

City Council Chamber, City Hall, Tuesday, June 20, 2006

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, June 20, 2006, presiding and with Mayor Bill White, Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Ada Edwards, Addie Wiseman, M. J. Khan, P. E., Pam Holm, Adrian Garcia, Carol Alvarado, Peter Brown, Sue Lovell, Ronald C. Green and Michael Berry; Mr. Anthony Hall, Chief Administrative Officer, Mayor's Office; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Ms. Debra Dillard, Citizens Assistance Office; Ms. Marty Stein, Agenda Director; present. Council Member Shelley Sekula-Gibbs, M.D., absent on personal business.

At 1:58 p.m. Acting Mayor Pro Tem Berry called the meeting to order and called on Council Member Edwards to begin presentations. Council Member Edwards stated that Father's Day had just been celebrated and the District D Council Office wanted to make a special presentation to some men in the community who took the role of fatherhood to a whole new level and called all the names of those unable to be present and then called all those present and invited them to the podium to receive Certificates of Recognition; and thanked them all for their work with youth and in helping reclaim the communities. Mayor White, Council Members Holm, Garcia, Alvarado and Green absent. Acting Mayor Pro Tem Berry presiding.

Council Member Brown stated that his office sponsored an essay contest "My Neighborhood" at Sterling and Yates High Schools for 11th and 12th graders and invited the winners, Charles Lynn Roberts, Grace Haines, Stephanie Whaley, Caesar Gonzales and Antonio Spivey, to the podium; and presented them with scholarship awards and tickets to a play. Council Members Holm, Garcia and Alvarado absent.

Council Member Edwards stated that she wanted to recognize Yates High School; that the two students present from Yates in addition to what Council Member Brown's scholarship award did, had really been leaders in the community and Yates High School was awarded over \$1,750,000.00 in scholarships for their seniors and Ms. Roberts graduated third in her class with a 4.15 gpa and scholarships and Mr. Gonzales graduated 14th with a gpa of 3.8 and scholarships and they were awesome. Council Members Holm, Garcia and Alvarado absent.

Mayor White thanked them for coming and stated that all were proud of them. Council Members Holm, Garcia and Alvarado absent.

Council Member Johnson invited Mr. Robert Lloyd Gaston to the podium and stated that he wanted to introduce a true hero; that he risked his life to go into a burning house of senior citizens and pulled them out; and presented him a Proclamation proclaiming June 20, 2006, as "Robert Lloyd Gaston Day" in Houston, Texas. Council Members Holm, Garcia and Alvarado absent.

Council Member Berry stated that he thanked Mr. Gaston for coming down and allowing Council to recognize him for his true act of heroism, it was good to be reminded of the good deeds and good news that was out there and he thanked him; and Mr. Gaston stated that he thanked Council Member Johnson for inviting him and he was honored to receive such an award and hoped to continue to be a good citizen. Council Members Holm, Garcia and Alvarado absent.

At 2:23 p.m. Council Member Khan invited Father Mark Thibodeaux, director of the Pastoral Ministry at the Strake Jesuit School in District F, to lead all in prayer; and Council Member Khan led all in the pledge. Council Members Holm, Garcia and Alvarado absent.

At 2:26 p.m. the City Secretary called the roll. Council Member Sekula-Gibbs absent on personal business. Council Members Holm, Garcia and Alvarado absent.

Council Members Lovell and Lawrence moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Sekula-Gibbs absent on personal business. Council Members Holm, Garcia and Alvarado absent. MOTION ADOPTED

The City Secretary began calling the public speakers.

Mr. Martin Desantiago, 11947 Drifting Wind, Houston, Texas 77044 (713-302-4801) appeared and in Spanish stated that he had been a taxi driver for 15 years, that it had been his profession and way of making a living, that he was present to let the Council Members know that they desired to ask for and support the flat rates for downtown, Medical Center and the Galleria, that it had been an obstacle for the taxi drivers to make money, they could not make much money and he was present to support Mr. J. W. Maseha and to ask that they get an extra \$2 per each individual passenger because they are suffering a lot with the high gasoline prices, that it was difficult for the taxi drivers to survive with the zone rates, the flat rates in those three areas, that they would appreciate it if they would have some consideration for the business of the taxi drivers.

Mayor White thanked Mr. Desantiago and stated that they understood his situation.

Council Member Berry thanked Mr. Desantiago for coming and stated that he had conversations with Mr. Maseh who represented the independent drivers and only two were coming down to speak, but they represented maybe 2,400 drivers; that he wanted to tell his colleagues he had due respect for Council Member Edwards sitting until the very end of a long and stressful meeting over what they would be doing which he would like to now describe; that it was interesting situation as this was the most regulated market in the City of Houston; that everyone else raised prices when the cost of gas went up and they were not allowed to; that what they did on the item before them tomorrow was there was a 7¢ surcharge on all fairs and it kicked in when gas was at \$2.00 per gallon instead of at \$2.50; there was a 50¢ per trip, not passenger, addition when gas was over \$3.00 and Mr. Maseh asked for ability to recover the \$2.75 they had to pay to the city when they took a trip originating from the airport and what F & A was doing was making stickers for all drivers with rides originating from the airport so they could do that; and he knew Mr. Maseh was not totally happy and understood his perspective, he had very good points, but Mr. Daniels and Ms Paez and companies and drivers came together and there was a compromise; that drivers would still struggle as they were still underpaid, but there was something all could live with now, it was the best they could do at this time. Council Members Holm, Garcia and Alvarado absent.

Mayor White thanked Council Member Berry and stated that he had confidence in Mr. Maseh and he looked out for many; that they were regulated more than any other industry, but they wanted to be sure no one shot themselves in the foot with excessive rates; that they were moving in the right directions and he also thanked Council Member Edwards and others for staying through the entire hearing. Council Members Holm, Garcia, Alvarado and Lovell absent.

Council Member Berry stated that he also thanked Mr. Maseh for stepping up and being such a resource; that he represented taxi drivers of all nationalities and tried to get them the best he could. Council Members Holm, Garcia, Alvarado and Lovell absent.

Mr. Moctezuma Alvarez, 5506 Pinemont, Houston, Texas 77016 (713-922-1101) spoke in Spanish and stated that they were present to support the professor because there were some situations that had to be smoothed over like the flat rates for downtown, the Medical Center and the Galleria area, that they were the direct contact with the Hispanic market, the passengers and they wanted compatible prices so that it would not look like they were robbing the clients or so that it would not look like the clients were robbing them, when they make trips, depending on

the flat rate, there were places where the taxi meter says \$24 and they were obligated to accept only \$21.50, when he says they were obligated to accept \$21.50 they had already run a longer distance than they should have run, spent more gasoline and all of that costs them, they needed for the City Council to support them in leveling the flat rates with the meters or do away with the flat rate for downtown, that they also wanted to support the proposal of the additional \$2 per extra passenger, that everything was going up in price including the taxi companies when they decide to raise the lease rate they raise it without having to wait for a City Council meeting, they can raise the lease and the taxi drivers are stuck with it. Council Members Holm, Alvarado and Lovell absent.

Council Member Berry thanked Mr. Alvarez for coming and stated that they pushed to get this item on the agenda this week even though it was an ordinance change and a big change they took to heart Mr. Brady saying he lost 30 drivers in the last three weeks so time was of the essence; and Mr. Alvarez brought up a point they did not attempt to address here, but it was a fair point and Ms. Paez and Mr. Daniels were receptive of looking at the issue of how many zones Houston had and a set zone price; that his committee was willing to take this up and he would commit to doing so; and Mayor White stated that he would be supportive. Council Members Holm, Alvarado and Green absent.

Mr. Charles X. White, 8607 MLK, Houston, Texas 77033 (713-292-3436) appeared and stated that he was present supporting Council Member Brown's amendment C to Agenda Item 81; that he, as a Super Neighborhood President, and with civic club presidents from 68, 71, 72 and 76 all were here supporting the exhibit and were all asking the Mayor and Council to support the item; and he wanted to thank Council Member Garcia who attended their emergency and disaster training workshop and Chief Boriski had been very helpful with the process; that they were re-inviting Mayor White to their townhall meeting September 25th and if he could not attend they were inviting him and the Council Members to their breakfast. Council Member Alvarado absent. Council Member Alvarado absent.

Council Member Johnson thanked Mr. White for all his work; and stated that the ordinance helped communities gain the self sufficiency they needed and they had his support. Council Member Alvarado absent.

Council Member Garcia stated that he was impressed to see all so eager at the workshop; and they should keep up the good work. Council Member Alvarado absent.

Council Member Edwards thanked Mr. White for his work; and upon questions, Mr. White stated that as he understood it may be massaged but in the spirit of cooperation and trying to move forward they were the original group and still supported the concept even if it had to start on another side of town; and Council Member Edwards stated that some kind of support needed to be given to all and she would like to speak with him; that she had been fighting to give Council Members the ability to give money to civic clubs and super neighborhoods in their own areas based on a criteria and that was one amendment she had for her budget. Council Member Alvarado absent.

Council Member Brown thanked Mr. White and those with him for all their work and coming to Council; and stated that the purpose of his amendment was to establish on a pilot project basis a super neighborhood planning fund, a way to give them professional help which could lead to improvement of their neighborhood. Council Members Johnson, Edwards and Alvarado absent.

Mr. Ron Robles, 2324 N. Main, Houston, Texas 77009 (713-227-7608) appeared and stated that he was a resident of the northside of town and he wanted to know why METRO was

trying to destroy their neighborhood; that the residents were concerned that METRO trying to put a BRT through the neighborhood would destroy their livelihood; that they formed a group, the Northside Coalition, and gathered 3,500 signatures to support their petition and they were working toward saving their neighborhood. Council Members Johnson and Edwards absent.

Upon questions by Council Member Berry, Mr. Robles stated that he had a petition from residents and those working in the area; that they did not want a light rail or BRT in the community at all; that he had not spoke with METRO recently, but he did in the past; and Council Member Berry stated that he would encourage him to speak with them and then let him know about the feedback, they need to give him a fair hearing. Council Member Johnson absent.

Council Member Garcia stated that it was good to see them and he would like a copy of his petition; that folks he spoke with did have concerns but he had not heard it translated as they did not want it and he wanted to be sure he was not missing something; that there were concerns on how METRO was designing the plan for the new line and extension of future right-of-ways and he and Council Member Holm had talked about it, it seemed as if METRO thought they could just wipe an area clean of businesses and not speak to anyone about the impact; that he spoke to people at METRO and it was as if they listened, but then at a community meeting it was the same thing of boards and pictures and people writing down thoughts and he still did not think METRO was getting it and it was raising red flags with him.

Mayor White stated that he thanked him for the concerns and he appreciated coming up with such principles; that Council Members Holm, Clutterbuck and Edwards did a fantastic job in reducing to writing certain principles, of course they would cost, there would be less transit built whenever you had buyouts and such, but he worked with those principles for hours last week as to how they would apply to one corridor and they did excellent work on coming up with such principles; and thanked Mr. Robles for coming.

Mr. Ira McBride, 3255 Elgin, Houston, Texas 77004 (832-633-7008) had reserved time to speak but was not present when his name was called.

Ms. Linda Casares, 815 Valentine #J, Houston, Texas 77019 (713-923-9156) had reserved time to speak but was not present when her name was called.

Mr./Coach R. J. (Bobby) Taylor, 3107 Sumpter, Houston, Texas 77026 (202-FA3-4511) had reserved time to speak but was not present when his name was called.

Ms. Kelly McLeod, 8760 Westheimer #125, Houston, Texas 77063 (713-301-4576) had reserved time to speak but was not present when her name was called.

Mr. Bruce Liebert, 1953 Tamworth Lane, Katy, Texas 77493 (281-391-5020) had reserved time to speak but was not present when his name was called.

Ms. Giannibicego Tran, 1731 Ansbury, Houston, Texas 77081 (713-426-1446) appeared and stated that Neighborhood Protection gave her tickets wanting her car and truck towed; that she needed to clean the property and her court date was June 27th; and she was requesting the Mayor and Council Member's support. Council Members Garcia and Berry absent.

Upon questions by Council Member Green, Ms. Tran stated that they inspected her car, etc., it was Neighborhood Protection, and she needed help; and Council Member Green stated that Mr. Norris Davis with Neighborhood Protection was present and could speak with her at this time. Council Members Wiseman, Garcia and Berry absent.

Mr. Mario Umanzor, 1622 N. Main, Houston, Texas 77009 (713-227-6721) appeared and stated that he worked at Public Works on North Main for at least 15 years and was present regarding many issues and inconveniences he and many others would have to face if light rail was put into effect; that he did not see why it had to go through their neighborhood when there were better alternatives; that they knew of all the inconveniences the train caused downtown and they did not want them; that the project would not benefit them as there would be only five stops on a five to six mile section and at this time a bus stopped at every block; and they did not want a train and for it to pass in front of schools could be dangerous to children; that he understood part of the reasoning for the rail was to get those living there out and bring in new settlers. Council Members Johnson, Wiseman, Khan, Garcia and Brown absent.

Mr. Estella Jiminez, 1307 Brooks, Houston, Texas 77009 (832-309-7022) appeared, spoke in Spanish and stated that she was present because she was preoccupied with Metro wanting to put rail in the Northside, that it did not seem that they learned anything with all the accidents that had happened downtown and here they wanted to put the Metro rail where it would cross by three schools and it was a danger for the community, that she wanted to ask Council Member Garcia to put more attention to the community of District H since the community elected him Council Member for District H and it was the time that he respond for his community regarding the project, that they ask him to pay attention to the area and the danger, that in the past two or three years there had been many accidents, that they were minor accidents but they should not wait for a fatality in order to pay attention to their petitions, apparently they were saying that Metro rail would be a benefit for the Northside but that was a lie, they should tell the truth to the community, they were making big and fabulous projects but the only ones that were going to be working in those projects were the Hispanics but the Hispanics would have to leave the Northside because they would not be able to pay the high tax rates so what benefit would it be to have Metro rail if they were going to have to leave their homes. Council Members Johnson and Wiseman absent.

Council Member Garcia thanked Ms. Jiminez for coming and asked if she knew what meetings he had been involved with as it related to the project and Ms. Jiminez stated that she had been to some meetings but unfortunately the only thing she saw was a lot of people for the City of Houston and Metro and from the community only 10 or 15 so how were they going to respond if the community was not informed, and Council Member Garcia again asked Ms. Jiminez if she knew of the meetings that he had regarding the project and Ms. Jiminez stated that she did not know of the meetings that he had and Council Member Garcia stated that he had many meetings relating to the project and to inform Metro of his concerns many of which she had spoken to and he was sorry he had not communicated with her but he was working and would lose time in his work if he stopped to share all he was doing, but he wanted her to know that he was very focused on it because he had many concerns. Council Members Johnson and Wiseman absent.

Ms. Cornelia McBride, 3255 Elgin, Houston, Texas 77004 (832-633-7008) had reserved time to speak but was not present when her name was called. Council Members Johnson and Wiseman absent.

