

**AGENDA - COUNCIL MEETING - TUESDAY - MARCH 20, 2001 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2001-0274 to 2001-0310**  
**ORDINANCES 2001-0222 to 2001-0268**  
**RESOLUTIONS 2001-0012 to 2001-0013**

**2001-0273-1**

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

**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 2001-0274 – Suspend rules to hear from Chief Chris Connealy**

**Motion 2001-0274-1 – Suspend rules to hear from Mr. Jack Reilly, Mr. Alan Schiernbeck and Ms. Mary Grilliot out of order**

**Motion 2001-0275 – Suspend rules to hear from Judge Glenn Taylor, Ms. Mary Van Kerrebrook, Ms. Nancy Gabany and Mr. Tom Juarez out of order**

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

**RECONVENE**

**WEDNESDAY - MARCH 21, 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 64

MISCELLANEOUS - NUMBERS 1 through 4

**1. Motion 2001-0279**

CONFIRMATION of the appointment of the following to the **CITY HALL PRESERVATION COMMITTEE**:

Position 11 - **MR. CHRISTOPHER A. SHELTON**, for a term to expire December 31, 2002

Position 12 - **MS. ANITA GARTEN**, for a term to expire December 31, 2001

Position 14 - **MR. JAMES THOMAS**, for a term to expire December 31, 2001

Position 15 - **MR. MICHAEL BROWN**, for a term to expire December 31, 2002

**2. Motion 2001-0280**

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and the **WESTCHASE DISTRICT** for Law Enforcement Services of 1 sergeant and 5 deputies from Harris County Constable Precinct 5 - **DISTRICT G - KELLER**

**3. Motion 2001-0290**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of supplemental allocation of funds for continuation of third year of contract in the amount of \$760,000.00 with **ESPEY HUSTON AND ASSOCIATES, INC d/b/a PBS&J** for professional services on wastewater treatment plant biomonitoring testing, toxicity reduction evaluations and TNRCC (TPDES) permit assistance and compliance issues - Enterprise Fund

**4. Motion 2001-0281**

RECOMMENDATION from Director Department of Public Works & Engineering to approve refunds over \$15,000.00 for Water & Sewer Accounts for various customers - \$16,900.00 Enterprise Water & Sewer Fund

ACCEPT WORK - NUMBERS 5 through 8

**5. Motion 2001-0291**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$273,943.27 and acceptance of work on contract with **JIMERSON UNDERGROUND, INC** for Martin Luther King Drainage Improvement, GFS M-1000-01 - 04.23% under the original contract amount - Storm Sewer Consolidated Construction Fund - **DISTRICTS D - BONEY and E - TODD**

**6. Motion 2001-0282**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,267,032.65 and acceptance of work on contract with **BROWN & ROOT, INC** for Park Row Reconstruction from Broadfield Boulevard to Southcreek Drive, GFS N-0644-12-3 (N-0644-12) - 00.64% over the original contract amount - Street & Bridge Consolidated Construction and Enterprise Funds - **DISTRICT A - TATRO**

**7. Motion 2001-0283**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,053,730.47 and acceptance of work on contract with **PEDKO PAVING, INC** for Construction of Intersection Redesign, GFS N-0662-15-3 (N-0662-15) 09.10% under the original contract amount - Street & Bridge Consolidated Construction Fund **DISTRICTS A - TATRO; B - GALLOWAY; D - BONEY; E - TODD; G - KELLER; H - VASQUEZ**

ACCEPT WORK - continued

**8. Motion 2001-0292**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$599,484.15 and acceptance of work on contract with **CONN'S CONSTRUCTION, INC** for MUD 266 Lift Station Replacement, GFS R-0536-03-3 (4276-13) 03.22% under the original contract amount - Enterprise Fund - **DISTRICT B - GALLOWAY**

PROPERTY - NUMBERS 9 through 11

**9. Motion 2001-0293**

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel A97-356, located at 7809 Ley Road, owned by Shekdin Wong and Juvenda Wong, for the **LEY ROAD PAVING PROJECT** from Homestead Road to North Wayside Drive, CIP N-0587B-00-1 - **DISTRICT B - GALLOWAY**

**10. Ordinance 2001-0238**

ORDINANCE appropriating \$59,750.00 out of Fire Consolidated Construction Fund Number 413 to pay the amount of the Agreed Final Judgment and the Appraiser's Invoice in connection with the settlement of the eminent domain proceeding styled City of Houston v. Oscar B. Trevino, et al., to acquire Parcel Number H99-1, for the Fire Station No. 27 Relocation Project; GFS/CIP C-0072-00-1 - **DISTRICT H - VASQUEZ**

**a. Motion 2001-0294**

RECOMMENDATION from City Attorney to settle eminent domain lawsuit styled City of Houston v. Oscar B. Trevino, et al., Cause Number 713,515; for a total consideration of \$150,000.00 and pay appraisal services of \$3,500.00 in connection with **FIRE STATION NO. 27 RELOCATION PROJECT**; GFS/CIP C-0072-00-1 - **DISTRICT H - VASQUEZ**

