

**AGENDA - COUNCIL MEETING - TUESDAY - MARCH 4, 2003 - 1:30 P. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with note of action taken

**MOTIONS 2003-0210 to 2002-0260**  
**ORDINANCES 2003-0204 to 2003-0222**  
**RESOLUTION – 2003-0006**

**2003-0209-1**

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

**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

**Motions 2003-0210 to 2003-0211 – Procedural motions**

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

**RECONVENE**

**WEDNESDAY - MARCH 5, 2003 - 9:00 A. M.**

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

**Motion 2003-0212 – Suspend rules to hear from Chief C.O. Bradford**

**HEARINGS - 9:00 A.M.**

**1. Motion 2003-0220 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **CHARTERWOOD MUNICIPAL UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Charterwood Municipal Utility District and certain territory located in the vicinity of Charterwood Municipal Utility District, in Harris County, Texas

**2. Motion 2003- 0221 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **CNP UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within CNP Utility District and certain territory located in the vicinity of CNP Utility District, in Harris County, Texas

**HEARINGS** - continued

**3. Motion 2003-0222 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 120** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Harris County Municipal Utility District No. 120 and certain territory located in the vicinity of Harris County Municipal Utility District 120, in Harris County, Texas

**4. Motion 2003-0223 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 249** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Harris County Municipal Utility District No. 249 and certain territory located in the vicinity of Harris County Municipal Utility District No. 249, in Harris County, Texas

**5. Motion 2003-0224 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 61** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Harris County Municipal Utility District No. 61 and certain territory located in the vicinity of Harris County Municipal Utility District No. 61, in Harris County, Texas

**6. Motion 2003-0225 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **MALCOMSON ROAD UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Malcomson Road Utility District and certain territory located in the vicinity of Malcomson Road Utility District, in Harris County, Texas

**7. Motion 2003-0226 - Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **MEMORIAL HILLS UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Memorial Hills Utility District and certain territory located in the vicinity of Memorial Hills Utility District, in Harris County, Texas

**8. Motion 2003-0227 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 1** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Mission Bend Municipal Utility District No. 1 and certain territory located in the vicinity of Mission Bend Municipal Utility District No. 1, in Harris County, Texas

**9. Motion 2003-0228 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 2** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Mission Bend Municipal Utility District No. 2 and certain territory located in the vicinity of Mission Bend Municipal Utility District No. 2, in Harris County, Texas

**HEARINGS** - continued

**10. Motion 2003-0229 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **NORTHWEST PARK MUNICIPAL UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Northwest Park Municipal Utility District and certain territory located in the vicinity of Northwest Park Municipal Utility District, in Harris County, Texas

**11. Motion 2003-0230 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 110** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Harris County Water Control and Improvement District No. 110 and certain territory located in the vicinity of Harris County Water Control and Improvement District No. 110, in Harris County, Texas

**12. Motion 2003-0231 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **WEST MEMORIAL MUNICIPAL UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within West Memorial Municipal Utility District and certain territory located in the vicinity of West Memorial Municipal Utility District, in Harris County, Texas

**13. Motion 2003-0232 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 51** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Harris County Fresh Water Supply District No. 51 and certain territory located in the vicinity of Harris County Fresh Water Supply District No. 51, in Harris County, Texas

**14. Motion 2003-0233 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **CIMARRON MUNICIPAL UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Cimarron Municipal Utility District and certain territory located in the vicinity of Cimarron Municipal Utility District, in Harris County, Texas

**15. Motion 2003-0234 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 86** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Harris County Municipal Utility District No. 86 and certain territory located in the vicinity of Harris County Municipal Utility District No. 86, in Harris County, Texas

**16. Motion 2003-0235 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **PONDEROSA FOREST UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory located within Ponderosa Forest Utility District and certain territory located in the vicinity of Ponderosa Forest Utility District, in Harris County, Texas

**HEARINGS** - continued

**17. Motion 2003-0236 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 62** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory within Harris County Municipal Utility District No. 62, in Harris County, Texas

**18. Motion 2003-0237 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **WESTON MUNICIPAL UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory within Weston Municipal Utility District, in Harris County, Texas

**Motion 2003-0213 – Suspend rules to consider Items 19, 20, Financial Report and 39 out of order**

**19. Motion 2003-0214 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston to disannex a certain area to be located within **CLEAR BROOK CITY MUNICIPAL UTILITY DISTRICT**, in Harris County, Texas