Ms. Terri Thompson, P. O. Box 1735, Houston, Texas 77251-1735 (281-540-2529) appeared and stated that she was for METRO extending to Kingwood; that she was in a shelter and saw controversy there with non profit organizations and Council needed to get a reign on non profits and see where the tax dollars and donations were going; that she had a solution on flooding if they would walk and talk with her; and God should be put back into everything. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Ms. Cleola Williams, 1706 Edwards, Houston, Texas 77007 (713-225-6838) appeared, presented information and stated that she was present regarding Mr. Richard Brock who was appointed by the Governor to serve as a Houston Alderman and served from 1870 to 1874; that she wanted to rename land he bought in the First Ward, someone named the small lovely park Randall P. Jones and their community knew nothing of Mr. Jones but did know Mr. Brock; that he bought land for the school also; that Parks said once a park was named it had to keep the name, but all things changed; that they needed their history preserved and urged the Mayor and Council to help them rename the park for Richard Brock. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry stated that he was looking at a memo from Mr. Turner, Parks Director, which she had also and his concern with City of Houston policy was that once a park was named for an individual unless the individual or their family consented the name was not changed, but they would consider other ways to honor Mr. Brock. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Council Member Garcia stated that he respected the policy but wanted to see if they could work through this and he would follow-up and try and get her and Mr. Turner together; and Ms. Williams stated that another park, Summer Street Park, near there had no name, but this park land was bought by Mr. Brock, an ex-slave, who sat where Council was sitting and it should be honored. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Council Member Lawrence stated that she appreciated the information and what they were trying to express in their neighborhood; and wished them good luck. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Upon questions by Council Member Green, Ms. Williams stated that she and others tried to get the name changed for years, but about two months ago about 200 to 300 people came to the park and no one knew it was named Randall Jones Park and no one knew who he was; that all this time she thought it was Brock and that was why they tried to get his name on it; and she would doubt if anyone had made contact with Mr. Jones family as no one knew of him, the name was given in a lottery. Mayor White, Council Members Johnson, Wiseman, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Council Member Khan stated that for Houston to be a world class city they did need to preserve their history and he would ask the administration if there was a policy on naming parks, streets, etc., he would like to know; that tomorrow they were approving people for the historical commission and one challenge for them was to make sure the nature of a neighborhood was looked into and history was preserved. Mayor White, Council Members Johnson, Wiseman, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry stated that he would pass the memo around from Mr. Turner and Ms. Stein would send all Council Members a memo of the Parks policy. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. Jean Going, 3410 Robinson, Houston, Texas 77009 (713-223-0263) appeared and stated that Randall P. Jones Park was named when PBS in 1975 had a contest to name a city park; that Mr. Brock in the First Ward was one of the most well known people there and had

been dead for 100 years now; that he was known as the Father or Godfather of First Ward, he built that part of the city and it was still going strong; that he bought the land there and his name should be his. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Council Member Edwards stated that was the very point she was trying to make in the Quality of Life Meeting earlier in the morning; that sometimes the city had to intervene and do what was right, she did not know who Randall P. Jones was but they did all knew who Richard Brock was; that he had been an enslaved African and five years later was an elected alderman of a community that was not even majority African origin people; that she thought the issue for Council was to see how they could support the community and she would be willing to work with their Council Member. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Council Member Brown thanked all for coming and stated that they had his support on this; that maybe they could rescind by Council action from 1970 on the naming of the park and then there would be no name and they could name it as the community wished. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Council Member Garcia stated that he thanked Mr. Going for coming and supporting his neighborhood; that he knew he worked on many projects and Council Member Brown did make a good point that sometimes people confused policy for law and policy was policy so it could be changed; that he did not know a lot about Mr. Jones and wanted to be respectful of his memory, but when someone contributed to making the city it meant something and thought they should be mindful of it and he would be working to see if they could get it changed. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry stated to Mr. Pederson who was present with Parks and Recreation that he had read the memo but it was not very thorough and he would like to know if Mr. Jones had made a contribution to the City of Houston, how was he chosen and what his family's involvement was as he was sure his colleagues would want to know that as well. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Ms. Mary Lawler, 2505 Washington Avenue, Houston, Texas 77007 (713-864-8099 ext. 227) appeared and stated that she was executive director of Avenue Community Development Corporation and Avenue CDC had developed 62 affordable housing units in the First Ward including 17 houses developed and sold to low income homebuyers and 45 rental units including the old Jefferson Davis Hospital; that many changes had accelerated in the First Ward and their mission was to revitalize the community while preserving diversity and one way was to honor those who helped to make the community what it was today; that Mr. Richard Brock was a tremendous leader and they asked that he be honored and remembered and rename the park after him. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Ms. Marci Perry, 1619 Webber, Houston, Texas 77007 (713-863-9773) appeared and stated that she was president of the First Ward Civic Council and member of Super Neighborhood 22 and wanted to give credit to Ms. Patricia Smith Prather who edited the Texas Trailblazer magazine and where most of their information was from; that Mr. Richard Brock was a slave and purchased his freedom in land before emancipation, his actions looked to the future and was founding member of two churches with one being St. Paul A.M.E. Church and

unfortunately the church and plaque which listed all his contributions were gone, torn down; that he currently had a portrait at Brock Elementary School, but that school was currently being phased out by HISD and it may go the same way as the church and that was why in part it was so incredibly important to recognize a man who was magnificent in his time; and when they discussed renaming the park she would like them to remember that while something may be there at this time remembering him there may not be and he was a huge part of the community. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Council Member Garcia thanked Ms. Perry for coming and for her leadership and stated that it was good to see how all were focused and they made good points on what a good person Mr. Brock was, but as he said he did want to be respectful of Mr. Jones; and as she said Brock Elementary was going away and so would go the memory and the name and respect the school district had given to his memory and this did have a sense of urgency. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. Cristobal Patino, 8800 Broadway #1589, Houston, Texas 77061 (no phone) appeared and stated that he was present to find out what was being done regarding crime in the city; that even police were afraid to go in some areas and they should give them some guns with power or serious backup; that he had to call police April 14th because gang bangers infiltrated the complex where he lived, it had been quiet almost a year and now they were infiltrating; that even when they came it took them 20 minutes to get there and they filtered out two to four dozen who were drinking and smoking grass; and he wanted to know what was being done. Mayor White, Council Members Johnson, Edwards, Holm, Garcia, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry stated that they did care about his problem and bringing it to their attention helped to resolve it; the Administration had shown they were putting officers on the streets to solve problems and he did right bringing it to Council's attention. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Upon questions by Council Member Lawrence, Mr. Patino stated he lived at the Savannah Apartment Complex located at 8800 Broadway and the north gates were always opened, he did not know how they got them opened but that was where they infiltrated from; and Council Member Lawrence stated that an apartment program was being started soon and if he could figure out about them coming on the property he should e-mail them. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. William (Beal) Reagan, 6230 Symare Avenue, Van Nuys, California 91401 (no phone) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry 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 Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. J. W. Maseh, P. O. Box 74271, Houston, Texas 77274 (713-545-4777) appeared, presented information and stated that he thanked Council Member Berry for his earlier statement and he knew that he understood now they would not go away until their issue was

understood with the main issue being to solve the surcharge for the gas and that they and the company were two different things; and they looked forward to working with them. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry thanked Mr. Masseh for coming and informing him and keeping his membership informed of what they were doing; that they were not taking up the zone issue today because he did not want to cloud the argument over the price they could charge at the meter as there may be confusion and they were trying to get him a fare increase in a short-term, but they did have a commitment from him and the Mayor to work with Ms. Paez and Mr. Blanton to resolve the issue, to look at it thoroughly. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. Jerry Brady, 827 E. Rogers, Houston, Texas 77291 (713-696-0177) appeared and stated that he was present today representing 5 major taxi companies and to encourage Council to vote for the 7¢ a mile compromise, underlining the word compromise; that they worked hard to come up with something all could live with and drivers needed immediate relief and encouraged all to vote for the compromise which also included adequately zone increases in so much as of the 12 Hobby zones 11 were increased at a higher percent than the meter and half the Intercontinental zones the zone rate would also increase at a higher percent than the meter. Mayor White, Council Members Johnson, Edwards, Holm, Alvarado and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Upon questions by Council Member Khan, Mr. Brady stated that there was a percentage of increase on the meter which was equal to the 7¢ a mile and as they calculated the dollar increase on each zone rate half of Intercontinental zone rates would be higher than the meter and 11 of Hobby zones would have the percentage higher than the meter; that in the proposal the zone rates were increasing over what they are at this time. Mayor White, Council Members Johnson, Edwards, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry thanked Mr. Brady for what he was doing and stated that he knew Mr. Demessie and Mr. Bruhns were not speaking today and he thanked them for sparing Council's time for other speakers, but they were present and he also wanted to thank Ms. Paez and Mr. Blanton for the openness in getting this solved and he hoped tomorrow some relief would be given to the drivers and though it was not perfect it was a little relief, but he did think it in order to adjust the zone rates later; and Mr. Brady thanked the F & A Department and stated that the department was under funded and he hoped Council would help them get the resources needed for enforcement. Mayor White, Council Members Johnson, Edwards, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. Rudy Bruhns, 1406 Hays Street, Houston, Texas 77009 (713-222-7077) had reserved time to speak but passed when his name was called. Mayor White, Council Members Johnson, Edwards, Wiseman, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. Mengishtu Demessie, 7714 Hot Creek, Humble, Houston, Texas 77346 (713-649-4145) had reserved time to speak but passed when his name was called. Mayor White, Council Members Johnson, Edwards, Wiseman, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding.

Mr. Joseph Omo Omari, 2820 Palm #2B, Houston, Texas 77004 (832-767-0870) appeared and stated economic racism, globalism, open gay ministries, Gestapoism, attack on Christianity; and continued expressing his personal opinions until his time expired. Mayor

White, Council Members Lawrence, Johnson, Edwards, Wiseman, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry stated that he wanted to remind his colleagues they had a joint City/County Meeting tomorrow to approve an appointment; and asked that all be on time. Mayor White, Council Members Lawrence, Johnson, Edwards, Wiseman, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

At 3:54 p.m. City Council recessed until 9:00 a.m., Wednesday, June 21, 2006. Council Member Sekula-Gibbs absent on personal business. Mayor White, Council Members Lawrence, Johnson, Edwards, Wiseman, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

City Council Chamber, City Hall, Wednesday, June 21, 2006

The Houston City Council reconvened at 9:00 a.m. Wednesday, June 21, 2006, with Mayor Bill White presiding and with Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Ada Edwards, Addie Wiseman, M. J. Khan, P. E., Pam Holm, Adrian Garcia, Carol Alvarado, Peter Brown, Sue Lovell, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Mr. Anthony Hall, Chief Administrative Officer, Mayor's Office; Mr. Arturo Michel, City Attorney; Ms. Judy Gray Johnson, Director, Finance and Administration; Ms. Martha Stein, Agenda Director and Ms. Stella Ortega, Agenda Office, present.

At 8:12 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:36 a.m. Mayor White called the Council meeting to order and stated that they would begin with the consent agenda. Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Lovell and Berry absent.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 51

MISCELLANEOUS - NUMBERS 2 through 6

2. CONFIRMATION of the appointment of the following to the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION**, for two-year terms:

Position 9 - **MS. SHARRON B. BEALE**
Position 10 - **DR. SURAIYA SALEEM**
Position 11 - **MR. J. D. BARTELL**

- was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Lovell and Berry absent. MOTION 2006-0491 ADOPTED.

3. REQUEST from Mayor for confirmation of the appointments or reappointments to the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION**:

Position One - **DR. ROGER G. MOORE**, appointment, for a term to expire 3/1/2007
Position Two - **MS. BETTY TRAPP CHAPMAN**, reappointment, for a term to expire 3/1/2008
Position Three - **MS. PHOEBE TUDOR**, appointment, for a term to expire 3/1/2007

- Position Four - **MR. C. K. PANG**, appointment, for a term to expire 3/1/2008
- Position Five - **MR. RAFAEL LONGORIA**, appointment, for a term to expire 3/1/2007
- Position Six - **MR. SCOTT SLANEY**, reappointment, for a term to expire 3/1/2008
- Position Seven - **MR. PAUL FRUGÉ, JR.**, appointment, for a term to expire 3/1/2007
- Position Eight - **MS. FAYE B. BRYANT**, reappointment, for a term to expire 3/1/2008

- was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Lovell and Berry absent. MOTION 2006-0492 ADOPTED.

4. REQUEST from Mayor for confirmation of the appointments or reappointments to the **HOUSTON ELECTRICAL BOARD:**

- Position One - **MR. CHRIS J. FAHRENTHOLD**, reappointment, for a term to expire 1/2/2007
- Position Two - **MR. ELIOT DOUCET**, reappointment, for a term to expire 1/2/2008
- Position Three - **MR. HARRY HUGHES**, appointment, for a term to expire 1/2/2007
- Position Four - **MR. ANTONIO A. ORTA**, appointment, for a term to expire 1/2/2008
- Position Five - **MR. LARRY S. NEAL**, reappointment, for a term to expire 1/2/2007
- Position Six - **MR. EDWARD T. DICKERSON**, reappointment, and to serve as Chair, for a term to expire 1/2/2008
- Position Seven - **MR. SANTOSH MUKERJI**, reappointment, for a term to expire 1/2/2007
- Position Eight - **MS. VICTORIA L. EVANS**, appointment, for a term to expire 1/2/2008
- Position Nine - **MR. CHARLES S. PRICHARD**, appointment, for a term to expire 1/2/2007
- Position Ten - **MR. JAVIER M. RAMOS**, reappointment, for a term to expire 1/2/2008

- was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Lovell and Berry absent. MOTION 2006-0493 ADOPTED.

6. RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **CYPRESS CREEK HOSPITAL** for law enforcement services of two (2) deputies from Harris County Constable Precinct 1 - was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Lovell and Berry absent. MOTION 2006-0494 ADOPTED.

Mayor White and Members of Council congratulated the newly appointed members of the Houston Archaeological and Historical Commission and the Houston Electrical Board and thanked them for their service and asked that they stand and be recognized.

ACCEPT WORK - NUMBERS 8 and 10

8. RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$4,172,888.10 and acceptance of work on contract with **W. W. WEBBER, LLC (previously known as W. W. WEBBER, INC)** for Runway 8L-26R Reforestation, Sight Wall, Security Fencing & Access Roads at George Bush Intercontinental Airport/Houston Project 522N, CIP A-0304 10.62% under the original contract amount - **DISTRICT B - JOHNSON** - was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Holm, Garcia and Berry absent. MOTION 2006-0495 ADOPTED.

10. RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$80,832.50 and acceptance of work on contract with **CERTIFIED/LVI ENVIRONMENTAL SERVICES, INC** for Asbestos Abatement and Demolition Contract for Looscan Branch Library, GFS E-0095-02-5 - **DISTRICT G - HOLM** - was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Holm, Garcia and Berry absent. MOTION 2006-0496 ADOPTED.

PROPERTY - NUMBER 12

12. RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of the Parcel HY5-001, located at 5603 Van Fleet Street, owned by Thuong Thi Tran, for the **FIRE STATION NO. 35 EXPANSION PROJECT**, CIP C-0142-01-1 - **DISTRICT D - EDWARDS** - was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Holm, Garcia and Berry absent. MOTION 2006-0497 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 13 and 14

13. **C. F. MCDONALD ELECTRIC, INC** for Tennis Court Lighting Services for Building Services Department - \$66,869.00 and contingencies for a total amount not to exceed \$70,212.45 - Grant Fund - **DISTRICT I - ALVARADO** - was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Holm and Berry absent. MOTION 2006-0498 ADOPTED.

14. **HOUSTON FREIGHTLINER, INC** - \$129,986.00 and **B & C BODY COMPANY** - \$43,944.00 for Cabs & Chassis and Roll-Off Hoists through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Solid Waste Management Department - Equipment Acquisition Consolidated Fund - was presented, moved by Council Member Khan, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Holm and Berry absent. MOTION 2006-0499 ADOPTED.

ORDINANCES - NUMBERS 18 through 51

18. ORDINANCE consenting to the addition of 196.88 acres of land to **CYPRESS HILL MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district - was presented. All voting aye. Nays none. ORDINANCE 2006-0633 ADOPTED.

19. ORDINANCE consenting to the addition of 58.426 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 65**, for inclusion in its district - was presented. All voting aye. Nays none. ORDINANCE 2006-0634 ADOPTED.

20. ORDINANCE consenting to the addition of 51.396 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 411**; for inclusion in its district - **DISTRICT D - EDWARDS** - was presented. All voting aye. Nays none. ORDINANCE 2006-0635 ADOPTED.
21. ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 450 - DISTRICT E - WISEMAN** - was presented. All voting aye. Nays none. ORDINANCE 2006-0636 ADOPTED.
22. ORDINANCE establishing the north and south sides of the 1600 block of Banks 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 C - CLUTTERBUCK** - was presented. All voting aye. Nays none. ORDINANCE 2006-0637 ADOPTED.
23. ORDINANCE establishing the east and west sides of the 1900 block of Gentry 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 H - GARCIA** - was presented. All voting aye. Nays none. ORDINANCE 2006-0638 ADOPTED.
24. ORDINANCE establishing the north side of the 1300 through the 1500 blocks of North Boulevard 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 C - CLUTTERBUCK** - was presented. All voting aye. Nays none. ORDINANCE 2006-0639 ADOPTED.
25. ORDINANCE establishing the south side of the 2300 block of Southgate Boulevard 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 C - CLUTTERBUCK** - was presented. All voting aye. Nays none. ORDINANCE 2006-0640 ADOPTED.
26. ORDINANCE establishing the south side of the 2300 block of Watts 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 C - CLUTTERBUCK** - was presented. All voting aye. Nays none. ORDINANCE 2006-0641 ADOPTED.
29. ORDINANCE appropriating \$93,648.36 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an interlocal agreement between the City of Houston and **HARRIS COUNTY** for Reconstruction of Aldine-Westfield Road, Segment B, from Simmans Road to Hydro 55 Street, GFS S-0521-24-3 & R-0521-24-3 (SB9105) - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. ORDINANCE 2006-0642 ADOPTED.
30. ORDINANCE appropriating \$10,240.00 out of Water & Sewer System Consolidated Construction Fund and \$80,275.20 out of Street & Bridge Consolidated Construction Fund and approving and authorizing an interlocal agreement between the City of Houston and **HARRIS COUNTY** for Reconstruction of Industrial Road from Federal Road to Sheffield Boulevard, GFS S-0521-S5-3 & N-0715-01-3 (WA10854 and SB9277) - **DISTRICT E - WISEMAN** - was presented. All voting aye. Nays none. ORDINANCE 2006-0643 ADOPTED.
34. ORDINANCE appropriating \$400,840.00 out of Parks Consolidated Construction Fund, and approving and authorizing first amendment to construction contract between the City of Houston and **CARRERA CONSTRUCTION, INC** for Construction of Parks Master Plan

- Sylvester Turner Park, GFS F-504B-02-3 - **DISTRICT A – LAWRENCE** – had been pulled from the Agenda by the Administration, and was not considered.
36. ORDINANCE appropriating \$77,355.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for professional engineering services contract between the City of Houston and **SYLVA ENGINEERING CORPORATION** for Design of Central Street Grade Separation at P.T.R.A. Railroad (approved by Ordinance No. 98-1156), GFS N-0676-01; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT I - ALVARADO** - was presented. All voting aye. Nays none. ORDINANCE 2006-0644 ADOPTED.
39. ORDINANCE deappropriating \$75,000.00 out of Water & Sewer System Consolidated Construction Fund from Professional Engineering Testing Services Contract with **QC LABORATORIES, INC**; Contract No. C52779 approved by Ordinance No. 2001-0484; and appropriating \$75,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for Completion of Water Lines along Almeda Road and Holcombe Boulevard from North MacGregor Way to South Braeswood Boulevard under Professional Engineering Testing Services Contract between the City of Houston and **STORK SOUTHWESTERN LABORATORIES, INC**, (Contract No. C53739 approved by Ordinance Nos. 2002-0293 and 2005-0403); GFS S-0900-90-3 (WA10774) - **DISTRICTS B - JOHNSON; D - EDWARDS and E - WISEMAN** - was presented. All voting aye. Nays none. ORDINANCE 2006-0645 ADOPTED.
40. ORDINANCE awarding construction contract to **D. L. ELLIOTT ENTERPRISES, INC** for Water Distribution System Rehabilitation and Renewal (WA10873-02) - \$1,758,697.49 - Enterprise Fund - was presented. All voting aye. Nays none. ORDINANCE 2006-0646 ADOPTED.
41. ORDINANCE appropriating \$1,665,000.00 out of Street & Bridge Consolidated Construction Fund, awarding construction contract to **KENMOR ELECTRIC COMPANY, LP** for Traffic Signal Modification Contract at ten locations along Caroline Corridor and one at Bagby and Capitol-Rusk in the Central Business District (CBD), GFS N-0650-22-3 (SB9256); setting a deadline for the bidders 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 contingencies relating to construction of facilities financed by Street & Bridge Consolidated Construction Fund - **DISTRICTS H - GARCIA and I - ALVARADO** - was presented. All voting aye. Nays none. ORDINANCE 2006-0647 ADOPTED.
42. ORDINANCE appropriating \$9,926,279.00 out of Series E Commercial Paper Metro Projects Fund and \$1,571,730.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TRIPLE B SERVICES, L.L.P.** for Mesa Drive Reconstruction from Tidwell Road to Little York Road, GFS N-0680-02-3, S-0500-44-3 and R-0500-44-3 (SB9100-02); 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, project management, and contingencies relating to construction of facilities financed by the Series E Commercial Paper Metro Projects Fund, the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JOHNSON** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.