**11. Motion 2001-0284**

RECOMMENDATION from Director Department of Public Works & Engineering **TO AMEND MOTION #87-2663 9/23/87**, which authorized the sealed bid sale of the ? 21,923 square-foot former Water Plant Site, located at 10,006 Whiteside Lane, Lots 1 and 2, Block A, Witte Forest Section 1, to add Items 3, 4 and 5 to include additional bid sale requirements - Parcel S87-28 **DISTRICT A - TATRO**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 12 through 21

**LOW BIDS**

**12. Motion 2001-0295**

**ADA RESOURCES, INC** for Fuel, Diesel Low Emission Part II for Finance & Administration Department - \$1,550,000.00 - Central Service Revolving Fund

**OTHER**

**13. Motion 2001-0285**

**KRIS COMPACTION** for Solar Powered Speed-Alert Trailers and Arrowboards for the Department of Public Works & Engineering - New and Replacement - \$29,694.00 - Enterprise and Equipment Acquisition Consolidated Funds

**14. Motion 2001-0286**

**CUSTOM BUILT TRAILERS** - \$33,825.00 and **TRAILER WHEEL AND FRAME COMPANY** \$188,231.00 for 31 Trailers for Aviation and Public Works and Engineering Departments - New and Replacement - Enterprise and Equipment Acquisition Consolidated Funds

PURCHASING AND TABULATION OF BIDS - continued

OTHER - continued

15. **Motion 2001-0287**

**INTERNATIONAL TRUCKS OF HOUSTON** for One Flatbed Truck Body with Digger Derrick for Department of Public Works & Engineering - Replacement - \$64,415.00 - Equipment Acquisition Consolidated Fund

16. **Motion 2001-0288**

**HAHN EQUIPMENT CO. INC** to Furnish and Install Eight Submersible Pumps for the Department of Public Works & Engineering - \$25,159.00 - Enterprise Fund

17. **Motion 2001-0296**

**LINDALE AUTO SUPPLY** for Automobile and Light Truck Automatic Transmission Parts, Part II for Various Departments - \$80,000.00 - General, Enterprise and Fleet Management Funds

18. **Motion 2001-0289**

**NORTH SHORE SUPPLY COMPANY** - \$134,170.17, **CONTECH CONSTRUCTION PRODUCTS, INC** - \$28,562.00 and **CITY SUPPLY CO., INC** - \$98,200.00 for Pipe, Black and Galvanized for Various Departments - General, Enterprise and METRO Funds

**Motion 2001-0297 – Postpone Item 19 to the end of the Agenda**

19. **Motion 2001-0310**

**AMEND MOTION #99-39, 1/13/99**, amended by Motion #99-1978, 11/17/99, **TO INCREASE** quantity to purchase sixteen additional Modular Ambulance Bodies for a total increase of \$704,000.00 for Fire Department, awarded to **FRAZER, INC** - New and Replacement Equipment Acquisition Consolidated Fund

20. **Council Members Goldberg and Keller tagged**

**INFOSOL INCORPORATED** for Professional Services for Municipal Courts Administration Department - \$20,040.00 - General Fund

21. **Motion 2001-0298**

DECLARE **DAVIS TRAILER & TRUCK EQUIPMENT, INC** non responsible for a period of 2 Years for failure to comply with performance and delivery schedules and award to **TEXAS DEPARTMENT OF CRIMINAL JUSTICE** for 137 Dump Truck Bodies for Various Departments Replacement - \$1,517,903.31 - Enterprise and Street & Drainage Maintenance Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 22 through 64

22. **Resolution 2001-0012**

RESOLUTION supporting the passage of Senate Bill 87 and House Bill 587 by the 77th Texas Legislature to enhance penalties for crimes motivated by hate, prejudice, or bias

23. **Council Members Bell, Keller and Ellis tagged**

ORDINANCE amending **CHAPTER 12 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**; relating to the Houston International Festival

24. **Council Member Sanchez tagged**

ORDINANCE approving the issuance of bonds by the Old Spanish Trail/Alameda Corridors Redevelopment Authority; providing for continuing disclosure with respect to such bonds; and containing other provisions relating to the foregoing subject - **DISTRICTS D - BONEY and I - CASTILLO**

**RESOLUTIONS AND ORDINANCES** - continued

**25. Council Member Sanchez tagged**

ORDINANCE approving and authorizing a contribution agreement between **HOUSTON DOWNTOWN MANAGEMENT DISTRICT** and City of Houston, granting to the City \$35,300.00 to underwrite a portion of the lease payments for a lease agreement at 1415 Fannin to the City for use as a downtown Police Storefront Facility - **DISTRICT I - CASTILLO**

**26. Ordinance 2001-0266**

ORDINANCE approving and authorizing a lease agreement between **GULF COAST LEGAL FOUNDATION**, as lessor, and the City of Houston, Texas, as lessee, for space at 1415 Fannin Street to be used as a Downtown Police Storefront Facility - **DISTRICT I - CASTILLO**

**27. Ordinance 2001-0267**

ORDINANCE approving and authorizing a lease agreement between **WESTHEIMER SHOPS, L.L.C.**, as Landlord and the City of Houston, Texas, as tenant, for space at 8940 Clarkcrest, Houston, Texas, for use by the Houston Police Department - **DISTRICT C - GOLDBERG**

