

City Council Chamber, City Hall, Tuesday, December 11, 2007

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, December 11, 2007, Mayor Bill White presiding and with Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Ada Edwards, Addie Wiseman, Pam Holm Adrian Garcia, Carol Alvarado, Peter Brown, Sue Lovell, Melissa Noriega, Ronald C. Green and Michael Berry; Ms. Jo Wiginton, Division Chief, Contract Division, Legal Department; Ms. Claudia Vasquez, Director Citizens Assistance; Mr. Xavier Herrera Citizens Assistance Office; Mr. Terence H. Fontaine, Deputy Chief of Staff for Operations; and Ms. Marty Stein, Agenda Director present. Council Member M. J. Khan, P. E. out of the city on personal business.

At 2:08 p.m. Mayor White called the meeting to order and stated that Council Member Edwards would begin presentations. Council Members Clutterbuck, Wiseman, Garcia, Alvarado, Lovell and Green absent.

Council Member Edwards stated that one of the most awesome privileges over the years was working in a district with people who understood the real role of citizenship and as she left this office wanted to encourage them to carry on and invited James Anthony, Vivian Harris, Preston Roe, Mary Taylor Ross, Bessie Swindle and Allen Ueckert to the podium and because of their active civic involvement and for making a significant contribution to the betterment of the community presented each a Proclamation proclaiming December 11, 2007, as "Partnership of Service Day", in Houston, Texas. Council Members Clutterbuck, Wiseman, Holm, Garcia and Green absent.

Council Member Berry stated as term limited Council Members walk out the door they had a chance to take stock of their service and when he came to Council someone told him he needed a handful of people he could trust and today he wanted to honor those he reached out to and invited Mr. Walter Zivley, Mr. Barry Lewis, Mr. Marvin Hamilton and his office team of Ms. Katy Dorfman, Mr. Carl Davis and Ms. Monica Aizpurua to the podium and presented each with a Proclamation proclaiming December 11, 2007, as their day. Council Members Lawrence and Wiseman absent.

Council Member Noriega stated that on a point of personal privilege she wanted to welcome students from Queen of Peace and asked them to stand to be recognized. Council Members Lawrence and Wiseman absent.

Council Member Alvarado stated that she was pleased today to recognize special people from her district and invited Ms. Merti Barba, Ms. Terrie Salumunek, Ms. Dixie Picha, Ms. JoAnn Lemon, Ms. Ann Collum, Ms. Lillian Villareal, Ms. Wini Tolson and Ms. Debbie Wilson to the podium and presented each a Proclamation proclaiming December 11, 2007, as their day. Council Members Lawrence and Wiseman absent.

Council Member Alvarado invited representatives from Fire Fighters Local 341 to the podium and stated that over the last 11 years Local 341 had raised more money for the Muscular Dystrophy Association than any other union in the nation collecting over half a million dollars in 2006 alone and \$3.8 million since 1995 by "Filling the Boot" and presented them a Proclamation proclaiming December 11, 2007, as Houston Professional fire Fighters Association Local 341 Day in Houston, Texas. Council Members Lovell absent.

At 2:31 p. m. Council Member Berry invited Mr. Walter P. Zivley to lead all in prayer and Council Member Berry led all in the pledge of allegiance.

At 2:33 p.m. the City Secretary called the roll. Council Member Khan out of the city on personal business.

Council Members Garcia and Alvarado moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Khan out of the city on personal business. MOTION ADOPTED.

Council Member Alvarado moved the rules be suspended for the purpose of hearing Mr. Jerry Brady and Mr. Rudy Bruhns at the top of the three minute agenda speakers list, seconded by Council Member Wiseman. All voting aye. Nays none. Council Member Khan out of the city on personal business. MOTION 2007-1208 ADOPTED.

Council Member Noriega moved the rules be suspended for the purpose of hearing Ms. Denise Unkefer at the top of the three minute non-agenda speakers list, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Khan out of the city on personal business. MOTION 2007-1209 ADOPTED.

At 2:35 p.m. the City Secretary began calling the public speakers. Council Member Johnson absent.

Mr. Jonathan Day, 1825 Albans, Houston, Texas 77005 (713-521-9576) appeared and stated that he was present as a board member of Scenic Houston and there were many aspects of the proposed agreement with Clear Channel they could support and found favorable, however, one was very unwise and caused serious concern and that was the right to relocate billboards throughout the city on city thoroughfares; that there had not been new billboard construction in Houston since 1980 and this arrangement would allow billboards to be moved around to more favorable sites and some would cause considerable controversy, this was going back; that they had allowed relocation in only one instance and that was with federal highway relocations and even then they required the boards to be amortized in ten years; that this provision was not necessary and the arrangement with Clear Channel was very favorable to Clear Channel; that the boards were to have come down in the 1990's and the city litigated for years and then Clear Channel took to the position they were entitled to be classified as nonprofit. Council Members Johnson, Alvarado and Berry absent.

Council Member Noriega asked that Mr. Day continue; and Mr. Day stated that every lawyer he knew of said the conversion of the boards to nonprofit status and where Clear Channel allowed them to stay for years was simply wrong and they were not entitled to do it and if the city would simply pursue its legal remedies they could take them down; that they were convinced the amortization schedule worked and they did not think the deal was necessary with the relocation provision in it. Council Members Johnson, Alvarado and Berry absent.

Upon questions by Council Member Lawrence, Mr. Day stated that they were speaking of off premises billboards and only medium size; that under the proposal they were allowed to move them twice within a 20 year period and they would never be subject to amortization, they were never coming down and during the 20 years they could be moved about to thoroughfares currently without billboards; that this was a huge concession to Clear Channel which they did not believe was necessary and Clear Channel in the original proposal in 2004 did not ask for this relocation and the billboards could be for gentlemen's clubs, etc., anything they wanted on a billboard. Council Members Wiseman, Alvarado, Green and Berry absent.

Upon questions by Council Member Edwards, Mr. Day stated that there were many favorable aspects of the proposed agreement, however it was a terrible flaw and unwise to allow the billboards to relocate and Scenic Houston was pleading the city explore not allowing relocation. Council Members Wiseman, Alvarado, Green and Berry absent.

Council Member Edwards stated that on a point of personal privilege she wanted to acknowledge a newly elected Council Member for District D; that Ms. Yolanda Adams who was in the house and she would like her to be recognized. Council Members Wiseman, Alvarado, Green and Berry absent.

Upon questions by Council Member Brown, Mr. Day stated that the existing criteria in the Sign Code did not allow the sign on a residential street, it had to be on a thoroughfare, it needed to be in a zone which was 51% commercial, but they all knew the City of Houston had inadequate landuse regulations and he would guarantee the boards would be put out where the surrounding area would be violently opposed to it and the answer would come back that they met the criteria and there was nothing they could do and they felt this was a bad place to be, for the last 27 years it was no billboard construction and that was a better place to be than allowing them to be moved around in a "no zoned" city; that tightening this up was a second poor choice, if they really wanted to make it tight they should tell Clear Channel there would be no relocation of the boards. Council Members Johnson, Edwards, Wiseman, Garcia, Alvarado, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Holm stated that what was important at this point was to all hear and understand each other; that she appreciated the comment of a rolling billboard but they already had problems with rolling billboards and what they were talking about were billboards which would be relocated and she would like to keep the right language; that she felt it was clear with Scenic Houston they supported almost all the ordinance except for the relocation; and upon questions, Mr. Day stated that the issue was they would rather not have an agreement if this was the agreement, they were very proud of the progress of the Administration on sign regulation, if it meant more billboards they would be glad to consider that, instead of 466 maybe they could have a few more but no right to relocate, they vigorously felt relocating was unwise; and Council Member Holm stated that she felt all wanted a reduction of billboards in the city, but what she was hearing was they would rather forego the balance of the reduction in order to not have relocation; and Mr. Day stated that the reduction was 183 eight sheet billboards and they thought a modest number of medium size boards could be substituted and the net reduction would be more than the amortization schedule provided and it would be an excellent result for the city, but if pressed into a corner they would rather have the amortization schedule then the relocation, but there had to be middle ground here; and Council Member Holm stated that their goal would be to not relocate at all, they had picked spots they felt they could stay until time they had to relocate after losing their lease and that was where the option came in; and Mr. Day stated the way they read the agreement was the boards could be moved to improve visibility, windshield count, etc., if they wanted to talk about moving them only when they lost their lease they could talk about it, but that was not the deal; and Council Member Holm stated that the reason they were able to get to this low structure was because they identified spots they could stay for 20 years but they had to have ability to relocate. Council Members Johnson, Edwards, Wiseman, Green and Berry absent.

Mr. Carroll Shaddock, 2310 Underwood, Houston, Texas 77030 (713-226-1223) appeared and stated that he was founding chair of Scenic Houston, Scenic Texas and was chairman of Billboards Ltd. and had been fighting billboards since 1967, 40 years, and this was the darkest day in that 40 years; that he was dismayed at the proposal to start building new billboards in Houston, he appreciated the good intentions behind it, but not building new billboards was the cornerstone of their ordinance, what they were doing was giving 466 medallions for construction of new billboards, they could be constructed just about anywhere under existing standards and they should not be reconstructing new billboards anywhere; that they were going to be right back where they were; that there should be no building of new billboards and that should take priority over any concerns of billboard removals or they would be back where they were before 1980. Council Members Johnson, Edwards, Wiseman and Green absent.

