

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

MOTIONS 2001-1150 to 2001-1191
ORDINANCES 2001-0979 to 2001-1008
RESOLUTION 2001-0048

No. 2001-1149-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Parker

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 2001-1150 – Suspend rules to add Mr. Michael Malloy to the top of the speakers list

Motion 2001-1151 – Suspend rules to substitute Ms. Diedra Hinds for Congresswoman Sheila Jackson-Lee, add State Representative Ken Yarborough and hear Mr. Mike Laster, Ms. Diane Sanders and Mr. David Eng after State Representative Ken Yarborough

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - OCTOBER 31, 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 2001-1152 – Accept Reports

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 and a Quarterly Investment Report by the City Controller

CONSENT AGENDA NUMBERS 1 through 59

MISCELLANEOUS - NUMBER 1

1. Motion 2001-1153

CONFIRMATION of the reappointment of the following to the **HOUSTON AREA LIBRARY AUTOMATED NETWORK BOARD OF DIRECTORS** for two year terms to expire August 21, 2003:

Position 1 - **MS. JUANITA ELIZONDO**

Position 2 - **MR. JIM HUNDEMER**

Position 3 - **MS. BRENDA P. TIRRELL**

ACCEPT WORK - NUMBERS 2 through 10

2. Motion 2001-1178

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,353,639.22 and acceptance of work on contract with **SCI CONSTRUCTORS, INC** for Neighborhoods to Standard, Tier VI - Meadowbrook Overlay Project, GFS Q-1146-01-3 (246-98) - 01.46% over the original contract amount - CDBG, Expanded Base Sales Tax Revenues and Street & Bridge Traffic Control Funds - **DISTRICT I - CASTILLO**

3. Motion 2001-1154

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,210,616.76 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Northwest No. 2 and 3 and MUD 175-1 Lift Station Rehabilitation, GFS R-0267-14-3 (4276-08) - 00.12% under the original contract amount - Enterprise Fund - **DISTRICTS A - TATRO and G - KELLER**

4. Motion 2001-1179

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,408,664.98 and acceptance of work on contract with **PELTIER BROTHERS CONSTRUCTION, INC** for Frawley and Gulf Freeway No. 2 Lift Station Rehabilitations, GFS R-0267-25-3 (4275-13) - 00.76% over the original contract amount Enterprise Fund - **DISTRICTS H - VASQUEZ and I - CASTILLO**

5. Motion 2001-1180

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,886,995.86 and acceptance of work on contract with **PELTIER BROTHERS CONSTRUCTION, INC** for Northgate and Imperial Valley WWTP Lift Station Rehabilitations, GFS R-0267-26-3 (4275-14) - 02.91% over the original contract amount Enterprise Fund - **DISTRICT B - GALLOWAY**

6. Motion 2001-1155

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$345,070.50 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for North Belt Lift Station Rehabilitation, GFS R-0267-44-3 (4275-33) - 00.41% under the original contract amount - Enterprise Fund - **DISTRICT B - GALLOWAY**

7. Motion 2001-1156

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,919,343.92 and acceptance of work on contract with **GARVER CONSTRUCTION, LTD** for North Eldridge Lift Station Replacement, GFS R-0267-52-3 (4276-14) 02.27% over the original contract amount - Enterprise Fund - **DISTRICT G - KELLER**

ACCEPT WORK - continued

8. Motion 2001-1157

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,920,431.59 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Almeda Sims Flash Dryer Maintenance Rehabilitation, GFS R-0298-05-3 (4289-4) 04.99% over the original contract amount - Enterprise Fund - **DISTRICT D - BONEY**

9. Motion 2001-1181

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$446,880.69 and acceptance of work on contract with **JIMERSON UNDERGROUND, INC** for Sims Bayou Sanitary Sewer Improvements, GFS R-2011-08-3 (4738) 12.69% under the original contract amount - Enterprise Fund - **DISTRICTS D - BONEY and I - CASTILLO**

