

City Council Chamber, City Hall, Tuesday, November 22, 2005

A Regular Meeting of the Houston City Council was held at 9:00 a.m. Tuesday, November 22, 2005, Mayor Bill White presiding and with Council Members Toni Lawrence, Carol M. Galloway, Mark Goldberg, Ada Edwards, Addie Wiseman M. J. Khan, Pam Holm, Adrian Garcia Carol Alvarado, Mark Ellis, Gordon Quan, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Mr. Arturo Michel, City Attorney, Mr. Don Cheatham, Division Chief, General Counsel Division, Legal Department; Mr. Richard Cantu, Director Citizens Assistance Office; Ms. Marty Stein, Agenda Director, Mr. Jose Soto, Assistant Agenda Director present.

At 8:20 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:29 a.m. Mayor White called the meeting to order and called on Council Member Khan who led all in prayer and pledge. Council Members Goldberg and Wiseman absent.

At 9:30 a.m. the City Secretary called the roll. Council Member Wiseman absent.

Council Members Garcia and Khan moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Members Lawrence and Wiseman absent. MOTION ADOPTED.

MAYORS REPORT

Council Member Garcia moved that the rules be suspended for the purpose of taking Items 17, 15, 16, 48, 49, 39 and 52 out of order after the public session, seconded by Council Member Khan. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2005-1113 ADOPTED.

Council Member Edwards moved that the rules be suspended for the purpose of taking Items 2, 14, 27-1, 9 and 33 out of order after the public session, seconded by Council Member Khan. All voting aye. Nays none. Council Members Wiseman and Berry absent. MOTION 2005-1114 ADOPTED.

Council Member Sekula-Gibbs moved that the rules be suspended for the purpose of taking Item 35 out of order after the public session, seconded by Council Member Khan. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2005-1115 ADOPTED.

Council Member Khan moved that the rules be suspended for the purpose of taking Items 53 and 53a out of order after the public session, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Wiseman and Berry absent. MOTION 2005-1116 ADOPTED.

At 9:35 a. m. the City Secretary began calling the public speakers. Council Members Wiseman, Holm and Berry absent.

Mr. Joe Cruz, 6213 Jensen, Houston, Texas 77026 (832-215-4426) had reserved time to speak but was not present when his name was called. Council Members Wiseman, Holm and Berry absent.

Mr. Mark Sandstrom, 5920 Beverly Hills, Houston, Texas 77057 (281-808-9298) appeared and stated that he would like Mr. Henry Holeman to speak in his place. Council Members Wiseman, Holm and Berry absent.

Council Member Sekula-Gibbs moved that the rules be suspended for the purpose of allowing Mr. Henry Holeman to speak in place of Mr. Mark Sandstrom, seconded by Council Member Quan. All voting aye. Nays none. Council Members Wiseman, Holm and Berry absent. MOTION 2005-1117 ADOPTED.

Mr. Henry Holeman, 822 Hidden Valley, Houston, Texas (713-825-6640) appeared relative to Items 52A and 52B relative to the towing of vehicles and stated that they had come along way with this, but still had a ways to go and they wanted to be a part of this program; that he was for the tracking system and cleaning up the industry. Council Member Galloway absent.

Council Member Sekula-Gibbs stated that her amendment offered the Safe Clear Program the discretion and opportunity to be open to all drivers and operators who were qualified and could demonstrate the ability to perform the services of Safe Clear; and upon questions, Mr. Holeman stated that he did support her amendment and felt if it passed it would satisfy and remedy the lawsuit. Council Member Galloway absent.

Upon questions by Council Member Quan, Mr. Holeman stated that his company bid on every part when it started but was not accepted and made phone calls to those who received the contract letting them know he wanted to be a participant and a sub, but he never received a call back. Council Member Galloway absent.

Upon questions by Council Member Edwards, Mayor White stated that one issue in terms of management and accountability was if you had multiple competing operators not responding to the call of the driver, there was no call by the driver, and people said they would abide by all requirements and one essential requirement was that each operator respond within a specified time; and if the essence was you had to have the equipment 24/7 and respond within a blank time and have consequences for failure to respond and if the first driver was to get the tow then you still had the question who was first and those are issues with which all were struggling; and if you did not want a certain response time then you had the freeway safety problems. Council Member Garcia absent.

Minister Randall Mitchell, 4490 N. Cleveland Hwy. 321 #2006, Dayton, Texas 77535 (936-258-3891) had reserved time to speak but was not present when his name was called. Council Member Garcia absent.

Mr. John Mezick, 1811 Ruiz, Houston, Texas 77002 (713-283-9518) had reserved time to speak but was not present when his name was called. Council Member Garcia absent.

Mr. Douglas Anderson, 21 Fulton Avenue, Houston, Texas (no phone) had reserved time to speak but was not present when his name was called. Council Member Garcia absent.

Ms. Ann Woods, 8301 Willow Place North #1105, Houston, Texas 77070 (281-890-7348) had reserved time to speak but was not present when her name was called. Council Member Garcia absent.

Ms. Dorothy Hubbard, 2701 Mansfield Road, Houston, Texas 70941 (713-681-6657) appeared, presented information and stated that she was secretary for 576 Civic Club and was present asking for help for hardship persons who lived in the Acreage Homes Area; that the area was sold to poor persons in the early 1800's and today people were being told to move or be penalized so many dollars a day; that she was speaking of senior citizens or handicapped who owned their own property and were paying on a trailer and if they had to leave would be considered as homeless; and she was asking Council to find CD funding to assist the individuals in surrounding their trailer homes or to build a new home. Council Members Goldberg, Wiseman, Garcia and Alvarado absent.

Council Member Quan stated that Council had seen a number of petitions to allow people to stay in their mobile homes and he thought this was something that needed to go on the Agenda for Neighborhood Housing and Redevelopment, a review of the ordinance on mobile homes, unfortunately he wont be able to participate but it was long overdo; and encouraged the Administration to review that section of the law. Council Members Goldberg, Garcia and

Alvarado absent.

Mayor White stated that they could use his help and insight if he would set down his thoughts on standards that could be embodied so they could carry on his work and he would appreciate it. Council Members Goldberg, Garcia and Alvarado absent.

Council Member Galloway stated that this was a concern of hers as well; that some trailer homes were beautiful and you could hardly tell it was a trailer home; and she felt the ordinance should be revisited. Council Members Goldberg, Edwards and Alvarado absent.

Council Member Berry stated that this issue they saw predominately in Council Member Galloway's district, it was on the fringes of the city and if they stuck to the ordinance they found the original hearing more often stood than not; that they should look at the irony of trying to increase home ownership and at the same time trying to make people leave their homes; that the area was where 90% of those in the city would never see it and he thought it would take real intellectual help as it was tragic, in many cases it was seniors or shut ins and he would help and knew Council Members Galloway and Quan would also. Council Member Goldberg absent.

Mayor White stated that their points were well taken and he asked Council Member Quan about the sub issue involving performance standards and another on time and tenure, so if the community did not want mobile homes moving in they could make some rules, but if someone was there a long period of time they may deal with it differently; and Council Member Berry stated that it was different if someone was there and that was the whole reason for grandfathering. Council Member Goldberg absent.

Ms. Joelle Fields, 1411 Wilburforce, Houston, Texas 77091 (713-680-9514) appeared and stated that she was present about her mobile home as it had a red tag on it, they wanted her to move, but she had no where else to go and no money; and she was present to see what was needed. Council Members Goldberg and Berry absent.

Mayor White stated that she heard the concerns expressed today at the table and they wanted to balance the needs of the individual versus complaints from neighbors and he needed help from those at the table to do so. Council Members Goldberg and Berry absent.

Mr. Tony Salas, 1917 Wilburforce, Houston, Texas 77091 (713-290-1904) had reserved time to speak but was not present when his name was called. Council Members Goldberg and Berry absent.

Ms. Ruby Mosley, 862 N. Victory, Houston, Texas 77088 (281-447-6095) appeared and stated that she was present on an embarrassing situation, many elderly homes were never repaired and became so unlivable they could not be repaired; that some seniors were able to get a permit to purchase and place on their property manufactured homes they were still paying for, but now they were being tagged and being told to get out and off their own property and they had no where else to go; and today she was asking who sent people out to tag homes and cause such worry. Council Member Holm absent.

Mayor White stated that he would say to Mr. Cheatham or Mr. Cantu it would be interesting how many complaints there were and what some of the considerations were when people were dispatched out; that he would like someone to get on the phone and see what they could find out while in session because if it were not for neighbors complaining he did not know why they would do it unless they just had to fill some quota without having to work. Council Member Holm absent.

Council Member Quan stated that the individuals were following rules, but the rules did need to be reviewed; that he spoke with Mr. Wilson a few minutes ago and he would like him to meet with her; that they may have more homes from around the airport they would be looking to

move and he knew they were trying to increase housing in Acres Homes, but senior housing was a paramount concern to the city at this point. Council Member Holm absent.