Council Member Holm stated that her family had known Mr. Shaddock for many years and it hurt her for him to say this was the darkest day, she understood his passion and concern, however, when he said they would be back where they were before 1980 with new billboards did he see the numbers increasing; and Mr. Shaddock stated no, but it was they would be located to sites they had not been before, they should think of intrusion, visibility and impact on a community, the question was not how many billboards but where they were, most of the ones they were talking about were small and in out of the way locations developed many years ago, but they would see billboards taken down from remote locations where no one saw them and they would see new 42 foot billboards and it was not that it had to be more than 50% commercial which had been stated, but rather that for a block to be protected it had to be more than 51% residential and they did not count vacant property; and Council Member Holm stated that she understood he was saying they would be relocated into spots maybe they were not now but there would still be a significant reduction and she thought each person had the capacity to put their own restriction on their property so there were ways to control it; that in her mind this was so positive, but to her if there was a winner and a loser then it was not a good deal and she would tag this tomorrow, she felt they needed a week and all needed to understand, to get all information and working together come to a good conclusion. Council Members Edwards, Wiseman and Green absent.

Council Member Brown stated that he thought Mr. Shaddock was saying the city was always in transition and places once desirable locations for billboards 20 years ago were no longer desirable and there were newer places in upscale development with a lot of cars, etc., and those were new desirable locations and had no billboards because they had not allowed them to be constructed; and upon questions, Mr. Shaddock stated that was what he was saying and in some places people were even taking them down; and under the agreement there were 180 junior panels, little billboards which would be taken down right now which the current ordinance would not take down and with respect, otherwise it was a wash, all other billboards, many were required to be taken down in 1993 and had been sitting in defiance of the city since then and many since 1996 and since 1999 and all wooden ones were to be taken down in 2009, just two years off, and some in 2013 so they were getting an immediate take down, but if you did a weighted average on signs which should have already been taken down they should have all been taken down before now and that was history, but the future was this was not a settlement of a lawsuit, it was being called a settlement of a dispute, but this was 20 years of litigation and it was over, the city won and they should build no new billboards. Council Members Johnson, Wiseman and Green absent.

Ms. Candyce Rylander, 3029 Wroxtton, Houston, Texas 77005 (713-522-1230) appeared and stated that she was also representing Scenic Houston, she was on the board of the executive committee and she had worked on billboard or sign control since 1976 and worked actively on the passage of the 1980 ordinance and survey after survey noted citizens were against sign proliferation, the majority usually ran about 80 plus percent and she would like the average citizen to have opportunity to speak to this agreement; that they had created a generous amortization schedule of 32 years for all signs to come down by 2013 and no new billboard construction and over half of the 800 billboards should already be down if they had simply enforced the rule of law and if they would only have a net reduction of 183 signs and have an agreement which would last 20 years, 15 years beyond their existing ordinance she did not understand it, but if Council should vote for the new agreement at the very least each and every billboard which was to relocate should have a hearing and citizens have the right to speak rather than this massive lobby. Council Members Johnson, Wiseman, Lovell and Green absent.

Upon questions by Council Member Lawrence, Ms. Rylander stated that two things bothered her about this, one was the relocation because citizens were affected and second was

she did not understand the 20 year agreement when they now had an ordinance which would end things at 2013 and they are in eyesight, 5 years, of having a much cleaner city in terms of sign proliferation. Council Members Johnson, Wiseman, Lovell, Noriega and Green absent.

Mayor White stated that he felt they had heard some things of use here and during the next week he wanted to make sure they were communicating about what had been worked on for years; that he took it the reduction in the proposed agreement with Clear Channel would cover signs which were basically exempt from the city's ability to take them down under federal law; and upon questions, Ms. Rylander stated that she was not aware of that; and Mayor White stated that there was a category of signs covered by the existing ordinance which would be scheduled to come down in 2013 absent favorable litigation to Clear Channel in a lawsuit and there was another category of signs which would not come down by that date and one goal would be to take down more signs and the third thing was so they would have common information, they should share information and ask in writing and in person of friends for criteria that could be used to identify places where it would be the highest priority to remove billboards and they did get a set of priorities from what he thought was representative of Scenic Houston and that was one, Scenic Districts, two, Neighborhood Streets and they tried to do it because they did not want a situation where someone would say ...; that he did not want discrimination and he thought this week would allow them to see if they agreed or disagreed and if they agreed they could acknowledge if maybe they should change their course. Council Members Johnson, Wiseman, Lovell, Noriega and Green absent.

Council Member Holm stated that Ms. Rylander along with Mr. Day and Mr. Shaddock had worked long and hard, but as they went into this negotiated contract between the City of Houston and Clear Channel they sat down with leadership from Scenic Houston and asked for criteria, which the Mayor just recalled, and they recognized the significance they had always taken and three things came forward and Scenic Houston asked that they address removal in scenic districts and they did that and 43% of the boards in those districts were coming down in 180 days and the second thing they asked for was for the city to really look at neighborhood and local streets and 100% of the eight sheets were located primarily in those areas and they were all coming down so again they met that goal and third, they asked for highways and freeways and a paragraph was written recognizing some of those they would not have the capacity to take down and the fact of the matter was they were not talking about the great big bulletin billboards they were talking about eight sheets and thirty sheets of which the bulk of them were not on highways and freeways, but they were taking down 881 structures out of 1,347 and if they could enforce a judgment they would take down 660 structures and there was a difference of almost 200 boards and to be sure they were on the same page the mission of Scenic Houston was that they were to reduce billboard blight in the City of Houston but today she was hearing them say they would rather not reduce the blight if the balance was to allow a small remaining percentage to relocate two times in 20 years; and Ms. Rylander stated that she felt it needed further discussion because her greatest concern was allowing relocations without citizens having input on each one and she would like to see posthaste a scenic district for I-10 so they would not be relocated there. Council Members Johnson, Wiseman, Garcia, Noriega and Berry absent.

Council Member Clutterbuck stated that this was her only opportunity to ask the Mayor by posing the question here, but she felt it would be helpful for them to understand the perspective of the Administration as to why were they here to begin with, why did they choose to negotiate this and not just enforce their judgment and wait another six years; and Mayor White stated that in brief they had some objectives and limitations or constraints and the objective was to take down more billboards sooner, including those with federal protection, and the limits to do that were various laws including constitutional, federal and interpretation of prior ordinances of the Council and there was on and off premise signs and they needed to have clear understandings

of what the legal challenges to their abilities were in handicapping of those and the issue Council Member Holm was focused on was if they were to have someone take down billboards in scenic districts and neighborhoods that would not be required to be taken down was there any incentive to allow that to occur and the negotiation was essentially to permit a billboard to be located from one place to another subject to very important limits and those limits were defined in part by friends who they respected in an organization called Scenic Houston; that they knew they wanted them out of neighborhoods and scenic districts and wanted as many down as possible and the issue so they could propose it they were listening carefully, but they were hearing more billboards were better and if that was better maybe they did not need the incentive for relocation and the question was how many more and where should they be so that was the issue they were confronting and he thought the city's negotiations were handled extraordinarily ably and the idea Clear Channel was getting away with all sorts of things in the agreement that a good negotiator would not have, he could not think of a more thoroughly negotiated agreement than this within the City of Houston, but if someone said there should be more billboards and not worry about some of the 180 billboards and in return for more billboards eliminate the limited right to relocate not in a neighborhood or scenic district and only for a period of time then maybe that was something they should consider; and Ms. Rylander stated in that case she would ask that for any billboard relocation there be a hearing of the affected communities. Council Members Wiseman, Garcia and Berry absent.

Mr. Marty Ambrose, 13011 Holman, Houston, Texas 77004 (713-529-3589) appeared and stated that he was church administrator at First Evangelical Lutheran Church and they were the oldest Lutheran church in Houston; that in 2002 they were awarded historic landmark status by the State of Texas and earlier this year they decided to go after protected landmark status with the city and as the process went on they got approved in City Planning but it became evident the final approval would have to be at the congregational level and at that time the date of the meeting was set at December 16<sup>th</sup> and it became evident they may be able to get the vote in before it came up to Council, however, this morning he found out it was not to be and he was now asking the passage of the resolution, Agenda Item 24, be deferred until next week. Council Members Wiseman, Garcia and Berry absent.

Council Member Lovell stated that they could defer it or if it came up it could be tagged and that would give him time for their vote and if it came up she would be glad to tag it. Council Members Johnson, Wiseman, Garcia and Berry absent.

Mr. Jerry Brady, 827 E. Rogers, Houston, Texas 77022 (713-695-4321) appeared and stated that he was president of Liberty Cab Company, operating cabs in Houston since 1971, and he wanted to thank the F & A Department for their hard work, it was a good compromise; and today he was asking Council to support F & A in their decisions on Agenda Item 26 tomorrow. Council Members Johnson, Edwards, Wiseman, Garcia, Green and Berry absent.

Mr. Rudy Bruhns, 1406 Hays, Houston, Texas 77009 (713-222-7077) appeared and stated that the Greater Houston Transportation Company supported the ordinance changes proposed by F & A and they wanted to compliment them for considering all stakeholders; that all did not get what they wanted, but he would urge support of their recommendations. Council Members Johnson, Edwards, Wiseman, Garcia, Green and Berry absent.

Council Member Lawrence thanked Mr. Bruhns and Mr. Brady for all their work and stated it was hard to do a matrix and be fair to all and there was always some not pleased. Council Members Johnson, Edwards, Wiseman, Garcia, Green and Berry absent.

Mr. Michael Holt, 2425 Green Road #C2, Houston, Texas 77032 (281-832-8989) appeared and stated that he was also present to speak on Item 26, the taxicab issue, he

attended all workgroup meetings and supported overall the package put together, however, he did have a concern on Council Member Alvarado's amendment in the way it was being implemented, it seemed it was overburdened on the smallest companies and they would ask some idea be used to share the burden overall or allow the restriction to expire because it reduced his ability to compete against the limousines and shuttle buses; that they would just ask it be done fair, across the board. Council Members Johnson, Edwards, Wiseman, Garcia, Green and Berry absent.

