

**AGENDA - COUNCIL MEETING - TUESDAY - JANUARY 9, 2001 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2001-0023 to 2001-0039**  
**ORDINANCES 2001-0031 to 2001-0055**  
**RESOLUTIONS - None**

**2001-0022-1**

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

**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 2001-0023 to 2001-0025 were procedural motions to hear speakers out of order**

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

**RECONVENE**

**WEDNESDAY - JANUARY 10, 2001 - 9:00 A. M.**

DESCRIPTIONS OR CAPTIONS OF AGENDA ITEMS WILL BE READ BY THE  
CITY SECRETARY PRIOR TO COMMENCEMENT

**MAYOR'S REPORT**

**Motion 2001-0026**

**9:00 A.M.** - **REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

**CONSENT AGENDA NUMBERS 1 through 32**

**MISCELLANEOUS** – NUMBER 1

**1. Motion 2001-0028**

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **WESTBURY CIVIC CLUB, INC** for Law Enforcement Services of 4 Deputies of Constable Precinct 5 - **DISTRICT C - GOLDBERG**

DAMAGES – NUMBER 2

**2. Council Member Todd tagged**

RECOMMENDATION from City Attorney for settlement of lawsuit styled **FELICIANO MORUA, et al** v. City of Houston, et al; Cause No. 96-5088: in the 133rd Judicial District Court of Harris County, Texas - \$41,500.00 - Property and Casualty Fund

ACCEPT WORK – NUMBER 3

**3. Motion 2001-0029**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,187,675.62 and acceptance of work on contract with **CONTRACTOR TECHNOLOGY, INC** for Midtown Street Reconstruction - Phase II, NSR, Project No. 443, GFS N-0376-02-3 (N-0376-02) - 05.80% under the original contract amount - Enterprise Fund **DISTRICT I - CASTILLO**

PURCHASING AND TABULATION OF BIDS - NUMBERS 4 through 12A

LOW BIDS

**4. Motion 2001-0030**

**MACI FEED AND SUPPLY** for Coastal Bermuda and Alfalfa Hay for Parks & Recreation and Police Departments - Replacement - \$179,125.00 - General Fund

**5. Motion 2001-0031**

**MAIL-WELL ENVELOPE** for Envelopes, Utility Customer Service, Part II for Municipal Courts Administration Department - Replacement - \$21,082.60 - General Fund

**6. Motion 2001-0032**

**DOOLEY TACKABERRY, INC** for Rainwear, Waterproof Footwear and Hard Hats, Part II for Various Departments - Replacement - \$206,400.00 - General and Enterprise Funds

OTHER

**7. Council Member Goldberg tagged**

**CRASH RESCUE EQUIPMENT SERVICE, INC** for Airport Crash Rescue Truck Repair Service for the Fire Department - \$48,506.00 - Enterprise Fund

**8. Motion 2001-0033**

**AMEND MOTION #99-437, 3/24/99**, amended by Motion No. 99-2043, 12/1/99, **TO INCREASE** quantity to purchase three additional Aerial Manlift Truck Bodies for the Department of Public Works & Engineering, awarded to **HI-TECH PUMP & CRANE, INC** for a total increase of \$78,849.00 - Replacement - Equipment Acquisition Consolidated Fund

**9. Ordinance 2001-0039**

ORDINANCE appropriating \$3,300,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing contract between the City of Houston and **MOBILE DATA SOLUTIONS, INC** for an Automatic Mapping, Routing and Scheduling Service Order System for the Department of Public Works & Engineering; CIP S-0961-01, providing a maximum contract amount - 5 Years - \$500,000.00 Enterprise Fund - Total \$3,800,000.00

**PURCHASING AND TABULATION OF BIDS** - continued

**OTHER** - continued

**NOTE: Items 10 and 10A are a component part of Item 9, if adopted**

**10. Ordinance 2001-0040**

ORDINANCE appropriating \$524,156.00 out of Water & Sewer System Consolidated Construction Fund for a Mobile Data Communications System for the Department of Public Works & Engineering, CIP S-0961-02

