

**AGENDA - COUNCIL MEETING - TUESDAY - DECEMBER 10, 2002 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with note of action taken

**MOTIONS 2002-1400 to 2002-1431**  
**ORDINANCES 2002-1123 to 2002-1155**  
**RESOLUTION – None**

**2002-1399-1**

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

**1:30 P. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

**2:00 P. M. – PUBLIC SPEAKERS** - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

**Motions 2002-1400 to 2002-1403 – Procedural motions**

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

**RECONVENE**

**WEDNESDAY - DECEMBER 11, 2002 - 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 58**

**MISCELLANEOUS** - NUMBERS 1 through 8

**Motion 2002-1404 – Suspend rules to consider Items 1 and 59 out of order**

**1. Motion 2002-1406**

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **MUNICIPAL COURTS**:

**FULL TIME JUDGES**

**MR. HERBERT GEE**, reappointment, for a term to expire August 30, 2004

**MR. STEVEN KIRKLAND**, appointment, for a term to expire two years from the date of  
appointment

**MS. ESMERALDA PENA GARCIA**, reappointment, for a term to expire August 30, 2004

**MS. GLADYS BRANSFORD**, appointment, for a term to expire two years from the date of  
appointment

**SUBSTITUTE JUDGE**

**MS. APRIL WALKER**, reappointment, for a term to expire June 20, 2004

MISCELLANEOUS - continued

**2. Motion 2002-1409**

RECOMMENDATION from Director Human Resources to approve a sixth 90 day period for pay differential for employees called to active duty status during a time of war or state of emergency

**3. Motion 2002-1418**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the FY2003 Operations and Maintenance Budget for the **COASTAL WATER AUTHORITY (CWA)** \$10,926,726.00 - Enterprise Fund

**4. Motion 2002-1410**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the FY2003 Operations and Maintenance Budget for the **COASTAL WATER AUTHORITY (CWA)** for operation of the Lake Houston Facility Project - \$973,927.00 - Enterprise Fund

**5. Council Member Wiseman tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the FY2003 Operations and Maintenance Budget for the **SAN JACINTO RIVER AUTHORITY** \$1,042,705.00 - Enterprise Fund

**6. Motion 2002-1419**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of amendment to FY2002 Operations and Maintenance Budget for the **TRINITY RIVER AUTHORITY** increasing the budget by \$200,000.00 - Enterprise Fund

**7. Motion 2002-1420**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of the FY2003 Operations and Maintenance Budget for the **TRINITY RIVER AUTHORITY** \$2,813,250.00 - Enterprise Fund

**8. Motion 2002-1421**

RECOMMENDATION from Chief of Police for Extension of Injured on Duty status for Police Officer **DAVID P. MCANINCH**

DAMAGES - NUMBERS 9 and 10

**9. Motion 2002-1422**

RECOMMENDATION from City Attorney for settlement of lawsuit styled **SYLVESTER JOHNSON** vs. Earl Henry Armstrong and City of Houston; Cause No. 99-03552; in the 189th District Court of Harris County, Texas - \$25,000.00 - Property and Casualty Fund

**10. Motion 2002-1411**

RECOMMENDATION from City Attorney for settlement of lawsuit styled **JON WALTERS** vs. City of Houston and Jesus Alberto Canjura; in the 80th Judicial District Court of Harris County, Texas; Cause No. 2001-64806 - \$75,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBERS 11 through 14

**11. Pulled - Not Considered**

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$343,642.00 and acceptance of work on contract with **STEVEN R. HILL CONSTRUCTION CO., INC** for Bid Package No. 34 - Lake Forest Park, Hobart Taylor Park and Walter Jones Park, GFS F-0363-34-3, F-0363-35-3 and F-0363-36-3 - 06.39% over the original contract amount - **DISTRICTS B - GALLOWAY and E - WISEMAN**

**ACCEPT WORK** - continued

**12. Motion 2002-1423**

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$1,044,468.98 and acceptance of work on contract with **PARALLAX BUILDERS, INC** for Parks to Standard Program - Bid Package No. 40 - Clinton Park, GFS F-0363-40-3 - 11.71% over the original contract amount - **DISTRICT I - ALVARADO**

**13. Motion 2002-1412**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$905,802.60 and acceptance of work on contract with **INDUSTRIAL TX CORPORATION** for Westbury Village Lift Station Replacement, GFS R-0267-39-3 (4275-27) 02.10% under the original contract amount - **DISTRICT D - EDWARDS**

