

**AGENDA - COUNCIL MEETING - WEDNESDAY - NOVEMBER 12, 2003 - 9:00 A. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2003-1317 to 2003-1357**  
**ORDINANCES 2003-1046 to 2003-1102**  
**RESOLUTION – 2003-0033**

**2003-1316-1**

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

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

**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

**HEARINGS**

1. **Motion 2003-1317 – Close hearing**  
**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 63** to enter into an Amendment to the Strategic Partnership Agreement between the City of Houston and Harris County Municipal Utility District No. 63
2. **Motion 2003-1318 – Close hearing**  
**PUBLIC HEARING** on a proposal for the City of Houston and **CHELFORD 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 certain territory located within Chelford City Municipal Utility District, in Harris County, Texas and in Fort Bend County, Texas
3. **Motion 2003-1319 – Close hearing**  
**PUBLIC HEARING** on a proposal for the City of Houston and **MEMORIAL HILLS UTILITY DISTRICT** to enter into an Amendment to the Strategic Partnership Agreement between the City of Houston and Memorial Hills Utility District and on a proposal for the City of Houston to annex for limited purposes certain territory located within Memorial Hills Utility District, in Harris County, Texas
4. **Motion 2003-1320 – Close hearing**  
**PUBLIC HEARING** on a proposal for the City of Houston and **MALCOMSON ROAD UTILITY DISTRICT** to enter into an Amendment to the Strategic Partnership Agreement between the City of Houston and Malcomson Road Utility District and on a proposal for the City of Houston to annex for limited purposes certain territory located within Malcomson Road Utility District, in Harris County, Texas

**HEARINGS** - continued

**5. Motion 2003-1321 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 51** to enter into an Amendment to the Strategic Partnership Agreement between the City of Houston and Harris County Fresh Water Supply District No. 51 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, in Harris County, Texas

**6. Motion 2003-1322 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **CYPRESS HILL 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 Cypress Hill Municipal Utility District No. 1 and certain territory located in the vicinity of Cypress Hill Municipal Utility District No. 1, in Harris County, Texas

**7. Motion 2003-1323 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **FOUNTAINHEAD MUNICIPAL UTILITY DISTRICT OF HARRIS COUNTY** 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 Fountainhead Municipal Utility District and certain territory located in the vicinity of Fountainhead Municipal Utility District, in Harris County, Texas

**8. Motion 2003-1324 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **GREEN TRAILS 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 Green Trails Municipal Utility District and certain territory located in the vicinity of Green Trails Municipal Utility District, in Harris County, Texas

**9. Motion 2003-1325 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 8** 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. 8 and certain territory located in the vicinity of Harris County Municipal Utility District No. 8, in Harris County, Texas

**10. Motion 2003-1326 - Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 191** to enter into an Amendment to the Strategic Partnership Agreement between the City of Houston and Harris County Municipal Utility District No. 191 and on a proposal for the City of Houston to annex for limited purposes certain territory located within Harris County Municipal Utility District No. 191 and certain territory located in the vicinity of Harris County Municipal Utility District No. 191, in Harris County, Texas

**11. Motion 2003-1327 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 200** 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. 200 and certain territory located in the vicinity of Harris County Municipal Utility District No. 200, in Harris County, Texas

**HEARINGS** - continued

**12. Motion 2003-1328 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 257** 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. 257 and certain territory located in the vicinity of Harris County Municipal Utility District No. 257, in Harris County, Texas

**13. Motion 2003-1329 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 58** 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. 58 and certain territory located in the vicinity of Harris County Municipal Utility District No. 58, in Harris County, Texas

**14. Motion 2003-1330 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 109** 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. 109 and certain territory located in the vicinity of Harris County Water Control and Improvement District No. 109, in Harris County, Texas

**15. Motion 2003-1331 – Close hearing**

**PUBLIC HEARING** on a proposal for the City of Houston and **NORTH FOREST 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 North Forest Municipal Utility District and certain territory located in the vicinity of North Forest Municipal Utility District, in Harris County, Texas

**MAYOR'S REPORTS**

**CONSENT AGENDA NUMBERS 16 through 77**

**MISCELLANEOUS** - NUMBERS 16 through 19A

**16. Motion 2003-1339**

**CONFIRMATION** of the appointment of **MS. ANH HUNTER** to Position 5 of the **WASTEWATER CAPACITY RESERVATION REVIEW BOARD**, for a term to expire March 1, 2005

**17. Motion 2003-1340**

**RECOMMENDATION** from Director Human Resources to approve a tenth 90 day period for pay differential for employees called to active duty status during a time of war or state of emergency

**18. Motion 2003-1341**

**RECOMMENDATION** from Chief of Police for Extension of Injured on Duty Status for Police Officer **ENRIQUE DUHARTE-TUR**

**MISCELLANEOUS** - continued

**19. Ordinance 2003-1053**

ORDINANCE appropriating \$110,792.67 out of Street & Bridge Consolidated Construction Fund as additional funding for contract with **DOLSON SIERRA CONSTRUCTION GROUP, INC** for Safe Sidewalk Program, GFS N-0610A-G8-3 (SB9007-3), approved by Ordinance No. 02-0446 **DISTRICTS A - TATRO and B - GALLOWAY**