**28. Council Member Robinson tagged**

ORDINANCE issuing a permit to **HANOVER R.S. LIMITED PARTNERSHIP** and **RELIANT ENERGY-HL&P CO.** and **LOFTS AT THE BALLPARK, L.P.** for constructing, maintaining, using, occupying, operating and repairing two six-inch private water lines, two six-inch private fire protection water lines and two two-inch conduits for primary electrical distribution under and within Capitol Avenue, St. Emmanuel Street and Texas Avenue, as well as two elevated pedestrian bridges across, along, over, under and upon the street at 2020 Texas Avenue, 2120 Texas Avenue and 2120 Capitol Avenue, all such areas being within public street rights-of-way of the City of Houston, Texas and abutting Blocks 183, 196, and 197 S.S.B.B.; containing findings and prescribing the conditions and provisions under which said permit is issued - Revenue **DISTRICT I - CASTILLO**

**29. Ordinance 2001-0239**

ORDINANCE approving and authorizing application for grant assistance from the **FEDERAL EMERGENCY MANAGEMENT AGENCY, UNITED STATES FIRE ADMINISTRATION** for funding through Title XVII (Assistance to Firefighters) of the Fire Prevention and Control Act; declaring the City's eligibility for such grant; authorizing the Houston Fire Chief to act as the City's Representative in the application process; to accept such grant funds, if awarded, contingent upon City Council's appropriation of required matching funds in the FY02 Budget, and to apply for and accept all subsequent awards, if any, pertaining to the program

**30. Ordinance 2001-0240**

ORDINANCE approving application to the **U.S. DHHS/CENTER FOR DISEASE CONTROL AND PREVENTION (CDC)** for the City's Epidemiology and Laboratory Capacity for Infectious Disease Surveillance Services; declaring the City's eligibility for such grants; authorizing the Director of the Houston Department of Health and Human Services to accept and expend such grant funds for the April 4, 2001 through March 31, 2004 period, and to accept and expend subsequent awards, if any, during the project period; authorizing five (5) new staff positions to be funded by the grant \$805,611.00 Revenue - \$39,951.00 In Kind

**31. Ordinance 2001-0229**

ORDINANCE appropriating \$42,000.00 out of Airport System Subordinate Lien Revenue Bond Fund (REVBD 2000 NON-AMT Construction-538) and approving the purchase from Aldine Independent School District a tract or parcel of land being designated as Tracts 12 and 13, out of Lakeview Park, an unrecorded subdivision, out of the John Skorupski Survey, A-720, Houston, Harris County, Texas, for the expansion of Bush Intercontinental Airport, CIP A0024, for a purchase price, including Title Insurance and Closing Costs, which does not exceed the sum

hereby appropriated - **DISTRICT B - GALLOWAY**

**RESOLUTIONS AND ORDINANCES** - continued

**32. Ordinance 2001-0230**

ORDINANCE appropriating \$80,000.00 out of Airport System Subordinate Lien Revenue Bond Fund (NON-AMT) and approving the purchase of a 0.9951 acre tract of land out of the Amos Barber Survey, Abstract 125, Houston, Harris County, Texas, and the improvements located thereon, for the expansion of Bush Intercontinental Airport, CIP A-0024, and approving a Purchase and Sale Agreement with Carrie Laverne Edmond to acquire the land and improvements thereon for a purchase price, including Title Insurance and Closing Costs, which does not exceed the sum hereby appropriated - **DISTRICT B - GALLOWAY**

**33. Ordinance 2001-0231**

ORDINANCE appropriating \$190,000.00 out of Airport System Subordinate Lien Revenue Bond Fund (REVBD 2000 NON-AMT Construction-538) and approving the purchase of Lot eleven (11), Lakeview Park, out of the J. Skorupski Survey, Abstract 720, Houston, Harris County, Texas, and the improvements located thereon, for the expansion of Bush Intercontinental Airport, CIP A-0024, and approving a Purchase and Sale Agreement with Beatrice C. Page to acquire the land and improvements thereon for a purchase price, including Title Insurance and Closing Costs, which does not exceed the sum hereby appropriated - **DISTRICT B - GALLOWAY**

**34. Ordinance 2001-0232**

ORDINANCE appropriating \$260,000.00 out of Airport System Subordinate Lien Revenue Bond Fund (REVBD 2000 NON-AMT Construction-538) and approving the purchase from the **UNITED STATES OF AMERICA (FEDERAL AVIATION ADMINISTRATION)** approximately 19.49 acres out of the T.S. Roberts Survey, A660, Houston, Harris County, Texas, for the expansion of Bush Intercontinental Airport, CIP A0024, for a purchase price, including Title Insurance and Closing Costs, which does not exceed the sum hereby appropriated - **DISTRICT B - GALLOWAY**

**35. Ordinance 2001-0268**

ORDINANCE awarding contract to **WESTCHESTER FIRE** as lead Insurance Company; **TRAVELERS INSURANCE GROUP**; **ESSEX INSURANCE COMPANY**; **CHUBB CUSTOM INSURANCE COMPANY**; **COMMONWEALTH INSURANCE COMPANY**; **ZURICH AMERICAN INSURANCE GROUP**; **UNDERWRITERS AT LLOYDS** and **ROYAL INSURANCE GROUP** in the amount of \$2,447,430.00 for General Property Insurance including Flood Insurance

