

AGENDA - COUNCIL MEETING - TUESDAY - SEPTEMBER 18, 2001 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS

with notes of action taken

MOTIONS 2001-1015 to 2001-1044
ORDINANCES 2001-0851 to 2001-0873
RESOLUTIONS 2001-0038 to 2001-0039

No. 2001-1014-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Tatro

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 2001-1015 – Suspend rules to add Mr. Bob Lerner and Mr. Aubrey Farb to speakers list after Mr. Wallace Greene for three (3) minutes

Motion 2001-1016 – Suspend rules to add Mr. Jeff Dailey to speakers list after Mr. Aubrey Farb

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - SEPTEMBER 19, 2001 - 9:00 A. M.

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

HEARINGS - 9:00 A.M.

1. **Motion 2001-1017 – Close hearing**

PUBLIC HEARING on proposed dissolution of the **LEADER CROSSING PUBLIC IMPROVEMENT DISTRICT - DISTRICT F - ELLIS**

Motion 2001-1018 – Suspend rules to add Mr. Jeff Dailey, Mr. Ed Check and MR. Bernard Maristany to list of speakers list for Item 2

2. **Motion 2001-1019 – Close hearing**

PUBLIC HEARING on the proposal to establish a tax rate of \$.655/\$100 of value for the Tax Year 2001, which is the same total tax rate that was levied by the City for the Tax Year 2000

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 3 through 37

MISCELLANEOUS - NUMBERS 3 through 5

3. Motion 2001-1024

REQUEST from Mayor for confirmation of the appointment of **MR. ROBERT D. SELLINGLOH** as Chair of the **REINVESTMENT ZONE NUMBER TWO BOARD OF DIRECTORS**, also known as **MIDTOWN ZONE**, for a term ending December 31, 2001

a. Motion 2001-1025

REQUEST from Mayor for confirmation of the appointment of **MR. ROBERT D. SELLINGLOH** as Chair of the **MIDTOWN REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term ending December 31, 2001 and **STATE REPRESENTATIVE GARNET F. COLEMAN** to Position Two, for an unexpired term ending December 31, 2002

Motion 2001-1020 – Suspend rules to consider Item 4 out of order

Motion 2001-1022 – Suspend rules to hear Mr. Chris Wright on Item 4

4. Motion 2001-1021

RECOMMENDATION from Director Planning & Development Department for approval of an Honorary Street Marker to be named for **REVEREND W. G. WRIGHT** (located at 2022 Ellington in the right-of-way) - **DISTRICT B - GALLOWAY**

5. Motion 2001-1029

RECOMMENDATION from Director Department of Public Works & Engineering for payment of invoice from **WATER ENVIRONMENT RESEARCH FOUNDATION (WERF)** for 1 Year Utility Subscription Program Fee - \$77,064.00 - Enterprise Fund

ACCEPT WORK - NUMBERS 6 through 8

6. Motion 2001-1030

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,015,252.50 and acceptance of work on contract with **KINSEL INDUSTRIES, INC** for Construction of Blackhawk Boulevard from Fuqua to City Limits, GFS N-0616-01-3 (N-0616-01) - 06.03% under the original contract amount - Enterprise and Street & Bridge Consolidated Construction Funds - **DISTRICT E - TODD**

7. Motion 2001-1031

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$911,495.29 and acceptance of work on contract with **T & C CONSTRUCTION, INC** for Ardmore, Maxey Road and Sleepy Hollow Lift Station Rehabilitation, GFS R-0267-46-3 (4275-35) - 05.05% under the original contract amount - Enterprise Fund **DISTRICTS D - BONEY; G - KELLER and I - CASTILLO**

8. Motion 2001-1026

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,655,337.00 and acceptance of work on contract with **PITT-DES MOINES, INC** for Construction of Sharpstown No. 2 Elevated Storage Tank, GFS S-0610-15-3 (10170-15) - 03.70% under the original contract amount - Enterprise Fund - **DISTRICT F - ELLIS**