**a. Motion 2001-0035**

**MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC** for Mobile Data Communications System for the Department of Public Works & Engineering - \$524,156.00

**11. Motion 2001-0034**

**CONVERGENT LABEL TECHNOLOGY** - \$95,754.17, **THE RELIZON COMPANY LTD, LLP** \$301,869.11 and **WILLIAMETTE INDUSTRIES, INC** - \$558,298.65 for Continuous Forms for Various Departments - General and Enterprise Funds

**12. Council Member Tatro tagged**

ORDINANCE appropriating \$406,995.00 out of Accumulated Unexpended Fund, transferring such funds to the Fire Special Acquisition Fund, appropriating \$406,995.00 from the Fire Special Acquisition Fund for expenses relating to the purchase of fifteen (15) Utility Vehicles for the Fire Department

**a. Council Member Parker tagged**

**PHILPOTT MOTORS, LTD** - \$3,699,586.25, **LAWRENCE MARSHALL CHRYSLER, L.P.** \$1,264,980.00, **LAWRENCE MARSHALL FORD-MERCURY, L.P.** - \$480,065.00, **LAWRENCE MARSHALL CHEVROLET, L.P.** - \$1,301,567.50 for Automobiles, Vans, Utility Vehicles and Pickup Trucks for Various Departments - \$6,746,198.75 - Grant, Enterprise, Building Inspection, Equipment Acquisition Consolidated, Fire Special Acquisition, Street & Drainage Maintenance, Sign Administration and Workers Compensation Administration Funds

**ORDINANCES** - NUMBERS 13 through 32

**Motion 2001-0027 - Suspend rules to consider Item 13 out of order**

**13. Council Members Boney and Castillo tagged**

ORDINANCE amending **SECTION 47-164 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to construction of water and wastewater mains by Developers under Developer Contracts; containing other provisions relating to the foregoing subject; providing for severability

**14. Ordinance 2001-0031**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 10-foot wide utility easement containing 1101 square feet of land, more or less, being a portion of Lots 9 and 10, Block 18 of Lamar Terrace Subdivision, located in the H. Sanderson Survey, A-725, Harris County, Texas; vacating and abandoning said tract of land to MWO Investments, Ltd., the abutting owner, in consideration of owner's payment of \$7,707.00 and other consideration to the City - **DISTRICT C - GOLDBERG**

ORDINANCES - continued

**15. Ordinance 2001-0032**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of the Mt. Vernon Street right of way containing 13,440 square feet (0.3085 acre) of land, more or less and a turnaround right of way easement containing 401 square feet (0.0092 acre); both easements being located in the Obedience Smith Survey, A-696, Harris County, Texas; vacating and abandoning said tracts to University of St. Thomas, abutting owner, in consideration of the owner's dedication back of a 60-foot wide utility easement containing 13,440 square feet (0.3085 acre) of land, more or less, and payment of \$110,232.00 and other consideration to the City - **DISTRICT D - BONEY**

**16. Ordinance 2001-0041**

ORDINANCE approving and authorizing distribution of the Preliminary Official Statement for the issuance and sale of City of Houston, Texas Certificates of Obligation, Series 2001A; authorizing the Finance Working Group to proceed with the sale of such certificates pursuant to such statement; approving matters incidental to the issuance and sale; and declaring an emergency

**17. Ordinance 2001-0042**

ORDINANCE approving and authorizing application for grant assistance, as submitted, to the United States Department of Transportation, Federal Highway Administration for a Diesel Demonstration Project; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Finance and Administration Director for the City of Houston to accept such grant funds and to apply for and accept all subsequent awards, if any, pertaining to the program

**18. Ordinance 2001-0033**

ORDINANCE approving and authorizing an agreement between the City of Houston, the **SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY** and **REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)** in connection with the City's Reinvestment Zone Number Twenty over the Southwest Houston Area **DISTRICT F - ELLIS**