**a. Motion 2003-1342**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of Change Order No. 1 in the amount of \$145,695.96 on contract with **DOLSON SIERRA CONSTRUCTION GROUP, INC** for Safe Sidewalk Program, GFS N-0610A-G8-3 (SB9007-3), approved by Ordinance No. 02-0446 - **DISTRICTS A - TATRO and B - GALLOWAY**

**ACCEPT WORK** - NUMBERS 20 through 22

**20. Motion 2003-1346**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,631,139.33 and acceptance of work on contract with **COLT UTILITIES, INC** for Construction of NSR 434-02 and NSR 432A, Phase IV - Ford Street, GFS N-0366-02-3 (N-0366-02 and N-0364-04) - 03.12% under the original contract amount **DISTRICTS A - TATRO; B - GALLOWAY and I - ALVARADO**

**21. Council Member Keller tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,354,714.65 and acceptance of work on contract with **DURWOOD GREENE CONSTRUCTION COMPANY** for Construction of Generic Overlay Project (Package II), GFS N-1037-26-3 (OL2026) - 03.27% over the original contract amount **DISTRICTS F - ELLIS and G - KELLER**

**22. Council Member Goldberg tagged**

RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,302,116.04 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Rehabilitation of the 54-inch Sims Bayou Trunk Sewer from Scott Street No. 1 Lift Station to Old Spanish Trail, GFS R-2011-28-3 (4831) - 04.31% under the original contract amount - **DISTRICT D - EDWARDS**

**PROPERTY** - NUMBER 23

**23. Motion 2003-1343**

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcels CY3-005 and VY4-003, located west of the southwest corner of Chessington Drive and West Bellfort, owned by Sun NLF Limited Partnership, a Delaware limited partnership, Stephen E. Rennekar, Vice President, for the **WEST BELLFORT NO. 3 LIFT STATION REPLACEMENT PROJECT**, CIP R-2011-19-2 - \$34,323.00 - Enterprise Fund - **DISTRICT C - GOLDBERG**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 24 through 29

**24. Motion 2003-1344**

**GOMEZ FLOOR COVERING, INC** for Ceramic Tile Project for Two Fire Stations for Building Services Department - \$29,711.00 and contingencies for a total amount not to exceed \$31,196.55 - Fire Department Revolving Fund

**PURCHASING AND TABULATION OF BIDS** - continued

**Motion 2003-1347 – Postpone Item 25 to the end of the Agenda**

**25. Motion 2003-1357**

**EMERGENCY VEHICLES OF TEXAS, INC (Bid #3)** - \$58,200.00 and **PEARLAND ALTERNATOR CO., INC (Bid #2)** - \$92,344.00 for Ambulance, Pumper and Ladder Truck Replacement Parts for Fire Department - \$155,200.00, minus a commission fee (3% for Internet-based reverse auction services) in the amount of \$4,656.00 for a net award amount not to exceed \$150,544.00 - General Fund

**26. Motion 2003-1348**

**GBS ENVIRONMENTAL, INC** for Asbestos Abatement, Demolition and Site Clean-up Services for Planning & Development Department - \$60,300.00 and contingencies for a total amount not to exceed \$63,315.00 - Dangerous Building Consolidated Fund

**27. Motion 2003-1345**

**VARIAN, INC** for One Mass Spectrometry 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 - \$125,000.00 - Enterprise Fund

**28. Motion 2003-1349**

**NATIONAL ENVELOPE - TEXAS LLC (Bid No. 7)** for Envelopes, Utility Customer Service for Various Departments - \$592,298.21, minus a commission fee (3% for Internet-based reverse auction services) in the amount of \$17,768.95 for a net award amount not to exceed \$574,529.26 General and Enterprise Funds

**29. Council Member Tatro tagged**

**DAVIS CHEVROLET, INC (Bid #6)** for Auto GM Car/Truck, OEM Replacement Parts and Repair Contract for Various Departments - \$2,747,155.94 minus a commission fee (3% for Internet-based reverse auction services) in the amount of \$82,414.68 for a net award amount not to exceed \$2,664,741.26 and **DECLARE BECK AND MASTEN PONTIAC-GMC, INC** non-responsible for a period of 12-months - General and Enterprise Funds

**Motion 2003-1350 – Suspend rules to hear from Mr. Calvin Wells**

**RESOLUTIONS AND ORDINANCES** - NUMBERS 30 through 77

**30. Resolution 2003-0033**

RESOLUTION designating certain property located at 1919 Houston Avenue in the City of Houston as a Historic Landmark - **DISTRICT H - VASQUEZ**

**Motion 2003-1332 – Suspend rules to consider Items 31, 32, 36, 37, 94, 96, 84, 84a, 84b, 84c, 79 and 79a out of order**

**31. Ordinance 2003-1046**

ORDINANCE **AMENDING CHAPTERS 1 and 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Regulation of Passenger Vehicles for Hire

