

AGENDA - COUNCIL MEETING - TUESDAY - MARCH 25, 2003 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with note of action taken

MOTIONS 2003-0280 to 2002-0313
ORDINANCES 2003-0242 to 2003-0305
RESOLUTION – None

2003-0279-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Keller

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 2003-0280 to 2003-0283

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MARCH 26, 2003 - 9:00 A. M.

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

MAYOR'S REPORT - Briefing by Houston Rockets on Arena Subcontracting

CONSENT AGENDA NUMBERS 1 through 70

MISCELLANEOUS - NUMBERS 1 through 3A

1. Motion 2003-0292

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **CENTRAL CITY INDUSTRIAL PARK** for Law Enforcement Services of 1 Lieutenant and seven (7) Deputies from Harris County Constable Precinct 6 - **DISTRICT I - ALVARADO**

MISCELLANEOUS - continued

2. Motion 2003-0293

RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **LEAWOOD CIVIC IMPROVEMENT ASSOCIATION** for Law Enforcement Services of 1 Deputy from Harris County Constable Precinct 5 - **DISTRICT E - ELLIS**

3. Ordinance 2003-0291

ORDINANCE appropriating \$63,633.07 out of Storm Sewer Consolidated Construction Fund as an additional appropriation to construction contract with **INTRA CONSTRUCTION CORPORATION** for Spring Lea Storm Sewer Facilities approved (by Ordinance No. 01-730) **DISTRICT A - TATRO**

a. Motion 2003-0305

RECOMMENDATION by Director Department of Public Works & Engineering for approval of Change Order No. 2 in the amount of \$94,646.25 on contract with **INTRA CONSTRUCTION CORPORATION** for Spring Lea Storm Sewer Facilities, GFS M-0367-01-3 (M-0367-01) **DISTRICT A - TATRO**

ACCEPT WORK - NUMBERS 4 through 13

4. Council Member Wiseman tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,518,979.90 and acceptance of work on contract with **FLORIDA TRAFFIC CONTROL DEVICES** for Traffic Signal Construction - North Zone; GFS N-0650-01-3 (N-0650-01) - 04.80% under the original contract amount

Motion 2003-0289 – Suspend rules to consider Items 5, 39, 40, 41 and 42 out of order

5. Council Member Vasquez tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$7,298,809.83 and acceptance of work on contract with **INFRASTRUCTURE SERVICES, INC** for Repair and Replacement of Concrete Pavement, Sidewalks, Driveways and Wheelchair Ramps and Mudjacking of Pavement, GFS N-0655-01-3 (355-98) - 04.85% under the original contract amount

6. Motion 2003-0294

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,510,914.78 and acceptance of work on contract with **DURWOOD GREENE CONSTRUCTION, CO.** for Generic Overlay Program, GFS N-1037-32-3 (OL2032) 02.65% over the original contract amount - **DISTRICT H - VASQUEZ**

7. Motion 2003-0295

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$748,827.16 and acceptance of work on contract with **ENVIRONMENTAL ENGINEERS AND CONSTRUCTORS, INC** for Windswept Lift Station Replacement, GFS R-0267-67-3 (4276-27) - 03.94% over the original contract amount **DISTRICT G - KELLER**

ACCEPT WORK - continued

8. Council Member Alvarado tagged

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$14,335,110.15 and acceptance of work on contract with **PEPPER-LAWSON CONSTRUCTION, L.P.**, for Improvements at 69th Street Wastewater Treatment Plant, GFS R-0509-04-3 (4242-4) - 01.47% over the original contract amount
DISTRICT I - ALVARADO

9. Motion 2003-0306

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,304,096.25 and acceptance of work on contract with **BRH GARVER, INC** for Construction of 72-inch Water Main along Clinton Drive and Federal Road, GFS S-0900-38-3 (10556) - 24.99% over the original contract amount - **DISTRICT E - WISEMAN**

