

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 26, 2002 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2002-0338 to 2002-0380
ORDINANCES – 2002-0195 to 2002-0234
RESOLUTION – 2002-0013

2002-0337-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Wiseman

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 2002-0338 – Suspend rules to hear from Mr. Robert Norris, Sign Administrator

Motion 2002-0339 – Suspend rules to recall Ms. Julie Jackson

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 27, 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 67

MISCELLANEOUS - NUMBERS 1 through 11A

1. Motion 2002-0340

CONFIRMATION of the reappointment of the following to the **ANIMAL SHELTER ADVISORY PANEL OF THE ANIMAL ADVISORY COMMITTEE** with two year terms to expire December 31, 2003:

Position 1 - **MR. HAROLD MICHAEL MARK, D.V.M.**

Position 2 - **MR. RAYMOND L. HARRIS**

Position 3 - **MS. KAPPY MUENZER**

Position 4 - **MR. SEAN MICHAEL HAWKINS**

MISCELLANEOUS - continued

2. Motion 2002-0341

CONFIRMATION of the reappointment of the following to the **CIVIC ART COMMITTEE** with terms to expire January 1, 2004:

Position 6 - **MS. LANA SMITH**

Position 7 - **MR. CHRIS HAGENEY**

3. Motion 2002-0342

CONFIRMATION of the reappointment of **MR. JEFF STEEN** to Position Seven of the **ETHICS COMMITTEE** with a term to expire December 31, 2003

4. Motion 2002-0343

REQUEST from Mayor for confirmation of the reappointment of **MR. STEPHEN J. THORWEGEN, JR.** to Position Four of the **ELECTRICAL BOARD**, for a term expiring January 2, 2004

5. Motion 2002-0344

REQUEST from Mayor for confirmation of the nomination by the Harris County Medical Society of **DR. MARY W. GEDA** for reappointment to Position Three of the **ETHICS COMMITTEE**, for a term to expire December 31, 2003

6. Motion 2002-0345

REQUEST from Mayor for confirmation of the appointment of **MRS. BARBARA R. SUDHOFF** to the position of Director of the Municipal Courts Administration Department (Chief Clerk of Municipal Courts)

7. Motion 2002-0366

REQUEST from Mayor for confirmation of the appointment and reappointment of the following to the **PLANNING COMMISSION**:

Position Two - **MR. RICHARD RICE**, reappointment, for a term ending 9/30/2003

Position Three - **MR. JAMES JARD**, reappointment, for a term to expire 9/30/2003

Position Seven - **MR. DAVID COLLINS**, reappointment, for a term to expire 9/30/2003

Position Eight - **MR. JOHN CHIANG**, reappointment, for a term to expire 9/30/2003

Position Eleven - **MS. LEESHAN BIRNEY**, appointment, to complete an unexpired term ending 9/30/2002

Position Fourteen - **MR. SAMIR J. FOTEH**, reappointment, for a term to expire 9/30/2003

Position Nineteen - **MR. JON STRANGE**, reappointment, for a term to expire 9/30/2003

8. Motion 2002-0367

REQUEST from Mayor for confirmation of the appointment and reappointment of the following to the **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS also known as (LAKE HOUSTON) BOARD OF DIRECTORS**:

Position One - **MR. JAMES D. SHANKS**, reappointment, for a term expiring 12/31/2003

Position Three - **MR. JOSEPH L. STUNJA**, reappointment, for a term expiring 12/31/2003, and as Chair, for a term to expire 12/31/2002

Position Four - **MR. RONALD HOLLEY**, appointment, to complete an unexpired term ending 12/31/2002

Position Five - **MR. MICHAEL FRAZIER**, reappointment, for a term expiring 12/31/2003

MISCELLANEOUS - continued

9. Motion 2002-0346

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **ST. GEORGE PLACE REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS:**

- Position One - **MR. WILLIAM GERMAN, III**, reappointment, for a term ending December 31, 2002
- Position Two - **MS. B. J. WALKER**, reappointment, for a term ending December 31, 2002
- Position Three - **MR. DON CLARK**, reappointment, representing Harris County, for an unexpired term ending December 31, 2002 and as Chair, for a term ending December 31, 2002
- Position Four - **MR. TIM MYERS**, reappointment, for an unexpired term ending December 31, 2002
- Position Five - **MS. ARIELLE LAWSON**, appointment, to complete an unexpired term ending December 31, 2002
- Position Seven - **MR. WILLIAM G. HUTZ**, appointment, representing HISD, for an unexpired term ending December 31, 2003

