

AGENDA - COUNCIL MEETING - TUESDAY - AUGUST 28, 2001 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2001-0950 to 2001-0974
ORDINANCES 2001-0800 to 2001-0818
RESOLUTION - None

No. 2001-0949-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Galloway

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 2001-0950 – Suspend rules to hear Ms. Anna Kennedy out of order

Motion 2001-0951 – Suspend rules to hear Mr. Toby Mattox out of order

Motion 2001-0952 – Suspend rules to hear Ms. Leah Braden, Mr. Scott Williams and Mr. W. R. Morris out of order

Motion 2001-0953 – Suspend rules to hear Mr. Joe Todd Walker out of order

Motion 2001-0954 – Suspend rules to add Ms. Theresa Powers to the speakers list

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - AUGUST 29, 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 39

MISCELLANEOUS - NUMBERS 1 through 4A

Motion 2001-0963 – Substitute motion to postpone Item 1 to the end of the Agenda

- 1. Motion 2001-0971 – Adopt Positions 10 – 16 and postpone Position 17 for one (1) week**
REQUEST from Mayor for confirmation of the appointment of the following to the **MIDTOWN MANAGEMENT DISTRICT BOARD OF DIRECTORS** for terms to expire June 1, 2005:

Position 10 - **MS. NANCY C. WHITE**
Position 11 - **MS. ALITA GAIL HALL**
Position 12 - **MR. ROY T. JACKSON**
Position 13 - **MS. FRAN BEREGENZER**
Position 14 - **MR. TIMM WOOTEN**
Position 15 - **REV. WILLIAM B. MILLER**
Position 16 - **MS. HEATHER P. NGUYEN**
Position 17 - **MS. ARGENTINA M. JAMES**

Question was divided to vote on Positions 10 – 16 separately

- 2. Motion 2001-0956**

REQUEST from Mayor for confirmation of the appointment and reappointment of the following to the **MILLER THEATER ADVISORY BOARD**:

Position 4 - **MR. JAMES W. PIPKIN**, appointment, for a term to expire April 24, 2005
Position 7 - **MR. PETER A. VENNEMA**, reappointment, for a term to expire April 24, 2005
Position 9 - **MS. CELIA VARA VALLES**, appointment, for a term to expire April 24, 2005
Position 10 - **MR. YONG J. AN**, appointment, for a term to expire April 24, 2005
Position 12 - **MR. ROMULO TIM CISNEROS**, reappointment, for a term to expire April 24, 2005
Position 14 - **MS. MILDRED L. NICKS**, appointment, completing an unexpired term ending April 24, 2003
Position 16 - **MS. GENEVIEVE A. ROUSSEVE**, reappointment, for a term to expire April 24, 2005
Position 18 - **MS. KYM I. KING**, reappointment, for a term to expire April 24, 2005

- 3. Motion 2001-0964**

RECOMMENDATION from Director Finance & Administration Department that the City Council receive the 2001 Appraisal Roll Information, the Certified Anticipated Collection Rate for "Truth-In-Taxation" purposes and appoint Keith R. Phillips, to calculate and publish the City's Effective and Rollback Tax Rates

- 4. Motion 2001-0965**

RECOMMENDATION from Director Planning & Development Department to accept the July 2001 Semiannual Report and Recommendations of the Planning commission, acting as the Capital Improvements Advisory committee, relating to the implementation of the Water and Wastewater Impact Fees Program

- a. Motion 2001-0966**

RECOMMENDATION from the Director Department of Public Works & Engineering to transfer revenues and interest generated by the Water and Wastewater Impact Fees in the amount of \$6,832,195.07 to Revenue Bond Debt Service as recommended in the July 2001 Semi-annual Report of the Capital Improvements Advisory Committee (CIAC)

DAMAGES - NUMBER 5

5. Motion 2001-0967

RECOMMENDATION from City Attorney for settlement of lawsuit styled **ANDREA CORDOVA**, et al v. City of Houston, et al; in the 80th Judicial District Court of Harris County, Texas, Cause No. 99-25321 - \$40,000.00 - Property and Casualty Fund

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 14

Motion 2001-0968 – Postpone Item 6 to the end of the Agenda

Motion 2001-0973 – Suspend rules to hear Mr. Jordy Tollett on Item 6

Motion 2001-0974 – Suspend rules to hear Ms. Monique McGilbra on Item 6

6. Motion 2001-0972

SUNBELT RENTALS, INC for Installation and Rental of Scaffolding and Debris Netting at Jones Hall for the Convention & Entertainment Facilities Department - \$100,000.00 - Enterprise Fund

7. Motion 2001-0957

FWD CORPORATION - Seagrave Fire Apparatus Division for Seagrave Fire Apparatus Replacement Parts for Fire Department - \$76,562.50 - General Fund