Council Member Garcia stated that she brought to light a serious concern of how many were waiting to get homes repaired; that it did not start as an emergency, but by the time the city was involved roofs were falling in on people; that he had people calling to get in for repairs and were told to keep calling; that they were not taking names or following up with them, they were just telling people to keep calling; and Mayor White stated that he would follow-up with that as it was not a satisfactory answer and Mr. Wilson was present. Council Member Holm absent.

Ms. Mosley stated that she wanted to know if Mayor White was familiar with a \$100.00 a day fine once they were tagged and did not move out; and Mayor White stated that he was not familiar with an ordinance of such but it would not surprise him; that they worked for the citizens and they needed to answer to customer demand, but if neighbors were not complaining he wanted to know why they were being tagged as if they had extra time he wanted them to spend it on citizen's complaints; and Ms. Mosley stated that if people were complaining the civic clubs would like a list of them; and Mayor White stated that he would have to see what there was and then consult Legal as many people reported things but wanted to make sure their name was not released and he was asking people to get on the phone today and find out; that if it was a land speculator who made a complaint then the issue of who the supervisor was would be carefully pursued personally by him, but on new homes it kind of bothered them as who would be picked to receive one and who did not, they wanted it to be fair; and he would ask whichever Council Members who would like to join him in setting standards and enforcement priorities to do so. Council Member Ellis absent.

Council Member Galloway stated that this was an ongoing issue and the ordinance was in place for some time, those who received the permit received it for a certain period of time and the supervisors were going by the ordinance passed by Council and just doing their jobs; and she said to build homes, but there was not enough money to build everyone a home who needed a home; that trailers were dangerous in a strong storm, but the ordinance did need to be looked at and individual cases should be dealt with individually; and she would be happy to get the list. Council Members Goldberg, Holm, Quan, Green and Berry absent.

Council Member Edwards stated that she would suggest they move forward on the issue of manufactures homes, trailer homes; that they needed a clear definition of what they were talking about; and since FEMA was using trailer homes for displaced people maybe they could look at those types of homes; and she had a question as to the distinction between a mobile home and trailer. Council Members Goldberg, Holm, Garcia, Quan, Green and Berry absent.

Mr. Edward Jamison, 2114 Paul Quinn, Houston, Texas 77091 (713-688-9357) appeared and stated that he was president of the 576 Civic Club and he also was given a red tag and it did not say when he should move but said he would receive no more hardship permits and you could not give a time limit on a permanent hardship; that also his home withstood three storms; and he was now asking for the Mayor's assistance with their permits. Council Members Edwards, Wiseman, Quan, Green and Berry absent.

Council Member Khan stated that he had a couple of suggestions; that he would like to know if an immediate hold, a moratorium, could be placed on the tags and forcing people out while the issue was looked into; that they needed peace of mind; and he appreciated the Mayor's comments on checking to see who was complaining and maybe it needed to be made public, sometimes it was important to take a stand against those who were being predators to the poor and minorities; and he would appreciate the Mayor checking. Council Members Lawrence, Edwards, Wiseman, Ellis, Quan, Green and Berry absent.

Council Member Galloway stated that she understood when it came to those disabled they would continue to hold the hardship permit until their death and she would like that aspect

looked into. Council Members Lawrence, Edwards, Wiseman, Ellis, Quan, Green and Berry absent.

Council Member Alvarado stated that many inspections done were complaint driven and she would like to know if there was a record of how many complaints were filed on the subject, on the particular locations; that there were abandoned houses in her district and they called and complained and complained and they were still waiting for demolition, but yet here certain inspectors were so quick to respond and she would be interested in the complaint history; and Mayor White stated that was good; that they did not foreclose on tax delinquent property occupied by low income persons and there was nothing in the law about it, but he talked to the tax collection firm and others about it and basically priorities had to be set and he would like Mr. Nelson and Mr. Norman to look at the confidentiality of complaints and Council Member Alvarado's point was an excellent one, when everything was fixed that citizens wanted fixed and they had a lot of time to spend on other things then they could do the other things; and the ordinance needed to be looked at. Council Members Lawrence, Wiseman, Ellis, Quan, Green and Berry absent.

Mayor White stated that Congresswoman Sheila Jackson Lee was present and it was good to have a former member of the Council body present today. Council Members Lawrence, Wiseman, Ellis, Green and Berry absent.

Council Member Alvarado moved that the rules be suspended for the purpose of hearing Congresswoman Sheila Jackson Lee at this time, seconded by Council Member Khan. All voting aye. Nays none. Council Members Wiseman, Ellis, Green and Berry absent. MOTION 2005-1118 ADOPTED.

Congresswoman Sheila Jackson Lee appeared and stated that as Council considered the issue before them she would ask that they consider it with good counsel; that they had raised very good questions and she had gone to the site and seen what they were speaking of and she felt a moratorium was a good idea or some opportunity for a stay while it was being reviewed, she felt a very creative solution could be found and any help she could give she would be happy to do; that she also wanted to express her appreciation for the work the Mayor and Council had done for the Hurricane Katrina survivors and hopefully there would be an answer for them today on the eviction dates and she would continue to work to help Houston receive funding. Council Members Ellis, Green and Berry absent.

Upon questions by Council Member Galloway, Congresswoman Lee stated that she could not remember if the ordinance in question was in effect when she was on the Council, but would suggest that such properties inside the city limits had always been an issue and the point she raised were the extra ordinary circumstances, hardship circumstances and quality of life and quality of property; and while they studied the issue she would like a moratorium placed on the enforcement. Council Members Ellis, Green and Berry absent.

Mayor White stated that the Ordinance was passed on April 10, 1985, and then amended on October 2001 and May 2002 and at the time it grandfathered back to March 1, 1972 for properties in place at the time. Council Members Ellis, Green and Berry absent.

Council Member Khan stated that he wanted to recognize the leadership by Congresswoman Sheila Jackson Lee; that it was appreciated and he also wanted to recognize her help not only for the Tsunami, Katrina and Rita, but also for leading the delegation to Pakistan to assess and help those victims. Council Members Ellis and Berry absent.

Council Member Edwards stated that she could already hear phones ringing and would like a clear statement from Mayor White, whether they were talking about deed restricted areas or non restricted areas as her staff needed a clear answer to give; and Mayor White stated that this did not affect anything involving valid and applicable deed restrictions. Council Members

Galloway, Ellis and Berry absent.

Mr./Coach R. J. Bobby Taylor, 3107 Sumpter, Houston, Texas 77020 (202-FA3-4511) had reserved time to speak but was not present when his name was called. Council Members Galloway, Holm, Alvarado, Ellis and Berry absent.

Mr. Peter Abbotsford, 429 Hawthorne #6, Houston, Texas 77006 (225-284-3363) appeared and stated that he was forced to evacuate here from New Orleans after Hurricane Katrina and like so many others he wanted to join and thank the City of Houston for providing aid and comfort to them in this time of duress, they were very grateful; that there was a rebuilding effort underway and plans and ideas were inspiring, but today he wanted to take it further and let others know there was lucrative real estate opportunities in areas of New Orleans which were not flooded such as the Garden District, Warehouse District and Central Business District, along with areas near the river and there was money to be made; and he was asking the Mayor and Council to adopt a resolution encouraging the City of Houston to work with the Chamber of Commerce or Partnerships and Gulf Coast Committee and expand to include that building. Mayor White, Council Members Galloway, Ellis, Sekula-Gibbs and Berry absent. Mayor Pro Tem Alvarado presiding.

Ms. Jogretta Williams, P. O. Box 42505, Houston, Texas 77242 (713-270-4037) appeared and stated that she was again present with the question of why the powers that be, the agencies to assist people like her were not working; that she appreciated what was done for them during Rita, but to send her to Oklahoma for 30 days and then she had everything turned off. Mayor White, Council Members Galloway, Ellis, Sekula-Gibbs and Berry absent. Mayor Pro Tem Alvarado presiding.

Upon questions by Mayor Pro Tem Alvarado, Ms. Williams stated that this was the third time she came to Council on the same thing, what good was the Mayor's Office for People with Disabilities if they did not help; that she had documentation, but no one would help; and Mayor Pro Tem Alvarado stated that she would ask someone from Citizens Assistance visit with her at this time. Mayor White, Council Members Galloway, Ellis, Sekula-Gibbs and Berry absent. Mayor Pro Tem Alvarado presiding.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (832-453-6376) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Galloway, Ellis, Sekula-Gibbs and Berry absent. Mayor Pro Tem Alvarado presiding.

Senator Robert Horton, 3714 Bain, Houston, Texas 77026 (713-260-6144) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Galloway, Ellis, Sekula-Gibbs and Berry absent. Mayor Pro Tem Alvarado presiding.