10. Motion 2001-1158

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,111,971.93 and acceptance of work on contract with **INDUSTRIAL TX, INC** for Rehabilitation of Katy Addicks and M.U.D. 71 Water Plants, GFS S-1000-08-3 (10373-1) - 07.73% under the original contract amount - Enterprise Fund - **DISTRICTS A - TATRO and G - KELLER**

PROPERTY - NUMBERS 11 through 24

11. Motion 2001-1182

RECOMMENDATION from Director Department Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Norman and Tomiko Wilkerson, for encroachment agreement for a 75-foot garage/workshop building encroachment into the 38-foot wide alley, located at 717 W. 17th Street, adjacent to Lots 39, 40, and the west one-half of 41, Block 124, Houston Heights Addition, Parcel ENY2-01 - **DISTRICT H - VASQUEZ**

12. Motion 2001-1159

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A91-133, located at 6807 Wheatley Street, owned by Edward Leroy Davis, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

13. Motion 2001-1160

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A91-139, located at 6905 Wheatley Street, owned by The Estate of Cora Ella Smith, deceased, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

14. Motion 2001-1161

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A93-175, located at the southeast corner of Wheatley Street at Wilburforce Street, owned by Eddy Norris, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

15. Motion 2001-1162

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-112, located 60 feet north of Wilburforce Street, owned by The heirs of Ardelia Dorsey Wilkerson; Willie Harbor or his unknown heirs; Ophelia Harbor or her unknown heirs, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

PROPERTY - continued

16. Motion 2001-1163

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-113, located 120 feet north of Wilburforce Street, owned by The heirs of George Wilkerson, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

17. Motion 2001-1164

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-120, located 420 feet north of Wilburforce Street, owned by Daniel Cooley or his unknown heirs, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

18. Motion 2001-1165

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-121, located 450 feet north of Wilburforce Street, owned by Tom Clark or his unknown heirs, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

19. Motion 2001-1166

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-127, located 820 feet north of Wilburforce Street, owned by Rev. G. H. (Jones) McGee or his unknown heirs, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

20. Motion 2001-1167

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-129, located 240 feet south of Melon Street, owned by John Skinner or his unknown heirs, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

21. Motion 2001-1168

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-131, located 180 feet south of Melon Street, owned by John Grayer or his unknown heir(s), for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

22. Motion 2001-1169

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel A99-134, located 60 feet south of Melon Street, owned by Andrew Steppna or his unknown heirs, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

23. Motion 2001-1183

RECOMMENDATION from Director Department Public Works & Engineering for condemnation of Parcel AYO-69, located at 2702 Telephone Road, owned by Joseph Chau Ngo and wife The Thi Nguyen, for the **TELEPHONE ROAD RECONSTRUCTION PROJECT from Lawndale to Gulf Freeway**, CIP N-0611A-40-1 - **DISTRICT I - CASTILLO**

PROPERTY - continued

24. Motion 2001-1170

RECOMMENDATION from Director Department Public Works & Engineering for purchase of Parcel AYO-6, located at 1600 Gellhorn Drive, owned by Houston Independent School District, an independent school district and political subdivision organized under the laws of the State of Texas, Gary Hansel, Manager, Real Estate Division, for the **PLEASANTVILLE SUBDIVISION PAVING PROJECT extension of Munn Street from Gellhorn Drive to Demaree**, CIP N 0370-01-2 - \$37,000.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

PURCHASING AND TABULATION OF BIDS - NUMBERS 25 through 32

25. Motion 2001-1171

WESTERN APPLIANCE SALES, INC for Appliances Contract for Aviation and Building Services Departments - \$134,682.00 - General, Enterprise and Fire Department Revolving Funds

26. Motion 2001-1172

AMEND MOTION #98-1759, 11/4/98, TO EXTEND expiration date from November 11, 2001 to December 31, 2001, for Water Distribution Equipment for Aviation and Parks & Recreation Departments, awarded to **Z-WATER WORKS, INC** and **AMC INDUSTRIES, INC**