8. Motion 2001-0958

BIOLOG, INC for Automated Microbial Identification System for Department of Health & Human Services - \$30,100.00 - Grant Fund

9. Motion 2001-0959

OI ANALYTICAL for One Cyanide Analysis System from the State of Texas General Services Commission's Contract through the State of Texas Cooperative Purchasing Program for Department of Public Works & Engineering - \$46,234.00 - Enterprise Fund

10. Motion 2001-0960

TRANTEX, INC for Fire Hydrant Markers for Department of Public Works & Engineering \$84,157.28 - Enterprise Fund

11. Pulled - Not Considered

RIDGEWAY'S INC for Reproduction Supplies Contract for Department of Public Works & Engineering - \$135,000.00 - General and Enterprise Funds

12. Motion 2001-0961

AMEND MOTION #2000-275, 2/23/2000, TO INCREASE spending authority by \$24,375.00 from \$97,500.00 to \$121,875.00 for Concrete Saw Blades, awarded to **RMB CONTRACTOR SUPPLY, INC** - Enterprise Fund

13. Motion 2001-0969

AMEND MOTION #2000-908, 7/12/2000, TO INCREASE spending authority by \$898,352.50 from \$3,593,410.00 to \$4,791,762.50 for Office Supplies for Various Departments, awarded to **OFFICE DEPOT BUSINESS SERVICES DIVISION, INC** - General, Enterprise and Central Service Revolving Funds

PURCHASING AND TABULATION OF BIDS - continued

14. Motion 2001-0962

FOSTER FENCE CORPORATION for Fence Materials Contract for Various Departments
\$384,044.00 - General, Enterprise and Street and Drainage Maintenance Funds

ORDINANCES - NUMBERS 15 through 39

15. Ordinance 2001-0807

ORDINANCE amending City of Houston Ordinance No. 2000-574, as amended (The Master Classification Ordinance) by revising the Master Classification listing to create fourteen (14) new classifications, change twenty-six (26) job titles, change thirteen (13) classification pay grades and delete fifty-eight (58) classifications; substituting the amended exhibits as part of the current master classification listing; providing for severability

16. Ordinance 2001-0817

ORDINANCE approving and authorizing lease agreement between **PROPERTY REDEVELOPMENT CORPORATION IV**, as landlord, and the City of Houston, Texas, as tenant, for space at 8300 Waterbury, Houston, Texas, for use as a Satellite Council District Office for District "A" - **DISTRICT A - TATRO**

17. Ordinance 2001-0808

ORDINANCE appropriating \$756,701.31 out of the Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone) Tax Increment Fund (Fund 228); \$1,988,978.69 out of the Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone) Tax Increment Fund (Fund 910); \$545,241.87 out of the Reinvestment Zone Number Three, City of Houston, Texas (Market Square Zone) Tax Increment Fund (Fund 906); \$1,280,971.83 out of the Reinvestment Zone Number Four, City of Houston, Texas (Village Enclaves Zone) Tax Increment Fund (Fund 908); \$649,986.80 out of the Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone) Tax Increment Fund (Fund 911); \$633,838.40 out of the Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Almeda Corridors Zone) Tax Increment Fund (Fund 915); \$73,406.97 out of the Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate Zone) Tax Increment Fund (Fund 907); \$1,168,986.94 out of the Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone) Tax Increment Fund (Fund 912); \$1,586,556.44 out of the Reinvestment Zone Number Eleven, City of Houston, Texas (Greenspoint Zone) Tax Increment Fund (Fund 916); \$100,943.28 out of the Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone) Tax Increment Fund (Fund 918); \$58,611.33 out of the Reinvestment Zone Number Fourteen, City of Houston, Texas (Fourth Ward Zone) Tax Increment Fund (Fund 920); \$849,423.03 out of the Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone) Tax Increment Fund (Fund 922); \$8,830.77 out of the Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone) Tax Increment Fund (Fund 924); and \$585,330.41 out of the Reinvestment Zone Number Nineteen, City of Houston, Texas (Upper Kirby Zone) Tax Increment Fund (Fund 925) for Affordable Housing, Administrative Expenses, payment of Project Costs and payments to the Houston Independent School District, the Humble Independent School District and certain redevelopment authorities as provided herein; containing provisions relating to the subject

ORDINANCES - continued

18. Ordinance 2001-0809

ORDINANCE appropriating \$112,500.00 out of Housing Special Revenue Fund and approving and authorizing interlocal agreement between the City of Houston and **HARRIS COUNTY** to provide matching funds for the operation of the Transitional Housing Safe Havens Program, a program designed to provide transitional shelter and support services to Homeless persons with severe and persistent mental illness, to be administered by the Mental Health and Mental Retardation Authority of Harris County