**14. Motion 2002-1424**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of Change Order Nos. 3 and 4 in the amount of \$6,263,349.00, final contract amount of \$7,744,608.10 and acceptance of work on contract with **OSCAR RENDA CONTRACTING, INC** for Construction of 54-inch Water Main along Westview from Silber to Spring Branch Creek, Contract 47A-1, GFS S-0900-44-3 (10599) - 23.65% over the original contract amount **DISTRICT A - TATRO**

**PROPERTY** - NUMBERS 15 and 16

**15. Council Member Ellis tagged**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Jerry Ray, Southwestern Bell Telephone, L.P., a Texas limited partnership, d/b/a Southwestern Bell Telephone Company, for the sale to Southwestern Bell Telephone, L. P., of a 15-foot-wide easement across a portion of the City's South Central Police Station Site, located at 2202 St. Emanuel Street, South Side Buffalo Bayou, Parcel SY3-012 - **STAFF APPRAISERS - DISTRICT I - ALVARADO**

**16. Council Member Ellis tagged**

RECOMMENDATION from Director Department of Public Works & Engineering and the Joint Referral Committee, for abandonment and sale of a 9-foot wide portion of a 38-foot-wide alley, located at 1619 Nicholson Street, adjacent to Lot 2, Block 129, Heights Addition, Parcel SY3-021, in connection with request from Tricon Homes, Inc. (Jose Berlanga, vice president), for an encroachment of a ±8.5 foot garage into the alley - **STAFF APPRAISERS - DISTRICT H - VASQUEZ**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 17 through 25

**17. Motion 2002-1425**

**BUTCH'S WATERPROOFING CO., INC** for Emergency Purchase of Water Leak Repair Services for Building Services Department - \$135,039.00 - Enterprise Fund

**18. Motion 2002-1413**

**AGILENT TECHNOLOGIES** for One High Performance Liquid Chromatograph System from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Health and Human Services Department - \$50,467.24 Grant Fund

**19. Council Member Ellis tagged**

**HOUSTON G & G DEMOLISHING SERVICE, INC** for Securing of Dangerous Buildings and Site Clean-up Services for Planning & Development Department - \$26,169.00 and contingencies

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for an amount not to exceed \$27,477.45 - General Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**20. Pulled - Not Considered**

**AMEND MOTION #2000-277, 2/23/00, TO EXTEND** expiration date from February 28, 2003 to February 27, 2004, for Controller Cabinets for Department of Public Works & Engineering, awarded to **U. S. TRAFFIC CORP. dba IDC and TRAFFIC ENGINEERING & CONTROLS**

**21. Motion 2002-1414**

**DXI INDUSTRIES, INC** - \$2,108,660.00 and **ALTIVIA** - \$1,742,311.39 for Chemical, Liquid Chlorine for Department of Public Works & Engineering - Enterprise Fund

**22. Council Member Goldberg tagged**

**PEPPER LAWSON CONSTRUCTION, L.P.** for Emergency Repair of Flash Dryer at 69th Street Wastewater Treatment Plant for Department of Public Works & Engineering - \$226,551.12 Enterprise Fund

**23. Motion 2002-1415**

**METRO SERVICE CONSULTANTS, INC** - \$246,119.00 and **HYDRAFLO, INC** - \$38,653.00 for Fire Hydrant Repair Parts Contract for Department of Public Works & Engineering - Enterprise Fund

**24. Motion 2002-1416**

**TURTLE AND HUGHES, INC** for Electrical Supplies and Fittings Contract for Various Departments - \$972,010.00 - General, Enterprise and Street Maintenance & Traffic Control Funds

**25. Motion 2002-1417**

**J. TYLER SERVICES, INC** - \$77,269.61 and **WAROL, INC d/b/a ONE OFFICE FURNITURE** \$46,744.00 for Office Furniture for Aviation, Health & Human Services, Building Services and Public Works & Engineering Departments – Grant, Enterprise and Bond Funds

**ORDINANCES** - NUMBERS 26 through 58

**26. Ordinance 2002-1124**

ORDINANCE finding no special benefit to the abutting owner of property described as Tract 71, Neuen Manor, and authorizing the release of certain assessment liens and apparent liens created by Ordinance No. 94-518 passed June 1, 1994, for the initiation of a paving project for the permanent improvement of a portion of Blalock Drive in the City of Houston, Texas; authorizing a refund to the abutting owner - \$3,270.70 - General Fund - **DISTRICT A - TATRO**

