rate, price and terms thereof and certain other procedures and provisions relating thereto; providing for the payment thereof; awarding the sale of the Bonds; authorizing the refunding and defeasance of certain refunded Notes; authorizing the execution and delivery of an Escrow Agreement; authorizing the purchase of Bond Insurance and Reserve Fund Surety Policy; authorizing the form of the Reserve Fund Surety Policy Agreement; authorizing and engaging an Escrow Verification Agent and an Escrow Agent; authorizing a Co-Bond Counsel Agreement and a Special Disclosure Co-Counsel Agreement; authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency

Motion 2000-1003 - Suspend rules to consider Item 31 out of order

Motion 2000-1004 - Refer Item 31 back to the Administration for purpose of review by the Committee - "FAILED"

Motion 2000-1005 - Override tag on Item 31 - "FAILED"

31. Council Member Parker tagged

ORDINANCE amending **CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Obstruction of Crosswalks and Intersections; containing other provisions relating to the foregoing subject; providing for severability

32. Ordinance 2000-0720

ORDINANCE approving and authorizing an application for grant assistance from the **TEXAS PARKS AND WILDLIFE DEPARTMENT** for the Regional Park Initiative; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's Representative in the application process; authorizing the Director of the Parks & Recreation Department to accept such grant funds; if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - **DISTRICT C - GOLDBERG**

33. Ordinance 2000-0721

ORDINANCE approving and authorizing two contracts between the City and the **TEXAS DEPARTMENT OF HEALTH, WOMEN'S HEALTH LABORATORIES**, for Pap Smear Screening and Reporting Services for the Sexually Transmitted Disease and Title XX Women's Health Programs - \$27,936.00 - Grant Fund

ORDINANCES - continued

34. Council Member Goldberg tagged

ORDINANCE approving and authorizing contract between the City of Houston and **NEW HOPE COUNSELING CENTER, INC** providing up to \$370,216.00 in Housing Opportunities for Persons with AIDS ("HOPWA") Funds for the administration of a Counseling and Supportive Services Program, which sum includes a limitation of additional funding in the amount of \$185,108.00

35. Council Member Goldberg tagged

ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON H.E.L.P., INC** providing up to \$413,630.00 in Housing Opportunities for Persons with AIDS ("HOPWA") Funds for the administration of a Child Care and Supportive Services Project, which sum includes a limitation of additional funding in the amount of \$275,753.00

36. Ordinance 2000-0722

ORDINANCE approving and authorizing an amendment to contract between the City of Houston and **HOUSTON AREA URBAN LEAGUE, INC - DISTRICT I - CASTILLO**

37. Ordinance 2000-0723

ORDINANCE appropriating \$100,000.00 out of Water & Sewer System Consolidated Construction Fund and authorizing the execution of the contract for Professional Litigation Support Services, between the City of Houston and **TURNER, COLLIE & BRADEN, INC** in connection with a suit against Schlegel Lining Technology, to assist in prosecuting litigation arising out of activities financed by the Fund - **DISTRICTS B - GALLOWAY; H - VASQUEZ and I - CASTILLO**

38. Ordinance 2000-0724

ORDINANCE appropriating \$265,000.00 out of Water & Sewer System Consolidated Construction Fund, and approving and authorizing compromise and settlement agreement between the City of Houston and **EBR ROAD BORING SERVICES, INC** to settle a lawsuit arising out of activities financed by the Fund

39. Ordinance 2000-0716

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **RIVER FOREST CIVIC ASSOCIATION** for garbage collection service for the respective subdivisions - 11 months - \$66.00 - **DISTRICT G - KELLER**

40. Ordinance 2000-0717

ORDINANCE awarding contract to **DANIEL TONG & ASSOC.** for Installation and Repair Services for Electrical Power Systems for the Fire Department; providing a maximum contract amount 3 Years with two one-year options - \$721,448.50 - General Fund

41. Ordinance 2000-0718

ORDINANCE awarding contract to **PRO-CYCLE OIL, INC D/B/A PROCYCLE, INC** for Parts Immersion Cleaning Services for Various Departments; providing a maximum contract amount 3 Years with two one-year options - \$154,961.80 - General Fund

42. Ordinance 2000-0725

ORDINANCE approving and authorizing architectural services contract between the City of Houston and **PEARSON ENGLISH ARCHITECTURAL DESIGN, INC** for Design of an addition to 3300 Main Building, CIP D-0074-03-2 - \$356,800.00 - Building Inspection Fund - **DISTRICT D - BONEY**

ORDINANCES - continued

43. Ordinance 2000-0719

ORDINANCE approving and authorizing an amendment to Interlocal Agreement between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT (HCFCD)** approved and authorized under Ordinance No. 98-0362 on May 13, 1998; authorizing acceptance of \$493,752.00 in funds from Harris County and Deposit of such funds into Harris County Construction Fund for Reconstruction of Airport Boulevard Bridge over Sims Bayou, GFS N-0445N-18 - **DISTRICT D - BONEY**