**36. Council Members Castillo, Robinson and Keller tagged**

ORDINANCE approving and authorizing contract between the City and **BICKERSTAFF, HEATH, SMILEY, POLLAN, KEVER & MCDANIEL, L.L.P.**, for Legal Services in connection with the Redistricting of City Council Districts - \$237,000.00 - General Fund

**37. Ordinance 2001-0241**

ORDINANCE approving and authorizing contract between the City and **CALLIER & GARZA, L.L.P.** for legal services in connection with Michael Blackburn, et, al, v. City of Houston, et, al., Cause No. 2000-63937, in the 215th Judicial District Court of Harris County; and Michael Burk A/N/F of Rachel Burk v. City of Houston, et, al; Civil Action No. H-00-3509, in the U. S. District Court; and Pedro Martinez, et al. v. City of Houston, et al., Cause No. 2000-60474 in the 234th Judicial District Court of Harris County - \$40,000.00 - Property and Casualty Fund

**38. Ordinance 2001-0242**

ORDINANCE amending Ordinance No. 2000-288 to increase the maximum contract amount for contract between the City of Houston and **WICKLIFF & HALL, P.C.** for Legal Representation of the City in the Reliant Energy's Unbundled Cost Service Application and related matters before

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the Texas Public Utility Commission - \$275,000.00 - General Fund

**RESOLUTIONS AND ORDINANCES** - continued

**39. Ordinance 2001-0243**

ORDINANCE approving and authorizing contract between the City and **DR. DENNIS W. SMITH** for Evaluation of the Mayor's 2000-2001 After-School Achievement Program - \$36,000.00 Housing Special Revenue Fund

**40. Ordinance 2001-0244**

ORDINANCE determining that the formal taking of competitive bids is not required for the work described herein; and awarding contract for Cleaning & Janitorial Services for Various Departments to **ON OUR OWN SERVICES, INC** - 5 Years - \$387,858.00 - Parks Special Revenue and Central Service Revolving Funds - **DISTRICTS D - BONEY; G - KELLER and I - CASTILLO**

**41. Ordinance 2001-0245**

ORDINANCE awarding contract to **STRIPES & STOPS COMPANY, INC** for Pavement Marking Services for Public Works & Engineering Department; providing a maximum contract amount 1 year with 1 one year option - \$198,019.89 - METRO Fund

**42. Not Received - Not Considered**

ORDINANCE awarding contract to **REPUBLIC WASTE SERVICES OF HOUSTON** for Non Hazardous Waste Collection, Transportation and Disposal Services for Various Departments; providing a maximum contract amount - 3 Years with 2 one year options - \$3,384,910.73 General, Enterprise and Other Funds

**43. Ordinance 2001-0246**

ORDINANCE amending Ordinance No. 96-364 to increase the maximum contract amount and approving and authorizing first amendment to contract for Facilities Management Services for the Police Department between the City of Houston and **MERIDIAN MANAGEMENT CORPORATION** 1 Year - \$586,392.00 - General Fund - **DISTRICT E - TODD**

**44. Ordinance 2001-0233**

ORDINANCE approving and authorizing sponsorship agreement between the City and **TURKEY CREEK HOMEOWNERS ASSOCIATION, INC** for Garbage Collection Service for the respective subdivisions - 4 Months - \$288.00 - **DISTRICT G - KELLER**

**45. Ordinance 2001-0247**

ORDINANCE approving and authorizing amendment to interlocal agreement between the City of Houston, Texas and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Reconstruction of Tanner Road from Gessner Road to Campbell Road approved and authorized by Ordinance No. 2000-309, CIP N-0589-01-2 (N-0589-01) - **DISTRICT A - TATRO**

**46. Ordinance 2001-0248**

ORDINANCE approving and authorizing amendment to interlocal agreement between the City of Houston, Texas and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Reconstruction of Shepherd Drive from U. S. Highway 59 to South Rice Street approved and authorized by Ordinance No. 2000-254, CIP N-0611-02-2 (SB9018) - **DISTRICT C - GOLDBERG**

**47. Ordinance 2001-0249**

ORDINANCE approving and authorizing interlocal agreement between the City of Houston and the **METROPOLITAN TRANSIT AUTHORITY** for the Improvement of Fulton Street, CIP N-0542-02-3 - **DISTRICT H - VASQUEZ**



**RESOLUTIONS AND ORDINANCES** - continued

**48. Ordinance 2001-0250**

ORDINANCE appropriating \$582,918.00 out of Water & Sewer System Consolidated Construction Fund for construction of Water and Sanitary Sewer Lines for Lamar Street from Main Street to LaBranch Street as approved and authorized between the City of Houston, Texas and the **METROPOLITAN TRANSIT AUTHORITY (“METRO”)** by Ordinance No. 93-274, CIP S-0443-18-3 and R-0537-11-3 (SB9037-05) - **DISTRICT I - CASTILLO**