**20. Motion 2003-0215 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **CLEAR BROOK CITY MUNICIPAL UTILITY DISTRICT** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes a certain area to be located within Clear Brook City Municipal Utility District, in Harris County, Texas

**21. Motion 2003-0238 – Close**

**PUBLIC HEARING** on a proposal to disannex a certain area to be located within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 89**, in Harris County, Texas

**22. Motion 2003-0239 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 89** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes certain territory to be located within Harris County Water Control and Improvement District No. 89 and additional territory located within Harris County Water Control and Improvement District No. 89, in Harris County, Texas

**23. Motion 2003-0240 – Close**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 63** to enter into a Strategic Partnership Agreement and on a proposal for the City of Houston to annex for limited purposes all of the area in Harris County Municipal Utility District No. 63 and certain territory located in the vicinity of Harris County Municipal Utility District No. 63, in Harris County, Texas

**MAYOR'S REPORT**

**Motion 2003-0216 – Accept report**

**REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

**CONSENT AGENDA NUMBERS 24 through 55**

**MISCELLANEOUS** - NUMBERS 24 through 26

**24. Motion 2003-0241**

REQUEST from Mayor for confirmation of the reappointment of the following to the **AUTOMOTIVE BOARD**, for terms to expire January 1, 2004:

- Position One - **MR. WILLIAM C. SMITH, III**
- Position Two - **MR. BILLY JONES**, and as Chair
- Position Three - **MR. DALE E. EARLY**
- Position Four - **MR. MANUEL CANO**
- Position Five - **MR. HUSSEIN ABDELLATIF**
- Position Six - **MS. TRACIE L. CARTER**
- Position Seven - **MR. JAMES ANTHONY**
- Position Eight - **MR. PHILLIP A. GEBHART**
- Position Nine - **MR. TIM STRANEY**

**25. Motion 2003-0242**

REQUEST from Mayor for confirmation of the reappointment of the following to the **BOILER CODE REVIEW AND LICENSING BOARD**, for terms to expire January 2, 2005:

- Position One - **MR. RODNEY LEWIS**
- Position Three - **MR. VAUGHN COKER**

**26. Council Member Vasquez tagged**

RECOMMENDATION from Director Houston Airport System for approval of membership fees in industry organizations (ACI & AAAE) for the period January 1, 2003 through December 31, 2003 \$166,650.00 - Enterprise Fund

**DAMAGES** - NUMBERS 27 through 29

**27. Motion 2003-0244**

RECOMMENDATION from City Attorney for settlement of lawsuit styled **NOEMY ALVARENGA and JOSE ALVARENGA v. City of Houston and Darryl Lee Housley**; Cause No. 2001-54048; in the 151st Judicial District Court of Harris County, Texas - \$70,000.00 - Property and Casualty Fund

**DAMAGES** - continued

**28. Motion 2003-0245**

RECOMMENDATION from City Attorney for settlement of lawsuit styled **MYRTLE HEATH v. City of Houston and B. J. Bellamy**; Cause No. 2002-59298; in the 157th Judicial District Court of Harris County, Texas - \$37,500.00 - Property and Casualty Fund

**29. Motion 2003-0246**

RECOMMENDATION from City Attorney for settlement of lawsuit titled **JAN WILKINS vs. City of Houston and Richard Williams**; Cause No. 10391BH99 in the 23rd Judicial Court of Brazoria County, Texas - \$50,000.00 - Property and Casualty Fund

**ACCEPT WORK** - NUMBERS 30 and 31

**30. Motion 2003-0247**

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$1,868,257.90 and acceptance of work on contract with **K.C.C. GROUP, INC** for Sylvan Rodriguez (formerly Clear Lake Park), GFS F-0444-03-3 - 05.84% over the original contract amount - **DISTRICT E - WISEMAN**

**ACCEPT WORK** - continued

**31. Motion 2003-0248**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,324,933.08 and acceptance of work on contract with **RAY SMITH CONSTRUCTION, INC** for Construction of Bay Area Boulevard Improvements, El Camino Real to Space Center Boulevard, GFS N-0637-01-3 (N-0637) - 00.65% under the original contract amount - **DISTRICT E - WISEMAN**