43. ORDINANCE appropriating \$5,506,851.70 out of Street & Bridge Consolidated Construction Fund, and \$625,506.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TEXAS STERLING CONSTRUCTION, L.P.** for Reconstruction of Armour Drive, GFS N-0733-01-3 (SB9177); 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 Street & Bridge Consolidated Construction Fund - **DISTRICT I - ALVARADO** - was presented. All voting aye. Nays none. ORDINANCE 2006-0648 ADOPTED.
44. ORDINANCE appropriating \$1,184,361.00 out of Street & Bridge Consolidated Construction Fund, \$86,817.00 out of Water & Sewer System Consolidated Construction Fund and \$202,822.00 out of Water & Sewer Contributed Capital Fund, awarding contract to **ACM CONTRACTORS, INC** for Awty School Lane, GFS N-0755-01-3 (SB9095); 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, project management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund and Water & Sewer System Consolidated Construction Fund and Water & Sewer Contributed Capital Fund - **DISTRICT A - LAWRENCE** - was presented. All voting aye. Nays none. ORDINANCE 2006-0649 ADOPTED.
45. ORDINANCE appropriating \$467,975.20 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for Lift Station Piping and Valve Replacement - Various Lift Stations, GFS R-0267-C3-3 (WW4276-41); 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 project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - was presented. All voting aye. Nays none. ORDINANCE 2006-0650 ADOPTED.
46. ORDINANCE appropriating \$385,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding construction contract to **PARALLAX BUILDERS, INC** for Renovation of 100A Japhet Facility, GFS R-0268-46-3; 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 construction management and administration services, project management and air monitoring services and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GARCIA** - was presented. All voting aye. Nays none. ORDINANCE 2006-0651 ADOPTED.
47. ORDINANCE appropriating \$29,395,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **PEPPER-LAWSON CONSTRUCTION, L.P.**, for Almeda Sims Sludge Processing Facility Improvements, GFS R-0298-01-3 (WW4813); 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, project management, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS** - was presented. All voting aye. Nays none. ORDINANCE 2006-0652 ADOPTED.

48. ORDINANCE appropriating \$3,530,300.00 out of Water & Sewer System Consolidated Construction Fund awarding contract to **LEM CONSTRUCTION CO., INC** for Improvement of Disinfecting Facilities at Sims Bayou and Bellaire Braes Pump Stations, GFS S-0533-04-3 (WA10805); 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - EDWARDS and F - KHAN** - was presented. All voting aye. Nays none. ORDINANCE 2006-0653 ADOPTED.
49. ORDINANCE appropriating \$3,169,600.00 out of Water & Sewer System Consolidated Construction Fund awarding contract to **METRO CITY CONSTRUCTION, L.P.** for Water Line Replacement in the Magnolia Park Area, GFS S-0035-D9-3 (WA10860-03); 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT I - ALVARADO** - had been pulled from the Agenda by the Administration, and was not considered.
50. ORDINANCE appropriating \$5,321,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for Rehabilitation of Air Release Valves for approximately 47,800 LF of 60" WL along Steelman, Bayou, and Dixie from Clinton to Mykawa Road (Package 2), GFS S-0900-A6-3 (WA10448-09); 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 project management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS E - WISEMAN and I - ALVARADO** - was presented. All voting aye. Nays none. ORDINANCE 2006-0654 ADOPTED.
51. ORDINANCE appropriating \$6,906,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Treewater and Kirkwood Lift Station Replacement, GFS R-0267-79-3 (WW4895-03); 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, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT F - KHAN** - was presented. All voting aye. Nays none. ORDINANCE 2006-0655 ADOPTED.

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MISCELLANEOUS

5. REQUEST from Mayor for confirmation of the appointments to the **GREATER GREENSPPOINT MANAGEMENT DISTRICT OF HARRIS COUNTY BOARD OF DIRECTORS**, for terms to expire June 1, 2009:
- Position Five - **MR. RAY BEJARANO**
 - Position Six - **MS. GLORIA A. CARR**
 - Position Nine - **MR. JOHN R. BELTZ, JR.**

- was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0500 ADOPTED.

Mayor White and Members of Council congratulate the new appointees to the Greater Greenspoint Management District of Harris County Board of Directors and asked that they stand and be recognized.

DAMAGES

7. RECOMMENDATION from City Attorney for settlement of claim of **PAUL A. LOCKE** - \$85,000.00 Property and Casualty Fund - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0501 ADOPTED.

ACCEPT WORK

9. RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$49,803,428.94 and acceptance of work on contract with **BOMBARDIER TRANSPORTATION (HOLDINGS) USA, INC [formerly DAIMLERCHRYSLER RAIL SYSTEMS (NORTH AMERICA) INC]** for Phase II APM Service Extension Program, System Fabrication and Installation at George Bush Intercontinental Airport/Houston Project 536D, CIP A-0354 and A-0422 - 07.24% over the original contract amount - **DISTRICT B - JOHNSON** - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0502 ADOPTED.

PROPERTY

11. RECOMMENDATION from City Attorney to deposit the Award of Special Commissioners, into the Registry of the Court, pay all costs of Court and not file any objections to the award in connection with eminent domain proceeding styled City of Houston v. Union Pacific Railroad Company, a, Delaware corporation, et al., Cause No. 849,401, for acquisition of Parcel AY2-172C; for the **COLUMBIA TAP HIKE AND BIKE TRAIL PROJECT (Polk St. - Dixie Dr.)**; CIP/GFS N-0420-22-1 - \$354,567.00 - **DISTRICT D - EDWARDS** - was presented, moved by Council Member Khan, seconded by Council Member Alvarado, and tagged by Council Member Sekula-Gibbs.

ORDINANCES

15. ORDINANCE amending City of Houston, Texas, Ordinance No. 2006-503 relating to Permit and Inspection Fees in the City of Houston Building Code; containing other provisions relating to the foregoing subject; providing for severability – was presented.

Council Member Sekula-Gibbs stated that yesterday she had a chance to visit with Mr. Adam Ashman from the Greater Houston Builders Association, that they were very concerned that the permitting process be facilitated as much as possible in order to allow more redevelopment within the City, especially in areas that were blighted and needed more attention, that his concern was that they wanted to work with the City administration in every way possible to make sure that the permitting process was done fairly and even handedly and thanks to the work of the administration in the permitting area that they had come to a good understanding of how the new permit fees would be used and that it would be a mechanism to enhance development in the very needed areas in the City.

A vote was called on Item No. 15. All voting aye. Nays none. ORDINANCE 2006-0656 ADOPTED.

16. ORDINANCE **AMENDING CHAPTER 15 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Minority And Women Business Enterprises Program by adding Small Business Enterprises as a qualifying classification to such program; authorizing a disparity study and providing for the periodic updating of such study; establishing certain goals; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability – was presented. All voting aye. Nays none. ORDINANCE 2006-0657 ADOPTED.
17. ORDINANCE amending Exhibit “A” of City of Houston Ordinance No. 2006-130 by adding Twenty (20) Fire Fighter Positions, Sixteen (16) Engineer/Operator Positions and Four (4) Captain Positions; substituting the amended exhibit as part of the current Fire Department Classified Personnel Ordinance; providing for severability – was presented. All voting aye. Nays none. ORDINANCE 2006-0658 ADOPTED.
27. ORDINANCE approving and authorizing first amendment to contract between the City and the **DEPARTMENT OF STATE HEALTH SERVICES, BUREAU OF VITAL STATISTICS** for On-Line Computer Services for the City’s Vital Statistics Program – was presented. All voting aye. Nays none. ORDINANCE 2006-0659 ADOPTED.
28. ORDINANCE appropriating \$248,000.00 out of Airport System Consolidated 2000 AMT Construction Fund (530); authorizing the purchase of land and improvements thereon out of Airport Place Subdivision, P. Mahan Survey, A-562, Houston, Harris County, Texas, for expansion of William P. Hobby Airport, CIP A-0528-06.1; approving a purchase and sale agreement with the owner of the land (Frank W. Harley) - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays none. ORDINANCE 2006-0660 ADOPTED.
31. ORDINANCE appropriating \$20,037.50 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **HERITAGE HOME BUILDERS, L.P.** for Construction of Sanitary Sewer Lines to serve the development located on Welch Street, CIP R-0802-39-3 - **DISTRICT D – EDWARDS** – was presented. All voting aye. Nays none. ORDINANCE 2006-0661 ADOPTED.
32. ORDINANCE appropriating \$32,787.00 out of Library Consolidated Construction Fund; \$72,187.00 out of Fire Consolidated Construction Fund; \$83,213.00 out of Water & Sewer Consolidated Construction Fund; \$42,222.00 out of Solid Waste Consolidated Construction Fund; \$11,263.00 out of Public Health Consolidated Construction Fund; and \$75,000.00 out of General Improvements Consolidated Construction Fund as an additional appropriation for Project Management Services Contract (approved by Ordinance No. 05-0390) between the City of Houston and **JACOBS FACILITIES, INC** for Project Management Services, GFS D-0107, H-0066, L-0060, R-0268, C-0018, and E-0143; providing funding for contingencies relating to construction of facilities financed by the Library Consolidated Construction Fund; the Fire Consolidated Construction Fund; the Water & Sewer Consolidated Construction Fund; the Solid Waste Consolidated Construction Fund; the Public Health Consolidated Construction Fund; the Convention and Entertainment Enterprise Fund and the General Improvements Consolidated Construction Fund - \$7,137.00 out of Convention and Entertainment Enterprise Fund – was presented. All voting aye. Nays none. ORDINANCE 2006-0662 ADOPTED.

33. ORDINANCE appropriating \$6,848,281.00 out of Public Library Consolidated Construction Fund to contract (Contract Number C61849) between the City of Houston and **3D/INTERNATIONAL, INC** for Construction of Jesse H. Jones Central Library Renovation, GFS E-0011-01-3 **DISTRICTS H - GARCIA and I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2006-0663 ADOPTED.
35. ORDINANCE appropriating \$1,709,400.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract (approved by Ordinance No. 05-0393) between the City of Houston and **CHIANG, PATEL & YERBY, INC** for Design of Reconstruction of Hirsch Rd. from Kelley St. to East Crosstimbers Blvd., GFS N-0617-01-2 (SB9197) and Reconstruction of Parker Rd. from Airline Dr. to Hardy Toll Rd., GFS N-0620-01 (SB9198); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GARCIA** – was presented. All voting aye. Nays none. ORDINANCE 2006-0664 ADOPTED.
37. ORDINANCE appropriating \$400,000.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for upgrade and expansion of the City of Houston Monumentation System under Professional Surveying Services Contract with **RODS SURVEYING, INC** (Contract No. C54537 approved by Ordinance Nos. 2002-779 and 2004-0643), GFS N-0645-04-2; N-0645-04-3 (SB9028) – was presented. All voting aye. Nays none. ORDINANCE 2006-0665 ADOPTED.
38. ORDINANCE appropriating \$253,000.00 out of Water & Sewer System Consolidated Construction Fund approving and authorizing Professional Engineering Services Contract between the City of Houston and **DMJM H&N, INC** for Design of Wastewater Facilities Safety/Security Improvements, GFS R-0302-08-2 (WW4904); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2006-0666 ADOPTED.

NON CONSENT AGENDA - NUMBERS 52 and 53

PROPERTY

52. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Ronnie Self, on behalf of himself and Catherine Cash, for abandonment and sale of a portion of Stuart Street, from the U. S. Highway 59 service road to St. Emmanuel Street, located in Fairmont Addition, out of the J. S. Holman Survey, A-323, Parcels SY3-055 and SY3-056 - **TWO APPRAISERS and one ALTERNATE APPRAISER - DISTRICT I – ALVARADO** - was presented.

Council Member Alvarado named Mr. George Coleman, Jr. and Ms. Jasmine Quinerly as appraisers and Mr. Frank Flores as alternate appraiser and moved approval of the recommendation, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0503 ADOPTED.

53. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Jon Welkey, on behalf of the Welkey 1996 Descendents' Trusts (Greta Joanne Gaskill, Sheryl B. Johnson, and Nancy Jean Lodwig, Co-Trustees), for abandonment and sale of a portion of Tavern Street, from Dow Road west ±271 feet to its dead end, located in Dow Acres Addition, out

of the Richard Rowles Survey, A-670, Parcel SY6-089 - **TWO APPRAISERS and one ALTERNATE APPRAISER - DISTRICT A – LAWRENCE** – was presented.

Council Member Lawrence named Mr. Tom Kvinta and Mr. John Chambliss as appraisers and Mr. Patrick O'Connor as alternate appraiser and moved approval of the recommendation, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0504 ADOPTED.

MATTERS HELD - NUMBERS 54 through 81A

54. ORDINANCE **AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to implementing a Fuel Surcharge for Vehicles-For-Hire – **(This was Item 14 on Agenda of June 7, 2006, POSTPONED BY MOTION #2006-445)** – was presented.

Council Member Berry moved to substitute a revised ordinance for the item posted and a redline version had been distributed, seconded by Council Member Khan, and tagged by Council Member Sekula-Gibbs.

Council Member Berry stated that he certainly respected the prerogative of any of his colleagues to tag an item, but their intention and they had been working feverishly with the drivers and the industry and Hotel Motel Association and Convention and Visitors Bureau and a lot of the stakeholders to try to make sure the rate was what it should be, but gas prices being what they were and the taxi drivers hurting the way they were, if it was possible to take a look at it, there were not significantly material changes to take a vote today, the minor changes that they needed to make was to make sure they were in full compliance with all of the administrative requirements, the basic change was a seven cent surcharge per mile, the seven cent surcharge would stay in effect as long as gas was over \$2 a gallon at the pump, as opposed to \$2.50, that taxi drivers would be able to add a fifty cent surcharge if it went over \$3 and F&A agreed to do some signage so that the drivers originating out of the airport would be able to show their customers that they were entitled to collect the \$2.75, which they then would transfer to the City, that basically those were the changes to the ordinance, the last time they altered the rate for taxi drivers gas was at \$1.87, it took them eight months to complete that, everybody else from airlines to construction companies and everybody in between had raised their rates significantly so the idea was if it was a free market economy where taxi drivers could set their own rates they would not have to, but the City sets their rates and they had artificially depressed their rates for quite some time and even the companies were saying to please raise their rates because they could not get people to drive taxis right now, they were having to take second jobs because of the cost of fuel, so he would just ask his colleagues to consider that.

Council Member Berry moved to postpone Item No. 54 until the end of the meeting, seconded by Council Member Alvarado.

After further discussion by Council Members, Mayor White stated that Item No. 54 had been tagged by Council Member Sekula-Gibbs.

55. WRITTEN Motion by Council Member Wiseman to amend Item 55C below as follows:
Accelerate the funding of design and construction projects related to wastewater capacity improvements in the Kingwood area. Utilize Tax Increment Funds from Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone), as called for by the TIRZ's project plan – was presented.

After discussion by Council Members, Mayor White stated that the administration supported Item No. 55.

A vote was called on Item No. 55. All voting aye. Nays none. Council Member Berry absent. MOTION 2006-0505 ADOPTED.

55a. WRITTEN Motion by Council Member Wiseman to amend Item 55C below as follows:
Restore funding appropriation to CIP No. M-0268 (Gulf Meadows, Kirkwood, South Sagemont), to levels designated in the FY 2006-2010 Capital Improvement Plan – was presented.