10. Motion 2003-0296

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,183,592.66 and acceptance of work on contract with **RWL CONSTRUCTION COMPANY, INC** for Construction of 84-inch Water Main along West 24th Street between Ella Blvd. and N. Durham Dr., Contract 6D-2, GFS S-0900-67-3 (WA10640) 02.26% under the original contract amount - **DISTRICT H - VASQUEZ**

11. Motion 2003-0297

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,175,605.05 and acceptance of work on contract with **E. P. BRADY, INC** for Construction of 30-inch Water Main along Oak Tree, Neuens and Campbell from Westveiw to Hammerly, Contract 57, GFS S-0900-74-3 (WA10647) - 10.75% under the original contract amount - **DISTRICT A - TATRO**

12. Motion 2003-0298

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$911,211.36 and acceptance of work on contract with **JALCO, INC** for Construction of District-10 Water Well Collection Line, GFS S-0936-05-3 (10568) - 03.75% under the original contract amount - **DISTRICT G - KELLER**

13. Motion 2003-0307

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,980,025.64 and acceptance of work on contract with **CONSTRUCTION LTD.** for Construction of Utility Customer Service Division Renovation, GFS S-0955-01-3 (10456) - 03.25% over the original contract amount - **DISTRICT I - ALVARADO**

PROPERTY - NUMBERS 14 and 14A

14. Ordinance 2003-0249

ORDINANCE appropriating \$101,669.00 out of Street and Bridge Consolidated Construction Fund Number 437 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. Beverly Edelman, et al, to acquire Parcel Number L98-13, for **ALMEDA-GENOA ROAD PAVING PROJECT (Almeda Road - State Highway 288)**; GFS/CIP N-0493-00-1 - **DISTRICT D - EDWARDS**

PROPERTY - continued

a. Motion 2003-0299

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 in connection with eminent domain proceedings styled City of Houston v. Beverly Edelman, et al, Cause Number 731,631, for acquisition of Parcel L98-13; for **ALMEDA-GENOA ROAD PAVING PROJECT (Almeda Road - State Highway 288)**; GFS/CIP N-0493-00-1 - **DISTRICT D - EDWARDS**

PURCHASING AND TABULATION OF BIDS - NUMBERS 15 through 22

15. Motion 2003-0300

TEXAS ACCESS CONTROLS for Door Operators, Automatic, Part II, for the Houston Airport System - \$62,500.00 - Enterprise Fund

16. Motion 2003-0301

KIDDE FIRE FIGHTING for Fire Fighting Foam Chemicals, Polar Solvent/Aqueous Film Forming Foam, Part II, for Fire Department - \$145,012.50 - General Fund

17. Motion 2003-0302

AMEND MOTION #2000-270, 2/23/00, TO EXTEND expiration date from May 1, 2003 to April 30, 2004, for CUES, Closed Circuit TV Equipment Repair Parts and Service for Department of Public Works & Engineering, awarded to **KINLOCH EQUIPMENT & SUPPLY, INC**

18. Motion 2003-0303

AMEND MOTION #2000-588, 5/3/00, TO EXTEND expiration date from May 3, 2003 to May 2, 2004, for Takeuchi Excavator Replacement Parts Contract for Department of Public Works & Engineering, awarded to **CARRUTH-DOGGETT INDUSTRIES, INC**

19. Motion 2003-0304

REMSTAR INTERNATIONAL, INC d/b/a MEGASTAR SYSTEMS for One Automated Storage/Retrieval Filing 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 - \$108,619.34 - Enterprise Fund

PURCHASING AND TABULATION OF BIDS - continued

20. Motion 2003-0308

SYAGEN TECHNOLOGY, INC for One Molecular Analyzer for Department of Public Works & Engineering - \$150,000.00 - Enterprise Fund

21. Ordinance 2003-0292

ORDINANCE appropriating \$74,963.13 out of Water & Sewer System Consolidated Construction Fund to approve payment for Emergency Sanitary Sewer and Water Main Repairs for the Public Works & Engineering Department

a. Motion 2003-0309

JALCO, INC for Emergency Sanitary Sewer and Water Main Repairs for Public Works & Engineering Department - \$74,963.13 - Enterprise Fund