Ms. Suzanne Poole, P. O. Box 1035, Missouri City, Texas 77459 (281-438-5427) appeared and stated that she was present in support of Council Member Sekula-Gibbs amendment, Item 52A; that it would level the playing field for all wreckers in Houston and it would double the availability of wreckers; and as for who was first there was a first on arrival button in the GPS and it would log them in as soon as they arrived, the GPS would also keep them from racing to the scene or too many responding. Council Members Galloway, Garcia, Ellis, Sekula-Gibbs and Berry absent.

Upon questions by Council Member Sekula-Gibbs, Ms. Poole stated that she felt the Judge's idea of opening it up and her amendment would coincide together and she and Ms. Oryan had talked about going to the state level and getting a funding system for the free tows so the city would not have to bear the burden. Council Members Galloway, Garcia, Ellis, Sekula-Gibbs and Berry absent.

The City Council considered items to be taken out of order after the public session.

17. ORDINANCE AMENDING THE CITY OF HOUSTON FIRE CODE relating to requirements for High-Rise Buildings; containing other provisions relating to the foregoing subject; providing an effective date; providing for severability – was presented.

After discussion by Council Members a vote was called on Item No. 17. All voting aye. Nays none. ORDINANCE 2005-1267 ADOPTED.

15. ORDINANCE AMENDING ARTICLE V OF CHAPTER 36 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Solicitation of Funds for Charitable purposes - was presented, and tagged by Council Member Sekula-Gibbs.

Council Member Sekula-Gibbs stated that she had some questions that addressed solicitation on the part of minors for charity and wanted to know what the fees would be and how people would be able to apply for the permits in order to solicit funds and also wanted to know a little bit more about the process, what the penalties would be if an individual, particularly a child, was noted to be soliciting for charity, what kind of penalties would exacted on the child or would that then be transferred to the parent, would they be able to communicate that in a meaningful way to the community, that obviously enforcement was the big question she had since they would be dealing with a young population. Council Member Edwards absent.

After a lengthy discussion by Council Members, Mayor White stated that he, the public and citizens wanted to do something about this real problem that they perceived existed, and stated that he agreed with them and they were going to do something, to give him just a little bit more time because it took changing citizen behavior, communicating about that and making sure that the social safety network was out there so that the people who had alcohol and drugs and disabled vets and others were warned and had a place to go, and finally it took his confidence of it being okay for a blank period of time they were going to devote police resources to it so that they did not pass something and declare, that the citizens wanted them to do as much as they could to get people out of the streets doing money, and thought that one thing Mr. Cheatham was saying that they were just thinking about so and so group but wait until they carried the Methodist Youth Organization, who were doing a car wash, to jail one day, so they had to be real clear of what the rules were and what they wanted them to do and then backup people who enforced it.

Council Member Galloway called for the order of the day.

16. ORDINANCE AMENDING CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to use of Esplanades - was presented.

Council Member Lawrence stated that Item No. 16 had also been through committee and applauded the Council Member for bringing it forward and Legal had done a lot of work on it and had worked on a number of things, that there was a little hang up in committee that they talked about animals and then Legal got back to them and animals being horses, cattle or livestock, was not covered, so she would issue a friendly amendment to add that to the amendment and she had passed out the addition.

Written motion by Council Member Lawrence to amend Item 16 as follows:

“Section 1. That Section 45-2 of the Code of Ordinances, Houston, Texas is hereby amended by adding, in the appropriate alphabetical order, the following definitions:

“Esplanade has the meaning ascribed in section 33-101 of this code.”

“Median strip means the dividing area, either landscaped or paved, between opposing

highway traffic lanes.”

“Traffic island means a raised area over which vehicles may not pass, placed at a junction of streets or between opposing traffic lanes.”

“Animal has the meaning ascribed in Texas Agricultural Code section 141.001 which states an animate being that is not human and has the power of voluntary action.”

“Livestock has the meaning ascribed in Texas Agricultural Code 1.003 means cattle, horses, mules, asses, sheep, goats, and hogs, unless otherwise defined.”

Section 2. That Chapter 45 of the Code of Ordinances, Houston, Texas is hereby amended by adding a new Section 45-135, which reads as follows:

“Section 45-135. Use of esplanade, median strip or traffic island.

- (a) It shall be unlawful for any person to ride, operate, leave unattended any animal and/or livestock or park any vehicle on, over or across any esplanade, median strip or traffic island.
- (b) In addition to any applicable fine or penalty, any animal and/or livestock left unattended or vehicle parked upon an esplanade, median strip or traffic island in violation of this section shall be subject to being removed or towed at the direction of any law enforcement office or parking enforcement officer.
- (c) The provisions of this section shall not apply to any city employee, city contractor or employee thereof, or any person whose duty it is to maintain the esplanade, median strip or traffic island or any equipment thereon.” – tagged by Council Members Sekula-Gibbs and Khan.

Council Member Sekula-Gibbs stated that she would tag the main item and the amendment, and Council Member Khan requested that his tag be added also, and Council Member Sekula-Gibbs stated that she had some questions and was sure they would be able to be answered, that they were relevant also to the impact to the rodeo, and Mayor White stated that he thought those issues should be satisfied and agreed with Council Member Sekula-Gibbs.

48. ORDINANCE approving and authorizing interlocal agreement between the City and the HARRIS COUNTY HOSPITAL DISTRICT to Facilitate Continuity of Care and Optimize Health Services at La Nueva Casa De Amigos Health Center; providing a maximum contract amount - 5 Years \$1,000,000.00 - General Fund - DISTRICT H - GARCIA - (This was Item 33 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER SEKULA-GIBBS) - was presented.

After discussion by Council Members, Council Member Quan stated that they had a presentation yesterday and on the website there was a plan on the alliances that they had been working on and it would bring another \$125 million to the City for uninsured healthcare and if anyone was interested to let him know and he would forward the presentation to them.

After further discussion a vote was called on Item No. 48. All voting aye. Nays none. Council Members Quan and Berry absent. ORDINANCE 2005-1268 ADOPTED.

49. ORDINANCE approving and authorizing lease agreement between the UNIVERSITY OF HOUSTON, as tenant, and the City of Houston, as landlord, for the purpose of having the University of Houston College of Optometry offer Primary Eye Care Services at the La Nueva Casa De Amigos Health Center - DISTRICT H - GARCIA - (This was Item 34 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER SEKULA-GIBBS) - was presented. Council Members Quan and Berry absent.

Council Member Sekula-Gibbs stated that she did take the opportunity to review the agreement between the City clinic La Nueva Casa De Amigos and the University of Houston, College of Optometry and wanted to say that it looked like it was an excellent relationship and would allow the community to have access to eye care and wanted to congratulate the Health Department for making that initiative. Council Members Quan and Berry absent.

A vote was called on Item No. 49. All voting aye. Nays none. ORDINANCE 2005-1269 ADOPTED.

39. ORDINANCE appropriating \$190,500.00 out of Water & Sewer System Consolidated Construction Fund and appropriating \$210,000.00 out of the TIRZ Affordable Housing Uptown Fund; approving and authorizing Developer Participation Contract between the City of Houston and VILLAS DEL PARQUE, L.P. for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve the Villas Del Parque Rittenhouse Subdivision, CIP S-0800-G9-03 and R-0800-G9-03 - DISTRICT H - GARCIA - was presented.

Council Member Garcia stated that he just wanted to indicate that there had been a lot of discussion with the community with him and the developer on the project and they had received concerns as to whether or not the plan on it had changed and after reviewing the documents he wanted to go on record as indicating from what he could tell nothing had changed from what was proposed, there was no variance involved, that the project should generate a new tax base of about \$50,000 per year, that he and Mr. Marcotte sat through a civic meeting and heard all of the drainage and flooding problems occurring in the neighborhood so with the generation of the tax base he thought it would be extremely a great sign of good faith in hearing the concerns of the community, if he could work with the Mayor to help dedicate in part a good deal of the projected revenue from the new tax base money into the neighbors, because their yards were flooding, ditches were not draining and no gutters where they should be and ditches had been filled in, that it was over the years.

Mayor White stated that he heard what Council Member Garcia was saying but would say for the benefit of all Members of Council that they just had to be careful to go down that road, that he thought they had to be careful about doing things which would make it so like Las Angeles, which was an ungovernable City because everyone in the name of neighborhood empowerment decided that they were going to have a City that was divided into 80 or 90 different little places, and as a principle they should help him think through it, he was trying to do the right thing, and Council Member Garcia stated that he would just appreciate some discussion on it. Council Member Goldberg absent.

A vote was called on Item No. 39. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1270 ADOPTED.