PROPERTY - NUMBERS 9 and 9A

9. Ordinance 2001-0851

ORDINANCE appropriating \$40,697.00 out of Airport System Subordinate Lien Revenue Bond Fund (NON-AMT) Construction (538) to pay the amount of the Award of Special Commissioners and all costs of court in connection with the eminent domain proceeding styled as City of Houston v. James C. Canion, Trustee, et al., to acquire Parcel Number EY1-017, for the Runway 8L Expansion Project at Bush Intercontinental Airport; GFS/CIP A-0024 - **DISTRICT B - GALLOWAY**

a. Motion 2001-1027

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay all costs of Court and not file any objections to the Award in connection with eminent domain proceeding styled City of Houston v. James C. Canion, Trustee, et al., Cause No. 742,045; for acquisition of Parcel EY1-017 for the **RUNWAY 8L EXPANSION PROJECT at Bush Intercontinental Airport**, GFS/CIP A-0024 - **DISTRICT B - GALLOWAY**

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 15

10. Ordinance 2001-0861

ORDINANCE appropriating \$296,945.00 out of Park Consolidated Construction Fund for Mold Remediation, Asbestos Abatement and Air Monitoring Services at the Houston Zoological Gardens Small Mammal House for the Building Services Department, CIP F-0505 - **DISTRICT D - BONEY**

a. Motion 2001-1032

RECOMMENDATION to award low exempt bid to **SKA CONSULTING, L.P.** in the amount of \$249,900.00 plus contingencies for a total amount not to exceed \$262,395.00 for Mold Remediation and Asbestos Abatement Services

b. Motion 2001-1033

RECOMMENDATION to allocate additional funds in the amount of \$34,500.00 for a contract with **ENVIRONMENTAL CONSULTING SERVICES, INC** for Air Monitoring and Inspection Services which was approved by Ord. 99-1036

11. Motion 2001-1034

SENSOR TECHNOLOGY ENGINEERING, INC for Hand-Held Radiation Detectors for Finance & Administration Department - \$33,202.25 - Grant Fund

12. Council Members Quan and Ellis tagged

R. P. M. EQUIPMENT COMPANY for One Rollback Carrier Wrecker Body and Four Towing Wrecker Bodies for Police Department - \$95,599.00 - Equipment Acquisition Consolidated Fund

13. Motion 2001-1028

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

14. Omitted

15. Motion 2001-1035

LONE STAR FLAGS & FLAGPOLES, INC for Flags, Banners and Pennants, Part II for Various Departments - \$205,971.73 - General and Enterprise Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 16 through 37

Motion 2001-1023 – Suspend rules to consider Item 16 out of order

16. Resolution 2001-0038

RESOLUTION condemning the heinous acts of violence of September 11, 2001, and expressing the support and sympathy of the City of Houston and its citizens for the victims of the tragic events, their families and friends and the affected local governments and their employees involved in rescue and recovery efforts

Motion 2001-1044 – Suspend rules to hear someone to answer questions on Item 17

17. Resolution 2001-0039

RESOLUTION consenting to the creation of the **ENERGY CORRIDOR MANAGEMENT DISTRICT - DISTRICTS A - TATRO and G - KELLER**

Motion 2001-1036 – Postpone Items 18 and 19 to the end of the Agenda

18. Ordinance 2001-0872

ORDINANCE establishing City of Houston Election Precincts and designating Polling Places for the City of Houston General Election and any Special Elections to be held jointly on November 6, 2001

19. Ordinance 2001-0873

ORDINANCE ordering a Special Election to be held jointly on November 6, 2001, for the purpose of submitting to the qualified electors of the City of Houston, Texas, certain propositions for the issuance of Public Improvement Bonds for various purposes; providing for severability

20. Ordinance 2001-0852

ORDINANCE authorizing the City of Houston to disclaim, release and relinquish any right, title and interest in and to a twenty two foot utility easement located in the William Trott Survey, Harris County, Texas granted to Spring Branch Utilities, and serving Spring Village Shopping Center **DISTRICT A - TATRO**

21. Ordinance 2001-0853

ORDINANCE declaring as surplus and approving the sale of approximately 0.801 acre of land out of the Sylvester Murphy League, A-53, Houston, Harris County, Texas, to **SG/TRANSWESTERN, LTD.**, in consideration of the payment of \$54,115.15 and other good and valuable consideration to the City - **DISTRICT E - TODD**