After discussion by Council Members, a roll call vote was called on Item No. 55a.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson absent	Council Member Brown absent
Council Member Clutterbuck voting no	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting aye
Council Member Holm voting no	MOTION 2006-0506 FAILED

55b. WRITTEN Motion by Council Member Wiseman to amend Item 55C below as follows:
Accelerate the funding of design of Capital Improvement Project No. N-0807 (Northpark Dr. Paving: Lake Houston Parkway to Mills Branch Dr.) to Fiscal Year 2007. Utilize Tax Increments Funds from Reinvestment Zone Number Ten, City of Houston, Texas (Lake Houston Zone), as called for by the TIRZ's project plan." - was presented.

Council Member Wiseman stated that the project was a project to be undertaken by the TIRZ, there was an agreement and the City Council approved the addition, the annexation into that TIRZ of additional property with the understanding that the TIRZ would be undertaking with the developers a project to increase capacity therefore the amendment was putting forth to identify the project so that they could move forward with the project, that the funding source was identified for the design of the project, that it would severely impact the Kingwood area if the project did not move forward with respect to their sanitary sewer capacity, therefore they should be mindful of that need and of the objective that had been put forth and move forward with it in the CIP, that she would appreciate support of the item.

Mayor White stated that it was an issue that they had with the TIRZ and they would like to check the debt capacity with the TIRZ based on flat line property values, that he had some specific answer on item number one, if the TIRZ actually had the money and the developers who participated and the TIRZ board said yes they were going to do it this year, they were going to fund it, then he thought they could have the same attitude as the first item, which they agreed to, that they could address it in the TRIZ budget, and Council Member Wiseman stated that in communicating with the Public Works Department, they said absolutely they would be supportive of the design in FY07, and Mayor White stated that as he understood it on occasion they find things in the design where they did not want to construct, or because often with changes in elected officials there was something that had another priority, but he was being told that the Planning Department had not given them some assurances that they had the debt capacity to construct and what he would urge at this point, the administration's position was no, but they would support having it in the TIRZ budget which should be up before Council in a month if that was the view of the TIRZ that they had the debt capacity to do it and this was the priority within the TIRZ, and asked if Council Member Wiseman knew if it was in the project plan that had been submitted by the TIRZ, that he wanted to know what the TIRZ had in it's budget,

and Council Member Wiseman stated that when they approved the CIP budgets they approved various sources of funding included funding that was provided by outside participants, that again it was not an attempt to take any funding that was designated for any other CIP project, it was to get projects moving, there was no point in having TIRZ budgets if they as a city did not move forward on the projects, that she thought it was important that they move forward on it, and Mayor White stated that he would make a suggestion, if they had the principle that things should not be designed, and they knew what happened when they design things ten years from when they were funded, they were designed twice, if they could have some language in the amendment that the design would be funded some 24 months or 30 months before the construction could be funded and commenced he would be fine with that, that he just did not want to fund design when they did not have the source of construction funding identified and apparently the TIRZ had not identified it in the budget. Council Member Garcia absent.

Council Member Brown stated that supporting what Mayor White said why could they not add to it that they make it "subject to the approval by City Council of the project plan and budget of the TIRZ", because that was what they were saying, and Mayor White stated that if that was a question Council Member Brown put it a lot better than he did, if they said that it would be "subject to approval by the City Council of a TIRZ plan, which included the construction of what was to be designed" and asked Council Member Brown if he wanted to move to amend No. 55b in a way that said that the item "was subject to the approval by the governing body of a project plan by the TIRZ, which included the construction funding of the project to be designed", seconded by Council Member Alvarado. Council Member Garcia absent.

Mayor White stated that the administration supported the amendment and with the amendment they could support the main item.

A vote was called on the motion to amend Item No. 55b. All voting aye. Nays none. MOTION CARRIED.

A vote was called on Item No. 55b as amended. All voting aye. Nays none. MOTION 2006-0507 ADOPTED AS AMENDED.

55c. MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Building Services Department to adopt the **CAPITAL IMPROVEMENT PLAN** as amended by Motion Numbers 2006-0505 and 2006-0507 for Fiscal Years 2007 through 2011 and establish a charge for its sale – (This was Item 2 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBERS SEKULA-GIBBS and WISEMAN) – was presented as amended. All voting aye. Nays none. MOTION 2006-0508 ADOPTED.

APPROXIMATELY 10:15 A. M.

At 10:42 the City Secretary stated that the City Controller would announce the results of the electronic auction-style bidding.

1. Announcement by City Controller of the results of the electronic auction-style bidding for the sale of \$140,000,000.00 Tax and Revenue Anticipation Notes, Series 2006 – was presented.

Ms. Annise Parker, City Controller, stated that the Council Members should have before them a copy of the results, that it was the Bid Summary for the competitive sale of \$140,000,000 City of Houston, Tax Revenue Anticipation Notes Series 2006, that it was also known as their

TRANS borrowing, there were thirteen firms listed to bid and twelve of those firms bid and there were three winners as follows:

	Bidder	Principal	TIC (True Interest Cost)
1.	Goldman Sachs	\$20,000,000	3.68994%
2.	Banc of America	\$45,000,000	3.69201%
3.	JP Morgan Securities	\$70,000,000	3.69529%
4.	Banc of America	\$ 5,000,000	3.69564%

Ms. Parker stated that the weighted average true interest cost was 3.69348%, that she thought they got a good bid and would request respectfully that City Council make a motion to accept the bids.

- 1a. MOTION awarding the Sale of \$140,000,000.00 Tax and Revenue Anticipation Notes, Series 2006, based on the lowest true interest cost – was presented, moved by Council Member Green, seconded by Council Member Khan. All voting aye. Nays none. Council Member Alvarado absent. MOTION 2006-0509 ADOPTED.

Mayor White stated that he wanted to thank the City Controller, and Ms. Parker stated that she wanted to thank First Southwest, Estrada Hinojosa and Vincent and Elkins for their work on the item. Council Member Alvarado absent.

56. MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Department of Public Works & Engineering for approval of FY2007 Operating Budget for the **HOUSTON AREA WATER CORPORATION (HAWC) - \$20,610,290.00 Enterprise Fund – (This was Item 3 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER SEKULA-GIBBS)** – was presented. All voting aye. Nays none. MOTION 2006-0510 ADOPTED.
 57. RECOMMENDATION from City Attorney to deposit the Award of Special Commissioners, into the Registry of the Court, pay all costs of Court and file objections to the award in connection with eminent domain proceeding styled City of Houston v. Grocers Supply Company, Inc., a Texas corporation, et al., Cause No. 855,656, for acquisition of Parcels AY2-173 and AY2-173A; for the **COLUMBIA TAP HIKE AND BIKE TRAIL PROJECT; CIP/GFS N-0420-22-2 - \$163,998.00 DISTRICT D - EDWARDS – (This was Item 11 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBERS LAWRENCE and SEKULA-GIBBS)** – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0511 ADOPTED.
 58. ORDINANCE amending Exhibit “A” of City of Houston Ordinance No. 90-1292 (as amended by City of Houston Ordinance No. 2006-165), to amend the Master Classification Ordinance to add, revise and/or delete certain classifications substituting the amended exhibits as part of the current master classification listing – **(This was Item 17 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBERS WISEMAN and ALVARADO)** – was presented.
- Council Member Alvarado moved to postpone Item No. 58 for one week, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0512 ADOPTED.
59. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON CLEAN CITY COMMISSION, INC d/b/a KEEP HOUSTON BEAUTIFUL** for Volunteer Cleanup Services of City Neighborhood Lots for the Houston Police Department; providing a maximum contract amount - 3 Years - \$450,000.00 - General

Fund – **(This was Item 22 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBERS WISEMAN, HOLM and JOHNSON)** – was presented.

Council Member Holm stated that this week they talked about the item in the Quality of Life committee and once again she applauded the work that Keep Houston Beautiful did as well as Chief Lumpkin's work with Neighborhood Protection and the work that they planned to do in the program they wholeheartedly supported and needed and moved to amend Item No. 59 to make sure they had responsible spending of tax dollars and that there was some accountability, as follows:

“to amend the terms of the contract to one year in the amount of \$140,665 and at the end of that contract period Keep Houston Beautiful and Neighborhood Protection would report back to the Quality of Life Committee on the accomplishments and performance and then they could decide whether to move forward and continue the support of it”, seconded by Council Member Khan.

After a lengthy discussion by Council Members, Council Member Holm stated that she would amend her motion to amend Item No. 59 as follows:

“to amend it to a one year contract with two one year options with the City having an obligation to give notice at least 30 days before the end of the contract year if it intends to terminate”, seconded by Council Member Sekula-Gibbs.

A vote was called on Council Member Holm's motion to amend her motion to amend Item No. 59. Council Members Edwards and Lawrence voting no, balance voting aye. MOTION CARRIED.

A vote was called on Council Member Holm's motion to amend Item No. 59. Council Members Edwards, Lawrence and Wiseman voting no, balance voting aye. MOTION 2006-0513 ADOPTED AS AMENDED.

A vote was called on Item No. 59 as amended. Council Members Edwards, Lawrence and Wiseman voting no, balance voting aye. ORDINANCE 2006-0667 ADOPTED AS AMENDED.

Council Member Sekula-Gibbs stated that she wanted to release her tag on Item No. 54, that she had a chance to visit with Finance and Administration and her questions had been answered.

Mayor White stated that the procedural status was that there was a release of the tag on the motion to substitute, and Council Member Berry moved to consider Item No. 54 at this time, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. MOTION 2006-0514 ADOPTED.

54. **ORDINANCE AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to implementing a Fuel Surcharge for Vehicles-For-Hire – **(This was Item 14 on Agenda of June 7, 2006, POSTPONED BY MOTION #2006-445)** – was again before the Council.

A vote was called on Council Member Berry's motion to substitute a revised ordinance. All voting aye. Nays none. MOTION 2006-0515 ADOPTED.

A vote was called on Item No. 54 as amended and substituted. All voting aye. Nays none. ORDINANCE 2006-0668 ADOPTED AS AMENDED AS SUBSTITUTED.

Council Member Berry stated that what they had done with Item No. 54 was a vote for the little guy because taxi drivers did not generally have a big vote in the halls of power, but as he said the last time they amended the taxi rate, which they totally controlled, gasoline was at \$1.87, that he wanted to say to Mr. Daniels and Ms. Paez, who worked very hard on it, thank you very much and to his colleagues, Council Members Khan, Garcia and Edwards, there was a lot of thought that went into it, the industry came to the table and he thought they had an ordinance that not only addressed the current gasoline prices, but allowed them to move depending on what gasoline rates did so they did not have to keep debating on it and they did not have to keep breaking the seals on the taxi meters to adjust the rates, that he thought they could be proud of what they had one.

Council Member Garcia stated that he wanted to thank Chairman Berry for his due diligence and wanted to thank the industry. Mayor White absent. Acting Mayor Pro Tem Berry presiding.

60. ORDINANCE appropriating \$3,500,000.00 out of 12A Consolidated Dangerous Building Fund for Demolition of Dangerous Buildings – **(This was Item 26 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER JOHNSON)** – was presented. All voting aye. Nays none. Mayor White absent. Acting Mayor Pro Tem Berry presiding. ORDINANCE 2006-0669 ADOPTED.
- 60a. ORDINANCE awarding contract to **JTB SERVICES, INC, AAA DEMOLITION COMPANY, CHERRY MOVING COMPANY INC, DBA CHERRY DEMOLITION, HOUSTON G & G DEMOLISHING SERVICES, INC, SMITH-MOBLEY, INC and WILLIS DEMOLISHING COMPANY** for Demolition Services for the Police Department; providing a maximum contract amount - 1 Year with two one-year options - \$9,079,679.28 - Dangerous Building Consolidated Fund – **(This was Item 26a on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER JOHNSON)** – was presented. Mayor White absent. Acting Mayor Pro Tem Berry presiding.

Council Member Johnson stated that he had an opportunity of meeting with Matt Tibideaux of Neighborhood Protection because one of the questions that he had for the item was that in his district they were inundated with a number of dangerous and burned out buildings and his question was, because the community continually asked, when were they going to be torn down, and there was never a process in place to discuss that and in meeting with Mr. Tibideaux he thought they were able to come to a consensus a process that could be put in place that they could give the residence an indication of when the particular houses would be up, that it was kind of confusing as to when the houses were to be demolished and he thought they cleared it up so he wanted to thank them for their diligence in helping him put together a plan as to how they communicate with the constituents to let them know when a house should be demolished and where it was in the process. Council Members Wiseman and Holm absent.

Council Member Edwards stated that she had a question on process, that once they demolished a house they had the issue of weeded lots and dumping in those lots and asked if there was any process developed regarding what happens to that lot once the house was demolished, did they have an ongoing schedule of cleanup or did it become a weeded lot or dumping issue, and Mayor White stated that they did not plan it to become a weeded lot or dumping issue, that he thought there ought to be a way that if they really had to mow them and the weeds were that high and they had to do it two or three times the current system was that they file a lien against it, but they were non foreclosable liens, and Council Member Edwards stated that if they were going to be knocking down houses in a more rapid pace that they some kind of way coordinate with groups in the community, either churches and or civic clubs, to in

some way keeping these properties in some type of maintenance until they got the affordable housing build and then it tied the community into some ownership thing as opposed to just receivership, that they had talked about possibly doing that once they got the houses knocked down before with Mr. Tinnermon and Mr. Allen Parker and she did not know if they had gone any further with developing it, that she thought they had an opportunity, that she thought the civic clubs, for the most part, were willing to be partners in it if they knew what was going on and if they could get them involved in some kind of way without liability, and Mayor White stated that was why Council Member Johnson's talk and the policy he wanted set on sweat equity program, which he fully agreed on, was so critically important, that he was not faulting anybody, but he thought he gave the City employees directions about 18 months ago on that and he guessed maybe there was some turnover or the prior head of the Planning Department had taken ownership of that, that he would just they were going to renew their emphasis on getting it done, there were going to be some limits because there were legal limits that the Legislature had, if it was up to him if they got 10 or 20 of them they might become foreclosable, but they might put that on the Legislative agenda to do, that he was all for it. Council Members Wiseman and Garcia absent.

A vote was called on Item No. 60a. All voting aye. Nays none. Council Member Garcia absent. ORDINANCE 2006-0670 ADOPTED.

60b. MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Building Services Department for supplemental allocation of \$200,000.00 for contract with **HONESTY ENVIRONMENTAL SERVICES, INC** for Professional Environmental Consulting Services Contract for the Houston Police Department's Dangerous Building Program, GFS I-0001-DB-5 - Dangerous Building Consolidated Fund – (This was Item 26b on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER JOHNSON) – was presented. All voting aye. Nays none. Council Member Garcia absent. MOTION 2006-0516 ADOPTED.

60c. MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Building Services Department for supplemental allocation of \$200,000.00 for contract with **TECHNOLOGY SERVING PEOPLE, INC** for Professional Environmental Consulting Services Contract for the Houston Police Department's Dangerous Building Program, GFS I-0002-DB-5 - Dangerous Building Consolidated Fund – (This was Item 26c on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER JOHNSON) – was presented. All voting aye. Nays none. Council Member Garcia absent. MOTION 2006-0517 ADOPTED.

Council Member Alvarado moved to suspend the rules to consider Item No. 42 at this time, seconded by Council Member Khan. All voting aye. Nays none. Council Member Garcia absent. MOTION 2006-0518 ADOPTED.

42. ORDINANCE appropriating \$9,926,279.00 out of Series E Commercial Paper Metro Projects Fund and \$1,571,730.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TRIPLE B SERVICES, L.L.P.** for Mesa Drive Reconstruction from Tidwell Road to Little York Road, GFS N-0680-02-3, S-0500-44-3 and R-0500-44-3 (SB9100-02); 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, project management, and contingencies relating to construction of facilities financed by the Series E Commercial Paper Metro Projects Fund, the Water & Sewer System Consolidated Construction Fund - DISTRICT B – JOHNSON – was presented. All

voting aye. Nays none. Council Member Garcia absent. ORDINANCE 2006-0671 ADOPTED.

61. ORDINANCE approving and authorizing an amendment to the strategic partnership agreement between the City of Houston and **CY CHAMP PUBLIC UTILITY DISTRICT**; making various findings and containing provisions relating to the subject – (**This was Item 46 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK**) - was presented. Council Member Garcia absent.

Council Member Clutterbuck stated that she had really struggled with the issue as she knew many of her colleagues had, the complicated issue of the tax policy in the City and how they shared their costs regionally and wanted to thank her many colleagues who had spent time with her talking about it as well as former members of the City Council and in particular she wanted to thank Ms. Margaret Wallace, Planning Department, for responding to many of her questions in writing, that she had also been talking about it with her favorite tax expert, former Congressman Bill Archer, and in fact they were having dinner Monday night at a fine District C eating establishment, Molina's, in the heart of District C and right on the border of Houston and another local City, West University, and in talking about it Congressman Archer pointed out that there were a number of patrons at that restaurant who were enjoying the restaurant, driving on the City streets and paying the sales tax that night for their meal and they would not be able to cast a vote in the City of Houston, that in particular was a very compelling argument for her and she ultimately decided that her greatest duty was to her constituents, the residents of District C and the City of Houston and that she should support any effort to expand their tax base and reduce the tax burden for the residential property owners of the City, which was a big issue for her, so she was going to support the Strategic Partnership Agreements and wanted to thank everybody for answering many of her questions, and she thought that they all still continued to have some concerns about them and looked forward to working with them in the future.