**27. Ordinance 2002-1125**

ORDINANCE consenting to the addition of 94.238 acres of land to **CYPRESS HILL MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district

**28. Ordinance 2002-1126**

ORDINANCE consenting to the addition of 33.2702 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 53**, for inclusion in its district

**29. Ordinance 2002-1127**

ORDINANCE consenting to the addition of 2.7726 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 173**, for inclusion in its district

**30. Ordinance 2002-1128**

ORDINANCE consenting to the addition of 71.96 acres of land to **HORSEPEN BAYOU MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**ORDINANCES** - continued

**31. Ordinance 2002-1129**

ORDINANCE consenting to the addition of 35.69 acres of land to **MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**32. Ordinance 2002-1130**

ORDINANCE consenting to the addition of 1.1049 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 6**, for inclusion in its district

**33. Ordinance 2002-1131**

ORDINANCE consenting to the addition of 361.5978 acres of land to **TIMBER LANE UTILITY DISTRICT**, for inclusion in its district

**34. Ordinance 2002-1132**

ORDINANCE releasing certain territory in Harris County in the vicinity of the City of Tomball, Texas from the extraterritorial jurisdiction of the City of Houston; containing findings and other provisions relating to the foregoing subject; providing for severability

**35. Ordinance 2002-1141**

ORDINANCE adopting a three-year annexation plan in accordance with Section 43.052 of the Texas Local Government Code; containing findings and other provisions relating to the foregoing subject; providing for severability

**36. Ordinance 2002-1142**

ORDINANCE providing for an ad valorem tax exemption on a historical site known as the **UNION NATIONAL BANK BUILDING** located at 220 Main Street; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events; providing for severability

**37. Ordinance 2002-1143**

ORDINANCE providing for an ad valorem tax exemption on a historical site known as the **HOUSTON POST-DISPATCH BUILDING** located at 609 Fannin Street; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events; providing for severability

**ORDINANCES** - continued

**38. Ordinance 2002-1144**

ORDINANCE appropriating \$123,333.46 out of Reinvestment Zone Number One, City of Houston, Texas (Lamar Terrace Zone) Tax Increment Fund (Fund 228); \$100,575.02 out of Reinvestment Zone Number Two, City of Houston, Texas (Midtown Zone) Tax Increment Fund (Fund 910); \$119,444.97 out of Reinvestment Zone Number Three, City of Houston, Texas (Market Square Zone) Tax Increment Fund (Fund 906); \$103,041.33 out of Reinvestment Zone Number Four, City of Houston, Texas (Village Enclaves Zone) Tax Increment Fund (Fund 908); \$53,944.47 out of Tax Increment Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone) Tax Increment Fund (Fund 911); \$40,585.49 out of Reinvestment Zone Number Seven, City of Houston, Texas (Old Spanish Trail/Almeda Corridors Zone) Tax Increment Fund (Fund 915); \$5,687.78 out of Reinvestment Zone Number Eight, City of Houston, Texas (Gulfgate Zone) Tax Increment Fund (Fund 907); \$2,149.82 out of Reinvestment Zone Number Nine, City of Houston, Texas (South Post Oak Zone) Tax Increment Fund (Fund 913); \$886,888.20 out of Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone) Tax Increment Fund (Fund 912); \$368,828.29 out of Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone) Tax Increment Fund (Fund 916); \$778.28 out of Reinvestment Zone Number Twelve (City Park Zone) Tax Increment Fund (Fund 917); \$28,166.33 out of Reinvestment Zone Number Thirteen, City of Houston, Texas (Old Sixth Ward Zone) Tax Increment Fund (Fund 918); \$332,553.90 out of Reinvestment Zone Number Fourteen, City of Houston, Texas (Fourth Ward Zone) Tax Increment Fund (Fund 920); \$792.39 out of Reinvestment Zone Number Fifteen, City of Houston, Texas (East Downtown) Tax Increment Fund (Fund 921); \$66,177.70 out of Reinvestment Zone Number Sixteen, City of Houston, Texas (Uptown Zone) Tax Increment Fund (Fund 922); \$6,496.05 out of Reinvestment Zone Number Seventeen, City of Houston, Texas (Memorial City Zone) Tax Increment Fund (Fund 923); \$878,149.97 out of Reinvestment Zone Number Nineteen, City of Houston, Texas (Upper Kirby) Tax Increment Fund (925); and \$13,574.03 out of Reinvestment Zone Number Twenty, City of Houston, Texas (Southwest Houston Zone) Tax Increment Fund (Fund 927) for administrative expenses, payment of project costs and payments to certain redevelopment authorities as provided herein; containing provisions relating to the subject