22. Ordinance 2001-0854

ORDINANCE approving and authorizing a Texas Traffic Safety Program Grant Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION**, to fund the Occupant Protection Selective Traffic Enforcement Program (OP STEP) Grant; authorizing the Chief of the Police Department, or any designated Assistant Chief, to accept such funds and to act as the City's representative in all matters pertaining to the program

23. Ordinance 2001-0855

ORDINANCE approving and authorizing a Texas Highway Traffic Safety Program Grant Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION**, to fund the Safe Trucks Driven Safely Selective Traffic Enforcement Program (STDS STEP) Grant; authorizing the Chief of the Police Department, or any designated Assistant Chief, to accept such funds and to act as the City's representative in all matters pertaining to the program

RESOLUTIONS AND ORDINANCES - continued

24. Ordinance 2001-0856

ORDINANCE approving and authorizing Ground Lease Agreement between the City of Houston and the **DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION**, for a Remote Transmitter Site and the Associated Easements at George Bush Intercontinental Airport/Houston - **DISTRICT B - GALLOWAY**

25. Ordinance 2001-0857

ORDINANCE approving and authorizing the Mayor to accept grant assistance from the **UNITED STATES FEDERAL AVIATION ADMINISTRATION** for Project Nos. 554, 560 and 605 at George Bush Intercontinental Airport/Houston; declaring the City's eligibility for such grants 18,000,000.00 - Revenue - **DISTRICT B - GALLOWAY**

26. Ordinance 2001-0862

ORDINANCE approving and authorizing contract between the City of Houston and **RECYCLE AMERICA, INC** for Recycling Services of Residential Electronic Scraps; providing a maximum contract amount - \$150,000.00 - Grant Fund

27. Omitted

28. Ordinance 2001-0858

ORDINANCE approving and authorizing contract between the City of Houston and **AIR PRODUCTS AND CHEMICALS, INC** for Operation and Maintenance of the Oxygen Plant at the 69th Street Wastewater Treatment Plant; providing a maximum contract amount \$2,370,000.00 - Enterprise Fund

29. Council Member Parker tagged

ORDINANCE approving and authorizing contract between the City of Houston and **LYNDA MARIE BRYANT D/B/A THE CAPTIONING COMPANY** for Closed-Captioning Services for the Municipal Channel; providing a maximum contract amount - \$200,000.00 - Special Cable Fund

30. Pulled - Not Considered

ORDINANCE finding no special benefit to the abutting owner of property described as Tract 1B Block 3, Hillendahl Acres, and authorizing the release of certain assessment liens and apparent liens created by Ordinance No. 93-612 passed May 26, 1993, for the initiation of a paving project for the permanent improvement of a portion of Hammerly Boulevard in the City of Houston, Texas **DISTRICT A - TATRO**

31. Council Members Vasquez, Tatro, Quan and Keller tagged

ORDINANCE appropriating \$356,960.60 out of Water & Sewer Consolidated Construction Fund and approving and authorizing a Developer Participation Contract between the City of Houston and **JESTER APARTMENTS PARTNERS, LTD.**, for the Construction of Sanitary Sewer and Sanitary Sewer Force Main Lines, CIP R-0800-41-03 - **DISTRICT A - TATRO**

32. Council Member Quan tagged

ORDINANCE appropriating \$74,400.00 out of METRO Special Fund and approving and authorizing contract between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for Development of a Bicycle Handbook and the purchase of Bicycle Parking Facilities for the Bicycle Parking Program, GFS N-0420-27-2 - \$5,600.00 - General Fund

RESOLUTIONS AND ORDINANCES - continued

33. Council Members Bell, Keller, Tatro and Sanchez tagged

ORDINANCE approving and authorizing Restatement of Contract No. 32907 for professional engineering services between the City of Houston and **WILBUR SMITH ASSOCIATES, INC** for the Houston Comprehensive Bikeway Program, GFS N-0420-100-2 (N-0420-100) (approved by Ordinance No. 92-1171)

34. Ordinance 2001-0863

ORDINANCE appropriating \$1,000,000.00 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)

35. Ordinance 2001-0864

ORDINANCE appropriating \$205,835.00 out of Water & Sewer System Consolidated Construction Fund and \$38,575.00 out of Storm Sewer Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **LOCKWOOD, ANDREWS & NEWNAM, INC** to provide a Master Study for the Infrastructure required within Hermann Park Complex, CIP S-0019-HP-2 and M-0126-HP-2 (WA10678); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund and the Storm Sewer Consolidated Construction Fund - **DISTRICT D - BONEY**