**49. Ordinance 2001-0234**

ORDINANCE appropriating \$2,778,816.85 out of Water & Sewer System Consolidated Construction Fund for construction of Water and Sanitary Sewer Lines for Canal Street from Drennan Street to 65th Street as approved and authorized between the City of Houston, Texas and the **METROPOLITAN TRANSIT AUTHORITY (“METRO”)** by Ordinance No. 93-169, CIP S-0443-19-3 and R-0537-12-3 (SB9037-06) - **DISTRICTS H - VASQUEZ and I - CASTILLO**

**50. Pulled - Not Considered**

ORDINANCE approving and authorizing agreement between the City of Houston, Texas, the **METROPOLITAN TRANSIT AUTHORITY (“METRO”)** and **HARRIS COUNTY, TEXAS** for the Reconstruction of Almeda Genoa Road from Almeda Road to State Highway 288, CIP N-0493-01-3, accepting \$4,000,000.00 from the Metropolitan Transit Authority, depositing such funds into the METRO Special Fund, and appropriating \$4,000,000.00 out of the METRO Special Fund; accepting \$1,500,000.00 from Harris County, Texas; depositing such funds into the Harris County Construction Fund, and appropriating \$1,500,000.00 out of the Harris County Construction Fund **DISTRICT D - BONEY**

**51. Ordinance 2001-0251**

ORDINANCE approving and authorizing contract between the City of Houston, Texas and the **TEXAS DEPARTMENT OF TRANSPORTATION (“TXDOT”)** for the Houston TranStar Automated Incident Management Strategies and Support System Project - \$99,000.00 - General Mobility Improvement Fund

**52. Ordinance 2001-0252**

ORDINANCE approving and authorizing a contract between the City of Houston, Texas and the **TEXAS DEPARTMENT OF TRANSPORTATION (“TXDOT”)** for the Houston TranStar Dissemination of Traveler Information Project - \$90,525.00 - General Mobility Improvement Fund

**53. Ordinance 2001-0235**

ORDINANCE appropriating \$33,172.39 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing contract between the City of Houston and the **TOC-DS COMPANY** for construction of Water Lines along Briar Forest from Valedictorian Drive to Highway 6, CIP S-0800-29-03 - **DISTRICT G - KELLER**

**Motion 2001-0278 – Suspend rules to consider Items 54 and 78 out of order**

**54. Council Member Galloway tagged**

ORDINANCE appropriating \$190,204.14 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing a Developer Participation Contract between the City of Houston and **MALLOY REAL ESTATE LIMITED PARTNERSHIP, LTD.** for the construction of Sanitary Sewer Lines on North Houston Rosslyn Street, CIP R-0800-33-3 **DISTRICT A - TATRO**

**RESOLUTIONS AND ORDINANCES** - continued

**55. Ordinance 2001-0253**

ORDINANCE approving and authorizing a Treated Water Supply Contract between the City of Houston and the **CITY OF PASADENA** - 40 Years

**56. Ordinance 2001-0254**

ORDINANCE approving and authorizing an Untreated Water Supply Contract between the City of Houston and **HOUSTON FUEL OIL TERMINAL COMPANY** - Through December 31, 2020

**57. Ordinance 2001-0255**

ORDINANCE approving and authorizing an Untreated Water Supply Contract between the City of Houston and **HUI SH DETERGENTS, INC** - Through December 31, 2020

**58. Ordinance 2001-0256**

ORDINANCE approving and authorizing an Untreated Water Supply Contract between the City of Houston and **KELLOGG BROWN & ROOT, INC, BROWN & ROOT ENERGY SERVICES DIVISION** - Through December 31, 2020

**59. Ordinance 2001-0236**

ORDINANCE approving and authorizing contract amendment between the City of Houston and **ST ENVIRONMENTAL SERVICES, INC** for operation of the Kingwood Sewer and Water System; providing a maximum contract amount - \$1,800,000.00 - Enterprise Fund - **DISTRICT E - TODD**

**60. Ordinance 2001-0237**

ORDINANCE approving and authorizing second amendment contract between the City of Houston and **S & W WATER MAINTENANCE INC** for operation of the Forest Cove Sewer and Water System; providing a maximum contract amount - \$480,000.00 - Enterprise Fund **DISTRICT G - KELLER**

**61. Council Member Sanchez tagged**

ORDINANCE appropriating \$1,122,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an amendment to professional services contract between the City of Houston and **BRIAN SMITH CONSTRUCTION INSPECTION, INC** for construction Management Services for various Wastewater Projects, CIP R-0267-03-3; providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**62. Ordinance 2001-0257**

ORDINANCE appropriating and transferring \$1,650,000.00 out of the Accumulated Unexpended Fund to the Storm Sewer Control Fund, appropriating \$1,650,000.00 out of Storm Sewer Control Fund, and approving and authorizing professional services contract between the City of Houston and **THOMPSON PROFESSIONAL GROUP, INC** for the Drainage Study, CIP M-0220-02-2 (SM5013); providing funding for contingencies relating to construction of facilities financed by the Storm Sewer Control Fund - **DISTRICT E - TODD**

