

City Council Chamber, City Hall, Tuesday, August 18, 2009

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, August 18, 2009, Mayor Bill White presiding and with Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, M. J. Khan, P. E., Edward Gonzalez, Sue Lovell, Melissa Noriega, Ronald C. Green and Jolanda "Jo" Jones; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division Legal Department; Ms. Claudia Vasquez, Director Citizens Assistance; Ms. Marty Stein, Agenda Director; and Ms. Marta Crinejo, Assistant Agenda Director; present. Council Members Pam Holm and James G. Rodriguez absent on personal business. Council Member Peter Brown out of the city on personal business.

At 2:00 p.m. Mayor White called the meeting to order and stated that Council Member Sullivan would begin presentations. Council Members Lawrence, Johnson, Clutterbuck, Adams, Green and Jones absent. (NO QUORUM PRESENT)

Council Member Sullivan invited HPD Chaplain Monty Montgomery to the podium and stated that all our public men and women in safety needed support in good and bad times and one always involved was Chaplain Montgomery; that he had served as a spiritual leader for 5,000 officers and 3,000 civilians and nearly 2,000 retired officers; and because of all his services presented him a Proclamation proclaiming today as "Chaplain Monty Montgomery Day" in Houston, Texas. Chaplain Montgomery introduced his wife of 25 years, Lea, and his two daughters, Ashley and Andrea, and thanked all for the recognition. Council Members Lawrence, Clutterbuck, Green and Jones absent.

Mayor and Council Members thanked Chaplain Montgomery for all his services in good and bad times. Council Members Lawrence, Clutterbuck, Sullivan, Khan and Green absent.

Council Member Noriega stated that it was her pleasure to speak on the Mayor's Committee for the Employment of People With Disabilities and today there were three scholarship recipients and she invited to the podium Mr. Travis Booth and his family, Mr. Paul Watts and his family and Miss Carry Alfred and her family; and stated that after World War II the Harris County Committee for Employment of Disabled Persons came into being with its main goal to help veterans and in 1991 keeping with similar committees around the country the name changed to the Houston Mayor's Committee for Employment of People With Disabilities and they developed programs to educate people on employing those with disabilities and the Scholarship Committee awarded scholarships to allow them to continue their goals and presented a Proclamation for today being "Houston Mayor's Committee for Employment for People With Disabilities Scholarship Day" in Houston, Texas; and scholarship awards were presented to Paul Watts, Travis Boots and a representative for Carry Alfred. Council Members Lawrence, Clutterbuck, Adams and Green absent.

Council Member Johnson stated that he would be presenting two Proclamations today and first was that this week was the Fifth Annual Houston Restaurant Week benefiting the In Hunger Network, August 10 – 23, 2009, with each participating restaurant having created a special three course menu for dinner offered at \$35.00 and for each dinner the restaurant would make a \$5.00 donation to the Houston Food Bank; that last year 53 restaurants participated and raised almost \$79,000 and they expected this year to raise close to \$100,000 to fight hunger in the community; and presented them a Proclamation commending all on their efforts for such a worthwhile event in ending hunger and proclaimed the week "Houston Restaurant Week" in Houston, Texas. Council Members Lawrence and Clutterbuck absent.

Council Member Jones stated that as a kid who ate free breakfast she was glad Council Member Johnson did this and she felt they were the perfect ambassadors to talk about hunger and food; and thanked all for what they did; and Ms. Cleverly Stone stated that she was founder

and chairman of Houston Restaurant Week founded in 2003 to benefit the Houston Food Bank and the event was planned for volunteers so 100% of donations would go to the Food Bank; and introduced those present with her from the Houston Food Bank. Council Members Lawrence and Clutterbuck absent.

Council Member Johnson stated that his second presentation was to the Houston Select 13U Basketball Team and invited the team to the podium; that the Houston 13 and under team returned in July from competing in the AAU Boys Basketball National Championship and they came back to the "Bayou City" as champions; that the 13 and under team worked hard since third grade to position themselves to win it all and this year they had a last second shot allowing them to win by 2 points and this was an honor worth celebrating and he saluted the players for their talent, dedication and hard work and each and everyone of the boys were straight A and B students; and presented them a Proclamation congratulating the team and proclaimed today the "Houston Select 13U Basketball Team Day" in Houston, Texas. Council Member Johnson introduced Coach Cedric Ward and Assistant Coach /sponsor Steve Trauber. Council Members Lawrence and Clutterbuck absent.

Council Member Jones stated that as a former basketball player and coach she was so thankful they were doing what they did and they should keep their grades up; that they would probably all get scholarships, but without the grades the scholarships would fall by the wayside; and thanked all for keeping them on the straight and narrow; and Mr. Trauber stated that in addition to the boys being outstanding players and students they also gave back to the community, Christmas they served in the Food Bank and they raised and collected money for gifts for needy families. Council Member Clutterbuck absent.

At 2:27 p.m. Mayor White called on Council Member Lovell who led all in prayer and in the pledge of allegiance.

At 2:28 p.m. Mayor White requested the City Secretary call the roll. Council Members Holm and Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Lawrence absent.

Council Members Khan and Lovell moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Members Holm and Rodriguez absent on personal business. Council Member Brown out of the city on personal business.

Council Member Noriega stated that on a point of personal privilege she wanted to recognize the Mayor's Summer Youth Conservation Corps, they in partnership with Center Point and Houston Works had just completed its second successful summer where they were hired and trained to become energy conservation advocates and educated households on energy efficiency; and asked those who were present to stand to be recognized.

At 2:30 p.m. Mayor White requested the City Secretary to begin calling public speakers.

Ms. Dinah Menard, 9220 Clarewood #2098, Houston, Texas 77036 (713-779-8501) had reserved time to speak but was not present when her name was called.

Mr. Tony Sony, 3333 Unity Drive #92, Houston, Texas 77057 (no phone) had reserved time to speak but was not present when his name was called.

Ms. Mary Gaines, 3520 E. Nasa Parkway, Seabrook, Texas 77586 (832-423-7840) had reserved time to speak but was not present when his name was called.

Mr. Tyler Casey, 6200 Pershing Avenue, Fort Worth, Texas 76116 (806-441-0908) appeared and stated that he was from Ft. Worth, Texas and current Worship Minister at Lake City's Community Church in Rowlett, Texas, and lead singer for a pop rock group called Titanmoon; that they had toured the U. S. three times playing all major cities and this fall had a great opportunity to go to Japan and Pakistan; that in Japan they would present a gift from the city of Ft. Worth to the Mayor of a sister city of Ft. Worth and today he was asking the City of Houston to collaborate with them in presenting an appropriate gift to the Mayor of Karachi, Pakistan, who was sister city to Houston. Council Member Clutterbuck absent.

Council Member Khan stated that they were doing a wonderful job in promoting good things about America all over the world; and upon questions, Mr. Casey stated that they would be playing at country clubs and talking to crowds and asking them to get involved in promoting and funding private schools there; and they would like to partner with the City of Houston to make this trip very successful; and Council Member Khan stated to Mayor White that he would like him to ask protocol to see if they could send gifts. Council Member Sullivan absent.

Council Member Jones thanked Mr. Casey for coming and stated that last week was the 66th anniversary of Pakistan's independence and last evening she received a gift from Chiba, Japan, and it seemed at a minimum a letter could be sent as a goodwill gesture and she could probably come up with a gift; and Mr. Casey stated that he thanked them for their time; and presented the Mayor and Council Members with a CD of their music. Council Member Sullivan absent.

Mayor White stated that for viewers and Members of City Council, Council Member Rodriguez was not present today as he just had a new baby at 8 pounds/8 ounces, named Jake James Rodriguez. Council Member Sullivan absent.