Mr. Richard Cowan, 8155 Hartford, Houston, Texas 77017 (713-649-2000) appeared and stated that he was owner of City Cab and City Town Car and he was not in total agreement with Item 26 but could live with it; that his major problem was 46-18, he wanted to see more efficient vehicles for a cleaner city but the problem should be handled across the board without burden on the smallest companies; that he would have to have 26% of his vehicles under restriction for life and yet the biggest polluter with 1,400 cabs would only have a 2% restriction, it should be 10% of everyone; and urged a friendly amendment be made to make it fair to all. Mayor White, Council Members Edwards, Wiseman, Garcia, Lovell, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Mr. Gary Ocbayohannes, 7814 Vickijohn, Houston, Texas 77071 (713-446-8679) appeared and stated that he was president of Greater Houston Small Cab Company Owners Association and they represented about 80 companies which had been neglected by the F & A Department, they had no chance to be heard and they would appeal as the distribution process was unfair, instead of distributing by category big companies were the committee to distribute the permit and they took it to their pocket and the small companies, small drivers were not heard and they were asking for Council to revisit their decision which affected all those standing behind him. Mayor White, Council Members Edwards, Wiseman, Garcia, Green and Berry absent. Council Member Alvarado presiding.

Upon questions by Council Member Johnson, Mr. Ocbayohannes stated that none of the small companies here received permits for cabs and that was one-third of their association, not even one; that they were left off the list, Finance was to be for everyone but instead just called the big companies who sliced it up and put it in their pockets, small companies were not on the committee and they were the owners and the drivers; and Council Member Johnson stated that he wanted Mr. Ocbayohannes to provide him a list of those 80 companies. Mayor White, Council Members Edwards, Wiseman, Garcia, Lovell, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Mr. Archour Amari, 9803 Shive, Houston, Texas 77078 (713-298-1630) appeared and stated that he was vice president of Greater Small Cab Company Association and he had two points, the taskforce committee was held in F & A, there were 146 cab companies in Houston and out of those 117 had from one to three permits and out of all of those only 18 permits would be given and one big company could get 28 and that was totally unfair and they would like reissuance of distribution; that second the taskforce committee itself should be formed by all companies and smaller ones should have a chance to grow; and they appealed to all Council Members for reconsideration of distribution. Mayor White, Council Members Edwards, Wiseman, Garcia, Brown, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Mr. Joseph Kefmariam, 1618 Bighorn, Houston, Texas 77090 (281-893-9157) appeared and stated that he was treasurer of the association and they came before and a chart was issued to them showing a breakdown of distribution of licenses and the four or five upper entities received at least 28 per company and the 117 companies received one to three and the most fair would be to give each at least one permit; that what they were doing was completely

unfair and there was no incentive for small companies to grow; that he was told twice he would be notified, but never was and without being there how could he have argued about the unfair decision. Mayor White, Council Members Edwards, Wiseman, Garcia, Brown, Lovell, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Mr. Christopher Ofafor, 8802 Pecan Place, Houston, Texas 77071 (281-702-3160) appeared and stated that he had driven a taxi about 25 years and owned his own company, Discount Cab Company, about 11 years; that there was never a time when justice was done with issuance of medallions, why was he not called, there was a click of big guys who decided; and he would like Council to stop this and let them all sit together and talk about what it took to get a medallion, it used to take \$10,000 to get one and it took him 10 years to save the money to get ready for his application, he had to mortgage his home and then they change this. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Mr. Solomon Efrem, 4141 North Freeway, Houston, Texas 77022 (281-437-5971) appeared and stated that he was Central Cab Company president and owned 89 permits and was supporting the F & A Director's recommendations; that it was a fair recommendation and he would ask that they pass it tomorrow. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Brown, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Council Member Lawrence thanked all who came to speak and stated that she did not know if it would be tagged, but environmental issues needed to be looked at and F & A had put out an effort to be fair to all. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Brown, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Mr. Felix Onwuka, 9218 MacMillan, Houston, Texas 77083 (713-660-6349) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Brown, Green and Berry absent. Council Member Alvarado presiding. (NO QUORUM PRESENT)

Mr. Mesfin Ephrem, 25715 Arburlan, Katy, Texas 77494 (713-266-8014) appeared and stated that he was owner of Metro Cab Company and in support of the F & A recommendation. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Mr. Daniel Amare, 2646 South Loop West #250, Houston, Texas 77054 (713-294-3243) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Edwards, Wiseman, Holm, Garcia, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Mr. Mengistu Demessie, 7114 Hot Creek, Humble, Texas 77346 (713-649-4145) appeared and stated that he was owner of National Cab Company and in this business since 1982; that he had 36 permits and was present in support of the F & A recommendation; and urged a yes vote on the item tomorrow. Mayor White, Council Members Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Mr. Jonathan Bruce, 7880 San Felipe #111, Houston, Texas 77063 (713-782-6857) appeared and stated that he was the attorney for the Association they were just introduced to this afternoon; that their biggest concern was a system set up and every company with four or more permits were guaranteed additional permits in the next four years and any cab company

with three or less permits, which was about 50% of the cab companies in the City of Houston, were issued 18 in all to be in a lottery and they had about a 10% chance of getting another tag whereas all other cab companies were guaranteed to double their business; that it was inherently unfair because they were discriminating against small businesses; that the only fair way would be to make sure everyone had access to at least one permit and then whatever was left among companies, how was a small business to grow and why should the city favor big companies over small companies; that he knew they were on the eve of a vote, but this was acceptable to a lawsuit on whether it violated equal protection problems. Mayor White, Council Members Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Mr. Kelelaw Bekele, 9342 Eagle Creek Lane, Houston, Texas 77036 (713-541-6304) appeared and stated that he was a cab company owner and a member of the Greater Houston Small Cab Company Association; that he had one company and worked hard and saved money, but he did not get one permit and he and others deserved this; that the F & A decision was unfair and unjust and it should be equal for all; that only 18 would be distributed among many, they were only for the big company. Mayor White, Council Members Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Mr. Melaku Shumie, 10123 Glengate, Houston, Texas 77036 (281-704-7774) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Ms. Zeeba Paksima, 328 Asbury, Houston, Texas 77007 (713-392-8275) appeared, presented information and stated that her client, Mr. Shahbazian, was present with her and she would like him to speak with the last of her time, however, the packet she presented she would urge all to read as it had to do with minimum lot size at 803 Waverly, there were many misrepresentations and inaccuracies and questions in the application and she wanted Council to look into this and consider the procedure was not followed when processing the application and voting on it, there was at least one error on every single page; and urged Council look at this point by point and then oppose the application and disapprove it tomorrow. Mayor White, Council Members Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. ((NO QUORUM PRESENT)

Mr. Shahbazian, Ms. Paksima's client, appeared and stated that he was owner of the property and this was a controversy against him, he closed on the property on the 18th of May without any information or notice, without the seller letting him know an application would be placed to keep him from building and the owner knew what he was doing and on May 23rd the application was submitted. Mayor White, Council Members Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Council Member Garcia stated that he looked at her timeline and his staff responded to her on almost every point; that the application had gone through the process and the two of them had discussed it and she may not agree with it, but he did support the process in place and they leaned on them to scrutinize the process for or against such applications and he respected her being present; and Ms. Paksima stated that her contention was after looking through the process they would realize it was not followed, besides the inaccuracies. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Ms. Kay Crooker, 3711 San Felipe, Houston, Texas 77027 (713-621-4591) appeared and stated that she was present to urge Council to get the I-10 Scenic Corridor on the Agenda and to pass it; that she would implore them to do so as it was the right thing for Houston and the right thing to do now, it would be visual clutter and blight if they did not. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Lovell, Ms. Crooker stated that she would like the city to transcend economic interests to implement the idea which they would articulate, if not they failed the test. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Council Member Lawrence thanked Ms. Crooker for her tireless hours and her passion. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Ms. Denise Unkefer, 5419 Carew, Houston, Texas 77096 (713-667-1881) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado, Brown, Green and Berry absent. Council Member Lawrence presiding. (NO QUORUM PRESENT)

Ms. Victoria Chen, 2207 Heathgreen, Houston, Texas 77062 (713-935-3792) appeared and stated that there was a large Asian community in the Houston area and she wanted to bring to Houston's attention and help citizens understand the Nanking massacre, it was an important event in WWII history, it occurred in the China city of Nanking 70 years; that the Japanese military had invaded the city and in six weeks had raped and slaughtered 300,000 civilians and unlike the Jewish holocaust this Chinese holocaust had long been unknown to the western world and the Japanese government had never truly embraced their own wartime past and sincerity as the German government and avoiding repetition of the past began by acknowledging it in the present and an upcoming movie Nanking would explain more. Mayor White, Council Members Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Lawrence presiding.

Ms. Michellie Harris, 12731 Braewood Glen, Houston, Texas 77072 (832-876-0339) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Lawrence presiding.

Mr. Jason Look, 15335 Park Row #2713, Houston, Texas 77084 (281-216-3053) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Lawrence presiding.

Mr. Stephen Casillas, 226 Tallant, Houston, Texas 77076 (281-826-4666) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Lawrence presiding.

Mr. Howard Middleton, 1011 Creekmont, Houston, Texas 77091 (713-682-1011) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Lawrence presiding.