**19. Ordinance 2001-0034**

ORDINANCE appropriating \$314,394.64 out of Street & Bridge Consolidated Construction Fund for Landscaping and Beautification of City Streets and Thoroughfares as authorized and approved by Resolution No. 90-03, CIP N-0675-04-3 - **DISTRICTS A - TATRO; C - GOLDBERG; D - BONEY; E - TODD and F - ELLIS**

**20. Ordinance 2001-0035**

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **EPERNAY COMMUNITY ASSOCIATION** for Garbage Collection Service for the respective subdivisions - 36 Months - \$792.00 - General Fund - **DISTRICT G - KELLER**

**21. Not Received - Not Considered**

ORDINANCE appropriating \$116,730.00 out of Water & Sewer Consolidated Construction Fund as additional amount for the Financial Advisory Services contract with **COASTAL SECURITIES** (C#39779); approving and authorizing the allocation of additional funds for the Financial Advisory Services Contracts with **FIRST SOUTHWEST COMPANY** (C#39780) and with **COASTAL SECURITIES** - Total for both contracts \$519,000.00

**ORDINANCES** - continued

**22. Ordinance 2001-0043**

ORDINANCE appropriating \$54,800.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for Design of the Buffalo Bayou and Sims Bayou Siphons under professional engineering services contract with **BLACK & VEATCH, LLP** (approved by Ordinance No. 98-0879); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund, GFS R-0270-01-2 (4717) - **DISTRICTS D - BONEY; H - VASQUEZ and I - CASTILLO**

**Motion 2001-0036 - Suspend rules to hear Mr. Thomas Rolen on Item 23**

**Motion 2001-0037 - Postpone Item 23 until the end of the Agenda**

**23. Council Member Keller tagged**

ORDINANCE appropriating \$836,100.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **RATNALA & BAHL, INC** for Design of Columbia Tap Rail to Trail, CIP N-0420-22-2 (N-0420-22); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS D - BONEY and I - CASTILLO**

**24. Ordinance 2001-0044**

ORDINANCE appropriating \$455,100.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **RATNALA & BAHL, INC** for Design of Pinemont Paving from Hollister to Hempstead Hwy, CIP N-0491-02-2 (SB9053); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT A - TATRO**

**25. Ordinance 2001-0036**

ORDINANCE appropriating \$789,600.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for Design of Wheeler Avenue Paving, Phase I, CIP N-0528-02-2 (SB9051); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS D - BONEY and I - CASTILLO**

**26. Ordinance 2001-0037**

ORDINANCE appropriating \$275,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **COSTELLO, INC** for Design of Safe Sidewalk Program, CIP N-0610A-S8-2 (SB9049); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

**27. Ordinance 2001-0045**

ORDINANCE appropriating \$58,080.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for the Design of Neighborhood Street Reconstruction, NSR-439, CIP N-0372-01-2 (SB9000) under professional engineering services contract **PTI, INC** (approved by Ordinance No. 2000-0024); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT E - TODD**

ORDINANCES - continued

**28. Ordinance 2001-0038**

ORDINANCE appropriating \$275,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **ESOR CONSULTING ENGINEERS, INC** for Design of Safe Sidewalk Program, CIP N-0610A-S7-2 (SB9048); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

**29. Ordinance 2001-0046**

ORDINANCE appropriating \$1,811,364.15 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **JAY C. CONTRACTOR** on low bid of \$1,678,845.00 and approving and authorizing professional services contract for engineering testing services with **ASSOCIATED TESTING LABORATORY, INC** in the amount of \$15,000.00 for Citywide Fire Hydrant Replacement and Height Correction, GFS S-0517-12-3 (10679); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**30. Ordinance 2001-0047**

ORDINANCE appropriating \$903,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JALCO, INC** on low bid of \$779,399.00 and approving and authorizing professional services contract for engineering testing services with **PARADIGM CONSULTANTS, INC** in the amount of \$23,000.00 for Richmond No. 2 Lift Station Diversion Sewer, GFS R-0267-69-3 (WW4276-29); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT G - KELLER**