19. Council Member Goldberg tagged

ORDINANCE approving and authorizing second contract amendments between the City and **AAR INCORPORATED; DIAMONDHEAD INTERNATIONAL SALES CO.; ORTHO CONSTRUCTION/RENOVATION; R & A BUILDING SPECIALIST; ROBERT C. PEARSALL;** and **WATSON CONSOLIDATED** for the City's Lead-Based Paint Hazard Reduction Control Program - Not to exceed \$600,000.00

20. Ordinance 2001-0802

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **TOWNHOUSE MANOR FUND, INC** for Garbage Collection Service for the respective subdivisions - 11 Months - \$66.00 - **DISTRICT G - KELLER**

21. Ordinance 2001-0803

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **MEMORIAL THICKET HOMEOWNERS ASSOCIATION** for Garbage Collection Service for the respective subdivisions - 11 Months - \$396.00 - **DISTRICT G - KELLER**

22. Pulled - Not Considered

ORDINANCE approving and authorizing contract between the City and **BOYD, SMITH AND ASSOCIATES, LLC** for Professional Polygraph Testing Services for the Houston Fire Department; providing a maximum contract amount - \$789,600.00 - General Fund

23. Council Members Quan and Tatro tagged

ORDINANCE approving and authorizing contract between City of Houston and **TRIDATA CORPORATION** for Professional Services relating to the Implementation of Emergency Medical Services Planning and Redesign of the EMS System for Fire Department; providing a maximum contract amount - \$100,000.00 - General Fund

24. Ordinance 2001-0818

ORDINANCE appropriating \$8,406,032.00 out of Equipment Acquisition Fund and approving and authorizing contract between the City of Houston and **PRC PUBLIC SECTOR, INC** for the Implementation of the Consolidated Dispatching Service at the Houston Emergency Center; providing a maximum contract amount - Total contract amount \$12,363,291.00 - Equipment Acquisition Fund

25. Ordinance 2001-0810

ORDINANCE approving and authorizing contract between the City of Houston and **MULTIFORCE SYSTEMS CORPORATION** for Automated Fuel Systems Maintenance and Support Services, Professional Services, and Expansion; providing a maximum contract amount - \$766,753.17 General, Enterprise and Fleet Management Funds

26. Council Members Keller, Goldberg and Vasquez tagged

ORDINANCE approving and authorizing contract between the City of Houston and **ALTERNATIVE WORK ENVIRONMENTS, INC** for a Strategic Information Plan for the Library Department; providing a maximum contract amount - \$239,500.00 - General and Grant Funds

ORDINANCES - continued

27. Council Member Goldberg tagged

ORDINANCE awarding contract to **LANE EQUIPMENT COMPANY** for Ice Machine Rental Services for Various Departments; providing a maximum contract amount - \$1,088,362.50 General, Enterprise, Building Inspection and Fleet Management Funds

Motion 2001-0955 – Suspend rules to consider Items 28 and 42 out of order

28. Ordinance 2001-0800

ORDINANCE amending the Code of Ordinances, Houston, Texas, relating to the Reduction of Pollutants in Storm Water Runoff and the effective prohibition of non-storm water discharges to the storm sewer system; making findings and containing other provisions relating to the foregoing subject; declaring certain conduct to be unlawful and providing a penalty therefor; providing for severability; containing a savings clause; containing a repealer

29. Ordinance 2001-0811

ORDINANCE appropriating \$86,561.37 out of Water & Sewer System Consolidated Construction Fund and \$21,665.63 out of Street & Bridge Consolidated Construction Fund and approving and authorizing an Advance Funding Agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT)** for Reconstruction of Hempstead Road and Washington Avenue from approximately 0.059 miles west of 12th Street to IH-10, CIP N-0611-45-3 (N-0611-45) - **DISTRICTS A - TATRO and H - VASQUEZ**

30. Council Member Quan tagged

ORDINANCE appropriating \$275,000.00 out of Street and Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **CIVILTECH ENGINEERING, INC** for the Traffic Signal and Incident Management System CIP N-0650-03-2 (SB9050); providing funding for contingencies relating to construction of facilities financed by the Street and Bridge Consolidated Construction Fund

31. Ordinance 2001-0812

ORDINANCE relating to the Repair of the Exterior of Jones Hall; appropriating \$2,550,500.00 out of the Convention & Entertainment Development Fund; approving and authorizing agreement between the City of Houston and **WISS, JANNEY, ELSTNER ASSOCIATES, INC** for engineering testing services; approving and authorizing supplemental agreement between the City of Houston and **GILBANE BUILDING COMPANY** for construction management services

32. Ordinance 2001-0813

ORDINANCE relating to the Disaster Recovery Fund; appropriating \$165,020.00 out of the Convention & Entertainment Development Fund and authorizing transfer of such funds to the Disaster Recovery Fund; appropriating \$165,020.00 out of Disaster Recovery Fund; approving and authorizing an agreement between the City of Houston and **M. ARTHUR GENSLER & ASSOCIATES** for Architectural and Engineering Services for the Theater District Parking Garages and related appurtenances - **DISTRICT I - CASTILLO**

33. Ordinance 2001-0814

ORDINANCE appropriating \$50,000.00 out of Parks Consolidated Construction Fund and approving and authorizing professional environmental consulting services contract between the City of Houston and **ENVIRONMENTAL CONSULTING SERVICES, INC**, CIP F-0363-98-3; providing funding for contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund

ORDINANCES - continued

34. Ordinance 2001-0815

ORDINANCE appropriating \$3,000.00 out of the Park Consolidated Construction Fund as an additional appropriation for Professional Materials Engineering Laboratory Services contract with **PARADIGM CONSULTANTS, INC**, GFS F-0363-09-3 (approved by Ordinance No. 00-0100) **DISTRICTS A - TATRO; D - BONEY; F - ELLIS; H - VASQUEZ and I - CASTILLO**

35. Ordinance 2001-0804

ORDINANCE appropriating \$12,200.00 out of the Park Consolidated Construction Fund as an additional appropriation for Professional Materials Engineering Laboratory Services contract with **MCBRIDE-RATCLIFF & ASSOCIATES, INC**, GFS F-0363-11-3 and F-0363-38-3 (approved by Ordinance No. 00-1108) - **DISTRICTS D - BONEY and H - VASQUEZ**

36. Ordinance 2001-0805

ORDINANCE appropriating \$212,650.00 out of Park Consolidated Construction Fund, awarding construction contract to **RESICOM, INC** and approving and authorizing professional services contract for engineering testing services with **ASSOCIATED TESTING LABORATORIES, INC** for Edgewood Park Community Center Improvements, GFS F-0363-44-3; providing funding for contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT E - TODD**

37. Council Member Todd tagged

ORDINANCE appropriating \$366,300.00 out of Public Health Consolidated Construction Fund and awarding construction contract to **LETSOS COMPANY** for Construction of Cooling Tower Replacement, CIP H-0046-01-3; providing funding for contingencies relating to construction of facilities financed by Public Health Consolidated Construction Fund - **DISTRICT D - BONEY**

38. Ordinance 2001-0816

ORDINANCE appropriating \$8,000.00 out of Park Capital Project Fund and \$47,798.95 out of General Improvement Consolidated Construction Fund, awarding construction contract to **LITTLE TIKES COMMERCIAL PLAY SYSTEMS, INC** and approving and authorizing professional services contract for engineering testing services with **PARADIGM CONSULTANTS, INC** for Renovation of Five Playgrounds - Spurlock, Garden Villas, Fonde, Sagemont and Boone Road Parks, GFS F-0468-01-03, providing funding for construction management and contingencies relating to renovation of facilities financed by General Improvement Consolidated Construction Fund; \$271,993.00 Equipment Acquisition Fund for a total of \$327,791.95 - **DISTRICTS E - TODD; F - ELLIS; and I - CASTILLO**

39. Ordinance 2001-0806

ORDINANCE appropriating \$2,338,182.00 out of Airport System Bonds 1998B AMT Construction Fund, CIP A0385, awarding construction contract to **CHAMPAGNE-WEBBER, INC, TEXAS** and approving and authorizing professional services contract for engineering testing services with **ASSOCIATED TESTING LABORATORIES, INC** for Rehabilitation of Intersection Pavement at Runways 12R-30L and 422 at William P. Hobby Airport (HOU), Project No. 566A - **DISTRICT E - TODD**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 40

MISCELLANEOUS

40. Motion 2001-0970

SET A PUBLIC HEARING DATE to dissolve the **LEADER CROSSING PUBLIC IMPROVEMENT DISTRICT - DISTRICT F - ELLIS**
SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - 3 WEEKS FROM DATE OF PASSAGE

MATTERS HELD - NUMBERS 41 and 42

Motion to delete (f) from Section 3-2 – Tagged by Council Member Robinson

41. Council Member Quan 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**
TAGGED BY COUNCIL MEMBERS ELLIS, SANCHEZ, TATRO and KELLER

This was Item 17 on Agenda of August 22, 2001

42. Ordinance 2001-0801

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 - TAGGED BY COUNCIL MEMBER PARKER**

This was Item 28 on Agenda of August 22, 2001

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Boney 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

08/28/01 – All Present

08/29/01 – All Present