Mr. Christopher Cordaway, 6513 Force, Houston, Texas 77020 (281-433-4848) had reserved time to speak but was not present when his name was called. Council Member Sullivan absent.

Mr. Trevor Tully, 1055 Conrad Sauer, Houston, Texas 77043 (832-577-1340) appeared, presented information and stated that he was present to propose a 2010 committee for Houston's Urban Revitalization and the objectives were to increase the percentage of safety in a larger percentage of the city and for more luxury upscale affordable housing in close proximity to downtown and the Galleria and it would stimulate the housing market and make Houston less of a suburbia city which would enhance their image for new comers, etc., that his proposal was to create a committee of pillars of the community in the area of economics, real estate and hospitality development; and read a list of prospective members. Council Member Sullivan absent.

Mr. Ray Lincoln, 7219 Foxwick, Humble, Texas 77043 (832-283-1496) appeared and stated that he worked on the Houston airfield grounds and was under much stress and present asking for better working conditions at the airport; that he would like Mayor White to conduct an investigation to see they received just as fair treatment as everyone else. Council Member Sullivan absent.

Mayor White stated that they would not be able to run a city...; that a number of supervisors had disputes with employees and he had a perfect right to be here, but he would not be able to run a city unless he respected the ability of the department directors and those under their supervision, but they would take down some of the details. Council Member Sullivan absent.

Upon questions by Council Member Jones, Mr. Lincoln stated that he would like an investigation of how they were treated and worked by their supervisors at the airport system at Houston Intercontinental Airport. Council Member Sullivan absent.

Ms. Ruby Harrison, 5301 N. Sam Houston Parkway East #3603, Houston, Texas 77032 (281-227-0705) appeared and stated that she worked for Airport Grounds at the airport and her problem was she wanted to be checked in; that she was out working in the heat and one morning had a meeting with a supervisor and behind a closed door with three males and asked if she could have a female present and was told no and she went into an anxiety attack and was placed in the hospital three days and no one called her, but when she came back was told she was terminated and she went to OIG but had heard nothing. Council Member Sullivan absent.

Upon questions by Council Member Jones, Ms. Harrison stated that she had worked with the city 11 months before termination; that she had faxed her incident report to her office; and Council Member Jones stated that she would look at it; and Mayor White stated that he was aware of some of the circumstances. Council Member Sullivan absent.

Mr. Jack Cummings, 10651 Northbrook, Houston, Texas 77043 (713-973-6365) appeared and stated that he was having a problem having trash picked up; that four of the trash departments came by and three of four had no problem picking it up, he lived on a corner lot and a semi busy street, to push the cans down the street was a safety issue and his wife had spoke before Council about a year ago and it was picked up for a year, but for the last two weeks it had not been and he hoped to get this resolved before he came, but here he was again; that the supervisor issued a letter dated October 9, 2007 and his wife spoke in 2008 and he only wanted his trash picked up in the driveway where it was supposed to be. Council Members Johnson and Sullivan absent.

Mayor White stated that on the Northbrook side of the street what did he think the problem was there; and Mr. Cummings stated that the problem was getting the can to Northbrook, he had to go down Lumpkin to place the can on Northbrook and that was a cut through traffic area. Council Members Johnson and Sullivan absent.

Council Member Lawrence stated that she would call and get him a real answer, possibly it was a new driver, but she would check and get in contact with him. Council Members Johnson and Sullivan absent.

Upon questions by Mayor White, Mr. Cummings stated that if his trash was picked up on Lumpkin it would be he and his neighbor having trash picked up there, there were two houses which backed up to a business area; that generally they gave the Director of Solid Waste discretion for routing to get the maximum efficiency. Council Members Johnson and Sullivan absent.

Mr. Jack Terence, 7265 Sims, Houston, Texas 77061 (832-434-7998) appeared, presented information and stated that he handed out a print out from the Harris County Appraisal District which concerned property located at 2410 Polk, it was not owned by him, but highlighted it showed the total living area to be zero and he questioned whether that was a proper class code under the Texas Property Code; that also until this year the total living area being zero was referred to as the building area, which would indicate the square footage of any structure on this particular property; that since Jim Robinson, the Chief Appraiser of HCAD list this building area as zero it would indicate to him perhaps the building was demolished; that zero meant nothing was there to him, so his question was did the owner get any building permits and that answer was no and the owner of the property was the Houston Chronicle and he wondered how the Houston Chronicle and Jim Robinson arrived at the square footage of the building being zero; that in his opinion the Mayor of the City of Houston was responsible of the

health and safety of all people in Houston which was provided from property taxes generally and if taxes were not being collected in a fair manner then he could not do his job in protecting the health and safety of the people. Council Members Sullivan and Jones absent.

Ms. Cathy Barnett, 7207 Mobud, Houston, Texas 77074 (713-774-7055) appeared and stated that she was present to say what happened to her August 12th when she had her first encounter with the Houston Safe Clear Program; that she had to go sign papers to be presented in court Thursday and her car broke down on the side road of Loop 610 at the left turn lane of Woodway and she was one mile from the lawyer's office and did not know it was illegal to leave her vehicle there and thought she would take care of business, be back shortly and meet her AAA Wrecker there, but when she got back she found a police car and a tow truck which had already loaded her vehicle and told the AAA Wrecker, which would have cost her only about \$30 could not pick up her car and the Safe Clear Wrecker had to tow it and she offered him \$30 to take it off the truck since her wrecker was coming and she was not impeding traffic, but was told by law it had to be towed by Safe Clear and it cost her \$143.50 and her biggest problem in all of this was the fee; that it seemed the city should be able to get a volume discount with so many tows happening day and night all the time and she felt the program should be amended. Council Members Sullivan, Noriega, Green and Jones absent.

Mayor White stated that as he understood the situation there were two issues, first the amount; and Ms. Barnett stated that she paid \$143.50 to take it about four to five miles and AAA would have given her three miles free and charged her \$7 a mile after that; and Mayor White stated that they would look into this, but the charge was that they ran the amount paid per tow on involuntary tows before the Safe Clear Program and after Safe Clear it brought the average ticket down by about 50%; that he was not an expert on some of this, but they did require many trucks and facilities out 24 hours a day and at AAA a number of people paid but did not use full capacity; and stated that Ms. Vasquez would meet with her at this time. Council Members Sullivan, Khan, Noriega and Jones absent.

Mr. Malcom Davis, 9415 Westheimer #320, Houston, Texas 77063 (713-952-4736) had reserved time to speak but was not present when his name was called. Council Members Sullivan, Khan, Noriega and Jones absent.

Mr. Clymer Wright, 6038 Darkwood, Houston, Texas 77088 (281-448-8007) appeared and stated that he was present to speak on the Mayor's request which he heard about last week; that he asked them in Council to put an item on the ballot in November to study the current term limits, to appoint a commission to determine whether the current law was better or would four two year terms be better or two four year terms, etc., and when he first heard the news he thought this was one of the most timid camels he had seen trying to get his nose under the tent, but then he realized politicians and governments often work by increments because they knew public eyes were on them most of the time; that he would view this particular request as being the first step of the camel getting his nose under the term limit tent and he could see where this could eventually lead to other erosions and perhaps the ultimate demise of term limits for the city; that he thought to go forward with the study was a waste of resources and that each Council Member knew he would most likely not be here if there were not term limits in effect; and to know what term limits people would like they should organize several hundred volunteers and have them walk the neighborhoods from door to door and sign petitions, but since this was brought up they would be talking to all candidates and public and let know where all stood on the issue; and if the Mayor was to run for the Senate he would encourage him to run on a term limits platform for Congress. Council Members Sullivan, Khan and Noriega absent.