22. Council Member Quan tagged

AMEND MOTION #2000-492, 4/5/00, TO EXTEND expiration date from April 5, 2003 to April 4, 2004, for Tools, Automotive and Equipment Contract for Various Departments, awarded to **SNAP-ON TOOLS COMPANY**

ORDINANCES - NUMBERS 23 through 70

23. Council Member Tatro tagged

ORDINANCE adopting and readopting Guidelines and Criteria required by Chapter 312, Texas Tax Code, for Tax Abatements; **AMENDING ARTICLE IV OF CHAPTER 44 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**; containing findings and other provisions relating to the foregoing subject; containing a savings clause; providing for severability

24. Ordinance 2003-0250

ORDINANCE approving and authorizing the sale to **CENTERPOINT ENERGY HOUSTON** of a 30-foot-wide easement, out of the City's 1.7028-acre, former Southwest Water Well Site Number 7, located at 8002 Westpark Drive, Lot 1, Block 2, Westpark Center Addition, Section 2; Parcel Number SY3-004; subject to the terms and conditions of the easement - **DISTRICT G - KELLER**

25. Ordinance 2003-0251

ORDINANCE approving and authorizing the Mayor to execute and the City Secretary to attest a consent to encroach issuing to Marine Lumber Company, Ltd. the right to encroach approximately 1408 square feet into the Daugherty Street right-of-way abutting Lots 1 and 16, of Block 71, Port of Houston Addition, Houston, Harris County, Texas, subject to the terms and conditions of the consent - **DISTRICT I - ALVARADO**

26. Ordinance 2003-0293

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 399**

27. Council Member Sekula-Gibbs tagged

ORDINANCE consenting to the creation of **MONTGOMERY COUNTY DRAINAGE DISTRICT NO. 10**

28. Ordinance 2003-0246

ORDINANCE approving and authorizing first amendment to lease agreement between **ARTS COUNCIL OF THE HOUSTON / HARRIS COUNTY REGION**, as tenant, and the City of Houston, Texas for space in the Houston Center for the Arts - **DISTRICT D - EDWARDS**

29. Ordinance 2003-0247

ORDINANCE approving and authorizing lease agreement between the City of Houston and **HOUSTON AERONAUTICAL HERITAGE SOCIETY, INC**, a Texas 501(c)(3) Non-profit Corporation, for the former Houston Municipal Airport Terminal Building at William P. Hobby Airport - **DISTRICT I - ALVARADO**

30. Ordinance 2003-0294

ORDINANCE appropriating \$7,487,569.00 out of Houston Airport System Consolidated 2001 AMT Construction Fund and approving and authorizing contract for Professional Noise Compatibility Program and Real Property Acquisition and Relocation Consulting Services between the City of Houston and **W. D. SCHOCK CO.** for the Houston Airport System **DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO**

31. Ordinance 2003-0295

ORDINANCE appropriating \$3,000,000.00 out of Houston Airport System Consolidated 2000 AMT Construction Fund and approving and authorizing professional environmental consulting services contract between the City of Houston and **CAMP, DRESSER & MCKEE, INC** for Houston Airport System Project No. 608, CIP A-0423 - **DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO**

ORDINANCES - continued

32. Ordinance 2003-0296

ORDINANCE appropriating \$600,000.00 out of Houston Airport System Consolidated 2000 AMT Construction Fund and approving and authorizing amendment No. 2 to professional engineering services contract between the City of Houston and **POST, BUCKLEY, SCHUH & JERNIGAN, INC**, for Runway 8L-26R at George Bush Intercontinental Airport/Houston, Project No. 522, CIP A-0304 - **DISTRICT B - GALLOWAY**