Mr. Willie Drew, P. O. Box 680946, Houston, Texas 77268 (713-232-0354) appeared, presented information and stated that he was bringing to Council's attention a proposal he had been working on for the last two years; that he was in law enforcement in the community of multifamily, he started working in the southeast Sunnyside community with apartment complex owners, they provided security, and as they did this he found there was a great need for other social services and support and he came up with a project to acquire one of the multifamily complexes in the area and applied through the City of Houston Housing and Community Development Department, however, the Housing Department was going through turmoil with HUD; he dealt with four different directors on this project and it had come to a stall; that today he was asking for help, he felt it could be a great and vital project to the community with its law enforcement presence, they would provide social service and social support and it could be duplicated throughout the city; that in the packet was a letter of support from the civic club in the area and if they could acquire the project they could bring in resources, such as money, to the community and help them not just with one complex but for all and better the community; and again asked for Council's support. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Edwards, Mr. Drew stated that this was on Selinsky in Sunnyside; that this project was on the border of her district and Council Member Wiseman's district; that it had gone through Housing, was published and then ran into roadblocks; that they had support of Mr. Wilson when he was director; and Council Member Edwards stated that she would like to speak to him later. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado, Lovell, Green and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Council Member Garcia stated that all of what he had seen brought before him was the right attitude to do the right thing and it was properties always complained about and he was hopeful with the time Council Member Edwards's had left; that he did have his support and he was not sure why his project or application had not moved forward, however, he would do what he could; and Mr. Drew stated that he knew Housing was under challenges but would like to press forward, they would be held accountable with what they did with the funds and he would like to go forward; that he started in 2005; and Council Member Edwards stated that she had no conversation with him and she would like him to contact her office and she would get people together and find out what the problems were. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado, Lovell, Green and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Dr. Abdel Fustok, 4126 Southwest Freeway #1030, Houston, Texas 77027 (713-621-2950) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Ms. Wanda McClelland, 1221 McKinney #3240, Houston, Texas 77010 (713-471-0157) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado, Green and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Mr. Christobal Hinojosa, 810 McDaniel, Houston, Texas 77022 (713-742-5458) appeared and stated that they had come several times on the same issue, METRO rail, and the lies of METRO had been co averting the position of the Northside neighborhood of rejecting the rail; that even the federal government rejected the financial aid to METRO until they investigated several abnormalities of the METRO administration; that in talking with people in the city they were told there were problems with gas lines downtown and there were several explosions which took many lives in Guadalajara, Mexico and they did not want that here and would like the issue to continue to be discussed and also wanted a meeting with Mayor White. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado and Berry absent. Council Member Edwards presiding.

Upon questions by Council Member Edwards, Mr. Hinojosa stated that he was asking Council to get a meeting between METRO and his group; and Council Member Edwards stated that she would suggest they start with the District Council Member to be their front person and then would suggest talking with Mr. Steve Brown at METRO; that the city did not govern METRO. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado and Berry absent. Council Member Edwards presiding.

Council Member Garcia thanked Mr. Hinojosa for coming and for continuing to engage in the process; that he knew he had several discussions with METRO and he was doing the right things to bring attention to his concerns and he did listen to his concerns, they simply disagreed, but they would continue to talk; that his perspective was to make sure the concerns did not become reality and as METRO moved forward he wanted to make sure concerns of safety and opportunities there for businesses continued; and though some were against it some were for it and he thanked all those who worked and continued to engage Council on the issue. Mayor White, Council Members Lawrence, Wiseman, Holm, Alvarado and Berry absent. Council Member Edwards presiding.

Ms. Estella Jimenez, 1307 Brooks, Houston, Texas 77009 (832-309-6084) appeared with a translator who stated that again she was present regarding METRO on the Northside; that when a project was full of lies it should not proceed and she was glad the federal government had not passed it; that she wanted to know where Council Member Garcia and Mayor White were when METRO lied to the community; that in a flyer dated 2003 METRO stated the line would be run through and it stated there could be no amendments or changes from the decision of the voters, in the book they lied about 150 public meetings as the meetings did not occur and that was why they deserved an explanation from Council Member Garcia and Mayor White. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Mr. Ron Robles, 2323 N. Main, Houston, Texas 77004 (713-227-7608) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Mr. James Wright, P. O. Box 1972, Houston, Texas 77357 (832-646-5497) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Ms. Madgelean Bush, 3315 Simon, Houston, Texas 77004 (713-651-1530) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

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. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Ms. Sharon Christopher, 7111 Beehnut #123, Houston, Texas 77074 (832-245-3586) appeared and stated that her child committed a felony and sent to prison for 365 days and she had four children who suffered, her charge was abandonment and endangerment, however, she saw all the time on the news where people left their children and went to other places and it brought her to tears as her child served time and her children suffered, she could not get an apartment because they did not accept those with felonies and they all moved from place to place and she as asking someone to look into her family and help them, her grandchildren need help. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Council Member Edwards thanked Ms. Christopher for coming. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Mr. Luis Medoza, 3130 S. rice Avenue, Houston, Texas 77056 (713-409-8768) appeared and stated that his problem was he was a resident near the Galleria and he and his neighbor had problems for four years now; that he contacted several people under the Mayor and only Ms. Barbara Haight had tried to help; that his neighbor did not take care of his yard and harbored animals such as possums and rats and he did not deserve that type of life, he paid almost \$12,000 in property taxes and two blocks from the Galleria and he could not get help. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Edwards, Mr. Medoza stated that his neighbor did not live like a reasonable person, he did not take care of his backyard; he was breaking the law and jeopardizing his family; and Council Member Edwards stated that she would like him to speak with Mr. Davis and see how the city could intervene. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Council Member Clutterbuck stated that sometimes it took constituents to come to Council and bring to the entire city's attention such a matter; that her office had been working with Neighborhood Protection because he did have a situation, people from her office had been out to visit, however, they had trouble getting Neighborhood Protection out to respond, it was a health hazard and it was within the city's jurisdiction to cite it, it was similar to a situation another neighborhood in her district had and eventually Neighborhood Protection had to go in and bulldoze but that was not without a lot of effort; and Mr. Medoza stated that Angela Dodson was the chief inspector for Neighborhood Protection and almost three months ago she said she would give citations to the owner but now nothing still had not happened so he did not know what kind of citations; and Council Member Edwards stated that he would be referred to Ms. Valdez, director of Citizen's Assistance for the Mayor and she would see what could be done to assist him. Mayor White, Council Members Lawrence, Johnson, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

Ms. Julie Pettit, 524 West 17th Street, Houston, Texas 77008 (713-526-1501) had reserved time to speak but was not present when her name was called. Mayor White, Council

Members Lawrence, Johnson, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

At 4:40 p.m. City Council recessed until 9:00 a.m., Wednesday, December 12, 2007. Council Member Khan out of the city on personal business. Mayor White, Council Members Lawrence, Johnson, Wiseman, Holm, Garcia, Alvarado, Brown and Berry absent. Council Member Edwards presiding. (NO QUORUM PRESENT)

City Council Chamber, City Hall, Wednesday, December 12, 2007

The Houston City Council reconvened at 9:00 a.m. Wednesday, December 12, 2007 with Mayor Bill White presiding and with Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Ada Edwards, Addie Wiseman, Pam Holm, Adrian Garcia, Carol Alvarado, Peter Brown, Sue Lovell, Melissa Noriega and Ronald C. Green; Mr. Anthony Hall, Chief Administrative Office, Mayor's Office; Mr. Arturo Michel, City Attorney; Mr. Terence H. Fontaine, Deputy Chief of Staff for Operations; Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo, Assistant Agenda Director, present. Council Member M. J. Khan, P. E. out of the city on personal business. Council Member Michael Berry absent.

At 8:23 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:28 a.m. Mayor White called the meeting to order. Council Members Johnson, Clutterbuck and Lovell absent.

### **MAYOR'S REPORT**

Mayor White stated that his report was neither advocacy nor briefing and he needed the Council's help as he was asking for Council Members advise in an organized fashion, he wanted it done publicly and the topic was billboards; that he wanted to increase quality of life in neighborhoods in a number of ways and one was reducing blight of the proliferation of billboards and this had widespread public support; that they began in 2004 working towards that goal and the objectives were straight forward, they wanted fewer billboards and wanted them taken down sooner rather than later and wanted to do so within the law so it would not result in judgments against the City of Houston or long legal battles and there were certain areas where there were limits upon the city to remove them, the most notable was the large billboards along freeways as well as those along major thoroughfares with federal funding and there were also limits to what they could do to the extent from time to time billboards may need to be relocated from construction and when that occurred under certain circumstances the billboard owner may need to be compensated for the present value of earnings of the billboard unless there was a suitable and equivalent site to relocate; that the medium and small billboards which proliferated along major thoroughfares and neighborhoods had over 90% of them owned by one company which was Clear Channel Communications and some of those smaller boards were concentrated in mature, middleclass neighborhoods and neighborhoods where people were struggling to get by and that was in large part as a result of the fact there was a limited demand for such billboards, people did not pay that much for them, and they tended to be where land was cheaper and so a disproportionate number of that blight occurred in areas where the household income was middle or below; that it was not of any instance of Clear Channel but because of bull in the china shop tactics including mention of the fact they were going to sue Clear Channel again that they began negotiations at the city's instance with this particular company and they began in 2004; that the goals were to have fewer billboards and have them taken down faster; that this was where he wanted Council's judgment, he would pose an issue and state objectively the two sides of the issue and the issue was they could take down a lot more billboards than what would come down in any interpretation of law and without legal challenge, which they might lose, if there was limited and