27. Motion 2001-1173

UNITED COMMUNICATIONS CAPITAL CORPORATION - \$19,220.00, **ALPHA 1 USA, INC** \$35,000.00, **ALLTEL COMMUNICATIONS PRODUCTS, INC** - \$163,125.80, **GRAYBAR ELECTRIC** - \$146,334.14, **PROGRESSIVE TECHNOLOGIES, INC** - \$115,485.00, **CENTRIX SYSTEMS, INC** - \$89,731.50, **NICOM TECHNOLOGIES, INC** - \$24,200.00, **LITECOMM, ADI** \$55,801.25, **WALKERCOM, INC** - \$27,795.40, **D'TEL COMMUNICATIONS, INC** - \$34,699.90 for Telephone Equipment for the Finance and Administration Department - \$1,161,426.99 - Central Service Revolving Fund

28. Pulled - Not Considered

ANWAR AHMED AND COMPANY for Metal, Detector/Locator for Department of Public Works & Engineering - \$60,401.97 - Enterprise Fund

29. Motion 2001-1174

AMEND MOTION #99-758, 5/599, TO EXTEND expiration date for twelve months from May 12, 2002 to May 11, 2003, for Ductile Iron Pipe and Fittings Contract for Department of Public Works & Engineering, awarded to **HUGHES SUPPLIES, INC dba INDUSTRIAL INTERNATIONAL**

30. Motion 2001-1175

AMEND MOTION #99-112, 1/27/99, TO EXTEND expiration date for three months from January 26, 2002 to April 26, 2002, for Electrical Supplies & Fittings Contract for Various Departments, awarded to **TURTLE & HUGHES, INC, WARREN ELECTRIC COMPANY** and **WINN-LANG ELECTRIC**

31. Motion 2001-1176

EAGLE-CORDELL CONCRETE PRODUCTS for Cement, Bagged Portland for Various Departments - \$200,536.15 - General, Enterprise and Street & Drainage Maintenance Funds

32. Motion 2001-1177

DDS AGGREGATES, INC for Sand and Washed Gravel for Various Departments - \$216,913.75 General, Enterprise and Street & Drainage Maintenance Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 33 through 59

33. Resolution 2001-0048

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

34. Ordinance 2001-0979

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2001-536 by deleting one (1) Police Communications Specialist II Position; substituting the amended exhibit as part of the current Police Department Classified Personnel Ordinance; providing for severability

35. Ordinance 2001-0990

ORDINANCE relating to the temporary placement of Structures, Manufactured Homes and Recreational Vehicles as Housing and Facilities for Disaster Assistance Volunteers; amending the Code of Ordinances and the Building Code and containing findings and other provisions relating to the foregoing subject; providing for severability

36. Ordinance 2001-0991

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of three (3) portions of street right-of-way for L Street between 6th Street and 7th Street, being out of Dairy Townsite Addition, Harris County, Texas; vacating and abandoning (i) Parcel SYO-034, containing 7,500 square feet of land, more or less, to Tarsem Singh, abutting owner, in consideration of his payment of \$10,500.00, and other consideration to the City, (ii) Parcel SYO-040, containing 3,750 square feet of land, more or less, to Alief English Congregation of Jehovah's Witnesses, Houston, Texas, abutting owner, in consideration of its payment of \$5,250.00, and other consideration to the City - **DISTRICT F - ELLIS**

37. Ordinance 2001-0980

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of two 5-foot-wide sanitary sewer easements, each containing 923 square feet of land, more or less, Parcels S99-019 and SY1-004; both easements being located in the Robert Vince Survey, A-77, Harris County, Texas; vacating and abandoning (i) Parcel S99-019 to Bering Home Center, Inc., abutting owner and (ii) Parcel SY1-004 to Norman J. Bering, II and August C. Bering, IV, abutting owners, in consideration of the owners' dedication of three easements for sanitary sewer purposes containing an aggregate of 9,339 square feet of land, more or less, and payment of \$600.00 and other consideration to the City - **DISTRICT G - KELLER**

