

AGENDA - COUNCIL MEETING - THURSDAY - JANUARY 3, 2002 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2002-0006 to 2002-0018
ORDINANCES – 2002-0001 to 2002-0012
RESOLUTIONS - None

2002-0005-1

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Edwards

9:00 A. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

9:30 A. 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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 21

MISCELLANEOUS - NUMBERS 1 through 3A

1. Motion 2002-0006

REQUEST from Mayor for confirmation of the appointment of the following to the **GREATER NORTHSIDE MANAGEMENT DISTRICT BOARD OF DIRECTORS**:

Position Twelve - **MR. GILBERT MORENO**, for a term to expire June 1, 2003

Position Thirteen - **MS. ALIDA F. RODRIGUEZ**, for a term to expire June 1, 2003

Position Fourteen - **MR. JOSE LOPEZ**, for a term to expire June 1, 2005

Position Fifteen - **MR. ED REYES**, for a term to expire June 1, 2005

2. Motion 2002-0012

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and sixty (60) different Civic Organizations for law enforcement services of Constable Precincts 1, 4, 5, 6, 7 as well as the Sheriff of Harris County - **DISTRICTS A - TATRO; C - GOLDBERG; E - WISEMAN; F - ELLIS; G - KELLER; H - VASQUEZ and I - ALVARADO**

MISCELLANEOUS - continued

3. Council Member Keller tagged

ORDINANCE appropriating \$31,574.29 out of Parks Consolidated Construction Fund as an additional appropriation for construction of Parks to Standard Program - Bid Package No. 40 Clinton Park, F-0363-40-3 under construction contract with **PARALLAX BUILDERS, INC** (approved by Ordinance No. 01-0113) - **DISTRICT I - ALVARADO**

a. Council Member Keller tagged

RECOMMENDATION from Director Building Services Department for approval of Change Order No. 4 in the amount of \$34,040.55 on contract with **PARALLAX BUILDERS, INC** for Parks to Standard Program - Phase II, Bid Package No. 40 - Clinton Park, GFS F-0363-40-3 - **DISTRICT I - ALVARADO**

PROPERTY - NUMBERS 4 and 5

4. Motion 2002-0007

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel A99-99, located 345 feet north of Mansfield Street, owned by Dorothy M. Harper Hubbard and husband, Willie L. Hubbard, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

5. Motion 2002-0008

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel CY1-5, located at 8619 Cook Road, owned by Alief Baptist Church, Inc., a Texas non-profit corporation, Reverend Donald C. Burgs, Jr., Director, for the **BROOKFIELD LIFT STATION PROJECT**, CIP R-0267-B2-1 - \$65,805.00 - Enterprise Fund - **DISTRICT F - ELLIS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 8

6. Motion 2002-0009

AMEND MOTION #99-0113, 1/27/99 and #2000-0778, 6/21/00, TO EXTEND expiration date through January 26, 2003, for Fire Station Materials Part I, awarded to **BIG Z LUMBER COMPANY, CERAMIC TILE INTERNATIONAL, SCOTT'S CARPET & FLOOR COVERING** and **SOLAR-X-OF TEXAS**, Part II, awarded to **BIG Z LUMBER COMPANY, CITY SUPPLY COMPANY, GRAYBAR ELECTRIC COMPANY, RIGGSBEE HARDWARE COMPANY** and **WOODWORKERS TOOL & SUPPLY COMPANY** for Building Services Department

7. Motion 2002-0010

ROLL-OFFS USA for Solid Waste Containers for the Parks and Recreation Department \$80,375.00 - General Fund

8. Motion 2002-0011

LAWRENCE MARSHALL FORD-MERCURY, L.P. - \$33,682.00 and **LAWRENCE MARSHALL CHEVROLET II, L.P.** - \$91,602.00 for Trucks, Utility Service and Dump Bed for the Department of Public Works and Engineering - Enterprise Funds

ORDINANCES - NUMBERS 9 through 21

9. Ordinance 2002-0001

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of portions of Meyer Park Drive Street right of way, between Beechnut Street and Indigo Street, between IH 610 Frontage Road and Frankway Drive, containing an aggregate of 121,942 square feet of land, more or less; vacating and abandoning said street rights of way to Luel Partnership, Ltd., the abutting owner, in consideration of owner's dedication of three easements for sanitary sewer purposes containing an aggregate of 24,985 square feet of land, more or less, and owner's payment of \$1,443,594.00 and other consideration to the City; containing various findings and other provisions related to the subject - **DISTRICT C - GOLDBERG**