36. Ordinance 2001-0859

ORDINANCE appropriating \$2,186,922.00 out of Airport System Subordinate Lien Revenue Bonds, Series 1998B (AMT) Construction Fund, CIP A-0449), awarding construction contract to **JALCO, INC** and approving and authorizing professional services contract for engineering testing services with **HBC ENGINEERING, INC** for the East Sanitary Sewer Collection System at George Bush Intercontinental Airport/Houston (IAH), Project No. 500K - **DISTRICT B - GALLOWAY**

37. Ordinance 2001-0860

ORDINANCE appropriating \$3,866,056.46 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **FORD CONSTRUCTION COMPANY, INC** and approving and authorizing professional services contract for engineering testing services with **HVJ ASSOCIATES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe (CIPP) Method, GFS R-0266-13-3 (4258-8); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

PURCHASING AND TABULATION OF BIDS

Motion 2001-1037 – Procedural Motion

Motion 2001-1038 – Procedural Motion

38. Motion 2001-1039 - Adopt

RECOMMENDATION from Director of Finance and Administration to **AMEND MOTION #2001-0725, 6/27/01 and #2001-0752, 7/3/01**, which authorized issuance of purchase orders to address emergency disaster recovery, to reflect the total amounts payable to the following vendors - **REQUIRES THREE MOTIONS**:

Council Motion No. 2001-0725

<u>Contractor</u>	<u>Estimated Amount</u>	<u>Final Invoice Amount</u>
1. Walter P. Moore	\$ 18,500.00	\$ 18,315.42
2. ABCO Moving & Storage Co., Inc.	\$ 20,000.00	\$ 30,102.62
3. Allied Emergency Restoration	\$120,000.00	\$124,737.39
4. Britain Electrical Company	\$205,000.00	\$193,254.25
5. McLemore Building Maintenance	\$ 15,000.00	\$ 13,971.25
6. GE Energy Rental	\$107,318.00	\$147,180.00
7. AAR, Inc.	\$259,000.00	\$284,000.00
8. Belfor USA	\$ 40,000.00	\$253,100.00
9. Siemen's Building Technologies	\$300,000.00	\$650,000.00
10. Coastal Technical	\$ 36,080.00	\$ 43,445.00
11. Avaya, Inc.	\$954,311.41	\$907,348.50
12. Bayou City Works	\$ 25,000.00	\$ 30,070.75
13. Graybar/Square D Electric	\$150,000.00	\$289,000.00
14. Cotton Restoration, Inc.	\$ 14,500.00	\$ 9,530.00
15. Gomez Floor Covering, Inc.	\$118,743.00	\$ 81,704.06
16. Bates Engineering & Service Connection	\$ 75,000.00	\$125,390.20
17. DuPont Flooring System	\$ 20,000.00	\$ 16,234.00
18. Interior Technologies	\$160,000.00	\$556,182.93
19. Siemen's Cerebus	\$ 14,500.00	\$ 13,021.38
20. Vossler Plumbing Co., Inc.	\$ 14,500.00	\$ 12,604.75
21. Boyer, Inc.	\$100,000.00	\$136,354.00
22. Service Master Clean	\$100,000.00	\$155,571.50
23. AWC, Inc.	\$133,762.40	\$134,077.46
24. Excalibur	\$ 97,625.00	\$158,334.60
25. Puffer Sweiven, Inc.	\$ 26,255.00	\$ 26,443.00
26. Grinnell Fire Protection	\$ 15,000.00	\$ 25,817.28
27. Emergency One, Inc.	\$100,000.00	\$ 59,833.99
Aggregate Total	\$3,240,094.81	\$4,495,624.33

