

**AGENDA - COUNCIL MEETING - TUESDAY - FEBRUARY 19, 2002 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2002-0203 to 2002-0219**  
**ORDINANCES – 2002-0109 to 2002-0131**  
**RESOLUTIONS – None**

**2002-0202-1**

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

**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

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

**RECONVENE**

**WEDNESDAY - FEBRUARY 20, 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 28**

**MISCELLANEOUS** - NUMBERS 1 through 4A

**1. Motion 2002-0203**

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

**2. Motion 2002-0211**

RECOMMENDATION from Director Planning & Development Department to accept the January 2002 Semiannual Report and Recommendations of the Planning Commission, acting as the Capital Improvements Advisory Committee, relating to the implementation of the Water and Wastewater Impact Fees Program

**MISCELLANEOUS** - continued

**a. Motion 2002-0212**

RECOMMENDATION from the Director Department of Public Works & Engineering to transfer revenues and interest generated by the Water and Wastewater Impact Fees in the amount of \$9,951,569.02 to Revenue Bond Debt Service as recommended in the January 2002 Semiannual Report of the Capital Improvements Advisory Committee (CIAC)

**3. Ordinance 2002-0119**

ORDINANCE appropriating \$312,425.40 out of Street & Bridge Consolidated Construction Fund for construction contract with **AUSTIN FILTER SYSTEMS, INC** for Buffalo Bayou Trail North of Buffalo Bayou, GFS N-0420-28-3 (N-0420-28); approved by Ordinance No. 2000-674 - **DISTRICT I - ALVARADO**

**a. Motion 2002-0213**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of Change Order No. 3 in the amount of \$312,425.40 on contract with **AUSTIN FILTER SYSTEMS, INC** for Buffalo Bayou Trail North of Buffalo Bayou, GFS N-0420-28-3 (N-0420-28) - **DISTRICT I - ALVARADO**

**4. Ordinance 2002-0120**

ORDINANCE appropriating \$268,247.19 out of Street & Bridge Consolidated Construction Fund for construction contract with **CONRAD CONSTRUCTION COMPANY, INC** for construction of Fulton Road Paving from Lyerly to Tidwell, GFS N-0542-01-3 (N-0542-01), approved by Ordinance 2000-524 - **DISTRICT H - VASQUEZ**

**a. Motion 2002-0214**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of Change Order No. 3 in the amount of \$291,886.66 on contract with **CONRAD CONSTRUCTION COMPANY, INC** for Fulton Road Paving between Lyerly and Tidwell, GFS N-0542-01-3 (N-0542-01) - **DISTRICT H - VASQUEZ**

**PROPERTY** - NUMBER 5

**5. Motion 2002-0204**

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel A91-134, located at 6809 Wheatley Street, owned by Thelma J. LaStrape aka Thelma J. LaStrap and husband, Paul LaStrap, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - \$29,098.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 6 through 10

**6. Motion 2002-0215**

**AMEND MOTION #2000-377, 3/8/00, TO INCREASE** spending authority by \$43,883.29 from \$175,533.15 to \$219,416.44 for Automobile & Light Truck Automatic Transmission Parts, Rebuilt & Exchange for Police Department, awarded to **TRANSTAR INDUSTRIES, INC** - General Fund

**7. Motion 2002-0205**

**AMEND MOTION #99-1782, 10/20/99, TO INCREASE** spending authority by \$166,620.00 from \$666,480.00 to \$833,100.00 for Chemical, Liquid Chlorine Contract for Department of Public Works & Engineering, awarded to **ALTIVIA CORPORATION (ALUMINUM CHEMICALS, INC dba COASTAL PRODUCTS AND CHEMICALS** - Enterprise Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**8. Motion 2002-0206**

**AMEND MOTION #2000-1497, 12/13/00, TO INCREASE** spending authority by \$89,234.85 from \$356,939.40 to \$446,174.25 for Aluminum Traffic Sign Blanks for Department of Public Works & Engineering, awarded to **CUSTOM PRODUCTS CORP.** - General Fund

**9. Motion 2002-0207**

**AMEND MOTION #99-1126, 6/23/99, TO EXTEND** expiration date for 12 months from June 22, 2002 to June 22, 2003, for Prentice Loader Replacement Parts for Solid Waste Management Department, awarded to **GULF STATE CRANE & EQUIPMENT CO., INC**

**10. Motion 2002-0208**

**VULCAN CONSTRUCTION MATERIALS, L.P.** for Crushed Limestone for Various Departments \$3,059,540.82 - General, Enterprise and Street & Drainage Maintenance Funds

**RESOLUTIONS AND ORDINANCES** - NUMBERS 11 through 28

**11. Council Members Wiseman, Edwards, Tatro, Alvarado and Galloway tagged**

RESOLUTION approving the issuance and sale by Houston Housing Finance Corporation of Multifamily Housing Revenue Bonds, Series 2002 (GNMA Collateralized Mortgage Loans Pleasant Hill Apartments Projects) and Taxable Multifamily Housing Revenue Bonds, Series 2002-T (GNMA Collateralized Mortgage Loans - Pleasant Hill Apartments Projects) and approving the Preliminary Official Statement with respect to such bonds - **DISTRICTS A - TATRO; B - GALLOWAY; F - ELLIS; G - KELLER and I - ALVARADO**

**12. Pulled - Not Considered**

ORDINANCE approving the issuance of bonds by the Greater Greenspoint Redevelopment Authority; providing for continuing disclosure with respect to such bonds - **DISTRICTS B - GALLOWAY and H - VASQUEZ**

**13. Ordinance 2002-0109**

ORDINANCE approving and authorizing a Public Improvement Development Agreement between the **CITY OF HOUSTON, TEXAS, REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE)**, and **HOLLEY-GUNIGANTI DEER RIDGE, LTD.** for the Design, Construction and Acquisition of certain public improvements and for certain other project costs in the Lake Houston Zone; providing for the reimbursement of previously expended or committed project costs - **DISTRICT E - WISEMAN**

**14. Ordinance 2002-0110**

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 391**

**15. Ordinance 2002-0121**

ORDINANCE approving and authorizing lease agreement between **HOUSTON CHILDREN'S CHORUS, INC**, a Texas non-profit corporation, as tenant, and the City of Houston, Texas, as landlord, for space in the Houston Center for the Arts, located at 3201 Allen Parkway - **DISTRICT D - EDWARDS**

**16. Ordinance 2002-0111**

ORDINANCE approving and authorizing first amendments to agreements between the City and the **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON, SHELTERING ARMS, PERRYLEE HOME HEALTH, and ALZHEIMERS ASSOCIATION** to provide for additional scopes of services and related budgets for Caregiver Support Services for the City's Elderly Programs



**RESOLUTIONS AND ORDINANCES** - continued

**17. Omitted**

**18. Ordinance 2002-0112**

ORDINANCE issuing a permit to **SIC - ESPERSON BUILDINGS, L.P.**, and **DT ESPERSON BUILDING I LIMITED PARTNERSHIP** for using, occupying, operating, maintaining and repairing a pedestrian tunnel abutting Block 91, S.S.B.B. and within Walker Avenue, 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 I - ALVARADO**

**19. Ordinance 2002-0122**

ORDINANCE rescinding Ordinance No. 2001-1138 passed December 12, 2001, relating to approval of an amendment to the sponsorship agreement with **MAIN STREET COALITION** related to the South Main Street (US90A) Landscape Project - **DISTRICTS C - GOLDBERG and D - EDWARDS**

**a. Ordinance 2002-0123**

ORDINANCE approving and authorizing professional architectural services contract between the City of Houston and the **SWA GROUP, INCORPORATED** for Beautification of South Main Street (US90A) from South Loop (IH610) to Kirby Drive, CIP N-0611-13 - **DISTRICTS C - GOLDBERG and D - EDWARDS**

**20. Ordinance 2002-0124**

ORDINANCE appropriating \$250,000.00 out of Airport System Subordinate Lien Revenue Bonds Series 1998C (NON-AMT) Construction Fund and approving and authorizing Amendment No. 2 to contract between the City of Houston and **UNIVERSAL FIELD SERVICES, INC** for Professional Real Property Acquisition and Relocation Services for the Houston Airport System, CIP A-0024 - **DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO**

**21. Ordinance 2002-0113**

ORDINANCE appropriating \$491,897.00 out of Airports Improvement Fund and approving and authorizing professional engineering services contract between the City of Houston and **TSC ENGINEERING COMPANY** for New Perimeter Fence and Obstruction Removal at William P. Hobby Airport (Project No. 576); CIP A-0295, A-0372, A-0439 and A-0391 - **DISTRICT I - ALVARADO**

**22. Council Members Wiseman, Tatro, Keller and Sekula-Rodriguez tagged**

ORDINANCE approving and authorizing contract between the City of Houston and **BLACK & VEATCH CORPORATION** for Water and Sewer Rate Study - \$169,130.00 - Enterprise Fund

**23. Ordinance 2002-0114**

ORDINANCE appropriating \$50,000.00 out of Street & Bridge Consolidated Construction Fund and \$100,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional consulting services contract between the City of Houston and **TECHNOLOGY SERVING PEOPLE, INC** for Asbestos and Lead related professional services, GFS R-0019-05-2; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund

**RESOLUTIONS AND ORDINANCES** - continued

**24. Ordinance 2002-0115**

ORDINANCE appropriating \$50,000.00 out of Street & Bridge Consolidated Construction Fund and \$100,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional consulting services contract between the City of Houston and **ENVIRONMENTAL CONSULTING SERVICES, INC** for Asbestos and Lead related professional services, GFS R-0019-06-2; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund

**25. Council Member Keller tagged**

Ordinance 2002-ORDINANCE appropriating \$55,000.00 out of Storm Sewer Consolidated Construction Fund as an additional appropriation under professional engineering services contract with **SES HORIZON CONSULTING ENGINEERS, INC** (Approved by Ordinance No. 98-1127), CIP M-0126-31-2 (M-0126-31); providing funding for contingencies relating to construction of facilities financed by the Storm Sewer Consolidated Construction Fund

**26. Ordinance 2002-0125**

ORDINANCE appropriating \$901,000.00 out of Street & Bridge Consolidated Construction Fund awarding contract to **SOUTH COAST CONSTRUCTION, INC** approving and authorizing professional services contract for engineering testing services with **FUGRO SOUTH, INC** and approving and authorizing professional services contract for construction management and inspection services with **EMPIRE CONSTRUCTION SERVICES, INC** for Construction of Westpark Drive Bridge over HCFCD Unit D129-00-00, GFS N-0557-01-3 (N-0557-01); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT G - KELLER**

**27. Ordinance 2002-0116**

ORDINANCE appropriating \$8,723,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JALCO, INC** and approving and authorizing professional services contract for engineering testing services with **FUGRO SOUTH, INC** for 54-Inch Water Main along Aston Street, Stonington Street and Hempstead Highway from West Tidwell Road to Brittmoore Road, GFS S-0900-70-3 (WA10643); providing funding for construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - TATRO**

**28. Ordinance 2002-0092 – Passed second reading**

ORDINANCE No. 2002-92, passed first reading February 13, 2002  
ORDINANCE granting authority to **BROADWING COMMUNICATIONS SERVICES, INC, a Delaware Corporation**, to encroach upon and use the public way of the City of Houston, Texas, pursuant to Article XIV, Chapter 40, Code of Ordinances, Houston, Texas, for the purpose of laying, constructing, leasing, maintaining, repairing, replacing, removing, using, and operating therein, telecommunications facilities for providing authorized telecommunications services; providing for related terms and conditions - **SECOND READING**

**END OF CONSENT AGENDA**

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

NON CONSENT AGENDA - NUMBER 29

MISCELLANEOUS

29. Motion 2002-0216

RECEIVE nominations for Positions 6, 8 and 9 to the **BOARD OF REINVESTMENT ZONE NUMBER ONE (ST. GEORGE PLACE) AUTHORITY** with terms to expire December 31, 2003 and to name the Chair for a term to expire December 31, 2002

Council Member Keller nominated Mr. Stuart Kensinger for reappointment to Position 6

Council Member Keller nominated Mr. Andrew Choy for reappointment to Position 8

Council Member Keller nominated Mr. Steve Rochelle for reappointment to Position 9

MATTERS HELD - NUMBERS 30 through 39

**Motion 2002-0209 – Suspend rules to consider Items 38 and 30 out of order**

**30. Ordinance 2002-0118**

ORDINANCE appropriating and transferring \$15,000,000.00 out of the Accumulated Unexpended Fund into the General Fund Fund Balance; appropriating and transferring \$15,000,000.00 from the General Fund Fund Balance to the Fire Department Expenditure Budget

**POSTPONED BY MOTION #2002-155, 2/6/02**

This was Item 29 on Agenda of February 6, 2002

**31. Motion 2002-0217**

MOTION by Council Member Keller/Seconded by Council Member Tatro to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$752,381.00 and acceptance of work on contract with **JAY C. CONTRACTOR** for Construction of New 5/8-inch through 2-inch Water Service Connections, GFS S-0035-SS-3 (10344-2) - 04.88% over the original contract - **DISTRICTS B - GALLOWAY; D - EDWARDS; E - WISEMAN; H - VASQUEZ and I - ALVARADO**

**TAGGED BY COUNCIL MEMBER EDWARDS**

This was Item 14 on Agenda of February 13, 2002

**32. Motion 2002-0218**

MOTION by Council Member Keller/Seconded by Council Member Tatro to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$607,273.70 and acceptance of work on contract with **LEM CONSTRUCTION COMPANY, INC** for Construction of Flow Meters at Various Facilities, GFS S-0936-03-3 (10568-1) - 01.42% over the original contract amount - **DISTRICTS A - TATRO; B - GALLOWAY; D - EDWARDS; E - WISEMAN and G - KELLER**

**TAGGED BY COUNCIL MEMBER EDWARDS**

This was Item 16 on Agenda of February 13, 2002

**33. Ordinance 2002-0126**

ORDINANCE creating the **LIEBHERR-AMERICA REINVESTMENT ZONE** for Tax Abatement purposes pursuant to Article IV of Chapter 44 of the Code of Ordinances, Houston, Texas

**DISTRICT B - GALLOWAY**

**TAGGED BY COUNCIL MEMBERS ELLIS, KELLER and TATRO**

**MATTERS HELD** – continued

**a. Ordinance 2002-0127**

ORDINANCE approving and authorizing a Tax Abatement Agreement between the City of Houston, Texas and **LIEBHERR-AMERICA, INC** for certain property located within the **LIEBHERR-AMERICA REINVESTMENT ZONE - DISTRICT B - GALLOWAY**

**TAGGED BY COUNCIL MEMBERS ELLIS, KELLER and TATRO**

These were Items 28 and 28A on Agenda of February 13, 2002

**34. Motion 2002-0219 – Postpone one (1) week**

ORDINANCE authorizing first amendment to professional services contract between the City and **LAY-SU & ASSOCIATES, INC** and amending Ordinance No. 2000-265 to increase the maximum contract amount by \$500,000.00 - Initial Allocation \$386,920.00 CDBG Funds

**TAGGED BY COUNCIL MEMBER KELLER**

This was Item 35 on Agenda of February 13, 2002

**35. Ordinance 2002-0128**

ORDINANCE appropriating \$3,838,800.00 out of Street & Bridge Construction Fund, awarding contract to **SILVA, INC** and approving and authorizing professional services contract for engineering testing services with **QC LABORATORIES, INC** for Construction of Citywide Generic Overlay Project, GFS N-1037-36-3; providing funding for construction management and contingencies relating to construction of facilities financed by the Street & Bridge Construction Fund - **TAGGED BY COUNCIL MEMBERS GALLOWAY, WISEMAN and KELLER**

This was Item 37 on Agenda of February 13, 2002

**36. Ordinance 2002-0129**

ORDINANCE appropriating \$2,071,600.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JAY C. CONTRACTOR**, approving and authorizing professional services contract for engineering testing services with **STORK SOUTHWESTERN LABORATORIES, INC** and approving and authorizing professional services contract for construction management and inspection services with **INTERSTATE ENGINEERS, INC** for construction of Watermain Replacement in Windsor Village Subdivision, GFS S-0035-62-3 (10579); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS**

**TAGGED BY COUNCIL MEMBER EDWARDS**

This was Item 38 on Agenda of February 13, 2002

**37. Ordinance 2002-0130**

ORDINANCE appropriating \$405,000.00 out of Public Library Consolidated Construction Fund as an additional appropriation for professional services contract - General Project Management and Construction Management Services, GFS E-0143-01-5 under the contract C52119 with **GREYHAWK NORTH AMERICA, LLC**, (approved by Ordinance No. 00-0955); providing funding for contingencies relating to construction management of projects financed by the Library Consolidated Construction Fund - **TAGGED BY COUNCIL MEMBER TATRO**

This was Item 39 on Agenda of February 13, 2002



**MATTERS HELD** – continued

**Motion 2002-0210 – Amend Item 38 to reduce by \$321,972 from Accumulated Unexpended Fund – “FAILED”**

**38. Ordinance 2002-0117**

ORDINANCE appropriating \$1,202,900.00 out of Parks Consolidated Construction Fund, appropriating \$197,338.00 out of General Improvement Consolidated Construction Fund, appropriating \$145,407.00 out of Parks Special Revenue Fund, appropriating and transferring \$321,972.00 out of Accumulated Unexpended Fund to Parks Special Fund; and appropriating \$356,593.00 out of Parks Special Fund as an additional appropriation for professional services contract - General Project Management and Construction Management Services, GFS F-0363-95-5 under the contract C52144 with **SUNLAND ENGINEERING COMPANY**, (approved by Ordinance No. 00-1003)

**POSTPONED BY MOTION #2002-198, 2/13/02**

This was Item 45 on Agenda of February 13, 2002

**39. Ordinance 2002-0131**

ORDINANCE approving and authorizing contract between the City and **PINKERTON'S INC** for Security Guard Services for Various Departments; providing a maximum contract amount \$33,664,023.90 - General, Enterprise, Parks Special Revenue and Building Inspection Funds

**POSTPONED BY MOTION #2002-199, 2/13/02**

This was Item 46 on Agenda of February 13, 2002

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

**02/19/2002 – Council Members Vasquez and Robinson out of the City on personal business**

**02/20/2002 – Council Members Ellis and Vasquez out of the City on personal business**