**31. Ordinance 2000-907 - Passed third and final reading**

ORDINANCE No. 2000-907, passed second reading November 15, 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 - **THIRD AND FINAL READING**

**32. Ordinance 2000-908 - Passed second and final reading**

ORDINANCE No. 2000-908, passed first reading October 18, 2000

ORDINANCE annexing to the City of Houston, Texas for general purposes territory located in the vicinity of the intersection of El Dorado Boulevard and Interstate Highway 45 and in the vicinity of the intersection of Bay Area Boulevard and Glenwest Drive in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; instituting proceedings to annex to its corporate limits the territory included in such boundaries; extending the corporate limits of the City of Houston, Texas to embrace and include territory within such boundaries; approving a service plan for such territory; providing an effective date; and providing for severability **SECOND AND FINAL READING**

**END OF CONSENT AGENDA**

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

MATTERS HELD - NUMBERS 33 through 41

**33. Ordinance 2001-0048**

ORDINANCE approving and authorizing the City of Houston to enter into a fifth contract amendment with the **HOUSTON HOUSING FINANCE CORPORATION** to extend the term and provide \$5,050,000.00 of Home Investment Partnership Program Funds for the continuation of a New Construction Homebuyers Assistance Program which provides subsidy financing to qualified homebuyers to be used for down payment, closing costs and/or prepaids

**TAGGED BY COUNCIL MEMBER GOLDBERG**

This was Item 22 on Agenda of January 3, 2001

**34. Ordinance 2001-0049**

ORDINANCE approving and authorizing the City of Houston to enter into fifth amendment to contract with **HOUSING OPPORTUNITIES OF HOUSTON, INC** to extend term and provide up to \$2,840,000.00 of Home Investment Partnership Program Funds to administer a Homebuyer's Assistance Program which will provide subsidy funding to qualified homebuyers to be used for downpayment, closing costs, prepaids and/or repairs

**TAGGED BY COUNCIL MEMBER GOLDBERG**

This was Item 23 on Agenda of January 3, 2001

**35. Ordinance 2001-0050**

ORDINANCE approving and authorizing contract between the City of Houston and **K. R. BARKER & ASSOCIATES, L.L.C. D/B/A CDI COMMUNICATIONS CONSULTANTS** for professional consulting services in connection with Wireless Communication Requirements at George Bush Intercontinental Airport/Houston and William P. Hobby Airport - \$72,800.00 Enterprise Fund - **DISTRICTS B - GALLOWAY and E - TODD**

**TAGGED BY COUNCIL MEMBER QUAN**

This was Item 30 on Agenda of January 3, 2001

**36. Council Member Vasquez tagged**

ORDINANCE awarding contract to **HOUSTON INSTALLATION SERVICES, INC** for Furniture Relocation Services for Various Departments; providing a maximum contract amount - 2 Years with one option year - \$942,793.13 - General, Enterprise and METRO Funds

**TAGGED BY COUNCIL MEMBER KELLER**

This was Item 37 on Agenda of January 3, 2001

**Motion 2001-0038 - Call question on Item 37**

**37. Ordinance 2001-0051**

ORDINANCE appropriating and transferring \$825,000.00 out of Accumulated Unexpended Fund to the Street & Bridge Construction Fund, appropriating \$825,000.00 out of Street & Bridge Construction Fund, and approving and authorizing professional services contract between the City of Houston and **DANNEBAUM ENGINEERING CORPORATION** for Design of Neighborhood Street Overlay Projects, CIP N-1037-16-2 (OL2016); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Construction Fund