**63. Ordinance 2001-0258**

ORDINANCE appropriating \$317,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing second amendment to professional engineering services contract between the City of Houston and **HNTB CORPORATION** (approved by Ordinance No. 96-1168) for Design of Ley Road Grade Separation at HB&T Railroad, GFS N-587B-01-2; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

**RESOLUTIONS AND ORDINANCES** - continued

**64. Ordinance 2001-0259**

ORDINANCE appropriating \$4,353,366.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **RATNALA & BAHL, INC** for Inflow Correction and Hydraulic Modeling, CIP R-0543-02-2

**MATTERS RELATED TO CONVENTION CENTER HOTEL DEVELOPMENT** – NUMBERS 65 through 70

**Motion 2001-0276 – Suspend rules to consider Items 65 through 70 out of order**

**65. Ordinance 2001-0222**

ORDINANCE approving and authorizing first amendment to contract between the City and **REPUBLIC PARKING SYSTEM, INC** for Parking Operations and Management Concession Agreement for the Convention and Entertainment Facilities Department; providing a maximum contract amount - \$395,000.00 - Enterprise Fund

**66. Ordinance 2001-0223**

ORDINANCE appropriating an amount not to exceed \$7,300,000.00 out of the Fund Balance of the Convention & Entertainment Operating Fund in order to provide the funding for the repayment of the Promissory Note between the Albert Thomas Redevelopment Corporation and **TEXAS COMMERCE BANK NATIONAL ASSOCIATION (now CHASE BANK)** and for the release of the Absolute Assignment of Garage Payments between the City, as assignor, and Texas Commerce Bank National Association, as assignee

**NOTE: THIS ITEM CONTINGENT ON PRIOR ADOPTION OF ITEMS 65 AND 66**

**67. Ordinance 2001-0224**

ORDINANCE authorizing the issuance of City of Houston, Texas, Convention & Entertainment Facilities Department Hotel Occupancy Tax and Special Revenue Refunding Bonds, Series 2001A, Hotel Occupancy Tax and Special Revenue Bonds, Series 2000B and Hotel Occupancy Tax and Special Revenue Adjustable Rate Bonds, Series 2001C; authorizing the Mayor and City Controller to approve certain terms thereof and certain other procedures relating thereto; providing for the payment thereof; authorizing the Defeasance, final payment and discharge of certain outstanding bonds and commercial paper notes; making other provisions regarding such bonds and matters incident thereto; awarding the sale of the bonds and authorizing the purchase of Municipal Bond Insurance and a Reserve Fund Surety Policy; approving a Preliminary Official Statement and authorizing distribution thereof; approving preparation and distribution of a Final Official Statement; authorizing Bond Purchase Agreements, an Escrow Agreement, Paying Agent/Registrar Agreement and agreements with the Bond Insurer and any Reserve Fund Surety Policy Provider; authorizing an interlocal agreement with the Houston Convention Center Hotel Corporation which includes without limitation, authorization to (i) loan up to \$350,000,000.00 in connection with the Convention Center Hotel and associated garage, and finding and determining that the Convention Center Hotel and associated garage qualify as a Local Government Code Section 380 Program pursuant to the terms and conditions adopted by Ordinance No. 99-674 (ii) sell to the Houston Convention Center Hotel Corporation Block 288, S.S.B.B., to be used for the construction of the garage; finding and determining that public convenience and necessity no longer require the continued use of (x) a portion of the Jackson Street right-of-way extending from the north right-of-way line of Polk Avenue to the southern most right-of-way of Dallas Street or (y) a portion of excess street right-of-way along the eastern boundary of Block 279, S.S.B.B. and along the eastern boundary of Block 288, S.S.B.B. (being a portion of the Chenevert Street right-of-way); vacating and abandoning said portion of the Jackson Street right-of-way and such portions of excess street right-of-way in Blocks 279 and 288, S.S.B.B. to the Houston Convention Center Hotel Corporation, the abutting owner

**MATTERS RELATED TO CONVENTION CENTER HOTEL DEVELOPMENT** - continued

**68. Ordinance 2001-0225**

ORDINANCE consenting to management agreement between the Houston Convention Center Hotel Corporation and **HILTON HOTELS CORPORATION** for Operation and Management of the Convention Center Hotel

**69. Ordinance 2001-0226**

ORDINANCE issuing permit to **HOUSTON CONVENTION CENTER HOTEL CORPORATION, A Texas Non-profit, Local Government Corporation**, for constructing, maintaining, using, occupying, operating and repairing certain subsurface vault space, aerial encroachments, and aerial pedestrian walkways adjacent to Blocks 278, 279 and 288, S.S.B.B., and within portions of Polk Avenue, Dallas Avenue, Avenida De Las Americas and Chenevert Street, such space 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 I - CASTILLO**

**Motion 2001-0277 – Amend Item 70 to change Avenida West instead of Lamar – FAILED**

**70. Ordinance 2001-0227**

ORDINANCE changing the name of that portion of Dallas Street between Crawford Street and Avenida De Las Americas to Lamar Street - **DISTRICT I - CASTILLO**