circumscribed ability to relocate some of them or they could have more billboards with no right to relocation and then it was a matter of degree; that what was not an issue was whether or not the whole team they had working on this for many years, if they were tougher, smarter, more diligent, etc., they could have gotten many down and avoided relocation, that was not an issue, it was not an option; that this had all characteristics of well and hard negotiation, it was also true that Clear Channel Communications would not do something that had a substantial loss of revenue or income to its shareholders without some benefit of some nature; that they could proceed with the current agreement and take down two-thirds of the small and medium side boards with limited rights to relocate some of those remaining and the limits posed on the relocation were that they could not be relocated in a scenic district or into neighborhood streets were many now existed; that those were made priorities as over a period of 24 months by requests those were made priorities; that they did not say if a billboard was taken down in a low income neighborhood they could not put it near high income residence because they would show up at a hearing and protest; that Clear Channel did convert a number of its boards to noncommercial purposes, about 150 to 200, they would already have to come down under the ordinance, but they converted them to noncommercial purposes and if the city was to take down billboards for churches, etc., there would be challenges to that and that could entail cost and a wide range of issues including premise as well as off premise signs so they wanted the boards taken down as well as boards taken down where they had no legal right to take them down because they were federally protected; and for that reason what was why removing two-thirds of the boards permanently and then after a period of 20 years retaining all options the city may have concerning billboard removal decades from now and why they thought this was a significant improvement and made good on commitments made by he and Council to take down more and sooner; that it was not that billboards would have wheels or that they would be located on the most high property value in the city but it was true some would be moved from places to places they currently did not exist so long as it was not scenic districts or neighborhood streets and when there was a new billboard there would be people who would not like it there; and stated to Council Member Holm that he would like her to...the agreement they reached would take down about 180 more than they possibly could because of protected status and for the remainder it would remove the ability of Clear Channel to move them to some noncommercial purposes and keep them up, but they would have some limited right of relocation so the choices were more billboards with no right of relocation, hundreds more, or fewer without a right of relocation and to summarize he did not think one or two voices should dictate policy for the City of Houston and he thought all of Council could help with the choice and finally they had a lot of work to do with on premise signs which could be a blight and he relied on Council Member Holm heavily because he found she was the most knowledgeable in the city about aspects of this particular issue; that he thought they were ready to move to another topic if they decided they wanted more rather than less billboards with no right of relocation and that was why their judgment was needed on the direction by which they should proceed.

Mayor White called on Council Member Holm who stated that he defined this well, when they went into the process there was a clearly defined goal to reduce billboards and there were legitimate concerns asked and that was what the Mayor was asking of them, if the goal was to take down a certain size billboard there was not a better deal that could be reached, but some were concerned about the ability to relocate, but the sites they may be relocated to would be new but they were not new boards, the 466 remaining out of 1,3047 were all permitted before 1980 and the goal of the agreement were to take down as many as they could and only 466 could exist for 20 years so this company could economically get the return they needed to keep their business operational; that relocation was costly and they had to give the city \$100,000 for bond money for every board so sites they chose for the remaining 466 were sites they hoped to keep for that remaining 20 years; that many wanted to know the streets they would be placed on and the list would be published and presented to all officially approximately 15 days after the agreement.

After further discussion Council proceeded to consider the Agenda.

Council Member Holm moved to suspend the rules to consider Item Numbers 46 and 46a out of order, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1210 ADOPTED.

Council Member Alvarado moved to suspend the rules to consider Item Numbers 26, 64 and 41 out of order, seconded by Council Member Green. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1211 ADOPTED.

46. ORDINANCE approving and authorizing a Compromise and Settlement Agreement between the City of Houston and **CLEAR CHANNEL OUTDOOR, INC.** to settle outstanding disputes and controversies; making various findings and provisions relating to the subject - was presented, and tagged by Council Members Holm, Lawrence, Green, Edwards, Clutterbuck and Brown.

46a. ORDINANCE amending the City of Houston Sign Code (Chapter 46 of the Building Code, Houston, Texas) relating to reduction of the number of Off-Premise Signs; containing other provisions relating to the foregoing subject; providing for severability; providing a penalty; providing for enforcement; providing an effective date - was presented, and tagged by Council Members Holm, Lawrence, Green, Edwards, Clutterbuck and Brown.

26. ORDINANCE **AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to vehicles for hire; declaring certain conduct to be unlawful and providing penalties therefor; addressing the grouping, allocation, and subsequent distribution of 211 taxicab permits originally calculated to be distributed in 2007 pursuant to the taxicab permit issuance process; amending various provisions of Article II, Chapter 46, relating to the issuance of taxicab permits; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability – was presented. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1419 ADOPTED.

Members of Council recognized the work of Council Member Lawrence through her committee and Council Member Edwards stated that they had to figure out a way for people to have an understanding of what they were trying to do and not trying to squeeze them out, and Council Member Alvarado recognized the people from the cab industry who were present in the audience and thanked them for agreeing to help Houston be a greener City; and Council Member Garcia stated that he wanted the industry to continue to keep in mind that the City was trying to deal with their interest they were also asking them to deal with the public's interest, especially those that were physically disabled. Council Members Lawrence and Holm absent.

Council Member Alvarado stated that when she moved to consider Item No. 41 out of order she failed to include Item Numbers 40 and 40a and asked that Item No. 40 and 40a be included with Item No. 41, and Mayor White stated that if there was no objection it was so ordered.

64. ORDINANCE approving and authorizing first amendment to Lease Agreement between, **HOUSTON AQUARIUM, INC.**, as tenant ("Tenant"), and the City of Houston, Texas, as landlord (the "City"), consisting of 0.4383 (19,092 square feet) of land, formerly known as the Fire Alarm Building, Houston, Harris County, Texas, for redevelopment as an entertainment, retail, education, exhibit and/or restaurant use facility - Revenue - **DISTRICT I – ALVARADO – (This was Item 38 on Agenda of December 5, 2007, TAGGED BY COUNCIL MEMBER HOLM)** – was presented. All voting aye. Nays none.

Council Member Khan out of the city on personal business. Council Member Berry absent. Council Members Lawrence and Holm absent. ORDINANCE 2007-1420 ADOPTED.

41. ORDINANCE amending Ordinance No. 2007-0736 relating to the fiscal affairs of the Main Street/Market Square Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON, TEXAS (MAIN STREET/MARKET SQUARE ZONE)**; approving a second amendment of the Fiscal Year 2008 Operating Budget for the Authority - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1421 ADOPTED.
40. ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON, TEXAS, (MAIN STREET/MARKET SQUARE ZONE) - DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1422 ADOPTED.
- 40a. ORDINANCE approving a Fourth Amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON, TEXAS (MAIN STREET/MARKET SQUARE ZONE)**; authorizing the City Secretary to distribute such plans; determining the portion of tax increment the City will pay from the area annexed into the zone – was presented. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1423 ADOPTED.

At 10:53 Mayor White stated that they were ready for the consent agenda.

**CONSENT AGENDA NUMBERS 1 through 61**

**MISCELLANEOUS** - NUMBERS 1 through 9

1. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON CONVENTION CENTER HOTEL CORPORATION BOARD OF DIRECTORS**:
  - Position One - **MR. JOE TING**, reappointment, for a term to expire 12/31/09
  - Position Two - **DR. JUDITH CRAVEN**, reappointment, for a term to expire 12/31/09
  - Position Three - **MS. NICOLE C. WEST**, reappointment, for a term to expire 12/31/09
  - Position Four - **MR. RICHARD J. CAMPO**, reappointment, for a term to expire 12/31/09, and to serve as Chair for a term to expire 12/31/07 as well as for a term to commence on 1/1/08 and expire on 12/31/09
  - Position Five - **MR. DAVID L. SOLOMON**, reappointment, for a term to expire 12/31/09
  - Position Six - **MR. CHARLES L. DRAYDEN**, reappointment, for a term to expire 12/31/09
  - Position Eight - **MR. MOEZ S. MANGALJI**, appointment, for a term to expire 12/31/09
  - Position Nine - **MR. GREGORY J. ARMSTRONG**, reappointment, for a term to expire 12/31/09

- was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1212 ADOPTED.

2. REQUEST from Mayor for confirmation of the appointment of **MS. BRENDA STARDIG PATRICK** to Position Four of the **REINVESTMENT ZONE NUMBER SEVENTEEN (MEMORIAL CITY), CITY OF HOUSTON, TEXAS, BOARD OF DIRECTORS**, for a term to expire July 20, 2008 - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1213 ADOPTED.
4. RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreements between **HARRIS COUNTY** and fifty-eight (58) different Civic Organizations for law enforcement services of Constable Precincts 1, 4, 5, 7 as well as the Sheriff of Harris County - **DISTRICTS A - LAWRENCE; B - JOHNSON; C - CLUTTERBUCK; D - EDWARDS; E - WISEMAN; F - KHAN; G - HOLM and H - GARCIA** - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1214 ADOPTED.
5. 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 Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1215 ADOPTED.
6. RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **EAST END IMPROVEMENT CORPORATION** for law enforcement services of one (1) lieutenant, (1) sergeant and (18) deputies from Harris County Constable Precinct 6 - **DISTRICT I - ALVARADO** - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1216 ADOPTED.
7. RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **HOUSTON HOUSING RESOURCE, INC** for law enforcement services of one (1) lieutenant and (6) deputies from Harris County Constable Precinct 6 **DISTRICTS B - JOHNSON; H - GARCIA and I - ALVARADO** - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1217 ADOPTED.
8. RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **OAKS OF INWOOD CIVIC ASSOCIATION** for law enforcement services of one (1) deputy from Harris County Constable Precinct 1 - **DISTRICTS A - LAWRENCE and B - JOHNSON** - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1218 ADOPTED.

9. RECOMMENDATION from Director Department of Public Works & Engineering for approval of the 2008 Operations and Maintenance Budget for the **LAKE HOUSTON FACILITY PROJECT** operated by the **COASTAL WATER AUTHORITY** - \$2,581,293.00 - Enterprise Fund - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1219 ADOPTED.