**PROPERTY** - NUMBERS 32 and 32A

**32. Ordinance 2003-0206**

ORDINANCE appropriating \$39,899.50 out of Water & Sewer System Consolidated Construction Fund Number 755 to pay the amount of the Award of Special Commissioners and all costs of court in connection with the eminent domain proceeding styled City of Houston v. Ladish Company, Inc, a Wisconsin Corporation, et al, to acquire Parcel Number KYO-102, for the Katy-Addicks Waterline Easements Project; GFS/CIP S-0900-47-2 - **DISTRICT A - TATRO**

**a. Motion 2003-0243**

RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay all costs of Court and not file any objections to the Award in connection with eminent domain proceedings styled City of Houston v. Ladish Company, Inc, a Wisconsin Corporation, et al, Cause Number 768,974, for acquisition of Parcel KYO-102; in connection with the **KATY-ADDICKS WATERLINE EASEMENTS PROJECT**; GFS/CIP S-0900-47-2 - **DISTRICT A - TATRO**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 33 through 38

**33. Motion 2003-0249**

**AMEND MOTION #2002-1295, 10/30/02, TO APPROVE** Change Order for Mold Remediation and Build Back Services at Fire Station No. 31 for the Building Services Department in the amount of \$11,872.00, awarded to **BASIC INDUSTRIES, INC** - Fire Consolidated Construction Fund

**34. Motion 2003-0250**

**AMEND MOTION #2000-449, 3/29/00, TO EXTEND** expiration date from March 29, 2003 to March 28, 2004, for Fluorescent Dye for Department of Public Works & Engineering, awarded to **TEXAS ANILINE DYE CO., INC**

**35. Motion 2003-0251**

**VARIAN, INC** for One Atomic Absorption Spectrophotometer System from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Department of Public Works & Engineering - \$37,496.00 - Enterprise Fund

**36. Motion 2003-0252**

**MCNEILUS COMPANIES** for Equipment, Special Truck and Body Contract, Part II, for Solid Waste Management Department - \$462,500.00 - General Fund

**37. Motion 2003-0253**

**AMEND MOTION #2000-452, 3/29/00, TO EXTEND** expiration date from March 29, 2003 to March 28, 2004, for Electrical, Instrument Relays, Meters and Fuses for Various Departments, awarded to **COMMERCIAL EQUIPMENT & SALES, CARLTON-BATES COMPANY and TURTLE AND HUGHES, INC**

**PURCHASING AND TABULATION OF BIDS** - continued

**38. Motion 2003-0254**

**AMEND MOTION #2000-539, 4/19/00, TO EXTEND** expiration date from May 11, 2003 to May 10, 2004, for Automotive, International Trucks, Gas/Diesel Replacement Parts and Repair Contract for Various Departments, awarded to **INTERNATIONAL TRUCKS OF HOUSTON (formerly OLYMPIC INTERNATIONAL TRUCKS, INC)**

**ORDINANCES** - NUMBERS 39 through 55

**39. Ordinance 2003-0204**

ORDINANCE establishing lane use restrictions for trucks upon a portion of State Highway 225; declaring certain conduct to be unlawful and containing findings and other provisions relating to the foregoing subject; providing for severability

**40. Council Member Goldberg tagged**

ORDINANCE approving the issuance of Notes by the **CITY PARK REDEVELOPMENT AUTHORITY - DISTRICT A - TATRO**

**41. Ordinance 2003-0210**

ORDINANCE approving and authorizing amendment No. 5 to lease agreement between **FRAYDUN ENTERPRISES**, as landlord, and the City of Houston, Texas, as tenant, for space at 3838 North Sam Houston Parkway East, Houston, Texas, for use by the Houston Airport System **DISTRICT B - GALLOWAY**

**42. Ordinance 2003-0211**

ORDINANCE approving and authorizing agreement to terminate the Automated Surface Observing System Site License between the City of Houston and **THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION** at George Bush Intercontinental Airport/Houston **DISTRICT B - GALLOWAY**

**43. Ordinance 2003-0212**

ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and **CITY OF BAYTOWN** for the Harris County Organized Crime and Narcotics Task Force Grant/10 for the Houston Police Department - Total \$421,843.00 - General and Grant Funds