10. Ordinance 2001-0007

ORDINANCE issuing a permit to **TEXAS CABLE PARTNERS L.P.** for building, constructing, maintaining, using, occupying, operating and repairing a storm water drain line under and within Fawndale Lane at or near 8590 West Tidwell Road, such area being within 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 A - TATRO**

11. Ordinance 2002-0008

ORDINANCE amending Ordinance No. 98-352, as amended by Ordinance No. 99-318, to establish a maximum contract amount for contract between the City of Houston and **WEST PUBLISHING CORPORATION** for On-Line Legal Research Services

12. Ordinance 2002-0002

ORDINANCE appropriating \$21,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing interlocal agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for construction of a Hike and Bike Trail along Halls Bayou from Little York at Pinewood Park to Mesa Drive at Lake Forest Park, CIP N-0420-31-2 (N-0420-31); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - GALLOWAY and H - VASQUEZ**

13. Ordinance 2002-0003

ORDINANCE awarding contract to **MAHADEO PLUMBING & UTILITY CO., INC** for Water and Sewer Utilities Connections Service for the Housing & Community Development Department; providing a maximum contract amount - 1 Year with a one year option - \$314,000.00 - Grant Fund

14. Ordinance 2002-0009

ORDINANCE appropriating \$1,689,430.00 out of Water & Sewer System Consolidated Construction Fund for Reimbursement for the City of Houston's Cost Participation in the Transportation Improvement Agreement with the **METROPOLITAN TRANSIT AUTHORITY** for the Design and construction costs of the City's Water and Sanitary sewer lines in Downtown/Midtown Transit Streets Program-San Jacinto Street from Holman Street to Pierce Street, GFS S-0443-21-3 and R-0537-14-3 (WA10721) approved by Ordinance No. 93-274; providing funding for construction management and contingencies relating to the City's cost participation financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO**

ORDINANCES - continued

15. Ordinance 2002-0010

ORDINANCE appropriating \$266,366.66 out of General Improvement Consolidated Construction Fund and \$159,633.34 out of Park Consolidated Construction Fund, awarding construction contract to **STEVEN R. HILL CONSTRUCTION CO., INC** and approving and authorizing professional services contract for engineering testing services with **LAW ENGINEERING AND ENVIRONMENTAL SERVICES, INC** for construction of Parks to Standard Program-Phase II - Bid Package No. 34 - Hobart Taylor, Walter Jones and Lake Forest Parks, GFS F-0363-34-3, F-0363-35-3 and F-0363-36-3; providing funding for construction management, professional architectural services and contingencies relating to construction of facilities financed by the General Improvement Consolidated Construction Fund and Parks Consolidated Construction Fund - **DISTRICTS B - GALLOWAY and D - EDWARDS**

16. Ordinance 2002-0004

ORDINANCE appropriating \$6,191,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **GARVER CONSTRUCTION, LTD.** and approving and authorizing professional services contract for engineering testing services with **FUGRO SOUTH, INC** for 84-inch waterline along Fulton Street and Link Road from English Street to Airline Drive, GFS S-0900-64-3 (WA10637); providing funding for construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

17. Ordinance 2002-0017

ORDINANCE appropriating \$3,454,850.00 out of General Improvements Consolidated Construction Fund, awarding construction contract to **SPAWGLASS CONSTRUCTION CORPORATION** for Construction of Flood Repair and HVAC Retrofit at Municipal Courts Building, CIP D-0044A-01-3; providing funding for contingencies relating to construction of facilities financed by the General Improvements Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

18. Ordinance 2002-0005

ORDINANCE appropriating \$341,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **LOCKWOOD, ANDREWS & NEWNAM, INC** for the Design of Kirkwood Road from Bissonnet Street to Alief Clodine Road, CIP N0575-02-2 (SB9066); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT F - ELLIS**

19. Ordinance 2002-0006

ORDINANCE appropriating \$481,800.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **HNTB CORPORATION** for the Design of Chimney Rock Reconstruction from Benning to Yarwell, CIP N-0737-01-2 (SB9044); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT C - GOLDBERG**

20. Ordinance 2001-1153 – Passed second reading

ORDINANCE No. 2001-1153, passed first reading December 19, 2001
ORDINANCE granting a franchise to **CITYNET TELECOMMUNICATIONS, INC** and **CITYNET U.S. OPERATING, INC**, a Delaware Corporations to construct, install, maintain, remove, replace, occupy, and use a Dark Fiber Optic Network System within the City of Houston, Texas and consenting to the collateral assignment of said franchise; containing other provisions relating to the foregoing subject; and providing for severability - **SECOND READING**

ORDINANCES - continued

21. Ordinance 2001-1187 – Passed second reading

ORDINANCE No. 2001-1187, passed first reading December 19, 2001

ORDINANCE granting to **PHONOSCOPE, LTD.**, a Texas Limited Partnership, the right, privilege, and franchise for a term of fifteen (15) months, to erect, maintain, and operate a Cable Television System, to serve multiple unit developments and commercial business only, in the City of Houston, Texas; containing other provisions relating to the foregoing subject; and providing for severability - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 22

MISCELLANEOUS

22. Motion 2002-0013

RECEIVE nominations for appointment to Position Four (4) of the **HARRIS COUNTY APPRAISAL DISTRICT**

Council Member Tatro nominated Ms. Helen Flores Hough for reappointment

MATTERS HELD - NUMBERS 23 through 28

23. Motion 2002-0014

MOTION by Council Member Boney/Seconded by Council Member Vasquez to adopt recommendation from Finance & Administration Department to award to **MUSTANG TRACTOR & EQUIPMENT COMPANY** for One Asphalt Planer for Department of Public Works & Engineering - \$367,750.00 - Equipment Acquisition Consolidated Fund

TAGGED BY COUNCIL MEMBER GOLDBERG

This was Item 21 on Agenda of December 19, 2001

24. Ordinance 2002-0012

ORDINANCE issuing a permit to **MEMORIAL CITY PROPERTIES L.P.**, for building, constructing, maintaining, using, occupying, operating and repairing a Pedestrian walkway within and over the 900 block of Frostwood Drive, being out of the J. J. Settegast heirs partition in the George Bellows Survey, A-3; such area being within the 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 G - KELLER** - **TAGGED BY COUNCIL MEMBER KELLER**

This was Item 35 on Agenda of December 19, 2001

Motion 2002-0015 – Suspend rules to continue discussion of Item 25 prior to hearing from speakers

25. Motion 2002-0016 – Postpone two (2) weeks

ORDINANCE approving and authorizing contract between the City and the **BONHAM GROUP, INC** for a Study to determine Municipal Sponsorship Opportunities - \$40,000.00 - Enterprise Fund

TAGGED BY COUNCIL MEMBERS TATRO, KELLER and PARKER

This was Item 41 on Agenda of December 19, 2001

MATTERS HELD - continued

26. Motion 2002-0017 – Refer back to the Administration

ORDINANCE appropriating \$260,000.00 out of Water & Sewer System Consolidated Construction Fund for contract between the City and **JOHN HALL PUBLIC AFFAIRS, INC** relating to the Northeast Water Purification Plant

TAGGED BY COUNCIL MEMBERS TATRO and KELLER

This was Item 56-1 on Agenda of December 19, 2001

27. Motion 2002-0018 – Postpone two (2) weeks

ORDINANCE appropriating \$441,700.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **PERSPECTIVA CIVIC DESIGN, L.L.C.** for the Design of Houston's Heritage Corridor, Bayou Trails West from San Jacinto Street to Stude Park, CIP N-0420-16-2 (N-0420-16); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

POSTPONED BY MOTION #2001-1378, 12/19/01

This was Item 73 on Agenda of December 19, 2001

28. Council Member Alvarado tagged

ORDINANCE appropriating \$850,000.00 out of Street & Bridge Consolidated Construction Fund and \$305,000.00 out of Water & Sewer System Consolidated Construction Fund, and approving and authorizing professional engineering services contract between the City of Houston and **TURNER COLLIE & BRADEN, INC** for Design of Kirby Drive Improvements from IH610 to Brays Bayou, CIP N-0775-01-2 (SB9081); providing funding for contingencies relating to construction of facilities financed by the Street and Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - GOLDBERG and D - BONEY**

POSTPONED BY MOTION #2001-1379, 12/19/01

This was Item 74 on Agenda of December 19, 2001

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Parker 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

01/03/02 – All Present