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBERS 71 through 73

**MISCELLANEOUS**

**71. Motion 2001-0299**

**SET PUBLIC HEARING DATE** relative to **CURFEW ORDINANCE REVIEW**

**SUGGESTED HEARING DATES - WEDNESDAY - APRIL 11, 2001 - 9:00 A.M. and WEDNESDAY - APRIL 18, 2001 - 9:00 A.M.**

PURCHASING AND TABULATION OF BIDS

**72. Motion 2001-0300**

RECOMMENDATION from Department of Finance & Administration to make the following awards for Communication Cables and Supplies Contract for Finance and Administration Department \$3,000,930.43 - Central Service Revolving Fund:

**TX ELECTRICAL INFORMATION AND COMPUTER CORP.** - \$624,327.00

**A & M ELECTRONICS SUPPLY CO.** - \$504,682.00

**CABLING SYSTEMS SUPPLY, INC** - \$437,081.00

**ANEIXTER, INC** - \$393,518.63

**GRAYBAR ELECTRIC** - \$370,837.30

**LITECOM, ADI** - \$304,765.00

**ALLTEL COMMUNICATION PRODUCTS** - \$149,674.60

**WARREN ELECTRIC TELECOM & UTILITIES** - \$142,285.90

**ATLANTIC CABLE INTERNATIONAL** - \$70,759.00

**COUNCIL DRAW LOTS**

**ITEM 18** due to receiving identical bids from **WARREN ELECTRIC TELECOM & UTILITIES** and **TX ELECTRICAL INFORMATION AND COMPUTER CORP** in the amount of \$1,500.00

**WARREN ELECTRIC TELECOM & UTILITIES drawn for award**

**ITEM 39** due to receiving identical bids from **LITECOM, ADI** and **ANEIXTER, INC** in the amount of \$1,500.00

**LITECOM, ADI drawn for award**

**73. Motion 2001-0301**

RECOMMENDATION from Department of Finance & Administration to make the following awards for Safety Equipment Supplies Part III for Various Departments - \$493,501.14 - General and Enterprise Funds:

**NES/THE PLANK COMPANY** - \$15,332.60

**PUMPS & EQUIPMENT OF TEXAS, INC** - \$75,000.00

**RESCUE CONCEPTS** - \$164,500.00

**SAFETY SUPPLY, INC** - \$55,684.84

**SECURITY SAFETY & SUPPLY COMPANY** - \$67,425.18

**SPECIALTY RESCUE & FIRE SERVICE** - \$80,000.00 and

**VALLEN SAFETY SUPPLY COMPANY** - \$21,016.02

**COUNCIL DRAW LOTS**

**ITEM NO. 20** due to receiving identical bids from **RESCUE CONCEPTS** and **SECURITY SAFETY & SUPPLY COMPANY** in the amount of \$14,542.50

**RESCUE CONCEPTS drawn for award**

**MATTERS HELD** - NUMBERS 74 through 85A

**Motion 2001-0302 – Suspend rules to hear from Chief Chris Conneally relative to Item 74**

**74. Motion 2001-0303 – Refer back to the Administration**

ORDINANCE approving and authorizing contracts between the City and **LION APPAREL** and **TOTAL FIRE GROUP** for Firefighter Personal Protective Equipment; providing a maximum contract amount - \$7,335,474.25 - General and Equipment Acquisition Consolidated Funds

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

This was Item 33 on Agenda of March 7, 2001

**MATTERS HELD** – continued

a. **Ordinance 2001-0260**

**NOTE: THIS ITEM REPLACES ITEM 74 ABOVE**

ORDINANCE approving and authorizing contracts between the City and **LION APPAREL** and **MORNING PRIDE MANUFACTURING, INC** for Firefighter Personal Protective Equipment; providing a maximum contract amount - \$7,335,474.25 - General and Equipment Acquisition Consolidated Funds

**75. Motion 2001-0304 – Close nominations**

RECEIVE nominations for Position 13 of the **CITY HALL PRESERVATION COMMITTEE** for term to expire December 31, 2002 - **POSTPONED BY MOTION #2001-266, 3/7/01**

This was Item 48 on Agenda of March 7, 2001

**Dr. W. M. Akley was nominated by Council Member Boney**

**76. Motion 2001-0305**

MOTION by Council Member Boney/Seconded by Council Member Sanchez to adopt recommendation to REJECT bids received for New Cargo Area Infrastructure at George Bush Intercontinental Airport/Houston, Project No. 560 - **TAGGED BY COUNCIL MEMBER TATRO**

This was Item 12 on Agenda of March 7, 2001

**77. Ordinance 2001-0261**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of two (2) waterline easements, a utility and drainage easement; two (2) storm sewer easements, and a portion of the Strey Lane Street right of way (Aggregate of 59,682 square feet of land, more or less); all easements being located in the Isaac Bunker Survey, A-121, Houston, Harris County, Texas; vacating and abandoning (i) Parcel SY1-019A, Waterline Easement, Parcel SY1-019B, Storm Sewer Easement and Parcel SY1-019C, Strey Lane Street right of way (Aggregate of 49,007 square feet of land) more or less to Metro National Corporation, the abutting owner, in consideration of owner's dedication of a Waterline Easement, two (2) Fire Hydrant Easements, and a Water Meter Easement (Aggregate of 18,070 square feet of land, more or less), and owner's payment of \$139,216.00 and other consideration to the City; (ii) Parcel SY1-025, Waterline Easement, Parcel SY1-025B, Utility and Drainage Easement, and Parcel SY1-25C, Storm Sewer Easement (Aggregate of 10,675 square feet of land), more or less to Primary Properties Corporation, the abutting owner, in consideration of owner's payment of \$45,396.00 and other consideration to the City - **DISTRICT G - KELLER**