**39. Ordinance 2002-1145**

ORDINANCE approving and authorizing an agreement between the City of Houston, **MEMORIAL CITY REDEVELOPMENT AUTHORITY** and **REINVESTMENT ZONE NUMBER SEVENTEEN, CITY OF HOUSTON, TEXAS (MEMORIAL CITY ZONE)** in connection with the City's Reinvestment Zone Number Seventeen - **DISTRICTS A - TATRO and G - KELLER**

**a. Ordinance 2002-1146**

ORDINANCE approving and authorizing Public Improvement Development Contract among the City of Houston, Texas, **MEMORIAL CITY REDEVELOPMENT AUTHORITY** and **REINVESTMENT ZONE NUMBER SEVENTEEN, CITY OF HOUSTON, TEXAS** pertaining to the acquisition, design and construction of Mobility and Drainage Projects in the Memorial City TIRZ **DISTRICTS A - TATRO and G - KELLER**

**40. Ordinance 2002-1147**

ORDINANCE approving and authorizing interlocal agreement between the City of Houston, **HARRIS COUNTY, REINVESTMENT ZONE NUMBER NINE, CITY OF HOUSTON, TEXAS (SOUTH POST OAK ZONE)** and the **SOUTH POST OAK REDEVELOPMENT AUTHORITY** relating to the participation of Harris County in Reinvestment Zone Number Nine - **DISTRICT D - EDWARDS**

**ORDINANCES** - continued

**41. Ordinance 2002-1133**

ORDINANCE issuing a permit to **EGL EAGLE GLOBAL LOGISTICS, LP**, for building, constructing, using, operating, maintaining and repairing a communications conduit within the 15300 block of Vickery Drive, a public street right-of-way of the City of Houston, Texas; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT B - GALLOWAY**

**Amend Item 42 to provide week of March 9, 2003 as Spring Office work week and week of July 6, 2003 as Summer Office work week – Tagged by Council Member Ellis**

**42. Council Member Goldberg tagged**

ORDINANCE relating to the rescheduling or postponement of certain City Council meetings

**43. Ordinance 2002-1148**

ORDINANCE approving and authorizing contract between the City of Houston and the **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY** for the City's Air Pollution Control Program \$1,564,480.00 - Grant Fund

**44. Ordinance 2002-1155**

ORDINANCE approving and authorizing seventh contract amendment between City of Houston and **RECOVERY CAMPUS OF HOUSTON, INC** to provide an extension of such contract and additional funding in the amount of \$260,000.00 (\$195,000.00 from the Community Development Block Grant Program and \$65,000.00 from the Housing Opportunities for Person With AIDS Program) to assist in the cost of leasing St. Elizabeth Hospital, which leased facility is utilized to provide Substance Abuse Treatment for the medically indigent population - **DISTRICT B - GALLOWAY**

**45. Ordinance 2002-1134**

ORDINANCE approving and authorizing contract between the City of Houston and **RECOVERY CAMPUS OF HOUSTON, INC** to provide a grant amount not to exceed \$707,448.00 for Supportive Services to HIV positive individuals and those with AIDS under the Housing Opportunities for Persons With AIDS Program, which amount includes a limitation on additional funding in the amount of \$353,724.00 - Grant Fund - **DISTRICT B - GALLOWAY**

**46. Ordinance 2002-1149**

ORDINANCE approving and authorizing contract between the City of Houston and the **HOUSTON READ COMMISSION** for Professional Literacy Services; providing a maximum contract amount - 2 Years - \$800,000.00 - General Fund

**47. Council Members Tatro, Quan, Wiseman and Ellis tagged**

ORDINANCE approving and authorizing contract between the City of Houston and **EPSTEIN BECKER GREEN WICKLIFF & HALL, P.C.** for Legal Services relating to the Worker's Compensation Benefits Program - 5 Years - \$1,200,000.00 - Workers Compensation Administration Revolving Fund