**TAGGED BY COUNCIL MEMBERS ROBINSON, QUAN, TATRO, KELLER, ELLIS and PARKER**

This was Item 43 on Agenda of January 3, 2001

**MATTERS HELD** – continued

**Motion 2001-0039 - Call question on Item 38**

**38. Ordinance 2001-0052**

ORDINANCE appropriating and transferring \$918,610.00 out of Accumulated Unexpended Fund to the Street & Bridge Construction Fund, appropriating \$918,610.00 out of the Street & Bridge Construction Fund, and approving and authorizing professional services contract between the City of Houston and **SYLVA ENGINEERING CORPORATION** for Design of Neighborhood Street Overlay Projects, CIP N-1037-17-2 (OL2017); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Construction Fund

**TAGGED BY COUNCIL MEMBERS ROBINSON, QUAN, TATRO, KELLER, PARKER and ELLIS**

This was Item 44 on Agenda of January 3, 2001

**39. Ordinance 2001-0053**

ORDINANCE appropriating and transferring \$839,200.00 out of Accumulated Unexpended Fund to the Street & Bridge Construction Fund, appropriating \$839,200.00 out of Street & Bridge Construction Fund, appropriating \$1,608,200.00 out of METRO Special Fund, awarding contract to **DURWOOD GREENE CONSTRUCTION COMPANY** on low bid of \$1,997,741.00 and approving and authorizing professional services contract for engineering testing services with **STORK SOUTHWESTERN LABORATORIES, INC** in the amount of \$150,000.00 for Asphalt Overlay Project in Third Ward (Completion), GFS N-1037-06-3 (OL2006); providing funding for construction management and contingencies relating to construction of facilities financed by the Street & Bridge Construction Fund - **DISTRICTS D - BONEY and I - CASTILLO**

**TAGGED BY COUNCIL MEMBERS ROBINSON, QUAN, TATRO, PARKER and ELLIS**

This was Item 46 on Agenda of January 3, 2001

**40. Ordinance 2001-0054**

ORDINANCE appropriating and transferring \$979,400.00 out of Accumulated Unexpended Fund to the Street & Bridge Construction Fund, appropriating \$979,400.00 out of Street & Bridge Construction Fund, appropriating \$1,200,000.00 out of METRO Special Fund, awarding contract to **DURWOOD GREENE CONSTRUCTION COMPANY** on low bid of \$1,777,695.80 and approving and authorizing professional services contract for engineering testing services with **PROFESSIONAL SERVICE INDUSTRIES, INC** in the amount of \$135,000.00 for Asphalt Overlay Project in Northline Park Phase II (Package 1), GFS N-1037-08-3 (OL2008); providing funding for construction management and contingencies relating to construction of facilities financed by the Street & Bridge Construction Fund and METRO Special Fund - **DISTRICTS B - GALLOWAY and H - VASQUEZ**

**B - GALLOWAY and H - VASQUEZ**

**TAGGED BY COUNCIL MEMBERS ROBINSON, QUAN, TATRO, PARKER and ELLIS**

This was Item 47 on Agenda of January 3, 2001

**41. Ordinance 2001-0055**

ORDINANCE appropriating and transferring \$2,124,500.00 out of Accumulated Unexpended Fund to the Street & Bridge Construction Fund, appropriating \$2,124,500.00 out of Street & Bridge Construction Fund, awarding contract to **DURWOOD GREENE CONSTRUCTION COMPANY** on low bid of \$1,734,356.80 and approving and authorizing professional services contract for engineering testing services with **FUGRO SOUTH, INC** in the amount of \$130,000.00 for Asphalt Overlay Project in Northline Park Phase II (Package II), GFS N-1037-09-3 (OL2009); providing funding for construction management and contingencies relating to construction of facilities financed by the Street & Bridge Construction Fund - **DISTRICTS B - GALLOWAY and H - VASQUEZ**

**GALLOWAY and H - VASQUEZ** - **TAGGED BY COUNCIL MEMBERS ROBINSON, QUAN and TATRO**

This was Item 48 on Agenda of January 3, 2001



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

**01/09/01 - Council Member Galloway, Goldberg and Robinson absent on City business  
Council Member Boney absent on personal business**

**01/10/01 - All Present**