38. Ordinance 2001-0981

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 15-foot wide water line easement containing 15,697 square feet of land, more or less, located in the Isaac Bunker Survey, A-121, Houston, Harris County, Texas; vacating and abandoning said tract of land to **METRO NATIONAL CORPORATION**, the abutting owner, in consideration of owner's dedication of two 20-foot wide water line easements and three fire hydrant easements containing an aggregate of 20,065 square feet of land, more or less, and owner's payment of \$300.00 and other consideration to the City - **DISTRICT G - KELLER**

RESOLUTIONS AND ORDINANCES - continued

39. Ordinance 2001-0992

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of the Travis Street, Main Street and Polk Avenue Street rights-of-way containing an aggregate of 285 square feet of land, more or less; being located adjacent to Block 296, S.S.B.B., Harris County, Texas; vacating and abandoning said tract of land to **AEW/MCCORD, L.P.**, the abutting owner, in consideration of the owner's dedication back of the abandonment tract to the City as an easement for street right of way purposes, subject to the existing improvements thereon, and payment of \$300.00 and other consideration to the City
DISTRICT I - CASTILLO

40. Ordinance 2001- 0993

ORDINANCE approving and authorizing consent to encroach, allowing certain improvements owned by **AEW MCCORD, L.P.**, the abutting owner, to encroach a total of 811 square feet, more or less, into the Travis Street, Polk Avenue and Main Street rights of way, adjacent to Block 296, South Side Buffalo Bayou, Harris County, Texas; subject to the terms and conditions of the consent to encroach

41. Council Member Goldberg tagged

ORDINANCE approving and authorizing the conveyance by the City of a tract of land out of Willow Creek Estates to the **HARRIS COUNTY FLOOD CONTROL DISTRICT** for use as a Detention Basin; Parcel Number SY1-088; subject to the terms and conditions of the conveyance **DISTRICT C - GOLDBERG**

42. Ordinance 2001-0982

ORDINANCE consenting to the addition of 176.65 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 23**, for inclusion in its district

43. Ordinance 2001-0983

ORDINANCE consenting to the addition of 24.75 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 82**, for inclusion in its district

44. Ordinance 2001-0984

ORDINANCE consenting to the addition of 25.6605 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 173**, for inclusion in its district

45. Ordinance 2001-0985

ORDINANCE consenting to the addition of 9.137 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 304**, for inclusion in its district

46. Ordinance 2001-0986

ORDINANCE consenting to the addition of 17.605 acres of land to **MALCOMSON ROAD UTILITY DISTRICT**, for inclusion in its district

47. Ordinance 2001-0987

ORDINANCE consenting to the addition of 2,022.988 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 46**, for inclusion in its district

48. Ordinance 2001-0994

ORDINANCE approving and authorizing amendment No. 4 to Ground Lease Agreement between the City of Houston and **ENRON CORP.** at George Bush Intercontinental Airport/Houston, and consent to assignment of the Ground Lease from Enron Corp. to **WM TRANSPORTATION SERVICES, INC - DISTRICT B - GALLOWAY**

RESOLUTIONS AND ORDINANCES - continued

49. Ordinance 2001-0995

ORDINANCE making technical corrections to Ordinance No. 2001-539 which established the boundaries of single member districts from which district council members are elected under the provisions of Article V, Section 3 of the City Charter; making other provisions related to the subject; containing a severability provision

50. Ordinance 2001-0996

ORDINANCE approving and authorizing contract between the City of Houston and the **JEWISH COMMUNITY CENTER OF HOUSTON, TEXAS** to provide \$48,415.00 in Community Development Block Grant Funds for Renovations to a facility located at 5601 S. Braeswood **DISTRICT C - GOLDBERG**

51. Ordinance 2001-1008

ORDINANCE approving application to the **U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the HIV/AIDS Surveillance Cooperative Agreement; 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 January 1, 2002 through December 31, 2004 period, and to accept and expend subsequent awards, if any, during the project period; authorizing one (1) new staff position to be funded by the grant - \$1,324,351.00 - Grant Fund