**48. Council Member Ellis tagged**

ORDINANCE approving and authorizing amendment No. 6 to Maintenance Facility Agreement between the City of Houston and **AVIS RENT A CAR SYSTEM, INC**; amendment No. 7 to Maintenance Facility Agreement between the City of Houston and the **HERTZ CORPORATION**; and amendment No. 6 to Maintenance Facility Agreement between the City of Houston and **ANC RENTAL CORPORATION (formerly NATIONAL CAR RENTAL SYSTEM, INC)** at George Bush Intercontinental Airport/Houston - **DISTRICT B - GALLOWAY**



**ORDINANCES** - continued

**49. Ordinance 2002-1150**

ORDINANCE appropriating \$4,100.00 out of Police Consolidated Construction Fund and \$51,300.00 out of General Improvement Consolidated Construction Fund in connection with Design and Construction contracts presented by the Building Services and Public Works and Engineering Departments for the Civic Art Program - **DISTRICTS A - TATRO; B - GALLOWAY; C - GOLDBERG; D - EDWARDS; F - ELLIS; H - VASQUEZ and I - ALVARADO**

**a. Council Member Goldberg tagged**

ORDINANCE approving and authorizing contract for professional Civic Art Administration Services by and between City of Houston and the **ARTS COUNCIL OF THE HOUSTON/HARRIS COUNTY REGION** for the Building Services Department - \$112,943.00 Bond Funds

**Motion 2002-1405 – Suspend rules to consider Item 50 out of order**

**Motion 2002-1408 – Suspend rules to hear Mr. Jeff Taylor relative to Item 50**

**50. Ordinance 2002-1123**

ORDINANCE approving and authorizing a water supply contract between the City of Houston and **NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY**

**51. Ordinance 2002-1135**

ORDINANCE appropriating \$1,273,600.00 out of Street & Bridge Consolidated Construction Fund for payment to the **TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT)** for Houston Bikeway Program Projects, CIP N-0420-04-3, N-0420-10-3, N-0420-12-3, N-0420-14-3, N-0420-15-3, N-0420-19-3,

**52. Ordinance 2002-1151**

ORDINANCE appropriating \$45,550.00 out of General Improvements Consolidated Construction Fund; approving and authorizing contract between the City of Houston and **CST ENVIRONMENTAL, INC** for Asbestos Abatement Special Demolition at 7233 Avenue F, former Police Station, CIP D-0113-02-5, and providing funding for construction management and contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund - **DISTRICT I - ALVARADO**

**53. Ordinance 2002-1152**

ORDINANCE awarding contract to **DUP'S INC** for Fuel Dispenser & Automated Network System Repair and Maintenance for Various Departments; providing a maximum contract amount 3 Years with two one-year options - \$2,036,025.00 - General, Enterprise, Fleet Management and Storm Water Utilities Funds

**54. Ordinance 2002-1136**

ORDINANCE appropriating \$1,610,100.00 out of C & E Construction Fund and awarding construction contract to **BERGEN ELECTRIC CORPORATION** for Construction of Improvements to the Mechanical and Electrical Systems at Jones Hall, CIP B-0038-02-3; providing funding for contingencies relating to construction of facilities financed by the C & E Construction Fund **DISTRICT I - ALVARADO**

**ORDINANCES** - continued

**55. Ordinance 2002-1137**

ORDINANCE appropriating (1) \$71,000.00 out of Park Consolidated Construction Fund and (2) the contribution of \$231,152.00 from the Houston Heights Association to be received under its contribution agreement with the City of Houston; approving and authorizing such contribution agreement, and awarding construction contract to **GULF COAST LANDSCAPE SERVICES, INC** for Heights Boulevard Landscape Improvements; GFS F-0504-03-3; providing funding for construction management, professional architectural services, engineering testing services and contingencies relating to construction of facilities financed by the Park Consolidated Construction Fund - \$100,000.00 CDBG Fund - **DISTRICT H - VASQUEZ**

**56. Ordinance 2002-1138**

ORDINANCE awarding construction contract to **RAY SMITH CONSTRUCTION, INC** for Water, Wastewater and Drainage Facilities to serve Chasewood Meadows Subdivision; approving and authorizing an assignment of the construction contract to **RICO DEVELOPMENT, INC**, GFS S-0800-47-3 and R-0800-53-3 - **DISTRICT D - EDWARDS**

