

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 13, 2001 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2001-0143A to 2001-0167**  
**ORDINANCES 2001-0148 to 2001-0162**  
**RESOLUTIONS - None**

**2001-0143-1**

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

**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 2001-0143A - Suspend rules to add Mr. Jonathan L. Gerber to the speakers list after Mr. Gabriel Luke**

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

**RECONVENE**

**WEDNESDAY - FEBRUARY 14, 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 29**

**MISCELLANEOUS** - NUMBERS 1 and 2

**1. Motion 2001-0144**

RECOMMENDATION from Director Department of Aviation for approval of membership fees in industry organizations (ACI & AAAE) for the period January 1, 2001 through December 31, 2001 \$157,826.00 - Enterprise Fund

**2. Motion 2001-0145**

**AGENDA - FEBRUARY 14, 2001 - PAGE 2**

RECOMMENDATION from Director Department of Public Works & Engineering to approve refunds over \$15,000.00 for Water & Sewer Accounts for various customers - \$26,467.03 Enterprise Water & Sewer Fund

PROPERTY - NUMBER 3

**3. Motion 2001-0146**

RECOMMENDATION from the Director of the Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Frances Willison, Director of District Right of Way, Houston District, State of Texas Department of Transportation, to declare that the City of Houston does not need for road purposes a 0.047-acre (2,042-square foot) tract of land, located in Block 4, McKee Addition, more specifically described in Exhibit "A", so the State of Texas may sell the property to the abutting property owner, Herman Gordon DISTRICT H - VASQUEZ

PURCHASING AND TABULATION OF BIDS - NUMBERS 4 through 14

LOW BIDS

**Motion 2001-0151 - Suspend rules to hear from Chief Sims of the Fire Dept relative to Item 4**

**4. Motion 2001-0152**

**BASIC INDUSTRIES, INC** for Asbestos and Lead Abatement Services for Fire Department \$54,908.00 and contingencies for a total amount not to exceed \$57,653.40 - Fire Department Revolving Fund

**5. Motion 2001-0153**

**CST ENVIRONMENTAL, INC** for Asbestos and Lead Abatement Services for Fire Department \$39,800.00 and contingencies for an amount not to exceed \$41,790.00 - Fire Department Revolving Fund

**6. Motion 2001-0147**

**NORTH FREEWAY AUTO SUPPLY** - \$98,495.00 and **LINBERRY AUTO PARTS** - \$208,381.25 for Automotive, Alternators, Generators and Starters, Part III and Part IV for Various Departments General, Enterprise & Fleet Management Funds

OTHER

**7. Motion 2001-0154**

**CRIMINALISTICS, INC** - \$15,750.00, **LYNN PEAVY COMPANY** - \$28,818.80, **SIRCHIE FINGER PRINT LABORATORIES, INC** - \$39,773.64 and **UNITED MEDICAL SUPPLY COMPANY** \$15,617.00 for Finger Print Supplies for Police Department - \$99,959.44 - General Fund

**8. Motion 2001-0148**

**KEMIRON NORTH AMERICA CORP.** for Chemical, Inorganic Metal Salt Coagulants Contract Part ??? for Department of Public Works & Engineering - \$700,000.00 - Enterprise Fund

**9. Motion 2001-0155**

DECLARE **TIRES-R-US** in default and hold them non-responsible for one year due to failure to deliver Caustic Soda for Department of Public Works & Engineering for payment to **EQUAVOX, LLC** - \$75,075.00 and **DX DISTRIBUTORS, INC** - \$285,350.00 for Caustic Soda for Department of Public Works & Engineering - Enterprise Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**OTHER** - continued

**Motion 2001-0156 - Suspend rules to hear from Mr. Tom Rolen, Director of Public Works and Engineering relative to Item 10**

**10. Motion 2001-0157**

RATIFY the issuance of purchase orders to **JOHN G. HOLLAND CONSTRUCTION CO., INC** \$797,203.95 and **TROY CONSTRUCTION, L.L.P.** - \$981,482.25 and approve issuance of purchase orders to **RELIANCE CONSTRUCTION SERVICES, INC** - \$717,082.95 and **GARVER CONSTRUCTION, LTD.** - \$1,041,573.00 for Emergency Sanitary Sewer Point Repairs for Department of Public Works & Engineering - Enterprise Fund

**11. Motion 2001-0149**

**FLUID CONSERVATION SYSTEMS** for Leak Detector for Department of Public Works & Engineering - Replacement - \$46,500.00 - Enterprise Fund

**12. Motion 2001-0158**

**HOUSTON-GALVESTON AREA COUNCIL** for Twenty Police Patrol Vehicles, Nine Utility Vehicles and One Cargo Van through the Interlocal Agreement for Cooperative Purchasing for Various Departments - \$615,350.31 - Enterprise Fund

**13. Motion 2001-0159**

**GRAINGER INDUSTRIAL SUPPLY** for Miscellaneous Industrial Supplies from the State of Texas General Services Commission's Contract through the State of Texas Cooperative Purchasing Program for Various Departments - \$4,914,840.00 - General, Enterprise, Fleet Management, Houston Transtar, METRO, Park Revenue Special and Building Inspection Funds

**14. Motion 2001-0160**

**BIG Z LUMBER COMPANY** - \$190,645.23 and **ACE LOCK AND SECURITY SUPPLY** \$22,041.25 for Building Materials, Part III for Various Departments - General, Enterprise, METRO and Street & Drainage Maintenance Funds

**ORDINANCES** - NUMBERS 15 through 30

**15. Council Member Todd tagged**

ORDINANCE amending the **CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the protection of trees; containing findings and other provisions relating to the foregoing subject.