52. Ordinance 2001-0988

ORDINANCE approving an application to the **U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the City's Tuberculosis Program; 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 January 1, 2002 through December 31, 2004 period, and to accept and expend subsequent awards, if any, during the project period - \$2,738,393.00 - Grant Fund

53. Ordinance 2001-0997

ORDINANCE approving and authorizing termination of Tax Abatement Agreement between the City of Houston, Texas and **TELXON CORPORATION - DISTRICT A - TATRO**

54. Ordinance 2001-1007

ORDINANCE appropriating \$1,011,000.00 out of Public Library Consolidated Construction Fund and approving and authorizing Change Order Number 2 to contract (Contract Number C51012) between the City of Houston and **JOHNSON CONTROLS, INC** for Energy Management and Maintenance services for the Library Department - **DISTRICT I - CASTILLO**

55. Ordinance 2001-0989

ORDINANCE awarding contract to **BLUEBONNET STRODER CO., L.C.** for Concrete Work Projects for the Public Works & Engineering Department; providing a maximum contract amount \$313,375.00 - Enterprise Fund

56. Ordinance 2001-0998

ORDINANCE approving and authorizing a joint funding agreement between the City of Houston and the **GEOLOGICAL SURVEY DIVISION OF THE UNITED STATES DEPARTMENT OF INTERIOR** for Water Resources Investigations in the Houston Metropolitan Area; providing a maximum contract amount - \$2,000,000.00 - Enterprise Fund

RESOLUTIONS AND ORDINANCES - continued

57. Ordinance 2001-0999

ORDINANCE appropriating \$533,890.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **EPSILON ENGINEERING, INC** for Design of Airline Drive from North Main to the North Loop (IH610), GFS N-0697-01-2 (SB9043); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

58. Ordinance 2001-1000

ORDINANCE appropriating \$1,140,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **RELIANCE CONSTRUCTION SERVICES, L.P.**, approving and authorizing professional services contract for engineering testing services with **GEOSCIENCE ENGINEERING & TESTING, INC** for On-Call Emergency Water Main and Sanitary Sewer Replacements; GFS S-0035-P3-3 (WA10660-01); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

59. Ordinance 2001-1001

ORDINANCE appropriating \$2,971,540.00 out of Park Consolidated Construction Fund, awarding construction contract to **TIMES CONSTRUCTION, INC** and approving and authorizing professional services contract for engineering testing services with **FUGRO SOUTH, INC** for construction of Parks to Standard Program-Phase II - Bid Package No. 16 - Candlelight, Charlton and Proctor Plaza Parks, GFS F-0363-16-3, F-0363-13-3 and F-0363-20-3; providing funding for construction management, professional architectural services and contingencies relating to construction of facilities financed by the Park Consolidated Construction Fund - **DISTRICTS A - TATRO; H - VASQUEZ and I - CASTILLO**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 60 through 63

PROPERTY

60. Motion 2001-1184 – Postpone one (1) week

RECOMMENDATION from Director Department Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Shirley A. Hopkins, on behalf of Charles G. Shears, Trustee, for abandonment and sale of Englemohr Street (formerly Amos Street) and Sarah Avenue, from Fannin Street to Daniel Street, Knights Main Street Addition, Parcels SY2-009A and SY2-009B - **APPRAISERS - DISTRICT D - BONEY**

61. Motion 2001-1185

RECOMMENDATION from Director Department Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Ron Nielsen of R. G. Miller Engineers, Inc, on behalf of Memorial Hermann Healthcare System (Dan S. Wilford, president), for abandonment and sale of West 26th Street, from Ohsfeldt Street to its terminus at the 60-foot-wide Harris County Flood Control District drainage easement, located in the Re-subdivision of Lots 89 to 101, Shady Acres Second Section, Henry Reinerman Survey, Parcel SY2-010

