

AGENDA - COUNCIL MEETING - WEDNESDAY - JANUARY 19, 2000 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2000-0063 to 2000-0097
ORDINANCES 2000-0036 to 2000-0049
NO RESOLUTIONS

2000-0062-1

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Boney

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. M. - PUBLIC

MAYOR'S REPORTS

CONSENT AGENDA NUMBERS 1 through 38

MISCELLANEOUS - NUMBERS 1 through 4

1. Motion 2000-0065

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

Position Eight - **MR. JON A. SIMMONS**, from an Alternate Position for a term to expire
July 26, 2000

Position Ten - **MS. DETRA STEWART**, completing a term to expire July 26, 2000

2. Motion 2000-0066

REQUEST from Mayor for confirmation of appointment and reappointment of the following to the **CITY OF HOUSTON REINVESTMENT ZONE NUMBER THREE, also known as MAIN STREET/MARKET SQUARE**:

Position One - **MR. JAMIE MIZE**, for a term to expire January 1, 2002

Position Two - **MR. THOMAS V. GRIECO**, for a term to expire January 1,
2001, replacing Mr. Nick Gonzalez who has resigned

Position Three - **MS. ZINETTA A. BURNEY**, for a term to expire January 1,
2002, and as Chair for one year

Position Five - **MR. ALEJANDRO MESSING**, for a term to expire January 1,
2002, replacing Mr. Alexander Chae who has resigned

MISCELLANEOUS - continued

3. Motion 2000-0067

REQUEST from Mayor for confirmation of appointment and reappointment of the following to the **MAIN STREET/MARKET SQUARE REDEVELOPMENT AUTHORITY**:

- Position One - **MR. JAMIE MIZE**, for a term to expire January 1, 2002
- Position Two - **MR. THOMAS V. GRIECO**, for a term to expire January 1, 2001, replacing Mr. Nick Gonzalez who has resigned
- Position Three - **MS. ZINETTA A. BURNEY**, for a term to expire January 1, 2002, and as Chair for one year
- Position Five - **MR. ALEJANDRO MESSING**, for a term to expire January 1, 2002, replacing Mr. Alexander Chae who has resigned
- Position Seven - **MR. CURTIS LAMPLEY**, for a term to expire January 1, 2002

4. Motion 2000-0068

REQUEST from Mayor for confirmation of the reappointment of the following to the **WESTCHASE MANAGEMENT DISTRICT BOARD OF DIRECTORS**, for terms to expire May 30, 2003:

- Position Nine - **MR. MARTIN WILTSHIRE**
- Position Ten - **MR. MARK D. TAYLOR**
- Position Eleven - **MR. BILL SENGLMANN**
- Position Thirteen - **MR. DAVID J. LEE**
- Position Fourteen - **MR. DOUGLAS L. ELLIOTT**
- Position Fifteen - **MS. SUZANNE ANDERSON**
- Position Sixteen - **MR. TOM WENZEL**

DAMAGES - NUMBERS 5 and 6

5. Motion 2000-0077

RECOMMENDATION from City Attorney for settlement of claim of **ALLSTATE COUNTY MUTUAL INSURANCE COMPANY as Subrogee of MARCEL BIZAOU** - \$19,536.00 - Property & Casualty Fund

6. Council Member Vasquez tagged

RECOMMENDATION from City Attorney for settlement of lawsuit styled **MARIA GUADALUPE CASTRO VILCHIS, et al** v. City of Houston and Arnetta Washington in the 165th Judicial District Court of Harris County, Texas; Cause No. 97-46018 - \$217,500.00 - Property & Casualty Fund

ACCEPT WORK - NUMBERS 7 through 12

7. Motion 2000-0069

RECOMMENDATION from Building Services Department for approval of final contract amount of \$1,380,338.21 and acceptance of work on contract with **ALL-TEX ROOFING, INC** for Reroofing the George R. Brown Convention Center, GFS B-0009-01-3 - 03.94% under the original contract amount - Enterprise Fund - **DISTRICT I - CASTILLO**