33. Ordinance 2003-0297

ORDINANCE appropriating \$1,299,070.00 out of Houston Airport System Bonds 1998B AMT Construction Fund, CIP A-0354; approving and authorizing amendment No. 1 to the construction contract between the City of Houston and **STEWART-MATL, LTD.** for the Automated People Mover (APM) Maintenance and Storage Facility at George Bush Intercontinental Airport/Houston, Project 536B - **DISTRICT B - GALLOWAY**

34. Ordinance 2003-0298

ORDINANCE appropriating \$175,000.00 out of Airport System Subordinate Lien Revenue Bonds Series 1998B (AMT) Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **COBB, FENDLEY & ASSOCIATES, INC** for Miscellaneous Pavement Repairs and Rehabilitation at William P. Hobby Airport (Project No. 600), CIP A-0042 - **DISTRICT I - ALVARADO**

35. Ordinance 2003-0252

ORDINANCE changing the name of Briarwillow Drive to Harvest Time Lane between Imperial Valley Drive and Wayforest Drive - **DISTRICT B - GALLOWAY**

36. Ordinance 2003-0299

ORDINANCE closing the Central Street At-grade crossings of the Port Terminal Railroad Association's Tracks at Manchester Yard and Union Pacific Railroad Company's Track near Lawndale Avenue when the proposed Central Street Grade Separation (Overpass) is placed in service, GFS N-0676-01-2 (N-0676) - **DISTRICT I - ALVARADO**

37. Omitted

38. Pulled - Not Considered

ORDINANCE approving and authorizing contract between the City and **RICE UNIVERSITY** for Demographic, Economic and Geographic Analysis of Issues in Redistricting, Strategic Partnership Agreements, Pending Legislation, Elections and Litigation - \$40,000.00 - General Fund

Motion 2003-0290 – Suspend rules to hear from Ms. Barbara Sudhoff relative to Item 39

39. Council Members Vasquez, Alvarado, Tatro, Wiseman, Keller and Galloway tagged

ORDINANCE appropriating \$14,846,347.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing contract between the City of Houston and **MAXIMUS, INC** for an Integrated Case Management System for the Municipal Courts

Motion 2003-0291 – Suspend rules to hear from Ms. Barbara Sudhoff relative to Item 39

40. Council Members Wiseman, Galloway, Vasquez, Tatro and Alvarado tagged

ORDINANCE appropriating \$2,926,800.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing contract between the City of Houston and **DELOITTE & TOUCHE, LLP** for performing as the Integrated Case Management System Project Manager for Municipal Courts

ORDINANCES - continued

41. Council Members Wiseman, Vasquez, Tatro and Alvarado tagged

ORDINANCE appropriating \$262,920.00 out of Municipal Court Technology Fee Fund No. 261 and approving and authorizing Compromise and Settlement agreement between **DELOITTE & TOUCHE, LLP** and the City of Houston, to settle a claim arising out of activities financed by the Fund

42. Council Members Wiseman, Tatro, Vasquez and Alvarado tagged

ORDINANCE appropriating \$363,000.00 out of Municipal Court Technology Fee Fund for Various Projects for Municipal Courts Department

Motion 2003-0284 – Suspend rules to consider Items 43, 71, 75, 75a, 75b, 75c, 75d, 23, 28, 29 and 51 out of order

43. Ordinance 2003-0242

ORDINANCE approving and authorizing the following contracts between the City of Houston and **WEST HARRIS COUNTY REGIONAL WATER AUTHORITY**: (1) the Water Supply Contract, and (2) the Pumpage Fee and Pump Station Capacity Contract

44. Ordinance 2003-0300

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **EAGLE CONSTRUCTION & ENVIRONMENTAL SERVICES, L.P.** for the Handling and Disposal of Hazardous Materials for Various Departments

45. Council Member Edwards tagged

ORDINANCE appropriating \$97,887.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Regional Computerized Traffic Signal System (RCTSS) CMAQ Project, under an engineering services contract with **POST, BUCKLEY, SCHUH & JERNIGAN, INC d/b/a PBS&J CONSTRUCTION SERVICES, INC**, CIP N-0650-08-2 (approved by Ordinance No. 01-1005)