52. WRITTEN Motion by Council Member Berry to amend Item 52B below as follows:
1. In Section 2, which amends Section 8-101 of the Code of Ordinances, Houston, Texas, by adding thereto, in the appropriate alphabetical order, a new definition that reads as follows:

"Tow means the removal from public or private property of a vehicle, including a trailer towed by the vehicle, by means of an auto wrecker only."
 2. In Section 6, which amends Section 8-123 of the Code of Ordinances, Houston, Texas, by adding thereto a new Subsection (g) that reads as follows:

"(g) The towing of a vehicle and a trailer being towed by the vehicle shall constitute two separate tows and shall require the removal of both the vehicle and the trailer to the same licensed storage facility, unless otherwise authorized by a law enforcement officer."
 3. In Section 7, which amends Section 8-126 of the Code of Ordinances, Houston, Texas, by amending Item (1) of Subsection (e) thereof to read as follows:

"(1)Each auto wrecker shall be allowed to perform police-authorized tows in only one 'zone,' which for purposes of the agreements shall mean one of the five service areas that are described and depicted in Exhibits A and B to Ordinance 84-560. Consistent with the foregoing requirement, the agreement shall include the following clause:

'Operator shall choose one specific zone for each auto wrecker that is to be utilized by the Operator to perform police-authorized tows. Operator shall not allow an auto wrecker to tow any vehicle outside of the approved zone, except when authorized by the police department. No tow hereunder shall exceed a maximum distance of 20 miles unless the tow destination is located within the zone. Violation of this provision is grounds for revocation of this Agreement.' - (TAGGED BY COUNCIL MEMBERS QUAN, WISEMAN and SEKULA-GIBBS) – was presented. Council Member Goldberg absent.

Upon questions by Council Members, Mayor White stated that if a SafeClear wrecker arrived before Triple A they could move them to a safe place off of the highway, that 15 minutes was too long to be on the shoulder, that they would be moved over on the free tow and then they could call Triple A back and say they were not on the freeway but on a side road, that they would know how to dispatch the drivers, that the dispatch would be done by Triple A not TranStar; that as to police authorized tows, Mr. Michel, City Attorney, stated that the police authorized tows had to be authorized either by an officer on the scene or via TranStar, but he would check on it, that it was either one of those two ways, an officer on the scene or TranStar by remote; and Mayor White stated that they wanted it to be handled as promptly as they could.

Council Member Green moved to extend the meeting beyond the scheduled noon recess to finish the agenda, seconded by Council Member Edwards. All voting aye. Nays none. Council Members Galloway and Alvarado absent. MOTION CARRIED.

After further discussion by Council Members, Mayor White stated that they wanted to do what was right and they really did not care who did it so long as it was performance and diversity and in that connection they would want the names of people who would have the amount of equipment out there 24 hours, 7 days a week, and they would meet a response time requirement regardless of whether they got any tows.

A vote was called on Item No. 52. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. MOTION 2005-1119 ADOPTED.

Mayor White stated that the next item was Item No. 52a, the amendment by Council Member Sekula-Gibbs which the administration opposed.

52a. WRITTEN Motion by Council Member Sekula-Gibbs to amend Item 52B below as follows:
The SafeClear Program shall be open to all wrecker service operators who can demonstrate the ability to provide the services and comply with the requirements required under the agreements, whether operating alone or as a partnership or joint venture - (This was Item 52 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER QUAN) – was presented.

Council Member Sekula-Gibbs stated that for the record the amendment was to be included in the ordinance on page 13, that the amendment basically states that all wrecker drivers would be allowed, who demonstrated the ability to provide services and comply with the requirements required under the agreements, to participate in the SafeClear Towing Program, it gave any qualified operator the opportunity to participate in a uniform and even way.

Mayor White asked if there was any objection to the placement of the amendment, should it pass, at the place that was designated by Council Member Sekula-Gibbs. Mayor White stated that hearing none it was so ordered.

A roll call vote was called on Item No. 52a.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Galloway voting no	Council Member Ellis voting no
Council Member Goldberg voting no	Council Member Quan voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting no	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting no
Council Member Holm voting no	MOTION 2005-1120 FAILED.

- 52b. ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Towing of Vehicles from freeways, containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability - (This was Item 52 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER QUAN) - was presented as amended. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. ORDINANCE 2005-1271 ADOPTED AS AMENDED.
- 52c. ORDINANCE approving and authorizing third amended and restated SafeClear Freeway Tow Agreements with Towing Company Operators and authorizing the Chief of Police to enter into contracts between the City of Houston and ALLIED COLLISION CENTER, CANNINO WEST, INC, CORPORATE AUTO SERVICES, INC, FIESTA WRECKER SERVICE, KTL ENTERPRISES, INC, MILAM STREET AUTO STORAGE, INC, NATIONAL AUTO COLLISION, INC, NORTH HOUSTON MOTORS, INC, T&T MOTORS, UNIFIED AUTO WORKS and WESTSIDE WRECKER SERVICE, INC, for SafeClear Freeway Towing and Emergency Road Service - (This was Item 52B on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER QUAN) - was presented. Council Members Sekula-Gibbs, Wiseman and Holm voting no, balance voting aye. ORDINANCE 2005-1272 ADOPTED.
2. RECOMMENDATION from Finance & Administration Department for approval of payment of membership dues for the City of Houston membership in the ALLIANCE FOR I-69 TEXAS \$30,000.00 - General Fund - was presented, moved by Council Member Khan, seconded by Council Member Alvarado.

Council Member Edwards stated that she would ask Council Member Berry if they could have a discussion of I-69 in the Transportation Committee, if they had not all ready had it and would tag the item because she was not really clear of what the group, the alliance, did and where they stood with it, that she had received several emails regarding I-69.

Mayor White asked if they could do it once they had some new Council Members, that he was not avoiding the senior Council Members, but on these issues he thought all of them deserved a refreshing and an education, and Council Member Berry stated that the I-69 group had been extremely solicitous of City of Houston opinion, and Council Member Edwards stated that if it had already been discussed if she could get minutes of that committee meeting and she would share some of the concerns that had been raised through their office, and Council Member Berry stated that Ms. Ann Culver was willing to come around to anyone and she briefed their committee.

Mayor White stated that Item No. 2 had been tagged, that he had asked Ms. Culver and Ms. Travis for an independent judgment, that Ms. Travis was going to report back to him on that, that if multiple jurisdictions were paying one person he wanted to know whether they were doing a good job and how to measure it and what other clients they had.

14. ORDINANCE AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to the City Treasurer - was presented, and tagged by Council Members Edwards, Wiseman, Quan, Lawrence and Green.

- 27-1. ORDINANCE approving and authorizing contract between the City and SOUTH CENTRAL HOUSTON ACTION COUNCIL, INC D/B/A SOUTH CENTRAL COMMUNITY HEALTH CENTER for Primary Care Services at Riverside Health Center; providing a maximum contract amount - \$1,560,000.00 - General and CDBG Funds - was presented.

After discussion by Council Members, Council Member Edwards stated that she would like to know, since it was saying primary care services, what exactly was that, what were the services that were going to be rendered, that she wanted to make sure that they had enough money to do what needed to be done there, that she would like to know how it was going to be programmed out, that if she could be allowed to be part of the conversation to find out what was going to be addressed, how was it going to be programmed and to make sure it was successful and that the community was going to be getting what their needs and aspirations were, and if she could get somebody to do that today she would not tag the item, but if not she would tag the item. Council Members Goldberg and Wiseman absent.

After further discussion by Council Members, Council Member Edwards stated that Ms. Barton stated that she could get her that information so she would release her tag. Council Members Goldberg and Wiseman absent.

A vote was called on Item No. 27-1. All voting aye. Nays none. Council Members Goldberg, Edwards, Wiseman, Holm and Garcia absent. ORDINANCE 2005-1273 ADOPTED.

9. RUSH TRUCK CENTERS OF TEXAS, L.P. - \$1,080,453.00 and UNDERGROUND, INC d.b.a. UNDERGROUND MARKETING - \$877,291.59 for Cabs & Chassis and Truck Bodies through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Department of Public Works & Engineering - Storm Water Fund - was presented, moved by Council Member Alvarado, seconded by Council Member Khan. Council Members Goldberg, Wiseman and Garcia absent.

Council Member Edwards stated that she would tag Item No. 9, that she did not understand why they were using storm water funds to purchase trucks, that she needed to talk to somebody to see why that was. Council Members Goldberg, Wiseman and Garcia absent.

Mayor White stated that Council Member Edwards had tagged Item No. 9 and Council Member Sekula-Gibbs requested that her tag be added also. Council Members Goldberg, Wiseman and Garcia absent.

33. ORDINANCE authorizing the City of Houston to accept \$72,168.00 Economic Development Initiative ("EDI") Special Projects Grant awarded by the United States Department of Housing and Urban Development ("HUD") in connection with the Redevelopment of Gregory School in the Fourth Ward as an African-American Archival/Cultural Center; authorizing the Mayor to execute and submit grant documents to HUD - DISTRICT I - ALVARADO - was presented. Council Members Lawrence and Ellis voting no, balance voting aye. Council Member Goldberg absent. ORDINANCE 2005-1274 ADOPTED.