**44. Ordinance 2003-0213**

ORDINANCE approving and authorizing submittal of an application to the **TEXAS DEPARTMENT OF HUMAN SERVICES** for grant for the Summer Food Service Program; declaring the City's eligibility for such grant; authorizing the Director of the Parks & Recreation Department to act as the City's representative in the application process; authorizing the Director of the Parks & Recreation Department to accept the grant and the grant funds, if awarded, and to apply for and accept all subsequent awards, of any, pertaining to the grant

**45. Ordinance 2003-0214**

ORDINANCE approving and authorizing reimbursement agreement between the City of Houston and **HOUSTON-GALVESTON AREA COUNCIL** for a Solid Waste Management Grant, Law Enforcement Program for the Houston Police Department - \$225,660.00 - Grant Fund

**46. Not Received - Not Considered**

ORDINANCE approving and authorizing reimbursement between the City of Houston and **HOUSTON-GALVESTON AREA COUNCIL** for a Solid Waste Management Education & Training Grant Program for the Houston Police Department - \$12,877.00 - Grant Fund

**ORDINANCES** - continued

**47. Council Member Tatro tagged**

ORDINANCE appropriating \$1,718,000.00 out of Police System Consolidated Construction Fund No. 45 and approving and authorizing compromise and settlement agreement between the City of Houston and **AMERICAN RESOURCES, INC** to settle lawsuit arising out of activities financed by the Fund - **DISTRICT I - ALVARADO**

**48. Ordinance 2003-0215**

ORDINANCE approving and authorizing sole source contract between the City of Houston and **CONCERTO SOFTWARE, INC** for Purchase of Maintenance Services for Davox Unison Outbound and Scaled Blend Call Management System Software and Hardware for the Public Works & Engineering Department; providing a maximum contract amount - 5 Years with five one-year options - \$155,508.00 - Enterprise Fund

**49. Ordinance 2003-0216**

ORDINANCE appropriating \$1,440,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing contract between the City of Houston and **WESTON SOLUTIONS, INC** for Kirby Drive Reconstruction from IH-610 to Brays Bayou, CIP N-0775-01-3 (SB9081), **DISTRICTS C - GOLDBERG and D - EDWARDS**

**50. Ordinance 2003-0217**

ORDINANCE appropriating \$3,658,555.00 out of Street & Bridge Consolidated Construction Fund, \$3,000,000.00 out of Harris County/Kirby Project Fund, \$1,500,000.00 out of Sports Authority/Kirby Project Fund, \$4,407,499.00 out of Storm Sewer Consolidated Construction Fund, \$2,056,642.00 out of Water & Sewer System Consolidated Construction Fund and awarding contract to **TEXAS STERLING CONSTRUCTION, L.P.**, for Kirby Drive Reconstruction from IH-610 to Brays Bayou Project; GFS N-0775-01-3 (SB9081); providing funding for engineering testing and contingencies relating to construction of facilities financed by Street & Bridge Consolidated Construction Fund; Water & Sewer System Consolidated Construction Fund and Storm Sewer System Consolidated Construction Fund - **DISTRICTS C - GOLDBERG and D - EDWARDS**

**51. Ordinance 2003-0207**

ORDINANCE appropriating \$2,455,200.00 out of Public Health Consolidated Construction Fund, awarding construction contract to **CARRERA CONSTRUCTION, INC** for construction of Lyons Health Center Renovation, CIP H-0049-01-3; providing funding for the Civic Art Program and contingencies relating to construction of facilities financed by the Public Health Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

**52. Ordinance 2003-0208**

ORDINANCE appropriating \$191,500.00 out of Public Health Consolidated Construction Fund, awarding construction contract to **KMC/TL SERVICES, LLC** for construction of Fire Alarm System at Health Department Headquarters Building, CIP H-0031-01-3; providing funding for contingencies relating to construction of facilities financed by the Public Health Consolidated Construction Fund - **DISTRICT D - EDWARDS**

**53. Ordinance 2003-0209**

ORDINANCE appropriating \$2,284,400.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **WESTERN SUMMIT CONSTRUCTORS, INC** for Sludge Handling System Improvements Project 1B, GFS S-0056-11-3 (10536-6); providing funding for engineering testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - WISEMAN**