**32. Ordinance 2003-1047**

ORDINANCE **AMENDING SECTION 20-161 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to sale of processed foods at certified Farmers Markets

**RESOLUTIONS AND ORDINANCES** - continued

**33. Ordinance 2003-1081**

ORDINANCE authorizing the creation of the General Obligation Series E Commercial Paper METRO Projects Fund and authorizing the funding of certain Street and Traffic Control Projects from the General Obligation Series E Commercial Paper Program

**34. Ordinance 2003-1082**

ORDINANCE amending prior ordinance relating to the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series E; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of such notes, including the approval of an amended and restated Credit Agreement, an amended and restated Dealer Agreement, an amended and restated issuance Paying Agency Agreement and an updated Offering Memorandum

**35. Council Members Sekula-Gibbs, Tatro, Keller and Ellis tagged**

ORDINANCE approving City of Houston Master Swap Policy; authorizing an Interest Rate Swap Agreement with respect to certain City of Houston, Texas, Public Improvement Bonds; authorizing the Mayor and City Controller to enter into such Swap Agreement with **RFPC, LLC** as Counterparty; making other provisions regarding such Swap Agreement and incident thereto; authorizing a Bond Counsel Agreement

**36. Ordinance 2003-1048**

ORDINANCE canvassing the returns of the City of Houston General Election held on November 4, 2003, and making various findings and provisions related to the subject; providing for severability; and declaring an emergency

**37. Ordinance 2003-1049**

ORDINANCE canvassing the returns of the City of Houston Special Election held on November 4, 2003, for the purpose of submitting to the qualified voters of the City of Houston, Texas a proposition for the adoption of Chapter 174, Texas Local Government Code, to provide collective bargaining for City of Houston Fire Fighters; and making various findings and provisions related to the subject; providing for severability; and declaring an emergency

**38. Ordinance 2003-1054**

ORDINANCE consenting to the addition of 310.7309 acres of land to **BRIDGESTONE MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**39. Ordinance 2003-1055**

ORDINANCE consenting to the addition of 1.1900 acres of land to **GRANT ROAD PUBLIC UTILITY DISTRICT**, for inclusion in its district

**40. Ordinance 2003-1056**

ORDINANCE consenting to the addition of 110.6064 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 282**, for inclusion in its district

**41. Ordinance 2003-1057**

ORDINANCE consenting to the addition of 25.773 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 92**, for inclusion in its district

**42. Ordinance 2003-1058**

ORDINANCE consenting to the addition of 0.4998 acres of land to **HEATHERLOCH MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**RESOLUTIONS AND ORDINANCES** - continued

**43. Ordinance 2003-1059**

ORDINANCE consenting to the addition of 13.1658 acres of land to **KLEINWOOD MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**44. Ordinance 2003-1060**

ORDINANCE consenting to the addition of 201.899 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5**, for inclusion in its district

**45. Ordinance 2003-1061**

ORDINANCE consenting to the addition of 2.7035 acres of land to **TRAIL OF THE LAKES MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

**46. Ordinance 2003-1062**

ORDINANCE finding no special benefit to the abutting owner of property described as Lots 4 and 5, Block 6, Stude's First Addition, and authorizing refund for certain assessment liens and apparent liens created by Ordinance No. 92-814 passed June 17, 1992, for the initiation of Topping Project 420 for permanent improvement portions of Adele, Arlington and various other streets in the City of Houston, Texas; authorizing a refund to the abutting owner - **DISTRICT H - VASQUEZ**

**47. Ordinance 2003-1063**

ORDINANCE approving and authorizing sale to Harris County Flood Control District of Drainage easements in and to two parcels of land containing an aggregate of 0.7790 acre, more or less, Parcels SY3-064A and SY3-064B, being out of the Almeda Sims Bayou Wastewater Treatment Plant Site, J. W. Moody Survey, A-548, Harris County, Texas; in consideration of Harris County Flood Control District's payment of \$13,496.00 and other consideration to the City - **DISTRICT D - EDWARDS**

**48. Ordinance 2003-1064**

ORDINANCE appropriating \$565,000.00 out of Airport System Consolidated 2000B NON-AMT Construction Bond Fund; authorizing the purchase of certain tracts of land and improvements thereon, out of Greenview Manor Sections One, Two and Three, McAuley Survey, A-577, Houston, Harris County, Texas, for a Noise Compatibility Program at Bush Intercontinental Airport, CIP A-0476-05-1; approving purchase and sale agreements with the owners of the land (David Lynn; Robert Dale Maxwell and Charlotte Nadine Maxwell; David E. McCall and Carlyne Y. McCall; Adella Miksch; and Jerry W. Young and Gloria W. Young) - **DISTRICT B - GALLOWAY**

**49. Ordinance 2003-1083**

ORDINANCE appropriating \$405,000.00 out of Airport System Consolidated 2000B NON-AMT Construction Bond Fund and approving purchase of approximately 5.26 acres of land out of the W.C.R.R. Company Section 4, Block 5, Survey, A-1423, Houston, Harris County, Texas, for the Expansion of Bush Intercontinental Airport, CIP A-0024-110, and approving purchase and sale agreement with June T. M. Wang, Trustee to acquire the land for a purchase price, including closing costs, which does not exceed the sum hereby appropriated - **DISTRICT B - GALLOWAY**