PROPERTY - continued

62. Motion 2001-1186

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Kim Icenhower of Brown & Gay Engineers, Inc, on behalf of Metro National Corporation (William L. Peel, Jr., chief executive officer) that (1) the City decline the acceptance of, reject and refuse the dedication of four access and utility easements, three fire hydrant easements, and a 10-foot wide water line easement; (2) the abandonment and sale of a 30-foot wide temporary sanitary sewer easement; and (3) the sale of the 0.1469-acre (6,400-square foot) former Westway Utility District water well site in exchange for the conveyance to the City of a 15-foot wide sanitary sewer easement, all located in the W.C.R.R. Company Survey, Section 9, A-917, Parcels S99-036A through J and DY2-003 **(Michael Copeland and William Kvinta, Appointed) - APPRAISERS - DISTRICT A - TATRO**

PURCHASING AND TABULATION OF BIDS

63. Motion 2001-1187

RECOMMENDATION from Director Finance & Administration to make the following awards for Emergency Medical Supplies for Various Departments - \$7,826,865.72 - General and Enterprise Funds:

- ALLIANCE MEDICAL, INC** - \$258,360.00
- AMERICAN LAFRANCE MEDICMASTER** - \$210,743.80
- ECOLAB, INC** - \$117,406.00
- EMERGENCY MEDICAL PRODUCTS, INC (Bid No. 1/Bid No. 2)** - \$1,345,942.88
- EMS INNOVATIONS, INC** - \$354,779.00
- EMERGENCY MEDICAL SUPPLY** - \$216,695.50
- EVER READY FIRST AID & MEDICAL SUPPLY** - \$586,911.58
- FLOTEC, INC** - \$103,464.00
- LAERDAL MEDICAL CORPORATION** - \$1,132,018.39
- MDS MATRX** - \$128,474.25
- MEDTRONIC PHYSIO-CONTROL CORPORATION** - \$267,900.00
- MICRO BIO MEDICS** - \$130,547.28
- ONE SOURCE MEDICAL SUPPLIES, INC** - \$28,875.00
- PMX MEDICAL** - \$876,131.10
- SUN BELT MEDICAL/EMERGI SOURCE** - \$75,860.00
- UNITED MEDICAL SUPPLY COMPANY (Bid No. 2)** - \$30,944.30
- UNITED MEDICAL SUPPLY COMPANY (Bid No. 3)** - \$401,698.94
- VITACARE, INC** - \$305,126.00
- WEXFORD LAB, INC** - \$227,801.70

COUNCIL DRAW LOTS

LINE ITEM NOS. 221 and 222 due to receiving identical bids from **AMERICAN LAFRANCE MEDICMASTER** and **VITACARE, INC** in the amount of \$1,000,000.00

VITACARE, INC drawn for award

LINE ITEM NO. 52 due to receiving identical bids from **EMERGENCY MEDICAL PRODUCTS, INC (Bid No. 1/Bid No. 2)** and **EVER READY FIRST AD & MEDICAL SUPPLY** in the amount of \$1,300.00

EVER READY FIRST AID & MEDICAL SUPPLY drawn for award drawn for award and

LINE ITEM NO. 121 due to receiving identical bids from **UNITED MEDICAL SUPPLY COMPANY (Bid No. 3)** and **VITACARE, INC** in the amount of \$25,886.00

VITACARE, INC drawn for award

MATTERS HELD - NUMBERS 64 through 70

Motion 2001-1188 – Suspend rules to hear from Mr. Dennis Piper

64. Motion 2001-1189 – Postpone one (1) week

MOTION by Council Member Vasquez/Seconded by Council Member Castillo to adopt recommendation from Director Municipal Courts for approval of Convenience Fee for Traffic, Non-traffic and Parking Tickets paid through the Online Ticket Payment Application

TAGGED BY COUNCIL MEMBER QUAN

This was Item 5 on Agenda of October 24, 2001

65. Motion 2001-1190 – Adopt

MOTION by Council Member Castillo/Seconded by Council Member Vasquez to adopt recommendation from City Attorney for settlement of lawsuit styled **INFINITY OUTDOOR, INC** and **JOHN GANNON, INC** v. City of Houston; Civil Action No. H-98-0065; in the United States District Court, Southern District of Texas-Houston Division

TAGGED BY COUNCIL MEMBER KELLER

This was Item 6 on Agenda of October 24, 2001

Motion 2001-1191 – Amend Item 66 to amend Item 66 as follows:

The Loan/Grant Agreement and related documents attached to or referred to in Agenda Item 66 are hereby amended to reflect the following, and the Legal Department is hereby directed to make the changes necessary to reflect such amendment:

1. The term of the Loan to be made pursuant to the Loan/Grant Agreement shall be reduced from 20 years to 10 years.
2. The owner (Sp 8600, Ltd.) shall be required during the term of the Loan and Grant to set aside adequate space in the on-site apartment office for a technology center, which shall be readily available to its tenants during office hours or other hours as may be approved by the Director. The technology center shall be equipped, at a minimum, with two functioning computers with free high speed internet access.

66. Ordinance 2001-1002

ORDINANCE approving and authorizing the City of Houston to enter into a Loan/Grant Agreement with **SP 8600, LTD.**, a Texas Limited Partnership, whose sole general partner is **SP 8600 MANAGEMENT, L.L.C.**, to provide \$970,000.00 in Home Investment Partnerships Program (“Home”) Funds for the acquisition and rehabilitation of a one hundred forty-two (142) unit apartment complex located at 8600 Sands Point Street, Houston, Texas - **DISTRICT F - ELLIS** - **TAGGED BY COUNCIL MEMBERS ELLIS and QUAN**

This was Item 18 on Agenda of October 24, 2001

67. Ordinance 2001-1003

ORDINANCE approving and authorizing agreement for Convention Services between the City of Houston and **HOUSTON MAGNOLIA, L.L.P.**, and **HOLTZE HOUSTON, L.L.P.**, with regard to the Houston Magnolia Hotel to be located at Fannin Street and Texas Avenue; including a limitation of funding in the amount of \$2,961,000.00 - Enterprise Fund - **DISTRICT I - CASTILLO**

TAGGED BY COUNCIL MEMBER TATRO

This was Item 23 on Agenda of October 24, 2001

MATTERS HELD – continued

68. Ordinance 2001-1004

ORDINANCE approving and authorizing professional engineering services contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for a Regional Computerized Traffic Signal System CMAQ Project, CIP N-0650-07-2 - **DISTRICTS A - TATRO; B - GALLOWAY; C - GOLDBERG; D - BONEY; G - KELLER and H - VASQUEZ**
TAGGED BY COUNCIL MEMBER ELLIS

This was Item 33 on Agenda of October 24, 2001

69. Ordinance 2001-1005

ORDINANCE approving and authorizing professional engineering services contract between the City of Houston and **POST, BUCKLEY, SCHUH & JERNIGAN, INC d/b/a PBS&J** for Regional Computerized Traffic Signal System CMAQ Project, CIP N-0650-08-2 - **DISTRICTS B - GALLOWAY; C - GOLDBERG; D - BONEY; E - TODD; F - ELLIS; G - KELLER; H - VASQUEZ and I - CASTILLO** - **TAGGED BY COUNCIL MEMBER ELLIS**

This was Item 34 on Agenda of October 24, 2001

70. Ordinance 2001-1006

ORDINANCE approving and authorizing an easement conveyance to Harris County Toll Road Authority for Street right of way purposes, containing 178 square feet of land, more or less, Parcel SY2-007, out of the 2.06 acre Southwest Water Well Site No. 4, Robert Vince Survey, A-77, located at 6302 Westpark Drive, Houston, Harris County, Texas, in consideration of Harris County Toll Road Authority's payment of \$4,702.00 and other consideration to the City **DISTRICT C - GOLDBERG** - **POSTPONED BY MOTION #2001-1147, 10/24/01**

This was Item 42 on Agenda of October 24, 2001

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Galloway 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

10/30/01 – All Present

10/31/01 – All Present