**16. Ordinance 2001-0152**

ORDINANCE amending **EXHIBIT "A" OF CITY OF HOUSTON ORDINANCE NO. 2000-1114** to correct errors in the mathematical calculations; providing for severability (General Prevailing Wage Rates for building construction)

**Motion 2001-0161 - Postpone Item 17 to the end of the Agenda**

**17. Ordinance 2001-0162**

ORDINANCE amending **ORDINANCE NO. 2000-1115**, relating to excavating in the public way; extending the effective date thereof; ~~approving rules and regulations implementing the ordinance;~~ containing findings and other provisions relating to the foregoing subject; providing for severability; containing a repealer

**ORDINANCES** - continued

**Motion 2001-0166 - Amend Item 17 to strike Sections 1 through 5 and Section 7**

**18. Ordinance 2001-0153**

ORDINANCE amending Ordinance Number 99-1153 which issued a permit to **HARRIS COUNTY SPORTS & CONVENTION CORPORATION** for two pedestrian walkways within and over the street rights of way at the 8200 and 8300 blocks of Kirby Drive; containing findings and prescribing the conditions and provisions under which said amendment to permit is issued **DISTRICT D - BONEY**

**Motion 2001-0150 - Suspend rules to consider Item 19 out of order**

**19. Ordinance 2001-0151**

ORDINANCE issuing a permit to the **SALVATION ARMY** for constructing, maintaining, using, occupying, operating and repairing two four-inch conduits for communication cables under and within Center Street and Hemphill Street, such areas being within public street rights-of-way of the City of Houston, Texas; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT H - VASQUEZ**

**Motion 2001-0162 - Suspend rules to hear from Ms. Candy Aldridge relative to Item 20**

**20. Council Members Robinson and Tatro tagged**

ORDINANCE relating to Health and Dental Benefits; approving and authorizing the restatement of the Point-of-Service Health Program contained in the Revised Plan Document, City of Houston Employee Welfare Benefit Plan; approving and authorizing two agreements between the City of Houston and **TEXAS GULF COAST HMO, INC d/b/a HMO BLUE TEXAS** (1) for Provision of Health Maintenance Organization Services and (2) for Administration of the City of Houston Point of Service Health Program and the Retirees' Hospitalization and Medical-Surgical Program; approving and authorizing a Group Dental Indemnity Agreement between the City and **SPECTERA INSURANCE COMPANY, INC**; approving and authorizing Managed Care Dental Agreement between the City and **NATIONAL PACIFIC DENTAL, INC**; authorizing certain documents to be executed and notices to be given; containing other provisions relating to the foregoing subject; providing for severability

**a. Council Members Tatro and Castillo tagged**

ORDINANCE approving and authorizing Restatement of City of Houston Employees' Section 125 Plan; containing other provisions relating to the foregoing subject; providing for severability

**21. Ordinance 2001-0154**

ORDINANCE appropriating \$808,323.84 out of Fire Department Fund Number 48A; approving and authorizing lease agreement between **CLAIRE CHAMBERLAIN, as landlord**, and the City of Houston, Texas, 0155as tenant, for approximately 10,000 square feet of Office Space in the building located at 1901 Milam Street; and approving and authorizing lease agreement between **DAVID LOFTUS, CHRIS WATTS, DAVID LOFTUS, Trustee and D.L.F.L. LP, as landlord**, and the City of Houston, Texas, as tenant, for approximately 24,948 square feet of land located at 815 Pierce Street; both such leased facilities to be used together as a temporary Fire Station by the Houston Fire Department - **DISTRICT I - CASTILLO**

**22. Ordinance 2001-0155**

ORDINANCE appropriating \$22,000.00 out of Low Income Housing Fund (Fund 872); approving and authorizing agreement between the City of Houston and **AVENUE COMMUNITY DEVELOPMENT CORPORATION** to provide a grant of \$22,000.00 to pay eligible costs in connection with the construction of the Washington Courtyard Apartments to provide housing to low-income persons - **DISTRICT H - VASQUEZ**

**ORDINANCES** - continued

**23. Ordinance 2001-0148**

ORDINANCE approving and authorizing contract between the City and **MS. AGNES CHRISTOPHER** for a Food and Beverage Concession at Brock Park Golf Course; and approving and authorizing contract between the City and **MR. JOSE ULABARRO** for a Food and Beverage Concession at Sharpstown Park Golf Course - 1 Year - Revenue - **DISTRICTS B - GALLOWAY and F - ELLIS**