46. Ordinance 2003-0301

ORDINANCE appropriating \$1,718,812.42 out of Airport System Consolidated 2001 NONAMT Construction Fund, awarding contract to **PEDKO PAVING, INC** for Lee Road Widening: Garner Bayou to FM 1960, GFS N0709-01-3 (SB9005-1); providing funding for engineering, testing, contingencies relating to construction of facilities financed by the Airport System Consolidated 2001 NONAMT Construction Fund - **DISTRICT B - GALLOWAY**

47. Ordinance 2003-0302

ORDINANCE appropriating \$1,490,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Marylyn Estates and Sharpstown Area Water Line Replacement, GFS S-0035-60-3 (WA10591); providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS C - GOLDBERG and F - ELLIS**

48. Council Member Quan tagged

ORDINANCE appropriating \$1,620,800.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **R. K. WHEATON, INC** for Water Line Replacement in Gulf Meadows Subdivision, GFS S-0035-81-3 (WA10667); providing funding for engineering testing, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - WISEMAN**

ORDINANCES - continued

49. Ordinance 2003-0303

ORDINANCE appropriating \$106,300.00 out of Fire Consolidated Construction Fund for an additional appropriation for professional architectural services under contract with **LAY-SU & ASSOCIATES** (approved by Ordinance No. 2000-0265), and contingencies relating to construction of facilities financed by the Fire Consolidated Construction Fund, GFS C-0089 and C-0142 - **DISTRICTS A - TATRO; C - GOLDBERG; E - WISEMAN; F - ELLIS; G - KELLER and I - ALVARADO**

50. Ordinance 2003-0304

ORDINANCE appropriating \$315,000.00 out of Parks Special Fund 491 (Edwin Allday Trust Account) and \$1,335,000.00 out of Park Consolidated Construction Fund 421; approving and authorizing the 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 Townwood Park Expansion Project, CIP F-0206 and the Kingwood Park Project, CIP F-0504C; finding a public necessity for the two projects; replenishing existing fund F-0206-55-1 for the payment of appraisal fees for various Parks Capital Improvements Projects - **DISTRICTS D - EDWARDS and E - WISEMAN**

51. Ordinance 2003-0248

ORDINANCE amending City of Houston Ordinance No. 2001-592 relating to Employment Conditions, Compensation and Benefits of Classified Police Officers of the City of Houston; ratifying an amendment to the agreement between the City of Houston and the Houston Police Officers' Union, Reorganizing certain classifications, ranks, and pay grades within the Houston Police Department, and containing other provisions relating to the foregoing subject; suspending the operation of certain ordinances, providing for severability

52. Ordinance 2003-0253

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 63**

a. Ordinance 2003-0254

ORDINANCE annexing to the City of Houston, Texas 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston within the boundaries of Harris County Municipal Utility District No. 63; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

53. Ordinance 2003-0255

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 2**

a. Ordinance 2003-0256

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Mission Bend Municipal Utility District No. 2 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and

declaring an emergency

ORDINANCES - continued

54. Ordinance 2003-0257

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **CNP UTILITY DISTRICT**

a. Ordinance 2003-0258

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CNP UTILITY DISTRICT** and certain territory located in the vicinity of CNP Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within CNP Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

55. Ordinance 2003-0259

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 86**

a. Ordinance 2003-0260

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Municipal Utility District No. 86 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

56. Ordinance 2003-0261

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **CHARTERWOOD MUNICIPAL UTILITY DISTRICT**

a. Ordinance 2003-0262

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CHARTERWOOD MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Charterwood Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Charterwood Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

57. Ordinance 2003-0263

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 120**

ORDINANCES - continued

a. Ordinance 2003-0264

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 120** and certain territory located in the vicinity of Harris County Municipal Utility District No. 120, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Municipal Utility District No. 120 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

58. Ordinance 2003-0265

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 249**

a. Ordinance 2003-0266

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Municipal Utility District No. 249 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