**RESOLUTIONS AND ORDINANCES** - continued

**50. Ordinance 2003-1084**

ORDINANCE appropriating \$205,000.00 out of Airport System Consolidated 1998B AMT Construction Bond Fund and approving purchase of approximately 4.522 acres of land out of the Jacob Armstrong Survey, A-89, and A. R. Bodman Survey, A-141, Houston, Harris County, Texas, for the Expansion of Bush Intercontinental Airport; CIP A-0082-13; approving purchase and sale agreement with Harris County Municipal Utility District No. 26 to acquire the land for a purchase price, including closing costs, which does not exceed the sum hereby appropriated **DISTRICT B - GALLOWAY**

**51. Ordinance 2003-1065**

ORDINANCE appropriating \$81,600.00 out of Parks Special Fund No. 491 and approving and authorizing purchase of the remaining 30.1388% undivided interest in a 5.641 acre tract of land in the James Hamilton Survey, Abstract No. 884, Houston, Harris County, Texas, and the improvements located thereon, for the development of E. R. and Ann Taylor Park, and approving purchase and sale agreements with each of (1) W. Ervin James II and Gail Rustin James; (2) Judy James Bute; (3) Pamela G. James; and (4) Mary Elizabeth Ramsey to acquire the land and improvements thereon for a purchase price, including Title Insurance and closing costs, which does not exceed the sum hereby appropriated - **DISTRICT D - EDWARDS**

**52. Ordinance 2003-1085**

ORDINANCE approving the purchase of approximately 9.121 acres of land out of Restricted Reserve "B", Kingwood Town Center Section Three Subdivision, J. W. Asbury Survey, A-91, Houston, Harris County, Texas, for the Kingwood Park Project, CIP C-0504C-15-1, and approving purchase and sale agreement with C. H. Wilkinson Physician Network to acquire the land for a purchase price, including closing costs, not to exceed \$1,161,383.00 - **DISTRICT E - WISEMAN**

**53. Ordinance 2003-1086**

ORDINANCE approving and authorizing contract between the City and **HOUSTON WORKS USA** for Counselors to provide Gang Intervention and Prevention Services to participants of its Youth Offender Project; authorizing two full time Counselor positions to be funded by Houston Works USA - \$178,188.00 - Grant Fund

**54. Ordinance 2003-1066**

ORDINANCE approving and authorizing the Houston Police Department to accept Video Equipment from the **TEXAS DEPARTMENT OF PUBLIC SAFETY** pursuant to Senate Bill 1074 and a letter awarding the Video Equipment Grant - \$448,350.00 - Grant Fund

**55. Ordinance 2003-1067**

ORDINANCE approving and authorizing application to the **U. S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE (BJA)**, to fund the 2003 Local Law Enforcement Block Grants Program; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Chief of the Police Department, or Acting Chief, or any designated Assistant Chief of the Police Department, to accept such funds and to apply for and accept all subsequent awards, if any, pertaining to the application

**56. Ordinance 2003-1087**

ORDINANCE approving and authorizing Restatement of contract between the City and **RCC CONSULTANTS, INC.**, (#C54916) for Strategic Wireless Infrastructure System for Various Departments



**RESOLUTIONS AND ORDINANCES** - continued

**57. Council Member Tatro tagged**

ORDINANCE approving and authorizing contract between the City and the **HOUSTON CLEAN COMMISSION D/B/A KEEP HOUSTON BEAUTIFUL** for Volunteer Weed Mowing and Debris Removal Services - \$187,592.00 - General Fund

**58. Ordinance 2003-1088**

ORDINANCE approving and authorizing amendment No. 2 to the agreement for Radio Communications Systems Services between the City of Houston and **BLISS COMMUNICATION, INC** for the Houston Airport System - **DISTRICTS B - GALLOWAY and E - WISEMAN**

**59. Ordinance 2003-1068**

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **ASHBROOK CORPORATION** for Belt Filter Press Assembly Repair Services for the Public Works & Engineering Department (as approved by Ordinance No. 99-254)

**60. Ordinance 2003-1069**

ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **CAPT. KIRK'S MARINE, INC** for Repair Services on Boats for Various Departments (as approved by Ordinance No. 99-270)

**61. Ordinance 2003-1070**

ORDINANCE amending Ordinance No. 98-723 to increase the maximum contract amount to contract between the City of Houston and **MCLEMORE BUILDING MAINTENANCE, INC** for Window Cleaning Services for Various Departments - \$75,069.69 - General Fund

**62. Ordinance 2003-1071**

ORDINANCE approving and authorizing sponsorship agreement between the City and **UNIVERSITY ARMS TOWN HOUSES COUNCIL OF CO-OWNERS** for Garbage Collection Service for the respective Civic Association - 10 Months - \$1,200.00 - **DISTRICT F - ELLIS**

**63. Council Member Goldberg tagged**

ORDINANCE approving and authorizing Advance Funding Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for the Expansion of State Highway 6 North of IH-10 to South of IH-10 under TXDOT's Unified Transportation Program, N-0611-48-2 (SB9144-03) - **DISTRICTS A - TATRO and G - KELLER**

**64. Ordinance 2003-1072**

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

**65. Ordinance 2003-1102**

ORDINANCE approving and authorizing contract between the City and the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS (METRO)** for Purchase and Installation of Materials for Pedestrian Components on Main Street from Blodgett to Binz as part of the Main Street Corridor Revitalization Project

**RESOLUTIONS AND ORDINANCES** - continued

**66. Ordinance 2003-1073**

ORDINANCE issuing permit to **MARATHON ASHLAND PIPE LINE, LLC**, to own, acquire, construct, operate, maintain, improve, repair, and replace pipelines in certain portion of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued - **DISTRICT E - WISEMAN**

**67. Ordinance 2003-1074**

ORDINANCE issuing permit to **MOBILE VANDERBILT-BEAUMONT PIPELINE COMPANY**, to own, acquire, construct, operate, maintain, improve, repair, and replace pipelines in certain portion of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued - **DISTRICTS B - GALLOWAY; E - WISEMAN and H - VASQUEZ**

**68. Ordinance 2003-1075**

ORDINANCE issuing permit to **PRAXAIR, INC.**, to own, acquire, construct, operate, maintain, improve, repair, and replace pipelines in certain portion of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued - **DISTRICT E - WISEMAN**

**69. Council Members Edwards and Keller tagged**

ORDINANCE appropriating \$97,007.04 out of Water & Sewer System Consolidated Construction Fund and appropriating \$93,000.00 out of TIRZ Affordable Housing Midtown Fund approving and authorizing Developer Participation contract between the City of Houston and **BRENTWOOD WAY DEVELOPERS, L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve the Brentwood Park Subdivision - Phase One, CIP S-0800-A3-03 and R-0800-A3-03 **DISTRICT D - EDWARDS**

**70. Council Members Edwards and Keller tagged**

ORDINANCE appropriating \$232,206.87 out of Water & Sewer System Consolidated Construction Fund and appropriating \$189,000.00 out of TIRZ Affordable Housing Midtown Fund approving and authorizing Developer Participation contract between the City of Houston and **BRENTWOOD WAY DEVELOPERS, L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve the Brentwood Park Subdivision - Phase Two, CIP S-0800-A4-03 and R-0800-A4-03 - **DISTRICT D - EDWARDS**

**71. Ordinance 2003-1076**

ORDINANCE appropriating \$3,827,474.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods GFS R-0266-A5-3 (WW4257-47); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**72. Ordinance 2003-1077**

ORDINANCE appropriating \$2,966,985.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods GFS R-0294-01-3 (WW4257-42); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICTS D - EDWARDS; E - WISEMAN and I - ALVARADO**

**RESOLUTIONS AND ORDINANCES** - continued

**73. Ordinance 2003-1089**

ORDINANCE appropriating \$2,534,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **LAYNE-TEXAS; A DIVISION OF LAYNE CHRISTENSEN CO.** for Rehabilitation of existing Water Wells, GFS S-0200-14-3 (WA 10562-3); providing funding for engineering testing, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

**74. Ordinance 2003-1078**

ORDINANCE appropriating \$1,590,000.00 out of Airport System Subordinate Lien Revenue Bonds, Series 2000B (NON-AMT) Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **KLOTZ ASSOCIATES, INC** for Rehabilitation of Runway 15L-33R at George Bush Intercontinental Airport/Houston (Project No. 603; CIP A-0451) - **DISTRICT B - GALLOWAY**

**75. Ordinance 2003-1079**

ORDINANCE approving and authorizing contract for Seasonal Interior Design Services for the Houston Airport System between the City of Houston and **ALWAYS IN SEASON DECORATING SERVICES, INC** - 5 Years - \$155,400.00 - Enterprise Funds

**76. Ordinance 2003-1090**

ORDINANCE appropriating \$3,830,050.00 out of Houston Airport System Consolidated 2001 AMT Construction Fund, CIP A-0463, awarding construction contract to **CONSTRUCTION, LTD.** for Air Cargo Inspection Facilities at George Bush Intercontinental Airport/Houston (IAH), (Project No. 605C); providing funding for engineering testing services, and for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - GALLOWAY**

**77. Ordinance 2003-1080**

ORDINANCE appropriating \$2,300,000.00 out of Water & Sewer System Consolidated Construction Fund, (\$800,000.00, Number R-0019-RE-1 and \$1,500,000.00, Number S-0019-RE-1); approving and authorizing purchase of easements and other interests in real property and the 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 and finding a public necessity for the Wastewater and Water Capital Improvement Projects Identified in the body of this ordinance