**24. Ordinance 2001-0156**

ORDINANCE approving and authorizing amendment to contract between the City of Houston and **NOVA MOLECULAR TECHNOLOGIES, INC** to increase their contract quantity (Untreated Water)

**25. Ordinance 2001-0149**

ORDINANCE appropriating \$107,500.00 out of Airport System Subordinate Lien Revenue Bond Fund (NON-AMT) and approving the purchase of Lots 27 and 28, Lakeview Park, an unrecorded subdivision in the J. Skorupski Survey, Abstract 720, Houston, Harris County, Texas, for the Expansion of Bush Intercontinental Airport, CIP A0024, and approving a Purchase and Sale Agreement with **JOSEPH HENRY PICKEL, RAYMOND EARL PICKEL and WILLIAM DOUGLAS PICKEL** to acquire the land for a purchase price, including Title Insurance and Closing Costs, which does not exceed the sum hereby appropriated - **DISTRICT B - GALLOWAY**

**26. Ordinance 2001-0157**

ORDINANCE appropriating \$3,458,737.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **P.M. CONSTRUCTION & REHAB, L.P.** on low bid of \$3,209,100.00 and approving and authorizing professional services contract for engineering testing services with **GEOSCIENCE ENGINEERING & TESTING, INC** in the amount of \$25,000.00 for Sanitary Sewer Rehabilitation by Sliplining and Pipebursting Methods, GFS R-0266-10-3 (4257-26); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**27. Ordinance 2001-0158**

ORDINANCE appropriating \$2,586,580.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **INSITUFORM TECHNOLOGIES, INC** on low bid of \$2,394,000.00 and approving and authorizing professional services contract for engineering testing services with **LAW ENGINEERING & ENVIRONMENTAL SERVICES, INC** in the amount of \$25,000.00 for Sanitary Sewer Rehabilitation by Cured-in-Place Method, GFS R-0266-12-3 (4258-7); providing for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**28. Ordinance 2001-0159**

ORDINANCE appropriating \$630,081.69 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **CHIEF CONTRACTORS, INC** on low bid of \$584,188.50 and approving and authorizing professional services contract for engineering testing services with **LAW ENGINEERING & ENVIRONMENTAL SERVICES, INC** in the amount of \$5,000.00 for Sanitary Sewer Maintenance Repair Contract by Cleaning and Television with Point Repair, GFS R-0266-15-3 (4277-5); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

ORDINANCES - continued

**29. Ordinance 2001-0160**

ORDINANCE appropriating \$736,200.10 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **CHIEF CONTRACTORS, INC** on low bid of \$682,430.00 and approving and authorizing professional services contract for engineering testing services with **DAE & ASSOCIATES, LTD, d/b/a GEOTECH ENGINEERING & TESTING SERVICES** in the amount of \$6,000.00 for Sanitary Sewer Maintenance Repair Contract by Cleaning and Television with Point Repair, GFS R-0266-16-3 (4277-6); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**30. Ordinance 2001-0150**

ORDINANCE appropriating \$1,290.00 out of Fire Consolidated Construction Fund, for Land Purchases/Condemnations, Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees, for and in connection with the Fire Station 21 Parking Lot Expansion Project, located at 10621 South Main Street; Parcel Numbers HYO-001 and HYO-003, CIP C-0089-00-1 - **DISTRICT C - GOLDBERG**

**END OF CONSENT AGENDA**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**NON CONSENT AGENDA** – NUMBER 31

**MISCELLANEOUS**

**Motion 2001-0163 - Suspend rules to consider Item 31 out of order**

**31. Motion 2001-0164 - Close nominations for position 4**

**Motion 2001-0165 - Close nominations for position 6**

RECEIVE nominations for Positions 4 and 6 of the Ethics Committee for terms to expire December 31, 2003

**Council Member Galloway nominated Ms. Shirley Malonson - Position 4**

**Council Member Tatro nominated Ms. Ruth Burgos-Sasscer , Ph.D. - Position 4**

**Council Member Sanchez nominated Mr. Robert W. Claude - Position 6**

**MATTERS HELD** - NUMBER 32

**32. Ordinance 2001-0161**

ORDINANCE approving and authorizing contract between the City of Houston and **MAYOR, DAY CALDWELL & KEETON, L.L.P** for Legal Services relating to the City's appeal in the lawsuit styled City of Houston v. Precast Structures, Inc, presently on appeal to the Fourteenth Court of Appeals District of Texas and having Appeal Number 14-99-00739-CV; providing a maximum contract amount of \$40,000.00 - Property and Casualty Fund

**TAGGED BY COUNCIL MEMBER TATRO**

This was Item 24 on Agenda of February 7, 2001

**Motion 2001-0167 - Suspend rules to hear Mr. Stephen Williams of the Fire Fighters Union**

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

**2/13/01 - Council Member Boney absent due to being ill  
Council Member Keller absent on personal business**

**2/14/01 - Council Member Keller absent on personal business**