**ACCEPT WORK** - NUMBERS 10 through 13

10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,620,548.50 and acceptance of work on contract with **ACM CONTRACTORS, INC** for Street and Traffic Enhancements for Near Northside, Phase I (North of Quitman), WBS N-000774-0001-4 - 5.75% under the original contract amount **DISTRICT H - GARCIA** - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1220 ADOPTED.
11. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,387,224.45 and acceptance of work on contract with **ACM CONTRACTORS, INC** for Awty School Lane from North Post Oak Road to HCFCD Unit W137-00-00, WBS N-000755-0001-4 - 8.16% over the original contract amount - **DISTRICT A - LAWRENCE** - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1221 ADOPTED.
12. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$734,092.34 and acceptance of work on contract with **CHIEF SOLUTIONS, INC formerly known as CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation, WBS R-000266-00B5-4 3.36% over the original contract amount - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1222 ADOPTED.
13. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$441,551.10 and acceptance of work on contract with **R. J. CONSTRUCTION COMPANY, INC** for Synott No. 2 Lift Station Rehabilitation, WBS R-000267-0085-4 - 7.04% under the original contract amount - **DISTRICT G - HOLM** - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1223 ADOPTED.

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 14 through 22

14. **FRAZER, LTD.**, for spending authority for Ambulance Module Refurbishing and Repair Services through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for the Houston Fire Department - \$100,000.00 - General Fund - was presented, moved by Council Member Alvarado, seconded by Council Member Garcia. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan

out of the city on personal business. Council Member Berry absent. MOTION 2007-1224 ADOPTED.

15. ORDINANCE appropriating \$132,690.09 out of General Improvements Consolidated Construction Fund for Purchase of Office Furniture for Department of Health and Human Services, WBS D-000079-0001-5 - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1424 ADOPTED.
- 15a. **CONTRACT RESOURCE GROUP, LLC** for Office Furniture from the State of Texas Building and Procurement Commission's Contract for Department of Health and Human Services - \$78,628.07 - was presented, moved by Council Member Alvarado, seconded by Council Member Garcia. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1225 ADOPTED.
17. ORDINANCE appropriating \$160,000.00 out of Equipment Acquisition Consolidated Fund for Purchase of Hardware and Software Licenses for Upgrade and Replacement of the Voice Recording System for Houston Emergency Center - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1425 ADOPTED.
- 17a. **NICE SYSTEMS, INC** for Hardware and Software Licenses through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Houston Emergency Center \$586,065.00 - Houston Emergency Center and Greater Harris County 911 Funds - was presented, moved by Council Member Alvarado, seconded by Council Member Garcia. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1226 ADOPTED.
18. **RUSH EQUIPMENT CENTERS OF TEXAS, INC** for Equipment Trailers through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Parks & Recreation and Public Works & Engineering Departments - \$272,252.94 - Park Special Revenue and Enterprise Funds - was presented, moved by Council Member Alvarado, seconded by Council Member Garcia. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1227 ADOPTED.
19. **RUSH EQUIPMENT CENTERS OF TEXAS, INC** for Backhoe Loaders through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Department of Public Works & Engineering - \$734,395.00 - Enterprise Fund - was presented, moved by Council Member Alvarado, seconded by Council Member Garcia. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1228 ADOPTED.
21. ORDINANCE appropriating \$412,636.00 out of Reimbursement of Equipment/Projects Fund for Purchase of Heavy Duty Refuse Trucks for Solid Waste Management Department - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1426 ADOPTED.
- 21a. **RUSH TRUCK CENTERS OF TEXAS, L.P.** - \$230,520.64 and **MCNEILUS TRUCK AND MANUFACTURING** - \$182,115.36 for Automatic Side-Loader Refuse Trucks through the

Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Solid Waste Management Department - was presented, moved by Council Member Alvarado, seconded by Council Member Garcia. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1229 ADOPTED.

22. **INTERNATIONAL TRUCKS OF HOUSTON** for Automotive, International Truck Gas/Diesel Replacement Parts and Repair Services for Various Departments - \$625,511.00 - General and Fleet Management Funds - was presented, moved by Council Member Alvarado, seconded by Council Member Garcia. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. MOTION 2007-1230 ADOPTED.

**RESOLUTIONS AND ORDINANCES** - NUMBERS 23 through 61

23. RESOLUTION authorizing City of Houston Industrial Development Corporation Senior Air Cargo Special Facility Revenue Refunding Bonds, Series 2008 and Senior Air Cargo Special Facility Revenue Bonds, Series 2008 (Cargo Acquisition Companies Obligated Group II); a financing agreement; a trust indenture; and other matters in connection therewith - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. RESOLUTION 2007-0046 ADOPTED.
27. ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2007-48 by adding five (5) Master Identification Officer Positions, One (1) Senior Identification Officer Position and by deleting one (1) Deputy Administrator, ID Division Position; substituting the amended exhibit as part of the current Police Department Classified Personnel Ordinance - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1427 ADOPTED.
28. ORDINANCE authorizing the sale of 0.9860 acre of land (803 Ennis Street; Parcel SY7-017) out of the James Wells Survey, A-832, Houston, Harris County, Texas, and improvements, thereon, to the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS**; approving purchase and sale agreement with the Metropolitan Transit Authority of Harris County, Texas \$730,000.00 - Revenue - **DISTRICT I - ALVARADO** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1428 ADOPTED.
29. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 1912 Bellmeade Road in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1429 ADOPTED.
30. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 2121 Brentwood Drive in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan

out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1430 ADOPTED.

31. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 2117 Chilton Road in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1431 ADOPTED.
32. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 24 Courtlandt Place in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT D - EDWARDS** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1432 ADOPTED.
33. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 3325 Inwood Drive in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1433 ADOPTED.
34. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 3376 Inwood Drive in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1434 ADOPTED.
35. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 3379 Inwood Drive in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1435 ADOPTED.
36. ORDINANCE providing for an ad valorem tax exemption on a historical site located at 1400 South Boulevard in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemption and the recapture of taxes upon the occurrence of stated events - **DISTRICT C - CLUTTERBUCK** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1436 ADOPTED.
38. ORDINANCE consenting to the addition of 6.7733 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district - was

presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1437 ADOPTED.

39. ORDINANCE establishing the south side of the 600 block of West Main Street within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT D - EDWARDS** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1438 ADOPTED.
43. ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS, (FOURTH WARD ZONE) - DISTRICTS D - EDWARDS and I - ALVARADO** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1439 ADOPTED.
- 43a. ORDINANCE approving an amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS (FOURTH WARD ZONE)**; authorizing the City Secretary to distribute such plans; determining the portion of tax increment the City will pay from the area annexed into the zone - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1440 ADOPTED.
44. ORDINANCE enlarging the boundaries of **REINVESTMENT ZONE NUMBER FIFTEEN, CITY OF HOUSTON, TEXAS, (EAST DOWNTOWN ZONE - DISTRICTS H - GARCIA and I - ALVARADO** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1441 ADOPTED.
45. ORDINANCE amending City of Houston Ordinance No. 2007-648, passed on June 12, 2007 which approved and authorized the submission of the 2007 Consolidated Plan and the grant application for the 33rd Program Year Community Development Block Grant ("CDBG") Program and the Home Investment Partnerships ("HOME") Program, among others, to the United States Department of Housing and Urban Development - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1442 ADOPTED.
47. ORDINANCE appropriating \$2,540,000.00 out of Fire Consolidated Construction Fund to the In-House Renovation Revolving Fund for Renovation/Reconstruction of various City Facilities for the Houston Fire Department, WBS C-000122-0006-4 - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1443 ADOPTED.
48. ORDINANCE approving and authorizing Interlocal Agreement between the City and **HARRIS COUNTY** under the FY2007 Technology Program Grant from the US Department of Justice's Community Oriented Policing Services (COPS) Technology Program; authorizing and approving the award of \$1,126,893.75 to Harris County by the City from the City's allocation through this grant program - was presented. All voting aye. Nays

none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1444 ADOPTED.

49. ORDINANCE approving and authorizing Interlocal Agreement between the City and **HARRIS COUNTY** under the 2007 Byrne Memorial Justice Assistance Grant (JAG) Program for the support of a broad range of activities to prevent and control crime - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1445 ADOPTED.
50. ORDINANCE approving and authorizing the third amendment to contract #C52180 between the City of Houston and **ELECTRONIC DATA SYSTEMS CORPORATION** for Alarm Tracking, Billing and Collection Services for the Houston Police Department - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1446 ADOPTED.
52. ORDINANCE amending Ordinance No. 2004-0526 which approved contract between the City of Houston and **ePLUS DOCUMENT SYSTEMS, INC** for Computer Software Maintenance and Support Services Agreement for the Public Works & Engineering Department to increase the maximum contract amount - \$96,398.13 - Building Inspection Fund - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1447 ADOPTED.
53. ORDINANCE amending Ordinance No. 2006-954 to increase the maximum contract amount and approving and authorizing the first amendment to contract #4600006081 between the City of Houston and **IDEA INTEGRATION CORPORATION** for Field Access to Storm Water Quality Management Information System for the Public Works & Engineering Department; providing a maximum contract amount - \$171,954.00 - Storm Water Fund - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1448 ADOPTED.
54. ORDINANCE amending Ordinance Number 79-747 to correct Items No. 8 and No. 51 to reflect no assessment, as the Restricted Single-Family Residences that rear-abut Wirt Road and Single-Family Residences side-abutting Hammerly Boulevard received no benefit from this project **DISTRICT A - LAWRENCE** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1449 ADOPTED.
56. ORDINANCE appropriating \$150,000.00 out of Drainage Improvements Commercial Paper Series F, Fund No. 4030 as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **OMEGA ENGINEERS, INC** for Negotiated Work Orders for Study of Storm Drainage Systems (approved by Ordinance No. 05-0391), WBS M-000126-00S4-3; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvements Commercial Paper Series F, Fund No. 4030 - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1450 ADOPTED.
58. ORDINANCE appropriating \$180,000.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for Professional Engineering Services

Contract between the City of Houston and **BROWN & GAY ENGINEERS, INC** for Design of Westway, Homestead and Chocolate Bayou Wastewater Treatment Plant Improvements (approved by Ordinance No. 04-0708), WBS R-000265-0031-3; providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Funds **DISTRICTS A - LAWRENCE; B - JOHNSON and D - EDWARDS** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1451 ADOPTED.

60. ORDINANCE appropriating \$2,047,000.00 out of Drainage Improvement Commercial Paper Series F Fund; awarding contract to **CONRAD CONSTRUCTION CO., LTD** for Kirkwyn/Sagemont Drainage Improvements, WBS M-000266-0001-4; 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 Drainage Improvement Commercial Paper Series F Fund - **DISTRICT E - WISEMAN** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1452 ADOPTED.
61. ORDINANCE appropriating \$2,758,500.00 out of Water and Sewer System Consolidated Construction Fund; awarding contract to **GEORGE & EZZELL, INC** for Berkley Lift Station Rehabilitation and Force Main Extension, WBS R-000267-00F6-4; 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 and Sewer System Consolidated Construction Fund **DISTRICT I - ALVARADO** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. ORDINANCE 2007-1453 ADOPTED.

**MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:**

**MISCELLANEOUS**

3. RECOMMENDATION from Director Finance & Administration Department for the transfer of \$25 million from the General Fund balance as follows:
  - \$5 million to the Police budget for additional overtime cost
  - \$500,000 to the Fire Department for "Ask A Nurse Program"
  - \$6 million to the Internal Service Fund for Public Safety Equipment
  - \$13.5 million to Debt Service Fund- was presented, and tagged by Council Member Garcia. Council Member Holm absent.

Council Member Garcia stated that he had asked for some detail and some of the allocation given the issues that they had discussed regarding scrap and truck enforcement and that was the reason he wanted to tag the item. Council Member Holm absent.

**PURCHASING AND TABULATION OF BIDS**

16. **SOUNDS & CREATIONS, INC** for Promotional Items for the State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for Health and Human Services Department - \$81,140.00 - Grant Fund – was

presented, moved by Council Member Alvarado, seconded by Council Member Alvarado. Council Member Wiseman voting no, balance voting aye. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. MOTION 2007-1231 ADOPTED.

20. **DX TERMINALS, LTD.** for Chemical, Caustic Soda for Department of Public Works & Engineering \$17,046,724.00 minus a commission fee for Internet-based reverse auction services under contract with the Texas Procurement Center, LLC, for a net award amount not to exceed \$17,026,724.00 and approve payment of \$715,839.95 to **ALTIVIA CORPORATION** for Emergency Purchase of Caustic Soda for on-going requirements prior to award - Enterprise Fund – was presented, moved by Council Member Garcia, seconded by Council Member Lawrence. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. MOTION 2007-1232 ADOPTED.

### **RESOLUTIONS AND ORDINANCES**

24. RESOLUTION designating a certain property within the City of Houston as a landmark and a protected landmark - **DISTRICT I – ALVARADO**  
First Evangelical Lutheran Church at 1311 Holman Rd  
– was presented and tagged by Council Member Lovell. Council Member Holm absent.

25. RESOLUTION designating certain properties within the City of Houston as historic landmarks:

Buhmann-Fleming House	1928 Larchmont Road	<b><u>DISTRICT G - HOLM</u></b>
William and Edna Bowles House	2 West 11th Place	<b><u>DISTRICT C - CLUTTERBUCK</u></b>
Brown-Melcher House	13 Tiel Way	<b><u>DISTRICT G - HOLM</u></b>
Knopp-Crickmer House	12923 Memorial Drive	<b><u>DISTRICT G - HOLM</u></b>
Claud B. Barrett House	1527 Kirby Drive	<b><u>DISTRICT G - HOLM</u></b>
Colonel W. B. Bates House	2128 Brentwood Drive	<b><u>DISTRICT G - HOLM</u></b>
Kendall - Levine House	2132 Troon Road	<b><u>DISTRICT G - HOLM</u></b>

– was presented. Council Member Holm absent.

Council Member Brown stated that the Mayor's permanent landmark initiative to encourage historic preservation on voluntary basis in the City was a great thing, that he was proud to say that this was the third house that his father designed in the City of Houston that was now a permanent historic landmark. Council Member Holm absent.

A vote was called on Item No. 25. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. RESOLUTION 2007-0047 ADOPTED.

37. ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 518 - DISTRICT E - WISEMAN** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1454 ADOPTED.

42. ORDINANCE amending Ordinance No. 2007-770 relating to the Fiscal Affairs of the Greater Greenspoint Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER ELEVEN, CITY OF HOUSTON, TEXAS (GREATER GREENSPPOINT ZONE)**; approving an amendment of the Fiscal Year 2008 Operating Budget for the Authority -

**DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1455 ADOPTED.

51. ORDINANCE approving and authorizing contract between the City of Houston and **THE LAW FIRM OF EPSTEIN BECKER GREEN WICKLIFF & HALL P.C.** for Legal Services relating to the City's Worker's Compensation Benefits Program; providing a maximum contract amount - 3 years with two one year options - \$1,200,000.00 - Workers Compensation Revolving Fund - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1456 ADOPTED.
55. ORDINANCE approving and authorizing amendment to Developer Participation Contract between the City of Houston and **VILLAS DEL PARQUE, L.P.** for the construction of water, sanitary sewer and storm sewer lines to serve the Villas Del Parque Rittenhouse Subdivision - **DISTRICT H - GARCIA** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1457 ADOPTED.
57. ORDINANCE appropriating \$1,275,720.00 out of Metro Project Commercial Paper Series E Fund No. 4027 as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **CLR, INC** for Design of the paving extension of Buffalo Speedway from West Airport Blvd. to Holmes Rd., WBS N-000784-0001-3; providing funding for contingencies relating to construction of facilities financed by the Metro Project Commercial Paper Series E Fund No. 4027 - **DISTRICT D - EDWARDS** - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1458 ADOPTED.
59. ORDINANCE appropriating \$3,025,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing second amendment to Professional Engineering Services Contract (approved by Ord. No. 06-0277) between the City of Houston and **LOCKWOOD, ANDREWS & NEWNAM INC** for services associated with the Surface Water Transmission Program, WBS S-000900-0002-3 - was presented. All voting aye. Nays none. All voting aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. ORDINANCE 2007-1459 ADOPTED.

**NON CONSENT AGENDA** - NUMBER 62

**MISCELLANEOUS**

62. MOTION to set a date not less than seven (7) days from December 12, 2007, to receive nominations for Positions One, Two and Two Alternate At-Large Positions of the **HOUSTON-GALVESTON AREA COUNCIL BOARD OF DIRECTORS**, for one-year terms to expire December 31, 2008 – was presented.

Council Member Wiseman moved to set Wednesday, December 19, 2007 to receive nominations for Positions One, Two and Two Alternate At-Large Positions of the Houston-Galveston Area Council Board of Directors, seconded by Council Member Garcia. All voting

aye. Nays none. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Member Holm absent. MOTION 2007-1233 ADOPTED.

**MATTERS HELD** - NUMBERS 63

63. ORDINANCE establishing the west side of the 800 block of Waverly 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 – (This was Item 28 on Agenda of December 5, 2007, TAGGED BY COUNCIL MEMBER GARCIA)** – was presented. Council Member Holm absent.

Council Member Green asked what was the minimum amount of signatures required to get this done and Council Member Garcia stated that in the ordinance it continued to specify significant support, that there was not a percentage and did not speak to a simple majority or anything of that nature, so on this item the prevailing lot sizes speaks to significant support. Council Member Holm absent.

Council Member Green stated that his concern was that one, they ought to define significant at this point because it seemed that four out of ten to get something done was not even a simple majority and he did not see how in any certain terms that could qualify as significant, that maybe based on precedence it did, but just in the general terms he was concerned about it, that he was very committed to the minimum lot size requirement for the one they had in place, but he could see how this one could be very dangerous.

Council Member Garcia stated that early on in the administration there was concern about applications that were not coming forward because of the issue of significant support, and they had been trying to work to define that for the last four years, so this particular item had gone through the process and although it was four out of ten, it was not essentially four out of ten, because as a matter of record three opposed, three had no opinion and four supported it, that was how it broke down, that everybody got notice, that they had pictures of signs posted, so there was enough public support and notice given, that letters were mailed, things of that nature, the application was followed, and Council Member Green stated that he understood there were some errors in the application, and Council Member Garcia stated that they responded to those issues and they had the information to refute the allegations, and Council Member Green stated that he had not seen any of that. Council Members Johnson, Holm, Alvarado and Noriega absent.

After further discussion a vote was called on Item No. 63. Council Member Wiseman voting no, balance voting aye. Council Member Khan out of the city on personal business. Council Member Berry absent. Council Members Johnson, Holm, Alvarado and Noriega absent. ORDINANCE 2007-1460 ADOPTED.

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS**

Council Member Lovell stated that she wanted to congratulate the new Council Members elect, Rodriguez, Sullivan, Jones and Adams, that she looked forward to welcoming them to the City Council; that she wanted to say what a pitiful turnout it was of 2.9% of the people, 25,000 votes cast citywide. Council Members Johnson, Wiseman, Holm, Alvarado and Noriega absent.

Council Member Lovell stated that she wanted to thank Council Member Edwards for the dedication of the Martin Luther King statue at Hermann Park, that it was truly incredible. Council Members Johnson, Wiseman, Holm and Noriega absent.

Council Member Edwards stated that she wanted to thank the young people in the City for getting involved in politics, that she did not know what percentage of the City Council would be under the age of 40, that if not unprecedented it was really remarkable. Council Members Johnson, Wiseman and Holm absent.

Council Member Edwards stated that regarding the Martin Luther King statue unveiling she wanted to thank everyone, especially Brigitte Taylor, Todd in Susan Christian's office, Doreen with the Hermann Park Conservancy and Saint John's Choir and Pastor Rasmus, Mayor White and everyone, that it was not a one person show. Council Members Johnson, Wiseman and Holm absent.

Council Member Edwards stated that at the Visitors Center every festive season the Consular Corps of Houston decorated trees which were showcased at the Visitors Center and then were auctioned off, that they were hoping to raise \$600 for Child Advocacy, that they should go by the Visitors Center and find out about the holiday excursion that was going to be shown there, that if they had any questions they could call the Protocol Office, or they could call her office at 713-247-2001 for more information, that it would be on Thursday, December 13, 2007, at 12:50 p.m. Council Members Johnson, Wiseman and Holm absent.

Council Member Lawrence stated that she wanted to compliment Director Harry Hayes, who was doing a fabulous job, that they started a pilot program in a number of neighborhoods throughout the City, that he had solved problems and put extra dumpsters and sent his guys out, that not only Harry but everybody who worked for Solid Waste was doing a great job and really helping the City out as far as eventually 100% recycling some day. Council Members Johnson, Wiseman and Holm absent.

Council Member Lawrence stated that they were going to miss Council Members Alvarado, Berry, Edwards and Wiseman, that she had really enjoyed what went on in Council, that she looked forward to the new Council Members. Council Members Johnson, Wiseman and Holm absent.

Council Member Garcia stated that they would have a special called Public Safety and Homeland Security Committee meeting tomorrow at 3:00 p.m., that it was to review the Greater Houston 9-1-1 budget; that tonight they were hosting a Meet and Greet at the Houston Emergency Communication Center for those members of the Community Emergency Response Team, that everybody was invited, that it would be at 6:30 p.m. and would also include a tour; that he wanted to thank the Mayor's administration, Ms. Velma Laws office in particular for the townhall meeting on Minority Women Business Enterprises that they held on Monday, that they had over 100 people attend, that there a lot of good questions asked and they dealt with a lot of issues and responded to a lot them, and Ms. Laws would continue to respond to the questions that came up. Council Members Lawrence, Johnson, Wiseman, Holm and Lovell absent.

Council Member Garcia stated that he wanted to congratulate the folks who organized and participated in Lights in the Heights, that it was the largest thus far, that he wanted to thank the residents who were either bystanders or active participants. Council Members Lawrence, Johnson, Wiseman, Holm and Lovell absent.

Council Member Garcia stated that he wanted to send a shout out to Mr. Gary Norman, Public Works, that yesterday was his birthday. Council Members Lawrence, Johnson, Edwards, Wiseman, Holm and Lovell absent. (No Quorum Present)

Council Member Garcia stated that as to the Texans, who said they were done, they were not done yet, that they continued to embody the spirit of Houston and that was that they could do and believed they could, that they were exhibiting the heart of a champion that Rudy T. talked about when

the Rockets made it to the championships, so to the Houston Texans, keep up the fight. Council Members Lawrence, Johnson, Edwards, Wiseman, Holm and Lovell absent. (No Quorum Present)

Council Member Green stated that they would have a Budget and Fiscal Affairs Committee meeting on January 8, 2008 at 10:00 a.m. in the Council Chamber. Mayor White and Council Members Lawrence, Johnson, Edwards, Wiseman, Holm, Garcia and Lovell absent. Mayor Pro Tem Alvarado presiding. (No Quorum Present)

Council Member Green stated that the Houston Bar Foundation would host a Day of Giving on Saturday, January 12, 2008 from 9:00 a.m. to 12:30 p.m., that volunteer attorneys would provide brief legal consultation and advice to qualifying participants at 10 locations across Houston, for more information they could call 713-228-0732. Mayor White and Council Members Lawrence, Johnson, Edwards, Wiseman, Holm, Garcia and Lovell absent. Mayor Pro Tem Alvarado presiding. (No Quorum Present)

Council Member Green stated that as a season ticket holder he was a supporter of the Texans and he was still very supportive and was hoping that they would continue to win the rest of their games. Mayor White and Council Members Lawrence, Johnson, Edwards, Wiseman, Holm, Garcia and Lovell absent. Mayor Pro Tem Alvarado presiding. (No Quorum Present)

Council Member Brown stated as to the crime in the City, the Mayor and Police Chief had done a good job in fight crime, but he would like to bring up two proposals that he thought would help them reduce crime in the City of Houston, that first was an ex offenders program, that they had about 15,000 ex-offenders who were essentially dropped off at the Greyhound bus station every year and within two years approximately 60% of those, or 9,000 ex offenders, were rearrested and sent back to jail, that there seemed to be a way they could reduce the recidivism rate of these ex-offenders and that would be by having a re-entry and reception center program in the City of Houston where they would have a place to go, a place to sleep and get counseling and job training and be reunited with their families, that it would be a good and humane thing to do, that it worked in other cities and could work in Houston, that he had asked Senator Whitmire's office and now Mayor White was supporting it. Mayor White and Council Members Lawrence, Johnson, Wiseman, Holm, Garcia and Lovell absent. Mayor Pro Tem Alvarado presiding. (No Quorum Present)

Council Member Green stated that they were stymied in terms of stopping copper thievery, that it was an epidemic in the City, that he and a staff member went around and there were 115 of these scrap dealers and he was passing out some pictures, that they were in effect challenging the City to keep them from doing what they were doing because they were buying in many cases stolen scrap metal, that they needed to have more investigative police, that they needed to get tough on the copper thieves. Mayor White and Council Members Lawrence, Johnson, Wiseman, Holm, Garcia and Lovell absent. Mayor Pro Tem Alvarado presiding. (No Quorum Present)

Council Member Noriega stated that she wanted to express her gratitude to the Council Members who were leaving, Council Members Berry, Edwards, Alvarado and Wiseman and would like to welcome the soon to be Council Members, Rodriguez, Sullivan, Adams and Jones. Council Members Lawrence, Johnson, Wiseman, Holm, Garcia and Lovell absent. (No Quorum Present)

Council Member Alvarado asked where they were in the light synchronization, that she spends a lot of time driving around downtown and it seemed like they had not quite gotten it like they intended it to be, but hoped that Mr. Marcotte and his department were looking at that. Council Members Lawrence, Johnson, Wiseman, Holm, Garcia and Lovell absent. (No Quorum Present)

Council Member Alvarado stated that she wanted to recognize her staff, they were putting together their last District I Christmas event for the kids in her district, that it would be held on Sunday,

that she particularly wanted to thank Gracie Garza, she had done a tremendous job putting it together and she wanted to thank all of the sponsors who participated every year in the effort. Council Members Lawrence, Johnson, Wiseman, Holm, Garcia and Lovell absent. (No Quorum Present)

Council Member Alvarado stated that she wanted to congratulate Council Member Edwards on the Martin Luther King statute, that she knew Council Member Edwards had worked so hard on it and she figured it was a good way to put a close to the end of her term. Council Members Lawrence, Johnson, Wiseman, Holm, Garcia and Lovell absent. (No Quorum Present)

Mayor White stated that on the record or off on the light synchronization he would do whatever she wanted, which was that there was a lot of City staff under a lot of pressure to make an improvement from what was in case when they first moved to more synchronized and also an improvement from what existed before, that they were monitoring the feedback with specific examples from constituents and that they did have and would have sort of a downtown townhall meetings, that there had been a couple of discussions but did not know, for those on his staff who were following the Council meeting, what the status was, that perhaps put it together hosted by Central Houston and maybe Public Works and Council Members, that they had people measuring traffic flows before and after, hours of discussion looking at the data and in order to correct problems right they had to do two streets at a time, that it was like a big machine, there were 300 intersections, but it would probably be the case that today, for the improvements they made, it was a lot faster on the north south commuting thoroughfare, that it was probably also the case that the people who travel diagonally across the street grid downtown, that was something that there would not be an improvement and probably be slightly less, that it was probably true that the tools that were used so successfully in Midtown and everything else did not quite fit as well in the downtown setting where it was a street grid and people were traveling diagonally through the street grid, so there was a point where they were going to evaluate and he did not have the memo in front of him exactly, but have the improvements that they could measure and maybe the townhall meeting would do enough good for the people that it did good for to justify going to this system as opposed to something that did not try to optimize that north south flow which most of the people used, that they got it and there was people under tremendous amount of pressure and there was going to be no pride in authorship because if they could not get it right then they would go back to either the old system or something that was only a small variant of that, that was probably where they were heading right now and what they were doing in the field, that it was somewhere between the old system, a bunch of simultaneous greens and reds, and a new system which was designed to optimize the north south flows, but which created problems for some of the east west and the diagonal, and that was where they were going. Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Holm, Garcia and Lovell absent. (No Quorum Present)

There being no further business before Council, the City Council adjourned at 11:47 a.m. Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Holm, Garcia and Lovell absent. (No Quorum Present)

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

MINUTES READ AND APPROVED

/S/Anna Russell

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Anna Russell, City Secretary