Council Member Clutterbuck moved to suspend the rules and consider Item Numbers 61 through 77a together, seconded by Council Member Khan.

After discussion by Council Members, a vote was called on the motion to consider Item Numbers 61 through 77a together. Council Member Wiseman voting no, balance voting aye. MOTION 2006-0519 ADOPTED.

A vote was called on Item No. 61. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0672 ADOPTED.

- 61a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CY CHAMP PUBLIC UTILITY DISTRICT**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Cy Champ Public Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability – (**This was Item 46A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK**) – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0673 ADOPTED.

62. ORDINANCE approving and authorizing an amendment to the strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 221**; making various findings and containing provisions relating to the subject - (**This was Item 47 on Agenda of June 14, 2006, TAGGED BY COUNCIL**

MEMBER CLUTTERBUCK) – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0674 ADOPTED.

- 62a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 221**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 221 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 47A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0675 ADOPTED.
63. ORDINANCE approving and authorizing an amendment to the strategic partnership agreement between the City of Houston and **PRESTONWOOD FOREST UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 48 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0676 ADOPTED.
- 63a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **PRESTONWOOD FOREST UTILITY DISTRICT** and certain territory located in the vicinity of Prestonwood Forest Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Prestonwood Forest Utility District; imposing the sales and use tax of the City of Houston in the area within Prestonwood Forest Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 48A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0677 ADOPTED.
64. ORDINANCE approving and authorizing an amendment to the strategic partnership agreement between the City of Houston and **CINCO MUNICIPAL UTILITY DISTRICT NO. 12**; making various findings and containing provisions relating to the subject - **(This was Item 49 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0678 ADOPTED.
- 64a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CINCO MUNICIPAL UTILITY DISTRICT NO. 12** and certain territory located in the vicinity of Cinco Municipal Utility District No. 12, in Fort Bend County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Cinco Municipal Utility District No. 12; imposing the sales and use tax of the City of Houston in the area within Cinco Municipal Utility District No. 12 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 49A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0679 ADOPTED.

65. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **HEATHERLOCH MUNICIPAL UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 50 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0680 ADOPTED.
- 65a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HEATHERLOCH MUNICIPAL UTILITY DISTRICT**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Heatherloch Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 50A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0681 ADOPTED.
66. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 46**; making various findings and containing provisions relating to the subject - **(This was Item 51 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0682 ADOPTED.
- 66a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 46**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 46 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 51A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0683 ADOPTED.
67. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **WESTADOR MUNICIPAL UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 52 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0684 ADOPTED.
- 67a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **WESTADOR MUNICIPAL UTILITY DISTRICT**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Westador Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 52A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0685 ADOPTED.

68. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **CHIMNEY HILL MUNICIPAL UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 53 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0686 ADOPTED.
- 68a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CHIMNEY HILL MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Chimney Hill Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Chimney Hill Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Chimney Hill Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 53A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0687 ADOPTED.
69. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11**; making various findings and containing provisions relating to the subject - **(This was Item 54 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0688 ADOPTED.
- 69a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11** and certain territory located in the vicinity of Harris County Municipal Utility District No. 11, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 11; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 11 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 54A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0689 ADOPTED.
70. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 18**; making various findings and containing provisions relating to the subject - **(This was Item 55 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0690 ADOPTED.
- 70a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 18** and certain territory located in the vicinity of Harris County Municipal Utility District No. 18, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 18; imposing the sales and use tax of the City of Houston in the area within

Harris County Municipal Utility District No. 18 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 55A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0691 ADOPTED.

71. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 96**; making various findings and containing provisions relating to the subject - **(This was Item 56 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0692 ADOPTED.
- 71a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 96** and certain territory located in the vicinity of Harris County Water Control and Improvement District No. 96, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Water Control and Improvement District No. 96; imposing the sales and use tax of the City of Houston in the area within Harris County Water Control and Improvement District No. 96 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 56A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0693 ADOPTED.
72. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **JACKRABBIT ROAD PUBLIC UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 57 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0694 ADOPTED.
- 72a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **JACKRABBIT ROAD PUBLIC UTILITY DISTRICT** and certain territory located in the vicinity of Jackrabbit Road Public Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Jackrabbit Road Public Utility District ; imposing the sales and use tax of the City of Houston in the area within Jackrabbit Road Public Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 57A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0695 ADOPTED.
73. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **LONGHORN TOWN UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 58 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0696 ADOPTED.

- 73a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **LONGHORN TOWN UTILITY DISTRICT** and certain territory located in the vicinity of Longhorn Town Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Longhorn Town Utility District; imposing the sales and use tax of the City of Houston in the area within Longhorn Town Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 58A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0697 ADOPTED.
74. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **LANGHAM CREEK UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 59 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0698 ADOPTED.
- 74a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **LANGHAM CREEK UTILITY DISTRICT** and certain territory located in the vicinity of Langham Creek Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Langham Creek Utility District; imposing the sales and use tax of the City of Houston in the area within Langham Creek Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 59A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0699 ADOPTED.
75. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **MILLS ROAD MUNICIPAL UTILITY DISTRICT** making various findings and containing provisions relating to the subject - **(This was Item 60 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0700 ADOPTED.
- 75a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **MILLS ROAD MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Mills Road Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Mills Road Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Mills Road Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 60A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0701 ADOPTED.

76. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **POST WOOD MUNICIPAL UTILITY DISTRICT**; making various findings and containing provisions relating to the subject - **(This was Item 61 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0702 ADOPTED.
- 76a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **POST WOOD MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Post Wood Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Post Wood Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Post Wood Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 61A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0703 ADOPTED.
77. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **REMINGTON MUNICIPAL UTILITY DISTRICT NO. 1**; making various findings and containing provisions relating to the subject - **(This was Item 62 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0704 ADOPTED.
- 77a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **REMINGTON MUNICIPAL UTILITY DISTRICT NO. 1** and certain territory located in the vicinity of Remington Municipal Utility District No. 1, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Remington Municipal Utility District No. 1; imposing the sales and use tax of the City of Houston in the area within Remington Municipal Utility District No. 1 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 62A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0705 ADOPTED.
78. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 342**; making various findings and containing provisions relating to the subject - **(This was Item 63 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. ORDINANCE 2006-0706 ADOPTED.
- 78a. ORDINANCE annexing to the City of Houston, Texas for limited purposes **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 342** and certain territory located in the vicinity of Harris County Municipal Utility District No. 342, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 342; imposing the sales and use tax of the City of Houston in the area within Harris County

Municipal Utility District No. 342 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 63A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Garcia absent.

After discussion by Council Members a vote was called on Item No. 78a. Council Member Wiseman voting no, balance voting aye. Council Members Garcia and Brown absent.
ORDINANCE 2006-0707 ADOPTED

79. ORDINANCE approving and authorizing a strategic partnership agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 412**; making various findings and containing provisions relating to the subject - **(This was Item 64 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. Council Members Garcia and Brown absent. ORDINANCE 2006-0708 ADOPTED.
- 79a. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 412**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 412 annexed for limited purposes; assigning annexed areas to adjacent District from which District Council member is elected until such time as District boundaries may be changed pursuant to the City of Houston Charter; providing for severability - **(This was Item 64A on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER CLUTTERBUCK)** – was presented. Council Member Wiseman voting no, balance voting aye. Council Members Garcia and Brown absent. ORDINANCE 2006-0709 ADOPTED.

FISCAL YEAR 2007 BUDGET MATTERS HELD

80. ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIa, Section 1 of the City Charter – **(This was Item 65 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER WISEMAN and SEKULA-GIBBS)** – was presented.

Mayor White stated that he thought the intention of Council would be to wait for Council Member Green's motion to stay in session after noon and to work through the budget and to take a short break when lunch arrived. Council Members Garcia and Brown absent.

Upon questions by Council Member Edwards, Mayor White stated that there were certain amendments and they would be subjective to the Council rules, that Council Member Edwards said that there may be an oral written motion made and accordance with the procedures that they had used in the past for grouping related amendments together and the sooner that people knew they would attempt to recognize Council Members in the appropriate time and in the appropriate order, that it was more orderly that they group them, to the extent that people did envision that they had oral or written amendments to let Ms. Stein know about that then they could try to suggest some appropriate times where the amendments would be raised so they could be considered under the Council rules.

A vote was called on Item No. 80. Council Members Sekula-Gibbs and Wiseman voting no, balance voting aye. ORDINANCE 2006-0710 ADOPTED.

81. Consideration of proposed amendments to Item 81A below, submitted in writing on June 14, 2006 by Council Members Alvarado, Berry, Brown, Clutterbuck, Edwards, Garcia, Green, Holm, Johnson, Khan, Lawrence, Sekula-Gibbs and Wiseman as set forth in the attached Exhibits A through M - was presented.

Mayor White stated that they had for everybody an amendment matrix, that they had amendment numbers that had been assigned and would note that first, the administration comments were cryptic and there were a lot of blanks but that was just because there was a lot of work done very quickly, where it said opposes in some cases it was the concept they supported entirely but it was just about how they would implement something as an amendment to the budget versus something that was already in the budget or something that was directed at such, but they could work out those issues so opposed might mean something different things to different people, that there was a form in which the objective was being tried to accomplish where a Council Member would want to substitute something that would work, that they would take them one by one.

Note: The Matrix was numbered from 1 to 70 and identified the amendment number listed on the agenda as Exhibits A through M.

Mayor White requested the City Secretary to call the first amendment.

1 - Exhibit G - 4.04 Reduce COH property taxes by \$.0025, lowering the assessed amount to 64.5 cents per \$100 valuation – was presented.

After discussion by Council Members, Council Member Sekula-Gibbs stated that she would propose an amendment at the table to roll back the City's tax rate by a full cent, seconded by Council Member Wiseman, and tagged by Council Member Alvarado.

After further discussion Council Member Lawrence stated that she would support No. 4.04, thereby making her amendment moot, and Council Member Edwards asked what would be the impact of the reduction in the overall budget and what would it put in the taxpayer's pocket, and Council Member Green stated that on a \$100,000 house it would probably be about \$10, and Council Member Edwards asked what would be the impact to the overall budget, and Council Member Green stated that the estimated effect would be that they would bring in more in tax revenue so that it would not cut the budget, and Mayor White stated that within the revenue assumptions that they had in the budget it would be consistent with the amendment, and Council Member Wiseman stated that to be clear the amendment did not set the tax rate, it only said that the budget could not be set higher than revenue estimates based on the tax rate.

A vote was called on Line 1- Exhibit G - 4.04. Council Members Edwards and Wiseman voting no, balance voting aye. MOTION 2006-0520 ADOPTED.

2 - Exhibit B - 5.02 Reduce the 2006 property tax rate by one-quarter cent to \$.645/\$100 of assessed value - was presented.

Mayor White stated that 5.02 was moot after adoption of Line 1 - Exhibit G - 4.04.

3 - Exhibit K - 6.01 Reduce the 2006 property tax rate by one-half cent from .6475/100 of assessed value to .6425/100 of assessed value – was presented.

Mayor White stated that 6.01 was moot after adoption of Line 1 - Exhibit G - 4.04.

4 - Exhibit L - 3.01 The City of Houston shall initiate and process refunds to property taxpayers in accordance with Proposition 2 – was presented.

After discussion by Council Members a roll call vote was called on Line 4 - Exhibit L - 3.01.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson voting no	Council Member Brown voting no
Council Member Clutterbuck voting aye	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting aye
Council Member Holm voting aye	MOTION 2006-0521 FAILED

5 - Exhibit L - 3.04 The City of Houston shall not pay membership fees with either taxpayer funds or private money until the Texas Municipal League supports a reduction in appraisal caps or supports local control of appraisal caps – was presented.

After discussion by Council Members a roll call vote was called on Line 5 - Exhibit L - 3.04.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson voting no	Council Member Brown voting no
Council Member Clutterbuck voting no	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting aye
Council Member Holm voting no	MOTION 2006-0522 FAILED

6 - Exhibit H - 12.01 Increase Rainy Day Fund from \$20 million to \$30 million using property tax surplus funds – was presented.

Council Member Holm stated that she wanted to amend Line 6 - Exhibit H - 12.01 and presented the following written amendment.

“Within 90 days that administration will review the policy for the Rainy Day Fund and for replenishing any reserves so depleted in accordance with the 2001 McConnel, Jones, Lanier and Murphy Report or an updated analysis. Based on the review, the Administration will increase the amount in the Rainy Day Fund to the recommended levels using FY2006 property tax surplus funds”, seconded by Council Member Alvarado. Council Member Wiseman absent.

Mayor White stated that the administration supported the substitute amendment and would support the item as amended. Council Member Wiseman absent.

A vote was called on the motion by Council Member Holm, seconded by Council Member Alvarado, that she be allowed to substitute language for amendment for Line 6 - Exhibit H -

12.01. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0523 ADOPTED.

A vote was called on Line 6 - Exhibit H - 12.01 as amended by the substitute language. All voting aye. Nays none. MOTION 2006-0524 ADOPTED.

Mayor White recognized Council Member Garcia for a point of personal privilege, and Council Member Garcia stated that Mr. Jason Cisneros was on military leave and was present in the Council Chamber and asked that he stand and be recognized. Council Member Wiseman absent.

7 - Exhibit D - 8.01 Institute a 7th Houston Police Department Cadet class to begin in June of 2007, with funding derived from any end-of-year surplus in the Houston Police Department budget and/or other grants sources – was presented.

After discussion by Council Members, Council Member Edwards stated that she wanted somebody to show her where they were going once the crime spree was mitigated, what was the plan. Council Member Wiseman absent.

A vote was called on Line 7 - Exhibit D - 8.01. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0525 ADOPTED.

Mayor White stated that he wanted to thank Council Member Clutterbuck for her leadership on the item. Council Member Wiseman absent.

8 - Exhibit G - 4.01 Provide funding for an eighth HPD cadet class, provided HPD funds a seventh class from their existing budget. Funding in the amount of \$3,400,000 to be taken out of the Limited Use Roadway & Mobility Fund, created out of appropriations from Fund 405 - was presented.

After discussion, Council Member Green moved to table Line 8 - Exhibit G - 4.01, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0526 ADOPTED.

At 1:07 p.m. Council Member Green moved to recess for 20 minutes, seconded by Council Member Khan. Mayor White stated that they would return at 1:17 p.m.

At 1:35 Mayor White requested the City Secretary to call the next amendment. Council Members Brown and Lovell absent.

Council Member Alvarado moved to consider Line 9 - Exhibit K - 6.09, Line 10 - Exhibit F - 13.10 and Line 11 - Exhibit A - 14.06 as one item, seconded by Council Member Garcia. All voting aye. Nays none. MOTION 2006-0527 ADOPTED.

9 - Exhibit K - 6.09 Fund EMS Katrina Units for the following; 3 BLS units; 1 Medic unit; 1 EMS Supervisor; amount of funding approximately \$3.4 million.

10 - Exhibit F - 13.10 Sustain EMS Katrina Units (3 BLS Units, 1 Medic Unit & 1 EMS Supervisor) at \$3,400,000

11 - Exhibit A - 14.06 Maintain EMS Katrina Units (3 BLS Units, 1 Medic Unit & 1 EMS Supervisor) at \$3,400,000

Council Member Alvarado stated that she had passed out a substitute amendment and wanted to thank Council Members Garcia, Lawrence and Edwards for their leadership on it and they had agreed to the substitute, that she wanted to recognize the work and leadership of Local 341, the substitute amendment was as follows:

11 - Exhibit A - 14.06 Maintain EMS Katrina Units (3 BLS Units, 1 Medic Unit & 1 EMS Supervisor) for approximately 7.5 months at a cost of up to \$2.2 million.

Council Member Alvarado stated that they were reducing the amount that the administration, the Mayor, had committed to as they neared the 7.5 month time period, to work to identify other sources of funding, possibly looking at EMS collections or inspection fees for fire permits and asked Mayor White, for the record, to reiterate that commitment, that it was an issue that was very important to other Council Members as well that had made the amendment.

Mayor White stated that he applauded Council Member Alvarado leadership and where the various Members of Council were coming from, that obviously there were fairly dramatic increases in the Fire Department budget, mostly related to compensation, fire employment had been growing faster than the employment of any other department in the City, with the exception that once they opened the new terminal in Aviation they had to staff that terminal, they had a big commitment to the Fire Department in the administration and they knew they had increased needs as a result of the fact that they had an increased population, they had grown in population dramatically, that FEMA had disallowed \$2.2 million of a fire claim, they would appeal that and try to fight that, their claim for fire reimbursement for increased population was only good under the agreements they reached with FEMA and FEMA's interpretation through March 31, 2006 so they were entitled to public safety reimbursement through March 31, 2006 under the FEMA formulas based on increased workload, they denied that even though they agreed with the principal, what he would like to do was use the reserve funds they established for emergencies to fund the \$2.2 million in the Fire Department that had been denied by FEMA, they may need to use those funds at other times with valid claims while they had those claims on appeal, he thought they needed the unit, the Fire Chief thought they needed the service and the only reason they said not to fund it forever was because he could not tell them that he knew what the source of funds would be, that his thought was to take the \$2.2 million out of the \$11 million reserve that they set up because these were amounts that they used and expended for public safety on what they thought for valid FEMA claims and they were appealing so those were the best source of funds that he could think of and it was the principal that they could use, they were not dipping into those funds just arbitrarily it would be based on denied FEMA claims that the Fire Department would be owed, that it would be his commitment and Council Member Johnson made an excellent suggestion that they review the whole inspection fee in the Fire Department and there were other things, they had done a better job of getting EMS collections up, that he did not want to commit to something where he did not know where the money was going to come from.