**END OF CONSENT AGENDA**

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

**NON CONSENT AGENDA - NUMBER 78**

**MISCELLANEOUS**

**78. Motion 2003-1351 – Close nominations**

RECEIVE nominations for Positions A through I on the **HOUSTON CLEAN CITY COMMISSION**, the one year terms to expire February 1, 2004

**Mr. R.C. Jones nominated for reappointment to Position B**

**Ms. Ruth Hurst nominated for reappointment to Position C**

**Ms. Sherry Sterling nominated for reappointment to Position D**

**Mr. Paul Kevin Dix nominated for reappointment to Position E**

**Ms. Karen North nominated for reappointment to Position F**

**Mr. Ramiro Fonseca nominated for reappointment to Position I**

**Motion 2003-1352 – Postpone Positions A, G and H for one (1) week**

**MATTERS HELD - NUMBERS 79 through 97**

**79. Motion 2003-1338 – Postpone one (1) week**

ORDINANCE appropriating \$577,793.85 out of Street & Bridge Consolidated Construction Fund and approving and authorizing amendment to construction contract (approved by Ord. No. 2002-0224) between the City of Houston and **TEXAS STERLING, L.P.** for Construction of an 84-inch water line along West 24th Street from Durham Drive to Airline Drive, CIP S-0900-65-3 (WA10638); providing funding for engineering testing services relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT H - VASQUEZ**

**TAGGED BY COUNCIL MEMBERS BERRY and GOLDBERG**

**a. Motion 2003-1338 – Postpone one (1) week**

MOTION by Council Member Vasquez/Seconded by Council Member Tatro to adopt recommendation from Director Department of Public Works & Engineering for approval of Change Order No. 6 in the amount of \$732,186.00 on contract with **TEXAS STERLING, L.P.** for Construction of an 84-inch water line along West 24th Street from Durham Drive to Airline Drive, CIP S-0900-65-3 (WA10638) - **DISTRICT H - VASQUEZ**

**TAGGED BY COUNCIL MEMBERS GOLDBERG and BERRY**

These were Items 16 and 16A on Agenda of November 5, 2003

**80. Motion 2003-1353 – Adopt**

MOTION by Council Member Vasquez/Seconded by Council Member Tatro to adopt recommendation from Finance & Administration Department to award to **ALTIVIA CORPORATION** for Emergency Purchase of Sodium Hypochlorite for Department of Public Works & Engineering - \$41,313.56 - Enterprise Fund

**TAGGED BY COUNCIL MEMBER GOLDBERG**

This was Item 33 on Agenda of November 5, 2003

**81. Motion 2003-1354 – Adopt**

MOTION by Council Member Vasquez/Seconded by Council Member Tatro to adopt recommendation from Finance & Administration Department to **AMEND MOTION #2000-1326, 11/1/00** and **#2003-637, 6/18/03, TO INCREASE** spending authority from \$3,220,300.00 to \$4,025,375.00 for Ford Motor Car/Light Truck Replacement Parts and Service for Various Departments, awarded to **TOMMIE VAUGHN MOTORS** - General Fund

**TAGGED BY COUNCIL MEMBER SEKULA-GIBBS**

This was Item 36 on Agenda of November 5, 2003

**MATTERS HELD** – continued

**82. Motion 2003-1355 – Adopt**

MOTION by Council Member Ellis/Seconded by Council Member Tatro to adopt recommendation from Finance & Administration Department to award to **CITY SUPPLY CO., INC** for Plumbing Supplies for Various Departments - \$772,651.00 - General and Enterprise Funds

**TAGGED BY COUNCIL MEMBER SEKULA-GIBBS**

This was Item 38 on Agenda of November 5, 2003

**83. Motion 2003-1356 – Adopt**

MOTION by Council Member Vasquez/Seconded by Council Member Ellis adopt recommendation from Finance & Administration Department to award to **TURF EQUIPMENT & SUPPLIES, INC** for Lawnmower and Edger Replacement Parts and Repair for Various Departments - \$96,700.00, minus a commission fee (3% for Internet-based reverse auction services) in the amount of \$2,901.00 for a net award amount not to exceed \$93,799.00 - General and Enterprise Funds - **TAGGED BY COUNCIL MEMBER TATRO**

This was Item 39 on Agenda of November 5, 2003

**84. Motion 2003-1334 – Postpone one (1) week**

ORDINANCE authorizing and providing for certain amendments to the City of Houston, Texas, Water and Sewer System Bond Ordinance; making other provisions regarding such amendments and matters incident thereto; and declaring an emergency

**TAGGED BY COUNCIL MEMBERS WISEMAN, ELLIS and TATRO**

**a. Motion 2003-1335 – Postpone one (1) week**

ORDINANCE providing for issuance of City of Houston, Texas, combined Utility System Revenue Obligations, providing for the payment thereof; making other provisions regarding such obligations and matters incident thereto, including covenants and agreements relating to the Operation and Management of the Water, Sewer and Drainage System, the Revenues derived from its operation and ownership, the establishment and maintenance of funds and accounts for the payment of such obligations, specifying the terms and conditions for the issuance of such obligations and other matters incident and related to their issuance and security; ratifying, confirming, authorizing and adopting Drainage Utility Service Charges; and declaring an emergency - **TAGGED BY COUNCIL MEMBERS WISEMAN, ELLIS and TATRO**