**57. Ordinance 2002-1139**

ORDINANCE appropriating \$319,055.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **TROY CONSTRUCTION, L.L.P.** for Replacement of 30-inch Vent on Fannin St. Bridge, GFS R-0266-F1-3 (WW4855); providing funding for engineering testing services, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT H - VASQUEZ**

**58. Ordinance 2002-1140**

ORDINANCE appropriating \$2,553,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **KINSEL INDUSTRIES, INC** for Kirby No. 3 Lift Station Replacement and Lakes at 610 Diversion Sewer, GFS R-0267-65-3 (4276-25); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - GOLDBERG and D - EDWARDS**

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBERS 59 through 61

**MISCELLANEOUS**

**59. Motion 2002-1407 – Close nominations**

RECEIVE nominations for a person to be appointed to fill the unexpired term of the Office of the City Controller of the City of Houston effective January 1, 2003, and/or receive nominations for a person to be appointed to temporarily hold the Office of the City Controller of the City of Houston for not more than (60) days commencing on January 1, 2003

**60. Motion 2002-1426 – Close nominations**

RECEIVE nominations for Position One of the **HOUSTON AREA LIBRARY AUTOMATED NETWORK BOARD OF DIRECTORS**, with the two-year terms expiring August 21, 2003

**MISCELLANEOUS** - continued

**61. Motion 2002-1427**

MOTION to set a date not less than seven (7) days from December 11, 2002, to receive nominations for Positions One and Two, and Alternate Positions One and Two of the **HOUSTON GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, the one year terms to expire December 31, 2003 – Set a date December 18, 2002

**MATTERS HELD** - NUMBERS 62 through 66

**62. Motion 2002-1428**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of supplemental allocation of funds for Professional Services contract with the **BUFFALO BAYOU PARTNERSHIP** for Development of a Park System along Buffalo Bayou; GFS I2001-01-2 (I-2001) - \$30,000.00 - General Fund - **DISTRICTS B - GALLOWAY; D - EDWARDS; G - KELLER; H - VASQUEZ and I - ALVARADO**  
**TAGGED BY COUNCIL MEMBER EDWARDS**  
This was Item 2 on Agenda of December 4, 2002

**Motion to amend Item 63, Section 9-4 (b)(3) to add to end of paragraph “which includes but is not limited to securing City Council approval for the method and procedure prior to issuing”; and delete Section 9-35(6) – Tagged by Council Member Ellis tagged**

**63. Motion 2002-1429 – Postpone one (1) week**

ORDINANCE **AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Houston Airport System  
**TAGGED BY COUNCIL MEMBERS TATRO and GOLDBERG**  
This was Item 5 on Agenda of December 4, 2002

**64. Ordinance 2002-1153 – adopt**

ORDINANCE appropriating \$80,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Design of the Houston Heritage Corridor Bayou Trails East, Segment 1 from San Jacinto Street to Jensen Drive, under an engineering services contract with **KUO & ASSOCIATES, INC** (approved by Ordinance No. 01-1101), CIP N-0420-17A-2; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - GALLOWAY and H - VASQUEZ**  
**TAGGED BY COUNCIL MEMBERS GOLDBERG and KELLER**  
This was Item 18 on Agenda of December 4, 2002

**65. Ordinance 2002-1154 – Adopt**

ORDINANCE awarding contract to **DOLLAR TIRE CO., INC dba PRO TIRE SERVICES** for Roadside Tire Repair Services for Various Departments; providing a maximum contract amount 3 Years with two one-year options - \$582,894.40 - General Fund  
**TAGGED BY COUNCIL MEMBERS ALVARADO, WISEMAN and KELLER**  
This was Item 19 on Agenda of December 4, 2002

**Motion 2002-1430 – Call the question relative to Item 66**

**MATTERS HELD** - continued

**66. Motion 2002-1431 – “FAILED”**

WRITTEN MOTION presented by Council Member Tatro to approve and authorize the “Termination for Convenience by City” provision, (Section V.C.) of Agreement between the City of Houston and **INTERNET ACCESS TECHNOLOGIES (IAT)** for Software Licensing and Support (now operating as SimDesk Technologies, Inc.) awarded pursuant to Ordinance No. 2002-0460 **TAGGED BY COUNCIL MEMBER PARKER**

**POSTPONED BY MOTION #2002-1398, 12/04/02**

This was Item 27 on Agenda of December 4, 2002

**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

**12/10/2002 – Council Member Parker absent on City business**

**12/11/2002 – All Present**