Upon questions by Council Member Lawrence, Mr. Wright stated that two years was always the tenure for Council and the subject other than two years never came up; that because the city did not have recall laws with enough teeth he felt it was the best unless the recall laws

were strengthened and then he could go to six years; that it was highly unlikely a new Mayor and all new Council Members would be elected at the same time, the power of incumbency was too great for that. Council Members Sullivan, Khan and Noriega absent.

Mayor White stated that the first thing was based on early experiences he had, he thought term limits were a good idea and he had expressed that on numerous occasions; that he had feed back from attorneys, etc., and he never thought it all that bad to have a commission of citizens from a variety of backgrounds to take a look at things from time to time and see how they perform and personally he had observed that it was much more difficult for elected officials to be good watch dogs on the city budget because every organization and department thought they had a great mission and should be expanded and the ability to ask probing questions and know where there was waste in the departments did in part depend on one's experience and that was why if someone just wanted officials for two years the bureaucrats would be in total control of the city, but if they did not want two years it seemed reasonable citizens could listen to each other on what they thought the reasonable limitation was; and Mr. Wright stated that all had their own opinion and he thought if the city wanted to spend its own resources on putting something like this on the ballot it was a shame. Council Members Sullivan and Noriega absent.

Mr. James Horwitz, 5414 Imogene, Houston, Texas 77096 (713-501-0555) appeared and stated that his son , Noah, was present to speak on a subject dear to him. Council Members Sullivan and Noriega absent.

Mr. Noah Horwitz, 5414 Imogene, Houston, Texas 77096 (713-501-0555) appeared and stated that he presently did not attend HISD, but formerly attended Gary O'Hare Elementary School, Gary O'Hare was an air force pilot who while flying over Houston had engine failure and if he would have ejected himself to safety his plane would have crashed into the residential neighborhood below, but instead he guided it through the city and crashed past the neighborhoods sacrificing his life to save many others and because of that he was considered a hero and a school was named for him; unfortunately there were several HISD schools not named after heroes and in fact were named after individuals that stood for something very hated in this day and time, they were named for members of the confederacy, he realized it was up to HISD to name their own schools, but believed Council could consider passing a resolution suggesting to them to rename schools which were named after members of the confederacy; that Jefferson Davis, Robert E. Lee and John H. Reagan were named after members of the confederacy and those states advocated inhumane treatment of people and he felt it was insensitive to those people of color who struggled against racism and discrimination to have their children attend such schools; and urged City Council take a stand. Council Members Adams, Sullivan, Khan and Noriega absent.

Council Member Clutterbuck thanked Noah for appearing and stated that he was 15 years old and completed his speech in the correct time; that he appeared at civic club meetings and she would suspect they would see him at the Council Table or in another body; and he had attended college courses and has a perfect 4.0. Council Members Adams, Sullivan, Khan and Noriega absent.

Council Member Jones stated that she was touched by what he said and it was absolutely profound; that she was impressed with his 4.0 GPA, but more impressed with his heart; that one day he would take over the world; and thanked his Mom, Dad and all his family for raising him. Council Members Adams, Sullivan, Khan and Noriega absent.

Council Member Lawrence stated that the City Council did not do resolutions but on the website of HISD all the school board emails were listed and she thought they would very much

appreciate what he read and to know his feelings. Council Members Adams, Sullivan, Khan and Noriega absent.

Council Member Lovell thanked Noah for coming and raising their consciousness and when he did go to present this to HISD he should let Council Members know as she thought many would like to be in the audience to watch him; that she would like to add one thing to his list, her son would start Lamar High School and they were called the "Red Skins" and she would have difficulty yelling "Go Red Skins" and she would like him to add mascots, to her that was offensive, no other people were referred to by skin color and if he would let her know she would be happy to go stand with him and request the same. Council Members Johnson, Adams, Sullivan, Noriega, Green and Jones absent. (NO QUORUM PRESENT)

Ms. Sara Cizek, 6034 Clarewood, Houston, Texas 77081 (713-665-6449) appeared and stated that they were having a problem at the intersection of Clarewood and Rampart; that it was located in Shenandoah which had 275 homes and developed 55 years ago; that for 50 years they had drainage of problems; that in the 1970s flooding was bad so they asked the Renwick ditch be covered over and it was and then that brought the problem of Rampart and Clarewood; that the city came out and was wonderful about cleaning drains and trying to do the best they could for her, but she was still having problems; that Clarewood did not go through to Hillcroft when the area was developed, consequently the homes still had the same drainage as before and yet there was still building going on today and the problem was Clarewood was on a slope from Hillcroft and the water was ponding at Clarewood and Rampart; that the city put notices out sidewalks were to be built, but they could not have more cement, today when they looked at the gutters they said there was much mud down, but it was her soil being eroded and she needed suggestions. Council Members Johnson, Adams, Sullivan, Noriega, Green and Jones absent. (NO QUORUM PRESENT)

Council Member Khan thanked Ms. Cizek for coming and stated that Shenandoah was one of the best places to live in that part of town; that lately the drain was causing water to collect and while improving Hillcroft, he understood it would not add to the problem she referred to, but would request Public Works take a look and see if improvement on Hillcroft and in addition sidewalks would cause any additional flooding for the area; and Mayor White stated that the first issue was the sidewalks and Public Works representatives did look at this and this week someone would look at whether there were obstructions to the drainage lines; that there was a major storm water project going from Glenmont to Beechnut by Rampart and designed and funding would be in FY12/13 and two to three years from now seemed like a long time, but they had knocked out projects needing done for a century so they were making real progress; that Mr. Drabek was present and could speak with her at this time; that in her particular situation they thought the ground sloped toward her house and if that was true they could not fix that; and Ms. Cizek stated that was true and she would fix that, but wanted suggestions as if sidewalks were placed it would make things even worse; and Council Member Khan stated that once sidewalks were placed they had to make sure access was still to drain lines and he wanted to make sure they had access to those drain lines. Council Members Johnson, Adams, Sullivan, Noriega and Green absent. (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. Council Members Johnson, Adams, Sullivan, Noriega, Green and Jones absent. (NO QUORUM PRESENT)

Ms. Deborah Champ, 11100 FM1960, Huffman, Texas 77336 (713-456-0222) appeared and stated that she was representing the Willow Run community and wanted to request funds not be placed for their park but instead for a YMCA; that it would allow more activities for children and seniors; and urged her request be considered. Mayor White, Council Members

Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Ms. Jahina Karon, 16700 Kuykendahl #110, Houston, Texas 77068 (281-964-9091) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. Carlos Jones, 16700 Kuykendahl #110, Houston, Texas 77068 (281-964-9091) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. Clarence Dupree, 3310 Ebbtide, Houston, Texas 77045 (713-433-0321) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Ms. Debbie Wilson, 10427 Dunvegan, Houston, Texas 77013 (713-675-6206) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. Steven Muller, 527 Soft Shadow Lane, Houston, Texas 77013 (713-678-4414) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Ms. Dorothy Landes, 623 Kilroy, Houston, Texas 77013 (713-673-1827) had reserved time to speak but passed when her name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. Hartwell Remsburg, Jr., 6702 Renwick Drive #9, Houston, Texas 77081 (713-839-0246) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Ms. Barbara Ann Lacourse, 1600 Louisiana, Houston, Texas 77002 (832-880-2010) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. James Partsch-Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. Joseph Omo Omuari, 6367 Cattails, Houston, Texas 77035 (no phone) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Adams, Sullivan, Khan and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. Frank Elias, 10223 Valencia, Houston, Texas 77013 (713-675-5027) appeared and stated that he was present last week regarding the roof not being completed on his carport; that the way he understood the Mayor last week was if he tore it down, he could put it back up as long as he did not go past deed restrictions on the house; that his building did not go past; that today he heard from Legal the overhang was affecting it so he thought they were looking for little things to stop it, he never heard anything about the overhang until today. Mayor White, Council Members Johnson, Adams, Sullivan, Khan, Gonzalez and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Vice Mayor Pro Tem Lovell stated that she had a memo that Mr. Arturo Michel, the City Attorney, and Public Works were still having discussions and trying to deal with this issue, but they had come to no resolution as yet; and Mr. Elias stated that Mayor White said in Council a decision like that could be made in an hour and they had his paperwork three weeks; and Vice Mayor Pro Tem Lovell stated that they did have information and were looking through it. Mayor White, Council Members Johnson, Adams, Sullivan, Khan, Gonzalez and Noriega absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Council Member Lawrence stated that because so many permits were given and he would be given a permit, unless this was changed, and how they handled the permit they did not normally handle it, so that may not have been considered last week, but it was being worked out on how it should take place and they did want a carport to be built back to standards; and Mr. Elias stated that he understood building to a certain standard, but when it was being built to even higher standards than the city and he gave them all information they asked for. Mayor White, Council Members Johnson, Clutterbuck, Adams, Sullivan, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Council Member Jones stated that she was sorry the City was dragging their feet; that it seemed she remembered last week the Mayor saying the decision could be made in an hour and she did not doubt what he said was the truth, but maybe a reminder could be sent to the Mayor and they could move forward; that she would not make excuses, but it did not seem as if it made good sense and she apologized. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Mr. William Beal, 4718 Boicewood, Houston, Texas 77016 (713-633-0126) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Ms. Mary Taylor, 1403 Fashion Hill Drive, Houston, Texas 77088 (281-445-0682) appeared and stated that she was present again speaking for the YMCA in Willow Run; that Mayor White was a multi million dollar man and they were asking him to sponsor the 26.82 acres needed for the YMCA on the parkland; that they needed all Council to give an endowment and she had \$1,000 she put up herself. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Vice Mayor Pro Tem Lovell stated that it was a generous offer and thanked her for coming. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 had reserved time to speak but was not present when his name was called. Mayor White, Council Members

Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

At 3:37 p.m. City Council recessed until 9:00 a.m., Wednesday, August 12, 2009. Council Members Holm and Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Adams, Sullivan, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

The Houston City Council reconvened at 9:00 a.m. Wednesday, August 19, 2009, with Mayor Bill White presiding and with Council Members Toni Lawrence, Jarvis Johnson, Wanda Adams, Mike Sullivan, M. J. Khan, P. E. , Pam Holm, Edward Gonzalez, Sue Lovell, Melissa Noriega, Ronald C. Green and Jolanda "Jo" Jones; Mr. Anthony Hall, Chief Administrative Officer, Mayor's Office; Mr. Arturo Michel, City Attorney; Ms. Marty Stein, Agenda Director, and Ms. Marta Crinejo, Assistant Agenda Director, present. Council Member Anne Clutterbuck absent due to being ill. Council Member James G. Rodriguez absent on personal business. Council Member Peter Brown out of the city on personal business.

At 8:22 a.m. City Secretary read the descriptions or captions of items on the Agenda.

At 9:36 Mayor White called the meeting to order and stated that an HGAC important hearing was occurring today and a couple of Council Members had requested that he try to expedite things as much as they could, for people to keep that in mind and he would do so as well. Council Members Sullivan, Holm and Jones absent.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 25

MISCELLANEOUS - NUMBER 1

1. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE) BOARD OF DIRECTORS**, for terms to expire December 31, 2010:
 - Position Two - **MR. COLLIN A. ROSE**, reappointment
 - Position Four - **MR. TOM L. BROAD**, appointment- was presented, moved by Council Member Khan, seconded by Council Member Green. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. MOTION 2009-0612 ADOPTED.

ACCEPT WORK - NUMBERS 2 through 4

2. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$452,806.00 and acceptance of work on contract with **RESICOM, INC** for Reveille Park Phase II - 4.82% over the original contract amount - **DISTRICT I - RODRIGUEZ** - was presented, moved by Council Member Khan, seconded by Council Member Green. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. MOTION 2009-0613 ADOPTED.

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract of \$1,133,376.98 and acceptance of work on contract with **CLEANSERVE, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 12.5% under the original contract amount - was presented, moved by Council Member Khan, seconded by Council Member Green. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. MOTION 2009-0614 ADOPTED.
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,649,370.73 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 5.22% under the original contract amount - **DISTRICTS D - ADAMS; E - SULLIVAN and I - RODRIGUEZ** - was presented, moved by Council Member Khan, seconded by Council Member Green. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. MOTION 2009-0615 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 25

12. ORDINANCE approving and authorizing Occupancy Agreement between the **HARRIS COUNTY DEPARTMENT OF EDUCATION, a Texas County School District, as occupant**, and the City of Houston, Texas, as owner, for space in the Fifth Ward Multi-Service Center - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0752 ADOPTED.
13. ORDINANCE approving and authorizing Occupancy Agreement between the **HARRIS COUNTY DEPARTMENT OF EDUCATION, a Texas County School District, as occupant**, and the City of Houston, Texas, as owner, for space in the Northeast Multi-Service Center - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0753 ADOPTED.
16. ORDINANCE approving and adopting an Updated Ongoing Services and Assessment Plan for and on behalf of the **LAMAR TERRACE PUBLIC IMPROVEMENT DISTRICT NO. 2** covering the period 2009 through 2018 pursuant to Chapter 372 of the Texas Local Government Code; containing other provisions related to the subject; providing for severability - **DISTRICT C - CLUTTERBUCK** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0754 ADOPTED.
- 16a. ORDINANCE appropriating \$222,384.86 out of Fund 7508, Lamar Terrace Public Improvement District No. 2 Fund, for payment to Saint George Place Redevelopment Authority pursuant to Ordinance No. 2003-0432; containing provisions relating to the subject - **DISTRICT C - CLUTTERBUCK** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0755 ADOPTED.

19. ORDINANCE approving and authorizing contract between the City and **GERRY FUSCO CONSULTING** for Professional Services relating to the Bureau of Animal Regulation and Control (BARC); providing a maximum contract amount - \$158,500.00 - General Fund – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Members Sullivan and Holm absent.
21. ORDINANCE appropriating \$12,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **OTHON, INC** for Rehabilitation and Renewal of Wastewater Lift Stations - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0756 ADOPTED.
22. ORDINANCE appropriating \$1,504,660.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **MCKINNEY CONSTRUCTION, INC** for Waterline Replacement in Sunnyside I, 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 deadline; providing funding for engineering, testing, project management, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - ADAMS and I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0757 ADOPTED.
23. ORDINANCE appropriating \$1,720,170.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Water Line Replacement in Easthaven and Park Place, setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0758 ADOPTED.
24. ORDINANCE granting to **RW JAYNES, LLC, D/B/A INTRA-SERVICES WASTE TRANSPORT, A Texas Limited Liability Company**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0759 PASSED FIRST READING IN FULL
25. ORDINANCE No. 2009-747, passed first reading August 12, 2009

ORDINANCE granting to **MINER DEDRICK, LLC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0747 PASSED SECOND READING IN FULL.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

PURCHASING AND TABULATION OF BIDS

5. ORDINANCE appropriating \$342,327.00 out of Equipment Acquisition Consolidated Fund for Purchase of Professional Services to right size and improve data center reliability for the Information Technology Department - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0760 ADOPTED.
- 5A. **TECHNOLOGY PARTNERS INTERNATIONAL, INC** for Professional Services to right size the server platform and improve data center reliability for Information Technology Department - was presented, moved by Council Member Khan, seconded by Council Member Green. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. MOTION 2009-0616 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 6 through 25

6. RESOLUTION designating certain property at 5300 Caroline Street within the City of Houston as a landmark and protected landmark (William L. Clayton House) - **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. RESOLUTION 2009-0020 ADOPTED.
7. ORDINANCE **AMENDING CHAPTER 10 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to affidavits required for issuance of building permits; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a savings clause - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. ORDINANCE 2009-0761 ADOPTED.
8. ORDINANCE **AMENDING CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to subdivisions, developments, and platting, building lines, and transit corridor development; containing findings and other provisions relating to the foregoing subject; providing for severability – was presented. Council Member Sullivan absent.