**b. Motion 2003-1336 – Postpone one (1) week**

ORDINANCE supplementing the City of Houston, Texas Master Ordinance providing for the issuance of combined Utility System Revenue Obligations and authorizing issuance of City of Houston, Texas, combined Utility System First Lien Revenue Refunding Bonds in several series designations, authorizing the Mayor and City Controller to approve the amounts, interest rates, prices, and terms thereof and certain other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; awarding the sale of the bonds; authorizing the defeasance, final payment, and discharge of certain Water and Sewer System Commercial Paper Notes and certain Water and Sewer System Outstanding Bonds; authorizing the execution and delivery of Escrow Agreements; authorizing the purchase of and subscription for certain escrowed securities; ratifying, confirming, authorizing, and adopting Drainage Utility Service Charges; authorizing qualified hedge agreements with respect to the bonds; authorizing Bond Insurance, Reserve Fund Surety Policies, Escrow Verification and Engagement of Escrow Agents, a Co-Bond Counsel Agreement, Special Disclosure Co-Counsel Agreement, Supplemental Financial Advisor Agreement, Swap Advisor Agreement, and agreements with respect to payment of Bond Counsel and Financial Advisor Fees of the Texas Water Development Board; authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency

**TAGGED BY COUNCIL MEMBERS TATRO, WISEMAN and ELLIS**

**MATTERS HELD** – continued

**c. Motion 2003-1337 – Postpone one (1) week**

ORDINANCE authorizing the issuance of “City of Houston, Texas, Revenue Anticipation Notes, Series 2003”; specifying the terms and features of said notes; pledging drainage revenues for the payment of the principal of and interest on said Notes; ratifying, confirming, authorizing, and adopting Drainage Utility Service Charges; resolving other matters in connection therewith; and declaring an emergency

**TAGGED BY COUNCIL MEMBER TATRO, WISEMAN, ELLIS and KELLER**

These were Items 41, 41A, 41B and 41C on Agenda of November 5, 2003

**85. Ordinance 2003-1091**

ORDINANCE appropriating \$213,000.00 out of Solid Waste Consolidated Construction Fund for Repairs and Modifications at the Southwest Transfer Station to be performed by **REPUBLIC WASTE SERVICES OF TEXAS** pursuant to Contract #51076 - **DISTRICT C -**

**GOLDBERG**

**TAGGED BY COUNCIL MEMBER GOLDBERG**

This was Item 49 on Agenda of November 5, 2003

**Motion 2003-1333 – Suspend rules to consider Item 86 out of order**

**86. Ordinance 2003-1052**

ORDINANCE approving and authorizing contracts between the City and the **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, the **CITY OF SOUTH HOUSTON**, **ROBERT C. GOHLKE, DDS, INC.**, **HEIGHTS HEARING AIDS, LLC**, and **TEXAS SOUTHERN UNIVERSITY** for Various Vendor, Support and Nutrition Services for the Elderly; providing a maximum contract amount - \$3,406,105.00 - Grant Fund

**TAGGED BY COUNCIL MEMBER EDWARDS**

This was Item 51 on Agenda of November 5, 2003

**87. Ordinance 2003-1092**

ORDINANCE approving and authorizing eleventh contract amendment between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** to provide an extension of such contract and additional funding in the amount of \$940,000.00 from the Community Development Block Grant Program for the Administration of a Child Care Program

**TAGGED BY COUNCIL MEMBER TATRO**

This was Item 52 on Agenda of November 5, 2003

**88. Ordinance 2003-1093**

ORDINANCE approving and authorizing twelfth contract amendment between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** to provide an extension of such contract and additional funding in the amount of \$815,000.00 from the Community Development Block Grant Program for the Administration of a Juvenile Delinquency Prevention Program

**TAGGED BY COUNCIL MEMBER TATRO**

This was Item 54 on Agenda of November 5, 2003

**89. Ordinance 2003-1094**

ORDINANCE approving and authorizing first amendment to professional services contract between the City of Houston and **WATKINS HAMILTON ROSS ARCHITECTS, INC** for Southwest Multi-Service Center, CIP D-0072-02-2 - **DISTRICT F - ELLIS**

**TAGGED BY COUNCIL MEMBERS KELLER and QUAN**

This was Item 57 on Agenda of November 5, 2003

**MATTERS HELD** - continued

**90. Ordinance 2003-1095**

ORDINANCE approving and authorizing Interlocal Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for the Relocation of the City's Water Main along the IH-10 Corridor, CIP S-0900-AS-2 (WA10624) - **DISTRICTS A - TATRO and G - KELLER**

**a. Ordinance 2003-1096**

ORDINANCE appropriating \$2,942,500.00 out of Water & Sewer Contributed Capital Fund and approving and authorizing second amendment to professional engineering services contract between the City of Houston and **LOCKWOOD, ANDREWS & NEWNAM, INC** for Accelerated Surface Water Transmission Program, CIP S-0900-AS-02 (WA10624); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer Contributed Capital Fund - **DISTRICTS A - TATRO and G - KELLER**  
**TAGGED BY COUNCIL MEMBER VASQUEZ**  
These were Items 59 and 59A on Agenda of November 5, 2003

**91. Ordinance 2003-1097**

ORDINANCE appropriating \$250,000.00 out of Airports Improvement Fund as temporary funding for contract with **RICONDO & ASSOCIATES, INC** for Master Plan Study at William P. Hobby Airport, Project 583A, CIP A-0442 - **DISTRICT I - ALVARADO**  
**TAGGED BY COUNCIL MEMBERS GOLDBERG and KELLER**  
This was Item 60 on Agenda of November 5, 2003

**92. Ordinance 2003-1098**

ORDINANCE approving and authorizing third amended and restated interlocal cooperation agreement with the **HOUSING AUTHORITY OF THE CITY OF HOUSTON**  
**TAGGED BY COUNCIL MEMBER ELLIS**  
This was Item 63 on Agenda of November 5, 2003

**93. Ordinance 2003-1099**

ORDINANCE approving and authorizing contract between the City and **EBSKO INDUSTRIES, INC** for Subscription Services for the Houston Public Library; providing a maximum contract amount - 5 Years - \$2,875,000.00 - General Fund  
**TAGGED BY COUNCIL MEMBER WISEMAN**  
This was Item 65 on Agenda of November 5, 2003

**94. Ordinance 2003-1050**

ORDINANCE approving and authorizing the execution of a Compromise and Settlement Agreement relating to disputes arising out of the award of a contract to 4 Families of Houston, Joint Venture, for Food and Beverage Services at William P. Hobby Airport; settling claims between the City of Houston, **CA ONE SERVICES, INC., CONCESSIONS OF HOUSTON, A JOINT VENTURE, HARLON BROOKS, PERCY CREUZOT, III, 4 FAMILIES OF HOUSTON, JOINT VENTURE,** and **4 FAMILIES OF HOUSTON, L.L.C.,** settling two lawsuits styled Civil Action No. H-02-4512, CA One Services, Inc. v. the City of Houston and the City Council of the City of Houston, in the United States District Court for the Southern District of Texas, and Cause No. 2003-08665, Harlon Brooks and Percy Creuzot, III v. the City of Houston and the City Council of the City of Houston in the 113<sup>TH</sup> Judicial District Court of Harris County, Texas, awarding amendment No. 1 to contract No. C39167 to concessions of Houston, a Joint Venture, for services at George Bush Intercontinental Airport/Houston, terminating contract No. C54661, awarded to 4 Families of Houston, Joint Venture by Ordinance No. 02-0929, awarding a new contract to 4 Families of Houston, Joint Venture, authorizing an assignment of that contract to 4 Families of Houston, L.L.C. and containing other provisions relating to the foregoing subject, and declaring an emergency - **TAGGED BY COUNCIL MEMBERS VASQUEZ and GOLDBERG**  
This was Item 66 on Agenda of November 5, 2003

**MATTERS HELD** - continued

**95. Ordinance 2003-1100**

ORDINANCE appropriating \$264,323.00 out of Airports Improvement Fund and approving and authorizing amendment No. 2 to agreement for Professional Architectural/Engineering Services between the City of Houston and **STOA INTERNATIONAL ARCHITECTS, INC d/b/a STOA/GOLEMON/BOLULLO ARCHITECTS** at George Bush Intercontinental Airport/Houston, Project No. 562, CIP A-0390 and A-0425 - **DISTRICT B - GALLOWAY**  
**POSTPONED BY MOTION #2003-1308, 11/5/03**  
This was Item 75 on Agenda of November 5, 2003

**96. Ordinance 2003-1051**

ORDINANCE appropriating \$285,142.00 out of General Improvements Consolidated Construction Fund and approving and authorizing first amendment to the professional architectural services contract (approved by Ordinance No. 02-0239) between the City of Houston and **PROZIGN, INC D/B/A PROZIGN ARCHITECTS** for Design Improvements and Renovations to Jesse H. Jones Library, Carnegie Branch Library, Library Resource Center, and Julia Ideson Building CIP E-0011-01-2, E-0142-01-02, E-0076-01-2 and E-0049-01-2; providing funding for the Civic Art Program and contingencies relating to Design Improvements and Renovations of facilities financed by the General Improvements Consolidated Construction Fund - **DISTRICTS I - ALVARADO and H - VASQUEZ** - **POSTPONED BY MOTION #2003-1312, 11/5/03**  
This was Item 86 on Agenda of November 5, 2003

**97. Ordinance 2003-1101**

ORDINANCE **AMENDING CHAPTER 11 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, and the **FIRE CODE** relating to Fire Alarm Systems and Various Fees; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability - **POSTPONED BY MOTION #2003-1313, 11/5/03**  
This was Item 87 on Agenda of November 5, 2003

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

**11/12/2003 – Council Member Quan out of the City on personal business**