

**AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 21, 2001 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**

with notes of action taken

**MOTIONS 2001-0934 to 2001-0949**  
**ORDINANCES 2001-0775 to 2001-0799**  
**RESOLUTION 2001-0037**

**No. 2001-0933-1**

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

**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

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

**RECONVENE**

**WEDNESDAY - AUGUST 22, 2001 - 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 33**

**MISCELLANEOUS** - NUMBERS 1 through 3A

- 1. Motion 2001-0935**  
RECOMMENDATION from Director Finance & Administration Department for renewal of membership in the **NATIONAL LEAGUE OF CITIES** - \$30,880.00 - General Fund
- 2. Motion 2001-0947**  
RECOMMENDATION from Director Finance & Administration Department for renewal of membership in the **UNITED STATES CONFERENCE OF MAYORS** - \$26,457.00 - General Fund
- 3. Omitted**

ACCEPT WORK - NUMBERS 4 through 6

4. **Motion 2001-0936**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$375,354.08 and acceptance of work on contract with **DURWOOD GREENE CONSTRUCTION, INC** for Construction of the Neighborhoods to Standard Tier VI, Montie Beach (Brooksmith) Overlay Project, GFS Q-1144-01-3 (244-99/Q-1144) - 10.98% under the original contract amount - Street & Bridge Construction Fund - **DISTRICT H - VASQUEZ**

5. **Motion 2001-0937**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,721,905.10 and acceptance of work on contract with **INDUSTRIAL TX CORP.**, for Southeast and Metro Central Wastewater Treatment Plant Lift Station Replacements, GFS R-0267-32-3 (4275-20) - 01.51% over the original contract amount - Enterprise Fund **DISTRICT E - TODD**

6. **Motion 2001-0948**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$582,702.66 and acceptance of work on contract with **PRIME CONTRACTORS, INC** for Accessibility Compliance and Renovation for Fleet Management at Renwick Site, GFS R-0521-03-3 (4291-1) - 01.87% over the original contract amount - Enterprise Fund - **DISTRICT C - GOLDBERG**

PROPERTY - NUMBERS 7 and 7A

7. **Ordinance 2001-0778**

ORDINANCE appropriating \$13,897.00 out of Airport System Subordinate Lien Revenue Bond Fund (NON-AMT) Construction (538) to pay the amount of the Award of Special Commissioners and all costs of court in connection with the eminent domain proceeding styled as City of Houston v. Gill Clay & Melissa Clay, et al., to acquire Parcel Number EY1-016, for the Runway 8L Expansion Project at Bush Intercontinental Airport; GFS/CIP A-0024 - **DISTRICT B - GALLOWAY**

a. **Motion 2001-0938**

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay all costs of Court and not file any objections to the Award in connection with eminent domain proceeding styled City v. Gill Clay & Melissa Clay, et al., Cause No. 742,152; for acquisition of Parcel EY1-016 for the **RUNWAY 8L EXPANSION PROJECT at Bush Intercontinental Airport**, GFS/CIP A0024 - **DISTRICT B - GALLOWAY**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 15

8. **Motion 2001-0939**

**MORGAN BUILDINGS AND SPAS, INC** to Furnish and Install Modular Classroom/Shower/Locker Buildings for Fire Department - \$150,890.85

9. **Motion 2001-0940**

**VARIAN, INC** for Gas Chromatographs/Mass Spectrometers for Health & Human Services Department - \$188,420.82 - Grant Fund

10. **Motion 2001-0941**

**LCHAT INSTRUMENTS** to Furnish and Install a Flow Injection Analysis System for Health & Human Services Department - \$55,861.00 - Grant and Health Special Revenue Funds

**PURCHASING AND TABULATION OF BIDS** - continued

**11. Motion 2001-0942**

**BOYER, INC** for One Emergency Generator Set for Health & Human Services Department \$136,585.00 and contingencies for a total amount not to exceed \$143,414.25 - Public Health Consolidated Construction Fund