After further discussion by Council Members, Council Member Alvarado stated that she wanted to identify the funding and would add the language to her amendment, after the \$2.2 million, "to be funded out of the Katrina Aid and Recovery Fund", seconded by Council Member Garcia.

After further discussion Mayor White stated that the pending item was a motion to amend a motion that would identify the source of funding and the administration supports the amendment, and a vote was called. All voting aye. Nays none. MOTION CARRIED.

A vote was called on Line 11 - Exhibit A - 14.06 as amended by the substitute motion. All voting aye. Nays none. MOTION 2006-0528 ADOPTED AS AMENDED.

12 - Exhibit J - 11.01 Request that the administration Identify and provide funding for an additional mobile command center for the Houston Police Department – was presented. All voting aye. Nays none. MOTION 2006-0529 ADOPTED.

13 - Exhibit G - 4.02 Within 180 days of passage, the administration will develop a comprehensive plan to study HPD outsourcing cadet classes to an outside educational institution. Funding to be taken from Fund 100/10, account #1210 Sal-Educ/Incentive Pay-Classified – was presented.

After discussion by Council Members, Council Member Green moved to table Line 13 - Exhibit G - 4.02, seconded by Council Member Alvarado.

Mayor White stated that he wanted to have figured out what it would cost to educate a successful cadet, that they were going to have to get a management consulting firm that not just public entities employ but that businesses employ, that he would have a couple of suggestions and would get that response.

A vote was called on Council Member Green's motion to table Line 13 - Exhibit G - 4.02. All voting aye. Nays none. MOTION 2006-0530 ADOPTED.

14 - Exhibit G - 4.03 Within 180 days of passage, the administration will develop a comprehensive plan to study HFD outsourcing cadet classes to an outside educational institution. Funding to be taken from Fund 100/12, account #3900 Education and Training – was presented.

Council Member Green moved to table Line 14 - Exhibit G - 4.03, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0531 ADOPTED.

Mayor White stated to Ms. Johnson that he had a reference of a firm that maybe was doing some work on other Police Department studies and he would give her the reference so that they could try to get a contract up before Council within the next 45 days with the firm and they would give the City a decent rate and would give them what the cost per training was and some other things.

15 - Exhibit F - 13.11 Additional HFD Staffing for Inspection Division (22 FTE's) and Airport (44 FTE's) – was presented.

After discussion Council Member Garcia asked where did the funding for the firefighters working at George Bush Intercontinental Airport/Houston and Hobby come out of, and Mayor White stated that Mr. Hall could help him answer, but assumed that a portion could come out of Aviation and did not know if there was some from the General Fund and Mr. Hall stated that Ms. Johnson could give them the details but it operated on the principal of Inter Fund transfer, the Aviation Department actually makes a contribution, how in fact they calculate Ms. Johnson

would have to tell them, and Ms. Johnson advised that the Aviation Department paid the full cost.

After further discussion by Council Members, Council Member Garcia moved to table Line 15 - Exhibit F - 13.11 and stated he wanted to bring it before committee and would like discussion from the administration and Chief Boriskie to help them look at it because it was a dramatic gap in a critical area, seconded by Council Member Khan.

After further discussion by Council Members a vote was called on the motion to table Line 15 - Exhibit F - 13.11. All voting aye. Nays none. Council Member Green absent. MOTION 2006-0532 ADOPTED

16 - Exhibit F - 13.12 HFD staffing change from 4.67 to 4.85 to allow Firefighters to utilize benefit time - was presented.

Council Member Garcia moved to table Line 16 - Exhibit F - 13.12, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Green absent. MOTION 2006-0533 ADOPTED.

17 - Exhibit F - 13.05 To provide an incentive for departments to allow cell towers on their property, the first three years lease revenue would be made available to the department in their operating budget – was presented.

Council Member Garcia stated that he appreciated the administration's support of the item, but as a point of discussion he was not sure how many various departments would right now be impacted by this particular revenue, he was not sure if it was just for police and fire or if there were other departments and since they were looking for a influx of revenue, for public safety in particular, he asked if the administration would support an amendment to his amendment, Line 17 - Exhibit F - 13.05, that "in the first three years that the revenue be split between public safety". Council Member Green absent.

After discussion by Council Members, Council Member Garcia stated that he would keep his amendment, Line 17 - Exhibit F - 13.05, intact and a vote was called on Line 17 - Exhibit F - 13.05. Council Members Edwards, Wiseman, Khan, Holm and Sekula-Gibbs voting no, balance voting aye. Council Members Clutterbuck and Lovell absent. MOTION 2006-0534 ADOPTED.

18 - Exhibit F - 13.06 To provide incentive for police & fire departments to provide services, revenue received from MUD's be made available to department in their operating budget - was presented.

Council Member Garcia moved to table Line 18 - Exhibit F - 13.06, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Holm absent. MOTION 2006-0535 ADOPTED.

19 - Exhibit F - 13.17 Conduct a density analysis study to be used to make development regulation recommendations on size of police/fire departments and placement of police command status to storefronts in relations to growth and density of the city – was presented.

Council Member Garcia moved to substitute the following written motion for Line 19 - Exhibit F - 13.17:

“The Houston Police Department shall develop a plan to improve real-time management systems for police productivity and the tracking and real-time analysis of crime trends and possible root causes, and shall begin implementation of the plan during Fiscal Year 2007”.

A vote was called on the motion by Council Member Garcia, seconded by Council Member Khan that he be allowed to substitute a written motion for Line 19 - Exhibit F - 13.17. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. Council Members Holm and Lovell absent. MOTION 2006-0536 ADOPTED.

After further discussion by Council Members, a vote was called on Line 19 - Exhibit F - 13.17 as amended by substitute language. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. Council Members Holm and Lovell absent. MOTION 2006-0537 ADOPTED.

20 - Exhibit F - 13.04 Fund at \$80,059.83 a proposed HPD-NPC Boarding House Enforcement Team – was presented.

Council Member Garcia moved to table Line 20 - Exhibit F - 13.04, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Wiseman and Lovell absent. MOTION 2006-0538 ADOPTED.

21 - Exhibit A - 14.03 Increase the Houston Police Department’s budget by \$10,000 to earmark funds specifically for the promotion and advertisement of Neighborhood Protection’s citizen complaint-driven Boarding House Enforcement Initiative – was presented.

Council Member Alvarado moved to table Line 21 - Exhibit A - 14.03, seconded by Council Member Khan. All voting aye. Nays none. Council Members Wiseman and Lovell absent. MOTION 2006-0539 ADOPTED.

22 - Exhibit I - 7.04 To develop a pilot sweat-equity program for neighborhoods to abate weeded lots through the Neighborhood Protection Division – was presented.

Council Member Johnson moved to amend Line 22 - Exhibit I - 7.04 with a substitute motion as follows:

“The Neighborhood Protection Division of the Houston Police Department will develop a pilot sweat-equity program for neighbors to abate weeded lots and have first opportunity for liens placed by the City. In addition, the Neighborhood Protection Division of the Houston Police Department will develop a pilot neighborhood contractor program to give two Super Neighborhood Councils \$24,000.00 each to abate weeded lots within their specific Super Neighborhood Council Districts in the abatement of the more than 7,200 lots still listed by the City”.

Council Member Johnson stated that the program was a program that was particularly not a budget amendment as was written but through the amendment he would like to take a look at the amendment because the sweat equity program, where it was a great program to get communities to be more actively involved in helping alleviate a lot of the blight that was in his district, that in most of their neighborhoods they had a lot of owners who paid their taxes but did not keep their properties up, and what they did was allow the City to be their own contractor, that the City could not cut every lot that was out there so the owners were taking advantage of that and recognized that the City was only going to cut it once every five years to the tune of

\$500 and recognized that they had gotten off scott free, while all the while the community was being held to shoulder the burden, that there were community organizations as well as churches that were saying they would take responsibility for the lot, placing the responsibility back on the ownership to cut their lot by placing the sweat-equity lien against it, but all the while the responsible owner who was paying his taxes did not want that lien placed against him, so where the sweat-equity worked very well for that there were other lots that were in the community, that they worked the program originally with Keep Houston Beautiful in which neighborhoods had the opportunity to cut lots that were in their particular neighborhoods, those particular lots needed to be lots that they had already prearranged to be cut through Neighborhood Protection, the idea behind it was to get monies to flow back into the communities, those dollars could be used for beautification projects, so he believed it was an opportunity for communities to become a little bit more self reliant and self sufficient and provide jobs and opportunities back into the communities. Council Members Wiseman, Lovell and Sekula-Gibbs absent.

After further discussion by Council Members, Council Member Clutterbuck stated that she was interested in knowing what were the guidelines for the distribution of the funds and how would those be determined, and Mayor White stated that they had no idea how much administrative work was going to be going into setting up chart accounts and inventory procedures when they do grant funding to organizations such as super neighborhood groups, that probably just the administrative was going to be more than \$24,000, that he knew that Council Member Johnson was working hard to try to make it a proper budget amendment with budget consequences, he knew that was why this was inserted, but it referred to a grant program within guidelines, that last November they came up with a program that he thought was working its way through Legal right now that began with booster clubs at a couple of high schools in Council Members Johnson and Edwards districts so that they could get the lots mowed cheaper on the LARA lots, that it was not going to be a pleasant experience because they were dealing with federal money and one of his goals was to try to reduce the number of work done on investigative reporter reports, and that was for all of them and every single colleague shared that goal with him, so they would have to develop criteria and they would have to be transparent and there would have to be administrative oversight and structure, that the idea was that they would have to have some guidelines before they did anything like this and they would not specify which super neighborhood groups or they could put it, non profit organizations, super neighborhood schools or non profits that they could come up a grant program.

Council Member Clutterbuck stated that if she understood where they were going with it perhaps they could amend the substitute, "with the understanding that Council would approve the guidelines in the future, guidelines for distribution of the funds", and Mayor White stated that it would have to be in answer to community organizations within guidelines established and they could review what those guidelines were to abate weeded lots in certain areas, and Council Member Clutterbuck stated guidelines to be approved by Council at a future date. Council Members Wiseman and Holm absent.

Mayor White stated that Mr. Hall clarified to say that if they had a contractor out there and it was costing blank amount per lot to cut the lot and there was somebody else who had the capabilities and wherewithal to do it cheaper then the point was to keep it within that group then they had to be open to that kind of proposal, he was all for that, but it had to be under the same guidelines, that they were going to have terms and conditions, but what would they do if somebody's finger got cut off, they had to have somebody who was responsible for that and they did within the City contracts. Council Members Wiseman and Holm absent.

Mayor White stated that they supported Council Member Johnson amendment but it had to be pursuant to some guidelines that were established. Council Member Wiseman absent.

Mayor White stated that with guidelines they supported Council Member Johnson's substitute amendment and a vote was called on the motion by Council Member Johnson, seconded by Council Member Khan that he be allowed to substitute an amendment for Line 22 - Exhibit I - 7.04, to include "with guidelines to be developed, which would include responsibility, accountability and cost effectiveness". All voting aye. Nays none. Council Members Edwards and Wiseman absent. MOTION 2006-0540 ADOPTED.

A vote was called on Line 22 - Exhibit I - 7.04 the substitute as amended. All voting aye. Nays none. Council Members Edwards and Wiseman absent. MOTION 2006-0541 ADOPTED.

23 - Exhibit I - 7.06 Reinstatement a version of the DARE Program with The Houston Police Department that includes 6 officers to provide educational intervention one day a week for 2 hours a day was presented.

After discussion Council Member Johnson moved to table Line 23 - Exhibit I - 7.06 and hoped that they could revisit it at a later date, seconded by Council Member Alvarado. Council Members Wiseman and Khan absent.

After further discussion by Council Members, a vote was called on the motion to table Line 23 - Exhibit I - 7.06. All voting aye. Nays none. Council Members Johnson and Wiseman absent. MOTION 2006-0542 ADOPTED.

24 - Exhibit H - 12.02 Decrease the amount allocated from the General Fund for Safe Clear to FY06 level (\$389,352) – was presented.

After discussion by Council Members, Mayor White stated that the administration would support an amendment which would keep the General Fund contribution for FY07 in line with FY06, that they had some experience with the program and the total budget, that it was one of those programs that many of their views, including the transportation experts, that it was the most cost effective program that Metro funded, so he was sure that they could get some general mobility funds to supplement the balance, that they would not cut back the program or have less compliance or enforcement, and Council Member Sekula-Gibbs asked if the SafeClear budget be compensated for by an increase in Metro funds, and Mayor White stated that yes, that would be the intention. Council Members Johnson and Wiseman absent.

A vote was called on Line 24 - Exhibit H - 12.02. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0543 ADOPTED.

25 - Exhibit L - 3.07 The City of Houston will cap city spending for the Safe Clear program at the City Controller's FY2006 cost estimate of \$878,000 - was presented.

Council Member Sekula-Gibbs moved to table Line 25 - Exhibit L - 3.07, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Lawrence, Wiseman Brown and Lovell absent. MOTION 2006-0544 ADOPTED.

26 - Exhibit L - 3.08 The City of Houston will cap total spending for the Safe Clear program at the FY06 budgeted levels (\$2,413,992.00). - was presented.

After discussion by Council Member Sekula-Gibbs, Mayor White stated that the administration opposed the amendment and a roll call vote was called on Line 26 - Exhibit L - 3.08. Council Members Wiseman and Brown absent.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson voting no	Council Member Brown voting no
Council Member Clutterbuck voting no	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting no
Council Member Holm voting no	MOTION 2006-0545 FAILED

Council Member Berry moved to impose a 2 minute time limit per speaker per item, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0546 ADOPTED.

27 - Exhibit F - 13.14 HFD/Health Department CARES Initiative fund 1 additional HFD FTE and 1 additional Health Department FTE – was presented.

Council Member Garcia moved to amend Line 27 - Exhibit F - 13.14 by the following substitute motion:

“A 90 day review of the Fire/Health Departments Cares/Focused Care Initiative to consider the implementation to fund 1 additional HFD FTE and 1 additional Health Department FTE”, seconded by Council Member Alvarado. Council Member Wiseman absent.

Mayor White stated that the administration supported the motion to substitute. Council Member Wiseman absent.

A vote was called on the motion by Council Member Garcia, seconded by Council Member Alvarado that he be allowed to offer a substitute amendment for Line 27 - Exhibit F - 13.14. All voting aye. Nays none. Council Member Wiseman absent. 2006-0547 ADOPTED

A vote was called on Line 27 - Exhibit F - 13.14 as substituted. All voting aye. Nays none. Council Member Wiseman absent. 2006-0548 ADOPTED

28 - Exhibit K - 6.02 Increase the Mobile Food Unit Medallion Permit Fee to hire six additional sanitarians/food inspectors, which would fully ensure adherence to the City of Houston's Health Code – was presented.

Council Member Lawrence moved to table Line 28 - Exhibit K - 6.02 and stated that she wanted to compliment the program, that it would cut down on a lot of extra inspectors and give the Neighborhood Protection people, who were already out in the neighborhoods a chance to be sure that all food was healthy and that waste water was not being put down the sewer system and drainage, seconded by Council Member Garcia. All voting aye. Nays none. Council Member Wiseman absent. 2006-0549 ADOPTED

29 - Exhibit K - 6.08 Every January, the Houston Parks and Recreation Department shall conduct an in-house assessment and recommendations on golf fees. Any changes in fees to be implemented at the beginning of each Fiscal year in July (per council approval) – was presented.

Council Member Wiseman absent. All voting aye. Nays none.
Council Member Wiseman absent. MOTION 2006-0550
ADOPTED.

- 30 - Exhibit F - 13.19 Parks develop a dedicated Field Maintenance account funded by \$1 off of all park permits - was presented. Council Member Wiseman absent.

After discussion by Council Members, Council Member Garcia moved to table Line 30 - Exhibit F-13.19, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0551 ADOPTED.

- 31 - Exhibit F - 13.09 No new park construction until current city parks are at acceptable Standards – was presented.

After discussion Council Member Garcia moved to table Line 31 - Exhibit F-13.19, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0552 ADOPTED.

- 32 - Exhibit I - 7.01 Amend Ordinance 2003-738 to increase fire inspection fees at facilities that require days and weeks to inspect. Increase fees to add a daily fee of \$150.00 for every day at a specific location. This amendment will increase revenue while recovering man hour costs – was presented.

Council Member Johnson offered the following written substitute motion for Line 32 - Exhibit I - 7.01:

“The Finance and Administration Department, in conjunction with the Fire Department, shall undertake an in-house analysis of the Fire Department’s fee structure for inspections, to begin September 2006, and will report back in December 2006, with recommendations to increase fire inspection fees to recover man-hour costs and services rendered. Upon completion and implementation of the recommended fee structure, add additional inspector positions to be able to timely inspect all facilities and ensure public safety”.

Mayor White stated that the administration supported the substitute amendment and thought it would be appropriate.

Council Member Lawrence asked for clarification and asked why they were talking about fees that Fire Marshall’s only would be charging, and Council Member Johnson stated yes.