**ORDINANCES** - continued

**54. Ordinance 2003-0218**

ORDINANCE appropriating \$7,401,400.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **RAMOS INDUSTRIES, INC** for 30-inch Water Line along Briar Forest Drive, Wilcrest Drive and HL&P Fee Strip from City West Boulevard to Lakeside Forest Lane and Jersey Village Pump Station Improvements, GFS S-0900-52-3 (WA10625); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - TATRO and G - KELLER**

**55. Council Member Ellis tagged**

ORDINANCE appropriating \$5,283,600.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **RWL CONSTRUCTION, INC** for 30-inch water line along Lakeside Forest Lane, Wilcrest Drive, Appletree Road, HL&P Fee Strip, Lasso Lane, Autumn Oaks Lane, Water Line easement from HL&P Fee Strip to abandoned railroad, GFS S-0900-53-3 (WA10626); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - KELLER**

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA** - NUMBERS 56 and 57

**PROPERTY**

**56. Motion 2003-0255**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Houman Samanian of Ersa Grae Corporation, on behalf of 9700 Westchase Ltd. [Westchase Partners LLC (Ali Ebrahimi, president), general partner], for sale of the ±9,999-square foot, fee-owned Westchase Water Plant Site No. 1, located at 2714 South Gessner Road, out of the Issac Wade Survey, Abstract 854, Parcel SY3-030 – **(Tom Kvinta and Tom Edmonds, Appointed) - APPRAISERS - DISTRICT G - KELLER**

**57. Motion 2003-0256**

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Ron Nielsen of R. G. Miller Engineers, Inc., on behalf of Bolivar Partners, Ltd. [Bolivar Partners GP, Inc (Robert Brackman, president), general partner], for abandonment and sale of Winbern Avenue (formerly MacGregor Avenue), from Chenevert Street to its dead-end at U. S. Highway 59, in exchange for the conveyance to the City of a 20-foot wide storm sewer easement, both within Autrey's Subdivision, Parcels SY3-026 and LY3-004 – **(Michael Copland and Jim Peterson, Appointed) - APPRAISERS - DISTRICT I - ALVARADO**

**MATTERS HELD** - NUMBERS 58 through 66A

**58. Motion 2003-0257 – Refer back to the Administration**

MOTION by Council Member Quan/Seconded by Council Member Vasquez to adopt recommendation from Finance & Administration Department to award to **DIRECT ACTION UNIFORMS** - \$2,436,021.02 and **L & N UNIFORM SUPPLY CO.** - \$100,514.80 for Apparel, Uniforms for Various Departments - General, Enterprise and Storm Water Utility Fund

**POSTPONED BY MOTION #2003-57, 1/22/03**

This was Item 43 on Agenda of January 22, 2003

**Motion 2003-0217 – Suspend rules to consider Items 59, 63, 60, and 60a out of order**

**59. Resolution 2003-0006**

RESOLUTION urging the 78th Texas Legislature to continue supporting the University of Houston as the next Flagship Research University in the State of Texas

**TAGGED BY COUNCIL MEMBERS WISEMAN and ROBINSON**

This was Item 30 on Agenda of February 26, 2003

**Motion by Council Member Robinson/Seconded by Council Member Galloway to amend Item 60a as follows:**

“to require a 10% cut in the salary of all city employees making \$100,000 or more if the city has to lay off employees or implement a furlough program.”

**TAGGED BY COUNCIL MEMBERS ROBINSON AND GALLOWAY**

**Written Motion by Council Member Vasquez to amend Item 60a to provide the following:**

“1. Amend the first line of the caption to insert “and Chapter 18” after “Chapter 14.”

2. Add a new section 7A to read as follows:

“Section 7A. That Section 18-88 of the Code of Ordinances, Houston, Texas, be amended by adding a new subsection (f) to read as follows:

(f) The provisions of this section shall not apply to any loss of employment due to any layoff, or voluntary or involuntary termination, effected directly as a result of (i) a departmental reorganization, (ii) privatization, (iii) in connection with a salary incentive program, (iv) an authorized reduction in force.”

**TAGGED BY COUNCIL MEMBER ROBINSON**

**60. Motion 2003-0218 – Postpone one (1) week**

WRITTEN Motion presented by Council Member Robinson to amend Item 60a below:

Amend Item 32 to allow for the implementation of a four (4) day work week for civilian employees.