**12. Motion 2001-0943**

**ADA RESOURCES, INC** for Fuel, Aviation Gasoline and Turbine Fuel for Police Department \$982,350.00 - General Fund

**13. Ordinance 2001-0779**

ORDINANCE appropriating \$623,700.00 out of Water & Sewer System Consolidated Construction Fund for Painting and Protective Coatings for Potable Water Piping for the Public Works & Engineering Department, CIP S-1000-N12

a. **Motion 2001-0944**

**J & N INTERNATIONAL COATINGS, INC** for Painting and Protective Coatings for Potable Water Piping for Department of Public Works & Engineering - \$594,000.00 and contingencies for a total amount not to exceed \$623,700.00

**14. Ordinance 2001-0780**

ORDINANCE appropriating \$130,382.70 out of Water & Sewer System Consolidated Construction Fund for Switchgear Replacement for the Public Works & Engineering Department, CIP S-1000-N2B

a. **Motion 2001-0945**

**BOYER, INC** for Switchgear Replacement for Department of Public Works & Engineering \$124,174.00 and contingencies for an amount not to exceed \$130,382.70

**15. Motion 2001-0946**

**ACT PIPE & SUPPLY** for Corrugated Polyethylene Pipe for Department of Public Works & Engineering - \$821,352.96 - General and Street & Drainage Maintenance Funds

**RESOLUTIONS AND ORDINANCES** - NUMBERS 16 through 33

**16. Resolution 2001-0037**

RESOLUTION requesting financial assistance from the **TEXAS WATER DEVELOPMENT BOARD**; authorizing the submission of the application for such financial assistance; and designating the authorized representatives for executing the application and appearing before the Board

**17. Council Members Ellis, Sanchez, Tatro and Keller tagged**

ORDINANCE amending **CHAPTER 3 OF THE CODE OF ORDINANCES; HOUSTON, TEXAS**, relating to the Sale of Alcohol within the City; containing findings and other provisions relating to the foregoing subject; providing for severability - **DISTRICT I - CASTILLO**

**18. Ordinance 2001-0785**

ORDINANCE amending the **BUILDING CODE OF THE CITY OF HOUSTON, TEXAS**; containing other provisions relating to the foregoing subject; providing for severability

**RESOLUTIONS AND ORDINANCES** - continued

**19. Ordinance 2001-0786**

ORDINANCE authorizing the issuance of City of Houston, Texas, Airport System Subordinate Lien Revenue Refunding Bonds, Series 2001A; 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 redemption and refunding of certain outstanding bonds; appropriating sufficient funds to effect such redemption; authorizing the purchase of Bond Insurance; authorizing a Co-Bond Counsel Agreement and a Special Disclosure Co-Counsel Agreement; authorizing execution and delivery of a Paying Agent/Registrar Agreement; authorizing other matters pertaining and incidental to the redemption of the Bonds; and declaring an emergency

**20. Ordinance 2001-0787**

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2000-660 by adding seven (7) Fire Alarm Dispatcher Positions and by adding two (2) Assistant Arson Investigator Positions; substituting the amended Exhibit as part of the current Fire Department Classified Personnel Ordinance; providing for severability

**21. Ordinance 2001-0788**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 10-foot wide sanitary sewer easement containing 1,228 square feet (0.29 acre) of land, being located in Lots 1 and 2, Block 3, Replat of Castle Court Addition, O. Smith Survey, A-696, Harris County, Texas; vacating and abandoning said tract of land to Katz Real Estate, L.P., the abutting owner, in consideration of owner's payment of \$12,280.00 and other consideration to the City - **DISTRICT D - BONEY**

**22. Ordinance 2001-0781**

ORDINANCE consenting to the addition of 78.830 acres of land to **DOWDELL PUBLIC UTILITY DISTRICT**, for inclusion in its district

**23. Ordinance 2001-0782**

ORDINANCE consenting to the addition of 27.389 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 106**, for inclusion in its district

**24. Ordinance 2001-0783**

ORDINANCE approving and authorizing contract cancellation agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 122**

**25. Ordinance 2001-0789**

ORDINANCE approving and authorizing a TNRCC Federally Funded Grant Agreement between the City and the **TEXAS NATURAL RESOURCE CONSERVATION COMMISSION** for the City's Air Pollution Control Program - 2 Years - \$776,854.00 - Grant Fund