Council Member Holm stated that one of her concerns was in the ordinance it stated that “a transit corridor was a designation, any proposed route that Metro suggests”, that at this point

and time Metro had suggested several proposed routes that she had no idea of Richmond being one of them, if it was going to end up being a route or not, that how do they assure that did not become a transit corridor, with authority for Metro to do certain things to it, that from her perspective she did not want the City to relinquish it's rights and capacity to regulate Richmond, because it was proposed as opposed to designated as a route.

Mayor White stated that he believed that they were adopting an ordinance, and she was familiar with the very thorough process they went through by ordinance, and Council Member Holm stated yes, and Mayor White stated that this was an action on the part of the City of Houston and not an action on behalf of Metro, and just as the City Council was taking this action, the City Council could take any other action in the future and they were not delegating authorities under Metro, that he understood her issue, and Council Member Holm stated that with the City Council designating this action it could give Metro the authority over the regulation of that street, was that correct, and Mayor White stated that he did not believe that was correct, and asked if somebody wanted to suspend the rules so he could call Ms. Marlene Gafrick, Director, Planning and Development, to the Council table. Council Member Sullivan absent.

Council Member Holm moved to hear from Ms. Gafrick at this time, seconded by Council Member Jones. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. MOTION 2009-617 ADOPTED.

Mayor White stated to Mr. Arturo Michel, City Attorney, and Ms. Gafrick, that he was talking about a legal issue, and was on issue on which Council Member Holm had a legitimate concern, but believed it to be the case and was dealing with it as a legal issue that they were not delegating authority, that they had as a home rule City, by virtue of this to any other agency, was he correct or incorrect on that. Council Member Sullivan absent.

Council Member Holm stated that what she was referring to was the definition "transit corridor street means a right of way or easement that Metro has proposed as a route for a guided and transit or fixed guide way transit system", that was the definition that they were adopting so her question was, if Metro had proposed it did that mean when City Council adopted this, because it was a proposed street, it was then an adopted transit corridor that gave Metro the authority that they had over the streets that they designated as transit corridors. Council Member Sullivan absent.

Ms. Gafrick stated that the definition of the transit corridor, there were two conditions; first, it had to be a planned rail like they had indicated, but the second condition, was that it was included on the Major Thoroughfare and Freeway Plan as a transit corridor, that Richmond had not been included on the Major Thoroughfare and Freeway Plan as a transit corridor and it would require City Council to adopt any changes to the Major Thoroughfare Plan, that came to the City Council every year, that in that light they had not taken any actions yet on the Richmond Corridor. Council Member Sullivan absent.

Mayor White stated that they were not delegating any authority by Metro to do something or other with respect to a transit corridor, that was one issue, that another issue was a transit corridor was something where the City could call something a transit authority where there was no transit and no designation by Metro and he thought the answer to that was "no", and third, was there a process by which the City approved those things that were transit corridors and he thought the answer to that was yes.

Upon further questions by Council Member Holm, Ms. Gafrick stated that it only becomes a transit corridor when they go through the Planning Commission hearing process and then come before City Council and the City Council designates it as a transit corridor when they

approve the Major Thoroughfare Plan, that the City Council had to act on the Major Thoroughfare designating it as a transit corridor, that it would not be done in one step; and Mayor White stated that it was his understanding that Ms. Gafrick's answer was correct, that it would have to be designated in the Major Thoroughfare Plan as a transit corridor and there were hearings, more than one, that there was a notice of hearing before the Planning Commission, and Ms. Gafrick stated that there was at least one hearing in front of the Planning Commission, and then there was the vote of the City Council, and Council Member Holm stated that just to make it clear because she did not want any confusion later on, if Metro wanted to make Westheimer, between I610 and the beltway a transit corridor it had to go before the Planning Commission and had to be approved by the City Council, and Ms. Gafrick stated that was correct.

After further discussion and questions by City Council, Mayor White stated that it was not correct in as much as "Metro wants to do anything at anytime", that Metro could run buses down streets right now, as it currently did, that the issue was, with respect to what they were voting on today, was the effect of these amendments dealing with transit corridors and what they do with respect to transit corridors, was it a unilateral decision by Metro to designate something as a transit corridor, or was it a decision where both Metro makes a designation and the Planning Commission, in a plan approved by the Council, makes a decision, that no it was not unilateral, it had two parallel processes, one of which involved the City, but it only referred to those things, they were only talking about the issues involved in what they were voting on, that they were not voting on whether they could run buses down the street, or voting on revisiting issues that they had already voted on concerning City rights of way that had already been voted on, that they were voting on this ordinance, the specific issues that were covered by this ordinance, that it was his understanding that they were not delegating any of their authorities on those things, delegating any authorities to Metro. Council Members Johnson and Sullivan absent.

Upon further discussion by Council Members, Council Member Adams asked when the Richmond corridor part came up again before City Council, at that time was when they could make the necessary amendments for those A line streets, those streets leading up to the Richmond part of the corridor, that she wanted to make sure at what time they make those necessary amendments, and Ms. Gafrick stated that when they designate Richmond as a transit corridor street that was when they could go in and draw the maps and show the official intersecting streets, the A streets, but they needed to make sure that Metro had all the other work done in advance before they designated Richmond as a transit corridor street, and Council Member Adams asked who would make the recommendation for the sidewalks to go to six and a half feet, and Ms. Gafrick stated that when they designate Richmond as a transit corridor that was when it automatically happened. Council Members Johnson and Sullivan absent.

After further discussion by Council Members, a vote was called on Item No. 8. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. ORDINANCE 2009-0762 ADOPTED.

Mayor White stated that he wanted to give a special thanks to Mr. Mark Kilkenny who he thought had worked on this probably longer and harder than any person.

- 8a. **ORDINANCE AMENDING THE CITY OF HOUSTON BUILDING CODE** relating to sidewalks; containing findings and other provisions relating to the foregoing subject; providing for severability - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. ORDINANCE 2009-0763 ADOPTED.

9. ORDINANCE establishing the north and south sides of the 1800 block of Norfolk 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 - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. ORDINANCE 2009-0764 ADOPTED.
10. ORDINANCE establishing the north and south sides of the 1800 block of Norfolk 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 D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. ORDINANCE 2009-0765 ADOPTED.
11. ORDINANCE approving Loan Agreement between the City of Houston and **HOUSTON AREA COMMUNITY DEVELOPMENT CORPORATION, a Texas Nonprofit Corporation**, for a \$3,000,000 Performance Based Loan of Federal "HOME" Funds for Development of the Sakowitz Apartments including 166 single room occupancy units at 2300 Sakowitz Street - **DISTRICT H - GONZALEZ** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Member Sullivan absent. ORDINANCE 2009-0766 ADOPTED.

