

AGENDA - COUNCIL MEETING - TUESDAY - JUNE 18, 2002 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2002-0678 to 2002-0773
ORDINANCES – 2002-0517 to 2002-0572
RESOLUTIONS – 2002-0021 to 2002-0022

2002-0677-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Ellis

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 2002-0678 – Suspend rules to hear Ms. Sandra Burleson, Mr. Gregory Shepherd and Mr. John Bland out of order

Motion 2002-0679 – Suspend rules to hear Mr. Norman Nolasco after Mr. Steve Williams

Motion 2002-0680 – Suspend rules to hear Ms. Lee Williams and Ms. Doris Ellis out of order

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - JUNE 19, 2002 - 9:00 A. M.

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

HEARINGS

Motion 2002-0681 – Suspend rules to consider Items 1a, 36, 50, 55 and 89a-e out of order

1. Motion 2002-0682 – Close

PUBLIC HEARING to update and amend impact fee capital improvement plans and impact fees for Water & Wastewater Facilities - **9:00 A.M.**

a. Ordinance 2002-0517 – First reading

ORDINANCE amending the Code of Ordinances, Houston, Texas, relating to Impact Fees for Water and Wastewater Facilities; amending Impact Fee Capital Improvements Plans for Water and Wastewater Facilities

MAYOR'S REPORT

APPROXIMATELY 10:15 A. M.

Motion 2002-0696 – JP Morgan Securities, Zions First National Bank, Bank of America Securities

2. Announcement by City Controller of the results of the electronic auction-style bidding for the sale of \$175,000,000.00 City of Houston, Texas Tax and Revenue Anticipation Notes, Series 2002
- a. MOTION awarding the Sale of \$175,000,000.00 City of Houston, Texas Tax and Revenue Anticipation Notes, Series 2002, based on the lowest true interest cost

CONSENT AGENDA NUMBERS 3 through 81

MISCELLANEOUS - NUMBERS 3 through 6

3. Motion 2002-0746

RECOMMENDATION from Director Building Services Department for approval of Computer Image for Dedication Plaque for Houston Emergency Center - DISTRICT H - VASQUEZ

4. Council Member Goldberg tagged

RECOMMENDATION from Finance & Administration Department to create an exception to Motion #2000-1369 to allow compensation to intermediaries for the purpose of procuring goods and services through electronic procurement providers

5. Motion 2002-0747

RECOMMENDATION from Chief of Police for Leave of Absence for Police Officer **MARK A. MORRIS**

6. Motion 2002-0748

RECOMMENDATION from Director Department of Public Works & Engineering to approve refunds for Water & Sewer Accounts for various customers - \$62,335.81 - Enterprise Water & Sewer Fund

DAMAGES - NUMBER 7

7. Motion 2002-0749

RECOMMENDATION from City Attorney for settlement of lawsuit styled **KYONG HUI ROSS v. City of Houston and Sonya Elaine Dean**; in the County Civil Court at Law No. Four (4) of Harris County, Texas; Cause No. 743,644 - \$17,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBERS 8 through 18

8. Council Member Edwards tagged

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$665,877.99 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Parks to Standard Program - Bid Package No. 7 Homer Ford Tennis Center and Lee LeClear Tennis Center, GFS F-0363-7A-3 and F-0363-7B-3 - 02.76% over the original contract amount DISTRICTS D - EDWARDS and F - ELLIS

ACCEPT WORK - continued

9. Motion 2002-0764

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$823,822.24 and acceptance of work on contract with **PROJECT DEVELOPMENT GROUP, INC** for Fire Station Nos. 1 and 27 Artesian, GFS 10010-01-5 - 09.99% over the original contract amount - **DISTRICT I - ALVARADO**

10. Motion 2002-0750

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,923,442.24 and acceptance of work on contract with **CONTRACTOR TECHNOLOGY, INC** for Construction of Fairbanks-North Houston Road from Hempstead Road to Northwest Freeway, GFS N0585-01-3 (N-0585-01) - 06.60% under the original contract amount - **DISTRICT A - TATRO**

11. Motion 2002-0765

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$150,030.33 and acceptance of work contract with **EL DORADO PAVING CO., INC** for Construction of 1998 Thoroughfare Sidewalk Program, GFS N-0610A-60-3 (N-0610A-60) - 10.97% under the original contract amount - **DISTRICTS C - GOLDBERG; F - ELLIS and G - KELLER**

12. Motion 2002-0751

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$429,254.77 and acceptance of work contract with **DCE CONSTRUCTION, INC** for Construction of 1998 Thoroughfare Sidewalk Program, GFS N-0610A-70-3 (N-0610A-70) - 02.42% over the original contract amount - **DISTRICTS A - TATRO; B - GALLOWAY and H - VASQUEZ**

13. Motion 2002-0766

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$692,913.67 and acceptance of work contract with **RAGO, INC** for Construction of 1998 Thoroughfare Sidewalk Program, GFS N-0610A-81-3 (N-0610A-81) 09.56% under the original contract amount - **DISTRICTS D - EDWARDS; E - WISEMAN and I - ALVARADO**

14. Motion 2002-0767

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$649,537.63 and acceptance of work contract with **CAAN CONSTRUCTION SERVICES, INC** for Construction of 1999 Safe Sidewalk Program, GFS N-0610A-S4-3 (Group No. 1) - 00.07% over the original contract amount - **DISTRICTS C - GOLDBERG; D - EDWARDS; E - WISEMAN; G - KELLER; H - VASQUEZ and I - ALVARADO**

15. Motion 2002-0768

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$250,005.79 and acceptance of work on contract with **INFRASTRUCTURE SERVICES, INCORPORATED** for Construction of Mockingbird Lane Paving Project, GFS N0699-01-3 (N-0699-01) - 16.44% under the original contract amount - **DISTRICT G - KELLER**

ACCEPT WORK - continued

16. Motion 2002-0752

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,021,627.35 and acceptance of work on contract with **CRAIG, SHEFFIELD & AUSTIN, INC** for Construction of Park Ten Wastewater Treatment Plant Renewal / Replacement, GFS R-0265-12-3 (4789) - 00.02% over the original contract amount - **DISTRICT A - TATRO**

17. Motion 2002-0753

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,124,611.66 and acceptance of work on contract with **ALSAY, INC** for Rehabilitation of Existing Water Wells - FY2001, GFS S-0200-11-3 (10562-01) - 01.61% over the original contract amount

18. Motion 2002-0754

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,104,080.68 and acceptance of work on contract with **TEJAS CONSTRUCTION COMPANY** for Construction of 5.0 MG Water Storage Tanks at the Bellaire Braes and Sims Bayou Pumping Stations, GFS S-0610-18-3 (10521-18) - 01.86% under the original contract amount - **DISTRICTS D - EDWARDS and F - ELLIS**

PROPERTY - NUMBERS 19 through 21

19. Motion 2002-0755

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Durward P. Hulce and Melinda Parmer, the property owners, for encroachment agreement for a 76.2-foot building encroachment into the 38-foot-wide alley, located at 339 West 23rd Street, adjacent to Lot 30, Block 45, Houston Heights Addition, Parcel ENY2-03 - **DISTRICT H - VASQUEZ**

20. Motion 2002-0756

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Bob Terry of Clark-Geogram, Inc., on behalf of ETS Properties, Ltd., [Tealna Management, LLC, general partner (Ted Sutphin, president)] and George Ribar, for abandonment and sale of Kersten Drive, from Warwana Road south 160 feet to its terminus, and a 10-foot-wide utility easement in exchange for the conveyance to the City of a 10-foot wide utility easement, all located in Brittmoore Village Addition, Parcels SY1-079A, SY1-079B, SY1-083 and VY2-001 - **STAFF APPRAISERS**
DISTRICT A - TATRO

21. Motion 2002-0757

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY0-009, located at 1310 North Wayside Drive, owned by Kenneth F. Y. Gore, for **MARKET STREET PAVING PROJECT from North Wayside Drive to Loop 610**, CIP N 0611A-34-2 - \$93,750.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT I - ALVARADO**

PURCHASING AND TABULATION OF BIDS - NUMBERS 22 through 27

22. Ordinance 2002-0529

ORDINANCE appropriating \$197,095.50 out of C & E Construction Fund for Wortham Center Curtain Wall Remedial Waterproofing for Convention & Entertainment Facilities Department

PURCHASING AND TABULATION OF BIDS - continued

a. **Motion 2002-0758**

BLAST, INCORPORATED for Wortham Center Curtain Wall Remedial Waterproofing for Convention & Entertainment Facilities Department - \$187,710.00 and contingencies for a total amount not to exceed \$197,095.50

23. **Motion 2002-0759**

Q-MATIC CORPORATION for Customer Traffic Management System for Health and Human Services Department - \$33,659.00 - Public Health Consolidated Fund

24. **Motion 2002-0760**

HELI-TECH, INC for Helicopter Component Overhaul & Exchange for Police Department \$509,200.00 - General Fund

25. **Motion 2002-0761**

ROLLS-ROYCE GEAR SYSTEMS for Helicopter Replacement Parts for Police Department \$765,000.00 - General Fund

26. **Motion 2002-0762**

AMEND MOTION #99-1504, 8/24/99, TO EXTEND expiration date for 12 months from August 24, 2002 to August 23, 2003, for Paint, Airfield Marking for Various Departments, awarded to **LAFARGE ROAD MARKING, INC (formerly CenterLine Industries, Inc)**

27. **Motion 2002-0763**

ACTION CLEANING EQUIPMENT CO., INC (Bid No. 2) - \$75,514.59 and **RAMTEG, INC** \$63,176.40 for Cleaner, Shop Floor and Parts for Various Departments - General and Enterprise Funds

RESOLUTIONS AND ORDINANCES - NUMBERS 28 through 81

28. **Resolution 2002-0021**

RESOLUTION relating to the appointment of Directors to the Board of Directors of the **HOUSTON HOUSING FINANCE CORPORATION**

29. **Resolution 2002-0022**

RESOLUTION approving and adopting a revised Investment Policy for the City of Houston

30. **Ordinance 2002-0558**

ORDINANCE **AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES** by adding a new Section 28-25 prohibiting the parking of vehicles in the public right-of-way by Valet Parking Operators in the Central Business District

31. **Ordinance 2002-0559**

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of portions of the Front Street and the Frio Street rights of way containing an aggregate of 30,056 square feet (0.69 acre) of land, both being east of Block 5 of the former town of Harrisburg, Harris County, Texas; vacating and abandoning said tracts of land to the Harms Family Trust, the abutting owner, in consideration of owner's payment of \$30,056.00 and other consideration to the City - **DISTRICT I - ALVARADO**

32. **Ordinance 2002-0530**

ORDINANCE consenting to the addition of 19.2649 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 36**, for inclusion in its district

RESOLUTIONS AND ORDINANCES - continued

33. Ordinance 2002-0531

ORDINANCE amending Ordinance No. 2001-1111, which consented to the creation of Montgomery County Municipal Utility District No. 90; consenting to the creation of **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 94**

34. Ordinance 2002-0532

ORDINANCE establishing the north and south sides of the 1000 block of Highland Avenue within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - VASQUEZ**

35. Ordinance 2002-0560

ORDINANCE approving and authorizing Ground Lease Agreement between the City of Houston and **UNITED PARCEL SERVICE, INC** at George Bush Intercontinental Airport/Houston **DISTRICT B - GALLOWAY**

36. Ordinance 2002-0518

ORDINANCE appropriating \$10,997,203.00 out of Airports Improvement Fund and approving and authorizing reimbursement agreement and a Memorandum of Understanding between the City of Houston and the **UNITED STATES POSTAL SERVICE** for Relocation of the Air Mail Center at George Bush Intercontinental Airport/Houston - **DISTRICT B - GALLOWAY**

37. Ordinance 2002-0533

ORDINANCE approving and authorizing contract between the City and **HARRIS COUNTY HERITAGE SOCIETY** for the Relocation to Higher Ground of the Old Place and the Pillot House within Sam Houston Park - \$77,250.00 - Disaster Recovery Fund - **DISTRICT I - ALVARADO**

38. Ordinance 2002-0534

ORDINANCE approving and authorizing contract between the City and **IRON MOUNTAIN INFORMATION MANAGEMENT, INC** for Disaster Recovery Plan for the Health and Human Services Department - \$71,600.00 - General Fund

39. Ordinance 2002-0561

ORDINANCE issuing permit to **HEARST NEWSPAPER PARTNERSHIP, L.P.** for using, occupying, operating, maintaining and repairing a Pedestrian Tunnel abutting Block 58, S.S.B.B. and within Milam Street, 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**

40. Ordinance 2002-0562

ORDINANCE amending Ordinance Number 99-0562 to increase the maximum contract amount for an agreement between the City and **KPMG, LLP** for Auditing Services Citywide - \$635,447.50 General Fund

41. Pulled - Not Considered

ORDINANCE amending Ordinance 99-1100 to increase the maximum contract amount for a Water Treatment Services Contract for the Building Services Department under contract with **PREVENTIVE/PREDICTIVE MAINTENANCE SERVICES, INC** - \$9,624.57 - General Fund

RESOLUTIONS AND ORDINANCES - continued

42. Ordinance 2002-0535

ORDINANCE appropriating \$55,384.01 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation contract between the City of Houston and **A. K. INTERESTS - HUNTERWOOD, L.P.** for construction of Water and Sanitary Sewer Lines to serve the Hunterwood Apartments, CIP S-0802-03-03 - **DISTRICT B - GALLOWAY**

43. Ordinance 2002-0536

ORDINANCE appropriating \$233,942.69 out of Water & Sewer System Consolidated Construction Fund and \$240,000.00 out of Homeless and Housing Consolidated Fund, and approving and authorizing Developer Participation contract between the City of Houston and **UNIVERSITY DEVELOPMENT CORPORATION** for construction of Water, Sanitary Sewer and Storm Sewer Lines to serve the Northborough Village Subdivision, Section 1, CIP S-0800-48-03 and R-0800-54-03 - **DISTRICT B - GALLOWAY**

44. Ordinance 2002-0537

ORDINANCE appropriating \$184,889.67 out of Water & Sewer System Consolidated Construction Fund and \$225,000.00 out of Homeless and Housing Consolidated Fund and approving and authorizing Developer Participation contract between the City of Houston and **RICO DEVELOPMENT, INC** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve the Chasewood Meadows Subdivision, CIP S-0800-47-03 and R-0800-53-03 - **DISTRICT D - EDWARDS**

45. Ordinance 2002-0538

ORDINANCE appropriating \$26,100.00 out of Public Library Consolidated Construction Fund and approving and authorizing architectural services contract with **MOISTURE CONTROL TECHNOLOGIES, INC** for Professional Roof Consulting Services in connection with the Stanaker Branch Library, GFS E-0038-16-2; providing funding for project management and contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund **DISTRICT I - ALVARADO**

46. Ordinance 2002-0539

ORDINANCE approving and authorizing professional engineering services contract between the City of Houston and **E. E. CARROLL ENTERPRISES, INC d/b/a CARROLL CONSULTANTS** for Design of the Smith Branch Public Library Parking Lot Expansion, GFS E-0078-01-2 - \$62,141.00 CDBG Fund - **DISTRICT D - EDWARDS**

47. Council Member Keller tagged

ORDINANCE appropriating \$214,820.00 out of Public Library Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **ASHKAR ENGINEERING CORPORATION** for Professional Services related to the Restoration of the Park Place Regional Branch Library, GFS E-0127-01-2; providing funding for project management and contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund - **DISTRICT I - ALVARADO**

48. Ordinance 2002-0540

ORDINANCE appropriating \$412,300.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **UNITED ENGINEERS, INC** for the Design of Scott #3 Lift Station Pump Replacement and Letrim Relief (CIP R-2011-34-2 (WW4853); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

RESOLUTIONS AND ORDINANCES - continued

49. Ordinance 2002-0541

ORDINANCE appropriating \$240,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Mesa Road Paving Project from North Green River to E. Little York Road under professional engineering services contract with **JNS CONSULTING ENGINEERS, INC** (Approved by Ordinance No. 98-1126) (CIP N-0680-01); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

50. Ordinance 2002-0519

ORDINANCE appropriating \$1,449,734.00 out of Water & Sewer System Consolidated Construction Fund to reimburse **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY ("METRO")** for the cost of construction of the City's Water and Sanitary Sewer Lines in the Downtown/Midtown Transit Streets Program - Milam Street from Spur 527 Street to Pierce Street, CIP S-0443-22-3 and R-0537-15-3 (WA10730) under Transportation Improvement Agreement with the Metropolitan Transit Authority (approved by Ordinance No. 93-274); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and I - ALVARADO**

51. Ordinance 2002-0520

ORDINANCE appropriating \$1,140,965.00 out of Water & Sewer System Consolidated Construction Fund to reimburse **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY ("METRO")** for the cost of construction of the City's Water and Sanitary Sewer Lines in the Downtown/Midtown Transit Streets Program - San Jacinto Street from Blodgett to Holman Street, CIP S-0443-23-3 and R-0537-16-3 (WA10744) under Transportation Improvement Agreement with Metro (approved by Ordinance No. 93-274); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS D - EDWARDS and I - ALVARADO**

52. Ordinance 2002-0521

ORDINANCE approving certain betterments to City facilities pursuant to a Light Rail Consent Agreement between the City of Houston and the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY ("METRO")**, and appropriating \$5,319,171.00 out of Water & Sewer Consolidated Construction Fund and \$1,107,829.00 out of Storm Sewer Consolidated Construction Fund to reimburse Metro for the cost of such betterments - **DISTRICTS C - GOLDBERG; D - EDWARDS and I - ALVARADO**

53. Ordinance 2002-0522

ORDINANCE appropriating \$3,090,000.00 out of Street & Bridge Consolidated Construction Fund No. 437 to reimburse the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY ("METRO")** for the City's initial cost participation in the construction of Clay Road from Hickory Downs to Addicks Reservoir, as part of the Metropolitan Transit Authority (Metro) General Mobility Program approved by City Council under Ordinance No. 1995-85 on January 29, 1995, GFS N-0576-01-3 (SB9069); making various findings and provisions related thereto - **DISTRICT A - TATRO**

RESOLUTIONS AND ORDINANCES - continued

54. Ordinance 2002-0523

ORDINANCE appropriating \$441,208.00 out of Water & Sewer System Consolidated Construction Fund and \$24,909.00 out of Storm Sewer Consolidated Construction Fund as an additional appropriation to reimburse **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY ("METRO")** for Construction of the City's Water, Sanitary and Storm Sewer Lines in the Metropolitan Transit Street Program - Phase II, Fannin Street from South Braeswood Boulevard to North MacGregor Drive, CIP S-0443-15-3, R-0537-07-3 and M-0671-06-3 under a transportation improvement agreement with Metro (Approved by Ordinance No. 93-169); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund and Storm Sewer Consolidated Construction Fund - **DISTRICTS C - GOLDBERG and D - EDWARDS**

55. Ordinance 2002-0524

ORDINANCE appropriating \$530,492.00 out of Water & Sewer System Consolidated Construction Fund and \$698,790.00 out of Storm Sewer Consolidated Construction Fund as an additional appropriation to reimburse **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY ("METRO")** for construction of the City's Water and Sanitary Sewer Lines in Downtown/Midtown Transit Streets Program - Lamar Street from Louisiana Street to Main Street, CIP S-0443-24-3, R-0537-19-3, M-0671-09-3 (WA10755) under a Transportation Improvement Agreement with the Metro (approved by Ordinance No. 93-274); 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 I - ALVARADO**

56. Ordinance 2002-0542

ORDINANCE awarding construction contract to **CARRERA CONSTRUCTION, INC** and approving and authorizing professional services contract for engineering testing services with **PROFESSIONAL SERVICES INDUSTRIES, INC** for construction of Parks to Standard Program Schnur Park, GFS F-0498-01-3; providing funding for professional architectural services relating to construction of facilities financed by Community Development Block Grant - \$442,068.80 CDBG Fund - **DISTRICT D - EDWARDS**

57. Ordinance 2002-0543

ORDINANCE appropriating \$2,953,395.00 out of Street & Bridge Consolidated Construction Fund, and \$772,753.00 from the Water & Sewer System Consolidated Construction Fund, awarding contract to **CONRAD CONSTRUCTION COMPANY, INC** for Neighborhood Street Reconstruction Project No. 435, GFS N-0367-01-3 (N-0367-01); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - TATRO**

58. Ordinance 2002-0544

ORDINANCE appropriating \$4,574,308.00 out of Street & Bridge Consolidated Construction Fund, and \$632,320.00 from the Water & Sewer System Consolidated Construction Fund, awarding contract to **PEDKO PAVING, INC** for Neighborhood Street Reconstruction Project No. 441, GFS N-0374-01-3 (SB9042); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and H - VASQUEZ**

RESOLUTIONS AND ORDINANCES - continued

59. Ordinance 2002-0545

ORDINANCE appropriating \$3,183,798.00 out of Street & Bridge Consolidated Construction Fund, and \$677,481.00 from the Water & Sewer System Consolidated Construction Fund, awarding contract to **SER CONSTRUCTION PARTNERS, LTD** for Pinemont Paving from Hollister to Hempstead, GFS N-0491-02-3 (SB9053); providing funding for engineering testing, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and the Water & Sewer System Consolidated Construction Fund **DISTRICT A - TATRO**

60. Ordinance 2002-0563

ORDINANCE appropriating \$717,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **ENVIRONMENTAL ENGINEERS AND CONSTRUCTORS II, LTD** for Walden Place, Longwoods & Heather Ridge Lift Stations, GFS R-0267-61-3 (4765-10); providing funding for engineering testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - GALLOWAY and G - KELLER**

61. Ordinance 2002-0546

ORDINANCE appropriating \$31,372.00 out of Water & Sewer System Consolidated Construction fund and approving and authorizing reimbursement agreement with **HOUSTON PIPELINE COMPANY** for the Relocation of a Cathodic Test Station in connection with the High Star Lift Station Project. CIP R-0267-A8-3 (4728-8) - **DISTRICT F - ELLIS**

62. Ordinance 2002-0547

ORDINANCE appropriating \$788,500.00 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 **GEOSCIENCE ENGINEERING & TESTING, INC** for High Star Lift Station Replacement, GFS R-0267-A8-3 (WW4728-8); providing funding for construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - ELLIS**

63. Ordinance 2002-0564

ORDINANCE appropriating \$2,332,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CONSTRUCTION, LTD** for Improvements at Various Wastewater Facilities - 69th Street Wastewater Treatment Plant, GFS R-0268-41-3 (WW4807-1); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO**

64. Ordinance 2002-0565

ORDINANCE appropriating \$2,331,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **E. P. BRADY, INC** for East Lake Houston Unserved Areas Package II, GFS R-0801-08-3 (WW4744-02); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - WISEMAN**

65. Ordinance 2002-0548

ORDINANCE appropriating \$2,842,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS STERLING CONSTRUCTION, L. P.** for Neighborhood Sewer System Improvements in Junction City and Pinewood Village, GFS R-2011-18-3 (WW4809-01); providing funding for engineering testing, construction management,

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and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - GALLOWAY and H - VASQUEZ**

RESOLUTIONS AND ORDINANCES - continued

66. Ordinance 2002-0549

ORDINANCE appropriating \$1,666,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS-STERLING CONSTRUCTION, L. P.** for Neighborhood Sanitary Sewer Systems Improvements; Tilfer/Fairway, Cullen Boulevard, Woodhead and Yellowstone Boulevard Relief Projects, GFS R-2011-19-3 (WW4808); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and I - ALVARADO**

67. Ordinance 2002-0550

ORDINANCE appropriating \$2,304,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **KINSEL INDUSTRIES, INC** for Neighborhood Sewer Rehabilitation in Sims Bayou Service Area, Package II, GFS R-2011-26-3 (WW4764-2); providing funding for engineering testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and I - ALVARADO**

68. Ordinance 2002-0551

ORDINANCE appropriating \$2,265,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PM CONSTRUCTION & REHAB, L. P.** for Rehabilitation of Sanitary Sewers in the FWSD No. 23 Service Area, GFS R-2011-29-3 (WW4761-2); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

69. Ordinance 2002-0552

ORDINANCE appropriating \$4,454,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PM CONSTRUCTION & REHAB, L.P.** for Neighborhood Sanitary Sewer Rehabilitation in Southwest Service Area (South Post Oak Trunk Area Sewer Rehabilitation), GFS R-2011-30-3 (WW4762); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - GOLDBERG**

70. Ordinance 2002-0566

ORDINANCE appropriating \$5,658,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CROUCH/KST ENTERPRISES, LTD** for Switchgear Replacement at the East Water Purification Plant, GFS S-0056-35-3 (WA10594-5); providing funding for construction management and inspection services, funding for engineering testing and Civic Art Program, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

71. Ordinance 2002-0567

ORDINANCE appropriating \$3,477,931.00 out of Street & Bridge Consolidated Construction Fund, and \$2,118,866.00 from the Water & Sewer System Consolidated Construction Fund, awarding contract to **CONTRACTOR TECHNOLOGY, INC** for San Felipe Widening from Buffalo Bayou to Briargrove, GFS N-0565-02-3 (N-0565); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund, and the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - KELLER**

RESOLUTIONS AND ORDINANCES - continued

72. Ordinance 2002-0568

ORDINANCE appropriating \$667,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORPORATION** and approving and authorizing professional services contract for engineering testing services with **HERCULES ENGINEERING & TESTING SERVICES, INC** for Northwest Wastewater Treatment Plant Odor Control Improvements, GFS R-0265-21-3; providing funding for Construction Management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - TATRO and B - GALLOWAY**

73. Ordinance 2002-0553

ORDINANCE appropriating \$1,463,353.88 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **TROY CONSTRUCTION, L.L.P.** for Sanitary Sewer Rehabilitation by Point Repair Method GFS R-0266-P1-3 (WW4235-15); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

74. Ordinance 2002-0554

ORDINANCE appropriating \$2,496,716.40 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipebursting Methods GFS R-0266-P6-3 (WW4257-31); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

75. Ordinance 2002-0555

ORDINANCE appropriating \$890,597.89 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Inspection and Rehabilitation by Point Repair Method GFS R-0266-R4-3 (WW4277-10); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

76. Ordinance 2002-0569

ORDINANCE appropriating \$3,230,048.44 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipebursting Methods, GFS R-0266-R9-3 (WW4257-32); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT D - EDWARDS**

77. Council Member Goldberg tagged

ORDINANCE appropriating \$3,132,769.57 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipebursting Methods, GFS R-0266-S2-3 (WW4257-34); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

RESOLUTIONS AND ORDINANCES - continued

78. Ordinance 2002-0556

ORDINANCE appropriating \$4,369,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORPORATION** for Biosolid Improvements at Beltway, Chocolate Bayou, Greenridge, Intercontinental Airport and Northgate WWTPS, GFS R-0265-23-3 (4289-6); providing funding for engineering testing services, Civic Art and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - GALLOWAY; D - EDWARDS and F - ELLIS**

79. Ordinance 2002-0570

ORDINANCE appropriating \$4,191,147.00 out of Street & Bridge Consolidated Construction Fund for Rehabilitation of Concrete Pavement related to In-House and contract Capital Improvement Projects, CIP N-0655-01-3; declaring the Department of Public Works and Engineering's intent to reimburse the General Fund for expenditures related to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

80. Council Member Tatro tagged

ORDINANCE appropriating \$725,000.00 out of Street & Bridge Consolidated Construction Fund 437, \$675,000.00 N-0663-RE-1 and \$50,000.00 N-0663-25-1; approving and authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnations of such real property and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court costs and Expert Witness Fees for and in connection with the Capital Improvement Projects identified in the body of this ordinance and for Fund N-0663-25-1 for the payment of appraisal fees for various Street Projects - **DISTRICTS A - TATRO and G - KELLER**

81. Ordinance 2002-0557

ORDINANCE appropriating \$200,000.00 out of Water & Sewer System Consolidated Construction Fund 755, \$105,000.00 R-0019-RE-1 and \$95,000.00 S-0019-RE-1 and approving and authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnations of such real property and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court costs and Expert Witness Fees for and in connection with Capital Improvement Projects identified in the body of this ordinance; renaming Fund Account S-0517-RE-1 as S-0019-RE-1

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 82 through 84

PROPERTY

82. Motion 2002-0769

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Jesse Herrera, Reliant Energy HL&P, a division of Reliant Energy Incorporated (David McClanahan, president), for the sale to Reliant Energy HL&P of a 10-foot wide easement across a portion of the City's 1.0148-acre, fee-owned tract, located at 201 McKee Street, South Side Buffalo Bayou, John Austin Two League Grant, Abstract 1, and a right of entry for Reliant Energy HL&P, Parcel SY2-034 – **(George Wyche and Charles Rencher, appointed) - APPRAISERS DISTRICT D - EDWARDS**

NON CONSENT AGENDA - continued

PROPERTY - continued

83. Motion 2002-0770 – Postpone one (1) week

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from John J. Rodriguez of Esor Consulting Engineers, Inc., on behalf of Crisofi Limited, Inc (Cristo Papasakelariou, president) and Alkitsa Investments Limited, Inc (Cristo Papasakelariou, president) for abandonment and sale of two 5-foot wide easements and two 5-foot wide aerial easements, out of Lots 7-10 and the west 10 feet of Lot 11, and a 10-foot wide utility easement along the west property line of Lot 11 in exchange for the conveyance to the City of a 10-foot wide utility easement along the west property line of Lot 7, all located in Westheimer Estates, Harvey Sanderson Survey, Parcels SY2-061A, SY2-061B, SY2-061C, SY2-064A, SY2-064B and VY2-022 - **APPRAISERS - DISTRICT C - GOLDBERG**

84. Motion 2002-0771

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Karen W. Rogers of M2L Associates, Inc., on behalf of Kempsspring Investments, LTD. [Jester Houston GP, L.L.C. (Frank M. K. Liu, sole member), general partner] for abandonment and sale of the Y-intersection portions of Emnora Lane at Hollister Road, out of Tracts 2 and 3, in exchange for the conveyance to the City of land for a 60-foot wide right of way out of Tract 4 to form a T-intersection connecting Emnora Lane to Hollister Road, all located in the A. T. Miles Survey, A-556, Parcels SY2-065A, SY2-065B and AY2-169 – **(Appraisers Patrick O'Connor and William Kvinta appointed) - DISTRICT A - TATRO**

MATTERS HELD - NUMBERS 85 through 89E

85. Motion 2002-0772 – Postpone four (4) weeks

ORDINANCE amending **CHAPTERS 8 and 28 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the location and operation of Automobile Storage Lots, Automobile Wrecking and Salvage Yards and Lots used for open storage by Junk Dealers, Scrap Metal Processors and Second Hand Dealers near Churches, Schools or Residences; containing other provisions relating to the foregoing subject; providing for severability
POSTPONED BY MOTION #2002-606, 5/29/02

This was Item 16 on Agenda of May 29, 2002

86. Motion 2002-0773 – Refer back to the administration

ORDINANCE approving and authorizing the City of Houston to submit an application for the Shelter Plus Care Program in the amount of \$765,720.00 to the **UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT** under the authority of Title IV, Subtitle F, of the Stewart B. McKinney Homeless Assistance Act; to accept the aforementioned grant funds, if awarded - **TAGGED BY COUNCIL MEMBER VASQUEZ**

This was Item 29 on Agenda of June 12, 2002

87. Ordinance 2002-0571

ORDINANCE approving and authorizing contract between the City and **M2L ASSOCIATES, INC** for Design services related to Streetscape Improvements to connect the Third Ward Community to the Main Street Corridor - **DISTRICTS D - EDWARDS and I - ALVARADO**
TAGGED BY COUNCIL MEMBERS EDWARDS and ALVARADO

This was Item 30 on Agenda of June 12, 2002

MATTERS HELD - continued

88. Ordinance 2002-0572

ORDINANCE appropriating \$638,400.00 out of Airports Improvement Fund and approving and authorizing amendment No. 2 to contract between the City of Houston and **PIERCE, GOODWIN, ALEXANDER AND LINVILLE, INC** for Professional Architectural/Engineering Services in connection with the Consolidated Car Rental Facility at George Bush Intercontinental Airport/Houston, Project No. 444, CIP A-0026.15 - **DISTRICT B – GALLOWAY**
TAGGED BY COUNCIL MEMBER GOLDBERG
This was Item 37 on Agenda of June 12, 2002

89. Ordinance 2002-0525

ORDINANCE amending Article IV of Chapter 39, Code of Ordinances, Houston, Texas, relating to fees for Extra Capacity Collection of Solid Waste, containing findings and other provisions related to the subject; containing a repealer; containing a savings clause; providing an effective date; providing for severability
TAGGED BY COUNCIL MEMBERS KELLER, ELLIS, WISEMAN and SEKULA-RODRIGUEZ
This was Item 51B on Agenda of June 12, 2002

a. Ordinance 2002-0526

ORDINANCE amending Chapter 39 of the Code of Ordinances, Houston, Texas relating to the Franchising of Commercial Solid Waste Operators to provide service within the City and Assessing Fee therefore; declaring certain conduct to be unlawful and providing a penalty therefore; containing findings and other provisions relating to the foregoing subject; providing for severability
TAGGED BY COUNCIL MEMBERS ROBINSON, VASQUEZ, TATRO and SEKULA-RODRIGUEZ
This was Item 51C on Agenda of June 12, 2002

b. Ordinance 2002-0527

ORDINANCE amending Chapter 11 of the Code of Ordinances, Houston, Texas, relating to Fire Alarm Systems; containing findings and other provisions relating to the foregoing subject; providing for Civil Fees and Criminal Penalties; providing an effective date; providing for severability - **TAGGED BY COUNCIL MEMBERS GALLOWAY, TATRO, VASQUEZ and ELLIS**
This was Item 51D on Agenda of June 12, 2002

c. Consideration of amendments to Agenda Item 89E below, that have been pre-filed by Council Members Wiseman, Sekula-Rodriguez, Keller, Edwards, Goldberg, Parker, Alvarado, Quan, Vasquez and Robinson and are outlined in the memoranda attached to this agenda as Exhibits 1 through 10. - **TAGGED BY COUNCIL MEMBER ROBINSON**
This was Item 51 on Agenda of June 12, 2002

d. Consideration of amendments to Agenda Item 89E below, that have been filed by Council Members Robinson, Vasquez, Keller, Berry, Tatro and Ellis and are outlined in the memoranda attached to this agenda as Exhibits 3 and 9 through 13
TAGGED BY COUNCIL MEMBER ROBINSON

MATTERS HELD - continued

e. Ordinance 2002-0528

ORDINANCE related to the Fiscal Affairs of the City; approving the Annual Budgets of the City of Houston, Texas, for Fiscal Year 2003 for the General, Enterprise, Special Revenue, Internal Service, Revolving, Debt Service and Tax Increment Reinvestment Zone Funds; providing for future adjustment to the beginning fund balances; amending the Code of Ordinances and the Fire Code relative to various fees; amending the Code of Ordinances relative to the creation and reorganization of certain departments; making various amendments to the proposed budgets; re-designating a cash reserve in the fund balance; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability

TAGGED BY COUNCIL MEMBERS ROBINSON and TATRO

This was Item 51A on Agenda of June 12, 2002

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Tatro 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

6/18/02 – All Present

6/19/02 – All Present