

AGENDA - COUNCIL MEETING - TUESDAY - JULY 25, 2000 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2000-0940 to 2000-0968
ORDINANCES 2000-0678 to 2000-0691
RESOLUTION 2000-0035

2000-0939-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Vasquez

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 2000-0940 - Suspend rules to hear from Chief Lester Tyra

Motion 2000-0941 - Suspend rules to add Ms. Glenda Barrett to the speaker list

Motion 2000-0942 - Suspend rules to hear from Mr. Holden Shannon out of order

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JULY 26, 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 32

MISCELLANEOUS - NUMBERS 1 through 6

1. Motion 2000-0954

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **GULFGATE REDEVELOPMENT AUTHORITY**:

Position 1 - **MR. ERIC LIPPER**, reappointment, for an unexpired term ending 12/9/2001, and as Chair of the Board, for an unexpired term ending 12/31/2000

Position 3 - **MR. JOHNNY C. SOTO**, reappointment, for an unexpired term ending 12/9/2001

Position 5 - **MR. FREDERICO J. MENDOZA**, reappointment, for an unexpired term ending 12/9/2001

Position 6 - **MR. STEVE PHELPS**, reappointment, for a term ending 12/9/2000

Position 7 - **MR. MANUEL RODRIGUEZ**, appointment, for an unexpired term ending 12/9/2001

MISCELLANEOUS - continued

2. Motion 2000-0943

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON LIBRARY BOARD**, for terms to expire March 12, 2002:

- Position 2 - **DR. EUGENIO A. AGUILAR, III**, reappointment
- Position 4 - **MR. BARRY HUNSAKER, JR.**, appointment
- Position 6 - **MS. ELISE ELKINS JOSEPH**, reappointment
- Position 8 - **MS. JUANITA ELIZONDO**, reappointment
- Position 10 - **MS. KATHRYN L. E. RABINOW**, reappointment
- Position 12 - **MS. RUTH ANN STIMLEY**, reappointment

3. Motion 2000-0944

REQUEST from Mayor for confirmation of the reappointment of the following to the **PLUMBING CODE REVIEW BOARD**:

- Position One - **MR. GERALD SPENCER**, for an unexpired term ending January 2, 2001
- Position Two - **MR. JAMES WONG**, for a term to expire January 2, 2002
- Position Three - **MR. ORLAN BITNER, SR.**, for an unexpired term ending January 2, 2001
- Position Four - **MR. BENJAMIN ZERMENO**, for a term to expire January 2, 2001
- Position Five - **MR. MARK CLAYTON**, for an unexpired term ending January 2, 2001
- Position Six - **MR. CHARLES D. GOODEN**, for a term to expire January 2, 2002

4. Motion 2000-0945

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **OLD SPANISH TRAIL/ALMEDA CORRIDORS REDEVELOPMENT AUTHORITY**:

- Position One - **MS. ALGENITA SCOTT DAVIS**, reappointment, for an unexpired term ending May 6, 2001
- Position Two - **MR. JAMES J. SMITH**, reappointment, for a term to expire May 6, 2002
- Position Three - **MS. ZINETTA BURNEY**, reappointment, for an unexpired term ending May 6, 2001, and as Chair, for a term to expire December 31, 2000
- Position Four - **MR. BRIAN SMITH**, appointment, for a term to expire May 6, 2002
- Position Five - **MR. FRANCIS PAGE, SR.**, appointment, for an unexpired term ending May 6, 2001
- Position Six - **MS. SYLVIA BROOKS**, reappointment, for a term to expire May 6, 2002
- Position Seven - **MR. WALTER DAVIS**, reappointment, for an unexpired term ending May 6, 2001

5. Motion 2000-0946

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to **REINVESTMENT ZONE NUMBER NINE (South Post Oak Board of Directors)**:

- Position 3 - **MS. ALGENITA SCOTT DAVIS**, for a term ending 12/31/2001 and appointment as Chair of the Board, for an unexpired term ending 12/31/2000
- Position 4 - **MS. NENE FOXHALL**, reappointment, for a term ending 12/31/2001
- Position 5 - **MR. CHUCK JENESS**, reappointment, for a term ending 12/31/2001

6. Motion 2000-0947

REQUEST from Mayor for confirmation of the appointment of **MR. BARON WALLACE**, as Chair, for a term to expire December 31, 2000 and the reappointment of the following to **REINVESTMENT ZONE NUMBER TWO (also known as MIDTOWN ZONE)**:

- Position Six - **MR. ALFRED FLORES**, for an unexpired term ending December 31, 2001
- Position Seven - **MR. DAVID EDWARDS**, for an unexpired term ending December 31, 2001

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 13

LOW BIDS

7. Ordinance 2000-0685

ORDINANCE appropriating \$98,574.00 out of Water & Sewer System Consolidated Construction Fund for Emergency Generator Set for the Public Works & Engineering Department, CIP S-1000-M3

a. Motion 2000-0955

INDUSTRIAL ELECTRICAL SERVICES, INC for an Emergency Generator Set for Department of Public Works & Engineering - Replacement - \$93,880.00 and contingencies for an amount not to exceed \$98,574.00 - Enterprise Fund - **DISTRICT F - ELLIS**

8. Ordinance 2000-0681

ORDINANCE appropriating \$187,870.20 out of Water & Sewer System Consolidated Construction Fund for Demolishing and Disposing of Water Storage Tanks for the Public Works & Engineering Department, CIP S-1000-L9B

a. Motion 2000-0951

J.T.B. SERVICES, INC to Demolish and Dispose of Water Storage Tanks for Department of Public Works & Engineering - \$178,924.00 and contingencies for an amount not to exceed \$187,870.20 - Enterprise Fund - **DISTRICTS B - GALLOWAY; C - GOLDBERG; F - ELLIS and G - KELLER**

OTHER

9. Motion 2000-0956

RECOMMENDATION from Chief of Police for supplemental allocation of funds in the amount of \$728,000.00 for Four (4) current service contracts with the following for Houston Police Department for Fiscal Year 2001 - General Fund:

UNISYS CORPORATION - \$700,000.00

(Hardware) - Contract No. C31226 - \$674,000.00

(Software) - Contract No. C34141 - \$26,000.00

STORAGE TECHNOLOGY CORPORATION - \$28,000.00

(Hardware) - Contract No. C32185 - \$26,000.00

(Software) - Contract No. C33537 - \$2,000.00

10. Motion 2000-0957

DENVER SOLUTIONS GROUP, INC for Renewal of Computer Software License and Upgrade from the State of Texas Federal Services Commission's Contract through the State of Texas Cooperative Purchasing Program for Finance & Administration Department - \$605,931.00 3 Years - General Fund

11. Motion 2000-0958

AMEND MOTION #98-1782, 11/10/98, TO EXTEND the expiration date by twelve months from November 15, 2000 to November 14, 2001, for Seagrave Fire Apparatus Replacement Parts for Fire Department, awarded to **MILE HI T FIRE EQUIPMENT, INC**

12. Motion 2000-0952

AMEND MOTION #2000-213, 2/16/00, TO INCREASE quantity and amount to purchase nine additional Microfilm Readers for a total increase of \$25,875.00 for Library Department, awarded to **BERGER MICROGRAPHICS** - Equipment Acquisition Consolidated Fund

13. Motion 2000-0953

HUGHES SUPPLY, INC dba INDUSTRIAL INTERNATIONAL, INC, Bid #1 for PVC Pipe for Department of Public Works & Engineering - \$356,178.00 - Enterprise Fund

RESOLUTIONS AND ORDINANCES - NUMBERS 14 through 32

14. Council Member Robinson tagged

RESOLUTION approving the creation of the Houston Area Water Corporation; approving the Articles of Incorporation and the Bylaws thereof; confirming the appointment of the Initial Directors

a. Not Received - Not Considered

ORDINANCE appropriating \$1,000,000.00 out of Water & Sewer System Consolidated Construction Fund and approving the interim funding agreement between the City of Houston and the proposed Houston Area Water Corporation; authorizing the Mayor to sign the Interim Funding Agreement when the Houston Area Water Corporation is created

Motion 2000-0959 - Override tag on Item 15 - FAILED

15. Council Member Todd tagged

RESOLUTION calling for the enactment into Federal Law of the Conservation and Reinvestment Act

16. Council Member Bell tagged

RESOLUTION authorizing the Convention and Entertainment Facilities Department and the Legal Department to proceed with the negotiations for the redevelopment of Fire Station No. 1 and the Central Waterworks Site - **DISTRICT I - CASTILLO**

17. Council Members Bell and Tatro tagged

ORDINANCE approving and authorizing contract between the City and **BRACEWELL & PATTERSON LLP** for Legal Services relating to the Redevelopment of Fire Station No. 1 and the Waterworks Building; providing a maximum contract amount - \$300,000.00 - Enterprise Fund

18. Council Members Tatro, Keller, Parker and Bell tagged

ORDINANCE amending the **HOUSTON SIGN CODE** relating to the height of certain signs within the Central Business District containing other provisions relating to the foregoing subject; providing for severability

19. Ordinance 2000-0682

ORDINANCE consenting to the addition of 205.96 acres of land to **GRAND MISSION MUNICIPAL UTILITY DISTRICT NO. 1** for inclusion in its district

20. Ordinance 2000-0683

ORDINANCE consenting to the addition of 72.9918 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 364** for inclusion in its district

21. Pulled - Not Considered

ORDINANCE approving and authorizing an Occupancy Agreement between **EDUCATIONAL LEARNING AND ENRICHMENT CENTER, INC**, as occupant, and the City of Houston, Texas, as owner, for space in the Fifth Ward Multi-Service Center - Revenue - **DISTRICT B - GALLOWAY**

22. Council Member Todd tagged

ORDINANCE approving and authorizing contract between the City of Houston and **GULF COAST TRADES CENTER** to provide \$76,650.00 in Community Development Block Grant Funds for Renovations to a Facility located at 16673 Interstate Highway 45 North (Independent Living Skills Environment Campus)

RESOLUTIONS AND ORDINANCES - continued

23. Ordinance 2000-0686

ORDINANCE approving and authorizing Temporary Personnel Services contracts between the City and **A-TEMPS, INC, A-1 PERSONNEL, INC, ACCURATE PERSONNEL, INC, ALL TEMPS PERSONNEL SERVICE, INC, BESTAFF SERVICES, INC, EDUCATIONAL LEARNING AND ENRICHMENT CENTER, INC, EXCLUSIVE TEMPORARIES, INC, EXECUTEAM CORPORATION, G&A STAFFSOURCING, INC, JUANELL STEELE & ASSOCIATES PERSONNEL SERVICE, INC, MODERN TEMPS, INC, SILVER & ASSOCIATES, INC, BERGAILA ASSOCIATES, INC, CRINER-DANIELS & ASSOCIATES, INC, DATALOGIC, INC, ELITE COMPUTER CONSULTANTS, INC, JEFFERSON ASSOCIATES, INC** and **MANPOWER PROFESSIONAL SERVICES, INC**; providing a maximum amount for all contracts \$10,300,000.00 - Central Services Revolving Fund

Motion 2000-0949 - Suspend rules to consider Item 24 out of order

24. Ordinance 2000-0680

ORDINANCE approving and authorizing Landscape Cost Share Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)**, and accompanying agreement between the City and **TREES FOR HOUSTON**; for Landscape Improvements on two State Highway Intersections - **DISTRICTS C - GOLDBERG and E - TODD**

25. Ordinance 2000-0684

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **LAKESIDE IMPROVEMENT ASSOCIATION** for garbage collection service for the respective subdivisions - 11 Months - \$66.00 - **DISTRICT G - KELLER**

26. Ordinance 2000-0687

ORDINANCE appropriating \$100,000.00 out of Airports Improvement Fund and approving and authorizing professional engineering services contract between the City of Houston and **BELLAMY-NORTH & ASSOCIATES** for Miscellaneous projects for Houston Airport System at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Field, Proj. 409J, CIP A-0138 - **DISTRICTS B - GALLOWAY and E - TODD**

27. Ordinance 2000-0688

ORDINANCE awarding contract to **PROFESSIONAL FLEET, INC** for On-Site Lubrication Services for Various Departments; providing a maximum contract amount - 3 Years \$409,063.00 - General and Enterprise Funds

28. Ordinance 2000-0689

ORDINANCE awarding contract to **PIPERS AUTOMOTIVE SERVICE CENTER** for On-Site Lubrication Services for Various Departments; providing a maximum contract amount - 3 Years \$235,218.50 - General and Enterprise Funds

29. Ordinance 2000-0691

ORDINANCE appropriating \$2,095,442.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **BRC SERVICES, INC** on low bid of \$1,869,768.00 and approving and authorizing professional services contract for engineering testing services with **HBC ENGINEERING, INC** in the amount of \$20,000.00 for Water Line construction by Point Repair Method, GFS S-0035-PR-3 (10654); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

RESOLUTIONS AND ORDINANCES - continued

Motion 2000-0948 - Suspend rules to consider Items 30 and 32 out of order

Motion 2000-0950 - Suspend rules to hear from Ms. Kathy Mosley relative to Item 30

30. Ordinance 2000-0678 - First Reading

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 - **FIRST READING**

31. Pulled - Not Considered

ORDINANCE granting to **WIDOPENWEST, TEXAS, LLC, a Delaware Limited Liability Corporation**, the right, privilege, and franchise to erect, maintain and operate a Cable Television System in the City of Houston, Texas - **FIRST READING**

32. Ordinance 2000-0679 - First Reading

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 - **FIRST READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 33 through 39

33. Motion 2000-0960 - Adopt

REQUEST from Mayor for confirmation of the reappointment of the following to the **GREATER HARRIS COUNTY 911 EMERGENCY NETWORK BOARD OF MANAGERS**, for a term to expire September 30, 2002:

Position 1 - **MR. RUSSELL S. RAU**

Position 2 - **MR. KENT L. GEE**

POSTPONED BY MOTION #2000-917, 7/19/00

This was Item 1 on Agenda of July 19, 2000

34. Motion 2000-0961

MOTION by Council Member Vasquez/Seconded by Council Member Tatro to adopt recommendation from Finance & Administration Department to award to **Fe3, INCORPORATED/FINI ENTERPRISES, INC** - \$871,623.00, **GULBRANDSEN TECHNOLOGIES** - \$1,232,066.00, **GENERAL CHEMICAL CORPORATION** - \$1,145,986.40 for Inorganic Metal Salt Coagulants Part II for Department of Public Works & Engineering Enterprise Fund - **TAGGED BY COUNCIL MEMBER QUAN**

This was Item 11 on Agenda of July 19, 2000

35. Motion 2000-0962 - Refer back to Administration

MOTION by Council Member Boney/Seconded by Council Member Vasquez to adopt recommendation from Finance & Administration Department to award to **H & H INDUSTRIES, INC** for Traffic Signal Lamps for Department of Public Works & Engineering - \$738,209.40 METRO Fund - **TAGGED BY COUNCIL MEMBERS QUAN, TODD and ELLIS**

This was Item 13 on Agenda of July 19, 2000

MATTERS HELD – continued

36. Resolution 2000-0035

RESOLUTION designating certain properties in the City of Houston as Historic Landmarks (S. H. Kress & Co. Building, The Union National Bank Building, The Commercial National Bank Building and The Scanlan Building) - **DISTRICT I - CASTILLO**

TAGGED BY COUNCIL MEMBER KELLER

This was Item 18 on Agenda of July 19, 2000

Motion 2000-0963 - Postpone Items 37 and 37a for one (1) week - Motion died for lack of second

Motion 2000-0965 - Amend Item 37a as follows:

Sec. 18-2.

"Contract award period" relative to a contract means the period commencing at the time of posting of the city council meeting agenda including an item for the award of the contract and ending upon the thirtieth day after the award of the contract by city council or a determination by city council **or the Mayor** that the contract will not be awarded to a contractor."

Sec. 18-36(b).

"(b) Each request for proposal or other document, notice or advertisement for a contract shall contain a notice regarding this section in a form approved by the city attorney. Each contractor shall be required to submit with any proposal or other submission for the award of any contract a complete list of the persons included in the term 'contractor' as defined in this chapter in a form prescribed by the city attorney. It shall be the duty of each city department head to immediately forward each contractor list received to the city secretary who shall compile and maintain a log of persons who are required to be reported. In addition, the city secretary shall compile, maintain and post by the 14th day after a city council meeting, a list of contracts awarded at such council request for council action relative to each specific contract, the name of the contractor, a short description of the contract and the date occurring 30 days after the award of the awarded to a contractor. The city secretary **or the Mayor** that the contract would not be awarded to a contractor. The city secretary shall be required to compile, maintain and post such a list only during such periods that candidates or city officials running for a city elected position may receive campaign contributions."

Motion 2000-0966 - FAILED

Written motion by Council Member Robinson to amend Item 37a as follows:

To amend Sec. 18-35. (a) to reduce the period after an election that contributions may be accepted from the fourth day of March to the fourth day of February in a general election and from the fourth day of April to the fourth day of March for a run-off election as indicated as follows:

Sec. 18-35. Restriction period for solicitations and contributions.

- (a) A candidate for city office at a city general elections may neither solicit nor receive contributions except during a period commencing *on the first day February prior to the day of the election, and ending on the fourth day of **February** following the election day for the race that the candidate has entered. In the even that the candidate should be in a run-off election, the final date to receive or solicit contributions shall be the fourth day of **March** following the election date.*

37. Motion 2000-0964 - FAILED

Council Member Parker presented the following proposed written motion to amend Item 37A:
To amend Sec. 18-38. (a) to lower the maximum contribution by individuals from \$5,000.00 to \$1,000.00 and to lower the maximum contribution by political action committees from \$10,000.00 to \$5,000.00 - **TAGGED BY COUNCIL MEMBER GALLOWAY**

MATTERS HELD - continued

a. Ordinance 2000-0690 - Adopt as amended

ORDINANCE amending **CHAPTER 18 (ETHICS AND FINANCIAL DISCLOSURE) OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**; containing findings and other provisions relating to the foregoing subject; providing for severability

TAGGED BY COUNCIL MEMBERS ELLIS and GOLDBERG

This was Item 22 on Agenda of July 19, 2000

38. Ordinance 2000-0967 - Refer back to Administration

ORDINANCE approving and authorizing the Restated and Amended contract between the City of Houston and **GARY MONTGOMERY & ASSOCIATES, INC** for Professional Engineering Services to Develop a Ground Water Master Plan, GFS S-0100-06-2

TAGGED BY COUNCIL MEMBERS QUAN, TATRO, KELLER, SANCHEZ and PARKER

This was Item 39 on Agenda of July 19, 2000

39. Motion 2000-0968

RECOMMENDATION from Acting Director Department of Public Works & Engineering to APPOINT two independent Real Estate Appraisers to establish the lease values of the ±2.2738 acres of land and improvements located at 27A-B Artesian Place and ±2.200 acres of land and improvements located at 440 Bagby - **(Sheila Stewart and Thomas Bazan, Appointed) -**

APPRAISERS - DISTRICT H - VASQUEZ

POSTPONED BY MOTION #2000-930, 7/19/00

This was Item 44 on Agenda of July 19, 2000

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Bell 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

7/25/00 - Council Member Galloway absent on City business

7/26/00 - All Present