8. Motion 2000-0078

RECOMMENDATION from Building Services Department for approval of final contract amount of \$154,657.70 and acceptance of work on contract with **GULF STAR ROOFING AND SHEETMETAL** for Reroofing Dixon, Flores and Mancuso Branch Libraries, GFS E-0038-09-3 04.86% over the original contract amount - General Improvements Consolidated Construction Fund - **DISTRICTS B - GALLOWAY; H - VASQUEZ and I - CASTILLO**

ACCEPT WORK - continued

9. Motion 2000-0070

RECOMMENDATION from Building Services Department for approval of final contract amount of \$428,596.15 and acceptance of work on contract with **PEDKO PAVING, INC** for Sommermeyer Neighborhood Depository, GFS L-0010-02-3 - 01.35% over the original contract amount Solid Waste Consolidated Construction and CDBG Grant Funds - **DISTRICT A - TATRO**

10. Motion 2000-0079

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$947,010.12 and acceptance of work on contract with **INSITUFORM TEXARK, INC** for Construction of Sanitary Sewer Rehabilitation in Sims Bayou, GFS R-1033-16-3 (4260-16) - 16.08% under the original contract amount - Enterprise Fund - **DISTRICTS D - BONEY and I - CASTILLO**

11. Motion 2000-0080

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,458,958.85 and acceptance of work on contract with **WESTERN SUMMIT CONSTRUCTORS, INC** for Construction of Rehabilitation of Clarifiers and Thickeners at East Water Purification Plant; GFS S-0056-10-3 (10211-10) - 03.28% over the original contract amount - Enterprise Fund

12. Motion 2000-0081

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,417,607.42 and acceptance of work on contract with **C AND C SERVICES** for Construction of Water Main Extensions at Various Locations in Houston, GFS S-0700-VL-3 (10422) - 13.61% under the original contract amount - Enterprise Fund **DISTRICTS A - TATRO; B - GALLOWAY; C - GOLDBERG; D - BONEY; G - KELLER; H - VASQUEZ and I - CASTILLO**

PURCHASING AND TABULATION OF BIDS - NUMBERS 13 through 19

LOW BIDS

13. Motion 2000-0071

COMPONENT PRODUCTS, INC for Breakaway Bases and Pole Foundations for Streetlights for Department of Public Works & Engineering - Replacement - \$28,800.00 - General Fund

14. Motion 2000-0072

GREAT WESTERN SUPPLY CO., INC for PVC Pipe and Fittings for Various Departments \$293,550.10 - General and Enterprise Funds

OTHER

15. Motion 2000-0073

CASCO INDUSTRIES, INC for Fire Fighting Hoods for the Fire Department - \$291,900.00 - New and Replacement - General Fund

16. Motion 2000-0074

KNOGO NORTH AMERICA for Security Strips and Audio and Video Cassette Markers for Library Department - New - \$47,558.40 - General Fund

PURCHASING AND TABULATION OF BIDS – continued

OTHER – continued

17. Motion 2000-0082

JALCO, INC for Emergency Repair of a Sanitary Sewer Line for Department of Public Works & Engineering - \$196,684.06 - Enterprise Fund

18. Motion 2000-0075

RANKIN AUTOMOTIVE GROUP dba U.S. PARTS for Engine Drive-Line and Chassis Parts for Various Departments - \$352,678.95 - General and Enterprise Funds

19. Motion 2000-0076

TURTLE & HUGHES, INC - \$1,056,896.00, **WARREN ELECTRIC** - \$82,900.00, **DEALERS ELECTRICAL SUPPLY** - \$116,000.00 and **WINN LANGE HUGHES SUPPLY** - \$46,000.00 for Electrical Switchgear and Motor Controls for Various Departments - General, Enterprise and Fire Department Revolving Funds

ORDINANCES - NUMBERS 20 through 38

20. Council Members Robinson, Vasquez, Sanchez, Bell and Ellis tagged

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 99-1385 by deleting one (1) Assistant Arson Investigator Position; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance; providing for severability

21. Ordinance 2000-0036

ORDINANCE approving and authorizing a lease agreement between **LIGHTHOUSE FOR THE BLIND OF HOUSTON, A Texas Non-Profit Corporation**, as tenant, and the City of Houston, Texas, as owner, for 2.316 acres of land out of the John Austin Survey and the improvements located thereon (located within the 3500 and 3600 blocks of West Dallas, Houston, Texas) - **DISTRICT D - BONEY**