Council Member Jones stated that she spoke with Ms. Warren at HUD and she said that this was a really good item and that HUD had authorized it, so she wanted it to be clear that it was okay and that HUD had an opinion on it. Council Members absent.

Council Member Gonzalez stated that he was supporting the project and had talked to members of the community and they were aware of it. Council Member Sullivan absent.

14. RESOLUTION approving the creation of the **LELAND WOODS REDEVELOPMENT AUTHORITY II**; approving the Articles of Incorporation and the Bylaws thereof; confirming the appointment of the initial directors and chairperson - **DISTRICT B – JOHNSON** – was presented. Council Member Sullivan absent.

After discussion Council Member Lawrence stated that she was going to tag Item No. 14 and Director Icken was going to get her some costs; and Council Member Johnson stated that he did believe there were a lot of questions that needed to be answered, that he hoped that Andy Icken could come and get her the information that she needed, that it was time sensitive. Council Members Sullivan and Holm absent.

After further discussion Mayor White stated that Item No. 14 had been tagged. Council Members Sullivan and Holm absent.

- 14a. ORDINANCE appropriating \$952,761.00 out of Tax Increment Reinvestment Zone (TIRZ) Affordable Housing Fund (Fund 2409), approving and authorizing agreement between the City of Houston; **NORTH HOUSTON BANK; BUILDERS COMMUNITY DEVELOPMENT CORPORATION; REINVESTMENT ZONE NUMBER TWENTY-TWO, CITY OF HOUSTON, TEXAS (LELAND WOODS ZONE); LELAND WOODS REDEVELOPMENT AUTHORITY**, and **LELAND WOODS REDEVELOPMENT AUTHORITY II** relating to the purchase of lots owned by Builders Community Development Corporation for the purpose of developing affordable housing in the Leland Woods Subdivision; providing funding for

contingencies related to associated transactional costs and certain authorized expenses of Leland Woods Redevelopment Authority II **DISTRICT B – JOHNSON** – was presented, and tagged by Council Member Lawrence. Council Members Sullivan and Holm absent.

15. ORDINANCE relating to the fiscal affairs of the Upper Kirby Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER NINETEEN, CITY OF HOUSTON, TEXAS (UPPER KIRBY ZONE)**; approving the Fiscal Year 2010 Operating Budget for the Authority and the Fiscal Years 2010-2014 Capital Improvement Budget for the Zone; containing various provisions related to the foregoing subject; making certain findings relating thereto - **DISTRICTS C - CLUTTERBUCK and G - HOLM** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0767 ADOPTED.
17. ORDINANCE appropriating \$682,000.00 out of Fund 2409 (TIRZ Affordable Housing Fund) for payment of Administrative Expenses associated with the TIRZ Affordable Housing Program - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0768 ADOPTED.
18. ORDINANCE amending City of Houston Ordinance No. 2008-1055 relating to rescheduling and postponement of City Council meetings - was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Sullivan and Holm absent. ORDINANCE 2009-0769 ADOPTED.
20. ORDINANCE appropriating \$753,510.00 out of Police Consolidated Construction Fund; approving and authorizing Professional Architectural Services Contract between the City of Houston and **ROTH + SHEPPARD ARCHITECTS** for Fondren Police Station; providing funding for contingencies relating to construction of facilities financed by the Police Consolidated Construction Fund - **DISTRICT C – CLUTTERBUCK** – was presented. Council Members Sullivan, Holm and Gonzalez absent.

After discussion by Council Member Khan a vote was called on Item No. 20. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Holm and Gonzalez absent. ORDINANCE 2009-0770 ADOPTED.

NON CONSENT AGENDA - NUMBER 26

MISCELLANEOUS

26. MOTION to set a date for public hearing on proposed amendment to Chapter 9 of the Code of Ordinances, to amend land use regulations in the vicinity of George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Airport - **DISTRICTS B - JOHNSON; E - SULLIVAN and I – RODRIGUEZ - SUGGESTED HEARING DATE - WEDNESDAY - SEPTEMBER 16, 2009 - 9:00 A.M.** – was presented.

Council Member Khan moved to set September 16, 2009 for a public hearing on proposed amendment to Chapter 9 of the Code of Ordinances to amend land use regulations in the vicinity of George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington

Airport, seconded by Council Member Green. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. MOTION 2009-0618 ADOPTED.

MATTERS HELD - NUMBERS 27 through 31

27. RECEIVE nominations for Position 13 of the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION BOARD OF DIRECTORS**, for a two year term that will end March 1, 2011 – **(This was Item 35 on Agenda of August 5, 2009, POSTPONED BY MOTION #2009-592)** - was presented.

Council Member Lovell moved to refer this back for one week to the administration, and Mayor White stated that it was not to refer back but to delay one week, seconded by Council Member Khan. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. MOTION 2009-0619 ADOPTED.

28. ORDINANCE approving and authorizing submission of an application to the **TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS** for Texas Neighborhood Stabilization Program (“TX NSP”) Funds in the amount of \$2,700,00.00 and to accept the TX NSP Funds, if awarded - Grant Fund – **(This was Item 22 on Agenda of August 12, 2009, TAGGED BY COUNCIL MEMBER ADAMS)** – was presented.

After discussion by Council Members Adams and Jones, a vote was called on Item No. 28. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Holm and Gonzalez absent. ORDINANCE 2009-0771 ADOPTED.

29. ORDINANCE amending Ordinance No. 2009-457 to replace Exhibit “B”, Projected use of funds Budget for Thirty Fourth CDBG Program Year, with a separate budget for Community Development Block Grant Funds under the American Recovery and Reinvestment Act of 2009 (“CDBG-R”) in the amount of \$8,093,613.00 - **DISTRICTS B - JOHNSON; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ** – **(This was Item 23 on Agenda of August 12, 2009, TAGGED BY COUNCIL MEMBER ADAMS)** – was presented.

Council Members Adams stated that there were two particular items on the RCA, one was for the US Vets and they wanted to make sure they got the adequate funding they needed, and the second part was an SRO on Southmore Street for single room occupancy for the homeless and she wanted to make sure they had everything in their office in writing to make sure how the monies would be allocated, that right now the community had not been informed about the SRO, that she received some information in writing from the Housing and Community Development Department on how it was going to work, that she wanted to make sure that they stayed in constant communication with their office as well and she would stay in constant communication with them as well, that before she would move forward on this item she would make sure to meet with the community concerning the proposals at this time.

Mayor White stated that he would make a point to all of his colleagues on City Council, on the CDBG Grants that they get and special allocations of the CDBG Grants the City of Houston would be in a much better position on the CDBG Grants that were granted to the region because of their track record in the last two years of deployment, that compared to other jurisdictions they were deploying money pretty rapidly, which did not mean they should not have stake holder involvement and all that, that he believed over the next couple of years that it was

going to be an issue that he would discuss with committee meetings in the City Hall Complex, during popoff, on additional CDBG Funds, that their position was going to be that those jurisdictions that could deploy funds effectively and rapidly should receive more funds, that those who sat on funds should not, that he would be urging Council Members and members of the relative departments to make decisions rapidly.

Council Member Jones stated that she had spoken with Ms. Warren, who was over Houston HUD, that the adjective that she used to describe the separation of these monies was "great", that she thought it was a great idea and thought it would help them be more transparent in how they spent the funds, that she was also encouraged when Ms. Warren told her that the Housing Department was being monitored, that this was just another thing the Housing Department had done to come into compliance.

