

AGENDA - COUNCIL MEETING - TUESDAY - SEPTEMBER 9, 2003 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with note of action taken

MOTIONS 2003-1084 to 2003-1100
ORDINANCES 2003-0808 to 2003-0826
RESOLUTION – 2003-0025

2003-1083-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Galloway

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

2:00 P. M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

Motion 2003-1084 – Procedural motion
Motion 2003-1085 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - SEPTEMBER 10, 2003 - 9:00 A. M.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 37

MISCELLANEOUS - NUMBERS 1 through 7

1. Motion 2003-1086

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **ELECTRICAL BOARD**, for terms to expire January 2, 2005:

- Position One - **MR. CHRIS J. FAHRENTHOLD**, reappointment
- Position Three - **MR. A. W. BRINKMEYER**, reappointment
- Position Five - **MR. LARRY NEAL**, reappointment
- Position Seven - **MR. SANTOSH MUKERJI**, appointment
- Position Nine - **MR. CHESTER BEARD**, reappointment

MISCELLANEOUS - continued

2. Motion 2003-1089 – Postpone one (1) week

REQUEST from Mayor for confirmation of the appointment of the following to the **GREATER HARRIS COUNTY 911 EMERGENCY NETWORK BOARD OF MANAGERS**,:

Position 1 - **MR. DONALD K. HOLLINGSWORTH**, for a term to expire September 30, 2005

Position 2 - **MR. RUSSELL RAU**, for a term to expire September 30, 2004

3. Motion 2003-1090

REQUEST from Mayor for confirmation of the reappointment of the following to the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS, also known as FOURTH WARD**:

Position Three - **MS. MARCIA JOHNSON**, for a term to expire June 8, 2005 and to serve as Chair, for a term to expire December 31, 2003

Position Four - **MR. OWEN B. BROWN**, for a term to expire June 8, 2005

Position Five - **MR. EDMUNDO GARCIA**, for a term to expire June 8, 2005

4. Motion 2003-1091

REQUEST from Mayor for confirmation of the reappointment of the following to the **BOARD OF DIRECTORS OF THE FOURTH WARD REDEVELOPMENT AUTHORITY**:

MS. MARCIA JOHNSON, to serve as Chair, for a term to expire December 31, 2003

Position 1 - **MR. WILLIAM-PAUL THOMAS**, representing Texas State Senate District 13, for a term to expire December 31, 2004

Position 2 - **MR. BARRON WALLACE**, representing Texas House of Representatives District 147, for a term to expire December 31, 2004

5. Motion 2003-1092

REQUEST from Mayor for confirmation of the appointment or reappointment of the following to **REINVESTMENT ZONE NUMBER SEVENTEEN, CITY OF HOUSTON, TEXAS (MEMORIAL CITY)**:

Position One - **MR. CHARLES S. TURET, JR.**, reappointment, for a term to expire July 20, 2005, and to serve as Chair, for a term to expire December 31, 2003

Position Two - **MR. RONALD L. HEIGHT**, reappointment, to complete an unexpired term July 20, 2004

Position Three - **MS. SOFIA FONSECA**, appointment, for a term to expire July 20, 2005

Position Five - **MR. TERRY CHENG**, reappointment, for a term to expire July 20, 2005

Position Six - **MS. FLOY W. EVANS**, appointment, to complete an unexpired term ending July 20, 2005

Position Seven- **MS. ANGIE SALLEE**, appointment, for a term to expire July 20, 2005

6. Motion 2003-1093

REQUEST from Mayor for confirmation of the reappointment as Chair of **MR. CHARLES S. TURET, JR.**, to the **MEMORIAL CITY REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire December 31, 2003

7. Council Members Tatro, Quan and Sekula-Gibbs tagged

RECOMMENDATION from Director Information Technology Department for allocation of funds for software license and software/hardware maintenance - \$451,000.00 - General Fund

PROPERTY - NUMBER 8

8. Motion 2003-1087

RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, Kevin R. Krahn of J. F. Thompson, Inc, on behalf of F. L. Tucker, Ltd., [Mustang Tractor and Equipment Company (Louis Tucker, president), general partner], for abandonment and sale of a prescriptive sanitary sewer easement out of Tract 5D in exchange for the conveyance to the City of a sanitary sewer easement, both located at 7777 Washington Avenue, John Reinerman Survey, A-642, Parcels SY4-007 and DY4-007
STAFF APPRAISERS - DISTRICT G - KELLER

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 12

9. Council Member Tatro tagged

ORDINANCE appropriating \$236,000.00 out of C & E Construction Fund for Lighting Instrument Package for Wortham Center for Convention & Entertainment Facilities Department

a. Council Member Tatro tagged

STAGELIGHT, INC for Lighting Instrument Package for Convention & Entertainment Facilities Department - \$236,000.00, minus a commission fee (3% for Internet-based reverse auction services) in the amount of \$7,080.00 for a net award amount of \$228,920.00 - Enterprise Fund

10. Council Member Parker tagged

ORDINANCE appropriating \$83,648.25 out of the Harris County Construction Fund for Greenbriar at Lexington Intersection Construction for the Department of Public Works & Engineering, N-0662-21-3

a. Council Member Parker tagged

PEDKO PAVING, INC for Greenbriar at Lexington Intersection Construction for Department of Public Works & Engineering - \$79,665.00 and contingencies for a total amount not to exceed \$83,648.25

11. Motion 2003-1088

AMEND MOTION #2000-1344, 11/1/00, TO EXTEND expiration date from November 6, 2003 to November 5, 2004, for Automotive White/GMC/Volvo Replacement Parts Contract for Various Departments, awarded to **LONE STAR TRUCK CENTER**

12. Motion 2003-1094

AMEND MOTION #2001-1086, 10/3/01, TO EXTEND term from April 3, 2004 to April 2, 2005, for Printer, Fax, Toner Cartridges, Part II for Various Departments, awarded to **AMERICAN TONER PRODUCTS, AMERICAN LASER, INC, UNISOURCE and SMARKETING BUSINESS SYSTEMS, INC**

ORDINANCES - NUMBERS 13 through 37

Motion 2003-1095 – Suspend rules to hear from Ms. Lonnie Vara relative to Item 13

13. Motion 2003-1096 – Postpone two (2) weeks

ORDINANCE **AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to sick and vacation leave benefits for certain city employees; authorizing the creation of a plan under 26 U.S.C. § 401(a) for unused sick leave and vacation pay

ORDINANCES - continued

14. Ordinance 2003-0810

ORDINANCE **AMENDING SECTION 45-172 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to increase Parking Meter Rates

15. Ordinance 2003-0808

ORDINANCE issuing a permit to **CITY PARK VENTURE, LTD.** for constructing, using, occupying, operating, maintaining and repairing conduit for communication cables within the 1600 block of East T. C. Jester Boulevard Street, a public street right of way of the City of Houston, Texas; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT A - TATRO**

16. Council Member Keller tagged

ORDINANCE relating to the alteration or relocation of one or more off-premise signs **DISTRICTS A - TATRO and H - VASQUEZ**

17. Pulled - Not Considered

ORDINANCE approving and authorizing lease agreement between the City of Houston and **FRIEDKIN REALTY - HOBBY, LTD** at William P. Hobby Airport - **DISTRICT I - ALVARADO**

18. Ordinance 2003-0811

ORDINANCE approving and authorizing second amendment to contract between City of Houston and **ELECTRONIC DATA CORPORATION** for Alarm Billing Services

19. Ordinance 2003-0812

ORDINANCE approving and authorizing contract between the City of Houston and **OLD SPANISH TRAIL/ALMEDA CORRIDORS REDEVELOPMENT AUTHORITY** for Enhanced Street Lighting - **DISTRICTS D - EDWARDS and I - ALVARADO**

20. Ordinance 2003-0813

ORDINANCE approving and authorizing contract between the City and **MEDILIFE OF HOUSTON, INC** for Establishing a Mobile Ambulance Display for use as a Public Awareness Exhibit

21. Ordinance 2003-0814

ORDINANCE approving and authorizing contract between the City and the **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ)** for the City's Air Pollution Control Program - \$776,854.00 - Grant Fund

22. Not Received - Not Considered

ORDINANCE approving and authorizing contract between the City of Houston and **WASTE MANAGEMENT, INC (WMI)**, CIP N-0658-02-3 (SB9024); appropriating \$194,000.00 out of Storm Sewer Consolidated Construction Fund to purchase Environmental Insurance related to the Contract - **DISTRICT A - TATRO**

23. Council Member Vasquez tagged

ORDINANCE approving and authorizing grant agreement between City and the **U.S. DEPARTMENT OF TRANSPORTATION FEDERAL HIGHWAYS ADMINISTRATION** for Transportation and Community Systems Preservation Pilot Program titled Houston Main Street Corridor Revitalization Project (Phase V); \$993,500.00 - Grant Fund - **DISTRICTS C - GOLDBERG; D - EDWARDS; H - VASQUEZ and I - ALVARADO**

ORDINANCES - continued

24. Ordinance 2003-0815

ORDINANCE approving and authorizing Texas Traffic Safety Program Grant Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for the Holiday Driving While Intoxicated Selective Traffic Enforcement Program (DWI STEP); authorizing the Chief of Police Department, or any designated Assistant Chief, to accept such grant funds and to act as the City's representative in all matters pertaining to the program

25. Ordinance 2003-0816

ORDINANCE approving and authorizing Texas Traffic Safety Program Grant Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for the Intersection Traffic Control Selective Traffic Enforcement Program (ITC STEP); authorizing the Chief of Police Department, or any designated Assistant Chief, to accept such grant funds and to act as the City's representative in all matters pertaining to the program

26. Ordinance 2003-0817

ORDINANCE approving and authorizing Texas Traffic Safety Program Grant Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for the Occupant Protection Selective Traffic Enforcement Program (OP STEP); authorizing the Chief of Police Department, or any designated Assistant Chief, to accept such grant funds and to act as the City's representative in all matters pertaining to the program

27. Ordinance 2003-0818

ORDINANCE approving and authorizing Texas Traffic Safety Program Grant Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for the Safe Trucks Driven Safely Selective Traffic Enforcement Program (STDS STEP); authorizing the Chief of Police Department, or any designated Assistant Chief, to accept such grant funds and to act as the City's representative in all matters pertaining to the program

28. Ordinance 2003-0819

ORDINANCE approving and authorizing Texas Traffic Safety Program Grant Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT)** for the Speed Selective Traffic Enforcement Program (SPEED STEP); authorizing the Chief of Police Department, or any designated Assistant Chief, to accept such grant funds and to act as the City's representative in all matters pertaining to the program

29. Ordinance 2003-0820

ORDINANCE appropriating \$145,356.00 out of Fire Consolidated Construction Fund, CIP C0089 for Concrete Repair Services for Building Services Department and amending Ordinance No. 2001-0119 to increase the maximum contract amount of contract between the City of Houston and **SMITH-MOBLEY, INC** for Concrete Repair Services for Various Departments

30. Ordinance 2003-0821

ORDINANCE appropriating \$247,100.00 out of Convention & Entertainment Construction Fund; approving and authorizing contract between the City and **MORRIS ARCHITECTS, INC** for Architectural Design Services at Wortham Theater Center - **DISTRICT I - ALVARADO**

31. Ordinance 2003-0822

ORDINANCE appropriating \$87,993.00 out of Police Consolidated Construction Fund, and approving and authorizing amendment to Professional Architectural Services Contract with **STOA INTERNATIONAL ARCHITECTS, INC** (approved by Ordinance No. 2001-0457) for the design relocation of the Airport Pistol Range and Renovation of four Police Stations; Central, Northwest, Southwest, and Magnolia; CIP G-0088-01-2 and G-0064-01-2 - **DISTRICTS A - TATRO; B - GALLOWAY; C - GOLDBERG; H - VASQUEZ and I - ALVARADO**

ORDINANCES - continued

32. Council Members Galloway and Keller tagged

ORDINANCE appropriating \$6,750,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for Construction of Neighborhood Sewer System Improvements under an engineering services contract between the City of Houston and **MONTGOMERY WATSON HARZA AMERICAS, INC** (approved by Ordinance No. 99-0855), CIP R-0544-01-2 (4751)

33. Ordinance 2003-0823

ORDINANCE appropriating \$822,600.00 out of C & E Construction Fund, awarding construction contract to **PRIME CONTRACTORS, INC** for Construction of Electrical Improvements at Wortham Theater Center, CIP B-0062-02-3; providing funding for contingencies relating to construction of facilities financed by the C & E Construction Fund - **DISTRICT I - ALVARADO**

34. Ordinance 2003-0824

ORDINANCE appropriating \$105,060.00 out of Parks Special Fund, awarding construction contract to **TIMES CONSTRUCTION, INC** for construction of Stewart Park Improvements and Upgrades, GFS F-0502-01-3; providing funding for engineering testing services, and contingencies relating to construction of facilities financed by Parks Special Fund - **DISTRICT I - ALVARADO**

35. Ordinance 2003-0809

ORDINANCE appropriating \$172,000.00 out of Police Consolidated Construction Fund, awarding construction contract to **ROOFTOP SERVICE CO., INC** for Construction of the Northwest Police Station Roof Replacement, GFS G-0066-06-3; providing funding for contingencies relating to construction of facilities financed by the Police Consolidated Construction Fund - **DISTRICT A - TATRO**

36. Ordinance 2003-0825

ORDINANCE appropriating \$582,800.00 out of Public Health Consolidated Construction Fund, awarding construction contract to **JACKSON CONSTRUCTION SERVICES, INC** for Roof Replacement at West End Health Center, West End Multi-Service Center and Riverside Health Clinic; CIP H-0018-01-3; providing funding for contingencies relating to construction of facilities financed by the Public Health Consolidated Construction Fund - **DISTRICTS E - WISEMAN and H - VASQUEZ**

37. Council Members Galloway and Wiseman tagged

ORDINANCE deappropriating \$270,581.42 from contract with Hanscomb, Inc (approved by Ordinance No. 2000-982) appropriating \$25,000.00 out of Convention & Entertainment Construction Fund, \$646,926.00 out of General Improvements Consolidated Construction Fund, \$192,871.00 out of Solid Waste Consolidated Construction Fund, \$343,695.00 out of Water & Sewer System Consolidated Construction Fund, and \$351,359.00 out of Public Health Consolidated Construction Fund, and approving and authorizing professional services contract between the City of Houston and **PARSONS INFRASTRUCTURE & TECHNOLOGY GROUP, INC** for Professional Program Management Services, CIP B-0064-01-5, D-0107-01-05, H-0066-01-5, L-0060-01-5, R-0268-37-3, R-0546-01-03

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 38 through 43

38. Motion 2003-1097 – Postpone one (1) week

RECOMMENDATION from Director Planning & Development Department to approve amendments to the 2001 Major Thoroughfare and Freeway Plan (MTFP) and authorize publication of the 2003 MTFP in map form

TAGGED BY COUNCIL MEMBERS SEKULA-GIBBS and GOLDBERG

This was Item 3 on Agenda of September 3, 2003

39. Motion 2003-1098 - Adopt

MOTION by Council Member Keller/Seconded by Council Member Vasquez to adopt recommendation from Finance & Administration Department to award to **ACUSHNET COMPANY** for Resale Items for Golf Course Pro Shops for Parks and Recreation Department - \$70,000.00 Park Special Revenue Fund - **TAGGED BY COUNCIL MEMBER ROBINSON**

This was Item 9 on Agenda of September 3, 2003

40. Motion 2003-1099 - Adopt

MOTION by Council Member Keller/Seconded by Council Member Vasquez to adopt recommendation from Finance & Administration Department to award to **HOUSTON-GALVESTON AREA COUNCIL (H-GAC)** contract vender, **TOTER, INCORPORATED** for Automated Refuse Carts through the interlocal agreement for Cooperative Purchasing for Solid Waste Management Department - \$299,980.44 Equipment Acquisition Consolidated Fund

TAGGED BY COUNCIL MEMBERS ROBINSON and KELLER

This was Item 12 on Agenda of September 3, 2003

41. Resolution 2003-0025

RESOLUTION expressing the intent of the City Council to order the next Special Election to consider amendments to the Charter of the City of Houston in November 2004

TAGGED BY COUNCIL MEMBERS BERRY, ELLIS and KELLER

This was Item 13 on Agenda of September 3, 2003

42. Ordinance 2003-1100 – Postpone one (1) week

ORDINANCE approving and authorizing the Mayor to execute and the City Secretary to attest a lease agreement between **W. P. INC, a California Corporation**, as landlord, and the City of Houston, Texas, as tenant, for space at 2931 West 12th Street, Houston, Texas, for use by the Fire Department - **DISTRICT A - TATRO** - **TAGGED BY COUNCIL MEMBER SEKULA-GIBBS**

This was Item 16 on Agenda of September 3, 2003

43. Ordinance 2003-0826

ORDINANCE approving and authorizing second amendment to contract for Concession Services between the City and **LOPEZ MANAGEMENT GROUP, INC** for Extension of the contract term at Glenbrook Golf Course - **DISTRICT I - ALVARADO**

TAGGED BY COUNCIL MEMBER GOLDBERG

This was Item 18 on Agenda of September 3, 2003

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Quan 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

9/9/2003 – Mayor Brown and Council Member Edwards out of the City on City business

9/10/2003 – Mayor Brown and Council Member Edwards out of the City on City business