Amend Item 32 to mandate that before any plan authorized under Chapter 14 is implemented, it must first be approved by the City Council.

**a. Motion 2003-0219 – Postpone one (1) week**

ORDINANCE amending the Code of Ordinances, Houston, Texas to allow for economic savings through salary cost reduction and administrative or fiscal measures in difficult economic circumstances including furloughs, voluntary separations, salary assistance, layoffs and employee reclassifications; containing findings and other provisions relating to the foregoing subjects; providing for severability - **TAGGED BY COUNCIL MEMBERS ROBINSON, GALLOWAY, ALVARADO, VASQUEZ, KELLER, SEKULA-GIBBS and TATRO**

This was Item 32 on Agenda of February 26, 2003

**MATTERS HELD** – continued

**61. Motion 2003-0258 – Refer back to the Administration**

ORDINANCE approving and authorizing professional services contract between the City of Houston and **KEEP HOUSTON BEAUTIFUL** for Clean Neighborhood Program for the Solid Waste Management Department - \$100,000.00 - General Fund

**TAGGED BY COUNCIL MEMBERS WISEMAN, ALVARADO and GOLDBERG**

This was Item 34 on Agenda of February 26, 2003

**62. Ordinance 2003-0219**

ORDINANCE approving and authorizing first amendment to professional engineering services contract between the City of Houston and **OTHON, INC** for Neighborhood Sewer Systems Improvements (approved by Ordinance No. 01-0064), GFS R-2011-18-2 (WW4809) -

**DISTRICT B - GALLOWAY - TAGGED BY COUNCIL MEMBER GALLOWAY**

This was Item 37 on Agenda of February 26, 2003

**63. Ordinance 2003-0205**

ORDINANCE appropriating \$467,500.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **LOCKWOOD, ANDREWS & NEWNAM, INC** for engineering services associated with the Condition Assessment of existing large Diameter Water Mains, CIP S-0019-25-2 (WA10760); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO** - TAGGED BY COUNCIL MEMBER BERRY

This was Item 38 on Agenda of February 26, 2003

**64. Ordinance 2003-0220**

ORDINANCE amending Ordinance No. 97-1167 to allocate \$900,000.00 of previously unallocated Section 108 HUD-Guaranteed Loan Funds and \$81,250.00 of previously unallocated Economic Development Initiative Grant Funds to the Small Business Loan Program administered by the Houston Small Business Development Corporation (“HSBDC”) and approving and authorizing a fourth amendment to Subrecipient Loan Agreement with HSBDC to extend the time to commit funds thereunder and to provide additional funding

**POSTPONED BY MOTION #2003-207, 2/26/03**

This was Item 51 on Agenda of February 26, 2003

**65. Ordinance 2003-0221**

ORDINANCE approving and authorizing the selection of **LATINO LEARNING CENTER** to participate, subject to further City Council approval of a funding contract, in the Neighborhood Facilities Renovation Program - **DISTRICT I - ALVARADO**

**POSTPONED BY MOTION #2003-208, 2/26/03**

This was a portion of Item 52 on Agenda of February 26, 2003

**66. Withdrawn (see Motion 2003-0259 which was substituted for Item 66)**

WRITTEN Motion presented by Council Member Goldberg to provide seven (7) changes for the first amendment to the contract listed in Item 66a below

**Motion 2003-0259 – Amend Item 60a to substitute an amended contract**

**Motion 2003-0260 – Suspend rules to remain in session beyond the scheduled 12:00 noon recess to complete the Agenda**

**MATTERS HELD** – continued

**a. Ordinance 2003-0222 – Adopt as amended**

ORDINANCE amending Ordinance No. 2000-1113 (passed by the City Council on December 20, 2000) to increase the maximum contract amount and approving and authorizing first amendment to contract (approved by Ordinance No. 2000-1113) between the City of Houston and **ELECTRONIC DATA SYSTEMS CORPORATION** for Alarm Tracking, Billing and Collections for the Fire Department - \$2,506,100.00 - General Fund

**POSTPONED BY MOTION #2003-209, 2/26/03**

This was Item 53 on Agenda of February 26, 2003

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

**2/4/2003 – Council Member Wiseman absent due to being ill  
Council Member Keller absent on personal business  
Council Member Sekula-Gibbs out of the City on City business**

**2/5/2003 – Council Member Keller absent on personal business**