A vote was called on Item No. 29. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Holm and Gonzalez absent. ORDINANCE 2009-0772 ADOPTED.

30. ORDINANCE altering maximum prima facie speed limits in certain school zones in the City of Houston; making various findings and containing other provisions relating to the subject; declaring certain conduct to be unlawful and providing a penalty; providing for severability; containing a repealer; containing a savings clause – **(This was Item 26 on Agenda of August 12, 2009, TAGGED BY COUNCIL MEMBER SULLIVAN)** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Holm and Gonzalez absent. ORDINANCE 2009-0772 ADOPTED.
31. ORDINANCE approving and authorizing agreement by and between the City of Houston and **HARRIS COUNTY, TEXAS**, for Harris County to acquire needed property to be conveyed to the City, and to design, construct and fund the reconstruction of Lorraine Street in connection with the extension of the Hardy Toll Road South from its current terminus to connect with U. S. Highway 59 and the northern approach to the Elysian Viaduct - **DISTRICTS B - JOHNSON and H - GONZALEZ** – **(This was Item 31 on Agenda of August 12, 2009, TAGGED BY COUNCIL MEMBER GONZALEZ)** – was presented.

Council Member Gonzalez moved to postpone Item No. 31 for one week and stated that he was working with Harris County on resolving some issues, seconded by Council Member Khan. All voting aye. Nays none. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Holm and Gonzalez absent. MOTION 2009-0620 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Adams stated that she knew one of the Mayor's initiatives was to make sure that Houston Hope Neighborhoods be revitalized, that monies were placed in the Houston Hope areas, that she had asked for a list of stimulus money that had either been submitted or money that had been awarded for the City of Houston, that after receiving the list she noticed for abandoned properties, and redevelopment of communities to stabilize neighborhoods, on one proposal was resubmitted for \$10 million and on another proposal it was submitted for \$2.7 million and on one they had actually been awarded \$13 million for abandonment of homes and communities, that she knew that one of the biggest areas that the Mayor had been focusing

on was the Houston Hope area, that she wanted to thank Claudia with the Mayor's office and Angela, and her staff Karen and Shavonda, and some members of the Solid Waste Management Department, and former Council Member Ada Edwards office; that they did a site visit in the Sunnyside area and drove the community for about six hours, that she had a book of over 224 abandoned building complaints in the Sunnyside area, that yesterday she had the opportunity to meet with the Mayor and he supported to actually look at their processes when they were going to court or filing suit on some of the abandoned properties, that one thing that they did notice was that there were some policy changes that needed to take place and they needed to make sure that there were some things that they needed to work with when it came to Neighborhood Protection and when it came to the Legal Department in working together to get some of these issues resolved, that she had photos of how 3-1-1 worked with Neighborhood Protection and how everything was put together, that they decided that they were going to move forward on these complaints and a commitment had been made with the Legal Department and the City of Houston with solutions, within 90 days, on how they were going to tear some of these buildings down, that they came to the conclusion that boarding up building did not solve the problem or take away the danger so they were going to look at their policy and procedures when it came to dangerous buildings and they found out again that money was not the problem, that she wanted to thank the Mayor for his support in that they could bring some relief to the Sunnyside area for a lot of the buildings that had been checked for the last six years, that they had asked the question of what the checkmark meant and they said that checkmark meant that the building was coming down, that she noticed the other day when they drove the area that the checkmarks had been there for five or six years and the building was still there, that they were going to come up with some processes and look for a way to get some of these buildings down, that she did had the Mayor's commitment, that she knew it was not just happening in District D, it was happening in other areas of Houston Hope Neighborhoods, that when they drive through a community and there were abandoned buildings and junk motor vehicles on every street it could not be tolerated in a City of this size, so they were moving forward and she wanted to thank Mr. Michel for working with them and they were going to do weekly, biweekly and monthly updates to make sure that these issues get resolved, because if it was Houston Hope they wanted to make sure that hope was provided for these communities so they could get some of the revitalization money and when the money comes through and was awarded she would expect, that some of the money going to these communities for revitalization, must take place. Mayor White and Council Members Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Vice Mayor Pro Tem Lovell stated that she knew there had been discussion, they had passed the Neighborhood Stabilization Funding today and knew there had been many discussions about the same thing, they could not stabilize a neighborhood, as much money as they put into, and stop the foreclosures if they had those kind of abandoned buildings, that she was correct, it was in every single neighborhood in the City. Mayor White and Council Members Lawrence, Khan, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Council Member Jones stated that last weekend was the Ensemble Theater Annual Black Tie Gala, that it was to raise money for the Ensemble Theater, that the Mayor received an award, and wanted to thank the people who put it on because it was a fabulous event; that on Saturday or Sunday was the 62nd Anniversary of Pakistan's Independence and they had their first annual parade, that Council Member Khan presented a proclamation; that she did a fund raiser every year and this would be the second year that it would be called the Houston Survivor Challenge, that the application deadline was August 25, 2009 at 5:00 p.m., that a bunch of her friends from Survivor, Amazing Race, Big Brother and Pirate Master were coming to town to raise money for two local charities, Buffalo Bayou Partnership and U'Jana Conley Foundation for SIDS, that it was a 501C3 as well and those two non profits were splitting the profits made from the fundraiser, 50/50, that the application was for people who lived in Houston or the

surrounding areas who wanted to compete with or against actual reality stars, that the event was September 24 through 27, 2009, that they could go to www.houstonsurvivorchallenge.com. Mayor White and Council Members Lawrence, Gonzalez, Noriega and Green absent. Vice Mayor Pro Tem Lovell presiding. (NO QUORUM PRESENT)

Council Member Sullivan stated that he wanted to welcome Tom Broad to the Lake Houston TIRZ Board and congratulate Collin Rose for his reappointment to the board, that he wanted to recognize Ed Dormer on the Lake Houston TIRZ Board, that he wanted to thank the entire board for agreeing to fund construction of the Mills Branch Sidewalk Project that would benefit not only constituents and residents but also all the students at Shadow Forest Elementary, who needed a safe way to get to school; that he wanted to thank Debra Veal for her hard work in preparing proclamations for all of City Council, that his office tells him that she always helped when called on; that Tracy Wingate and his men helped fix the famous Kingwood sinkhole and he wanted to thank them for all of the work they did; that Jeff Weatherford and his guys needed to be congratulated as well for their work in getting the stripping done to make it safe; that he was a little late coming to Council because Clear Creek Independent School District was having their teacher convocation at Grace Community Church and they were celebrating that they had received the highest rating possible for large school districts in the State of Texas, that he wanted to congratulate Dr. Greg Smith, Superintendent of CCISD for all the good work and good leadership, and all the teachers and faculty that had made it happen; that last night Lone Star College Kingwood celebrated their 25th Anniversary and appreciated Mayor White letting him take a proclamation congratulating them, that it was a well attended event and a milestone for what was a junior college and now have the status that Lone Star College had; that he wanted to thank his entire staff for all the support that they give him. Council Members Lawrence, Johnson, Gonzalez, Noriega, Green and Jones absent. (NO QUORUM PRESENT)

Council Member Lovell stated that they had some sad news in her office, that William Paul Thomas, Chief of Staff, mother-in-law, Clarica Thompson, passed away this past week and her service would be tomorrow, August 20, 2009 at 11:00 a.m. at Wheeler Avenue Baptist Church, 3826 Wheeler Avenue, that they wanted to let their family to know that they were in their thoughts and prayers; that she wanted to say congratulations to Council Member Rodriguez and his wife Wendy on the birth of their first son, Jake James Rodriguez; that to the Ensemble Theater, it was a wonderful event that she attended last Friday, that she wanted to congratulate Mayor White and Reverend Lawson, who both received awards from the ensemble. Council Members Lawrence, Johnson, Gonzalez, Noriega, Green and Jones absent. (NO QUORUM PRESENT)