10. Motion 2002-0347

RECOMMENDATION from Director Department of Aviation for approval of membership fees in Industry Organizations (Airport Council International & American Association of Airport Executives) for the period January 1, 2002 through December 31, 2002 \$163,639.00 - Enterprise Fund

11. Ordinance 2002-0195

ORDINANCE appropriating \$95,710.72 out of Parks Consolidated Construction Fund as an additional appropriation for Edgewood Park Community Center Improvements, under construction contract with **RESICOM, INC**, (approved by Ordinance No. 01-0805) GFS F-0363-44-3 **DISTRICT E - WISEMAN**

a. Motion 2002-0348

RECOMMENDATION from Director Building Services Department for approval of Change Order No. 2 in the amount of \$103,753.00 on contract with **RESICOM, INC** for Parks to Standard Program - Phase II Edgewood Park Community Center Improvements, GFS F-0363-44-3 **DISTRICT E - WISEMAN**

DAMAGES - NUMBER 12

12. Motion 2002-0349

RECOMMENDATION from City Attorney for settlement of lawsuit styled **MICHAEL BLACKBURN, Individually and a/n/f of Savannah Blackburn, a Minor Child** vs. City of Houston and Officer Jerry R. Mixon; in the 269th Judicial District Court of Harris County; Cause No. 2000-63937 - \$67,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBERS 13 through 15

13. Motion 2002-0350

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$294,464.64 and acceptance of work on contract with **R. J. CONSTRUCTION COMPANY, INC** for Aldine Bender Lift Station Rehabilitation, GFS R-0267-43-3 (4275-32) - 00.50% over the original contract amount - **DISTRICT B - GALLOWAY**

ACCEPT WORK – continued

14. Motion 2002-0351

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,641,324.43 and acceptance of work on contract with **CAJUN CONTRACTORS, INC** for 69th Street Wastewater Treatment Plant Improvements - Oxygen Plant, Dryer Damper and MMS, GFS R-0509-03-3 (4242-3) - 02.68% under the original contract amount - **DISTRICT I - ALVARADO**

15. Council Member Edwards tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,958,688.11 and acceptance of work contract with **NATIONAL AMERICAN INSURANCE COMPANY, INC, surety for Southwestern Underground Supply and Environmental Services** for Sanitary Sewer Rehabilitation in Sims Bayou Service Area, R-1033-17-3 (4260-17) - 07.58% under the original contract amount - **DISTRICTS D - EDWARDS and I - ALVARADO**

PROPERTY - NUMBERS 16 through 20

16. Motion 2002-0352

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel A97-355, located at 7635 Ley Road, owned by Shirley Ann Rolls (as to a ½ interest); Anthony Rolls, Jr., Charles Alfred Rolls, Thomas Lewis Rolls, Rose Marie Sharp, Dorothy Hailey, and Mary Alice Porter (as to the remainder interest), for the **LEY ROAD PAVING PROJECT from Homestead Road to North Wayside Drive**, CIP N-0587B-00-1 - **DISTRICT B - GALLOWAY**

17. Motion 2002-0353

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel A99-140, located 180 feet south of Granville Street, owned by Willie James Hunter and wife, Martha Lee Hunter, for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT from Pinemont to West Little York**, CIP N-0546 - **DISTRICT B - GALLOWAY**

18. Motion 2002-0354

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel AY1-045, located at 10840 Church Lane, owned by George B. Keiller, for the **BRITTMOORE ROAD DETENTION POND PROJECT**, CIP N-0596-01-2 - **DISTRICT A - TATRO**

19. Motion 2002-0355

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel A97-352, located at 7620 Ley Road, owned by Truong X. Hoang and Thang X. Cao, for the **LEY ROAD PAVING PROJECT from Homestead Road to North Wayside Drive**, CIP N-0587B-00-1 - \$170,416.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY**

20. Motion 2002-0356

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel CY1-010, located at 8201 Kellett Street, owned by Frank G. Saragosa and wife, Mamie Saragosa, for the **FWSD #23 WWTP BUFFER ZONE PROJECT**, CIP R-0018-E2-1 \$101,592.00 - Enterprise Fund - **DISTRICT B - GALLOWAY**

PURCHASING AND TABULATION OF BIDS - NUMBERS 21 through 28

21. Motion 2002-0357

DAKTRONICS DBA SCOREBOARD SALES & SERVICE to Furnish, Deliver and Install Scoreboards with Control Consoles for Parks & Recreation Department - \$32,450.00 - Equipment Acquisition Consolidated Fund

22. Motion 2002-0358

AUSTRALIAN OUTBACK PLANTATION, LLC for Feed, Eucalyptus Browse for Koalas Contract for Parks & Recreation Department - \$78,750.00 - General Fund

23. Motion 2002-0359

VARIAN, INC for Two Mass Spectrometry Systems from the State of Texas General Services Commission's Contract through the State of Texas Cooperative Purchasing Program for Department of Public Works & Engineering - \$245,887.00 - Enterprise Fund

24. Motion 2002-0360

HOUSTON-GALVESTON AREA COUNCIL (H-GAC) for Four Street Sweepers and One Medium-Duty Truck for Various Departments - \$475,703.87 - Enterprise and Equipment Acquisition Consolidated Funds

25. Council Members Goldberg, Parker and Alvarado tagged

PROMAXIMA MFG., LTD for Equipment, Fitness for Various Departments - \$252,967.00 Equipment Acquisition and Police Special Services Funds

26. Motion 2002-0361

INDUSTRIAL AIR TOOL for Tools, Hand, Electric and Pneumatic Contract Part II for Various Departments - \$224,320.06 - General and Enterprise Funds

27. Motion 2002-0362

HI-WAY EQUIPMENT COMPANY, INC - \$25,000.00, **INDUSTRIAL DISPOSAL SUPPLY COMPANY** - \$25,000.00, **KINLOCH EQUIPMENT & SUPPLY, INC** - \$350,000.00 and **UNDERGROUND, INC** - \$25,000.00 for Equipment, Sweeper Miscellaneous Replacement Parts for Various Departments - \$425,000.00 - General and Fleet Management Funds

28. Motion 2002-0363

AMEND MOTION #99-709, 4/28/99, TO EXTEND expiration date for three months from April 29, 2002 to July 20, 2002, for Cleaner, Shop, Floor, Truck and Parts for Various Departments, awarded to **KEMCO-HUNTER CHEMICAL CO., INC (Bid No. 1)**, **ACME CLEANING EQUIPMENT, INC** and **ACTION CLEANING EQUIPMENT CO., INC**

RESOLUTIONS AND ORDINANCES - NUMBERS 29 through 67

29. Council Members Alvarado, Vasquez, Edwards, Wiseman and Keller tagged

RESOLUTION approving the issuance and sale by Houston Housing Finance Corporation of Single Family Mortgage Revenue Bonds, Series 2002A and Single Family Mortgage Revenue Bonds, Series 2002B and approving the Preliminary Official Statement with respect to such bonds

30. Council Members Ellis, Vasquez, Alvarado and Wiseman tagged

ORDINANCE designating a portion of the Central Business District of the City a Scenic District under the Houston Sign Code; amending the Houston Sign Code and containing findings and other provisions relating to the foregoing subject; providing for severability

RESOLUTIONS AND ORDINANCES - continued

Motion 2002-0368 – Suspend rules to hear Mr. Jordy Tollett on Item 31

Motion 2002-0369 – Call the question on Item 31

31. Council Members Ellis, Vasquez, Alvarado and Wiseman tagged

ORDINANCE amending the Houston Sign Code (Chapter 46 of the City of Houston Building Code-General Provisions); containing findings and other provisions relating to the foregoing subject; providing for severability

32. Ordinance 2002-0196

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of the Old Fannin Street right of way containing 3,263 square feet of land, more or less, being located between Block 3, S.S.B.B. and the elevated Fannin Street ramp, Harris County, Texas; vacating and abandoning said tract of land to Tommy Gilbreath and Barbara Gilbreath, the abutting owner, in consideration of owners' release and relinquishment of an easement and right of way for ingress and egress purposes containing 3,686 square feet of land, more or less, and owners' payment of \$300.00 and other consideration to the City

DISTRICT I - ALVARADO

33. Ordinance 2002-0197

ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 15-foot-wide alley between Sandman Street and North Durham Drive, containing 2,250 square feet of land, more or less, Parcel S99-013, being located in Block 108, A. Brunner Addition, Harris County, Texas; vacation and abandoning said tract of land to Sage Durham LTD., the abutting owner, in consideration of owners' dedication of an easement for sanitary sewer purposes containing 3,750 square feet of land, more or less, Parcel DY1-017, and payment of \$6,750.00 and other consideration to the City - **DISTRICT H - VASQUEZ**

34. Ordinance 2002-0198

ORDINANCE approving and authorizing the sale to the Harris County Flood Control District of a drainage easement containing 0.0783 acre of land, more or less, Parcel SY2-012, being out of Block 8, revised Southmont Annex Number Four, Houston, Harris County, Texas, in consideration of the District's Payment of \$2,106.00 and other consideration to the City

DISTRICT D - EDWARDS

35. Ordinance 2002-0199

ORDINANCE consenting to the addition of 137.4752 acres of land to **BILMA PUBLIC UTILITY DISTRICT**, for inclusion in its district

36. Ordinance 2002-0200

ORDINANCE consenting to the addition of 20.398 acres of land to **BRIDGESTONE MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

37. Ordinance 2002-0201

ORDINANCE consenting to the addition of 22.0714 acres of land to **BRIDGESTONE MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

38. Ordinance 2002-0202

ORDINANCE consenting to the addition of 93.6818 acres of land to **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 61**, for inclusion in its district

39. Ordinance 2002-0203

AGENDA - MARCH 27, 2002 - PAGE 7

ORDINANCE consenting to the addition of 32.1254 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 102**, for inclusion in its district

RESOLUTIONS AND ORDINANCES - continued

40. Ordinance 2002-0204

ORDINANCE consenting to the addition of 30.539 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 106**, for inclusion in its district

41. Ordinance 2002-0205

ORDINANCE consenting to the addition of 107.4001 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 119**, for inclusion in its district

42. Ordinance 2002-0206

ORDINANCE consenting to the addition of 130.689 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5**, for inclusion in its district

43. Ordinance 2002-0207

ORDINANCE consenting to the addition of 8.127 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11**, for inclusion in its district

44. Ordinance 2002-0208

ORDINANCE consenting to the addition of 4.1817 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21**, for inclusion in its district

45. Ordinance 2002-0209

ORDINANCE establishing the north side of the 300 through 900 blocks and the south side of the 800 block of Bomar Street within the City of Houston as a Special Building Line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - EDWARDS**

46. Council Members Wisemand and Tatro tagged

ORDINANCE approving the issuance, sale, and delivery of the Houston Area Water Corporation City of Houston Contract Revenue Bonds, Series 2002 (Northeast Water Purification Plant Project); approving the form, terms, and substance of a Resolution of the Corporation relating to its contract Revenue Bonds, Series 2002 (Northeast Water Purification Plant Project); approving the use of City information in a Preliminary Official Statement and Final Official Statement; approving an amended and restated treated water supply contract; approving an amendment to the Untreated Water Supply Contract; approving an amendment to the Lease Agreement; making certain findings and containing other provisions relating to the subject - **DISTRICT E - WISEMAN**

47. Council Member Alvarado tagged

ORDINANCE approving and authorizing the submission of an application for grant assistance to the Texas Attorney General's Office for funding for **HISPANIC VICTIMS OUTREACH PROJECT**; declaring the City's eligibility for such grants; authorizing the Mayor to act as the City's representative in the application process; authorizing the Director of the Mayor's Office of Public Safety and Drug Policy for the City of Houston to accept such grant funds and to apply for and accept all subsequent awards, if any, pertaining to the program - \$106,971.00 - Grant Fund

48. Ordinance 2002-0210

ORDINANCE approving and authorizing the submission of an application for Grant Assistance to the Criminal Justice Division, Office of the Governor for implementation of a crime victim assistance program by the **POLICE STOREFRONT CRISIS TEAM**; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's Representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program \$49,648.00 - General and Grant Funds

RESOLUTIONS AND ORDINANCES - continued

49. Ordinance 2002-0217

ORDINANCE approving and authorizing an interlocal agreement between the City and the **HARRIS COUNTY COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT** for Probation Labor Services; providing a maximum contract amount - \$197,932.00 - General Fund

50. Ordinance 2002-0218

ORDINANCE approving and authorizing contract between the City and the **AMERICAN FAMILY LIFE ASSURANCE COMPANY (AFLAC)** for Voluntary Supplemental Insurance for City Employees and Eligible Dependents

51. Ordinance 2002-0219

ORDINANCE approving and authorizing contract between the City of Houston, Texas and the **EAST DOWNTOWN MANAGEMENT DISTRICT** for a Street Lighting Agreement - **DISTRICT I - ALVARADO**

52. Ordinance 2002-0220

ORDINANCE approving and authorizing Landscape Cost Share Agreements between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** and between the City of Houston and **TREES FOR HOUSTON - DISTRICTS A - TATRO and D - EDWARDS**

53. Council Member Tatro tagged

ORDINANCE awarding contract to **INFOSOL, INC** for Software Maintenance and Support Services on the Pretreatment Database System for the Public Works and Engineering Department; providing a maximum contract amount - 5 Years - \$243,075.00 - Enterprise Fund

54. Ordinance 2002-0211

ORDINANCE approving and authorizing contract between the City and **PROFESSIONAL AUDIO/VIDEO SERVICE, INC** for Test, Evaluation and Repair of Audio/Visual Television Equipment - \$100,000.00 - Disaster Recovery Fund

55. Ordinance 2002-0221

ORDINANCE approving and authorizing First Amendment to contract (approved by Ordinance No. 94-302) between the City and **AT&T COMMUNICATION, INC** for a Public Pay Telephone Concession

56. Ordinance 2002-0212

ORDINANCE approving a transfer of funds in the amount of \$14,224.00 from previously appropriated and allocated funds in the compromise and settlement agreement with **JDH PARKWAY, LTD.**, (Ordinance 99-43) to the contract between the City and **ENSR CORPORATION** (Ordinance 98-1240) for Environmental Remediation of the 1801 Allen Parkway Site - **DISTRICT I - ALVARADO**

57. Ordinance 2002-0222

ORDINANCE amending Ordinance No. 01-0161, to add \$15,000.00 to the limitation on additional funding for a total of \$55,000.00 in connection with a legal services agreement between the City of Houston and **ANDREWS & KURTH, MAYOR, DAY CALDWELL & KEETON, L.L.P. (F.K.A. MAYOR, DAY, CALDWELL & KEETON, L.L.P.)** for Legal Services relating to the City's appeal in the lawsuit styled City of Houston v. Precast Structures, Inc., presently on appeal to the Fourteenth Court of Appeals District of Texas and having Appeal Number 14-99-00739-CV

RESOLUTIONS AND ORDINANCES - continued

58. Council Members Goldberg and Sekula-Rodriguez tagged

ORDINANCE amending Ordinance No. 97-1490, to add \$115,000.00 to the limitation on additional funding for a total of \$306,200.00 in connection with a legal services agreement between the City of Houston and the law firm of **OLSON & OLSON, L.L.P.** for Legal Services relating to the Defense of the City in the eminent domain lawsuit styled State of Texas v. City of Houston, et al., presently on appeal to the Texarkana Court of Appeals and involving Title to a portion of MacGregor Park

59. Council Member Ellis tagged

ORDINANCE approving and authorizing contract between the City of Houston and **LOCKE, LIDDELL & SAPP, L.L.P.** for providing legal services to and represent the City in matters relating to the petitions review (collectively the "petitions") which include the following: **BCCA APPEAL GROUP v. U.S. ENVIRONMENTAL PROTECTION AGENCY**, et al., Case No. 02-60017, **NATURAL RESOURCES DEFENSE COUNCIL v. Gregg Cooke, et al.**, Case No. 02-60019, **ENVIRONMENTAL DEFENSE, INC et al. v. U.S. ENVIRONMENTAL PROTECTION AGENCY**, et al., Case No. 02-60021, **JANE W. ELISOSEFF, et al. v. U.S. ENVIRONMENTAL PROTECTION AGENCY** Case No. 02-60022, **SIERRA CLUB v. U.S. ENVIRONMENTAL PROTECTION AGENCY**, No. 02-60023, and **BRAZORIA COUNTY, TEXAS and FORT BEND COUNTY, TEXAS v. U.S. ENVIRONMENTAL PROTECTION AGENCY**, No. 02-60024, all in the United States Court of Appeals for the Fifth Circuit - \$100,000.00 - Property and Casualty Fund

60. Council Member Goldberg tagged

ORDINANCE appropriating \$578,600.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **VAN DE WIELE ENGINEERING, NC** for Design of Buffalo Speedway Paving from Holmes Road to West Belfort, CIP N-0622-01-2 (SB9085); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund **DISTRICT C - GOLDBERG**

61. Ordinance 2002-0213

ORDINANCE appropriating \$365,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **LIN ENGINEERING, INC** for Design of Water Line Replacement in Richmond Plaza Subdivision, CIP S-0035-92-2 (WA10731); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT C - GOLDBERG**

62. Ordinance 2002-0223

ORDINANCE appropriating \$330,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **RATNALA & BAHL, INC** for the design of the Safe Sidewalk Program, CIP N0610A-06-2; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund

63. Council Member Tatro tagged

ORDINANCE appropriating \$255,020.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **SANDER ENGINEERING CORPORATION** for the design of AWTY School Lane Paving from Harris County Flood Control District (HCFCD) Ditch No. W137-00-00 to North Post Oak Road, CIP N-0755-01-2 (SB9095); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT A - TATRO**

RESOLUTIONS AND ORDINANCES - continued

64. Ordinance 2002-0214

ORDINANCE appropriating \$454,500.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **AIA ENGINEERS, LTD** for Design of Water Line Replacement in Ridgcrest Subdivision, CIP S-0035-96-2 (WA10737); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT A - TATRO**

65. Ordinance 2002-0215

ORDINANCE appropriating \$1,631,302.91 out of Water & Sewer System Consolidated Construction Fund awarding construction contract to **TROY CONSTRUCTION, L.L.P.** and approving and authorizing professional services contract for engineering testing services with **QC LABORATORIES, INC** for Sanitary Sewer Rehabilitation by Point Repair Method, GFS R-0266-P5-3 (WW 4235-17); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

66. Ordinance 2002-0216

ORDINANCE appropriating \$1,458,000.00 out of Street & Bridge Consolidated Construction Fund awarding contract to **LONE STAR ROAD CONSTRUCTION, INC** and approving and authorizing professional services contract for engineering testing services with **AVILES ENGINEERING CORPORATION** and approving and authorizing professional services contract for construction management and inspection services with **BINKLEY & BARFIELD, INC** for construction of Bingle Road Abridge over Cole Creek, GFS N-0445N-21-3 (N-0445N-21); providing funding and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT A - TATRO**

67. Ordinance 2002-0224

ORDINANCE appropriating \$10,684,500.00 out of Water & Sewer System Consolidated Construction Fund awarding contract to **TEXAS STERLING CONSTRUCTION, LP** and approving and authorizing professional services contract for engineering testing services with **GEOTEST ENGINEERING, INC** for 84-inch water main along West 24th Street from Durham Drive to Airline Drive, GFS S-0900-65-3 (WA10638); providing funding for construction management and contingencies relating to construction of facilities financed by the Water and Sewer System Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBERS 68 and 69

MISCELLANEOUS

68. Motion 2002-0375 – Close nominations

RECEIVE nominations for Positions 6, 8 and 9 to the **BOARD OF REINVESTMENT ZONE NUMBER ONE, CITY OF HOUSTON, TEXAS (ST. GEORGE PLACE)** with terms to expire December 31, 2003

Council Member Goldberg nominated Mr. Stuart Kensinger for Position 6

Council Member Goldberg nominated Mr. Andrew Choy for Position 8

Council Member Goldberg nominated Mr. Steve Rochelle for Position 9

MISCELLANEOUS - continued

69. Motion 2002-0376 – Close nominations

RECEIVE nominations for the Chair to the **BOARD OF REINVESTMENT ZONE NUMBER ONE, CITY OF HOUSTON, TEXAS (ST. GEORGE PLACE)** for a term to expire December 31, 2002

Council Member Goldberg nominated Mr. Don Clark

MATTERS HELD - NUMBERS 70 through 86

70. Motion 2002-0377

MOTION by Council Member Quan/Seconded by Council Member Sekula-Rodriguez to adopt recommendation from Parks & Recreation Department for supplemental allocation increasing the spending authority by \$145,000.00 from \$1,419,748.23 to \$1,564,748.23 to the **UNISYS CORPORATION** for Hardware Maintenance - General Fund

TAGGED BY COUNCIL MEMBER ROBINSON

This was Item 7 on Agenda of March 20 2002

71. Motion 2002-0378

MOTION by Council Member Quan/Seconded by Council Member Tatro to adopt recommendation from City Attorney for settlement of lawsuit styled **SUSAN A. HARTNETT**, et al v. City of Houston, et al; in the United States District Court for the Southern District of Texas, Houston Division, Civil Action No. 00-1165 - \$130,000.00 - Property and Casualty Fund

TAGGED BY COUNCIL MEMBERS ALVARADO and BERRY

This was Item 9 on Agenda of March 20, 2002

72. Motion 2002-0379

MOTION by Council Member Quan/Seconded by Council Member Tatro to adopt recommendation from Finance & Administration Department to award to **ANSELL HEALTHCARE PRODUCTS, INC** - \$223,140.50, **HENRY SCHEIN, INC** - \$1,272,000.00 and **MEDTRONIC PHYSIO-CONTROL CORPORATION** - \$76,500.00 for Medical, Dental and Family Planning Supplies for Various Departments - General, Grant and Enterprise Funds

TAGGED BY COUNCIL MEMBER SEKULA-RODRIGUEZ

This was Item 33 on Agenda of March 20, 2002

73. Ordinance 2002-0225

ORDINANCE issuing permit to **TEXAS PETROCHEMICALS, L.P.**, for installing, maintaining, operating and repairing a ten-inch pipeline for the transportation of liquefied petroleum gases underneath Lawndale Avenue, within and being 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 E - WISEMAN**

TAGGED BY COUNCIL MEMBERS ROBINSON, WISEMAN and ALVARADO

This was Item 43 on Agenda of March 20, 2002

74. Ordinance 2002-0226

ORDINANCE creating the **R&L CARRIERS REINVESTMENT ZONE** for Tax Abatement purposes pursuant to Article IV of Chapter 44 of the Code of Ordinances, Houston, Texas **DISTRICT I - ALVARADO** - **TAGGED BY COUNCIL MEMBERS ELLIS, ALVARADO, SEKULA-RODRIGUEZ, TATRO and WISEMAN**

a. Ordinance 2002-0227

ORDINANCE approving and authorizing Tax Abatement Agreement between the City of Houston, Texas, **R.L.R. INVESTMENTS, LLC** and **R&L CARRIERS, INC** for certain property located within the **R&L CARRIERS REINVESTMENT ZONE - DISTRICT I - ALVARADO** **TAGGED BY COUNCIL MEMBERS ELLIS, ALVARADO, SEKULA-RODRIGUEZ, TATRO, WISEMAN and GOLDBERG**

AGENDA - MARCH 27, 2002 - PAGE 13

These were Items 54 and 54A on Agenda of March 20, 2002

MATTERS HELD – continued

Motion 2002-0370 – Suspend rules to consider Items 75 and 86 out of order

75. Council Member Vasquez tagged

ORDINANCE approving and authorizing contract between the City of Houston and **MAYER, BROWN, ROWE and MAW** for Legal Services in the matter of Vela v. The City of Houston \$75,000.00 - Property and Casualty Fund - **TAGGED BY COUNCIL MEMBERS WISEMAN, ROBINSON, TATRO, KELLER, SEKULA-RODRIGUEZ and ELLIS**

This was Item 56 on Agenda of March 20, 2002

76. Ordinance 2002-0228

ORDINANCE approving agreement for Legal Services with **FULBRIGHT & JAWORSKI, L.L.P.** to represent the City in an appeal of Medicare Part B overpayment determination - \$75,000.00 General Fund

TAGGED BY COUNCIL MEMBERS TATRO, SEKULA-RODRIGUEZ and ALVARADO

This was Item 57 on Agenda of March 20, 2002

77. Ordinance 2002-0229

ORDINANCE approving and authorizing agreement between the City of Houston and **MISSOURI CITY** for the adjustment of a Mutual Boundary - **DISTRICTS C - GOLDBERG and D - EDWARDS** - **TAGGED BY COUNCIL MEMBER GOLDBERG**

This was Item 59 on Agenda of March 20, 2002

78. Ordinance 2002-0230

ORDINANCE awarding contract for property insurance to **ACE/WESTCHESTER FIRE INSURANCE COMPANY** and **AIG/LEXINGTON INSURANCE COMPANY**; providing a maximum contract amount - \$3,502,000.00 - General, Enterprise and Other Funds

TAGGED BY COUNCIL MEMBERS ELLIS and ALVARADO

This was Item 60 on Agenda of March 20, 2002

79. Ordinance 2002-0231

ORDINANCE appropriating \$546,369.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **TSC ENGINEERING COMPANY** for the Design of Neighborhood Street Reconstruction, CIP N-0362-02-2 (SB9079); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT A - TATRO**

TAGGED BY COUNCIL MEMBER GALLOWAY

This was Item 65 on Agenda of March 20, 2002

80. Ordinance 2002-0232

ORDINANCE appropriating \$460,762.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **JNS CONSULTING ENGINEERS, INC** for the Design of Water Line Replacement in Westbury East Subdivision, CIP S-0035-97-2 (WA10738); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - GOLDBERG**

TAGGED BY COUNCIL MEMBER GALLOWAY

This was Item 66 on Agenda of March 20, 2002

MATTERS HELD – continued

81. Ordinance 2002-0233

ORDINANCE appropriating \$402,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **C/E CONSULTANTS, INC** for Design of Water Main Replacements in the Heights Subdivision, CIP S-0035-94-2 (WA10733); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT H - VASQUEZ - TAGGED BY COUNCIL MEMBER GALLOWAY**
This was Item 69 on Agenda of March 20, 2002

82. Ordinance 2002-0234

ORDINANCE appropriating \$366,255.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **QUADRANT CONSULTANTS, INC** for Design of Waterline Replacement Projects in Westbury West Subdivision, CIP S-0035-98-2 (WA10739); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - GOLDBERG**
TAGGED BY COUNCIL MEMBER GALLOWAY
This was Item 71 on Agenda of March 20, 2002

Motion 2002-0373 – Suspend rules to consider Item 83 out of order

83. Motion 2002-0374 - Refer matter to department for review if committee should be continue
RECEIVE nominations for Positions A through I of the **COMMUNITY EDUCATIONAL OUTREACH PANEL OF THE ANIMAL ADVISORY COMMITTEE** for terms to expire December 31, 2003 - **POSTPONED BY MOTION NOS. 2002-317-324, 3/20/02**
This was Item 83 on Agenda of March 20, 2002

Motion 2002-0364 – Suspend rules to consider Item 84 out of order

84. Motion 2002-0365 – Close nomination

RECEIVE nominations for Position Five of the **ETHICS COMMITTEE** with terms to expire December 31, 2003 - **POSTPONED BY MOTION #2002-328, 3/20/02**
This was Item 85 on Agenda of March 20, 2002

85. Motion 2002-0380

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Ernest Roth of Terra Surveying Company, Inc., on behalf of Houston Independent School District (HISD), for abandonment and sale of (1) Oxford Street, from East 13th Street to East 14th Street; (2) a portion of East 13½ Street, from Oxford Street ±260 feet east; and (3) portions of two 15-foot-wide alleys, from Oxford Street ±260 feet east, and a right of entry for Houston Independent School District in exchange for the conveyance to the City of right of way for a T-type turnaround at the dead-end of East 13½ Street, a 40-foot-wide utility easement, a 10-foot-wide utility easement, and a 25-foot-wide sanitary sewer easement, all located within Houston Heights Addition and/or Kutschbach Addition, Parcels SY1-046A through D, AY2-152, VY2-013A, VY2-013B and DY2-012 **(Mr. William Kvinta and Cushman & Wakefield, Appointed) - APPRAISERS - DISTRICT H - VASQUEZ - TAGGED BY COUNCIL MEMBER KELLER**
This was Item 86 on Agenda of March 20, 2002

Motion 2002-0371 – Suspend rules to hear from a representative of Building Services

MATTERS HELD – continued

86. Motion 2002-0372 – Postpone one (1) week

ORDINANCE appropriating \$1,924,055.00 out of Public Library Consolidated Construction Fund and approving and authorizing professional architectural services contract between the City of Houston and **PROZIGN INC d/b/a PROZIGN ARCHITECTS** for Design Improvements and Renovations to Jesse H. Jones Central Library, Carnegie Branch Library, and Library Resource Center; GFS E-0011-01-2, E-0142-01-2 and E-0076-01-2; providing funding for the Civic Art Program and contingencies relating to design improvements and renovations of facilities financed by the Public Library Consolidated Construction Fund - **DISTRICTS H - VASQUEZ and I - ALVARADO - POSTPONED BY MOTION #2002-333, 3/20/02**

This was Item 89 on Agenda of March 20, 2002

Resolution 2002-0013 – Recognize Government Procurement Connections 2002

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Keller 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

3/26/02 – All Present

3/27/02 – All Present