**TAGGED BY COUNCIL MEMBER QUAN**

This was Item 25 on Agenda of March 7, 2001

**78. Ordinance 2001-0228**

ORDINANCE approving and authorizing contract between the City of Houston and **GRAY'S TOWING SERVICE** for Removal and Disposal of Junked Motor Vehicles for Public Works & Engineering Department - Revenue - **TAGGED BY COUNCIL MEMBER CASTILLO**

This was Item 36 on Agenda of March 7, 2001

**79. Ordinance 2001-0262**

ORDINANCE approving and authorizing Water Supply Contract between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 6**

**TAGGED BY COUNCIL MEMBER TATRO**

This was Item 38 on Agenda of March 7, 2001

**MATTERS HELD** – continued

**80. Ordinance 2001-0263**

ORDINANCE approving and authorizing Water Supply Contract between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 23**

**TAGGED BY COUNCIL MEMBER TATRO**

This was Item 39 on Agenda of March 7, 2001

**81. Ordinance 2001-0264**

ORDINANCE approving and authorizing Water Supply Contract between and among the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 261** and **WINDFERN FOREST UTILITY DISTRICT - TAGGED BY COUNCIL MEMBER TATRO**

This was Item 40 on Agenda of March 7, 2001

**82. Ordinance 2001-0265**

ORDINANCE approving and authorizing Water Supply Contract between the City of Houston and **ROLLING FORK PUBLIC UTILITY DISTRICT - TAGGED BY COUNCIL MEMBER TATRO**

This was Item 41 on Agenda of March 7, 2001

**Motion 2001-0306 – Suspend rules to hear from Mr. Tom Rolan relative to Item 83**

**Amend Item 83 to substitute a revised contract – Council Member Bell tagged**

**83. Motion 2001-0307 – Postpone one (1) week**

ORDINANCE appropriating \$755,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **PIERCE GOODWIN ALEXANDER & LINVILLE, INC** for Street and Bridge Program Management, CIP N-0668-06-2 (SB9061)

**POSTPONED BY MOTION #2001-0271, 3/7/01**

This was Item 53 on Agenda of March 7, 2001

**84. Council Member Goldberg tagged**

RESOLUTION supporting an Election being called by METRO for the issuance of Tax-supported debt prior to any expansion of the Main Street Rail Corridor Project of the initiation of construction of any other Rail Corridor - **TAGGED BY COUNCIL MEMBERS BELL and TODD**

This was Item 54 on Agenda of March 7, 2001

**Motion to Amend Item 84 as follows:**

**A Resolution supporting an election being called by Metro for the issuance of Tax-Supported Debt prior to any expansion of the Main Street Rail Corridor Project or the initiation of construction of any other Rail Corridor.**

**Section 1: Delete**

**Section 2: Revise to read as follows:**

**The City of Houston intends that development of any rail transit within any of the travel corridors in the METRO region beyond the METRO Rail project between Downtown Houston and the Astrodome area will only occur if such development has been submitted to the voters of the METRO service area for approval and has in fact been approved by such voters as a part of a rail transit system plan. Upon completion of such feasibility studies as may be required, any rail transit system plan will be submitted for voter approval, and will include such provisions as identification of travel corridors, estimated time for system development, approximate costs and, if necessary, authorization for issuance of bonds.**

Council Member Castillo tagged



**MATTERS HELD** - continued

**85. Motion 2001-0308 – Tabled**

MOTION by Council Member Todd/Seconded by Council Member Quan to amend Item 85A as shown below:

“amend this item such that the support, such that Metro can do the MIS Study and pre engineering study and then put the matter up for a public vote in the service area but no later than December 2004”

**TAGGED BY COUNCIL MEMBERS GALLOWAY and BONEY**

**a. Motion 2001-0309 – Tabled**

MOTION by Council Member Todd/Seconded by Council Member Quan as follows:  
Motion to Support Service Area Wide Election on Main Street Light Rail Project

“Motion seeking City Council pass a resolution in support of HB No. 1725, currently before the Texas Legislature, that would authorize a Service Area Wide Election on Metro’s proposed 7.5 mile Main Street Light Rail Project.

Be it resolved that the Houston City Council calls on Metro to support HB No. 1725.

Be it further resolved that the Houston City Council and Metro request the Texas Legislature pass HB No. 1725.”

**TAGGED BY COUNCIL MEMBERS GALLOWAY and BONEY**

These were Items 55 and 55A on Agenda of March 7, 2001

**Resolution 2001-0013 – Listen to the Cries of the Children**

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

**3/20/01 – Mayor Brown out of the City on City business  
Council Member Todd absent on City business**

**3/21/01 – All Present**