A vote was called on the motion by Council Member Johnson, seconded by Council Member Khan that he be allowed to substitute an amendment for Line 32 - Exhibit I - 7.01. Council Member Wiseman voting no, balance voting aye. MOTION 2006-0553 ADOPTED.

A vote was called on Line 32 - Exhibit I - 7.01 as amended by the substitute amendment. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. MOTION 2006-0554 ADOPTED AS AMENDED.

- 33 - Exhibit I - 7.02 Increase library hours and provide structured activities for youth from fees generated from fire inspection fees received – was presented.

Council Member Johnson moved to table Line 33 - Exhibit I - 7.02 until after they find out how much of the fees that they would be able to recoup, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0555 ADOPTED.

34 - Exhibit I - 7.03 Provide structured park programs for youth with fees generated from fire inspection fees received – was presented.

Council Member Johnson moved to table Line 34 - Exhibit I - 7.03, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0556 ADOPTED.

35 - Exhibit I - 7.05 Increase funds for after-school achievement programs from funds received from increased fire inspections – was presented.

Council Member Johnson moved to table Line 35 - Exhibit I - 7.05, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0557 ADOPTED.

36 - Exhibit F - 13.13 To provide incentive for HFD to provide services, all revenue received from fire services related permit fees generated by others departments be credited to HFD Operating Budget – was presented.

Council Member Garcia moved to table Line 36 - Exhibit F - 13.13, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0558 ADOPTED.

37 - Exhibit F - 13.03 Establish a Contract Compliance Administration fee of .01% of the total amount of a successful contractor's construction bid, which would be deposited from the CIP into a General Fund account for the Affirmative Action & Contract Compliance Division – was presented.

Council Member Garcia moved to table Line 37 - Exhibit F - 13.03, seconded by Council Member Khan. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0559 ADOPTED.

38 - Exhibit A - 14.05 Increase sign permit fee to be determined by Administration – was presented.

Council Member Alvarado moved to table Line 38 - Exhibit A - 14.05, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0560 ADOPTED.

39 - Exhibit E - 9.01 Increase the current level of funding from \$281,700 to \$1,000,000 for HIV/AIDS outreach and prevention services, utilizing CDBG funds as a funding source – was presented.

After a lengthy discussion by Council Members, Council Member Berry moved to postpone Line 39 - Exhibit E - 9.01 until the end of the budget amendments, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0561 ADOPTED.

40 - Exhibit E - 9.02 Increase the current level of funding to \$500,000 for Hepatitis C

education, outreach, and prevention services, utilizing CDBG funds as a funding source – was presented.

Council Member Edwards moved to postpone Line 40 - Exhibit E - 9.02 until the end of the budget amendments, seconded by Council Member Lovell. All voting aye. Nays none. MOTION 2006-0562 ADOPTED.

41 - Exhibit L - 3.05 The City of Houston Health Department shall study the feasibility and financial structure of combining the Harris County Rabies/ Animal Control and the City of Houston Bureau of Animal Control and Care – was presented.

Council Member Sekula-Gibbs stated that Mayor White's response to her amendment basically said that a feasibility analysis was already ongoing regarding the combination of the Harris County Rabies and Animal Control in the City of Houston, BARK, that the amendment was passed last year and she had not received and she suspected that nobody else had received either any reports on what was going on with it, so if there was indeed a feasibility analysis going on her office was not aware of it and she called from time to time over to the County to see if they were aware of it and no one at the County was aware of any kind of feasibility analysis that was ongoing, so perhaps it was but she did not see the results of the feasibility analysis, but if the administration had such information she would be happy to table No. 3.05 and get it within the next 30 days, that if that was reasonable she would accept that as an alternative. Council Member Lovell absent.

After further discussion, Council Member Sekula-Gibbs stated that since there was a new director in place, she would ask that they get a report within three months of what his assessment was of how he was going to make those significant changes to improve service to their constituents or options of combining and working not only with the County but with the private sector as well, and Mayor White stated that was a great idea, that they needed to get a report like that, and Council Member Sekula-Gibbs stated that she would substitute on that, and Mayor White stated that the substitute was as follows:

“Report back to the relevant Council committee within 90 days concerning the feasibility of some combinations and other things, seconded by Council Member Khan.

After further discussion by Council Members, a vote was called on the motion by Council Member Sekula-Gibbs, seconded by Council Member Khan, that she be allowed to offer a substitute amendment for Line 41 - Exhibit L – 3.05. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0563 ADOPTED.

A vote was called on Line 41 - Exhibit L – 3.05 as amended by the substitute. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0564 ADOPTED.

42 - Exhibit L - 3.06 The Bureau of Animal Regulation and Control shall establish a fostering policy and shall recognize the fostering policies of other animal care agencies – was presented.

After discussion by Council Members, Council Member Garcia stated that since this item was not within the scope of the budget but rather a policy discussion that they table Line 42 - Exhibit L -3.06 and moved it to committee so that they could have some discussion on policy, seconded by Council Member Berry. Council Members Johnson, Lovell and Green absent.

Mayor White stated that regardless of the motion to table they were going to report back, that he was asking publicly for the Health Department and the new director to report back concerning what their fostering policy was. Council Members Johnson, Lovell and Green absent.

A vote was called on the motion to table Line 42 - Exhibit L - 3.06. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. Council Members Johnson, Lovell and Green absent. MOTION 2006-0565 ADOPTED.

43 - Exhibit L - 3.09 The administration shall stop progressive cuts of the Health Department budget and restore the \$500,000 that was moved from clinical services to the Bureau of Air Quality and Control – was presented.

Mayor White stated that the administration opposed Line 43 - Exhibit L - 3.09.

A roll call vote was called on Line 43 - Exhibit L - 3.09.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson voting no	Council Member Brown voting no
Council Member Clutterbuck voting no	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting no
Council Member Holm voting no	MOTION 2006-0566 FAILED

44 - Exhibit J - 11.02 Request that the administration study the possibility of providing funding to support the functions of the Houston Chapter of Sister Cities – was presented.

After discussion by Council Members, Mayor White stated that they would support Line 44 - Exhibit J - 11.02 and would figure out if there were sources of funding.

A vote was called on Line 44 - Exhibit J - 11.02. Council Members Lawrence, Johnson, Edwards, Wiseman, Holm, Lovell, Sekula-Gibbs and Berry voting no, balance voting aye. MOTION 2006-0567 FAILED.

Mayor White stated that he wanted to clarify that Council Member Khan was not necessarily saying public source of funding and would continue to work with Council Member Khan to find private source of funding for those activities.

45 - Exhibit H -12.04 All funding for special events and parades will be funded by the Mayor's Office of Special Events – was presented.

After discussion by Council Members, Council Member Holm stated that she would propose “that within 90 days they find a mechanism for the accountability and the removal of HPD providing the services”. Council Members Wiseman and Lovell absent.

After further discussion Mayor White stated that he would suggest that they say “that within 90 days the administration should report back what the amounts were in FY2005 and what their budget would be in FY2007” and they should do that and then they could work with

that to decide what changes in the policies they thought needed to be made, and Council Member Holm stated that she would accept that, and Mayor White asked if Council Member Holm moved "that the administration ought to report back in 90 days concerning the consolidated accounting of the special events costs for FY2006 and a budget or projected amounts for FY2007 in as much detail as reasonably possible and report back in 90 days", and asked if she would accept that substitute. Council Members Clutterbuck, Wiseman and Lovell absent.

Mayor White asked if there was any objection to the substitute and hearing none stated that by consent it was so ordered. Council Members Clutterbuck, Wiseman and Lovell absent.

Mayor White stated that by consent they had an amendment made to Line 45 - Exhibit H-12.04 and called for a vote. All voting aye. Nays none. Council Members Clutterbuck, Wiseman and Lovell absent. MOTION 2006-0568 ADOPTED. Note: No second was heard on the substitute, however a vote was called and recorded.

46 - Exhibit K - 6.05 Noting the great strides Gloria Bingham and her 3-1-1 team have made in meeting the customer service demands of the City and the constituent services each council office provides, I am proposing a reduction of FTE's, by 50%, in the Citizen's Assistance Office - was presented.

Council Member Lawrence moved to table Line 46 - Exhibit K - 6.05, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Wiseman and Lovell absent. MOTION 2006-0569 ADOPTED.

47 - Exhibit K - 6.07 Reduce the Mayor Pro-Tem's office staffing to one council receptionist. The Finance and Administration and Human Resources Departments can absorb the financial and administrative functions. Individual Council Member's would retain complete oversight over their office's budget and operations - was presented.

Council Members, Council Member Lawrence moved to table Line 47 - Exhibit K - 6.07. Council Members Wiseman and Lovell absent.

After discussion by Council Members, a vote was called on the motion to table Line 47 - Exhibit K-6.07. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. MOTION 2006-0570 ADOPTED.

48 - Exhibit E - 9.03 Include a Professional Services Contract line item for \$5,000 within the City Council budgets to be used for contracts with local civic organizations - was presented.

Upon questions by Council Members, Mr. Hall stated that professional services was a defined term in the law, was it possible for Council Members to initiate a procurement, the answer to that was "yes", could they do it without going through the process that departments and everybody else went through, the answer was "no" and that was from the Legal Department's considered view and study, what that meant was that all a Council Member would do would be to initiate a request to procure some services and there would have to be a contract prepared by Legal and if it was for an item that normally and informally bid there would have to be proposals taken, here orally over the phone, there were all kinds of processes that had to be observed if it was to be done consistent with procurement policies in the City, so in

short could they just pick a civic club, he thought the considered answer was no, could they in fact procure from the civic club a service much the way they did with the Mini Grant Programs the answer was probably so, but they would have to go through the process that regular procurement went through to buy the services for a department director or anybody else, that the Mini Grants Program was a program that was established at one point that had parameters for civic clubs but they were evaluated and contracts were provided for that they would execute, that his point was that there was a procurement process that had to be observed. Council Members Wiseman, Garcia, Lovell, Sekula-Gibbs, Green and Berry absent.

After a lengthy discussion by Council Members, Council Member Edwards moved to table Line 48 - Exhibit E - 9.03, seconded by Council Member Khan. Council Members Wiseman, Garcia, Lovell, Sekula-Gibbs, Green and Berry absent.

After further discussion by Council Members, a vote was called on Line 48 - Exhibit E - 9.03. All voting aye. Nays none. Council Members Johnson, Wiseman, Garcia, Lovell, Sekula-Gibbs and Berry absent. MOTION 2006-0571 ADOPTED.

49 - Exhibit F - 13.02 Require affected Council Districts and Superneighborhoods to receive notice of alcohol "cantina" new, renewing, and community protests of liquor licenses – was presented. All voting aye. Nays none. Council Members Johnson, Edwards, Wiseman, Holm, Sekula-Gibbs and Berry absent. MOTION 2006-0572 ADOPTED.

50 - Exhibit F - 13.01 Create a new division in City Legal titled "Deed Restrictions." – was presented.

Council Member Garcia offered the following substitute to amend Line 50 - Exhibit F - 13.01:

"The Administration will seek funding for two investigators to conduct deed restriction investigations and enforcement", seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Johnson, Edwards, Wiseman, Holm, Sekula-Gibbs and Berry absent. MOTION 2006-0573 ADOPTED.

51 - Exhibit A - 14.01 Direct the Planning & Development Department to amend their budget to include the total project cost to upgrade the City of Houston's Deed Restriction database – was presented. Council Members Johnson, Edwards, Wiseman, Holm, Sekula-Gibbs and Berry absent.

After a lengthy discussion by Council Members, a vote was called on Line 51 - Exhibit A - 14.01. All voting aye. Nays none. Mayor White and Council Members Edwards, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding. MOTION 2006-0574 ADOPTED.

52 - Exhibit A - 14.02 Direct the Planning & Development Department to submit to council with in 90 days of passage of the City of Houston's budget a report detailing the completion of all upgrades made to update the City of Houston's Deed Restriction database - was presented. All voting aye. Nays none. Mayor White and Council Members Edwards, Holm and Lovell absent. Acting Mayor Pro Tem Berry presiding. MOTION 2006-0575 ADOPTED.

53 – Exhibit C - 1.01 I would like to make a motion to fund a General Plan and Policy

Manual For the City of Houston. The cost of the project would be \$1.5 million over 2-3 years. The source of the funding would be:
TIRZ Funds: TIRZ General Revenue Fund- \$750,000 total
COH-\$250,000 per year for two years from the PWE Fund #405;
\$500,000 total
HGAC-\$1 million total
Harris County and Harris County Flood Control District-\$500,000 total
Metro-\$ 250,000 annually; \$750,000 total
CDBG-\$175,000 total
Private and non-profit Funds-\$100,000 total – was presented.

After discussion by Council Members, Council Member Green moved to take a 10 minute break, seconded by Council Member Khan. All voting aye. Nays none. Council Members Clutterbuck, Garcia and Berry absent. MOTION CARRIED.

At 6:30 p.m. Mayor White asked if everyone had the Houston Comprehensive Planning and Policies Manual that he thought Council Member Brown had circulated.

Council Member Wiseman stated that they could not commit funds from other agencies without any prior agreement and understood the intent of her colleague and asked Council Member Brown if he would consider an amendment to his amendment to better address his intention.

Council Member Brown stated that he was struggling with some language but would say how he would like to amend 1.01 as follows:

“That he would like this City Council to instruct the Planning Commission to proceed with a planning process that would include identification of priorities and specific plans and a work plan that would lead to a general plan and to come back to City Council with a budget, with a work plan and with a set of priorities so that we could proceed to develop a Houston style plan that can be adopted by this body at the earliest reasonable time.”

Mayor White stated that he would support that and appreciated his work on it, seconded by Council Member Khan.

Council Member Brown stated that he needed to reword it, that he thought Houston needed to be a City that had a general plan and that a lot of good things would come to them in the process and following the adoption of the plan, that he understood it had to be a process that the Mayor supported and that all of them supported, so the amendment was as follows:

“To direct the Planning Commission to proceed with a planning process, which would include priorities, specific plans and a general plan and that the Planning Commission within 180 days should get back to this body with a budget, a work plan and any other recommendations that the Planning Commission wanted to make and a recommended date for the adoption of the plan”, that if they did not adopt the plan as provided by the Texas Municipal Code it was going to gather dust on the shelf, so it needed to go through the due process that was provided for in the ordinance in the Texas Municipal Code and get adopted, but what gets adopted was something that would come out of the process.

Mayor White stated that he liked the first phrasing but they had to be in good faith, just as long as they were communicating about it he thought the planning process with priorities and specific plans that could lead to a general plan, that he did not want a consultant to spin their wheels doing something that did not have any effect and if somebody spent time writing every

ordinance that they would need for public safety and a plan for the sources and uses of funds for every education and health, public safety, housing and neighborhoods, community facilities, infrastructure and flood control, between now and 2018, that he did not want that person hired as a consultant, that person ought to be Mayor and he needed him working as the head of the Planning Commission and would pay him what ever amount of money it would take but he had not found that person, he found a lot of people who had opinions about those things, that he liked Council Member Brown idea but just as long as they were focused and let the Planning Commission have a mandate, give them some funds and let them tell the City what they think the City's planning priorities should be and they ought to be as comprehensive as they could.

Council Member Brown asked Mayor White if he wanted to rephrase the amendment and Mayor White stated that just so they were not saying that they were committing themselves to hire a consultant to come up with a 10 year fire, police and EMS plan along with all of the ordinances and all of the funding sources and uses of funds, for example that the Planning Commission would look and determine what the plans would be and Council Member Brown stated that it was an example, that it was just what could be in the plan.

Council Member Garcia stated that he understood where his colleague was trying to go, but a minute ago he said to give the Planning Commission some money and asked if they meant the Planning Commission or the Planning Department and Mayor White stated that the Planning Department, which staffed the Planning Commission. Council Member Lovell absent.

Mayor White stated that they had increased the Planning Department budget considerably, but it would be the Planning Commission which had a long term planning committee and thanked Council Member Garcia for his points on that, which had a variety of stakeholders represented and a good Chair. Council Member Lovell absent.

Mayor White stated that they had a substitute amendment for Line 53 - Exhibit C - 1.01 and called for a vote on the motion by Council Member Brown, seconded by Council Member Khan to allow the substitute. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0576 ADOPTED.

A vote was called on Line 53 - Exhibit C - 1.01 as amended by the substitute. All voting aye. Nays none. Council Member Lovell absent. MOTION 2006-0577 ADOPTED

54 - Exhibit C - 1.02 I would like to make a motion to fund a Model Mixed Income Housing Block in City Council District B. The cost would be a total of \$ 400,000. \$350,000 would come from Fund #415 (Homeless and Housing Bonds) and \$50,000 would come from private/non-profit donations - was presented.

Council Member Brown moved to table Line 54 - Exhibit C - 1.02, seconded by Council Member Khan. All voting aye. Nays none. Council Members Lovell and Sekula-Gibbs absent. MOTION 2006-0578 ADOPTED.

55 - Exhibit C - 1.03 I would like to recommend the creation of a Super-Neighborhood Planning Fund for Super Neighborhood #47 (East Little York/Homestead). The cost would be \$80,000 over two years (or \$40,000 a year for two years). The source of the funds would be Community Development Block Grant Funds, which has been discussed with Milton Wilson and his staff – was presented.