44. Ordinance 2000-0728

ORDINANCE appropriating \$3,120,500.00 out of Harris County Construction Fund, awarding contract to **CHAMPAGNE-WEBBER INC., TEXAS** on low bid of \$2,721,114.56 and approving and authorizing professional services contract for engineering testing services with **QC LABORATORIES, INC** in the amount of \$100,000.00 for Airport Boulevard Bridge at Sims Bayou, GFS N-0445N-18-3; providing funding for contingencies relating to construction of facilities financed by the Harris County Construction Fund - **DISTRICT D - BONEY**

45. Ordinance 2000-0726

ORDINANCE appropriating \$3,943,270.80 out of Street & Bridge Consolidated Construction Fund, \$863,190.64 out of Water & Sewer System Consolidated Construction Fund, \$1,752,538.56 out of Storm Sewer Consolidated Construction Fund, awarding contract to **CONTRACTOR TECHNOLOGY, INC** on low bid of \$5,800,388.60 and approving and authorizing professional services contract for engineering testing services with **DAE ASSOCIATES, LTD., D/B/A GEOTECH ENGINEERING & TESTING** in the amount of \$120,000.00 for Mesa Drive Reconstruction - Contract "A", GFS N-0680-01-3 (N-0680-01); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund, Water & Sewer System Consolidated Construction Fund and the Storm Sewer Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

46. Ordinance 2000-0727

ORDINANCE appropriating \$46,533.00 out of Fire Consolidated Construction Fund, for Land Purchases/Condemnations, Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees, for and in connection with the Fire Station 21 Parking Lot Expansion Project, located at 10621 South Main, Parcels HYO-001 and HYO-003, CIP C-0089-001 **DISTRICT C - GOLDBERG**

47. Ordinance 2000-0678 - Passed third and final reading

ORDINANCE No. 2000-678, passed second reading August 2, 2000

ORDINANCE granting to **WESTERN INTEGRATED NETWORKS OF TEXAS OPERATING L.P., a Delaware Limited Partnership**, the right, privilege, and franchise to erect, maintain and operate a Cable Television System in the City of Houston, Texas - **THIRD AND FINAL READING**

48. Ordinance 2000-0679 - Passed third and final reading

ORDINANCE No. 2000-679, passed second reading August 2, 2000

ORDINANCE granting to **GRANDE COMMUNICATIONS, INC, a Delaware Corporation**, the right, privilege, and franchise to erect, maintain and operate a Cable Television System in the City of Houston, Texas - **THIRD AND FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 49

MISCELLANEOUS

49. Motion 2000-1016

SET A PUBLIC HEARING DATE to consider amendments to **CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**
SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - TWO WEEKS FROM DATE OF PASSAGE

MATTERS HELD - NUMBERS 50 through 54

50. Motion 2000-1017

MOTION by Council Member Boney/Seconded by Council Member Sanchez to adopt recommendation from Finance & Administration Department to award to **COLE INFORMATION SERVICES, INC** for Criss-Cross Directories for Various Departments - \$187,819.74 - General, Enterprise and METRO Funds - **TAGGED BY COUNCIL MEMBER TATRO**
This was Item 9 on Agenda of August 2, 2000

51. Resolution 2000-41 - FAILED

RESOLUTION of the City of Houston, Texas supporting Transportation Excellence for the 21st Century (TEX-21) - **TAGGED BY COUNCIL MEMBERS TODD, TATRO and KELLER**
This was Item 10 on Agenda of August 2, 2000

52. Motion 2000-1018 - Postpone one (1) week

ORDINANCE appropriating \$509,983.20 out of Airports Improvement Fund and approving and authorizing professional engineering services contract between the City of Houston and **EDWARDS AND KELCEY, INC** for the design and preparation of construction documents for Reconstruction of Aprons and Pavement Rehabilitation at Ellington Field (Project No. 568), CIP A-0153 and A-0388 - **DISTRICT E - TODD** - **TAGGED BY COUNCIL MEMBER KELLER**
This was Item 25 on Agenda of August 2, 2000

53. Council Member Goldberg tagged

ORDINANCE appropriating \$554,100.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **PTI, INCORPORATED**, for Design of Almeda Road Reconstruction from Alabama Street to Hermann Drive, CIP N-0736-01-2 (N-0736-01); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund **DISTRICTS D - BONEY and I - CASTILLO** - **TAGGED BY COUNCIL MEMBER TATRO**
This was Item 32 on Agenda of August 2, 2000

54. Council Member Goldberg tagged

ORDINANCE appropriating \$461,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **TSC ENGINEERING COMPANY** for Design of Waterline Replacement in the Meyerland Subdivision, CIP S-0035-65-2 (WA10592); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT C - GOLDBERG** - **TAGGED BY COUNCIL MEMBERS TATRO and KELLER**
This was Item 33 on Agenda of August 2, 2000

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Goldberg 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

**8/15/00 - Mayor Brown and Mayor Pro Tem Boney out of the City
Council Members Galloway, Vasquez and Robinson out of the City on personal business**

**8/16/00 - Mayor Brown and Mayor Pro Tem Boney out of the City
Council Members Galloway and Robinson out of the City on personal business**