22. Ordinance 2000-0041

ORDINANCE approving and authorizing a special warranty deed conveying to Amir Zindani a parcel of land containing 35,649 square feet (0.8184 acre), more or less, Parcel S99-059, being out of the Harris and Wilson Two League Grant, A-32, Harris County, Texas (acquired for the 69th Street Wastewater Treatment Plant Site); located at 5400 Clinton Drive and in consideration of Amir Zindani's payment of \$55,000.00, and other consideration to the City - Revenue **DISTRICT H - VASQUEZ**

23. Ordinance 2000-0037

ORDINANCE approving and authorizing a special warranty deed conveying to W. Barclay Corporation (William B. Clayton, President) a parcel of land containing 249,169 square feet (5.720 acres), more or less, Parcel S99-052, being out Lot 58 of Meadowbrook Farms and located in the J. N. O. Smith Survey, A-691, Harris County, Texas (also known as part of the former Park Ten Municipal Utility District Wastewater Treatment Plant Site located east of Baker Road and south of Kingsland Boulevard), and in consideration of W. Barclay Corporation's payment of \$167,000.00, and other consideration to the City - Revenue - **DISTRICT G - KELLER**

24. Ordinance 2000-0042

ORDINANCE authorizing the City of Houston to transfer eleven (11) notes and liens from the City's Homebuyer Assistance Program to **HARRIS COUNTY**

ORDINANCES - continued

25. Ordinance 2000-0038

ORDINANCE approving and authorizing contribution agreement between **HOUSTON DOWNTOWN MANAGEMENT DISTRICT** and the City of Houston, granting to the City the sum of \$30,000.00, to underwrite a portion of the lease payments for a lease agreement between **GULF COAST LEGAL FOUNDATION, a Texas Non-profit corporation**, and the City, leasing space at 1415 Fannin to the City for use as a Downtown Police Storefront Facility - **DISTRICT I - CASTILLO**

26. Council Member Sanchez tagged

ORDINANCE approving and authorizing contracts between the City and **THP-ARBOR COURT, L.P.** for a Reimbursement Agreement of certain overtime expenses incurred by the Houston Police Department - **DISTRICT B - GALLOWAY**

27. Council Members Todd, Tatro, Keller, Robinson, Ellis and Vasquez tagged

ORDINANCE approving and authorizing contract between the City and **EHRENKRANTZ, EKSTUT & KUHN ARCHITECTS, INC** for the Development of a Main Street Corridor Master Plan for the Planning and Development Department - \$260,000.00 - Grant Fund - **DISTRICTS C - GOLDBERG, D - BONEY, H - VASQUEZ and I - CASTILLO**

28. Council Members Tatro, Keller and Bell tagged

ORDINANCE approving and authorizing Amendment No. 1 to an Airport Baggage Cart Concession and Service Agreement at George Bush Intercontinental Airport/Houston and William P. Hobby Airport between the City of Houston and **SMARTE CARTE, INC** - Through July 30, 2002 - \$449,661.00 - Enterprise Fund - **DISTRICTS B - GALLOWAY and E - TODD**

Motion 2000-0083 – Suspend rules to hear from Mr. Richard Vacar, Director of the Department of Aviation, relative to Item 29

Motion 2000-0084 – Suspend rules to hear from a representative of Bechtel Enterprises Holdings, Inc relative to Item 29

Motion 2000-0085 – Move Item 29 to the end of the Public Session

Motion 2000-0086 – Suspend rules to hear Ms. Marilyn Head, Ms. Arlene Kelly and Ms. Susan Hartnett out of order

Motion 2000- 0087 – Suspend rules to hear from Chief Storemski of the Houston Police Department

Motion 2000-0088 – Suspend rules to hear from Ms. Gloria Moreno of the Health and Human Services Department

Motion 2000-0089 – Suspend rules to hear from Ms. Nancy Collins

Motion 2000-0090 – Suspend rules to hear from Mr. Hank Coleman and a representative of Bechtel Enterprises Holdings, Inc, relative to Item 29

ORDINANCES - continued

Motion 2000-0091 – Amend Item 29 to add the following new Section 5 and renumber Section 5 as Section 6: “Section 5. Notwithstanding the foregoing, it is expressly provided that the City shall not be authorized to proceed with the “Operating Phase” as contemplated in Section 2(b) of the attached agreement until the City Attorney has received and approved the opinion of Vinson & Elkins LLP regarding the liability of the City. Said letter shall include, but not be limited, to the representations set forth in the letter dated January 19, 2000 from Hank Coleman of Vinson & Elkins LLP to Anthony Hall, City Attorney.”

29. Ordinance 2000-0043

ORDINANCE approving and authorizing agreement with **BECHTEL ENTERPRISES HOLDINGS, INC** to facilitate participation by the Department of Aviation in submitting a bid to the Mexican Government for the privatization of thirteen Mexican-owned airports; providing for authorization of the Mayor to execute other related documents

30. Ordinance 2000-0039

ORDINANCE approving and authorizing ground lease agreements in connection with development of the East Cargo Area at George Bush Intercontinental Airport/Houston between the City of Houston and (1) **LYNXS HOUSTON CARGOPORT, LLC**; (2) **MLR EAST CARGO, LLC**; and (3) **TCC/AMMB AVIATION IAH LP** - Revenue - **DISTRICT B - YARBROUGH**

31. Council Member Tatro tagged

ORDINANCE approving and authorizing contract for professional services in connection with Workplace Training for the Houston Airport System by and between the City of Houston and **NORTH HARRIS MONTGOMERY COMMUNITY COLLEGE** - 3 Years - \$450,000.00 Total Contract Amount - Enterprise Fund - **DISTRICTS B - GALLOWAY and E - TODD**

32. Ordinance 2000-0044

ORDINANCE appropriating \$950,000.00 out of Airport System Subordinate Lien Revenue Bond Fund Series 1998B (AMT) and approving and authorizing contract for Professional Real Property Acquisition and Relocation Services for the Houston Airport System by and between the City of Houston and **UNIVERSAL FIELD SERVICES, INC** - **DISTRICTS B - GALLOWAY and E - TODD**

33. Pulled - Not Considered

ORDINANCE appropriating \$46,021.28 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing a Developer Participation contract between the City of Houston and **NUHOME DESIGNS, Limited Liability Corporation**, for construction of Water and Sanitary Sewer Lines serving Section 2 of the Green Park Subdivision - **DISTRICT D - BONEY**

34. Ordinance 2000-0045

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **STONEHENGE ASSOCIATION, INC** for Garbage Collection Service for the respective subdivisions - 6 Months - \$360.00 - General Fund - **DISTRICT G - KELLER**

35. Ordinance 2000-0046

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **TANGLEWILDE SOUTH SECTION I** and **WESTHOLLOW VILLA HOMEOWNERS ASSOCIATION** for Garbage Collection Service for the respective subdivisions - 24 Months \$4,608.00 - General Fund - **DISTRICT G - KELLER**

ORDINANCES – continued

36. Ordinance 2000-0040

ORDINANCE appropriating \$388,978.00 out of Airports Improvement Fund and approving and authorizing professional engineering services contract between the City and **URS GREINER WOODWARD CLYDE SOUTHWEST, INC** for the North Apron Environmental Safety System at William P. Hobby Airport (Project No. 563); CIP A-0380 - **DISTRICT E - TODD**

37. Ordinance 2000-0047

ORDINANCE appropriating \$305,700.00 out of Water & Sewer Consolidated Construction Fund; approving and authorizing professional engineering services contract between the City of Houston and **FERRO-SAYLORS, INC** for Design of the Rehabilitation of Groundwater Pump Stations, CIP S-1000-FS-2 (WA10619); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer Consolidated Construction Fund

38. Ordinance 2000-0048

ORDINANCE appropriating \$535,300.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing first amendment to professional services contract between the City of Houston and **ROY F. WESTON, INC** for Improvements at Various Groundwater Pumping Stations; GFS S-1000-RW-2 (10564); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS B - GALLOWAY; F - ELLIS and G - KELLER**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 39