35. ORDINANCE approving and authorizing Airport Joint Use Agreement between the City of Houston and the UNITED STATES OF AMERICA and the STATE OF TEXAS regarding the use of Ellington Field - DISTRICT E - WISEMAN - was presented. Council Member Edwards absent.

Council Member Sekula-Gibbs asked if they did lose the F16's they still had the placement of the Predetors and asked Mayor White if he would move forward in the direction so they would continue to partner with the military so they would not lose the ability to attract replacement jets should they become available, and Mayor White stated that they still retained control of the air traffic control tower and in answer to her question absolutely they would do what they could to bring about better utilization of the facility. Council Member Edwards absent.

A vote was called on Item No. 35. All voting aye. Nays none. Council Member Edwards absent. ORDINANCE 2005-1275 ADOPTED.

53. ORDINANCE approving and adopting an Updated Ongoing Service and Assessment Plan for and on behalf of the Sharpstown Public Improvement District covering the period 2006 through 2010 pursuant to Chapter 372 of the Texas Local Government Code - (This was Item 56 on Agenda of November 16, 2005, POSTPONED BY MOTION #2005-1109) - was presented. All voting aye. Nays none. Council Member Edwards absent. ORDINANCE 2005-1276 ADOPTED.

53a. ORDINANCE approving the Fiscal Year 2006 Budget for the Sharpstown Economic Development Authority on behalf of the Sharpstown Public Improvement District pursuant to Ordinance No. 2002-1077; appropriating \$324,000.00 out of Fund 928 (Sharpstown Public Improvement District Fund) for payment to the Sharpstown Economic Development Authority for expenditures consistent therewith - DISTRICT F - KHAN - (This was Item 56A on Agenda of November 16, 2005, POSTPONED BY MOTION #2005-1110) - was presented.

Council Member Khan stated that he had met with the public improvement district board members and the managers and his concern was how much money they were spending on safety and security and they received information from them that they were spending \$150,000 per year on security services and on top of that in the last fiscal year they allocated an additional \$25,000 with \$35,000 coming from other property owners, so an additional \$60,000 was being spent on security services, bringing the total to \$220,000 which was better than what they thought it was so he was in support of the item and hoped the administration would support it to.

A vote was called on Item No. 53a. All voting aye. Nays none. ORDINANCE 2005-1277 ADOPTED.

Council Member Wiseman moved to suspend the rules to consider Item Numbers 46 and 46a out of order, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1121 ADOPTED.

Mayor White stated that they needed to amend the TIRZ and others, that probably they ought to try to get it down while they had more experienced Council present, which meant they did not have that many more sessions on some of the TIRZs that they had been working on the posting, but on three of them, Market Downtown, Sharpstown and East Downtown, they were using new Legislation, which they fought for, to put that money into increased police services in those areas, HPD. Council Member Edwards absent.

46. MOTION by Council Member Goldberg/Seconded by Council Member Ellis that Item 46A be amended as follows:

Amendment 1:

Section 45-243 be amended to read:

The fee for the cost of City employees to deploy traffic control devices and provide the requisite public health and safety precautions for parades shall be \$1,000.00 per street intersection in the parade route for each intersection in excess of 15 intersections."

Amendment 2:

Section 45-232 (d) be amended to read:

The city shall provide all necessary traffic control along the parade route for non-commercial parades, up to 15 intersections.

Amendment 3:

Section 45-232 (e) (2) be amended to read:

Reimburse the city for the actual costs of using city employees to deploy traffic control devices and direct or control traffic for each intersection in the parade route after the first 15 intersections. - (TAGGED BY COUNCIL MEMBER WISEMAN) - was presented.

Council Member Goldberg stated that regarding the amendments he would like to withdraw the amendments and they were going to incorporate them in the Parade Ordinance that would be presented for next week's agenda because there was a lot of housekeeping matters that would result in 15 different amendments just for housekeeping, that for example, throughout the ordinance it said director or director designee and that was redundant, that also in the ordinance he had a meeting with Mr. Michel and Mr. Cheatham and they were going to tweak the paragraph regarding the fact that if they reserved a parade for that year that they also had the first right of refusal for the following year, that they were going to tighten up the language so that they had the benefit of filing within the first 30 days as if they had filed on the first day, that it would all be explained next week, that he was withdrawing the amendments and they would be incorporated in the new Parade Ordinance, that they would substitute it for the one that Council Members already had.

Mayor White asked if Council Member Goldberg wanted to move to table, and Council Member Goldberg stated that he wanted to withdraw the amendments because they would not need them on the agenda next week, that he did not want them on the agenda next week because they would be incorporated in the Parade Ordinance.

Council Member Goldberg moved to refer Item No. 46 back to the administration, seconded by Council Member Garcia. All voting aye. Nays none. MOTION 2005-1122 ADOPTED.

46a. ORDINANCE AMENDING ARTICLE IX OF CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS, relating to Parades - (This was Item 14 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER WISEMAN) – was presented.

After discussion by Council Members, Council Member Goldberg stated that nothing had changed outside the Central Business District, that all the neighborhood parades they were not changing any of the rules, that it all stayed the same, that any parade held outside of downtown they had not changed any of the rules, the major rule changes were only for parades held downtown.

Council Member Sekula-Gibbs stated that she had received a faxed letter from the Houston Livestock Show and Rodeo, which she shared with Mayor White before the meeting started and Mr. Skip Wagner, President of the Livestock Show and Rodeo, as well as the Chairman of the Board, Mr. Paul Somerville had questions about the ordinance, whether the Parade Ordinance would impact the Conoco Phillips Fun Run and the trail ride, they wanted to have those specific questions answered and there may be other people who may contact the administration as well as the City Council, particularly the Chairman, Council Member Goldberg.

Council Member Goldberg moved to postpone Item No. 46a for one week, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1123 ADOPTED.

CONSENT AGENDA NUMBERS 1 through 43

MISCELLANEOUS – NUMBER 3

3. RECOMMENDATION from Director Department of Public Works & Engineering for payment of FY 2006 Annual Membership dues for the AMERICAN WATER WORKS

ASSOCIATION RESEARCH FOUNDATION Subscription Program - \$228,493.00 - Enterprise Fund – was presented, moved by Council Member Khan, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2005-1124 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 11

5. D. S. BROWN COMPANY - \$2,103,931.75, INDUSTRIAL POLYMERS, INC - \$879,937.80, INTERNATIONAL ROADWAY RESEARCH - \$97,405.00, OLSEN & GUERRA LUMBER CO. - \$115,978.80 and REMMEL ENTERPRISE, INC dba STACO - \$64,557.50 for Runway and Taxiway Repair Materials for Houston Airport System - \$3,261,810.85 - Enterprise Fund – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1125 ADOPTED.
6. AAR, INCORPORATED for Asbestos Abatement, Demolition and Site Clean-up Services for Police Department - \$61,950.00 and contingencies for a total amount not to exceed \$65,047.50 Dangerous Buildings Consolidated Fund – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1126 ADOPTED.
7. ASSURED ENVIRONMENTAL QUALITY, INC for Asbestos Abatement, Demolition and Site Clean-up Services for Police Department - \$73,145.00 and contingencies for a total amount not to exceed \$76,802.25 - Dangerous Buildings Consolidated Fund – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1127 ADOPTED.
8. COMMERCIAL GRAPHICS & EMBROIDERY for Automotive, Police Car Decals Contract for Police Department - \$263,134.55 - General Fund – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1128 ADOPTED.
10. AMEND MOTION #2004-814, 7/7/04, TO INCREASE spending authority by \$41,891.28, for Traffic Signal Equipment Contracts for Department of Public Works & Engineering, awarded to LEOTEK ELECTRONICS USA CORP. and GENERAL TRAFFIC EQUIPMENT CORP. - General Fund – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1129 ADOPTED.
11. ALLSTEEL, INC - \$184,553.67 and THE HON COMPANY - \$43,687.79 for Office Furniture from the State of Texas Building and Procurement Commission's Contracts through the State of Texas Cooperative Purchasing Program for Various Departments - General, Grant, Enterprise and Equipment Acquisition Funds – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1130 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 18 through 28

18. ORDINANCE amending Exhibit "A" of the City of Houston Ordinance No. 2005-1133 by adding eight (8) Fire Fighter Positions, four (4) Engineer/Operator Positions and four (4) Senior Captain Positions; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance - had been pulled from the Agenda by the Administration, and was not considered.
21. ORDINANCE establishing City of Houston Election Precincts and designating Polling Places for the City of Houston Runoff Election to be held on December 10, 2005 – was presented. All voting aye. Nays none. ORDINANCE 2005-1278 ADOPTED.

28. ORDINANCE consenting to the addition of 20.57 acres of land to HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 371, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2005-1279 ADOPTED.

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MISCELLANEOUS

1. RECOMMENDATION from Chief of Police for Disbursement of Asset Forfeiture proceeds from joint operations with U. S. IMMIGRATION AND CUSTOMS ENFORCEMENT - \$692,061.67 – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-1131 ADOPTED.

ACCEPT WORK - NUMBER 4

4. RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$21,918,914.18 and acceptance of work on contract with J. D. ABRAMS, L. P. for APM Guideway Extension, Roadways and Site Utilities at George Bush Intercontinental Airport/Houston; Project No. 536A, CIP A-0203 and A-0354 - 13.73% over the original contract amount - DISTRICT B – GALLOWAY - was presented, and tagged by Council Member Green.

Council Member Galloway stated that she would tag the item as well, that there seemed to be some difference with the contract as it related to the MWBE participation, and Council Member Khan requested that his tag be added to Item No. 4.

RESOLUTIONS AND ORDINANCES

12. RESOLUTION requesting financial assistance from the TEXAS WATER DEVELOPMENT BOARD; authorizing the submission of the application for such financial assistance; and designating the authorized representatives for executing the application and appearing before the Board – was presented. All voting aye. Nays none. RESOLUTION 2005-0022 ADOPTED.
13. RESOLUTION designating certain properties located at 3362 Del Monte Drive (Albert L. Ladner House) and 3900 Milam Street (Cochran-Hofheinz House) in the City of Houston as Historic Landmarks - DISTRICTS G - HOLM and I - ALVARADO – was presented. All voting aye. Nays none. RESOLUTION 2005-0023 ADOPTED.
19. ORDINANCE approving and authorizing third amendment to Meet and Confer Agreement between the City of Houston and the HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM (“HMEPS”) pertaining to certain Phase Down/Drop issues – was presented, and tagged by Council Member Garcia.
20. ORDINANCE approving and authorizing fourth amendment to Meet and Confer Agreement between the City of Houston and the HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM – was presented, and tagged by Council Member Garcia.
22. ORDINANCE approving and authorizing the submission of an application for grant assistance to the STATE OF TEXAS THROUGH THE CRIMINAL JUSTICE DIVISION, OFFICE OF THE GOVERNOR (“CJD”) for the Coverdell Forensic Science 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 Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – was presented. All voting aye. Nays none. ORDINANCE 2005-1280 ADOPTED.

23. ORDINANCE authorizing the Mayor to execute a Sub-Recipient Agreement with the GOVERNOR'S DIVISION OF EMERGENCY MANAGEMENT (GDEM) to accept FY2005 Homeland Security Grant Funding and authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to request and/or accept any amendments or modifications to this agreement or any subsequent agreements necessary to secure the city's allocations through these grant programs – was presented. All voting aye. Nays none. ORDINANCE 2005-1281 ADOPTED.
24. ORDINANCE approving and authorizing contract between the City and SCIENTIFIC TECHNOLOGIES CORPORATION for Technological Modifications within the Houston-Harris County Immunization Registry; providing a maximum contract amount - \$130,480.00 - Grant Fund – was presented. All voting aye. Nays none. ORDINANCE 2005-1282 ADOPTED.

Council Member Sekula-Gibbs requested a follow up on the improvements within a three month period that they had achieved by introducing these technology, and Mayor White stated that he would appreciate it if Council Member Sekula-Gibbs could get that information.

25. ORDINANCE approving and authorizing contract between the City and DEPARTMENT OF STATE HEALTH SERVICES, BUREAU OF LABORATORY for Prenatal Screening Services; providing a maximum contract amount - \$66,000.00 - General Fund – was presented. All voting aye. Nays none. ORDINANCE 2005-1283 ADOPTED.
26. ORDINANCE approving and authorizing Interlocal Agreement and grant award from the Houston-Galveston Area Council (HGAC) for the City of Houston to provide Ambient Water Quality Sampling under the Texas Clean Rivers Program - \$100,000.00 - Grant Fund – was presented. All voting aye. Nays none. ORDINANCE 2005-1284 ADOPTED.
27. ORDINANCE approving and authorizing Interlocal Agreement between the City and the Houston-Galveston Area Council (HGAC) for Preventive Mental Health Services to persons impacted by Hurricanes Katrina and Rita; providing a maximum contract amount - \$976,706.00 - Grant Fund – was presented. All voting aye. Nays none. ORDINANCE 2005-1285 ADOPTED.

Council Member Sekula-Gibbs stated that Item No. 27 was an important item and she thanked her colleagues for passing it, that it allowed for FEMA funding to assist with Katrina evacuees who had suffered tremendous mental strain and disabilities based on their experience. Council Member Galloway absent.

Council Member Quan stated that the information gathered from the study would also help to determine homeless needs for this population as they looked into solutions for the overall City of Houston. Council Member Galloway absent.

Council Member Edwards stated that they all recognized the importance of the ordinance and the same issues they were discussing were the same issues that communities had been struggling with for a long time so maybe they would get some guidance as to how they could help people who had been traumatized and just left to walk in their own trauma, that she appreciated the work that was done on this and looked forward for it being a very successful pilot as how they moved communities forward.

Council Member Green moved to suspend the rules to consider Item No. 54 out of order, seconded by Council Member Garcia. All voting aye. Nays none. Council Member Goldberg absent MOTION 2005-1132 ADOPTED.

54. ORDINANCE awarding contract to ARAMARK CORRECTIONAL SERVICES, INC for Jail

Food Services for Police Department; providing a maximum contract amount - 3 Years with two one-year options - \$3,239,075.00 - General Fund – (This was Item 57 on Agenda of November 16, 2005, POSTPONED BY MOTION #2005-1111) – was presented.

Council Member Green stated that he had passed out a written amendment to Item No. 54 to amend Page 11, Section 1, for the MWBE compliance to change the goal from 6% to 12%, that the original contract had a 12% goal and he thought it was a mistake and the goal was lowered, the contractor had agreed to such and that they would meet the 12% goal because there were available resources to meet that goal, and Mayor White stated that the administration did not oppose the amendment.

Council Member Green presented the following:

“I moved to amend the contract, with Aramark Correctional Services, Inc., to increase the MWBE goal from 6% to 12%, to read as follows:

(Page 11, Section 1)

MWBE Compliance

Contractor shall comply with the City’s Minority and Woman Business Enterprise (“MWBE”) programs and as set out in Chapter 15 Article V of the City of Houston Code of Ordinances. Contractor shall make good faith efforts to award subcontracts or supply agreements in at least 12% of the value of this Agreement to MWBEs.”, seconded by Council Member Alvarado. Council Members Goldberg and Holm absent.

After discussion a vote was called on Council Member Green’s motion to amend Item No. 54. All voting aye. Nays none. Council Member Goldberg absent. MOTION 2005-1133 ADOPTED.

A vote was called on Item No. 54 as amended. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1286 ADOPTED AS AMENDED.

29. ORDINANCE establishing the south side of the 2400 and 2500 blocks of Cleburne Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - DISTRICT I – ALVARADO - was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1287 ADOPTED.
30. ORDINANCE establishing the north side of the 2400 and 2500 blocks of Eagle Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - DISTRICT I - ALVARADO - was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1288 ADOPTED.
31. ORDINANCE establishing the south side of the 2600 and 2700 blocks of Wheeler Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - DISTRICT I - ALVARADO - was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1289 ADOPTED.
32. ORDINANCE approving and authorizing thirteenth 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 \$1,566,445.00 (\$993,267.00 in Emergency Shelter Grants Program Funds and \$573,178.00 in Community Development Block Grant Funds) for the Administration of an Emergency Shelter Grants Program - was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1290 ADOPTED.

34. ORDINANCE appropriating \$180,000.00 out of Airport System Consolidated 2001 AMT Construction Fund (548); authorizing purchase of land and improvements thereon out of the McAuley Survey, A-577, Houston, Harris County, Texas, for a Noise Compatibility Program at Bush Intercontinental Airport, CIP A-0476-70.1; approving purchase and sale agreement with the owner of the land (Deutsche Bank National Trust Company) - DISTRICT B - GALLOWAY - was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1291 ADOPTED.
36. ORDINANCE amending Ordinance No. 2002-0441 to increase the maximum contract amount to Contract #C53887 between the City of Houston and CHOICEPOINT BUSINESS AND GOVERNMENT SERVICES, INC for Internet Retrieval of Background Information for the Houston Police Department - \$15,000.00 - General Fund - was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1292 ADOPTED.
37. ORDINANCE awarding contract to INFRASTRUCTURE SERVICES, INC for Concrete Pavement Repair Services for Public Works & Engineering Department; providing a maximum contract amount - 1 Year with two one-year options - \$6,252,510.00 - General Fund – was presented. Council Members Goldberg and Berry absent.

Council Member Khan stated that it said that throughout Houston the contract would provide for street repairs and sidewalk repairs but it did not tell them what the streets were and which neighborhoods would get the sidewalks repaired, that he would appreciate if someone could give him the details pertinent to District F, and would tag the item. Council Member Berry absent.

Mayor White asked Council Member Khan if he wanted a list, and Council Member Khan stated that he just wanted to make sure that some of their areas made it and if not they could probably give him the reason why they did not make it and see what can be done, and Mayor White asked Public Works to provide that information and take into account his observation concerning those items that he identified. Council Member Berry absent.

Council Member Holm moved to suspend the rules to consider Item No. 44 out of order, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Berry absent. MOTION 2005-1134 ADOPTED.

44. MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Finance & Administration Department for renewal of membership in the NATIONAL LEAGUE OF CITIES - \$35,787.00 - General Fund – (This was Item 75 on Agenda of November 9, 2005, POSTPONED BY MOTION #2005-1074) - was presented. Council Member Berry absent.

Council Member Goldberg stated that he had talked with the Executive Director of NLC, Mr. Don Boret yesterday, that he had talked to him about a number of problems and he did not think that the City of Houston really had an effective voice in NLC as some other cities and it had to do with term limits, that it took 5 years just to get to a higher up position in NLC and if they were at it in the last year they were out, that they did not have a level playing field and Mr. Boret agreed and pledged to address that; and he pledged to him was the number one priority for National League of Cities would be the Telecom Bill that the federal government was taking up which was exactly one of Houston's priorities, that he was going to vote in favor of the item. Council Members Garcia and Berry absent.

Mayor White stated that he would ask the Mayor Pro Tem and Chairman of the Governance Committee to think about the time best spent on Members of the Council and maybe Council staff would do what they could do to organize on something to go to school on what was happening in other cities around them and how could they have the discipline to make

time of that and how would they fund it that was not taxpayer expense for the travel or something that was transparent, that he thought it was really important, that he wanted them to help him figure out what it was that they should be doing to let Council Members know of their opportunities to participate and senior staff members and if it involved travel what would be a way that they funded that. Council Member Ellis absent.

Council Member Quan stated that was exactly what he got out of National League of Cities and knew that Council Members Alvarado, Galloway and Green had attended some of the conferences also, that the people in Dallas were asking how did Houston do it because they saw what they were doing in Houston, they were trying to put together a compendium about best practices that they could share with other cities, that the City of Houston received the award for large cities because of their Office of Disabilities Program two years ago, that it was just like any other organization, they got out of it what they put in to it, that he had a chance to serve somewhat on the Board of Directors for the last two years of National League of Cities as President of the Asian Pacific American Municipal Officials and they really got to know people from all over the Country, that he thought there was a lot of benefit from this organization. Council Member Ellis absent.

Council Member Holm stated that she agreed with their perspective in that it was the capacity for them to leverage the usage of it and be a benefit to it but it was not going to come without their own participation. Council Member Ellis absent.

Council Member Alvarado moved to call for the previous question, seconded by Council Member Khan. Council Member Lawrence voting no, balance voting aye. Council Member Ellis absent. MOTION 2005-1134A ADOPTED.

A vote was called on Item No. 44. Council Members Lawrence, Sekula-Gibbs and Wiseman voting no, balance voting aye. Council Member Ellis absent. MOTION 2005-1135 ADOPTED.

38. ORDINANCE appropriating \$79,080.00 out of Parks Consolidated Construction Fund, and approving and authorizing first amendment to construction contract between the City of Houston and MERIDIAN COMMERCIAL L.P. for Construction of Parks Master Plan - Cloverland Park, GFS F-504A-12-3 - DISTRICT D - EDWARDS - was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1293 ADOPTED.
40. ORDINANCE appropriating ~~\$500,000.00~~ \$322,931.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing amendment to Developer Participation Contract between the City of Houston and GARC ENTERPRISES, LTD for Construction of Water and Sanitary Sewer Line to serve the Southridge Crossing Subdivision, CIP R-0802-35-3 DISTRICT E - WISEMAN - was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1294 ADOPTED.
41. ORDINANCE appropriating \$1,899,741.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to UNDERGROUND TECHNOLOGIES, INC for Wastewater Collection System Rehabilitation and Renewal, GFS R-0266-E4-3 (WW4235-28); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, construction management, and contingencies relating to construction of facilities financed out of the Water & Sewer System Consolidated Construction Fund - was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1295 ADOPTED.
42. ORDINANCE appropriating \$1,946,680.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to C AND C SERVICES for Water Line

Replacement in Lake Houston-East Subdivision, GFS S-0035-C6-3 (WA10788); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; 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 - was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1296 ADOPTED.

43. ORDINANCE appropriating \$1,709,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to LEM CONSTRUCTION CO., INC for Pressure Reducing Valve Station Improvements Package III, GFS S-0900-A7-3 (WA10658-03); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO - was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1297 ADOPTED.

MATTERS HELD - NUMBERS 44 through 55

45. RECOMMENDATION from Director Finance & Administration to award to PENCCO, INC for Chemical, Liquid Ferrous Iron Solution Contract for Department of Public Works & Engineering \$3,580,672.46 - Enterprise Fund - (This was Item 10 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBERS KHAN, GALLOWAY and GREEN) - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Wiseman and Holm absent. MOTION 2005-1136 ADOPTED.
47. ORDINANCE issuing permit to EQUISTAR CHEMICALS, LP, to own, acquire, construct, operate, maintain, improve, repair, and replace pipelines in certain portions 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 I - ALVARADO - (This was Item 25 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER ALVARADO) - was presented. All voting aye. Nays none. Council Members Wiseman and Holm absent. ORDINANCE 2005-1298 ADOPTED.
50. ORDINANCE appropriating \$262,719.00 out of Public Library Consolidated Construction Fund as an additional appropriation and approving and authorizing Change Order Number 24 to contract (Contract Number C51012) between the City of Houston and JOHNSON CONTROLS, INC for Energy Management and Maintenance Services for the Library Department, CIP E-0159-01-3 DISTRICT I - ALVARADO - (This was Item 38 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBER GREEN) - was presented. All voting aye. Nays none. Council Members Wiseman and Holm absent. ORDINANCE 2005-1299 ADOPTED.
51. ORDINANCE appropriating \$14,000.00 out of Public Health Consolidated Construction Fund for payment to ARROW SERVICES, INC for Environmental Services and \$187,422.00 out of Public Health Consolidated Construction Fund as an additional appropriation under contract with CHARTER ROOFING COMPANY, INC for Roof Repair Services for the Department of Health and Human Services, CIP H-0018 - DISTRICT I - ALVARADO - (This was Item 42 on Agenda of November 16, 2005, TAGGED BY COUNCIL MEMBERS GREEN and SEKULA-GIBBS) - was presented. All voting aye. Nays none. Council Members Wiseman and Holm absent. ORDINANCE 2005-1300 ADOPTED.

55. ORDINANCE approving and authorizing contract between the City and SMART CITY NETWORKS, L.P. for Telecommunications Services at the George R. Brown Convention Center Revenue - DISTRICT I - ALVARADO – (This was Item 60 on Agenda of November 16, 2005, POSTPONED BY MOTION #2005-1112) – was presented. Council Members Wiseman and Holm absent.

Mayor White stated that Council Member Ellis asked him to undertake a review with an open mind, independently concerning the selection process, which he did, he went through the materials to determine whether there was anything that was suspect or might be cause to bias the result and he did so and it did not change the administration's position on the item. Council Members Wiseman and Holm absent.

A vote was called on Item No. 55. All voting aye. Nays none. Council Members Wiseman and Holm absent. ORDINANCE 2005-1301 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Galloway stated that she would be hosting a townhall meeting on December 1, 2005 at Key Middle School, located at 4000 Kelly Street at 6:30 p.m. and invited all of her constituents of District B, that the topic would be how to deal with the Harris County Appraisal District. Council Members Lawrence, Goldberg, Wiseman, Khan and Holm absent.

Council Member Galloway stated that she wanted to say Happy Thanksgiving to her constituents of District B as well as her colleagues. Council Members Lawrence, Goldberg, Wiseman, Khan and Holm absent.

Council Member Green stated that on Thursday and Friday on WB 39 was a segment called Small Talk with kids and this Thursday and Friday they would have some kids that some of them knew, that some of his neighbors, Charity Sells, Evan Reynolds and Courtney Fontaine would be on Channel 39. Council Members Lawrence, Goldberg, Wiseman, Khan and Holm absent.

Council Member Green stated that around the City there were several events going on, that they could serve at the Super Feast on Thursday and also on Thanksgiving Day the Outreach Program, in conjunction with Mt. Olivet Missionary Baptist Church would host a Thanksgiving Festival of Love and Giving, that it would be at Mt. Olivet Baptist Church between 11:00 a.m. and 2:30 p.m. at 3115 Lyons Avenue, in the Fifth Ward, if they had any questions to call Ms. Laura Jean Young at 281-458-8164. Council Members Lawrence, Goldberg, Wiseman, Holm and Berry absent.

Council Member Green stated that also downtown there was a hip hop type Thanksgiving meal at Club Visions, sponsored by Rap A Lot Records, from 2:00 p.m. to 4:00 p.m. and they needed some volunteers to help serve, that they could call at 713-227-1189. Council Members Lawrence, Goldberg, Wiseman, Holm and Berry absent.

Council Member Green stated that he was partnering with Project Roots Inc. for a Coats for Kids Drive and they were accepting new or gently used children's coats, jackets and sweaters at several locations around the City, that it had been going on through the month of November and would end December 2, 2005, on the southwest side they could donate at Notre Dame Catholic Church, at 7720 Boone Road between 9:00 a.m. to 5:00 p.m., Monday through Friday and 9:00 a.m. to 1:00 p.m. on Saturday, in Missouri City, New Life Missionary Baptist Church, 7900 West Fuqua, 9:00 a.m. to 5:00 p.m., Monday through Friday, in the Third Ward Area, Good Hope Missionary Baptist Church, at 3015 North McGregor, Tuesday through Friday, 9:00 a.m. to 6:00 p.m. and on Saturdays 9:00 a.m. to 12:00 p.m., Wheeler Avenue Baptist Church Christian Life Center at 3826 Wheeler Avenue, Monday through Friday, 11:00 a.m. to 6:00 p.m., and on Saturday from 9:00 a.m. to 12:00 p.m. and in the Sunnyside area, Cullen

Missionary Baptist Church, 13233 Cullen Blvd., Monday through Friday, 9:00 a.m. to 5:00 p.m. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm and Berry absent.

Council Member Green stated that the Super Feast, sponsored by Waste Management, would be on the grounds of Sam Houston Park and they would need volunteers from 4:30 a.m. to 5:30 p.m., and also the George R. Brown would have their annual Super Feast, sponsored by the Citywide Club of Clubs on Thanksgiving Day, starting at 7:00 a.m. to 6:00 p.m. and they needed volunteers for that day, that they could call their office 713-247-2012. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm and Berry absent.

Council Member Green stated that Representative Harold Dutton sponsored the Northeast Houston First Time Home Buyers Forum, that it was held on November 19, 2005. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm and Berry absent.

Council Member Green stated that he wanted to wish everyone a Happy Thanksgiving. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm and Berry absent.

Council Member Edwards stated that she wanted to remind everyone that early voting would start on November 30, 2005 for the runoff elections and that election day was December 10, 2005. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Edwards stated that she was invited to participate in the deployment exercises of a very important unit in the U.S. Army, a medical unit, the 400 Fifth, with Commander Dashall and her group, that it was an awesome opportunity, that they would be going to Germany for 18 months and would be at one of the primary trauma hospitals that received the troops coming in from Iraq and Afghanistan, that she wanted to wish them well and God speed and protection, that they were very appreciative of the proclamation that the City did for them and they wanted to extend their thanks. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Edwards stated that there was an article in the Sunday newspaper about Mr. Cantu from San Antonio that was executed and now there was strong evidence to say that not only was he not there, that there was suppression, that once again she would like to raise the suggestion to the Governor and the Legislature that they stop killing people until they tried to get the system into some kind of management, that she wanted to extend her condolences to Mr. Cantu's family. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Edwards stated that she wanted to congratulate Ms. Jewett and the leadership that she had taken to make sure that they had brought in all of the stakeholders, that everybody had been included in the discussion and participation, that they had the opportunity to once again be a spotlight like they did for Katrina, how would they bring together diverse communities and participate and lift up and celebrate parts of their history and culture. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Garcia stated that he wanted to wish everyone a very happy and safe Thanksgiving, and hoped they would take time to remember that there were brave men and women serving the Nation. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Garcia stated that he wanted to say thank you to Mr. Moses Villapando, that on Sunday they celebrated the 19th year that the Hispanic Organization of Postal Employees had been doing a Thanksgiving dinner for the folks in the Near Northside, Second Ward, Ripley House and Wesley House. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Garcia stated that Mr. Jim Blackburn, a well known environmental advocate and attorney was recovering from triple bypass surgery so to please keep him in their prayers. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Garcia stated that he wanted to congratulate Mount Pilgrim Missionary Baptist Church, that they were celebrating their 80th anniversary and wanted to wish them continued success as a church in the Independence Heights Community. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Alvarado stated that she wanted to join Council Member Edwards in acknowledging the work for Gregory Lincoln with Mr. Wilson and Ms. Jewett. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Ellis and Berry absent.

Council Member Sekula-Gibbs stated that she wanted to wish everyone a Happy Thanksgiving. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that on Tuesday, November 29, 2005, she would be co-hosting, with Dr. Scott Lillybridge of the University of Texas School of Public Health a program and had submitted to everyone an invitation, that it was on protecting the community from influenza, that the conference would be held at the Methodist Hospital and was free to interested individuals, that the sponsors were the University of Texas Health Science Center, the Methodist Hospital, the Health Departments of the City and County, the Baylor Influenza Research Center and the University of Texas Medical Branch at Galveston. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Khan stated that HISD was considering implementing a merit bonus program for educators and those teachers who were interested in hearing more information or sharing concerns could attend a forum hosted by the HISD Superintendent on November 29, 2005 at Sharpstown High School at 6:30 p.m. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Khan stated that a Rice University Student, Ms. Noreen F. Khan, was among the 32 college students selected Sunday as Rhodes Scholar for 2006. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Khan stated that the evacuees from New Orleans included musicians, that some New Orleans Jazz musicians would use their talents to raise funds for Pakistan earthquake relief tonight at First Evangelical Lutheran Church of America at 1311 Holman Street, that it would be sponsored by the Islamic Society of Greater Houston as well as Interfaith Ministry of Greater Houston. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Khan stated that he wanted to wish everyone a Happy Thanksgiving. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Quan stated that the Asian Community would be hosting a party for evacuees on Friday, December 2, 2005, at the Phoenix Restaurant off Bellaire in west Houston and was open to all evacuees from Rita and Katrina and just welcoming them to Houston. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Quan stated that they were at the command meeting yesterday and there was talk about where they stood with FEMA, that Mayor White had asked him to serve on the communications committee and it was his understanding from the meeting yesterday that they had a two week extension on an ongoing basis regarding the hotels. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Mayor White stated that yes, that he thought that was announced within the last two hours, that they had indicated that upon request such an extension would be given, that the City had requested it but then they wanted it to be in writing and they had done that and he thought they had extended it, that they had agreed by phone to have a parallel extension of the time where they could sign up the leases under the program that was approved by FEMA or was consistent with FEMA's September 9, 2005 directive, that FEMA said in writing that they could enter leases for up to 12 months and be reimbursed and they had done so, that they continued to do that and then FEMA put out a memo or letter on November 15, 2005 that said that effective immediately they could enter into leases for only 3 months and then by a letter that they told him was coming and dated November 17, 2005 they said to disregard that and continue with the program, the Joint Hurricane Housing Task Force Program up to December 1, 2005 and now they were going to be extending it past December 1, 2005, but there would be a deadline, that they had talked about a two week by two week extension and they may just go ahead and do it through January 7, 2005, but that press conference occurred while they were at Council. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Quan stated that he was glad that they were getting something in writing, that he knew there had been a lot of confusion in the communities, and thought there were various protests today, that they wanted to let the constituents and the new people to the City know that they would not be kicking them out of their places as of December 1, 2005 or March 1 2006, that he would be more than happy to try to report it to others in different communities, especially those who did not speak English as their native language, that he wanted to thank Mayor White for his efforts in that regard. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Mayor White stated that as to the hotels, people needed to be making plans, they needed to get vouchers and needed to be looking for permanent housing, that they needed to be assisting people in moving from the hotels, that Mr. Moore had confirmed to him that they did make a public announcement about the extension of hotel reimbursement through January 7, 2005 while they were in City Council, that he thought it was just a matter of cleaning up the ambiguities that their apartment program, as was directed by the September 9, 2005 directive would probably remain in place up to that point and then FEMA still had some homework that the City would be working with them on. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Council Member Quan stated that he wanted to wish everyone a Happy Thanksgiving. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

Mayor White stated that he wanted to wish everyone a great Thanksgiving. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 1:45 p.m. Council Members Lawrence, Galloway, Goldberg, Wiseman, Holm, Garcia, Ellis and Berry absent. (NO QUORUM PRESENT)

DETAILED INFORMATION ON FILE IN THE OFFICE OF THE CITY SECRETARY.

MINUTES READ AND APPROVED

Anna Russell, City Secretary