59. Ordinance 2003-0267

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 61**

a. Ordinance 2003-0268

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Municipal Utility District No. 61 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

60. Ordinance 2003-0269

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **MALCOMSON ROAD UTILITY DISTRICT**

a. Ordinance 2003-0270

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **MALCOMSON ROAD UTILITY DISTRICT** and certain territory located in the vicinity of Malcomson Road Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Malcomson Road Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

ORDINANCES - continued

61. Ordinance 2003-0271

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **MEMORIAL HILLS UTILITY DISTRICT**

a. Ordinance 2003-0272

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **MEMORIAL HILLS UTILITY DISTRICT** and certain territory located in the vicinity of Memorial Hills Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Memorial Hills Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

62. Ordinance 2003-0273

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 1**

a. Ordinance 2003-0274

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Mission Bend Municipal Utility District No. 1 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

63. Ordinance 2003-0275

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **NORTHWEST PARK MUNICIPAL UTILITY DISTRICT**

a. Ordinance 2003-0276

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **NORTHWEST PARK MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Northwest Park Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Northwest Park Municipal Utility district annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

64. Ordinance 2003-0277

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO.**

ORDINANCES - continued

a. Ordinance 2003-0278

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Water Control and Improvement District No. 110 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

65. Ordinance 2003-0279

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **WEST MEMORIAL MUNICIPAL UTILITY DISTRICT**

a. Ordinance 2003-0280

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **WEST MEMORIAL MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of West Memorial Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within West Memorial Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

66. Ordinance 2003-0281

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 51**

a. Ordinance 2003-0282

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area 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; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Fresh Water Supply District No. 51 annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

67. Ordinance 2003-0283

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **CIMARRON MUNICIPAL UTILITY DISTRICT**

ORDINANCES - continued

a. Ordinance 2003-0284

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CIMARRON MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Cimarron Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and Use Tax of the City of Houston in the area within Cimarron Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

68. Ordinance 2003-0285

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **PONDEROSA FOREST UTILITY DISTRICT**

a. Ordinance 2003-0286

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **PONDEROSA FOREST UTILITY DISTRICT** and certain territory located in the vicinity of Ponderosa Forest Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such areas; imposing the Sales and use Tax of the City of Houston in the area within Ponderosa Forest Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

69. Ordinance 2003-0287

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 62**

a. Ordinance 2003-0288

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 62**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such area; imposing the Sales and Use Tax of the City of Houston in such area; assigning annexed area to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

70. Ordinance 2003-0289

ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **WESTON UTILITY DISTRICT**

a. Ordinance 2003-0290

ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **WESTON UTILITY DISTRICT**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a Regulatory Plan for such area; imposing the Sales and Use Tax of the City of Houston in such area; assigning annexed area to adjacent district from which District Council Member is elected until such time as district boundaries may be changed pursuant to the Houston City Charter; providing for severability; and declaring an emergency

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

NON CONSENT AGENDA - NUMBER 71

MISCELLANEOUS

71. Ordinance 2003-0243

NOTE: This Item must be adopted prior to adoption of Item 75d

ORDINANCE approving an Interim Borrowing of cash by the City General Fund from other City Funds; making findings and provisions related thereto

MATTERS HELD - NUMBERS 72 through 76

72. Motion 2003-0310

MOTION by Council Member Quan/Seconded by Council Member Vasquez to adopt recommendation from the Director Department of Public Works & Engineering to transfer revenues and interest generated by the Water and Wastewater Impact Fees in the amount of \$7,928,493.82 to Revenue Bond Debt Service as recommended in the January 2003 Semiannual Report of the Capital Improvements Advisory Committee (CIAC)

TAGGED BY COUNCIL MEMBER SEKULA-GIBBS

This was Item 1A on Agenda of March 12, 2003

73. Motion 2003-0311

MOTION by Council Member Quan/Seconded by Council Member Vasquez to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$3,780,495.33 and acceptance of work on contract with **CONTRACTOR TECHNOLOGY, INC** for Construction of Neighborhood Street Reconstruction Project No. 432A Phase I, GFS N-0364-02-3 (N-0364-02) - 05.41% over the original contract amount -