**26. Ordinance 2001-0790**

ORDINANCE approving and authorizing the submission of the Immunization; Bureau of Nutritional Services ("WIC"); Tuberculosis; Women and Children, Title V, Parts A & B; Bureau of Clinical and Nutrition Services, Title XX; and Bureau of Regional/Local Health Operations, Program Plans and 2001-2002 Budgets to the Texas Department of Health (TDH Contract No. 7460011640-02); authorizing the Director of the Health and Human Services Department to accept related applicable contract change notices and to accept any supplemental change notices during the grant period; declaring the City's eligibility for such grants; authorizing the use of interim funding from the General Fund, not to exceed 15% of the requested level of funding for the WIC Program, and declaring intent to reimburse the General Fund from proceeds received from the Texas Department of Health for the WIC Program; authorizing the Director of the Health and Human Services Department to accept and expend such grant funds and to accept and expend subsequent awards, if any - \$13,512,521.00 - General and Grant Funds

**RESOLUTIONS AND ORDINANCES** - continued

**27. Omitted**

**28. Council Member Parker tagged**

ORDINANCE approving and authorizing agreement between the City of Houston and **KIPP, INC** to provide \$500,000.00 in Community Development Block Grant Funds to pay Pre-construction costs related to the construction and operation of a Charter School (Kipp Academy) - **DISTRICT F - ELLIS**

**29. Ordinance 2001-0791**

ORDINANCE approving and authorizing agreement between the City of Houston and **6414, LTD.** to provide a loan of Federal Home Funds in the amount of \$500,000.00 to finance a portion of the costs to acquire and rehabilitate a 73-unit apartment building at 6414 Alder to house low and very low income residents - **DISTRICT F - ELLIS**

**30. Ordinance 2001-0792**

ORDINANCE approving and authorizing contract between the City and **KNUDSON AND ASSOCIATES** to conduct an Independent Evaluation of Phase I of the Main Street Corridor Revitalization Project; providing a maximum contract amount - \$88,000.00 - Grant Fund **DISTRICTS C - GOLDBERG; D - BONEY; H - VASQUEZ and I - CASTILLO**

**Motion 2001-0934 – Suspend rules to consider Items 31, 28, 34 and 35 out of order**

**31. Ordinance 2001-0775**

ORDINANCE approving and authorizing Public Improvement Development Agreements between the City of Houston, Texas; **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (Lake Houston Zone); AMVEST PROPERTIES, INC;** and **CLASSIC CONTRACTORS OF HOUSTON, INC** for the Design, Construction and Acquisition of certain public improvements and for certain other project costs in the Lake Houston Zone; providing for the reimbursement of previously expended or committed project costs - **DISTRICT E - TODD**

**32. Ordinance 2001-0784**

ORDINANCE appropriating \$2,703,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS STERLING CONSTRUCTION, INC** and approving and authorizing professional services contract for engineering testing services with **HBC ENGINEERING, INC** for 30-inch Water Line along Irvington Boulevard and West Hardy, GFS S-0900-58-3 (WA10631); providing funding for construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

**33. Ordinance 2001-0793**

ORDINANCE appropriating \$137,414.01 out of General Improvement Consolidated Construction Fund, and \$62,421.49 from the Park Capital Project Fund, and awarding construction contract to **TEJAS MECHANICAL, INC** and approving and authorizing professional services contract for engineering testing services with **HVJ ASSOCIATES, INC** for Construction of Houston Zoological Gardens - HVAC Replacement at Three Buildings and Renovation of Five Roofs, GFS F-0364-02-3; providing funding for construction management and contingencies relating to construction of facilities financed by the General Improvement Consolidated Construction Fund and the Park Capital Project Fund - **DISTRICT D - BONEY**

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 34 through 41A

**34. Ordinance 2001-0776**

ORDINANCE appropriating \$300,00.00 out of Low Income Housing Fund (Fund 872) and approving and authorizing agreement between the City of Houston, **PLEASANT HILL COMMUNITY DEVELOPMENT CORPORATION ("PHCDC")** and six entities related to PHCDC to provide a short term loan to pay eligible costs in connection with the acquisition of six apartment complexes to provide housing to low-income persons - **DISTRICTS A - TATRO; B - GALLOWAY; F - ELLIS; G - KELLER and I - CASTILLO**