<u>Contractor</u>	<u>Estimated Amount</u>	<u>Final Invoice Amount</u>
1. Universal Restoration Services	\$110,000.00	\$ 32,081.96
2. McCroy Engineering, Inc.	\$ 89,000.00	\$ 87,560.00
3. Environmental Technologies, Inc.	\$240,000.00	\$239,080.00
4. Carrier Corporation	\$ 20,000.00	\$ 20,209.00
5. Crystal Communication, LTD	\$ 30,000.00	\$ 30,393.00
6. Blackmon Mooring Steam of Houston	\$284,616.00	\$184,168.77
7. AWC, Inc.	\$ 38,000.00	\$ 37,696.75
Aggregate Total	\$811,616.00	\$631,189.48

Motion 2001-1040 – Procedural Motion

Motion 2001-1041 – Procedural Motion

39. Motion 2001-1042 - Adopt

AMEND MOTION #2001-0752, 7/3/01, TO CORRECT the name of the awardee from

ABSOLUTE BUILDING SERVICES to ASSOCIATED BUILDING SERVICES - REQUIRES
THREE MOTIONS

MATTERS HELD - NUMBERS 40 through 46

40. Ordinance 2001-0865

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

POSTPONED BY MOTION #2001-998, 9/5/01

This was Item 38 on Agenda of September 5, 2001

Motion 2001-1043 – Postpone Item 41 one (1) week – “FAILED”

41. Ordinance 2001-0866

ORDINANCE ordering a Special Election to be held jointly on November 6, 2001, for the purpose of submitting to the qualified voters of the City of Houston, Texas, a proposition for the amendment of the City Charter relating to future METRO Rail Projects; making findings and containing other provisions related to the subject; containing a severability clause

TAGGED BY COUNCIL MEMBERS ELLIS, SANCHEZ and TATRO

This was Item 8 on Agenda of September 12, 2001

42. Ordinance 2001-0867

ORDINANCE amending Ordinance Number 98-333 to increase the maximum contract amount of contract between the City and **WATSON WYATT AND COMPANY** for Benefits Consulting Services - \$546,000.00 - Health Benefits and Workers' Compensation Funds

TAGGED BY COUNCIL MEMBER KELLER

This was Item 10 on Agenda of September 12, 2001

43. Ordinance 2001-0868

ORDINANCE approving and authorizing contract between the City and **ZINA GARRISON ALL COURT TENNIS ACADEMY** for a Tennis Program for Youth; providing a maximum contract amount - \$780,000.00 - General Fund

TAGGED BY COUNCIL MEMBERS TATRO and PARKER

This was Item 15 on Agenda of September 12, 2001

44. Ordinance 2001-0869

ORDINANCE approving and authorizing a Groundwater Reduction Plan Participation Agreement between the City of Houston and **P & B WATER CORPORATION** - Revenue

TAGGED BY COUNCIL MEMBERS TATRO and KELLER

This was Item 18 on Agenda of September 12, 2001

45. Ordinance 2001-0870

ORDINANCE appropriating \$323,400.00 out of Airports Improvement Fund and approving and authorizing professional services contract between the City of Houston and **UNISON-MAXIMUS, INC** for Concessions Consulting, CIP A-0399 - **DISTRICTS B - GALLOWAY and E - TODD**

TAGGED BY COUNCIL MEMBERS KELLER, CASTILLO, BONEY, TATRO and GOLDBERG

This was Item 21 on Agenda of September 12, 2001

MATTERS HELD - continued

46. Ordinance 2001-0871

ORDINANCE appropriating \$14,233,375.00 out of Airport System Subordinate Lien Revenue Bonds, Series 2000B (NON-AMT) Construction Fund, CIP A-0008 and \$226,625.00 out of Airport System Subordinate Lien Revenue Bonds, Series 2000B (NON-AMT) Construction Fund, CIP A-0422; awarding construction contract to **STEWART-MATL, LTD.** and approving and authorizing professional services contract for engineering testing services with **HBC ENGINEERING COMPANY, INC** for Replacement of CFR 54 with two new ARFF Stations at George Bush Intercontinental Airport/Houston, Project 521B; providing funding for the Civic Art financed by Airport System Bonds 2000B NON-AMT Construction Fund - **DISTRICT B - GALLOWAY** - **TAGGED BY COUNCIL MEMBERS KELLER and BONEY**

This was Item 24 on Agenda of September 12, 2001

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Castillo 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

09/18/01 – Council Member Goldberg absent on personal business (Jewish Holiday)

09/19/01 – Council Member Goldberg absent on personal business (Jewish Holiday)