DISTRICTS C - GOLDBERG and I - ALVARADO

TAGGED BY COUNCIL MEMBERS KELLER and TATRO

This was Item 5 on Agenda of March 12, 2003

74. Motion 2003-0312

MOTION by Council Member Parker/Seconded by Council Member Vasquez to adopt recommendation from Finance & Administration Department to **AMEND MOTION #2000-756, 6/14/00, TO INCREASE** spending authority from \$22,974,940.00 to \$26,974,940.00 for Reformulated Gasoline for Finance and Administration Department, awarded to **ADA RESOURCES, INC** for a total increase of \$4,000,000.00 - Central Service Revolving Fund

TAGGED BY COUNCIL MEMBER WISEMAN

This was Item 12 on Agenda of March 12, 2003

75. Motion 2003-0285 – Tabled

MOTION by Council Member Robinson/Seconded by Council Member Tatro that prior to further consideration of proposed ordinance making appropriations, including the General Appropriation, and authorizing transfers in support of the annual budgets of the City for Fiscal Year 2003, the ordinance be amended to transfer \$15,000,000.00 from the Disaster Relief Fund to the Rainy Day Fund - **TAGGED BY COUNCIL MEMBERS TATRO and PARKER**

a. Motion 2003-0286 – Tabled

MOTION by Council Member Robinson/Seconded by Council Member Galloway that prior to further consideration of proposed ordinance making appropriations, including the General Appropriation, and authorizing transfers in support of the annual budgets of the City for Fiscal Year 2003, the ordinance be amended to transfer \$16,000,000.00 from the Any Lawful Purpose Fund to the General Fund - **TAGGED BY COUNCIL MEMBER GALLOWAY**

MATTERS HELD – continued

Item 75 – continued

b. Motion 2003-0287 – Tabled

WRITTEN Motion presented by Council Member Robinson to amend the proposed ordinance making appropriations, including the General Appropriation, and authorizing transfers in support of the annual budgets of the City for Fiscal Year 2003:

“Amend Item 16 to:

(1) Transfer \$5.5 million from the ALP fund with \$5 million to be immediately deposited in the Rainy Day Fund and the remaining \$500,000 to be used to eliminate delaying the start of the April HPD Cadet class; and

Use all excess cash in the Disaster Recovery Fund not needed to help balance the FY'03 budget or payoff an outstanding bill to help purchase the “Midtown Superblock” for use as a city park and underground parking garage to be a source of future dedicated funding for the Parks Department.”

TAGGED BY COUNCIL MEMBERS PARKER and TATRO

Motion 2003-0288 – Amend Item 75c to transfer \$16 million from the ALP Fund to the city’s Rainy Day Fund to increase the Fund’s balance to \$21 million to be effective 7-15-03 – “FAILED**”**

c. Ordinance 2003-0244

ORDINANCE making an appropriation and authorizing a transfer in support of the annual General Fund budget of the City for Fiscal Year 2003; making other findings and provisions related to the subject

d. Ordinance 2003-0245

NOTE: Item 71 must be adopted prior to adoption of Item 75d

ORDINANCE making appropriations, including the General Appropriation, and authorizing transfers in support of the annual budgets of the City for Fiscal Year 2003; making other findings and provisions related to the subject

76. Ordinance 2003-0305

ORDINANCE appropriating \$22,500,000.00 out of City of Houston Subordinate Lien Hotel Occupancy Tax and Parking Revenue Commercial Paper Notes Series A for a refund to Series E Commercial Paper C & E Fund used to acquire the Superblock located immediately across from the George R. Brown Convention Center - **TAGGED BY COUNCIL MEMBER KELLER**

This was Item 17 on Agenda of March 12, 2003

Motion 2003-0313 – Suspend rules to remain in session beyond 12 noon

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Ellis 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

2/25/2003 – All Present

2/26/2003 – Council Member Ellis out of the City on City business