**TAGGED BY COUNCIL MEMBERS ELLIS, SANCHEZ, QUAN, TATRO and KELLER**

This was Item 25 on Agenda of August 15, 2001

**35. Ordinance 2001-0777**

ORDINANCE appropriating \$540,424.00 out of Homeless and Housing Consolidated Fund and approving and authorizing First Amendment to grant agreement between the City of Houston and **W. I. MILLER & ASSOCIATES, INC** to provide an additional \$540,424.00 to complete rehabilitation and repair storm damage to the La Fiesta Apartments which are restricted to occupancy by low to moderate income persons; making various findings and provisions related thereto - **DISTRICT E - TODD - TAGGED BY COUNCIL MEMBER KELLER**

This was Item 25-1 on Agenda of August 15, 2001

**36. Ordinance 2001-0794**

ORDINANCE appropriating \$50,000.00 out of General Improvements Consolidated Construction Fund and approving and authorizing Professional Environmental Consulting Services contract between the City of Houston and **GEO ENVIRONMENTAL CONSULTANTS, INC** CIP D-0073-01-2; providing funding for contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund

**TAGGED BY COUNCIL MEMBERS KELLER and TATRO**

This was Item 32 on Agenda of August 15, 2001

**37. Ordinance 2001-0795**

ORDINANCE appropriating \$50,000.00 out of General Improvements Consolidated Construction Fund and approving and authorizing Professional Environmental Consulting Services contract between the City of Houston and **PRIDA ENVIRONMENTAL SERVICES, INC** CIP D-0073-02-2; providing funding for contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund

**TAGGED BY COUNCIL MEMBERS KELLER and TATRO**

This was Item 33 on Agenda of August 15, 2001

**38. Ordinance 2001-0796**

ORDINANCE appropriating \$50,000.00 out of General Improvements Consolidated Construction Fund and approving and authorizing Professional Environmental Consulting Services contract between the City of Houston and **RAO ENVIRONMENTAL, INC** CIP D-0073-03-2; providing funding for contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund

**TAGGED BY COUNCIL MEMBERS KELLER and TATRO**

This was Item 34 on Agenda of August 15, 2001

**MATTERS HELD** – continued

**39. Ordinance 2001-0797**

ORDINANCE appropriating \$50,000.00 out of General Improvements Consolidated Construction Fund and approving and authorizing Professional Environmental Consulting Services contract between the City of Houston and **ENVIRONMENTAL RESOURCE CONSULTANTS, INC** CIP D-0073-05-2; providing funding for contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund

**TAGGED BY COUNCIL MEMBERS KELLER and TATRO**

This was Item 35 on Agenda of August 15, 2001

**40. Ordinance 2001-0798**

ORDINANCE appropriating \$50,000.00 out of General Improvements Consolidated Construction Fund and approving and authorizing Professional Environmental Consulting Services contract between the City of Houston and **GROUND TECHNOLOGY, INC**, CIP D-0073-07-2; providing funding for contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund

**TAGGED BY COUNCIL MEMBERS KELLER and TATRO**

This was Item 36 on Agenda of August 15, 2001

**41. Motion 2001-0949**

Written Motion by Council Member Bell to amend Item 41a below to provide revised language for Section 18-38 (c) relating to Coordinated Campaign Expenditures

**TAGGED BY COUNCIL MEMBERS SANCHEZ and TATRO**

**a. Ordinance 2001-0799**

ORDINANCE amending **SECTION 18-38, CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Coordinated Campaign Expenditures; containing other provisions relating to the foregoing subject; providing an effective date; providing for severability

**POSTPONED BY MOTION #2001-911, 8/15/01**

This was Item 43A on Agenda of August 15, 2001

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

**08/21/01 – Council Members Castillo and Vasquez absent on personal business  
Council Member Quan out of the City on personal business**

**08/22/01 – Council Member Quan out of the City on personal business**