Council Member Brown stated that he wanted to amend Line 55 – Exhibit C - 1.03 to be a recommendation to the administration to develop a proposal for City Council to have a neighborhood matching planning grant program and to come back to them with a specific proposal, that he was a believer in the pilot programs and if they could test this out with super neighborhoods based on a selection criteria, he thought it could lead to something good for the City and would amend Line 55 - Exhibit C - 1.03 as follows, “for the administration to come back with its recommendation for a neighborhood matching planning grant program”. Council Member Garcia absent.

Council Member Lawrence stated that as District Council Members they were always bringing Super Neighborhood representatives to their office, having to meet with Public Works and Planning and working out how their SNAP could take place and now that this Mayor had put some funds there to fund the SNAPs she saw the very same thing happening, it just had a different set of clothes than what Council Member Brown was saying so maybe they would like to sit in on some District Council Member meetings and thought he would see how the process could really work and work with some District Council Members on making the SNAPs happen, that was what the Super Neighborhood Program was all about. Council Member Garcia absent.

Mayor White stated that he would ask Mr. Fontaine, to define, with some of the Council Members and Mr. Tinnermon, what role should the Citizens Assistance Office be expected to play in doing that with concrete responsibilities for each person assigned a neighborhood. Council Member Lovell absent.

After a lengthy discussion by Council Members, Council Member Brown stated that he would amend this, that they refer the issue of neighborhood planning back Council Member Edwards Housing and Community Development Committee, that it was a little hard to know if it should also go to Council Member Lawrence’s committee (Regulation, Development and Neighborhood Protection Committee), but “that there be two parts to the consideration, one, that they look at the notion of a neighborhood plan and the second part was how could they improve or increase the effectiveness of their super neighborhood councils”, seconded by Council Member Khan, and Mayor White stated that he would be for that. Council Members Wiseman, Holm and Lovell absent.

A vote was called on the motion to refer Line 55 - Exhibit C - 1.03 to committee. All voting aye. Nays none. Council Members Wiseman, Holm and Lovell absent. MOTION 2006-0579 ADOPTED.

56 - Exhibit F - 13.08 Create an recruitment hiring policy for Department executive level Employees – was presented.

After discussion by Council Members a vote was called on Line 56 - Exhibit F - 13.08. All voting aye. Nays none. Council Members Johnson and Holm absent. MOTION 2006-0580 ADOPTED.

57 - Exhibit K - 6.03 Direct the Finance and Administration and Information Technology Departments to fully investigate and place a RFP to consolidate and centralize the repairs of all Motorola Radios within the City Departments such as HPD, HFD, Emergency Services and PWE – was presented.

Council Member Lawrence moved to table Line 57 - Exhibit K - 6.03, seconded by Council Member Alvarado. Council Members Johnson and Wiseman absent.

After further discussion a vote was called on the motion to table Line 57 - Exhibit K - 6.03. All voting aye. Nays none. Council Member Brown absent. MOTION 2006-0581 ADOPTED.

58 - Exhibit L - 3.02 An outside audit of the Finance and Administration Department, Houston MediaSource and the Municipal Channel shall be conducted to review and appraise all accounting and financial operations for the fiscal years 1998 to 2007 – was presented.

After discussion by Council Members a roll call vote was called on Line 58 - Exhibit L - 3.02.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson voting no	Council Member Brown voting no
Council Member Clutterbuck voting no	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting aye
Council Member Holm voting no	MOTION 2006-0582 FAILED

59 - Exhibit L - 3.03 The Municipal Channel and Houston MediaSource shall refund to the City of Houston General Fund the amount of \$4,211,786.84 – was presented.

After discussion by Council Members a roll call vote was called on Line 59 - Exhibit L - 3.03.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson voting no	Council Member Brown voting no
Council Member Clutterbuck voting no	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting no
Council Member Holm voting no	MOTION 2006-0583 FAILED

60 - Exhibit K - 6.06 Establish a Solid Waste enterprise fund to accommodate residential trash service for both public and private streets. Given the significant rise of residential town home communities and acknowledging the considerable property taxes they pay to the City of Houston, it is my belief they should be offered the same collection as other residences – was presented.

Council Member Lawrence moved to table Line 60 - Exhibit K - 6.06, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0584 ADOPTED.

61 - Exhibit F - 13.07 Conduct a study to be completed in 90 days to review cost feasibility to build a Wellness center in 611 Walker or 900 Bagby – was presented.

After a lengthy discussion by Council Members, a vote was called on Line 61 - Exhibit F - 13.07. Council Members Lawrence, Clutterbuck, Wiseman, Holm and Sekula-Gibbs, voting no, balance voting aye. MOTION 2006-0585 ADOPTED.

62 - Exhibit F - 13.18 In 90 days install bike lids at 611 Walker or 900 Bagby – was presented.

Council Member Garcia moved to table Line 62 - Exhibit F - 13.18, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0586 ADOPTED.

63 - Exhibit F - 13.15 Conduct a study for feasibility and need of a library and/or multi-service center for Independent Heights neighborhood - was presented.

After discussion by Council Members, a vote was called on Line 63 - Exhibit F - 13.15. Council Members Lawrence, Clutterbuck, Wiseman, Holm and Sekula-Gibbs voting no, balance voting aye. Council Member Berry absent. MOTION 2006-0587 ADOPTED

64 - Exhibit C - 1.04 I would like to recommend the funding of a demonstration drainage project in District B. I would like to recommend revenue funding of a demonstration “dry-swale” drainage project in District B. The cost would be \$100,000. The revenue source would be ROW maintenance fund #227 (from the Combined Utility System General Purpose Fund #708) – was presented. Council Member Berry absent.

Council Member Brown distributed the following written motion as a substitute for Line 64 - Exhibit C - 1.04:

“Fund a 1-block demonstration “dry-bed swale” drainage project in District B. The project will be based on the drybed swale concept, providing for stormwater conveyance, detention and shallow aquifer recharge. The costs will not exceed \$25,000 and the revenue source would be ROW Maintenance Fund #227 (from the Combined Utility System General Purpose Fund #708).”

Council Member Brown stated that this was an item that he and the Mayor were totally in agreement on, but he had to tell them what the agreement was, that the City needed to do some innovative things in how they manage their storm water and that was what the item was, a demonstration project, they had \$5,000 coming from the Bayou Preservation Association, they had the Houston Council of Engineering Companies providing up to \$10,000 for the demonstration project and he would like to amend it so that “the Public Works Department is a participant in this and contributes not more than \$20,000 of its General Funds for the demonstration project, which would occur in District B”.

Mayor White stated that they were in favor of the substitute and it would be fantastic if it would work, and Council Member Brown asked if he had said it right and Mayor White stated yes, that it was a good idea, that the pending item was a motion to substitute, the written motion to substitute 1.03. (The substitute amendment was originally labeled 1.03 in error and should have been 1.04.) Council Member Berry absent.

Council Member Khan stated that just for clarification, the amount which Council Member Brown listed added up to \$35,000, so was the cost of the project changing, if they approved the amendment were they still going to do a demonstration drainage project which would cost

\$35,000 or were they asking the administration to have Public Works review the feasibility of the project. Council Member Berry absent.

Council Member Brown stated that it was both, the answer was yes and yes, in other words they were going to review it, it would be a scientifically designed demonstration and would be reviewed by Public Works and from that they could determine if it was a feasible approach as an alternative to completely rebuild the streets with curb gutter and underground storm lines, that he wanted to thank Council Member Johnson for his assistance in it. Council Member Berry absent.

Council Member Brown stated that "I make a motion as stated".

Mayor White stated that the vote was on the motion by Council Member Brown, seconded by Council Member Khan to allow him to substitute an amendment as amended. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. Council Member Berry absent. MOTION 2006-0588 ADOPTED.

A vote was called on Line 64 - Exhibit C - 1.04 as substituted and amended. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. Council Member Berry absent. MOTION 2006-0589 ADOPTED AS AMENDED.

65 - Exhibit K - 6.04 Proposing 7% of the Water and Sewer Fund be allocated to fund flooding project. (Current ordinance allows 8 percent of this fund to be used for this purpose but we are currently only utilizing 5%.) – was presented.

Council Members, Council Member Lawrence moved to table Line 64 - Exhibit K - 6.04, seconded by Council Member Lovell. Council Member Berry absent.

After further discussion by Council Members, a vote was called on the motion to table Line 65 - Exhibit K - 6.04. Council Member Wiseman voting no, balance voting aye. Council Member Berry absent. MOTION 2006-0590 ADOPTED.

66 - Exhibit B - 5.01 Services provided for events at the Toyota Center and Minute Maid Park, including services provided by the Police Department and Fire Department, shall be paid for out of the Convention & Entertainment Department Enterprise Fund.

Council Member Berry substituted the following written substitute amendment for Line 66 - Exhibit B - 5.01:

"By September 1, 2006, funding for all services currently provided by the City of Houston to the Toyota Center and Minute Maid Park for HPD and HFD will be funded from a source other than the General Fund. The source of funds will be determined by the Administration".

After discussion by Council Members a vote was called on the motion by Council Member Berry, seconded by Council Member Khan to allow him to offer a substitute amendment for Line 66 - Exhibit B - 5.01. All voting aye. Nays none. MOTION 2006-0591 ADOPTED.

A vote was called on Line 66 - Exhibit B - 5.01 as amended by the substitute. All voting aye. Nays none. MOTION 2006-0592 ADOPTED

67 - Exhibit H - 12.03 All funding for services provided to the Toyota Center and Minute Maid by HPD and HFD will be provided by Convention and Entertainment Funding – was presented. Council Member Brown absent.

Mayor White stated that Line 67 - Exhibit H - 12.03 was moot after the adoption of MOTION 2006-0592.

68 - Exhibit F - 13.16 CEFD fund enhancements for Jones Plaza to minimize sound levels to adjoining properties – was presented.

Council Member Garcia offered a substitute amendment for Line 68 - F - 13.16 as follows:

“By October 1, 2006 CEFD will retain a consultant to develop a list of possible alternatives to more effectively control sound and will consider all financially feasible alternatives”, seconded by Council Member Alvarado.

Council Member Khan stated that asking CEFD to do a study was more appropriate than asking them to hire a consultant, and Mayor White asked if there was any objection to the substitution, “do a study” for phrase “will retain a consultant” and Council Member Garcia stated that he had no objection, and Mayor White stated that by unanimous consent it was so ordered.

A vote was called on the motion by Council Member Garcia, seconded by Council Member Alvarado to allow him to substitute an amendment for Line 68 - Exhibit F - 13.16 as amended. All voting aye. Nays none. MOTION 2006-0593 ADOPTED.

A vote was called on Line 68 - Exhibit F - 13.16 as amended. All voting aye. Nays none. MOTION 2006-0594 ADOPTED AS AMENDED.

69 - Exhibit L - 3.10 The administration should report back to Council within a year for each department for the department’s multi year budget goals and planning processes, to include facility use – was presented.

After discussion by Council Members, Mayor White stated that if there was unanimous consent for “the administration report back to Council within a year for one or more departments multi year budget goals and planning process to include facility use”, if there was no objection to making that amendment and hearing none by unanimous consent it was so ordered, that they did not object to the budget amendment.

After further discussion by Council Members a vote was called on Line 69 - Exhibit L - 3.10 as substituted and amended. All voting aye. Nays none. Council Member Berry absent. MOTION 2006-0594 ADOPTED AS AMENDED.

70 - Exhibit M - 10.01 I move to delete appendix A – was presented.

After discussion by Council Members a roll call vote was called on Line 70 - Exhibit M - 10.01. Council Member Berry absent.

ROLL CALL VOTE:

Mayor White voting no	Council Member Garcia voting no
Council Member Lawrence voting no	Council Member Alvarado voting no
Council Member Johnson voting no	Council Member Brown voting no
Council Member Clutterbuck voting no	Council Member Lovell voting no
Council Member Edwards voting no	Council Member Sekula-Gibbs voting aye
Council Member Wiseman voting aye	Council Member Green voting no
Council Member Khan voting no	Council Member Berry voting aye
Council Member Holm voting no	MOTION 2006-0596 FAILED

Amendments postponed to end of amendments.

39 - Exhibit E - 9.01 Increase the current level of funding from \$281,700 to \$1,000,000 for HIV/AIDS outreach and prevention services, utilizing CDBG funds as a funding source – was again before Council.

Council Member Lovell stated that she thought they had found a way to increase the HIV/AIDS funding to \$1 million, they would keep the existing \$281,700, they talked with Mr. Wilson, Director, Housing Department, and were able to locate \$220,000 in CDBG funding, and then with the Mayor's help \$500,000 in general funding that would come from finding productivity improvements and eliminating some costs, but they were not associated with anything that would cut any services that were being provided, if they did that they would reach the million dollars they needed for HIV/AIDS funding, and asked that they substitute it for Line 39 - Exhibit E - 9.01, seconded by Council Member Alvarado.

After further discussion by Council Members, Council Member Lovell stated that she wanted to amend her amendment and "keep the funding that was in Line 39 - Exhibit E - 9.01, the \$281,700, to accept the \$220,000 from CDBG" and in 90 days she would ask the administration to come back with their ideas, proposals, of where they could find the money in the general funding that would allow the Council to feel comfortable in voting for the money and to make accessible to them Ms. Ann Travis so they could make a plan to go after federal dollars and get the same amounts that other big cities get, seconded by Council Member Alvarado and Mayor White stated that he would support that.

After further discussion by Council Members, Council Member Lovell moved to withdraw her first amendment to Line 39 - Exhibit E - 9.01, seconded by Council Member Garcia. Mayor White stated that if there was no objection it was so ordered.

After further discussion by Council Members, a vote was called on the motion by Council Member Lovell, seconded by Council Member Alvarado to allow her to offer an amendment for Line 39 - Exhibit E - 9.01. All voting aye. Nays none. MOTION 2006-0597 ADOPTED.

A vote was called on Line 39 - Exhibit E - 9.01 as amended. All voting aye. Nays none. MOTION 2006-0598 ADOPTED AS AMENDED.

40 - Exhibit E - 9.02 Increase the current level of funding to \$500,000 for Hepatitis C education, outreach, and prevention services, utilizing CDBG funds as a funding source – was again before Council.

Council Member Edwards moved to table Line 40 - Exhibit E - 9.02 and requested that it be reviewed by the Health Committee, seconded by Council Member Lovell. All voting aye. Nays none. MOTION 2006-0599 ADOPTED.

81a. ORDINANCE related to the Fiscal Affairs of the City; approving the annual budgets of the City of Houston, Texas, for Fiscal Year 2007 for the General, Enterprise and Special Revenue Funds; providing for future adjustment to the beginning fund balances; making various amendments to the proposed budgets; re-designating a cash reserve in the fund balance; creating the Mobility Response Team Fund and the Limited Use Roadway & Mobility Fund and providing for appropriations and transfers thereto from the Street, Bridge and Traffic Control Fund (Fund 405); authorizing various other transfers; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability – **(This was Item 66 on Agenda of June 14, 2006, TAGGED BY COUNCIL MEMBER WISEMAN, EDWARDS, LAWRENCE, HOLM, CLUTTERBUCK, SEKULA-GIBBS, KHAN and GREEN)** – was presented.

Council Member Holm stated that there was a proposal for the funding of the Mobility Response Team which was coming out of distribution of the funds, from Fund 405 and presented the following written motion to amend Item No. 81a as follows:

“All funding for the Mobility Response Team will be reviewed by the Transportation, Infrastructure and Aviation Committee prior to implementation.”

Mayor White stated that they supported the written amendment and a vote was called. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. Council Member Edwards absent. MOTION 2006-0600 ADOPTED.

Council Member Garcia presented the following written motion to amend Item No. 81a as follows:

“That the administration analyze the feasibility of defining 10 days as a performance measure goal for the City to abate graffiti from City of Houston property”, tagged by Council Member Sekula-Gibbs.

After further discussion by Council Members, a vote was called on Item No. 81a as amended. Council Members Wiseman and Sekula-Gibbs voting no, balance voting aye. ORDINANCE 2006-0711 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Johnson stated that he wanted to wish Mr. Terrance Fontaine a Happy Birthday.

Council Member Lovell stated that she wanted to compliment Council Member Green for all the meetings that he had that allowed them to come through the process, that for a new Council Member it was a great education and a way for her to find out how the City runs and where the money was, that she wanted to thank Mayor White for making it a good and open process where all of them felt they had an opportunity to have their voices heard. Council Members Wiseman and Garcia absent.

Council Member Alvarado stated that she wanted to thank Mayor White and his staff and kudos to Council Member Green who did a great job chairing the Fiscal Affairs Committee. Council Members Wiseman, Garcia and Berry absent.

Council Member Green stated that he wanted to thank all of his colleagues and all of the department heads for participating in it, that he knew they had a few changes this year but it

obviously worked out and he had learned from it. Council Members Wiseman, Garcia and Berry absent.

Council Member Edwards stated that she wanted to thank the department heads and the Mayor's staff for helping them waddle through it again, that one of the things that she would like to advise the Council was that they were looking for Thursday of next week to do a review of flooding systems and drainage projects and so forth based on the problems they had last weekend, that it would be Thursday, June 29, 2006 at 10:00 a.m., if the time changed they would let them know, that she thought it was important for at least District Council Members to be present so that they could get a report or assessment of what was happening in their district with projects that may have been open when the waters came, that they would get an update as to where they were as a City and where they were needing to go. Council Members Wiseman, Garcia, Alvarado and Berry absent.

There being no further business before Council, the City Council adjourned at 8:34 p.m. Council Members Wiseman, Garcia, Alvarado and Berry absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary