

AGENDA - COUNCIL MEETING - TUESDAY - NOVEMBER 14, 2000 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2000-1390 to 2000-1414
ORDINANCES 2000-0986 to 2000-1007
RESOLUTIONS - none

2000-1389-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Vasquez

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

1. Ordinance 2000-0986

ORDINANCE amending the canvass ordinance previously adopted canvassing the returns of the City of Houston Special Election held on November 7, 2000, for the purpose of submitting to the qualified voters of the City of Houston, Texas a proposition supporting the City's efforts to be designated the Host City for the 2012 Olympic Games by authorizing the contribution of a portion of the City's Sales and Use Taxes; counting the votes cast; making various findings and provisions related to the subject; declaring the Official Results of the Special Election; and declaring an emergency

NOTE: This Item will only be considered if it is required to reverse the vote totals to add any mail ballots

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

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - NOVEMBER 15, 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 2 through 37A

MISCELLANEOUS - NUMBERS 2 through 4

2. Motion 2000-1390

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **FIRE CODE REVIEW BOARD**:

Position 1 – **MS. LAURA REICH**, appointment, for a term to expire December 31, 2002

Position 5 – **MR. TOM BALLOU**, reappointment, to complete an unexpired term ending December 31, 2001

Position 6 – **MR. RODNEY LEWIS**, reappointment, for a term to expire December 31, 2002

Position 7 – **MR. FRED K. WHITTY**, reappointment, for a term to expire December 31, 2002

Position 8 – **MS. MARGIA BLANKENSHIP**, appointment, to complete an unexpired term ending December 31, 2001

Position 9 – **MR. RALPH GREEN**, reappointment, for a term to expire December 31, 2002

Position 10 – **MR. JAMES H. BRAY**, reappointment, to complete an unexpired term ending December 31, 2001

Position 11 – **MR. REY DE LA REZA**, reappointment, to complete an unexpired term ending December 31, 2001

3. Motion 2000-1391

RECOMMENDATION from Chief of Police for Extension of Leave of Absence for Police Officer **MICHAEL J. LOMBARDO**, Employee Number 97588

4. Motion 2000-1392

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY CONSTABLE PRECINCT 4** and the **BEAR BRANCH COMMUNITY ASSOCIATION** for Law Enforcement Services of 1 Deputy - **DISTRICT E - TODD**

ACCEPT WORK - NUMBERS 5 through 7

5. Motion 2000-1399

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$886,935.57 and acceptance of work on contract with **J. GREGORY CONSTRUCTION, INC** for ADA Renovations of Hillendahl and Collier Branch Libraries, GFS E-0055-01-3 and E-0014-01-3 - 19.05% over the original contract amount - Public Library Consolidated Construction and General Improvements Consolidated Construction Funds **DISTRICT A - TATRO**

6. Motion 2000-1400

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,054,277.98 and acceptance of work on contract with **C & C SERVICES** for Construction of the Water Line Replacement in Langwood Section Two and Wilson Court Subdivision, GFS S-0472-0103 (10419) - 13.30% under the original contract amount Enterprise Fund - **DISTRICT A - TATRO**

7. Motion 2000-1401

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,189,770.57 and acceptance of work on contract with **RWL CONSTRUCTION, INC** for Construction of 24-inch Water Line along Hillcroft, GFS S-0700-01-3 (10447-1) - 02.56% over the original contract amount - Enterprise Fund - **DISTRICT D - BONEY**

PROPERTY - NUMBERS 8 through 10

8. Motion 2000-1393

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel A97-305, located at 7233 Ley Road, owned by Armando DeLeon and Sonia Borrego, for the **LEY ROAD PAVING PROJECT from Homestead Road to North Wayside Drive**, CIP N-0587A-00-1 - \$882.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

PROPERTY - continued

9. Motion 2000-1394

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY0-61, located at 5516 Alameda Road, owned by Festa Uno Limited Partnership, a Texas Limited partnership [Festa, Inc., a Texas corporation (Deborah Keyser, president) general partner], for a corner clip in connection with the **BINZ STREET IMPROVEMENTS PROJECT**, CIP N-0611A-35-1 - \$2,461.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT D - BONEY**

10. Motion 2000-1395

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel HY0-1, located at 10621 South Main Street, owned by Kent McGaughy, Trustee, for the **FIRE STATION 21 PARKING LOT EXPANSION PROJECT**, CIP C-0089-00-1 - \$6,180.00 - Fire Consolidated Construction Fund - **DISTRICT C - GOLDBERG**

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 through 19

LOW BIDS

11. Ordinance 2000-0987

ORDINANCE appropriating \$58,065.00 out of Fire Consolidated Construction Fund for providing services to Replace Concrete Parking Lot for Fire Department

a. Motion 2000-1396

DIVISION 1 for Replacement of Concrete Parking Lot at Fire Station No. 40 for Fire Department \$55,300.00 and contingencies for an amount not to exceed \$58,065.00

12. Motion 2000-1402

BOWLING BICYCLES, INC for Bicycle Replacement Parts for the Police and Fire Departments \$65,000.00 - General Fund

13. Motion 2000-1397

LINBERRY AUTO PARTS for Automotive Chemicals, Part II for Various Departments \$298,100.00 - General, Enterprise, Fleet Management and METRO Funds

OTHER

14. Ordinance 2000-0996

ORDINANCE appropriating \$350,000.00 out of Convention & Entertainment Expansion Fund, transferring such funds to the Special Non-Recurring Projects Fund, appropriating \$350,000.00 from the Special Non-Recurring Projects Fund for Expenses relating to the Relocation of Fire Station One

PURCHASING AND TABULATION OF BIDS - continued

OTHER - continued

- a. **Motion 2000-1403**
AVAYA COMMUNICATIONS, INC (formerly Lucent Technologies) for Telecommunication equipment, software and services for Fire Department - \$126,525.00
15. **Motion 2000-1404**
ADDISON PROMOTIONS for Service Award Pins for Human Resources Department \$54,453.50 - General Fund
16. **Motion 2000-1398**
AMEND MOTION #99-502, 3/31/99, TO EXTEND expiration date for an additional 12 months from March 16, 2001 to March 15, 2002, for Infield Soil Conditioner for Parks and Recreation Department, awarded to **DIAMOND PRO-TXI**
17. **Motion 2000-1405**
AMEND MOTION #2000-637, 5/17/00, TO INCREASE spending authority by \$8,024.63 from \$32,098.50 to \$40,123.13 for Gel Cell Batteries for Department of Public Works & Engineering, awarded to **GLOBE ELECTRIC COMPANY** - METRO Fund
18. **Motion 2000-1406**
MARTIN MARIETTA MATERIALS for Paving Mixture for Department of Public Works & Engineering - \$647,123.40 - METRO Fund
19. **Council Member Quan tagged**
GREENSPOINT DODGE OF HOUSTON, INC for Auto, Chrysler Dodge OEM Replacement Parts and Repair Contract for Various Departments - \$1,206,250.00 - General, Enterprise and Fleet Management Funds

ORDINANCES - NUMBERS 20 through 37A

20. **Ordinance 2000-0997**
ORDINANCE consenting to the creation of **FORT BEND COUNTY EMERGENCY SERVICES DISTRICT NO. 1** to include certain territory within the extraterritorial jurisdiction of the City of Houston; providing for severability; containing a repealer
21. **Ordinance 2000-1006**
ORDINANCE granting the City's consent to the creation of **HARRIS COUNTY RURAL FIRE PREVENTION DISTRICT NO. 46**
22. **Ordinance 2000-0988**
ORDINANCE consenting to the addition of 80.583 acres of land to **CHIMNEY HILL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district
23. **Ordinance 2000-0989**
ORDINANCE consenting to the addition of 13.74 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 23**, for inclusion in its district

ORDINANCES - continued

24. Ordinance 2000-0998

ORDINANCE approving and authorizing fifth contract amendment between the City of Houston and **GANO, INC (GULFTON AREA NEIGHBORHOOD ORGANIZATION, INC)** to provide for an extension of such contract and additional funding in the amount of \$51,000.00 for the administration of a Day Labor Site Program - Grant Fund - **DISTRICT C - GOLDBERG**

25. Ordinance 2000-0990

ORDINANCE approving and authorizing fifth contract amendment between the City of Houston and **RECOVERY CAMPUS OF HOUSTON, INC** to provide an extension of such contract and additional funding in the amount of \$260,000.00 from the Community Development Block Grant Program to assist in the cost of leasing St. Elizabeth Hospital, which leased facility is utilized to provide Substance Abuse Treatment for the Addicted Indigent Population - **DISTRICT B - GALLOWAY**

MOTION to amend Item 26 to provide that consent agreement be passed only after referendum is called and placed on ballot for a vote

26. Council Member Parker tagged

ORDINANCE approving and authorizing consent agreement between the City of Houston and the **METROPOLITAN TRANSIT AUTHORITY** relating to construction of a Light Rail Transit System within certain City streets

27. Ordinance 2000-0991

ORDINANCE appropriating \$209,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for Design of Improvements at the 69th Street Wastewater Treatment Plant, GFS R-0509-02-2, under professional engineering services contract with **S & B INFRASTRUCTURE, LTD**, (approved by Ordinance No. 97-174); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - CASTILLO**

28. Ordinance 2000-0992

ORDINANCE awarding contract to **NETCO ELECTRICAL SERVICES, INC** for Submersible Pump Repair Service for Public Works & Engineering; providing a maximum contract amount - 3 Years with two one-year options - \$3,025,000.00 - Enterprise Fund

29. Ordinance 2000-0993

ORDINANCE appropriating \$30,007.37 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **TCH LAND L.P.** for construction of Water and Sanitary Sewer Lines in Fuqua Gardens Subdivision, CIP S-0800-25-3 and R-0800-30-3 - **DISTRICT E - TODD**

30. Council Members Tatro, Sanchez and Parker tagged

ORDINANCE appropriating \$30,144.76 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **DOMINION COMMUNITY DEVELOPMENT CORPORATION** for construction of Water and Sanitary Sewer Lines in Dominion Estates Section One, CIP S-0800-23-3 and R-0800-29-3 - **DISTRICT A - TATRO**

ORDINANCES - continued

31. Ordinance 2000-0999

ORDINANCE appropriating \$25,436.32 out of Street & Bridge Consolidated Construction Fund, (Fund), and approving and authorizing compromise and settlement agreement between the City of Houston and **HERCULES ENGINEERING AND TESTING SERVICES, INC** to settle a claim arising out of activities financed by the Fund - **DISTRICTS B - GALLOWAY; E - TODD; H - VASQUEZ and I - CASTILLO**

32. Ordinance 2000-0994

ORDINANCE appropriating \$1,654.00 out of the Harris County Construction Fund for, and approving and authorizing the purchase from Houston Independent School District of an easement for Sanitary Sewer purposes, located at 10720 Southview, for and in connection with the Airport Boulevard Bridge over Sims Bayou Project; Parcel Number DY0-24, CIP N-0445N-18-1 - **DISTRICT D - BONEY**

33. Ordinance 2000-1000

ORDINANCE awarding construction contract to **INFRASTRUCTURE SERVICES, INC** for Installation of Speed Humps - \$375,580.00 - METRO Fund

34. Ordinance 2000-0907 - Passed second reading

ORDINANCE No. 2000-907, passed first reading October 18, 2000
ORDINANCE annexing to the City of Houston, Texas for Limited purposes all of the area in **BAYBROOK MUNICIPAL UTILITY DISTRICT NO. 1**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such area; imposing the sales tax of the City of Houston, Texas in such area; providing an effective date; and providing for severability - **SECOND READING**

35. Ordinance 2000-0995

ORDINANCE approving and authorizing amendment No. 2 to lease agreement between the City of Houston and **FBO ACQUISITION COMPANY, INC** at William P. Hobby Airport - Revenue **DISTRICT E - TODD**

36. Not Required - Adopted on November 13, 2000

ORDINANCE amending the canvass ordinance previously adopted canvassing the returns of the City of Houston Special Election held on November 7, 2000, for the purpose of submitting to the qualified voters of the City of Houston, Texas a proposition supporting the City's efforts to be designated the Host City for the 2012 Olympic Games by authorizing the contribution of a portion of the City's Sales and Use Taxes; counting the votes cast; making various findings and provisions related to the subject; declaring the Official Results of the Special Election; and declaring an emergency

NOTE: This Item will only be considered if it is required to reverse the vote totals to add any mail ballots

HARRIS COUNTY – HOUSTON SPORTS AUTHORITY MATTERS

37. Ordinance 2000-1007

ORDINANCE approving and authorizing the City of Houston to enter into a Sales and Use Tax Revenue Contribution Agreement, with a Professional Football Non-Compete Clause binding the City included therein, with the **HARRIS COUNTY-HOUSTON SPORTS AUTHORITY** and the **HARRIS COUNTY SPORTS & CONVENTION CORPORATION**, for and in connection with a new Football/Rodeo Stadium and related infrastructure

HARRIS COUNTY – HOUSTON SPORTS AUTHORITY MATTERS - continued

a. Motion 2000-1413

ADOPT a motion approving the Harris County-Houston Sports Authority's issuance of bonds and obligations of which proceeds will be used for any of the costs of financing, developing and constructing of a Football/Rodeo Stadium and related infrastructure

Motion 2000-1414 - Suspend rules to hear from Mr. Bob McNair

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 38 through 45

38. Ordinance 2000-1001

ORDINANCE appropriating \$594,000.00 out of METRO Special Fund, awarding contract to **FERGUSON CONTRACTORS, LTD** on low bid of \$494,361.25 and approving and authorizing professional services contract for engineering testing services with **GEOTEST ENGINEERING, INC** in the amount of \$24,500.00 for Neighborhoods to Standard Tier VII - Meyerland Subdivision, GFS N-1037-14-3 (OL2014); providing funding for construction management and contingencies relating to construction of facilities financed by the METRO Special Fund - **DISTRICT C - GOLDBERG** - **POSTPONED BY MOTION #2000-1356, 11/1/00**
This was Item 58 on Agenda of November 1, 2000

39. Motion 2000-1407

MOTION by Council Member Sanchez/Seconded by Council Member Vasquez to adopt recommendation from Finance & Administration to award to **COMPUTEC TRAFFIC SYSTEMS, INC** - \$327,640.00, **CONTROL TECHNOLOGIES, INC** \$151,080.00, **LEOTEK ELECTRONICS USA CORP.** - \$169,311.70 and **U. S. TRAFFIC dba IDC** \$57,654.00 for Traffic Signal Equipment for Department of Public Works & Engineering - METRO Fund
TAGGED BY COUNCIL MEMBER QUAN
This was Item 17 on Agenda of November 8, 2000

Motion 2000-1408 - Suspend rules to hear from a representative of KPMG on Item 40

40. Motion 2000-1409 - Postpone one (1) week

ORDINANCE approving and authorizing contract between the City and **KPMG CONSULTING, L.L.C.** for Texas Electronic Framework Standard Service Level Agreement
TAGGED BY COUNCIL MEMBERS TATRO and GOLDBERG
This was Item 34 on Agenda of November 8, 2000

41. Ordinance 2000-1002

ORDINANCE appropriating \$1,130,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **RATNALA & BAHL, INC** for Professional Engineering Services in connection with Airfield Pavement Rehabilitation at William P. Hobby Airport, Project No. 566; CIP A-0042, A-0381 and A-0385 - **DISTRICT E - TODD**
TAGGED BY COUNCIL MEMBER TATRO
This was Item 40 on Agenda of November 8, 2000

MATTERS HELD – continued

42. Ordinance 2000-1003

ORDINANCE appropriating \$97,448.00 out of Accumulated Unexpended Fund, transferring such funds to the Parks Special Fund, appropriating \$97,448.00 out of Parks Special Fund, appropriating \$1,633,040.00 out of Park Consolidated Construction Fund, \$114,512.00 out of General Improvement Consolidated Construction Fund, \$429,000.00 from the Police Consolidated Construction Fund, \$357,000.00 from the Convention & Entertainment Construction Fund; approving and authorizing contract for Project Management Support and for construction management services between the City of Houston and **SUNLAND ENGINEERING COMPANY**, providing funding for contingencies relating to construction of facilities financed by the Parks Special Fund, General Improvement Consolidated Construction Fund, Police Consolidated Construction Fund and Convention & Entertainment Construction Fund

TAGGED BY COUNCIL MEMBER GALLOWAY

This was Item 43 on Agenda of November 8, 2000

43. Ordinance 2000-1004

ORDINANCE appropriating \$325,649.62 out of Street & Bridge Consolidated Construction Fund and \$133,658.73 out of Water & Sewer Systems Consolidated Construction Fund for a total of \$459,308.35 as an additional appropriation for Construction of Stella Link Road from South Main to Grammercy, CIP N-644E, under construction contract with **BROWN & ROOT, INC**, approved by Ordinance No. 97-393 - **DISTRICTS C - GOLDBERG and D - BONEY**

a. Motion 2000-1410

MOTION by Council Member Boney/Seconded by Council Member Castillo to adopt recommendation from Director Department of Public Works & Engineering for approval of Change Order No. 7 in the amount of \$549,267.91, final contract amount of \$7,765,722.46 and acceptance of work on contract with **BROWN & ROOT, INC** for Construction of Stella Link Road from South Main to Grammercy, GFS N-644E-01-3 (N-644E) - 11.60% over the original contract amount **DISTRICTS C - GOLDBERG and D - BONEY**

POSTPONED BY MOTION #2000-1380, 11/8/00

These were Items 47 and 47A on Agenda of November 8, 2000

44. Ordinance 2000-1005

ORDINANCE appropriating \$247,765.25 out of Street & Bridge Consolidated Construction Fund and \$179,416.22 out of Water & Sewer Systems Consolidated Construction Fund for a total of \$427,181.47 as an additional appropriation for Reconstruction of Angeline, Arlington, Busiek, Chestnut, Crestwood and various other streets in Neighborhood Street Reconstruction Project No. 428, GFS N-0360-01-3, under construction contract with **BROWN & ROOT, INC**, approved by Ordinance No. 97-481 - **DISTRICTS A - TATRO; D - BONEY; G - KELLER and H - VASQUEZ** - **TAGGED BY COUNCIL MEMBERS SANCHEZ, KELLER and QUAN**

a. Motion 2000-1411

MOTION by Council Member Vasquez/Seconded by Council Member Tatro to adopt recommendation from Director Department of Public Works & Engineering for approval of Change Order No. 5 in the amount of \$515,278.34, final contract amount of \$5,761,494.63 and acceptance of work on contract with **BROWN & ROOT, INC** for Reconstruction of Angeline, Arlington, Busiek, Chestnut, Crestwood and various other streets in Neighborhood Street Reconstruction Project No. 428, GFS N-0360-01-3 (N-0360) - 13.41% over the original contract amount - **DISTRICTS A - TATRO; D - BONEY; G - KELLER and H - VASQUEZ**

POSTPONED BY MOTION #2000-1381, 11/8/00

These were Items 48 and 48A on Agenda of November 8, 2000

MATTERS HELD – continued

45. Motion 2000-1412

MOTION by Council Member Castillo/Seconded by Council Member Sanchez to adopt recommendation from Finance & Administration Department to award to **DXI INDUSTRIES, INC** for Chemical, Sodium Hypochlorite Contract for Department of Public Works & Engineering \$6,606,000.00 - Enterprise Fund - **POSTPONED BY MOTION #2000-1383, 11/8/00**
This was Item 50 on Agenda of November 8, 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

11/14/00 - Council Member Boney absent on City business

Council Members Vasquez, Sanchez and Robinson out of the City on City business

11/15/00 - Council Member Boney absent on City business

Council Members Vasquez, Castillo and Robinson out of the City on City business