PURCHASING AND TABULATION OF BIDS

39. Motion 2000-0092

RECOMMENDATION from Finance & Administration Department to make the following awards for Plumbing Supplies for Various Departments - General, Enterprise and Fire Department Revolving Funds:

HUGHES SUPPLY, INC - \$1,455,651.00

CITY SUPPLY CO., INC - \$625,735.00

COUNCIL DRAW LOTS

ITEM NO. 37 due to receiving identical bids from **CITY SUPPLY CO., INC** and **HUGHES SUPPLY, INC** in the amount of \$500,500.00

CITY SUPPLY CO., INC drawn for award

MATTERS HELD - NUMBERS 40 through 46

40. Motion 2000-0093

MOTION by Council Member Galloway/Seconded by Council Member Sanchez to adopt recommendation from City Attorney for additional funding for legal services agreement with **MAYOR, DAY, CALDWELL and KEETON** in connection with the lawsuit styled Maguire Oil Company v. City of Houston - \$275,000.00 - Property and Casualty Fund

TAGGED BY COUNCIL MEMBER QUAN

This was Item 2 on Agenda of January 12, 2000

MATTERS HELD – continued

41. Motion 2000-0094

MOTION by Council Member Boney/Seconded by Council Member Sanchez to adopt recommendation from Director Department of Public Works & Engineering for payment of FY 2000 Annual Membership dues for the **AMERICAN WATER WORKS ASSOCIATION RESEARCH FOUNDATION** Subscription Program - \$179,955.00 - Enterprise Fund

TAGGED BY COUNCIL MEMBER KELLER

This was Item 4 on Agenda of January 12, 2000

42. Motion 2000-0095

MOTION by Council Member Boney/Seconded by Council Member Sanchez to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Alan Laferriere, for encroachment agreement for a ±8-foot garage encroachment into a ±38-foot wide alley between Ashland Street and Nicholson Street, adjacent to Lots 35 and 36, Block 55, Houston Heights Addition, Parcel ENY0-02 - **DISTRICT A - TATRO**

TAGGED BY COUNCIL MEMBERS ROBINSON, VASQUEZ and PARKER

This was Item 10 on Agenda of January 12, 2000

43. Motion 2000-0096

MOTION by Council Member Sanchez/Seconded by Council Member Tatro to adopt recommendation from Finance & Administration Department to award to **QUANTUM FITNESS CORPORATION** - \$65,068.00, **DIVERSIFIED MED. SERVICES, INT'L** - \$32,251.50 and **PROMAXIMA MFG., INC** - \$105,880.00 for Fitness Equipment for Parks & Recreation Department - Equipment Acquisition Consolidated Fund

TAGGED BY COUNCIL MEMBER ELLIS

This was Item 24 on Agenda of January 12, 2000

44. Motion 2000-0097

MOTION by Council Member Boney/Seconded by Council Member Galloway to adopt recommendation from Finance & Administration Department to award to **ARMORCAST PRODUCTS COMPANY** for Polymer Concrete Meter Boxes and Covers for Department of Public Works & Engineering - \$2,525,718.72 - **TAGGED BY COUNCIL MEMBER QUAN**

This was Item 25A on Agenda of January 12, 2000

45. Ordinance 2000-0049

ORDINANCE awarding contract to **J. E. SPECIALTIES, INC dba J & E ASSOCIATES** for Cleaning and Janitorial Services for Health & Human Services Department; providing a maximum contract amount - 1 Year with 4 one year options - \$4,816,371.15 - General Fund

TAGGED BY COUNCIL MEMBER QUAN

This was Item 37 on Agenda of January 12, 2000

Motion 2000-0063 – Suspend rules to consider Item 46 out of order

46. Motion 2000-0064 – Refer to Economic Development Committee and postpone proposed amendments and Item 46 for two (2) weeks

RESOLUTION approving the creation of a Local Government Corporation for purposes related to the construction and operation of a Convention Center Hotel; approving the Articles of Incorporation and the Bylaws thereof; confirming the appointment of the Initial Directors

TAGGED BY COUNCIL MEMBERS TODD, ROBINSON, QUAN, TATRO, VASQUEZ, KELLER, PARKER, BELL, ELLIS and GOLDBERG

This was Item 28 on Agenda of January 12, 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

1/19/00 – All Present