Council Member Holm stated that to wanted to celebrate the birth of Jake James Rodriguez, that Council Member Rodriguez and Wendy were the proud parents; that she wanted to wish Council Member Lovell a Happy Birthday. Council Members Lawrence, Johnson, Gonzalez, Noriega, Green and Jones absent. (NO QUORUM PRESENT)

Council Member Khan stated that he wanted to congratulate Council Member Rodriguez and Wendy Rodriguez on their son's birth; that the Mayor's Annual Ramadan Dinner would be on Saturday, August 29, 2009, that it was a most blessed month, especially for the Islamic Community; that Congressman Al Green was holding a "Green Light to Healthy Living Health Fair" on Saturday, September 5, 2009, from 10:00 a.m. to 2:00 p.m. at Westbury High School, 11911 Chimney Rock, 713-723-6015, that it was in conjunction with Community Health Choice, Ibn Nasina Foundation and Houston Independent School District; that the Houston Community College was having a ribbon cutting ceremony on Tuesday, September 1, 2009, for their southwest center which was in Stafford, that the new Stafford Campus Learning Help Center would be open at 11:30 a.m., that it was located at 10141 Cash Road in Stafford; that his friend, Michael Manning, who heads up the Alief Super Neighborhood Council was leaving that position

and he wanted to thank him for his service; that there had been two deaths in the community and he sent their heartfelt condolences to the families; that he wanted to congratulate the organizers of the Pakistan Day Parade, Dr. Mubashier Chordhary, Mr. Nadim Naik, Mr. Khalid Mahmood and the University of Houston Downtown students played a key role in organizing that. Council Members Lawrence, Johnson, Gonzalez, Noriega, Lovell, Green and Jones absent. (NO QUORUM PRESENT)

Council Member Adams stated that last night the Shamrock Manner Civic Club held a meeting in regard to the concrete batching plant, that those who lived in the Shamrock Manner Community or the surrounding community, around Swingle or Scott Street and had issues concerning the plant to feel free to call their office at 832-393-3001, that she wanted to thank Representative Alma Allen for her partnership with their office to make sure that the public meetings took place concerning the batch plant; that she wanted to say Happy Birthday Houston, that tomorrow they would be celebrating the 173rd birthday celebration for Houston at the George R. Brown Convention Center; that on Saturday she would be co-hosting the Urban League Campaign for African American Achievement Program, that it would be held at Edgewood Park at 5803 Bellfort from 9:30 a.m. to 12:00 p.m.; that on Saturday she would be attending a Project Press Block Party at Cresmont Park at 5200 Selinsky near Martin Luther King; that on August 26, 2009 she would be attending the Hope On Wheels Handprint Ceremony at the Texas Children's Cancer Center at Baylor College of Medicine at 6621 Fannin, that it would be located in the front lobby; that she wanted to congratulate Wendy and Council Member Rodriguez for the birth of their new son Jake; that earlier she had an opportunity to make brief comments on the meeting they had yesterday about some of the stabilization funds and also for some of the dangerous buildings they talked about and asked Mayor White if he had any comments of his support of how they were going to move forward on those particular issues, that she knew it was happening in the City of Houston but they knew she was the Council Member for District and she was concerned and was really concerned about the Houston Hope area in Sunnyside and how they could remove some of this blight. Council Members Lawrence, Johnson, Holm, Gonzalez, Noriega, Lovell, Green and Jones absent. (NO QUORUM PRESENT)

Mayor White stated that he was disappointed that in some expressed directions that he had given concerning their expectations concerning Neighborhood Protection and certain areas had not been filled, that he needed her leadership and stewardship of this process, along with that of the City Attorney and Captain Curran, that she knew what needed to be done and what success looked like, particularly with respect to the dangerous buildings, that in particular he did think that she could help him insure accountability, every one of them around the table and in the community makes mistakes and probably a day does not go by in which some of the 2 million plus citizens of the community does not make a mistake and that was understandable, that if somebody puts a notice board in front of a lot which had no information about what was being notified of, that was not a mistake it was grounds for termination, that was an example, that was not a political comment, he does not make political comments as such around the table, it was a comment made with his authority under the City Charter as Chief Executive of the City, that if somebody wanted to argue for the Civil Service Commission that they had a right to go to the job and put up a notice of violation without any information concerning what the violation was or anything else about the violation then he did not think it was a matter of training, and that was just one example, that similarly he had stated around the Council table and given directions before that in high crime areas the way to remedy a dangerous violation was not to board so that the rodents had more shade and that those who removed boards to commit criminal acts had more cover, that it was to demolish a building, that it was a new day in Neighborhood Protection, there was a loss of operation tempo and pace and results following the departure of Chief Lumpkin and they expect Neighborhood Protection to get on it in these neighborhoods; that on the stimulus money they needed to spend where it was appropriate and he was not sure and had to get it specifically, that some of the issues that they identified

yesterday were not, the best he could tell, a result of a lack of funding, that he did not want to spend money on something before they fixed the problem. Council Members Lawrence, Johnson, Holm, Gonzalez, Noriega, Lovell, Green and Jones absent. (NO QUORUM PRESENT)

Council Member Sullivan stated that he wanted to thank Christina Cabral for helping him with the TIRZ appointments; that BAHEP, Bay Area Houston Economic Partnership, hosted an important meeting at Ellington Airport, where they brought together the military community and businesses to talk about military activity there, that Buddy Grantham talked about the Office of Veterans Affairs and things that he was able to bring to the table, that it was also good for him to hear first hand that their entire delegation was supportive of Ellington Airport and that they had almost \$50 million in new military facility construction underway right now, that he and Congressman Olson, State Representative Legler, representatives for both Senate offices were there and Harris County Commissioner Silvia Garcia's office was represented, that he made a list of work that people were asking for at Ellington Airport and would like to talk to HAS, Houston Airport System, about it in the future to see what they could help with and then what was the responsibility of the other military services that were out there; that he toured he USO facility at George Bush Intercontinental Airport/Houston, that he had been pretty harsh about the existing conditions of the facility a couple of months ago, but the 1,100 square foot space that the USO was going to be housing in a couple of weeks was first class and he wanted to thank Eric Potts for the attention that he had personally given to the project and in giving him the tour yesterday; that Monday was the start of school across the area and he wanted to wish the teachers, faculty, staff and students the best luck and for them to be safe; that he wanted to thank community activist in his district, Olivia Randall, for taking time a couple of weeks ago to show them all of the illegal dumping, abandoned buildings, woody waste and heavy trash that needed to be picked up, that a general sweep needed to be done in that area, that they were documenting everything through 3-1-1, and areas that they were not successful in getting cleaned up they were going to come to Council and ask for some assistance during the next popoff; that he wanted to thank Houston Fire Department Assistance Chief Bill Berry for coming out to the Kingwood Service Association and talking to their Parks Committee, that he was able to talk about their CYANOKITS®, where they used new technology of medicine, that it was an antibody to save fire victims, and then this past weekend the firefighters saved another life because they had this kit. Council Members Lawrence, Johnson, Holm, Gonzalez, Noriega, Lovell, Green and Jones absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 10:51 a.m. Council Member Clutterbuck absent due to being ill. Council Member Rodriguez absent on personal business. Council Member Brown out of the city on personal business. Council Members Lawrence, Johnson, Holm, Gonzalez, Noriega, Lovell, Green and Jones absent. (NO QUORUM PRESENT)

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary