

AGENDA - COUNCIL MEETING - TUESDAY - NOVEMBER 26, 2002 - 9:00 A. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with note of action taken

MOTIONS 2002-1369 to 2002-1383
ORDINANCES 2002-1085 to 2002-1102
RESOLUTION – None

2002-1368-2

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

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Vasquez

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

Motions 2002-1379 to 2002-1381 – Procedural motions

MAYOR'S REPORTS

CONSENT AGENDA NUMBERS 1 through 23

MISCELLANEOUS - NUMBER 1

1. Motion 2002-1382

REQUEST from Mayor for confirmation of the appointment of **MS. DAISY A. STINER** to the Position of Director of the **DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

Motion 2002-1383 – Suspend rules to hear from Ms. Daisy Stiner

ACCEPT WORK - NUMBER 2

2. Motion 2002-1369

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,195,645.92 and acceptance of work on contract with **RWL CONSTRUCTION, INC** for Construction of Water Main Replacement in an area bounded by Westheimer, Fountainview, U.S. 59 and Chimney Rock, GFS S-0035-50-3 (WA10578) - 07.12% under the original contract amount - **DISTRICT C - GOLDBERG**

PURCHASING AND TABULATION OF BIDS - NUMBERS 3 through 6

3. **Motion 2002-1370**
INTELLI-CHECK, INC for Identification Verification Systems for Aviation Department
\$27,789.50 - Enterprise Fund
4. **Motion 2002-1371**
BAGLEY'S FLOOR SERVICES, LTD for New Carpet including Installation from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Library Department - \$44,025.00 - General Fund
5. **Ordinance 2002-1085**
ORDINANCE appropriating \$302,363.25 out of Water & Sewer System Consolidated Construction Fund, for Valve Replacement Project for Public Works & Engineering Department CIP S-1000-P5
 - a. **Motion 2002-1372**
J & N INTERNATIONAL COATINGS, INC for Valve Replacement Project for Department of Public Works & Engineering - \$287,965.00 and contingencies for a total amount not to exceed \$302,363.25
6. **Motion 2002-1373**
AMEND MOTION #99-2044, 12/1/99, TO EXTEND expiration date from December 1, 2002 to February 28, 2003, for Apparel Uniforms Accessories and Supplies for Various Departments, awarded to **EXPOTECH USA, INC**

ORDINANCES - NUMBERS 7 through 23

7. **Council Member Wiseman tagged**
ORDINANCE authorizing the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series E, in an aggregate principal amount not to exceed \$75,000,000.00 for the purpose of providing money for certain authorized purposes; approving and authorizing certain authorized officers and employees to act on behalf of the City in the selling and delivery of such Notes, within the limitations and procedures specified herein; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of the notes, including the approval of an Issuing and Paying Agency Agreement, a Credit Agreement, an Offering Memorandum and a Commercial Paper Dealer Agreement
8. **Ordinance 2002-1086**
ORDINANCE establishing the north and south sides of the 1000 block of Bayland 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**
9. **Ordinance 2002-1087**
ORDINANCE establishing the north and south sides of the 1100 block of Bayland and Woodland Avenues 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**
10. **Ordinance 2002-1088**
ORDINANCE establishing the north and south sides of the 700 block of Teetshorn Street 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**

ORDINANCES - continued

11. Ordinance 2002-1089

ORDINANCE establishing the north side of the 400 block of Highland Street 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**

12. Council Member Parker tagged

ORDINANCE establishing the north and south sides of the 700 block of East 10th Street 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**

13. Ordinance 2002-1090

ORDINANCE establishing the east and west sides of the 800 block of Columbia Street 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**

14. Ordinance 2002-1091

ORDINANCE establishing the east and west sides of the 800 block of Columbia 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 H - VASQUEZ**

15. Ordinance 2002-1102

ORDINANCE approving and authorizing contract between the City and the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS** for purchase of Employee Transit Passes; providing a maximum contract amount - \$745,851.00 - General, Enterprise and Other Funds

16. Council Members Wiseman and Galloway tagged

ORDINANCE approving and authorizing contract between the City and the **GREATER HOUSTON PARTNERSHIP** for Marketing and Promotional Support; providing a maximum contract amount - 2 Years - \$1,400,000.00 - Enterprise Fund

17. Council Members Tatro, Parker, Goldberg and Wiseman tagged

ORDINANCE appropriating \$242,050.00 out of Street & Bridge Consolidated Construction Fund and \$435,175.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing contract between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT)** for acquisition of Rights-of-way and utility adjustments along West Airport Boulevard from Chimney Rock to South Post Oak, CIP N-1314-01-1 (SB9067) **DISTRICTS C - GOLDBERG and D - EDWARDS**

18. Council Members Goldberg, Tatro and Wiseman tagged

ORDINANCE appropriating \$360,500.00 out of Street & Bridge Consolidated Construction Fund and \$725,120.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing advance funding agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT)** for acquisition of Rights-of-way and utility adjustments along West Airport Boulevard from South Post Oak to Hiram Clarke, CIP N-1314-02-1 (SB9068) - **DISTRICT D - EDWARDS**

ORDINANCES - continued

19. Ordinance 2002-1092

ORDINANCE appropriating \$528,000.00 out of Airports Improvement Fund, CIP A-0153 and \$7,322,180.10 out of Airports Improvement Fund, CIP A-0388, awarding construction contract to **CHAMPAGNE-WEBBER, INC, TEXAS**, for construction of Airfield Pavement Rehabilitation at Ellington Field, Project 568; providing funding for engineering testing - **DISTRICT E - WISEMAN**

20. Ordinance 2002-1093

ORDINANCE appropriating \$30,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Design of the West White Oak Bayou Trail Extension under an engineering services contract with **CHARLES D. GOODEN CONSULTING ENGINEERS, INC** (approved by Ordinance No. 01-1105), CIP N-0420-24-2; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT A - TATRO and B - GALLOWAY**

21. Not Received - Not Considered

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

22. Ordinance 2002-1094

ORDINANCE appropriating \$493,009.00 out of Public Library Consolidated Construction Fund, awarding construction contract to **G & Z CONTRACTING, INC** and approving and authorizing contract for engineering services with **PROFESSIONAL SERVICES INDUSTRIES, INC** for Scenic Woods Branch Library Renovation, GFS E-0013-01-3; providing funding for Civic Art Program and contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund - \$281,600.00 CDBG Fund - **DISTRICT B - GALLOWAY**

23. Ordinance 2002-1083 – Passed second reading

ORDINANCE No. 2002-1083, passed first reading November 20, 2002
ORDINANCE granting to **NORTHLAND CABLE PROPERTIES, INC** a Washington Corporation, the right, privilege and franchise to erect, maintain, and operate a cable television system in the City of Houston; containing other provisions relating to the foregoing subject - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 24 through 33

24. Ordinance 2002-1095

ORDINANCE appropriating \$57,377.89 out of Public Library Consolidated Construction Fund as an additional appropriation for Heights Branch Library Renovation under construction contract with **FROST CONSTRUCTORS, INC** approved by Ordinance No. 02-0139, GFS E-0023-01-3 **DISTRICT H - VASQUEZ**

a. Motion 2002-1374

RECOMMENDATION from Director Building Services Department for approval of Change Order No. 5 in the amount of \$59,061.11 on contract with **FROST CONSTRUCTORS, INC** for Heights Branch Library Renovation, GFS E-0023-01-3 - **DISTRICT H - VASQUEZ**

TAGGED BY COUNCIL MEMBER QUAN

These were Items 3 and 3A on Agenda of November 20, 2002

25. Ordinance 2002-1096

ORDINANCE appropriating \$55,377.57 out of Parks Consolidated Construction Fund as an additional appropriation for Parks to Standard Program - Phase II - Bid Package No. 5 - Linkwood and Oak Forest Parks under construction contract with **TIMES CONSTRUCTION, INC** approved by Ordinance No. 00-0606, GFS F-0363-05-3 - **DISTRICTS A - TATRO and C - GOLDBERG**

TAGGED BY COUNCIL MEMBERS QUAN and GOLDBERG

a. Motion 2002-1375

MOTION by Council Member Tatro/Seconded by Council Member Vasquez to adopt recommendation from Director Building Services Department for approval of Change Order No. 7 in the amount of \$55,377.57 on contract with **TIMES CONSTRUCTION, INC** for Parks to Standard Program - Phase II Bid Package No. 5 - Linkwood and Oak Forest Parks, GFS F-0363-05-3 - **DISTRICTS A - TATRO and C - GOLDBERG**

TAGGED BY COUNCIL MEMBER QUAN

These were Items 4 and 4A on Agenda of November 20, 2002

26. Motion 2002-1376

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$553,611.22 and acceptance of work on contract with **INTRA CONSTRUCTION CORPORATION** for Construction of Hiburly Relief Storm Sewer Phase II, GFS M-0231-02-3 (0231-02) - 01.96 % under the original contract amount - **DISTRICT G - KELLER** - **TAGGED BY COUNCIL MEMBERS ELLIS and KELLER**

This was Item 5 on Agenda of November 20, 2002

27. Ordinance 2002-1097

ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2002-1014 by adding two Chief Inspector Positions; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance; providing for severability

TAGGED BY COUNCIL MEMBER VASQUEZ

This was Item 11 on Agenda of November 20, 2002

MATTERS HELD - continued

28. Ordinance 2002-1098

ORDINANCE approving and authorizing contract between the City and **QUESTMARK INFORMATION MANAGEMENT, INC** for Jury Noticing and Tracking Services for Municipal Courts Department; providing a maximum contract amount - \$221,112.00 - General Fund
TAGGED BY COUNCIL MEMBERS ELLIS and TATRO

This was Item 20 on Agenda of November 20, 2002

29. Motion 2002-1377 – Postpone one (1) week

ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **BRIARHILLS PROPERTY OWNERS ASSOC.** for Garbage Collection Service for the respective civic association - 8 Months - \$96.00 - **DISTRICT G - KELLER**

TAGGED BY COUNCIL MEMBER ELLIS

This was Item 22 on Agenda of November 20, 2002

30. Ordinance 2002-1099

ORDINANCE appropriating \$12,148,922.00 out of 49K C.O. Series 2002A Fund; appropriating \$3,317,546.00 from Water & Sewer System Consolidated Construction Fund; appropriating \$1,849,032.00 from Storm Sewer Consolidated Construction Fund; appropriating \$1,045,137.00 from the Street and Bridge Consolidated Construction Fund; for management services agreement between the City of Houston and **THE HOUSTON DOWNTOWN MANAGEMENT DISTRICT** for the North Downtown Streetscape Project for Phase 2 Construction and Phase 3 Design **DISTRICT I - ALVARADO** - **TAGGED BY COUNCIL MEMBER TATRO**

This was Item 26 on Agenda of November 20, 2002

31. Ordinance 2002-1100

ORDINANCE approving and authorizing News, Gifts and Specialty Retail Concession Agreement at William P. Hobby Airport between the City of Houston and **HUDSON NEWS COMPANY** Revenue - **DISTRICT I - ALVARADO**

TAGGED BY COUNCIL MEMBER GOLDBERG

This was Item 33 on Agenda of November 20, 2002

32. Ordinance 2002-1101

ORDINANCE awarding contract to **BFI WASTE SERVICES OF TEXAS, L.P.**, for Solid Waste Disposal and Equipment Leasing Services for the Houston Airport System; providing a maximum contract amount - 3 Years with two one-year options - \$3,824,363.10 - Enterprise Fund **DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO**

TAGGED BY COUNCIL MEMBER QUAN

This was Item 35 on Agenda of November 20, 2002

33. Motion 2002-1078 – Postpone one (1) week

ORDINANCE approving and authorizing a Public Pay Telephone contract between the City of Houston and **AT&T CORP.** - Revenue - **POSTPONED BY MOTION #2002-1368, 11/20/02**

This was Item 38 on Agenda of November 20, 2002

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Berry 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

11/26/2002 – Council Members Edwards and Vasquez absent on personal business